CALIFORNIA LEGISLATURE 2009–10 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, March 26, 2009 FORTY-EIGHTH SESSION DAY ONE HUNDRED SIXTEENTH 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.

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento Thursday, March 26, 2009

The Assembly met at 9:30 a.m.

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

Chief Clerk E. Dotson Wilson at the Desk. Assistant Chief Clerk Sue Parker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

At 9:43 a.m., Speaker pro Tempore Saldaña placed a quorum call upon the Assembly.

The Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

Quorum Present

At 9:48 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—74:

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

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Saldaña, Assembly Member Arambula 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 Assembly Member Torrico, seconded by Assembly Member Blakeslee.

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, Lieu, and Silva. On personal business, and waiving per diem: Assembly Member Salas.

Because of illness: Assembly Members Davis and Logue.

EXPLANATIONS OF ABSENCE

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

March 25, 2009

The Honorable Karen Bass Speaker of the Assembly State Capitol, Office 219

Speaker Bass: I respectfully request an excuse from session on Thursday, March 26, 2009 due to legislative business in my district. 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 24, 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 26, 2009 due to legislative business. If you have any questions, comments or concerns, please do not hesitate to contact Sheri Pemberton at 916-319-2053.

Sincerely,

TED W. LIEU, Assembly Member Fifty-third District

March 24, 2009

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

Dear Speaker Bass: I am writing this letter to request to be excused from Assembly Floor Session on Thursday, March 26, 2009, to attend a funeral in my district. I also request to be excused from Check In Session on Friday, March 27, 2009, on legislative business.

Please contact me or my chief of staff, Paul Dress, at 916-319-2067 if there is anything else you or your staff need from me regarding this request.

Sincerely,

JIM SILVA, Assembly Member Sixty-seventh District

COMMUNICATIONS

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

March 26, 2009

E. Dotson Wilson

Chief Clerk of the Assembly State Capitol, Room 3196 Sacramento, California

Dear Dotson: This is to advise you that I have appointed the following members to the Joint Committee on Fisheries and Aquaculture for the 2009–10 Regular Session:

Assemblymember Wesley Chesbro Assemblymember Curt Hagman Assemblymember Jared Huffman Assemblymember Nancy Skinner Sincerely,

> KAREN BASS Speaker of the Assembly

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committee was permitted to meet: Environmental Safety and Toxic Materials, for a special hearing, on Tuesday, April 21, 2009.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, March 26, 2009

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

Assembly Bill No. 112 Assembly Bill No. 161 Assembly Bill No. 146 Assembly Bill No. 213

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered returned to second reading file.

Assembly Chamber, March 26, 2009

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

Assembly Bill No. 219

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered to third reading file.

Assembly Chamber, March 26, 2009

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

Assembly Bill No. 15 Assembly Bill No. 224 Assembly Bill No. 37 Assembly Bill No. 232 Assembly Bill No. 53 Assembly Bill No. 246 Assembly Bill No. 72 Assembly Bill No. 318 Assembly Bill No. 79 Assembly Bill No. 403 Assembly Bill No. 159 Assembly Bill No. 430 Assembly Bill No. 167 Assembly Bill No. 442 Assembly Bill No. 223 Assembly Bill No. 457

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, March 26, 2009 Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined: Assembly Bill No. 544 Assembly Bill No. 725 Assembly Bill No. 602 Assembly Bill No. 822 And reports the same correctly engrossed. E. DOTSON WILSON, Chief Clerk Above bills re-referred to committee. Assembly Chamber, March 26, 2009 Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined: Assembly Concurrent Resolution No. 12 Assembly Concurrent Resolution No. 39 And reports the same correctly engrossed. E. DOTSON WILSON, Chief Clerk Above resolutions re-referred to committee. REFERENCE OF BILLS TO COMMITTEE Pursuant to the Assembly Rules, the following bills were referred to committee: Assembly Bill No. Committee 6 _____E. & R. **54** _____G.O. and Appr. **62** _____Trans. **100** _____Ed. **120** _____B. & P. and Jud. **237** _____Pub. S. **245** _____B. & P. and Jud. **287** _____Hum. S. **305** _____E.S. & T.M. and Pub. S. 313 _____H. & C.D. **324** ______Aging & L.T.C. **381** _____Ins. **433** _____H. & C.D. and Nat. Res. **463** _____Trans. **470** _____Ins. **481** _____H. & C.D. **515** _____B. & P. and Jud. **520** _____Jud. **528** _____L. Gov. and E. & R. **531** _____U. & C. 535 _____Health and Aging & L.T.C. **536** _____E.S. & T.M. **541** _____Jud. **545** _____B. & F. **551** _____ Higher Ed. **555** _____ Higher Ed. and Ed. **562** _____ Health and Jud. **569** _____L. & E. **573** ______ Higher Ed. and Rls. **595** _____Hum. S. **624** _____E. & R. 649 _____ Higher Ed. and Jud.

680 _____Jud.

689 ______Rev. & Tax. and G.O.

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756	_B. & P.
758	_U. & C.
760	_L. Gov.
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	Aging & L.T.C. and Pub. S.
772	- Aging & L.T.C. and Tub. S.
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816	_Ins.
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	Rev. & Tax.
	B. & F. and Jud.
	P.E.,R. & S.S.
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	Pub. S.
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	Pub. S.
	H. & C.D.
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	Ins.
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	E. & R.
	Higher Ed.
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1185	Jud.
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	W.,P. & W.
	E.S. & T.M.
	W.,P. & W. and Trans.
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	L. Gov.
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	B. & P.
	Hum. S.
	Jud.
	G.O.
	Hum. S.
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	P.E.,R. & S.S.
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Bill No.	Committee
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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 for the observance of the Assembly ceremony honoring César Chávez.

REQUEST FOR PHOTOGRAPHER

Assembly Member Mendoza was granted unanimous consent that a photographer be permitted on the Floor of the Assembly.

PRAYER DEFERRED

Without objection, Speaker pro Tempore Saldaña deferred the prayer until later in today's session.

REQUEST FOR PHOTOGRAPHER

Speaker Bass and Speaker pro Tempore Saldaña were granted unanimous consent that a photographer be permitted on the Floor of the Assembly.

SPECIAL COMMITTEE MEETINGS

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

Assembly Member Torrico was granted unanimous consent that the Joint Committee on Fisheries and Aquaculture be permitted to hold a special meeting on Thursday, March 26, 2009, at 1:30 p.m., in Room 4203, and that Joint Rule 62(a) be waived.

RECESS

By unanimous consent, at 9:50 a.m., Speaker pro Tempore Saldaña declared the Assembly recessed.

RECONVENED

At 10:19 a.m., the Assembly reconvened.

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

RECESS

By unanimous consent, at 10:20 a.m., Speaker pro Tempore Saldaña declared the Assembly recessed to permit the introduction of special guests.

INTRODUCTION OF DISTINGUISHED GUESTS

On behalf of Speaker Bass, Speaker pro Tempore Saldaña introduced oceanographer Jean-Michel Cousteau, son of renowned oceanographer, the late Jacques Cousteau.

On behalf of Speaker Bass, Speaker pro Tempore Saldaña introduced women leaders from Panama who are taking part in the United States Department of State's International Visitor Leadership Program. The guests included Mrs. Mirtha Adames, Executive Director, Chamber of Commerce, Industry and Agriculture, David, Chiriqui, Panama; Mrs. Gloribel Arias, Director, Foreign Trade Promotion, Ministry of Commerce and Industry, David, Chiriqui, Panama; Mrs. Flor Bocharel, La Prensa News Correspondent, Chiriqui, Panama; and Mrs. Cristina Torres, General Secretary, Ministry of Commerce and Industry, Panama.

RECONVENED

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

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

PRAYER

Upon invitation of Speaker pro Tempore Saldaña, the following prayer was offered by Guest Chaplain, Father James Murphy of the Sacramento Cathedral of the Blessed Sacrament:

Prayer of the Farm Workers Struggle

Show me the suffering of the most miserable;

So I will know my people's plight.

Free me to pray for others;

For you are present in every person.

Help me take responsibility for my own life; So that I can be free at last.

Grant me courage to serve others;

For in service there is true life.

Give me honesty and patience;

So that I can work with other workers.

Bring forth song and celebration; So that the Spirit will be alive among us.

Let the Spirit flourish and grow;

So that we will never tire of the struggle.

Let us remember those who have died for justice;

For they have given us life.

Help us love even those who hate us; So we can change the world.

AMEN.

Oración del Campesino en la Lucha

Enséñame el sufrimiento de los más desafurtunados; Así conoceré el dolor de mi pueblo.

Líbrame a orar por los demás;

Porque estás presente en cada persona.

Ayúdame a tomar responsabilidad de mi propia vida; Sólo así seré libre al fin.

Concédeme valentía para servir al prójimo; Porque en la entrega hay vida verdadera.

Concédeme honoradezy paciencia;

Para que yo pueda trabajar junto con otros trabajadores.

Alúmbranos con el canto y la celebración; Para que levanten el Espíritu entre nosotros.

Que el Espíritu florezca y crezca; Para que no nos cansemos entre la lucha.

Nos acordamos de los que han caído por la justicia; Porque a nosotros han entregado la vida.

Ayúdanos a amar aún a los que nos odian; Así podremos cambiar el mundo.

AMEN.

CONSIDERATION OF DAILY FILE THIRD READING OF ASSEMBLY BILLS

ASSEMBLY CONCURRENT RESOLUTION NO. 3 (Mendoza)—Relative to César Chávez Day.

Resolution read.

Assembly Rule 112 Suspended

Assembly Member V. Manuel Pérez was granted unanimous consent that Assembly Rule 112 be suspended to permit him to read a paper on the Floor of the Assembly.

Further Consideration of Assembly Concurrent Resolution No. 3 Members Made Coauthors of Assembly Concurrent Resolution No. 3

Assembly Member Mendoza was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Assembly Concurrent Resolution No. 3.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Ammiano, Arambula, Bass, Beall, Bill Berryhill, Blakeslee, Block, Blumenfield, Brownley, Buchanan, Caballero, Calderon, Carter, Chesbro, Cook, Coto, De La Torre, De León, DeVore, Duvall, Emmerson, Eng, Evans, Feuer, Fong, Fuentes, Furutani, Galgiani, Garrick, Gilmore, Hagman, Hall, Harkey, Hayashi, Hernandez, Hill, Huber, Huffman, Jones, Krekorian, Lowenthal, Ma, Monning, Nava, Nestande, Nielsen, John Pérez, V. Manuel Pérez, Portantino, Price, Ruskin, Saldaña, Skinner, Solorio, Strickland, Swanson, Torlakson, Torres, Torrico, Tran, and Yamada.

Request for Unanimous Consent

Assembly Member Mendoza was granted unanimous consent to take up Assembly Concurrent Resolution No. 3, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Concurrent Resolution No. 3, as Amended ASSEMBLY CONCURRENT RESOLUTION NO. 3—Relative to César Chávez Day.

Resolution read, as amended, and adopted.

Resolution ordered printed, and transmitted to the Senate.

RECESS IN HONOR OF CÉSAR CHÁVEZ DAY

By unanimous consent, at 10:57 a.m., Speaker pro Tempore Lori Saldaña declared the Assembly recessed to permit the introduction of guests in a special ceremony in observance of César Chávez Day.

Assembly Member Mendoza introduced Paul Chávez, grandson of César Chávez, and presented a memento from the Latino Legislative Caucus titled the "Legacy of César Chávez" in recognition of the great contribution to civil rights by his grandfather, César Chávez.

VIDEO PRESENTATION

Assembly Member Mendoza was granted unanimous consent that a video honoring the life and accomplishments of César Chávez be presented to the assemblage.

REASSEMBLED

At 11:03 a.m., the Assembly reconvened.

Hon. Lori Saldaña, Speaker pro Tempore, 76th District, presiding.

RECESS

By unanimous consent, at 11:04 a.m., Speaker pro Tempore Saldaña declared the Assembly recessed.

RECONVENED

At 11:16 a.m., the Assembly reconvened.

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

CONSIDERATION OF DAILY FILE ASSEMBLY BILLS RETURNED TO SECOND READING FILE PURSUANT TO THE RULES

Pursuant to the Assembly Rules, the following Assembly bills were this day on the second reading file:

Assembly Bills Nos. 146, 112, and 213, ordered to third reading.

(NOTE: Later this day Assembly Bill No. 112 was re-referred to the Committee on Appropriations.)

Assembly Bill No. 161, ordered to the Consent Calendar.

SECOND READING OF ASSEMBLY BILLS

 ${\bf ASSEMBLY\,BILL\,NO.\,75} \\ -- \\ {\bf An\,act\,to\,amend\,Section\,14166.245\,of\,the\,Welfare\,and\,Institutions\,Code,\,relating\,to\,Medi-Cal.}$

Bill read second time; amendments proposed by the Committee on Health read and adopted; bill ordered reprinted and to be re-referred to the Committee on Appropriations. **ASSEMBLY BILL NO. 96**—An act to amend Section 25299.105 of the Health and Safety Code, relating to public health.

Bill read second time; amendments proposed by the Committee on Environmental Safety and Toxic Materials read and adopted; bill ordered reprinted and to be re-referred to the Committee on Appropriations.

ASSEMBLY BILL NO. 219—An act to amend Section 5341.5 of the Food and Agricultural Code, relating to pest control.

Bill read second time, and ordered to third reading.

RE-REFERENCE OF BILLS PURSUANT TO THE RULES

On advice of the Legislative Counsel, and pursuant to the provisions of Joint Rule 10.5, the following bill was ordered re-referred to the Committee on Appropriations:

Assembly Bill No 112.

CONSIDERATION OF DAILY FILE (RESUMED) THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 66 (Anderson)—An act to amend Section 49110 of the Education Code, relating to schools.

Bill read third time, and passed by the following vote:

AYES—72

Adams	De La Torre	Harkey	Nielsen
Ammiano	De León	Hayashi	Pérez, J.
Anderson	DeVore	Hernandez	Pérez, V.M.
Arambula	Duvall	Hill	Portantino
Beall	Emmerson	Huber	Price
Berryhill, B.	Eng	Huffman	Ruskin
Blakeslee	Evans	Jeffries	Saldaña
Block	Feuer	Jones	Skinner
Blumenfield	Fong	Knight	Smyth
Brownley	Fuentes	Krekorian	Solorio
Buchanan	Fuller	Lowenthal	Strickland
Caballero	Furutani	Ma	Swanson
Calderon	Gaines	Mendoza	Torlakson
Carter	Galgiani	Miller	Torres
Chesbro	Garrick	Monning	Torrico
Conway	Gilmore	Nava	Tran
Cook	Hagman	Nestande	Villines
Coto	Hall	Niello	Mme. Speaker

NOES-None

Bill ordered transmitted to the Senate.

ASSEMBLY CONCURRENT RESOLUTION NO. 18 (Chesbro)—Relative to

Resolution read.

Lyme Disease Awareness Month.

Members Made Coauthors of Assembly Concurrent Resolution No. 18

Assembly Member Chesbro was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Assembly Concurrent Resolution No. 18.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Adams, Ammiano, Arambula, Bass, Beall, Bill Berryhill, Blakeslee, Block, Blumenfield, Brownley, Buchanan, Caballero, Calderon, Carter, Chesbro, Conway, Cook, Coto, De La Torre, De León, DeVore, Duvall, Emmerson, Eng, Evans, Feuer, Fong, Fuentes, Fuller, Gaines, Galgiani, Garrick, Gilmore, Hagman, Hall, Harkey, Hayashi, Hernandez, Huber, Huffman, Jeffries, Jones, Krekorian, Lowenthal, Ma, Mendoza, Miller, Monning, Nava, Nestande, Niello, Nielsen, John Pérez, V. Manuel Pérez, Portantino, Price, Ruskin, Saldaña, Skinner, Smyth, Solorio, Strickland, Swanson, Torlakson, Torres, Torrico, Tran, Villines, and Yamada.

Request for Unanimous Consent

Assembly Member Chesbro was granted unanimous consent to take up Assembly Concurrent Resolution No. 18, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Concurrent Resolution No. 18, as Amended ASSEMBLY CONCURRENT RESOLUTION NO. 18—Relative to Lyme Disease Awareness Month.

Resolution read, as amended, and adopted.

Resolution ordered printed, and transmitted to the Senate.

CONSIDERATION OF CONSENT CALENDAR

The Speaker pro Tempore announced that the next roll call would be on the Consent Calendar.

Consent Calendar—Assembly Resolutions

ASSEMBLY CONCURRENT RESOLUTION NO. 8 (Torlakson)—Relative to California Fitness Month.

Resolution read, adopted, and ordered transmitted to the Senate.

(For the vote on the above resolution, see this day's Consent Calendar roll call.)

ASSEMBLY CONCURRENT RESOLUTION NO. 25 (Miller)—Relative to Mitochondrial Disease Awareness Week.

Resolution read, adopted, and ordered transmitted to the Senate.

(For the vote on the above resolution, see this day's Consent Calendar roll call.)

Consent Calendar Roll Call

The roll was called, and the above resolutions on the Consent Calendar adopted by the following vote:

AYES—70

Adams DeVore Ammiano Duvall Arambula Emmerson Beall Eng Berryhill, B. Evans Blakeslee Feuer Block Fong Blumenfield Fuentes Buchanan Fuller Caballero Furutani Calderon Gaines Carter Galgiani Chesbro Garrick Conway Gilmore Cook Hagman Coto Hall De La Torre Harkey De León Hayashi	Hernandez Hill Huber Huffman Jeffries Jones Knight Krekorian Lowenthal Ma Mendoza Miller Monning Nava Nestande Niello Nielsen	Pérez, V.M. Portantino Price Ruskin Saldaña Skinner Solorio Strickland Swanson Torlakson Torres Torrico Tran Villines Yamada Mme. Speaker
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NOES-None

ANNOUNCEMENTS

Speaker pro Tempore Saldaña announced the following session schedule:

Friday, March 27, 2009, Check-in Session, 6:30 a.m.–3 p.m.

Tuesday, March 31, 2009, Check-in Session, 7 a.m.–3 p.m. Official Assembly Portrait will be taken at 12:45 p.m.

Wednesday, April 1, 2009, Check-in Session, 7 a.m.–3 p.m.

Thursday, April 2, 2009, Floor Session, 9:30 a.m.; Spring Recess begins upon adjournment;

Monday, April 13, 2009, Floor Session, 12 noon.

ADJOURN IN MEMORY

Assembly Member Conway was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Peggy Sanders of Lindsay.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Coto was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Reynaldo James Flores of San Jose.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Nielsen, on behalf of Assembly Member Logue, was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Dr. Brent Ching, his wife Kristen Ching, and their children daughter Hailey Ching, and son Caleb Ching of Durham.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Evans was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Erin Jacobson, Amy Jacobson, and their children Taylor Jacobson, Ava Jacobson, and Jude Jacobson of St. Helena.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Buchanan was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Dr. Michael Pullen, Dr. Vanessa Pullen, and their children Sydney Pullen and Christopher Pullen, of Galt.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Members Ma, Ruskin and Hill were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Nancy Speier of San Mateo, beloved mother of Congresswoman Jackie Speier.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Nestande was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Leonore Annenberg of Rancho Mirage.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Members John A. Pérez and Chesbro were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Albin J. Gruhn of San Anselmo.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Yamada was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Reverend Giani-Ji Wadahawa Singh Gill of Granite Bay.

(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 Chrissy Marshall of Long Beach.

Assembly Member Bill Berryhill was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Aldo Brocchini of Manteca.

Assembly Member Chesbro was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of David Earl Tiller of Willits and Ken Anderson of Ukiah.

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. 3, Coauthors: Galgiani—Aye; Anderson—No.

Assembly Bill No. 66: Galgiani, Hayashi, and Villines—Aye.

Assembly Concurrent Resolution No. 18, Coauthors: Anderson, Galgiani, Garrick, Hayashi, and Villines—Aye.

Consent Calendar: Anderson, Galgiani, Hayashi, and Villines—Aye.

MOTION TO ADJOURN

At 11:40 a.m., Assembly Member Krekorian moved that the Assembly do now adjourn.

Assembly Member Blakeslee seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 11:41 a.m., Speaker pro Tempore Saldaña declared the quorum call of the Assembly dispensed with.

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 1580—Committee on Revenue and Taxation (Assembly Members Charles Calderon (Chair), Beall, Coto, Ma, Portantino, and Saldaña). An act to amend Sections 17054, 19136, 19136.1, 19136.8, and 25128.5 of the Revenue and Taxation Code, relating to taxation.

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 18—Evans and Bass. A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 9 of Article II thereof, amending Sections 8 and 12 of Article IV thereof, and amending Section 3 of Article XIIIA thereof, relating to the state budget.

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 19—Blakeslee. A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 12 of Article IV thereof, relating to the state budget.

AUTHOR'S AMENDMENTS

Committee on Public Employees, Retirement and Social Security

March 26, 2009

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

Assembly Bill No. 966

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

HERNANDEZ, Chair

ASSEMBLY BILL NO. 966—An act to amend Section 2610 of the Family Code, and to amend Sections 20037.6, 20037.7, 20037.8, 20037.9, 20037.10, 20037.11, 20037.12, 20039.5, 20069, 20164, 20195, 20221, 20228, 20281.5, 20305, 20475, 20479, 20636.1, 20962, 20967, 21117, 21118, 21252, 21264, 21296, 21753, 22839, 22864, 22960.15, 75006, 75028.5, and 75507 of, to add Sections 21310.5 and 75080.5 to, and to repeal Sections 20041 and 20043 of, the Government Code, relating to public employee benefits.

AUTHOR'S AMENDMENTS Committee on Transportation

March 26, 2009

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

Assembly Bill No. 62

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

ENG. Chair

ASSEMBLY BILL NO. 62—An act to amend Section 27602 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 26, 2009

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

Assembly Bill No. 100

Assembly Bill No. 691

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

BROWNLEY, Chair

ASSEMBLY BILL NO. 100—An act 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.

ASSEMBLY BILL NO. 691—An act to amend Section 42238.1 of the Education Code, relating to education finance.

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 Elections and Redistricting

March 26, 2009

Mme. Speaker: The Chair of your Committee on Elections and Redistricting reports: Assembly Bill No. 6

Assembly Bill No. 624

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

FONG, Chair

ASSEMBLY BILL NO. 6—An act 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.

ASSEMBLY BILL NO. 624—An act relating to elections.

AUTHOR'S AMENDMENTS Committee on Health

March 26, 2009

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

Assembly Bill No. 730

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

JONES, Chair

ASSEMBLY BILL NO. 730—An act to amend Section 10400 of the Insurance Code, relating to health insurance.

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 26, 2009

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

Assembly Bill No. 839 Assembly Bill No. 931

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

JONES, Chair

ASSEMBLY BILL NO. 839—An act to amend Section 14104.5 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.

ASSEMBLY BILL NO. 931—An act to amend Section 1261.5 of the Health and Safety Code, relating to health 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 Arts, Entertainment, Sports, Tourism, and Internet Media

March 26, 2009

Mme. Speaker: The Chair of your Committee on Arts, Entertainment, Sports, Tourism, and Internet Media reports:

Assembly Bill No. 700

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

DAVIS, Chair

ASSEMBLY BILL NO. 700—An act to add Chapter 9.1 (commencing with Section 8758) to Division 1 of Title 2 of the Government Code, and to add Section 7101.2 to the Revenue and Taxation Code, relating to the arts.

AUTHOR'S AMENDMENTS Committee on Labor and Employment

March 26, 2009

Mme. Speaker: The Chair of your Committee on Labor and Employment reports: Assembly Joint Resolution No. 2

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

MONNING, Chair

ASSEMBLY JOINT RESOLUTION NO. 2—Relative to Mexican braceros.

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 Business and Professions

March 26, 2009

Mme. Speaker: The Chair of your Committee on Business and Professions reports: Assembly Bill No. 120

Assembly Bill No. 245

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

HAYASHI, Chair

ASSEMBLY BILL NO. 120—An act to amend Sections 2234, 2761, and 3541 of, and to add Section 686 to, the Business and Professions Code, and to amend Section 123462 of the Health and Safety Code, relating to the healing arts.

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. 245—An act to amend Section 2027 of the Business and Professions Code, relating to physicians and surgeons.

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 26, 2009

Mme. Speaker: The Chair of your Committee on Natural Resources reports: Assembly Bill No. 1091

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

SKINNER, Chair

ASSEMBLY BILL NO. 1091—An act to add Section 9006 to the Public Resources Code, relating to natural resources.

AUTHOR'S AMENDMENTS Committee on Education

March 26, 2009

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

Assembly Bill No. 8

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

BROWNLEY, Chair

ASSEMBLY BILL NO. 8—An act to add Section 41054 to the Education Code, relating to education finance.

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 Human Services

March 26, 2009

Mme. Speaker: The Chair of your Committee on Human Services reports: Assembly Bill No. 682

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

BEALL, Chair

ASSEMBLY BILL NO. 682—An act to amend Section 12301.6 of the Welfare and Institutions Code, relating to in-home supportive services.

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 26, 2009

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

Assembly Concurrent Resolution No. 35

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

LIEU, Chair

ASSEMBLY CONCURRENT RESOLUTION NO. 35—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 Transportation

March 26, 2009

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Assembly Bill No. 873

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

ENG, Chair

ASSEMBLY BILL NO. 873—An act to amend Section 4466 of the Vehicle Code, relating to vehicles.

AUTHOR'S AMENDMENTS Committee on Governmental Organization

March 26, 2009

Mme. Speaker: The Chair of your Committee on Governmental Organization reports: Assembly Bill No. 54

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

PRICE, Chair

ASSEMBLY BILL NO. 54—An act relating to the California Emergency Management Agency.

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 26, 2009

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

Assembly Bill No. 372 Assembly Bill No. 1143 Assembly Bill No. 1050 Assembly Bill No. 1163

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

FEUER, Chair

ASSEMBLY BILL NO. 372—An act to amend Section 102705 of, and to add Section 102704 to, the Health and Safety Code, relating to adoption records.

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. 1050—An act to amend Section 3042 of the Family Code, relating to child custody.

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. 1143—An act to amend Section 307 of the Family Code, and to amend Section 103180 of the Health and Safety Code, relating to vital records.

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. 1163—An act to amend Section 11640 of the Probate Code, relating to decedents' estates.

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 26, 2009

Mme. Speaker: The Chair of your Committee on Natural Resources reports: Assembly Bill No. 291

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

SKINNER, Chair

ASSEMBLY BILL NO. 291—An act to add Section 30825 to the Public Resources Code, relating to coastal resources.

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 26, 2009

Mme. Speaker: The Chair of your Committee on Public Safety reports: Assembly Bill No. 130 Assembly Bill No. 576

Assembly Bill No. 388 Assembly Bill No. 1002

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

SOLORIO, Chair

ASSEMBLY BILL NO. 130—An act to amend Section 530.5 of the Penal Code, relating to identity theft.

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. 388—An act to amend Section 538e of the Penal Code, relating to firefighting uniforms.

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. 576—An act to amend Sections 594 and 1202.4 of the Penal Code, relating to vandalism.

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. 1002—An act to amend Section 236.1 of the Penal Code, relating to human trafficking.

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 Human Services

Date of Hearing: March 24, 2009

Mme. Speaker: Your Committee on Human Services reports: Assembly Bill No. 270

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

BEALL, Chair

Above bill ordered to second reading.

Committee on Transportation

Date of Hearing: March 23, 2009

Mme. Speaker: Your Committee on Transportation reports:

Assembly Concurrent Resolution No. 15

With amendments with the recommendation: Amend, be adopted as amended, and be re-referred to the Committee on Appropriations with recommendation: To Consent Calendar.

ENG, Chair

Above resolution ordered to second reading.

MESSAGES FROM THE SENATE

Senate Chamber, March 26, 2009

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

Assembly Concurrent Resolution No. 44

Assembly Concurrent Resolution No. 11

GREGORY P. SCHMIDT, Secretary of the Senate By David Valverde, Assistant Secretary

Above resolutions ordered enrolled.

Senate Chamber, March 26, 2009

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

Assembly Concurrent Resolution No. 19

Assembly Concurrent Resolution No. 21

Assembly Concurrent Resolution No. 22

GREGORY P. SCHMIDT, Secretary of the Senate By David Valverde, Assistant Secretary

Above resolutions ordered enrolled.

Senate Chamber, March 26, 2009

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

Senate Concurrent Resolution No. 25

Senate Concurrent Resolution No. 27

GREGORY P. SCHMIDT, Secretary of the Senate By David Valverde, Assistant Secretary

FIRST READING OF SENATE BILLS

The following resolutions were read:

SENATE CONCURRENT RESOLUTION NO. 25—Relative to Automotive Career Month.

SENATE CONCURRENT RESOLUTION NO. 27—Relative to National Library Week.

INTRODUCTION OF GUESTS

Assembly Member Huffman, of the 6th Assembly District, introduced students from Sir Francis Drake High School in San Anselmo.

Assembly Member Nielsen, of the 2nd Assembly District, introduced students from Browns Elementary School in Rio Oso, Sutter County.

ADJOURNMENT

At 3:30 p.m., pursuant to the motion by Assembly Member Torrico, the Assembly adjourned until 6:30 a.m., Friday, March 27, 2009, out of respect to the memory of Peggy Sanders, on motion of Assembly Member Conway; out of respect to the memory of Reynaldo James Flores, on motion of Assembly Member Coto; out of respect to the memory of Dr. Brent Ching, Kristen Ching, Hailey Ching, and Caleb Ching, on motion of Assembly Member Nielsen, on behalf of Assembly Member Logue; out of respect to the memory of Erin Jacobson, Amy Jacobson, Taylor Jacobson, Ava Jacobson, and Jude Jacobson, on motion of Assembly Member Evans; out of respect to the memory of Dr. Michael Pullen, Dr. Vanessa Pullen, Sydney Pullen, and Christopher Pullen, on motion of Assembly Member Buchanan; out of respect to the memory of Nancy Speier, on motion of Assembly Members Ma, Ruskin, and Hill; out of respect to the memory of Leonore Annenberg, on motion of Assembly Member Nestande; out of respect to the memory of Albin J. Gruhn, on motion of Assembly Members John A. Pérez and Chesbro; out of respect to the memory of Reverend Giani-Ji Wadahawa Singh Gill, on motion of Assembly Member Yamada; out of respect to the memory of Christine "Chrissy" Marshall, on motion of Assembly Member Lowenthal; out of respect to the memory of Aldo Brocchini, on motion of Assembly Member Bill Berryhill; and out of respect to the memory of David Earl Tiller and Ken Anderson, on motion of Assembly Member Chesbro.

KAREN BASS, Speaker

SUE PARKER, Assistant Chief Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON MARCH 26, 2009

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

AB	RN	AB	RN
6	0909141	700	0910633
8	0910560	730	0910048
54	0909604	839	0910028
62	0909943	873	0910474
75	0910131	931	0910413
96	0910708	966	0909602
100	0909912	1002	0909617
120	0909585	1050	0909909
130	0910709	1091	0909777
245	0909905	1143	0909928
291	0910388	1163	0909808
372	0910639	ACR	RN
388	0910231	35	0910814
576	0910522		0910014
624	0909504	AJR	RN
682	0910575	2	0910023
691	0909605		

Daily Total: 30 Cumulative Total: 164