

CALIFORNIA LEGISLATURE  
2009–10 REGULAR SESSION

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# ASSEMBLY DAILY JOURNAL

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**Wednesday, February 24, 2010**

**ONE HUNDRED SIXTIETH SESSION DAY**

**FOUR HUNDRED FIFTY-FIRST 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 24, 2010

The Assembly met at 7 a.m.

Hon. Chris Norby, Assembly Member, 72nd District, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

#### ROLL CALL

The following were placed upon the morning roll call—68:

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

Quorum present.

**At 12:52 p.m., Hon. Juan Arambula, 31st 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 legislative business: Assembly Members Bass, De León, Hall, Huffman, and Lowenthal.*

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

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

**EXPLANATIONS OF ABSENCE**

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

February 24, 2010

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

Dear Dotson: This is to advise you that I will not be in attendance for Check-in Session on Wednesday, February 24 or Floor Session on Thursday, February 25, 2010 due to legislative business.

Sincerely,

**KAREN BASS**  
Speaker of the Assembly

February 22, 2010

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

Dear Mme. Speaker: I respectfully request to be excused from check-in session on Wednesday, February 24, 2010. I will be in my district on legislative business.

Thank you in advance for your consideration. If you have any questions or comments, I can be reached at (916) 319-2045.

Sincerely,

**KEVIN DE LEÓN**, Assembly Member  
Forty-fifth District

February 19, 2010

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

Dear Speaker Bass: I am writing to respectfully request to be excused from check-in session on Wednesday, February 24, 2010, to attend legislative business.

Thank you for your prompt attention to this matter.

Sincerely,

**ISADORE HALL III**, Assembly Member  
Fifty-second District

February 22, 2010

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

Dear Mme. Speaker: I respectfully request permission to be excused from Check-in Session on Wednesday, February 24, 2010 due to legislative business in my district.

Sincerely,

JARED HUFFMAN, Assembly Member  
Sixth District

February 23, 2010

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

Dear Mme. Speaker: I respectfully request permission to be excused from Check-in on Wednesday, February 24, 2010, for legislative business in my district. I will return to the Capitol, Thursday morning in time for floor session.

Thank you for your consideration of my request. Should you have any questions please contact my office.

Sincerely,

BONNIE LOWENTHAL, Assembly Member  
Fifty-fourth District

#### **SPECIAL COMMITTEE MEETINGS**

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

Labor and Employment, Wednesday, March 17, 2010, at 1:30 p.m., in Room 447.

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

Assembly Chamber, February 24, 2010

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:  
Assembly Bill No. 1650

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

Assembly Chamber, February 24, 2010

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:  
Assembly Joint Resolution No. 25

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered on file.

**AUTHOR'S AMENDMENTS**  
**Committee on Education**

February 24, 2010

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

Assembly Bill No. 1716

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

BROWNLEY, Chair

**ASSEMBLY BILL NO. 1716**—An act to amend Section 65995.7 of the Government Code, relating to land use.

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 Public Safety**

February 24, 2010

Mme. Speaker: The Chair of your Committee on Public Safety reports:

Assembly Bill No. 1641

Assembly Bill No. 1695

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

AMMIANO, Chair

**ASSEMBLY BILL NO. 1641**—An act to amend Section 152.3 of the Penal Code, relating to rape.

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.

**ASSEMBLY BILL NO. 1695**—An act to amend Section 831.5 of the Penal Code, relating to custodial officers.

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 Health**

February 24, 2010

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

Assembly Concurrent Resolution No. 74

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

JONES, Chair

**ASSEMBLY CONCURRENT RESOLUTION NO. 74**—Relative to umbilical cord blood banking.

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

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

February 24, 2010

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

Assembly Bill No. 1742

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

FEUER, Chair

**ASSEMBLY BILL NO. 1742**—An act to add Section 1021.11 to the Code of Civil Procedure, relating to attorneys' fees.

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.

**ADJOURNMENT**

At 3 p.m., the Assembly adjourned until 9:30 a.m., Thursday, February 25, 2010.

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ALBERTO TORRICO, Majority Floor Leader

AMY LEACH, Minute Clerk

**AMENDMENTS CONSIDERED BY THE  
ASSEMBLY ON FEBRUARY 24, 2010**

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

**AB RN**

1641 1006696

1695 1006629

1716 1006264

1742 1006650

**ACR RN**

74 1006631

**Daily Total: 5****Cumulative Total: 2631**

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