

CALIFORNIA LEGISLATURE  
2009–10 EIGHTH EXTRAORDINARY SESSION

---

---

# ASSEMBLY DAILY JOURNAL

---

---

**Tuesday, February 23, 2010**  
**SEVENTEENTH SESSION DAY**  
**FORTY-FIFTH 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 Minute Clerk: Phone 319-2360)

## PROCEEDINGS OF THE ASSEMBLY

### IN ASSEMBLY

Assembly Chamber, Sacramento  
Tuesday, February 23, 2010

The Assembly met at 4:07 p.m.

Hon. Karen Bass, Speaker 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—66:

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

Quorum present.

**PRAYER**

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

*Lord, The Apostle Paul wrote to the Christians living in Corinth that we should walk by faith, not by sight. (2 Corinthians 5:7) In other words, we have to believe it before we ever see something. When we walk only by depending on the things we see, we can easily allow circumstances and fear to keep us from moving forward. Inspire us, Lord, to focus our minds higher and to listen to that inner prompting of Your Holy Spirit in our life.—AMEN.*

**PLEDGE OF ALLEGIANCE TO THE FLAG**

Upon request of Speaker Bass, Assembly Member Feuer 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 Ma, seconded by Assembly Member Garrick.

**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 Blakeslee, Evans, Fuentes, Hernandez, and Torrico.*

*On personal business, and waiving per diem: Assembly Members Tom Berryhill, DeVore, and Lieu.*

*Because of illness: Assembly Members Blumenfield, Carter, Logue, and Saldaña.*

*Because of illness in his family: Assembly Member Coto.*

(NOTE: For explanations of absence of Assembly Members Blakeslee, Evans, Fuentes, Hernandez, and Torrico on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for this day.)

**COMMUNICATIONS**

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

February 23, 2010

*E. Dotson Wilson*

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

Dear Dotson: This is to advise you that I have established and appointed membership to the Assembly Utilities and Commerce Committee for the 2009–10 Eighth Extraordinary Session:

Assemblymember Felipe Fuentes, Chair  
Assemblymember Cameron Smyth, Vice Chair  
Assemblymember Tom Berryhill  
Assemblymember Joan Buchanan  
Assemblymember Wilmer Carter  
Assemblymember Nathan Fletcher  
Assemblymember Paul Fong  
Assemblymember Jean Fuller

Assemblymember Warren Furutani  
 Assemblymember Jared Huffman  
 Assemblymember Nancy Skinner  
 Assemblymember Sandré Swanson  
 Assemblymember Alberto Torrico  
 Assemblymember Mike Villines  
 Democratic vacancy

Sincerely,

KAREN BASS  
 Speaker of the Assembly

February 23, 2010

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

Dear Dotson: This is to advise you that I have appointed Assemblymember Curt Hagman to replace Assemblymember Chuck DeVore on the Assembly Revenue and Taxation Committee in the 2009–10 Eighth Extraordinary Session for the Wednesday, February 24 hearing only.

Sincerely,

KAREN BASS  
 Speaker of the Assembly

#### **SPECIAL COMMITTEE MEETINGS**

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

Revenue and Taxation, Wednesday, February 24, 2010, at 11 a.m., in Room 126.

#### **CONSIDERATION OF DAILY FILE UNFINISHED BUSINESS**

##### **ASSEMBLY BILL NO. 7 RECONSIDERED BY UNANIMOUS CONSENT**

In compliance with a motion given, Assembly Member Evans was granted unanimous consent that the vote be reconsidered whereby the urgency clause to Assembly Bill No. 7 was refused adoption.

#### **RE-REFERENCE OF BILLS**

Assembly Member Ma was granted unanimous consent that the following bills be re-referred to the Committee on Rules as noted:

Assembly Bills Nos. 5 and 7 and Senate Bill No. 4.

#### **COMMITTEE MEETING ANNOUNCEMENTS**

Assembly Member Ma announced that the Committee on Revenue and Taxation would meet on Wednesday, February 24, 2010 at 11 a.m., in Room 126.

Assembly Member Ma announced that the Committee on Budget would meet on Wednesday, February 24, 2010 at 2 p.m., in Room 4202.

**ADJOURNMENT**

At 6 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

---

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

O