

CALIFORNIA LEGISLATURE
2011–12 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, May 2, 2011

SIXTY-SIXTH SESSION DAY

ONE HUNDRED FORTY-EIGHTH 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
Monday, May 2, 2011

The Assembly met at 10 a.m.

Hon. Fiona Ma, 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.

Quorum Call of the Assembly

Assembly Member Allen moved a quorum call of the Assembly.

Motion carried. Time, 10 a.m.

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

At 10:01 a.m., Speaker John A. Pérez, 46th District, presiding

Quorum Present

At 10:11 a.m., Speaker Pérez declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—76:

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

PRAYER AND PLEDGE OF ALLEGIANCE DEFERRED

Speaker Pérez was granted unanimous consent to defer the prayer and the pledge of allegiance to the Flag until today's Holocaust Remembrance Ceremony.

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 Allen, seconded by Assembly Member Hagman.

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 Member Calderon.

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

Because of illness: Assembly Member Mendoza.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanation of absence was ordered printed in the Journal:

May 2, 2011

*The Honorable John A. Pérez
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Speaker Pérez: I respectfully request to be excused from Legislative Session today, Monday, May 2, 2011, due to legislative business. Thank you for your consideration of this request.

Sincerely,

CHARLES M. CALDERON, Assembly Member
Fifty-eighth District

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

April 26, 2011

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

RE: Appointment of David Seidel to California Task Force on Science, Technology, Engineering and Mathematics Education

Dear Mr. Wilson: Please be advised I have appointed Mr. David Seidel to the California Task Force on Science, Technology, Engineering and Mathematics Education. This is a pleasure appointment starting April 26, 2011.

Sincerely,

JOHN A. PÉREZ
Speaker of the Assembly

April 26, 2011

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

RE: Appointment of Agustin Jaime Cuello to California Task Force on Science, Technology, Engineering and Mathematics Education

Dear Mr. Wilson: Please be advised I have appointed Mr. Agustin Jaime Cuello to the California Task Force on Science, Technology, Engineering and Mathematics Education. This is a pleasure appointment starting April 26, 2011.

Sincerely,

JOHN A. PÉREZ
Speaker of the Assembly

April 26, 2011

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

RE: Appointment of Jennifer Handzlik to Criminal and Traffic-Related Court-Ordered Debts Task Force

Dear Mr. Wilson: Please be advised I have appointed Ms. Jennifer Handzlik to the Criminal and Traffic-Related Court-Ordered Debts Task Force. This is a pleasure appointment starting April 26, 2011.

Sincerely,

JOHN A. PÉREZ
Speaker of the Assembly

April 26, 2011

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

RE: Appointment of Wayne Kino to Smog Check Inspection and Maintenance Review Committee

Dear Mr. Wilson: Please be advised I have appointed Mr. Wayne Kino to the Smog Check Inspection and Maintenance Review Committee. This is a term appointment starting April 26, 2011 and the expiration date is August 21, 2013.

Sincerely,

JOHN A. PÉREZ
Speaker of the Assembly

April 27, 2011

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

RE: Appointment of Malik Looper to San Francisco Bay
Conservation and Development Commission

Dear Mr. Wilson: Please be advised I have appointed Mr. Malik Looper to the San Francisco Bay Conservation and Development Commission. This is a pleasure appointment starting April 27, 2011. Mr. Looper will serve as an alternate for Assemblymember Tom Ammiano.

Sincerely,

JOHN A. PÉREZ
Speaker of the Assembly

April 28, 2011

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

RE: Appointment of Joan Buchanan to Sacramento-San Joaquin
Delta Protection Commission

Dear Mr. Wilson: Please be advised I have appointed Assemblymember Joan Buchanan to the Sacramento-San Joaquin Delta Protection Commission. This is a term appointment starting April 29, 2011 and the expiration date is April 29, 2013.

Sincerely,

JOHN A. PÉREZ
Speaker of the Assembly

SPECIAL COMMITTEE MEETINGS

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

Aging and Long-Term Care, on Tuesday, May 17, 2011, at 2 p.m., in Room 127.

Governmental Organization, on Wednesday, May 11, 2011, at 2:30 p.m., in Room 4202.

Natural Resources, on Thursday, May 5, 2011, upon adjournment of Floor Session, in Room 126.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, May 2, 2011

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

- | | |
|-----------------------|-----------------------|
| Assembly Bill No. 62 | Assembly Bill No. 670 |
| Assembly Bill No. 181 | Assembly Bill No. 693 |
| Assembly Bill No. 358 | Assembly Bill No. 724 |
| Assembly Bill No. 412 | Assembly Bill No. 795 |
| Assembly Bill No. 419 | Assembly Bill No. 823 |
| Assembly Bill No. 493 | Assembly Bill No. 864 |
| Assembly Bill No. 615 | Assembly Bill No. 899 |
| Assembly Bill No. 661 | Assembly Bill No. 935 |

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, May 2, 2011

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

- | | |
|------------------------|------------------------|
| Assembly Bill No. 966 | Assembly Bill No. 1110 |
| Assembly Bill No. 1009 | Assembly Bill No. 1114 |
| Assembly Bill No. 1015 | Assembly Bill No. 1125 |
| Assembly Bill No. 1024 | Assembly Bill No. 1150 |
| Assembly Bill No. 1027 | Assembly Bill No. 1152 |
| Assembly Bill No. 1055 | Assembly Bill No. 1180 |
| Assembly Bill No. 1060 | Assembly Bill No. 1215 |
| Assembly Bill No. 1077 | Assembly Bill No. 1272 |

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, May 2, 2011

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

- Assembly Bill No. 1319

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bills were referred to committee:

Assembly Concurrent

<i>Resolution No.</i>	<i>Committee</i>
52 -----	Rls.
53 -----	Health

Senate

<i>Bill No.</i>	<i>Committee</i>
24 -----	Jud.
28 -----	Trans.
38 -----	Health
39 -----	G.O.
88 -----	E. & R.
105 -----	Health and Jud.
154 -----	Jud.
183 -----	E. & R.
203 -----	P.E.,R. & S.S.
205 -----	E. & R.
206 -----	Appr.
341 -----	Trans.
373 -----	P.E.,R. & S.S.

419	-----	E.S. & T.M.
445	-----	G.O.
578	-----	Ed.
637	-----	P.E., R. & S.S.
774	-----	Higher Ed.
792	-----	Nat. Res.

Senate Concurrent

<i>Resolution No.</i>		<i>Committee</i>
15	-----	Rls.
38	-----	Rls.

Senate Joint

<i>Resolution No.</i>		<i>Committee</i>
5	-----	Rls.

REPORTS

The following letter of transmittal was presented by the Chief Clerk and ordered printed in the Journal:

California State Auditor

2011-122
April 28, 2011

*The Honorable Speaker of the Assembly
The Honorable Members of the Assembly
of the Legislature of California
State Capitol, Room 3196
Sacramento, California*

Members of the Assembly: As requested by the Joint Legislative Audit Committee, the California State Auditor presents this audit report concerning the performance, management, efficiency, and budget of the California Department of Transportation’s (Caltrans) Capital Outlay Support Program (support program).

This report concludes that, despite a stated goal to reduce overruns in its support project budgets, Caltrans has performed little analysis to determine the frequency or magnitude of support cost budget overruns. Our review of projects that completed construction in fiscal years 2007–08 through 2009–10 indicates that 62 percent of the projects had support costs that exceeded their respective budgets. These overruns totaled more than \$305 million of the \$1.4 billion in total support cost expenditures for the projects that completed construction during these fiscal years. Our analysis found that the primary cause for support cost overruns was an increase in the hourly rate for support costs. For example, one project was approximately 14,600 hours under budget but exceeded its budgeted dollar amount by nearly \$6.8 million, representing a support cost overrun of 83 percent. The changes in the hourly rate for support costs were due, in part, to salary increases of more than 40 percent during fiscal years 2005–06 through 2008–09 for certain Caltrans employees, including engineers. We also found that project managers for 12 of the 40 projects we reviewed monitored their budgets based primarily on the hours charged and not dollars spent. If project managers do not pay attention to costs, escalations in the rate

paid per hour could cause a support cost overrun, even if the project remains under its budgeted hours. Further, project managers for 10 of the 40 projects we reviewed did not use a detailed approach to develop a support budget when the project was ready for construction.

Moreover, although Caltrans has established a goal of reducing support costs to represent a ratio of 32 percent of the total capital costs (support-to-capital ratio), according to our assessment Caltrans generally did not meet its goal for fiscal years 2007–08 through 2009–10. In addition, Caltrans has failed historically to use a consistent method to calculate this ratio over time, thus decreasing the value of the ratio for assessing Caltrans' performance in managing the support program. Furthermore, the support-to-capital ratio has limitations and could be defined more precisely to better measure efficiency, given that support costs can vary greatly depending on a project's size and type.

We also noted that Caltrans' time-reporting system lacks strong internal controls, and better project monitoring and consistent use of performance metrics, such as earned value metrics, could help it minimize support cost overruns. Further, although Caltrans recently sought to hire consultants rather than permanent employees to address a temporary increase in workload, it was not successful in doing so because requests for consultants have historically been revised during the legislative budget process to align with a staffing ratio of 10 percent consultants to 90 percent state staff.

Respectfully submitted,

ELAINE M. HOWLE, CPA
State Auditor

Above report referred to the Committee on Transportation.

The following reports were presented by the Chief Clerk:

**Annual Report
(Pursuant to Government Code Section 12930(k))**

Above transmitted report, together with letter of transmittal from Phyllis W. Cheng, Director, Department of Fair Employment and Housing, dated September 22, 2010, stating availability of report at <http://www.dfeh.ca.gov/DFEH/default/>, referred by the Speaker to the Committee on Labor and Employment.

**Concerning the School Employees Fund
(Pursuant to Unemployment Insurance Code Section 832)**

Above transmitted report, together with letter of transmittal from Pam Harris, Chief Deputy Director, Employment Development Department, dated September 23, 2010, referred by the Speaker to the Committee on Labor and Employment.

**2010 Quarterly Report, Second Quarter
(Pursuant to Health & Safety Code Section 25178.1)**

Above transmitted report, together with letter of transmittal from Ramon J. Hirsig, Executive Director, Board of Equalization, dated August 16, 2010, referred by the Speaker to the Committee on Environmental Safety and Toxic Materials / Revenue and Taxation.

**Project Initiation Document Strategic Plan
(Pursuant to Budget Act of 2009)**

Above transmitted report, together with letter of transmittal from Cindy McKim, Chief Deputy Director, Department of Transportation, dated August 31, 2010, referred by the Speaker to the Committee on Transportation.

**2009–10 Annual Report Regarding Fiscal Solvency (ED 1240[e]),
AB 2756 Annual Report on Vallejo City Unified School District
(Pursuant to Budget Act of 2009)**

Above transmitted report, together with letter of transmittal from Dee Alarcon, Solano County Superintendent of Schools, Solano County Office of Education, dated August 16, 2010, referred by the Speaker to the Committee on Education.

**Local Workforce Investment Board Training Expenditures
(Pursuant to Unemployment Insurance Code Section 9600.5)**

Above transmitted report, together with letter of transmittal from Pam Harris, Chief Deputy Director, Employment Development Department, dated August 11, 2010, referred by the Speaker to the Committee on Labor and Employment.

**Contractor's Complaint Report, 2009
(Pursuant to Public Contract Code 10262.5)**

Above transmitted report, together with letter of transmittal from Ronald Diedrich, Acting Director, Department of General Services, dated August 19, 2010, referred by the Speaker to the Committee on Business and Professions.

**Federal Deferral Letter
(Pursuant to Senate Bill 77, Chapter 38, Statutes of 2005, Section 8.53)**

Above transmitted report, together with letter of transmittal from Carol Gallegos, Acting Deputy Director, Department of Health Care Services, dated August 18, 2010, referred by the Speaker to the Committee on Health.

**Reports, Recommendations, and Studies 2008–2009
(Pursuant to Senate Bill 77, Chapter 38, Statutes of 2005, Section 8.53)**

Above transmitted report, together with letter of transmittal from Brian Hebert, Executive Secretary, California Law Revision Commission, dated August 19, 2010, referred by the Speaker to the Committee on Judiciary.

**Renewables Portfolio Standard, Progress of State's Investor-Owned Utilities
(Pursuant to Item 8660-001-0462, Supplemental Report, Budget Act of 2006)**

Above transmitted report, together with letter of transmittal from Paul Clanon, Executive Director, Public Utilities Commission, dated September 16, 2010, referred by the Speaker to the Committee on Utilities and Commerce.

**Annual Report
(Pursuant to Public Resources Code 75125(e))**

Above transmitted report, together with letter of transmittal from Heather Fargo, Executive Policy Officer, Strategic Growth Council, dated September 3, 2010, referred by the Speaker to the Committee on Local Government.

**Executive Compensation Policies and Practices, 2009
(Pursuant to Item 6440-001-0001, Provision 13, Budget Act 2009)**

Above transmitted report, together with letter of transmittal from Mark G. Yudof, President, University of California, dated September 13, 2010, referred by the Speaker to the Committee on Higher Education.

**Small Business Utilization FY 2008–09
(Pursuant to Public Contract Code Section 10500.5)**

Above transmitted report, together with letter of transmittal from Mark G. Yudof, President, University of California, dated September 23, 2010, referred by the Speaker to the Committee on Higher Education.

**Utility Supplier Diversity, 2009
(Pursuant to Public Utilities Code Section 8283(e))**

Above transmitted report, together with letter of transmittal from Paul Clanon, Executive Director, Public Utilities Commission, dated September 1, 2010, referred by the Speaker to the Committee on Utilities and Commerce.

**Assessment of the Efficacy, Availability and Environmental Impacts
of Ballast Water Treatment Systems for Use in California Waters, 2010
(Pursuant to Public Resource Code Section 71205.3)**

Above transmitted report, together with letter of transmittal from Paul D. Thayer, Executive Officer, California State Lands Commission, dated September 1, 2010, referred by the Speaker to the Committee on Water, Parks and Wildlife.

**Coordinated Water Measurement Database Report and Feasibility Study
(Pursuant to Chapter 675, Statutes of 2007)**

Above transmitted report, together with letter of transmittal from Thomas Howard, Executive Director, State Water Resources Control Board, dated August 25, 2010, referred by the Speaker to the Committee on Water, Parks and Wildlife.

**Replacement of Underground Storage Tanks Program, 2009 Annual Report
(Pursuant to Health and Safety Code Section 2599.112)**

Above transmitted report, together with letter of transmittal from Thomas Howard, Executive Director, State Water Resources Control Board, dated August 16, 2010, referred by the Speaker to the Committee on Water, Parks and Wildlife.

**State Employers' Industrial Disability Cost Report, FY 2008–09
(Pursuant to Government Code Section 20238)**

Above transmitted report, together with letter of transmittal from Rob Feckner, President, California Public Employees' Retirement System, dated August 12, 2010, referred by the Speaker to the Committee on Public Employees, Retirement and Social Security.

**Juvenile Justice in California, 2009
(Pursuant to Penal Code Sections 13010(g) and 13012(d))**

Above transmitted report, together with letter of transmittal from Sue Johnsrud, Director, Division of Administrative Support, Department of Justice, dated August 6, 2010, referred by the Speaker to the Committee on Public Safety.

**Organized Crime in California, 2009
(Pursuant to Government Code Section 15028)**

Above transmitted report, together with letter of transmittal from Sue Johnsrud, Director, Division of Administrative Support, Department of Justice, dated September 15, 2010, referred by the Speaker to the Committee on Public Safety.

**Costs to Distributors of Applying Cigarette Tax Stamps
(Pursuant to Revenue and Taxation Code Section 30166.1)**

Above transmitted report, together with letter of transmittal from Ramon J. Hirsig, Executive Director, Board of Equalization, dated July 28, 2010, referred by the Speaker to the Committee on Revenue and Taxation.

**Financial Statements Ending June 30, 2010
(Pursuant to Revenue and Taxation Code Section 30166.1)**

Above transmitted report, together with letter of transmittal from Zeny Marie Agullana, Executive Director, ScholarShare Investment Board, dated October 21, 2010, referred by the Speaker to the Committee on Higher Education.

State and Schools Actuarial Valuation as of June 30, 2009

Above transmitted report, together with letter of transmittal from Alan Milligan, Chief Actuary, California Public Employees' Retirement System, dated October 14, 2010, referred by the Speaker to the Committee on Public Employees, Retirement and Social Security.

**Dental Board Sunset Review
(Pursuant to Business and Professions Code Section 473.2)**

Above transmitted report, together with letter of transmittal from Richard E. DeCuir, Executive Officer, Department of Consumer Affairs, dated October 1, 2010, referred by the Speaker to the Committee on Business and Professions.

**Local Educational Agency Medi-Cal Billing Option Program
(Pursuant to Welfare and Institutions Code Section 114115.8(f))**

Above transmitted report, together with letter of transmittal from Carol Gallegos, Acting Deputy Director, Department of Health Care Services, dated September 30, 2010, referred by the Speaker to the Committee on Health.

**Identified Project Savings from
Higher Education Capital Outlay Bond Funds (HECOBF)
(Pursuant to Chapter 1, Section 6610-401, Budget Act of 2009)**

Above transmitted report, together with letter of transmittal from Benjamin F. Quillian, Executive Vice Chancellor and Chief Financial Officer, California State University, dated September 24, 2010, referred by the Speaker to the Committee on Higher Education.

**Affordability of Basic Telephone Service
(Pursuant to Public Utilities Code Sections 739.3 and 275.6
(Senate Bill 780, Chapter 342, Sections 3 and 2, Statutes of 2008))**

Above transmitted report, together with letter of transmittal from Paul Clanon, Executive Director, Public Utilities Commission, dated September 30, 2010, referred by the Speaker to the Committee on Utilities and Commerce.

**UC Davis Sacramento Campus 2010 Draft Long Range
Development Plan (LRDP) and Draft Environmental Impact
Statement/Environmental Impact Report (EIS/EIR)
(Pursuant to Education Code Section 67504)**

Above transmitted report, together with letter of transmittal from Mark G. Yudof, President, University of California, dated October 5, 2010, referred by the Speaker to the Committee on Higher Education.

**Status of Implementation of California Water Code Section 83002(b)(3)(C)
(Pursuant to California Water Code Section 83002,
Assembly Bill 626, Chapter 367, Statutes of 2009)**

Above transmitted report, together with letter of transmittal from Mark W. Cowin, Director, Department of Water Resources, dated October 7, 2010, referred by the Speaker to the Committee on Water, Parks and Wildlife.

**Efforts to Transfer Foreign-Born Inmates to their Countries of Origin,
Quarterly Report, Second Quarter, 2010 and Third Quarter, 2010
(Pursuant to Penal Code Section 2912(b)(1))**

Above transmitted report, together with letter of transmittal from Martin Hoshino, Executive Officer, Board of Parole Hearings, dated October 1, 2010, referred by the Speaker to the Committee on Public Safety.

**Motor Vehicle Theft Prevention Act, Annual Report, 2009–10
(Pursuant to Senate Bill 1743)**

Above transmitted report, together with letter of transmittal from J. A. Farrow, Commissioner, California Highway Patrol, dated October 18, 2010, referred by the Speaker to the Committee on Transportation.

**Special Interest License Plate Program
(Pursuant to Vehicle Code Section 5060(h)(1))**

Above transmitted report, together with letter of transmittal from George Valverde, Director, Department of Motor Vehicles, dated September 29, 2010, referred by the Speaker to the Committee on Transportation.

**Police Pursuits
(Pursuant to Senate Bill 719, Chapter 485, Statutes of 2005)**

Above transmitted report, together with letter of transmittal from J. A. Farrow, Commissioner, California Highway Patrol, dated September 30, 2010, referred by the Speaker to the Committee on Transportation.

**REAL ID Act, Quarterly Report, First Quarter, 2010
(Pursuant to Supplemental Report, Budget Act of 2007)**

Above transmitted report, together with letter of transmittal from George Valverde, Director, Department of Motor Vehicles, dated September 29, 2010, referred by the Speaker to the Committee on Transportation.

**Surplus Real Property, Annual Report, 2010
(Pursuant to Supplemental Report, Budget Act of 2007)**

Above transmitted report, together with letter of transmittal from Ronald Diedrich, Acting Director, Department of General Services, dated September 29, 2010, referred by the Speaker to the Committee on Business and Professions.

**Quarterly Performance Analysis, Second, Third, and
Fourth Quarters, 2009 and First Quarter, 2010
(Pursuant to Government Code Section 20235, Chapter 379, Statutes of 1995)**

Above transmitted report, together with letter of transmittal from Danny Brown, Chief, California Public Employees' Retirement System, dated June 30, 2010, referred by the Speaker to the Committee on Public Employees, Retirement and Social Security.

**Health Premium Increases
(Pursuant to Item 1900-015-0822(2), Chapter 1, Section 121,
Provisional Language of Budget Act of 2010)**

Above transmitted report, together with letter of transmittal from Anne Stausboll, Chief Executive Officer, California Public Employees' Retirement System, dated October 6, 2010, referred by the Speaker to the Committee on Public Employees, Retirement and Social Security.

**Purchase of Goods and Services Through the Department
of General Services and Contracts Awarded by the Lottery
Over \$100,000.00, FY 2009-10
(Pursuant to Item 1900-015-0822(2), Chapter 1, Section 121,
Provisional Language of Budget Act of 2010)**

Above transmitted report, together with letter of transmittal from Joan M. Borucki, Director, California Lottery Commission, dated September 29, 2010, referred by the Speaker to the Committee on Governmental Organization.

**Capital Outlay Projects, Quarterly Report, Second Quarter, 2010
(Pursuant to Penal Code Section 7003.5)**

Above transmitted report, together with letter of transmittal from Deborah Hysen, Chief Deputy Secretary, Department of Corrections and Rehabilitation, dated September 29, 2010, referred by the Speaker to the Committee on Public Safety.

**Allocations From the Appropriations Contained in AB 900,
Quarterly Report, Third Quarter, 2010
(Pursuant to Government Code Section 15819.40(d)(4)
and Penal Code Section 7050(b))**

Above transmitted report, together with letter of transmittal from Deborah Hysen, Chief Deputy Secretary, Department of Corrections and Rehabilitation, dated October 11, 2010, referred by the Speaker to the Committee on Public Safety.

**Evaluation of Senate Bill 962 Pilot Project, Final Report
(Pursuant to Welfare and Institutions Code Section 4684.74(b))**

Above transmitted report, together with letter of transmittal from Terri Deldadillo, Director, Department of Developmental Services, dated October 4, 2010, referred by the Speaker to the Committee on Health.

**Crisis Intervention for Persons with Developmental Disabilities
(Pursuant to Senate Bill 1038, Chapter 1043, Statutes of 1998)**

Above transmitted report, together with letter of transmittal from Terri Deldadillo, Director, Department of Developmental Services, dated October 12, 2010, referred by the Speaker to the Committee on Health.

**Plan to Provide Transitional Staffing and Expertise
to the Citizens Redistricting Commission
(Pursuant to Budget Act of 2010)**

Above transmitted report, together with letter of transmittal from Debra Bowen, Secretary of State, dated October 14, 2010, referred by the Speaker to the Committee on Elections and Redistricting.

**Annual Report of the Insurance Commissioner, 2009
(Pursuant to Insurance Code Section 12922)**

Above transmitted report, together with letter of transmittal from Steve Poizner, Insurance Commissioner, Department of Insurance, dated July 30, 2010, referred by the Speaker to the Committee on Insurance.

**Presidio Parkway Project Public-Private Partnership Agreement
(Pursuant to Streets and Highway Code Section 143)**

Above transmitted report, together with letter of transmittal from Kome Ajise, P3 Program Manager, Department of Transportation, dated October 22, 2010, referred by the Speaker to the Committee on Transportation.

**Annual Report, 2009–10
(Pursuant to Government Code Section 3541.3(f))**

Above transmitted report, together with letter of transmittal from Alice Dowdin Calvillo, Chair, Public Employment Relations Board, dated October 12, 2010, referred by the Speaker to the Committee on Labor and Employment.

Supplemental Report of the 2010–11 Budget Package

Above transmitted report, together with letter of transmittal from Mac Taylor, Legislative Analyst, Legislative Analyst's Office, dated October 1, 2010, referred by the Speaker to the Committee on Budget.

Real Estate Fraud Prosecution Trust Fund Program

Above transmitted report, together with letter of transmittal from Mac Taylor, Legislative Analyst, Legislative Analyst's Office, dated December 20, 2010, referred by the Speaker to the Committee on Business and Professions.

**Annual Census of Employees in the State Civil Service, FY 2009–10
(Pursuant to Government Code Sections 19237, 19402, 19405,
19792(h)(1), 19792.5(a)(b) and 19793)**

Above transmitted report, together with letter of transmittal from Suzanne M. Ambrose, Executive Officer, State Personnel Board, dated November 19, 2010, referred by the Speaker to the Committee on Business and Professions.

**State General Obligation Bond Measure for the School Facility Program
(Pursuant to Government Code Section 16724.4)**

Above transmitted report, together with letter of transmittal from Ronald Diedrich, Acting Director, Department of General Services, dated November 19, 2010, referred by the Speaker to the Committee on Business and Professions.

**Recommendations and Progress for Implementing Energy Efficiency
Measures in State Facilities
(Pursuant to Business and Professions Code Section 806)**

Above transmitted report, together with letter of transmittal from Robert Kahane, J.D., Executive Officer, Department of Consumer Affairs, dated December 3, 2010, referred by the Speaker to the Committee on Business and Professions.

**Judgments or Settlements in Excess of Three Thousand Dollars
(Pursuant to Business and Professions Code, Division 2, Chapter 1,
Article 11, Section 800)**

Above transmitted report, together with letter of transmittal from Teresa Bello-Jones, J.D., M.S.N., R.N., Executive Officer, Department of Consumer Affairs, dated December 8, 2010, referred by the Speaker to the Committee on Business and Professions.

**Air Resources Board Expenditure of Non-vehicular Source Fees,
Annual Report FY 2008–2009
(Pursuant to Health and Safety Code Section 39612(g))**

Above transmitted report, together with letter of transmittal from Mary D. Nichols, Chair, Air Resources Board, dated December 13, 2010, referred by the Speaker to the Committee on Environmental Safety and Toxic Materials.

**CalCAP Annual Report for 2009
(Pursuant to Health and Safety Code Section 44559.6)**

Above transmitted report, together with letter of transmittal from Michael Paparian, Executive Director, California Pollution Control Financing Authority, dated December 20, 2010, referred by the Speaker to the Committee on Environmental Safety and Toxic Materials.

**Financial Statements, Quarterly Report, Third Quarter
(Pursuant to Government Code Section 8880.22)**

Above transmitted report, together with letter of transmittal from Joan M. Borucki, Director, California Lottery Commission, dated December 14, 2010, referred by the Speaker to the Committee on Governmental Organization.

**Financial Statements With Independent Auditor's Report, June 30, 2010
(Pursuant to Government Code Section 8880.22)**

Above transmitted report, together with letter of transmittal from Joan M. Borucki, Director, California Lottery Commission, dated October 28, 2010, referred by the Speaker to the Committee on Governmental Organization.

**Implementation of the California Environmental
Contaminant Biomonitoring Program
(Pursuant to Health and Safety Code Section 105459(a))**

Above transmitted report, together with letter of transmittal from Monica Wagoner, Deputy Director, Legislative and Governmental Affairs, Department of Public Health, dated December 7, 2010, referred by the Speaker to the Committee on Health.

**Federal Deferral Letter
(Pursuant to Senate Bill 77, Chapter 38, Statutes of 2005, Section 8.53)**

Above transmitted report, together with letter of transmittal from Carol Gallegos, Acting Deputy Director, Department of Health Care Services, dated November 10, 2010, referred by the Speaker to the Committee on Health.

**Student Financial Aid Programs
(Pursuant to Assembly Bill 1, Fourth Extraordinary Session)**

Above transmitted report, together with letter of transmittal from Sandy Jacobson, Legislative Analyst, Office of California Community Colleges Chancellor's Office, dated October 25, 2010, referred by the Speaker to the Committee on Higher Education.

**Five-Year Capital Outlay Plan and November 2010 Space Utilization Report
(Pursuant to Education Code Sections 67501 and 67503)**

Above transmitted report, together with letter of transmittal from Frederick E. Harris, Assistant Vice Chancellor, Office of California Community Colleges Chancellor's Office, dated October 26, 2010, referred by the Speaker to the Committee on Higher Education.

**Mortgage Loan Insurance Fund
(Pursuant to Health and Safety Code Section 51622)**

Above transmitted report, together with letter of transmittal from L. Steven Spears, Executive Director, California Housing Finance Agency, dated November 1, 2010, referred by the Speaker to the Committee on Housing and Community Development.

**Annual Report 2009–2010
(Pursuant to Health and Safety Code Section 51005,
Zenovich-Moscone-Chacon Housing and Home Finance Act of 1975)**

Above transmitted report, together with letter of transmittal from L. Steven Spears, Executive Director, California Housing Finance Agency, dated November 1, 2010, referred by the Speaker to the Committee on Housing and Community Development.

**Biennial Report on the Major Activities of the Attorney General's Office
(Pursuant to Government Code Section 12522)**

Above transmitted report, together with letter of transmittal from Edmund G. Brown Jr., Attorney General, Office of the Attorney General, dated September 15, 2010, referred by the Speaker to the Committee on Judiciary.

**Emergency Medical Services Fund (EMS)
(Pursuant to Health and Safety Code Section 1797.98a) from:**

Lake County, Denise A. Pomeroy, Health Services Administrative Manager, dated August 23, 2010;

Fresno County, Edward L. Moreno, MD, MPH, Director-Health Officer, dated October 1, 2010.

Referred by the Speaker to the Committee on Health.

SPEAKER PERMITTED TO ADDRESS THE BODY

Without objection, Speaker Pérez addressed the Body relative to the announcement by President Barack Obama that the organizer of the September 11, 2001 terrorist attacks on the United States of America, Osama Bin Laden, had been killed.

MOMENT OF SILENCE OBSERVED

Speaker Pérez was joined by the Members of the Assembly in observing a moment of silence to honor the memory of the men, women, and children killed in the September 11, 2001 terrorist attacks.

ASSEMBLY RULE 118 SUSPENDED—PRIVILEGES OF THE FLOOR

Assembly Members Block and Lowenthal were granted unanimous consent that Assembly Rule 118 be suspended granting the privileges of the Floor and permitting guests in the Assembly Chamber and at the Rostrum for the special ceremony today in observance of Yom Hashoah, Holocaust Remembrance Week.

**BILLS WITHDRAWN FROM COMMITTEE AND PLACED ON FILE
PURSUANT TO ASSEMBLY RULE 96(b)**

Assembly Member Allen was granted unanimous consent that Assembly Bill No. 835 be withdrawn from the Committee on Appropriations and placed on the second reading file pursuant to Assembly Rule 96(b).

**REQUEST FOR UNANIMOUS CONSENT TO SUSPEND
ASSEMBLY RULE 56 AND JOINT RULE 62(a)**

Assembly Member Allen requested unanimous consent that Assembly Rule 56 and Joint Rule 62(a) be suspended to permit the Committee on Higher Education to notice hearing of Assembly Bill No. 795, on Thursday, May 5, 2011, upon adjournment of Floor Session, pending re-referral to the committee.

Assembly Member Hagman withheld unanimous consent.

Motion to Suspend Assembly Rule 56 and Joint Rule 62(a)

Assembly Member Allen moved that Assembly Rule 56 and Joint Rule 62(a) be suspended to permit the Committee on Higher Education to notice hearing of Assembly Bill No. 795, on Thursday, May 5, 2011, upon adjournment of Floor Session, pending re-referral to the committee.

Assembly Member Gatto seconded the motion.

Motion to suspend Assembly Rule 56 and Joint Rule 62(a) carried by the following vote:

AYES—46

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

NOES—23

Achadjian	Garrick	Logue	Olsen
Berryhill	Grove	Mansoor	Silva
Conway	Hagman	Miller	Smyth
Cook	Halderman	Morrell	Valadao
Donnelly	Jeffries	Nestande	Wagner
Fletcher	Knight	Nielsen	

**REQUEST FOR UNANIMOUS CONSENT TO SUSPEND
JOINT RULE 62(a)**

Assembly Member Allen requested unanimous consent that Joint Rule 62(a) be suspended to permit the Committee on Public Employees, Retirement and Social Security to hear Assembly Bill No. 646, on Wednesday, May 4, 2011, at 9 a.m.

Assembly Member Hagman withheld unanimous consent.

Motion to Suspend Joint Rule 62(a)

Assembly Member Allen moved that Joint Rule 62(a) be suspended to permit the Committee on Public Employees, Retirement and Social Security to hear Assembly Bill No. 646, on Wednesday, May 4, 2011, at 9 a.m.

Assembly Member Gatto seconded the motion.

Motion to suspend Joint Rule 62(a) carried by the following vote:

AYES—46

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

NOES—25

Achadjian	Grove	Mansoor	Silva
Berryhill	Hagman	Miller	Smyth
Conway	Halderman	Morrell	Valadao
Cook	Jeffries	Nestande	Wagner
Donnelly	Jones	Nielsen	
Fletcher	Knight	Norby	
Garrick	Logue	Olsen	

ASSEMBLY RULE 118 SUSPENDED—PRIVILEGES OF THE FLOOR

Assembly Member Lara was granted unanimous consent that Assembly Rule 118 be suspended granting the privileges of the Floor to permit a guest to sit at his desk in the Assembly Chamber, whereupon he introduced his brother, Vinney Lara.

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

Pursuant to the Assembly Rules, the following Assembly bill was this day on the second reading file:

Assembly Bill No. 712, ordered to third reading.

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 146—An act to amend Section 39510 of the Health and Safety Code, relating to air pollution.

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

ASSEMBLY BILL NO. 230—An act to amend Section 76001 of the Education Code, relating to joint educational programs.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 23—An act to add Section 54952.3 to the Government Code, relating to local government.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 741—An act to add Section 5465 to the Health and Safety Code, relating to wastewater.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 834—An act to add Section 53069.86 to the Government Code, relating to local government.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 155—An act to amend Section 6203 of the Revenue and Taxation Code, relating to taxation.

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

ASSEMBLY BILL NO. 679—An act to amend Section 65584.07 of the Government Code, relating to land use.

Bill read second time; amendments proposed by the Committee on Housing and Community Development read and adopted; bill ordered reprinted and to be re-referred to the Committee on Local Government.

ASSEMBLY BILL NO. 849—An act to repeal Section 18941.7 of the Health and Safety Code, relating to water.

Bill read second time; amendments proposed by the Committee on Housing and Community Development read and adopted; bill ordered reprinted and to be re-referred to the Committee on Local Government.

ASSEMBLY BILL NO. 936—An act to add Article 4.4 (commencing with Section 33354.7) to Chapter 4 of Part 1 of Division 24 of the Health and Safety Code, relating to redevelopment.

Bill read second time; amendments proposed by the Committee on Housing and Community Development read and adopted; bill ordered reprinted and to be re-referred to the Committee on Local Government.

ASSEMBLY BILL NO. 542—An act to amend Section 65583.2 of the Government Code, relating to land use.

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

ASSEMBLY BILL NO. 1275—An act to amend Sections 33121.5 and 33125 of, and to add Section 33137 to, the Health and Safety Code, relating to redevelopment.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 74—An act to add Section 11000.10 to the Government Code, relating to public events.

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

ASSEMBLY BILL NO. 1408—An act to amend Section 16731 of the Government Code, relating to general obligation bonds.

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

ASSEMBLY BILL NO. 374—An act to add Chapter 5.8 (commencing with Section 2697.2) to Division 2 of, and to repeal Section 2697.8 of, the Business and Professions Code, relating to athletic trainers.

Bill read second time; amendments proposed by the Committee on Business, Professions and Consumer Protection read and adopted; bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 191— An act to validate the organization, boundaries, acts, proceedings, and bonds of public bodies, and to provide limitations of time in which actions may be commenced, and declaring the urgency thereof, to take effect immediately.

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

SENATE BILL NO. 192— An act to validate the organization, boundaries, acts, proceedings, and bonds of public bodies, and to provide limitations of time in which actions may be commenced, and declaring the urgency thereof, to take effect immediately.

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

SENATE BILL NO. 193— An act to validate the organization, boundaries, acts, proceedings, and bonds of public bodies, and to provide limitations of time in which actions may be commenced.

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

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, May 2, 2011

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 542

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered returned to second reading file.

Assembly Chamber, May 2, 2011

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 936

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

JOINT RULE 62(a) SUSPENDED

Assembly Member Allen was granted unanimous consent that Joint Rule 62(a) be suspended to permit the Committee on Local Government to hear Assembly Bill No. 936, on Wednesday, May 4, 2011, at 1:30 p.m.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS (RESUMED)

MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motion to reconsider the vote on Senate Bill No. 77 was continued until Thursday, May 5, 2011.

At 10:22 a.m., Speaker pro Tempore Fiona Ma, 12th District, presiding

THIRD READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 939 (V. Manuel Pérez)—An act to amend Sections 71100 and 71103.5 of, and to add Section 71103.6 to, the Public Resources Code, relating to the environment.

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

AYES—51

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

NOES—19

Achadjian	Grove	Knight	Norby
Berryhill	Hagman	Logue	Olsen
Conway	Halderman	Mansoor	Silva
Donnelly	Jeffries	Morrell	Wagner
Garrick	Jones	Nielsen	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 130 (Cedillo)—An act to add Section 66021.7 to the Education Code, relating to student financial aid.

Bill read third time.

Motion to Amend

Assembly Member Cedillo moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—48

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

NOES—26

Achadjian	Grove	Logue	Olsen
Berryhill	Hagman	Mansoor	Silva
Conway	Halderman	Miller	Smyth
Cook	Harkey	Morrell	Valadao
Donnelly	Jeffries	Nestande	Wagner
Fletcher	Jones	Nielsen	
Garrick	Knight	Norby	

Bill ordered reprinted, and ordered returned to the third reading file.

ASSEMBLY JOINT RESOLUTION NO. 10 (Brownley)—Relative to school-based health centers.

Resolution read.

**Members Made Coauthors of
Assembly Joint Resolution No. 10**

Assembly Member Brownley was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Assembly Joint Resolution No. 10.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Alejo, Allen, Ammiano, Atkins, Beall, Block, Blumenfield, Bonilla, Bradford, Buchanan, Butler, Campos, Carter, Cedillo, Chesbro, Davis, Dickinson, Eng, Feuer, Fletcher, Fong, Fuentes, Furutani, Gatto, Gordon, Hall, Hayashi, Hill, Huber, Hueso, Huffman, Lara, Bonnie Lowenthal, Ma, Monning, Pan, Perea, John A. Pérez, V. Manuel Pérez, Portantino, Skinner, Solorio, Swanson, Torres, Wieckowski, Williams, and Yamada.

Request for Unanimous Consent

Assembly Member Brownley was granted unanimous consent to take up Assembly Joint Resolution No. 10, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Joint Resolution No. 10, as Amended

ASSEMBLY JOINT RESOLUTION NO. 10—Relative to school-based health centers.

Resolution read, as amended, and adopted by the following vote:

AYES—48

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

NOES—23

Achadjian	Halderman	Mansoor	Olsen
Conway	Harkey	Miller	Silva
Cook	Jeffries	Morrell	Smyth
Donnelly	Jones	Nestande	Valadao
Garrick	Knight	Nielsen	Wagner
Grove	Logue	Norby	

Resolution ordered transmitted to the Senate.

ASSEMBLY BILL NO. 182 (Davis)—An act to amend and repeal Section 87500.1 of the Government Code, relating to the Political Reform Act of 1974.

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

AYES—74

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

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 587 (Gordon)—An act to amend Section 1720.4 of the Labor Code, relating to public works.

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

AYES—76

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

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 147 (Dickinson)—An act to add Section 66484.7 to the Government Code, relating to subdivisions.

Bill read third time.

Motion to Amend

Assembly Member Dickinson moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—48

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

NOES—26

Achadjian	Grove	Logue	Olsen
Berryhill	Hagman	Mansoor	Silva
Conway	Halderman	Miller	Smyth
Cook	Harkey	Morrell	Valadao
Donnelly	Jeffries	Nestande	Wagner
Fletcher	Jones	Nielsen	
Garrick	Knight	Norby	

Bill ordered reprinted, and ordered returned to the third reading file.

ASSEMBLY BILL NO. 561 (Gorell)—An act to add Section 7.8 to the Ventura County Watershed Protection Act (Chapter 44 of the Fourth Extraordinary Session of the Statutes of 1944), relating to the Ventura County Watershed Protection District.

Bill presented by Assembly Member Smyth.

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

AYES—73

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

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 64 (Jeffries)—An act to add Section 5080.30.1 to the Public Resources Code, relating to state parks.

Bill read third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Jeffries moved a call of the Assembly.

Motion carried. Time, 10:44 a.m.

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

ASSEMBLY RULE 56 AND JOINT RULE 62(a) SUSPENDED

Assembly Member Allen was granted unanimous consent that Assembly Rule 56 and Joint Rule 62(a) be suspended to permit the Committee on Accountability and Administrative Review to notice hearing of Assembly Bill No. 273, on Thursday, May 5, 2011, upon adjournment of Floor Session, pending re-referral to the committee.

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

ASSEMBLY BILL NO. 1085 (Davis)—An act to amend Section 46601 of the Education Code, relating to school attendance.

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

AYES—66

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

NOES—6

Donnelly	Miller	Olsen
Knight	Norby	Wagner

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 754 (Fletcher)—An act to add Section 202 to the Elections Code, relating to elective office.

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

AYES—74

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

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1388 (Wieckowski)—An act to amend Section 706.051 of the Code of Civil Procedure, relating to judgment debtors.

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

AYES—49

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

NOES—26

Achadjian	Grove	Logue	Olsen
Berryhill	Hagman	Mansoor	Silva
Conway	Halderman	Miller	Smyth
Cook	Harkey	Morrell	Valadao
Donnelly	Jeffries	Nestande	Wagner
Fletcher	Jones	Nielsen	
Garrick	Knight	Norby	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1388: Assembly Member Pan from “No” to “Not Voting”.

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 193 (Knight)—An act to add Section 12287.5 to the Elections Code, relating to elections.

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

AYES—73

Achadjian	Davis	Hernández	Olsen
Alejo	Dickinson	Hill	Pan
Allen	Donnelly	Huber	Perea
Atkins	Eng	Huffman	Pérez, V.M.
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	Miller	Wieckowski
Campos	Grove	Mitchell	Williams
Carter	Hagman	Monning	Yamada
Cedillo	Halderman	Morrell	Mr. Speaker
Chesbro	Hall	Nestande	
Conway	Harkey	Nielsen	
Cook	Hayashi	Norby	

NOES—1

Ammiano

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 193: Assembly Member Ammiano from “Aye” to “No”.

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1349 (Hill)—An act to amend Sections 7573, 7576, 7612, and 7613 of the Family Code, relating to paternity.

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

AYES—52

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

NOES—22

Achadjian	Grove	Miller	Silva
Berryhill	Harkey	Morrell	Smyth
Conway	Jones	Nestande	Valadao
Cook	Knight	Nielsen	Wagner
Donnelly	Logue	Norby	
Garrick	Mansoor	Olsen	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 275 (Solorio)—An act to amend Section 7027.5 of the Business and Professions Code, and to add Part 2.4 (commencing with Section 10570) to Division 6 of the Water Code, relating to water.

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

AYES—75

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

NOES—None

Bill ordered transmitted to the Senate.

At 10:59 a.m., Speaker John A. Pérez, 46th District, presiding

PRAYER

Upon invitation of Speaker Pérez, the following prayer was offered by Guest Chaplain Rabbi Richard Steinberg of Congregation Shir Ha-Ma'alot:

We pray . . .

Source of Blessing, On this day, we come to commemorate the memory of those lost to terror in the Holocaust and to celebrate those who survived to tell the story. On this day, ironically, some fourteen hours after justice has been achieved by the death of evil, we celebrate not only the value of justice, but the reality of it.

Source of Goodness, Plant within each of us eyes to see and ears to hear those who are in our presence and bear witness to life's depths and heights alike, so that we might recount their experiences to those who come after us.

O Source of Knowledge, Please continue to teach us that the Holocaust is not just Jewish history, that 9/11 is not just American history, but these events, these tragedies, are the world's history. The great theologian of the 20th Century, whose family died in the Holocaust, Rabbi Abraham Joshua Heschel, wrote, "Some are guilty, but all are responsible." So create in us an understanding that we are responsible to remember the past with vigilance and vigor so that justice will prevail for people everywhere.

Source of Life, We ask this day that You bless us with wisdom and understanding. Let us take the time to continue to transform the State of California into a state of acceptance, compassion and concern for each and every kind of person who lives among us. The Bible says, "Justice, Justice shall you pursue." As we hear today the stories of those who suffered the horrors of the Holocaust, let those words inspire us to bring justice to our homes, our districts, our state, our country and our world. Justice, Justice, shall we all pursue.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker Pérez, Assembly Member Miller then led the Assembly in the pledge of allegiance to the Flag.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY CONCURRENT RESOLUTION NO. 4 (Block)—Relative to California Holocaust Memorial Week.

The question being: Shall the Assembly concur in the Senate amendments to the above resolution?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—75

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

NOES—None

**Unanimous Consent Granted to Correct
Assembly Concurrent Resolution No. 4**

Speaker Pérez was granted unanimous consent to correct Assembly Concurrent Resolution No. 4 for the purpose of adding coauthors.

Resolution ordered enrolled.

At 11:27 a.m., Hon. Bonnie Lowenthal, 54th District, presiding

RECESS FOR HOLOCAUST MEMORIAL CEREMONY

By unanimous consent, at 11:28 a.m., Acting Speaker Lowenthal declared the Assembly recessed to permit the introduction of special guests in observance of Yom Hashoah, Holocaust Remembrance Week.

Introduction of Honored Guests

Acting Speaker Lowenthal directed the Reading Clerk to read the names of the following honored guests who are Holocaust survivors and World War II veterans: Frank Rothman, Paul Schwartzbart, Lillian Judd, Terry Press-Dawson, Lily Brenner, Lucille Heyman, Abe Mazliach, Isla Eden, Henry Ranek, Jack Illes, Marion Solovei, Aleksandr Lyubich, Miriam Mazliach, Sophie Hamburger, Lore Gilbert, Joe Rosenbaum, Saul Golan, James Sanders, Hilda Namm, Bill Kay, Inge Rosenthal, Gabriella Karin, Stanley Ostern, Margot Webb, Judie Panneton, Walter Monasch, Sonja Rosenwald, George Bishop, Guenthar Pinkus, Boris Silver, Mella Katznelson, Joe Alexander, Edith Frankie, Eleanor Hahn, Fred Page, Arthur Krul, Robyn Solovei, Mina Hersh, Mary Bauer, Ingrid Rubin, Katherine Gruen, Art Wells, Sigi Kornbluth, Dede Perlman, Isaac Nittenberg, Max Schindler, Cecilia Kornbluth, Paula Ross, Rita Wolle, Gary Kirschner, and Rose Schindler.

At 11:34 a.m., Hon. Marty Block, 78th District, presiding

Guest Speaker Introduced

Acting Speaker Block introduced Dr. Stephen Smith, Executive Director of the Shoah Foundation Institute at the University of Southern California, whereupon he addressed the assemblage.

Holocaust Memorial Project Video Presentation

Acting Speaker Block was granted unanimous consent that a video memorializing the experiences of Holocaust survivors be presented to the assemblage.

Introductions

Acting Speaker Block thanked the following individuals and organizations for their assistance and support of this ceremony:

The students who interviewed a Holocaust survivor this year; our family, friends and guests sitting in the Gallery; Speaker John A. Pérez; Lawrence Conlin, Jay Day, Steve Green, Albert Garcia, Chris Ward, Elizabeth Fuller, Ben Zeiger, and Lauren Robinson; our keynote speaker, Dr. Stephen Smith, Executive Director of the Shoah Foundation; Rabbi Richard Steinberg, Congregation Shir Ha-Ma'alot; Yaer Luria; the Albert Einstein Residence Center and the Jewish Federation of Silicon Valley; and my colleagues in the State Assembly for their support.

RECONVENED

At 11:55 a.m., the Assembly reconvened.

Hon. John A. Pérez, Speaker of the Assembly, presiding.

PRAYER

Upon invitation of Speaker Pérez, the following prayer was offered by Guest Chaplain Rabbi Richard Steinberg of Congregation Shir Ha-Ma'alot:

Mourner's Kaddish

Yit'gadal v'yit'kadash sh'mei raba (Amein.) b'al'ma di v'ra khir'utei v'yam'likh mal'khutei b'chayeikhon uv'yomeikhon uv'chayei d'khol beit yis'ra'eil ba'agala uviz'man kariv v'im'ru: (Amein. Y'hei sh'mei raba m'varakh l'alam ul'al'mei al'maya) Yit'barakh v'yish'tabach v'yit'pa'ar v'yit'romam v'yit'nasei v'yit'hadar v'yit'aleh v'yit'halal sh'mei d'kud'sha (B'rikh hu.) l'eila min kol bir'khata v'shirata toosh'b'chatah v'nechematah, da'ameeran b'al'mah, v'eemru: (Amein) Y'hei sh'lama raba min sh'maya v'chayim aleinu v'al kol yis'ra'eil v'im'ru (Amein) Oseh shalom bim'romav hu ya'aseh shalom aleinu v'al kol Yis'ra'eil v'im'ru (Amein).

May His great Name grow exalted and sanctified (Amen.) in the world that He created as He willed. May He give reign to His kingship in your lifetimes and in your days, and in the lifetimes of the entire Family of Israel, swiftly and soon. Now say: (Amen. May His great Name be blessed forever and ever.) Blessed, praised, glorified, exalted, extolled, mighty, upraised, and lauded be the Name of the Holy One (Blessed is He.) beyond any blessing and song, praise and consolation that are uttered in the world. Now say: (Amen) May there be abundant peace from Heaven and life upon us and upon all Israel. Now say: (Amen) He Who makes peace in His heights, may He make peace, upon us and upon all Israel. Now say: (Amen).

At 12:01 p.m., Speaker pro Tempore Fiona Ma, 12th District, presiding

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 64**

At 12:04 p.m., on motion of Assembly Member Jeffries, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 64 refused passage by the following vote:

AYES—32

Achadjian	Fletcher	Jeffries	Nielsen
Beall	Galgiani	Jones	Norby
Berryhill	Garrick	Knight	Olsen
Carter	Grove	Logue	Portantino
Conway	Hagman	Mansoor	Silva
Cook	Halderman	Miller	Smyth
Davis	Harkey	Morrell	Valadao
Donnelly	Huffman	Nestande	Wagner

NOES—19

Ammiano	Chesbro	Hill	Pan
Blumenfield	Feuer	Hueso	Swanson
Bonilla	Furutani	Lara	Wieckowski
Brownley	Hall	Ma	Yamada
Campos	Hayashi	Mitchell	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 64: Assembly Member Skinner from “Aye” to “Not Voting”.

**Motion to Reconsider Assembly Bill No. 64
on Next Legislative Day**

On behalf of Assembly Member Jeffries, Assembly Member Hagman moved to reconsider on the next legislative day the vote whereby Assembly Bill No. 64 was this day refused passage.

Assembly Bill No. 64 ordered to the unfinished business file.

CONSIDERATION OF CONSENT CALENDAR

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

Consent Calendar—Assembly Bills

ASSEMBLY BILL NO. 886 (Cook)—An act to amend Section 679.02 of the Penal Code, relating to victim’s rights.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day’s
Consent Calendar roll call.)*

ASSEMBLY BILL NO. 985 (Williams)—An act to amend Section 15360 of the Elections Code, relating to elections.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day’s
Consent Calendar roll call.)*

ASSEMBLY BILL NO. 55 (Gatto)—An act to amend Section 679 of the Unemployment Insurance Code, relating to unemployment insurance.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day’s
Consent Calendar roll call.)*

ASSEMBLY BILL NO. 159 (Beall)—An act to amend Section 1506.3 of the Health and Safety Code, and to amend Section 11463 of the Welfare and Institutions Code, relating to community care facilities.

Bill read third time, passed, and ordered transmitted to the Senate.

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

ASSEMBLY BILL NO. 208 (Fuentes)—An act to amend Section 65961 of, and to add Section 66452.23 to, the Government Code, relating to land use, and declaring the urgency thereof, to take effect immediately.

Bill read third time, urgency clause adopted, bill passed, and ordered transmitted to the Senate.

*(For the vote on the above bill and urgency clause, see this day's
Consent Calendar roll call.)*

ASSEMBLY BILL NO. 364 (Bonilla)—An act to amend Section 186.11 of the Penal Code, relating to restitution.

Bill read third time, passed, and ordered transmitted to the Senate.

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

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

Bill read third time, passed, and ordered transmitted to the Senate.

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

ASSEMBLY BILL NO. 517 (Hall)—An act to amend Section 23104.2 of the Business and Professions Code, relating to alcoholic beverages.

Bill read third time, passed, and ordered transmitted to the Senate.

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

ASSEMBLY BILL NO. 649 (Harkey)—An act to amend Section 66025.8 of the Education Code, relating to public postsecondary education.

Bill read third time, passed, and ordered transmitted to the Senate.

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

ASSEMBLY BILL NO. 749 (Hall)—An act to amend Section 23055 of the Business and Professions Code, relating to alcoholic beverages.

Bill read third time, passed, and ordered transmitted to the Senate.

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

ASSEMBLY BILL NO. 782 (Brownley)—An act to amend Sections 20222.5 and 22797 of the Government Code, relating to public employee benefits.

Bill read third time, passed, and ordered transmitted to the Senate.

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

ASSEMBLY BILL NO. 1013 (Committee on Higher Education)—An act to amend Sections 94904 and 94920 of the Education Code, relating to private postsecondary education.

Bill read third time, passed, and ordered transmitted to the Senate.

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

ASSEMBLY BILL NO. 1028 (Committee on Public Employees, Retirement and Social Security)—An act to amend Sections 20096.5, 20636.1, 20814, 21221, 21224, 21228, 21229, 21490, 21493, 21506, and 21507 of, and to add Section 21533.5 to, the Government Code, relating to state employees' retirement.

Bill read third time, passed, and ordered transmitted to the Senate.

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

ASSEMBLY CONCURRENT RESOLUTION NO. 32 (Harkey)—Relative to child sexual abuse.

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 BILL NO. 1406 (Committee on Judiciary)—An act to amend Section 2104 of the Family Code, relating to dissolution of marriage.

Bill read third time, passed, and ordered transmitted to the Senate.

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

ASSEMBLY BILL NO. 1410 (Committee on Jobs, Economic Development, and the Economy)—An act to add the heading of Chapter 1 (commencing with Section 99500) to, to add Chapter 2 (commencing with Section 99520) and Chapter 3 (commencing with Section 99530) to, Title 20 of, and to repeal Chapter 8 (commencing with 8700) and Chapter 8.1 (commencing with 8710) of Division 1 of Title 2 of, the Government Code, and to amend Section 71103.5 of the Public Resources Code, relating to state government.

Bill read third time, passed, and ordered transmitted to the Senate.

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

ASSEMBLY BILL NO. 706 (Torres)—An act relating to public safety.

Bill read third time, passed, and ordered transmitted to the Senate.

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

ASSEMBLY BILL NO. 387 (Bonilla)—An act to amend Section 48205 of the Education Code, relating to pupils.

Bill read third time, passed, and ordered transmitted to the Senate.

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

ASSEMBLY BILL NO. 805 (Torres)—An act to add Part 5 (commencing with Section 4000) to Division 4 of, and to repeal Title 6 (commencing with Section 1350) of Part 4 of Division 2 of, the Civil Code, relating to common interest developments.

Bill read third time, passed, and ordered transmitted to the Senate.

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

ASSEMBLY BILL NO. 806 (Torres)—An act to amend Sections 10131.01, 10153.2, 10177, 11003, 11003.2, 11004, 11004.5, 11010.10, 11018.1, 11018.12, 11018.6, 11211.7, 11500, 11502, 11504, 11505, 23426.5, and 23428.20 of the Business and Professions Code, to amend Sections 51.11, 714, 714.1, 782, 782.5, 783, 783.1, 798.20, 799.10, 800.25, 895, 935, 945, 1098, 1102.6a, 1102.6d, 1133, 1633.3, 1864, 2079.3, 2924b, 2929.5, and 2955.1 of the Civil Code, to amend Sections 86, 116.540, 564, 726.5, 729.035, and 736 of the Code of Civil Procedure, to amend Sections 12191, 12956.1, 12956.2, 53341.5, 65008, 65915, 65995.5, 66411, 66412, 66424, 66427, 66452.10, 66475.2, and 66477 of the Government Code, to amend Sections 1597.531, 13132.7, 19850, 25400.22, 25915.2, 25915.5, 33050, 33435, 33436, 33769, 35811, 37630, 37923, 50955, 51602, and 116048 of the Health and Safety Code, to amend Section 790.031 of the Insurance Code, to amend Section 2188.6 of the Revenue and Taxation Code, to amend Sections 21107.7, 22651, 22651.05, and 22658 of the Vehicle Code, and to amend Section 13553 of the Water Code, relating to common interest developments.

Bill read third time, passed, and ordered transmitted to the Senate.

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

ASSEMBLY BILL NO. 1067 (Huber)—An act to amend Section 1008 of the Code of Civil Procedure, relating to civil procedure.

Bill read third time, passed, and ordered transmitted to the Senate.

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

ASSEMBLY BILL NO. 682 (Hayashi)—An act to amend Section 11011.15 of the Government Code, relating to state property.

Bill read third time, passed, and ordered transmitted to the Senate.

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

ASSEMBLY JOINT RESOLUTION NO. 6 (Ma)—Relative to Filipino veterans.

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—Senate Bills

SENATE CONCURRENT RESOLUTION NO. 10 (Rubio)—Relative to West Nile Virus and Mosquito and Vector Control 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.)*

SENATE BILL NO. 66 (Vargas)—An act to amend Section 26802.5 of the Government Code, relating to local government officials, and declaring the urgency thereof, to take effect immediately.

Bill read third time, urgency clause adopted, bill passed, and ordered transmitted to the Senate.

*(For the vote on the above bill and urgency clause, see this day's
Consent Calendar roll call.)*

Consent Calendar Roll Call

The roll was called, and the above bills on the Consent Calendar passed, and any urgency clauses to the bills adopted, by the following vote:

AYES—73

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

NOES—None**ANNOUNCEMENTS**

Speaker pro Tempore Ma announced the following session schedule:
 Tuesday, May 3, 2011, Check-in Session, 7 a.m.–3 p.m.;
 Wednesday, May 4, 2011, Check-in Session, 7 a.m.–3 p.m.;
 Thursday, May 5, 2011, Floor Session, 9 a.m.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items (shown in sequential order):

Allen Motion to Suspend Assembly Rule 56 and Joint Rule 62(a) Relative to Assembly Bill No. 795: Buchanan, Davis, Fuentes, Hall, Hayashi, and Huffman—Aye; Jeffries, Logue, Morrell, and Nestande—No.

Allen Motion to Suspend Joint Rule 62(a) Relative to Assembly Bill No. 646: Buchanan, Davis, Fuentes, Hall, Hayashi, and V. Manuel Pérez—Aye; Jeffries, Logue, Morrell, and Nestande—No.

Assembly Bill No. 939: Buchanan, Davis, Fuentes, Hall, Hayashi, Huber, Huffman, and Solorio—Aye; Conway, Jeffries, Knight, Logue, Nielsen, Olsen, and Wagner—No.

Assembly Bill No. 130: Chesbro, Davis, Fuentes, Hall, Hayashi, Huber, and Solorio—Aye; Cook, Logue, and Nielsen—No.

Assembly Joint Resolution No. 10: Fletcher, Hall, Hayashi, Hill, Huber, and Solorio—Aye; Logue, Miller, and Nielsen—No.

Assembly Bill No. 182: Feuer, Fuentes, Hall, Hayashi, Hill, Logue, Miller, and Nielsen—Aye.

Assembly Bill No. 587: Davis, Fletcher, Gatto, Hall, Hayashi, Huber, Jeffries, Logue, and Nielsen—Aye.

Assembly Bill No. 147: Davis, Gatto, Hall, Hayashi, and Torres—Aye; Fletcher, Logue, and Nielsen—No.

Assembly Bill No. 561: Fletcher, Hall, Hayashi, Logue, Nielsen, Perea, and Torres—Aye.

Assembly Bill No. 1085: Fuentes, Hagman, Hall, Harkey, Hayashi, Jeffries, Logue, Morrell, Nestande, Nielsen, and Smyth—Aye.

Assembly Bill No. 754: Fuentes, Hayashi, Logue, Nielsen, Smyth, Solorio, and Williams—Aye.

Assembly Bill No. 1388: Fuentes, Hall, and V. Manuel Pérez—Aye; Fletcher and Logue—No.

Assembly Bill No. 193: Fuentes, Hall, Logue, V. Manuel Pérez, and Solorio—Aye.

Assembly Bill No. 1349: Fletcher, Fuentes, Hall, Jeffries, and Williams—Aye; Logue—No.

Assembly Bill No. 275: Fletcher, Fuentes, Hall, Logue, Nielsen, V. Manuel Pérez, Wagner, and Williams—Aye.

Assembly Concurrent Resolution No. 4, Concurrence: Logue—Aye.

Assembly Bill No. 64: Grove and Logue—Aye.

Consent Calendar: Hall—Aye.

ADJOURN IN MEMORY

Assembly Member Smyth was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Paul Drogichen of Porter Ranch.

Assembly Member Hall was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Theodore “Ted” Cazanis of Sacramento.

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 Harvey E. West of Graeagle.

MOTION TO ADJOURN

At 12:08 p.m., Assembly Member Conway moved that the Assembly do now adjourn.

Assembly Member Allen seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 12:08 p.m., Speaker pro Tempore Ma declared the quorum call of the Assembly dispensed with.

RESOLUTIONS

The following resolution was offered:

HOUSE RESOLUTION NO. 12—Campos. Relative to Lupus Awareness Month.

AUTHOR'S AMENDMENTS
Committee on Local Government

May 2, 2011

Mr. Speaker: The Chair of your Committee on Local Government reports:
 Assembly Bill No. 1338

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

SMYTH, Chair

ASSEMBLY BILL NO. 1338—An act to add Section 53085.5 to the Government Code, relating to local government.

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

May 2, 2011

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

Senate Bill No. 318

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

FURUTANI, Chair

SENATE BILL NO. 318—An act to amend Section 19175 of the Government Code, relating to civil service.

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 Appropriations

May 2, 2011

Mr. Speaker: The Chair of your Committee on Appropriations reports:
 Assembly Bill No. 144

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

FUENTES, Chair

ASSEMBLY BILL NO. 144—An act to amend Sections 7574.14 and 7582.2 of the Business and Professions Code, and to amend Sections 626.9, 16520, 17510, 25595, 25605, and 29805 of, to add Sections 17040, 17295, and 25590 to, and to add Chapter 6 (commencing with Section 26350) to Division 5 of Title 4 of Part 6 of, the Penal Code, relating to firearms.

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

May 2, 2011

Mr. Speaker: The Chair of your Committee on Higher Education reports:
 Assembly Bill No. 450

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

BLOCK, Chair

ASSEMBLY BILL NO. 450—An act to amend Section 12440.1 of the Government Code, relating to the California State University.

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 Agriculture

May 2, 2011

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

Assembly Bill No. 1176

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

GALGIANI, Chair

ASSEMBLY BILL NO. 1176—An act to amend Sections 14022, 14023, and 14024 of the Food and Agricultural Code, relating to pesticides.

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

May 2, 2011

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

Assembly Bill No. 1375

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

BEALL, Chair

ASSEMBLY BILL NO. 1375—An act to add Section 4643.4 to the Welfare and Institutions Code, relating to developmental 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.

Committee on Local Government

May 2, 2011

Mr. Speaker: The Chair of your Committee on Local Government reports:

Assembly Bill No. 612

Assembly Bill No. 912

Assembly Bill No. 943

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

SMYTH, Chair

ASSEMBLY BILL NO. 612—An act to amend Section 5544.2 of the Public Resources Code, relating to parks and recreation.

Bill read second time.

ASSEMBLY BILL NO. 912—An act to amend Section 57077 of the Government Code, relating to local government.

Bill read second time.

ASSEMBLY BILL NO. 943—An act to amend Sections 20723 and 20751 of the Public Contract Code, relating to public contracts.

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 Judiciary

May 2, 2011

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

Assembly Bill No. 78

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

FEUER, Chair

ASSEMBLY BILL NO. 78—An act to add Section 43.2 to the Civil Code, relating to immigrants' rights.

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

May 2, 2011

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

Assembly Bill No. 218

Assembly Bill No. 726

Assembly Bill No. 1130

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

PEREA, Chair

ASSEMBLY BILL NO. 218—An act to amend Section 14302 of, to add Section 6377.1 to, to add Part 9 (commencing with Section 15000) to Division 2 of, and to repeal Section 13301 of, the Revenue and Taxation Code, relating to taxation and calling a special election to be consolidated with the next statewide general election, to take effect immediately as an act calling an election.

Bill read second time.

ASSEMBLY BILL NO. 726—An act to amend Section 17085 of, and to add Section 17131.7 to, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time.

ASSEMBLY BILL NO. 1130—An act to amend Section 17041 of 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; bills ordered reprinted, and to be re-referred to the committee.

May 2, 2011

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

Assembly Bill No. 1376

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

PEREA, Chair

ASSEMBLY BILL NO. 1376—An act to add Section 6356.7 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.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

Date of Hearing: April 26, 2011

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 265

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

FEUER, Chair

Above bill ordered to second reading.

Date of Hearing: April 26, 2011

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 469

Assembly Bill No. 794

Assembly Bill No. 1111

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

FEUER, Chair

Above bills ordered to second reading.

Committee on Health

Date of Hearing: April 26, 2011

Mr. Speaker: Your Committee on Health reports:

Assembly Bill No. 171

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

MONNING, Chair

Above bill ordered to second reading.

Date of Hearing: April 26, 2011

Mr. Speaker: Your Committee on Health reports:

Assembly Bill No. 1329

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

MONNING, Chair

Above bill ordered to second reading.

Committee on Rules

Date of Hearing: May 2, 2011

Mr. Speaker: Your Committee on Rules reports:

Assembly Bill No. 317

With the recommendation: That the bill be re-referred to the Committee on Housing and Community Development.

SKINNER, Chair

Above bill re-referred to the Committee on Housing and Community Development.

Date of Hearing: May 2, 2011

Mr. Speaker: Your Committee on Rules reports:
Assembly Concurrent Resolution No. 27

With the recommendation: Be adopted.

SKINNER, Chair

Above resolution ordered to third reading.

Date of Hearing: May 2, 2011

Mr. Speaker: Your Committee on Rules reports:
Assembly Concurrent Resolution No. 35

With the recommendation: Be adopted.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above resolution be placed on the Consent Calendar.

SKINNER, Chair

Above resolution ordered to the Consent Calendar.

Committee on Health

Date of Hearing: April 26, 2011

Mr. Speaker: Your Committee on Health reports:

Assembly Bill No. 52
Assembly Bill No. 714

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

MONNING, Chair

Above bills ordered to second reading.

Committee on Education

Date of Hearing: April 27, 2011

Mr. Speaker: Your Committee on Education reports:

Assembly Bill No. 1156
Assembly Bill No. 1368

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.

Date of Hearing: April 27, 2011

Mr. Speaker: Your Committee on Education reports:

Assembly Bill No. 614

With the recommendation: Do pass, as amended.

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.

BROWNLEY, Chair

Above bill ordered to second reading.

INTRODUCTION OF GUESTS

Assembly Member Nielsen, of the 2nd Assembly District, introduced guests from the eighth-grade class of Riverbend Elementary School in Yuba City.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Conway, the Assembly adjourned until 7 a.m., Tuesday, May 3, 2011, out of respect to the memory of Paul Drogichen on motion of Assembly Member Smyth; out of respect to the memory of Theodore "Ted" Cazanis on motion of Assembly Member Hall; and out of respect to the memory of Harvey E. West on motion of Assembly Member Logue.

JOHN A. PÉREZ, Speaker

AMY LEACH, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON MAY 2, 2011

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

AB	RN
74	1116829
78	1116764
130	1116840
144	1116933
146	1116669
147	1115962
155	1116636
218	1115854
374	1116712
450	1116749
542	1116694
612	1117028
679	1116692
726	1116262
849	1116698
912	1114626
936	1116701
943	1116980
1130	1115943
1176	1116911
1338	1116791
1375	1115569
1376	1116724
1408	1116593

SB	RN
191	1115469
192	1115478
193	1115480
318	1114641

Daily Total:	28
Cumulative Total:	1146