

CALIFORNIA LEGISLATURE  
2011–12 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Tuesday, March 29, 2011**

**TWENTY-NINTH SESSION DAY**

**ONE HUNDRED FOURTEENTH 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 29, 2011

The Assembly met at 12:10 p.m.  
Hon. Mike Gatto, Assistant Speaker pro Tempore of the Assembly,  
presiding.  
Chief Clerk E. Dotson Wilson at the Desk.  
Reading Clerk Timothy Morland reading.

#### ROLL CALL

The roll was called, and the following answered to their names—77:

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

Quorum present.

#### REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

**PRAYER**

Upon invitation of Assistant Speaker pro Tempore Gatto, the following prayer was offered by Assembly Chaplain Rev. Constantine C. Pappademos:

*Lord, It would seem a natural thing today to be filled with frustration and concern. But that is not what You intend for us. You want us to live in peace. If we come to You with a sense of gratitude and thanksgiving, with an open and humble heart, You will hear our prayer. Lord, fill us with peace and joy, to live free from anxiety all the days of our life.—AMEN.*

**PLEDGE OF ALLEGIANCE TO THE FLAG**

Upon request of Assistant Speaker pro Tempore Gatto, Assembly Member Feuer 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 Calderon, seconded by Assembly Member Conway.

**LEAVES OF ABSENCE FOR THE DAY**

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

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

*Because of illness in her family: Assembly Member Skinner.*

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

**SENATE BILL NO. 2 (Simitian)**—An act to add Section 705 to the Fish and Game Code, to amend Sections 25740, 25740.5, 25741, 25742, 25746, 25747, and 25751 of, to add Section 25519.5 to, and to add and repeal Section 25741.5 of, the Public Resources Code, and to amend Sections 399.11, 399.12, 399.20, and 454.5 of, to amend, renumber, and add Sections 399.13 and 399.16 of, to add Sections 399.18, 399.19, 399.26, 399.30, 399.31, and 1005.1 to, to add Article 11 (commencing with Section 910) to Chapter 4 of Part 1 of Division 1 of, to repeal Section 387 of, and to repeal and add Sections 399.14, 399.15, and 399.17 of, the Public Utilities Code, relating to energy, and making an appropriation therefor.

Bill presented by Assembly Member Chesbro.

Bill read third time.

**Request for Use of Visual Aids**

Assembly Member Logue was granted unanimous consent to use visual aids on the Floor to assist in debate.

**POINT OF ORDER**

Assembly Member Calderon arose to the following point of order:

Assembly Member Logue was granted unanimous consent to use visual aids on the Floor, not to throw material on the Floor of the Assembly.

**Ruling by Assistant Speaker pro Tempore Gatto**

The Assistant Speaker pro Tempore ruled the point of order well-taken.

### Apology Offered

Assembly Member Logue offered an apology for his actions during debate on Senate Bill No. 2.

### Point of Order

Assembly Member Hall arose to the following point of order:

There continues to be discussion on the Floor relative to the behavior of Assembly Member Logue.

### Ruling by Assistant Speaker pro Tempore Gatto

The Assistant Speaker pro Tempore announced that he had already ruled Assembly Member Calderon's point of order well-taken.

The question being on the passage of the bill.

Bill passed by the following vote:

### AYES—55

Achadjian	Campos	Gordon	Monning
Alejo	Carter	Hall	Pan
Allen	Cedillo	Hayashi	Perea
Ammiano	Chesbro	Hernández	Pérez, V.M.
Atkins	Davis	Hill	Portantino
Beall	Dickinson	Huber	Smyth
Block	Eng	Hueso	Solorio
Blumenfield	Feuer	Huffman	Swanson
Bonilla	Fletcher	Lara	Torres
Bradford	Fong	Lowenthal	Wieckowski
Brownley	Fuentes	Ma	Williams
Buchanan	Furutani	Mendoza	Yamada
Butler	Galgiani	Miller	Mr. Speaker
Calderon	Gatto	Mitchell	

### NOES—19

Conway	Halderman	Mansoor	Olsen
Donnelly	Harkey	Morrell	Silva
Garrick	Jones	Nestande	Valadao
Grove	Knight	Nielsen	Wagner
Hagman	Logue	Norby	

Bill ordered transmitted to the Senate.

### RECESS

By unanimous consent, at 12:44 p.m., Assistant Speaker pro Tempore Gatto declared the Assembly recessed to reconvene the Regular Session.

### ADJOURNMENT

At 3 p.m., the Assembly adjourned to reconvene upon call of the Speaker.

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JOHN A. PÉREZ, Speaker

AMY LEACH, Minute Clerk