

CALIFORNIA LEGISLATURE  
2009–10 REGULAR SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, March 11, 2010**

**ONE HUNDRED SIXTY-NINTH SESSION DAY  
FOUR HUNDRED SIXTY-SIXTH 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  
Thursday, March 11, 2010

The Assembly met at 9:30 a.m.  
Hon. Lori Saldaña, Speaker pro Tempore of the Assembly,  
presiding.  
Chief Clerk E. Dotson Wilson at the Desk.  
Assistant Clerk Timothy Morland reading.

#### ROLL CALL

The roll was called.

#### Quorum Call of the Assembly

Assembly Member Knight moved a quorum call of the Assembly.  
Motion carried. Time, 9:34 a.m.  
The Speaker pro Tempore directed the Sergeant at Arms to close the  
doors, and to bring in the absent Members.

#### Quorum Present

At 10:02 a.m., Speaker pro Tempore Saldaña declared a quorum of  
the Assembly present.

The roll call was completed, and the following answered to their  
names—76:

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

**PRAYER**

Upon invitation of Speaker pro Tempore Saldaña, the following prayer was offered by Assembly Member Bonnie Lowenthal, of the 54th Assembly District:

*Creator, Help us to welcome each day as if it were our first, so that we may have enthusiasm in our souls, excitement in our hearts, and warmth in our dispositions. Help us to welcome each day as if it were our last, so that we may have an urgency in our efforts, a deep concern for the world in our minds and the peace and love of the Creator in our hearts.—AMEN.*

**PLEDGE OF ALLEGIANCE TO THE FLAG**

Upon request of Speaker pro Tempore Saldaña, Assembly Member Niello 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 Speaker Pérez, seconded by Assembly Member Hagman.

**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 Caballero, Evans, and Villines.*

**EXPLANATIONS OF ABSENCE**

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

March 4, 2010

*The Honorable John 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, March 10, and from Session on Thursday, March 11, 2010, for meetings in my district.

Please feel free to contact me or my chief of staff, Willie Armstrong at (916) 319-2028, should you have any questions regarding this request.

Sincerely,

ANNA M. CABALLERO, Assembly Member  
Twenty-eighth District

March 9, 2010

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

Dear Mr. Speaker: I respectfully request to be excused from Session on Thursday March 11, 2010 for legislative business in my district. Thank you for your consideration.

Very truly yours,

NOREEN EVANS, Assembly Member  
 Seventh District

March 4, 2010

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

Dear Speaker Pérez: I respectfully request to be excused from Floor Session on March 11, 2010 for legislative business in my district, I will be speaking at a luncheon. Your consideration of this request is greatly appreciated. If you have any questions please do not hesitate to contact me.

Most Sincerely,

MICHAEL N. VILLINES, Assembly Member  
 Twenty-ninth District

#### **SPECIAL COMMITTEE MEETINGS**

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

Joint Committee on the Master Plan for Higher Education, Monday, March 22, 2010, at 9 a.m., in Room 437;

Joint Legislative Audit Committee, Wednesday, March 24, 2010, at 9:30 a.m., in Room 444;

Local Government, Wednesday, April 7, 2010, at 1:30 p.m. and Wednesday, April 21, 2010, at 1:30 p.m.

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

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:	Assembly Chamber, March 11, 2010
Assembly Bill No. 1662	Assembly Bill No. 1764
Assembly Bill No. 1671	Assembly Bill No. 1827
Assembly Bill No. 1675	Assembly Bill No. 1882
Assembly Bill No. 1741	Assembly Bill No. 2028
Assembly Bill No. 1758	Assembly Bill No. 2041

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, March 11, 2010

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

House Resolution No. 23

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

**REFERENCE OF BILLS TO COMMITTEE**

Pursuant to the Assembly Rules, the following bills were referred to committee:

*Assembly*

<i>Bill No.</i>	<i>Committee</i>
<b>1647</b>	B. & P. and Jud.
<b>1922</b>	Ed. and B. & P.
<b>2000</b>	Agri.
<b>2016</b>	B. & F. and Jud.
<b>2021</b>	G.O. and Higher Ed.
<b>2043</b>	H. & C.D., L. Gov., and Appr.
<b>2055</b>	Ins.
<b>2058</b>	Ins.
<b>2075</b>	B. & P.
<b>2093</b>	Health
<b>2096</b>	B. & P. and Jud.
<b>2098</b>	Trans.
<b>2103</b>	L. Gov.
<b>2104</b>	B. & P.
<b>2111</b>	B. & P. and Ins.
<b>2112</b>	Health and Jud.
<b>2118</b>	Trans.
<b>2130</b>	B. & P.
<b>2139</b>	Nat. Res. and E.S. & T.M.
<b>2149</b>	P.E.,R. & S.S.
<b>2151</b>	G.O.
<b>2156</b>	V.A. and E. & R.
<b>2158</b>	B. & F.
<b>2162</b>	U. & C. and Jud.
<b>2181</b>	B. & P.
<b>2190</b>	Jud.
<b>2200</b>	Pub. S.
<b>2202</b>	E.S. & T.M.
<b>2203</b>	Higher Ed.
<b>2204</b>	Hum. S.
<b>2206</b>	Hum. S.
<b>2208</b>	Pub. S.
<b>2210</b>	Pub. S.
<b>2211</b>	Ed.
<b>2213</b>	U. & C.
<b>2214</b>	Nat. Res.
<b>2215</b>	G.O.
<b>2216</b>	B. & P. and Jud.
<b>2217</b>	Jud.
<b>2218</b>	Pub. S.
<b>2221</b>	Health
<b>2223</b>	W.,P. & W.
<b>2225</b>	Rev. & Tax.
<b>2229</b>	Pub. S.
<b>2231</b>	Nat. Res. and U. & C.
<b>2232</b>	Pub. S.
<b>2234</b>	Health
<b>2236</b>	B. & F.
<b>2237</b>	Jud.

2238	-----	G.O.
2239	-----	Pub. S.
2240	-----	Agri.
2241	-----	G.O.
2242	-----	L. & E. and A.,E.,S.,T. & I. M.
2243	-----	Jud.
2248	-----	Health
2249	-----	J., E.D. & E.
2253	-----	Ins.
2254	-----	Pub. S. and Health
2256	-----	B. & P.
2259	-----	Health
2260	-----	P.E.,R. & S.S.
2262	-----	Pub. S.
2263	-----	Pub. S.
2265	-----	Ed.
2266	-----	Ed.
2267	-----	B. & P.
2268	-----	Health
2269	-----	Ins.
2270	-----	Agri.
2271	-----	Jud.
2272	-----	Ed.
2273	-----	Ed.
2274	-----	Hum. S.
2275	-----	B. & P.
2276	-----	Pub. S.
2277	-----	W.,P. & W.
2278	-----	Rev. & Tax.
2279	-----	B. & P.
2280	-----	Rev. & Tax.
2281	-----	B. & F.
2282	-----	Jud.
2283	-----	B. & P.
2284	-----	Jud.
2289	-----	Trans.
2290	-----	Pub. S.
2291	-----	B. & F.
2292	-----	Health
2293	-----	H. & C.D.
2294	-----	Trans.
2296	-----	U. & C.
2297	-----	Higher Ed.
2298	-----	Ed.
2300	-----	B. & P. and Jud.
2302	-----	Higher Ed.
2303	-----	Trans.
2304	-----	W.,P. & W. and L. Gov.
2305	-----	B. & P.
2308	-----	E. & R.
2309	-----	V.A.
2311	-----	Nat. Res.
2314	-----	Rev. & Tax.
2315	-----	Jud.

2316	-----	Trans.
2317	-----	L. Gov.
2318	-----	Higher Ed.
2319	-----	Pub. S.
2320	-----	Ed. and L. Gov.
2322	-----	Hum. S.
2323	-----	Ed.
2324	-----	Pub. S.
2326	-----	Pub. S.
2327	-----	Ins. and H. & C.D.
2328	-----	Nat. Res.
2329	-----	Nat. Res.
2330	-----	E. & R. and Jud.
2331	-----	L. Gov.
2332	-----	B. & P.
2333	-----	Pub. S.
2334	-----	Health
2335	-----	Ed.
2336	-----	W.,P. & W.
2337	-----	P.E.,R. & S.S.
2339	-----	Pub. S.
2340	-----	L. & E.
2341	-----	P.E.,R. & S.S.
2342	-----	Hum. S.
2348	-----	Jud.
2349	-----	L. & E.
2350	-----	Pub. S.
2351	-----	Nat. Res.
2352	-----	Health
2355	-----	B. & P.
2358	-----	Pub. S.
2360	-----	Nat. Res.
2361	-----	B. & P.
2363	-----	Ed.
2364	-----	Ins.
2366	-----	Ed.
2367	-----	Ins.
2368	-----	E. & R.
2369	-----	E. & R.
2370	-----	Ed.
2371	-----	E. & R.
2372	-----	Pub. S.
2374	-----	Hum. S.
2375	-----	Rev. & Tax.
2376	-----	W.,P. & W.
2378	-----	U. & C.
2379	-----	E.S. & T.M.
2380	-----	Pub. S.
2382	-----	Higher Ed.
2384	-----	Pub. S.
2386	-----	Health
2387	-----	Pub. S.
2388	-----	E.S. & T.M.
2391	-----	Pub. S.

2393	-----	Higher Ed. and B. & P.
2394	-----	Jud.
2395	-----	Ins.
2396	-----	Ins. and G.O.
2397	-----	Ins.
2398	-----	Nat. Res.
2400	-----	Higher Ed.
2401	-----	Higher Ed.
2402	-----	Higher Ed.
2404	-----	Ins.
2407	-----	E.S. & T.M.
2408	-----	B. & P.
2409	-----	W.,P. & W. and L. Gov.
2410	-----	Pub. S.
2411	-----	Ins.
2413	-----	Pub. S.
2414	-----	G.O.
2416	-----	Jud.
2419	-----	B. & P.
2420	-----	W.,P. & W. and Nat. Res.
2422	-----	W.,P. & W. and L. Gov.
2423	-----	Ins.
2424	-----	L. & E.
2425	-----	H. & C.D. and L. Gov.
2426	-----	Jud.
2427	-----	W.,P. & W.
2430	-----	Hum. S.
2432	-----	Health
2433	-----	Ins.
2435	-----	B. & P.
2437	-----	Higher Ed.
2439	-----	H. & C.D.
2440	-----	Health
2443	-----	J., E.D. & E.
2444	-----	Ed.
2446	-----	Ed. and Appr.
2447	-----	Higher Ed.
2448	-----	Higher Ed.
2453	-----	Nat. Res. and Jud.
2454	-----	Ed.
2455	-----	V.A.
2456	-----	Health
2457	-----	B. & F.
2458	-----	Rev. & Tax.
2459	-----	Pub. S.
2463	-----	Hum. S.
2464	-----	Trans.
2465	-----	B. & P.
2468	-----	L. & E.
2469	-----	Nat. Res. and Jud.
2470	-----	Health
2471	-----	Trans.
2472	-----	B. & P. and L. Gov.
2473	-----	B. & P.



2476	-----	J., E.D. & E.
2477	-----	Health
2479	-----	Jud.
2480	-----	Jud.
2482	-----	Higher Ed.
2483	-----	L. Gov. and W.,P. & W.
2484	-----	B. & P.
2485	-----	Jud.
2486	-----	Jud.
2490	-----	Ins.
2496	-----	G.O. and Jud.

*Assembly Concurrent*

<i>Resolution No.</i>	<i>Committee</i>
140	----- Pub. S. and Appr.
141	----- Rls.
142	----- Rls.

*Assembly Joint*

<i>Resolution No.</i>	<i>Committee</i>
38	----- W.,P. & W.

*House*

<i>Resolution No.</i>	<i>Committee</i>
26	----- Rls.

**ASSEMBLY RULE 118 SUSPENDED—PRIVILEGES OF THE FLOOR**

Assembly Member Mendoza was granted unanimous consent that Assembly Rule 118 be suspended granting the privileges of the Floor and permitting guests in the Assembly Chamber.

**RE-REFERENCE OF BILLS**

Assembly Member Torrico was granted unanimous consent that the following bills be re-referred as noted pursuant to Assembly Rule 96:

Assembly Bill No. 1839 from the Committee on Revenue and Taxation to the Committee on Education and to be returned to the Committee on Revenue and Taxation;

Senate Bill No. 730 from the Committee on Natural Resources to the Committee on Rules.

**RECESS**

By unanimous consent, at 10:06 a.m., Speaker pro Tempore Saldaña declared the Assembly recessed to convene Eighth Extraordinary Session.

**RECONVENED**

At 10:22 a.m., the Assembly reconvened.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly, presiding.

**SPECIAL INTRODUCTION**

By unanimous consent, the following introduction originally made in the Eighth Extraordinary Session was ordered printed in the Regular Session.

Assembly Member Mendoza introduced David Loving, Senior Vice President/Regional Director, Northern California, Maria L. Gutiérrez, Vice President/General Manager, Fresno, Steve Stuck, Vice President/General Manager, Sacramento, Theresa Ford, Vice President/General Manager, Bakersfield, Maelia Macin, Vice President/General Manager, Los Angeles, Jose Elgorriaga, General Sales Manager, Fresno, Sandi Stretch, Director of Sales, San Francisco, George Ray, Political Specialist, Univision, Ivelisse Estrada, Senior Vice President, Corporate and Community Relations.

Assembly Member Mendoza recognized Univision for its commitment to inform, entertain, and inform the Hispanic community by providing air time for public service announcements and through their partnerships with the Bill and Melinda Gates Foundation, United States Department of Education, community groups, and civil rights organizations.

(NOTE: For introduction of guests of Assembly Member Mendoza in the Eighth Extraordinary Session on this day, see Assembly Journal for Eighth Extraordinary Session, page 163.)

**CONSIDERATION OF DAILY FILE  
THIRD READING OF ASSEMBLY BILLS**

**ASSEMBLY CONCURRENT RESOLUTION NO. 118 (Smyth)**—Relative to Spay Day USA 2010.

Resolution read.

**Members Made Coauthors of  
Assembly Concurrent Resolution No. 118**

Assembly Member Smyth was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Assembly Concurrent Resolution No. 118.

**Roll Call**

The following Assembly Members indicated a desire to become coauthors:

Adams, Ammiano, Anderson, Arambula, Bass, Beall, Bill Berryhill, Tom Berryhill, Blakeslee, Block, Blumenfield, Bradford, Brownley, Buchanan, Carter, Chesbro, Cook, Coto, Davis, De La Torre, De León, DeVore, Emmerson, Eng, Feuer, Fletcher, Fong, Fuentes, Fuller, Furutani, Gaines, Galgiani, Gilmore, Hagman, Hall, Harkey, Hayashi, Hernandez, Hill, Huber, Huffman, Jones, Lieu, Logue, Lowenthal, Ma, Mendoza, Monning, Nestande, Niello, Nielsen, John A. Pérez, V. Manuel Pérez, Portantino, Ruskin, Salas, Saldaña, Silva, Skinner, Solorio, Strickland, Torlakson, Torres, Torrico, Tran, and Yamada.

**Request for Unanimous Consent**

Assembly Member Smyth was granted unanimous consent to take up Assembly Concurrent Resolution No. 118, as amended, without reference to print or file, and that the same be considered engrossed.

**Consideration of Assembly Concurrent Resolution No. 118, as Amended**

**ASSEMBLY CONCURRENT RESOLUTION NO. 118**—Relative to Spay Day USA 2010.

Resolution read, as amended, and adopted.

Resolution ordered printed, and transmitted to the Senate.

**HOUSE RESOLUTION NO. 25 (Coto)**—Relative to National Problem Gambling Awareness Week.

Resolution read.

**Members Made Coauthors of House Resolution No. 25**

Assembly Member Coto was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of House Resolution No. 25.

**Roll Call**

The following Assembly Members indicated a desire to become coauthors:

Adams, Ammiano, Anderson, Arambula, Bass, Beall, Bill Berryhill, Tom Berryhill, Blakeslee, Block, Blumenfield, Bradford, Brownley, Buchanan, Calderon, Carter, Chesbro, Cook, Davis, De La Torre, De León, DeVore, Emmerson, Eng, Feuer, Fletcher, Fong, Fuentes, Furutani, Gaines, Galgiani, Garrick, Gilmore, Hagman, Hall, Hayashi, Hernandez, Hill, Huber, Huffman, Jeffries, Jones, Lieu, Lowenthal, Ma, Mendoza, Miller, Monning, Nava, Nestande, John A. Pérez, V. Manuel Pérez, Portantino, Ruskin, Salas, Saldaña, Silva, Skinner, Smyth, Solorio, Strickland, Swanson, Torlakson, Torres, Torrico, Tran, and Yamada.

**Request for Unanimous Consent**

Assembly Member Coto was granted unanimous consent to take up House Resolution No. 25, as amended, without reference to print or file, and that the same be considered engrossed.

**Consideration of House Resolution No. 25, as Amended**

**HOUSE RESOLUTION NO. 25**—Relative to National Problem Gambling Awareness Week.

Resolution read, as amended, and adopted.

**ASSEMBLY CONCURRENT RESOLUTION NO. 107 (Torres)**—Relative to California Public Safety Telecommunicators Week.

Resolution read.

**Members Made Coauthors of  
Assembly Concurrent Resolution No. 107**

Assembly Member Torres was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Assembly Concurrent Resolution No. 107.

**Roll Call**

The following Assembly Members indicated a desire to become coauthors:

Adams, Ammiano, Anderson, Arambula, Bass, Beall, Bill Berryhill, Tom Berryhill, Blakeslee, Block, Blumenfield, Bradford, Brownley, Buchanan, Calderon, Carter, Chesbro, Cook, Coto, Davis, De La Torre, De León, DeVore, Emmerson, Eng, Feuer, Fletcher, Fong, Fuentes, Fuller, Furutani, Gaines, Galgiani, Garrick, Gilmore, Hagman, Hayashi, Hernandez, Hill, Huber, Huffman, Jeffries, Jones, Lieu, Logue, Lowenthal, Ma, Mendoza, Miller, Monning, Nava, Nestande, Nielsen, John A. Pérez, V. Manuel Pérez, Portantino, Ruskin, Salas, Saldaña, Silva, Skinner, Smyth, Solorio, Strickland, Swanson, Torlakson, Torrico, Tran, and Yamada.

**Request for Unanimous Consent**

Assembly Member Torres was granted unanimous consent to take up Assembly Concurrent Resolution No. 107, as amended, without reference to print or file, and that the same be considered engrossed.

**Consideration of Assembly Concurrent Resolution No. 107, as Amended**

**ASSEMBLY CONCURRENT RESOLUTION NO. 107**—Relative to California Public Safety Telecommunicators Week.

Resolution read, as amended, and adopted.

Resolution ordered printed, and transmitted to the Senate.

**THIRD READING OF SENATE BILLS**

**SENATE BILL NO. 4 (Oropeza)**—An act to add Section 5008.9 to the Public Resources Code, relating to public resources.

Bill read third time.

**Motion to Amend by Assembly Member Brownley**

Assembly Member Brownley moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

**SENATE BILL NO. 205 (Hancock)**—An act to amend the heading of Article 1 (commencing with Section 12000) of Chapter 1 of Part 8 of Division 1 of Title 1 of, and to add Section 12001.5 to, the Education Code, relating to education finance, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Brownley.

**Urgency Clause**

Urgency clause read, and adopted by the following vote:

**AYES—73**

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

**NOES—None**

The question being on the passage of the bill.

Bill passed by the following vote:

**AYES—73**

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

**NOES—None**

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 88 (DeSaulnier)**—An act to amend Section 53760 of, and to add Sections 8860, 8861, 8862, 8863, 8864, and 8865 to, the Government Code, relating to local government.

Bill read third time.

**Motion to Amend by Assembly Member Miller**

Assembly Member Miller moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

**SENATE BILL NO. 220 (Yee)**—An act to amend Sections 8547.2, 8547.8, 19683, and 19683.5 of the Government Code, relating to whistleblower protections.

Bill read third time.

**Motion to Amend by Assembly Member Jones**

Assembly Member Jones moved the adoption of amendments.

Amendments read and adopted by the following vote:

**AYES—47**

Ammiano	Coto	Hernandez	Ruskin
Arambula	Davis	Hill	Salas
Bass	De La Torre	Huffman	Saldaña
Beall	De León	Jones	Skinner
Block	Eng	Lieu	Solorio
Blumenfield	Feuer	Lowenthal	Swanson
Bradford	Fong	Ma	Torlakson
Brownley	Fuentes	Mendoza	Torres
Buchanan	Furutani	Monning	Torrico
Calderon	Galgiani	Nava	Yamada
Carter	Hall	Pérez, V.M.	Mr. Speaker
Chesbro	Hayashi	Portantino	

**NOES—24**

Adams	DeVore	Harkey	Niello
Anderson	Fuller	Jeffries	Nielsen
Berryhill, B.	Gaines	Knight	Norby
Blakeslee	Garrick	Logue	Silva
Conway	Gilmore	Miller	Strickland
Cook	Hagman	Nestande	Tran

Bill ordered reprinted, and ordered returned to the third reading file.

**RE-REFERENCE OF BILLS FROM FILE TO COMMITTEE**

Assembly Member Torrico was granted unanimous consent that the following bills be re-referred from the third reading file as noted pursuant to Assembly Rule 97:

Senate Bill No. 220 to the Committee on Rules;

Senate Bill No. 88 to the Committee on Rules.

**RECESS**

By unanimous consent, at 10:42 a.m., Speaker pro Tempore Saldaña declared the Assembly recessed to reconvene Eighth Extraordinary Session.

**RECONVENED**

At 11:24 a.m., the Assembly reconvened.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly, presiding.

**ADJOURN IN MEMORY**

Assembly Member Ammiano was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Gerard Joseph Page of San Francisco.

(Assembly Rule 45.5 suspended.)

**ADJOURN IN MEMORY**

Assembly Members Arambula and Gilmore were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Deputy Sheriff Joel Wahlenmaier of Fresno and Police Officer Javier Bejar of Reedley.

(Assembly Rule 45.5 suspended.)

**ADJOURN IN MEMORY**

Assembly Member Harkey was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Suzanne Williams Dykema of Newport Beach.

(Assembly Rule 45.5 suspended.)

**ADJOURN IN MEMORY**

Assembly Member Huffman was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Vinton John Rosebrock of San Rafael.

(Assembly Rule 45.5 suspended.)

**ADJOURN IN MEMORY**

Assembly Member Lowenthal was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Nolan Cramer, M.D. of Long Beach.

(Assembly Rule 45.5 suspended.)

**ADJOURN IN MEMORY**

Assembly Members Monning, Portantino, and Furutani were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Louisa Charmaine Benson Craig of Altadena.

(Assembly Rule 45.5 suspended.)

**ADJOURN IN MEMORY**

Assembly Member Nielsen was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Sheila LaRae Sol of Gerber and Shasta County Supervisor Molly Wilson of Redding.

(Assembly Rule 45.5 suspended.)

**RECESS**

By unanimous consent, at 11:43 a.m., Speaker pro Tempore Saldaña declared the Assembly recessed to reconvene Eighth Extraordinary Session.

**RECONVENED**

At 11:45 a.m., the Assembly reconvened.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly, presiding.

**ADJOURN IN MEMORY**

Speaker Pérez was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Earline Rabb of Sacramento.

(Assembly Rule 45.5 suspended.)

**ADJOURN IN MEMORY**

Assembly Member Lieu was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Arielle Bhumitra of Rolling Hills and Jackson S.Q. Hom of San Diego.

Assembly Member Lowenthal was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Donald Gene Gill and Bill Norvell of Long Beach.

**VOTE ADDS**

The following Assembly Members were granted unanimous consent to record their votes on the following items (shown in sequential order):

**Assembly Concurrent Resolution No. 118, Coauthors:** Anderson, Bass, Davis, DeVore, Fletcher, Jones, and Nestande—Aye.

**House Resolution No. 25, Coauthors:** Bass, Fletcher, Jeffries, and Nestande—Aye.

**Assembly Concurrent Resolution No. 107, Coauthors:** Blumenfield, Fletcher, Garrick, Jeffries, and Nestande—Aye.

**Senate Bill No. 205 and Urgency:** Anderson, Arambula, Blakeslee, Bradford, Fletcher, Fuentes, Lieu, Nestande, and Niello—Aye.

**Senate Bill No. 220:** Arambula, Fuentes, Hayashi, and Lieu—Aye; Anderson, Miller, Nestande, and Niello—No.

**MOTION TO ADJOURN**

At 11:45 a.m., Assembly Member Torrico moved that the Assembly do now adjourn.

Assembly Member Hagman seconded the motion.

Motion carried.

**QUORUM CALL OF THE ASSEMBLY DISPENSED WITH**

At 11:45 a.m., Speaker pro Tempore Saldaña declared the quorum call of the Assembly dispensed with.

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

March 11, 2010

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

Assembly Bill No. 2372

Assembly Bill No. 2413

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

AMMIANO, Chair

**ASSEMBLY BILL NO. 2372**—An act to amend Section 487 of the Penal Code, relating to crimes.

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. 2413**—An act to amend Section 12020.5 of the Penal Code, relating to deadly weapons.

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**

March 11, 2010

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

Assembly Joint Resolution No. 37

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

FEUER, Chair

**ASSEMBLY JOINT RESOLUTION NO. 37**—Relative to immigration.

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 Transportation**

March 11, 2010

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

Assembly Bill No. 2118

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

ENG, Chair

**ASSEMBLY BILL NO. 2118**—An act to amend Section 11713.20 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 Education**

March 11, 2010

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

Assembly Concurrent Resolution No. 128

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

BROWNLEY, Chair

**ASSEMBLY CONCURRENT RESOLUTION NO. 128**—Relative to school recycling.

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 Judiciary**

March 11, 2010

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

Assembly Bill No. 1644

Assembly Bill No. 2271

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

FEUER, Chair

**ASSEMBLY BILL NO. 1644**—An act to add Chapter 4.5 (commencing with Section 7250) to Division 7 of the Health and Safety Code, relating to cremated remains.

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. 2271**—An act to amend Section 1310 of the Probate Code, relating to probate.

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 Education**

March 11, 2010

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

Assembly Bill No. 2370

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

BROWNLEY, Chair

**ASSEMBLY BILL NO. 2370**—An act to amend Section 48306 of the Education Code, relating to school districts.

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 Revenue and Taxation**

March 11, 2010

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

Assembly Bill No. 1705

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

CALDERON, Chair

**ASSEMBLY BILL NO. 1705**—An act to add Sections 17131.3, 24303, and 23456.3 to 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.

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

March 11, 2010

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

Assembly Bill No. 1908

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

ENG, Chair

**ASSEMBLY BILL NO. 1908**—An act to amend Sections 5156 and 5157 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 11, 2010

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

Assembly Bill No. 1765

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

HERNANDEZ, Chair

**ASSEMBLY BILL NO. 1765**—An act to add Section 19851.5 to the Government Code, relating to public employment.

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 11, 2010

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

Assembly Bill No. 1670

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

ENG, Chair

**ASSEMBLY BILL NO. 1670**—An act to amend Sections 382 and 430 of the Streets and Highways Code, relating to highways.

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 11, 2010

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

Assembly Concurrent Resolution No. 131

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

ENG, Chair

**ASSEMBLY CONCURRENT RESOLUTION NO. 131**—Relative to Historic Highway Route 94.

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 Judiciary**

March 11, 2010

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

Assembly Bill No. 1684

Assembly Bill No. 1718

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

FEUER, Chair

**ASSEMBLY BILL NO. 1684**—An act to amend Section 325 of the Code of Civil Procedure, relating to civil actions.

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. 1718**—An act to amend Section 470.5 of the Business and Business Code, relating to dispute resolution.

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.

### MESSAGES FROM THE SENATE

Senate Chamber, March 11, 2010

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

Senate Bill No. 841

Senate Bill No. 842

Senate Bill No. 843

GREGORY P. SCHMIDT, Secretary of the Senate  
By Bernadette McNulty, Assistant Secretary

### FIRST READING OF SENATE BILLS

The following bills were read the first time:

**SENATE BILL NO. 841**—An act to validate the organization, boundaries, acts, proceedings, and bonds of public bodies, and to provide limitations of time in which actions may be commenced, and declaring the urgency thereof, to take effect immediately.

**SENATE BILL NO. 842**—An act to validate the organization, boundaries, acts, proceedings, and bonds of public bodies, and to provide limitations of time in which actions may be commenced, and declaring the urgency thereof, to take effect immediately.

**SENATE BILL NO. 843**—An act to validate the organization, boundaries, acts, proceedings, and bonds of public bodies, and to provide limitations of time in which actions may be commenced.

### REPORTS OF STANDING COMMITTEES

#### Committee on Rules

Date of Hearing: March 11, 2010

Mr. Speaker: Your Committee on Rules reports:

Assembly Bill No. 1652

With the recommendation: That the bill be re-referred to the Committees on Health and Judiciary.

LIEU, Chair

Above bill re-referred to the Committees on Health and Judiciary.

Date of Hearing: March 11, 2010

Mr. Speaker: Your Committee on Rules reports:

Assembly Bill No. 1666

With the recommendation: That the bill be re-referred to the Committee on Local Government.

LIEU, Chair

Above bill re-referred to the Committee on Local Government.

Date of Hearing: March 11, 2010

Mr. Speaker: Your Committee on Rules reports:

Assembly Bill No. 1667

With the recommendation: That the bill be re-referred to the Committee on Public Employees, Retirement and Social Security.

LIEU, Chair

Above bill re-referred to the Committee on Public Employees, Retirement and Social Security.

Date of Hearing: March 11, 2010

Mr. Speaker: Your Committee on Rules reports:

Assembly Bill No. 1742

With the recommendation: That the bill be re-referred to the Committee on Education.

LIEU, Chair

Above bill re-referred to the Committee on Education.

Date of Hearing: March 11, 2010

Mr. Speaker: Your Committee on Rules reports:

Assembly Bill No. 1793

With the recommendation: That the bill be re-referred to the Committee on Housing and Community Development.

LIEU, Chair

Above bill re-referred to the Committee on Housing and Community Development.

Date of Hearing: March 11, 2010

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 133

House Resolution No. 26

With the recommendation: Be adopted.

LIEU, Chair

Above resolutions ordered to third reading.

Date of Hearing: March 11, 2010

Mr. Speaker: Your Committee on Rules reports:

House Resolution No. 24

With the recommendation: Be adopted.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above resolution be placed on the Consent Calendar.

LIEU, Chair

Above resolution ordered to the Consent Calendar.

#### **INTRODUCTION OF GUESTS**

Assembly Member Nielsen, of the 2nd Assembly District, introduced members of the Redding Elks RV Club.

Assembly Member Nestande, of the 64th Assembly District, introduced the 4th Grade Class from Christian School of the Desert.

**ADJOURNMENT**

At 3 p.m., pursuant to the motion by Assembly Member Torrico, the Assembly adjourned until 12 noon, Monday, March 15, 2010, out of respect to the memory of Gerard Joseph Page, on motion of Assembly Member Ammiano; out of respect to the memory of Fresno Deputy Sheriff Joel Wahlenmaier and Reedley Police Officer Javier Bejar, on motion of Assembly Members Arambula and Gilmore; out of respect to the memory of Suzanne Williams Dykena, on motion of Assembly Member Harkey; out of respect to the memory of Vinton John Rosebrock, on motion of Assembly Member Huffman; out of respect to the memory of Nolan Cramer, M.D., on motion of Assembly Member Lowenthal; out of respect to the memory of Louisa Charmaine Benson Craig, on motion of Assembly Members Monning, Portantino, and Furutani; out of respect to the memory of Sheila LaRae Sol and Shasta County Supervisor Molly Wilson, on motion of Assembly Member Nielsen; out of respect to the memory of Earline Rabb, on motion of Speaker Pérez; out of respect to the memory of Arielle Bhumitra and Jackson S.Q. Hom, on motion of Assembly Member Lieu; and out of respect to the memory of Donald Gene Gill and Bill Norvell, on motion of Assembly Member Lowenthal.

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JOHN A. PÉREZ, Speaker

AMY LEACH, Minute Clerk

## AMENDMENTS CONSIDERED BY THE ASSEMBLY ON MARCH 11, 2010

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

**AB RN**

1644	1005825
1670	1007426
1684	1007413
1705	1007533
1718	1007156
1765	1007328
1908	1007304
2118	1007361
2271	1007261
2370	1007346
2372	1007017
2413	1006674

**ACR RN**

128	1007081
131	1007253

**AJR RN**

37	1007376
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**SB RN**

4	0925816
88	1007264
220	1006741

<b>Daily Total:</b>	<b>8</b>
<b>Cumulative Total:</b>	<b>2692</b>

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