

CALIFORNIA LEGISLATURE  
2011–12 REGULAR SESSION

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# ASSEMBLY DAILY JOURNAL

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**Tuesday, March 20, 2012**

**ONE HUNDRED SEVENTY-FIRST SESSION DAY  
FOUR HUNDRED SEVENTY-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  
Tuesday, March 20, 2012

The Assembly met at 7 a.m.  
Hon. William W. Monning, Assembly Member, 27th 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—75:

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

Quorum present.

**At 2:05 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 personal business, and waiving per diem: Assembly Members Fletcher, Harkey, and Valadao.*

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

*Because of illness: Assembly Member Bonnie Lowenthal.*

**SPECIAL COMMITTEE MEETINGS**

By unanimous consent, the following committee was permitted to meet:

Banking and Finance, on Monday, April 23, 2012, at 3 p.m., in Room 444.

**ENGROSSMENT AND ENROLLMENT REPORTS**

Assembly Chamber, March 20, 2012

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

- |                        |                        |
|------------------------|------------------------|
| Assembly Bill No. 1537 | Assembly Bill No. 1847 |
| Assembly Bill No. 1538 | Assembly Bill No. 1877 |
| Assembly Bill No. 1652 | Assembly Bill No. 1913 |
| Assembly Bill No. 1723 | Assembly Bill No. 2009 |
| Assembly Bill No. 1735 | Assembly Bill No. 2453 |
| Assembly Bill No. 1742 | Assembly Bill No. 2566 |
| Assembly Bill No. 1826 | Assembly Bill No. 2572 |

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, March 20, 2012

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

- Assembly Bill No. 2664

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

Assembly Chamber, March 20, 2012

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

- Assembly Concurrent Resolution No. 20
- Assembly Joint Resolution No. 24

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolutions re-referred to committee.

Assembly Chamber, March 20, 2012

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

- |                        |                        |
|------------------------|------------------------|
| Assembly Bill No. 1448 | Assembly Bill No. 1680 |
| Assembly Bill No. 1451 | Assembly Bill No. 1767 |
| Assembly Bill No. 1518 |                        |

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, March 20, 2012

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

- |                        |                        |
|------------------------|------------------------|
| Assembly Bill No. 1464 | Assembly Bill No. 1471 |
| Assembly Bill No. 1465 | Assembly Bill No. 1472 |
| Assembly Bill No. 1466 | Assembly Bill No. 1473 |
| Assembly Bill No. 1467 | Assembly Bill No. 1474 |
| Assembly Bill No. 1468 | Assembly Bill No. 1475 |
| Assembly Bill No. 1469 | Assembly Bill No. 1476 |
| Assembly Bill No. 1470 | Assembly Bill No. 1477 |

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading file.

Assembly Chamber, March 20, 2012

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

Assembly Bill No. 1478  
 Assembly Bill No. 1479  
 Assembly Bill No. 1480  
 Assembly Bill No. 1481  
 Assembly Bill No. 1482  
 Assembly Bill No. 1483  
 Assembly Bill No. 1484

Assembly Bill No. 1485  
 Assembly Bill No. 1486  
 Assembly Bill No. 1487  
 Assembly Bill No. 1488  
 Assembly Bill No. 1489  
 Assembly Bill No. 1490  
 Assembly Bill No. 1491

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading file.

Assembly Chamber, March 20, 2012

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

Assembly Bill No. 1492  
 Assembly Bill No. 1493  
 Assembly Bill No. 1494  
 Assembly Bill No. 1495  
 Assembly Bill No. 1496

Assembly Bill No. 1497  
 Assembly Bill No. 1498  
 Assembly Bill No. 1499  
 Assembly Bill No. 1502  
 Assembly Bill No. 1503

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading file.

Assembly Chamber, March 20, 2012

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

Assembly Concurrent Resolution No. 120

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered returned to third reading file.

### RESOLUTIONS

The following resolutions were offered:

**ASSEMBLY CONCURRENT RESOLUTION NO. 132—John A. Pérez.** Relative to organ donation.

**ASSEMBLY CONCURRENT RESOLUTION NO. 133—Pan (Coauthor: Senator Lieu).** Relative to Taiwanese American Heritage Week.

**ASSEMBLY CONCURRENT RESOLUTION NO. 134—Hueso (Coauthors: Ammiano, Carter, Dickinson, and V. Manuel Pérez) (Coauthor: Senator Lowenthal).** Relative to Dropout Recovery Week.

**ASSEMBLY CONCURRENT RESOLUTION NO. 135—Bradford.** Relative to the Hawthorne Police Officer Andrew Garton Memorial Highway.

**ASSEMBLY JOINT RESOLUTION NO. 32—Allen, Gatto, and Wieckowski.** Relative to a federal constitutional convention.

**ASSEMBLY JOINT RESOLUTION NO. 33—Bradford.** Relative to electrical grid reliability.

**AUTHOR'S AMENDMENTS**  
**Committee on Water, Parks and Wildlife**

March 20, 2012

Mr. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:  
Assembly Bill No. 1989

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

HUFFMAN, Chair

**ASSEMBLY BILL NO. 1989**—An act to add Article 6.5 (commencing with Section 5077.85) to Chapter 1 of Division 5 of the Public Resources Code, relating to parks, 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.

**Committee on Education**

March 20, 2012

Mr. Speaker: The Chair of your Committee on Education reports:  
Assembly Bill No. 1732

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

BROWNLEY, Chair

**ASSEMBLY BILL NO. 1732**—An act to amend Section 48900 of the Education Code, relating to pupils.

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.

March 20, 2012

Mr. Speaker: The Chair of your Committee on Education reports:  
Assembly Bill No. 1668

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

BROWNLEY, Chair

**ASSEMBLY BILL NO. 1668**—An act to add Section 47612.2 to 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.

**Committee on Public Safety**

March 20, 2012

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

Assembly Bill No. 2029

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

AMMIANO, Chair

**ASSEMBLY BILL NO. 2029**—An act to add Article 5.5 (commencing with Section 1299) to Chapter 1 of Title 10 of Part 2 of the Penal Code, relating to bail.

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 Higher Education**

March 20, 2012

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

Assembly Bill No. 1741

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

BLOCK, Chair

**ASSEMBLY BILL NO. 1741**—An act to amend Section 71020.5 of the Education Code, relating to California Community Colleges.

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 Business, Professions and Consumer Protection**

March 20, 2012

Mr. Speaker: The Chair of your Committee on Business, Professions and Consumer Protection reports:

Assembly Bill No. 2065

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

HAYASHI, Chair

**ASSEMBLY BILL NO. 2065**—An act to amend Section 9880.1 of the Business and Professions Code, relating to professions and vocations.

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 Health**

March 20, 2012

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

Assembly Bill No. 1526

Assembly Bill No. 1800

Assembly Bill No. 1579

Assembly Bill No. 2266

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

MONNING, Chair

**ASSEMBLY BILL NO. 1526**—An act to amend Sections 12711, 12718, 12725, and 12737 of the Insurance Code, relating to health care coverage, and making an appropriation therefor.

Bill read second time.

**ASSEMBLY BILL NO. 1579**—An act to add Section 1374.196 to the Health and Safety Code, and to add Section 10120.4 to the Insurance Code, relating to health care coverage.

Bill read second time.

**ASSEMBLY BILL NO. 1800**—An act to amend, repeal, and add Section 1342.7 of the Health and Safety Code, and to add Section 10123.197.5 to the Insurance Code, relating to health care coverage.

Bill read second time.

**ASSEMBLY BILL NO. 2266**—An act to add Article 3.9 (commencing with Section 14127) to Chapter 7 of Part 3 of Division 9 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; bills ordered reprinted, and to be re-referred to the committee.

**Committee on Education**

March 20, 2012

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

Assembly Bill No. 2262

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

BROWNLEY, Chair

**ASSEMBLY BILL NO. 2262**—An act to amend Sections 48980 and 48981 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.

**Committee on Transportation**

March 20, 2012

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

Assembly Bill No. 2485

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

BONNIE LOWENTHAL, Chair

**ASSEMBLY BILL NO. 2485**—An act to add Section 226.6 to 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.

**Committee on Higher Education**

March 20, 2012

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

Assembly Bill No. 2202

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

BLOCK, Chair

**ASSEMBLY BILL NO. 2202**—An act to add Section 66017.5 to the Education Code, relating to postsecondary 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.

**Committee on Revenue and Taxation**

March 20, 2012

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

Assembly Bill No. 1597

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

PEREA, Chair

**ASSEMBLY BILL NO. 1597**—An act to add Section 17054.6 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.

**Committee on Human Services**

March 20, 2012

Mr. Speaker: The Chair of your Committee on Human Services reports:

Assembly Bill No. 1872

Assembly Bill No. 1928

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

BEALL, Chair

**ASSEMBLY BILL NO. 1872**—An act to add Section 1597.50 to the Health and Safety Code, relating to family day care homes.

Bill read second time.

**ASSEMBLY BILL NO. 1928**—An act to add Section 1502.8 to the Health and Safety Code, relating to foster care.

Bill read second time.

Author's amendments, presented pursuant to Assembly Rules, read and adopted; bills ordered reprinted, and to be re-referred to the committee.



**Committee on Higher Education**

March 20, 2012

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

Assembly Bill No. 1899

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

BLOCK, Chair

**ASSEMBLY BILL NO. 1899**—An act to add Sections 68122 and 69504.5 to the Education Code, relating to postsecondary 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.

**Committee on Labor and Employment**

March 20, 2012

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

Assembly Bill No. 1675

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

SWANSON, Chair

**ASSEMBLY BILL NO. 1675**—An act to amend Section 1683 of the Labor Code, relating to farm labor contractors.

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 Public Employees, Retirement and Social Security**

March 20, 2012

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

Assembly Bill No. 1655

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

FURUTANI, Chair

**ASSEMBLY BILL NO. 1655**—An act to amend Section 19635 of, and to add Chapter 10.4 (commencing with Section 3524.1) to Division 4 of Title 1 of, the Government Code, relating to public 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.

**Committee on Higher Education**

March 20, 2012

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

Assembly Bill No. 1561

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

BLOCK, Chair

**ASSEMBLY BILL NO. 1561**—An act to add Sections 89516.5 and 92612.5 to the Education Code, relating to public postsecondary 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.

**Committee on Elections and Redistricting**

March 20, 2012

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

Assembly Bill No. 1436

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

FONG, Chair

**ASSEMBLY BILL NO. 1436**—An act to amend Sections 2107, 14310, and 18001 of, and to add Article 4.5 (commencing with Section 2170) to Chapter 2 of Division 2 of, 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.

**Committee on Education**

March 20, 2012

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

Assembly Bill No. 2193

Assembly Bill No. 2269

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

BROWNLEY, Chair

**ASSEMBLY BILL NO. 2193**—An act to amend Section 52059 of, and to add Sections 313.1, 313.2, and 313.3 to, the Education Code, relating to English learners.

Bill read second time.

**ASSEMBLY BILL NO. 2269**—An act to amend Section 51009 of the Education Code, relating to pupil instruction.

Bill read second time.

Author's amendments, presented pursuant to Assembly Rules, read and adopted; bills ordered reprinted, and to be re-referred to the committee.

**Committee on Public Safety**

March 20, 2012

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

Assembly Bill No. 2031

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

AMMIANO, Chair

**ASSEMBLY BILL NO. 2031**—An act to amend Sections 1230, 1230.1, and 6025 of the Penal Code, relating to probation.

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 Transportation**

Date of Hearing: March 19, 2012

Mr. Speaker: Your Committee on Transportation reports:

Assembly Joint Resolution No. 25

With the recommendation: Be adopted.

JEFFRIES, Vice Chair

Above resolution ordered to third reading.

**Committee on Public Safety**

Date of Hearing: March 20, 2012

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 1643

With the recommendation: Do pass.

AMMIANO, Chair

Above bill ordered to second reading.

**Committee on Judiciary**

Date of Hearing: March 20, 2012

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 1624

With the recommendation: Do pass.

FEUER, Chair

Above bill ordered to second reading.

Date of Hearing: March 20, 2012

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 1558

Assembly Bill No. 1679

Assembly Bill No. 1727

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 bills be placed on the Consent Calendar.

FEUER, Chair

Above bills ordered to second reading.

Date of Hearing: March 20, 2012

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Joint Resolution No. 22

With the recommendation: Be adopted.

FEUER, Chair

Above resolution ordered to third reading.

**Committee on Transportation**

Date of Hearing: March 19, 2012

Mr. Speaker: Your Committee on Transportation reports:

Assembly Bill No. 1550

With amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Appropriations.

JEFFRIES, Vice Chair

Above bill ordered to second reading.

**Committee on Judiciary**

Date of Hearing: March 20, 2012

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 1529

With amendments with the recommendation: Do pass as amended, and be re-referred to the Committee on Public Safety with the recommendation: To Consent Calendar.

FEUER, Chair

Above bill ordered to second reading.

**Committee on Water, Parks and Wildlife**

Date of Hearing: March 20, 2012

Mr. Speaker: Your Committee on Water, Parks and Wildlife reports:

Assembly Bill No. 1589

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

HUFFMAN, Chair

Above bill re-referred to the Committee on Revenue and Taxation.

**Committee on Transportation**

Date of Hearing: March 19, 2012

Mr. Speaker: Your Committee on Transportation reports:

Assembly Bill No. 1452

Assembly Bill No. 1524

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

JEFFRIES, Vice Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: March 19, 2012

Mr. Speaker: Your Committee on Transportation reports:

Assembly Bill No. 1535

Assembly Bill No. 1567

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

JEFFRIES, Vice Chair

Above bills re-referred to the Committee on Appropriations.

**Committee on Public Safety**

Date of Hearing: March 20, 2012

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 1693

Assembly Bill No. 1713

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

AMMIANO, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: March 20, 2012

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 1562

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

AMMIANO, Chair

Above bill re-referred to the Committee on Appropriations.

**ADJOURNMENT**

At 3 p.m., the Assembly adjourned until 7 a.m., Wednesday, March 21, 2012.

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JOHN A. PÉREZ, Speaker

AMY LEACH, Minute Clerk

## AMENDMENTS CONSIDERED BY THE ASSEMBLY ON MARCH 20, 2012

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

AB	RN
1436	1208136
1526	1208119
1561	1208316
1579	1207829
1597	1207641
1655	1207838
1668	1207773
1675	1207746
1732	1207709
1741	1208319
1800	1207873
1872	1207619
1899	1208344
1928	1207762
1989	1208051
2029	1208408
2031	1207584
2065	1207874
2193	1208246
2202	1207871
2262	1208213
2266	1207733
2269	1208133
2485	1207771

<b>Daily Total:</b>	<b>24</b>
<b>Cumulative Total:</b>	<b>2623</b>