

CALIFORNIA LEGISLATURE
2009–10 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, March 16, 2010

**ONE HUNDRED SEVENTY-FIRST SESSION DAY
FOUR HUNDRED SEVENTY-FIRST CALENDAR DAY
AT SACRAMENTO, CALIFORNIA**



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 Minute Clerk: Phone 319-2360)

(Corrected: 3-17-2010)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, March 16, 2010

The Assembly met at 7 a.m.

Hon. Tom Berryhill, Assembly Member, 25th 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—75:

Adams	Coto	Hernandez	Pérez, V. Manuel
Ammiano	Davis	Hill	Portantino
Anderson	De La Torre	Huber	Ruskin
Arambula	De León	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	Tran
Carter	Gilmore	Nestande	Villines
Chesbro	Hagman	Niello	Yamada
Conway	Harkey	Nielsen	Mr. Speaker
Cook	Hayashi	Norby	

Quorum present.

At 12:03 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 Fletcher and Hall.

On personal business, and waiving per diem: Assembly Members Bass and DeVore.

EXPLANATIONS OF ABSENCE

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

March 16, 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 16, 2010 due to legislative business in my district and Burbank 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

March 15, 2010

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

Dear Speaker Pérez: I am writing to respectfully request to be excused from check-in session on March 16, 2010 to attend legislative business.

Thank you for your prompt attention to this matter.

Sincerely,

ISADORE HALL III, Assembly Member
Fifty-second District

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

March 15, 2010

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

Dear Dotson: Please be advised that I have appointed Assemblymember Nancy Skinner to replace Assemblymember Noreen Evans on the Assembly Judiciary Committee for the Tuesday, March 16 hearing only.

Sincerely,

JOHN A. PÉREZ
Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, March 16, 2010

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

Assembly Concurrent Resolution No. 97

Assembly Joint Resolution No. 29

Assembly Joint Resolution No. 32

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolutions re-referred to committee.

Assembly Chamber, March 16, 2010

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

Assembly Bill No. 1639

Assembly Bill No. 1888

Assembly Bill No. 1649

Assembly Bill No. 1899

Assembly Bill No. 1737

Assembly Bill No. 2063

Assembly Bill No. 1742

Assembly Bill No. 2203

Assembly Bill No. 1806

Assembly Bill No. 2204

Assembly Bill No. 1809

Assembly Bill No. 2234

Assembly Bill No. 1826

Assembly Bill No. 2267

Assembly Bill No. 1883

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, March 16, 2010

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

Assembly Bill No. 2020

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 146—Hayashi. Relative to the Sergeant Mark Dunakin, Sergeant Ervin Romans, and Officer John Hege Memorial Bridge.

AUTHOR'S AMENDMENTS**Committee on Elections and Redistricting**

March 16, 2010

Mr. Speaker: The Chair of your Committee on Elections and Redistricting reports:

Assembly Bill No. 1717

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

FONG, Chair

ASSEMBLY BILL NO. 1717—An act to add Section 13300.7 to the Elections Code, relating to elections.

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 16, 2010

Mr. Speaker: The Chair of your Committee on Public Safety reports:
Assembly Bill No. 1800

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

AMMIANO, Chair

ASSEMBLY BILL NO. 1800—An act to amend Section 602.9 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.

AUTHOR'S AMENDMENTS
Committee on Natural Resources

March 16, 2010

Mr. Speaker: The Chair of your Committee on Natural Resources reports:
Assembly Bill No. 2165

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

SKINNER, Chair

ASSEMBLY BILL NO. 2165—An act to add Section 21080.30 to the Public Resources Code, relating to the environment, and declaring the urgency thereof, to take effect immediately.

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 16, 2010

Mr. Speaker: The Chair of your Committee on Natural Resources reports:
Assembly Bill No. 1818

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

SKINNER, Chair

ASSEMBLY BILL NO. 1818—An act to add Chapter 4 (commencing with Section 33220) to Division 23 of the Public Resources Code, relating to the Santa Monica Mountains Conservancy.

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 Rules

March 16, 2010

Mr. Speaker: The Chair of your Committee on Rules reports:
Assembly Concurrent Resolution No. 141

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

LIEU, Chair

ASSEMBLY CONCURRENT RESOLUTION NO. 141—Relative to Viral Hepatitis Awareness Day.

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 Human Services

March 16, 2010

Mr. Speaker: The Chair of your Committee on Human Services reports:
Assembly Bill No. 1943

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

BEALL, Chair

ASSEMBLY BILL NO. 1943—An act to add Section 16015 to the Welfare and Institutions Code, relating to foster children.

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 Water, Parks and Wildlife

March 16, 2010

Mr. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:
Assembly Bill No. 1774
Assembly Bill No. 1956
Assembly Bill No. 2420

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

HUFFMAN, Chair

ASSEMBLY BILL NO. 1774—An act to amend Section 13552.2 of, and to add Section 13552.3 to, the Water Code, relating to water.

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. 1956—An act to amend Section 1502 of, and to add Section 1502.5 to, the Fish and Game Code, and to amend Section 19348 of the Food and Agricultural Code, relating to wildlife.

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. 2420—An act to amend Section 2080.1 of the Fish and Game Code, relating to protected species.

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 16, 2010

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

Assembly Bill No. 2260

Assembly Bill No. 1665

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

HERNANDEZ, Chair

ASSEMBLY BILL NO. 2260—An act to amend Sections 22126, 22212.5, 22380, 22713, 22803, 22901, 23801, 23851, 24002, 24005, 24018, 24102, 24105, 24119, 24214.5, 24300.1, 24309, 24607, and 27406 of the Education Code, relating to state teachers' 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.

ASSEMBLY BILL NO. 1665—An act to amend Section 3543.2 of the Government Code, relating to school employees.

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 16, 2010

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

Assembly Bill No. 1605

Assembly Bill No. 2034

Assembly Bill No. 1907

Assembly Bill No. 2089

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

BROWNLEY, Chair

ASSEMBLY BILL NO. 1605—An act to add Section 17303.5 to the Education Code, relating to school facilities.

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. 1907—An act to amend Section 47612.5 of the Education Code, relating to charter schools.

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. 2034—An act to amend Section 44836 of the Education Code, relating to public school volunteers.

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. 2089—An act relating to public education.

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.

REPORTS OF STANDING COMMITTEES**Committee on Judiciary**

Date of Hearing: March 16, 2010

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 1684

With the recommendation: Do pass.

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

FEUER, Chair

Above bill ordered to second reading.

Committee on Public Safety

Date of Hearing: March 16, 2010

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 1706

With the recommendation: Do pass.

AMMIANO, Chair

Above bill ordered to second reading.

Date of Hearing: March 16, 2010

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 1829

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

AMMIANO, Chair

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: March 16, 2010

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 1675

Assembly Bill No. 1768

Assembly Bill No. 1828

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

AMMIANO, Chair

Above bills re-referred to the Committee on Appropriations.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 7 a.m., Wednesday, March 17, 2010.

 JOHN A. PÉREZ, Speaker

AMY LEACH, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON MARCH 16, 2010**

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

AB RN

1605	1007359
1665	1007417
1717	1007689
1774	1007700
1800	1007418
1818	1007642
1907	1007551
1943	1007456
1956	1007573
2034	1007666
2089	1007607
2165	1007530
2260	1007279
2420	1007610

ACR RN

141	1007454
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Daily Total:	15
Cumulative Total:	2727

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