

CALIFORNIA LEGISLATURE  
2011–12 REGULAR SESSION

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# ASSEMBLY DAILY JOURNAL

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**Wednesday, February 23, 2011**

**THIRTY-SECOND SESSION DAY**

**EIGHTIETH 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  
Wednesday, February 23, 2011

The Assembly met at 7 a.m.

Hon. Brian W. Jones, Assembly Member, 77th District, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Reading Clerk Timothy Morland reading.

#### ROLL CALL

The following were placed upon the morning roll call—78:

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

Quorum present.

**At 12:43 p.m., Hon. Charles Calderon, 58th 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 Member was granted leave of absence for the day:

*On legislative business: Assembly Member Swanson.*

**EXPLANATIONS OF ABSENCE**

Pursuant to the Assembly Rules, the following explanation of absence was ordered printed in the Journal:

February 18, 2011

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

Dear Mr. Speaker: I respectfully request permission to be excused from Check-in Session on legislative business on February 23, 2011 to attend an important district event.

Thank you in advance for your consideration of this request.

Sincerely,

SANDRÉ R. SWANSON, Assembly Member  
 Sixteenth District

**SPECIAL COMMITTEE MEETINGS**

By unanimous consent, the following committee was permitted to meet:

Water, Parks and Wildlife, on Tuesday, March 1, 2011, at 9 a.m., in Room 437.

**ENGROSSMENT AND ENROLLMENT REPORTS**

Assembly Chamber, February 23, 2011

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

Assembly Bill No. 125

Assembly Bill No. 192

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

**INTRODUCTION AND FIRST READING OF  
ASSEMBLY BILLS**

The following bills were introduced and read the first time:

**ASSEMBLY BILL NO. 1390—Committee on Utilities and Commerce** (Assembly Members Bradford (Chair), Fletcher (Vice Chair), Buchanan, Fong, Fuentes, Furutani, Gorell, Roger Hernández, Huffman, Ma, Nestande, Skinner, and Swanson). An act to add and repeal Section 343 of the Public Utilities Code, relating to electricity.

**ASSEMBLY BILL NO. 1391—Committee on Utilities and Commerce** (Assembly Members Bradford (Chair), Fletcher (Vice Chair), Buchanan, Fong, Fuentes, Furutani, Gorell, Roger Hernández, Huffman, Ma, Nestande, Skinner, and Swanson). An act to amend Section 2827 of the Public Utilities Code, relating to electricity.

**ASSEMBLY BILL NO. 1392—Committee on Utilities and Commerce** (Assembly Members Bradford (Chair), Fletcher (Vice Chair), Buchanan, Fong, Fuentes, Furutani, Gorell, Roger Hernández, Huffman, Ma, Nestande, Skinner, and Swanson). An act to amend Section 2851 of the Public Utilities Code, relating to energy.

**RESOLUTIONS**

The following resolution was offered:

**ASSEMBLY JOINT RESOLUTION NO. 6—Ma, Cook, and Fong** (Coauthors: Eng, Furutani, Hayashi, Pan, Williams, and Yamada) (Coauthors: Senators Lieu, Liu, and Yee). Relative to Filipino veterans.

**AUTHOR'S AMENDMENTS**  
**Committee on Utilities and Commerce**

February 23, 2011

Mr. Speaker: The Chair of your Committee on Utilities and Commerce reports:  
Assembly Bill No. 56

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

BRADFORD, Chair

**ASSEMBLY BILL NO. 56**—An act to add Sections 726 and 770.5 to the Public Utilities Code, relating to public utilities.

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.

**AUTHOR'S AMENDMENTS**  
**Committee on Judiciary**

February 23, 2011

Mr. Speaker: The Chair of your Committee on Judiciary reports:  
Assembly Bill No. 158

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

FEUER, Chair

**ASSEMBLY BILL NO. 158**—An act to amend Section 3294 of, and to add Section 3333.8 to, the Civil Code, relating to civil damages.

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.

**AUTHOR'S AMENDMENTS**  
**Committee on Transportation**

February 23, 2011

Mr. Speaker: The Chair of your Committee on Transportation reports:  
Assembly Bill No. 82

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

LOWENTHAL, Chair

**ASSEMBLY BILL NO. 82**—An act to amend Sections 12804.9 and 12804.11 of the Vehicle Code, relating to vehicles, and declaring the urgency thereof, to take effect immediately.

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.

**AUTHOR'S AMENDMENTS**  
**Committee on Transportation**

February 23, 2011

Mr. Speaker: The Chair of your Committee on Transportation reports:  
Assembly Concurrent Resolution No. 15

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

LOWENTHAL, Chair

**ASSEMBLY CONCURRENT RESOLUTION NO. 15**—Relative to the Detective Monty L. Conley and Detective Joe R. Landin Memorial Highway.

Resolution read.

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

**ADJOURNMENT**

At 3 p.m., the Assembly adjourned until 9 a.m., Thursday, February 24, 2011.

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JOHN A. PÉREZ, Speaker

AMY LEACH, Minute Clerk

**AMENDMENTS CONSIDERED BY THE  
ASSEMBLY ON FEBRUARY 23, 2011**

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

**AB RN**

56 1112053

82 1109532

158 1110566

**ACR RN**

15 1109541

**Daily Total: 4****Cumulative Total: 24**

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