

CALIFORNIA LEGISLATURE
2011–12 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, January 25, 2011

FIFTEENTH SESSION DAY

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.

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, January 25, 2011

The Assembly met at 7 a.m.

Hon. Donald P. Wagner, Assembly Member, 70th 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—77:

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

Quorum present.

At 1:20 p.m., Hon. Roger Hernández, 57th 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 Calderon.

*On personal business, and waiving per diem: Assembly Member
Fletcher.*

EXPLANATIONS OF ABSENCE

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

January 24, 2011

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

Dear Speaker Pérez: I respectfully request to be excused from Check-in Session on Tuesday, January 25th and Wednesday, January 26th due to legislative business in my district.

Thank you for your consideration of this request.

Sincerely,

CHARLES M. CALDERON, Assembly Member
Fifty-eighth District

COMMUNICATIONS

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

January 21, 2011

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

RE: Appointment of Donna Benton
to California Commission on Aging

Dear Mr. Wilson: Please be advised I have appointed Ms. Donna Benton to the California Commission on Aging. This is a term appointment starting January 21, 2011 and the expiration date is January 21, 2014. Ms. Benton will be replacing Mr. Thomas Rowe.

Sincerely,

JOHN A. PÉREZ
Speaker of the Assembly

January 24, 2011

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

RE: Appointment of David Reimer
to Continuing Care Advisory Committee

Dear Mr. Wilson: Please be advised I have appointed Mr. David Reimer to the Continuing Care Advisory Committee. This is a term appointment starting January 24, 2011 and the expiration date is January 1, 2012.

Sincerely,

JOHN A. PÉREZ
Speaker of the Assembly

January 25, 2011

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

Dear Dotson: Please be advised that I have established and appointed chairs to the following Select Committees for the 2011–12 Regular Session:

Select Committee on 9-1-1 Service and Public Safety Communications
Assemblymember Norma Torres, Chair

Select Committee on Aerospace
Assemblymember Betsy Butler, Chair

Select Committee on Drug and Alcohol Abuse
Assemblymember Jim Beall, Chair

Select Committee on Biotechnology
Assemblymember Jerry Hill, Chair

Select Committee on California-Mexico Bi-national Affairs
Assemblymember Ben Hueso, Chair

Select Committee on Career Technical Education and Workforce Development
Assemblymember Warren Furutani, Chair

Select Committee on Community Colleges
Assemblymember Mary Hayashi, Chair

Select Committee on Delinquency Prevention and Youth Development
Assemblymember Roger Dickinson, Chair

Select Committee on Disabilities
Assemblymember Wesley Chesbro, Chair

Select Committee on Domestic Violence
Assemblymember Fiona Ma, Chair

Select Committee on Dual Immersion Programs
Assemblymember Tony Mendoza, Chair

Select Committee on Financial Empowerment
Assemblymember Ricardo Lara, Chair

Select Committee on Foster Care
Assemblymember Jim Beall, Chair

Select Committee on Government Efficiency, Technology and Innovation
Assemblymember Joan Buchanan, Chair

Select Committee on Healthcare Workforce and Access to Care
Assemblymember Richard Pan, Chair

- Select Committee on High Quality Early Childhood Education*
Assemblymember Susan Bonilla, Chair
- Select Committee on High Speed Rail for California*
Assemblymember Cathleen Galgiani, Chair
- Select Committee on High Technology*
Assemblymember Paul Fong, Chair
- Select Committee on Homelessness*
Assemblymember Toni Atkins, Chair
- Select Committee on Immigration and the Economy*
Assemblymember Gilbert Cedillo, Chair
- Select Committee on Inland Empire Transportation Issues*
Assemblymember Wilmer Amina Carter, Chair
- Select Committee on Low High School Matriculation Rates*
Assemblymember Roger Hernández, Chair
- Select Committee on State Hospital Safety*
Assemblymember Michael Allen, Chair
- Select Committee on Ports*
Assemblymember Bonnie Lowenthal, Chair
- Select Committee on Procurement*
Assemblymember Steven Bradford, Chair
- Select Committee on Rail Transportation*
Assemblymember Mike Davis, Chair
- Select Committee on Regional Approaches to Addressing the State's Water Crisis*
Assemblymember Jose Solorio, Chair
- Select Committee on the Revitalization of the Los Angeles River and Pacoima Wash*
Assemblymember Felipe Fuentes, Chair
- Select Committee on San Diego Trade, Tourism and Job Creation*
Assemblymember Marty Block, Chair
- Select Committee on State School Financial Takeovers*
Assemblymember Sandré Swanson, Chair
- Select Committee on the Status of Boys and Men of Color in California*
Assemblymember Sandré Swanson, Chair
- Select Committee on Sustainable and Organic Agriculture*
Assemblymember Mariko Yamada, Chair
- Select Committee on the Continued Expansion of the University of California at Merced*
Assemblymember Cathleen Galgiani, Chair

Select Committee on Wine

Assemblymember Wesley Chesbro, Chair

Sincerely,

JOHN A. PÉREZ
Speaker of the Assembly

SPECIAL COMMITTEE MEETINGS

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

Environmental Safety and Toxic Materials, to convene jointly with the Committee on Health, on Tuesday, February 15, 2011 and Tuesday, February 22, 2011, at 1:30 p.m., in Room 4202.

Environmental Safety and Toxic Materials, to convene jointly with the Committee on Natural Resources, on Tuesday, March, 1, 2011 and Tuesday, March 8, 2011, at 1:30 p.m., in Room 444.

**MESSAGES FROM THE GOVERNOR
CONCERNING
COMMUTATIONS, REPRIEVES, AND PARDONS**

The following messages from the Governor were received and ordered printed in the Journal:

Governor's Office, Sacramento

To the Members of the Senate and Assembly of the State of California:

In accordance with Article V, Section 8(a) of the California Constitution, I hereby submit to you a report of pardons and commutations granted by me from January 1, 2010 through December 31, 2010. One reprieve was granted during this period.

Sincerely,

ARNOLD SCHWARZENEGGER

Governor's Reports Received

January 2, 2011

E. Dotson Wilson

*Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Mr. Wilson: Enclosed are the Governor's 2010 Executive Report on Parole Review Decisions and the 2010 Acts of Executive Clemency, issued pursuant to Article V, Section 8 of the California Constitution.

Sincerely,

ANDREA LYNN HOCH
Legal Affairs Secretary

Accompanying reports referred to the Committee on Public Safety.

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 183—Ma. An act to add Section 23394.7 to the Business and Professions Code, relating to alcoholic beverages.

ASSEMBLY BILL NO. 184—Swanson. An act to add Section 5899 to the Government Code, relating to contractual assessment programs.

ASSEMBLY BILL NO. 185—Hernández. An act to add Section 10123.865 to the Insurance Code, relating to health care coverage.

ASSEMBLY BILL NO. 186—Williams (Coauthor: V. Manuel Pérez). An act to amend Section 120130 of the Health and Safety Code, relating to public health.

ASSEMBLY BILL NO. 187—Lara and Smyth (Principal coauthor: Alejo). An act to add Section 8546.10 to the Government Code, relating to state government.

ASSEMBLY BILL NO. 188—Block (Coauthors: Blumenfield, Fletcher, Hagman, and Jeffries). An act to amend Sections 205.5 and 279 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY JOINT RESOLUTION NO. 2—Portantino (Principal coauthors: Achadjian, Gatto, and Halderman) (Principal coauthors: Senators Tom Berryhill, De León, Liu, Simitian, Wyland, and Yee). Relative to the Armenian Genocide.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 7 a.m., Wednesday, January 26, 2011.

JOHN A. PÉREZ, Speaker

AMY LEACH, Minute Clerk