

Volume 6

Journal of the Assembly

Legislature of the State of California

2009–10 First Extraordinary Session

December 8, 2008 to December 18, 2008

2009–10 Second Extraordinary Session

December 8, 2008 to February 19, 2009

2009–10 Third Extraordinary Session

January 5, 2009 to October 26, 2009

2009–10 Fourth Extraordinary Session

July 2, 2009 to July 24, 2009

2009–10 Fifth Extraordinary Session

August 31, 2009 to January 11, 2010

2009–10 Sixth Extraordinary Session

October 26, 2009 to October 8, 2010

2009–10 Seventh Extraordinary Session

October 26, 2009 to November 4, 2009

2009–10 Eighth Extraordinary Session

January 11, 2010 to March 11, 2010



HON. JOHN A. PÉREZ

Speaker

HON. FIONA MA
Speaker pro Tempore

HON. ISADORE HALL III
Assistant Speaker pro Tempore

HON. CHARLES M. CALDERON
Majority Floor Leader

HON. MARTIN GARRICK
Minority Floor Leader

E. DOTSON WILSON
Chief Clerk of the Assembly

AMY LEACH
Minute Clerk

Volume 6

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| | 9 | 9 |
| | 11 | 11 |
| 2009 | | |
| January | 5 | 13 |
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| | 22 | 21 |
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| February | 5 | 29 |
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| | 11 | 13 |
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| January 4 | 21 | June 3 | 111 |
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| 28 | 29 | 17 | 119 |
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| | 27 | 11 |
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| | 29 | 15 |
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| | 21 | 25 |
| | 25 | 29 |
| | 28 | 33 |
| February | 1 | 37 |
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APPENDICES TO ASSEMBLY JOURNALS

2009–2010 REGULAR SESSION

California State Assembly

Appendix No. 1 to Assembly Journal



Standing Rules of the Assembly,
2009–10 Regular Session

Standing Rules of the Senate,
2009–10 Regular Session

Joint Rules of the Senate and Assembly
2009–10

Constitution of California, Article IV

Assembly Chamber
June, 2009

(Please direct inquiries or requests for additional copies to the Office of the Chief Clerk at 319-2856.)

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STANDING RULES OF THE ASSEMBLY

2009–10 Regular Session

House Resolution No. 1 (Lieu)
(Adopted December 1, 2008, Assembly Journal, p. 54)

STANDING RULES OF THE ASSEMBLY
2009–10 REGULAR SESSION

I. LEGISLATIVE ORGANIZATION

Assembly General Officers

1. (a) The general officers of the Assembly are the following:
 - (1) Speaker
 - (2) Speaker pro Tempore
 Assistant Speaker pro Tempore
 Majority Floor Leader
 Minority Floor Leader
 - (3) Chief Clerk
 Sergeant at Arms
 Chaplain
- (b) Except for the officers listed in paragraph (2) of subdivision (a), each officer listed in subdivision (a) shall be elected by a majority vote of the duly elected and qualified Members.
- (c) The Chief Clerk, subject to the approval of the Committee on Rules, shall determine the names and titles that shall appear on the front page of all publications.

Hours of Meeting

2. The Speaker, or, in his or her absence, the Speaker pro Tempore, shall determine the time for convening the session, unless otherwise ordered by a majority vote of the Members present and voting.

Speaker to Call Assembly to Order

3. The Speaker, or, in his or her absence, the Speaker pro Tempore, shall, at the hour appointed for meeting, call the Assembly to order.

Roll Call and Quorum

4. Before proceeding with the business of the Assembly, both of the following shall be completed:
 - (1) The roll of the Members shall be called, and the names of those present shall be entered in the Journal. Forty-one Members constitute a quorum.
 - (2) The presiding officer shall announce the names of all Members who will be absent from that day's session and the reason for their absence.

Organization of Assembly

5. For the purposes of the organization of any regular session of the Assembly pursuant to Section 9023 of the Government Code, the person who was the Speaker when the previous regular session adjourned sine die, if he or she is reelected to the Assembly, shall be deemed to be the senior member elect.

II. RULES

Adoption of Standing Rules

6. The adoption of the Standing Rules requires an affirmative recorded vote of a majority of the duly elected and qualified Members. When once adopted, the Standing Rules shall remain in effect unless suspended or amended as provided in these rules.

Suspension of Rules

7. Unless specified otherwise in these rules, any Standing Rule of the Assembly not requiring more than a majority vote, except Rule 8, may be suspended temporarily by a vote of a majority of the Members of the Assembly. A rule requiring a two-thirds vote may be temporarily suspended by a two-thirds vote of the Members of the Assembly. A temporary suspension applies only to the matter under immediate consideration, and in no case may it extend beyond an adjournment.

Amending Standing Rules

8. A standing rule of the Assembly may not be amended except by a resolution adopted by an affirmative recorded vote of a majority of the duly elected and qualified Members.

Mason's Manual

10. In all cases not provided for by the California Constitution, by the Assembly Rules, by the Joint Rules of the Senate and Assembly, or by statute, the authority is the latest edition of Mason's Manual.

III. ORGANIZATION OF COMMITTEES

Standing Committees

11. Thirty standing committees of the Assembly are hereby created, upon the several subjects, and titled respectively, as follows:

- Accountability and Administrative Review
- Aging and Long-Term Care
- Agriculture
- Appropriations
- Arts, Entertainment, Sports, Tourism, and Internet Media
- Banking and Finance
- Budget
- Business and Professions
- Education
- Elections and Redistricting
- Environmental Safety and Toxic Materials
- Governmental Organization
- Health
- Higher Education
- Housing and Community Development
- Human Services
- Insurance
- Jobs, Economic Development, and the Economy
- Judiciary
- Labor and Employment
- Local Government
- Natural Resources
- Public Employees, Retirement and Social Security
- Public Safety
- Revenue and Taxation
- Rules
- Transportation
- Utilities and Commerce
- Veterans Affairs
- Water, Parks and Wildlife

Open Meetings

11.3. (a) Except as otherwise provided in this rule, all meetings of the Assembly or a committee thereof shall be open and public, and all persons shall be permitted to attend the meetings. As used in this rule, “meeting” means a gathering of a quorum of the Members of the Assembly or a committee in one place for the purpose of discussing legislative or other official matters within the jurisdiction of the Assembly or committee. As used in this rule, “committee” includes a standing committee, joint committee, conference committee, subcommittee, select committee, special committee, research committee, or any similar body.

(b) Any meeting that is required to be open and public pursuant to this rule, including any closed session held pursuant to subdivision (c), may be held only after full and timely notice to the public as provided by the Joint Rules of the Assembly and Senate.

(c) The Assembly or a committee thereof may hold a closed session solely for any of the following purposes:

(1) To consider the appointment, employment, evaluation of performance, or dismissal of a public officer or employee, to consider or hear complaints or charges brought against a Member of the Legislature or other public officer or employee, or to establish the classification or compensation of an employee of the Assembly.

(2) To consider matters affecting the safety and security of Members of the Legislature or its employees, or the safety and security of any buildings and grounds used by the Legislature.

(3) To confer with, or receive advice from, its legal counsel regarding pending or reasonably anticipated litigation, or whether to initiate litigation, when discussion in open session would not protect the interests of the Assembly or committee regarding the litigation.

(d) A caucus of the Members of the Assembly that is composed of members of the same political party may meet in closed session.

(e) A closed session may be held pursuant to paragraph (3) of subdivision (c) under any of the following circumstances:

(1) An adjudicatory proceeding before a court, administrative body exercising its adjudicatory authority, hearing officer, or arbitrator, to which the Assembly or a committee, Member, or employee thereof is a party, has been initiated formally.

(2) Based on existing facts and circumstances, a point has been reached where, in the opinion of the Assembly or a committee thereof, on the advice of its legal counsel, litigation against the Assembly or a committee, Member, or employee thereof is reasonably anticipated.

(3) Based on existing facts and circumstances, the Assembly or a committee thereof has decided to initiate, or is deciding whether to initiate, litigation.

(4) To confer with, or receive advice from, its legal counsel and negotiator prior to the purchase, sale, exchange, or lease of real property by or for the Assembly or a committee thereof regarding the price and terms of payment for the purchase, sale, exchange, or lease.

(f) Prior to holding a closed session pursuant to paragraph (3) of subdivision (c), the presiding officer of the Assembly or the chair of the committee, as appropriate, shall state publicly which paragraph of subdivision (e) is applicable. If the closed session is held pursuant to paragraph (1) of subdivision (e), the presiding officer or chair shall state the title of or otherwise specifically identify the litigation to be

discussed, unless the presiding officer or chair states that to do so would jeopardize the ability to effectuate service of process upon one or more unserved parties, or that to do so would jeopardize the ability of the Assembly or the committee to conclude existing settlement negotiations to its advantage. If the closed session is held pursuant to paragraph (4) of subdivision (e), the notice of the closed session shall identify the real property that the negotiations may concern and the person with whom the negotiations may take place.

(g) The legal counsel for the Assembly or the committee shall prepare and submit to the Assembly or the committee a memorandum stating the specific reasons and legal authority for the closed session. If the closed session is held pursuant to paragraph (1) of subdivision (e), the memorandum shall include the title of or other identification of the litigation. If the closed session is held pursuant to paragraph (2), (3), or (4) of subdivision (e), the memorandum shall set forth the existing facts and circumstances on which the closed session is based. The legal counsel shall submit the memorandum to the Assembly or the committee prior to the closed session, if feasible, or, in any case, not later than one week after the closed session. The memorandum is exempt from disclosure under the Legislative Open Records Act contained in Article 3.5 (commencing with Section 9070) of Chapter 1.5 of Part 1 of Division 2 of Title 2 of the Government Code.

(h) For purposes of paragraph (3) of subdivision (c), “litigation” includes any adjudicatory proceeding, including eminent domain, before a court, administrative body exercising its adjudicatory authority, hearing officer, or arbitrator.

(i) For purposes of this rule, all expressions of the lawyer-client privilege other than those provided in this rule are hereby abrogated. This rule is the exclusive expression of the lawyer-client privilege for the purposes of conducting closed-session meetings pursuant to this rule.

(j) Disclosure of a memorandum required under this rule shall not be deemed a waiver of the lawyer-client privilege provided for under Article 3 (commencing with Section 950) of Chapter 4 of Division 8 of the Evidence Code.

Conference Committee Meetings

11.4. A Member may not participate in a meeting of a conference committee considering any bill that is not open to the public.

Assembly Investigating Committees

11.5. (a) The standing committees of the Assembly created pursuant to Rule 11, with the exception of the Committee on Rules, are hereby constituted Assembly investigating committees and are authorized and directed to ascertain, study, and analyze all facts relating to any subjects or matters which the Committee on Rules shall assign to them upon request of the Assembly or upon its own initiative.

(b) Each of the Assembly investigating committees consists of the members of the standing committee on the same subject as most recently constituted. The chairperson and vice chairperson is the chairperson and vice chairperson of the standing committee. Vacancies occurring in the membership of the committee shall be filled by the appointing authority.

(c) Each committee and any subcommittee, and its members, have and may exercise all the rights, duties, and powers conferred upon investigating committees and their members by law and by the Joint Rules of the Senate and Assembly and the Standing Rules of the Assembly as they are adopted and amended from time to time, which rules are incorporated herein and made applicable to the committee or subcommittee and their members.

(d) In order to prevent duplication and overlapping of studies between the various investigating committees herein created, a committee may not commence the study of any subject or matter not specifically authorized herein or assigned to it unless and until prior written approval thereof has been obtained from the Committee on Rules.

(e) The Committee on Rules shall provide for the expenses of the above committees and their members and for any charges, expenses, or claims they may incur under this rule, to be paid from the Assembly Operating Fund and disbursed, after certification by the Chairperson of the Committee on Rules or his or her authorized representative, upon warrants drawn by the Controller upon the State Treasury.

Membership of Standing Committees

12. The Speaker shall determine the size, and appoint the membership and the chairperson and vice chairperson, of all standing committees and subcommittees. In appointing Members to serve on committees, the Speaker shall consider the preferences of the Members.

Committee on Rules

13. There is a Committee on Rules, which acts as the executive committee of the Assembly. No regular member of the Committee on Rules may simultaneously serve as a chairperson of any standing committee. All meetings of the Committee on Rules that are required to be open and public shall be held in a room of appropriate size, and audio or video transmission of those meetings shall be provided.

Organization of Party Caucuses

13.1. Within two days after the general election held in November of each even-numbered year, the caucus of the political party having the greatest number of Members in the Assembly, and the caucus of the political party having the second greatest number of Members, each shall meet for the purpose of selecting their officers for the next regular session. The rules and procedures of each caucus shall be determined by that caucus, but may not be inconsistent with these rules.

Powers of the Committee on Rules

14. (a) The Committee on Rules has the following powers:

(1) To refer each bill and resolution to a committee, as provided by these rules.

(2) To appoint all employees of the Assembly not otherwise provided for by statute. It has authority to terminate, to discipline, to establish, and to modify the terms and conditions of employment of, or to suspend, with or without pay, any employee of the Assembly.

(3) To make studies and recommendations designed to promote, improve, and expedite the business and procedure of the Assembly and of the committees thereof, and to propose any amendments to the Rules deemed necessary to accomplish these purposes.

(4) To adopt additional policies or requirements regarding the use of cameras and other recording equipment at committee hearings or Assembly floor sessions.

(5) To contract with other agencies, public or private, as it deems necessary for the rendition and affording of those services, facilities, studies, and reports to the committee that will best assist it to carry out the purposes for which it is created.

(6) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of these rules and to direct the sheriff of any county to serve subpoenas, orders, and other process issued by the committee.

(7) To report its findings and recommendations to the Legislature and to the people from time to time and at any time.

(8) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of these rules.

(9) To make available to the Assembly, or to any Assembly or joint committee, or to any Member of the Assembly assistance in connection with the duties of the committee or other legislative matters as the personnel under direction of the committee or its other facilities permit.

(10) To make available to and furnish to the Assembly, and to Assembly investigating committees created at this session and to each of the members thereof, clerical, secretarial, and stenographic help as may be reasonably necessary for the Assembly to carry out its work, and for the committees and each of the members thereof, to make and carry on the studies and investigations required by or of them by the resolutions creating the committees, and for these purposes to employ additional stenographic and secretarial assistants as may be necessary, assign, reassign, and discharge these assistants and prescribe amounts, times, and methods of payment of their compensation. The committee shall allocate annually an amount for the operation of each investigating committee, which shall constitute the annual budget of the committee.

(b) During the times as the Assembly is not in session, the committee is authorized and directed to incur and pay expenses of the Assembly not otherwise provided for that the committee determines are reasonably necessary, including the repair, alteration, improvement, and equipping of the Assembly Chamber and the offices provided for the Assembly in the State Capitol and the Capitol Annex.

(c) The committee shall allocate sufficient moneys from the Assembly Operating Fund to support the Assembly's share of joint operations.

(d) The chairperson of the Committee on Rules shall appoint a Chief Administrative Officer of the Assembly, subject to the ratification of the Committee on Rules, who has duties relating to the administrative, fiscal, and business affairs of the Assembly that the committee shall prescribe. The Chairperson of the Committee on Rules or a majority of the membership of the Committee on Rules may terminate the services of the Chief Administrative Officer at any time. Notwithstanding the foregoing, the Speaker may appoint a temporary chief administrative officer for up to 90 days following the beginning of the session.

(e) The Committee on Rules shall provide for the publication of a compilation of the photographs of accredited press representatives.

(f) The Committee on Rules may delegate powers to the Speaker by a majority vote of the membership of the committee.

Subcommittee on Sexual Harassment Prevention and Response

14.5. (a) The Subcommittee on Sexual Harassment Prevention and Response is created as a subcommittee of the Committee on Rules. The subcommittee is composed of a total of six members, with the following four members appointed by the Chairperson of the Committee on Rules: two members of the Committee on Rules from the political party having the greatest number of Members in the Assembly and two members of the Committee on Rules from the political party having the second greatest number of Members. The two members from the political party having the second greatest number of Members shall be appointed from a list of nominees that the vice chairperson of the committee provides to the chairperson. The co-chairs of the Assembly Legislative Ethics Committee also shall be members of the subcommittee. The Chairperson of the Committee on Rules shall designate one of the members of the subcommittee to serve as chair of the subcommittee.

(b) The subcommittee shall formulate and recommend to the Committee on Rules procedures for the handling of any complaint of sexual harassment lodged against a Member of the Assembly or an Assembly employee. Those recommendations shall be submitted to the Committee on Rules no later than 30 days following the appointment of the membership of this subcommittee.

(c) Following the submission of the recommendations pursuant to subdivision (b), the chair of the subcommittee may cause the subcommittee to convene to review and recommend further changes in procedures as subsequent events may require.

Committee on Rules

15. The Committee on Rules shall continue in existence during any recess of the Legislature and after final adjournment and until the convening of the next regular session, and shall have the same powers and duties as while the Assembly is in session. In dealing with any matter within its jurisdiction, the committee and its members have and may exercise all of the rights, duties, and powers conferred upon investigating committees and their members by the Joint Rules of the Senate and Assembly as they are adopted and amended from time to time, which rules are incorporated herein and made applicable to the Committee on Rules and its members.

Operating Fund Report

15.5. The Committee on Rules shall annually prepare a report to the public of expenditures as required by Section 9131 of the Government Code.

Independent Audit of Operating Funds

15.6. The Committee on Rules shall annually contract for an independent audit of the revenues and expenditures, for each fiscal year, from the Assembly Operating Fund. The organization performing the audit shall be selected by a majority of the membership of the Committee on Rules. The contract for the audit shall be awarded through a competitive bidding procedure. The audit shall be prepared in a manner and form to be determined by the organization performing the audit, and shall be consistent with generally accepted accounting principles.

The audit shall be completed and made available to the public within 180 calendar days following the completion of the fiscal year for which the audit is performed.

Performance Audit

15.7. In addition to the annual financial audit required by Rule 15.6, the Committee on Rules shall contract for an audit of the administrative operations of the Assembly each session. The administrative departments to be audited shall be determined by the Committee on Rules. An organization performing an audit pursuant to this rule shall be selected by a majority of the membership of the Committee on Rules. A contract for an audit shall be awarded through a competitive bidding procedure. Audits shall be prepared in a manner and form to be determined by the organization performing the audit, and shall be consistent with generally accepted accounting principles.

All findings and recommendations reported by an auditing firm shall be made available to Members and to the public.

Rules Committee Resolutions

16. The Committee on Rules, acting unanimously by appropriate resolution, on behalf of and in the name of the Assembly, may extend congratulations, commendations, sympathy, or regret to any person, group, or organization, and may authorize the presentation of suitably prepared copies of these resolutions to the persons concerned and to their relatives.

Assembly Operating Fund

17. The Committee on Rules is the committee identified in Section 9127 of the Government Code. The balance of all money in the Assembly Operating Fund, including money now or hereafter appropriated, except the sums that are made available specifically for the expense of designated committees or for other purposes, is hereby made available to the Committee on Rules for any charges or claims it may incur in carrying out the duties imposed upon it by these rules or by Assembly or concurrent resolution. The money made available by this rule includes the unencumbered balances of all sums heretofore made available to any Assembly or joint committee by the Assembly, upon the expiration of that committee, and shall be expended as provided in these rules.

Expenditures

18. A Member or committee may not incur any expense except as authorized pursuant to these rules or the Joint Rules of the Senate and Assembly, or as authorized by the Assembly or the Committee on Rules.

The Committee on Rules shall provide, by rules and regulations, for the manner of authorizing expenditures by Members, committees, officers, and employees of the Assembly that are not otherwise authorized by law, these rules, or the Joint Rules of the Senate and Assembly. These rules and regulations shall incorporate a provision whereby construction, alteration, improvement, repair, or maintenance of real or personal property, and the purchase of supplies and equipment, shall be governed by competitive bidding. Further, the rules and regulations shall provide for the payment of expenditures, as authorized by these rules and regulations, from the Assembly Operating Fund upon certification of claims therefor to the Controller by the Committee on Rules or its authorized representative.

A Member may not be reimbursed for travel outside the State of California without prior approval of the Speaker or the Committee on Rules.

Rules and Regulations Governing Committees

20. All claims for expenses incurred by investigating committees of the Assembly shall be approved by the Committee on Rules, or its authorized representative, before the claims are presented to the Controller.

All proposed expenditures, other than expenditures of the funds of an investigating committee, shall be approved by the Committee on Rules or its authorized representative before the expenses are incurred, unless the expenditure is specifically exempted from this requirement by the resolution authorizing it.

No warrant may be drawn in payment of any claim for expenses until the approval of the Committee on Rules, or its authorized representative, has been obtained in accordance with this rule.

The Committee on Rules shall adopt rules and regulations governing the awarding of any contract by an investigating committee, and rules and regulations limiting the amount, time, and place of expenses and allowances to be paid to employees of Assembly investigating committees or other Assembly committees.

These rules may provide for allowances to committee employees in lieu of actual expenses.

Mileage is an allowance to a committee employee in lieu of actual expenses of travel. When travel is by private conveyance, mileage may be allowed only to the operator of, and not to passengers in, a private vehicle. Claims for mileage by private conveyance must be accompanied by the license number of the vehicle and the names of state officers and employees riding as passengers.

Copies of all rules and regulations adopted pursuant to this rule shall be distributed to the chairperson of every investigating committee and of any other Assembly committee that has employees.

Fees for Witnesses

21. Each witness summoned to appear before the Assembly or any of its committees shall be reimbursed at a rate set by the Committee on Rules.

Assembly General Research Committee

22. (a) The Assembly General Research Committee is hereby continued as a permanent factfinding committee pursuant to Section 11 of Article IV of the California Constitution. The committee is allocated all subjects within the scope of legislative regulation and control, but may not undertake any investigation that another committee has been specifically requested or directed to undertake. The Assembly General Research Committee may act through subcommittees appointed by the Speaker in consultation with the Committee on Rules, and each of these subcommittees may act only on the particular study or investigation assigned by the Speaker in consultation with the Committee on Rules to that subcommittee. Each subcommittee shall be known and designated as a select committee. The Speaker is the Chairperson of the Assembly General Research Committee and may be a voting member of any subcommittee. Each member of the Assembly General Research Committee is authorized and directed to receive and investigate requests for legislative action made by individuals or groups, and to report thereon to the full committee. The Committee on Rules is authorized to allocate to any subcommittee from the Assembly Operating Fund those sums that the Committee on Rules deems necessary to complete the investigation or study conferred upon that subcommittee. The Committee on Rules shall further allocate, from time to time, to the Assembly General Research Committee from the Assembly Operating Fund those sums that are necessary to permit the Assembly General Research Committee and the members thereof to carry out the duties imposed on them. The committee has continuous existence until the time that its existence is terminated by a resolution adopted by the Assembly, and the committee is authorized to act both during and between sessions of the Legislature, including any recess.

(b) The committee and its members shall have and exercise all the rights, duties, and powers conferred upon investigating committees and their members by the Joint Rules of the Senate and Assembly and the Standing Rules of the Assembly as they are adopted and amended from time to time at this session, which provisions are incorporated herein and made applicable to the committee and its members.

(c) The committee has the following additional powers and duties:

(1) To contract with other agencies, public or private, for the rendition and affording of services, facilities, studies, and reports to the committee as the committee deems necessary to assist it to carry out the purposes for which it is created.

(2) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this rule and to direct the sheriff of any county to serve subpoenas, orders, and other process issued by the committee.

(3) To report its findings and recommendations to the Legislature and the people from time to time.

(4) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this rule.

Assembly Legislative Ethics Committee

22.5. (a) The Assembly Legislative Ethics Committee is hereby created. The committee shall consist of six Members of the Assembly, appointed by the Speaker. Notwithstanding any other rule of the Assembly, three members of the committee shall be from the political party having the greatest number of Members in the Assembly and three members shall be from the political party having the second greatest number of Members. Any temporary or permanent vacancy on the committee shall be filled within 10 days by a member from the same political party. All appointments, including appointments to fill permanent or temporary vacancies, of members from the political party having the second greatest number of Members in the Assembly shall be made from a list of nominees that the Minority Floor Leader provides to the Speaker. The Speaker shall designate one member of the committee from the political party having the greatest number of Members in the Assembly and one member of the committee from the political party having the second greatest number of Members to serve as co-chairs of the committee. The Speaker shall designate one of the co-chairs to serve as the presiding officer at any meeting or hearing conducted by the committee.

If a verified complaint is filed against a member of the committee, the Speaker shall temporarily replace the member with a Member from the same political party, who shall serve until the complaint is dismissed or the Assembly takes final action on the complaint, whichever occurs first.

(b) The provisions of this rule, and of Rule 11.5 related to investigating committees, apply to the committee and govern its proceedings.

Prior to the issuance of any subpoena by the committee with respect to any matter before the committee, it shall, by a resolution adopted by the committee pursuant to a vote in accordance with subdivision (n), define the nature and scope of its investigation in the matter before it.

(c) Funds for the support of the committee shall be provided from the Assembly Operating Fund in the same manner that those funds are made available to other committees of the Assembly.

(d)(1) The committee has the power, pursuant to this rule and Article 3 (commencing with Section 8940) of Chapter 1 of Part 1 of Division 2 of Title 2 of the Government Code, to investigate and make findings and recommendations concerning violations by Members of the Assembly of any provision of Article 2 (commencing with Section 8920) of Chapter 1 of Part 1 of Division 2 of Title 2 of the Government Code or of any other provision of law or legislative rule that governs the conduct of Members of the Assembly, hereafter collectively referred to as "standards of conduct."

(2) The committee may, on its own action pursuant to a vote in accordance with subdivision (n), initiate an investigation of a Member of the Assembly.

(e) Any person may file with the committee a verified complaint in writing, which shall state the name of the Member of the Assembly alleged to have violated any standard of conduct, and which shall set forth the particulars thereof with sufficient clarity and detail to enable the committee to make a determination. The person filing the complaint thereafter shall be designated the complainant.

If a verified complaint is filed with the committee, the committee

promptly shall send a copy of the complaint to the Member of the Assembly alleged to have committed the violation complained of, who thereafter shall be designated the respondent.

A complaint may not be filed with the committee after the expiration of 12 months from the date the alleged violation is discovered or three years from the date of the alleged violation, whichever occurs first.

(f)(1) If the committee determines that the verified complaint does not allege facts, directly or upon information and belief, sufficient to constitute a violation of any standard of conduct, it shall dismiss the complaint and so notify the complainant and respondent.

(2)(i) If the committee determines that the verified complaint does allege facts, directly or upon information and belief, sufficient to constitute a violation of any standard of conduct, the committee promptly shall investigate the alleged violation and if, after this preliminary investigation, the committee finds that reasonable cause exists for believing the allegations of the complaint, it shall fix a time for a hearing in the matter, which shall be not more than 30 days after that finding. The committee may, however, seek an extension of this period, not to exceed an additional 30 days, which may be granted by a majority vote of the Committee on Rules.

(ii) If, after preliminary investigation, the committee does not find that reasonable cause exists for believing the allegations of the complaint, the committee shall dismiss the complaint. In either event, the committee shall notify the complainant and the respondent of its determination.

(3) The committee shall make its determination under paragraph (1) or (2) of this subdivision, pursuant to a vote in accordance with subdivision (n), not later than 90 days after first receiving a complaint that satisfies subdivision (e). The committee may, however, seek an extension, not to exceed 30 days, which may be granted by a majority vote of the membership of the Committee on Rules. If the committee has requested a law enforcement agency to investigate the complaint or if the committee knows the complaint is being investigated by a law enforcement agency, the time limits set forth in this subdivision shall be tolled until the investigation is completed.

(4) The committee's determination under paragraph (1) or (2) of this subdivision shall be stated in writing, with reasons given therefor, and shall be provided to the Assembly, and, in any case concerning an alleged violation of Article 2 (commencing with Section 8920) of Chapter 1 of Part 1 of Division 2 of Title 2 of the Government Code, shall be provided to the appropriate law enforcement agency. This written determination is a public record and is open to public inspection.

(5) Any deliberations of the committee from the time of receipt of a complaint until it decides to dismiss the complaint or to set a hearing shall not be open to the public unless the respondent requests a public meeting.

(g) After the complaint has been filed, the respondent shall be entitled to examine and make copies of all evidence in the possession of the committee relating to the complaint.

(h) If a hearing is held pursuant to subdivision (f), the committee, before the hearing has commenced, shall issue subpoenas and subpoenas duces tecum at the request of any party in accordance with Chapter 4 (commencing with Section 9400) of Part 1 of Division 2 of Title 2 of the Government Code. All of the provisions of that chapter,

except Section 9410 of the Government Code, shall apply to the committee and the witnesses before it.

(i) At any hearing held by the committee:

(1) Oral evidence shall be taken on oath or affirmation.

(2) Each party shall have these rights: to be represented by legal counsel; to call and examine witnesses; to introduce exhibits; and to cross-examine opposing witnesses.

(3) The hearing shall be open to the public.

(j) Any official or other person whose name is mentioned at any investigation or hearing of the committee, and who believes that testimony has been given that adversely affects him or her, shall have the right to testify or, at the discretion of the committee, to testify under oath relating solely to the material relevant to the testimony regarding which he or she complains.

(k) The committee shall have 15 days following the hearing within which to deliberate and reach its final determination on the matter as follows:

(1) If the committee finds that the respondent has not violated any standard of conduct, it shall order the action dismissed, shall notify the respondent and complainant thereof, and, in cases concerning an alleged violation of Article 2 (commencing with Section 8920) of Chapter 1 of Part 1 of Division 2 of Title 2 of the Government Code, shall transmit a copy of the complaint and the fact of dismissal to the appropriate law enforcement agency. The complaint and the fact of dismissal transmitted pursuant to this paragraph are public records and open to public inspection.

(2) If the committee finds that the respondent has violated any standard of conduct, it shall state its findings of fact and submit a report thereon to the Assembly. This report shall be accompanied by a House Resolution, authored by the committee, which shall be introduced at the Chief Clerk's desk and then referred by the Committee on Rules to the Ethics Committee. The House Resolution shall include a statement of the committee's findings and the committee's recommendation for disciplinary action. Within seven days, the committee shall adopt the final form of the House Resolution and report it to the Assembly for placement on the Daily File. The committee also shall send a copy of those findings and report to the complainant and respondent, and, in cases concerning an alleged violation of Article 2 (commencing with Section 8920) of Chapter 1 of Part 1 of Division 2 of Title 2 of the Government Code, shall report thereon to the appropriate law enforcement agency. The report submitted pursuant to this paragraph is a public record and open to public inspection.

After the receipt of a copy of the committee's final report and House Resolution, the Assembly expeditiously shall take appropriate action with respect to the respondent.

(l) The filing of a complaint with the committee pursuant to this rule suspends the running of the statute of limitations applicable to any violation of any standard of conduct alleged in the substance of that complaint while the complaint is pending.

(m) The committee shall maintain a record of its investigations, inquiries, and proceedings. All records, complaints, documents, and reports filed with or submitted to or made by the committee, and all records and transcripts of any investigations, inquiries, or hearings of the committee under this rule shall be deemed confidential and shall not

be open to inspection, without the express permission of the committee, by any person other than a member of the committee, or an employee of the committee or other state employee designated to assist the committee, except as otherwise specifically provided in this rule. The committee may, by adoption of a resolution, authorize the release to the Attorney General or a district attorney of the appropriate county of any information, records, complaints, documents, reports, and transcripts in its possession that are material to any matter pending before the Attorney General or that district attorney. All matters presented at a public hearing of the committee and all reports of the committee stating a final finding of fact pursuant to subdivision (k) shall be public records and open to public inspection. Any employee of the committee who divulges any matter that is deemed to be confidential by this subdivision shall be subject to discipline by the Committee on Rules.

(n) The committee may take any action authorized by this rule only upon the vote of not less than two members from the registered political party having the greatest number of Members in the Assembly and two members from the registered political party having the second greatest number of Members. Any vacancy on the committee does not reduce the votes required to take action.

(o) The committee may render advisory opinions to Members of the Assembly with respect to the standards of conduct and their application and construction. The committee may secure an opinion from the Legislative Counsel for this purpose or issue its own opinion. Any committee advisory opinion shall be prepared by committee members or staff and shall be adopted by the committee pursuant to subdivision (n).

(p) The committee shall conduct, at least semiannually, an orientation course on the relevant statutes and regulations governing official conduct. The curriculum and presentation of the course shall be established by the Committee on Rules. At least once each biennial session, each Member of the Assembly and each employee of the Assembly shall attend one of these courses.

(q) Pursuant to Section 8956 of the Government Code, the committee shall do each of the following:

(1) Conduct, at least semiannually, an orientation course on the relevant ethical issues and laws relating to lobbying.

(2) Impose fees on lobbyists for attending the course specified in paragraph (1) at an amount that will permit the participation of lobbyists to the fullest extent possible.

Printing of Committee Reports

23. All requests for the printing of reports of Assembly committees shall be referred to the Committee on Rules. The Committee on Rules shall determine the number of copies needed and whether the report shall be printed in the Journal. In no event may more than 1,000 copies of any committee report be authorized by the Committee on Rules on the first printing, exclusive of the Journal copies if the report is to be printed therein, unless the Committee on Rules finds and determines that there is a special need for that report in greater numbers.

Upon determination by the Committee on Rules that additional copies of an Assembly committee report are required at any time following the first printing of the authorized number of copies, the

Committee on Rules may authorize one or more additional printings in the numbers found by it to be necessary and may make funds available therefor.

An Assembly committee report may not contain more than 100 pages, including the front and back cover thereof and any appendix, unless a greater number of pages has been approved and authorized by the Committee on Rules.

Assembly Employees

24. Every employee who works for a committee of the Assembly or a subcommittee of a committee, for a Member of the Assembly, for the Chief Clerk's office, or for the Sergeant at Arms, is an employee of the Assembly. All employees of the Assembly serve at the pleasure of the Assembly and the terms and conditions of their employment may be modified, or their employment may be terminated at will, at any time and without notice, by the Committee on Rules.

Every applicant for employment by the Assembly shall prepare a formal application for employment on forms prescribed by the Committee on Rules. The application shall include a statement of his or her present employment, his or her employment during the preceding two years, and other pertinent information that the Committee on Rules may require. The application shall be certified under penalty of perjury, and any willful false statement or omission of a material fact shall be punishable as perjury. If the application discloses any fact that indicates that the applicant has a personal interest that would conflict with the faithful performance of his or her duties, the applicant shall not be employed. All applications shall be retained in the records of the committee.

Every employee shall complete the Assembly ethics course in the first six months of his or her employment. Thereafter, every employee shall take the course in the first six months of every legislative session.

Every employee shall, within the first six months of every legislative session, take a course on sexual harassment prevention. The content of the course shall be determined by the Committee on Rules and shall include the Assembly's policy on sexual harassment prevention and response.

An employee may not engage in any outside business activity or outside employment that is inconsistent, incompatible, or in conflict with his or her functions or responsibilities as an employee of the Assembly. Any employee who engages in any outside business activity or employment that is in any way related to his or her functions or responsibilities as an employee shall promptly notify the Committee on Rules of that business activity or employment.

Assembly Proceedings

25. Accredited press representatives may not be excluded from any public legislative meeting or hearing and may not be prohibited from taking photographs of, televising, or recording the committee or house hearings, subject to the following conditions:

- (1) This rule shall extend to all public legislative meetings.
- (2) Lights shall be used only when cameras are filming, and, when possible, proceedings in hearing rooms and the Chamber shall be filmed without lights.
- (3) Every effort should be made to set up filming equipment before hearings or sessions begin.

(4) The committee chairperson or the Speaker shall be notified, as far in advance of the proceedings as possible, that recordings and television cameras will be present and filming.

(5) To the extent practical, flash cameras shall not be used.

(6) Photographs shall be taken in an orderly and expeditious manner so as to cause the least possible inconvenience to the committee or to the Members in the Chamber.

IV. ASSEMBLY FUNCTIONS

A. Duties of Assembly Officers

Duties of the Speaker

26. (a) The Speaker possesses the powers and shall perform the duties prescribed as follows:

(1) To preserve order and decorum; he or she may speak to points of order in preference to the other Members, rising from his or her chair for that purpose.

(2) To decide all questions of order subject to appeal to the Assembly by any Member. On every appeal, the Speaker shall have the right to assign the reason for his or her decision.

(3) To name any Member to perform the duties of the Speaker, except that any substitution may not extend beyond adjournment.

(4) To have general direction over the Assembly chamber and rooms set aside for the use of the Assembly, including the rooms for use by Members as private offices.

(5) To allocate funds, staffing, and other resources for the effective operation of the Assembly.

(6) To appoint the membership of all standing and special committees, including the Committee on Rules, and their respective chairpersons and vice chairpersons. The Speaker has approval power over the appointment of subcommittees of standing and special committees, except as otherwise provided in Rule 14.5. The Committee on Rules consists of the Chairperson, Vice Chairperson, and other Members who shall be appointed by the Speaker in accordance with the process for appointing the membership of standing committees pursuant to this rule. Two alternate members of the Committee on Rules shall be appointed in accordance with the process for appointing members to the Committee on Rules. Members and alternates so appointed shall remain in office until their successors are selected as provided for in these rules. The Speaker may designate any member in lieu of or in addition to the alternate member to fill a temporary vacancy. An alternate member may serve when a committee member is absent.

(7) To establish a schedule of meetings of standing committees or subcommittees and to approve special meetings at a time different from the scheduled time.

(8) To have general control and direction over the Journals, papers, and bills of the Assembly and to establish a procedure in accordance with Assembly Rule 118 for admitting employees of the Legislature to the Assembly Chambers, including the lobby in the rear of the chambers and any hallway or area of the floor that is adjacent to the desks occupied by the assistants to the Chief Clerk.

(9) To act as Chairperson of the Committee of the Whole.

(10) To order the Lobby and Gallery cleared whenever he or she deems it necessary.

(11) To authenticate by his or her signature, when necessary or required by law, all bills, memorials, resolutions, orders, proceedings, writs, warrants, and subpoenas issued by order of the Assembly.

(b) The Speaker is an ex officio member of all Assembly and joint committees with all of the rights and privileges of that membership, except the right to vote. In counting a quorum of any of those committees, the Speaker shall not be counted as a member.

(c) The Speaker shall, at each regular session, appoint a Member of the Assembly to serve on the Judicial Council pursuant to Section 6 of Article VI of the California Constitution.

Funerals and Other Ceremonies and Events

27. The Speaker may designate any one or more of the Members of the Assembly as the representatives of the Assembly to attend funerals and other ceremonies and events in appropriate circumstances. The Members so designated shall receive their expenses as provided in Joint Rule 35.

Selection of Officers

28. (a) The Speaker shall appoint all nonelected officers of the Assembly except the Minority Floor Leader.

(b) The Minority Floor Leader shall be selected by the caucus of the political party having the second greatest number of Members in the Assembly.

Duties of the Speaker pro Tempore

29. The Speaker pro Tempore shall perform those duties assigned by the Speaker, including the responsibility of presiding over sessions of the Assembly and advising the Members on parliamentary procedures of the house.

Majority Floor Leader

30. It is the duty of the Majority Floor Leader to make those appropriate motions, points of order, or other arrangements that may be necessary to expedite the proceedings of the Assembly, and he or she is responsible for the presentation of all matters that relate to the order of business, and to the promotion of harmony among the membership.

Caucus Chairpersons

31. The chairperson of the caucus of the political party having the greatest number of Members in the Assembly, and the chairperson of the caucus of the political party having the second greatest number of Members in the Assembly, shall perform those duties that are prescribed by their respective party caucuses.

Chief Clerk

32. The Chief Clerk of the Assembly has the following duties, powers, and responsibilities:

(a) To keep the bills, papers, and records of the proceedings and actions of the Assembly and to have charge of the publication and distribution of those publications related thereto.

(b) To supervise Assembly employees who are engaged in duties related to subdivision (a).

(c) To act as Parliamentarian of the Assembly and to advise the officers of the Assembly and the Committee on Rules on parliamentary procedure and the Rules of the Assembly when called upon to do so.

(d) To prepare all bills, resolutions, histories, journals, and related publications for printing.

(e) To refuse to permit any bills, papers, or records to be removed from his or her office or out of his or her custody, except upon duly signed receipts from persons authorized.

(f) To mail, before the commencement of each regular session of the Legislature, to each Member a blank form on which the Member may indicate his or her committee preferences. Accompanying the blank form shall be mailed a stamped envelope addressed to the Chief Clerk of the Assembly for returning the form. After their receipt, all those communications shall be held by the Chief Clerk of the Assembly and the information contained in the forms shall be forwarded to the Speaker.

(g) To perform other duties that are prescribed by law or the Committee on Rules.

(h) To make technical changes in measures and amendments pending before the Assembly. The Chief Clerk shall notify the Speaker and the author of the measure of any such change.

(i) To compare all bills, ordered or considered engrossed by the Assembly, with the engrossed copies thereof; before they pass out of the possession of the Assembly, to see that each engrossed bill is a true copy of the original, with those amendments that may have been made thereto; and to see that all engrossed bills are reported back in the order in which they were ordered engrossed.

(j) To assist the Committee on Rules, upon its request, in recommending the reference of bills to the appropriate standing committee.

The Assistant Chief Clerk shall have the powers and perform the duties of the Chief Clerk during his or her absence.

Sergeant at Arms

33. The Sergeant at Arms has the following duties, powers, and responsibilities:

(a) To attend the Assembly during its session, preserve order, announce all official messengers, and serve all process issued by authority of the Assembly and directed by the Speaker; the Sergeant at Arms shall receive actual expenses for himself or herself, or for an assistant, incurred in executing any process.

(b) To see that no person is admitted to the Assembly Chamber except in accordance with these rules.

(c) To have general supervision over the Assistant Sergeants at Arms and be responsible for their official acts and their performance of and regular attendance upon their duties.

(d) To execute all commands of the Speaker.

(e) To perform all other duties pertaining to his or her office as prescribed by law or Assembly rule.

The Chief Assistant Sergeant at Arms shall have the powers and perform the duties of the Sergeant at Arms during his or her absence.

Filling Interim Vacancies—Assembly Elected Officers

34. In the event a vacancy in any office, except Speaker, elected by the membership of the Assembly occurs during joint recesses, the Committee on Rules shall fill the office until the session reconvenes. If a vacancy occurs in the office of the Speaker during a joint recess, the Committee on Rules shall notify the membership within 15 days from the time the vacancy occurs and shall call a caucus of the membership of the Assembly for the purpose of filling the vacancy. This caucus shall be held at the State Capitol within 30 days from the time the vacancy occurs. Notice of the caucus shall be in writing and shall be mailed not less than 10 days prior to the meeting of the caucus. If the Committee on Rules fails to act within 15 days from the time the vacancy in the office of Speaker occurs, the Chief Clerk of the Assembly shall act in its place, following the procedure set forth in this rule. Any person selected to fill any vacancy pursuant to this rule holds the office until the session reconvenes.

An affirmative recorded vote of a majority of the duly elected and qualified Members is required for the selection by the Assembly caucus of a person to fill a vacancy pursuant to this rule. The procedure for selecting the Speaker at the caucus is the same as the procedure required for the election of the Speaker at a session.

B. Printing

Authority for Printing

35. The State Printer may not charge any printing or other work to the Assembly other than as provided by law or Assembly rule, except upon a written order signed by the Chief Clerk of the Assembly or the Chief Administrative Officer of the Assembly. All invoices for printing furnished to the Assembly shall be itemized and rendered by the State Printer within 30 days after completion of the printing. When necessary, the Chief Clerk of the Assembly or the Chief Administrative Officer of the Assembly may order certain printed matter completed in advance of its regular order by the issuance of a rush order.

Ordering of Printing

36. The Chief Clerk is authorized to, and is responsible for, ordering, the printing of bills, resolutions, journals, daily files, histories, and related documents.

The Chief Clerk of the Assembly, or the Chief Administrative Officer of the Assembly, shall order other printing as directed or authorized by the Committee on Rules, and the written order for that printing shall be countersigned by the Speaker or a person designated by the Speaker. The Chief Clerk of the Assembly or the Chief Administrative Officer of the Assembly shall also order other printing as directed or authorized by resolution or motion of the Assembly.

Printing Assembly History and Legislative Handbook

37. During the session, the Chief Clerk shall cause to be printed and placed upon each Member's desk, prior to convening on Monday of each week, a complete history showing all actions taken upon each measure up to and including the legislative day preceding its issuance. For each legislative day intervening between the issuance of each Weekly History, there shall be printed a Daily Supplemental History showing only actions taken upon any measure since the issuance of the preceding Weekly History.

The Chief Clerk of the Assembly shall, as soon as practicable, in each even-numbered year, commence to compile a legislative manual or handbook, pursuant to Section 9740 of the Government Code.

V. LEGISLATIVE PROCEDURE

Order of Business

40. (a) The order of business of the Assembly shall be as follows:

1. Roll Call
2. Prayer by the Chaplain
3. Reading of the Previous Day's Journal
4. Presentation of Petitions
5. Introduction and Reference of Bills
6. Reports of Committees
7. Messages From the Governor
8. Messages From the Senate
9. Motions and Resolutions
10. Business on the Daily File
11. Announcements
12. Adjournment

(b) With the exception of Special Orders of Business, the Speaker may determine that a different order of business will result in a more expeditious processing of the business of the Assembly by ordering resolutions honoring an individual or an organization, introductions, and adjournments in memory of individuals to be taken up in a different order than that listed in subdivision (a).

Pledging of Allegiance to the Flag

41. At each session, following the prayer by the Chaplain, the Members of the Assembly and its officers and employees present in the Assembly Chamber shall pledge their allegiance to the Flag of the United States of America. The Speaker shall invite guests present in the Assembly Chamber to join in the pledge of allegiance to the Flag of the United States of America.

Reading and Correcting Journals

42. (a) The reading of the Journal of the previous day may be dispensed with, on motion, by a majority vote of the Members present and voting.

(b) All journals of the Assembly shall be corrected by the Minute Clerk and delivered to the Chief Clerk.

(c) A motion to correct any day's Journal or to print a letter in the Journal shall always be in order and shall require a majority vote of the Members present and voting.

Presentation of Petitions

43. Whenever petitions, memorials, or other papers are presented by a Member, a brief statement of the contents thereof may be made verbally by the introducer. Petitions are not debatable and shall be filed, or referred to a committee as the Speaker shall determine. Receipt of that presentation and its disposition shall be noted in the Journal.

Upon receipt of a petition for the impeachment of any person subject to impeachment by the Legislature, the Speaker shall, without comment or debate, forthwith refer the petition to committee.

Messages From the Governor

44. Messages from the Governor shall be delivered to the Chief Clerk or an assistant, and shall be read and ordered printed in the Journal unless otherwise ordered by an affirmative recorded vote of 54 or more Members.

Messages From the Senate

45. Messages from the Senate shall be delivered to the Chief Clerk or an assistant, and shall be read and ordered printed in the Journal. The Committee on Rules shall refer each bill to a committee, unless upon a motion the Assembly, by an affirmative recorded vote of 41 or more Members, refers it to some other committee. The action to refer a bill is not debatable. The reference shall be entered in the Journal. Assembly bills that have been passed without amendment by the Senate shall be ordered to enrollment.

An Assembly bill amended by the Senate shall be placed upon the unfinished business file but shall not be eligible to be acted upon until it is on the unfinished business file for one legislative day, except that when the Assembly bill is placed upon the unfinished business file during the last two legislative days preceding (1) the January 31 bill passage deadline specified by Section 10 of Article IV of the California Constitution, (2) the scheduled commencement of the interim study recess, or (3) the scheduled commencement of the final recess as specified by the Joint Rules of the Senate and Assembly, it may be acted upon immediately.

Presentation of Guests or Memorials in the Assembly

45.5. These rules do not prohibit the Speaker or Speaker pro Tempore from permitting the introduction of a special guest or guests. A request that a session of the Assembly adjourn in memory of a person shall be made in writing. The request shall be read by the presiding officer immediately prior to adjournment.

A. Bills and Resolutions

Bills Defined

46. (a) The word “bill,” as used in these rules, includes a constitutional amendment, a concurrent resolution, and a joint resolution, except as otherwise specifically provided.

(b) A concurrent resolution and a joint resolution, other than a resolution ratifying proposed amendments to the United States Constitution and a resolution calling for a constitutional convention, shall be treated in all respects as a bill except as follows:

- (1) It shall be given only one formal reading.
- (2) It shall not be deemed a bill within the meaning of subdivision (a) of Section 8 of Article IV of the California Constitution.

Introduction and Reference of Bills

47. (a) Each bill shall be signed by each Member who is an author or coauthor of the bill before it is introduced. If any bill is introduced that does not contain the signature of its author or coauthor, the bill, on motion of the Member whose name appears thereon without that signature, shall be stricken from the file by an affirmative recorded vote of 41 or more Members.

(b) After the introduction of preprinted bills, and subject to the provisions of the Joint Rules of the Senate and Assembly, any Member desiring to introduce a bill, constitutional amendment, or concurrent or joint resolution may at any time during a session send the same to the Chief Clerk's desk.

(c) When received at the Chief Clerk's desk each bill shall, under the proper order of business, be numbered, read the first time, printed, and referred to a standing committee, and a copy thereof shall be placed upon the desk of each Member before final passage.

All bills and constitutional amendments introduced before the standing committees of the Assembly are appointed shall be referred to committee, the references to take effect when the committees are appointed.

(d) The Committee on Budget may introduce a bill germane to any subject within the jurisdiction of the committee in the same manner as any member. Any other standing committee may introduce a total of five bills in each year of a biennial session that are germane to any subject within the proper consideration of the committee.

(e) No committee, except the Committee on Budget, may introduce or author a House Resolution, Concurrent Resolution, or Joint Resolution.

(f) A committee bill may not be introduced unless it contains the signatures of a majority of all of the members, including the chairperson, of the committee. If all of the members of a committee sign the bill, at the option of the committee chairperson the committee members' names need not appear as authors in the heading of the printed bill.

(g) Subdivision (d) or (e) of this rule may be suspended with respect to a particular bill or resolution by approval of the Committee on Rules.

Bills Authored by a Former Member

47.1. Whenever the author of a bill in the Assembly is no longer a Member of the Legislature, upon a request of a committee or current Member of the house in which the bill was introduced, the Assembly Committee on Rules may authorize that committee or Member to be the author of that bill. Absent that authorization, an action may not be taken by a committee or the Assembly with respect to a bill authored by a former Member.

Limitation on the Introduction of Bills

49. (a) A Member may introduce not more than 40 bills in the regular session. As used in this rule, "bills" includes constitutional amendments.

(b) Notwithstanding subdivision (a) of this rule, a Member may introduce not more than five resolutions in the regular session. As used in this rule, "resolutions" include House, Concurrent and Joint Resolutions, but do not include resolutions introduced by a Member for the specific purpose of organizing a session that is convened pursuant to

Article IV, Section 3 (a) of the State Constitution or resolutions introduced by the Speaker as part of a session honoring a retiring Assembly Member.

(c) This rule may be suspended with respect to a particular bill or resolution by approval of the Committee on Rules.

Reference of Bills to Committee

51. Except as otherwise provided in this rule, the Committee on Rules shall refer each bill to a committee by a majority vote of the membership of the committee, unless upon a motion the Assembly, by an affirmative recorded vote of 41 or more Members, refer it to some other committee. A motion to refer a bill is not debatable, except as to the propriety of the motion, and it may not open the main question to debate.

The Committee on Rules may require that, if a bill is reported out of the committee to which it has been referred, it shall be re-referred to another committee that shares jurisdiction of the subject matter of the bill.

Spot Bills

51.5. A bill that upon introduction makes no substantive change in or addition to existing law, and would not otherwise affect the ongoing operations of state or local government, except a bill stating legislative intent to make necessary statutory changes to implement the Budget Bill, may not be referred to a committee by the Committee on Rules. If the author subsequently proposes to the Committee on Rules to make substantive changes in the bill as introduced, the Committee on Rules may refer the bill to a committee, together with the proposed changes for consideration as author's amendments. A vote on passage of the bill may not be taken, however, until the bill with its amendments, if adopted, has been in print for at least 15 days.

Delivery of Bills to State Printer

52. After introduction and first reading, all bills shall be delivered to the State Printer.

Resolutions

53. All resolutions shall be numbered and may be referred to the appropriate committee by the Committee on Rules.

Each resolution shall be signed by each Member who is an author or coauthor of the resolution before it is introduced.

Resolutions by Member

54. A concurrent resolution or a house resolution may be introduced relating to a present or former state or federal elected official or a member of his or her immediate family. Other resolutions for the purpose of commendation or congratulation of any person, group, or organization, or for the purpose of expressing sympathy, regret, or sorrow on the death of any person, shall be prepared as a Rules Committee Resolution and presented to the committee for appropriate action.

The Committee on Rules may approve exceptions to this rule for house resolutions. The Chief Clerk may not accept for introduction any house resolution that is contrary to this rule unless it is accompanied by the approval of the Committee on Rules.

B. Standing Committee Functions

Standing Committee Rules

55. Subject to the Joint Rules of the Senate and Assembly, the Rules of the Assembly shall govern the conduct of all committee and subcommittee meetings.

Meetings of Standing Committees and Subcommittees

56. All standing committees and subcommittees shall meet at the hour and place provided by the schedule established by the Speaker, unless permission for a different hearing time is granted by the Speaker. A committee or subcommittee may not meet during any session of the Assembly, nor may any Member of the Assembly attend a conference committee meeting on any bill during any session of the Assembly without first obtaining permission from the Assembly.

When an unscheduled meeting of a standing committee or subcommittee has been so ordered, the meeting shall convene in an area that is readily accessible to the public and the Assembly shall take care that every effort is made to inform the public that a meeting has been called. An unscheduled meeting of a committee or subcommittee may not be held in the Assembly Chamber.

No bill may be set for hearing, nor may any notice thereof be published by any Assembly committee or subcommittee, until the bill has been referred to the committee or subcommittee. Nothing in this paragraph shall prevent a committee or subcommittee from acting with regard to a bill referred to it where the only action taken is to cause the bill to be reported to the Assembly with the recommendation that amendments be adopted and the bill be reprinted as amended and re-referred to the committee or subcommittee.

The several standing committees and subcommittees and their chairpersons may adopt a procedure under which bills are scheduled for hearing on the basis of like subject matter groupings.

Setting and Hearing Bills in Committee

56.1. All bills referred to a standing committee pursuant to Assembly Rule 51 shall be set and heard, if requested by the author, as specified by the Joint Rules. If the analysis of an author's amendment that is subsequently adopted pursuant to Assembly Rule 68 discloses that the amendment makes a substantial substantive change to the original bill as referred by the Rules Committee, the bill as amended shall either be set and heard by the committee having jurisdiction of the bill as amended or re-referred to the Committee on Rules pursuant to the Assembly Rules.

Committee Analyses

56.5. Except as otherwise provided in this rule, each standing committee and subcommittee shall prepare an analysis of every bill it has set for hearing, which shall be available to the public in the office of the committee or subcommittee one working day prior to the date on which the hearing is to be held. In the case of a special meeting, or a meeting of the Committee on Appropriations or the Committee on

Budget, or their subcommittees, the analysis shall be available to the public at the beginning of the hearing. No question concerning a committee's compliance with this rule with regard to any bill shall be in order following a vote on passage of the bill in that committee. As used in this rule, a "working day" is any day on which a house file is published.

A copy of each committee analysis shall be transmitted by the committee secretary to the Assembly Floor Analysis Unit at the same time it is made available to the public.

Committee Consultants: Floor Analyses

56.6. Except as otherwise provided in this rule, the consultants of a standing committee or subcommittee are responsible for monitoring bills assigned to their respective committee or subcommittee throughout the entire legislative process. Except for resolutions and bills on the Consent Calendar, a consultant of the appropriate standing committee shall prepare, in a timely fashion, an analysis of every bill on third reading or the unfinished business file, and of any amendment to a bill that is on the Assembly floor, as directed by the Assembly Floor Analysis Unit.

The committee consultant who prepares the analysis shall transmit a copy of the completed analysis to the Assembly Floor Analysis Unit. The Assembly Floor Analysis Unit is responsible for final editing for grammar and format of all floor analyses.

Consent Calendar

56.7. If the chairperson of a committee or subcommittee, in advance of a hearing, proposes to recommend any bills for consideration on the Consent Calendar without hearing testimony on those bills in committee, a list of those bills shall be made available to the public at the same time as the committee analysis required under Rule 56.5.

Committee Quorum

57. Except as otherwise provided in this rule, a majority of the membership of any standing committee constitutes a quorum for the transaction of its business, including the decision to recommend the adoption of any amendments to any bill. A majority of the membership of the committee, or a subcommittee thereof, is required to report a bill out of the committee or subcommittee, respectively. Any vacancy on a standing committee shall not reduce the votes required to take action on a bill in that committee.

Whenever a member is disqualified pursuant to Joint Rule 44 or the Political Reform Act of 1974 (Title 9 (commencing with Section 81000) of the Government Code) from voting or taking any other action related to the passage, defeat, or amendment of a bill in committee, that disqualification shall be treated the same as a vacancy. The member shall advise the chairperson of a disqualification, and the chairperson shall announce which members are so disqualified at the commencement of the hearing on the bill.

Reconsideration

57.1. After a committee has voted on a bill, reconsideration may be granted only one time. Pursuant to subdivision (a) of Joint Rule 62, reconsideration may be granted within 15 legislative days or prior to the interim study joint recess, whichever occurs first. A vote on reconsideration may not be taken without the same notice required to set a bill for hearing unless that vote is taken at the same meeting at which the vote to be reconsidered was taken and the author is present. An action taken by a committee may not be reconsidered except by a majority vote of the membership of the committee.

Bills Reported Back to Assembly

58. All committees shall act upon bills referred to them as soon as practicable, and when acted upon each bill shall be reported back to the Assembly forthwith; the chairperson of each committee is charged with the observance of this rule. The chairperson of each committee shall, insofar as practicable, report back bills in the same order as they were acted upon by the committee.

Appropriations Suspense File

58.2. The Committee on Appropriations may maintain a suspense file, to which bills may be referred by vote of a majority of the members of the committee present and voting, pending further consideration by the committee. A bill may be taken off the suspense file and heard, upon two days' notice published in the file, by a vote of a majority of the members of the committee present and voting. A bill removed from the suspense file for the purpose of amendment only, pursuant to Rule 68, shall be re-referred to the committee and shall be placed on the suspense file pending further consideration by the committee.

Voting in Committee

58.5. When a standing committee or subcommittee takes action on a bill, including reconsideration, the vote may be by roll call vote only. All roll call votes taken in a standing committee or subcommittee shall be recorded by the committee secretary on forms provided by the Chief Clerk of the Assembly. The record of a roll call vote shall show, for each proposal voted upon: all votes for and against, all members absent, and all members not voting. The chairperson of each standing committee or subcommittee shall promptly transmit a copy of the record of the roll call votes to the Chief Clerk of the Assembly, who shall cause the votes to be published in an appendix to the Journal on a monthly basis.

The committee secretary of each standing committee or subcommittee shall promptly transmit a copy of the record of the roll call votes to the Assembly Floor Analysis Unit.

A member may submit a written explanation of his or her vote, absence, or failure to vote on any bill or resolution, and that explanation shall be printed in the appendix to the Journal in the appropriate place, provided that no explanation may exceed 50 words in length.

At the request of the author or any member of the committee, the committee shall hold the roll open on any Assembly bill until the adjournment of the committee meeting. At no time may a bill be passed out by a committee without a quorum being present.

This rule does not apply to any of the following:

- (a) Adoption of author's amendments to a bill.
- (b) Withdrawal of a bill from a committee calendar at the request of an author.
- (c) Return of bills to the house where the bills have not been voted on by the committee.
- (d) Votes of subcommittees of the Committee on Budget when considering the Budget Bill.
- (e) Votes of the Committee on Rules when referring bills to committees.

Subject Matter of Bill Recommended for Interim Study

59. Whenever it is the decision of a standing committee that a bill referred to that committee shall not be given a do-pass recommendation, but that the subject matter of the bill should be referred for study, that standing committee shall retain the bill in its possession and report its recommendation to the Assembly that the subject matter of the bill be referred to the Committee on Rules for that committee's assignment of the subject matter to an appropriate committee.

Nothing in this rule shall be construed to prohibit a committee from subsequently reporting the bill to the Assembly with a do-pass or do-pass as amended recommendation or from reporting it out of committee without further action on the final day of the session.

Committee Chairperson as Author

60. A chairperson of a standing committee may not preside at a committee hearing to consider a bill of which he or she is the sole author or the lead author, except that the Chairperson of the Committee on Budget may preside at the hearing of the Budget Bill by the Committee on Budget.

Reports of Committees

61. Specially prepared reports of standing and special committees shall be delivered to the Chief Clerk or an assistant, and shall be read and ordered printed in the Journal unless otherwise ordered by the Speaker or a majority vote of the Members present and voting.

When a report of a joint legislative committee is delivered to the Assembly Desk, the Speaker shall refer it to a standing committee for review and appropriate action.

Constitutional Amendments

62.5. All constitutional amendments shall be referred to the policy standing committee having jurisdiction of that subject matter and, upon being reported out of that committee, shall be re-referred to the committee having constitutional amendments within its jurisdiction.

C. Passage of Bills

Daily File

63. There shall be printed an Assembly Daily File for each legislative day. The following listing shall constitute the order of business on the Daily File:

1. Special Orders of the Day
2. Second Reading, Assembly Bills
3. Second Reading, Senate Bills
4. Unfinished Business
5. Third Reading, Assembly Bills
6. Third Reading, Senate Bills

All bills on the Daily File shall be called for consideration, provided that Rule 58 has been complied with in the order of their listing. All scheduled committee hearings, together with the list of bills to be heard, shall be published in the Daily File.

Copies of Bills for Action on Floor

64. A bill may not be considered or acted upon on the floor of the Assembly unless and until a copy of the bill as introduced, and a copy of each amended form of the bill, has been distributed to the desk of each Member in hard copy or in portable document format (PDF) via computer.

Second Reading of Bills

66. All bills shall be read by title the second time in the order of their appearance upon the second reading file. Upon second reading, Assembly bills reported without amendments shall be ordered engrossed, and Senate bills reported without amendments shall be ordered to third reading. All bills reported out of committee shall be placed on the second reading file for the next legislative day, and may not be read a second time until the next legislative day under that order of business. As used in this rule, "bill" does not include a joint or concurrent resolution, but does include a constitutional amendment.

Bills Requiring General Fund Appropriation

66.6. Until the Budget Bill has been enacted, the Assembly may not send to the Governor for consideration any bill appropriating funds for expenditure during the fiscal year for which the Budget Bill is to be enacted, except emergency bills recommended by the Governor or appropriations for the salaries and expenses of the Legislature.

Passage of Budget Bill

66.7. The Budget Bill may not be voted upon for final passage on the floor of the Assembly unless it complies with subdivision (f) of Section 12 of Article IV and Sections 1.3 and 20 of Article XVI of the California Constitution.

Committee Amendments

67. Committee amendments reported with bills shall be considered upon their second reading, and the amendments may be adopted by majority vote of the Members present and voting. Assembly and Senate bills amended on second reading by committee amendment shall be ordered reprinted and returned to the second reading file. Assembly bills so amended shall be engrossed after printing.

Committee amendments reported with bills shall be prepared, or approved as to form, by the Legislative Counsel. Five copies of the committee amendments to Assembly bills and five copies of the committee amendments to Senate bills shall be delivered to the Chief Clerk's desk.

The Chief Clerk shall cause to be transmitted to the Assembly Floor Analysis Unit a copy of each committee report and committee amendment, unless the committee report or committee amendment is relative to a joint, concurrent, or house resolution.

Adoption of amendments to any bill in the Assembly prior to third reading, other than by a roll call, shall not preclude subsequent consideration in committee, or on the third reading by the Assembly, of the bill, those amendments, or any part thereof.

Author's Amendments

68. Upon request of the author of a bill, the chairperson of the committee to which the bill has been referred may, by his or her individual action taken independently of any committee meeting, cause the bill to be reported to the Assembly with the recommendation that amendments submitted by the author be adopted and the bill be reprinted as amended and re-referred to the committee.

Notwithstanding any other rule, a bill to be amended pursuant to this rule may not be placed on the second reading file for the adoption of those amendments.

Vote on Passage of Bill as Amended

68.5. Except as otherwise provided in this rule, a vote on passage of any bill in a standing committee or subcommittee shall be taken only when the bill is in print, including any previously adopted amendments to the bill. A vote on passage of an amended bill, when the amended form of the bill is not in print, may be taken only if the sole effect of the amendment is to add coauthors to the bill or if the committee determines that the effect of the amendment upon the bill can be readily understood by all of the members and audience present at the hearing. In that circumstance, any member may require that the amendments be in writing at the time of their adoption.

Bill Analysis Prior to Third Reading

68.6. A bill, concurrent resolution, or joint resolution may not be considered on third reading unless and until an analysis of the measure has been distributed by the Assembly Floor Analysis Unit and placed upon the desks of the Members, unless otherwise ordered by the Speaker.

Analysis of Conference Committee Amendments

68.7. A report of a conference committee on any bill, other than the Budget Bill, that recommends the substantive amendment of a bill may not be considered unless and until an analysis of the proposed amendment has been distributed by the Assembly Floor Analysis Unit and placed upon the desks of the Members, unless otherwise ordered by the Speaker.

Printing of Conference Committee Reports

68.8. A conference report may not be heard by the Assembly until it has been in print for two days prior to being taken up by the house.

Conference Committee: Substantial Policy Change

68.9. (a) A conference committee on any bill, other than the Budget Bill or a bill that is making statutory changes to implement the Budget Bill, may not approve any substantial policy change in any bill if that substantial policy change has been defeated in a policy committee of the Assembly within the current legislative session. For purposes of this rule, the most recent action of a policy committee with regard to a substantial policy change is deemed the only action taken when the policy committee has taken inconsistent actions with respect to a substantial policy change.

(b) For purposes of subdivision (d) of Joint Rule 29.5, the term “heard” means that a printed bill with substantially similar language was before the appropriate committee and taken up at a regular or special hearing of the committee during the current legislative session; or that an amendment, which was drafted and given a request number or approved as to form by the Legislative Counsel, was before the committee and taken up at a regular or special hearing of the committee.

Amendments From the Floor

69. (a) Any Member may move to amend a bill during its second or third reading, and that motion to amend may be adopted by a majority vote of the Members present and voting.

Amendments to a bill offered from the floor, except committee amendments reported with bills, amendments offered with a motion to amend and re-refer a bill to committee, amendments deleting any number of words, or amendments previously printed in the Journal, are not in order unless and until a copy of the proposed amendments has been placed upon the desks of the Members. A copy of a bill that has been amended only to add coauthors to the bill is not required to be placed upon the desks of the Members if both the Speaker and Minority Leader grant an exemption.

Amendments offered from the floor during a bill’s second or third reading shall be prepared, or approved as to form, by the Legislative Counsel.

Before debate five copies of the proposed amendment to Assembly bills, and five copies of the proposed amendments to Senate bills, shall be delivered to the Chief Clerk’s desk. One copy of the proposed amendment shall be transmitted by the Chief Clerk to the Assembly Floor Analysis Unit. Bills so amended upon second or third reading shall be reprinted and re-engrossed. The Chief Clerk shall order printed as many copies of all amended bills as he or she may determine to be necessary.

(b)(1) Amendments from the floor during a bill’s second or third reading that would make a substantive change in the bill shall be submitted to the Chief Clerk’s desk by 5:00 p.m. or the time of adjournment, whichever is later, the business day before the start of session on the legislative day at which they are to be considered.

(2) Upon receipt of the proposed amendments by the Chief Clerk, an analysis shall be prepared by the committee of origin in conjunction with the Assembly Floor Analysis Unit, and a copy of that analysis shall be distributed to each Member’s desk prior to the beginning of debate on adoption of the proposed amendments, unless otherwise ordered by the Speaker.

(3) As used in this subdivision, “bill” does not include a joint or concurrent resolution, but does include a constitutional amendment.

(c) Paragraph (1) of subdivision (b) does not apply to (1) amendments to a bill taken up without reference to file, (2) amendments to a bill to add or delete an urgency clause, (3) amendments to a bill that are identical to other amendments submitted to the Chief Clerk’s desk in accordance with the requirements of this rule, (4) amendments to the Budget Bill or to a bill that is making statutory changes necessary to implement the Budget Bill, or (5) amendments to a bill to make the bill contingent upon the enactment of another bill, or to incorporate one or more statutory amendments proposed in another bill to avoid superseding those amendments.

(d) Any bill amended on the second or third reading file shall be ordered reprinted and returned to the third reading file, and may not be acted on by the Assembly until the bill, as amended, has been on the Daily File for one calendar day. This subdivision does not apply to a bill that is amended to add or delete an urgency clause or to a bill that is amended to make statutory changes to implement the Budget Bill.

(e) A motion to amend a bill on the second or third reading file, other than committee amendments reported pursuant to Rule 57, is not in order on (1) the last two legislative days preceding the January 31 bill passage deadline specified by Section 10 of Article IV of the California Constitution or (2) the last seven days preceding the scheduled commencement of the interim study recess or the scheduled commencement of the final recess as specified by the Joint Rules of the Senate and Assembly. This subdivision may be suspended temporarily by two-thirds vote of the Members present and voting. This subdivision does not apply to amendments to a bill pursuant to Joint Rule 23.5, amendments to a bill to add or delete an urgency clause, or amendments to a bill to incorporate one or more statutory amendments proposed in another bill to avoid superseding those amendments.

Consideration of Political Reform Act Bills

69.1. Pursuant to Section 81012 of the Government Code, any bill that would amend the Political Reform Act of 1974 (Title 9 (commencing with Section 81000) of the Government Code) may not be passed until, 12 days prior to being considered for passage, the bill in its final form has been delivered by the Chief Clerk to the Fair Political Practices Commission for distribution to the news media and to every person who has requested the commission to send a copy of any such bill to him or her.

Electronic Distribution of Bills, Conference Reports, Amendments, and Analyses

69.5. Any requirement that bills, conference reports, amendments, or an analysis be placed on the desks of the Members is satisfied by electronic distribution of the same information in portable document format (PDF) via computer to the desk of the Members through the Assembly Floor System, unless otherwise ordered by the Speaker.

Consideration of Bills Re-referred to Committee

70. Whenever a bill that has been amended and re-referred to committee is reported out by that committee, it shall be placed on the second reading file and may not be transferred therefrom to the third reading file until the following day.

Uncontested Bills

71. A bill may not be placed on the Assembly Consent Calendar unless it has met the requirements of Joint Rule 22.1 with respect to each Assembly standing committee to which the bill has been referred.

Consideration of Concurrent and Joint Resolutions

73. A concurrent or joint resolution may be amended by a majority vote of the Members present and voting. The ayes and noes may not be called upon the adoption of concurrent resolutions, except those authorizing expenditures of money, unless regularly demanded, or required by statute or the California Constitution.

Adoption of Resolutions

74. Any resolution upon which a roll call vote is demanded requires an affirmative recorded vote of 41 or more Members for adoption.

The adoption of any resolution authorizing the expenditure of money requires an affirmative recorded vote of 41 or more Members.

Printing of Resolutions

75. When any previously printed house resolution is before the Assembly for adoption, it may be printed in the Journal only if amendments to it have been adopted, in which case it shall be printed as amended. In the absence of those amendments, house resolutions before the Assembly for adoption shall be referred to by day and page of the Journal as printed upon introduction. For the purposes of this rule, the adding of a coauthor shall not be deemed an amendment.

Concurrence in Senate Amendments

77. Concurrence in any Senate Amendment to an Assembly bill requires the same affirmative recorded vote as the vote required by the California Constitution for the passage of the bill. A vote on concurrence may not be taken until the bill has been on the unfinished business file for one calendar day, except that when the bill is placed upon the unfinished business file during the last two legislative days preceding (1) the January 31 bill passage deadline specified by Section 10 of Article IV of the California Constitution, (2) the scheduled commencement of the interim study recess, or (3) the scheduled commencement of the final recess as specified by the Joint Rules of the Senate and Assembly, it may be acted upon immediately. The vote on concurrence shall be deemed the vote upon final passage of the bill.

Senate amendments to Assembly bills may not be concurred in unless and until an analysis of the measure has been distributed by the Assembly Floor Analysis Unit and a copy placed upon the desks of the Members, unless otherwise ordered by the Speaker. As used in this rule, "bill" does not include a joint or concurrent resolution, but does include a constitutional amendment.

Digest of Bills Amended in Senate

77.1. Whenever the Senate amends and passes an Assembly bill, the Legislative Counsel shall, within one day after the bill is passed by the Senate, prepare and transmit to the Chief Clerk and the Speaker a brief digest summarizing the effect of the Senate amendment. Upon receipt from the Legislative Counsel, the Chief Clerk shall cause the digest to be printed in the Daily File immediately following any reference in the file to the bill covered by the digest.

Substantially Amended Bills

77.2. If the analysis of an amendment adopted on the floor discloses that the amendment makes a substantial substantive change to a bill as passed by the last committee of reference, the bill, as amended, may be referred by the Speaker to the appropriate committee.

A bill that was previously reported from a policy or fiscal committee of reference in compliance with Joint Rule 61 is not subject to the deadlines in Joint Rule 61 if the bill is subsequently referred to a policy or fiscal committee pursuant to this rule.

If the digest to an Assembly Bill that has been returned to the Assembly by the Senate for concurrence in Senate amendments discloses that the Senate has made a substantial substantive change in the bill as first passed by the Assembly, the bill may be referred by the Speaker to the appropriate committee.

Inactive File

78. Whenever a bill has been passed twice on the third reading file on two successive legislative days, it shall be placed forthwith upon a special file to be known as the inactive file. A bill also may be placed on the inactive file at the request of the author. When a bill has been placed on the inactive file, it may be returned to the third reading file by request of the author. Notice of the request to return the bill to the third reading file shall be published one day in advance in the Assembly File. The bill, when returned to the third reading file, shall then be placed at the foot of the third reading file.

When a bill, placed on the inactive file from the second reading file or the unfinished business file, is removed from the inactive file, it shall be returned to the foot of the second reading file or the unfinished business file, respectively, in the next published Daily File.

Engrossing and Enrolling Bills

79. The Engrossing and Enrolling Clerk shall engross and enroll all bills that come to his or her hands for that purpose, in compliance with the provisions of Section 9503 of the Government Code, and in the order of time in which the same shall be acted upon by the Assembly.

After final passage by both houses, any Assembly bill not amended by the Senate shall be ordered by the Speaker forthwith to be enrolled, as provided in Sections 9508 and 9509 of the Government Code. The Chief Clerk shall report both the day and hour each enrolled bill is presented to the Governor, which report shall be entered in the Journal.

VI. PARLIAMENTARY PROCEDURE

A. Motions and Questions

Precedence of Motions During Debate

80. When a question is under debate or before the Assembly, no motions shall be received but the following, which shall take precedence in the order named:

- First—To adjourn;
- Second—To recess to a time certain;
- Third—To lay on the table;
- Fourth—For the previous question;
- Fifth—To set as a special order;

- Sixth—To postpone indefinitely;
- Seventh—To refer to or to re-refer;
- Eighth—To amend.

Questions of Order Decided Without Debate

81. All incidental questions of order, arising after a motion is made for any of the questions named in Rule 80 and pending that motion, shall be decided by the Speaker without debate, whether on appeal or otherwise.

Appeal From Decision of the Speaker

82. Any Member may appeal from a decision of the Speaker without waiting for recognition by the Speaker, even though another Member has the floor. An appeal is not in order when another is pending, or when other business has been transacted by the Assembly prior to the appeal being taken. Upon the appeal being seconded, the Speaker may give his or her reasons for the decision, and the Member making the appeal may give his or her reasons for the appeal, and the Speaker forthwith shall put one of the following questions to the Assembly:

- (1) "Shall the decision of the Speaker be sustained?"
- (2) "Shall the decision of the Speaker be overruled?"

An appeal may not be amended and yields only to a motion to recess or adjourn, or to lay on the table, or a question of personal privilege. If an appeal is laid on the table, that action shall have no effect on the pending question.

An appeal may not be debated when relating to indecorum, the transgression of rules, or the priority of business. A majority vote of the Members present and voting decides any appeal. In the event of a tie vote, the appeal is lost.

Speaker Explains Order of Business

83. The Speaker may, on his or her own motion or the motion of any Member, explain the order of business when the motion pending before the Assembly is not debatable. That explanation may not consume more than two minutes.

To Adjourn

84. A motion to adjourn is not debatable and may not be amended, and is always in order, except: (a) when another Member has the floor; (b) when the Assembly is voting; or (c) during a call of the Assembly. The name of any Member moving an adjournment, and the hour at which the motion was made and adjournment taken, shall be entered in the Journal. A motion to adjourn shall be adopted by a majority vote of the Members present and voting.

When a motion to adjourn is made and seconded, it shall be in order for the Speaker, before putting the question, to permit any Member to state to the Assembly any fact relating to the condition of the business of the Assembly which would seem to render it improper or inadvisable to adjourn. That statement may not occupy more than two minutes and is not debatable.

An affirmative recorded vote of a majority of the duly elected and qualified Members is required to adjourn any session of the Assembly sine die.

To Recess to a Time Certain

85. A motion to recess to a time certain is treated the same as a motion to adjourn, except that the motion is debatable when no business is before the Assembly, and can be amended as to the time and duration of the recess. It yields only to a motion to adjourn.

To Lay on the Table

86. A motion to lay on the table is not debatable and may not be amended.

A motion to table a bill, constitutional amendment, or concurrent or joint resolution is adopted by an affirmative recorded vote of 41 or more Members.

Any motion to lay on the table, if carried by 41 or more votes, carries with it the main question and everything that adheres to it, except that a motion to lay an amendment on the table, if adopted, does not carry with it a bill, constitutional amendment, or concurrent, joint, or house resolution.

A motion to lay an amendment on the table is adopted by a majority vote of the Members present and voting.

A motion to lay on the table may not be applied with respect to reconsideration.

The Previous Question

87. The previous question shall be put only when demanded by five Members, and its effect, when sustained by a majority vote of the Members present and voting, shall be to put an end to all debate and bring the Assembly to a vote only on the question then pending, except that the proponent of the matter pending shall be allowed not more than five minutes to close the debate.

Motion to Set Special Order

88. A motion to set any matter before the Assembly as a special order of business is adopted by an affirmative recorded vote of 54 or more members. The motion is debatable only as to the propriety of setting the main question as a special order of business, and may be amended only as to the time.

Motion to Postpone to a Time Certain

89. A motion to postpone to a time certain is deemed and treated as a motion to set as a special order.

Motion to Postpone Indefinitely

90. The making of a motion to postpone indefinitely any bill, motion, or amendment opens the main question to debate. If the motion to postpone indefinitely prevails by an affirmative recorded vote of 41 or more Members, the main question may not be acted upon again during the session.

Motion to Amend

91. A motion to amend may itself be amended, but an “amendment to an amendment” may not be amended. A motion to substitute is deemed to be a motion to amend and is considered the same as an amendment.

Only one substitute is in order when an amendment is pending. A motion to amend or to substitute is debatable, except where the main question to be amended is not debatable. Any motion to amend may be adopted by a majority vote of the Members present and voting.

A motion to amend that is decided in the negative is not again in order on the same day, or at the same stage of proceeding. The fact that a motion to amend by striking out certain words is decided in the negative does not preclude a motion to amend by adding words, or a motion to amend by striking out and inserting words, except that in no case may a further amendment be substantially the same as the one rejected.

Subject to the above provisions of this rule and Rule 69, a motion to amend is in order during the second or third reading of any bill.

Amendment To Be Germane

92. An amendment to any bill, other than a bill stating legislative intent to make necessary statutory changes to implement the Budget Bill, whether reported by a committee or offered by a Member, is not in order when the amendment relates to a different subject than, is intended to accomplish a different purpose than, or requires a title essentially different than, the original bill.

A motion or proposition on a subject different from that under consideration may not be admitted as an amendment.

An amendment is not in order that changes the original number of any bill.

A Member may not be added or deleted as an author or coauthor of a bill or resolution without his or her consent.

Consideration of Motions

93. A motion, whether oral or written, may not be adopted until it is seconded and distinctly stated to the Assembly by the Speaker.

Motions in Writing

94. Upon request of the Speaker, all motions shall be reduced to writing and shall be read to the Assembly by the Speaker before being acted upon.

Withdrawal of Motions

95. After a motion is stated by the Speaker, or a bill, resolution, or petition is read by the Chief Clerk, it is in the possession of the Assembly.

Motion to Withdraw or Re-refer Bills

96. (a) A motion to withdraw a bill or resolution from committee, or to re-refer a bill or resolution from one committee to another committee, may be made during the regular order of business. A motion to re-refer may be debated only as to the propriety of the reference, and shall require an affirmative recorded vote of 41 or more Members.

(b) A bill or resolution may not be withdrawn from committee and placed upon the file, unless a motion to withdraw has been heard by, and has been approved by a majority vote of, the Committee on Rules. This subdivision does not apply to a bill in a fiscal committee that has been amended so as not to require its reference to a fiscal committee, as indicated by the Legislative Counsel's Digest.

(c) A motion to continue a motion to withdraw a bill or resolution from committee requires a majority of those members present and voting. A motion to withdraw a motion to withdraw is not in order.

Re-reference of Measures on File

97. A motion to re-refer a bill or resolution that is on the Assembly Daily File to committee may be made during the regular order of business. The motion is debatable only as to the propriety of that reference and shall require an affirmative recorded vote of 41 or more Members.

Bills Stricken From File

98. A motion to strike from the file any bill or resolution requires an affirmative recorded vote of 41 or more Members. That bill or resolution may not be acted upon again during the session.

Motion to Rescind Action or Expunge Record

99. Previous to the approval of the Journal by the Assembly, any action may be rescinded and its record ordered expunged by the affirmative recorded vote sufficient to take that action originally, except that an action may not be rescinded and the record expunged by a vote less than an affirmative recorded vote of 41 or more Members. A motion to rescind the action and expunge the record may not be made twice on the same proposition.

A motion to rescind is not in order on any matter upon which a vote to reconsider has previously been taken in the Assembly.

Whenever any action of the Assembly is rescinded and its record ordered expunged, the record of the action expunged may not appear in any form whatsoever, except that the record of the proceedings on the motion to rescind and expunge shall appear in the Journal as and when printed.

Reconsideration of Vote

100. (a) A motion to reconsider a vote on the next legislative day shall be made on the same day the vote to be reconsidered was taken. A motion to reconsider may not be adopted unless it receives an affirmative recorded vote of 41 or more Members. A motion to reconsider may be voted on without a second.

A motion to reconsider a vote shall be made by a Member voting on the question, and takes precedence over all motions, except a motion to adjourn. Upon that motion being made, the matter to be reconsidered forthwith shall be placed upon the unfinished business file, and further action may not be taken prior to the next legislative day. When a motion to reconsider has once been made, the motion is the property of the Assembly. When reconsideration is granted, the matter to be reconsidered shall be before the Assembly in the same status it had prior to the vote being reconsidered.

(b)(1) Interim Study Recess:

No motion to reconsider the vote whereby amendments are concurred in on Assembly bills, the vote whereby a Senate bill is passed and returned to the Senate, or the vote whereby a conference committee report is adopted is in order on the last two legislative days preceding the interim study recess.

A motion to reconsider the vote whereby amendments are refused concurrence on Assembly bills, the vote whereby Senate bills are refused passage, or the vote whereby a conference committee report is refused adoption is in order on the last legislative day preceding the interim study recess. The motion may be taken up before the end of that legislative day.

As used in this paragraph, “bill” does not include a joint or concurrent resolution.

(2) January 31—Even-numbered Year:

A motion to reconsider the vote whereby an Assembly bill is passed to the Senate is not in order on the last two legislative days preceding January 31 of the even-numbered year.

A motion to reconsider the vote whereby an Assembly bill is refused passage on its third reading is in order on the last legislative day preceding January 31 of the even-numbered year. The motion must be taken up before the end of that legislative day.

As used in this paragraph, “bill” does not include a Senate bill, a constitutional amendment, or a joint or concurrent resolution.

(3) Spring or Summer Recess:

A motion to reconsider the vote whereby a bill is passed is not in order on the last two legislative days preceding the Spring or Summer Recess as established by the Joint Rules of the Senate and Assembly.

(4) Deadline for Passage by House:

A motion to reconsider the vote whereby an Assembly bill is passed to the Senate is not in order on the last two legislative days preceding the last day for the Assembly to pass a bill introduced in the Assembly, as set forth in the Joint Rules of the Senate and the Assembly.

As used in this paragraph, “bill” does not include a Senate bill, a constitutional amendment, or a joint or concurrent resolution.

(5) Final Recess:

A motion to reconsider the vote whereby a bill is passed is not in order on the last two legislative days preceding the final recess.

A motion to reconsider the vote whereby a bill is defeated is in order on the day of the final recess. The motion must be taken up before the end of that legislative day.

(c) Any Member voting on any matter may move to take up on the same day the motion, previously made by another Member, to reconsider the vote on that matter. A motion to take up on the same day a motion to reconsider the vote on a bill requires an affirmative recorded vote of at least 41 Members. A motion to take up on the same day a motion to reconsider the vote on any motion, amendment, Assembly resolution, or proposition other than a bill requires an affirmative vote of a majority vote of the Members present and voting. The motion to take up the reconsideration on the same day takes precedence over the motion to reconsider and, upon demand of any Member, the motion to take up the reconsideration on the same day shall be put to an immediate vote. If the motion to take up the reconsideration on the same day is adopted, the motion to reconsider is the next order of business before the Assembly.

(d) A second motion to reconsider the same question is not in order, nor is a motion to reconsider reconsideration in order.

(e) A motion to continue a motion to reconsider requires a majority vote of those Members present and voting.

Call of Assembly

101. After the roll has been called, and prior to the announcement of the vote, any Member may move a call of the Assembly. The Members present may order a call of the Assembly by a majority vote of the Members present and voting, and the Speaker shall immediately order the Sergeant at Arms to lock all doors and direct the Chief Clerk to prepare a list of absentees as disclosed by the last roll call. The list of absentees shall be furnished to the Sergeant at Arms, whereupon no Members shall be permitted to leave the Assembly Chamber except by written permission of the Speaker, and a person may not be permitted to enter except Members, Senators, or officers, or employees of the Legislature in the official performance of their duties.

Each Member who is found to be absent, and for whom a leave of absence has not been granted, shall be forthwith taken into custody wherever found by the Sergeant at Arms, his or her assistants, or any person designated by the Sergeant at Arms, including members of the California Highway Patrol, and sheriffs or their deputies, and brought to the Assembly Chamber.

A recess or adjournment may not be taken during a call of the Assembly. Additional business may be conducted and calls placed regardless of the number of calls in effect. A call of the Assembly may be dispensed with at any time upon a majority vote of the Members present, that action to become effective upon the completion of the roll call and the announcement of the vote upon the matter for which the call was ordered, unless, prior to the announcement of the vote, the call is continued by a majority vote of the Members present.

Division of Question

102. Any Member may call for a division of the question, and the Speaker shall order the question divided if it comprehends propositions in substance so distinct that, one being taken away, a substantive proposition would remain for the decision of the Assembly. This rule does not apply to an individual bill or resolution.

B. Voting

Members Voting

104. Every Member in the Assembly Chamber when a roll call is required shall record his or her vote openly and without debate, unless the Assembly excuses that member by a majority vote of the Members present and voting.

A Member may not operate the voting switch of any other Member, except that a Member presiding at the time of a roll call, who is not the Speaker or the Speaker pro Tempore, may direct another Member on the floor to operate the voting switch of the presiding Member, and any Member so presiding, including the Speaker and the Speaker pro Tempore, may also operate the voting switches at the rostrum of the Speaker and the Speaker pro Tempore, at their direction.

The name of any Member who refuses to vote as required by this rule, after being requested by the Speaker to do so, shall be entered in the Journal, together with a statement that he or she was present and did so refuse to vote. Any Member who refuses so to vote may, if he or she so desires, and immediately after the announcement of the vote, submit

a written explanation of the failure to vote and that explanation shall be printed in the Journal, provided that no explanation may exceed 50 words in length.

In addition to the entry of his or her name in the Journal, any Member who refuses so to vote when required, and who has not been excused from doing so, may, immediately after the announcement of the vote, at the discretion of the Speaker or upon demand of any Member, be summoned to appear before the bar of the Assembly for public censure by the Speaker or by any Member designated by the Speaker. Censure of a Member as provided by this rule does not constitute a bar to proceedings for his or her expulsion from the Assembly pursuant to Section 5 of Article IV of the California Constitution.

A Member may submit a written explanation of his or her vote on any bill or house resolution, and that explanation shall be printed in the Journal immediately following the vote, provided that no explanation may exceed 50 words in length.

A Member, prior to adjournment on the same legislative day, in the absence of any objection, may instruct the Chief Clerk to add his or her vote to any previously announced vote that had been taken during his or her absence, so long as the outcome of the vote is not thereby changed. The Chief Clerk shall record any vote additions or vote changes in the order signed by the Members at the Clerk's desk.

Ayes and Noes

105. The ayes and noes shall be recorded by the electrical voting system on the final passage of all bills, when an affirmative recorded vote of 41 Members or any vote above that number is required, when demanded by three Members, or when ordered by the Speaker. The names of the Members so voting shall be entered in the Journal.

Voting and Vote Changes

106. When once begun, voting may not be interrupted, except that, before the vote is announced, any Member may have the total pending vote flashed on the visible vote recorder. Prior to the announcement of the vote, the presiding officer shall instruct the Chief Clerk to record verbal votes from Members not at their desks. Any Member may move a call of the Assembly after the completion of the roll. A Member, prior to adjournment on the same legislative day, and in the absence of any objection, may instruct the Chief Clerk to change his or her recorded vote after the vote is announced, so long as the outcome of the vote is not thereby changed. The Chief Clerk may record any vote change only after the Member making the change has announced it to the Assembly.

Tie Vote

107. In case of an equal division, or tie vote, the question shall be lost.

VII. MEMBERS' DECORUM AND PRIVILEGES

Order in Speaking to Questions

108. When a Member desires to address the Assembly, the Member shall rise from his or her seat and respectfully address himself or herself to "Mr. Speaker" or "Madame Speaker." Upon being recognized, the Member may speak, confining himself or herself to the question under consideration. When two or more Members rise at the same time, the Speaker shall designate the Member who is entitled to the floor.

A Member may not speak more than once during the consideration of any one question on the same day and at the same stage of proceeding, except that the author of a bill or resolution or the mover of a question has the right to open and close the debate thereon. A Member may not be allowed to speak more than five minutes to open and five minutes to close the debate on any question, including amendments, and no Member other than the author or the mover of the question may be allowed to speak more than five minutes thereon. A Member may not yield to any other Member the time for which he or she is entitled to speak on any matter.

Rules of Decorum

108.1. (a) In accordance with Rule 10, Members of the Assembly shall conduct themselves in accordance with the rules of decorum specified in Sections 120 to 126, inclusive, of Mason's Manual of Legislative Procedure.

(b) Notwithstanding subdivision (a), the Committee on Rules may adopt additional rules of decorum by majority vote of the membership of the committee.

Motions

109. When a Member desires to make a motion, the Member shall obtain recognition as provided in Rule 108. Upon being recognized, the Member shall open by stating his or her motion, except in the case of a nomination, and in any other case may not speak to the merits of the motion at that time, but shall confine his or her remarks to those necessary to explain the motion. If the motion is in order and is seconded, it shall be stated to the Assembly by the Speaker. If the motion is debated, the Member who made it shall then be entitled to recognition to open the debate on the motion.

When a Member obtains the floor during debate upon any question that is pending before the Assembly and addresses the Assembly regarding the merits of the pending question, the Member may not be permitted to conclude his or her debate by making any motion or by demanding the previous question.

Leave of Absence

110. A Member may not absent himself or herself from attendance at any session of the Assembly without leave of the Assembly. A Member may not obtain that leave of absence or be excused for nonattendance except by a vote of 54 or more Members or by unanimous consent. A Member who obtains a leave of absence for personal business, or is excused for nonattendance for personal business, thereby waives his or her per diem allowance for attendance upon any session of the Legislature for which he or she secures that leave of absence or excuse. A Member may not obtain a leave of absence for legislative business or be excused for nonattendance for legislative business unless the Member has filed with the Speaker a statement of the legislative business for which he or she seeks that leave of absence or excuse. That statement shall be printed in the Journal.

If a Member is not recorded on the attendance roll within 30 minutes after the scheduled start of the session, the Member shall stand up before the Assembly and explain the reason he or she is late before he or she is

recorded on the roll call for any vote. If a Member does not explain his or her reason for being late, any other Member may raise a point of order under this rule, whereupon the tardy Member's vote may not be recorded until an explanation is made.

Personal Privilege

111. Any Member may rise to explain a matter of personal privilege. A matter of personal privilege is a matter involving the Member's integrity, dignity, or honor. Upon rising to explain such a matter, the Member forthwith shall be recognized by the Speaker, but may not discuss a question in that explanation. Matters of personal privilege yield only to a motion to recess or adjourn.

Objection to Reading of Any Paper

112. Any Member, upon recognition by the Speaker, may object to the reading of any paper before the Assembly. When that objection is made, the question of reading shall be determined without debate by a majority vote of the Members present and voting, upon a brief statement by the Speaker of the substance of the objection.

Members at Chief Clerk's Desk

113. A Member or other person may not be allowed at the Chief Clerk's desk while the ayes and noes are being recorded or the votes counted.

Members Called to Order for Transgressing Rules

114. If any Member transgresses the Rules of the Assembly, the Speaker shall, or any Member may, call the offending Member to order. The Member so called to order immediately shall take his or her seat, until the Speaker, without debate, has determined whether the Member is in order. That decision by the Speaker shall be subject to an appeal to the Assembly.

If any Member is called to order for offensive words spoken in debate, the person calling him or her to order shall state to the Assembly the words to which exception is taken. No Member may be held to answer, or be subject to censure by the Assembly, for language used in debate if other business has been transacted by the Assembly prior to exception being taken to the words spoken.

VIII. MISCELLANEOUS

Committee of the Whole

115. The Assembly may resolve itself into a Committee of the Whole at any time by a majority vote of the Members present and voting. While sitting as that committee, persons other than Members may address the committee. The Speaker of the Assembly, or any Member named by the Speaker, shall preside as Chairperson of the Committee of the Whole.

A motion that the Committee of the Whole "do now rise and report back to the Assembly," shall always be in order and shall be decided without debate. All actions of the Committee of the Whole shall be reported to the Assembly by the chairperson, but may not be entered in the Journal except upon motion and a majority vote of the Members present and voting.

Use of Assembly Chamber

116. The Assembly Chamber may not be used for any public or private business, other than legislative matters, except upon approval of the Speaker or the Chair of the Committee on Rules.

Use of Assembly Facilities: Smoking

117. The smoking of tobacco products is prohibited within any building, or portion of a building, occupied or used by Assembly Members or employees if the building or portion of the building is under the jurisdiction or control of the Assembly. This smoking prohibition shall apply to any outdoor area within five feet of an entrance or exit to any building or portion of a building subject to this rule. This smoking prohibition shall apply to the Assembly Chamber, Assembly hearing rooms, and Assembly offices, and to hallways, stairways, and bathrooms within any building or portion of a building subject to this rule.

Floor of the Assembly: Telephones

117.5. A cellular telephone may not be used on the floor of the Assembly during any session of the Assembly.

Meeting of the Assembly: Firearms

117.7. A person, except a peace officer acting within the scope of his or her employment, may not carry or possess a firearm on the floor of the Assembly during any session of the Assembly or in a committee hearing room during any meeting of a committee or subcommittee.

Persons Admitted to Floor of the Assembly

118. A person other than Members of the Legislature, officers, employees of the Legislature, accredited members of the press, and guests may not be admitted to the floor of the Assembly during any session of the Assembly. A guest of any Member may be admitted only upon presentation of a guest card of the Member countersigned by the Speaker. A guest card is valid only on the legislative day for which it is issued. A lobbyist, as defined by Section 82039 of the Government Code, may not, under any circumstances, be admitted to the Assembly Chamber while the Assembly is in session.

Persons admitted to the Assembly Chamber, other than Members, may not be permitted to stand in the lobby in the rear of the Assembly Chamber while the Assembly is in session, but shall be required to occupy the seats provided for them.

Guests may be seated only in the chairs in the back of the rail in the rear of the Assembly Chamber, and may not be permitted to sit at the desks of the Members. No person other than an accredited newspaper representative may be permitted to sit at the press desks. A special section in the balcony may be reserved for those holding guest cards. Neither any person mentioned in this rule nor any other person, except a Member of the Legislature, may engage in influencing the passage or defeat of legislation in the Assembly Chamber.

A person other than a Member of the Legislature, the Sergeant at Arms or his or her assistants, the Chief Clerk or his or her assistants, or the Legislative Counsel or his or her representatives, may not be permitted in the area of the floor of the chamber which is occupied by the desks of the Members.

Business Attire

118.1. Notwithstanding any other provision of these Rules, a Member of the Legislature, officer or employee of the Legislature, accredited member of the press, or any other person may be admitted to the floor of the Assembly during any session only if dressed in appropriate business attire.

Qualifications and Elections of Members

119. An affirmative vote of 41 or more Members shall be required to determine the qualifications and election of any Member pursuant to Section 5 of Article IV of the California Constitution. A motion to disqualify a Member is not in order at the convening of a legislative session until a Speaker has been elected in accordance with Section 9023 of the Government Code.

Compensation and Expenses of Member Convicted of Felony

120. If a Member of the Assembly is convicted of a felony by a superior court, his or her right to further compensation or expenses is thereupon suspended, and his or her membership on any committee is thereupon suspended. If the conviction becomes final, the right of the Member to further compensation or expenses shall terminate and any compensation or expenses withheld shall be forfeited to the state. If the conviction is reversed by an appellate court or a motion for a new trial is granted, and the Member is thereafter found not guilty or the charges against him or her are dismissed, the amounts of the withheld compensation or expenses shall be paid to the Member and the suspension of his or her committee membership shall terminate.

Whenever a Member is convicted of a felony in the superior court, the Committee on Rules shall give written notice thereof to the Controller, directing him or her to discontinue any further payments to the Member unless and until the Committee on Rules notifies the Controller that the Member has been found not guilty or that the charges against him or her are dismissed. The Controller may not draw any warrant payable to that Member except as provided in this rule.

The Seal of the Assembly

121. The Seal of the Assembly may be used only by or on behalf of a Member of the Assembly, or when specifically authorized by the Committee on Rules.

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STANDING RULES OF THE SENATE

2009–10 Regular Session

Senate Resolution No. 4 (Dutton)

(Adopted December 1, 2008, Senate Journal, p. 11;
as amended by Senate Resolution No. 15 (Steinberg),
adopted February 26, 2009; Senate Journal, p. 202);
as amended by Senate Resolution No. 19 (Steinberg),
adopted April 13, 2009; Senate Journal, p. 451.)

STANDING RULES OF THE SENATE

CONVENING AND SESSIONS

Hours of Meeting

1. The Senate shall meet at 9:00 a.m. daily, except Saturdays and Sundays, unless otherwise ordered by the Senate.

Calling to Order

2. The President pro Tempore, Assistant President pro Tempore, Vice Chair of the Committee on Rules, or senior member present shall call the Senate to order at the hour stated and, if a quorum is present, shall proceed with the order of business.

Attendance of Senators

3. No Senator may absent himself or herself from attendance upon the Senate without first obtaining leave. A lesser number than a quorum of the Senate is authorized to send the Sergeant at Arms for any and all absent Senators at the expense of the absent Senators, unless an excuse for nonattendance made to the Senate when a quorum is present shall be judged sufficient, and in that case the expense shall be paid out of the Senate Operating Fund. The President pro Tempore or Assistant President pro Tempore, or less than a quorum present, shall have the power to issue process directly to the Sergeant at Arms to compel the attendance of Senators absent without leave. Any Senator who refuses to obey that process, unless sick or unable to attend, shall be deemed guilty of contempt of the Senate, and the Sergeant at Arms shall have power to use force as may be necessary to compel the attendance of the absent Senator, and for this purpose he or she may command the force of the county, or of any county in the state.

Order of Business

4. The order of business shall be as follows:
 - (1) Rollcall.
 - (2) Prayer by the Chaplain.
 - (3) Pledge of Allegiance.
 - (4) Privileges of the Floor.
 - (5) Communications and Petitions.
 - (6) Messages from the Governor.
 - (7) Messages from the Assembly.
 - (8) Reports of Committees.
 - (9) Motions, Resolutions and Notices.
 - (10) Introduction and First Reading of Bills.
 - (11) Consideration of Daily File:
 - (a) Second Reading.
 - (b) Special Orders.
 - (c) Unfinished Business.
 - (d) Third Reading.
 - (12) Announcement of Committee Meetings.
 - (13) Leaves of Absence.
 - (14) Adjournment.

Executive Sessions

5. When a motion is adopted to close the doors of the Senate, on the discussion of any business that may require an executive session, he or she who is presiding shall require all persons, except the Senators, Secretary, Minute Clerk, and Sergeant at Arms, to withdraw, and during the discussion of that business the doors shall remain closed. Every Senator and officer present shall keep secret all matters and proceedings concerning which secrecy shall be enjoined by order of the Senate.

OFFICERS OF THE SENATE**The President**

6. The President may preside upon invitation of the Senate.

The President pro Tempore

7. The President pro Tempore shall take the Chair and call the Senate to order at the hour of the meetings of the Senate. The President pro Tempore is the Presiding Officer of the Senate.

It shall be the particular responsibility of the President pro Tempore to secure the prompt and businesslike disposition of bills and other business before the Senate. He or she shall maintain order in the Senate Chamber and, in case of a disturbance or disorderly conduct outside the bar or in the gallery, he or she shall have the power to order the same cleared.

The President pro Tempore shall serve *ex officio* as a member of all Senate and joint committees of which he or she is not a regular member, with all of the rights and privileges of that membership except the right to vote. In counting a quorum of any of these committees, the President pro Tempore may not be counted as a member.

The Assistant President pro Tempore or the Vice Chair of the Committee on Rules shall, in the absence of the President pro Tempore, perform the duties, and have all powers and authority, of the President pro Tempore.

Presiding by Senators

8. The President pro Tempore of the Senate may name a Senator to perform the duties of the Chair in his or her absence. The Senator so named shall be vested, during that time on the floor, with all the powers of the President pro Tempore, and the Senator who performs these duties shall be known as the Assistant President pro Tempore.

In the absence of the President pro Tempore, the Assistant President pro Tempore, or the Vice Chair of the Committee on Rules, any Senator may perform the duties of the Chair.

Secretary of the Senate

9. It shall be the duty of the Secretary of the Senate to attend every session, call the roll, and read all bills, amendments, and resolutions, and all papers ordered read by the Senate or the Presiding Officer.

The Secretary of the Senate shall superintend all printing to be done for the Senate.

The Secretary of the Senate shall certify to, and transmit to, the Assembly all bills, joint and concurrent resolutions, constitutional amendments, and papers requiring the concurrence of the Assembly, immediately after their passage or adoption by the Senate.

The Secretary of the Senate shall also keep a correct Journal of the proceedings of the Senate, and shall notify the Assembly of the action by the Senate on all matters originating in the Assembly and requiring action on the part of the Senate.

The Secretary of the Senate shall have custody of all bills, documents, papers, and records of the Senate and may not permit any of the bills, documents, records, or papers to be taken from the Desk or out of his or her custody by any person, except in the regular course of the business of the Senate.

The Secretary of the Senate is the Executive Officer of the Committee on Rules and shall act as its authorized representative in all matters delegated to him or her by the committee.

Initiative measures received by the Secretary of the Senate in accordance with Section 9034 of the Elections Code shall be transmitted to the Committee on Rules and referred by the Committee on Rules to the appropriate committee.

Sergeant at Arms of the Senate

10. The Sergeant at Arms shall attend the Senate during all of its sittings, and shall execute the commands of the Senate from time to time, together with all process issued by its authority, as shall be directed to him or her by the President. The Sergeant at Arms is authorized to arrest for contempt all persons outside the bar, or in the gallery, found in loud conversation or otherwise making a noise to the disturbance of the Senate. The actual expenses for the Sergeant at Arms for every arrest and for each day's custody and release, and his or her traveling expenses, shall be paid out of the Senate Operating Fund.

The Sergeant at Arms shall place copies of all bills, joint and concurrent resolutions, constitutional amendments, Journals, Histories, and Files, when printed, on the desks of Senators, at least one hour previous to the opening of the session. If printed copies are not available, electronic copies will suffice for purposes of this rule.

Elected and Appointed Officers

10.5. On the first day of each session, the President pro Tempore, members of the Committee on Rules, Secretary of the Senate, and Sergeant at Arms shall be elected by a majority vote of the duly elected and qualified Members of the Senate and shall serve until their successors are elected and qualify. The Committee on Rules shall appoint an Assistant Secretary, a Minute Clerk, a Chaplain, and other employees with such duties as the committee requires.

Officers and Employees Compensation: Approval

10.6. The Controller is hereby authorized and directed to draw his or her warrants in favor of officers and employees who render services to the Senate, as certified by the Committee on Rules or by its authorized representative, from the fund set aside for the pay of officers and employees of the Senate at the rate of compensation certified by the committee or its representative, and the Treasurer is hereby directed to pay the same.

COMMITTEES OF THE SENATE**Appointment of Committees**

11. The Committee on Rules shall consist of the President pro Tempore of the Senate, who shall be the chair of the committee, and four other Members of the Senate to be elected by the Senate. There is a vacancy on the committee in the event a member ceases to be a Member of the Senate or resigns from the Committee on Rules. Any vacancy occurring during a summer, interim study, or final recess, except in the case of the President pro Tempore, shall be filled by the remaining members of the Committee on Rules. A vacancy occurring at any other time shall be filled by election by the Senate.

The Committee on Rules shall appoint all other committees of the Senate and shall designate a chair and vice chair of each committee.

In making committee appointments, the Committee on Rules shall give consideration to seniority, preference, and experience. However, in making committee appointments, the Committee on Rules shall, as far as practicable, give equal representation to all parts of the state.

Standing Committees

12. The standing committees of the Senate and subjects to be referred to each are set out below. The provisions set forth below as to the assignment of bills are intended as a guide to the Committee on Rules, but are not binding upon the committee.

(1) Appropriations, 13 members. Bills that are subject to Joint Rule 10.5 and are not referred to the Budget and Fiscal Review Committee. Bills that constitute a state-mandated local program.

(2) Banking, Finance and Insurance, 12 members. Bills relating to financial institutions, corporations, and retail credit interest rates. Bills relating to insurance, health insurance benefit mandates, indemnity, surety, and warranty agreements.

(3) Budget and Fiscal Review, 40 members. The Budget Bill and bills implementing the Budget. Bills that directly affect the State Budget, including deficiencies and reappropriations.

(4) Business, Professions and Economic Development, 10 members. Bills relating to business and professional practices, licensing, and regulations other than bills relating to horse racing, alcoholic beverages, oil, mining, geothermal, and forestry industries. Bills relating to economic development, commerce, and international trade.

(5) Education, 9 members. Bills relating to education, higher education, and certificated educational personnel.

(6) Elections, Reapportionment, and Constitutional Amendments, 5 members. Bills relating to elections and reapportionment. Bills relating to constitutional amendments, when favorably reported out of the standing committee having jurisdiction of the subject matter.

(7) Energy, Utilities, and Communications, 11 members. Bills relating to public utilities and carriers, energy companies, alternative energy development and conservation, and communications development and technology.

(8) Environmental Quality, 7 members. Bills relating to environmental quality, air quality, water quality, integrated waste management, recycling, toxics, and hazardous waste.

(9) Food and Agriculture, 5 members. Bills relating to agriculture, food processing, and marketing.

(10) Governmental Organization, 13 members. Bills relating to horse racing, public gaming, and alcoholic beverages, bills related to the management of public safety emergencies and disaster response, and bills regarding the use of state-controlled lands and buildings, state publishing, seals, bonds, and interstate compacts.

(11) Health, 11 members. Bills relating to public health, alcohol and drug abuse, mental health, health insurance and managed care, and related institutions.

(12) Human Services, 5 members. Bills relating to welfare, social programs and services, and related institutions.

(13) Judiciary, 5 members. Bills amending the following:

(a) Civil Code, except measures related to retail credit interest rates.

(b) Code of Civil Procedure.

(c) Evidence Code, except matters relating to criminal procedure.

(d) Family Code.

(e) Probate Code.

(f) Bills relating to municipal and state court judgeships, court attachés, and personnel. Bills relating to liens, claims, and unclaimed property, collections, and franchises.

(14) Labor and Industrial Relations, 6 members. Bills relating to labor, industrial safety, unemployment, workers' compensation and insurance, and noncertificated public school employees.

(15) Local Government, 5 members. Bills relating to local governmental procedure and organization. Bills relating to land use. Bills that have been considered by other committees having jurisdiction of the appropriate subject, for consideration of any questions relating to local government administration.

(16) Natural Resources and Water, 11 members. Bills relating to conservation and the management of public resources, fish and wildlife, regulation of oil, mining, geothermal development, acid deposition, wetlands and lakes, global atmospheric effects, ocean and bay pollution, coastal resources, forestry practices, recreation, parks, and historical resources. Bills relating to water supply management.

(17) Public Employment and Retirement, 7 members. Bills relating to state and local nonschool public employees and public employee retirement.

(18) Public Safety, 7 members. Bills amending the following:

(a) Evidence Code, relating to criminal procedure.

(b) Penal Code.

(c) Statutes of a penal nature not related closely to a subject included in another subdivision of this rule.

(d) Bills relating to the Department of Corrections and Rehabilitation.

(19) Revenue and Taxation, 8 members. Bills relating to state and local revenues and taxation, except bills described in subdivision (a) of Rule 28.9.

(20) Rules, 5 members. Proposed amendments to the rules and other matters relating to the business of the Legislature.

(21) Transportation and Housing, 11 members. Bills relating to the operation, safety, equipment, transfer of ownership, licensing, and registration of vehicles, aircraft, and vessels. Bills relating to the Department of Transportation and the Department of Motor Vehicles. Bills relating to waterways, harbors, highways, public transportation systems, and airports. Bills relating to housing and community redevelopment.

(22) Veterans Affairs, 7 members. Bills relating to veterans, military affairs, and armories. Bills amending the Military and Veterans Code.

The standing committees of any regular session shall be the standing committees of concurrent special or extraordinary sessions unless otherwise ordered by the Senate.

Committee on Legislative Ethics

12.3. (a) (1) The Committee on Legislative Ethics is hereby created. The committee shall be appointed by the Committee on Rules and shall consist of six Senators, at least two of whom are members of the political party having the greatest number of members in the Senate and at least two of whom are members of the political party having the second greatest number of members in the Senate. The members of the committee shall serve two-year terms. The President pro Tempore and the Minority Floor Leader shall serve as ex officio, nonvoting members of the committee.

(2) The Committee on Rules shall select a Chair and a Vice Chair, who may not be members of the same political party. The Chair may not serve more than two consecutive two-year terms, and the Committee on Rules shall select a successor who is not a member of the same political party as the immediately previous Chair.

(3) Vacancies in the committee shall be filled within 30 days by the Committee on Rules for the remainder of a term.

(4) If a complaint is filed against a member of the committee, the Committee on Rules shall temporarily replace the member with a Senator of the same political party, who shall serve until the complaint is dismissed by the committee or the Senate takes action as it deems appropriate, whichever occurs earlier.

(5) The Committee on Rules, upon the recommendation of the Committee on Legislative Ethics, shall appoint a Chief Counsel to assist the committee in carrying out its functions. The staff of the committee shall be considered permanent and professional, and shall perform their duties in a nonpartisan manner. No staff of the committee may engage in partisan activities regarding a Senate election campaign. The committee may retain independent counsel when necessary for specific investigations.

(b) The committee shall do all of the following:

(1) The committee shall formulate and recommend, for adoption by the Senate, standards of conduct for Senators and officers and employees of the Senate in the performance of their legislative responsibilities. The Ethics Manual for Members, Officers, and Employees of the United States House of Representatives, as prepared by the Staff of the Committee on Standards of Official Conduct, 102nd Congress Second Session (United States Government Printing Office, Washington, 1992), the Code of Ethics (Article 2 (commencing with Section 8920) of Chapter 1 of Part 1 of Division 2 of Title 2 of the Government Code), and Joint Rule 44 shall serve as guides in the

formulation of the standards of conduct.

(2) At the request of any Senator or officer or employee of the Senate, the committee shall provide an advisory opinion with respect to the standards of conduct of the Senate on the general propriety of past, current, or anticipated conduct of that Senator, officer, or employee. The opinion shall be rendered within 21 days unless the Chair and Vice Chair agree otherwise. The committee may, with appropriate deletions to ensure the privacy of the individuals concerned, publish the advisory opinions for the guidance of other Senators, officers, or employees.

(3) The committee shall develop, issue, and annually update a clear, informative, and usable manual for the Senate based on the standards of conduct adopted by the Senate, including any advisory opinions published pursuant to paragraph (2).

(4) The committee shall conduct periodic workshops, at least once each calendar year, for Senators and officers and employees of the Senate, including workshops specifically designed for newly elected Senators and newly appointed officers and employees. At least once in each biennial session, each Senator, and each officer or employee of the Senate who is a designated employee under the Senate Conflict of Interest Code, shall attend one of these workshops. The workshops shall include, but not be limited to, a comprehensive review of all applicable statutes and Senate rules.

(5) After adoption by the Senate of the standards of conduct, the committee shall receive and review complaints alleging violations of the standards of conduct by Senators, or officers or employees of the Senate, in accordance with the procedures specified in subdivisions (c) to (s), inclusive.

(6) The committee shall maintain a record of its investigations, hearings, and other proceedings. All records, complaints, documents, and reports filed with, submitted to, or made by the committee, and all records and transcripts of any investigations or hearings of the committee shall be confidential and may not be open to inspection by any person other than a member of the committee or the staff of the committee, except as otherwise specifically provided for in this rule. Any member of the committee or any person on the staff of the committee who discloses any record, complaint, document, report, or transcript that is confidential shall be subject to discipline. The committee may, by a majority vote of the membership of the committee, authorize the release of any records, complaints, documents, reports, and transcripts in its possession to the appropriate enforcement agency if the committee determines that there is probable cause to believe that the violation or violations alleged in the complaint would constitute a felony or if the committee determines that the information is material to any matter pending before the enforcement agency.

(c) (1) Any person may file a complaint with the committee that alleges a violation of the standards of conduct.

(2) Except as provided in paragraphs (3) and (4), a complaint may not be filed more than 18 months after the date that the alleged violation occurred.

(3) If the committee determines that the person filing the complaint did not know, or through the exercise of reasonable diligence could not have known, of the alleged violation within 18 months after the date that the alleged violation occurred, the complaint may be filed within three

years after the date that the alleged violation occurred.

(4) If a complaint is filed within 60 days prior to an election at which a Senator or officer or employee is a candidate for elective office, the complaint shall be returned to the person filing the complaint, and the person shall be informed that the complaint may be filed with an appropriate enforcement agency and may be refiled with the committee after the election. The period of time for filing the complaint shall be extended for 60 days.

(5) A complaint may not be filed if it alleges a violation that occurred prior to the adoption of the standards of conduct.

(d) A complaint shall satisfy all of the following requirements:

(1) It shall be in writing.

(2) It shall state the name of the person filing the complaint.

(3) It shall state the name of Senator, or the name and position or title of the officer or employee of the Senate, who is alleged to have committed a violation of the standards of conduct.

(4) It shall set forth allegations that, if true, would constitute a violation of the standards of conduct. The allegations shall be stated with sufficient clarity and detail to enable the committee to make a finding pursuant to subdivision (h).

(5) It shall state the date of the alleged violation.

(6) It shall include a statement that the allegations are true of the person's own knowledge or that the person believes them to be true, and shall be signed by the person under penalty of perjury.

(e) The committee, on its own motion, two-thirds of the membership concurring, may initiate a proceeding by filing a complaint that complies with paragraphs (1) to (5), inclusive, of subdivision (d).

(f) The committee shall promptly send a copy of a complaint to the Senator, or officer or employee of the Senate, alleged to have committed the violation, who shall thereafter be designated as the respondent.

(g) If a complaint is filed by a person other than the committee, the Chair and Vice Chair of the committee shall examine the complaint to determine whether it was filed in accordance with this rule and any rules of the committee. Within 15 days after the complaint is filed, the Chair and Vice Chair shall provide to the committee a copy of the complaint and their opinion as to whether the allegations in the complaint, if true, would constitute a violation of the standards of conduct. If the committee, by a two-thirds vote of its membership, finds that the allegations, if true, would constitute a violation of the standards of conduct, the committee shall hold a hearing within 30 days to conduct a preliminary inquiry. If two-thirds of the membership of the committee fails to find that the allegations, if true, would constitute a violation of the standards of conduct, it shall dismiss the complaint and so notify the person who filed the complaint and the respondent, and the complaint shall not be made public.

(h) At the preliminary inquiry, the respondent may respond to the allegations in the complaint by written statement or oral testimony. If two-thirds of the membership of the committee finds that probable cause exists for believing that the respondent committed a violation of the standards of conduct, the committee shall issue a count-by-count statement of alleged violations. If two-thirds of the membership of the committee fails to find that probable cause exists, the committee shall dismiss the complaint. In either event, the committee shall immediately notify the respondent and the person who filed the complaint of its

action. If the committee finds that probable cause exists, the statement of alleged violations shall be made public within seven days.

(i) Within 21 days after the issuance of the statement of alleged violations, the respondent may file an answer that admits or denies each count. Upon request of the respondent, the committee may grant the respondent an additional 21 days to respond.

(j) Within 60 days after the issuance of the statement of alleged violations, the committee shall hold a disciplinary hearing. If a majority of the membership of each party on the committee fails to find that the respondent committed a violation of the standards of conduct, the committee shall dismiss the complaint. If a majority of the membership of each party on the committee finds by clear and convincing evidence that the respondent committed a violation of the standards of conduct, the committee shall take the following action:

(1) If the respondent is a Senator, it shall hold a hearing to determine an appropriate sanction.

(2) If the respondent is an officer or employee, it shall transmit its findings to the Committee on Rules for appropriate action.

(k) (1) At the hearing to determine an appropriate sanction, two-thirds of the membership of the committee shall determine whether the violation is serious or minor.

(2) If the committee determines that a violation is minor or fails to determine that a violation is serious, two-thirds of the membership of the committee (A) shall, if it determines that the violation bears upon the exercise of a right or privilege, recommend that the Committee on Rules deny or limit that right or privilege and shall transmit its findings and recommendation to the Committee on Rules, or (B) shall impose any lesser sanction. Within 15 days after the imposition of a lesser sanction, the respondent may appeal the sanction imposed to the Committee on Rules.

(3) If the committee determines that a violation is serious, two-thirds of the membership of the committee shall recommend that the Senate take one or more of the following actions and shall transmit its findings and recommendation to the Senate:

(A) The denial or limitation of any right or privilege, if the violation bears upon the exercise of that right or privilege.

(B) A reprimand for a serious violation.

(C) A censure for a more serious violation.

(D) An expulsion for a most serious violation.

(l) The Senate shall, within 15 legislative days after receiving the findings and recommendation, vote on the recommendation of the committee. The Senate, by 21 votes, may deny or limit any right or privilege of, reprimand, or censure the Senator or, by 27 votes, may expel the Senator.

(m) The committee or Senate may defer any action required by this rule if other proceedings have been commenced on the same matter.

(n) (1) At all hearings, the Chief Counsel of the committee shall present the case. All relevant and probative evidence is admissible unless it is privileged. Witnesses may be called and cross-examined by the committee and the respondent, and exhibits and other documents may be entered into the record. The respondent has the right to be represented by legal counsel or any other person of his or her choosing.

(2) If the committee receives, at any time, any exculpatory information relating to the alleged violation, the committee shall make

the information available to the respondent.

(o) If the committee determines that the complaint was filed with malicious intent, it may request that the Committee on Rules reimburse the expenses incurred by the respondent.

(p) At any time during the proceedings, the respondent may admit that he or she committed a violation of the standards of conduct. If the respondent admits some but not all of the violations alleged in the complaint or the counts set forth in the statement of alleged violations, the committee shall find that the admitted violations constituted a violation of the standards of conduct and may continue the proceedings to determine whether the other alleged violations constituted violations of the standards of conduct. If the respondent admits to all alleged violations, the committee shall find that the admitted violations constituted a violation of the standards of conduct, terminate the preliminary inquiry or disciplinary hearing, and take the action required by paragraph (1) or (2) of subdivision (j).

(q) Meetings of the committee may not be open to the public until the committee finds that probable cause exists for believing that the respondent committed a violation of the standards of conduct. Subsequent meetings of the committee or Senate shall be public, and notice of any meeting shall be published in the Senate File for four calendar days prior to the meeting.

(r) If the committee finds that probable cause exists for believing that the respondent committed a violation of the standards of conduct, the transcript of any testimony given, or any documents admitted into evidence, at a public hearing and any report prepared by the committee subsequent to that finding that states a final finding or recommendation shall be open to public inspection.

(s) Upon request of the respondent, the committee may permit the respondent to inspect, copy, or photograph books, papers, documents, photographs, or other tangible objects that relate to the allegations in the complaint. If the committee finds that probable cause exists for believing that the respondent committed a violation of the standards of conduct, the committee shall permit the respondent to inspect, copy, or photograph books, papers, documents, photographs, or other tangible objects that relate to the statement of alleged violations.

(t) (1) A Senator or officer or employee of the Senate may not directly or indirectly use or attempt to use his or her official authority or influence to intimidate, threaten, coerce, command, or attempt to intimidate, threaten, coerce, or command any person for the purpose of interfering with the right of that person to file a complaint with the committee, testify before, or in any way cooperate with, the committee or any panel.

(2) For the purpose of paragraph (1), “use of official authority or influence” includes promising to confer, or conferring, any benefit; effecting, or threatening to effect, any reprisal; or taking, or directing others to take, or recommending, processing, or approving, any personnel action, including, but not limited to, appointment, promotion, transfer, assignment, performance evaluation, suspension, or other disciplinary action.

(3) Nothing in this subdivision may be construed to authorize any person to disclose information the disclosure of which is otherwise prohibited by law.

(u) The committee may adopt rules governing its proceedings not inconsistent with this rule. The provisions of Joint Rule 36 relating to investigating committees apply to the committee to the extent those provisions are consistent with this rule.

(v) The powers and procedures set forth in subdivisions (b) to (u), inclusive, confer independent authority and may not be limited or altered by Joint Rule 45.

General Research Committee

12.5. The General Research Committee is hereby created pursuant to Section 11 of Article IV of the California Constitution, which relates to legislative committees. The committee consists of the 40 Senators, and the President pro Tempore is its chair. The committee is allocated all subjects within the scope of legislative regulation and control, but may not undertake any investigation that another committee has been specifically requested or directed to undertake. The General Research Committee may act through subcommittees appointed by the Senate Committee on Rules, and each of the subcommittees may act only on the particular study or investigation assigned by the Committee on Rules to that subcommittee. Each member of the General Research Committee is authorized and directed to receive and investigate requests for legislative action made by individuals or groups and to report thereon to the full committee.

The committee and its members shall have and exercise all of the rights, duties, and powers conferred upon investigating committees and their members by the Senate Rules and the Joint Rules of the Senate and Assembly. However, neither the committee nor its members may issue a subpoena without the prior approval of the Committee on Rules. The committee has the following additional powers and duties:

(a) To contract with other agencies, public or private, for the rendition and affording of services, facilities, studies, and reports to the committee as the committee deems necessary to assist it to carry out the purposes for which it is created.

(b) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope established by this rule, and to direct the sheriff of any county to serve subpoenas, orders, and other process issued by the committee.

(c) To meet and act at any place within the State of California and, when authorized in writing by the Committee on Rules to do so, to meet and act outside the state to carry out its duties.

(d) To report its findings and recommendations to the Legislature and the people from time to time.

(e) To act during sessions of the Legislature, including any recess.

(f) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this rule.

The Committee on Rules may allocate, from time to time, to the General Research Committee from the Senate Operating Fund those sums that are necessary to permit the General Research Committee and the members thereof to carry out the duties imposed on them. In

addition, the Committee on Rules may allocate to any subcommittee from the Senate Operating Fund those sums that the Committee on Rules deems necessary to complete the investigation or study conferred upon that subcommittee.

Additional Committee on Rules Powers

12.7. In addition to other rights, duties and powers vested in the Committee on Rules, the committee and the members thereof shall have and exercise all of the rights, duties, and powers of the General Research Committee and the members thereof, as provided in Rule 12.5, with authority to act on any subject allocated by Rule 12.5 to the General Research Committee.

Committee on Rules

13. (a) The Committee on Rules is charged with the general responsibility for the administrative functioning of the Senate. The committee has general charge of the books, documents, and other papers and property of the Senate and shall see that the same are properly kept, cared for, filed, or otherwise disposed of in accordance with applicable law and rules. The committee also has the duties of making studies and recommendations designed to promote, improve, and expedite the business and procedure of the Senate and its committees, including investigating committees consisting wholly or in part of Members of the Senate, and of proposing any amendments to the rules deemed necessary to accomplish those purposes.

(b) The Committee on Rules shall continue in existence during any recess of the Legislature until the convening of the next regular session, and shall have the same powers and duties as while the Senate is in session. The committee has the authority to fill vacancies in any Senate committee or in the Senate membership of any joint committee.

(c) The committee and its members shall have and exercise all of the rights, duties, and powers conferred upon investigating committees and their members by the Joint Rules of the Senate and Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to the Committee on Rules and its members.

(d) The committee may make available to any Senate or joint committee, or any Member of the Senate, assistance in connection with the duties of the committee or other legislative matters as the personnel resources under the direction of the committee or its other facilities permit.

(e) All employees on the payroll of the Senate are employees of the Senate and not of individual members, and they are under the direct control of the Committee on Rules. The Committee on Rules has general supervision over all employees of the Senate and the powers and duties to suspend, discipline, or discharge any employees when necessary. Any insubordination or inefficiency on the part of any employee shall be reported to the Committee on Rules.

(f) The committee shall make available and furnish to the Members of the Senate, and the Senate committees, personnel resources as may be reasonably necessary for the Members and the committees to carry out their duties.

(g) The Committee on Rules constitutes the Committee on Introduction of Bills and has charge of the engrossment and enrollment of bills, the contingent expenses of the Senate, and legislative printing,

except insofar as these functions are delegated to the Secretary of the Senate.

(h) The rooms, passages, and buildings set apart for the use of the Senate are under the direction of the Committee on Rules, and the committee may assign the press desks in the Senate Chamber to accredited newspaper representatives.

(i) Executive communication of nominations sent by the Governor, or any other entity with the authority to make appointments, to the Senate for confirmation shall be referred to the Committee on Rules, unless otherwise ordered by the Senate, without debate.

(j) The Committee on Rules shall, at each regular session, appoint a Member of the Senate to serve on the Judicial Council and has the authority during any joint recess to fill any vacancy in that position that occurs during the recess.

(k) When a report of a joint legislative committee is delivered to the Senate Desk, the Committee on Rules shall refer it to a standing committee for review and appropriate action.

Expenses of Senate Committees

13.1. All claims for expenses incurred by investigating committees of the Senate, the Secretary of the Senate, and the Sergeant at Arms shall be approved by the Committee on Rules or its authorized representative before the claims are presented to the Controller.

All proposed expenditures, including furniture, equipment, and other property, but not including stationery supplies, shall be approved by the Committee on Rules or its authorized representatives before the expenses are incurred, unless the expenditure is specifically exempted from the provisions of this rule by the resolution authorizing it.

A warrant may not be drawn in payment of any claim for expenses until the approval of the Committee on Rules, or its authorized representative, has been obtained in accordance with this rule.

The Committee on Rules may adopt rules and regulations limiting the amount, time, and place of expenses and allowances to be paid to employees of Senate investigating committees and regulating the terms and conditions of employment of their employees. Copies of all rules and regulations adopted pursuant to this rule shall be distributed to the chair of every investigating committee.

Alteration, Repair, Improvement to Senate

13.2. The Committee on Rules is authorized and directed to incur and pay expenses of the Senate not otherwise provided for as the committee determines are reasonably necessary, including the repair, alteration, improvement, and equipping of the Senate Chamber and the offices provided for the Senate in the State Capitol.

In order to avoid unanticipated reversions of appropriations for contingent expenses, the Committee on Rules may designate the appropriation from which payment shall be made pursuant to allocations to committees or for other purposes. If insufficient money is available in any appropriation to pay all claims pursuant to allocations charged against it, the committee shall designate another appropriation from which the allocations shall be paid.

Rooms and Property of Senate

13.3. The Committee on Rules is responsible for the safekeeping of Senate property. The Director of General Services is directed to maintain the Senate Chamber and all the committee rooms and other rooms used by the Senators and officers of the Senate in a condition that they will be available for the use of the Senate at any time. It is further directed that no persons other than the Members, officers, and employees of the Senate may occupy or use the offices, committee rooms, or other rooms now occupied by the Senate without permission as hereinafter provided, that the desks, furniture, and other equipment of the Senate shall be at the disposal of the Committee on Rules, and that no person except Members of the Senate may occupy any of the Senate's offices or make use of Senate equipment without permission of the committee or its authorized representative.

Inventory of Senate Property

13.4. The Committee on Rules is authorized and directed, through its authorized representative, to make and maintain a complete inventory of all property of the Senate, including all property in the possession or control of any Senate committee. The Committee on Rules has custody and control of all property of the Senate and shall adopt rules or orders as it may determine are necessary relating to the purchase, care, custody, and use or disposal thereof.

Status of Standing Rules for Regular Session

13.5. The adoption of the Standing Rules for any special session are not to be construed as modifying or rescinding the Standing Rules of the Senate for a regular session.

Operating Expense Fund

13.6. The Committee on Rules is the committee identified in Section 9126 of the Government Code. The balance of all money in the Senate Operating Fund, including money now or hereafter appropriated by the Legislature, except sums that are made available specifically for purposes other than the expenses of designated committees, is hereby made available to the Committee on Rules for any charges or claims it may incur in carrying out the duties imposed upon it by these rules or by Senate or concurrent resolution.

Rules Committee Appointees

13.8. The Committee on Rules shall review its nonlegislator appointees every two years. That review shall be completed not later than the 120th calendar day of the regular session in which the review is undertaken.

Schedule of Committee Meetings

14. The Committee on Rules shall propose to the Senate such schedules for regular meetings of the standing committees as will permit all members of each committee to attend without a conflict of committee engagements.

The committee may also propose such special committee meetings or special schedules of committee meetings as will facilitate the business of the Senate. Those schedules may provide a special schedule of committee meetings upon certain days of the week or to meet any special condition that may arise.

Powers of Standing Committees

16. Each standing committee of the Senate to which a proposed law or bill is assigned has full power and authority during the session of the Legislature, or any recess thereof, to make an investigation and study concerning any proposed law or bill as the committee shall determine necessary to enable it to properly act thereon.

In the exercise of the power granted by this rule, each committee may appoint a secretary and employ clerical, legal, and technical assistants as may appear necessary when money has been made available therefor by the Senate.

Each standing committee is authorized and empowered to summon and subpoena witnesses, to require the production of papers, books, accounts, reports, documents, records, and papers of every kind and description, to issue subpoenas, and to take all necessary means to compel the attendance of witnesses and to procure testimony, oral and documentary. However, no committee may issue a subpoena, nor may a committee require testimony under oath, without the prior approval of the Committee on Rules.

The Sergeant at Arms, or other person designated by the Sergeant at Arms or by the committee, shall serve any and all subpoenas, orders, and other process that may be issued by the committee, when directed to do so upon a vote of the majority of the membership of the committee.

Each of the members of the standing committees is authorized and empowered to administer oaths, and all of the provisions of Chapter 4 (commencing with Section 9400) of Part 1 of Division 2 of Title 2 of the Government Code, relating to the attendance and examination of witnesses before the Legislature and the committees thereof, apply to the committees.

All officers of this state, including the head of each department, agency, and subdivision thereof, all employees of the departments, agencies, and subdivisions of the state, the Legislative Counsel, and all other persons, whether connected with the state government or not, shall give and furnish to these committees upon request such information, records, and documents as the committees deem necessary or proper for the achievement of the purposes for which each standing committee was created.

Each standing committee may meet at the State Capitol and do any and all things necessary or convenient to enable it to exercise the powers and perform the duties herein granted to it, and may expend such money as may be made available by the Senate for that purpose, except that no committee may incur any indebtedness unless money has been first made available therefor.

Funerals

17.5. The Chair or Vice Chair of the Committee on Rules may designate any one or more of the Members of the Senate as a Senate committee to attend funerals in appropriate circumstances. The Members so designated may receive expenses as provided in Joint Rule 35.

The Chair or Vice Chair of the Committee on Rules, or any Member of the Senate designated by either of these officers, may incur such expense as may be necessary for the purchase on behalf of the Senate of suitable floral pieces for the funeral.

All expenses incurred pursuant to this rule shall be paid out of the money allocated from the Senate Operating Fund to the Committee on Rules and disbursed, after certification by the Chair or Vice Chair of the committee or by the committee's disbursing officer appointed and designated therefor by the committee, upon warrants drawn by the Controller upon the Treasury.

Expenditures

18. A member of a committee may not incur any expense chargeable to the Senate unless authorized by resolution of the Senate.

The Committee on Rules shall provide, by rules and regulations, for the manner of authorizing expenditures by Members, committees, and officers and employees of the Senate that are not otherwise authorized by law, these rules, or the Joint Rules of the Senate and Assembly, and for the payment of the expenditures from the Senate Operating Fund upon certification of claims therefor to the Controller by the Committee on Rules or its authorized representative.

Printing of Reports

18.5. All requests for the printing of reports of Senate committees shall be made to the Committee on Rules.

The Committee on Rules shall determine if the report is to be printed, the number of copies needed, and whether or not the report shall be printed in the Journal.

If the report is to be printed by the Office of State Publishing, it shall hold the type for each Senate committee report for a period of 90 days from the date of the first printing or for such other time as the Committee on Rules deems necessary.

PROCEDURES AND RULES

Resolutions and Constitutional Amendments

19. Joint, concurrent, and Senate resolutions, and constitutional amendments shall be treated the same as bills under these rules, except that they shall have only one official reading, which reading shall occur after they have been reported by committee.

Parliamentary Rules

20. In all cases not provided for by the Constitution, these rules, the Joint Rules of the Senate and Assembly, or statute, the authority shall be the latest edition of Mason's Manual or the custom and usage of the Senate.

Suspension of Rules or Amending of Rules

21. A standing rule of the Senate may not be adopted, amended, or repealed except upon an affirmative vote of a majority of the membership of the Senate, one day's notice being given, except that any rule not requiring more than a majority vote may be temporarily suspended without that notice by a vote of a majority of the membership

of the Senate. A rule requiring a two-thirds vote on any question may be amended only by a two-thirds vote on one day's notice, except that a rule requiring a two-thirds vote may be temporarily suspended without that notice by a two-thirds vote.

All proposed amendments to these rules shall, upon presentation, be referred to the Committee on Rules without debate.

Suspension of the Joint Rules

21.1. Pursuant to Joint Rule 33, a joint rule may not be suspended by the Senate except with the concurrence of 27 Members unless a lower vote is prescribed by these rules or the Joint Rules of the Senate and the Assembly.

Permission of Committee on Rules

21.2. Notwithstanding Rule 21 or 21.1, a Senate or Joint Rule may not be suspended unless the Committee on Rules determines that an extraordinary circumstance exists that justifies the suspension.

Rules Governing Standing Committees

21.5. Except as otherwise provided in these rules, standing committees of the Senate shall be governed as follows:

(a) The officers of each Senate committee shall be a chair, vice chair, and secretary.

(b) The chair shall preside at meetings when present except when the committee is considering a bill of which he or she is the sole author or the lead author. Whenever the chair is not presiding, the vice chair shall assume the duties of the chair. In the absence of both, a member designated by the chair shall preside.

(c) The secretary shall keep a complete record of the meetings and actions taken by the committee. Bills and other measures favorably acted upon shall be reported to the Senate as expeditiously as the reports can be prepared.

(d) The committee shall meet in regular session on the day and hour designated by the Committee on Rules. Adjourned meetings or special meetings shall be held at the time fixed in the adjourning motion, or, for a special meeting, on the call of the chair.

(e) A special meeting may be called by the chair, with the approval of the Committee on Rules, by giving reasonable notice to all members of the committee, either in writing or by telephone, specifying the purpose of the meeting, the time and place thereof, and the matters to be considered at the meeting. Notice of hearing of bills as required by subdivision (a) of Joint Rule 62 may also be given in the Daily File. A matter may not be considered at the special meeting unless specified in the notice.

A special meeting shall be scheduled so as to permit all members of the committee to attend without conflict with other scheduled committee meetings.

(f) A majority of the membership of the committee shall constitute a quorum. A vote of a majority of the membership of the committee shall be required to table a bill, remove it from the table, or reconsider a vote on a bill.

(g) Action may not be taken on any measure outside of a duly constituted committee meeting.

(h) The chair shall set the hearings of bills and arrange the calendar for committee hearings. Notice of hearing of any bill shall be given to the author and other persons requiring notice. A bill may not be considered in the absence of the author without his or her consent, except that a bill may be presented by the author's representative who is authorized in writing.

(i) A committee or a subcommittee thereof, by a majority vote of the membership of the committee, may meet in executive session for any purpose authorized by Section 9029 of the Government Code. Otherwise, all meetings shall be open and public.

(j) The chair shall direct the order of presentation of the arguments for and against matters for consideration by the committee, and shall permit questions to be asked by members of the committee in an orderly fashion and in keeping with proper decorum.

(k) Further consideration of a bill that has been voted out of a committee or defeated shall be by reconsideration only, as follows:

(1) A motion to reconsider a vote by which a bill is voted out shall be in order, and shall be voted upon at the same meeting. If the motion is carried by a vote of a majority of the membership of the committee, the bill may be considered at that meeting, provided the author is present, or at a subsequent meeting.

(2) The procedure for reconsideration of a bill that has been defeated shall conform to the requirements of subdivision (a) of Joint Rule 62. Any bill as to which reconsideration has been granted pursuant to this paragraph may not be heard again until a subsequent meeting of the committee, after being calendared in the Daily File.

(l) Any bill that has been laid on the table and is removed from the table at a later meeting may not be heard again until a subsequent meeting of the committee, after being calendared in the Daily File and after notice.

(m) When a committee adopts proposed amendments to a bill, the bill may be taken up for vote at that meeting or, if the committee or author requests, sent out to print before final action. If the amendments are not in proper form, they shall be prepared and submitted to the chair for approval before being reported to the Desk. Amendments submitted by the author that, in the opinion of the committee chair, are major or substantial shall be submitted to the committee at least two legislative days before the bill is scheduled for hearing.

(n) A bill may not be set for hearing, nor may any notice thereof be published, by a Senate committee until the bill has been referred to the committee by the Committee on Rules.

(o) The chair may appoint, with the permission of the Committee on Rules, subcommittees of one or more members to consider and recommend to the full committee action on matters as may be assigned to the subcommittee for consideration from time to time by the chair. The chair may assign and reassign members of, and matters to, the various subcommittees. The recommendation of a subcommittee may be accepted by a vote of a majority of the members of the committee.

(p) In all cases not provided for by this rule, the Senate Rules, the Joint Rules of the Senate and Assembly, or statute, the authority shall be the latest edition of Mason's Manual.

Additional Rules

21.6. Committees may adopt additional rules that are not in conflict with Rule 21.5 or other rules.

Reporting Measures Out of Committee

21.7. The vote of a majority of the membership of a standing committee shall be required to report a bill, constitutional amendment, concurrent resolution, or joint resolution out of committee.

A vote of a majority of all members of a standing committee who are present and voting shall be required to report a Senate resolution out of committee.

Press Participation

21.8. Accredited press representatives may not be excluded from any public legislative meeting or hearing, and may not be prohibited from taking photographs of, televising, or recording the committee or house hearings, subject to the following conditions:

- (1) This rule extends to all public legislative meetings.
- (2) Lights may be used only when cameras are filming and, when possible, proceedings in hearing rooms and the chamber shall be filmed without lights.
- (3) Every effort should be made to set up filming equipment before hearings or sessions begin.
- (4) The committee chair or the Committee on Rules shall be notified, as far in advance of the proceedings as possible, that recordings and television cameras will be present and filming.
- (5) To the extent practical, flash cameras shall not be used.
- (6) Photographs shall be taken in an orderly and expeditious manner so as to cause the least possible inconvenience to the committee or to the Members in the chamber.

However, the chair of a committee may request any person to relocate or remove any object, or discontinue the use of any equipment, that is situated or used in a manner so as to disrupt the proceedings or to create a potential danger to, or substantially obstruct the view of, members of the committee or the public.

In case any person fails to respond to a request of the chair to relocate, remove, or discontinue the use of the objects or equipment, the committee may, by majority vote, require it.

INTRODUCTION AND REFERENCE OF MEASURES

Introduction, First Reading, and Reference of Measures

22. Any Senator desiring to introduce a bill, constitutional amendment, concurrent resolution, joint resolution, or Senate resolution shall send it to the Senate Desk.

When received at the Secretary's desk, a bill shall, under the proper order of business, be numbered, read, printed, and referred by the Committee on Rules to a standing committee. The Committee on Rules shall check all Assembly measures before reference to committee and shall designate the committee to which they shall be referred.

All joint resolutions, concurrent resolutions, and Senate resolutions shall be automatically referred to the Committee on Rules upon introduction, and may be re-referred to any other standing committee upon the vote of a majority of the membership of the Committee on Rules.

Unless otherwise ordered by the Senate without debate, the assignment of the measure shall then be complete and, after printing, the Secretary shall deliver the measure to the committee designated by the Committee on Rules.

Under the order of Messages from the Assembly, the Secretary shall read each Assembly bill the first time and shall read the name of the committee to which the bill has been assigned by the Committee on Rules. Unless otherwise ordered by the Senate without debate the assignment of the bill shall then be complete, and the Secretary shall deliver the bill to the committee so designated.

Bill Introduction Limitation

22.5. (a) A Member of the Senate may introduce or subsequently author not more than 40 bills in the regular session.

(b) This rule may be suspended with respect to a particular bill by approval of the Committee on Rules.

(c) This rule does not apply to a constitutional amendment, any type of resolution, or a bill introduced by a committee.

Short Title

22.6. A bill may not add a short title that names a current or former Member of the Legislature.

Introduction of Bills by a Committee

23. (a) A standing committee may introduce a bill germane to any subject within the proper consideration of the committee in the same manner as any Member. A committee bill shall contain the signatures of all of the members of the committee.

(b) A committee may amend into a bill related provisions germane to the subject and embraced within the title and, with the consent of the author, may constitute that bill a committee bill.

Bill Introduction Deadline

23.5. The Senate Desk shall remain open for the introduction of bills from 9:00 a.m. to 5:00 p.m. on the days designated in subdivision (a) of Joint Rule 54 as the deadlines for the introduction of bills in the first and second years of the regular session.

Introduction of Bills and Resolutions at Special Sessions

24. Whenever, at any special session, a bill or resolution is received at the Desk, under the order of Introduction of Bills, it shall be referred to the Committee on Rules, which shall decide whether or not the bill or resolution can properly be considered at the session. If, in the judgment of the Committee on Rules, the bill or resolution can be considered, the committee shall report the bill or resolution back and designate the committee to which it shall be assigned. Thereafter the bill or resolution shall be assigned a number by the Secretary, read the first time, and referred to the committee recommended by the Committee on Rules unless otherwise referred on motion without debate.

Resolutions

24.5. A Senate concurrent resolution or Senate resolution may be introduced relating to a present or former state or federal elected official or a member of his or her immediate family. Other resolutions for the purpose of commendation or congratulation of any person, group, or organization, or for the purpose of expressing sympathy, regret, or sorrow on the death of any person, shall be prepared as Rules Committee resolutions and presented to the Committee on Rules for appropriate action.

The Committee on Rules may approve exceptions to this rule for Senate resolutions. The Secretary may not accept for introduction any Senate resolution that is contrary to this rule unless it is accompanied by the approval of the Committee on Rules.

Senate Resolutions

25. All Senate resolutions eligible to be introduced under the rules, upon being presented, shall be given a number by the Secretary. A Senate resolution shall be printed, and indexed in the History and Journal.

Bills Authored by a Former Member

26. Whenever a bill in the Senate is authored by an individual who is no longer a Member of the Legislature, upon a request of a committee or current Member of the house in which the bill was introduced, the Senate Committee on Rules may authorize that committee or Member to be the author of that bill. Absent that authorization, action may not be taken by a committee or the Senate with respect to a bill authored by a former Member.

BILLS IN COMMITTEE**Author's Amendments**

27. Upon request of the author of a bill, the chair of the committee to which the bill has been referred may, by his or her individual action taken independently of any committee meeting, cause the bill to be reported to the Senate with the recommendation that amendments submitted by the author be adopted and the bill be reprinted as amended and re-referred to the committee.

Withdrawing a Bill From Committee

28. A bill or resolution may not be withdrawn from committee except upon written notice being first given to the Committee on Rules and by 21 votes of the Senate.

Consent Calendar

28.3. (a) If a Senate bill or Assembly bill is amended in the Senate to create a new bill or to rewrite the bill, a standing committee may not place the bill on its consent calendar, and may not report the bill out of committee with the recommendation that it be placed on the consent calendar on the floor.

(b) For purposes of this rule, an amendment creates a new bill or rewrites the bill if the amendment (1) changes the subject of the bill to a new or different subject, or (2) adds a new subject to the bill that is different from, and not related to, the contents of the bill.

Referral of Bills

28.4. (a) If a Senate bill or Assembly bill is amended in the Committee on Appropriations to create a new bill or to rewrite the bill and the chair of the committee determines pursuant to Senate Rule 28.8 that (1) any additional state costs are not significant and do not and will not require the appropriation of additional state funds, and (2) the bill will cause no significant reduction in revenues, the bill shall be reported to the Senate with the recommendation that it be placed on second reading, except that the bill first shall be referred to the Committee on Rules. Upon receipt of the bill, the Committee on Rules shall either refer the bill to an appropriate policy committee or order that the bill be placed on second reading.

(b) For purposes of this rule, an amendment creates a new bill or rewrites the bill if the amendment (1) changes the subject of the bill to a new or different subject, or (2) adds a new subject to the bill that is different from, and not related to, the contents of the bill.

Measures to Be Authored

28.5. Each bill, constitutional amendment, or resolution shall be authored by a Member or committee of the Legislature before it is considered or voted on by a committee or the Senate. Each amendment to a bill, constitutional amendment, or resolution shall be signed by a Member or committee of the Legislature prior to adoption by the Senate. A bill may be authored only by a Member or committee of the house of origin. A Member other than a Member of the house of origin may be a “principal coauthor” or “coauthor.”

Vote in Committee

28.7. Voting on the disposition of bills, constitutional amendments, concurrent resolutions, and joint resolutions by committees shall be by rollcall vote only. A rollcall vote shall be taken on a motion to amend only if requested by any member of the committee or the author of the measure. All rollcall votes taken in committees shall be promptly transmitted by their respective chairs to the Secretary of the Senate, who shall cause a record of the rollcall votes to be printed in the Journal.

This rule does not apply to:

(a) Procedural motions that do not have the effect of disposing of a bill.

(b) Withdrawal of a bill from a committee calendar at the request of an author.

(c) A committee’s return of a bill to the Senate, if the bill has not been voted on by the committee.

(d) The assignment of bills to committee.

On a legislative day when the President pro Tempore or Minority Floor Leader is in attendance, he or she, in the absence of any objection, may instruct the committee secretary of a committee of which he or she

is a member to add his or her vote to any previously announced vote that was taken while he or she was performing the responsibilities of the office of President pro Tempore or Minority Floor Leader, provided the outcome of the vote is not thereby changed. This provision does not apply to any rollcall after adjournment of the legislative day during which the rollcall in question was taken. The intent of this paragraph is to allow the President pro Tempore and the Minority Floor Leader to carry out the unique and special duties of their offices without losing the opportunity to vote on matters before the committees of which they are members.

Appropriations Committee

28.8. Any bill referred to the Committee on Appropriations pursuant to Joint Rule 10.5 that does not appropriate money may not be set for hearing and shall, along with any nonsubstantive amendments, promptly be reported to the Senate with the recommendation it be placed on second reading if the chair of the committee determines that (a) any additional state costs are not significant and do not and will not require the appropriation of additional state funds, and (b) the bill will cause no significant reduction in revenues.

State-Mandated Local Program Bills

28.9. (a) Any bill having a digest that, pursuant to Section 17575 of the Government Code, indicates that the bill requires state reimbursement to local agencies or school districts for costs mandated by the state shall be re-referred to the Committee on Appropriations. The bill may not be re-referred to the Committee on Revenue and Taxation.

(b) Any bill re-referred to the Committee on Appropriations pursuant to this rule that does not appropriate money and does not contain a complete disclaimer of all of the provisions of Section 905.2 of, and Part 7 (commencing with Section 17500) of Division 4 of Title 2 of, the Government Code, need not be set for hearing and may, along with any nonsubstantive amendments, be reported to the Senate with the recommendation that it be placed on second reading if the chair of the committee determines, after consideration of the analyses of local costs prepared by the Legislative Analyst and the Department of Finance, that (1) any additional local costs are not significant and (2) the bill will cause no significant reduction in local revenues.

For the purposes of this rule, “complete disclaimer” means a provision in a bill that prohibits local agencies and school districts from filing claims with the State Board of Control for reimbursement for the costs of unfunded mandated programs or services.

(c) Whenever the Assembly amends and passes a Senate bill and the Senate must concur in the amendments, upon the request of any Senator the bill shall be re-referred to the Committee on Appropriations if, based upon the Legislative Counsel’s Digest of the Assembly amendments, the bill (1) imposes state-mandated local costs without providing adequate reimbursement, or (2) contains a complete disclaimer. The Committee on Appropriations shall make a recommendation to the Senate regarding whether the Senate should concur in the Assembly amendments.

(d) Any bill referred to the Committee on Appropriations solely pursuant to this rule, and that otherwise would not be re-referred to the committee pursuant to Joint Rule 10.5, is not subject to subparagraph (a)(1), (a)(6), (b)(3), or (b)(8) of Joint Rule 61.

Display Bills

28.10. A display bill shall not be heard or acted on in any committee, or voted on by the Senate. For purposes of this rule, “display bill” means a bill that sets forth substantive changes in or additions to existing law but states in the text of the bill that its provisions are set forth for display purposes only, or words of like effect.

CONSIDERATION OF BILLS

Order of Making Files

29. When bills are reported from committee they shall be placed upon the Daily File, to be kept by the Secretary as follows: All bills when reported to the Senate by the committee shall be placed at the foot of the Second Reading Senate or Assembly File, in the order in which the reports are made and, after the second reading, shall be placed at the foot of the Senate or Assembly Third Reading File, in the order of reading. Unless otherwise ordered by the Senate the File shall be taken up in the following order: Senate Second Reading File, Assembly Second Reading File, Special Orders, Unfinished Business, Senate Third Reading File, Assembly Third Reading File. The bills upon the third reading shall be considered in the order in which they appear upon the File, unless otherwise ordered by the Senate.

A Senate bill returned from the Assembly for concurrence in Assembly amendments may not be considered until it appears under Unfinished Business on the Daily File pursuant to Joint Rule 26.5 and an analysis is provided to each Senator pursuant to Senate Rule 29.8.

An inactive file shall be kept, to which bills and resolutions may be transferred at the request of the author, or on motion. Bills shall be so transferred when they have been passed on third reading file without action three successive times. Bills and resolutions may be transferred from the inactive file to the second reading file on motion and, after being read the second time, the bills shall take their place regularly on third reading file and be available for consideration and passage.

Bills, resolutions, and other questions may be transferred from the unfinished business file to the inactive file upon request or motion and may be returned to the unfinished business file by request or on motion.

Placement of any question on the inactive file shall not prejudice the question.

Strike From File

29.2. A motion to strike any bill, resolution, or other question from the File shall require 21 votes. That bill, resolution, or other question may not be acted upon again during the session.

Measures Amended From the Floor

29.3. (a) The consideration of a bill, constitutional amendment, concurrent resolution, joint resolution, or Senate resolution that has been amended by amendments offered from the floor, except committee amendments reported with measures or amendments offered with a motion to amend and re-refer to committee, is not in order until the amended measure has been in print for not less than one legislative day.

Any measure so amended shall be placed on the second reading file.

(b) A bill, constitutional amendment, concurrent resolution, joint resolution, or Senate resolution shall not be recommended for amendment by any committee after the last day specified in the Joint Rules for the 2009–10 Regular Session to amend bills on the floor, as specified in paragraph (13) of subdivision (a) of Joint Rule 61 for odd-numbered years, and in paragraph (16) of subdivision (b) of Joint Rule 61 for even-numbered years.

Bills Approving Memoranda of Understanding

29.4. The Senate may not pass a bill that approves a memorandum of understanding, for purposes of Section 3517.5 and following of the Government Code, until the final version of the subject memorandum of understanding is received by the Secretary of the Senate and made available for review for seven legislative days and its availability for review noted in the Senate Daily Journal for that period.

Amended Forms of Measures

29.5. No bill, constitutional amendment, concurrent resolution, joint resolution, or Senate resolution may be considered for passage unless and until a copy of the measure as last amended is on the desk of each Member in printed or electronic form.

Conference Reports

29.6. (a) No conference committee on any bill, other than the Budget Bill and the budget implementation bills, may approve any substantial policy change in any bill if that substantial policy change has been defeated in a policy committee of the Senate during the current legislative session.

(b) For purposes of subdivision (d) of Joint Rule 29.5, the term “heard” means that a printed bill with substantially similar language was before the appropriate committee and taken up at a regular or special hearing of the committee during the current legislative session, or that an amendment, which was drafted and given a request number or approved as to form by Legislative Counsel, was before the committee and taken up at a regular or special hearing of the committee.

Conference Committee Meetings

29.7. Before the adoption of a conference report by the Senate, any Senator may raise a point of order and put the following question to the chair of the committee on conference from the Senate: “Did the Committee on Conference meet at a public meeting attended by at least two of the Assembly Members and two of the Senate Members of the Committee on Conference and adopt the conference report by an affirmative rollcall vote of not less than two of the Assembly Members and two of the Senate Members constituting the Committee on Conference?” If the chair answers this question in the negative, the conference report shall be returned to the Committee on Conference and may not be further considered by the Senate until the committee has met at a public meeting attended by at least two of the Assembly Members and two of the Senate Members of the committee, and has adopted the conference report by an affirmative rollcall vote of not less than two of the Assembly Members and two of the Senate Members constituting the committee.

Analysis of Measures, Conference Reports, and Floor Amendments

29.8. (a) With the exception of the Budget Bill and budget implementation bills, no bill, constitutional amendment, concurrent resolution, joint resolution, Senate resolution, unfinished business item, or report of a conference committee may be considered unless and until an analysis thereof has been prepared by the Office of Senate Floor Analyses and placed upon the desks of the Senators, unless otherwise ordered by the President pro Tempore.

(b) An amendment from the floor is not in order unless and until the amendment has been reviewed by the Office of Senate Floor Analyses. Upon a request by the Chair or Vice Chair of the Committee on Rules, or by the lead author of the measure to which a substantive amendment is proposed from the floor, an analysis thereof shall be prepared by the Office of Senate Floor Analyses and placed upon the desks of the Senators.

Consideration of Conference Reports

29.9. No conference report may be adopted by the Senate until it has been in print for two days prior to being taken up by the Senate.

Referral of Bills

29.10. (a) If the analysis, prepared in accordance with subdivision (b) of Rule 29.8, of proposed floor amendments to a bill, other than the Budget Bill, discloses that the amendments create a new bill or rewrite the current form of the bill, upon adoption of the amendments the bill shall be reprinted and referred to the Committee on Rules.

(b) When amendments adopted pursuant to subdivision (a) rewrite the bill, as specified in subdivision (e), the Committee on Rules shall refer the bill to a standing committee. The standing committee shall meet and act upon the bill no later than the next scheduled hearing of the committee. If the bill is referred to a standing committee during a time when standing committees are not meeting, the standing committee shall meet and act upon the bill as directed by the Committee on Rules and, in any event, within two legislative days of receipt of the bill. Upon receipt of the bill, the committee by a vote of a majority of the membership may do any of the following: (1) hold the bill, (2) return the bill as approved by the committee to the Senate floor, or (3) re-refer the bill to fiscal committee pursuant to Joint Rule 10.5.

If the bill is referred to a standing committee during the time when no committee may meet, the Committee on Rules shall grant permission to suspend the joint rule to allow the committee to meet as directed by the Committee on Rules.

If the bill is referred to the Committee on Rules on the last legislative day preceding a joint recess, the Committee on Rules and, if the bill is referred to a standing committee, the standing committee, shall meet and act upon the bill before adjourning for the recess. If the bill is referred to the Committee on Rules on any of the three legislative days preceding February 1 or September 1 of an even-numbered year, the Committee on Rules and, if the bill is referred to a standing committee, the standing committee, shall meet and act upon the bill on the same legislative day.

(c) When amendments adopted pursuant to subdivision (a) create a new bill, as specified in subdivision (f), the bill shall be referred to the Committee on Rules. The Committee on Rules, by a vote of a majority of its membership may either (1) hold the bill, or (2) refer the bill to the

appropriate standing committee subject to all of the time and other limitations provided in these rules and the Joint Rules for the hearing and passage of bills.

(d) If the analysis, prepared in accordance with subdivision (a) of Rule 29.8, of a bill, other than the Budget Bill, that is returned to the Senate for a vote on concurrence discloses that the Assembly amendments create a new bill or rewrite the bill as passed by the Senate, the bill shall be referred to the Committee on Rules. The Committee on Rules by a vote of a majority of its membership may either (1) refer the bill to an appropriate standing committee, (2) recommend that the bill be taken up for consideration of the Assembly amendments, or (3) hold the bill.

If the bill is referred to a standing committee, the committee shall meet and act upon the bill no later than the next scheduled hearing of the committee. If the bill is referred to a standing committee during a time when standing committees are not meeting, the standing committee shall meet and act upon the bill as directed by the Committee on Rules and, in any event, within two legislative days of receipt of the bill. Upon receipt of the bill, the standing committee by a majority vote of the membership may either (1) hold the bill, or (2) return the bill to the Senate floor for consideration of the bill as amended in the Assembly.

If the bill is referred to a standing committee during the time when no committee may meet, the Committee on Rules shall grant permission to suspend the joint rule to allow the committee to meet as directed by the Committee on Rules.

If the bill is referred to the Committee on Rules on the last legislative day preceding a joint recess, the Committee on Rules and, if the bill is referred to a standing committee, the standing committee, shall meet and act upon the bill before adjourning for the recess. If the bill is referred to the Committee on Rules on any of the three legislative days preceding February 1 or September 1 of an even-numbered year, the Committee on Rules and, if the bill is referred to a standing committee, the standing committee, shall meet and act upon the bill on the same legislative day.

(e) An amendment rewrites a bill if the amendment (1) is germane to the previous version of the bill, but adds a new subject to the bill that is different from, but related to, the contents of the bill, or (2) is not described in subdivision (f) and makes a change of fiscal or policy significance that may be appropriate for review by a standing committee.

(f) An amendment creates a new bill if the amendment changes the subject of the bill to a new or different subject.

Special Order

30. Any measure or subject may, by vote of a majority of those voting, be made a special order and, when the time fixed for its consideration arrives, he or she who is presiding shall lay it before the Senate.

Messages From the Governor or Assembly

31. Messages from the Governor or from the Assembly may be introduced at any stage of business except while a question is being put, while the ayes and noes are being called, or while a Senator is addressing the Senate.

Messages from the Governor or from the Assembly may be considered when indicated in the order of business or at any other time by unanimous consent or upon motion.

Engrossing Measures

32. All Senate bills, constitutional amendments, and joint and concurrent resolutions shall be engrossed after each amendment and before final action is taken on them in the Senate. Engrossment shall consist of comparing the printed engrossed measure with the original measure introduced and any amendments adopted to ascertain that it is correct, and making necessary technical corrections. When a measure is reported correctly engrossed it shall be substituted for the original measure.

Enrolling Measures

33. All Senate measures shall be enrolled immediately following their final passage and receipt from the Assembly. An enrolled copy of every bill, constitutional amendment, or resolution shall be printed and examined to ascertain that it is a true and accurate copy of the measure as it was passed. It shall then be authenticated by the signature of the Secretary of the Senate or his or her designee, and the Chief Clerk of the Assembly or his or her designee, and transmitted to the Governor or Secretary of State, as the case may be.

DEBATE

Statement of Motion

34. A motion may not be debated until it is distinctly announced by he or she who is presiding, and it shall be reduced to writing if desired by any Senator, and read by the Secretary, before it is debated.

Regulations as to Speaking

35. (a) When a Senator desires to address the Senate, he or she shall rise in his or her place, address he or she who is presiding, and, when recognized, proceed to speak through the public address system.

(b) A Senator may not speak more than twice in any one debate on the same day, and at the same stage of the bill, without leave; Senators who have once spoken are not again entitled to the floor (except for explanation) so long as any Senator who has not spoken desires to speak.

(c) When two or more Senators arise at the same time to address the Senate, he or she who is presiding shall designate the Senator who is entitled to the floor.

(d) A Senator may not be interrupted when speaking, and no question may be asked of him or her except through he or she who is presiding.

(e) The author of a bill, motion, or resolution shall have the privilege of closing the debate.

Order in Debate

36. When a Senator is called to order he or she shall sit down until he or she who is presiding has determined whether or not he or she is in order. Every question of order shall be decided by he or she who is presiding, subject to an appeal to the Senate by any Senator. If a Senator is called to order for words spoken, the objectionable language shall immediately be taken down in writing by the Secretary of the Senate.

Right to Address the Senate

37. A person other than a Member of the Senate may not address the Senate while it is in session, except that the Senate may resolve itself into a Committee of the Whole and, while sitting as a Committee of the Whole, may be addressed by persons other than Members.

QUESTIONS AND MOTIONS**Amendments to Measures**

38. When amendments to a measure are reported by a committee or offered from the floor, the amendments shall be submitted in writing.

Adoption of amendments to any measure in the Senate prior to third reading, other than by rollcall, shall not preclude subsequent consideration, in committee or on the third reading of the measure, of the amendments or any part thereof by the Senate.

Amendments to Be Germane

38.5. Every amendment proposed must be germane. In order to be germane, an amendment must relate to the same subject as the original bill, resolution, or other question under consideration.

A point of order may be raised that the proposed amendment or an amendment now in the bill, resolution, or other question under consideration is not germane, so long as the question is within control of the body. In that case the President pro Tempore shall decide whether the point of order is well taken. In the absence of the President pro Tempore, the Vice Chair of the Committee on Rules shall decide whether the point of order is well taken. If, in the opinion of the President pro Tempore or the Vice Chair of the Committee on Rules, the point of order is well taken, the question of germaneness shall on his or her motion be referred to the Committee on Rules for determination. The Committee on Rules shall make its determination by the following legislative day. If the point of order is raised and referral is made on the last legislative day preceding a joint recess, the Committee on Rules shall make its determination before adjourning for the recess.

The proposition shall remain on file until the determination is made. If, upon consideration of the matter, the Committee on Rules determines that the amendment is not germane, the bill, resolution, or other question shall be stricken from the file and may not be acted upon during the remainder of the session, provided that the author of a bill, resolution, or other question shall be given the opportunity to amend the bill, resolution, or other question to delete the portions that are not germane, in which case the bill, resolution, or other question may continue to be acted upon. If the Committee on Rules determines that the amendment is germane, the bill, resolution, or other question may thereafter be acted upon by the house.

Notwithstanding Rule 21, this rule may not be suspended unless the Committee on Rules determines that an extraordinary circumstance and overwhelming public interest exist that justify the suspension.

Amendments From the Floor

38.6. Amendments to a bill, constitutional amendment, concurrent resolution, joint resolution, or Senate resolution offered from the floor, except committee amendments reported with measures or amendments offered with a motion to amend and re-refer to committee, are not in order unless and until a copy of the proposed amendments provided by the author has been placed upon the desks of the Members.

Motion to Lay on the Table

39. When an amendment proposed to any pending measure is laid on the table, it may not carry with it or prejudice the measure.

Division of a Question

40. If a question in debate contains more than one distinct proposition, any Senator may have the same divided.

The Previous Question

41. The previous question shall be put in the following form: "Shall the question be now put?" It shall require a majority vote of the Senators present, and its effect shall be to put an end to all the debate except that the author of the bill or the amendment shall have the right to close, and the question under discussion shall thereupon be immediately put to a vote.

Call of the Senate

42. Upon a motion being carried for a call of the Senate, he or she who is presiding shall immediately order the doors to be closed, and shall direct the Secretary to call the names of the absentees as disclosed by the last previous rollcall. Thereupon, a Member may not be permitted to leave the Senate Chamber except by written permission of the President pro Tempore or, in his or her absence, of the Assistant President pro Tempore or of the Vice Chair of the Committee on Rules, or, in their absence of another member of the Committee on Rules designated for that purpose by the President pro Tempore or the Vice Chair of the Committee on Rules. Those Members who are found to be absent and for whom no excuse or insufficient excuses are made may, by order of those present, be taken into custody, as they appear, or may be sent for and then taken into custody by the Sergeant at Arms whenever found, or by special messenger to be appointed for that purpose. In the absence of a quorum, a majority of the Members present may order a rollcall of the Senate and compel the attendance of absentees in the manner above provided.

A call of the Senate may be ordered after the roll has been called and prior to the announcement of the vote. A call of the Senate may be dispensed with at any time upon a majority vote of the Senators present, that action to become effective upon completion of the rollcall and the announcement of the vote upon the matter for which the call was ordered.

A recess may not be taken during a call of the Senate. During any call, the call may be made to apply also to other items of business by a motion made and adopted by a majority vote of the Members present. Under those circumstances, when the call of the Senate is dispensed with as to any item of business, the call is deemed to be continued in effect until other items of business that have been made subject to the call by a majority of the Members present have been acted upon. When a call of the Senate is ordered, pending the announcement of the vote upon the completion of a rollcall, the pending rollcall shall become unfinished business, the consideration of which shall be continued until further proceedings under the call of the Senate are dispensed with, when it will forthwith become the order of business before the Senate.

A motion to adjourn is not in order during a call of the Senate.

Reconsideration

43. On the day on which a vote has been taken on any question, a motion to reconsider the vote may be made by any Member. Reconsideration may be granted only once.

The motion may be considered on the day made or on the succeeding legislative day, but may not be further postponed without the concurrence of 30 Members.

A vote by which a bill was passed may not be reconsidered on the last legislative day preceding the interim study joint recess or the final recess, and a vote by which the bill was passed may not be reconsidered on a Senate bill introduced during the first year of the biennium of the legislative session on January 31, or on the last legislative day immediately preceding January 31, of an even-numbered year.

When reconsideration of the vote by which any bill has passed has been demanded, the Secretary may not transmit it to the Assembly until the demand has been disposed of or the time for reconsideration has expired, but if the bill has already been transmitted to the Assembly the demand for reconsideration shall be preceded by a motion to request the Assembly to return the bill. The motion shall be put to a vote immediately without debate and, if not adopted, shall preclude a demand for reconsideration.

A demand to reconsider the vote on any debatable question opens the main question to debate, and the vote on the reconsideration shall be on the merits of the main question.

VOTING BY SENATE**Rescinding**

43.5. An action whereby a bill has been passed or defeated may not be rescinded without the concurrence of 27 Members.

Voting on Rollcall

44. Whenever a rollcall is required by the Constitution or rules, or is ordered by the Senate or demanded by three Members, every Member within the Senate shall without debate answer “Aye” or “No” when his or her name is called.

The names of Members shall be called alphabetically.

A Senator may not vote or change his or her vote after the announcement of the vote by the presiding officer.

On a legislative day when the President pro Tempore or Minority Floor Leader is in attendance throughout a session, he or she, in the absence of any objection, may instruct the Secretary of the Senate to add his or her vote to any previously announced vote that was taken while he or she was performing the responsibilities of the office of President pro Tempore or Minority Floor Leader, provided the outcome of the vote is not thereby changed. This provision does not apply to any rollcall after adjournment of the legislative day during which the rollcall in question was taken. The intent of this paragraph is to allow the President pro Tempore and the Minority Floor Leader to carry out the unique and special duties of their offices without losing the opportunity to vote on matters before the Senate.

Excused From Voting

45. When a Senator declines or fails to vote on call of his or her name, he or she may, after completion of the rollcall and before the announcement of the vote, be required to assign his or her reasons therefor and, the Senator having assigned them, the presiding officer shall submit the question to the Senate: "Shall the Senator, for the reasons assigned by him or her, be excused from voting?" which question shall be decided without debate. Unless the Senator is excused from voting he or she shall be required to vote.

Voting by Presiding Senator

46. When any Member is presiding over the Senate, he or she shall vote on rollcall the same as though he or she were not presiding.

Vote Required

47. Unless otherwise required by the Constitution, the Joint Rules of the Senate and Assembly, or these rules, any action that can be taken by the Senate requires only a majority vote of the Senate, a quorum being present.

The following actions require 32 votes:

(1) To pass a bill amending specified provisions of the Tobacco Tax and Health Protection Act of 1988 (Prop. 99, Nov. 8, 1988; Sec. 30130, R.& T.C.).

(2) To pass a bill amending the Clean Air and Transportation Improvement Act of 1990 (Prop. 116, June 5, 1990; Sec. 99605, P.U.C.).

(3) To pass a bill amending the California Wildlife Protection Act of 1990 (Sec. 8, Prop. 117, June 5, 1990).

The following actions require 30 votes:

(4) To dispense with the constitutional provision requiring a 30-calendar-day delay after introduction before a bill may be heard by any committee or acted upon by either house (Constitution, Art. IV, Sec. 8(a)).

(5) To postpone the reconsideration of a vote beyond the first legislative day succeeding the day the motion was made.

The following action requires 28 votes:

(6) To pass a bill amending the statutory provisions, other than the bond provisions, of the California Stem Cell Research and Cures Act (Sec. 8, Prop. 71, Nov. 2, 2004).

The following actions require 27 votes:

(7) To pass an urgency clause and urgency statute (Constitution, Art. IV, Sec. 8(d)).

(8) To dispense with the constitutional provision requiring the reading of bills on three several days (Constitution, Art. IV, Sec. 8(b)).

(9) To pass a bill over the Governor's veto (Constitution, Art. IV, Sec. 10).

(10) To prescribe compensation and reimbursement for travel and living expenses of the Members of the Legislature (Constitution, Art. IV, Sec. 4).

(11) To propose an amendment to or revision of the Constitution (Constitution, Art. XVIII, Secs. 1, 2).

(12) To amend or withdraw a proposed legislative constitutional amendment or revision (Constitution, Art. XVIII, Sec. 1).

(13) To classify or exempt personal property for property taxation purpose (Constitution, Art. XIII, Sec. 2).

(14) To permit an exemption of real property from taxation (Constitution, Art. XIII, Sec. 7).

(15) To remove a member of the Public Utilities Commission (Constitution, Art. XII, Sec. 1).

(16) To reconsider the vote by which a concurrent resolution proposing a constitutional amendment is defeated.

(17) To rescind the action whereby a bill has been passed or defeated.

(18) To suspend the rule against lobbying in the Senate Chamber.

(19) To concur in Assembly amendments to, or adopt a report of a committee on conference concerning, a constitutional amendment or bill that requires 27 votes for passage.

(20) To concur in Assembly amendments to, or adopt a report of a committee on conference concerning, a Senate bill that contains an item or items of appropriation subject to Section 12(d) of Article IV of the Constitution.

(21) To amend an initiative statute that permits that action and requires 27 votes for passage.

The following actions require 21 votes:

(22) To adopt, amend, or suspend the rules, except as provided in Rule 21.

(23) To pass a bill, unless under other rules a greater vote is required (Constitution, Art. IV, Sec. 8(b)).

(24) To adopt a joint or concurrent resolution.

(25) To reconsider a bill, or a joint or concurrent resolution.

(26) To confirm an appointment by the Governor, unless a greater vote is required by statute, or to reconsider the same.

(27) To recall a bill from committee.

(28) To concur in Assembly amendments to, or adopt a report of a committee on conference concerning, a joint or concurrent resolution or bill that requires 21 votes for passage.

(29) To change a rate of bank and corporation taxation, or tax on insurers, for state purposes (Constitution, Art. XIII, Secs. 27, 28).

(30) To strike from file.

(31) To adopt a resolution that does not favor a Governor's Reorganization Plan (Sec. 12080.5, Gov. Code).

Actions requiring 14 votes:

(32) To reconsider a vote by which a concurrent resolution proposing a constitutional amendment was adopted.

Vote Required for Amendments

48. A constitutional amendment or bill requiring a vote of two-thirds of the Members elected to the Senate for final adoption or passage may be amended by a majority of those voting.

CONTENTS OF SENATE JOURNAL

Proceedings to Be Printed

49. The proceedings of the Senate, when not acting as a Committee of the Whole, shall be entered in the Journal as concisely as possible, care being taken to record a true and accurate account of the proceedings.

The Journal shall state the name of the Senator presenting each Assembly bill, concurrent or joint resolution, or constitutional amendment to the Senate for final action.

Every vote of the Senate shall be recorded in the Journal.

Titles of Measures to Be Printed

50. The titles of all bills, joint and concurrent resolutions, and constitutional amendments when introduced and when acted upon by the Senate, and a brief statement of the contents of each petition, memorial, or paper presented to the Senate, shall be printed in the Journal.

Other Matters to Be Printed

51. Messages from the Governor (other than annual messages and inaugural addresses) shall be printed in the Journal, unless otherwise ordered by the Senate.

Letters of transmittal presenting reports of committees and reports of state departments and agencies as shall be made to the Senate pursuant to law or resolution adopted by the Senate shall be printed in the Journal, but the reports shall be printed in the Appendix to the Journal unless otherwise directed by the Senate.

Duty of Secretary to Order Printing

52. It shall be the duty of the Secretary of the Senate, and he or she is hereby directed, to order for the Senate the necessary printing, including stationery for the Members, and to audit and approve all bills for printing to be charged to the Senate. The Secretary of the Senate shall order from the Office of State Publishing the number of copies of bills, Journals, Histories, Files, forms, and other printing as shall be necessary.

It shall further be the duty of the Secretary of the Senate to order bills and other legislative publications for which there is a demand, to be printed before the supply of same shall become exhausted.

Printing Only on Written Orders; Rush Orders

53. The Office of State Publishing may not charge any printing or other work to the Senate except as required by law unless he or she has a written order from the Secretary of the Senate prior to beginning the printing or other work. All printing orders by the Secretary of the Senate shall be delivered as directed by him or her. The Secretary of the Senate may, when necessity requires it, order from the Office of State Publishing the printing that he or she deems necessary to be printed in advance of the regular order of business, under a specially prepared written order to be known as a "Rush Order."

THE SENATE CHAMBER**Admission to the Senate Chamber**

55. (a) Persons who are not Members, officers, or employees of the Senate may be admitted to the Senate Chamber only as follows:

1. The Members, officers, and assistant clerks of the Assembly.
2. The Legislative Counsel or his or her representatives.
3. The accredited press, radio, and television representatives.
4. Former State Senators and Assembly Members.
5. Visitors in the chairs reserved for that purpose, on invitation of the President or a Senator or on presentation of a pass.

(b) While the Senate is in session a person, except Members of the Legislature, may not engage in influencing the passage or defeat of legislation in any way in the Senate Chamber.

(c) A person meeting the definition of a lobbyist in Section 82039 of the Government Code may not be admitted to the Senate Chamber while the Senate is in session.

(d) Only Members and officers of the Senate and Assembly, former Members of the Senate, assistant clerks of the Senate and the Assembly, the Legislative Counsel or his or her representatives, Senate employees for the purpose of delivering messages and when so directed by a Member of the Senate, and members of the press who have seats assigned to them may be permitted on the Floor of the Senate.

(e) The Senate Chamber is the Senate Chamber proper, the adjoining hallway, Rooms 3030, 3046, 3191, 3195, and 3196 of the Capitol Annex, and Room 215 of the Capitol.

(f) The Floor of the Senate is all of the Senate Chamber except the adjoining hallway and the rooms listed in subdivision (e), the visitors seating area, and the western portion of Room 3191.

(g) Notwithstanding any other provision of this rule, any person may be admitted to Room 3191 and Room 215 to attend a meeting of a Senate, Assembly, joint, or conference committee.

(h) Notwithstanding any other provision of this rule, a person may not be permitted on the Floor of the Senate while it is in session unless the person is wearing appropriate attire. Appropriate attire includes coats and ties for men. Accredited camerapersons, sound technicians, and photographers are exempt from this requirement. Floor of the Senate, for this purpose, has the same meaning set forth in subdivision (f).

(i) This rule may be suspended by a vote of two-thirds of the Members of the Senate.

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STANDARDS OF CONDUCT OF THE SENATE

(adopted by the Senate May 4, 1992)

**Standards of Conduct
of the Senate
(adopted by the Senate May 4, 1992)**

The Standards of Conduct of the Senate are as follows:

First—That each Senator and each officer and employee of the Senate has an obligation to exercise his or her independent judgment on behalf of the people of California, rather than for any personal gain or private benefit.

(a) No Senator or officer or employee of the Senate should accept anything from anyone that would interfere with the exercise of his or her independent judgment.

(b) No Senator or officer or employee of the Senate should accept outside employment that is inconsistent with the conscientious performance of his or her duties.

(c) No Senator should use the prestige of his or her office, and no Senate officer or employee of the Senate should use the status of his or her position for material or financial gain or private benefit.

Second—That each Senator has an obligation to provide energetic and diligent representation, and each officer and employee of the Senate has an obligation to provide energetic and diligent service on behalf of the Senate, with due consideration for the interests of all of the people of California.

(a) Each Senator and each officer and employee of the Senate has an obligation to be informed and prepared, recognizing all sides of an issue.

(b) Each Senator and each officer and employee of the Senate, when intervening on behalf of a constituent with any governmental agency should make every effort to ensure that decisions affecting any constituent are made on their merits and in a fair and equitable manner.

(c) Each Senator should be accessible to all constituents, making a special effort to attend to the concerns of those who might not otherwise be heard.

(d) Each Senator should fairly characterize the issues confronting the Legislature and accurately inform the public regarding the conduct of his or her office.

Third—That each Senator and each officer and employee of the Senate has an obligation to the public and to his or her colleagues to be informed about, and abide by, the rules that govern the proceedings of the Senate and the Legislature.

(a) Each Senator should perform his or her duties with courtesy and respect for both colleagues and those who may appear before them.

(b) In exercising the power of confirmation, each Senator should act with due regard for the general welfare of the people of California.

(c) Each Senator and each officer and employee of the Senate, when exercising oversight functions with respect to any governmental agency, should act in an informed fashion, with attention to the underlying policies being implemented and with due respect for the independence of the agency.

Fourth—Each Senator, when acting in a position of leadership, should exercise his or her power and carry out his or her responsibility so as to enhance reasoned and visible decisionmaking by the Senate.

Fifth—Each Senator has an obligation to treat every officer and employee of the Senate with fairness and without discrimination, and to ensure that each officer and employee performs only those tasks for which there is a legislative or governmental purpose.

Sixth—Each officer and employee of the Senate has an obligation to perform his or her properly assigned duties using his or her best judgment with diligence and a duty of loyalty to the Senate as an institution.

Seventh—Each Senator and each officer and employee of the Senate has an obligation to make proper use of public funds.

(a) No Senator and no officer or employee of the Senate may use state resources for personal or campaign purposes.

(b) Each officer and employee of the Senate is free to volunteer for, and participate in, campaign activities on his or her own time, but no officer or employee of the Senate may be intimidated, coerced, or compelled, as a condition of continued appointment or employment, to either volunteer time or contribute money to a candidate or campaign.

Eighth—Each Senator and each officer and employee of the Senate shall uphold the Constitution of California and the Constitution of the United States, and shall adhere to the spirit and the letter of the laws, rules, and regulations governing officeholder conduct.

Ninth—Each Senator and each officer and employee of the Senate shall conduct himself or herself in the performance of his or her duties in a manner that each does not discredit the Senate.

Tenth—Each Senator and each officer and employee of the Senate, is encouraged to report to the proper authority any apparent and substantial violation of these standards, or related statutes, regulations, and rules, and to consult with the Senate Committee on Legislative Ethics, or any other appropriate governmental agency, regarding the propriety of any conduct.

JOINT RULES
OF THE
SENATE AND ASSEMBLY
2009–10 REGULAR SESSION

(SCR No. 1 (Oropeza), Resolution Chapter 22, Statutes of 2009, 2009–10 Regular Session,
Assembly Journal, p. 1241)

JOINT RULES OF THE SENATE AND ASSEMBLY

Standing Committees

1. Each house shall appoint standing committees as the business of the house may require, the committees, the number of members, and the manner of selection to be determined by the rules of each house.

Joint Meeting of Committees

3. Whenever any bill has been referred by the Senate to one of its committees, and the same or a like bill has been referred by the Assembly to one of its committees, the chairmen or chairwomen of the respective committees, when in their judgment the interests of legislation or the expedition of business will be better served thereby, shall arrange for a joint meeting of their committees for the consideration of the bill.

Effect of Adoption of Joint Rules

3.5. The adoption of the Joint Rules for any extraordinary session may not be construed as modifying or rescinding the Joint Rules of the Senate and Assembly for any previous session, nor as affecting in any way the status or powers of the committees created by those rules.

Definition of Word "Bill"

4. Whenever the word "bill" is used in these rules, it includes any constitutional amendment, any resolution ratifying a proposed amendment to the United States Constitution, and any resolution calling for a constitutional convention.

Concurrent and Joint Resolutions

5. Concurrent resolutions relate to matters to be treated by both houses of the Legislature.

Joint resolutions relate to matters connected with the federal government.

Resolutions Treated as Bills

6. Concurrent and joint resolutions, other than resolutions ratifying proposed amendments to the United States Constitution and resolutions calling for constitutional conventions, shall be treated in all respects as bills except as follows:

- (a) They shall be given only one formal reading in each house.
- (b) They may not be deemed bills within the meaning of subdivision (a) of Section 8 of Article IV of the California Constitution.
- (c) They may not be deemed bills for the purposes of Rules 10.8, 53, 55, 56, and 61, subdivisions (a) and (c) of Rule 54, and subdivisions (a) and (b) of Rule 62.
- (d) They may not, except for those relating to voting procedures on the floor or in committee, be deemed bills for the purposes of subdivision (c) of Rule 62.

PREPARATION AND INTRODUCTION OF BILLS

Title of Bill

7. The title of every bill introduced shall convey an accurate idea of the contents of the bill and shall indicate the scope of the act and the object to be accomplished. In amending a code section, the mere reference to the section by number is not deemed sufficient.

Division of Bill Into Sections

8. A bill amending more than one section of an existing law shall contain a separate section for each section amended.

Bills that are not amendatory of existing laws shall be divided into short sections, where this can be done without destroying the sense of any particular section, to the end that future amendments may be made without the necessity of setting forth and repeating sections of unnecessary length.

Digest of Bills Introduced

8.5. A bill may not be introduced unless it is contained in a cover attached by the Legislative Counsel and it is accompanied by a digest, prepared and attached to the bill by the Legislative Counsel, showing the changes in the existing law that are proposed by the bill. A bill may not be printed where the body of the bill or the Legislative Counsel's Digest has been altered, unless the alteration has been approved by the Legislative Counsel. If any bill is presented to the Secretary of the Senate or Chief Clerk of the Assembly for introduction, that does not comply with the foregoing requirements of this rule, the Secretary or Chief Clerk shall return it to the member who presented it. The digest shall be printed on the bill as introduced, commencing on the first page thereof.

Digest of Bills Amended

8.6. Whenever a bill is amended in either house, the Secretary of the Senate or the Chief Clerk of the Assembly, as the case may be, shall request the Legislative Counsel to prepare an amended digest and cause it to be printed on the first page of the bill as amended. The digest shall be amended to show changes in the existing law that are proposed by the bill as amended, with any material changes in the digest indicated by the use of appropriate type.

Errors in Digest

8.7. If a material error in a printed digest referred to in Rule 8.5 or 8.6 is brought to the attention of the Legislative Counsel, he or she shall prepare a corrected digest that shows the changes made in the digest as provided in Rule 10 for amendments to bills. He or she shall deliver the corrected digest to the Secretary of the Senate or the Chief Clerk of the Assembly, as the case may be. If the correction so warrants in the opinion of the President pro Tempore of the Senate or the Speaker of the Assembly, a corrected print of the bill as introduced shall be ordered with the corrected digest printed thereon.

Bills Amending Title 9 of the Government Code

8.8. A member who is the first-named author of a bill, that would amend, add, or repeal any provision of Title 9 (commencing with Section 81000) of the Government Code, upon introduction or amendment of the bill in either house shall notify the Chief Clerk of the Assembly or the Secretary of the Senate, as the case may be, of the nature of the bill. Thereafter, the Chief Clerk of the Assembly or the Secretary of the Senate shall deliver a copy of the bill as introduced or amended to the Fair Political Practices Commission pursuant to Section 81012 of the Government Code.

Bills Amending the California Stem Cell Research and Cures Act

8.9. A member who is the first-named author of a bill, that would amend, add, or repeal any statutory provision of the California Stem Cell Research and Cures Act, other than the bond provisions thereof, upon introduction or amendment of the bill in either house shall notify the Chief Clerk of the Assembly or the Secretary of the Senate, as the case may be, of the nature of the bill. At least 14 days prior to passage in the Assembly or Senate, respectively, the Chief Clerk of the Assembly or the Secretary of the Senate shall make copies of the bill as introduced or amended available in the Bill Room for access by the public and news media.

Restrictions as to Amendments

9. A substitute or amendment must relate to the same subject as the original bill, constitutional amendment, or resolution under consideration. An amendment is not in order when all that would be done to the bill is the addition of a coauthor or coauthors, unless the Committee on Rules of the house in which the amendment is to be offered grants prior approval.

Changes in Existing Law to Be Marked by Author

10. In a bill amending or repealing a code section or a general law, any new matter shall be underlined, and any matter to be omitted shall be in type bearing a horizontal line through the center and commonly known as “strikeout” type. When printed the new matter shall be printed in italics, and the matter to be omitted shall be printed in “strikeout” type.

In an amendment to a bill that sets out for the first time a section being amended or repealed, any new matter to be added and any matter to be omitted shall be indicated by the author and shall be printed in the same manner as though the section as amended or repealed was a part of the original bill and was being printed for the first time.

When an entire code is repealed as part of a codification or recodification, or when an entire title, part, division, chapter, or article of a code is repealed, the sections comprising the code, title, part, division, chapter, or article shall not be set forth in the bill or amendment in strikeout type.

Re-referral to Fiscal and Rules Committees

10.5. A bill shall be re-referred to the fiscal committee of each house when it would do any of the following:

- (1) Appropriate money.
- (2) Result in substantial expenditure of state money.
- (3) Result in a substantial loss of revenue to the state.
- (4) Result in substantial reduction of expenditures of state money by reducing, transferring, or eliminating any existing responsibilities of any state agency, program, or function.

Concurrent and joint resolutions shall be re-referred to the fiscal committee of each house when they contemplate any action that would involve any of the following:

- (1) Any substantial expenditure of state money.
- (2) Any substantial loss of revenue to the state.

The above requirements do not apply to bills or concurrent resolutions that contemplate the expenditure or allocation of operating funds.

A bill that assigns a study to the Joint Legislative Budget Committee or to the Legislative Analyst shall be re-referred to the respective rules committees. Before the committee may act upon the bill, it shall obtain from the Joint Legislative Budget Committee an estimate of the amount required to be expended to make the study.

This rule may be suspended in either house as to any particular bill by approval of the Committee on Rules of the house and two-thirds vote of the membership of the house.

Short Title

10.6. A bill may not add a short title that names a current or former Member of the Legislature.

Heading of Bills

10.7. A bill or resolution may be authored only by a member or committee of the house of origin. Members or committees that are not of the house of origin may be “principal coauthors” or “coauthors.” A bill may not indicate in its heading or elsewhere that it was introduced at the request of a state agency or officer or any other person. A bill may not contain the words “By request” or words of similar import.

Consideration of Bills

10.8. The limitation contained in subdivision (a) of Section 8 of Article IV of the Constitution may be dispensed with as follows:

(a) A written request for dispensation entitled “Request to Consider and Act on Bill Within 30 Calendar Days” shall be filed with the Chief Clerk of the Assembly or the Secretary of the Senate, as the case may be, and transmitted to the Committee on Rules of the appropriate house.

(b) The Committee on Rules of the Assembly or Senate, as the case may be, shall determine whether there exists an urgent need for dispensing with the 30-calendar-day waiting period following the bill’s introduction.

(c) If the Committee on Rules recommends that the waiting period be dispensed with, the member may offer a resolution, without further reference thereof to committee, authorizing hearing and action upon the bill before the 30 calendar days have elapsed. The adoption of the resolution requires an affirmative recorded vote of three-fourths of the elected members of the house in which the resolution is presented.

Printing of Amendments

11. (a) Any bill amended by either house shall be immediately reprinted. Except as otherwise provided in subdivision (b), if new matter is added by the amendment, the new matter shall be printed in italics in the printed bill; if matter is omitted, the matter to be omitted shall be printed in strikeout type. When a bill is amended in either house, the first or previous markings shall be omitted.

(b) If amendments to a bill, including the report of a committee on conference, are adopted that omit the entire contents of the bill, the matter omitted need not be reprinted in the amended version of the bill. Instead, the Secretary of the Senate or the Chief Clerk of the Assembly, as the case may be, may select the amended bill and cause to be printed a brief statement to appear after the last line of the amended bill identifying which previously printed version of the bill contains the complete text of the omitted matter.

Manner of Printing Bills

12. The State Printer shall observe the directions of the Joint Rules Committee in printing all bills, constitutional amendments, and concurrent and joint resolutions.

Distribution of Legislative Publications

13. The Secretary of the Senate and the Chief Clerk of the Assembly shall order a sufficient number of bills and legislative publications as may be necessary for legislative requirements.

A complete list of bills may not be delivered except upon payment therefor of the amount fixed by the Joint Rules Committee for any regular or extraordinary session. No more than one copy of any bill or other legislative publication, nor more than a total of 100 bills or other legislative publications during a session, may be distributed free to any person, office, or organization. The limitations imposed by this paragraph do not apply to Members of the Legislature, the Secretary of the Senate, or the Chief Clerk of the Assembly for the proper functioning of their respective houses; the Legislative Counsel Bureau; the Attorney General's office; the Secretary of State's office; the Controller's office; the State Treasurer's office; the Insurance Commissioner's office; the Superintendent of Public Instruction; the State Board of Equalization; the Governor's office; the Lieutenant Governor's office; the Clerk of the Supreme Court; the clerk of the court of appeal for each district; the Judicial Council; the California Law Revision Commission; the State Library; the Library of Congress; the libraries of the University of California at Berkeley and at Los Angeles; or accredited members of the press. The State Printer shall fix the cost of the bills and publications, including postage, and moneys as may be received by him or her shall, after deducting the cost of handling and mailing, be remitted on the first day of each month, one-half each to the Secretary of the Senate and the Chief Clerk of the Assembly for credit to legislative printing. Legislative publications heretofore distributed

through the Bureau of Documents shall be distributed through the Bill Room. Unless otherwise provided for, the total number of each bill to be printed may not exceed 2,500.

Legislative Index

13.1. The Legislative Counsel shall provide for the periodic publication of a cumulative Legislative Index, which shall include tables of sections affected by pending legislation. The State Printer shall print the Legislative Index in the quantities, and at the times, determined by the Secretary of the Senate and the Chief Clerk of the Assembly. The costs of that printing shall be paid from the legislative printing appropriation.

Summary Digest

13.3. The Legislative Counsel shall compile and prepare for publication a summary digest of legislation passed at each regular and extraordinary session, which digest shall be prepared in a form suitable for inclusion in the publication of statutes. The digest shall be printed as a separate legislative publication on the order of the Joint Rules Committee, and may be made available to the public in the quantities, and at the prices, determined by the Joint Rules Committee.

Statutory Record

13.5. The Legislative Counsel shall prepare for publication from time to time a cumulative statutory record. The statutory record shall be printed as a legislative publication on the order of the Secretary of the Senate or the Chief Clerk of the Assembly.

OTHER LEGISLATIVE PRINTING

Printing of the Daily Journal

14. The State Printer shall print, in the quantities directed by the Secretary of the Senate and the Chief Clerk of the Assembly, copies of the Daily Journal of each day's proceedings of each house. At the end of the session he or she shall also print, as directed by the Secretary of the Senate and the Chief Clerk of the Assembly, a sufficient number of copies properly paged after being corrected and indexed by the Secretary of the Senate and the Chief Clerk of the Assembly, to bind in book form as the Daily Journal of the respective houses of the Legislature.

What Shall Be Printed in the Daily Journal

15. The following shall be printed in the Daily Journal of each house:

(a) Messages from the Governor and messages from the other house, and the titles of all bills, joint and concurrent resolutions, and constitutional amendments when introduced in, offered to, or acted upon by, the house.

(b) Every vote taken in the house, and a statement of the contents of each petition, memorial, or paper presented to the house.

(c) A true and accurate account of the proceedings of the house, when not acting as a Committee of the Whole.

Printing of the Daily File

16. A Daily File of bills ready for consideration shall be printed each day for each house when the Legislature is not in joint recess, except days when a house does not meet.

Printing of History

17. Each house shall cause to be printed, once each week, a complete Weekly History of all bills, constitutional amendments, and concurrent, joint, and house resolutions originating in, considered by, or acted upon by, the respective houses and committees thereof. A regular form shall be prescribed by the Secretary of the Senate and the Chief Clerk of the Assembly. The Weekly History shall show the action taken upon each measure up to and including the legislative day preceding its issuance. Except for periods when the houses are in joint recess, for each day intervening there shall be printed a Daily History showing the consideration given to or action taken upon any measure since the issuance of the complete Weekly History.

Authority for Printing Orders

18. The State Printer may not print for use of either house, nor charge to legislative printing, any matter other than provided by law or by the rules, except upon a written order signed by the Secretary of the Senate, on behalf of the Senate, or the Chief Clerk of the Assembly or other person authorized by the Assembly, on behalf of the Assembly. Persons authorized to order printing under this rule may, when necessity requires it, order certain matter printed in advance of the regular order, by the issuance of a rush order.

The Secretary of the Senate, on behalf of the Senate, and the Chief Clerk of the Assembly or other person authorized by the Assembly, on behalf of the Assembly, are hereby authorized and directed to order and distribute for the members stationery and legislative publications for which there is a demand, and, subject to the rules of their respective houses, to approve the bills covering those orders. All bills for printing must be presented by the State Printer within 30 days after the completion of the printing.

RECORD OF BILLS**Secretary and Chief Clerk to Keep Records**

19. The Secretary of the Senate and the Chief Clerk of the Assembly shall keep a complete and accurate record of every action taken by the Senate and Assembly on every bill.

Secretary and Chief Clerk Shall Endorse Bills

20. The Secretary of the Senate and the Chief Clerk of the Assembly shall endorse on every original or engrossed bill a statement of any action taken by the Senate or Assembly concerning the bill.

ACTION IN ONE HOUSE ON BILL TRANSMITTED FROM THE OTHER**After a Bill Has Been Passed by the Senate or Assembly**

21. When a bill has been passed by either house it shall be transmitted promptly to the other, unless a motion to reconsider or a

notice of motion to reconsider has been made or it is held pursuant to some rule or order of the house.

The procedure of referring bills to committees shall be determined by the respective houses.

Messages to Be in Writing Under Proper Signatures

22. Notice of the action of either house to the other shall be in writing and under the signature of the Secretary of the Senate or the Chief Clerk of the Assembly, as the case may be. A receipt shall be taken from the officer to whom the message is delivered.

Consent Calendar: Uncontested Bills

22.1. Each standing committee may report an uncontested bill out of committee with the recommendation that it be placed on the Consent Calendar. The Secretary of the Senate and the Chief Clerk of the Assembly shall provide to each committee chairman or chairwoman appropriate forms for that report. As used in this rule, “uncontested bill” means a bill that (a) receives a do-pass or do-pass-as-amended recommendation from the committee to which it is referred, by unanimous vote of the members present provided a quorum is present, (b) has no opposition expressed by any person present at the committee meeting with respect to the final version of the bill as approved by the committee, and (c) prior to final action by the committee, has been requested by the author to be placed on the Consent Calendar.

Consent Calendar

22.2. Following its second reading and the adoption of any committee amendments thereto, any bill certified by the committee chairman or chairwoman as an uncontested bill shall be placed by the Secretary of the Senate or the Chief Clerk of the Assembly on the Consent Calendar, and shall be known as a “Consent Calendar bill.” Any Consent Calendar bill that is amended from the floor shall cease to be a Consent Calendar bill and shall be returned to the third reading file. Upon objection of any member to the placement or retention of any bill on the Consent Calendar, the bill shall cease to be a Consent Calendar bill and shall be returned to the third reading file. No Consent Calendar bill may be considered for adoption until the second legislative day following the day of its placement on the Consent Calendar.

Consideration of Bills on Consent Calendar

22.3. A bill on the Consent Calendar is not debatable, except that the President of the Senate or the Speaker of the Assembly shall allow a reasonable time for questions from the floor and shall permit a proponent of the bill to answer the questions. Immediately prior to voting on the first bill on the Consent Calendar, the President of the Senate or the Speaker of the Assembly shall call to the attention of the members the fact that the next rollcall will be the rollcall on the first bill on the Consent Calendar.

The Consent Calendar shall be considered as the last order of business on the Daily File.

PASSAGE AND ENROLLING OF BILL**Procedure on Defeat of More Than Majority Bill**

23.5. Whenever a bill containing a section or sections requiring for passage an affirmative recorded vote of more than 21 votes in the Senate and more than 41 votes in the Assembly is being considered for passage, and the urgency clause, if the bill is an urgency bill, or the bill, in any case, fails to receive the necessary votes to make all sections effective, further action may not be taken on the bill, except that an amendment to remove all sections requiring the higher vote for passage from the bill shall be in order prior to consideration of further business. If the amendment is adopted, the bill shall be reprinted to reflect the amendment. When the bill is reprinted, it shall be returned to the same place on the file that it occupied when it failed to receive the necessary votes.

Enrollment of Bill After Passage

24. After a bill has passed both houses it shall be printed in enrolled form, omitting symbols indicating amendments, and shall be compared by the Engrossing and Enrolling Clerk and the proper committee of the house where it originated to determine that it is in the form approved by the houses. The enrolled bill shall thereupon be signed by the Secretary of the Senate and Chief Clerk of the Assembly and, except as otherwise provided by these rules, presented without delay to the Governor. The committee shall report the time of presentation of the bill to the Governor to the house and the record shall be entered in the Daily Journal. After enrollment and signature by the officers of the Legislature, constitutional amendments, and concurrent and joint resolutions, shall be filed without delay in the office of the Secretary of State and the time of filing shall be reported to the house and the record entered in the Daily Journal.

AMENDMENTS AND CONFERENCES**Amendments to Amended Bills Must Be Attached**

25. Whenever a bill or resolution that has been passed in one house is amended in the other, it shall immediately be reprinted as amended by the house making the amendment or amendments. One copy of the amendment or amendments shall be attached to the bill or resolution so amended, and endorsed “adopted”; the amendment or amendments, if concurred in by the house in which the bill or resolution originated, shall be endorsed “concurred in”; and the endorsement shall be signed by the Secretary or Assistant Secretary of the Senate, or the Chief Clerk or Assistant Clerk of the Assembly, as the case may be. However, an amendment to the title of a bill adopted after the passage of the bill does not necessitate reprinting, but the amendment must be concurred in by the house in which the bill originated.

Amendments to Concurrent and Joint Resolutions

25.5. When a concurrent or joint resolution is amended, and the only effect of the amendments is to add coauthors, the joint or concurrent resolution may not be reprinted unless specifically requested by one of the added coauthors, but a list of the coauthors shall appear in the Daily Journal and History.

To Concur or Refuse to Concur in Amendments

26. If the Senate amends and passes an Assembly bill, or the Assembly amends and passes a Senate bill, the Senate (if it is a Senate bill) or the Assembly (if it is an Assembly bill) must either “concur” or “refuse to concur” in the amendments. If the Senate concurs (if it is a Senate bill), or the Assembly concurs (if it is an Assembly bill), the Secretary of the Senate or Chief Clerk of the Assembly shall so notify the house making the amendments, and the bill shall be ordered to enrollment.

Reference to Committee

26.5. Pursuant to Rule 26, whenever a bill is returned to its house of origin for a vote on concurrence in an amendment made in the other house, the Legislative Counsel shall promptly prepare and transmit to the Chief Clerk of the Assembly and the Speaker of the Assembly in the case of an Assembly bill, or to the Secretary of the Senate and Chair of the Senate Committee on Rules in the case of a Senate bill, a brief digest summarizing the effect of the amendment made in the other house. The Secretary or Chief Clerk shall, upon receipt from the Legislative Counsel, cause the digest to be printed in the Daily File immediately following any reference to the bill covered by the digest. A motion to concur or refuse to concur in the amendment is not in order until the Legislative Counsel’s Digest has appeared in the Daily File or an analysis of the bill has been prepared and distributed pursuant to Senate Rule 29.8 or Assembly Rule 77.

If the digest discloses that the amendment of the other house has made a substantial substantive change in the bill as first passed by the house of origin, the bill, if it is a Senate bill, shall, on motion of the Chair of the Senate Committee on Rules, be referred to the Senate Committee on Rules for reference to an appropriate standing committee. If the bill is an Assembly bill it shall be referred by the Speaker to the appropriate committee.

Upon receipt of the bill, the committee may, by a vote of a majority of its membership, recommend concurrence or nonconcurrence in the amendment or hold the bill in committee. The committee shall be subject to all the requirements for procedure provided under Rule 62 for committees, other than committees of first referral, and shall be subject to other requirements for normal committee procedure as the Assembly or Senate may separately provide in the standing rules of their respective houses.

Any of the provisions of this rule may be dispensed with regard to a particular bill in its house of origin upon an affirmative vote of a majority of the members of that house.

Concurring in Amendments Adding Urgency Section

27. When a bill that has been passed in one house is amended in the other by the addition of a section providing that the act shall take effect immediately as an urgency statute, and is returned to the house in which it originated for concurrence in the amendment or amendments thereto, the procedure and vote thereon shall be as follows:

The presiding officer shall first direct that the urgency section be read and put to a vote. If two-thirds of the membership of the house vote in the affirmative, the presiding officer shall then direct that the question of whether the house shall concur in the amendment or amendments shall be put to a vote. If two-thirds of the membership of the house vote in the affirmative, concurrence in the amendments shall be effective.

If the affirmative vote on either of the questions is less than two-thirds of the membership of the house, the effect is a refusal to concur in the amendment or amendments, and the procedure thereupon shall be as provided in Rule 28.

When Senate or Assembly Refuses to Concur

28. If the Senate (if it is a Senate bill) or the Assembly (if it is an Assembly bill) refuses to concur in amendments to the bill made by the other house, and the other house has been notified of the refusal to concur, a conference committee shall be appointed for each house in the manner prescribed by these rules. The Senate Committee on Rules, on behalf of the Senate, and the Speaker of the Assembly, on behalf of the Assembly, shall each appoint a committee of three on conference, and the Secretary of the Senate or the Chief Clerk of the Assembly shall immediately notify the other house of the action taken.

Committee on Conference

28.1. (a) The Senate Committee on Rules and the Speaker of the Assembly, in appointing a committee on conference, shall each select two members from those voting with the majority on the point about which the difference has arisen, and the other member from the minority, in the event there is a minority vote.

Whether a member has voted with the majority or minority on the point about which the difference has arisen is determined by his or her vote on the appropriate rollcall, as follows:

(1) In the Assembly—

(A) The rollcall on the question of final passage of a Senate bill amended in the Assembly when the Senate has refused to concur with the Assembly amendments.

(B) The rollcall on the question of concurrence with Senate amendments to an Assembly bill.

(2) In the Senate—

(A) The rollcall on the question of final passage of an Assembly bill amended in the Senate when the Assembly has refused to concur with the Senate amendments.

(B) The rollcall on the question of concurrence with Assembly amendments to a Senate bill.

(b) Either house may suspend this rule by a two-thirds vote of the membership of the house.

Meetings and Reports of Committees on Conference

29. The first Senator named on the conference committee shall act as chairman or chairwoman of the committee from the Senate, and the first Member of the Assembly named on the committee shall act as chairman or chairwoman of the committee from the Assembly. The chairman or chairwoman of the committee on conference for the house of origin of the bill shall arrange the time and place of meeting of the conference committee, and shall prepare or direct the preparation of reports. It shall require an affirmative vote of not less than two of the Assembly Members and two of the Senate Members constituting the committee on conference to agree upon a report, and the report shall be submitted to both the Senate and the Assembly. The committee on conference shall report to both the Senate and the Assembly. The report is not subject to amendment. If either house refuses to adopt the report, the conferees shall be discharged and other conferees appointed, except that no more than three different conference committees may be appointed on any one bill. A member who has served on a committee on conference may not be appointed a member of another committee on conference on the same bill. It shall require the same affirmative recorded vote to adopt any conference report as required by the California Constitution upon the final passage of the bill affected by the report. It shall require an affirmative recorded vote of two-thirds of the entire elected membership of each house to adopt any conference report affecting any bill that contains an item or items of appropriation that are subject to subdivision (d) of Section 12 of Article IV of the California Constitution. The report of a conference committee shall be in writing, and shall have affixed thereto the signatures of each Senator and each Member of the Assembly consenting to the report. Space shall also be provided where a member of a conference committee may indicate his or her dissent in the committee's findings. Any dissenting member may have attached to a conference committee report a dissenting report which shall not exceed, in length, the majority committee report. A copy of any amendments proposed in the majority report shall be placed on the desk of each member of the house before it is acted upon by the house.

The vote on concurrence or upon the adoption of the conference report shall be deemed the vote upon final passage of the bill.

Conference Committees

29.5. (a) All meetings of any conference committee on the Budget Bill shall be open and readily accessible to the public.

A conference committee on any bill may not meet, consider, or act on the subject matter of the bill except in a meeting that is open and readily accessible to the public, unless the action is on a report determined by the Legislative Counsel to be nonsubstantive. The Legislative Counsel shall examine each proposed report and shall note upon the face of the report that the amendments proposed are "substantive" or "nonsubstantive" as the case may be.

The chairman or chairwoman of the conference committee of each house shall give notice to the File Clerk of their respective houses of the time and place of the meeting. Notice of each public meeting shall be published in the Daily File of each house one calendar day prior to the meeting, except that the notice is not required for a meeting of a conference committee on the Budget Bill. When this subdivision is

waived with respect to a meeting of any public conference committee, or when there is a meeting of a conference committee on the Budget Bill, every effort shall be made to inform the public that a meeting has been called. When this subdivision has been waived with respect to the meeting of any public conference committee, the chairman or chairwoman of the conference committee of each house shall immediately notify the chairman or chairwoman of the policy committee of their respective houses that considered the bill in question of the waiver, and of the time and place of the meeting.

(b) The first committee on conference of the Budget Bill, if a committee is appointed, shall submit its report to each house no later than 15 days after the Budget Bill has been passed by both houses. If the report is not submitted by that date, the conference committee shall be deemed to have reached no agreement and shall so inform each house pursuant to Rule 30.7.

(c) A committee on conference of the Budget Bill may consider only differences between the Assembly version of the Budget Bill as passed by the Assembly and the Senate version of the Budget Bill as passed by the Senate, and may not approve any item of expenditure or control that exceeds that contained in one of the two versions before the conference committee.

(d) A conference committee on any bill, other than the Budget Bill, may not approve any substantial financial provision in any bill if the financial provision has not been heard by the fiscal committee of each house, nor may any conference committee approve substantial policy changes that have not been heard by the policy committee of each house.

(e) A waiver of the one-calendar-day Daily File notice requirement of subdivision (a) is not effective for longer than three calendar days.

Conference Committee Reports

30. Upon submission of any report of a committee on conference recommending that the bill be further amended, the bill shall be reprinted incorporating the amendments recommended by the conference committee. The consideration of the report of a committee on conference is not in order until the bill, in the form recommended by the report of the committee on conference, has both been in print and been noticed in the Daily File for not less than one legislative day.

If the conference committee's report recommends only that the amendments of the Senate or the Assembly "be concurred in," consideration of the report shall be in order at any time, and reprinting of the bill is not required, but notice shall appear in the Daily File for not less than one legislative day.

A conference committee report is not in order unless it has been received by the Secretary of the Senate and the Chief Clerk of the Assembly at least three calendar days preceding the scheduled commencement of the summer, interim, or final recess of the Legislature.

This rule may be suspended as to any particular conference committee report by a two-thirds vote of the membership of either house.

This rule does not apply to a report of a committee on conference on the Budget Bill.

Conference Committee Reports on Urgency Statutes

30.5. When the report of a committee on conference recommends the amendment of a bill by the addition of a section providing that the act shall take effect immediately as an urgency statute, the procedure and the vote thereon shall be as follows:

The presiding officer shall first direct that the urgency section be read and put to a vote. If two-thirds of the members elected to the house vote in the affirmative, the presiding officer shall then direct that the question of whether the house shall adopt the report of the committee on conference shall be put to a vote. If two-thirds of the members elected to the house vote in the affirmative, the adoption of the report and the amendments proposed thereby shall be effective.

If the affirmative vote on either of the questions is less than two-thirds of the members elected to the house, the effect is a refusal to adopt the report of the committee on conference.

Failure to Agree on Report

30.7. A conference committee may find and determine that it is unable to submit a report to the respective houses, upon the affirmative vote to that effect of not less than two of the Assembly Members and not less than two of the Senate Members constituting the committee. That finding may be submitted to the Chief Clerk of the Assembly and the Secretary of the Senate in the form of a letter from the chairman or chairwoman of the committee on conference for the house of origin of the bill, containing the signatures of the members of the committee consenting to the finding and determination that the committee is unable to submit a report. The Chief Clerk of the Assembly and the Secretary of the Senate, upon being notified that a conference committee is unable to submit a report, shall so inform each house, whereupon the conferees shall be discharged and other conferees appointed, in accordance with Rule 29.

MISCELLANEOUS PROVISIONS**Authority When Rules Do Not Govern**

31. All relations between the houses that are not covered by these rules shall be governed by Mason's Manual.

Press Rules

32. (a) Any person desiring privileges of an accredited press representative shall make application to the Joint Rules Committee. The application shall constitute compliance with any provisions of the rules of the Assembly or the Senate with respect to registration of news correspondents. The application shall state in writing the name of any print or electronic periodic news publication, news association, or radio or television station that employs the press representative, and any other occupations or employment he or she may have. The press representative shall further declare in the application that he or she is not employed, directly or indirectly, to assist in the prosecution of the legislative business of any person, corporation, or association, and will not become so employed while retaining the privilege of an accredited press representative.

(b) The application required by subdivision (a) of this rule shall be authenticated in a manner that is satisfactory to the Standing Committee

of the Capitol Correspondents Association, which shall see that occupation of seats and desks in the Senate and the Assembly Chambers is confined to bona fide correspondents of reputable standing in their business, who represent news media identified in subdivision (a). It is the duty of the standing committee, at its discretion, to report any violation of accredited press privileges to the Speaker of the Assembly or the Senate Committee on Rules and, pending action thereon, the offending correspondent may be suspended by the standing committee.

(c) Except as otherwise provided in this subdivision, persons engaged in other occupations whose chief attention is not given to newspaper correspondence or to news associations requiring telegraphic, radio, television, or electronic service are not entitled to the privileges accorded accredited press representatives. The press list in the Handbook of the California Legislature and the Senate and Assembly Histories shall be a list of only those persons authenticated by the Standing Committee of the Capitol Correspondents Association. Accreditation may be granted to any bona fide correspondent of reputable standing employed by a periodic publication of general circulation if the applicant is employed on a regular basis in the Capitol area preparing articles dealing with state government and politics and the publication is not an organ or organization involved in legislative advocacy.

(d) The press seats and desks in the Senate and Assembly Chambers shall be under the control of the standing committee of correspondents, subject to the approval and supervision of the Speaker of the Assembly and the Senate Committee on Rules. Press cards shall be issued by the President pro Tempore of the Senate and the Speaker of the Assembly only to correspondents properly accredited in accordance with this rule.

(e) An accredited member of the Capitol Correspondents Association may not, for compensation, perform any service for state constitutional officers or members of their staffs, for state agencies, for the Legislature, for candidates for state office, for a state officeholder, or for any person registered or performing as a legislative advocate.

(f) An accredited member of the association who violates subdivision (a) or (e) of this rule shall be subject to the following penalties:

(1) For the first offense, the Standing Committee of the Capitol Correspondents Association shall send a letter of admonition to the offending member, his or her employer, and the Joint Rules Committee. The letter shall state the nature of the member's rule violation and shall warn of an additional penalty for a second offense.

(2) For a second offense, the Standing Committee of the Capitol Correspondents Association shall recommend to the Joint Rules Committee that the member's accreditation be suspended or revoked and that he or she lose all rights and privileges attached thereto. The Standing Committee of the Capitol Correspondents Association shall also dismiss the member from the association.

Any member of the Standing Committee of the Capitol Correspondents Association may propose that the committee make an

inquiry to determine if an association member has violated subdivision (a) or (e) of this rule. Upon a majority vote of the Standing Committee of the Capitol Correspondents Association, an inquiry shall be made.

Upon receipt of a signed, written notice from any association member of his or her belief that another association member may have violated subdivision (a) or (e) of this rule, the Standing Committee of the Capitol Correspondents Association shall commence an inquiry into the possible violation.

If the Standing Committee of the Capitol Correspondents Association determines by majority vote that an association member has violated an association rule, it shall inform the member of its finding. Within two weeks of notification, the member may request a meeting of the membership. If the member makes that request, the Standing Committee of the Capitol Correspondents Association shall promptly schedule a meeting at the earliest possible time. After hearing the member and the committee review the circumstances of the alleged violation, the membership may, by majority vote, nullify the finding of the Standing Committee of the Capitol Correspondents Association. If nullification does not occur, the Standing Committee of the Capitol Correspondents Association immediately shall impose the appropriate penalty.

Dispensing With Joint Rules

33. A joint rule may not be dispensed with except by a vote of two-thirds of each house or as otherwise provided in these rules. If either house violates a joint rule, a question of order may be raised in the other house and decided in the same manner as in the case of the violation of the rules of the house. If it is decided that the joint rules have been violated, the bill involving the violation shall be returned to the house in which it originated, and the disputed matter shall be considered in like manner as in conference committee.

Dispensing with Joint Rules: Unanimous Consent

33.1. Notwithstanding any other rule, a joint rule that may be dispensed with by one house may be done so by unanimous consent if the rules committee of that house has approved.

Opinions of Legislative Counsel

34. Whenever the Legislative Counsel issues a written opinion to any person other than the first-named author analyzing the constitutionality, operation, or effect of a bill or other legislative measure that is then pending before the Legislature or of any amendment made or proposed to be made to the bill or measure, he or she is authorized and instructed to deliver two copies of the opinion to the first-named author as promptly as feasible after the delivery of the original opinion and also to deliver a copy to any other author of the bill or measure who so requests. A copy of any letter prepared by the Legislative Counsel for the sole purpose of advising a member of a conflict between two or more bills as to the sections of law being amended, repealed, or added shall be submitted to the chairman or chairwoman of the committee to which each bill has been referred.

Resolutions Prepared by Legislative Counsel

34.1. Whenever the Legislative Counsel has been requested to draft a resolution commemorating or taking note of any event, or a resolution congratulating or expressing sympathy toward any person, and subsequently receives a similar request from another Member of the Legislature, he or she shall inform that requester and each subsequent requester that a resolution is being, or has been, prepared, and shall inform them of the name of the Member for whom the resolution was, or is being, prepared.

Resolutions

34.2. A concurrent resolution, Senate resolution, or House resolution may be introduced to memorialize the death of a present or former state or federal elected official or a member of his or her immediate family. In all other instances, a resolution other than a concurrent resolution, as specified by the Committee on Rules of each house, or as provided by the Joint Rules Committee in those cases requiring that the resolution should emanate from both houses, shall be used for the purpose of commendation, congratulation, sympathy, or regret with respect to any person, group, or organization.

A concurrent resolution requesting the Governor to issue a proclamation may not be introduced without the prior approval of the Committee on Rules of the house in which the resolution is to be introduced.

Identical Drafting Requests

34.5. Whenever it comes to the attention of the Legislative Counsel that a member has requested the drafting of a bill that will be substantially identical to one already introduced, the Legislative Counsel shall inform the member of that fact.

Expense of Members

35. As provided in Section 8902 of the Government Code, each Member of the Legislature is entitled to reimbursement for living expenses while required to be in Sacramento to attend a session of the Legislature, while traveling to and from or in attendance at a committee meeting, or while attending to any legislative function or responsibility as authorized or directed by legislative rules or the Committee on Rules of the house of which he or she is a member, at the same rate as may be established by the State Board of Control for other elected state officers. Each member shall be reimbursed for travel expenses incurred in traveling to and from a session of the Legislature, when traveling to and from a meeting of a committee of which he or she is a member, or when traveling pursuant to any other legislative function or responsibility as authorized or directed by legislative rules or the Committee on Rules of the house of which he or she is a member, at the rate prescribed by Section 8903 of the Government Code.

Expense allowances for Members of the Senate and Assembly shall be approved and certified to the Controller by the Secretary of the Senate, on behalf of the Senate, and the Chief Clerk of the Assembly or other person authorized by the Assembly Committee on Rules, on behalf of the Assembly, weekly or as otherwise directed by either house, and upon certification the Controller shall draw his or her warrants in payment of the allowances to the respective members.

Issuance of Subpoenas

35.5. A subpoena requiring the attendance of a witness or the production of documents may be issued by the Senate Committee on Rules, the Speaker of the Assembly, or the chairman or chairwoman of a committee conducting an investigation only if permission has been secured from the rules committee of the respective house, or from the Joint Rules Committee if the subpoena is issued by the chairman or chairwoman of a joint committee.

Investigating Committees

36. In order to expedite the work of the Legislature, either house, or both houses jointly, may by resolution or statute provide for the appointment of committees to ascertain facts and to make recommendations as to any subject within the scope of legislative regulation or control.

The resolution providing for the appointment of a committee pursuant to this rule shall state the purpose of the committee and the scope of the subject concerning which it is to act, and may authorize it to act either during sessions of the Legislature or, when authorization may lawfully be made, after final adjournment.

In the exercise of the power granted by this rule, each committee may employ clerical, legal, and technical assistants as may be authorized by: (a) the Joint Rules Committee in the case of a joint committee, (b) the Senate Committee on Rules in the case of a Senate committee, or (c) the Assembly Committee on Rules in the case of an Assembly committee.

Except as otherwise provided herein for joint committees or by the rules of the Senate or the Assembly for single house committees, each committee may adopt and amend rules governing its procedure as may appear necessary and proper to carry out the powers granted and duties imposed under this rule. The rules may include provisions fixing the quorum of the committee and the number of votes necessary to take action on any matter. With respect to all joint committees, a majority of the membership from each house constitutes a quorum, and an affirmative vote of a majority of the membership from each house is necessary for the committee to take action.

Each committee is authorized and empowered to summon and subpoena witnesses, to require the production of papers, books, accounts, reports, documents, records, and papers of every kind and description, to issue subpoenas, and to take all necessary means to compel the attendance of witnesses and to procure testimony, oral and documentary. A committee's issuance of a subpoena shall comply with Rule 35.5.

Each member of the committees is authorized and empowered to administer oaths, and all of the provisions of Chapter 4 (commencing with Section 9400) of Part 1 of Division 2 of Title 2 of the Government Code, relating to the attendance and examination of witnesses before the Legislature and the committees thereof, apply to the committees. A committee may grant a witness immunity from criminal prosecution, pursuant to subdivision (a) of Section 9410 of the Government Code, only after securing permission from the rules committee of the respective house, or from the Joint Rules Committee in the case of a joint committee.

The Sergeant at Arms of the Senate or Assembly, or other person as may be designated by the chairman or chairwoman of the committee, shall serve any and all subpoenas, orders, and other process that may be issued by the committee, when directed to do so by the chairman or chairwoman, or by a majority of the membership of the committee.

Every department, commission, board, agency, officer, and employee of the state government, including the Legislative Counsel and the Attorney General and their subordinates, and of every political subdivision, county, city, or public district of or in this state, shall give and furnish to these committees and to their subcommittees upon request information, records, and documents as the committees deem necessary or proper for the achievement of the purposes for which each committee was created.

Each committee or subcommittee of either house, in accordance with the rules of that respective house, and each joint committee or subcommittee thereof, may meet at any time during the period in which it is authorized to act, either at the State Capitol or at any other place in the State of California, in public or executive session, and do any and all things necessary or convenient to enable it to exercise the powers and perform the duties herein granted to it or accomplish the objects and purposes of the resolution creating it, subject to the following exceptions:

(a) When the Legislature is in session:

(1) A committee or subcommittee of either house may not meet outside the State Capitol without the prior approval of the Senate Committee on Rules with respect to Senate committees and subcommittees, or the Speaker of the Assembly with respect to Assembly committees and subcommittees.

(2) A committee or subcommittee of either house, other than a standing committee or subcommittee thereof, may not meet unless notice of the meeting has been printed in the Daily File for four days prior thereto. This requirement may be waived by a majority vote of either house with respect to a particular bill.

(3) A joint committee or subcommittee thereof, other than the Joint Committees on Legislative Audit, Legislative Budget, and Rules, may not meet outside the State Capitol without the prior approval of the Joint Rules Committee.

(4) A joint committee or subcommittee thereof, other than the Joint Committees on Legislative Audit, Legislative Budget, and Rules, may not meet unless notice of the meeting has been printed in the Daily File for four days prior thereto.

(b) When the Legislature is in joint recess, each joint committee or subcommittee, other than the Joint Committees on Legislative Audit, Legislative Budget, and Rules, shall notify the Joint Rules Committee at least two weeks prior to a meeting.

(c) The requirements placed upon joint committees by subdivisions (a) and (b) of this rule may be waived as deemed necessary by the Joint Rules Committee.

Each committee may expend such money as is made available to it for its purpose, but a committee may not incur any indebtedness unless money has been first made available therefor.

Living expenses may not be allowed in connection with legislative business for a day on which the member receives reimbursement for expenses while required to be in Sacramento to attend a session of the Legislature. The chairman or chairwoman of each committee shall audit and approve the expense claims of the members of the committee, including claims for mileage in connection with attendance on committee business, or in connection with specific assignments by the committee chairman or chairwoman, but excluding other types of mileage, and shall certify the amount approved to the Controller. The Controller shall draw his or her warrants upon the certification of the chairman or chairwoman.

Subject to the rules of each house for the respective committees of each house, or the joint rules for any joint committee, with the permission of the appointing authority of the respective house, or the permission of the appointing authorities of the two houses in the case of a joint committee, the chairman or chairwoman of any committee may appoint subcommittees and chairmen or chairwomen thereof for the purpose of more expeditiously handling and considering matters referred to it, and the subcommittees and the chairmen or chairwomen thereof shall have all the powers and authority herein conferred upon the committee and its chairman or chairwoman. The chairman or chairwoman of a subcommittee shall audit the expense claims of the members of the subcommittee, and other claims and the expenses incurred by it, and shall certify the amount thereof to the chairman or chairwoman of the committee, who shall, if he or she approves the same, certify the amount thereof to the Controller; the Controller shall draw his or her warrant therefor upon that certification, and the Treasurer shall pay the same. Any committee or subcommittee thereof that is authorized to leave the State of California in the performance of its duties shall, while out of the state, have the same authority as if it were acting and functioning within the state, and the members thereof shall be reimbursed for expenses.

Notwithstanding any other provision of this rule, if the standing rules of either house require that expense claims of committees for goods or services, pursuant to contracts, or for expenses of employees or members of committees be audited or approved, after approval of the committee chairman or chairwoman, by another agency of either house, the Controller shall draw his or her warrants only upon the certification of the other agency. All expense claims approved by the chairman or chairwoman of any joint committee, other than the Joint Legislative Budget Committee and the Joint Legislative Audit Committee, shall be approved by the Joint Rules Committee, and the Controller shall draw his or her warrants only upon the certification of the Joint Rules Committee.

Except salary claims of employees clearly subject to federal withholding taxes and the requirement as to loyalty oaths, claims presented for services or pursuant to contract shall refer to the agreement, the terms of which shall be made available to the Controller.

Expenses of Committee Employees

36.1. Unless otherwise provided by respective house or committee rule or resolution, employees of legislative committees, when entitled to traveling expenses, are entitled to allowances in lieu of actual expenses for hotel accommodations, breakfast, lunch, and dinner, at the rates fixed by the State Board of Control from time to time in limitation of reimbursement of expenses of state employees generally. However, if an allowance for hotel accommodations, breakfast, lunch, and dinner is made by a committee at a rate in excess of the rate fixed by the State Board of Control, the chairman or chairwoman of the committee shall notify the Controller of that fact in writing.

Appointment of Committees

36.5. This rule applies whenever a joint committee is created by a statute or resolution that either provides that appointments be made and vacancies be filled in the manner provided for in the Joint Rules, or makes no provision for the appointment of members or the filling of vacancies.

The Senate members of the committee shall be appointed by the Senate Committee on Rules; the Assembly members of the committee shall be appointed by the Speaker of the Assembly; and vacancies occurring in the membership of the committee shall be filled by the respective appointing powers. The members appointed shall hold over until their successors are regularly selected.

Appointment of Joint Committee Chairmen or Chairwomen

36.7. The chairman or chairwoman of each joint committee heretofore or hereafter created, except the Joint Legislative Budget Committee and the Joint Legislative Audit Committee, shall be appointed by the Joint Rules Committee from a member or members recommended by the Senate Committee on Rules and the Speaker of the Assembly.

Joint Committee Funds

36.8. Each joint committee heretofore or hereafter created, except the Joint Legislative Budget Committee and the Joint Legislative Audit Committee, shall expend the funds heretofore or hereafter made available to it in compliance with the policies set forth by the Joint Rules Committee with respect to personnel, salaries, purchasing, office space assignment, contractual services, rental or lease agreements, travel, and any and all other matters relating to the management and administration of committee affairs.

Joint Legislative Budget Committee

37. In addition to any other committee provided for by these rules, there is a joint committee to be known as the Joint Legislative Budget Committee, which is hereby declared to be a continuing body.

It is the duty of the committee to ascertain facts and make recommendations to the Legislature and to the houses thereof concerning the State Budget, the revenues and expenditures of the state, and the organization and functions of the state and its departments, subdivisions, and agencies, with a view to reducing the cost of the state government and securing greater efficiency and economy.

The committee consists of eight Members of the Senate and eight Members of the Assembly. The Senate members of the committee shall be appointed by the Senate Committee on Rules. The Assembly members of the committee shall be appointed by the Speaker of the Assembly. The committee shall select its own chairman or chairwoman.

Any vacancy occurring at any time in the Senate membership of the Joint Legislative Budget Committee shall be filled by the Senate Committee on Rules, and the Senators appointed shall hold over until their successors are regularly selected. For the purposes of this rule, a vacancy shall be deemed to exist as to a Senator whose term is expiring whenever he or she is not reelected at the general election.

Any vacancy occurring at any time in the Assembly membership of the Joint Legislative Budget Committee shall be filled by appointment by the Speaker of the Assembly, and the Members of the Assembly appointed shall hold over between regular sessions until their successors are regularly selected. For the purposes of this rule, a vacancy shall be deemed to exist as to a Member of the Assembly whose term is expiring whenever he or she is not reelected at the general election.

The committee may adopt rules to govern its own proceedings and its employees. The committee, with the permission of the appointing authorities of the two houses, may also create subcommittees from its membership, assigning to its subcommittees any study, inquiry, investigation, or hearing that the committee itself has authority to undertake or hold. A subcommittee for the purpose of this assignment has and may exercise all the powers conferred upon the committee, limited only by the express terms of any rule or resolution of the committee defining the powers and duties of the subcommittee. Those powers may be withdrawn or terminated at any time by the committee.

The Joint Legislative Budget Committee may render services to any investigating committee of the Legislature pursuant to contract between the Joint Legislative Budget Committee and the committee for which the services are to be performed. The contract may provide for payment to the Joint Legislative Budget Committee of the cost of the services from the funds appropriated to the contracting investigating committee. All legislative investigating committees are authorized to enter into those contracts with the Joint Legislative Budget Committee. Money received by the Joint Legislative Budget Committee pursuant to any agreement shall be in augmentation of the current appropriation for the support of the Joint Legislative Budget Committee.

The provisions of Rule 36 shall apply to the Joint Legislative Budget Committee, which has all the authority provided in that rule or pursuant to Section 11 of Article IV of the California Constitution.

The committee has authority to appoint a Legislative Analyst, to fix his or her compensation, to prescribe his or her duties, and to appoint any other clerical and technical employees as may appear necessary. The duties of the Legislative Analyst are as follows:

(1) To ascertain the facts and make recommendations to the Joint Legislative Budget Committee and, under its direction, to the committees of the Legislature concerning:

- (a) The State Budget.
- (b) The revenues and expenditures of the state.

(c) The organization and functions of the state and its departments, subdivisions, and agencies.

(2) To assist the Senate Committee on Appropriations, the Senate Budget and Fiscal Review Committee, and the Assembly Committees on Appropriations and Budget in consideration of the Budget, all bills carrying express or implied appropriations, and all legislation affecting state departments and their efficiency; to appear before any other legislative committee; and to assist any other legislative committee upon instruction by the Joint Legislative Budget Committee.

(3) To provide all legislative committees and Members of the Legislature with information obtained under the direction of the Joint Legislative Budget Committee.

(4) To maintain a record of all work performed by the Legislative Analyst under the direction of the Joint Legislative Budget Committee, and to keep and make available all documents, data, and reports submitted to him or her by any Senate, Assembly, or joint committee. The committee may meet either during sessions of the Legislature, any recess thereof, or after final adjournment, and may meet or conduct business at any place within the State of California.

The chairman or chairwoman of the committee or, in the event of that person's inability to act, the vice chairman or vice chairwoman, shall audit and approve the expenses of members of the committee or salaries of the employees, and all other expenses incurred in connection with the performance of its duties by the committee. The chairman or chairwoman shall certify to the Controller the expense amount approved, the Controller shall draw his or her warrants upon the certification of the chairman or chairwoman, and the Treasurer shall pay the same to the chairman or chairwoman of the committee, to be disbursed by the chairman or chairwoman.

On and after the commencement of a succeeding regular session, those members of the committee who continue to be Members of the Senate and Assembly, respectively, continue as members of the committee until their successors are appointed, and the committee continues with all its powers, duties, authority, records, papers, personnel, and staff, and all funds theretofore made available for its use.

Upon the conclusion of its work, any Assembly, Senate, or joint committee (other than a standing committee) shall deliver to the Legislative Analyst for use and custody all documents, data, reports, and other materials that have come into the possession of the committee and that are not included within the final report of the committee to the Assembly, Senate, or the Legislature, as the case may be. The documents, data, reports, and other materials shall be available, upon request, to Members of the Legislature, the Senate Office of Research, and the Assembly Office of Research.

The Legislative Analyst, with the consent of the committee, shall make available to any Member or committee of the Legislature any other reports, records, documents, or other data under his or her control, except that reports prepared by the Legislative Analyst in response to a request from a Member or committee of the Legislature may be made available only with the written permission of the member or committee who made the request.

The Legislative Analyst, upon the receipt of a request from any committee or Member of the Legislature to conduct a study or provide information that falls within the scope of his or her responsibilities and that concerns the administration of the government of the State of California, shall at once advise the Joint Legislative Budget Committee of the nature of the request without disclosing the name of the Member or committee making the request.

The Legislative Analyst shall immediately undertake to provide the requesting committee or legislator with the service or information requested, and shall inform the committee or legislator of the approximate date when this information will be available. Should there be any material delay, he or she shall subsequently communicate this fact to the requester.

Neither the Committee on Rules of either house nor the Joint Rules Committee may assign any matter for study to the Joint Legislative Budget Committee or the Legislative Analyst without first obtaining from the Joint Legislative Budget Committee an estimate of the amount required to be expended by it to make the study.

Any concurrent, joint, Senate, or House resolution assigning a study to the Joint Legislative Budget Committee or to the Legislative Analyst shall be referred to the respective rules committees. Before the committees may act upon or assign the resolution, they shall obtain an estimate from the Joint Legislative Budget Committee of the amount required to be expended to make the study.

Citizen Cost Impact Report

37.1. Any Member or committee of the Legislature may recommend that the Legislative Analyst prepare a citizen cost impact analysis on proposed legislation. However, the recommendation shall first be reviewed by the Committee on Rules of the house where the recommendation originated, and this committee shall make the final determination as to which bills shall be assigned for preparation of an impact analysis.

In selecting specific bills for assignment to the Legislative Analyst for preparation of citizen cost impact analyses, the Committee on Rules shall request the Legislative Analyst to present an estimate of his or her time and prospective costs for preparing the analyses. Only those bills that have a potential significant cost impact shall be assigned. Where necessary, the Committee on Rules shall provide funds to offset added costs incurred by the Legislative Analyst.

The citizen cost impact analyses shall include those economic effects that the Legislative Analyst deems significant and that he or she believes will result directly from the proposed legislation. Insofar as feasible, the economic effects considered by the Legislative Analyst shall include, but not be limited to, the following:

- (a) The economic effect on the public generally.
- (b) Any specific economic effect on persons or businesses in the case of legislation that is regulatory.

The Legislative Analyst shall submit the citizen cost impact analyses to the committee or committees when completed, and at the time or times designated by the Committee on Rules.

The Legislative Analyst shall submit from time to time, but at least once a year, a report to the Legislature on the trends and directions of the state's economy, and shall list the alternatives and make recommendations as to legislative actions that, in his or her judgment, will ensure a sound and stable state economy.

Joint Legislative Audit Committee

37.3. The Joint Legislative Audit Committee is created pursuant to the Legislature's rulemaking authority under the California Constitution, and pursuant to Chapter 4 (commencing with Section 10500) of Part 2 of Division 2 of Title 2 of the Government Code. The committee consists of seven Members of the Senate and seven Members of the Assembly, who shall be selected in the manner provided for in these rules. Notwithstanding any other provision of these rules, four members from each house constitute a quorum of the Joint Legislative Audit Committee and the number of votes necessary to take action on any matter. The Chairman or Chairwoman of the Joint Legislative Audit Committee, upon receiving a request by any Member of the Legislature or committee thereof for a copy of a report prepared or being prepared by the Bureau of State Audits, shall provide the member or committee with a copy of the report when it is, or has been, submitted by the Bureau of State Audits to the Joint Legislative Audit Committee.

Study or Audits

37.4. (a) Notwithstanding any other provision of law, the Joint Legislative Audit Committee shall establish priorities and assign all work to be done by the Bureau of State Audits.

(b) Any bill requiring action by the Bureau of State Audits shall contain an appropriation for the cost of any study or audit.

(c) Any bill or concurrent, joint, Senate, or House resolution assigning a study to the Joint Legislative Audit Committee or to the Bureau of State Audits shall be referred to the respective rules committees. Before the committees may act upon or assign the bill or resolution, they shall obtain an estimate from the Joint Legislative Audit Committee of the amount required to be expended to make the study.

Waiver

37.5. Subdivision (b) of Rule 37.4 may be waived by the Joint Legislative Audit Committee. The chairman or chairwoman of the committee shall notify the Secretary of the Senate, the Chief Clerk of the Assembly, and the Legislative Counsel in writing when subdivision (b) of Rule 37.4 has been waived. If the cost of a study or audit is less than one hundred thousand dollars (\$100,000), the chairman or chairwoman of the committee may exercise the committee's authority to waive subdivision (b) of Rule 37.4.

Administrative Regulations

37.7. (a) Any Member of the Senate may request the Senate Committee on Rules, and any Member of the Assembly may request the Speaker of the Assembly, to direct a standing committee or the Office of Research of his or her respective house to study any proposed or existing regulation or group of related regulations. Upon receipt of a

request, the Senate Committee on Rules or the Speaker of the Assembly shall, after review, determine whether a study shall be made. In reviewing the request, the Senate Committee on Rules or the Speaker of the Assembly shall determine:

- (1) The cost of making the study.
- (2) The potential public benefit to be derived from the study.
- (3) The scope of the study.
- (b) The study may consider, among other relevant issues, whether the proposed or existing regulation:
 - (1) Exceeds the agency's statutory authority.
 - (2) Fails to conform to the legislative intent of the enabling statute.
 - (3) Contradicts or duplicates other regulations adopted by federal, state, or local agencies.
 - (4) Involves an excessive delegation of regulatory authority to a particular state agency.
 - (5) Unfairly burdens particular elements of the public.
 - (6) Imposes social or economic costs that outweigh its intended benefits to the public.
 - (7) Imposes unreasonable penalties for violation.

The respective reviewing unit shall, in a timely manner, transmit its concerns, if any, to the Senate Committee on Rules or the Speaker of the Assembly, and the promulgating agency.

In the event that a state agency takes a regulatory action that the reviewing unit finds to be unacceptable, the unit shall file a report for publication in the Daily Journal of its respective house indicating the specific reasons why the regulatory action should not have been taken. The report may include a recommendation that the Legislature adopt a concurrent resolution requesting the state agency to reconsider its action or that the Legislature enact a statute to restrict the regulatory powers of the state agency taking the action.

Joint Rules Committee

40. The Joint Rules Committee is hereby created. The committee has a continuing existence and may meet, act, and conduct its business during sessions of the Legislature or any recess thereof.

The committee consists of the members of the Assembly Committee on Rules, the Assembly Majority Floor Leader, the Assembly Minority Floor Leader, the Speaker of the Assembly, four members of the Senate Committee on Rules, and as many Members of the Senate as may be required to maintain equality in the number of Assembly Members and Senators on the committee, to be appointed by the Senate Committee on Rules. Vacancies occurring in the membership shall be filled by the appointing power.

The committee and its members have and may exercise all of the rights, duties, and powers conferred upon investigating committees and their members by the Joint Rules of the Senate and Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

The committee shall ascertain facts and make recommendations to the Legislature and to the houses thereof concerning:

(a) The relationship between the two houses and procedures calculated to expedite the affairs of the Legislature by improving that relationship.

(b) The legislative branch of the state government and any defects or deficiencies in the law governing that branch.

(c) Methods whereby legislation is proposed, considered, and acted upon.

(d) The operation of the Legislature and the committees thereof, and the means of coordinating the work thereof and avoiding duplication of effort.

(e) Aids to the Legislature.

(f) Information and statistics for the use of the Legislature, the respective houses thereof, and the members.

Any matter of business of either house, the transaction of which would affect the interests of the other house, may be referred to the committee for action if the Legislature is not in recess, and shall be referred to the committee for action if the Legislature is in recess.

The committee has the following additional powers and duties:

(a) To select a chairman or chairwoman from its membership. The vice chairman or vice chairwoman of the committee shall be one of the Senate members of the committee, to be selected by the Senate Committee on Rules.

(b) To allocate space in the State Capitol Building and all annexes and additions thereto as provided by law.

(c) To approve, as provided by law, the appearance of the Legislative Counsel in litigation.

(d) To contract with other agencies, public or private, for the rendition and affording of services, facilities, studies, and reports to the committee as the committee deems necessary to assist it to carry out the purposes for which it is created.

(e) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this rule, and to direct the sheriff of any county to serve subpoenas, orders, and other process issued by the committee.

(f) To report its findings and recommendations, including recommendations for the needed revision of any and all laws and constitutional provisions relating to the Legislature, to the Legislature and to the people from time to time.

(g) The committee, and any subcommittee when so authorized by the committee, may meet and act without as well as within the State of California, and are authorized to leave the state in the performance of their duties.

(h) To expend funds as may be made available to it to carry out the functions and activities related to the legislative affairs of the Senate and Assembly.

(i) To appoint a chief administrative officer of the committee, who shall have duties relating to the administrative, fiscal, and business affairs of the committee as the committee shall prescribe. The committee may terminate the services of the chief administrative officer at any time.

(j) To employ persons as may be necessary to assist all other joint committees, except the Joint Legislative Budget Committee and the Joint Legislative Audit Committee, in the exercise of their powers and performance of their duties. In accordance with Rule 36.8, the committee shall govern and administer the expenditure of funds by other joint committees, requiring that the claims of joint committees be approved by the Joint Rules Committee or its designee. All expenses of the committee and of all other joint committees may be paid from the Operating Funds of the Assembly and Senate.

(k) To appoint the chairmen or chairwomen of joint committees, as authorized by Rule 36.7.

(l) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this rule.

The members of the Joint Rules Committee from the Senate may meet separately as a unit, and the members of the Joint Rules Committee from the Assembly may meet separately as a unit, and consider any action that is required to be taken by the Joint Rules Committee. If the majority of members of the Joint Rules Committee of each house at the separate meetings vote in favor of that action, the action shall be deemed to be action taken by the Joint Rules Committee.

The Joint Rules Committee shall meet not less than biweekly during a session of the Legislature, other than during a joint recess, at a regularly scheduled time and place. If the full committee fails to so meet, the members of the committee from the Senate shall meet separately as a unit and the members of the committee from the Assembly shall meet separately as a unit within five days of the regularly scheduled meeting date.

The committee succeeds to, and is vested with, all of the powers and duties of the Joint Committee on Legislative Organization, the State Capitol Committee, the Joint Committee on Interhouse Cooperation, the Joint Legislative Committee for School Visitations, and the Joint Standing Committee on the Joint Rules of the Senate and the Assembly.

Review of Administrative Regulations

40.1. The Joint Rules Committee, with regard to joint committees, and the respective rules committee of each house, with regard to standing and select committees of the house, shall approve any request for a priority review made by a committee pursuant to Section 11349.7 of the Government Code and shall submit approved requests to the Office of Administrative Law. The Joint Rules Committee or the respective rules committee, and the committee initiating the request, shall each receive a copy of the priority review.

Subcommittee on Legislative Space and Facilities

40.3. (a) A subcommittee of the Joint Rules Committee is hereby created, to be known as the Subcommittee on Legislative Space and Facilities. The subcommittee consists of three Members of the Senate and three Members of the Assembly, appointed by the Chairman or Chairwoman of the Joint Rules Committee, and the chairman or chairwoman of the fiscal committee of each house who shall have full voting rights on the subcommittee. The chairman or chairwoman of the subcommittee shall be appointed by the members thereof. For purposes of this subcommittee, the chairmen or chairwomen of the fiscal committees are ex officio members of the Joint Rules Committee, but do not have voting rights on that committee, nor may they be counted in determining a quorum. The subcommittee shall consider the housing of the Legislature and legislative facilities.

(b) The subcommittee and its members have and may exercise all of the rights, duties, and powers conferred upon investigating committees and their members by the Joint Rules of the Senate and Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this subcommittee and its members.

(c) The subcommittee has the following additional powers and duties:

(1) To contract with other agencies, public or private, for the rendition and affording of services, facilities, studies, and reports to the subcommittee as the committee deems necessary to assist it to carry out the purposes for which it is created.

(2) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this rule, and to direct the sheriff of any county to serve subpoenas, orders, and other process issued by the subcommittee.

(3) To report its findings and recommendations to the Legislature and to the people from time to time.

(4) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this rule.

(d) The subcommittee is authorized to leave the State of California in the performance of its duties.

Claims for Workers' Compensation

41. The Chairman or Chairwoman of the Committee on Rules of each house, or a designated representative, shall sign any required worker's compensation report regarding injuries or death arising out of and within the course of employment suffered by any member, officer, or employee of the house, or any employee of a standing or investigating committee thereof. In the case of a joint committee, the Chairman or Chairwoman of the Committee on Rules of either house, or a designated representative, may sign any report with respect to a member or employee of a joint committee.

Information Concerning Committees

42. The Committee on Rules of each house shall provide for a continuous cumulation of information concerning the membership, organization, meetings, and studies of legislative investigating committees. Each Committee on Rules shall be responsible for information concerning the investigating committees of its own house, and concerning joint investigating committees under a chairman or chairwoman who is a member of that house. To the extent possible, each Committee on Rules shall seek to ensure that the investigating committees for which it has responsibility under this rule have organized, including the organization of any subcommittees, and have had all topics for study assigned to them within a reasonable period of time.

The information thus cumulated shall be made available to the public by the Committee on Rules of each house and shall be published periodically under their joint direction.

Joint Committees

43. Any concurrent resolution creating a joint committee of the Legislature and any concurrent resolution allocating moneys from the Operating Funds of the Assembly and Senate to the committee shall be referred to the Committee on Rules of the respective houses.

Conflict of Interest

44. (a) A Member of the Legislature may not, while serving, have any interest, financial or otherwise, direct or indirect, engage in any business or transaction or professional activity, or incur any obligation of any nature, that is in substantial conflict with the proper discharge of his or her duties in the public interest and of his or her responsibilities as prescribed by the laws of this state.

(b) A Member of the Legislature may not, during the term for which he or she was elected:

(1) Accept other employment that he or she has reason to believe will either impair his or her independence of judgment as to his or her official duties, or require him or her, or induce him or her, to disclose confidential information acquired by him or her in the course of and by reason of his or her official duties.

(2) Willfully and knowingly disclose, for pecuniary gain, to any other person, confidential information acquired by him or her in the course of and by reason of his or her official duties, or use the information for the purpose of pecuniary gain.

(3) Accept or agree to accept, or be in partnership with any person who accepts or agrees to accept, any employment, fee, or other thing of value, or portion thereof, in consideration of his or her appearance, agreeing to appear, or taking of any other action on behalf of another person regarding a licensing or regulatory matter, before any state board or agency that is established by law for the primary purpose of licensing or regulating the professional activity of persons licensed, pursuant to state law.

This rule does not prohibit a member who is an attorney at law from practicing in that capacity before the Workers' Compensation Appeals Board or the Commissioner of Corporations, and receiving compensation therefor, or from practicing for compensation before any state board or agency in connection with, or in any matter related to, any case, action, or proceeding filed and pending in any state or federal

court. This rule does not prohibit a member from making inquiry for information on behalf of a constituent before a state board or agency, if no fee or reward is given or promised in consequence thereof. The prohibition contained in this rule does not apply to a partnership in which a Member of the Legislature is a member if the Member of the Legislature does not share directly or indirectly in the fee resulting from the transaction, nor does it apply in connection with any matter pending before any state board or agency on the operative date of this rule if the affected Member of the Legislature is attorney of record or representative in the matter prior to the operative date.

(4) Receive or agree to receive, directly or indirectly, any compensation, reward, or gift from any source except the State of California for any service, advice, assistance, or other matter related to the legislative process, except fees for speeches or published works on legislative subjects and except, in connection therewith, the reimbursement of expenses for actual expenditures for travel and reasonable subsistence for which no payment or reimbursement is made by the State of California.

(5) Participate, by voting or any other action, on the floor of either house, or in committee or elsewhere, in the enactment or defeat of legislation in which he or she has a personal interest, except as follows:

(i) If, on the vote for final passage, by the house of which he or she is a member, of the legislation in which he or she has a personal interest, he or she first files a statement (which shall be entered verbatim in the Daily Journal) stating in substance that he or she has a personal interest in the legislation to be voted on and that, notwithstanding that interest, he or she is able to cast a fair and objective vote on the legislation, he or she may cast his or her vote without violating any provision of this rule.

(ii) If the member believes that, because of his or her personal interest, he or she should abstain from participating in the vote on the legislation, he or she shall so advise the presiding officer prior to the commencement of the vote and shall be excused from voting on the legislation without any entry in the Daily Journal of the fact of his or her personal interest. In the event that a rule of the house requiring that each member who is present vote aye or nay is invoked, the presiding officer shall order the member excused from compliance and shall order entered in the Daily Journal a simple statement that the member was excused from voting on the legislation pursuant to law.

(c) A person subject to this rule has an interest that is in substantial conflict with the proper discharge of his or her duties in the public interest and of his or her responsibilities as prescribed by the laws of this state, or a personal interest, arising from any situation, within the scope of this rule, if he or she has reason to believe or expect that he or she will derive a direct monetary gain or suffer a direct monetary loss, as the case may be, by reason of his or her official activity. He or she does not have an interest that is in substantial conflict with the proper discharge of his or her duties in the public interest and of his or her responsibilities as prescribed by the laws of this state, or a personal interest, arising from any situation, within the scope of this rule, if any benefit or detriment accrues to him or her as a member of a business, profession, occupation, or group to no greater extent than any other member of the business, profession, occupation, or group.

(d) A person who is subject to this rule may not be deemed to be engaged in any activity that is in substantial conflict with the proper

discharge of his or her duties in the public interest and of his or her responsibilities as prescribed by the laws of this state, or to have a personal interest, arising from any situation, within the scope of this rule, solely by reason of any of the following:

(1) His or her relationship to any potential beneficiary of any situation is one that is defined as a remote interest by Section 1091 of the Government Code or is otherwise not deemed to be a prohibited interest under Section 1091.1 or 1091.5 of the Government Code.

(2) Receipt of a campaign contribution that is regulated, received, reported, and accounted for pursuant to Chapter 4 (commencing with Section 84100) of Title 9 of the Government Code, so long as the contribution is not made on the understanding or agreement, in violation of law, that the person's vote, opinion, judgment, or action will be influenced thereby.

(e) The enumeration in this rule of specific situations or conditions that are deemed not to result in substantial conflict with the proper discharge of the duties and responsibilities of a legislator or legislative employee, or in a personal interest, may not be construed as exclusive.

The Legislature, in adopting this rule, recognizes that Members of the Legislature and legislative employees may need to engage in employment, professional, or business activities other than legislative activities in order to maintain a continuity of professional or business activity, or may need to maintain investments, which activities or investments do not conflict with specific provisions of this rule. However, in construing and administering this rule, weight should be given to any coincidence of income, employment, investment, or other profit from sources that may be identified with the interests represented by those sources that are seeking action of any character on matters then pending before the Legislature.

(f) An employee of either house of the Legislature may not, during the time he or she is so employed, commit any act or engage in any activity prohibited by any part of this rule.

(g) A person may not induce or seek to induce any Member of the Legislature to violate any part of this rule.

(h) A violation of any part of this rule is punishable as provided in Section 8926 of the Government Code.

Ethics Committees

45. The Senate Committee on Legislative Ethics and the Assembly Legislative Ethics Committee, respectively, shall receive complaints concerning members of their respective houses, and may investigate and make findings and recommendations concerning violations by members of their respective houses of Article 2 (commencing with Section 8920) of Chapter 1 of Part 1 of Division 2 of Title 2 of the Government Code. Each house shall adopt rules governing the establishment and procedures of the committee of that house.

Designating Legislative Sessions

50. Regular sessions shall be identified with the odd-numbered year subsequent to each general election, followed by a hyphen, and then the last two digits of the following even-numbered year. For example: 2009–10 Regular Session.

Designating Extraordinary Sessions

50.3. All extraordinary sessions shall be designated in numerical order by the session in which convened.

Days and Dates

50.5. (a) As used in these rules, “day” means a calendar day, unless otherwise specified.

(b) When the date of a deadline, recess requirement, or circumstance falls on a Saturday, Sunday, or Monday that is a holiday, the date shall be deemed to refer to the preceding Friday. When the date falls on a holiday on a weekday other than a Monday, the date shall be deemed to refer to the preceding day.

Legislative Calendar

51. (a) The Legislature shall observe the following calendar during the first year of the regular session:

(1) Organizational Recess—The Legislature shall meet on the first Monday in December following the general election to organize. Thereafter, each house shall be in recess from the time it determines until the first Monday in January, except when the first Monday is January 1 or January 1 is a Sunday, in which case, the following Wednesday.

(2) Spring Recess—The Legislature shall be in recess from the 10th day prior to Easter until the Monday after Easter.

(3) Summer Recess—The Legislature shall be in recess from July 17 until August 17. This recess shall not commence until the Budget Bill is passed.

(4) Interim Study Recess—The Legislature shall be in recess from September 11 until the first Monday in January, except when the first Monday is January 1 or January 1 is a Sunday, in which case, the following Wednesday.

(b) The Legislature shall observe the following calendar for the remainder of the legislative session:

(1) Spring Recess—The Legislature shall be in recess from the 10th day prior to Easter until the Monday after Easter.

(2) Summer Recess—The Legislature shall be in recess from July 2 until August 2. This recess may not commence until the Budget Bill is passed.

(3) Final Recess—The Legislature shall be in recess on September 1 until adjournment sine die on November 30.

(c) Recesses shall be from the hour of adjournment on the day specified, reconvening at the time designated by the respective houses.

(d) The recesses specified by this rule shall be designated as joint recesses.

Recall From Recess

52. Notwithstanding the power of the Governor to call a special session, the Legislature may be recalled from joint recess and reconvene in regular session by any of the following means:

(a) It may be recalled by joint proclamation, which shall be entered in the Daily Journal, of the Senate Committee on Rules and the Speaker of the Assembly or, in his or her absence from the state, the Assembly Committee on Rules.

(b) Ten or more Members of the Legislature may present a request for recall from joint recess to the Chief Clerk of the Assembly and the

Secretary of the Senate. The request immediately shall be printed in the Daily Journal. Within 10 days thereafter, the Speaker of the Assembly or, if the Speaker is absent from the state, the Assembly Committee on Rules, and the Senate Committee on Rules shall act upon the request. If they concur in desiring to recall the Legislature from joint recess, they shall issue their joint proclamation to that effect entered in the Daily Journal no later than 20 days after publication of the request in the Daily Journal.

(c) If either or both of the parties specified in subdivision (b) does not concur, 10 or more Members of the Legislature may request the Chief Clerk of the Assembly or the Secretary of the Senate to petition the membership of the respective house. The petition shall be entered in the Daily Journal and shall contain a specified reconvening date commencing not later than 20 days after the date of the petition. If two-thirds of the members of the house or each of the two houses concur, the Legislature shall reconvene on the date specified. The necessary concurrences must be received at least 10 days prior to the date specified for reconvening.

Procedure on Suspending Rules by Single House

53. Whenever these rules authorize suspension of the Joint Rules as to a particular bill by action of a single house after approval by the Committee on Rules of that house, the following procedure shall be followed:

(a) A written request to suspend the joint rule shall be filed with the Chief Clerk of the Assembly or the Secretary of the Senate, as the case may be, and shall be transmitted to the Committee on Rules of the appropriate house.

(b) The Assembly Committee on Rules or the Senate Committee on Rules, as the case may be, shall determine whether there exists an urgent need for the suspension of the joint rule with regard to the bill.

(c) If the appropriate rules committee recommends that the suspension be permitted, the member may offer a resolution, without further reference thereof to committee, granting permission to suspend the joint rule. The adoption of the resolution granting permission shall require an affirmative recorded vote of the elected members of the house in which the request is made.

Introduction of Bills

54. (a) A bill may not be introduced in the first year of the regular session after February 27 and a bill may not be introduced in the second year of the regular session after February 19. These deadlines do not apply to constitutional amendments, committee bills introduced pursuant to Assembly Rule 47 or Senate Rule 23, bills introduced in the Assembly with the permission of the Speaker of the Assembly, or bills introduced in the Senate with the permission of the Senate Committee on Rules. Subject to these deadlines, a bill may be introduced at any time except when the houses are in joint summer, interim, or final recess. Each house may provide for introduction of bills during a recess other than a joint recess. Bills shall be numbered consecutively during the regular session.

(b) The Desks of the Senate and Assembly shall remain open during a joint recess, other than a joint spring, summer, interim, or final recess,

for the introduction of bills during business hours on Monday through Friday, inclusive, except holidays. Bills received at the Senate Desk during these periods shall be numbered and printed. After printing, the bills shall be delivered to the Secretary of the Senate and referred by the Senate Committee on Rules to a standing committee. Bills received at the Assembly Desk during these periods shall be numbered, printed, and referred to a committee by the Assembly Committee on Rules. After printing, the bills shall be delivered to the Chief Clerk of the Assembly. On the reconvening of each house, the bills shall be read the first time, and shall be delivered to the committee to which they were referred.

(c) A member may not author a bill during a session that would have substantially the same effect as a bill he or she previously introduced during that session. This restriction does not apply in cases where the previously introduced bill was vetoed by the Governor or its provisions were “chaptered out” by a later chaptered bill pursuant to Section 9605 of the Government Code. An objection based on this restriction may be raised only while the bill is being considered by the house in which it is introduced. The objection shall be referred to the Committee on Rules of the house for a determination. The bill shall remain on the Daily File or with a committee, as the case may be, until a determination is made. If, upon consideration of the objection, the Committee on Rules determines that the bill objected to would have substantially the same effect as another bill previously introduced during the session by the author, the bill objected to shall be stricken from the Daily File or returned to the desk by the committee, as the case may be, and may not be acted upon during the remainder of the session. If the Committee on Rules determines that the bill objected to would not have substantially the same effect as a bill previously introduced during the session by the author, the bill may thereafter be acted upon by the committee or the house, as the case may be. The Committee on Rules may obtain assistance as it may desire from the Legislative Counsel as to the similarity of a bill or amendments to a prior bill.

This joint rule may be suspended by approval of the Committee on Rules and three-fourths vote of the membership of the house.

(d) During a joint recess, the Chief Clerk of the Assembly or Secretary of the Senate shall order the preparation of preprint bills when so ordered by any of the following:

- (1) The Speaker of the Assembly.
- (2) The Committee on Rules of the respective house.
- (3) A committee, with respect to bills within the subject matter jurisdiction of the committee.

Preprint bills shall be designated and shall be printed in the order received and numbered in the order printed. To facilitate subsequent amendment, a preprint bill shall be so prepared that, when introduced as a bill, the page and the line numbers will not change. The Chief Clerk of the Assembly and Secretary of the Senate shall publish a list periodically of preprint bills showing the preprint bill number, the title, and the Legislative Counsel’s Digest. The Speaker of the Assembly and Senate Committee on Rules may refer any preprint bill to committee for study.

30-Day Waiting Period

55. A bill other than the Budget Bill may not be heard or acted upon by committee or either house until the bill has been in print for 30 days. The date a bill is returned from the printer shall be entered in the Daily History. This rule may be suspended concurrently with the suspension of the requirement of Section 8 of Article IV of the Constitution or, if that period has expired, this rule may be suspended by approval of the Committee on Rules and two-thirds vote of the house in which the bill is being considered.

Return of Bills

56. Bills introduced in the first year of the regular session and passed by the house of origin on or before the January 31st constitutional deadline are “carryover bills.” Immediately after January 31, bills introduced in the first year of the regular session that do not become “carryover bills” shall be returned to the Chief Clerk of the Assembly or Secretary of the Senate, respectively. Notwithstanding Rule 4, as used in this rule, “bills” does not include constitutional amendments.

Appropriation Bills

57. Appropriation bills that may not be sent to the Governor shall be held, after enrollment, by the Chief Clerk of the Assembly or Secretary of the Senate, respectively. The bills shall be sent to the Governor immediately after the Budget Bill has been enacted.

Urgency Clauses

58. An amendment to add a section to a bill to provide that the act shall take effect immediately as an urgency statute may not be adopted unless the author of the amendment has first secured the approval of the Committee on Rules of the house in which the amendments are offered.

Veto

58.5. The Legislature may consider a Governor’s veto for only 60 days, not counting days when the Legislature is in joint recess.

Publications

59. During periods of joint recess, weekly, if necessary, the following documents shall be published: Daily Files, Histories, and Daily Journals.

Committee Hearings

60. (a) A standing committee or subcommittee thereof may not take action on a bill at any hearing held outside of the State Capitol.

(b) A committee may hear the subject matter of a bill or convene for an informational hearing during a period of recess. Four days’ notice in the Daily File is required prior to the hearing.

(c) A bill may not be acted upon by a committee during a joint recess.

Deadlines

61. The deadlines set forth in this rule shall be observed by the Senate and Assembly. After each deadline, the Secretary of the Senate and the Chief Clerk of the Assembly may not accept committee reports from their respective committees except as otherwise provided in this rule:

- (a) Odd-numbered year:
 - (1) Feb. 27—Last day for bills to be introduced.
 - (2) May 1—Last day for policy committees to hear and report to fiscal committees fiscal bills introduced in their house.
 - (3) May 15—Last day for policy committees to hear and report to the floor nonfiscal bills introduced in their house.
 - (4) May 22—Last day for policy committees to meet prior to June 8.
 - (5) May 29—Last day for fiscal committees to hear and report to the floor bills introduced in their house.
 - (6) May 29—Last day for fiscal committees to meet prior to June 8.
 - (7) June 1–June 5—Floor session only. No committee may meet for any purpose.
 - (8) June 5—Last day for each house to pass bills introduced in that house.
 - (9) June 8—Committee meetings may resume.
 - (10) July 10—Last day for policy committees to meet and report bills.
 - (11) Aug. 28—Last day for fiscal committees to meet and report bills.
 - (12) Aug. 31–Sept. 11—Floor session only. No committee may meet for any purpose.
 - (13) Sept. 4—Last day to amend on the floor.
 - (14) Sept. 11—Last day for each house to pass bills.
- (b) Even-numbered year:
 - (1) Jan. 15—Last day for policy committees to hear and report to fiscal committees fiscal bills introduced in their house in the odd-numbered year.
 - (2) Jan. 22—Last day for any committee to hear and report to the floor bills introduced in that house in the odd-numbered year.
 - (3) Jan. 31—Last day for each house to pass bills introduced in that house in the odd-numbered year.
 - (4) Feb. 19—Last day for bills to be introduced.
 - (5) April 23—Last day for policy committees to hear and report to fiscal committees fiscal bills introduced in their house.
 - (6) May 7—Last day for policy committees to hear and report to the floor nonfiscal bills introduced in their house.
 - (7) May 14—Last day for policy committees to meet prior to June 7.
 - (8) May 28—Last day for fiscal committees to hear and report to the floor bills introduced in their house.
 - (9) May 28—Last day for fiscal committees to meet prior to June 7.
 - (10) June 1–June 4—Floor session only. No committee may meet for any purpose.
 - (11) June 4—Last day for each house to pass bills introduced in that house.
 - (12) June 7—Committee meetings may resume.

- (13) July 2—Last day for policy committees to meet and report bills.
- (14) Aug. 13—Last day for fiscal committees to meet and report bills.
- (15) Aug. 16—Aug. 31—Floor session only. No committee may meet for any purpose.

(16) Aug. 20—Last day to amend on floor.

(17) Aug. 31—Last day for each house to pass bills.

(c) If a bill is acted upon in committee before the relevant deadline, and the committee votes to report the bill out with amendments that have not at the time of the vote been prepared by the Legislative Counsel, the Secretary of the Senate and the Chief Clerk of the Assembly may subsequently receive a report recommending the bill for passage or for re-referral together with the amendments at any time within two legislative days after the deadline or, if the Legislature has recessed for the Summer Recess, within seven calendar days after the deadline.

(d) Notwithstanding subdivisions (a) and (b), a policy committee may report a bill to a fiscal committee on or before the relevant deadline for reporting nonfiscal bills to the floor if, after the policy committee deadline for reporting the bill to fiscal committee, the Legislative Counsel's Digest is changed to indicate reference to fiscal committee.

(e) Any bill in the house of origin that is not acted upon during the odd-numbered year as a result of the deadlines imposed in subdivision (a) may be acted upon when the Legislature reconvenes after the interim study joint recess, or at any time the Legislature is recalled from the interim study joint recess.

(f) The deadlines imposed by this rule do not apply to the rules committees of the respective houses.

(g) The deadlines imposed by this rule do not apply in instances where a bill is referred to committee under Rule 26.5.

(h) The deadlines imposed by this rule do not apply in instances where a bill is referred to a committee under Assembly Rule 77.2.

(i) (1) Notwithstanding subdivisions (a) and (b), a policy committee or fiscal committee may meet for the purpose of hearing and reporting a constitutional amendment, or a bill that would go into immediate effect pursuant to subdivision (c) of Section 8 of Article IV of the California Constitution, at any time other than those periods when no committee may meet for any purpose.

(2) Notwithstanding subdivisions (a) and (b), either house may meet for the purpose of considering and passing a constitutional amendment, or a bill that would go into immediate effect pursuant to subdivision (c) of Section 8 of Article IV of the California Constitution, at any time during the session.

(j) This rule may be suspended as to any particular bill by approval of the Committee on Rules and two-thirds vote of the membership of the house.

Committee Procedure

62. (a) Notice of a hearing on a bill by the committee of first reference in each house, or notice of an informational hearing, shall be

published in the Daily File at least four days prior to the hearing. Otherwise, notice shall be published in the Daily File two days prior to the hearing. That notice requirement may be waived by a majority vote of the house in which the bill is being considered. A bill may be set for hearing in a committee only three times. A bill is "set," for purposes of this subdivision, whenever notice of the hearing has been published in the Daily File for one or more days. If a bill is set for hearing, and the committee, on its own initiation and not the author's, postpones the hearing on the bill or adjourns the hearing while testimony is being taken, that hearing is not counted as one of the three times a bill may be set. After hearing the bill, the committee may vote on the bill. If the hearing notice in the Daily File specifically indicates that "testimony only" will be taken, that hearing is not counted as one of the three times a bill may be set. A committee may not vote on a bill so noticed until it has been heard in accordance with this rule. After a committee has voted on a bill, reconsideration may be granted only one time. Reconsideration may be granted within 15 legislative days or prior to the interim study joint recess, whichever first occurs. A vote on reconsideration may not be taken without the same notice required to set a bill unless that vote is taken at the same meeting at which the vote to be reconsidered was taken, and the author is present. When a bill fails to get the necessary votes to pass it out of committee, or upon failure to receive reconsideration, it shall be returned to the Chief Clerk of the Assembly or Secretary of the Senate of the house of the committee and may not be considered further during the session.

This subdivision may be suspended with respect to a particular bill by approval of the Committee on Rules and two-thirds vote of the members of the house.

(b) If the committee adopts amendments other than those offered by the author and orders the bill reprinted prior to its further consideration, the hearing shall not be the final time a bill may be set under subdivision (a) of this rule.

(c) When a standing committee takes action on a bill, the vote shall be by roll call vote only. All roll call votes taken by a standing committee shall be recorded by the committee secretary on forms provided by the Chief Clerk of the Assembly and the Secretary of the Senate. The chairman or chairwoman of each standing committee shall promptly transmit a copy of the record of the roll call votes to the Chief Clerk of the Assembly or the Secretary of the Senate, respectively, who shall cause the votes to be published as prescribed by each house.

This subdivision also applies to action of a committee on a subcommittee report. The rules of each house shall prescribe the procedure as to roll call votes on amendments.

Any committee may, with the unanimous consent of the members present, substitute a roll call from a prior bill, provided that the members whose votes are substituted are present at the time of the substitution.

A bill may not be passed out by a committee without a quorum being present.

This subdivision does not apply to:

- (1) Procedural motions that do not have the effect of disposing of a bill.
- (2) Withdrawal of a bill from a committee calendar at the request of an author.
- (3) Return of a bill to the house where the bill has not been voted on by the committee.
- (4) The assignment of a bill to committee.
- (d) The chairman or chairwoman of the committee hearing a bill may, at any time, order a call of the committee. Upon a request by any member of a committee or the author in person, the chairman or chairwoman shall order the call.

In the absence of a quorum, a majority of the members present may order a quorum call of the committee and compel the attendance of absentees. The chairman or chairwoman shall send the Sergeant at Arms for those members who are absent and not excused by their respective house.

When a call of a committee is ordered by the chairman or chairwoman with respect to a particular bill, he or she shall send the Sergeant at Arms, or any other person to be appointed for that purpose, for those members who have not voted on that particular bill and are not excused.

A quorum call or a call of the committee with respect to a particular bill may be dispensed with by the chairman or chairwoman without objection by any member of the committee, or by a majority of the members present.

If a motion is adopted to adjourn the committee while the committee is operating under a call, the call shall be dispensed with and any pending vote announced.

The committee secretary shall record the votes of members answering a call. The rules of each house may prescribe additional procedures for a call of a committee.

Redistricting Bills

62.5. This rule applies only to bills affecting the boundaries of legislative, congressional, or State Board of Equalization districts.

(a) Except as specifically provided in this rule, Rules 28, 28.1, 29, 29.5, 30, 30.5, 30.7, 61 (except for paragraph (12) of subdivision (a), and paragraph (15) of subdivision (b), of Rule 61), and 62 do not apply to bills affecting the boundaries of legislative, congressional, or State Board of Equalization districts.

(b) If the Senate (in the case of a Senate bill) or the Assembly (in the case of an Assembly bill) refuses to concur in amendments to a bill made by the other house, a committee on conference shall be appointed. The Speaker of the Assembly and the Senate Committee on Rules shall each appoint a committee on conference of three members, consisting of two members of the majority party and one member not of the majority party. The Secretary of the Senate and the Chief Clerk of the Assembly shall immediately notify the other house of the action taken.

(c) When a bill affecting the boundaries of legislative, congressional, or State Board of Equalization districts has been referred to a committee on conference, the chairman or chairwoman of the committee on conference shall immediately request the Senate Committee on Elections, Reapportionment, and Constitutional Amendments to hold a public hearing on the bill. The committee on conference shall also hold a public hearing on the bill. The hearings of the policy committees and the committee on conference may be noticed and held concurrently.

(d) If either or both of the policy committees hold a public hearing on a bill pursuant to the request of the chairman or chairwoman of the committee on conference, the policy committees may consider amendments to the bill, and may make recommendations on amendments to the committee on conference. A policy committee recommendation for an amendment may be adopted only by a roll call vote of the members of the policy committee.

(e) All proposed reports of a committee on conference, all proposed amendments to a proposed report of a committee on conference, and all proposed amendments presented to a policy committee shall be accompanied by appropriate maps. A committee vote may not be taken on any proposed report of a committee on conference, any proposed amendment to a proposed report of a committee on conference, or any proposed amendment presented to a policy committee unless the proposed report or proposed amendment, with accompanying maps, has been available to the public for at least 24 hours. Notwithstanding subdivision (h), district boundaries contained in any proposed report or any proposed amendment may not be required to be prepared or approved as to form by Legislative Counsel if the accompanying maps adequately reflect the district boundaries.

(f) All hearings of the policy committees and the committee on conference shall be open and readily accessible to the public, and shall be noticed in the Daily File for not less than two calendar days.

(g) The provisions of subdivision (e) prohibiting a committee vote on any proposed report of a committee on conference, any proposed amendment to a proposed report of a committee on conference, or any proposed amendment presented to a policy committee unless the amendment, accompanied by appropriate maps, has been available to the public for at least 24 hours do not apply in any of the following situations:

(1) The amendment proposed to a policy committee or the committee on conference does not change any district boundaries.

(2) The amendment proposed to a policy committee or the committee on conference is required to correct a technical error in the bill, and the proposed amendment would shift no more than 1 percent of the population of any district to any other district or districts.

(3) The amendment is a policy committee or committee on conference amendment that is proposed in response to amendments that have been proposed to the committee.

(h) Except as provided in subdivision (i), a vote may not be taken in either house on any bill or any report of the committee on conference on that bill unless the bill or the report has been in print in Legislative Counsel form and available to the public, accompanied by appropriate maps, for at least 24 hours.

(i) If either house refuses to adopt the report of the committee on conference, the bill may be returned to the committee on conference for further consideration. If the bill is returned to the committee on conference for an amendment described in paragraph (1) or (2) of subdivision (g), the notice requirements of subdivisions (e) and (h) do not apply.

(j) Notwithstanding any other rule, this rule may be suspended upon a majority vote of the membership of each house.

Uniform Rules

63. A standing committee of either house may not adopt or apply any rule or procedure governing the voting upon bills that is not equally applicable to the bills of both houses.

Votes on Bills

64. Every meeting of each house and standing committee or subcommittee thereof where a vote is to be taken on a bill, or amendments to a bill, shall be public.

Conflicting Rules

65. The provisions of Rule 50 and following of these rules prevail over any conflicting joint rule with a lesser number.

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CONSTITUTION OF THE STATE OF CALIFORNIA

ARTICLE IV

LEGISLATURE

**CONSTITUTION
OF THE
STATE OF CALIFORNIA
ARTICLE IV
LEGISLATIVE**

[*Heading as amended November 8, 1966.*]

[*Legislative Power*]

SECTION 1. The legislative power of this State is vested in the California Legislature which consists of the Senate and Assembly, but the people reserve to themselves the powers of initiative and referendum.

[*New section adopted November 8, 1966.*]

[*Legislators—Limitation on Incumbency—
Restriction of Retirement Benefits—
Limitation of Staff and Support Services—
Number of Terms*]

SEC. 1.5. The people find and declare that the Founding Fathers established a system of representative government based upon free, fair, and competitive elections. The increased concentration of political power in the hands of incumbent representatives has made our electoral system less free, less competitive, and less representative.

The ability of legislators to serve unlimited number of terms, to establish their own retirement system, and to pay for staff and support services at state expense contribute heavily to the extremely high number of incumbents who are reelected. These unfair incumbent advantages discourage qualified candidates from seeking public office and create a class of career politicians, instead of the citizen representatives envisioned by the Founding Fathers. These career politicians become representatives of the bureaucracy, rather than of the people whom they are elected to represent.

To restore a free and democratic system of fair elections, and to encourage qualified candidates to seek public office, the people find and declare that the powers of incumbency must be limited. Retirement benefits must be restricted, state-financed incumbent staff and support services limited, and limitations placed upon the number of terms which may be served.

[*New section adopted November 6, 1990. Initiative measure.*]

[*Senate and Assembly—Membership—
Elections—Number of Terms—
Qualifications—Vacancies*]

SEC. 2. (a) The Senate has a membership of 40 Senators elected for 4-year terms, 20 to begin every 2 years. No Senator may serve more than 2 terms.

The Assembly has a membership of 80 members elected for 2-year

terms. No Member of the Assembly may serve more than 3 terms.

Their terms shall commence on the first Monday in December next following their election.

(b) Election of Members of the Assembly shall be on the first Tuesday after the first Monday in November of even-numbered years unless otherwise prescribed by the Legislature. Senators shall be elected at the same time and places as Members of the Assembly.

(c) A person is ineligible to be a Member of the Legislature unless the person is an elector and has been a resident of the legislative district for one year, and a citizen of the United States and a resident of California for 3 years, immediately preceding the election.

(d) When a vacancy occurs in the Legislature the Governor immediately shall call an election to fill the vacancy.

[*As amended November 6, 1990. Initiative measure.*]

[*Legislative Sessions—Regular and Special Sessions*]

SEC. 3. (a) The Legislature shall convene in regular session at noon on the first Monday in December of each even-numbered year and each house shall immediately organize. Each session of the Legislature shall adjourn sine die by operation of the Constitution at midnight on November 30 of the following even-numbered year.

(b) On extraordinary occasions the Governor by proclamation may cause the Legislature to assemble in special session. When so assembled it has power to legislate only on subjects specified in the proclamation but may provide for expenses and other matters incidental to the session.

[*As amended June 8, 1976.*]

[*Legislators—Conflict of Interest—Prohibited Compensation—Earned Income*]

SEC. 4. (a) To eliminate any appearance of a conflict with the proper discharge of his or her duties and responsibilities, no Member of the Legislature may knowingly receive any salary, wages, commissions, or other similar earned income from a lobbyist or lobbying firm, as defined by the Political Reform Act of 1974, or from a person who, during the previous 12 months, has been under a contract with the Legislature. The Legislature shall enact laws that define earned income. However, earned income does not include any community property interest in the income of a spouse. Any Member who knowingly receives any salary, wages, commissions, or other similar earned income from a lobbyist employer, as defined by the Political Reform Act of 1974, may not, for a period of one year following its receipt, vote upon or make, participate in making, or in any way attempt to use his or her official position to influence an action or decision before the Legislature, other than an action or decision involving a bill described in subdivision (c) of Section 12 of this article, which he or she knows, or has reason to know, would have a direct and significant financial impact on the lobbyist employer and would not impact the public generally or a significant segment of the public in a similar manner. As used in this subdivision, “public generally” includes an industry, trade, or profession.

[*Legislators—Travel and Living Expenses*]

(b) Travel and living expenses for Members of the Legislature in connection with their official duties shall be prescribed by statute passed by rollcall vote entered in the journal, two-thirds of the membership of each house concurring. A Member may not receive travel and living expenses during the times that the Legislature is in recess for more than three calendar days, unless the Member is traveling to or from, or is in attendance at, any meeting of a committee of which he or she is a member, or a meeting, conference, or other legislative function or responsibility as authorized by the rules of the house of which he or she is a member, which is held at a location at least 20 miles from his or her place of residence.

[*Legislators—Retirement*]

(c) The Legislature may not provide retirement benefits based on any portion of a monthly salary in excess of five hundred dollars (\$500) paid to any Member of the Legislature unless the Member receives the greater amount while serving as a Member in the Legislature. The Legislature may, prior to their retirement, limit the retirement benefits payable to Members of the Legislature who serve during or after the term commencing in 1967.

When computing the retirement allowance of a Member who serves in the Legislature during the term commencing in 1967 or later, allowance may be made for increases in cost of living if so provided by statute, but only with respect to increases in the cost of living occurring after retirement of the Member. However, the Legislature may provide that no Member shall be deprived of a cost of living adjustment based on a monthly salary of five hundred dollars (\$500) which has accrued prior to the commencement of the 1967 Regular Session of the Legislature.

[*As amended June 5, 1990.*]

[*Legislators—Retirement*]

SEC. 4.5. Notwithstanding any other provision of this Constitution or existing law, a person elected to or serving in the Legislature on or after November 1, 1990, shall participate in the Federal Social Security (Retirement, Disability, Health Insurance) Program and the State shall pay only the employer's share of the contribution necessary to such participation. No other pension or retirement benefit shall accrue as a result of service in the Legislature, such service not being intended as a career occupation. This Section shall not be construed to abrogate or diminish any vested pension or retirement benefit which may have accrued under an existing law to a person holding or having held office in the Legislature, but upon adoption of this Act no further entitlement to nor vesting in any existing program shall accrue to any such person, other than Social Security to the extent herein provided.

[*New section adopted November 6, 1990. Initiative measure.*]

[*Legislators—Qualifications—Expulsion*]

SEC. 5. (a) Each house shall judge the qualifications and elections of its Members and, by roll call vote entered in the journal, two-thirds of the membership concurring, may expel a Member.

[*Legislators—Honoraria*]

(b) No Member of the Legislature may accept any honorarium. The Legislature shall enact laws that implement this subdivision.

[*Legislators—Gifts—Conflict of Interest*]

(c) The Legislature shall enact laws that ban or strictly limit the acceptance of a gift by a Member of the Legislature from any source if the acceptance of the gift might create a conflict of interest.

[*Legislators—Prohibited Compensation or Activity*]

(d) No Member of the Legislature may knowingly accept any compensation for appearing, agreeing to appear, or taking any other action on behalf of another person before any state government board or agency. If a Member knowingly accepts any compensation for appearing, agreeing to appear, or taking any other action on behalf of another person before any local government board or agency, the Member may not, for a period of one year following the acceptance of the compensation, vote upon or make, participate in making, or in any way attempt to use his or her official position to influence an action or decision before the Legislature, other than an action or decision involving a bill described in subdivision (c) of Section 12 of this article, which he or she knows, or has reason to know, would have a direct and significant financial impact on that person and would not impact the public generally or a significant segment of the public in a similar manner. As used in this subdivision, “public generally” includes an industry, trade, or profession. However, a Member may engage in activities involving a board or agency which are strictly on his or her own behalf, appear in the capacity of an attorney before any court or the Workers’ Compensation Appeals Board, or act as an advocate without compensation or make an inquiry for information on behalf of a person before a board or agency. This subdivision does not prohibit any action of a partnership or firm of which the Member is a member if the Member does not share directly or indirectly in the fee, less any expenses attributable to that fee, resulting from that action.

[*Legislators—Lobbying*]

(e) The Legislature shall enact laws that prohibit a Member of the Legislature whose term of office commences on or after December 3, 1990, from lobbying, for compensation, as governed by the Political Reform Act of 1974, before the Legislature for 12 months after leaving office.

[*Legislators—Conflict of Interest*]

(f) The Legislature shall enact new laws, and strengthen the enforcement of existing laws, prohibiting Members of the Legislature

from engaging in activities or having interests which conflict with the proper discharge of their duties and responsibilities. However, the people reserve to themselves the power to implement this requirement pursuant to Article II.

[*As amended June 5, 1990. Subdivision (b) operative December 3, 1990.*]

[*Senatorial and Assembly Districts*]

SEC. 6. For the purpose of choosing members of the Legislature, the State shall be divided into 40 Senatorial and 80 Assembly districts to be called Senatorial and Assembly Districts. Each Senatorial district shall choose one Senator and each Assembly district shall choose one Member of the Assembly.

[*New section adopted June 3, 1980.*]

[*House Rules—Officers—Quorum*]

SEC. 7. (a) Each house shall choose its officers and adopt rules for its proceedings. A majority of the membership constitutes a quorum, but a smaller number may recess from day to day and compel the attendance of absent members.

[*Journals*]

(b) Each house shall keep and publish a journal of its proceedings. The rollcall vote of the members on a question shall be taken and entered in the journal at the request of 3 members present.

[*Public Proceedings—Closed Sessions*]

(c) (1) The proceedings of each house and the committees thereof shall be open and public. However, closed sessions may be held solely for any of the following purposes:

(A) To consider the appointment, employment, evaluation of performance, or dismissal of a public officer or employee, to consider or hear complaints or charges brought against a Member of the Legislature or other public officer or employee, or to establish the classification or compensation of an employee of the Legislature.

(B) To consider matters affecting the safety and security of Members of the Legislature or its employees or the safety and security of any buildings and grounds used by the Legislature.

(C) To confer with, or receive advice from, its legal counsel regarding pending or reasonably anticipated, or whether to initiate, litigation when discussion in open session would not protect the interests of the house or committee regarding the litigation.

(2) A caucus of the Members of the Senate, the Members of the Assembly, or the Members of both houses, which is composed of the members of the same political party, may meet in closed session.

(3) The Legislature shall implement this subdivision by concurrent resolution adopted by rollcall vote entered in the journal, two-thirds of the membership of each house concurring, or by statute, and shall prescribe that, when a closed session is held pursuant to paragraph (1), reasonable notice of the closed session and the purpose of the closed

session shall be provided to the public. If there is a conflict between a concurrent resolution and statute, the last adopted or enacted shall prevail.

[*Recess*]

(d) Neither house without the consent of the other may recess for more than 10 days or to any other place.

[*As amended June 5, 1990. Subdivision (c) operative December 3, 1990.*]

[*Legislature—Total Aggregate Expenditures*]

SEC. 7.5. In the fiscal year immediately following the adoption of this Act, the total aggregate expenditures of the Legislature for the compensation of members and employees of, and the operating expenses and equipment for, the Legislature may not exceed an amount equal to nine hundred fifty thousand dollars (\$950,000) per member for that fiscal year or 80 percent of the amount of money expended for those purposes in the preceding fiscal year, whichever is less. For each fiscal year thereafter, the total aggregate expenditures may not exceed an amount equal to that expended for those purposes in the preceding fiscal year, adjusted and compounded by an amount equal to the percentage increase in the appropriations limit for the State established pursuant to Article XIII B.

[*New section adopted November 6, 1990. Initiative measure.*]

[*Bills and Statutes—30-day Waiting Period*]

SEC. 8. (a) At regular sessions no bill other than the budget bill may be heard or acted on by committee or either house until the 31st day after the bill is introduced unless the house dispenses with this requirement by rollcall vote entered in the journal, three-fourths of the membership concurring.

[*Bills and Statutes—3 Readings*]

(b) The Legislature may make no law except by statute and may enact no statute except by bill. No bill may be passed unless it is read by title on 3 days in each house except that the house may dispense with this requirement by rollcall vote entered in the journal, two thirds of the membership concurring. No bill may be passed until the bill with amendments has been printed and distributed to the members. No bill may be passed unless, by rollcall vote entered in the journal, a majority of the membership of each house concurs.

[*Bills and Statutes—Effective Date*]

(c) (1) Except as provided in paragraphs (2) and (3) of this subdivision, a statute enacted at a regular session shall go into effect on January 1 next following a 90-day period from the date of enactment of the statute and a statute enacted at a special session shall go into effect on the 91st day after adjournment of the special session at which the bill was passed.

(2) A statute, other than a statute establishing or changing boundaries of any legislative, congressional, or other election district, enacted by a

bill passed by the Legislature on or before the date the Legislature adjourns for a joint recess to reconvene in the second calendar year of the biennium of the legislative session, and in the possession of the Governor after that date, shall go into effect on January 1 next following the enactment date of the statute unless, before January 1, a copy of a referendum petition affecting the statute is submitted to the Attorney General pursuant to subdivision (d) of Section 10 of Article II, in which event the statute shall go into effect on the 91st day after the enactment date unless the petition has been presented to the Secretary of State pursuant to subdivision (b) of Section 9 of Article II.

(3) Statutes calling elections, statutes providing for tax levies or appropriations for the usual current expenses of the State, and urgency statutes shall go into effect immediately upon their enactment.

[*Bills and Statutes—Urgency Statutes*]

(d) Urgency statutes are those necessary for immediate preservation of the public peace, health, or safety. A statement of facts constituting the necessity shall be set forth in one section of the bill. In each house the section and the bill shall be passed separately, each by rollcall vote entered in the journal, two thirds of the membership concurring. An urgency statute may not create or abolish any office or change the salary, term, or duties of any office, or grant any franchise or special privilege, or create any vested right or interest.

[*As amended June 5, 1990.*]

[*Ballot Measures—Application*]

SEC. 8.5. An act amending an initiative statute, an act providing for the issuance of bonds, or a constitutional amendment proposed by the Legislature and submitted to the voters for approval may not do either of the following:

(a) Include or exclude any political subdivision of the State from the application or effect of its provisions based upon approval or disapproval of the measure, or based upon the casting of a specified percentage of votes in favor of the measure, by the electors of that political subdivision.

(b) Contain alternative or cumulative provisions wherein one or more of those provisions would become law depending upon the casting of a specified percentage of votes for or against the measure.

[*New section adopted June 2, 1998.*]

[*Statutes—Title—Section*]

SEC. 9. A statute shall embrace but one subject, which shall be expressed in its title. If a statute embraces a subject not expressed in its title, only the part not expressed is void. A statute may not be amended by reference to its title. A section of a statute may not be amended unless the section is re-enacted as amended.

[*New section adopted November 8, 1966.*]

[*Governor's Veto—Bill Introduction in Biennial Session—Fiscal Emergencies*]

SEC. 10. (a) Each bill passed by the Legislature shall be presented to the Governor. It becomes a statute if it is signed by the Governor. The

Governor may veto it by returning it with any objections to the house of origin, which shall enter the objections in the journal and proceed to reconsider it. If each house then passes the bill by roll call vote entered in the journal, two-thirds of the membership concurring, it becomes a statute.

(b) (1) Any bill, other than a bill which would establish or change boundaries of any legislative, congressional, or other election district, passed by the Legislature on or before the date the Legislature adjourns for a joint recess to reconvene in the second calendar year of the biennium of the legislative session, and in the possession of the Governor after that date, that is not returned within 30 days after that date becomes a statute.

(2) Any bill passed by the Legislature before September 1 of the second calendar year of the biennium of the legislative session and in the possession of the Governor on or after September 1 that is not returned on or before September 30 of that year becomes a statute.

(3) Any other bill presented to the Governor that is not returned within 12 days becomes a statute.

(4) If the Legislature by adjournment of a special session prevents the return of a bill with the veto message, the bill becomes a statute unless the Governor vetoes the bill within 12 days after it is presented by depositing it and the veto message in the office of the Secretary of State.

(5) If the 12th day of the period within which the Governor is required to perform an act pursuant to paragraph (3) or (4) of this subdivision is a Saturday, Sunday, or holiday, the period is extended to the next day that is not a Saturday, Sunday, or holiday.

(c) Any bill introduced during the first year of the biennium of the legislative session that has not been passed by the house of origin by January 31 of the second calendar year of the biennium may no longer be acted on by the house. No bill may be passed by either house on or after September 1 of an even-numbered year except statutes calling elections, statutes providing for tax levies or appropriations for the usual current expenses of the State, and urgency statutes, and bills passed after being vetoed by the Governor.

(d) The Legislature may not present any bill to the Governor after November 15 of the second calendar year of the biennium of the legislative session.

(e) The Governor may reduce or eliminate one or more items of appropriation while approving other portions of a bill. The Governor shall append to the bill a statement of the items reduced or eliminated with the reasons for the action. The Governor shall transmit to the house originating the bill a copy of the statement and reasons. Items reduced or eliminated shall be separately reconsidered and may be passed over the Governor's veto in the same manner as bills.

(f) (1) If, following the enactment of the budget bill for the 2004–05 fiscal year or any subsequent fiscal year, the Governor determines that, for that fiscal year, General Fund revenues will decline substantially below the estimate of General Fund revenues upon which the budget bill for that fiscal year, as enacted, was based, or General Fund expenditures will increase substantially above that estimate of General Fund revenues, or both, the Governor may issue a proclamation declaring a fiscal emergency and shall thereupon cause the Legislature to assemble

in special session for this purpose. The proclamation shall identify the nature of the fiscal emergency and shall be submitted by the Governor to the Legislature, accompanied by proposed legislation to address the fiscal emergency.

(2) If the Legislature fails to pass and send to the Governor a bill or bills to address the fiscal emergency by the 45th day following the issuance of the proclamation, the Legislature may not act on any other bill, nor may the Legislature adjourn for a joint recess, until that bill or those bills have been passed and sent to the Governor.

(3) A bill addressing the fiscal emergency declared pursuant to this section shall contain a statement to that effect.

[*As amended March 2, 2004.*]

[*Committees*]

SEC. 11. The Legislature or either house may by resolution provide for the selection of committees necessary for the conduct of its business, including committees to ascertain facts and make recommendations to the Legislature on a subject within the scope of legislative control.

[*As amended November 7, 1972.*]

[*Governor's Budget—Budget Bill—Other Appropriations*]

SEC. 12. (a) Within the first 10 days of each calendar year, the Governor shall submit to the Legislature, with an explanatory message, a budget for the ensuing fiscal year containing itemized statements for recommended state expenditures and estimated state revenues. If recommended expenditures exceed estimated revenues, the Governor shall recommend the sources from which the additional revenues should be provided.

(b) The Governor and the Governor-elect may require a state agency, officer or employee to furnish whatever information is deemed necessary to prepare the budget.

(c) (1) The budget shall be accompanied by a budget bill itemizing recommended expenditures.

(2) The budget bill shall be introduced immediately in each house by the persons chairing the committees that consider the budget.

(3) The Legislature shall pass the budget bill by midnight on June 15 of each year.

(4) Until the budget bill has been enacted, the Legislature shall not send to the Governor for consideration any bill appropriating funds for expenditure during the fiscal year for which the budget bill is to be enacted, except emergency bills recommended by the Governor or appropriations for the salaries and expenses of the Legislature.

(d) No bill except the budget bill may contain more than one item of appropriation, and that for one certain, expressed purpose. Appropriations from the General Fund of the State, except appropriations for the public schools, are void unless passed in each house by rollcall vote entered in the journal, two-thirds of the membership concurring.

(e) The Legislature may control the submission, approval, and enforcement of budgets and the filing of claims for all state agencies.

(f) For the 2004–05 fiscal year, or any subsequent fiscal year, the

Legislature may not send to the Governor for consideration, nor may the Governor sign into law, a budget bill that would appropriate from the General Fund, for that fiscal year, a total amount that, when combined with all appropriations from the General Fund for that fiscal year made as of the date of the budget bill's passage, and the amount of any General Fund moneys transferred to the Budget Stabilization Account for that fiscal year pursuant to Section 20 of Article XVI, exceeds General Fund revenues for that fiscal year estimated as of the date of the budget bill's passage. That estimate of General Fund revenues shall be set forth in the budget bill passed by the Legislature.

[*As amended March 2, 2004.*]

[*Legislators—Ineligible for Certain Offices*]

SEC. 13. A member of the Legislature may not, during the term for which the member is elected, hold any office or employment under the State other than an elective office.

[*As amended November 5, 1974.*]

[*Members—Not Subject to Civil Process*]

SEC. 14. A member of the Legislature is not subject to civil process during a session of the Legislature or for 5 days before and after a session.

[*New section adopted November 8, 1966.*]

[*Influencing Action or Vote of a Member—Felony*]

SEC. 15. A person who seeks to influence the vote or action of a member of the Legislature in the member's legislative capacity by bribery, promise of reward, intimidation, or other dishonest means, or a member of the Legislature so influenced, is guilty of a felony.

[*As amended November 5, 1974.*]

[*Uniform Operation of General Laws—Special Statute—Invalid*]

SEC. 16. (a) All laws of a general nature have uniform operation.

(b) A local or special statute is invalid in any case if a general statute can be made applicable.

[*As amended November 5, 1974.*]

[*Grant of Extra Compensation or Allowance Prohibited*]

SEC. 17. The Legislature has no power to grant, or to authorize a city, county, or other public body to grant, extra compensation or extra allowance to a public officer, public employee, or contractor after service has been rendered or a contract has been entered into and performed in whole or in part, or to authorize the payment of a claim against the State or a city, county, or other public body under an agreement made without authority of law.

[*New section adopted November 8, 1966.*]

[*Impeachment*]

SEC. 18. (a) The Assembly has the sole power of impeachment. Impeachments shall be tried by the Senate. A person may not be

convicted unless, by rollcall vote entered in the journal, two-thirds of the membership of the Senate concurs.

(b) State officers elected on a statewide basis, members of the State Board of Equalization, and judges of state courts are subject to impeachment for misconduct in office. Judgment may extend only to removal from office and disqualification to hold any office under the State, but the person convicted or acquitted remains subject to criminal punishment according to law.

[*New section adopted November 8, 1966.*]

[*Lotteries—Horse Races Regulated—
Bingo Games and Raffles for Charitable Purposes—
Gaming on Tribal Lands*]

SEC. 19. (a) The Legislature has no power to authorize lotteries and shall prohibit the sale of lottery tickets in the State.

(b) The Legislature may provide for the regulation of horse races and horse race meetings and wagering on the results.

(c) Notwithstanding subdivision (a), the Legislature by statute may authorize cities and counties to provide for bingo games, but only for charitable purposes.

(d) Notwithstanding subdivision (a), there is authorized the establishment of a California State Lottery.

(e) The Legislature has no power to authorize, and shall prohibit casinos of the type currently operating in Nevada and New Jersey.

(f)¹ Notwithstanding subdivisions (a) and (e), and any other provision of state law, the Governor is authorized to negotiate and conclude compacts, subject to ratification by the Legislature, for the operation of slot machines and for the conduct of lottery games and banking and percentage card games by federally recognized Indian tribes on Indian lands in California in accordance with federal law. Accordingly, slot machines, lottery games, and banking and percentage card games are hereby permitted to be conducted and operated on tribal lands subject to those compacts.

(f)² Notwithstanding subdivision (a), the Legislature may authorize private, nonprofit, eligible organizations, as defined by the Legislature, to conduct raffles as a funding mechanism to provide support for their own or another private, nonprofit, eligible organization's beneficial and charitable works, provided that (1) at least 90 percent of the gross receipts from the raffle go directly to beneficial or charitable purposes in California, and (2) any person who receives compensation in connection with the operation of a raffle is an employee of the private nonprofit organization that is conducting the raffle. The Legislature, two-thirds of the membership of each house concurring, may amend the percentage of gross receipts required by this subdivision to be dedicated to beneficial or charitable purposes by means of a statute that is signed by the Governor.

[*As amended March 7, 2000.*]

¹ Ballot Proposition 1A (SCA 11) March 7, 2000.

² Ballot Proposition 17 (SCA 4) March 7, 2000.

[*Fish and Game—Districts and Commission*]

SEC. 20. (a) The Legislature may provide for division of the State into fish and game districts and may protect fish and game in districts or parts of districts.

(b) There is a Fish and Game Commission of 5 members appointed by the Governor and approved by the Senate, a majority of the membership concurring, for 6-year terms and until their successors are appointed and qualified. Appointment to fill a vacancy is for the unexpired portion of the term. The Legislature may delegate to the commission such powers relating to the protection and propagation of fish and game as the Legislature sees fit. A member of the commission may be removed by concurrent resolution adopted by each house, a majority of the membership concurring.

[*New section adopted November 8, 1966.*]

[*War- or Enemy-Caused Disaster*]

SEC. 21. To meet the needs resulting from war-caused or enemy-caused disaster in California, the Legislature may provide for:

(a) Filling the offices of members of the Legislature should at least one-fifth of the membership of either house be killed, missing, or disabled, until they are able to perform their duties or successors are elected.

(b) Filling the office of Governor should the Governor be killed, missing, or disabled, until the Governor or the successor designated in this Constitution is able to perform the duties of the office of Governor or a successor is elected.

(c) Convening the Legislature.

(d) Holding elections to fill offices that are elective under this Constitution and that are either vacant or occupied by persons not elected thereto.

(e) Selecting a temporary seat of state or county government.

[*As amended November 5, 1974.*]

[*Accountability—Session Goals and Objectives*]

SEC. 22. It is the right of the people to hold their legislators accountable. To assist the people in exercising this right, at the convening of each regular session of the Legislature, the President pro Tempore of the Senate, the Speaker of the Assembly, and the minority leader of each house shall report to their house the goals and objectives of that house during that session and, at the close of each regular session, the progress made toward meeting those goals and objectives.

[*New section adopted June 5, 1990.*]

[*State Capitol Maintenance—Appropriations*]

SEC. 28. (a) Notwithstanding any other provision of this Constitution, no bill shall take effect as an urgency statute if it authorizes or contains an appropriation for either (1) the alteration or modification of the color, detail, design, structure or fixtures of the historically restored areas of the first, second, and third floors and the exterior of the west wing of the State Capitol from that existing upon the

completion of the project of restoration or rehabilitation of the building conducted pursuant to Section 9124 of the Government Code as such section read upon the effective date of this section, or (2) the purchase of furniture of different design to replace that restored, replicated, or designed to conform to the historic period of the historically restored areas specified above, including the legislators' chairs and desks in the Senate and Assembly Chambers.

(b) No expenditures shall be made in payment for any of the purposes described in subdivision (a) of this section unless funds are appropriated expressly for such purposes.

(c) This section shall not apply to appropriations or expenditures for ordinary repair and maintenance of the State Capitol building, fixtures and furniture.

[*New section adopted June 3, 1980.*]

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California State Assembly



Proceedings
in
Joint Convention

STATE OF THE JUDICIARY

Address by

The Honorable Ronald M. George
Chief Justice of California

Assembly Chamber
March 10, 2009

STATE OF THE JUDICIARY
ADDRESS TO A JOINT SESSION
OF THE CALIFORNIA LEGISLATURE

MARCH 10, 2009

CHIEF JUSTICE RONALD M. GEORGE

Good afternoon. I would like to thank your leadership, Senate President pro Tem Darrell Steinberg and Assembly Speaker Karen Bass, for their invitation to address you today.

Many of you will be meeting with some of the 80 or so members of the Bench Bar Coalition tomorrow. These meetings, and this address, provide a unique opportunity for the judicial branch to inform you about what our courts are doing with the resources you provide to us, and about the actions we are taking to reduce the costs of our operations—as well as to share with you the fundamental objectives we are pursuing to ensure that our courts meet their obligation to provide fair, accessible, and impartial justice for all Californians.

In addition to members of the Bench Bar Coalition, I am joined here today by my colleagues, the Associate Justices of the Supreme Court, members of the Judicial Council—the constitutional body I chair that is charged with responsibility for the statewide administration of justice, the Administrative Director of the Courts, Bill Vickrey, the director of our Office of Governmental Affairs, Curt Child, and other top staff from the Administrative Office of the Courts, which serves as the staff arm of the Judicial Council.

We in the judicial branch are keenly aware of the difficulties confronting you caused by the economic downturn affecting every region and every resident of our state. And I also know that you have been cajoled and harangued—and begged, pleaded, bargained, and argued with—as you have stretched too few dollars to try to meet the needs of all Californians. We appreciate that you have had to make difficult decisions and arrive at compromises for the good of the people of our state in establishing the framework of an eighteen-month budget in the context of an economy that shows no signs of a rapid turn-around at the state or national level.

The courts recognize that we share the obligation of doing our part to address the serious economic downturn. In the judicial branch, we have taken the initiative to reduce expenditures and to do more with less. At the Supreme Court, the Court of Appeal, and the Administrative Office of the Courts, more than a third of our staff have voluntarily taken unpaid furlough days. We also have kept vacant positions open where we can, as have trial courts, which in many counties are reducing hours of service.

Much of the work of the Judicial Council is performed with the assistance of advisory committees and task forces that bring together experts and affected parties to provide recommendations to the Council in areas such as civil and small claims actions, criminal law, foster care,

access and fairness, family law, and self-represented litigants. The entire branch is cutting back on the number of in-person meetings, substituting telephone and video-conferencing when we can. We have curtailed travel and have delayed replacement of equipment and furniture.

Based on past experience, we anticipate that during these difficult times, caseloads in several categories are likely to grow. As we know, criminal activity often rises in times of economic downturn. But many more areas are affected as well—for example, unlawful detainer actions involving both residential and commercial property, sometimes resulting from foreclosures; and petitions to modify child support—because one or both parents have lost a job or their home. Increased domestic violence and a greater need for foster care also can result from the heightened stresses now affecting many families. And courts will face the challenge of dealing effectively with the growing number of offenders who are homeless or have no access to services for mental illness or addiction.

Nor are commercial transactions exempt. Contract disputes increase as more parties cannot meet their obligations. And small claims actions, including collection activities, will proliferate. All of these matters, often fraught with heated emotions, require that the services provided by the courts be available if important issues are to be resolved in an orderly and expeditious fashion.

In enacting the recent budget, you have recognized several of the most urgent needs of the court system and have placed the judicial branch in a position where we can contribute to your efforts to curtail the cost of state government while taking action to stimulate and strengthen California's economy.

The promise of the 2002 Trial Court Facilities Act is being realized, with 466 of California's current 528 court facilities having been transferred from the counties to the state as of December 31, 2008. We appreciate the action you took to extend the transfer deadline to enable the court system and the counties to successfully negotiate these complex transactions.

We now can focus on answering the most critical needs for courthouse construction and renovation: security, seismic issues, and access. Many court facilities pose serious dangers to users—litigants, jurors, witnesses, court staff, lawyers, judges, and persons coming to the courthouse to pay traffic tickets or obtain copies of documents. The enactment of Senate Bill 1407 last year established a revenue bond program that will fund the 41 most urgently needed courthouse construction projects across the state.

Your swift adoption during the special session of Senate Bill 2X 12, authored by Senate President pro Tem Steinberg, and providing continuous appropriation authority for the revenue accruing under last year's enactment, will allow the prompt initiation of site acquisition and design work for these vital courthouse projects. It has been reported that this courthouse construction program will provide more than 100,000 jobs—acting as a stimulus to California's economy, with no burden on the state's beleaguered general fund. We have every intention of proceeding rapidly with these projects, reporting back to you on our progress, and demonstrating that your continued support for these efforts is well-deserved. By the way, we will be developing these buildings applying high levels of sustainability and environmentally green design.

We also thank you for your action in allowing the continuation of long-standing, county-level judicial benefits. We shall continue to work with you to fashion an appropriate benefit system applicable statewide to all judges, and to press for modest changes to the second tier of the existing judicial retirement system, all in order to attract and retain the best and the brightest and most diverse pool of applicants to the bench.

Serious challenges to the operation of our justice system remain. We await the determination of whether the trigger in the recently-enacted budget—based upon the receipt of federal stimulus funds—will be activated, restoring \$100 million in the budget for the support of trial courts and another \$71 million for new judicial positions. Failure to fill the \$100 million hole in our budget would decrease the availability of services that are vital to the public and its access to the courts. It potentially could result in lay-offs and furloughs of court employees at some courts, in shortened hours of service, and inevitably in further delays in adjudicating cases. Meanwhile, as funding of our courts decreases, their workload increases—not only because of the economic downturn, but also due to legislative mandates and larger caseloads resulting from population growth.

Despite these pressures, we must continue to lay the foundation for the future by continuing the state's substantial investment in efforts such as the ongoing development of our case management system, which will increase the effectiveness and efficiency of the courts. Presently, courts and law enforcement agencies often do not have access to current information on the status of defendants—or of arrest warrants. In some courts, a judge handling a child custody dispute may not have access to information showing that the mother has obtained a protective order or that she is a defendant in a drug case. Too often, judges cannot effectively communicate within the boundaries of their county or even their courthouse, much less with other courts or with law enforcement agencies or the Department of Motor Vehicles.

An integrated case management system is critical to our ability to provide all three branches of state government and local agencies and the public with the type of information and access that will enable the judicial system to remain accountable and effective. Efforts in this important area are well underway, and we look forward to your continued support.

I want to turn now to the lack of an appropriation to fund the next installment of authorized new judgeships, a situation that is exacerbating an already critical need. In 2005, the Judicial Council sought authorization for 150 of the most critically needed judicial positions among the 350 that the National Center for State Courts recommended be created for California. Our approach was to seek 50 new judgeships in each of three successive years. The first group of 50 was authorized and funded as requested for the last month of the 2006–2007 fiscal year. The second set of 50 judgeships was approved in 2007, but funding has twice been delayed, most recently until July 2009. Subsequently, in the most recent budget legislation, you made the funding for these 50 judgeships contingent upon reaching the trigger mark in federal stimulus funds. Contingent funds also are provided for the last 50 positions in June 2010.

In the event the trigger is not pulled and these funds are not automatically restored to the budget, I urge you nonetheless to seriously consider authorizing this funding so that the courts can meet the very

urgent need of Californians for access to the justice system. Senator Ellen Corbett has introduced Senate Bill 377 to authorize the last group of new judicial positions, and I also urge your support for this measure.

The gap between population and caseload growth and the number of judges continues to widen. Increases in judicial positions to match those workload increases have lagged for decades. You have heard from me in the past about the critical situation in Riverside, in which civil trials have languished for years while criminal cases, entitled under the law to priority, were delayed—in some instances for years—occasionally resulting in dismissal of the charges.

During the past fiscal year, I appointed a task force of active and retired judges with special expertise to help reduce Riverside's criminal case backlog, and a smaller group to assist with some of the long-postponed civil cases. We acted on our own initiative and without requesting any additional funds from the Legislature, reallocating internal resources because of the urgency of the need—but we have had to discontinue the criminal task force because of the drain on our resources. These successful efforts have been supplemented by the voluntary contribution of several local retired judges, who have pitched in to preside over civil trials—but even with these added judicial resources, delays persist.

Similar logjams are developing not only elsewhere in the Inland Empire, but also in the Central Valley and here in Sacramento. The phrase “justice delayed is justice denied” may be a cliché—but it is one that contains a great deal of truth. We threaten one of the foundations of the administration of justice if we cannot ensure that civil litigants will receive their day in court in a timely manner—and that defendants in criminal matters may either be found guilty and sentenced, or released—as the case merits—within the speedy trial deadlines prescribed by the Legislature.

The staggering caseloads and the emotional volatility of many of the matters brought to our overcrowded courthouses also accentuate the often insufficient security that exists in our judicial facilities, despite the best efforts of the officers and attendants who oversee them. Security standards have been agreed upon by the courts and the Sheriffs, but funding to implement them has never been provided.

The Los Angeles Superior Court's 2009 Annual Report, the subject of a story last month in the Los Angeles Times, notes that in monitoring the more than 21 million entries into that court's 48 facilities last year, weapons screeners during the first eight months of the year recovered almost 200,000 dangerous and prohibited items, including more than 53,000 knives, 21,000 razors, 8,200 handcuffs, and 114 stun guns. The 2008 report alluded to prior death threats (including one against a judge's child); the unsolved murder of a judge and his wife at their home—believed to be related to his judicial duties; a gun held to a prosecutor's head; and a hit list found in a solitary confinement cell that included the name of a judge.

The Times article also referred to a shooting that took place several years ago when a physician, embroiled in a divorce, carried a handgun into the main courthouse and killed his wife in the hallway outside a family-law courtroom. As I have mentioned on other occasions, I happened to arrive at the courthouse for a meeting while personnel were still engaged in mopping the blood off the floor. This incident made an indelible impression on me.

Just six days ago in Stockton, a murder suspect stepped off the witness stand and punched and stabbed San Joaquin Superior Court Judge Cinda Fox with a six-inch metal spike before being shot to death in the courtroom by a police officer.

The vast majority of individuals who carry prohibited items into courthouses have no intention of using them for violent purposes once inside the court facility. But we can speculate what other violent encounters might have occurred if adequate security had not been in place in those documented Los Angeles incidents in which security discovered a sword hidden in a cane, a gun in a diaper bag, and concealed sets of brass knuckles.

Providing at least a minimum level of security measures is essential if we are to ensure the public's safety in our court facilities. Courthouses should be sanctuaries for the peaceful resolution of disputes—not crime scenes or potential battlefields. A proposal advanced by the Governor would add a modest \$7 increase in the court security fee to address the ongoing shortfall in funding in order to allow courts simply to maintain—not increase—existing security levels. That proposal has not yet been adopted. It would, along with a measure to contain court security costs in the future, sufficiently address this gap in funding, and we shall be working with you to accomplish this goal.

I know none of us wants to pick up the newspaper or turn on the evening news and learn about another attack or fatal incident that would have been prevented by the provision of adequate funding for courthouse security.

Our courts also must have sufficient funding to meet our federal and state constitutional obligations to provide court-appointed counsel to criminal defendants on appeal, as well as counsel in dependency courts to protect the rights of children and parents. We also still lack the number of interpreters sufficient to effectively meet the needs of parties and witnesses in criminal and critical civil cases.

Another matter of concern to the entire state, and one of the highest legislative priorities for the Judicial Council, is implementation of the recommendations of the California Blue Ribbon Commission on Children in Foster Care. Chaired by my colleague, Supreme Court Justice Carlos Moreno, the Commission included stakeholders representing all three branches of government, as well as the private and non-profit sectors. We are pleased that Speaker Bass, President pro Tem Steinberg, and former Assembly Member Bill Maze served as members of this important body.

We are currently sponsoring three bills this year in the area of foster care. Assembly Bill 12, authored by Assembly Member Jim Beall and Speaker Bass, would enact various major foster care reforms identified by the Blue Ribbon Commission and supported by recently enacted federal legislation. Just yesterday, a legislative report was released recommending that foster care be extended to age 21. The new report sets forth the clear economic and social benefits of this approach, supporting the enactment of AB 12.

Assembly Bill 131, by Assembly Member Noreen Evans, seeks to lower the caseload carried by attorneys who represent children and parents in these proceedings. And Assembly Bill 938, by the Judiciary Committee, chaired by Assembly Member Mike Feuer, promotes the identification of relatives of children who are in foster care, in order to provide support for these children and their families.

Our foster care system clearly needs improvement. We must provide the courts with the tools necessary to ensure that the best interests of abused and neglected children are served by our child welfare system. The state assumes parental responsibility for these children when they enter the foster care system, and the courts are charged with overseeing their care. Children are our future. Reform is a matter not only of legal obligation, but of moral obligation as well.

Over the years, you have heard me speak about the difficulties caused by the circumstance that more and more litigants in civil cases, particularly in family law matters, cannot afford the cost of an attorney and are representing themselves. In May of last year, I appointed a Family Law Task Force, chaired by Court of Appeal Justice Laurie Zelton, to undertake a comprehensive review of family law proceedings. The task force will make recommendations to the Judicial Council for improving access to justice in these matters, ensuring due process, and providing more effective, efficient, and consistent rules in family law matters. We shall be working with you to bring about necessary changes in legislation to improve our service to these self-represented litigants.

There is another very important activity in our judicial branch that I would like to mention. In 2007, I appointed the Commission for Impartial Courts, chaired by my colleague, Supreme Court Justice Ming Chin. The commission's charge is to study and make recommendations to ensure that California's courts remain impartial and accountable.

California has, to a large extent, been spared some of the most egregious campaign conduct that has been proliferating in the judicial elections held in other states. You may be aware that just last week, a case was argued before the United States Supreme Court that involved the issue whether a West Virginia Supreme Court justice should have recused himself from participating in a case in which an individual who was tied closely and financially to one of the parties had contributed \$3 million to defeat the justice's opponent. This justice cast the deciding vote overturning a multi-million dollar jury verdict that had been rendered against the contributing party.

Unlike the legislative and executive branches, which are designed and intended to be responsive to the will of the majority, the role of the judicial branch—in providing impartial justice based upon the constitution, legislative enactments, and case precedent—is not to act upon the preferences of constituents, political platforms, or personal inclination. Retired Justice Sandra Day O'Connor has become sufficiently concerned about recent developments in this area that she has assumed the role of leading spokesperson in the nation for efforts to reduce the influence of special interests in the selection of our judicial officers, and I serve on the Steering Committee of the Project on the State of the Judiciary that bears her name.

The Judicial Council's Commission for Impartial Courts is comprised of judges and lawyers, as well as members of the public—including former legislators, the business community, media, and leading scholars. We anticipate that the Judicial Council soon will circulate the draft recommendations of the commission for public comment and thereafter act on the commission's final recommendations in August. I hope you will read the report and support our efforts to proceed with reforms designed both to secure the continued impartial administration of justice for all Californians and to ensure appropriate accountability on the part of the judicial branch.

The judiciary is continuously engaged in efforts to improve access to justice and to respond to the needs of the public we serve. The challenges faced by the judicial branch are daunting—ever-growing caseloads over which we have no control, an insufficient number of judges and staff, and crowded and unsafe courthouse facilities. And yet, during my 37 years on the bench, I have never encountered more dedication, devotion, and enthusiasm from our judicial officers and staff than I see today. As committed public servants, like you, they are actively committed to confronting the difficult challenges that face our state today.

In conclusion, I want to express again our gratitude not only for the support that you have provided to the judicial branch, but also for all your efforts on behalf of all the residents of our state. I look forward to continuing to work with you to ensure that all Californians have access to the fair and impartial administration of justice to which they are entitled.

Thank you again for inviting me to address you. I hope you will join us for the reception that will immediately follow in the rotunda of the Capitol.

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California State Assembly



Proceedings
in
Joint Convention

STATE OF THE JUDICIARY

Address by

The Honorable Ronald M. George
Chief Justice of California

Assembly Chamber
February 23, 2010

STATE OF THE JUDICIARY
ADDRESS TO A JOINT SESSION
OF THE CALIFORNIA LEGISLATURE

FEBRUARY 23, 2010

CHIEF JUSTICE RONALD M. GEORGE

Good afternoon. I would like to thank your leadership, Senate President pro Tem Darrell Steinberg and Assembly Speaker Karen Bass, for their invitation to address you today.

I am pleased to be joined here today by Justices Werdegar, Chin, and Corrigan; unfortunately, my other colleagues are out of state or had in-state commitments they could not reschedule. Also present are members of the Judicial Council—the constitutional body I chair that is charged with responsibility for the statewide administration of justice, comprised of judges, court administrators, and lawyers from across the state, as well as two legislative members. Our very capable Administrative Director of the Courts, Bill Vickrey, is present with his Chief Deputy, Ron Overholt, the director of our Office of Governmental Affairs, Curt Child, and others from the Administrative Office of the Courts, which serves as the staff arm of the Judicial Council.

Several lawyers and judges from the Bench Bar Coalition also are here. Some have visited your offices in the past several weeks, and others will be meeting with you during the months ahead. These meetings are meant to provide you with information about what the judicial branch is doing with the resources you provide to us, and about the actions we are taking to fulfill the mission of our courts to provide fair, accessible, and impartial justice for all Californians.

My visit with you this afternoon marks my 15th annual State of the Judiciary Address to the Legislature, and my service of almost 38 years as a judge on all levels of the California court system—service that has spanned times good and bad for California's economy.

Like all areas of public and private life, our court system has been severely affected by the recent economic downturn and the fiscal crisis facing state government. We managed to get through this difficult year with a combination of spending reductions, redirections of one-time funding, and the use of reserves—which will not continue to be available. But at this critical juncture I can report that although the state of the judicial branch is significantly challenged, the branch remains robust and resilient. Because of the structural changes we have undergone, our courts are better able to deliver on the promise of equal justice under law than at any other time in my service as Chief Justice of California, and perhaps than at any other time in our state's history.

In difficult economic times when resources are insufficient to meet the needs of the public, it has become commonplace to question the

achievements of all aspects of state government. To those skeptics who see no progress, I would offer as contrary evidence a comparison of the court system we had 15 years ago and the system we have today. With the support and assistance of our sister branches of government, we have achieved unprecedented improvements in the structure of the judicial branch that benefit millions of Californians.

The first of these structural reforms was breakthrough legislation enacted in 1997 that provided statewide funding for the trial courts. The transition to statewide funding was a giant leap forward in creating a state judicial branch of government in reality as well as in name, in function as opposed to mere theory.

The following year—in 1998—California voters approved a constitutional amendment that you placed on the ballot at our urging, permitting the unification of the state's 220 superior and municipal courts into 58 trial courts, one in each county. Unification has allowed greater flexibility in the use of judicial, staff and courthouse resources, has eliminated duplicative services, and has led to the creation of new court programs serving the public.

Finally, the Trial Court Facilities Act of 2002 initiated the transfer of ownership and management responsibility for the state's 532 court facilities from the counties to the state, under judicial branch management.

These historic reforms—trial court funding, court unification, and the transfer of court facilities—have enabled us to provide better service to the public, have strengthened the fundamental role of the judiciary as a co-equal branch of government, and have resulted in a greater degree of accountability to you—the legislative branch of government—and to the public.

But although the state of the judiciary is fundamentally strong, our courts are increasingly hard-pressed to meet their obligation to provide accessible justice. In these difficult times, with so many needs and demands facing you and the Governor, I do not, of course, come to you with a list of new initiatives requiring your support. I do ask, however, that you appreciate and protect the progress we together have made in building a strong and accessible system of justice—an accomplishment that is among the state's greatest achievements in recent years. I urge you to enable us to continue on our path of progress, even if at a somewhat slower pace because of the economic realities that confront us.

Our branch is keenly aware of the financial outlook for the state both now and for the next few years. The judicial branch is bearing our share—and possibly more than our share—of the widespread sacrifices being undertaken by all branches of government to address the current fiscal crisis.

With your authorization, the Judicial Council, at an emergency public meeting last July, instituted a one-day-per-month closure of all courts across the state—the Superior Courts, the Courts of Appeal, and the Supreme Court—the third Wednesday of each month. The decision to close the courts for a total of 10 days during the fiscal year was made with great reluctance by Council members. After examining other

solutions and seeking input from court leaders around the state, we determined that court closures were the only feasible option available to us. The closures allowed us to adequately address year-end budget reductions while at the same time providing important statewide consistency for the public, protecting our employees from major layoffs, and avoiding other piecemeal cutbacks in service on a court-by-court basis—cutbacks that would have more drastically affected the public's access to justice and created disparities in the administration of justice from county to county.

The unintended yet inevitable symbolism of “Closed” signs on our courthouses—institutions that embody our nation's most revered democratic ideals—is a graphic indication of the severity of California's economic crisis. These statewide closures must not continue into the next fiscal year.

For many Californians the courts represent their primary—and sometimes their most important—interaction with state government. Yet the entire judicial branch budget accounts for only about two percent of the state budget. The current budget now proposed for the courts includes triggers related to federal funding and new revenue from traffic violations—contingencies that are uncertain. We look to you not for increases, but for sufficient and secure funding in the coming fiscal year, including an extension of temporary revenue enhancements that are due to sunset next year.

At that emergency meeting of the Judicial Council last July, I pledged to reduce my own salary in an amount equivalent to the reduction in staff pay resulting from the furloughs, and asked judges statewide to similarly acknowledge the sacrifice we have asked of the more than 20,000 men and women who work in California's judicial branch—despite the constitutional protection judges receive from diminution of their salaries during their term in office. I am pleased to report that the vast majority of judges and justices in California—between 80 and 90 percent—have pledged to participate in a voluntary salary waiver program amounting to a 4.6% percent pay reduction, or have otherwise made equivalent donations to their courts to help preserve access to justice in their communities. Other judges are making donations to court-related programs. At some courts, including the one on which I serve, 100% of the judges are participating in voluntary salary reductions.

Court closures are far from the only measures taken by the judicial branch. At the statewide level, early last year the Administrative Office of the Courts instituted a hiring freeze on all except critical positions and reduced operating expenses in many areas. It also imposed on its staff a mandatory furlough on court closure days, with related reduction in salary, suspended annual salary step increases, and eliminated more than six dozen positions, leaving dozens more unfilled. Last month, the California Supreme Court closed its Clerk's Office in Los Angeles to achieve greater cost savings and efficiencies.

At the same time that courts have had their resources cut, they have experienced a rapid rise in case filings in several areas. Legislative action on new judicial positions—desperately needed, especially in fast-growing areas of the Central Valley and the Inland Empire—has

been deferred because of the state's fiscal crisis. At a more opportune time, we shall press for authorization and funding for these new judgeships.

While keeping our focus on maintaining the courts' day-to-day operations, we cannot retreat from our mutual commitment to investing in the judicial branch's infrastructure. I refer specifically to the California Court Case Management System (CCMS) and the court facility construction and management program—each of which is as vital a part of California's infrastructure as our bridges and highways and fundamental to administering justice. These endeavors cannot be shelved when we encounter bad times—the welfare and safety of Californians depend upon proper investment in the long-term future of our state, and our plans will enhance California's economy to benefit us all.

Californians are living in an increasingly seamless digital age, yet their courts are mired in a much earlier technological time. California's courts currently operate more than 70 different case management systems with about 130 variations. These systems do not connect with one another and often fail to provide vital, accurate, and up-to-date information to judges and court staff across court and county jurisdictions, much less to our justice-system partners. Many trial court case management systems operate on platforms designed in the 1970's and 1980's. Antiquated information systems require costly maintenance and too often crash. One of your members, in a conversation with me last week, likened the situation to constantly having to pay for repairs to an old car that belongs in the junkyard.

Because of our outdated and incompatible information systems, judges in the courtroom and law enforcement officers in the field too often lack current information about the past criminal history of violent offenders, outstanding warrants, and domestic violence restraining orders, and may be equally unaware that other warrants executed against individuals were previously recalled. Judges, prosecutors, and defense counsel cannot obtain timely information about current or past proceedings that would affect charging and sentencing decisions.

The good news is that development and testing of our comprehensive new case management system, undertaken at the urging of two governors and this Legislature and in coordination with our justice system partners, is nearly complete. When fully deployed, the new system will deliver the services, efficiencies, and access to information that the public has a right to expect. Already, completed portions of the system are in full use at several courts. I have received unsolicited correspondence from presiding judges extolling its benefits.

Attracted by the sophistication of the new system and its enhanced law enforcement capabilities, Department of Homeland Security officials have expressed interest in assisting our efforts and recently sent a team from Washington, D.C. to California to inspect our program. The AOC also is exploring interest the private sector may have in investing in the California system.

This current year, we have slowed the implementation of CCMS by diverting some of the funding dedicated to this system to assist in operational short falls. But further delay will compromise our ability to

effectively use what has been developed thus far, and will only increase the costs in the future.

I am pleased that at a hearing last week of the Joint Legislative Audit Committee, there was recognition of the need for a comprehensive statewide case management system for the courts. Under a budget trailer bill enacted last year, the State's Chief Information Officer is required to review and make recommendations concerning this system and report her recommendations to the Joint Legislative Budget Committee. Because of this newly enacted provision, we felt it was premature to require the State Auditor also to conduct what may be a duplicative review, but we will of course cooperate fully and provide any and all information that may be requested by the Legislature.

And now, I would like to turn to the other major component of our current infrastructure efforts. The Trial Court Facilities Act of 2002 put in place a multi-year process for transferring the ownership of California's court facilities from the counties to the state under judicial branch management. This task has been long and complex, but I am pleased to be able to report to you that we have completed the transfer process.

On December 29, 2009, the Glenn County Board of Supervisors voted unanimously to transfer responsibility for the courthouse in Willows to the Judicial Council, thereby completing the transfer of the last of the state's 532 courthouses and other court facilities from the counties to the state. The transfer marks the successful conclusion of one of the largest real estate transactions in our state's history. This monumental effort would not have been possible without the sustained support of the Legislature and our partnership with representatives of state and local government.

Judicial branch oversight of court facilities provides significant benefits for the public: increased safety and security, greater operational efficiencies, savings through statewide purchasing power, and enhanced delivery of programs and services.

The critical task before us now is to achieve the objective you identified in enacting Senate Bill 1407—which was to begin the urgent task of repairing and replacing the most dilapidated and dangerous facilities without using a single dollar of the state's general fund.

SB 1407 authorizes the expenditure of up to \$5 billion to construct or renovate 41 courthouses in 34 counties—the most critically needed projects required to remedy severe seismic, asbestos, mold, and security deficiencies. These projects will be financed through lease revenue bonds supported by increased court fees, penalties, and assessments—increases agreed to by many of those affected, because of the intended use of the money for court construction purposes.

This homegrown stimulus package affects more than just the judicial branch. It could not have come at a better time for the California construction industry and the men and women employed in the building trades. Estimates are that as many as 105,000 jobs will be created by the projects authorized by this measure.

Some have suggested that the fees designated for the court construction program should be redirected to day-to-day court operations for the duration of the economic downturn. For many

reasons, I—and at least 54 of the state's 58 superior court presiding judges—believe this shortsighted approach would have severe negative consequences for public safety and the well-being of the men and women who work in our courts. It also would be financially costly to the state in the long run; each year of delay is estimated to cost the state \$300 million in lost purchasing power.

We are not alone in this view. As an editorial in the Los Angeles Times observed earlier this month: "There almost certainly will never be a time when courts are so knee-deep in money that judges, court administrators and Sacramento lawmakers will lose all temptation to grab the construction funds."

Noting arguments to divert to other uses the funds allocated for this purpose, the editorial continued: "Today's court operations funding problem could well be severe, but so is the need to replace or repair dozens of ramshackle, outmoded, unsafe and just plain inconveniently located courtrooms in many of California's 58 counties, including Los Angeles. The funds—authorized by legislation known as SB 1407—should finally be allowed to do their work."

The progress the judicial branch has made in meeting the public's needs would not have been possible without the governance structure we have in this state—a constitutional body, the Judicial Council of California, supported by a highly competent professional staff agency, the Administrative Office of the Courts.

As required by the California Constitution, I as Chief Justice select the members of the Judicial Council. The Council's Executive Committee recommends candidates—judges and court executives who are nominated by others, self-nominated, or recruited by the Executive Committee, and who come from diverse backgrounds and viewpoints, with demonstrated commitment to the administration of justice. Hundreds of judges serve on the Judicial Council's advisory committees and task forces, providing input on all the actions it takes. The Administrative Office of the Courts (or AOC) is the staff responsible for carrying out the policies adopted by the Judicial Council.

Some have questioned the growth in the AOC's budget, but that growth primarily reflects responsibilities transferred at your direction from county government and local courts, in addition to the AOC's assumption of other duties mandated by the Legislature. The AOC's budget, excluding the newly imposed responsibility for courthouse facilities construction and management in California's 58 counties, amounts to a small fraction of the allocations to the courts—just over 3-1/2% of the total judicial branch budget. Compared to its counterparts in the federal system and in many other states, and proportionately to population, California's AOC does far more with far fewer staff.

The judicial branch's operations are more open to public scrutiny than ever before, as provided by Rules of Court adopted by the Judicial Council last December, clarifying the public's right to access administrative records maintained by the AOC and the superior courts. It has been AOC policy for several years to adhere to the spirit of the California Public Records Act, but there was no express approach

regarding public access to records of our branch. The new rules approved by the Council provide that structure and establish access provisions applicable to judicial administrative records maintained by state trial and appellate courts, the Judicial Council, and the AOC.

According to the First Amendment Coalition, whose praise of government actions is infrequent, the new rules (which took effect January 1, 2010) “[make] California the first state to adopt a legally enforceable ‘freedom of information’ mandate for its judiciary.”

There are several other areas in which California’s judicial branch has made remarkable progress during the past year. Time permits me only to name a few of them, without describing them at any length. These include the Judicial Council’s task force on family law proceedings, focused on unrepresented litigants; our commission on children in foster care; our commission for impartial courts; and the “Civil Gideon” pilot project legislation authored by Assembly Member Mike Feuer, providing counsel for low-income individuals in critical-needs civil cases. Reports are available on the judicial branch website or through our Office of Governmental Affairs.

As I close, I want to observe that a primary source of the judicial branch’s strength lies in the fact that the vast majority of the state’s approximately 1,700 judges plus hundreds of subordinate judicial officers—whatever their personal or local differences—are firmly committed, along with court staff, to engaging in healthy debate and working together in a constructive manner to resolve the funding and access-to-justice issues challenging the courts today. These judges recognize that the judiciary comprises a single judicial branch, serving the diverse population of our entire state while leaving to individual courts the determination of how best to meet local needs. These judges also recognize that they do not reign over individual judicial fiefdoms intent on hoarding for each court the resources that you provide to us to meet the needs of the public.

As you seek and receive input from California’s judiciary—the largest in the United States and, in the view of many across the nation, the finest—I urge you not to lose sight of the fact that it is the constitutional body, the Judicial Council of California, and its historic partner, the California Judges Association, the dues-supported voluntary organization representing more than 2,000 active and retired judges and justices, that speak for California’s co-equal judicial branch of government even though these two entities may not always be in total agreement.

The judiciary is not represented by the few strident and uninformed voices that occasionally emerge as e-mail strings on the fringe of the judiciary. Their efforts reflect nothing less than a thinly disguised agenda to dismantle the statewide administration of justice that all three branches of government have developed over the past several years. The vast majority of judges do not wish to engage in finger-pointing among individual courts and factions, and instead are prepared to remain fully accountable to you—the Legislature—and to the executive branch for the resources you allocate to the Judicial Council for the statewide administration of justice for the benefit of all Californians.

One simple truth prevails. Courts are not a luxury to be funded in good times and ignored in bad times. Justice cannot be available only when it is convenient to pay for it. We shall attempt to address and absorb the reductions in our budget during these difficult times. But all of us—in each of the three branches of government—must remain committed to continuing the progress we have made toward meeting the goal of a fair and accessible system of justice.

I thank you for your support and for your leadership, and look to you to protect the investment you have made in building a judicial branch that is committed to preserving and enhancing access to justice for all Californians.

I hope you will join me and other representatives of the judicial branch at the reception that will begin shortly on the second-floor level of the Capitol rotunda.

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Volume 6

Journal of the Assembly

Legislature of the State of California
2009–10 First Extraordinary Session
December 8, 2008 to December 18, 2008



HON. KAREN BASS
Speaker

HON. LORI SALDAÑA
Speaker pro Tempore

HON. ALBERTO TORRICO
Majority Floor Leader

HON. MICHAEL VILLINES
Minority Floor Leader

E. DOTSON WILSON
Chief Clerk of the Assembly

SUE PARKER
Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Monday, December 8, 2008

FIRST SESSION DAY

FIRST CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, December 8, 2008

The Assembly met at 2:51 p.m.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly,
presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Elizabeth Potter reading.

ROLL CALL

The roll was called, and the following answered to their names—79:

| | | | |
|-----------------|-------------|-------------|------------------|
| Adams | De La Torre | Hayashi | Pérez, V. Manuel |
| Ammiano | De León | Hernandez | Portantino |
| Anderson | DeVore | Hill | Price |
| Arambula | Duvall | Huber | Ruskin |
| Beall | Emmerson | Huffman | Salas |
| Berryhill, Bill | Eng | Jeffries | Saldaña |
| Berryhill, Tom | Evans | Jones | Silva |
| Blakeslee | Feuer | Knight | Skinner |
| Block | Fletcher | Krekorian | Smyth |
| Blumenfield | Fong | Lieu | Solorio |
| Brownley | Fuentes | Logue | Strickland |
| Buchanan | Fuller | Lowenthal | Swanson |
| Caballero | Furutani | Ma | Torlakson |
| Calderon | Gaines | Mendoza | Torres |
| Carter | Galgiani | Miller | Torrico |
| Chesbro | Garrick | Monning | Tran |
| Conway | Gilmore | Nava | Villines |
| Cook | Hagman | Nestande | Yamada |
| Coto | Hall | Niello | Mme. Speaker |
| Davis | Harkey | Pérez, John | |

Quorum present.

PRAYER

Upon invitation of Speaker pro Tempore Saldaña, the following prayer was offered by Assembly Chaplain Father Constantine C. Pappademos:

Lord, Our thoughts of the past can be filled with regrets and guilt and our thoughts of the future can be filled with anxiety and worry. But we find You, Lord, in the present. We encounter You in the “now”. Help us to keep our focus on You now, to stand up for what is true and good, and to do the right thing, this day and every day.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Saldaña, Assembly Member John Pérez then led the Assembly in the pledge of allegiance to the Flag.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Member was granted leave of absence for the day:

Because of illness: Assembly Member Nielsen.

PROCLAMATIONS OF THE GOVERNOR

Speaker Bass directed the Clerk to read the following proclamations of the Governor convening the Legislature in extraordinary session:

**A PROCLAMATION
BY THE GOVERNOR OF THE STATE OF CALIFORNIA**

WHEREAS, due to developments in the worldwide and national financial markets, and continuing weak performance in the California economy, it is estimated that there will be a General Fund revenue shortfall of at least \$11.2 billion for the 2008–09 fiscal year. Additionally, the weakening economy will increase the expenditures for health and social services beyond what is provided for in the Budget Act; and

WHEREAS on November 6, 2008, due to concerns regarding dramatically declining revenues, I issued a Special Session Proclamation and convened the Legislature of the State of California to meet in extraordinary session to address the fiscal crisis that California faces; and

WHEREAS the Legislature failed during that Special Session to enact any bills to address the State’s significant economic problems; and

WHEREAS immediate and comprehensive action is needed to address the revenue shortfall facing the State of California; and

WHEREAS within months the State will not be able to meet all of its expenses, outside of debt service, without immediate and comprehensive action; and

WHEREAS failure to substantially reduce the deficit carried forward from the current fiscal year into the next fiscal year will likely prevent the State from being able to finance the cashflow shortages of billions of dollars that will occur in July and August, thus making it likely that this fiscal year’s deficit will cause the State to miss payroll and school payments at the beginning of 2009; and

WHEREAS, according to the Legislative Analyst, next fiscal year's budget will be even more out of balance than the current year budget and balancing the 2009/2010 budget will be immeasurably more difficult if actions to reduce spending trends and increase revenue trends are not put into place immediately,

NOW, THEREFORE, I, ARNOLD SCHWARZENEGGER, Governor of the State of California, in accordance with Section 10(f) of Article IV of the Constitution of the State of California, HEREBY DETERMINE that General Fund revenues for Fiscal Year 2008–09 will decline substantially below the estimate of General Fund revenues upon which the 2008 Budget Act was based.

I, ARNOLD SCHWARZENEGGER, Governor of the State of California, HEREBY DECLARE that a fiscal emergency exists.

I, ARNOLD SCHWARZENEGGER, Governor of the State of California, HEREBY IDENTIFY THE NATURE OF THIS FISCAL EMERGENCY to be the projected budget imbalance and insufficient cash reserves for Fiscal Year 2008–09 and the projected insufficient cash reserves and potential budgetary and cash deficit in Fiscal Year 2009–10 which are anticipated to result from the dramatically lower than estimated General Fund revenues in Fiscal Year 2008–09.

FURTHER, on this day, as required by Section 10(f) of Article IV of the Constitution of the State of California, I will cause the Legislature to assemble in special session to address this fiscal emergency, and I will submit to the Legislature proposed legislation to address this fiscal emergency.

IN WITNESS WHEREOF I have hereunto set my hand
and caused the Great Seal of the State of California
to be affixed this 1st day of December, 2008.

ARNOLD SCHWARZENEGGER
Governor of California



ATTEST:

DEBRA BOWEN
Secretary of State

A PROCLAMATION
BY THE GOVERNOR OF THE STATE OF CALIFORNIA

WHEREAS on this date, pursuant to Section 10(f) of Article IV of the Constitution of the State of California, I have proclaimed a fiscal emergency; and

WHEREAS on this date, I am submitting to the Legislature proposed legislation to address that fiscal emergency; and

WHEREAS this extraordinary occasion having arisen and now existing, it requires that the Legislature of the State of California be convened in extraordinary session.

NOW, THEREFORE, I, ARNOLD SCHWARZENEGGER, Governor of the State of California, by virtue of the power and authority vested in me in accordance with Section 10(f) of Article IV of the Constitution of the State of California, do hereby convene the Legislature of the State of California to meet in extraordinary session at Sacramento, California on the 1st day of December 2008, at a time to be determined, to consider and act upon legislation to address the fiscal emergency proclaimed by me this day.

IN WITNESS WHEREOF I have hereunto set my hand
and caused the Great Seal of the State of California
to be affixed this 1st day of December, 2008.

ARNOLD SCHWARZENEGGER
Governor of California



ATTEST:

DEBRA BOWEN
Secretary of State

Receipt

I acknowledge receipt this 1st day of December 2008 at 5:24 p.m., of a proclamation by the Governor, regarding a fiscal emergency, accompanied by proposed legislation to address the fiscal emergency, delivered to me personally by Jacque Roberts.

SUE PARKER
Assistant Chief Clerk of the Assembly

ELECTION OF SPEAKER

Assembly Member Torrico was granted unanimous consent that the election of Speaker Karen Bass on December 1, 2008, to the Office of Speaker of the Assembly for the 2009–10 Regular Session, and the Oath of Office administered (see Assembly Journal for December 1, 2008 for the Regular Session, pages 6 and 7), be substituted in the 2009–10 First Extraordinary Session.

OATH OF OFFICE

The following oath of office was administered to Speaker-elect Karen Bass, on Monday, December 1, 2008, for the 2009–10 Regular Session, by the Honorable Kathryn M. Werdegarr, Associate Justice of the Supreme Court of California, and without objection was substituted in the 2009–10 First Extraordinary Session:

OATH

for the Office of Speaker of the California State Assembly

I do solemnly swear that I will support and defend the Constitution of the United States and the Constitution of the State of California against all enemies, foreign and domestic; that I will bear true faith and allegiance to the Constitution of the United States and the Constitution of the State of California; that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties upon which I am about to enter.

ADOPTION OF STANDING RULES

Assembly Member Torrico was granted unanimous consent that the Permanent Standing Rules of the Assembly for the 2009–10 Regular Session and the organization of Standing Committees be adopted in the First Extraordinary Session.

(NOTE: For the text of the Assembly Standing Rules, see Assembly Journal for December 1, 2008 for the Regular Session, page 10; for roll call vote, see page 54.)

MOTION RELATIVE TO ORGANIZATION OF THE ASSEMBLY

Assembly Member Torrico moved that the provisions of House Resolution No. 3 in the 2009–10 Regular Session relative to the payment of Members and distribution of Weekly Histories be substituted in the 2009–10 First Extraordinary Session.

(NOTE: For the text and roll call vote of House Resolution No. 3, see Assembly Journal for December 1, 2008 for the Regular Session, page 56.)

Assembly Member De León seconded the motion.

Without objection, the motion carried.

ELECTION OF OFFICERS OF THE ASSEMBLY

Assembly Member Torrico moved that the Non-Member Officers in the 2009–10 Regular Session be deemed the Non-Member Officers in the First Extraordinary Session (Chief Clerk, Chief Sergeant-at-Arms, Chaplain, and Alternate Chaplain) and that their respective oaths in the Regular Session be substituted in the First Extraordinary Session.

(NOTE: For the roll call election and oaths of office for the non-member officers for the 2009–10 Regular Session, see Assembly Journal for December 1, 2008 for the Regular Session, page 55.)

Assembly Member Davis seconded the motion.

Without objection, the motion carried.

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 1—Charles Calderon. An act relating to taxation, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 2—Evans. An act relating to the Budget Act of 2008.

ASSEMBLY BILL NO. 3—Evans. An act relating to the Budget Act of 2008.

ASSEMBLY BILL NO. 4—Evans. An act relating to the Budget Act of 2008.

ASSEMBLY BILL NO. 5—Evans. An act relating to the Budget Act of 2008.

ASSEMBLY BILL NO. 6—Evans. An act relating to the Budget Act of 2008.

ASSEMBLY BILL NO. 7—Evans. An act relating to the Budget Act of 2008.

ASSEMBLY BILL NO. 8—Evans. An act relating to the Budget Act of 2008.

ASSEMBLY BILL NO. 9—Evans. An act relating to the Budget Act of 2008.

ASSEMBLY BILL NO. 10—Evans. An act relating to the Budget Act of 2008.

ASSEMBLY BILL NO. 11—Evans. An act relating to the Budget Act of 2008.

ASSEMBLY BILL NO. 12—Evans. An act relating to the Budget Act of 2008.

ASSEMBLY BILL NO. 13—Evans. An act relating to the Budget Act of 2008.

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

December 8, 2008

E. Dotson Wilson

*Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: This is to advise you that I have appointed the following Democratic Leadership for the 2009–10 First Extraordinary Session:

Speaker pro Tempore
Majority Floor Leader
Assistant Majority Floor Leader
Majority Whip
Assistant Majority Whip
Democratic Caucus Chair
Rules Committee Chair

Hon. Lori Saldaña
Hon. Alberto Torrico
Hon. Paul Krekorian
Hon. Fiona Ma
Hon. Isadore Hall
Hon. John A. Pérez
Hon. Ted Lieu

Sincerely,

KAREN BASS
Speaker of the Assembly

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

December 8, 2008

*E. Dotson Wilson, Chief Clerk
California State Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Mr. Wilson: This letter is to inform you that I have been elected Assembly Republican Leader for the 2009/2010 First Extraordinary Session. In addition, I have appointed Assemblyman Cameron Smyth to serve as the 2nd Ranking Republican Leader and my Caucus Chair.

If you have any questions regarding this letter, please contact Ivan Altamura at 319-2029.

It is an honor working with you in the California State Assembly.

Sincerely,

MICHAEL N. VILLINES
Assembly Republican Leader

RECESS

By unanimous consent, at 2:54 p.m., Speaker pro Tempore Saldaña declared the Assembly recessed to convene the Second Extraordinary Session.

RECONVENED

At 5:12 p.m., the Assembly reconvened.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly, presiding.

RESOLUTIONS

The following resolution was offered:

Resolution to Dispense With Constitutional Provision

By Assembly Member Evans.

Resolved, That Assembly Bills Nos. 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, and 13 present cases of urgency, as that term is used in Article IV, Section 8(b), of the Constitution, and the provision of that section requiring that the bills be read on three separate days in each house is hereby dispensed with, and it is ordered that the bills be placed upon their passage, and considered engrossed.

Resolution read, and adopted by the following vote:

AYES—75

| | | | |
|---------------|-------------|-----------|--------------|
| Adams | Davis | Hall | Niello |
| Ammiano | De La Torre | Harkey | Pérez, J. |
| Anderson | De León | Hernandez | Pérez, V.M. |
| Arambula | DeVore | Hill | Portantino |
| Beall | Duvall | Huber | Price |
| Berryhill, B. | Emmerson | Huffman | Ruskin |
| Berryhill, T. | Eng | Jeffries | Salas |
| Blakeslee | Evans | Jones | Saldaña |
| Block | Feuer | Knight | Silva |
| Blumenfield | Fletcher | Krekorian | Skinner |
| Brownley | Fong | Lieu | Smyth |
| Buchanan | Fuentes | Logue | Solorio |
| Caballero | Fuller | Lowenthal | Strickland |
| Calderon | Furutani | Ma | Swanson |
| Carter | Gaines | Mendoza | Torlakson |
| Chesbro | Galgiani | Miller | Torrico |
| Conway | Garrick | Monning | Yamada |
| Cook | Gilmore | Nava | Mme. Speaker |
| Coto | Hagman | Nestande | |

NOES—None

Article IV, Section 8(b) of the Constitution was declared dispensed with.

Second Reading of Assembly Bills

ASSEMBLY BILL NO. 2—An act relating to the Budget Act of 2008.

Bill read second time.

ASSEMBLY BILL NO. 3—An act relating to the Budget Act of 2008.

Bill read second time.

ASSEMBLY BILL NO. 4—An act relating to the Budget Act of 2008.

Bill read second time.

ASSEMBLY BILL NO. 5—An act relating to the Budget Act of 2008.

Bill read second time.

ASSEMBLY BILL NO. 6—An act relating to the Budget Act of 2008.

Bill read second time.

ASSEMBLY BILL NO. 7—An act relating to the Budget Act of 2008.

Bill read second time.

ASSEMBLY BILL NO. 8—An act relating to the Budget Act of 2008.

Bill read second time.

ASSEMBLY BILL NO. 9—An act relating to the Budget Act of 2008.

Bill read second time.

ASSEMBLY BILL NO. 10—An act relating to the Budget Act of 2008.
Bill read second time.

ASSEMBLY BILL NO. 11—An act relating to the Budget Act of 2008.
Bill read second time.

ASSEMBLY BILL NO. 12—An act relating to the Budget Act of 2008.
Bill read second time.

ASSEMBLY BILL NO. 13—An act relating to the Budget Act of 2008.
Bill read second time.

**CONSIDERATION OF ASSEMBLY BILL NO. 2
BY UNANIMOUS CONSENT**

Assembly Member Evans was granted unanimous consent to take up Assembly Bill No. 2 without reference to file, for purpose of consideration.

ASSEMBLY BILL NO. 2 (Evans)—An act relating to the Budget Act of 2008.
Bill read third time, and passed by the following vote:

AYES—74

| | | | |
|---------------|-------------|-----------|--------------|
| Adams | De La Torre | Harkey | Pérez, J. |
| Ammiano | De León | Hernandez | Pérez, V.M. |
| Arambula | DeVore | Hill | Portantino |
| Beall | Duvall | Huber | Price |
| Berryhill, B. | Emmerson | Huffman | Ruskin |
| Berryhill, T. | Eng | Jeffries | Salas |
| Blakeslee | Evans | Jones | Saldaña |
| Block | Feuer | Knight | Silva |
| Blumenfield | Fletcher | Krekorian | Skinner |
| Brownley | Fong | Lieu | Smyth |
| Buchanan | Fuentes | Logue | Solorio |
| Caballero | Fuller | Lowenthal | Strickland |
| Calderon | Furutani | Ma | Swanson |
| Carter | Gaines | Mendoza | Torlakson |
| Chesbro | Galgiani | Miller | Torrico |
| Conway | Garrick | Monning | Yamada |
| Cook | Gilmore | Nava | Mme. Speaker |
| Coto | Hagman | Nestande | |
| Davis | Hall | Niello | |

NOES—1

Anderson

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 2: Assembly Member Anderson from “Aye” to “No”.

Bill ordered transmitted to the Senate immediately.

**CONSIDERATION OF ASSEMBLY BILL NO. 3
BY UNANIMOUS CONSENT**

Assembly Member Evans was granted unanimous consent to take up Assembly Bill No. 3 without reference to file, for purpose of consideration.

ASSEMBLY BILL NO. 3 (Evans)—An act relating to the Budget Act of 2008.
Bill read third time, and passed by the following vote:

AYES—74

| | | | |
|---------------|-------------|-----------|--------------|
| Adams | De La Torre | Harkey | Pérez, J. |
| Ammiano | De León | Hernandez | Pérez, V.M. |
| Arambula | DeVore | Hill | Portantino |
| Beall | Duvall | Huber | Price |
| Berryhill, B. | Emmerson | Huffman | Ruskin |
| Berryhill, T. | Eng | Jeffries | Salas |
| Blakeslee | Evans | Jones | Saldaña |
| Block | Feuer | Knight | Silva |
| Blumenfield | Fletcher | Krekorian | Skinner |
| Brownley | Fong | Lieu | Smyth |
| Buchanan | Fuentes | Logue | Solorio |
| Caballero | Fuller | Lowenthal | Strickland |
| Calderon | Furutani | Ma | Swanson |
| Carter | Gaines | Mendoza | Torlakson |
| Chesbro | Galgiani | Miller | Torrico |
| Conway | Garrick | Monning | Yamada |
| Cook | Gilmore | Nava | Mme. Speaker |
| Coto | Hagman | Nestande | |
| Davis | Hall | Niello | |

NOES—1

Anderson

Bill ordered transmitted to the Senate immediately.

**CONSIDERATION OF ASSEMBLY BILL NO. 4
BY UNANIMOUS CONSENT**

Assembly Member Evans was granted unanimous consent to take up Assembly Bill No. 4 without reference to file, for purpose of consideration.

ASSEMBLY BILL NO. 4 (Evans)—An act relating to the Budget Act of 2008.
Bill read third time, and passed by the following vote:

AYES—74

| | | | |
|---------------|-------------|-----------|--------------|
| Adams | De La Torre | Harkey | Pérez, J. |
| Ammiano | De León | Hernandez | Pérez, V.M. |
| Arambula | DeVore | Hill | Portantino |
| Beall | Duvall | Huber | Price |
| Berryhill, B. | Emmerson | Huffman | Ruskin |
| Berryhill, T. | Eng | Jeffries | Salas |
| Blakeslee | Evans | Jones | Saldaña |
| Block | Feuer | Knight | Silva |
| Blumenfield | Fletcher | Krekorian | Skinner |
| Brownley | Fong | Lieu | Smyth |
| Buchanan | Fuentes | Logue | Solorio |
| Caballero | Fuller | Lowenthal | Strickland |
| Calderon | Furutani | Ma | Swanson |
| Carter | Gaines | Mendoza | Torlakson |
| Chesbro | Galgiani | Miller | Torrico |
| Conway | Garrick | Monning | Yamada |
| Cook | Gilmore | Nava | Mme. Speaker |
| Coto | Hagman | Nestande | |
| Davis | Hall | Niello | |

NOES—1

Anderson

Bill ordered transmitted to the Senate immediately.

**CONSIDERATION OF ASSEMBLY BILL NO. 5
BY UNANIMOUS CONSENT**

Assembly Member Evans was granted unanimous consent to take up Assembly Bill No. 5 without reference to file, for purpose of consideration.

ASSEMBLY BILL NO. 5 (Evans)—An act relating to the Budget Act of 2008.

Bill read third time, and passed by the following vote:

AYES—74

| | | | |
|---------------|-------------|-----------|--------------|
| Adams | De La Torre | Harkey | Pérez, J. |
| Ammiano | De León | Hernandez | Pérez, V.M. |
| Arambula | DeVore | Hill | Portantino |
| Beall | Duvall | Huber | Price |
| Berryhill, B. | Emmerson | Huffman | Ruskin |
| Berryhill, T. | Eng | Jeffries | Salas |
| Blakeslee | Evans | Jones | Saldaña |
| Block | Feuer | Knight | Silva |
| Blumenfield | Fletcher | Krekorian | Skinner |
| Brownley | Fong | Lieu | Smyth |
| Buchanan | Fuentes | Logue | Solorio |
| Caballero | Fuller | Lowenthal | Strickland |
| Calderon | Furutani | Ma | Swanson |
| Carter | Gaines | Mendoza | Torlakson |
| Chesbro | Galgiani | Miller | Torrico |
| Conway | Garrick | Monning | Yamada |
| Cook | Gilmore | Nava | Mme. Speaker |
| Coto | Hagman | Nestande | |
| Davis | Hall | Niello | |

NOES—1

Anderson

Bill ordered transmitted to the Senate immediately.

**CONSIDERATION OF ASSEMBLY BILL NO. 6
BY UNANIMOUS CONSENT**

Assembly Member Evans was granted unanimous consent to take up Assembly Bill No. 6 without reference to file, for purpose of consideration.

ASSEMBLY BILL NO. 6 (Evans)—An act relating to the Budget Act of 2008.
 Bill read third time, and passed by the following vote:

AYES—74

| | | | |
|---------------|-------------|-----------|--------------|
| Adams | De La Torre | Harkey | Pérez, J. |
| Ammiano | De León | Hernandez | Pérez, V.M. |
| Arambula | DeVore | Hill | Portantino |
| Beall | Duvall | Huber | Price |
| Berryhill, B. | Emmerson | Huffman | Ruskin |
| Berryhill, T. | Eng | Jeffries | Salas |
| Blakeslee | Evans | Jones | Saldaña |
| Block | Feuer | Knight | Silva |
| Blumenfield | Fletcher | Krekorian | Skinner |
| Brownley | Fong | Lieu | Smyth |
| Buchanan | Fuentes | Logue | Solorio |
| Caballero | Fuller | Lowenthal | Strickland |
| Calderon | Furutani | Ma | Swanson |
| Carter | Gaines | Mendoza | Torlakson |
| Chesbro | Galgiani | Miller | Torrico |
| Conway | Garrick | Monning | Yamada |
| Cook | Gilmore | Nava | Mme. Speaker |
| Coto | Hagman | Nestande | |
| Davis | Hall | Niello | |

NOES—1

Anderson

Bill ordered transmitted to the Senate immediately.

**CONSIDERATION OF ASSEMBLY BILL NO. 7
 BY UNANIMOUS CONSENT**

Assembly Member Evans was granted unanimous consent to take up Assembly Bill No. 7 without reference to file, for purpose of consideration.

ASSEMBLY BILL NO. 7 (Evans)—An act relating to the Budget Act of 2008.
 Bill read third time, and passed by the following vote:

AYES—74

| | | | |
|---------------|-------------|-----------|--------------|
| Adams | De La Torre | Harkey | Pérez, J. |
| Ammiano | De León | Hernandez | Pérez, V.M. |
| Arambula | DeVore | Hill | Portantino |
| Beall | Duvall | Huber | Price |
| Berryhill, B. | Emmerson | Huffman | Ruskin |
| Berryhill, T. | Eng | Jeffries | Salas |
| Blakeslee | Evans | Jones | Saldaña |
| Block | Feuer | Knight | Silva |
| Blumenfield | Fletcher | Krekorian | Skinner |
| Brownley | Fong | Lieu | Smyth |
| Buchanan | Fuentes | Logue | Solorio |
| Caballero | Fuller | Lowenthal | Strickland |
| Calderon | Furutani | Ma | Swanson |
| Carter | Gaines | Mendoza | Torlakson |
| Chesbro | Galgiani | Miller | Torrico |
| Conway | Garrick | Monning | Yamada |
| Cook | Gilmore | Nava | Mme. Speaker |
| Coto | Hagman | Nestande | |
| Davis | Hall | Niello | |

NOES—1

Anderson

Bill ordered transmitted to the Senate immediately.

**CONSIDERATION OF ASSEMBLY BILL NO. 8
BY UNANIMOUS CONSENT**

Assembly Member Evans was granted unanimous consent to take up Assembly Bill No. 8 without reference to file, for purpose of consideration.

ASSEMBLY BILL NO. 8 (Evans)—An act relating to the Budget Act of 2008.

Bill read third time, and passed by the following vote:

AYES—74

| | | | |
|---------------|-------------|-----------|--------------|
| Adams | De La Torre | Harkey | Pérez, J. |
| Ammiano | De León | Hernandez | Pérez, V.M. |
| Arambula | DeVore | Hill | Portantino |
| Beall | Duvall | Huber | Price |
| Berryhill, B. | Emmerson | Huffman | Ruskin |
| Berryhill, T. | Eng | Jeffries | Salas |
| Blakeslee | Evans | Jones | Saldaña |
| Block | Feuer | Knight | Silva |
| Blumenfield | Fletcher | Krekorian | Skinner |
| Brownley | Fong | Lieu | Smyth |
| Buchanan | Fuentes | Logue | Solorio |
| Caballero | Fuller | Lowenthal | Strickland |
| Calderon | Furutani | Ma | Swanson |
| Carter | Gaines | Mendoza | Torlakson |
| Chesbro | Galgiani | Miller | Torrico |
| Conway | Garrick | Monning | Yamada |
| Cook | Gilmore | Nava | Mme. Speaker |
| Coto | Hagman | Nestande | |
| Davis | Hall | Niello | |

NOES—1

Anderson

Bill ordered transmitted to the Senate immediately.

**CONSIDERATION OF ASSEMBLY BILL NO. 9
BY UNANIMOUS CONSENT**

Assembly Member Evans was granted unanimous consent to take up Assembly Bill No. 9 without reference to file, for purpose of consideration.

ASSEMBLY BILL NO. 9 (Evans)—An act relating to the Budget Act of 2008.
 Bill read third time, and passed by the following vote:

AYES—74

| | | | |
|---------------|-------------|-----------|--------------|
| Adams | De La Torre | Harkey | Pérez, J. |
| Ammiano | De León | Hernandez | Pérez, V.M. |
| Arambula | DeVore | Hill | Portantino |
| Beall | Duvall | Huber | Price |
| Berryhill, B. | Emmerson | Huffman | Ruskin |
| Berryhill, T. | Eng | Jeffries | Salas |
| Blakeslee | Evans | Jones | Saldaña |
| Block | Feuer | Knight | Silva |
| Blumenfield | Fletcher | Krekorian | Skinner |
| Brownley | Fong | Lieu | Smyth |
| Buchanan | Fuentes | Logue | Solorio |
| Caballero | Fuller | Lowenthal | Strickland |
| Calderon | Furutani | Ma | Swanson |
| Carter | Gaines | Mendoza | Torlakson |
| Chesbro | Galgiani | Miller | Torrico |
| Conway | Garrick | Monning | Yamada |
| Cook | Gilmore | Nava | Mme. Speaker |
| Coto | Hagman | Nestande | |
| Davis | Hall | Niello | |

NOES—1

Anderson

Bill ordered transmitted to the Senate immediately.

**CONSIDERATION OF ASSEMBLY BILL NO. 10
 BY UNANIMOUS CONSENT**

Assembly Member Evans was granted unanimous consent to take up Assembly Bill No. 10 without reference to file, for purpose of consideration.

ASSEMBLY BILL NO. 10 (Evans)—An act relating to the Budget Act of 2008.
 Bill read third time, and passed by the following vote:

AYES—74

| | | | |
|---------------|-------------|-----------|--------------|
| Adams | De La Torre | Harkey | Pérez, J. |
| Ammiano | De León | Hernandez | Pérez, V.M. |
| Arambula | DeVore | Hill | Portantino |
| Beall | Duvall | Huber | Price |
| Berryhill, B. | Emmerson | Huffman | Ruskin |
| Berryhill, T. | Eng | Jeffries | Salas |
| Blakeslee | Evans | Jones | Saldaña |
| Block | Feuer | Knight | Silva |
| Blumenfield | Fletcher | Krekorian | Skinner |
| Brownley | Fong | Lieu | Smyth |
| Buchanan | Fuentes | Logue | Solorio |
| Caballero | Fuller | Lowenthal | Strickland |
| Calderon | Furutani | Ma | Swanson |
| Carter | Gaines | Mendoza | Torlakson |
| Chesbro | Galgiani | Miller | Torrico |
| Conway | Garrick | Monning | Yamada |
| Cook | Gilmore | Nava | Mme. Speaker |
| Coto | Hagman | Nestande | |
| Davis | Hall | Niello | |

NOES—1

Anderson

Bill ordered transmitted to the Senate immediately.

**CONSIDERATION OF ASSEMBLY BILL NO. 11
BY UNANIMOUS CONSENT**

Assembly Member Evans was granted unanimous consent to take up Assembly Bill No. 11 without reference to file, for purpose of consideration.

ASSEMBLY BILL NO. 11 (Evans)—An act relating to the Budget Act of 2008.

Bill read third time, and passed by the following vote:

AYES—74

| | | | |
|---------------|-------------|-----------|--------------|
| Adams | De La Torre | Harkey | Pérez, J. |
| Ammiano | De León | Hernandez | Pérez, V.M. |
| Arambula | DeVore | Hill | Portantino |
| Beall | Duvall | Huber | Price |
| Berryhill, B. | Emmerson | Huffman | Ruskin |
| Berryhill, T. | Eng | Jeffries | Salas |
| Blakeslee | Evans | Jones | Saldaña |
| Block | Feuer | Knight | Silva |
| Blumenfield | Fletcher | Krekorian | Skinner |
| Brownley | Fong | Lieu | Smyth |
| Buchanan | Fuentes | Logue | Solorio |
| Caballero | Fuller | Lowenthal | Strickland |
| Calderon | Furutani | Ma | Swanson |
| Carter | Gaines | Mendoza | Torlakson |
| Chesbro | Galgiani | Miller | Torrico |
| Conway | Garrick | Monning | Yamada |
| Cook | Gilmore | Nava | Mme. Speaker |
| Coto | Hagman | Nestande | |
| Davis | Hall | Niello | |

NOES—1

Anderson

Bill ordered transmitted to the Senate immediately.

**CONSIDERATION OF ASSEMBLY BILL NO. 12
BY UNANIMOUS CONSENT**

Assembly Member Evans was granted unanimous consent to take up Assembly Bill No. 12 without reference to file, for purpose of consideration.

ASSEMBLY BILL NO. 12 (Evans)—An act relating to the Budget Act of 2008.
 Bill read third time, and passed by the following vote:

AYES—74

| | | | |
|---------------|-------------|-----------|--------------|
| Adams | De La Torre | Harkey | Pérez, J. |
| Ammiano | De León | Hernandez | Pérez, V.M. |
| Arambula | DeVore | Hill | Portantino |
| Beall | Duvall | Huber | Price |
| Berryhill, B. | Emmerson | Huffman | Ruskin |
| Berryhill, T. | Eng | Jeffries | Salas |
| Blakeslee | Evans | Jones | Saldaña |
| Block | Feuer | Knight | Silva |
| Blumenfield | Fletcher | Krekorian | Skinner |
| Brownley | Fong | Lieu | Smyth |
| Buchanan | Fuentes | Logue | Solorio |
| Caballero | Fuller | Lowenthal | Strickland |
| Calderon | Furutani | Ma | Swanson |
| Carter | Gaines | Mendoza | Torlakson |
| Chesbro | Galgiani | Miller | Torrico |
| Conway | Garrick | Monning | Yamada |
| Cook | Gilmore | Nava | Mme. Speaker |
| Coto | Hagman | Nestande | |
| Davis | Hall | Niello | |

NOES—1

Anderson

Bill ordered transmitted to the Senate immediately.

**CONSIDERATION OF ASSEMBLY BILL NO. 13
 BY UNANIMOUS CONSENT**

Assembly Member Evans was granted unanimous consent to take up Assembly Bill No. 13 without reference to file, for purpose of consideration.

ASSEMBLY BILL NO. 13 (Evans)—An act relating to the Budget Act of 2008.
 Bill read third time, and passed by the following vote:

AYES—74

| | | | |
|---------------|-------------|-----------|--------------|
| Adams | De La Torre | Harkey | Pérez, J. |
| Ammiano | De León | Hernandez | Pérez, V.M. |
| Arambula | DeVore | Hill | Portantino |
| Beall | Duvall | Huber | Price |
| Berryhill, B. | Emmerson | Huffman | Ruskin |
| Berryhill, T. | Eng | Jeffries | Salas |
| Blakeslee | Evans | Jones | Saldaña |
| Block | Feuer | Knight | Silva |
| Blumenfield | Fletcher | Krekorian | Skinner |
| Brownley | Fong | Lieu | Smyth |
| Buchanan | Fuentes | Logue | Solorio |
| Caballero | Fuller | Lowenthal | Strickland |
| Calderon | Furutani | Ma | Swanson |
| Carter | Gaines | Mendoza | Torlakson |
| Chesbro | Galgiani | Miller | Torrico |
| Conway | Garrick | Monning | Yamada |
| Cook | Gilmore | Nava | Mme. Speaker |
| Coto | Hagman | Nestande | |
| Davis | Hall | Niello | |

NOES—1

Anderson

Bill ordered transmitted to the Senate immediately.

COMMITTEE MEETING ANNOUNCEMENTS

Speaker pro Tempore Saldaña announced that the Committee on Budget would meet on Thursday, December 11, 2008 at 1 p.m.

VOTE ADDS

The following Assembly Member was granted unanimous consent to record his vote on the following item:

Motion to Invoke Constitution: DeVore—Aye.

MESSAGES FROM THE SENATE

Senate Chamber, December 8, 2008

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

Senate Bill No. 1
Senate Bill No. 2
Senate Bill No. 3
Senate Bill No. 4
Senate Bill No. 5
Senate Bill No. 6

Senate Bill No. 7
Senate Bill No. 8
Senate Bill No. 9
Senate Bill No. 10
Senate Bill No. 11
Senate Bill No. 12

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

Senate Chamber, December 8, 2008

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

Senate Concurrent Resolution No. 1

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

FIRST READING OF SENATE BILLS

The following bills were read the first time:

SENATE BILL NO. 1—An act relating to the Budget Act of 2008.

SENATE BILL NO. 2—An act relating to the Budget Act of 2008.

SENATE BILL NO. 3—An act relating to the Budget Act of 2008.

SENATE BILL NO. 4—An act relating to the Budget Act of 2008.

SENATE BILL NO. 5—An act relating to the Budget Act of 2008.

SENATE BILL NO. 6—An act relating to the Budget Act of 2008.

SENATE BILL NO. 7—An act relating to the Budget Act of 2008.

SENATE BILL NO. 8—An act relating to the Budget Act of 2008.

SENATE BILL NO. 9—An act relating to the Budget Act of 2008.

SENATE BILL NO. 10—An act relating to the Budget Act of 2008.

SENATE BILL NO. 11—An act relating to the Budget Act of 2008.

SENATE BILL NO. 12—An act relating to the Budget Act of 2008.

The following resolution was read:

SENATE CONCURRENT RESOLUTION NO. 1—Relative to the Joint Rules for the 2009–10 First Extraordinary Session.

RECESS

By unanimous consent, at 5:19 p.m., Speaker pro Tempore Saldaña declared the Assembly recessed to reconvene Regular Session.

ADJOURNMENT

At 5:33 p.m., the Assembly adjourned upon Call of the Speaker.

KAREN BASS, Speaker

SUE PARKER, Assistant Chief Clerk

CALIFORNIA LEGISLATURE

2009–10 FIRST EXTRAORDINARY SESSION

ASSEMBLY JOURNAL

RECESS JOURNAL NO. 1

RECESS UPON CALL OF THE SPEAKER

Assembly Chamber, Sacramento
Tuesday, December 9, 2008

Pursuant to the provisions of Joint Rule 59, the following Assembly Journal for the 2009–10 First Extraordinary Session was printed while the Assembly was upon Call of the Speaker.

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

December 9, 2008

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: This is to advise you that I have created the Assembly Budget Committee for the 2009–10 First Extraordinary Session and I have appointed the following membership:

Budget

Assemblymember Noreen Evans, Chair
Assemblymember Roger Niello, Vice Chair
Assemblymember Juan Arambula
Assemblymember Sam Blakeslee
Assemblymember Bob Blumenfield
Assemblymember Julia Brownley
Assemblymember Anna Caballero
Assemblymember Wesley Chesbro
Assemblymember Bill Emmerson
Assemblymember Mike Feuer
Assemblymember Jean Fuller
Assemblymember Martin Garrick
Assemblymember Danny Gilmore
Assemblymember Jerry Hill

Assemblymember Bill Monning
 Assemblymember Pedro Nava
 Assemblymember Ira Ruskin
 Assemblymember Jim Silva
 Assemblymember Nancy Skinner
 Assemblymember Sandré Swanson

Sincerely,

KAREN BASS
 Speaker of the Assembly

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

December 9, 2008

*E. Dotson Wilson, Chief Clerk
 California State Assembly
 State Capitol, Room 3196
 Sacramento, California*

Dear Mr. Wilson: This is to notify you that I've made the following appointments to the Republican Leadership Team for the 2009/2010 First Extraordinary Session:

| | |
|-----------------------------|-----------------------------|
| Assemblyman Sam Blakeslee | Republican Floor Manager |
| Assemblyman Roger Niello | Assistant Republican Leader |
| Assemblyman Bill Emmerson | Assistant Republican Leader |
| Assemblyman Ted Gaines | Assistant Republican Leader |
| Assemblyman Van Tran | Assistant Republican Leader |
| Assemblyman Martin Garrick | Assistant Republican Leader |
| Assemblyman Anthony Adams | Chief Republican Whip |
| Assemblyman Chuck DeVore | Chief Republican Whip |
| Assemblywoman Jean Fuller | Chief Republican Whip |
| Assemblyman Nathan Fletcher | Republican Whip |
| Assemblyman Jeff Miller | Republican Whip |
| Assemblyman Jim Nielsen | Republican Whip |

If you have any questions regarding this letter, please contact Ivan Altamura at 319-2029.

It is an honor working with you in the California State Assembly.

Sincerely,

MICHAEL N. VILLINES
 Assembly Republican Leader

INTRODUCTION OF ASSEMBLY BILLS

The following bill was introduced:

ASSEMBLY BILL NO. 14—De León (Coauthors: Beall, Carter, Eng, Evans, Hill, and Lieu). An act relating to taxation.

KAREN BASS, Speaker

SUE PARKER, Assistant Chief Clerk

CALIFORNIA LEGISLATURE
2009–10 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, December 16, 2008

SECOND SESSION DAY

NINTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, December 16, 2008

The Assembly met at 3:39 p.m.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly,
presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Elizabeth Potter reading.

ROLL CALL

The roll was called, and the following answered to their names—78:

| | | | |
|-----------------|----------|-------------|------------------|
| Adams | De León | Hernandez | Pérez, V. Manuel |
| Ammiano | DeVore | Hill | Portantino |
| Anderson | Duvall | Huber | Price |
| Arambula | Emmerson | Huffman | Ruskin |
| Beall | Eng | Jeffries | Salas |
| Berryhill, Bill | Evans | Jones | Saldaña |
| Berryhill, Tom | Feuer | Knight | Silva |
| Blakeslee | Fletcher | Krekorian | Skinner |
| Block | Fong | Lieu | Solorio |
| Blumenfield | Fuentes | Logue | Strickland |
| Brownley | Fuller | Lowenthal | Swanson |
| Buchanan | Furutani | Ma | Torlakson |
| Caballero | Gaines | Mendoza | Torres |
| Calderon | Galgiani | Miller | Torrico |
| Carter | Garrick | Monning | Tran |
| Chesbro | Gilmore | Nava | Villines |
| Conway | Hagman | Nestande | Yamada |
| Coto | Hall | Niello | Mme. Speaker |
| Davis | Harkey | Nielsen | |
| De La Torre | Hayashi | Pérez, John | |

Quorum present.

PRAYER

Upon invitation of Speaker pro Tempore Lieber, the following prayer was offered by Assembly Chaplain Father Constantine C. Pappademos:

Lord, It is hard to remember what Christmas presents we received in 2001 or what the family dinner was like in 1998. But this holiday season can be remembered for the love, joy and peace that was shared by our family and friends. Lord, help us to make this year unique for the things that matter. For the fruit of the Spirit is love, joy, peace, kindness, goodness, faithfulness, gentleness and self-control, against such there is no law (Galatians 5:22–23).—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Saldaña, Assembly Member Feuer 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 Torrico, seconded by Assembly Member Villines.

LEAVES OF ABSENCE FOR THE DAY

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

On personal business, and waiving per diem: Assembly Member Smyth.

Because of illness: Assembly Member Cook.

FIRST READING OF ASSEMBLY BILLS

The following bill was read the first time:

ASSEMBLY BILL NO. 14—De León (Coauthors: Beall, Carter, Eng, Evans, Hill, and Lieu). An act relating to taxation.

RESOLUTIONS

The following resolution was offered:

Resolution to Dispense With Constitutional Provision

By Assembly Member Evans.

Resolved, That Senate Bills Nos. 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11 and 12 present cases of urgency, as that term is used in Article IV, Section 8(b), of the Constitution, and the provision of that section requiring that the bills be read on three separate days in each house is hereby dispensed with, and is ordered that the bills be placed upon their passage.

Resolution read, and adopted by the following vote:

AYES—71

| | | | |
|---------------|----------|-----------|--------------|
| Adams | De León | Hernandez | Pérez, J. |
| Ammiano | DeVore | Hill | Pérez, V.M. |
| Anderson | Duvall | Huber | Portantino |
| Arambula | Emmerson | Huffman | Price |
| Beall | Eng | Jones | Ruskin |
| Berryhill, B. | Evans | Knight | Salas |
| Berryhill, T. | Feuer | Krekorian | Saldaña |
| Blakeslee | Fletcher | Lieu | Silva |
| Block | Fong | Logue | Skinner |
| Blumenfield | Fuller | Lowenthal | Solorio |
| Brownley | Furutani | Ma | Swanson |
| Buchanan | Galgiani | Mendoza | Torlakson |
| Caballero | Garrick | Miller | Torres |
| Carter | Gilmore | Monning | Torrico |
| Chesbro | Hagman | Nava | Tran |
| Conway | Hall | Nestande | Yamada |
| Davis | Harkey | Niello | Mme. Speaker |
| De La Torre | Hayashi | Nielsen | |

NOES—None

Article IV, Section 8(b) of the Constitution was declared dispensed with.

RECESS

By unanimous consent, at 4:12 p.m., Speaker pro Tempore Saldaña declared the Assembly recessed to permit the introduction of a special guest.

Assembly Member Coto introduced Hon. Henry T. Perea, Fresno City Council Member.

Assembly Member Adams introduced Consul General Gao Zhansheng of China.

RECONVENED

At 4:14 p.m., the Assembly reconvened.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly, presiding.

**CONSIDERATION OF SENATE BILL NO. 12
BY UNANIMOUS CONSENT**

Assembly Member Evans was granted unanimous consent to take up Senate Bill No. 12 without reference to committee or file, for purpose of amendment.

SENATE BILL NO. 12—An act relating to the Budget Act of 2008.

Bill read second time; amendments read and adopted, bill ordered reprinted.

**Consideration of Senate Bill No. 12, as Amended,
by Unanimous Consent**

Assembly Member Evans was granted unanimous consent to take up Senate Bill No. 12, as amended, without reference to file, for purpose of consideration.

SENATE BILL NO. 12 (Ducheny)—An act to amend Items 3910-004-0226, 3910-004-0281, and 3910-007-0387 of Section 2.00 of the Budget Act of 2003 (Chapter 157 of the Statutes of 2003), and to amend Items 0250-001-3066, 0250-012-0001, 0250-101-0001, 0250-101-0932, 0250-102-0556, 0250-111-0001, 0250-112-0001, 0690-102-0001, 0690-102-0597, 0690-113-0001, 1870-012-0214, 2640-101-0046, 2740-001-0044, 2740-001-0064, 3480-001-0001, 3480-001-3046, 3790-001-0001, 3790-001-6051, 4300-101-0001, 5180-111-0001, 5225-101-0001, 6440-001-0001, 6600-001-0001, 6610-001-0001, 6610-002-0001, 8660-011-0470, 8660-011-0471, 8660-011-0483, 9100-101-0001, 9210-101-0001, and 9210-105-0001 of, to add Item 0250-012-0159 to, and to repeal Item 0690-102-0214 of, Section 2.00 of the Budget Act of 2008 (Chapters 268 and 269 of the Statutes of 2008), and to add Section 3.90 to the Budget Act of 2008, relating to the support of state government, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Evans.

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Evans moved a call of the Assembly.

Motion carried. Time, 4:52 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

**CONSIDERATION OF SENATE BILL NO. 1
BY UNANIMOUS CONSENT**

Assembly Member Evans was granted unanimous consent to take up Senate Bill No. 1 without reference to committee or file, for purpose of amendment.

SENATE BILL NO. 1—An act relating to the Budget Act of 2008.

Bill read second time; amendments read and adopted, bill ordered reprinted.

**Consideration of Senate Bill No. 1, as Amended,
by Unanimous Consent**

Assembly Member Evans was granted unanimous consent to take up Senate Bill No. 1, as amended, without reference to file, for purpose of consideration.

SENATE BILL NO. 1 (Ducheny)—An act to add Sections 6051.7 and 6201.7 to, add Chapter 5.8 (commencing with Section 32231) to Part 14 of, and to add Part 21 (commencing with Section 42001) to, Division 2 of, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read third time, and presented by Assembly Member Evans.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Evans moved a call of the Assembly.

Motion carried. Time, 6:12 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 12**

At 10:39 p.m., on motion of Assembly Member Evans, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The urgency clause to Senate Bill No. 12 refused adoption by the following vote:

AYES—None

NOES—26

| | | | |
|---------------|----------|----------|------------|
| Adams | Emmerson | Harkey | Nielsen |
| Anderson | Fletcher | Jeffries | Silva |
| Berryhill, B. | Fuller | Knight | Strickland |
| Berryhill, T. | Gaines | Logue | Tran |
| Conway | Garrick | Miller | Villines |
| DeVore | Gilmore | Nestande | |
| Duvall | Hagman | Niello | |

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 1**

At 10:41 p.m., on motion of Assembly Member Evans, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 1 refused passage by the following vote:

AYES—1

Price

NOES—27

| | | | |
|---------------|----------|----------|------------|
| Adams | Duvall | Hagman | Niello |
| Anderson | Emmerson | Harkey | Nielsen |
| Berryhill, B. | Fletcher | Jeffries | Silva |
| Berryhill, T. | Fuller | Knight | Strickland |
| Blakeslee | Gaines | Logue | Tran |
| Conway | Garrick | Miller | Villines |
| DeVore | Gilmore | Nestande | |

VOTE ADDS

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

Resolution to Invoke Constitution: Beall, Hayashi, and Lieu—Aye.

ADJOURNMENT

At 10:43 p.m., the Assembly adjourned upon Call of the Speaker.

KAREN BASS, Speaker

SUE PARKER, Assistant Chief Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON DECEMBER 16, 2008

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

| SB | RN |
|-----------|-----------|
|-----------|-----------|

| | |
|---|---------|
| 1 | 0900850 |
|---|---------|

| | |
|----|---------|
| 12 | 0900759 |
|----|---------|

| | |
|---------------------|----------|
| Daily Total: | 2 |
|---------------------|----------|

| | |
|--------------------------|----------|
| Cumulative Total: | 2 |
|--------------------------|----------|

CALIFORNIA LEGISLATURE
2009–10 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, December 18, 2008

THIRD SESSION DAY

ELEVENTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, December 18, 2008

The Assembly met at 12:48 p.m.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly,
presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Elizabeth Potter reading.

ROLL CALL

The following were placed upon the morning roll call—78:

| | | | |
|-----------------|-----------|------------------|--------------|
| Adams | De León | Hill | Portantino |
| Ammiano | DeVore | Huber | Price |
| Anderson | Duvall | Huffman | Ruskin |
| Arambula | Emmerson | Jeffries | Salas |
| Beall | Eng | Jones | Saldaña |
| Berryhill, Bill | Evans | Knight | Silva |
| Berryhill, Tom | Feuer | Krekorian | Skinner |
| Blakeslee | Fong | Lieu | Smyth |
| Block | Fuentes | Logue | Solorio |
| Blumenfield | Fuller | Lowenthal | Strickland |
| Brownley | Furutani | Ma | Swanson |
| Buchanan | Gaines | Mendoza | Torlakson |
| Caballero | Galgiani | Miller | Torres |
| Calderon | Garrick | Monning | Torrico |
| Carter | Gilmore | Nava | Tran |
| Chesbro | Hagman | Nestande | Villines |
| Conway | Hall | Niello | Yamada |
| Coto | Harkey | Nielsen | Mme. Speaker |
| Davis | Hayashi | Pérez, John | |
| De La Torre | Hernandez | Pérez, V. Manuel | |

Quorum present.

PRAYER

Upon invitation of Speaker pro Tempore Saldaña, the following prayer was offered by Assembly Member Ira Ruskin, of the 21st Assembly District:

Belief in You and trust in You is easy when everything is going well. But when trials and confusion surround us, belief in You is truly declaring Your goodness. Help us to grow, mature and learn from different situations. When things don't make sense, help us to keep a positive attitude.—AMEN.

Baruch atah adonoi Eloheynu melech haolom. Sh hecheyanu, V Keya manu, V He ge yanu La zman ha zeh.

Blessed are you Creator of the Universe who has given us life, sustained us and brought us to this time and place.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Saldaña, Assembly Member Swanson 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 Torrico, seconded by Assembly Member Blakeslee.

LEAVES OF ABSENCE FOR THE DAY

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

On personal business, and waiving per diem: Assembly Member Fletcher.

Because of illness, and waiving per diem: Assembly Member Cook.

COMMUNICATIONS

The following communications were presented by the Chief Clerk, and ordered printed in the Journal:

Per Diem Waived

December 18, 2008

*Mme. Speaker Karen Bass
State Capitol, Room 217
Sacramento, California*

Dear Mme. Speaker: I wish to waive per diem for the extraordinary session during the month of December, 2008.

Thank you for your assistance in this matter.

Sincerely,

IRA RUSKIN, Assembly Member
Twenty-first District

Per Diem Waived

December 18, 2008

*E. Dotson Wilson
Chief Clerk
State Capitol—Room 3196
Sacramento, California*

Dear Chief Clerk Wilson: I respectfully decline per diem for any budget related special sessions that may occur before the Legislature reconvenes on January 5, 2009.

I would also like to reimburse the Rules Committee for the amount of \$865.00 for per diem that was erroneously paid to me for the dates of 11/6/08, 11/17/08, 11/25/08, 12/1/08 and 12/8/08.

I will resume receiving per diem upon the Legislature reconvening on January 5, 2009. Should you have any questions, please feel free to contact Walter Hughes in my office at 916.319.2057.

Sincerely,

ED HERNANDEZ, O.D., Assembly Member
Fifty-seventh District

**SECOND READING OF SENATE BILLS
WITHOUT REFERENCE TO FILE**

SENATE BILL NO. 3—An act relating to the Budget Act of 2008.

Bill read second time; amendments read and adopted, bill ordered reprinted.

SENATE BILL NO. 5—An act relating to the Budget Act of 2008.

Bill read second time; amendments read and adopted, bill ordered reprinted.

SENATE BILL NO. 7—An act relating to the Budget Act of 2008.

Bill read second time; amendments read and adopted, bill ordered reprinted.

SENATE BILL NO. 9—An act relating to the Budget Act of 2008.

Bill read second time; amendments read and adopted, bill ordered reprinted.

SENATE BILL NO. 11—An act relating to the Budget Act of 2008.

Bill read second time; amendments read and adopted, bill ordered reprinted.

SENATE BILL NO. 4—An act relating to the Budget Act of 2008.

Bill read second time; amendments read and adopted, bill ordered reprinted.

SENATE BILL NO. 6—An act relating to the Budget Act of 2008.

Bill read second time; amendments read and adopted, bill ordered reprinted.

CONSIDERATION OF SENATE BILL NO. 3 BY UNANIMOUS CONSENT

Assembly Member Evans was granted unanimous consent to take up Senate Bill No. 3 without reference to file, for purpose of consideration.

SENATE BILL NO. 3 (Ducheny)—An act to amend Items 3910-004-0226, 3910-004-0281, and 3910-007-0387 of Section 2.00 of the Budget Act of 2003 (Chapter 157 of the Statutes of 2003), and to amend Items 0250-001-3066, 0250-012-0001, 0250-101-0001, 0250-101-0932, 0250-102-0556, 0250-111-0001, 0250-112-0001, 0690-102-0001, 0690-102-0597, 0690-113-0001, 1870-012-0214, 2640-101-0046, 2740-001-0044, 2740-001-0064, 3790-001-0001, 3790-001-6051, 4300-101-0001, 5180-111-0001, 5225-001-0001, 5225-002-0001, 5225-101-0001, 6440-001-0001, 6600-001-0001, 6610-001-0001, 6610-002-0001, 8660-011-0470, 8660-011-0471, 8660-011-0483, 9100-101-0001, and 9210-101-0001 of, to add Items 0250-012-0159 and 2660-013-0042 to, and to repeal Item 0690-102-0214 of, Section 2.00 of the Budget Act of 2008 (Chapters 268 and 269 of the Statutes of 2008), and to add Section 3.90 to the Budget Act of 2008, relating to the support of state government, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member Evans.

Bill passed by the following vote:

AYES—47

| | | | |
|-------------|-----------|------------|--------------|
| Ammiano | De León | Huffman | Ruskin |
| Arambula | Eng | Jones | Salas |
| Beall | Evans | Krekorian | Saldaña |
| Blumenfield | Feuer | Lieu | Skinner |
| Brownley | Fong | Lowenthal | Solorio |
| Caballero | Fuentes | Ma | Swanson |
| Calderon | Furutani | Mendoza | Torlakson |
| Carter | Galgiani | Monning | Torres |
| Chesbro | Hall | Nava | Torrico |
| Coto | Hayashi | Pérez, J. | Yamada |
| Davis | Hernandez | Portantino | Mme. Speaker |
| De La Torre | Hill | Price | |

NOES—27

| | | | |
|---------------|----------|----------|------------|
| Adams | Duvall | Harkey | Nielsen |
| Anderson | Emmerson | Jeffries | Silva |
| Berryhill, B. | Fuller | Knight | Smyth |
| Berryhill, T. | Gaines | Logue | Strickland |
| Blakeslee | Garrick | Miller | Tran |
| Conway | Gilmore | Nestande | Villines |
| DeVore | Hagman | Niello | |

Bill ordered transmitted to the Senate immediately.

**CONSIDERATION OF SENATE BILL NO. 5
BY UNANIMOUS CONSENT**

Assembly Member Evans was granted unanimous consent to take up Senate Bill No. 5 without reference to file, for purpose of consideration.

SENATE BILL NO. 5 (Ducheny)—An act to amend Sections 4639.5, 4640.6, 11453, 12201, and 12201.05 of the Welfare and Institutions Code, relating to human services.

Bill read third time, and presented by Assembly Member Evans.

Bill passed by the following vote:

AYES—48

| | | | |
|-------------|-------------|------------|--------------|
| Ammiano | De La Torre | Hill | Price |
| Arambula | De León | Huffman | Ruskin |
| Beall | Eng | Jones | Salas |
| Blakeslee | Evans | Krekorian | Saldaña |
| Blumenfield | Feuer | Lieu | Skinner |
| Brownley | Fong | Lowenthal | Solorio |
| Caballero | Fuentes | Ma | Swanson |
| Calderon | Furutani | Mendoza | Torlakson |
| Carter | Galgiani | Monning | Torres |
| Chesbro | Hall | Nava | Torrico |
| Coto | Hayashi | Pérez, J. | Yamada |
| Davis | Hernandez | Portantino | Mme. Speaker |

NOES—23

| | | | |
|---------------|----------|----------|------------|
| Adams | Emmerson | Knight | Silva |
| Anderson | Fuller | Logue | Smyth |
| Berryhill, B. | Gaines | Miller | Strickland |
| Berryhill, T. | Garrick | Nestande | Tran |
| Conway | Hagman | Niello | Villines |
| DeVore | Jeffries | Nielsen | |

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 5: Assembly Member Harkey from “No” to “Not Voting”.

Bill ordered transmitted to the Senate immediately.

**CONSIDERATION OF SENATE BILL NO. 7
BY UNANIMOUS CONSENT**

Assembly Member Evans was granted unanimous consent to take up Senate Bill No. 7 without reference to file, for purpose of consideration.

SENATE BILL NO. 7 (Ducheny)—An act to amend Sections 69766 and 89722 of, and to add Section 90082 to, the Education Code, to amend Section 17311 of the Family Code, amend Sections 16140, 16310, 16428.15, 17302, 17303, 17310, 17311, 22910, 30051, 30061, and 30070 of, and to add Section 29553 to, the Government Code, to amend Sections 50740, 50782, 116760.30, and 129215 of the Health and Safety Code, to amend Sections 8613 and 48027 of the Public Resources Code, to amend Section 11003 of the Revenue and Taxation Code, to amend Sections 822, 1611, and 3001 of the Unemployment Insurance Code, to amend Section 9250 of the Vehicle Code, and to amend Sections 14163, 16809, and 18221 of, to add Section 5778.3 to, and to repeal and add Section 18220 of, the Welfare and Institutions Code, relating to state and local government, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member Evans.

Announcement by Speaker pro Tempore

Speaker pro Tempore Saldaña announced that it is the custom and practice of the House not to refer to a particular Member during debate, but to direct remarks to the entire body.

Parliamentary Inquiry

Assembly Member Blakeslee arose to the following parliamentary inquiry:

In addition to the restriction of referencing Members by name during debate, is there the opportunity to identify offensive words that are spoken and recommend that those offensive words not be used in communications on the Floor?

Reply by Speaker pro Tempore Saldaña

The Speaker pro Tempore replied in the affirmative.

Further Consideration of Senate Bill No. 7

The roll was opened.

Bill passed by the following vote:

AYES—47

| | | | |
|-------------|-----------|------------|--------------|
| Ammiano | De León | Huffman | Ruskin |
| Arambula | Eng | Jones | Salas |
| Beall | Evans | Krekorian | Saldaña |
| Blumenfield | Feuer | Lieu | Skinner |
| Brownley | Fong | Lowenthal | Solorio |
| Caballero | Fuentes | Ma | Swanson |
| Calderon | Furutani | Mendoza | Torlakson |
| Carter | Galgiani | Monning | Torres |
| Chesbro | Hall | Nava | Torrico |
| Coto | Hayashi | Pérez, J. | Yamada |
| Davis | Hernandez | Portantino | Mme. Speaker |
| De La Torre | Hill | Price | |

NOES—27

| | | | |
|---------------|----------|----------|------------|
| Adams | Duvall | Harkey | Nielsen |
| Anderson | Emmerson | Jeffries | Silva |
| Berryhill, B. | Fuller | Knight | Smyth |
| Berryhill, T. | Gaines | Logue | Strickland |
| Blakeslee | Garrick | Miller | Tran |
| Conway | Gilmore | Nestande | Villines |
| DeVore | Hagman | Niello | |

Bill ordered transmitted to the Senate immediately.

**CONSIDERATION OF SENATE BILL NO. 4
BY UNANIMOUS CONSENT**

Assembly Member Evans was granted unanimous consent to take up Senate Bill No. 4 without reference to file, for purpose of consideration.

SENATE BILL NO. 4 (Ducheny)—An act to amend Section 11011 of the Government Code, and to add Section 21080.15 to the Public Resources Code, relating to environmental quality.

Bill read third time, and presented by Assembly Member Evans.

Bill passed by the following vote:

AYES—53

| | | | |
|-------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Huffman | Salas |
| Arambula | De León | Jones | Saldaña |
| Beall | Eng | Krekorian | Skinner |
| Blakeslee | Evans | Lieu | Solorio |
| Block | Feuer | Lowenthal | Strickland |
| Blumenfield | Fong | Ma | Swanson |
| Brownley | Fuentes | Mendoza | Torlakson |
| Buchanan | Furutani | Monning | Torres |
| Caballero | Galgiani | Nava | Torrico |
| Calderon | Hall | Pérez, J. | Yamada |
| Carter | Hayashi | Pérez, V.M. | Mme. Speaker |
| Chesbro | Hernandez | Portantino | |
| Coto | Hill | Price | |
| Davis | Huber | Ruskin | |

NOES—20

| | | | |
|---------------|----------|----------|----------|
| Adams | DeVore | Gilmore | Miller |
| Anderson | Emmerson | Hagman | Nestande |
| Berryhill, B. | Fuller | Jeffries | Silva |
| Berryhill, T. | Gaines | Knight | Smyth |
| Conway | Garrick | Logue | Villines |

Bill ordered transmitted to the Senate immediately.

**CONSIDERATION OF SENATE BILL NO. 9
BY UNANIMOUS CONSENT**

Assembly Member Evans was granted unanimous consent to take up Senate Bill No. 9, without reference to file, for purpose of consideration.

SENATE BILL NO. 9 (Ducheny)—An act to add Section 7203.3 to the Revenue and Taxation Code, relating to local government finance.

Bill read third time, and presented by Assembly Member Evans.

Parliamentary Inquiry

Assembly Member De Vore arose to the following parliamentary inquiry:

This bill is keyed as requiring a majority vote, although it increases revenues to the State of California. Pursuant to Article XIII of the California Constitution, bills that raise revenues should require a two-thirds vote. Shouldn't this bill require two-thirds vote for passage?

Reply by Speaker pro Tempore Saldaña

The Speaker pro Tempore replied that the Legislative Counsel has advised that this bill does not violate the provisions of Article XIII of the California Constitution and that a 41 majority vote is all that is required for passage.

Motion to Appeal the Decision of The Chair

Assembly Member DeVore moved to appeal the decision of the Chair.

Reply by Speaker pro Tempore Saldaña

The Speaker pro Tempore replied that a motion to appeal the decision of the Chair is not in order on a parliamentary inquiry.

Point of Order

Assembly Member DeVore arose to the following point of order:

Pursuant to Article XIII of the California Constitution, this bill should require a two-thirds vote.

Ruling by Speaker pro Tempore Saldaña

The Speaker pro Tempore ruled the point of order not well-taken.

Motion to Appeal from the Decision of the Chair

Assembly Member DeVore moved to appeal from the decision of the Chair.

Assembly Member Blakeslee seconded the motion.

The question being: Shall the decision of the Chair be overruled?

The roll was opened and the decision of the Chair was sustained by the following vote:

AYES—27

| | | | |
|---------------|----------|----------|------------|
| Adams | Duvall | Harkey | Nielsen |
| Anderson | Emmerson | Jeffries | Silva |
| Berryhill, B. | Fuller | Knight | Smyth |
| Berryhill, T. | Gaines | Logue | Strickland |
| Blakeslee | Garrick | Miller | Tran |
| Conway | Gilmore | Nestande | Villines |
| DeVore | Hagman | Niello | |

NOES—50

| | | | |
|-------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Huffman | Ruskin |
| Arambula | De Leon | Jones | Salas |
| Beall | Eng | Krekorian | Saldaña |
| Block | Evans | Lieu | Skinner |
| Blumenfield | Feuer | Lowenthal | Solorio |
| Brownley | Fong | Ma | Swanson |
| Buchanan | Fuentes | Mendoza | Torlakson |
| Caballero | Furutani | Monning | Torres |
| Calderon | Galgiani | Nava | Torrico |
| Carter | Hall | Perez, J. | Yamada |
| Chesbro | Hayashi | Perez, V.M. | Mme. Speaker |
| Coto | Hernandez | Portantino | |
| Davis | Hill | Price | |

Further Consideration of Senate Bill No. 9

The roll was opened.

Bill passed by the following vote:

AYES—47

| | | | |
|-------------|-----------|------------|--------------|
| Ammiano | De León | Huffman | Ruskin |
| Arambula | Eng | Jones | Salas |
| Beall | Evans | Krekorian | Saldaña |
| Blumenfield | Feuer | Lieu | Skinner |
| Brownley | Fong | Lowenthal | Solorio |
| Caballero | Fuentes | Ma | Swanson |
| Calderon | Furutani | Mendoza | Torlakson |
| Carter | Galgiani | Monning | Torres |
| Chesbro | Hall | Nava | Torrico |
| Coto | Hayashi | Pérez, J. | Yamada |
| Davis | Hernandez | Portantino | Mme. Speaker |
| De La Torre | Hill | Price | |

NOES—27

| | | | |
|---------------|----------|----------|------------|
| Adams | Duvall | Harkey | Nielsen |
| Anderson | Emmerson | Jeffries | Silva |
| Berryhill, B. | Fuller | Knight | Smyth |
| Berryhill, T. | Gaines | Logue | Strickland |
| Blakeslee | Garrick | Miller | Tran |
| Conway | Gilmore | Nestande | Villines |
| DeVore | Hagman | Niello | |

Bill ordered transmitted to the Senate immediately.

**CONSIDERATION OF SENATE BILL NO. 11
BY UNANIMOUS CONSENT**

Assembly Member Evans was granted unanimous consent to take up Senate Bill No. 11 without reference to file, for purpose of consideration.

SENATE BILL NO. 11 (Ducheny)—An act to add Part 4.5 (commencing with Section 9601) to, and to add Part 32 (commencing with Section 61001) to Division 2 of, the Revenue and Taxation Code, and to add Section 2100.1 to the Streets and Highways Code, relating to fuel, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member Evans.

Point of Order

Assembly Member DeVore arose to the following point of order:

Pursuant to Article XIII of the California Constitution, this bill should require a two-thirds majority vote because it raises revenues for the State of California.

Ruling by Speaker pro Tempore Saldaña

The Speaker pro Tempore ruled the point of order not well-taken. Legislative Counsel has advised the body that a 41 majority vote on this bill is appropriate and in compliance with the provisions of Article XIII of the State Constitution.

Motion to Appeal from the Decision of the Chair

Assembly Member DeVore moved to appeal from the decision of the Chair.

Assembly Member Blakeslee seconded the motion.

The question being: Shall the decision of the Chair be overruled?

The roll was opened and the decision of the Chair was sustained by the following vote:

AYES—27

| | | | |
|---------------|----------|----------|------------|
| Adams | Duvall | Harkey | Silva |
| Anderson | Emmerson | Knight | Smyth |
| Berryhill, B. | Fuller | Logue | Solorio |
| Berryhill, T. | Gaines | Miller | Strickland |
| Blakeslee | Garrick | Nestande | Tran |
| Conway | Gilmore | Niello | Villines |
| DeVore | Hagman | Nielsen | |

NOES—49

| | | | |
|-------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Huffman | Ruskin |
| Arambula | De León | Jones | Salas |
| Beall | Eng | Krekorian | Saldaña |
| Block | Evans | Lieu | Skinner |
| Blumenfield | Feuer | Lowenthal | Swanson |
| Brownley | Fong | Ma | Torlakson |
| Buchanan | Fuentes | Mendoza | Torres |
| Caballero | Furutani | Monning | Torrico |
| Calderon | Galgiani | Nava | Yamada |
| Carter | Hall | Pérez, J. | Mme. Speaker |
| Chesbro | Hayashi | Pérez, V.M. | |
| Coto | Hernandez | Portantino | |
| Davis | Hill | Price | |

Further Consideration of Senate Bill No. 11

The roll was opened.

Bill passed by the following vote:

AYES—47

| | | | |
|-------------|-----------|------------|--------------|
| Ammiano | De León | Huffman | Ruskin |
| Arambula | Eng | Jones | Salas |
| Beall | Evans | Krekorian | Saldaña |
| Blumenfield | Feuer | Lieu | Skinner |
| Brownley | Fong | Lowenthal | Solorio |
| Caballero | Fuentes | Ma | Swanson |
| Calderon | Furutani | Mendoza | Torlakson |
| Carter | Galgiani | Monning | Torres |
| Chesbro | Hall | Nava | Torrico |
| Coto | Hayashi | Pérez, J. | Yamada |
| Davis | Hernandez | Portantino | Mme. Speaker |
| De La Torre | Hill | Price | |

NOES—27

| | | | |
|---------------|----------|----------|------------|
| Adams | Duvall | Harkey | Nielsen |
| Anderson | Emmerson | Jeffries | Silva |
| Berryhill, B. | Fuller | Knight | Smyth |
| Berryhill, T. | Gaines | Logue | Strickland |
| Blakeslee | Garrick | Miller | Tran |
| Conway | Gilmore | Nestande | Villines |
| DeVore | Hagman | Niello | |

Bill ordered transmitted to the Senate immediately.

**CONSIDERATION OF SENATE BILL NO. 6
BY UNANIMOUS CONSENT**

Assembly Member Evans was granted unanimous consent to take up Senate Bill No. 6 without reference to file, for purpose of consideration.

SENATE BILL NO. 6 (Ducheny)—An act to amend Section 29530 of the Government Code, and to add Section 7203.25 to the Revenue and Taxation Code, relating to local government finance.

Bill read third time, and presented by Assembly Member Evans.

Bill passed by the following vote:

AYES—50

| | | | |
|-------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Huffman | Ruskin |
| Arambula | De León | Jones | Salas |
| Beall | Eng | Krekorian | Saldaña |
| Block | Evans | Lieu | Skinner |
| Blumenfield | Feuer | Lowenthal | Solorio |
| Brownley | Fong | Ma | Swanson |
| Buchanan | Fuentes | Mendoza | Torlakson |
| Caballero | Furutani | Monning | Torres |
| Calderon | Galgiani | Nava | Torrico |
| Carter | Hall | Pérez, J. | Yamada |
| Chesbro | Hayashi | Pérez, V.M. | Mme. Speaker |
| Coto | Hernandez | Portantino | |
| Davis | Hill | Price | |

NOES—26

| | | | |
|---------------|----------|----------|------------|
| Adams | Duvall | Harkey | Silva |
| Anderson | Emmerson | Jeffries | Smyth |
| Berryhill, B. | Fuller | Knight | Strickland |
| Berryhill, T. | Gaines | Logue | Tran |
| Blakeslee | Garrick | Miller | Villines |
| Conway | Gilmore | Nestande | |
| DeVore | Hagman | Nielsen | |

Bill ordered transmitted to the Senate immediately.

MESSAGES FROM THE SENATE

Senate Chamber, December 18, 2008

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

| | |
|----------------------|----------------------|
| Assembly Bill No. 2 | Assembly Bill No. 12 |
| Assembly Bill No. 4 | Assembly Bill No. 3 |
| Assembly Bill No. 6 | Assembly Bill No. 5 |
| Assembly Bill No. 8 | Assembly Bill No. 7 |
| Assembly Bill No. 10 | |

And respectfully requests the Assembly to concur in said amendments.

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

Above bills ordered to unfinished business file.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Evans was granted unanimous consent to permit consideration of Senate amendments to Assembly Bill No. 2, without reference to file.

ASSEMBLY BILL NO. 2 (Evans)—An act to add Sections 6051.9, 6201.9, 6357.6, 7374, 17044, 19136.8, and 60709 to, to add Part 21 (commencing with Section 42001) to, to repeal Chapter 2 (commencing with Section 7360) of Part 2 of, and to repeal Part 31 (commencing with Section 60001) of, Division 2 of, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Point of Order

Assembly Member DeVore arose to the following point of order:

This bill seeks to raise 5.7 billion dollars in new revenue for the State of California. Pursuant to the provisions of Proposition 13 and Article XIII of the California Constitution, this bill should require a two-thirds majority vote because it raises revenues for the State of California.

Ruling by Speaker pro Tempore Saldaña

The Speaker pro Tempore ruled the point of order not well-taken.

Motion to Appeal from the Decision of the Chair

Assembly Member DeVore moved to appeal from the decision of the Chair.

Assembly Member Blakeslee seconded the motion.

The question being: Shall the decision of the Chair be overruled?

The roll was opened and the decision of the Chair was sustained by the following vote:

AYES—28

| | | | |
|---------------|----------|----------|------------|
| Adams | DeVore | Hagman | Niello |
| Anderson | Duvall | Harkey | Nielsen |
| Berryhill, B. | Emmerson | Jeffries | Silva |
| Berryhill, T. | Fuller | Knight | Smyth |
| Blakeslee | Gaines | Logue | Strickland |
| Calderon | Garrick | Miller | Tran |
| Conway | Gilmore | Nestande | Villines |

NOES—48

| | | | |
|-------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Hill | Portantino |
| Arambula | De León | Huffman | Price |
| Beall | Eng | Jones | Ruskin |
| Block | Evans | Krekorian | Salas |
| Blumenfield | Feuer | Lieu | Saldaña |
| Brownley | Fong | Lowenthal | Skinner |
| Buchanan | Fuentes | Ma | Swanson |
| Caballero | Furutani | Mendoza | Torlakson |
| Carter | Galgiani | Monning | Torres |
| Chesbro | Hall | Nava | Torrico |
| Coto | Hayashi | Pérez, J. | Yamada |
| Davis | Hernandez | Pérez, V.M. | Mme. Speaker |

Vote Changes

By unanimous consent, the following vote change was permitted on DeVore motion to Appeal from the Decision of the Chair: Assembly Member De La Torre from “Aye” to “No”.

Further Consideration of Assembly Bill No. 2**Assembly Rule 112 Suspended**

Assembly Member Garrick was granted unanimous consent that Assembly Rule 112 be suspended to permit him to read a paper on the Floor of the Assembly.

Assembly Member Adams was granted unanimous consent that Assembly Rule 112 be suspended to permit him to read a paper on the Floor of the Assembly.

Further Consideration of Assembly Bill No. 2

The roll was opened.

Bill passed by the following vote:

AYES—47

| | | | |
|-------------|-----------|------------|--------------|
| Ammiano | De León | Huffman | Ruskin |
| Arambula | Eng | Jones | Salas |
| Beall | Evans | Krekorian | Saldaña |
| Blumenfield | Feuer | Lieu | Skinner |
| Brownley | Fong | Lowenthal | Solorio |
| Caballero | Fuentes | Ma | Swanson |
| Calderon | Furutani | Mendoza | Torlakson |
| Carter | Galgiani | Monning | Torres |
| Chesbro | Hall | Nava | Torrico |
| Coto | Hayashi | Pérez, J. | Yamada |
| Davis | Hernandez | Portantino | Mme. Speaker |
| De La Torre | Hill | Price | |

NOES—27

| | | | |
|---------------|----------|----------|------------|
| Adams | Duvall | Harkey | Nielsen |
| Anderson | Emmerson | Jeffries | Silva |
| Berryhill, B. | Fuller | Knight | Smyth |
| Berryhill, T. | Gaines | Logue | Strickland |
| Blakeslee | Garrick | Miller | Tran |
| Conway | Gilmore | Nestande | Villines |
| DeVore | Hagman | Niello | |

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS TO ASSEMBLY BILL NO. 4
BY UNANIMOUS CONSENT**

Assembly Member Evans was granted unanimous consent to take up consideration of Senate Amendments to Assembly Bill No. 4, without reference to file.

ASSEMBLY BILL NO. 4 (Evans)—An act to amend Sections 2558.46, 17592.71, 42238.146, 47634.1, and 49452.8 of, to amend, repeal, and add Section 17584.1 of, to add Sections 17070.766, 17592.74, 41207.3, 41509, 52055.60, and 52055.651 to, and to add and repeal Sections 1240.3 and 60422.1 of, the Education Code, to amend Section 36 of, and to repeal Section 33 of, Chapter 757 of, the Statutes of 2008, to amend Items 6110-105-0001, 6110-196-0001, 6110-196-0890, 6110-244-0001, 6110-485, 6110-488, 6360-101-0001, 6870-101-0001, and 6870-295-0001 of, and to add Item 6870-485 to, Section 2.00 of, and to amend Section 12.40 of, the Budget Act of 2008 (Chapters 268 and 269 of the Statutes of 2008), relating to education finance, and making an appropriation therefor.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—48

| | | | |
|-------------|-------------|------------|--------------|
| Ammiano | De La Torre | Hill | Price |
| Arambula | De León | Huffman | Ruskin |
| Beall | Eng | Jones | Salas |
| Blakeslee | Evans | Krekorian | Saldaña |
| Blumenfield | Feuer | Lieu | Skinner |
| Brownley | Fong | Lowenthal | Solorio |
| Caballero | Fuentes | Ma | Swanson |
| Calderon | Furutani | Mendoza | Torlakson |
| Carter | Galgiani | Monning | Torres |
| Chesbro | Hall | Nava | Torrico |
| Coto | Hayashi | Pérez, J. | Yamada |
| Davis | Hernandez | Portantino | Mme. Speaker |

NOES—24

| | | | |
|---------------|----------|----------|------------|
| Adams | Emmerson | Jeffries | Nielsen |
| Anderson | Fuller | Knight | Silva |
| Berryhill, B. | Gaines | Logue | Smyth |
| Berryhill, T. | Garrick | Miller | Strickland |
| Conway | Gilmore | Nestande | Tran |
| DeVore | Hagman | Niello | Villines |

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS TO ASSEMBLY BILL NO. 6
BY UNANIMOUS CONSENT**

Assembly Member Evans was granted unanimous consent to take up consideration of Senate amendments to Assembly Bill No. 6, without reference to file.

ASSEMBLY BILL NO. 6 (Evans)—An act to amend Section 16965 of, and to add Section 63048.66 to, the Government Code, and to add Section 42278 to the Vehicle Code, relating to state finances.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—48

| | | | |
|-------------|-------------|------------|--------------|
| Ammiano | De La Torre | Hill | Price |
| Arambula | De León | Huffman | Ruskin |
| Beall | Eng | Jones | Salas |
| Blakeslee | Evans | Krekorian | Saldaña |
| Blumenfield | Feuer | Lieu | Skinner |
| Brownley | Fong | Lowenthal | Solorio |
| Caballero | Fuentes | Ma | Swanson |
| Calderon | Furutani | Mendoza | Torlakson |
| Carter | Galgiani | Monning | Torres |
| Chesbro | Hall | Nava | Torrico |
| Coto | Hayashi | Pérez, J. | Yamada |
| Davis | Hernandez | Portantino | Mme. Speaker |

NOES—26

| | | | |
|---------------|----------|----------|------------|
| Adams | Emmerson | Jeffries | Silva |
| Anderson | Fuller | Knight | Smyth |
| Berryhill, B. | Gaines | Logue | Strickland |
| Berryhill, T. | Garrick | Miller | Tran |
| Conway | Gilmore | Nestande | Villines |
| DeVore | Hagman | Niello | |
| Duvall | Harkey | Nielsen | |

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS TO ASSEMBLY BILL NO. 8
BY UNANIMOUS CONSENT**

Assembly Member Evans was granted unanimous consent to take up consideration of Senate amendments to Assembly Bill No. 8, without reference to file.

ASSEMBLY BILL NO. 8 (Committee on Budget)—An act to amend Sections 14491, 17550.19, and 21653 of the Business and Professions Code, to amend Section 5305 of the Financial Code, to amend Section 421 of the Military and Veterans Code, to amend Sections 154, 155, 337.4, 368, 422.7, 476a, 484b, 484g, 484h, 487, 487b, 487e, 487f, 487h, 496, 498, 500, 502, 537, 537e, 550, 551, 565, 566, 592, 594.4, 641.3, 2932, 2933.1, 2933.2, 2933.3, 2933.5, 2933.6, 3000, 4019, and 4600 of, to amend, renumber, and add Section 2933.4 of, to add Sections 2933.05 and 3060.95, and to repeal Section 2933 of, the Penal Code, to amend Sections 14591 and 41955 of the Public Resources Code, to amend Sections 10851.5 and 42002.4 of the Vehicle Code, and to amend Sections 10980 and 15656 of the Welfare and Institutions Code, relating to the Department of Corrections and Rehabilitation

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—47

| | | | |
|-------------|-----------|------------|--------------|
| Ammiano | De León | Huffman | Ruskin |
| Arambula | Eng | Jones | Salas |
| Beall | Evans | Krekorian | Saldaña |
| Blumenfield | Feuer | Lieu | Skinner |
| Brownley | Fong | Lowenthal | Solorio |
| Caballero | Fuentes | Ma | Swanson |
| Calderon | Furutani | Mendoza | Torlakson |
| Carter | Galgiani | Monning | Torres |
| Chesbro | Hall | Nava | Torrico |
| Coto | Hayashi | Pérez, J. | Yamada |
| Davis | Hernandez | Portantino | Mme. Speaker |
| De La Torre | Hill | Price | |

NOES—27

| | | | |
|---------------|----------|----------|------------|
| Adams | Duvall | Harkey | Nielsen |
| Anderson | Emmerson | Jeffries | Silva |
| Berryhill, B. | Fuller | Knight | Smyth |
| Berryhill, T. | Gaines | Logue | Strickland |
| Blakeslee | Garrick | Miller | Tran |
| Conway | Gilmore | Nestande | Villines |
| DeVore | Hagman | Niello | |

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS TO ASSEMBLY BILL NO. 10
BY UNANIMOUS CONSENT**

Assembly Member Evans was granted unanimous consent to take up consideration of Senate amendments to Assembly Bill No. 10, without reference to file.

ASSEMBLY BILL NO. 10 (Committee on Budget)—An act to amend Sections 15819.40, 15819.402, 15819.403, 15819.404, 15819.41, 15819.412, 15819.414, 15819.417, 15820.903, 15820.911, and 15820.913 of, and to add Sections 15820.904 and 15820.914 to, the Government Code, to amend Section 7021 of the Penal Code, and to amend Sections 1970, 1971, 1972, 1973, and 1975 of, and to add Section 1977 to, the Welfare and Institutions Code, relating to correctional facilities, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—66

| | | | |
|---------------|-----------|------------|--------------|
| Adams | DeVore | Huffman | Price |
| Ammiano | Duvall | Jeffries | Ruskin |
| Arambula | Emmerson | Jones | Salas |
| Beall | Eng | Knight | Saldaña |
| Berryhill, B. | Evans | Krekorian | Silva |
| Blakeslee | Feuer | Lieu | Skinner |
| Blumenfield | Fong | Lowenthal | Solorio |
| Brownley | Fuentes | Ma | Swanson |
| Caballero | Furutani | Mendoza | Torlakson |
| Calderon | Galgiani | Miller | Torres |
| Carter | Gilmore | Monning | Torrico |
| Chesbro | Hagman | Nava | Tran |
| Conway | Hall | Nestande | Villines |
| Coto | Harkey | Niello | Yamada |
| Davis | Hayashi | Nielsen | Mme. Speaker |
| De La Torre | Hernandez | Pérez, J. | |
| De León | Hill | Portantino | |

NOES—7

| | | | |
|---------------|---------|-------|------------|
| Anderson | Gaines | Logue | Strickland |
| Berryhill, T. | Garrick | Smyth | |

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—66

| | | | |
|---------------|-----------|------------|--------------|
| Adams | DeVore | Huffman | Price |
| Ammiano | Duvall | Jeffries | Ruskin |
| Arambula | Emmerson | Jones | Salas |
| Beall | Eng | Knight | Saldaña |
| Berryhill, B. | Evans | Krekorian | Silva |
| Blakeslee | Feuer | Lieu | Skinner |
| Blumenfield | Fong | Lowenthal | Solorio |
| Brownley | Fuentes | Ma | Swanson |
| Caballero | Furutani | Mendoza | Torlakson |
| Calderon | Galgiani | Miller | Torres |
| Carter | Gilmore | Monning | Torrico |
| Chesbro | Hagman | Nava | Tran |
| Conway | Hall | Nestande | Villines |
| Coto | Harkey | Niello | Yamada |
| Davis | Hayashi | Nielsen | Mme. Speaker |
| De La Torre | Hernandez | Pérez, J. | |
| De León | Hill | Portantino | |

NOES—7

| | | | |
|---------------|---------|-------|------------|
| Anderson | Gaines | Logue | Strickland |
| Berryhill, T. | Garrick | Smyth | |

Above bill ordered enrolled.

CONSIDERATION OF SENATE AMENDMENTS TO ASSEMBLY BILL NO. 12 BY UNANIMOUS CONSENT

Assembly Member Evans was granted unanimous consent to take up consideration of Senate amendments to Assembly Bill No. 12, without reference to file.

ASSEMBLY BILL NO. 12 (Evans)—An act to amend Sections 19002 and 19355 of the Revenue and Taxation Code, and to amend Sections 2118, 13000, 13010, 13021, 13022, 13052, and 13052.5 of, and to add Sections 13020.1 and 13050.1 to, the Unemployment Insurance Code, relating to taxation.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—47

| | | | |
|-------------|-----------|------------|--------------|
| Ammiano | De León | Huffman | Ruskin |
| Arambula | Eng | Jones | Salas |
| Beall | Evans | Krekorian | Saldaña |
| Blumenfield | Feuer | Lieu | Skinner |
| Brownley | Fong | Lowenthal | Solorio |
| Caballero | Fuentes | Ma | Swanson |
| Calderon | Furutani | Mendoza | Torlakson |
| Carter | Galgiani | Monning | Torres |
| Chesbro | Hall | Nava | Torrico |
| Coto | Hayashi | Pérez, J. | Yamada |
| Davis | Hernandez | Portantino | Mme. Speaker |
| De La Torre | Hill | Price | |

NOES—28

| | | | |
|---------------|----------|----------|-------------|
| Adams | Duvall | Harkey | Nielsen |
| Anderson | Emmerson | Jeffries | Perez, V.M. |
| Berryhill, B. | Fuller | Knight | Silva |
| Berryhill, T. | Gaines | Logue | Smyth |
| Blakeslee | Garrick | Miller | Strickland |
| Conway | Gilmore | Nestande | Tran |
| DeVore | Hagman | Niello | Villines |

Vote Changes

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 12: Assembly Member V. Manuel Perez from “Aye” to “No”.

Above bill ordered enrolled.

CONSIDERATION OF SENATE AMENDMENTS TO ASSEMBLY BILL NO. 3 BY UNANIMOUS CONSENT

Assembly Member Evans was granted unanimous consent to take up consideration of Senate amendments to Assembly Bill No. 3, without reference to file.

ASSEMBLY BILL NO. 3 (Evans)—An act to amend Section 129880 of the Health and Safety Code, relating to hospital buildings.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—60

| | | | |
|-------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Huber | Portantino |
| Arambula | De León | Huffman | Price |
| Beall | Duval | Jones | Ruskin |
| Blakeslee | Eng | Knight | Salas |
| Block | Evans | Krekorian | Saldaña |
| Blumenfield | Feuer | Lieu | Skinner |
| Brownley | Fong | Lowenthal | Solorio |
| Buchanan | Fuentes | Ma | Strickland |
| Caballero | Furutani | Mendoza | Swanson |
| Calderon | Galgiani | Miller | Torlakson |
| Carter | Hagman | Monning | Torres |
| Chesbro | Hall | Nava | Torrico |
| Conway | Hayashi | Nielsen | Tran |
| Coto | Hernandez | Pérez, J. | Yamada |
| Davis | Hill | Pérez, V.M. | Mme. Speaker |

NOES—12

| | | | |
|---------------|----------|----------|----------|
| Adams | Emmerson | Gilmore | Nestande |
| Anderson | Fuller | Jeffries | Smyth |
| Berryhill, T. | Gaines | Logue | Villines |

Vote Changes

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 3: Assembly Member Conway from “No” to “Aye”.

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS TO ASSEMBLY BILL NO. 7
BY UNANIMOUS CONSENT**

Assembly Member Evans was granted unanimous consent to take up consideration of Senate amendments to Assembly Bill No. 7, without reference to file.

ASSEMBLY BILL NO. 7 (Evans)—An act to amend and supplement the Budget Act of 2008 (Chapters 268 and 269 of the Statutes of 2008) by adding Sections 20.00, 20.50, 20.60, 20.65, 20.70, 20.75, and 20.80 to that act, relating to the support of state government, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—57

| | | | |
|---------------|-------------|-------------|--------------|
| Ammiano | Davis | Huffman | Salas |
| Arambula | De La Torre | Jones | Saldaña |
| Beall | De León | Krekorian | Skinner |
| Berryhill, B. | Eng | Lieu | Solorio |
| Blakeslee | Evans | Lowenthal | Strickland |
| Block | Feuer | Ma | Swanson |
| Blumenfield | Fong | Mendoza | Torlakson |
| Brownley | Fuentes | Miller | Torres |
| Buchanan | Furutani | Monning | Torrico |
| Caballero | Galgiani | Nava | Tran |
| Calderon | Hall | Pérez, J. | Yamada |
| Carter | Hayashi | Pérez, V.M. | Mme. Speaker |
| Chesbro | Hernandez | Portantino | |
| Conway | Hill | Price | |
| Coto | Huber | Ruskin | |

NOES—17

| | | | |
|---------------|---------|----------|----------|
| Adams | Gaines | Jeffries | Smyth |
| Anderson | Garrick | Knight | Villines |
| Berryhill, T. | Gilmore | Logue | |
| DeVore | Hagman | Nestande | |
| Emmerson | Harkey | Silva | |

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—57

| | | | |
|---------------|-------------|-------------|--------------|
| Ammiano | Davis | Huffman | Salas |
| Arambula | De La Torre | Jones | Saldaña |
| Beall | De León | Krekorian | Skinner |
| Berryhill, B. | Eng | Lieu | Solorio |
| Blakeslee | Evans | Lowenthal | Strickland |
| Block | Feuer | Ma | Swanson |
| Blumenfield | Fong | Mendoza | Torlakson |
| Brownley | Fuentes | Miller | Torres |
| Buchanan | Furutani | Monning | Torrico |
| Caballero | Galgiani | Nava | Tran |
| Calderon | Hall | Pérez, J. | Yamada |
| Carter | Hayashi | Pérez, V.M. | Mme. Speaker |
| Chesbro | Hernandez | Portantino | |
| Conway | Hill | Price | |
| Coto | Huber | Ruskin | |

NOES—17

| | | | |
|---------------|---------|----------|----------|
| Adams | Gaines | Jeffries | Smyth |
| Anderson | Garrick | Knight | Villines |
| Berryhill, T. | Gilmore | Logue | |
| DeVore | Hagman | Nestande | |
| Emmerson | Harkey | Silva | |

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS TO ASSEMBLY BILL NO. 5
BY UNANIMOUS CONSENT**

Assembly Member Evans was granted unanimous consent to take up consideration of Senate amendments to Assembly Bill No. 5, without reference to file.

ASSEMBLY BILL NO. 5 (Evans)—An act to amend Section 143 of the Streets and Highways Code, relating to transportation.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—59

| | | | |
|-------------|-----------|-------------|--------------|
| Ammiano | De León | Huber | Price |
| Arambula | Eng | Huffman | Ruskin |
| Beall | Evans | Jones | Salas |
| Block | Feuer | Krekorian | Saldaña |
| Blumenfield | Fong | Lieu | Skinner |
| Brownley | Fuentes | Lowenthal | Solorio |
| Buchanan | Furutani | Ma | Strickland |
| Caballero | Galgiani | Mendoza | Swanson |
| Calderon | Garrick | Miller | Torlakson |
| Carter | Hagman | Monning | Torres |
| Chesbro | Hall | Nava | Torrico |
| Conway | Harkey | Nielsen | Tran |
| Coto | Hayashi | Pérez, J. | Yamada |
| Davis | Hernandez | Pérez, V.M. | Mme. Speaker |
| De La Torre | Hill | Portantino | |

NOES—13

| | | | |
|---------------|-----------|----------|----------|
| Adams | Blakeslee | Logue | Villines |
| Anderson | Gaines | Nestande | |
| Berryhill, B. | Jeffries | Silva | |
| Berryhill, T. | Knight | Smyth | |

Above bill ordered enrolled.

ADJOURN IN MEMORY

Assembly Member Ma was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Norma Hotaling of San Francisco.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Anderson was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Young Mi Yoon, Grace Yoon, Rachel Yoon, and Suk Im Kim of University City.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Ammiano was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Judge Herbert Donaldson of San Francisco.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Conway was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of William Cooke of Tulare.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Gaines was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Betty R. Oller, of Angels Camp and Arlene Marie Holt, of Antelope.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Members Mendoza and Calderon were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of California Highway Patrol Officer Joseph Paul Sanders, of Hacienda Heights.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Torlakson was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Joseph Albanese, Joyce Seelinger, and Carol Slatten, of Antioch and Roger Epperson, of Concord.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 1—Torrico. Relative to final adjournment of the 2009–10 First Extraordinary Session of the Legislature.

**CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 1
BY UNANIMOUS CONSENT**

Assembly Member Torrico was granted unanimous consent to take up Assembly Concurrent Resolution No. 1 without reference to file, for purpose of consideration.

ASSEMBLY CONCURRENT RESOLUTION NO. 1 (Torrico)—Relative to final adjournment of the 2009–10 First Extraordinary Session of the Legislature.

Resolution read and adopted by the following vote:

AYES—66

| | | | |
|---------------|-----------|-------------|--------------|
| Adams | Emmerson | Jones | Ruskin |
| Ammiano | Eng | Knight | Salas |
| Anderson | Evans | Krekorian | Saldaña |
| Arambula | Feuer | Lieu | Silva |
| Beall | Fong | Logue | Skinner |
| Berryhill, B. | Fuentes | Lowenthal | Smyth |
| Blakeslee | Fuller | Ma | Solorio |
| Blumenfield | Furutani | Mendoza | Strickland |
| Brownley | Gaines | Miller | Swanson |
| Caballero | Galgiani | Monning | Torlakson |
| Carter | Gilmore | Nava | Torres |
| Chesbro | Hagman | Nestande | Torrico |
| Coto | Hall | Nielsen | Tran |
| Davis | Hayashi | Pérez, J. | Yamada |
| De La Torre | Hernandez | Pérez, V.M. | Mme. Speaker |
| De León | Hill | Portantino | |
| DeVore | Huffman | Price | |

NOES—None

Resolution ordered transmitted to the Senate immediately.

VOTE ADDS

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

Senate Bill No. 3: Nava—Aye; Adams and Smyth—No.

Senate Bill No. 5: Blakeslee—Aye; Adams, Smyth, and Strickland—No.

Senate Bill No. 4: Blakeslee and Huber—Aye; Hagman and Smyth—No.

Senate Bill No. 9, DeVore Motion to Appeal the Decision of the Chair: Anderson—Aye.

Senate Bill No. 9: Caballero—Aye.

Senate Bill No. 11, DeVore Motion to Appeal the Decision of the Chair: Swanson—No.

Senate Bill No. 11: De León—Aye; Strickland—No.

Senate Bill No. 6: De León and Salas—Aye; DeVore and Strickland—No.

Assembly Bill No. 2, Concurrence, DeVore Motion to Appeal the Decision of the Chair: Villines—Aye.

Assembly Bill No. 2, Concurrence: Huffman—Aye.

Assembly Bill No. 4, Concurrence: Blakeslee, Davis, and Huffman—Aye; Hagman, Strickland, Tran, and Villines—No.

Assembly Bill No. 6, Concurrence: Blakeslee and De León—Aye; Nestande—No.

Assembly Bill No. 8, Concurrence: Berryhill and Blakeslee—No.

Assembly Bill No. 10, Urgency and Concurrence: Blakeslee, Brownley, Harkey, Nestande, and Silva—Aye.

Assembly Bill No. 12, Concurrence: De La Torre—Aye.

Assembly Bill No. 3, Concurrence: Hagman, Huber, and Tran—Aye; Anderson—No.

Assembly Bill No. 7, Urgency and Concurrence: Blakeslee, Huber, and Strickland—Aye; Anderson—No.

Assembly Bill No. 5, Concurrence: Hagman and Huber—Aye.

Assembly Concurrent Resolution No. 1, Concurrence: Anderson, Huffman, and Nestande—Aye.

MESSAGES FROM THE SENATE

Senate Chamber, December 18, 2008

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 3
Senate Bill No. 5
Senate Bill No. 7
Senate Bill No. 9

Senate Bill No. 11
Senate Bill No. 4
Senate Bill No. 6

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

Senate Chamber, December 18, 2008

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

Assembly Concurrent Resolution No. 1

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

Above resolution ordered enrolled.

ADJOURNMENT

At 3:09 p.m., pursuant to Assembly Concurrent Resolution No. 1, the Assembly adjourned the First Extraordinary Session of the Legislature *sine die*, out of respect to the memory of Norma Hotaling, on motion of Assembly Member Ma; out of respect to the memory of Young Mi Yoon, Grace Yoon, Rachel Yoon and Suk Im Kim, on motion of Assembly Member Anderson; out of respect to the memory of Judge Herbert Donaldson, on motion of Assembly Member Ammiano; out of respect to the memory of William Cooke, on motion of Assembly Member Conway; out of respect to the memory of Arlene Marie Holt and Betty R. Oller, on motion of Assembly Member Gaines; out of respect to the memory of California Highway Patrol Officer Joseph Paul Sanders, on motion of Assembly Members Mendoza and Calderon; and out of respect to the memory of Joseph Albanese, Joyce Seelinger, Carol Slatten, and Roger Epperson, on motion of Assembly Member Torlakson.

KAREN BASS, Speaker

SUE PARKER, Assistant Chief Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON DECEMBER 18, 2008**

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

| SB | RN | |
|--------------------------|-----------|----------|
| 3 | 0901035 | |
| 4 | 0901018 | |
| 5 | 0900762 | |
| 6 | 0901026 | |
| 7 | 0901029 | |
| 9 | 0900860 | |
| 11 | 0901013 | |
| Daily Total: | | 7 |
| Cumulative Total: | | 9 |

Volume 6

Journal of the Assembly

Legislature of the State of California
2009–10 Second Extraordinary Session
December 8, 2008 to February 19, 2009



HON. KAREN BASS
Speaker

HON. LORI SALDAÑA
Speaker pro Tempore

HON. ALBERTO TORRICO
Majority Floor Leader

HON. MICHAEL VILLINES
Minority Floor Leader

E. DOTSON WILSON
Chief Clerk of the Assembly

SUE PARKER
Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 SECOND EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Monday, December 8, 2008

FIRST SESSION DAY

FIRST CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, December 8, 2008

The Assembly met at 2:54 p.m.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly,
presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Elizabeth Potter reading.

ROLL CALL

The roll was called, and the following answered to their names—79:

| | | | |
|-----------------|-------------|-------------|------------------|
| Adams | De La Torre | Hayashi | Pérez, V. Manuel |
| Ammiano | De León | Hernandez | Portantino |
| Anderson | DeVore | Hill | Price |
| Arambula | Duvall | Huber | Ruskin |
| Beall | Emmerson | Huffman | Salas |
| Berryhill, Bill | Eng | Jeffries | Saldaña |
| Berryhill, Tom | Evans | Jones | Silva |
| Blakeslee | Feuer | Knight | Skinner |
| Block | Fletcher | Krekorian | Smyth |
| Blumenfield | Fong | Lieu | Solorio |
| Brownley | Fuentes | Logue | Strickland |
| Buchanan | Fuller | Lowenthal | Swanson |
| Caballero | Furutani | Ma | Torlakson |
| Calderon | Gaines | Mendoza | Torres |
| Carter | Galgiani | Miller | Torrico |
| Chesbro | Garrick | Monning | Tran |
| Conway | Gilmore | Nava | Villines |
| Cook | Hagman | Nestande | Yamada |
| Coto | Hall | Niello | Mme. Speaker |
| Davis | Harkey | Pérez, John | |

Quorum present.

PRAYER

Upon invitation of Speaker pro Tempore Saldaña, the following prayer was offered by Assembly Chaplain Father Constantine C. Pappademos:

Lord, Our thoughts of the past can be filled with regrets and guilt and our thoughts of the future can be filled with anxiety and worry. But we find You, Lord, in the present. We encounter You in the “now”. Help us to keep our focus on You now, to stand up for what is true and good, and to do the right thing, this day and every day.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Saldaña, Assembly Member John Pérez then led the Assembly in the pledge of allegiance to the Flag.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Member was granted leave of absence for the day:

Because of illness: Assembly Member Nielsen.

PROCLAMATION OF THE GOVERNOR

Speaker Bass directed the Clerk to read the following proclamation of the Governor convening the Legislature in extraordinary session:

**A PROCLAMATION
BY THE GOVERNOR OF THE STATE OF CALIFORNIA**

WHEREAS, an extraordinary occasion has arisen and now exists requiring that the Legislature of the State of California be convened in extraordinary session.

NOW, THEREFORE, I, ARNOLD SCHWARZENEGGER, Governor of the State of California, by virtue of the power and authority vested in me by Section 3(b) Article IV of the Constitution of the State of California, do hereby convene the Legislature of the State of California to meet in extraordinary session at Sacramento, California on the 1st day of December 2008, at a time to be determined, for the following purpose and to legislate upon the following subjects:

1. To consider and act upon legislation to address the economy, including but not limited to efforts to stimulate California's economy and create and retain jobs.
2. To consider and act upon legislation to address the housing mortgage crisis.
3. To consider and act upon legislation to address the solvency of the Unemployment Insurance Fund.
4. To consider and act upon legislation to address inefficiencies in state and local governments and to streamline state and local government operations.

IN WITNESS WHEREOF I have hereunto set my hand
and caused the Great Seal of the State of California
to be affixed this 1st day of December, 2008.

ARNOLD SCHWARZENEGGER
Governor of California

ATTEST:

DEBRA BOWEN
Secretary of State

Receipt

I acknowledge receipt this 1st day of December 2008 at 5:24 p.m., of a proclamation by the Governor, delivered to me personally by Jacque Roberts.

SUE PARKER
Assistant Chief Clerk of the Assembly



ELECTION OF SPEAKER

Assembly Member Torrico was granted unanimous consent that the election of Speaker Karen Bass on December 1, 2008, to the Office of Speaker of the Assembly for the 2009–10 Regular Session, and the Oath of Office administered (see Assembly Journal for December 1, 2008 for the Regular Session, pages 6 and 7), be substituted in the 2009–10 Second Extraordinary Session.

OATH OF OFFICE

The following oath of office was administered to Speaker-elect Karen Bass, on Monday, December 1, 2008, for the 2009–10 Regular Session, by the Honorable Kathryn M. Werdegar, Associate Justice of the Supreme Court of California, and without objection was substituted in the 2009–10 Second Extraordinary Session:

OATH

for the Office of Speaker of the California State Assembly

I do solemnly swear that I will support and defend the Constitution of the United States and the Constitution of the State of California against all enemies, foreign and domestic; that I will bear true faith and allegiance to the Constitution of the United States and the Constitution of the State of California; that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties upon which I am about to enter.

ADOPTION OF STANDING RULES

Assembly Member Torrico was granted unanimous consent that the Permanent Standing Rules of the Assembly for the 2009–10 Regular Session and the organization of Standing Committees be adopted in the Second Extraordinary Session.

(NOTE: For the text of the Assembly Standing Rules, see Assembly Journal for December 1, 2008 for the Regular Session, page 10; for roll call vote, see page 54.)

MOTION RELATIVE TO ORGANIZATION OF THE ASSEMBLY

Assembly Member Torrico moved that the provisions of House Resolution No. 3 in the 2009–10 Regular Session relative to the payment of Members and distribution of Weekly Histories be substituted in the 2009–10 Second Extraordinary Session.

(NOTE: For the text and roll call vote of House Resolution No. 3, see Assembly Journal for December 1, 2008 for the Regular Session, page 56.)

Assembly Member Feuer seconded the motion.

Without objection, the motion carried.

ELECTION OF OFFICERS OF THE ASSEMBLY

Assembly Member Torrico moved that the Non-Member Officers in the 2009–10 Regular Session be deemed the Non-Member Officers in the Second Extraordinary Session (Chief Clerk, Chief Sergeant-at-Arms, Chaplain, and Alternate Chaplain) and that their respective oaths in the Regular Session be substituted in the First Extraordinary Session.

(NOTE: For the roll call election and oaths of office for the non-member officers for the 2009–10 Regular Session, see Assembly Journal for December 1, 2008 for the Regular Session, page 55.)

Assembly Member Davis seconded the motion.

Without objection, the motion carried.

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

December 8, 2008

E. Dotson Wilson

*Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: This is to advise you that I have appointed the following Democratic Leadership for the 2009–10 Second Extraordinary Session:

Speaker pro Tempore
Majority Floor Leader
Assistant Majority Floor Leader
Majority Whip
Assistant Majority Whip
Democratic Caucus Chair
Rules Committee Chair

Hon. Lori Saldaña
Hon. Alberto Torrico
Hon. Paul Krekorian
Hon. Fiona Ma
Hon. Isadore Hall
Hon. John A. Pérez
Hon. Ted Lieu

Sincerely,

KAREN BASS
Speaker of the Assembly

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

December 8, 2008

E. Dotson Wilson, Chief Clerk

*California State Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Mr. Wilson: This letter is to inform you that I have been elected Assembly Republican Leader for the 2009/2010 Second Extraordinary Session. In addition, I have appointed Assemblyman Cameron Smyth to serve as the 2nd Ranking Republican Leader and my Caucus Chair.

If you have any questions regarding this letter, please contact Ivan Altamura at 319-2029.

It is an honor working with you in the California State Assembly.

Sincerely,

MICHAEL N. VILLINES
Assembly Republican Leader

MESSAGES FROM THE SENATE

Senate Chamber, December 8, 2008

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

Senate Concurrent Resolution No. 1

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

FIRST READING OF SENATE BILLS

The following resolution was read:

SENATE CONCURRENT RESOLUTION NO. 1—Relative to the Joint Rules for the 2009–10 Second Extraordinary Session.

MOTION TO ADJOURN

At 3 p.m., Assembly Member Torrico moved that the Assembly do now adjourn.

Assembly Member Feuer seconded the motion.

Motion carried.

ADJOURNMENT

At 3:01 p.m., the Assembly adjourned upon Call of the Speaker.

KAREN BASS, Speaker

SUE PARKER, Assistant Chief Clerk

CALIFORNIA LEGISLATURE

2009–10 SECOND EXTRAORDINARY SESSION

ASSEMBLY JOURNAL

RECESS JOURNAL NO. 1

RECESS UPON CALL OF THE SPEAKER

Assembly Chamber, Sacramento
Tuesday, December 9, 2008

Pursuant to the provisions of Joint Rule 59, the following Assembly Journal for the 2009–10 Second Extraordinary Session was printed while the Assembly was upon Call of the Speaker.

COMMUNICATIONS

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

December 9, 2008

*E. Dotson Wilson, Chief Clerk
California State Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Mr. Wilson: This is to notify you that I've made the following appointments to the Republican Leadership Team for the 2009/2010 Second Extraordinary Session:

Assemblyman Sam Blakeslee
Assemblyman Roger Niello
Assemblyman Bill Emmerson
Assemblyman Ted Gaines
Assemblyman Van Tran
Assemblyman Martin Garrick
Assemblyman Anthony Adams
Assemblyman Chuck DeVore
Assemblywoman Jean Fuller

Republican Floor Manager
Assistant Republican Leader
Assistant Republican Leader
Assistant Republican Leader
Assistant Republican Leader
Assistant Republican Leader
Chief Republican Whip
Chief Republican Whip
Chief Republican Whip

Assemblyman Nathan Fletcher
Assemblyman Jeff Miller
Assemblyman Jim Nielsen

Republican Whip
Republican Whip
Republican Whip

If you have any questions regarding this letter, please contact Ivan Altamura at 319-2029.

It is an honor working with you in the California State Assembly.

Sincerely,

MICHAEL N. VILLINES
Assembly Republican Leader

KAREN BASS, Speaker

SUE PARKER, Assistant Chief Clerk

CALIFORNIA LEGISLATURE

2009–10 SECOND EXTRAORDINARY SESSION

ASSEMBLY JOURNAL

RECESS JOURNAL NO. 2

RECESS UPON CALL OF THE SPEAKER

Assembly Chamber, Sacramento
Thursday, December 11, 2008

Pursuant to the provisions of Joint Rule 59, the following Assembly Journal for the 2009–10 Second Extraordinary Session was printed while the Assembly was upon Call of the Speaker.

INTRODUCTION OF ASSEMBLY BILLS

The following bill was introduced:

ASSEMBLY BILL NO. 1—Portantino (Coauthors: Ammiano, Arambula, Brownley, Caballero, DeVore, Smyth, Swanson, and Tran) (Coauthor: Senator Huff). An act to add and repeal Section 18005 of the Government Code, relating to state employment, and declaring the urgency thereof, to take effect immediately.

KAREN BASS, Speaker

SUE PARKER, Assistant Chief Clerk

CALIFORNIA LEGISLATURE
2009–10 SECOND EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Monday, January 5, 2009

SECOND SESSION DAY

TWENTY-NINTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, January 5, 2009

The Assembly met at 1:16 p.m.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly,
presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Elizabeth Potter reading.

ROLL CALL

The following were placed upon the morning roll call—78:

| | | | |
|-----------------|-----------|------------------|--------------|
| Adams | De León | Hill | Portantino |
| Ammiano | DeVore | Huber | Price |
| Arambula | Duvall | Huffman | Ruskin |
| Beall | Emmerson | Jeffries | Salas |
| Berryhill, Bill | Eng | Jones | Saldaña |
| Berryhill, Tom | Evans | Knight | Silva |
| Blakeslee | Feuer | Krekorian | Skinner |
| Block | Fletcher | Lieu | Smyth |
| Blumenfield | Fong | Logue | Solorio |
| Brownley | Fuentes | Lowenthal | Strickland |
| Buchanan | Fuller | Ma | Swanson |
| Caballero | Furutani | Mendoza | Torlakson |
| Calderon | Gaines | Miller | Torres |
| Carter | Galgiani | Monning | Torrico |
| Chesbro | Garrick | Nava | Tran |
| Conway | Gilmore | Nestande | Villines |
| Cook | Hagman | Niello | Yamada |
| Coto | Hall | Nielsen | Mme. Speaker |
| Davis | Harkey | Pérez, John | |
| De La Torre | Hernandez | Pérez, V. Manuel | |

Quorum present.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

FIRST READING OF ASSEMBLY BILLS

The following bill was read the first time:

ASSEMBLY BILL NO. 1—Portantino (Coauthors: Ammiano, Arambula, Brownley, Caballero, DeVore, Smyth, Swanson, and Tran) (Coauthor: Senator Huff). An act to add and repeal Section 18005 of the Government Code, relating to state employment, and declaring the urgency thereof, to take effect immediately.

ADJOURNMENT

At 3 p.m., the Assembly adjourned upon Call of the Speaker.

KAREN BASS, Speaker

SUE PARKER, Assistant Chief Clerk

CALIFORNIA LEGISLATURE
2009–10 SECOND EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, January 15, 2009

THIRD SESSION DAY

THIRTY-NINTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, January 15, 2009

The Assembly met at 9:32 a.m.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly,
presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Elizabeth Potter reading.

ROLL CALL

The following were placed upon the morning roll call—78:

| | | | |
|-----------------|-----------|------------------|--------------|
| Adams | DeVore | Hill | Portantino |
| Anderson | Duvall | Huber | Price |
| Arambula | Emmerson | Huffman | Ruskin |
| Beall | Eng | Jeffries | Salas |
| Berryhill, Bill | Evans | Jones | Saldaña |
| Berryhill, Tom | Feuer | Knight | Silva |
| Blakeslee | Fletcher | Krekorian | Skinner |
| Block | Fong | Lieu | Smyth |
| Blumenfield | Fuentes | Logue | Solorio |
| Brownley | Fuller | Lowenthal | Strickland |
| Buchanan | Furutani | Ma | Swanson |
| Caballero | Gaines | Mendoza | Torlakson |
| Carter | Galgiani | Miller | Torres |
| Chesbro | Garrick | Monning | Torrico |
| Conway | Gilmore | Nava | Tran |
| Cook | Hagman | Nestande | Villines |
| Coto | Hall | Niello | Yamada |
| Davis | Harkey | Nielsen | Mme. Speaker |
| De La Torre | Hayashi | Pérez, John | |
| De León | Hernandez | Pérez, V. Manuel | |

Quorum present.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

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 Ammiano.

Because of illness: Assembly Member Calderon.

(NOTE: For explanation of absence of Assembly Member Ammiano on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

ADJOURNMENT

At 3 p.m., the Assembly adjourned upon Call of the Speaker.

KAREN BASS, Speaker

SUE PARKER, Assistant Chief Clerk

CALIFORNIA LEGISLATURE
2009–10 SECOND EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, January 22, 2009

FOURTH SESSION DAY

FORTY-SIXTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, January 22, 2009

The Assembly met at 10:21 a.m.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly,
presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Elizabeth Potter reading.

ROLL CALL

The following were placed upon the morning roll call—71:

| | | | |
|-----------------|----------|-------------|------------------|
| Adams | De León | Hayashi | Pérez, V. Manuel |
| Ammiano | DeVore | Hill | Price |
| Anderson | Duvall | Jeffries | Ruskin |
| Arambula | Emmerson | Jones | Salas |
| Beall | Eng | Knight | Saldaña |
| Berryhill, Bill | Feuer | Krekorian | Silva |
| Berryhill, Tom | Fletcher | Lieu | Skinner |
| Blakeslee | Fong | Logue | Solorio |
| Block | Fuentes | Lowenthal | Strickland |
| Brownley | Fuller | Ma | Swanson |
| Caballero | Furutani | Mendoza | Torlakson |
| Calderon | Gaines | Miller | Torres |
| Carter | Galgiani | Monning | Torrico |
| Chesbro | Garrick | Nava | Tran |
| Conway | Gilmore | Nestande | Villines |
| Cook | Hagman | Niello | Yamada |
| Coto | Hall | Nielsen | Mme. Speaker |
| Davis | Harkey | Pérez, John | |

Quorum present.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

LEAVES OF ABSENCE FOR THE DAY

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

On legislative business, per diem waived for the 2009–10 Session (Assembly Journal, page 78): Assembly Member Huber.

On personal business, and waiving per diem: Assembly Members Blumenfeld, Buchanan, De La Torre, Evans, Hernandez, Huffman, Portantino, and Smyth.

(NOTE: For explanation of absence of Assembly Member Huber on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

ADJOURNMENT

At 10:52 a.m., the Assembly adjourned upon Call of the Speaker.

KAREN BASS, Speaker

SUE PARKER, Assistant Chief Clerk

CALIFORNIA LEGISLATURE
2009–10 SECOND EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, January 29, 2009

FIFTH SESSION DAY

FIFTY-THIRD CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, January 29, 2009

The Assembly met at 9:47 a.m.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly,
presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Elizabeth Potter reading.

ROLL CALL

The following were placed upon the morning roll call—79:

| | | | |
|-----------------|-------------|-------------|------------------|
| Adams | De La Torre | Hayashi | Pérez, V. Manuel |
| Ammiano | De León | Hernandez | Portantino |
| Anderson | DeVore | Hill | Price |
| Arambula | Duvall | Huber | Ruskin |
| Beall | Emmerson | Huffman | Salas |
| Berryhill, Bill | Eng | Jeffries | Saldaña |
| Berryhill, Tom | Evans | Jones | Silva |
| Blakeslee | Feuer | Knight | Skinner |
| Block | Fletcher | Krekorian | Smyth |
| Blumenfield | Fong | Lieu | Solorio |
| Brownley | Fuentes | Logue | Strickland |
| Buchanan | Fuller | Lowenthal | Swanson |
| Caballero | Furutani | Ma | Torlakson |
| Calderon | Gaines | Miller | Torres |
| Carter | Galgiani | Monning | Torrico |
| Chesbro | Garrick | Nava | Tran |
| Conway | Gilmore | Nestande | Villines |
| Cook | Hagman | Niello | Yamada |
| Coto | Hall | Nielsen | Mme. Speaker |
| Davis | Harkey | Pérez, John | |

Quorum present.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Member was granted leave of absence for the day:

On legislative business: Assembly Member Mendoza.

(NOTE: For explanation of absence of Assembly Member Mendoza on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

ADJOURNMENT

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, History Clerk

CALIFORNIA LEGISLATURE
2009–10 SECOND EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, February 5, 2009

SIXTH SESSION DAY

SIXTIETH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, February 5, 2009

The Assembly met at 9:39 a.m.

Hon. Karen Bass, Speaker of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Elizabeth Potter reading.

ROLL CALL

The following were placed upon the morning roll call—76:

| | | | |
|-----------------|----------|-----------|------------------|
| Adams | De León | Hayashi | Pérez, John |
| Ammiano | DeVore | Hernandez | Pérez, V. Manuel |
| Anderson | Duvall | Hill | Portantino |
| Arambula | Emmerson | Huber | Price |
| Berryhill, Bill | Eng | Huffman | Ruskin |
| Berryhill, Tom | Evans | Jeffries | Salas |
| Blakeslee | Feuer | Knight | Saldaña |
| Block | Fletcher | Krekorian | Silva |
| Blumenfield | Fong | Lieu | Skinner |
| Brownley | Fuentes | Logue | Smyth |
| Buchanan | Fuller | Lowenthal | Solorio |
| Caballero | Furutani | Ma | Strickland |
| Calderon | Gaines | Mendoza | Swanson |
| Carter | Galgiani | Miller | Torlakson |
| Chesbro | Garrick | Monning | Torres |
| Conway | Gilmore | Nava | Tran |
| Cook | Hagman | Nestande | Villines |
| Coto | Hall | Niello | Yamada |
| De La Torre | Harkey | Nielsen | Mme. Speaker |

Quorum present.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

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 Members Davis and Torrico.

On personal business, per diem waived for the 2009–10 Session (See Assembly Journal, page 59): Assembly Member Jones.

Because of illness in his family: Assembly Member Beall.

(NOTE: For explanations of absences of Assembly Members Davis and Torrico on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bill was introduced and read the first time:

ASSEMBLY BILL NO. 2—Lieu, Bass, and Nava (Principal coauthor: Price) (Principal coauthor: Senator Wolk) (Coauthors: Carter, Chesbro, Coto, Eng, Furutani, Huffman, Jones, Krekorian, Bonnie Lowenthal, Ma, John A. Pérez, Ruskin, Salas, Saldaña, Swanson, and Yamada) (Coauthors: Senators DeSaulnier and Florez). An act to amend Section 10177 of the Business and Professions Code, to add Section 2923.1 to the Civil Code, and to amend Section 50505 of, to add Sections 1242, 14961, and 22346 to, and to add Division 1.9 (commencing with Section 4995) to, the Financial Code, relating to lending.

ADJOURNMENT

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, History Clerk

CALIFORNIA LEGISLATURE
2009–10 SECOND EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, February 11, 2009

SEVENTH SESSION DAY

SIXTY-SIXTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Wednesday, February 11, 2009

The Assembly met at 7 a.m.

Hon. Tony Mendoza, Assembly Member, 56th District, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Elizabeth Potter reading.

ROLL CALL

The following were placed upon the morning roll call—76:

| | | | |
|-----------------|----------|-----------|--------------|
| Adams | De León | Hernandez | Pérez, John |
| Ammiano | Duvall | Hill | Portantino |
| Anderson | Emmerson | Huber | Price |
| Arambula | Eng | Huffman | Ruskin |
| Berryhill, Bill | Evans | Jeffries | Salas |
| Blakeslee | Feuer | Jones | Saldaña |
| Block | Fletcher | Knight | Silva |
| Blumenfield | Fong | Krekorian | Skinner |
| Brownley | Fuentes | Lieu | Smyth |
| Buchanan | Fuller | Logue | Solorio |
| Caballero | Furutani | Lowenthal | Strickland |
| Calderon | Gaines | Ma | Swanson |
| Carter | Galgiani | Mendoza | Torlakson |
| Chesbro | Garrick | Miller | Torres |
| Conway | Gilmore | Monning | Torrico |
| Cook | Hagman | Nava | Tran |
| Coto | Hall | Nestande | Villines |
| Davis | Harkey | Niello | Yamada |
| De La Torre | Hayashi | Nielsen | Mme. Speaker |

Quorum present.

At 1:15 p.m., Hon. Marty Block, 78th District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

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 Members Tom Berryhill and V. Manuel Pérez.

On personal business, and waiving per diem: Assembly Member DeVore.

Because of illness in his family: Assembly Member Beall.

(NOTE: For explanations of absences of Assembly Members Tom Berryhill and V. Manuel Pérez on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 3—Evans. An act relating to the Budget Act of 2008.

ASSEMBLY BILL NO. 4—Evans. An act relating to the Budget Act of 2008.

ASSEMBLY BILL NO. 5—Evans. An act relating to the Budget Act of 2008.

ASSEMBLY BILL NO. 6—Evans. An act relating to the Budget Act of 2008.

ASSEMBLY BILL NO. 7—Evans. An act relating to the Budget Act of 2008.

ASSEMBLY BILL NO. 8—Evans. An act relating to the Budget Act of 2008.

ADJOURNMENT

At 6:55 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

SUE PARKER, Assistant Chief Clerk

CALIFORNIA LEGISLATURE
2009–10 SECOND EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, February 12, 2009
EIGHTH SESSION DAY
SIXTY-SEVENTH CALENDAR DAY
AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, February 12, 2009

The Assembly met at 7 a.m.

Hon. William Monning, Assembly Member, 27th District,
presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Elizabeth Potter reading.

ROLL CALL

The following were placed upon the morning roll call—77:

| | | | |
|----------------|-----------|------------------|--------------|
| Adams | Duvall | Huber | Price |
| Ammiano | Emmerson | Huffman | Ruskin |
| Anderson | Eng | Jeffries | Salas |
| Arambula | Evans | Jones | Saldaña |
| Berryhill, Tom | Feuer | Knight | Silva |
| Blakeslee | Fletcher | Krekorian | Skinner |
| Block | Fong | Lieu | Smyth |
| Blumenfield | Fuentes | Logue | Solorio |
| Brownley | Fuller | Lowenthal | Strickland |
| Buchanan | Furutani | Ma | Swanson |
| Caballero | Gaines | Mendoza | Torlakson |
| Calderon | Galgiani | Miller | Torres |
| Carter | Garrick | Monning | Torrico |
| Chesbro | Gilmore | Nava | Tran |
| Conway | Hagman | Nestande | Villines |
| Cook | Hall | Niello | Yamada |
| Coto | Harkey | Nielsen | Mme. Speaker |
| Davis | Hayashi | Pérez, John | |
| De La Torre | Hernandez | Pérez, V. Manuel | |
| De León | Hill | Portantino | |

Quorum present.

At 1:07 p.m., Hon. Felipe Fuentes, 39th District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

LEAVES OF ABSENCE FOR THE DAY

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

On personal business, and waiving per diem: Assembly Member DeVore.

To attend a funeral: Assembly Member Bill Berryhill.

Because of illness in his family: Assembly Member Beall.

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

February 12, 2009

*E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: This is to advise you that I have appointed the following membership to the Assembly Budget Committee for the 2009–10 Second Extraordinary Session:

Assemblymember Noreen Evans, Chair
Assemblymember Roger Niello, Vice Chair
Assemblymember Anthony Adams
Assemblymember Juan Arambula
Assemblymember Jim Beall, Jr.
Assemblymember Bill Berryhill
Assemblymember Bob Blumenfield
Assemblymember Julia Brownley
Assemblymember Anna Caballero
Assemblymember Wilmer Carter
Assemblymember Wesley Chesbro
Assemblymember Paul Cook
Assemblymember Hector De La Torre
Assemblymember Bill Emmerson
Assemblymember Mike Feuer
Assemblymember Jean Fuller
Assemblymember Danny Gilmore
Assemblymember Diane Harkey
Assemblymember Ed Hernandez
Assemblymember Jerry Hill
Assemblymember Jared Huffman
Assemblymember Kevin Jeffries
Assemblymember Bill Monning
Assemblymember Brian Nestande
Assemblymember Ira Ruskin
Assemblymember Jim Silva
Assemblymember Sandré Swanson

Sincerely,

KAREN BASS
Speaker of the Assembly

ADJOURNMENT

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

SUE PARKER, Assistant Chief Clerk

CALIFORNIA LEGISLATURE
2009–10 SECOND EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Saturday, February 14, 2009

NINTH SESSION DAY

SIXTY-NINTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Saturday, February 14, 2009

The Assembly met at 9:27 p.m.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly,
presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Elizabeth Potter reading.

ROLL CALL

The roll was called and the following answered to their names—80:

| | | | |
|-----------------|-------------|-----------|------------------|
| Adams | De La Torre | Hayashi | Pérez, John |
| Ammiano | De León | Hernandez | Pérez, V. Manuel |
| Anderson | DeVore | Hill | Portantino |
| Arambula | Duvall | Huber | Price |
| Beall | Emmerson | Huffman | Ruskin |
| Berryhill, Bill | Eng | Jeffries | Salas |
| Berryhill, Tom | Evans | Jones | Saldaña |
| Blakeslee | Feuer | Knight | Silva |
| Block | Fletcher | Krekorian | Skinner |
| Blumenfield | Fong | Lieu | Smyth |
| Brownley | Fuentes | Logue | Solorio |
| Buchanan | Fuller | Lowenthal | Strickland |
| Caballero | Furutani | Ma | Swanson |
| Calderon | Gaines | Mendoza | Torlakson |
| Carter | Galgiani | Miller | Torres |
| Chesbro | Garrick | Monning | Torrico |
| Conway | Gilmore | Nava | Tran |
| Cook | Hagman | Nestande | Villines |
| Coto | Hall | Niello | Yamada |
| Davis | Harkey | Nielsen | Mme. Speaker |

Quorum present.

PRAYER

Upon invitation of Speaker pro Tempore Saldaña, the following prayer was offered by Assembly Member Juan Arambula, of the 31st Assembly District:

Lord God, You have blessed each of us with different gifts and talents. Let us be given the opportunity to give You praise and glory by using them to serve others. Knowing that we falter, be with us. In times of doubt, give us confidence; in times of indecision, give us direction; in times of confusion, give us clarity of purpose, so that in all that we do we may serve the common good and those You have given into our care.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Saldaña, Assembly Member Blakeslee 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 Torrico, seconded by Assembly Member Blakeslee.

RECESS

By unanimous consent, at 9:30 p.m., Speaker pro Tempore Saldaña declared the Assembly recessed to reconvene the Third Extraordinary Session.

RECONVENED

At 10:08 p.m., the Assembly reconvened.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly, presiding.

RESOLUTIONS

The following resolution was offered:

Resolution to Dispense With Constitutional Provision

By Assembly Member Torrico.

Resolved, That Assembly Bills Nos. 3, 5, 7, and 8 present cases of urgency, as that term is used in Article IV, Section 8(b), of the Constitution, and the provision of that section requiring that the bills be read on three separate days in each house is hereby dispensed with, and it is ordered that the bills be placed upon their passage, and considered engrossed.

Resolution read, and adopted by the following vote:

AYES—67

| | | | |
|---------------|-------------|-------------|--------------|
| Adams | Davis | Hayashi | Price |
| Anderson | De La Torre | Hernandez | Ruskin |
| Arambula | De León | Hill | Salas |
| Beall | Duvall | Huber | Saldaña |
| Berryhill, B. | Emmerson | Huffman | Silva |
| Berryhill, T. | Eng | Krekorian | Skinner |
| Blakeslee | Evans | Lieu | Smyth |
| Block | Feuer | Lowenthal | Solorio |
| Blumenfield | Fletcher | Ma | Strickland |
| Brownley | Fong | Mendoza | Torlakson |
| Buchanan | Fuentes | Miller | Torres |
| Caballero | Fuller | Nava | Torraco |
| Calderon | Galgiani | Nestande | Tran |
| Carter | Garrick | Niello | Villines |
| Chesbro | Gilmore | Pérez, J. | Yamada |
| Cook | Hagman | Pérez, V.M. | Mme. Speaker |
| Coto | Hall | Portantino | |

NOES—1

DeVore

Article IV, Section 8(b) of the Constitution was declared dispensed with.

Second Reading of Assembly Bills

ASSEMBLY BILL NO. 3—An act relating to the Budget Act of 2008.

Bill read second time.

ASSEMBLY BILL NO. 5—An act relating to the Budget Act of 2008.

Bill read second time.

ASSEMBLY BILL NO. 7—An act relating to the Budget Act of 2008.

Bill read second time.

ASSEMBLY BILL NO. 8—An act relating to the Budget Act of 2008.

Bill read second time.

**CONSIDERATION OF ASSEMBLY BILL NO. 3
BY UNANIMOUS CONSENT**

Assembly Member Galgiani was granted unanimous consent to take up Assembly Bill No. 3 without reference to file, for purpose of amendment.

ASSEMBLY BILL NO. 3 (Evans)—An act relating to the Budget Act of 2008.

Bill read third time.

Motion to Amend

Assembly Member Galgiani moved the adoption of amendments. Amendments read and adopted; bill ordered reprinted.

**Consideration of Assembly Bill No. 3, as Amended,
by Unanimous Consent**

Assembly Member Galgiani was granted unanimous consent to take up Assembly Bill No. 3, as amended, without reference to file, for purpose of consideration.

ASSEMBLY BILL NO. 3 (Galgiani)—An act to add Section 44282.5 to the Health and Safety Code, relating to air pollution.

Bill read third time, and passed by the following vote:

AYES—62

| | | | |
|---------------|-------------|-------------|--------------|
| Adams | De La Torre | Hayashi | Price |
| Ammiano | De León | Hernandez | Salas |
| Anderson | DeVore | Huber | Saldaña |
| Arambula | Duvall | Jeffries | Silva |
| Berryhill, B. | Emmerson | Knight | Smyth |
| Berryhill, T. | Evans | Logue | Solorio |
| Blakeslee | Fletcher | Lowenthal | Strickland |
| Block | Fuller | Ma | Swanson |
| Buchanan | Furutani | Mendoza | Torlakson |
| Caballero | Gaines | Miller | Torres |
| Calderon | Galgiani | Nestande | Tran |
| Chesbro | Garrick | Niello | Villines |
| Conway | Gilmore | Nielsen | Yamada |
| Cook | Hagman | Pérez, J. | Mme. Speaker |
| Coto | Hall | Pérez, V.M. | |
| Davis | Harkey | Portantino | |

NOES—10

| | | | |
|-------------|---------|---------|---------|
| Beall | Fong | Jones | Skinner |
| Blumenfield | Hill | Monning | |
| Feuer | Huffman | Ruskin | |

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 3: Assembly Member Blumenfield from “Aye” to “No”.

Bill ordered transmitted to the Senate.

**CONSIDERATION OF ASSEMBLY BILL NO. 5
BY UNANIMOUS CONSENT**

Assembly Member Gaines was granted unanimous consent to take up Assembly Bill No. 5 without reference to file, for purpose of amendment.

ASSEMBLY BILL NO. 5 (Evans)—An act relating to the Budget Act of 2008.

Bill read third time.

Motion to Amend

Assembly Member Gaines moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

**Consideration of Assembly Bill No. 5, as Amended,
by Unanimous Consent**

Assembly Member Gaines was granted unanimous consent to take up Assembly Bill No. 5, as amended, without reference to file, for purpose of consideration.

ASSEMBLY BILL NO. 5 (Gaines)—An act to amend Section 511 of the Labor Code, relating to employment.

Bill read third time, and passed by the following vote:

AYES—46

| | | | |
|---------------|----------|-----------|--------------|
| Adams | Duvall | Jeffries | Ruskin |
| Anderson | Emmerson | Jones | Silva |
| Arambula | Evans | Knight | Smyth |
| Beall | Fletcher | Lieu | Solorio |
| Berryhill, B. | Fuller | Logue | Strickland |
| Berryhill, T. | Gaines | Lowenthal | Torlakson |
| Blakeslee | Garrick | Miller | Torrico |
| Carter | Gilmore | Monning | Tran |
| Conway | Hagman | Nava | Villines |
| Cook | Hall | Nestande | Mme. Speaker |
| De La Torre | Harkey | Niello | |
| DeVore | Huber | Nielsen | |

NOES—29

| | | | |
|-------------|-----------|-------------|---------|
| Ammiano | Feuer | Krekorian | Saldaña |
| Block | Fong | Ma | Skinner |
| Blumenfield | Fuentes | Mendoza | Swanson |
| Brownley | Furutani | Pérez, J. | Torres |
| Buchanan | Hayashi | Pérez, V.M. | Yamada |
| Calderon | Hernandez | Portantino | |
| Coto | Hill | Price | |
| De León | Huffman | Salas | |

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 5: Assembly Member Buchanan from “Aye” to “No”.

Bill ordered transmitted to the Senate.

**CONSIDERATION OF ASSEMBLY BILL NO. 7
BY UNANIMOUS CONSENT**

Assembly Member Lieu was granted unanimous consent to take up Assembly Bill No. 7 without reference to file, for purpose of amendment.

ASSEMBLY BILL NO. 7 (Evans)—An act relating to the Budget Act of 2008.

Bill read third time.

Motion to Amend

Assembly Member Lieu moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

**Consideration of Assembly Bill No. 7, as Amended,
by Unanimous Consent**

Assembly Member Lieu was granted unanimous consent to take up Assembly Bill No. 7, as amended, without reference to file, for purpose of consideration.

ASSEMBLY BILL NO. 7 (Lieu)—An act to amend, repeal, and add Section 2924 of, and to add and repeal Sections 2923.52, 2923.53, 2923.54, and 2923.55 of, the Civil Code, relating to residential mortgage loans.

Bill read third time, and passed by the following vote:

AYES—48

| | | | |
|---------------|-------------|-------------|--------------|
| Ammiano | Davis | Hill | Portantino |
| Arambula | De La Torre | Huffman | Price |
| Beall | De León | Jones | Ruskin |
| Berryhill, B. | Evans | Krekorian | Salas |
| Block | Feuer | Lieu | Saldaña |
| Blumenfield | Fong | Lowenthal | Skinner |
| Brownley | Fuentes | Ma | Swanson |
| Buchanan | Furutani | Mendoza | Torlakson |
| Calderon | Galgiani | Monning | Torres |
| Carter | Gilmore | Nava | Torrico |
| Chesbro | Hayashi | Pérez, J. | Yamada |
| Coto | Hernandez | Pérez, V.M. | Mme. Speaker |

NOES—27

| | | | |
|---------------|----------|----------|------------|
| Adams | Duvall | Harkey | Niello |
| Anderson | Emmerson | Huber | Nielsen |
| Berryhill, T. | Fletcher | Jeffries | Silva |
| Blakeslee | Fuller | Knight | Smyth |
| Conway | Gaines | Logue | Strickland |
| Cook | Garrick | Miller | Villines |
| DeVore | Hagman | Nestande | |

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 7: Assembly Member Bill Berryhill from “No” to “Aye”.

Bill ordered transmitted to the Senate.

**CONSIDERATION OF ASSEMBLY BILL NO. 8
BY UNANIMOUS CONSENT**

Assembly Member Nestande was granted unanimous consent to take up Assembly Bill No. 8 without reference to file, for purpose of amendment.

ASSEMBLY BILL NO. 8 (Evans)—An act relating to the Budget Act of 2008.

Bill read third time.

Motion to Amend

Assembly Member Nestande moved the adoption of amendments. Amendments read and adopted; bill ordered reprinted.

**Consideration of Assembly Bill No. 8, as Amended,
by Unanimous Consent**

Assembly Member Nestande was granted unanimous consent to take up Assembly Bill No. 8, as amended, without reference to file, for purpose of consideration.

ASSEMBLY BILL NO. 8 (Nestande)—An act to amend Section 11011 of the Government Code, to add Section 43018.2 to the Health and Safety Code, to add and repeal Sections 21080.41 and 21080.42 of the Public Resources Code, and to add Section 130240.5 to the Public Utilities Code, relating to state government.

Bill read third time, and passed by the following vote:

AYES—48

| | | | |
|---------------|----------|-----------|--------------|
| Adams | Duvall | Hagman | Pérez, V.M. |
| Anderson | Emmerson | Harkey | Portantino |
| Arambula | Eng | Hayashi | Silva |
| Berryhill, B. | Evans | Hernandez | Smyth |
| Berryhill, T. | Fletcher | Huber | Solorio |
| Block | Fong | Jeffries | Strickland |
| Caballero | Fuller | Knight | Swanson |
| Carter | Furutani | Logue | Torlakson |
| Conway | Gaines | Miller | Tran |
| Cook | Galgiani | Nestande | Villines |
| Coto | Garrick | Niello | Yamada |
| DeVore | Gilmore | Nielsen | Mme. Speaker |

NOES—28

| | | | |
|-------------|---------|-----------|---------|
| Ammiano | De León | Krekorian | Price |
| Beall | Feuer | Lieu | Ruskin |
| Blumenfield | Fuentes | Lowenthal | Salas |
| Brownley | Hall | Mendoza | Saldaña |
| Buchanan | Hill | Monning | Skinner |
| Calderon | Huffman | Nava | Torres |
| Chesbro | Jones | Pérez, J. | Torrico |

Bill ordered transmitted to the Senate.

RESOLUTIONS

The following resolution was offered:

Resolution to Dispense With Constitutional Provision

By Assembly Member Torrico.

Resolved, That Assembly Bill No. 4 presents a case of urgency, as that term is used in Article IV, Section 8(b), of the Constitution, and the provision of that section requiring that the bill be read on three separate days in each house is hereby dispensed with, and it is ordered that the bill be placed upon its passage, and considered engrossed.

Resolution read, and adopted by the following vote:

AYES—73

| | | | |
|---------------|-----------|-------------|--------------|
| Adams | De León | Huber | Ruskin |
| Ammiano | Duvall | Huffman | Salas |
| Anderson | Emmerson | Jones | Saldaña |
| Arambula | Eng | Krekorian | Silva |
| Beall | Evans | Lieu | Skinner |
| Berryhill, B. | Feuer | Logue | Smyth |
| Berryhill, T. | Fletcher | Lowenthal | Solorio |
| Blakeslee | Fong | Ma | Strickland |
| Blumenfield | Fuentes | Mendoza | Swanson |
| Brownley | Fuller | Miller | Torlakson |
| Buchanan | Furutani | Monning | Torres |
| Caballero | Galgiani | Nava | Torrico |
| Calderon | Garrick | Nestande | Tran |
| Carter | Gilmore | Niello | Villines |
| Conway | Hagman | Nielsen | Yamada |
| Cook | Hall | Pérez, J. | Mme. Speaker |
| Coto | Hayashi | Pérez, V.M. | |
| Davis | Hernandez | Portantino | |
| De La Torre | Hill | Price | |

NOES—1

DeVore

Article IV, Section 8(b) of the Constitution was declared dispensed with.

Second Reading of Assembly Bill No. 4

ASSEMBLY BILL NO. 4—An act relating to the Budget Act of 2008.

Bill read second time.

**Consideration of Assembly Bill No. 4
by Unanimous Consent**

Assembly Member Niello was granted unanimous consent to take up Assembly Bill No. 4 without reference to file, for purpose of amendment.

ASSEMBLY BILL NO. 4 (Evans)—An act relating to the Budget Act of 2008.

Bill read third time.

Motion to Amend

Assembly Member Niello moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

**Consideration of Assembly Bill No. 4, as Amended,
by Unanimous Consent**

Assembly Member Niello was granted unanimous consent to take up Assembly Bill No. 4, as amended, without reference to file, for purpose of consideration.

ASSEMBLY BILL NO. 4 (Niello)—An act to add Sections 14661.1 and 70391.7 to the Government Code, to add and repeal Section 20688.6 of, and to add and repeal Chapter 6.5 (commencing with Section 6800) of Part 1 of Division 2 of, the Public Contract Code, and to amend Section 143 of the Streets and Highways Code, relating to public contracts.

Bill read third time, and passed by the following vote:

AYES—43

| | | | |
|---------------|----------|----------|--------------|
| Adams | DeVore | Hall | Nielsen |
| Ammiano | Duvall | Harkey | Salas |
| Anderson | Emmerson | Huffman | Silva |
| Arambula | Evans | Jeffries | Smyth |
| Berryhill, B. | Fletcher | Knight | Solorio |
| Berryhill, T. | Fuller | Logue | Strickland |
| Blakeslee | Gaines | Ma | Torlakson |
| Caballero | Galgiani | Mendoza | Tran |
| Calderon | Garrick | Miller | Villines |
| Conway | Gilmore | Nestande | Mme. Speaker |
| Cook | Hagman | Niello | |

NOES—29

| | | | |
|-------------|-----------|-------------|---------|
| Beall | Feuer | Lieu | Saldaña |
| Blumenfield | Fong | Lowenthal | Skinner |
| Brownley | Fuentes | Monning | Torres |
| Buchanan | Hayashi | Nava | Torrico |
| Chesbro | Hernandez | Pérez, J. | Yamada |
| Coto | Hill | Pérez, V.M. | |
| De La Torre | Huber | Portantino | |
| De León | Jones | Ruskin | |

Bill ordered transmitted to the Senate immediately.

OBJECTION TO VOTE ADDS AND CHANGES

Assembly Member Torrico withheld unanimous consent on any requests for vote adds or vote changes on the roll call votes taken on this day on Assembly Bills Nos. 3, 4, 5, 7, and 8.

RECESS

By unanimous consent, at 10:51 p.m., Speaker pro Tempore Saldaña declared the Assembly recessed to reconvene the Third Extraordinary Session.

**SEVENTIETH CALENDAR DAY
AT SACRAMENTO, CALIFORNIA**

Assembly Chamber, February 15, 2009

At 12 midnight.

Speaker pro Tempore Saldaña, presiding.

RECONVENED

At 1:30 a.m., the Assembly reconvened.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly, presiding.

MESSAGES FROM THE SENATE

Senate Chamber, February 14, 2009

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

Senate Bill No. 4
Senate Bill No. 3
Senate Bill No. 7
Senate Bill No. 9

Senate Bill No. 11
Senate Bill No. 10
Senate Bill No. 12

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

FIRST READING OF SENATE BILLS

The following bills were read the first time:

SENATE BILL NO. 4—An act to add Sections 14661.1 and 70391.7 to the Government Code, to add and repeal Section 20688.6 of, and to add and repeal Chapter 6.5 (commencing with Section 6800) of Part 1 of Division 2 of, the Public Contract Code, and to amend Section 143 of the Streets and Highways Code, relating to public contracts.

SENATE BILL NO. 3—An act to add Section 44282.5 to the Health and Safety Code, relating to air pollution.

SENATE BILL NO. 7—An act to amend, repeal, and add Section 2924 of, and to add and repeal Sections 2923.52, 2923.53, 2923.54, and 2923.55 of, the Civil Code, relating to residential mortgage loans.

SENATE BILL NO. 9—An act to amend Sections 17250.30 and 81704 of the Education Code, to amend Section 6531 of the Government Code, to amend Section 1771.5 of, to amend and repeal Sections 1771.7 and 1771.8 of, to add Sections 1771.3, 1771.55, 1771.75 and 1771.85 to, and to repeal and add Section 1771.9 of, the Labor Code, to amend Sections 20133, 20175.2, 20193, 20209.7, 20209.24, and 20919.3 of the Public Contract Code, and to add Section 8007 to the Water Code, relating to public works, and making an appropriation therefor.

SENATE BILL NO. 11—An act to add Sections 68220, 68221, and 68222 to the Government Code, relating to judges.

SENATE BILL NO. 10—An act to add Section 1936.015 to the Civil Code, relating to vehicle license fees.

SENATE BILL NO. 12—An act to amend Sections 68085.45, 70371.5, and 70372 of, and to add Sections 70371.7 and 70371.8 to, the Government Code, relating to court facilities, and making an appropriation therefor.

RESOLUTIONS

The following resolution was offered:

Resolution to Dispense With Constitutional Provision

By Assembly Member Torrico.

Resolved, That Senate Bills Nos. 3, 4, and 7 present cases of urgency, as that term is used in Article IV, Section 8(b), of the Constitution, and the provision of that section requiring that the bills be read on three separate days in each house is hereby dispensed with, and it is ordered that the bills be placed upon their passage.

Resolution read, and adopted by the following vote:

AYES—71

| | | | |
|---------------|-----------|-------------|--------------|
| Adams | Davis | Hill | Portantino |
| Ammiano | De León | Huber | Price |
| Anderson | Emmerson | Huffman | Ruskin |
| Arambula | Eng | Jones | Salas |
| Beall | Evans | Knight | Saldaña |
| Berryhill, B. | Feuer | Krekorian | Silva |
| Berryhill, T. | Fletcher | Lieu | Skinner |
| Blakeslee | Fong | Logue | Smyth |
| Block | Fuentes | Lowenthal | Solorio |
| Blumenfield | Fuller | Ma | Strickland |
| Brownley | Furutani | Mendoza | Swanson |
| Buchanan | Gaines | Miller | Torlakson |
| Caballero | Galgiani | Monning | Torres |
| Calderon | Garrick | Nava | Torrico |
| Carter | Gilmore | Nestande | Tran |
| Conway | Hagman | Nielsen | Yamada |
| Cook | Hayashi | Pérez, J. | Mme. Speaker |
| Coto | Hernandez | Pérez, V.M. | |

NOES—1

DeVore

Article IV, Section 8(b) of the Constitution was declared dispensed with.

Second Reading of Senate Bills

SENATE BILL NO. 3—An act to add Section 44282.5 to the Health and Safety Code, relating to air pollution.

Bill read second time.

SENATE BILL NO. 4—An act to add Sections 14661.1 and 70391.7 to the Government Code, to add and repeal Section 20688.6 of, and to add and repeal Chapter 6.5 (commencing with Section 6800) of Part 1 of Division 2 of, the Public Contract Code, and to amend Section 143 of the Streets and Highways Code, relating to public contracts.

Bill read second time.

SENATE BILL NO. 7—An act to amend, repeal, and add Section 2924 of, and to add and repeal Sections 2923.52, 2923.53, 2923.54, and 2923.55 of, the Civil Code, relating to residential mortgage loans.

Bill read second time.

**CONSIDERATION OF SENATE BILL NO. 3
BY UNANIMOUS CONSENT**

Assembly Member Evans was granted unanimous consent to take up Senate Bill No. 3 without reference to file, for purpose of consideration.

SENATE BILL NO. 3 (Florez)—An act to add Section 44282.5 to the Health and Safety Code, relating to air pollution.

Bill read third time, and presented by Assembly Member Evans.

Bill passed by the following vote:

AYES—62

| | | | |
|---------------|-------------|-------------|--------------|
| Adams | De La Torre | Hayashi | Price |
| Ammiano | De León | Hernandez | Salas |
| Anderson | DeVore | Huber | Saldaña |
| Arambula | Duvall | Jeffries | Silva |
| Berryhill, B. | Emmerson | Knight | Smyth |
| Berryhill, T. | Evans | Logue | Solorio |
| Blakeslee | Fletcher | Lowenthal | Strickland |
| Block | Fuller | Ma | Swanson |
| Buchanan | Furutani | Mendoza | Torlakson |
| Caballero | Gaines | Miller | Torres |
| Calderon | Galgiani | Nestande | Tran |
| Chesbro | Garrick | Niello | Villines |
| Conway | Gilmore | Nielsen | Yamada |
| Cook | Hagman | Pérez, J. | Mme. Speaker |
| Coto | Hall | Pérez, V.M. | |
| Davis | Harkey | Portantino | |

NOES—10

| | | | |
|-------------|---------|---------|---------|
| Beall | Fong | Jones | Skinner |
| Blumenfield | Hill | Monning | |
| Feuer | Huffman | Ruskin | |

Bill ordered transmitted to the Senate.

**CONSIDERATION OF SENATE BILL NO. 4
BY UNANIMOUS CONSENT**

Assembly Member Niello was granted unanimous consent to take up Senate Bill No. 4 without reference to file, for purpose of consideration.

SENATE BILL NO. 4 (Niello)—An act to add Sections 14661.1 and 70391.7 to the Government Code, to add and repeal Section 20688.6 of, and to add and repeal Chapter 6.5 (commencing with Section 6800) of Part 1 of Division 2 of, the Public Contract Code, and to amend Section 143 of the Streets and Highways Code, relating to public contracts.

Bill read third time, and presented by Assembly Member Niello.

Bill passed by the following vote:

AYES—43

| | | | |
|---------------|----------|----------|--------------|
| Adams | DeVore | Hall | Nielsen |
| Ammiano | Duvall | Harkey | Salas |
| Anderson | Emmerson | Huffman | Silva |
| Arambula | Evans | Jeffries | Smyth |
| Berryhill, B. | Fletcher | Knight | Solorio |
| Berryhill, T. | Fuller | Logue | Strickland |
| Blakeslee | Gaines | Ma | Torlakson |
| Caballero | Galgiani | Mendoza | Tran |
| Calderon | Garrick | Miller | Villines |
| Conway | Gilmore | Nestande | Mme. Speaker |
| Cook | Hagman | Niello | |

NOES—29

| | | | |
|-------------|-----------|-------------|---------|
| Beall | Feuer | Lieu | Saldaña |
| Blumenfield | Fong | Lowenthal | Skinner |
| Brownley | Fuentes | Monning | Torres |
| Buchanan | Hayashi | Nava | Torrico |
| Chesbro | Hernandez | Pérez, J. | Yamada |
| Coto | Hill | Pérez, V.M. | |
| De La Torre | Huber | Portantino | |
| De León | Jones | Ruskin | |

Bill ordered transmitted to the Senate.

**CONSIDERATION OF SENATE BILL NO. 7
BY UNANIMOUS CONSENT**

Assembly Member Lieu was granted unanimous consent to take up Senate Bill No. 7 without reference to file, for purpose of consideration.

SENATE BILL NO. 7 (Corbett)—An act to amend, repeal, and add Section 2924 of, and to add and repeal Sections 2923.52, 2923.53, 2923.54, and 2923.55 of, the Civil Code, relating to residential mortgage loans.

Bill read third time, and presented by Assembly Member Lieu.

Bill passed by the following vote:

AYES—48

| | | | |
|---------------|-------------|-------------|--------------|
| Ammiano | Davis | Hill | Portantino |
| Arambula | De La Torre | Huffman | Price |
| Beall | De León | Jones | Ruskin |
| Berryhill, B. | Evans | Krekorian | Salas |
| Block | Feuer | Lieu | Saldaña |
| Blumenfield | Fong | Lowenthal | Skinner |
| Brownley | Fuentes | Ma | Swanson |
| Buchanan | Furutani | Mendoza | Torlakson |
| Calderon | Galgiani | Monning | Torres |
| Carter | Gilmore | Nava | Torrico |
| Chesbro | Hayashi | Pérez, J. | Yamada |
| Coto | Hernandez | Pérez, V.M. | Mme. Speaker |

NOES—27

| | | | |
|---------------|----------|----------|------------|
| Adams | Duvall | Harkey | Niello |
| Anderson | Emmerson | Huber | Nielsen |
| Berryhill, T. | Fletcher | Jeffries | Silva |
| Blakeslee | Fuller | Knight | Smyth |
| Conway | Gaines | Logue | Strickland |
| Cook | Garrick | Miller | Villines |
| DeVore | Hagman | Nestande | |

Bill ordered transmitted to the Senate.

OBJECTION WITHDRAWN

Assembly Member Torrico withdrew his objection to any requests for vote adds or vote changes on the roll call votes taken on this day on Assembly Bills Nos. 3 and 4.

RESOLUTIONS

The following resolution was offered:

Resolution to Dispense With Constitutional Provision

By Assembly Member Torrico.

Resolved, That Senate Bills Nos. 9, 10, 11, and 12 present cases of urgency, as that term is used in Article IV, Section 8(b), of the Constitution, and the provision of that section requiring that the bills be read on three separate days in each house is hereby dispensed with, and it is ordered that the bills be placed upon their passage.

Resolution read, and adopted by the following vote:

AYES—71

| | | | |
|---------------|-------------|-----------|--------------|
| Adams | Davis | Hayashi | Pérez, V.M. |
| Ammiano | De La Torre | Hernandez | Portantino |
| Anderson | De León | Hill | Price |
| Arambula | Emmerson | Huber | Ruskin |
| Beall | Eng | Huffman | Salas |
| Berryhill, B. | Evans | Jones | Saldaña |
| Berryhill, T. | Feuer | Krekorian | Skinner |
| Blakeslee | Fletcher | Lieu | Smyth |
| Block | Fong | Logue | Solorio |
| Blumenfield | Fuentes | Lowenthal | Strickland |
| Brownley | Fuller | Ma | Swanson |
| Buchanan | Furutani | Mendoza | Torlakson |
| Caballero | Gaines | Miller | Torres |
| Carter | Galgiani | Monning | Torrico |
| Chesbro | Garrick | Nava | Tran |
| Conway | Gilmore | Nestande | Yamada |
| Cook | Hagman | Nielsen | Mme. Speaker |
| Coto | Hall | Pérez, J. | |

NOES—1

DeVore

Article IV, Section 8(b) of the Constitution was declared dispensed with.

Second Reading of Senate Bills

SENATE BILL NO. 9—An act to amend Sections 17250.30 and 81704 of the Education Code, to amend Section 6531 of the Government Code, to amend Section 1771.5 of, to amend and repeal Sections 1771.7 and 1771.8 of, to add Sections 1771.3, 1771.55, 1771.75 and 1771.85 to, and to repeal and add Section 1771.9 of, the Labor Code, to amend Sections 20133, 20175.2, 20193, 20209.7, 20209.24, and 20919.3 of the Public Contract Code, and to add Section 8007 to the Water Code, relating to public works, and making an appropriation therefor.

Bill read second time.

SENATE BILL NO. 10—An act to add Section 1936.015 to the Civil Code, relating to vehicle license fees.

Bill read second time.

SENATE BILL NO. 11—An act to add Sections 68220, 68221, and 68222 to the Government Code, relating to judges.

Bill read second time.

SENATE BILL NO. 12—An act to amend Sections 68085.45, 70371.5, and 70372 of, and to add Sections 70371.7 and 70371.8 to, the Government Code, relating to court facilities, and making an appropriation therefor.

Bill read second time.

At 1:42 a.m., Speaker Karen Bass, 47th District, presiding

**CONSIDERATION OF SENATE BILL NO. 9
BY UNANIMOUS CONSENT**

Assembly Member Eng was granted unanimous consent to take up Senate Bill No. 9 without reference to file, for purpose of consideration.

SENATE BILL NO. 9 (Padilla)—An act to amend Sections 17250.30 and 81704 of the Education Code, to amend Section 6531 of the Government Code, to amend Section 1771.5 of, to amend and repeal Sections 1771.7 and 1771.8 of, to add Sections 1771.3, 1771.55, 1771.75 and 1771.85 to, and to repeal and add Section 1771.9 of, the Labor Code, to amend Sections 20133, 20175.2, 20193, 20209.7, 20209.24, and 20919.3 of the Public Contract Code, and to add Section 8007 to the Water Code, relating to public works, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member Eng.

Bill passed by the following vote:

AYES—71

| | | | |
|---------------|-------------|-----------|--------------|
| Adams | De La Torre | Huber | Pérez, V.M. |
| Ammiano | De León | Huffman | Portantino |
| Arambula | Emmerson | Jeffries | Price |
| Beall | Eng | Jones | Ruskin |
| Berryhill, B. | Evans | Knight | Salas |
| Berryhill, T. | Feuer | Krekorian | Saldaña |
| Blakeslee | Fletcher | Lieu | Silva |
| Block | Fong | Logue | Skinner |
| Blumenfield | Fuentes | Lowenthal | Smyth |
| Brownley | Fuller | Ma | Solorio |
| Buchanan | Furutani | Mendoza | Strickland |
| Caballero | Galgiani | Miller | Torlakson |
| Carter | Gilmore | Monning | Torres |
| Chesbro | Hagman | Nava | Torrico |
| Conway | Hall | Nestande | Tran |
| Cook | Hayashi | Niello | Yamada |
| Coto | Hernandez | Nielsen | Mme. Speaker |
| Davis | Hill | Pérez, J. | |

NOES—6

| | | |
|----------|--------|---------|
| Anderson | DeVore | Garrick |
| Calderon | Gaines | Harkey |

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 9: Assembly Member DeVore from “Aye” to “No”.

Bill ordered transmitted to Senate.

**CONSIDERATION OF SENATE BILL NO. 11
BY UNANIMOUS CONSENT**

Assembly Member Lieu was granted unanimous consent to take up Senate Bill No. 11 without reference to file, for purpose of consideration.

SENATE BILL NO. 11 (Steinberg)—An act to add Sections 68220, 68221, and 68222 to the Government Code, relating to judges.

Bill read third time, and presented by Assembly Member Lieu.

Bill passed by the following vote:

AYES—69

| | | | |
|---------------|-------------|-------------|--------------|
| Adams | Coto | Huber | Portantino |
| Ammiano | Davis | Huffman | Price |
| Anderson | De La Torre | Jeffries | Ruskin |
| Arambula | De León | Jones | Salas |
| Beall | Emmerson | Knight | Saldaña |
| Berryhill, B. | Eng | Krekorian | Silva |
| Berryhill, T. | Evans | Lieu | Skinner |
| Blakeslee | Fletcher | Logue | Smyth |
| Block | Fong | Ma | Strickland |
| Blumenfield | Furutani | Mendoza | Swanson |
| Brownley | Galgiani | Miller | Torlakson |
| Buchanan | Garrick | Monning | Torres |
| Caballero | Gilmore | Nava | Tran |
| Calderon | Hagman | Nestande | Yamada |
| Carter | Hall | Niello | Mme. Speaker |
| Chesbro | Harkey | Nielsen | |
| Conway | Hernandez | Pérez, J. | |
| Cook | Hill | Pérez, V.M. | |

NOES—3

| | | |
|--------|---------|--------|
| DeVore | Fuentes | Gaines |
|--------|---------|--------|

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 11: Assembly Member Anderson from “No” to “Aye”.

Bill ordered transmitted to the Senate.

**CONSIDERATION OF SENATE BILL NO. 10
BY UNANIMOUS CONSENT**

Assembly Member Evans was granted unanimous consent to take up Senate Bill No. 10 without reference to file, for purpose of consideration.

SENATE BILL NO. 10 (Oropeza)—An act to add Section 1936.015 to the Civil Code, relating to vehicle license fees.

Bill read third time, and presented by Assembly Member Evans.

Bill passed by the following vote:

AYES—67

| | | | |
|---------------|-------------|-------------|--------------|
| Adams | De La Torre | Hill | Portantino |
| Ammiano | Emmerson | Huber | Price |
| Arambula | Eng | Huffman | Ruskin |
| Beall | Evans | Jeffries | Salas |
| Berryhill, B. | Feuer | Jones | Saldaña |
| Berryhill, T. | Fletcher | Krekorian | Silva |
| Block | Fong | Lieu | Skinner |
| Blumenfield | Fuentes | Lowenthal | Smyth |
| Brownley | Fuller | Ma | Solorio |
| Buchanan | Furutani | Mendoza | Strickland |
| Caballero | Galgiani | Monning | Swanson |
| Carter | Garrick | Nava | Torlakson |
| Chesbro | Hagman | Nestande | Torres |
| Conway | Hall | Niello | Torricco |
| Cook | Harkey | Nielsen | Yamada |
| Coto | Hayashi | Pérez, J. | Mme. Speaker |
| Davis | Hernandez | Pérez, V.M. | |

NOES—8

| | | | |
|----------|---------|--------|--------|
| Anderson | Gaines | Knight | Miller |
| DeVore | Gilmore | Logue | Tran |

Bill ordered transmitted to the Senate.

At 2:40 a.m., Speaker pro Tempore Lori Saldaña, 76th District, presiding

RECESS

By unanimous consent, at 2:41 a.m., Speaker pro Tempore Lori Saldaña declared the Assembly recessed to reconvene the Third Extraordinary Session.

RECONVENED

At 5:49 p.m., the Assembly reconvened.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly, presiding.

MESSAGES FROM THE SENATE

Senate Chamber, February 15, 2009

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

Senate Bill No. 15

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

FIRST READING OF SENATE BILLS

The following bill was read the first time:

SENATE BILL NO. 15—An act to add and repeal Section 17059 of, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

RESOLUTIONS

The following resolution was offered:

Resolution to Dispense With Constitutional Provision

By Assembly Member Torrico

Resolved, That Senate Bill No. 15 presents a case of urgency, as that term is used in Article IV, Section 8(b), of the Constitution, and the provision of that section requiring that the bill be read on three separate days in each house is hereby dispensed with, and it is ordered that the bill be placed upon its passage.

Resolution read, and adopted by the following vote:

AYES—66

| | | | |
|---------------|-----------|-------------|--------------|
| Adams | Eng | Huber | Ruskin |
| Ammiano | Evans | Huffman | Salas |
| Anderson | Feuer | Knight | Saldaña |
| Arambula | Fletcher | Krekorian | Silva |
| Beall | Fong | Lieu | Skinner |
| Berryhill, B. | Fuentes | Logue | Smyth |
| Berryhill, T. | Fuller | Lowenthal | Solorio |
| Blakeslee | Furutani | Ma | Strickland |
| Block | Gaines | Mendoza | Swanson |
| Blumenfield | Galgiani | Monning | Torlakson |
| Buchanan | Garrick | Nava | Torres |
| Caballero | Gilmore | Nestande | Tran |
| Carter | Hagman | Niello | Villines |
| Chesbro | Harkey | Nielsen | Yamada |
| Conway | Hayashi | Pérez, V.M. | Mme. Speaker |
| Cook | Hernandez | Portantino | |
| Emmerson | Hill | Price | |

NOES—1

Miller

Article IV, Section 8(b) of the Constitution was declared dispensed with.

Second Reading of Senate Bill No. 15

SENATE BILL NO. 15—An act to add and repeal Section 17059 of, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time.

**CONSIDERATION OF SENATE BILL NO. 15
BY UNANIMOUS CONSENT**

Assembly Member Huber was granted unanimous consent to take up Senate Bill No. 15 without reference to file, for purpose of consideration.

SENATE BILL NO. 15 (Ashburn)—An act to add and repeal Section 17059 of, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read third time, and presented by Assembly Member Huber.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Torrico moved a call of the Assembly.

Motion carried. Time, 6:04 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

RECESS

By unanimous consent, at 6:05 p.m., Speaker pro Tempore Saldaña declared the Assembly recessed.

CAUCUS ANNOUNCEMENTS

At 6:30 p.m., Speaker Bass announced that the Democratic Caucus would meet in the Assembly Lounge and the Republican Caucus would meet in the Tom Bane Rules Committee Room, upon adjournment of Floor Session.

RECONVENED

At 9:01 p.m., the Assembly reconvened.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly, presiding.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 15**

At 9:05 p.m., on motion of Assembly Member Torrico, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 15 refused passage by the following vote:

AYES—27

| | | | |
|---------------|----------|----------|------------|
| Adams | Emmerson | Harkey | Nielsen |
| Anderson | Fuller | Huber | Silva |
| Berryhill, B. | Gaines | Jeffries | Smyth |
| Berryhill, T. | Galgiani | Knight | Strickland |
| Conway | Garrick | Logue | Tran |
| Cook | Gilmore | Miller | Villines |
| Duvall | Hagman | Nestande | |

NOES—3

| | | |
|----------|---------|--------|
| Brownley | Huffman | Yamada |
|----------|---------|--------|

**Motion to Reconsider Senate Bill No. 15
on Next Legislative Day**

Assembly Member Huber moved to reconsider on the next legislative day the vote whereby Senate Bill No. 15 was this day refused passage. Senate Bill No. 15 ordered to the unfinished business file.

VOTE ADDS

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

Resolution to Invoke Constitution Relative to Assembly Bills Nos. 3, 5, 7, and 8: Anderson, Pérez, V.M., and Strickland—Aye.

Assembly Bill No. 3: Ma—Aye.

Assembly Bill No. 7: Hernandez and Mendoza—Aye; Fletcher—No.

Resolution to Invoke Constitution Relative to Assembly Bill No. 4: Adams, Berryhill, T., and Coto—Aye.

Assembly Bill No. 4: Anderson and DeVore—Aye.

Resolution to Invoke Constitution Relative to Senate Bills Nos. 3, 4, and 7: Adams—Aye.

Senate Bill No. 9: Adams and Niello—Aye.

Senate Bill No. 11: Adams, Knight, and Niello—Aye.

Senate Bill No. 10: Adams, Hagman, and Niello—Aye; Gilmore—No.

Resolution to Invoke Constitution Relative to Senate Bill No. 15: Berryhill, B., Berryhill, T., Mendoza, and Pérez, V.M.—Aye; Miller—No.

RECESS

By unanimous consent, at 9:17 p.m., Speaker pro Tempore Saldaña declared the Assembly recessed to reconvene the Third Extraordinary Session.

ADJOURNMENT

At 9:20 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

SUE PARKER, Assistant Chief Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON FEBRUARY 14, 2009

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

| AB | RN | |
|--------------------------|-----------|----------|
| 3 | 0908651 | |
| 4 | 0908835 | |
| 5 | 0908734 | |
| 7 | 0908832 | |
| 8 | 0908648 | |
| Daily Total: | | 5 |
| Cumulative Total: | | 5 |

CALIFORNIA LEGISLATURE
2009–10 SECOND EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, February 19, 2009
TENTH SESSION DAY
SEVENTY-FOURTH CALENDAR DAY
AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, February 19, 2009

The Assembly met at 4:21 a.m.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly,
presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Elizabeth Potter reading.

ROLL CALL

The roll was called and the following answered to their names—80:

| | | | |
|-----------------|-------------|-----------|------------------|
| Adams | De La Torre | Hayashi | Pérez, John |
| Ammiano | De León | Hernandez | Pérez, V. Manuel |
| Anderson | DeVore | Hill | Portantino |
| Arambula | Duvall | Huber | Price |
| Beall | Emmerson | Huffman | Ruskin |
| Berryhill, Bill | Eng | Jeffries | Salas |
| Berryhill, Tom | Evans | Jones | Saldaña |
| Blakeslee | Feuer | Knight | Silva |
| Block | Fletcher | Krekorian | Skinner |
| Blumenfield | Fong | Lieu | Smyth |
| Brownley | Fuentes | Logue | Solorio |
| Buchanan | Fuller | Lowenthal | Strickland |
| Caballero | Furutani | Ma | Swanson |
| Calderon | Gaines | Mendoza | Torlakson |
| Carter | Galgiani | Miller | Torres |
| Chesbro | Garrick | Monning | Torrico |
| Conway | Gilmore | Nava | Tran |
| Cook | Hagman | Nestande | Villines |
| Coto | Hall | Niello | Yamada |
| Davis | Harkey | Nielsen | Mme. Speaker |

Quorum present.

PRAYER

Upon invitation of Speaker pro Tempore Saldaña, the following prayer was offered by Assembly Member Ted W. Lieu, of the 53rd Assembly District:

Living and True God, We invoke Your blessing upon the legislators gathered here. Direct them to act justly, to love tenderly, and to walk humbly with our God, as they represent the aspirations of the people of California.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Saldaña, Assembly Member Fuentes 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 Torrico, seconded by Assembly Member Knight.

CONSIDERATION OF DAILY FILE**UNFINISHED BUSINESS****SENATE BILL NO. 15 RECONSIDERED BY UNANIMOUS CONSENT**

In compliance with a motion given, Assembly Member Krekorian was granted unanimous consent that the vote be reconsidered whereby Senate Bill No. 15 was refused passage.

Further Consideration of Senate Bill No. 15

SENATE BILL NO. 15 (Ashburn)—An act to add and repeal Section 17059 of, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read third time, and presented by Assembly Member Huber.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Huber moved a call of the Assembly.

Motion carried. Time, 4:24 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS**

SENATE BILL NO. 12 (Steinberg)—An act to amend Sections 68085.45, 70371.5, and 70372 of, and to add Sections 70371.7 and 70371.8 to, the Government Code, relating to court facilities, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member Jones.

Bill passed by the following vote:

AYES—73

| | | | |
|---------------|-------------|-------------|--------------|
| Adams | De La Torre | Huffman | Price |
| Ammiano | De León | Jeffries | Ruskin |
| Arambula | Emmerson | Jones | Salas |
| Beall | Eng | Knight | Saldaña |
| Berryhill, B. | Evans | Krekorian | Skinner |
| Berryhill, T. | Feuer | Lieu | Smyth |
| Blakeslee | Fletcher | Logue | Solorio |
| Block | Fong | Lowenthal | Strickland |
| Blumenfield | Fuentes | Ma | Swanson |
| Brownley | Fuller | Mendoza | Torlakson |
| Buchanan | Furutani | Miller | Torres |
| Caballero | Galgiani | Monning | Torrico |
| Calderon | Gilmore | Nava | Tran |
| Carter | Hagman | Nestande | Villines |
| Chesbro | Hall | Niello | Yamada |
| Conway | Hayashi | Nielsen | Mme. Speaker |
| Cook | Hernandez | Pérez, J. | |
| Coto | Hill | Pérez, V.M. | |
| Davis | Huber | Portantino | |

NOES—4

| | | | |
|----------|--------|--------|--------|
| Anderson | DeVore | Gaines | Harkey |
|----------|--------|--------|--------|

Bill ordered transmitted to the Senate immediately.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 15**

At 4:29 a.m., on motion of Assembly Member Huber, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 15 passed by the following vote:

AYES—62

| | | | |
|---------------|-----------|-------------|--------------|
| Adams | DeVore | Hill | Price |
| Anderson | Duvall | Huber | Salas |
| Arambula | Emmerson | Jeffries | Saldaña |
| Beall | Eng | Knight | Silva |
| Berryhill, B. | Evans | Lieu | Smyth |
| Berryhill, T. | Fong | Logue | Solorio |
| Block | Fuller | Lowenthal | Strickland |
| Buchanan | Gaines | Ma | Swanson |
| Caballero | Galgiani | Mendoza | Torlakson |
| Calderon | Garrick | Miller | Torres |
| Carter | Gilmore | Nava | Torrico |
| Chesbro | Hagman | Nestande | Tran |
| Conway | Hall | Nielsen | Villines |
| Cook | Harkey | Pérez, J. | Mme. Speaker |
| Coto | Hayashi | Pérez, V.M. | |
| Davis | Hernandez | Portantino | |

NOES—11

| | | | |
|-------------|-------------|--------|---------|
| Ammiano | De La Torre | Jones | Skinner |
| Blumenfield | Feuer | Niello | Yamada |
| Brownley | Huffman | Ruskin | |

Bill ordered transmitted to the Senate immediately.

RECESS

By unanimous consent, at 4:30 a.m., Speaker pro Tempore Saldaña declared the Assembly recessed to convene the Third Extraordinary Session.

RECONVENED

At 6:42 a.m., the Assembly reconvened.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly, presiding.

MESSAGES FROM THE SENATE

Senate Chamber, February 19, 2009

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

Assembly Bill No. 5

Assembly Bill No. 7

Assembly Bill No. 8

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

Above bills ordered enrolled.

Senate Chamber, February 19, 2009

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Senate Bill No. 16

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

FIRST READING OF SENATE BILLS

The following bill was read the first time:

SENATE BILL NO. 16—An act to amend Sections 19606.1, 19606.3, and 19620.1 of, to add Section 19620.2 to, and to repeal and add Section 19616.51 of, the Business and Professions Code, relating to horse racing, and making an appropriation therefor.

RESOLUTIONS

The following resolution was offered:

Resolution to Dispense With Constitutional Provision

By Assembly Member Krekorian.

Resolved, That Senate Bill No. 16 presents a case of urgency, as that term is used in Article IV, Section 8 (b), of the Constitution, and the provision of that section requiring that the bill be read on three separate days in each house is hereby dispensed with, and it is ordered that the bill be placed upon its passage.

Resolution read, and adopted by the following vote:

AYES—73

| | | | |
|---------------|-------------|-------------|--------------|
| Adams | Davis | Hill | Ruskin |
| Ammiano | De La Torre | Huber | Salas |
| Anderson | De León | Huffman | Saldaña |
| Arambula | Emmerson | Jones | Silva |
| Beall | Eng | Krekorian | Skinner |
| Berryhill, B. | Evans | Lieu | Smyth |
| Berryhill, T. | Feuer | Lowenthal | Solorio |
| Blakeslee | Fletcher | Ma | Strickland |
| Block | Fong | Mendoza | Swanson |
| Blumenfield | Fuentes | Miller | Torlakson |
| Brownley | Fuller | Monning | Torres |
| Buchanan | Furutani | Nava | Torrico |
| Caballero | Gaines | Nestande | Tran |
| Calderon | Galgiani | Niello | Villines |
| Carter | Gilmore | Nielsen | Yamada |
| Chesbro | Hagman | Pérez, J. | Mme. Speaker |
| Conway | Hall | Pérez, V.M. | |
| Cook | Hayashi | Portantino | |
| Coto | Hernandez | Price | |

NOES—1

DeVore

Article IV, Section 8(b) of the Constitution was declared dispensed with.

Second Reading of Senate Bill No. 16

SENATE BILL NO. 16—An act to amend Sections 19606.1, 19606.3, and 19620.1 of, to add Section 19620.2 to, and to repeal and add Section 19616.51 of, the Business and Professions Code, relating to horse racing, and making an appropriation therefor.

Bill read second time.

Consideration of Senate Bill No. 16 by Unanimous Consent

Assembly Member Galgiani was granted unanimous consent to take up Senate Bill No. 16 without reference to file, for purpose of consideration.

SENATE BILL NO. 16 (Galgiani)—An act to amend Sections 19606.1, 19606.3, and 19620.1 of, to add Section 19620.2 to, and to repeal and add Section 19616.51 of, the Business and Professions Code, relating to horse racing, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member Galgiani.

Bill passed by the following vote:

AYES—63

| | | | |
|---------------|-----------|-------------|--------------|
| Adams | Coto | Hill | Portantino |
| Ammiano | Davis | Huber | Price |
| Anderson | Emmerson | Huffman | Salas |
| Arambula | Evans | Knight | Saldaña |
| Beall | Fletcher | Krekorian | Silva |
| Berryhill, B. | Fong | Lieu | Smyth |
| Berryhill, T. | Fuentes | Logue | Solorio |
| Blakeslee | Fuller | Lowenthal | Strickland |
| Block | Gaines | Ma | Swanson |
| Blumenfield | Galgiani | Mendoza | Torlakson |
| Brownley | Garrick | Miller | Torres |
| Caballero | Gilmore | Monning | Torrico |
| Carter | Hagman | Nava | Tran |
| Chesbro | Hall | Nestande | Villines |
| Conway | Hayashi | Nielsen | Mme. Speaker |
| Cook | Hernandez | Pérez, V.M. | |

NOES—4

| | | | |
|--------|-------|--------|---------|
| DeVore | Feuer | Niello | Skinner |
|--------|-------|--------|---------|

Vote Changes

By unanimous consent, the following vote changes were permitted on Senate Bill No. 16: Assembly Members Feuer and Skinner from “Aye” to “No”; Assembly Member Hagman from “No” to “Aye”.

Bill ordered transmitted to the Senate.

MESSAGES FROM THE SENATE

Senate Chamber, February 19, 2009

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

Senate Concurrent Resolution No. 3

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

FIRST READING OF SENATE BILLS

The following resolution was read:

SENATE CONCURRENT RESOLUTION NO. 3—General Subject: 2009–10 Second Extraordinary Session: final adjournment.

**Consideration of Senate Concurrent Resolution No. 3
by Unanimous Consent**

Assembly Member Krekorian was granted unanimous consent to take up Senate Concurrent Resolution No. 3 without reference to committee, print, or file, for purpose of consideration.

SENATE CONCURRENT RESOLUTION NO. 3 (Steinberg)—2009–10 Second Extraordinary Session: final adjournment.

Resolution read, and presented by Assembly Member Krekorian.

Resolution adopted by the following vote:

AYES—79

| | | | |
|---------------|-------------|-----------|--------------|
| Adams | De La Torre | Hernandez | Pérez, V.M. |
| Ammiano | De León | Hill | Portantino |
| Anderson | Duval | Huber | Price |
| Arambula | Emmerson | Huffman | Ruskin |
| Beall | Eng | Jeffries | Salas |
| Berryhill, B. | Evans | Jones | Saldaña |
| Berryhill, T. | Feuer | Knight | Silva |
| Blakeslee | Fletcher | Krekorian | Skinner |
| Block | Fong | Lieu | Smyth |
| Blumenfield | Fuentes | Logue | Solorio |
| Brownley | Fuller | Lowenthal | Strickland |
| Buchanan | Furutani | Ma | Swanson |
| Caballero | Gaines | Mendoza | Torlakson |
| Calderon | Galgiani | Miller | Torres |
| Carter | Garrick | Monning | Torrico |
| Chesbro | Gilmore | Nava | Tran |
| Conway | Hagman | Nestande | Villines |
| Cook | Hall | Niello | Yamada |
| Coto | Harkey | Nielsen | Mme. Speaker |
| Davis | Hayashi | Pérez, J. | |

NOES—None

Resolution ordered transmitted to the Senate.

VOTE ADDS

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

Senate Bill No. 12: Adams, Jeffries, and Tran—Aye; Anderson, DeVore, Gaines, and Harkey—No.

Senate Bill No. 15: Adams, Hall, and Jeffries—Aye; Niello—No.

Resolution to Invoke Constitution Relative to Senate Bill No. 16: Anderson and Cook—Aye.

Senate Bill No. 16: Niello—No.

Senate Concurrent Resolution No. 3: Gaines—Aye.

RECESS

By unanimous consent, at 6:49 a.m., Speaker pro Tempore Saldaña declared the Assembly recessed to reconvene the Regular Session.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, February 19, 2009

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

Assembly Bill No. 5

Assembly Bill No. 7

Assembly Bill No. 8

And reports the same correctly enrolled, and presented to the Governor on the 19th day of February, 2009, at 11 a.m.

E. DOTSON WILSON, Chief Clerk

ADJOURNMENT

At 11:01 a.m., pursuant to the provisions of Senate Concurrent Resolution No. 3, the 2009–10 Second Extraordinary Session of the Legislature was adjourned *sine die*.

KAREN BASS, Speaker

SUE PARKER, Assistant Chief Clerk

CALIFORNIA LEGISLATURE

2009–10 SECOND EXTRAORDINARY SESSION

ASSEMBLY JOURNAL

APPENDIX NO. 1

APPENDIX TO THE ASSEMBLY JOURNAL FOR THE 2009–10 SECOND EXTRAORDINARY SESSION

Assembly Chamber, Sacramento
Monday, April 13, 2009

The following is an appendix to the Assembly Journal for the 2009–10 Second Extraordinary Session containing information received subsequent to the adjournment *sine die* of the session.

MEASURES WHICH DIED AT DESK

Assembly Bills Nos. 1, 2, and 6; and Senate Concurrent Resolution No. 1.

MESSAGES FROM THE SENATE

Senate Chamber, March 2, 2009

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day returned without further action:

Assembly Bill No. 3

Assembly Bill No. 4

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

KAREN BASS, Speaker

SUE PARKER, Assistant Chief Clerk

Volume 6

Journal of the Assembly

Legislature of the State of California

2009–10 Third Extraordinary Session

January 5, 2009 to October 26, 2009



HON. KAREN BASS
Speaker

HON. LORI SALDAÑA
Speaker pro Tempore

HON. ISADORE HALL III
Assistant Speaker pro Tempore

HON. ALBERTO TORRICO
Majority Floor Leader

HON. SAM BLAKESLEE
Minority Floor Leader

E. DOTSON WILSON
Chief Clerk of the Assembly

AMY LEACH
Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 THIRD EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Monday, January 5, 2009

FIRST SESSION DAY

FIRST CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, January 5, 2009

The Assembly met at 1:21 p.m.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly,
presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Elizabeth Potter reading.

ROLL CALL

The roll was called, and the following answered to their names—78:

| | | | |
|-----------------|-----------|------------------|--------------|
| Adams | De León | Hill | Portantino |
| Ammiano | DeVore | Huber | Price |
| Arambula | Duvall | Huffman | Ruskin |
| Beall | Emmerson | Jeffries | Salas |
| Berryhill, Bill | Eng | Jones | Saldaña |
| Berryhill, Tom | Evans | Knight | Silva |
| Blakeslee | Feuer | Krekorian | Skinner |
| Block | Fletcher | Lieu | Smyth |
| Blumenfield | Fong | Logue | Solorio |
| Brownley | Fuentes | Lowenthal | Strickland |
| Buchanan | Fuller | Ma | Swanson |
| Caballero | Furutani | Mendoza | Torlakson |
| Calderon | Gaines | Miller | Torres |
| Carter | Galgiani | Monning | Torrico |
| Chesbro | Garrick | Nava | Tran |
| Conway | Gilmore | Nestande | Villines |
| Cook | Hagman | Niello | Yamada |
| Coto | Hall | Nielsen | Mme. Speaker |
| Davis | Harkey | Pérez, John | |
| De La Torre | Hernandez | Pérez, V. Manuel | |

Quorum present.

PRAYER

Upon invitation of Speaker pro Tempore Saldaña, the following prayer was offered by Assembly Chaplain Father Constantine C. Pappademos:

Lord, As we begin the new year, we recall the events in our life in 2008 that You used to mature us and to equip us. As we remember those times, we are inspired to rise to a higher level, to cherish our time with our family and the “heart-to-hearts” with our spouse. Lord, there are lessons we learned and that we will remember. Inspire us to press onward in 2009 and bless us.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Saldaña, Assembly Member Block then led the Assembly in the pledge of allegiance to the Flag.

LEAVES OF ABSENCE FOR THE DAY

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

On personal business, and waiving per diem: Assembly Member Hayashi.

Due to travel delays: Assembly Member Anderson.

PROCLAMATION OF THE GOVERNOR

Speaker pro Tempore Saldaña directed the Clerk to read the following proclamation of the Governor convening the Legislature in extraordinary session:

A PROCLAMATION**BY THE GOVERNOR OF THE STATE OF CALIFORNIA**

WHEREAS, due to developments in the worldwide and national financial markets, and continuing weak performance in the California economy, there is an approximately \$15 billion General Fund deficit for the 2008–09 fiscal year, which without effective action, is estimated to grow to a \$42 billion General Fund budget shortfall over the next 18 months; and

WHEREAS on November 6, 2008, due to concerns regarding dramatically declining revenues, I issued a Special Session Proclamation and convened the Legislature of the State of California to meet in extraordinary session to address the fiscal crisis that California faces; and

WHEREAS the Legislature failed during that Special Session to enact any bills to address the State’s significant economic problems; and

WHEREAS on December 1, 2008, due to the worsening fiscal crisis, I declared that a fiscal emergency exists and convened the Legislature to meet in extraordinary session to address the fiscal crisis that California faces; and

WHEREAS on December 1, 2008, due to the fiscal emergency and the nationwide economic recession, I also issued a Special Session Proclamation and convened the Legislature of the State of California to meet in extraordinary session to address the economic crisis; and

WHEREAS on December 17, 2008, the California Pooled Money Investment Board took the unprecedented action to halt lending money for an estimated 2,000 infrastructure projects as a result of the cash crisis, including the substantial risk that California will have insufficient cash to meet its obligations starting in February 2009; and

WHEREAS the Legislature has failed to take action in the fiscal emergency extraordinary session to effectively address the unprecedented statewide fiscal crisis; and

WHEREAS immediate and comprehensive action is needed to address the revenue shortfall facing the State of California; and

WHEREAS within months the State will not be able to meet all of its expenses, outside of debt service, without immediate and comprehensive action; and

WHEREAS failure to substantially reduce the deficit carried forward from the current fiscal year into the next fiscal year will likely prevent the State from being able to finance the cashflow shortages of billions of dollars that will occur in July and August, thus making it likely that this fiscal year's deficit will cause the State to miss payroll and other essential services payments at the beginning of 2009; and

WHEREAS, according to the Legislative Analyst, next fiscal year's budget will be even more out of balance than the current year budget and balancing the 2009/2010 budget will be immeasurably more difficult if actions to reduce spending trends and increase revenue trends are not put into place immediately.

NOW, THEREFORE, I, ARNOLD SCHWARZENEGGER, Governor of the State of California, in accordance with Section 10(f) of Article IV of the Constitution of the State of California, HEREBY DETERMINE that General Fund revenues for Fiscal Year 2008–09 will decline substantially below the estimate of General Fund revenues upon which the 2008 Budget Act was based.

I, ARNOLD SCHWARZENEGGER, Governor of the State of California, HEREBY DECLARE that a fiscal emergency exists.

I, ARNOLD SCHWARZENEGGER, Governor of the State of California, HEREBY IDENTIFY THE NATURE OF THIS FISCAL EMERGENCY to be the projected budget imbalance and insufficient cash reserves for Fiscal Year 2008–09 and the projected insufficient cash reserves and potential budgetary and cash deficit in Fiscal Year 2009–10 which are anticipated to result from the dramatically lower than estimated General Fund revenues in Fiscal Year 2008–09.

FURTHER, on this day, as required by Section (10f) of Article IV of the Constitution of the State of California, I will cause the Legislature to assemble in special session to address this fiscal emergency, and I will submit to the Legislature proposed legislation to address this fiscal emergency.

IN WITNESS WHEREOF I have hereunto set my hand
and caused the Great Seal of the State of California
to be affixed this 19th day of December, 2008.

ARNOLD SCHWARZENEGGER
Governor of California

ATTEST:

DEBRA BOWEN
Secretary of State



A PROCLAMATION
BY THE GOVERNOR OF THE STATE OF CALIFORNIA

WHEREAS on this date, pursuant to Section 10(f) of Article IV of the Constitution of the State of California, I have proclaimed a fiscal emergency; and

WHEREAS on this date, I am submitting to the Legislature proposed legislation to address that fiscal emergency; and

WHEREAS this extraordinary occasion having arisen and now existing, it requires that the Legislature of the State of California be convened in extraordinary session.

NOW, THEREFORE, I, ARNOLD SCHWARZENEGGER, Governor of the State of California, by virtue of the power and authority vested in me in accordance with Section 10(f) of Article IV of the Constitution of the State of California, do hereby convene the Legislature of the State of California to meet in extraordinary session at Sacramento, California on the 19th day of December 2008, at a time to be determined, to consider and act upon legislation to address the fiscal emergency proclaimed by me this day.

IN WITNESS WHEREOF I have hereunto set my hand
and caused the Great Seal of the State of California
to be affixed this 19th day of December, 2008.

ARNOLD SCHWARZENEGGER
Governor of California



ATTEST:

DEBRA BOWEN
Secretary of State

Receipt

I acknowledge receipt this 19th day of December 2008 at 3:20 p.m., of a proclamation by the Governor, regarding a fiscal emergency, accompanied by proposed legislation to address the fiscal emergency, delivered to me personally by Jacque Roberts.

BRIAN S. EBBERT
Assistant Chief Clerk of the Assembly

ELECTION OF SPEAKER

Assembly Member Torrico was granted unanimous consent that the election of Speaker Karen Bass on December 1, 2008, to the Office of Speaker of the Assembly for the 2009–10 Regular Session, and the Oath of Office administered (see Assembly Journal for December 1, 2008 for the Regular Session, pages 6 and 7), be substituted in the 2009–10 Third Extraordinary Session.

OATH OF OFFICE

The following oath of office was administered to Speaker-elect Karen Bass, on Monday, December 1, 2008, for the 2009–10 Regular Session, by the Honorable Kathryn M. Werdegar, Associate Justice of the Supreme Court of California, and without objection was substituted in the 2009–10 Third Extraordinary Session:

OATH

for the Office of Speaker of the California State Assembly

I do solemnly swear that I will support and defend the Constitution of the United States and the Constitution of the State of California against all enemies, foreign and domestic; that I will bear true faith and allegiance to the Constitution of the United States and the Constitution of the State of California; that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties upon which I am about to enter.

ADOPTION OF STANDING RULES

Assembly Member Torrico was granted unanimous consent that the Permanent Standing Rules of the Assembly for the 2009–10 Regular Session and the organization of Standing Committees be adopted in the Third Extraordinary Session.

(NOTE: For the text of the Assembly Standing Rules, see Assembly Journal for December 1, 2008 for the Regular Session, page 10; for roll call vote, see page 54.)

MOTION RELATIVE TO ORGANIZATION OF THE ASSEMBLY

Assembly Member Torrico moved that the provisions of House Resolution No. 3 in the 2009–10 Regular Session relative to the payment of Members and distribution of Weekly Histories be substituted in the 2009–10 Third Extraordinary Session.

(NOTE: For the text and roll call vote of House Resolution No. 3, see Assembly Journal for December 1, 2008 for the Regular Session, page 56.)

Assembly Member De León seconded the motion.

Without objection, the motion carried.

ELECTION OF OFFICERS OF THE ASSEMBLY

Assembly Member Torrico moved that the non-member officers in the 2009–10 Regular Session be deemed the non-member officers in the Third Extraordinary Session (Chief Clerk, Chief Sergeant-at-Arms, Chaplain, and Alternate Chaplain) and that their respective oaths in the Regular Session be substituted in the Third Extraordinary Session.

(NOTE: For the roll call election and oaths of office for the non-member officers for the 2009–10 Regular Session, see Assembly Journal for December 1, 2008 for the Regular Session, page 55.)

Assembly Member De León seconded the motion.

Without objection, the motion carried.

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

January 5, 2009

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: This is to advise you that I have appointed the following Democratic Leadership for the 2009–10 Third Extraordinary Session:

Speaker pro Tempore
Majority Floor Leader
Assistant Majority Floor Leader
Majority Whip
Assistant Majority Whip
Rules Committee

Hon. Lori Saldaña
Hon. Alberto Torrico
Hon. Paul Krekorian
Hon. Fiona Ma
Hon. Isadore Hall
Hon. Ted Lieu

Sincerely,

KAREN BASS
Speaker of the Assembly

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 1—Evans. An act relating to the Budget Act of 2008.

ASSEMBLY BILL NO. 2—Evans. An act relating to the Budget Act of 2008.

ASSEMBLY BILL NO. 3—Evans. An act relating to the Budget Act of 2008.

ASSEMBLY BILL NO. 4—Evans. An act relating to the Budget Act of 2008.

ASSEMBLY BILL NO. 5—Evans. An act relating to the Budget Act of 2008.

ASSEMBLY BILL NO. 6—Evans. An act relating to the Budget Act of 2008.

ASSEMBLY BILL NO. 7—Evans. An act relating to the Budget Act of 2008.

ASSEMBLY BILL NO. 8—Evans. An act relating to the Budget Act of 2008.

ASSEMBLY BILL NO. 9—Evans. An act relating to the Budget Act of 2008.

ASSEMBLY BILL NO. 10—Evans. An act relating to the Budget Act of 2008.

ASSEMBLY BILL NO. 11—Evans. An act relating to the Budget Act of 2008.

ASSEMBLY BILL NO. 12—Evans. An act relating to the Budget Act of 2008.

ASSEMBLY BILL NO. 13—Evans. An act relating to the Budget Act of 2008.

ASSEMBLY BILL NO. 14—Evans. An act relating to the Budget Act of 2008.

ASSEMBLY BILL NO. 15—Evans. An act relating to the Budget Act of 2008.

ASSEMBLY BILL NO. 16—Evans. An act relating to the Budget Act of 2008.

ASSEMBLY BILL NO. 17—Evans. An act relating to the Budget Act of 2008.

ASSEMBLY BILL NO. 18—Evans. An act relating to the Budget Act of 2008.

ASSEMBLY BILL NO. 19—Evans. An act relating to the Budget Act of 2008.

ASSEMBLY BILL NO. 20—Evans. An act relating to the Budget Act of 2008.

MOTION TO ADJOURN

At 1:25 p.m., Assembly Member Torrico moved that the Assembly do now adjourn.

Assembly Member Villines seconded the motion.

Motion carried.

ADJOURNMENT

At 3 p.m., the Assembly adjourned upon Call of the Speaker.

KAREN BASS, Speaker

SUE PARKER, Assistant Chief Clerk

CALIFORNIA LEGISLATURE
2009–10 THIRD EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, January 6, 2009

SECOND SESSION DAY

SECOND CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, January 6, 2009

The Assembly met at 7 a.m.

Hon. Mike Feuer, Assembly Member, 42nd District, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Elizabeth Potter reading.

ROLL CALL

The following were placed upon the morning roll call—79:

| | | | |
|-----------------|-------------|-----------|------------------|
| Adams | De La Torre | Hayashi | Pérez, John |
| Ammiano | De León | Hernandez | Pérez, V. Manuel |
| Anderson | DeVore | Hill | Portantino |
| Arambula | Duvall | Huber | Price |
| Beall | Emmerson | Huffman | Ruskin |
| Berryhill, Bill | Eng | Jeffries | Salas |
| Berryhill, Tom | Evans | Jones | Saldaña |
| Blakeslee | Feuer | Knight | Silva |
| Block | Fletcher | Krekorian | Skinner |
| Blumenfield | Fong | Lieu | Smyth |
| Brownley | Fuentes | Logue | Solorio |
| Buchanan | Fuller | Lowenthal | Strickland |
| Caballero | Furutani | Ma | Swanson |
| Calderon | Gaines | Mendoza | Torres |
| Carter | Galgiani | Miller | Torrico |
| Chesbro | Garrick | Monning | Tran |
| Conway | Gilmore | Nava | Villines |
| Cook | Hagman | Nestande | Yamada |
| Coto | Hall | Niello | Mme. Speaker |
| Davis | Harkey | Nielsen | |

Quorum present.

At 2:45 p.m., Hon. Nathan Fletcher, 75th District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Member was granted leave of absence for the day:

Because of illness in his family: Assembly Member Torlakson.

COMMUNICATIONS

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

January 6, 2009

*E. Dotson Wilson, Chief Clerk
California State Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Mr. Wilson: This is to notify you of the following Republican Leadership Team for the 2009–2010 Third Extraordinary Session:

| | |
|---------------------------------|---|
| Assemblyman Michael N. Villines | Assembly Republican Leader |
| Assemblyman Cameron Smyth | 2 nd Ranking Republican Leader and Caucus Chair |
| Assemblyman Sam Blakeslee | Republican Floor Manager |
| Assemblyman Roger Niello | Assistant Republican Leader |
| Assemblyman Bill Emmerson | Assistant Republican Leader |
| Assemblyman Ted Gaines | Assistant Republican Leader |
| Assemblyman Van Tran | Assistant Republican Leader |
| Assemblyman Martin Garrick | Assistant Republican Leader |
| Assemblyman Anthony Adams | Chief Republican Whip |
| Assemblyman Chuck DeVore | Chief Republican Whip |
| Assemblywoman Jean Fuller | Chief Republican Whip |
| Assemblyman Nathan Fletcher | Republican Whip |
| Assemblyman Jeff Miller | Republican Whip |
| Assemblyman Jim Nielsen | Republican Whip |

If you have any questions regarding this letter, please contact Ivan Altamura at 319-2029.

It is an honor working with you in the California State Assembly.

Sincerely,

MICHAEL N. VILLINES
Assembly Republican Leader

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bill was introduced and read the first time:

ASSEMBLY BILL NO. 21—De León (Coauthors: Beall, Carter, Eng, Evans, Hill, and Lieu). An act to relating to taxation.

MESSAGES FROM THE SENATE

Senate Chamber, January 5, 2009

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

Senate Concurrent Resolution No. 1

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

FIRST READING OF SENATE BILLS

The following resolution was read:

SENATE CONCURRENT RESOLUTION NO. 1—Relative to the Joint Rules for the 2009–10 Third Extraordinary Session.

ADJOURNMENT

At 3 p.m., the Assembly adjourned upon Call of the Speaker.

KAREN BASS, Speaker

SUE PARKER, Assistant Chief Clerk

CALIFORNIA LEGISLATURE
2009–10 THIRD EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, January 7, 2009

THIRD SESSION DAY

THIRD CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Wednesday, January 7, 2009

The Assembly met at 7 a.m.

Hon. Van Tran, Assembly Member, 68th District, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Elizabeth Potter reading.

ROLL CALL

The following were placed upon the morning roll call—76:

| | | | |
|-----------------|-------------|-----------|------------------|
| Adams | De La Torre | Harkey | Pérez, John |
| Ammiano | De León | Hayashi | Pérez, V. Manuel |
| Anderson | DeVore | Hernandez | Portantino |
| Arambula | Duvall | Huber | Price |
| Berryhill, Bill | Emmerson | Huffman | Ruskin |
| Berryhill, Tom | Eng | Jeffries | Salas |
| Blakeslee | Evans | Jones | Saldaña |
| Block | Feuer | Knight | Silva |
| Blumenfield | Fletcher | Krekorian | Smyth |
| Brownley | Fong | Lieu | Solorio |
| Buchanan | Fuentes | Logue | Strickland |
| Caballero | Fuller | Lowenthal | Swanson |
| Calderon | Furutani | Ma | Torlakson |
| Carter | Gaines | Mendoza | Torres |
| Chesbro | Galgiani | Miller | Torrico |
| Conway | Garrick | Monning | Tran |
| Cook | Gilmore | Nestande | Villines |
| Coto | Hagman | Niello | Yamada |
| Davis | Hall | Nielsen | Mme. Speaker |

Quorum present.

At 3:12 p.m., Hon. Danny Gilmore, 30th District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

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 Members Beall, Nava, and Skinner.

Because of illness: Assembly Member Hill.

(NOTE: For explanations of absences of Assembly Members Beall, Nava, and Skinner on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

January 7, 2009

*E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: This is to advise you that I have appointed the following membership to the Assembly Rules Committee for the 2009–10 Third Extraordinary Session:

Assemblymember Ted Lieu, Chair
Assemblymember Anthony Adams
Assemblymember Sam Blakeslee
Assemblymember Paul Krekorian
Assemblymember Fiona Ma
Assemblymember John A. Pérez
Assemblymember Tom Torlakson

Sincerely,

KAREN BASS
Speaker of the Assembly

REFERENCE OF BILLS TO COMMITTEE

January 7, 2009

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

| <i>Assembly Bill No.</i> | <i>Committee</i> |
|------------------------------|------------------|
| 1 ----- | Rls. |
| 2 ----- | Rls. |
| 3 ----- | Rls. |
| 4 ----- | Rls. |
| 5 ----- | Rls. |
| 6 ----- | Rls. |
| 7 ----- | Rls. |
| 8 ----- | Rls. |
| 9 ----- | Rls. |
| 10 ----- | Rls. |
| 11 ----- | Rls. |
| 12 ----- | Rls. |
| 13 ----- | Rls. |
| 14 ----- | Rls. |
| 15 ----- | Rls. |
| 16 ----- | Rls. |
| 17 ----- | Rls. |
| 18 ----- | Rls. |
| 19 ----- | Rls. |
| 20 ----- | Rls. |

AUTHOR'S AMENDMENTS
Committee on Rules

January 7, 2009

Mme. Speaker: The Chair of your Committee on Rules reports:

| | |
|---------------------|----------------------|
| Assembly Bill No. 1 | Assembly Bill No. 10 |
| Assembly Bill No. 2 | Assembly Bill No. 11 |
| Assembly Bill No. 3 | Assembly Bill No. 12 |
| Assembly Bill No. 4 | Assembly Bill No. 13 |
| Assembly Bill No. 5 | Assembly Bill No. 14 |
| Assembly Bill No. 6 | Assembly Bill No. 15 |
| Assembly Bill No. 7 | Assembly Bill No. 16 |
| Assembly Bill No. 8 | Assembly Bill No. 17 |
| Assembly Bill No. 9 | |

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

LIEU, Chair

ASSEMBLY BILL NO. 1—An act relating to the Budget Act of 2008.

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.

ASSEMBLY BILL NO. 2—An act relating to the Budget Act of 2008.

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.

ASSEMBLY BILL NO. 3—An act relating to the Budget Act of 2008.

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.

ASSEMBLY BILL NO. 4—An act relating to the Budget Act of 2008.

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.

ASSEMBLY BILL NO. 5—An act relating to the Budget Act of 2008.

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.

ASSEMBLY BILL NO. 6—An act relating to the Budget Act of 2008.

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.

ASSEMBLY BILL NO. 7—An act relating to the Budget Act of 2008.

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.

ASSEMBLY BILL NO. 8—An act relating to the Budget Act of 2008.

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.

ASSEMBLY BILL NO. 9—An act relating to the Budget Act of 2008.

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.

ASSEMBLY BILL NO. 10—An act relating to the Budget Act of 2008.

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.

ASSEMBLY BILL NO. 11—An act relating to the Budget Act of 2008.

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.

ASSEMBLY BILL NO. 12—An act relating to the Budget Act of 2008.

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.

ASSEMBLY BILL NO. 13—An act relating to the Budget Act of 2008.

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.

ASSEMBLY BILL NO. 14—An act relating to the Budget Act of 2008.

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.

ASSEMBLY BILL NO. 15—An act relating to the Budget Act of 2008.

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.

ASSEMBLY BILL NO. 16—An act relating to the Budget Act of 2008.

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.

ASSEMBLY BILL NO. 17—An act relating to the Budget Act of 2008.

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.

AUTHOR'S AMENDMENTS

Committee on Rules

January 7, 2009

Mme. Speaker: The Chair of your Committee on Rules reports:

Assembly Bill No. 18

Assembly Bill No. 19

Assembly Bill No. 20

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

LIEU, Chair

ASSEMBLY BILL NO. 18—An act relating to the Budget Act of 2008.

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.

ASSEMBLY BILL NO. 19—An act relating to the Budget Act of 2008.

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.

ASSEMBLY BILL NO. 20—An act relating to the Budget Act of 2008.

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 4:10 p.m., the Assembly adjourned upon Call of the Speaker.

KAREN BASS, Speaker

SUE PARKER, Assistant Chief Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JANUARY 7, 2009

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

AB RN

1 0901656
2 0901659
3 0901663
4 0901668
5 0901676
6 0901681
7 0901685
8 0901690
9 0901692
10 0901696
11 0901655
12 0901661
13 0901670
14 0901674
15 0901678
16 0901683
17 0901686
18 0901691
19 0901693
20 0901698

| | |
|--------------------------|-----------|
| Daily Total: | 20 |
| Cumulative Total: | 20 |

CALIFORNIA LEGISLATURE
2009–10 THIRD EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, January 8, 2009

FOURTH SESSION DAY

FOURTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, January 8, 2009

The Assembly met at 7 a.m.

Hon. Paul Cook, Assembly Member, 65th District, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Elizabeth Potter reading.

ROLL CALL

The following were placed upon the morning roll call—77:

| | | | |
|-----------------|-------------|------------------|--------------|
| Adams | De La Torre | Hill | Portantino |
| Ammiano | De León | Huber | Price |
| Anderson | DeVore | Huffman | Ruskin |
| Arambula | Duvall | Jeffries | Salas |
| Beall | Emmerson | Jones | Saldaña |
| Berryhill, Bill | Eng | Knight | Silva |
| Berryhill, Tom | Evans | Krekorian | Skinner |
| Blakeslee | Feuer | Lieu | Solorio |
| Block | Fong | Logue | Strickland |
| Blumenfield | Fuentes | Lowenthal | Swanson |
| Brownley | Fuller | Ma | Torlakson |
| Buchanan | Furutani | Mendoza | Torres |
| Caballero | Gaines | Miller | Torrico |
| Calderon | Galgiani | Monning | Tran |
| Carter | Garrick | Nava | Villines |
| Chesbro | Gilmore | Nestande | Yamada |
| Conway | Hagman | Niello | Mme. Speaker |
| Cook | Hall | Nielsen | |
| Coto | Hayashi | Pérez, John | |
| Davis | Hernandez | Pérez, V. Manuel | |

Quorum present.

At 3:12 p.m., Hon. Michael N. Villines, 29th District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

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 Smyth.

On personal business, and waiving per diem: Assembly Members Fletcher and Harkey.

(NOTE: For explanation of absence of Assembly Member Smyth on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 8, 2009

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

Assembly Bill No. 1
Assembly Bill No. 2
Assembly Bill No. 3
Assembly Bill No. 4
Assembly Bill No. 5
Assembly Bill No. 6
Assembly Bill No. 7
Assembly Bill No. 8

Assembly Bill No. 9
Assembly Bill No. 10
Assembly Bill No. 11
Assembly Bill No. 12
Assembly Bill No. 13
Assembly Bill No. 14
Assembly Bill No. 15
Assembly Bill No. 16

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, January 8, 2009

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

Assembly Bill No. 17
Assembly Bill No. 18

Assembly Bill No. 19
Assembly Bill No. 20

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

ADJOURNMENT

At 3:30 p.m., the Assembly adjourned upon Call of the Speaker.

KAREN BASS, Speaker

SUE PARKER, Assistant Chief Clerk

CALIFORNIA LEGISLATURE
2009–10 THIRD EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Monday, January 12, 2009

FIFTH SESSION DAY

EIGHTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, January 12, 2009

The Assembly met at 1:18 p.m.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly,
presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Elizabeth Potter reading.

ROLL CALL

The roll was called and the following answered to their names—77:

| | | | |
|-----------------|-----------|------------------|--------------|
| Adams | DeVore | Huber | Price |
| Ammiano | Duvall | Huffman | Ruskin |
| Anderson | Emmerson | Jeffries | Salas |
| Arambula | Eng | Jones | Saldaña |
| Beall | Evans | Knight | Silva |
| Berryhill, Bill | Feuer | Krekorian | Skinner |
| Berryhill, Tom | Fletcher | Lieu | Smyth |
| Blakeslee | Fong | Logue | Solorio |
| Block | Fuentes | Lowenthal | Strickland |
| Blumenfield | Fuller | Ma | Swanson |
| Brownley | Furutani | Mendoza | Torlakson |
| Buchanan | Gaines | Miller | Torres |
| Caballero | Galgiani | Monning | Torrico |
| Carter | Garrick | Nava | Tran |
| Chesbro | Gilmore | Nestande | Villines |
| Conway | Hagman | Niello | Yamada |
| Cook | Hall | Nielsen | Mme. Speaker |
| Coto | Hayashi | Pérez, John | |
| De La Torre | Hernandez | Pérez, V. Manuel | |
| De León | Hill | Portantino | |

Quorum present.

PRAYER

Upon invitation of Speaker pro Tempore Saldaña, the following prayer was offered by Assembly Chaplain Father Constantine C. Pappademos:

Lord, When we boil a carrot in hot water, it becomes soft. When we boil an egg, the inside become hard, but when we boil coffee beans in water, the beans change the water. Lord, Your light shines on us, and the beauty of Your holiness and truth changes the world. Help us to take Your light of goodness, kindness and joy to shine it on others and to change the things around us.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Saldaña, Assembly Member Buchanan 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 Torrico, seconded by Assembly Member Blakeslee.

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 Davis.

Because of illness: Assembly Member Calderon.

Because of a death in her family: Assembly Member Harkey.

(NOTE: For explanation of absence of Assembly Member Davis on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND THE RULES

Assembly Member Torrico requested unanimous consent that the Rules be suspended for the purpose of withdrawing Assembly Bills Nos. 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, and 20 from the Committee on Rules to be placed on third reading.

Assembly Member Blakeslee withheld unanimous consent.

MOTION TO SUSPEND THE RULES

Assembly Member Torrico moved that the Rules be suspended for the purpose of withdrawing Assembly Bills Nos. 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, and 20 from the Committee on Rules to be placed on third reading.

Assembly Member De León seconded the motion.

Rules suspended by the following vote:

AYES—43

| | | | |
|-------------|-----------|-------------|--------------|
| Ammiano | De León | Huffman | Ruskin |
| Arambula | Eng | Krekorian | Salas |
| Beall | Evans | Lieu | Saldaña |
| Block | Feuer | Lowenthal | Skinner |
| Blumenfield | Furutani | Ma | Swanson |
| Brownley | Galgiani | Monning | Torlakson |
| Buchanan | Hall | Nava | Torres |
| Caballero | Hayashi | Pérez, J. | Torrico |
| Carter | Hernandez | Pérez, V.M. | Yamada |
| Chesbro | Hill | Portantino | Mme. Speaker |
| Coto | Huber | Price | |

NOES—None

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND THE RULES

Assembly Member Torrico requested unanimous consent that the Rules be suspended for the purpose of permitting Assembly Member Evans to take up Assembly Bills Nos. 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, and 20 without reference to file for the purpose of consideration.

Assembly Member Blakeslee withheld unanimous consent.

MOTION TO SUSPEND THE RULES

Assembly Member Torrico moved that the Rules be suspended for the purpose of permitting Assembly Member Evans to take up Assembly Bills Nos. 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, and 20 without reference to file for purpose of consideration.

Assembly Member De León seconded the motion.

Rules suspended by the following vote:

AYES—45

| | | | |
|-------------|-----------|-------------|--------------|
| Ammiano | Eng | Krekorian | Saldaña |
| Arambula | Evans | Lieu | Skinner |
| Beall | Feuer | Lowenthal | Solorio |
| Block | Fong | Ma | Swanson |
| Blumenfield | Furutani | Monning | Torlakson |
| Brownley | Galgiani | Nava | Torres |
| Buchanan | Hall | Pérez, J. | Torrico |
| Caballero | Hayashi | Pérez, V.M. | Yamada |
| Carter | Hernandez | Portantino | Mme. Speaker |
| Chesbro | Hill | Price | |
| Coto | Huber | Ruskin | |
| De León | Huffman | Salas | |

NOES—None

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Evans was granted unanimous consent to substitute the roll call vote taken on Assembly Bill No. 1 on subsequent Assembly Bills Nos. 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, and 20, after each measure is read, in the absence of objection.

CONSIDERATION OF ASSEMBLY BILLS BY UNANIMOUS CONSENT**ASSEMBLY BILL NO. 1 (Evans)**—An act relating to the Budget Act of 2008.

Bill read third time, and passed by the following vote:

AYES—48

| | | | |
|-------------|-----------|-------------|--------------|
| Ammiano | De León | Huber | Price |
| Arambula | Eng | Huffman | Ruskin |
| Beall | Evans | Jones | Salas |
| Block | Feuer | Krekorian | Saldaña |
| Blumenfield | Fong | Lieu | Skinner |
| Brownley | Fuentes | Lowenthal | Solorio |
| Buchanan | Furutani | Ma | Swanson |
| Caballero | Galgiani | Monning | Torlakson |
| Carter | Hall | Nava | Torres |
| Chesbro | Hayashi | Pérez, J. | Torrico |
| Coto | Hernandez | Pérez, V.M. | Yamada |
| De La Torre | Hill | Portantino | Mme. Speaker |

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2 (Evans)—An act relating to the Budget Act of 2008.

Bill read third time, and passed by the following substitute vote:

AYES—48

| | | | |
|-------------|-----------|-------------|--------------|
| Ammiano | De León | Huber | Price |
| Arambula | Eng | Huffman | Ruskin |
| Beall | Evans | Jones | Salas |
| Block | Feuer | Krekorian | Saldaña |
| Blumenfield | Fong | Lieu | Skinner |
| Brownley | Fuentes | Lowenthal | Solorio |
| Buchanan | Furutani | Ma | Swanson |
| Caballero | Galgiani | Monning | Torlakson |
| Carter | Hall | Nava | Torres |
| Chesbro | Hayashi | Pérez, J. | Torrico |
| Coto | Hernandez | Pérez, V.M. | Yamada |
| De La Torre | Hill | Portantino | Mme. Speaker |

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 3 (Evans)—An act relating to the Budget Act of 2008.
 Bill read third time, and passed by the following substitute vote:

AYES—48

| | | | |
|-------------|-----------|-------------|--------------|
| Ammiano | De León | Huber | Price |
| Arambula | Eng | Huffman | Ruskin |
| Beall | Evans | Jones | Salas |
| Block | Feuer | Krekorian | Saldaña |
| Blumenfield | Fong | Lieu | Skinner |
| Brownley | Fuentes | Lowenthal | Solorio |
| Buchanan | Furutani | Ma | Swanson |
| Caballero | Galgiani | Monning | Torlakson |
| Carter | Hall | Nava | Torres |
| Chesbro | Hayashi | Pérez, J. | Torrico |
| Coto | Hernandez | Pérez, V.M. | Yamada |
| De La Torre | Hill | Portantino | Mme. Speaker |

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 4 (Evans)—An act relating to the Budget Act of 2008.
 Bill read third time, and passed by the following substitute vote:

AYES—48

| | | | |
|-------------|-----------|-------------|--------------|
| Ammiano | De León | Huber | Price |
| Arambula | Eng | Huffman | Ruskin |
| Beall | Evans | Jones | Salas |
| Block | Feuer | Krekorian | Saldaña |
| Blumenfield | Fong | Lieu | Skinner |
| Brownley | Fuentes | Lowenthal | Solorio |
| Buchanan | Furutani | Ma | Swanson |
| Caballero | Galgiani | Monning | Torlakson |
| Carter | Hall | Nava | Torres |
| Chesbro | Hayashi | Pérez, J. | Torrico |
| Coto | Hernandez | Pérez, V.M. | Yamada |
| De La Torre | Hill | Portantino | Mme. Speaker |

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 5 (Evans)—An act relating to the Budget Act of 2008.
 Bill read third time, and passed by the following substitute vote:

AYES—48

| | | | |
|-------------|-----------|-------------|--------------|
| Ammiano | De León | Huber | Price |
| Arambula | Eng | Huffman | Ruskin |
| Beall | Evans | Jones | Salas |
| Block | Feuer | Krekorian | Saldaña |
| Blumenfield | Fong | Lieu | Skinner |
| Brownley | Fuentes | Lowenthal | Solorio |
| Buchanan | Furutani | Ma | Swanson |
| Caballero | Galgiani | Monning | Torlakson |
| Carter | Hall | Nava | Torres |
| Chesbro | Hayashi | Pérez, J. | Torrico |
| Coto | Hernandez | Pérez, V.M. | Yamada |
| De La Torre | Hill | Portantino | Mme. Speaker |

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 6 (Evans)—An act relating to the Budget Act of 2008.
 Bill read third time, and passed by the following substitute vote:

AYES—48

| | | | |
|-------------|-----------|-------------|--------------|
| Ammiano | De León | Huber | Price |
| Arambula | Eng | Huffman | Ruskin |
| Beall | Evans | Jones | Salas |
| Block | Feuer | Krekorian | Saldaña |
| Blumenfield | Fong | Lieu | Skinner |
| Brownley | Fuentes | Lowenthal | Solorio |
| Buchanan | Furutani | Ma | Swanson |
| Caballero | Galgiani | Monning | Torlakson |
| Carter | Hall | Nava | Torres |
| Chesbro | Hayashi | Pérez, J. | Torrico |
| Coto | Hernandez | Pérez, V.M. | Yamada |
| De La Torre | Hill | Portantino | Mme. Speaker |

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 7 (Evans)—An act relating to the Budget Act of 2008.
 Bill read third time, and passed by the following substitute vote:

AYES—48

| | | | |
|-------------|-----------|-------------|--------------|
| Ammiano | De León | Huber | Price |
| Arambula | Eng | Huffman | Ruskin |
| Beall | Evans | Jones | Salas |
| Block | Feuer | Krekorian | Saldaña |
| Blumenfield | Fong | Lieu | Skinner |
| Brownley | Fuentes | Lowenthal | Solorio |
| Buchanan | Furutani | Ma | Swanson |
| Caballero | Galgiani | Monning | Torlakson |
| Carter | Hall | Nava | Torres |
| Chesbro | Hayashi | Pérez, J. | Torrico |
| Coto | Hernandez | Pérez, V.M. | Yamada |
| De La Torre | Hill | Portantino | Mme. Speaker |

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 8 (Evans)—An act relating to the Budget Act of 2008.
 Bill read third time, and passed by the following substitute vote:

AYES—48

| | | | |
|-------------|-----------|-------------|--------------|
| Ammiano | De León | Huber | Price |
| Arambula | Eng | Huffman | Ruskin |
| Beall | Evans | Jones | Salas |
| Block | Feuer | Krekorian | Saldaña |
| Blumenfield | Fong | Lieu | Skinner |
| Brownley | Fuentes | Lowenthal | Solorio |
| Buchanan | Furutani | Ma | Swanson |
| Caballero | Galgiani | Monning | Torlakson |
| Carter | Hall | Nava | Torres |
| Chesbro | Hayashi | Pérez, J. | Torrico |
| Coto | Hernandez | Pérez, V.M. | Yamada |
| De La Torre | Hill | Portantino | Mme. Speaker |

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 9 (Evans)—An act relating to the Budget Act of 2008.
 Bill read third time, and passed by the following substitute vote:

AYES—48

| | | | |
|-------------|-----------|-------------|--------------|
| Ammiano | De León | Huber | Price |
| Arambula | Eng | Huffman | Ruskin |
| Beall | Evans | Jones | Salas |
| Block | Feuer | Krekorian | Saldaña |
| Blumenfield | Fong | Lieu | Skinner |
| Brownley | Fuentes | Lowenthal | Solorio |
| Buchanan | Furutani | Ma | Swanson |
| Caballero | Galgiani | Monning | Torlakson |
| Carter | Hall | Nava | Torres |
| Chesbro | Hayashi | Pérez, J. | Torrico |
| Coto | Hernandez | Pérez, V.M. | Yamada |
| De La Torre | Hill | Portantino | Mme. Speaker |

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 10 (Evans)—An act relating to the Budget Act of 2008.
 Bill read third time, and passed by the following substitute vote:

AYES—48

| | | | |
|-------------|-----------|-------------|--------------|
| Ammiano | De León | Huber | Price |
| Arambula | Eng | Huffman | Ruskin |
| Beall | Evans | Jones | Salas |
| Block | Feuer | Krekorian | Saldaña |
| Blumenfield | Fong | Lieu | Skinner |
| Brownley | Fuentes | Lowenthal | Solorio |
| Buchanan | Furutani | Ma | Swanson |
| Caballero | Galgiani | Monning | Torlakson |
| Carter | Hall | Nava | Torres |
| Chesbro | Hayashi | Pérez, J. | Torrico |
| Coto | Hernandez | Pérez, V.M. | Yamada |
| De La Torre | Hill | Portantino | Mme. Speaker |

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 11 (Evans)—An act relating to the Budget Act of 2008.

Bill read third time, and passed by the following substitute vote:

AYES—48

| | | | |
|-------------|-----------|-------------|--------------|
| Ammiano | De León | Huber | Price |
| Arambula | Eng | Huffman | Ruskin |
| Beall | Evans | Jones | Salas |
| Block | Feuer | Krekorian | Saldaña |
| Blumenfield | Fong | Lieu | Skinner |
| Brownley | Fuentes | Lowenthal | Solorio |
| Buchanan | Furutani | Ma | Swanson |
| Caballero | Galgiani | Monning | Torlakson |
| Carter | Hall | Nava | Torres |
| Chesbro | Hayashi | Pérez, J. | Torrico |
| Coto | Hernandez | Pérez, V.M. | Yamada |
| De La Torre | Hill | Portantino | Mme. Speaker |

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 12 (Evans)—An act relating to the Budget Act of 2008.

Bill read third time, and passed by the following substitute vote:

AYES—48

| | | | |
|-------------|-----------|-------------|--------------|
| Ammiano | De León | Huber | Price |
| Arambula | Eng | Huffman | Ruskin |
| Beall | Evans | Jones | Salas |
| Block | Feuer | Krekorian | Saldaña |
| Blumenfield | Fong | Lieu | Skinner |
| Brownley | Fuentes | Lowenthal | Solorio |
| Buchanan | Furutani | Ma | Swanson |
| Caballero | Galgiani | Monning | Torlakson |
| Carter | Hall | Nava | Torres |
| Chesbro | Hayashi | Pérez, J. | Torrico |
| Coto | Hernandez | Pérez, V.M. | Yamada |
| De La Torre | Hill | Portantino | Mme. Speaker |

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 13 (Evans)—An act relating to the Budget Act of 2008.

Bill read third time, and passed by the following substitute vote:

AYES—48

| | | | |
|-------------|-----------|-------------|--------------|
| Ammiano | De León | Huber | Price |
| Arambula | Eng | Huffman | Ruskin |
| Beall | Evans | Jones | Salas |
| Block | Feuer | Krekorian | Saldaña |
| Blumenfield | Fong | Lieu | Skinner |
| Brownley | Fuentes | Lowenthal | Solorio |
| Buchanan | Furutani | Ma | Swanson |
| Caballero | Galgiani | Monning | Torlakson |
| Carter | Hall | Nava | Torres |
| Chesbro | Hayashi | Pérez, J. | Torrico |
| Coto | Hernandez | Pérez, V.M. | Yamada |
| De La Torre | Hill | Portantino | Mme. Speaker |

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 14 (Evans)—An act relating to the Budget Act of 2008.

Bill read third time, and passed by the following substitute vote:

AYES—48

| | | | |
|-------------|-----------|-------------|--------------|
| Ammiano | De León | Huber | Price |
| Arambula | Eng | Huffman | Ruskin |
| Beall | Evans | Jones | Salas |
| Block | Feuer | Krekorian | Saldaña |
| Blumenfield | Fong | Lieu | Skinner |
| Brownley | Fuentes | Lowenthal | Solorio |
| Buchanan | Furutani | Ma | Swanson |
| Caballero | Galgiani | Monning | Torlakson |
| Carter | Hall | Nava | Torres |
| Chesbro | Hayashi | Pérez, J. | Torrico |
| Coto | Hernandez | Pérez, V.M. | Yamada |
| De La Torre | Hill | Portantino | Mme. Speaker |

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 15 (Evans)—An act relating to the Budget Act of 2008.

Bill read third time, and passed by the following substitute vote:

AYES—48

| | | | |
|-------------|-----------|-------------|--------------|
| Ammiano | De León | Huber | Price |
| Arambula | Eng | Huffman | Ruskin |
| Beall | Evans | Jones | Salas |
| Block | Feuer | Krekorian | Saldaña |
| Blumenfield | Fong | Lieu | Skinner |
| Brownley | Fuentes | Lowenthal | Solorio |
| Buchanan | Furutani | Ma | Swanson |
| Caballero | Galgiani | Monning | Torlakson |
| Carter | Hall | Nava | Torres |
| Chesbro | Hayashi | Pérez, J. | Torrico |
| Coto | Hernandez | Pérez, V.M. | Yamada |
| De La Torre | Hill | Portantino | Mme. Speaker |

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 16 (Evans)—An act relating to the Budget Act of 2008.

Bill read third time, and passed by the following substitute vote:

AYES—48

| | | | |
|-------------|-----------|-------------|--------------|
| Ammiano | De León | Huber | Price |
| Arambula | Eng | Huffman | Ruskin |
| Beall | Evans | Jones | Salas |
| Block | Feuer | Krekorian | Saldaña |
| Blumenfield | Fong | Lieu | Skinner |
| Brownley | Fuentes | Lowenthal | Solorio |
| Buchanan | Furutani | Ma | Swanson |
| Caballero | Galgiani | Monning | Torlakson |
| Carter | Hall | Nava | Torres |
| Chesbro | Hayashi | Pérez, J. | Torrico |
| Coto | Hernandez | Pérez, V.M. | Yamada |
| De La Torre | Hill | Portantino | Mme. Speaker |

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 17 (Evans)—An act relating to the Budget Act of 2008.

Bill read third time, and passed by the following substitute vote:

AYES—48

| | | | |
|-------------|-----------|-------------|--------------|
| Ammiano | De León | Huber | Price |
| Arambula | Eng | Huffman | Ruskin |
| Beall | Evans | Jones | Salas |
| Block | Feuer | Krekorian | Saldaña |
| Blumenfield | Fong | Lieu | Skinner |
| Brownley | Fuentes | Lowenthal | Solorio |
| Buchanan | Furutani | Ma | Swanson |
| Caballero | Galgiani | Monning | Torlakson |
| Carter | Hall | Nava | Torres |
| Chesbro | Hayashi | Pérez, J. | Torrico |
| Coto | Hernandez | Pérez, V.M. | Yamada |
| De La Torre | Hill | Portantino | Mme. Speaker |

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 18 (Evans)—An act relating to the Budget Act of 2008.

Bill read third time, and passed by the following substitute vote:

AYES—48

| | | | |
|-------------|-----------|-------------|--------------|
| Ammiano | De León | Huber | Price |
| Arambula | Eng | Huffman | Ruskin |
| Beall | Evans | Jones | Salas |
| Block | Feuer | Krekorian | Saldaña |
| Blumenfield | Fong | Lieu | Skinner |
| Brownley | Fuentes | Lowenthal | Solorio |
| Buchanan | Furutani | Ma | Swanson |
| Caballero | Galgiani | Monning | Torlakson |
| Carter | Hall | Nava | Torres |
| Chesbro | Hayashi | Pérez, J. | Torrico |
| Coto | Hernandez | Pérez, V.M. | Yamada |
| De La Torre | Hill | Portantino | Mme. Speaker |

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 19 (Evans)—An act relating to the Budget Act of 2008.
 Bill read third time, and passed by the following substitute vote:

AYES—48

| | | | |
|-------------|-----------|-------------|--------------|
| Ammiano | De León | Huber | Price |
| Arambula | Eng | Huffman | Ruskin |
| Beall | Evans | Jones | Salas |
| Block | Feuer | Krekorian | Saldaña |
| Blumenfield | Fong | Lieu | Skinner |
| Brownley | Fuentes | Lowenthal | Solorio |
| Buchanan | Furutani | Ma | Swanson |
| Caballero | Galgiani | Monning | Torlakson |
| Carter | Hall | Nava | Torres |
| Chesbro | Hayashi | Pérez, J. | Torrico |
| Coto | Hernandez | Pérez, V.M. | Yamada |
| De La Torre | Hill | Portantino | Mme. Speaker |

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 20 (Evans)—An act relating to the Budget Act of 2008.
 Bill read third time, and passed by the following substitute vote:

AYES—48

| | | | |
|-------------|-----------|-------------|--------------|
| Ammiano | De León | Huber | Price |
| Arambula | Eng | Huffman | Ruskin |
| Beall | Evans | Jones | Salas |
| Block | Feuer | Krekorian | Saldaña |
| Blumenfield | Fong | Lieu | Skinner |
| Brownley | Fuentes | Lowenthal | Solorio |
| Buchanan | Furutani | Ma | Swanson |
| Caballero | Galgiani | Monning | Torlakson |
| Carter | Hall | Nava | Torres |
| Chesbro | Hayashi | Pérez, J. | Torrico |
| Coto | Hernandez | Pérez, V.M. | Yamada |
| De La Torre | Hill | Portantino | Mme. Speaker |

NOES—None

Bill ordered transmitted to the Senate.

VOTE ADDS

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

Torrico Motion to Suspend the Rules: Hayashi and Price—Aye.

Torrico Motion to Suspend the Rules: Price—Aye.

Assembly Bills Nos. 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, and 20: Price—Aye.

RECESS

By unanimous consent, at 1:28 p.m., Speaker pro Tempore Saldaña declared the Assembly recessed to reconvene the Regular Session.

MESSAGES FROM THE SENATE

Senate Chamber, January 12, 2009

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

Senate Bill No. 1
Senate Bill No. 2
Senate Bill No. 3
Senate Bill No. 4
Senate Bill No. 5
Senate Bill No. 6
Senate Bill No. 7
Senate Bill No. 8
Senate Bill No. 9
Senate Bill No. 10

Senate Bill No. 11
Senate Bill No. 12
Senate Bill No. 13
Senate Bill No. 14
Senate Bill No. 15
Senate Bill No. 16
Senate Bill No. 17
Senate Bill No. 18
Senate Bill No. 19
Senate Bill No. 20

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

FIRST READING OF SENATE BILLS

The following bills were read for the first time:

SENATE BILL NO. 1—An act relating to the Budget Act of 2008.
SENATE BILL NO. 2—An act relating to the Budget Act of 2008.
SENATE BILL NO. 3—An act relating to the Budget Act of 2008.
SENATE BILL NO. 4—An act relating to the Budget Act of 2008.
SENATE BILL NO. 5—An act relating to the Budget Act of 2008.
SENATE BILL NO. 6—An act relating to the Budget Act of 2008.
SENATE BILL NO. 7—An act relating to the Budget Act of 2008.
SENATE BILL NO. 8—An act relating to the Budget Act of 2008.
SENATE BILL NO. 9—An act relating to the Budget Act of 2008.
SENATE BILL NO. 10—An act relating to the Budget Act of 2008.
SENATE BILL NO. 11—An act relating to the Budget Act of 2008.
SENATE BILL NO. 12—An act relating to the Budget Act of 2008.
SENATE BILL NO. 13—An act relating to the Budget Act of 2008.
SENATE BILL NO. 14—An act relating to the Budget Act of 2008.
SENATE BILL NO. 15—An act relating to the Budget Act of 2008.
SENATE BILL NO. 16—An act relating to the Budget Act of 2008.
SENATE BILL NO. 17—An act relating to the Budget Act of 2008.
SENATE BILL NO. 18—An act relating to the Budget Act of 2008.
SENATE BILL NO. 19—An act relating to the Budget Act of 2008.
SENATE BILL NO. 20—An act relating to the Budget Act of 2008.

ADJOURNMENT

At 3 p.m., the Assembly adjourned upon Call of the Speaker.

KAREN BASS, Speaker

SUE PARKER, Assistant Chief Clerk

CALIFORNIA LEGISLATURE
2009–10 THIRD EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, January 13, 2009

SIXTH SESSION DAY

NINTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, January 13, 2009

The Assembly met at 7 a.m.

Hon. Paul Fong, Assembly Member, 22nd District, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Elizabeth Potter reading.

ROLL CALL

The following were placed upon the morning roll call—78:

| | | | |
|-----------------|-----------|------------------|--------------|
| Adams | De León | Hill | Portantino |
| Ammiano | DeVore | Huber | Price |
| Anderson | Duvall | Huffman | Ruskin |
| Arambula | Emmerson | Jeffries | Salas |
| Beall | Eng | Jones | Saldaña |
| Berryhill, Bill | Evans | Knight | Silva |
| Berryhill, Tom | Feuer | Krekorian | Skinner |
| Blakeslee | Fletcher | Lieu | Smyth |
| Block | Fong | Logue | Solorio |
| Blumenfield | Fuentes | Lowenthal | Strickland |
| Brownley | Fuller | Ma | Swanson |
| Buchanan | Furutani | Mendoza | Torlakson |
| Caballero | Gaines | Miller | Torres |
| Carter | Galgiani | Monning | Torrico |
| Chesbro | Garrick | Nava | Tran |
| Conway | Gilmore | Nestande | Villines |
| Cook | Hagman | Niello | Yamada |
| Coto | Hall | Nielsen | Mme. Speaker |
| Davis | Hayashi | Pérez, John | |
| De La Torre | Hernandez | Pérez, V. Manuel | |

Quorum present.

At 2:45 p.m., Hon. Jim Nielsen, 2nd District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

LEAVES OF ABSENCE FOR THE DAY

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

Because of illness: Assembly Member Calderon.

Because of a death in her family: Assembly Member Harkey.

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bill was introduced and read the first time:

ASSEMBLY BILL NO. 22—Huffman (Principal coauthor: Senator Leno) (Coauthors: Arambula and Portantino) (Coauthor: Senator Denham). An act to amend Item 5240-301-0660 of Section 2.00 of the Budget Act of 2003 (Chapter 157 of the Statutes of 2003), and to amend Items 5225-301-0660 and 5225-491 of Section 2.00 of the Budget Act of 2008 (Chapters 268 and 269 of the Statutes of 2008), relating to the state budget.

REFERENCE OF BILLS TO COMMITTEE

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

| <i>Senate</i> <i>Bill No.</i> | <i>Committee</i> |
|----------------------------------|------------------|
| 1 ----- | Rls. |
| 2 ----- | Rls. |
| 3 ----- | Rls. |
| 4 ----- | Rls. |
| 5 ----- | Rls. |
| 6 ----- | Rls. |
| 7 ----- | Rls. |
| 8 ----- | Rls. |
| 9 ----- | Ins. and Appr. |
| 10 ----- | Rls. |
| 11 ----- | Rls. |
| 12 ----- | Rls. |
| 13 ----- | Rls. |
| 14 ----- | Rls. |
| 15 ----- | Rls. |
| 16 ----- | Rls. |
| 17 ----- | Rls. |
| 18 ----- | Rls. |
| 19 ----- | Rls. |
| 20 ----- | Rls. |

AUTHOR'S AMENDMENTS Committee on Rules

January 13, 2009

Mme. Speaker: The Chair of your Committee on Rules reports:

| | |
|--------------------|--------------------|
| Senate Bill No. 1 | Senate Bill No. 11 |
| Senate Bill No. 2 | Senate Bill No. 12 |
| Senate Bill No. 3 | Senate Bill No. 13 |
| Senate Bill No. 4 | Senate Bill No. 14 |
| Senate Bill No. 5 | Senate Bill No. 15 |
| Senate Bill No. 6 | Senate Bill No. 16 |
| Senate Bill No. 7 | Senate Bill No. 17 |
| Senate Bill No. 8 | Senate Bill No. 18 |
| Senate Bill No. 10 | |

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

LIEU, Chair

SENATE BILL NO. 1—An act relating to the Budget Act of 2008.

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.

SENATE BILL NO. 2—An act relating to the Budget Act of 2008.

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.

SENATE BILL NO. 3—An act relating to the Budget Act of 2008.

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.

SENATE BILL NO. 4—An act relating to the Budget Act of 2008.

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.

SENATE BILL NO. 5—An act relating to the Budget Act of 2008.

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.

SENATE BILL NO. 6—An act relating to the Budget Act of 2008.

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.

SENATE BILL NO. 7—An act relating to the Budget Act of 2008.

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.

SENATE BILL NO. 8—An act relating to the Budget Act of 2008.

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.

SENATE BILL NO. 10—An act relating to the Budget Act of 2008.

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.

SENATE BILL NO. 11—An act relating to the Budget Act of 2008.

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.

SENATE BILL NO. 12—An act relating to the Budget Act of 2008.

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.

SENATE BILL NO. 13—An act relating to the Budget Act of 2008.

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.

SENATE BILL NO. 14—An act relating to the Budget Act of 2008.

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.

SENATE BILL NO. 15—An act relating to the Budget Act of 2008.

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.

SENATE BILL NO. 16—An act relating to the Budget Act of 2008.

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.

SENATE BILL NO. 17—An act relating to the Budget Act of 2008.

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.

SENATE BILL NO. 18—An act relating to the Budget Act of 2008.

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.

AUTHOR'S AMENDMENTS **Committee on Rules**

January 13, 2009

Mme. Speaker: The Chair of your Committee on Rules reports:

Senate Bill No. 19

Senate Bill No. 20

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

LIEU, Chair

SENATE BILL NO. 19—An act relating to the Budget Act of 2008.

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.

SENATE BILL NO. 20—An act relating to the Budget Act of 2008.

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 4:30 p.m., the Assembly adjourned upon Call of the Speaker.

KAREN BASS, Speaker

SUE PARKER, Assistant Chief Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JANUARY 13, 2009

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

| SB | RN |
|-----------|-----------|
| 1 | 0902063 |
| 2 | 0902071 |
| 3 | 0902073 |
| 4 | 0902092 |
| 5 | 0902102 |
| 6 | 0902062 |
| 7 | 0902067 |
| 8 | 0902076 |
| 10 | 0902091 |
| 11 | 0902094 |
| 12 | 0902098 |
| 13 | 0902107 |
| 14 | 0902117 |
| 15 | 0902123 |
| 16 | 0902115 |
| 17 | 0902120 |
| 18 | 0902122 |
| 19 | 0902124 |
| 20 | 0902125 |

Daily Total: 19

Cumulative Total: 39

CALIFORNIA LEGISLATURE
2009–10 THIRD EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, January 15, 2009

SEVENTH SESSION DAY

ELEVENTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, January 15, 2009

The Assembly met at 9:14 a.m.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly,
presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Elizabeth Potter reading.

ROLL CALL

The following were placed upon the morning roll call—78:

| | | | |
|-----------------|-----------|------------------|--------------|
| Adams | DeVore | Hill | Portantino |
| Anderson | Duvall | Huber | Price |
| Arambula | Emmerson | Huffman | Ruskin |
| Beall | Eng | Jeffries | Salas |
| Berryhill, Bill | Evans | Jones | Saldaña |
| Berryhill, Tom | Feuer | Knight | Silva |
| Blakeslee | Fletcher | Krekorian | Skinner |
| Block | Fong | Lieu | Smyth |
| Blumenfield | Fuentes | Logue | Solorio |
| Brownley | Fuller | Lowenthal | Strickland |
| Buchanan | Furutani | Ma | Swanson |
| Caballero | Gaines | Mendoza | Torlakson |
| Carter | Galgiani | Miller | Torres |
| Chesbro | Garrick | Monning | Torrico |
| Conway | Gilmore | Nava | Tran |
| Cook | Hagman | Nestande | Villines |
| Coto | Hall | Niello | Yamada |
| Davis | Harkey | Nielsen | Mme. Speaker |
| De La Torre | Hayashi | Pérez, John | |
| De León | Hernandez | Pérez, V. Manuel | |

Quorum present.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

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 Ammiano.

Because of illness: Assembly Member Calderon.

(NOTE: For explanation of absence of Assembly Member Ammiano on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bill was introduced and read the first time:

ASSEMBLY BILL NO. 23—Coto and Arambula (Principal coauthor: Swanson). An act to amend Sections 1252, 1275, and 1279 of the Unemployment Insurance Code, relating to unemployment insurance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

ADJOURNMENT

At 3 p.m., the Assembly adjourned upon Call of the Speaker.

KAREN BASS, Speaker

SUE PARKER, Assistant Chief Clerk

CALIFORNIA LEGISLATURE
2009–10 THIRD EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, January 22, 2009

EIGHTH SESSION DAY

EIGHTEENTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, January 22, 2009

The Assembly met at 10:20 a.m.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Elizabeth Potter reading.

ROLL CALL

The following were placed upon the morning roll call—71:

| | | | |
|-----------------|----------|-------------|------------------|
| Adams | De León | Hayashi | Pérez, V. Manuel |
| Ammiano | DeVore | Hill | Price |
| Anderson | Duvall | Jeffries | Ruskin |
| Arambula | Emmerson | Jones | Salas |
| Beall | Eng | Knight | Saldaña |
| Berryhill, Bill | Feuer | Krekorian | Silva |
| Berryhill, Tom | Fletcher | Lieu | Skinner |
| Blakeslee | Fong | Logue | Solorio |
| Block | Fuentes | Lowenthal | Strickland |
| Brownley | Fuller | Ma | Swanson |
| Caballero | Furutani | Mendoza | Torlakson |
| Calderon | Gaines | Miller | Torres |
| Carter | Galgiani | Monning | Torrico |
| Chesbro | Garrick | Nava | Tran |
| Conway | Gilmore | Nestande | Villines |
| Cook | Hagman | Niello | Yamada |
| Coto | Hall | Nielsen | Mme. Speaker |
| Davis | Harkey | Pérez, John | |

Quorum present.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

LEAVES OF ABSENCE FOR THE DAY

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

On legislative business, per diem waived for the 2009–10 Session (Assembly Journal, page 78): Assembly Member Huber.

On personal business, and waiving per diem: Assembly Members Blumenfeld, Buchanan, De La Torre, Evans, Hernandez, Huffman, Portantino, and Smyth.

(NOTE: For explanation of absence of Assembly Member Huber on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 24—Jones. An act relating to the Healthy Families Program.

ASSEMBLY BILL NO. 25—Jones. An act relating to Medi-Cal.

ADJOURNMENT

At 3 p.m., the Assembly adjourned upon Call of the Speaker.

KAREN BASS, Speaker

SUE PARKER, Assistant Chief Clerk

CALIFORNIA LEGISLATURE
2009–10 THIRD EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, January 29, 2009

NINTH SESSION DAY

TWENTY-FIFTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, January 29, 2009

The Assembly met at 9:47 a.m.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Elizabeth Potter reading.

ROLL CALL

The following were placed upon the morning roll call—79:

| | | | |
|-----------------|-------------|-------------|------------------|
| Adams | De La Torre | Hayashi | Pérez, V. Manuel |
| Ammiano | De León | Hernandez | Portantino |
| Anderson | DeVore | Hill | Price |
| Arambula | Duvall | Huber | Ruskin |
| Beall | Emmerson | Huffman | Salas |
| Berryhill, Bill | Eng | Jeffries | Saldaña |
| Berryhill, Tom | Evans | Jones | Silva |
| Blakeslee | Feuer | Knight | Skinner |
| Block | Fletcher | Krekorian | Smyth |
| Blumenfield | Fong | Lieu | Solorio |
| Brownley | Fuentes | Logue | Strickland |
| Buchanan | Fuller | Lowenthal | Swanson |
| Caballero | Furutani | Ma | Torlakson |
| Calderon | Gaines | Miller | Torres |
| Carter | Galgiani | Monning | Torrico |
| Chesbro | Garrick | Nava | Tran |
| Conway | Gilmore | Nestande | Villines |
| Cook | Hagman | Niello | Yamada |
| Coto | Hall | Nielsen | Mme. Speaker |
| Davis | Harkey | Pérez, John | |

Quorum present.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Member was granted leave of absence for the day:

On legislative business: Assembly Member Mendoza.

(NOTE: For explanation of absence of Assembly Member Mendoza on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 26—Charles Calderon. An act to amend Sections 17282 and 24436.1 of, and to repeal Sections 17281 and 24436 of, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 27—Charles Calderon and Skinner. An act to amend Section 6203 of the Revenue and Taxation Code, relating to taxation.

ADJOURNMENT

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, History Clerk

CALIFORNIA LEGISLATURE
2009–10 THIRD EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Friday, February 6, 2009

TENTH SESSION DAY

THIRTY-THIRD CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Friday, February 6, 2009

The Assembly met at 6:30 a.m.

Hon. Bonnie Lowenthal, Assembly Member, 54th District, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Elizabeth Potter reading.

ROLL CALL

The following were placed upon the morning roll call—60:

| | | | |
|-----------------|-------------|-----------|------------------|
| Adams | De La Torre | Hayashi | Pérez, John |
| Ammiano | De León | Hill | Pérez, V. Manuel |
| Anderson | Duvall | Huber | Portantino |
| Arambula | Emmerson | Huffman | Ruskin |
| Berryhill, Bill | Fletcher | Jeffries | Salas |
| Block | Fong | Jones | Saldaña |
| Blumenfield | Fuentes | Logue | Silva |
| Brownley | Fuller | Lowenthal | Smyth |
| Buchanan | Furutani | Ma | Strickland |
| Caballero | Gaines | Mendoza | Swanson |
| Carter | Galgiani | Miller | Torlakson |
| Chesbro | Garrick | Monning | Tran |
| Conway | Gilmore | Nava | Villines |
| Coto | Hall | Niello | Yamada |
| Davis | Harkey | Nielsen | Mme. Speaker |

Quorum present.

At 9:30 a.m., Hon. Jared Huffman, 6th District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

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 Members Calderon, Cook, DeVore, Evans, Feuer, Hagman, Hernandez, Knight, Krekorian, Lieu, Nestande, Price, Skinner, Solorio, and Torres.

On personal business, and waiving per diem: Assembly Members Blakeslee, Eng, and Torrico.

Because of illness: Assembly Member Tom Berryhill.

Because of illness in his family: Assembly Member Beall.

(NOTE: For explanations of absences of Assembly Members Calderon, Cook, DeVore, Evans, Feuer, Hagman, Hernandez, Knight, Krekorian, Lieu, Nestande, Price, Skinner, Solorio, and Torres on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

ADJOURNMENT

At 3 p.m., the Assembly adjourned upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, History Clerk

CALIFORNIA LEGISLATURE
2009–10 THIRD EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, February 12, 2009

ELEVENTH SESSION DAY

THIRTY-NINTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, February 12, 2009

The Assembly met at 7 a.m.

Hon. William Monning, Assembly Member, 27th District, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Elizabeth Potter reading.

ROLL CALL

The following were placed upon the morning roll call—77:

| | | | |
|----------------|-----------|------------------|--------------|
| Adams | Duvall | Huber | Price |
| Ammiano | Emmerson | Huffman | Ruskin |
| Anderson | Eng | Jeffries | Salas |
| Arambula | Evans | Jones | Saldaña |
| Berryhill, Tom | Feuer | Knight | Silva |
| Blakeslee | Fletcher | Krekorian | Skinner |
| Block | Fong | Lieu | Smyth |
| Blumenfield | Fuentes | Logue | Solorio |
| Brownley | Fuller | Lowenthal | Strickland |
| Buchanan | Furutani | Ma | Swanson |
| Caballero | Gaines | Mendoza | Torlakson |
| Calderon | Galgiani | Miller | Torres |
| Carter | Garrick | Monning | Torrico |
| Chesbro | Gilmore | Nava | Tran |
| Conway | Hagman | Nestande | Villines |
| Cook | Hall | Niello | Yamada |
| Coto | Harkey | Nielsen | Mme. Speaker |
| Davis | Hayashi | Pérez, John | |
| De La Torre | Hernandez | Pérez, V. Manuel | |
| De León | Hill | Portantino | |

Quorum present.

At 1:07 p.m., Hon. Felipe Fuentes, 39th District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

LEAVES OF ABSENCE FOR THE DAY

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

On personal business, and waiving per diem: Assembly Member DeVore.

To attend a funeral: Assembly Member Bill Berryhill.

Because of illness in his family: Assembly Member Beall.

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

February 12, 2009

*E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: This is to advise you that I have appointed the following membership to the Assembly Budget Committee for the 2009–10 Third Extraordinary Session:

Assemblymember Noreen Evans, Chair
Assemblymember Roger Niello, Vice Chair
Assemblymember Anthony Adams
Assemblymember Juan Arambula
Assemblymember Jim Beall, Jr.
Assemblymember Bill Berryhill
Assemblymember Bob Blumenfield
Assemblymember Julia Brownley
Assemblymember Anna Caballero
Assemblymember Wilmer Carter
Assemblymember Wesley Chesbro
Assemblymember Paul Cook
Assemblymember Hector De La Torre
Assemblymember Bill Emmerson
Assemblymember Mike Feuer
Assemblymember Jean Fuller
Assemblymember Danny Gilmore
Assemblymember Diane Harkey
Assemblymember Ed Hernandez
Assemblymember Jerry Hill
Assemblymember Jared Huffman
Assemblymember Kevin Jeffries
Assemblymember Bill Monning
Assemblymember Brian Nestande
Assemblymember Ira Ruskin
Assemblymember Jim Silva
Assemblymember Sandré Swanson

Sincerely,

KAREN BASS
Speaker of the Assembly

**FORTIETH CALENDAR DAY
AT SACRAMENTO, CALIFORNIA**

Assembly Chamber, February 13, 2009

At 12 midnight.

Speaker Karen Bass, presiding.

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bills were introduced and read the first time:

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 1—Niello and Adams.

A resolution directing the Secretary of State to withdraw from the consideration of the people of the State of California Senate Constitutional Amendment No. 30 (Resolution Chapter 167 of the Statutes of 2008) and further directing the Secretary of State to make amendments in Senate Constitutional Amendment No. 13 (Resolution Chapter 144 of the Statutes of 2008).

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 2—Bass.

A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 8.3 to Article XVI thereof, relating to education finance.

ADJOURNMENT

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

SUE PARKER, Assistant Chief Clerk

CALIFORNIA LEGISLATURE
2009–10 THIRD EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Saturday, February 14, 2009

TWELFTH SESSION DAY

FORTY-FIRST CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Saturday, February 14, 2009

The Assembly met at 8:33 p.m.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly,
presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Elizabeth Potter reading.

ROLL CALL

The roll was called and the following answered to their names—80:

| | | | |
|-----------------|-------------|-----------|------------------|
| Adams | De La Torre | Hayashi | Pérez, John |
| Ammiano | De León | Hernandez | Pérez, V. Manuel |
| Anderson | DeVore | Hill | Portantino |
| Arambula | Duvall | Huber | Price |
| Beall | Emmerson | Huffman | Ruskin |
| Berryhill, Bill | Eng | Jeffries | Salas |
| Berryhill, Tom | Evans | Jones | Saldaña |
| Blakeslee | Feuer | Knight | Silva |
| Block | Fletcher | Krekorian | Skinner |
| Blumenfield | Fong | Lieu | Smyth |
| Brownley | Fuentes | Logue | Solorio |
| Buchanan | Fuller | Lowenthal | Strickland |
| Caballero | Furutani | Ma | Swanson |
| Calderon | Gaines | Mendoza | Torlakson |
| Carter | Galgiani | Miller | Torres |
| Chesbro | Garrick | Monning | Torrico |
| Conway | Gilmore | Nava | Tran |
| Cook | Hagman | Nestande | Villines |
| Coto | Hall | Niello | Yamada |
| Davis | Harkey | Nielsen | Mme. Speaker |

Quorum present.

PRAYER

Upon invitation of Speaker pro Tempore Saldaña, the following prayer was offered by Assembly Member Juan Arambula, of the 31st Assembly District:

Lord God, You have blessed each of us with different gifts and talents. Let us be given the opportunity to give You praise and glory by using them to serve others. Knowing that we falter, be with us. In times of doubt, give us confidence; in times of indecision, give us direction; in times of confusion, give us clarity of purpose, so that in all that we do we may serve the common good and those You have given into our care.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Saldaña, Assembly Member Blakeslee 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 Torrico, seconded by Assembly Member Blakeslee.

BILLS WITHDRAWN FROM COMMITTEE AND PLACED ON FILE

Assembly Member Torrico was granted unanimous consent that Senate Bills Nos. 2, 4, 6, 8, 10, 14, 15, and 3 be withdrawn from the Committee on Rules and placed on the third reading file.

**CONSIDERATION OF SENATE BILL NO. 2
BY UNANIMOUS CONSENT**

Speaker Bass was granted unanimous consent to take up Senate Bill No. 2 without reference to file, for purpose of amendment.

SENATE BILL NO. 2 (Ducheny)—An act relating to the Budget Act of 2008.
Bill read third time.

Motion to Amend

Assembly Member Bass moved the adoption of amendments.
Amendments read and adopted; bill ordered reprinted.

**Consideration of Senate Bill No. 2, as Amended,
by Unanimous Consent**

Assembly Member Evans was granted unanimous consent to take up Senate Bill No. 2, as amended, without reference to print or file, for purpose of consideration.

SENATE BILL NO. 2 (Ducheny)—An act to amend Items 3910-004-0226, 3910-004-0281, and 3910-007-0387 of Section 2.00 of the Budget Act of 2003 (Chapter 157 of the Statutes of 2003), and to amend Items 0690-102-0001, 0690-102-0214, 0690-102-0597, 0690-113-0001, 0890-001-0001, 1870-012-0214, 2640-101-0046, 2660-302-0042, 2660-302-0890, 3790-001-0001, 3790-001-6051, 4140-011-0121, 4170-101-0001, 4300-101-0001, 5180-111-0001, 5225-101-0001, 6440-001-0001, 6600-001-0001, 6610-001-0001, 6610-002-0001, 8660-011-0470, 8660-011-0471, 8660-011-0483, and 9210-101-0001 of, and to add Items 2180-011-0067, 2660-013-0042, 3560-011-0347, 3680-011-0516, 3790-011-0263, 3910-011-0226, and 8120-013-0268 to, Section 2.00 of the Budget Act of 2008 (Chapters 268 and 269 of the Statutes of 2008), and to amend Section 28.00 of, and to add Sections 3.90, 8.25, and 35.10 to, the Budget Act of 2008, relating to the support of state government, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Evans.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—65

| | | | |
|---------------|-------------|-------------|--------------|
| Adams | Coto | Hill | Price |
| Ammiano | Davis | Huber | Ruskin |
| Arambula | De La Torre | Huffman | Salas |
| Beall | De León | Jones | Saldaña |
| Berryhill, B. | Emmerson | Krekorian | Skinner |
| Berryhill, T. | Eng | Lieu | Smyth |
| Blakeslee | Evans | Logue | Solorio |
| Block | Feuer | Lowenthal | Swanson |
| Blumenfield | Fletcher | Ma | Torlakson |
| Brownley | Fong | Mendoza | Torres |
| Buchanan | Fuentes | Monning | Torrico |
| Caballero | Fuller | Nava | Villines |
| Calderon | Furutani | Nestande | Yamada |
| Carter | Galgiani | Niello | Mme. Speaker |
| Chesbro | Hall | Pérez, J. | |
| Conway | Hayashi | Pérez, V.M. | |
| Cook | Hernandez | Portantino | |

NOES—15

| | | | |
|----------|---------|----------|------------|
| Anderson | Garrick | Jeffries | Silva |
| DeVore | Gilmore | Knight | Strickland |
| Duvall | Hagman | Miller | Tran |
| Gaines | Harkey | Nielsen | |

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—65

| | | | |
|---------------|-------------|-------------|--------------|
| Adams | Coto | Hill | Price |
| Ammiano | Davis | Huber | Ruskin |
| Arambula | De La Torre | Huffman | Salas |
| Beall | De León | Jones | Saldaña |
| Berryhill, B. | Emmerson | Krekorian | Skinner |
| Berryhill, T. | Eng | Lieu | Smyth |
| Blakeslee | Evans | Logue | Solorio |
| Block | Feuer | Lowenthal | Swanson |
| Blumenfield | Fletcher | Ma | Torlakson |
| Brownley | Fong | Mendoza | Torres |
| Buchanan | Fuentes | Monning | Torrico |
| Caballero | Fuller | Nava | Villines |
| Calderon | Furutani | Nestande | Yamada |
| Carter | Galgiani | Niello | Mme. Speaker |
| Chesbro | Hall | Pérez, J. | |
| Conway | Hayashi | Pérez, V.M. | |
| Cook | Hernandez | Portantino | |

NOES—15

| | | | |
|----------|---------|----------|------------|
| Anderson | Garrick | Jeffries | Silva |
| DeVore | Gilmore | Knight | Strickland |
| Duvall | Hagman | Miller | Tran |
| Gaines | Harkey | Nielsen | |

Bill ordered transmitted to the Senate immediately.

**CONSIDERATION OF SENATE BILL NO. 4
BY UNANIMOUS CONSENT**

Assembly Member Evans was granted unanimous consent to take up Senate Bill No. 4 without reference to file, for purpose of amendment.

SENATE BILL NO. 4 (Ducheny)—An act relating to the Budget Act of 2008.
Bill read third time.

Motion to Amend

Assembly Member Evans moved the adoption of amendments.
Amendments read and adopted; bill ordered reprinted.

**Consideration of Senate Bill No. 4, as Amended,
by Unanimous Consent**

Assembly Member Evans was granted unanimous consent to take up Senate Bill No. 4, as amended, without reference to print or file, for purpose of consideration.

SENATE BILL NO. 4 (Ducheny)—An act to amend Sections 2558.46, 14041.5, 17592.71, 41203.1, 42238, 42238.146, 52124, and 60119 of, to amend, repeal, and add Section 17584.1 of, to add Sections 14041.6, 17070.766, 17592.74, 41207.3, 42238.49, 42605, 52124.3, and 92612.5 to, and to add and repeal Sections 1240.3 and 60422.1 of, the Education Code, to amend Items 6110-196-001, 6110, 234-001, 6110-488, 6870-101-0001, and 6870-295-0001 of, to add Items 6110-111-0046 and 6110-111-3116 to, and to repeal Item 6110-111-0001 of, Section 2.00 of, and to add Section 12.42 to, and to repeal Sections 12.40 and 35.80 of, the Budget Act of 2008 (Chapters 268 and 269 of the Statutes of 2008), and to amend Sections 34, 35, and 37 of, and to repeal Section 33 of, Chapter 757 of the Statutes of 2008, relating to education finance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Evans.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—72

| | | | |
|---------------|-------------|-----------|--------------|
| Adams | Davis | Hayashi | Nielsen |
| Ammiano | De La Torre | Hernandez | Pérez, J. |
| Anderson | De León | Hill | Pérez, V.M. |
| Arambula | DeVore | Huber | Portantino |
| Beall | Duvall | Huffman | Price |
| Berryhill, B. | Emmerson | Jeffries | Ruskin |
| Berryhill, T. | Eng | Jones | Salas |
| Blakeslee | Evans | Knight | Saldaña |
| Block | Feuer | Krekorian | Silva |
| Blumenfield | Fletcher | Lieu | Skinner |
| Brownley | Fong | Lowenthal | Smyth |
| Buchanan | Fuentes | Ma | Solorio |
| Caballero | Fuller | Mendoza | Swanson |
| Calderon | Furutani | Miller | Torres |
| Carter | Galgiani | Monning | Torrico |
| Chesbro | Garrick | Nava | Villines |
| Conway | Hall | Nestande | Yamada |
| Coto | Harkey | Niello | Mme. Speaker |

NOES—5

| | | |
|--------|------------|------|
| Gaines | Strickland | Tran |
| Logue | Torlakson | |

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—72

| | | | |
|---------------|-------------|-----------|--------------|
| Adams | Davis | Hayashi | Nielsen |
| Ammiano | De La Torre | Hernandez | Pérez, J. |
| Anderson | De León | Hill | Pérez, V.M. |
| Arambula | DeVore | Huber | Portantino |
| Beall | Duvall | Huffman | Price |
| Berryhill, B. | Emmerson | Jeffries | Ruskin |
| Berryhill, T. | Eng | Jones | Salas |
| Blakeslee | Evans | Knight | Saldaña |
| Block | Feuer | Krekorian | Silva |
| Blumenfield | Fletcher | Lieu | Skinner |
| Brownley | Fong | Lowenthal | Smyth |
| Buchanan | Fuentes | Ma | Solorio |
| Caballero | Fuller | Mendoza | Swanson |
| Calderon | Furutani | Miller | Torres |
| Carter | Galgiani | Monning | Torrico |
| Chesbro | Garrick | Nava | Villines |
| Conway | Hall | Nestande | Yamada |
| Coto | Harkey | Niello | Mme. Speaker |

NOES—5

| | | |
|--------|------------|------|
| Gaines | Strickland | Tran |
| Logue | Torlakson | |

Vote Changes

By unanimous consent, the following vote changes were permitted on Senate Bill No. 4: Assembly Member Anderson from “No” to “Aye”; Assembly Member Gilmore from “No” to “Not Voting”.

Bill ordered transmitted to the Senate immediately.

**CONSIDERATION OF SENATE BILL NO. 6
BY UNANIMOUS CONSENT**

Assembly Member Evans was granted unanimous consent to take up Senate Bill No. 6 without reference to file, for purpose of amendment.

SENATE BILL NO. 6 (Ducheny)—An act relating to the Budget Act of 2008.

Bill read third time.

Motion to Amend

Assembly Member Evans moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

**Consideration of Senate Bill No. 6, as Amended,
by Unanimous Consent**

Assembly Member Evans was granted unanimous consent to take up Senate Bill No. 6, as amended, without reference to print or file, for purpose of consideration.

SENATE BILL NO. 6 (Ducheny)—An act to amend Sections 4639.5, 4640.6, 11453, 12201, 12305.1, and 12306.1 of, and to add Sections 11450.02 and 12200.019 to, and to add and repeal Section 12200.018 of the Welfare and Institutions Code, relating to human services, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Evans.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—68

| | | | |
|---------------|-------------|-----------|--------------|
| Adams | Coto | Hernandez | Nielsen |
| Ammiano | Davis | Hill | Pérez, J. |
| Arambula | De La Torre | Huber | Pérez, V.M. |
| Beall | De León | Huffman | Portantino |
| Berryhill, B. | Duvall | Jeffries | Price |
| Berryhill, T. | Emmerson | Jones | Ruskin |
| Blakeslee | Eng | Knight | Salas |
| Block | Evans | Krekorian | Saldaña |
| Blumenfield | Feuer | Lieu | Silva |
| Brownley | Fletcher | Logue | Skinner |
| Buchanan | Fong | Lowenthal | Smyth |
| Caballero | Fuentes | Ma | Solorio |
| Calderon | Fuller | Mendoza | Torlakson |
| Carter | Furutani | Monning | Torres |
| Chesbro | Galgiani | Nava | Torrico |
| Conway | Hall | Nestande | Villines |
| Cook | Hayashi | Niello | Mme. Speaker |

NOES—11

| | | | |
|----------|---------|------------|---------|
| Anderson | Garrick | Harkey | Swanson |
| DeVore | Gilmore | Miller | Tran |
| Gaines | Hagman | Strickland | |

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—68

| | | | |
|---------------|-------------|-----------|--------------|
| Adams | Coto | Hernandez | Nielsen |
| Ammiano | Davis | Hill | Pérez, J. |
| Arambula | De La Torre | Huber | Pérez, V.M. |
| Beall | De León | Huffman | Portantino |
| Berryhill, B. | Duvall | Jeffries | Price |
| Berryhill, T. | Emmerson | Jones | Ruskin |
| Blakeslee | Eng | Knight | Salas |
| Block | Evans | Krekorian | Saldaña |
| Blumenfield | Feuer | Lieu | Silva |
| Brownley | Fletcher | Logue | Skinner |
| Buchanan | Fong | Lowenthal | Smyth |
| Caballero | Fuentes | Ma | Solorio |
| Calderon | Fuller | Mendoza | Torlakson |
| Carter | Furutani | Monning | Torres |
| Chesbro | Galgiani | Nava | Torrico |
| Conway | Hall | Nestande | Villines |
| Cook | Hayashi | Niello | Mme. Speaker |

NOES—11

| | | | |
|----------|---------|------------|---------|
| Anderson | Garrick | Harkey | Swanson |
| DeVore | Gilmore | Miller | Tran |
| Gaines | Hagman | Strickland | |

Bill ordered transmitted to the Senate immediately.

BILLS WITHDRAWN FROM COMMITTEE AND PLACED ON FILE

Assembly Member Torrico was granted unanimous consent that Senate Bill No. 5 be withdrawn from the Committee on Rules and placed on the third reading file.

**CONSIDERATION OF SENATE BILL NO. 5
BY UNANIMOUS CONSENT**

Assembly Member Evans was granted unanimous consent to take up Senate Bill No. 5 without reference to file, for purpose of amendment.

SENATE BILL NO. 5 (Ducheny)—An act relating to the Budget Act of 2008.
Bill read third time.

Motion to Amend

Assembly Member Evans moved the adoption of amendments.
Amendments read and adopted; bill ordered reprinted.

**Consideration of Senate Bill No. 5, as Amended,
by Unanimous Consent**

Assembly Member Evans was granted unanimous consent to take up Senate Bill No. 5, as amended, without reference to print or file, for purpose of consideration.

SENATE BILL NO. 5 (Ducheny)—An act to amend Sections 5845, 5846, 5847, and 14154 of, and to add Sections 14131.10 and 14166.225 to, the Welfare and Institutions Code, relating to health, and declaring the urgency thereof, to take effect immediately.
Bill read third time, and presented by Assembly Member Evans.

Urgency Clause

Urgency clause read.
The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Torrico moved a call of the Assembly.

Motion carried. Time, 8:56 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

BILLS WITHDRAWN FROM COMMITTEE AND PLACED ON FILE

Assembly Member Torrico was granted unanimous consent that Senate Bill No. 7 be withdrawn from the Committee on Rules and placed on the third reading file.

**CONSIDERATION OF SENATE BILL NO. 7
BY UNANIMOUS CONSENT**

Assembly Member Evans was granted unanimous consent to take up Senate Bill No. 7 without reference to file, for purpose of amendment.

SENATE BILL NO. 7 (Ducheny)—An act relating to the Budget Act of 2008.
Bill read third time.

Motion to Amend

Assembly Member Evans moved the adoption of amendments.
Amendments read and adopted; bill ordered reprinted.

**Consideration of Senate Bill No. 7, as Amended,
by Unanimous Consent**

Assembly Member Evans was granted unanimous consent to take up Senate Bill No. 7, as amended, without reference to print or file, for purpose of consideration.

SENATE BILL NO. 7 (Ducheny)—An act to amend Section 16965 of, and to add Section 63048.66 to, the Government Code, to amend Sections 99312, 99312.7, and 99315 of the Public Utilities Code, and to amend Sections 7102 and 7104.2 of the Revenue and Taxation Code, relating to transportation, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Evans.

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Torrico moved a call of the Assembly.

Motion carried. Time, 9:02 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ANNOUNCEMENTS

Speaker pro Tempore Saldaña announced that pursuant to Assembly Rule 117.5, use of cellular telephones is prohibited on the Assembly Floor.

**CONSIDERATION OF SENATE BILL NO. 10
BY UNANIMOUS CONSENT**

Assembly Member Evans was granted unanimous consent to take up Senate Bill No. 10 without reference to file, for purpose of amendment.

SENATE BILL NO. 10 (Ducheny)—An act relating to the Budget Act of 2008.

Bill read third time.

Motion to Amend

Assembly Member Evans moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

**Consideration of Senate Bill No. 10, as Amended,
by Unanimous Consent**

Assembly Member Evans was granted unanimous consent to take up Senate Bill No. 10, as amended, without reference to print or file, for purpose of consideration.

SENATE BILL NO. 10 (Ducheny)—An act to amend Sections 5891 and 5892 of the Welfare and Institutions Code, relating to mental health, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Evans.

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Torrico moved a call of the Assembly.

Motion carried. Time, 9:07 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

**CONSIDERATION OF SENATE BILL NO. 14
BY UNANIMOUS CONSENT**

Assembly Member Evans was granted unanimous consent to take up Senate Bill No. 14, without reference to file, for purpose of amendment.

SENATE BILL NO. 14 (Ducheny)—An act relating to the Budget Act of 2008.

Bill read third time.

Motion to Amend

Assembly Member Evans moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

**Consideration of Senate Bill No. 14, as Amended,
by Unanimous Consent**

Assembly Member Evans was granted unanimous consent to take up Senate Bill No. 14, as amended, without reference to print or file, for purpose of consideration.

SENATE BILL NO. 14 (Ducheny)—An act to amend Sections 15819.40, 15819.402, 15819.403, 15819.404, 15819.41, 15819.412, 15819.414, 15819.417, 15820.903, 15820.911, and 15820.913 of, and to add Sections 15820.904 and 15820.914 to, the Government Code, to amend Section 7021 of the Penal Code, and to amend Sections 1970, 1971, 1972, 1973, and 1975 of, and to add Section 1977 to, the Welfare and Institutions Code, relating to correctional facilities, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Evans.

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Torrico moved a call of the Assembly.

Motion carried. Time, 9:09 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

**CONSIDERATION OF SENATE BILL NO. 15
BY UNANIMOUS CONSENT**

Assembly Member Krekorian was granted unanimous consent to take up Senate Bill No. 15 without reference to file, for purpose of amendment.

SENATE BILL NO. 15 (Ducheny)—An act relating to the Budget Act of 2008.

Bill read third time.

Motion to Amend

Assembly Member Krekorian moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

**Consideration of Senate Bill No. 15, as Amended,
by Unanimous Consent**

Assembly Member Krekorian was granted unanimous consent to take up Senate Bill No. 15, as amended, without reference to print or file, for purpose of consideration.

SENATE BILL NO. 15 (Calderon)—An act to amend Sections 17039.2, 23036.2, 23101, 25120, and 25135 of, to amend, repeal, and add Section 25136 of, to add Sections 6902.5, 17053.85, 19136.8, 23685, and 25128.5 to, and to add and repeal Sections 17053.80 and 23623 of, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read third time, and presented by Assembly Member Krekorian.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Torrico moved a call of the Assembly.

Motion carried. Time, 9:20 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

RESOLUTIONS

The following resolution was offered:

Resolution to Dispense With Constitutional Provision

By Assembly Member Torrico.

Resolved, That Assembly Constitutional Amendment No. 2 presents a case of urgency, as that term is used in Article IV, Section 8(b), of the Constitution, and the provision of that section requiring that the resolution be read on three separate days in each house is hereby dispensed with, and it is ordered that the resolution be placed upon its adoption and considered engrossed.

Resolution read, and adopted by the following vote:

AYES—69

| | | | |
|---------------|-------------|-------------|--------------|
| Adams | Coto | Hernandez | Price |
| Ammiano | Davis | Hill | Ruskin |
| Anderson | De La Torre | Huber | Salas |
| Arambula | De León | Huffman | Saldaña |
| Beall | Duvall | Jones | Silva |
| Berryhill, B. | Eng | Knight | Skinner |
| Berryhill, T. | Evans | Krekorian | Smyth |
| Blakeslee | Feuer | Lieu | Solorio |
| Block | Fletcher | Logue | Strickland |
| Blumenfield | Fong | Lowenthal | Torlakson |
| Brownley | Fuentes | Ma | Torrico |
| Buchanan | Fuller | Mendoza | Tran |
| Caballero | Gaines | Monning | Villines |
| Calderon | Galgiani | Nava | Yamada |
| Carter | Gilmore | Niello | Mme. Speaker |
| Chesbro | Hagman | Pérez, J. | |
| Conway | Hall | Pérez, V.M. | |
| Cook | Hayashi | Portantino | |

NOES—2

DeVore Miller

Article IV, Section 8(b) of the Constitution was declared dispensed with.

Second Reading of Assembly Constitutional Amendment No. 2

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 2—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 8.3 to Article XVI thereof, relating to education finance.

Resolution read second time.

**Further Consideration of Assembly Constitutional Amendment No. 2
by Unanimous Consent**

Assembly Member Evans was granted unanimous consent to take up Assembly Constitutional Amendment No. 2 without reference to file, for purpose of consideration.

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 2 (Bass)—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 8.3 to Article XVI thereof, relating to education finance.

Resolution read third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Torrico moved a call of the Assembly.

Motion carried. Time, 9:25 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

RECESS

By unanimous consent, at 9:27 p.m., Speaker pro Tempore Saldaña declared the Assembly recessed to convene the Second Extraordinary Session.

RECONVENED

At 9:31 p.m., the Assembly reconvened.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly, presiding.

BILLS WITHDRAWN FROM COMMITTEE AND PLACED ON FILE

Assembly Member Torrico was granted unanimous consent that Senate Bill No. 11 be withdrawn from the Committee on Rules and placed on the third reading file.

**CONSIDERATION OF SENATE BILL NO. 11
BY UNANIMOUS CONSENT**

Assembly Member Evans was granted unanimous consent to take up Senate Bill No. 11 without reference to file, for purpose of amendment.

SENATE BILL NO. 11 (Ducheny)—An act relating to the Budget Act of 2008.

Bill read third time.

Motion to Amend

Assembly Member Evans moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

**Consideration of Senate Bill No. 11, as Amended,
by Unanimous Consent**

Assembly Member Evans was granted unanimous consent to take up Senate Bill No. 11, as amended, without reference to print or file, for purpose of consideration.

SENATE BILL NO. 11 (Ducheny)—An act calling an election, and declaring the urgency thereof, to take effect immediately

Bill read third time, and presented by Assembly Member Evans.

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Torrico moved a call of the Assembly.

Motion carried. Time, 9:37 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

BILLS WITHDRAWN FROM COMMITTEE AND PLACED ON FILE

Assembly Member Torrico was granted unanimous consent that Senate Bill No. 12 be withdrawn from the Committee on Rules and placed on the third reading file.

**CONSIDERATION OF SENATE BILL NO. 12
BY UNANIMOUS CONSENT**

Assembly Member Evans was granted unanimous consent to take up Senate Bill No. 12 without reference to file, for purpose of amendment.

SENATE BILL NO. 12 (Ducheny)—An act relating to the Budget Act of 2008.

Bill read third time.

Motion to Amend

Assembly Member Evans moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

**Consideration of Senate Bill No. 12, as Amended,
by Unanimous Consent**

Assembly Member Evans was granted unanimous consent to take up Senate Bill No. 12, as amended, without reference to print or file, for purpose of consideration.

SENATE BILL NO. 12 (Ducheny)—An act to amend Sections 8880.5.5 and 8880.56 of, to add Article 4.5 (commencing with Section 8880.46.5) to Chapter 12.5 of Division 1 of Title 2 of, and to repeal Sections 8880.43 and 8880.67 of, the Government Code, relating to the California State Lottery, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Evans.

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Torrico moved a call of the Assembly.

Motion carried. Time, 9:41 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

RESOLUTIONS

The following resolution was offered:

Resolution to Dispense With Constitutional Provision

By Assembly Member Torrico.

Resolved, That Assembly Constitutional Amendment No. 1 presents a case of urgency, as that term is used in Article IV, Section 8(b), of the Constitution, and the provision of that section requiring that the resolution be read on three separate days in each house is hereby dispensed with, and it is ordered that the resolution be placed upon its adoption, and considered engrossed.

Resolution read, and adopted by the following vote:

AYES—71

| | | | |
|---------------|-------------|-----------|--------------|
| Adams | Coto | Hernandez | Pérez, V.M. |
| Ammiano | Davis | Hill | Portantino |
| Anderson | De La Torre | Huber | Price |
| Arambula | De León | Huffman | Ruskin |
| Beall | Emmerson | Jones | Salas |
| Berryhill, B. | Eng | Knight | Saldaña |
| Berryhill, T. | Evans | Krekorian | Skinner |
| Blakeslee | Feuer | Lieu | Smyth |
| Block | Fletcher | Logue | Solorio |
| Blumenfield | Fong | Lowenthal | Strickland |
| Brownley | Fuentes | Ma | Torlakson |
| Buchanan | Fuller | Mendoza | Torres |
| Caballero | Furutani | Monning | Torrico |
| Calderon | Galgiani | Nava | Tran |
| Carter | Garrick | Nestande | Villines |
| Chesbro | Hagman | Niello | Yamada |
| Conway | Hall | Nielsen | Mme. Speaker |
| Cook | Hayashi | Pérez, J. | |

NOES—2

DeVore

Miller

Article IV, Section 8(b) of the Constitution was declared dispensed with.

Second Reading of Assembly Constitutional Amendment No. 1

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 1—A resolution directing the Secretary of State to withdraw from the consideration of the people of the State of California Senate Constitutional Amendment No. 30 (Resolution Chapter 167 of the Statutes of 2008) and further directing the Secretary of State to make amendments in Senate Constitutional Amendment No. 13 (Resolution Chapter 144 of the Statutes of 2008).

Resolution read second time.

Further Consideration of Assembly Constitutional Amendment No. 1 by Unanimous Consent

Assembly Member Niello was granted unanimous consent to take up Assembly Constitutional Amendment No. 1 without reference to file, for purpose of consideration.

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 1 (Niello)—A resolution directing the Secretary of State to withdraw from the consideration of the people of the State of California Senate Constitutional Amendment No. 30 (Resolution Chapter 167 of the Statutes of 2008) and further directing the Secretary of State to make amendments in Senate Constitutional Amendment No. 13 (Resolution Chapter 144 of the Statutes of 2008).

Resolution read third time.

Co-Authors Added

Pursuant to Assembly Rule 69 and without objection, Senators Cogdill and Ashburn were added to Assembly Constitutional Amendment No. 1 as principal co-authors.

Further Consideration of Assembly Constitutional Amendment No. 1

Roll was opened.

Resolution adopted by the following vote:

AYES—74

| | | | |
|---------------|-------------|-------------|--------------|
| Adams | De La Torre | Hill | Portantino |
| Ammiano | De León | Huber | Price |
| Arambula | Duvall | Huffman | Ruskin |
| Beall | Emmerson | Jeffries | Salas |
| Berryhill, B. | Eng | Jones | Saldaña |
| Berryhill, T. | Evans | Knight | Silva |
| Blakeslee | Feuer | Krekorian | Skinner |
| Block | Fletcher | Lieu | Smyth |
| Blumenfield | Fong | Logue | Solorio |
| Brownley | Fuentes | Lowenthal | Strickland |
| Buchanan | Fuller | Ma | Torlakson |
| Caballero | Gaines | Miller | Torres |
| Calderon | Galgiani | Monning | Torrico |
| Carter | Garrick | Nava | Tran |
| Chesbro | Gilmore | Nestande | Villines |
| Conway | Hall | Niello | Yamada |
| Cook | Harkey | Nielsen | Mme. Speaker |
| Coto | Hayashi | Pérez, J. | |
| Davis | Hernandez | Pérez, V.M. | |

NOES—6

| | | |
|----------|----------|---------|
| Anderson | Furutani | Mendoza |
| DeVore | Hagman | Swanson |

Resolution ordered transmitted to the Senate immediately.

Objection to Vote Adds and Changes

Assembly Member Torrico withheld unanimous consent on any requests for vote adds or vote changes on the roll call vote taken on this day on Assembly Constitutional Amendment No. 1.

Objection Withdrawn

Assembly Member Torrico withdrew his objection to any requests for vote adds or vote changes on the roll call vote taken on this day on Assembly Constitutional Amendment No. 1.

BILLS WITHDRAWN FROM COMMITTEE AND PLACED ON FILE

Assembly Member Torrico was granted unanimous consent that Senate Bill No. 13 be withdrawn from the Committee on Rules and placed on the third reading file.

**CONSIDERATION OF SENATE BILL NO. 13
BY UNANIMOUS CONSENT**

Assembly Member Evans was granted unanimous consent to take up Senate Bill No. 13 without reference to file, for purpose of amendment.

SENATE BILL NO. 13 (Ducheny)—An act relating to the Budget Act of 2008.
Bill read third time.

Motion to Amend

Assembly Member Evans moved the adoption of amendments.
Amendments read and adopted; bill ordered reprinted.

**Consideration Senate Bill No. 13, as Amended,
by Unanimous Consent**

Assembly Member Evans was granted unanimous consent to take up Senate Bill No. 13, as amended, without reference to print or file, for purpose of consideration.

SENATE BILL NO. 13 (Ducheny)—An act to amend Sections 69766 and 89722 of, and to add Section 90082 to, the Education Code, to amend Section 17311 of the Family Code, to amend Sections 8880.61, 16310, 16428.15, 17302, 17303, 17310, 17311, 22910, and 30051 of, and to add Section 17221.5 to, the Government Code, to amend Sections 50740, 50782, and 116760.30 of the Health and Safety Code, to amend Sections 8613 and 48027 of the Public Resources Code, to amend Sections 822, 1611, and 3001 of the Unemployment Insurance Code, and to amend Sections 14163, and 16809 of, and to add Section 5778.3 to, the Welfare and Institutions Code, relating to state finance, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Evans.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—71

| | | | |
|---------------|-------------|-------------|--------------|
| Adams | De La Torre | Huber | Priece |
| Ammiano | De León | Huffman | Ruskin |
| Arambula | Emmerson | Jeffries | Salas |
| Beall | Eng | Jones | Saldaña |
| Berryhill, B. | Evans | Knight | Silva |
| Berryhill, T. | Feuer | Krekorian | Skinner |
| Bloek | Fletcher | Lieu | Smyth |
| Blumenfield | Fong | Lowenthal | Solorio |
| Brownley | Fuentes | Ma | Strickland |
| Buchanan | Fuller | Mendoza | Swanson |
| Caballero | Furutani | Monning | Torlakson |
| Calderon | Galgiani | Nava | Torres |
| Carter | Hagman | Nestande | Torrico |
| Chesbro | Hall | Niello | Tran |
| Conway | Harkey | Nielsen | Villines |
| Cook | Hayashi | Pérez, J. | Yamada |
| Coto | Hernandez | Pérez, V.M. | Mme. Speaker |
| Davis | Hill | Portantino | |

NOES—8

| | | | |
|-----------|--------|---------|--------|
| Anderson | DeVore | Garriek | Logue |
| Blakeslee | Gaines | Gilmore | Miller |

The question being the passage of the bill:

Bill passed by the following vote:

AYES—71

| | | | |
|---------------|-------------|-------------|--------------|
| Adams | De La Torre | Huber | Priece |
| Ammiano | De León | Huffman | Ruskin |
| Arambula | Emmerson | Jeffries | Salas |
| Beall | Eng | Jones | Saldaña |
| Berryhill, B. | Evans | Knight | Silva |
| Berryhill, T. | Feuer | Krekorian | Skinner |
| Bloek | Fletcher | Lieu | Smyth |
| Blumenfield | Fong | Lowenthal | Solorio |
| Brownley | Fuentes | Ma | Strickland |
| Buchanan | Fuller | Mendoza | Swanson |
| Caballero | Furutani | Monning | Torlakson |
| Calderon | Galgiani | Nava | Torres |
| Carter | Hagman | Nestande | Torrico |
| Chesbro | Hall | Niello | Tran |
| Conway | Harkey | Nielsen | Villines |
| Cook | Hayashi | Pérez, J. | Yamada |
| Coto | Hernandez | Pérez, V.M. | Mme. Speaker |
| Davis | Hill | Portantino | |

NOES—8

| | | | |
|-----------|--------|---------|--------|
| Anderson | DeVore | Garriek | Logue |
| Blakeslee | Gaines | Gilmore | Miller |

Bill ordered transmitted to the Senate immediately.

(NOTE: On September 9, 2009, the action was rescinded whereby the urgency clause was adopted and Senate Bill No. 13 was passed and whereby the bill ordered transmitted to the Senate. See page 402.)

**CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY CLAUSE
TO SENATE BILL NO. 5**

At 10:01 p.m., on motion of Assembly Member Torrico, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The urgency clause to Senate Bill No. 5 adopted by the following vote:

AYES—67

| | | | |
|---------------|-------------|-----------|--------------|
| Adams | Davis | Hill | Pérez, V.M. |
| Ammiano | De La Torre | Huber | Portantino |
| Arambula | De León | Huffman | Price |
| Beall | Duvall | Jones | Ruskin |
| Berryhill, B. | Emmerson | Knight | Salas |
| Berryhill, T. | Eng | Krekorian | Saldaña |
| Blakeslee | Evans | Lieu | Skinner |
| Block | Feuer | Logue | Smyth |
| Blumenfield | Fletcher | Lowenthal | Solorio |
| Brownley | Fong | Ma | Swanson |
| Buchanan | Fuentes | Mendoza | Torlakson |
| Caballero | Furutani | Monning | Torres |
| Calderon | Galgiani | Nava | Torrico |
| Carter | Hall | Nestande | Villines |
| Chesbro | Harkey | Niello | Yamada |
| Cook | Hayashi | Nielsen | Mme. Speaker |
| Coto | Hernandez | Pérez, J. | |

NOES—12

| | | | |
|----------|---------|----------|------------|
| Anderson | Gaines | Hagman | Silva |
| Conway | Garrick | Jeffries | Strickland |
| DeVore | Gilmore | Miller | Tran |

The question being on the passage of the bill:
Bill passed by the following vote:

AYES—67

| | | | |
|---------------|-------------|-----------|--------------|
| Adams | Davis | Hill | Pérez, V.M. |
| Ammiano | De La Torre | Huber | Portantino |
| Arambula | De León | Huffman | Price |
| Beall | Duvall | Jones | Ruskin |
| Berryhill, B. | Emmerson | Knight | Salas |
| Berryhill, T. | Eng | Krekorian | Saldaña |
| Blakeslee | Evans | Lieu | Skinner |
| Block | Feuer | Logue | Smyth |
| Blumenfield | Fletcher | Lowenthal | Solorio |
| Brownley | Fong | Ma | Swanson |
| Buchanan | Fuentes | Mendoza | Torlakson |
| Caballero | Furutani | Monning | Torres |
| Calderon | Galgiani | Nava | Torrico |
| Carter | Hall | Nestande | Villines |
| Chesbro | Harkey | Niello | Yamada |
| Cook | Hayashi | Nielsen | Mme. Speaker |
| Coto | Hernandez | Pérez, J. | |

NOES—12

| | | | |
|----------|---------|----------|------------|
| Anderson | Gaines | Hagman | Silva |
| Conway | Garrick | Jeffries | Strickland |
| DeVore | Gilmore | Miller | Tran |

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 5: Assembly Member Logue from "No" to "Aye".

Bill ordered transmitted to the Senate immediately.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
URGENCY CLAUSE TO SENATE BILL NO. 7**

At 10:03 p.m., on motion of Assembly Member Torrico, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The urgency clause to Senate Bill No. 7 adopted by the following vote:

AYES—65

| | | | |
|---------------|-------------|-------------|--------------|
| Adams | Coto | Hill | Price |
| Ammiano | Davis | Huber | Ruskin |
| Arambula | De La Torre | Huffman | Salas |
| Beall | De León | Jeffries | Saldaña |
| Berryhill, B. | Emmerson | Jones | Skinner |
| Berryhill, T. | Eng | Krekorian | Smyth |
| Blakeslee | Evans | Lieu | Solorio |
| Block | Feuer | Lowenthal | Strickland |
| Blumenfield | Fletcher | Ma | Swanson |
| Brownley | Fong | Mendoza | Torlakson |
| Buchanan | Fuentes | Monning | Torres |
| Caballero | Fuller | Nava | Torrico |
| Calderon | Furutani | Nestande | Yamada |
| Carter | Galgiani | Niello | Mme. Speaker |
| Chesbro | Hall | Pérez, J. | |
| Conway | Hayashi | Pérez, V.M. | |
| Cook | Hernandez | Portantino | |

NOES—12

| | | | |
|----------|---------|--------|--------|
| Anderson | Gaines | Hagman | Logue |
| DeVore | Garrick | Harkey | Miller |
| Duvall | Gilmore | Knight | Tran |

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—65

| | | | |
|---------------|-------------|-------------|--------------|
| Adams | Coto | Hill | Price |
| Ammiano | Davis | Huber | Ruskin |
| Arambula | De La Torre | Huffman | Salas |
| Beall | De León | Jeffries | Saldaña |
| Berryhill, B. | Emmerson | Jones | Skinner |
| Berryhill, T. | Eng | Krekorian | Smyth |
| Blakeslee | Evans | Lieu | Solorio |
| Block | Feuer | Lowenthal | Strickland |
| Blumenfield | Fletcher | Ma | Swanson |
| Brownley | Fong | Mendoza | Torlakson |
| Buchanan | Fuentes | Monning | Torres |
| Caballero | Fuller | Nava | Torrico |
| Calderon | Furutani | Nestande | Yamada |
| Carter | Galgiani | Niello | Mme. Speaker |
| Chesbro | Hall | Pérez, J. | |
| Conway | Hayashi | Pérez, V.M. | |
| Cook | Hernandez | Portantino | |

NOES—12

| | | | |
|----------|---------|--------|--------|
| Anderson | Gaines | Hagman | Logue |
| DeVore | Garrick | Harkey | Miller |
| Duvall | Gilmore | Knight | Tran |

Bill ordered transmitted to the Senate immediately.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
URGENCY CLAUSE TO SENATE BILL NO. 10**

At 10:04 p.m., on motion of Assembly Member Torrico, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The urgency clause to Senate Bill No. 10 adopted by the following vote:

AYES—76

| | | | |
|---------------|-------------|-----------|--------------|
| Adams | De La Torre | Hernandez | Pérez, V.M. |
| Ammiano | De León | Hill | Portantino |
| Arambula | DeVore | Huber | Price |
| Beall | Duvall | Huffman | Ruskin |
| Berryhill, B. | Emmerson | Jeffries | Salas |
| Berryhill, T. | Eng | Jones | Saldaña |
| Blakeslee | Evans | Knight | Silva |
| Block | Feuer | Krekorian | Skinner |
| Blumenfield | Fletcher | Lieu | Smyth |
| Brownley | Fong | Lowenthal | Solorio |
| Buchanan | Fuentes | Ma | Strickland |
| Caballero | Fuller | Mendoza | Swanson |
| Calderon | Furutani | Miller | Torlakson |
| Carter | Galgiani | Monning | Torres |
| Chesbro | Garrick | Nava | Torrico |
| Conway | Hagman | Nestande | Tran |
| Cook | Hall | Niello | Villines |
| Coto | Harkey | Nielsen | Yamada |
| Davis | Hayashi | Pérez, J. | Mme. Speaker |

NOES—4

| | | | |
|----------|--------|---------|-------|
| Anderson | Gaines | Gilmore | Logue |
|----------|--------|---------|-------|

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—76

| | | | |
|---------------|-------------|-----------|--------------|
| Adams | De La Torre | Hernandez | Pérez, V.M. |
| Ammiano | De León | Hill | Portantino |
| Arambula | DeVore | Huber | Price |
| Beall | Duvall | Huffman | Ruskin |
| Berryhill, B. | Emmerson | Jeffries | Salas |
| Berryhill, T. | Eng | Jones | Saldaña |
| Blakeslee | Evans | Knight | Silva |
| Block | Feuer | Krekorian | Skinner |
| Blumenfield | Fletcher | Lieu | Smyth |
| Brownley | Fong | Lowenthal | Solorio |
| Buchanan | Fuentes | Ma | Strickland |
| Caballero | Fuller | Mendoza | Swanson |
| Calderon | Furutani | Miller | Torlakson |
| Carter | Galgiani | Monning | Torres |
| Chesbro | Garrick | Nava | Torrico |
| Conway | Hagman | Nestande | Tran |
| Cook | Hall | Niello | Villines |
| Coto | Harkey | Nielsen | Yamada |
| Davis | Hayashi | Pérez, J. | Mme. Speaker |

NOES—4

| | | | |
|----------|--------|---------|-------|
| Anderson | Gaines | Gilmore | Logue |
|----------|--------|---------|-------|

Bill ordered transmitted to the Senate immediately.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
URGENCY CLAUSE TO SENATE BILL NO. 14**

At 10:04 p.m., on motion of Assembly Member Torrico, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The urgency clause to Senate Bill No. 14 adopted by the following vote:

AYES—79

| | | | |
|---------------|----------|-----------|--------------|
| Adams | De León | Hernandez | Pérez, V.M. |
| Ammiano | DeVore | Hill | Portantino |
| Arambula | Duvall | Huber | Price |
| Beall | Emmerson | Huffman | Ruskin |
| Berryhill, B. | Eng | Jeffries | Salas |
| Berryhill, T. | Evans | Jones | Saldaña |
| Blakeslee | Feuer | Knight | Silva |
| Block | Fletcher | Krekorian | Skinner |
| Blumenfield | Fong | Lieu | Smyth |
| Brownley | Fuentes | Logue | Solorio |
| Buchanan | Fuller | Lowenthal | Strickland |
| Caballero | Furutani | Ma | Swanson |
| Calderon | Gaines | Mendoza | Torlakson |
| Carter | Galgiani | Miller | Torres |
| Chesbro | Garrick | Monning | Torrico |
| Conway | Gilmore | Nava | Tran |
| Cook | Hagman | Nestande | Villines |
| Coto | Hall | Niello | Yamada |
| Davis | Harkey | Nielsen | Mme. Speaker |
| De La Torre | Hayashi | Pérez, J. | |

NOES—1

Anderson

The question being on the passage of the bill.
Bill passed by the following vote:

AYES—79

| | | | |
|---------------|----------|-----------|--------------|
| Adams | De León | Hernandez | Pérez, V.M. |
| Ammiano | DeVore | Hill | Portantino |
| Arambula | Duvall | Huber | Price |
| Beall | Emmerson | Huffman | Ruskin |
| Berryhill, B. | Eng | Jeffries | Salas |
| Berryhill, T. | Evans | Jones | Saldaña |
| Blakeslee | Feuer | Knight | Silva |
| Block | Fletcher | Krekorian | Skinner |
| Blumenfield | Fong | Lieu | Smyth |
| Brownley | Fuentes | Logue | Solorio |
| Buchanan | Fuller | Lowenthal | Strickland |
| Caballero | Furutani | Ma | Swanson |
| Calderon | Gaines | Mendoza | Torlakson |
| Carter | Galgiani | Miller | Torres |
| Chesbro | Garrick | Monning | Torrico |
| Conway | Gilmore | Nava | Tran |
| Cook | Hagman | Nestande | Villines |
| Coto | Hall | Niello | Yamada |
| Davis | Harkey | Nielsen | Mme. Speaker |
| De La Torre | Hayashi | Pérez, J. | |

NOES—1

Anderson

Bill ordered transmitted to the Senate immediately.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 15**

At 10:04 p.m., on motion of Assembly Member Torrico, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 15 passed by the following vote:

AYES—63

| | | | |
|---------------|----------|-------------|--------------|
| Adams | DeVore | Hill | Portantino |
| Ammiano | Duvall | Huber | Price |
| Anderson | Emmerson | Jeffries | Ruskin |
| Arambula | Evans | Knight | Salas |
| Beall | Feuer | Krekorian | Saldaña |
| Berryhill, B. | Fletcher | Lieu | Silva |
| Berryhill, T. | Fong | Logue | Smyth |
| Blakeslee | Fuller | Lowenthal | Solorio |
| Block | Gaines | Ma | Strickland |
| Blumenfield | Galgiani | Mendoza | Torlakson |
| Buchanan | Garrick | Miller | Torrico |
| Carter | Gilmore | Nava | Tran |
| Conway | Hagman | Nestande | Villines |
| Cook | Hall | Niello | Yamada |
| Coto | Harkey | Nielsen | Mme. Speaker |
| Davis | Hayashi | Pérez, V.M. | |

NOES—8

| | | | |
|-------------|-----------|---------|---------|
| Chesbro | Furutani | Huffman | Skinner |
| De La Torre | Hernandez | Jones | Swanson |

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 15: Assembly Member Fuentes from “Aye” to “Not Voting”.

Bill ordered transmitted to the Senate immediately.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 2**

At 10:05 p.m., on motion of Assembly Member Torrico, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Constitutional Amendment No. 2 adopted by the following vote:

AYES—68

| | | | |
|---------------|-------------|-----------|--------------|
| Adams | Coto | Hernandez | Pérez, V.M. |
| Ammiano | Davis | Hill | Portantino |
| Arambula | De La Torre | Huber | Price |
| Beall | De León | Huffman | Ruskin |
| Berryhill, B. | Emmerson | Jeffries | Salas |
| Berryhill, T. | Eng | Jones | Saldaña |
| Blakeslee | Evans | Krekorian | Skinner |
| Block | Feuer | Lieu | Smyth |
| Blumenfield | Fletcher | Logue | Solorio |
| Brownley | Fong | Lowenthal | Strickland |
| Buchanan | Fuller | Ma | Swanson |
| Caballero | Furutani | Mendoza | Torlakson |
| Calderon | Galgiani | Monning | Torres |
| Carter | Garrick | Nava | Torrico |
| Chesbro | Gilmore | Nestande | Villines |
| Conway | Hall | Niello | Yamada |
| Cook | Hayashi | Pérez, J. | Mme. Speaker |

NOES—11

| | | | |
|----------|--------|---------|-------|
| Anderson | Gaines | Knight | Silva |
| DeVore | Hagman | Miller | Tran |
| Fuentes | Harkey | Nielsen | |

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Constitutional Amendment No. 2: Assembly Member Harkey from “Aye” to “No”.

Resolution ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
URGENCY CLAUSE TO SENATE BILL NO. 11**

At 10:05 p.m., on motion of Assembly Member Torrico, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The urgency clause to Senate Bill No. 11 adopted by the following vote:

AYES—75

| | | | |
|---------------|-------------|-------------|--------------|
| Adams | De La Torre | Huber | Portantino |
| Ammiano | De León | Huffman | Price |
| Arambula | Emmerson | Jeffries | Ruskin |
| Beall | Eng | Jones | Salas |
| Berryhill, B. | Evans | Knight | Saldaña |
| Berryhill, T. | Feuer | Krekorian | Silva |
| Blakeslee | Fletcher | Lieu | Skinner |
| Block | Fong | Logue | Smyth |
| Blumenfield | Fuentes | Lowenthal | Solorio |
| Brownley | Fuller | Ma | Strickland |
| Buchanan | Furutani | Mendoza | Swanson |
| Caballero | Galgiani | Miller | Torlakson |
| Calderon | Garrick | Monning | Torres |
| Carter | Gilmore | Nava | Torrico |
| Chesbro | Hall | Nestande | Tran |
| Conway | Harkey | Niello | Villines |
| Cook | Hayashi | Nielsen | Yamada |
| Coto | Hernandez | Pérez, J. | Mme. Speaker |
| Davis | Hill | Pérez, V.M. | |

NOES—5

| | | |
|----------|--------|--------|
| Anderson | Duvall | Hagman |
| DeVore | Gaines | |

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—75

| | | | |
|---------------|-------------|-------------|--------------|
| Adams | De La Torre | Huber | Portantino |
| Ammiano | De León | Huffman | Price |
| Arambula | Emmerson | Jeffries | Ruskin |
| Beall | Eng | Jones | Salas |
| Berryhill, B. | Evans | Knight | Saldaña |
| Berryhill, T. | Feuer | Krekorian | Silva |
| Blakeslee | Fletcher | Lieu | Skinner |
| Block | Fong | Logue | Smyth |
| Blumenfield | Fuentes | Lowenthal | Solorio |
| Brownley | Fuller | Ma | Strickland |
| Buchanan | Furutani | Mendoza | Swanson |
| Caballero | Galgiani | Miller | Torlakson |
| Calderon | Garrick | Monning | Torres |
| Carter | Gilmore | Nava | Torrico |
| Chesbro | Hall | Nestande | Tran |
| Conway | Harkey | Niello | Villines |
| Cook | Hayashi | Nielsen | Yamada |
| Coto | Hernandez | Pérez, J. | Mme. Speaker |
| Davis | Hill | Pérez, V.M. | |

NOES—5

| | | |
|----------|--------|--------|
| Anderson | Duvall | Hagman |
| DeVore | Gaines | |

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 11: Assembly Member Duvall from “Aye” to “No”.

Bill ordered transmitted to the Senate immediately.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
URGENCY CLAUSE TO SENATE BILL NO. 12**

At 10:07 p.m., on motion of Assembly Member Torrico, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The urgency clause to Senate Bill No. 12 adopted by the following vote:

AYES—70

| | | | |
|---------------|-------------|-------------|--------------|
| Adams | De La Torre | Huffman | Price |
| Ammiano | De León | Jeffries | Ruskin |
| Arambula | Emmerson | Jones | Salas |
| Beall | Eng | Knight | Saldaña |
| Berryhill, B. | Evans | Krekorian | Skinner |
| Blakeslee | Feuer | Lieu | Smyth |
| Block | Fletcher | Lowenthal | Solorio |
| Blumenfield | Fong | Ma | Strickland |
| Brownley | Fuentes | Mendoza | Swanson |
| Buchanan | Fuller | Miller | Torlakson |
| Caballero | Furutani | Monning | Torres |
| Calderon | Galgiani | Nava | Torrico |
| Carter | Gilmore | Nestande | Tran |
| Chesbro | Hall | Niello | Villines |
| Conway | Hayashi | Nielsen | Yamada |
| Cook | Hernandez | Pérez, J. | Mme. Speaker |
| Coto | Hill | Pérez, V.M. | |
| Davis | Huber | Portantino | |

NOES—8

| | | | |
|---------------|--------|---------|--------|
| Anderson | DeVore | Garrick | Harkey |
| Berryhill, T. | Gaines | Hagman | Logue |

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—70

| | | | |
|---------------|-------------|-------------|--------------|
| Adams | De La Torre | Huffman | Price |
| Ammiano | De León | Jeffries | Ruskin |
| Arambula | Emmerson | Jones | Salas |
| Beall | Eng | Knight | Saldaña |
| Berryhill, B. | Evans | Krekorian | Skinner |
| Blakeslee | Feuer | Lieu | Smyth |
| Block | Fletcher | Lowenthal | Solorio |
| Blumenfield | Fong | Ma | Strickland |
| Brownley | Fuentes | Mendoza | Swanson |
| Buchanan | Fuller | Miller | Torlakson |
| Caballero | Furutani | Monning | Torres |
| Calderon | Galgiani | Nava | Torrico |
| Carter | Gilmore | Nestande | Tran |
| Chesbro | Hall | Niello | Villines |
| Conway | Hayashi | Nielsen | Yamada |
| Cook | Hernandez | Pérez, J. | Mme. Speaker |
| Coto | Hill | Pérez, V.M. | |
| Davis | Huber | Portantino | |

NOES—8

| | | | |
|---------------|--------|---------|--------|
| Anderson | DeVore | Garrick | Harkey |
| Berryhill, T. | Gaines | Hagman | Logue |

Bill ordered transmitted to the Senate immediately.

RECESS

By unanimous consent, at 10:08 p.m., Speaker pro Tempore Saldaña declared the Assembly recessed to reconvene the Second Extraordinary Session.

RECONVENED

At 10:51 p.m., the Assembly reconvened.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly, presiding.

At 10:55 p.m., Speaker Karen Bass, 47th District, presiding

BILLS WITHDRAWN FROM COMMITTEE AND PLACED ON FILE

Assembly Member Torrico was granted unanimous consent that Senate Bill No. 9 be withdrawn from the Committee on Insurance and placed on the second reading file.

RESOLUTIONS

The following resolution was offered:

Resolution to Dispense With Constitutional Provision

By Assembly Member Torrico.

Resolved, That Senate Bill No. 9 presents a case of urgency, as that term is used in Article IV, Section 8(b), of the Constitution, and the provision of that section requiring that the bill be read on three separate days in each house is hereby dispensed with, and it is ordered that the bill be placed upon its passage.

Resolution read, and adopted by the following vote:

AYES—72

| | | | |
|---------------|-------------|-----------|--------------|
| Adams | Coto | Hagman | Pérez, J. |
| Ammiano | Davis | Hall | Pérez, V.M. |
| Anderson | De La Torre | Hayashi | Portantino |
| Arambula | De León | Hernandez | Price |
| Beall | Duvall | Hill | Ruskin |
| Berryhill, B. | Emmerson | Huber | Salas |
| Berryhill, T. | Eng | Huffman | Saldaña |
| Blakeslee | Evans | Knight | Silva |
| Block | Feuer | Krekorian | Skinner |
| Blumenfield | Fletcher | Lieu | Smyth |
| Brownley | Fong | Logue | Solorio |
| Buchanan | Fuentes | Lowenthal | Strickland |
| Caballero | Fuller | Ma | Torlakson |
| Calderon | Furutani | Mendoza | Torres |
| Carter | Gaines | Monning | Torrico |
| Chesbro | Galgiani | Nava | Tran |
| Conway | Garrick | Nestande | Yamada |
| Cook | Gilmore | Nielsen | Mme. Speaker |

NOES—2

DeVore Miller

Article IV, Section 8(b) of the Constitution was declared dispensed with.

Second Reading of Senate Bill No. 9

SENATE BILL NO. 9—An act relating to the Budget Act of 2008.

Bill read second time.

**CONSIDERATION OF SENATE BILL NO. 9
BY UNANIMOUS CONSENT**

Assembly Member Evans was granted unanimous consent to take up Senate Bill No. 9 without reference to file, for purpose of amendment.

SENATE BILL NO. 9 (Ducheny)—An act relating to the Budget Act of 2008.

Bill read third time.

Motion to Amend

Assembly Member Evans moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

Further Consideration of Senate Bill No. 9

SENATE BILL NO. 9 (Ducheny)—An act to amend Sections 130105 and 130150 of the Health and Safety Code, to amend Section 30131.4 of, and to add Section 30131.45 to, the Revenue and Taxation Code, relating to children, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend by Assembly Member Garrick—Set 2

Assembly Member Garrick moved the adoption of amendments.

Amendments read.

**Motion to Table Garrick Amendments
to Senate Bill No. 9—Set 2**

Assembly Member Torrico moved that the amendments offered by Assembly Member Garrick to Senate Bill No. 9 be laid upon the table.

Assembly Member Feuer seconded the motion.

Motion carried by the following vote:

AYES—51

| | | | |
|-------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Huber | Price |
| Arambula | De León | Huffman | Ruskin |
| Beall | Eng | Jones | Salas |
| Block | Evans | Krekorian | Saldaña |
| Blumenfield | Feuer | Lieu | Skinner |
| Brownley | Fong | Lowenthal | Solorio |
| Buchanan | Fuentes | Ma | Swanson |
| Caballero | Furutani | Mendoza | Torlakson |
| Calderon | Galgiani | Monning | Torres |
| Carter | Hall | Nava | Torrico |
| Chesbro | Hayashi | Pérez, J. | Yamada |
| Coto | Hernandez | Pérez, V.M. | Mme. Speaker |
| Davis | Hill | Portantino | |

NOES—29

| | | | |
|---------------|----------|----------|------------|
| Adams | Duvall | Harkey | Silva |
| Anderson | Emmerson | Jeffries | Smyth |
| Berryhill, B. | Fletcher | Knight | Strickland |
| Berryhill, T. | Fuller | Logue | Tran |
| Blakeslee | Gaines | Miller | Villines |
| Conway | Garrick | Nestande | |
| Cook | Gilmore | Niello | |
| DeVore | Hagman | Nielsen | |

Further Consideration of Senate Bill No. 9

SENATE BILL NO. 9 (Ducheny)—An act to amend Sections 130105 and 130150 of the Health and Safety Code, to amend Section 30131.4 of, and to add Section 30131.45 to, the Revenue and Taxation Code, relating to children, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend by Assembly Member Garrick—Set 3

Assembly Member Garrick moved the adoption of amendments.

Amendments read.

Motion to Table Garrick Amendments to Senate Bill No. 9—Set 3

Assembly Member Krekorian moved that the amendments offered by Assembly Member Garrick to Senate Bill No. 9 be laid upon the table.

Assembly Member Feuer seconded the motion.

Motion carried by the following vote:

AYES—51

| | | | |
|-------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Huber | Price |
| Arambula | De León | Huffman | Ruskin |
| Beall | Eng | Jones | Salas |
| Block | Evans | Krekorian | Saldaña |
| Blumenfield | Feuer | Lieu | Skinner |
| Brownley | Fong | Lowenthal | Solorio |
| Buchanan | Fuentes | Ma | Swanson |
| Caballero | Furutani | Mendoza | Torlakson |
| Calderon | Galgiani | Monning | Torres |
| Carter | Hall | Nava | Torrico |
| Chesbro | Hayashi | Pérez, J. | Yamada |
| Coto | Hernandez | Pérez, V.M. | Mme. Speaker |
| Davis | Hill | Portantino | |

NOES—28

| | | | |
|---------------|----------|----------|------------|
| Adams | DeVore | Hagman | Niello |
| Anderson | Duvall | Harkey | Nielsen |
| Berryhill, B. | Fletcher | Jeffries | Silva |
| Berryhill, T. | Fuller | Knight | Smyth |
| Blakeslee | Gaines | Logue | Strickland |
| Conway | Garrick | Miller | Tran |
| Cook | Gilmore | Nestande | Villines |

Consideration of Senate Bill No. 9, as Amended, by Unanimous Consent

Assembly Member Evans was granted unanimous consent to take up Senate Bill No. 9, as amended, without reference to print or file, for purpose of consideration.

SENATE BILL NO. 9 (Ducheny)—An act to amend Sections 130105 and 130150 of the Health and Safety Code, to amend Section 30131.4 of, and to add Section 30131.45 to, the Revenue and Taxation Code, relating to children, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Evans.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—72

| | | | |
|---------------|-------------|-------------|--------------|
| Adams | De La Torre | Hill | Portantino |
| Ammiano | De León | Huber | Price |
| Arambula | Duvall | Huffman | Ruskin |
| Beall | Emmerson | Jeffries | Salas |
| Berryhill, B. | Eng | Jones | Saldaña |
| Berryhill, T. | Evans | Knight | Silva |
| Block | Feuer | Krekorian | Skinner |
| Blumenfield | Fletcher | Lieu | Smyth |
| Brownley | Fong | Lowenthal | Solorio |
| Buchanan | Fuentes | Ma | Strickland |
| Caballero | Fuller | Mendoza | Swanson |
| Calderon | Furutani | Miller | Torlakson |
| Carter | Galgiani | Monning | Torres |
| Chesbro | Garrick | Nava | Torrico |
| Conway | Hall | Nestande | Tran |
| Cook | Harkey | Niello | Villines |
| Coto | Hayashi | Pérez, J. | Yamada |
| Davis | Hernandez | Pérez, V.M. | Mme. Speaker |

NOES—5

| | | |
|----------|---------|-------|
| Anderson | Gilmore | Logue |
| Gaines | Hagman | |

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—72

| | | | |
|---------------|-------------|-------------|--------------|
| Adams | De La Torre | Hill | Portantino |
| Ammiano | De León | Huber | Price |
| Arambula | Duvall | Huffman | Ruskin |
| Beall | Emmerson | Jeffries | Salas |
| Berryhill, B. | Eng | Jones | Saldaña |
| Berryhill, T. | Evans | Knight | Silva |
| Block | Feuer | Krekorian | Skinner |
| Blumenfield | Fletcher | Lieu | Smyth |
| Brownley | Fong | Lowenthal | Solorio |
| Buchanan | Fuentes | Ma | Strickland |
| Caballero | Fuller | Mendoza | Swanson |
| Calderon | Furutani | Miller | Torlakson |
| Carter | Galgiani | Monning | Torres |
| Chesbro | Garrick | Nava | Torrico |
| Conway | Hall | Nestande | Tran |
| Cook | Harkey | Niello | Villines |
| Coto | Hayashi | Pérez, J. | Yamada |
| Davis | Hernandez | Pérez, V.M. | Mme. Speaker |

NOES—5

| | | |
|----------|---------|-------|
| Anderson | Gilmore | Logue |
| Gaines | Hagman | |

Bill ordered transmitted to the Senate.

**CONSIDERATION OF SENATE BILL NO. 8
BY UNANIMOUS CONSENT**

Assembly Member Evans was granted unanimous consent to take up Senate Bill No. 8 without reference to file, for purpose of amendment.

SENATE BILL NO. 8 (Ducheny)—An act relating to the Budget Act of 2008.

Bill read third time.

Motion to Amend

Assembly Member Evans moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

**Consideration of Senate Bill No. 8, as Amended,
by Unanimous Consent**

Assembly Member Evans was granted unanimous consent to take up Senate Bill No. 8, as amended, without reference to print or file, for purpose of consideration.

SENATE BILL NO. 8 (Ducheny)—An act to amend Section 41204.1 of the Education Code, to amend Sections 13312, 17561, 29552, 30061, and 30070 of, to amend, repeal, and add Section 19853 of, and to add Sections 17255, 19844.1, 29553, and 99030 to, the Government Code, to add Section 33333.13 to the Health and Safety Code, to amend Sections 13848.2, 13848.4, and 13848.6 of, and to add Section 13812 to, the Penal Code, to add Sections 97.80 and 20623 to the Revenue and Taxation Code, to amend Sections 2104, 2105, 2106, and 2107 of the Streets and Highways Code, to amend Sections 14041.1, 15153, and 18221 of, to add Section 18220.1 to, and to repeal and add Section 18220 of, the Welfare and Institutions Code, and to amend Section 6 of Chapter 213 of the Statutes of 2000, relating to state and local government, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Evans.

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Davis moved a call of the Assembly.

Motion carried. Time, 11:29 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

**FORTY-SECOND CALENDAR DAY
AT SACRAMENTO, CALIFORNIA**

Assembly Chamber, February 15, 2009

At 12 midnight

Speaker Karen Bass, presiding.

BILLS WITHDRAWN FROM COMMITTEE AND PLACED ON FILE

Assembly Member Torrico was granted unanimous consent that Senate Bill No. 1 be withdrawn from the Committee on Rules and placed on the third reading file.

**CONSIDERATION OF SENATE BILL NO. 1
BY UNANIMOUS CONSENT**

Assembly Member Evans was granted unanimous consent to take up Senate Bill No. 1 without reference to file, for purpose of amendment.

SENATE BILL NO. 1 (Ducheny)—An act relating to the Budget Act of 2008.

Announcement

Speaker Bass announced that the amendments to Senate Bill No. 1 and the mock-up of Senate Bill No. 1 are available on the Assembly Floor System laptops.

Bill read third time.

Motion to Amend

Assembly Member Evans moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

At 12:12 a.m., Speaker pro Tempore Lori Saldaña, 76th District, presiding

MESSAGES FROM THE SENATE

Senate Chamber, February 14, 2009

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 5

Assembly Bill No. 13

Assembly Bill No. 11

Assembly Bill No. 15

Assembly Bill No. 12

And respectfully requests the Assembly to concur in said amendments.

GREGORY P. SCHMIDT, Secretary of the Senate

By David Valverde, Assistant Secretary

Above bills ordered to unfinished business file.

**CONSIDERATION OF SENATE AMENDMENTS TO ASSEMBLY BILL NO. 5
BY UNANIMOUS CONSENT**

Assembly Member Evans was granted unanimous consent to take up consideration of Senate amendments to Assembly Bill No. 5, without reference to file.

ASSEMBLY BILL NO. 5 (Evans)—An act to amend Sections 5845, 5846, 5847, and 14154 of, and to add Sections 14131.10 and 14166.225 to, the Welfare and Institutions Code, relating to health, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—67

| | | | |
|---------------|-------------|-----------|--------------|
| Adams | Davis | Hill | Pérez, V.M. |
| Ammiano | De La Torre | Huber | Portantino |
| Arambula | De León | Huffman | Price |
| Beall | Duvall | Jones | Ruskin |
| Berryhill, B. | Emmerson | Knight | Salas |
| Berryhill, T. | Eng | Krekorian | Saldaña |
| Blakeslee | Evans | Lieu | Skinner |
| Block | Feuer | Logue | Smyth |
| Blumenfield | Fletcher | Lowenthal | Solorio |
| Brownley | Fong | Ma | Swanson |
| Buchanan | Fuentes | Mendoza | Torlakson |
| Caballero | Furutani | Monning | Torres |
| Calderon | Galgiani | Nava | Torrico |
| Carter | Hall | Nestande | Villines |
| Chesbro | Harkey | Niello | Yamada |
| Cook | Hayashi | Nielsen | Mme. Speaker |
| Coto | Hernandez | Pérez, J. | |

NOES—12

| | | | |
|----------|---------|----------|------------|
| Anderson | Gaines | Hagman | Silva |
| Conway | Garrick | Jeffries | Strickland |
| DeVore | Gilmore | Miller | Tran |

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—67

| | | | |
|---------------|-------------|-----------|--------------|
| Adams | Davis | Hill | Pérez, V.M. |
| Ammiano | De La Torre | Huber | Portantino |
| Arambula | De León | Huffman | Price |
| Beall | Duvall | Jones | Ruskin |
| Berryhill, B. | Emmerson | Knight | Salas |
| Berryhill, T. | Eng | Krekorian | Saldaña |
| Blakeslee | Evans | Lieu | Skinner |
| Block | Feuer | Logue | Smyth |
| Blumenfield | Fletcher | Lowenthal | Solorio |
| Brownley | Fong | Ma | Swanson |
| Buchanan | Fuentes | Mendoza | Torlakson |
| Caballero | Furutani | Monning | Torres |
| Calderon | Galgiani | Nava | Torrico |
| Carter | Hall | Nestande | Villines |
| Chesbro | Harkey | Niello | Yamada |
| Cook | Hayashi | Nielsen | Mme. Speaker |
| Coto | Hernandez | Pérez, J. | |

NOES—12

| | | | |
|----------|---------|----------|------------|
| Anderson | Gaines | Hagman | Silva |
| Conway | Garrick | Jeffries | Strickland |
| DeVore | Gilmore | Miller | Tran |

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS TO ASSEMBLY BILL NO. 11
BY UNANIMOUS CONSENT**

Assembly Member Evans was granted unanimous consent to take up consideration of Senate amendments to Assembly Bill No. 11, without reference to file.

ASSEMBLY BILL NO. 11 (Evans)—An act calling an election, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—75

| | | | |
|---------------|-------------|-------------|--------------|
| Adams | De La Torre | Huber | Portantino |
| Ammiano | De León | Huffman | Price |
| Arambula | Emmerson | Jeffries | Ruskin |
| Beall | Eng | Jones | Salas |
| Berryhill, B. | Evans | Knight | Saldaña |
| Berryhill, T. | Feuer | Krekorian | Silva |
| Blakeslee | Fletcher | Lieu | Skinner |
| Block | Fong | Logue | Smyth |
| Blumenfield | Fuentes | Lowenthal | Solorio |
| Brownley | Fuller | Ma | Strickland |
| Buchanan | Furutani | Mendoza | Swanson |
| Caballero | Galgiani | Miller | Torlakson |
| Calderon | Garrick | Monning | Torres |
| Carter | Gilmore | Nava | Torrico |
| Chesbro | Hall | Nestande | Tran |
| Conway | Harkey | Niello | Villines |
| Cook | Hayashi | Nielsen | Yamada |
| Coto | Hernandez | Pérez, J. | Mme. Speaker |
| Davis | Hill | Pérez, V.M. | |

NOES—5

| | | |
|----------|--------|--------|
| Anderson | Duvall | Hagman |
| DeVore | Gaines | |

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—75

| | | | |
|---------------|-------------|-------------|--------------|
| Adams | De La Torre | Huber | Portantino |
| Ammiano | De León | Huffman | Price |
| Arambula | Emmerson | Jeffries | Ruskin |
| Beall | Eng | Jones | Salas |
| Berryhill, B. | Evans | Knight | Saldaña |
| Berryhill, T. | Feuer | Krekorian | Silva |
| Blakeslee | Fletcher | Lieu | Skinner |
| Block | Fong | Logue | Smyth |
| Blumenfield | Fuentes | Lowenthal | Solorio |
| Brownley | Fuller | Ma | Strickland |
| Buchanan | Furutani | Mendoza | Swanson |
| Caballero | Galgiani | Miller | Torlakson |
| Calderon | Garrick | Monning | Torres |
| Carter | Gilmore | Nava | Torrico |
| Chesbro | Hall | Nestande | Tran |
| Conway | Harkey | Niello | Villines |
| Cook | Hayashi | Nielsen | Yamada |
| Coto | Hernandez | Pérez, J. | Mme. Speaker |
| Davis | Hill | Pérez, V.M. | |

NOES—5

| | | |
|----------|--------|--------|
| Anderson | Duvall | Hagman |
| DeVore | Gaines | |

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS TO ASSEMBLY BILL NO. 12
BY UNANIMOUS CONSENT**

Assembly Member Evans was granted unanimous consent to take up consideration of Senate amendments to Assembly Bill No. 12, without reference to file.

ASSEMBLY BILL NO. 12 (Evans)—An act to amend Sections 8880.5.5 and 8880.56 of, to add Article 4.5 (commencing with Section 8880.46.5) to Chapter 12.5 of Division 1 of Title 2 of, and to repeal Sections 8880.43 and 8880.67 of, the Government Code, relating to the California State Lottery, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—70

| | | | |
|---------------|-------------|-------------|--------------|
| Adams | De La Torre | Huffman | Price |
| Ammiano | De León | Jeffries | Ruskin |
| Arambula | Emmerson | Jones | Salas |
| Beall | Eng | Knight | Saldaña |
| Berryhill, B. | Evans | Krekorian | Skinner |
| Blakeslee | Feuer | Lieu | Smyth |
| Block | Fletcher | Lowenthal | Solorio |
| Blumenfield | Fong | Ma | Strickland |
| Brownley | Fuentes | Mendoza | Swanson |
| Buchanan | Fuller | Miller | Torlakson |
| Caballero | Furutani | Monning | Torres |
| Calderon | Galgiani | Nava | Torrico |
| Carter | Gilmore | Nestande | Tran |
| Chesbro | Hall | Niello | Villines |
| Conway | Hayashi | Nielsen | Yamada |
| Cook | Hernandez | Pérez, J. | Mme. Speaker |
| Coto | Hill | Pérez, V.M. | |
| Davis | Huber | Portantino | |

NOES—8

| | | | |
|---------------|--------|---------|--------|
| Anderson | DeVore | Garrick | Harkey |
| Berryhill, T. | Gaines | Hagman | Logue |

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—70

| | | | |
|---------------|-------------|-------------|--------------|
| Adams | De La Torre | Huffman | Price |
| Ammiano | De León | Jeffries | Ruskin |
| Arambula | Emmerson | Jones | Salas |
| Beall | Eng | Knight | Saldaña |
| Berryhill, B. | Evans | Krekorian | Skinner |
| Blakeslee | Feuer | Lieu | Smyth |
| Block | Fletcher | Lowenthal | Solorio |
| Blumenfield | Fong | Ma | Strickland |
| Brownley | Fuentes | Mendoza | Swanson |
| Buchanan | Fuller | Miller | Torlakson |
| Caballero | Furutani | Monning | Torres |
| Calderon | Galgiani | Nava | Torrico |
| Carter | Gilmore | Nestande | Tran |
| Chesbro | Hall | Niello | Villines |
| Conway | Hayashi | Nielsen | Yamada |
| Cook | Hernandez | Pérez, J. | Mme. Speaker |
| Coto | Hill | Pérez, V.M. | |
| Davis | Huber | Portantino | |

NOES—8

| | | | |
|---------------|--------|---------|--------|
| Anderson | DeVore | Garrick | Harkey |
| Berryhill, T. | Gaines | Hagman | Logue |

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS TO ASSEMBLY BILL NO. 13
BY UNANIMOUS CONSENT**

Assembly Member Evans was granted unanimous consent to take up consideration of Senate amendments to Assembly Bill No. 13, without reference to file.

ASSEMBLY BILL NO. 13 (Evans)—An act to amend Sections 69766 and 89722 of, and to add Section 90082 to, the Education Code, to amend Section 17311 of the Family Code, to amend Sections 8880.61, 16310, 16428.15, 17302, 17303, 17310, 17311, 22910, and 30051 of, and to add Section 17221.5 to, the Government Code, to amend Sections 50740, 50782, and 116760.30 of the Health and Safety Code, to amend Sections 8613 and 48027 of the Public Resources Code, to amend Sections 822, 1611, and 3001 of the Unemployment Insurance Code, and to amend Sections 14163, and 16809 of, and to add Section 5778.3 to, the Welfare and Institutions Code, relating to state finance, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—71

| | | | |
|---------------|-------------|-------------|--------------|
| Adams | De La Torre | Huber | Price |
| Ammiano | De León | Huffman | Ruskin |
| Arambula | Emmerson | Jeffries | Salas |
| Beall | Eng | Jones | Saldaña |
| Berryhill, B. | Evans | Knight | Silva |
| Berryhill, T. | Feuer | Krekorian | Skinner |
| Block | Fletcher | Lieu | Smyth |
| Blumenfield | Fong | Lowenthal | Solorio |
| Brownley | Fuentes | Ma | Strickland |
| Buchanan | Fuller | Mendoza | Swanson |
| Caballero | Furutani | Monning | Torlakson |
| Calderon | Galgiani | Nava | Torres |
| Carter | Hagman | Nestande | Torrico |
| Chesbro | Hall | Niello | Tran |
| Conway | Harkey | Nielsen | Villines |
| Cook | Hayashi | Pérez, J. | Yamada |
| Coto | Hernandez | Pérez, V.M. | Mme. Speaker |
| Davis | Hill | Portantino | |

NOES—8

| | | | |
|-----------|--------|---------|--------|
| Anderson | DeVore | Garrick | Logue |
| Blakeslee | Gaines | Gilmore | Miller |

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—71

| | | | |
|---------------|-------------|-------------|--------------|
| Adams | De La Torre | Huber | Price |
| Ammiano | De León | Huffman | Ruskin |
| Arambula | Emmerson | Jeffries | Salas |
| Beall | Eng | Jones | Saldaña |
| Berryhill, B. | Evans | Knight | Silva |
| Berryhill, T. | Feuer | Krekorian | Skinner |
| Block | Fletcher | Lieu | Smyth |
| Blumenfield | Fong | Lowenthal | Solorio |
| Brownley | Fuentes | Ma | Strickland |
| Buchanan | Fuller | Mendoza | Swanson |
| Caballero | Furutani | Monning | Torlakson |
| Calderon | Galgiani | Nava | Torres |
| Carter | Hagman | Nestande | Torrico |
| Chesbro | Hall | Niello | Tran |
| Conway | Harkey | Nielsen | Villines |
| Cook | Hayashi | Pérez, J. | Yamada |
| Coto | Hernandez | Pérez, V.M. | Mme. Speaker |
| Davis | Hill | Portantino | |

NOES—8

| | | | |
|-----------|--------|---------|--------|
| Anderson | DeVore | Garrick | Logue |
| Blakeslee | Gaines | Gilmore | Miller |

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS TO ASSEMBLY BILL NO. 15
BY UNANIMOUS CONSENT**

Assembly Member Krekorian was granted unanimous consent to take up consideration of Senate amendments to Assembly Bill No. 15, without reference to file.

ASSEMBLY BILL NO. 15 (Krekorian)—An act to amend Sections 17039.2, 23036.2, 23101, 25120, and 25135 of, to amend, repeal, and add Section 25136 of, to add Sections 6902.5, 17053.85, 19136.8, 23685, and 25128.5 to, and to add and repeal Sections 17053.80 and 23623 of, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—63

| | | | |
|---------------|----------|-------------|--------------|
| Adams | DeVore | Hill | Portantino |
| Ammiano | Duvall | Huber | Price |
| Anderson | Emmerson | Jeffries | Ruskin |
| Arambula | Evans | Knight | Salas |
| Beall | Feuer | Krekorian | Saldaña |
| Berryhill, B. | Fletcher | Lieu | Silva |
| Berryhill, T. | Fong | Logue | Smyth |
| Blakeslee | Fuller | Lowenthal | Solorio |
| Block | Gaines | Ma | Strickland |
| Blumenfield | Galgiani | Mendoza | Torlakson |
| Buchanan | Garrick | Miller | Torrico |
| Carter | Gilmore | Nava | Tran |
| Conway | Hagman | Nestande | Villines |
| Cook | Hall | Niello | Yamada |
| Coto | Harkey | Nielsen | Mme. Speaker |
| Davis | Hayashi | Pérez, V.M. | |

NOES—8

| | | | |
|-------------|-----------|---------|---------|
| Chesbro | Furutani | Huffman | Skinner |
| De La Torre | Hernandez | Jones | Swanson |

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
URGENCY CLAUSE TO SENATE BILL NO. 8**

At 1:10 a.m., on motion of Assembly Member Davis, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Torrico moved to continue the call of the Assembly.

Motion carried. Time, 1:12 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

**CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY CLAUSE TO
SENATE BILL NO. 8**

At 1:20 a.m., on motion of Assembly Member Torrico, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The urgency clause to Senate Bill No. 8 adopted by the following vote:

AYES—54

| | | | |
|---------------|----------|-----------|--------------|
| Adams | Cook | Hagman | Pérez, V.M. |
| Anderson | Davis | Hall | Price |
| Arambula | De León | Harkey | Saldaña |
| Berryhill, B. | Duvall | Hill | Silva |
| Berryhill, T. | Emmerson | Huber | Skinner |
| Blakeslee | Evans | Jeffries | Smyth |
| Block | Feuer | Knight | Solorio |
| Blumenfield | Fletcher | Krekorian | Strickland |
| Brownley | Fuentes | Logue | Torres |
| Buchanan | Fuller | Miller | Tran |
| Caballero | Gaines | Nestande | Villines |
| Carter | Galgiani | Niello | Mme. Speaker |
| Chesbro | Garrick | Nielsen | |
| Conway | Gilmore | Pérez, J. | |

NOES—21

| | | | |
|-------------|-----------|------------|-----------|
| Ammiano | Fong | Ma | Swanson |
| Beall | Furutani | Mendoza | Torlakson |
| Calderon | Hayashi | Monning | Yamada |
| Coto | Hernandez | Portantino | |
| De La Torre | Huffman | Ruskin | |
| Eng | Jones | Salas | |

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—54

| | | | |
|---------------|----------|-----------|--------------|
| Adams | Cook | Hagman | Pérez, V.M. |
| Anderson | Davis | Hall | Price |
| Arambula | De León | Harkey | Saldaña |
| Berryhill, B. | Duvall | Hill | Silva |
| Berryhill, T. | Emmerson | Huber | Skinner |
| Blakeslee | Evans | Jeffries | Smyth |
| Block | Feuer | Knight | Solorio |
| Blumenfield | Fletcher | Krekorian | Strickland |
| Brownley | Fuentes | Logue | Torres |
| Buchanan | Fuller | Miller | Tran |
| Caballero | Gaines | Nestande | Villines |
| Carter | Galgiani | Niello | Mme. Speaker |
| Chesbro | Garrick | Nielsen | |
| Conway | Gilmore | Pérez, J. | |

NOES—21

| | | | |
|-------------|-----------|------------|-----------|
| Ammiano | Fong | Ma | Swanson |
| Beall | Furutani | Mendoza | Torlakson |
| Calderon | Hayashi | Monning | Yamada |
| Coto | Hernandez | Portantino | |
| De La Torre | Huffman | Ruskin | |
| Eng | Jones | Salas | |

Bill ordered transmitted to the Senate.

RECESS

By unanimous consent, at 1:29 a.m., Speaker pro Tempore Saldaña declared the Assembly recessed to reconvene Second Extraordinary Session.

RECONVENED

At 2:41 a.m., the Assembly reconvened.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly, presiding.

**CONSIDERATION OF SENATE BILL NO. 1, AS AMENDED,
BY UNANIMOUS CONSENT**

Assembly Member Evans was granted unanimous consent to take up Senate Bill No. 1, as amended, without reference to print or file, for purpose of consideration.

SENATE BILL NO. 1 (Ducheny)—An act making appropriations for the support of the government of the State of California and for several public purposes in accordance with the provisions of Section 12 of Article IV of the Constitution of the State of California, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Evans.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—58

| | | | |
|---------------|-------------|-------------|--------------|
| Adams | Davis | Huber | Price |
| Ammiano | De La Torre | Huffman | Ruskin |
| Arambula | De León | Jones | Salas |
| Beall | Eng | Krekorian | Saldaña |
| Berryhill, B. | Evans | Lieu | Skinner |
| Berryhill, T. | Feuer | Lowenthal | Smyth |
| Block | Fletcher | Ma | Solorio |
| Blumenfield | Fong | Mendoza | Swanson |
| Brownley | Fuentes | Monning | Torlakson |
| Buchanan | Furutani | Nava | Torres |
| Caballero | Galgiani | Nestande | Torrico |
| Calderon | Hall | Niello | Yamada |
| Carter | Hayashi | Pérez, J. | Mme. Speaker |
| Chesbro | Hernandez | Pérez, V.M. | |
| Coto | Hill | Portantino | |

NOES—21

| | | | |
|-----------|----------|----------|------------|
| Anderson | Emmerson | Harkey | Silva |
| Blakeslee | Fuller | Jeffries | Strickland |
| Conway | Gaines | Knight | Tran |
| Cook | Garrick | Logue | |
| DeVore | Gilmore | Miller | |
| Duvall | Hagman | Nielsen | |

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—58

| | | | |
|---------------|-------------|-------------|--------------|
| Adams | Davis | Huber | Price |
| Ammiano | De La Torre | Huffman | Ruskin |
| Arambula | De León | Jones | Salas |
| Beall | Eng | Krekorian | Saldaña |
| Berryhill, B. | Evans | Lieu | Skinner |
| Berryhill, T. | Feuer | Lowenthal | Smyth |
| Block | Fletcher | Ma | Solorio |
| Blumenfield | Fong | Mendoza | Swanson |
| Brownley | Fuentes | Monning | Torlakson |
| Buchanan | Furutani | Nava | Torres |
| Caballero | Galgiani | Nestande | Torrico |
| Calderon | Hall | Niello | Yamada |
| Carter | Hayashi | Pérez, J. | Mme. Speaker |
| Chesbro | Hernandez | Pérez, V.M. | |
| Coto | Hill | Portantino | |

NOES—21

| | | | |
|-----------|----------|----------|------------|
| Anderson | Emmerson | Harkey | Silva |
| Blakeslee | Fuller | Jeffries | Strickland |
| Conway | Gaines | Knight | Tran |
| Cook | Garrick | Logue | |
| DeVore | Gilmore | Miller | |
| Duvall | Hagman | Nielsen | |

Vote Changes

By unanimous consent, the following vote changes were permitted on Senate Bill No. 1: Assembly Members Blakeslee, Conway, and Emmerson from “Aye” to “No”.

Bill ordered transmitted to the Senate.

CAUCUS ANNOUNCEMENTS

At 2:43 a.m., Speaker pro Tempore Saldaña was granted unanimous consent that the Democratic Caucus be permitted to meet in the Assembly Lounge.

MESSAGES FROM THE SENATE

Senate Chamber, February 15, 2009

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 9

And respectfully requests the Assembly to concur in said amendments.

GREGORY P. SCHMIDT, Secretary of the Senate

By David Valverde, Assistant Secretary

Above bill ordered to unfinished business file.

RECESS

By unanimous consent, at 2:44 a.m., Speaker pro Tempore Saldaña declared the Assembly recessed.

RECONVENED

At 5:34 p.m., the Assembly reconvened.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly, presiding.

RECESS

By unanimous consent, at 5:48 p.m., Speaker pro Tempore Saldaña declared the Assembly recessed to reconvene Second Extraordinary Session.

RECONVENED

At 9:17 p.m., the Assembly reconvened.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly, presiding.

**MOTION TO RECONSIDER ASSEMBLY BILL NO. 5
ON NEXT LEGISLATIVE DAY**

Assembly Member Torrico moved to reconsider on the next legislative day the vote whereby the Assembly concurred in Senate amendments to Assembly Bill No. 5.

Assembly Bill No. 5 ordered to the unfinished business file.

**MOTION TO RECONSIDER ASSEMBLY BILL NO. 11
ON NEXT LEGISLATIVE DAY**

Assembly Member Torrico moved to reconsider on the next legislative day the vote whereby the Assembly concurred in Senate amendments to Assembly Bill No. 11.

Assembly Bill No. 11 ordered to the unfinished business file.

**MOTION TO RECONSIDER ASSEMBLY BILL NO. 12
ON NEXT LEGISLATIVE DAY**

Assembly Member Torrico moved to reconsider on the next legislative day the vote whereby the Assembly concurred in Senate amendments to Assembly Bill No. 12.

Assembly Bill No. 12 ordered to the unfinished business file.

**MOTION TO RECONSIDER ASSEMBLY BILL NO. 13
ON NEXT LEGISLATIVE DAY**

Assembly Member Torrico moved to reconsider on the next legislative day the vote whereby the Assembly concurred in Senate amendments to Assembly Bill No. 13.

Assembly Bill No. 13 ordered to the unfinished business file.

**MOTION TO RECONSIDER ASSEMBLY BILL NO. 15
ON NEXT LEGISLATIVE DAY**

Assembly Member Torrico moved to reconsider on the next legislative day the vote whereby the Assembly concurred in Senate amendments to Assembly Bill No. 15.

Assembly Bill No. 15 ordered to the unfinished business file.

VOTE ADDS

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

Senate Bill No. 2 and Urgency: De La Torre—Aye; Strickland—No.

Senate Bill No. 4 and Urgency: Blakeslee—Aye; Torlakson—No.

Senate Bill No. 6 and Urgency: Calderon—Aye; Strickland and Swanson—No.

Resolution to Invoke Constitution, Relative to Assembly Constitutional Amendment No. 2: De León, Hagman, Lowenthal, Mendoza, and Strickland—Aye; DeVore and Miller—No.

Resolution to Invoke Constitution, Relative to Assembly Constitutional Amendment No. 1: Berryhill, T. and Pérez, V.M.—Aye; Miller—No.

Assembly Constitutional Amendment No. 1: Blakeslee—Aye; Mendoza—No.

Senate Bill No. 13 and Urgency: Blakeslee and DeVore—No.

Senate Bill No. 5 and Urgency: Buchanan—Aye.

Senate Bill No. 7 and Urgency: Strickland—Aye; Duvall—No.

Senate Bill No. 10 and Urgency: Davis and Duvall—Aye.

Senate Bill No. 14 and Urgency: Berryhill, T. and Duvall—Aye.

Assembly Constitutional Amendment No. 2: Miller—No.

Senate Bill No. 11 and Urgency: Gaines—No.

Senate Bill No. 12 and Urgency: Hagman—No.

Resolution to Invoke Constitution, Relative to Senate Bill No. 9:
Berryhill, T.—Aye; DeVore and Miller—No.

Senate Bill No. 9 and Urgency, Torrico Motion to Table Garrick Amendments, Set 2: Anderson—No.

Senate Bill No. 9 and Urgency, Torrico Motion to Table Garrick Amendments, Set 3: Adams—No.

Senate Bill No. 9 and Urgency: Adams and Nestande—Aye.

Senate Bill No. 1 and Urgency: Adams and Niello—Aye; Cook and Fuller—No.

RECESS

By unanimous consent, at 9:18 p.m., Speaker pro Tempore Saldaña declared the Assembly recessed to reconvene Regular Session.

ADJOURNMENT

At 9:20 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

SUE PARKER, Assistant Chief Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON FEBRUARY 14, 2009

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

| SB | RN |
|-----------|-----------|
| 2 | 0908797 |
| 4 | 0908829 |
| 5 | 0908539 |
| 6 | 0908518 |
| 7 | 0908599 |
| 8 | 0908858 |
| 9 | 0908678 |
| 10 | 0908412 |
| 11 | 0908718 |
| 12 | 0908703 |
| 13 | 0908705 |
| 14 | 0908575 |
| 15 | 0908826 |

Daily Total: 13

Cumulative Total: 52

Amendments were considered by the Assembly, but not adopted, to the following measure:

SB

- 9 (Garrick amendments—Set 2, RN0908851, laid upon the table)
(Garrick amendments—Set 3, RN0908849, laid upon the table)

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON FEBRUARY 15, 2009**

The following measure was amended in the Assembly on this day:

SB RN**1 0908652****Daily Total: 1****Cumulative Total: 53**

CALIFORNIA LEGISLATURE
2009–10 THIRD EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, February 19, 2009

THIRTEENTH SESSION DAY

FORTY-SIXTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, February 19, 2009

The Assembly met at 4:32 a.m.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly,
presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Elizabeth Potter reading.

ROLL CALL

The roll was called and the following answered to their names—80:

| | | | |
|-----------------|-------------|-----------|------------------|
| Adams | De La Torre | Hayashi | Pérez, John |
| Ammiano | De León | Hernandez | Pérez, V. Manuel |
| Anderson | DeVore | Hill | Portantino |
| Arambula | Duvall | Huber | Price |
| Beall | Emmerson | Huffman | Ruskin |
| Berryhill, Bill | Eng | Jeffries | Salas |
| Berryhill, Tom | Evans | Jones | Saldaña |
| Blakeslee | Feuer | Knight | Silva |
| Block | Fletcher | Krekorian | Skinner |
| Blumenfield | Fong | Lieu | Smyth |
| Brownley | Fuentes | Logue | Solorio |
| Buchanan | Fuller | Lowenthal | Strickland |
| Caballero | Furutani | Ma | Swanson |
| Calderon | Gaines | Mendoza | Torlakson |
| Carter | Galgiani | Miller | Torres |
| Chesbro | Garrick | Monning | Torrico |
| Conway | Gilmore | Nava | Tran |
| Cook | Hagman | Nestande | Villines |
| Coto | Hall | Niello | Yamada |
| Davis | Harkey | Nielsen | Mme. Speaker |

Quorum present.

PRAYER

Upon invitation of Speaker pro Tempore Saldaña, the following prayer was offered by Assembly Member Ted W. Lieu, of the 53rd Assembly District:

Living and True God, We invoke Your blessing upon the legislators gathered here. Direct them to act justly, to love tenderly, and to walk humbly with our God, as they represent the aspirations of the people of California.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Saldaña, Assembly Member Fuentes 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 Torrico, seconded by Assembly Member Knight.

BILLS WITHDRAWN FROM COMMITTEE AND PLACED ON FILE

Assembly Member Krekorian was granted unanimous consent that Senate Bills Nos. 19 and 20 be withdrawn from the Committee on Rules and placed on the third reading file.

**CONSIDERATION OF SENATE BILL NO. 20
BY UNANIMOUS CONSENT**

Assembly Member Evans was granted unanimous consent to take up Senate Bill No. 20 without reference to file, for purpose of amendment.

SENATE BILL NO. 20 (Ducheny)—An act relating to the Budget Act of 2008.
Bill read third time.

Motion to Amend

Assembly Member Evans moved the adoption of amendments.
Amendments read and adopted; bill ordered reprinted.

**Consideration of Senate Bill No. 20, as Amended
By Unanimous Consent**

Assembly Member Evans was granted unanimous consent to take up Senate Bill No. 20, as amended, without reference to print or file, for purpose of consideration.

SENATE BILL NO. 20 (Maldonado)—An act to amend and supplement the Budget Act of 2009 by amending Item 0840-001-0001 of Section 2.00 of that act, relating to the State Budget, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Evans.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—57

| | | | |
|---------------|-------------|-----------|--------------|
| Adams | De La Torre | Harkey | Portantino |
| Ammiano | De León | Hayashi | Price |
| Anderson | DeVore | Hernandez | Saldaña |
| Arambula | Duvall | Hill | Silva |
| Berryhill, B. | Emmerson | Huber | Smyth |
| Berryhill, T. | Evans | Jeffries | Solorio |
| Blakeslee | Fletcher | Knight | Strickland |
| Block | Fuentes | Logue | Torres |
| Buchanan | Fuller | Lowenthal | Torrico |
| Caballero | Gaines | Miller | Tran |
| Calderon | Galgiani | Monning | Villines |
| Chesbro | Garrick | Nestande | Mme. Speaker |
| Conway | Gilmore | Niello | |
| Cook | Hagman | Nielsen | |
| Davis | Hall | Pérez, J. | |

NOES—4

| | | | |
|------|-------|---------|--------|
| Coto | Feuer | Huffman | Yamada |
|------|-------|---------|--------|

The question being on the passage of the bill.
Bill passed by the following vote:

AYES—57

| | | | |
|---------------|-------------|-----------|--------------|
| Adams | De La Torre | Harkey | Portantino |
| Ammiano | De León | Hayashi | Price |
| Anderson | DeVore | Hernandez | Saldaña |
| Arambula | Duvall | Hill | Silva |
| Berryhill, B. | Emmerson | Huber | Smyth |
| Berryhill, T. | Evans | Jeffries | Solorio |
| Blakeslee | Fletcher | Knight | Strickland |
| Block | Fuentes | Logue | Torres |
| Buchanan | Fuller | Lowenthal | Torrico |
| Caballero | Gaines | Miller | Tran |
| Calderon | Galgiani | Monning | Villines |
| Chesbro | Garrick | Nestande | Mme. Speaker |
| Conway | Gilmore | Niello | |
| Cook | Hagman | Nielsen | |
| Davis | Hall | Pérez, J. | |

NOES—4

| | | | |
|------|-------|---------|--------|
| Coto | Feuer | Huffman | Yamada |
|------|-------|---------|--------|

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 20: Assembly Member Ruskin from “Aye” to “Not Voting”.

Bill ordered transmitted to the Senate immediately.

**CONSIDERATION OF SENATE BILL NO. 19
BY UNANIMOUS CONSENT**

Assembly Member Evans was granted unanimous consent to take up Senate Bill No. 19 without reference to file, for purpose of amendment.

SENATE BILL NO. 19 (Ducheny)—An act relating to the Budget Act of 2008.
Bill read third time.

Motion to Amend

Assembly Member Evans moved the adoption of amendments.
Amendments read and adopted; bill ordered reprinted.

**Consideration of Senate Bill No. 19, as Amended,
by Unanimous Consent**

Assembly Member Evans was granted unanimous consent to take up Senate Bill No. 19, as amended, without reference to print or file, for purpose of consideration.

SENATE BILL NO. 19 (Ducheny)—An act calling an election, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Evans.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—58

| | | | |
|---------------|-------------|-----------|--------------|
| Adams | De La Torre | Hernandez | Pérez, J. |
| Arambula | De León | Hill | Price |
| Beall | Emmerson | Huber | Ruskin |
| Berryhill, B. | Evans | Huffman | Salas |
| Berryhill, T. | Feuer | Knight | Saldaña |
| Blakeslee | Fletcher | Krekorian | Skinner |
| Block | Fong | Lieu | Smyth |
| Blumenfield | Fuentes | Lowenthal | Solorio |
| Buchanan | Fuller | Ma | Strickland |
| Caballero | Furutani | Mendoza | Torlakson |
| Calderon | Galgiani | Monning | Torrico |
| Carter | Garrick | Nava | Villines |
| Cook | Gilmore | Nestande | Mme. Speaker |
| Coto | Hall | Niello | |
| Davis | Hayashi | Nielsen | |

NOES—12

| | | | |
|----------|--------|----------|--------|
| Anderson | Gaines | Jeffries | Silva |
| DeVore | Hagman | Logue | Tran |
| Duvall | Harkey | Miller | Yamada |

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—58

| | | | |
|---------------|-------------|-----------|--------------|
| Adams | De La Torre | Hernandez | Pérez, J. |
| Arambula | De León | Hill | Price |
| Beall | Emmerson | Huber | Ruskin |
| Berryhill, B. | Evans | Huffman | Salas |
| Berryhill, T. | Feuer | Knight | Saldaña |
| Blakeslee | Fletcher | Krekorian | Skinner |
| Block | Fong | Lieu | Smyth |
| Blumenfield | Fuentes | Lowenthal | Solorio |
| Buchanan | Fuller | Ma | Strickland |
| Caballero | Furutani | Mendoza | Torlakson |
| Calderon | Galgiani | Monning | Torrico |
| Carter | Garrick | Nava | Villines |
| Cook | Gilmore | Nestande | Mme. Speaker |
| Coto | Hall | Niello | |
| Davis | Hayashi | Nielsen | |

NOES—12

| | | | |
|----------|--------|----------|--------|
| Anderson | Gaines | Jeffries | Silva |
| DeVore | Hagman | Logue | Tran |
| Duvall | Harkey | Miller | Yamada |

Bill ordered transmitted to the Senate immediately.

RECESS

By unanimous consent, at 5:28 a.m., Speaker pro Tempore Saldaña declared the Assembly recessed to reconvene Regular Session.

RECONVENED

At 6:06 a.m., the Assembly reconvened.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly, presiding.

MESSAGES FROM THE SENATE

Senate Chamber, February 19, 2009

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

Assembly Constitutional Amendment No. 1

Assembly Constitutional Amendment No. 2

GREGORY P. SCHMIDT, Secretary of the Senate

By David Valverde, Assistant Secretary

Above resolutions ordered enrolled.

Senate Chamber, February 19, 2009

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 3

Assembly Bill No. 16

Assembly Bill No. 17

And respectfully requests the Assembly to concur in said amendments.

GREGORY P. SCHMIDT, Secretary of the Senate

By David Valverde, Assistant Secretary

Above bills ordered to unfinished business file.

**CONSIDERATION OF SENATE AMENDMENTS TO ASSEMBLY BILL No. 3
BY UNANIMOUS CONSENT**

Assembly Member Evans was granted unanimous consent to take up consideration of Senate amendments to Assembly Bill No. 3, without reference to file.

ASSEMBLY BILL NO. 3 (Evans)—An act to add Section 99040 to the Government Code, to amend Sections 17041, 17054, and 17062 of, to amend and add Sections 10752 and 10752.1 of, and to add Sections 6051.7, 6201.7, and 10752.2 to, the Revenue and Taxation Code, relating to taxation, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read.

Parliamentary Inquiry

Assembly Member Blakeslee arose to the following parliamentary inquiry:

Is it appropriate for the presiding officer to provide narration of debate rather than direction to the House?

Reply by Speaker pro Tempore Saldaña

The Speaker pro Tempore replied in the affirmative.

Announcement

Speaker pro Tempore Saldaña announced that pursuant to Assembly Rule 117.5 use of cellular telephones is prohibited on the Floor during the Session.

Further Consideration of Assembly Bill No. 3

The question being on the adoption of the urgency clause.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Evans moved a call of the Assembly.

Motion carried. Time, 6:32 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

RECESS

By unanimous consent, at 6:33 a.m., Speaker pro Tempore Saldaña declared the Assembly recessed to reconvene the Regular Session.

RECONVENED

At 6:34 a.m., the Assembly reconvened.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly, presiding.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
URGENCY AND CONCURRENCE IN SENATE AMENDMENTS
TO ASSEMBLY BILL NO. 3**

At 6:35 a.m., on motion of Assembly Member Evans, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The urgency clause to Assembly Bill No. 3 adopted by the following vote:

AYES—54

| | | | |
|-------------|-------------|-------------|--------------|
| Adams | De La Torre | Huffman | Ruskin |
| Ammiano | De León | Jones | Salas |
| Arambula | Eng | Krekorian | Saldaña |
| Beall | Evans | Lieu | Skinner |
| Block | Feuer | Lowenthal | Solorio |
| Blumenfield | Fong | Ma | Swanson |
| Brownley | Fuentes | Mendoza | Torlakson |
| Buchanan | Furutani | Monning | Torres |
| Caballero | Galgiani | Nava | Torrico |
| Calderon | Hall | Niello | Villines |
| Carter | Hayashi | Pérez, J. | Yamada |
| Chesbro | Hernandez | Pérez, V.M. | Mme. Speaker |
| Coto | Hill | Portantino | |
| Davis | Huber | Price | |

NOES—26

| | | | |
|---------------|----------|----------|------------|
| Anderson | Duvall | Hagman | Nielsen |
| Berryhill, B. | Emmerson | Harkey | Silva |
| Berryhill, T. | Fletcher | Jeffries | Smyth |
| Blakeslee | Fuller | Knight | Strickland |
| Conway | Gaines | Logue | Tran |
| Cook | Garrick | Miller | |
| DeVore | Gilmore | Nestande | |

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—54

| | | | |
|-------------|-------------|-------------|--------------|
| Adams | De La Torre | Huffman | Ruskin |
| Ammiano | De León | Jones | Salas |
| Arambula | Eng | Krekorian | Saldaña |
| Beall | Evans | Lieu | Skinner |
| Block | Feuer | Lowenthal | Solorio |
| Blumenfield | Fong | Ma | Swanson |
| Brownley | Fuentes | Mendoza | Torlakson |
| Buchanan | Furutani | Monning | Torres |
| Caballero | Galgiani | Nava | Torrico |
| Calderon | Hall | Niello | Villines |
| Carter | Hayashi | Pérez, J. | Yamada |
| Chesbro | Hernandez | Pérez, V.M. | Mme. Speaker |
| Coto | Hill | Portantino | |
| Davis | Huber | Price | |

NOES—26

| | | | |
|---------------|----------|----------|------------|
| Anderson | Duvall | Hagman | Nielsen |
| Berryhill, B. | Emmerson | Harkey | Silva |
| Berryhill, T. | Fletcher | Jeffries | Smyth |
| Blakeslee | Fuller | Knight | Strickland |
| Conway | Gaines | Logue | Tran |
| Cook | Garrick | Miller | |
| DeVore | Gilmore | Nestande | |

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS TO ASSEMBLY BILL NO. 16
BY UNANIMOUS CONSENT**

Assembly Member Evans was granted unanimous consent to take up consideration of Senate amendments to Assembly Bill No. 16, without reference to file.

ASSEMBLY BILL NO. 16 (Evans)—An act to add and repeal Section 99030 of the Government Code, relating to state finance, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—63

| | | | |
|---------------|-------------|-----------|--------------|
| Adams | Coto | Harkey | Niello |
| Ammiano | Davis | Hayashi | Nielsen |
| Arambula | De La Torre | Hill | Pérez, V.M. |
| Beall | De León | Huber | Price |
| Berryhill, B. | Eng | Huffman | Ruskin |
| Berryhill, T. | Evans | Jeffries | Salas |
| Blakeslee | Feuer | Jones | Saldaña |
| Block | Fletcher | Krekorian | Smyth |
| Blumenfield | Fong | Lieu | Solorio |
| Buchanan | Fuentes | Logue | Strickland |
| Caballero | Fuller | Lowenthal | Torlakson |
| Calderon | Gaines | Ma | Torres |
| Carter | Galgiani | Mendoza | Torrico |
| Chesbro | Garrick | Miller | Villines |
| Conway | Gilmore | Monning | Mme. Speaker |
| Cook | Hall | Nava | |

NOES—11

| | | | |
|----------|----------|----------|--------|
| Anderson | Furutani | Nestande | Tran |
| DeVore | Hagman | Silva | Yamada |
| Emmerson | Knight | Swanson | |

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—63

| | | | |
|---------------|-------------|-----------|--------------|
| Adams | Coto | Harkey | Niello |
| Ammiano | Davis | Hayashi | Nielsen |
| Arambula | De La Torre | Hill | Pérez, V.M. |
| Beall | De León | Huber | Price |
| Berryhill, B. | Eng | Huffman | Ruskin |
| Berryhill, T. | Evans | Jeffries | Salas |
| Blakeslee | Feuer | Jones | Saldaña |
| Block | Fletcher | Krekorian | Smyth |
| Blumenfield | Fong | Lieu | Solorio |
| Buchanan | Fuentes | Logue | Strickland |
| Caballero | Fuller | Lowenthal | Torlakson |
| Calderon | Gaines | Ma | Torres |
| Carter | Galgiani | Mendoza | Torrico |
| Chesbro | Garrick | Miller | Villines |
| Conway | Gilmore | Monning | Mme. Speaker |
| Cook | Hall | Nava | |

NOES—11

| | | | |
|----------|----------|----------|--------|
| Anderson | Furutani | Nestande | Tran |
| DeVore | Hagman | Silva | Yamada |
| Emmerson | Knight | Swanson | |

Vote Changes

By unanimous consent, the following vote change was permitted on the urgency clause and on Concurrence in Senate Amendments to Assembly Bill No. 16: Assembly Member Skinner from “Aye” to “Not Voting”.

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS TO ASSEMBLY BILL NO. 17
BY UNANIMOUS CONSENT**

Assembly Member Evans was granted unanimous consent to take up consideration of Senate amendments to Assembly Bill No. 17, without reference to file.

ASSEMBLY BILL NO. 17 (Evans)—An act to amend Sections 130105 and 130150 of the Health and Safety Code, to amend Section 30131.4 of, and to add Section 30131.45 to, the Revenue and Taxation Code, relating to children, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—75

| | | | |
|---------------|-------------|-----------|--------------|
| Adams | De La Torre | Hill | Pérez, V.M. |
| Ammiano | De León | Huber | Portantino |
| Arambula | Duvall | Huffman | Price |
| Beall | Emmerson | Jeffries | Ruskin |
| Berryhill, B. | Eng | Jones | Salas |
| Berryhill, T. | Evans | Knight | Saldaña |
| Blakeslee | Feuer | Krekorian | Silva |
| Block | Fletcher | Lieu | Skinner |
| Blumenfield | Fong | Logue | Smyth |
| Brownley | Fuentes | Lowenthal | Strickland |
| Buchanan | Fuller | Ma | Swanson |
| Caballero | Furutani | Mendoza | Torlakson |
| Calderon | Gaines | Miller | Torres |
| Carter | Galgiani | Monning | Torrico |
| Chesbro | Garrick | Nava | Tran |
| Conway | Hall | Nestande | Villines |
| Cook | Harkey | Niello | Yamada |
| Coto | Hayashi | Nielsen | Mme. Speaker |
| Davis | Hernandez | Pérez, J. | |

NOES—3

| | | |
|----------|---------|--------|
| Anderson | Gilmore | Hagman |
|----------|---------|--------|

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—75

| | | | |
|---------------|-------------|-----------|--------------|
| Adams | De La Torre | Hill | Pérez, V.M. |
| Ammiano | De León | Huber | Portantino |
| Arambula | Duvall | Huffman | Price |
| Beall | Emmerson | Jeffries | Ruskin |
| Berryhill, B. | Eng | Jones | Salas |
| Berryhill, T. | Evans | Knight | Saldaña |
| Blakeslee | Feuer | Krekorian | Silva |
| Block | Fletcher | Lieu | Skinner |
| Blumenfield | Fong | Logue | Smyth |
| Brownley | Fuentes | Lowenthal | Strickland |
| Buchanan | Fuller | Ma | Swanson |
| Caballero | Furutani | Mendoza | Torlakson |
| Calderon | Gaines | Miller | Torres |
| Carter | Galgiani | Monning | Torrico |
| Chesbro | Garrick | Nava | Tran |
| Conway | Hall | Nestande | Villines |
| Cook | Harkey | Niello | Yamada |
| Coto | Hayashi | Nielsen | Mme. Speaker |
| Davis | Hernandez | Pérez, J. | |

NOES—3

| | | |
|----------|---------|--------|
| Anderson | Gilmore | Hagman |
|----------|---------|--------|

Above bill ordered enrolled.

CONSIDERATION OF DAILY FILE

UNFINISHED BUSINESS

MOTION TO RECONSIDER BILLS LAPSED

The motions to reconsider the votes on Assembly Bills Nos. 5, 11, 12, 13, and 15 lapsed.

Assembly Bills Nos. 5, 11, 12, 13, and 15 ordered enrolled.

VOTE ADDS

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

Senate Bill No. 20 and Urgency: Adams, Duvall, and Portantino—Aye; Coto—No.

Senate Bill No. 19 and Urgency: Adams, Knight, and Strickland—Aye; Duvall, Silva, and Tran—No.

Assembly Bill No. 16, Urgency and Concurrence: Chesbro, Cook, Garrick, and Jones—Aye; Anderson and Tran—No.

RECESS

By unanimous consent, at 6:42 a.m., Speaker pro Tempore Saldaña declared the Assembly recessed to reconvene the Second Extraordinary Session.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, February 19, 2009

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

Assembly Bill No. 3

Assembly Bill No. 13

Assembly Bill No. 5

Assembly Bill No. 15

Assembly Bill No. 11

Assembly Bill No. 16

Assembly Bill No. 12

Assembly Bill No. 17

And reports the same correctly enrolled, and presented to the Governor on the 19th day of February, 2009, at 11 a.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, February 19, 2009

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

Assembly Constitutional Amendment No. 1

Assembly Constitutional Amendment No. 2

And reports the same correctly enrolled, and presented to the Secretary of State on the 19th day of February, 2009, at 11:15 a.m.

E. DOTSON WILSON, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber, February 19, 2009

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 1

Senate Bill No. 2

Senate Bill No. 10

Senate Bill No. 6

Senate Bill No. 14

Senate Bill No. 7

Senate Bill No. 20

Senate Bill No. 4

Senate Bill No. 19

Senate Bill No. 15

Senate Bill No. 8

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

ADJOURNMENT

At 4 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

SUE PARKER, Assistant Chief Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON FEBRUARY 19, 2009**

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

| SB | RN |
|----|----|
|----|----|

| | |
|----|---------|
| 19 | 0909091 |
|----|---------|

| | |
|----|---------|
| 20 | 0909066 |
|----|---------|

| | |
|---------------------|----------|
| Daily Total: | 2 |
|---------------------|----------|

| | |
|--------------------------|------------|
| Cumulative Total: | 155 |
|--------------------------|------------|

CALIFORNIA LEGISLATURE
2009–10 THIRD EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, February 26, 2009

FOURTEENTH SESSION DAY

FIFTY-THIRD CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, February 26, 2009

The Assembly met at 11:08 a.m.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly,
presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Elizabeth Potter reading.

ROLL CALL

The roll was called, and the following answered to their names—76:

| | | | |
|-----------------|----------|-----------|------------------|
| Ammiano | De León | Hernandez | Pérez, John |
| Anderson | DeVore | Hill | Pérez, V. Manuel |
| Arambula | Duvall | Huber | Portantino |
| Beall | Emmerson | Huffman | Price |
| Berryhill, Bill | Eng | Jeffries | Ruskin |
| Berryhill, Tom | Evans | Jones | Salas |
| Blakeslee | Feuer | Knight | Saldaña |
| Block | Fong | Krekorian | Silva |
| Blumenfield | Fuentes | Lieu | Skinner |
| Brownley | Fuller | Logue | Solorio |
| Buchanan | Furutani | Lowenthal | Strickland |
| Caballero | Gaines | Ma | Swanson |
| Calderon | Galgiani | Mendoza | Torlakson |
| Carter | Garrick | Miller | Torres |
| Chesbro | Gilmore | Monning | Torrico |
| Conway | Hagman | Nava | Tran |
| Cook | Hall | Nestande | Villines |
| Coto | Harkey | Niello | Yamada |
| De La Torre | Hayashi | Nielsen | Mme. Speaker |

Quorum present.

PRAYER

Upon invitation of Speaker Bass, the following prayer was offered by Assembly Alternate Chaplain Pastor Ivan L. Williams, Sr.:

Sovereign Lord and God, We stand in awe of Your presence and power. We thank You for Your steadfast consistency of sunshine and rain, of grace and law, and of pity and potency.

Thank You for these servants of the people of the great State of California. Give these servants a continued clarity of purpose, sacrifice, and selflessness to do the job. Help them to remain faithful to their moral calling, and, Oh God, on this day of commemoration, culmination, and celebration of a people of African descent, grant to all the real belief that anything is possible through You.

In Thy Precious Name we pray.—AMEN!

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker Bass, Assembly Member Carter 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 Torrico, seconded by Assembly Member Blakeslee.

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 Members Adams, Davis, and Smyth.

Because of illness in his family: Assembly Member Fletcher.

(NOTE: For letters explaining the absences of Assembly Members Adams, Davis, and Smyth on this day on legislative business pursuant to the Assembly Rules, see Assembly Journal for the Regular Session for this day.)

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

February 26, 2009

E. Dotson Wilson

*Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: This is to advise you that I have appointed Assemblymembers Paul Fong, Norma Torres and Mariko Yamada to replace Assemblymembers Paul Krekorian, Fiona Ma, and John A. Pérez on the Assembly Rules Committee in the 2009–10 Third Extraordinary Session for today's hearing.

Sincerely,

KAREN BASS
Speaker of the Assembly

February 26, 2009

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: This is to advise you that I have appointed the following membership to the Assembly Appropriations Committee for the 2009–10 Third Extraordinary Session:

Assemblymember Kevin De León, Chair
Assemblymember Jim Nielsen, Vice Chair
Assemblymember Tom Ammiano
Assemblymember Charles Calderon
Assemblymember Mike Davis
Assemblymember Mike Duvall
Assemblymember Felipe Fuentes
Assemblymember Isadore Hall
Assemblymember Diane Harkey
Assemblymember Dave Jones
Assemblymember Jeff Miller
Assemblymember John A. Pérez
Assemblymember Curren Price
Assemblymember Nancy Skinner
Assemblymember Jose Solorio
Assemblymember Audra Strickland
Assemblymember Tom Torlakson

Sincerely,

KAREN BASS
Speaker of the Assembly

February 26, 2009

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: This is to advise you that I have appointed the following membership to the Assembly Insurance Committee for the 2009–10 Third Extraordinary Session:

Assemblymember Joe Coto, Chair
Assemblymember Martin Garrick, Vice Chair
Assemblymember Sam Blakeslee
Assemblymember Charles Calderon
Assemblymember Wilmer Carter
Assemblymember Mike Feuer
Assemblymember Mary Hayashi
Assemblymember Pedro Nava
Assemblymember Roger Niello
Assemblymember Norma Torres

Sincerely,

KAREN BASS
Speaker of the Assembly

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bill was referred to committee:

Assembly

Bill No.

23

Committee

Ins.

MESSAGES FROM THE SENATE

Senate Chamber, February 26, 2009

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 18

And respectfully requests the Assembly to concur in said amendments.

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

Above bill ordered to unfinished business file.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Evans was granted unanimous consent to permit consideration of Senate amendments to Assembly Bill No. 18, without reference to file.

ASSEMBLY BILL NO. 18 (Evans)—An act relating to elections, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—71

| | | | |
|---------------|-------------|-----------|--------------|
| Ammiano | De La Torre | Hernandez | Pérez, V.M. |
| Anderson | De León | Hill | Portantino |
| Arambula | DeVore | Huber | Price |
| Beall | Duvall | Huffman | Ruskin |
| Berryhill, B. | Emmerson | Jeffries | Salas |
| Berryhill, T. | Eng | Jones | Saldaña |
| Blakeslee | Evans | Knight | Silva |
| Block | Feuer | Krekorian | Skinner |
| Blumenfield | Fong | Logue | Solorio |
| Brownley | Fuller | Lowenthal | Strickland |
| Buchanan | Gaines | Ma | Swanson |
| Caballero | Galgiani | Miller | Torlakson |
| Calderon | Garrick | Monning | Torres |
| Carter | Gilmore | Nava | Tran |
| Chesbro | Hagman | Nestande | Villines |
| Conway | Hall | Niello | Yamada |
| Cook | Harkey | Nielsen | Mme. Speaker |
| Coto | Hayashi | Pérez, J. | |

NOES—None

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—71

| | | | |
|---------------|-------------|-----------|--------------|
| Ammiano | De La Torre | Hernandez | Pérez, V.M. |
| Anderson | De León | Hill | Portantino |
| Arambula | DeVore | Huber | Price |
| Beall | Duvall | Huffman | Ruskin |
| Berryhill, B. | Emmerson | Jeffries | Salas |
| Berryhill, T. | Eng | Jones | Saldaña |
| Blakeslee | Evans | Knight | Silva |
| Block | Feuer | Krekorian | Skinner |
| Blumenfield | Fong | Logue | Solorio |
| Brownley | Fuller | Lowenthal | Strickland |
| Buchanan | Gaines | Ma | Swanson |
| Caballero | Galgiani | Miller | Torlakson |
| Calderon | Garrick | Monning | Torres |
| Carter | Gilmore | Nava | Tran |
| Chesbro | Hagman | Nestande | Villines |
| Conway | Hall | Niello | Yamada |
| Cook | Harkey | Nielsen | Mme. Speaker |
| Coto | Hayashi | Pérez, J. | |

NOES—None

Above bill ordered enrolled.

VOTE ADDS

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

Assembly Bill No. 18, Urgency and Concurrence: Anderson, Duvall, Galgiani, and Solorio—Aye.

RECESS

By unanimous consent, at 11:12 a.m., Speaker pro Tempore Saldaña declared the Assembly recessed.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, February 26, 2009

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

Assembly Bill No. 18

And reports the same correctly enrolled, and presented to the Governor on the 26th day of February, 2009, at 4:45 p.m.

E. DOTSON WILSON, Chief Clerk

ADJOURNMENT

At 5 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

SUE PARKER, Assistant Chief Clerk

CALIFORNIA LEGISLATURE
2009–10 THIRD EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Monday, March 2, 2009
FIFTEENTH SESSION DAY
FIFTY-SEVENTH CALENDAR DAY
AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, March 2, 2009

The Assembly met at 12:03 p.m.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly,
presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Elizabeth Potter reading.

ROLL CALL

The following were placed upon the morning roll call—76:

| | | | |
|-----------------|-------------|-----------|------------------|
| Adams | De La Torre | Hernandez | Pérez, John |
| Ammiano | De León | Hill | Pérez, V. Manuel |
| Anderson | DeVore | Huber | Portantino |
| Arambula | Duvall | Huffman | Price |
| Beall | Emmerson | Jeffries | Ruskin |
| Berryhill, Bill | Eng | Jones | Salas |
| Berryhill, Tom | Evans | Knight | Saldaña |
| Blakeslee | Feuer | Krekorian | Silva |
| Block | Fong | Lieu | Skinner |
| Blumenfield | Fuentes | Logue | Smyth |
| Brownley | Fuller | Lowenthal | Solorio |
| Buchanan | Furutani | Ma | Strickland |
| Caballero | Gaines | Mendoza | Swanson |
| Calderon | Galgiani | Miller | Torlakson |
| Carter | Garrick | Monning | Torrico |
| Conway | Hagman | Nava | Tran |
| Cook | Hall | Nestande | Villines |
| Coto | Harkey | Niello | Yamada |
| Davis | Hayashi | Nielsen | Mme. Speaker |

Quorum present.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly
was dispensed with for this legislative day.

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 Torres.

On personal business, and waiving per diem: Assembly Member Chesbro.

Because of illness: Assembly Member Gilmore.

Because of illness in his family: Assembly Member Fletcher.

(NOTE: For explanation of absence of Assembly Member Torres, on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

AUTHOR'S AMENDMENTS**Committee on Insurance**

March 2, 2009

Mme. Speaker: The Chair of your Committee on Insurance reports:

Assembly Bill No. 23

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

COTO, Chair

ASSEMBLY BILL NO. 23—An act to amend Sections 1252, 1275, and 1279 of the Unemployment Insurance Code, relating to unemployment insurance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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 5 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

SUE PARKER, Assistant Chief Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON MARCH 2, 2009

The following measure was amended in the Assembly on this day:

AB RN

23 0909378

| | |
|--------------------------|-----------|
| Daily Total: | 1 |
| Cumulative Total: | 56 |

CALIFORNIA LEGISLATURE
2009–10 THIRD EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, March 4, 2009

SIXTEENTH SESSION DAY

FIFTY-NINTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Wednesday, March 4, 2009

The Assembly met at 7 a.m.

Hon. Roger Niello, Assembly Member, 5th District, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Jacquelyn Delight reading.

ROLL CALL

The following were placed upon the morning roll call—73:

| | | | |
|-----------------|----------|------------------|--------------|
| Adams | De León | Hayashi | Portantino |
| Ammiano | DeVore | Hill | Ruskin |
| Anderson | Duvall | Huber | Salas |
| Arambula | Emmerson | Jeffries | Saldaña |
| Beall | Eng | Jones | Silva |
| Berryhill, Bill | Evans | Knight | Skinner |
| Berryhill, Tom | Feuer | Krekorian | Smyth |
| Blakeslee | Fletcher | Lieu | Solorio |
| Block | Fong | Logue | Strickland |
| Blumenfield | Fuentes | Lowenthal | Swanson |
| Brownley | Fuller | Ma | Torlakson |
| Buchanan | Furutani | Mendoza | Torres |
| Caballero | Gaines | Miller | Torrico |
| Carter | Galgiani | Monning | Tran |
| Conway | Garrick | Nava | Yamada |
| Cook | Gilmore | Nestande | Mme. Speaker |
| Coto | Hagman | Niello | |
| Davis | Hall | Nielsen | |
| De La Torre | Harkey | Pérez, V. Manuel | |

Quorum present.

At 4:05 p.m., Hon. Roger Niello, 5th District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

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 Members Calderon, Huffman, John A. Pérez, and Price.

On personal business, and waiving per diem: Assembly Members Chesbro, Hernandez, and Villines.

(NOTE: For explanations of absences of Assembly Members Calderon, Huffman, John Pérez, and Price on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

March 3, 2009

*E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: Please be advised that I have appointed Assemblymember Juan Arambula to replace Assemblymember Charles Calderon on the Assembly Insurance Committee Third Extraordinary Session hearing for Wednesday, March 4, only.

Sincerely,

KAREN BASS
Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, March 4, 2009

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 23

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

ADJOURNMENT

At 4:30 p.m., the Assembly adjourned upon Call of the Speaker.

KAREN BASS, Speaker

SUE PARKER, Assistant Chief Clerk

CALIFORNIA LEGISLATURE
2009–10 THIRD EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, March 5, 2009
SEVENTEENTH SESSION DAY
SIXTIETH CALENDAR DAY
AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, March 5, 2009

The Assembly met at 6:30 a.m.

Hon. Mike Feuer, Assembly Member, 42nd District, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Elizabeth Potter reading.

ROLL CALL

The following were placed upon the morning roll call—67:

| | | | |
|-----------------|----------|------------------|--------------|
| Adams | Duvall | Hayashi | Portantino |
| Arambula | Emmerson | Hill | Price |
| Berryhill, Bill | Eng | Huber | Ruskin |
| Berryhill, Tom | Evans | Jeffries | Salas |
| Blakeslee | Feuer | Jones | Saldaña |
| Block | Fletcher | Knight | Silva |
| Brownley | Fong | Lieu | Skinner |
| Caballero | Fuentes | Logue | Smyth |
| Calderon | Fuller | Lowenthal | Strickland |
| Carter | Furutani | Ma | Swanson |
| Chesbro | Gaines | Mendoza | Torlakson |
| Conway | Galgiani | Miller | Torres |
| Cook | Garrick | Monning | Torrico |
| Coto | Gilmore | Nava | Tran |
| Davis | Hagman | Nestande | Yamada |
| De La Torre | Hall | Nielsen | Mme. Speaker |
| DeVore | Harkey | Pérez, V. Manuel | |

Quorum present.

At 10:58 a.m., Hon. Connie Conway, 34th District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

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 Members Ammiano, Anderson, Beall, Blumenfield, Buchanan, De León, Hernandez, Huffman, Krekorian, John Pérez, and Solorio.

On personal business, and waiving per diem: Assembly Member Villines.

On legislative business, per diem waived for the 2009–10 Session (see Assembly Journal, page 59): Assembly Member Niello.

(NOTE: For explanations of absences of Assembly Members Ammiano, Anderson, Beall, Blumenfield, Buchanan, De León, Hernandez, Krekorian, Niello, and Solorio on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day; for explanations of absences of Assembly Members Huffman and John Pérez on this day, on legislative business, pursuant to the Assembly Rules, see the Regular Session Assembly Journal for Wednesday, March 4, 2009.)

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

March 5, 2009

*E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: This is to advise you that I have made the following changes to the Democratic Leadership for the 2009–10 Third Extraordinary Session:

I have appointed Assemblymember Marty Block to replace Assemblymember Isadore Hall as the Assistant Majority Whip.

I have appointed Assemblymember Isadore Hall as the Assistant Speaker pro Tempore.

Sincerely,

KAREN BASS
Speaker of the Assembly

**REPORTS OF STANDING COMMITTEES
Committee on Insurance**

Date of Hearing: March 4, 2009

Mme. Speaker: Your Committee on Insurance reports:

Assembly Bill No. 23

With amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Appropriations.

COTO, Chair

Above bill ordered to second reading.

ADJOURNMENT

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

SUE PARKER, Assistant Chief Clerk

CALIFORNIA LEGISLATURE
2009–10 THIRD EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Monday, March 9, 2009

EIGHTEENTH SESSION DAY

SIXTY-FOURTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, March 9, 2009

The Assembly met at 12:02 p.m.
Hon. Lori Saldaña, Speaker pro Tempore of the Assembly,
presiding.
Chief Clerk E. Dotson Wilson at the Desk.
Assistant Clerk Elizabeth Potter reading.

ROLL CALL

The following were placed upon the morning roll call—79:

| | | | |
|-----------------|----------|-------------|------------------|
| Adams | De León | Hernandez | Pérez, V. Manuel |
| Ammiano | DeVore | Hill | Portantino |
| Anderson | Duvall | Huber | Price |
| Arambula | Emmerson | Huffman | Ruskin |
| Beall | Eng | Jeffries | Salas |
| Berryhill, Bill | Evans | Jones | Saldaña |
| Berryhill, Tom | Feuer | Knight | Silva |
| Blakeslee | Fletcher | Krekorian | Skinner |
| Block | Fong | Lieu | Smyth |
| Blumenfield | Fuentes | Logue | Solorio |
| Brownley | Fuller | Lowenthal | Strickland |
| Buchanan | Furutani | Ma | Swanson |
| Caballero | Gaines | Mendoza | Torlakson |
| Calderon | Galgiani | Miller | Torres |
| Carter | Garrick | Monning | Torrico |
| Chesbro | Gilmore | Nava | Tran |
| Conway | Hagman | Nestande | Villines |
| Cook | Hall | Niello | Yamada |
| Coto | Harkey | Nielsen | Mme. Speaker |
| De La Torre | Hayashi | Pérez, John | |

Quorum present.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Member was granted leave of absence for the day:

On legislative business: Assembly Member Davis.

(NOTE: For explanation of absence of Assembly Member Davis on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

March 9, 2009

*E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: Please be advised that I have made the following appointments to committees in the 2009–10 Third Extraordinary Session:

Health

Assemblymember Dave Jones, Chair
Assemblymember Nathan Fletcher, Vice Chair
Assemblymember Anthony Adams
Assemblymember Tom Ammiano
Assemblymember Marty Block
Assemblymember Wilmer Carter
Assemblymember Connie Conway
Assemblymember Hector De La Torre
Assemblymember Kevin de León
Assemblymember Bill Emmerson
Assemblymember Ted Gaines
Assemblymember Isadore Hall
Assemblymember Mary Hayashi
Assemblymember Ed Hernandez
Assemblymember Bonnie Lowenthal
Assemblymember Pedro Nava
Assemblymember V. Manuel Pérez
Assemblymember Mary Salas
Assemblymember Audra Strickland

Transportation

Assemblymember Mike Eng, Chair
Assemblymember Kevin Jeffries, Vice Chair
Assemblymember Bob Blumenfield
Assemblymember Joan Buchanan
Assemblymember Connie Conway
Assemblymember Warren Furutani
Assemblymember Cathleen Galgiani
Assemblymember Martin Garrick
Assemblymember Bonnie Lowenthal
Assemblymember Jeff Miller
Assemblymember Roger Niello
Assemblymember John A. Pérez
Assemblymember Jose Solorio
Assemblymember Tom Torlakson

Utilities and Commerce

Assemblymember Felipe Fuentes, Chair
Assemblymember Mike Duvall, Vice Chair
Assemblymember Tom Berryhill
Assemblymember Sam Blakeslee

Assemblymember Joan Buchanan
Assemblymember Wilmer Carter
Assemblymember Paul Fong
Assemblymember Jean Fuller
Assemblymember Warren Furutani
Assemblymember Jared Huffman
Assemblymember Paul Krekorian
Assemblymember Nancy Skinner
Assemblymember Cameron Smyth
Assemblymember Sandré Swanson
Assemblymember Alberto Torrico

Water, Parks and Wildlife

Assemblymember Jared Huffman, Chair
Assemblymember Jean Fuller, Vice Chair
Assemblymember Joel Anderson
Assemblymember Juan Arambula
Assemblymember Tom Berryhill
Assemblymember Bob Blumenfield
Assemblymember Anna Caballero
Assemblymember Nathan Fletcher
Assemblymember Alyson Huber
Assemblymember Bonnie Lowenthal
Assemblymember John A. Pérez
Assemblymember Mary Salas
Assemblymember Mariko Yamada

Budget Subcommittee No. 1 on Health and Human Services

Assemblymember Jerry Hill, Chair
Assemblymember Jim Beall, Jr.
Assemblymember Julia Brownley
Assemblymember Hector De La Torre
Assemblymember Bill Emmerson
Assemblymember Ed Hernandez
Assemblymember Brian Nestande

Budget Subcommittee No. 2 on Education Finance

Assemblymember Wilmer Carter, Chair
Assemblymember Bill Berryhill
Assemblymember Julia Brownley
Assemblymember Wesley Chesbro
Assemblymember Jean Fuller
Assemblymember Sandré Swanson

Budget Subcommittee No. 3 on Resources

Assemblymember Ira Ruskin, Chair
Assemblymember Anna Caballero
Assemblymember Danny Gilmore
Assemblymember Jared Huffman
Assemblymember Jim Silva

Budget Subcommittee No. 4 on State Administration

Assemblymember Juan Arambula, Chair
Assemblymember Wesley Chesbro
Assemblymember Paul Cook
Assemblymember Hector De La Torre
Assemblymember Kevin Jeffries

Budget Subcommittee No. 5 on Information Technology/Transportation

Assemblymember Bob Blumenfield, Chair
Assemblymember Anthony Adams
Assemblymember Mike Feuer
Assemblymember Diane Harkey
Assemblymember Bill Monning

Sincerely,

KAREN BASS
Speaker of the Assembly

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

ASSEMBLY BILL NO. 23—An act to amend Sections 1275 and 1277.5 of, to add Sections 1277.1 and 1329.5 to, and to add and repeal Section 4003.5 of, the Unemployment Insurance Code, relating to unemployment insurance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Insurance read and adopted; bill ordered reprinted and to be re-referred to the Committee on Appropriations.

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bill was introduced and read the first time:

ASSEMBLY BILL NO. 28—**Charles Calderon**. An act to amend Section 23040 of the Revenue and Taxation Code, relating to taxation.

ADJOURNMENT

At 3 p.m., the Assembly adjourned upon Call of the Speaker.

KAREN BASS, Speaker

SUE PARKER, Assistant Chief Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON MARCH 9, 2009

The following measure was amended in the Assembly on this day:

AB RN

23 0909633

Daily Total: 1

Cumulative Total: 57

CALIFORNIA LEGISLATURE
2009–10 THIRD EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, March 11, 2009

NINETEENTH SESSION DAY

SIXTY-SIXTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Wednesday, March 11, 2009

The Assembly met at 7 a.m.

Hon. Wilmer Amina Carter, Assembly Member, 62nd District, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Elizabeth Potter reading.

ROLL CALL

The following were placed upon the morning roll call—77:

| | | | |
|-----------------|-----------|------------------|--------------|
| Adams | DeVore | Hill | Price |
| Ammiano | Duvall | Huber | Ruskin |
| Anderson | Emmerson | Huffman | Salas |
| Arambula | Eng | Jeffries | Saldaña |
| Beall | Evans | Jones | Silva |
| Berryhill, Bill | Feuer | Knight | Skinner |
| Berryhill, Tom | Fletcher | Krekorian | Smyth |
| Blakeslee | Fong | Logue | Solorio |
| Block | Fuentes | Lowenthal | Strickland |
| Blumenfield | Fuller | Ma | Swanson |
| Brownley | Furutani | Mendoza | Torlakson |
| Buchanan | Gaines | Miller | Torres |
| Calderon | Galgiani | Monning | Torrico |
| Carter | Garrick | Nava | Tran |
| Chesbro | Gilmore | Nestande | Villines |
| Conway | Hagman | Niello | Yamada |
| Cook | Hall | Nielsen | Mme. Speaker |
| Coto | Harkey | Pérez, John | |
| De La Torre | Hayashi | Pérez, V. Manuel | |
| De León | Hernandez | Portantino | |

Quorum present.

At 2:37 p.m., Hon. Jeff Miller, 71st District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

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 Lieu.

On personal business, and waiving per diem: Assembly Member Davis.

Because of illness: Assembly Member Caballero.

(NOTE: For explanation of absence of Assembly Member Lieu on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for March 10, 2009.)

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, March 10, 2009

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

Assembly Bill No. 23

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

REPORTS OF STANDING COMMITTEES**Committee on Appropriations**

Date of Hearing: March 11, 2009

Mme. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 23

With the recommendation: Do pass.

DE LEÓN, Chair

Above bill ordered to second reading.

ADJOURNMENT

At 3:30 p.m., the Assembly adjourned upon Call of the Speaker.

KAREN BASS, Speaker

SUE PARKER, Assistant Chief Clerk

CALIFORNIA LEGISLATURE
2009–10 THIRD EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, March 12, 2009
TWENTIETH SESSION DAY
SIXTY-SEVENTH CALENDAR DAY
AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, March 12, 2009

The Assembly met at 9:44 a.m.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Elizabeth Potter reading.

ROLL CALL

The following were placed upon the morning roll call—76:

| | | | |
|-----------------|-------------|-----------|------------------|
| Adams | Davis | Hall | Niello |
| Ammiano | De La Torre | Harkey | Nielsen |
| Anderson | De León | Hayashi | Pérez, John |
| Arambula | DeVore | Hernandez | Pérez, V. Manuel |
| Beall | Duvall | Hill | Portantino |
| Berryhill, Bill | Emmerson | Huber | Salas |
| Berryhill, Tom | Eng | Huffman | Saldaña |
| Blakeslee | Evans | Jeffries | Silva |
| Block | Feuer | Jones | Skinner |
| Blumenfield | Fletcher | Knight | Smyth |
| Brownley | Fong | Krekorian | Solorio |
| Buchanan | Fuentes | Logue | Strickland |
| Caballero | Fuller | Lowenthal | Swanson |
| Calderon | Furutani | Ma | Torres |
| Carter | Gaines | Mendoza | Torrico |
| Chesbro | Galgiani | Miller | Tran |
| Conway | Garrick | Monning | Villines |
| Cook | Gilmore | Nava | Yamada |
| Coto | Hagman | Nestande | Mme. Speaker |

Quorum present.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

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 Members Lieu, Price, Ruskin and Torlakson.

(NOTE: For letter explaining the absence of Assembly Member Lieu on this day on legislative business pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session, Tuesday, March 10, 2009; for explanations of absences of Assembly Members Price, Ruskin, and Torlakson on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

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

ASSEMBLY BILL NO. 23—An act to amend Sections 1275, 1277.5, 4003, and 4004 of, and to add Sections 1277.1 and 1329.5 to, the Unemployment Insurance Code, relating to unemployment insurance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

ADJOURNMENT

At 3 p.m., the Assembly adjourned upon Call of the Speaker.

KAREN BASS, Speaker

SUE PARKER, Assistant Chief Clerk

CALIFORNIA LEGISLATURE
2009–10 THIRD EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Monday, March 16, 2009
TWENTY-FIRST SESSION DAY
SEVENTY-FIRST CALENDAR DAY
AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, March 16, 2009

The Assembly met at 4:11 p.m.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly,
presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Chief Clerk Sue Parker reading.

ROLL CALL

The roll was called, and the following answered to their names—80:

| | | | |
|-----------------|-------------|-----------|------------------|
| Adams | De La Torre | Hayashi | Pérez, John |
| Ammiano | De León | Hernandez | Pérez, V. Manuel |
| Anderson | DeVore | Hill | Portantino |
| Arambula | Duvall | Huber | Price |
| Beall | Emmerson | Huffman | Ruskin |
| Berryhill, Bill | Eng | Jeffries | Salas |
| Berryhill, Tom | Evans | Jones | Saldaña |
| Blakeslee | Feuer | Knight | Silva |
| Block | Fletcher | Krekorian | Skinner |
| Blumenfield | Fong | Lieu | Smyth |
| Brownley | Fuentes | Logue | Solorio |
| Buchanan | Fuller | Lowenthal | Strickland |
| Caballero | Furutani | Ma | Swanson |
| Calderon | Gaines | Mendoza | Torlakson |
| Carter | Galgiani | Miller | Torres |
| Chesbro | Garrick | Monning | Torrico |
| Conway | Gilmore | Nava | Tran |
| Cook | Hagman | Nestande | Villines |
| Coto | Hall | Niello | Yamada |
| Davis | Harkey | Nielsen | Mme. Speaker |

Quorum present.

PRAYER

Upon invitation of Speaker pro Tempore Saldaña, the following prayer was offered by guest Chaplain, Rabbi Laurie Coskey:

In this moment of prayer and meditation today we lift up the sacred feminine. We celebrate women from every corner of this state—those who are here and those who toil unrecognized by this honor.

The women honored on this day in this awe inspiring sanctuary, touch the lives of others with gifts of spirit, mind, heart, energy, skill, and commitment. They reach out to create well-being and blessing in their communities, their counties, state, country, and throughout the world. We do so through the work of our hands so this morning let us bless that work through a moment of prayer.

Blessed be the works of your hands,
O Holy One.

Blessed be these hands that have touched life.

Blessed be these hands that have nurtured creativity.

Blessed be these hands that have held pain.

Blessed be these hands that have embraced with passion.

Blessed be these hands that have tended gardens.

Blessed be these hands that have closed in anger.

Blessed be these hands that have planted new seeds.

Blessed be these hands that have harvested ripe fields.

Blessed be these hands that have carried out endless tasks
contributing to communities throughout our state.

Blessed be these hands that are wrinkled and scarred
from doing justice.

Blessed be these hands that have reached out and been received.

Blessed be these hands that hold the promise of the future.

Blessed be the works of your hands.

O Holy One.

Amen, Amen, Halleluyah.

(Adapted from “In Praise of Hands” by Diann Neu)

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Saldaña, Assembly Member Buchanan 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 Torrico, seconded by Assembly Member Blakeslee.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 9, on request of Assembly Member Torrico.

CAUCUS ANNOUNCEMENTS

At 4:13 p.m., by unanimous consent, the Democratic Caucus was permitted to meet in the Assembly Lounge, and the Republican Caucus was permitted to meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 4:13 p.m., Speaker pro Tempore Saldaña declared the Assembly recessed.

RECONVENED

At 5:20 p.m., the Assembly reconvened.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly, presiding.

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

ASSEMBLY BILL NO. 23 (Coto)—An act to amend Sections 1275, 1277.5, 4003, and 4004 of, and to add Sections 1277.1 and 1329.5 to, the Unemployment Insurance Code, relating to unemployment insurance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend by Assembly Member Blakeslee

Assembly Member Blakeslee moved the adoption of amendments.

Amendments read.

Assembly Bill No. 23 Passed Temporarily

By unanimous consent, Assembly Bill No. 23 was passed temporarily.

RECESS

By unanimous consent, at 5:21 p.m., Speaker pro Tempore Saldaña declared the Assembly recessed to reconvene Regular Session.

RECONVENED

At 5:23 p.m., the Assembly reconvened.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly, presiding.

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 23

ASSEMBLY BILL NO. 23 (Coto)—An act to amend Sections 1275, 1277.5, 4003, and 4004 of, and to add Sections 1277.1 and 1329.5 to, the Unemployment Insurance Code, relating to unemployment insurance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Assembly Rule 69(b) Suspended

Assembly Member Blakeslee was granted unanimous consent that Assembly Rule 69(b) be suspended to permit consideration of proposed amendments to Assembly Bill No. 23.

Motion to Amend by Assembly Member Blakeslee

Assembly Member Blakeslee moved the adoption of amendments.
Amendments read.

**Motion to Table Blakeslee Amendments
to Assembly Bill No. 23**

Assembly Member Torrico moved that the amendments offered by Assembly Member Blakeslee to Assembly Bill No. 23 be laid upon the table.

Assembly Member Krekorian seconded the motion.

Motion carried by the following vote:

AYES—49

| | | | |
|-------------|-----------|-------------|--------------|
| Ammiano | De León | Huffman | Salas |
| Arambula | Eng | Jones | Saldaña |
| Block | Feuer | Krekorian | Skinner |
| Blumenfield | Fong | Lieu | Solorio |
| Brownley | Fuentes | Lowenthal | Swanson |
| Buchanan | Furutani | Ma | Torlakson |
| Caballero | Galgiani | Monning | Torres |
| Calderon | Gilmore | Nava | Torrico |
| Carter | Hall | Pérez, J. | Yamada |
| Chesbro | Hayashi | Pérez, V.M. | Mme. Speaker |
| Coto | Hernandez | Portantino | |
| Davis | Hill | Price | |
| De La Torre | Huber | Ruskin | |

NOES—23

| | | | |
|---------------|----------|----------|------------|
| Adams | Cook | Jeffries | Silva |
| Anderson | DeVore | Knight | Smyth |
| Berryhill, B. | Emmerson | Logue | Strickland |
| Berryhill, T. | Fletcher | Nestande | Tran |
| Blakeslee | Gaines | Niello | Villines |
| Conway | Garrick | Nielsen | |

Further Consideration of Assembly Bill No. 23

ASSEMBLY BILL NO. 23 (Coto)—An act to amend Sections 1275, 1277.5, 4003, and 4004 of, and to add Sections 1277.1 and 1329.5 to, the Unemployment Insurance Code, relating to unemployment insurance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Coto moved a call of the Assembly.

Motion carried. Time, 5:48 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CAUCUS ANNOUNCEMENTS

At 6:28 p.m., Assembly Member Villines was granted unanimous consent that the Republican Caucus be permitted to meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 6:28 p.m., Speaker pro Tempore Saldaña declared the Assembly recessed.

RECONVENED

At 7:01 p.m., the Assembly reconvened.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly, presiding.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
URGENCY CLAUSE TO ASSEMBLY BILL NO. 23**

At 7:04 p.m., on motion of Assembly Member Coto, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The urgency clause to Assembly Bill No. 23 refused adoption by the following vote:

AYES—52

| | | | |
|-------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Hill | Portantino |
| Arambula | De León | Huber | Price |
| Beall | Eng | Huffman | Ruskin |
| Block | Evans | Jones | Salas |
| Blumenfield | Feuer | Krekorian | Saldaña |
| Brownley | Fong | Lieu | Skinner |
| Buchanan | Fuentes | Lowenthal | Solorio |
| Caballero | Furutani | Ma | Swanson |
| Calderon | Galgiani | Mendoza | Torlakson |
| Carter | Gilmore | Monning | Torres |
| Chesbro | Hall | Nava | Torrico |
| Coto | Hayashi | Pérez, J. | Yamada |
| Davis | Hernandez | Pérez, V.M. | Mme. Speaker |

NOES—10

| | | | |
|----------|----------|--------|----------|
| Anderson | Emmerson | Knight | Villines |
| DeVore | Gaines | Logue | |
| Duvall | Hagman | Silva | |

Assembly Bill No. 23 Reconsidered Immediately

Assembly Member Torrico was granted unanimous consent that the vote be immediately reconsidered whereby the urgency clause to Assembly Bill No. 23 was this day refused adoption.

Further Consideration of Assembly Bill No. 23

ASSEMBLY BILL NO. 23 (Coto)—An act to amend Sections 1275, 1277.5, 4003, and 4004 of, and to add Sections 1277.1 and 1329.5 to, the Unemployment Insurance Code, relating to unemployment insurance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Assembly Rule 69(b) Suspended

Assembly Member Coto was granted unanimous consent that Assembly Rule 69(b) be suspended to permit consideration of proposed amendments to Assembly Bill No. 23.

Motion to Amend

Assembly Member Coto moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—54

| | | | |
|---------------|-------------|-------------|--------------|
| Ammiano | Coto | Hill | Price |
| Arambula | De La Torre | Huber | Ruskin |
| Beall | De León | Huffman | Salas |
| Berryhill, B. | Eng | Jones | Saldaña |
| Berryhill, T. | Evans | Krekorian | Skinner |
| Blakeslee | Feuer | Lieu | Solorio |
| Block | Fong | Lowenthal | Swanson |
| Blumenfield | Fuentes | Ma | Torlakson |
| Brownley | Furutani | Mendoza | Torres |
| Buchanan | Galgiani | Monning | Torrico |
| Caballero | Gilmore | Nava | Yamada |
| Calderon | Hall | Pérez, J. | Mme. Speaker |
| Carter | Hayashi | Pérez, V.M. | |
| Chesbro | Hernandez | Portantino | |

NOES—12

| | | | |
|----------|----------|----------|--------|
| Anderson | Duvall | Hagman | Logue |
| Conway | Emmerson | Jeffries | Miller |
| DeVore | Gaines | Knight | Silva |

Bill ordered reprinted.

Consideration of Assembly Bill No. 23, as Amended, by Unanimous Consent

Assembly Member Coto was granted unanimous consent to take up Assembly Bill No. 23, as amended, without reference to print or file, for purpose of consideration, and that the same be considered engrossed.

ASSEMBLY BILL NO. 23 (Coto)—An act to amend Sections 4003 and 4004 of the Unemployment Insurance Code, relating to unemployment insurance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Coto moved a call of the Assembly.

Motion carried. Time, 7:47 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS

SENATE BILL NO. 3 (Ducheny)—An act relating to the Budget Act of 2008.

Bill read third time.

Assembly Rule 69(b) Suspended

Assembly Member Arambula was granted unanimous consent that Assembly Rule 69(b) be suspended to permit consideration of proposed amendments to Senate Bill No. 3.

Motion to Amend

Assembly Member Arambula moved the adoption of amendments. Amendments read and adopted; bill ordered reprinted.

Consideration of Senate Bill No. 3, as Amended, by Unanimous Consent

Assembly Member Arambula was granted unanimous consent to take up Senate Bill No. 3, as amended, without reference to file, for purpose of consideration.

SENATE BILL NO. 3 (DeSaulnier)—An act to amend Sections 1275 and 1277.5 of, and to add Sections 1277.1 and 1329.5 to, the Unemployment Insurance Code, relating to unemployment insurance, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member Arambula.

Bill passed by the following vote:

AYES—53

| | | | |
|-------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Huber | Ruskin |
| Arambula | De León | Huffman | Salas |
| Beall | Eng | Jones | Saldaña |
| Blakeslee | Evans | Krekorian | Skinner |
| Block | Feuer | Lieu | Solorio |
| Blumenfield | Fong | Lowenthal | Swanson |
| Brownley | Fuentes | Ma | Torlakson |
| Buchanan | Furutani | Mendoza | Torres |
| Caballero | Galgiani | Monning | Torrico |
| Calderon | Gilmore | Nava | Yamada |
| Carter | Hall | Pérez, J. | Mme. Speaker |
| Chesbro | Hayashi | Pérez, V.M. | |
| Coto | Hernandez | Portantino | |
| Davis | Hill | Price | |

NOES—11

| | | | |
|----------|---------|--------|----------|
| Anderson | Gaines | Knight | Silva |
| DeVore | Garrick | Logue | Villines |
| Duvall | Hagman | Miller | |

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
URGENCY CLAUSE TO ASSEMBLY BILL NO. 23**

At 7:56 p.m., on motion of Assembly Member Coto, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The urgency clause to Assembly Bill No. 23 refused adoption by the following vote:

AYES—53

| | | | |
|-------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Huber | Ruskin |
| Arambula | De León | Huffman | Salas |
| Beall | Eng | Jones | Saldaña |
| Blakeslee | Evans | Krekorian | Skinner |
| Block | Feuer | Lieu | Solorio |
| Blumenfield | Fong | Lowenthal | Swanson |
| Brownley | Fuentes | Ma | Torlakson |
| Buchanan | Furutani | Mendoza | Torres |
| Caballero | Galgiani | Monning | Torrico |
| Calderon | Gilmore | Nava | Yamada |
| Carter | Hall | Pérez, J. | Mme. Speaker |
| Chesbro | Hayashi | Pérez, V.M. | |
| Coto | Hernandez | Portantino | |
| Davis | Hill | Price | |

NOES—9

| | | |
|----------|---------|--------|
| Anderson | Gaines | Logue |
| DeVore | Garrick | Miller |
| Duvall | Hagman | Silva |

**Motion to Reconsider Assembly Bill No. 23
on Next Legislative Day**

Assembly Member Coto moved to reconsider on the next legislative day the vote whereby the urgency clause to Assembly Bill No. 23 was this day refused adoption.

Assembly Bill No. 23 ordered to the unfinished business file.

VOTE ADDS

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

Assembly Bill No. 23, Torrico Motion to Table Blakeslee Amendments: Anderson—No.

Senate Bill No. 3: Blakeslee—Aye.

ADJOURNMENT

At 8:02 p.m., the Assembly adjourned upon Call of the Speaker.

KAREN BASS, Speaker

SUE PARKER, Assistant Chief Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON MARCH 16, 2009

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

AB RN

23 0910080

SB RN

3 0910062

Daily Total: 2

Cumulative Total: 59

Amendments were considered by the Assembly, but not adopted, to the following measure:

AB

23 (Blakeslee amendments—Set 1, RN0910082, laid upon the table)

CALIFORNIA LEGISLATURE
2009–10 THIRD EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, March 19, 2009
TWENTY-SECOND SESSION DAY
SEVENTY-FOURTH CALENDAR DAY
AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, March 19, 2009

The Assembly met at 6:30 a.m.

Hon. John A. Pérez, Assembly Member, 46th District, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Amy Leach reading.

ROLL CALL

The following were placed upon the morning roll call—67:

| | | | |
|-----------------|----------|-----------|------------------|
| Adams | Duvall | Hernandez | Pérez, John |
| Ammiano | Emmerson | Hill | Pérez, V. Manuel |
| Arambula | Eng | Huber | Portantino |
| Berryhill, Bill | Feuer | Jeffries | Ruskin |
| Blakeslee | Fletcher | Jones | Salas |
| Block | Fong | Knight | Saldaña |
| Blumenfield | Fuentes | Krekorian | Silva |
| Brownley | Fuller | Logue | Skinner |
| Buchanan | Furutani | Lowenthal | Smyth |
| Caballero | Gaines | Ma | Solorio |
| Calderon | Galgiani | Mendoza | Strickland |
| Chesbro | Garrick | Miller | Swanson |
| Conway | Gilmore | Monning | Torrico |
| Cook | Hagman | Nava | Tran |
| Coto | Hall | Nestande | Villines |
| De La Torre | Harkey | Niello | Yamada |
| DeVore | Hayashi | Nielsen | |

Quorum present.

At 1:57 p.m., Hon. Mariko Yamada, 8th District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

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 Members Anderson, Bass, Beall, Carter, De León, Huffman, Lieu, Price, Torlakson, and Torres.

On personal business, and waiving per diem: Assembly Member Davis.

Because of illness: Assembly Members Tom Berryhill and Evans.

(NOTE: For letters explaining the absences of Assembly Members Anderson, Bass, Beall, Carter, De León, Huffman, Lieu, Price, Torlakson, and Torres on this day on legislative business pursuant to the Assembly Rules, see Assembly Journal for the Regular Session for this day.)

CONSIDERATION OF DAILY FILE**UNFINISHED BUSINESS****MOTIONS TO RECONSIDER BILLS CONTINUED**

By unanimous consent, the motion to reconsider the vote on Assembly Bill No. 23 was continued until the next legislative day.

ADJOURNMENT

At 3 p.m., the Assembly adjourned upon Call of the Speaker.

LORI SALDAÑA, Speaker pro Tempore

SUE PARKER, Assistant Chief Clerk

CALIFORNIA LEGISLATURE
2009–10 THIRD EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Monday, March 23, 2009
TWENTY-THIRD SESSION DAY
SEVENTY-EIGHTH CALENDAR DAY
AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, March 23, 2009

The Assembly met at 12:35 p.m.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly,
presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Chief Clerk Brian Ebbert reading.

ROLL CALL

The roll was called, and the following answered to their names—78:

| | | | |
|-----------------|----------|-------------|------------------|
| Adams | De León | Hernandez | Pérez, V. Manuel |
| Ammiano | DeVore | Hill | Portantino |
| Anderson | Duvall | Huber | Ruskin |
| Arambula | Emmerson | Huffman | Salas |
| Beall | Eng | Jeffries | Saldaña |
| Berryhill, Bill | Evans | Jones | Silva |
| Berryhill, Tom | Feuer | Knight | Skinner |
| Blakeslee | Fletcher | Krekorian | Smyth |
| Block | Fong | Lieu | Solorio |
| Blumenfield | Fuentes | Logue | Strickland |
| Brownley | Fuller | Lowenthal | Swanson |
| Buchanan | Furutani | Ma | Torlakson |
| Caballero | Gaines | Mendoza | Torres |
| Calderon | Galgiani | Miller | Torrico |
| Carter | Garrick | Monning | Tran |
| Chesbro | Gilmore | Nava | Villines |
| Conway | Hagman | Nestande | Yamada |
| Cook | Hall | Niello | Mme. Speaker |
| Coto | Harkey | Nielsen | |
| De La Torre | Hayashi | Pérez, John | |

Quorum present.

PRAYER

Upon invitation of Speaker pro Tempore Saldaña, the following prayer was offered by Assembly Chaplain Father Constantine C. Pappademos:

Lord, You have said, “No city or house divided against itself will stand.” (Matthew 12:25) The same holds true for our own life. When we constantly try to hide who we really are, we can’t devote ourselves completely to others, to our work, or to You. Help us to understand, Lord, that it takes less time and less effort to be honest and genuine. Teach us that we cannot hold on to false things with one hand and to You with the other, for if we do, we will enjoy neither those things nor You.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Saldaña, Assembly Member Conway 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 Torrico, seconded by Assembly Member Blakeslee.

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 Price.

On personal business, and waiving per diem: Assembly Member Davis.

(NOTE: For explanation of absence of Assembly Member Price on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bill was introduced and read the first time:

ASSEMBLY BILL NO. 29—Coto and Garrick. An act to amend Sections 1032.5, 1329, and 1951 of the Unemployment Insurance Code, relating to unemployment insurance.

REFERRAL OF ASSEMBLY BILL NO. 29

Assembly Member Torrico was granted unanimous consent to refer Assembly Bill No. 29 to the Committee on Insurance.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Torrico announced that the Committee on Insurance would meet at this time in the Tom Bane Rules Committee Room.

MEMBERS EXCUSED FOR COMMITTEE MEETING

At 12:36 p.m., by unanimous consent, the members of the Committee on Insurance were excused for the purpose of attending a meeting of the committee at this time, in the Tom Bane Rules Committee Room and without objection, the House was permitted to continue in Floor Session.

RECESS

By unanimous consent, at 12:36 p.m., Speaker pro Tempore Saldaña declared the Assembly recessed to reconvene Regular Session.

RECONVENED

At 12:58 p.m., the Assembly reconvened.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly, presiding.

REPORTS OF STANDING COMMITTEES**Committee on Insurance**

Date of Hearing: March 23, 2009

Mme. Speaker: Your Committee on Insurance reports:

Assembly Bill No. 29

With the recommendation: Do pass.

COTO, Chair

Above bill ordered to second reading.

RESOLUTIONS

The following resolution was offered:

Resolution to Dispense With Constitutional Provision

By Assembly Member Torrico.

Resolved, That Assembly Bill No. 29 presents a case of urgency, as that term is used in Article IV, Section 8(b), of the Constitution, and the provision of that section requiring that the bill be read on three separate days in each house is hereby dispensed with, and it is ordered that the bill be placed upon its passage, and considered engrossed.

Resolution read, and adopted by the following vote:

AYES—65

| | | | |
|---------------|-------------|-------------|--------------|
| Adams | De La Torre | Hill | Salas |
| Ammiano | De León | Huber | Saldaña |
| Anderson | Emmerson | Huffman | Skinner |
| Arambula | Eng | Krekorian | Smyth |
| Beall | Evans | Lieu | Solorio |
| Berryhill, B. | Feuer | Logue | Strickland |
| Blakeslee | Fletcher | Lowenthal | Swanson |
| Block | Fong | Ma | Torlakson |
| Blumenfield | Fuentes | Mendoza | Torres |
| Brownley | Fuller | Monning | Torrico |
| Buchanan | Furutani | Nava | Tran |
| Caballero | Galgiani | Nestande | Villines |
| Calderon | Gilmore | Niello | Yamada |
| Carter | Hagman | Pérez, J. | Mme. Speaker |
| Chesbro | Hall | Pérez, V.M. | |
| Conway | Hayashi | Portantino | |
| Coto | Hernandez | Ruskin | |

NOES—None

Article IV, Section 8(b) of the Constitution was declared dispensed with.

Second Reading of Assembly Bill No. 29

ASSEMBLY BILL NO. 29—An act to amend Sections 1032.5, 1329, and 1951 of the Unemployment Insurance Code, relating to unemployment insurance.

Bill read second time.

**Consideration of Assembly Bill No. 29
by Unanimous Consent**

Assembly Member Garrick was granted unanimous consent to take up Assembly Bill No. 29 without reference to file, for purpose of consideration.

ASSEMBLY BILL NO. 29 (Coto)—An act to amend Sections 1032.5, 1329, and 1951 of the Unemployment Insurance Code, relating to unemployment insurance.

Bill read third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Torrico moved a call of the Assembly.

Motion carried. Time, 1:03 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

**CONSIDERATION OF DAILY FILE
UNFINISHED BUSINESS
ASSEMBLY BILL NO. 23 RECONSIDERED
BY UNANIMOUS CONSENT**

In compliance with a motion given on a previous day, Assembly Member Coto was granted unanimous consent that the vote be reconsidered whereby the urgency clause to Assembly Bill No. 23 was refused adoption.

Further Consideration of Assembly Bill No. 23

ASSEMBLY BILL NO. 23 (Coto)—An act to amend Sections 4003 and 4004 of the Unemployment Insurance Code, relating to unemployment insurance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Coto moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

**Consideration of Assembly Bill No. 23, as Amended,
by Unanimous Consent**

Assembly Member Coto was granted unanimous consent to take up Assembly Bill No. 23, as amended, without reference to print or file, for purpose of consideration, and that the same be considered engrossed.

ASSEMBLY BILL NO. 23 (Coto)—An act to amend Sections 4003, 4004, and 4552 of the Unemployment Insurance Code, relating to unemployment insurance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—77

| | | | |
|---------------|-----------|-------------|--------------|
| Adams | De León | Hill | Portantino |
| Ammiano | DeVore | Huber | Ruskin |
| Anderson | Emmerson | Huffman | Salas |
| Arambula | Eng | Jeffries | Saldaña |
| Beall | Evans | Jones | Silva |
| Berryhill, B. | Feuer | Knight | Skinner |
| Berryhill, T. | Fletcher | Krekorian | Smyth |
| Blakeslee | Fong | Lieu | Solorio |
| Block | Fuentes | Logue | Strickland |
| Blumenfield | Fuller | Lowenthal | Swanson |
| Brownley | Furutani | Ma | Torlakson |
| Buchanan | Gaines | Mendoza | Torres |
| Caballero | Galgiani | Miller | Torrico |
| Calderon | Garrick | Monning | Tran |
| Carter | Gilmore | Nava | Villines |
| Chesbro | Hagman | Nestande | Yamada |
| Conway | Hall | Niello | Mme. Speaker |
| Cook | Harkey | Nielsen | |
| Coto | Hayashi | Pérez, J. | |
| De La Torre | Hernandez | Pérez, V.M. | |

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—77

| | | | |
|---------------|-----------|-------------|--------------|
| Adams | De León | Hill | Portantino |
| Ammiano | DeVore | Huber | Ruskin |
| Anderson | Emmerson | Huffman | Salas |
| Arambula | Eng | Jeffries | Saldaña |
| Beall | Evans | Jones | Silva |
| Berryhill, B. | Feuer | Knight | Skinner |
| Berryhill, T. | Fletcher | Krekorian | Smyth |
| Blakeslee | Fong | Lieu | Solorio |
| Block | Fuentes | Logue | Strickland |
| Blumenfield | Fuller | Lowenthal | Swanson |
| Brownley | Furutani | Ma | Torlakson |
| Buchanan | Gaines | Mendoza | Torres |
| Caballero | Galgiani | Miller | Torrico |
| Calderon | Garrick | Monning | Tran |
| Carter | Gilmore | Nava | Villines |
| Chesbro | Hagman | Nestande | Yamada |
| Conway | Hall | Niello | Mme. Speaker |
| Cook | Harkey | Nielsen | |
| Coto | Hayashi | Pérez, J. | |
| De La Torre | Hernandez | Pérez, V.M. | |

NOES—None

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 29**

At 1:12 p.m., on motion of Assembly Member Torrico, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 29 passed by the following vote:

AYES—78

| | | | |
|---------------|----------|-----------|--------------|
| Adams | De León | Hernandez | Pérez, V.M. |
| Ammiano | DeVore | Hill | Portantino |
| Anderson | Duvall | Huber | Ruskin |
| Arambula | Emmerson | Huffman | Salas |
| Beall | Eng | Jeffries | Saldaña |
| Berryhill, B. | Evans | Jones | Silva |
| Berryhill, T. | Feuer | Knight | Skinner |
| Blakeslee | Fletcher | Krekorian | Smyth |
| Block | Fong | Lieu | Solorio |
| Blumenfield | Fuentes | Logue | Strickland |
| Brownley | Fuller | Lowenthal | Swanson |
| Buchanan | Furutani | Ma | Torlakson |
| Caballero | Gaines | Mendoza | Torres |
| Calderon | Galgiani | Miller | Torrico |
| Carter | Garrick | Monning | Tran |
| Chesbro | Gilmore | Nava | Villines |
| Conway | Hagman | Nestande | Yamada |
| Cook | Hall | Niello | Mme. Speaker |
| Coto | Harkey | Nielsen | |
| De La Torre | Hayashi | Pérez, J. | |

NOES—None

Bill ordered transmitted to the Senate.

VOTE ADDS

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

Invoke Constitution, Relative to Assembly Bill No. 29:
Anderson—Aye.

Assembly Bill No. 23 and Urgency: Anderson—Aye.

RECESS

By unanimous consent, at 1:13 p.m., Speaker pro Tempore Saldaña declared the Assembly recessed to reconvene Regular Session.

MESSAGES FROM THE SENATE

Senate Chamber, March 23, 2009

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 20

And respectfully requests the Assembly to concur in said amendments.

GREGORY P. SCHMIDT, Secretary of the Senate

By David Valverde, Assistant Secretary

Above bill ordered to unfinished business file.

Senate Chamber, March 23, 2009

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

Senate Bill No. 24

Senate Bill No. 27

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

FIRST READING OF SENATE BILLS

The following bills were read the first time:

SENATE BILL NO. 24—An act to amend Section 14005.25 of, and to repeal Section 14011.18 of, the Welfare and Institutions Code, relating to Medi-Cal, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 27—An act to add Section 116760.45 to the Health and Safety Code, and to amend Sections 10631.5, 13476, and 13480 of the Water Code, relating to drinking water, making an appropriation, therefor, and declaring the urgency thereof, to take effect immediately.

ADJOURNMENT

At 3 p.m., the Assembly adjourned upon Call of the Speaker.

KAREN BASS, Speaker

SUE PARKER, Assistant Chief Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON MARCH 23, 2009**

The following measure was amended in the Assembly on this day:

| | |
|--------------------------|-----------|
| AB | RN |
| 23 | 0910433 |
| Daily Total: | 1 |
| Cumulative Total: | 60 |

CALIFORNIA LEGISLATURE
2009–10 THIRD EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, March 26, 2009
TWENTY-FOURTH SESSION DAY
EIGHTY-FIRST CALENDAR DAY
AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, March 26, 2009

The Assembly met at 9:50 a.m.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly,
presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Chief Clerk Sue Parker reading.

ROLL CALL

The roll was called, and the following answered to their names—74:

| | | | |
|-----------------|-------------|-------------|------------------|
| Adams | De La Torre | Hayashi | Pérez, V. Manuel |
| Ammiano | De León | Hernandez | Portantino |
| Anderson | DeVore | Hill | Price |
| Arambula | Duvall | Huber | Ruskin |
| Beall | Emmerson | Huffman | Saldaña |
| Berryhill, Bill | Eng | Jeffries | Skinner |
| Berryhill, Tom | Evans | Jones | Smyth |
| Blakeslee | Feuer | Knight | Solorio |
| Block | Fong | Krekorian | Strickland |
| Blumenfield | Fuentes | Lowenthal | Swanson |
| Brownley | Fuller | Ma | Torlakson |
| Buchanan | Furutani | Mendoza | Torres |
| Caballero | Gaines | Miller | Torrico |
| Calderon | Galgiani | Monning | Tran |
| Carter | Garrick | Nava | Villines |
| Chesbro | Gilmore | Nestande | Yamada |
| Conway | Hagman | Niello | Mme. Speaker |
| Cook | Hall | Nielsen | |
| Coto | Harkey | Pérez, John | |

Quorum present.

PRAYER DEFERRED

Without objection, Speaker pro Tempore Saldaña deferred the prayer until later in today's session.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Saldaña, Assembly Member Arambula 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 Torrico, seconded by Assembly Member Blakeslee.

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 Members Fletcher, Lieu, and Silva.

On personal business, and waiving per diem: Assembly Member Salas.

Because of illness: Assembly Members Davis and Logue.

(NOTE: For explanations of absences of Assembly Members Fletcher, Lieu, and Silva on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

PRAYER

Upon invitation of Speaker pro Tempore Saldaña, the following prayer was offered by Guest Chaplain, Father James Murphy of the Sacramento Cathedral of the Blessed Sacrament:

Prayer of the Farm Workers Struggle

Show me the suffering of the most miserable;

So I will know my people's plight.

Free me to pray for others;

For you are present in every person.

Help me take responsibility for my own life;

So that I can be free at last.

Grant me courage to serve others;

For in service there is true life.

Give me honesty and patience;

So that I can work with other workers.

Bring forth song and celebration;

So that the Spirit will be alive among us.

Let the Spirit flourish and grow;

So that we will never tire of the struggle.

Let us remember those who have died for justice;

For they have given us life.

Help us love even those who hate us;

So we can change the world.

AMEN.

Oración del Campesino en la Lucha

Enséñame el sufrimiento de los más desafortunados;

Así conoceré el dolor de mi pueblo.

Líbrame a orar por los demás;

Porque estás presente en cada persona.

Ayúdame a tomar responsabilidad de mi propia vida;

Sólo así seré libre al fin.

Concédeme valentía para servir al prójimo;

Porque en la entrega hay vida verdadera.

Concédeme honradez y paciencia;

Para que yo pueda trabajar junto con otros trabajadores.

Alúmbranos con el canto y la celebración;

Para que levanten el Espíritu entre nosotros.

Que el Espíritu florezca y crezca;

Para que no nos cansemos entre la lucha.

Nos acordamos de los que han caído por la justicia;

Porque a nosotros han entregado la vida.

Ayúdanos a amar aún a los que nos odian;

Así podremos cambiar el mundo.

AMEN.

**CONSIDERATION OF DAILY FILE
UNFINISHED BUSINESS**

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 20 (Bass)—An act to add Article 12 (commencing with Section 8879.77) to Chapter 12.491 of Division 1 of Title 2 of the Government Code, and to add Chapter 9.5 (commencing with Section 2420) to Division 3 of the Streets and Highways Code, relating to transportation, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill presented by Assembly Member Blumenfield.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—71

| | | | |
|---------------|-------------|-----------|--------------|
| Adams | Coto | Harkey | Pérez, J. |
| Ammiano | De La Torre | Hayashi | Pérez, V.M. |
| Anderson | De León | Hernandez | Portantino |
| Arambula | DeVore | Hill | Price |
| Beall | Duvall | Huber | Ruskin |
| Berryhill, B. | Emmerson | Huffman | Saldaña |
| Berryhill, T. | Eng | Jeffries | Skinner |
| Blakeslee | Evans | Jones | Solorio |
| Block | Feuer | Knight | Strickland |
| Blumenfield | Fong | Lowenthal | Swanson |
| Brownley | Fuentes | Ma | Torlakson |
| Buchanan | Fuller | Mendoza | Torres |
| Caballero | Furutani | Miller | Torrico |
| Calderon | Galgiani | Monning | Tran |
| Carter | Garrick | Nava | Villines |
| Chesbro | Gilmore | Nestande | Yamada |
| Conway | Hagman | Niello | Mme. Speaker |
| Cook | Hall | Nielsen | |

NOES—None

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—71

| | | | |
|---------------|-------------|-----------|--------------|
| Adams | Coto | Harkey | Pérez, J. |
| Ammiano | De La Torre | Hayashi | Pérez, V.M. |
| Anderson | De León | Hernandez | Portantino |
| Arambula | DeVore | Hill | Price |
| Beall | Duvall | Huber | Ruskin |
| Berryhill, B. | Emmerson | Huffman | Saldaña |
| Berryhill, T. | Eng | Jeffries | Skinner |
| Blakeslee | Evans | Jones | Solorio |
| Block | Feuer | Knight | Strickland |
| Blumenfield | Fong | Lowenthal | Swanson |
| Brownley | Fuentes | Ma | Torlakson |
| Buchanan | Fuller | Mendoza | Torres |
| Caballero | Furutani | Miller | Torrico |
| Calderon | Galgiani | Monning | Tran |
| Carter | Garrick | Nava | Villines |
| Chesbro | Gilmore | Nestande | Yamada |
| Conway | Hagman | Niello | Mme. Speaker |
| Cook | Hall | Nielsen | |

NOES—None

Above bill ordered enrolled.

RESOLUTIONS

The following resolution was offered:

Resolution to Dispense with Constitutional Provision

By Assembly Member Lieu.

Resolved, That Senate Bills Nos. 24 and 27 present cases of urgency, as that term is used in Article IV, Section 8(b), of the Constitution, and the provision of that section requiring that the bill be read on three separate days in each house is hereby dispensed with, and it is ordered that the bills be placed upon their passage.

Resolution read, and adopted by the following vote:

AYES—63

| | | | |
|---------------|-------------|-----------|--------------|
| Adams | Cook | Harkey | Pérez, V.M. |
| Ammiano | Coto | Hayashi | Portantino |
| Anderson | De La Torre | Hernandez | Price |
| Arambula | De León | Hill | Ruskin |
| Beall | Duvall | Huber | Saldaña |
| Berryhill, B. | Eng | Huffman | Skinner |
| Berryhill, T. | Evans | Jones | Solorio |
| Blakeslee | Feuer | Lowenthal | Strickland |
| Block | Fong | Ma | Swanson |
| Blumenfield | Fuentes | Mendoza | Torlakson |
| Brownley | Fuller | Miller | Torres |
| Buchanan | Furutani | Monning | Torrico |
| Caballero | Galgiani | Nava | Tran |
| Carter | Gilmore | Niello | Yamada |
| Chesbro | Hagman | Nielsen | Mme. Speaker |
| Conway | Hall | Pérez, J. | |

NOES—None

Article IV, Section 8(b) of the Constitution was declared dispensed with.

Second Reading of Senate Bills Nos. 24 and 27

SENATE BILL NO. 24—An act to amend Section 14005.25 of, and to repeal Section 14011.18 of, the Welfare and Institutions Code, relating to Medi-Cal, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

SENATE BILL NO. 27—An act to add Section 116760.45 to the Health and Safety Code, and to amend Sections 10631.5, 13476, and 13480 of the Water Code, relating to drinking water, making an appropriation, therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

**CONSIDERATION OF SENATE BILL NO. 24
BY UNANIMOUS CONSENT**

Assembly Member Jones was granted unanimous consent to take up Senate Bill No. 24 without reference to file, for purpose of consideration.

SENATE BILL NO. 24 (Alquist)—An act to amend Section 14005.25 of, and to repeal Section 14011.18 of, the Welfare and Institutions Code, relating to Medi-Cal, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Jones.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—66

| | | | |
|---------------|-------------|-----------|--------------|
| Adams | Cook | Hayashi | Pérez, V.M. |
| Ammiano | Coto | Hernandez | Portantino |
| Anderson | De La Torre | Hill | Price |
| Arambula | De León | Huber | Ruskin |
| Beall | Emmerson | Huffman | Saldaña |
| Berryhill, B. | Eng | Jeffries | Skinner |
| Berryhill, T. | Evans | Jones | Strickland |
| Blakeslee | Feuer | Knight | Swanson |
| Block | Fong | Lowenthal | Torlakson |
| Blumenfield | Fuentes | Ma | Torres |
| Brownley | Furutani | Mendoza | Torrico |
| Buchanan | Galgiani | Miller | Tran |
| Caballero | Garrick | Monning | Villines |
| Calderon | Gilmore | Nava | Yamada |
| Carter | Hagman | Nestande | Mme. Speaker |
| Chesbro | Hall | Niello | |
| Conway | Harkey | Pérez, J. | |

NOES—1

DeVore

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—66

| | | | |
|---------------|-------------|-----------|--------------|
| Adams | Cook | Hayashi | Pérez, V.M. |
| Ammiano | Coto | Hernandez | Portantino |
| Anderson | De La Torre | Hill | Price |
| Arambula | De León | Huber | Ruskin |
| Beall | Emmerson | Huffman | Saldaña |
| Berryhill, B. | Eng | Jeffries | Skinner |
| Berryhill, T. | Evans | Jones | Strickland |
| Blakeslee | Feuer | Knight | Swanson |
| Block | Fong | Lowenthal | Torlakson |
| Blumenfield | Fuentes | Ma | Torres |
| Brownley | Furutani | Mendoza | Torrico |
| Buchanan | Galgiani | Miller | Tran |
| Caballero | Garrick | Monning | Villines |
| Calderon | Gilmore | Nava | Yamada |
| Carter | Hagman | Nestande | Mme. Speaker |
| Chesbro | Hall | Niello | |
| Conway | Harkey | Pérez, J. | |

NOES—1

DeVore

Bill ordered transmitted to the Senate immediately.

CONSIDERATION OF SENATE BILL NO. 27 BY UNANIMOUS CONSENT

Assembly Member Carter was granted unanimous consent to take up Senate Bill No. 27 without reference to file, for purpose of consideration.

SENATE BILL NO. 27 (Negrete McLeod)—An act to add Section 116760.45 to the Health and Safety Code, and to amend Sections 10631.5, 13476, and 13480 of the Water Code, relating to drinking water, making an appropriation, therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Carter.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—73

| | | | |
|---------------|-------------|-----------|--------------|
| Adams | De La Torre | Hayashi | Pérez, V.M. |
| Ammiano | De León | Hernandez | Portantino |
| Anderson | DeVore | Hill | Ruskin |
| Arambula | Duvall | Huber | Saldaña |
| Beall | Emmerson | Huffman | Skinner |
| Berryhill, B. | Eng | Jeffries | Smyth |
| Berryhill, T. | Evans | Jones | Solorio |
| Blakeslee | Feuer | Knight | Strickland |
| Block | Fong | Krekorian | Swanson |
| Blumenfield | Fuentes | Lowenthal | Torlakson |
| Brownley | Fuller | Ma | Torres |
| Buchanan | Furutani | Mendoza | Torrico |
| Caballero | Gaines | Miller | Tran |
| Calderon | Galgiani | Monning | Villines |
| Carter | Garrick | Nava | Yamada |
| Chesbro | Gilmore | Nestande | Mme. Speaker |
| Conway | Hagman | Niello | |
| Cook | Hall | Nielsen | |
| Coto | Harkey | Pérez, J. | |

NOES—None

The question being on the passage of the bill.
Bill passed by the following vote:

AYES—73

| | | | |
|---------------|-------------|-----------|--------------|
| Adams | De La Torre | Hayashi | Pérez, V.M. |
| Ammiano | De León | Hernandez | Portantino |
| Anderson | DeVore | Hill | Ruskin |
| Arambula | Duvall | Huber | Saldaña |
| Beall | Emmerson | Huffman | Skinner |
| Berryhill, B. | Eng | Jeffries | Smyth |
| Berryhill, T. | Evans | Jones | Solorio |
| Blakeslee | Feuer | Knight | Strickland |
| Block | Fong | Krekorian | Swanson |
| Blumenfield | Fuentes | Lowenthal | Torlakson |
| Brownley | Fuller | Ma | Torres |
| Buchanan | Furutani | Mendoza | Torrico |
| Caballero | Gaines | Miller | Tran |
| Calderon | Galgiani | Monning | Villines |
| Carter | Garrick | Nava | Yamada |
| Chesbro | Gilmore | Nestande | Mme. Speaker |
| Conway | Hagman | Niello | |
| Cook | Hall | Nielsen | |
| Coto | Harkey | Pérez, J. | |

NOES—None

Bill ordered transmitted to the Senate immediately.

RECESS

By unanimous consent, at 10:18 a.m., Speaker pro Tempore Saldaña declared the Assembly recessed to reconvene Regular Session.

RECONVENED

At 11:04 a.m., the Assembly reconvened.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly, presiding.

MESSAGES FROM THE SENATE

Senate Chamber, March 26, 2009

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 29

And respectfully requests the Assembly to concur in said amendments.

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

Above bill ordered to unfinished business file.

**CONSIDERATION OF SENATE AMENDMENTS TO ASSEMBLY BILL NO. 29
BY UNANIMOUS CONSENT**

Assembly Member Coto was granted unanimous consent to take up consideration of Senate amendments to Assembly Bill No. 29 without reference to file.

ASSEMBLY BILL NO. 29 (Coto)—An act to amend Sections 1032.5, 1275, 1277.5, 1329, and 1951 of, and to add Sections 1277.1 and 1329.5 to, Unemployment Insurance Code, relating to unemployment insurance, and making an appropriation therefor, .

Bill presented by Assembly Member Garrick.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—60

| | | | |
|---------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Hayashi | Portantino |
| Arambula | De León | Hernandez | Price |
| Beall | Emmerson | Hill | Ruskin |
| Berryhill, B. | Eng | Huber | Saldaña |
| Blakeslee | Evans | Huffman | Skinner |
| Block | Feuer | Jones | Smyth |
| Blumenfield | Fong | Krekorian | Solorio |
| Brownley | Fuentes | Lowenthal | Strickland |
| Buchanan | Fuller | Ma | Swanson |
| Caballero | Furutani | Mendoza | Torlakson |
| Calderon | Gaines | Monning | Torres |
| Carter | Galgiani | Nava | Torrico |
| Chesbro | Garrick | Nielsen | Tran |
| Cook | Gilmore | Pérez, J. | Yamada |
| Coto | Hall | Pérez, V.M. | Mme. Speaker |

NOES—6

| | | |
|----------|--------|--------|
| Anderson | DeVore | Miller |
| Conway | Knight | Niello |

Vote Changes

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 29: Assembly Member Nestande from “No” to “Not Voting”.

Above bill ordered enrolled.

VOTE ADDS

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

Assembly Bill No. 20, Concurrence: Adams, Tom Berryhill, Emmerson, Gaines, Hayashi, Knight, Miller, Price, Solorio, Torres, and Villines—Aye.

Invoke Constitution, Relative to Senate Bills Nos. 24 and 27: Adams, Anderson, Tom Berryhill, Hayashi, Solorio, and Torres—Aye.

Senate Bill No. 24 and Urgency: Adams, Anderson, Gaines, Garrick, Hayashi, Knight, Nava, and Villines—Aye; DeVore—No.

Senate Bill No. 27: Adams, Anderson, Gilmore, and Hayashi—Aye.

Assembly Bill No. 29, Concurrence: Galgiani and Hayashi—Aye; Anderson—No.

RECESS

By unanimous consent, at 11:16 a.m., Speaker pro Tempore Saldaña declared the Assembly recessed to reconvene Regular Session.

MESSAGES FROM THE SENATE

Senate Chamber, March 26, 2009

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

Assembly Bill No. 23

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

Above bill ordered enrolled.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, March 26, 2009

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

Assembly Bill No. 20

Assembly Bill No. 23

Assembly Bill No. 29

And reports the same correctly enrolled and presented to the Governor on the 26th day of March, 2009, at 4:45 p.m.

E. DOTSON WILSON, Chief Clerk

ADJOURNMENT

At 4:50 p.m., the Assembly adjourned upon Call of the Speaker.

KAREN BASS, Speaker

SUE PARKER, Assistant Chief Clerk

CALIFORNIA LEGISLATURE
2009–10 THIRD EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, April 1, 2009
TWENTY-FIFTH SESSION DAY
EIGHTY-SEVENTH CALENDAR DAY
AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Wednesday, April 1, 2009

The Assembly met at 7 a.m.

Hon. Chuck DeVore, Assembly Member, 70th District, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

History Clerk Amy Leach reading.

ROLL CALL

The following were placed upon the morning roll call—80:

| | | | |
|-----------------|-------------|-----------|------------------|
| Adams | De La Torre | Hayashi | Pérez, John |
| Ammiano | De León | Hernandez | Pérez, V. Manuel |
| Anderson | DeVore | Hill | Portantino |
| Arambula | Duvall | Huber | Price |
| Beall | Emmerson | Huffman | Ruskin |
| Berryhill, Bill | Eng | Jeffries | Salas |
| Berryhill, Tom | Evans | Jones | Saldaña |
| Blakeslee | Feuer | Knight | Silva |
| Block | Fletcher | Krekorian | Skinner |
| Blumenfield | Fong | Lieu | Smyth |
| Brownley | Fuentes | Logue | Solorio |
| Buchanan | Fuller | Lowenthal | Strickland |
| Caballero | Furutani | Ma | Swanson |
| Calderon | Gaines | Mendoza | Torlakson |
| Carter | Galgiani | Miller | Torres |
| Chesbro | Garrick | Monning | Torrico |
| Conway | Gilmore | Nava | Tran |
| Cook | Hagman | Nestande | Villines |
| Coto | Hall | Niello | Yamada |
| Davis | Harkey | Nielsen | Mme. Speaker |

Quorum present.

At 2:30 p.m., Hon. Connie Conway, 34th District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bill was introduced and read the first time:

ASSEMBLY BILL NO. 30—Garrick and Miller (Coauthors: Adams, Anderson, Bill Berryhill, Tom Berryhill, Blakeslee, Conway, Cook, Coto, Duvall, Emmerson, Fletcher, Fuller, Gaines, Galgiani, Gilmore, Hagman, Harkey, Jeffries, Knight, Logue, Mendoza, Nestande, Niello, Nielsen, Portantino, Silva, Smyth, Audra Strickland, Tran, and Villines). An act to amend Section 41964 of the Health and Safety Code, relating to air pollution.

ADJOURNMENT

At 3 p.m., the Assembly adjourned upon Call of the Speaker.

KAREN BASS, Speaker

SUE PARKER, Assistant Chief Clerk

CALIFORNIA LEGISLATURE
2009–10 THIRD EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, April 2, 2009
TWENTY-SIXTH SESSION DAY
EIGHTY-EIGHTH CALENDAR DAY
AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

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PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, April 2, 2009

The Assembly met at 9:44 a.m.
Hon. Lori Saldaña, Speaker pro Tempore of the Assembly,
presiding.

Chief Clerk E. Dotson Wilson at the Desk.
Assistant Chief Clerk Brian Ebbert reading.

ROLL CALL

The following were placed upon the morning roll call—76:

| | | | |
|-----------------|-------------|-----------|------------------|
| Adams | De La Torre | Hayashi | Pérez, John |
| Ammiano | De León | Hernandez | Pérez, V. Manuel |
| Anderson | DeVore | Hill | Portantino |
| Arambula | Duvall | Huber | Price |
| Beall | Emmerson | Huffman | Ruskin |
| Berryhill, Bill | Eng | Jeffries | Salas |
| Berryhill, Tom | Evans | Jones | Saldaña |
| Blakeslee | Feuer | Knight | Silva |
| Block | Fletcher | Krekorian | Skinner |
| Blumenfield | Fong | Lieu | Smyth |
| Brownley | Fuentes | Logue | Solorio |
| Buchanan | Fuller | Lowenthal | Strickland |
| Caballero | Furutani | Mendoza | Swanson |
| Calderon | Gaines | Miller | Torlakson |
| Carter | Galgiani | Monning | Torres |
| Chesbro | Garrick | Nava | Torrico |
| Conway | Gilmore | Nestande | Villines |
| Cook | Hagman | Niello | Yamada |
| Coto | Harkey | Nielsen | Mme. Speaker |

Quorum present.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

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 Hall.

On personal business, and waiving per diem: Assembly Member Tran.

Because of illness: Assembly Members Davis and Ma.

(NOTE: For explanation of absence of Assembly Member Hall on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bill was introduced and read the first time:

ASSEMBLY BILL NO. 31—Bass. An act relating to economic stimulus.

ADJOURNMENT

At 3:30 p.m., pursuant to the provisions of Joint Rule 51 the Assembly adjourned for the 2009 Spring Recess until 12 noon, Monday, April 13, 2009.

KAREN BASS, Speaker

SUE PARKER, Assistant Chief Clerk

CALIFORNIA LEGISLATURE
2009–10 THIRD EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Monday, April 13, 2009

TWENTY-SEVENTH SESSION DAY

NINETY-NINTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, April 13, 2009

The Assembly met at 12:18 p.m.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly,
presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The following were placed upon the morning roll call—79:

| | | | |
|-----------------|-------------|-------------|------------------|
| Adams | De La Torre | Hernandez | Pérez, V. Manuel |
| Ammiano | De León | Hill | Portantino |
| Anderson | DeVore | Huber | Price |
| Arambula | Duvall | Huffman | Ruskin |
| Beall | Emmerson | Jeffries | Salas |
| Berryhill, Bill | Eng | Jones | Saldaña |
| Berryhill, Tom | Evans | Knight | Silva |
| Blakeslee | Feuer | Krekorian | Skinner |
| Block | Fletcher | Lieu | Smyth |
| Blumenfield | Fong | Logue | Solorio |
| Brownley | Fuentes | Lowenthal | Strickland |
| Buchanan | Fuller | Ma | Swanson |
| Caballero | Furutani | Mendoza | Torlakson |
| Calderon | Gaines | Miller | Torres |
| Carter | Galgiani | Monning | Torrico |
| Chesbro | Garrick | Nava | Tran |
| Conway | Gilmore | Nestande | Villines |
| Cook | Hagman | Niello | Yamada |
| Coto | Hall | Nielsen | Mme. Speaker |
| Davis | Hayashi | Pérez, John | |

Quorum present.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Member was granted leave of absence for the day:

On personal business, and waiving per diem: Assembly Member Harkey.

ADJOURNMENT

At 3:30 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

SUE PARKER, Assistant Chief Clerk

CALIFORNIA LEGISLATURE
2009–10 THIRD EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, April 21, 2009
TWENTY-EIGHTH SESSION DAY
ONE HUNDRED SEVENTH CALENDAR DAY
AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, April 21, 2009

The Assembly met at 7 a.m.

Hon. Danny Gilmore, Assembly Member, 30th District, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The following were placed upon the morning roll call—78:

| | | | |
|-----------------|----------|-------------|------------------|
| Adams | De León | Hernandez | Pérez, V. Manuel |
| Ammiano | DeVore | Hill | Portantino |
| Anderson | Duvall | Huber | Price |
| Arambula | Emmerson | Huffman | Ruskin |
| Beall | Eng | Jeffries | Salas |
| Berryhill, Bill | Evans | Jones | Saldaña |
| Berryhill, Tom | Feuer | Knight | Silva |
| Blakeslee | Fletcher | Krekorian | Skinner |
| Block | Fong | Lieu | Smyth |
| Blumenfield | Fuentes | Logue | Solorio |
| Brownley | Fuller | Lowenthal | Strickland |
| Caballero | Furutani | Ma | Swanson |
| Calderon | Gaines | Mendoza | Torres |
| Carter | Galgiani | Miller | Torrico |
| Chesbro | Garrick | Monning | Tran |
| Conway | Gilmore | Nava | Villines |
| Cook | Hagman | Nestande | Yamada |
| Coto | Hall | Niello | Mme. Speaker |
| Davis | Harkey | Nielsen | |
| De La Torre | Hayashi | Pérez, John | |

Quorum present.

At 3:37 p.m., Hon. Michael Duvall, 72nd District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

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 Torlakson.

On personal business, and waiving per diem: Assembly Member Buchanan.

(NOTE: For explanation of absence of Assembly Member Torlakson on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bill was introduced and read the first time:

ASSEMBLY BILL NO. 32—Silva (Coauthors: Anderson, Bill Berryhill, Cook, Duvall, Fletcher, Fuller, Gaines, Garrick, Hagman, Jeffries, Knight, Miller, Nestande, and Audra Strickland) (Coauthor: Senator Ashburn). An act to amend Section 44955 of the Education Code, relating to school employees, and declaring the urgency thereof, to take effect immediately.

ADJOURNMENT

At 4 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

SUE PARKER, Assistant Chief Clerk

CALIFORNIA LEGISLATURE
2009–10 THIRD EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Monday, April 27, 2009

TWENTY-NINTH SESSION DAY

ONE HUNDRED THIRTEENTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, April 27, 2009

The Assembly met at 12:16 p.m.

Hon. Karen Bass, Speaker of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The following were placed upon the morning roll call—78:

| | | | |
|-----------------|-------------|-------------|------------------|
| Adams | De La Torre | Hernandez | Pérez, V. Manuel |
| Ammiano | De León | Hill | Portantino |
| Anderson | DeVore | Huber | Price |
| Arambula | Duvall | Huffman | Ruskin |
| Beall | Emmerson | Jeffries | Salas |
| Berryhill, Bill | Eng | Jones | Silva |
| Berryhill, Tom | Evans | Knight | Skinner |
| Blakeslee | Feuer | Krekorian | Smyth |
| Block | Fletcher | Lieu | Solorio |
| Blumenfield | Fong | Logue | Strickland |
| Brownley | Fuentes | Lowenthal | Swanson |
| Buchanan | Fuller | Ma | Torlakson |
| Caballero | Furutani | Mendoza | Torres |
| Calderon | Gaines | Miller | Torrico |
| Carter | Galgiani | Monning | Tran |
| Chesbro | Garrick | Nava | Villines |
| Conway | Gilmore | Nestande | Yamada |
| Cook | Hagman | Niello | Mme. Speaker |
| Coto | Hall | Nielsen | |
| Davis | Harkey | Pérez, John | |

Quorum present.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

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 Hayashi.

Because of illness: Assembly Member Saldaña.

(NOTE: For explanation of absence of Assembly Member Hayashi on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

April 27, 2009

*E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: This is to advise you that I have appointed the following membership to the Assembly Education Committee for the 2009–10 Third Extraordinary Session:

Assemblymember Julia Brownley, Chair
Assemblymember Brian Nestande, Vice Chair
Assemblymember Tom Ammiano
Assemblymember Juan Arambula
Assemblymember Joan Buchanan
Assemblymember Wilmer Carter
Assemblymember Mike Eng
Assemblymember Martin Garrick
Assemblymember Jeff Miller
Assemblymember Jose Solorio
Assemblymember Tom Torlakson

Sincerely,

KAREN BASS
Speaker of the Assembly

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bill was referred to committee:

| | | |
|-----------------|-------|------------------|
| <i>Assembly</i> | | <i>Committee</i> |
| <i>Bill No.</i> | | |
| 32 | ----- | Ed. |

ADJOURNMENT

At 3:30 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

SUE PARKER, Assistant Chief Clerk

CALIFORNIA LEGISLATURE
2009–10 THIRD EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, May 5, 2009

THIRTIETH SESSION DAY

ONE HUNDRED TWENTY-FIRST CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, May 5, 2009

The Assembly met at 7 a.m.

Hon. Wilmer Amina Carter, Assembly Member, 62nd District, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The following were placed upon the morning roll call—74:

| | | | |
|-----------------|-------------|-------------|------------------|
| Adams | De La Torre | Hill | Pérez, V. Manuel |
| Ammiano | De León | Huber | Portantino |
| Anderson | DeVore | Huffman | Price |
| Arambula | Duvall | Jeffries | Ruskin |
| Beall | Emmerson | Jones | Salas |
| Berryhill, Bill | Feuer | Knight | Saldaña |
| Berryhill, Tom | Fletcher | Krekorian | Silva |
| Blakeslee | Fong | Lieu | Skinner |
| Block | Fuentes | Logue | Smyth |
| Brownley | Fuller | Lowenthal | Solorio |
| Buchanan | Gaines | Ma | Strickland |
| Caballero | Galgiani | Mendoza | Swanson |
| Calderon | Garrick | Miller | Torlakson |
| Carter | Gilmore | Monning | Torrico |
| Chesbro | Hagman | Nava | Tran |
| Conway | Hall | Nestande | Villines |
| Cook | Harkey | Niello | Yamada |
| Coto | Hayashi | Nielsen | |
| Davis | Hernandez | Pérez, John | |

Quorum present.

At 2:32 p.m., Hon. Mike Feuer, 42nd District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

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 Members Bass, Blumenfield, Eng, Evans, and Torres.

Because of illness: Assembly Member Furutani.

(NOTE: For explanations of absences of Assembly Members Bass, Blumenfield, Eng, Evans, and Torres on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bill was introduced and read the first time:

ASSEMBLY BILL NO. 33—Villines (Coauthors: Adams, Bill Berryhill, Duvall, Emmerson, Fletcher, Gilmore, Hagman, Jeffries, Knight, Niello, and Smyth). An act to amend Section 1250.310 of the Code of Civil Procedure, to amend Section 14074 of the Corporations Code, to amend Sections 17910.1, 17911.2, 17911.3, 17911.4, 17911.6, 17912, 17912.2, 17925, and 41304 of the Education Code, to amend Sections 32320, 32321, 32322, 32940, and 32942 of, and to repeal Section 32208 of, the Financial Code, to amend Sections 9100 and 9101 of the Fish and Game Code, to amend Sections 11553, 12802.5, 12805, 14450, 14684, 14684.1, 15814.22, 15814.23, 15814.30, 15814.34, 66645, and 66646 of, and to amend and renumber Section 15814.25 of, the Government Code, to amend Sections 3808, 3810, 3822, 3822.1, 3822.2, 4799.16, 6815.2, 14584, 21080, 25104, 25106, 25110, 25112, 25123, 25205, 25207, 25212, 25214, 25216.5, 25217.1, 25218, 25219, 25220, 25221, 25222, 25223, 25224, 25225, 25226, 25301, 25302, 25303, 25304, 25305, 25305.5, 25306, 25320, 25321, 25322, 25323, 25324, 25354, 25356, 25357, 25358, 25362, 25364, 25366, 25400, 25401, 25401.2, 25401.5, 25401.6, 25401.7, 25402, 25402.1, 25402.3, 25402.6, 25402.9, 25403, 25403.5, 25403.8, 25404, 25410.5, 25410.6, 25412, 25413, 25414, 25415, 25416, 25417, 25417.5, 25419, 25420, 25426, 25433.5, 25434, 25434.5, 25435, 25436, 25441, 25442, 25442.5, 25442.7, 25443, 25443.5, 25445, 25449, 25449.3, 25494, 25496, 25500, 25500.5, 25501, 25501.7, 25508, 25517, 25518, 25519, 25520, 25522, 25523, 25524.1, 24424.2, 25525, 25526, 25527, 25528, 25529, 25530, 25531, 25534, 25534.1, 25538, 25539, 25540, 25540.1, 25540.2, 25540.3, 25541, 25541.1, 25541.5, 25542, 25543, 25601, 25602, 25603, 25603.5, 25608, 25610, 25616, 25617, 25618, 25620, 25620.1, 25620.2, 25620.3, 25620.4, 25620.5, 25620.6, 25620.7, 25620.8, 25620.11, 25630, 25678, 25679, 25696, 25696.5, 25697, 25700, 25701, 25702, 25703, 25704, 25705, 25720, 25721, 25722, 25722.5, 25723, 25741, 25742, 25743, 25744, 25747, 25748, 25751, 25771, 25772, 25773, 25802, 25803, 25900, 25901, 25902, 25911, 25912, 25942, 25967, 25968, 26004, 26011.5, 26011.6, and 30404 of, to amend the heading of Chapter 3 (commencing with Section 25200) of Division 15 of, to add Sections 3806.5, 25104.1, 25104.2, 25205.5, 25207.5, 25208, 25544, and 25545 to, to add Chapter 3.5 (commencing with Section 25227) to Division 15 of, to repeal Sections 3805.5, 25113, 25217, 25217.5, 25502, 25503, 25504, 25504.5, 25505, 25506, 25506.5, 25507, 25509, 25509.5, 25510, 25511, 25512, 25512.5, 25513, 25514, 25514.3, 25514.5, 25515, 25516, 25516.1, 25516.5, 25516.6, 25520.5, 25524.5, 25540.4, and 25540.6 of, and to repeal and add Sections 25107, 25120, 25200, 25201, 25202, 25203, 25204, and 25206 of, the Public Resources Code, to amend Sections 332.1, 348, 350, 352, 353.7, 360, 365, 366.1, 366.2, 384, 398.2, 398.3, 398.5, 399.25, 399.8, 399.11, 399.12, 399.13, 399.15, 399.16, 454.5, 464, 848.1, 1001, 1731, 1768, 1822, 2774.6, 2826.5, 2827, 3302, 3310, 3320, 3330, 3341, 3341.1, 3341.2, 3345, 3370, and 9502 of, to add Sections 322, 345.1, 345.2, and 411 to, to repeal Sections 346, 3325, 3326, and 3327 of, to repeal Article 2 (commencing with Section 334) of Chapter 2.3 of Part 1 of Division 1 of, and to repeal and add Section 3340 of, the Public Utilities Code, and to amend Section 80000 of, and to add Sections 80001 and 80001.5 to, the Water Code, relating to energy.

ADJOURNMENT

At 3:30 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

LORI SALDAÑA, Speaker pro Tempore

SUE PARKER, Assistant Chief Clerk

CALIFORNIA LEGISLATURE
2009–10 THIRD EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, May 12, 2009

THIRTY-FIRST SESSION DAY

ONE HUNDRED TWENTY-EIGHTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, May 12, 2009

The Assembly met at 7 a.m.
Hon. William W. Monning, Assembly Member, 27th District,
presiding.

Chief Clerk E. Dotson Wilson at the Desk.
Assistant Clerk Timothy Morland reading.

ROLL CALL

The following were placed upon the morning roll call—79:

| | | | |
|-----------------|-------------|-------------|------------------|
| Adams | De La Torre | Hernandez | Pérez, V. Manuel |
| Ammiano | De León | Hill | Portantino |
| Anderson | DeVore | Huber | Price |
| Arambula | Duvall | Huffman | Ruskin |
| Beall | Emmerson | Jeffries | Salas |
| Berryhill, Bill | Eng | Jones | Saldaña |
| Berryhill, Tom | Evans | Knight | Silva |
| Blakeslee | Feuer | Krekorian | Skinner |
| Block | Fletcher | Lieu | Smyth |
| Blumenfield | Fong | Logue | Solorio |
| Brownley | Fuentes | Lowenthal | Strickland |
| Buchanan | Fuller | Ma | Swanson |
| Caballero | Furutani | Mendoza | Torlakson |
| Calderon | Gaines | Miller | Torres |
| Carter | Galgiani | Monning | Torrico |
| Chesbro | Garrick | Nava | Tran |
| Conway | Hagman | Nestande | Villines |
| Cook | Hall | Niello | Yamada |
| Coto | Harkey | Nielsen | Mme. Speaker |
| Davis | Hayashi | Pérez, John | |

Quorum present.

At 2:17 p.m., Hon. John A. Pérez, 46th District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Member was granted leave of absence for the day:

On legislative business: Assembly Member Gilmore.

(NOTE: For explanation of absence of Assembly Member Gilmore on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bill was introduced and read the first time:

ASSEMBLY BILL NO. 34—Bass. An act to amend Sections 25450, 25450.1, and 25450.3 of, to add Section 25450.4 to, and to repeal and add Section 25450.2 of, the Public Resources Code, relating to energy.

ADJOURNMENT

At 3:30 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

SUE PARKER, Assistant Chief Clerk

CALIFORNIA LEGISLATURE
2009–10 THIRD EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, May 21, 2009

THIRTY-SECOND SESSION DAY

ONE HUNDRED THIRTY-SEVENTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, May 21, 2009

The Assembly met at 9:50 a.m.

Hon. Karen Bass, Speaker of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The following were placed upon the morning roll call—79:

| | | | |
|-----------------|-------------|-----------|------------------|
| Adams | De La Torre | Hayashi | Pérez, John |
| Ammiano | De León | Hernandez | Pérez, V. Manuel |
| Anderson | DeVore | Hill | Portantino |
| Arambula | Duvall | Huber | Price |
| Beall | Emmerson | Huffman | Ruskin |
| Berryhill, Bill | Eng | Jeffries | Salas |
| Berryhill, Tom | Evans | Jones | Silva |
| Blakeslee | Feuer | Knight | Skinner |
| Block | Fletcher | Krekorian | Smyth |
| Blumenfield | Fong | Lieu | Solorio |
| Brownley | Fuentes | Logue | Strickland |
| Buchanan | Fuller | Lowenthal | Swanson |
| Caballero | Furutani | Ma | Torlakson |
| Calderon | Gaines | Mendoza | Torres |
| Carter | Galgiani | Miller | Torrico |
| Chesbro | Garrick | Monning | Tran |
| Conway | Gilmore | Nava | Villines |
| Cook | Hagman | Nestande | Yamada |
| Coto | Hall | Niello | Mme. Speaker |
| Davis | Harkey | Nielsen | |

Quorum present.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Member was granted leave of absence for the day:

On personal business, and waiving per diem: Assembly Member Saldaña.

ADJOURNMENT

At 3:30 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

SUE PARKER, Assistant Chief Clerk

CALIFORNIA LEGISLATURE
2009–10 THIRD EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, May 28, 2009

THIRTY-THIRD SESSION DAY

ONE HUNDRED FORTY-FOURTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, May 28, 2009

The Assembly met at 9:21 a.m.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly,
presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Russell Tomas reading.

ROLL CALL

The following were placed upon the morning roll call—80:

| | | | |
|-----------------|-------------|-----------|------------------|
| Adams | De La Torre | Hayashi | Pérez, John |
| Ammiano | De León | Hernandez | Pérez, V. Manuel |
| Anderson | DeVore | Hill | Portantino |
| Arambula | Duvall | Huber | Price |
| Beall | Emmerson | Huffman | Ruskin |
| Berryhill, Bill | Eng | Jeffries | Salas |
| Berryhill, Tom | Evans | Jones | Saldaña |
| Blakeslee | Feuer | Knight | Silva |
| Block | Fletcher | Krekorian | Skinner |
| Blumenfield | Fong | Lieu | Smyth |
| Brownley | Fuentes | Logue | Solorio |
| Buchanan | Fuller | Lowenthal | Strickland |
| Caballero | Furutani | Ma | Swanson |
| Calderon | Gaines | Mendoza | Torlakson |
| Carter | Galgiani | Miller | Torres |
| Chesbro | Garrick | Monning | Torrico |
| Conway | Gilmore | Nava | Tran |
| Cook | Hagman | Nestande | Villines |
| Coto | Hall | Niello | Yamada |
| Davis | Harkey | Nielsen | Mme. Speaker |

Quorum present.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bill was introduced and read the first time:

ASSEMBLY BILL NO. 35—Hagman (Principal coauthor: Senator Huff). An act relating to the Chino Valley Unified School District, and declaring the urgency thereof, to take effect immediately.

ADJOURNMENT

At 3:30 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

SUE PARKER, Assistant Chief Clerk

CALIFORNIA LEGISLATURE
2009–10 THIRD EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, June 4, 2009

THIRTY-FOURTH SESSION DAY

ONE HUNDRED FIFTY-FIRST CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, June 4, 2009

The Assembly met at 7 a.m.
Hon. Danny D. Gilmore, Assembly Member, 30th District,
presiding.

Chief Clerk E. Dotson Wilson at the Desk.
Assistant Clerk Timothy Morland reading.

ROLL CALL

The following were placed upon the morning roll call—74:

| | | | |
|-----------------|-----------|------------------|--------------|
| Adams | De León | Huber | Price |
| Ammiano | Duvall | Huffman | Ruskin |
| Anderson | Emmerson | Jeffries | Salas |
| Arambula | Eng | Jones | Saldaña |
| Beall | Evans | Knight | Silva |
| Berryhill, Bill | Feuer | Krekorian | Skinner |
| Berryhill, Tom | Fong | Lieu | Smyth |
| Blakeslee | Fuentes | Lowenthal | Solorio |
| Blumenfield | Fuller | Ma | Strickland |
| Brownley | Furutani | Mendoza | Swanson |
| Buchanan | Gaines | Miller | Torlakson |
| Caballero | Galgiani | Monning | Torres |
| Calderon | Garrick | Nava | Torrico |
| Carter | Gilmore | Nestande | Tran |
| Chesbro | Hagman | Niello | Villines |
| Conway | Harkey | Nielsen | Yamada |
| Cook | Hayashi | Pérez, John | Mme. Speaker |
| Coto | Hernandez | Pérez, V. Manuel | |
| De La Torre | Hill | Portantino | |

Quorum present.

At 3:09 p.m., Hon. Jim Nielsen, 2nd District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

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 Members Davis, DeVore, Fletcher, Hall, and Logue.

Because of a death in his family: Assembly Member Block.

(NOTE: For explanations of absence of Assembly Members Davis, DeVore, Fletcher, Hall, and Logue on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

ADJOURNMENT

At 3:30 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE

2009–10 THIRD EXTRAORDINARY SESSION

ASSEMBLY JOURNAL

RECESS JOURNAL NO. 1

RECESS UPON CALL OF THE SPEAKER

Assembly Chamber, Sacramento
Tuesday, June 9, 2009

Pursuant to the provisions of Joint Rule 59, the following Assembly Journal for the 2009–10 Third Extraordinary Session was printed while the Assembly was upon Call of the Speaker.

INTRODUCTION OF ASSEMBLY BILLS

The following bill was introduced:

ASSEMBLY BILL NO. 36—Gaines. An act to amend Sections 68055.1, and 68055.2 of, and to repeal Sections 66799.22 and 66799.40 of, the Government Code, to amend Sections 18909, 25141.6, 25143.12, 25150, 25197.2, 25201.1, 25213, 25214.8.13, 25214.10.1, 25218.9, 25218.10, 25244.6, 25244.15.1, 25250.1, 25250.15, 25250.18, 25250.19, 33459.1, 39762, 39763, 41705, 41805.5, and 41865.5 of the Health and Safety Code, to amend Sections 10507.5, 12153, 12164.5, 12165, 12166, 12167, 12167.1, 12200, 12207, 12211, 12215, 12217, 12301, 12310, and 12320 of the Public Contract Code, to amend Sections 40051, 40054, 40059.1, 40062, 40063, 40106, 40117, 40127, 40130, 40131, 40145, 40148, 40150.2, 40183, 40184, 40194, 40910, 40911, 40912, 40913, 40950, 40972, 40973, 40974, 40975, 41030, 41031, 41032, 41033, 41220, 41300, 41330, 41331, 41332, 41333, 41420, 41510, 41720, 41721.5, 41733, 41734, 41750, 41770, 41780.05, 41780.1, 41781.1, 41781.2, 41781.3, 41782, 41783, 41783.1, 41784, 41786, 41787, 41787.1, 41787.2, 41787.3, 41787.4, 41790, 41791, 41791.1, 41791.2, 41791.5, 41794, 41800, 41801, 41801.5, 41802, 41810, 41810.1, 41811, 41811.5, 41812, 41813, 41820.5, 41820.6, 41821, 41821.1, 41821.2, 41821.3, 41821.5, 41821.6, 41822, 41825, 41850, 41850.5, 41851, 41903, 41956, 42000, 42002, 42005, 42007, 42012, 42013, 42014, 42015, 42019, 42020, 42023.1, 42023.3, 42023.4, 42023.5, 42023.6, 42024, 42106, 42171, 42172, 42240, 42241.5, 42244, 42244.5, 42245, 42252, 42291, 42291.5, 42292, 42293, 42294, 42295, 42296, 42297, 42301, 42310, 42310.1, 42310.2, 42310.3, 42320, 42321, 42322, 42323, 42325, 42326, 42327, 42330, 42356.1, 42359.7, 42410, 42411, 42414, 42415, 42441, 42443, 42450, 42461, 42463, 42464, 42465, 42474, 42475, 42475.2, 42475.4, 42476, 42477, 42478, 42479, 42485, 42500, 42501, 42510, 42511, 42520, 42540, 42551, 42555, 42556, 42557, 42558, 42561, 42562, 42600, 42601, 42602, 42605, 42621, 42635, 42640, 42641, 42642, 42645, 42646, 42647, 42648.1, 42648.2, 42648.5, 42650, 42651, 42700, 42703, 42760, 42770, 42773, 42774, 42775, 42780, 42781, 42782, 42783, 42791, 42811, 42812, 42820, 42821, 42822, 42823, 42823.5, 42825, 42830, 42831, 42832, 42833, 42835, 42841, 42843, 42844, 42845, 42846, 42846.5, 42847, 42847.5, 42848, 42849, 42850, 42851, 42855, 42867, 42871, 42872.5, 42873, 42874, 42875, 42880, 42881, 42882, 42883, 42885, 42885.5, 42888, 42889, 42889.3, 42910, 42912,

42920, 42921.5, 42924, 42925, 42926, 42927, 42951, 42952, 42953, 42954, 42955, 42956, 42960, 42961, 42961.5, 42962, 42962.5, 42963, 42964, 42966, 42967, 43020, 43020.1, 43030, 43035, 43040, 43050, 43101, 43103, 43200, 43201, 43202, 43204, 43205, 43207, 43209, 43209.1, 43210, 43211, 43212, 43212.1, 43214, 43215, 43215.1, 43216, 43216.5, 43217, 43218, 43219, 43220, 43230, 43231, 43232, 43300, 43301, 43302, 43303, 43304, 43305, 43306, 43307, 43308, 43309, 43310, 43310.1, 43501, 43501.5, 43502, 43504, 43505, 43506, 43507, 43508, 43509, 43510, 43600, 43601, 43601.5, 43603, 43606, 44000.5, 44001, 44002.1, 44003, 44004, 44005, 44006, 44007, 44008, 44009, 44010, 44014, 44018, 44100, 44104, 44152, 44202, 44203, 44309, 44820, 45000, 45002, 45003, 45005, 45010, 45010.1, 45010.2, 45011, 45012, 45013, 45014, 45016, 45017, 45018, 45019, 45020, 45021, 45022, 45023, 45024, 45025, 45030, 45031, 45032, 45040, 45041, 47050, 47102, 47103, 47104, 47106, 47107, 47108, 47120, 47121, 47122, 47123, 47200, 47201, 47202, 47203, 47901, 48000, 48004, 48005, 48006, 48020, 48021, 48022, 48022.5, 48023, 48023.5, 48025, 48026, 48027, 48,028, 48100, 48101, 48103, 48104, 48106, 48202, 48204, 48205, 48206, 48632, 48634, 48640, 48641, 48642, 48643, 48644, 48645, 48650, 48650.2, 48650.5, 48651, 48652, 48653, 48655, 48656, 48657, 48660, 8660.5, 48661, 48662, 48670, 48671, 48671.5, 48672, 48673, 48674, 48675, 48676, 48680, 48690, 50000, 50000.5, 50001, 50001.5, 50002, 71011, 71017, 71071, 71300, 71302, 71303, and 71305 of, to amend the heading of Article 1.5 (commencing with Section 40910) of Chapter 1 of Part 2 of Division 30 of, to amend the heading of Article 1 (commencing with Section 41800) of Chapter 7 of Part 2 of Division 30 of, to add Section 40400 to, to repeal Sections 42416 and 48502 of, and to repeal Chapter 3 (commencing with Section 40400) of Part 1 of Division 30 of, the Public Resources Code, to amend Section 7718 of the Public Utilities Code, to amend Sections 45855, 45863, 45981, and 45982 of the Revenue and Taxation Code, and to amend Section 31560 of the Vehicle Code, relating to integrated waste management.

ADJOURNMENT

At 3:30 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 THIRD EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, June 11, 2009

THIRTY-FIFTH SESSION DAY

ONE HUNDRED FIFTY-EIGHTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, June 11, 2009

The Assembly met at 9:18 a.m.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly,
presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The following were placed upon the morning roll call—75:

| | | | |
|-----------------|-------------|-----------|------------------|
| Adams | De La Torre | Harkey | Pérez, John |
| Ammiano | De León | Hayashi | Pérez, V. Manuel |
| Anderson | DeVore | Hill | Portantino |
| Arambula | Duvall | Huber | Ruskin |
| Berryhill, Bill | Emmerson | Huffman | Salas |
| Berryhill, Tom | Eng | Jeffries | Saldaña |
| Blakeslee | Evans | Jones | Silva |
| Block | Feuer | Knight | Skinner |
| Blumenfield | Fletcher | Krekorian | Smyth |
| Brownley | Fong | Logue | Solorio |
| Buchanan | Fuentes | Lowenthal | Strickland |
| Caballero | Fuller | Ma | Swanson |
| Calderon | Furutani | Mendoza | Torlakson |
| Carter | Gaines | Miller | Torres |
| Chesbro | Galgiani | Monning | Torrico |
| Conway | Garrick | Nava | Tran |
| Cook | Gilmore | Nestande | Yamada |
| Coto | Hagman | Niello | Mme. Speaker |
| Davis | Hall | Nielsen | |

Quorum present.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

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 Members Beall and Villines.

On personal business, and waiving per diem: Assembly Members Hernandez and Lieu.

(NOTE: For explanations of absence of Assembly Members Beall and Villines on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

COMMUNICATIONS

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

June 1, 2009

*E. Dotson Wilson, Chief Clerk
California State Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Mr. Wilson: This letter is to inform you that I have been elected Assembly Minority Leader for the 2009/2010 Regular Session, as of June 1, 2009.

In addition, this is to notify you of the following appointments to the Assembly Minority Leadership Team for the 2009/2010 Regular Session as well as the 2009/2010 Third Extraordinary Session:

Assemblyman Sam Blakeslee
Assemblyman Nathan Fletcher
Assemblyman Martin Garrick
Assemblyman Cameron Smyth

Assemblyman Ted Gaines

Assemblyman Mike Duvall
Assemblyman Curt Hagman
Assemblyman Jim Nielsen

Assemblywoman Diane Harkey
Assemblywoman Jean Fuller
Assemblywoman Audra Strickland
Assemblyman Bill Berryhill

Assemblywoman Connie Conway
Assemblyman Brian Nestande
Assemblyman Steve Knight
Assemblyman Tom Berryhill

Minority Leader
Assistant Leader
Assistant Leader
2nd Ranking Minority
Leader and Caucus Chair
Minority Caucus Floor
Leader
Deputy Floor Manager
Deputy Floor Manager
Budget and
Fiscal Accountability
Solvency Strategies
Caucus Best Practices
Caucus Coalition Building
Member Services
Coordination
Minority Whip
Minority Whip
Minority Whip
Minority Whip

If you have any questions regarding this letter, please contact Christine Robertson at 319-2033. It is an honor working with you in the California State Assembly.

Sincerely,

SAM BLAKESLEE
Assembly Minority Leader

The following communication was presented by the Speaker, and ordered printed in the Journal:

June 8, 2009

*The Honorable Karen Bass, Speaker
California State Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mme. Speaker: As a result of my election to the unexpired term of office for the 26th Senatorial District, I hereby respectfully submit my resignation as State Assemblymember of the 51st Assembly District. My resignation is effective upon taking the oath of office for the 26th Senate District on June 8, 2009.

Respectfully,

CURREN D. PRICE, JR., Assembly Member
Fifty-first District

FIRST READING OF ASSEMBLY BILLS

The following bill was read the first time:

ASSEMBLY BILL NO. 36—Gaines. An act to amend Sections 68055.1, and 68055.2 of, and to repeal Sections 66799.22 and 66799.40 of, the Government Code, to amend Sections 18909, 25141.6, 25143.12, 25150, 25197.2, 25201.1, 25213, 25214.8.13, 25214.10.1, 25218.9, 25218.10, 25244.6, 25244.15.1, 25250.1, 25250.15, 25250.18, 25250.19, 33459.1, 39762, 39763, 41705, 41805.5, and 41865.5 of the Health and Safety Code, to amend Sections 10507.5, 12153, 12164.5, 12165, 12166, 12167, 12167.1, 12200, 12207, 12211, 12215, 12217, 12301, 12310, and 12320 of the Public Contract Code, to amend Sections 40051, 40054, 40059.1, 40062, 40063, 40106, 40117, 40127, 40130, 40131, 40145, 40148, 40150.2, 40183, 40184, 40194, 40910, 40911, 40912, 40913, 40950, 40972, 40973, 40974, 40975, 41030, 41031, 41032, 41033, 41220, 41300, 41330, 41331, 41332, 41333, 41420, 41510, 41720, 41721.5, 41733, 41734, 41750, 41770, 41780.05, 41780.1, 41781.1, 41781.2, 41781.3, 41782, 41783, 41783.1, 41784, 41786, 41787, 41787.1, 41787.2, 41787.3, 41787.4, 41790, 41791, 41791.1, 41791.2, 41791.5, 41794, 41800, 41801, 41801.5, 41802, 41810, 41810.1, 41811, 41811.5, 41812, 41813, 41820.5, 41820.6, 41821, 41821.1, 41821.2, 41821.3, 41821.5, 41821.6, 41822, 41825, 41850, 41850.5, 41851, 41903, 41956, 42000, 42002, 42005, 42007, 42012, 42013, 42014, 42015, 42019, 42020, 42023.1, 42023.3, 42023.4, 42023.5, 42023.6, 42024, 42106, 42171, 42172, 42240, 42241.5, 42244, 42244.5, 42245, 42252, 42291, 42291.5, 42292, 42293, 42294, 42295, 42296, 42297, 42301, 42310, 42310.1, 42310.2, 42310.3, 42320, 42321, 42322, 42323, 42325, 42326, 42327, 42330, 42356.1, 42359.7, 42410, 42411, 42414, 42415, 42441, 42443, 42450, 42461, 42463, 42464, 42465, 42474, 42475, 42475.2, 42475.4, 42476, 42477, 42478, 42479, 42485, 42500, 42501, 42510, 42511, 42520, 42540, 42551, 42555, 42556, 42557, 42558, 42561, 42562, 42600, 42601, 42602, 42605, 42621, 42635, 42640, 42641, 42642, 42645, 42646, 42647, 42648.1, 42648.2, 42648.5, 42650, 42651, 42700, 42703, 42760, 42770, 42773, 42774, 42775, 42780, 42781, 42782, 42783, 42791, 42811, 42812, 42820, 42821, 42822, 42823, 42823.5, 42825, 42830, 42831, 42832, 42833, 42835, 42841, 42843, 42844, 42845, 42846, 42846.5, 42847, 42847.5, 42848, 42849, 42850, 42851, 42855, 42867, 42871, 42872.5, 42873, 42874, 42875, 42880, 42881, 42882, 42883, 42885, 42885.5, 42888, 42889, 42889.3, 42910, 42912, 42920, 42921.5, 42924, 42925, 42926, 42927, 42951, 42952, 42953, 42954, 42955, 42956, 42960, 42961, 42961.5, 42962, 42962.5, 42963, 4.2964, 42966, 42967, 43020, 43020.1, 43030, 43035, 43040, 43050, 43101, 43103, 43200, 43201, 43202, 43204, 43205, 43207, 43209, 43209.1, 43210, 43211, 43212, 43212.1, 43214, 43215, 43215.1, 43216, 43216.5, 43217, 43218, 43219, 43220, 43230, 43231, 43232, 43300, 43301, 43302, 43303, 43304, 43305, 43306, 43307, 43308, 43309, 43310, 43310.1, 43501, 43501.5, 43502, 43504, 43505, 43506, 43507, 43508, 43509, 43510, 43600, 43601, 43601.5, 43603, 43606, 44000.5, 44001, 44002.1, 44003, 44004, 44005, 44006, 44007, 44008, 44009, 44010, 44014, 44018, 44100, 44104, 44152, 44202, 44203, 44309,

44820, 45000, 45002, 45003, 45005, 45010, 45010.1, 45010.2, 45011, 45012, 45013, 45014, 45016, 45017, 45018, 45019, 45020, 45021, 45022, 45023, 45024, 45025, 45030, 45031, 45032, 45040, 45041, 47050, 47102, 47103, 47104, 47106, 47107, 47108, 47120, 47121, 47122, 47123, 47200, 47201, 47202, 47203, 47901, 48000, 48004, 48005, 48006, 48020, 48021, 48022, 48022.5, 48023, 48023.5, 48025, 48026, 48027, 48,028, 48100, 48101, 48103, 48104, 48106, 48202, 48204, 48205, 48206, 48632, 48634, 48640, 48641, 48642, 48643, 48644, 48645, 48650, 48650.2, 48650.5, 48651, 48652, 48653, 48655, 48656, 48657, 48660, 8660.5, 48661, 48662, 48670, 48671, 48671.5, 48672, 48673, 48674, 48675, 48676, 48680, 48690, 50000, 50000.5, 50001, 50001.5, 50002, 71011, 71017, 71071, 71300, 71302, 71303, and 71305 of, to amend the heading of Article 1.5 (commencing with Section 40910) of Chapter 1 of Part 2 of Division 30 of, to amend the heading of Article 1 (commencing with Section 41800) of Chapter 7 of Part 2 of Division 30 of, to add Section 40400 to, to repeal Sections 42416 and 48502 of, and to repeal Chapter 3 (commencing with Section 40400) of Part 1 of Division 30 of, the Public Resources Code, to amend Section 7718 of the Public Utilities Code, to amend Sections 45855, 45863, 45981, and 45982 of the Revenue and Taxation Code, and to amend Section 31560 of the Vehicle Code, relating to integrated waste management.

ADJOURNMENT

At 3:30 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 THIRD EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, June 16, 2009

THIRTY-SIXTH SESSION DAY

ONE HUNDRED SIXTY-THIRD CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, June 16, 2009

The Assembly met at 7 a.m.

Hon. Martin Garrick, Assembly Member, 74th District, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Russell Tomas reading.

ROLL CALL

The following were placed upon the morning roll call—76:

| | | | |
|-----------------|----------|-----------|------------------|
| Adams | De León | Hayashi | Pérez, John |
| Ammiano | DeVore | Hernandez | Pérez, V. Manuel |
| Arambula | Duvall | Hill | Portantino |
| Beall | Emmerson | Huber | Ruskin |
| Berryhill, Bill | Eng | Huffman | Salas |
| Berryhill, Tom | Evans | Jeffries | Saldaña |
| Blakeslee | Feuer | Knight | Silva |
| Block | Fletcher | Krekorian | Skinner |
| Blumenfield | Fong | Lieu | Smyth |
| Brownley | Fuentes | Logue | Solorio |
| Caballero | Fuller | Lowenthal | Strickland |
| Calderon | Furutani | Ma | Swanson |
| Carter | Gaines | Mendoza | Torlakson |
| Chesbro | Galgiani | Miller | Torres |
| Conway | Garrick | Monning | Torrico |
| Cook | Gilmore | Nava | Tran |
| Coto | Hagman | Nestande | Villines |
| Davis | Hall | Niello | Yamada |
| De La Torre | Harkey | Nielsen | Mme. Speaker |

Quorum present.

At 2:26 p.m., Hon. Dan Logue, 3rd District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

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 Buchanan.

On legislative business, per diem waived for the 2009–10 Session (See Assembly Journal, page 59): Assembly Member Jones.

Because of illness: Assembly Member Anderson.

(NOTE: For explanations of absence of Assembly Members Buchanan and Jones on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

June 16, 2009

*E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: This is to advise you that I have appointed Assemblymember Joe Coto to replace Assemblymember Curren Price on the Assembly Appropriations Committee for the 2009–10 Third Extraordinary Session.

Sincerely,

KAREN BASS
Speaker of the Assembly

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committee was permitted to meet:

Utilities and Commerce, to hold an informational hearing, Wednesday, June 24, 2009, at 1:30 p.m., in Room 437.

ADJOURNMENT

At 3:30 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 THIRD EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, June 17, 2009

THIRTY-SEVENTH SESSION DAY

ONE HUNDRED SIXTY-FOURTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Wednesday, June 17, 2009

The Assembly met at 7 a.m.

Hon. Fiona Ma, Assembly Member, 12th District, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Russell Tomas reading.

ROLL CALL

The following were placed upon the morning roll call—77:

| | | | |
|-----------------|----------|------------------|--------------|
| Adams | De León | Hernandez | Portantino |
| Ammiano | DeVore | Hill | Ruskin |
| Anderson | Duvall | Huber | Salas |
| Arambula | Emmerson | Huffman | Saldaña |
| Beall | Eng | Jeffries | Silva |
| Berryhill, Bill | Evans | Jones | Skinner |
| Berryhill, Tom | Feuer | Knight | Smyth |
| Blakeslee | Fletcher | Krekorian | Solorio |
| Block | Fong | Logue | Strickland |
| Blumenfield | Fuentes | Lowenthal | Swanson |
| Brownley | Fuller | Ma | Torlakson |
| Buchanan | Furutani | Mendoza | Torres |
| Caballero | Gaines | Miller | Torrico |
| Calderon | Galgiani | Monning | Tran |
| Carter | Garrick | Nava | Villines |
| Chesbro | Gilmore | Nestande | Yamada |
| Conway | Hagman | Niello | Mme. Speaker |
| Cook | Hall | Nielsen | |
| Coto | Harkey | Pérez, John | |
| Davis | Hayashi | Pérez, V. Manuel | |

Quorum present.

At 2:17 p.m., Hon. Alberto Torrico, 20th District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

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 De La Torre.

On personal business, and waiving per diem: Assembly Member Lieu.

(NOTE: For explanation of absence of Assembly Member De La Torre on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

June 17, 2009

*E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: This is to advise you that I have made the following changes to committees for the 2009–10 Third Extraordinary Session:

Appropriations

I have removed Assemblymember Dave Jones from the Assembly Appropriations Committee creating a Democratic vacancy.

Insurance

I have appointed Assemblymember Jose Solorio to replace Assemblymember Joe Coto as chair of the Assembly Insurance Committee.

Water, Parks and Wildlife

I have appointed Assemblymember Paul Krekorian to replace Assemblymember Alyson Huber on the Assembly Water, Parks and Wildlife Committee.

Sincerely,

KAREN BASS
Speaker of the Assembly

ADJOURNMENT

At 3:30 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 THIRD EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, June 18, 2009

THIRTY-EIGHTH SESSION DAY

ONE HUNDRED SIXTY-FIFTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, June 18, 2009

The Assembly met at 9:44 a.m.
Hon. Lori Saldaña, Speaker pro Tempore of the Assembly,
presiding.
Chief Clerk E. Dotson Wilson at the Desk.
Assistant Clerk Timothy Morland reading.

ROLL CALL

The following were placed upon the morning roll call—72:

| | | | |
|-----------------|-------------|-----------|------------------|
| Adams | Davis | Hagman | Niello |
| Ammiano | De La Torre | Hall | Nielsen |
| Anderson | De León | Harkey | Pérez, V. Manuel |
| Arambula | DeVore | Hayashi | Portantino |
| Beall | Duvall | Hernandez | Ruskin |
| Berryhill, Bill | Emmerson | Hill | Salas |
| Berryhill, Tom | Eng | Huber | Saldaña |
| Blakeslee | Evans | Huffman | Silva |
| Block | Feuer | Jeffries | Skinner |
| Blumenfield | Fletcher | Jones | Smyth |
| Brownley | Fong | Knight | Strickland |
| Buchanan | Fuentes | Krekorian | Swanson |
| Caballero | Fuller | Ma | Torlakson |
| Carter | Furutani | Mendoza | Torres |
| Chesbro | Gaines | Miller | Torrico |
| Conway | Galgiani | Monning | Villines |
| Cook | Garrick | Nava | Yamada |
| Coto | Gilmore | Nestande | Mme. Speaker |

Quorum present.

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 Members Calderon, John A. Pérez, Solorio, and Tran.

On personal business, and waiving per diem: Assembly Members Lieu and Lowenthal.

Because of illness: Assembly Member Logue.

(NOTE: For explanations of absence of Assembly Members Calderon, John A. Pérez, Solorio, and Tran on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 37—Evans. An act relating to the Budget Act of 2009.

ASSEMBLY BILL NO. 38—Evans. An act relating to the Budget Act of 2009.

ASSEMBLY BILL NO. 39—Evans. An act relating to the Budget Act of 2009.

ASSEMBLY BILL NO. 40—Evans. An act relating to the Budget Act of 2009.

ASSEMBLY BILL NO. 41—Evans. An act relating to the Budget Act of 2009.

ASSEMBLY BILL NO. 42—Evans. An act relating to the Budget Act of 2009.

ASSEMBLY BILL NO. 43—Evans. An act relating to the Budget Act of 2009.

ASSEMBLY BILL NO. 44—Evans. An act relating to the Budget Act of 2009.

ASSEMBLY BILL NO. 45—Evans. An act relating to the Budget Act of 2009.

ASSEMBLY BILL NO. 46—Evans. An act relating to the Budget Act of 2009.

ADJOURNMENT

At 3:30 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 THIRD EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Monday, June 22, 2009

THIRTY-NINTH SESSION DAY

ONE HUNDRED SIXTY-NINTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, June 22, 2009

The Assembly met at 2:05 p.m.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly,
presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The roll was called, and the following answered to their names—77:

| | | | |
|-----------------|----------|-------------|------------------|
| Adams | De León | Hernandez | Pérez, V. Manuel |
| Ammiano | DeVore | Hill | Portantino |
| Anderson | Duvall | Huber | Ruskin |
| Arambula | Emmerson | Huffman | Salas |
| Beall | Eng | Jeffries | Saldaña |
| Berryhill, Bill | Evans | Jones | Silva |
| Berryhill, Tom | Feuer | Knight | Skinner |
| Blakeslee | Fletcher | Krekorian | Solorio |
| Block | Fong | Lieu | Strickland |
| Blumenfield | Fuentes | Logue | Swanson |
| Brownley | Fuller | Lowenthal | Torlakson |
| Caballero | Furutani | Ma | Torres |
| Calderon | Gaines | Mendoza | Torrico |
| Carter | Galgiani | Miller | Tran |
| Chesbro | Garrick | Monning | Villines |
| Conway | Gilmore | Nava | Yamada |
| Cook | Hagman | Nestande | Mme. Speaker |
| Coto | Hall | Niello | |
| Davis | Harkey | Nielsen | |
| De La Torre | Hayashi | Pérez, John | |

Quorum present.

PRAYER

Upon invitation of Speaker pro Tempore Saldaña, the prayer was offered by Guest Chaplain, Rabbi Denise L. Eger of Congregation Kol Ami, West Hollywood.

(NOTE: For text of today's prayer, see the Assembly Journal for the Regular Session for this day, page 2187.)

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Saldaña, Assembly Member Monning 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 Torrico, seconded by Assembly Member Gaines.

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 Smyth.

On personal business, and waiving per diem: Assembly Member Buchanan.

(NOTE: For explanation of absence of Assembly Member Smyth on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

MOTION TO TEMPORARILY SUSPEND THE RULES

Assembly Member Krekorian moved that the Rules be temporarily suspended for the purpose of taking up Assembly Bills Nos. 37, 38, 39, 40, 41, 42, 43, 44, 45, and 46, without reference to committee or file, for purpose of second reading.

Assembly Member Feuer seconded the motion.

Rules temporarily suspended by the following vote:

AYES—48

| | | | |
|-------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Hill | Portantino |
| Arambula | De León | Huber | Ruskin |
| Beall | Eng | Huffman | Salas |
| Block | Evans | Jones | Saldaña |
| Blumenfield | Feuer | Krekorian | Skinner |
| Brownley | Fong | Lieu | Solorio |
| Caballero | Fuentes | Lowenthal | Swanson |
| Calderon | Furutani | Ma | Torlakson |
| Carter | Galgiani | Monning | Torres |
| Chesbro | Hall | Nava | Torrico |
| Coto | Hayashi | Pérez, J. | Yamada |
| Davis | Hernandez | Pérez, V.M. | Mme. Speaker |

NOES—3

| | | |
|----------|--------|------------|
| Anderson | Fuller | Strickland |
|----------|--------|------------|

Second Reading of Assembly Bills

ASSEMBLY BILL NO. 37—An act relating to the Budget Act of 2009.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 38—An act relating to the Budget Act of 2009.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 39—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 40—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 41—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 42—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 43—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 44—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 45—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 46—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

VOTE ADDS

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

Krekorian Motion to Suspend the Rules: Block, Davis, Fuentes, Hall, Hayashi, Lieu, and Torrico—Aye; Anderson, Fuller, and Strickland—No.

RECESS

By unanimous consent, at 2:08 p.m., Speaker pro Tempore Saldaña declared the Assembly recessed to reconvene Regular Session.

ADJOURNMENT

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 THIRD EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, June 23, 2009

FORTIETH SESSION DAY

ONE HUNDRED SEVENTIETH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, June 23, 2009

The Assembly met at 7 a.m.
Hon. Martin Garrick, Assembly Member, 74th District, presiding.
Chief Clerk E. Dotson Wilson at the Desk.
Assistant Clerk Timothy Morland reading.

ROLL CALL

The following were placed upon the morning roll call—77:

| | | | |
|-----------------|-----------|------------------|--------------|
| Adams | DeVore | Hill | Portantino |
| Ammiano | Duvall | Huber | Ruskin |
| Anderson | Emmerson | Huffman | Salas |
| Arambula | Eng | Jeffries | Saldaña |
| Beall | Evans | Jones | Silva |
| Berryhill, Bill | Feuer | Knight | Skinner |
| Berryhill, Tom | Fletcher | Krekorian | Smyth |
| Blakeslee | Fong | Lieu | Solorio |
| Block | Fuentes | Logue | Strickland |
| Brownley | Fuller | Lowenthal | Swanson |
| Buchanan | Furutani | Ma | Torlakson |
| Caballero | Gaines | Mendoza | Torres |
| Calderon | Galgiani | Miller | Torrico |
| Carter | Garrick | Monning | Tran |
| Chesbro | Gilmore | Nava | Villines |
| Conway | Hagman | Nestande | Yamada |
| Cook | Hall | Niello | Mme. Speaker |
| Coto | Harkey | Nielsen | |
| Davis | Hayashi | Pérez, John | |
| De León | Hernandez | Pérez, V. Manuel | |

Quorum present.

At 1:42 p.m., Hon. V. Manuel Pérez, 80th District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

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 De La Torre.

To attend a funeral: Assembly Member Blumenfield.

(NOTE: For explanation of absence of Assembly Member De La Torre on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

June 23, 2009

*E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: This is to advise you that I have appointed Assemblymember Mike Villines to replace Assemblymember Sam Blakeslee on the Assembly Utilities and Commerce Committee for the 2009–10 Third Extraordinary Session.

Sincerely,

KAREN BASS
Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 23, 2009

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

Assembly Bill No. 37

Assembly Bill No. 42

Assembly Bill No. 38

Assembly Bill No. 43

Assembly Bill No. 39

Assembly Bill No. 44

Assembly Bill No. 40

Assembly Bill No. 45

Assembly Bill No. 41

Assembly Bill No. 46

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading file.

REPORTS OF STANDING COMMITTEES**Committee on Education**

Date of Hearing: June 17, 2009

Mme. Speaker: Your Committee on Education reports:

Assembly Bill No. 35

With amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Appropriations.

BROWNLEY, Chair

Above bill ordered to second reading.

ADJOURNMENT

At 3:30 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 THIRD EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, June 24, 2009

FORTY-FIRST SESSION DAY

ONE HUNDRED SEVENTY-FIRST CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Wednesday, June 24, 2009

The Assembly met at 9:23 a.m.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly,
presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The following were placed upon the morning roll call—79:

| | | | |
|-----------------|-------------|-----------|------------------|
| Adams | De La Torre | Hayashi | Pérez, John |
| Ammiano | De León | Hernandez | Pérez, V. Manuel |
| Anderson | DeVore | Hill | Portantino |
| Arambula | Duvall | Huber | Ruskin |
| Beall | Emmerson | Huffman | Salas |
| Berryhill, Bill | Eng | Jeffries | Saldaña |
| Berryhill, Tom | Evans | Jones | Silva |
| Blakeslee | Feuer | Knight | Skinner |
| Block | Fletcher | Krekorian | Smyth |
| Blumenfield | Fong | Lieu | Solorio |
| Brownley | Fuentes | Logue | Strickland |
| Buchanan | Fuller | Lowenthal | Swanson |
| Caballero | Furutani | Ma | Torlakson |
| Calderon | Gaines | Mendoza | Torres |
| Carter | Galgiani | Miller | Torrico |
| Chesbro | Garrick | Monning | Tran |
| Conway | Gilmore | Nava | Villines |
| Cook | Hagman | Nestande | Yamada |
| Coto | Hall | Niello | Mme. Speaker |
| Davis | Harkey | Nielsen | |

Quorum present.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly
was dispensed with for this legislative day.

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 35—An act relating to education.

Bill read second time; amendments proposed by the Committee on
Education read and adopted; bill ordered reprinted and to be re-referred
to the Committee on Appropriations.

ADJOURNMENT

At 3:30 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON JUNE 24, 2009**

The following measure was amended in the Assembly on this day:

| | | |
|--------------------------|-----------|-----------|
| AB | RN | |
| 35 | 0917768 | |
| Daily Total: | | 1 |
| Cumulative Total: | | 61 |

CALIFORNIA LEGISLATURE
2009–10 THIRD EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, June 25, 2009

FORTY-SECOND SESSION DAY

ONE HUNDRED SEVENTY-SECOND CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, June 25, 2009

The Assembly met at 11:38 a.m.
Hon. Lori Saldaña, Speaker pro Tempore of the Assembly,
presiding.
Chief Clerk E. Dotson Wilson at the Desk.
Assistant Clerk Timothy Morland reading.

ROLL CALL

The roll was called, and the following answered to their names—78:

| | | | |
|-----------------|-------------|-------------|------------------|
| Adams | De La Torre | Hayashi | Pérez, V. Manuel |
| Ammiano | De León | Hernandez | Portantino |
| Anderson | DeVore | Hill | Ruskin |
| Arambula | Duvall | Huber | Salas |
| Beall | Emmerson | Huffman | Saldaña |
| Berryhill, Bill | Eng | Jeffries | Silva |
| Berryhill, Tom | Evans | Jones | Skinner |
| Blakeslee | Feuer | Knight | Smyth |
| Block | Fletcher | Krekorian | Solorio |
| Blumenfield | Fong | Logue | Strickland |
| Brownley | Fuentes | Lowenthal | Swanson |
| Buchanan | Fuller | Ma | Torlakson |
| Caballero | Furutani | Mendoza | Torres |
| Calderon | Gaines | Miller | Torrico |
| Carter | Galgiani | Monning | Tran |
| Chesbro | Garrick | Nava | Villines |
| Conway | Gilmore | Nestande | Yamada |
| Cook | Hagman | Niello | Mme. Speaker |
| Coto | Hall | Nielsen | |
| Davis | Harkey | Pérez, John | |

Quorum present.

PRAYER

Upon invitation of Speaker pro Tempore Saldaña, the following prayer was offered by Assembly Chaplain Father Constantine C. Pappademos:

Lord, Your Prophet proclaimed, “Set yourselves and stand, and see the salvation of the Lord with you . . . do not fear nor be dismayed . . . for the Lord will be with you.” (2 Chronicles 17) Lord, You want us to stand strong and to fight the good fight of faith. You have also told us that we don’t have to do it in our own strength. Equip us, Lord, with your supernatural power to overcome every obstacle.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Saldaña, Assembly Member Furutani 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 Torrico, seconded by Assembly Member Monning.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Member was granted leave of absence for the day:

On personal business, and waiving per diem: Assembly Member Lieu.

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

June 25, 2009

*E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: This is to advise you that I have made changes to the following committees for the 2009–10 Third Extraordinary Session:

Budget

I have appointed Assemblymember Tom Ammiano to replace Assemblymember Juan Arambula on the Assembly Budget Committee.
Budget Subcommittee No. 4 on State Administration

I have appointed Assemblymember Tom Ammiano to replace Assemblymember Juan Arambula as Chair of the Assembly Budget Subcommittee No. 4 on State Administration.

Sincerely,

KAREN BASS
Speaker of the Assembly

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committee was permitted to meet:

Utilities and Commerce, Tuesday, June 30, 2009, at 2 p.m.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 25, 2009

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

Assembly Bill No. 35

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Torrico announced that the Committee on Appropriations would meet at this time to hear Assembly Bill No. 35 in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 11:39 a.m., Speaker pro Tempore Saldaña declared the Assembly recessed to reconvene Regular Session.

RECONVENED

At 11:49 a.m., the Assembly reconvened.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly, presiding.

REPORTS OF STANDING COMMITTEES**Committee on Appropriations**

Date of Hearing: June 25, 2009

Mme. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 35

With the recommendation: Do pass.

DE LEÓN, Chair

Above bill ordered to second reading.

Second Reading of Assembly Bill No. 35

ASSEMBLY BILL NO. 35 (Hagman)—An act relating to the Chino Valley Unified School District, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

**Consideration of Assembly Bill No. 35
By Unanimous Consent**

Assembly Member Hagman was granted unanimous consent to take up Assembly Bill No. 35 without reference to file, for purpose of consideration.

ASSEMBLY BILL NO. 35 (Hagman)—An act relating to the Chino Valley Unified School District, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—77

| | | | |
|---------------|-------------|-------------|--------------|
| Adams | De La Torre | Hayashi | Portantino |
| Ammiano | De León | Hernandez | Ruskin |
| Anderson | DeVore | Hill | Salas |
| Arambula | Duvall | Huber | Saldaña |
| Beall | Emmerson | Huffman | Silva |
| Berryhill, B. | Eng | Jeffries | Skinner |
| Berryhill, T. | Evans | Jones | Smyth |
| Blakeslee | Feuer | Knight | Solorio |
| Block | Fletcher | Krekorian | Strickland |
| Blumenfield | Fong | Logue | Swanson |
| Brownley | Fuentes | Lowenthal | Torlakson |
| Buchanan | Fuller | Ma | Torres |
| Caballero | Furutani | Mendoza | Torrico |
| Calderon | Gaines | Miller | Tran |
| Carter | Galgiani | Monning | Villines |
| Chesbro | Garrick | Nava | Yamada |
| Conway | Gilmore | Niello | Mme. Speaker |
| Cook | Hagman | Nielsen | |
| Coto | Hall | Pérez, J. | |
| Davis | Harkey | Pérez, V.M. | |

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—77

| | | | |
|---------------|-------------|-------------|--------------|
| Adams | De La Torre | Hayashi | Portantino |
| Ammiano | De León | Hernandez | Ruskin |
| Anderson | DeVore | Hill | Salas |
| Arambula | Duvall | Huber | Saldaña |
| Beall | Emmerson | Huffman | Silva |
| Berryhill, B. | Eng | Jeffries | Skinner |
| Berryhill, T. | Evans | Jones | Smyth |
| Blakeslee | Feuer | Knight | Solorio |
| Block | Fletcher | Krekorian | Strickland |
| Blumenfield | Fong | Logue | Swanson |
| Brownley | Fuentes | Lowenthal | Torlakson |
| Buchanan | Fuller | Ma | Torres |
| Caballero | Furutani | Mendoza | Torrico |
| Calderon | Gaines | Miller | Tran |
| Carter | Galgiani | Monning | Villines |
| Chesbro | Garrick | Nava | Yamada |
| Conway | Gilmore | Niello | Mme. Speaker |
| Cook | Hagman | Nielsen | |
| Coto | Hall | Pérez, J. | |
| Davis | Harkey | Pérez, V.M. | |

NOES—None

Bill ordered transmitted to the Senate.

VOTE ADDS

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

Assembly Bill No. 35 and Urgency: Anderson, Brownley, Caballero, De León, Fletcher, Garrick, Hayashi, Krekorian, Salas, and Villines—Aye.

ADJOURNMENT

At 11:50 a.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 THIRD EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Friday, June 26, 2009

FORTY-THIRD SESSION DAY

ONE HUNDRED SEVENTY-THIRD CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Friday, June 26, 2009

The Assembly met at 9:52 a.m.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly,
presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The following were placed upon the morning roll call—72:

| | | | |
|-----------------|----------|-----------|------------------|
| Adams | Davis | Hall | Pérez, John |
| Ammiano | De León | Harkey | Pérez, V. Manuel |
| Anderson | DeVore | Hayashi | Portantino |
| Arambula | Duvall | Hernandez | Ruskin |
| Beall | Emmerson | Hill | Salas |
| Berryhill, Bill | Eng | Huber | Saldaña |
| Berryhill, Tom | Evans | Huffman | Silva |
| Blakeslee | Feuer | Jeffries | Skinner |
| Block | Fletcher | Jones | Smyth |
| Blumenfield | Fong | Knight | Solorio |
| Brownley | Fuentes | Logue | Strickland |
| Buchanan | Fuller | Lowenthal | Swanson |
| Caballero | Furutani | Ma | Torlakson |
| Calderon | Gaines | Mendoza | Torres |
| Chesbro | Galgiani | Monning | Torrico |
| Conway | Garrick | Nestande | Villines |
| Cook | Gilmore | Niello | Yamada |
| Coto | Hagman | Nielsen | Mme. Speaker |

Quorum present.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

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 Members Carter, De La Torre, Krekorian, and Nava.

On personal business, and waiving per diem: Assembly Members Lieu, Miller, and Tran.

(NOTE: For explanations of absence of Assembly Members Carter, De La Torre, Krekorian, and Nava on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 47—Evans. An act relating to the Budget Act of 2009.

ASSEMBLY BILL NO. 48—Evans. An act relating to the Budget Act of 2009.

ASSEMBLY BILL NO. 49—Evans. An act relating to the Budget Act of 2009.

ASSEMBLY BILL NO. 50—Evans. An act relating to the Budget Act of 2009.

ASSEMBLY BILL NO. 51—Evans. An act relating to the Budget Act of 2009.

ASSEMBLY BILL NO. 52—Evans. An act relating to the Budget Act of 2009.

ASSEMBLY BILL NO. 53—Evans. An act relating to the Budget Act of 2009.

ASSEMBLY BILL NO. 54—Evans. An act relating to the Budget Act of 2009.

ASSEMBLY BILL NO. 55—Evans. An act relating to the Budget Act of 2009.

ASSEMBLY BILL NO. 56—Evans. An act relating to the Budget Act of 2009.

ADJOURNMENT

At 6:10 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 THIRD EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Sunday, June 28, 2009

FORTY-FOURTH SESSION DAY

ONE HUNDRED SEVENTY-FIFTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Sunday, June 28, 2009

The Assembly met at 8:07 p.m.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly,
presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The roll was called, and the following answered to their names—77:

| | | | |
|-----------------|-------------|-------------|------------------|
| Adams | De La Torre | Hernandez | Pérez, V. Manuel |
| Ammiano | De León | Hill | Portantino |
| Anderson | DeVore | Huber | Ruskin |
| Arambula | Duvall | Huffman | Salas |
| Beall | Emmerson | Jeffries | Saldaña |
| Berryhill, Bill | Eng | Jones | Silva |
| Berryhill, Tom | Evans | Knight | Skinner |
| Blakeslee | Feuer | Krekorian | Smyth |
| Block | Fletcher | Lieu | Solorio |
| Blumenfield | Fong | Logue | Strickland |
| Brownley | Fuentes | Lowenthal | Swanson |
| Buchanan | Fuller | Ma | Torlakson |
| Caballero | Furutani | Mendoza | Torres |
| Calderon | Gaines | Miller | Torrico |
| Carter | Galgiani | Monning | Tran |
| Chesbro | Garrick | Nava | Yamada |
| Conway | Gilmore | Nestande | Mme. Speaker |
| Cook | Hagman | Niello | |
| Coto | Harkey | Nielsen | |
| Davis | Hayashi | Pérez, John | |

Quorum present.

PRAYER

Upon invitation of Speaker pro Tempore Saldaña, the following prayer was offered by Assembly Member Ted Gaines, of the 4th Assembly District:

Lord God, Your word and Your truth are the basis for all our actions. We praise You for Your presence among us and invoke Your blessing upon the legislators assembled here. May our efforts glorify Your name and serve the best interests of the people of this great state, in fidelity to Your word and Your truth.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker Bass, Assembly Member Blumenfield 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 Torrico, seconded by Assembly Member Blakeslee.

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 Members Hall and Villines.

(NOTE: For explanations of absence of Assembly Members Hall and Villines on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND THE RULES TO WITHDRAW BILLS FROM COMMITTEE AND PLACE ON FILE

Assembly Member Torrico requested unanimous consent to withdraw Senate Bills Nos. 16, 17, and 18 from the Committee on Rules to be placed on the third reading file for purpose of consideration of proposed amendments, without reference to file.

Assembly Member Gaines withheld unanimous consent.

Motion to Temporarily Suspend the Rules

Assembly Member Torrico moved that the Rules be suspended for the purpose of withdrawing Senate Bills Nos. 16, 17, and 18 from the Committee on Rules to be placed on the third reading file for purpose of consideration of proposed amendments, without reference to file.

Assembly Member Krekorian seconded the motion.

Rules temporarily suspended by the following vote:

AYES—45

| | | | |
|-------------|-----------|-------------|--------------|
| Ammiano | Eng | Krekorian | Saldaña |
| Arambula | Evans | Lieu | Skinner |
| Block | Feuer | Lowenthal | Solorio |
| Blumenfield | Fong | Ma | Swanson |
| Brownley | Fuentes | Mendoza | Torlakson |
| Caballero | Furutani | Monning | Torres |
| Calderon | Galgiani | Nava | Torrico |
| Carter | Hayashi | Pérez, J. | Yamada |
| Chesbro | Hernandez | Pérez, V.M. | Mme. Speaker |
| Coto | Hill | Portantino | |
| Davis | Huffman | Ruskin | |
| De León | Jones | Salas | |

NOES—28

| | | | |
|---------------|----------|----------|------------|
| Adams | DeVore | Gilmore | Nestande |
| Anderson | Duvall | Hagman | Niello |
| Berryhill, B. | Emmerson | Harkey | Nielsen |
| Berryhill, T. | Fletcher | Jeffries | Silva |
| Blakeslee | Fuller | Knight | Smyth |
| Conway | Gaines | Logue | Strickland |
| Cook | Garrick | Miller | Tran |

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND THE RULES

Assembly Member Torrico requested unanimous consent to suspend the Rules to permit consideration of Senate Bills Nos. 16, 17, and 18, and Assembly Bills Nos. 37, 38, 39, 40, 41, 42, 43, 44, 45, and 46 without reference to print or file, subsequent to adoption of proposed amendments.

Assembly Member Gaines withheld unanimous consent.

Motion to Temporarily Suspend the Rules

Assembly Member Torrico moved to suspend the Rules to permit consideration of Senate Bills Nos. 16, 17, and 18, and Assembly Bills Nos. 37, 38, 39, 40, 41, 42, 43, 44, 45, and 46 without reference to print or file, subsequent to adoption of proposed amendments.

Assembly Member Krekorian seconded the motion.

Rules suspended by the following vote:

AYES—48

| | | | |
|-------------|-----------|-------------|--------------|
| Ammiano | Davis | Huber | Portantino |
| Arambula | De León | Huffman | Ruskin |
| Beall | Eng | Jones | Salas |
| Block | Evans | Krekorian | Saldaña |
| Blumenfield | Feuer | Lieu | Skinner |
| Brownley | Fong | Lowenthal | Solorio |
| Buchanan | Fuentes | Ma | Swanson |
| Caballero | Furutani | Mendoza | Torlakson |
| Calderon | Galgiani | Monning | Torres |
| Carter | Hayashi | Nava | Torrico |
| Chesbro | Hernandez | Pérez, J. | Yamada |
| Coto | Hill | Pérez, V.M. | Mme. Speaker |

NOES—28

| | | | |
|---------------|----------|----------|------------|
| Adams | DeVore | Gilmore | Nestande |
| Anderson | Duvall | Hagman | Niello |
| Berryhill, B. | Emmerson | Harkey | Nielsen |
| Berryhill, T. | Fletcher | Jeffries | Silva |
| Blakeslee | Fuller | Knight | Smyth |
| Conway | Gaines | Logue | Strickland |
| Cook | Garrick | Miller | Tran |

CONSIDERATION OF DAILY FILE

THIRD READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 39 (Evans)—An act relating to the Budget Act of 2009.
Bill read third time.

Motion to Amend by Assembly Member Evans

Assembly Member Evans moved the adoption of amendments.
Amendments read and adopted by the following vote:

AYES—47

| | | | |
|-------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Huffman | Ruskin |
| Arambula | De León | Jones | Salas |
| Beall | Eng | Krekorian | Saldaña |
| Blumenfield | Evans | Lieu | Skinner |
| Brownley | Feuer | Lowenthal | Solorio |
| Buchanan | Fong | Ma | Swanson |
| Caballero | Fuentes | Mendoza | Torlakson |
| Calderon | Furutani | Monning | Torres |
| Carter | Galgiani | Nava | Torrico |
| Chesbro | Hayashi | Pérez, J. | Yamada |
| Coto | Hernandez | Pérez, V.M. | Mme. Speaker |
| Davis | Hill | Portantino | |

NOES—28

| | | | |
|---------------|----------|----------|------------|
| Adams | DeVore | Gilmore | Nestande |
| Anderson | Duvall | Hagman | Niello |
| Berryhill, B. | Emmerson | Harkey | Nielsen |
| Berryhill, T. | Fletcher | Jeffries | Silva |
| Blakeslee | Fuller | Knight | Smyth |
| Conway | Gaines | Logue | Strickland |
| Cook | Garrick | Miller | Tran |

**Consideration of Assembly Bill No. 39, as Amended,
Without Reference to File**

Pursuant to the motion by Assembly Member Torrico and a roll call vote taken earlier this day, Assembly Bill No. 39 was taken up, as amended, without reference to print or file, for purpose of consideration, and the same considered engrossed.

ASSEMBLY BILL NO. 39 (Evans)—An act to add Section 8587.3 to the Government Code, to add Section 16031 to the Insurance Code, to add Section 5010.3 to the Public Resources Code, to amend Sections 30005.5, 30016, 30104, 30108, 30165.1, 30181, and 30436 of, to add Sections 7374, 10751.5, and 60709 to, to add Article 2.5 (commencing with Section 30130.3) to Chapter 2 of Part 13 of, to add Part 21 (commencing with Section 42001) to, to repeal Chapter 2 (commencing with Section 7360) of Part 2 of, and to repeal Chapter 2 (commencing with Section 60050) of Part 31 of, Division 2 of, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read third time.

Assembly Rule 112 Suspended

Assembly Member DeVore was granted unanimous consent that Assembly Rule 112 be suspended to permit him to read a paper on the Floor of the Assembly.

Assembly Member Blakeslee was granted unanimous consent that Assembly Rule 112 be suspended to permit him to read a paper on the Floor of the Assembly.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—44

| | | | |
|-------------|-----------|------------|--------------|
| Ammiano | De León | Huffman | Ruskin |
| Beall | Eng | Jones | Salas |
| Blumenfield | Evans | Krekorian | Saldaña |
| Brownley | Feuer | Lieu | Skinner |
| Buchanan | Fong | Lowenthal | Solorio |
| Calderon | Fuentes | Ma | Swanson |
| Carter | Furutani | Mendoza | Torlakson |
| Chesbro | Galgiani | Monning | Torres |
| Coto | Hayashi | Nava | Torrico |
| Davis | Hernandez | Pérez, J. | Yamada |
| De La Torre | Hill | Portantino | Mme. Speaker |

NOES—31

| | | | |
|---------------|----------|----------|-------------|
| Adams | DeVore | Hagman | Niello |
| Anderson | Duvall | Harkey | Nielsen |
| Berryhill, B. | Emmerson | Huber | Perez, V.M. |
| Berryhill, T. | Fletcher | Jeffries | Silva |
| Blakeslee | Fuller | Knight | Smyth |
| Caballero | Gaines | Logue | Strickland |
| Conway | Garrick | Miller | Tran |
| Cook | Gilmore | Nestande | |

Bill ordered transmitted to the Senate immediately.

**CONSIDERATION OF SENATE BILL NO. 16
WITHOUT REFERENCE TO FILE**

Pursuant to the motion by Assembly Member Torrico and a roll call vote taken earlier this day, Senate Bill No. 16 was taken up, without reference to file, for purpose of amendment.

SENATE BILL NO. 16 (Ducheny)—An act relating to the Budget Act of 2008.
Bill read third time.

Motion to Amend by Assembly Member Evans

Assembly Member Evans moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—47

| | | | |
|-------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Huffman | Ruskin |
| Arambula | De León | Jones | Salas |
| Beall | Eng | Krekorian | Saldaña |
| Blumenfield | Evans | Lieu | Skinner |
| Brownley | Feuer | Lowenthal | Solorio |
| Buchanan | Fong | Ma | Swanson |
| Caballero | Fuentes | Mendoza | Torlakson |
| Calderon | Furutani | Monning | Torres |
| Carter | Galgiani | Nava | Torrico |
| Chesbro | Hayashi | Pérez, J. | Yamada |
| Coto | Hernandez | Pérez, V.M. | Mme. Speaker |
| Davis | Hill | Portantino | |

NOES—28

| | | | |
|---------------|----------|----------|------------|
| Adams | DeVore | Gilmore | Nestande |
| Anderson | Duvall | Hagman | Niello |
| Berryhill, B. | Emmerson | Harkey | Nielsen |
| Berryhill, T. | Fletcher | Jeffries | Silva |
| Blakeslee | Fuller | Knight | Smyth |
| Conway | Gaines | Logue | Strickland |
| Cook | Garrick | Miller | Tran |

**Consideration of Senate Bill No. 16, as Amended,
Without Reference to File**

Pursuant to the motion by Assembly Member Torrico and a roll call vote taken earlier this day, Senate Bill No. 16 was taken up, as amended, without reference to print or file, for purpose of consideration.

SENATE BILL NO. 16 (Ducheny)—An act to amend and supplement the Budget Act of 2009 (Chapter 1 of the 2009–10 Third Extraordinary Session) by amending Items 0250-001-0001, 0250-012-0001, 0250-101-0001, 0250-101-0932, 0250-102-0556, 0250-111-0001, 0250-112-0001, 0250-301-0660, 0530-001-9732, 0540-001-0140, 0540-001-6031, 0540-001-6051, 0540-490, 0555-001-0028, 0555-001-0044, 0555-001-0235, 0559-001-0001, 0559-001-3078, 0650-001-0001, 0650-001-0890, 0690-001-0890, 0690-001-6061, 0690-101-0890, 0690-102-0890, 0820-001-0001, 0820-001-0890, 0840-001-0001, 0840-001-0970, 0855-111-0367, 0860-001-0001, 0860-001-0022, 0860-001-0061, 0860-001-0623, 0860-001-3015, 0968-001-0457, 1111-002-0582, 1730-001-0001, 1730-001-0044, 1730-001-0064, 1760-001-0001, 1760-001-0666, 1870-001-0001, 1870-001-0890, 1870-101-0890, 1880-001-0001, 1900-015-0815, 1900-015-0820, 1900-015-0822, 1900-015-0830, 1900-015-0833, 1900-015-0884, 2240-001-0648, 2240-101-0001, 2240-101-0890, 2320-001-0317, 2660-001-0042, 2660-001-0890, 2660-001-6801, 2660-002-3007, 2660-002-3008, 2660-004-6055, 2660-004-6056, 2660-004-6058, 2660-004-6064, 2660-004-6072, 2660-102-0890, 2660-302-0042, 2660-302-0890, 2660-303-0042, 2660-491, 2665-004-6043, 2670-001-0290, 2720-001-0044, 2720-001-0840, 2720-001-0890, 2720-301-0044, 2740-001-0042, 2740-001-0044, 2740-001-0064, 3340-001-0001, 3340-001-0318, 3340-001-6051, 3360-001-0465, 3360-001-0890, 3360-001-3117, 3480-001-0001, 3480-001-0133, 3480-001-0141, 3480-001-0336, 3480-001-3046, 3480-101-0005, 3540-001-0001, 3540-001-0140, 3540-001-0235, 3540-001-0890, 3540-001-3120, 3600-001-0001, 3600-001-0005, 3600-001-0200, 3600-001-0235,

3600-001-0320, 3600-001-6051, 3600-101-0320, 3680-101-0516, 3680-101-0890,
 3680-101-3001, 3760-001-0140, 3760-001-0565, 3760-301-0262, 3760-301-0371,
 3760-301-0593, 3760-301-6051, 3760-301-6076, 3790-001-0001, 3790-001-0235,
 3790-001-0263, 3790-301-6051, 3790-490, 3790-497, 3810-001-0140,
 3810-301-6031, 3855-001-0140, 3860-001-0001, 3860-001-0140, 3860-001-0404,
 3860-001-0890, 3860-001-3057, 3860-001-6052, 3860-101-6052, 3860-301-6052,
 3910-001-0387, 3910-001-0890, 3930-001-0106, 3940-001-0235, 3940-001-0439,
 3940-001-0890, 3940-101-0001, 3980-001-0001, 3980-001-0044, 3980-001-0106,
 3980-001-0557, 3980-001-3056, 4120-101-0001, 4170-001-0001, 4170-001-0890,
 4170-101-0890, 4200-001-0367, 4200-001-0890, 4200-001-3146, 4200-101-3146,
 4200-102-3146, 4200-103-3146, 4260-001-0236, 4260-001-0890, 4260-101-0080,
 4260-101-0232, 4260-101-0890, 4260-102-0890, 4260-106-0890, 4260-111-0080,
 4260-111-0236, 4260-111-0890, 4260-113-0890, 4260-117-0890, 4265-001-0070,
 4265-001-0099, 4265-001-0203, 4265-001-0234, 4265-001-0890, 4265-001-3098,
 4265-111-0231, 4265-111-0236, 4265-111-0890, 4265-111-6031, 4265-115-0890,
 4265-115-6031, 4265-116-0890, 4265-401, 4270-001-0001, 4280-101-0890,
 4280-102-0890, 4280-103-0890, 4280-103-3055, 4280-111-0233, 4280-111-0236,
 4280-112-0232, 4280-112-0233, 4280-112-3133, 4300-003-0001, 4300-004-0001,
 4300-101-0890, 4300-103-0001, 4300-301-0001, 4440-001-0890, 4440-001-3085,
 4440-011-0001, 4440-101-0890, 4440-101-3085, 4700-001-0890, 4700-101-0890,
 5160-001-0001, 5160-001-0890, 5160-101-0890, 5175-001-0001, 5175-001-0890,
 5175-101-0001, 5175-101-0890, 5180-101-0890, 5180-141-0890, 5180-153-0890,
 5225-001-0001, 5225-001-0917, 5225-002-0001, 5225-101-0001, 5225-301-0001,
 5225-301-0660, 5225-301-0747, 6110-001-0001, 6110-001-0231, 6110-001-0890,
 6110-102-0231, 6110-102-0890, 6110-104-0001, 6110-108-0001, 6110-111-0001,
 6110-113-0001, 6110-119-0001, 6110-119-0890, 6110-122-0001, 6110-124-0001,
 6110-125-0001, 6110-125-0890, 6110-126-0890, 6110-134-0890, 6110-136-0890,
 6110-140-0001, 6110-140-0349, 6110-156-0890, 6110-161-0001, 6110-161-0890,
 6110-166-0001, 6110-166-0890, 6110-167-0001, 6110-170-0001, 6110-181-0001,
 6110-181-0140, 6110-182-0001, 6110-183-0890, 6110-189-0001, 6110-193-0001,
 6110-193-0890, 6110-195-0890, 6110-196-0001, 6110-196-0890, 6110-197-0890,
 6110-198-0001, 6110-201-0890, 6110-202-0001, 6110-203-0001, 6110-211-0001,
 6110-220-0001, 6110-228-0001, 6110-240-0001, 6110-240-0890, 6110-243-0001,
 6110-244-0001, 6110-245-0001, 6110-246-0001, 6110-247-0001, 6110-248-0001,
 6110-268-0001, 6440-001-0001, 6440-001-0234, 6600-001-0001, 6610-001-0001,
 6870-001-0001, 6870-002-0890, 6870-101-0001, 6870-103-0001, 6870-111-0001,
 6870-295-0001, 6870-301-6041, 6870-301-6049, 7100-001-0001, 7100-001-0185,
 7100-001-0514, 7100-001-0588, 7100-001-0869, 7100-001-0870, 7100-011-0185,
 7100-011-0890, 7100-021-0890, 7100-101-0588, 7100-101-0869, 7100-101-0871,
 7100-101-0908, 7100-111-0890, 7120-001-0890, 7350-001-0001, 7350-001-3121,
 7980-001-0001, 8260-001-0001, 8260-001-0890, 8260-101-0890, 8380-001-0001,
 8380-004-0001, 8570-001-0001, 8570-001-0111, 8570-001-0890, 8860-001-0001,
 8885-295-0001, 8940-001-0001, 8955-001-0001, 9100-101-0001, 9655-001-0001,
 9655-001-0494, 9800-001-0001, 9800-001-0494, 9800-001-0988, and 9840-001-0001
 of, by adding Items 0530-001-3151, 0540-491, 0540-493, 0559-011-3078,
 0650-102-0890, 0690-301-0890, 0820-001-3136, 0820-011-0317, 0968-101-0890,
 1100-011-0267, 1111-002-3122, 1760-490, 2240-490, 2660-002-0890, 2660-011-0042,
 2740-011-0044, 2740-491, 3125-490, 3125-491, 3340-001-0140, 3340-011-6051,
 3340-490, 3340-491, 3480-001-0867, 3540-001-3063, 3540-001-3117,
 3540-301-0660, 3540-490, 3540-493, 3600-001-3117, 3600-101-0516, 3600-497,
 3640-491, 3640-492, 3640-495, 3760-495, 3790-001-3117, 3790-101-0005, 3790-491,
 3790-492, 3790-494, 3810-491, 3850-301-0005, 3850-301-6029, 3850-301-6051,
 3855-490, 3860-101-6025, 3860-492, 3860-493, 3860-495, 3900-101-6051, 3900-490,
 3930-001-0140, 3940-011-0439, 3940-012-0439, 3940-011-3134, 3940-101-3145,
 3940-496, 3980-001-0115, 3980-001-0200, 4260-495, 4265-495, 4265-496, 4265-497,
 4280-112-0236, 5225-491, 5225-496, 6110-008-0001, 6110-109-0001, 6110-198-0890,
 6110-488, 6110-490, 6110-492, 6360-011-0407, 6360-011-0408, 6440-402, 6440-491,
 6440-492, 6610-490, 6610-491, 6610-492, 6610-494, 6870-490, 6870-491, 6870-492,
 6870-493, 6870-497, 7100-001-0871, 7350-001-3150, 7350-001-3152,
 7350-011-0001, 7350-012-0001, 7980-101-0784, 8555-011-0001, 8940-001-3085, and
 9350-104-6065 to, and by repealing Items 0558-001-0001, 0650-001-0214,
 0650-011-0001, 0650-101-0214, 3480-101-0867, 3600-001-0404, 3860-101-0544,
 4200-001-3019, 4200-011-3019, 4200-105-0001, 4260-101-0236, 4260-111-0233,
 4265-111-0232, 4265-111-0233, 4265-111-6051, 4265-301-0001, 4280-101-0236,
 4280-104-0236, 4280-104-0890, 4280-111-0232, 4300-101-3148, 6110-008-0046,
 6110-111-0046, 6110-111-3116, and 6870-301-6028 of, Section 2.00 of that act, and by

amending Sections 3.60, 3.90, 4.01, 4.12, 12.00, 12.32, 12.42, 25.50, and 35.50 of, by adding Sections 3.55, 4.85, 8.55, 12.45, 12.50, 12.55, 13.10, 13.25, 13.50, 15.30, 17.50, 17.80, 18.00, 18.10, 18.20, 18.30, 18.40, 18.50, 18.60, 24.60, and 25.25 to, and by repealing Section 24.65 of, that act, relating to the State Budget, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member Evans.

Assembly Rule 112 Suspended

Assembly Member Hagman was granted unanimous consent that Assembly Rule 112 be suspended to permit him to read a paper on the Floor of the Assembly.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—46

| | | | |
|-------------|-----------|-------------|--------------|
| Ammiano | De León | Huffman | Ruskin |
| Beall | Eng | Jones | Salas |
| Block | Evans | Krekorian | Saldaña |
| Blumenfield | Feuer | Lieu | Skinner |
| Brownley | Fong | Lowenthal | Solorio |
| Buchanan | Fuentes | Ma | Torlakson |
| Calderon | Furutani | Mendoza | Torres |
| Carter | Galgiani | Monning | Torrico |
| Chesbro | Hayashi | Nava | Yamada |
| Coto | Hernandez | Pérez, J. | Mme. Speaker |
| Davis | Hill | Pérez, V.M. | |
| De La Torre | Huber | Portantino | |

NOES—29

| | | | |
|---------------|----------|----------|------------|
| Adams | DeVore | Hagman | Nielsen |
| Anderson | Duvall | Harkey | Silva |
| Berryhill, B. | Emmerson | Jeffries | Smyth |
| Berryhill, T. | Fletcher | Knight | Strickland |
| Blakeslee | Fuller | Logue | Tran |
| Caballero | Gaines | Miller | |
| Conway | Garrick | Nestande | |
| Cook | Gilmore | Niello | |

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 16: Assembly Member Arambula from “No” to “Not Voting”.

Bill ordered transmitted to the Senate immediately.

CONSIDERATION OF SENATE BILL NO. 17 WITHOUT REFERENCE TO FILE

Pursuant to the motion by Assembly Member Torrico and a roll call vote taken earlier this day, Senate Bill No. 17 was taken up, without reference to file, for purpose of amendment.

SENATE BILL NO. 17 (Ducheny)—An act relating to the Budget Act of 2008.

Bill read third time.

Motion to Amend by Assembly Member Evans

Assembly Member Evans moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—47

| | | | |
|-------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Huffman | Ruskin |
| Arambula | De León | Jones | Salas |
| Beall | Eng | Krekorian | Saldaña |
| Blumenfield | Evans | Lieu | Skinner |
| Brownley | Feuer | Lowenthal | Solorio |
| Buchanan | Fong | Ma | Swanson |
| Caballero | Fuentes | Mendoza | Torlakson |
| Calderon | Furutani | Monning | Torres |
| Carter | Galgiani | Nava | Torrico |
| Chesbro | Hayashi | Pérez, J. | Yamada |
| Coto | Hernandez | Pérez, V.M. | Mme. Speaker |
| Davis | Hill | Portantino | |

NOES—28

| | | | |
|---------------|----------|----------|------------|
| Adams | DeVore | Gilmore | Nestande |
| Anderson | Duvall | Hagman | Niello |
| Berryhill, B. | Emmerson | Harkey | Nielsen |
| Berryhill, T. | Fletcher | Jeffries | Silva |
| Blakeslee | Fuller | Knight | Smyth |
| Conway | Gaines | Logue | Strickland |
| Cook | Garrick | Miller | Tran |

**Consideration of Senate Bill No. 17, as Amended,
Without Reference to File**

Pursuant to the motion by Assembly Member Torrico and a roll call vote taken earlier this day, Senate Bill No. 17 was taken up, as amended, without reference to print or file, for purpose of consideration.

SENATE BILL NO. 17 (Ducheny)—An act to amend Sections 31 and 7145.5 of the Business and Professions Code, to amend Sections 6203, 18661, 18663, 19025, 19116, 19136, 19136.1, 19504, 19571, 19755, and 19777 of, and to add Sections 6225, 18407.5, 18662.5, 18664, 19265, 19266, 19560.5, and 19777.1 to, the Revenue and Taxation Code, and to amend Section 13020 of the Unemployment Insurance Code, relating to taxation.

Bill read third time, and presented by Assembly Member Evans.

At 10:51 p.m., Speaker Karen Bass, 47th District, presiding

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—42

| | | | |
|-------------|-----------|------------|--------------|
| Ammiano | De León | Huffman | Ruskin |
| Arambula | Eng | Jones | Saldaña |
| Beall | Evans | Krekorian | Skinner |
| Blumenfield | Feuer | Lieu | Solorio |
| Brownley | Fong | Lowenthal | Swanson |
| Buchanan | Fuentes | Ma | Torlakson |
| Calderon | Furutani | Mendoza | Torrico |
| Chesbro | Galgiani | Monning | Yamada |
| Coto | Hayashi | Nava | Mme. Speaker |
| Davis | Hernandez | Pérez, J. | |
| De La Torre | Hill | Portantino | |

NOES—31

| | | | |
|---------------|----------|----------|-------------|
| Adams | DeVore | Hagman | Niello |
| Anderson | Duvall | Harkey | Nielsen |
| Berryhill, B. | Emmerson | Huber | Pérez, V.M. |
| Berryhill, T. | Fletcher | Jeffries | Silva |
| Blakeslee | Fuller | Knight | Smyth |
| Caballero | Gaines | Logue | Strickland |
| Conway | Garrick | Miller | Tran |
| Cook | Gilmore | Nestande | |

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 17: Assembly Member Salas from “Aye” to “Not Voting”.

Bill ordered transmitted to the Senate immediately.

**CONSIDERATION OF ASSEMBLY BILL NO. 37
WITHOUT REFERENCE TO FILE**

Pursuant to the motion by Assembly Member Torrico and a roll call vote taken earlier this day, Assembly Bill No. 37 was taken up, without reference to file, for purpose of amendment.

ASSEMBLY BILL NO. 37 (Evans)—An act relating to the Budget Act of 2009.

Bill read third time.

Motion to Amend by Assembly Member Evans

Assembly Member Evans moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—47

| | | | |
|-------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Huffman | Ruskin |
| Arambula | De León | Jones | Salas |
| Beall | Eng | Krekorian | Saldaña |
| Blumenfield | Evans | Lieu | Skinner |
| Brownley | Feuer | Lowenthal | Solorio |
| Buchanan | Fong | Ma | Swanson |
| Caballero | Fuentes | Mendoza | Torlakson |
| Calderon | Furutani | Monning | Torres |
| Carter | Galgiani | Nava | Torrico |
| Chesbro | Hayashi | Pérez, J. | Yamada |
| Coto | Hernandez | Pérez, V.M. | Mme. Speaker |
| Davis | Hill | Portantino | |

NOES—28

| | | | |
|---------------|----------|----------|------------|
| Adams | DeVore | Gilmore | Nestande |
| Anderson | Duvall | Hagman | Niello |
| Berryhill, B. | Emmerson | Harkey | Nielsen |
| Berryhill, T. | Fletcher | Jeffries | Silva |
| Blakeslee | Fuller | Knight | Smyth |
| Conway | Gaines | Logue | Strickland |
| Cook | Garrick | Miller | Tran |

**Consideration of Assembly Bill No. 37, as Amended,
Without Reference to File**

Pursuant to the motion by Assembly Member Torrico and a roll call vote taken earlier this day, Assembly Bill No. 37 was taken up, as amended, without reference to print or file, for purpose of consideration, and the same considered engrossed.

ASSEMBLY BILL NO. 37 (Evans)—An act to amend Section 135 of the Code of Civil Procedure, to amend Sections 68085.1, 68086.1, 69926, 69927, 69957, 70602, and 70626 of, to add Sections 68511.9 and 77202.5 to, to add Chapter 2.1 (commencing with Section 68650) to Title 8 of, and to add and repeal Section 68106 of, the Government Code, to amend Section 11050.5 of, and to amend, repeal, and add Section 1465.8 of, the Penal Code, and to amend Sections 1955 and 1961 of the Welfare and Institutions Code, relating to courts.

Bill read third time, and passed by the following vote:

AYES—47

| | | | |
|-------------|-------------|-----------|--------------|
| Ammiano | Davis | Hill | Portantino |
| Arambula | De La Torre | Huber | Ruskin |
| Beall | De León | Huffman | Salas |
| Block | Eng | Jones | Saldaña |
| Blumenfield | Evans | Krekorian | Skinner |
| Brownley | Feuer | Lieu | Solorio |
| Buchanan | Fong | Lowenthal | Torlakson |
| Caballero | Fuentes | Ma | Torres |
| Calderon | Furutani | Mendoza | Torrico |
| Carter | Galgiani | Monning | Yamada |
| Chesbro | Hayashi | Nava | Mme. Speaker |
| Coto | Hernandez | Pérez, J. | |

NOES—28

| | | | |
|---------------|----------|----------|------------|
| Adams | DeVore | Gilmore | Nestande |
| Anderson | Duvall | Hagman | Niello |
| Berryhill, B. | Emmerson | Harkey | Nielsen |
| Berryhill, T. | Fletcher | Jeffries | Silva |
| Blakeslee | Fuller | Knight | Smyth |
| Conway | Gaines | Logue | Strickland |
| Cook | Garrick | Miller | Tran |

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 37: Assembly Member Swanson from “Aye” to “Not Voting”.

Bill ordered transmitted to the Senate immediately.

**CONSIDERATION OF ASSEMBLY BILL NO. 40
WITHOUT REFERENCE TO FILE**

Pursuant to the motion by Assembly Member Torrico and a roll call vote taken earlier this day, Assembly Bill No. 40 was taken up, without reference to file, for purpose of amendment.

ASSEMBLY BILL NO. 40 (Evans)—An act to relating to the Budget Act of 2009.
Bill read third time.

Motion to Amend by Assembly Member Evans

Assembly Member Evans moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—47

| | | | |
|-------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Huffman | Ruskin |
| Arambula | De León | Jones | Salas |
| Beall | Eng | Krekorian | Saldaña |
| Blumenfield | Evans | Lieu | Skinner |
| Brownley | Feuer | Lowenthal | Solorio |
| Buchanan | Fong | Ma | Swanson |
| Caballero | Fuentes | Mendoza | Torlakson |
| Calderon | Furutani | Monning | Torres |
| Carter | Galgiani | Nava | Torrico |
| Chesbro | Hayashi | Pérez, J. | Yamada |
| Coto | Hernandez | Pérez, V.M. | Mme. Speaker |
| Davis | Hill | Portantino | |

NOES—28

| | | | |
|---------------|----------|----------|------------|
| Adams | DeVore | Gilmore | Nestande |
| Anderson | Duvall | Hagman | Niello |
| Berryhill, B. | Emmerson | Harkey | Nielsen |
| Berryhill, T. | Fletcher | Jeffries | Silva |
| Blakeslee | Fuller | Knight | Smyth |
| Conway | Gaines | Logue | Strickland |
| Cook | Garrick | Miller | Tran |

**Consideration of Assembly Bill No. 40, as Amended,
Without Reference to File**

Pursuant to the motion by Assembly Member Torrico and a roll call vote taken earlier this day, Assembly Bill No. 40 was taken up, as amended, without reference to print or file, for purpose of consideration, and the same considered engrossed.

ASSEMBLY BILL NO. 40 (Evans)—An act to add Part 32 (commencing with Section 61001) to Division 2 of the Revenue and Taxation Code, to amend Sections 2100, 2104, 2105, 2106, and 2107 of the Streets and Highways Code, and to amend Sections 1678, 12814.5, 14900, 14900.1, 14901, 14902, 15250.6, 15250.7, 15255.1, and 15255.2 of the Vehicle Code, relating to transportation.

Bill presented by Assembly Member Blumenfield.

Bill read third time, and passed by the following vote:

AYES—45

| | | | |
|-------------|-----------|------------|--------------|
| Ammiano | De León | Jones | Saldaña |
| Arambula | Eng | Krekorian | Skinner |
| Beall | Evans | Lieu | Solorio |
| Blumenfield | Feuer | Lowenthal | Swanson |
| Brownley | Fong | Ma | Torlakson |
| Buchanan | Fuentes | Mendoza | Torres |
| Calderon | Furutani | Monning | Torrico |
| Carter | Galgiani | Nava | Yamada |
| Chesbro | Hayashi | Pérez, J. | Mme. Speaker |
| Coto | Hernandez | Portantino | |
| Davis | Hill | Ruskin | |
| De La Torre | Huffman | Salas | |

NOES—31

| | | | |
|---------------|----------|----------|-------------|
| Adams | DeVore | Hagman | Niello |
| Anderson | Duvall | Harkey | Nielsen |
| Berryhill, B. | Emmerson | Huber | Pérez, V.M. |
| Berryhill, T. | Fletcher | Jeffries | Silva |
| Blakeslee | Fuller | Knight | Smyth |
| Caballero | Gaines | Logue | Strickland |
| Conway | Garrick | Miller | Tran |
| Cook | Gilmore | Nestande | |

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 40: Assembly Member V. Manuel Pérez from “Aye” to “No”.

Bill ordered transmitted to the Senate immediately.

**CONSIDERATION OF ASSEMBLY BILL NO. 41
WITHOUT REFERENCE TO FILE**

Pursuant to the motion by Assembly Member Torrico and a roll call vote taken earlier this day, Assembly Bill No. 41 was taken up, without reference to file, for purpose of amendment.

ASSEMBLY BILL NO. 41 (Evans)—An act relating to the Budget Act of 2009.

Bill read third time.

Motion to Amend by Assembly Member Evans

Assembly Member Evans moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—47

| | | | |
|-------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Huffman | Ruskin |
| Arambula | De León | Jones | Salas |
| Beall | Eng | Krekorian | Saldaña |
| Blumenfield | Evans | Lieu | Skinner |
| Brownley | Feuer | Lowenthal | Solorio |
| Buchanan | Fong | Ma | Swanson |
| Caballero | Fuentes | Mendoza | Torlakson |
| Calderon | Furutani | Monning | Torres |
| Carter | Galgiani | Nava | Torrico |
| Chesbro | Hayashi | Pérez, J. | Yamada |
| Coto | Hernandez | Pérez, V.M. | Mme. Speaker |
| Davis | Hill | Portantino | |

NOES—28

| | | | |
|---------------|----------|----------|------------|
| Adams | DeVore | Gilmore | Nestande |
| Anderson | Duvall | Hagman | Niello |
| Berryhill, B. | Emmerson | Harkey | Nielsen |
| Berryhill, T. | Fletcher | Jeffries | Silva |
| Blakeslee | Fuller | Knight | Smyth |
| Conway | Gaines | Logue | Strickland |
| Cook | Garrick | Miller | Tran |

**Consideration of Assembly Bill No. 41, as Amended,
Without Reference to File**

Pursuant to the motion by Assembly Member Torrico and a roll call vote taken earlier this day, Assembly Bill No. 41 was taken up, as amended, without reference to print or file, for purpose of consideration, and the same considered engrossed.

ASSEMBLY BILL NO. 41 (Evans)—An act to add Sections 2864 and 5653.1 to the Fish and Game Code, to amend Sections 14022 and 14023 of the Food and Agricultural Code, to amend Sections 25173.6, 25299.43, 25299.50.2, and 25404 of, and to add Chapter 7 (commencing with Section 42900) to Part 4 of, the Health and Safety Code, to amend Sections 4464, 4475, 4475.5, 4799.04, 4799.12, 21191, 25218, 25414, 25415, 25416, 25420, 25450, 25450.1, 25450.2, 25450.3, and 48653 of, to add Sections 4557, 25422, 25450.4, and 25450.5 to, to add Chapter 1.5 (commencing with Section 4210) to Part 2 of Division 4 of, and to add Chapter 5.6 (commencing with Section 25460) and Chapter 5.7 (commencing with Section 25470) to Division 15 of, the Public Resources Code, to amend Sections 5106 and 5108 of the Vehicle Code, and to amend Section 8551 of, and to add Sections 147 and 79424 to, the Water Code, relating to public resources, and making an appropriation therefor.

Bill presented by Assembly Member Blumenfield.

Bill read third time, and passed by the following vote:

AYES—46

| | | | |
|-------------|-----------|-------------|--------------|
| Ammiano | De León | Jones | Salas |
| Beall | Eng | Krekorian | Saldaña |
| Block | Evans | Lieu | Skinner |
| Blumenfield | Feuer | Lowenthal | Solorio |
| Brownley | Fong | Ma | Swanson |
| Buchanan | Fuentes | Mendoza | Torlakson |
| Calderon | Furutani | Monning | Torres |
| Carter | Galgiani | Nava | Torrico |
| Chesbro | Hayashi | Pérez, J. | Yamada |
| Coto | Hernandez | Pérez, V.M. | Mme. Speaker |
| Davis | Hill | Portantino | |
| De La Torre | Huffman | Ruskin | |

NOES—30

| | | | |
|---------------|----------|----------|------------|
| Adams | DeVore | Hagman | Niello |
| Anderson | Duvall | Harkey | Nielsen |
| Berryhill, B. | Emmerson | Huber | Silva |
| Berryhill, T. | Fletcher | Jeffries | Smyth |
| Blakeslee | Fuller | Knight | Strickland |
| Caballero | Gaines | Logue | Tran |
| Conway | Garrick | Miller | |
| Cook | Gilmore | Nestande | |

Bill ordered transmitted to the Senate immediately.

**CONSIDERATION OF ASSEMBLY BILL NO. 42
WITHOUT REFERENCE TO FILE**

Pursuant to the motion by Assembly Member Torrico and a roll call vote taken earlier this day, Assembly Bill No. 42 was taken up, without reference to file, for purpose of amendment.

ASSEMBLY BILL NO. 42 (Evans)—An act relating to the Budget Act of 2009.

Bill read third time.

Motion to Amend by Assembly Member Evans

Assembly Member Evans moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—47

| | | | |
|-------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Huffman | Ruskin |
| Arambula | De León | Jones | Salas |
| Beall | Eng | Krekorian | Saldaña |
| Blumenfield | Evans | Lieu | Skinner |
| Brownley | Feuer | Lowenthal | Solorio |
| Buchanan | Fong | Ma | Swanson |
| Caballero | Fuentes | Mendoza | Torlakson |
| Calderon | Furutani | Monning | Torres |
| Carter | Galgiani | Nava | Torrico |
| Chesbro | Hayashi | Pérez, J. | Yamada |
| Coto | Hernandez | Pérez, V.M. | Mme. Speaker |
| Davis | Hill | Portantino | |

NOES—28

| | | | |
|---------------|----------|----------|------------|
| Adams | DeVore | Gilmore | Nestande |
| Anderson | Duvall | Hagman | Niello |
| Berryhill, B. | Emmerson | Harkey | Nielsen |
| Berryhill, T. | Fletcher | Jeffries | Silva |
| Blakeslee | Fuller | Knight | Smyth |
| Conway | Gaines | Logue | Strickland |
| Cook | Garrick | Miller | Tran |

**Consideration of Assembly Bill No. 42, as Amended,
Without Reference to File**

Pursuant to the motion by Assembly Member Torrico and a roll call vote taken earlier this day, Assembly Bill No. 42 was taken up, as amended, without reference to print or file, for purpose of consideration, and the same considered engrossed.

ASSEMBLY BILL NO. 42 (Evans)—An act to amend Sections 1240.3, 2558.46, 8279.7, 8357, 8447, 42238.146, 60422.1, 66021.2, 69432.7, and 76300 of, to amend and repeal Section 33128.3 of, to amend, repeal, and add Section 47634.1 of, to add Sections 8481, 41202.5, and 84043 to, to add and repeal Sections 17463.7, 46201.2, 60422.2, and 60851.5 of, to repeal Section 8278 of, and to repeal Article 22 (commencing with Section 8460) of Chapter 2 of Part 6 of Division 1 of Title 1 of, the Education Code, and to amend Item 6110-113-0890 of Section 2.00 of the Budget Act of 2009 (Chapter 1 of the Statutes of 2009, Third Extraordinary Session), relating to education finance, and making an appropriation therefor.

Bill presented by Assembly Member De León.

Bill read third time, and passed by the following vote:

AYES—42

| | | | |
|-------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Hill | Ruskin |
| Beall | De León | Huffman | Salas |
| Block | Eng | Jones | Saldaña |
| Blumenfield | Evans | Krekorian | Skinner |
| Brownley | Feuer | Lieu | Solorio |
| Caballero | Fong | Lowenthal | Torres |
| Calderon | Fuentes | Ma | Torrico |
| Carter | Furutani | Monning | Yamada |
| Chesbro | Galgiani | Nava | Mme. Speaker |
| Coto | Hayashi | Pérez, J. | |
| Davis | Hernandez | Pérez, V.M. | |

NOES—30

| | | | |
|---------------|----------|----------|------------|
| Adams | Duvall | Harkey | Nielsen |
| Anderson | Emmerson | Huber | Silva |
| Berryhill, B. | Fletcher | Jeffries | Smyth |
| Berryhill, T. | Fuller | Knight | Strickland |
| Blakeslee | Gaines | Logue | Torlakson |
| Conway | Garrick | Miller | Tran |
| Cook | Gilmore | Nestande | |
| DeVore | Hagman | Niello | |

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 42: Assembly Member Portantino from “Aye” to “Not Voting”.

Bill ordered transmitted to the Senate immediately.

**CONSIDERATION OF ASSEMBLY BILL NO. 43
WITHOUT REFERENCE TO FILE**

Pursuant to the motion by Assembly Member Torrico and a roll call vote taken earlier this day, Assembly Bill No. 43 was taken up, without reference to file, for purpose of amendment.

ASSEMBLY BILL NO. 43 (Evans)—An act relating to the Budget Act of 2009.

Bill read third time.

Motion to Amend by Assembly Member Evans

Assembly Member Evans moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—47

| | | | |
|-------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Huffman | Ruskin |
| Arambula | De León | Jones | Salas |
| Beall | Eng | Krekorian | Saldaña |
| Blumenfield | Evans | Lieu | Skinner |
| Brownley | Feuer | Lowenthal | Solorio |
| Buchanan | Fong | Ma | Swanson |
| Caballero | Fuentes | Mendoza | Torlakson |
| Calderon | Furutani | Monning | Torres |
| Carter | Galgiani | Nava | Torrico |
| Chesbro | Hayashi | Pérez, J. | Yamada |
| Coto | Hernandez | Pérez, V.M. | Mme. Speaker |
| Davis | Hill | Portantino | |

NOES—28

| | | | |
|---------------|----------|----------|------------|
| Adams | DeVore | Gilmore | Nestande |
| Anderson | Duvall | Hagman | Niello |
| Berryhill, B. | Emmerson | Harkey | Nielsen |
| Berryhill, T. | Fletcher | Jeffries | Silva |
| Blakeslee | Fuller | Knight | Smyth |
| Conway | Gaines | Logue | Strickland |
| Cook | Garrick | Miller | Tran |

**Consideration of Assembly Bill No. 43, as Amended,
Without Reference to File**

Pursuant to the motion by Assembly Member Torrico and a roll call vote taken earlier this day, Assembly Bill No. 43 was taken up, without reference to print or file, for purpose of consideration, and the same considered engrossed.

ASSEMBLY BILL NO. 43 (Evans)—An act to amend Section 17208 of, and to add Sections 17555 and 17561 to, the Family Code, and to amend Sections 1506, 1523.1, 1568.05, 1569.185, and 1596.803 of the Health and Safety Code, and to amend Sections 706.6, 9542, 9545, 10544, 10604.6, 10823, 11320.3, 11320.32, 11364, 11454.5, 11462, 11463, 11466.2, 11468.6, 12305.1, 12305.81, 12309, 14043.25, 15525, 16121, 16501.1, 16501.3, and 18358.30 of, to add Sections 11322.64, 11329.5, 12200.02, 12305.84, 12309.2, and 14021.9 to, to add and repeal Chapter 1.7 (commencing with Section 10545) of Part 2 of Division 9 of, to add and repeal Section 11325.71 of, to repeal Section 10830 of, and to repeal and add Section 16120 of, the Welfare and Institutions Code, relating to human services.

Bill presented by Assembly Member De León.

Bill read third time, and passed by the following vote:

AYES—47

| | | | |
|-------------|-------------|-----------|--------------|
| Ammiano | Davis | Hill | Pérez, V.M. |
| Arambula | De La Torre | Huber | Portantino |
| Beall | De León | Huffman | Ruskin |
| Block | Eng | Jones | Salas |
| Blumenfield | Evans | Krekorian | Saldaña |
| Brownley | Feuer | Lieu | Skinner |
| Buchanan | Fong | Lowenthal | Solorio |
| Caballero | Fuentes | Ma | Torlakson |
| Calderon | Furutani | Mendoza | Torres |
| Carter | Galgiani | Monning | Torrico |
| Chesbro | Hayashi | Nava | Mme. Speaker |
| Coto | Hernandez | Pérez, J. | |

NOES—28

| | | | |
|---------------|----------|----------|------------|
| Adams | DeVore | Gilmore | Nestande |
| Anderson | Duvall | Hagman | Niello |
| Berryhill, B. | Emmerson | Harkey | Nielsen |
| Berryhill, T. | Fletcher | Jeffries | Silva |
| Blakeslee | Fuller | Knight | Smyth |
| Conway | Gaines | Logue | Strickland |
| Cook | Garrick | Miller | Tran |

Bill ordered transmitted to the Senate immediately.

**CONSIDERATION OF ASSEMBLY BILL NO. 44,
WITHOUT REFERENCE TO FILE**

Pursuant to the motion by Assembly Member Torrico and a roll call vote taken earlier this day, Assembly Bill No. 44 was taken up, without reference to file, for purpose of amendment.

ASSEMBLY BILL NO. 44 (Evans)—An act relating to the Budget Act of 2009.

Bill read third time.

Motion to Amend by Assembly Member Evans

Assembly Member Evans moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—47

| | | | |
|-------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Huffman | Ruskin |
| Arambula | De León | Jones | Salas |
| Beall | Eng | Krekorian | Saldaña |
| Blumenfield | Evans | Lieu | Skinner |
| Brownley | Feuer | Lowenthal | Solorio |
| Buchanan | Fong | Ma | Swanson |
| Caballero | Fuentes | Mendoza | Torlakson |
| Calderon | Furutani | Monning | Torres |
| Carter | Galgiani | Nava | Torrico |
| Chesbro | Hayashi | Pérez, J. | Yamada |
| Coto | Hernandez | Pérez, V.M. | Mme. Speaker |
| Davis | Hill | Portantino | |

NOES—28

| | | | |
|---------------|----------|----------|------------|
| Adams | DeVore | Gilmore | Nestande |
| Anderson | Duvall | Hagman | Niello |
| Berryhill, B. | Emmerson | Harkey | Nielsen |
| Berryhill, T. | Fletcher | Jeffries | Silva |
| Blakeslee | Fuller | Knight | Smyth |
| Conway | Gaines | Logue | Strickland |
| Cook | Garrick | Miller | Tran |

**Consideration of Assembly Bill No. 44, as Amended,
Without Reference to File**

Pursuant to the motion by Assembly Member Torrico and a roll call vote taken earlier this day, Assembly Bill No. 44 was taken up, as amended, without reference to print or file, for purpose of consideration, and the same considered engrossed.

ASSEMBLY BILL NO. 44 (Evans)—An act to add Section 293 to the Financial Code, to amend Sections 1250, 1265.5, 1266, 1275.3, 1326, 1337, 1418, 1567.50, 104820, 105250, 116565, 125175, 130500, 130507, 130509, and 130543 of, to amend and repeal Section 125165 of, and to add Sections 125155.1, 125157, and 125166 to, the Health and Safety Code, to amend Section 12739 of the Insurance Code, and to amend Sections 4107, 4684.60, 4684.74, 4684.75, 7502.5, 14005.40, 14007.9, 14011.2, 14087.9, 14105.191, 14105.436, 14105.45, 14110.55, 14126.033, 14132, 14132.951, 14166.20, 14166.225, 14166.23, 14166.245, and 14495.10 of, to amend and repeal Section 14526.1 of, to add Sections 5783, 14005.50, 14013.5, 14105.455, 14105.46, 14132.20, 14132.952, 14522.4, 14525.1, 14526.2, and 14550.6 to, and to repeal Sections 14522.3, 14526.1, and 14550.5 of, the Welfare and Institutions Code, relating to health.

Bill presented by Assembly Member Blumenfield.

Bill read third time, and passed by the following vote:

AYES—47

| | | | |
|-------------|-------------|-----------|--------------|
| Ammiano | Davis | Hill | Portantino |
| Arambula | De La Torre | Huber | Ruskin |
| Beall | De León | Huffman | Salas |
| Block | Eng | Jones | Saldaña |
| Blumenfield | Evans | Krekorian | Skinner |
| Brownley | Feuer | Lieu | Solorio |
| Buchanan | Fong | Lowenthal | Torlakson |
| Caballero | Fuentes | Ma | Torres |
| Calderon | Furutani | Mendoza | Torrico |
| Carter | Galgiani | Monning | Yamada |
| Chesbro | Hayashi | Nava | Mme. Speaker |
| Coto | Hernandez | Pérez, J. | |

NOES—28

| | | | |
|---------------|----------|----------|-------------|
| Adams | DeVore | Hagman | Niello |
| Anderson | Duvall | Harkey | Nielsen |
| Berryhill, B. | Fletcher | Jeffries | Pérez, V.M. |
| Berryhill, T. | Fuller | Knight | Silva |
| Blakeslee | Gaines | Logue | Smyth |
| Conway | Garrick | Miller | Strickland |
| Cook | Gilmore | Nestande | Tran |

Bill ordered transmitted to the Senate immediately.

**CONSIDERATION OF ASSEMBLY BILL NO. 45
WITHOUT REFERENCE TO FILE**

Pursuant to the motion by Assembly Member Torrico and a roll call vote taken earlier this day, Assembly Bill No. 45 was taken up, without reference to file, for purpose of amendment.

ASSEMBLY BILL NO. 45 (Evans)—An act relating to the Budget Act of 2009.

Bill read third time.

Motion to Amend by Assembly Member Evans

Assembly Member Evans moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—47

| | | | |
|-------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Huffman | Ruskin |
| Arambula | De León | Jones | Salas |
| Beall | Eng | Krekorian | Saldaña |
| Blumenfield | Evans | Lieu | Skinner |
| Brownley | Feuer | Lowenthal | Solorio |
| Buchanan | Fong | Ma | Swanson |
| Caballero | Fuentes | Mendoza | Torlakson |
| Calderon | Furutani | Monning | Torres |
| Carter | Galgiani | Nava | Torrico |
| Chesbro | Hayashi | Pérez, J. | Yamada |
| Coto | Hernandez | Pérez, V.M. | Mme. Speaker |
| Davis | Hill | Portantino | |

NOES—28

| | | | |
|---------------|----------|----------|------------|
| Adams | DeVore | Gilmore | Nestande |
| Anderson | Duvall | Hagman | Niello |
| Berryhill, B. | Emmerson | Harkey | Nielsen |
| Berryhill, T. | Fletcher | Jeffries | Silva |
| Blakeslee | Fuller | Knight | Smyth |
| Conway | Gaines | Logue | Strickland |
| Cook | Garrick | Miller | Tran |

**Consideration of Assembly Bill No. 45
Without Reference to File**

Pursuant to the motion by Assembly Member Torrico and a roll call vote taken earlier this day, Assembly Bill No. 45 was taken up, as amended, without reference to print or file, for purpose of consideration, and the same considered engrossed.

ASSEMBLY BILL NO. 45 (Evans)—An act to amend Sections 95004, 95014, and 95020 of, and to add Section 95021 to the Government Code, to amend Sections 4648, 4648.1, 4659, 4677, 4685, 4686, 4689, 4784, and 7502.5 of, to amend the heading of Chapter 4 (commencing with Section 4570) of Division 4.5 of, to amend and repeal Sections 4418.1 and 4570 of, and to add sections 4435, 4571, 4648.5, 4648.6, 4686.2, 4686.5, 4688.1, 4688.2, 4688.3, 4689.05, and 4692 to, the Welfare and Institutions Code, relating to public social services.

Bill read and passed by the following vote:

AYES—48

| | | | |
|-------------|-------------|-----------|--------------|
| Ammiano | Davis | Hill | Pérez, V.M. |
| Arambula | De La Torre | Huber | Portantino |
| Beall | De León | Huffman | Ruskin |
| Block | Eng | Jones | Salas |
| Blumenfield | Evans | Krekorian | Saldaña |
| Brownley | Feuer | Lieu | Skinner |
| Buchanan | Fong | Lowenthal | Solorio |
| Caballero | Fuentes | Ma | Torlakson |
| Calderon | Furutani | Mendoza | Torres |
| Carter | Galgiani | Monning | Torrico |
| Chesbro | Hayashi | Nava | Yamada |
| Coto | Hernandez | Pérez, J. | Mme. Speaker |

NOES—28

| | | | |
|---------------|----------|----------|------------|
| Adams | DeVore | Gilmore | Nestande |
| Anderson | Duvall | Hagman | Niello |
| Berryhill, B. | Emmerson | Harkey | Nielsen |
| Berryhill, T. | Fletcher | Jeffries | Silva |
| Blakeslee | Fuller | Knight | Smyth |
| Conway | Gaines | Logue | Strickland |
| Cook | Garrick | Miller | Tran |

Bill ordered transmitted to the Senate immediately.

**CONSIDERATION OF ASSEMBLY BILL NO. 46
WITHOUT REFERENCE TO FILE**

Pursuant to the motion by Assembly Member Torrico and a roll call vote taken earlier this day, Assembly Bill No. 46 was taken up, without reference to file, for purpose of amendment.

ASSEMBLY BILL NO. 46 (Evans)—An act relating to the Budget Act of 2009.
Bill read third time.

Motion to Amend by Assembly Member Evans

Assembly Member Evans moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—47

| | | | |
|-------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Huffman | Ruskin |
| Arambula | De León | Jones | Salas |
| Beall | Eng | Krekorian | Saldaña |
| Blumenfield | Evans | Lieu | Skinner |
| Brownley | Feuer | Lowenthal | Solorio |
| Buchanan | Fong | Ma | Swanson |
| Caballero | Fuentes | Mendoza | Torlakson |
| Calderon | Furutani | Monning | Torres |
| Carter | Galgiani | Nava | Torrico |
| Chesbro | Hayashi | Pérez, J. | Yamada |
| Coto | Hernandez | Pérez, V.M. | Mme. Speaker |
| Davis | Hill | Portantino | |

NOES—28

| | | | |
|---------------|----------|----------|------------|
| Adams | DeVore | Gilmore | Nestande |
| Anderson | Duvall | Hagman | Niello |
| Berryhill, B. | Emmerson | Harkey | Nielsen |
| Berryhill, T. | Fletcher | Jeffries | Silva |
| Blakeslee | Fuller | Knight | Smyth |
| Conway | Gaines | Logue | Strickland |
| Cook | Garrick | Miller | Tran |

**Consideration of Assembly Bill No. 46, as Amended,
Without Reference to File**

Pursuant to the motion by Assembly Member Torrico and a roll call vote taken earlier this day, Assembly Bill No. 46 was taken up, as amended, without reference to print or file, for purpose of consideration, and the same considered engrossed.

ASSEMBLY BILL NO. 46 (Evans)—An act to amend Section 19616.51 of, and to add Section 19616.52 to, the Business and Professions Code, to amend Sections 8610.5, 11545, 12715, 13302, 16140, and 22877 of, to add Section 12472.5 to, and to add and repeal Section 22864.1 of, the Government Code, to amend Sections 1566.2, 13235, 17031.8, 17036, 18114, 18502, and 51504 of the Health and Safety Code, to amend Section 12975.9 of, and to add Article 7 (commencing with Section 11885) to Chapter 4 of Part 3 of Division 2 of, the Insurance Code, to amend Sections 62.5 and 4352 of, and to add Section 67 to, the Labor Code, to amend Section 1012.3 of, and to add Article 8.2 (commencing with Section 999.80) to Chapter 6 of Division 4 of, the Military and Veterans Code, to amend Section 679.02 of the Penal Code, to amend Sections 7204.3 and 7273 of the Revenue and Taxation Code, and to add Sections 10214.6 and 14022 to the Unemployment Insurance Code, relating to state government.

Bill presented by Assembly Member De León.

Bill read third time, and passed by the following vote:

AYES—45

| | | | |
|-------------|-------------|------------|--------------|
| Ammiano | De La Torre | Huber | Ruskin |
| Beall | De León | Huffman | Salas |
| Block | Eng | Jones | Saldaña |
| Blumenfield | Evans | Krekorian | Skinner |
| Brownley | Feuer | Lieu | Solorio |
| Buchanan | Fong | Lowenthal | Torlakson |
| Caballero | Fuentes | Ma | Torres |
| Calderon | Furutani | Mendoza | Torrico |
| Carter | Galgiani | Monning | Mme. Speaker |
| Chesbro | Hayashi | Nava | |
| Coto | Hernandez | Pérez, J. | |
| Davis | Hill | Portantino | |

NOES—28

| | | | |
|---------------|----------|----------|------------|
| Adams | DeVore | Gilmore | Nestande |
| Anderson | Duvall | Hagman | Niello |
| Berryhill, B. | Emmerson | Harkey | Nielsen |
| Berryhill, T. | Fletcher | Jeffries | Silva |
| Blakeslee | Fuller | Knight | Smyth |
| Conway | Gaines | Logue | Strickland |
| Cook | Garrick | Miller | Tran |

Vote Changes

By unanimous consent, the following vote changes were permitted on Assembly Bill No. 46: Assembly Members V. Manuel Pérez and Swanson from “Aye” to “Not Voting”.

Bill ordered transmitted to the Senate immediately.

VOTE ADDS

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

Torrico Motion to Suspend the Rules: Davis—Aye; Jeffries, Knight, and Nestande—No.

Torrico Motion to Suspend the Rules: Davis—Aye.

Assembly Bill No. 39: Caballero—Aye.

Assembly Bill No. 39: Caballero—No.

Senate Bill No. 16: Caballero—Bill Berryhill, Caballero, and Conway—No.

Senate Bill No. 17: Caballero—No.

Assembly Bill No. 37: Caballero, Lieu, and Salas—Aye.

Assembly Bill No. 40: Caballero—No.

Assembly Bill No. 41: Hayashi—Aye; Caballero—No.

Assembly Bill No. 43: Evans—Aye; Silva—No.

Assembly Bill No. 46: De León—Aye.

Senate Bill No. 16: Caballero—Aye.

Senate Bill No. 17: Caballero—Aye.

Assembly Bill No. 37: Caballero—Aye.

Assembly Bill No. 40: Caballero—Aye.

Assembly Bill No. 41: Caballero—Aye.

Assembly Bill No. 42: Caballero—Aye.

Assembly Bill No. 43: Caballero—Aye.

Assembly Bill No. 44: Caballero—Aye.

Assembly Bill No. 45: Caballero—Aye.

Assembly Bill No. 46: Caballero—Aye.

RECESS

By unanimous consent, at 11:23 p.m., Speaker pro Tempore Saldaña declared the Assembly recessed to reconvene Regular Session.

COMMUNICATIONS

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

June 28, 2009

E. Dotson Wilson

Chief Clerk of the Assembly

State Capitol, Room 3196

Sacramento, California

Dear Dotson: I am authorizing the Assembly Desk to remain open on Monday, June 29, 2009 for purpose of processing committee business.

Sincerely,

KAREN BASS

Speaker of the Assembly

ONE HUNDRED SEVENTY-SIXTH CALENDAR DAY AT SACRAMENTO, CALIFORNIA

Assembly Chamber, Monday, June 29, 2009

At 12 midnight.

Speaker Karen Bass, presiding.

MESSAGES FROM THE SENATE

Senate Chamber, June 29, 2009

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 2

Assembly Bill No. 4

And respectfully requests the Assembly to concur in said amendments.

GREGORY P. SCHMIDT, Secretary of the Senate

By David Valverde, Assistant Secretary

Above bills ordered to unfinished business file.

Senate Chamber, June 29, 2009

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 16

Senate Bill No. 17

GREGORY P. SCHMIDT, Secretary of the Senate

By David Valverde, Assistant Secretary

Senate Chamber, June 29, 2009

Mme Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 29

Senate Bill No. 30

Senate Bill No. 31

GREGORY P. SCHMIDT, Secretary of the Senate

By David Valverde, Assistant Secretary

FIRST READING OF SENATE BILLS

The following bills were read the first time:

SENATE BILL NO. 29—An act to amend Sections 33685, 33686, and 33687 of the Health and Safety Code, relating to redevelopment.

SENATE BILL NO. 30—An act to amend Sections 11001.5 and 11003 of the Revenue and Taxation Code, and to amend Sections 17600, 17600.10, and 17600.15 of, and to add Sections 15200.01 and 17600.16 to, the Welfare and Institutions Code, relating to public social services, and making an appropriation therefor.

SENATE BILL NO. 31—An act to add Part 32 (commencing with Section 61001) to Division 2 of the Revenue and Taxation Code, to amend Sections 2100, 2104, 2105, 2106, and 2107 of the Streets and Highways Code, and to amend Sections 1678, 12814.5, 14900, 14900.1, 14901, 14902, 15250.6, 15250.7, 15255.1, and 15255.2 of the Vehicle Code, relating to transportation.

ADJOURNMENT

At 3:30 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JUNE 28, 2009

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

AB RN

| | |
|----|---------|
| 37 | 0918626 |
| 39 | 0918860 |
| 40 | 0918861 |
| 41 | 0918685 |
| 42 | 0918749 |
| 43 | 0918611 |
| 44 | 0918597 |
| 45 | 0918603 |
| 46 | 0918627 |

SB RN

| | |
|----|---------|
| 16 | 0918765 |
| 17 | 0918858 |

| | |
|--------------------------|-----------|
| Daily Total: | 11 |
| Cumulative Total: | 73 |

CALIFORNIA LEGISLATURE
2009–10 THIRD EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, June 30, 2009

FORTY-FIFTH SESSION DAY

ONE HUNDRED SEVENTY-SEVENTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, June 30, 2009

The Assembly met at 12:14 p.m.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly,
presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The following were placed upon the morning roll call—78:

| | | | |
|-----------------|-------------|-----------|------------------|
| Adams | De La Torre | Hayashi | Pérez, John |
| Ammiano | De León | Hernandez | Pérez, V. Manuel |
| Anderson | DeVore | Hill | Portantino |
| Arambula | Duvall | Huber | Ruskin |
| Beall | Emmerson | Huffman | Salas |
| Berryhill, Bill | Eng | Jeffries | Saldaña |
| Berryhill, Tom | Evans | Jones | Silva |
| Blakeslee | Feuer | Knight | Skinner |
| Block | Fletcher | Krekorian | Smyth |
| Blumenfield | Fong | Lieu | Solorio |
| Brownley | Fuentes | Logue | Strickland |
| Buchanan | Fuller | Lowenthal | Swanson |
| Caballero | Furutani | Ma | Torlakson |
| Calderon | Gaines | Mendoza | Torres |
| Carter | Galgiani | Miller | Torrico |
| Chesbro | Garrick | Monning | Tran |
| Conway | Gilmore | Nava | Yamada |
| Cook | Hagman | Nestande | Mme. Speaker |
| Coto | Hall | Niello | |
| Davis | Harkey | Nielsen | |

Quorum present.

REGULAR ORDER DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Member was granted leave of absence for the day:

On personal business, and waiving per diem: Assembly Member Villines.

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

June 30, 2009

E. Dotson Wilson

*Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: This is to advise you that I have made changes to the following committees for the 2009–10 Third Extraordinary Session:

Budget

I have appointed Assemblymember Jim Nielsen to replace Assemblymember Roger Niello as Vice Chair of the Assembly Budget Committee.

Health

I have appointed Assemblymember Curt Hagman to replace Assemblymember Ted Gaines on the Assembly Health Committee.

Insurance

I have appointed Assemblymember Joel Anderson to replace Assemblymember Sam Blakeslee on the Assembly Insurance Committee.

Sincerely,

KAREN BASS
Speaker of the Assembly

June 30, 2009

E. Dotson Wilson

*Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: This is to advise you that I have appointed the following membership to the Assembly Natural Resources Committee for the 2009–10 Third Extraordinary Session:

Assemblymember Nancy Skinner, Chair
Assemblymember Danny Gilmore, Vice Chair
Assemblymember Julia Brownley
Assemblymember Wesley Chesbro
Assemblymember Kevin de León
Assemblymember Jerry Hill
Assemblymember Jared Huffman
Assemblymember Steve Knight
Assemblymember Dan Logue

Sincerely,

KAREN BASS
Speaker of the Assembly

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bill was referred to committee:

*Assembly**Bill No.**Committee***33** ----- U. & C. and Nat. Res.**AUTHOR'S AMENDMENTS****Committee on Utilities and Commerce**

June 30, 2009

Mme. Speaker: The Chair of your Committee on Utilities and Commerce reports:

Assembly Bill No. 33

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

FUENTES, Chair

ASSEMBLY BILL NO. 33—An act to amend Section 1250.310 of the Code of Civil Procedure, to amend Section 14074 of the Corporations Code, to amend Sections 17910.1, 17911.2, 17911.3, 17911.4, 17911.6, 17912, 17912.2, 17925, and 41304 of the Education Code, to amend Sections 32320, 32321, 32322, 32940, and 32942 of, and to repeal Section 32208 of, the Financial Code, to amend Sections 9100 and 9101 of the Fish and Game Code, to amend Sections 11553, 12802.5, 12805, 14450, 14684, 14684.1, 15814.22, 15814.23, 15814.30, 15814.34, 66645, and 66646 of, and to amend and renumber Section 15814.25 of, the Government Code, to amend Sections 3808, 3810, 3822, 3822.1, 3822.2, 4799.16, 6815.2, 14584, 21080, 25104, 25106, 25110, 25112, 25123, 25205, 25207, 25212, 25214, 25216.5, 25217.1, 25218, 25219, 25220, 25221, 25222, 25223, 25224, 25225, 25226, 25301, 25302, 25303, 25304, 25305, 25305.5, 25306, 25320, 25321, 25322, 25323, 25324, 25354, 25356, 25357, 25358, 25362, 25364, 25366, 25400, 25401, 25401.2, 25401.5, 25401.6, 25401.7, 25402, 25402.1, 25402.3, 25402.6, 25402.9, 25403, 25403.5, 25403.8, 25404, 25410.5, 25410.6, 25412, 25413, 25414, 25415, 25416, 25417, 25417.5, 25419, 25420, 25426, 25433.5, 25434, 25434.5, 25435, 25436, 25441, 25442, 25442.5, 25442.7, 25443, 25443.5, 25445, 25449, 25449.3, 25494, 25496, 25500, 25500.5, 25501, 25501.7, 25508, 25517, 25518, 25519, 25520, 25522, 25523, 25524.1, 25524.2, 25525, 25526, 25527, 25528, 25529, 25530, 25531, 25534, 25534.1, 25538, 25539, 25540, 25540.1, 25540.2, 25540.3, 25541, 25541.1, 25541.5, 25542, 25543, 25601, 25602, 25603, 25603.5, 25608, 25610, 25616, 25617, 25618, 25620, 25620.1, 25620.2, 25620.3,

25620.4, 25620.5, 25620.6, 25620.7, 25620.8, 25620.11, 25630, 25678, 25679, 25696, 25696.5, 25697, 25700, 25701, 25702, 25703, 25704, 25705, 25720, 25721, 25722, 25722.5, 25723, 25741, 25742, 25743, 25744, 25747, 25748, 25751, 25771, 25772, 25773, 25802, 25803, 25900, 25901, 25902, 25911, 25912, 25942, 25967, 25968, 26004, 26011.5, 26011.6, and 30404 of, to amend the heading of Chapter 3 (commencing with Section 25200) of Division 15 of, to add Sections 3806.5, 25104.1, 25104.2, 25205.5, 25207.5, 25208, 25544, and 25545 to, to add Chapter 3.5 (commencing with Section 25227) to Division 15 of, to repeal Sections 3805.5, 25113, 25217, 25217.5, 25502, 25503, 25504, 25504.5, 25505, 25506, 25506.5, 25507, 25509, 25509.5, 25510, 25511, 25512, 25512.5, 25513, 25514, 25514.3, 25514.5, 25515, 25516, 25516.1, 25516.5, 25516.6, 25520.5, 25524.5, 25540.4, and 25540.6 of, and to repeal and add Sections 25107, 25120, 25200, 25201, 25202, 25203, 25204, and 25206 of, the Public Resources Code, to amend Sections 332.1, 348, 350, 352, 353.7, 360, 365, 366.1, 366.2, 384, 398.2, 398.3, 398.5, 399.25, 399.8, 399.11, 399.12, 399.13, 399.15, 399.16, 454.5, 464, 848.1, 1001, 1731, 1768, 1822, 2774.6, 2826.5, 2827, 3302, 3310, 3320, 3330, 3341, 3341.1, 3341.2, 3345, 3370, and 9502 of, to add Sections 322, 345.1, 345.2, and 411 to, to repeal Sections 346, 3325, 3326, and 3327 of, to repeal Article 2 (commencing with Section 334) of Chapter 2.3 of Part 1 of Division 1 of, and to repeal and add Section 3340 of, the Public Utilities Code, and to amend Section 80000 of, and to add Sections 80001 and 80001.5 to, the Water Code, relating to energy.

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 10:15 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON JUNE 30, 2009**

The following measure was amended in the Assembly on this day:

| | |
|--------------------------|-----------|
| AB | RN |
| 33 | 0916107 |
| Daily Total: | 1 |
| Cumulative Total: | 74 |

CALIFORNIA LEGISLATURE
2009–10 THIRD EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, July 1, 2009

FORTY-SIXTH SESSION DAY

ONE HUNDRED SEVENTY-EIGHTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Wednesday, July 1, 2009

The Assembly met at 12:03 p.m.

Hon. Isadore Hall III, Assistant Speaker pro Tempore, 52nd District, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The roll was called, and the following answered to their names—76:

| | | | |
|-----------------|-------------|-----------|------------------|
| Adams | Davis | Hayashi | Nielsen |
| Ammiano | De La Torre | Hernandez | Pérez, John |
| Anderson | De León | Hill | Pérez, V. Manuel |
| Arambula | Duvall | Huber | Portantino |
| Beall | Emmerson | Huffman | Ruskin |
| Berryhill, Bill | Eng | Jeffries | Salas |
| Berryhill, Tom | Evans | Jones | Saldaña |
| Blakeslee | Feuer | Knight | Silva |
| Block | Fletcher | Krekorian | Skinner |
| Blumenfield | Fong | Lieu | Smyth |
| Brownley | Fuentes | Logue | Solorio |
| Buchanan | Fuller | Lowenthal | Strickland |
| Caballero | Furutani | Ma | Swanson |
| Calderon | Gaines | Mendoza | Torlakson |
| Carter | Galgiani | Miller | Torrico |
| Chesbro | Garrick | Monning | Tran |
| Conway | Hagman | Nava | Villines |
| Cook | Hall | Nestande | Yamada |
| Coto | Harkey | Niello | Mme. Speaker |

Quorum present.

PRAYER

Upon invitation of Speaker pro Tempore Saldaña, the following prayer was offered by Assembly Chaplain Father Constantine C. Pappademos:

Lord, We thank You for working behind the scenes in our life. We trust that the appointed time for us is on its way and we are content in You, knowing that You have a good plan for our future. We bless your holy name today and always.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Assistant Speaker pro Tempore Hall, Assembly Member Fletcher 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 Torrico, seconded by Assembly Member Gaines.

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 Members DeVore and Gilmore.

On personal business, and waiving per diem: Assembly Member Torres.

(NOTE: For explanations of absence of Assembly Members DeVore and Gilmore on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 1, 2009

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

Assembly Bill No. 33

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

MESSAGES FROM THE SENATE

Senate Chamber, June 30, 2009

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 10

Assembly Bill No. 19

And respectfully requests the Assembly to concur in said amendments.

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

Above bills ordered to unfinished business file.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND THE RULES

Assembly Member Torrico requested unanimous consent to place Assembly Bills Nos. 47, 48, 49, 50, 51, 52, 53, 54, 55, and 56 on the second reading file for purpose of reading the bills a second time without reference to file and ordering the bills to the third reading file.

Assembly Member Gaines withheld unanimous consent.

Motion to Suspend the Rules

Assembly Member Torrico moved to place Assembly Bills Nos. 47, 48, 49, 50, 51, 52, 53, 54, 55, and 56 on the second reading file for purpose of reading the bills a second time without reference to file and ordering the bills to the third reading file.

Assembly Member Krekorian seconded the motion.

Rules suspended by the following vote:

AYES—45

| | | | |
|-------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Huffman | Salas |
| Beall | De León | Krekorian | Saldaña |
| Block | Eng | Lieu | Skinner |
| Blumenfield | Evans | Lowenthal | Solorio |
| Brownley | Feuer | Ma | Swanson |
| Buchanan | Fong | Mendoza | Torlakson |
| Caballero | Furutani | Monning | Torrico |
| Calderon | Hall | Nava | Yamada |
| Carter | Hayashi | Pérez, J. | Mme. Speaker |
| Chesbro | Hernandez | Pérez, V.M. | |
| Coto | Hill | Portantino | |
| Davis | Huber | Ruskin | |

NOES—26

| | | | |
|---------------|----------|----------|------------|
| Anderson | Emmerson | Jeffries | Silva |
| Berryhill, B. | Fletcher | Knight | Smyth |
| Berryhill, T. | Fuller | Logue | Strickland |
| Blakeslee | Gaines | Miller | Tran |
| Conway | Garrick | Nestande | Villines |
| Cook | Hagman | Niello | |
| Duvall | Harkey | Nielsen | |

Second Reading of Assembly Bills Without Reference to File

Pursuant to the motion by Assembly Member Torrico and a roll call vote the following bills were read a second time.

ASSEMBLY BILL NO. 47—An act relating to the Budget Act of 2009.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 48—An act relating to the Budget Act of 2009.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 49—An act relating to the Budget Act of 2009.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 50—An act relating to the Budget Act of 2009.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 51—An act relating to the Budget Act of 2009.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 52—An act relating to the Budget Act of 2009.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 53—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 54—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 55—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 56—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

CONSIDERATION OF SENATE AMENDMENTS ASSEMBLY RULE 77 SUSPENDED

Assembly Member Evans was granted unanimous consent to suspend Assembly Rule 77 to waive the one calendar day wait to permit consideration of Senate amendments to Assembly Bill No. 10, without reference to file.

ASSEMBLY BILL NO. 10 (Evans)—An act to amend and supplement the Budget Act of 2009 (Chapter 1 of the 2009–10 Third Extraordinary Session) by amending Items 0250-001-0001, 0250-012-0001, 0250-101-0001, 0250-101-0932, 0250-102-0556, 0250-111-0001, 0250-112-0001, 0250-301-0660, 0530-001-9732, 0540-001-0140, 0540-001-6031, 0540-001-6051, 0540-490, 0555-001-0028, 0555-001-0044, 0555-001-0235, 0559-001-0001, 0559-001-3078, 0650-001-0001, 0650-001-0890, 0690-001-0890, 0690-001-6061, 0690-101-0890, 0690-102-0890, 0820-001-0001, 0820-001-0890, 0840-001-0001, 0840-001-0970, 0855-111-0367, 0860-001-0001, 0860-001-0022, 0860-001-0061, 0860-001-0623, 0860-001-3015, 0968-001-0457, 1111-002-0582, 1730-001-0001, 1730-001-0044, 1730-001-0064, 1760-001-0001, 1760-001-0666, 1870-001-0001, 1870-001-0890, 1870-101-0890, 1880-001-0001, 1900-015-0815, 1900-015-0820, 1900-015-0822, 1900-015-0830, 1900-015-0833, 1900-015-0884, 2240-001-0648, 2240-101-0001, 2240-101-0890, 2320-001-0317, 2660-001-0042, 2660-001-0890, 2660-001-6801, 2660-002-3007, 2660-002-3008, 2660-004-6055, 2660-004-6056, 2660-004-6058, 2660-004-6064, 2660-004-6072, 2660-102-0890, 2660-302-0042, 2660-302-0890, 2660-303-0042, 2660-491, 2665-004-6043, 2670-001-0290, 2720-001-0044, 2720-001-0840, 2720-001-0890, 2720-301-0044, 2740-001-0042, 2740-001-0044, 2740-001-0064, 3340-001-0001, 3340-001-0318, 3340-001-6051, 3360-001-0465, 3360-001-0890, 3360-001-3117, 3480-001-0001, 3480-001-0133, 3480-001-0141, 3480-001-0336, 3480-001-3046, 3480-101-0005, 3540-001-0001, 3540-001-0140, 3540-001-0235, 3540-001-0890, 3540-001-3120, 3600-001-0001, 3600-001-0005, 3600-001-0200, 3600-001-0235, 3600-001-0320, 3600-001-6051, 3600-101-0320, 3680-101-0516, 3680-101-0890, 3680-101-3001, 3760-001-0140, 3760-001-0565, 3760-301-0262, 3760-301-0371, 3760-301-0593, 3760-301-6051, 3760-301-6076, 3790-001-0001, 3790-001-0235, 3790-001-0263, 3790-301-6051, 3790-490, 3790-497, 3810-001-0140, 3810-301-6031, 3855-001-0140, 3860-001-0001, 3860-001-0140, 3860-001-0404, 3860-001-0890, 3860-001-3057, 3860-001-6052, 3860-101-6052, 3860-301-6052, 3910-001-0387, 3910-001-0890, 3930-001-0106, 3940-001-0235, 3940-001-0439, 3940-001-0890, 3940-101-0001, 3980-001-0001, 3980-001-0044, 3980-001-0106, 3980-001-0557, 3980-001-3056, 4120-101-0001, 4170-001-0001, 4170-001-0890, 4170-101-0890, 4200-001-0367, 4200-001-0890, 4200-001-3146, 4200-101-3146, 4200-102-3146, 4200-103-3146, 4260-001-0236, 4260-001-0890, 4260-101-0080, 4260-101-0232, 4260-101-0890, 4260-102-0890, 4260-106-0890, 4260-111-0080, 4260-111-0236, 4260-111-0890, 4260-113-0890, 4260-117-0890, 4265-001-0070, 4265-001-0099, 4265-001-0203, 4265-001-0234, 4265-001-0890, 4265-001-3098, 4265-111-0231, 4265-111-0236, 4265-111-0890, 4265-111-6031, 4265-115-0890, 4265-115-6031, 4265-116-0890, 4265-401, 4270-001-0001, 4280-101-0890, 4280-102-0890, 4280-103-0890, 4280-103-3055, 4280-111-0233, 4280-111-0236, 4280-112-0232, 4280-112-0233, 4280-112-3133, 4300-003-0001, 4300-004-0001, 4300-101-0890, 4300-103-0001, 4400-001-0890, 4440-001-3085, 4440-011-0001, 4440-101-0890, 4440-101-3085, 4700-001-0890, 4700-101-0890, 5160-001-0001, 5160-001-0890, 5160-101-0890, 5175-001-0001, 5175-001-0890, 5175-101-0001, 5175-101-0890, 5180-141-0890, 5180-153-0890, 5225-001-0001, 5225-001-0917, 5225-002-0001, 5225-101-0001, 5225-301-0001, 5225-301-0660, 5225-301-0747, 6110-001-0001, 6110-001-0231, 6110-001-0890,

6110-102-0231, 6110-102-0890, 6110-104-0001, 6110-108-0001, 6110-111-0001, 6110-113-0001, 6110-119-0001, 6110-119-0890, 6110-122-0001, 6110-124-0001, 6110-125-0001, 6110-125-0890, 6110-126-0890, 6110-134-0890, 6110-136-0890, 6110-140-0001, 6110-140-0349, 6110-156-0890, 6110-161-0001, 6110-161-0890, 6110-166-0001, 6110-166-0890, 6110-167-0001, 6110-170-0001, 6110-181-0001, 6110-181-0140, 6110-182-0001, 6110-183-0890, 6110-189-0001, 6110-193-0001, 6110-193-0890, 6110-195-0890, 6110-196-0001, 6110-196-0890, 6110-197-0890, 6110-198-0001, 6110-201-0890, 6110-202-0001, 6110-203-0001, 6110-211-0001, 6110-220-0001, 6110-228-0001, 6110-240-0001, 6110-240-0890, 6110-243-0001, 6110-244-0001, 6110-245-0001, 6110-246-0001, 6110-247-0001, 6110-248-0001, 6110-268-0001, 6440-001-0001, 6440-001-0234, 6600-001-0001, 6610-001-0001, 6870-001-0001, 6870-002-0890, 6870-101-0001, 6870-103-0001, 6870-111-0001, 6870-295-0001, 6870-301-6041, 6870-301-6049, 7100-001-0001, 7100-001-0185, 7100-001-0514, 7100-001-0588, 7100-001-0869, 7100-001-0870, 7100-011-0185, 7100-011-0890, 7100-021-0890, 7100-101-0588, 7100-101-0869, 7100-101-0871, 7100-101-0908, 7100-111-0890, 7120-001-0890, 7350-001-0001, 7350-001-3121, 7980-001-0001, 8260-001-0001, 8260-001-0890, 8260-101-0890, 8380-001-0001, 8380-004-0001, 8570-001-0001, 8570-001-0111, 8570-001-0890, 8860-001-0001, 8885-295-0001, 8940-001-0001, 8955-001-0001, 9100-101-0001, 9655-001-0001, 9655-001-0494, 9800-001-0001, 9800-001-0494, 9800-001-0988, and 9840-001-0001 of, by adding Items 0530-001-3151, 0540-491, 0540-493, 0559-011-3078, 0650-102-0890, 0690-301-0890, 0820-001-3136, 0820-011-0317, 0968-101-0890, 1100-011-0267, 1111-002-3122, 1760-490, 2240-490, 2660-002-0890, 2660-011-0042, 2740-011-0044, 2740-491, 3125-490, 3125-491, 3340-001-0140, 3340-101-6051, 3340-490, 3340-491, 3480-001-0867, 3540-001-3063, 3540-001-3117, 3540-301-0660, 3540-490, 3540-493, 3600-001-3117, 3600-101-0516, 3600-497, 3640-491, 3640-492, 3640-495, 3760-495, 3790-001-3117, 3790-101-0005, 3790-491, 3790-492, 3790-494, 3810-491, 3850-301-0005, 3850-301-6029, 3850-301-6051, 3855-490, 3860-101-6025, 3860-492, 3860-493, 3860-495, 3900-101-6051, 3900-490, 3930-001-0140, 3940-011-0439, 3940-012-0439, 3940-101-3134, 3940-101-3145, 3940-496, 3980-001-0115, 3980-001-0200, 4260-495, 4265-495, 4265-496, 4265-497, 4280-112-0236, 5225-491, 5225-496, 6110-008-0001, 6110-109-0001, 6110-198-0890, 6110-488, 6110-490, 6110-492, 6360-011-0407, 6360-011-0408, 6440-402, 6440-491, 6440-492, 6610-490, 6610-491, 6610-492, 6610-494, 6870-490, 6870-491, 6870-492, 6870-493, 6870-497, 7100-001-0871, 7350-001-3150, 7350-001-3152, 7350-011-0001, 7350-012-0001, 7980-101-0784, 8855-011-0001, 8940-001-3085, and 9350-104-6065 to, and by repealing Items 0558-001-0001, 0650-001-0214, 0650-011-0001, 0650-101-0214, 3480-101-0867, 3600-001-0404, 3860-101-0544, 4200-001-3019, 4200-101-3019, 4200-105-0001, 4260-101-0236, 4260-111-0233, 4265-111-0232, 4265-111-0233, 4265-111-6051, 4265-301-0001, 4280-101-0236, 4280-104-0236, 4280-104-0890, 4280-111-0232, 4300-101-3148, 6110-008-0046, 6110-111-0046, 6110-111-3116, and 6870-301-6028 of, Section 2.00 of that act, and by amending Sections 3.60, 3.90, 4.01, 4.12, 12.00, 12.32, 12.42, 25.50, and 35.50 of, by adding Sections 3.55, 4.85, 8.55, 12.45, 12.50, 12.55, 13.10, 13.25, 13.50, 15.30, 17.50, 17.80, 18.00, 18.10, 18.20, 18.30, 18.40, 18.50, 18.60, 24.60, and 25.25 to, and by repealing Section 24.65 of, that act, relating to the State Budget, and making an appropriation therefor.

Bill presented by Assembly Member Evans.

Announcements

Assistant Speaker pro Tempore Hall advised Assembly Member Torrico to limit his remarks to the merits of the bill under debate.

Assistant Speaker pro Tempore Hall advised Assembly Member Calderon to limit his remarks to the merits of the bill under debate.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—46

| | | | |
|-------------|-----------|-------------|--------------|
| Ammiano | De León | Huber | Portantino |
| Beall | Eng | Huffman | Ruskin |
| Block | Evans | Jones | Salas |
| Blumenfield | Feuer | Krekorian | Saldaña |
| Brownley | Fong | Lieu | Skinner |
| Buchanan | Fuentes | Lowenthal | Solorio |
| Calderon | Furutani | Ma | Torlakson |
| Carter | Galgiani | Mendoza | Torrico |
| Chesbro | Hall | Monning | Yamada |
| Coto | Hayashi | Nava | Mme. Speaker |
| Davis | Hernandez | Pérez, J. | |
| De La Torre | Hill | Pérez, V.M. | |

NOES—28

| | | | |
|---------------|----------|----------|------------|
| Adams | Cook | Hagman | Niello |
| Anderson | Duvall | Harkey | Nielsen |
| Berryhill, B. | Emmerson | Jeffries | Silva |
| Berryhill, T. | Fletcher | Knight | Smyth |
| Blakeslee | Fuller | Logue | Strickland |
| Caballero | Gaines | Miller | Tran |
| Conway | Garrick | Nestande | Villines |

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS
ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Evans was granted unanimous consent to suspend Assembly Rule 77 to waive the one calendar day wait to permit consideration of Senate amendments to Assembly Bill No. 19, without reference to file.

ASSEMBLY BILL NO. 19 (Evans)—An act to amend Sections 31 and 7145.5 of the Business and Professions Code, to amend Sections 6203, 18661, 18663, 19025, 19116, 19136, 19136.1, 19504, 19571, 19755, and 19777 of, and to add Sections 6225, 18407.5, 18662.5, 18664, 19265, 19266, 19560.5, and 19777.1 to, the Revenue and Taxation Code, and to amend Section 13020 of the Unemployment Insurance Code, relating to taxation.

Assembly Rule 112 Suspended

Assembly Member Garrick was granted unanimous consent that Assembly Rule 112 be suspended to permit him to read a paper on the Floor of the Assembly.

Assembly Member Logue was granted unanimous consent that Assembly Rule 112 be suspended to permit him to read a paper on the Floor of the Assembly.

Announcement

Assistant Speaker pro Tempore Hall advised Assembly Member Logue to address requests to speak on the Floor to the Presiding Officer.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—44

| | | | |
|-------------|-----------|-----------|--------------|
| Ammiano | De León | Hill | Portantino |
| Beall | Eng | Huffman | Ruskin |
| Blumenfield | Evans | Jones | Salas |
| Brownley | Feuer | Krekorian | Saldaña |
| Buchanan | Fong | Lieu | Skinner |
| Calderon | Fuentes | Lowenthal | Solorio |
| Carter | Furutani | Ma | Swanson |
| Chesbro | Galgiani | Mendoza | Torlakson |
| Coto | Hall | Monning | Torrico |
| Davis | Hayashi | Nava | Yamada |
| De La Torre | Hernandez | Pérez, J. | Mme. Speaker |

NOES—30

| | | | |
|---------------|----------|----------|-------------|
| Adams | Duvall | Huber | Pérez, V.M. |
| Anderson | Emmerson | Jeffries | Silva |
| Berryhill, B. | Fletcher | Knight | Smyth |
| Berryhill, T. | Fuller | Logue | Strickland |
| Blakeslee | Gaines | Miller | Tran |
| Caballero | Garrick | Nestande | Villines |
| Conway | Hagman | Niello | |
| Cook | Harkey | Nielsen | |

Above bill ordered enrolled.

RECESS

By unanimous consent, at 1:47 p.m., Assistant Speaker pro Tempore Hall declared the Assembly recessed to reconvene Regular Session.

RECONVENED

At 4:44 p.m., the Assembly reconvened.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly, presiding.

CAUCUS ANNOUNCEMENTS

At 4:45 p.m., Speaker pro Tempore Saldaña announced that the Republican Caucus would meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 4:45 p.m., Speaker pro Tempore Saldaña declared the Assembly recessed.

RECONVENED

At 5:15 p.m., the Assembly reconvened.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly, presiding.

MESSAGES FROM THE SENATE

Senate Chamber, June 30, 2009

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 7

And respectfully requests the Assembly to concur in said amendments.

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

Above bill ordered to unfinished business file.

**CONSIDERATION OF SENATE AMENDMENTS
ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Evans was granted unanimous consent to suspend Assembly Rule 77 to waive the one calendar day wait to permit consideration of Senate amendments to Assembly Bill No. 7, without reference to file.

ASSEMBLY BILL NO. 7 (Evans)—An act to amend Section 17221.5 of the Government Code, relating to state funds, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—73

| | | | |
|---------------|-----------|-------------|--------------|
| Adams | De León | Huber | Portantino |
| Anderson | Duvall | Huffman | Ruskin |
| Arambula | Emmerson | Jeffries | Salas |
| Beall | Eng | Jones | Saldaña |
| Berryhill, B. | Evans | Knight | Silva |
| Berryhill, T. | Feuer | Krekorian | Skinner |
| Blakeslee | Fletcher | Lieu | Smyth |
| Block | Fong | Logue | Solorio |
| Blumenfield | Fuentes | Lowenthal | Strickland |
| Brownley | Fuller | Ma | Swanson |
| Buchanan | Furutani | Mendoza | Torlakson |
| Caballero | Gaines | Miller | Torrico |
| Calderon | Galgiani | Monning | Tran |
| Carter | Garrick | Nava | Villines |
| Chesbro | Hagman | Nestande | Yamada |
| Conway | Harkey | Niello | Mme. Speaker |
| Cook | Hayashi | Nielsen | |
| Coto | Hernandez | Pérez, J. | |
| Davis | Hill | Pérez, V.M. | |

NOES—None

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—73

| | | | |
|---------------|-----------|-------------|--------------|
| Adams | De León | Huber | Portantino |
| Anderson | Duvall | Huffman | Ruskin |
| Arambula | Emmerson | Jeffries | Salas |
| Beall | Eng | Jones | Saldaña |
| Berryhill, B. | Evans | Knight | Silva |
| Berryhill, T. | Feuer | Krekorian | Skinner |
| Blakeslee | Fletcher | Lieu | Smyth |
| Block | Fong | Logue | Solorio |
| Blumenfield | Fuentes | Lowenthal | Strickland |
| Brownley | Fuller | Ma | Swanson |
| Buchanan | Furutani | Mendoza | Torlakson |
| Caballero | Gaines | Miller | Torrico |
| Calderon | Galgiani | Monning | Tran |
| Carter | Garrick | Nava | Villines |
| Chesbro | Hagman | Nestande | Yamada |
| Conway | Harkey | Niello | Mme. Speaker |
| Cook | Hayashi | Nielsen | |
| Coto | Hernandez | Pérez, J. | |
| Davis | Hill | Pérez, V.M. | |

Above bill ordered enrolled.

VOTE ADDS

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

Torrico Motion to Suspend the Rules: Caballero, Hayashi, Lieu, and Solorio—Aye; Niello—No.

Assembly Bill No. 10, Concurrence: Tom Berryhill and Caballero—No.

Assembly Bill No. 19, Concurrence: V.M. Pérez—No.

Assembly Bill No. 7, Urgency and Concurrence: Coto, Skinner, Solorio, and Torrico—Aye.

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 57—Evans. An act relating to the Budget Act of 2009.

ASSEMBLY BILL NO. 58—Evans. An act relating to the Budget Act of 2009.

ASSEMBLY BILL NO. 59—Evans. An act relating to the Budget Act of 2009.

ASSEMBLY BILL NO. 60—Evans. An act relating to the Budget Act of 2009.

ASSEMBLY BILL NO. 61—Evans. An act relating to the Budget Act of 2009.

ASSEMBLY BILL NO. 62—Evans. An act relating to the Budget Act of 2009.

ASSEMBLY BILL NO. 63—Evans. An act relating to the Budget Act of 2009.

ASSEMBLY BILL NO. 64—Evans. An act relating to the Budget Act of 2009.

ASSEMBLY BILL NO. 65—Evans. An act relating to the Budget Act of 2009.

ASSEMBLY BILL NO. 66—Evans. An act relating to the Budget Act of 2009.

ASSEMBLY BILL NO. 67—Evans. An act relating to the Budget Act of 2009.

ASSEMBLY BILL NO. 68—Evans. An act relating to the Budget Act of 2009.

ASSEMBLY BILL NO. 69—Evans. An act relating to the Budget Act of 2009.

ASSEMBLY BILL NO. 70—Evans. An act relating to the Budget Act of 2009.

ASSEMBLY BILL NO. 71—Evans. An act relating to the Budget Act of 2009.

ASSEMBLY BILL NO. 72—Evans. An act relating to the Budget Act of 2009.

ASSEMBLY BILL NO. 73—Evans. An act relating to the Budget Act of 2009.

ASSEMBLY BILL NO. 74—Evans. An act relating to the Budget Act of 2009.

ASSEMBLY BILL NO. 75—Evans. An act relating to the Budget Act of 2009.

ASSEMBLY BILL NO. 76—Evans. An act relating to the Budget Act of 2009.

MESSAGES FROM THE SENATE

Senate Chamber, June 29, 2009

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

Assembly Bill No. 41

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

Above bill ordered enrolled.

Senate Chamber, June 30, 2009

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

Assembly Bill No. 42

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

Above bill ordered enrolled.

Senate Chamber, June 30, 2009

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

Assembly Bill No. 43

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

Above bill ordered enrolled.

Senate Chamber, June 30, 2009

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

Assembly Bill No. 44

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

Above bill ordered enrolled.

Senate Chamber, June 30, 2009

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

Assembly Bill No. 45

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

Above bill ordered enrolled.

Senate Chamber, June 30, 2009

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

Assembly Bill No. 46

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

Above bill ordered enrolled.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 1, 2009

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

Assembly Bill No. 7

And reports the same correctly enrolled, and presented to the Governor on the 1st day of July, 2009, at 5:45 p.m.

E. DOTSON WILSON, Chief Clerk

ADJOURNMENT

At 6 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 THIRD EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, July 2, 2009

FORTY-SEVENTH SESSION DAY

ONE HUNDRED SEVENTY-NINTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, July 2, 2009

The Assembly met at 10 a.m.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly,
presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The roll was called, and the following answered to their names—77:

| | | | |
|-----------------|----------|-------------|------------------|
| Adams | De León | Hernandez | Pérez, V. Manuel |
| Ammiano | DeVore | Hill | Portantino |
| Anderson | Duvall | Huber | Ruskin |
| Arambula | Emmerson | Huffman | Salas |
| Beall | Eng | Jeffries | Saldaña |
| Berryhill, Bill | Evans | Jones | Silva |
| Berryhill, Tom | Feuer | Knight | Skinner |
| Blakeslee | Fletcher | Krekorian | Smyth |
| Block | Fong | Lieu | Solorio |
| Blumenfield | Fuentes | Logue | Strickland |
| Brownley | Fuller | Lowenthal | Swanson |
| Buchanan | Furutani | Ma | Torlakson |
| Caballero | Gaines | Mendoza | Torrico |
| Calderon | Galgiani | Miller | Tran |
| Carter | Garrick | Monning | Villines |
| Chesbro | Gilmore | Nava | Yamada |
| Conway | Hagman | Nestande | Mme. Speaker |
| Cook | Hall | Niello | |
| Coto | Harkey | Nielsen | |
| Davis | Hayashi | Pérez, John | |

Quorum present.

PRAYER

Upon invitation of Speaker pro Tempore Saldaña, the following prayer was offered by Assembly Member Danny Gilmore, of the 30th Assembly District:

Our Heavenly Father, We thank You today for the precious gift of life, for each and every one of us in this wonderful state of California. We further thank You for the great gift of freedom You have given each of us here today, and have so generously bestowed upon all who reside in the United States of America.

Two hundred and thirty-three years ago this Saturday, in a hall some three thousand miles away, our nation was officially born. Its Founders—each of whom pledged a firm reliance on the protection of Your Divine Providence—affixed their signatures to a Declaration of Independence that for the first time in human history acknowledged the truth that all men are created equal . . . that each and every human being on the face of this earth is endowed by You, O Lord, with certain unalienable rights . . . rights that no man, and no government, can take away. It is therefore the duty of each one of us—particularly those who are privileged to serve in positions of elected office and public trust—to further the cause of these unalienable rights and timeless truths, which today are but imperfectly realized. To this end, we invoke Your blessings, Your strength, Your wisdom, guidance and support, and humbly offer our sincere thanks.

As we today hear the words that announced the birth of our new nation, we also ask You to confer Your blessings, Your mercy and Your healing grace upon all those who have defended our freedoms, particularly those brave men and women who have suffered the injuries of battle, and who have given their last full measure of devotion to the nation to which we pledge our allegiance. May all who have served in the armed forces of the United States of America, together with their families and loved ones, fully appreciate the magnitude of our thanks for their service and their sacrifice. And may we all be heartened and healed by the infinite power of Your mercy and grace, to better do Your will. For all these things, we offer this day our prayer of thanks. In Your Name.—AMEN.

**PRESENTATION OF COLORS
AND PLEDGE OF ALLEGIANCE TO THE FLAG**

The Presentation of Colors by Honor Guard members: Staff Sergeant Glen Beedy, Sergeant Robert Kilday, Sergeant Priscilla Sepulveda, and Specialist Steven Pearson, from the Army National Guard, was followed by the Pledge of Allegiance to the Flag, led by Assembly Member Silva.

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 Torrico, seconded by Assembly Member Gaines.

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 De La Torre.

On personal business, and waiving per diem: Assembly Member Torres.

(NOTE: For explanation of absence of Assembly Member De La Torre on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 2, 2009

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

Assembly Bill No. 47

Assembly Bill No. 48

Assembly Bill No. 49

Assembly Bill No. 50

Assembly Bill No. 51

Assembly Bill No. 52

Assembly Bill No. 53

Assembly Bill No. 54

Assembly Bill No. 55

Assembly Bill No. 56

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading file.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND THE RULES

Assembly Member Torrico requested unanimous consent to place Assembly Bills Nos. 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, and 76 on the second reading file for purpose of reading the bills a second time without reference to file and ordering the bills to the third reading file.

Assembly Member Nielsen withheld unanimous consent.

MOTION TO SUSPEND THE RULES

Assembly Member Torrico moved to place Assembly Bills Nos. 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, and 76 on the second reading file for purpose of reading the bills a second time without reference to file and ordering the bills to the third reading file.

Assembly Member Krekorian seconded the motion.

Rules suspended by the following vote:

AYES—43

| | | | |
|-------------|-----------|-------------|--------------|
| Ammiano | Davis | Huffman | Ruskin |
| Arambula | Eng | Krekorian | Salas |
| Beall | Feuer | Lieu | Saldaña |
| Block | Fong | Lowenthal | Skinner |
| Blumenfield | Fuentes | Ma | Solorio |
| Brownley | Furutani | Mendoza | Swanson |
| Buchanan | Galgiani | Monning | Torlakson |
| Caballero | Hayashi | Nava | Torrico |
| Carter | Hernandez | Pérez, J. | Yamada |
| Chesbro | Hill | Pérez, V.M. | Mme. Speaker |
| Coto | Huber | Portantino | |

NOES—25

| | | | |
|---------------|----------|----------|------------|
| Adams | Fletcher | Knight | Smyth |
| Anderson | Fuller | Logue | Strickland |
| Berryhill, B. | Garrick | Miller | Tran |
| Berryhill, T. | Gilmore | Nestande | Villines |
| Blakeslee | Hagman | Niello | |
| DeVore | Harkey | Nielsen | |
| Emmerson | Jeffries | Silva | |

Second Reading of Assembly Bills Without Reference to File

Pursuant to the motion by Assembly Member Torrico and a roll call vote, the following bills were read a second time:

ASSEMBLY BILL NO. 57—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 58—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 59—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 60—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 61—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 62—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 63—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 64—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 65—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 66—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 67—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 68—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 69—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 70—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 71—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 72—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 73—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 74—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 75—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 76—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

CONSIDERATION OF DAILY FILE THIRD READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 47 (Evans)—An act relating to the Budget Act of 2009.
Bill read third time, and passed by the following vote:

AYES—47

| | | | |
|-------------|-----------|-------------|--------------|
| Ammiano | De León | Huber | Portantino |
| Arambula | Eng | Huffman | Ruskin |
| Beall | Evans | Jones | Salas |
| Block | Feuer | Krekorian | Saldaña |
| Blumenfield | Fong | Lieu | Skinner |
| Brownley | Fuentes | Lowenthal | Solorio |
| Buchanan | Furutani | Ma | Swanson |
| Caballero | Galgiani | Mendoza | Torlakson |
| Carter | Hall | Monning | Torrico |
| Chesbro | Hayashi | Nava | Yamada |
| Coto | Hernandez | Pérez, J. | Mme. Speaker |
| Davis | Hill | Pérez, V.M. | |

NOES—2

Anderson Nielsen

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Evans was granted unanimous consent to substitute the roll call vote taken on Assembly Bill No. 47 on subsequent Assembly Bills Nos. 48, 49, 50, 51, 52, 53, 54, 55, 56, and 57, after each measure is read, in the absence of objection.

ASSEMBLY BILL NO. 48 (Evans)—An act relating to the Budget Act of 2009.

Bill read third time, and passed by the following substitute vote:

AYES—47

| | | | |
|-------------|-----------|-------------|--------------|
| Ammiano | De León | Huber | Portantino |
| Arambula | Eng | Huffman | Ruskin |
| Beall | Evans | Jones | Salas |
| Block | Feuer | Krekorian | Saldaña |
| Blumenfield | Fong | Lieu | Skinner |
| Brownley | Fuentes | Lowenthal | Solorio |
| Buchanan | Furutani | Ma | Swanson |
| Caballero | Galgiani | Mendoza | Torlakson |
| Carter | Hall | Monning | Torrico |
| Chesbro | Hayashi | Nava | Yamada |
| Coto | Hernandez | Pérez, J. | Mme. Speaker |
| Davis | Hill | Pérez, V.M. | |

NOES—2

Anderson Nielsen

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 49 (Evans)—An act relating to the Budget Act of 2009.

Bill read third time, and passed by the following substitute vote:

AYES—47

| | | | |
|-------------|-----------|-------------|--------------|
| Ammiano | De León | Huber | Portantino |
| Arambula | Eng | Huffman | Ruskin |
| Beall | Evans | Jones | Salas |
| Block | Feuer | Krekorian | Saldaña |
| Blumenfield | Fong | Lieu | Skinner |
| Brownley | Fuentes | Lowenthal | Solorio |
| Buchanan | Furutani | Ma | Swanson |
| Caballero | Galgiani | Mendoza | Torlakson |
| Carter | Hall | Monning | Torrico |
| Chesbro | Hayashi | Nava | Yamada |
| Coto | Hernandez | Pérez, J. | Mme. Speaker |
| Davis | Hill | Pérez, V.M. | |

NOES—2

Anderson Nielsen

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 50 (Evans)—An act relating to the Budget Act of 2009.

Bill read third time, and passed by the following substitute vote:

AYES—47

| | | | |
|-------------|-----------|-------------|--------------|
| Ammiano | De León | Huber | Portantino |
| Arambula | Eng | Huffman | Ruskin |
| Beall | Evans | Jones | Salas |
| Block | Feuer | Krekorian | Saldaña |
| Blumenfield | Fong | Lieu | Skinner |
| Brownley | Fuentes | Lowenthal | Solorio |
| Buchanan | Furutani | Ma | Swanson |
| Caballero | Galgiani | Mendoza | Torlakson |
| Carter | Hall | Monning | Torrico |
| Chesbro | Hayashi | Nava | Yamada |
| Coto | Hernandez | Pérez, J. | Mme. Speaker |
| Davis | Hill | Pérez, V.M. | |

NOES—2

Anderson Nielsen

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 51 (Evans)—An act relating to the Budget Act of 2009.

Bill read third time, and passed by the following substitute vote:

AYES—47

| | | | |
|-------------|-----------|-------------|--------------|
| Ammiano | De León | Huber | Portantino |
| Arambula | Eng | Huffman | Ruskin |
| Beall | Evans | Jones | Salas |
| Block | Feuer | Krekorian | Saldaña |
| Blumenfield | Fong | Lieu | Skinner |
| Brownley | Fuentes | Lowenthal | Solorio |
| Buchanan | Furutani | Ma | Swanson |
| Caballero | Galgiani | Mendoza | Torlakson |
| Carter | Hall | Monning | Torrico |
| Chesbro | Hayashi | Nava | Yamada |
| Coto | Hernandez | Pérez, J. | Mme. Speaker |
| Davis | Hill | Pérez, V.M. | |

NOES—2

Anderson Nielsen

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 52 (Evans)—An act relating to the Budget Act of 2009.

Bill read third time, and passed by the following substitute vote:

AYES—47

| | | | |
|-------------|-----------|-------------|--------------|
| Ammiano | De León | Huber | Portantino |
| Arambula | Eng | Huffman | Ruskin |
| Beall | Evans | Jones | Salas |
| Block | Feuer | Krekorian | Saldaña |
| Blumenfield | Fong | Lieu | Skinner |
| Brownley | Fuentes | Lowenthal | Solorio |
| Buchanan | Furutani | Ma | Swanson |
| Caballero | Galgiani | Mendoza | Torlakson |
| Carter | Hall | Monning | Torrico |
| Chesbro | Hayashi | Nava | Yamada |
| Coto | Hernandez | Pérez, J. | Mme. Speaker |
| Davis | Hill | Pérez, V.M. | |

NOES—2

Anderson Nielsen

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 53 (Evans)—An act relating to the Budget Act of 2009.

Bill read third time, and passed by the following substitute vote:

AYES—47

| | | | |
|-------------|-----------|-------------|--------------|
| Ammiano | De León | Huber | Portantino |
| Arambula | Eng | Huffman | Ruskin |
| Beall | Evans | Jones | Salas |
| Block | Feuer | Krekorian | Saldaña |
| Blumenfield | Fong | Lieu | Skinner |
| Brownley | Fuentes | Lowenthal | Solorio |
| Buchanan | Furutani | Ma | Swanson |
| Caballero | Galgiani | Mendoza | Torlakson |
| Carter | Hall | Monning | Torrico |
| Chesbro | Hayashi | Nava | Yamada |
| Coto | Hernandez | Pérez, J. | Mme. Speaker |
| Davis | Hill | Pérez, V.M. | |

NOES—2

Anderson Nielsen

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 54 (Evans)—An act relating to the Budget Act of 2009.

Bill read third time, and passed by the following substitute vote:

AYES—47

| | | | |
|-------------|-----------|-------------|--------------|
| Ammiano | De León | Huber | Portantino |
| Arambula | Eng | Huffman | Ruskin |
| Beall | Evans | Jones | Salas |
| Block | Feuer | Krekorian | Saldaña |
| Blumenfield | Fong | Lieu | Skinner |
| Brownley | Fuentes | Lowenthal | Solorio |
| Buchanan | Furutani | Ma | Swanson |
| Caballero | Galgiani | Mendoza | Torlakson |
| Carter | Hall | Monning | Torrico |
| Chesbro | Hayashi | Nava | Yamada |
| Coto | Hernandez | Pérez, J. | Mme. Speaker |
| Davis | Hill | Pérez, V.M. | |

NOES—2

Anderson Nielsen

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 55 (Evans)—An act relating to the Budget Act of 2009.

Bill read third time, and passed by the following substitute vote:

AYES—47

| | | | |
|-------------|-----------|-------------|--------------|
| Ammiano | De León | Huber | Portantino |
| Arambula | Eng | Huffman | Ruskin |
| Beall | Evans | Jones | Salas |
| Block | Feuer | Krekorian | Saldaña |
| Blumenfield | Fong | Lieu | Skinner |
| Brownley | Fuentes | Lowenthal | Solorio |
| Buchanan | Furutani | Ma | Swanson |
| Caballero | Galgiani | Mendoza | Torlakson |
| Carter | Hall | Monning | Torrico |
| Chesbro | Hayashi | Nava | Yamada |
| Coto | Hernandez | Pérez, J. | Mme. Speaker |
| Davis | Hill | Pérez, V.M. | |

NOES—2

Anderson Nielsen

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 56 (Evans)—An act relating to the Budget Act of 2009.

Bill read third time, and passed by the following substitute vote:

AYES—47

| | | | |
|-------------|-----------|-------------|--------------|
| Ammiano | De León | Huber | Portantino |
| Arambula | Eng | Huffman | Ruskin |
| Beall | Evans | Jones | Salas |
| Block | Feuer | Krekorian | Saldaña |
| Blumenfield | Fong | Lieu | Skinner |
| Brownley | Fuentes | Lowenthal | Solorio |
| Buchanan | Furutani | Ma | Swanson |
| Caballero | Galgiani | Mendoza | Torlakson |
| Carter | Hall | Monning | Torrico |
| Chesbro | Hayashi | Nava | Yamada |
| Coto | Hernandez | Pérez, J. | Mme. Speaker |
| Davis | Hill | Pérez, V.M. | |

NOES—2

Anderson Nielsen

Bill ordered transmitted to the Senate.

VOTE ADDS

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

Torricon Motion to Suspend the Rules: Davis, Galgiani, and Hayashi—Aye; Tran—No.

Assembly Bill No. 47: Davis and Jones—Aye; Anderson—No.

ADJOURNMENT

At 10:16 a.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 THIRD EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Monday, July 6, 2009

FORTY-EIGHTH SESSION DAY

ONE HUNDRED EIGHTY-THIRD CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, July 6, 2009

The Assembly met at 12:20 p.m.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly,
presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The following were placed upon the morning roll call—78:

| | | | |
|-----------------|----------|-------------|------------------|
| Adams | De León | Hernandez | Pérez, V. Manuel |
| Ammiano | DeVore | Hill | Portantino |
| Arambula | Duvall | Huber | Ruskin |
| Beall | Emmerson | Huffman | Salas |
| Berryhill, Bill | Eng | Jeffries | Saldaña |
| Berryhill, Tom | Evans | Jones | Silva |
| Blakeslee | Feuer | Knight | Skinner |
| Block | Fletcher | Krekorian | Smyth |
| Blumenfield | Fong | Lieu | Solorio |
| Brownley | Fuentes | Logue | Strickland |
| Buchanan | Fuller | Lowenthal | Swanson |
| Caballero | Furutani | Ma | Torlakson |
| Calderon | Gaines | Mendoza | Torres |
| Carter | Galgiani | Miller | Torrico |
| Chesbro | Garrick | Monning | Tran |
| Conway | Gilmore | Nava | Villines |
| Cook | Hagman | Nestande | Yamada |
| Coto | Hall | Niello | Mme. Speaker |
| Davis | Harkey | Nielsen | |
| De La Torre | Hayashi | Pérez, John | |

Quorum present.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly
was dispensed with for this legislative day.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Member was granted leave of absence for the day:

On legislative business: Assembly Member Anderson.

(NOTE: For explanation of absence of Assembly Member Anderson on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

July 6, 2009

*E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: This is to advise you that I have appointed Assemblymember Ted Gaines to replace Assemblymember Curt Hagman on the Assembly Health Committee for the 2009–10 Third Extraordinary Session.

Sincerely,

KAREN BASS
Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 6, 2009

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

Assembly Bill No. 57
Assembly Bill No. 58
Assembly Bill No. 59
Assembly Bill No. 60
Assembly Bill No. 61
Assembly Bill No. 62
Assembly Bill No. 63
Assembly Bill No. 64

Assembly Bill No. 65
Assembly Bill No. 66
Assembly Bill No. 67
Assembly Bill No. 68
Assembly Bill No. 69
Assembly Bill No. 70
Assembly Bill No. 71
Assembly Bill No. 72

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading file.

Assembly Chamber, July 6, 2009

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

Assembly Bill No. 73
Assembly Bill No. 74

Assembly Bill No. 75
Assembly Bill No. 76

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading file.

MESSAGES FROM THE SENATE

Senate Chamber, July 6, 2009

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

Senate Bill No. 40
Senate Bill No. 41
Senate Bill No. 42
Senate Bill No. 43
Senate Bill No. 44
Senate Bill No. 45
Senate Bill No. 46
Senate Bill No. 47

Senate Bill No. 48
Senate Bill No. 49
Senate Bill No. 50
Senate Bill No. 51
Senate Bill No. 52
Senate Bill No. 53
Senate Bill No. 54

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

FIRST READING OF SENATE BILLS

The following bills were read the first time:

SENATE BILL NO. 40—An act relating to the Budget Act of 2009.
SENATE BILL NO. 41—An act relating to the Budget Act of 2009.
SENATE BILL NO. 42—An act relating to the Budget Act of 2009.
SENATE BILL NO. 43—An act relating to the Budget Act of 2009.
SENATE BILL NO. 44—An act relating to the Budget Act of 2009.
SENATE BILL NO. 45—An act relating to the Budget Act of 2009.
SENATE BILL NO. 46—An act relating to the Budget Act of 2009.
SENATE BILL NO. 47—An act relating to the Budget Act of 2009.
SENATE BILL NO. 48—An act relating to the Budget Act of 2009.
SENATE BILL NO. 49—An act relating to the Budget Act of 2009.
SENATE BILL NO. 50—An act relating to the Budget Act of 2009.
SENATE BILL NO. 51—An act relating to the Budget Act of 2009.
SENATE BILL NO. 52—An act relating to the Budget Act of 2009.
SENATE BILL NO. 53—An act relating to the Budget Act of 2009.
SENATE BILL NO. 54—An act relating to the Budget Act of 2009.

ADJOURNMENT

At 3:30 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 THIRD EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, July 9, 2009
FORTY-NINTH SESSION DAY
ONE HUNDRED EIGHTY-SIXTH CALENDAR DAY
AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, July 9, 2009

The Assembly met at 10:57 a.m.
Hon. Isadore Hall III, Assistant Speaker pro Tempore of the Assembly, presiding.
Chief Clerk E. Dotson Wilson at the Desk.
Assistant Clerk Timothy Morland reading.

ROLL CALL

The roll was called, and the following answered to their names—77:

| | | | |
|-----------------|----------|------------------|--------------|
| Adams | De León | Hernandez | Portantino |
| Ammiano | DeVore | Hill | Ruskin |
| Anderson | Duvall | Huber | Salas |
| Arambula | Emmerson | Huffman | Saldaña |
| Beall | Eng | Jeffries | Silva |
| Berryhill, Bill | Evans | Jones | Skinner |
| Berryhill, Tom | Feuer | Knight | Smyth |
| Blakeslee | Fletcher | Lieu | Solorio |
| Block | Fong | Logue | Strickland |
| Blumenfield | Fuentes | Lowenthal | Swanson |
| Brownley | Fuller | Ma | Torlakson |
| Buchanan | Furutani | Mendoza | Torres |
| Caballero | Gaines | Miller | Torrico |
| Carter | Galgiani | Monning | Tran |
| Chesbro | Garrick | Nava | Villines |
| Conway | Gilmore | Nestande | Yamada |
| Cook | Hagman | Niello | Mme. Speaker |
| Coto | Hall | Nielsen | |
| Davis | Harkey | Pérez, John | |
| De La Torre | Hayashi | Pérez, V. Manuel | |

Quorum present.

PRAYER

Upon invitation of Assistant Speaker pro Tempore Hall, the following prayer was offered by Assembly Alternate Chaplain Pastor Ivan L. Williams, Sr.:

Our Father in Heaven, These servant leaders have come to these halls one more day to address the daunting issues that glaringly confront us here in California.

Give them all the Godly wisdom to seek solutions and not just the bogged down recognition of problems.

Guide them to be about service and not selfishness.

And I do ask that you would bless them to rise above the lowered expectations and give them fresh visions of completion.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Assistant Speaker pro Tempore Hall, Assembly Member Skinner 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 Torrico, seconded by Assembly Member Blakeslee.

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 Members Calderon and Krekorian.

(NOTE: For explanations of absence of Assembly Members Calderon and Krekorian on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Evans was granted unanimous consent to substitute the roll call vote taken on Assembly Bill No. 57 on subsequent Assembly Bills Nos. 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, and 76, after each measure is read, in the absence of objection.

CONSIDERATION OF DAILY FILE
THIRD READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 57 (Evans)—An act relating to the Budget Act of 2009.

Bill read third time, and passed by the following vote:

AYES—48

| | | | |
|---------------|-------------|-------------|--------------|
| Ammiano | Davis | Hernandez | Portantino |
| Arambula | De La Torre | Hill | Ruskin |
| Beall | De León | Huber | Salas |
| Berryhill, T. | Eng | Huffman | Saldaña |
| Block | Evans | Lieu | Skinner |
| Blumenfield | Feuer | Lowenthal | Solorio |
| Brownley | Fong | Ma | Swanson |
| Buchanan | Fuentes | Mendoza | Torlakson |
| Caballero | Furutani | Monning | Torres |
| Carter | Galgiani | Nava | Torrico |
| Chesbro | Hall | Pérez, J. | Yamada |
| Coto | Hayashi | Pérez, V.M. | Mme. Speaker |

NOES—2

Anderson Strickland

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 58 (Evans)—An act relating to the Budget Act of 2009.
 Bill read third time, and passed by the following substitute vote:

AYES—48

| | | | |
|---------------|-------------|-------------|--------------|
| Ammiano | Davis | Hernandez | Portantino |
| Arambula | De La Torre | Hill | Ruskin |
| Beall | De León | Huber | Salas |
| Berryhill, T. | Eng | Huffman | Saldaña |
| Block | Evans | Lieu | Skinner |
| Blumenfield | Feuer | Lowenthal | Solorio |
| Brownley | Fong | Ma | Swanson |
| Buchanan | Fuentes | Mendoza | Torlakson |
| Caballero | Furutani | Monning | Torres |
| Carter | Galgiani | Nava | Torrico |
| Chesbro | Hall | Pérez, J. | Yamada |
| Coto | Hayashi | Pérez, V.M. | Mme. Speaker |

NOES—2

Anderson Strickland

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 59 (Evans)—An act relating to the Budget Act of 2009.
 Bill read third time, and passed by the following substitute vote:

AYES—48

| | | | |
|---------------|-------------|-------------|--------------|
| Ammiano | Davis | Hernandez | Portantino |
| Arambula | De La Torre | Hill | Ruskin |
| Beall | De León | Huber | Salas |
| Berryhill, T. | Eng | Huffman | Saldaña |
| Block | Evans | Lieu | Skinner |
| Blumenfield | Feuer | Lowenthal | Solorio |
| Brownley | Fong | Ma | Swanson |
| Buchanan | Fuentes | Mendoza | Torlakson |
| Caballero | Furutani | Monning | Torres |
| Carter | Galgiani | Nava | Torrico |
| Chesbro | Hall | Pérez, J. | Yamada |
| Coto | Hayashi | Pérez, V.M. | Mme. Speaker |

NOES—2

Anderson Strickland

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 60 (Evans)—An act relating to the Budget Act of 2009.
 Bill read third time, and passed by the following substitute vote:

AYES—48

| | | | |
|---------------|-------------|-------------|--------------|
| Ammiano | Davis | Hernandez | Portantino |
| Arambula | De La Torre | Hill | Ruskin |
| Beall | De León | Huber | Salas |
| Berryhill, T. | Eng | Huffman | Saldaña |
| Block | Evans | Lieu | Skinner |
| Blumenfield | Feuer | Lowenthal | Solorio |
| Brownley | Fong | Ma | Swanson |
| Buchanan | Fuentes | Mendoza | Torlakson |
| Caballero | Furutani | Monning | Torres |
| Carter | Galgiani | Nava | Torrico |
| Chesbro | Hall | Pérez, J. | Yamada |
| Coto | Hayashi | Pérez, V.M. | Mme. Speaker |

NOES—2

Anderson Strickland

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 61 (Evans)—An act relating to the Budget Act of 2009.

Bill read third time, and passed by the following substitute vote:

AYES—48

| | | | |
|---------------|-------------|-------------|--------------|
| Ammiano | Davis | Hernandez | Portantino |
| Arambula | De La Torre | Hill | Ruskin |
| Beall | De León | Huber | Salas |
| Berryhill, T. | Eng | Huffman | Saldaña |
| Block | Evans | Lieu | Skinner |
| Blumenfield | Feuer | Lowenthal | Solorio |
| Brownley | Fong | Ma | Swanson |
| Buchanan | Fuentes | Mendoza | Torlakson |
| Caballero | Furutani | Monning | Torres |
| Carter | Galgiani | Nava | Torrico |
| Chesbro | Hall | Pérez, J. | Yamada |
| Coto | Hayashi | Pérez, V.M. | Mme. Speaker |

NOES—2

Anderson Strickland

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 62 (Evans)—An act relating to the Budget Act of 2009.

Bill read third time, and passed by the following substitute vote:

AYES—48

| | | | |
|---------------|-------------|-------------|--------------|
| Ammiano | Davis | Hernandez | Portantino |
| Arambula | De La Torre | Hill | Ruskin |
| Beall | De León | Huber | Salas |
| Berryhill, T. | Eng | Huffman | Saldaña |
| Block | Evans | Lieu | Skinner |
| Blumenfield | Feuer | Lowenthal | Solorio |
| Brownley | Fong | Ma | Swanson |
| Buchanan | Fuentes | Mendoza | Torlakson |
| Caballero | Furutani | Monning | Torres |
| Carter | Galgiani | Nava | Torrico |
| Chesbro | Hall | Pérez, J. | Yamada |
| Coto | Hayashi | Pérez, V.M. | Mme. Speaker |

NOES—2

Anderson Strickland

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 63 (Evans)—An act relating to the Budget Act of 2009.

Bill read third time, and passed by the following substitute vote:

AYES—48

| | | | |
|---------------|-------------|-------------|--------------|
| Ammiano | Davis | Hernandez | Portantino |
| Arambula | De La Torre | Hill | Ruskin |
| Beall | De León | Huber | Salas |
| Berryhill, T. | Eng | Huffman | Saldaña |
| Block | Evans | Lieu | Skinner |
| Blumenfield | Feuer | Lowenthal | Solorio |
| Brownley | Fong | Ma | Swanson |
| Buchanan | Fuentes | Mendoza | Torlakson |
| Caballero | Furutani | Monning | Torres |
| Carter | Galgiani | Nava | Torrico |
| Chesbro | Hall | Pérez, J. | Yamada |
| Coto | Hayashi | Pérez, V.M. | Mme. Speaker |

NOES—2

Anderson Strickland

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 64 (Evans)—An act relating to the Budget Act of 2009.
 Bill read third time, and passed by the following substitute vote:

AYES—48

| | | | |
|---------------|-------------|-------------|--------------|
| Ammiano | Davis | Hernandez | Portantino |
| Arambula | De La Torre | Hill | Ruskin |
| Beall | De León | Huber | Salas |
| Berryhill, T. | Eng | Huffman | Saldaña |
| Block | Evans | Lieu | Skinner |
| Blumenfield | Feuer | Lowenthal | Solorio |
| Brownley | Fong | Ma | Swanson |
| Buchanan | Fuentes | Mendoza | Torlakson |
| Caballero | Furutani | Monning | Torres |
| Carter | Galgiani | Nava | Torrico |
| Chesbro | Hall | Pérez, J. | Yamada |
| Coto | Hayashi | Pérez, V.M. | Mme. Speaker |

NOES—2

Anderson Strickland

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 65 (Evans)—An act relating to the Budget Act of 2009.
 Bill read third time, and passed by the following substitute vote:

AYES—48

| | | | |
|---------------|-------------|-------------|--------------|
| Ammiano | Davis | Hernandez | Portantino |
| Arambula | De La Torre | Hill | Ruskin |
| Beall | De León | Huber | Salas |
| Berryhill, T. | Eng | Huffman | Saldaña |
| Block | Evans | Lieu | Skinner |
| Blumenfield | Feuer | Lowenthal | Solorio |
| Brownley | Fong | Ma | Swanson |
| Buchanan | Fuentes | Mendoza | Torlakson |
| Caballero | Furutani | Monning | Torres |
| Carter | Galgiani | Nava | Torrico |
| Chesbro | Hall | Pérez, J. | Yamada |
| Coto | Hayashi | Pérez, V.M. | Mme. Speaker |

NOES—2

Anderson Strickland

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 66 (Evans)—An act relating to the Budget Act of 2009.
 Bill read third time, and passed by the following substitute vote:

AYES—48

| | | | |
|---------------|-------------|-------------|--------------|
| Ammiano | Davis | Hernandez | Portantino |
| Arambula | De La Torre | Hill | Ruskin |
| Beall | De León | Huber | Salas |
| Berryhill, T. | Eng | Huffman | Saldaña |
| Block | Evans | Lieu | Skinner |
| Blumenfield | Feuer | Lowenthal | Solorio |
| Brownley | Fong | Ma | Swanson |
| Buchanan | Fuentes | Mendoza | Torlakson |
| Caballero | Furutani | Monning | Torres |
| Carter | Galgiani | Nava | Torrico |
| Chesbro | Hall | Pérez, J. | Yamada |
| Coto | Hayashi | Pérez, V.M. | Mme. Speaker |

NOES—2

Anderson Strickland

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 67 (Evans)—An act relating to the Budget Act of 2009.

Bill read third time, and passed by the following substitute vote:

AYES—48

| | | | |
|---------------|-------------|-------------|--------------|
| Ammiano | Davis | Hernandez | Portantino |
| Arambula | De La Torre | Hill | Ruskin |
| Beall | De León | Huber | Salas |
| Berryhill, T. | Eng | Huffman | Saldaña |
| Block | Evans | Lieu | Skinner |
| Blumenfield | Feuer | Lowenthal | Solorio |
| Brownley | Fong | Ma | Swanson |
| Buchanan | Fuentes | Mendoza | Torlakson |
| Caballero | Furutani | Monning | Torres |
| Carter | Galgiani | Nava | Torrico |
| Chesbro | Hall | Pérez, J. | Yamada |
| Coto | Hayashi | Pérez, V.M. | Mme. Speaker |

NOES—2

Anderson Strickland

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 68 (Evans)—An act relating to the Budget Act of 2009.

Bill read third time, and passed by the following substitute vote:

AYES—48

| | | | |
|---------------|-------------|-------------|--------------|
| Ammiano | Davis | Hernandez | Portantino |
| Arambula | De La Torre | Hill | Ruskin |
| Beall | De León | Huber | Salas |
| Berryhill, T. | Eng | Huffman | Saldaña |
| Block | Evans | Lieu | Skinner |
| Blumenfield | Feuer | Lowenthal | Solorio |
| Brownley | Fong | Ma | Swanson |
| Buchanan | Fuentes | Mendoza | Torlakson |
| Caballero | Furutani | Monning | Torres |
| Carter | Galgiani | Nava | Torrico |
| Chesbro | Hall | Pérez, J. | Yamada |
| Coto | Hayashi | Pérez, V.M. | Mme. Speaker |

NOES—2

Anderson Strickland

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 69 (Evans)—An act relating to the Budget Act of 2009.

Bill read third time, and passed by the following substitute vote:

AYES—48

| | | | |
|---------------|-------------|-------------|--------------|
| Ammiano | Davis | Hernandez | Portantino |
| Arambula | De La Torre | Hill | Ruskin |
| Beall | De León | Huber | Salas |
| Berryhill, T. | Eng | Huffman | Saldaña |
| Block | Evans | Lieu | Skinner |
| Blumenfield | Feuer | Lowenthal | Solorio |
| Brownley | Fong | Ma | Swanson |
| Buchanan | Fuentes | Mendoza | Torlakson |
| Caballero | Furutani | Monning | Torres |
| Carter | Galgiani | Nava | Torrico |
| Chesbro | Hall | Pérez, J. | Yamada |
| Coto | Hayashi | Pérez, V.M. | Mme. Speaker |

NOES—2

Anderson Strickland

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 70 (Evans)—An act relating to the Budget Act of 2009.
 Bill read third time, and passed by the following substitute vote:

AYES—48

| | | | |
|---------------|-------------|-------------|--------------|
| Ammiano | Davis | Hernandez | Portantino |
| Arambula | De La Torre | Hill | Ruskin |
| Beall | De León | Huber | Salas |
| Berryhill, T. | Eng | Huffman | Saldaña |
| Block | Evans | Lieu | Skinner |
| Blumenfield | Feuer | Lowenthal | Solorio |
| Brownley | Fong | Ma | Swanson |
| Buchanan | Fuentes | Mendoza | Torlakson |
| Caballero | Furutani | Monning | Torres |
| Carter | Galgiani | Nava | Torrico |
| Chesbro | Hall | Pérez, J. | Yamada |
| Coto | Hayashi | Pérez, V.M. | Mme. Speaker |

NOES—2

Anderson Strickland

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 71 (Evans)—An act relating to the Budget Act of 2009.
 Bill read third time, and passed by the following substitute vote:

AYES—48

| | | | |
|---------------|-------------|-------------|--------------|
| Ammiano | Davis | Hernandez | Portantino |
| Arambula | De La Torre | Hill | Ruskin |
| Beall | De León | Huber | Salas |
| Berryhill, T. | Eng | Huffman | Saldaña |
| Block | Evans | Lieu | Skinner |
| Blumenfield | Feuer | Lowenthal | Solorio |
| Brownley | Fong | Ma | Swanson |
| Buchanan | Fuentes | Mendoza | Torlakson |
| Caballero | Furutani | Monning | Torres |
| Carter | Galgiani | Nava | Torrico |
| Chesbro | Hall | Pérez, J. | Yamada |
| Coto | Hayashi | Pérez, V.M. | Mme. Speaker |

NOES—2

Anderson Strickland

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 72 (Evans)—An act relating to the Budget Act of 2009.
 Bill read third time, and passed by the following substitute vote:

AYES—48

| | | | |
|---------------|-------------|-------------|--------------|
| Ammiano | Davis | Hernandez | Portantino |
| Arambula | De La Torre | Hill | Ruskin |
| Beall | De León | Huber | Salas |
| Berryhill, T. | Eng | Huffman | Saldaña |
| Block | Evans | Lieu | Skinner |
| Blumenfield | Feuer | Lowenthal | Solorio |
| Brownley | Fong | Ma | Swanson |
| Buchanan | Fuentes | Mendoza | Torlakson |
| Caballero | Furutani | Monning | Torres |
| Carter | Galgiani | Nava | Torrico |
| Chesbro | Hall | Pérez, J. | Yamada |
| Coto | Hayashi | Pérez, V.M. | Mme. Speaker |

NOES—2

Anderson Strickland

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 73 (Evans)—An act relating to the Budget Act of 2009.

Bill read third time, and passed by the following substitute vote:

AYES—48

| | | | |
|---------------|-------------|-------------|--------------|
| Ammiano | Davis | Hernandez | Portantino |
| Arambula | De La Torre | Hill | Ruskin |
| Beall | De León | Huber | Salas |
| Berryhill, T. | Eng | Huffman | Saldaña |
| Block | Evans | Lieu | Skinner |
| Blumenfield | Feuer | Lowenthal | Solorio |
| Brownley | Fong | Ma | Swanson |
| Buchanan | Fuentes | Mendoza | Torlakson |
| Caballero | Furutani | Monning | Torres |
| Carter | Galgiani | Nava | Torrico |
| Chesbro | Hall | Pérez, J. | Yamada |
| Coto | Hayashi | Pérez, V.M. | Mme. Speaker |

NOES—2

Anderson Strickland

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 74 (Evans)—An act relating to the Budget Act of 2009.

Bill read third time, and passed by the following substitute vote:

AYES—48

| | | | |
|---------------|-------------|-------------|--------------|
| Ammiano | Davis | Hernandez | Portantino |
| Arambula | De La Torre | Hill | Ruskin |
| Beall | De León | Huber | Salas |
| Berryhill, T. | Eng | Huffman | Saldaña |
| Block | Evans | Lieu | Skinner |
| Blumenfield | Feuer | Lowenthal | Solorio |
| Brownley | Fong | Ma | Swanson |
| Buchanan | Fuentes | Mendoza | Torlakson |
| Caballero | Furutani | Monning | Torres |
| Carter | Galgiani | Nava | Torrico |
| Chesbro | Hall | Pérez, J. | Yamada |
| Coto | Hayashi | Pérez, V.M. | Mme. Speaker |

NOES—2

Anderson Strickland

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 75 (Evans)—An act relating to the Budget Act of 2009.

Bill read third time, and passed by the following substitute vote:

AYES—48

| | | | |
|---------------|-------------|-------------|--------------|
| Ammiano | Davis | Hernandez | Portantino |
| Arambula | De La Torre | Hill | Ruskin |
| Beall | De León | Huber | Salas |
| Berryhill, T. | Eng | Huffman | Saldaña |
| Block | Evans | Lieu | Skinner |
| Blumenfield | Feuer | Lowenthal | Solorio |
| Brownley | Fong | Ma | Swanson |
| Buchanan | Fuentes | Mendoza | Torlakson |
| Caballero | Furutani | Monning | Torres |
| Carter | Galgiani | Nava | Torrico |
| Chesbro | Hall | Pérez, J. | Yamada |
| Coto | Hayashi | Pérez, V.M. | Mme. Speaker |

NOES—2

Anderson Strickland

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 76 (Evans)—An act relating to the Budget Act of 2009.
 Bill read third time, and passed by the following substitute vote:

AYES—48

| | | | |
|---------------|-------------|-------------|--------------|
| Ammiano | Davis | Hernandez | Portantino |
| Arambula | De La Torre | Hill | Ruskin |
| Beall | De León | Huber | Salas |
| Berryhill, T. | Eng | Huffman | Saldaña |
| Block | Evans | Lieu | Skinner |
| Blumenfield | Feuer | Lowenthal | Solorio |
| Brownley | Fong | Ma | Swanson |
| Buchanan | Fuentes | Mendoza | Torlakson |
| Caballero | Furutani | Monning | Torres |
| Carter | Galgiani | Nava | Torrico |
| Chesbro | Hall | Pérez, J. | Yamada |
| Coto | Hayashi | Pérez, V.M. | Mme. Speaker |

NOES—2

Anderson Strickland

Bill ordered transmitted to the Senate.

VOTE ADDS

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

Assembly Bill No. 57: Tom Berryhill, Coto, Hayashi, and Torres—Aye; Anderson and Strickland—No.

Assembly Bill No. 58: Tom Berryhill, Coto, Hayashi, and Torres—Aye; Anderson and Strickland—No.

Assembly Bill No. 59: Tom Berryhill, Coto, Hayashi, and Torres—Aye; Anderson and Strickland—No.

Assembly Bill No. 59: Tom Berryhill, Coto, Hayashi, and Torres—Aye; Anderson and Strickland—No.

Assembly Bill No. 60: Tom Berryhill, Coto, Hayashi, and Torres—Aye; Anderson and Strickland—No.

Assembly Bill No. 61: Tom Berryhill, Coto, Hayashi, and Torres—Aye; Anderson and Strickland—No.

Assembly Bill No. 62: Tom Berryhill, Coto, Hayashi, and Torres—Aye; Anderson and Strickland—No.

Assembly Bill No. 63: Tom Berryhill, Coto, Hayashi, and Torres—Aye; Anderson and Strickland—No.

Assembly Bill No. 64: Tom Berryhill, Coto, Hayashi, and Torres—Aye; Anderson and Strickland—No.

Assembly Bill No. 65: Tom Berryhill, Coto, Hayashi, and Torres—Aye; Anderson and Strickland—No.

Assembly Bill No. 66: Tom Berryhill, Coto, Hayashi, and Torres—Aye; Anderson and Strickland—No.

Assembly Bill No. 67: Tom Berryhill, Coto, Hayashi, and Torres—Aye; Anderson and Strickland—No.

Assembly Bill No. 68: Tom Berryhill, Coto, Hayashi, and Torres—Aye; Anderson and Strickland—No.

Assembly Bill No. 69: Tom Berryhill, Coto, Hayashi, and Torres—Aye; Anderson and Strickland—No.

Assembly Bill No. 70: Tom Berryhill, Coto, Hayashi, and Torres—Aye; Anderson and Strickland—No.

Assembly Bill No. 71: Tom Berryhill, Coto, Hayashi, and Torres—Aye; Anderson and Strickland—No.

Assembly Bill No. 72: Tom Berryhill, Coto, Hayashi, and Torres—Aye; Anderson and Strickland—No.

Assembly Bill No. 73: Tom Berryhill, Coto, Hayashi, and Torres—Aye; Anderson and Strickland—No.

Assembly Bill No. 74: Tom Berryhill, Coto, Hayashi, and Torres—Aye; Anderson and Strickland—No.

Assembly Bill No. 75: Tom Berryhill, Coto, Hayashi, and Torres—Aye; Anderson and Strickland—No.

Assembly Bill No. 76: Tom Berryhill, Coto, Hayashi, and Torres—Aye; Anderson and Strickland—No.

RECESS

By unanimous consent, at 11:03 a.m., Speaker pro Tempore Saldaña declared the Assembly recessed to convene the Fourth Extraordinary Session

ADJOURNMENT

At 3:30 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 THIRD EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, July 16, 2009

FIFTIETH SESSION DAY

ONE HUNDRED NINETY-THIRD CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, July 16, 2009

The Assembly met at 9:56 a.m.

Hon. Isadore Hall III, Assistant Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The following were placed upon the morning roll call—74:

| | | | |
|-----------------|-------------|-------------|------------------|
| Adams | De La Torre | Hayashi | Pérez, V. Manuel |
| Ammiano | De León | Hernandez | Portantino |
| Arambula | DeVore | Hill | Ruskin |
| Beall | Duvall | Huber | Salas |
| Berryhill, Bill | Emmerson | Huffman | Saldaña |
| Berryhill, Tom | Evans | Jeffries | Silva |
| Blakeslee | Feuer | Jones | Skinner |
| Block | Fletcher | Knight | Smyth |
| Blumenfield | Fong | Logue | Solorio |
| Brownley | Fuentes | Lowenthal | Strickland |
| Buchanan | Fuller | Ma | Swanson |
| Caballero | Furutani | Mendoza | Torlakson |
| Calderon | Gaines | Miller | Torres |
| Carter | Galgiani | Monning | Torrico |
| Chesbro | Garrick | Nava | Tran |
| Conway | Gilmore | Nestande | Yamada |
| Cook | Hagman | Niello | Mme. Speaker |
| Coto | Hall | Nielsen | |
| Davis | Harkey | Pérez, John | |

Quorum present.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

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 Members Anderson, Krekorian, and Villines.

On personal business, and waiving per diem: Assembly Members Eng and Lieu.

(NOTE: For letters explaining the absences of Assembly Members Krekorian and Villines on this day on legislative business pursuant to the Assembly Rules, see Assembly Journal for the Regular Session for this day; for letter explaining the absence of Assembly Member Anderson on this day on legislative business pursuant to the Assembly Rules, see Assembly Journal for the Regular Session for July 15, 2009.)

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bill was introduced and read the first time:

ASSEMBLY BILL NO. 77—Torlakson. An act to amend Section 1520.5 of the Code of Civil Procedure, relating to unclaimed property.

ADJOURNMENT

At 3:30 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 THIRD EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, July 23, 2009
FIFTY-FIRST SESSION DAY
TWO HUNDREDTH CALENDAR DAY
AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, July 23, 2009

The Assembly met at 9:07 p.m.

Hon. Karen Bass, Speaker of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The following were placed upon the morning roll call—79:

| | | | |
|-----------------|-------------|-----------|------------------|
| Adams | De La Torre | Hayashi | Pérez, John |
| Ammiano | De León | Hernandez | Pérez, V. Manuel |
| Anderson | DeVore | Hill | Portantino |
| Arambula | Duvall | Huber | Ruskin |
| Beall | Emmerson | Huffman | Salas |
| Berryhill, Bill | Eng | Jeffries | Saldaña |
| Berryhill, Tom | Evans | Jones | Silva |
| Blakeslee | Feuer | Knight | Skinner |
| Block | Fletcher | Krekorian | Smyth |
| Blumenfield | Fong | Lieu | Solorio |
| Brownley | Fuentes | Logue | Strickland |
| Buchanan | Fuller | Lowenthal | Swanson |
| Caballero | Furutani | Ma | Torlakson |
| Calderon | Gaines | Mendoza | Torres |
| Carter | Galgiani | Miller | Torrico |
| Chesbro | Garrick | Monning | Tran |
| Conway | Gilmore | Nava | Villines |
| Cook | Hagman | Nestande | Yamada |
| Coto | Hall | Niello | Mme. Speaker |
| Davis | Harkey | Nielsen | |

Quorum present.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

TWO HUNDRED FIRST CALENDAR DAY AT SACRAMENTO, CALIFORNIA

Assembly Chamber, July 24, 2009

At 12 midnight.

Speaker pro Tempore Lori Saldaña, presiding.

ADJOURNMENT

At 5:15 p.m., pursuant to the provisions of Joint Rule 51(a)(3) and the motion by Assembly Member Adams, the Assembly adjourned for the 2009 Summer Recess, until 12 noon, Monday, August 17, 2009.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 THIRD EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, August 20, 2009

FIFTY-SECOND SESSION DAY

TWO HUNDRED TWENTY-EIGHTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, August 20, 2009

The Assembly met at 9:59 a.m.
Hon. Lori Saldaña, Speaker pro Tempore of the Assembly,
presiding.
Chief Clerk E. Dotson Wilson at the Desk.
File Clerk Russell Tomas reading.

ROLL CALL

The following were placed upon the morning roll call—79:

| | | | |
|-----------------|-------------|-----------|------------------|
| Adams | De La Torre | Hayashi | Pérez, John |
| Ammiano | De León | Hernandez | Pérez, V. Manuel |
| Anderson | DeVore | Hill | Portantino |
| Arambula | Duvall | Huber | Ruskin |
| Beall | Emmerson | Huffman | Salas |
| Berryhill, Bill | Eng | Jeffries | Saldaña |
| Berryhill, Tom | Evans | Jones | Silva |
| Blakeslee | Feuer | Knight | Skinner |
| Block | Fletcher | Krekorian | Smyth |
| Blumenfield | Fong | Lieu | Solorio |
| Brownley | Fuentes | Logue | Strickland |
| Buchanan | Fuller | Lowenthal | Swanson |
| Caballero | Furutani | Ma | Torlakson |
| Calderon | Gaines | Mendoza | Torres |
| Carter | Galgiani | Miller | Torrico |
| Chesbro | Garrick | Monning | Tran |
| Conway | Gilmore | Nava | Villines |
| Cook | Hagman | Nestande | Yamada |
| Coto | Hall | Niello | Mme. Speaker |
| Davis | Harkey | Nielsen | |

Quorum present.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly
was dispensed with for this legislative day.

COMMUNICATIONS

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

August 20, 2009

*E. Dotson Wilson, Chief Clerk
California State Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Mr. Wilson: This letter is to notify you that I have appointed Assemblyman Curt Hagman as Minority Caucus Floor Leader for the 2009/2010 Regular Session and the 2009/2010 Third Extraordinary Session effective Monday, August 17, 2009.

If you have any questions regarding this letter, please contact Christine Robertson at 319-2033.

It is an honor working with you in the California State Assembly.

Sincerely,

SAM BLAKESLEE
Assembly Minority Leader

MESSAGES FROM THE SENATE

Senate Chamber, August 20, 2009

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 14

And respectfully requests the Assembly to concur in said amendments.

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

Above bill ordered to unfinished business file.

ADJOURNMENT

At 11:59 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 THIRD EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, August 25, 2009

FIFTY-THIRD SESSION DAY

TWO HUNDRED THIRTY-THIRD CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, August 25, 2009

The Assembly met at 7 a.m.
Hon. Bill Berryhill, Assembly Member, 26th District, presiding.
Chief Clerk E. Dotson Wilson at the Desk.
Assistant Clerk Timothy Morland reading.

ROLL CALL

The following were placed upon the morning roll call—75:

| | | | |
|-----------------|-------------|-----------|------------------|
| Adams | De La Torre | Hayashi | Pérez, John |
| Ammiano | De León | Hernandez | Pérez, V. Manuel |
| Anderson | DeVore | Hill | Portantino |
| Arambula | Duvall | Huber | Ruskin |
| Beall | Emmerson | Huffman | Salas |
| Berryhill, Bill | Eng | Jeffries | Silva |
| Berryhill, Tom | Evans | Jones | Skinner |
| Blakeslee | Feuer | Knight | Smyth |
| Block | Fletcher | Lieu | Solorio |
| Blumenfield | Fong | Logue | Strickland |
| Brownley | Fuentes | Lowenthal | Swanson |
| Caballero | Fuller | Ma | Torlakson |
| Calderon | Furutani | Mendoza | Torres |
| Carter | Gaines | Miller | Torrico |
| Chesbro | Galgiani | Monning | Tran |
| Conway | Garrick | Nava | Villines |
| Cook | Gilmore | Nestande | Yamada |
| Coto | Hagman | Niello | Mme. Speaker |
| Davis | Harkey | Nielsen | |

Quorum present.

At 2:17 p.m., Hon. Michael Duvall, 72nd District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

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 Hall.

On personal business, and waiving per diem: Assembly Members Buchanan and Krekorian.

Because of illness: Assembly Member Saldaña.

(NOTE: For explanation of absence of Assembly Member Hall on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for August 24, 2009.)

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committee was permitted to meet:

Utilities and Commerce, Monday, August 31, 2009, upon Call of the Chair.

ADJOURNMENT

At 3:30 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 THIRD EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, August 26, 2009

FIFTY-FOURTH SESSION DAY

TWO HUNDRED THIRTY-FOURTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Wednesday, August 26, 2009

The Assembly met at 7 a.m.
Hon. William Monning, Assembly Member, 27th District,
presiding.
Chief Clerk E. Dotson Wilson at the Desk.
Assistant Clerk Timothy Morland reading.

ROLL CALL

The following were placed upon the morning roll call—73:

| | | | |
|-----------------|-------------|------------------|--------------|
| Adams | De La Torre | Hayashi | Portantino |
| Ammiano | De León | Hernandez | Ruskin |
| Anderson | DeVore | Huber | Salas |
| Arambula | Duvall | Huffman | Silva |
| Beall | Emmerson | Jeffries | Skinner |
| Berryhill, Bill | Eng | Jones | Smyth |
| Berryhill, Tom | Feuer | Knight | Solorio |
| Blakeslee | Fletcher | Logue | Strickland |
| Block | Fong | Lowenthal | Swanson |
| Blumenfield | Fuentes | Ma | Torlakson |
| Brownley | Fuller | Mendoza | Torres |
| Caballero | Furutani | Miller | Torrico |
| Calderon | Gaines | Monning | Tran |
| Carter | Galgiani | Nava | Villines |
| Chesbro | Garrick | Nestande | Yamada |
| Conway | Gilmore | Niello | Mme. Speaker |
| Cook | Hagman | Nielsen | |
| Coto | Hall | Pérez, John | |
| Davis | Harkey | Pérez, V. Manuel | |

Quorum present.

At 2:45 p.m., Hon. Juan Arambula, 31st District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly
was dispensed with for this legislative day.

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 Members Evans and Hill.

*On personal business, and waiving per diem: Assembly Members
Buchanan, Krekorian, and Lieu.*

Because of illness: Assembly Member Saldaña.

(NOTE: For explanations of absence of Assembly Members Evans and Hill on this
day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal
for the Regular Session for this day.)

AUTHOR'S AMENDMENTS
Committee on Utilities and Commerce

August 26, 2009

Mme. Speaker: The Chair of your Committee on Utilities and Commerce reports:
Assembly Bill No. 33

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

FUENTES, Chair

ASSEMBLY BILL NO. 33—An act to amend Section 1250.310 of the Code of Civil Procedure, to amend Section 14074 of the Corporations Code, to amend Sections 17910.1, 17911.2, 17911.3, 17911.4, 17911.6, 17912, 17912.2, 17925, and 41304 of the Education Code, to amend Sections 32320, 32321, 32322, 32940, and 32942 of, and to repeal Section 32208 of, the Financial Code, to amend Sections 9100 and 9101 of the Fish and Game Code, to amend Sections 11553, 12802.5, 12805, 14450, 14684, 14684.1, 15814.22, 15814.23, 15814.30, 15814.34, 16366.2, 16366.35, 16366.6, 16366.7, 16367.5, 16367.6, 66645, and 66646 of, to amend and renumber Section 15814.25 of, to repeal Sections 16366.3, 16366.4, 16366.5, 16366.8, 16366.9, 16367.7, 16367.8, 16367.61, and 16367.65 of, and to repeal and add Section 16366.1 of, the Government Code, to amend Sections 3808, 3810, 3822, 3822.1, 3822.2, 4799.16, 6815.2, 14584, 21080, 25104, 25106, 25110, 25112, 25123, 25205, 25207, 25212, 25214, 25216, 25216.5, 25217.1, 25218, 25219, 25220, 25221, 25222, 25223, 25224, 25225, 25226, 25301, 25302, 25303, 25304, 25305, 25305.5, 25306, 25320, 25321, 25322, 25323, 25324, 25354, 25356, 25357, 25358, 25362, 25364, 25366, 25400, 25401, 25401.2, 25401.5, 25401.6, 25401.7, 25402, 25402.1, 25402.3, 25402.6, 25402.9, 25403, 25403.5, 25403.8, 25404, 25410.5, 25410.6, 25412, 25413, 25414, 25415, 25416, 25417, 25417.5, 25419, 25420, 25426, 25433.5, 25434, 25434.5, 25435, 25436, 25441, 25442, 25442.5, 25442.7, 25443, 25443.5, 25445, 25449, 25449.3, 25494, 25496, 25500, 25500.5, 25501, 25501.7, 25508, 25517, 25518, 25519, 25520, 25522, 25523, 25524.1, 25524.2, 25525, 25526, 25527, 25528, 25529, 25530, 25531, 25534, 25534.1, 25538, 25539, 25540, 25540.1, 25540.2, 25540.3, 25541, 25541.1, 25541.5, 25542, 25543, 25601, 25602, 25603, 25603.5, 25608, 25610, 25616, 25617, 25618, 25620, 25620.1, 25620.2, 25620.3, 25620.4, 25620.5, 25620.6, 25620.7, 25620.8, 25620.11, 25630, 25678, 25679, 25696, 25696.5, 25697, 25700, 25701, 25702, 25703, 25704, 25705, 25720, 25721, 25722, 25722.5, 25723, 25741, 25742, 25743, 25744, 25747, 25748, 25751, 25771, 25772, 25773, 25802, 25803, 25900, 25901, 25902, 25911, 25912, 25942, 25967, 25968, 26004, 26011.5, 26011.6, and 30404 of, to amend the heading of Chapter 3 (commencing with Section 25200) of Division 15 of, to add Sections 3806.5, 25104.1, 25104.2, 25205.5, 25207.5, 25208, 25544, and 25545 to, to add Chapter 3.5 (commencing with Section 25227) to Division 15 of, to repeal Sections 3805.5, 25113, 25217, 25217.5, 25502, 25503, 25504, 25504.5, 25505, 25506, 25506.5, 25507, 25509, 25509.5, 25510, 25511, 25512, 25512.5, 25513, 25514, 25514.3, 25514.5, 25515, 25516, 25516.1, 25516.5, 25516.6, 25520.5, 25524.5, 25540.4, and 25540.6 of, and to repeal and add Sections 25107, 25120, 25200, 25201, 25202, 25203, 25204, and 25206 of, the Public Resources Code, to amend Sections 332.1, 348, 350, 352, 353.7, 360, 365, 366.1, 366.2, 384, 398.2, 398.3, 398.5, 399.2.5, 399.8, 399.11, 399.12, 399.13, 399.15, 399.16, 454.5, 464, 848.1, 1001, 1731, 1768, 1822, 2774.6, 2826.5, 2827, 3302, 3310, 3320, 3330, 3341, 3341.1, 3341.2, 3345, 3370, and 9502 of, to add Sections 322, 345.1, 345.2, and 411 to, to repeal Sections 346, 3325, 3326, and 3327 of, to repeal Article 2 (commencing with Section 334) of Chapter 2.3 of Part 1 of Division 1 of, and to repeal and add Section 3340 of, the Public Utilities Code, and to amend Section 80000 of, and to add Sections 80001 and 80001.5 to, the Water Code, relating to energy.

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 3:30 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON AUGUST 26, 2009**

The following measure was amended in the Assembly on this day:

| | |
|--------------------------|-----------|
| AB | RN |
| 33 | 0922075 |
| Daily Total: | 1 |
| Cumulative Total: | 76 |

CALIFORNIA LEGISLATURE
2009–10 THIRD EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Monday, August 31, 2009

FIFTY-FIFTH SESSION DAY

TWO HUNDRED THIRTY-NINTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, August 31, 2009

The Assembly met at 2:06 p.m.
Hon. Karen Bass, Speaker of the Assembly, presiding.
Chief Clerk E. Dotson Wilson at the Desk.
Assistant Clerk Timothy Morland reading.

ROLL CALL

The roll was called, and the following answered to their names—78:

| | | | |
|-----------------|-------------|-----------|------------------|
| Adams | De La Torre | Hayashi | Pérez, John |
| Ammiano | De León | Hernandez | Pérez, V. Manuel |
| Anderson | DeVore | Hill | Ruskin |
| Arambula | Duvall | Huber | Salas |
| Beall | Emmerson | Huffman | Saldaña |
| Berryhill, Bill | Eng | Jeffries | Silva |
| Berryhill, Tom | Evans | Jones | Skinner |
| Blakeslee | Feuer | Knight | Smyth |
| Block | Fletcher | Krekorian | Solorio |
| Blumenfield | Fong | Lieu | Strickland |
| Brownley | Fuentes | Logue | Swanson |
| Buchanan | Fuller | Lowenthal | Torlakson |
| Caballero | Furutani | Ma | Torres |
| Calderon | Gaines | Mendoza | Torrico |
| Carter | Galgiani | Miller | Tran |
| Chesbro | Garrick | Monning | Villines |
| Conway | Gilmore | Nava | Yamada |
| Cook | Hagman | Nestande | Mme. Speaker |
| Coto | Hall | Niello | |
| Davis | Harkey | Nielsen | |

Quorum present.

PRAYER

Upon invitation of Assistant Speaker pro Tempore Hall, the following prayer was offered by Assembly Chaplain Father Constantine C. Pappademos:

Lord, The Prophet Isaiah said, “And in an instant, suddenly, you shall be visited and delivered by the Lord of hosts.” (Isaiah 29:5–6)

Lord, You can change things immediately. In a split second, You can turn things around. One touch of Your power can heal, or solve a problem, or change our life for the better. Give us the strength, the faith and peace in our hearts today, to wait patiently for You.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Assistant Speaker pro Tempore Hall, Assembly Member John A. Pérez 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 Torrico, seconded by Assembly Member Blakeslee.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Member was granted leave of absence for the day:

On personal business, and waiving per diem: Assembly Member Portantino.

REQUEST TO SUSPEND ASSEMBLY RULE 69(b)

Assembly Member Torrico requested unanimous consent to suspend Assembly Rule 69(b) to permit consideration of proposed amendments to Senate Bill No. 18.

Assembly Member Hagman withheld unanimous consent.

Motion to Suspend Assembly Rule 69(b)

Assembly Member Torrico moved that Assembly Rule 69(b) be suspended to permit consideration of proposed amendments to Senate Bill No. 18.

Assembly Member Krekorian seconded the motion.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 27, 2009

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

Assembly Bill No. 33

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

Motion carried by the following vote:

AYES—45

| | | | |
|-------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Hill | Ruskin |
| Arambula | De León | Huber | Salas |
| Beall | Eng | Huffman | Saldaña |
| Block | Evans | Jones | Skinner |
| Blumenfield | Feuer | Krekorian | Solorio |
| Brownley | Fong | Lowenthal | Torlakson |
| Buchanan | Fuentes | Ma | Torrico |
| Calderon | Furutani | Mendoza | Yamada |
| Carter | Galgiani | Monning | Mme. Speaker |
| Chesbro | Hall | Nava | |
| Coto | Hayashi | Pérez, J. | |
| Davis | Hernandez | Pérez, V.M. | |

NOES—28

| | | | |
|---------------|----------|----------|------------|
| Adams | Duvall | Hagman | Niello |
| Anderson | Emmerson | Harkey | Nielsen |
| Berryhill, B. | Fletcher | Jeffries | Silva |
| Blakeslee | Fuller | Knight | Smyth |
| Conway | Gaines | Logue | Strickland |
| Cook | Garrick | Miller | Tran |
| DeVore | Gilmore | Nestande | Villines |

Bill read third time.

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

SENATE BILL NO. 18 (Ducheny)—An act relating to the Budget Act of 2008.

Motion to Amend by Assembly Member Arambula

Assembly Member Arambula moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—42

| | | | |
|-------------|-------------|-----------|--------------|
| Ammiano | De La Torre | Hill | Saldaña |
| Arambula | De León | Huffman | Skinner |
| Beall | Eng | Jones | Solorio |
| Blumenfield | Evans | Krekorian | Swanson |
| Brownley | Feuer | Lowenthal | Torlakson |
| Buchanan | Fong | Mendoza | Torres |
| Calderon | Fuentes | Monning | Torrico |
| Carter | Furutani | Nava | Yamada |
| Chesbro | Galgiani | Pérez, J. | Mme. Speaker |
| Coto | Hall | Ruskin | |
| Davis | Hayashi | Salas | |

NOES—30

| | | | |
|---------------|----------|----------|------------|
| Adams | DeVore | Hagman | Nielsen |
| Anderson | Duvall | Harkey | Silva |
| Berryhill, B. | Emmerson | Jeffries | Smyth |
| Berryhill, T. | Fletcher | Knight | Strickland |
| Blakeslee | Fuller | Logue | Tran |
| Caballero | Gaines | Miller | Villines |
| Conway | Garrick | Nestande | |
| Cook | Gilmore | Niello | |

Vote Changes

By unanimous consent, the following vote change was permitted on the amendments offered by Assembly Member Arambula to Senate Bill No. 18: Assembly Member Block from “Aye” to “Not Voting”.

REQUEST TO SUSPEND ASSEMBLY RULE 69(d)

Assembly Member Torrico requested unanimous consent to suspend Assembly Rule 69(d) to permit consideration of Senate Bill No. 18, as amended.

Assembly Member Hagman withheld unanimous consent.

Motion to Suspend Assembly Rule 69(d)

Assembly Member Torrico moved that Assembly Rule 69(d) be suspended to permit consideration of Senate Bill No. 18, as amended.

Assembly Member Krekorian seconded the motion.

Motion for suspension of the rules carried by the following vote:

AYES—46

| | | | |
|-------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Hill | Salas |
| Arambula | De León | Huffman | Saldaña |
| Beall | Eng | Jones | Skinner |
| Block | Evans | Krekorian | Solorio |
| Blumenfield | Feuer | Lowenthal | Swanson |
| Brownley | Fong | Ma | Torlakson |
| Buchanan | Fuentes | Mendoza | Torres |
| Calderon | Furutani | Monning | Torrico |
| Carter | Galgiani | Nava | Yamada |
| Chesbro | Hall | Pérez, J. | Mme. Speaker |
| Coto | Hayashi | Pérez, V.M. | |
| Davis | Hernandez | Ruskin | |

NOES—29

| | | | |
|---------------|----------|----------|------------|
| Adams | Duvall | Harkey | Silva |
| Anderson | Emmerson | Jeffries | Smyth |
| Berryhill, B. | Fletcher | Knight | Strickland |
| Berryhill, T. | Fuller | Logue | Tran |
| Blakeslee | Gaines | Miller | Villines |
| Conway | Garrick | Nestande | |
| Cook | Gilmore | Niello | |
| DeVore | Hagman | Nielsen | |

Further Consideration of Senate Bill No. 18

SENATE BILL NO. 18 (Ducheny)—An act to amend Sections 14491, 17550.19, and 21653 of the Business and Professions Code, to amend Section 5305 of the Financial Code, to amend Section 421 of the Military and Veterans Code, to amend Sections 154, 155, 337.4, 368, 422.7, 461, 463, 476a, 484b, 484g, 484h, 487, 487b, 487c, 487e, 487f, 487h, 496, 498, 500, 502, 537, 537e, 550, 551, 565, 566, 592, 594.4, 641.3, 2932, 2933, 2933.2, 2933.3, 2933.5, 2933.6, 2934, 2935, 3000, 4019, and 4600 of, to amend and renumber Section 2933.4 of, to add Sections 2933.05 and 3000.03 to, to add Article 2.3 (commencing with Section 3015) to Chapter 8 of Title 1 of Part 3 of, and to add and repeal Chapter 3 (commencing with Section 1228) of Title 8 of Part 2 of, the Penal Code, to amend Sections 14591 and 41955 of the Public Resources Code, to amend Sections 10851.5 and 42002.4 of the Vehicle Code, and to amend Sections 10980 and 15656 of the Welfare and Institutions Code, relating to corrections.

Bill read third time, and presented by Assembly Member Arambula.

Parliamentary Inquiry

Assembly Member Arambula arose to the following parliamentary inquiry:

Is it appropriate to speak to issues not germane to the bill before the Body?

Reply by Speaker Bass

Speaker Bass replied that pursuant to Assembly Rule 10, Mason's Manual, Section 101, debate must be limited to the question before the Body.

Assembly Rule 112 Suspended

Assembly Member Yamada was granted unanimous consent that Assembly Rule 112 be suspended to permit her to read a paper on the Floor of the Assembly.

Assembly Member De León was granted unanimous consent that Assembly Rule 112 be suspended to permit him to read a paper on the Floor of the Assembly.

Assembly Member Gilmore was granted unanimous consent that Assembly Rule 112 be suspended to permit him to read a paper on the Floor of the Assembly.

Assembly Member Torrico was granted unanimous consent that Assembly Rule 112 be suspended to permit him to read a paper on the Floor of the Assembly.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—41

| | | | |
|-------------|-------------|-----------|--------------|
| Ammiano | De La Torre | Hernandez | Skinner |
| Arambula | De León | Hill | Solorio |
| Beall | Eng | Huffman | Swanson |
| Blumenfield | Evans | Jones | Torlakson |
| Brownley | Feuer | Krekorian | Torres |
| Buchanan | Fong | Lowenthal | Torrico |
| Calderon | Fuentes | Monning | Yamada |
| Carter | Furutani | Pérez, J. | Mme. Speaker |
| Chesbro | Galgiani | Ruskin | |
| Coto | Hall | Salas | |
| Davis | Hayashi | Saldaña | |

NOES—37

| | | | |
|---------------|----------|----------|-------------|
| Adams | Duvall | Jeffries | Nielsen |
| Anderson | Emmerson | Knight | Pérez, V.M. |
| Berryhill, B. | Fletcher | Lieu | Silva |
| Berryhill, T. | Fuller | Logue | Smyth |
| Blakeslee | Gaines | Ma | Strickland |
| Block | Garrick | Mendoza | Tran |
| Caballero | Gilmore | Miller | Villines |
| Conway | Hagman | Nava | |
| Cook | Harkey | Nestande | |
| DeVore | Huber | Niello | |

Bill ordered transmitted to the Senate.

RECESS

By unanimous consent, at 4:09 p.m., Assistant Speaker pro Tempore Hall declared the Assembly recessed to reconvene Regular Session.

VOTE ADDS

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

Torrico Motion to Suspend the Rules: Mendoza—Aye; Gaines, Logue, Nestande, and Villines—No.

Senate Bill No. 18, Arambula Amendments: Buchanan, Mendoza, and Torres—Aye; Caballero, Gaines, Logue, and Villines—No.

Torrico Motion to Suspend the Rules: Gaines and Logue—No.

Senate Bill No. 18: Block and Mendoza—No.

ADJOURNMENT

At 6 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON AUGUST 31, 2009**

The following measure was amended in the Assembly on this day:

| | |
|--------------------------|-----------|
| SB | RN |
| 18 | 0922313 |
| Daily Total: | 1 |
| Cumulative Total: | 77 |

CALIFORNIA LEGISLATURE
2009–10 THIRD EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, September 1, 2009

FIFTY-SIXTH SESSION DAY

TWO HUNDRED FORTIETH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, September 1, 2009

The Assembly met at 10:04 a.m.

Hon. Isadore Hall III, Assistant Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The following were placed upon the morning roll call—78:

| | | | |
|-----------------|----------|-------------|------------------|
| Adams | De León | Hernandez | Pérez, V. Manuel |
| Ammiano | DeVore | Hill | Portantino |
| Anderson | Duvall | Huber | Ruskin |
| Arambula | Emmerson | Huffman | Salas |
| Beall | Eng | Jeffries | Saldaña |
| Berryhill, Bill | Evans | Jones | Silva |
| Berryhill, Tom | Feuer | Knight | Skinner |
| Blakeslee | Fletcher | Krekorian | Smyth |
| Block | Fong | Lieu | Solorio |
| Blumenfield | Fuentes | Logue | Strickland |
| Brownley | Fuller | Lowenthal | Swanson |
| Caballero | Furutani | Ma | Torlakson |
| Calderon | Gaines | Mendoza | Torres |
| Carter | Galgiani | Miller | Torrico |
| Chesbro | Garrick | Monning | Tran |
| Conway | Gilmore | Nava | Villines |
| Cook | Hagman | Nestande | Yamada |
| Coto | Hall | Niello | Mme. Speaker |
| Davis | Harkey | Nielsen | |
| De La Torre | Hayashi | Pérez, John | |

Quorum present.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committee was permitted to meet:

Natural Resources, Thursday, September 3, 2009, upon adjournment of Floor Session, to hear Assembly Bill No. 33.

REPORTS OF STANDING COMMITTEES

Committee on Utilities and Commerce

Date of Hearing: August 31, 2009

Mme. Speaker: Your Committee on Utilities and Commerce reports:

Assembly Bill No. 33

With the recommendation: Do pass, and be re-referred to the Committee on Natural Resources.

FUENTES, Chair

Above bill re-referred to the Committee on Natural Resources.

ADJOURNMENT

At 5:30 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 THIRD EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, September 3, 2009
FIFTY-SEVENTH SESSION DAY
TWO HUNDRED FORTY-SECOND CALENDAR DAY
AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, September 3, 2009

The Assembly met at 10:25 a.m.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The following were placed upon the morning roll call—78:

| | | | |
|-----------------|----------|-------------|------------------|
| Adams | De León | Hernandez | Pérez, V. Manuel |
| Ammiano | DeVore | Hill | Portantino |
| Anderson | Duvall | Huber | Ruskin |
| Arambula | Emmerson | Huffman | Salas |
| Beall | Eng | Jeffries | Saldaña |
| Berryhill, Bill | Evans | Jones | Silva |
| Berryhill, Tom | Feuer | Knight | Skinner |
| Blakeslee | Fletcher | Krekorian | Smyth |
| Block | Fong | Lieu | Solorio |
| Blumenfield | Fuentes | Logue | Strickland |
| Brownley | Fuller | Lowenthal | Swanson |
| Buchanan | Furutani | Ma | Torlakson |
| Caballero | Gaines | Mendoza | Torres |
| Calderon | Galgiani | Miller | Torrico |
| Carter | Garrick | Monning | Tran |
| Chesbro | Gilmore | Nava | Villines |
| Conway | Hagman | Nestande | Yamada |
| Cook | Hall | Niello | Mme. Speaker |
| Coto | Harkey | Nielsen | |
| De La Torre | Hayashi | Pérez, John | |

Quorum present.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Member was granted leave of absence for the day:

Because of illness: Assembly Member Davis.

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

September 3, 2009

*E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: Please be advised that I have appointed Assemblymember Warren Furutani to replace Assemblymember Kevin de León on the Assembly Natural Resources Committee in the 2009–10 Third Extraordinary Session for today’s hearing only.

Sincerely,

KAREN BASS
Speaker of the Assembly

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bill was introduced and read the first time:

ASSEMBLY BILL NO. 78—Jones (Coauthor: Torrico). An act to amend Section 14043.46 of the Welfare and Institutions Code, relating to adult day health care centers.

ADJOURNMENT

At 8 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 THIRD EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Friday, September 4, 2009
FIFTY-EIGHTH SESSION DAY
TWO HUNDRED FORTY-THIRD CALENDAR DAY
AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Friday, September 4, 2009

The Assembly met at 9:28 a.m.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly,
presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The following were placed upon the morning roll call—75:

| | | | |
|-----------------|----------|-------------|------------------|
| Adams | De León | Hernandez | Pérez, V. Manuel |
| Anderson | DeVore | Hill | Portantino |
| Arambula | Duvall | Huber | Ruskin |
| Beall | Emmerson | Huffman | Salas |
| Berryhill, Bill | Eng | Jeffries | Saldaña |
| Berryhill, Tom | Feuer | Jones | Silva |
| Blakeslee | Fletcher | Knight | Skinner |
| Block | Fong | Lieu | Smyth |
| Blumenfield | Fuentes | Logue | Solorio |
| Brownley | Fuller | Lowenthal | Strickland |
| Buchanan | Furutani | Ma | Swanson |
| Caballero | Gaines | Mendoza | Torlakson |
| Calderon | Galgiani | Miller | Torres |
| Carter | Garrick | Monning | Torrico |
| Chesbro | Gilmore | Nava | Tran |
| Conway | Hagman | Nestande | Villines |
| Cook | Hall | Niello | Yamada |
| Coto | Harkey | Nielsen | Mme. Speaker |
| De La Torre | Hayashi | Pérez, John | |

Quorum present.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

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 Members Ammiano, Evans, and Krekorian.

Because of illness: Assembly Member Davis.

(NOTE: For explanations of absence of Assembly Members Ammiano, Evans, and Krekorian on this day, on legislative business, pursuant to the Assembly Rules, see Assembly Journal for the Regular Session for this day.)

REPORTS OF STANDING COMMITTEES

Committee on Natural Resources

Date of Hearing: September 3, 2009

Mme. Speaker: Your Committee on Natural Resources reports:

Assembly Bill No. 33

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

SKINNER, Chair

Above bill re-referred to the Committee on Appropriations.

ADJOURNMENT

At 6 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 THIRD EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, September 8, 2009

FIFTY-NINTH SESSION DAY

TWO HUNDRED FORTY-SEVENTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, September 8, 2009

The Assembly met at 11:23 a.m.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The following were placed upon the morning roll call—79:

| | | | |
|-----------------|-------------|-----------|------------------|
| Adams | De La Torre | Hayashi | Pérez, John |
| Ammiano | De León | Hernandez | Pérez, V. Manuel |
| Anderson | DeVore | Hill | Portantino |
| Arambula | Duvall | Huber | Ruskin |
| Beall | Emmerson | Huffman | Salas |
| Berryhill, Bill | Eng | Jeffries | Saldaña |
| Berryhill, Tom | Evans | Jones | Silva |
| Blakeslee | Feuer | Knight | Skinner |
| Block | Fletcher | Krekorian | Smyth |
| Blumenfield | Fong | Lieu | Solorio |
| Brownley | Fuentes | Logue | Strickland |
| Buchanan | Fuller | Lowenthal | Swanson |
| Caballero | Furutani | Ma | Torlakson |
| Calderon | Gaines | Mendoza | Torres |
| Carter | Galgiani | Miller | Torrico |
| Chesbro | Garrick | Monning | Tran |
| Conway | Gilmore | Nava | Villines |
| Cook | Hagman | Nestande | Yamada |
| Coto | Hall | Niello | Mme. Speaker |
| Davis | Harkey | Nielsen | |

Quorum present.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 79—Blakeslee. An act to add Section 57006 to the Health and Safety Code, relating to environmental protection.

ASSEMBLY BILL NO. 80—Portantino. An act to add and repeal Section 18005 of the Government Code, relating to state employment.

ADJOURNMENT

At 8 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 THIRD EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, September 9, 2009

SIXTIETH SESSION DAY

TWO HUNDRED FORTY-EIGHTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Wednesday, September 9, 2009

The Assembly met at 5:39 p.m.
Hon. Isadore Hall III, Assistant Speaker pro Tempore of the
Assembly, presiding.
Chief Clerk E. Dotson Wilson at the Desk.
Assistant Clerk Timothy Morland reading.

ROLL CALL

The roll was called, and the following answered to their names—79:

| | | | |
|-----------------|-------------|-----------|------------------|
| Adams | De La Torre | Hayashi | Pérez, John |
| Ammiano | De León | Hernandez | Pérez, V. Manuel |
| Anderson | DeVore | Hill | Portantino |
| Arambula | *Duvall | Huber | Ruskin |
| Beall | Emmerson | Huffman | Salas |
| Berryhill, Bill | Eng | Jeffries | Saldaña |
| Berryhill, Tom | Evans | Jones | Silva |
| Blakeslee | Feuer | Knight | Skinner |
| Block | Fletcher | Krekorian | Smyth |
| Blumenfield | Fong | Lieu | Solorio |
| Brownley | Fuentes | Logue | Strickland |
| Buchanan | Fuller | Lowenthal | Swanson |
| Caballero | Furutani | Ma | Torlakson |
| Calderon | Gaines | Mendoza | Torres |
| Carter | Galgiani | Miller | Torrico |
| Chesbro | Garrick | Monning | Tran |
| Conway | Gilmore | Nava | Villines |
| Cook | Hagman | Nestande | Yamada |
| Coto | Hall | Niello | Mme. Speaker |
| Davis | Harkey | Nielsen | |

Quorum present.

(*NOTE: For resignation of Assembly Member Duvall effective later this day, see
Assembly Journal for the Regular Session for September 10, 2009, page 3254.)

PRAYER

Upon invitation of Speaker pro Tempore Saldaña, the following prayer was offered by Majority Leader, Alberto Torrico, Twentieth Assembly District:

Let us pray.

God, We ask You this morning and the remainder of this week to grant us the wisdom to begin and to finalize our work in addressing the vast challenges before this great state of ours. We ask that You grant us the humility to seek Your will, as we try to find solutions that are good for all of California, not for any particular individual or group. Lord, we ask that You grant us the courage that You gave David as he faced Goliath because the challenges we face here in California are similar to that giant. Water, energy, and other impediments to progress, Lord, we ask that You remove them from the path and most of all, Lord, we ask You that You give us patience, and that You give us the strength to work through today and the rest of this week. In Your name, we pray.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Saldaña, Speaker Bass 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 Torrico, seconded by Assembly Member Hagman.

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

September 9, 2009

E. Dotson Wilson

*Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: This is to advise you that I have appointed the following membership to the Assembly Public Safety Committee for the 2009–10 Third Extraordinary Session:

Assemblymember Tom Ammiano, Chair
Assemblymember Curt Hagman, Vice Chair
Assemblymember Juan Arambula
Assemblymember Warren Furutani
Assemblymember Danny Gilmore
Assemblymember Jerry Hill
Assemblymember Fiona Ma

Sincerely,

KAREN BASS
Speaker of the Assembly

September 9, 2009

*E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: This is to advise you that I have appointed Assemblymember Connie Conway to replace Assemblymember Jim Nielsen as Vice Chair of the Assembly Appropriations Committee for the 2009–10 Third Extraordinary Session. Assemblymember Nielsen will remain a member of the committee. Assemblymember Mike Duvall has been removed from the committee.

Sincerely,

KAREN BASS
Speaker of the Assembly

September 9, 2009

*E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: This is to advise you that I have appointed Assemblymember Nathan Fletcher to replace Assemblymember Mike Duvall as Vice Chair of the Assembly Utilities and Commerce Committee for the 2009–10 Third Extraordinary Session.

Sincerely,

KAREN BASS
Speaker of the Assembly

September 9, 2009

*E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: This is to advise you that I have established the Assembly Arts, Entertainment, Sports, Tourism and Internet Media Committee for the 2009–10 Third Extraordinary Session and I have appointed the following membership:

Assemblymember Mike Davis, Chair
Assemblymember Jim Silva, Vice Chair
Assemblymember Bob Blumenfield
Assemblymember Charles Calderon
Assemblymember Kevin de León
Assemblymember Ted Gaines
Assemblymember Ed Hernandez
Assemblymember Paul Krekorian
Assemblymember Audra Strickland

Sincerely,

KAREN BASS
Speaker of the Assembly

September 9, 2009

*E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: This is to advise you that I have appointed Assemblymember Cameron Smyth to replace Assemblymember Nathan Fletcher as the Vice Chair of the Assembly Utilities and Commerce Committee for the 2009–10 Third Extraordinary Session. Assemblymember Fletcher will remain a member of the committee.

Sincerely,

KAREN BASS
Speaker of the Assembly

MESSAGES FROM THE SENATE

September 9, 2009

*The Honorable E. Dotson Wilson
Chief Clerk of the Assembly
Assembly Chamber*

Dear Dotson: By direction of the Senate I am returned Senate Bills Nos. 12 and 13 to the Assembly for further action.

Sincerely,

GREGORY P. SCHMIDT
Secretary of the Senate

Above bills ordered held at Desk.

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 81—Hall (Principal coauthor: Lieu) (Principal coauthor: Senator Price) (Coauthors: Adams, Bill Berryhill, Tom Berryhill, Charles Calderon, Conway, Cook, Davis, Emmerson, Galgiani, Hagman, Harkey, Hernandez, Logue, Mendoza, Miller, Nestande, Silva, Smyth, Solorio, and Torrico) (Coauthors: Senators Calderon, Dutton, and Wright). An act to add Section 65701 to the Government Code, relating to land use.

ASSEMBLY BILL NO. 82—Blakeslee and Solorio (Coauthors: Adams, Conway, Fletcher, Garrick, Gilmore, Hagman, Portantino, and Villines) (Coauthors: Senators Denham and Walters). An act to amend Section 7074.2 of the Government Code, and to amend Section 26003 of, and to add Section 26011.7 to, the Public Resources Code, relating to economic development.

REFERENCE OF BILLS

Assembly Member Torrico was granted unanimous consent that the following bill be referred as noted:

Assembly Bill No. 81 to the Committees on Arts, Entertainment, Sports, Tourism, and Internet Media and Appropriations.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Torrico announced that the following committees would meet as noted:

Arts, Entertainment, Sports, Tourism, and Internet Media—6:15 p.m., in Room 447;

Appropriations—6:45 p.m., in Room 444.

REPORTS OF STANDING COMMITTEES**Committee on Arts, Entertainment, Sports, Tourism, and Internet Media**

Date of Hearing: September 9, 2009

Mme. Speaker: Your Committee on Arts, Entertainment, Sports, Tourism, and Internet Media reports:

Assembly Bill No. 81

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

DAVIS, Chair

Above bill re-referred to the Committee on Appropriations.

Committee on Appropriations

Date of Hearing: September 9, 2009

Mme. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 81

With the recommendation: Do pass.

DE LEÓN, Chair

Above bill ordered to second reading.

RECESS

By unanimous consent, at 5:41 p.m., Assistant Speaker pro Tempore Hall declared the Assembly recessed.

RECONVENED

At 8:39 p.m., the Assembly reconvened.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly, presiding.

REQUEST TO RESCIND ACTIONS ON SENATE BILL NO. 12

Assembly Member Torrico requested unanimous consent to rescind the action whereby the Assembly, on February 14, 2009 passed Senate Bill No. 12, and whereby the bill was ordered transmitted to the Senate.

Assembly Member Hagman withheld unanimous consent.

ACTION RESCINDED ON SENATE BILL NO. 13

Assembly Member Torrico was granted unanimous consent to rescind the action whereby the Assembly, on February 14, 2009 (Assembly Journal, page 83), adopted the urgency clause and passed Senate Bill No. 13, and whereby the bill was ordered transmitted to the Senate.

Re-Reference of Bills

Assembly Member Torrico was granted unanimous consent that the following bill be re-referred as noted:

Senate Bill No. 13 to the Committees on Public Safety and Appropriations.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Torrico announced that the Committee on Appropriations would meet on Thursday, September 10, 2009, upon Call of the Chair, in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 8:45 p.m., Speaker pro Tempore Saldaña declared the Assembly recessed to reconvene Regular Session.

ADJOURNMENT

At 10 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 THIRD EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, September 10, 2009

SIXTY-FIRST SESSION DAY

TWO HUNDRED FORTY-NINTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, September 10, 2009

The Assembly met at 5:20 p.m.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly,
presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The roll was called, and the following answered to their names—79:

| | | | |
|-----------------|-------------|-----------|------------------|
| Adams | Davis | Hayashi | Pérez, John |
| Ammiano | De La Torre | Hernandez | Pérez, V. Manuel |
| Anderson | De León | Hill | Portantino |
| Arambula | DeVore | Huber | Ruskin |
| Beall | Emmerson | Huffman | Salas |
| Berryhill, Bill | Eng | Jeffries | Saldaña |
| Berryhill, Tom | Evans | Jones | Silva |
| Blakeslee | Feuer | Knight | Skinner |
| Block | Fletcher | Krekorian | Smyth |
| Blumenfield | Fong | Lieu | Solorio |
| Bradford* | Fuentes | Logue | Strickland |
| Brownley | Fuller | Lowenthal | Swanson |
| Buchanan | Furutani | Ma | Torlakson |
| Caballero | Gaines | Mendoza | Torres |
| Calderon | Galgiani | Miller | Torrico |
| Carter | Garrick | Monning | Tran |
| Chesbro | Gilmore | Nava | Villines |
| Conway | Hagman | Nestande | Yamada |
| Cook | Hall | Niello | Mme. Speaker |
| Coto | Harkey | Nielsen | |

Quorum present.

(*NOTE: Assembly Member Bradford took and subscribed to the Oath of Office prior to the convening of Floor Session this day. For Official Canvass of Election, Certificate of Election, and Oath of Office, see pages 3252–3253 of this day's Regular Session Journal.)

PRAYER

Upon invitation of Speaker pro Tempore Saldaña, the following prayer was offered by Assembly Chaplain Father Constantine C. Pappademos:

Lord, In heaven, Your will is automatic. There are no opposing forces of darkness or anything else that can come against You. On earth, we have to stand against those forces of darkness and refuse those negative and sinful thoughts. Open our hearts to Your will in this life, Lord, and help us to stand strong in our union with You.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Saldaña, Assembly Member Fuentes 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 Torrico, seconded by Assembly Member Hagman.

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

September 10, 2009

*The Honorable Karen Bass
California Assembly
State Capitol, Room 219
Sacramento, California*

Dear Madame Speaker: I hereby respectfully submit my resignation as State Assemblymember of the 72nd Assembly District, effective September 9, 2009.

Respectfully,

MIKE DUVALL, Assembly Member
Seventy-second District

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

September 10, 2009

*The Honorable Arnold Schwarzenegger
Governor, State of California
State Capitol—First Floor
Sacramento, California*

Dear Governor Schwarzenegger: Pursuant to the Government Code and on behalf of the Speaker of the Assembly, The Honorable Karen Bass, I am forwarding a letter of resignation from Assembly Member Michael D. Duvall, effective September 9, 2009.

Sincerely,

E. DOTSON WILSON
Chief Clerk

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, September 10, 2009

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 81

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered to second reading file.

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

ASSEMBLY BILL NO. 81—An act to add Section 65701 to the Government Code, relating to land use.

Bill read second time, and ordered to third reading.

RESOLUTIONS

The following resolution was offered:

Resolution to Dispense With Constitutional Provision

By Assembly Member Hall.

Resolved, That Assembly Bill No. 81 presents a case of urgency, as that term is used in Article IV, Section 8(b), of the Constitution, and the provision of that section requiring that the bill be read on three separate days in each house is hereby dispensed with, and it is ordered that the bill be placed upon its passage, and considered engrossed.

Resolution read, and adopted by the following vote:

AYES—58

Ammiano
Beall
Berryhill, B.
Berryhill, T.
Blakeslee
Block
Blumenfield
Bradford
Brownley
Buchanan
Carter
Chesbro
Conway
Cook
Coto

Davis
De La Torre
De León
Emmerson
Evans
Feuer
Fong
Fuentes
Fuller
Furutani
Galgiani
Gilmore
Hagman
Hall
Harkey

Hayashi
Hernandez
Hill
Huber
Jones
Knight
Krekorian
Lieu
Logue
Lowenthal
Ma
Mendoza
Monning
Nava
Nestande

Pérez, J.
Pérez, V.M.
Portantino
Ruskin
Skinner
Smyth
Solorio
Swanson
Torlakson
Torres
Torrico
Yamada
Mme. Speaker

NOES—7

Adams
Anderson

DeVore
Fletcher

Garrick
Huffman

Jeffries

Article IV, Section 8(b) of the Constitution was declared dispensed with.

Further Consideration of Assembly Bill No. 81

ASSEMBLY BILL NO. 81 (Hall)—An act to add Section 65701 to the Government Code, relating to land use.

Bill read third time.

Motion to Amend by Assembly Member Fletcher

Assembly Member Fletcher moved the adoption of amendments.
Amendments read.

**Motion to Table Fletcher Amendments
to Assembly Bill No. 81**

Assembly Member Torrico moved that the amendments offered by Assembly Member Fletcher to Assembly Bill No. 81 be laid upon the table.

Assembly Member Krekorian seconded the motion.

Motion carried by the following vote:

AYES—36

| | | | |
|-------------|-----------|-------------|--------------|
| Ammiano | Evans | Hill | Ruskin |
| Blumenfield | Feuer | Krekorian | Skinner |
| Bradford | Fong | Lieu | Solorio |
| Brownley | Fuentes | Ma | Swanson |
| Carter | Galgiani | Mendoza | Torlakson |
| Chesbro | Hagman | Nava | Torres |
| Coto | Hall | Pérez, J. | Torrico |
| Davis | Hayashi | Pérez, V.M. | Yamada |
| De León | Hernandez | Portantino | Mme. Speaker |

NOES—25

| | | | |
|---------------|----------|----------|----------|
| Adams | Conway | Garrick | Niello |
| Anderson | Cook | Gilmore | Smyth |
| Arambula | DeVore | Harkey | Tran |
| Berryhill, B. | Emmerson | Huffman | Villines |
| Berryhill, T. | Fletcher | Jeffries | |
| Blakeslee | Fuller | Knight | |
| Block | Gaines | Logue | |

At 5:33 p.m., Speaker Karen Bass, 47th District, presiding

Assembly Rule 112 Suspended

Assembly Member V. Manuel Pérez was granted unanimous consent that Assembly Rule 112 be suspended to permit him to read a paper on the Floor of the Assembly.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—54

| | | | |
|---------------|----------|-------------|--------------|
| Adams | Emmerson | Hernandez | Portantino |
| Beall | Eng | Hill | Ruskin |
| Berryhill, B. | Evans | Huber | Silva |
| Berryhill, T. | Fong | Jeffries | Smyth |
| Blakeslee | Fuentes | Jones | Solorio |
| Bradford | Fuller | Knight | Strickland |
| Calderon | Furutani | Lieu | Swanson |
| Carter | Gaines | Logue | Torlakson |
| Conway | Galgiani | Ma | Torres |
| Cook | Gilmore | Mendoza | Torrico |
| Coto | Hagman | Miller | Villines |
| Davis | Hall | Nestande | Mme. Speaker |
| De La Torre | Harkey | Pérez, J. | |
| De León | Hayashi | Pérez, V.M. | |

NOES—18

| | | | |
|-----------|----------|---------|---------|
| Anderson | Chesbro | Huffman | Salas |
| Arambula | DeVore | Monning | Saldaña |
| Block | Feuer | Nava | Yamada |
| Buchanan | Fletcher | Niello | |
| Caballero | Garrick | Nielsen | |

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 81: Assembly Member Nava from “Aye” to “No”.

Bill ordered transmitted to the Senate immediately.

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 83—Skinner (Coauthor: Senator Oropeza). An act relating to housing, and making an appropriation therefor.

ASSEMBLY BILL NO. 84—Gaines (Coauthor: Senator Denham). An act to Sections 68055.1 and 68055.2 of the Government Code, to amend Sections 18909, 25141.6, 25143.12, 25150, 25197.2, 25201.1, 25213, 25214.8.13, 25214.10.1, 25218.9, 25218.10, 25244.6, 25244.15.1, 25250.1, 25250.15, 25250.18, 25250.19, 25312, 25313, 33459.1, 39762, 39763, 41705, 41805.5, and 41865.5 of, and to add Section 30 to, the Health and Safety Code, to amend Sections 10507.5, 12153, 12164.5, 12165, 12166, 12167, 12167.1, 12200, 12207, 12211, 12215, 12217, 12301, 12310, and 12320 of the Public Contract Code, to amend Sections 40051, 40054, 40059.1, 40062, 40063, 40106, 40117, 40127, 40130, 40131, 40145, 40148, 40150.2, 40183, 40184, 40194, 40910, 40911, 40912, 40913, 40950, 40972, 40973, 40974, 40975, 41030, 41031, 41032, 41033, 41220, 41300, 41330, 41331, 41332, 41333, 41420, 41510, 41720, 41721.5, 41733, 41734, 41750, 41770, 41780.05, 41780.1, 41781.1, 41781.2, 41781.3, 41782, 41783, 41783.1, 41784, 41786, 41787, 41787.1, 41787.2, 41787.3, 41787.4, 41790, 41791, 41791.1, 41791.2, 41791.5, 41794, 41800, 41801, 41801.5, 41802, 41810, 41810.1, 41811, 41811.5, 41812, 41813, 41820.5, 41820.6, 41821, 41821.1, 41821.2, 41821.3, 41821.5, 41821.6, 41822, 41825, 41850, 41850.5, 41851, 41903, 41956, 42000, 42002, 42005, 42007, 42012, 42013, 42014, 42015, 42019, 42020, 42023.1, 42023.3, 42023.4, 42023.5, 42023.6, 42024, 42106, 42171, 42172, 42240, 42241.5, 42244, 42244.5, 42245, 42252, 42291, 42291.5, 42292, 42293, 42294, 42295, 42296, 42297, 42301, 42310, 42310.1, 42310.2, 42310.3, 42320, 42321, 42322, 42323, 42325, 42326, 42327, 42330, 42356.1, 42359.7, 42410, 42411, 42414, 42415, 42441, 42443, 42450, 42461, 42463, 42464, 42465, 42474, 42475, 42475.2, 42475.4, 42476, 42477, 42478, 42479, 42485, 42500, 42501, 42510, 42511, 42520, 42540, 42551, 42555, 42556, 42557, 42558, 42561, 42562, 42600, 42601, 42602, 42605, 42621, 42635, 42640, 42641, 42642, 42645, 42646, 42647, 42648.1, 42648.2, 42648.5, 42650, 42651, 42700, 42703, 42760, 42770, 42773, 42774, 42775, 42780, 42781, 42782, 42783, 42791, 42811, 42812, 42820, 42821, 42822, 42823, 42823.5, 42825, 42830,

42831, 42832, 42833, 42835, 42841, 42843, 42844, 42845, 42846, 42846.5, 42847, 42847.5, 42848, 42849, 42850, 42851, 42855, 42867, 42871, 42872.5, 42855, 42873, 42874, 42875, 42880, 42881, 42882, 42883, 42885, 42885.5, 42888, 42889, 42889.3, 42910, 42912, 42920, 42921.5, 42924, 42925, 42926, 42927, 42951, 42952, 42953, 42954, 42955, 42956, 42960, 42961, 42961.5, 42962, 42962.5, 42963, 42964, 42966, 42967, 43020, 43020.1, 43030, 43035, 43040, 43050, 43101, 43103, 43200, 43201, 43202, 43204, 43205, 43207, 43209, 43209.1, 43210, 43211, 43212, 43212.1, 43214, 43215, 43215.1, 43216, 43216.5, 43217, 43218, 43219, 43220, 43230, 43231, 43232, 43300, 43301, 43302, 43303, 43304, 43305, 43306, 43307, 43308, 43309, 43310, 43310.1, 43501, 43501.5, 43502, 43504, 43505, 43506, 43507, 43508, 43509, 43510, 43600, 43601, 43601.5, 43603, 43606, 44000.5, 44001, 44002.1, 44003, 44004, 44005, 44006, 44007, 44008, 44009, 44010, 44014, 44018, 44100, 44104, 44152, 44202, 44203, 44309, 44820, 45000, 45002, 45003, 45005, 45010, 45010.1, 45010.2, 45011, 45012, 45013, 45014, 45016, 45017, 45018, 45019, 45020, 45021, 45022, 45023, 45024, 45025, 45030, 45031, 45032, 45040, 45041, 47050, 47102, 47103, 47104, 47106, 47107, 47108, 47120, 47121, 47122, 47123, 47200, 47201, 47202, 47203, 47901, 48000, 48004, 48005, 48006, 48020, 48021, 48022, 48022.5, 48023, 48023.5, 48025, 48026, 48027, 48028, 48100, 48101, 48103, 48104, 48106, 48202, 48204, 48205, 48206, 48632, 48634, 48640, 48641, 48642, 48643, 48644, 48645, 48650, 48650.2, 48650.5, 48651, 48652, 48653, 48655, 48656, 48657, 48660, 48660.5, 48661, 48662, 48670, 48671, 48671.5, 48672, 48673, 48674, 48675, 48676, 48680, 48690, 50000, 50000.5, 50001, 50001.5, 50002, 71011, 71017, 71071, 71300, 71302, 71303, and 71305 of, to amend the heading of Article 1.5 (commencing with Section 40910) of Chapter 1 of Part 2 of Division 30 of, to amend the heading of Article 1 (commencing with Section 41800) of Chapter 7 of Part 2 of Division 30 of, to repeal Sections 42416 and 48502 of, the Public Resources Code, to amend Section 7718 of the Public Utilities Code, to amend Sections 45855, 45863, 45981, and 45982 of the Revenue and Taxation Code, and to amend Section 31560 of the Vehicle Code, relating to solid waste.

REPORTS OF STANDING COMMITTEES

Committee on Appropriations

Date of Hearing: September 10, 2009

Mme. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 33

With amendments with the recommendation: Amend, and do pass, as amended.

DE LEÓN, Chair

Above bill ordered to second reading.

Committee on Public Safety

Date of Hearing: September 10, 2009

Mme. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 13

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

AMMIANO, Chair

Above bill re-referred to the Committee on Appropriations.

Committee on Appropriations

Date of Hearing: September 10, 2009

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 13

With amendments with the recommendation: Amend, and do pass, as amended.

DE LEÓN, Chair

Above bill ordered to second reading.

VOTE ADDS

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

Invoke Constitution, Relative to Assembly Bill No. 81: Lieu, Swanson, Torlakson, and Yamada—Aye; Adams, DeVore, and Huffman—No.

Assembly Bill No. 81, Motion to Table Fletcher Amendments: Davis, Hayashi, Lieu, Mendoza, Swanson, Torlakson, and Yamada—Aye; Adams, DeVore, and Gaines—No.

Assembly Bill No. 81: DeVore and Garrick—No.

RECESS

By unanimous consent, at 6:52 p.m., Speaker Bass declared the Assembly recessed to reconvene Regular Session.

ADJOURNMENT

At 8:30 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON SEPTEMBER 10, 2009

Amendments were considered by the Assembly, but not adopted, to the following measure:

AB

81 (Fletcher amendments, RN0923534, laid upon the table)

CALIFORNIA LEGISLATURE
2009–10 THIRD EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Friday, September 11, 2009
SIXTY-SECOND SESSION DAY
TWO HUNDRED FIFTIETH CALENDAR DAY
AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Friday, September 11, 2009

The Assembly met at 4:46 p.m.

Hon. Isadore Hall III, Assistant Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The roll was called, and the following answered to their names—79:

| | | | |
|-----------------|-------------|-----------|------------------|
| Adams | Davis | Hayashi | Pérez, John |
| Ammiano | De La Torre | Hernandez | Pérez, V. Manuel |
| Anderson | De León | Hill | Portantino |
| Arambula | DeVore | Huber | Ruskin |
| Beall | Emmerson | Huffman | Salas |
| Berryhill, Bill | Eng | Jeffries | Saldaña |
| Berryhill, Tom | Evans | Jones | Silva |
| Blakeslee | Feuer | Knight | Skinner |
| Block | Fletcher | Krekorian | Smyth |
| Blumenfield | Fong | Lieu | Solorio |
| Bradford | Fuentes | Logue | Strickland |
| Brownley | Fuller | Lowenthal | Swanson |
| Buchanan | Furutani | Ma | Torlakson |
| Caballero | Gaines | Mendoza | Torres |
| Calderon | Galgiani | Miller | Torrico |
| Carter | Garrick | Monning | Tran |
| Chesbro | Gilmore | Nava | Villines |
| Conway | Hagman | Nestande | Yamada |
| Cook | Hall | Niello | Mme. Speaker |
| Coto | Harkey | Nielsen | |

Quorum present.

PRAYER

Upon invitation of Speaker pro Tempore Saldaña, the following prayer was offered by Assembly Chaplain Father Constantine C. Pappademos:

Lord, On this anniversary of the attacks on September 11, 2001, we pause to pray for the repose of the souls of the victims of those attacks. Grant them rest in a place of peace. Also, Lord, today as we prepare to adjourn for the interim recess, we know that it is easy to be filled with pride, to be harsh, moody and selfish. But You have created us for greater things. Help us to not stoop down to things that will spoil the beauty of our hearts. Show us that the best way to show gratitude to You is to accept things with joy. For a joyful heart is the result of a heart burning with love.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Saldaña, Assembly Member Nestande 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 Krekorian, seconded by Assembly Member Arambula.

COMMUNICATIONS

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

September 10, 2009

*E. Dotson Wilson, Chief Clerk
California State Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Mr. Wilson: This letter is to notify you of the following Minority Leadership Team for the 2009/2010 Regular Session, Third Extraordinary Session and Fifth Extraordinary Session, effective today:

| | |
|--------------------------------|---------------------------|
| Assemblyman Sam Blakeslee | Minority Leader |
| Assemblyman Tom Berryhill | Assistant Minority Leader |
| Assemblyman Martin Garrick | Assistant Minority Leader |
| Assemblyman Cameron Smyth | 2nd Ranking Minority |
| | Leader and Caucus Chair |
| Assemblyman Curt Hagman | Minority Caucus Floor |
| | Leader |
| Assemblyman Jim Nielsen | Budget and |
| | Fiscal Accountability |
| Assemblywoman Diane Harkey | Solvency Strategies |
| Assemblywoman Jean Fuller | Caucus Best Practices |
| Assemblywoman Audra Strickland | Caucus Coalition Building |
| Assemblyman Bill Berryhill | Member Services |
| | Coordination |
| Assemblywoman Connie Conway | Minority Whip |
| Assemblyman Brian Nestande | Minority Whip |
| Assemblyman Steve Knight | Minority Whip |

If you have any questions regarding this letter, please contact Christine Robertson at 319-2033. It is an honor working with you in the California State Assembly.

Sincerely,

SAM BLAKESLEE
Assembly Minority Leader

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

SENATE BILL NO. 13—An act to amend Sections 69766 and 89722 of, and to add Section 90082 to, the Education Code, to amend Section 17311 of the Family Code, to amend Sections 8880.61, 16310, 16428.15, 17302, 17303, 17310, 17311, 22910, and 30051 of, and to add Section 17221.5 to, the Government Code, to amend Sections 50740, 50782, and 116760.30 of the Health and Safety Code, to amend Sections 8613 and 48027 of the Public Resources Code, to amend Sections 822, 1611, and 3001 of the Unemployment Insurance Code, and to amend Sections 14163, and 16809 of, and to add Section 5778.3 to, the Welfare and Institutions Code, relating to state finance, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be placed upon the third reading file.

**CONSIDERATION OF ASSEMBLY BILL NO. 33
BY UNANIMOUS CONSENT**

Assembly Member Villines was granted unanimous consent to take up Assembly Bill No. 33 without reference to file, for purpose of consideration.

ASSEMBLY BILL NO. 33 (Villines)—An act to amend Section 1250.310 of the Code of Civil Procedure, to amend Section 14074 of the Corporations Code, to repeal Sections 17925 and 41304 of, and to repeal Part 10.7 (commencing with Section 17910) of Division 1 of Title 1 of, the Education Code, to amend Section 32940 of the Financial Code, to amend Sections 9100 and 9101 of the Fish and Game Code, to amend Sections 11041, 11550, 11553, 11553.5, 12802.5, 12805, 14450, 14684, 14684.1, 15814.22, 15814.23, 15814.30, 15814.34, 16366.2, 16366.35, 16366.6, 16366.7, 16367.6, 66645, and 66646 of, to amend and renumber Section 15814.25 of, to amend, repeal, and add Sections 12730 and 16367.5 of, to repeal Sections 16366.3, 16366.4, 16366.5, 16366.8, 16366.9, 16367.7, 16367.8, 16367.61, and 16367.65 of, and to repeal and add Section 16366.1 of, the Government Code, to amend Sections 3808, 3810, 3822, 3822.1, 3822.2, 4799.16, 6815.2, 14584, 21080, 25104, 25106, 25107, 25110, 25112, 25123, 25205, 25207, 25212, 25214, 25216, 25216.5, 25217.1, 25218, 25218.5, 25220, 25221, 25222, 25223, 25224, 25225, 25226, 25301, 25302, 25303, 25304, 25305, 25305.5, 25306, 25310, 25320, 25321, 25322, 25323, 25324, 25354, 25356, 25357, 25358, 25362, 25364, 25366, 25400, 25401, 25401.2, 25401.5, 25401.6, 25401.7, 25402, 25402.1, 25402.3, 25402.6, 25402.9, 25403, 25403.5, 25403.8, 25404, 25410.5, 25410.6, 25412, 25413, 25414, 25415, 25416, 25417, 25417.5, 25419, 25420, 25422, 25426, 25433.5, 25434, 25434.5, 25441, 25442, 25442.5, 25442.7, 25443, 25443.5, 25445, 25449.3, 25450, 25450.1, 25450.3, 25450.4, 25450.5, 25460, 25461, 25462, 25463, 25470, 25471, 25472, 25473, 25474, 25494, 25496, 25501, 25501.7, 25508, 25517, 25519, 25520, 25522, 25523, 25524.1, 25524.2, 25525, 25526, 25527, 25528, 25529, 25530, 25531, 25534, 25534.1, 25538, 25539, 25540, 25540.1, 25540.2, 25540.3, 25541, 25541.1, 25541.5, 25543, 25601, 25602, 25603, 25608, 25610, 25616, 25617, 25618, 25630, 25678, 25679, 25696, 25696.5, 25697, 25700, 25701, 25702, 25703, 25704, 25705, 25720, 25721, 25722, 25722.5, 25723, 25740.5, 25741, 25771, 25772, 25773, 25782, 25783, 25784, 25802, 25803, 25900, 25901, 25902, 25911, 25912, 25942, 25967, 25968, 26004, 26011.5, 26011.6, and 30404 of, to amend the heading of Chapter 3 (commencing with Section 25200) of Division 15 of, to add Sections 3806.5, 25104.1, 25104.2, 25205.5, 25207.5, 25208, 25544, and 25545 to, to amend and repeal Section 25449 of, to add Chapter 3.5 (commencing with

Section 25227) to Division 15 of, to add Chapter 5.10 (commencing with Section 25499) to Division 15 of, to repeal Sections 3805.5, 25113, 25217, 25217.5, 25502, 25503, 25504, 25504.5, 25505, 25506, 25506.5, 25507, 25509, 25509.5, 25510, 25511, 25512, 25512.5, 25513, 25514, 25514.3, 25514.5, 25515, 25516, 25516.1, 25516.5, 25516.6, 25520.5, 25524.5, 25540.4, 25540.6, and 25603.5 of, to repeal Article 3 (commencing with Section 25435) of Chapter 5.3 of Division 15 of, and to repeal and add Sections 25120, 25200, 25201, 25202, 25203, 25204, 25206, and 25219 of, the Public Resources Code, to amend Sections 332.1, 348, 353.7, 366.1, 366.2, 384, 398.2, 398.3, 398.5, 399.2.5, 399.8, 399.11, 399.12, 399.12.5, 399.13, 399.15, 399.16, 399.17, 454.5, 464, 848.1, 1001, 1731, 1768, 1822, 2774.6, 2826.5, 2827, and 9502 of, to add Sections 322, 345.1, 345.2, and 411 to, to repeal Sections 346, 350, 360, 365 of, and to repeal Article 2 (commencing with Section 334) of Chapter 2.3 of Part 1 of Division 1 of, the Public Utilities Code, relating to energy.

Bill read third time.

Additional Time for Debate Granted

Without objection, Assembly Member Calderon was granted 5 minutes of additional time for debate.

Assembly Rule 112 Suspended

Assembly Member Villines was granted unanimous consent that Assembly Rule 112 be suspended to permit him to read a paper on the Floor of the Assembly.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—58

| | | | |
|---------------|----------|-----------|--------------|
| Adams | Coto | Harkey | Portantino |
| Arambula | Davis | Hayashi | Salas |
| Beall | De León | Hernandez | Silva |
| Berryhill, B. | DeVore | Hill | Skinner |
| Berryhill, T. | Emmerson | Huber | Smyth |
| Blakeslee | Eng | Jeffries | Solorio |
| Block | Fletcher | Knight | Strickland |
| Blumenfield | Fuentes | Krekorian | Torlakson |
| Bradford | Furutani | Lieu | Torres |
| Buchanan | Gaines | Logue | Torrico |
| Caballero | Galgiani | Miller | Tran |
| Carter | Garrick | Nestande | Villines |
| Chesbro | Gilmore | Niello | Mme. Speaker |
| Conway | Hagman | Nielsen | |
| Cook | Hall | Pérez, J. | |

NOES—12

| | | | |
|----------|----------|-----------|---------|
| Ammiano | Calderon | Fuller | Ma |
| Anderson | Evans | Huffman | Nava |
| Brownley | Feuer | Lowenthal | Swanson |

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 33: Assembly Member Fuller from “Aye” to “No”.

Bill ordered transmitted to the Senate.

**CONSIDERATION OF SENATE BILL NO. 13, AS AMENDED
BY UNANIMOUS CONSENT**

Assembly Member Smyth was granted unanimous consent to take up Senate Bill No. 13, as amended, without reference to print or file, for purpose of consideration.

SENATE BILL NO. 13 (Ducheny)—An act to amend Sections 69766 and 89722 of, and to add Section 90082 to, the Education Code, to amend Section 17311 of the Family Code, to amend Sections 8880.61, 16310, 16438.15, 17302, 17303, 17310, 17311, 22910, and 30051 of, and to add Section 17221.5 to, the Government Code, to amend Sections 50740, 50782, and 116760.30 of the Health and Safety Code, to amend Sections 8613 and 48027 of the Public Resources Code, to amend Sections 822, 1611, and 3001 of the Unemployment Insurance Code, and to amend Sections 14163, and 16809 of, and to add Section 5778.3 to, the Welfare and Institutions Code, relating to state finance, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Smyth.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—74

| | | | |
|-----------------|-------------|-------------|--------------|
| Adams | De La Torre | Hernandez | Portantino |
| Ammiano | De León | Hill | Ruskin |
| Arambula | DeVore | Huber | Salas |
| Beall | Emmerson | Huffman | Saldaña |
| Berryhill, Bill | Eng | Jeffries | Silva |
| Berryhill, Tom | Evans | Jones | Skinner |
| Blakestece | Feuer | Knight | Smyth |
| Bloek | Fletcher | Krekorian | Solorio |
| Blumenfield | Fong | Lieu | Strickland |
| Bradford | Fuentes | Logue | Swanson |
| Brownley | Fuller | Lowenthal | Torlakson |
| Buchanan | Furutani | Ma | Torres |
| Calderon | Gaines | Mendoza | Torrico |
| Carter | Galgiani | Monning | Tran |
| Chesbro | Garrick | Nava | Villines |
| Conway | Gilmore | Nestande | Yamada |
| Cook | Hagman | Nielsen | Mme. Speaker |
| Coto | Hall | Pérez, J. | |
| Davis | Hayashi | Pérez, V.M. | |

NOES—4

| | | | |
|----------|--------|--------|--------|
| Anderson | Harkey | Miller | Niello |
|----------|--------|--------|--------|

The question being on the passage of the bill:

Bill passed by the following vote:

AYES—74

| | | | |
|-----------------|-------------|-------------|--------------|
| Adams | De La Torre | Hernandez | Portantino |
| Ammiano | De León | Hill | Ruskin |
| Arambula | DeVore | Huber | Salas |
| Beall | Emmerson | Huffman | Saldaña |
| Berryhill, Bill | Eng | Jeffries | Silva |
| Berryhill, Tom | Evans | Jones | Skinner |
| Blakelee | Feuer | Knight | Smyth |
| Bloek | Fletcher | Krekorian | Solorio |
| Blumenfield | Fong | Lieu | Strickland |
| Brownley | Fuentes | Logue | Swanson |
| Bradford | Fuller | Lowenthal | Torlakson |
| Buchanan | Furutani | Ma | Torres |
| Calderon | Gaines | Mendoza | Torrico |
| Carter | Galgiani | Monning | Tran |
| Chesbro | Garriek | Nava | Villines |
| Conway | Gilmore | Nestande | Yamada |
| Cook | Hagman | Nielsen | Mme. Speaker |
| Coto | Hall | Pérez, J. | |
| Davis | Hayashi | Pérez, V.M. | |

NOES—4

| | | | |
|----------|--------|--------|--------|
| Anderson | Harkey | Miller | Niello |
|----------|--------|--------|--------|

Bill ordered transmitted to the Senate.

(NOTE: Later this day, the action was rescinded whereby the urgency clause was adopted and Senate Bill No. 13 was passed and whereby the bill was ordered transmitted to the Senate. See page 422.)

RECESS

By unanimous consent, at 5:08 p.m., Assistant Speaker pro Tempore Hall declared the Assembly recessed to reconvene Regular Session.

**TWO HUNDRED FIFTY-FIRST CALENDAR DAY
AT SACRAMENTO, CALIFORNIA**

Assembly Chamber, September 12, 2009

At 12 midnight.

Isadore Hall III, Assistant Speaker pro Tempore, presiding.

RECONVENED

At 2:23 a.m., the Assembly reconvened.

Hon. Isadore Hall III, Assistant Speaker pro Tempore of the Assembly, presiding.

MESSAGES FROM THE SENATE

September 11, 2009

The Honorable E. Dotson Wilson
Chief Clerk of the Assembly
Assembly Chamber

Dear Dotson: By direction of the Senate I am returning Senate Bill No. 13 to the Assembly for further action.

Sincerely,

GREGORY P. SCHMIDT
 Secretary of the Senate

Above bill ordered held at Desk.

ACTION RESCINDED ON SENATE BILL NO. 13

Assembly Member Smyth was granted unanimous consent to rescind the action whereby the Assembly, on September 11, 2009 (Assembly Journal, page 421), adopted the urgency clause and passed Senate Bill No. 13, and whereby the bill was ordered transmitted to the Senate.

Further Consideration of Senate Bill No. 13 by Unanimous Consent

Assembly Member Evans was granted unanimous consent to take up Senate Bill No. 13 without reference to file, for purpose of amendment.

SENATE BILL NO. 13 (Ducheny)—An act to amend Sections 69766 and 89722 of, and to add Section 90082 to, the Education Code, to amend Section 17311 of the Family Code, to amend Sections 8880.61, 16310, 16428.15, 17302, 17303, 17310, 17311, 22910, and 30051 of, and to add Section 17221.5 to, the Government Code, to amend Sections 50740, 50782, and 116760.30 of the Health and Safety Code, to amend Sections 8613 and 48027 of the Public Resources Code, to amend Sections 822, 1611, and 3001 of the Unemployment Insurance Code, and to amend Sections 14163, and 16809 of, and to add Section 5778.3 to, the Welfare and Institutions Code, relating to state finance, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend by Assembly Member Evans

Assembly Member Evans moved the adoption of amendments.

Amendments read and adopted.

Consideration of Senate Bill No. 13, as Amended by Unanimous Consent

Assembly Member Evans was granted unanimous consent to take up Senate Bill No. 13 as amended, without reference to print or file, for the purpose of consideration.

SENATE BILL NO. 13 (Yee)—An act to amend Section 124250 of, and to repeal Section 124251 of, the Health and Safety Code, relating to domestic violence, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Evans.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—76

| | | | |
|---------------|-------------|-----------|-------------|
| Adams | Davis | Hayashi | Nielsen |
| Ammiano | De La Torre | Hernandez | Pérez, J. |
| Anderson | De León | Hill | Pérez, V.M. |
| Arambula | DeVore | Huber | Portantino |
| Beall | Emmerson | Huffman | Ruskin |
| Berryhill, B. | Eng | Jeffries | Salas |
| Berryhill, T. | Evans | Jones | Saldaña |
| Blakeslee | Feuer | Knight | Silva |
| Block | Fletcher | Krekorian | Skinner |
| Blumenfield | Fong | Lieu | Smyth |
| Bradford | Fuentes | Logue | Solorio |
| Brownley | Fuller | Lowenthal | Strickland |
| Buchanan | Furutani | Ma | Swanson |
| Caballero | Gaines | Mendoza | Torlakson |
| Calderon | Galgiani | Miller | Torres |
| Carter | Garrick | Monning | Torrico |
| Chesbro | Gilmore | Nava | Tran |
| Cook | Hagman | Nestande | Villines |
| Coto | Harkey | Niello | Yamada |

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—76

| | | | |
|---------------|-------------|-----------|-------------|
| Adams | Davis | Hayashi | Nielsen |
| Ammiano | De La Torre | Hernandez | Pérez, J. |
| Anderson | De León | Hill | Pérez, V.M. |
| Arambula | DeVore | Huber | Portantino |
| Beall | Emmerson | Huffman | Ruskin |
| Berryhill, B. | Eng | Jeffries | Salas |
| Berryhill, T. | Evans | Jones | Saldaña |
| Blakeslee | Feuer | Knight | Silva |
| Block | Fletcher | Krekorian | Skinner |
| Blumenfield | Fong | Lieu | Smyth |
| Bradford | Fuentes | Logue | Solorio |
| Brownley | Fuller | Lowenthal | Strickland |
| Buchanan | Furutani | Ma | Swanson |
| Caballero | Gaines | Mendoza | Torlakson |
| Calderon | Galgiani | Miller | Torres |
| Carter | Garrick | Monning | Torrico |
| Chesbro | Gilmore | Nava | Tran |
| Cook | Hagman | Nestande | Villines |
| Coto | Harkey | Niello | Yamada |

NOES—None

Bill ordered transmitted to the Senate.

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bill was introduced and read the first time:

ASSEMBLY BILL NO. 85—V. Manuel Pérez (Coauthor: Senator Negrete McLeod). An act to amend Sections 8869.82, 91501, 91502, 91502.1, 91503, 91504, 91527, 91530, 91531, 91533, 91538, 91539, 91541, 91555, 91559, 91571, and 91573 of the Government Code, relating to bonds.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 1—Torrico. Relative to final adjournment of the 2009–10 Third Extraordinary Session of the Legislature.

MESSAGES FROM THE SENATE

Senate Chamber, September 12, 2009

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 37

And respectfully requests the Assembly to concur in said amendments.

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

Above bill ordered to unfinished business file.

**CONSIDERATION OF SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 37
WITHOUT REFERENCE TO FILE**

Assembly Member Evans was granted unanimous consent to take up consideration of Senate amendments to Assembly Bill No. 37 without reference to file.

ASSEMBLY BILL NO. 37 (Evans)—An act to amend Section 13311.1 of the Government Code, to amend Section 2103.1 of the Streets and Highways Code, to add Section 12104 to the Welfare and Institutions Code, and to amend Section 39 of Chapter 12 of the Third Extraordinary Session of the Statutes of 2009, relating to state finances.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—53

| | | | |
|-------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Hill | Ruskin |
| Arambula | De León | Huber | Salas |
| Beall | DeVore | Huffman | Saldaña |
| Blakeslee | Emmerson | Krekorian | Skinner |
| Block | Eng | Lieu | Solorio |
| Blumenfield | Evans | Lowenthal | Swanson |
| Bradford | Feuer | Ma | Torlakson |
| Brownley | Fong | Mendoza | Torres |
| Buchanan | Fuentes | Monning | Torrico |
| Calderon | Furutani | Nava | Yamada |
| Carter | Galgiani | Niello | Mme. Speaker |
| Chesbro | Hall | Pérez, J. | |
| Coto | Hayashi | Pérez, V.M. | |
| Davis | Hernandez | Portantino | |

NOES—19

| | | | |
|---------------|----------|----------|------------|
| Adams | Fuller | Knight | Smyth |
| Anderson | Gaines | Logue | Strickland |
| Berryhill, T. | Garrick | Miller | Tran |
| Cook | Harkey | Nestande | Villines |
| Fletcher | Jeffries | Silva | |

Above bill ordered enrolled.

RECESS

By unanimous consent, at 2:29 a.m., Assistant Speaker pro Tempore Hall declared the Assembly recessed to reconvene Regular Session.

RECONVENED

At 6:10 a.m., the Assembly reconvened.

Hon. Isadore Hall III, Assistant Speaker pro Tempore of the Assembly, presiding.

At 6:11 a.m., Speaker Karen Bass, 47th District, presiding

At 6:12 a.m., Assistant Speaker pro Tempore Isadore Hall III, 52nd District, presiding

**CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 1
BY UNANIMOUS CONSENT**

Assembly Member Torrico was granted unanimous consent to take up Assembly Concurrent Resolution No. 1, without reference to committee, print, or file, and that the same be considered engrossed.

ASSEMBLY CONCURRENT RESOLUTION NO. 1—Relative to final adjournment of the 2009–10 Third Extraordinary Session of the Legislature.

Resolution read, and adopted by the following vote:

AYES—75

| | | | |
|---------------|-------------|-----------|--------------|
| Adams | Davis | Hayashi | Pérez, J. |
| Ammiano | De La Torre | Hernandez | Pérez, V.M. |
| Anderson | De León | Hill | Portantino |
| Arambula | DeVore | Huber | Ruskin |
| Beall | Emmerson | Huffman | Salas |
| Berryhill, B. | Eng | Jeffries | Saldaña |
| Berryhill, T. | Evans | Jones | Silva |
| Blakeslee | Feuer | Knight | Skinner |
| Block | Fletcher | Lieu | Smyth |
| Blumenfield | Fong | Logue | Solorio |
| Bradford | Fuentes | Lowenthal | Strickland |
| Brownley | Fuller | Ma | Swanson |
| Buchanan | Gaines | Mendoza | Torlakson |
| Caballero | Galgiani | Miller | Torres |
| Carter | Garrick | Monning | Torrico |
| Chesbro | Gilmore | Nava | Villines |
| Conway | Hagman | Nestande | Yamada |
| Cook | Hall | Niello | Mme. Speaker |
| Coto | Harkey | Nielsen | |

NOES—1

Krekorian

Resolution ordered transmitted to the Senate.

VOTE ADDS

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

Assembly Bill No. 33: Beall, Bill Berryhill, Bradford, Buchanan, Caballero, Davis, De León, Fletcher, Gaines, Galgiani, Harkey, Hayashi, Miller, Nestande, Nielsen, and Torlakson—Aye; Brownley, Evans, Feuer, Huffman, Lowenthal, Ma, and Swanson—No.

Senate Bill No. 13 and Urgency: Beall, Davis, De León, DeVore, Fletcher, Galgiani, Huber, Huffman, Jones, Knight, Ma, Silva, and Torrico—Aye; Harkey, Miller, and Niello—No.

Senate Bill No. 13 and Urgency: DeVore, Gaines, and Jones—Aye.

Assembly Bill No. 37, Concurrence: Niello—Aye; Tom Berryhill, Cook, Gaines, and Nestande—No.

Assembly Concurrent Resolution No. 1: Mendoza and Niello—Aye.

MESSAGES FROM THE SENATE

Senate Chamber, September 11, 2009

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 18

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

MOTION TO ADJOURN

At 6:13 a.m., Assembly Member Torrico moved that the Assembly adjourn the 2009–10 Third Extraordinary Session of the Legislature *sine die* on the date that Assembly Concurrent Resolution No. 1 has been adopted by both Houses of the Legislature and consents for the Senate to do the same.

Motion carried.

ADJOURNMENT

At 6:13 a.m., pursuant to a motion by Assembly Member Torrico and the provisions of Assembly Concurrent Resolution No. 1, the 2009–10 Third Extraordinary Session of the Legislature adjourned *sine die**.

* (NOTE: Assembly Concurrent Resolution No. 1 was not adopted by the Senate. The 2009–10 Third Extraordinary Session was adjourned *sine die* on October 26, 2009 subsequent to the adoption of Senate Concurrent Resolution No. 2 by both Houses of the Legislature.)

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON SEPTEMBER 11, 2009**

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

| | | |
|--------------------------|-----------|-----------|
| AB | RN | |
| 33 | 0923523 | |
| SB | RN | |
| 13 | 0923460 | |
| Daily Total: | | 2 |
| Cumulative Total: | | 83 |

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON SEPTEMBER 12, 2009

The following measure was amended in the Assembly on this day:

SB RN

13 0923831

Daily Total: 1

Cumulative Total: 84

CALIFORNIA LEGISLATURE

2009–10 THIRD EXTRAORDINARY SESSION

ASSEMBLY JOURNAL

RECESS JOURNAL NO. 2

INTERIM STUDY RECESS

Assembly Chamber, Sacramento
Monday, September 28, 2009

Pursuant to the provisions of Joint Rule 59, the following Assembly Journal for the 2009–10 Third Extraordinary Session was printed while the Assembly was in Interim Study Recess.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, September 18, 2009

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 37

And reports the same correctly enrolled, and presented to the Governor on the 18th day of September, 2009, at 2:20 p.m.

E. DOTSON WILSON, Chief Clerk

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 THIRD EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Monday, October 26, 2009

SIXTY-THIRD SESSION DAY

TWO HUNDRED NINETY-FIFTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, October 26, 2009

The Assembly met at 1:03 p.m.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly,
presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The roll was called, and the following answered to their names—76:

| | | | |
|-----------------|-------------|-----------|------------------|
| Adams | Davis | Hayashi | Pérez, John |
| Ammiano | De La Torre | Hernandez | Pérez, V. Manuel |
| Anderson | De León | Hill | Portantino |
| Arambula | DeVore | Huber | Ruskin |
| Beall | Eng | Huffman | Salas |
| Berryhill, Bill | Evans | Jeffries | Saldaña |
| Blakeslee | Feuer | Jones | Silva |
| Block | Fletcher | Knight | Skinner |
| Blumenfield | Fong | Krekorian | Smyth |
| Bradford | Fuentes | Lieu | Solorio |
| Brownley | Fuller | Logue | Strickland |
| Buchanan | Furutani | Ma | Swanson |
| Caballero | Gaines | Mendoza | Torlakson |
| Calderon | Galgiani | Miller | Torres |
| Carter | Garrick | Monning | Torrico |
| Chesbro | Gilmore | Nava | Tran |
| Conway | Hagman | Nestande | Villines |
| Cook | Hall | Niello | Yamada |
| Coto | Harkey | Nielsen | Mme. Speaker |

Quorum present.

PRAYER

Upon invitation of Speaker pro Tempore Saldaña, the following prayer was offered by Assembly Chaplain Father Constantine C. Pappademos:

Lord, Your invisible power is like a fountain, and the streams that flow from it are peace. Your presence and grace in our life produce a sense of peace . . . peace with our family, peace with those around us. Lord, fill our heart with peace and calmness so that we will know we have Your presence in our life and in all that we do.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Saldaña, Assembly Member Davis then led the Assembly in the pledge of allegiance to the Flag.

LEAVES OF ABSENCE FOR THE DAY

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

On personal business, and waiving per diem: Assembly Member Lowenthal.

Because of illness: Assembly Member Tom Berryhill.

Because of a death in his family: Assembly Member Emmerson.

MESSAGES FROM THE SENATE

Senate Chamber, October 14, 2009

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 13

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

Senate Chamber, October 14, 2009

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 56

And respectfully requests the Assembly to concur in said amendments.

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

Above bill ordered to unfinished business file.

Senate Chamber, October 14, 2009

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

Assembly Bill No. 81

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

Above bill ordered enrolled.

Senate Chamber, October 14, 2009

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

Senate Bill No. 37

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

Senate Chamber, October 14, 2009

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

Senate Concurrent Resolution No. 2

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

FIRST READING OF SENATE BILLS

The following bill was read the first time:

SENATE BILL NO. 37—An act to amend Section 17059 of the Revenue and Taxation Code, relating to taxation, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

The following resolution was read:

SENATE CONCURRENT RESOLUTION NO. 2—Relative to final adjournment of the 2009–10 Third Extraordinary Session of the Legislature.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, October 19, 2009

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

Assembly Bill No. 81

And reports the same correctly enrolled, and presented to the Governor on the 19th day of October, 2009, at 11:30 a.m.

E. DOTSON WILSON, Chief Clerk

RECESS

By unanimous consent, at 1:05 p.m., Speaker pro Tempore Saldaña declared the Assembly recessed to convene Sixth Extraordinary Session.

RECONVENED

At 1:16 p.m., the Assembly reconvened.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly, presiding.

RECESS

By unanimous consent, at 1:40 p.m., Speaker pro Tempore Saldaña declared the Assembly recessed to reconvene Regular Session.

RECONVENED

At 2:01 p.m., the Assembly reconvened.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly, presiding.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT AND ASSEMBLY RULE 77 SUSPENDED

Assembly Member Evans was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 56, without reference to file.

ASSEMBLY BILL NO. 56 (Evans)—An act to amend Section 5 of Chapter 3 of, and to repeal Section 39 of Chapter 2 of, the Fourth Extraordinary Session of the Statutes of 2009, relating to education finance, and making an appropriation therefor.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—51

| | | | |
|-------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Hill | Ruskin |
| Arambula | De León | Huber | Salas |
| Beall | Eng | Huffman | Saldaña |
| Block | Evans | Jones | Skinner |
| Blumenfield | Feuer | Krekorian | Solorio |
| Bradford | Fong | Lieu | Strickland |
| Brownley | Fuentes | Ma | Swanson |
| Buchanan | Fuller | Mendoza | Torlakson |
| Caballero | Furutani | Monning | Torres |
| Calderon | Gilmore | Nava | Torrico |
| Carter | Hall | Pérez, J. | Yamada |
| Chesbro | Hayashi | Pérez, V.M. | Mme. Speaker |
| Coto | Hernandez | Portantino | |

NOES—22

| | | | |
|---------------|----------|----------|----------|
| Adams | Fletcher | Knight | Silva |
| Anderson | Gaines | Logue | Smyth |
| Berryhill, B. | Garrick | Miller | Tran |
| Blakeslee | Hagman | Nestande | Villines |
| Cook | Harkey | Niello | |
| DeVore | Jeffries | Nielsen | |

Above bill ordered enrolled.

BILLS ENGROSSED

Assembly Member Torrico was granted unanimous consent that all Assembly bills be deemed engrossed and be immediately transmitted to the Governor.

RECESS

By unanimous consent, at 2:03 p.m., Speaker pro Tempore Saldaña declared the Assembly recessed to reconvene Regular Session.

RECONVENED

At 2:14 p.m., the Assembly reconvened.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly, presiding.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND THE RULES

Assembly Member Krekorian requested unanimous consent that the Rules be suspended for the purpose of taking up Senate Concurrent Resolution No. 2 without reference to committee or file for the purpose of consideration.

Assembly Member Hagman withheld unanimous consent.

Motion to Suspend the Rules

Assembly Member Krekorian moved that the Rules be suspended for the purpose of taking up Senate Concurrent Resolution No. 2 without reference to committee or file for the purpose of consideration.

Assembly Member De León seconded the motion.

Rules suspended by the following vote:

AYES—46

| | | | |
|-------------|-------------|-------------|--------------|
| Ammiano | Coto | Hernandez | Ruskin |
| Arambula | Davis | Hill | Salas |
| Beall | De La Torre | Huber | Saldaña |
| Block | De León | Krekorian | Skinner |
| Blumenfield | Evans | Lieu | Solorio |
| Bradford | Feuer | Ma | Torlakson |
| Brownley | Fong | Mendoza | Torres |
| Buchanan | Fuentes | Monning | Torrico |
| Caballero | Furutani | Nava | Yamada |
| Calderon | Galgiani | Pérez, J. | Mme. Speaker |
| Carter | Hall | Pérez, V.M. | |
| Chesbro | Hayashi | Portantino | |

NOES—26

| | | | |
|---------------|----------|----------|------------|
| Adams | Fletcher | Jeffries | Silva |
| Anderson | Fuller | Knight | Smyth |
| Berryhill, B. | Gaines | Logue | Strickland |
| Blakeslee | Garrick | Miller | Tran |
| Conway | Gilmore | Nestande | Villines |
| Cook | Hagman | Niello | |
| DeVore | Harkey | Nielsen | |

Further Consideration of Senate Concurrent Resolution No. 2

SENATE CONCURRENT RESOLUTION NO. 2 (Steinberg)—Relative to final adjournment of the 2009–10 Third Extraordinary Session of the Legislature.

Resolution read, presented by Assembly Member Krekorian, and adopted by the following vote:

AYES—48

| | | | |
|-------------|----------|-------------|--------------|
| Ammiano | Coto | Hernandez | Portantino |
| Arambula | Davis | Hill | Ruskin |
| Beall | De León | Huber | Salas |
| Block | Eng | Jones | Saldaña |
| Blumenfield | Evans | Krekorian | Skinner |
| Bradford | Feuer | Lieu | Solorio |
| Brownley | Fong | Ma | Swanson |
| Buchanan | Fuentes | Mendoza | Torlakson |
| Caballero | Furutani | Monning | Torres |
| Calderon | Galgiani | Nava | Torrico |
| Carter | Hall | Pérez, J. | Yamada |
| Chesbro | Hayashi | Pérez, V.M. | Mme. Speaker |

NOES—24

| | | | |
|---------------|----------|----------|------------|
| Adams | Fletcher | Harkey | Nielsen |
| Anderson | Fuller | Jeffries | Silva |
| Berryhill, B. | Gaines | Knight | Smyth |
| Blakeslee | Garrick | Logue | Strickland |
| Conway | Gilmore | Miller | Tran |
| DeVore | Hagman | Nestande | Villines |

Resolution ordered transmitted to the Senate immediately.

VOTE ADDS

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

Assembly Bill No. 56, Concurrence: Carter, Fuller, Gilmore, Hayashi, Hernandez, Huffman, Lieu, Mendoza, and Strickland—Aye; Blakeslee, Fletcher, Gaines, Jeffries, Nestande, and Villines—No.

Krekorian Motion to Suspend the Rules: Buchanan, Caballero, Hayashi, and Huber—Aye.

Senate Concurrent Resolution No. 2: Buchanan and Caballero—Aye.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, October 26, 2009

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

Assembly Bill No. 56

And reports the same correctly enrolled, and presented to the Governor on the 26th day of October, 2009, at 4:45 p.m.

E. DOTSON WILSON, Chief Clerk

MOTION TO ADJOURN

At 2:18 p.m., Assembly Member Krekorian moved that the Assembly adjourn the 2009–10 Third Extraordinary Session of the Legislature *sine die* at midnight on the date that Senate Concurrent Resolution No. 2 has been adopted by both Houses of the Legislature and consents for the Senate to do the same.

Motion carried.

ADJOURNMENT

At 2:18 p.m., pursuant to the provisions of Senate Concurrent Resolution No. 2, the 2009–10 Third Extraordinary Session of the Legislature was adjourned *sine die*.

KAREN BASS, Speaker

SUE PARKER, Assistant Chief Clerk

Volume 6

Journal of the Assembly

Legislature of the State of California
2009–10 Fourth Extraordinary Session
July 2, 2009 to July 24, 2009



HON. KAREN BASS
Speaker

HON. LORI SALDAÑA
Speaker pro Tempore

HON. ISADORE HALL III
Assistant Speaker pro Tempore

HON. ALBERTO TORRICO
Majority Floor Leader

HON. SAM BLAKESLEE
Minority Floor Leader

E. DOTSON WILSON
Chief Clerk of the Assembly

AMY LEACH
Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 FOURTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, July 2, 2009

FIRST SESSION DAY

FIRST CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, July 2, 2009

The Assembly met at 10:17 a.m.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly,
presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The roll was called, and the following answered to their names—77:

| | | | |
|-----------------|----------|-------------|------------------|
| Adams | De León | Hernandez | Pérez, V. Manuel |
| Ammiano | DeVore | Hill | Portantino |
| Anderson | Duvall | Huber | Ruskin |
| Arambula | Emmerson | Huffman | Salas |
| Beall | Eng | Jeffries | Saldaña |
| Berryhill, Bill | Evans | Jones | Silva |
| Berryhill, Tom | Feuer | Knight | Skinner |
| Blakeslee | Fletcher | Krekorian | Smyth |
| Block | Fong | Lieu | Solorio |
| Blumenfield | Fuentes | Logue | Strickland |
| Brownley | Fuller | Lowenthal | Swanson |
| Buchanan | Furutani | Ma | Torlakson |
| Caballero | Gaines | Mendoza | Torrico |
| Calderon | Galgiani | Miller | Tran |
| Carter | Garrick | Monning | Villines |
| Chesbro | Gilmore | Nava | Yamada |
| Conway | Hagman | Nestande | Mme. Speaker |
| Cook | Hall | Niello | |
| Coto | Harkey | Nielsen | |
| Davis | Hayashi | Pérez, John | |

Quorum present.

PRAYER

Upon invitation of Speaker pro Tempore Saldaña, the following prayer was offered by Assembly Member Danny Gilmore, of the 30th Assembly District:

Our Heavenly Father, We thank You today for the precious gift of life, for each and every one of us in this wonderful state of California. We further thank You for the great gift of freedom You have given each of us here today, and have so generously bestowed upon all who reside in the United States of America.

Two hundred and thirty-three years ago this Saturday, in a hall some three thousand miles away, our nation was officially born. Its Founders—each of whom pledged a firm reliance on the protection of Your Divine Providence—affixed their signatures to a Declaration of Independence that for the first time in human history acknowledged the truth that all men are created equal . . . that each and every human being on the face of this earth is endowed by You, O Lord, with certain unalienable rights . . . rights that no man, and no government, can take away. It is therefore the duty of each one of us—particularly those who are privileged to serve in positions of elected office and public trust—to further the cause of these unalienable rights and timeless truths, which today are but imperfectly realized. To this end, we invoke Your blessings, Your strength, Your wisdom, guidance and support, and humbly offer our sincere thanks.

As we today hear the words that announced the birth of our new nation, we also ask You to confer Your blessings, Your mercy and Your healing grace upon all those who have defended our freedoms, particularly those brave men and women who have suffered the injuries of battle, and who have given their last full measure of devotion to the nation to which we pledge our allegiance. May all who have served in the armed forces of the United States of America, together with their families and loved ones, fully appreciate the magnitude of our thanks for their service and their sacrifice. And may we all be heartened and healed by the infinite power of Your mercy and grace, to better do Your will. For all these things, we offer this day our prayer of thanks. In Your Name.—AMEN.

**PRESENTATION OF COLORS
AND PLEDGE OF ALLEGIANCE TO THE FLAG**

The Presentation of Colors by Honor Guard members: Staff Sergeant Glen Beedy, Sergeant Robert Kilday, Sergeant Priscilla Sepulveda, and Specialist Steven Pearson, from the Army National Guard, was followed by the Pledge of Allegiance to the Flag, led by Assembly Member Silva.

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 Torrico, seconded by Assembly Member Gaines.

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 De La Torre.

On personal business, and waiving per diem: Assembly Member Torres.

(NOTE: For explanation of absence of Assembly Member De La Torre on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

PROCLAMATION OF THE GOVERNOR

Speaker pro Tempore Saldaña directed the Clerk to read the following proclamations of the Governor convening the Legislature in extraordinary session:

**A PROCLAMATION
BY THE GOVERNOR OF THE STATE OF CALIFORNIA**

WHEREAS the global recession has caused California's revenues to continue to plummet, leaving our state with an unprecedented budget deficit that forces the State to take drastic actions to fix it that will affect every Californian; and

WHEREAS on November 6, 2008, and again on December 1, 2008, due to concerns regarding dramatically declining revenues and worsening economy, I issued a Special Session Proclamation and convened the Legislature of the State of California to meet in extraordinary session to address the fiscal crisis that California faces; and

WHEREAS on February 20, 2009, a revised state budget for fiscal year 2008–09 was adopted and a state budget for fiscal year 2009–10 was adopted; and

WHEREAS within a few weeks after the passage of these budgets, the global recession caused California's revenues to worsen even more, thus creating a new budget deficit of approximately \$15.4 billion for fiscal years 2008–09 and 2009–10; and

WHEREAS on May 20, 2009, after the failure of Propositions 1A through 1E, California faced a budget deficit of \$21.3 billion for fiscal years 2008–09 and 2009–10; and

WHEREAS California planned to borrow up to \$6 billion through Reimbursement Warrants (commonly referred to as "RAWs") to address part of the budget deficit, but this short-term borrowing is no longer an available option due to the recent decision of the federal government not to provide financial assistance or loan guarantees for this emergency, short-term borrowing; and

WHEREAS the state's inability to borrow through RAWs will result in more severe spending cuts in the state's programs and services; and

WHEREAS on May 22, 2009, the Legislative Analyst predicted that the Governor's May Revision revenue projections may prove overly optimistic, and instead, projected that the drop in revenues will be at least \$3 billion worse than projected putting the size of the state's shortfall at more than \$24 billion for fiscal years 2008–09 and 2009–10; and

WHEREAS the State Controller has determined that the State's \$2.8 billion cash shortage in July 2009 will grow to \$6.5 billion in September, and a double-digit freefall after September; and

WHEREAS the State Controller has determined that without effective action to address the budget and cash crisis, the State will have insufficient cash to meet its obligations starting July 2009 and will need to issue registered warrants (IOUs) in order to preserve cash and protect payments the State must make to fund education and repay outstanding debt; and

WHEREAS on June 30, 2009, the Legislature failed to take action to pass a revised budget for fiscal years 2008–09 and 2009–10 to effectively address the unprecedented statewide fiscal crisis, thereby requiring billions of dollars in additional solutions; and

WHEREAS immediate and comprehensive action is needed to address the revenue shortfall facing the State of California.

NOW, THEREFORE, I, ARNOLD SCHWARZENEGGER, Governor of the State of California, in accordance with Section 10(f) of Article IV of the Constitution of the State of California, HEREBY DETERMINE that General Fund revenues for Fiscal Years 2008–09 and 2009–10 will decline substantially below the estimate of General Fund revenues upon which the 2009 Budget Act was based.

I, ARNOLD SCHWARZENEGGER, Governor of the State of California, HEREBY DECLARE that a fiscal emergency exists.

I, ARNOLD SCHWARZENEGGER, Governor of the State of California, HEREBY IDENTIFY THE NATURE OF THIS FISCAL EMERGENCY to be the projected budget imbalance and insufficient cash reserves for Fiscal Year 2009–10 and the projected insufficient cash reserves and potential budgetary deficit in Fiscal Year 2010–11 which are anticipated to result from the dramatically lower than estimated General Fund revenues in Fiscal Years 2008–09 and 2009–10.

FURTHER, on this day, as required by Section 10(f) of Article IV of the Constitution of the State of California, I will cause the Legislature to assemble in special session to address this fiscal emergency, and I will submit to the Legislature proposed legislation to address this fiscal emergency.

IN WITNESS WHEREOF I have hereunto set my hand
and caused the Great Seal of the State of California
to be affixed this 1st day of July, 2009.

ARNOLD SCHWARZENEGGER
Governor of California

ATTEST:

DEBRA BOWEN
Secretary of State



A PROCLAMATION
BY THE GOVERNOR OF THE STATE OF CALIFORNIA

WHEREAS on this date, pursuant to Section 10(f) of Article IV of the Constitution of the State of California, I have proclaimed a fiscal emergency; and

WHEREAS on this date, I am submitting to the Legislature proposed legislation to address that fiscal emergency; and

WHEREAS this extraordinary occasion having arisen and now existing, it requires that the Legislature of the State of California be convened in extraordinary session.

NOW, THEREFORE, I, ARNOLD SCHWARZENEGGER, Governor of the State of California, by virtue of the power and authority vested in me in accordance with Section 10(f) of Article IV of the Constitution of the State of California, do hereby convene the Legislature of the State of California to meet in extraordinary session at Sacramento, California on the 1st day of July, 2009, at a time to be determined, to consider and act upon legislation to address the fiscal emergency proclaimed by me this day.

IN WITNESS WHEREOF I have hereunto set my hand
and caused the Great Seal of the State of California
to be affixed this 1st day of July, 2009.

ARNOLD SCHWARZENEGGER
Governor of California



ATTEST:

DEBRA BOWEN
Secretary of State

ELECTION OF SPEAKER

Assembly Member Torrico was granted unanimous consent that the election of Speaker Karen Bass on December 1, 2008, to the Office of Speaker of the Assembly for the 2009–10 Regular Session, and the Oath of Office administered (see Assembly Journal for December 1, 2008 for the Regular Session, pages 6 and 7), be substituted in the 2009–10 Fourth Extraordinary Session.

OATH OF OFFICE

The following oath of office was administered to Speaker-elect Karen Bass, on Monday, December 1, 2008, for the 2009–10 Regular Session, by the Honorable Kathryn M. Werdegar, Associate Justice of the Supreme Court of California, and without objection was substituted in the 2009–10 Fourth Extraordinary Session:

OATH

for the Office of Speaker of the California State Assembly

I do solemnly swear that I will support and defend the Constitution of the United States and the Constitution of the State of California against all enemies, foreign and domestic; that I will bear true faith and allegiance to the Constitution of the United States and the Constitution of the State of California; that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties upon which I am about to enter.

ADOPTION OF STANDING RULES

Assembly Member Torrico was granted unanimous consent that the Permanent Standing Rules of the Assembly for the 2009–10 Regular Session and the organization of Standing Committees be adopted in the Fourth Extraordinary Session.

(NOTE: For the text of the Assembly Standing Rules, see Assembly Journal for December 1, 2008 for the Regular Session, page 10; for roll call vote, see page 54.)

MOTION RELATIVE TO ORGANIZATION OF THE ASSEMBLY

Assembly Member Torrico moved that the provisions of House Resolution No. 3 in the 2009–10 Regular Session relative to the payment of Members and distribution of Weekly Histories be substituted in the 2009–10 Fourth Extraordinary Session.

(NOTE: For the text and roll call vote of House Resolution No. 3, see Assembly Journal for December 1, 2008 for the Regular Session, page 56.)

Assembly Member Krekorian seconded the motion.

Without objection, the motion carried.

ELECTION OF OFFICERS OF THE ASSEMBLY

Assembly Member Torrico moved that the non-member officers in the 2009–10 Regular Session be deemed the non-member officers in the Fourth Extraordinary Session (Chief Clerk, Chief Sergeant-at-Arms, Chaplain, and Alternate Chaplain) and that their respective oaths in the Regular Session be substituted in the Fourth Extraordinary Session.

(NOTE: For the roll call election and oaths of office for the non-member officers for the 2009–10 Regular Session, see Assembly Journal for December 1, 2008 for the Regular Session, page 55.)

Assembly Member Krekorian seconded the motion.

Without objection, the motion carried.

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

July 2, 2009

E. Dotson Wilson

*Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: This is to advise you that I have appointed the following Democratic Leadership for the 2009–10 Fourth Extraordinary Session:

| | |
|---------------------------------|----------------------|
| Speaker pro Tempore | Hon. Lori Saldaña |
| Assistant Speaker pro Tempore | Hon. Isadore Hall |
| Majority Floor Leader | Hon. Alberto Torrico |
| Assistant Majority Floor Leader | Hon. Paul Krekorian |
| Majority Whip | Hon. Fiona Ma |
| Assistant Majority Whip | Hon. Marty Block |
| Rules Committee Chair | Hon. Ted Lieu |

Sincerely,

KAREN BASS
Speaker of the Assembly

July 2, 2009

E. Dotson Wilson

*Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: This is to advise you that I have made the following changes to the Assembly Rules Committee for the 2009–10 Fourth Extraordinary Session:

Assemblymember Ted Lieu, Chair
Assemblymember Ted Gaines, Vice Chair
Assemblymember Anthony Adams
Assemblymember Tom Ammiano
Assemblymember Mike Duvall
Assemblymember Isadore Hall
Assemblymember Tony Mendoza
Assemblymember Jim Silva
Assemblymember Sandré Swanson
Assemblymember Tom Torlakson
Assemblymember Mariko Yamada
Assemblymember Mike Davis, Democratic Alternate
Assemblymember Jim Nielsen, Republican Alternate

Sincerely,

KAREN BASS
Speaker of the Assembly

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 1—Evans. An act relating to the Budget Act of 2009.
ASSEMBLY BILL NO. 2—Evans. An act relating to the Budget Act of 2009.
ASSEMBLY BILL NO. 3—Evans. An act relating to the Budget Act of 2009.
ASSEMBLY BILL NO. 4—Evans. An act relating to the Budget Act of 2009.
ASSEMBLY BILL NO. 5—Evans. An act relating to the Budget Act of 2009.
ASSEMBLY BILL NO. 6—Evans. An act relating to the Budget Act of 2009.
ASSEMBLY BILL NO. 7—Evans. An act relating to the Budget Act of 2009.
ASSEMBLY BILL NO. 8—Evans. An act relating to the Budget Act of 2009.
ASSEMBLY BILL NO. 9—Evans. An act relating to the Budget Act of 2009.
ASSEMBLY BILL NO. 10—Evans. An act relating to the Budget Act of 2009.
ASSEMBLY BILL NO. 11—Evans. An act relating to the Budget Act of 2009.
ASSEMBLY BILL NO. 12—Evans. An act relating to the Budget Act of 2009.
ASSEMBLY BILL NO. 13—Evans. An act relating to the Budget Act of 2009.
ASSEMBLY BILL NO. 14—Evans. An act relating to the Budget Act of 2009.
ASSEMBLY BILL NO. 15—Evans. An act relating to the Budget Act of 2009.
ASSEMBLY BILL NO. 16—Evans. An act relating to the Budget Act of 2009.
ASSEMBLY BILL NO. 17—Evans. An act relating to the Budget Act of 2009.
ASSEMBLY BILL NO. 18—Evans. An act relating to the Budget Act of 2009.
ASSEMBLY BILL NO. 19—Evans. An act relating to the Budget Act of 2009.
ASSEMBLY BILL NO. 20—Evans. An act relating to the Budget Act of 2009.
ASSEMBLY BILL NO. 21—Evans. An act relating to the Budget Act of 2009.
ASSEMBLY BILL NO. 22—Evans. An act relating to the Budget Act of 2009.
ASSEMBLY BILL NO. 23—Evans. An act relating to the Budget Act of 2009.
ASSEMBLY BILL NO. 24—Evans. An act relating to the Budget Act of 2009.
ASSEMBLY BILL NO. 25—Evans. An act relating to the Budget Act of 2009.
ASSEMBLY BILL NO. 26—Evans. An act relating to the Budget Act of 2009.
ASSEMBLY BILL NO. 27—Evans. An act relating to the Budget Act of 2009.
ASSEMBLY BILL NO. 28—Evans. An act relating to the Budget Act of 2009.
ASSEMBLY BILL NO. 29—Evans. An act relating to the Budget Act of 2009.
ASSEMBLY BILL NO. 30—Evans. An act relating to the Budget Act of 2009.

ADJOURNMENT

At 10:22 a.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 FOURTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Monday, July 6, 2009

SECOND SESSION DAY

FIFTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, July 6, 2009

The Assembly met at 12:55 p.m.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly,
presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The roll was called, and the following answered to their names—78:

| | | | |
|-----------------|----------|-------------|------------------|
| Adams | De León | Hernandez | Pérez, V. Manuel |
| Ammiano | DeVore | Hill | Portantino |
| Arambula | Duvall | Huber | Ruskin |
| Beall | Emmerson | Huffman | Salas |
| Berryhill, Bill | Eng | Jeffries | Saldaña |
| Berryhill, Tom | Evans | Jones | Silva |
| Blakeslee | Feuer | Knight | Skinner |
| Block | Fletcher | Krekorian | Smyth |
| Blumenfield | Fong | Lieu | Solorio |
| Brownley | Fuentes | Logue | Strickland |
| Buchanan | Fuller | Lowenthal | Swanson |
| Caballero | Furutani | Ma | Torlakson |
| Calderon | Gaines | Mendoza | Torres |
| Carter | Galgiani | Miller | Torrico |
| Chesbro | Garrick | Monning | Tran |
| Conway | Gilmore | Nava | Villines |
| Cook | Hagman | Nestande | Yamada |
| Coto | Hall | Niello | Mme. Speaker |
| Davis | Harkey | Nielsen | |
| De La Torre | Hayashi | Pérez, John | |

Quorum present.

PRAYER

Upon invitation of Speaker pro Tempore Saldaña, the following prayer was offered by Assembly Chaplain Father Constantine C. Pappademos:

Lord, You have told us to love one another. Love is a fruit of the spirit that is in season at all times and within reach of every hand. Anyone may gather it and no limit is set. Lord, show us how to reach this love through quiet meditation, the spirit of prayer and sacrifice, and by an intense inner life.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Saldaña, Assembly Member Gilmore 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 Torrico, seconded by Assembly Member Davis.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Member was granted leave of absence for the day:

On legislative business: Assembly Member Anderson.

(NOTE: For explanation of absence of Assembly Member Anderson on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND THE RULES

Assembly Member Krekorian requested unanimous consent to place Assembly Bills Nos. 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, and 30 on the second reading file for purpose of reading the bills a second time without reference to file and ordering the bills to the third reading file.

Assembly Member Nielsen withheld unanimous consent.

Motion to Suspend the Rules

Assembly Member Krekorian moved to place Assembly Bills Nos. 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, and 30 on the second reading file for purpose of reading the bills a second time without reference to file and ordering the bills to the third reading file.

Assembly Member Torrico seconded the motion.

Rules suspended by the following vote:

AYES—48

| | | | |
|-------------|-----------|-----------|--------------|
| Ammiano | Davis | Hill | Pérez, V.M. |
| Arambula | De León | Huber | Portantino |
| Beall | Eng | Huffman | Ruskin |
| Block | Evans | Jones | Salas |
| Blumenfield | Feuer | Krekorian | Saldaña |
| Brownley | Fong | Lieu | Skinner |
| Buchanan | Fuentes | Lowenthal | Solorio |
| Caballero | Furutani | Ma | Torlakson |
| Calderon | Galgiani | Mendoza | Torres |
| Carter | Hall | Monning | Torrico |
| Chesbro | Hayashi | Nava | Yamada |
| Coto | Hernandez | Pérez, J. | Mme. Speaker |

NOES—3

| | | |
|----------|------------|----------|
| Nestande | Strickland | Villines |
|----------|------------|----------|

Second Reading of Assembly Bills Without Reference to File

Pursuant to the motion by Assembly Member Krekorian and a roll call vote, the following bills were read a second time:

ASSEMBLY BILL NO. 1—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 3—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 4—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 5—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 6—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 7—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 8—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 9—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 10—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 11—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 12—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 13—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 14—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 15—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 16—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 17—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 18—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 19—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 20—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 21—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 22—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 23—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 24—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 25—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 26—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 27—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 28—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 29—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 30—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

MESSAGES FROM THE SENATE

Senate Chamber, July 6, 2009

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

Senate Concurrent Resolution No. 1

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

FIRST READING OF SENATE BILLS

The following resolution was read:

SENATE CONCURRENT RESOLUTION NO. 1—Relative to the Joint Rules for the 2009–10 Fourth Extraordinary Session.

VOTE ADDS

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

Krekorian Motion to Suspend the Rules: Caballero and Hayashi—Aye; Nestande and Strickland—No.

ADJOURNMENT

At 12:57 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 FOURTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, July 7, 2009

THIRD SESSION DAY

SIXTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, July 7, 2009

The Assembly met at 7 a.m.

Hon. Paul Cook, Assembly Member, 65th District, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The following were placed upon the morning roll call—79:

| | | | |
|-----------------|-------------|-----------|------------------|
| Adams | De La Torre | Hayashi | Pérez, John |
| Ammiano | De León | Hernandez | Pérez, V. Manuel |
| Anderson | DeVore | Hill | Portantino |
| Arambula | Duvall | Huber | Ruskin |
| Beall | Emmerson | Huffman | Salas |
| Berryhill, Bill | Eng | Jeffries | Saldaña |
| Berryhill, Tom | Evans | Jones | Silva |
| Blakeslee | Feuer | Knight | Skinner |
| Block | Fletcher | Krekorian | Smyth |
| Blumenfield | Fong | Lieu | Solorio |
| Brownley | Fuentes | Logue | Strickland |
| Buchanan | Fuller | Lowenthal | Swanson |
| Caballero | Furutani | Ma | Torlakson |
| Calderon | Gaines | Mendoza | Torres |
| Carter | Galgiani | Miller | Torrico |
| Chesbro | Garrick | Monning | Tran |
| Conway | Gilmore | Nava | Villines |
| Cook | Hagman | Nestande | Yamada |
| Coto | Hall | Niello | Mme. Speaker |
| Davis | Harkey | Nielsen | |

Quorum present.

At 1:47 p.m., Hon. John A. Pérez, 46th District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 7, 2009

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

Assembly Bill No. 1
 Assembly Bill No. 2
 Assembly Bill No. 3
 Assembly Bill No. 4
 Assembly Bill No. 5
 Assembly Bill No. 6
 Assembly Bill No. 7
 Assembly Bill No. 8

Assembly Bill No. 9
 Assembly Bill No. 10
 Assembly Bill No. 11
 Assembly Bill No. 12
 Assembly Bill No. 13
 Assembly Bill No. 14
 Assembly Bill No. 15

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading file.

Assembly Chamber, July 7, 2009

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

Assembly Bill No. 16
 Assembly Bill No. 17
 Assembly Bill No. 18
 Assembly Bill No. 19
 Assembly Bill No. 20
 Assembly Bill No. 21
 Assembly Bill No. 22
 Assembly Bill No. 23

Assembly Bill No. 24
 Assembly Bill No. 25
 Assembly Bill No. 26
 Assembly Bill No. 27
 Assembly Bill No. 28
 Assembly Bill No. 29
 Assembly Bill No. 30

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading file.

COMMUNICATIONS

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

July 2, 2009

*E. Dotson Wilson, Chief Clerk
 California State Assembly
 State Capitol, Room 3196
 Sacramento, California*

Dear Mr. Wilson: This letter is to notify you of the following Minority
 Leadership Team for the 2009/2010 Fourth Extraordinary Session:

Assemblyman Sam Blakeslee
 Assemblyman Nathan Fletcher
 Assemblyman Martin Garrick
 Assemblyman Cameron Smyth

Minority Leader
 Assistant Minority Leader
 Assistant Minority Leader
 2nd Ranking Minority
 Leader and Caucus Chair
 Minority Caucus Floor
 Leader
 Deputy Floor Manager

Assemblyman Ted Gaines

Assemblyman Mike Duvall

Assemblyman Curt Hagman
Assemblyman Jim Nielsen

Assemblywoman Diane Harkey
Assemblywoman Jean Fuller
Assemblywoman Audra Strickland
Assemblyman Bill Berryhill

Assemblywoman Connie Conway
Assemblyman Brian Nestande
Assemblyman Steve Knight
Assemblyman Tom Berryhill

Deputy Floor Manager
Budget and
Fiscal Accountability
Solvency Strategies
Caucus Best Practices
Caucus Coalition Building
Member Services
Coordination
Minority Whip
Minority Whip
Minority Whip
Minority Whip

If you have any questions regarding this letter, please contact Christine Robertson at 319-2033. It is an honor working with you in the California State Assembly.

Sincerely,

SAM BLAKESLEE
Assembly Minority Leader

ADJOURNMENT

At 3:30 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 FOURTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, July 9, 2009

FOURTH SESSION DAY

EIGHTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, July 9, 2009

The Assembly met at 11:03 a.m.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly,
presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The roll was called, and the following answered to their names—77:

| | | | |
|-----------------|----------|------------------|--------------|
| Adams | De León | Hernandez | Portantino |
| Ammiano | DeVore | Hill | Ruskin |
| Anderson | Duvall | Huber | Salas |
| Arambula | Emmerson | Huffman | Saldaña |
| Beall | Eng | Jeffries | Silva |
| Berryhill, Bill | Evans | Jones | Skinner |
| Berryhill, Tom | Feuer | Knight | Smyth |
| Blakeslee | Fletcher | Lieu | Solorio |
| Block | Fong | Logue | Strickland |
| Blumenfield | Fuentes | Lowenthal | Swanson |
| Brownley | Fuller | Ma | Torlakson |
| Buchanan | Furutani | Mendoza | Torres |
| Caballero | Gaines | Miller | Torrico |
| Carter | Galgiani | Monning | Tran |
| Chesbro | Garrick | Nava | Villines |
| Conway | Gilmore | Nestande | Yamada |
| Cook | Hagman | Niello | Mme. Speaker |
| Coto | Hall | Nielsen | |
| Davis | Harkey | Pérez, John | |
| De La Torre | Hayashi | Pérez, V. Manuel | |

Quorum present.

PRAYER

Upon invitation of Assistant Speaker pro Tempore Hall, the following prayer was offered by Assembly Alternate Chaplain Pastor Ivan L. Williams, Sr.:

Our Father in Heaven, These servant leaders have come to these halls one more day to address the daunting issues that glaringly confront us here in California.

Give them all the Godly wisdom to seek solutions and not just the bogged down recognition of problems.

Guide them to be about service and not selfishness.

And I do ask that you would bless them to rise above the lowered expectations and give them fresh visions of completion.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Assistant Speaker pro Tempore Hall, Assembly Member Skinner 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 Torrico, seconded by Assembly Member Blakeslee.

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 Members Calderon and Krekorian.

(NOTE: For explanations of absence of Assembly Members Calderon and Krekorian on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Evans was granted unanimous consent to substitute the roll call vote taken on Assembly Bill No. 1 on subsequent Assembly Bills Nos. 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, and 30, after each measure is read, in the absence of objection.

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

ASSEMBLY BILL NO. 1 (Evans)—An act relating to the Budget Act of 2009.

Bill read third time, and passed by the following vote:

AYES—47

| | | | |
|-------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Hill | Ruskin |
| Arambula | De León | Huber | Salas |
| Beall | Eng | Huffman | Saldaña |
| Block | Evans | Lieu | Skinner |
| Blumenfield | Feuer | Lowenthal | Solorio |
| Brownley | Fong | Ma | Swanson |
| Buchanan | Fuentes | Mendoza | Torlakson |
| Caballero | Furutani | Monning | Torres |
| Carter | Galgiani | Nava | Torrico |
| Chesbro | Hall | Pérez, J. | Yamada |
| Coto | Hayashi | Pérez, V.M. | Mme. Speaker |
| Davis | Hernandez | Portantino | |

NOES—2

Anderson Strickland

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2 (Evans)—An act relating to the Budget Act of 2009.

Bill read third time, and passed by the following substitute vote:

AYES—47

| | | | |
|-------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Hill | Ruskin |
| Arambula | De León | Huber | Salas |
| Beall | Eng | Huffman | Saldaña |
| Block | Evans | Lieu | Skinner |
| Blumenfield | Feuer | Lowenthal | Solorio |
| Brownley | Fong | Ma | Swanson |
| Buchanan | Fuentes | Mendoza | Torlakson |
| Caballero | Furutani | Monning | Torres |
| Carter | Galgiani | Nava | Torrico |
| Chesbro | Hall | Pérez, J. | Yamada |
| Coto | Hayashi | Pérez, V.M. | Mme. Speaker |
| Davis | Hernandez | Portantino | |

NOES—2

Anderson Strickland

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 3 (Evans)—An act relating to the Budget Act of 2009.

Bill read third time, and passed by the following substitute vote:

AYES—47

| | | | |
|-------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Hill | Ruskin |
| Arambula | De León | Huber | Salas |
| Beall | Eng | Huffman | Saldaña |
| Block | Evans | Lieu | Skinner |
| Blumenfield | Feuer | Lowenthal | Solorio |
| Brownley | Fong | Ma | Swanson |
| Buchanan | Fuentes | Mendoza | Torlakson |
| Caballero | Furutani | Monning | Torres |
| Carter | Galgiani | Nava | Torrico |
| Chesbro | Hall | Pérez, J. | Yamada |
| Coto | Hayashi | Pérez, V.M. | Mme. Speaker |
| Davis | Hernandez | Portantino | |

NOES—2

Anderson Strickland

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 4 (Evans)—An act relating to the Budget Act of 2009.

Bill read third time, and passed by the following substitute vote:

AYES—47

| | | | |
|-------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Hill | Ruskin |
| Arambula | De León | Huber | Salas |
| Beall | Eng | Huffman | Saldaña |
| Block | Evans | Lieu | Skinner |
| Blumenfield | Feuer | Lowenthal | Solorio |
| Brownley | Fong | Ma | Swanson |
| Buchanan | Fuentes | Mendoza | Torlakson |
| Caballero | Furutani | Monning | Torres |
| Carter | Galgiani | Nava | Torrico |
| Chesbro | Hall | Pérez, J. | Yamada |
| Coto | Hayashi | Pérez, V.M. | Mme. Speaker |
| Davis | Hernandez | Portantino | |

NOES—2

Anderson Strickland

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 5 (Evans)—An act relating to the Budget Act of 2009.

Bill read third time, and passed by the following substitute vote:

AYES—47

| | | | |
|-------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Hill | Ruskin |
| Arambula | De León | Huber | Salas |
| Beall | Eng | Huffman | Saldaña |
| Block | Evans | Lieu | Skinner |
| Blumenfield | Feuer | Lowenthal | Solorio |
| Brownley | Fong | Ma | Swanson |
| Buchanan | Fuentes | Mendoza | Torlakson |
| Caballero | Furutani | Monning | Torres |
| Carter | Galgiani | Nava | Torrico |
| Chesbro | Hall | Pérez, J. | Yamada |
| Coto | Hayashi | Pérez, V.M. | Mme. Speaker |
| Davis | Hernandez | Portantino | |

NOES—2

Anderson Strickland

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 6 (Evans)—An act relating to the Budget Act of 2009.

Bill read third time, and passed by the following substitute vote:

AYES—47

| | | | |
|-------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Hill | Ruskin |
| Arambula | De León | Huber | Salas |
| Beall | Eng | Huffman | Saldaña |
| Block | Evans | Lieu | Skinner |
| Blumenfield | Feuer | Lowenthal | Solorio |
| Brownley | Fong | Ma | Swanson |
| Buchanan | Fuentes | Mendoza | Torlakson |
| Caballero | Furutani | Monning | Torres |
| Carter | Galgiani | Nava | Torrico |
| Chesbro | Hall | Pérez, J. | Yamada |
| Coto | Hayashi | Pérez, V.M. | Mme. Speaker |
| Davis | Hernandez | Portantino | |

NOES—2

Anderson Strickland

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 7 (Evans)—An act relating to the Budget Act of 2009.

Bill read third time, and passed by the following substitute vote:

AYES—47

| | | | |
|-------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Hill | Ruskin |
| Arambula | De León | Huber | Salas |
| Beall | Eng | Huffman | Saldaña |
| Block | Evans | Lieu | Skinner |
| Blumenfield | Feuer | Lowenthal | Solorio |
| Brownley | Fong | Ma | Swanson |
| Buchanan | Fuentes | Mendoza | Torlakson |
| Caballero | Furutani | Monning | Torres |
| Carter | Galgiani | Nava | Torrico |
| Chesbro | Hall | Pérez, J. | Yamada |
| Coto | Hayashi | Pérez, V.M. | Mme. Speaker |
| Davis | Hernandez | Portantino | |

NOES—2

Anderson Strickland

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 8 (Evans)—An act relating to the Budget Act of 2009.

Bill read third time, and passed by the following substitute vote:

AYES—47

| | | | |
|-------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Hill | Ruskin |
| Arambula | De León | Huber | Salas |
| Beall | Eng | Huffman | Saldaña |
| Block | Evans | Lieu | Skinner |
| Blumenfield | Feuer | Lowenthal | Solorio |
| Brownley | Fong | Ma | Swanson |
| Buchanan | Fuentes | Mendoza | Torlakson |
| Caballero | Furutani | Monning | Torres |
| Carter | Galgiani | Nava | Torrico |
| Chesbro | Hall | Pérez, J. | Yamada |
| Coto | Hayashi | Pérez, V.M. | Mme. Speaker |
| Davis | Hernandez | Portantino | |

NOES—2

Anderson Strickland

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 9 (Evans)—An act relating to the Budget Act of 2009.
 Bill read third time, and passed by the following substitute vote:

AYES—47

| | | | |
|-------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Hill | Ruskin |
| Arambula | De León | Huber | Salas |
| Beall | Eng | Huffman | Saldaña |
| Block | Evans | Lieu | Skinner |
| Blumenfield | Feuer | Lowenthal | Solorio |
| Brownley | Fong | Ma | Swanson |
| Buchanan | Fuentes | Mendoza | Torlakson |
| Caballero | Furutani | Monning | Torres |
| Carter | Galgiani | Nava | Torrico |
| Chesbro | Hall | Pérez, J. | Yamada |
| Coto | Hayashi | Pérez, V.M. | Mme. Speaker |
| Davis | Hernandez | Portantino | |

NOES—2

Anderson Strickland

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 10 (Evans)—An act relating to the Budget Act of 2009.
 Bill read third time, and passed by the following substitute vote:

AYES—47

| | | | |
|-------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Hill | Ruskin |
| Arambula | De León | Huber | Salas |
| Beall | Eng | Huffman | Saldaña |
| Block | Evans | Lieu | Skinner |
| Blumenfield | Feuer | Lowenthal | Solorio |
| Brownley | Fong | Ma | Swanson |
| Buchanan | Fuentes | Mendoza | Torlakson |
| Caballero | Furutani | Monning | Torres |
| Carter | Galgiani | Nava | Torrico |
| Chesbro | Hall | Pérez, J. | Yamada |
| Coto | Hayashi | Pérez, V.M. | Mme. Speaker |
| Davis | Hernandez | Portantino | |

NOES—2

Anderson Strickland

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 11 (Evans)—An act relating to the Budget Act of 2009.
 Bill read third time, and passed by the following substitute vote:

AYES—47

| | | | |
|-------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Hill | Ruskin |
| Arambula | De León | Huber | Salas |
| Beall | Eng | Huffman | Saldaña |
| Block | Evans | Lieu | Skinner |
| Blumenfield | Feuer | Lowenthal | Solorio |
| Brownley | Fong | Ma | Swanson |
| Buchanan | Fuentes | Mendoza | Torlakson |
| Caballero | Furutani | Monning | Torres |
| Carter | Galgiani | Nava | Torrico |
| Chesbro | Hall | Pérez, J. | Yamada |
| Coto | Hayashi | Pérez, V.M. | Mme. Speaker |
| Davis | Hernandez | Portantino | |

NOES—2

Anderson Strickland

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 12 (Evans)—An act relating to the Budget Act of 2009.

Bill read third time, and passed by the following substitute vote:

AYES—47

| | | | |
|-------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Hill | Ruskin |
| Arambula | De León | Huber | Salas |
| Beall | Eng | Huffman | Saldaña |
| Block | Evans | Lieu | Skinner |
| Blumenfield | Feuer | Lowenthal | Solorio |
| Brownley | Fong | Ma | Swanson |
| Buchanan | Fuentes | Mendoza | Torlakson |
| Caballero | Furutani | Monning | Torres |
| Carter | Galgiani | Nava | Torrico |
| Chesbro | Hall | Pérez, J. | Yamada |
| Coto | Hayashi | Pérez, V.M. | Mme. Speaker |
| Davis | Hernandez | Portantino | |

NOES—2

Anderson Strickland

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 13 (Evans)—An act relating to the Budget Act of 2009.

Bill read third time, and passed by the following substitute vote:

AYES—47

| | | | |
|-------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Hill | Ruskin |
| Arambula | De León | Huber | Salas |
| Beall | Eng | Huffman | Saldaña |
| Block | Evans | Lieu | Skinner |
| Blumenfield | Feuer | Lowenthal | Solorio |
| Brownley | Fong | Ma | Swanson |
| Buchanan | Fuentes | Mendoza | Torlakson |
| Caballero | Furutani | Monning | Torres |
| Carter | Galgiani | Nava | Torrico |
| Chesbro | Hall | Pérez, J. | Yamada |
| Coto | Hayashi | Pérez, V.M. | Mme. Speaker |
| Davis | Hernandez | Portantino | |

NOES—2

Anderson Strickland

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 14 (Evans)—An act relating to the Budget Act of 2009.

Bill read third time, and passed by the following substitute vote:

AYES—47

| | | | |
|-------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Hill | Ruskin |
| Arambula | De León | Huber | Salas |
| Beall | Eng | Huffman | Saldaña |
| Block | Evans | Lieu | Skinner |
| Blumenfield | Feuer | Lowenthal | Solorio |
| Brownley | Fong | Ma | Swanson |
| Buchanan | Fuentes | Mendoza | Torlakson |
| Caballero | Furutani | Monning | Torres |
| Carter | Galgiani | Nava | Torrico |
| Chesbro | Hall | Pérez, J. | Yamada |
| Coto | Hayashi | Pérez, V.M. | Mme. Speaker |
| Davis | Hernandez | Portantino | |

NOES—2

Anderson Strickland

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 15 (Evans)—An act relating to the Budget Act of 2009.

Bill read third time, and passed by the following substitute vote:

AYES—47

| | | | |
|-------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Hill | Ruskin |
| Arambula | De León | Huber | Salas |
| Beall | Eng | Huffman | Saldaña |
| Block | Evans | Lieu | Skinner |
| Blumenfield | Feuer | Lowenthal | Solorio |
| Brownley | Fong | Ma | Swanson |
| Buchanan | Fuentes | Mendoza | Torlakson |
| Caballero | Furutani | Monning | Torres |
| Carter | Galgiani | Nava | Torrico |
| Chesbro | Hall | Pérez, J. | Yamada |
| Coto | Hayashi | Pérez, V.M. | Mme. Speaker |
| Davis | Hernandez | Portantino | |

NOES—2

Anderson Strickland

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 16 (Evans)—An act relating to the Budget Act of 2009.

Bill read third time, and passed by the following substitute vote:

AYES—47

| | | | |
|-------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Hill | Ruskin |
| Arambula | De León | Huber | Salas |
| Beall | Eng | Huffman | Saldaña |
| Block | Evans | Lieu | Skinner |
| Blumenfield | Feuer | Lowenthal | Solorio |
| Brownley | Fong | Ma | Swanson |
| Buchanan | Fuentes | Mendoza | Torlakson |
| Caballero | Furutani | Monning | Torres |
| Carter | Galgiani | Nava | Torrico |
| Chesbro | Hall | Pérez, J. | Yamada |
| Coto | Hayashi | Pérez, V.M. | Mme. Speaker |
| Davis | Hernandez | Portantino | |

NOES—2

Anderson Strickland

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 17 (Evans)—An act relating to the Budget Act of 2009.

Bill read third time, and passed by the following substitute vote:

AYES—47

| | | | |
|-------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Hill | Ruskin |
| Arambula | De León | Huber | Salas |
| Beall | Eng | Huffman | Saldaña |
| Block | Evans | Lieu | Skinner |
| Blumenfield | Feuer | Lowenthal | Solorio |
| Brownley | Fong | Ma | Swanson |
| Buchanan | Fuentes | Mendoza | Torlakson |
| Caballero | Furutani | Monning | Torres |
| Carter | Galgiani | Nava | Torrico |
| Chesbro | Hall | Pérez, J. | Yamada |
| Coto | Hayashi | Pérez, V.M. | Mme. Speaker |
| Davis | Hernandez | Portantino | |

NOES—2

Anderson Strickland

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 18 (Evans)—An act relating to the Budget Act of 2009.
 Bill read third time, and passed by the following substitute vote:

AYES—47

| | | | |
|-------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Hill | Ruskin |
| Arambula | De León | Huber | Salas |
| Beall | Eng | Huffman | Saldaña |
| Block | Evans | Lieu | Skinner |
| Blumenfield | Feuer | Lowenthal | Solorio |
| Brownley | Fong | Ma | Swanson |
| Buchanan | Fuentes | Mendoza | Torlakson |
| Caballero | Furutani | Monning | Torres |
| Carter | Galgiani | Nava | Torrico |
| Chesbro | Hall | Pérez, J. | Yamada |
| Coto | Hayashi | Pérez, V.M. | Mme. Speaker |
| Davis | Hernandez | Portantino | |

NOES—2

Anderson Strickland

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 19 (Evans)—An act relating to the Budget Act of 2009.
 Bill read third time, and passed by the following substitute vote:

AYES—47

| | | | |
|-------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Hill | Ruskin |
| Arambula | De León | Huber | Salas |
| Beall | Eng | Huffman | Saldaña |
| Block | Evans | Lieu | Skinner |
| Blumenfield | Feuer | Lowenthal | Solorio |
| Brownley | Fong | Ma | Swanson |
| Buchanan | Fuentes | Mendoza | Torlakson |
| Caballero | Furutani | Monning | Torres |
| Carter | Galgiani | Nava | Torrico |
| Chesbro | Hall | Pérez, J. | Yamada |
| Coto | Hayashi | Pérez, V.M. | Mme. Speaker |
| Davis | Hernandez | Portantino | |

NOES—2

Anderson Strickland

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 20 (Evans)—An act relating to the Budget Act of 2009.
 Bill read third time, and passed by the following substitute vote:

AYES—47

| | | | |
|-------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Hill | Ruskin |
| Arambula | De León | Huber | Salas |
| Beall | Eng | Huffman | Saldaña |
| Block | Evans | Lieu | Skinner |
| Blumenfield | Feuer | Lowenthal | Solorio |
| Brownley | Fong | Ma | Swanson |
| Buchanan | Fuentes | Mendoza | Torlakson |
| Caballero | Furutani | Monning | Torres |
| Carter | Galgiani | Nava | Torrico |
| Chesbro | Hall | Pérez, J. | Yamada |
| Coto | Hayashi | Pérez, V.M. | Mme. Speaker |
| Davis | Hernandez | Portantino | |

NOES—2

Anderson Strickland

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 21 (Evans)—An act relating to the Budget Act of 2009.

Bill read third time, and passed by the following substitute vote:

AYES—47

| | | | |
|-------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Hill | Ruskin |
| Arambula | De León | Huber | Salas |
| Beall | Eng | Huffman | Saldaña |
| Block | Evans | Lieu | Skinner |
| Blumenfield | Feuer | Lowenthal | Solorio |
| Brownley | Fong | Ma | Swanson |
| Buchanan | Fuentes | Mendoza | Torlakson |
| Caballero | Furutani | Monning | Torres |
| Carter | Galgiani | Nava | Torrico |
| Chesbro | Hall | Pérez, J. | Yamada |
| Coto | Hayashi | Pérez, V.M. | Mme. Speaker |
| Davis | Hernandez | Portantino | |

NOES—2

Anderson Strickland

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 22 (Evans)—An act relating to the Budget Act of 2009.

Bill read third time, and passed by the following substitute vote:

AYES—47

| | | | |
|-------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Hill | Ruskin |
| Arambula | De León | Huber | Salas |
| Beall | Eng | Huffman | Saldaña |
| Block | Evans | Lieu | Skinner |
| Blumenfield | Feuer | Lowenthal | Solorio |
| Brownley | Fong | Ma | Swanson |
| Buchanan | Fuentes | Mendoza | Torlakson |
| Caballero | Furutani | Monning | Torres |
| Carter | Galgiani | Nava | Torrico |
| Chesbro | Hall | Pérez, J. | Yamada |
| Coto | Hayashi | Pérez, V.M. | Mme. Speaker |
| Davis | Hernandez | Portantino | |

NOES—2

Anderson Strickland

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 23 (Evans)—An act relating to the Budget Act of 2009.

Bill read third time, and passed by the following substitute vote:

AYES—47

| | | | |
|-------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Hill | Ruskin |
| Arambula | De León | Huber | Salas |
| Beall | Eng | Huffman | Saldaña |
| Block | Evans | Lieu | Skinner |
| Blumenfield | Feuer | Lowenthal | Solorio |
| Brownley | Fong | Ma | Swanson |
| Buchanan | Fuentes | Mendoza | Torlakson |
| Caballero | Furutani | Monning | Torres |
| Carter | Galgiani | Nava | Torrico |
| Chesbro | Hall | Pérez, J. | Yamada |
| Coto | Hayashi | Pérez, V.M. | Mme. Speaker |
| Davis | Hernandez | Portantino | |

NOES—2

Anderson Strickland

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 24 (Evans)—An act relating to the Budget Act of 2009.

Bill read third time, and passed by the following substitute vote:

AYES—47

| | | | |
|-------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Hill | Ruskin |
| Arambula | De León | Huber | Salas |
| Beall | Eng | Huffman | Saldaña |
| Block | Evans | Lieu | Skinner |
| Blumenfield | Feuer | Lowenthal | Solorio |
| Brownley | Fong | Ma | Swanson |
| Buchanan | Fuentes | Mendoza | Torlakson |
| Caballero | Furutani | Monning | Torres |
| Carter | Galgiani | Nava | Torrico |
| Chesbro | Hall | Pérez, J. | Yamada |
| Coto | Hayashi | Pérez, V.M. | Mme. Speaker |
| Davis | Hernandez | Portantino | |

NOES—2

Anderson Strickland

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 25 (Evans)—An act relating to the Budget Act of 2009.

Bill read third time, and passed by the following substitute vote:

AYES—47

| | | | |
|-------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Hill | Ruskin |
| Arambula | De León | Huber | Salas |
| Beall | Eng | Huffman | Saldaña |
| Block | Evans | Lieu | Skinner |
| Blumenfield | Feuer | Lowenthal | Solorio |
| Brownley | Fong | Ma | Swanson |
| Buchanan | Fuentes | Mendoza | Torlakson |
| Caballero | Furutani | Monning | Torres |
| Carter | Galgiani | Nava | Torrico |
| Chesbro | Hall | Pérez, J. | Yamada |
| Coto | Hayashi | Pérez, V.M. | Mme. Speaker |
| Davis | Hernandez | Portantino | |

NOES—2

Anderson Strickland

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 26 (Evans)—An act relating to the Budget Act of 2009.

Bill read third time, and passed by the following substitute vote:

AYES—47

| | | | |
|-------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Hill | Ruskin |
| Arambula | De León | Huber | Salas |
| Beall | Eng | Huffman | Saldaña |
| Block | Evans | Lieu | Skinner |
| Blumenfield | Feuer | Lowenthal | Solorio |
| Brownley | Fong | Ma | Swanson |
| Buchanan | Fuentes | Mendoza | Torlakson |
| Caballero | Furutani | Monning | Torres |
| Carter | Galgiani | Nava | Torrico |
| Chesbro | Hall | Pérez, J. | Yamada |
| Coto | Hayashi | Pérez, V.M. | Mme. Speaker |
| Davis | Hernandez | Portantino | |

NOES—2

Anderson Strickland

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 27 (Evans)—An act relating to the Budget Act of 2009.

Bill read third time, and passed by the following substitute vote:

AYES—47

| | | | |
|-------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Hill | Ruskin |
| Arambula | De León | Huber | Salas |
| Beall | Eng | Huffman | Saldaña |
| Block | Evans | Lieu | Skinner |
| Blumenfield | Feuer | Lowenthal | Solorio |
| Brownley | Fong | Ma | Swanson |
| Buchanan | Fuentes | Mendoza | Torlakson |
| Caballero | Furutani | Monning | Torres |
| Carter | Galgiani | Nava | Torrico |
| Chesbro | Hall | Pérez, J. | Yamada |
| Coto | Hayashi | Pérez, V.M. | Mme. Speaker |
| Davis | Hernandez | Portantino | |

NOES—2

Anderson Strickland

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 28 (Evans)—An act relating to the Budget Act of 2009.

Bill read third time, and passed by the following substitute vote:

AYES—47

| | | | |
|-------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Hill | Ruskin |
| Arambula | De León | Huber | Salas |
| Beall | Eng | Huffman | Saldaña |
| Block | Evans | Lieu | Skinner |
| Blumenfield | Feuer | Lowenthal | Solorio |
| Brownley | Fong | Ma | Swanson |
| Buchanan | Fuentes | Mendoza | Torlakson |
| Caballero | Furutani | Monning | Torres |
| Carter | Galgiani | Nava | Torrico |
| Chesbro | Hall | Pérez, J. | Yamada |
| Coto | Hayashi | Pérez, V.M. | Mme. Speaker |
| Davis | Hernandez | Portantino | |

NOES—2

Anderson Strickland

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 29 (Evans)—An act relating to the Budget Act of 2009.

Bill read third time, and passed by the following substitute vote:

AYES—47

| | | | |
|-------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Hill | Ruskin |
| Arambula | De León | Huber | Salas |
| Beall | Eng | Huffman | Saldaña |
| Block | Evans | Lieu | Skinner |
| Blumenfield | Feuer | Lowenthal | Solorio |
| Brownley | Fong | Ma | Swanson |
| Buchanan | Fuentes | Mendoza | Torlakson |
| Caballero | Furutani | Monning | Torres |
| Carter | Galgiani | Nava | Torrico |
| Chesbro | Hall | Pérez, J. | Yamada |
| Coto | Hayashi | Pérez, V.M. | Mme. Speaker |
| Davis | Hernandez | Portantino | |

NOES—2

Anderson Strickland

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 30 (Evans)—An act relating to the Budget Act of 2009.
 Bill read third time, and passed by the following substitute vote:

AYES—47

| | | | |
|-------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Hill | Ruskin |
| Arambula | De León | Huber | Salas |
| Beall | Eng | Huffman | Saldaña |
| Block | Evans | Lieu | Skinner |
| Blumenfield | Feuer | Lowenthal | Solorio |
| Brownley | Fong | Ma | Swanson |
| Buchanan | Fuentes | Mendoza | Torlakson |
| Caballero | Furutani | Monning | Torres |
| Carter | Galgiani | Nava | Torrico |
| Chesbro | Hall | Pérez, J. | Yamada |
| Coto | Hayashi | Pérez, V.M. | Mme. Speaker |
| Davis | Hernandez | Portantino | |

NOES—2

Anderson Strickland

Bill ordered transmitted to the Senate.

MESSAGES FROM THE SENATE

Senate Chamber, July 9, 2009

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

| | |
|--------------------|--------------------|
| Senate Bill No. 1 | Senate Bill No. 16 |
| Senate Bill No. 2 | Senate Bill No. 17 |
| Senate Bill No. 3 | Senate Bill No. 18 |
| Senate Bill No. 4 | Senate Bill No. 19 |
| Senate Bill No. 5 | Senate Bill No. 20 |
| Senate Bill No. 6 | Senate Bill No. 21 |
| Senate Bill No. 7 | Senate Bill No. 22 |
| Senate Bill No. 8 | Senate Bill No. 23 |
| Senate Bill No. 9 | Senate Bill No. 24 |
| Senate Bill No. 10 | Senate Bill No. 25 |
| Senate Bill No. 11 | Senate Bill No. 26 |
| Senate Bill No. 12 | Senate Bill No. 27 |
| Senate Bill No. 13 | Senate Bill No. 28 |
| Senate Bill No. 14 | Senate Bill No. 29 |
| Senate Bill No. 15 | Senate Bill No. 30 |

GREGORY P. SCHMIDT, Secretary of the Senate
 By David Valverde, Assistant Secretary

FIRST READING OF SENATE BILLS

The following bills were read the first time:

SENATE BILL NO. 1—An act relating to the Budget Act of 2009.
SENATE BILL NO. 2—An act relating to the Budget Act of 2009.
SENATE BILL NO. 3—An act relating to the Budget Act of 2009.
SENATE BILL NO. 4—An act relating to the Budget Act of 2009.
SENATE BILL NO. 5—An act relating to the Budget Act of 2009.
SENATE BILL NO. 6—An act relating to the Budget Act of 2009.
SENATE BILL NO. 7—An act relating to the Budget Act of 2009.
SENATE BILL NO. 8—An act relating to the Budget Act of 2009.
SENATE BILL NO. 9—An act relating to the Budget Act of 2009.
SENATE BILL NO. 10—An act relating to the Budget Act of 2009.
SENATE BILL NO. 11—An act relating to the Budget Act of 2009.
SENATE BILL NO. 12—An act relating to the Budget Act of 2009.
SENATE BILL NO. 13—An act relating to the Budget Act of 2009.
SENATE BILL NO. 14—An act relating to the Budget Act of 2009.
SENATE BILL NO. 15—An act relating to the Budget Act of 2009.
SENATE BILL NO. 16—An act relating to the Budget Act of 2009.

SENATE BILL NO. 17—An act relating to the Budget Act of 2009.
SENATE BILL NO. 18—An act relating to the Budget Act of 2009.
SENATE BILL NO. 19—An act relating to the Budget Act of 2009.
SENATE BILL NO. 20—An act relating to the Budget Act of 2009.
SENATE BILL NO. 21—An act relating to the Budget Act of 2009.
SENATE BILL NO. 22—An act relating to the Budget Act of 2009.
SENATE BILL NO. 23—An act relating to the Budget Act of 2009.
SENATE BILL NO. 24—An act relating to the Budget Act of 2009.
SENATE BILL NO. 25—An act relating to the Budget Act of 2009.
SENATE BILL NO. 26—An act relating to the Budget Act of 2009.
SENATE BILL NO. 27—An act relating to the Budget Act of 2009.
SENATE BILL NO. 28—An act relating to the Budget Act of 2009.
SENATE BILL NO. 29—An act relating to the Budget Act of 2009.
SENATE BILL NO. 30—An act relating to the Budget Act of 2009.

VOTE ADDS

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

Assembly Bill No. 1: Coto, Hayashi, and Torres—Aye; Anderson and Strickland—No.

Assembly Bill No. 2: Coto, Hayashi, and Torres—Aye; Anderson and Strickland—No.

Assembly Bill No. 3: Coto, Hayashi, and Torres—Aye; Anderson and Strickland—No.

Assembly Bill No. 4: Coto, Hayashi, and Torres—Aye; Anderson and Strickland—No.

Assembly Bill No. 5: Coto, Hayashi, and Torres—Aye; Anderson and Strickland—No.

Assembly Bill No. 6: Coto, Hayashi, and Torres—Aye; Anderson and Strickland—No.

Assembly Bill No. 7: Coto, Hayashi, and Torres—Aye; Anderson and Strickland—No.

Assembly Bill No. 8: Coto, Hayashi, and Torres—Aye; Anderson and Strickland—No.

Assembly Bill No. 9: Coto, Hayashi, and Torres—Aye; Anderson and Strickland—No.

Assembly Bill No. 10: Coto, Hayashi, and Torres—Aye; Anderson and Strickland—No.

Assembly Bill No. 11: Coto, Hayashi, and Torres—Aye; Anderson and Strickland—No.

Assembly Bill No. 12: Coto, Hayashi, and Torres—Aye; Anderson and Strickland—No.

Assembly Bill No. 13: Coto, Hayashi, and Torres—Aye; Anderson and Strickland—No.

Assembly Bill No. 14: Coto, Hayashi, and Torres—Aye; Anderson and Strickland—No.

Assembly Bill No. 15: Coto, Hayashi, and Torres—Aye; Anderson and Strickland—No.

Assembly Bill No. 16: Coto, Hayashi, and Torres—Aye; Anderson and Strickland—No.

Assembly Bill No. 17: Coto, Hayashi, and Torres—Aye; Anderson and Strickland—No.

Assembly Bill No. 18: Coto, Hayashi, and Torres—Aye; Anderson and Strickland—No.

Assembly Bill No. 19: Coto, Hayashi, and Torres—Aye; Anderson and Strickland—No.

Assembly Bill No. 20: Coto, Hayashi, and Torres—Aye; Anderson and Strickland—No.

Assembly Bill No. 21: Coto, Hayashi, and Torres—Aye; Anderson and Strickland—No.

Assembly Bill No. 22: Coto, Hayashi, and Torres—Aye; Anderson and Strickland—No.

Assembly Bill No. 23: Coto, Hayashi, and Torres—Aye; Anderson and Strickland—No.

Assembly Bill No. 24: Coto, Hayashi, and Torres—Aye; Anderson and Strickland—No.

Assembly Bill No. 25: Coto, Hayashi, and Torres—Aye; Anderson and Strickland—No.

Assembly Bill No. 26: Coto, Hayashi, and Torres—Aye; Anderson and Strickland—No.

Assembly Bill No. 27: Coto, Hayashi, and Torres—Aye; Anderson and Strickland—No.

Assembly Bill No. 28: Coto, Hayashi, and Torres—Aye; Anderson and Strickland—No.

Assembly Bill No. 29: Coto, Hayashi, and Torres—Aye; Anderson and Strickland—No.

Assembly Bill No. 30: Coto, Hayashi, and Torres—Aye; Anderson and Strickland—No.

ADJOURNMENT

At 11:07 a.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 FOURTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Monday, July 13, 2009

FIFTH SESSION DAY

TWELFTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, July 13, 2009

The Assembly met at 12:16 p.m.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly,
presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The roll was called, and the following answered to their names—77:

| | | | |
|-----------------|-------------|-------------|------------------|
| Adams | De La Torre | Hernandez | Pérez, V. Manuel |
| Ammiano | De León | Hill | Portantino |
| Anderson | DeVore | Huber | Ruskin |
| Arambula | Duvall | Huffman | Salas |
| Beall | Emmerson | Jeffries | Saldaña |
| Berryhill, Bill | Eng | Jones | Silva |
| Berryhill, Tom | Evans | Knight | Skinner |
| Blakeslee | Feuer | Krekorian | Smyth |
| Block | Fong | Lieu | Solorio |
| Blumenfield | Fuentes | Logue | Strickland |
| Brownley | Fuller | Lowenthal | Swanson |
| Buchanan | Furutani | Ma | Torlakson |
| Caballero | Gaines | Mendoza | Torres |
| Calderon | Galgiani | Miller | Torrico |
| Carter | Garrick | Monning | Tran |
| Chesbro | Gilmore | Nava | Yamada |
| Conway | Hagman | Nestande | Mme. Speaker |
| Cook | Hall | Niello | |
| Coto | Harkey | Nielsen | |
| Davis | Hayashi | Pérez, John | |

Quorum present.

PRAYER

Upon invitation of Speaker pro Tempore Saldaña, the following prayer was offered by Assembly Chaplain Father Constantine C. Pappademos:

Lord, Rudyard Kipling recognized the value of “Keeping our head when everyone else around us is losing theirs.” Help us, Lord, to follow our own God-given intellect and our faith in You, to guide our thoughts and our lives. Bless us this day as we begin our work and always.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Saldaña, 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 Krekorian, seconded by Assembly Member Gaines.

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 Members Fletcher and Villines.

(NOTE: For explanations of absence of Assembly Members Fletcher and Villines on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND THE RULES

Assembly Member Krekorian was granted unanimous consent to place Senate Bills Nos. 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, and 30 on the second reading file for purpose of reading the bills a second time without reference to file and ordering the bills to the third reading file.

Second Reading of Senate Bills Without Reference to File

SENATE BILL NO. 1—An act relating to the Budget Act of 2009.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 2—An act relating to the Budget Act of 2009.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 3—An act relating to the Budget Act of 2009.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 4—An act relating to the Budget Act of 2009.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 5—An act relating to the Budget Act of 2009.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 6—An act relating to the Budget Act of 2009.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 7—An act relating to the Budget Act of 2009.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 8—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

SENATE BILL NO. 9—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

SENATE BILL NO. 10—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

SENATE BILL NO. 11—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

SENATE BILL NO. 12—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

SENATE BILL NO. 13—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

SENATE BILL NO. 14—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

SENATE BILL NO. 15—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

SENATE BILL NO. 16—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

SENATE BILL NO. 17—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

SENATE BILL NO. 18—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

SENATE BILL NO. 19—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

SENATE BILL NO. 20—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

SENATE BILL NO. 21—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

SENATE BILL NO. 22—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

SENATE BILL NO. 23—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

SENATE BILL NO. 24—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

SENATE BILL NO. 25—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

SENATE BILL NO. 26—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

SENATE BILL NO. 27—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

SENATE BILL NO. 28—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

SENATE BILL NO. 29—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

SENATE BILL NO. 30—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ADJOURNMENT

At 1:46 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 FOURTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, July 15, 2009

SIXTH SESSION DAY

FOURTEENTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Wednesday, July 15, 2009

The Assembly met at 7 a.m.

Hon. Marty Block, Assembly Member, 78th District, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The following were placed upon the morning roll call—74:

| | | | |
|-----------------|-------------|------------------|--------------|
| Adams | De La Torre | Harkey | Portantino |
| Ammiano | De León | Hayashi | Ruskin |
| Arambula | DeVore | Hernandez | Salas |
| Beall | Duvall | Hill | Saldaña |
| Berryhill, Bill | Emmerson | Jeffries | Silva |
| Berryhill, Tom | Eng | Jones | Skinner |
| Blakeslee | Evans | Knight | Smyth |
| Block | Feuer | Logue | Solorio |
| Blumenfield | Fletcher | Lowenthal | Strickland |
| Brownley | Fong | Ma | Swanson |
| Buchanan | Fuentes | Mendoza | Torlakson |
| Caballero | Fuller | Miller | Torres |
| Calderon | Furutani | Monning | Torrico |
| Carter | Gaines | Nava | Tran |
| Chesbro | Galgiani | Nestande | Villines |
| Conway | Garrick | Niello | Yamada |
| Cook | Gilmore | Nielsen | Mme. Speaker |
| Coto | Hagman | Pérez, John | |
| Davis | Hall | Pérez, V. Manuel | |

Quorum present.

At 12:01 p.m., Hon. Tony Mendoza, 56th District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

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 Members Anderson, Huffman, Krekorian, and Lieu.

On personal business, and waiving per diem: Assembly Member Huber.

(NOTE: For explanations of absence of Assembly Members Anderson, Huffman, Krekorian, and Lieu on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bill was introduced and read the first time:

ASSEMBLY BILL NO. 31—Torrico (Coauthors: Gaines, Mendoza, and Solorio). An act to add Section 6356.7 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ADJOURNMENT

At 3:30 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 FOURTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, July 16, 2009

SEVENTH SESSION DAY

FIFTEENTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, July 16, 2009

The Assembly met at 9:56 a.m.

Hon. Isadore Hall III, Assistant Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The following were placed upon the morning roll call—74:

| | | | |
|-----------------|-------------|-------------|------------------|
| Adams | De La Torre | Hayashi | Pérez, V. Manuel |
| Ammiano | De León | Hernandez | Portantino |
| Arambula | DeVore | Hill | Ruskin |
| Beall | Duvall | Huber | Salas |
| Berryhill, Bill | Emmerson | Huffman | Saldaña |
| Berryhill, Tom | Evans | Jeffries | Silva |
| Blakeslee | Feuer | Jones | Skinner |
| Block | Fletcher | Knight | Smyth |
| Blumenfield | Fong | Logue | Solorio |
| Brownley | Fuentes | Lowenthal | Strickland |
| Buchanan | Fuller | Ma | Swanson |
| Caballero | Furutani | Mendoza | Torlakson |
| Calderon | Gaines | Miller | Torres |
| Carter | Galgiani | Monning | Torrico |
| Chesbro | Garrick | Nava | Tran |
| Conway | Gilmore | Nestande | Yamada |
| Cook | Hagman | Niello | Mme. Speaker |
| Coto | Hall | Nielsen | |
| Davis | Harkey | Pérez, John | |

Quorum present.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

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 Members Anderson, Krekorian, and Villines.

On personal business, and waiving per diem: Assembly Members Eng and Lieu.

(NOTE: For letters explaining the absences of Assembly Members Krekorian and Villines on this day on legislative business pursuant to the Assembly Rules, see Assembly Journal for the Regular Session for this day; for letter explaining the absence of Assembly Member Anderson on this day on legislative business pursuant to the Assembly Rules, see Assembly Journal for the Regular Session for July 15, 2009.)

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 32—Jeffries. An act to amend Sections 5080.31 and 5080.40 of, and to add Section 5080.30.5 to, the Public Resources Code, relating to state parks.

ASSEMBLY BILL NO. 33—Jeffries. An act to add Section 5023.7 to the Penal Code, relating to corrections.

ASSEMBLY BILL NO. 34—Jeffries. An act to add Section 19993.9 to the Government Code, relating to state-owned motor vehicles.

ASSEMBLY BILL NO. 35—Jeffries. An act to amend Section 73 of the Streets and Highways Code, relating to highways.

ASSEMBLY BILL NO. 36—Jeffries. An act relating to the Lieutenant Governor.

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 1—Jeffries. A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending, repealing, and adding Sections 3, 8, 10, 11, and 12 of Article IV thereof, by amending, repealing, and adding Section 6 of Article XIX thereof, and by amending, repealing, and adding Section 1 of Article XIXA thereof, relating to legislative sessions.

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 2—Jeffries. A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 9 of Article II thereof, and by amending Sections 3, 4, 10, and 11 of Article IV thereof, relating to the Legislature.

ADJOURNMENT

At 3:30 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 FOURTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, July 23, 2009

EIGHTH SESSION DAY

TWENTY-SECOND CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, July 23, 2009

The Assembly met at 9:18 p.m.
Hon. Karen Bass, Speaker of the Assembly, presiding.
Chief Clerk E. Dotson Wilson at the Desk.
Assistant Clerk Timothy Morland reading.

ROLL CALL

The roll was called, and the following answered to their names—79:

| | | | |
|-----------------|-------------|-----------|------------------|
| Adams | De La Torre | Hayashi | Pérez, John |
| Ammiano | De León | Hernandez | Pérez, V. Manuel |
| Anderson | DeVore | Hill | Portantino |
| Arambula | Duvall | Huber | Ruskin |
| Beall | Emmerson | Huffman | Salas |
| Berryhill, Bill | Eng | Jeffries | Saldaña |
| Berryhill, Tom | Evans | Jones | Silva |
| Blakeslee | Feuer | Knight | Skinner |
| Block | Fletcher | Krekorian | Smyth |
| Blumenfield | Fong | Lieu | Solorio |
| Brownley | Fuentes | Logue | Strickland |
| Buchanan | Fuller | Lowenthal | Swanson |
| Caballero | Furutani | Ma | Torlakson |
| Calderon | Gaines | Mendoza | Torres |
| Carter | Galgiani | Miller | Torrico |
| Chesbro | Garrick | Monning | Tran |
| Conway | Gilmore | Nava | Villines |
| Cook | Hagman | Nestande | Yamada |
| Coto | Hall | Niello | Mme. Speaker |
| Davis | Harkey | Nielsen | |

Quorum present.

PRAYER

Upon invitation of Speaker pro Tempore Saldaña, the following prayer was offered by Assembly Member Mike Davis, of the 48th Assembly District:

Father, We thank You for these days of sunshine and warmth. We thank You for the dedicated efforts of so many men and women who are working for a better world and better human community. We are aware of the efforts of the men and women in this chamber, in the cause of human progress and human dignity. We ask You, Father, to bless them all for it is through them that You bring light and hope to the world.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker Bass, Assembly Member Furutani 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 Torrico, seconded by Assembly Member Blakeslee.

MESSAGES FROM THE SENATE

Senate Chamber, July 23, 2009

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 1

Assembly Bill No. 9

Assembly Bill No. 5

Assembly Bill No. 10

Assembly Bill No. 6

Assembly Bill No. 11

And respectfully requests the Assembly to concur in said amendments.

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

Above bills ordered to unfinished business file.

Senate Chamber, July 23, 2009

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 13

Assembly Bill No. 18

Assembly Bill No. 16

Assembly Bill No. 20

Assembly Bill No. 17

Assembly Bill No. 21

And respectfully requests the Assembly to concur in said amendments.

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

Above bills ordered to unfinished business file.

REQUEST FOR UNANIMOUS CONSENT

Pursuant to a request by Assembly Member Torrico, Assembly Member Evans was granted unanimous consent to take up Senate Bills Nos. 16, 13, 11, 12, and 9, out of order, for purpose of amendment.

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

SENATE BILL NO. 16 (Ducheny)—An act relating to the Budget Act of 2009.

Bill read third time.

Motion to Amend by Assembly Member Evans

Assembly Member Evans moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

**Consideration of Senate Bill No. 16, as Amended,
by Unanimous Consent**

Assembly Member Evans was granted unanimous consent to take up Senate Bill No. 16 as amended, without reference to print or file, for purpose of consideration.

SENATE BILL NO. 16 (Ducheny)—An act to amend Sections 14041 and 14041.6 of, and to add Section 14401.1 to, the Education Code, to amend Sections 927.2, 927.4, 927.6, 927.7, 927.11, 8880.61, 13943.1, and 13943.2 of, and to add Sections 13311.1, 16583.1, and 16583.2 to, the Government Code, to amend Section 7104.2 of the Revenue and Taxation Code, to add Section 2103.1 to the Streets and Highways Code, and to amend Sections 39, 40, and 41 of Chapter 12 of the Statutes of 2009 of the Third Extraordinary Session, relating to state finances, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Evans.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Evans moved a call of the Assembly.

Motion carried. Time, 9:25 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 12 (Ducheny)—An act relating to the Budget Act of 2009.

Bill read third time.

Motion to Amend by Assembly Member Evans

Assembly Member Evans moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

**Consideration of Senate Bill No. 12, as Amended,
by Unanimous Consent**

Assembly Member Evans was granted unanimous consent to take up Senate Bill No. 12 as amended, without reference to print or file, for purpose of consideration.

SENATE BILL NO. 12 (Ducheny)—An act to amend Section 19616.51 of, and to add Section 19616.52 to, the Business and Professions Code, to add Section 14044 to the Corporations Code, to add and repeal Article 20.7 (commencing with Section 69999.10) of Chapter 2 of Part 42 of Division 5 of Title 3 of the Education Code, to amend Sections 8610.5, 11545, 12715, 13302, and 22877 of, to add Sections 11019.10 and 12472.5 to, and to add and repeal Section 22864.1 of, the Government Code, to amend Sections 1566.2, 13235, 17031.8, 17036, 18114, 18502, and 51504 of the Health and Safety Code, to add Article 7 (commencing with Section 11885) to Chapter 4 of Part 3 of Division 2 of, and to add and repeal Section 12975.9 of, the Insurance Code, to amend Sections 62.5 and 4352 of, and to add Section 12975.9 of, the Insurance Code, to amend Sections 62.5 and 4352 of, and to add Section 67 to, the Labor Code, to amend Section 1012.3 of, and to add Article 8.2 (commencing with Section 999.80) to Chapter 6 of Division 4 of, the Military and Veterans Code, to amend Section 679.02 of the Penal Code, to add Section 42102.5 to the Public Resources Code, to amend Sections 7204.3 and 7273 of the Revenue and Taxation Code, and to add Sections 10214.6 and 14022 to the Unemployment Insurance Code, relating to state government, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Evans.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Evans moved a call of the Assembly.

Motion carried. Time, 9:34 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 13 (Ducheny)—An act relating to the Budget Act of 2009.

Bill read third time.

Motion to Amend by Assembly Member Evans

Assembly Member Evans moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

**Consideration of Senate Bill No. 13, as Amended,
by Unanimous Consent**

Assembly Member Evans was granted unanimous consent to take up Senate Bill No. 13 as amended, without reference to print or file, for purpose of consideration.

SENATE BILL NO. 13 (Ducheny)—An act to amend Section 6322.1 of the Business and Professions Code, to amend Sections 68086.1, 69926, 69927, 69957, 70602, 70603, 70611, 70612, 70613, 70614, 70621, 70626, 70650, 70651, 70652, 70653, 70654, 70655, 70656, 70658, and 70670 of, to add Sections 68106.2, 68511.9, and 77202.5 to, and to add and repeal Sections 68106 and 68106.1 of, the Government Code, to amend Section 103470 of the Health and Safety Code, to amend Section 5023.5 of, and to amend, repeal, and add Section 1465.8 of, the Penal Code, to amend Section 7660 of the Probate Code, and to amend Sections 1955 and 1961 of the Welfare and Institutions Code, relating to courts, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Evans.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Evans moved a call of the Assembly.

Motion carried. Time, 9:37 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
URGENCY CLAUSE TO SENATE BILL NO. 16**

At 9:55 p.m., on motion of Assembly Member Evans, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The urgency clause to Senate Bill No. 16 adopted by the following vote:

AYES—55

| | | | |
|-------------|----------|-----------|--------------|
| Ammiano | De León | Hernandez | Pérez, J. |
| Arambula | Emmerson | Hill | Portantino |
| Beall | Eng | Huber | Ruskin |
| Blakeslee | Evans | Huffman | Salas |
| Block | Feuer | Jones | Saldaña |
| Blumenfield | Fletcher | Krekorian | Skinner |
| Brownley | Fong | Lieu | Smyth |
| Buchanan | Fuentes | Lowenthal | Solorio |
| Caballero | Furutani | Ma | Torlakson |
| Carter | Gaines | Mendoza | Torres |
| Chesbro | Galgiani | Monning | Torrico |
| Coto | Garrick | Nava | Yamada |
| Davis | Hall | Niello | Mme. Speaker |
| De La Torre | Hayashi | Nielsen | |

NOES—22

| | | | |
|---------------|----------|-------------|------------|
| Adams | DeVore | Knight | Strickland |
| Anderson | Duvall | Logue | Swanson |
| Berryhill, B. | Fuller | Miller | Tran |
| Berryhill, T. | Hagman | Nestande | Villines |
| Conway | Harkey | Perez, V.M. | |
| Cook | Jeffries | Silva | |

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—55

| | | | |
|-------------|----------|-----------|--------------|
| Ammiano | De León | Hernandez | Pérez, J. |
| Arambula | Emmerson | Hill | Portantino |
| Beall | Eng | Huber | Ruskin |
| Blakeslee | Evans | Huffman | Salas |
| Block | Feuer | Jones | Saldaña |
| Blumenfield | Fletcher | Krekorian | Skinner |
| Brownley | Fong | Lieu | Smyth |
| Buchanan | Fuentes | Lowenthal | Solorio |
| Caballero | Furutani | Ma | Torlakson |
| Carter | Gaines | Mendoza | Torres |
| Chesbro | Galgiani | Monning | Torrico |
| Coto | Garrick | Nava | Yamada |
| Davis | Hall | Niello | Mme. Speaker |
| De La Torre | Hayashi | Nielsen | |

NOES—22

| | | | |
|---------------|----------|-------------|------------|
| Adams | DeVore | Knight | Strickland |
| Anderson | Duvall | Logue | Swanson |
| Berryhill, B. | Fuller | Miller | Tran |
| Berryhill, T. | Hagman | Nestande | Villines |
| Conway | Harkey | Perez, V.M. | |
| Cook | Jeffries | Silva | |

Bill ordered transmitted to the Senate immediately.

At 9:56 p.m., Speaker pro Tempore Lori Saldaña, 76th District, presiding

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Evans was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 5, without reference to file.

ASSEMBLY BILL NO. 5 (Evans)—An act to add Section 293 to the Financial Code, to amend Sections 1250, 1265.5, 1266, 1275.3, 1324.20, 1326, 1337, 1418, 1567.50, 104820, 105250, 116565, 125175, 130500, 130507, 130509, and 130543 of, to amend and repeal Section 125165 of, and to add Sections 125155.1, 125157, and 125166 to, the Health and Safety Code, to amend Section 12739 of the Insurance Code, and to amend Sections 4107, 4684.60, 4684.74, 4684.75, 7502.5, 14005.40, 14007.9, 14011.2, 14087.9, 14105.191, 14105.436, 14105.45, 14110.55, 14126.033, 14132, 14132.951, 14166.20, 14166.225, 14166.23, 14166.245, 14495.10, and 14526.1 of, to add Sections 5783, 14005.50, 14013.5, 14105.455, 14105.46, 14132.20, 14132.952, 14166.115, 14522.4, 14525.1, 14526.2, and 14550.6 to, and to repeal Section 14522.3, 14526.1, and 14550.5 of, the Welfare and Institutions Code, relating to health, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—57

| | | | |
|---------------|-------------|-----------|--------------|
| Ammiano | De La Torre | Hill | Pérez, J. |
| Arambula | De León | Huber | Portantino |
| Beall | Eng | Huffman | Ruskin |
| Berryhill, T. | Evans | Jones | Salas |
| Blakeslee | Feuer | Krekorian | Saldaña |
| Block | Fletcher | Lieu | Smyth |
| Blumenfield | Fong | Logue | Solorio |
| Brownley | Fuentes | Lowenthal | Torlakson |
| Buchanan | Furutani | Ma | Torres |
| Caballero | Galgiani | Mendoza | Torrico |
| Carter | Garrick | Monning | Yamada |
| Chesbro | Hagman | Nava | Mme. Speaker |
| Conway | Hall | Nestande | |
| Coto | Hayashi | Niello | |
| Davis | Hernandez | Nielsen | |

NOES—20

| | | | |
|---------------|----------|-------------|------------|
| Adams | Duvall | Harkey | Silva |
| Anderson | Emmerson | Jeffries | Skinner |
| Berryhill, B. | Fuller | Knight | Strickland |
| Cook | Gaines | Miller | Swanson |
| DeVore | Gilmore | Pérez, V.M. | Tran |

The roll was opened and the Assembly concurred in Senate amendments by the following vote:

AYES—57

| | | | |
|---------------|-------------|-----------|--------------|
| Ammiano | De La Torre | Hill | Pérez, J. |
| Arambula | De León | Huber | Portantino |
| Beall | Eng | Huffman | Ruskin |
| Berryhill, T. | Evans | Jones | Salas |
| Blakeslee | Feuer | Krekorian | Saldaña |
| Block | Fletcher | Lieu | Smyth |
| Blumenfield | Fong | Logue | Solorio |
| Brownley | Fuentes | Lowenthal | Torlakson |
| Buchanan | Furutani | Ma | Torres |
| Caballero | Galgiani | Mendoza | Torrico |
| Carter | Garrick | Monning | Yamada |
| Chesbro | Hagman | Nava | Mme. Speaker |
| Conway | Hall | Nestande | |
| Coto | Hayashi | Niello | |
| Davis | Hernandez | Nielsen | |

NOES—20

| | | | |
|---------------|----------|-------------|------------|
| Adams | Duvall | Harkey | Silva |
| Anderson | Emmerson | Jeffries | Skinner |
| Berryhill, B. | Fuller | Knight | Strickland |
| Cook | Gaines | Miller | Swanson |
| DeVore | Gilmore | Pérez, V.M. | Tran |

Vote Changes

By unanimous consent, the following vote change was permitted on the urgency clause and on Concurrence in Senate amendments to Assembly Bill No. 5: Assembly Member Skinner from “Aye” to “No”.

Above bill ordered enrolled immediately.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Evans was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 9, without reference to file.

ASSEMBLY BILL NO. 9 (Evans)—An act to amend Sections 95004, 95014, and 95020 of, and to add Section 95021 to, the Government Code, to amend Sections 4648, 4648.1, 4659, 4677, 4685, 4686, 4689, 4784, and 7502.5 of, to amend the heading of Chapter 4 (commencing with Section 4570) of Division 4.5 of, to amend and repeal Sections 4418.1 and 4570 of, and to add Sections 4435, 4571, 4648.35, 4648.5, 4648.6, 4686.2, 4686.5, 4688.1, 4688.2, 4688.3, 4689.05, and 4692 to, the Welfare and Institutions Code, relating to public social services, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—62

| | | | |
|---------------|-----------|-----------|--------------|
| Ammiano | De León | Hill | Pérez, J. |
| Anderson | Emmerson | Huber | Pérez, V.M. |
| Arambula | Eng | Huffman | Portantino |
| Beall | Evans | Jeffries | Ruskin |
| Berryhill, T. | Feuer | Jones | Salas |
| Blakeslee | Fletcher | Krekorian | Saldaña |
| Block | Fong | Lieu | Silva |
| Blumenfield | Fuentes | Lowenthal | Solorio |
| Brownley | Furutani | Ma | Torlakson |
| Buchanan | Gaines | Mendoza | Torres |
| Caballero | Galgiani | Miller | Torrico |
| Carter | Garrick | Monning | Villines |
| Chesbro | Hall | Nava | Yamada |
| Coto | Harkey | Nestande | Mme. Speaker |
| Davis | Hayashi | Niello | |
| De La Torre | Hernandez | Nielsen | |

NOES—15

| | | | |
|---------------|---------|---------|------------|
| Adams | DeVore | Hagman | Strickland |
| Berryhill, B. | Duvall | Logue | Swanson |
| Conway | Fuller | Skinner | Tran |
| Cook | Gilmore | Smyth | |

The roll was opened and the Assembly concurred in Senate amendments by the following vote:

AYES—62

| | | | |
|---------------|-----------|-----------|--------------|
| Ammiano | De León | Hill | Pérez, J. |
| Anderson | Emmerson | Huber | Pérez, V.M. |
| Arambula | Eng | Huffman | Portantino |
| Beall | Evans | Jeffries | Ruskin |
| Berryhill, T. | Feuer | Jones | Salas |
| Blakeslee | Fletcher | Krekorian | Saldaña |
| Block | Fong | Lieu | Silva |
| Blumenfield | Fuentes | Lowenthal | Solorio |
| Brownley | Furutani | Ma | Torlakson |
| Buchanan | Gaines | Mendoza | Torres |
| Caballero | Galgiani | Miller | Torrico |
| Carter | Garrick | Monning | Villines |
| Chesbro | Hall | Nava | Yamada |
| Coto | Harkey | Nestande | Mme. Speaker |
| Davis | Hayashi | Niello | |
| De La Torre | Hernandez | Nielsen | |

NOES—15

| | | | |
|---------------|---------|---------|------------|
| Adams | DeVore | Hagman | Strickland |
| Berryhill, B. | Duvall | Logue | Swanson |
| Conway | Fuller | Skinner | Tran |
| Cook | Gilmore | Smyth | |

Vote Changes

By unanimous consent, the following vote change was permitted on the urgency clause and on Concurrence in Senate amendments to Assembly Bill No. 9: Assembly Member Skinner from “Aye” to “No”.

Above bill ordered enrolled immediately.

At 10:21 p.m., Speaker Karen Bass, 47th District, presiding

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Evans was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 11, without reference to file.

ASSEMBLY BILL NO. 11 (Evans)—An act to amend Sections 25173.6, 25299.50.2, and 25404 of the Health and Safety Code, to amend Sections 4464, 4475, 4475.5, 4799.04, 4799.12, 21191, 25218, 25414, 25415, 25416, 25420, 25450, 25450.1, 25450.2, 25450.3, and 48653 of, to add Sections 25422, 25450.4, and 25450.5 to, and to add Chapter 5.6 (commencing with Section 25460) and Chapter 5.7 (commencing with Section 25470) to Division 15 of, the Public Resources Code, to amend Sections 5106 and 5108 of the Vehicle Code, and to add Sections 147 and 79424 to the Water Code, relating to public resources, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—68

| | | | |
|---------------|-------------|-----------|--------------|
| Ammiano | Davis | Hayashi | Nielsen |
| Anderson | De La Torre | Hernandez | Pérez, J. |
| Arambula | De León | Hill | Pérez, V.M. |
| Beall | Emmerson | Huber | Portantino |
| Berryhill, B. | Eng | Huffman | Ruskin |
| Berryhill, T. | Evans | Jeffries | Salas |
| Blakeslee | Feuer | Jones | Saldaña |
| Block | Fletcher | Krekorian | Skinner |
| Blumenfield | Fong | Lieu | Smyth |
| Brownley | Fuentes | Logue | Solorio |
| Buchanan | Furutani | Lowenthal | Swanson |
| Caballero | Gaines | Ma | Torlakson |
| Carter | Galgiani | Mendoza | Torres |
| Chesbro | Garrick | Monning | Torrico |
| Conway | Gilmore | Nava | Villines |
| Cook | Hagman | Nestande | Yamada |
| Coto | Hall | Niello | Mme. Speaker |

NOES—10

| | | | |
|--------|--------|------------|------|
| Adams | Fuller | Miller | Tran |
| DeVore | Harkey | Silva | |
| Duvall | Knight | Strickland | |

The roll was opened and the Assembly concurred in Senate amendments by the following vote:

AYES—68

| | | | |
|---------------|-------------|-----------|--------------|
| Ammiano | Davis | Hayashi | Nielsen |
| Anderson | De La Torre | Hernandez | Pérez, J. |
| Arambula | De León | Hill | Pérez, V.M. |
| Beall | Emmerson | Huber | Portantino |
| Berryhill, B. | Eng | Huffman | Ruskin |
| Berryhill, T. | Evans | Jeffries | Salas |
| Blakeslee | Feuer | Jones | Saldaña |
| Block | Fletcher | Krekorian | Skinner |
| Blumenfield | Fong | Lieu | Smyth |
| Brownley | Fuentes | Logue | Solorio |
| Buchanan | Furutani | Lowenthal | Swanson |
| Caballero | Gaines | Ma | Torlakson |
| Carter | Galgiani | Mendoza | Torres |
| Chesbro | Garrick | Monning | Torrico |
| Conway | Gilmore | Nava | Villines |
| Cook | Hagman | Nestande | Yamada |
| Coto | Hall | Niello | Mme. Speaker |

NOES—10

| | | | |
|--------|--------|------------|------|
| Adams | Fuller | Miller | Tran |
| DeVore | Harkey | Silva | |
| Duvall | Knight | Strickland | |

Above bill ordered enrolled immediately.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
URGENCY CLAUSE TO SENATE BILL NO. 13**

At 10:23 p.m., on motion of Assembly Member Evans, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The urgency clause to Senate Bill No. 13 adopted by the following vote:

AYES—56

| | | | |
|---------------|-------------|-----------|--------------|
| Ammiano | Davis | Hayashi | Nielsen |
| Arambula | De La Torre | Hernandez | Pérez, J. |
| Beall | De León | Hill | Portantino |
| Berryhill, B. | Emmerson | Huber | Ruskin |
| Blakeslee | Eng | Huffman | Salas |
| Block | Evans | Jones | Saldaña |
| Blumenfield | Feuer | Krekorian | Skinner |
| Brownley | Fletcher | Lieu | Smyth |
| Buchanan | Fong | Lowenthal | Solorio |
| Caballero | Fuentes | Ma | Torlakson |
| Carter | Furutani | Mendoza | Torres |
| Chesbro | Galgiani | Monning | Torrico |
| Cook | Gilmore | Nava | Yamada |
| Coto | Hall | Niello | Mme. Speaker |

NOES—21

| | | | |
|---------------|----------|-------------|----------|
| Adams | Gaines | Logue | Swanson |
| Anderson | Garrick | Miller | Tran |
| Berryhill, T. | Hagman | Nestande | Villines |
| DeVore | Harkey | Perez, V.M. | |
| Duvall | Jeffries | Silva | |
| Fuller | Knight | Strickland | |

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—56

| | | | |
|---------------|-------------|-----------|--------------|
| Ammiano | Davis | Hayashi | Nielsen |
| Arambula | De La Torre | Hernandez | Pérez, J. |
| Beall | De León | Hill | Portantino |
| Berryhill, B. | Emmerson | Huber | Ruskin |
| Blakeslee | Eng | Huffman | Salas |
| Block | Evans | Jones | Saldaña |
| Blumenfield | Feuer | Krekorian | Skinner |
| Brownley | Fletcher | Lieu | Smyth |
| Buchanan | Fong | Lowenthal | Solorio |
| Caballero | Fuentes | Ma | Torlakson |
| Carter | Furutani | Mendoza | Torres |
| Chesbro | Galgiani | Monning | Torrico |
| Cook | Gilmore | Nava | Yamada |
| Coto | Hall | Niello | Mme. Speaker |

NOES—21

| | | | |
|---------------|----------|-------------|----------|
| Adams | Gaines | Logue | Swanson |
| Anderson | Garrick | Miller | Tran |
| Berryhill, T. | Hagman | Nestande | Villines |
| DeVore | Harkey | Perez, V.M. | |
| Duvall | Jeffries | Silva | |
| Fuller | Knight | Strickland | |

Vote Changes

By unanimous consent, the following vote change was permitted on the urgency clause to Senate Bill No. 13, and on passage of the bill: Assembly Member Adams from “Aye” to “No”.

Bill ordered transmitted to the Senate immediately.

CAUCUS ANNOUNCEMENTS

Speaker Bass announced that the Republican Caucus would meet in the Assembly Lounge.

RECESS

By unanimous consent, at 10:28 p.m., Speaker Bass declared the Assembly recessed.

RECONVENED

At 11:18 p.m., the Assembly reconvened.

Hon. Karen Bass, Speaker of the Assembly, presiding.

MESSAGES FROM THE SENATE

Senate Chamber, July 23, 2009

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 7

Assembly Bill No. 22

Assembly Bill No. 12

Assembly Bill No. 25

And respectfully requests the Assembly to concur in said amendments.

GREGORY P. SCHMIDT, Secretary of the Senate

By David Valverde, Assistant Secretary

Above bills ordered to unfinished business file.

**At 11:28 p.m., Assistant Speaker pro Tempore Isadore Hall III,
52nd District, presiding**

At 11:30 p.m., Speaker Karen Bass, 47th District, presiding

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Evans was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1, without reference to file.

ASSEMBLY BILL NO. 1 (Evans)—An act to amend and supplement the Budget Act of 2009 (Chapter 1 of the 2009–10 Third Extraordinary Session) by amending Items 0250-001-0001, 0250-001-0159, 0250-001-0932, 0250-001-3037, 0250-001-3066, 0250-012-0001, 0250-101-0001, 0250-101-0932, 0250-102-0556, 0250-111-0001, 0250-112-0001, 0250-301-0660, 0250-301-3037, 0502-001-0001, 0502-001-9740, 0510-001-0001, 0510-001-9740, 0520-001-0001, 0520-001-0044, 0520-001-0918, 0520-011-0001, 0530-001-9732, 0540-001-0140, 0540-001-6031, 0540-101-6051, 0540-001-6051, 0540-490, 0555-001-0028, 0555-001-0044, 0555-001-0235, 0559-001-0001, 0559-001-3078, 0650-001-0001, 0650-001-0890, 0690-001-0001, 0690-001-0890, 0690-001-6061, 0690-101-0890, 0690-102-0214, 0690-102-0890, 0820-001-0001, 0820-001-0378, 0820-001-0890, 0820-001-3086, 0840-001-0001, 0840-001-0061, 0840-001-0062, 0840-001-0330, 0840-001-0890, 0840-001-0903, 0840-001-0970, 0840-001-0988, 0840-001-6057, 0840-001-9740, 0840-011-0494, 0840-011-0797, 0840-011-0988, 0855-111-0367, 0860-001-0001, 0860-001-0022, 0860-001-0061, 0860-001-0623, 0860-001-3015, 0950-001-0001, 0950-001-9740, 0968-001-0457, 1111-002-0582, 1730-001-0001, 1760-001-0666, 1760-101-0022, 1870-001-0001, 1870-001-0890, 1870-101-0890, 1880-001-0001, 1900-015-0815, 1900-015-0820, 1900-015-0822, 1900-015-0830, 1900-015-0833, 1900-015-0884, 2240-001-0648, 2240-101-0001, 2240-101-0890, 2320-001-0317, 2660-001-0042, 2660-001-0890, 2660-001-6801, 2660-002-3007, 2660-002-3008, 2660-004-6055, 2660-004-6056, 2660-004-6058, 2660-004-6064, 2660-004-6072, 2660-102-0890, 2660-302-0042, 2660-302-0890, 2660-303-0042, 2660-491, 2665-004-6043, 2670-001-0290, 2720-001-0044, 2720-001-0840, 2720-001-0890, 2720-301-0044, 2740-001-0042, 2740-001-0044, 2740-001-0064, 3340-001-0001, 3340-001-0318, 3340-001-6051, 3360-001-0381, 3360-001-0465, 3360-001-0890, 3360-001-3117, 3480-001-0001, 3480-001-0133, 3480-001-0141, 3480-001-0336, 3480-001-3046, 3480-101-0005, 3540-001-0001, 3540-001-0140, 3540-001-0235, 3540-001-0890, 3540-001-3120, 3540-006-0001, 3600-001-0001, 3600-001-0005, 3600-001-0200, 3600-001-0235, 3600-001-0320, 3600-001-6051, 3600-101-0320, 3680-001-0516, 3680-101-0516, 3680-101-0890, 3680-101-3001, 3760-001-0140, 3760-001-0565,

3760-301-0262, 3760-301-0371, 3760-301-0593, 3760-301-6051, 3760-301-6076,
 3790-001-0001, 3790-001-0235, 3790-001-0263, 3790-001-6051, 3790-490,
 3790-497, 3810-001-0140, 3810-301-6031, 3855-001-0140, 3860-001-0001,
 3860-001-0140, 3860-001-0404, 3860-001-0890, 3860-001-3057, 3860-001-6052,
 3860-101-6052, 3860-301-6052, 3910-001-0387, 3910-001-0890, 3930-001-0106,
 3940-001-0235, 3940-001-0439, 3940-001-0890, 3940-101-0001, 3980-001-0001,
 3980-001-0044, 3980-001-0106, 3980-001-0557, 3980-001-3056, 4120-101-0001,
 4170-001-0001, 4170-001-0890, 4170-101-0890, 4200-001-0367, 4200-001-0890,
 4200-001-3113, 4200-001-3146, 4200-101-3146, 4200-102-3146, 4200-103-3146,
 4260-001-0001, 4260-001-0236, 4260-001-0890, 4260-101-0080, 4260-101-0232,
 4260-101-0890, 4260-102-0001, 4260-102-0890, 4260-106-0890, 4260-111-0080,
 4260-111-0236, 4260-111-0890, 4260-113-0890, 4260-117-0001, 4260-117-0890,
 4265-001-0070, 4265-001-0099, 4265-001-0203, 4265-001-0234, 4265-001-0890,
 4265-001-3098, 4265-111-0009, 4265-111-0231, 4265-111-0236, 4265-111-0890,
 4265-111-6031, 4265-115-0890, 4265-115-6031, 4265-116-0890, 4265-401,
 4270-001-0001, 4280-101-0890, 4280-102-0890, 4280-103-0890, 4280-103-3055,
 4280-111-0233, 4280-111-0236, 4280-112-0232, 4280-112-0233, 4280-112-3133,
 4300-003-0001, 4300-004-0001, 4300-101-0172, 4300-101-0890, 4300-103-0001,
 4300-301-0001, 4440-001-0890, 4440-001-3085, 4440-011-0001, 4440-101-0001,
 4440-101-0890, 4440-101-3085, 4700-001-0890, 4700-101-0890, 5160-001-0001,
 5160-001-0890, 5160-101-0890, 5175-001-0001, 5175-001-0890, 5175-101-0001,
 5175-101-0890, 5180-001-0270, 5180-001-0890, 5180-101-0122, 5180-101-0890,
 5180-101-8004, 5180-141-0001, 5180-141-0890, 5180-151-0001, 5180-151-0890,
 5180-153-0890, 5225-001-0001, 5225-001-0917, 5225-002-0001, 5225-011-0001,
 5225-101-0001, 5225-301-0001, 5225-301-0660, 5225-301-0747, 6110-001-0001,
 6110-001-0231, 6110-001-0890, 6110-102-0231, 6110-102-0890, 6110-104-0001,
 6110-108-0001, 6110-111-0001, 6110-113-0001, 6110-119-0001, 6110-119-0890,
 6110-122-0001, 6110-124-0001, 6110-125-0001, 6110-125-0890, 6110-126-0890,
 6110-134-0890, 6110-136-0890, 6110-140-0001, 6110-140-0349, 6110-156-0890,
 6110-161-0001, 6110-161-0890, 6110-166-0001, 6110-166-0890, 6110-167-0001,
 6110-170-0001, 6110-181-0001, 6110-181-0140, 6110-182-0001, 6110-183-0890,
 6110-189-0001, 6110-193-0001, 6110-193-0890, 6110-195-0890, 6110-196-0001,
 6110-196-0890, 6110-197-0890, 6110-198-0001, 6110-201-0890, 6110-202-0001,
 6110-203-0001, 6110-211-0001, 6110-220-0001, 6110-228-0001, 6110-240-0001,
 6110-240-0890, 6110-243-0001, 6110-244-0001, 6110-245-0001, 6110-246-0001,
 6110-247-0001, 6110-248-0001, 6110-268-0001, 6110-295-0001, 6440-001-0001,
 6440-001-0234, 6440-495, 6600-001-0001, 6610-001-0001, 6610-495,
 6870-001-0001, 6870-002-0890, 6870-101-0001, 6870-103-0001, 6870-111-0001,
 6870-295-0001, 6870-301-6041, 6870-301-6049, 7100-001-0001, 7100-001-0185,
 7100-001-0514, 7100-001-0588, 7100-001-0869, 7100-001-0870, 7100-011-0185,
 7100-011-0890, 7100-021-0890, 7100-101-0588, 7100-101-0869, 7100-101-0871,
 7100-101-0890, 7100-101-0908, 7100-111-0890, 7120-001-0890, 7350-001-0001,
 7350-001-3121, 7980-001-0001, 8260-001-0001, 8260-001-0890, 8260-101-0890,
 8380-001-0001, 8380-004-0001, 8570-001-0001, 8570-001-0111, 8570-001-0890,
 8660-001-0462, 8860-001-0001, 8885-295-0001, 8940-001-0001, 8955-001-0001,
 9100-101-0001, 9620-001-0001, 9655-001-0001, 9655-001-0494, 9800-001-0001,
 9800-001-0494, 9800-001-0988, and 9840-001-0001 of, by adding Items
 0250-001-3138, 0250-111-0159, 0250-111-0556, 0250-111-3138, 0250-301-3138,
 0250-490, 0502-001-0022, 0502-001-0666, 0502-001-9730, 0502-101-0022,
 0502-301-0001, 0502-301-0042, 0502-301-0044, 0502-301-0200, 0502-301-0768,
 0530-001-3151, 0540-491, 0540-493, 0559-011-3078, 0650-102-0890, 0650-490,
 0690-001-0214, 0690-301-0890, 0820-001-3136, 0820-011-0317, 0820-495,
 0911-001-0001, 0968-101-0890, 0985-101-0890, 1100-011-0267, 1111-002-3122,
 1760-490, 2240-490, 2660-002-0890, 2660-011-0042, 2740-011-0044, 2740-491,
 3125-490, 3125-491, 3340-001-0140, 3340-001-0382, 3340-011-0133,
 3340-101-6051, 3340-490, 3340-491, 3360-011-0081, 3360-012-3117,
 3480-001-0867, 3480-012-3117, 3540-001-3117, 3540-301-0660, 3540-490,
 3540-493, 3600-001-3117, 3600-101-0516, 3600-497, 3640-491, 3640-492, 3640-495,
 3680-011-0516, 3760-495, 3790-001-3117, 3790-011-0263, 3790-101-0005, 3790-491,
 3790-492, 3790-494, 3790-495, 3790-496, 3810-491, 3850-301-0005, 3850-301-6029,
 3850-301-6051, 3855-490, 3860-101-6025, 3860-490, 3860-491, 3860-492, 3860-493,
 3860-495, 3900-490, 3930-001-0140, 3940-011-0439, 3940-012-0439,
 3940-101-3134, 3940-101-3145, 3940-496, 3980-001-0115, 3980-001-0200,
 4140-490, 4260-495, 4265-495, 4265-496, 4265-497, 4280-112-0236, 4300-101-0496,
 5180-101-0514, 5225-490, 5225-491, 5225-496, 6110-008-0001, 6110-109-0001,
 6110-198-0890, 6110-488, 6110-490, 6110-492, 6120-490, 6360-011-0407,
 6360-011-0408, 6440-402, 6440-491, 6440-492, 6440-493, 6610-490, 6610-491,

6610-492, 6610-494, 6870-490, 6870-491, 6870-492, 6870-493, 6870-497, 7100-001-0871, 7350-001-3150, 7350-001-3152, 7350-011-0001, 7350-012-0001, 7350-401, 7980-101-0784, 7980-490, 8550-001-3153, 8550-011-3153, 8855-011-0001, 8940-001-3085, and 9350-104-6065 to, and by repealing Items 0520-001-9329, 0520-101-9329, 0520-101-9329, 0650-001-0214, 0650-101-0214, 1760-001-0001, 1760-001-0022, 1760-301-0001, 1760-301-0042, 1760-301-0044, 1760-301-0200, 1760-301-0768, 1955-001-9730, 3480-101-0867, 3600-001-0404, 3680-301-0516, 3860-101-0544, 4200-001-3019, 4200-101-3019, 4200-105-0001, 4260-101-0236, 4260-111-0233, 4265-111-0232, 4265-111-0233, 4265-111-6051, 4265-301-0001, 4280-101-0236, 4280-104-0236, 4280-104-0890, 4280-111-0232, 4300-101-3148, 5180-101-3148, 5180-111-3148, 5180-151-3148, 6110-008-0046, 6110-111-0046, 6110-111-3116, 6870-301-6028, 8550-001-0191, 8550-001-0942, and 8550-011-0942 of, Section 2.00 of that act, and by amending Sections 3.60, 3.90, 4.01, 4.12, 12.00, 12.32, 12.42, 17.00, 25.50, and 35.50 of, by adding Sections 3.55, 4.85, 8.55, 12.45, 12.50, 12.55, 13.10, 13.25, 15.30, 15.45, 17.50, 17.80, 18.00, 18.10, 18.20, 18.30, 18.40, 18.50, 18.55, 24.60, and 25.25 to, and by repealing Section 24.65 of, that act, relating to the State Budget, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—56

| | | | |
|-------------|-------------|-----------|--------------|
| Ammiano | De La Torre | Hernandez | Pérez, J. |
| Arambula | De León | Hill | Pérez, V.M. |
| Beall | Emmerson | Huber | Portantino |
| Blakeslee | Eng | Huffman | Ruskin |
| Block | Evans | Jones | Salas |
| Blumenfield | Feuer | Krekorian | Saldaña |
| Brownley | Fletcher | Lieu | Skinner |
| Buchanan | Fong | Lowenthal | Smyth |
| Caballero | Fuentes | Ma | Solorio |
| Calderon | Furutani | Mendoza | Torlakson |
| Carter | Galgiani | Monning | Torres |
| Chesbro | Garrick | Nava | Torrico |
| Coto | Hall | Niello | Yamada |
| Davis | Hayashi | Nielsen | Mme. Speaker |

NOES—23

| | | | |
|---------------|---------|----------|------------|
| Adams | DeVore | Harkey | Silva |
| Anderson | Duvall | Jeffries | Strickland |
| Berryhill, B. | Fuller | Knight | Swanson |
| Berryhill, T. | Gaines | Logue | Tran |
| Conway | Gilmore | Miller | Villines |
| Cook | Hagman | Nestande | |

The roll was opened and the Assembly concurred in Senate amendments by the following vote:

AYES—56

| | | | |
|-------------|-------------|-----------|--------------|
| Ammiano | De La Torre | Hernandez | Pérez, J. |
| Arambula | De León | Hill | Pérez, V.M. |
| Beall | Emmerson | Huber | Portantino |
| Blakeslee | Eng | Huffman | Ruskin |
| Block | Evans | Jones | Salas |
| Blumenfield | Feuer | Krekorian | Saldaña |
| Brownley | Fletcher | Lieu | Skinner |
| Buchanan | Fong | Lowenthal | Smyth |
| Caballero | Fuentes | Ma | Solorio |
| Calderon | Furutani | Mendoza | Torlakson |
| Carter | Galgiani | Monning | Torres |
| Chesbro | Garrick | Nava | Torrico |
| Coto | Hall | Niello | Yamada |
| Davis | Hayashi | Nielsen | Mme. Speaker |

NOES—23

| | | | |
|---------------|---------|----------|------------|
| Adams | DeVore | Harkey | Silva |
| Anderson | Duvall | Jeffries | Strickland |
| Berryhill, B. | Fuller | Knight | Swanson |
| Berryhill, T. | Gaines | Logue | Tran |
| Conway | Gilmore | Miller | Villines |
| Cook | Hagman | Nestande | |

Vote Changes

By unanimous consent, the following vote change was permitted on the urgency clause and on concurrence in Senate amendments to Assembly Bill No. 1: Assembly Member Conway from “Aye” to “No”.

Above bill ordered enrolled immediately.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Evans was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 6, without reference to file.

ASSEMBLY BILL NO. 6 (Evans)—An act to add Section 14166.221 to, and to add Article 5.4 (commencing with Section 14180) to Chapter 7 of Part 3 of Division 9 of, the Welfare and Institutions Code, relating to Medi-Cal, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—76

| | | | |
|---------------|-------------|-----------|--------------|
| Adams | De La Torre | Hayashi | Nielsen |
| Ammiano | De León | Hernandez | Pérez, J. |
| Arambula | DeVore | Hill | Pérez, V.M. |
| Beall | Emmerson | Huber | Portantino |
| Berryhill, B. | Eng | Huffman | Ruskin |
| Berryhill, T. | Evans | Jeffries | Salas |
| Blakeslee | Feuer | Jones | Saldaña |
| Block | Fletcher | Knight | Silva |
| Blumenfield | Fong | Krekorian | Skinner |
| Brownley | Fuentes | Lieu | Smyth |
| Buchanan | Fuller | Logue | Solorio |
| Caballero | Furutani | Lowenthal | Strickland |
| Calderon | Gaines | Ma | Torlakson |
| Carter | Galgiani | Mendoza | Torres |
| Chesbro | Garrick | Miller | Torrico |
| Conway | Gilmore | Monning | Tran |
| Cook | Hagman | Nava | Villines |
| Coto | Hall | Nestande | Yamada |
| Davis | Harkey | Niello | Mme. Speaker |

NOES—2

Anderson Swanson

The roll was opened and the Assembly concurred in Senate amendments by the following vote:

AYES—76

| | | | |
|---------------|-------------|-----------|--------------|
| Adams | De La Torre | Hayashi | Nielsen |
| Ammiano | De León | Hernandez | Pérez, J. |
| Arambula | DeVore | Hill | Pérez, V.M. |
| Beall | Emmerson | Huber | Portantino |
| Berryhill, B. | Eng | Huffman | Ruskin |
| Berryhill, T. | Evans | Jeffries | Salas |
| Blakeslee | Feuer | Jones | Saldaña |
| Block | Fletcher | Knight | Silva |
| Blumenfield | Fong | Krekorian | Skinner |
| Brownley | Fuentes | Lieu | Smyth |
| Buchanan | Fuller | Logue | Solorio |
| Caballero | Furutani | Lowenthal | Strickland |
| Calderon | Gaines | Ma | Torlakson |
| Carter | Galgiani | Mendoza | Torres |
| Chesbro | Garrick | Miller | Torrico |
| Conway | Gilmore | Monning | Tran |
| Cook | Hagman | Nava | Villines |
| Coto | Hall | Nestande | Yamada |
| Davis | Harkey | Niello | Mme. Speaker |

NOES—2

Anderson Swanson

Above bill ordered enrolled immediately.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Evans was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 10, without reference to file.

ASSEMBLY BILL NO. 10 (Committee on Budget)—An act to amend Sections 8879.65 and 16965 of the Government Code, to amend Sections 99312 and 99315 of, and to add and repeal Section 21683.3 of, the Public Utilities Code, to amend Sections 7102 and 7103 of the Revenue and Taxation Code, and to amend Sections 1678, 12814.5, 14900, 14900.1, 14901, 14902, 15250.6, 15250.7, 15255.1, and 15255.2 of the Vehicle Code, relating to transportation, and declaring the urgency thereof, to take effect immediately.

Bill presented by Assembly Member Evans.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Evans moved a call of the Assembly.

Motion carried. Time, 11:36 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Evans was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 17, without reference to file.

ASSEMBLY BILL NO. 17 (Committee on Budget)—An act to amend Sections 18663, 19025, 19136, and 19136.1 of the Revenue and Taxation Code, and to amend Section 13020 of the Unemployment Insurance Code, relating to taxation.

Bill presented by Assembly Member Evans.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—46

| | | | |
|-------------|-----------|------------|--------------|
| Ammiano | De León | Huffman | Salas |
| Arambula | Eng | Jones | Saldaña |
| Beall | Evans | Krekorian | Skinner |
| Blumenfield | Feuer | Lieu | Solorio |
| Brownley | Fong | Lowenthal | Swanson |
| Buchanan | Fuentes | Ma | Torlakson |
| Calderon | Furutani | Mendoza | Torres |
| Carter | Galgiani | Monning | Torrico |
| Chesbro | Hall | Nava | Yamada |
| Coto | Hayashi | Pérez, J. | Mme. Speaker |
| Davis | Hernandez | Portantino | |
| De La Torre | Hill | Ruskin | |

NOES—33

| | | | |
|---------------|----------|----------|-------------|
| Adams | DeVore | Harkey | Pérez, V.M. |
| Anderson | Duvall | Huber | Silva |
| Berryhill, B. | Emmerson | Jeffries | Smyth |
| Berryhill, T. | Fletcher | Knight | Strickland |
| Blakeslee | Fuller | Logue | Tran |
| Block | Gaines | Miller | Villines |
| Caballero | Garrick | Nestande | |
| Conway | Gilmore | Niello | |
| Cook | Hagman | Nielsen | |

Above bill ordered enrolled immediately.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Evans was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 18, without reference to file.

ASSEMBLY BILL NO. 18 (Committee on Budget)—An act to amend Section 18661 of, and to add Sections 6225 and 18664 to, the Revenue and Taxation Code, relating to taxation.

Bill presented by Assembly Member Evans.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—47

| | | | |
|-------------|-------------|------------|--------------|
| Ammiano | De La Torre | Hill | Ruskin |
| Arambula | De León | Huffman | Salas |
| Beall | Eng | Jones | Saldaña |
| Blumenfield | Evans | Krekorian | Skinner |
| Brownley | Feuer | Lieu | Solorio |
| Buchanan | Fong | Lowenthal | Swanson |
| Caballero | Fuentes | Ma | Torlakson |
| Calderon | Furutani | Mendoza | Torres |
| Carter | Galgiani | Monning | Torrico |
| Chesbro | Hall | Nava | Yamada |
| Coto | Hayashi | Pérez, J. | Mme. Speaker |
| Davis | Hernandez | Portantino | |

NOES—32

| | | | |
|---------------|----------|----------|-------------|
| Adams | DeVore | Hagman | Niello |
| Anderson | Duvall | Harkey | Nielsen |
| Berryhill, B. | Emmerson | Huber | Perez, V.M. |
| Berryhill, T. | Fletcher | Jeffries | Silva |
| Blakeslee | Fuller | Knight | Smyth |
| Block | Gaines | Logue | Strickland |
| Conway | Garrick | Miller | Tran |
| Cook | Gilmore | Nestande | Villines |

Above bill ordered enrolled immediately.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT AND ASSEMBLY RULE 77 SUSPENDED

Assembly Member Evans was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 20, without reference to file.

ASSEMBLY BILL NO. 20 (Evans)—An act to amend Sections 101, 130, 149, 205, 3612, 3613, 3620, 3622, 3623, 3624, 3624.5, 3626, 3627, 3628, 3630, 3631, 3633, 3633.1, 3634, 3635, 3636, 3640, 3640.1, 3640.5, 3650, 3651, 3651.5, 3652, 3663, 3670, 3675, 3680, 3681, 3685, 3716, 7801, 7810.1, 7820, 7830.1, 8501, 8502, 8505.17, 8520, 8674, 8676, 9801, 9810, 9810.1, 9872, 19004, 19004.1, 19030, 19031, and 19174 of, to add Sections 3621, 3621.5, and 8520.2 to, to add and repeal Section 2450.3 of, and to repeal Sections 3625, 7810, 7811, 7815, 7815.5, 7816, and 7817 of, the Business and Professions Code, to add Section 11451.5 to the Food and Agricultural Code, to amend and repeal Section 44021 of the Health and Safety Code, to amend Section 677 of the Public Resources Code, and to amend an initiative act entitled “An act to establish a board of osteopathic examiners, provide for their appointment, and to prescribe their powers and duties; to regulate the examination of applicants, who are graduates of osteopathic schools, for any form of certificate to treat disease, injuries, deformities, or other physical or mental conditions; to regulate the practice of those so licensed, who are graduates of osteopathic schools; to impose upon said board of osteopathic examiners all duties and functions, relating to graduates of osteopathic schools, holding or applying for any form of certificate or license, heretofore exercised and performed by the board of medical examiners of the State of California under the provisions of the state medical practice act, approved June 2, 1913, and acts amendatory thereof” approved by electors November 7, 1922, by amending, repealing, and adding Section 1 thereof, relating to consumer affairs.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—78

| | | | |
|---------------|-------------|-----------|--------------|
| Adams | De La Torre | Hernandez | Pérez, V.M. |
| Ammiano | De León | Hill | Portantino |
| Anderson | DeVore | Huber | Ruskin |
| Arambula | Emmerson | Huffman | Salas |
| Beall | Eng | Jeffries | Saldaña |
| Berryhill, B. | Evans | Jones | Silva |
| Berryhill, T. | Feuer | Knight | Skinner |
| Blakeslee | Fletcher | Krekorian | Smyth |
| Block | Fong | Lieu | Solorio |
| Blumenfield | Fuentes | Logue | Strickland |
| Brownley | Fuller | Lowenthal | Swanson |
| Buchanan | Furutani | Ma | Torlakson |
| Caballero | Gaines | Mendoza | Torres |
| Calderon | Galgiani | Miller | Torrico |
| Carter | Garrick | Monning | Tran |
| Chesbro | Gilmore | Nava | Villines |
| Conway | Hagman | Nestande | Yamada |
| Cook | Hall | Niello | Mme. Speaker |
| Coto | Harkey | Nielsen | |
| Davis | Hayashi | Pérez, J. | |

NOES—None

Above bill ordered enrolled immediately.

At 11:45 p.m., Speaker pro Tempore Lori Saldaña, 76th District, presiding

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Evans was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 21, without reference to file.

ASSEMBLY BILL NO. 21 (Evans)—An act to amend Sections 10115.2, 10115.15, 10430, 10472, and 12112 of the Public Contract Code, relating to state contracts, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—76

| | | | |
|---------------|-------------|-----------|--------------|
| Adams | De La Torre | Hernandez | Pérez, J. |
| Ammiano | De León | Hill | Pérez, V.M. |
| Arambula | Emmerson | Huber | Portantino |
| Beall | Eng | Huffman | Ruskin |
| Berryhill, B. | Evans | Jeffries | Salas |
| Berryhill, T. | Feuer | Jones | Saldaña |
| Blakeslee | Fletcher | Knight | Silva |
| Block | Fong | Krekorian | Skinner |
| Blumenfield | Fuentes | Lieu | Smyth |
| Brownley | Fuller | Logue | Solorio |
| Buchanan | Furutani | Lowenthal | Strickland |
| Caballero | Gaines | Ma | Swanson |
| Calderon | Galgiani | Mendoza | Torlakson |
| Carter | Garrick | Miller | Torres |
| Chesbro | Gilmore | Monning | Torrico |
| Conway | Hagman | Nava | Tran |
| Cook | Hall | Nestande | Villines |
| Coto | Harkey | Niello | Yamada |
| Davis | Hayashi | Nielsen | Mme. Speaker |

NOES—2

Anderson DeVore

The roll was opened and the Assembly concurred in Senate amendments by the following vote:

AYES—76

| | | | |
|---------------|-------------|-----------|--------------|
| Adams | De La Torre | Hernandez | Pérez, J. |
| Ammiano | De León | Hill | Pérez, V.M. |
| Arambula | Emmerson | Huber | Portantino |
| Beall | Eng | Huffman | Ruskin |
| Berryhill, B. | Evans | Jeffries | Salas |
| Berryhill, T. | Feuer | Jones | Saldaña |
| Blakeslee | Fletcher | Knight | Silva |
| Block | Fong | Krekorian | Skinner |
| Blumenfield | Fuentes | Lieu | Smyth |
| Brownley | Fuller | Logue | Solorio |
| Buchanan | Furutani | Lowenthal | Strickland |
| Caballero | Gaines | Ma | Swanson |
| Calderon | Galgiani | Mendoza | Torlakson |
| Carter | Garrick | Miller | Torres |
| Chesbro | Gilmore | Monning | Torrico |
| Conway | Hagman | Nava | Tran |
| Cook | Hall | Nestande | Villines |
| Coto | Harkey | Niello | Yamada |
| Davis | Hayashi | Nielsen | Mme. Speaker |

NOES—2

Anderson DeVore

Vote Changes

By unanimous consent, the following vote change was permitted on the urgency clause and on concurrence in Senate amendments to Assembly Bill No. 21: Assembly Member DeVore from “Aye” to “No”.

Above bill ordered enrolled immediately.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Evans was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 22, without reference to file.

ASSEMBLY BILL NO. 22 (Evans)—An act to add Sections 3884.1 and 3884.2 to the Food and Agricultural Code, and to amend Sections 11011.13 and 11011.15 of, and to add Sections 11011.2 and 14670.13 to, the Government Code, relating to state property, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—76

| | | | |
|---------------|-------------|-----------|--------------|
| Adams | De La Torre | Hayashi | Nielsen |
| Ammiano | De León | Hernandez | Pérez, J. |
| Arambula | DeVore | Hill | Pérez, V.M. |
| Beall | Emmerson | Huber | Portantino |
| Berryhill, B. | Eng | Huffman | Ruskin |
| Berryhill, T. | Evans | Jeffries | Salas |
| Blakeslee | Feuer | Jones | Saldaña |
| Block | Fletcher | Knight | Skinner |
| Blumenfield | Fong | Krekorian | Smyth |
| Brownley | Fuentes | Lieu | Solorio |
| Buchanan | Fuller | Logue | Strickland |
| Caballero | Furutani | Lowenthal | Swanson |
| Calderon | Gaines | Ma | Torlakson |
| Carter | Galgiani | Mendoza | Torres |
| Chesbro | Garrick | Miller | Torrico |
| Conway | Gilmore | Monning | Tran |
| Cook | Hagman | Nava | Villines |
| Coto | Hall | Nestande | Yamada |
| Davis | Harkey | Niello | Mme. Speaker |

NOES—3

| | | |
|----------|--------|-------|
| Anderson | Duvall | Silva |
|----------|--------|-------|

The roll was opened and the Assembly concurred in Senate amendments by the following vote:

AYES—76

| | | | |
|---------------|-------------|-----------|--------------|
| Adams | De La Torre | Hayashi | Nielsen |
| Ammiano | De León | Hernandez | Pérez, J. |
| Arambula | DeVore | Hill | Pérez, V.M. |
| Beall | Emmerson | Huber | Portantino |
| Berryhill, B. | Eng | Huffman | Ruskin |
| Berryhill, T. | Evans | Jeffries | Salas |
| Blakeslee | Feuer | Jones | Saldaña |
| Block | Fletcher | Knight | Skinner |
| Blumenfield | Fong | Krekorian | Smyth |
| Brownley | Fuentes | Lieu | Solorio |
| Buchanan | Fuller | Logue | Strickland |
| Caballero | Furutani | Lowenthal | Swanson |
| Calderon | Gaines | Ma | Torlakson |
| Carter | Galgiani | Mendoza | Torres |
| Chesbro | Garrick | Miller | Torrico |
| Conway | Gilmore | Monning | Tran |
| Cook | Hagman | Nava | Villines |
| Coto | Hall | Nestande | Yamada |
| Davis | Harkey | Niello | Mme. Speaker |

NOES—3

| | | |
|----------|--------|-------|
| Anderson | Duvall | Silva |
|----------|--------|-------|

Above bill ordered enrolled immediately.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Evans was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 25, without reference to file.

ASSEMBLY BILL NO. 25 (Evans)—An act to amend Section 16430 of, and to add Section 8880.25.5 to, the Government Code, and to amend Section 11797 of the Insurance Code, relating to state funds, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—67

| | | | |
|---------------|-------------|-----------|--------------|
| Adams | Davis | Hernandez | Pérez, V.M. |
| Ammiano | De La Torre | Hill | Portantino |
| Arambula | De León | Huber | Ruskin |
| Beall | Emmerson | Huffman | Salas |
| Berryhill, B. | Eng | Jones | Saldaña |
| Blakeslee | Evans | Knight | Skinner |
| Block | Feuer | Krekorian | Smyth |
| Blumenfield | Fletcher | Lieu | Solorio |
| Brownley | Fong | Lowenthal | Strickland |
| Buchanan | Fuentes | Ma | Swanson |
| Caballero | Furutani | Mendoza | Torlakson |
| Calderon | Gaines | Monning | Torres |
| Carter | Galgiani | Nava | Torrico |
| Chesbro | Garrick | Nestande | Tran |
| Conway | Gilmore | Niello | Yamada |
| Cook | Hall | Nielsen | Mme. Speaker |
| Coto | Hayashi | Pérez, J. | |

NOES—11

| | | | |
|----------|--------|----------|----------|
| Anderson | Fuller | Jeffries | Silva |
| DeVore | Hagman | Logue | Villines |
| Duvall | Harkey | Miller | |

The roll was opened and the Assembly concurred in Senate amendments by the following vote:

AYES—67

| | | | |
|---------------|-------------|-----------|--------------|
| Adams | Davis | Hernandez | Pérez, V.M. |
| Ammiano | De La Torre | Hill | Portantino |
| Arambula | De León | Huber | Ruskin |
| Beall | Emmerson | Huffman | Salas |
| Berryhill, B. | Eng | Jones | Saldaña |
| Blakeslee | Evans | Knight | Skinner |
| Block | Feuer | Krekorian | Smyth |
| Blumenfield | Fletcher | Lieu | Solorio |
| Brownley | Fong | Lowenthal | Strickland |
| Buchanan | Fuentes | Ma | Swanson |
| Caballero | Furutani | Mendoza | Torlakson |
| Calderon | Gaines | Monning | Torres |
| Carter | Galgiani | Nava | Torrico |
| Chesbro | Garrick | Nestande | Tran |
| Conway | Gilmore | Niello | Yamada |
| Cook | Hall | Nielsen | Mme. Speaker |
| Coto | Hayashi | Pérez, J. | |

NOES—11

| | | | |
|----------|--------|----------|----------|
| Anderson | Fuller | Jeffries | Silva |
| DeVore | Hagman | Logue | Villines |
| Duvall | Harkey | Miller | |

Above bill ordered enrolled immediately.

TWENTY-THIRD CALENDAR DAY **AT SACRAMENTO, CALIFORNIA**

Assembly Chamber, July 24, 2009

At 12 midnight.

Speaker pro Tempore Lori Saldaña, presiding.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY JOINT RESOLUTION NO. 1—De León (Coauthors: Ammiano, Arambula, Beall, Block, Blumenfield, Charles Calderon, Carter, Chesbro, Coto, Davis, Eng, Evans, Feuer, Fong, Galgiani, Hernandez, Hill, Huffman, Jones, Krekorian, Lieu, Bonnie Lowenthal, Monning, Nava, John A. Pérez, V. Manuel Pérez, Ruskin, Skinner, Solorio, Swanson, Torlakson, Torres, and Torrico). Relative to the economy.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT **AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Evans was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 7, without reference to file.

ASSEMBLY BILL NO. 7 (Evans)—An act to add Part 1.75 (commencing with Section 10200) to Division 9 of the Welfare and Institutions Code, relating to public social services.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—46

| | | | |
|---------------|----------|-----------|--------------|
| Adams | De León | Hagman | Nielsen |
| Ammiano | DeVore | Harkey | Pérez, J. |
| Arambula | Duval | Huber | Pérez, V.M. |
| Berryhill, B. | Emmerson | Jeffries | Saldaña |
| Berryhill, T. | Evans | Knight | Silva |
| Blakeslee | Feuer | Krekorian | Smyth |
| Calderon | Fletcher | Logue | Strickland |
| Carter | Fuentes | Ma | Tran |
| Conway | Fuller | Miller | Villines |
| Cook | Gaines | Nava | Mme. Speaker |
| Coto | Galgiani | Nestande | |
| Davis | Garrick | Niello | |

NOES—30

| | | | |
|-------------|-------------|-----------|-----------|
| Anderson | De La Torre | Jones | Solorio |
| Beall | Fong | Lieu | Swanson |
| Block | Furutani | Lowenthal | Torlakson |
| Blumenfield | Hall | Mendoza | Torres |
| Brownley | Hayashi | Monning | Torrico |
| Buchanan | Hernandez | Ruskin | Yamada |
| Caballero | Hill | Salas | |
| Chesbro | Huffman | Skinner | |

Above bill ordered enrolled immediately.

RECESS

By unanimous consent, at 1:19 a.m., Speaker pro Tempore Saldaña declared the Assembly recessed to reconvene Regular Session.

RECONVENED

At 4:59 a.m., the Assembly reconvened.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly, presiding.

MESSAGES FROM THE SENATE

Senate Chamber, July 24, 2009

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

| | |
|----------------------|----------------------|
| Assembly Bill No. 2 | Assembly Bill No. 24 |
| Assembly Bill No. 3 | Assembly Bill No. 26 |
| Assembly Bill No. 15 | Assembly Bill No. 30 |
| Assembly Bill No. 19 | |

And respectfully requests the Assembly to concur in said amendments.

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

Above bills ordered to unfinished business file.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Evans was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 19, without reference to file.

ASSEMBLY BILL NO. 19 (Evans)—An act to amend Sections 12301.6, 12305.7, 12305.71, and 12305.82 of, and to add Sections 12301.15, 12301.22, 12301.24, 12301.25, 12305.73, 12305.85, and 12305.86 to, the Welfare and Institutions Code, relating to in-home supportive services.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Evans moved a call of the Assembly.

Motion carried. Time, 5:02 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

RECESS

By unanimous consent, at 5:04 a.m., Speaker pro Tempore Saldaña declared the Assembly recessed to reconvene Regular Session.

RECONVENED

At 5:54 a.m., the Assembly reconvened.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly, presiding.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Evans was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 3, without reference to file.

ASSEMBLY BILL NO. 3 (Evans)—An act to add Sections 14003, 41207.2, and 41207.3 to the Education Code, relating to education finance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Evans moved a call of the Assembly.

Motion carried. Time, 5:57 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

MESSAGES FROM THE SENATE

Senate Chamber, July 24, 2009

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 8

Assembly Bill No. 4

And respectfully requests the Assembly to concur in said amendments.

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

Above bills ordered to unfinished business file.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Evans was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 2, without reference to file.

ASSEMBLY BILL NO. 2 (Evans)—An act to amend Sections 1240.3, 2550, 2558.46, 8279.7, 8357, 8447, 17070.766, 42238.146, 42605, 44259, 45023.1, 45023.4, 46010.2, 47614.5, 52055.770, 52124.3, 60422.1, and 76300 of, to amend and repeal Section 33128.3 of, to amend, repeal, and add Section 47634.1 of, to add Sections 8481, 42606, 60200.7, 60852.3, and 84043 to, to add and repeal Sections 17463.7, 46201.2, and 52055.60 of, to repeal Section 8278 of, to repeal Article 22 (commencing with Section 8460) of Chapter 2 of Part 6 of Division 1 of Title 1 of, and to repeal and add Section 17587 of, the Education Code, to amend Sections 7906 and 8880.5 of the Government Code, and to amend Section 42 of Chapter 12 of the Statutes of 2009, relating to education, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Evans moved a call of the Assembly.

Motion carried. Time, 6:11 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
URGENCY CLAUSE AND CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 2**

At 6:20 a.m., on motion of Assembly Member Evans, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The urgency clause to Assembly Bill No. 2 adopted by the following vote:

AYES—55

| | | | |
|---------------|----------|-----------|--------------|
| Ammiano | De León | Hernandez | Pérez, J. |
| Arambula | Emmerson | Hill | Ruskin |
| Beall | Eng | Huffman | Salas |
| Berryhill, T. | Evans | Jones | Saldaña |
| Blakeslee | Feuer | Krekorian | Silva |
| Blumenfield | Fletcher | Lieu | Skinner |
| Brownley | Fong | Lowenthal | Smyth |
| Caballero | Fuentes | Ma | Solorio |
| Calderon | Furutani | Mendoza | Torres |
| Carter | Galgiani | Monning | Torrico |
| Chesbro | Garrick | Nava | Villines |
| Coto | Hagman | Nestande | Yamada |
| Davis | Hall | Niello | Mme. Speaker |
| De La Torre | Hayashi | Nielsen | |

NOES—18

| | | | |
|---------------|---------|-------------|------------|
| Adams | DeVore | Jeffries | Strickland |
| Anderson | Fuller | Knight | Swanson |
| Berryhill, B. | Gaines | Logue | Torlakson |
| Block | Gilmore | Miller | |
| Buchanan | Huber | Perez, V.M. | |

The roll was opened and the Assembly concurred in Senate amendments by the following vote:

AYES—55

| | | | |
|---------------|----------|-----------|--------------|
| Ammiano | De León | Hernandez | Pérez, J. |
| Arambula | Emmerson | Hill | Ruskin |
| Beall | Eng | Huffman | Salas |
| Berryhill, T. | Evans | Jones | Saldaña |
| Blakeslee | Feuer | Krekorian | Silva |
| Blumenfield | Fletcher | Lieu | Skinner |
| Brownley | Fong | Lowenthal | Smyth |
| Caballero | Fuentes | Ma | Solorio |
| Calderon | Furutani | Mendoza | Torres |
| Carter | Galgiani | Monning | Torrico |
| Chesbro | Garrick | Nava | Villines |
| Coto | Hagman | Nestande | Yamada |
| Davis | Hall | Niello | Mme. Speaker |
| De La Torre | Hayashi | Nielsen | |

NOES—18

| | | | |
|---------------|---------|-------------|------------|
| Adams | DeVore | Jeffries | Strickland |
| Anderson | Fuller | Knight | Swanson |
| Berryhill, B. | Gaines | Logue | Torlakson |
| Block | Gilmore | Miller | |
| Buchanan | Huber | Perez, V.M. | |

Above bill ordered enrolled immediately.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Evans was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 8, without reference to file.

ASSEMBLY BILL NO. 8 (Evans)—An act to amend Sections 11453 and 12201 of, to amend, repeal, and add Sections 11327.5 and 11454 of, and to add Section 11320.2 to, the Welfare and Institutions Code, relating to human services.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Evans moved a call of the Assembly.

Motion carried. Time, 6:22 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

MESSAGES FROM THE SENATE

Senate Chamber, July 24, 2009

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 14

Assembly Bill No. 23

Assembly Bill No. 27

And respectfully requests the Assembly to concur in said amendments.

GREGORY P. SCHMIDT, Secretary of the Senate

By David Valverde, Assistant Secretary

Above bills ordered to unfinished business file.

Senate Chamber, July 23, 2009

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 13

Senate Bill No. 16

GREGORY P. SCHMIDT, Secretary of the Senate

By David Valverde, Assistant Secretary

CAUCUS ANNOUNCEMENTS

At 6:23 a.m., by unanimous consent, the Republican Caucus was permitted to meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 6:23 a.m., Speaker pro Tempore Saldaña declared the Assembly recessed.

RECONVENED

At 9:23 a.m., the Assembly reconvened.

Hon. Karen Bass, Speaker of the Assembly, presiding.

MESSAGES FROM THE SENATE

Senate Chamber, July 24, 2009

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

Senate Concurrent Resolution No. 2

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

FIRST READING OF SENATE BILLS

The following resolution was read:

SENATE CONCURRENT RESOLUTION NO. 2—Relative to final adjournment of the 2009–10 Fourth Extraordinary Session of the Legislature.

At 9:25 a.m., Speaker pro Tempore Lori Saldaña, 76th District, presiding

**CALL OF THE ASSEMBLY DISPENSED WITH ON
CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 8**

At 9:37 a.m., on motion of Assembly Member Evans, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly concurred in Senate amendments to Assembly Bill No. 8 by the following vote:

AYES—47

| | | | |
|---------------|----------|-----------|--------------|
| Adams | Davis | Hagman | Nestande |
| Anderson | DeVore | Harkey | Niello |
| Arambula | Duvall | Hayashi | Nielsen |
| Berryhill, B. | Emmerson | Hill | Silva |
| Berryhill, T. | Eng | Huber | Smyth |
| Blakeslee | Evans | Huffman | Solorio |
| Block | Fletcher | Jeffries | Strickland |
| Blumenfield | Fuller | Knight | Torlakson |
| Buchanan | Gaines | Logue | Torres |
| Caballero | Galgiani | Lowenthal | Villines |
| Conway | Garrick | Miller | Mme. Speaker |
| Cook | Gilmore | Monning | |

NOES—25

| | | | |
|-------------|-----------|-------------|---------|
| Ammiano | Feuer | Mendoza | Swanson |
| Beall | Fong | Pérez, J. | Torrico |
| Brownley | Fuentes | Pérez, V.M. | Tran |
| Chesbro | Jones | Ruskin | Yamada |
| Coto | Krekorian | Salas | |
| De La Torre | Lieu | Saldaña | |
| De León | Ma | Skinner | |

Above bill ordered enrolled immediately.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 19**

At 9:44 a.m., on motion of Assembly Member Evans, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly concurred in Senate amendments to Assembly Bill No. 19 by the following vote:

AYES—42

| | | | |
|---------------|----------|----------|--------------|
| Adams | Emmerson | Huber | Pérez, V.M. |
| Anderson | Evans | Huffman | Ruskin |
| Arambula | Fletcher | Jeffries | Silva |
| Berryhill, B. | Fuller | Knight | Smyth |
| Berryhill, T. | Gaines | Logue | Solorio |
| Blakeslee | Galgiani | Ma | Strickland |
| Buchanan | Garrick | Miller | Tran |
| Conway | Gilmore | Nava | Villines |
| Davis | Hagman | Nestande | Mme. Speaker |
| DeVore | Hall | Niello | |
| Duvall | Harkey | Nielsen | |

NOES—33

| | | | |
|-------------|-------------|-----------|-----------|
| Ammiano | De La Torre | Hill | Skinner |
| Beall | De León | Jones | Swanson |
| Block | Eng | Lieu | Torlakson |
| Blumenfield | Feuer | Lowenthal | Torres |
| Brownley | Fong | Mendoza | Torrico |
| Caballero | Fuentes | Monning | Yamada |
| Calderon | Furutani | Pérez, J. | |
| Chesbro | Hayashi | Salas | |
| Coto | Hernandez | Saldaña | |

Vote Changes

By unanimous consent, the following vote changes were permitted on concurrence in Senate amendments to Assembly Bill No. 19: Assembly Members Chesbro and De La Torre from “Aye” to “No”.

Above bill ordered enrolled immediately.

RECESS

By unanimous consent, at 10:16 a.m., Speaker pro Tempore Saldaña declared the Assembly recessed to reconvene Regular Session.

RECONVENED

At 10:41 a.m., the Assembly reconvened.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly, presiding.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Evans was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 4, without reference to file.

ASSEMBLY BILL NO. 4 (Evans)—An act to amend Section 17208 of, and to add Sections 17555 and 17561 to, the Family Code, to amend Sections 1523.1, 1568.05, 1569.185, and 1596.803 of the Health and Safety Code, and to amend Sections 706.6, 9542, 9545, 10604.6, 10823, 11320.3, 11320.32, 11364, 11454.5, 11462, 11463, 11466.2, 11468.6, 12305.1, 12305.81, 12309, 14043.25, 15525, 16121, 16501.1, 16501.3, and 18358.30 of, to add Sections 11322.64, 11329.5, 12200.02, 12305.84, 12309.2, and 14021.9 to, to add and repeal Section 11325.71 of, to add and repeal Chapter 1.7 (commencing with Section 10545) of Part 2 of Division 9 of, and to repeal and add Section 16120 of, the Welfare and Institutions Code, relating to human services, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—73

| | | | |
|---------------|-----------|-----------|--------------|
| Adams | De León | Hill | Pérez, V.M. |
| Ammiano | DeVore | Huber | Portantino |
| Arambula | Emmerson | Huffman | Ruskin |
| Beall | Eng | Jeffries | Salas |
| Berryhill, T. | Evans | Jones | Saldaña |
| Blakeslee | Feuer | Knight | Silva |
| Block | Fletcher | Krekorian | Skinner |
| Blumenfield | Fong | Lieu | Smyth |
| Brownley | Fuentes | Logue | Solorio |
| Buchanan | Fuller | Lowenthal | Strickland |
| Caballero | Furutani | Ma | Torlakson |
| Calderon | Galgiani | Mendoza | Torres |
| Carter | Garrick | Miller | Torrico |
| Chesbro | Gilmore | Monning | Tran |
| Conway | Hagman | Nava | Villines |
| Cook | Hall | Nestande | Mme. Speaker |
| Coto | Harkey | Niello | |
| Davis | Hayashi | Nielsen | |
| De La Torre | Hernandez | Pérez, J. | |

NOES—3

| | | |
|----------|---------|--------|
| Anderson | Swanson | Yamada |
|----------|---------|--------|

The roll was opened and the Assembly concurred in Senate amendments by the following vote:

AYES—73

| | | | |
|---------------|-----------|-----------|--------------|
| Adams | De León | Hill | Pérez, V.M. |
| Ammiano | DeVore | Huber | Portantino |
| Arambula | Emmerson | Huffman | Ruskin |
| Beall | Eng | Jeffries | Salas |
| Berryhill, T. | Evans | Jones | Saldaña |
| Blakeslee | Feuer | Knight | Silva |
| Block | Fletcher | Krekorian | Skinner |
| Blumenfield | Fong | Lieu | Smyth |
| Brownley | Fuentes | Logue | Solorio |
| Buchanan | Fuller | Lowenthal | Strickland |
| Caballero | Furutani | Ma | Torlakson |
| Calderon | Galgiani | Mendoza | Torres |
| Carter | Garrick | Miller | Torrico |
| Chesbro | Gilmore | Monning | Tran |
| Conway | Hagman | Nava | Villines |
| Cook | Hall | Nestande | Mme. Speaker |
| Coto | Harkey | Niello | |
| Davis | Hayashi | Nielsen | |
| De La Torre | Hernandez | Pérez, J. | |

NOES—3

| | | |
|----------|---------|--------|
| Anderson | Swanson | Yamada |
|----------|---------|--------|

Above bill ordered enrolled immediately.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
URGENCY CLAUSE AND CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 10**

At 10:43 a.m., on motion of Assembly Member Evans, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The urgency clause to Assembly Bill No. 10 adopted by the following vote:

AYES—54

| | | | |
|-------------|-----------|-----------|--------------|
| Ammiano | De León | Hill | Portantino |
| Arambula | Emmerson | Huber | Ruskin |
| Beall | Eng | Huffman | Salas |
| Blakeslee | Evans | Jones | Saldaña |
| Blumenfield | Feuer | Krekorian | Skinner |
| Brownley | Fletcher | Lieu | Smyth |
| Buchanan | Fong | Lowenthal | Solorio |
| Calderon | Fuentes | Ma | Torlakson |
| Carter | Furutani | Mendoza | Torres |
| Chesbro | Galgiani | Monning | Torrico |
| Conway | Garrick | Nava | Yamada |
| Coto | Hall | Niello | Mme. Speaker |
| Davis | Hayashi | Nielsen | |
| De La Torre | Hernandez | Pérez, J. | |

NOES—25

| | | | |
|---------------|---------|-------------|------------|
| Adams | DeVore | Jeffries | Strickland |
| Anderson | Duvall | Knight | Swanson |
| Berryhill, B. | Fuller | Logue | Tran |
| Berryhill, T. | Gaines | Miller | Villines |
| Block | Gilmore | Nestande | |
| Caballero | Hagman | Pérez, V.M. | |
| Cook | Harkey | Silva | |

The roll was opened and the Assembly concurred in Senate amendments by the following vote:

AYES—54

| | | | |
|-------------|-----------|-----------|--------------|
| Ammiano | De León | Hill | Portantino |
| Arambula | Emmerson | Huber | Ruskin |
| Beall | Eng | Huffman | Salas |
| Blakeslee | Evans | Jones | Saldaña |
| Blumenfield | Feuer | Krekorian | Skinner |
| Brownley | Fletcher | Lieu | Smyth |
| Buchanan | Fong | Lowenthal | Solorio |
| Calderon | Fuentes | Ma | Torlakson |
| Carter | Furutani | Mendoza | Torres |
| Chesbro | Galgiani | Monning | Torrico |
| Conway | Garrick | Nava | Yamada |
| Coto | Hall | Niello | Mme. Speaker |
| Davis | Hayashi | Nielsen | |
| De La Torre | Hernandez | Pérez, J. | |

NOES—25

| | | | |
|---------------|---------|-------------|------------|
| Adams | DeVore | Jeffries | Strickland |
| Anderson | Duvall | Knight | Swanson |
| Berryhill, B. | Fuller | Logue | Tran |
| Berryhill, T. | Gaines | Miller | Villines |
| Block | Gilmore | Nestande | |
| Caballero | Hagman | Perez, V.M. | |
| Cook | Harkey | Silva | |

Above bill ordered enrolled immediately.

RECESS

By unanimous consent, at 11:05 a.m., Speaker pro Tempore Saldaña declared the Assembly recessed to reconvene Regular Session.

RECONVENED

At 12:01 p.m., the Assembly reconvened.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly, presiding.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
URGENCY CLAUSE TO SENATE BILL NO. 12**

At 12:02 p.m., on motion of Assembly Member Torrico, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Torrico moved to continue the call of the Assembly.

Motion carried. Time, 12:06 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CAUCUS ANNOUNCEMENTS

At 1:02 p.m., Speaker Bass was granted unanimous consent that the Democratic Caucus be permitted to meet in the Assembly Lounge.

At 1:03 p.m., Assembly Member Blakeslee was granted unanimous consent that the Republican Caucus be permitted to meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 1:03 p.m., Speaker pro Tempore Saldaña declared the Assembly recessed.

RECONVENED

At 1:35 p.m., the Assembly reconvened.
Hon. Karen Bass, Speaker of the Assembly, presiding.

BILLS PLACED ON INACTIVE FILE

The following bills were placed upon the inactive file:

Assembly Bills Nos. 24 and 30, and Senate Bills Nos. 24 and 30, on request of Assembly Member Torrico.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Evans was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 15, without reference to file.

ASSEMBLY BILL NO. 15 (Gaines)—An act to amend Section 41204.1 of the Education Code, to amend Sections 6585, 6588, 6590, 6591, 6592, and 6599.3 of, and to add Section 6588.6 to, the Government Code, to amend Section 33681.12 of the Health and Safety Code, and to add Section 100.06 to the Revenue and Taxation Code, relating to local government finance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill presented by Assembly Member Evans.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—59

| | | | |
|---------------|-------------|-------------|--------------|
| Adams | Davis | Hayashi | Portantino |
| Ammiano | De La Torre | Hernandez | Ruskin |
| Arambula | De León | Hill | Salas |
| Beall | Emmerson | Huffman | Saldaña |
| Berryhill, T. | Eng | Jones | Skinner |
| Blakeslee | Evans | Krekorian | Smyth |
| Block | Feuer | Lieu | Solorio |
| Blumenfield | Fong | Lowenthal | Strickland |
| Brownley | Fuentes | Ma | Swanson |
| Buchanan | Fuller | Monning | Torlakson |
| Calderon | Furutani | Nava | Torres |
| Carter | Gaines | Nestande | Torrico |
| Chesbro | Galgiani | Nielsen | Yamada |
| Conway | Garrick | Pérez, J. | Mme. Speaker |
| Coto | Hall | Pérez, V.M. | |

NOES—14

| | | | |
|-----------|----------|--------|-------|
| Anderson | Duvall | Knight | Silva |
| Caballero | Hagman | Logue | Tran |
| Cook | Harkey | Miller | |
| DeVore | Jeffries | Niello | |

The roll was opened and the Assembly concurred in Senate amendments by the following vote:

AYES—59

| | | | |
|---------------|-------------|-------------|--------------|
| Adams | Davis | Hayashi | Portantino |
| Ammiano | De La Torre | Hernandez | Ruskin |
| Arambula | De León | Hill | Salas |
| Beall | Emmerson | Huffman | Saldaña |
| Berryhill, T. | Eng | Jones | Skinner |
| Blakeslee | Evans | Krekorian | Smyth |
| Block | Feuer | Lieu | Solorio |
| Blumenfield | Fong | Lowenthal | Strickland |
| Brownley | Fuentes | Ma | Swanson |
| Buchanan | Fuller | Monning | Torlakson |
| Calderon | Furutani | Nava | Torres |
| Carter | Gaines | Nestande | Torrico |
| Chesbro | Galgiani | Nielsen | Yamada |
| Conway | Garrick | Pérez, J. | Mme. Speaker |
| Coto | Hall | Pérez, V.M. | |

NOES—14

| | | | |
|-----------|----------|--------|-------|
| Anderson | Duvall | Knight | Silva |
| Caballero | Hagman | Logue | Tran |
| Cook | Harkey | Miller | |
| DeVore | Jeffries | Niello | |

Above bill ordered enrolled immediately.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Evans was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 14, without reference to file.

ASSEMBLY BILL NO. 14 (Committee on Budget)—An act to add Section 100.05 to the Revenue and Taxation Code, relating to local government finance, and declaring the urgency thereof, to take effect immediately.

Bill presented by Assembly Member Evans.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Calderon moved a call of the Assembly.

Motion carried. Time, 1:58 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Evans was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 26, without reference to file.

ASSEMBLY BILL NO. 26 (Committee on Budget)—An act to amend Sections 33334.2 and 33688 of, and to add Sections 33020.5, 33331.5, 33690, 33690.5, 33691, and 33692 to, the Health and Safety Code, relating to community redevelopment.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—41

| | | | |
|---------------|-------------|-----------|--------------|
| Ammiano | Davis | Hayashi | Pérez, J. |
| Arambula | De La Torre | Hernandez | Ruskin |
| Beall | De León | Hill | Saldaña |
| Berryhill, B. | Eng | Huffman | Skinner |
| Blakeslee | Evans | Jones | Solorio |
| Blumenfield | Feuer | Lieu | Torlakson |
| Brownley | Fong | Lowenthal | Torrico |
| Calderon | Fuentes | Ma | Mme. Speaker |
| Carter | Furutani | Monning | |
| Chesbro | Galgiani | Nava | |
| Coto | Hall | Nielsen | |

NOES—31

| | | | |
|-----------|----------|-------------|------------|
| Adams | Duvall | Jeffries | Silva |
| Anderson | Emmerson | Knight | Smyth |
| Block | Fletcher | Logue | Strickland |
| Buchanan | Fuller | Miller | Swanson |
| Caballero | Gaines | Nestande | Tran |
| Conway | Gilmore | Niello | Villines |
| Cook | Hagman | Pérez, V.M. | Yamada |
| DeVore | Harkey | Salas | |

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 26: Assembly Member Conway from “Aye” to “No”.

Above bill ordered enrolled immediately.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
URGENCY CLAUSE TO SENATE BILL NO. 12**

At 2:03 p.m., on motion of Assembly Member Evans, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The urgency clause to Senate Bill No. 12 adopted by the following vote:

AYES—54

| | | | |
|---------------|-------------|-----------|--------------|
| Adams | Davis | Hayashi | Portantino |
| Ammiano | De La Torre | Hernandez | Ruskin |
| Beall | De León | Hill | Salas |
| Berryhill, T. | Emmerson | Huffman | Saldaña |
| Blakeslee | Eng | Jones | Skinner |
| Block | Evans | Krekorian | Smyth |
| Blumenfield | Feuer | Lieu | Solorio |
| Brownley | Fletcher | Lowenthal | Torlakson |
| Buchanan | Fong | Ma | Torres |
| Caballero | Fuentes | Mendoza | Torrico |
| Calderon | Furutani | Monning | Yamada |
| Carter | Galgiani | Nava | Mme. Speaker |
| Chesbro | Hagman | Nielsen | |
| Coto | Hall | Pérez, J. | |

NOES—24

| | | | |
|---------------|---------|----------|-------------|
| Anderson | Duvall | Huber | Niello |
| Arambula | Fuller | Jeffries | Pérez, V.M. |
| Berryhill, B. | Gaines | Knight | Silva |
| Conway | Garrick | Logue | Strickland |
| Cook | Gilmore | Miller | Swanson |
| DeVore | Harkey | Nestande | Tran |

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—54

| | | | |
|---------------|-------------|-----------|--------------|
| Adams | Davis | Hayashi | Portantino |
| Ammiano | De La Torre | Hernandez | Ruskin |
| Beall | De León | Hill | Salas |
| Berryhill, T. | Emmerson | Huffman | Saldaña |
| Blakeslee | Eng | Jones | Skinner |
| Block | Evans | Krekorian | Smyth |
| Blumenfield | Feuer | Lieu | Solorio |
| Brownley | Fletcher | Lowenthal | Torlakson |
| Buchanan | Fong | Ma | Torres |
| Caballero | Fuentes | Mendoza | Torrico |
| Calderon | Furutani | Monning | Yamada |
| Carter | Galgiani | Nava | Mme. Speaker |
| Chesbro | Hagman | Nielsen | |
| Coto | Hall | Pérez, J. | |

NOES—24

| | | | |
|---------------|---------|----------|-------------|
| Anderson | Duvall | Huber | Niello |
| Arambula | Fuller | Jeffries | Pérez, V.M. |
| Berryhill, B. | Gaines | Knight | Silva |
| Conway | Garrick | Logue | Strickland |
| Cook | Gilmore | Miller | Swanson |
| DeVore | Harkey | Nestande | Tran |

Bill ordered transmitted to the Senate immediately.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Members Evans was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 12, without reference to file.

ASSEMBLY BILL NO. 12 (Evans)—An act to amend Section 19616.51 of, and to add Section 19616.52 to, the Business and Professions Code, to add Section 14044 to the Corporations Code, to add and repeal Article 20.7 (commencing with Section 69999.10) of Chapter 2 of Part 42 of Division 5 of Title 3 of the Education Code, to amend Sections 8610.5, 11545, 12715, 13302, and 22877 of, to add Sections 11019.10 and 12472.5 to, and to add and repeal Section 22864.1 of, the Government Code, to amend Sections 1566.2, 13235, 17031.8, 17036, 11814, 18502, and 51504 of the Health and Safety Code, to add Article 7 (commencing with Section 11885) to Chapter 4 of Part 3 of Division 2 of, and to add and repeal Section 12975.9 of, the Insurance Code, to amend Sections 62.5 and 4352 of, and to add Section 67 to, the Labor Code, to amend Section 1012.3 of, and to add Article 8.2 (commencing with Section 999.80) to Chapter 6 of Division 4 of, the Military and Veterans Code, to amend Section 679.02 of the Penal Code, to add Section 42102.5 to the Public Resources Code, to amend Sections 7204.3 and 7273 of the Revenue and Taxation Code, and to add Sections 10214.6 and 14022 to the Unemployment Insurance Code, relating to state government, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill presented by Assembly Member Evans.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—54

| | | | |
|---------------|-------------|-----------|--------------|
| Adams | Davis | Hayashi | Portantino |
| Ammiano | De La Torre | Hernandez | Ruskin |
| Beall | De León | Hill | Salas |
| Berryhill, T. | Emmerson | Huffman | Saldaña |
| Blakeslee | Eng | Jones | Skinner |
| Block | Evans | Krekorian | Smyth |
| Blumenfield | Feuer | Lieu | Solorio |
| Brownley | Fletcher | Lowenthal | Torlakson |
| Buchanan | Fong | Ma | Torres |
| Caballero | Fuentes | Mendoza | Torrico |
| Calderon | Furutani | Monning | Yamada |
| Carter | Galgiani | Nava | Mme. Speaker |
| Chesbro | Hagman | Nielsen | |
| Coto | Hall | Pérez, J. | |

NOES—24

| | | | |
|---------------|---------|----------|-------------|
| Anderson | Duvall | Huber | Niello |
| Arambula | Fuller | Jeffries | Perez, V.M. |
| Berryhill, B. | Gaines | Knight | Silva |
| Conway | Garrick | Logue | Strickland |
| Cook | Gilmore | Miller | Swanson |
| DeVore | Harkey | Nestande | Tran |

The roll was opened and the Assembly concurred in Senate amendments by the following vote:

AYES—54

| | | | |
|---------------|-------------|-----------|--------------|
| Adams | Davis | Hayashi | Portantino |
| Ammiano | De La Torre | Hernandez | Ruskin |
| Beall | De León | Hill | Salas |
| Berryhill, T. | Emmerson | Huffman | Saldaña |
| Blakeslee | Eng | Jones | Skinner |
| Block | Evans | Krekorian | Smyth |
| Blumenfield | Feuer | Lieu | Solorio |
| Brownley | Fletcher | Lowenthal | Torlakson |
| Buchanan | Fong | Ma | Torres |
| Caballero | Fuentes | Mendoza | Torrico |
| Calderon | Furutani | Monning | Yamada |
| Carter | Galgiani | Nava | Mme. Speaker |
| Chesbro | Hagman | Nielsen | |
| Coto | Hall | Pérez, J. | |

NOES—24

| | | | |
|---------------|---------|----------|-------------|
| Anderson | Duvall | Huber | Niello |
| Arambula | Fuller | Jeffries | Perez, V.M. |
| Berryhill, B. | Gaines | Knight | Silva |
| Conway | Garrick | Logue | Strickland |
| Cook | Gilmore | Miller | Swanson |
| DeVore | Harkey | Nestande | Tran |

Above bill ordered enrolled immediately.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
URGENCY CLAUSE AND CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 3**

At 2:11 p.m., on motion of Assembly Member Evans, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Evans moved to continue the call of the Assembly.

Motion carried. Time, 2:12 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
URGENCY CLAUSE AND CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 14**

At 2:17 p.m., on motion of Assembly Member Evans, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The urgency clause to Assembly Bill No. 14 adopted by the following vote:

AYES—54

| | | | |
|---------------|-------------|------------|--------------|
| Ammiano | De La Torre | Hernandez | Ruskin |
| Arambula | De León | Hill | Salas |
| Beall | Emmerson | Huffman | Saldaña |
| Berryhill, T. | Eng | Jones | Skinner |
| Blakeslee | Evans | Krekorian | Smyth |
| Block | Feuer | Lieu | Solorio |
| Blumenfield | Fong | Lowenthal | Strickland |
| Brownley | Fuentes | Ma | Torlakson |
| Calderon | Fuller | Monning | Torres |
| Carter | Furutani | Nava | Torrico |
| Chesbro | Galgiani | Nestande | Yamada |
| Conway | Garrick | Nielsen | Mme. Speaker |
| Coto | Hall | Pérez, J. | |
| Davis | Hayashi | Portantino | |

NOES—25

| | | | |
|---------------|----------|-------------|----------|
| Adams | Duvall | Jeffries | Silva |
| Anderson | Fletcher | Knight | Swanson |
| Berryhill, B. | Gaines | Logue | Tran |
| Buchanan | Gilmore | Mendoza | Villines |
| Caballero | Hagman | Miller | |
| Cook | Harkey | Niello | |
| DeVore | Huber | Pérez, V.M. | |

The roll was opened and the Assembly concurred in Senate amendments by the following vote:

AYES—54

| | | | |
|---------------|-------------|------------|--------------|
| Ammiano | De La Torre | Hernandez | Ruskin |
| Arambula | De León | Hill | Salas |
| Beall | Emmerson | Huffman | Saldaña |
| Berryhill, T. | Eng | Jones | Skinner |
| Blakeslee | Evans | Krekorian | Smyth |
| Block | Feuer | Lieu | Solorio |
| Blumenfield | Fong | Lowenthal | Strickland |
| Brownley | Fuentes | Ma | Torlakson |
| Calderon | Fuller | Monning | Torres |
| Carter | Furutani | Nava | Torrico |
| Chesbro | Galgiani | Nestande | Yamada |
| Conway | Garrick | Nielsen | Mme. Speaker |
| Coto | Hall | Pérez, J. | |
| Davis | Hayashi | Portantino | |

NOES—25

| | | | |
|---------------|----------|-------------|----------|
| Adams | Duvall | Jeffries | Silva |
| Anderson | Fletcher | Knight | Swanson |
| Berryhill, B. | Gaines | Logue | Tran |
| Buchanan | Gilmore | Mendoza | Villines |
| Caballero | Hagman | Miller | |
| Cook | Harkey | Niello | |
| DeVore | Huber | Pérez, V.M. | |

Above bill ordered enrolled immediately.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
URGENCY CLAUSE AND CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 3**

At 2:18 p.m., on motion of Assembly Member Evans, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The urgency clause to Assembly Bill No. 3 adopted by the following vote:

AYES—56

| | | | |
|-------------|-------------|-------------|--------------|
| Adams | De La Torre | Hill | Portantino |
| Ammiano | De León | Huber | Ruskin |
| Beall | Emmerson | Huffman | Salas |
| Blakeslee | Eng | Jones | Saldaña |
| Block | Evans | Krekorian | Skinner |
| Blumenfield | Feuer | Lieu | Smyth |
| Brownley | Fong | Lowenthal | Solorio |
| Buchanan | Fuentes | Ma | Swanson |
| Caballero | Furutani | Mendoza | Torlakson |
| Calderon | Galgiani | Monning | Torres |
| Carter | Garrick | Nava | Torrico |
| Chesbro | Hall | Nielsen | Tran |
| Coto | Hayashi | Pérez, J. | Yamada |
| Davis | Hernandez | Pérez, V.M. | Mme. Speaker |

NOES—20

| | | | |
|---------------|--------|----------|------------|
| Anderson | Cook | Hagman | Miller |
| Arambula | DeVore | Harkey | Niello |
| Berryhill, B. | Duvall | Jeffries | Silva |
| Berryhill, T. | Fuller | Knight | Strickland |
| Conway | Gaines | Logue | Villines |

The roll was opened and the Assembly concurred in Senate amendments by the following vote:

AYES—56

| | | | |
|-------------|-------------|-------------|--------------|
| Adams | De La Torre | Hill | Portantino |
| Ammiano | De León | Huber | Ruskin |
| Beall | Emmerson | Huffman | Salas |
| Blakeslee | Eng | Jones | Saldaña |
| Block | Evans | Krekorian | Skinner |
| Blumenfield | Feuer | Lieu | Smyth |
| Brownley | Fong | Lowenthal | Solorio |
| Buchanan | Fuentes | Ma | Swanson |
| Caballero | Furutani | Mendoza | Torlakson |
| Calderon | Galgiani | Monning | Torres |
| Carter | Garrick | Nava | Torrico |
| Chesbro | Hall | Nielsen | Tran |
| Coto | Hayashi | Pérez, J. | Yamada |
| Davis | Hernandez | Pérez, V.M. | Mme. Speaker |

NOES—20

| | | | |
|---------------|--------|----------|------------|
| Anderson | Cook | Hagman | Miller |
| Arambula | DeVore | Harkey | Niello |
| Berryhill, B. | Duvall | Jeffries | Silva |
| Berryhill, T. | Fuller | Knight | Strickland |
| Conway | Gaines | Logue | Villines |

Above bill ordered enrolled immediately.

OBJECTION TO VOTE ADDS AND CHANGES

Assembly Member Torrico withheld unanimous consent on any requests for vote adds or vote changes on all roll call votes taken on this day.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member DeVore was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 23, without reference to file.

ASSEMBLY BILL NO. 23 (DeVore)—An act to add and repeal Sections 6245 and 6246 of the Public Resources Code, relating to oil and gas leases.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member DeVore moved a call of the Assembly.

Motion carried. Time, 2:55 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 23**

At 2:56 p.m., on motion of Assembly Member Nava, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

**Action Rescinded and Record Expunged on
Assembly Bill No. 23**

Assembly Member Torrico was granted unanimous consent that the action be rescinded and the record expunged whereby a roll call vote was taken on this day on Assembly Bill No. 23.

OBJECTION WITHDRAWN

Assembly Member Torrico withdrew his objection to any requests for vote adds or vote changes on all roll call votes taken on this day.

**CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 2
BY UNANIMOUS CONSENT**

Assembly Member Krekorian was granted unanimous consent to take up Senate Concurrent Resolution No. 2 without reference to committee, print, or file, for purpose of consideration.

SENATE CONCURRENT RESOLUTION NO. 2 (Steinberg)—Relative to final adjournment of the 2009–10 Fourth Extraordinary Session of the Legislature.

Resolution read, presented by Assembly Member Krekorian, and adopted by the following vote:

AYES—75

| | | | |
|---------------|-------------|-----------|--------------|
| Adams | Davis | Hernandez | Pérez, V.M. |
| Ammiano | De La Torre | Hill | Portantino |
| Anderson | DeVore | Huber | Ruskin |
| Arambula | Duvall | Huffman | Salas |
| Beall | Emmerson | Jeffries | Saldaña |
| Berryhill, B. | Eng | Jones | Silva |
| Berryhill, T. | Evans | Knight | Skinner |
| Blakeslee | Feuer | Krekorian | Smyth |
| Block | Fletcher | Lieu | Solorio |
| Blumenfield | Fong | Logue | Strickland |
| Brownley | Fuentes | Lowenthal | Swanson |
| Buchanan | Fuller | Ma | Torlakson |
| Caballero | Gaines | Miller | Torres |
| Calderon | Galgiani | Monning | Torrico |
| Carter | Garrick | Nava | Tran |
| Chesbro | Hagman | Nestande | Villines |
| Conway | Hall | Niello | Yamada |
| Cook | Harkey | Nielsen | Mme. Speaker |
| Coto | Hayashi | Pérez, J. | |

NOES—None

Resolution ordered transmitted to the Senate immediately.

VOTE ADDS

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

Senate Bill No. 16 and Urgency: Eng—Aye; Adams, Tom Berryhill, Conway, and Nestande—No.

Assembly Bill No. 5, Urgency and Concurrence: Tom Berryhill, Buchanan, Eng, and Niello—Aye; Gaines and Strickland—No.

Assembly Bill No. 9, Urgency and Concurrence: Eng, Fletcher, Mendoza, and Silva—Aye; Conway and Hagman—No.

Assembly Bill No. 11, Urgency and Concurrence: Eng, Swanson, and Torlakson—Aye; Tran—No.

Senate Bill No. 13 and Urgency: Cook, Eng, and Niello—Aye; Tom Berryhill, Fuller, Garrick, Hagman, V.M. Pérez, and Tran—No.

Assembly Bill No. 1, Urgency and Concurrence: Caballero, Hernandez, and Lowenthal—Aye; Miller—No.

Assembly Bill No. 6, Urgency and Concurrence: Knight and Miller—Aye.

Assembly Bill No. 17, Concurrence: Swanson—Aye; Block and Caballero—No.

Assembly Bill No. 18, Concurrence: Swanson—Aye; Block—No.

Assembly Bill No. 20, Concurrence: Gaines, Swanson, and Torres—Aye.

Assembly Bill No. 21, Urgency and Concurrence: Feuer, Gaines, Galgiani, Krekorian, Ruskin, Silva, Swanson, and Tran—Aye.

Assembly Bill No. 22, Urgency and Concurrence: Ma, Solorio, and Swanson—Aye.

Assembly Bill No. 25, Urgency and Concurrence: Conway, Knight, Ma, and Nestande—Aye; Villines—No.

Assembly Bill No. 7, Concurrence: Davis, Emmerson, Nestande, and Silva—Aye; Beall, Fong, Lieu, Skinner, Torlakson, and Torrico—No.

Assembly Bill No. 2, Urgency and Concurrence: Nestande—Aye; Adams—No.

Assembly Bill No. 8, Concurrence: Adams, Cook, Knight, and Logue—Aye; Chesbro, De La Torre, De León, Feuer, and Lieu—No.

Assembly Bill No. 19, Concurrence: Davis and Solorio—Aye; Brownley, De León, Jones, and Lieu—No.

Assembly Bill No. 4, Urgency and Concurrence: Block, Cook, Fuller, Gilmore, and Knight—Aye; Anderson, Swanson, and Yamada—No.

Assembly Bill No. 10, Urgency and Concurrence: Block—No.

Assembly Bill No. 15, Urgency and Concurrence: Calderon, Krekorian, and Salas—Aye; Caballero—No.

Assembly Bill No. 26, Concurrence: Solorio—Aye; Block, Fuller, Nestande, Salas, Smyth, Swanson, and Yamada—No.

Assembly Bill No. 3, Urgency and Concurrence: Tran—Aye; Strickland—No.

MOTION TO ADJOURN

At 3:16 p.m., Assembly Member Adams moved that the Assembly do now adjourn.

Assembly Member Krekorian seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 3:17 p.m., Speaker pro Tempore Saldaña declared the quorum call of the Assembly dispensed with.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 24, 2009

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

Assembly Bill No. 17

Assembly Bill No. 21

Assembly Bill No. 18

Assembly Bill No. 22

Assembly Bill No. 19

Assembly Bill No. 25

Assembly Bill No. 20

Assembly Bill No. 26

And reports the same correctly enrolled, and presented to the Governor on the 24th day of July, 2009, at 4:30 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, July 24, 2009

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

Assembly Bill No. 1
Assembly Bill No. 2
Assembly Bill No. 3
Assembly Bill No. 4
Assembly Bill No. 5
Assembly Bill No. 6
Assembly Bill No. 7

Assembly Bill No. 8
Assembly Bill No. 9
Assembly Bill No. 10
Assembly Bill No. 11
Assembly Bill No. 12
Assembly Bill No. 14
Assembly Bill No. 15

And reports the same correctly enrolled, and presented to the Governor on the 24th day of July, 2009, at 4:30 p.m.

E. DOTSON WILSON, Chief Clerk

MESSAGES FROM THE GOVERNOR

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

A PROCLAMATION BY THE GOVERNOR OF THE STATE OF CALIFORNIA

WHEREAS on November 6, 2008, and again on December 1, 2008, due to concerns regarding dramatically declining revenues and worsening economy, I issued a Special Session Proclamation and convened the Legislature to meet in extraordinary session to address the budget and fiscal crisis that California faces; and

WHEREAS in February 2009, after months of deliberation and debate, the members of the Legislature came together, with a two-thirds vote, to address the unprecedented \$41.6 billion state budget deficit; and

WHEREAS the state budget I signed in February 2009 for Fiscal Year 2009–10, enacted revenue measures and expenditure reductions to address the then-projected cumulative budget shortfall, and reflected an expectation that the September 30, 2009 General Fund transfer to the Budget Stabilization Account required by Section 20(b)(3) of Article XVI of the state Constitution would be suspended; and

WHEREAS the failure of budget solutions brought to the people of California in the May 19, 2009 Special Election had the effect of reducing the net impact of budget solutions to \$36 billion; and

WHEREAS the State ended the 2008–2009 fiscal year on June 30, 2009, with a balance of negative \$8.189 billion in the Special Fund for Economic Uncertainties that acts as the State's reserve fund; and

WHEREAS on July 1, 2009, I issued a Special Session Proclamation and convened the Legislature to meet in extraordinary session to address the fiscal crisis that California faces; and

WHEREAS on July 1, 2009, I issued an Executive Order which required that state employees be furloughed three days per month to reduce current spending and improve the State's ability to meet its obligations to pay for essential state services; and

WHEREAS the State Controller has determined that the State's \$2.8 billion cash shortage in July 2009 will grow to \$6.5 billion in September, and a double-digit freefall after September; and

WHEREAS the State Controller began issuing registered warrants (IOUs) on July 2, due to severe state fiscal hardship, and to date the State Controller has issued over 172,850 registered warrants, and an

estimated \$2.87 billion of General Fund disbursements will be paid with registered warrants for the month of July to preserve cash and payments so that the State can make payments required by the California Constitution, federal law and court orders; and

WHEREAS the global recession has deepened, California's economy continues to struggle, and further deterioration of revenues has caused the Fiscal Year 2009–10 budget to fall out of balance and created an additional budget shortfall in the State General Fund of \$24 billion; and

WHEREAS the State must take action to address the entire \$24 billion shortfall to increase cash flow to meet the State's needs, improve the State's faltering credit ratings, and protect the health and safety of its residents; and

WHEREAS the pending budget amendments that I have negotiated with the Legislature propose to address the current budget gap by implementing \$24 billion in solutions, which includes the suspension of Section 25.5(a)(1)(A) of Article XIII of the state Constitution in order to enact a key borrowing component of these budget solutions; and

WHEREAS the total budget gap of \$60 billion is the largest deficit the State has faced, both in dollar amount and as a portion of General Fund revenues; and

WHEREAS the \$60 billion in enacted and proposed solutions represent the largest and farthest reaching package of budget solutions ever contemplated by the State, and touched all three of the State's major revenue sources and every state program that receives General Fund support; and

WHEREAS Section 25.5(a)(1)(A) of Article XIII of the state Constitution prohibits, unless certain conditions are met, the Legislature from enacting a statute that modifies the allocations of ad valorem property taxes; and

WHEREAS Section 25.5(a)(1)(B) of Article XIII of the state Constitution provides that beginning with the 2008–09 fiscal year, the requirements of section 25.5(a)(1)(A) of the state Constitution may be suspended for a fiscal year if all of the following three conditions are met:

1. The Governor issues a proclamation declaring that due to a severe state fiscal hardship, such a suspension is necessary; and
2. The Legislature enacts an urgency statute, pursuant to a bill passed in each house of the Legislature by roll-call vote entered in the journal, two-thirds of the membership concurring, that contains a suspension of Section 25.5(a)(1)(A) of Article XIII of the state Constitution for the fiscal year and does not contain any other provision; and

3. No later than the effective date of the statute described in 2 above, a statute is enacted that provides for the full repayment to local agencies of the total amount of revenue losses, including interest as provided by law, resulting from the modification of ad valorem property tax revenue allocations to local agencies. The full repayment shall be made not later than the end of the third fiscal year immediately following the fiscal year to which the modification applies.

NOW, THEREFORE, I, ARNOLD SCHWARZENEGGER, Governor of the State of California, in accordance with Section 25.5(a)(B)(i) of Article XIII of the state Constitution, do hereby proclaim and declare that due to a severe state fiscal hardship, the suspension of Section 25.5(a)(1)(A) of Article XIII of the state Constitution is necessary.

IN WITNESS WHEREOF I have hereunto set my hand
and caused the Great Seal of the State of California
to be affixed this 24th day of July, 2009.

ARNOLD SCHWARZENEGGER
Governor of California



ATTEST:

DEBRA BOWEN
Secretary of State

Receipt

I acknowledge receipt this 24th day of July 2009 at 5:02 p.m., of a proclamation by the Governor, regarding the suspension of Proposition 1A, delivered to me personally by Jacque Roberts.

AMY LEACH
Minute Clerk of the Assembly

MOTION TO ADJOURN

At 5:15 p.m., Assembly Member Torrico moved that the Assembly adjourn the 2009–10 Fourth Extraordinary Session of the Legislature *sine die* at midnight on the date that this motion has been adopted by both Houses of the Legislature and consents for the Senate to do the same.

Motion carried.

ADJOURNMENT

At 5:15 p.m., pursuant to the provisions of Senate Concurrent Resolution No. 2, the 2009–10 Fourth Extraordinary Session of the Legislature adjourned *sine die*.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JULY 23, 2009

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

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| 13 | 0920609 |
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| Daily Total: | 3 |
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| Cumulative Total: | 3 |
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CALIFORNIA LEGISLATURE

2009–10 FOURTH EXTRAORDINARY SESSION

ASSEMBLY JOURNAL

APPENDIX NO. 1

APPENDIX TO THE ASSEMBLY JOURNAL FOR THE 2009–10 FOURTH EXTRAORDINARY SESSION

Assembly Chamber, Sacramento
Tuesday, July 28, 2009

The following is an appendix to the Assembly Journal for the 2009–10 Fourth Extraordinary Session containing information received subsequent to the adjournment *sine die* of the session.

MESSAGES FROM THE GOVERNOR

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

Governor's Office, Sacramento
July 28, 2009

I object to the following appropriations contained in Assembly Bill 1, Fourth Extraordinary Session.

Item 3340-101-0001—For local assistance, California Conservation Corps. I delete this item.

In order to create a reasonable reserve, I am making additional reductions so we have resources to address emergencies or additional revenue shortfalls. In addition, the Legislature did not make changes to improve the cost-effectiveness of the Beverage Container Recycling Program and address the shortfall in the Fund in a manner that supports recycling objectives. I look forward to working with the Legislature to enact comprehensive reform to the Beverage Container Recycling Program.

Item 3360-001-3117—For support of Energy Resources Conservation and Development Commission. I delete Provision 2.

I am deleting Provision 2, which would prohibit the Energy Commission from making any expenditure from this appropriation for hydrogen refueling stations. The goal of the Alternative and Renewable Fuel and Vehicle Technology program is to develop and deploy innovative technologies that transform California's fuel and vehicle types to help attain the state's climate change policies. This provision would limit the program's technology options, and would discourage continued development of hydrogen fuels and related vehicles and technology.

Item 3790-001-0001—For support of Department of Parks and Recreation. I reduce this item from \$133,988,000 to \$127,788,000 by reducing:

(1) For support of the Department of Parks and Recreation from \$428,717,000 to \$422,517,000.

In order to create a reasonable reserve, I am making additional reductions so we have resources to address emergencies or additional revenue shortfalls. I know this reduction will likely lead to closure of additional parks but we are facing unprecedented budget challenges and we have limited choices. I am directing the Department to do everything it can to work with local governments, the federal government, community based organizations, and other interested parties who can partner with the state to help mitigate any state park closures.

Item 4170-001-0001—For support of California Department of Aging. I reduce this item from \$4,227,000 to \$4,121,000 by reducing:

(4) 40-Special Projects from \$8,680,000 to \$8,574,000.

I am reducing this item by \$106,000 and 0.5 personnel years for the following programs:

- \$79,000 for the Linkages Program, and
- \$27,000 for Community Based Services Programs.

This action conforms to my action in Control Section 17.50.

Item 4260-101-0890—For local assistance, Department of Health Care Services. I am reducing this item from \$26,592,825,000 to \$26,532,256,000 to conform to the action I have taken in Control Section 18.00.

Item 4265-111-0231—For local assistance, Department of Public Health. I reduce this item from \$54,154,000 to \$47,354,000.

I am deleting the \$6,800,000 one-time augmentation of Proposition 99 funds for the Tobacco Control Program for anti-tobacco media campaigns and competitive grants to local entities. While I proposed this augmentation, tobacco tax revenues have since declined to levels insufficient to support these efforts.

Item 5180-151-0001—For local assistance, Department of Social Services. I reduce this item from \$763,375,000 to \$702,494,000 by reducing:

(1) 25.30-Children and Adult Services and Licensing from \$2,159,705,000 to \$2,098,824,000.

I am reducing this item by \$60,881,000 to increase the reserve for economic uncertainties and to reduce the state's structural deficit, consistent with my May Revision proposal to achieve an unallocated reduction in the Child Welfare Services Program. I am reducing a total of \$79,956,000 for this purpose: \$60,881,000 from this Item and \$19,075,000 from subdivision (f) of Control Section 18.50.

Item 5225-001-0001—For support of the Department of Corrections and Rehabilitation. I revise this item by deleting Provisions 7 and 9.

I am deleting Provision 7, which would require the California Department of Corrections and Rehabilitation (CDCR) to report 2008–09 and 2009–10 overtime expenditures for custody staff. This reporting requirement would result in additional workload without regard to the availability of resources. Consequently, I am vetoing this language. Nevertheless, in recognition of the Legislature's desire to obtain this information, I am instructing the CDCR to comply with the

legislative request for this report to the extent that compliance can be achieved using existing resources and without impairing the CDCR's ability to perform its essential functions.

I am deleting Provision 9, which would restrict certain expenditures within the CDCR's budget for specified purposes, require the CDCR to report on the expenditure of these funds, allow for the redirection of funds as specified, and provide that any funds not spent revert to the General Fund. While my Administration is committed to ensuring that funds are spent for the purposes for which they are appropriated, this language is too restrictive for CDCR in 2009–10 as they implement major population reforms and other reductions, including a significant unallocated reduction.

Item 5225-002-0001—For support of the Department of Corrections and Rehabilitation. I revise this item by deleting Provision 6.

I am deleting Provision 6, which would restrict certain expenditures within the California Department of Corrections and Rehabilitation's (CDCR) budget for specified purposes, require the CDCR to report on the expenditure of these funds, allow for the redirection of funds as specified, and provide that any funds not spent revert to the General Fund. While my Administration is committed to ensuring that funds are spent for the purposes for which they are appropriated, this language is too restrictive for CDCR in 2009–10 as they implement major population reforms and other reductions, including significant unallocated reductions.

Item 5225-301-0660—For capital outlay, Department of Corrections and Rehabilitation. I revise this item by deleting Provision 5.

I am deleting Provision 5, which prohibits the Department from making any further encumbrances or expenditures of funding appropriated for the San Quentin State Prison: Condemned Inmate Complex until three specified conditions are met. This project is needed to remedy significant operational deficiencies associated with the existing condemned inmate housing and address issues cited in the *Plata* and *Coleman* lawsuits regarding sufficient health care access and accessibility for aging and disabled inmates. This project is ready to begin construction. Having to delay the construction start to comply with these conditions will cause unnecessary increased costs. In addition, this appropriation provides no increased expenditure authority for those costs. This increases the likelihood that the Public Works Board would be required to augment earlier appropriations as provided for by law. I therefore veto this provision so as to control the expenditures of the state.

Item 6110-001-0001—For support of the Department of Education. I reduce this item from \$38,210,000 to \$37,505,000 by reducing:

- (2) 20-Instructional Support from \$158,747,000 to \$158,042,000, and by deleting Provision 7.

I am reducing this item by \$705,000 to capture the maximum amount of savings from the instructional materials flexibility provided in the Education trailer bill to school districts, which suspends the adoption of instructional materials by the State Board of Education (Board) and the subsequent purchasing requirements for school districts until 2013–14. As a result, it is unnecessary for the Curriculum Development and Supplemental Materials Commission to continue to advise the Board on

content frameworks and instructional materials adoptions for the next five years or until an agreed-upon process is reestablished. This reduction removes funding for unnecessary Commission per diem and travel as well as funding for Department staff.

Item 6110-008-0001—For support of Department of Education, as allocated by the Department of Education to the State Special Schools for student transportation allowances. I delete this item.

This item would provide \$3,894,000 Proposition 98 General Fund for student transportation at the State Special Schools. However, the Legislature subsequently provided special education federal funds (Provision 11 of Item 6110-161-0890) for the same purpose with the understanding that this Proposition 98 appropriation is no longer necessary. Therefore, on a technical basis, I delete this item to remove duplicative funding for student transportation at the State Special Schools.

I am also deleting Provisions 1 and 2 to conform to this action.

Item 6600-001-0001—For support of Hastings College of the Law. I am reducing this item from \$9,270,000 to \$8,270,000.

I am reducing this item by an additional \$1,000,000 to achieve General Fund savings. Combined with the 10-percent reduction approved by the Legislature, this unallocated reduction will reduce Hastings' state support to be more in line with the General Fund reductions made to the University of California and the California State University since the 2008–09 Budget was first enacted. Because Hastings has increased its student fees by almost 38 percent since 2007–08, including a 13-percent increase for 2009–10, funding for the instructional program still increases by 5 percent in 2009–10 which should be sufficient in this fiscal climate.

Item 7980-001-0001—For support of California Student Aid Commission. I reduce this item from \$12,623,000 to \$6,323,000 by reducing:

- (1) 15-Financial Aid Grants Program from \$13,049,000 to \$6,749,000

I am vetoing \$6,300,000 from the California Student Aid Commission, of which \$4,300,000 is set aside to be restored contingent upon enactment of legislation that authorizes the decentralization of the Cal Grant Program and other financial aid programs as warranted. The \$2,000,000 difference represents savings that would be achieved through efficiencies resulting from the decentralization and other over-budgeting that currently exists.

Under my January proposal, a proposal that was broadly supported by the higher education segments, the Student Aid Commission's intermediary role in approving awards will be largely eliminated. The proposal would establish colleges and universities as the single point of contact for most students' financial aid needs. This change would significantly reduce the Student Aid Commission's General Fund operating costs on an ongoing basis and save money at the postsecondary segments by reducing double-handling of awards between the colleges and the Commission. This action illustrates my commitment to put the students first and to improve the efficiency of state government. I look forward to working with the Legislature on legislation that will better serve our students and the higher education segments.

Item 9100-101-0001—For local assistance, Tax Relief. I reduce this item from \$472,370,000 to \$444,579,000 by reducing:

(5) 60-Subventions for Open Space from \$27,792,000 to \$1,000.

I am reducing this item by \$27,791,000 to suspend funding for this program, which backfills a portion of property taxes foregone when local governments voluntarily enter into contracts with property owners who agree to use their land for agricultural or open space purposes in exchange for a lower property tax assessment. This is necessary to provide a prudent reserve in the General Fund.

Item 9620-001-0001—For payment of interest on General Fund loans, upon order of the Director of Finance, for any General Fund loan. I delete Provision 4.

I have reviewed the Legislature's action on my proposal for deficiency funding in the event that the Controller must implement a payment delay plan to manage emergency cash needs. My proposal would have appropriated any amount necessary to pay the interest expenses, late payment penalties, and other costs incurred by the Controller in implementing such a plan, and it would have accelerated the review and approval process that currently exists for funding such deficiencies.

Provision 4 serves as an appropriation for specific costs incurred by the Controller. The use of this appropriation is contingent upon the occurrence of various actions and events. The legislative action on this appropriation would, in effect, exempt the Controller from obtaining approval from Finance before incurring a deficiency. It might also have the unintended effect of relieving the Controller of the personal responsibility requirements contained in Control Section 32.00. In light of this, I have determined that the provisions of Item 9840-001-0001 are adequate for the review and approval of Controller costs related to a payment delay plan and I hereby veto Provision 4.

Item 9800-001-0001—For Augmentation for Employee Compensation. I reduce this item from \$40,742,000 to \$15,742,000.

I am reducing funding by \$25,000,000 for employee compensation and am instructing my administration to absorb this reduction to build a prudent reserve. To effect this reduction, I am directing the Director of Finance to reduce the amount that would have been allocated to each department for increases in employee compensation costs, including health care. This reduced amount available for allocation to departments will not affect pay or benefits for employees in any way. Employees will receive full pay, and the funding for pay and benefits not available from Item 9800 will be funded by a redirection within existing resources by individual departments. All previously negotiated employee compensation increases, and all employee compensation increases for medical, mental, and dental health positions arising from the *Coleman*, *Plata*, and *Perez* court cases will be unaffected by my action to reduce this appropriation.

Item 9800-001-0494—For Augmentation for Employee Compensation. I reduce this item from \$51,589,000 to \$31,589,000.

I am reducing funding by \$20,000,000 for employee compensation and am instructing my administration to absorb this reduction to build a prudent reserve. To effect this reduction, I am directing the Director of Finance to reduce the amount that would have been allocated to each department for increases in employee compensation costs, including

health care. This reduced amount available for allocation to departments will not affect pay or benefits for employees in any way. Employees will receive full pay, and the funding for pay and benefits not available from Item 9800 will be funded by a redirection within existing resources by individual departments. All previously negotiated employee compensation increases, and all employee compensation increases for medical, mental, and dental health positions arising from the *Coleman, Plata*, and *Perez* court cases will be unaffected by my action to reduce this appropriation.

Item 9800-001-0988—For Augmentation for Employee Compensation. I reduce this item from \$25,410,000 to \$15,410,000.

I am reducing funding by \$10,000,000 for employee compensation and am instructing my administration to absorb this reduction to build a prudent reserve. To effect this reduction, I am directing the Director of Finance to reduce the amount that would have been allocated to each department for increases in employee compensation costs, including health care. This reduced amount available for allocation to departments will not affect pay or benefits for employees in any way. Employees will receive full pay, and the funding for pay and benefits not available from Item 9800 will be funded by a redirection within existing resources by individual departments. All previously negotiated employee compensation increases, and all employee compensation increases for medical, mental, and dental health positions arising from the *Coleman, Plata*, and *Perez* court cases will be unaffected by my action to reduce this appropriation.

Item 9840-001-0001—Augmentation for Contingencies or Emergencies. I reduce this item from \$44,100,000 to \$20,100,000.

In order to create a reasonable reserve, I am making additional reductions so we have resources to address additional revenue shortfalls. Therefore, I am reducing this item by \$24,000,000 to fund higher competing priorities. I have determined that this reduced level of funding, which is consistent with the amount of unanticipated expenses funded by this Item in the previous fiscal year, is adequate for the purposes of this Item.

SEC. 17.50—I am reducing the item of General Fund appropriation in this section by \$6,160,000 as opposed to approving the item as presented without reduction. Thus, I am increasing the General Fund reduction from \$9,483,000 to \$15,643,000.

The effect of my action reflects a reduction of \$6,160,000 to Special Projects (Program 40) to increase the reserve for economic uncertainties and to reduce the state's structural deficit. This reduction is consistent with my May Revision proposal to eliminate the Linkages Program and Community Based Services Programs. Specifically, I am reducing \$3,879,000 from the Linkages Program and \$2,281,000 from Community Based Services Programs. Funding of these non-mandated programs cannot be continued due to the state's severe budget constraints.

“Sec. 17.50. The amount appropriated in Item 4170-101-0001 of Section 2.00 is hereby reduced by ~~\$9,483,000~~ \$15,643,000.”

SEC. 18.00—I am reducing the item of General Fund appropriation in subdivision (a) of the section by \$60,569,000 as opposed to approving the item as presented without reduction. I am also reducing

the item of General Fund appropriation in subdivision (e) of this section by \$25,000,000 as opposed to approving the item as presented without reduction. Thus, I am revising subdivision (e) of this Section by increasing the General Fund reduction from \$4,303,000 to \$29,303,000, and County Administration by \$60,569,000.

The effect of my action reflects a reduction of \$25,000,000 (from \$39,909,000 to \$14,909,000) to Primary and Rural Health (Program 20.35) to increase the reserve and to reduce the state's structural deficit. This reduction is consistent with my May Revision proposal to eliminate General Fund grants for Community Clinic Programs. Many, if not all of these clinics, will continue to receive funding through remaining state programs, federal programs, local programs, and private funds. Increased federal stimulus funds are available to many of these clinics and will help to minimize the overall impact of this reduction.

I am also reducing County Administration by \$60,569,000 (from \$2,893,363,000 to \$2,832,794,000) to increase the reserve and to reduce the state's structural deficit.

“SEC. 18.00. (a) The amount appropriated in Item 4260-101-0001 of Section 2.00 is hereby reduced by ~~\$2,789,402,000~~ \$2,849,971,000.

(b) Schedule (7) of Item 4260-101-0001 of Section 2.00 is hereby deleted.

(c) Provision 13 is added to Item 4260-101-0001 of Section 2.00, to read:

13. It is the intent of the Legislature to actively pursue the receipt of federal funds within the Medicaid (Medi-Cal) Program which are past due from the federal government, including, but not limited to: (a) disability insurance benefits that resulted in state expenditures instead of federal Medicare expenditures, (b) the retroactive payment of Part B premiums due to systemic errors by the federal Social Security Administration, (c) needed adjustments to formulas that penalize California, such as the Medicare Part D “clawback,” and (d) receipt of federal funds due to California under various existing Medi-Cal waiver programs.

(d) Schedule (4) of Item 4260-101-0001 of Section 2.00 is hereby revised to be ~~-\$284,246,000~~.

(e) The amount appropriated in Item 4260-111-0001 of Section 2.00 is hereby reduced by ~~\$4,303,000~~ \$29,303,000.

(f) Provision 3 is added to Item 4260-111-0001 of Section 2.00, to read:

3. The State Department of Health Care Services shall convene a diverse workgroup as applicable that, at a minimum, represents families enrolled in the California Children's Services (CCS) Program, counties, specialty care providers, children's hospitals, and medical suppliers to discuss the administrative structure of the CCS Program, including eligibility determination processes, the use and content of needs assessment tools in case management, and the processes used for treatment authorizations. The purpose of this workgroup will be to identify methods for streamlining, administrative cost-efficiencies, and better utilization of both state and county staff, as applicable, in meeting the needs of children and families accessing the CCS Program. The department may provide the policy and fiscal committees of each house of the Legislature with periodic updates of outcomes as appropriate.

- (g) Schedule (3) of Item 4260-111-0001 of Section 2.00 is hereby revised to be -\$58,188,000.
- (h) The amount appropriated in Item 4260-113-0001 of Section 2.00 is hereby reduced by \$47,265,000.”

SEC. 18.10—I am reducing the item of General Fund appropriation in subdivision (c) of this section by \$80,473,000 as opposed to approving the item as presented without reduction. Thus, I am increasing the General Fund reduction from \$62,967,000 to \$143,440,000.

The effect of my action reflects the deletion of various legislative restorations for public health local assistance programs to increase the reserve and to reduce the state’s structural deficit, consistent with my May Revision proposals. When making these difficult reductions to important program services, I have sought to protect the continued delivery of drug therapies to low-income individuals living with HIV and thus retained funding for the AIDS Drug Assistance Program.

Specifically, I am eliminating:

- \$52,133,000 General Fund for various programs administered by the Office of AIDS: Education and Prevention, Therapeutic Monitoring, Counseling and Testing, Early Intervention, Home and Community Based Care, and Housing,
- \$16,337,000 General Fund for the Domestic Violence Program,
- \$9,000,000 General Fund for the Adolescent Family Life Program, and
- \$3,003,000 General Fund for the Black Infant Health Program.

I am deleting subdivision (d) of this section to conform to this action. “SEC. 18.10. (a) The amount appropriated in Item 4265-001-0001 of Section 2.00 is hereby reduced by \$6,981,000.

(b) Schedule (6) of Item 4265-001-0001 of Section 2.00 is hereby revised to be -\$38,739,000.

(c) The amount appropriated in Item 4265-111-0001 of Section 2.00 is hereby reduced by ~~\$62,967,000~~ \$143,440,000.

(d) Provision 2 is added to Item ~~4265-111-0001~~ of Section 2.00; to read:

2: It is the intent of the Legislature that the funds appropriated in this item be used to maintain core active surveillance activities to meet federal reporting requirements and to continue HIV/AIDS prevention and education efforts for which federal funds are not available:

(e) Provision 3 is added to Item 4265-111-0001 of Section 2.00, to read:

3. The appropriation in this item for the Alzheimer’s Research Centers shall be used for direct services, including, but not limited to, diagnostic screening, case management, disease management, support for caregivers, and related services necessary for positive client outcomes.”

SEC. 18.20—I am reducing the item of General Fund appropriation in subdivision (a) of this section by \$47,050,000 as opposed to approving the item as presented without reduction. I am also reducing the item of General Fund appropriation in subdivision (c) of this section by \$2,950,000 as opposed to approving the item as presented without reduction. Thus, I am increasing the General Fund reduction in Item 4280-101-0001 from \$125,581,000 to \$172,631,000, and in Item 4280-102-0001 from \$3,046,000 to \$5,996,000.

The effect of my action reflects a reduction of \$50,000,000 (from \$275,251,000 to \$225,251,000 in total General Fund program funding) to increase the reserve and to reduce the state's structural deficit. While this is a very difficult reduction, the Healthy Families program is not an entitlement and is a program that can be reduced during this difficult economic period. I hereby direct the Health and Human Services Agency to continue to work with the California Children and Families Commission, with local commissions, foundations, and other interested parties to provide additional resources to supplement General Fund appropriations and provide health care coverage for as many children as possible.

"Section 18.20. (a) The amount appropriated in Item 4280-101-0001 of Section 2.00 is hereby reduced by ~~\$125,581,000~~ \$172,631,000.

(b) Provision 2 is added to 4280-101-0001 of section 2.00, to read:

2. It is the intent of the Legislature, during these unprecedented fiscal times, to maintain the integrity of the Healthy Families Program to continue to provide health, dental, and vision coverage to low-income children. However, assistance from philanthropic organizations and other sources will be necessary in order for California to obtain its full allotment of federal funds to support this program. In the event funds are not available, it is the intent of the Legislature for the Managed Risk Medical Insurance Board to utilize its existing authority to establish a waiting list of children for enrollment in the program.

(c) The amount appropriated in Item 4280-102-0001 of Section 2.0 is hereby reduced by ~~\$3,046,000~~ \$5,996,000."

SEC. 18.30—I am reducing the item of General Fund appropriation in subdivision (a) of this section by \$50,000,000 as opposed to approving the item as presented without reduction. Thus, I am increasing the reduction in subdivision (a) from \$214,828,000 to \$264,828,000.

I am reducing Regional Center Purchase of Services by \$50,000,000 for services to children up to age five, as these services are due to program growth and thus eligible for funding from the California Children and Families Commission. I am directing the Secretary for the Health and Human Services Agency, the Department of Developmental Services, and the Department of Finance to immediately request funds from the Commission for this purpose. I do not intend to pursue separate legislation changing eligibility or services for these children for purposes of achieving these savings. I urge the Commission to provide supplemental funding for the growth in these services.

"SEC. 18.30. (a) The amount appropriated in Item 4300-101-0001 of Section 2.00 is hereby reduced by ~~\$214,828,000~~ \$264,828,000.

(b) Schedule (4) of Item 4300-101-0001 of Section 2.00 is hereby revised to be ~~-\$1,663,363,000.~~"

SEC. 18.40—I am reducing the item of General Fund appropriation in subdivision (e) of this section by \$4,082,000 as opposed to approving the item as presented without reduction. Thus, I am increasing the General Fund reduction from \$3,547,000 to \$7,629,000. I am vetoing \$4,082,000 to increase the reserve and to reduce the state's structural deficit, consistent with my May Revision proposal to eliminate this program.

The effect of my action reflects a partial veto of the legislative restoration for the Caregiver Resource Centers.

“SEC. 18.40. (a) The amount appropriated in Item 4440-001-0001 of Section 2.00 is hereby reduced by \$8,447,000.

(b) The amount appropriated in Item 4440-103-0001 of Section 2.00 is hereby reduced by \$113,380,000.

(c) The amount appropriated in Item 4440-104-0001 of Section 2.00 is hereby reduced by \$52,000,000.

(d) (1) Provision 1 of Item 4440-104-0001 of Section 2.00 is hereby deleted.

(2) Provision 3 is added to Item 4440-104-0001 of Section 2.00, to read:

3. These funds are for costs incurred in the 2006–07, 2007–08, 2008–09, and 2009–10 fiscal years. The first priority of funds appropriated in this item shall be used to offset the mandate reimbursement claims for the 2006–07 fiscal year. Remaining funds may be used to offset the mandate reimbursement claims for the 2007–08, 2008–09, and 2009–10 fiscal years.

(e) The amount appropriated in Item 4440-111-0001 of Section 2.00 is hereby reduced by ~~\$3,547,000~~ \$7,629,000.”

SEC. 18.50—I am reducing the item of General Fund appropriation in subdivision (d) of this section by \$37,555,000 as opposed to approving the item as presented without reduction. Additionally, I reduce the item of General Fund appropriation in subdivision (f) of this section by \$19,075,000 as opposed to approving the item as presented without reduction. Thus, I am increasing the General Fund reduction from \$1,167,507,000 to \$1,224,137,000.

The effect of my action reflects a reduction of \$37,555,000 to In-Home Supportive Services (IHSS, Program 25.15) to reflect the following reductions:

- \$28,900,000 due to the determination that it is necessary to waive exemptions included in paragraph (2) of subdivision (e) of Section 29 of X4 AB 4 to maintain federal financial participation. Due to this determination, more IHSS recipients will be impacted by the reduction in services authorized in X4 AB 4.
- \$8,655,000 from reducing funding for IHSS Public Authority administration. This leaves \$10,000,000 General Fund available for the Public Authorities to provide assistance to recipients in finding IHSS providers, investigate qualifications of potential IHSS providers, and offer training to IHSS providers.

These reductions total \$37,555,000, which I am reducing from subdivision (d) of this Control Section. I am making these reductions so we have a prudent reserve and resources to address emergencies or additional revenue shortfalls.

My action also reflects a reduction of \$19,075,000 to Title IV-E Waiver (Program 26) to increase the reserve for economic uncertainties and to reduce the state’s structural deficit, consistent with my May Revision proposal to achieve an unallocated reduction in the Child Welfare Services Program. I am reducing a total of \$79,956,000 for this purpose: \$19,075,000 from subdivision (f) of this Control Section and \$60,881,000 from Item 5180-151-0001.

“Sec. 18.50. (a) The amount appropriated in Item 5180-001-0001 of Section 2.00 is hereby reduced by \$7,337,000.

- (b) Provision 9 of Item 5180-001-0001 of Section 2.00 is hereby deleted.
- (c) The amount appropriated in Item 5180-101-0001 of Section 2.00 is hereby reduced by \$500,501,000.
- (d) The amount appropriated in Item 5180-111-0001 of Section 2.00 is hereby reduced by ~~\$643,248,000~~ \$680,803,000.
- (e) Schedule (5) of Item 5180-111-0001 of Section 2.00 is hereby deleted.
- (f) The amount appropriated in Item 5180-153-0001 of Section 2.00 is hereby reduced by ~~\$16,421,000~~ \$35,496,000.”

With the above deletions, revisions, and reductions, I hereby approve Assembly Bill 1, Fourth Extraordinary Session.

ARNOLD SCHWARZENEGGER

RECEIPT OF BILLS

I acknowledge receipt this 28th day of July at 12:29 p.m., of the Governor’s statement of the line item veto from Assembly Bill 1 in the Fourth Extraordinary Session delivered to me personally by Jacque Roberts.

SUE PARKER
Assistant Chief Clerk of the Assembly

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE

2009–10 FOURTH EXTRAORDINARY SESSION

ASSEMBLY JOURNAL

APPENDIX NO. 2

APPENDIX TO THE ASSEMBLY JOURNAL FOR THE 2009–10 FOURTH EXTRAORDINARY SESSION

Assembly Chamber, Sacramento
Monday, August 17, 2009

The following is an appendix to the Assembly Journal for the 2009–10 Fourth Extraordinary Session containing information received subsequent to the adjournment *sine die* of the session.

MEASURES WHICH DIED AT DESK

Assembly Bills Nos. 31, 32, 33, 34, 35, and 36; Assembly Constitutional Amendments Nos. 1 and 2; and Assembly Joint Resolution No. 1.

Senate Concurrent Resolution No. 1.

MEASURES WHICH DIED ON THE INACTIVE FILE

Senate Bills Nos. 24 and 30.

The following bills died on the inactive file—concurrence pending:
Assembly Bills Nos. 24 and 30.

MEASURES WHICH DIED ON UNFINISHED BUSINESS— CONCURRENCE PENDING

Assembly Bills Nos. 13, 16, 23, and 27.

MEASURES WHICH DIED ON THIRD READING

Senate Bills Nos. 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 14, 15, 17, 18, 19, 20, 21, 22, 23, 25, 26, 27, 28, and 29.

MESSAGES FROM THE SENATE

Senate Chamber, July 27, 2009

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day returned without further action:

Assembly Bill No. 28

Assembly Bill No. 29

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

Volume 6

Journal of the Assembly

Legislature of the State of California
2009–10 Fifth Extraordinary Session
August 31, 2009 to January 11, 2010



HON. KAREN BASS
Speaker

HON. LORI SALDAÑA
Speaker pro Tempore

HON. ISADORE HALL III
Assistant Speaker pro Tempore

HON. ALBERTO TORRICO
Majority Floor Leader

HON. SAM BLAKESLEE
Minority Floor Leader

E. DOTSON WILSON
Chief Clerk of the Assembly

AMY LEACH
Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 FIFTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Monday, August 31, 2009

FIRST SESSION DAY

FIRST CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, August 31, 2009

At 4:32 p.m., the Assembly met pursuant to the provisions of the Proclamation of the Honorable Arnold Schwarzenegger, Governor of the State of California, dated August 20, 2009, convening the Legislature of the State of California on this day in extraordinary session.

In conformity with Government Code Section 9150, the following officers for the 2009–10 Regular Session were present and performing their respective duties: E. Dotson Wilson, Chief Clerk, Amy Leach, Minute Clerk, and Ronald E. Pane, Chief Sergeant-at-Arms.

Isadore Hall III, Assistant Speaker pro Tempore of the Assembly for the 2009–10 Regular Session, presiding.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The roll was called and the following answered to their names—78:

| | | | |
|-----------------|-------------|-----------|------------------|
| Adams | De La Torre | Hayashi | Pérez, John |
| Ammiano | De León | Hernandez | Pérez, V. Manuel |
| Anderson | DeVore | Hill | Ruskin |
| Arambula | Duvall | Huber | Salas |
| Beall | Emmerson | Huffman | Saldaña |
| Berryhill, Bill | Eng | Jeffries | Silva |
| Berryhill, Tom | Evans | Jones | Skinner |
| Blakeslee | Feuer | Knight | Smyth |
| Block | Fletcher | Krekorian | Solorio |
| Blumenfield | Fong | Lieu | Strickland |
| Brownley | Fuentes | Logue | Swanson |
| Buchanan | Fuller | Lowenthal | Torlakson |
| Caballero | Furutani | Ma | Torres |
| Calderon | Gaines | Mendoza | Torricon |
| Carter | Galgiani | Miller | Tran |
| Chesbro | Garrick | Monning | Villines |
| Conway | Gilmore | Nava | Yamada |
| Cook | Hagman | Nestande | Mme. Speaker |
| Coto | Hall | Niello | |
| Davis | Harkey | Nielsen | |

Quorum present.

PRAYER

Upon invitation of Assistant Speaker pro Tempore Hall, the following prayer was offered by Father Constantine C. Pappademos, Chaplain of the Assembly for the 2009–10 Regular Session:

Lord, The Prophet Isaiah said, “And in an instant, suddenly, you shall be visited and delivered by the Lord of hosts.” (Isaiah 29:5–6)

Lord, You can change things immediately. In a split second, You can turn things around. One touch of Your power can heal, or solve a problem, or change our life for the better. Give us the strength, the faith and peace in our hearts today, to wait patiently for You.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Assistant Speaker pro Tempore Hall, Assembly Member John A. Pérez then led the Assembly in the pledge of allegiance to the Flag.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Member was granted leave of absence for the day:

On personal business, and waiving per diem: Assembly Member Portantino.

PROCLAMATION OF THE GOVERNOR

Assistant Speaker pro Tempore Hall directed the Clerk to read the following proclamation of the Governor convening the Legislature in extraordinary session:

**A PROCLAMATION
BY THE GOVERNOR OF THE STATE OF CALIFORNIA**

WHEREAS an extraordinary occasion has arisen and now exists requiring that the Legislature of the State of California be convened in extraordinary session; now therefore,

I, ARNOLD SCHWARZENEGGER, Governor of the State of California, by virtue of the power and authority vested in me by Section 3(b) Article IV of the Constitution of the State of California, do hereby convene the Legislature of the State of California to meet in extraordinary session at Sacramento, California on the 20th day of August 2009, at a time to be determined, for the following purpose and to legislate upon the following subject no later than October 5, 2009:

1. To consider and act upon legislation to address the federal Race to the Top eligibility requirements and guidelines, and other changes necessary to secure federal funding.

IN WITNESS WHEREOF I have hereunto set my hand
and caused the Great Seal of the State of California
to be affixed this 20th day of August, 2009.

ARNOLD SCHWARZENEGGER
Governor of California

ATTEST:

DEBRA BOWEN
Secretary of State



Receipt

I acknowledge receipt this 20th day of August 2009 at 11:49 a.m., of a proclamation by the Governor, calling an extraordinary session regarding federal funding and Race to the Top eligibility requirements and guidelines, delivered to me personally by Jacque Roberts.

E. DOTSON WILSON
Chief Clerk of the Assembly

ELECTION OF SPEAKER

Assembly Member Krekorian was granted unanimous consent that the election of Speaker Karen Bass on December 1, 2008, to the Office of Speaker of the Assembly for the 2009–10 Regular Session, and the Oath of Office administered (see Assembly Journal for December 1, 2008 for the Regular Session, pages 6 and 7), be substituted in the 2009–10 Fifth Extraordinary Session.

OATH OF OFFICE

The following oath of office was administered to Speaker-elect Karen Bass, on Monday, December 1, 2008, for the 2009–10 Regular Session, by the Honorable Kathryn M. Werdegarr, Associate Justice of the Supreme Court of California, and without objection was substituted in the 2009–10 Fifth Extraordinary Session:

OATH

for the Office of Speaker of the California State Assembly

I do solemnly swear that I will support and defend the Constitution of the United States and the Constitution of the State of California against all enemies, foreign and domestic; that I will bear true faith and allegiance to the Constitution of the United States and the Constitution of the State of California; that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties upon which I am about to enter.

ADOPTION OF STANDING RULES

Assembly Member Krekorian moved that the Permanent Standing Rules of the Assembly for the 2009–10 Regular Session and the organization of Standing Committees be adopted in the Fifth Extraordinary Session.

Motion carried by the following vote:

AYES—58

| | | | |
|-------------|----------|-----------|--------------|
| Ammiano | De León | Hernandez | Pérez, J. |
| Arambula | Emmerson | Hill | Pérez, V.M. |
| Beall | Eng | Huber | Ruskin |
| Block | Evans | Huffman | Saldaña |
| Blumenfield | Feuer | Jones | Skinner |
| Brownley | Fletcher | Knight | Smyth |
| Caballero | Fong | Krekorian | Solorio |
| Calderon | Fuentes | Lieu | Swanson |
| Carter | Fuller | Logue | Torlakson |
| Chesbro | Furutani | Lowenthal | Torrico |
| Conway | Galgiani | Ma | Tran |
| Cook | Gilmore | Mendoza | Yamada |
| Coto | Hagman | Monning | Mme. Speaker |
| Davis | Hall | Nava | |
| De La Torre | Hayashi | Niello | |

NOES—None

(NOTE: For the text of the Assembly Standing Rules, see Assembly Journal for December 1, 2008 for the Regular Session, page 10; for roll call vote, see page 54.)

MOTION RELATIVE TO ORGANIZATION OF THE ASSEMBLY

Assembly Member Krekorian moved that the provisions of House Resolution No. 3 in the 2009–10 Regular Session relative to the payment of Members and distribution of Weekly Histories be substituted in the 2009–10 Fifth Extraordinary Session.

(NOTE: For the text and roll call vote of House Resolution No. 3, see Assembly Journal for December 1, 2008 for the Regular Session, page 56.)

Assembly Member John A. Pérez seconded the motion.

Without objection, the motion carried.

ELECTION OF OFFICERS OF THE ASSEMBLY

Assembly Member Krekorian moved that the non-member officers in the 2009–10 Regular Session be deemed the non-member officers in the Fifth Extraordinary Session (Chief Clerk, Chief Sergeant-at-Arms, Chaplain, and Alternate Chaplain) and that their respective oaths in the Regular Session be substituted in the Fifth Extraordinary Session.

(NOTE: For the roll call election and oaths of office for the non-member officers for the 2009–10 Regular Session, see Assembly Journal for December 1, 2008 for the Regular Session, page 55.)

Assembly Member John A. Pérez seconded the motion.

Without objection, the motion carried.

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

August 31, 2009

E. Dotson Wilson

*Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: This is to advise you that I have appointed the following Democratic Leadership for the 2009–10 Fifth Extraordinary Session:

Speaker pro Tempore
Assistant Speaker pro Tempore
Majority Floor Leader
Assistant Majority Floor Leader
Majority Whip
Assistant Majority Whip
Rules Committee Chair

Hon. Lori Saldaña
Hon. Isadore Hall
Hon. Alberto Torrico
Hon. Paul Krekorian
Hon. Fiona Ma
Hon. Marty Block
Hon. Ted Lieu

Sincerely,

KAREN BASS
Speaker of the Assembly

August 31, 2009

E. Dotson Wilson

*Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: This is to advise you that I have made the following changes to the Assembly Rules Committee for the 2009–10 Fifth Extraordinary Session:

Assemblymember Ted Lieu, Chair
Assemblymember Ted Gaines, Vice Chair
Assemblymember Anthony Adams
Assemblymember Mike Duvall
Assemblymember Warren Furutani
Assemblymember Isadore Hall
Assemblymember Tony Mendoza
Assemblymember Jim Silva
Assemblymember Sandré Swanson
Assemblymember Tom Torlakson
Assemblymember Mariko Yamada
Assemblymember Mike Davis, Democratic Alternate
Assemblymember Jim Nielsen, Republican Alternate

Sincerely,

KAREN BASS
Speaker of the Assembly

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

August 31, 2009

*E. Dotson Wilson, Chief Clerk
California State Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Mr. Wilson: This letter is to notify you of the following Minority Leadership Team for the 2009/2010 Fifth Extraordinary Session:

| | |
|--------------------------------|---------------------------|
| Assemblyman Sam Blakeslee | Minority Leader |
| Assemblyman Tom Berryhill | Assistant Minority Leader |
| Assemblyman Martin Garrick | Assistant Minority Leader |
| Assemblyman Cameron Smyth | 2nd Ranking Minority |
| | Leader and Caucus Chair |
| Assemblyman Curt Hagman | Minority Caucus Floor |
| | Leader |
| Assemblyman Mike Duvall | Deputy Floor Manager |
| Assemblyman Jim Nielsen | Budget and |
| | Fiscal Accountability |
| Assemblywoman Diane Harkey | Solvency Strategies |
| Assemblywoman Jean Fuller | Caucus Best Practices |
| Assemblywoman Audra Strickland | Caucus Coalition Building |
| Assemblyman Bill Berryhill | Member Services |
| | Coordination |
| Assemblywoman Connie Conway | Minority Whip |
| Assemblyman Brian Nestande | Minority Whip |
| Assemblyman Steve Knight | Minority Whip |

If you have any questions regarding this letter, please contact Christine Robertson at 319-2033. It is an honor working with you in the California State Assembly.

Sincerely,

SAM BLAKESLEE
Assembly Minority Leader

MESSAGES FROM THE SENATE

Senate Chamber, August 27, 2009

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

Senate Concurrent Resolution No. 1

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

FIRST READING OF SENATE BILLS

The following resolution was read:

SENATE CONCURRENT RESOLUTION NO. 1—Relative to the Joint Rules for the 2009–10 Fifth Extraordinary Session.

VOTE ADDS

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

Krekorian Motion to Adopt Standing Rules: Arambula, Mendoza, and Tran—Aye.

ADJOURNMENT

At 6 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 FIFTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, September 10, 2009

SECOND SESSION DAY

ELEVENTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, September 10, 2009

The Assembly met at 10:31 a.m.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly,
presiding.

Assistant Chief Clerk Brian S. Ebbert at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The following were placed upon the morning roll call—79:

| | | | |
|-----------------|-------------|-----------|------------------|
| Adams | Davis | Hayashi | Pérez, John |
| Ammiano | De La Torre | Hernandez | Pérez, V. Manuel |
| Anderson | De León | Hill | Portantino |
| Arambula | DeVore | Huber | Ruskin |
| Beall | Emmerson | Huffman | Salas |
| Berryhill, Bill | Eng | Jeffries | Saldaña |
| Berryhill, Tom | Evans | Jones | Silva |
| Blakeslee | Feuer | Knight | Skinner |
| Block | Fletcher | Krekorian | Smyth |
| Blumenfield | Fong | Lieu | Solorio |
| Bradford* | Fuentes | Logue | Strickland |
| Brownley | Fuller | Lowenthal | Swanson |
| Buchanan | Furutani | Ma | Torlakson |
| Caballero | Gaines | Mendoza | Torres |
| Calderon | Galgiani | Miller | Torrico |
| Carter | Garrick | Monning | Tran |
| Chesbro | Gilmore | Nava | Villines |
| Conway | Hagman | Nestande | Yamada |
| Cook | Hall | Niello | Mme. Speaker |
| Coto | Harkey | Nielsen | |

Quorum present.

* (NOTE: Assembly Member Bradford took and subscribed to the Oath of Office prior to the convening of Floor Session this day. For Official Canvass of Election, Certificate of Election, and Oath of Office, see pages 3252–3253 of this day's Regular Session Journal.)

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

September 10, 2009

*The Honorable Karen Bass, Speaker
California Assembly
State Capitol, Room 219
Sacramento, California*

Dear Madame Speaker: I hereby respectfully submit my resignation as State Assemblymember of the 72nd Assembly District, effective September 9, 2009.

Respectfully,

MIKE DUVALL, Assembly Member
Seventy-second District

The following communications were presented by the Chief Clerk, and ordered printed in the Journal:

September 10, 2009

*The Honorable Arnold Schwarzenegger
Governor, State of California
State Capitol—First Floor
Sacramento, California*

Dear Governor Schwarzenegger: Pursuant to the Government Code and on behalf of the Speaker of the Assembly, The Honorable Karen Bass, I am forwarding a letter of resignation from Assembly Member Michael D. Duvall, effective September 9, 2009.

Sincerely,

E. DOTSON WILSON
Chief Clerk

September 10, 2009

*E. Dotson Wilson, Chief Clerk
California State Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Mr. Wilson: This letter is to notify you of the following Minority Leadership Team for the 2009/2010 Regular Session, Third Extraordinary Session and Fifth Extraordinary Session, effective today:

| | |
|--------------------------------|---|
| Assemblyman Sam Blakeslee | Minority Leader |
| Assemblyman Tom Berryhill | Assistant Minority Leader |
| Assemblyman Martin Garrick | Assistant Minority Leader |
| Assemblyman Cameron Smyth | 2nd Ranking Minority Leader and Caucus Chair |
| Assemblyman Curt Hagman | Minority Caucus Floor Leader |
| Assemblyman Jim Nielsen | Budget and Fiscal Accountability |
| Assemblywoman Diane Harkey | Solvency Strategies |
| Assemblywoman Jean Fuller | Caucus Best Practices |
| Assemblywoman Audra Strickland | Caucus Coalition Building |
| Assemblyman Bill Berryhill | Member Services Coordination |
| Assemblywoman Connie Conway | Minority Whip |
| Assemblyman Brian Nestande | Minority Whip |
| Assemblyman Steve Knight | Minority Whip |

If you have any questions regarding this letter, please contact Christine Robertson at 319-2033. It is an honor working with you in the California State Assembly.

Sincerely,

SAM BLAKESLEE
Assembly Minority Leader

ADJOURNMENT

At 8:30 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 FIFTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Friday, September 11, 2009

THIRD SESSION DAY

TWELFTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Friday, September 11, 2009

The Assembly met at 10:24 a.m.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly,
presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The following were placed upon the morning roll call—79:

| | | | |
|-----------------|-------------|-----------|------------------|
| Adams | Davis | Hayashi | Pérez, John |
| Ammiano | De La Torre | Hernandez | Pérez, V. Manuel |
| Anderson | De León | Hill | Portantino |
| Arambula | DeVore | Huber | Ruskin |
| Beall | Emmerson | Huffman | Salas |
| Berryhill, Bill | Eng | Jeffries | Saldaña |
| Berryhill, Tom | Evans | Jones | Silva |
| Blakeslee | Feuer | Knight | Skinner |
| Block | Fletcher | Krekorian | Smyth |
| Blumenfield | Fong | Lieu | Solorio |
| Bradford | Fuentes | Logue | Strickland |
| Brownley | Fuller | Lowenthal | Swanson |
| Buchanan | Furutani | Ma | Torlakson |
| Caballero | Gaines | Mendoza | Torres |
| Calderon | Galgiani | Miller | Torrico |
| Carter | Garrick | Monning | Tran |
| Chesbro | Gilmore | Nava | Villines |
| Conway | Hagman | Nestande | Yamada |
| Cook | Hall | Niello | Mme. Speaker |
| Coto | Harkey | Nielsen | |

Quorum present.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

September 11, 2009

E. Dotson Wilson

*Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: This is to advise you that I have established the Assembly Education Committee for the 2009–10 Fifth Extraordinary Session and I have appointed the following membership:

Assemblymember Julia Brownley, Chair
Assemblymember Brian Nestande, Vice Chair
Assemblymember Tom Ammiano
Assemblymember Juan Arambula
Assemblymember Joan Buchanan
Assemblymember Wilmer Carter
Assemblymember Wesley Chesbro
Assemblymember Mike Eng
Assemblymember Ted Gaines
Assemblymember Martin Garrick
Assemblymember Isadore Hall
Assemblymember Dan Logue
Assemblymember Bonnie Lowenthal
Assemblymember Jeff Miller
Assemblymember John A. Pérez
Assemblymember Jose Solorio
Assemblymember Tom Torlakson

Sincerely,

KAREN BASS
Speaker of the Assembly

September 11, 2009

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: This is to advise you that I have established the Assembly Appropriations Committee for the 2009–10 Fifth Extraordinary Session and I have appointed the following membership:

Assemblymember Kevin de León, Chair
Assemblymember Connie Conway, Vice Chair
Assemblymember Tom Ammiano
Assemblymember Charles Calderon
Assemblymember Joe Coto
Assemblymember Mike Davis
Assemblymember Felipe Fuentes
Assemblymember Isadore Hall
Assemblymember Diane Harkey
Assemblymember Jeff Miller
Assemblymember Jim Nielsen
Assemblymember John A. Pérez
Assemblymember Nancy Skinner
Assemblymember Jose Solorio
Assemblymember Audra Strickland
Assemblymember Tom Torlakson
Democratic vacancy

Sincerely,

KAREN BASS
Speaker of the Assembly

September 11, 2009

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: This is to advise you that I have appointed Assemblymember Jean Fuller to fill the Republican vacancy on the Assembly Rules Committee for the 2009–10 Fifth Extraordinary Session.

Sincerely,

KAREN BASS
Speaker of the Assembly

ADJOURNMENT

At 3:30 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE

2009–10 FIFTH EXTRAORDINARY SESSION

ASSEMBLY JOURNAL

RECESS JOURNAL NO. 1

INTERIM STUDY RECESS

Assembly Chamber, Sacramento
Tuesday, September 29, 2009

Pursuant to the provisions of Joint Rule 59, the following Assembly Journal for the 2009–10 Fifth Extraordinary Session was printed while the Assembly was in Interim Study Recess.

INTRODUCTION OF ASSEMBLY BILLS

The following bill was introduced:

ASSEMBLY BILL NO. 1—Solorio. An act to add Section 52052.7 to the Education Code, relating to school accountability.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE

2009–10 FIFTH EXTRAORDINARY SESSION

ASSEMBLY JOURNAL

RECESS JOURNAL NO. 2

INTERIM STUDY RECESS

Assembly Chamber, Sacramento
Wednesday, October 14, 2009

Pursuant to the provisions of Joint Rule 59, the following Assembly Journal for the 2009–10 Fifth Extraordinary Session was printed while the Assembly was in Interim Study Recess.

INTRODUCTION OF ASSEMBLY BILLS

The following bill was introduced:

ASSEMBLY BILL NO. 2—Coto (Coauthors: Arambula, Fong, Solorio, and Torrico). An act relating to public schools.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE

2009–10 FIFTH EXTRAORDINARY SESSION

ASSEMBLY JOURNAL

RECESS JOURNAL NO. 3

INTERIM STUDY RECESS

Assembly Chamber, Sacramento
Wednesday, October 28, 2009

Pursuant to the provisions of Joint Rule 59, the following Assembly Journal for the 2009–10 Fifth Extraordinary Session was printed while the Assembly was in Interim Study Recess.

INTRODUCTION OF ASSEMBLY BILLS

The following bills were introduced:

ASSEMBLY BILL NO. 3—Torlakson. An act to amend Sections 47602, 47605, 47605.6, and 47607 of, and to add Section 47605.9 to, the Education Code, relating to charter schools.

ASSEMBLY BILL NO. 4—Hagman. An act relating to the Chino Valley Unified School District, and declaring the urgency thereof, to take effect immediately.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 1—Torrico (Principal coauthor: Buchanan). Relative to the Day of the Special Educator.

KAREN BASS, Speaker

SUE PARKER, Assistant Chief Clerk

CALIFORNIA LEGISLATURE
2009–10 FIFTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Friday, October 30, 2009
FOURTH SESSION DAY
SIXTY-FIRST CALENDAR DAY
AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Friday, October 30, 2009

The Assembly met at 6:30 a.m.

Hon. Martin Garrick, Assembly Member, 74th District, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The following were placed upon the morning roll call—46:

| | | | |
|-----------------|-------------|-----------|-------------|
| Adams | Davis | Hayashi | Pérez, John |
| Anderson | De La Torre | Hernandez | Salas |
| Beall | DeVore | Huber | Silva |
| Berryhill, Bill | Emmerson | Huffman | Skinner |
| Block | Eng | Knight | Solorio |
| Blumenfield | Feuer | Logue | Strickland |
| Bradford | Fong | Ma | Swanson |
| Buchanan | Fuentes | Miller | Torrico |
| Carter | Galgiani | Monning | Tran |
| Chesbro | Garrick | Nestande | Yamada |
| Cook | Gilmore | Niello | |
| Coto | Hagman | Nielsen | |

Quorum present.

At 3:38 p.m., Hon. Dan Logue, 3rd District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

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 Members Ammiano, Arambula, Bass, Blakeslee, Brownley, Caballero, Calderon, De León, Evans, Fletcher, Fuller, Furutani, Hill, Krekorian, Lowenthal, Mendoza, Nava, Portantino, Ruskin, Saldaña, Smyth, Torres, and Villines.

On legislative business, and waiving per diem: Assembly Members Gaines and Lieu.

On legislative business, per diem waived for the 2009–10 Session (See Assembly Journal, page 59): Assembly Member Jones.

On personal business, and waiving per diem: Assembly Members Conway, Hall, Harkey, Jeffries, V. Manuel Pérez, and Torlakson.

Because of illness: Assembly Member Tom Berryhill.

(NOTE: For explanations of absence of Assembly Members Ammiano, Arambula, Bass, Blakeslee, Brownley, Caballero, Calderon, De León, Evans, Fletcher, Fuller, Furutani, Gaines, Hill, Jones, Krekorian, Lieu, Lowenthal, Mendoza, Nava, Portantino, Ruskin, Saldaña, Smyth, Torres, and Villines on this day on legislative business pursuant to the Assembly Rules, see Assembly Journal for the Regular Session for October 30, 2009.)

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

Per Diem Waived

October 30, 2009

*The Honorable Karen Bass
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mme. Speaker: I respectfully request to waive per diem for Friday, October 30, 2009. Thank you for your prompt attention to this matter.

Should you have any questions regarding this request, please contact Bernice Jimenez in my Capitol office at 319-2063.

Sincerely,

BILL EMMERSON, Assembly Member
Sixty-third District

FIRST READING OF ASSEMBLY BILLS

The following bills were read the first time:

ASSEMBLY BILL NO. 1—Solorio. An act to add Section 52052.7 to the Education Code, relating to school accountability.

ASSEMBLY BILL NO. 2—Coto (Coauthors: Arambula, Fong, Solorio, and Torrico). An act relating to public schools.

ASSEMBLY BILL NO. 3—Torlakson. An act to amend Sections 47602, 47605, 47605.6, and 47607 of, and to add Section 47605.9 to, the Education Code, relating to charter schools.

ASSEMBLY BILL NO. 4—Hagman. An act relating to the Chino Valley Unified School District, and declaring the urgency thereof, to take effect immediately.

ADJOURNMENT

At 4:30 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

ALBERTO TORRICO, Majority Floor Leader

SUE PARKER, Assistant Chief Clerk

CALIFORNIA LEGISLATURE
2009–10 FIFTH EXTRAORDINARY SESSION

ASSEMBLY JOURNAL

RECESS JOURNAL NO. 4

INTERIM STUDY RECESS

Assembly Chamber, Sacramento
Monday, November 23, 2009

Pursuant to the provisions of Joint Rule 59, the following Assembly Journal for the Fifth Extraordinary Session was printed while the Assembly was in Interim Study Recess.

INTRODUCTION OF ASSEMBLY BILLS

The following bills were introduced:

ASSEMBLY BILL NO. 5—Nestande. An act to amend Section 44227 of the Education Code, relating to teachers.

ASSEMBLY BILL NO. 6—Nestande. An act to add and repeal Section 44262.1 of the Education Code, relating to teacher credentialing.

ASSEMBLY BILL NO. 7—Nestande. An act to amend Section 44932 of, and to add Section 44660.1 to, the Education Code, relating to teachers.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 FIFTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, December 2, 2009
FIFTH SESSION DAY
NINETY-FOURTH CALENDAR DAY
AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Wednesday, December 2, 2009

The Assembly met at 7 a.m.

Hon. Michael Villines, Assembly Member, 29th District, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The following were placed upon the morning roll call—47:

| | | | |
|----------------|-----------|------------------|--------------|
| Ammiano | Coto | Hill | Salas |
| Arambula | Davis | Huber | Saldaña |
| Beall | Eng | Lieu | Skinner |
| Berryhill, Tom | Evans | Lowenthal | Solorio |
| Blakeslee | Feuer | Ma | Swanson |
| Block | Fong | Mendoza | Torlakson |
| Blumenfield | Fuentes | Monning | Torres |
| Bradford | Furutani | Nava | Tran |
| Brownley | Galgiani | Pérez, John | Villines |
| Buchanan | Hall | Pérez, V. Manuel | Yamada |
| Calderon | Hayashi | Portantino | Mme. Speaker |
| Chesbro | Hernandez | Ruskin | |

Quorum present.

At 1:55 p.m., Hon. Mary Salas, 79th District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

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 Members Adams, Anderson, Bill Berryhill, Caballero, Conway, De La Torre, De León, DeVore, Fletcher, Fuller, Gaines, Garrick, Gilmore, Hagman, Jeffries, Knight, Krekorian, Logue, Miller, Nestande, Nielsen, Smyth, and Strickland.

On legislative business, per diem waived for the 2009–10 Session (See Assembly Journal, page 59): Assembly Member Niello.

On personal business, per diem waived for the 2009–10 Session (See Assembly Journal, page 59): Assembly Member Jones.

On personal business, and waiving per diem: Assembly Members Emmerson, Harkey, Silva, and Torrico.

Because of illness: Assembly Members Carter, Cook, and Huffman.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

Monday, November 30, 2009

*The Honorable Karen Bass
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mme. Speaker: I respectfully request authorization to be absent from check-in on Wednesday, December 2, 2009. I need to be in district for scheduled meetings and legislative business.

Thank you for your consideration of my request.

Sincerely,

ANTHONY ADAMS, Assembly Member
Fifty-ninth District

November 30, 2009

*The Honorable Karen Bass
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mme. Speaker: I respectfully request to be excused from session on Wednesday, December 2 to conduct legislative business.

If you have any questions regarding this request, please contact my office at 319-2077.

Sincerely,

JOEL ANDERSON, Assembly Member
Seventy-seventh District

November 30, 2009

*The Honorable Karen Bass
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Speaker Bass: The purpose of this letter is to request to be excused from check-in on legislative business on December 2, 2009.

Thank you for your consideration of this request.

Respectfully,

BILL BERRYHILL, Assembly Member
Twenty-sixth District

November 30, 2009

*The Honorable Karen Bass
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mme. Speaker: I, respectfully, request to be excused from Session on Wednesday, December 2, 2009, due to legislative business in my district.

Please feel free to contact either me, or my office manager, Chinook Shin, at (916) 319-2028, should you have any questions regarding this request.

Sincerely,

ANNA M. CABALLERO, Assembly Member
Twenty-eighth District

November 30, 2009

*Assemblywoman Karen Bass
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Speaker Bass,

I respectfully request to be excused from Check-in session on legislative business on December 2, 2009. I will be out of town attending the Joint Republican Legislative Summit in Santa Barbara.

Thank you for your consideration.

Sincerely,

CONNIE CONWAY, Assembly Member
Thirty-fourth District

November 30, 2009

*The Honorable Karen Bass
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mme. Speaker: The purpose of this letter is to respectfully request to be excused from Check-In Session on Wednesday, December 2, 2009. I have legislative business to conduct in my district office.

I am thanking you in advance for your consideration of this request. If you have any questions or require additional information, please do not hesitate to contact my Chief of Staff, Juan Carlos Torres at (916) 319-2050.

Sincerely,

HECTOR DE LA TORRE, Assembly Member
Fiftieth District

December 2, 2009

*The Honorable Karen Bass
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mme. Speaker: I respectfully request to be excused from check-in session on Wednesday, December 2, 2009 due to legislative business.

Thank you in advance for your consideration. If you have any questions or comments, I can be reached at (916) 319-2045.

Sincerely,

KEVIN DE LEÓN, Assembly Member
Forty-fifth District

November 30, 2009

*Assemblywoman Karen Bass
Speaker of the Assembly
State Capitol, Room 3016
Sacramento, California*

Mme. Speaker: This letter is to respectfully request that I be excused from session on Wednesday, December 2, 2009, as I have legislative business in my district.

Thank you for your consideration. If you have any questions, please do not hesitate to contact my Chief of Staff Leisa Brug Kline at (949) 863-7070.

All the best,

CHUCK DE VORE, Assembly Member
Seventieth District

November 30, 2009

*The Honorable Karen Bass
Speaker of the Assembly
State Capitol, Office 219*

Speaker Bass: I respectfully request an excuse from check-in session on Wednesday, December 2nd due to legislative business. If there are any questions regarding this request please contact my Capitol Office at (916) 319-2075.

Thank you for your prompt attention to this request.

Sincerely,

NATHAN FLETCHER, Assembly Member
Seventy-fifth District

November 30, 2009

*The Honorable Karen Bass
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Assembly Speaker Bass,

This letter is a request to be excused from Check-In Session on Wednesday, December 2, 2009 due to legislative business.

Thank you for your consideration of this matter.

Sincerely,

JEAN FULLER, Assembly Member
Thirty-second District

November 30, 2009

*The Honorable Karen Bass
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Speaker Bass: I respectfully request to be excused from Check-In Session on legislative business on Wednesday, December 2, 2009. I will be participating in the Joint Legislative Summit.

Thank you in advance for your consideration of this request.

Sincerely,

TED GAINES, Assembly Member
Fourth District

November 30, 2009

*The Honorable Karen Bass
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mme. Speaker: I am respectfully requesting to be excused from check-in session on Wednesday, December 2, 2009. I have legislative business to attend to in the district.

Thank you for your prompt attention to this request.

Sincerely,

MARTIN GARRICK, Assembly Member
Seventy-fourth District

November 30, 2009

*The Honorable Karen Bass
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mme. Speaker,

Please excuse me from Check-In session on legislative business on December 2, 2009. I will be at the Joint Republican Legislative Summit in Santa Barbara.

Thank you kindly for your consideration.

Sincerely,

DANNY D. GILMORE, Assembly Member
Thirtieth District

November 30, 2009

*The Honorable Karen Bass
Speaker, California State Assembly
State Capitol
Sacramento, California*

Dear Mme. Speaker: I respectfully request to be excused from Check-In Session on legislative business on Wednesday, December 2, 2009 due to the Joint Republican Legislative Summit in Santa Barbara that same day.

If you have any questions, please contact Lyndsay Roberts in my office at 916-319-2060. Thank you for your consideration of this request.

Sincerely,

CURT HAGMAN, Assembly Member
Sixtieth District

November 30, 2009

*Office of the Speaker of the Assembly
Attention: Speaker Bass
State Capitol, Room 219
Sacramento, California*

Dear Mme. Speaker: I am writing to request an excused absence from check-in session on Wednesday, December 2, 2009. I will be on legislative business and unable to return to Sacramento on that day.

If you have any questions, please contact Craig DeLuz in my Capitol Office at 319-2534 or Kerstin Justus in my district office at 951-894-1232.

Thank you for your consideration and assistance in this matter.

Sincerely,

KEVIN JEFFRIES, Assembly Member
Sixty-sixth District

November 30, 2009

*Assemblywoman Karen Bass
California Assembly Speaker
State Capitol, Room 219
Sacramento, California*

Dear Mme. Speaker,

Please excuse me from Assembly Check-in Session on December 2, 2009 due to legislative business.

Thank you for your consideration and please feel free to contact my office if you have any question or concerns regarding this request.

Sincerely,

STEVE KNIGHT, Assembly Member
Thirty-sixth District

November 30, 2009

*The Honorable Karen Bass
Speaker, CA State Assembly
State Capitol, Room 219
Sacramento, California*

Dear Speaker Bass: I am requesting an excused absence from check-in session Wednesday, December 2, 2009. I have a district office commitment that I must attend. I greatly appreciate your understanding.

If you have any questions or concerns please contact Veronica Ortiz-Torres in my Capitol Office at 916-319-2043.

Sincerely,

PAUL KREKORIAN, Assembly Member
Forty-third District

November 30, 2009

*The Honorable Karen Bass
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mme. Speaker: This letter is to respectfully request that I be excused from Assembly Session on legislative business on December 2, 2009, as I have a Legislative Summit to attend in Southern California.

If you have any questions, please contact Stephanie Steele 319-2003.

Thank you for your consideration of this request.

Sincerely,

DAN LOGUE, Assembly Member
Third District

November 30, 2009

*The Honorable Karen Bass
Speaker of the Assembly
State Capitol, Room 219*

Dear Mme. Speaker: I respectfully request to be excused from Check-In session on legislative business on Wednesday, December 2 due to the Joint Republican Legislative Summit.

Please contact Johannes Escudero in my Capitol office with any questions or concerns. Thank you for your consideration of this request.

Sincerely,

JEFF MILLER, Assembly Member
Seventy-first District

November 30, 2009

*The Honorable Karen Bass
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mme. Speaker,

This letter is to respectfully request an excuse from Session on legislative business on Wednesday, December 2, 2009 to attend Joint Assembly and Senate Republican Caucus.

If you have any questions, please call me at (916) 319-2064.

Thank you for your prompt attention.

Sincerely,

BRIAN NESTANDE, Assembly Member
Sixty-fourth District

November 30, 2009

*The Honorable Karen Bass
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mme. Speaker: I am requesting permission to be excused from check in session on legislative business on December 2, 2009. I will be out of town attending the Joint Legislative Summit.

Thank you for your consideration of this matter. If you have any questions or concerns, please contact me at 319-2005.

Sincerely,

ROGER NIELLO, Assembly Member
Fifth District

November 30, 2009

*The Honorable Karen Bass
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mme. Speaker,

I am respectfully requesting permission to be excused from Wednesday's Check-in Session, on December 2. I will be in Southern California attending to legislative business.

Thank you for your consideration of this matter. If you have any questions or concerns, please contact me at 319-2002.

Sincerely,

JIM NIELSEN, Assembly Member
Second District

November 30, 2009

*The Honorable Karen Bass
Speaker of the Assembly
State Capitol, Room 219*

Dear Mme. Speaker: I am respectfully requesting to be excused from check-in-session on Wednesday, December 2, 2009 due to legislative business.

Should you have any questions, please contact Donda Scholl in my office at 319-2038.

Thank you for your attention to this matter.

Sincerely,

CAMERON SMYTH, Assembly Member
Thirty-eighth District

November 30, 2009

*The Honorable Karen Bass
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mme. Speaker: I respectfully request a legislative excuse for Wednesday, December 2, 2009 due to legislative business in the 37th Assembly District.

If you have any questions, please call Sam Chung at 319-2037.

Sincerely,

AUDRA STRICKLAND, Assembly Member
Thirty-seventh District

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

December 1, 2009

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Sam Blakeslee to replace Assemblymember Martin Garrick on the Assembly Education Committee in the Fifth Extraordinary Session for the Wednesday, December 2 hearing only.

Sincerely,

KAREN BASS
Speaker of the Assembly

December 1, 2009

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Felipe Fuentes to replace Assemblymember Wilmer Carter on the Assembly Education Committee in the Fifth Extraordinary Session for the Wednesday, December 9 hearing only.

Sincerely,

KAREN BASS
Speaker of the Assembly

December 1, 2009

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: This is to advise you that I have appointed Assemblymember Felipe Fuentes to replace Assemblymember Ted Lieu on the Assembly Rules Committee in the 2009–10 Fifth Extraordinary Session for the Thursday, December 3 hearing only. I have also appointed Assemblymember Isadore Hall to serve as acting Chair for the December 3 hearing only.

Sincerely,

KAREN BASS
Speaker of the Assembly

December 2, 2009

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: I am authorizing the Assembly Desk to remain open for purpose of processing bills.

Sincerely,

KAREN BASS
Speaker of the Assembly

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committee was permitted to meet:

Education, to hold an informational hearing, on December 2, 2009, at 1 p.m., in Room 4202.

FIRST READING OF ASSEMBLY BILLS

The following bills were read the first time:

ASSEMBLY BILL NO. 5—Nestande. An act to amend Section 44227 of the Education Code, relating to teachers.

ASSEMBLY BILL NO. 6—Nestande. An act to add and repeal Section 44262.1 of the Education Code, relating to teacher credentialing.

ASSEMBLY BILL NO. 7—Nestande. An act to amend Section 44932 of, and to add Section 44660.1 to, the Education Code, relating to teachers.

INTRODUCTION AND FIRST READING ASSEMBLY BILLS

The following bill was introduced and read the first time:

ASSEMBLY BILL NO. 8—Brownley (Coauthors: Bass, Carter, and Torlakson). An act to amend Sections 14502.1, 47602, 47605, 47605.6, 47607, 60601, 60603, 60604, 60605.6, 60606, 60640, 60643, 60643.1 of, to amend and repeal Section 60605 of, to add Sections 44665.5, 47630.6, and 60604.5 to, to add and repeal Sections 60605.7 and 60605.8 of, and to add and repeal Chapter 18 (commencing with Section 53100) of Part 28 of Division 4 of Title 2 of, the Education Code, relating to public schools.

MESSAGES FROM THE SENATE

Senate Chamber, November 5, 2009

Mme. Speaker: I am directed to inform your honorable body that the Senate on this passed:

Senate Bill No. 1
Senate Bill No. 2

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

FIRST READING OF SENATE BILLS

The following bills were read the first time:

SENATE BILL NO. 1—An act to amend Sections 10601.5, 10804, 47602, and 60900 of, to add Section 47604.7 to, to add Article 10 (commencing with Section 48350) to Chapter 2 of Part 27 of Division 4 of Title 2 of, and to add Article 5 (commencing with Section 52065) to Chapter 6.1 of Part 28 of Division 4 of Title 2 of, the Education Code, relating to public schools.

SENATE BILL NO. 2—An act to amend Section 1798.24 of the Civil Code, and to amend Section 49076 of, and to add Section 49079.5 to, the Education Code, relating to pupil data.

**NINETY-FIFTH CALENDAR DAY
AT SACRAMENTO, CALIFORNIA**

Assembly Chamber, December 3, 2009

At 12 midnight.

Speaker Karen Bass, presiding.

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 8—An act to amend Sections 14502.1, 47602, 47605, 47605.6, 47607, 60601, 60603, 60604, 60605.6, 60606, 60640, 60643, 60643.1 of, to amend and repeal Section 60605 of, to add Sections 44665.5, 47630.6, and 60604.5 to, to add and repeal Sections 60605.7 and 60605.8 of, and to add and repeal Chapter 18 (commencing with Section 53100) of Part 28 of Division 4 of Title 2 of, the Education Code, relating to public schools.

Bill read second time.

REFERENCE OF BILLS TO COMMITTEE

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

Assembly

Bill No.

Committee

2 ----- Ed.

8 ----- Ed.

Senate

Bill No.

Committee

1 ----- Ed.

2 ----- Ed.

AUTHOR'S AMENDMENTS

Committee on Education

December 3, 2009

Mme. Speaker: The Chair of your committee on Education reports:

Assembly Bill No. 2

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

Brownley, Chair

ASSEMBLY BILL NO. 2—An act relating to public schools.

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.

AUTHOR'S AMENDMENTS

Committee on Education

December 3, 2009

Mme. Speaker: The Chair of your Committee on Education reports:

Senate Bill No. 1

Senate Bill No. 2

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

Brownley, Chair

SENATE BILL NO. 1—An act to amend Sections 10601.5, 10804, 47602, and 60900 of, to add Section 47604.7 to, to add Article 10 (commencing with Section 48350) to Chapter 2 of Part 27 of Division 4 of Title 2 of, and to add Article 5 (commencing with Section 52065) to Chapter 6.1 of Part 28 of Division 4 of Title 2 of, the Education Code, relating to public schools.

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.

SENATE BILL NO. 2—An act to amend Section 1798.24 of the Civil Code, and to amend Section 49076 of, and to add Section 49079.5 to, the Education Code, relating to pupil data.

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 3:30 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON DECEMBER 3, 2009

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

AB RN

2 0925450

SB RN

1 0926181

2 0926180

Daily Total: 3

Cumulative Total: 3

CALIFORNIA LEGISLATURE
2009–10 FIFTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, December 10, 2009
SIXTH SESSION DAY
ONE HUNDRED SECOND CALENDAR DAY
AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, December 10, 2009

The Assembly met at 4:58 p.m.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly,
presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The roll was called, and the following answered to their names—75:

| | | | |
|----------------|-------------|-------------|------------------|
| Ammiano | De La Torre | Hill | Pérez, V. Manuel |
| Anderson | De León | Huber | Portantino |
| Arambula | Emmerson | Huffman | Ruskin |
| Beall | Eng | Jeffries | Salas |
| Berryhill, Tom | Evans | Jones | Saldaña |
| Blakeslee | Feuer | Knight | Silva |
| Block | Fletcher | Krekorian | Skinner |
| Blumenfield | Fong | Lieu | Smyth |
| Bradford | Fuentes | Logue | Solorio |
| Brownley | Fuller | Lowenthal | Strickland |
| Buchanan | Furutani | Ma | Swanson |
| Caballero | Gaines | Mendoza | Torlakson |
| Calderon | Galgiani | Miller | Torres |
| Carter | Garrick | Monning | Torrico |
| Chesbro | Gilmore | Nava | Tran |
| Conway | Hagman | Nestande | Villines |
| Cook | Hall | Niello | Yamada |
| Coto | Hayashi | Nielsen | Mme. Speaker |
| Davis | Hernandez | Pérez, John | |

Quorum present.

PRAYER

Upon invitation of Speaker pro Tempore Saldaña, the following prayer was offered by Assembly Member Steven Bradford, of the 51st Assembly District:

Lord, In people's daily encounter with life's challenges and situations, their frailties are as obvious as their virtues. Help us to realize that imperfection is part of human wholeness and that we must accept others as they are, and trust that they will do the same for us. We are called by You, Lord, to be compassionate towards others. You also call us to be compassionate towards ourselves. Compassion is the harmony of interpersonal relationships and inward peace.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Saldaña, Assembly Member Fuller 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 Krekorian, seconded by Assembly Member Hagman.

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 Members Adams and Bill Berryhill.

On personal business, and waiving per diem: Assembly Members DeVore and Harkey.

(NOTE: For explanations of absence of Assembly Members Adams and Bill Berryhill on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, December 10, 2009

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

Assembly Bill No. 2

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

December 8, 2009

E. Dotson Wilson

*Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: This is to advise you that I have appointed Assemblymember Steve Bradford to fill the Democratic vacancy on the Assembly Appropriations Committee for the 2009–10 Fifth Extraordinary Session.

Sincerely,

KAREN BASS
Speaker of the Assembly

REPORTS OF STANDING COMMITTEES**Committee on Education**

Date of Hearing: December 9, 2009

Mme. Speaker: Your Committee on Education reports:

Assembly Bill No. 8

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

BROWNLEY, Chair

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: December 9, 2009

Mme. Speaker: Your Committee on Education reports:

Senate Bill No. 2

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

BROWNLEY, Chair

Above bill re-referred to the Committee on Appropriations.

Committee on Appropriations

Date of Hearing: December 10, 2009

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 2

With amendments with the recommendation: Amend, and do pass, as amended.

DE LEÓN, Chair

Above bill ordered to second reading.

**SENATE BILL NO. 2 TAKEN UP BY UNANIMOUS CONSENT
FOR SECOND READING**

Assembly Member Brownley was granted unanimous consent to take up Senate Bill No. 2 without reference to file, for the purpose of reading the bill a second time and adopting the committee amendments at this time.

SENATE BILL NO. 2—An act to amend Section 1798.24 of the Civil Code, and to amend Sections 10802 and 49076 of, and to add Section 49079.5 to, the Education Code, relating to pupil data.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted; bill ordered reprinted and to be placed upon the third reading file.

**Consideration of Senate Bill No. 2, as Amended
by Unanimous Consent**

Assembly Member Brownley was granted unanimous consent to take up Senate Bill No. 2 as amended, without reference to print or file, for the purpose of consideration.

SENATE BILL NO. 2 (Simitian)—An act to amend Section 1798.24 of the Civil Code, and to amend Sections 10802 and 49076 of, to add Section 49079.5 to, and to add and repeal Section 49079.6 of, the Education Code, relating to pupil data.

Bill read third time, and presented by Assembly Member Brownley.

Bill passed by the following vote:

AYES—69

| | | | |
|-------------|-----------|-------------|--------------|
| Ammiano | Emmerson | Huffman | Salas |
| Anderson | Eng | Jeffries | Saldaña |
| Arambula | Evans | Jones | Silva |
| Beall | Feuer | Knight | Skinner |
| Blakeslee | Fletcher | Krekorian | Smyth |
| Block | Fong | Lieu | Solorio |
| Blumenfield | Fuentes | Lowenthal | Strickland |
| Bradford | Fuller | Ma | Swanson |
| Brownley | Furutani | Mendoza | Torlakson |
| Buchanan | Gaines | Monning | Torres |
| Caballero | Galgiani | Nava | Torrico |
| Calderon | Garrick | Nestande | Tran |
| Carter | Gilmore | Niello | Villines |
| Chesbro | Hall | Nielsen | Yamada |
| Conway | Hayashi | Pérez, J. | Mme. Speaker |
| Coto | Hernandez | Pérez, V.M. | |
| Davis | Hill | Portantino | |
| De León | Huber | Ruskin | |

NOES—None

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Appropriations

Date of Hearing: December 10, 2009

Mme. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 8

With amendments with the recommendation: Amend, and do pass, as amended.

DE LEÓN, Chair

Above bill ordered to second reading.

**ASSEMBLY BILL NO. 8 TAKEN UP BY UNANIMOUS CONSENT
FOR SECOND READING**

Assembly Member Brownley was granted unanimous consent to take up Assembly Bill No. 8 without reference to file, for the purpose of reading the bill a second time and adopting the committee amendments at this time.

ASSEMBLY BILL NO. 8—An act to amend Sections 14502.1, 47602, 47605, 47605.6, 47607, 60601, 60603, 60604, 60605.6, 60606, 60640, 60643, 60643.1 of, to amend and repeal Section 60605 of, to add Sections 44665.5, 47630.6, and 60604.5 to, to add and repeal Sections 60605.7 and 60605.8 of, and to add and repeal Chapter 18 (commencing with Section 53100) of Part 28 of Division 4 of Title 2 of, the Education Code, relating to public schools.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted; bill ordered reprinted and to be placed upon the third reading file.

**Consideration of Assembly Bill No. 8, as Amended
by Unanimous Consent**

Assembly Member Brownley was granted unanimous consent to take up Assembly Bill No. 8 as amended, without reference to print or file, for the purpose of consideration.

ASSEMBLY BILL NO. 8 (Brownley)—An act to amend Sections 14502.1, 47602, 47605, 47605.6, 47607, 60601, 60603, 60604, 60605.6, 60606, 60640, 60643, 60643.1 of, to amend and repeal Section 60605 of, to add Sections 44665.5, 47630.6, and 60604.5 to, to add and repeal Sections 60605.7 and 60605.8 of, and to add and repeal Chapter 18 (commencing with Section 53100) of Part 28 of Division 4 of Title 2 of, the Education Code, relating to public schools.

Bill read third time.

Request for Use of Visual Aids

Assembly Member Nestande was granted unanimous consent to use visual aids on the Floor to assist in debate.

**At 5:20 p.m., Assistant Speaker pro Tempore Isadore Hall III,
52nd District, presiding**

Assembly Rule 112 Suspended

Assembly Member Garrick was granted unanimous consent that Assembly Rule 112 be suspended to permit him to read a paper on the Floor of the Assembly.

Request for Use of Visual Aids

Assembly Member Saldaña was granted unanimous consent to use visual aids on the Floor to assist in debate.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—48

| | | | |
|-------------|-----------|-------------|--------------|
| Ammiano | Davis | Hill | Portantino |
| Beall | De León | Huffman | Ruskin |
| Block | Eng | Jones | Salas |
| Blumenfield | Evans | Krekorian | Saldaña |
| Bradford | Feuer | Lieu | Skinner |
| Brownley | Fong | Lowenthal | Solorio |
| Buchanan | Fuentes | Ma | Swanson |
| Caballero | Furutani | Mendoza | Torlakson |
| Calderon | Galgiani | Monning | Torres |
| Carter | Hall | Nava | Torrico |
| Chesbro | Hayashi | Pérez, J. | Yamada |
| Coto | Hernandez | Pérez, V.M. | Mme. Speaker |

NOES—25

| | | | |
|---------------|----------|----------|------------|
| Anderson | Fletcher | Jeffries | Smyth |
| Arambula | Fuller | Knight | Strickland |
| Berryhill, T. | Gaines | Miller | Tran |
| Blakeslee | Garrick | Nestande | Villines |
| Conway | Gilmore | Niello | |
| Cook | Hagman | Nielsen | |
| Emmerson | Huber | Silva | |

Bill ordered transmitted to the Senate.

VOTE ADDS

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

Senate Bill No. 2: Beall, Conway, Emmerson, Hernandez, Jeffries, Jones, Knight, Mendoza, Niello, Skinner, Torrico, and Villines—Aye.

Assembly Bill No. 8: Torrico—Aye.

RECESS

By unanimous consent, at 5:49 p.m., Assistant Speaker pro Tempore Hall declared the Assembly recessed.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 2—Krekorian. Relative to final adjournment of the 2009–10 Fifth Extraordinary Session of the Legislature.

ADJOURNMENT

At 9:30 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON DECEMBER 10, 2009

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

AB RN

8 0926422

SB RN

2 0926254

Daily Total: 2

Cumulative Total: 5

CALIFORNIA LEGISLATURE
2009–10 FIFTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Monday, January 4, 2010

SEVENTH SESSION DAY

ONE HUNDRED TWENTY-SEVENTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, January 4, 2010

The Assembly met at 12:32 p.m.

Hon. Isadore Hall III, Assistant Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The roll was called, and the following answered to their names—73:

| | | | |
|-----------------|----------|------------------|--------------|
| Adams | De León | Huber | Portantino |
| Ammiano | DeVore | Huffman | Ruskin |
| Arambula | Emmerson | Jeffries | Salas |
| Beall | Eng | Jones | Silva |
| Berryhill, Bill | Evans | Knight | Skinner |
| Berryhill, Tom | Feuer | Krekorian | Smyth |
| Blakeslee | Fong | Lieu | Solorio |
| Block | Fuentes | Logue | Strickland |
| Blumenfield | Fuller | Lowenthal | Swanson |
| Bradford | Furutani | Ma | Torlakson |
| Brownley | Gaines | Mendoza | Torres |
| Buchanan | Galgiani | Miller | Torrico |
| Caballero | Garrick | Monning | Tran |
| Chesbro | Gilmore | Nava | Villines |
| Conway | Hagman | Nestande | Yamada |
| Cook | Hall | Niello | Mme. Speaker |
| Coto | Harkey | Nielsen | |
| Davis | Hayashi | Pérez, John | |
| De La Torre | Hill | Pérez, V. Manuel | |

Quorum present.

PRAYER

Upon invitation of Assistant Speaker pro Tempore Hall, the following prayer was offered by Assembly Chaplain Father Constantine C. Pappademos:

Lord, As we begin this new year, we reflect on the past, anticipate what the year may bring and we turn our thoughts to You. Guide us, Lord, to engage with the truth about our existence, the challenges of human life and the condition of our souls. We look forward to the wonderful blessings that You will give to us each day in a life that is filled with Your love and presence for all eternity.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Assistant Speaker pro Tempore Hall, Assembly Member Fuller 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 Torrico, seconded by Assembly Member Blakeslee.

LEAVES OF ABSENCE FOR THE DAY

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

On personal business, and waiving per diem: Assembly Member Hernandez.

Due to travel delays: Assembly Member Calderon.

Because of illness: Assembly Members Anderson and Carter.

Because of a death in their families: Assembly Members Fletcher and Saldaña.

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

January 4, 2010

E. Dotson Wilson

Chief Clerk of the Assembly

State Capitol, Room 3196

Sacramento, California

Dear Dotson: This is to advise you that I have appointed Assemblymember Jared Huffman to replace Assemblymember Mike Eng on the Assembly Education Committee in the 2009–10 Fifth Extraordinary Session for the Monday, January 4 hearing only.

Sincerely,

KAREN BASS

Speaker of the Assembly

January 4, 2010

*The Honorable Karen Bass
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mme. Speaker: As a result of my election to the unexpired term of office for the Second District seat on the Los Angeles City Council, I hereby respectfully submit my resignation as State Assemblymember for the 43rd Assembly District. My resignation is effective upon my taking the oath of office for the City Council on January 5, 2010.

It has been an incredible privilege to serve as a member of this house and to help shape the future of our state by creating jobs, improving our environment and strengthening public safety. I am very proud to have had important legislative successes even under historically difficult fiscal conditions, including instituting the state's first-ever film and television incentive, reducing pollution in our oceans and making neighborhoods safer by allowing landlords to evict dangerous criminals. It has been an honor to work under your historic Speakership and with a Caucus that achieved success under circumstances that were often turbulent and challenging.

I will look back on my time in the Assembly warmly as I consider the important task ahead as a member of the Los Angeles City Council. I am eager to begin addressing the urgent challenges the city is facing, and I look forward to working with you closely in doing so.

Very truly yours,

PAUL KREKORIAN, Assembly Member
Forty-third District

MESSAGES FROM THE SENATE

Senate Chamber, December 17, 2009

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 2

GREGORY P. SCHMIDT, Secretary of the Senate

Senate Chamber, December 17, 2009

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

Senate Bill No. 4

GREGORY P. SCHMIDT, Secretary of the Senate

FIRST READING OF SENATE BILLS

The following bill was read the first time:

SENATE BILL NO. 4—An act to amend Sections 52052.5, 60601, 60603, 60604, 60605.6, 60606, 60640, 60643, 60643.1, and 60900 of, to add Sections 10601.6, 10802.5, 10807, 44227.2, 60604.5, 60605.7, 60605.8, and 60605.9 to, to add Article 10 (commencing with Section 48350) to Chapter 2 of Part 27 of Division 4 of Title 2 of, and to add Chapter 18 (commencing with Section 53100) to Part 28 of Division 4 of Title 2 of, the Education Code, and to amend Section 1095 of the Unemployment Insurance Code, relating to public schools.

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bill was referred to committee:

| | | |
|-----------------|-------|----------------------|
| <i>Senate</i> | | <i>Committee</i> |
| <i>Bill No.</i> | | <i>Ed. and Appr.</i> |
| 4 | ----- | |

AUTHOR'S AMENDMENTS
Committee on Education

January 4, 2010

Mme. Speaker: The Chair of your Committee on Education reports:

Senate Bill No. 1

Senate Bill No. 4

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

BROWNLEY, Chair

SENATE BILL NO. 1—An act to amend Sections 10601.5, 10804, 47602, and 60900 of, to add Sections 44227.2 and 47604.7 to, to add Article 10 (commencing with Section 48350) to Chapter 2 of Part 27 of Division 4 of Title 2 of, to add Article 5 (commencing with Section 52065) to Chapter 6.1 of Part 28 of Division 4 of Title 2 of, and to add Chapter 4.5 (commencing with Section 60550) to Part 33 of Division 4 of Title 2 of, the Education Code, and to amend Section 1095 of the Unemployment Insurance Code, relating to public schools.

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.

SENATE BILL NO. 4—An act to amend Sections 52052.5, 60601, 60603, 60604, 60605.6, 60606, 60640, 60643, 60643.1, and 60900 of, to add Sections 10601.6, 10802.5, 10807, 44227.2, 60604.5, 60605.7, 60605.8, and 60605.9 to, to add Article 10 (commencing with Section 48350) to Chapter 2 of Part 27 of Division 4 of Title 2 of, and to add Chapter 18 (commencing with Section 53100) to Part 28 of Division 4 of Title 2 of, the Education Code, and to amend Section 1095 of the Unemployment Insurance Code, relating to public schools.

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 11:30 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JANUARY 4, 2010

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

| SB | RN |
|-----------|-----------|
|-----------|-----------|

| | |
|---|---------|
| 1 | 1000105 |
|---|---------|

| | |
|---|---------|
| 4 | 1000104 |
|---|---------|

| | |
|---------------------|----------|
| Daily Total: | 2 |
|---------------------|----------|

| | |
|--------------------------|----------|
| Cumulative Total: | 7 |
|--------------------------|----------|

CALIFORNIA LEGISLATURE
2009–10 FIFTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, January 5, 2010

EIGHTH SESSION DAY

ONE HUNDRED TWENTY-EIGHTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, January 5, 2010

The Assembly met at 6:27 p.m.
Hon. Isadore Hall III, Assistant Speaker pro Tempore of the
Assembly, presiding.
Chief Clerk E. Dotson Wilson at the Desk.
Assistant Clerk Timothy Morland reading.

ROLL CALL

The roll was called, and the following answered to their names—71:

| | | | |
|-----------------|-------------|-----------|------------------|
| Adams | Davis | Harkey | Pérez, John |
| Ammiano | De La Torre | Hayashi | Pérez, V. Manuel |
| Arambula | De León | Hill | Portantino |
| Beall | DeVore | Huffman | Ruskin |
| Berryhill, Bill | Emmerson | Jeffries | Salas |
| Berryhill, Tom | Eng | Jones | Silva |
| Blakeslee | Evans | Knight | Skinner |
| Block | Feuer | Lieu | Smyth |
| Blumenfield | Fong | Logue | Solorio |
| Bradford | Fuentes | Lowenthal | Strickland |
| Brownley | Fuller | Ma | Swanson |
| Buchanan | Furutani | Mendoza | Torlakson |
| Caballero | Gaines | Miller | Torres |
| Calderon | Galgiani | Monning | Torrico |
| Chesbro | Garrick | Nava | Tran |
| Conway | Gilmore | Nestande | Yamada |
| Cook | Hagman | Niello | Mme. Speaker |
| Coto | Hall | Nielsen | |

Quorum present.

PRAYER

Upon invitation of Assistant Speaker pro Tempore Hall, the following prayer was offered by Assembly Member Cathleen Galgiani, of the 17th Assembly District:

Father, For this new day with its promise and potential, we thank You. May our part in this day be full of meaning and hope for others. May our efforts and our words be characterized by kindness and give expression to the good will and truth that is within us. May they also be the key which unlocks the good and truth in others.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Assistant Speaker pro Tempore Hall, Assembly Member Emmerson 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 Torrico, seconded by Assembly Member Strickland.

LEAVES OF ABSENCE FOR THE DAY

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

On personal business, and waiving per diem: Assembly Members Hernandez and Villines.

Because of illness: Assembly Members Anderson and Carter.

Because of illness in her family: Assembly Member Huber.

Because of a death in their families: Assembly Members Fletcher and Saldaña.

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

January 4, 2010

E. Dotson Wilson

*Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: This is to advise you that I have appointed Assemblymembers Jared Huffman and Jerry Hill to replace Assemblymembers Wilmer Carter and Mike Eng on the Assembly Education Committee in the 2009–10 Fifth Extraordinary Session for the Tuesday, January 5 hearing only.

Sincerely,

KAREN BASS
Speaker of the Assembly

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

January 4, 2010

*The Honorable Arnold Schwarzenegger
Governor, State of California
State Capitol, First Floor
Sacramento, California*

Dear Governor Schwarzenegger: Pursuant to the Government Code and on behalf of the Speaker of the Assembly, the Honorable Karen Bass, I am forwarding a letter of resignation from Assembly Member Paul Krekorian effective upon his taking the oath of office for the Los Angeles City Council on January 5, 2010.

Sincerely,

E. DOTSON WILSON
Chief Clerk

(Note: For letter of resignation of Assembly Member Krekorian, 43rd Assembly District, see the Regular Session Assembly Journal for January 4, 2010, page 3648.)

REPORTS OF STANDING COMMITTEES

Committee on Education

Date of Hearing: January 5, 2010

Mme. Speaker: Your Committee on Education reports:

Senate Bill No. 1

Senate Bill No. 4

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

BROWNLEY, Chair

Above bills re-referred to the Committee on Appropriations.

RESOLUTIONS

The following resolution was offered:

Resolution to Dispense With Constitutional Provision

By Assembly Member Torrico.

Resolved, That Senate Bill No. 4 presents a case of urgency, as that term is used in Article IV, Section 8(b), of the Constitution, and the provision of that section requiring that the bill be read on three separate days in each house is hereby dispensed with, and it is ordered that the bill be placed upon its passage.

Resolution read, and adopted by the following vote:

AYES—59

| | | | |
|---------------|-------------|-------------|--------------|
| Adams | Davis | Hall | Portantino |
| Ammiano | De La Torre | Hayashi | Ruskin |
| Arambula | Emmerson | Hill | Salas |
| Beall | Eng | Huffman | Silva |
| Berryhill, B. | Evans | Jones | Skinner |
| Blakeslee | Feuer | Lieu | Smyth |
| Block | Fong | Logue | Solorio |
| Blumenfield | Fuentes | Lowenthal | Strickland |
| Bradford | Fuller | Ma | Torlakson |
| Brownley | Furutani | Mendoza | Torres |
| Caballero | Gaines | Monning | Torrico |
| Calderon | Galgiani | Niello | Tran |
| Chesbro | Garrick | Nielsen | Yamada |
| Cook | Gilmore | Pérez, J. | Mme. Speaker |
| Coto | Hagman | Pérez, V.M. | |

NOES—None

Article IV, Section 8(b) of the Constitution was declared dispensed with.

REPORTS OF STANDING COMMITTEES

Committee on Appropriations

Date of Hearing: January 5, 2010

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 4

With the recommendation: Do pass.

DE LEÓN, Chair

Above bill ordered to second reading.

Second Reading of Senate Bill No. 4

SENATE BILL NO. 4—An act to add Article 10 (commencing with Section 48350) to Chapter 2 of Part 27 of Division 4 of Title 2 of, and to add Article 3 (commencing with Section 53300) to Chapter 18 of Part 28 of Division 4 of Title 2 of, the Education Code, relating to public schools.

Bill read second time.

CONSIDERATION OF SENATE BILL NO. 4 BY UNANIMOUS CONSENT

Assembly Member Arambula was granted unanimous consent to take up Senate Bill No. 4, without reference to file, for purpose of consideration at this time.

SENATE BILL NO. 4 (Romero)—An act to add Article 10 (commencing with Section 48350) to Chapter 2 of Part 27 of Division 4 of Title 2 of, and to add Article 3 (commencing with Section 53300) to Chapter 18 of Part 28 of Division 4 of Title 2 of, the Education Code, relating to public schools.

Bill read third time, and presented by Assembly Member Arambula.

Assembly Rule 112 Suspended

Assembly Member Nava was granted unanimous consent that Assembly Rule 112 be suspended to permit him to read a paper on the Floor of the Assembly.

Assembly Rule 112 Suspended

Assembly Member Arambula was granted unanimous consent that Assembly Rule 112 be suspended to permit him to read a paper on the Floor of the Assembly.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Arambula moved a call of the Assembly.

Motion carried. Time, 6:59 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

REPORTS OF STANDING COMMITTEES**Committee on Appropriations**

Date of Hearing: January 5, 2010

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 1

With amendments with the recommendation: Amend, and do pass, as amended.

DE LEÓN, Chair

Above bill ordered to second reading.

**SENATE BILL NO. 1 TAKEN UP BY UNANIMOUS CONSENT
FOR SECOND READING**

Assembly Member Brownley was granted unanimous consent to take up Senate Bill No. 1 without reference to file, for the purpose of reading the bill a second time and adopting the committee amendments at this time.

SENATE BILL NO. 1—An act to amend Sections 52052.5, 60601, 60603, 60604, 60605.6, 60606, 60640, 60643, 60643.1, and 60900 of, to add Sections 10601.6, 10802.5, 10807, 49079.7, 44227.2, 60604.5, 60605.7, 60605.8, and 60605.9 to, and to add Chapter 18 (commencing with Section 53100) to Part 28 of Division 4 of Title 2 of, the Education Code, and to amend Section 1095 of the Unemployment Insurance Code, relating to public schools.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted; bill ordered reprinted and ordered to the third reading file.

**CONSIDERATION OF SENATE BILL NO. 1, AS AMENDED,
BY UNANIMOUS CONSENT**

Assembly Member Brownley was granted unanimous consent to take up Senate Bill No. 1, as amended, without reference to print or file, for purpose of consideration.

SENATE BILL NO. 1 (Steinberg)—An act to amend Sections 52052.5, 60601, 60603, 60604, 60605.6, 60606, 60640, 60643, 60643.1, and 60900 of, to add Sections 10601.6, 10802.5, 10807, 49079.7, 44227.2, 60604.5, 60605.7, 60605.8, and 60605.9 to, and to add Chapter 18 (commencing with Section 53100) to Part 28 of Division 4 of Title 2 of, the Education Code, and to amend Section 1095 of the Unemployment Insurance Code, relating to public schools.

Bill read third time, and passed by the following vote:

AYES—45

| | | | |
|---------------|----------|-----------|--------------|
| Adams | Coto | Gilmore | Portantino |
| Arambula | Davis | Hagman | Ruskin |
| Berryhill, B. | De León | Hall | Silva |
| Berryhill, T. | Emmerson | Hill | Skinner |
| Blakeslee | Eng | Huffman | Smyth |
| Block | Feuer | Lowenthal | Solorio |
| Blumenfield | Fong | Ma | Strickland |
| Bradford | Fuller | Monning | Tran |
| Brownley | Furutani | Nestande | Mme. Speaker |
| Calderon | Gaines | Niello | |
| Conway | Galgiani | Nielsen | |
| Cook | Garrick | Pérez, J. | |

NOES—17

| | | | |
|-------------|---------|-------------|----------|
| Ammiano | Evans | Mendoza | Torricon |
| Beall | Fuentes | Nava | Yamada |
| Caballero | Hayashi | Pérez, V.M. | |
| Chesbro | Jones | Swanson | |
| De La Torre | Lieu | Torlakson | |

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 4**

At 7:13 p.m., on motion of Assembly Member Arambula, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 4 passed by the following vote:

AYES—41

| | | | |
|---------------|----------|------------|--------------|
| Adams | Emmerson | Hill | Ruskin |
| Arambula | Feuer | Huffman | Silva. |
| Berryhill, B. | Fong | Jeffries | Skinner |
| Berryhill, T. | Fuller | Knight | Smyth |
| Blakeslee | Gaines | Logue | Solorio |
| Calderon | Galgiani | Miller | Strickland |
| Conway | Garrick | Nestande | Tran |
| Cook | Gilmore | Niello | Mme. Speaker |
| Coto | Hagman | Nielsen | |
| Davis | Hall | Pérez, J. | |
| DeVore | Harkey | Portantino | |

NOES—27

| | | | |
|-------------|----------|-------------|------------|
| Ammiano | De León | Lieu | Salas |
| Beall | Eng | Lowenthal | Swanson |
| Bradford | Evans | Ma | Trorlakson |
| Brownley | Fuentes | Mendoza | Torres |
| Caballero | Furutani | Monning | Torrico |
| Chesbro | Hayashi | Nava | Yamada |
| De La Torre | Jones | Perez, V.M. | |

Bill ordered transmitted to the Senate.

VOTE ADDS

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

Invoke Constitution, Relative to Senate Bill No. 4: Gaines and Hayashi—Aye.

Senate Bill No. 1: Gaines—Aye.

ADJOURNMENT

At 7:19 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JANUARY 5, 2010

The following measure was amended in the Assembly on this day:

SB RN

1 1000213

Daily Total: 1

Cumulative Total: 8

CALIFORNIA LEGISLATURE
2009–10 FIFTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, January 6, 2010

NINTH SESSION DAY

ONE HUNDRED TWENTY-NINTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Wednesday, January 6, 2010

The Assembly met at 9:30 a.m.

Hon. Isadore Hall III, Assistant Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The following were placed upon the morning roll call—72:

| | | | |
|-----------------|-------------|-----------|------------------|
| Adams | Coto | Harkey | Nielsen |
| Ammiano | Davis | Hayashi | Pérez, John |
| Anderson | De La Torre | Hernandez | Pérez, V. Manuel |
| Arambula | De León | Hill | Portantino |
| Beall | DeVore | Huber | Ruskin |
| Berryhill, Bill | Emmerson | Huffman | Salas |
| Berryhill, Tom | Eng | Jeffries | Silva |
| Blakeslee | Evans | Knight | Skinner |
| Block | Feuer | Lieu | Smyth |
| Blumenfield | Fong | Logue | Solorio |
| Bradford | Fuentes | Lowenthal | Strickland |
| Brownley | Fuller | Ma | Swanson |
| Buchanan | Furutani | Mendoza | Torlakson |
| Caballero | Galgiani | Miller | Torres |
| Calderon | Garrick | Monning | Torrico |
| Chesbro | Gilmore | Nava | Tran |
| Conway | Hagman | Nestande | Yamada |
| Cook | Hall | Niello | Mme. Speaker |

Quorum present.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

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 Gaines.

On personal business, and waiving per diem: Assembly Member Villines.

On personal business, per diem waived for the 2009–10 Session (See Assembly Journal, page 59): Assembly Member Jones.

Because of a death in their families: Assembly Members Fletcher and Saldaña.

Because of illness: Assembly Member Carter.

(NOTE: For explanation of absence of Assembly Member Gaines on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

MESSAGES FROM THE SENATE

Senate Chamber, January 6, 2010

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 1

Senate Bill No. 4

GREGORY P. SCHMIDT, Secretary of the Senate
By Bernadette McNulty, Assistant Secretary

Senate Chamber, January 6, 2010

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

Senate Concurrent Resolution No. 2

GREGORY P. SCHMIDT, Secretary of the Senate
By Bernadette McNulty, Assistant Secretary

FIRST READING OF SENATE BILLS

The following resolution was read:

SENATE CONCURRENT RESOLUTION NO. 2—Relative to final adjournment of the 2009–10 Fifth Extraordinary Session of the Legislature.

ADJOURNMENT

At 3:30 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 FIFTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Monday, January 11, 2010

TENTH SESSION DAY

ONE HUNDRED THIRTY-FOURTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, January 11, 2010

The Assembly met at 12:29 p.m.

Hon. Isadore Hall III, Assistant Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The roll was called, and the following answered to their names—76:

| | | | |
|-----------------|-------------|-----------|------------------|
| Adams | Davis | Harkey | Nielsen |
| Ammiano | De La Torre | Hayashi | Pérez, John |
| Anderson | De León | Hernandez | Pérez, V. Manuel |
| Arambula | DeVore | Hill | Portantino |
| Beall | Emmerson | Huber | Ruskin |
| Berryhill, Bill | Eng | Huffman | Salas |
| Berryhill, Tom | Evans | Jeffries | Silva |
| Blakeslee | Feuer | Jones | Skinner |
| Block | Fletcher | Knight | Smyth |
| Blumenfield | Fong | Lieu | Solorio |
| Bradford | Fuentes | Logue | Strickland |
| Brownley | Fuller | Lowenthal | Swanson |
| Buchanan | Furutani | Ma | Torlakson |
| Caballero | Gaines | Mendoza | Torres |
| Calderon | Galgiani | Miller | Torrico |
| Chesbro | Garrick | Monning | Tran |
| Conway | Gilmore | Nava | Villines |
| Cook | Hagman | Nestande | Yamada |
| Coto | Hall | Niello | Mme. Speaker |

Quorum present.

PRAYER

Upon invitation of Assistant Speaker pro Tempore Hall, the following prayer was offered by Assembly Chaplain Father Constantine C. Pappademos:

Lord, In order to see more of You in our life, we need to do our part to develop a relationship with You. We have to choose to submit our heart to You and to allow You to purify us on the inside. Lord, help us to be more selective in the things we watch on T.V., what we listen to on the radio and read in the magazines. Ultimately, whatever we give our attention to, will shape our heart and our character. Father in heaven, open our heart to You and purify us by Your Holy Spirit.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Assistant Speaker pro Tempore Hall, Assembly Member Portantino 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 Torrico, seconded by Assembly Member Blakeslee.

LEAVES OF ABSENCE FOR THE DAY

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

Because of illness: Assembly Member Carter.

Because of a death in her family: Assembly Member Saldaña.

**SENATE CONCURRENT RESOLUTION NO. 2 TAKEN UP
BY UNANIMOUS CONSENT**

Assembly Member Torrico was granted unanimous consent to take up Senate Concurrent Resolution No. 2, without reference to committee or file.

SENATE CONCURRENT RESOLUTION NO. 2—Relative to final adjournment of the 2009–10 Fifth Extraordinary Session of the Legislature.

Resolution read, and adopted by the following vote:

AYES—65

| | | | |
|-------------|----------|-------------|--------------|
| Adams | DeVore | Hernandez | Salas |
| Ammiano | Emmerson | Hill | Silva |
| Anderson | Eng | Huber | Skinner |
| Arambula | Evans | Huffman | Smyth |
| Beall | Feuer | Knight | Solorio |
| Blakeslee | Fletcher | Lieu | Strickland |
| Block | Fong | Lowenthal | Swanson |
| Blumenfield | Fuentes | Ma | Torlakson |
| Bradford | Fuller | Mendoza | Torres |
| Brownley | Furutani | Monning | Torrico |
| Caballero | Gaines | Nava | Tran |
| Chesbro | Galgiani | Niello | Villines |
| Cook | Garrick | Nielsen | Yamada |
| Coto | Gilmore | Pérez, J. | Mme. Speaker |
| Davis | Hagman | Pérez, V.M. | |
| De La Torre | Hall | Portantino | |
| De León | Hayashi | Ruskin | |

NOES—None

Resolution ordered transmitted to the Senate.

VOTE ADDS

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

Senate Concurrent Resolution No. 2: Adams, De León, Fletcher, Fuller, Gaines, Hayashi, Mendoza, Smyth, Swanson, Tran, and Villines—Aye.

MOTION TO ADJOURN

At 12:38 p.m., Assembly Member Torrico moved that the Assembly adjourn the 2009–10 Fifth Extraordinary Session of the Legislature *sine die* at midnight on the date that this motion has been adopted by both Houses of the Legislature and consents for the Senate to do the same.

Motion carried.

ADJOURNMENT

At 12:38 p.m., pursuant to a motion by Assembly Member Torrico and the provisions of Senate Concurrent Resolution No. 2, the 2009–10 Fifth Extraordinary Session of the Legislature adjourned *sine die*.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 FIFTH EXTRAORDINARY SESSION

ASSEMBLY JOURNAL

APPENDIX NO. 1

APPENDIX TO THE ASSEMBLY JOURNAL FOR THE 2009–10 FIFTH EXTRAORDINARY SESSION

Assembly Chamber, Sacramento
Tuesday, January 12, 2010

The following is an appendix to the Assembly Journal for the 2009–10 Fifth Extraordinary Session containing information received subsequent to the adjournment *sine die* of the session.

REPORTS OF STANDING COMMITTEES Committee on Education

January 11, 2010

Mme. Speaker: Your Committee on Education reports:
Assembly Bill No. 2
Without action.

BROWNLEY, Chair

Above bill ordered filed with the Chief Clerk.

MESSAGES FROM THE SENATE

Senate Chamber, January 12, 2010

Mme. Speaker: I am directed to inform your honorable body that the Senate returns without further action:
Assembly Bill No. 8

GREGORY P. SCHMIDT, Secretary of the Senate
By Bernadette McNulty, Assistant Secretary

MEASURES WHICH DIED AT DESK

Assembly Bills Nos. 1, 3, 4, 5, 6, and 7; Assembly Concurrent Resolutions Nos. 1 and 2.

Senate Concurrent Resolution No. 1.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

Volume 6

Journal of the Assembly

Legislature of the State of California
2009–10 Sixth Extraordinary Session
October 26, 2009 to October 8, 2010



HON. JOHN A. PÉREZ
Speaker

HON. FIONA MA
Speaker pro Tempore

HON. ISADORE HALL III
Assistant Speaker pro Tempore

HON. CHARLES M. CALDERON
Majority Floor Leader

HON. MARTIN GARRICK
Minority Floor Leader

E. DOTSON WILSON
Chief Clerk of the Assembly

AMY LEACH
Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 SIXTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Monday, October 26, 2009

FIRST SESSION DAY

FIRST CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, October 26, 2009

At 1:05 p.m., the Assembly met pursuant to the provisions of the Proclamation of the Honorable Arnold Schwarzenegger, Governor of the State of California, dated September 29, 2009, convening the Legislature of the State of California on this day in extraordinary session.

In conformity with Government Code Section 9150, the following officers for the 2009–10 Regular Session were present and performing their respective duties: E. Dotson Wilson, Chief Clerk, and Ronald E. Pane, Chief Sergeant-at-Arms.

Lori Saldaña, Speaker pro Tempore of the Assembly for the 2009–10 Regular Session, presiding.

Assistant Clerk Timothy Morland, reading.

ROLL CALL

The roll was called and the following answered to their names—76:

| | | | |
|-----------------|-------------|-----------|------------------|
| Adams | Davis | Hayashi | Pérez, John |
| Ammiano | De La Torre | Hernandez | Pérez, V. Manuel |
| Anderson | De León | Hill | Portantino |
| Arambula | DeVore | Huber | Ruskin |
| Beall | Eng | Huffman | Salas |
| Berryhill, Bill | Evans | Jeffries | Saldaña |
| Blakeslee | Feuer | Jones | Silva |
| Block | Fletcher | Knight | Skinner |
| Blumenfield | Fong | Krekorian | Smyth |
| Bradford | Fuentes | Lieu | Solorio |
| Brownley | Fuller | Logue | Strickland |
| Buchanan | Furutani | Ma | Swanson |
| Caballero | Gaines | Mendoza | Torlakson |
| Calderon | Galgiani | Miller | Torres |
| Carter | Garrick | Monning | Torrico |
| Chesbro | Gilmore | Nava | Tran |
| Conway | Hagman | Nestande | Villines |
| Cook | Hall | Niello | Yamada |
| Coto | Harkey | Nielsen | Mme. Speaker |

Quorum present.

PRAYER

Upon invitation of Speaker pro Tempore Saldaña, the following prayer was offered by Rev. Constantine C. Pappademos, Chaplain of the Assembly for the 2009–10 Regular Session:

Lord, Your invisible power is like a fountain, and the streams that flow from it are peace. Your presence and grace in our life produce a sense of peace . . . peace with our family, peace with those around us. Lord, fill our heart with peace and calmness so that we will know we have Your presence in our life and in all that we do.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Saldaña, Assembly Member Davis then led the Assembly in the pledge of allegiance to the Flag.

LEAVES OF ABSENCE FOR THE DAY

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

On personal business, and waiving per diem: Assembly Member Lowenthal.

Because of illness: Assembly Member Tom Berryhill.

Because of a death in his family: Assembly Member Emmerson.

PROCLAMATION OF THE GOVERNOR

Speaker pro Tempore Saldaña directed the Clerk to read the following proclamation of the Governor convening the Legislature in extraordinary session:

**A PROCLAMATION
BY THE GOVERNOR OF THE STATE OF CALIFORNIA**

WHEREAS on September 29, 2009, the Commission on the 21st Century Economy issued its report with recommendations to change laws to improve the state's tax system; and

WHEREAS an extraordinary occasion has arisen and now exists requiring that the Legislature of the State of California be convened in extraordinary session.

NOW, THEREFORE, I, ARNOLD SCHWARZENEGGER, Governor of the State of California, by virtue of the power and authority vested in me by Section 3(b) Article IV of the Constitution of the State of California, do hereby convene the Legislature of the State of California to meet in extraordinary session at Sacramento, California on the 29th day of September 2009, at a time to be determined, for the following purpose and to legislate upon the following subject:

1. To consider and act upon legislation to address and improve the state tax system, including but not limited to the following: establish a tax structure that fits with the state's 21st century, stabilize state revenues and reduce volatility, promote the long-term economic prosperity of the state and its citizens, improve California's ability to successfully compete with other states and nations for jobs and investments, reflect principles of sound tax policy, and ensure that the tax structure is fair and equitable.

IN WITNESS WHEREOF I have hereunto set my hand
and caused the Great Seal of the State of California
to be affixed this 29th day of September, 2009.

ARNOLD SCHWARZENEGGER
Governor of California

ATTEST:

DEBRA BOWEN
Secretary of State

**Receipt**

I acknowledge receipt this 29th day of September 2009 at 1:47 p.m., of a proclamation by the Governor, calling an extraordinary session regarding improving the state tax system, delivered to me personally by Jacque Roberts.

SUE L. PARKER
Assistant Chief Clerk of the Assembly

ELECTION OF SPEAKER

Assembly Member Krekorian was granted unanimous consent that the election of Speaker Karen Bass on December 1, 2008, to the Office of Speaker of the Assembly for the 2009–10 Regular Session, and the Oath of Office administered (see Assembly Journal for December 1, 2008 for the Regular Session, pages 6 and 7), be substituted in the 2009–10 Sixth Extraordinary Session.

OATH OF OFFICE

The following oath of office was administered to Speaker-elect Karen Bass, on Monday, December 1, 2008, for the 2009–10 Regular Session, by the Honorable Kathryn M. Werdegar, Associate Justice of the Supreme Court of California, and without objection was substituted in the 2009–10 Sixth Extraordinary Session:

OATH

for the Office of Speaker of the California Assembly

I do solemnly swear that I will support and defend the Constitution of the United States and the Constitution of the State of California against all enemies, foreign and domestic; that I will bear true faith and allegiance to the Constitution of the United States and the Constitution of the State of California; that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties upon which I am about to enter.

ADOPTION OF STANDING RULES

Assembly Member Krekorian moved that the Permanent Standing Rules of the Assembly for the 2009–10 Regular Session and the organization of Standing Committees be adopted in the 2009–10 Sixth Extraordinary Session.

Assembly Member De Léon seconded the motion.

Motion carried.

(NOTE: For the text of the Assembly Standing Rules, see Assembly Journal for December 1, 2008 for the Regular Session, page 10; for roll call vote, see page 54.)

MOTION RELATIVE TO ORGANIZATION OF THE ASSEMBLY

Assembly Member Krekorian moved that the provisions of House Resolution No. 3 in the 2009–10 Regular Session, relative to the payment of Members, officers, and attaches of the Assembly; and distribution of Weekly Histories, be substituted in the 2009–10 Sixth Extraordinary Session.

Assembly Member De Léon seconded the motion.

Motion carried.

(NOTE: For the text and roll call vote of House Resolution No. 3, see Assembly Journal for December 1, 2008 for the Regular Session, page 56.)

ELECTION OF OFFICERS OF THE ASSEMBLY

Assembly Member Krekorian moved that the following non-member-officers of the Assembly for the 2009–10 Regular Session be deemed the non-member-officers in the Sixth Extraordinary Session: E. Dotson Wilson, Chief Clerk; Ronald E. Pane, Chief Sergeant-at-Arms; Father Constantine C. Pappademos, Chaplain; Rev. Ivan L. Williams, Sr., Alternate Chaplain, and that their respective oaths in the 2009–10 Regular Session be substituted in the 2009–10 Sixth Extraordinary Session.

Assembly Member De León seconded the motion.

Motion carried.

(NOTE: For the roll call election and oaths of office for the non-member-officers for the 2009–10 Regular Session, see Assembly Journal for December 1, 2008 for the Regular Session, page 55.)

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

October 26, 2009

E. Dotson Wilson

*Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: This is to advise you that I have appointed the following Democratic Leadership for the 2009–10 Sixth Extraordinary Session:

Speaker pro Tempore
Assistant Speaker pro Tempore
Majority Floor Leader
Assistant Majority Floor Leader
Majority Whip
Assistant Majority Whip
Rules Committee Chair

Hon. Lori Saldaña
Hon. Isadore Hall
Hon. Alberto Torrico
Hon. Paul Krekorian
Hon. Fiona Ma
Hon. Marty Block
Hon. Ted Lieu

Sincerely,

KAREN BASS
Speaker of the Assembly

October 26, 2009

E. Dotson Wilson

*Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: This is to advise you that I have established and appointed membership to the following committees for the 2009–10 Sixth Extraordinary Session:

Appropriations

Assemblymember Kevin de León, Chair
Assemblymember Connie Conway, Vice Chair
Assemblymember Tom Ammiano
Assemblymember Charles Calderon
Assemblymember Joe Coto
Assemblymember Mike Davis
Assemblymember Felipe Fuentes
Assemblymember Isadore Hall
Assemblymember Diane Harkey
Assemblymember Jeff Miller
Assemblymember Jim Nielsen
Assemblymember John A. Pérez
Assemblymember Nancy Skinner
Assemblymember Jose Solorio
Assemblymember Audra Strickland
Assemblymember Tom Torlakson
Democratic vacancy

Rules

Assemblymember Ted Lieu, Chair
Assemblymember Ted Gaines, Vice Chair
Assemblymember Anthony Adams
Assemblymember Jean Fuller
Assemblymember Warren Furutani
Assemblymember Isadore Hall
Assemblymember Tony Mendoza
Assemblymember Jim Silva
Assemblymember Sandré Swanson
Assemblymember Tom Torlakson
Assemblymember Mariko Yamada
Assemblymember Mike Davis, Democratic Alternate
Assemblymember Jim Nielsen, Republican Alternate

Sincerely,

KAREN BASS
Speaker of the Assembly

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

October 26, 2009

*E. Dotson Wilson, Chief Clerk
California State Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Mr. Wilson: This letter is to notify you of the following Minority Leadership Team for the 2009/2010 Sixth Extraordinary Session:

| | |
|--------------------------------|---|
| Assemblyman Sam Blakeslee | Minority Leader |
| Assemblyman Tom Berryhill | Assistant Minority Leader |
| Assemblyman Martin Garrick | Assistant Minority Leader |
| Assemblyman Cameron Smyth | 2nd Ranking Minority Leader and Caucus Chair |
| Assemblyman Curt Hagman | Minority Caucus Floor Leader |
| Assemblyman Jim Nielsen | Budget and Fiscal Accountability |
| Assemblywoman Diane Harkey | Solvency Strategies |
| Assemblywoman Jean Fuller | Caucus Best Practices |
| Assemblywoman Audra Strickland | Caucus Coalition Building |
| Assemblyman Bill Berryhill | Member Services Coordination |
| Assemblywoman Connie Conway | Minority Whip |
| Assemblyman Brian Nestande | Minority Whip |
| Assemblyman Steve Knight | Minority Whip |

If you have any questions regarding this letter, please contact Christine Robertson at 319-2033. It is an honor working with you in the California State Assembly.

Sincerely,

SAM BLAKESLEE
Assembly Minority Leader

MESSAGES FROM THE SENATE

Senate Chamber, October 14, 2009

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

Senate Concurrent Resolution No. 1

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

FIRST READING OF SENATE BILLS

The following resolution was read:

SENATE CONCURRENT RESOLUTION NO. 1—Relative to the Joint Rules for the 2009–10 Sixth Extraordinary Session.

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bill was introduced and read the first time:

ASSEMBLY BILL NO. 1—Nava (Coauthors: Ammiano, Brownley, Carter, Chesbro, Coto, Davis, Eng, Feuer, Fong, Krekorian, Ma, Monning, Ruskin, Salas, Skinner, Swanson, Torlakson, Torres, and Yamada). An act to add Part 21 (commencing with Section 42001) to Division 2 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

RECESS

By unanimous consent, at 1:09 p.m., Speaker pro Tempore Saldaña declared the Assembly recessed to reconvene Seventh Extraordinary Session.

ADJOURNMENT

At 5:05 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

SUE PARKER, Assistant Chief Clerk

CALIFORNIA LEGISLATURE
2009–10 SIXTH EXTRAORDINARY SESSION

ASSEMBLY JOURNAL

RECESS JOURNAL NO. 1

Assembly Chamber, Sacramento
Tuesday, October 27, 2009

Pursuant to the provisions of Joint Rule 59, the following Assembly Journal for the Sixth Extraordinary Session was printed while the Assembly was in Recess.

INTRODUCTION OF ASSEMBLY BILLS

The following bill was introduced:

ASSEMBLY BILL NO. 2—Portantino. An act to add and repeal Section 18005 of the Government Code, relating to state employment.

KAREN BASS, Speaker

SUE PARKER, Assistant Chief Clerk

CALIFORNIA LEGISLATURE
2009–10 SIXTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Friday, October 30, 2009

SECOND SESSION DAY

FIFTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Friday, October 30, 2009

The Assembly met at 7 a.m.

Hon. Martin Garrick, Assembly Member, 74th District, presiding.
Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The following were placed upon the morning roll call—46:

| | | | |
|-----------------|-------------|-----------|-------------|
| Adams | Davis | Hayashi | Pérez, John |
| Anderson | De La Torre | Hernandez | Salas |
| Beall | DeVore | Huber | Silva |
| Berryhill, Bill | Emmerson | Huffman | Skinner |
| Block | Eng | Knight | Solorio |
| Blumenfield | Feuer | Logue | Strickland |
| Bradford | Fong | Ma | Swanson |
| Buchanan | Fuentes | Miller | Torrico |
| Carter | Galgiani | Monning | Tran |
| Chesbro | Garrick | Nestande | Yamada |
| Cook | Gilmore | Niello | |
| Coto | Hagman | Nielsen | |

Quorum present.

At 3:38 p.m., Hon. Dan Logue, 3rd District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

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 Members Ammiano, Arambula, Bass, Blakeslee, Brownley, Caballero, Calderon, De León, Evans, Fletcher, Fuller, Furutani, Hill, Krekorian, Lowenthal, Mendoza, Nava, Portantino, Ruskin, Saldaña, Smyth, Torres, and Villines.

On legislative business, and waiving per diem: Assembly Members Gaines and Lieu.

On legislative business, per diem waived for the 2009–10 Session (See Assembly Journal, page 59): Assembly Member Jones.

On personal business, and waiving per diem: Assembly Members Conway, Hall, Harkey, Jeffries, V. Manuel Pérez, and Torlakson.

Because of illness: Assembly Member Tom Berryhill.

(NOTE: For explanations of absence of Assembly Members Ammiano, Arambula, Bass, Blakeslee, Brownley, Caballero, Calderon, De León, Evans, Fletcher, Fuller, Furutani, Gaines, Hill, Jones, Krekorian, Lieu, Lowenthal, Mendoza, Nava, Portantino, Ruskin, Saldaña, Smyth, Torres, and Villines on this day on legislative business pursuant to the Assembly Rules, see Assembly Journal for the Regular Session for October 30, 2009.)

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

Per Diem Waived

October 30, 2009

*The Honorable Karen Bass
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mme. Speaker: I respectfully request to waive per diem for Friday, October 30, 2009. Thank you for your prompt attention to this matter.

Should you have any questions regarding this request, please contact Bernice Jimenez in my Capitol office at 319-2063.

Sincerely,

BILL EMMERSON, Assembly Member
Sixty-third District

FIRST READING OF ASSEMBLY BILLS

The following bill was read the first time:

ASSEMBLY BILL NO. 2—Portantino. An act to add and repeal Section 18005 of the Government Code, relating to state employment.

ADJOURNMENT

At 4:30 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

ALBERTO TORRICO, Majority Floor Leader

SUE PARKER, Assistant Chief Clerk

CALIFORNIA LEGISLATURE
2009–10 SIXTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, November 3, 2009

THIRD SESSION DAY

NINTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, November 3, 2009

The Assembly met at 10:33 a.m.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The following were placed upon the morning roll call—77:

| | | | |
|-----------------|-----------|------------------|--------------|
| Adams | De León | Hill | Portantino |
| Ammiano | DeVore | Huber | Ruskin |
| Anderson | Emmerson | Huffman | Salas |
| Arambula | Eng | Jeffries | Saldaña |
| Beall | Evans | Jones | Silva |
| Berryhill, Bill | Feuer | Knight | Skinner |
| Blakeslee | Fletcher | Krekorian | Smyth |
| Block | Fong | Lieu | Solorio |
| Blumenfield | Fuentes | Logue | Strickland |
| Bradford | Fuller | Lowenthal | Swanson |
| Brownley | Furutani | Ma | Torlakson |
| Buchanan | Gaines | Mendoza | Torres |
| Caballero | Galgiani | Miller | Torrico |
| Carter | Garrick | Monning | Tran |
| Chesbro | Gilmore | Nava | Villines |
| Conway | Hagman | Nestande | Yamada |
| Cook | Hall | Niello | Mme. Speaker |
| Coto | Harkey | Nielsen | |
| Davis | Hayashi | Pérez, John | |
| De La Torre | Hernandez | Pérez, V. Manuel | |

Quorum present.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

LEAVES OF ABSENCE FOR THE DAY

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

Because of illness: Assembly Members Tom Berryhill and Calderon

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bill was introduced and read the first time:

ASSEMBLY BILL NO. 3—Blakeslee and Solorio (Coauthors: Adams, Conway, Fletcher, Furutani, Garrick, Gilmore, Hagman, Hall, Nava, Portantino, Silva, Tran, and Villines) (Coauthors: Senators Ashburn, Denham, Huff, and Walters). An act to amend Section 7074.2 of the Government Code, and to amend Section 26003 of, and to add Section 26011.7 to, the Public Resources Code, relating to economic development.

ADJOURNMENT

At 5 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 SIXTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Monday, January 4, 2010

FOURTH SESSION DAY

SEVENTY-FIRST CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, January 4, 2010

The Assembly met at 12:32 p.m.

Hon. Isadore Hall III, Assistant Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The roll was called, and the following answered to their names—73:

| | | | |
|-----------------|----------|------------------|--------------|
| Adams | De León | Huber | Portantino |
| Ammiano | DeVore | Huffman | Ruskin |
| Arambula | Emmerson | Jeffries | Salas |
| Beall | Eng | Jones | Silva |
| Berryhill, Bill | Evans | Knight | Skinner |
| Berryhill, Tom | Feuer | Krekorian | Smyth |
| Blakeslee | Fong | Lieu | Solorio |
| Block | Fuentes | Logue | Strickland |
| Blumenfield | Fuller | Lowenthal | Swanson |
| Bradford | Furutani | Ma | Torlakson |
| Brownley | Gaines | Mendoza | Torres |
| Buchanan | Galgiani | Miller | Torrico |
| Caballero | Garrick | Monning | Tran |
| Chesbro | Gilmore | Nava | Villines |
| Conway | Hagman | Nestande | Yamada |
| Cook | Hall | Niello | Mme. Speaker |
| Coto | Harkey | Nielsen | |
| Davis | Hayashi | Pérez, John | |
| De La Torre | Hill | Pérez, V. Manuel | |

Quorum present.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

LEAVES OF ABSENCE FOR THE DAY

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

On personal business, and waiving per diem: Assembly Member Hernandez.

Due to travel delays: Assembly Member Calderon.

Because of illness: Assembly Members Anderson and Carter.

Because of a death in their families: Assembly Members Fletcher and Saldaña.

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

January 4, 2010

*The Honorable Karen Bass
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mme. Speaker: As a result of my election to the unexpired term of office for the Second District seat on the Los Angeles City Council, I hereby respectfully submit my resignation as State Assemblymember for the 43rd Assembly District. My resignation is effective upon my taking the oath of office for the City Council on January 5, 2010.

It has been an incredible privilege to serve as a member of this house and to help shape the future of our state by creating jobs, improving our environment and strengthening public safety. I am very proud to have had important legislative successes even under historically difficult fiscal conditions, including instituting the state's first-ever film and television incentive, reducing pollution in our oceans and making neighborhoods safer by allowing landlords to evict dangerous criminals. It has been an honor to work under your historic Speakership and with a Caucus that achieved success under circumstances that were often turbulent and challenging.

I will look back on my time in the Assembly warmly as I consider the important task ahead as a member of the Los Angeles City Council. I am eager to begin addressing the urgent challenges the city is facing, and I look forward to working with you closely in doing so.

Very truly yours,

PAUL KREKORIAN, Assembly Member
Forty-third District

ADJOURNMENT

At 6:01 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 SIXTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, January 21, 2010

FIFTH SESSION DAY

EIGHTY-EIGHTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, January 21, 2010

The Assembly met at 9:47 a.m.

Hon. Isadore Hall III, Assistant Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The following were placed upon the morning roll call—75:

| | | | |
|-----------------|-------------|-----------|------------------|
| Adams | De La Torre | Hayashi | Pérez, John |
| Ammiano | De León | Hernandez | Pérez, V. Manuel |
| Anderson | DeVore | Hill | Portantino |
| Arambula | Emmerson | Huber | Ruskin |
| Beall | Eng | Huffman | Salas |
| Berryhill, Bill | Evans | Jeffries | Saldaña |
| Berryhill, Tom | Feuer | Jones | Silva |
| Block | Fletcher | Knight | Skinner |
| Blumenfield | Fong | Lieu | Smyth |
| Bradford | Fuentes | Logue | Solorio |
| Brownley | Fuller | Lowenthal | Strickland |
| Buchanan | Furutani | Ma | Swanson |
| Caballero | Gaines | Mendoza | Torlakson |
| Calderon | Galgiani | Miller | Torres |
| Chesbro | Garrick | Monning | Torrico |
| Conway | Gilmore | Nava | Tran |
| Cook | Hagman | Nestande | Villines |
| Coto | Hall | Niello | Yamada |
| Davis | Harkey | Nielsen | |

Quorum present.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

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 Members Bass and Blakeslee.

Because of illness: Assembly Member Carter.

(NOTE: For letter explaining the absence of Assembly Member Bass on this day on legislative business pursuant to the Assembly Rules, see Assembly Journal for the Regular Session for January 19, 2010; for explanation of absence of Assembly Member Blakeslee on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

ADJOURNMENT

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

LORI SALDAÑA, Speaker pro Tempore

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 SIXTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, January 28, 2010

SIXTH SESSION DAY

NINETY-FIFTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, January 28, 2010

The Assembly met at 9:51 a.m.

Hon. John A. Pérez, Speaker-elect of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The following were placed upon the morning roll call—73:

| | | | |
|-----------------|-------------|-------------|------------|
| Adams | Davis | Hayashi | Portantino |
| Ammiano | De La Torre | Hernandez | Ruskin |
| Anderson | De León | Hill | Salas |
| Arambula | DeVore | Huffman | Saldaña |
| Beall | Emmerson | Jeffries | Silva |
| Berryhill, Bill | Eng | Jones | Skinner |
| Berryhill, Tom | Evans | Knight | Smyth |
| Blakeslee | Feuer | Lieu | Solorio |
| Block | Fletcher | Logue | Strickland |
| Blumenfield | Fong | Lowenthal | Swanson |
| Bradford | Fuentes | Ma | Torlakson |
| Brownley | Fuller | Mendoza | Torres |
| Buchanan | Furutani | Miller | Torrico |
| Caballero | Gaines | Monning | Tran |
| Calderon | Galgiani | Nava | Villines |
| Chesbro | Garrick | Nestande | Yamada |
| Conway | Gilmore | Niello | |
| Cook | Hagman | Nielsen | |
| Coto | Harkey | Pérez, John | |

Quorum present.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

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 Bass.

Because of illness: Assembly Members Carter, Hall, and V. Manuel Pérez.

Because of illness in her family: Assembly Member Huber.

(NOTE: For explanation of absence of Assembly Member Bass on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

ADJOURNMENT

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

LORI SALDAÑA, Speaker pro Tempore

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 SIXTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Monday, February 1, 2010

SEVENTH SESSION DAY

NINETY-NINTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, February 1, 2010

The Assembly met at 11:19 a.m.

Hon. John A. Pérez, Speaker-elect of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

File Clerk Russell Tomas reading.

ROLL CALL

The following were placed upon the morning roll call—73:

| | | | |
|-----------------|-----------|------------------|--------------|
| Adams | DeVore | Huber | Ruskin |
| Ammiano | Emmerson | Huffman | Salas |
| Anderson | Eng | Jeffries | Saldaña |
| Arambula | Evans | Jones | Silva |
| Beall | Feuer | Knight | Skinner |
| Berryhill, Bill | Fletcher | Lieu | Smyth |
| Berryhill, Tom | Fong | Lowenthal | Solorio |
| Block | Fuller | Ma | Strickland |
| Blumenfield | Furutani | Mendoza | Swanson |
| Bradford | Gaines | Miller | Torlakson |
| Brownley | Galgiani | Monning | Torres |
| Buchanan | Garrick | Nava | Torrico |
| Caballero | Gilmore | Nestande | Tran |
| Chesbro | Hagman | Niello | Villines |
| Conway | Hall | Nielsen | Yamada |
| Cook | Harkey | Norby | Mme. Speaker |
| Coto | Hayashi | Pérez, John | |
| De La Torre | Hernandez | Pérez, V. Manuel | |
| De León | Hill | Portantino | |

Quorum present.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

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 Members Blakeslee and Fuentes.

Because of illness: Assembly Members Carter and Logue.

Due to travel delays: Assembly Members Calderon and Davis.

(NOTE: For explanations of absence of Assembly Members Blakeslee and Fuentes on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

COMMUNICATIONS

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

February 1, 2010

*E. Dotson Wilson, Chief Clerk
California State Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Mr. Wilson: This letter is to notify you that I have been elected Assembly Republican Leader for the 2009/2010 Regular Session, Sixth and Eighth Extraordinary Sessions, effective February 1, 2010. I have appointed Assemblywoman Connie Conway to serve as the 2nd Ranking Republican Leader and Caucus Chair.

In addition, the following members have been appointed to the Assembly Republican Leadership Team:

| | |
|-----------------------------|---|
| Assemblyman Martin Garrick | Republican Leader |
| Assemblywoman Connie Conway | 2nd Ranking Republican Leader and Caucus Chair |
| Assemblyman Curt Hagman | Assistant Leader |
| Assemblyman Jim Nielsen | Assistant Leader |

If you have any questions regarding this letter, please contact Mike Zimmerman at 319-2074.

It is an honor working with you in the California State Assembly.

Sincerely,

MARTIN GARRICK
Assembly Republican Leader

ADJOURNMENT

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 SIXTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, February 4, 2010

EIGHTH SESSION DAY

ONE HUNDRED SECOND CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, February 4, 2010

The Assembly met at 9:44 a.m.

Hon. Isadore Hall III, Assistant Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The following were placed upon the morning roll call—76:

| | | | |
|-----------------|-------------|-----------|------------------|
| Adams | Davis | Harkey | Norby |
| Ammiano | De La Torre | Hayashi | Pérez, V. Manuel |
| Anderson | De León | Hernandez | Portantino |
| Arambula | DeVore | Hill | Ruskin |
| Beall | Emmerson | Huber | Salas |
| Berryhill, Bill | Eng | Huffman | Saldaña |
| Berryhill, Tom | Evans | Jeffries | Silva |
| Blakeslee | Feuer | Jones | Skinner |
| Block | Fletcher | Knight | Smyth |
| Blumenfield | Fong | Lieu | Solorio |
| Bradford | Fuentes | Logue | Strickland |
| Brownley | Fuller | Lowenthal | Swanson |
| Buchanan | Furutani | Ma | Torlakson |
| Caballero | Gaines | Miller | Torres |
| Calderon | Galgiani | Monning | Torrico |
| Chesbro | Garrick | Nava | Tran |
| Conway | Gilmore | Nestande | Villines |
| Cook | Hagman | Niello | Yamada |
| Coto | Hall | Nielsen | Mme. Speaker |

Quorum present.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

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 Members Mendoza and John A. Pérez.

Because of illness: Assembly Member Carter.

(NOTE: For explanations of absence of Assembly Members Mendoza and John A. Pérez on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

ADJOURNMENT

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 SIXTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, February 10, 2010

NINTH SESSION DAY

ONE HUNDRED EIGHTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Wednesday, February 10, 2010

The Assembly met at 7 a.m.

Hon. Martin Garrick, Assembly Member, 74th District, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The following were placed upon the morning roll call—73:

| | | | |
|-----------------|-------------|-------------|------------------|
| Adams | De La Torre | Hernandez | Pérez, V. Manuel |
| Ammiano | DeVore | Hill | Portantino |
| Anderson | Emmerson | Huber | Ruskin |
| Arambula | Eng | Huffman | Salas |
| Beall | Evans | Jeffries | Saldaña |
| Berryhill, Bill | Feuer | Jones | Silva |
| Berryhill, Tom | Fletcher | Knight | Skinner |
| Blakeslee | Fong | Lieu | Smyth |
| Block | Fuentes | Lowenthal | Solorio |
| Blumenfield | Fuller | Ma | Strickland |
| Bradford | Furutani | Mendoza | Swanson |
| Brownley | Gaines | Miller | Torlakson |
| Buchanan | Galgiani | Monning | Torres |
| Caballero | Garrick | Nava | Tran |
| Calderon | Gilmore | Nestande | Yamada |
| Chesbro | Hagman | Niello | Mme. Speaker |
| Conway | Hall | Nielsen | |
| Cook | Harkey | Norby | |
| Coto | Hayashi | Pérez, John | |

Quorum present.

At 12:42 p.m., Hon. Mary Salas, 79th District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

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 Members Logue and Villines.

On personal business, and waiving per diem: Assembly Members Davis, De León, and Torrico.

Because of illness: Assembly Member Carter.

(NOTE: For explanation of absence of Assembly Member Logue on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day; for explanation of absence of Assembly Member Villines on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for Tuesday, February 9, 2010.)

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

February 10, 2010

*E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: This is to advise you that I have made changes to the following committees for the 2009–10 Sixth Extraordinary Session:

Appropriations

I have appointed Assemblymember Steve Bradford to the committee. I have also appointed Assemblymember Chris Norby to replace Assemblymember Audra Strickland on the Assembly Appropriations Committee.

Rules

I have appointed Assemblymember Curt Hagman to replace Assemblymember Jean Fuller on the Assembly Rules Committee.

Sincerely,

KAREN BASS
Speaker of the Assembly

ADJOURNMENT

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 SIXTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, February 11, 2010

TENTH SESSION DAY

ONE HUNDRED NINTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, February 11, 2010

The Assembly met at 10:37 a.m.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly,
presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The following were placed upon the morning roll call—78:

| | | | |
|-----------------|-------------|-------------|------------------|
| Adams | De La Torre | Hernandez | Pérez, V. Manuel |
| Ammiano | De León | Hill | Portantino |
| Anderson | DeVore | Huber | Ruskin |
| Arambula | Emmerson | Huffman | Salas |
| Beall | Eng | Jeffries | Saldaña |
| Berryhill, Bill | Evans | Jones | Silva |
| Berryhill, Tom | Feuer | Knight | Skinner |
| Blakeslee | Fletcher | Lieu | Smyth |
| Block | Fong | Logue | Solorio |
| Blumenfield | Fuentes | Lowenthal | Strickland |
| Bradford | Fuller | Ma | Swanson |
| Brownley | Furutani | Mendoza | Torlakson |
| Buchanan | Gaines | Miller | Torres |
| Caballero | Galgiani | Monning | Torrico |
| Calderon | Garrick | Nava | Tran |
| Chesbro | Gilmore | Nestande | Villines |
| Conway | Hagman | Niello | Yamada |
| Cook | Hall | Nielsen | Mme. Speaker |
| Coto | Harkey | Norby | |
| Davis | Hayashi | Pérez, John | |

Quorum present.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly
was dispensed with for this legislative day.

COMMUNICATIONS

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

February 11, 2010

*E. Dotson Wilson, Chief Clerk
California State Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Mr. Wilson: This letter is to notify you that I have made the following additional appointments to my Leadership Team for the 2009/2010 Regular Session, Sixth and Eighth Extraordinary Sessions, effective February 9, 2010:

| | |
|-----------------------------|-----------------------|
| Assemblyman Nathan Fletcher | Chief Republican Whip |
| Assemblyman Ted Gaines | Republican Whip |
| Assemblyman Brian Nestande | Republican Whip |
| Assemblyman Cameron Smyth | Republican Whip |

If you have any questions regarding this letter, please contact Mike Zimmerman at 319-2074. It is an honor working with you in the California State Assembly.

Sincerely,

MARTIN GARRICK
Assembly Republican Leader

ADJOURNMENT

At 4:30 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 SIXTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, February 18, 2010

ELEVENTH SESSION DAY

ONE HUNDRED SIXTEENTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, February 18, 2010

The Assembly met at 9:43 a.m.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The following were placed upon the morning roll call—74:

| | | | |
|-----------------|-------------|-------------|------------------|
| Adams | Davis | Hill | Pérez, V. Manuel |
| Ammiano | De La Torre | Huber | Portantino |
| Anderson | De León | Huffman | Ruskin |
| Arambula | DeVore | Jeffries | Salas |
| Beall | Emmerson | Jones | Saldaña |
| Berryhill, Bill | Eng | Knight | Silva |
| Berryhill, Tom | Evans | Lieu | Skinner |
| Blakeslee | Feuer | Logue | Smyth |
| Block | Fong | Lowenthal | Solorio |
| Blumenfield | Fuentes | Ma | Strickland |
| Bradford | Furutani | Mendoza | Swanson |
| Brownley | Gaines | Miller | Torlakson |
| Buchanan | Galgiani | Monning | Torres |
| Caballero | Gilmore | Nava | Torrico |
| Calderon | Hagman | Nestande | Tran |
| Chesbro | Hall | Niello | Yamada |
| Conway | Harkey | Nielsen | Mme. Speaker |
| Cook | Hayashi | Norby | |
| Coto | Hernandez | Pérez, John | |

Quorum present.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

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 Members Fletcher, Fuller, and Villines.

Because of illness: Assembly Member Carter.

Because of a death in his family: Assembly Member Garrick.

(NOTE: For letters explaining the absence of Assembly Members Fletcher, Fuller, and Villines on this day on legislative business pursuant to the Assembly Rules, see Assembly Journal for the Regular Session for this day.)

ADJOURNMENT

At 4 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 SIXTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, February 25, 2010

TWELFTH SESSION DAY

ONE HUNDRED TWENTY-THIRD CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, February 25, 2010

The Assembly met at 9:53 a.m.

Hon. John A. Pérez, Speaker-elect of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The following were placed upon the morning roll call—72:

| | | | |
|-----------------|-------------|-----------|------------------|
| Adams | Coto | Hernandez | Norby |
| Ammiano | De La Torre | Hill | Pérez, John |
| Anderson | De León | Huber | Pérez, V. Manuel |
| Arambula | Emmerson | Huffman | Portantino |
| Beall | Eng | Jeffries | Ruskin |
| Berryhill, Bill | Evans | Jones | Salas |
| Berryhill, Tom | Feuer | Knight | Silva |
| Blakeslee | Fletcher | Lieu | Skinner |
| Block | Fong | Logue | Smyth |
| Blumenfield | Fuentes | Lowenthal | Solorio |
| Bradford | Fuller | Ma | Strickland |
| Brownley | Furutani | Mendoza | Swanson |
| Buchanan | Gaines | Miller | Torlakson |
| Caballero | Galgiani | Monning | Torres |
| Calderon | Gilmore | Nava | Torrico |
| Chesbro | Hagman | Nestande | Tran |
| Conway | Harkey | Niello | Villines |
| Cook | Hayashi | Nielsen | Yamada |

Quorum present.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

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 Members Bass and Hall.

On personal business, and waiving per diem: Assembly Member DeVore.

Because of illness: Assembly Members Carter, Davis, and Saldaña.

Because of a death in his family: Assembly Member Garrick.

(NOTE: For letter explaining the absence of Assembly Member Bass on this day on legislative business pursuant to the Assembly Rules, see Assembly Journal for Regular Session for Wednesday, February 24, 2010; for letter explaining the absence of Assembly Member Hall on this day on legislative business pursuant to the Assembly Rules, see Assembly Journal for Regular Session for this day.)

ADJOURNMENT

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

ALBERTO TORRICO, Majority Floor Leader

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 SIXTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, March 4, 2010

THIRTEENTH SESSION DAY

ONE HUNDRED THIRTIETH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, March 4, 2010

The Assembly met at 9:30 a.m.

Hon. John A. Pérez, Speaker of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The roll was called, and the following answered to their names—77:

| | | | |
|-----------------|-------------|------------------|-------------|
| Adams | Davis | Hernandez | Portantino |
| Ammiano | De La Torre | Hill | Ruskin |
| Anderson | De León | Huber | Salas |
| Arambula | DeVore | Huffman | Saldaña |
| Bass | Emmerson | Jeffries | Silva |
| Beall | Eng | Jones | Skinner |
| Berryhill, Bill | Evans | Knight | Smyth |
| Berryhill, Tom | Feuer | Lieu | Solorio |
| Blakeslee | Fletcher | Logue | Strickland |
| Block | Fong | Lowenthal | Swanson |
| Blumenfield | Fuentes | Ma | Torlakson |
| Bradford | Fuller | Mendoza | Torres |
| Brownley | Furutani | Miller | Torrico |
| Buchanan | Gaines | Monning | Tran |
| Caballero | Galgiani | Nava | Villines |
| Calderon | Garrick | Nestande | Yamada |
| Chesbro | Hagman | Niello | Mr. Speaker |
| Conway | Hall | Nielsen | |
| Cook | Harkey | Norby | |
| Coto | Hayashi | Pérez, V. Manuel | |

Quorum present.

PRAYER

Upon invitation of Speaker Pérez, the following prayer was offered by Assembly Alternate Chaplain Pastor Ivan L. Williams, Sr.:

Heavenly Father, On this day, we await your guidance and direction. We ask you to show us the way to make a difference in the lives of the people we serve. Show us how to maneuver through the differences that divide us, and show us how to focus on that which brings us together. We do await your guidance, and we thank you that you never leave us purposeless, or alone. So bless these deliberations today, and all that we do and say. In thy name.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker Pérez, Assembly Member Nava 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 Torrico, seconded by Assembly Member Hagman.

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 Gilmore.

Because of illness: Assembly Member Carter.

(NOTE: For letter explaining the absence of Assembly Member Gilmore on this day on legislative business pursuant to the Assembly Rules, see Assembly Journal for Regular Session for March 3, 2010.)

ELECTION OF SPEAKER

Assembly Member Torrico was granted unanimous consent that the election of Assembly Member John A. Pérez on March 1, 2010 to the Office of Speaker of the Assembly for the 2009–10 Regular Session, and the Oath of Office administered (see Assembly Journal for March 1, 2010) by the Honorable Carlos R. Moreno, Associate Justice of the Supreme Court of California, be substituted in the 2009–10 Sixth Extraordinary Session.

OATH OF OFFICE

The following oath of office was administered to Speaker-elect John A. Pérez, on Monday, March 1, 2010, for the 2009–10 Regular Session, by the Honorable Carlos R. Moreno, Associate Justice of the Supreme Court of California, and without objection was substituted in the 2009–10 Sixth Extraordinary Session:

OATH

for the Office of Speaker of the Assembly

I, John A. Pérez, do solemnly swear that I will support and defend the Constitution of the United States and the Constitution of the State of California against all enemies, foreign and domestic; that I will bear true faith and allegiance to the Constitution of the United States and the Constitution of the State of California; that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties upon which I am about to enter.

JOHN A. PÉREZ

Subscribed and sworn to before me
this 1st day of March
A.D. 2010

ASSOCIATE JUSTICE CARLOS MORENO
Supreme Court of California

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

March 4, 2010

*E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: Please be advised that I am removing myself from the Assembly Appropriations Committee for the 2009–10 Sixth Extraordinary Session, creating a Democratic vacancy.

Sincerely,

JOHN A. PÉREZ
Speaker of the Assembly

ADJOURNMENT

At 9:53 a.m., the Assembly adjourned to reconvene upon Call of the Speaker.

JOHN A. PÉREZ, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 SIXTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Monday, March 8, 2010

FOURTEENTH SESSION DAY

ONE HUNDRED THIRTY-FOURTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, March 8, 2010

The Assembly met at 11:13 a.m.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The following were placed upon the morning roll call—79:

| | | | |
|-----------------|-------------|-----------|------------------|
| Adams | Coto | Harkey | Norby |
| Ammiano | Davis | Hayashi | Pérez, V. Manuel |
| Anderson | De La Torre | Hernandez | Portantino |
| Arambula | De León | Hill | Ruskin |
| Bass | DeVore | Huber | Salas |
| Beall | Emmerson | Huffman | Saldaña |
| Berryhill, Bill | Eng | Jeffries | Silva |
| Berryhill, Tom | Evans | Jones | Skinner |
| Blakeslee | Feuer | Knight | Smyth |
| Block | Fletcher | Lieu | Solorio |
| Blumenfield | Fong | Logue | Strickland |
| Bradford | Fuentes | Lowenthal | Swanson |
| Brownley | Fuller | Ma | Torlakson |
| Buchanan | Furutani | Mendoza | Torres |
| Caballero | Gaines | Miller | Torrico |
| Calderon | Galgiani | Monning | Tran |
| Carter | Garrick | Nava | Villines |
| Chesbro | Gilmore | Nestande | Yamada |
| Conway | Hagman | Niello | Mr. Speaker |
| Cook | Hall | Nielsen | |

Quorum present.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bill was introduced and read the first time:

ASSEMBLY BILL NO. 4—V. Manuel Pérez. An act to add Sections 17131.3, 23456.3, and 24303 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ADJOURNMENT

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

JOHN A. PÉREZ, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 SIXTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Monday, March 15, 2010

FIFTEENTH SESSION DAY

ONE HUNDRED FORTY-FIRST CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, March 15, 2010

The Assembly met at 12:15 p.m.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The following were placed upon the morning roll call—70:

| | | | |
|-----------------|-------------|-----------|------------------|
| Adams | Cook | Hayashi | Nielsen |
| Ammiano | Coto | Hernandez | Norby |
| Anderson | De La Torre | Hill | Pérez, V. Manuel |
| Arambula | DeVore | Huber | Portantino |
| Bass | Emmerson | Huffman | Ruskin |
| Beall | Eng | Jeffries | Salas |
| Berryhill, Bill | Evans | Jones | Saldaña |
| Berryhill, Tom | Feuer | Knight | Silva |
| Blakeslee | Fletcher | Lieu | Strickland |
| Block | Fong | Logue | Swanson |
| Bradford | Fuentes | Lowenthal | Torlakson |
| Brownley | Fuller | Ma | Torres |
| Buchanan | Furutani | Mendoza | Torrico |
| Caballero | Gaines | Miller | Villines |
| Calderon | Galgiani | Monning | Yamada |
| Carter | Garrick | Nava | Mr. Speaker |
| Chesbro | Gilmore | Nestande | |
| Conway | Hagman | Niello | |

Quorum present.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

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 Members Blumenfield, De León, Hall, Skinner, Solorio, and Tran.

On personal business, and waiving per diem: Assembly Member Harkey.

Because of illness: Assembly Members Davis and Smyth.

(NOTE: For explanations of absence of Assembly Members Blumenfield, De León, Hall, Skinner, Solorio, and Tran on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bill was introduced and read the first time:

ASSEMBLY BILL NO. 5—Caballero. An act to add and repeal Section 17059.1 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ADJOURNMENT

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

JOHN A. PÉREZ, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 SIXTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, March 18, 2010

SIXTEENTH SESSION DAY

ONE HUNDRED FORTY-FOURTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, March 18, 2010

The Assembly met at 9:48 a.m.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The following were placed upon the morning roll call—72:

| | | | |
|-----------------|-------------|-----------|-------------|
| Adams | Cook | Harkey | Norby |
| Ammiano | Coto | Hayashi | Portantino |
| Anderson | Davis | Hernandez | Ruskin |
| Arambula | De La Torre | Hill | Salas |
| Beall | De León | Huber | Saldaña |
| Berryhill, Bill | Emmerson | Huffman | Silva |
| Berryhill, Tom | Eng | Jeffries | Skinner |
| Blakeslee | Evans | Jones | Smyth |
| Block | Feuer | Knight | Solorio |
| Blumenfield | Fong | Lieu | Strickland |
| Bradford | Fuentes | Logue | Swanson |
| Brownley | Fuller | Lowenthal | Torlakson |
| Buchanan | Furutani | Ma | Torres |
| Caballero | Gaines | Mendoza | Torrico |
| Calderon | Galgiani | Monning | Tran |
| Carter | Gilmore | Nava | Villines |
| Chesbro | Hagman | Nestande | Yamada |
| Conway | Hall | Nielsen | Mr. Speaker |

Quorum present.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

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 Members Bass, Miller, and V. Manuel Pérez.

On personal business, and waiving per diem: Assembly Members DeVore and Fletcher.

Because of illness: Assembly Members Garrick and Niello.

(NOTE: For explanations of absence of Assembly Members Bass, Miller, and V. Manuel Pérez on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

March 18, 2010

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed the following Democratic Leadership for the remainder of the 2009–10 Sixth Extraordinary Session, effective immediately:

Speaker pro Tempore
Assistant Speaker pro Tempore
Majority Floor Leader
Assistant Majority Floor Leader
Majority Policy Leader
Majority Whip
Assistant Whip
Democratic Caucus Chair
Rules Committee Chair

Hon. Fiona Ma
Hon. Isadore Hall
Hon. Charles Calderon
Hon. Kevin de León
Hon. Mike Feuer
Hon. Noreen Evans
Hon. Lori Saldaña
Hon. Jerry Hill
Hon. Nancy Skinner

Sincerely,

JOHN A. PÉREZ
Speaker of the Assembly

March 18, 2010

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed membership to the following committees for the remainder 2009–10 Sixth Extraordinary Session, effective immediately:

Appropriations

Assemblymember Felipe Fuentes, Chair
Assemblymember Connie Conway, Vice Chair
Assemblymember Tom Ammiano
Assemblymember Steven Bradford
Assemblymember Charles Calderon
Assemblymember Joe Coto
Assemblymember Mike Davis
Assemblymember Kevin de León
Assemblymember Isadore Hall
Assemblymember Diane Harkey
Assemblymember Jeff Miller
Assemblymember Jim Nielsen
Assemblymember Chris Norby
Assemblymember Nancy Skinner
Assemblymember Jose Solorio
Assemblymember Tom Torlakson
Assemblymember Alberto Torrico

Rules

Assemblymember Nancy Skinner, Chair
Assemblymember Ted Gaines, Vice Chair
Assemblymember Anthony Adams
Assemblymember Anna Caballero
Assemblymember Curt Hagman
Assemblymember Isadore Hall
Assemblymember Ted Lieu
Assemblymember Tony Mendoza
Assemblymember Lori Saldaña
Assemblymember Jim Silva
Assemblymember Tom Torlakson
Assemblymember Mike Davis, Democratic Alternate
Assemblymember Jim Nielsen, Republican Alternate

Sincerely,

JOHN A. PÉREZ
Speaker of the Assembly

ADJOURNMENT

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

JOHN A. PÉREZ, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 SIXTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, March 25, 2010

SEVENTEENTH SESSION DAY

ONE HUNDRED FIFTY-FIRST CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, March 25, 2010

The Assembly met at 9:45 a.m.

Hon. Isadore Hall III, Assistant Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The following were placed upon the morning roll call—71:

| | | | |
|-----------------|-------------|-----------|------------------|
| Ammiano | Davis | Hall | Norby |
| Anderson | De La Torre | Harkey | Pérez, V. Manuel |
| Arambula | De León | Hayashi | Portantino |
| Beall | DeVore | Hernandez | Ruskin |
| Berryhill, Bill | Emmerson | Hill | Salas |
| Berryhill, Tom | Eng | Huber | Silva |
| Blakeslee | Evans | Huffman | Skinner |
| Block | Feuer | Jeffries | Solorio |
| Blumenfield | Fletcher | Jones | Strickland |
| Bradford | Fong | Knight | Swanson |
| Brownley | Fuentes | Logue | Torlakson |
| Caballero | Fuller | Lowenthal | Torres |
| Calderon | Furutani | Mendoza | Torrico |
| Carter | Gaines | Miller | Tran |
| Chesbro | Galgiani | Monning | Villines |
| Conway | Garrick | Nava | Yamada |
| Cook | Gilmore | Niello | Mr. Speaker |
| Coto | Hagman | Nielsen | |

Quorum present.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

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 Members Bass and Smyth.

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

On personal business, and waiving per diem: Assembly Members Adams, Buchanan, Lieu, and Saldaña.

Because of a death in his family: Assembly Member Nestande.

(NOTE: For explanations of absence of Assembly Members Bass, Ma, and Smyth on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

ADJOURNMENT

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

JOHN A. PÉREZ, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 SIXTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Monday, April 5, 2010

EIGHTEENTH SESSION DAY

ONE HUNDRED SIXTY-FIRST CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, April 5, 2010

The Assembly met at 12:16 p.m.

Hon. Fiona Ma, Speaker pro Tempore of the Assembly, presiding.
Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The following were placed upon the morning roll call—78:

| | | | |
|-----------------|-------------|-----------|------------------|
| Adams | Davis | Hayashi | Pérez, V. Manuel |
| Ammiano | De La Torre | Hernandez | Portantino |
| Anderson | De León | Hill | Ruskin |
| Arambula | DeVore | Huber | Salas |
| Bass | Emmerson | Huffman | Saldaña |
| Beall | Eng | Jeffries | Silva |
| Berryhill, Bill | Evans | Jones | Skinner |
| Berryhill, Tom | Feuer | Knight | Smyth |
| Block | Fletcher | Lieu | Solorio |
| Blumenfield | Fong | Logue | Strickland |
| Bradford | Fuentes | Lowenthal | Swanson |
| Brownley | Fuller | Ma | Torlakson |
| Buchanan | Furutani | Mendoza | Torres |
| Caballero | Gaines | Miller | Torrice |
| Calderon | Galgiani | Monning | Tran |
| Carter | Garrick | Nava | Villines |
| Chesbro | Gilmore | Nestande | Yamada |
| Conway | Hagman | Niello | Mr. Speaker |
| Cook | Hall | Nielsen | |
| Coto | Harkey | Norby | |

Quorum present.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Member was granted leave of absence for the day:

On legislative business: Assembly Member Blakeslee.

(NOTE: For explanation of absence of Assembly Member Blakeslee on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bill was introduced and read the first time:
ASSEMBLY BILL NO. 6—Ammiano. An act relating to taxation.

ADJOURNMENT

At 3:p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

JOHN A. PÉREZ, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 SIXTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Monday, April 12, 2010

NINETEENTH SESSION DAY

ONE HUNDRED SIXTY-EIGHTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, April 12, 2010

The Assembly met at 12:32 p.m.
Hon. Fiona Ma, Speaker pro Tempore of the Assembly, presiding.
Chief Clerk E. Dotson Wilson at the Desk.
Assistant Clerk Timothy Morland reading.

ROLL CALL

The roll was called, and the following answered to their names—73:

| | | | |
|-----------------|-------------|-----------|------------------|
| Adams | Coto | Hernandez | Pérez, V. Manuel |
| Ammiano | Davis | Hill | Portantino |
| Arambula | De La Torre | Huber | Ruskin |
| Bass | De León | Huffman | Salas |
| Beall | DeVore | Jeffries | Saldaña |
| Berryhill, Bill | Emmerson | Jones | Silva |
| Berryhill, Tom | Eng | Knight | Skinner |
| Blakeslee | Feuer | Lieu | Solorio |
| Block | Fletcher | Logue | Strickland |
| Blumenfield | Fong | Lowenthal | Swanson |
| Bradford | Fuentes | Ma | Torres |
| Brownley | Fuller | Mendoza | Torrico |
| Buchanan | Furutani | Miller | Tran |
| Caballero | Gaines | Monning | Villines |
| Calderon | Galgiani | Nava | Yamada |
| Carter | Garrick | Nestande | Mr. Speaker |
| Chesbro | Gilmore | Niello | |
| Conway | Hagman | Nielsen | |
| Cook | Hayashi | Norby | |

Quorum present.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

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 Members Hall, Harkey, and Smyth.

Because of illness: Assembly Members Anderson, Evans, and Torlakson.

(NOTE: For explanations of absence of Assembly Members Hall, Harkey, and Smyth on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bill was introduced and read the first time:

ASSEMBLY BILL NO. 7—Blakeslee and Niello (Coauthors: Adams, Fuller, Gaines, Gilmore, Harkey, Knight, Nestande, Silva, Smyth, and Villines). An act to amend Section 17144.5 of the Revenue and Taxation Code, relating to Taxation Code, and declaring the urgency thereof, to take effect immediately.

ADJOURNMENT

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

JOHN A. PÉREZ, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 SIXTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, April 22, 2010

TWENTIETH SESSION DAY

ONE HUNDRED SEVENTY-EIGHTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, April 22, 2010

The Assembly met at 9:17 a.m.
Hon. Fiona Ma, Speaker pro Tempore of the Assembly, presiding.
Chief Clerk E. Dotson Wilson at the Desk.
Assistant Clerk Timothy Morland reading.

ROLL CALL

The roll was called, and the following answered to their names—78:

| | | | |
|-----------------|-------------|-----------|------------------|
| Adams | Davis | Hayashi | Pérez, V. Manuel |
| Ammiano | De La Torre | Hernandez | Portantino |
| Anderson | De León | Hill | Ruskin |
| Arambula | DeVore | Huber | Salas |
| Bass | Emmerson | Huffman | Saldaña |
| Beall | Eng | Jeffries | Silva |
| Berryhill, Bill | Evans | Jones | Skinner |
| Berryhill, Tom | Feuer | Knight | Smyth |
| Blakeslee | Fletcher | Lieu | Solorio |
| Block | Fong | Logue | Strickland |
| Bradford | Fuentes | Lowenthal | Swanson |
| Brownley | Fuller | Ma | Torlakson |
| Buchanan | Furutani | Mendoza | Torres |
| Caballero | Gaines | Miller | Torrico |
| Calderon | Galgiani | Monning | Tran |
| Carter | Garrick | Nava | Villines |
| Chesbro | Gilmore | Nestande | Yamada |
| Conway | Hagman | Niello | Mr. Speaker |
| Cook | Hall | Nielsen | |
| Coto | Harkey | Norby | |

Quorum present.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Member was granted leave of absence for the day:

On legislative business: Assembly Member Blumenfield.

(NOTE: For explanation of absence of Assembly Member Blumenfield on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

ADJOURNMENT

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

JOHN A. PÉREZ, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 SIXTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, April 29, 2010

TWENTY-FIRST SESSION DAY

ONE HUNDRED EIGHTY-FIFTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, April 29, 2010

The Assembly met at 9:16 a.m.

Hon. Fiona Ma, Speaker pro Tempore of the Assembly, presiding.
Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The roll was called, and the following answered to their names—74:

| | | | |
|-----------------|-------------|-----------|------------------|
| Adams | Davis | Harkey | Pérez, V. Manuel |
| Ammiano | De La Torre | Hayashi | Portantino |
| Anderson | De León | Hernandez | Ruskin |
| Arambula | DeVore | Hill | Salas |
| Beall | Emmerson | Huber | Saldaña |
| Berryhill, Bill | Eng | Huffman | Silva |
| Berryhill, Tom | Evans | Jeffries | Skinner |
| Blakeslee | Feuer | Knight | Smyth |
| Block | Fletcher | Lieu | Solorio |
| Blumenfield | Fong | Logue | Strickland |
| Bradford | Fuentes | Ma | Swanson |
| Brownley | Fuller | Mendoza | Torlakson |
| Buchanan | Furutani | Miller | Torres |
| Calderon | Gaines | Monning | Tran |
| Carter | Galgiani | Nava | Villines |
| Chesbro | Garrick | Nestande | Yamada |
| Conway | Gilmore | Niello | Mr. Speaker |
| Cook | Hagman | Nielsen | |
| Coto | Hall | Norby | |

Quorum present.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

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 Members Bass, Caballero, and Lowenthal.

On personal business, per diem waived for the 2009–10 Session (See Assembly Journal, page 59): Assembly Member Jones.

On personal business, and waiving per diem: Assembly Member Torrico.

(NOTE: For explanations of absence of Assembly Members Bass, Caballero, and Lowenthal on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

ADJOURNMENT

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

JOHN A. PÉREZ, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 SIXTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, May 6, 2010

TWENTY-SECOND SESSION DAY

ONE HUNDRED NINETY-SECOND CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, May 6, 2010

The Assembly met at 9:21 a.m.

Hon. Fiona Ma, Speaker pro Tempore of the Assembly, presiding.
Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The roll was called, and the following answered to their names—75:

| | | | |
|-----------------|-------------|-----------|------------------|
| Adams | Davis | Hayashi | Pérez, V. Manuel |
| Ammiano | De La Torre | Hernandez | Portantino |
| Anderson | De León | Hill | Ruskin |
| Arambula | DeVore | Huber | Salas |
| Beall | Emmerson | Huffman | Saldaña |
| Berryhill, Bill | Eng | Jeffries | Silva |
| Berryhill, Tom | Evans | Jones | Skinner |
| Blakeslee | Feuer | Knight | Smyth |
| Blumenfield | Fletcher | Lieu | Solorio |
| Bradford | Fong | Logue | Strickland |
| Brownley | Fuentes | Lowenthal | Swanson |
| Buchanan | Fuller | Ma | Torlakson |
| Caballero | Furutani | Miller | Torres |
| Calderon | Gaines | Monning | Torrico |
| Carter | Galgiani | Nava | Tran |
| Chesbro | Garrick | Nestande | Villines |
| Conway | Hagman | Niello | Yamada |
| Cook | Hall | Nielsen | Mr. Speaker |
| Coto | Harkey | Norby | |

Quorum present.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

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 Members Bass, Gilmore, and Mendoza.

On personal business, and waiving per diem: Assembly Member Block.

(NOTE: For explanations of absence of Assembly Members Bass, Gilmore, and Mendoza on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

ADJOURNMENT

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

JOHN A. PÉREZ, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 SIXTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, May 13, 2010

TWENTY-THIRD SESSION DAY

ONE HUNDRED NINETY-NINTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, May 13, 2010

The Assembly met at 9:21 a.m.

Hon. Fiona Ma, Speaker pro Tempore of the Assembly, presiding.
Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The roll was called, and the following answered to their names—78:

| | | | |
|-----------------|-------------|-----------|------------------|
| Adams | Coto | Harkey | Norby |
| Ammiano | Davis | Hayashi | Pérez, V. Manuel |
| Anderson | De La Torre | Hernandez | Portantino |
| Arambula | De León | Hill | Ruskin |
| Bass | DeVore | Huber | Salas |
| Beall | Emmerson | Huffman | Saldaña |
| Berryhill, Bill | Eng | Jeffries | Silva |
| Berryhill, Tom | Evans | Jones | Smyth |
| Blakeslee | Feuer | Knight | Solorio |
| Block | Fletcher | Lieu | Strickland |
| Blumenfield | Fong | Logue | Swanson |
| Bradford | Fuentes | Lowenthal | Torlakson |
| Brownley | Fuller | Ma | Torres |
| Buchanan | Furutani | Mendoza | Torrico |
| Caballero | Gaines | Miller | Tran |
| Calderon | Galgiani | Monning | Villines |
| Carter | Garrick | Nava | Yamada |
| Chesbro | Gilmore | Nestande | Mr. Speaker |
| Conway | Hagman | Niello | |
| Cook | Hall | Nielsen | |

Quorum present.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Member was granted leave of absence for the day:

On legislative business: Assembly Member Skinner.

(NOTE: For explanation of absence of Assembly Member Skinner on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

ADJOURNMENT

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

JOHN A. PÉREZ, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 SIXTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, May 20, 2010

TWENTY-FOURTH SESSION DAY

TWO HUNDRED SIXTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, May 20, 2010

The Assembly met at 9 a.m.

Hon. Fiona Ma, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The roll was called, and the following answered to their names—72:

| | | | |
|-----------------|----------|-----------|------------------|
| Adams | Conway | Hall | Nielsen |
| Ammiano | Cook | Hayashi | Norby |
| Anderson | Coto | Hernandez | Pérez, V. Manuel |
| Arambula | Davis | Hill | Portantino |
| Bass | De León | Huber | Ruskin |
| Beall | DeVore | Huffman | Salas |
| Berryhill, Bill | Emmerson | Jeffries | Saldaña |
| Berryhill, Tom | Eng | Jones | Silva |
| Blakeslee | Feuer | Knight | Skinner |
| Block | Fong | Lieu | Smyth |
| Blumenfield | Fuentes | Logue | Solorio |
| Bradford | Fuller | Lowenthal | Strickland |
| Brownley | Furutani | Ma | Swanson |
| Buchanan | Gaines | Mendoza | Torlakson |
| Caballero | Galgiani | Miller | Torres |
| Calderon | Garrick | Monning | Torrico |
| Carter | Gilmore | Nestande | Tran |
| Chesbro | Hagman | Niello | Yamada |

Quorum present.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

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 Members Harkey and John A. Pérez.

On personal business, and waiving per diem: Assembly Members De La Torre, Nava, and Villines.

Because of illness: Assembly Member Evans.

Due to a travel delay: Assembly Member Fletcher.

(NOTE: For letter explaining the absence of Assembly Member John A. Pérez on this day on legislative business pursuant to the Assembly Rules, see Assembly Journal for the Regular Session for May 19, 2010; for explanation of absence of Assembly Member Harkey on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

ADJOURNMENT

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

FIONA MA, Speaker pro Tempore

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 SIXTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Friday, May 28, 2010

TWENTY-FIFTH SESSION DAY

TWO HUNDRED FOURTEENTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Friday, May 28, 2010

The Assembly met at 9:21 a.m.

Hon. Fiona Ma, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The roll was called, and the following answered to their names—64:

| | | | |
|-------------|----------|-----------|------------------|
| Adams | DeVore | Hernandez | Nielsen |
| Ammiano | Eng | Hill | Norby |
| Anderson | Evans | Huber | Pérez, V. Manuel |
| Arambula | Feuer | Huffman | Portantino |
| Beall | Fletcher | Jones | Ruskin |
| Block | Fong | Knight | Saldaña |
| Blumenfield | Fuentes | Lieu | Skinner |
| Bradford | Fuller | Logue | Solorio |
| Brownley | Furutani | Lowenthal | Swanson |
| Buchanan | Gaines | Ma | Torlakson |
| Caballero | Galgiani | Mendoza | Torres |
| Calderon | Garrick | Miller | Torrico |
| Conway | Gilmore | Monning | Tran |
| Cook | Hagman | Nava | Villines |
| Coto | Harkey | Nestande | Yamada |
| Davis | Hayashi | Niello | Mr. Speaker |

Quorum present.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

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 Members Bass, Blakeslee, Carter, Chesbro, De León, Silva, Smyth, and Strickland.

On personal business, and waiving per diem: Assembly Members Bill Berryhill, De La Torre, Emmerson, Jeffries, and Salas.

Because of illness: Assembly Members Tom Berryhill and Hall.

(NOTE: For letters explaining the absence of Assembly Members Bass, Blakeslee, Carter, Chesbro, De León, Silva, Smyth, and Strickland on this day on legislative business pursuant to the Assembly Rules, see Assembly Journal for the Regular Session for this day.)

ADJOURNMENT

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

JOHN A. PÉREZ, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 SIXTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, June 3, 2010

TWENTY-SIXTH SESSION DAY

TWO HUNDRED TWENTIETH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, June 3, 2010

The Assembly met at 9:14 a.m.

Hon. Fiona Ma, Speaker pro Tempore of the Assembly, presiding.
Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The roll was called, and the following answered to their names—77:

| | | | |
|-----------------|-------------|-----------|------------------|
| Adams | Davis | Hayashi | Pérez, V. Manuel |
| Ammiano | De La Torre | Hernandez | Portantino |
| Anderson | De León | Hill | Ruskin |
| Arambula | DeVore | Huber | Salas |
| Bass | Emmerson | Huffman | Saldaña |
| Beall | Eng | Jeffries | Silva |
| Berryhill, Bill | Evans | Jones | Skinner |
| Blakeslee | Feuer | Knight | Smyth |
| Block | Fletcher | Lieu | Solorio |
| Blumenfield | Fong | Logue | Swanson |
| Bradford | Fuentes | Lowenthal | Torlakson |
| Brownley | Fuller | Ma | Torres |
| Buchanan | Furutani | Mendoza | Torrico |
| Caballero | Gaines | Miller | Tran |
| Calderon | Galgiani | Monning | Villines |
| Carter | Garrick | Nava | Yamada |
| Chesbro | Gilmore | Nestande | Mr. Speaker |
| Conway | Hagman | Niello | |
| Cook | Hall | Nielsen | |
| Coto | Harkey | Norby | |

Quorum present.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

LEAVES OF ABSENCE FOR THE DAY

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

On personal business, and waiving per diem: Assembly Member Strickland.

Because of illness: Assembly Member Tom Berryhill.

ADJOURNMENT

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

JOHN A. PÉREZ, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 SIXTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, June 10, 2010

TWENTY-SEVENTH SESSION DAY

TWO HUNDRED TWENTY-SEVENTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, June 10, 2010

The Assembly met at 10:12 a.m.

Hon. Fiona Ma, Speaker pro Tempore of the Assembly, presiding.
Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The roll was called, and the following answered to their names—71:

| | | | |
|-----------------|-------------|------------------|-------------|
| Adams | Davis | Hernandez | Portantino |
| Ammiano | De La Torre | Hill | Ruskin |
| Anderson | De León | Huber | Salas |
| Arambula | DeVore | Huffman | Saldaña |
| Bass | Eng | Jeffries | Silva |
| Beall | Feuer | Knight | Skinner |
| Berryhill, Bill | Fletcher | Lieu | Smyth |
| Berryhill, Tom | Fong | Logue | Solorio |
| Blakeslee | Fuentes | Ma | Strickland |
| Block | Fuller | Mendoza | Swanson |
| Blumenfield | Furutani | Miller | Torlakson |
| Bradford | Gaines | Monning | Torres |
| Buchanan | Garrick | Nava | Torrico |
| Calderon | Gatto* | Nestande | Tran |
| Chesbro | Gilmore | Niello | Villines |
| Conway | Hall | Nielsen | Yamada |
| Cook | Harkey | Norby | Mr. Speaker |
| Coto | Hayashi | Pérez, V. Manuel | |

Quorum present.

* (NOTE: Later this day Assembly Member-Elect Gatto took and subscribed to the Oath of Office for Member of the Assembly, 43rd Assembly District. See page 5626 of this day's Regular Session Journal.)

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

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 Members Brownley, Carter, and Hagman.

On personal business, per diem waived for the 2009–10 Session (See Assembly Journal, page 59): Assembly Member Jones.

On personal business, and waiving per diem: Assembly Members Caballero and Galgiani.

Because of illness: Assembly Members Evans and Lowenthal.

(NOTE: For letters explaining the absence of Assembly Members Brownley, Carter, and Hagman on this day on legislative business pursuant to the Assembly Rules, see Assembly Journal for the Regular Session for this day.)

ADJOURNMENT

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

JOHN A. PÉREZ, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 SIXTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, June 17, 2010

TWENTY-EIGHTH SESSION DAY

TWO HUNDRED THIRTY-FOURTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, June 17, 2010

The Assembly met at 9:17 a.m.

Hon. Fiona Ma, Speaker pro Tempore of the Assembly, presiding.
Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The roll was called, and the following answered to their names—74:

| | | | |
|-----------------|-------------|------------------|-------------|
| Adams | Coto | Hayashi | Portantino |
| Ammiano | De La Torre | Hernandez | Ruskin |
| Anderson | De León | Hill | Salas |
| Arambula | DeVore | Huber | Saldaña |
| Beall | Eng | Huffman | Silva |
| Berryhill, Bill | Evans | Jeffries | Skinner |
| Berryhill, Tom | Feuer | Jones | Smyth |
| Blakeslee | Fletcher | Knight | Solorio |
| Block | Fong | Lieu | Strickland |
| Blumenfield | Fuentes | Logue | Swanson |
| Bradford | Fuller | Lowenthal | Torlakson |
| Brownley | Furutani | Ma | Torres |
| Buchanan | Gaines | Mendoza | Torrico |
| Caballero | Garrick | Miller | Tran |
| Calderon | Gatto | Monning | Villines |
| Carter | Gilmore | Nestande | Yamada |
| Chesbro | Hagman | Niello | Mr. Speaker |
| Conway | Hall | Nielsen | |
| Cook | Harkey | Pérez, V. Manuel | |

Quorum present.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

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 Galgiani.

On personal business, and waiving per diem: Assembly Members Bass, Davis, Nava, and Norby.

(NOTE: For letter explaining the absence of Assembly Member Galgiani on this day on legislative business pursuant to the Assembly Rules, see Assembly Journal for the Regular Session for this day.)

ADJOURNMENT

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

JOHN A. PÉREZ, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 SIXTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, June 24, 2010

TWENTY-NINTH SESSION DAY

TWO HUNDRED FORTY-FIRST CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, June 24, 2010

The Assembly met at 9:45 a.m.

Hon. Fiona Ma, Speaker pro Tempore of the Assembly, presiding.
Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The roll was called and the following answered to their names—75:

| | | | |
|-----------------|-------------|-----------|------------------|
| Adams | De La Torre | Hernandez | Pérez, V. Manuel |
| Ammiano | De León | Hill | Portantino |
| Anderson | DeVore | Huber | Ruskin |
| Arambula | Eng | Huffman | Salas |
| Beall | Evans | Jeffries | Saldaña |
| Berryhill, Bill | Feuer | Jones | Silva |
| Blakeslee | Fletcher | Knight | Strickland |
| Block | Fong | Lieu | Smyth |
| Blumenfield | Fuentes | Logue | Solorio |
| Bradford | Furutani | Lowenthal | Strickland |
| Brownley | Gaines | Ma | Swanson |
| Buchanan | Galgiani | Mendoza | Torlakson |
| Caballero | Garrick | Miller | Torres |
| Calderon | Gatto | Monning | Torrico |
| Carter | Gilmore | Nava | Tran |
| Chesbro | Hagman | Nestande | Villines |
| Cook | Hall | Niello | Yamada |
| Coto | Harkey | Nielsen | Mr. Speaker |
| Davis | Hayashi | Norby | |

Quorum present.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

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 Members Conway and Fuller.

On personal business, and waiving per diem: Assembly Members Bass and Tom Berryhill.

(NOTE: For explanations of absence of Assembly Members Conway and Fuller on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

ADJOURNMENT

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

JOHN A. PÉREZ, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 SIXTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, July 1, 2010

THIRTIETH SESSION DAY

TWO HUNDRED FORTY-EIGHTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, July 1, 2010

The Assembly met at 9:14 a.m.

Hon. Fiona Ma, Speaker pro Tempore of the Assembly, presiding.
Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The roll was called, and the following answered to their names —79:

| | | | |
|-----------------|-------------|-----------|------------------|
| Adams | Coto | Harkey | Norby |
| Ammiano | Davis | Hayashi | Pérez, V. Manuel |
| Anderson | De La Torre | Hernandez | Portantino |
| Arambula | De León | Hill | Ruskin |
| Bass | DeVore | Huber | Salas |
| Beall | Eng | Huffman | Saldaña |
| Berryhill, Bill | Evans | Jeffries | Silva |
| Berryhill, Tom | Feuer | Jones | Skinner |
| Blakeslee | Fletcher | Knight | Smyth |
| Block | Fong | Lieu | Solorio |
| Blumenfield | Fuentes | Logue | Strickland |
| Bradford | Fuller | Lowenthal | Swanson |
| Brownley | Furutani | Ma | Torlakson |
| Buchanan | Gaines | Mendoza | Torres |
| Caballero | Galgiani | Miller | Torrico |
| Calderon | Garrick | Monning | Tran |
| Carter | Gatto | Nava | Villines |
| Chesbro | Gilmore | Nestande | Yamada |
| Conway | Hagman | Niello | Mr. Speaker |
| Cook | Hall | Nielsen | |

Quorum present.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

ADJOURNMENT

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker and consented for the Senate to do the same.

JOHN A. PÉREZ, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 SIXTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, August 5, 2010

THIRTY-FIRST SESSION DAY

TWO HUNDRED EIGHTY-THIRD CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, August 5, 2010

The Assembly met at 8:44 a.m.

Hon. Fiona Ma, Speaker pro Tempore of the Assembly, presiding.
Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The following were placed upon the morning roll call—72:

| | | | |
|-----------------|-------------|-----------|-------------|
| Adams | Conway | Hall | Nielsen |
| Ammiano | Cook | Harkey | Norby |
| Anderson | Coto | Hayashi | Portantino |
| Arambula | De La Torre | Hernandez | Ruskin |
| Bass | De León | Huber | Salas |
| Beall | DeVore | Huffman | Saldaña |
| Berryhill, Bill | Eng | Jeffries | Silva |
| Berryhill, Tom | Evans | Jones | Skinner |
| Blakeslee | Feuer | Knight | Solorio |
| Block | Fong | Logue | Strickland |
| Blumenfield | Fuentes | Lowenthal | Swanson |
| Bradford | Fuller | Ma | Torlakson |
| Brownley | Gaines | Mendoza | Torres |
| Buchanan | Galgiani | Miller | Torrico |
| Caballero | Garrick | Monning | Tran |
| Calderon | Gatto | Nava | Villines |
| Carter | Gilmore | Nestande | Yamada |
| Chesbro | Hagman | Niello | Mr. Speaker |

Quorum present.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

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 Members Fletcher, Hill, and Smyth.

Because of illness: Assembly Members Davis, Furutani, Lieu, and V. Manuel Pérez.

(NOTE: For letters explaining the absences of Assembly Members Fletcher, Hill, and Smyth on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

ADJOURNMENT

At 3 p.m., the Assembly adjourned to reconvene upon call of the Speaker.

JOHN A. PÉREZ, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 SIXTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, August 12, 2010

THIRTY-SECOND SESSION DAY

TWO HUNDRED NINETIETH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, August 12, 2010

The Assembly met at 9:22 a.m.

Hon. Fiona Ma, Speaker pro Tempore of the Assembly, presiding.
Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The following were placed upon the morning roll call—79:

| | | | |
|-----------------|-------------|-----------|------------------|
| Adams | Coto | Harkey | Norby |
| Ammiano | Davis | Hayashi | Pérez, V. Manuel |
| Anderson | De La Torre | Hernandez | Portantino |
| Arambula | De León | Hill | Ruskin |
| Bass | DeVore | Huber | Salas |
| Beall | Eng | Huffman | Saldaña |
| Berryhill, Bill | Evans | Jeffries | Silva |
| Berryhill, Tom | Feuer | Jones | Skinner |
| Blakeslee | Fletcher | Knight | Smyth |
| Block | Fong | Lieu | Solorio |
| Blumenfield | Fuentes | Logue | Strickland |
| Bradford | Fuller | Lowenthal | Swanson |
| Brownley | Furutani | Ma | Torlakson |
| Buchanan | Gaines | Mendoza | Torres |
| Caballero | Galgiani | Miller | Torrico |
| Calderon | Garrick | Monning | Tran |
| Carter | Gatto | Nava | Villines |
| Chesbro | Gilmore | Nestande | Yamada |
| Conway | Hagman | Niello | Mr. Speaker |
| Cook | Hall | Nielsen | |

Quorum present.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

ADJOURNMENT

At 3 p.m., the Assembly adjourned to reconvene upon call of the Speaker.

JOHN A. PÉREZ, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 SIXTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, August 19, 2010

THIRTY-THIRD SESSION DAY

TWO HUNDRED NINETY-SEVENTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, August 19, 2010

The Assembly met at 1:55 p.m.

Hon. Fiona Ma, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The following were placed upon the morning roll call—79:

| | | | |
|-----------------|-------------|-----------|------------------|
| Adams | Coto | Harkey | Norby |
| Ammiano | Davis | Hayashi | Pérez, V. Manuel |
| Anderson | De La Torre | Hernandez | Portantino |
| Arambula | De León | Hill | Ruskin |
| Bass | DeVore | Huber | Salas |
| Beall | Eng | Huffman | Saldaña |
| Berryhill, Bill | Evans | Jeffries | Silva |
| Berryhill, Tom | Feuer | Jones | Skinner |
| Blakeslee | Fletcher | Knight | Smyth |
| Block | Fong | Lieu | Solorio |
| Blumenfield | Fuentes | Logue | Strickland |
| Bradford | Fuller | Lowenthal | Swanson |
| Brownley | Furutani | Ma | Torlakson |
| Buchanan | Gaines | Mendoza | Torres |
| Caballero | Galgiani | Miller | Torrco |
| Calderon | Garrick | Monning | Tran |
| Carter | Gatto | Nava | Villines |
| Chesbro | Gilmore | Nestande | Yamada |
| Conway | Hagman | Niello | Mr. Speaker |
| Cook | Hall | Nielsen | |

Quorum present.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bill was introduced and read the first time:

ASSEMBLY BILL NO. 8—Beall. An act to amend Section 17533.7 of the Business and Professions Code, relating to advertising.

ADJOURNMENT

At 6 p.m., the Assembly adjourned to reconvene upon call of the Speaker.

JOHN A. PÉREZ, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 SIXTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, August 26, 2010
THIRTY-FOURTH SESSION DAY
THREE HUNDRED FOURTH CALENDAR DAY
AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, August 26, 2010

The Assembly met at 10:32 a.m.

Hon. Fiona Ma, Speaker pro Tempore of the Assembly, presiding.
Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The following were placed upon the morning roll call—78:

| | | | |
|-----------------|-------------|-----------|------------------|
| Adams | Davis | Hayashi | Pérez, V. Manuel |
| Ammiano | De La Torre | Hernandez | Portantino |
| Anderson | De León | Hill | Ruskin |
| Arambula | DeVore | Huber | Salas |
| Bass | Eng | Huffman | Saldaña |
| Beall | Evans | Jeffries | Silva |
| Berryhill, Bill | Feuer | Jones | Skinner |
| Berryhill, Tom | Fletcher | Knight | Smyth |
| Block | Fong | Lieu | Solorio |
| Blumenfield | Fuentes | Logue | Strickland |
| Bradford | Fuller | Lowenthal | Swanson |
| Brownley | Furutani | Ma | Torlakson |
| Buchanan | Gaines | Mendoza | Torres |
| Caballero | Galgiani | Miller | Torrico |
| Calderon | Garrick | Monning | Tran |
| Carter | Gatto | Nava | Villines |
| Chesbro | Gilmore | Nestande | Yamada |
| Conway | Hagman | Niello | Mr. Speaker |
| Cook | Hall | Nielsen | |
| Coto | Harkey | Norby | |

Quorum present.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

ADJOURNMENT

At 5 p.m., the Assembly adjourned to reconvene upon call of the Speaker.

JOHN A. PÉREZ, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE

2009–10 SIXTH EXTRAORDINARY SESSION

ASSEMBLY JOURNAL

BILL INTRODUCTIONS NO. 1

Assembly Chamber, Sacramento
Tuesday, September 21, 2010

Pursuant to the provisions of Joint Rule 15, the following Assembly Journal for the Sixth Extraordinary Session was printed.

INTRODUCTION OF ASSEMBLY BILLS

The following bill was introduced:

ASSEMBLY BILL NO. 9—Ammiano. An act to add Section 23394.1 to, and to add Chapter 19 (commencing with Section 26000) to Division 9 of, the Business and Professions Code, to amend Section 68152 of the Government Code, to amend Sections 1596.795, 11014.5, 11054, 11357, 11359, 11364.5, 11370, 11470, 11488, 11532, 11703, and 11705 of, to add Article 6 (commencing with Section 11310) to Chapter 5 of Division 10 of, and to repeal Sections 11358, 11360, and 11485 of, the Health and Safety Code, to add Part 14.6 (commencing with Section 34001) to Division 2 of the Revenue and Taxation Code, to amend Sections 23222 and 40000.15 of the Vehicle Code, and to amend Section 18901.3 of the Welfare and Institutions Code, relating to marijuana.

JOHN A. PÉREZ, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 SIXTH EXTRAORDINARY SESSION

ASSEMBLY JOURNAL

BILL INTRODUCTIONS NO. 2

Assembly Chamber, Sacramento
Wednesday, October 6, 2010

Pursuant to the provisions of Joint Rule 15, the following Assembly Journal for the Sixth Extraordinary Session was printed.

INTRODUCTION OF ASSEMBLY BILLS

The following bill was introduced:

ASSEMBLY BILL NO. 10—Blumenfield. An act to add Section 65037.1 to the Government Code, relating to service and volunteering.

JOHN A. PÉREZ, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 SIXTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, October 7, 2010

THIRTY-FIFTH SESSION DAY

THREE HUNDRED FORTY-SIXTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, October 7, 2010

The Assembly met at 11:35 a.m.

Hon. Fiona Ma, Speaker pro Tempore of the Assembly, presiding.
Chief Clerk E. Dotson Wilson at the Desk.

File Clerk Russell C. Tomas reading.

ROLL CALL

The roll was called, and the following answered to their names—76:

| | | | |
|-----------------|-------------|-----------|------------------|
| Adams | Davis | Harkey | Nielsen |
| Ammiano | De La Torre | Hayashi | Norby |
| Anderson | De León | Hernandez | Pérez, V. Manuel |
| Arambula | DeVore | Hill | Ruskin |
| Bass | Eng | Huber | Salas |
| Beall | Evans | Huffman | Saldaña |
| Berryhill, Bill | Feuer | Jeffries | Silva |
| Block | Fletcher | Jones | Skinner |
| Blumenfield | Fong | Knight | Smyth |
| Bradford | Fuentes | Lieu | Solorio |
| Brownley | Fuller | Logue | Strickland |
| Buchanan | Furutani | Lowenthal | Swanson |
| Caballero | Gaines | Ma | Torlakson |
| Calderon | Galgiani | Mendoza | Torres |
| Carter | Garrick | Miller | Torrico |
| Chesbro | Gatto | Monning | Tran |
| Conway | Gilmore | Nava | Villines |
| Cook | Hagman | Nestande | Yamada |
| Coto | Hall | Niello | Mr. Speaker |

Quorum present.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

LEAVES OF ABSENCE FOR THE DAY

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

Because of illness: Assembly Member Tom Berryhill.

The following Assembly Member was excused for the day, and his per diem was waived: Portantino.

MESSAGES FROM THE GOVERNOR

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

**A PROCLAMATION
BY THE GOVERNOR OF THE STATE OF CALIFORNIA**

WHEREAS, on September 29, 2009, I issued a proclamation to cause the Legislature to convene in extraordinary session to consider and act upon legislation relating to the state tax system; and

WHEREAS, an extraordinary occasion has arisen and now exists requiring that this proclamation be amended to include an additional subject in the extraordinary session.

NOW THEREFORE, I, ARNOLD SCHWARZENEGGER, Governor of the State of California, by virtue of the power and authority vested in me by Section 3(b) Article IV of the Constitution of the State of California, do hereby convene the Legislature of the State of California to meet in extraordinary session at Sacramento, California on the 29th day of September 2009, at a time to be determined, and thereafter, for the following purposes and to legislate upon the following subjects:

1. To consider and act upon legislation to address and improve the state tax system, including but not limited to the following: establish a tax structure that fits with the state's 21st century, stabilize state revenues and reduce volatility, promote the long-term economic prosperity of the state and its citizens, improve California's ability to successfully compete with other states and nations for jobs and investments, reflect principles of sound tax policy, and ensure that the tax structure is fair and equitable.
2. To consider and act upon legislation to address the creation of a Secretary of Service and Volunteerism.

IN WITNESS WHEREOF I have hereunto set my hand
and caused the Great Seal of the State of California
to be affixed this 7th day of October, 2010.

ARNOLD SCHWARZENEGGER
Governor of California

ATTEST:

DEBRA BOWEN
Secretary of State



Receipt of Proclamation

I acknowledge receipt this 7th day of October, 2010 at 5:11 p.m., of a proclamation by the Governor, regarding the Sixth Extraordinary Session, delivered to me personally by Jacque Roberts.

SUE PARKER

Assistant Chief Clerk of the Assembly

FIRST READING OF ASSEMBLY BILLS

The following bills were read the first time:

ASSEMBLY BILL NO. 9—Ammiano. An act to add Section 23394.1 to, and to add Chapter 19 (commencing with Section 26000) to Division 9 of, the Business and Professions Code, to amend Section 68152 of the Government Code, to amend Sections 1596.795, 11014.5, 11054, 11357, 11359, 11364.5, 11370, 11470, 11488, 11532, 11703, and 11705 of, to add Article 6 (commencing with Section 11310) to Chapter 5 of Division 10 of, and to repeal Sections 11358, 11360, and 11485 of, the Health and Safety Code, to add Part 14.6 (commencing with Section 34001) to Division 2 of the Revenue and Taxation Code, to amend Sections 23222 and 40000.15 of the Vehicle Code, and to amend Section 18901.3 of the Welfare and Institutions Code, relating to marijuana.

ASSEMBLY BILL NO. 10—Blumenfield. An act to add Section 65037.1 to the Government Code, relating to service and volunteering.

THREE HUNDRED FORTY-SEVENTH CALENDAR DAY AT SACRAMENTO, CALIFORNIA

Assembly Chamber, October 8, 2010

At 12 midnight.

Speaker pro Tempore Ma, presiding.

RESOLUTIONS

The following resolution was offered:

Resolution to Dispense with Constitutional Provision

By Assembly Member Blumenfield

Resolved, That Assembly Bill No. 10 presents a case of urgency, as that term is used in Article IV, Section 8(b), of the Constitution, and the provision of that section requiring that the bill be read on three separate days in each house is hereby dispensed with, and it is ordered that the bill be placed upon its passage, and considered engrossed.

Resolution read.

Resolution to Dispense with Constitutional Provision Relative to Assembly Bill No. 10 Passed Temporarily

Assembly Member Calderon was granted unanimous consent to pass temporarily on the resolution to dispense with Article IV, Section 8(b) of the Constitution relative to Assembly Bill No. 10.

Parliamentary Inquiry

Assembly Member DeVore arose to the following parliamentary inquiry:

Did the Body adjourn *sine die* on August 31, 2010, and therefore, can the Body consider a non-urgency measure at this time?

Reply by Speaker pro Tempore Ma

The 2009–10 Session will adjourn *sine die* at midnight on November 30, 2010 pursuant to Article IV, Section 3(a) of the California Constitution. August 31st was the last day to pass non-urgency measures in the Regular Session pursuant to Article IV, Section 10(c) of the California Constitution and Joint Rule 61(b)(17). The Legislature may consider non-urgency measures after the August 31st deadline in Extraordinary Sessions.

RESOLUTIONS

The following resolution was offered:

**Further Consideration of Resolution to
Dispense with Constitutional Provision**

By Assembly Member Blumenfield

Resolved, That Assembly Bill No. 10 presents a case of urgency, as that term is used in Article IV, Section 8(b), of the Constitution, and the provision of that section requiring that the bill be read on three separate days in each house is hereby dispensed with, and it is ordered that the bill be placed upon its passage, and considered engrossed.

Resolution read, and adopted by the following vote:

AYES—56

| | | | |
|---------------|-------------|-----------|-------------|
| Ammiano | Conway | Gatto | Monning |
| Arambula | Coto | Gilmore | Nava |
| Bass | Davis | Hagman | Pérez, V.M. |
| Beall | De La Torre | Harkey | Ruskin |
| Berryhill, B. | De León | Hayashi | Salas |
| Block | Evans | Hernandez | Saldaña |
| Blumenfield | Feuer | Hill | Silva |
| Bradford | Fletcher | Jeffries | Skinner |
| Brownley | Fong | Jones | Smyth |
| Buchanan | Fuentes | Lieu | Solorio |
| Caballero | Fuller | Logue | Torlakson |
| Calderon | Furutani | Lowenthal | Torrco |
| Carter | Galgiani | Ma | Villines |
| Chesbro | Garrick | Mendoza | Mr. Speaker |

NOES—14

| | | | |
|----------|---------|------------|--------|
| Adams | Gaines | Miller | Tran |
| Anderson | Huber | Niello | Yamada |
| Cook | Huffman | Strickland | |
| DeVore | Knigh | Swanson | |

Article IV, Section 8(b) of the Constitution was declared dispensed with.

Second Reading of Assembly Bill No. 10

ASSEMBLY BILL NO. 10—An act to add Section 65037.1 to the Government Code, relating to service and volunteering.

Bill read second time.

**Consideration of Assembly Bill No. 10
by Unanimous Consent**

Assembly Member Blumenfield was granted unanimous consent to take up Assembly Bill No. 10 without reference to committee, print, or file, for purpose of consideration, and that the same be considered engrossed.

ASSEMBLY BILL NO. 10 (Blumenfield)—An act to add Section 65037.1 to the Government Code, relating to service and volunteering.

Bill read third time, and passed by the following vote:

AYES—43

| | | | |
|-------------|----------|-------------|-------------|
| Arambula | De León | Hayashi | Ruskin |
| Bass | Eng | Hernandez | Salas |
| Beall | Feuer | Hill | Silva |
| Block | Fletcher | Jeffries | Skinner |
| Blumenfield | Fong | Jones | Smyth |
| Brownley | Fuentes | Lieu | Solorio |
| Calderon | Furutani | Lowenthal | Torlakson |
| Carter | Galgiani | Nava | Torrico |
| Chesbro | Garrick | Nestande | Villines |
| Conway | Gilmore | Nielsen | Mr. Speaker |
| Davis | Harkey | Pérez, V.M. | |

NOES—25

| | | | |
|---------------|-------------|---------|------------|
| Adams | Coto | Huffman | Strickland |
| Ammiano | De La Torre | Knight | Swanson |
| Anderson | DeVore | Logue | Tran |
| Berryhill, B. | Evans | Mendoza | Yamada |
| Buchanan | Gaines | Miller | |
| Caballero | Gatto | Niello | |
| Cook | Huber | Norby | |

Bill ordered transmitted to the Senate.

RECESS

By unanimous consent, at 3:34 a.m., Speaker pro Tempore Ma declared the Assembly recessed to reconvene the Regular Session.

RECONVENED

At 5:18 a.m., the Assembly reconvened.

Hon. Fiona Ma, Speaker pro Tempore of the Assembly, presiding.

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bill was introduced and read the first time:

ASSEMBLY BILL NO. 11—Hill (Coauthor: Senator Yee). An act to add Sections 195.176, 195.177, 195.178, 218.6, 17207.8, and 24347.10 to the Revenue and Taxation Code, relating to disaster relief, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 1—Calderon. Relative to final adjournment of the 2009–10 Sixth Extraordinary Session of the Legislature.

MESSAGES FROM THE GOVERNOR

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

**A PROCLAMATION
BY THE GOVERNOR OF THE STATE OF CALIFORNIA**

WHEREAS, on September 29, 2009, I issued a proclamation to cause the Legislature to convene in extraordinary session to consider and act upon legislation relating to the state tax system; and

WHEREAS, on October 7, 2010, I issued a proclamation to cause the Legislature to convene in extraordinary session to consider and act upon legislation to address the creation of a Secretary of Service and Volunteerism; and

WHEREAS, an extraordinary occasion has arisen and now exists requiring that this proclamation be amended to include an additional subject in the extraordinary session.

NOW THEREFORE, I, ARNOLD SCHWARZENEGGER, Governor of the State of California, by virtue of the power and authority vested in me by Section 3(b) Article IV of the Constitution of the State of California, do hereby convene the Legislature of the State of California to meet in extraordinary session at Sacramento, California on the 29th day of September 2009, at a time to be determined, and thereafter, for the following purposes and to legislate upon the following subjects:

1. To consider and act upon legislation to address and improve the state tax system, including but not limited to the following: establish a tax structure that fits with the state's 21st century, stabilize state revenues and reduce volatility, promote the long-term economic prosperity of the state and its citizens, improve California's ability to successfully compete with other states and nations for jobs and investments, reflect principles of sound tax policy, and ensure that the tax structure is fair and equitable.
2. To consider and act upon legislation to address the creation of a Secretary of Service and Volunteerism.
3. To consider and act upon legislation to provide for pension reform.

IN WITNESS WHEREOF I have hereunto set my hand
and caused the Great Seal of the State of California
to be affixed this 8th day of October, 2010.

ARNOLD SCHWARZENEGGER
Governor of California

ATTEST:

DEBRA BOWEN
Secretary of State



Receipt of Proclamation

I acknowledge receipt this 8th day of October, 2010 at 4:18 a.m., of a proclamation by the Governor, regarding the Sixth Extraordinary Session, delivered to me personally by Jacques Roberts.

E. DOTSON WILSON
Chief Clerk of the Assembly

MESSAGES FROM THE SENATE

Senate Chamber, October 8, 2010

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

Senate Bill No. 22

GREGORY P. SCHMIDT, Secretary of the Senate
By Bernadette McNulty, Assistant Secretary

FIRST READING OF SENATE BILLS

The following bill was read the first time:

SENATE BILL NO. 22—An act to add Section 65037.1 to the Government Code, relating to service and volunteering.

RESOLUTIONS

The following resolution was offered:

Resolution to Dispense with Constitutional Provision

By Assembly Member Blumenfield

Resolved, That Senate Bill No. 22 presents a case of urgency, as that term is used in Article IV, Section 8(b), of the Constitution, and the provision of that section requiring that the bill be read on three separate days in each house is hereby dispensed with, and it is ordered that the bill be placed upon its passage.

Resolution read, and adopted by the following vote:

AYES—74

| | | | |
|---------------|-------------|-----------|-------------|
| Adams | Davis | Harkey | Pérez, V.M. |
| Ammiano | De La Torre | Hayashi | Ruskin |
| Anderson | De León | Hill | Salas |
| Arambula | DeVore | Huber | Saldaña |
| Bass | Eng | Huffman | Silva |
| Beall | Evans | Jeffries | Skinner |
| Berryhill, B. | Feuer | Jones | Smyth |
| Block | Fletcher | Lieu | Solorio |
| Blumenfield | Fong | Logue | Strickland |
| Bradford | Fuentes | Lowenthal | Swanson |
| Brownley | Fuller | Ma | Torlakson |
| Buchanan | Furutani | Mendoza | Torres |
| Caballero | Gaines | Miller | Torrico |
| Calderon | Galgiani | Monning | Tran |
| Carter | Garrick | Nava | Villines |
| Chesbro | Gatto | Nestande | Yamada |
| Conway | Gilmore | Niello | Mr. Speaker |
| Cook | Hagman | Nielsen | |
| Coto | Hall | Norby | |

NOES—None

Article IV, Section 8(b) of the Constitution was declared dispensed with.

Second Reading of Senate Bill No. 22

SENATE BILL NO. 22—An act to add Section 65037.1 to the Government Code, relating to service and volunteering.

Bill read second time.

**Consideration of Senate Bill No. 22
by Unanimous Consent**

Assembly Member Garrick was granted unanimous consent to take up Senate Bill No. 22 without reference to committee or file, for purpose of amendment.

SENATE BILL NO. 22 (Ashburn)—An act to add Section 65037.1 to the Government Code, relating to service and volunteering.

Bill read third time.

Motion to Amend by Assembly Member Calderon

Assembly Member Calderon moved the adoption of amendments.

Amendments read and adopted.

Bill ordered reprinted.

**Consideration of Senate Bill No. 22, as Amended
by Unanimous Consent**

Assembly Member Garrick was granted unanimous consent to take up Senate Bill No. 22 as amended, without reference to print or file, for purpose of consideration.

SENATE BILL NO. 22 (Hollingsworth)—An act to amend Sections 21251.13, 21353, 21354.1, 21363, 21363.1, 21363.3, 21363.4, 21363.8, 21369, and 21369.1 of, and to add Section 20037.15 to, the Government Code, relating to state employees.

Bill presented by Assembly Member Garrick.

Bill read third time, and passed by the following vote:

AYES—47

| | | | |
|---------------|-------------|-----------|-------------|
| Adams | De La Torre | Hagman | Nestande |
| Ammiano | DeVore | Hall | Niello |
| Anderson | Evans | Harkey | Nielsen |
| Arambula | Feuer | Hill | Norby |
| Bass | Fletcher | Huber | Salas |
| Berryhill, B. | Fong | Huffman | Silva |
| Blumenfield | Fuentes | Knight | Smyth |
| Bradford | Fuller | Logue | Strickland |
| Buchanan | Gaines | Lowenthal | Tran |
| Calderon | Garrick | Ma | Villines |
| Chesbro | Gatto | Miller | Mr. Speaker |
| Conway | Gilmore | Monning | |

NOES—10

| | | | |
|-----------|---------|---------|-----------|
| Caballero | Hayashi | Ruskin | Torlakson |
| Coto | Lieu | Skinner | |
| Furutani | Mendoza | Swanson | |

Vote Changes

By unanimous consent, the following vote changes were permitted on Senate Bill No. 22: Assembly Members Hayashi and Skinner from “Aye” to “No”; Assembly Member Torres from “Aye” to “Not Voting”; Assembly Member Galgiani from “No” to “Not Voting”.

Bills Ordered Transmitted to Senate

Assembly Member Calderon was granted unanimous consent that Senate Bill No. 22 be transmitted to the Senate immediately.

RESOLUTIONS

The following resolution was offered:

Resolution to Dispense with Constitutional Provision

By Assembly Member Hill

Resolved, That Assembly Bill No. 11 presents a case of urgency, as that term is used in Article IV, Section 8(b), of the Constitution, and the provision of that section requiring that the bill be read on three separate days in each house is hereby dispensed with, and it is ordered that the bill be placed upon its passage, and considered engrossed.

Resolution read, and adopted by the following vote:

AYES—70

| | | | |
|---------------|-------------|-----------|-------------|
| Adams | De La Torre | Harkey | Pérez, V.M. |
| Ammiano | De León | Hayashi | Ruskin |
| Anderson | DeVore | Hernandez | Salas |
| Arambula | Eng | Hill | Saldaña |
| Bass | Evans | Huber | Silva |
| Berryhill, B. | Feuer | Huffman | Smyth |
| Block | Fletcher | Jones | Solorio |
| Blumenfield | Fong | Lieu | Strickland |
| Bradford | Fuentes | Logue | Swanson |
| Brownley | Fuller | Lowenthal | Torlakson |
| Buchanan | Furutani | Ma | Torres |
| Caballero | Gaines | Mendoza | Torrico |
| Calderon | Galgiani | Miller | Tran |
| Chesbro | Garrick | Monning | Villines |
| Conway | Gatto | Nava | Yamada |
| Cook | Gilmore | Nestande | Mr. Speaker |
| Coto | Hagman | Niello | |
| Davis | Hall | Nielsen | |

NOES—None

Article IV, Section 8(b) of the Constitution was declared dispensed with.

Second Reading of Assembly Bill No. 11

ASSEMBLY BILL NO. 11—An act to add Sections 195.176, 195.177, 195.178, 218.6, 17207.8, and 24347.10 to the Revenue and Taxation Code, relating to disaster relief, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

**Consideration of Assembly Bill No. 11
by Unanimous Consent**

Assembly Member Hill was granted unanimous consent to take up Assembly Bill No. 11 without reference to committee, print, or file, for purpose of consideration, and that the same be considered engrossed.

ASSEMBLY BILL NO. 11 (Hill)—An act to add Sections 195.176, 195.177, 195.178, 218.6, 17207.8, and 24347.10 to the Revenue and Taxation Code, relating to disaster relief, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—73

| | | | |
|---------------|-------------|-----------|-------------|
| Adams | De La Torre | Hernandez | Pérez, V.M. |
| Ammiano | De León | Hill | Ruskin |
| Anderson | DeVore | Huber | Salas |
| Arambula | Eng | Huffman | Saldaña |
| Bass | Evans | Jeffries | Silva |
| Beall | Feuer | Jones | Skinner |
| Berryhill, B. | Fletcher | Knight | Smyth |
| Block | Fong | Lieu | Solorio |
| Blumenfield | Fuller | Logue | Strickland |
| Bradford | Furutani | Lowenthal | Swanson |
| Brownley | Gaines | Ma | Torlakson |
| Buchanan | Galgiani | Mendoza | Torres |
| Caballero | Garrick | Miller | Tran |
| Carter | Gatto | Monning | Villines |
| Chesbro | Gilmore | Nava | Yamada |
| Conway | Hagman | Nestande | Mr. Speaker |
| Cook | Hall | Niello | |
| Coto | Harkey | Nielsen | |
| Davis | Hayashi | Norby | |

NOES—None

The question being on the passage of the bill.
Bill passed by the following vote:

AYES—73

| | | | |
|---------------|-------------|-----------|-------------|
| Adams | De La Torre | Hernandez | Pérez, V.M. |
| Ammiano | De León | Hill | Ruskin |
| Anderson | DeVore | Huber | Salas |
| Arambula | Eng | Huffman | Saldaña |
| Bass | Evans | Jeffries | Silva |
| Beall | Feuer | Jones | Skinner |
| Berryhill, B. | Fletcher | Knight | Smyth |
| Block | Fong | Lieu | Solorio |
| Blumenfield | Fuller | Logue | Strickland |
| Bradford | Furutani | Lowenthal | Swanson |
| Brownley | Gaines | Ma | Torlakson |
| Buchanan | Galgiani | Mendoza | Torres |
| Caballero | Garrick | Miller | Tran |
| Carter | Gatto | Monning | Villines |
| Chesbro | Gilmore | Nava | Yamada |
| Conway | Hagman | Nestande | Mr. Speaker |
| Cook | Hall | Niello | |
| Coto | Harkey | Nielsen | |
| Davis | Hayashi | Norby | |

NOES—None

Bill ordered transmitted to the Senate.

**CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 1
BY UNANIMOUS CONSENT**

Assembly Member Calderon was granted unanimous consent to take up Assembly Concurrent Resolution No. 1 without reference to committee, print, or file, for purpose of consideration, and that the same be considered engrossed.

ASSEMBLY CONCURRENT RESOLUTION NO. 1 (Calderon)—Relative to final adjournment of the 2009–10 Sixth Extraordinary Session of the Legislature.

Resolution read, and adopted by the following vote:

AYES—75

| | | | |
|---------------|-------------|-----------|-------------|
| Adams | Davis | Harkey | Norby |
| Ammiano | De La Torre | Hayashi | Pérez, V.M. |
| Anderson | De León | Hernandez | Ruskin |
| Arambula | DeVore | Hill | Salas |
| Bass | Eng | Huber | Saldaña |
| Beall | Evans | Huffman | Silva |
| Berryhill, B. | Feuer | Jeffries | Skinner |
| Block | Fletcher | Knight | Smyth |
| Blumenfield | Fong | Lieu | Solorio |
| Bradford | Fuentes | Logue | Strickland |
| Brownley | Fuller | Lowenthal | Swanson |
| Buchanan | Furutani | Ma | Torlakson |
| Caballero | Gaines | Mendoza | Torres |
| Calderon | Galgiani | Miller | Torrico |
| Carter | Garrick | Monning | Tran |
| Chesbro | Gatto | Nava | Villines |
| Conway | Gilmore | Nestande | Yamada |
| Cook | Hagman | Niello | Mr. Speaker |
| Coto | Hall | Nielsen | |

NOES—None

Resolution ordered transmitted to the Senate.

MOTION TO ADJOURN

At 5:34 a.m., Assembly Member Calderon moved that the Assembly adjourn the Sixth Extraordinary Session of the Legislature *sine die* at midnight on the date that this motion has been adopted by both Houses of the Legislature and consents for the Senate to do the same.

Motion carried.

ADJOURNMENT

At 5:34 a.m., pursuant to a motion by Assembly Member Calderon, and the provisions of Assembly Concurrent Resolution No. 1, the 2009–10 Sixth Extraordinary Session of the Legislature adjourned *sine die*.

JOHN A. PÉREZ, Speaker

AMY LEACH, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON OCTOBER 8, 2010

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

| SB | RN |
|----|---------|
| 22 | 1025854 |

| | |
|---------------------|----------|
| Daily Total: | 1 |
|---------------------|----------|

| | |
|--------------------------|----------|
| Cumulative Total: | 1 |
|--------------------------|----------|

CALIFORNIA LEGISLATURE
2009–10 SIXTH EXTRAORDINARY SESSION

ASSEMBLY JOURNAL

APPENDIX NO. 1

APPENDIX TO THE ASSEMBLY JOURNAL FOR THE 2009–10 SIXTH EXTRAORDINARY SESSION

Assembly Chamber, Sacramento
Monday, October 11, 2010

The following is an appendix to the Assembly Journal for the 2009–10 Sixth Extraordinary Session containing information received subsequent to the adjournment *sine die* of the session.

MESSAGES FROM THE SENATE

Senate Chamber, October 8, 2010

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

Assembly Bill No. 10
Assembly Bill No. 11

GREGORY P. SCHMIDT, Secretary of the Senate
By Bernadette McNulty, Assistant Secretary

Above bills ordered enrolled.

Senate Chamber, October 8, 2010

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

Assembly Concurrent Resolution No. 1

GREGORY P. SCHMIDT, Secretary of the Senate
By Bernadette McNulty, Assistant Secretary

Above resolution ordered enrolled.

Senate Chamber, October 8, 2010

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 22

GREGORY P. SCHMIDT, Secretary of the Senate
By Bernadette McNulty, Assistant Secretary

JOHN A. PÉREZ, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 SIXTH EXTRAORDINARY SESSION

ASSEMBLY JOURNAL

APPENDIX NO. 2

APPENDIX TO THE ASSEMBLY JOURNAL FOR THE 2009–10 SIXTH EXTRAORDINARY SESSION

Assembly Chamber, Sacramento
Thursday, October 14, 2010

The following is an appendix to the Assembly Journal for the 2009–10 Sixth Extraordinary Session containing information received subsequent to the adjournment *sine die* of the session.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, October 13, 2010

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

Assembly Bill No. 10

Assembly Bill No. 11

And reports the same correctly enrolled, and presented to the Governor on the 13th day of October, 2010, at 12:15 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, October 13, 2010

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

Assembly Concurrent Resolution No. 1

And reports the same correctly enrolled, and presented to the Secretary of State on the 13th day of October, 2010, at 3:50 p.m.

E. DOTSON WILSON, Chief Clerk

JOHN A. PÉREZ, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE

2009–10 SIXTH EXTRAORDINARY SESSION

ASSEMBLY JOURNAL

APPENDIX NO. 3

APPENDIX TO THE ASSEMBLY JOURNAL FOR THE 2009–10 SIXTH EXTRAORDINARY SESSION

Assembly Chamber, Sacramento
Tuesday, November 30, 2010

The following is an appendix to the Assembly Journal for the 2009–10 Sixth Extraordinary Session containing information received subsequent to the adjournment *sine die* of the session.

MEASURES WHICH DIED AT ASSEMBLY DESK

Assembly Bills Nos. 1, 2, 3, 4, 5, 6, 7, 8, and 9.
Senate Concurrent Resolution No. 1.

JOHN A. PÉREZ, Speaker

AMY LEACH, Minute Clerk

Volume 6

Journal of the Assembly

Legislature of the State of California
2009–10 Seventh Extraordinary Session
October 26, 2009 to November 4, 2009



HON. KAREN BASS
Speaker

HON. LORI SALDAÑA
Speaker pro Tempore

HON. ISADORE HALL III
Assistant Speaker pro Tempore

HON. ALBERTO TORRICO
Majority Floor Leader

HON. SAM BLAKESLEE
Minority Floor Leader

E. DOTSON WILSON
Chief Clerk of the Assembly

AMY LEACH
Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 SEVENTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Monday, October 26, 2009

FIRST SESSION DAY

FIRST CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, October 26, 2009

At 1:09 p.m., the Assembly met pursuant to the provisions of the Proclamation of the Honorable Arnold Schwarzenegger, Governor of the State of California, dated October 12, 2009, convening the Legislature of the State of California on this day in extraordinary session.

In conformity with Government Code Section 9150, the following officers for the 2009–10 Regular Session were present and performing their respective duties: E. Dotson Wilson, Chief Clerk, and Ronald E. Pane, Chief Sergeant-at-Arms.

Lori Saldaña, Speaker pro Tempore of the Assembly for the 2009–10 Regular Session, presiding.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The roll was called and the following answered to their names—76:

| | | | |
|-----------------|-------------|-----------|------------------|
| Adams | Davis | Hayashi | Pérez, John |
| Ammiano | De La Torre | Hernandez | Pérez, V. Manuel |
| Anderson | De León | Hill | Portantino |
| Arambula | DeVore | Huber | Ruskin |
| Beall | Eng | Huffman | Salas |
| Berryhill, Bill | Evans | Jeffries | Saldaña |
| Blakeslee | Feuer | Jones | Silva |
| Block | Fletcher | Knight | Skinner |
| Blumenfield | Fong | Krekorian | Smyth |
| Bradford | Fuentes | Lieu | Solorio |
| Brownley | Fuller | Logue | Strickland |
| Buchanan | Furutani | Ma | Swanson |
| Caballero | Gaines | Mendoza | Torlakson |
| Calderon | Galgiani | Miller | Torres |
| Carter | Garrick | Monning | Torrico |
| Chesbro | Gilmore | Nava | Tran |
| Conway | Hagman | Nestande | Villines |
| Cook | Hall | Niello | Yamada |
| Coto | Harkey | Nielsen | Mme. Speaker |

Quorum present.

PRAYER

Upon invitation of Speaker pro Tempore Saldaña, the following prayer was offered by Rev. Constantine C. Pappademos, Chaplain of the Assembly for the 2009–10 Regular Session:

Lord, Your invisible power is like a fountain, and the streams that flow from it are peace. Your presence and grace in our life produce a sense of peace . . . peace with our family, peace with those around us. Lord, fill our heart with peace and calmness so that we will know we have Your presence in our life and in all that we do.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Saldaña, Assembly Member Davis then led the Assembly in the pledge of allegiance to the Flag.

LEAVES OF ABSENCE FOR THE DAY

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

On personal business, and waiving per diem: Assembly Member Lowenthal.

Because of illness: Assembly Member Tom Berryhill.

Because of a death in his family: Assembly Member Emmerson.

PROCLAMATION OF THE GOVERNOR

Speaker pro Tempore Saldaña directed the Clerk to read the following proclamation of the Governor convening the Legislature in extraordinary session:

**A PROCLAMATION
BY THE GOVERNOR OF THE STATE OF CALIFORNIA**

WHEREAS, an extraordinary occasion has arisen and now exists requiring that the Legislature of the State of California be convened in extraordinary session; now therefore,

I, ARNOLD SCHWARZENEGGER, Governor of the State of California, by virtue of the power and authority vested in me by Section 3(b) Article IV of the Constitution of the State of California, do hereby convene the Legislature of the State of California to meet in extraordinary session at Sacramento, California on the 12th day of October, 2009, at a time to be determined, for the following purposes and to legislate upon the following subjects:

1. To consider and act upon legislation to protect and restore the Sacramento-San Joaquin Delta while also improving the reliability and quality of water supplies from that estuary.
2. To consider and act upon legislation to address the short term and long term improvement of California's water management system including development of new surface and groundwater storage and improved conveyance facilities, ecosystem health and conservation strategies.
3. To consider and act upon legislation to appropriate funds, including appropriations for general obligation and lease revenue bonds, to improve water resource management, build additional water storage facilities, develop groundwater aquifers, improve groundwater quality and flood protection, and restore the Sacramento-San Joaquin Delta and other important ecosystem restoration projects.
4. To consider and act upon legislation to place a general obligation bond and, as necessary, a lease revenue bond on the ballot.

IN WITNESS WHEREOF I have hereunto set my hand
and caused the Great Seal of the State of California
to be affixed this 11th day of October, 2009.

ARNOLD SCHWARZENEGGER
Governor of California

ATTEST:

DEBRA BOWEN
Secretary of State



RECEIPT

I acknowledge receipt this 11th day of October, 2009 at 11:10 p.m., of a proclamation by the Governor regarding water, delivered to me personally by Jacque Roberts.

SUE L. PARKER

Assistant Chief Clerk of the Assembly

ELECTION OF SPEAKER

Assembly Member Krekorian was granted unanimous consent that the election of Speaker Karen Bass on December 1, 2008, to the Office of Speaker of the Assembly for the 2009–10 Regular Session, and the Oath of Office administered (see Assembly Journal for December 1, 2008 for the Regular Session, pages 6 and 7), be substituted in the 2009–10 Seventh Extraordinary Session.

OATH OF OFFICE

The following oath of office was administered to Speaker-elect Karen Bass, on Monday, December 1, 2008, for the 2009–10 Regular Session, by the Honorable Kathryn M. Werdegar, Associate Justice of the Supreme Court of California, and without objection was substituted in the 2009–10 Seventh Extraordinary Session:

OATH

for the Office of Speaker of the California Assembly

I do solemnly swear that I will support and defend the Constitution of the United States and the Constitution of the State of California against all enemies, foreign and domestic; that I will bear true faith and allegiance to the Constitution of the United States and the Constitution of the State of California; that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties upon which I am about to enter.

ADOPTION OF STANDING RULES

Assembly Member Krekorian moved that the Permanent Standing Rules of the Assembly for the 2009–10 Regular Session and the organization of Standing Committees be adopted in the 2009–10 Seventh Extraordinary Session.

Assembly Member De León seconded the motion.

Motion carried.

(NOTE: For the text of the Assembly Standing Rules, see Assembly Journal for December 1, 2008 for the Regular Session, page 10; for roll call vote, see page 54.)

MOTION RELATIVE TO ORGANIZATION OF THE ASSEMBLY

Assembly Member Krekorian moved that the provisions of House Resolution No. 3 in the 2009–10 Regular Session, relative to the payment of Members, officers, and attachés of the Assembly; and distribution of Weekly Histories, be substituted in the 2009–10 Seventh Extraordinary Session.

Assembly Member De León seconded the motion.

Motion carried.

(NOTE: For the text and roll call vote of House Resolution No. 3, see Assembly Journal for December 1, 2008 for the Regular Session, page 56.)

ELECTION OF OFFICERS OF THE ASSEMBLY

Assembly Member Krekorian moved that the following non-member-officers of the Assembly for the 2009–10 Regular Session be deemed the non-member-officers in the Sixth Extraordinary Session: E. Dotson Wilson, Chief Clerk; Ronald E. Pane, Chief Sergeant-at-Arms; Father Constantine C. Pappademos, Chaplain; Rev. Ivan L. Williams, Sr., Alternate Chaplain, and that their respective oaths in the 2009–10 Regular Session be substituted in the 2009–10 Sixth Extraordinary Session.

Assembly Member De León seconded the motion.

Motion carried.

(NOTE: For the roll call election and oaths of office for the non-member-officers for the 2009–10 Regular Session, see Assembly Journal for December 1, 2008 for the Regular Session, page 55.)

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

October 26, 2009

E. Dotson Wilson

*Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: This is to advise you that I have appointed the following Democratic Leadership for the 2009–10 Seventh Extraordinary Session:

Speaker pro Tempore
Assistant Speaker pro Tempore
Majority Floor Leader
Assistant Majority Floor Leader
Majority Whip
Assistant Majority Whip
Rules Committee Chair

Hon. Lori Saldaña
Hon. Isadore Hall
Hon. Alberto Torrico
Hon. Paul Krekorian
Hon. Fiona Ma
Hon. Marty Block
Hon. Ted Lieu

Sincerely,

KAREN BASS
Speaker of the Assembly

October 26, 2009

*E. Dotson Wilson**Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: This is to advise you that I have established and appointed membership to the following committees for the 2009–10 Seventh Extraordinary Session:

Appropriations

Assemblymember Kevin de León, Chair
Assemblymember Connie Conway, Vice Chair
Assemblymember Tom Ammiano
Assemblymember Charles Calderon
Assemblymember Joe Coto
Assemblymember Mike Davis
Assemblymember Felipe Fuentes
Assemblymember Isadore Hall
Assemblymember Diane Harkey
Assemblymember Jeff Miller
Assemblymember Jim Nielsen
Assemblymember John A. Pérez
Assemblymember Nancy Skinner
Assemblymember Jose Solorio
Assemblymember Audra Strickland
Assemblymember Tom Torlakson
Democratic vacancy

Rules

Assemblymember Ted Lieu, Chair
Assemblymember Ted Gaines, Vice Chair
Assemblymember Anthony Adams
Assemblymember Jean Fuller
Assemblymember Warren Furutani
Assemblymember Isadore Hall
Assemblymember Tony Mendoza
Assemblymember Jim Silva
Assemblymember Sandré Swanson
Assemblymember Tom Torlakson
Assemblymember Mariko Yamada
Assemblymember Mike Davis, Democratic Alternate
Assemblymember Jim Nielsen, Republican Alternate

Water, Parks and Wildlife

Assemblymember Jared Huffman, Chair
 Assemblymember Jean Fuller, Vice Chair
 Assemblymember Joel Anderson
 Assemblymember Juan Arambula
 Assemblymember Tom Berryhill
 Assemblymember Bob Blumenfield
 Assemblymember Anna Caballero
 Assemblymember Nathan Fletcher
 Assemblymember Paul Krekorian
 Assemblymember Bonnie Lowenthal
 Assemblymember John A. Pérez
 Assemblymember Mary Salas
 Assemblymember Mariko Yamada

Sincerely,

KAREN BASS
 Speaker of the Assembly

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

October 26, 2009

*E. Dotson Wilson, Chief Clerk
 California State Assembly
 State Capitol, Room 3196
 Sacramento, California*

Dear Mr. Wilson: This letter is to notify you of the following Minority Leadership Team for the 2009/2010 Seventh Extraordinary Session:

| | |
|--------------------------------|---------------------------|
| Assemblyman Sam Blakeslee | Minority Leader |
| Assemblyman Tom Berryhill | Assistant Minority Leader |
| Assemblyman Martin Garrick | Assistant Minority Leader |
| Assemblyman Cameron Smyth | 2nd Ranking Minority |
| | Leader and Caucus Chair |
| Assemblyman Curt Hagman | Minority Caucus Floor |
| | Leader |
| Assemblyman Jim Nielsen | Budget and |
| | Fiscal Accountability |
| Assemblywoman Diane Harkey | Solvency Strategies |
| Assemblywoman Jean Fuller | Caucus Best Practices |
| Assemblywoman Audra Strickland | Caucus Coalition Building |
| Assemblyman Bill Berryhill | Member Services |
| | Coordination |
| Assemblywoman Connie Conway | Minority Whip |
| Assemblyman Brian Nestande | Minority Whip |
| Assemblyman Steve Knight | Minority Whip |

If you have any questions regarding this letter, please contact Christine Robertson at 319-2033. It is an honor working with you in the California State Assembly.

Sincerely,

SAM BLAKESLEE
 Assembly Minority Leader

MESSAGES FROM THE SENATE

Senate Chamber, October 14, 2009

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

Senate Concurrent Resolution No. 1

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

FIRST READING OF SENATE BILLS

The following resolution was read:

SENATE CONCURRENT RESOLUTION NO. 1—Relative to the Joint Rules for the 2009–10 Seventh Extraordinary Session.

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bill was introduced and read the first time:

ASSEMBLY BILL NO. 1—Feuer, Jeffries, and Nielsen. An act to amend Sections 29702, 29725, 29727, 29733, 29735, 29735.1, 29738, 29741, 29751, 29752, 29754, 29756.5, 29763, 29771, and 29780 of, to add Sections 29703.5, 29722.5, 29722.7, 29728.5, 29759, 29773, 29773.5, and 29778.5, to add Division 22.3 (commencing with Section 32300) to, to repeal Section 29762 of, and to repeal and add Sections 29736, 29739, 29753, 29761, 29761.5, and 29764 of, the Public Resources Code, and to amend Sections 1052, 1055, 1055.2, 1538, 1551, 1825, 1845, 1846, 5101, 5103, 5107 of, to add Section 5100.5 to, to add Part 2.55 (commencing with Section 10608) and Part 2.11 (commencing with Section 10920) to Division 6 of, to add Division 35 (commencing with Section 85000) to, to repeal Section 5108 of, to repeal Division 26.4 (commencing with Section 79400) of, to repeal and add Section 12924 of, and to repeal and add Part 2.8 (commencing with Section 10800) of Division 6 of, the Water Code, relating to public resources, and making an appropriation therefor.

RECESS

By unanimous consent, at 1:12 p.m., Speaker pro Tempore Saldaña declared the Assembly recessed to reconvene the Third Extraordinary Session.

ADJOURNMENT

At 5:40 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

SUE PARKER, Assistant Chief Clerk

CALIFORNIA LEGISLATURE

2009–10 SEVENTH EXTRAORDINARY SESSION

ASSEMBLY JOURNAL

RECESS JOURNAL NO. 1

Assembly Chamber, Sacramento
Tuesday, October 27, 2009

Pursuant to the provisions of Joint Rule 59, the following Assembly Journal for the Seventh Extraordinary Session was printed while the Assembly was in Recess.

INTRODUCTION OF ASSEMBLY BILLS

The following bill was introduced:

ASSEMBLY BILL NO. 2—Blakeslee. An act to add Division 13.6 (commencing with Section 21200) to the Public Resources Code, relating to the environment, and making an appropriation therefor.

KAREN BASS, Speaker

SUE PARKER, Assistant Chief Clerk

CALIFORNIA LEGISLATURE
2009–10 SEVENTH EXTRAORDINARY SESSION

ASSEMBLY JOURNAL

RECESS JOURNAL NO. 2

Assembly Chamber, Sacramento
Wednesday, October 28, 2009

Pursuant to the provisions of Joint Rule 59, the following Assembly Journal for the 2009–10 Seventh Extraordinary Session was printed while the Assembly was in Recess.

INTRODUCTION OF ASSEMBLY BILLS

The following bills were introduced:

ASSEMBLY BILL NO. 3—Jeffries. An act to amend Section 13201 of the Water Code, relating to water quality.

ASSEMBLY BILL NO. 4—Jeffries. An act to amend Section 13160 of the Water Code, relating to water quality.

ASSEMBLY BILL NO. 5—Bill Berryhill. An act to add Section 148 to the Water Code, relating to the State Water Resources Development System.

KAREN BASS, Speaker

SUE PARKER, Assistant Chief Clerk

CALIFORNIA LEGISLATURE

2009–10 SEVENTH EXTRAORDINARY SESSION

ASSEMBLY JOURNAL

RECESS JOURNAL NO. 3

Assembly Chamber, Sacramento
Thursday, October 29, 2009

Pursuant to the provisions of Joint Rule 59, the following Assembly Journal for the 2009–10 Seventh Extraordinary Session was printed while the Assembly was in Recess.

INTRODUCTION OF ASSEMBLY BILLS

The following bills were introduced:

ASSEMBLY BILL NO. 6—De León. An act to amend Sections 5100, 5101, 5103, and 5107 of, to add Chapter 2.7 (commencing with Section 348) to Division 1 of, and to repeal Section 5108 of, the Water Code, relating to water diversion.

ASSEMBLY BILL NO. 7—Caballero. An act relating to water.

ASSEMBLY BILL NO. 8—Feuer and Huffman. An act to add Section 10608 to the Water Code, relating to water conservation.

ASSEMBLY BILL NO. 9—Bass. An act to add Section 29700.5 to the Public Resources Code, relating to the Sacramento-San Joaquin Delta.

ASSEMBLY BILL NO. 10—Bass. An act to add Section 10920 to the Water Code, relating to groundwater.

ASSEMBLY BILL NO. 11—Bass. An act to add Section 189 to the Water Code, relating to water.

ASSEMBLY BILL NO. 12—Bass. An act to add Division 35 (commencing with Section 85000) to the Water Code, relating to the Sacramento-San Joaquin Delta.

ASSEMBLY BILL NO. 13—Huber (Principal coauthor: Senator Wolk) (Coauthors: Bill Berryhill and Chesbro). An act to add Chapter 1.5 (commencing with Section 115) to Division 1 of the Water Code, relating to the Sacramento-San Joaquin Delta.

KAREN BASS, Speaker

SUE PARKER, Assistant Chief Clerk

CALIFORNIA LEGISLATURE
2009–10 SEVENTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Friday, October 30, 2009

SECOND SESSION DAY

FIFTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Friday, October 30, 2009

The Assembly met at 6:30 a.m.

Hon. Martin Garrick, Assembly Member, 74th District, presiding.
Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The following were placed upon the morning roll call—46:

| | | | |
|-----------------|-------------|-----------|-------------|
| Adams | Davis | Hayashi | Pérez, John |
| Anderson | De La Torre | Hernandez | Salas |
| Beall | DeVore | Huber | Silva |
| Berryhill, Bill | Emmerson | Huffman | Skinner |
| Block | Eng | Knight | Solorio |
| Blumenfield | Feuer | Logue | Strickland |
| Bradford | Fong | Ma | Swanson |
| Buchanan | Fuentes | Miller | Torrico |
| Carter | Galgiani | Monning | Tran |
| Chesbro | Garrick | Nestande | Yamada |
| Cook | Gilmore | Niello | |
| Coto | Hagman | Nielsen | |

Quorum present.

At 3:38 p.m., Hon. Dan Logue, 3rd District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

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 Members Ammiano, Arambula, Bass, Blakeslee, Brownley, Caballero, Calderon, De León, Evans, Fletcher, Fuller, Furutani, Hill, Krekorian, Lowenthal, Mendoza, Nava, Portantino, Ruskin, Saldaña, Smyth, Torres, and Villines.

On legislative business, and waiving per diem: Assembly Members Gaines and Lieu.

On legislative business, per diem waived for the 2009–10 Session (See Assembly Journal, page 59): Assembly Member Jones.

On personal business, and waiving per diem: Assembly Members Conway, Hall, Harkey, Jeffries, V. Manuel Pérez, and Torlakson.

Because of illness: Assembly Member Tom Berryhill.

(NOTE: For explanations of absence of Assembly Members Ammiano, Arambula, Bass, Blakeslee, Brownley, Caballero, Calderon, De León, Evans, Fletcher, Fuller, Furutani, Gaines, Hill, Jones, Krekorian, Lieu, Lowenthal, Mendoza, Nava, Portantino, Ruskin, Saldaña, Smyth, Torres, and Villines on this day on legislative business pursuant to the Assembly Rules, see Assembly Journal for the Regular Session for October 30, 2009.)

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

October 30, 2009

*E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: I am authorizing the Assembly Desk to remain open for purpose of processing bills.

Sincerely,

KAREN BASS
Speaker of the Assembly

October 30, 2009

*E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: This is to advise you that I have appointed Assemblymembers Steve Bradford, Felipe Fuentes, Jared Huffman, Bill Monning and John A. Pérez to replace Assemblymembers Warren Furutani, Isadore Hall, Tony Mendoza, Tom Torlakson and Mariko Yamada on the Assembly Rules Committee in the 2009–10 Seventh Extraordinary Session for today’s hearing only. Assemblymember Sandré Swanson has been appointed to serve as acting Chair for this hearing only.

Sincerely,

KAREN BASS
Speaker of the Assembly

FIRST READING OF ASSEMBLY BILLS

The following bills were read the first time:

ASSEMBLY BILL NO. 2—Blakeslee. An act to add Division 13.6 (commencing with Section 21200) to the Public Resources Code, relating to the environment, and making an appropriation therefor.

ASSEMBLY BILL NO. 3—Jeffries. An act to amend Section 13201 of the Water Code, relating to water quality.

ASSEMBLY BILL NO. 4—Jeffries. An act to amend Section 13160 of the Water Code, relating to water quality.

ASSEMBLY BILL NO. 5—Bill Berryhill. An act to add Section 148 to the Water Code, relating to the State Water Resources Development System.

ASSEMBLY BILL NO. 6—De León. An act to amend Sections 5100, 5101, 5103, and 5107 of, to add Chapter 2.7 (commencing with Section 348) to Division 1 of, and to repeal Section 5108 of, the Water Code, relating to water diversion.

ASSEMBLY BILL NO. 7—Caballero. An act relating to water.

ASSEMBLY BILL NO. 8—Feuer and Huffman. An act to add Section 10608 to the Water Code, relating to water conservation.

ASSEMBLY BILL NO. 9—Bass. An act to add Section 29700.5 to the Public Resources Code, relating to the Sacramento-San Joaquin Delta.

ASSEMBLY BILL NO. 10—Bass. An act to add Section 10920 to the Water Code, relating to groundwater.

ASSEMBLY BILL NO. 11—Bass. An act to add Section 189 to the Water Code, relating to water.

ASSEMBLY BILL NO. 12—Bass. An act to add Division 35 (commencing with Section 85000) to the Water Code, relating to the Sacramento-San Joaquin Delta.

ASSEMBLY BILL NO. 13—Huber (Principal coauthor: Senator Wolk) (Coauthors: Bill Berryhill and Chesbro). An act to add Chapter 1.5 (commencing with Section 115) to Division 1 of the Water Code, relating to the Sacramento-San Joaquin Delta.

REFERENCE OF BILLS TO COMMITTEE

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

| <i>Assembly Bill No.</i> | <i>Committee</i> |
|------------------------------|------------------|
| 1 ----- | Rls. |
| 2 ----- | Rls. |
| 3 ----- | Rls. |
| 4 ----- | Rls. |
| 5 ----- | Rls. |
| 6 ----- | Rls. |
| 7 ----- | Rls. |
| 8 ----- | Rls. |
| 9 ----- | Rls. |
| 10 ----- | Rls. |
| 11 ----- | Rls. |
| 12 ----- | Rls. |
| 13 ----- | Rls. |
| 14 ----- | Rls. |

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bill was introduced and read the first time:

ASSEMBLY BILL NO. 14—Caballero. An act to add Division 26.7 (commencing with Section 79700) to the Water Code, relating to financing a safe drinking water and water supply reliability program, by providing the funds necessary therefor through an election for the issuance and sale of bonds of the State of California and for the handling and disposition of those funds, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

SIXTH CALENDAR DAY AT SACRAMENTO, CALIFORNIA

Assembly Chamber, October 31, 2009

At 12 midnight.

Speaker Karen Bass, presiding.

AUTHOR'S AMENDMENTS Committee on Rules

October 31, 2009

Mme. Speaker: The Chair of your Committee on Rules reports:

Assembly Bill No. 6

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

SWANSON, Acting Chair

ASSEMBLY BILL NO. 6—An act to amend Sections 5100, 5101, 5103, and 5107 of, to add Chapter 2.7 (commencing with Section 348) to Division 1 of, and to repeal Section 5108 of, the Water Code, relating to water diversion.

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.

**SEVENTH CALENDAR DAY
AT SACRAMENTO, CALIFORNIA**

Assembly Chamber, November 1, 2009

At 12 midnight.

Speaker Karen Bass, presiding.

**AUTHOR'S AMENDMENTS
Committee on Rules**

November 1, 2009

Mme. Speaker: The Chair of your Committee on Rules reports:

Assembly Bill No. 7

Assembly Bill No. 11

Assembly Bill No. 8

Assembly Bill No. 12

Assembly Bill No. 9

Assembly Bill No. 14

Assembly Bill No. 10

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

SWANSON, Acting Chair

ASSEMBLY BILL NO. 7—An act relating to water.

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.

ASSEMBLY BILL NO. 8—An act to add Section 10608 to the Water Code, relating to water conservation.

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.

ASSEMBLY BILL NO. 9—An act to add Section 29700.5 to the Public Resources Code, relating to the Sacramento-San Joaquin Delta.

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.

ASSEMBLY BILL NO. 10—An act to add Section 10920 to the Water Code, relating to groundwater.

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.

ASSEMBLY BILL NO. 11—An act to add Section 189 to the Water Code, relating to water.

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.

ASSEMBLY BILL NO. 12—An act to add Division 35 (commencing with Section 85000) to the Water Code, relating to the Sacramento-San Joaquin Delta.

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.

ASSEMBLY BILL NO. 14—An act to add Division 26.7 (commencing with Section 79700) to the Water Code, relating to financing a safe drinking water and water supply reliability program, by providing the funds necessary therefor through an election for the issuance and sale of bonds of the State of California and for the handling and disposition of those funds, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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 5 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

SUE PARKER, Assistant Chief Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON OCTOBER 31, 2009**

The following measure was amended in the Assembly on this day:

AB RN

6 0925207

Daily Total: 1

Cumulative Total: 1

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON NOVEMBER 1, 2009**

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

| AB | RN | |
|--------------------------|-----------|----------|
| 7 | 0925253 | |
| 8 | 0925242 | |
| 9 | 0925245 | |
| 10 | 0925259 | |
| 11 | 0925248 | |
| 12 | 0925263 | |
| 14 | 0925262 | |
| Daily Total: | | 7 |
| Cumulative Total: | | 8 |

CALIFORNIA LEGISLATURE
2009–10 SEVENTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Monday, November 2, 2009

THIRD SESSION DAY

EIGHTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, November 2, 2009

The Assembly met at 12:20 p.m.

Hon. Karen Bass, Speaker of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The following were placed upon the morning roll call—77:

| | | | |
|-----------------|-------------|------------------|--------------|
| Adams | De La Torre | Hill | Portantino |
| Ammiano | De León | Huber | Ruskin |
| Anderson | DeVore | Huffman | Salas |
| Arambula | Emmerson | Jeffries | Saldaña |
| Beall | Eng | Jones | Silva |
| Berryhill, Bill | Evans | Knight | Skinner |
| Blakeslee | Feuer | Krekorian | Smyth |
| Block | Fletcher | Lieu | Solorio |
| Blumenfield | Fong | Logue | Strickland |
| Bradford | Fuentes | Lowenthal | Swanson |
| Brownley | Fuller | Ma | Torlakson |
| Buchanan | Furutani | Mendoza | Torres |
| Caballero | Gaines | Miller | Torrico |
| Calderon | Galgiani | Monning | Tran |
| Carter | Garrick | Nava | Villines |
| Chesbro | Gilmore | Nestande | Yamada |
| Conway | Hagman | Niello | Mme. Speaker |
| Cook | Harkey | Nielsen | |
| Coto | Hayashi | Pérez, John | |
| Davis | Hernandez | Pérez, V. Manuel | |

Quorum present.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, November 2, 2009

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

Assembly Bill No. 6

Assembly Bill No. 10

Assembly Bill No. 7

Assembly Bill No. 11

Assembly Bill No. 8

Assembly Bill No. 12

Assembly Bill No. 9

Assembly Bill No. 14

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

MESSAGES FROM THE SENATE

Senate Chamber, November 2, 2009

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

Senate Bill No. 1

Senate Bill No. 2

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary**FIRST READING OF SENATE BILLS**

The following bills were read the first time:

SENATE BILL NO. 1—An act to amend Sections 29702, 29725, 29727, 29733, 29735, 29735.1, 29738, 29741, 29751, 29752, 29754, 29756.5, 29763, 29771, and 29780 of, to add Sections 29703.5, 29722.5, 29722.7, 29728.5, 29759, 29773, 29773.5, and 29778.5 to, to add Division 22.3 (commencing with Section 32300) to, to repeal Section 29762 of, and to repeal and add Sections 29736, 29739, 29753, 29761, 29761.5, and 29764 of, the Public Resources Code, and to add Division 35 (commencing with Section 85000) to, and to repeal Division 26.4 (commencing with Section 79400) of, the Water Code, relating to public resources, and making an appropriation therefor.

SENATE BILL NO. 2—An act to add Division 26.7 (commencing with Section 79700) to, the Water Code, relating to a safe drinking water and water supply reliability program, by providing the funds necessary therefor through an election for the issuance and sale of bonds of the State of California and for the handling and disposition of those funds, and declaring the urgency thereof, to take effect immediately.

EIGHTH CALENDAR DAY**AT SACRAMENTO, CALIFORNIA**

Assembly Chamber, November 3, 2009

At 12 midnight.

Speaker Karen Bass, presiding.

MESSAGES FROM THE SENATE

Senate Chamber, November 2, 2009

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

Senate Bill No. 7

Senate Bill No. 8

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary**FIRST READING OF SENATE BILLS**

The following bills were read the first time:

SENATE BILL NO. 7—An act to amend and repeal Section 10631.5 of, to add Part 2.55 (commencing with Section 10608) to Division 6 of, and to repeal and add Part 2.8 (commencing with Section 10800) of Division 6 of, the Water Code, relating to water.

SENATE BILL NO. 8—An act relating to water, and making an appropriation therefor.

ADJOURNMENT

At 12:30 a.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 SEVENTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, November 3, 2009

FOURTH SESSION DAY

NINTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, November 3, 2009

The Assembly met at 10:33 a.m.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly,
presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The roll was called, and the following answered to their names—77:

| | | | |
|-----------------|-----------|------------------|--------------|
| Adams | De León | Hill | Portantino |
| Ammiano | DeVore | Huber | Ruskin |
| Anderson | Emmerson | Huffman | Salas |
| Arambula | Eng | Jeffries | Saldaña |
| Beall | Evans | Jones | Silva |
| Berryhill, Bill | Feuer | Knight | Skinner |
| Blakeslee | Fletcher | Krekorian | Smyth |
| Block | Fong | Lieu | Solorio |
| Blumenfield | Fuentes | Logue | Strickland |
| Bradford | Fuller | Lowenthal | Swanson |
| Brownley | Furutani | Ma | Torlakson |
| Buchanan | Gaines | Mendoza | Torres |
| Caballero | Galgiani | Miller | Torrico |
| Carter | Garrick | Monning | Tran |
| Chesbro | Gilmore | Nava | Villines |
| Conway | Hagman | Nestande | Yamada |
| Cook | Hall | Niello | Mme. Speaker |
| Coto | Harkey | Nielsen | |
| Davis | Hayashi | Pérez, John | |
| De La Torre | Hernandez | Pérez, V. Manuel | |

Quorum present.

PRAYER

Upon invitation of Speaker pro Tempore Saldaña, the following prayer was offered by Assembly Member Isadore Hall III, of the 52nd Assembly District:

Lord, There are times when we do not hear You, we do not listen and we do not change. Only You, Lord, can give us the grace to forgive when we are hurt, to be faithful in darkness, to have hope when all seems lost and to love when we're not loved in return. Let your Spirit, Lord, come upon the earth and where there is sin and darkness, let there be light and holiness.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Saldaña, Assembly Member Knight 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 Evans, seconded by Assembly Member Hagman.

LEAVES OF ABSENCE FOR THE DAY

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

Because of illness: Assembly Members Tom Berryhill and Calderon.

MESSAGES FROM THE SENATE

Senate Chamber, November 3, 2009

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

Senate Bill No. 6

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

FIRST READING OF SENATE BILLS

The following bill was read the first time:

SENATE BILL NO. 6—An act to add Part 2.11 (commencing with Section 10920) to Division 6 of, and to repeal and add Section 12924 of, the Water Code, relating to groundwater.

RESOLUTIONS

The following resolution was offered:

Resolution to Dispense With Constitutional Provision

By Assembly Member Torrico.

Resolved, That Senate Bill No. 6 presents a case of urgency, as that term is used in Article IV, Section 8(b), of the Constitution, and the provision of that section requiring that the bill be read on three separate days in each house is hereby dispensed with, and it is ordered that the bill be placed upon its passage, and considered engrossed.

Resolution read, and adopted by the following vote:

AYES—57

| | | | |
|-------------|----------|-------------|--------------|
| Adams | Emmerson | Hayashi | Ruskin |
| Ammiano | Eng | Hill | Salas |
| Arambula | Evans | Huffman | Saldaña |
| Blakeslee | Feuer | Jeffries | Silva |
| Block | Fletcher | Krekorian | Skinner |
| Blumenfield | Fong | Lieu | Smyth |
| Bradford | Fuentes | Lowenthal | Solorio |
| Brownley | Fuller | Ma | Strickland |
| Carter | Furutani | Mendoza | Torres |
| Conway | Galgiani | Monning | Torrico |
| Cook | Garrick | Nava | Tran |
| Coto | Gilmore | Nestande | Mme. Speaker |
| Davis | Hagman | Pérez, J. | |
| De La Torre | Hall | Pérez, V.M. | |
| De León | Harkey | Portantino | |

NOES—12

| | | | |
|---------------|--------|--------|----------|
| Anderson | DeVore | Knight | Niello |
| Berryhill, B. | Gaines | Logue | Villines |
| Buchanan | Huber | Miller | Yamada |

Article IV, Section 8(b) of the Constitution was declared dispensed with.

Second Reading of Senate Bill No. 6

SENATE BILL NO. 6—An act to add Part 2.11 (commencing with Section 10920) to Division 6 of, and to repeal and add Section 12924 of, the Water Code, relating to groundwater.

Bill read second time.

**Consideration of Amendments to Senate Bill No. 6
by Unanimous Consent**

Assembly Member Huffman was granted unanimous consent to take up Senate Bill No. 6 without reference to file, for purpose of amendment.

SENATE BILL NO. 6 (Steinberg)—An act to add Part 2.11 (commencing with Section 10920) to Division 6 of, and to repeal and add Section 12924 of, the Water Code, relating to groundwater.

Bill read third time.

Motion to Amend by Assembly Member Huffman

Assembly Member Huffman moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

**Consideration of Senate Bill No. 6, as Amended
by Unanimous Consent**

Assembly Member Huffman was granted unanimous consent to take up Senate Bill No. 6, as amended, without reference to print or file, for purpose of consideration.

SENATE BILL NO. 6 (Steinberg)—An act to add Part 2.11 (commencing with Section 10920) to Division 6 of, and to repeal and add Section 12924 of, the Water Code, relating to groundwater.

Bill read third time, and presented by Assembly Member Huffman.
The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Huffman moved a call of the Assembly.

Motion carried. Time, 5:35 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

RESOLUTIONS

The following resolution was offered:

Resolution to Dispense With Constitutional Provision

By Assembly Member Torrico.

Resolved, That Senate Bill No. 7 presents a case of urgency, as that term is used in Article IV, Section 8(b), of the Constitution, and the provision of that section requiring that the bill be read on three separate days in each house is hereby dispensed with, and it is ordered that the bill be placed upon its passage, and considered engrossed.

Resolution read, and adopted by the following vote:

AYES—57

| | | | |
|-------------|----------|-------------|--------------|
| Adams | Emmerson | Hayashi | Ruskin |
| Ammiano | Eng | Hill | Salas |
| Arambula | Evans | Huffman | Saldaña |
| Blakeslee | Feuer | Jeffries | Silva |
| Block | Fletcher | Krekorian | Skinner |
| Blumenfield | Fong | Lieu | Smyth |
| Bradford | Fuentes | Lowenthal | Solorio |
| Brownley | Fuller | Ma | Strickland |
| Carter | Furutani | Mendoza | Torres |
| Conway | Galgiani | Monning | Torrico |
| Cook | Garrick | Nava | Tran |
| Coto | Gilmore | Nestande | Mme. Speaker |
| Davis | Hagman | Pérez, J. | |
| De La Torre | Hall | Pérez, V.M. | |
| De León | Harkey | Portantino | |

NOES—11

| | | | |
|---------------|--------|--------|----------|
| Anderson | DeVore | Logue | Villines |
| Berryhill, B. | Gaines | Miller | Yamada |
| Buchanan | Huber | Niello | |

Article IV, Section 8(b) of the Constitution was declared dispensed with.

Second Reading of Senate Bill No. 7

SENATE BILL NO. 7—An act to amend and repeal Section 10631.5 of, to add Part 2.55 (commencing with Section 10608) to Division 6 of, and to repeal and add Part 2.8 (commencing with Section 10800) of Division 6 of, the Water Code, relating to water.

Bill read second time.

**Consideration of Amendments to Senate Bill No. 7
by Unanimous Consent**

Assembly Member Feuer was granted unanimous consent to take up Senate Bill No. 7 without reference to file, for purpose of amendment.

SENATE BILL NO. 7 (Steinberg)—An act to amend and repeal Section 10631.5 of, to add Part 2.55 (commencing with Section 10608) to Division 6 of, and to repeal and add Part 2.8 (commencing with Section 10800) of Division 6 of, the Water Code, relating to water.

Bill read third time.

Motion to Amend by Assembly Member Feuer

Assembly Member Feuer moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

**Consideration of Senate Bill No. 7, as Amended
by Unanimous Consent**

Assembly Member Feuer was granted unanimous consent to take up Senate Bill No. 7 as amended, without reference to print or file, for purpose of consideration.

SENATE BILL NO. 7 (Steinberg)—An act to amend and repeal Section 10631.5 of, to add Part 2.55 (commencing with Section 10608) to Division 6 of, and to repeal and add Part 2.8 (commencing with Section 10800) of Division 6 of, the Water Code, relating to water.

Bill read third time, and presented by Assembly Member Feuer.

Bill passed by the following vote:

AYES—49

| | | | |
|-------------|-------------|-------------|--------------|
| Adams | De La Torre | Huffman | Ruskin |
| Ammiano | De León | Jones | Salas |
| Arambula | Emmerson | Krekorian | Saldaña |
| Beall | Eng | Lieu | Skinner |
| Blakeslee | Evans | Lowenthal | Smyth |
| Block | Feuer | Ma | Solorio |
| Blumenfield | Fletcher | Mendoza | Strickland |
| Bradford | Fuentes | Monning | Torrico |
| Brownley | Furutani | Nava | Tran |
| Caballero | Galgiani | Nestande | Mme. Speaker |
| Carter | Hall | Pérez, J. | |
| Coto | Hernandez | Pérez, V.M. | |
| Davis | Hill | Portantino | |

NOES—19

| | | | |
|---------------|---------|----------|----------|
| Anderson | Fuller | Huber | Nielsen |
| Berryhill, B. | Gaines | Jeffries | Swanson |
| Buchanan | Gilmore | Logue | Villines |
| DeVore | Harkey | Miller | Yamada |
| Fong | Hayashi | Niello | |

Bill ordered transmitted to the Senate immediately.

RECESS

By unanimous consent, at 6:03 p.m., Speaker pro Tempore Saldaña declared the Assembly recessed.

RECONVENED

At 9:20 p.m., the Assembly reconvened.

Hon. Isadore Hall III, Assistant Speaker pro Tempore of the Assembly, presiding.

RESOLUTIONS

The following resolution was offered:

Resolution to Dispense With Constitutional Provision

By Assembly Member Torrico.

Resolved, That Senate Bill No. 1 presents a case of urgency, as that term is used in Article IV, Section 8(b), of the Constitution, and the provision of that section requiring that the bill be read on three separate days in each house is hereby dispensed with, and it is ordered that the bill be placed upon its passage, and considered engrossed.

Resolution read, and adopted by the following vote:

AYES—58

| | | | |
|-------------|----------|-----------|--------------|
| Adams | De León | Harkey | Pérez, V.M. |
| Ammiano | Emmerson | Hayashi | Portantino |
| Arambula | Eng | Hernandez | Ruskin |
| Blakeslee | Evans | Hill | Salas |
| Block | Feuer | Huffman | Saldaña |
| Blumenfield | Fletcher | Jeffries | Silva |
| Bradford | Fong | Krekorian | Skinner |
| Brownley | Fuentes | Lieu | Smyth |
| Caballero | Fuller | Lowenthal | Solorio |
| Carter | Furutani | Ma | Strickland |
| Conway | Galgiani | Mendoza | Torres |
| Cook | Garrick | Monning | Torrico |
| Coto | Gilmore | Nava | Mme. Speaker |
| Davis | Hagman | Nestande | |
| De La Torre | Hall | Pérez, J. | |

NOES—11

| | | | |
|---------------|--------|--------|----------|
| Anderson | DeVore | Logue | Villines |
| Berryhill, B. | Gaines | Miller | Yamada |
| Buchanan | Huber | Niello | |

Article IV, Section 8(b) of the Constitution was declared dispensed with.

Second Reading of Senate Bill No. 1

SENATE BILL NO. 1—An act to amend Sections 29702, 29725, 29727, 29733, 29735, 29735.1, 29738, 29741, 29751, 29752, 29754, 29756.5, 29763, 29771, and 29780 of, to add Sections 29703.5, 29722.5, 29722.7, 29728.5, 29759, 29773, 29773.5, and 29778.5 to, to add Division 22.3 (commencing with Section 32300) to, to repeal Section 29762 of, and to repeal and add Sections 29736, 29739, 29753, 29761, 29761.5, and 29764 of, the Public Resources Code, and to add Division 35 (commencing with Section 85000) to, and to repeal Division 26.4 (commencing with Section 79400) of, the Water Code, relating to public resources, and making an appropriation therefor.

Bill read second time.

**Consideration of Amendments to Senate Bill No. 1
by Unanimous Consent**

Assembly Member Huffman was granted unanimous consent to take up Senate Bill No. 1 without reference to file, for purpose of amendment.

SENATE BILL NO. 1 (Simitian)—An act to amend Sections 29702, 29725, 29727, 29733, 29735, 29735.1, 29738, 29741, 29751, 29752, 29754, 29756.5, 29763, 29771, and 29780 of, to add Sections 29703.5, 29722.5, 29722.7, 29728.5, 29759, 29773, 29773.5, and 29778.5 to, to add Division 22.3 (commencing with Section 32300) to, to repeal Section 29762 of, and to repeal and add Sections 29736, 29739, 29753, 29761, 29761.5, and 29764 of, the Public Resources Code, and to add Division 35 (commencing with Section 85000) to, and to repeal Division 26.4 (commencing with Section 79400) of, the Water Code, relating to public resources, and making an appropriation therefor.

Bill read third time.

Motion to Amend by Assembly Member Huffman—Set 2

Assembly Member Huffman moved the adoption of amendments.
Amendments read and adopted; bill ordered reprinted.

Further Consideration of Senate Bill No. 1

SENATE BILL NO. 1 (Simitian)—An act to amend Sections 29702, 29725, 29727, 29733, 29735, 29735.1, 29738, 29741, 29751, 29752, 29754, 29756.5, 29763, 29771, and 29780 of, to add Sections 29703.5, 29722.5, 29722.7, 29728.5, 29759, 29773, 29773.5, and 29778.5 to, to add Division 22.3 (commencing with Section 32300) to, to repeal Section 29762 of, and to repeal and add Sections 29736, 29739, 29753, 29761, 29761.5, and 29764 of, the Public Resources Code, and to add Division 35 (commencing with Section 85000) to, and to repeal Division 26.4 (commencing with Section 79400) of, the Water Code, relating to public resources, and making an appropriation therefor.

Bill read third time.

Motion to Amend by Assembly Member Huber—Set 1

Assembly Member Huber moved the adoption of amendments.
Amendments read.

Request for Use of Visual Aids

Assembly Member Huber was granted unanimous consent to use visual aids on the Floor to assist in debate.

**Motion to Table Huber Amendments
to Senate Bill No. 1—Set 1**

Assembly Member Torrico moved that the amendments offered by Assembly Member Huber to Senate Bill No. 1—Set 1 be laid upon the table.

Assembly Member Krekorian seconded the motion.

Parliamentary Inquiry

Assembly Member Huber arose to the following parliamentary inquiry:

Does an “Aye” vote on the motion to lay the amendments on the table mean that the amendments will not be adopted and does a “No” vote mean that the amendments will be eligible for adoption?

Reply by Assistant Speaker pro Tempore Hall

The Assistant Speaker pro Tempore replied in the affirmative.

**Further Consideration of
Torico Motion to Table Huber Amendments to Senate Bill No. 1—Set 1**

The question being on the motion to lay the amendments on the table.
Motion carried by the following vote:

AYES—40

| | | | |
|-------------|----------|-----------|--------------|
| Anderson | Emmerson | Hernandez | Nestande |
| Arambula | Eng | Hill | Pérez, J. |
| Block | Evans | Huffman | Pérez, V.M. |
| Caballero | Feuer | Jeffries | Salas |
| Carter | Fuentes | Knight | Saldaña |
| Coto | Fuller | Krekorian | Silva |
| Davis | Furutani | Lieu | Solorio |
| De La Torre | Garrick | Lowenthal | Torres |
| De León | Hall | Ma | Torrico |
| DeVore | Harkey | Mendoza | Mme. Speaker |

NOES—16

| | | | |
|---------------|--------|---------|-----------|
| Beall | Fong | Logue | Skinner |
| Berryhill, B. | Gaines | Monning | Swanson |
| Buchanan | Huber | Niello | Torlakson |
| Chesbro | Jones | Ruskin | Yamada |

Consideration of Senate Bill No. 1, as Amended, by Unanimous Consent

Assembly Member Huffman was granted unanimous consent to take up Senate Bill No. 1, as amended, without reference to print or file, for purpose of consideration.

SENATE BILL NO. 1 (Simitian)—An act to amend Sections 29702, 29725, 29727, 29733, 29735, 29735.1, 29738, 29741, 29751, 29752, 29754, 29756.5, 29763, 29771, and 29780 of, to add Sections 29703.5, 29722.5, 29722.7, 29728.5, 29759, 29773, 29773.5, and 29778.5 to, to add Division 22.3 (commencing with Section 32300) to, to repeal Section 29762 of, and to repeal and add Sections 29736, 29739, 29753, 29761, 29761.5, and 29764 of, the Public Resources Code, and to add Division 35 (commencing with Section 85000) to, and to repeal Division 26.4 (commencing with Section 79400) of, the Water Code, relating to public resources, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member Huffman.

Request for Use of Visual Aids

Assembly Member Yamada was granted unanimous consent to use visual aids on the Floor to assist in debate.

Assembly Member Buchanan was granted unanimous consent to use visual aids on the Floor to assist in debate.

Point of Personal Privilege

Assembly Member Buchanan arose to a point of personal privilege.
The question being on the passage of the bill.

Bill passed by the following vote:

AYES—46

| | | | |
|-------------|-------------|-------------|--------------|
| Adams | De La Torre | Hill | Portantino |
| Arambula | De León | Huffman | Salas |
| Blakeslee | Emmerson | Jeffries | Saldaña |
| Block | Eng | Jones | Silva |
| Blumenfield | Feuer | Krekorian | Smyth |
| Bradford | Fletcher | Lieu | Solorio |
| Brownley | Fuentes | Lowenthal | Strickland |
| Caballero | Fuller | Mendoza | Torres |
| Carter | Furutani | Nava | Torrico |
| Cook | Hagman | Nestande | Mme. Speaker |
| Coto | Hall | Pérez, J. | |
| Davis | Hernandez | Pérez, V.M. | |

NOES—29

| | | | |
|---------------|----------|---------|-----------|
| Ammiano | Evans | Huber | Skinner |
| Anderson | Fong | Knight | Swanson |
| Beall | Gaines | Logue | Torlakson |
| Berryhill, B. | Galgiani | Miller | Tran |
| Buchanan | Garrick | Monning | Yamada |
| Chesbro | Gilmore | Niello | |
| Conway | Harkey | Nielsen | |
| DeVore | Hayashi | Ruskin | |

Vote Changes

By unanimous consent, the following vote changes were permitted on Senate Bill No. 1: Assembly Member Harkey from “Aye” to “No”; Assembly Member V. Manuel Pérez from “No” to “Aye”.

Bill ordered transmitted to the Senate immediately.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 6**

At 10:51 p.m., on motion of Assembly Member Huffman, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 6 passed by the following vote:

AYES—44

| | | | |
|-------------|-------------|-----------|--------------|
| Adams | Coto | Hagman | Nava |
| Ammiano | Davis | Hall | Nestande |
| Arambula | De La Torre | Hernandez | Pérez, J. |
| Beall | De León | Hill | Portantino |
| Blakeslee | Eng | Huffman | Salas |
| Block | Evans | Jones | Saldaña |
| Blumenfield | Feuer | Krekorian | Solorio |
| Bradford | Fuentes | Lieu | Strickland |
| Brownley | Furutani | Lowenthal | Torres |
| Caballero | Galgiani | Ma | Torrico |
| Carter | Garrick | Mendoza | Mme. Speaker |

NOES—29

| | | | |
|---------------|----------|-------------|-----------|
| Anderson | Gaines | Miller | Swanson |
| Berryhill, B. | Gilmore | Monning | Torlakson |
| Buchanan | Harkey | Nielsen | Tran |
| Chesbro | Hayashi | Pérez, V.M. | Villines |
| Cook | Huber | Ruskin | Yamada |
| DeVore | Jeffries | Silva | |
| Fong | Knight | Skinner | |
| Fuller | Logue | Smyth | |

Bill ordered transmitted to the Senate immediately.

RECESS

By unanimous consent, at 10:57 p.m., Assistant Speaker pro Tempore Hall declared the Assembly recessed.

**TENTH CALENDAR DAY
AT SACRAMENTO, CALIFORNIA**

Assembly Chamber, November 4, 2009

At 12 midnight.

Speaker Karen Bass, presiding.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 1—Torrico. Relative to final adjournment of the 2009–10 Seventh Extraordinary Session of the Legislature.

RECONVENED

At 12:44 a.m., the Assembly reconvened.

Hon. Karen Bass, Speaker of the Assembly, presiding.

RESOLUTIONS

The following resolution was offered:

Resolution to Dispense With Constitutional Provision

By Assembly Member Torrico.

Resolved, That Senate Bill No. 8 presents a case of urgency, as that term is used in Article IV, Section 8(b), of the Constitution, and the provision of that section requiring that the bill be read on three separate days in each house is hereby dispensed with, and it is ordered that the bill be placed upon its passage, and considered engrossed.

Resolution read, and adopted by the following vote:

AYES—57

| | | | |
|-------------|----------|-------------|--------------|
| Adams | Emmerson | Hayashi | Portantino |
| Ammiano | Eng | Hernandez | Ruskin |
| Arambula | Evans | Hill | Salas |
| Blakeslee | Feuer | Huffman | Saldaña |
| Block | Fletcher | Krekorian | Silva |
| Blumenfield | Fong | Lieu | Skinner |
| Bradford | Fuentes | Lowenthal | Solorio |
| Brownley | Fuller | Ma | Strickland |
| Caballero | Furutani | Mendoza | Torres |
| Carter | Galgiani | Monning | Torrico |
| Conway | Garrick | Nava | Tran |
| Cook | Gilmore | Nestande | Mme. Speaker |
| Davis | Hagman | Nielsen | |
| De La Torre | Hall | Pérez, J. | |
| De León | Harkey | Pérez, V.M. | |

NOES—8

| | | | |
|---------------|----------|--------|--------|
| Anderson | Buchanan | Gaines | Miller |
| Berryhill, B. | DeVore | Huber | Yamada |

Article IV, Section 8(b) of the Constitution was declared dispensed with.

Second Reading of Senate Bill No. 8

SENATE BILL NO. 8—An act relating to water, and making an appropriation therefor.

Bill read second time.

Consideration of Amendments to Senate Bill No. 8 by Unanimous Consent

Assembly Member Galgiani was granted unanimous consent to take up Senate Bill No. 8 without reference to file, for purpose of amendment.

SENATE BILL NO. 8 (Steinberg)—An act relating to water, and making an appropriation therefor.

Bill read third time.

Motion to Amend by Assembly Member Galgiani

Assembly Member Galgiani moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

**Consideration of Senate Bill No. 8, as Amended
by Unanimous Consent**

Assembly Member De León was granted unanimous consent to take up Senate Bill No. 8, as amended, without reference to print or file, for purpose of consideration.

SENATE BILL NO. 8 (Steinberg)—An act to amend Sections 5100, 5101, 5103, and 5107 of, to add Chapter 2.7 (commencing with Section 348) to Division 1 of, and to repeal Section 5108 of, the Water Code, and to amend and supplement the Budget Act of 2009 (Chapter 1 of the 2009–10 Third Extraordinary Session) by amending Items 3940-001-0439 and 3940-001-3058 of Section 2.00 of the Budget Act of 2009, relating to water resources, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member De León.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Torrico moved a call of the Assembly.

Motion carried. Time, 2:01 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

At 2:02 a.m., Speaker Karen Bass, 47th District, presiding

At 2:02 a.m., Assistant Speaker pro Tempore Isadore Hall III, 52nd District, presiding

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 8**

At 2:07 a.m., on motion of Assembly Member Torrico, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 8 passed by the following vote:

AYES—49

| | | | |
|-------------|-----------|-------------|--------------|
| Adams | Emmerson | Hill | Portantino |
| Arambula | Eng | Huffman | Salas |
| Blakeslee | Feuer | Knight | Saldaña |
| Block | Fletcher | Krekorian | Smyth |
| Blumenfield | Fuentes | Lieu | Solorio |
| Bradford | Fuller | Lowenthal | Strickland |
| Brownley | Furutani | Ma | Torres |
| Caballero | Galgiani | Mendoza | Torrico |
| Carter | Garrick | Nava | Tran |
| Cook | Gilmore | Nestande | Mme. Speaker |
| Coto | Hagman | Nielsen | |
| Davis | Hall | Pérez, J. | |
| De León | Hernandez | Pérez, V.M. | |

NOES—20

| | | | |
|---------------|--------|----------|-----------|
| Anderson | DeVore | Hayashi | Ruskin |
| Berryhill, B. | Evans | Huber | Skinner |
| Buchanan | Fong | Jeffries | Swanson |
| Chesbro | Gaines | Logue | Torlakson |
| De La Torre | Harkey | Miller | Yamada |

Bill ordered transmitted to the Senate immediately.

RESOLUTIONS

The following resolution was offered:

Resolution to Dispense With Constitutional Provision

By Assembly Member Torrico.

Resolved, That Senate Bill No. 2 presents a case of urgency, as that term is used in Article IV, Section 8(b), of the Constitution, and the provision of that section requiring that the bill be read on three separate days in each house is hereby dispensed with, and it is ordered that the bill be placed upon its passage, and considered engrossed.

Resolution read, and adopted by the following vote:

AYES—58

| | | | |
|-------------|-------------|-----------|--------------|
| Adams | De La Torre | Hall | Pérez, J. |
| Ammiano | De León | Harkey | Pérez, V.M. |
| Arambula | Emmerson | Hayashi | Portantino |
| Beall | Eng | Hernandez | Salas |
| Blakeslee | Evans | Hill | Saldaña |
| Block | Feuer | Huffman | Silva |
| Blumenfield | Fletcher | Krekorian | Smyth |
| Bradford | Fong | Lieu | Solorio |
| Brownley | Fuentes | Lowenthal | Strickland |
| Caballero | Fuller | Ma | Torres |
| Carter | Furutani | Mendoza | Torrico |
| Conway | Galgiani | Monning | Tran |
| Cook | Garrick | Nava | Mme. Speaker |
| Coto | Gilmore | Nestande | |
| Davis | Hagman | Nielsen | |

NOES—9

| | | |
|---------------|--------|--------|
| Anderson | DeVore | Miller |
| Berryhill, B. | Huber | Niello |
| Buchanan | Logue | Yamada |

Article IV, Section 8(b) of the Constitution was declared dispensed with.

Second Reading of Senate Bill No. 2

SENATE BILL NO. 2—An act to add Division 26.7 (commencing with Section 79700) to the Water Code, relating to a safe drinking water and water supply reliability program, by providing the funds necessary therefor through an election for the issuance and sale of bonds of the State of California and for the handling and disposition of those funds, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Amendments to Senate Bill No. 2 by Unanimous Consent

Assembly Member Caballero was granted unanimous consent to take up Senate Bill No. 2 without reference to file, for purpose of amendment.

SENATE BILL NO. 2 (Cogdill)—An act to add Division 26.7 (commencing with Section 79700) to the Water Code, relating to a safe drinking water and water supply reliability program, by providing the funds necessary therefor through an election for the issuance and sale of bonds of the State of California and for the handling and disposition of those funds, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend by Assembly Member Caballero

Assembly Member Caballero moved the adoption of amendments. Amendments read and adopted; bill ordered reprinted.

**Consideration of Senate Bill No. 2, as Amended
by Unanimous Consent**

Assembly Member Caballero was granted unanimous consent to take up Senate Bill No. 2, as amended, without reference to print or file, for purpose of consideration.

SENATE BILL NO. 2 (Cogdill)—An act to add Division 26.7 (commencing with Section 79700) to the Water Code, relating to a safe drinking water and water supply reliability program, by providing the funds necessary therefor through an election for the issuance and sale of bonds of the State of California and for the handling and disposition of those funds, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Caballero.

Urgency Clause

Urgency clause read.

Assembly Rule 112 Suspended

Assembly Member Torlakson was granted unanimous consent that Assembly Rule 112 be suspended to permit him to read a paper on the Floor of the Assembly.

Assembly Member Saldaña was granted unanimous consent that Assembly Rule 112 be suspended to permit her to read a paper on the Floor of the Assembly.

Request for Use of Visual Aids

Assembly Member Saldaña was granted unanimous consent to use visual aids on the Floor to assist in debate.

The question being on the adoption of the urgency clause.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Caballero moved a call of the Assembly.

Motion carried. Time, 3:33 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
URGENCY CLAUSE TO SENATE BILL NO. 2**

At 4:20 a.m., on motion of Assembly Member Caballero, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Blakeslee moved to continue the call of the Assembly.

Motion carried. Time, 4:25 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

At 4:27 a.m., Speaker pro Tempore Lori Saldaña, 76th District, presiding

**CALL OF THE ASSEMBLY DISPENSED WITH ON
URGENCY CLAUSE TO SENATE BILL NO. 2**

At 4:48 a.m., on motion of Assembly Member Caballero, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The urgency clause to Senate Bill No. 2 refused adoption by the following vote:

AYES—2

Bradford

Mendoza

NOES—18

Ammiano

DeVore

Huber

Niello

Anderson

Evans

Jones

Torlakson

Berryhill, B.

Fong

Logue

Yamada

Buchanan

Gaines

Miller

Chesbro

Hill

Monning

Action Rescinded on Senate Bill No. 2

Assembly Member Torrico was granted unanimous consent that the action be rescinded whereby the bill was read a third time, and whereby the urgency clause was refused adoption.

**Consideration of Amendments to Senate Bill No. 2
by Unanimous Consent**

Assembly Member Caballero was granted unanimous consent to take up Senate Bill No. 2 without reference to file, for purpose of amendment.

SENATE BILL NO. 2 (Cogdill)—An act to add Division 26.7 (commencing with Section 79700) to the Water Code, relating to a safe drinking water and water supply reliability program, by providing the funds necessary therefor through an election for the issuance and sale of bonds of the State of California and for the handling and disposition of those funds, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend by Assembly Member Caballero

Assembly Member Caballero moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

**Consideration of Senate Bill No. 2, as Amended
by Unanimous Consent**

Assembly Member Caballero was granted unanimous consent to take up Senate Bill No. 2, as amended, without reference to print or file, for purpose of consideration.

SENATE BILL NO. 2 (Cogdill)—An act to add Division 26.7 (commencing with Section 79700) to the Water Code, relating to a safe drinking water and water supply reliability program, by providing the funds necessary therefor through an election for the issuance and sale of bonds of the State of California and for the handling and disposition of those funds, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Caballero.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—55

| | | | |
|-------------|-------------|-------------|--------------|
| Adams | De La Torre | Harkey | Portantino |
| Arambula | De León | Hernandez | Ruskin |
| Beall | Emmerson | Huffman | Salas |
| Blakeslee | Eng | Jeffries | Saldaña |
| Block | Feuer | Krekorian | Silva |
| Blumenfield | Fletcher | Lieu | Smyth |
| Bradford | Fuentes | Lowenthal | Solorio |
| Brownley | Fuller | Ma | Strickland |
| Caballero | Furutani | Mendoza | Torres |
| Carter | Galgiani | Nava | Torrico |
| Conway | Garrick | Nestande | Tran |
| Cook | Gilmore | Nielsen | Villines |
| Coto | Hagman | Pérez, J. | Mme. Speaker |
| Davis | Hall | Pérez, V.M. | |

NOES—20

| | | | |
|---------------|---------|---------|-----------|
| Ammiano | DeVore | Huber | Niello |
| Anderson | Evans | Knight | Skinner |
| Berryhill, B. | Fong | Logue | Swanson |
| Buchanan | Gaines | Miller | Torlakson |
| Chesbro | Hayashi | Monning | Yamada |

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—55

| | | | |
|-------------|-------------|-------------|--------------|
| Adams | De La Torre | Harkey | Portantino |
| Arambula | De León | Hernandez | Ruskin |
| Beall | Emmerson | Huffman | Salas |
| Blakeslee | Eng | Jeffries | Saldaña |
| Block | Feuer | Krekorian | Silva |
| Blumenfield | Fletcher | Lieu | Smyth |
| Bradford | Fuentes | Lowenthal | Solorio |
| Brownley | Fuller | Ma | Strickland |
| Caballero | Furutani | Mendoza | Torres |
| Carter | Galgiani | Nava | Torrico |
| Conway | Garrick | Nestande | Tran |
| Cook | Gilmore | Nielsen | Villines |
| Coto | Hagman | Pérez, J. | Mme. Speaker |
| Davis | Hall | Pérez, V.M. | |

NOES—20

| | | | |
|---------------|---------|---------|-----------|
| Ammiano | DeVore | Huber | Niello |
| Anderson | Evans | Knight | Skinner |
| Berryhill, B. | Fong | Logue | Swanson |
| Buchanan | Gaines | Miller | Torlakson |
| Chesbro | Hayashi | Monning | Yamada |

Bill ordered transmitted to the Senate.

**CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 1
BY UNANIMOUS CONSENT**

Assembly Member Torrico was granted unanimous consent to take up Assembly Concurrent Resolution No. 1 without reference to print or file, for purpose of consideration.

ASSEMBLY CONCURRENT RESOLUTION NO. 1 (Torrico)—Relative to final adjournment of the 2009–10 Seventh Extraordinary Session of the Legislature.

Resolution read, and adopted by the following vote:

AYES—73

| | | | |
|---------------|-----------|-------------|--------------|
| Adams | DeVore | Huffman | Ruskin |
| Ammiano | Emmerson | Jeffries | Salas |
| Anderson | Eng | Jones | Saldaña |
| Arambula | Evans | Knight | Silva |
| Beall | Feuer | Krekorian | Skinner |
| Berryhill, B. | Fletcher | Lieu | Smyth |
| Blakeslee | Fong | Logue | Solorio |
| Blumenfield | Fuentes | Lowenthal | Strickland |
| Bradford | Fuller | Ma | Swanson |
| Brownley | Furutani | Mendoza | Torlakson |
| Caballero | Gaines | Miller | Torres |
| Carter | Galgiani | Monning | Torrico |
| Chesbro | Garrick | Nava | Tran |
| Conway | Gilmore | Nestande | Villines |
| Cook | Hagman | Niello | Yamada |
| Coto | Hall | Nielsen | Mme. Speaker |
| Davis | Harkey | Pérez, J. | |
| De La Torre | Hayashi | Pérez, V.M. | |
| De León | Hernandez | Portantino | |

NOES—1

Huber

Resolution ordered transmitted to the Senate immediately.

VOTE ADDS

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

Senate Bill No. 6, Invoke Constitution: Lowenthal, Mendoza, and Torres—Aye; Gaines and Villines—No.

Senate Bill No. 7, Invoke Constitution: Fuentes, Lowenthal, and Torres—Aye; Anderson, DeVore, Gaines, and Villines—No.

Senate Bill No. 7: Fuentes, Lowenthal, Mendoza, and Strickland—Aye; Gaines, Gilmore, Harkey, Hayashi, Jeffries, Nielsen, and Villines—No.

Senate Bill No. 1, Invoke Constitution: Fuentes, Mendoza, and Skinner—Aye; Anderson, DeVore, and Gaines—No.

Senate Bill No. 1, Lay on the Table: Anderson, Fuentes, Mendoza, and V.M. Pérez—Aye; Ruskin and Skinner—No.

Senate Bill No. 1: Jeffries and Mendoza—Aye; Ammiano, Garrick, and Skinner—No.

Senate Bill No. 6: Harkey, Jeffries, Ruskin, and Skinner—No.

Senate Bill No. 8, Invoke Constitution: Blumenfield, Fuentes, and J. Pérez—Aye.

Senate Bill No. 8: Ma—Aye; DeVore, Hayashi, Ruskin, and Skinner—No.

Senate Bill No. 2, Invoke Constitution: Anderson—No.

Senate Bill No. 2 and Urgency: Bradford and Mendoza—Aye; Anderson—No.

Senate Bill No. 2 and Urgency: Bradford—Aye; Anderson and Skinner—No.

MOTION TO ADJOURN

At 4:56 a.m., Assembly Member Torrico moved that the Assembly adjourn the Seventh Extraordinary Session of the Legislature *sine die* at midnight on the date that this motion has been adopted by both Houses of the Legislature and consents for the Senate to do the same.

Motion carried.

ADJOURNMENT

At 4:56 a.m., pursuant to the provisions of Assembly Concurrent Resolution No. 1, the 2009–10 Seventh Extraordinary Session of the Legislature adjourned *sine die*.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON NOVEMBER 3, 2009

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

| SB | RN |
|----|----|
|----|----|

| | |
|---|---------|
| 1 | 0925376 |
|---|---------|

| | |
|---|---------|
| 6 | 0925358 |
|---|---------|

| | |
|---|---------|
| 7 | 0925361 |
|---|---------|

| | |
|---------------------|----------|
| Daily Total: | 3 |
|---------------------|----------|

| | |
|--------------------------|-----------|
| Cumulative Total: | 11 |
|--------------------------|-----------|

Amendments were considered by the Assembly, but not adopted, to the following measure:

SB

| | |
|---|---|
| 1 | (Huber—Set 1, RN0925226, laid upon the table) |
|---|---|

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON NOVEMBER 4, 2009

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

| SB | RN |
|-----------|-----------|
|-----------|-----------|

| | |
|---|---------|
| 2 | 0925406 |
|---|---------|

| | |
|---|---------|
| 8 | 0925404 |
|---|---------|

| | |
|---------------------|----------|
| Daily Total: | 2 |
|---------------------|----------|

| | |
|--------------------------|-----------|
| Cumulative Total: | 13 |
|--------------------------|-----------|

CALIFORNIA LEGISLATURE

2009–10 SEVENTH EXTRAORDINARY SESSION

ASSEMBLY JOURNAL

APPENDIX NO. 1

**APPENDIX TO THE ASSEMBLY JOURNAL
FOR THE 2009–10 SEVENTH EXTRAORDINARY SESSION**

Assembly Chamber, Sacramento
Monday, November 23, 2009

The following is an appendix to the Assembly Journal for the 2009–10 Seventh Extraordinary Session containing information received subsequent to the adjournment *sine die* of the session.

**REPORTS OF STANDING COMMITTEES
Committee on Rules**

November 4, 2009

Mme. Speaker: Your Committee on Rules reports:

| | |
|---------------------|----------------------|
| Assembly Bill No. 1 | Assembly Bill No. 8 |
| Assembly Bill No. 2 | Assembly Bill No. 9 |
| Assembly Bill No. 3 | Assembly Bill No. 10 |
| Assembly Bill No. 4 | Assembly Bill No. 11 |
| Assembly Bill No. 5 | Assembly Bill No. 12 |
| Assembly Bill No. 6 | Assembly Bill No. 13 |
| Assembly Bill No. 7 | Assembly Bill No. 14 |

Without action.

LIEU, Chair

Above bills ordered filed with the Chief Clerk.

MESSAGES FROM THE SENATE

Senate Chamber, November 4, 2009

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

Assembly Concurrent Resolution No. 1

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

Above resolution ordered enrolled.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, November 9, 2009

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

Assembly Concurrent Resolution No. 1

And reports the same correctly enrolled, and presented to the Secretary of State on the 9th day of November, 2009, at 2:30 p.m.

E. DOTSON WILSON, Chief Clerk

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

Volume 6

Journal of the Assembly

Legislature of the State of California
2009–10 Eighth Extraordinary Session
January 11, 2010 to March 11, 2010



HON. JOHN A. PÉREZ
Speaker

HON. LORI SALDAÑA
Speaker pro Tempore

HON. ISADORE HALL III
Assistant Speaker pro Tempore

HON. ALBERTO TORRICO
Majority Floor Leader

HON. MARTIN GARRICK
Minority Floor Leader

E. DOTSON WILSON
Chief Clerk of the Assembly

AMY LEACH
Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 EIGHTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Monday, January 11, 2010

FIRST SESSION DAY

FIRST CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, January 11, 2010

At 12:40 p.m., the Assembly met pursuant to the provisions of the Proclamation of the Honorable Arnold Schwarzenegger, Governor of the State of California, dated January 8, 2010, convening the Legislature of the State of California on this day in extraordinary session.

In conformity with Government Code Section 9150, the following officers for the 2009–10 Regular Session were present and performing their respective duties: E. Dotson Wilson, Chief Clerk, Amy Leach, Minute Clerk, and Ronald E. Pane, Chief Sergeant-at-Arms.

Isadore Hall III, Assistant Speaker pro Tempore of the Assembly for the 2009–10 Regular Session, presiding.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The roll was called and the following answered to their names—76:

| | | | |
|-----------------|-------------|-----------|------------------|
| Adams | Davis | Harkey | Nielsen |
| Ammiano | De La Torre | Hayashi | Pérez, John |
| Anderson | De León | Hernandez | Pérez, V. Manuel |
| Arambula | DeVore | Hill | Portantino |
| Beall | Emmerson | Huber | Ruskin |
| Berryhill, Bill | Eng | Huffman | Salas |
| Berryhill, Tom | Evans | Jeffries | Silva |
| Blakeslee | Feuer | Jones | Skinner |
| Block | Fletcher | Knight | Smyth |
| Blumenfield | Fong | Lieu | Solorio |
| Bradford | Fuentes | Logue | Strickland |
| Brownley | Fuller | Lowenthal | Swanson |
| Buchanan | Furutani | Ma | Torlakson |
| Caballero | Gaines | Mendoza | Torres |
| Calderon | Galgiani | Miller | Torrico |
| Chesbro | Garrick | Monning | Tran |
| Conway | Gilmore | Nava | Villines |
| Cook | Hagman | Nestande | Yamada |
| Coto | Hall | Niello | Mme. Speaker |

Quorum present.

PRAYER

Upon invitation of Assistant Speaker pro Tempore Hall, the following prayer was offered by Assembly Chaplain Father Constantine C. Pappademos:

Lord, In order to see more of You in our life, we need to do our part to develop a relationship with You. We have to choose to submit our heart to You and to allow You to purify us on the inside. Lord, help us to be more selective in the things we watch on T.V., what we listen to on the radio and read in the magazines. Ultimately, whatever we give our attention to, will shape our heart and our character. Father in heaven, open our heart to You and purify us by Your Holy Spirit.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Assistant Speaker pro Tempore Hall, Assembly Member Portantino then led the Assembly in the pledge of allegiance to the Flag.

LEAVES OF ABSENCE FOR THE DAY

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

Because of illness: Assembly Member Carter.

Because of a death in her family: Assembly Member Saldaña.

PROCLAMATION OF THE GOVERNOR

Assistant Speaker pro Tempore Hall directed the Clerk to read the following proclamations of the Governor convening the Legislature in extraordinary session:

**A PROCLAMATION
BY THE GOVERNOR OF THE STATE OF CALIFORNIA**

WHEREAS on this date, pursuant to Section 10(f) of Article IV of the Constitution of the State of California, I have proclaimed a fiscal emergency; and

WHEREAS on this date, I am submitting to the Legislature proposed legislation to address that fiscal emergency; and

WHEREAS this extraordinary occasion having arisen and now existing, it requires that the Legislature of the State of California be convened in extraordinary session.

NOW, THEREFORE, I, ARNOLD SCHWARZENEGGER, Governor of the State of California, by virtue of the power and authority vested in me in accordance with Section 10(f) of Article IV of the Constitution of the State of California, do hereby convene the Legislature of the State of California to meet in extraordinary session at Sacramento, California on the 8th day of January 2010, at a time to be determined, to consider and act upon legislation to address the fiscal emergency proclaimed by me this day.

IN WITNESS WHEREOF I have hereunto set my hand
and caused the Great Seal of the State of California
to be affixed this 8th day of January, 2010.

ARNOLD SCHWARZENEGGER
Governor of California

ATTEST:

DEBRA BOWEN
Secretary of State



**FISCAL EMERGENCY PROCLAMATION
BY THE GOVERNOR OF THE STATE OF CALIFORNIA**

WHEREAS last year, the nation and California confronted the most severe economic downturn since the Great Depression; and

WHEREAS in response to this dire fiscal situation, the Budget Act of 2009 was enacted in February, four months ahead of the constitutional deadline, to address a \$42 billion projected deficit; and

WHEREAS as the recession deepened throughout the spring, the revenues eroded and there was additional pressure on spending, especially in state programs providing health and human services, which are most sensitive to economic downturns. The Amended Budget Act of 2009 addressed the additional budget gap of \$24 billion that resulted from the deepening recession; and

WHEREAS at the time the Amended Budget Act of 2009 was enacted, the budget reserves for Fiscal Year 2009–10 totaled \$500 million; and

WHEREAS California is slowly emerging from the recession, however, the economic growth is very modest and high unemployment persists. Baseline revenues fell by more than 20 percent from their peak and they are expected to remain about 30 percent lower than 2007–08 projections for several years; and

WHEREAS California's economy remains weak and revenues are depressed and additional pressures on spending exist. These and other cost drivers are projected to create a current year budget shortfall of \$6.6 billion and a budget shortfall of \$12.3 billion for fiscal year 2010–11 and no reserve; and

WHEREAS it is critical that more jobs be created to address California's economy and budget and fiscal crisis; and

WHEREAS interconnected with the difficult budget crisis, last year California faced a serious cash-flow problem such that the State lacked sufficient cash to make all General Fund payments in a timely manner; and

WHEREAS to address this serious cash-flow situation the State suspended loans from the Pooled Money Investment Account for thousands of capital projects and delayed issuance of taxpayer refunds, and for only the second time since the Great Depression, California issued registered warrants (IOUs) to preserve cash for essential payments; and

WHEREAS absent corrective action, the State will again face a serious cash-flow problem that may result in the State being unable to timely meet all the General Fund cash needs in 2010.

NOW, THEREFORE, I, ARNOLD SCHWARZENEGGER, Governor of the State of California, in accordance with Section 10(f) of Article IV of the Constitution of the State of California, HEREBY DETERMINE that General Fund revenues for Fiscal Year 2009–10 will decline substantially below the estimate of General Fund revenues upon which the Amended Budget was based, and as the result of unachieved

budget reductions, General Fund expenditures will increase substantially above the estimate of General Fund revenues.

I, ARNOLD SCHWARZENEGGER, Governor of the State of California, HEREBY DECLARE that a fiscal emergency exists.

I, ARNOLD SCHWARZENEGGER, Governor of the State of California, HEREBY IDENTIFY THE NATURE OF THIS FISCAL EMERGENCY to be the projected budget imbalance for Fiscal Year 2009–10 and the projected insufficient cash reserves and budgetary and cash deficits in Fiscal Year 2010–11.

FURTHER on this day, as required by Section 10(f) of Article IV of the Constitution of the State of California, I will cause the Legislature to assemble in special session to address this fiscal emergency, and I will submit to the Legislature proposed legislation to address this fiscal emergency.

IN WITNESS WHEREOF I have hereunto set my hand
and caused the Great Seal of the State of California
to be affixed this 8th day of January, 2010.

ARNOLD SCHWARZENEGGER
Governor of California



ATTEST:

DEBRA BOWEN
Secretary of State

Receipt

I acknowledge receipt this 8th day of January 2010 at 11:44 a.m., of a proclamation by the Governor, regarding a fiscal emergency, and calling an extraordinary session, accompanied by proposed legislation to address the fiscal emergency, delivered to me personally by Jacque Roberts.

SUE L. PARKER
Assistant Chief Clerk of the Assembly

ELECTION OF SPEAKER

Assembly Member Torrico was granted unanimous consent that the election of Speaker Karen Bass on December 1, 2008, to the Office of Speaker of the Assembly for the 2009–10 Regular Session, and the Oath of Office administered (see Assembly Journal for December 1, 2008 for the Regular Session, pages 6 and 7), be substituted in the 2009–10 Eighth Extraordinary Session.

Assembly Member Davis seconded the motion.

Motion carried.

OATH OF OFFICE

The following oath of office was administered to Speaker-elect Karen Bass, on Monday, December 1, 2008, for the 2009–10 Regular Session, by the Honorable Kathryn M. Werdegar, Associate Justice of the Supreme Court of California, and without objection was substituted in the 2009–10 Eighth Extraordinary Session:

OATH

for the Office of Speaker of the California Assembly

I do solemnly swear that I will support and defend the Constitution of the United States and the Constitution of the State of California against all enemies, foreign and domestic; that I will bear true faith and allegiance to the Constitution of the United States and the Constitution of the State of California; that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties upon which I am about to enter.

ADOPTION OF STANDING RULES

Assembly Member Torrico moved that the Permanent Standing Rules of the Assembly for the 2009–10 Regular Session and the organization of Standing Committees be adopted in the Eighth Extraordinary Session.

Assembly Member Davis seconded the motion.

Motion carried.

(NOTE: For the text of the Assembly Standing Rules, see Assembly Journal for December 1, 2008 for the Regular Session, page 10; for roll call vote, see page 54.)

MOTION RELATIVE TO ORGANIZATION OF THE ASSEMBLY

Assembly Member Torrico moved that the provisions of House Resolution No. 3 in the 2009–10 Regular Session, relative to the payment of Members, officers, and attaches of the Assembly; and distribution of Weekly Histories, be substituted in the 2009–10 Eighth Extraordinary Session.

Assembly Member Davis seconded the motion.

Motion carried.

(NOTE: For the text and roll call vote of House Resolution No. 3, see Assembly Journal for December 1, 2008 for the Regular Session, page 56.)

ELECTION OF OFFICERS OF THE ASSEMBLY

Assembly Member Torrico moved that the following non-member-officers of the Assembly for the 2009–10 Regular Session be deemed the non-member-officers in the Eighth Extraordinary Session: E. Dotson Wilson, Chief Clerk, Ronald E. Pane, Chief Sergeant-at-Arms, Father Constantine C. Pappademos, Chaplain, Rev. Ivan L. Williams, Sr., Alternate Chaplain and that their respective oaths in the 2009–10 Regular Session be substituted in the 2009–10 Eighth Extraordinary Session.

Assembly Member Davis seconded the motion.

Motion carried.

(NOTE: For the roll call election and oaths of office for the non-member-officers for the 2009–10 Regular Session, see Assembly Journal for December 1, 2008 for the Regular Session, page 55.)

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

January 11, 2010

E. Dotson Wilson

*Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: This is to advise you that I have appointed the following membership to the Assembly Rules Committee for the 2009–10 Eighth Extraordinary Session:

Assemblymember Ted Lieu, Chair
Assemblymember Ted Gaines, Vice Chair
Assemblymember Anthony Adams
Assemblymember Jean Fuller
Assemblymember Warren Furutani
Assemblymember Isadore Hall
Assemblymember Tony Mendoza
Assemblymember Jim Silva
Assemblymember Sandré Swanson
Assemblymember Tom Torlakson
Assemblymember Mariko Yamada
Assemblymember Mike Davis, Democratic Alternate
Assemblymember Jim Nielsen, Republican Alternate

Sincerely,

KAREN BASS
Speaker of the Assembly

January 11, 2010

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: This is to advise you that I have appointed the following Democratic Leadership for the 2009–10 Eighth Extraordinary Session:

| | |
|-------------------------------|----------------------|
| Speaker pro Tempore | Hon. Lori Saldaña |
| Assistant Speaker pro Tempore | Hon. Isadore Hall |
| Majority Floor Leader | Hon. Alberto Torrico |
| Majority Whip | Hon. Fiona Ma |
| Assistant Majority Whip | Hon. Marty Block |
| Rules Committee Chair | Hon. Ted Lieu |

Sincerely,

KAREN BASS
 Speaker of the Assembly

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

January 11, 2010

E. Dotson Wilson, Chief Clerk
California State Assembly
State Capitol, Room 3196
Sacramento, California

Dear Mr. Wilson: This letter is to notify you of the Minority Leadership Team for the 2009/2010 Eighth Extraordinary Session:

| | |
|--------------------------------|---------------------------|
| Assemblyman Sam Blakeslee | Minority Leader |
| Assemblyman Tom Berryhill | Assistant Minority Leader |
| Assemblyman Martin Garrick | Assistant Minority Leader |
| Assemblyman Cameron Smyth | 2nd Ranking Minority |
| | Leader and Caucus Chair |
| Assemblyman Curt Hagman | Minority Caucus Floor |
| | Leader |
| Assemblyman Jim Nielsen | Budget and |
| | Fiscal Accountability |
| Assemblywoman Diane Harkey | Solvency Strategies |
| Assemblywoman Jean Fuller | Caucus Best Practices |
| Assemblywoman Audra Strickland | Caucus Coalition Building |
| Assemblyman Bill Berryhill | Member Services |
| | Coordination |
| Assemblywoman Connie Conway | Minority Whip |
| Assemblyman Brian Nestande | Minority Whip |
| Assemblyman Steve Knight | Minority Whip |

If you have any questions regarding this letter, please contact Christine Robertson at 319-2033. It is an honor working with you in the California State Assembly.

Sincerely,

SAM BLAKESLEE
 Assembly Minority Leader

ADJOURNMENT

At 12:42 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 EIGHTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, January 12, 2010

SECOND SESSION DAY

SECOND CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, January 12, 2010

The Assembly met at 7 a.m.

Hon. Martin Garrick, Assembly Member, 74th District, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The following were placed upon the morning roll call—76:

| | | | |
|-----------------|-------------|-----------|------------------|
| Adams | Davis | Harkey | Nielsen |
| Ammiano | De La Torre | Hayashi | Pérez, John |
| Anderson | De León | Hernandez | Pérez, V. Manuel |
| Arambula | DeVore | Hill | Portantino |
| Beall | Emmerson | Huber | Ruskin |
| Berryhill, Bill | Eng | Huffman | Salas |
| Berryhill, Tom | Evans | Jeffries | Silva |
| Blakeslee | Feuer | Jones | Skinner |
| Block | Fletcher | Knight | Smyth |
| Blumenfield | Fong | Lieu | Solorio |
| Bradford | Fuentes | Logue | Strickland |
| Brownley | Fuller | Lowenthal | Swanson |
| Buchanan | Furutani | Ma | Torlakson |
| Caballero | Gaines | Mendoza | Torres |
| Calderon | Galgiani | Miller | Torrico |
| Chesbro | Garrick | Monning | Tran |
| Conway | Gilmore | Nava | Villines |
| Cook | Hagman | Nestande | Yamada |
| Coto | Hall | Niello | Mme. Speaker |

Quorum present.

At 2:50 p.m., Hon. Jim Beall, Jr., 24th District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

LEAVES OF ABSENCE FOR THE DAY

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

Because of illness: Assembly Member Carter.

Because of a death in her family: Assembly Member Saldaña.

MESSAGES FROM THE SENATE

Senate Chamber, January 11, 2010

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

Senate Concurrent Resolution No. 1

GREGORY P. SCHMIDT, Secretary of the Senate
By Bernadette McNulty, Assistant Secretary

FIRST READING OF SENATE BILLS

The following resolution was read:

SENATE CONCURRENT RESOLUTION NO. 1—Relative to the Joint Rules for the 2009–10 Eighth Extraordinary Session.

ADJOURNMENT

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 EIGHTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Friday, January 15, 2010

THIRD SESSION DAY

FIFTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Friday, January 15, 2010

The Assembly met at 6:30 a.m.

Hon. Tom Berryhill, Assembly Member, 25th District, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The following were placed upon the morning roll call—52:

| | | | |
|----------------|---------|-------------|------------------|
| Adams | DeVore | Huber | Pérez, V. Manuel |
| Ammiano | Eng | Jeffries | Portantino |
| Anderson | Evans | Jones | Ruskin |
| Beall | Feuer | Knight | Salas |
| Berryhill, Tom | Fong | Logue | Silva |
| Blumenfield | Fuentes | Lowenthal | Skinner |
| Bradford | Fuller | Miller | Solorio |
| Buchanan | Gaines | Monning | Swanson |
| Calderon | Garrick | Nava | Torlakson |
| Chesbro | Hagman | Nestande | Torrico |
| Conway | Harkey | Niello | Tran |
| Cook | Hayashi | Nielsen | Villines |
| De La Torre | Hill | Pérez, John | Yamada |

Quorum present.

At 2:14 p.m., Hon. Brian Nestande, 64th District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

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 Members Arambula, Bass, Bill Berryhill, Blakeslee, Block, Brownley, Caballero, Coto, Davis, De León, Emmerson, Fletcher, Furutani, Galgiani, Huffman, Mendoza, Smyth, Strickland, and Torres.

On legislative business, and waiving per diem: Assembly Members Lieu and Ma.

On personal business, and waiving per diem: Assembly Member Hernandez.

Because of illness: Assembly Member Carter.

Because of a death in their families: Assembly Members Gilmore, Hall, and Saldaña.

(NOTE: For letters explaining the absence of Assembly Members Arambula, Bass, Bill Berryhill, Blakeslee, Block, Brownley, Caballero, Coto, Davis, Emmerson, Fletcher, Furutani, Galgiani, Huffman, Lieu, Ma, Mendoza, Smyth, Strickland, and Torres on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day; for letter explaining the absence of Assembly Member De León on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for January 14, 2010.)

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

January 15, 2010

E. Dotson Wilson

*Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: This is to advise you that I have appointed the following membership to the Assembly Budget Committee for the 2009–10 Eighth Extraordinary Session:

Assemblymember Noreen Evans, Chair
Assemblymember Jim Nielsen, Vice Chair
Assemblymember Anthony Adams
Assemblymember Juan Arambula
Assemblymember Jim Beall, Jr.
Assemblymember Bill Berryhill
Assemblymember Bob Blumenfield
Assemblymember Julia Brownley
Assemblymember Anna Caballero
Assemblymember Wilmer Carter
Assemblymember Wesley Chesbro
Assemblymember Paul Cook
Assemblymember Hector De La Torre
Assemblymember Bill Emmerson
Assemblymember Mike Feuer
Assemblymember Jean Fuller
Assemblymember Danny Gilmore
Assemblymember Diane Harkey
Assemblymember Ed Hernandez
Assemblymember Jerry Hill
Assemblymember Jared Huffman
Assemblymember Kevin Jeffries
Assemblymember Bill Monning
Assemblymember Brian Nestande
Assemblymember Ira Ruskin
Assemblymember Jim Silva
Assemblymember Sandré Swanson

Sincerely,

KAREN BASS
Speaker of the Assembly

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 1—Committee on Budget (Assembly Members Evans (Chair), Arambula, Beall, Blumenfield, Brownley, Carter, Chesbro, De La Torre, Feuer, Hernandez, Hill, Huffman, Monning, Ruskin, and Swanson). An act relating to the Budget Act of 2009.

ASSEMBLY BILL NO. 2—Committee on Budget (Assembly Members Evans (Chair), Arambula, Beall, Blumenfield, Brownley, Carter, Chesbro, De La Torre, Feuer, Hernandez, Hill, Huffman, Monning, Ruskin, and Swanson). An act relating to the Budget Act of 2009.

ASSEMBLY BILL NO. 3—Committee on Budget (Assembly Members Evans (Chair), Arambula, Beall, Blumenfield, Brownley, Carter, Chesbro, De La Torre, Feuer, Hernandez, Hill, Huffman, Monning, Ruskin, and Swanson). An act relating to the Budget Act of 2009.

ASSEMBLY BILL NO. 4—Committee on Budget (Assembly Members Evans (Chair), Arambula, Beall, Blumenfield, Carter, Chesbro, De La Torre, Feuer, Hernandez, Hill, Huffman, Monning, Ruskin, and Swanson). An act relating to the Budget Act of 2009.

ASSEMBLY BILL NO. 5—Committee on Budget (Assembly Members Evans (Chair), Arambula, Beall, Blumenfield, Brownley, Carter, Chesbro, De La Torre, Feuer, Hernandez, Hill, Huffman, Monning, Ruskin, and Swanson). An act relating to the Budget Act of 2009.

ASSEMBLY BILL NO. 6—Committee on Budget (Assembly Members Evans (Chair), Arambula, Beall, Blumenfield, Brownley, Carter, Chesbro, De La Torre, Feuer, Hernandez, Hill, Huffman, Monning, Ruskin, and Swanson). An act relating to the Budget Act of 2009.

ASSEMBLY BILL NO. 7—Committee on Budget (Assembly Members Evans (Chair), Arambula, Beall, Blumenfield, Brownley, Carter, Chesbro, De La Torre, Feuer, Hernandez, Hill, Huffman, Monning, Ruskin, and Swanson). An act relating to the Budget Act of 2009.

ASSEMBLY BILL NO. 8—Committee on Budget (Assembly Members Evans (Chair), Arambula, Beall, Blumenfield, Brownley, Carter, Chesbro, De La Torre, Feuer, Hernandez, Hill, Huffman, Monning, Ruskin, and Swanson). An act relating to the Budget Act of 2009.

ASSEMBLY BILL NO. 9—Committee on Budget (Assembly Members Evans (Chair), Arambula, Beall, Blumenfield, Brownley, Carter, Chesbro, De La Torre, Feuer, Hernandez, Hill, Huffman, Monning, Ruskin, and Swanson). An act relating to the Budget Act of 2009.

ASSEMBLY BILL NO. 10—Committee on Budget (Assembly Members Evans (Chair), Arambula, Beall, Blumenfield, Carter, Chesbro, De La Torre, Feuer, Hernandez, Hill, Huffman, Monning, Ruskin, and Swanson). An act relating to the Budget Act of 2009.

ASSEMBLY BILL NO. 11—Committee on Budget (Assembly Members Evans (Chair), Arambula, Beall, Blumenfield, Brownley, Carter, Chesbro, De La Torre, Feuer, Hernandez, Hill, Huffman, Monning, Ruskin, and Swanson). An act relating to the Budget Act of 2009.

ASSEMBLY BILL NO. 12—Committee on Budget (Assembly Members Evans (Chair), Arambula, Beall, Blumenfield, Brownley, Carter, Chesbro, De La Torre, Feuer, Hernandez, Hill, Huffman, Monning, Ruskin, and Swanson). An act relating to the Budget Act of 2009.

ASSEMBLY BILL NO. 13—Committee on Budget (Assembly Members Evans (Chair), Arambula, Beall, Blumenfield, Brownley, Carter, Chesbro, De La Torre, Feuer, Hernandez, Hill, Huffman, Monning, Ruskin, and Swanson). An act relating to the Budget Act of 2009.

ASSEMBLY BILL NO. 28—Committee on Budget (Assembly Members Evans (Chair), Arambula, Beall, Blumenfield, Brownley, Carter, Chesbro, De La Torre, Feuer, Hernandez, Hill, Huffman, Monning, Ruskin, and Swanson). An act relating to the Budget Act of 2009.

ASSEMBLY BILL NO. 29—Committee on Budget (Assembly Members Evans (Chair), Arambula, Beall, Blumenfield, Brownley, Carter, Chesbro, De La Torre, Feuer, Hernandez, Hill, Huffman, Monning, Ruskin, and Swanson). An act relating to the Budget Act of 2009.

ASSEMBLY BILL NO. 30—Committee on Budget (Assembly Members Evans (Chair), Arambula, Beall, Blumenfield, Brownley, Carter, Chesbro, De La Torre, Feuer, Hernandez, Hill, Huffman, Monning, Ruskin, and Swanson). An act relating to the Budget Act of 2009.

ADJOURNMENT

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

ALBERTO TORRICO, Majority Floor Leader

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 EIGHTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, January 19, 2010

FOURTH SESSION DAY

NINTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, January 19, 2010

The Assembly met at 12 noon.

Hon. John A. Pérez, Speaker-elect of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The following were placed upon the morning roll call—71:

| | | | |
|-----------------|----------|-------------|------------------|
| Adams | De León | Hernandez | Pérez, V. Manuel |
| Ammiano | DeVore | Hill | Portantino |
| Anderson | Emmerson | Huber | Ruskin |
| Arambula | Eng | Huffman | Salas |
| Beall | Evans | Jeffries | Saldaña |
| Berryhill, Bill | Feuer | Jones | Silva |
| Berryhill, Tom | Fletcher | Knight | Skinner |
| Blakeslee | Fong | Lieu | Smyth |
| Block | Fuentes | Logue | Solorio |
| Blumenfield | Fuller | Ma | Strickland |
| Bradford | Furutani | Mendoza | Swanson |
| Buchanan | Gaines | Miller | Torlakson |
| Caballero | Galgiani | Monning | Torres |
| Chesbro | Garrick | Nava | Torrico |
| Conway | Gilmore | Nestande | Tran |
| Cook | Hagman | Niello | Villines |
| Coto | Harkey | Nielsen | Yamada |
| De La Torre | Hayashi | Pérez, John | |

Quorum present.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

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 Members Bass and Lowenthal.

Due to travel delays: Assembly Members Brownley, Calderon, Davis, and Hall.

Because of illness: Assembly Member Carter.

(NOTE: For explanations of absence of Assembly Members Bass and Lowenthal on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bill was introduced and read the first time:

ASSEMBLY BILL NO. 31—Portantino and Jeffries. An act to amend Sections 218, 17207, and 24347.5 of, and to add Sections 195.158, 195.159, and 195.160 to, the Revenue and Taxation Code, relating to disaster relief, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

ADJOURNMENT

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

LORI SALDAÑA, Speaker pro Tempore

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 EIGHTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, January 21, 2010

FIFTH SESSION DAY

ELEVENTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, January 21, 2010

The Assembly met at 9:47 a.m.

Hon. Isadore Hall III, Assistant Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The following were placed upon the morning roll call—75:

| | | | |
|-----------------|-------------|-----------|------------------|
| Adams | De La Torre | Hayashi | Pérez, John |
| Ammiano | De León | Hernandez | Pérez, V. Manuel |
| Anderson | DeVore | Hill | Portantino |
| Arambula | Emmerson | Huber | Ruskin |
| Beall | Eng | Huffman | Salas |
| Berryhill, Bill | Evans | Jeffries | Saldaña |
| Berryhill, Tom | Feuer | Jones | Silva |
| Block | Fletcher | Knight | Skinner |
| Blumenfield | Fong | Lieu | Smyth |
| Bradford | Fuentes | Logue | Solorio |
| Brownley | Fuller | Lowenthal | Strickland |
| Buchanan | Furutani | Ma | Swanson |
| Caballero | Gaines | Mendoza | Torlakson |
| Calderon | Galgiani | Miller | Torres |
| Chesbro | Garrick | Monning | Torrico |
| Conway | Gilmore | Nava | Tran |
| Cook | Hagman | Nestande | Villines |
| Coto | Hall | Niello | Yamada |
| Davis | Harkey | Nielsen | |

Quorum present.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

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 Members Bass and Blakeslee.

Because of illness: Assembly Member Carter.

(NOTE: For letter explaining the absence of Assembly Member Bass on this day on legislative business pursuant to the Assembly Rules, see Assembly Journal for the Regular Session for January 19, 2010; for explanation of absence of Assembly Member Blakeslee on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

ADJOURNMENT

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

LORI SALDAÑA, Speaker pro Tempore

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 EIGHTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Monday, January 25, 2010

SIXTH SESSION DAY

FIFTEENTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, January 25, 2010

The Assembly met at 12:27 p.m.

Hon. John A. Pérez, Speaker-elect of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The roll was called, and the following answered to their names—68:

| | | | |
|-----------------|-------------|------------------|--------------|
| Adams | De La Torre | Hernandez | Portantino |
| Ammiano | De León | Hill | Ruskin |
| Anderson | DeVore | Huber | Salas |
| Arambula | Emmerson | Huffman | Saldaña |
| Beall | Eng | Jeffries | Silva |
| Berryhill, Bill | Evans | Jones | Skinner |
| Berryhill, Tom | Feuer | Knight | Smyth |
| Blakeslee | Fletcher | Lieu | Solorio |
| Block | Fong | Logue | Strickland |
| Blumenfield | Fuentes | Mendoza | Swanson |
| Bradford | Fuller | Miller | Torlakson |
| Brownley | Gaines | Monning | Torres |
| Buchanan | Galgiani | Nava | Torrico |
| Chesbro | Garrick | Niello | Tran |
| Conway | Gilmore | Nielsen | Villines |
| Cook | Hagman | Pérez, John | Yamada |
| Coto | Hayashi | Pérez, V. Manuel | Mme. Speaker |

Quorum present.

PRAYER

Upon invitation of Speaker-elect John A. Pérez, the following prayer was offered by Assembly Member Marty Block, of the 78th Assembly District:

Father, Help us to welcome each day as if it were our first, so that we may have enthusiasm in our souls, excitement in our hearts, and warmth in our dispositions. Help us to welcome each day as if it were our last, so that we may have an urgency in our efforts, a deep concern for the world in our minds and the peace and love of God in our hearts.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker-elect John A. Pérez, Assembly Member Huffman 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 Feuer, seconded by Assembly Member Hagman.

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 Members Caballero, Lowenthal, and Ma.

On personal business, and waiving per diem: Assembly Members Davis and Furutani.

Because of illness: Assembly Members Carter, Hall, Harkey, and Nestande.

Because of travel delays: Assembly Member Calderon.

(NOTE: For explanations of absence of Assembly Members Caballero, Lowenthal, and Ma on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 32—Nestande (Principal coauthor: Arambula). An act to amend Section 13337 of the Government Code, relating to fiscal affairs.

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 1—Nestande. A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 12 of Article IV thereof, relating to the state budget.

ADJOURNMENT

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 EIGHTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, January 28, 2010

SEVENTH SESSION DAY

EIGHTEENTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, January 28, 2010

The Assembly met at 9:51 a.m.

Hon. John A. Pérez, Speaker-elect of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The following were placed upon the morning roll call—73:

| | | | |
|-----------------|-------------|-------------|------------|
| Adams | Davis | Hayashi | Portantino |
| Ammiano | De La Torre | Hernandez | Ruskin |
| Anderson | De León | Hill | Salas |
| Arambula | DeVore | Huffman | Saldaña |
| Beall | Emmerson | Jeffries | Silva |
| Berryhill, Bill | Eng | Jones | Skinner |
| Berryhill, Tom | Evans | Knight | Smyth |
| Blakeslee | Feuer | Lieu | Solorio |
| Block | Fletcher | Logue | Strickland |
| Blumenfield | Fong | Lowenthal | Swanson |
| Bradford | Fuentes | Ma | Torlakson |
| Brownley | Fuller | Mendoza | Torres |
| Buchanan | Furutani | Miller | Torrico |
| Caballero | Gaines | Monning | Tran |
| Calderon | Galgiani | Nava | Villines |
| Chesbro | Garrick | Nestande | Yamada |
| Conway | Gilmore | Niello | |
| Cook | Hagman | Nielsen | |
| Coto | Harkey | Pérez, John | |

Quorum present.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

LEAVES OF ABSENCE FOR THE DAY

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

On legislative business: Speaker Bass.

Because of illness: Assembly Members Carter, Hall, and V. Manuel Pérez.

Because of illness in her family: Assembly Member Huber.

(NOTE: For explanation of absence of Speaker Bass on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bill was introduced and read the first time:

ASSEMBLY BILL NO. 33—Portantino (Coauthors: Block, Caballero, De La Torre, Huffman, Bonnie Lowenthal, and Salas). An act to add and repeal Section 18005 of the Government Code, relating to state employment.

ADJOURNMENT

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

LORI SALDAÑA, Speaker pro Tempore

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 EIGHTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Monday, February 1, 2010

EIGHTH SESSION DAY

TWENTY-SECOND CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, February 1, 2010

The Assembly met at 11:19 a.m.

Hon. John A. Pérez, Speaker-elect of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

File Clerk Russell Tomas reading.

ROLL CALL

The roll was called, and the following answered to their names—73:

| | | | |
|-----------------|-----------|------------------|--------------|
| Adams | DeVore | Huber | Ruskin |
| Ammiano | Emmerson | Huffman | Salas |
| Anderson | Eng | Jeffries | Saldaña |
| Arambula | Evans | Jones | Silva |
| Beall | Feuer | Knight | Skinner |
| Berryhill, Bill | Fletcher | Lieu | Smyth |
| Berryhill, Tom | Fong | Lowenthal | Solorio |
| Block | Fuller | Ma | Strickland |
| Blumenfield | Furutani | Mendoza | Swanson |
| Bradford | Gaines | Miller | Torlakson |
| Brownley | Galgiani | Monning | Torres |
| Buchanan | Garrick | Nava | Torrico |
| Caballero | Gilmore | Nestande | Tran |
| Chesbro | Hagman | Niello | Villines |
| Conway | Hall | Nielsen | Yamada |
| Cook | Harkey | Norby | Mme. Speaker |
| Coto | Hayashi | Pérez, John | |
| De La Torre | Hernandez | Pérez, V. Manuel | |
| De León | Hill | Portantino | |

Quorum present.

PRAYER

Upon invitation of Speaker-elect John A. Pérez, the following prayer was offered by Assembly Chaplain Rev. Constantine C. Pappademos:

Lord, The Apostle Paul wrote that You have not given us a spirit of fear, but of power, of love and of a sound mind. (2 Timothy 1:7) Conquering fear starts with the choice to believe Your promises and then focusing and acting on them. Thank You Lord, for your gift of power, love and a sound mind. Fill us with your peace and joy today as we accomplish the work that is set before us.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker-elect John A. Pérez, Assembly Member Norby 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 Torrico, seconded by Assembly Member Hagman.

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 Members Blakeslee and Fuentes.

Because of illness: Assembly Members Carter and Logue.

Due to travel delays: Assembly Members Calderon and Davis.

(NOTE: For explanations of absence of Assembly Members Blakeslee and Fuentes on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

COMMUNICATIONS

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

February 1, 2010

*E. Dotson Wilson, Chief Clerk
California State Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Mr. Wilson: This letter is to notify you that I have been elected Assembly Republican Leader for the 2009/2010 Regular Session, Sixth and Eighth Extraordinary Sessions, effective February 1, 2010. I have appointed Assemblywoman Connie Conway to serve as the 2nd Ranking Republican Leader and Caucus Chair.

In addition, the following members have been appointed to the Assembly Republican Leadership Team:

| | |
|-----------------------------|---|
| Assemblyman Martin Garrick | Republican Leader |
| Assemblywoman Connie Conway | 2nd Ranking Republican Leader and Caucus Chair |
| Assemblyman Curt Hagman | Assistant Leader |
| Assemblyman Jim Nielsen | Assistant Leader |

If you have any questions regarding this letter, please contact Mike Zimmerman at 319-2074.

It is an honor working with you in the California State Assembly.

Sincerely,

MARTIN GARRICK
Assembly Republican Leader

BILLS ORDERED TO SECOND READING

Assembly Member Torrico was granted unanimous consent that Assembly Bills Nos. 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, and 20 be ordered to second reading.

Second Reading of Assembly Bills by Unanimous Consent

ASSEMBLY BILL NO. 1—An act relating to the Budget Act of 2009.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2—An act relating to the Budget Act of 2009.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 3—An act relating to the Budget Act of 2009.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 4—An act relating to the Budget Act of 2009.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 5—An act relating to the Budget Act of 2009.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 6—An act relating to the Budget Act of 2009.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 7—An act relating to the Budget Act of 2009.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 8—An act relating to the Budget Act of 2009.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 9—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 10—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 11—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 12—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 13—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 14—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 15—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 16—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 17—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 18—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 19—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 20—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bill was introduced and read the first time:

ASSEMBLY BILL NO. 34—Jeffries. An act to add and repeal Section 17059.1 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ADJOURNMENT

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 EIGHTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, February 2, 2010

NINTH SESSION DAY

TWENTY-THIRD CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, February 2, 2010

The Assembly met at 7:37 a.m.

Hon. Martin Garrick, Assembly Member, 74th District, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The following were placed upon the morning roll call—76:

| | | | |
|-----------------|-------------|-----------|------------------|
| Adams | De La Torre | Hayashi | Pérez, John |
| Ammiano | De León | Hernandez | Pérez, V. Manuel |
| Anderson | DeVore | Hill | Portantino |
| Arambula | Emmerson | Huber | Ruskin |
| Beall | Eng | Huffman | Salas |
| Berryhill, Bill | Evans | Jeffries | Saldaña |
| Blakeslee | Feuer | Knight | Silva |
| Block | Fletcher | Lieu | Skinner |
| Blumenfield | Fong | Logue | Smyth |
| Bradford | Fuentes | Lowenthal | Solorio |
| Brownley | Fuller | Ma | Strickland |
| Buchanan | Furutani | Mendoza | Swanson |
| Caballero | Gaines | Miller | Torlakson |
| Calderon | Galgiani | Monning | Torres |
| Chesbro | Garrick | Nava | Torrico |
| Conway | Gilmore | Nestande | Tran |
| Cook | Hagman | Niello | Villines |
| Coto | Hall | Nielsen | Yamada |
| Davis | Harkey | Norby | Mme. Speaker |

Quorum present.

At 2:14 p.m., Hon. Danny D. Gilmore, 30th District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

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 Tom Berryhill.

On personal business, and waiving per diem: Assembly Member Jones.

Because of illness: Assembly Member Carter.

(NOTE: For explanation of absence of Assembly Member Tom Berryhill on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, February 2, 2010

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

Assembly Bill No. 1
 Assembly Bill No. 2
 Assembly Bill No. 3
 Assembly Bill No. 4
 Assembly Bill No. 5
 Assembly Bill No. 6
 Assembly Bill No. 7
 Assembly Bill No. 8

Assembly Bill No. 9
 Assembly Bill No. 10
 Assembly Bill No. 11
 Assembly Bill No. 12
 Assembly Bill No. 13
 Assembly Bill No. 14
 Assembly Bill No. 15
 Assembly Bill No. 16

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading file.

Assembly Chamber, February 2, 2010

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

Assembly Bill No. 17
 Assembly Bill No. 18

Assembly Bill No. 19
 Assembly Bill No. 20

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading file.

COMMUNICATIONS

The following communication was presented by the Speaker, and
 ordered printed in the Journal:

February 2, 2010

E. Dotson Wilson

*Chief Clerk of the Assembly
 State Capitol, Room 3196
 Sacramento, California*

Dear Dotson: This is to advise you that I have appointed the following
 membership to the Assembly Budget Subcommittees for the 2009–2010
 Eighth Extraordinary Session:

Budget Subcommittee No. 1 on Health and Human Services

Assemblymember Jerry Hill, Chair
 Assemblymember Jim Beall
 Assemblymember Julia Brownley
 Assemblymember Hector De La Torre
 Assemblymember Bill Emmerson
 Assemblymember Ed Hernandez
 Assemblymember Brian Nestande
 Assemblymember Noreen Evans, Democratic Alternate
 Assemblymember Jim Nielsen, Republican Alternate

Budget Subcommittee No. 2 on Education Finance

Assemblymember Wilmer Carter, Chair
 Assemblymember Bill Berryhill
 Assemblymember Julia Brownley
 Assemblymember Wesley Chesbro
 Assemblymember Jean Fuller
 Assemblymember Sandré Swanson
 Assemblymember Noreen Evans, Democratic Alternate
 Assemblymember Jim Nielsen, Republican Alternate

Budget Subcommittee No. 3 on Resources

Assemblymember Ira Ruskin, Chair
Assemblymember Anna Caballero
Assemblymember Danny Gilmore
Assemblymember Jared Huffman
Assemblymember Jim Silva
Assemblymember Noreen Evans, Democratic Alternate
Assemblymember Jim Nielsen, Republican Alternate

Budget Subcommittee No. 4 on State Administration

Assemblymember Juan Arambula, Chair
Assemblymember Wesley Chesbro
Assemblymember Paul Cook
Assemblymember Hector De La Torre
Assemblymember Kevin Jeffries
Assemblymember Noreen Evans, Democratic Alternate
Assemblymember Jim Nielsen, Republican Alternate

Budget Subcommittee No. 5 on Information Technology/Transportation

Assemblymember Bob Blumenfield, Chair
Assemblymember Anthony Adams
Assemblymember Mike Feuer
Assemblymember Diane Harkey
Assemblymember Bill Monning
Assemblymember Noreen Evans, Democratic Alternate
Assemblymember Jim Nielsen, Republican Alternate

Sincerely,

KAREN BASS
Speaker of the Assembly

SPECIAL COMMITTEE MEETINGS

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

Budget Subcommittee No. 1 on Health and Human Services, Thursday, February 11, 2010, at 1 p.m., in Room 4202;

All Budget Subcommittees, Monday, February 8, 2010 through Thursday, February 11, 2010, at their regularly scheduled meeting time and place.

ADJOURNMENT

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 EIGHTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, February 4, 2010

TENTH SESSION DAY

TWENTY-FIFTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, February 4, 2010

The Assembly met at 9:44 a.m.

Hon. Isadore Hall III, Assistant Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The roll was called, and the following answered to their names—76:

| | | | |
|-----------------|-------------|-----------|------------------|
| Adams | Davis | Harkey | Norby |
| Ammiano | De La Torre | Hayashi | Pérez, V. Manuel |
| Anderson | De León | Hernandez | Portantino |
| Arambula | DeVore | Hill | Ruskin |
| Beall | Emmerson | Huber | Salas |
| Berryhill, Bill | Eng | Huffman | Saldaña |
| Berryhill, Tom | Evans | Jeffries | Silva |
| Blakeslee | Feuer | Jones | Skinner |
| Block | Fletcher | Knight | Smyth |
| Blumenfield | Fong | Lieu | Solorio |
| Bradford | Fuentes | Logue | Strickland |
| Brownley | Fuller | Lowenthal | Swanson |
| Buchanan | Furutani | Ma | Torlakson |
| Caballero | Gaines | Miller | Torres |
| Calderon | Galgiani | Monning | Torrico |
| Chesbro | Garrick | Nava | Tran |
| Conway | Gilmore | Nestande | Villines |
| Cook | Hagman | Niello | Yamada |
| Coto | Hall | Nielsen | Mme. Speaker |

Quorum present.

PRAYER

Upon invitation of Assistant Speaker pro Tempore Hall, the following prayer was offered by Assembly Chaplain Rev. Constantine C. Pappademos:

Lord, Supreme Court Justice William O. Douglas wrote in one of the court's decisions that "We are a religious people and our institutions presuppose a Supreme Being." The Supreme Court also begins each day with the proclamation, "God save the United States and this honorable Court." Lord, we exist as a free society because of the freedoms we enjoy based on the rights You give each of us as persons. We thank You for these rights and we ask that You save us all, this day and forever.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Assistant Speaker pro Tempore Hall, Assembly Member Blumenfield 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 Torrico, seconded by Assembly Member Blakeslee.

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 Members Mendoza and John A. Pérez.

Because of illness: Assembly Member Carter.

(NOTE: For explanations of absence of Assembly Members Mendoza and John A. Pérez on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Evans was granted unanimous consent to substitute the roll call vote taken on Assembly Bill No. 1 on subsequent Assembly Bills Nos. 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, and 20, after each measure is read, in the absence of objection.

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

ASSEMBLY BILL NO. 1 (Committee on Budget)—An act relating to the Budget Act of 2009.

Bill read third time, and passed by the following vote:

AYES—46

| | | | |
|---------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Hill | Salas |
| Arambula | De León | Huber | Saldaña |
| Beall | Eng | Huffman | Skinner |
| Berryhill, T. | Evans | Jones | Solorio |
| Block | Feuer | Lieu | Swanson |
| Blumenfield | Fong | Lowenthal | Torlakson |
| Bradford | Fuentes | Ma | Torres |
| Buchanan | Furutani | Monning | Torrico |
| Caballero | Galgiani | Nava | Yamada |
| Calderon | Hall | Pérez, V.M. | Mme. Speaker |
| Chesbro | Hayashi | Portantino | |
| Coto | Hernandez | Ruskin | |

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2 (Committee on Budget)—An act relating to the Budget Act of 2009.

Bill read third time, and passed by the following substitute vote:

AYES—46

| | | | |
|---------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Hill | Salas |
| Arambula | De León | Huber | Saldaña |
| Beall | Eng | Huffman | Skinner |
| Berryhill, T. | Evans | Jones | Solorio |
| Block | Feuer | Lieu | Swanson |
| Blumenfield | Fong | Lowenthal | Torlakson |
| Bradford | Fuentes | Ma | Torres |
| Buchanan | Furutani | Monning | Torrico |
| Caballero | Galgiani | Nava | Yamada |
| Calderon | Hall | Pérez, V.M. | Mme. Speaker |
| Chesbro | Hayashi | Portantino | |
| Coto | Hernandez | Ruskin | |

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 3 (Committee on Budget)—An act relating to the Budget Act of 2009.

Bill read third time, and passed by the following substitute vote:

AYES—46

| | | | |
|---------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Hill | Salas |
| Arambula | De León | Huber | Saldaña |
| Beall | Eng | Huffman | Skinner |
| Berryhill, T. | Evans | Jones | Solorio |
| Block | Feuer | Lieu | Swanson |
| Blumenfield | Fong | Lowenthal | Torlakson |
| Bradford | Fuentes | Ma | Torres |
| Buchanan | Furutani | Monning | Torrico |
| Caballero | Galgiani | Nava | Yamada |
| Calderon | Hall | Pérez, V.M. | Mme. Speaker |
| Chesbro | Hayashi | Portantino | |
| Coto | Hernandez | Ruskin | |

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 4 (Committee on Budget)—An act relating to the Budget Act of 2009.

Bill read third time, and passed by the following substitute vote:

AYES—46

| | | | |
|---------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Hill | Salas |
| Arambula | De León | Huber | Saldaña |
| Beall | Eng | Huffman | Skinner |
| Berryhill, T. | Evans | Jones | Solorio |
| Block | Feuer | Lieu | Swanson |
| Blumenfield | Fong | Lowenthal | Torlakson |
| Bradford | Fuentes | Ma | Torres |
| Buchanan | Furutani | Monning | Torrico |
| Caballero | Galgiani | Nava | Yamada |
| Calderon | Hall | Pérez, V.M. | Mme. Speaker |
| Chesbro | Hayashi | Portantino | |
| Coto | Hernandez | Ruskin | |

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 5 (Committee on Budget)—An act relating to the Budget Act of 2009.

Bill read third time, and passed by the following substitute vote:

AYES—46

| | | | |
|---------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Hill | Salas |
| Arambula | De León | Huber | Saldaña |
| Beall | Eng | Huffman | Skinner |
| Berryhill, T. | Evans | Jones | Solorio |
| Block | Feuer | Lieu | Swanson |
| Blumenfield | Fong | Lowenthal | Torlakson |
| Bradford | Fuentes | Ma | Torres |
| Buchanan | Furutani | Monning | Torrico |
| Caballero | Galgiani | Nava | Yamada |
| Calderon | Hall | Pérez, V.M. | Mme. Speaker |
| Chesbro | Hayashi | Portantino | |
| Coto | Hernandez | Ruskin | |

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 6 (Committee on Budget)—An act relating to the Budget Act of 2009.

Bill read third time, and passed by the following substitute vote:

AYES—46

| | | | |
|---------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Hill | Salas |
| Arambula | De León | Huber | Saldaña |
| Beall | Eng | Huffman | Skinner |
| Berryhill, T. | Evans | Jones | Solorio |
| Block | Feuer | Lieu | Swanson |
| Blumenfield | Fong | Lowenthal | Torlakson |
| Bradford | Fuentes | Ma | Torres |
| Buchanan | Furutani | Monning | Torrico |
| Caballero | Galgiani | Nava | Yamada |
| Calderon | Hall | Pérez, V.M. | Mme. Speaker |
| Chesbro | Hayashi | Portantino | |
| Coto | Hernandez | Ruskin | |

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 7 (Committee on Budget)—An act relating to the Budget Act of 2009.

Bill read third time, and passed by the following substitute vote:

AYES—46

| | | | |
|---------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Hill | Salas |
| Arambula | De León | Huber | Saldaña |
| Beall | Eng | Huffman | Skinner |
| Berryhill, T. | Evans | Jones | Solorio |
| Block | Feuer | Lieu | Swanson |
| Blumenfield | Fong | Lowenthal | Torlakson |
| Bradford | Fuentes | Ma | Torres |
| Buchanan | Furutani | Monning | Torrico |
| Caballero | Galgiani | Nava | Yamada |
| Calderon | Hall | Pérez, V.M. | Mme. Speaker |
| Chesbro | Hayashi | Portantino | |
| Coto | Hernandez | Ruskin | |

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 8 (Committee on Budget)—An act relating to the Budget Act of 2009.

Bill read third time, and passed by the following substitute vote:

AYES—46

| | | | |
|---------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Hill | Salas |
| Arambula | De León | Huber | Saldaña |
| Beall | Eng | Huffman | Skinner |
| Berryhill, T. | Evans | Jones | Solorio |
| Block | Feuer | Lieu | Swanson |
| Blumenfield | Fong | Lowenthal | Torlakson |
| Bradford | Fuentes | Ma | Torres |
| Buchanan | Furutani | Monning | Torrico |
| Caballero | Galgiani | Nava | Yamada |
| Calderon | Hall | Pérez, V.M. | Mme. Speaker |
| Chesbro | Hayashi | Portantino | |
| Coto | Hernandez | Ruskin | |

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 9 (Committee on Budget)—An act relating to the Budget Act of 2009.

Bill read third time, and passed by the following substitute vote:

AYES—46

| | | | |
|---------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Hill | Salas |
| Arambula | De León | Huber | Saldaña |
| Beall | Eng | Huffman | Skinner |
| Berryhill, T. | Evans | Jones | Solorio |
| Block | Feuer | Lieu | Swanson |
| Blumenfield | Fong | Lowenthal | Torlakson |
| Bradford | Fuentes | Ma | Torres |
| Buchanan | Furutani | Monning | Torrico |
| Caballero | Galgiani | Nava | Yamada |
| Calderon | Hall | Pérez, V.M. | Mme. Speaker |
| Chesbro | Hayashi | Portantino | |
| Coto | Hernandez | Ruskin | |

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 10 (Committee on Budget)—An act relating to the Budget Act of 2009.

Bill read third time, and passed by the following substitute vote:

AYES—46

| | | | |
|---------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Hill | Salas |
| Arambula | De León | Huber | Saldaña |
| Beall | Eng | Huffman | Skinner |
| Berryhill, T. | Evans | Jones | Solorio |
| Block | Feuer | Lieu | Swanson |
| Blumenfield | Fong | Lowenthal | Torlakson |
| Bradford | Fuentes | Ma | Torres |
| Buchanan | Furutani | Monning | Torrico |
| Caballero | Galgiani | Nava | Yamada |
| Calderon | Hall | Pérez, V.M. | Mme. Speaker |
| Chesbro | Hayashi | Portantino | |
| Coto | Hernandez | Ruskin | |

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 11 (Committee on Budget)—An act relating to the Budget Act of 2009.

Bill read third time, and passed by the following substitute vote:

AYES—46

| | | | |
|---------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Hill | Salas |
| Arambula | De León | Huber | Saldaña |
| Beall | Eng | Huffman | Skinner |
| Berryhill, T. | Evans | Jones | Solorio |
| Block | Feuer | Lieu | Swanson |
| Blumenfield | Fong | Lowenthal | Torlakson |
| Bradford | Fuentes | Ma | Torres |
| Buchanan | Furutani | Monning | Torrico |
| Caballero | Galgiani | Nava | Yamada |
| Calderon | Hall | Pérez, V.M. | Mme. Speaker |
| Chesbro | Hayashi | Portantino | |
| Coto | Hernandez | Ruskin | |

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 12 (Committee on Budget)—An act relating to the Budget Act of 2009.

Bill read third time, and passed by the following substitute vote:

AYES—46

| | | | |
|---------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Hill | Salas |
| Arambula | De León | Huber | Saldaña |
| Beall | Eng | Huffman | Skinner |
| Berryhill, T. | Evans | Jones | Solorio |
| Block | Feuer | Lieu | Swanson |
| Blumenfield | Fong | Lowenthal | Torlakson |
| Bradford | Fuentes | Ma | Torres |
| Buchanan | Furutani | Monning | Torrico |
| Caballero | Galgiani | Nava | Yamada |
| Calderon | Hall | Pérez, V.M. | Mme. Speaker |
| Chesbro | Hayashi | Portantino | |
| Coto | Hernandez | Ruskin | |

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 13 (Committee on Budget)—An act relating to the Budget Act of 2009.

Bill read third time, and passed by the following substitute vote:

AYES—46

| | | | |
|---------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Hill | Salas |
| Arambula | De León | Huber | Saldaña |
| Beall | Eng | Huffman | Skinner |
| Berryhill, T. | Evans | Jones | Solorio |
| Block | Feuer | Lieu | Swanson |
| Blumenfield | Fong | Lowenthal | Torlakson |
| Bradford | Fuentes | Ma | Torres |
| Buchanan | Furutani | Monning | Torrico |
| Caballero | Galgiani | Nava | Yamada |
| Calderon | Hall | Pérez, V.M. | Mme. Speaker |
| Chesbro | Hayashi | Portantino | |
| Coto | Hernandez | Ruskin | |

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 14 (Committee on Budget)—An act relating to the Budget Act of 2009.

Bill read third time, and passed by the following substitute vote:

AYES—46

| | | | |
|---------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Hill | Salas |
| Arambula | De León | Huber | Saldaña |
| Beall | Eng | Huffman | Skinner |
| Berryhill, T. | Evans | Jones | Solorio |
| Block | Feuer | Lieu | Swanson |
| Blumenfield | Fong | Lowenthal | Torlakson |
| Bradford | Fuentes | Ma | Torres |
| Buchanan | Furutani | Monning | Torrico |
| Caballero | Galgiani | Nava | Yamada |
| Calderon | Hall | Pérez, V.M. | Mme. Speaker |
| Chesbro | Hayashi | Portantino | |
| Coto | Hernandez | Ruskin | |

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 15 (Committee on Budget)—An act relating to the Budget Act of 2009.

Bill read third time, and passed by the following substitute vote:

AYES—46

| | | | |
|---------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Hill | Salas |
| Arambula | De León | Huber | Saldaña |
| Beall | Eng | Huffman | Skinner |
| Berryhill, T. | Evans | Jones | Solorio |
| Block | Feuer | Lieu | Swanson |
| Blumenfield | Fong | Lowenthal | Torlakson |
| Bradford | Fuentes | Ma | Torres |
| Buchanan | Furutani | Monning | Torrico |
| Caballero | Galgiani | Nava | Yamada |
| Calderon | Hall | Pérez, V.M. | Mme. Speaker |
| Chesbro | Hayashi | Portantino | |
| Coto | Hernandez | Ruskin | |

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 16 (Committee on Budget)—An act relating to the Budget Act of 2009.

Bill read third time, and passed by the following substitute vote:

AYES—46

| | | | |
|---------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Hill | Salas |
| Arambula | De León | Huber | Saldaña |
| Beall | Eng | Huffman | Skinner |
| Berryhill, T. | Evans | Jones | Solorio |
| Block | Feuer | Lieu | Swanson |
| Blumenfield | Fong | Lowenthal | Torlakson |
| Bradford | Fuentes | Ma | Torres |
| Buchanan | Furutani | Monning | Torrico |
| Caballero | Galgiani | Nava | Yamada |
| Calderon | Hall | Pérez, V.M. | Mme. Speaker |
| Chesbro | Hayashi | Portantino | |
| Coto | Hernandez | Ruskin | |

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 17 (Committee on Budget)—An act relating to the Budget Act of 2009.

Bill read third time, and passed by the following substitute vote:

AYES—46

| | | | |
|---------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Hill | Salas |
| Arambula | De León | Huber | Saldaña |
| Beall | Eng | Huffman | Skinner |
| Berryhill, T. | Evans | Jones | Solorio |
| Block | Feuer | Lieu | Swanson |
| Blumenfield | Fong | Lowenthal | Torlakson |
| Bradford | Fuentes | Ma | Torres |
| Buchanan | Furutani | Monning | Torrico |
| Caballero | Galgiani | Nava | Yamada |
| Calderon | Hall | Pérez, V.M. | Mme. Speaker |
| Chesbro | Hayashi | Portantino | |
| Coto | Hernandez | Ruskin | |

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 18 (Committee on Budget)—An act relating to the Budget Act of 2009.

Bill read third time, and passed by the following substitute vote:

AYES—46

| | | | |
|---------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Hill | Salas |
| Arambula | De León | Huber | Saldaña |
| Beall | Eng | Huffman | Skinner |
| Berryhill, T. | Evans | Jones | Solorio |
| Block | Feuer | Lieu | Swanson |
| Blumenfield | Fong | Lowenthal | Torlakson |
| Bradford | Fuentes | Ma | Torres |
| Buchanan | Furutani | Monning | Torrico |
| Caballero | Galgiani | Nava | Yamada |
| Calderon | Hall | Pérez, V.M. | Mme. Speaker |
| Chesbro | Hayashi | Portantino | |
| Coto | Hernandez | Ruskin | |

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 19 (Committee on Budget)—An act relating to the Budget Act of 2009.

Bill read third time, and passed by the following substitute vote:

AYES—46

| | | | |
|---------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Hill | Salas |
| Arambula | De León | Huber | Saldaña |
| Beall | Eng | Huffman | Skinner |
| Berryhill, T. | Evans | Jones | Solorio |
| Block | Feuer | Lieu | Swanson |
| Blumenfield | Fong | Lowenthal | Torlakson |
| Bradford | Fuentes | Ma | Torres |
| Buchanan | Furutani | Monning | Torrico |
| Caballero | Galgiani | Nava | Yamada |
| Calderon | Hall | Pérez, V.M. | Mme. Speaker |
| Chesbro | Hayashi | Portantino | |
| Coto | Hernandez | Ruskin | |

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 20 (Committee on Budget)—An act relating to the Budget Act of 2009.

Bill read third time, and passed by the following substitute vote:

AYES—46

| | | | |
|---------------|-------------|-------------|--------------|
| Ammiano | De La Torre | Hill | Salas |
| Arambula | De León | Huber | Saldaña |
| Beall | Eng | Huffman | Skinner |
| Berryhill, T. | Evans | Jones | Solorio |
| Block | Feuer | Lieu | Swanson |
| Blumenfield | Fong | Lowenthal | Torlakson |
| Bradford | Fuentes | Ma | Torres |
| Buchanan | Furutani | Monning | Torrico |
| Caballero | Galgiani | Nava | Yamada |
| Calderon | Hall | Pérez, V.M. | Mme. Speaker |
| Chesbro | Hayashi | Portantino | |
| Coto | Hernandez | Ruskin | |

NOES—None

Bill ordered transmitted to the Senate.

VOTE ADDS

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

Assembly Bills Nos. 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, and 20: De León, Hernandez, and Huber—Aye.

RECESS

By unanimous consent, at 9:54 a.m., Assistant Speaker pro Tempore Hall declared the Assembly recessed.

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bill was introduced and read the first time:

ASSEMBLY BILL NO. 35—Blakeslee, Solorio, and Fuentes (Coauthors: Adams, Arambula, Bill Berryhill, Buchanan, Carter, DeVore, Emmerson, Fletcher, Furutani, Gaines, Galgiani, Gilmore, Hagman, Hall, Jeffries, Knight, Ma, Miller, Nestande, Silva, Smyth, Audra Strickland, and Villines) (Coauthor: Senator Ashburn). An act to amend Section 26003 of, and to add Section 26011.7 to, the Public Resources Code, relating to energy.

MESSAGES FROM THE SENATE

Senate Chamber, February 4, 2010

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

| | |
|--------------------|--------------------|
| Senate Bill No. 1 | Senate Bill No. 11 |
| Senate Bill No. 2 | Senate Bill No. 12 |
| Senate Bill No. 3 | Senate Bill No. 13 |
| Senate Bill No. 4 | Senate Bill No. 14 |
| Senate Bill No. 5 | Senate Bill No. 15 |
| Senate Bill No. 6 | Senate Bill No. 16 |
| Senate Bill No. 7 | Senate Bill No. 17 |
| Senate Bill No. 8 | Senate Bill No. 18 |
| Senate Bill No. 9 | Senate Bill No. 19 |
| Senate Bill No. 10 | Senate Bill No. 20 |

GREGORY P. SCHMIDT, Secretary of the Senate
By Bernadette McNulty, Assistant Secretary

FIRST READING OF SENATE BILLS

The following bills were read the first time:

SENATE BILL NO. 1—An act relating to the Budget Act of 2009.
SENATE BILL NO. 2—An act relating to the Budget Act of 2009.
SENATE BILL NO. 3—An act relating to the Budget Act of 2009.
SENATE BILL NO. 4—An act relating to the Budget Act of 2009.
SENATE BILL NO. 5—An act relating to the Budget Act of 2009.
SENATE BILL NO. 6—An act relating to the Budget Act of 2009.
SENATE BILL NO. 7—An act relating to the Budget Act of 2009.
SENATE BILL NO. 8—An act relating to the Budget Act of 2009.
SENATE BILL NO. 9—An act relating to the Budget Act of 2009.
SENATE BILL NO. 10—An act relating to the Budget Act of 2009.
SENATE BILL NO. 11—An act relating to the Budget Act of 2009.
SENATE BILL NO. 12—An act relating to the Budget Act of 2009.
SENATE BILL NO. 13—An act relating to the Budget Act of 2009.
SENATE BILL NO. 14—An act relating to the Budget Act of 2009.
SENATE BILL NO. 15—An act relating to the Budget Act of 2009.
SENATE BILL NO. 16—An act relating to the Budget Act of 2009.
SENATE BILL NO. 17—An act relating to the Budget Act of 2009.
SENATE BILL NO. 18—An act relating to the Budget Act of 2009.
SENATE BILL NO. 19—An act relating to the Budget Act of 2009.
SENATE BILL NO. 20—An act relating to the Budget Act of 2009.

ADJOURNMENT

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 EIGHTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, February 9, 2010

ELEVENTH SESSION DAY

THIRTIETH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, February 9, 2010

The Assembly met at 7 a.m.

Hon. Alberto Torrico, Assembly Member, 20th District, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The following were placed upon the morning roll call—72:

| | | | |
|-----------------|-------------|-----------|------------------|
| Adams | Davis | Hayashi | Nielsen |
| Ammiano | De La Torre | Hernandez | Norby |
| Anderson | De León | Hill | Pérez, John |
| Arambula | DeVore | Huber | Pérez, V. Manuel |
| Beall | Emmerson | Huffman | Portantino |
| Berryhill, Bill | Eng | Jeffries | Ruskin |
| Blakeslee | Evans | Jones | Saldaña |
| Block | Feuer | Knight | Silva |
| Blumenfield | Fong | Lieu | Skinner |
| Bradford | Fuentes | Logue | Smyth |
| Brownley | Furutani | Lowenthal | Solorio |
| Buchanan | Gaines | Ma | Strickland |
| Caballero | Galgiani | Mendoza | Swanson |
| Calderon | Garrick | Miller | Torlakson |
| Chesbro | Gilmore | Monning | Torres |
| Conway | Hagman | Nava | Torrico |
| Cook | Hall | Nestande | Yamada |
| Coto | Harkey | Niello | Mme. Speaker |

Quorum present.

At 2:49 p.m., Hon. Danny D. Gilmore, 30th District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

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 Members Tom Berryhill, Fletcher, Fuller, Salas, Tran, and Villines.

Because of illness: Assembly Member Carter.

(NOTE: For explanations of absence of Assembly Members Tom Berryhill, Fletcher, Fuller, Salas, Tran, and Villines on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bill was introduced and read the first time:

ASSEMBLY BILL NO. 36—Ma. An act to add Sections 8587.3 and 8587.4 to the Government Code, and to add Section 16031 to the Insurance Code, relating to emergency services, and declaring the urgency thereof, to take effect immediately.

ADJOURNMENT

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 EIGHTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, February 10, 2010
TWELFTH SESSION DAY
THIRTY-FIRST CALENDAR DAY
AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Wednesday, February 10, 2010

The Assembly met at 7 a.m.

Hon. Martin Garrick, Assembly Member, 74th District, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The following were placed upon the morning roll call—73:

| | | | |
|-----------------|-------------|-------------|------------------|
| Adams | De La Torre | Hernandez | Pérez, V. Manuel |
| Ammiano | DeVore | Hill | Portantino |
| Anderson | Emmerson | Huber | Ruskin |
| Arambula | Eng | Huffman | Salas |
| Beall | Evans | Jeffries | Saldaña |
| Berryhill, Bill | Feuer | Jones | Silva |
| Berryhill, Tom | Fletcher | Knight | Skinner |
| Blakeslee | Fong | Lieu | Smyth |
| Block | Fuentes | Lowenthal | Solorio |
| Blumenfield | Fuller | Ma | Strickland |
| Bradford | Furutani | Mendoza | Swanson |
| Brownley | Gaines | Miller | Torlakson |
| Buchanan | Galgiani | Monning | Torres |
| Caballero | Garrick | Nava | Tran |
| Calderon | Gilmore | Nestande | Yamada |
| Chesbro | Hagman | Niello | Mme. Speaker |
| Conway | Hall | Nielsen | |
| Cook | Harkey | Norby | |
| Coto | Hayashi | Pérez, John | |

Quorum present.

At 12:42 p.m., Hon. Mary Salas, 79th District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

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 Members Logue and Villines.

On personal business, and waiving per diem: Assembly Members Davis, De León, and Torrico.

Because of illness: Assembly Member Carter.

(NOTE: For explanation of absence of Assembly Member Logue on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day; for explanation of absence of Assembly Member Villines on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for February 9, 2010.)

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

February 10, 2010

*E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: This is to advise you that I have appointed Assemblymember Curt Hagman to replace Assemblymember Jean Fuller on the Assembly Rules Committee for the 2009–10 Eighth Extraordinary Session.

Sincerely,

KAREN BASS
Speaker of the Assembly

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 37—Charles Calderon and Nestande. An act to add and repeal Section 21099 of the Public Resources Code, relating to the environment, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 38—Audra Strickland. An act to repeal and add Section 1781 of the Civil Code, and to add Section 383 to, and to repeal and add Section 382 of, the Code of Civil Procedure, relating to civil actions.

ADJOURNMENT

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 EIGHTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, February 11, 2010
THIRTEENTH SESSION DAY
THIRTY-SECOND CALENDAR DAY
AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, February 11, 2010

The Assembly met at 10:37 a.m.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly,
presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The roll was called, and the following answered to their names—78:

| | | | |
|-----------------|-------------|-------------|------------------|
| Adams | De La Torre | Hernandez | Pérez, V. Manuel |
| Ammiano | De León | Hill | Portantino |
| Anderson | DeVore | Huber | Ruskin |
| Arambula | Emmerson | Huffman | Salas |
| Beall | Eng | Jeffries | Saldaña |
| Berryhill, Bill | Evans | Jones | Silva |
| Berryhill, Tom | Feuer | Knight | Skinner |
| Blakeslee | Fletcher | Lieu | Smyth |
| Block | Fong | Logue | Solorio |
| Blumenfield | Fuentes | Lowenthal | Strickland |
| Bradford | Fuller | Ma | Swanson |
| Brownley | Furutani | Mendoza | Torlakson |
| Buchanan | Gaines | Miller | Torres |
| Caballero | Galgiani | Monning | Torrico |
| Calderon | Garrick | Nava | Tran |
| Chesbro | Gilmore | Nestande | Villines |
| Conway | Hagman | Niello | Yamada |
| Cook | Hall | Nielsen | Mme. Speaker |
| Coto | Harkey | Norby | |
| Davis | Hayashi | Pérez, John | |

Quorum present.

PRAYER

Upon invitation of Speaker pro Tempore Saldaña, the following prayer was offered by Assembly Chaplain Rev. Constantine C. Pappademos:

Lord, We know that You have our best interest at heart, and that even if we don't get our way, we will believe that You are still directing our steps to a more blessed life. Give us Your peace, Lord, as we wait patiently to see Your plan unfold. "For as the heavens are higher than the earth, so are Your ways higher than our ways and Your thoughts than our thoughts." (Isaiah 55:9)—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Saldaña, Assembly Member Bill Berryhill 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 Torrico, seconded by Assembly Member Blakeslee.

LEAVES OF ABSENCE FOR THE DAY

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

Because of illness: Assembly Member Carter.

COMMUNICATIONS

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

February 11, 2010

*E. Dotson Wilson, Chief Clerk
California State Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Mr. Wilson: This letter is to notify you that I have made the following additional appointments to my Leadership Team for the 2009/2010 Regular Session, Sixth and Eighth Extraordinary Sessions, effective February 9, 2010:

| | |
|-----------------------------|-----------------------|
| Assemblyman Nathan Fletcher | Chief Republican Whip |
| Assemblyman Ted Gaines | Republican Whip |
| Assemblyman Brian Nestande | Republican Whip |
| Assemblyman Cameron Smyth | Republican Whip |

If you have any questions regarding this letter, please contact Mike Zimmerman at 319-2074.

It is an honor working with you in the California State Assembly.

Sincerely,

MARTIN GARRICK
Assembly Republican Leader

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND THE RULES

Assembly Member Torrico was granted unanimous consent to place Senate Bills Nos. 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, and 20 on the second reading file for purpose of reading the bills a second time without reference to file and ordering the bills to the third reading file.

Second Reading of Senate Bills by Unanimous Consent

SENATE BILL NO. 1—An act relating to the Budget Act of 2009.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 2—An act relating to the Budget Act of 2009.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 3—An act relating to the Budget Act of 2009.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 4—An act relating to the Budget Act of 2009.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 5—An act relating to the Budget Act of 2009.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 6—An act relating to the Budget Act of 2009.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 7—An act relating to the Budget Act of 2009.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 8—An act relating to the Budget Act of 2009.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 9—An act relating to the Budget Act of 2009.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 10—An act relating to the Budget Act of 2009.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 11—An act relating to the Budget Act of 2009.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 12—An act relating to the Budget Act of 2009.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 13—An act relating to the Budget Act of 2009.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 14—An act relating to the Budget Act of 2009.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 15—An act relating to the Budget Act of 2009.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 16—An act relating to the Budget Act of 2009.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 17—An act relating to the Budget Act of 2009.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 18—An act relating to the Budget Act of 2009.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 19—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

SENATE BILL NO. 20—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

COMMITTEE MEETING ANNOUNCEMENTS

Speaker pro Tempore Saldaña announced that the Budget Subcommittee No. 1 on Health and Human Services in Eighth Extraordinary Session would meet at 1 p.m. today, upon adjournment of Floor Session, in Room 4202.

RECESS

By unanimous consent, at 10:42 a.m., Speaker pro Tempore Saldaña declared the Assembly recessed to reconvene Regular Session.

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bill was introduced and read the first time:

ASSEMBLY BILL NO. 39—**Solorio.** An act to add Section 14533.1 to the Government Code, relating to transportation.

ADJOURNMENT

At 4:30 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 EIGHTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, February 16, 2010
FOURTEENTH SESSION DAY
THIRTY-SEVENTH CALENDAR DAY
AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, February 16, 2010

The Assembly met at 12:16 p.m.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly,
presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The following were placed upon the morning roll call—72:

| | | | |
|-----------------|-------------|-----------|--------------|
| Adams | De La Torre | Hernandez | Norby |
| Ammiano | De León | Hill | Pérez, John |
| Anderson | DeVore | Huber | Portantino |
| Arambula | Emmerson | Huffman | Ruskin |
| Beall | Eng | Jeffries | Salas |
| Berryhill, Bill | Evans | Jones | Saldaña |
| Blakeslee | Feuer | Knight | Silva |
| Block | Fong | Lieu | Skinner |
| Blumenfield | Fuentes | Logue | Smyth |
| Bradford | Furutani | Lowenthal | Solorio |
| Brownley | Gaines | Ma | Strickland |
| Buchanan | Galgiani | Mendoza | Swanson |
| Caballero | Garrick | Miller | Torlakson |
| Chesbro | Gilmore | Monning | Torres |
| Conway | Hagman | Nava | Torrico |
| Cook | Hall | Nestande | Villines |
| Coto | Harkey | Niello | Yamada |
| Davis | Hayashi | Nielsen | Mme. Speaker |

Quorum present.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

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 Fuller.

On personal business, and waiving per diem: Assembly Members Fletcher and Tran.*

Because of illness: Assembly Members Tom Berryhill, Calderon, and Carter.

Due to travel delays: Assembly Member V. Manuel Pérez.

(NOTE: For explanation of absence of Assembly Member Fuller on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

*(NOTE: This day's Journal corrected to reflect Assembly Member Fletcher's absence on personal business pursuant to further explanation of absence received on March 4, 2010. See Assembly Journal for the Regular Session, page 4209.)

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 40—Niello. An act to amend Section 3294 of, and to add Section 3333.8 to, the Civil Code, relating to civil damages.

ASSEMBLY BILL NO. 41—Nava (Coauthors: Ammiano, Beall, Blumenfield, Chesbro, Evans, Furutani, Hill, Huffman, Jones, Monning, Salas, Saldaña, and Torlakson). An act to add Part 21 (commencing with Section 42001) to Division 2 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 42—Jeffries (Coauthors: Bill Berryhill, Tom Berryhill, Conway, Cook, DeVore, Emmerson, Fletcher, Gaines, Garrick, Gilmore, Harkey, Logue, Miller, Nestande, Niello, Nielsen, Silva, Smyth, Tran, and Villines) (Coauthors: Senators Aanestad, Ashburn, Cogdill, Dutton, Harman, Hollingsworth, Huff, Runner, Strickland, and Wyland). An act to amend Section 8589.19 of, and to add Section 8589.24 to, the Government Code, relating to firefighting, and making an appropriation therefor.

ASSEMBLY BILL NO. 43—Audra Strickland. An act to add Section 11250.5 to the Welfare and Institutions Code, relating to public social services.

MESSAGES FROM THE SENATE

Senate Chamber, February 16, 2010

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

Senate Bill No. 27

GREGORY P. SCHMIDT, Secretary of the Senate
By Bernadette McNulty, Assistant Secretary

FIRST READING OF SENATE BILLS

The following bill was read the first time:

SENATE BILL NO. 27—An act to add Chapter 6.8 (commencing with Section 50676) to Part 2 of Division 31 of the Health and Safety Code, relating to housing.

ADJOURNMENT

At 3:30 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 EIGHTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, February 18, 2010

FIFTEENTH SESSION DAY

THIRTY-NINTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, February 18, 2010

The Assembly met at 9:43 a.m.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly,
presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The following were placed upon the morning roll call—74:

| | | | |
|-----------------|-------------|-------------|------------------|
| Adams | Davis | Hill | Pérez, V. Manuel |
| Ammiano | De La Torre | Huber | Portantino |
| Anderson | De León | Huffman | Ruskin |
| Arambula | DeVore | Jeffries | Salas |
| Beall | Emmerson | Jones | Saldaña |
| Berryhill, Bill | Eng | Knight | Silva |
| Berryhill, Tom | Evans | Lieu | Skinner |
| Blakeslee | Feuer | Logue | Smyth |
| Block | Fong | Lowenthal | Solorio |
| Blumenfield | Fuentes | Ma | Strickland |
| Bradford | Furutani | Mendoza | Swanson |
| Brownley | Gaines | Miller | Torlakson |
| Buchanan | Galgiani | Monning | Torres |
| Caballero | Gilmore | Nava | Torrico |
| Calderon | Hagman | Nestande | Tran |
| Chesbro | Hall | Niello | Yamada |
| Conway | Harkey | Nielsen | Mme. Speaker |
| Cook | Hayashi | Norby | |
| Coto | Hernandez | Pérez, John | |

Quorum present.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

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 Members Fletcher, Fuller, and Villines.

Because of illness: Assembly Member Carter.

Because of a death in his family: Assembly Member Garrick.

(NOTE: For letters explaining the absence of Assembly Members Fletcher, Fuller, and Villines on this day on legislative business pursuant to the Assembly Rules, see Assembly Journal for the Regular Session for this day.)

MESSAGES FROM THE SENATE

Senate Chamber, February 18, 2010

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 1
Assembly Bill No. 2
Assembly Bill No. 3
Assembly Bill No. 4

Assembly Bill No. 7
Assembly Bill No. 8
Assembly Bill No. 10

And respectfully requests the Assembly to concur in said amendments.

GREGORY P. SCHMIDT, Secretary of the Senate
By Bernadette McNulty, Assistant Secretary

Above bills ordered to unfinished business file.

Senate Chamber, February 18, 2010

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

Senate Bill No. 29
Senate Bill No. 31
Senate Bill No. 32

GREGORY P. SCHMIDT, Secretary of the Senate
By Bernadette McNulty, Assistant Secretary

FIRST READING OF SENATE BILLS

The following bills were read the first time:

SENATE BILL NO. 29—An act to add Sections 19852.2, 19852.3, and 19852.4 to the Government Code, relating to public employment.

SENATE BILL NO. 31—An act to add Article 3.7 (commencing with Section 81665) to Chapter 3 of Part 49 of Division 7 of Title 3 of the Education Code, relating to community colleges.

SENATE BILL NO. 32—An act to amend Sections 17008.5, 17020.6, 17024.5, 17041, 17052.12, 17062, 17063, 17072, 17085, 17132.5, 17144.5, 17152, 17206, 17250, 17250.5, 17255, 17275.5, 17276, 17501, 17551, 17952.5, 18165, 18180, 18631, 19116, 19131, 19134, 19164, 19166, 19172, 19179, 19443, 21015.5, 23045, 23051.5, 23456, 23609, 23712, 23732, 23772, 24305, 24356, 24357, 24357.1, 24357.7, 24358, 24416, 24949.5, 24990.6, and 24993 of, to add Sections 17020.15, 17131.3, 17132.8, 17204, 17225, 17257, 17257.2, 17257.4, 17275.2, 17275.3, 17279.6, 17560.5, 17681.3, 17755, 18031.5, 18037.5, 18151.5, 18155.6, 19165, 19172.5, 19185, 19186, 23046.5, 23703.7, 24303, 24329, 24349.2, 24462, 24831.3, 24941.5, 24950.5, 24990.2, and 24990.8 to, and to repeal Sections 24355.3, 24981, and 24988 of, the Revenue and Taxation Code, relating to taxation.

ADJOURNMENT

At 4 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 EIGHTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Monday, February 22, 2010

SIXTEENTH SESSION DAY

FORTY-THIRD CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, February 22, 2010

The Assembly met at 12:19 p.m.

Hon. John A. Pérez, Speaker-elect of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The roll was called, and the following answered to their names—76:

| | | | |
|-----------------|-------------|-----------|------------------|
| Adams | Davis | Harkey | Nielsen |
| Ammiano | De La Torre | Hayashi | Norby |
| Anderson | De León | Hernandez | Pérez, John |
| Arambula | DeVore | Hill | Pérez, V. Manuel |
| Beall | Emmerson | Huber | Portantino |
| Berryhill, Bill | Eng | Huffman | Ruskin |
| Berryhill, Tom | Evans | Jeffries | Salas |
| Blakeslee | Feuer | Jones | Silva |
| Block | Fletcher | Knight | Skinner |
| Blumenfield | Fong | Lieu | Smyth |
| Bradford | Fuentes | Logue | Solorio |
| Brownley | Fuller | Lowenthal | Swanson |
| Buchanan | Furutani | Ma | Torlakson |
| Caballero | Gaines | Mendoza | Torres |
| Calderon | Galgiani | Miller | Torrico |
| Chesbro | Garrick | Monning | Tran |
| Conway | Gilmore | Nava | Villines |
| Cook | Hagman | Nestande | Yamada |
| Coto | Hall | Niello | Mme. Speaker |

Quorum present.

PRAYER

Upon invitation of Speaker-elect John A. Pérez, the following prayer was offered by Assembly Chaplain Rev. Constantine C. Pappademos:

Lord, When our government was not yet a year old, George Washington declared, "It is the duty of all nations to acknowledge the Providence of Almighty God, to obey His will, to be grateful for His benefits, and humbly implore His protection and favor." Similarly, when the children of Israel were being chased by Pharaoh, they came to a dead end at the Red Sea, and it looked like it was over. They couldn't see a way out, but You came and parted the Red Sea and they went through on dry ground. Lord, we serve You, and when we believe, all things are possible.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker-elect John A. Pérez, Assembly Member Salas 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 Ma, seconded by Assembly Member Hagman.

LEAVES OF ABSENCE FOR THE DAY

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

On personal business, and waiving per diem: Assembly Member Strickland.

Because of illness: Assembly Members Carter and Saldaña.

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

February 22, 2010

E. Dotson Wilson

*Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: This is to advise you that I have established and appointed the following membership to the Assembly Appropriations Committee for the 2009–10 Eighth Extraordinary Session:

Assemblymember Kevin de León, Chair
Assemblymember Connie Conway, Vice Chair
Assemblymember Tom Ammiano
Assemblymember Steve Bradford
Assemblymember Charles Calderon
Assemblymember Joe Coto
Assemblymember Mike Davis
Assemblymember Felipe Fuentes
Assemblymember Isadore Hall
Assemblymember Diane Harkey

Assemblymember Jeff Miller
Assemblymember Jim Nielsen
Assemblymember Chris Norby
Assemblymember John A. Pérez
Assemblymember Nancy Skinner
Assemblymember Jose Solorio
Assemblymember Tom Torlakson

Sincerely,

KAREN BASS
Speaker of the Assembly

February 22, 2010

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: This is to advise you that I have established and appointed the following membership to the following committees for the 2009–10 Eighth Extraordinary Session:

Public Employees, Retirement and Social Security

Assemblymember Ed Hernandez, Chair
Assemblymember Warren Furutani, Vice Chair
Assemblymember Jim Beall, Jr.
Assemblymember Brian Nestande
Assemblymember Alberto Torrico
Republican vacancy

Revenue and Taxation

Assemblymember Charles Calderon, Chair
Assemblymember Chuck DeVore, Vice Chair
Assemblymember Jim Beall, Jr.
Assemblymember Joe Coto
Assemblymember Diane Harkey
Assemblymember Fiona Ma
Assemblymember Brian Nestande
Assemblymember Anthony Portantino
Assemblymember Lori Saldaña

Sincerely,

KAREN BASS
Speaker of the Assembly

CONSIDERATION OF DAILY FILE
THIRD READING OF SENATE BILLS

SENATE BILL NO. 1 (Committee on Budget and Fiscal Review)—An act relating to the Budget Act of 2009.

Bill read third time.

Motion to Amend by Assembly Member Evans

Assembly Member Evans moved the adoption of amendments.
Amendments read and adopted; bill ordered reprinted.

**Consideration of Senate Bill No. 1, as Amended
by Unanimous Consent**

Assembly Member Evans was granted unanimous consent to take up Senate Bill No. 1 as amended, without reference to print or file, for purpose of consideration.

SENATE BILL NO. 1 (Committee on Budget and Fiscal Review)—An act to amend and supplement the Budget Act of 2009 (Chapter 1 of the 2009–10 Third Extraordinary Session) by amending Items 4265-001-0890 and 4265-111-0890 of Section 2.00 of that act, relating to the support of state government, and making an appropriation therefor.

(NOTE: Later this day, the action was rescinded and the record expunged whereby a roll call vote was taken on Senate Bill No. 1. See page 87.)

SENATE BILL NO. 2 (Committee on Budget and Fiscal Review)—An act relating to the Budget Act of 2009.

Bill read third time.

Motion to Amend by Assembly Member Evans

Assembly Member Evans moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

**Consideration of Senate Bill No. 2, as Amended
by Unanimous Consent**

Assembly Member Evans was granted unanimous consent to take up Senate Bill No. 2 as amended, without reference to print or file, for purpose of consideration.

SENATE BILL NO. 2 (Committee on Budget and Fiscal Review)—An act relating to the Budget Act of 2010.

Bill read third time, and presented by Assembly Member Evans.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Evans moved a call of the Assembly.

Motion carried. Time, 2:53 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 3 (Committee on Budget and Fiscal Review)—An act relating to the Budget Act of 2009.

Bill read third time.

Motion to Amend by Assembly Member Evans

Assembly Member Evans moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—46

| | | | |
|-------------|-----------|-------------|--------------|
| Ammiano | De León | Huber | Ruskin |
| Arambula | Eng | Huffman | Salas |
| Beall | Evans | Jones | Skinner |
| Blumenfield | Feuer | Lieu | Solorio |
| Bradford | Fong | Lowenthal | Swanson |
| Brownley | Fuentes | Ma | Torlakson |
| Buchanan | Furutani | Mendoza | Torres |
| Caballero | Galgiani | Monning | Torrico |
| Calderon | Hall | Nava | Yamada |
| Chesbro | Hayashi | Pérez, J. | Mme. Speaker |
| Coto | Hernandez | Pérez, V.M. | |
| Davis | Hill | Portantino | |

NOES—27

| | | | |
|---------------|----------|----------|----------|
| Adams | DeVore | Hagman | Nielsen |
| Anderson | Emmerson | Harkey | Norby |
| Berryhill, B. | Fletcher | Knight | Silva |
| Berryhill, T. | Fuller | Logue | Smyth |
| Blakeslee | Gaines | Miller | Tran |
| Conway | Garrick | Nestande | Villines |
| Cook | Gilmore | Niello | |

Bill ordered reprinted.

**Consideration of Senate Bill No. 3, as Amended
by Unanimous Consent**

Assembly Member Evans was granted unanimous consent to take up Senate Bill No. 3 as amended, without reference to print or file, for purpose of consideration.

SENATE BILL NO. 3 (Committee on Budget and Fiscal Review)—An act to amend Section 76104.7 of the Government Code, relating to fines and forfeitures.

(NOTE: Later this day, the action was rescinded and the record expunged whereby a roll call vote was taken on Senate Bill No. 3. See page 87.)

SENATE BILL NO. 4 (Committee on Budget and Fiscal Review)—An act relating to the Budget Act of 2009.

Bill read third time.

Motion to Amend by Assembly Member Evans

Assembly Member Evans moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

**Consideration of Senate Bill No. 4, as amended
by Unanimous Consent**

Assembly Member Evans was granted unanimous consent to take up Senate Bill No. 4 as amended, without reference to print or file, for purpose of consideration.

SENATE BILL NO. 4 (Committee on Budget and Fiscal Review)—An act to amend Sections 4639.5, 4640.6, and 11401 of the Welfare and Institutions Code, and to amend Section 10 of Chapter 13 of the Third Extraordinary Session of the Statutes of 2009, relating to social services.

Bill read third time, and presented by Assembly Member Evans.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Evans moved a call of the Assembly.

Motion carried. Time, 3:11 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ACTIONS RESCINDED AND RECORDS EXPUNGED

Assembly Member Torrico was granted unanimous consent that the actions be rescinded and the records expunged whereby roll call votes were taken on this day on Senate Bills Nos. 1 and 3.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 2**

At 3:20 p.m., on motion of Assembly Member Torrico, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

**Action Rescinded and Record Expunged on
Senate Bill No. 2**

Assembly Member Torrico was granted unanimous consent that the action be rescinded and the record expunged whereby a roll call vote was taken on this day on Senate Bill No. 2.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 4**

At 3:20 p.m., on motion of Assembly Member Torrico, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

**Action Rescinded and Record Expunged on
Senate Bill No. 4**

Assembly Member Torrico was granted unanimous consent that the action be rescinded and the record expunged whereby a roll call vote was taken on this day on Senate Bill No. 4.

**CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS
CONSIDERATION OF SENATE AMENDMENTS**

ASSEMBLY BILL NO. 1 (Committee on Budget)—An act to amend and supplement the Budget Act of 2009 (Chapter 1 of the 2009–10 Third Extraordinary Session) by amending Items 4265-001-0890 and 4265-111-0890 of Section 2.00 of that act, relating to the support of state government, and making an appropriation therefor.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—49

| | | | |
|-------------|-------------|-------------|--------------|
| Ammiano | Davis | Hill | Ruskin |
| Arambula | De La Torre | Huber | Salas |
| Beall | De León | Huffman | Skinner |
| Blakeslee | Eng | Jones | Solorio |
| Block | Evans | Lieu | Swanson |
| Blumenfield | Feuer | Lowenthal | Torlakson |
| Bradford | Fong | Ma | Torres |
| Brownley | Fuentes | Mendoza | Torrico |
| Buchanan | Furutani | Monning | Yamada |
| Caballero | Galgiani | Nava | Mme. Speaker |
| Calderon | Hall | Pérez, J. | |
| Chesbro | Hayashi | Pérez, V.M. | |
| Coto | Hernandez | Portantino | |

NOES—6

| | | |
|----------|--------|--------|
| Anderson | Knight | Miller |
| Gaines | Logue | Silva |

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2 (Committee on Budget)—An act relating to the Budget Act of 2010.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Evans moved a call of the Assembly.

Motion carried. Time, 3:24 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 3 (Committee on Budget)—An act to amend Section 76104.7 of the Government Code, relating to fines and forfeitures.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—45

| | | | |
|-------------|-----------|------------|--------------|
| Ammiano | De León | Huber | Salas |
| Arambula | Eng | Huffman | Skinner |
| Beall | Evans | Jones | Solorio |
| Blumenfield | Feuer | Lieu | Swanson |
| Bradford | Fong | Lowenthal | Torlakson |
| Brownley | Fuentes | Ma | Torres |
| Buchanan | Furutani | Mendoza | Torrico |
| Caballero | Galgiani | Monning | Yamada |
| Calderon | Hall | Nava | Mme. Speaker |
| Chesbro | Hayashi | Pérez, J. | |
| Coto | Hernandez | Portantino | |
| Davis | Hill | Ruskin | |

NOES—17

| | | | |
|-------------|---------|---------|-------|
| Anderson | Fuller | Knight | Silva |
| Blakeslee | Gaines | Logue | Smyth |
| Cook | Garrick | Miller | |
| De La Torre | Hagman | Nielsen | |
| DeVore | Harkey | Norby | |

Vote Changes

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 3: Assembly Member Emmerson from “No” to “Not Voting”.

Above bill ordered enrolled.

ASSEMBLY BILL NO. 4 (Committee on Budget)—An act to amend Sections 4639.5, 4640.6, and 11401 of the Welfare and Institutions Code, and to amend Section 10 of Chapter 13 of the Third Extraordinary Session of the Statutes of 2009, relating to social services.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Evans moved a call of the Assembly.

Motion carried. Time, 3:29 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 7 (Committee on Budget)—An act to amend Sections 14560, 14580, and 14581 of, and to amend, repeal, and add Section 14574 to, the Public Resources Code, and to amend Sections 13476 and 13480 of the Water Code, relating to the environment, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Evans moved a call of the Assembly.

Motion carried. Time, 3:33 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

MESSAGES FROM THE SENATE

Senate Chamber, February 22, 2010

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 5

Assembly Bill No. 11

Assembly Bill No. 12

And respectfully requests the Assembly to concur in said amendments.

GREGORY P. SCHMIDT, Secretary of the Senate

By Bernadette McNulty, Assistant Secretary

Above bills ordered to unfinished business file.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
URGENCY CLAUSE AND CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 7**

At 3:36 p.m., on motion of Assembly Member Evans, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly refused to concur in Senate amendments which add an urgency clause to Assembly Bill No. 7 by the following vote:

AYES—48

| | | | |
|-------------|-------------|-----------|--------------|
| Ammiano | Coto | Hayashi | Pérez, J. |
| Arambula | Davis | Hernandez | Pérez, V.M. |
| Beall | De La Torre | Hill | Portantino |
| Blakeslee | De León | Huber | Ruskin |
| Block | Eng | Huffman | Salas |
| Blumenfield | Evans | Jones | Skinner |
| Bradford | Feuer | Lieu | Solorio |
| Brownley | Fong | Lowenthal | Swanson |
| Buchanan | Fuentes | Ma | Torlakson |
| Caballero | Furutani | Mendoza | Torres |
| Calderon | Galgiani | Monning | Yamada |
| Chesbro | Hall | Nava | Mme. Speaker |

NOES—1

Anderson

Vote Changes

By unanimous consent, the following vote change was permitted on the urgency clause and on concurrence in Senate amendments to Assembly Bill No. 7: Assembly Member Salas from “No” to “Aye”.

**Motion to Reconsider Assembly Bill No. 7
on Next Legislative Day**

Assembly Member Evans moved to reconsider on the next legislative day the vote whereby the urgency clause to Assembly Bill No. 7 was this day refused adoption.

Assembly Bill No. 7 ordered to unfinished business file.

**CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS**

ASSEMBLY BILL NO. 8 (Committee on Budget)—An act to amend Sections 31 and 7145.5 of the Business and Professions Code, and to amend Sections 6203, 19116, 19504, and 19777 of, to add Sections 18407.5, 19265, 19266, 19560.5, 19571, and 19777.1 to, and to repeal and amend Section 19755 of, the Revenue and Taxation Code, relating to taxation.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Calderon Motion to Re-refer Assembly Bill No. 8 to Committee

Assembly Member Calderon moved that Assembly Bill No. 8 be re-referred to the Committee on Rules.

Assembly Member Ma seconded the motion.

Motion carried by unanimous consent.

ASSEMBLY BILL NO. 10 (Budget)—An act to amend Section 63048.66 of the Government Code, relating to tribal gaming.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—48

| | | | |
|-------------|-------------|-----------|--------------|
| Ammiano | Coto | Hayashi | Pérez, J. |
| Arambula | Davis | Hernandez | Pérez, V.M. |
| Beall | De La Torre | Hill | Portantino |
| Blakeslee | De León | Huber | Ruskin |
| Block | Eng | Huffman | Salas |
| Blumenfield | Evans | Jones | Skinner |
| Bradford | Feuer | Lieu | Solorio |
| Brownley | Fong | Lowenthal | Swanson |
| Buchanan | Fuentes | Ma | Torlakson |
| Caballero | Furutani | Mendoza | Torres |
| Calderon | Galgiani | Monning | Yamada |
| Chesbro | Hall | Nava | Mme. Speaker |

NOES—12

| | | | |
|----------|---------|----------|-------|
| Anderson | Garrick | Logue | Norby |
| DeVore | Harkey | Miller | Silva |
| Fuller | Knight | Nestande | Smyth |

Above bill ordered enrolled.

THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 6 (Committee on Budget and Fiscal Review)—An act relating to the Budget Act of 2009.

Bill read third time.

Motion to Amend by Assembly Member Evans

Assembly Member Evans moved the adoption of amendments.

Roll Call Demanded

Assembly Members Hagman, Emmerson, and Garrick, demanded a roll call.

The roll was called, and the Evans Amendments adopted by the following vote:

AYES—41

| | | | |
|-------------|-----------|------------|-----------|
| Ammiano | De León | Huffman | Salas |
| Arambula | Eng | Jones | Skinner |
| Beall | Evans | Lieu | Solorio |
| Blumenfield | Feuer | Lowenthal | Swanson |
| Bradford | Fong | Ma | Torlakson |
| Brownley | Fuentes | Mendoza | Torres |
| Caballero | Furutani | Monning | Torrico |
| Calderon | Galgiani | Nava | Yamada |
| Coto | Hayashi | Pérez, J. | |
| Davis | Hernandez | Portantino | |
| De La Torre | Hill | Ruskin | |

NOES—24

| | | | |
|---------------|----------|--------|----------|
| Anderson | DeVore | Hagman | Nestande |
| Berryhill, B. | Emmerson | Harkey | Nielsen |
| Berryhill, T. | Fuller | Huber | Norby |
| Blakeslee | Gaines | Knight | Silva |
| Conway | Garrick | Logue | Smyth |
| Cook | Gilmore | Miller | Villines |

Bill ordered reprinted.

**Consideration of Senate Bill No. 6, as Amended
by Unanimous Consent**

Assembly Member Evans was granted unanimous consent to take up Senate Bill No. 6 as amended, without reference to print or file, for purpose of consideration.

SENATE BILL NO. 6 (Committee on Budget and Fiscal Review)—An act to add Section 41204.2 to the Education Code, to amend Section 16965 of, and to add Chapter 2 (commencing with Section 55830) to Part 3 of Division 2 of Title 5 of, the Government Code, to amend Sections 99312 and 99315 of the Public Utilities Code, to amend Sections 7360, 23663, and 60050 of, to add Sections 6051.8, 6201.8, 6357.7, 7102.1, 7361.1, 7653.1, 17276.12, and 24416.12 to, and to repeal Section 7103 of, the Revenue and Taxation Code, and to amend Sections 183.1 and 2103 of the Streets and Highways Code, relating to transportation finance, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member Evans.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Evans moved a call of the Assembly.

Motion carried. Time, 3:58 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Evans was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 11, without reference to file.

ASSEMBLY BILL NO. 11 (Committee on Budget)—An act to add Section 14533.2 to the Government Code, relating to transportation.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—49

| | | | |
|-------------|-------------|-------------|--------------|
| Ammiano | Davis | Hill | Ruskin |
| Arambula | De La Torre | Huber | Salas |
| Beall | De León | Huffman | Skinner |
| Blakeslee | Eng | Jones | Solorio |
| Block | Evans | Lieu | Swanson |
| Blumenfield | Feuer | Lowenthal | Torlakson |
| Bradford | Fong | Ma | Torres |
| Brownley | Fuentes | Mendoza | Torrico |
| Buchanan | Furutani | Monning | Yamada |
| Caballero | Galgiani | Nava | Mme. Speaker |
| Calderon | Hall | Pérez, J. | |
| Chesbro | Hayashi | Pérez, V.M. | |
| Coto | Hernandez | Portantino | |

NOES—1

Anderson

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Evans was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 12, without reference to file.

ASSEMBLY BILL NO. 12 (Committee on Budget)—An act to amend Section 8879.53 of the Government Code, relating to port and maritime security, and making an appropriation therefor.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—49

| | | | |
|-------------|-------------|-------------|--------------|
| Ammiano | Davis | Hill | Ruskin |
| Arambula | De La Torre | Huber | Salas |
| Beall | De León | Huffman | Skinner |
| Blakeslee | Eng | Jones | Solorio |
| Block | Evans | Lieu | Swanson |
| Blumenfield | Feuer | Lowenthal | Torlakson |
| Bradford | Fong | Ma | Torres |
| Brownley | Fuentes | Mendoza | Torrico |
| Buchanan | Furutani | Monning | Yamada |
| Caballero | Galgiani | Nava | Mme. Speaker |
| Calderon | Hall | Pérez, J. | |
| Chesbro | Hayashi | Pérez, V.M. | |
| Coto | Hernandez | Portantino | |

NOES—1

Anderson

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 2**

At 4:07 p.m., on motion of Assembly Member Evans, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly concurred in Senate amendments to Assembly Bill No. 2 by the following vote:

AYES—44

| | | | |
|-------------|-------------|-----------|--------------|
| Ammiano | Coto | Hall | Pérez, J. |
| Arambula | Davis | Hayashi | Portantino |
| Beall | De La Torre | Hernandez | Ruskin |
| Blakeslee | De León | Hill | Salas |
| Blumenfield | Eng | Huber | Skinner |
| Bradford | Evans | Huffman | Solorio |
| Brownley | Feuer | Jones | Torlakson |
| Buchanan | Fong | Lowenthal | Torres |
| Caballero | Fuentes | Ma | Torrico |
| Calderon | Furutani | Mendoza | Yamada |
| Chesbro | Galgiani | Monning | Mme. Speaker |

NOES—20

| | | | |
|----------|----------|----------|---------|
| Anderson | Garrick | Lieu | Norby |
| Cook | Hagman | Logue | Silva |
| DeVore | Harkey | Miller | Smyth |
| Fuller | Jeffries | Nestande | Swanson |
| Gaines | Knight | Nielsen | Tran |

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 6**

At 4:07 p.m., on motion of Assembly Member Evans, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 6 passed by the following vote:

AYES—43

| | | | |
|-------------|-----------|------------|--------------|
| Ammiano | De León | Hill | Ruskin |
| Arambula | Eng | Huffman | Salas |
| Beall | Evans | Jones | Skinner |
| Blumenfield | Feuer | Lieu | Solorio |
| Bradford | Fong | Lowenthal | Swanson |
| Brownley | Fuentes | Ma | Torlakson |
| Calderon | Furutani | Mendoza | Torres |
| Chesbro | Galgiani | Monning | Torrico |
| Coto | Hall | Nava | Yamada |
| Davis | Hayashi | Pérez, J. | Mme. Speaker |
| De La Torre | Hernandez | Portantino | |

NOES—24

| | | | |
|---------------|---------|----------|-------------|
| Anderson | DeVore | Huber | Nielsen |
| Berryhill, B. | Fuller | Jeffries | Norby |
| Blakeslee | Gaines | Knight | Pérez, V.M. |
| Buchanan | Garrick | Logue | Silva |
| Caballero | Hagman | Miller | Smyth |
| Cook | Harkey | Nestande | Tran |

Bill ordered transmitted to the Senate.

REFERENCE OF BILLS TO COMMITTEE

Assistant Speaker pro Tempore Hall was granted unanimous consent that Senate Bill No. 29 be referred to the Committee on Public Employees, Retirement, and Social Security.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Torrico announced that the Committee on Public Employees, Retirement and Social Security would meet at this time, in the Tom Bane Rules Committee Room.

Assembly Member Torrico announced that the Committee on Appropriations would meet today, upon adjournment of the Committee on Public Employees, Retirement and Social Security, in the Tom Bane Rules Committee Room.

CAUCUS ANNOUNCEMENTS

Speaker pro Tempore Hall announced that the Democratic Caucus would meet in the Assembly Lounge.

RECESS

By unanimous consent, at 4:55 p.m., Speaker pro Tempore Hall declared the Assembly recessed.

RECONVENED

At 5:41 p.m., the Assembly reconvened.

Hon. Isadore Hall III, Assistant Speaker pro Tempore of the Assembly, presiding.

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 4

At 5:42 p.m., on motion of Assembly Member Torrico, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly refused to concur in Senate amendments to Assembly Bill No. 4 by the following vote:

AYES—25

| | | | |
|----------|----------|------------|--------------|
| Arambula | Feuer | Hernandez | Skinner |
| Calderon | Fong | Lowenthal | Solorio |
| Coto | Fuentes | Ma | Torlakson |
| Davis | Furutani | Mendoza | Mme. Speaker |
| De León | Galgiani | Pérez, J. | |
| Eng | Hall | Portantino | |
| Evans | Hayashi | Salas | |

NOES—25

| | | | |
|-----------|----------|---------|---------|
| Ammiano | Fuller | Knight | Smyth |
| Anderson | Gaines | Logue | Swanson |
| Beall | Garrick | Miller | Tran |
| Blakeslee | Harkey | Nava | Yamada |
| Chesbro | Hill | Nielsen | |
| Cook | Huffman | Norby | |
| DeVore | Jeffries | Silva | |

Motion to Reconsider Assembly Bill No. 4 on Next Legislative Day

Assembly Member Torrico moved to reconsider on the next legislative day the vote whereby Senate amendments to Assembly Bill No. 4 were this day refused adoption.

Assembly Bill No. 4 ordered to the unfinished business file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 5 (Committee on Budget and Fiscal Review)—An act relating to the Budget Act of 2009.

Bill read third time.

Motion to Amend by Assembly Member Torrico

On behalf of Assembly Member Evans, Assembly Member Torrico moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—45

| | | | |
|-------------|-------------|------------|--------------|
| Ammiano | De La Torre | Hill | Ruskin |
| Arambula | De León | Huber | Salas |
| Beall | Eng | Huffman | Skinner |
| Blumenfield | Evans | Jones | Solorio |
| Bradford | Feuer | Lieu | Swanson |
| Brownley | Fong | Lowenthal | Torlakson |
| Buchanan | Fuentes | Ma | Torres |
| Caballero | Furutani | Mendoza | Torrico |
| Calderon | Galgiani | Monning | Mme. Speaker |
| Chesbro | Hall | Nava | |
| Coto | Hayashi | Pérez, J. | |
| Davis | Hernandez | Portantino | |

NOES—22

| | | | |
|---------------|----------|----------|-------|
| Anderson | Gaines | Knight | Norby |
| Berryhill, T. | Garrick | Logue | Silva |
| Blakeslee | Gilmore | Miller | Smyth |
| Cook | Hagman | Nestande | Tran |
| Emmerson | Harkey | Niello | |
| Fuller | Jeffries | Nielsen | |

Bill ordered reprinted, and ordered returned to the third reading file.

SENATE BILL NO. 7 (Committee on Budget and Fiscal Review)—An act relating to the Budget Act of 2009.

Bill read third time.

Motion to Amend by Assembly Member Torrico

On behalf of Assembly Member Evans, Assembly Member Torrico moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—45

| | | | |
|-------------|-------------|------------|--------------|
| Ammiano | De La Torre | Hill | Ruskin |
| Arambula | De León | Huber | Salas |
| Beall | Eng | Huffman | Skinner |
| Blumenfield | Evans | Jones | Solorio |
| Bradford | Feuer | Lieu | Swanson |
| Brownley | Fong | Lowenthal | Torlakson |
| Buchanan | Fuentes | Ma | Torres |
| Caballero | Furutani | Mendoza | Torrico |
| Calderon | Galgiani | Monning | Mme. Speaker |
| Chesbro | Hall | Nava | |
| Coto | Hayashi | Pérez, J. | |
| Davis | Hernandez | Portantino | |

NOES—22

| | | | |
|---------------|----------|----------|-------|
| Anderson | Gaines | Knight | Norby |
| Berryhill, T. | Garrick | Logue | Silva |
| Blakeslee | Gilmore | Miller | Smyth |
| Cook | Hagman | Nestande | Tran |
| Emmerson | Harkey | Niello | |
| Fuller | Jeffries | Nielsen | |

Bill ordered reprinted, and ordered returned to the third reading file.

SENATE BILL NO. 8 (Committee on Budget and Fiscal Review)—An act relating to the Budget Act of 2009.

Bill read third time.

Motion to Amend by Assembly Member Torrico

On behalf of Assembly Member Evans, Assembly Member Torrico moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—45

| | | | |
|-------------|-------------|------------|--------------|
| Ammiano | De La Torre | Hill | Ruskin |
| Arambula | De León | Huber | Salas |
| Beall | Eng | Huffman | Skinner |
| Blumenfield | Evans | Jones | Solorio |
| Bradford | Feuer | Lieu | Swanson |
| Brownley | Fong | Lowenthal | Torlakson |
| Buchanan | Fuentes | Ma | Torres |
| Caballero | Furutani | Mendoza | Torrico |
| Calderon | Galgiani | Monning | Mme. Speaker |
| Chesbro | Hall | Nava | |
| Coto | Hayashi | Pérez, J. | |
| Davis | Hernandez | Portantino | |

NOES—22

| | | | |
|---------------|----------|----------|-------|
| Anderson | Gaines | Knight | Norby |
| Berryhill, T. | Garrick | Logue | Silva |
| Blakeslee | Gilmore | Miller | Smyth |
| Cook | Hagman | Nestande | Tran |
| Emmerson | Harkey | Niello | |
| Fuller | Jeffries | Nielsen | |

Bill ordered reprinted, and ordered returned to the third reading file.

SENATE BILL NO. 10 (Committee on Budget and Fiscal Review)—An act relating to the Budget Act of 2009.

Bill read third time.

Motion to Amend by Assembly Member Torrico

On behalf of Assembly Member Evans, Assembly Member Torrico moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—45

| | | | |
|-------------|-------------|------------|--------------|
| Ammiano | De La Torre | Hill | Ruskin |
| Arambula | De León | Huber | Salas |
| Beall | Eng | Huffman | Skinner |
| Blumenfield | Evans | Jones | Solorio |
| Bradford | Feuer | Lieu | Swanson |
| Brownley | Fong | Lowenthal | Torlakson |
| Buchanan | Fuentes | Ma | Torres |
| Caballero | Furutani | Mendoza | Torrico |
| Calderon | Galgiani | Monning | Mme. Speaker |
| Chesbro | Hall | Nava | |
| Coto | Hayashi | Pérez, J. | |
| Davis | Hernandez | Portantino | |

NOES—22

| | | | |
|---------------|----------|----------|-------|
| Anderson | Gaines | Knight | Norby |
| Berryhill, T. | Garrick | Logue | Silva |
| Blakeslee | Gilmore | Miller | Smyth |
| Cook | Hagman | Nestande | Tran |
| Emmerson | Harkey | Niello | |
| Fuller | Jeffries | Nielsen | |

Bill ordered reprinted, and ordered returned to the third reading file.

SENATE BILL NO. 11 (Committee on Budget and Fiscal Review)—An act relating to the Budget Act of 2009.

Bill read third time.

Motion to Amend by Assembly Member Torrico

On behalf of Assembly Member Evans, Assembly Member Torrico moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—45

| | | | |
|-------------|-------------|------------|--------------|
| Ammiano | De La Torre | Hill | Ruskin |
| Arambula | De León | Huber | Salas |
| Beall | Eng | Huffman | Skinner |
| Blumenfield | Evans | Jones | Solorio |
| Bradford | Feuer | Lieu | Swanson |
| Brownley | Fong | Lowenthal | Torlakson |
| Buchanan | Fuentes | Ma | Torres |
| Caballero | Furutani | Mendoza | Torrico |
| Calderon | Galgiani | Monning | Mme. Speaker |
| Chesbro | Hall | Nava | |
| Coto | Hayashi | Pérez, J. | |
| Davis | Hernandez | Portantino | |

NOES—22

| | | | |
|---------------|----------|----------|-------|
| Anderson | Gaines | Knight | Norby |
| Berryhill, T. | Garrick | Logue | Silva |
| Blakeslee | Gilmore | Miller | Smyth |
| Cook | Hagman | Nestande | Tran |
| Emmerson | Harkey | Niello | |
| Fuller | Jeffries | Nielsen | |

Bill ordered reprinted, and ordered returned to the third reading file.

SENATE BILL NO. 13 (Committee on Budget and Fiscal Review)—An act relating to the Budget Act of 2009.

Bill read third time.

Motion to Amend by Assembly Member Torrico

On behalf of Assembly Member Evans, Assembly Member Torrico moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—45

| | | | |
|-------------|-------------|------------|--------------|
| Ammiano | De La Torre | Hill | Ruskin |
| Arambula | De León | Huber | Salas |
| Beall | Eng | Huffman | Skinner |
| Blumenfield | Evans | Jones | Solorio |
| Bradford | Feuer | Lieu | Swanson |
| Brownley | Fong | Lowenthal | Torlakson |
| Buchanan | Fuentes | Ma | Torres |
| Caballero | Furutani | Mendoza | Torrico |
| Calderon | Galgiani | Monning | Mme. Speaker |
| Chesbro | Hall | Nava | |
| Coto | Hayashi | Pérez, J. | |
| Davis | Hernandez | Portantino | |

NOES—22

| | | | |
|---------------|----------|----------|-------|
| Anderson | Gaines | Knight | Norby |
| Berryhill, T. | Garrick | Logue | Silva |
| Blakeslee | Gilmore | Miller | Smyth |
| Cook | Hagman | Nestande | Tran |
| Emmerson | Harkey | Niello | |
| Fuller | Jeffries | Nielsen | |

Bill ordered reprinted, and ordered returned to the third reading file.

REFERENCE OF BILLS TO COMMITTEE

Assembly Member Torrico was granted unanimous consent that Senate Bill No. 32 be referred to the Committees on Revenue and Taxation and Appropriations.

REPORTS OF STANDING COMMITTEES**Committee on Public Employees, Retirement and Social Security**

Date of Hearing: February 22, 2010

Mme. Speaker: Your Committee on Public Employees, Retirement and Social Security reports:

Senate Bill No. 29

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

HERNANDEZ, Chair

Above bill re-referred to the Committee on Appropriations.

Committee on Appropriations

Date of Hearing: February 22, 2010

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 29

With the recommendation: Do pass.

DE LEÓN, Chair

Above bill ordered to second reading.

**SENATE BILL NO. 29 TAKEN UP BY UNANIMOUS CONSENT
FOR SECOND READING**

By unanimous consent, the following bill was taken up, without reference to file, for purpose of second reading and the bill ordered to the third reading file for the next legislative day.

SENATE BILL NO. 29—An act to add Sections 19852.2, 19852.3, and 19852.4 to the Government Code, relating to public employment.

MESSAGES FROM THE SENATE

Senate Chamber, February 22, 2010

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

Senate Bill No. 34

GREGORY P. SCHMIDT, Secretary of the Senate
By Bernadette McNulty, Assistant Secretary

VOTE ADDS

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

Senate Bill No. 3, Evans Amendments: Blumenfield, De León, and Lieu—Aye; Blakeslee and Smyth—No.

Assembly Bill No. 1, Concurrence: Blakeslee, Blumenfield, De La Torre, Hayashi, and Lieu—Aye; Logue—No.

Assembly Bill No. 3, Concurrence: Blumenfield, Huber, and Lieu—Aye; Blakeslee, De La Torre, and Smyth—No.

Assembly Bill No. 7, Urgency and Concurrence: Blakeslee, Blumenfield, Caballero, De La Torre, and Lieu—Aye.

Assembly Bill No. 10, Concurrence: Blakeslee, Blumenfield, Caballero, De La Torre, Hayashi, and Lieu—Aye; Logue and Smyth—No.

Senate Bill No. 6, Evans Amendments: Blumenfield, De La Torre, Lieu, and Yamada—Aye; Huber, Logue, and Smyth—No.

Assembly Bill No. 11, Concurrence: Blakeslee, Blumenfield, Galgiani, Hayashi, Lieu, and Mendoza—Aye; Anderson—No.

Assembly Bill No. 12, Concurrence: Blakeslee, Blumenfield, Galgiani, Hayashi, Huber, Lieu, Mendoza, and Torres—Aye; Anderson—No.

Assembly Bill No. 2, Concurrence: Blakeslee, Blumenfield, and Caballero—Aye; Lieu, Nestande, Smyth, and Swanson—No.

Senate Bill No. 6: Blumenfield and Lieu—Aye.

Assembly Bill No. 4, Concurrence: Blakeslee and Fuller—No.

Senate Bill No. 5, Evans Amendments by Torrico: Blakeslee—No.

Senate Bill No. 7, Evans Amendments by Torrico: Blakeslee—No.

Senate Bill No. 8, Evans Amendments by Torrico: Blakeslee—No.

Senate Bill No. 10, Evans Amendments by Torrico: Blakeslee—No.

Senate Bill No. 11, Evans Amendments by Torrico: Blakeslee—No.

Senate Bill No. 13, Evans Amendments by Torrico: Blakeslee—No.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, February 22, 2010

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

Assembly Bill No. 1

Assembly Bill No. 10

Assembly Bill No. 2

Assembly Bill No. 11

Assembly Bill No. 3

Assembly Bill No. 12

And reports the same correctly enrolled, and presented to the Governor on the 22nd day of February, 2010, at 6:30 p.m.

E. DOTSON WILSON, Chief Clerk

RECESS

By unanimous consent, at 5:46 p.m., Assistant Speaker pro Tempore Hall declared the Assembly recessed to reconvene Regular Session.

ADJOURNMENT

At 6:30 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON FEBRUARY 22, 2010**

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

| SB | RN |
|-----------|-----------|
| 1 | 1005962 |
| 2 | 1006211 |
| 3 | 1006350 |
| 4 | 1006219 |
| 5 | 1006574 |
| 6 | 1006595 |
| 7 | 1006250 |
| 8 | 1006270 |
| 10 | 1006409 |
| 11 | 1006500 |
| 13 | 1006484 |

| | |
|---------------------|-----------|
| Daily Total: | 11 |
|---------------------|-----------|

| | |
|--------------------------|-----------|
| Cumulative Total: | 11 |
|--------------------------|-----------|

CALIFORNIA LEGISLATURE
2009–10 EIGHTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, February 23, 2010
SEVENTEENTH SESSION DAY
FORTY-FOURTH CALENDAR DAY
AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, February 23, 2010

The Assembly met at 4:47 p.m.

Hon. Karen Bass, Speaker of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The roll was called, and the following answered to their names—66:

| | | | |
|-----------------|----------|------------------|--------------|
| Adams | De León | Huber | Portantino |
| Ammiano | Emmerson | Huffman | Ruskin |
| Anderson | Eng | Jeffries | Salas |
| Arambula | Feuer | Jones | Silva |
| Beall | Fletcher | Knight | Skinner |
| Berryhill, Bill | Fong | Lowenthal | Smyth |
| Block | Fuller | Ma | Solorio |
| Bradford | Furutani | Mendoza | Strickland |
| Brownley | Gaines | Miller | Swanson |
| Buchanan | Galgiani | Monning | Torlakson |
| Caballero | Garrick | Nava | Torres |
| Calderon | Gilmore | Nestande | Tran |
| Chesbro | Hagman | Niello | Villines |
| Conway | Hall | Nielsen | Yamada |
| Cook | Harkey | Norby | Mme. Speaker |
| Davis | Hayashi | Pérez, John | |
| De La Torre | Hill | Pérez, V. Manuel | |

Quorum present.

PRAYER

Upon invitation of Speaker Bass, the following prayer was offered by Assembly Chaplain Rev. Constantine C. Pappademos:

Lord, The Apostle Paul wrote to the Christians living in Corinth that we should walk by faith, not by sight. (2 Corinthians 5:7) In other words, we have to believe it before we ever see something. When we walk only by depending on the things we see, we can easily allow circumstances and fear to keep us from moving forward. Inspire us, Lord, to focus our minds higher and to listen to that inner prompting of Your Holy Spirit in our life.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker Bass, Assembly Member Feuer 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 Ma, seconded by Assembly Member Garrick.

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 Members Blakeslee, Evans, Fuentes, Hernandez, and Torrico.

On personal business, and waiving per diem: Assembly Members Tom Berryhill, DeVore, and Lieu.

Because of illness: Assembly Members Blumenfield, Carter, Logue, and Saldaña.

Because of illness in his family: Assembly Member Coto.

(NOTE: For explanations of absence of Assembly Members Blakeslee, Evans, Fuentes, Hernandez, and Torrico on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

February 23, 2010

E. Dotson Wilson

Chief Clerk of the Assembly

State Capitol, Room 3196

Sacramento, California

Dear Dotson: This is to advise you that I have established and appointed membership to the Assembly Utilities and Commerce Committee for the 2009–10 Eighth Extraordinary Session:

Assemblymember Felipe Fuentes, Chair

Assemblymember Cameron Smyth, Vice Chair

Assemblymember Tom Berryhill

Assemblymember Joan Buchanan

Assemblymember Wilmer Carter

Assemblymember Nathan Fletcher

Assemblymember Paul Fong

Assemblymember Jean Fuller

Assemblymember Warren Furutani
Assemblymember Jared Huffman
Assemblymember Nancy Skinner
Assemblymember Sandré Swanson
Assemblymember Alberto Torrico
Assemblymember Mike Villines
Democratic vacancy

Sincerely,

KAREN BASS
Speaker of the Assembly

February 23, 2010

*E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: This is to advise you that I have appointed Assemblymember Curt Hagman to replace Assemblymember Chuck DeVore on the Assembly Revenue and Taxation Committee in the 2009–10 Eighth Extraordinary Session for the Wednesday, February 24 hearing only.

Sincerely,

KAREN BASS
Speaker of the Assembly

SPECIAL COMMITTEE MEETINGS

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

Revenue and Taxation, Wednesday, February 24, 2010, at 11 a.m., in Room 126.

CONSIDERATION OF DAILY FILE UNFINISHED BUSINESS

ASSEMBLY BILL NO. 7 RECONSIDERED BY UNANIMOUS CONSENT

In compliance with a motion given, Assembly Member Evans was granted unanimous consent that the vote be reconsidered whereby the urgency clause to Assembly Bill No. 7 was refused adoption.

RE-REFERENCE OF BILLS

Assembly Member Ma was granted unanimous consent that the following bills be re-referred to the Committee on Rules as noted:

Assembly Bills Nos. 5 and 7 and Senate Bill No. 4.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Ma announced that the Committee on Revenue and Taxation would meet on Wednesday, February 24, 2010 at 11 a.m., in Room 126.

Assembly Member Ma announced that the Committee on Budget would meet on Wednesday, February 24, 2010 at 2 p.m., in Room 4202.

**CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
MOTIONS TO RECONSIDER BILLS CONTINUED**

By unanimous consent, the motion to reconsider the vote on Assembly Bill No. 4 was continued until the next legislative day.

RECESS

By unanimous consent, at 4:49 p.m., Speaker Bass declared the Assembly recessed to reconvene Regular Session.

ADJOURNMENT

At 6 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 EIGHTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, February 24, 2010

EIGHTEENTH SESSION DAY

FORTY-FIFTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Wednesday, February 24, 2010

The Assembly met at 7 a.m.

Hon. Chris Norby, Assembly Member, 72nd District, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The following were placed upon the morning roll call—68:

| | | | |
|-----------------|-------------|-----------|------------------|
| Adams | Cook | Hagman | Pérez, John |
| Ammiano | Coto | Harkey | Pérez, V. Manuel |
| Anderson | Davis | Hayashi | Portantino |
| Arambula | De La Torre | Hernandez | Ruskin |
| Beall | Emmerson | Hill | Salas |
| Berryhill, Bill | Eng | Huber | Silva |
| Berryhill, Tom | Evans | Jeffries | Skinner |
| Blakeslee | Feuer | Knight | Smyth |
| Block | Fletcher | Ma | Solorio |
| Blumenfield | Fong | Mendoza | Strickland |
| Bradford | Fuentes | Miller | Swanson |
| Brownley | Fuller | Monning | Torlakson |
| Buchanan | Furutani | Nava | Torres |
| Caballero | Gaines | Nestande | Torrico |
| Calderon | Galgiani | Niello | Tran |
| Chesbro | Garrick | Nielsen | Villines |
| Conway | Gilmore | Norby | Yamada |

Quorum present.

At 12:52 p.m., Hon. Juan Arambula, 31st District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

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 Members Bass, De León, Hall, Huffman, and Lowenthal.

On personal business, and waiving per diem: Assembly Members DeVore, Jones, and Lieu.

Because of illness: Assembly Members Carter, Logue, and Saldaña.

(NOTE: For explanations of absence of Assembly Members Bass, De León, Hall, Huffman, and Lowenthal on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

February 24, 2010

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: This is to advise you that I have appointed Assemblymember Warren Furutani to replace Assemblymember Jim Beall on the Assembly Revenue and Taxation Committee in the 2009–10 Eighth Extraordinary Session for today’s hearing only.

Sincerely,

KAREN BASS
Speaker of the Assembly

February 24, 2010

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: This is to advise you that I have appointed Assemblymember Fiona Ma to replace Assemblymember Jared Huffman on the Budget Committee in the 2009–10 Eighth Extraordinary Session for today’s hearing only.

Sincerely,

KAREN BASS
Speaker of the Assembly

February 24, 2010

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: This is to advise you that I have appointed Assemblymember Nancy Skinner to replace Assemblymember Wilmer Carter on the Budget Committee in the 2009–10 Eighth Extraordinary Session for today’s hearing only.

Sincerely,

KAREN BASS
Speaker of the Assembly

February 23, 2010

*E. Dotson Wilson**Chief Clerk of the Assembly**State Capitol, Room 3196**Sacramento, California*

Dear Dotson: This is to advise you that I have appointed Assemblymember Wesley Chesbro to replace Assemblymember Lori Saldaña on the Assembly Revenue and Taxation Committee in the 2009–10 Eighth Extraordinary Session for the Wednesday, February 24 hearing only.

Sincerely,

KAREN BASS

Speaker of the Assembly

AUTHOR'S AMENDMENTS
Committee on Appropriations

February 24, 2010

Mme. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 32

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

DE LEÓN, Chair

SENATE BILL NO. 32—An act to amend Sections 17008.5, 17020.6, 17024.5, 17041, 17052.12, 17062, 17063, 17072, 17085, 17132.5, 17144.5, 17152, 17206, 17250, 17250.5, 17255, 17275.5, 17276, 17501, 17551, 17952.5, 18165, 18180, 18631, 19116, 19131, 19134, 19164, 19166, 19172, 19179, 19443, 21015.5, 23045, 23051.5, 23456, 23609, 23712, 23732, 23772, 24305, 24356, 24357, 24357.1, 24357.7, 24358, 24416, 24949.5, 24990.6, and 24993 of, to add Sections 17020.15, 17131.3, 17132.8, 17204, 17225, 17257, 17257.2, 17257.4, 17275.2, 17275.3, 17279.6, 17560.5, 17681.3, 17755, 18031.5, 18037.5, 18151.5, 18155.6, 19165, 19172.5, 19185, 19186, 23046.5, 23703.7, 24303, 24329, 24349.2, 24462, 24831.3, 24941.5, 24950.5, 24990.2, and 24990.8 to, and to repeal Sections 24355.3, 24981, and 24988 of, the Revenue and Taxation Code, relating to taxation.

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.

REPORTS OF STANDING COMMITTEES
Committee on Revenue and Taxation

Date of Hearing: February 24, 2010

Mme. Speaker: Your Committee on Revenue and Taxation reports:

Senate Bill No. 32

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

CALDERON, Chair

Above bill re-referred to the Committee on Appropriations.

Committee on Budget

Date of Hearing: February 24, 2010

Mme. Speaker: Your Committee on Budget reports:

Assembly Bill No. 5

Assembly Bill No. 7

With the recommendation: That the Senate amendments be concurred in.

EVANS, Chair

Above bills ordered to unfinished business.

Date of Hearing: February 24, 2010

Mme. Speaker: Your Committee on Budget reports:

Senate Bill No. 4

With amendments with the recommendation: Amend, and do pass, as amended.

EVANS, Chair

Above bill ordered to second reading.

**CONSIDERATION OF DAILY FILE
UNFINISHED BUSINESS
MOTIONS TO RECONSIDER BILLS CONTINUED**

By unanimous consent, the motion to reconsider the vote on Assembly Bill No. 4 was continued until the next legislative day.

ADJOURNMENT

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

ALBERTO TORRICO, Majority Floor Leader

AMY LEACH, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON FEBRUARY 24, 2010**

The following measure was amended in the Assembly on this day:

SB RN

32 1006745

Daily Total: 1

Cumulative Total: 12

CALIFORNIA LEGISLATURE
2009–10 EIGHTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, February 25, 2010

NINETEENTH SESSION DAY

FORTY-SIXTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, February 25, 2010

The Assembly met at 9:53 a.m.

Hon. John A. Pérez, Speaker-elect of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The roll was called, and the following answered to their names—72:

| | | | |
|-----------------|-------------|-----------|------------------|
| Adams | Coto | Hernandez | Norby |
| Ammiano | De La Torre | Hill | Pérez, John |
| Anderson | De León | Huber | Pérez, V. Manuel |
| Arambula | Emmerson | Huffman | Portantino |
| Beall | Eng | Jeffries | Ruskin |
| Berryhill, Bill | Evans | Jones | Salas |
| Berryhill, Tom | Feuer | Knight | Silva |
| Blakeslee | Fletcher | Lieu | Skinner |
| Block | Fong | Logue | Smyth |
| Blumenfield | Fuentes | Lowenthal | Solorio |
| Bradford | Fuller | Ma | Strickland |
| Brownley | Furutani | Mendoza | Swanson |
| Buchanan | Gaines | Miller | Torlakson |
| Caballero | Galgiani | Monning | Torres |
| Calderon | Gilmore | Nava | Torricon |
| Chesbro | Hagman | Nestande | Tran |
| Conway | Harkey | Niello | Villines |
| Cook | Hayashi | Nielsen | Yamada |

Quorum present.

PRAYER

Upon invitation of Speaker-elect John A. Pérez, the following prayer was offered by Assembly Chaplain Rev. Constantine C. Pappademos:

Lord, One of our founding fathers, Samuel Adams, said that faith in You and good morals are the only solid foundation of public liberty and happiness. Help us, Lord, to make pleasing You, first on our list and to keep a pure heart before You. For when we live a life of excellence and integrity that honors You, Your blessings will rain down upon us every day.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker-elect John A. Pérez, Assembly Member Brownley 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 Torrico, seconded by Assembly Member Hagman.

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 Members Bass and Hall.

On personal business, and waiving per diem: Assembly Member DeVore.

Because of illness: Assembly Members Carter, Davis, and Saldaña.

Because of a death in his family: Assembly Member Garrick.

(NOTE: For letter explaining the absence of Assembly Member Bass on this day on legislative business pursuant to the Assembly Rules, see Assembly Journal for Regular Session for February 24, 2010; for letter explaining the absence of Assembly Member Hall on this day on legislative business pursuant to the Assembly Rules, see Assembly Journal for Regular Session for this day.)

CONSIDERATION OF DAILY FILE**UNFINISHED BUSINESS****CONSIDERATION OF SENATE AMENDMENTS**

ASSEMBLY BILL NO. 5 (Committee on Budget)—An act to amend Section 22954 and 22955 of the Education Code, to add Section 16324 to, and to add and repeal Sections 16325, 16325.5, and 16326 of, the Government Code, and to amend Section 2103.1 of the Streets and Highways Code, relating to state finance, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Evans moved a call of the Assembly.

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

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 7 (Committee on Budget)—An act to amend Sections 14560, 14580, and 14581 of, and to amend, repeal, and add Section 14574 to, the Public Resources Code, and to amend Sections 13476 and 13480 of the Water Code, relating to the environment, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—69

| | | | |
|---------------|-----------|-----------|-------------|
| Ammiano | De León | Huber | Pérez, V.M. |
| Anderson | Emmerson | Huffman | Portantino |
| Arambula | Eng | Jeffries | Ruskin |
| Beall | Evans | Jones | Salas |
| Berryhill, B. | Feuer | Knight | Skinner |
| Berryhill, T. | Fletcher | Lieu | Smyth |
| Blakeslee | Fong | Logue | Solorio |
| Block | Fuentes | Lowenthal | Strickland |
| Blumenfield | Fuller | Ma | Swanson |
| Bradford | Furutani | Mendoza | Torlakson |
| Brownley | Gaines | Miller | Torres |
| Buchanan | Galgiani | Monning | Torrico |
| Caballero | Gilmore | Nava | Tran |
| Chesbro | Hagman | Nestande | Villines |
| Conway | Harkey | Niello | Yamada |
| Cook | Hayashi | Nielsen | |
| Coto | Hernandez | Norby | |
| De La Torre | Hill | Pérez, J. | |

NOES—None

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—69

| | | | |
|---------------|-----------|-----------|-------------|
| Ammiano | De León | Huber | Pérez, V.M. |
| Anderson | Emmerson | Huffman | Portantino |
| Arambula | Eng | Jeffries | Ruskin |
| Beall | Evans | Jones | Salas |
| Berryhill, B. | Feuer | Knight | Skinner |
| Berryhill, T. | Fletcher | Lieu | Smyth |
| Blakeslee | Fong | Logue | Solorio |
| Block | Fuentes | Lowenthal | Strickland |
| Blumenfield | Fuller | Ma | Swanson |
| Bradford | Furutani | Mendoza | Torlakson |
| Brownley | Gaines | Miller | Torres |
| Buchanan | Galgiani | Monning | Torrico |
| Caballero | Gilmore | Nava | Tran |
| Chesbro | Hagman | Nestande | Villines |
| Conway | Harkey | Niello | Yamada |
| Cook | Hayashi | Nielsen | |
| Coto | Hernandez | Norby | |
| De La Torre | Hill | Pérez, J. | |

NOES—None

Above bill ordered enrolled.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 4—An act to amend Sections 4639.5, 4640.6, and 11401 of the Welfare and Institutions Code, and to amend Section 10 of Chapter 13 of the Third Extraordinary Session of the Statutes of 2009, relating to social services.

Bill read second time; amendments proposed by the Committee on Budget read and adopted, bill ordered reprinted and to be placed upon the third reading file.

**CONSIDERATION OF SENATE BILL NO. 4, AS AMENDED
BY UNANIMOUS CONSENT**

Assembly Member Evans was granted unanimous consent to take up Senate Bill No. 4 as amended, without reference to print or file, for purpose of consideration.

SENATE BILL NO. 4 (Committee on Budget and Fiscal Review)—An act to amend Sections 4640.6 and 11401 of the Welfare and Institutions Code, and to amend Section 10 of Chapter 13 of the Third Extraordinary Session of the Statutes of 2009, relating to social services.

Bill read third time, and presented by Assembly Member Evans.

Bill passed by the following vote:

AYES—54

| | | | |
|---------------|----------|-----------|-------------|
| Adams | De León | Hernandez | Pérez, J. |
| Ammiano | Emmerson | Hill | Pérez, V.M. |
| Arambula | Eng | Huber | Portantino |
| Berryhill, T. | Evans | Huffman | Ruskin |
| Blakeslee | Feuer | Jones | Salas |
| Block | Fletcher | Knight | Silva |
| Blumenfield | Fong | Lieu | Skinner |
| Brownley | Fuentes | Lowenthal | Smyth |
| Buchanan | Furutani | Ma | Solorio |
| Caballero | Gaines | Monning | Torlakson |
| Calderon | Galgiani | Nava | Torrico |
| Chesbro | Gilmore | Nestande | Villines |
| Coto | Hagman | Niello | |
| De La Torre | Hayashi | Nielsen | |

NOES—13

| | | | |
|---------------|----------|------------|--------|
| Anderson | Harkey | Norby | Yamada |
| Beall | Jeffries | Strickland | |
| Berryhill, B. | Logue | Swanson | |
| Fuller | Miller | Tran | |

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 4: Assembly Member Silva from “No” to “Aye.”

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
URGENCY CLAUSE AND CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 5**

At 11:15 a.m., on motion of Assembly Member Evans, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The urgency clause to Assembly Bill No. 5 adopted by the following vote:

AYES—55

| | | | |
|---------------|-------------|-----------|------------|
| Adams | Cook | Hagman | Nielsen |
| Ammiano | Coto | Hayashi | Pérez, J. |
| Arambula | De La Torre | Hernandez | Portantino |
| Beall | De León | Hill | Ruskin |
| Berryhill, B. | Emmerson | Huber | Salas |
| Berryhill, T. | Eng | Huffman | Skinner |
| Block | Evans | Jones | Solorio |
| Blumenfield | Feuer | Lieu | Swanson |
| Bradford | Fong | Lowenthal | Torlakson |
| Brownley | Fuentes | Ma | Torres |
| Buchanan | Furutani | Mendoza | Torrico |
| Calderon | Gaines | Monning | Tran |
| Chesbro | Galgiani | Nava | Villines |
| Conway | Gilmore | Niello | |

NOES—15

| | | | |
|-----------|----------|-------------|------------|
| Anderson | Harkey | Miller | Silva |
| Blakeslee | Jeffries | Nestande | Smyth |
| Caballero | Knight | Norby | Strickland |
| Fuller | Logue | Pérez, V.M. | |

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—55

| | | | |
|---------------|-------------|-----------|------------|
| Adams | Cook | Hagman | Nielsen |
| Ammiano | Coto | Hayashi | Pérez, J. |
| Arambula | De La Torre | Hernandez | Portantino |
| Beall | De León | Hill | Ruskin |
| Berryhill, B. | Emmerson | Huber | Salas |
| Berryhill, T. | Eng | Huffman | Skinner |
| Block | Evans | Jones | Solorio |
| Blumenfield | Feuer | Lieu | Swanson |
| Bradford | Fong | Lowenthal | Torlakson |
| Brownley | Fuentes | Ma | Torres |
| Buchanan | Furutani | Mendoza | Torrico |
| Calderon | Gaines | Monning | Tran |
| Chesbro | Galgiani | Nava | Villines |
| Conway | Gilmore | Niello | |

NOES—15

| | | | |
|-----------|----------|-------------|------------|
| Anderson | Harkey | Miller | Silva |
| Blakeslee | Jeffries | Nestande | Smyth |
| Caballero | Knight | Norby | Strickland |
| Fuller | Logue | Pérez, V.M. | |

Above bill ordered enrolled.

RECESS

By unanimous consent, at 11:16 a.m., Acting Speaker Torrico declared the Assembly recessed to permit the introduction of a special guest.

Assembly Members Smyth and Portantino introduced McKay Hatch in recognition of his effort to bring attention to civil discourse and presented him with a resolution recognizing the first week of March as Cuss Free Week.

RECONVENED

At 11:18 a.m., the Assembly reconvened.

Hon. Alberto Torrico, Acting Speaker of the Assembly, presiding.

MEMBERS EXCUSED FOR COMMITTEE MEETING

At 11:19 a.m., by unanimous consent, the members of the Committee on Appropriations were excused for the purpose of attending a meeting of the committee at this time, in the Tom Bane Rules Committee Room.

REPORTS OF STANDING COMMITTEES**Committee on Appropriations**

Date of Hearing: February 25, 2010

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 32

With the recommendation: Do pass.

DE LEÓN, Chair

Above bill ordered to second reading.

MESSAGES FROM THE SENATE

Senate Chamber, February 25, 2010

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

Senate Bill No. 26

GREGORY P. SCHMIDT, Secretary of the Senate
By Bernadette McNulty, Assistant Secretary

FIRST READING OF SENATE BILLS

The following bill was read the first time:

SENATE BILL NO. 26—An act to add Division 16.2 (commencing with Section 26100) to the Public Resources Code, relating to energy, and making an appropriation therefor.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, February 25, 2010

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

Assembly Bill No. 5

Assembly Bill No. 7

And reports the same correctly enrolled, and presented to the Governor on the 25th day of February, 2010, at 12:40 p.m.

E. DOTSON WILSON, Chief Clerk

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motion to reconsider the vote on Assembly Bill No. 4 was continued until the next legislative day.

VOTE ADDS

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

Assembly Bill No. 7, Urgency and Concurrence: Fletcher, Gaines, Hagman, Niello, Strickland, and Torres—Aye.

Senate Bill No. 4: Tom Berryhill, Blakeslee, Gaines, Gilmore, Knight, Niello, V.M. Pérez, and Villines—Aye; Jeffries and Strickland—No.

Assembly Bill No. 5, Concurrence: Cook—Aye; V.M. Pérez—No.

ADJOURNMENT

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

ALBERTO TORRICO, Majority Floor Leader

AMY LEACH, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON FEBRUARY 25, 2010**

The following measure was amended in the Assembly on this day:

SB RN

4 1006812

Daily Total: 1**Cumulative Total: 13**

CALIFORNIA LEGISLATURE
2009–10 EIGHTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Monday, March 1, 2010

TWENTIETH SESSION DAY

FIFTIETH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, March 1, 2010

The Assembly met at 11:17 a.m.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly,
presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The roll was called, and the following answered to their names—77:

| | | | |
|-----------------|-------------|------------------|--------------|
| Adams | De La Torre | Hernandez | Portantino |
| Ammiano | De León | Hill | Ruskin |
| Anderson | DeVore | Huber | Salas |
| Arambula | Emmerson | Huffman | Saldaña |
| Beall | Eng | Jeffries | Silva |
| Berryhill, Bill | Evans | Jones | Skinner |
| Berryhill, Tom | Feuer | Knight | Smyth |
| Blakeslee | Fletcher | Lieu | Solorio |
| Block | Fong | Logue | Strickland |
| Blumenfield | Fuentes | Lowenthal | Swanson |
| Bradford | Fuller | Ma | Torlakson |
| Brownley | Furutani | Mendoza | Torres |
| Buchanan | Gaines | Miller | Torrico |
| Caballero | Galgiani | Monning | Tran |
| Calderon | Garrick | Nava | Villines |
| Chesbro | Gilmore | Niello | Yamada |
| Conway | Hagman | Nielsen | Mme. Speaker |
| Cook | Hall | Norby | |
| Coto | Harkey | Pérez, John | |
| Davis | Hayashi | Pérez, V. Manuel | |

Quorum present.

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

LEAVES OF ABSENCE FOR THE DAY

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

Because of illness: Assembly Member Carter.

Because of illness in his family: Assembly Member Nestande.

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

SENATE BILL NO. 32—An act to amend Sections 17008.5, 17020.6, 17024.5, 17041, 17052.12, 17062, 17063, 17072, 17085, 17132.5, 17144.5, 17152, 17206, 17250, 17250.5, 17255, 17275.5, 17276, 17501, 17551, 17952.5, 18165, 18180, 18631, 19116, 19131, 19134, 19164, 19166, 19172, 19179, 19443, 21015.5, 23045, 23051.5, 23456, 23609, 23712, 23732, 23772, 24305, 24356, 24357, 24357.1, 24357.7, 24358, 24416, 24949.5, 24990.6, and 24993 of, to add Sections 17020.15, 17131.3, 17132.8, 17204, 17225, 17257, 17257.2, 17257.4, 17275.2, 17275.3, 17279.6, 17560.5, 17681.3, 17755, 18031.5, 18037.5, 18151.5, 18155.6, 19165, 19172.5, 19185, 19186, 23046.5, 23703.7, 24303, 24329, 24349.2, 24462, 24831.3, 24941.5, 24950.5, 24990.2, and 24990.8 to, and to repeal Sections 24355.3, 24981, and 24988 of, the Revenue and Taxation Code, relating to taxation.

Bill read second time, and ordered to third reading.

**UNFINISHED BUSINESS
MOTIONS TO RECONSIDER BILLS CONTINUED**

By unanimous consent, the motion to reconsider the vote on Assembly Bill No. 4 was continued until the next legislative day.

**AUTHOR'S AMENDMENTS
Committee on Utilities and Commerce**

March 1, 2010

Mme. Speaker: The Chair of your Committee on Utilities and Commerce reports:
Senate Bill No. 34

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

FUENTES, Chair

SENATE BILL NO. 34—An act to add Sections 2069 and 2099 to the Fish and Game Code, to amend Sections 11430.30, 11430.70, and 11430.80 of the Government Code, and to add Section 25524 to the Public Resources Code, relating to energy, and making an appropriation therefor.

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., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON MARCH 1, 2010**

The following measure was amended in the Assembly on this day:

SB RN

34 1006984

Daily Total: 1

Cumulative Total: 14

CALIFORNIA LEGISLATURE
2009–10 EIGHTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, March 4, 2010

TWENTY-FIRST SESSION DAY

FIFTY-THIRD CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, March 4, 2010

The Assembly met at 9:30 a.m.

Hon. John A. Pérez, Speaker of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The roll was called, and the following answered to their names—77:

| | | | |
|-----------------|-------------|------------------|-------------|
| Adams | Davis | Hernandez | Portantino |
| Ammiano | De La Torre | Hill | Ruskin |
| Anderson | De León | Huber | Salas |
| Arambula | DeVore | Huffman | Saldaña |
| Bass | Emmerson | Jeffries | Silva |
| Beall | Eng | Jones | Skinner |
| Berryhill, Bill | Evans | Knight | Smyth |
| Berryhill, Tom | Feuer | Lieu | Solorio |
| Blakeslee | Fletcher | Logue | Strickland |
| Block | Fong | Lowenthal | Swanson |
| Blumenfield | Fuentes | Ma | Torlakson |
| Bradford | Fuller | Mendoza | Torres |
| Brownley | Furutani | Miller | Torrico |
| Buchanan | Gaines | Monning | Tran |
| Caballero | Galgiani | Nava | Villines |
| Calderon | Garrick | Nestande | Yamada |
| Chesbro | Hagman | Niello | Mr. Speaker |
| Conway | Hall | Nielsen | |
| Cook | Harkey | Norby | |
| Coto | Hayashi | Pérez, V. Manuel | |

Quorum present.

PRAYER

Upon invitation of Speaker Pérez, the following prayer was offered by Assembly Alternate Chaplain Pastor Ivan L. Williams, Sr.:

Heavenly Father, On this day, we await your guidance and direction. We ask you to show us the way to make a difference in the lives of the people we serve. Show us how to maneuver through the differences that divide us, and show us how to focus on that which brings us together. We do await your guidance, and we thank you that you never leave us purposeless, or alone. So bless these deliberations today, and all that we do and say. In thy name.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker Pérez, Assembly Member Nava 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 Torrico, seconded by Assembly Member Hagman.

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 Gilmore.

Because of illness: Assembly Member Carter.

(NOTE: For letter explaining the absence of Assembly Member Gilmore on this day on legislative business pursuant to the Assembly Rules, see Assembly Journal for Regular Session for March 3, 2010.)

ELECTION OF SPEAKER

Assembly Member Torrico was granted unanimous consent that the vote on January 7, 2010 (Assembly Journal, page 3725), electing Assembly Member John A. Pérez to the Office of Speaker of the Assembly for the 2009–10 Regular Session, and the Oath of Office administered on March 1, 2010 (Assembly Journal, page 4183), by the Honorable Carlos R. Moreno, Associate Justice of the Supreme Court of California, be substituted in the 2009–10 Eighth Extraordinary Session.

OATH OF OFFICE

The following oath of office was administered to Speaker-elect John A. Pérez, on Monday, March 1, 2010, for the 2009–10 Regular Session, by the Honorable Carlos R. Moreno, Associate Justice of the Supreme Court of California, and without objection was substituted in the 2009–10 Eighth Extraordinary Session:

OATH

for the Office of Speaker of the Assembly

I, John A. Pérez, do solemnly swear that I will support and defend the Constitution of the United States and the Constitution of the State of California against all enemies, foreign and domestic; that I will bear true faith and allegiance to the Constitution of the United States and the Constitution of California; that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties upon which I am about to enter.

JOHN A. PÉREZ

Subscribed and sworn to before me
this 1st day of March
A.D. 2010

ASSOCIATE JUSTICE CARLOS MORENO
Supreme Court of California

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

March 4, 2010

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I am removing myself from the Assembly Appropriations Committee for the 2009–10 Eighth Extraordinary Session, creating a Democratic vacancy.

Sincerely,

JOHN A. PÉREZ
Speaker of the Assembly

March 4, 2010

*E. Dotson Wilson**Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: This is to advise you that I have created and appointed membership to following committees for the 2009–10 Eighth Extraordinary Session:

Local Government

Assemblymember Anna Caballero, Chair
Assemblymember Steve Knight, Vice Chair
Assemblymember Juan Arambula
Assemblymember Mike Davis
Assemblymember Dan Logue
Assemblymember Nancy Skinner
Democratic vacancy

Natural Resources

Assemblymember Nancy Skinner, Chair
Assemblymember Danny Gilmore, Vice Chair
Assemblymember Julia Brownley
Assemblymember Wesley Chesbro
Assemblymember Kevin de León
Assemblymember Jerry Hill
Assemblymember Jared Huffman
Assemblymember Steve Knight
Assemblymember Dan Logue

Water, Parks and Wildlife

Assemblymember Jared Huffman, Chair
Assemblymember Jean Fuller, Vice Chair
Assemblymember Joel Anderson
Assemblymember Juan Arambula
Assemblymember Tom Berryhill
Assemblymember Bob Blumenfield
Assemblymember Anna Caballero
Assemblymember Nathan Fletcher
Assemblymember Bonnie Lowenthal
Assemblymember Mary Salas
Assemblymember Mariko Yamada
2 Democratic vacancies

Sincerely,

JOHN A. PÉREZ
Speaker of the Assembly

MESSAGES FROM THE SENATE

Senate Chamber, March 4, 2010

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

Assembly Bill No. 6

And respectfully requests the Assembly to concur in said amendments

GREGORY P. SCHMIDT, Secretary of the Senate
By Bernadette McNulty, Assistant Secretary

Above bill ordered to unfinished business file.

Senate Chamber, March 4, 2010

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

Assembly Bill No. 9

And respectfully requests the Assembly to concur in said amendments

GREGORY P. SCHMIDT, Secretary of the Senate
By Bernadette McNulty, Assistant Secretary

Above bill ordered to unfinished business file.

Senate Chamber, March 4, 2010

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

Assembly Bill No. 14

And respectfully requests the Assembly to concur in said amendments

GREGORY P. SCHMIDT, Secretary of the Senate
By Bernadette McNulty, Assistant Secretary

Above bill ordered to unfinished business file.

CAUCUS ANNOUNCEMENTS

At 9:54 a.m., Assembly Member Torrico was granted unanimous consent that the Democratic Caucus be permitted to meet in the Assembly Lounge.

RECESS

By unanimous consent, at 9:54 a.m., Speaker John A. Pérez declared the Assembly recessed.

RECONVENED

At 10:53 a.m., the Assembly reconvened.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly, presiding.

RECESS

By unanimous consent, at 10:53 a.m., Speaker pro Tempore Saldaña declared the Assembly recessed to reconvene Regular Session.

RECONVENED

At 10:59 a.m., the Assembly reconvened.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly, presiding.

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

SENATE BILL NO. 29 (Steinberg)—An act to add Sections 19852.2, 19852.3, and 19852.4 to the Government Code, relating to public employment.

Bill read third time.

Motion to Amend by Assembly Member De La Torre

Assembly Member De La Torre moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 32 (Wolk)—An act to amend Sections 17008.5, 17020.6, 17024.5, 17041, 17052.12, 17062, 17063, 17072, 17085, 17132.5, 17144.5, 17152, 17206, 17250, 17250.5, 17255, 17275.5, 17276, 17501, 17551, 17952.5, 18165, 18180, 18631, 19116, 19131, 19134, 19164, 19166, 19172, 19179, 19443, 21015.5, 23045, 23051.5, 23456, 23609, 23712, 23732, 23772, 24305, 24356, 24357, 24357.1, 24357.7, 24358, 24416, 24949.5, 24990.6, and 24993 of, to add Sections 17020.15, 17131.3, 17132.8, 17204, 17225, 17257, 17257.2, 17257.4, 17275.2, 17275.3, 17279.6, 17560.5, 17681.3, 17755, 18031.5, 18037.5, 18151.5, 18155.6, 19165, 19172.5, 19185, 19186, 23046.5, 23703.7, 24303, 24329, 24349.2, 24462, 24831.3, 24941.5, 24950.5, 24990.2, and 24990.8 to, and to repeal Sections 24355.3, 24981, and 24988 of, the Revenue and Taxation Code, relating to taxation.

Bill read third time.

Motion to Amend by Assembly Member Calderon

Assembly Member Calderon moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

ASSEMBLY RULE 77 SUSPENDED

Assembly Member Torrico, on behalf of Assembly Member Evans, was granted unanimous consent that Assembly Rule 77 be suspended to permit consideration of Senate amendments to Assembly Bills Nos. 6, 9, and 14 without reference to file.

**CONSIDERATION OF SENATE AMENDMENTS
WITHOUT REFERENCE TO FILE**

ASSEMBLY BILL NO. 6 (Committee on Budget)—An act to add Section 41204.2 to the Education Code, and to amend Sections 7360 and 60050 of, and to add Sections 6051.8, 6201.8, 6357.7, 7361.1, and 7653.1 to, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill presented by Assembly Member Evans.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—41

| | | | |
|-------------|-------------|------------|-------------|
| Ammiano | De La Torre | Hernandez | Saldaña |
| Arambula | De León | Hill | Skinner |
| Bass | Eng | Huffman | Solorio |
| Beall | Evans | Jones | Swanson |
| Blumenfield | Feuer | Lieu | Torlakson |
| Bradford | Fong | Lowenthal | Torrico |
| Brownley | Fuentes | Ma | Yamada |
| Calderon | Furutani | Monning | Mr. Speaker |
| Chesbro | Galgiani | Portantino | |
| Coto | Hall | Ruskin | |
| Davis | Hayashi | Salas | |

NOES—32

| | | | |
|---------------|----------|----------|-------------|
| Adams | Cook | Harkey | Nielsen |
| Anderson | DeVore | Jeffries | Norby |
| Berryhill, B. | Emmerson | Knight | Pérez, V.M. |
| Berryhill, T. | Fletcher | Logue | Silva |
| Blakeslee | Fuller | Miller | Smyth |
| Buchanan | Gaines | Nava | Strickland |
| Caballero | Garrick | Nestande | Tran |
| Conway | Hagman | Niello | Villines |

Above bill ordered enrolled.

ASSEMBLY BILL NO. 9 (Committee on Budget)—An act to amend Section 16965 of the Government Code, to amend Sections 99312, 99314.6, and 99315 of the Public Utilities Code, to add Sections 7102.1 and 7104.4 to, to add and repeal Section 7103.1 of, and to repeal Section 7103 of, the Revenue and Taxation Code, and to amend Sections 183.1 and 2103 of the Streets and Highways Code, relating to transportation, and making an appropriation therefor.

Bill presented by Assembly Member Evans.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—44

| | | | |
|-------------|-------------|-------------|-------------|
| Ammiano | Davis | Hayashi | Portantino |
| Arambula | De La Torre | Hernandez | Ruskin |
| Bass | De León | Hill | Salas |
| Beall | Eng | Huffman | Saldaña |
| Block | Evans | Jones | Skinner |
| Blumenfield | Feuer | Lieu | Solorio |
| Bradford | Fong | Lowenthal | Swanson |
| Brownley | Fuentes | Ma | Torlakson |
| Caballero | Furutani | Mendoza | Torrico |
| Chesbro | Galgiani | Monning | Yamada |
| Coto | Hall | Pérez, V.M. | Mr. Speaker |

NOES—30

| | | | |
|---------------|----------|----------|------------|
| Adams | DeVore | Jeffries | Norby |
| Anderson | Emmerson | Knight | Silva |
| Berryhill, B. | Fletcher | Logue | Smyth |
| Berryhill, T. | Fuller | Miller | Strickland |
| Blakeslee | Gaines | Nava | Tran |
| Buchanan | Garrick | Nestande | Villines |
| Conway | Hagman | Niello | |
| Cook | Harkey | Nielsen | |

Above bill ordered enrolled.

ASSEMBLY BILL NO. 14 (Committee on Budget)—An act to amend Sections 16324, 16325, 16325.5, and 16326 of the Government Code, and to amend Section 2103.1 of the Streets and Highways Code, relating to state cash resources, and declaring the urgency thereof, to take effect immediately.

Bill presented by Assembly Member Evans.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—63

| | | | |
|---------------|-------------|-------------|-------------|
| Adams | Davis | Hayashi | Portantino |
| Ammiano | De La Torre | Hernandez | Ruskin |
| Arambula | De León | Hill | Salas |
| Bass | DeVore | Huffman | Saldaña |
| Beall | Emmerson | Jones | Silva |
| Berryhill, B. | Eng | Knight | Skinner |
| Blakeslee | Evans | Lieu | Smyth |
| Block | Feuer | Lowenthal | Solorio |
| Blumenfield | Fong | Ma | Strickland |
| Bradford | Fuentes | Mendoza | Swanson |
| Brownley | Furutani | Monning | Torlakson |
| Buchanan | Gaines | Nava | Torrico |
| Calderon | Galgiani | Niello | Tran |
| Chesbro | Garrick | Nielsen | Villines |
| Cook | Hagman | Norby | Mr. Speaker |
| Coto | Hall | Pérez, V.M. | |

NOES—7

| | | | |
|---------------|-----------|--------|--------|
| Anderson | Caballero | Harkey | Miller |
| Berryhill, T. | Fuller | Logue | |

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—63

| | | | |
|---------------|-------------|-------------|-------------|
| Adams | Davis | Hayashi | Portantino |
| Ammiano | De La Torre | Hernandez | Ruskin |
| Arambula | De León | Hill | Salas |
| Bass | DeVore | Huffman | Saldaña |
| Beall | Emmerson | Jones | Silva |
| Berryhill, B. | Eng | Knight | Skinner |
| Blakeslee | Evans | Lieu | Smyth |
| Block | Feuer | Lowenthal | Solorio |
| Blumenfield | Fong | Ma | Strickland |
| Bradford | Fuentes | Mendoza | Swanson |
| Brownley | Furutani | Monning | Torlakson |
| Buchanan | Gaines | Nava | Torrico |
| Calderon | Galgiani | Niello | Tran |
| Chesbro | Garrick | Nielsen | Villines |
| Cook | Hagman | Norby | Mr. Speaker |
| Coto | Hall | Pérez, V.M. | |

NOES—7

| | | | |
|---------------|-----------|--------|--------|
| Anderson | Caballero | Harkey | Miller |
| Berryhill, T. | Fuller | Logue | |

Above bill ordered enrolled.

RE-REFERENCE OF BILLS

Assembly Member Ma was granted unanimous consent that the following bill be re-referred as noted pursuant to Assembly Rule 96:

Senate Bill No. 34 from the Committee on Utilities and Commerce to the Committees on Water, Parks and Wildlife and Appropriations.

REFERENCE OF BILLS TO COMMITTEE

Assembly Member Torrico was granted unanimous consent that Senate Bill No. 26 be referred to the Committees on Local Government, Natural Resources, and Appropriations.

CONSIDERATION OF DAILY FILE (RESUMED)**UNFINISHED BUSINESS****MOTIONS TO RECONSIDER BILLS CONTINUED**

By unanimous consent, the motion to reconsider the vote on Assembly Bill No. 4 was continued until the next legislative day.

VOTE ADDS

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

Assembly Bill No. 6, Concurrence: Nava and V.M. Pérez—No.

Assembly Bill No. 9, Concurrence: Harkey and Nava—No.

Assembly Bill No. 14, Urgency and Concurrence: Gaines, Knight, and Villines—Aye; Tom Berryhill and Miller—No.

AUTHOR'S AMENDMENTS**Committee on Local Government**

March 4, 2010

Mr. Speaker: The Chair of your Committee on Local Government reports:

Senate Bill No. 26

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

CABALLERO, Chair

SENATE BILL NO. 26—An act to add Division 16.2 (commencing with Section 26100) to the Public Resources Code, relating to energy, and making an appropriation therefor.

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.

MESSAGES FROM THE SENATE

Senate Chamber, March 4, 2010

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

Senate Bill No. 30

GREGORY P. SCHMIDT, Secretary of the Senate
By Bernadette McNulty, Assistant Secretary

FIRST READING OF SENATE BILLS

The following bill was read the first time:

SENATE BILL NO. 30—An act relating to the California Conservation Corps, and making an appropriation therefor.

ADJOURNMENT

At 11:21 a.m., the Assembly adjourned to reconvene upon Call of the Speaker.

JOHN A. PÉREZ, Speaker

AMY LEACH, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON MARCH 4, 2010**

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

SB RN

26 1006929

26 1007118

29 1006720

32 1006895

Daily Total: 3**Cumulative Total: 17**

CALIFORNIA LEGISLATURE
2009–10 EIGHTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Monday, March 8, 2010

TWENTY-SECOND SESSION DAY

FIFTY-SEVENTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, March 8, 2010

The Assembly met at 11:13 a.m.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly,
presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The roll was called, and the following answered to their names—79:

| | | | |
|-----------------|-------------|-----------|------------------|
| Adams | Coto | Harkey | Norby |
| Ammiano | Davis | Hayashi | Pérez, V. Manuel |
| Anderson | De La Torre | Hernandez | Portantino |
| Arambula | De León | Hill | Ruskin |
| Bass | DeVore | Huber | Salas |
| Beall | Emmerson | Huffman | Saldaña |
| Berryhill, Bill | Eng | Jeffries | Silva |
| Berryhill, Tom | Evans | Jones | Skinner |
| Blakeslee | Feuer | Knight | Smyth |
| Block | Fletcher | Lieu | Solorio |
| Blumenfield | Fong | Logue | Strickland |
| Bradford | Fuentes | Lowenthal | Swanson |
| Brownley | Fuller | Ma | Torlakson |
| Buchanan | Furutani | Mendoza | Torres |
| Caballero | Gaines | Miller | Torrico |
| Calderon | Galgiani | Monning | Tran |
| Carter | Garrick | Nava | Villines |
| Chesbro | Gilmore | Nestande | Yamada |
| Conway | Hagman | Niello | Mr. Speaker |
| Cook | Hall | Nielsen | |

Quorum present.

PRAYER

Upon invitation of Speaker pro Tempore Saldaña, the following prayer was offered by Speaker Emeritus Karen Bass, of the 47th Assembly District:

Dear God, As we honor and celebrate the outstanding women joining us here today I am reminded of a poem by Emily Dickinson:

If I can stop one heart from breaking,
I shall not live in vain;
If I can ease one life from aching,
Or cool one pain,
Or help one fainting robin
Unto his nest again,
I shall not live in vain.

Thank you God for bringing these women into our lives and into the lives of all those whose pain they cool, whose aches they ease and whose hearts they make whole.

If, as President John F. Kennedy once said, here on Earth God's work must truly be our own, these amazing women we honor today show that your work is in very good hands indeed.—AMEN.

**PRESENTATION OF COLORS
AND PLEDGE OF ALLEGIANCE TO THE FLAG**

The Presentation of Colors by the Governor's and Adjutant General's Color Guard from the California National Guard was followed by the pledge of allegiance to the Flag, led by Assembly Member Strickland.

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

March 8, 2010

E. Dotson Wilson

*Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: This is to advise you that I have appointed Assemblymembers Felipe Fuentes and Nancy Skinner to fill the Democratic vacancies on the Assembly Water, Parks and Wildlife Committee in the 2009–10 Eighth Extraordinary Session for the Tuesday, March 9 hearing only.

Sincerely,

JOHN A. PÉREZ
Speaker of the Assembly

March 8, 2010

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: This is to advise you that I have appointed Assemblymember Wesley Chesbro to fill the Democratic vacancy on the Assembly Local Government Committee in the 2009–10 Eighth Extraordinary Session for the Tuesday, March 9 hearing only.

Sincerely,

JOHN A. PÉREZ
 Speaker of the Assembly

CONSIDERATION OF DAILY FILE
THIRD READING OF SENATE BILLS

SENATE BILL NO. 29 (Steinberg)—An act to add Sections 19852.2, 19852.3, and 19852.4 to the Government Code, relating to public employment.

Bill read third time, and presented by Assembly Member De La Torre.

Bill passed by the following vote:

AYES—70

| | | | |
|---------------|-------------|-------------|-------------|
| Adams | Cook | Hernandez | Ruskin |
| Ammiano | Coto | Hill | Salas |
| Anderson | Davis | Huber | Saldaña |
| Arambula | De La Torre | Huffman | Silva |
| Bass | De León | Jeffries | Skinner |
| Beall | Emmerson | Jones | Smyth |
| Berryhill, B. | Eng | Knight | Solorio |
| Blakeslee | Evans | Lieu | Strickland |
| Block | Feuer | Lowenthal | Swanson |
| Blumenfield | Fletcher | Ma | Torlakson |
| Bradford | Fong | Mendoza | Torres |
| Brownley | Fuentes | Miller | Torrico |
| Buchanan | Furutani | Monning | Tran |
| Caballero | Galgiani | Nava | Villines |
| Calderon | Gilmore | Nestande | Yamada |
| Carter | Hagman | Niello | Mr. Speaker |
| Chesbro | Hall | Pérez, V.M. | |
| Conway | Hayashi | Portantino | |

NOES—7

| | | | |
|---------------|--------|---------|-------|
| Berryhill, T. | Fuller | Garrick | Logue |
| DeVore | Gaines | Harkey | |

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 29: Assembly Member Silva from “No” to “Aye”.

Bill ordered transmitted to the Senate immediately.

SENATE BILL NO. 32 (Wolk)—An act to amend Sections 17008.5, 17020.6, 17024.5, 17041, 17052.12, 17062, 17063, 17072, 17085, 17132.5, 17144.5, 17152, 17206, 17250, 17250.5, 17255, 17275.5, 17276, 17501, 17551, 17952.5, 18165, 18180, 18631, 19116, 19131, 19134, 19164, 19166, 19172, 19179, 19443, 21015.5, 23045, 23051.5, 23456, 23609, 23712, 23732, 23772, 24305, 24356, 24357, 24357.1, 24357.7, 24358, 24416, 24949.5, 24990.6, and 24993 of, to add Sections 17020.15, 17131.3, 17132.8, 17204, 17225, 17257, 17257.2, 17257.4, 17275.2, 17275.3, 17279.6, 17560.5, 17681.3, 17755, 18031.5, 18037.5, 18151.5, 18155.6, 19165, 19172.5, 19185, 19186, 23046.5, 23703.7, 24303, 24329, 24349.2, 24462, 24831.3, 24941.5, 24950.5, 24990.2, and 24990.8 to, and to repeal Sections 24355.3, 24981, and 24988 of, the Revenue and Taxation Code, relating to taxation.

Bill read third time, and presented by Assembly Member Calderon.

Bill passed by the following vote:

AYES—47

| | | | |
|-------------|-------------|-----------|-------------|
| Ammiano | Coto | Hayashi | Portantino |
| Arambula | Davis | Hernandez | Ruskin |
| Bass | De La Torre | Hill | Salas |
| Beall | De León | Huber | Saldaña |
| Blumenfield | Eng | Huffman | Skinner |
| Bradford | Evans | Jones | Swanson |
| Brownley | Feuer | Lieu | Torlakson |
| Buchanan | Fong | Lowenthal | Torres |
| Caballero | Fuentes | Ma | Torrico |
| Calderon | Furutani | Mendoza | Yamada |
| Carter | Galgiani | Monning | Mr. Speaker |
| Chesbro | Hall | Nava | |

NOES—29

| | | | |
|---------------|----------|----------|------------|
| Adams | Emmerson | Jeffries | Silva |
| Anderson | Fletcher | Knight | Smyth |
| Berryhill, B. | Fuller | Logue | Strickland |
| Berryhill, T. | Gaines | Miller | Tran |
| Blakeslee | Garrick | Nestande | Villines |
| Conway | Gilmore | Niello | |
| Cook | Hagman | Nielsen | |
| DeVore | Harkey | Norby | |

Bill ordered transmitted to the Senate immediately.

UNFINISHED BUSINESS

MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motion to reconsider the vote on Assembly Bill No. 4 was continued until the next legislative day.

COMMITTEE MEETING ANNOUNCEMENTS

The following committee schedule was announced:

Committee on Rules, today, upon adjournment of Floor Session, in the Tom Bane Rules Committee Room;

Committee on Natural Resources, on Tuesday, March 9, 2010, at 1:30 p.m., in Room 126;

Committee on Local Government, on Tuesday, March 9, 2010, at 9:30 a.m., in Room 126;

Committee on Water, Parks and Wildlife, on Tuesday, March 9, 2010, at 9 a.m., in Room 437.

AUTHOR'S AMENDMENTS

Committee on Water, Parks and Wildlife

March 8, 2010

Mr. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 34

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

HUFFMAN, Chair

SENATE BILL NO. 34—An act to add Sections 2069 and 2099 to the Fish and Game Code, to amend Sections 11430.30, 11430.70, and 11430.80 of the Government Code, and to add Section 25524 to the Public Resources Code, relating to energy, and making an appropriation therefor.

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.

VOTE ADDS

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

Senate Bill No. 29: Bill Berryhill, Blakeslee, Buchanan, Conway, Cook, Emmerson, Fletcher, Hagman, Knight, Lieu, Nestande, Niello, Strickland, Tran, and Villines—Aye; Tom Berryhill—No.

Senate Bill No. 32: Bill Berryhill and Gilmore—No.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, March 8, 2010

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

Assembly Bill No. 6

Assembly Bill No. 9

Assembly Bill No. 14

And reports the same correctly enrolled, and presented to the Governor on the 8th day of March, 2010, at 4:30 p.m.

E. DOTSON WILSON, Chief Clerk

ADJOURNMENT

At 1:15 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

JOHN A. PÉREZ, Speaker

AMY LEACH, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON MARCH 8, 2010**

The following measure was amended in the Assembly on this day:

SB RN

34 1007221

Daily Total: 1**Cumulative Total: 19**

CALIFORNIA LEGISLATURE
2009–10 EIGHTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, March 9, 2010

TWENTY-THIRD SESSION DAY

FIFTY-EIGHTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, March 9, 2010

The Assembly met at 7 a.m.

Hon. Michael Villines, Assembly Member, 29th District, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The following were placed upon the morning roll call—74:

| | | | |
|-----------------|----------|-----------|------------------|
| Adams | Coto | Hernandez | Pérez, V. Manuel |
| Ammiano | Davis | Hill | Portantino |
| Anderson | De León | Huber | Ruskin |
| Arambula | DeVore | Huffman | Salas |
| Beall | Emmerson | Jeffries | Saldaña |
| Berryhill, Bill | Eng | Jones | Silva |
| Berryhill, Tom | Evans | Knight | Skinner |
| Blakeslee | Feuer | Lieu | Smyth |
| Block | Fong | Logue | Solorio |
| Blumenfield | Fuentes | Lowenthal | Strickland |
| Bradford | Fuller | Ma | Swanson |
| Brownley | Furutani | Mendoza | Torlakson |
| Buchanan | Gaines | Miller | Torres |
| Caballero | Galgiani | Monning | Torrico |
| Calderon | Garrick | Nava | Villines |
| Carter | Gilmore | Nestande | Yamada |
| Chesbro | Hagman | Niello | Mr. Speaker |
| Conway | Hall | Nielsen | |
| Cook | Hayashi | Norby | |

Quorum present.

At 10:42 a.m., Hon. Chris Norby, 72nd District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

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 Members Bass and Fletcher.

On personal business, and waiving per diem: Assembly Members De La Torre and Tran.

Because of illness: Assembly Member Harkey.

(NOTE: For explanations of absence of Assembly Members Bass and Fletcher on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

March 8, 2010

*E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: This is to advise you that I have appointed Assemblymember Bill Monning to replace Assemblymember Kevin de León on the Assembly Natural Resources Committee in the 2009–10 Eighth Extraordinary Session for the Tuesday, March 9 hearing only.

Sincerely,

JOHN A. PÉREZ
Speaker of the Assembly

REPORTS OF STANDING COMMITTEES**Committee on Local Government**

Date of Hearing: March 9, 2010

Mr. Speaker: Your Committee on Local Government reports:

Senate Bill No. 26

With the recommendation: Do pass, and be re-referred to the Committee on Natural Resources.

CABALLERO, Chair

Above bill re-referred to the Committee on Natural Resources.

Committee on Natural Resources

Date of Hearing: March 9, 2010

Mr. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 26

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

SKINNER, Chair

Above bill re-referred to the Committee on Appropriations.

Committee on Water, Parks and Wildlife

Date of Hearing: March 9, 2010

Mr. Speaker: Your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 34

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

HUFFMAN, Chair

Above bill re-referred to the Committee on Appropriations.

MESSAGES FROM THE GOVERNOR

The following veto message from the Governor was received and ordered printed in the Journal and the bill ordered to the unfinished business file:

Veto Message—Assembly Bill No. 2

Governor's Office, Sacramento
March 8, 2010

To the Members of the California State Assembly:

I am returning Assembly Bill X8 2 without my signature as it does not actually implement spending reductions and make progress to close our budget gap.

Delaying implementation of the spending reductions I proposed in January will require the Legislature to make even more difficult choices later this year. As the Legislative Analyst has said, "Many of the major expenditure reductions in this budget will require significant lead time for departments to implement. Accordingly, the Legislature and the Governor will need to agree to a framework to solve much of the budget problem by the end of March." The Legislative Analyst goes on to say that "The Governor's trigger cuts . . . are painful and in some cases draconian. Nevertheless, there is no way the Legislature can avoid making some similarly difficult decisions this year."

In addition, this bill contains certain savings assumptions that are unrealistic. When I proposed the deportation of undocumented felons last year, I said I would review each case individually and would not commute the sentence of any undocumented felon that had committed serious or violent crime. Based on this review, my January budget includes only \$19 million in estimated savings from the commutation and deportation of a select number of undocumented felons, not the \$182 million assumed in this legislation. As such, the savings level assumed by this bill will not be achieved.

The longer the Legislature delays action on real reductions, the more difficult the choices become. I encourage the Legislature to return to work in the Extraordinary Session and act on actual spending reductions that will address California's fiscal emergency.

Sincerely,

ARNOLD SCHWARZENEGGER

RECEIPT OF BILLS

I acknowledge receipt this 8th day of March at 5:44 p.m., of Assembly Bill 2 X8 without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Jacque Roberts.

SUE L. PARKER
Assistant Chief Clerk of the Assembly

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

Governor's Message—Assembly Bill No. 7

Governor's Office, Sacramento

March 8, 2010

To the Members of the California State Assembly:

Assembly Bill X8 7 makes short term changes to the Beverage Container Recycling Program (Program) to help alleviate a portion of the financial burden faced by program participants during the 2009/10 Fiscal Year.

In January, I proposed a reasonable and progressive solution that addressed both the short-term fiscal concerns of the Beverage Container Recycling Fund (Fund) and made programmatic changes to ensure the long Fund's long-term fiscal sustainability. Unfortunately, this bill does not make the necessary long-term changes to the Program that I recommended and, therefore, the Fund remains vulnerable to further program reductions beginning in the 2010–11 Fiscal Year.

In addition to technical flaws in this bill that need to be addressed, structural changes to the Program are essential before the next fiscal year begins in order to ensure that program participants do not see another loss in funding. I urge the Legislature to work with my Administration expeditiously to enact the long-term solutions I proposed in January.

Sincerely,

ARNOLD SCHWARZENEGGER

CONSIDERATION OF DAILY FILE

UNFINISHED BUSINESS

MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motion to reconsider the vote on Assembly Bill No. 4 was continued until the next legislative day.

MESSAGES FROM THE SENATE

Senate Chamber, March 8, 2010

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 29

GREGORY P. SCHMIDT, Secretary of the Senate
By Bernadette McNulty, Assistant Secretary

ADJOURNMENT

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

JOHN A. PÉREZ, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 EIGHTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, March 10, 2010
TWENTY-FOURTH SESSION DAY
FIFTY-NINTH CALENDAR DAY
AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Wednesday, March 10, 2010

The Assembly met at 7 a.m.

Hon. Jose Solorio, Assembly Member, 69th District, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The following were placed upon the morning roll call—73:

| | | | |
|-----------------|-------------|------------------|-------------|
| Adams | De La Torre | Hill | Ruskin |
| Ammiano | De León | Huber | Salas |
| Anderson | DeVore | Huffman | Saldaña |
| Arambula | Emmerson | Jeffries | Silva |
| Beall | Eng | Knight | Skinner |
| Berryhill, Bill | Evans | Lieu | Smyth |
| Berryhill, Tom | Feuer | Logue | Solorio |
| Block | Fletcher | Lowenthal | Strickland |
| Blumenfield | Fong | Ma | Swanson |
| Bradford | Fuentes | Mendoza | Torlakson |
| Brownley | Fuller | Miller | Torres |
| Buchanan | Furutani | Monning | Torrico |
| Calderon | Gaines | Nava | Tran |
| Carter | Galgiani | Nestande | Villines |
| Chesbro | Garrick | Niello | Yamada |
| Conway | Gilmore | Nielsen | Mr. Speaker |
| Cook | Hagman | Norby | |
| Coto | Hall | Pérez, V. Manuel | |
| Davis | Hayashi | Portantino | |

Quorum present.

At 12:01 p.m., Hon. Connie Conway, 34th District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

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 Members Bass, Blakeslee, and Caballero.

On personal business, and waiving per diem: Assembly Members Hernandez and Jones.

Because of illness: Assembly Member Harkey.

(NOTE: For explanations of absence of Assembly Members Bass, Blakeslee, and Caballero on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for the Regular Session for this day.)

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

March 10, 2010

*E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: This is to advise you that I have appointed Assemblymember Jared Huffman to fill the Democratic vacancy on the Assembly Appropriations Committee in the 2009–10 Eighth Extraordinary Session for today’s hearing only.

Sincerely,

JOHN A. PÉREZ
Speaker of the Assembly

REPORTS OF STANDING COMMITTEES**Committee on Appropriations**

Date of Hearing: March 10, 2010

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 26

With amendments with the recommendation: Amend, and do pass, as amended.

DE LEÓN, Chair

Above bill ordered to second reading.

Date of Hearing: March 10, 2010

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 34

With amendments with the recommendation: Amend, and do pass, as amended.

DE LEÓN, Chair

Above bill ordered to second reading.

CONSIDERATION OF DAILY FILE**UNFINISHED BUSINESS****MOTIONS TO RECONSIDER BILLS CONTINUED**

By unanimous consent, the motion to reconsider the vote on Assembly Bill No. 4 was continued until the next legislative day.

ADJOURNMENT

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

JOHN A. PÉREZ, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE
2009–10 EIGHTH EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, March 11, 2010

TWENTY-FIFTH SESSION DAY

SIXTIETH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered 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)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, March 11, 2010

The Assembly met at 9:30 a.m.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly,
presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

ROLL CALL

The roll was called, and the following answered to their names—76:

| | | | |
|-----------------|-------------|-----------|------------------|
| Adams | Coto | Harkey | Nielsen |
| Ammiano | Davis | Hayashi | Norby |
| Anderson | De La Torre | Hernandez | Pérez, V. Manuel |
| Arambula | De León | Hill | Portantino |
| Bass | DeVore | Huber | Ruskin |
| Beall | Emmerson | Huffman | Salas |
| Berryhill, Bill | Eng | Jeffries | Saldaña |
| Berryhill, Tom | Feuer | Jones | Silva |
| Blakeslee | Fletcher | Knight | Skinner |
| Block | Fong | Lieu | Smyth |
| Blumenfield | Fuentes | Logue | Solorio |
| Bradford | Fuller | Lowenthal | Strickland |
| Brownley | Furutani | Ma | Swanson |
| Buchanan | Gaines | Mendoza | Torlakson |
| Calderon | Galgiani | Miller | Torres |
| Carter | Garrick | Monning | Torrico |
| Chesbro | Gilmore | Nava | Tran |
| Conway | Hagman | Nestande | Yamada |
| Cook | Hall | Niello | Mr. Speaker |

Quorum present.

PRAYER

Upon invitation of Speaker pro Tempore Saldaña, the following prayer was offered by Assembly Member Bonnie Lowenthal, of the 54th Assembly District:

Creator, Help us to welcome each day as if it were our first, so that we may have enthusiasm in our souls, excitement in our hearts, and warmth in our dispositions. Help us to welcome each day as if it were our last, so that we may have an urgency in our efforts, a deep concern for the world in our minds and the peace and love of the Creator in our hearts.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Saldaña, Assembly Member Niello 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 Speaker Pérez, seconded by Assembly Member Hagman.

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 Members Caballero, Evans, and Villines.

RECESS

By unanimous consent, at 10:10 a.m., Speaker pro Tempore Saldaña declared the Assembly recessed to permit the introduction of special guests.

By unanimous consent, the following introduction was ordered printed in the Regular Session.

Assembly Member Mendoza introduced guests from Univision: David Loving, Senior Vice President/Regional Director, Northern California; Maria L. Gutiérrez, Vice President/General Manager, Fresno; Steve Stuck, Vice President/General Manager, Sacramento; Theresa Ford, Vice President/General Manager, Bakersfield; Maelia Macin, Vice President/General Manager, Los Angeles; Jose Elgorriaga, General Sales Manager, Fresno; Sandi Stretch, Director of Sales, San Francisco; George Ray, Political Specialist; Ivelisse Estrada, Senior Vice President, Corporate and Community Relations.

Assembly Member Mendoza recognized Univision for its commitment to entertain and inform the Hispanic community by providing air time for public service announcements and through their partnerships with non-profit foundations, community groups, and civil rights organizations.

RECONVENED

At 10:13 a.m., the Assembly reconvened

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly, presiding.

RECESS

By unanimous consent, at 10:22 a.m., Speaker pro Tempore Saldaña declared the Assembly recessed to reconvene Regular Session.

RECONVENED

At 10:42 a.m., the Assembly reconvened.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly, presiding.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 34—An act to add Sections 2069, 2099, and 2099.5 to the Fish and Game Code, to amend Sections 11430.30, 11430.70, and 11430.80 of the Government Code, and to add Section 25524 to the Public Resources Code, relating to energy, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 26—An act to amend Section 26011 of, and to add Division 16.2 (commencing with Section 26100) to, the Public Resources Code, relating to energy, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

**CONSIDERATION OF SENATE BILL NO. 34
BY UNANIMOUS CONSENT**

Assembly Member Blumenfield was granted unanimous consent to take up Senate Bill No. 34, without reference to file, for purpose of consideration.

SENATE BILL NO. 34 (Padilla)—An act to add Sections 2069, 2099, and 2099.5 to the Fish and Game Code, to amend Section 11430.70 of the Government Code, and to add Section 25524 to the Public Resources Code, relating to energy, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Blumenfield.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—71

| | | | |
|---------------|-------------|-----------|-------------|
| Adams | Coto | Hayashi | Pérez, V.M. |
| Ammiano | Davis | Hernandez | Portantino |
| Arambula | De La Torre | Hill | Ruskin |
| Bass | De León | Huber | Salas |
| Beall | Emmerson | Huffman | Saldaña |
| Berryhill, B. | Eng | Jeffries | Silva |
| Berryhill, T. | Feuer | Jones | Skinner |
| Blakeslee | Fletcher | Lieu | Smyth |
| Block | Fong | Logue | Solorio |
| Blumenfield | Fuentes | Lowenthal | Strickland |
| Bradford | Fuller | Ma | Swanson |
| Brownley | Furutani | Mendoza | Torlakson |
| Buchanan | Galgiani | Miller | Torres |
| Calderon | Garrick | Monning | Torrico |
| Carter | Gilmore | Nava | Tran |
| Chesbro | Hagman | Nestande | Yamada |
| Conway | Hall | Niello | Mr. Speaker |
| Cook | Harkey | Nielsen | |

NOES—3

| | | |
|----------|--------|--------|
| Anderson | DeVore | Gaines |
|----------|--------|--------|

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—71

| | | | |
|---------------|-------------|-----------|-------------|
| Adams | Coto | Hayashi | Pérez, V.M. |
| Ammiano | Davis | Hernandez | Portantino |
| Arambula | De La Torre | Hill | Ruskin |
| Bass | De León | Huber | Salas |
| Beall | Emmerson | Huffman | Saldaña |
| Berryhill, B. | Eng | Jeffries | Silva |
| Berryhill, T. | Feuer | Jones | Skinner |
| Blakeslee | Fletcher | Lieu | Smyth |
| Block | Fong | Logue | Solorio |
| Blumenfield | Fuentes | Lowenthal | Strickland |
| Bradford | Fuller | Ma | Swanson |
| Brownley | Furutani | Mendoza | Torlakson |
| Buchanan | Galgiani | Miller | Torres |
| Calderon | Garrick | Monning | Torrico |
| Carter | Gilmore | Nava | Tran |
| Chesbro | Hagman | Nestande | Yamada |
| Conway | Hall | Niello | Mr. Speaker |
| Cook | Harkey | Nielsen | |

NOES—3

| | | |
|----------|--------|--------|
| Anderson | DeVore | Gaines |
|----------|--------|--------|

Bill ordered transmitted to the Senate.

CAUCUS ANNOUNCEMENTS

At 10:56 a.m., Assembly Member Garrick was granted unanimous consent that the Republican Caucus be permitted to meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 10:56 a.m., Speaker pro Tempore Saldaña declared the Assembly recessed.

RECONVENED

At 11:16 a.m., the Assembly reconvened.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly, presiding.

BILL ORDERED TRANSMITTED TO SENATE

Assembly Member Torrico was granted unanimous consent that Senate Bill No. 34 be transmitted to the Senate immediately.

RECESS

By unanimous consent, at 11:24 a.m., Speaker pro Tempore Saldaña declared the Assembly recessed to reconvene Regular Session.

RECONVENED

At 11:43 a.m., the Assembly reconvened.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly, presiding.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Assembly Member Torrico, on behalf of Assembly Member Evans, was granted unanimous consent that the following statement of legislative intent be printed in the Journal:

Legislative Intent—Assembly Bill 8x 7

February 25, 2010

*The Honorable Darrell Steinberg
Senate President pro Tem
State Capitol, Room 205
Sacramento, California*

Dear President pro Tempore Steinberg: This letter is to clarify the amendments to Public Resources Code 14581(a)(6)(C) as proposed in Assembly Bill 8x 7 as it was approved by the Senate on February 18, 2010.

These amendments ‘cap’ the amount of funds used to reduce the processing fees paid by manufacturers so that the total annual amount of reduction for each container type in each of the calendar years 2010 and 2011 does not exceed the total annual amount expended by the department to reduce processing fees for that particular container type in calendar year 2008. Also, the cap does not affect the processing payments to be made to recyclers in calendar years 2010 or 2011.

Respectfully,

NOREEN EVANS, Assembly Member
Seventh District

RESOLUTIONS

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 1—Torrico. Relative to final adjournment of the 2009–10 Eighth Extraordinary Session of the Legislature.

CONSIDERATION OF DAILY FILE (RESUMED)**THIRD READING OF ASSEMBLY BILLS**

ASSEMBLY CONCURRENT RESOLUTION NO. 1 (Torrico)—Relative to final adjournment of the 2009–10 Eighth Extraordinary Session of the Legislature.

Resolution read, and adopted by the following vote:

AYES—63

| | | | |
|-------------|-------------|-------------|-------------|
| Adams | De La Torre | Hernandez | Ruskin |
| Ammiano | De León | Hill | Salas |
| Anderson | DeVore | Huffman | Saldaña |
| Beall | Emmerson | Jeffries | Silva |
| Blakeslee | Eng | Jones | Skinner |
| Block | Feuer | Knight | Smyth |
| Blumenfield | Fletcher | Lieu | Solorio |
| Bradford | Fong | Logue | Strickland |
| Brownley | Fuentes | Lowenthal | Swanson |
| Buchanan | Fuller | Ma | Torlakson |
| Calderon | Furutani | Miller | Torres |
| Carter | Gaines | Monning | Torrico |
| Chesbro | Garrick | Nava | Tran |
| Cook | Gilmore | Nielsen | Yamada |
| Coto | Hagman | Pérez, V.M. | Mr. Speaker |
| Davis | Hayashi | Portantino | |

NOES—1

Harkey

BILL ORDERED TRANSMITTED TO SENATE

Assembly Member Torrico was granted unanimous consent that Assembly Concurrent Resolution No. 1 be transmitted to the Senate immediately.

VOTE ADDS

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

Senate Bill No. 34 and Urgency: Jones and Miller—Aye; Anderson and DeVore—No.

Assembly Concurrent Resolution No. 1: Fuller and Hayashi—Aye.

MOTION TO ADJOURN

At 11:44 a.m., Assembly Member Torrico moved that the Assembly adjourn the Eighth Extraordinary Session of the Legislature *sine die* at midnight on the date that this motion has been adopted by both Houses of the Legislature and consents for the Senate to do the same.

Motion carried.

MESSAGES FROM THE SENATE

Senate Chamber, March 11, 2010

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

Assembly Concurrent Resolution No. 1

GREGORY P. SCHMIDT, Secretary of the Senate
By Bernadette McNulty, Assistant Secretary

Above resolution ordered enrolled.

Senate Chamber, March 11, 2010

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 32

Senate Bill No. 34

GREGORY P. SCHMIDT, Secretary of the Senate
By Bernadette McNulty, Assistant Secretary

Senate Chamber, March 11, 2010

Mr. Speaker: I am directed to inform your honorable body that the Senate returns without further action:

Assembly Bill No. 13

Assembly Bill No. 15

Assembly Bill No. 16

Assembly Bill No. 17

Assembly Bill No. 18

Assembly Bill No. 19

Assembly Bill No. 20

GREGORY P. SCHMIDT, Secretary of the Senate
By Bernadette McNulty, Assistant Secretary

REPORTS OF STANDING COMMITTEES**Committee on Utilities and Commerce**

March 11, 2010

Mr. Speaker: Your Committee on Utilities and Commerce reports:

Senate Bill No. 31

Without action.

FUENTES, Chair

Above bill ordered transmitted to the Senate.

Committee on Rules

March 11, 2010

Mr. Speaker: Your Committee on Rules reports:
Assembly Bill No. 8
Without action.

LIEU, Chair

Above bill ordered filed with the Chief Clerk.

MEASURES WHICH DIED AT DESK

Assembly Bills Nos. 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, and 43; and Assembly Constitutional Amendment No. 1.

Senate Bills Nos. 27 and 30; Senate Concurrent Resolution No. 1.

MEASURES WHICH DIED ON SECOND READING

The following bill died on second reading: Senate Bill No. 26.

**MEASURES WHICH DIED ON UNFINISHED BUSINESS—
GOVERNOR'S VETO PENDING**

Assembly Bill No. 2.

RECONSIDERATION PENDING

Assembly Bill No. 4.

MEASURES WHICH DIED ON THIRD READING

The following bills died on third reading: Senate Bills Nos. 1, 2, 3, 5, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, and 20.

ADJOURNMENT

At 11:44 a.m., pursuant to a motion by Assembly Member Torrico and the provisions of Assembly Concurrent Resolution No. 1, the 2009–10 Eighth Extraordinary Session of the Legislature adjourned *sine die*.

JOHN A. PÉREZ, Speaker

AMY LEACH, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON MARCH 11, 2010**

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

SB RN

36 1007494

34 1007469

Daily Total: 2**Cumulative Total: 21**

CALIFORNIA LEGISLATURE

2009–10 EIGHTH EXTRAORDINARY SESSION

ASSEMBLY JOURNAL

APPENDIX NO. 1

APPENDIX TO THE ASSEMBLY JOURNAL
FOR THE 2009–10 EIGHTH EXTRAORDINARY SESSION

Assembly Chamber, Sacramento
Monday, March 15, 2010

The following is an appendix to the Assembly Journal for the 2009–10 Eighth Extraordinary Session containing information received subsequent to the adjournment *sine die* of the session.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, March 15, 2010

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

Assembly Concurrent Resolution No. 1

And reports the same correctly enrolled, and presented to the Secretary of State on the 15th day of March, 2010, at 3 p.m.

E. DOTSON WILSON, Chief Clerk

JOHN A. PÉREZ, Speaker

AMY LEACH, Minute Clerk

CALIFORNIA LEGISLATURE

2009–10 EIGHTH EXTRAORDINARY SESSION

ASSEMBLY JOURNAL

APPENDIX NO. 2

APPENDIX TO THE ASSEMBLY JOURNAL FOR THE 2009–10 EIGHTH EXTRAORDINARY SESSION

Assembly Chamber, Sacramento
Monday, March 22, 2010

The following is an appendix to the Assembly Journal for the 2009–10 Eighth Extraordinary Session containing information received subsequent to the adjournment *sine die* of the session.

Governor's Message—Assembly Bills Nos. 6 and 9

Governor's Office, Sacramento
March 22, 2010

To the Members of the California State Assembly:

I am signing Assembly Bill 6 and Assembly Bill 9.

Last week, I sent a letter to the Legislature indicating my concerns with the gas tax swap proposed by Assembly Bill X8 6 that resulted in a tax increase on commuter rail services, and the fact that the Legislature provided no tax reductions to help stimulate job growth. Earlier today, the Legislature passed a measure to fix technical problems with the gas tax swap bill and passed two key tax reductions as part of my jobs package. The package of bills as written will provide significant benefit to the state's general fund and will help put Californians back to work. For these reasons, I am signing these bills.

I commend the Legislature for acting today on the \$200 million homebuyers' tax credit. This successful program will lower taxes on the sale of both new and existing homes, stimulating the housing industry and creating jobs for thousands of Californians. Similarly, the tax exemption on the purchase of clean-technology manufacturing equipment will spur investment in solar manufacturing, renewable energy, fuel cells and zero-emission vehicles in California, creating jobs and maintaining California's leadership in the field of clean-technology.

I commend the Legislature for your strong bi-partisan actions on these measures. I encourage you to maintain this momentum and ask that before adjourning for Spring Recess the Legislature send me

measures to relieve homeowners from tax penalties associated with the sale of their homes in a “short sale,” and extend federal tax provisions to renewable energy projects funded with federal stimulus dollars. These two measures are critical and time sensitive. I look forward to working with you to move our state and our economy forward. Thanks for the great work.

Sincerely,

ARNOLD SCHWARZENEGGER

JOHN A. PÉREZ, Speaker

AMY LEACH, Minute Clerk