

CALIFORNIA LEGISLATURE  
2011–12 REGULAR SESSION

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# ASSEMBLY DAILY JOURNAL

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**Wednesday, February 29, 2012**

**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 29, 2012

The Assembly met at 7 a.m.

Hon. Martin Garrick, Assembly Member, 74th 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—73:

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

Quorum present.

**At 1:29 p.m., Hon. Richard S. Gordon, 21st 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 Beall and Charles Calderon.*

*On legislative business, per diem waived for the 2011–12 Session (Assembly Journal, page 1424): Assembly Member Beth Gaines.*

*On personal business, and waiving per diem: Assembly Members Fletcher and Jeffries.*

*On active duty military deployment, and waiving per diem (Assembly Journal, page 452): Assembly Member Gorell.*

*Because of illness: Assembly Member Swanson.*

**EXPLANATIONS OF ABSENCE**

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

February 29, 2012

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

Dear Speaker Pérez: I respectfully request to be excused from the Assembly Check-in Session on Wednesday, February 29, 2012. I will be in my district during this time attending to legislative business. Thank you for your attention to this request.

Sincerely,

JIM BEALL, JR., Assembly Member  
Twenty-fourth District

February 24, 2012

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

Dear Speaker Pérez: I respectfully request to be excused from Check-in Session on Wednesday, February 29, 2012, and Floor Session on Thursday, March 1, 2012, due to legislative business in my district. Thank you for your consideration of this request.

Sincerely,

CHARLES M. CALDERON, Assembly Member  
Fifty-eighth District

February 29, 2012

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

Dear Mr. Speaker: This letter is to respectfully request that I be excused from Assembly Check-in Session on February 29, 2012, as I have matters to tend to in my district. Please contact Jennifer Bell at extension x2683 if you have any questions. Thank you for your consideration to this request.

Sincerely,

BETH GAINES, Assembly Member  
Fourth District

**SPECIAL COMMITTEE MEETINGS**

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

Elections and Redistricting, to conduct a joint oversight hearing with the Senate Committee on Elections and Constitutional Amendments, on Tuesday, March 13, 2012, at 2 p.m., in Room 3191;

Elections and Redistricting, to conduct a joint informational hearing with the Senate Committee on Elections and Constitutional Amendments, on Tuesday, March 20, 2012, at 1:30 p.m., in Room 3191;

Local Government, on Wednesday, April 18, 2012, at 1:30 p.m., in Room 127;

Local Government, on Wednesday, May 2, 2012, at 1:30 p.m., in Room 127;

Select Committee on California's Clean Energy Economy, on Wednesday, March 7, 2012, at the State Capitol;

Select Committee on Healthcare Workforce and Access to Care, on Thursday, March 8, 2012, at 12 noon, at the Oak Park Community Center, Sacramento;

Select Committee on Healthcare Workforce and Access to Care, on Thursday, March 15, 2012, upon adjournment of Floor Session in Room 447;

Joint Sunset Review Committee, on Wednesday, March 14, 2012, at 9 a.m.

**ENGROSSMENT AND ENROLLMENT REPORTS**

Assembly Chamber, February 29, 2012

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

Assembly Bill No. 1445

Assembly Bill No. 1508

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. 2662**—Committee on Education (Assembly Members Brownley (Chair), Ammiano, Buchanan, Butler, Carter, Eng, Beth Gaines, Halderman, Wagner, and Williams). An act to amend Section 48070.5 of the Education Code, relating to pupils.

**ASSEMBLY BILL NO. 2663**—Committee on Public Employees, Retirement and Social Security (Assembly Members Furutani (Chair), Allen, Ma, and Wieckowski). An act to amend Sections 22119.2, 22220, 22461, 22717, 22718, 23007, 23854, 24109, 24214, 24214.5, 24604, 25018, 25114, and 26812 of the Education Code, and to amend Section 6217.5 of the Public Resources Code, relating to teachers' retirement.

**ASSEMBLY BILL NO. 2664**—Committee on Public Employees, Retirement and Social Security (Assembly Members Furutani (Chair), Allen, Ma, and Wieckowski). An act to amend Section 31527 of the Government Code, relating to county employees retirement.

**ASSEMBLY BILL NO. 2665**—Committee on Public Employees, Retirement and Social Security (Assembly Members Furutani (Chair), Allen, Ma, and Wieckowski). An act relating to state employees.

The following resolution was offered:

**ASSEMBLY CONCURRENT RESOLUTION NO. 119**—Galgiani and Valadao (Principal coauthors: Senators Cannella and Rubio) (Coauthors: Bill Berryhill, Hill, Ma, Mendoza, Olsen, Perea, and Yamada) (Coauthor: Senator Tom Berryhill). Relative to California Agriculture Day.

**AUTHOR'S AMENDMENTS  
Committee on Public Safety**

February 29, 2012

Mr. Speaker: The Chair of your Committee on Public Safety reports:  
Assembly Bill No. 1435

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

AMMIANO, Chair

**ASSEMBLY BILL NO. 1435**—An act to amend Section 11165.7 of, and to add Article 2.2 (commencing with Section 11163.10) to Chapter 2 of Title 1 of Part 4 of, the Penal Code, relating to child abuse reporting.

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.

February 29, 2012

Mr. Speaker: The Chair of your Committee on Public Safety reports:  
Assembly Bill No. 1695

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

AMMIANO, Chair

**ASSEMBLY BILL NO. 1695**—An act to add Section 290.035 to the Penal Code, relating to sex offenders.

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.

**Committee on Revenue and Taxation**

February 29, 2012

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:

Assembly Bill No. 1605

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

PEREA, Chair

**ASSEMBLY BILL NO. 1605**—An act to amend Sections 17935, 17941, 17948, and 23153 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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 a.m., Thursday, March 1, 2012.

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JOHN A. PÉREZ, Speaker

AMY LEACH, Minute Clerk

**AMENDMENTS CONSIDERED BY THE  
ASSEMBLY ON FEBRUARY 29, 2012**

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

<b>AB</b>	<b>RN</b>	
1435	1207101	
1605	1206918	
1695	1206801	
<b>Daily Total:</b>		<b>3</b>
<b>Cumulative Total:</b>		<b>2508</b>

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