

CALIFORNIA LEGISLATURE
2009–10 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Friday, January 16, 2009

THIRTEENTH SESSION DAY

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
Sue Parker, Minute Clerk: Phone 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Friday, January 16, 2009

The Assembly met at 6:40 a.m.
Hon. Anthony Portantino, Assembly Member, 44th 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—47:

Adams	Emmerson	Huber	Saldaña
Anderson	Fletcher	Jeffries	Silva
Berryhill, Tom	Fong	Knight	Skinner
Blakeslee	Fuentes	Ma	Smyth
Block	Furutani	Miller	Strickland
Brownley	Gaines	Monning	Torlakson
Chesbro	Galgiani	Niello	Torrico
Conway	Garrick	Nielsen	Tran
Cook	Gilmore	Pérez, V. Manuel	Villines
Coto	Hagman	Portantino	Yamada
DeVore	Hernandez	Price	Mme. Speaker
Duvall	Hill	Salas	

Quorum present.

At 3:04 p.m., Hon. Michael 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 Members Ammiano, Arambula, Beall, Blumenfield, Buchanan, Caballero, Carter, De León, Evans, Feuer, Fuller, Hall, Harkey, Hayashi, Huffman, Krekorian, Logue, Mendoza, Nestande, John A. Pérez, Ruskin, Solorio, and Torres.

On personal business, per diem waived for the 2009–2010 Session (See Assembly Journal, pages 59 and 78): Assembly Member Jones.

On personal business, and waiving per diem: Assembly Members Davis, De La Torre, Eng, Lieu, Lowenthal, and Swanson.

Because of illness: Assembly Members Bill Berryhill, Calderon, and Nava.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

January 16, 2009

*The Honorable Karen Bass
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mme. Speaker: I would like to respectfully request to be excused from Assembly Check-In January 16, 2009, due to business in my Fresno District Office.

Thank you for your attention to this matter. If you have any questions, please feel free to contact Jalene Molina at (916) 319-2031.

Sincerely,

JUAN ARAMBULA, Assembly Member
Thirty-first District

January 12, 2009

*Speaker Karen Bass
California State Assembly
Room 219, State Capitol
Sacramento, California*

Dear Mme. Speaker: I respectfully request to be excused from the Assembly Check-In Session on Friday January 16, 2009. I will be in my district during this time attending to legislative business.

Thank you for your attention to this request.

Sincerely,

JIM BEALL, JR., Assembly Member
Twenty-fourth District

January 13, 2009

*The Honorable Karen Bass
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mme. Speaker: I respectfully request permission to be excused from Check In Session on Friday, January 16, 2009 due to legislative business in my district.

Thank you for your consideration of this request. Please feel free to contact me should you have any questions.

Sincerely,

BOB BLUMENFIELD, Assembly Member
Fortieth District

January 9, 2009

*The Honorable Karen Bass, Speaker
California State Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mme. Speaker: I respectfully request permission to be excused from Check-In Session on January 16, 2009 for legislative business in my district.

Thank you for your assistance. Please contact my Scheduler, Colleen Haley, at (916) 319-2015 should any questions arise.

Sincerely,

JOAN BUCHANAN, Assembly Member
Fifteenth District

January 12, 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 Friday, January 16, 2009, due to legislative business in my district.

Please feel free to contact me or my chief of staff, Willie Armstrong, at (916) 319-2028, should you have any questions regarding this request.

Sincerely,

ANNA M. CABALLERO, Assembly Member
Twenty-eighth District

January 12, 2009

*The Honorable Karen Bass
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Speaker Bass: This is to respectfully request to be excused from check in session on Friday, January 16 for legislative business in my district. Thank you in advance for approval of this request.

Sincerely,

WILMER AMINA CARTER, Assembly Member
Sixty-second District

January 12, 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 Friday, January 16, 2009. I will be in my district on 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

January 12, 2009

*The Honorable Karen Bass
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mme. Speaker: I request to be excused from Session on Friday, January 16, 2009 for legislative business.

Thank you for your consideration.

Very truly yours,

NOREEN EVANS, Assembly Member
Seventh District

January 12, 2009

*The Honorable Karen Bass
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mme. Speaker: I would like to request permission to be excused from Check-in Session on Friday, January 16, 2009. I have district business to attend to.

Thank you for your attention to this matter. If you have any questions, please feel free to contact me at (916) 319-2042.

Sincerely,

MIKE FEUER, Assembly Member
Forty-second District

January 12, 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 Friday, January 16, 2009 for legislative business.

Thank you for your consideration in this matter.

Sincerely,

JEAN FULLER, Assembly Member
Thirty-second District

January 15, 2009

*The Honorable Karen Bass
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mme. Speaker: I am writing to respectfully request to be excused on January 16, 2009 for legislative business.

Thank you for your prompt attention to this matter.

Sincerely,

ISADORE HALL, III, Assembly Member
Fifty-second District

January 16, 2009

*Assembly Speaker Karen Bass
State Capitol, Room 219
Sacramento, California*

Madame Speaker Bass: I am requesting permission to be excused from session and check-in for Friday, January 16. I was conducting legislative business in the Capitol.

If you have any questions, please feel free to contact Christine Hewitt at (916) 319-2073.

Sincerely,

DIANE L. HARKEY, Assembly Member
Seventy-third District

January 15, 2009

*The Honorable Karen Bass
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mme. Speaker: I respectfully request permission to be excused from Check-In Session on Friday, January 16, 2009, for the purpose of conducting legislative business in my district.

Thank you for your assistance in this matter. If you have questions or need more information, please do not hesitate to contact me or to have your designated staff person contact Sandy King at (916) 319-2018.

Sincerely,

MARY HAYASHI, Assembly Member
Eighteenth District

January 12, 2009

*The Honorable Karen Bass
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mme. Speaker: I respectfully request permission to be excused from Check-in Session on Friday, January 16, 2009 due to legislative business in my district.

Sincerely,

JARED HUFFMAN, Assembly Member
Sixth District

January 12, 2009

*The Honorable Karen Bass
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mme. Speaker Bass: I am requesting an excused absence from check in session on Friday, January 16, 2009 as I have meetings in my district office Thursday and Friday of that week.

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

January 16, 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 January 16, 2009, as I have legislative business in my district. 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

January 15, 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 Assembly Floor Session/Check-In Session on Friday, January 16 and Tuesday, January 20, 2009, due to legislative business in my district. I will be returning to Sacramento on Wednesday, January 21.

I want to thank you in advance for your consideration of this request and if you should have any questions I can be reached at 319-2056.

Sincerely,

TONY MENDOZA, Assembly Member
Fifty-sixth District

January 13, 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 Friday, January 16, 2009. I will be in my district on legislative business.

If you have any questions, please call me at 319-2064.

Thank you for your prompt attention.

Sincerely,

BRIAN NESTANDE, Assembly Member
 Sixty-fourth District

January 13, 2009

The Honorable Karen Bass
Speaker, California State Assembly
State Capitol, Room 219

Dear Mme. Speaker: I respectfully request permission to be excused from Check In Session on January 16, 2009 for legislative business in my district.

Thank you for your assistance. Please contact Nicole Curran in my office should any questions arise.

Sincerely,

JOHN A. PÉREZ, Assembly Member
 Forty-sixth District

January 12, 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 Friday, January 16, 2009 for legislative business.

Thank you for your assistance in this matter.

Respectfully,

IRA RUSKIN, Assembly Member
 Twenty-first District

January 12, 2009

The Honorable Karen Bass
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Bass: Due to legislative business, I respectfully ask to be excused from check-in session on Friday, January 16. If you have any questions or concerns, please contact Sharlene Carus in my office at 319-2069.

Sincerely,

JOSE SOLORIO, Assembly Member
 Sixty-ninth District

January 13, 2009

*The Honorable Karen Bass
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Speaker Bass: Your consideration is respectfully requested to be excused from check-in session on Friday, January 16 to attend to legislative business.

Thank you for your consideration.

Sincerely,

NORMA J. TORRES, Assembly Member
Sixty-first District

(NOTE: For letter explaining the absence of Assembly Member Ammiano on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for Thursday, January 15, 2009.)

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

January 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 Noreen Evans as Vice Chair of the Joint Legislative Budget Committee for the 2009–10 Regular 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. 126—Jeffries. An act to add Article 4 (commencing with Section 790) to Chapter 2.5 of Division 1 of the Public Resources Code, relating to forestry and fire protection.

ASSEMBLY BILL NO. 127—Jeffries. An act to add Article 2.5 (commencing with Section 3116) to, and to repeal and add Article 2 (commencing with Section 3113) of, Chapter 8.5 of Division 4 of Title 1 of the Government Code, relating to volunteer service.

ASSEMBLY BILL NO. 128—Coto. An act to amend Section 3212.1 of the Labor Code, relating to workers' compensation.

ASSEMBLY BILL NO. 129—Ma. An act to add Sections 7099.1 and 21028 to the Revenue and Taxation Code, and to add Section 13019 to the Unemployment Insurance Code, relating to taxation, and declaring the urgency thereof, to take effect immediately.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 11—Fong. Relative to the Lunar New Year 4707 celebration.

ADJOURNMENT

At 4:30 p.m., the Assembly adjourned until 7 a.m., Tuesday, January 20, 2009.

KAREN BASS, Speaker

SUE PARKER, Assistant Chief Clerk

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