

CALIFORNIA LEGISLATURE
2009–10 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, March 19, 2009

**FORTY-FOURTH SESSION DAY
ONE HUNDRED NINTH 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
Sue Parker, Minute Clerk: Phone 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, March 19, 2009

The Assembly met at 6:30 a.m.

Hon. John A. Pérez, Assembly Member, 46th District, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Amy Leach reading.

ROLL CALL

The following were placed upon the morning roll call—67:

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

Quorum present.

At 1:57 p.m., Hon. Mariko Yamada, 8th 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 Anderson, Bass, Beall, Carter, De León, Huffman, Lieu, Price, Torlakson, and Torres.

On personal business, and waiving per diem: Assembly Member Davis.

Because of illness: Assembly Members Tom Berryhill and Evans.

EXPLANATIONS OF ABSENCE

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

March 9, 2009

*The Honorable Karen Bass
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mme. Speaker: I respectfully request to be excused from session on Thursday, March 19, to conduct legislative business in my district.

If you have any questions regarding this request, please contact my scheduler, Shandon Griffin at 319-2077.

Sincerely,

JOEL ANDERSON, Assembly Member
Seventy-seventh District

March 18, 2009

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

Dear Dotson: This is to advise you that I will not be in attendance for Check-in Session on Thursday, March 19, 2009 due to legislative business.

Sincerely,

KAREN BASS
Speaker of the Assembly

March 18, 2009

*Speaker Karen Bass
California State Assembly
Room 219, State Capitol
Sacramento, California*

Dear Mme. Speaker: I respectfully request to be excused from the Assembly Check-In Session on Thursday March 19, 2009. 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

March 11, 2009

*The Honorable Karen Bass
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California*

Dear Speaker Bass: I am requesting to be excused from Assembly Floor Session on Thursday, March 19, 2009 due to legislative business taking place in my district.

Your attention to this matter is appreciated.

Sincerely,

WILMER AMINA CARTER, Assembly Member
Sixty-second District

March 17, 2009

*The Honorable Karen Bass
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mme. Speaker: I respectfully request to be excused from session on Thursday, March 19, 2009. I will be in my district on legislative business.

Thank you in advance for your consideration. If you have any questions or comments, I can be reached at (916) 319-2045.

Sincerely,

KEVIN DE LEÓN, Assembly Member
Forty-fifth District

March 18, 2009

*The Honorable Karen Bass
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mme. Speaker: I respectfully request permission to be excused from Check-In Session on Thursday, March 19, 2009 due to legislative business in my district.

Thank you for your assistance. Please contact my office should any questions arise.

Sincerely,

JARED HUFFMAN, Assembly Member
Sixth District

March 17, 2009

*The Honorable Karen Bass
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mme. Speaker: I respectfully request to be excused from Check-in Session on Thursday, March 19, 2009 due to legislative business. If you have any questions or concerns regarding this request, please contact Jeanette Garcia in my office at 319-2053.

Sincerely,

TED W. LIEU, Assembly Member
Fifty-third District

March 11, 2009

*The Honorable Karen Bass
Speaker of the Assembly
State Capitol, Room 319
Sacramento, California*

Dear Mme. Speaker: I respectfully request to be excused from Session on Thursday, March 19, 2009 due to legislative business in my district.

Thank you for consideration.

Sincerely,

CURREN D. PRICE, JR., Assembly Member
Fifty-first District

March 19, 2009

*The Honorable Karen Bass
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mme. Speaker,

I respectfully request to be excused from check-in today, March 19, due to legislative business.

Thank you for your consideration.

Sincerely,

TOM TORLAKSON, Assembly Member
Eleventh District

March 16, 2009

*Assembly Speaker Karen Bass
California State Assembly
State Capitol
Sacramento, California*

Dear Speaker Bass: Your consideration is respectfully requested to be excused from Floor Session on March 19, 2009 on legislative business.

Thank you for your consideration.

Sincerely,

NORMA J. TORRES, Assembly Member
Sixty-first District

SPECIAL COMMITTEE MEETINGS

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

Select Committee on Renewable Energy, to hold an informational hearing, on Wednesday, March 25, 2009, at 3 p.m., in Room 447;

Accountability and Administrative Review, to hold an informational hearing, on Wednesday, March 25, 2009, at 9 a.m., in Room 4202;

Utilities and Commerce, to hold a hearing, on Wednesday, April 1, 2009, at 9:30 a.m.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, March 19, 2009

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

Assembly Bill No. 21

Assembly Bill No. 270

Assembly Bill No. 44

Assembly Bill No. 279

Assembly Bill No. 64

Assembly Bill No. 506

Assembly Bill No. 87

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, March 19, 2009

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

Assembly Concurrent Resolution No. 5

And reports the same correctly enrolled, and presented to the Secretary of State on the 19th day of March, 2009, at 4 p.m.

E. DOTSON WILSON, Chief Clerk

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

ASSEMBLY BILL NO. 168—An act to amend Sections 781 and 827 of the Welfare and Institutions Code, relating to juveniles.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted; bill ordered reprinted and to be re-referred to the Committee on Judiciary.

REPORTS OF STANDING COMMITTEES**Committee on Education**

Date of Hearing: March 18, 2009

Mme. Speaker: Your Committee on Education reports:

Assembly Bill No. 261

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

BROWNLEY, Chair

Above bill re-referred to the Committee on Judiciary.

Date of Hearing: March 18, 2009

Mme. Speaker: Your Committee on Education reports:

Assembly Bill No. 174

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

BROWNLEY, Chair

Above bill re-referred to the Committee on Natural Resources.

Date of Hearing: March 18, 2009

Mme. Speaker: Your Committee on Education reports:
Assembly Bill No. 148

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

BROWNLEY, Chair

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: March 18, 2009

Mme. Speaker: Your Committee on Education reports:
Assembly Bill No. 70
Assembly Bill No. 239

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

BROWNLEY, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: March 18, 2009

Mme. Speaker: Your Committee on Education reports:
Assembly Bill No. 1
Assembly Bill No. 66

With the recommendation: Do pass.

BROWNLEY, Chair

Above bills ordered to second reading.

AUTHOR'S AMENDMENTS

Committee on Elections and Redistricting

March 19, 2009

Mme. Speaker: The Chair of your Committee on Elections and Redistricting reports:
Assembly Bill No. 306

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

FONG, Chair

ASSEMBLY BILL NO. 306—An act to add Section 13318 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 Health

March 19, 2009

Mme. Speaker: The Chair of your Committee on Health reports:
Assembly Bill No. 215

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

JONES, Chair

ASSEMBLY BILL NO. 215—An act to add Section 1418.21 to the Health and Safety Code, relating to long-term health care 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.

AUTHOR'S AMENDMENTS
Committee on Health

March 19, 2009

Mme. Speaker: The Chair of your Committee on Health reports:

Assembly Bill No. 23

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

JONES, Chair

ASSEMBLY BILL NO. 23—An act to amend Section 14011.16 of, to amend and repeal Section 14005.25 of, and to repeal Section 14011.18 of, the Welfare and Institutions Code, relating to Medi-Cal.

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 Labor and Employment

March 19, 2009

Mr. Speaker: The Chair of your Committee on Labor and Employment reports:

Assembly Bill No. 527

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

MONNING, Chair

ASSEMBLY BILL NO. 527—An act to add Section 1174.1 to the Labor Code, relating to 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.

ADJOURNMENT

At 4:05 p.m., the Assembly adjourned until 12 noon, Monday, March 23, 2009.

LORI SALDAÑA, Speaker pro Tempore

SUE PARKER, Assistant Chief Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON MARCH 19, 2009**

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

AB	RN	
23	0910335	
168	0909856	
215	0909754	
306	0910120	
527	0910017	
Daily Total:		5
Cumulative Total:		72

O