

CALIFORNIA LEGISLATURE
2011–12 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, January 11, 2012
ONE HUNDRED THIRTY-SECOND SESSION DAY
FOUR 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.

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Wednesday, January 11, 2012

The Assembly met at 7 a.m.

Hon. Mariko Yamada, Assembly Member, 8th District, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Reading Clerk Timothy Morland reading.

ROLL CALL

The following were placed upon the morning roll call—74:

Achadjian	Conway	Huber	Olsen
Alejo	Cook	Hueso	Pan
Allen	Dickinson	Huffman	Perea
Ammiano	Donnelly	Jeffries	Pérez, V. Manuel
Atkins	Eng	Jones	Portantino
Beall	Feuer	Knight	Silva
Berryhill	Fong	Lara	Skinner
Block	Fuentes	Logue	Smyth
Blumenfield	Gaines	Lowenthal	Solorio
Bonilla	Galgiani	Ma	Swanson
Bradford	Garrick	Mansoor	Torres
Brownley	Gatto	Mendoza	Valadao
Buchanan	Gordon	Miller	Wagner
Butler	Grove	Mitchell	Wieckowski
Calderon	Hagman	Monning	Williams
Campos	Halderman	Morrell	Yamada
Carter	Harkey	Nestande	Mr. Speaker
Cedillo	Hayashi	Nielsen	
Chesbro	Hill	Norby	

Quorum present.

At 11:26 a.m., Hon. Bob Wieckowski, 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 Roger Hernández.

On personal business, and waiving per diem: Assembly Members Fletcher and Furutani.

On active duty military deployment, and waiving per diem (Assembly Journal, page 452): Assembly Member Gorell.

Because of illness: Assembly Member Hall.

Because of illness in his family: Assembly Member Davis.

EXPLANATIONS OF ABSENCE

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

January 11, 2012

The Honorable John A. Pérez
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: The purpose of this letter is to respectfully request permission to be excused from Check-in Session for legislative business in my district office on Wednesday, January 11, 2012. I am thanking you in advance for your consideration of this request. If you have any questions, please do not hesitate to contact my Chief of Staff Pedro Carrillo at (916) 319-2057.

Sincerely,

ROGER HERNÁNDEZ, Assembly Member
Fifty-seventh District

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

January 11, 2012

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Shannon Grove to replace Assemblymember Bill Berryhill on the Assembly Agriculture Committee for today's hearing only.

Sincerely,

JOHN A. PÉREZ
Speaker of the Assembly

January 11, 2012

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Bob Wieckowski to replace Assemblymember Mike Davis on the Assembly Local Government Committee for today's hearing only.

Sincerely,

JOHN A. PÉREZ
Speaker of the Assembly

SPECIAL COMMITTEE MEETINGS

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

Select Committee on Disabilities, on Thursday, February 23, 2012, upon adjournment of Floor Session, in Room 4202;

Joint Legislative Audit Committee, on Wednesday, February 1, 2012, at 2 p.m., in Room 444;

Labor and Employment, on Wednesday, February 15, 2012, at 10 a.m.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 11, 2012

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

Assembly Concurrent Resolution No. 87

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered returned to second reading file.

Assembly Chamber, January 11, 2012

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

Assembly Bill No. 53

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bill was introduced and read the first time:

ASSEMBLY BILL NO. 1505—Pan (Principal coauthor: Senator Kehoe) (Coauthors: Atkins and Hill) (Coauthor: Senator Lieu). An act to add Section 972.3 to the Military and Veterans Code, relating to veterans.

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 89—Ammiano (Coauthors: Eng, Fong, Furutani, Hayashi, Ma, Pan, Williams, and Yamada) (Coauthors: Senators Lieu and Liu). Relative to the Lunar New Year celebration.

AUTHOR'S AMENDMENTS Committee on Appropriations

January 11, 2012

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Assembly Bill No. 904

Assembly Bill No. 1124

With author's amendments with the recommendation: Amend, and re-refer to the committee.

FUENTES, Chair

ASSEMBLY BILL NO. 904—An act to add Section 381.3 to the Public Utilities Code, relating to energy.

Bill read second time.

ASSEMBLY BILL NO. 1124—An act to add Section 383 to the Public Utilities Code, relating to energy.

Bill read second time.

Author's amendments, presented pursuant to Assembly Rules, read and adopted; bills ordered reprinted, and to be re-referred to the committee.

Committee on Judiciary

January 11, 2012

Mr. Speaker: The Chair of your Committee on Judiciary reports:

Assembly Bill No. 1405

With author’s amendments with the recommendation: Amend, and re-refer to the committee.

FEUER, Chair

ASSEMBLY BILL NO. 1405—An act to add Section 69614.4 to the Government Code, relating to courts.

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 Higher Education

Date of Hearing: January 10, 2012

Mr. Speaker: Your Committee on Higher Education reports:

Assembly Bill No. 822

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

BLOCK, Chair

Above bill re-referred to the Committee on Appropriations.

Committee on Judiciary

Date of Hearing: January 10, 2012

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 1289

Assembly Bill No. 1321

With amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Appropriations.

FEUER, Chair

Above bills ordered to second reading.

Committee on Accountability and Administrative Review

Date of Hearing: January 11, 2012

Mr. Speaker: Your Committee on Accountability and Administrative Review reports:

Assembly Bill No. 1431

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

DICKINSON, Chair

Above bill re-referred to the Committee on Appropriations.

Committee on Housing and Community Development

Date of Hearing: January 11, 2012

Mr. Speaker: Your Committee on Housing and Community Development reports:

Assembly Bill No. 317

With the recommendation: Do pass.

TORRES, Chair

Above bill ordered to second reading.

Committee on Transportation

Date of Hearing: January 9, 2012

Mr. Speaker: Your Committee on Transportation reports:

Assembly Bill No. 812

Assembly Bill No. 869

With amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Appropriations.

BONNIE LOWENTHAL, Chair

Above bills ordered to second reading.

Date of Hearing: January 9, 2012

Mr. Speaker: Your Committee on Transportation reports:

Assembly Bill No. 1047

With amendments with the recommendation: Amend, and do pass, as amended.

BONNIE LOWENTHAL, Chair

Above bill ordered to second reading.

Committee on Utilities and Commerce

Date of Hearing: January 9, 2012

Mr. Speaker: Your Committee on Utilities and Commerce reports:

Assembly Bill No. 578

With amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Appropriations.

BRADFORD, Chair

Above bill ordered to second reading.

Committee on Health

Date of Hearing: January 10, 2012

Mr. Speaker: Your Committee on Health reports:

Assembly Bill No. 761

With amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Appropriations.

MONNING, Chair

Above bill ordered to second reading.

Committee on Utilities and Commerce

Date of Hearing: January 9, 2012

Mr. Speaker: Your Committee on Utilities and Commerce reports:

Assembly Bill No. 838

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

BRADFORD, Chair

Above bill re-referred to the Committee on Appropriations.

Committee on Human Services

Date of Hearing: January 10, 2012

Mr. Speaker: Your Committee on Human Services reports:

Assembly Bill No. 254

Assembly Bill No. 671

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

BEALL, Chair

Above bills re-referred to the Committee on Appropriations.

Committee on Housing and Community Development

Date of Hearing: January 11, 2012

Mr. Speaker: Your Committee on Housing and Community Development reports:
Senate Bill No. 880

With the recommendation: Do pass, and be re-referred to the Committee on Judiciary.

TORRES, Chair

Above bill re-referred to the Committee on Judiciary.

Committee on Jobs, Economic Development, and the Economy

Date of Hearing: January 10, 2012

Mr. Speaker: Your Committee on Jobs, Economic Development, and the Economy reports:

Assembly Bill No. 643

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

V. MANUEL PÉREZ, Chair

Above bill ordered to second reading.

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

ASSEMBLY BILL NO. 1126—An act to amend Sections 7261 and 7262 of the Revenue and Taxation Code, relating to taxation.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 248—An act to add and repeal Section 17053.90 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time; amendments proposed by the Committee on Revenue and Taxation read and adopted; bill ordered reprinted and to be re-referred to the Committee on Appropriations.

ASSEMBLY BILL NO. 819—An act to amend Section 891 of the Streets and Highways Code, relating to bikeways.

Bill read second time; amendments proposed by the Committee on Transportation read and adopted; bill ordered reprinted and to be re-referred to the Committee on Appropriations.

ASSEMBLY BILL NO. 937—An act to add Section 39633 to the Health and Safety Code, relating to vessels.

Bill read second time; amendments proposed by the Committee on Transportation read and adopted; bill ordered reprinted and to be re-referred to the Committee on Appropriations.

ASSEMBLY BILL NO. 1197—An act to add Article 7 (commencing with Section 8295) to Chapter 7 of Division 4 of the Public Utilities Code, relating to public utility employees.

Bill read second time; amendments proposed by the Committee on Judiciary read and adopted; bill ordered reprinted and to be re-referred to the Committee on Appropriations.

ASSEMBLY BILL NO. 1165—An act to amend Section 1203.097 of the Penal Code, relating to domestic violence.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1354—An act to amend Section 2031.240 of the Code of Civil Procedure, relating to discovery.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1337—An act to amend Section 7630 of the Family Code, relating to family law.

Bill read second time; amendments proposed by the Committee on Judiciary read and adopted; bill ordered reprinted and to be returned to the second reading file, and to be placed upon the Consent Calendar.

ASSEMBLY BILL NO. 1233—An act to add Article 6 (commencing with Section 12098.8) to Chapter 1.6 of Division 3 of Title 2 of the Government Code, relating to state government, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Jobs, Economic Development, and the Economy read and adopted; bill ordered reprinted and to be re-referred to the Committee on Appropriations.

ASSEMBLY BILL NO. 593—An act to amend Section 1473.5 of the Penal Code, relating to domestic violence.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 801—An act to amend Sections 829.5 and 830.7 of the Penal Code, relating to code enforcement officers.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted; bill ordered reprinted and to be returned to the second reading file, and to be placed upon the Consent Calendar.

ADJOURNMENT

At 4 p.m., the Assembly adjourned until 7 a.m., Thursday, January 12, 2012.

JOHN A. PÉREZ, Speaker

AMY LEACH, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JANUARY 11, 2012

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The following measures were amended in the Assembly on this day:

AB	RN	
248	1200388	
801	1200183	
819	1130456	
904	1128178	
937	1130503	
1124	1129768	
1197	1200505	
1233	1200651	
1337	1200276	
1405	1200528	
Daily Total:		10
Cumulative Total:		2426

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