

CALIFORNIA LEGISLATURE  
2009–10 THIRD EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, February 26, 2009**  
**FOURTEENTH SESSION DAY**  
**FIFTY-THIRD 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  
Sue Parker, Minute Clerk: Phone 319-2360)

## PROCEEDINGS OF THE ASSEMBLY

### IN ASSEMBLY

Assembly Chamber, Sacramento  
Thursday, February 26, 2009

The Assembly met at 11:08 a.m.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly,  
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—76:

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

Quorum present.

**PRAYER**

Upon invitation of Speaker Bass, the following prayer was offered by Assembly Alternate Chaplain Pastor Ivan L. Williams, Sr.:

*Sovereign Lord and God, We stand in awe of Your presence and power. We thank You for Your steadfast consistency of sunshine and rain, of grace and law, and of pity and potency.*

Thank You for these servants of the people of the great State of California. Give these servants a continued clarity of purpose, sacrifice, and selflessness to do the job. Help them to remain faithful to their moral calling, and, Oh God, on this day of commemoration, culmination, and celebration of a people of African descent, grant to all the real belief that anything is possible through You.

In Thy Precious Name we pray.—AMEN!

**PLEDGE OF ALLEGIANCE TO THE FLAG**

Upon request of Speaker Bass, Assembly Member Carter 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 Adams, Davis, and Smyth.*

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

(NOTE: For letters explaining the absences of Assembly Members Adams, Davis, and Smyth on this day on legislative business pursuant to the Assembly Rules, see 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 26, 2009

*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 Assemblymembers Paul Fong, Norma Torres and Mariko Yamada to replace Assemblymembers Paul Krekorian, Fiona Ma, and John A. Pérez on the Assembly Rules Committee in the 2009–10 Third Extraordinary Session for today's hearing.

Sincerely,

KAREN BASS  
Speaker of the Assembly

February 26, 2009

*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 the following membership to the Assembly Appropriations Committee for the 2009–10 Third Extraordinary Session:

Assemblymember Kevin De León, Chair  
 Assemblymember Jim Nielsen, Vice Chair  
 Assemblymember Tom Ammiano  
 Assemblymember Charles Calderon  
 Assemblymember Mike Davis  
 Assemblymember Mike Duvall  
 Assemblymember Felipe Fuentes  
 Assemblymember Isador Hall  
 Assemblymember Diane Harkey  
 Assemblymember Dave Jones  
 Assemblymember Jeff Miller  
 Assemblymember John A. Pérez  
 Assemblymember Curren Price  
 Assemblymember Nancy Skinner  
 Assemblymember Jose Solorio  
 Assemblymember Audra Strickland  
 Assemblymember Tom Torlakson

Sincerely,

KAREN BASS  
 Speaker of the Assembly

February 26, 2009

*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 the following membership to the Assembly Insurance Committee for the 2009–10 Third Extraordinary Session:

Assemblymember Joe Coto, Chair  
 Assemblymember Martin Garrick, Vice Chair  
 Assemblymember Sam Blakeslee  
 Assemblymember Charles Calderon  
 Assemblymember Wilmer Carter  
 Assemblymember Mike Feuer  
 Assemblymember Mary Hayashi  
 Assemblymember Pedro Nava  
 Assemblymember Roger Niello  
 Assemblymember Norma Torres

Sincerely,

KAREN BASS  
 Speaker of the Assembly

**REFERENCE OF BILLS TO COMMITTEE**

Pursuant to the Assembly Rules, the following bill was referred to committee:

<i>Assembly</i>		<i>Committee</i>
<i>Bill No.</i>	-----	Ins.
<b>23</b>		

**MESSAGES FROM THE SENATE**

Senate Chamber, February 26, 2009

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

Assembly Bill No. 18

And respectfully requests the Assembly to concur in said amendments.

GREGORY P. SCHMIDT, Secretary of the Senate  
By David Valverde, Assistant Secretary

Above bill ordered to unfinished business file.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT**

Assembly Member Evans was granted unanimous consent to permit consideration of Senate amendments to Assembly Bill No. 18, without reference to file.

**ASSEMBLY BILL NO. 18 (Evans)**—An act relating to elections, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

*(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)*

**Urgency Clause**

Urgency clause read, and adopted by the following vote:

**AYES—71**

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

**NOES—None**

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

**AYES—71**

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

**NOES—None**

Above bill ordered enrolled.

**VOTE ADDS**

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

**Assembly Bill No. 18, Urgency and Concurrence:** Anderson, Duvall, Galgiani, and Solorio—Aye.

**RECESS**

By unanimous consent, at 11:12 a.m., Speaker pro Tempore Saldaña declared the Assembly recessed.

**ENGROSSMENT AND ENROLLMENT REPORTS**

Assembly Chamber, February 26, 2009

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

Assembly Bill No. 18

And reports the same correctly enrolled, and presented to the Governor on the 26th day of February, 2009, at 4:45 p.m.

E. DOTSON WILSON, Chief Clerk

**ADJOURNMENT**

At 5 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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KAREN BASS, Speaker

SUE PARKER, Assistant Chief Clerk