

CALIFORNIA LEGISLATURE  
2011–12 REGULAR SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, January 26, 2012**

**ONE HUNDRED FORTY-FIRST SESSION DAY**

**FOUR HUNDRED SEVENTEENTH CALENDAR DAY**

**AT SACRAMENTO, CALIFORNIA**



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**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, January 26, 2012

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.

Reading Clerk Timothy Morland reading.

#### ROLL CALL

The roll was called.

#### Quorum Call of the Assembly

Assembly Member Yamada moved a quorum call of the Assembly.

Motion carried. Time, 9 a.m.

The Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

#### Quorum Present

At 9:08 a.m., Speaker pro Tempore Ma declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—76:

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

**PRAYER**

Upon invitation of Speaker pro Tempore Ma, the following prayer was offered by Assembly Chaplain Rev. Constantine C. Pappademos:

*Lord, If we have never eaten chocolate, someone else can describe it to us and tell us about its taste and texture, but until we take a bite, it won't really mean anything. In the same way, not until we experience Your love firsthand, Lord, and allow it to sink down into our heart, will something happen inside us. Your love changes us—it builds confidence and strength in us. Lord, let Your love empower us to overcome temptation and to stand strong no matter what difficulty may face us. For when we open our heart and receive Your love, nothing can separate us from You.—AMEN.*

**PLEDGE OF ALLEGIANCE TO THE FLAG**

Upon request of Speaker pro Tempore Ma, Assembly Member Gatto 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 Charles Calderon, 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 active duty military deployment, and waiving per diem (Assembly Journal, page 452): Assembly Member Gorell.*

*Because of a death in their families: Assembly Members Davis and Smyth.*

*Because of illness in her family, and waiving per diem: Assembly Member Halderman.*

**REPORTS**

The following letters of transmittal were presented by the Chief Clerk and ordered printed in the Journal:

California State Auditor

2011-041  
January 12, 2012

*The Honorable Speaker of the Assembly  
The Honorable Members of the Assembly  
of the Legislature of California  
State Capitol, Room 3196  
Sacramento, California*

Members of the Assembly: Consistent with the Omnibus Audit Accountability Act of 2006 (California Government Code, Sections 8548.7 and 8548.9), the Bureau of State Audits (bureau) presents its special report to the Joint Legislative Audit Committee, Joint Legislative Budget Committee, and Department of Finance. This report notes that from January 2005 through October 2010, the bureau issued 98 reports on audits of state agencies. In those reports, the bureau made 990 recommendations and state agencies had implemented 822, or 83 percent. The remaining 168 recommendations made to 32 state agencies had been outstanding for at least a year and not fully

implemented. However, based on recent responses obtained from those state agencies, the bureau determined that 40 have been fully implemented and only 128 remain outstanding. In addition to identifying which recommendations have and have not been fully implemented, this report contains written responses from each state agency explaining the status of each recommendation. For recommendations that have not been fully implemented, this report also provides agency responses regarding when or if these recommendations will be fully implemented.

Our audit efforts bring the greatest returns when agencies act upon our findings and recommendations. For example, in April 2008 the bureau reported that the program the Department of Social Services (Social Services) administers under the state's Safely Surrendered Baby Law (safe-surrender law) would have greater impact if Social Services were to implement several changes to the program. Specifically, the bureau recommended that Social Services clarify the definition of safe surrender for county and state agencies, and then monitor their use of the clarified definition. The bureau also recommended that Social Services revoke the erroneous guidance it had previously issued on the waiver of the privilege of confidentiality by individuals who safely surrender babies. Additionally, the bureau recommended that Social Services consider ways to improve the availability of medical information for surrendered babies. Social Services fully implemented these recommendations in November 2010 by releasing a notice to all county welfare directors that clarified the definition of safe surrender and corrected the erroneous information regarding the waiver of confidentiality. Furthermore, the letter provided an updated form for use by safe surrender site staff designed to improve the availability of medical information that could be vital to the health of a surrendered child. According to Social Services, between January 1, 2001—the date of the safe-surrender law's implementation—and March 31, 2011, parents safely surrendered 407 newborns, while 151 other newborns were found alive following their illegal abandonment. While Social Services has not yet implemented all of the bureau's recommendations, its ongoing improvements to its administrative practices will help to ensure the continuing viability of this life-saving program.

If you would like more information or assistance regarding any of the recommendations or background provided in this report, please contact Margarita Fernández, Chief of Public Affairs, at (916) 445-0255.

Sincerely,

ELAINE M. HOWLE, CPA  
State Auditor

Above report referred to the Committee on Accountability and Administrative Review.

California State Auditor

2011-504  
January 24, 2012

*The Honorable Speaker of the Assembly  
The Honorable Members of the Assembly  
of the Legislature of California  
State Capitol, Room 3196  
Sacramento, California*

Members of the Assembly: This report presents the results of a follow-up review the Bureau of State Audits (bureau) conducted concerning the efforts by the High-Speed Rail Authority (Authority) to implement recommendations from an earlier audit report that we issued in April 2010. The bureau's report titled *High-Speed Rail Authority: It Risks Delays or an Incomplete System Because of Inadequate Planning, Weak Oversight, and Lax Contract Management*, Report 2009-106, examined the Authority's readiness to manage funds authorized for building the high-speed rail network (program) in California, including the \$9 billion in general obligation bonds the voters authorized in November 2008. As a result of our follow-up audit, we concluded that the Authority has fully implemented four recommendations, partially implemented five, and taken no action on the remaining one.

Although the Authority has implemented some of the recommendations we made in our prior report, significant problems persist. For example, the program's overall financial situation has become increasingly risky. This is in part because the Authority has not provided viable funding alternatives in the event that its planned funding does not materialize. In its 2012 draft business plan, the Authority more than doubled its previous cost estimates for phase one of the program, to between \$98.1 billion and \$117.6 billion. Of this amount, the Authority has secured only approximately \$12.5 billion to date. Further, the Authority's 2012 draft business plan still lacks key details about the program's costs and revenues.

In addition to our concerns related to the Authority's 2012 draft business plan, we also identified a number of critical, ongoing problems involving its oversight of the program. Specifically, in part because the Authority is significantly understaffed, it has delegated significant control to its contractors—especially the entity that manages the program (Program Manager). The Authority relies on the Program Manager to provide accurate, consistent, and useful information in its monthly progress reports. However, we found that these reports were often inaccurate and that at times the Program Manager appeared to misinform the Authority about the speed with which contractors for each region performed tasks. Finally, even though the majority of the Authority's role in administering the program involves its management of contracts, we discovered during the course of our work that the Authority had engaged in inappropriate contracting practices involving information technology services. The nature of these problems suggests that the Authority needs to significantly improve its internal controls to ensure that it effectively manages its contracts.

Respectfully submitted,

ELAINE M. HOWLE, CPA  
State Auditor

Above report referred to the Committee on Transportation.

## California State Auditor

2011-039  
January 9, 2012

*The Honorable Speaker of the Assembly  
The Honorable Members of the Assembly  
of the Legislature of California  
State Capitol, Room 3196  
Sacramento, California*

Members of the Assembly: This letter report provides an update on recent events related to the Financial Information System for California (FI\$Cal) project. Pursuant to Government Code, Section 15849.22(e), the State Auditor's Office (state auditor) is required to independently monitor the FI\$Cal project throughout its development, as deemed appropriate by the state auditor. FI\$Cal is a business transformation project for state government in the areas of budgeting, accounting, procurement, and cash management. The independent monitoring shall include, but is not limited to, monitoring the contracts for independent project oversight (IPO) and independent verification and validation (IV&V) services, assessing whether concerns about the project raised by the IPO and IV&V contractors are appropriately addressed by the FI\$Cal steering committee and the FI\$Cal project office within the Department of Finance or its successor entity, and assessing whether the FI\$Cal project is progressing according to schedule and within budget. This is the sixth report we have issued since we began monitoring the FI\$Cal project in 2007.

Government Code, Section 15849.22(e)(2), requires that the state auditor report on the status of the FI\$Cal project at least annually before January 10. Accordingly, we are providing this summary of the events that have occurred since our last status update dated January 6, 2011. In that update report, we reported that the project awarded contracts to three "fit-gap" vendors—Accenture plc, CGI Group, Inc., and International Business Machines Corporation.<sup>1</sup> In addition, we provided updates on our oversight activities, the long-term funding options the project was considering, the project's difficulties in hiring and retaining staff, implementation of the project's new governance model, and trailer bill language to the Budget Act of 2010 that required the project to consider alternative approaches to implementation. Since that time, in April 2011, the project issued an addendum to its third Special Project Report (SPR) to modify its schedule to reflect the impact of factors, such as the former governor's August 2010 directive to cease hiring and the timing of the legislative review of the project's report to the Legislature. In July 2011 the project made further changes to its schedule to allow for additional preparation time for negotiations with the fit-gap vendors. The text box reflects the most recent scheduled completion dates for certain major milestones. As of December 2011 the project completed its negotiations with the three fit-gap vendors and is in the process of evaluating the vendors' final bids. This letter report provides updates on our oversight activities, the status of the project's

long-term funding strategy, its continuing challenges in recruiting and retaining key staff, its slower than anticipated progress in performing data management and change management activities, and the importance of the project’s upcoming fourth SPR.

Respectfully submitted,

ELAINE M. HOWLE, CPA  
State Auditor

<sup>1</sup> “Fit-gap” is a process where vendors review the State’s requirements for FISCAL in detail and compare those requirements to the software products that they are proposing to generate a firm, fixed-price proposal.

Above report referred to the Committee on Business, Professions and Consumer Protection.

**ENGROSSMENT AND ENROLLMENT REPORTS**

Assembly Chamber, January 26, 2012

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:  
Assembly Concurrent Resolution No. 85

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered returned to second reading file.

**REFERENCE OF BILLS TO COMMITTEE**

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

*Assembly*

<i>Bill No.</i>	<i>Committee</i>
1442	E.S. & T.M.
1446	L. Gov. and Trans.
1450	L. & E. and Jud.
1457	U. & C.
1458	P.E.,R. & S.S.
1459	Nat. Res.
1460	J., E.D. & E.
1511	Jud.
1513	Health
1515	L. Gov.
1516	Trans.
1517	B.,P. & C.P.
1518	B.,P. & C.P.
1519	P.E.,R. & S.S.
1520	Trans. and L. Gov.
1521	Ed.
1522	Jud.
1523	Trans. and L. & E.
1524	Trans.
1525	Aging & L.T.C. and Pub. S.
1526	Health

*Assembly Concurrent*

<i>Resolution No.</i>	<i>Committee</i>
91	Rls.
92	Rls.
93	Rls.

**REQUEST FOR PHOTOGRAPHER**

Assembly Member Feuer was granted unanimous consent that a photographer be permitted on the Floor of the Assembly.

**GOVERNOR'S VETOES STRICKEN FROM FILE**

Assembly Member Gatto was granted unanimous consent that the Governor's veto of Assembly Bill No. 306 be stricken from file.

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

**ASSEMBLY BILL NO. 467**—An act to amend Section 75101 of the Public Resources Code, relating to the environment.

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.

**THIRD READING OF ASSEMBLY BILLS**

**ASSEMBLY BILL NO. 625 (Ammiano)**—An act to amend Sections 290 and 290.006 of the Penal Code, relating to sex offender registration.

Bill read third time.

**Motion to Amend**

Assembly Member Ammiano moved the adoption of amendments. Amendments read and adopted by the following vote:

**AYES—40**

Alejo	Butler	Galgiani	Mendoza
Allen	Calderon	Gordon	Mitchell
Ammiano	Campos	Hall	Monning
Atkins	Carter	Hayashi	Pan
Beall	Cedillo	Hernández	Pérez, V.M.
Blumenfield	Dickinson	Hill	Skinner
Bonilla	Eng	Huffman	Wickowski
Bradford	Feuer	Lara	Williams
Brownley	Fong	Lowenthal	Yamada
Buchanan	Fuentes	Ma	Mr. Speaker

**NOES—28**

Achadjian	Garrick	Jones	Nielsen
Berryhill	Gatto	Knight	Olsen
Conway	Grove	Logue	Portantino
Cook	Hagman	Mansoor	Silva
Donnelly	Harkey	Miller	Torres
Fletcher	Huber	Morrell	Valadao
Gaines	Jeffries	Nestande	Wagner

Bill ordered reprinted, and ordered returned to the third reading file.

**ASSEMBLY BILL NO. 317 (Charles Calderon)**—An act to amend Sections 798.21 and 798.74.5 of the Civil Code, relating to mobilehomes.

Bill read third time.

The roll was opened.

**Call of the Assembly**

Pending the announcement of the vote, Assembly Member Charles Calderon moved a call of the Assembly.

Motion carried. Time, 9:16 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.



**ASSEMBLY BILL NO. 1166 (Solorio)**—An act to add Section 49074.5 to the Education Code, relating to pupils.

Bill read third time, and passed by the following vote:

**AYES—66**

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

**NOES—5**

Donnelly	Hagman	Morrell
Grove	Knight	

Bill ordered transmitted to the Senate.

**ASSEMBLY BILL NO. 1172 (Mendoza)**—An act to amend Section 47605 of the Education Code, relating to charter schools.

Bill read third time.

**Motion to Amend**

Assembly Member Mendoza moved the adoption of amendments.

Amendments read and adopted by the following vote:

**AYES—48**

Alejo	Calderon	Gordon	Pan
Allen	Campos	Hayashi	Perea
Ammiano	Carter	Hernández	Pérez, V.M.
Atkins	Cedillo	Hill	Portantino
Beall	Chesbro	Hueso	Skinner
Block	Dickinson	Huffman	Solorio
Blumenfield	Eng	Lara	Swanson
Bonilla	Feuer	Lowenthal	Torres
Bradford	Fong	Ma	Wieckowski
Brownley	Fuentes	Mendoza	Williams
Buchanan	Galgiani	Mitchell	Yamada
Butler	Gatto	Monning	Mr. Speaker

**NOES—26**

Achadjian	Garrick	Knight	Norby
Berryhill	Grove	Logue	Olsen
Conway	Hagman	Mansoor	Silva
Cook	Harkey	Miller	Valadao
Donnelly	Huber	Morrell	Wagner
Fletcher	Jeffries	Nestande	
Gaines	Jones	Nielsen	

Bill ordered reprinted, and ordered returned to the third reading file.

**ASSEMBLY BILL NO. 53 (Solorio)**—An act to add Article 10.2 (commencing with Section 927) to Chapter 1 of Part 2 of Division 1 of the Insurance Code, relating to insurers.

Bill read third time, and passed by the following vote:

**AYES—50**

Alejo	Campos	Hayashi	Perea
Allen	Carter	Hernández	Pérez, V.M.
Ammiano	Cedillo	Hill	Portantino
Atkins	Chesbro	Huber	Skinner
Beall	Dickinson	Hueso	Solorio
Block	Eng	Huffman	Swanson
Blumenfield	Feuer	Lara	Torres
Bonilla	Fong	Lowenthal	Wieckowski
Bradford	Fuentes	Ma	Williams
Brownley	Galgiani	Mendoza	Yamada
Buchanan	Gatto	Mitchell	Mr. Speaker
Butler	Gordon	Monning	
Calderon	Hall	Pan	

**NOES—25**

Achadjian	Garrick	Logue	Olsen
Berryhill	Grove	Mansoor	Silva
Conway	Hagman	Miller	Valadao
Cook	Harkey	Morrell	Wagner
Donnelly	Jeffries	Nestande	
Fletcher	Jones	Nielsen	
Gaines	Knight	Norby	

Bill ordered transmitted to the Senate.

**ASSEMBLY BILL NO. 369 (Huffman)**—An act to add Section 1367.243 to the Health and Safety Code, and to add Section 10123.192 to the Insurance Code, relating to health care coverage.

Bill read third time, and passed by the following vote:

**AYES—48**

Alejo	Calderon	Hall	Pan
Allen	Campos	Hayashi	Perea
Ammiano	Carter	Hernández	Pérez, V.M.
Atkins	Cedillo	Hill	Portantino
Beall	Chesbro	Huber	Skinner
Block	Dickinson	Hueso	Solorio
Blumenfield	Eng	Huffman	Swanson
Bonilla	Feuer	Lara	Torres
Bradford	Fong	Lowenthal	Wieckowski
Brownley	Fuentes	Ma	Williams
Buchanan	Gatto	Mendoza	Yamada
Butler	Gordon	Mitchell	Mr. Speaker

**NOES—22**

Achadjian	Garrick	Logue	Olsen
Berryhill	Grove	Mansoor	Silva
Conway	Hagman	Miller	Valadao
Donnelly	Harkey	Morrell	Wagner
Fletcher	Jeffries	Nestande	
Gaines	Jones	Nielsen	

Bill ordered transmitted to the Senate.

**ASSEMBLY BILL NO. 327 (Davis)**—An act to amend Sections 667 and 1170.12 of the Penal Code, relating to sentencing.

Bill read third time.

**Motion to Amend**

Assembly Member Mitchell moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

**At 9:26 a.m., Assistant Speaker pro Tempore Mike Gatto, 43rd District, presiding**

**ASSEMBLY BILL NO. 526 (Dickinson)**—An act to amend Section 6027 of the Penal Code, relating to crime prevention.

Bill read third time, and passed by the following vote:

**AYES—74**

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

**NOES—None**

Bill ordered transmitted to the Senate.

**ASSEMBLY BILL NO. 812 (Ma)**—An act to add Section 42704 to the Public Resources Code, relating to solid waste.

Bill read third time, and passed by the following vote:

**AYES—70**

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

**NOES—2**

Garrick Knight

Bill ordered transmitted to the Senate.

**ASSEMBLY BILL NO. 819 (Wieckowski)**—An act to amend Sections 890.6 and 890.8 of the Streets and Highways Code, relating to bikeways.

Bill read third time, and passed by the following vote:

**AYES—54**

Alejo	Cedillo	Hernández	Pan
Allen	Chesbro	Hill	Perea
Ammiano	Dickinson	Huber	Pérez, V.M.
Atkins	Eng	Hueso	Portantino
Beall	Feuer	Huffman	Skinner
Block	Fletcher	Lara	Solorio
Blumenfield	Fong	Lowenthal	Swanson
Bonilla	Fuentes	Ma	Torres
Bradford	Furutani	Mendoza	Wieckowski
Brownley	Galgiani	Mitchell	Williams
Buchanan	Gatto	Monning	Yamada
Butler	Gordon	Nestande	Mr. Speaker
Campos	Hall	Norby	
Carter	Hayashi	Olsen	

**NOES—21**

Achadjian	Garrick	Knight	Silva
Berryhill	Grove	Logue	Valadao
Conway	Hagman	Mansoor	Wagner
Cook	Harkey	Miller	
Donnelly	Jeffries	Morrell	
Gaines	Jones	Nielsen	

Bill ordered transmitted to the Senate.

**ASSEMBLY BILL NO. 838 (Hill)**—An act to amend Section 308 of the Public Utilities Code, relating to the Public Utilities Commission.

Bill read third time, and passed by the following vote:

**AYES—54**

Alejo	Cedillo	Hayashi	Pan
Allen	Chesbro	Hernández	Perea
Ammiano	Dickinson	Hill	Pérez, V.M.
Atkins	Eng	Huber	Portantino
Beall	Feuer	Hueso	Skinner
Block	Fletcher	Huffman	Solorio
Blumenfield	Fong	Jeffries	Swanson
Bonilla	Fuentes	Lara	Torres
Bradford	Furutani	Lowenthal	Wieckowski
Brownley	Galgiani	Ma	Williams
Buchanan	Gatto	Mendoza	Yamada
Butler	Gordon	Mitchell	Mr. Speaker
Campos	Hagman	Monning	
Carter	Hall	Nestande	

**NOES—19**

Achadjian	Grove	Mansoor	Olsen
Conway	Harkey	Miller	Silva
Donnelly	Jones	Morrell	Valadao
Gaines	Knight	Nielsen	Wagner
Garrick	Logue	Norby	

**Vote Changes**

By unanimous consent, the following vote change was permitted on Assembly Bill No. 838: Assembly Member Cook from “Aye” to “Not Voting”.

Bill ordered transmitted to the Senate.

**ASSEMBLY BILL NO. 890 (Olsen)**—An act to add and repeal Section 21080.37 of the Public Resources Code, relating to the environment.

Bill read third time, and passed by the following vote:

**AYES—54**

Achadjian	Dickinson	Hueso	Olsen
Beall	Donnelly	Jeffries	Pan
Berryhill	Fletcher	Jones	Perea
Block	Fuentes	Knight	Pérez, V.M.
Bonilla	Gaines	Lara	Portantino
Bradford	Galgiani	Logue	Silva
Buchanan	Garrick	Ma	Solorio
Calderon	Grove	Mansoor	Swanson
Campos	Hagman	Mendoza	Torres
Carter	Hall	Miller	Valadao
Cedillo	Harkey	Morrell	Wagner
Chesbro	Hayashi	Nestande	Mr. Speaker
Conway	Hernández	Nielsen	
Cook	Huber	Norby	

**NOES—9**

Allen	Feuer	Huffman
Ammiano	Gatto	Monning
Blumenfield	Hill	Yamada

Bill ordered transmitted to the Senate.

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

Bill read third time, and passed by the following vote:

**AYES—76**

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

**NOES—None**

Bill ordered transmitted to the Senate.

**ASSEMBLY BILL NO. 1054 (Skinner)**—An act to amend Section 6804.1 of the Public Resources Code, relating to public lands.

Bill read third time, and passed by the following vote:

**AYES—48**

Alejo	Campos	Hall	Pan
Allen	Carter	Hayashi	Perea
Ammiano	Cedillo	Hernández	Pérez, V.M.
Atkins	Chesbro	Hill	Portantino
Beall	Dickinson	Hueso	Skinner
Block	Eng	Huffman	Solorio
Blumenfield	Feuer	Lara	Swanson
Bonilla	Fong	Lowenthal	Torres
Bradford	Fuentes	Ma	Wickowski
Brownley	Furutani	Mendoza	Williams
Buchanan	Gatto	Mitchell	Yamada
Butler	Gordon	Monning	Mr. Speaker

**NOES—26**

Achadjian	Garrick	Knight	Norby
Berryhill	Grove	Logue	Olsen
Conway	Hagman	Mansoor	Silva
Cook	Harkey	Miller	Valadao
Donnelly	Huber	Morrell	Wagner
Fletcher	Jeffries	Nestande	
Gaines	Jones	Nielsen	

Bill ordered transmitted to the Senate.

**ASSEMBLY BILL NO. 1124 (Skinner)**—An act to amend Section 381.2 of the Public Utilities Code, relating to energy.

Bill read third time, and passed by the following vote:

**AYES—54**

Alejo	Cedillo	Hernández	Perea
Allen	Chesbro	Hill	Pérez, V.M.
Ammiano	Dickinson	Huber	Portantino
Atkins	Eng	Hueso	Skinner
Beall	Feuer	Huffman	Solorio
Block	Fletcher	Jeffries	Swanson
Blumenfield	Fong	Lara	Torres
Bonilla	Fuentes	Lowenthal	Valadao
Bradford	Furutani	Ma	Wieckowski
Brownley	Galgiani	Mendoza	Williams
Buchanan	Gatto	Mitchell	Yamada
Butler	Gordon	Monning	Mr. Speaker
Campos	Hall	Nestande	
Carter	Hayashi	Pan	

**NOES—21**

Achadjian	Garrick	Logue	Olsen
Berryhill	Grove	Mansoor	Silva
Conway	Hagman	Miller	Wagner
Cook	Harkey	Morrell	
Donnelly	Jones	Nielsen	
Gaines	Knight	Norby	

Bill ordered transmitted to the Senate.

**ASSEMBLY BILL NO. 1145 (Cedillo)**—An act to amend Sections 4658.5 and 4658.6 of, and to add Section 4658.7 to, the Labor Code, relating to workers' compensation.

Bill read third time, and passed by the following vote:

**AYES—49**

Alejo	Carter	Hernández	Pérez, V.M.
Allen	Cedillo	Hill	Portantino
Ammiano	Chesbro	Huber	Skinner
Atkins	Dickinson	Hueso	Solorio
Beall	Eng	Huffman	Swanson
Block	Feuer	Lara	Torres
Blumenfield	Fletcher	Lowenthal	Wieckowski
Bonilla	Fong	Ma	Williams
Bradford	Fuentes	Mendoza	Yamada
Brownley	Gatto	Mitchell	Mr. Speaker
Buchanan	Gordon	Monning	
Butler	Hall	Pan	
Campos	Hayashi	Perea	

**NOES—24**

Achadjian	Garrick	Knight	Nielsen
Berryhill	Grove	Logue	Norby
Conway	Hagman	Mansoor	Olsen
Cook	Harkey	Miller	Silva
Donnelly	Jeffries	Morrell	Valadao
Gaines	Jones	Nestande	Wagner

Bill ordered transmitted to the Senate.

**ASSEMBLY BILL NO. 1270 (Ammiano)**—An act to add Section 6357 to the Penal Code, relating to prisons.

Bill read third time.

The roll was opened.

**Call of the Assembly**

Pending the announcement of the vote, Assembly Member Ammiano moved a call of the Assembly.

Motion carried. Time, 9:49 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  
ASSEMBLY BILL NO. 317**

At 9:50 a.m., on motion of Assembly Member Charles Calderon, 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 Charles Calderon moved to continue the call of the Assembly.

Motion carried. Time, 9:51 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

**At 9:51 a.m., Speaker pro Tempore Fiona Ma, 12th District, presiding**

**CONSIDERATION OF DAILY FILE (RESUMED)**

**THIRD READING OF ASSEMBLY BILLS (RESUMED)**

**ASSEMBLY BILL NO. 1278 (Hill)**—An act to add Section 1286.5 to the Health and Safety Code, relating to health facilities.

Bill read third time.

**Motion to Amend**

Assembly Member Hill moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.



**ASSEMBLY BILL NO. 1345 (Lara)**—An act to amend Section 12410.5 of, and to add Section 12410.6 to, the Government Code, relating to audits.

Bill read third time, and passed by the following vote:

**AYES—74**

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

**NOES—None**

**Vote Changes**

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1345: Assembly Member Torres from “No” to “Aye”.

Bill ordered transmitted to the Senate.

**ASSEMBLY BILL NO. 1432 (Mitchell)**—An act to add Section 273j to the Penal Code, relating to crimes, 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—67**

Achadjian	Cedillo	Hernández	Olsen
Alejo	Chesbro	Hill	Pan
Allen	Cook	Huber	Pera
Ammiano	Dickinson	Hueso	Pérez, V.M.
Atkins	Donnelly	Huffman	Portantino
Beall	Eng	Jeffries	Silva
Berryhill	Feuer	Jones	Skinner
Block	Fletcher	Lara	Solorio
Blumenfield	Fong	Lowenthal	Swanson
Bonilla	Fuentes	Ma	Torres
Bradford	Gaines	Mendoza	Valadao
Brownley	Galgiani	Miller	Wagner
Buchanan	Garrick	Mitchell	Wieckowski
Butler	Gatto	Monning	Williams
Calderon	Gordon	Morrell	Yamada
Campos	Hall	Nestande	Mr. Speaker
Carter	Hayashi	Nielsen	

**NOES—3**

Knight	Mansoor	Norby
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The question being on the passage of the bill.

Bill passed by the following vote:

**AYES—67**

Achadjian	Cedillo	Hernández	Olsen
Alejo	Chesbro	Hill	Pan
Allen	Cook	Huber	Pera
Ammiano	Dickinson	Hueso	Pérez, V.M.
Atkins	Donnelly	Huffman	Portantino
Beall	Eng	Jeffries	Silva
Berryhill	Feuer	Jones	Skinner
Block	Fletcher	Lara	Solorio
Blumenfield	Fong	Lowenthal	Swanson
Bonilla	Fuentes	Ma	Torres
Bradford	Gaines	Mendoza	Valadao
Brownley	Galgiani	Miller	Wagner
Buchanan	Garrick	Mitchell	Wieckowski
Butler	Gatto	Monning	Williams
Calderon	Gordon	Morrell	Yamada
Campos	Hall	Nestande	Mr. Speaker
Carter	Hayashi	Nielsen	

**NOES—3**

Knight	Mansoor	Norby
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Bill ordered transmitted to the Senate.

**ASSEMBLY BILL NO. 970 (Fong)**—An act to add Article 3.7 (commencing with Section 66028) to Chapter 2 of Part 40 of Division 5 of Title 3 of the Education Code, relating to postsecondary education.

Bill read third time.

**Motion to Amend**

Assembly Member Fong moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
ASSEMBLY BILL NO. 317**

At 10:03 a.m., on motion of Assembly Member Charles Calderon, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 317 passed by the following vote:

**AYES—44**

Achadjian	Donnelly	Jeffries	Nielsen
Atkins	Eng	Jones	Norby
Beall	Fletcher	Knight	Olsen
Berryhill	Gaines	Lara	Pan
Block	Garrick	Logue	Perea
Bradford	Gatto	Ma	Silva
Buchanan	Gordon	Mansoor	Solorio
Calderon	Grove	Mendoza	Torres
Campos	Hagman	Miller	Valadao
Carter	Hall	Morrell	Wagner
Conway	Hernández	Nestande	Mr. Speaker

**NOES—22**

Alejo	Cedillo	Hill	Swanson
Allen	Chesbro	Huber	Wieckowski
Ammiano	Cook	Huffman	Williams
Blumenfield	Feuer	Monning	Yamada
Bonilla	Furutani	Portantino	
Brownley	Hayashi	Skinner	

**Vote Changes**

By unanimous consent, the following vote change was permitted on Assembly Bill No. 317: Assembly Member Ammiano from “Aye” to “No”.

Bill ordered transmitted to the Senate.

**CONSIDERATION OF DAILY FILE (RESUMED)  
THIRD READING OF ASSEMBLY BILLS (RESUMED)**

**ASSEMBLY BILL NO. 154 (Beall)**—An act to add Section 22856 to the Government Code, to add Section 1374.76 to the Health and Safety Code, and to add Section 10144.8 to the Insurance Code, relating to health care coverage.

Bill read third time, and passed by the following vote:

**AYES—49**

Alejo	Campos	Hayashi	Pérez, V.M.
Allen	Carter	Hernández	Portantino
Ammiano	Cedillo	Hill	Skinner
Atkins	Chesbro	Huber	Solorio
Beall	Dickinson	Hueso	Swanson
Block	Eng	Huffman	Torres
Blumenfield	Feuer	Lara	Wieckowski
Bonilla	Fong	Lowenthal	Williams
Bradford	Fuentes	Ma	Yamada
Brownley	Furutani	Mendoza	Mr. Speaker
Buchanan	Gatto	Mitchell	
Butler	Gordon	Pan	
Calderon	Hall	Perea	

**NOES—22**

Achadjian	Gaines	Knight	Nielsen
Berryhill	Garrick	Logue	Norby
Conway	Grove	Mansoor	Valadao
Cook	Hagman	Miller	Wagner
Donnelly	Jeffries	Morrell	
Fletcher	Jones	Nestande	

Bill ordered transmitted to the Senate.

**ASSEMBLY BILL NO. 70 (Monning)**—An act to add Chapter 4.5 (commencing with Section 104250) to Part 1 of Division 103 of the Health and Safety Code, relating to public health.

Bill read third time, and passed by the following vote:

**AYES—54**

Achadjian	Campos	Hayashi	Pan
Alejo	Carter	Hernández	Perea
Allen	Cedillo	Hill	Pérez, V.M.
Ammiano	Chesbro	Huber	Portantino
Atkins	Dickinson	Hueso	Skinner
Beall	Eng	Huffman	Solorio
Block	Feuer	Lara	Swanson
Blumenfield	Fletcher	Lowenthal	Torres
Bonilla	Fong	Ma	Wieckowski
Bradford	Fuentes	Mendoza	Williams
Brownley	Furutani	Mitchell	Yamada
Buchanan	Gatto	Monning	Mr. Speaker
Butler	Gordon	Nestande	
Calderon	Hall	Olsen	

**NOES—19**

Berryhill	Garrick	Knight	Nielsen
Conway	Grove	Logue	Silva
Cook	Hagman	Mansoor	Valadao
Donnelly	Jeffries	Miller	Wagner
Gaines	Jones	Morrell	

Bill ordered transmitted to the Senate.

**ASSEMBLY BILL NO. 137 (Portantino)**—An act to amend Section 1367.65 of, and to add Section 1367.651 to, the Health and Safety Code, and to amend Section 10123.81 of, and to add Section 10123.815 to, the Insurance Code, relating to health care coverage.

Bill read third time, and passed by the following vote:

**AYES—71**

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

**NOES—None**

Bill ordered transmitted to the Senate.

**ASSEMBLY BILL NO. 171 (Beall)**—An act to add Section 1374.745 to the Health and Safety Code, and to add Section 10144.53 to the Insurance Code, relating to health care coverage.

Bill read third time, and passed by the following vote:

**AYES—50**

Alejo	Campos	Hayashi	Perea
Allen	Carter	Hernández	Pérez, V.M.
Ammiano	Cedillo	Hill	Portantino
Atkins	Chesbro	Huber	Skinner
Beall	Dickinson	Hueso	Solorio
Block	Eng	Huffman	Swanson
Blumenfield	Feuer	Jeffries	Torres
Bonilla	Fong	Lara	Wieckowski
Bradford	Fuentes	Lowenthal	Williams
Brownley	Furutani	Ma	Yamada
Buchanan	Gatto	Mendoza	Mr. Speaker
Butler	Gordon	Mitchell	
Calderon	Hall	Pan	

**NOES—18**

Achadjian	Gaines	Knight	Nielsen
Berryhill	Garrick	Logue	Silva
Conway	Grove	Mansoor	Wagner
Donnelly	Hagman	Miller	
Fletcher	Jones	Morrell	

Bill ordered transmitted to the Senate.

**ASSEMBLY BILL NO. 441 (Monning)**—An act to add Sections 14522.3 and 14522.4 to the Government Code, relating to state planning.

Bill read third time, and passed by the following vote:

**AYES—50**

Alejo	Campos	Hayashi	Perea
Allen	Carter	Hernández	Pérez, V.M.
Ammiano	Cedillo	Hill	Portantino
Atkins	Chesbro	Huber	Skinner
Beall	Dickinson	Hueso	Solorio
Block	Eng	Huffman	Swanson
Blumenfield	Feuer	Lara	Torres
Bonilla	Fong	Lowenthal	Wieckowski
Bradford	Fuentes	Ma	Williams
Brownley	Furutani	Mendoza	Yamada
Buchanan	Gatto	Mitchell	Mr. Speaker
Butler	Gordon	Monning	
Calderon	Hall	Pan	

**NOES—23**

Achadjian	Gaines	Knight	Nielsen
Berryhill	Garrick	Logue	Olsen
Conway	Grove	Mansoor	Silva
Cook	Hagman	Miller	Valadao
Donnelly	Jeffries	Morrell	Wagner
Fletcher	Jones	Nestande	

Bill ordered transmitted to the Senate.

**ASSEMBLY BILL NO. 761 (Roger Hernández)**—An act to amend Sections 1206.5, 1209, and 3041 of the Business and Professions Code, relating to optometrists.

Bill read third time, and passed by the following vote:

**AYES—74**

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

**NOES—None**

Bill ordered transmitted to the Senate.

**ASSEMBLY BILL NO. 969 (Atkins)**—An act to add Section 14105.221 to the Welfare and Institutions Code, relating to Medi-Cal.

Bill read third time, and passed by the following vote:

**AYES—73**

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

**NOES—None**

Bill ordered transmitted to the Senate.

**ASSEMBLY BILL NO. 1000 (Perea)**—An act to add and repeal Section 1367.655 of the Health and Safety Code, and to add and repeal Section 10123.205 of the Insurance Code, relating to health care coverage.

Bill read third time, and passed by the following vote:

**AYES—52**

Alejo	Campos	Hall	Olsen
Allen	Carter	Hayashi	Pan
Ammiano	Cedillo	Hernández	Perea
Atkins	Chesbro	Hill	Pérez, V.M.
Beall	Cook	Huber	Portantino
Block	Dickinson	Hueso	Skinner
Blumenfield	Eng	Huffman	Solorio
Bonilla	Feuer	Jeffries	Swanson
Bradford	Fong	Lara	Torres
Brownley	Fuentes	Lowenthal	Wieckowski
Buchanan	Furutani	Ma	Williams
Butler	Gatto	Mendoza	Yamada
Calderon	Gordon	Mitchell	Mr. Speaker

**NOES—17**

Achadjian	Garrick	Logue	Silva
Conway	Grove	Mansoor	Wagner
Donnelly	Hagman	Miller	
Fletcher	Jones	Morrell	
Gaines	Knight	Nielsen	

Bill ordered transmitted to the Senate.

**ASSEMBLY BILL NO. 1191 (Huber)**—An act to amend Sections 97.68 and 97.70 of the Revenue and Taxation Code, relating to local government finance, 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—75**

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

**NOES—None**

The question being on the passage of the bill.

Bill passed by the following vote:

**AYES—75**

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

**NOES—None**

Bill ordered transmitted to the Senate.

**CONSIDERATION OF CONSENT CALENDAR**

The Speaker pro Tempore announced that the next roll call would be on the Consent Calendar.

**Consent Calendar—Assembly Bills**

**ASSEMBLY BILL NO. 232 (V. Manuel Pérez)**—An act to amend Section 50832 of the Health and Safety Code, relating to economic development.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's  
Consent Calendar roll call.)*

**ASSEMBLY BILL NO. 318 (Skinner)**—An act to add Section 18410 to the Revenue and Taxation Code, relating to taxation.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's  
Consent Calendar roll call.)*

**ASSEMBLY BILL NO. 367 (Smyth)**—An act to amend, repeal, and add Section 683 of the Business and Professions Code, relating to healing arts.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's  
Consent Calendar roll call.)*

**ASSEMBLY BILL NO. 495 (Logue)**—An act relating to state property.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's  
Consent Calendar roll call.)*

**ASSEMBLY BILL NO. 510 (Bonnie Lowenthal)**—An act to amend Sections 115111, 115112, and 115113 of the Health and Safety Code, relating to public health.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's  
Consent Calendar roll call.)*



**ASSEMBLY BILL NO. 658 (Charles Calderon)**—An act to amend Sections 30459.15, 50156.18, and 55332.5 of the Revenue and Taxation Code, relating to taxation.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's  
Consent Calendar roll call.)*

**ASSEMBLY BILL NO. 737 (Huber)**—An act to repeal Part 7.5 (commencing with Section 36100) of Division 24 of the Health and Safety Code, relating to state government.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's  
Consent Calendar roll call.)*

**ASSEMBLY BILL NO. 843 (Charles Calderon)**—An act to amend Section 6355 of the Revenue and Taxation Code, relating to taxation.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's  
Consent Calendar roll call.)*

**ASSEMBLY BILL NO. 1157 (Nielsen)**—An act to amend Section 965 of the Government Code, relating to public entity liability.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's  
Consent Calendar roll call.)*

**ASSEMBLY BILL NO. 1224 (Committee on Veterans Affairs)**—An act to amend Section 10205 of the Unemployment Insurance Code, relating to the employment training panel.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's  
Consent Calendar roll call.)*

**ASSEMBLY BILL NO. 1289 (Davis)**—An act to amend Section 70377 of the Government Code, relating to court facilities.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's  
Consent Calendar roll call.)*

**ASSEMBLY BILL NO. 1325 (Lara)**—An act to amend Sections 17913 and 17916 of the Business and Professions Code, relating to business filings.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's  
Consent Calendar roll call.)*

**ASSEMBLY BILL NO. 1359 (Skinner)**—An act to amend Sections 14528.1, 14539, 14549.5, 14550, 14551, 14560.5, 14573.51, 14575, 14575.1, 14585.5, 19510, and 19511 of, and to repeal Sections 14523.5 and 19512 of, the Public Resources Code, relating to solid waste.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's  
Consent Calendar roll call.)*

**Consent Calendar Roll Call**

The roll was called, and the above bills on the Consent Calendar passed by the following vote:

**AYES—75**

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

**NOES—None****CALL OF THE ASSEMBLY DISPENSED WITH ON  
ASSEMBLY BILL NO. 1270**

At 10:48 a.m., on motion of Assembly Member Ammiano, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 1270 passed by the following vote:

**AYES—47**

Alejo	Campos	Hayashi	Pan
Allen	Carter	Hernández	Perea
Ammiano	Cedillo	Hill	Pérez, V.M.
Atkins	Dickinson	Hueso	Portantino
Beall	Eng	Huffman	Skinner
Block	Feuer	Knight	Solorio
Blumenfield	Fletcher	Lara	Swanson
Bonilla	Fong	Lowenthal	Wieckowski
Bradford	Furutani	Ma	Williams
Brownley	Gatto	Mendoza	Yamada
Buchanan	Gordon	Mitchell	Mr. Speaker
Butler	Hall	Monning	

**NOES—22**

Achadjian	Garrick	Logue	Silva
Berryhill	Grove	Mansoor	Torres
Chesbro	Harkey	Miller	Valadao
Cook	Huber	Morrell	Wagner
Donnelly	Jeffries	Nielsen	
Gaines	Jones	Norby	

**Vote Changes**

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1270: Assembly Member Chesbro from “Aye” to “No”.

Bill ordered transmitted to the Senate.

**ANNOUNCEMENTS**

Speaker pro Tempore Ma announced that today, Thursday, January 26, 2012, is the last day in the Assembly to notice intent to remove bills from the Inactive File to be returned to the Third Reading File for purposes of consideration by January 31, 2012.

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Speaker pro Tempore Ma announced that today, Thursday, January 26, 2012, is the last day to amend measures on the Floor prior to January 31, 2012.

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Speaker pro Tempore Ma announced that tomorrow, Friday, January 27, 2012, is the last day in the Assembly to submit bill requests to Legislative Counsel.

**COMMITTEE MEETING ANNOUNCEMENTS**

Speaker pro Tempore Ma announced that the Committee on Elections and Redistricting would meet today, upon adjournment of Floor Session, in the Tom Bane Rules Committee Room.

**ANNOUNCEMENTS**

Speaker pro Tempore Ma announced the following session schedule:  
Friday, January 27, 2012, No session;  
Monday, January 30, 2012, Floor Session, 12 noon;  
Tuesday, January 31, 2012, Floor Session, 9 a.m. Last day for the Assembly to pass Assembly bills introduced in 2011.

**CONSIDERATION OF DAILY FILE (RESUMED)****UNFINISHED BUSINESS****MOTIONS TO RECONSIDER BILLS CONTINUED**

By unanimous consent, the motion to reconsider the vote on Senate Bill No. 923 was continued until the next legislative day.

**ADJOURN IN MEMORY**

Assembly Members Bill Berryhill and Galgiani were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Alexander Hildebrand of Manteca.

(Assembly Rule 45.5 suspended.)

**ADJOURN IN MEMORY**

Assembly Member Cedillo was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Ana Marie Rodriguez of Los Angeles.

(Assembly Rule 45.5 suspended.)

**ADJOURN IN MEMORY**

Assembly Member Solorio was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Julia Eva Jacobson of Long Beach.

(Assembly Rule 45.5 suspended.)

**ADJOURN IN MEMORY**

Assembly Member Jeffries was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Corporal Christopher G. Singer, 3rd Combat Engineer Battalion, 1st Marine Division, United States Marine Corps, resident of Temecula.

**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. 625:** Ammiano, Blumenfield, Cedillo, Fuentes, Galgiani, Hayashi, Huffman, and Wieckowski—Aye; Achadjian, Fletcher, Beth Gaines, Gatto, Huber, Jeffries, Logue, Miller, Morrell, Nielsen, Portantino, and Torres—No.

**Assembly Bill No. 1166:** Block, Blumenfield, Cedillo, Fletcher, Fuentes, Hall, Hayashi, Jeffries, Logue, Miller, Olsen, Wieckowski, and Williams—Aye; Morrell—No.

**Assembly Bill No. 1172:** Block, Blumenfield, Cedillo, Hayashi, Solorio, and Wieckowski—Aye; Fletcher, Huber, Jeffries, Logue, Miller, and Morrell—No.

**Assembly Bill No. 53:** Block, Blumenfield, Buchanan, Cedillo, Fuentes, Galgiani, Hall, and Hayashi—Aye; Fletcher, Jeffries, Miller, and Nestande—No.

**Assembly Bill No. 369:** Blumenfield, Fuentes, Hall, Hayashi, and Torres—Aye; Bill Berryhill, Conway, Fletcher, Jeffries, and Miller—No.

**Assembly Bill No. 526:** Cedillo, Fletcher, Fuentes, Galgiani, Hall, Jeffries, Mendoza, Miller, and Morrell—Aye.

**Assembly Bill No. 812:** Conway, Fletcher, Fuentes, Hall, Jeffries, Bonnie Lowenthal, Mendoza, Miller, and Morrell—Aye.

**Assembly Bill No. 819:** Bonilla, Chesbro, Fletcher, Fuentes, Galgiani, Hall, Mendoza, Mitchell, Nestande, Olsen, and Torres—Aye; Conway, Jeffries, and Miller—No.

**Assembly Bill No. 838:** Fletcher, Fuentes, Hall, Hayashi, Jeffries, and Nestande—Aye; Jones and Miller—No.

**Assembly Bill No. 890:** Dickinson, Fuentes, Hayashi, Jeffries, Jones, and Miller—Aye; Gatto and Huffman—No.

**Assembly Bill No. 904:** Blumenfield, Dickinson, Fuentes, Jeffries, Jones, and Miller—Aye.

**Assembly Bill No. 1054:** Blumenfield and Fuentes—Aye; Huber, Jeffries, and Miller—No.

**Assembly Bill No. 1124:** Fuentes and Jeffries—Aye; Miller and Olsen—No.

**Assembly Bill No. 1145:** Fletcher, Fuentes, and Hayashi—Aye; Bill Berryhill, Jeffries, Miller, Nestande, and Olsen—No.

**Assembly Bill No. 1345:** Fletcher, Fuentes, Hayashi, Hill, Jeffries, Jones, Mendoza, Morrell, and Perea—Aye.

**Assembly Bill No. 1432 and Urgency:** Cedillo, Huffman, Jones, and Mendoza—Aye.

**Assembly Bill No. 317:** Jones, Lara, and Mendoza—Aye; Hayashi, Portantino, and Skinner—No.

**Assembly Bill No. 154:** Fuentes and Hall—Aye; Fletcher, Jeffries, Miller, and Nestande—No.

**Assembly Bill No. 70:** Fletcher, Fuentes, Hall, and Olsen—Aye; Bill Berryhill, Jeffries, and Miller—No.

**Assembly Bill No. 137:** Fuentes, Hall, Jeffries, and Miller—Aye.

**Assembly Bill No. 171:** Fuentes, Hayashi, Jeffries, Mendoza, and Williams—Aye; Achadjian, Bill Berryhill, Fletcher, Miller, and Morrell—No.

**Assembly Bill No. 441:** Fuentes, Hayashi, Mendoza, and Williams—Aye; Miller and Morrell—No.

**Assembly Bill No. 761:** Donnelly, Hayashi, Mendoza, Miller, Morrell, Wagner, and Williams—Aye.

**Assembly Bill No. 969:** Conway, Hayashi, Knight, Mendoza, Morrell, and Nielsen—Aye.

**Assembly Bill No. 1000:** V. Manuel Pérez—Aye; Fletcher and Nielsen—No.

**Assembly Bill No. 1191 and Urgency:** Hill and Nielsen—Aye.

**Assembly Bill No. 1270:** Perea—Aye; Achadjian and Huber—No.

#### MOTION TO ADJOURN

At 11 a.m., Assembly Member Charles Calderon moved that the Assembly do now adjourn.

Assembly Member Conway seconded the motion.

Motion carried.

#### QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 11 a.m., Speaker pro Tempore Ma declared the quorum call of the Assembly dispensed with.

#### INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bills were introduced and read the first time:

**ASSEMBLY BILL NO. 1551—Torres.** An act to amend Sections 488.5 and 557.5 of the Insurance Code, and to amend Section 16051 of the Vehicle Code, relating to insurance.

**ASSEMBLY BILL NO. 1552—Silva.** An act to add Sections 17239 and 24356.9 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

**ASSEMBLY BILL NO. 1553—Monning.** An act to add Section 14103.9 to the Welfare and Institutions Code, relating to Medi-Cal.

**ASSEMBLY BILL NO. 1554—Jeffries and Silva.** An act to amend Section 4629.5 of the Welfare and Institutions Code, relating to developmental services.

**ASSEMBLY BILL NO. 1555—Norby.** An act to add Section 33601.5 to, and to repeal Article 4.4 (commencing with Section 33354.7) of Chapter 4 of Part 1 of Division 24 of, the Health and Safety Code, relating to redevelopment.

**ASSEMBLY BILL NO. 1556—Cook.** An act to amend Section 15820.910 of the Government Code, relating to jail facilities, and making an appropriation therefor.

**ASSEMBLY BILL NO. 1557—Skinner.** An act to amend Section 2929.3 of the Civil Code, relating to real property.

**ASSEMBLY BILL NO. 1558—Eng and Roger Hernández (Coauthor: Smyth).** An act to amend Section 831.8 of the Government Code, relating to liability.

**AUTHOR'S AMENDMENTS**  
**Committee on Budget**

January 26, 2012

Mr. Speaker: The Chair of your Committee on Budget reports:  
Senate Bill No. 98

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

BLUMENFIELD, Chair

**SENATE BILL NO. 98**—An act relating to the Budget Act of 2011.

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 Rules**

Date of Hearing: January 26, 2012

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 86

With the recommendation: Be adopted.

SKINNER, Chair

Above resolution ordered to third reading.

**Committee on Elections and Redistricting**

Date of Hearing: January 26, 2012

Mr. Speaker: Your Committee on Elections and Redistricting reports:

Assembly Bill No. 1413

With the recommendation: That the Senate amendments be concurred in.

FONG, Chair

Above bill ordered to unfinished business.

**MESSAGES FROM THE SENATE**

Senate Chamber, January 26, 2012

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Joint Resolution No. 23

GREGORY P. SCHMIDT, Secretary of the Senate  
By Bernadette McNulty, Assistant Secretary

Above resolution ordered enrolled.

Senate Chamber, January 26, 2012

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 31  
Senate Bill No. 114  
Senate Bill No. 122  
Senate Bill No. 135  
Senate Bill No. 200  
Senate Bill No. 210  
Senate Bill No. 259  
Senate Bill No. 289  
Senate Bill No. 323  
Senate Bill No. 352  
Senate Bill No. 359  
Senate Bill No. 383

Senate Bill No. 592  
Senate Bill No. 632  
Senate Bill No. 661  
Senate Bill No. 663  
Senate Bill No. 677  
Senate Bill No. 690  
Senate Bill No. 694  
Senate Bill No. 777  
Senate Bill No. 789  
Senate Bill No. 803  
Senate Bill No. 807  
Senate Bill No. 878

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. 31**—An act to amend Section 87406.3 of the Government Code, relating to the Political Reform Act of 1974.

**SENATE BILL NO. 114**—An act to add Section 87483.7 to the Education Code, relating to community colleges.

**SENATE BILL NO. 122**—An act to amend Sections 2709, 2786, and 2798 of, and to add Sections 2786.2 and 2786.5 to, the Business and Professions Code, relating to nursing, and making an appropriation therefor.

**SENATE BILL NO. 135**—An act to amend Sections 1250, 1250.1, 1266, 1746, and 128755 of, and to add Sections 1749.1 and 1749.3 to, the Health and Safety Code, relating to hospice care.

**SENATE BILL NO. 200**—An act to amend Sections 12986 and 12987.5 of the Water Code, relating to water projects.

**SENATE BILL NO. 210**—An act to amend Section 3417 of the Penal Code, relating to prisoners.

**SENATE BILL NO. 259**—An act to amend Section 3562 of the Government Code, relating to higher education employees.

**SENATE BILL NO. 289**—An act to amend Section 14105.28 of the Welfare and Institutions Code, relating to Medi-Cal.

**SENATE BILL NO. 323**—An act to amend Sections 9653.6, 17900, and 23405.2 of the Business and Professions Code, to amend Section 708.310 of the Code of Civil Procedure, to amend Sections 171.03, 171.3, 1113, 1152, 1157, 2113, 6019.1, 8019.1, 12540.1, 15911.03, 15911.08, 16903, 16908, 16911, and 25005.1 of, to add Section 17657 to, and to add Title 2.6 (commencing with Section 17701.01) to, the Corporations Code, to amend Section 12262 of the Government Code, to amend Section 1192.95 of the Insurance Code, to amend Sections 19141 and 23332 of the Revenue and Taxation Code, and to amend Section 1116 of the Unemployment Insurance Code, relating to limited liability companies.

**SENATE BILL NO. 352**—An act to add Sections 1006 and 1007 to the Business and Professions Code, relating to chiropractors.

**SENATE BILL NO. 359**—An act to amend Sections 113818, 113953.3, 113973, 114047, and 114325 of, and to add Section 113975 to, the Health and Safety Code, relating to food facilities.

**SENATE BILL NO. 383**—An act to repeal Sections 19850.5 and 19850.6 of the Business and Professions Code, and to amend Sections 326.3 and 326.5 of the Penal Code, relating to bingo, and declaring the urgency thereof, to take effect immediately.

**SENATE BILL NO. 592**—An act to amend Sections 57402, 57403, 57405, 57406, and 57413 of the Food and Agricultural Code, relating to dairy cattle supply liens.

**SENATE BILL NO. 632**—An act to amend Section 4980.42 of the Business and Professions Code, relating to marriage and family therapists, and declaring the urgency thereof, to take effect immediately.

**SENATE BILL NO. 661**—An act to add Section 594.37 to the Penal Code, relating to picketing.

**SENATE BILL NO. 663**—An act to add Section 89.5 to the Military and Veterans Code, relating to veterans.

**SENATE BILL NO. 677**—An act to add Sections 14005.43 and 14005.44 to the Welfare and Institutions Code, relating to Medi-Cal.

**SENATE BILL NO. 690**—An act to add Section 1373.15 to the Health and Safety Code, and to add Section 10177.15 to the Insurance Code, relating to health care coverage.

**SENATE BILL NO. 694**—An act to add Section 104766 to, to add Article 2.5 (commencing with Section 104767) to Chapter 3 of Part 3 of Division 103 of, and to repeal Section 104767.1 of, the Health and Safety Code, relating to dental care.

**SENATE BILL NO. 777**—An act to amend Section 90.3 of the Labor Code, relating to workers' compensation.

**SENATE BILL NO. 789**—An act to add Section 52052.61 to the Education Code, relating to school accountability.

**SENATE BILL NO. 803**—An act to add and repeal Article 4.5 (commencing with Section 18736) of Chapter 3 of Part 10.2 of Division 2 of the Revenue and Taxation Code, and to add Chapter 4 (commencing with Section 2200) to Division 2.5 of the Welfare and Institutions Code, relating to youth services.

**SENATE BILL NO. 807**—An act to amend Section 20636 of the Government Code, relating to retirement, and declaring the urgency thereof, to take effect immediately.

**SENATE BILL NO. 878**—An act to add Section 66536.3 to the Government Code, relating to regional planning.

#### **ENGROSSMENT AND ENROLLMENT REPORTS**

Assembly Chamber, January 26, 2012

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

Assembly Joint Resolution No. 23

And reports the same correctly enrolled, and presented to the Secretary of State on the 26th day of January, 2012, at 1:30 p.m.

E. DOTSON WILSON, Chief Clerk

#### **INTRODUCTION OF GUESTS**

Assembly Member Monning, of the 27th Assembly District, introduced Hon. Mark Stone, Chair of the Santa Cruz County Board of Supervisors and Vice Chair of the California Coastal Commission.

Assembly Member Feuer, of the 42nd Assembly District, introduced guests from the Los Angeles County Museum of Art (LACMA).

#### **ADJOURNMENT**

At 3 p.m., pursuant to the motion by Assembly Member Charles Calderon, the Assembly adjourned until 12 noon, Monday, January 30, 2012, out of respect to the memory of Alexander Hildebrand on motion of Assembly Members Berryhill and Galgiani; out of respect to the memory of Ana Marie Rodriguez on motion of Assembly Member Cedillo; out of respect to the memory of Julia Eva Jacobson on motion of Assembly Member Solorio; and out of respect to the memory of Corporal Christopher G. Singer, 3rd Combat Engineer Battalion, 1st Marine Division, United States Marine Corps, on motion of Assembly Member Jeffries.

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JOHN A. PÉREZ, Speaker

AMY LEACH, Minute Clerk



## AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JANUARY 26, 2012

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

<b>AB</b>	<b>RN</b>
327	1202652
467	1202503
625	1201052
970	1202279
1172	1201884
1278	1202217

<b>SB</b>	<b>RN</b>
98	1202957

<b>Daily Total:</b>	<b>7</b>
<b>Cumulative Total:</b>	<b>2480</b>

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