

CALIFORNIA LEGISLATURE  
2009–10 EIGHTH EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, February 4, 2010**  
**TENTH SESSION DAY**  
**TWENTY-SIXTH 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.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 319-2360)

## PROCEEDINGS OF THE ASSEMBLY

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### IN ASSEMBLY

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Assembly Chamber, Sacramento  
Thursday, February 4, 2010

The Assembly met at 9:44 a.m.

Hon. Isadore Hall III, Assistant Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

#### ROLL CALL

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

Adams	Davis	Harkey	Norby
Ammiano	De La Torre	Hayashi	Pérez, V. Manuel
Anderson	De León	Hernandez	Portantino
Arambula	DeVore	Hill	Ruskin
Beall	Emmerson	Huber	Salas
Berryhill, Bill	Eng	Huffman	Saldaña
Berryhill, Tom	Evans	Jeffries	Silva
Blakeslee	Feuer	Jones	Skinner
Block	Fletcher	Knight	Smyth
Blumenfield	Fong	Lieu	Solorio
Bradford	Fuentes	Logue	Strickland
Brownley	Fuller	Lowenthal	Swanson
Buchanan	Furutani	Ma	Torlakson
Caballero	Gaines	Miller	Torres
Calderon	Galgiani	Monning	Torrico
Chesbro	Garrick	Nava	Tran
Conway	Gilmore	Nestande	Villines
Cook	Hagman	Niello	Yamada
Coto	Hall	Nielsen	Mme. Speaker

**PRAYER**

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

*Lord*, Supreme Court Justice William O. Douglas wrote in one of the court's decisions that "We are a religious people and our institutions presuppose a Supreme Being." The Supreme Court also begins each day with the proclamation, "God save the United States and this honorable Court." Lord, we exist as a free society because of the freedoms we enjoy based on the rights You give each of us as persons. We thank You for these rights and we ask that You save us all, this day and forever.—AMEN.

**PLEDGE OF ALLEGIANCE TO THE FLAG**

Upon request of Assistant Speaker pro Tempore Hall, Assembly Member Blumenfield then led the Assembly in the pledge of allegiance to the Flag.

**MOTION TO DISPENSE WITH READING OF THE JOURNAL**

Further reading of the Journal of the previous legislative day was dispensed with on motion of Assembly Member Torrico, seconded by Assembly Member Blakeslee.

**LEAVES OF ABSENCE FOR THE DAY**

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

*On legislative business: Assembly Members Mendoza and John A. Pérez.*

*Because of illness: Assembly Member Carter.*

(NOTE: For explanations of absence of Assembly Members Mendoza and John A. Pérez on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for this day.)

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

**ASSEMBLY BILL NO. 1 (Committee on Budget)**—An act relating to the Budget Act of 2009.

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

**AYES—46**

Ammiano	De La Torre	Hill	Salas
Arambula	De León	Huber	Saldaña
Beall	Eng	Huffman	Skinner
Berryhill, T.	Evans	Jones	Solorio
Block	Feuer	Lieu	Swanson
Blumenfield	Fong	Lowenthal	Torlakson
Bradford	Fuentes	Ma	Torres
Buchanan	Furutani	Monning	Torrico
Caballero	Galgiani	Nava	Yamada
Calderon	Hall	Pérez, V.M.	Mme. Speaker
Chesbro	Hayashi	Portantino	
Coto	Hernandez	Ruskin	

**NOES—None**

Bill ordered transmitted to the Senate.

**ASSEMBLY BILL NO. 2 (Committee on Budget)**—An act relating to the Budget Act of 2009.

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

**AYES—46**

Ammiano	De La Torre	Hill	Salas
Arambula	De León	Huber	Saldaña
Beall	Eng	Huffman	Skinner
Berryhill, T.	Evans	Jones	Solorio
Block	Feuer	Lieu	Swanson
Blumenfield	Fong	Lowenthal	Torlakson
Bradford	Fuentes	Ma	Torres
Buchanan	Furutani	Monning	Torrico
Caballero	Galgiani	Nava	Yamada
Calderon	Hall	Pérez, V.M.	Mme. Speaker
Chesbro	Hayashi	Portantino	
Coto	Hernandez	Ruskin	

**NOES—None**

Bill ordered transmitted to the Senate.

**ASSEMBLY BILL NO. 3 (Committee on Budget)**—An act relating to the Budget Act of 2009.

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

**AYES—46**

Ammiano	De La Torre	Hill	Salas
Arambula	De León	Huber	Saldaña
Beall	Eng	Huffman	Skinner
Berryhill, T.	Evans	Jones	Solorio
Block	Feuer	Lieu	Swanson
Blumenfield	Fong	Lowenthal	Torlakson
Bradford	Fuentes	Ma	Torres
Buchanan	Furutani	Monning	Torrico
Caballero	Galgiani	Nava	Yamada
Calderon	Hall	Pérez, V.M.	Mme. Speaker
Chesbro	Hayashi	Portantino	
Coto	Hernandez	Ruskin	

**NOES—None**

Bill ordered transmitted to the Senate.

**ASSEMBLY BILL NO. 4 (Committee on Budget)**—An act relating to the Budget Act of 2009.

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

**AYES—46**

Ammiano	De La Torre	Hill	Salas
Arambula	De León	Huber	Saldaña
Beall	Eng	Huffman	Skinner
Berryhill, T.	Evans	Jones	Solorio
Block	Feuer	Lieu	Swanson
Blumenfield	Fong	Lowenthal	Torlakson
Bradford	Fuentes	Ma	Torres
Buchanan	Furutani	Monning	Torrico
Caballero	Galgiani	Nava	Yamada
Calderon	Hall	Pérez, V.M.	Mme. Speaker
Chesbro	Hayashi	Portantino	
Coto	Hernandez	Ruskin	

**NOES—None**

Bill ordered transmitted to the Senate.

**ASSEMBLY BILL NO. 5 (Committee on Budget)**—An act relating to the Budget Act of 2009.

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

**AYES—46**

Ammiano	De La Torre	Hill	Salas
Arambula	De León	Huber	Saldaña
Beall	Eng	Huffman	Skinner
Berryhill, T.	Evans	Jones	Solorio
Block	Feuer	Lieu	Swanson
Blumenfield	Fong	Lowenthal	Torlakson
Bradford	Fuentes	Ma	Torres
Buchanan	Furutani	Monning	Torrico
Caballero	Galgiani	Nava	Yamada
Calderon	Hall	Pérez, V.M.	Mme. Speaker
Chesbro	Hayashi	Portantino	
Coto	Hernandez	Ruskin	

**NOES—None**

Bill ordered transmitted to the Senate.

**ASSEMBLY BILL NO. 6 (Committee on Budget)**—An act relating to the Budget Act of 2009.

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

**AYES—46**

Ammiano	De La Torre	Hill	Salas
Arambula	De León	Huber	Saldaña
Beall	Eng	Huffman	Skinner
Berryhill, T.	Evans	Jones	Solorio
Block	Feuer	Lieu	Swanson
Blumenfield	Fong	Lowenthal	Torlakson
Bradford	Fuentes	Ma	Torres
Buchanan	Furutani	Monning	Torrico
Caballero	Galgiani	Nava	Yamada
Calderon	Hall	Pérez, V.M.	Mme. Speaker
Chesbro	Hayashi	Portantino	
Coto	Hernandez	Ruskin	

**NOES—None**

Bill ordered transmitted to the Senate.

**ASSEMBLY BILL NO. 7 (Committee on Budget)**—An act relating to the Budget Act of 2009.

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

**AYES—46**

Ammiano	De La Torre	Hill	Salas
Arambula	De León	Huber	Saldaña
Beall	Eng	Huffman	Skinner
Berryhill, T.	Evans	Jones	Solorio
Block	Feuer	Lieu	Swanson
Blumenfield	Fong	Lowenthal	Torlakson
Bradford	Fuentes	Ma	Torres
Buchanan	Furutani	Monning	Torrico
Caballero	Galgiani	Nava	Yamada
Calderon	Hall	Pérez, V.M.	Mme. Speaker
Chesbro	Hayashi	Portantino	
Coto	Hernandez	Ruskin	

**NOES—None**

Bill ordered transmitted to the Senate.

**ASSEMBLY BILL NO. 8 (Committee on Budget)**—An act relating to the Budget Act of 2009.

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

**AYES—46**

Ammiano	De La Torre	Hill	Salas
Arambula	De León	Huber	Saldaña
Beall	Eng	Huffman	Skinner
Berryhill, T.	Evans	Jones	Solorio
Block	Feuer	Lieu	Swanson
Blumenfield	Fong	Lowenthal	Torlakson
Bradford	Fuentes	Ma	Torres
Buchanan	Furutani	Monning	Torrico
Caballero	Galgiani	Nava	Yamada
Calderon	Hall	Pérez, V.M.	Mme. Speaker
Chesbro	Hayashi	Portantino	
Coto	Hernandez	Ruskin	

**NOES—None**

Bill ordered transmitted to the Senate.

**ASSEMBLY BILL NO. 9 (Committee on Budget)**—An act relating to the Budget Act of 2009.

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

**AYES—46**

Ammiano	De La Torre	Hill	Salas
Arambula	De León	Huber	Saldaña
Beall	Eng	Huffman	Skinner
Berryhill, T.	Evans	Jones	Solorio
Block	Feuer	Lieu	Swanson
Blumenfield	Fong	Lowenthal	Torlakson
Bradford	Fuentes	Ma	Torres
Buchanan	Furutani	Monning	Torrico
Caballero	Galgiani	Nava	Yamada
Calderon	Hall	Pérez, V.M.	Mme. Speaker
Chesbro	Hayashi	Portantino	
Coto	Hernandez	Ruskin	

**NOES—None**

Bill ordered transmitted to the Senate.

**ASSEMBLY BILL NO. 10 (Committee on Budget)**—An act relating to the Budget Act of 2009.

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

**AYES—46**

Ammiano	De La Torre	Hill	Salas
Arambula	De León	Huber	Saldaña
Beall	Eng	Huffman	Skinner
Berryhill, T.	Evans	Jones	Solorio
Block	Feuer	Lieu	Swanson
Blumenfield	Fong	Lowenthal	Torlakson
Bradford	Fuentes	Ma	Torres
Buchanan	Furutani	Monning	Torrico
Caballero	Galgiani	Nava	Yamada
Calderon	Hall	Pérez, V.M.	Mme. Speaker
Chesbro	Hayashi	Portantino	
Coto	Hernandez	Ruskin	

**NOES—None**

Bill ordered transmitted to the Senate.

**ASSEMBLY BILL NO. 11 (Committee on Budget)**—An act relating to the Budget Act of 2009.

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

**AYES—46**

Ammiano	De La Torre	Hill	Salas
Arambula	De León	Huber	Saldaña
Beall	Eng	Huffman	Skinner
Berryhill, T.	Evans	Jones	Solorio
Block	Feuer	Lieu	Swanson
Blumenfield	Fong	Lowenthal	Torlakson
Bradford	Fuentes	Ma	Torres
Buchanan	Furutani	Monning	Torrico
Caballero	Galgiani	Nava	Yamada
Calderon	Hall	Pérez, V.M.	Mme. Speaker
Chesbro	Hayashi	Portantino	
Coto	Hernandez	Ruskin	

**NOES—None**

Bill ordered transmitted to the Senate.

**ASSEMBLY BILL NO. 12 (Committee on Budget)**—An act relating to the Budget Act of 2009.

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

**AYES—46**

Ammiano	De La Torre	Hill	Salas
Arambula	De León	Huber	Saldaña
Beall	Eng	Huffman	Skinner
Berryhill, T.	Evans	Jones	Solorio
Block	Feuer	Lieu	Swanson
Blumenfield	Fong	Lowenthal	Torlakson
Bradford	Fuentes	Ma	Torres
Buchanan	Furutani	Monning	Torrico
Caballero	Galgiani	Nava	Yamada
Calderon	Hall	Pérez, V.M.	Mme. Speaker
Chesbro	Hayashi	Portantino	
Coto	Hernandez	Ruskin	

**NOES—None**

Bill ordered transmitted to the Senate.

**ASSEMBLY BILL NO. 13 (Committee on Budget)**—An act relating to the Budget Act of 2009.

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

**AYES—46**

Ammiano	De La Torre	Hill	Salas
Arambula	De León	Huber	Saldaña
Beall	Eng	Huffman	Skinner
Berryhill, T.	Evans	Jones	Solorio
Block	Feuer	Lieu	Swanson
Blumenfield	Fong	Lowenthal	Torlakson
Bradford	Fuentes	Ma	Torres
Buchanan	Furutani	Monning	Torrico
Caballero	Galgiani	Nava	Yamada
Calderon	Hall	Pérez, V.M.	Mme. Speaker
Chesbro	Hayashi	Portantino	
Coto	Hernandez	Ruskin	

**NOES—None**

Bill ordered transmitted to the Senate.

**ASSEMBLY BILL NO. 14 (Committee on Budget)**—An act relating to the Budget Act of 2009.

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

**AYES—46**

Ammiano	De La Torre	Hill	Salas
Arambula	De León	Huber	Saldaña
Beall	Eng	Huffman	Skinner
Berryhill, T.	Evans	Jones	Solorio
Block	Feuer	Lieu	Swanson
Blumenfield	Fong	Lowenthal	Torlakson
Bradford	Fuentes	Ma	Torres
Buchanan	Furutani	Monning	Torrico
Caballero	Galgiani	Nava	Yamada
Calderon	Hall	Pérez, V.M.	Mme. Speaker
Chesbro	Hayashi	Portantino	
Coto	Hernandez	Ruskin	

**NOES—None**

Bill ordered transmitted to the Senate.

**ASSEMBLY BILL NO. 15 (Committee on Budget)**—An act relating to the Budget Act of 2009.

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

**AYES—46**

Ammiano	De La Torre	Hill	Salas
Arambula	De León	Huber	Saldaña
Beall	Eng	Huffman	Skinner
Berryhill, T.	Evans	Jones	Solorio
Block	Feuer	Lieu	Swanson
Blumenfield	Fong	Lowenthal	Torlakson
Bradford	Fuentes	Ma	Torres
Buchanan	Furutani	Monning	Torrico
Caballero	Galgiani	Nava	Yamada
Calderon	Hall	Pérez, V.M.	Mme. Speaker
Chesbro	Hayashi	Portantino	
Coto	Hernandez	Ruskin	

**NOES—None**

Bill ordered transmitted to the Senate.

**ASSEMBLY BILL NO. 16 (Committee on Budget)**—An act relating to the Budget Act of 2009.

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

**AYES—46**

Ammiano	De La Torre	Hill	Salas
Arambula	De León	Huber	Saldaña
Beall	Eng	Huffman	Skinner
Berryhill, T.	Evans	Jones	Solorio
Block	Feuer	Lieu	Swanson
Blumenfield	Fong	Lowenthal	Torlakson
Bradford	Fuentes	Ma	Torres
Buchanan	Furutani	Monning	Torrico
Caballero	Galgiani	Nava	Yamada
Calderon	Hall	Pérez, V.M.	Mme. Speaker
Chesbro	Hayashi	Portantino	
Coto	Hernandez	Ruskin	

**NOES—None**

Bill ordered transmitted to the Senate.



**ASSEMBLY BILL NO. 17 (Committee on Budget)**—An act relating to the Budget Act of 2009.

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

**AYES—46**

Ammiano	De La Torre	Hill	Salas
Arambula	De León	Huber	Saldaña
Beall	Eng	Huffman	Skinner
Berryhill, T.	Evans	Jones	Solorio
Block	Feuer	Lieu	Swanson
Blumenfield	Fong	Lowenthal	Torlakson
Bradford	Fuentes	Ma	Torres
Buchanan	Furutani	Monning	Torrico
Caballero	Galgiani	Nava	Yamada
Calderon	Hall	Pérez, V.M.	Mme. Speaker
Chesbro	Hayashi	Portantino	
Coto	Hernandez	Ruskin	

**NOES—None**

Bill ordered transmitted to the Senate.

**ASSEMBLY BILL NO. 18 (Committee on Budget)**—An act relating to the Budget Act of 2009.

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

**AYES—46**

Ammiano	De La Torre	Hill	Salas
Arambula	De León	Huber	Saldaña
Beall	Eng	Huffman	Skinner
Berryhill, T.	Evans	Jones	Solorio
Block	Feuer	Lieu	Swanson
Blumenfield	Fong	Lowenthal	Torlakson
Bradford	Fuentes	Ma	Torres
Buchanan	Furutani	Monning	Torrico
Caballero	Galgiani	Nava	Yamada
Calderon	Hall	Pérez, V.M.	Mme. Speaker
Chesbro	Hayashi	Portantino	
Coto	Hernandez	Ruskin	

**NOES—None**

Bill ordered transmitted to the Senate.

**ASSEMBLY BILL NO. 19 (Committee on Budget)**—An act relating to the Budget Act of 2009.

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

**AYES—46**

Ammiano	De La Torre	Hill	Salas
Arambula	De León	Huber	Saldaña
Beall	Eng	Huffman	Skinner
Berryhill, T.	Evans	Jones	Solorio
Block	Feuer	Lieu	Swanson
Blumenfield	Fong	Lowenthal	Torlakson
Bradford	Fuentes	Ma	Torres
Buchanan	Furutani	Monning	Torrico
Caballero	Galgiani	Nava	Yamada
Calderon	Hall	Pérez, V.M.	Mme. Speaker
Chesbro	Hayashi	Portantino	
Coto	Hernandez	Ruskin	

**NOES—None**

Bill ordered transmitted to the Senate.

**ASSEMBLY BILL NO. 20 (Committee on Budget)**—An act relating to the Budget Act of 2009.

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

**AYES—46**

Ammiano	De La Torre	Hill	Salas
Arambula	De León	Huber	Saldaña
Beall	Eng	Huffman	Skinner
Berryhill, T.	Evans	Jones	Solorio
Block	Feuer	Lieu	Swanson
Blumenfield	Fong	Lowenthal	Torlakson
Bradford	Fuentes	Ma	Torres
Buchanan	Furutani	Monning	Torrico
Caballero	Galgiani	Nava	Yamada
Calderon	Hall	Pérez, V.M.	Mme. Speaker
Chesbro	Hayashi	Portantino	
Coto	Hernandez	Ruskin	

**NOES—None**

Bill ordered transmitted to the Senate.

**VOTE ADDS**

The following Assembly Members were granted unanimous consent to record their votes on the following item:

**Assembly Bill No. 1:** De León, Hernandez, and Huber—Aye.

**RECESS**

By unanimous consent, at 9:54 a.m., Assistant Speaker pro Tempore Hall declared the Assembly recessed.

**INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS**

The following bill was introduced and read the first time:

**ASSEMBLY BILL NO. 35—Blakeslee, Solorio, and Fuentes (Coauthors: Adams, Arambula, Bill Berryhill, Buchanan, Carter, DeVore, Emmerson, Fletcher, Furutani, Gaines, Galgiani, Gilmore, Hagman, Hall, Jeffries, Knight, Ma, Miller, Nestande, Silva, Smyth, Audra Strickland, and Villines) (Coauthor: Senator Ashburn).** An act to amend Section 26003 of, and to add Section 26011.7 to, the Public Resources Code, relating to energy.

**MESSAGES FROM THE SENATE**

Senate Chamber, February 4, 2010

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

Senate Bill No. 1	Senate Bill No. 11
Senate Bill No. 2	Senate Bill No. 12
Senate Bill No. 3	Senate Bill No. 13
Senate Bill No. 4	Senate Bill No. 14
Senate Bill No. 5	Senate Bill No. 15
Senate Bill No. 6	Senate Bill No. 16
Senate Bill No. 7	Senate Bill No. 17
Senate Bill No. 8	Senate Bill No. 18
Senate Bill No. 9	Senate Bill No. 19
Senate Bill No. 10	Senate Bill No. 20

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

**FIRST READING OF SENATE BILLS**

The following bills were read the first time:

- SENATE BILL NO. 1—An act relating to the Budget Act of 2009.
- SENATE BILL NO. 2—An act relating to the Budget Act of 2009.
- SENATE BILL NO. 3—An act relating to the Budget Act of 2009.
- SENATE BILL NO. 4—An act relating to the Budget Act of 2009.
- SENATE BILL NO. 5—An act relating to the Budget Act of 2009.
- SENATE BILL NO. 6—An act relating to the Budget Act of 2009.
- SENATE BILL NO. 7—An act relating to the Budget Act of 2009.
- SENATE BILL NO. 8—An act relating to the Budget Act of 2009.
- SENATE BILL NO. 9—An act relating to the Budget Act of 2009.
- SENATE BILL NO. 10—An act relating to the Budget Act of 2009.
- SENATE BILL NO. 11—An act relating to the Budget Act of 2009.
- SENATE BILL NO. 12—An act relating to the Budget Act of 2009.
- SENATE BILL NO. 13—An act relating to the Budget Act of 2009.
- SENATE BILL NO. 14—An act relating to the Budget Act of 2009.
- SENATE BILL NO. 15—An act relating to the Budget Act of 2009.
- SENATE BILL NO. 16—An act relating to the Budget Act of 2009.
- SENATE BILL NO. 17—An act relating to the Budget Act of 2009.
- SENATE BILL NO. 18—An act relating to the Budget Act of 2009.
- SENATE BILL NO. 19—An act relating to the Budget Act of 2009.
- SENATE BILL NO. 20—An act relating to the Budget Act of 2009.

**ADJOURNMENT**

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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KAREN BASS, Speaker

AMY LEACH, Minute Clerk