

CALIFORNIA LEGISLATURE
2011–12 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, April 5, 2011

FIFTY-FIFTH SESSION DAY

ONE HUNDRED TWENTY-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.

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, April 5, 2011

The Assembly met at 7 a.m.

Hon. Paul Cook, Assembly Member, 65th 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—73:

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

Quorum present.

At 12:01 p.m., Hon. Diane Harkey, 73rd 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 and Smyth.

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

To attend a funeral: Assembly Member Portantino.

Because of illness: Assembly Members Chesbro and V. Manuel Pérez.

SPECIAL COMMITTEE MEETINGS

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

Budget Subcommittee No. 5 on Public Safety, on Tuesday, May 10, 2011, at 1:30 p.m., in Room 447.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, April 5, 2011

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 1364

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

Assembly Chamber, April 5, 2011

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

Assembly Bill No. 559
Assembly Bill No. 561
Assembly Bill No. 629
Assembly Bill No. 654
Assembly Bill No. 697
Assembly Bill No. 736
Assembly Bill No. 760
Assembly Bill No. 793

Assembly Bill No. 885
Assembly Bill No. 1066
Assembly Bill No. 1076
Assembly Bill No. 1087
Assembly Bill No. 1127
Assembly Bill No. 1167
Assembly Bill No. 1205
Assembly Bill No. 1262

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, April 5, 2011

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

Assembly Bill No. 46
Assembly Bill No. 54
Assembly Bill No. 72
Assembly Bill No. 90
Assembly Bill No. 126
Assembly Bill No. 147
Assembly Bill No. 150
Assembly Bill No. 210

Assembly Bill No. 238
Assembly Bill No. 249
Assembly Bill No. 345
Assembly Bill No. 346
Assembly Bill No. 378
Assembly Bill No. 379
Assembly Bill No. 438
Assembly Bill No. 503

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, April 5, 2011

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

Assembly Bill No. 1160
Assembly Bill No. 1178
Assembly Bill No. 1252

Assembly Bill No. 1265
Assembly Bill No. 1376

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, April 5, 2011

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

Assembly Bill No. 5	Assembly Bill No. 594
Assembly Bill No. 47	Assembly Bill No. 785
Assembly Bill No. 143	Assembly Bill No. 971
Assembly Bill No. 243	Assembly Bill No. 1008
Assembly Bill No. 276	Assembly Bill No. 1086
Assembly Bill No. 319	Assembly Bill No. 1102
Assembly Bill No. 358	Assembly Bill No. 1147
Assembly Bill No. 502	

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, April 5, 2011

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

Assembly Concurrent Resolution No. 41

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bill was introduced and read the first time:

ASSEMBLY BILL NO. 1430—Committee on Local Government (Assembly Members Smyth (Chair), Alejo (Vice Chair), Bradford, Campos, Davis, Gordon, Hueso, and Norby). An act to amend Sections 56011, 56012, 56013, 56014, 56015, 56017, 56020, 56020.5, 56020.7, 56021, 56023, 56024, 56029, 56031, 56033, 56034, 56035, 56036, 56038, 56039, 56040, 56041, 56043, 56044, 56046, 56047, 56047.5, 56048, 56049, 56051, 56052, 56053, 56055, 56056, 56057, 56062, 56065, 56066, 56069, 56070, 56073, 56074, 56075, 56078, 56100, 56127, 56128, 56375, 56383, 56428, 56757, 56864, and 57114 of, to amend and renumber Sections 56376 and 56376.5 of, to add Sections 56017.1, 56017.2, 56020.6, 56032.5, 56036.5, 56036.6, 56050.5, 56069.5, and 56073.1 to, and to repeal Sections 56018, 56037, 56042, 56058, 56063, 56068, 56079, and 56080 of, the Government Code, and to amend Section 101370 of the Public Utilities Code, relating to local government.

AUTHOR'S AMENDMENTS

Committee on Business, Professions and Consumer Protection

April 5, 2011

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

Assembly Bill No. 384

Assembly Bill No. 675

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

HAYASHI, Chair

ASSEMBLY BILL NO. 384—An act to add Sections 4659 and 5019.6 to the Public Resources Code, relating to state forest land.

Bill read second time.

ASSEMBLY BILL NO. 675—An act to add Section 110.6 to 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; bills ordered reprinted, and to be re-referred to the committee.

Committee on Elections and Redistricting

April 5, 2011

Mr. Speaker: The Chair of your Committee on Elections and Redistricting reports:
Assembly Bill No. 481

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

FONG, Chair

ASSEMBLY BILL NO. 481—An act to amend Section 101 of, and to add Sections 101.5, 336.7, and 357.5 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.

April 5, 2011

Mr. Speaker: The Chair of your Committee on Elections and Redistricting reports:
Assembly Bill No. 461

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

FONG, Chair

ASSEMBLY BILL NO. 461—An act to amend Section 15342 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 Governmental Organization

April 5, 2011

Mr. Speaker: The Chair of your Committee on Governmental Organization reports:
Assembly Bill No. 775

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

HALL, Chair

ASSEMBLY BILL NO. 775—An act to add Section 25503.34 to the Business and Professions Code, relating to alcoholic beverages.

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

April 5, 2011

Mr. Speaker: The Chair of your Committee on Health reports:
Assembly Bill No. 491

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

MONNING, Chair

ASSEMBLY BILL NO. 491—An act to amend Section 120990 of, and to add Section 120889 to, the Health and Safety Code, relating to public health.

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

April 5, 2011

Mr. Speaker: The Chair of your Committee on Higher Education reports:
Assembly Bill No. 515

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

BLOCK, Chair

ASSEMBLY BILL NO. 515—An act to add Section 78302 to the Education Code, relating to 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.

April 5, 2011

Mr. Speaker: The Chair of your Committee on Higher Education reports:
Assembly Concurrent Resolution No. 34

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

BLOCK, Chair

ASSEMBLY CONCURRENT RESOLUTION NO. 34—Relative to ethnic studies.

Resolution read.

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

Committee on Local Government

April 5, 2011

Mr. Speaker: The Chair of your Committee on Local Government reports:
Assembly Bill No. 33
Assembly Bill No. 1121

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

SMYTH, Chair

ASSEMBLY BILL NO. 33—An act to amend Section 25060 of the Government Code, relating to local government.

Bill read second time.

ASSEMBLY BILL NO. 1121—An act to amend Sections 30525, 30801, and 30804.5 of, and to add Sections 30503.5 and 30505 to, the Food and Agricultural Code, and to amend Section 38792 of the Government Code, relating to dog licensing.

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

April 5, 2011

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

Assembly Bill No. 60

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

AMMIANO, Chair

ASSEMBLY BILL NO. 60—An act to amend Sections 667.1, 667.5, 1170.125, and 1192.7 of the Penal Code, relating to sentencing.

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

April 5, 2011

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

Assembly Bill No. 1071

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

PEREA, Chair

ASSEMBLY BILL NO. 1071—An act relating to pupil achievement.

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

April 5, 2011

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

Assembly Joint Resolution No. 4

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

LOWENTHAL, Chair

ASSEMBLY JOINT RESOLUTION NO. 4—Relative to the Transportation Infrastructure Finance and Innovation Act.

Resolution read.

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

April 5, 2011

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

Assembly Bill No. 3

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

LOWENTHAL, Chair

ASSEMBLY BILL NO. 3—An act to amend Section 1808.4 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.

April 5, 2011

Mr. Speaker: The Chair of your Committee on Transportation reports:
Assembly Bill No. 539

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

LOWENTHAL, Chair

ASSEMBLY BILL NO. 539—An act to add Section 42000.2 to 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.

REPORTS OF STANDING COMMITTEES
Committee on Revenue and Taxation

Date of Hearing: April 4, 2011

Mr. Speaker: Your Committee on Revenue and Taxation reports:
Assembly Bill No. 564

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

PEREA, Chair

Above bill ordered to second reading.

Date of Hearing: April 4, 2011

Mr. Speaker: Your Committee on Revenue and Taxation reports:
Assembly Bill No. 711

With the recommendation: Do pass.

PEREA, Chair

Above bill ordered to second reading.

Date of Hearing: April 4, 2011

Mr. Speaker: Your Committee on Revenue and Taxation reports:
Assembly Bill No. 946

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.

PEREA, Chair

Above bill ordered to second reading.

Committee on Transportation

Date of Hearing: April 4, 2011

Mr. Speaker: Your Committee on Transportation reports:
Assembly Bill No. 462

With the recommendation: Do pass.

LOWENTHAL, Chair

Above bill ordered to second reading.

Date of Hearing: April 4, 2011

Mr. Speaker: Your Committee on Transportation reports:
Assembly Bill No. 475
Assembly Bill No. 1202

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

LOWENTHAL, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: April 4, 2011

Mr. Speaker: Your Committee on Transportation reports:

Assembly Bill No. 674

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

LOWENTHAL, Chair

Above bill ordered to second reading.

Date of Hearing: April 4, 2011

Mr. Speaker: Your Committee on Transportation reports:

Assembly Bill No. 807

With amendments with the recommendation: Amend, and do pass, as amended.

LOWENTHAL, Chair

Above bill ordered to second reading.

Committee on Education

Date of Hearing: March 30, 2011

Mr. Speaker: Your Committee on Education reports:

Assembly Bill No. 360

With amendments with the recommendation: Amend, and do pass, as amended.

BROWNLEY, Chair

Above bill ordered to second reading.

Date of Hearing: March 30, 2011

Mr. Speaker: Your Committee on Education reports:

Assembly Bill No. 124

Assembly Bill No. 414

Assembly Bill No. 227

Assembly Bill No. 1034

Assembly Bill No. 339

Assembly Bill No. 1065

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

BROWNLEY, Chair

Above bills ordered to second reading.

Committee on Utilities and Commerce

Date of Hearing: April 4, 2011

Mr. Speaker: Your Committee on Utilities and Commerce reports:

Assembly Bill No. 136

Assembly Bill No. 512

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

BRADFORD, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: April 4, 2011

Mr. Speaker: Your Committee on Utilities and Commerce reports:

Assembly Bill No. 1390

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

BRADFORD, Chair

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: April 4, 2011

Mr. Speaker: Your Committee on Utilities and Commerce reports:

Assembly Bill No. 1391

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

BRADFORD, Chair

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

Date of Hearing: April 4, 2011

Mr. Speaker: Your Committee on Utilities and Commerce reports:

Assembly Bill No. 1392

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.

BRADFORD, Chair

Above bill ordered to second reading.

Committee on Business, Professions and Consumer Protection

Date of Hearing: April 5, 2011

Mr. Speaker: Your Committee on Business, Professions and Consumer Protection reports:

Assembly Bill No. 75

Assembly Bill No. 172

Assembly Bill No. 213

Assembly Bill No. 214

Assembly Bill No. 740

Assembly Bill No. 1091

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

HAYASHI, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: April 5, 2011

Mr. Speaker: Your Committee on Business, Professions and Consumer Protection reports:

Assembly Bill No. 560

With amendments with the recommendation: Amend, and do pass, as amended.

HAYASHI, Chair

Above bill ordered to second reading.

Date of Hearing: April 5, 2011

Mr. Speaker: Your Committee on Business, Professions and Consumer Protection reports:

Assembly Bill No. 275

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

HAYASHI, Chair

Above bill re-referred to the Committee on Water, Parks and Wildlife.

Committee on Judiciary

Date of Hearing: April 5, 2011

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 621

Assembly Bill No. 791

With the recommendation: Do pass.

FEUER, Chair

Above bills ordered to second reading.

Committee on Health

Date of Hearing: April 5, 2011

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 90

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

MONNING, Chair

Above bill re-referred to the Committee on Appropriations.

Committee on Judiciary

Date of Hearing: April 5, 2011

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 225

Assembly Bill No. 622

Assembly Bill No. 887

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

FEUER, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: April 5, 2011

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 1305

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.

Date of Hearing: April 5, 2011

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 905

With the recommendation: Do pass, and be re-referred to the Committee on Veterans Affairs with recommendation: To Consent Calendar.

FEUER, Chair

Above bill re-referred to the Committee on Veterans Affairs.

Date of Hearing: April 5, 2011

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 997

With the recommendation: Do pass, and be re-referred to the Committee on Business, Professions and Consumer Protection with recommendation: To Consent Calendar.

FEUER, Chair

Above bill re-referred to the Committee on Business, Professions and Consumer Protection.

Date of Hearing: April 5, 2011

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 73

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

FEUER, Chair

Above bill re-referred to the Committee on Human Services.

Date of Hearing: April 5, 2011

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 246

With the recommendation: Do pass, and be re-referred to the Committee on Environmental Safety and Toxic Materials.

FEUER, Chair

Above bill re-referred to the Committee on Environmental Safety and Toxic Materials.

Committee on Transportation

Date of Hearing: April 4, 2011

Mr. Speaker: Your Committee on Transportation reports:

Assembly Bill No. 610

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

LOWENTHAL, Chair

Above bill ordered to second reading.

Committee on Public Safety

Date of Hearing: April 5, 2011

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 316

Assembly Bill No. 545

Assembly Bill No. 321

Assembly Bill No. 708

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.

Date of Hearing: April 5, 2011

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 426

Assembly Bill No. 434

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.

AMMIANO, Chair

Above bills ordered to second reading.

Date of Hearing: April 5, 2011

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 799

With the recommendation: Do pass.

AMMIANO, Chair

Above bill ordered to second reading.

Date of Hearing: April 5, 2011

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 364

Assembly Bill No. 396

Assembly Bill No. 765

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

AMMIANO, Chair

Above bills re-referred to the Committee on Appropriations.

Committee on Education

Date of Hearing: March 30, 2011

Mr. Speaker: Your Committee on Education reports:

Assembly Bill No. 709

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

BROWNLEY, Chair

Above bill ordered to second reading.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor were received and ordered printed in the Journal:

Governor's Message—Assembly Bill No. 111

Governor's Office, Sacramento

April 4, 2011

To the Members of the California State Assembly:

I am signing Assembly Bill 111.

This measure will provide counties additional flexibility to access funding to increase local jail capacity for the purpose of implementing Assembly Bill 109. In addition to this measure, I will ask the Legislature to send additional legislation to reduce the contributions from local governments to fund these projects from 25 percent to 10 percent.

Sincerely,

EDMUND G. BROWN JR.

Governor's Message—Assembly Bill No. 109

Governor's Office, Sacramento

April 4, 2011

To the Members of the California State Assembly:

I am signing Assembly Bill 109.

California's correctional system has to change, and this bill is a bold move in the right direction. For too long, the State's prison system has been a revolving door for lower-level offenders and parole violators who are released within months—often before they are even transferred out of a reception center. Cycling these offenders through state prisons wastes money, aggravates crowded conditions, thwarts rehabilitation, and impedes local law enforcement supervision.

Under this bill, the State will continue to incarcerate offenders who commit serious, violent, or sexual crimes; but counties will supervise, imprison, and rehabilitate lower-level offenders.

By its terms, Assembly Bill 109 will *not go into effect* until the creation of a community corrections grant program and an appropriation of funding.

I will not sign any legislation that would seek to implement this measure without the necessary funding. In this regard, I intend to work closely with, and consult, police chiefs, sheriffs, chief probation officers, district attorneys and representatives of the counties and courts to ensure that any funding bill which makes Assembly Bill 109 operative is sufficient to protect public safety.

Regrettably, the measure that would provide stable and constitutionally protected funding for public safety has not yet passed the Legislature. In the coming weeks, and for as long as it takes, I will vigorously pursue my plan to balance the State's budget and prevent reductions to public safety through a constitutional guarantee. I will also continue to partner with counties and law enforcement on this important effort.

Sincerely,

EDMUND G. BROWN JR.

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

ASSEMBLY BILL NO. 413—An act to add and repeal Section 4001 of the Elections Code, relating to elections.

Bill read second time; amendments proposed by the Committee on Elections and Redistricting read and adopted; bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 604—An act to amend Sections 121349, 121349.1, 121349.2, and 121349.3 of the Health and Safety Code, relating to public health.

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. 193—An act to add Section 12287.5 to the Elections Code, relating to elections.

Bill read second time; amendments proposed by the Committee on Elections and Redistricting read and adopted; bill ordered reprinted and to be re-referred to the Committee on Appropriations.

ASSEMBLY BILL NO. 477—An act to add Section 3103.7 to the Elections Code, relating to elections.

Bill read second time; amendments proposed by the Committee on Elections and Redistricting read and adopted; bill ordered reprinted and to be re-referred to the Committee on Appropriations.

ASSEMBLY BILL NO. 651—An act to add Sections 101.5 and 9023 to the Elections Code, relating to elections.

Bill read second time; amendments proposed by the Committee on Elections and Redistricting read and adopted; bill ordered reprinted and to be re-referred to the Committee on Appropriations.

ASSEMBLY BILL NO. 804—An act to amend Sections 2708, 3300, 3301, 3302, and 3303 of the Unemployment Insurance Code, relating to unemployment insurance, and making an appropriation therefor.

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

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 7 a.m., Wednesday, April 6, 2011.

JOHN A. PÉREZ, Speaker

AMY LEACH, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON APRIL 5, 2011**

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

AB RN

3	1114686
33	1115008
60	1114778
193	1114801
384	1115149
413	1114799
461	1114948
477	1114808
481	1115017
491	1114579
515	1115024
539	1115082
604	1114898
651	1114807
675	1114246
775	1114920
804	1114870
1071	1114910
1121	1115044

ACR RN

34	1114933
----	---------

AJR RN

4	1112562
---	---------

Daily Total:	21
Cumulative Total:	625