

CALIFORNIA LEGISLATURE
2009–10 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, February 12, 2009
TWENTY-SEVENTH SESSION DAY
SEVENTY-FOURTH 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
Thursday, February 12, 2009

The Assembly met at 7 a.m.
Hon. William Monning, Assembly Member, 27th 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—77:

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

Quorum present.

At 1:07 p.m., Hon. Felipe Fuentes, 39th 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 personal business, and waiving per diem: Assembly Member DeVore.

To attend a funeral: Assembly Member Bill Berryhill.

Because of illness in his family: Assembly Member Beall.

COMMUNICATIONS

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

February 12, 2009

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

RE: Appointment of Tom Torlakson
to California Task Force on Youth and Workplace Wellness

Dear Mr. Wilson: Please be advised I have appointed Assemblymember Tom Torlakson to the California Task Force on Youth and Workplace Wellness. This is a pleasure appointment starting February 12, 2009.

Sincerely,

KAREN BASS
Speaker of the Assembly

SPECIAL COMMITTEE MEETINGS

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

Utilities and Commerce to hold a joint informational hearing with the Committee on Natural Resources, on Monday, February 23, 2009, at 2 p.m.; and

Labor and Employment to hold a joint informational hearing with the Senate Committee on Industrial Relations, on Tuesday, March 17, 2009, at 1:30 p.m., in Room 3191.

**AUTHOR'S AMENDMENTS
Committee on Judiciary**

February 12, 2009

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

House Resolution No. 5

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

FEUER, Chair

HOUSE RESOLUTION NO. 5—Relative to same-sex marriage.

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

MESSAGES FROM THE GOVERNOR

The following message from the Governor was received and ordered printed in the Journal:

Governor's Office, Sacramento
February 12, 2009

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

Dear Speaker Bass: I hereby designate Chris Kahn, Michael Pro시오, John Moffatt, and Jacque Roberts as members of my staff who may sign for enrolled bills pursuant to Section 9509 of the Government Code. This letter updates the letter of December 18, 2006.

Thank you for your attention to this matter.

Sincerely,

ARNOLD SCHWARZENEGGER

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 269—Silva. An act to amend Section 18562 of the Elections Code, relating to elections.

ASSEMBLY BILL NO. 270—De La Torre. An act to amend Section 391 of the Welfare and Institutions Code, relating to dependent children.

ASSEMBLY BILL NO. 271—Solario. An act to amend Sections 9801, 9802.5, and 9808 of the Unemployment Insurance Code, relating to employment development.

ASSEMBLY BILL NO. 272—Solario. An act relating to teachers.

ASSEMBLY BILL NO. 273—Anderson. An act to amend Section 19280 of the Revenue and Taxation Code, relating to courts.

ASSEMBLY BILL NO. 274—Portantino. An act to add Section 43501.2 to the Public Resources Code, relating to solid waste.

ASSEMBLY BILL NO. 275—Solario (Coauthor: Portantino). An act to amend Section 14250 and 14251 of the Penal Code, relating to missing persons, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 276—Hayashi. An act to amend Section 6530 of the Business and Professions Code, relating to professional fiduciaries.

ASSEMBLY BILL NO. 277—Ammiano. An act to amend Section 131241 of the Public Utilities Code, relating to transportation.

ASSEMBLY BILL NO. 278—Charles Calderon. An act to amend Section 18639 of the Revenue and Taxation Code, relating to taxation.

ASSEMBLY BILL NO. 279—Duvall. An act to add Sections 17053.99 and 23699 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 280—Blakeslee and Ma. An act to add Section 10089.55 to the Insurance Code, relating to the California Earthquake Authority.

ASSEMBLY BILL NO. 281—De León (Coauthor: Conway). An act to amend Section 48001 of the Food and Agricultural Code, relating to agriculture.

ASSEMBLY BILL NO. 282—Committee on Transportation (Assembly Members Eng (Chair), Jeffries (Vice Chair), Blumenfield, Buchanan, Conway, Furutani, Galgiani, Garrick, Bonnie Lowenthal, Miller, Niello, John A. Pérez, Solorio, and Torlakson). An act to amend Section 8879.23 of the Government Code, to amend Section 99243 of the Public Utilities Code, and to amend Sections 546, 13005, 21100.4, and 27602 of the Vehicle Code, relating to transportation.

ASSEMBLY BILL NO. 283—Chesbro (Principal coauthor: Ruskin) (Coauthors: Huffman and Nava). An act to add Chapter 5 (commencing with Section 48800) to Part 7 of Division 30 of the Public Resources Code, relating to solid waste.

ASSEMBLY BILL NO. 284—Garrick. An act to add Section 47605.9 to the Education Code, relating to charter schools.

RESOLUTIONS

The following resolution was offered:

HOUSE RESOLUTION NO. 7—Eng. Relative to Teen Driving Safety Week.

SIXTY-EIGHTH CALENDAR DAY AT SACRAMENTO, CALIFORNIA

Assembly Chamber, February 13, 2009

At 12 midnight.

Speaker Karen Bass, presiding.

COMMUNICATIONS

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

February 12, 2009

Mr. E. Dotson Wilson

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

RE: Appointment of Lucille Acquaye-Baddoo
to the Board of Psychology

Dear Mr. Wilson: Please be advised I have appointed Ms. Lucille Acquaye-Baddoo to the Board of Psychology. This is a term appointment starting February 12, 2009 and the expiration date is June 1, 2010.

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. 285—Tran. An act to amend Section 20 of the Corporations Code, relating to corporations.

ASSEMBLY BILL NO. 286—Salas and Jones. An act to amend Section 9250.14 of the Vehicle Code, relating to vehicles, and making an appropriation therefor.

ASSEMBLY BILL NO. 287—Beall. An act relating to developmental services.

ASSEMBLY BILL NO. 288—Nestande. An act to amend Sections 2079 and 2082 of the Health and Safety Code, relating to vector control.

ASSEMBLY BILL NO. 289—Galgiani. An act to amend Section 3800 of the Public Resources Code, relating to public resources.

ASSEMBLY BILL NO. 290—Davis. An act relating to housing.

ASSEMBLY BILL NO. 291—Saldaña. An act to add Section 30825 to the Public Resources Code, relating to coastal resources.

ASSEMBLY BILL NO. 292—Yamada. An act to amend Sections 18761, 18765, and 18766 of the Revenue and Taxation Code, relating to taxation.

ASSEMBLY BILL NO. 293—Mendoza. An act to amend Sections 19804, 19805, 19824, 19841, 19846, 19852, 19868, 19880, 19882, 19890, 19892, 19893, 19900, 19912, 19921, 19932, 19941, and 19984 of, to amend the heading of Article 6 (commencing with Section 19890) of Chapter 5 of Division 8 of, and to add Sections 19890.5 and 19966 to, the Business and Professions Code, relating to gambling.

RESOLUTIONS

The following resolution was offered:

HOUSE RESOLUTION NO. 8—Nestande. Relative to Assembly Rule 49.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 9 a.m., Saturday, February 14, 2008.

KAREN BASS, Speaker

SUE PARKER, Assistant Chief Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON FEBRUARY 12, 2009**

The following measure was amended in the Assembly on this day:

HR RN

5 0908454

Daily Total: 1

Cumulative Total: 5

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