

CALIFORNIA LEGISLATURE  
2009–10 REGULAR SESSION

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# ASSEMBLY DAILY JOURNAL

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**Tuesday, March 9, 2010**

**ONE HUNDRED SIXTY-SEVENTH SESSION DAY  
FOUR HUNDRED SIXTY-FOURTH 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  
Tuesday, March 9, 2010

The Assembly met at 7 a.m.

Hon. Michael Villines, Assembly Member, 29th 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—74:

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

Quorum present.

**At 10:42 a.m., Hon. Chris Norby, 72nd 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 and Fletcher.*

*On personal business, and waiving per diem: Assembly Members De La Torre and Tran.*

*Because of illness: Assembly Member Harkey.*

**EXPLANATIONS OF ABSENCE**

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

March 8, 2010

*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 Tuesday, March 9, 2010. I will be conducting legislative business in my district.

Thank you for your consideration of this matter. Should you have any questions or concerns regarding this request, please contact my Chief of Staff, Nolic Edwards at 319-2047.

Sincerely,

KAREN BASS, Assembly Member  
Forty-seventh District

March 9, 2010

*The Honorable John Pérez  
Speaker of the Assembly  
State Capitol, Office 219*

Dear Speaker Pérez: I respectfully request to be excused from Session on Tuesday, March 9, 2010 due to legislative business in my district relating to Chelsea King. If there are any questions regarding this request please contact my Capitol Office at (916) 319-2075.

Thank you for your prompt attention to this request.

Sincerely,

NATHAN FLETCHER, Assembly Member  
Seventy-fifth District

**SPECIAL COMMITTEE MEETINGS**

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

Health, Tuesday, March 16, 2010, at 1:30 p.m., in Room 4202;

Budget Subcommittees Nos. 1, 2, 3, 4, and 5, to hold oversight hearings, March 17, 23, and 24, and April 14, 21, 27, and 28, at their regularly scheduled times and in their regularly scheduled hearing rooms.

**ENGROSSMENT AND ENROLLMENT REPORTS**

Assembly Chamber, March 9, 2010

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

Assembly Bill No. 1597  
Assembly Bill No. 1694

Assembly Bill No. 1705  
Assembly Bill No. 1725

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. 2786—Committee on Health (Assembly Members Jones (Chair), Fletcher (Vice Chair), Adams, Ammiano, Block, Carter, Conway, De La Torre, De León, Emmerson, Hall, Hayashi, Hernandez, Bonnie Lowenthal, Nava, V. Manuel Pérez, and Salas).** An act to amend Section 120130 of the Health and Safety Code, relating to public health.

**ASSEMBLY BILL NO. 2787—Committee on Health (Assembly Members Jones (Chair), Adams, Ammiano, Block, Carter, De La Torre, De León, Hall, Hayashi, Hernandez, Bonnie Lowenthal, Nava, V. Manuel Pérez, and Salas).** An act to amend Section 14132.27 of the Welfare and Institutions Code, relating to Medi-Cal.

**ASSEMBLY BILL NO. 2788—Committee on Revenue and Taxation (Assembly Members Charles Calderon (Chair), Beall, Coto, Harkey, Ma, Nestande, Portantino, and Saldaña).** An act to amend Section 42463 of the Public Resources Code, and to amend Sections 6480, 7304, 7326, 7339, 7401, 7402, 41030, 41031, 41032, 41136.1, 41137, 41137.1, 41138, 41139, 41140, 41141, 41142, 45855, 45863, 45981, and 45982 of, to add Sections 7304.1, 7304.2, 7339.2, and 7360.1 to, and to repeal Sections 8651.8 and 8657 of, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

**ASSEMBLY BILL NO. 2789—Committee on Banking and Finance (Assembly Members Nava (Chair), Evans, Fong, Fuentes, Mendoza, Ruskin, Swanson, and Torres).** An act to repeal and add Chapter 14 (commencing with Section 1800) of, and to repeal Chapter 14A (commencing with Section 1851) of, Division 1 of, and to repeal Division 16 (commencing with Section 33000) of, the Financial Code, relating to money transmission.

**RESOLUTIONS**

The following resolution was offered:

**HOUSE RESOLUTION NO. 26—Garrick.** Relative to Irish American Heritage Month.

**AUTHOR'S AMENDMENTS  
Committee on Health**

March 9, 2010

Mr. Speaker: The Chair of your Committee on Health reports:  
Assembly Concurrent Resolution No. 105

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

JONES, Chair

**ASSEMBLY CONCURRENT RESOLUTION NO. 105—**Relative to Perinatal Depression Awareness Month.

Resolution read; 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 Health**

March 9, 2010

Mr. Speaker: The Chair of your Committee on Health reports:  
Assembly Bill No. 1759

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

JONES, Chair

**ASSEMBLY BILL NO. 1759**—An act to amend Section 1374.20 of the Health and Safety Code, and to amend Section 10199.48 of the Insurance Code, relating to health care coverage.

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**

March 9, 2010

Mr. Speaker: The Chair of your Committee on Public Safety reports:  
Assembly Bill No. 1811

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

AMMIANO, Chair

**ASSEMBLY BILL NO. 1811**—An act to amend Sections 11014.5, 11364.5, and 11532 of the Health and Safety Code, relating to controlled substances.

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 Natural Resources**

March 9, 2010

Mr. Speaker: The Chair of your Committee on Natural Resources reports:  
Senate Bill No. 730

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

SKINNER, Chair

**SENATE BILL NO. 730**—An act to add Article 2 (commencing with Section 2846) to Chapter 8 of Part 2 of Division 1 of the Public Utilities Code, relating to energy efficiency.

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 Housing and Community Development**

March 9, 2010

Mr. Speaker: The Chair of your Committee on Housing and Community Development reports:

Assembly Bill No. 1927

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

TORRES, Chair

**ASSEMBLY BILL NO. 1927**—An act to add Section 1360.2 to the Civil Code, relating to common interest developments.

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**

March 9, 2010

Mr. Speaker: The Chair of your Committee on Transportation reports:

Assembly Bill No. 1951

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

ENG, Chair

**ASSEMBLY BILL NO. 1951**—An act to amend Section 13385 of the Vehicle Code, relating to vehicles.

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 Employees, Retirement and Social Security**

March 9, 2010

Mr. Speaker: The Chair of your Committee on Public Employees, Retirement and Social Security reports:

Assembly Bill No. 1902

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

HERNANDEZ, Chair

**ASSEMBLY BILL NO. 1902**—An act to amend Sections 31488, 31490, and 31494.5 of, and to add Section 31495.6 to, the Government Code, relating to county employees' retirement.

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 7 a.m., Wednesday, March 10, 2010.

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JOHN A. PÉREZ, Speaker

AMY LEACH, Minute Clerk

**AMENDMENTS CONSIDERED BY THE  
ASSEMBLY ON MARCH 9, 2010**

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

**AB RN**

1759 1006969  
1811 1007061  
1902 1007278  
1927 1006890  
1951 1007095

**ACR RN**

105 1007349

**SB RN**

730 1007078

**Daily Total: 7**  
**Cumulative Total: 2661**

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