

CALIFORNIA LEGISLATURE
2009–10 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, May 12, 2009

SEVENTIETH SESSION DAY

ONE HUNDRED SIXTY-THIRD 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.

(Please Direct Any Inquiries and Report Any Omissions or Errors to
Sue Parker, Minute Clerk: Phone 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, May 12, 2009

The Assembly met at 7 a.m.
Hon. William W. Monning, Assembly Member, 27th District,
presiding.
Chief Clerk E. Dotson Wilson at the Desk.
Assistant Clerk Timothy Morland reading.

ROLL CALL

The following were placed upon the morning roll call—79:

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

Quorum present.

At 2:17 p.m., Hon. John A. Pérez, 46th 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 Member was granted leave of absence for the day:

On legislative business: Assembly Member Gilmore.

EXPLANATIONS OF ABSENCE

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

April 16, 2009

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

Dear Mme. Speaker,
I would like to be excused from Check-In Session on Tuesday, May 12, 2009 for legislative business.
Thank you kindly for your consideration.

Sincerely,

DANNY D. GILMORE, Assembly Member
Thirtieth District

COMMUNICATIONS

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

May 12, 2009

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

Dear Dotson: This is to advise you that I have appointed Assemblymember Noreen Evans to serve as the Democratic alternate and Assemblymember Roger Niello to serve as the Republican alternate on the Budget Subcommittee #1 on Health and Human Services for the 2009–10 Regular Session.

Sincerely,

KAREN BASS
Speaker of the Assembly

May 12, 2009

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

Dear Dotson: This is to advise you that I have appointed Assemblymember Noreen Evans to serve as the Democratic alternate and Assemblymember Roger Niello to serve as the Republican alternate on the Budget Subcommittee #2 on Education Finance for the 2009–10 Regular Session.

Sincerely,

KAREN BASS
Speaker of the Assembly

May 12, 2009

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

Dear Dotson: This is to advise you that I have appointed Assemblymember Noreen Evans to serve as the Democratic alternate and Assemblymember Roger Niello to serve as the Republican alternate on the Budget Subcommittee #3 on Resources for the 2009–10 Regular Session.

Sincerely,

KAREN BASS
Speaker of the Assembly

May 12, 2009

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

Dear Dotson: This is to advise you that I have appointed Assemblymember Noreen Evans to serve as the Democratic alternate and Assemblymember Roger Niello to serve as the Republican alternate on the Budget Subcommittee #4 on State Administration for the 2009–10 Regular Session.

Sincerely,

KAREN BASS
Speaker of the Assembly

May 12, 2009

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

Dear Dotson: This is to advise you that I have appointed Assemblymember Noreen Evans to serve as the Democratic alternate and Assemblymember Roger Niello to serve as the Republican alternate on the Budget Subcommittee #5 on Information Technology/Transportation for the 2009–10 Regular Session.

Sincerely,

KAREN BASS
Speaker of the Assembly

May 12, 2009

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

Dear Dotson: Please be advised that I have appointed the following membership to the Select Committee on the Safety and Protection of At-Risk Communities in California for the 2009–10 Regular Session:

Assemblymember Alberto Torrico, Chair
Assemblymember Anthony Adams
Assemblymember Jim Beall, Jr.
Assemblymember Joan Buchanan
Assemblymember Anna Caballero
Assemblymember Connie Conway
Assemblymember Nathan Fletcher
Assemblymember Felipe Fuentes
Assemblymember Isadore Hall
Assemblymember Fiona Ma

Sincerely,

KAREN BASS
Speaker of the Assembly

May 12, 2009

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

Dear Dotson: Please be advised that I have appointed the following membership to the Select Committee on Lowering California's High School Dropout Rates for the 2009–10 Regular Session:

Assemblymember Alyson Huber, Chair
Assemblymember Bill Berryhill
Assemblymember Julia Brownley
Assemblymember Joan Buchanan
Assemblymember Warren Furutani
Assemblymember Steve Knight
Assemblymember Lori Saldaña

Sincerely,

KAREN BASS
Speaker of the Assembly

May 11, 2009

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

Dear Dotson: Please be advised that I have appointed Assemblymember Joel Anderson to replace Assemblymember Danny Gilmore on the Assembly Public Safety Committee for the Tuesday, May 12 hearing only.

Sincerely,

KAREN BASS
Speaker of the Assembly

May 12, 2009

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

Dear Dotson: Please be advised that I have appointed Assemblymember Kevin Jeffries to replace Assemblymember Sam Blakeslee on the Assembly Rules Committee for the Thursday, May 14 hearing only.

Sincerely,

KAREN BASS
Speaker of the Assembly

May 12, 2009

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

Dear Dotson: Please be advised that I have appointed Assemblymember Jerry Hill to replace Assemblymember Bonnie Lowenthal on the Assembly Health Committee for today's hearing only.

Sincerely,

KAREN BASS
Speaker of the Assembly

SPECIAL COMMITTEE MEETINGS

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

Budget Subcommittee No. 1 on Health and Human Services, Monday, May 18, 2009, upon call of the Chair.

Budget Subcommittee No. 4 on State Administration, Monday, May 18, 2009, upon call of the Chair.

REPORTS

The following letters of transmittal were presented by the Chief Clerk and ordered printed in the Journal:

California State Auditor

2008-001
March 24, 2009

*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: The Bureau of State Audits presents its Independent Auditor's Report on the State of California's basic financial statements for the year ended June 30, 2008. These financial statements are presented on a basis in conformity with general accepted accounting principles (GAAP). The financial statements show that the State's General Fund had revenues and other financing sources that were approximately \$2.3 billion less than expenditures and other financing uses. The General Fund ended the fiscal year with a fund deficit of approximately \$4.2 billion. The GAAP basis government-wide statements include all liabilities owed by the State while the budgetary basis statements used to report on the State's budget do not reflect all liabilities.

We conducted the audit to comply with the California Government Code 8546.4.

Respectfully submitted,

ELAINE M. HOWLE, CPA
State Auditor

Above report referred to the Committee on Budget.

California State Auditor

2008-107
April 23, 2009

*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 Bureau of State Audits presents its audit report concerning the use of temporary workers by general law local governments. This report concludes that concerns regarding the possible improper classification of temporary workers by local governments generally were unfounded. We found that temporary employees in only 11 of 78 job classifications appeared to have limited opportunities to move to permanent jobs. Furthermore, the local governments using these 11 classifications had reasonable explanations for employing primarily temporary workers in these classifications. The remaining job classifications either constituted true temporary jobs that generally lasted for a relatively short time, were per diem (paid by the day) classifications in which most employees worked on a temporary basis by choice, or were classifications for which the temporary

employees in them appeared to have good opportunities to get permanent jobs.

Temporary employees of the six local governments we reviewed, with one type of temporary employee in Kern County being the exception, generally do not receive employer-sponsored benefits or receive very few of these benefits until they have worked at least 1,000 hours. In contrast, most permanent workers and at-will management employees receive employer-sponsored benefits, the most common being retirement, health, dental, vision, vacation, sick leave, and paid holidays. However, the hourly wages of temporary workers in these six local governments were frequently the same as the wages of comparable permanent workers. Five of the six local governments we reviewed had temporary workers who exceeded their government's established maximum time limits for employees working in a temporary capacity over various periods during 2006 and 2007, although the number of instances was significant in only two local governments, Contra Costa County and Riverside County. Both counties had explanations for nearly all of the instances, including that the extra time may have been or had been authorized, or that the employees involved were not subject to the county's limits.

We surveyed 594 temporary workers from the six local governments and received 230 responses. The results of our survey indicate that respondents to our survey from the cities were more likely than respondents from the counties to be temporary employees by their own choice and less likely to have applied for permanent jobs with their local government employers.

Respectfully submitted,

ELAINE M. HOWLE, CPA
State Auditor

Above report referred to the Committee on Local Government.

California State Auditor

2008-605
March 19, 2009

*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: The Bureau of State Audits (bureau) presents a review concerning the State's efforts to manage the risks associated with a large exodus of experienced employees due to retirement, which could threaten the ability of the State to deliver critical services. This review follows up on the discussion of human resources management as a statewide high-risk area in our May 2007 report titled *High Risk: The California State Auditor's Initial Assessment of High-Risk Issues the State and Select Agencies Face* (2006-601).

This review concludes that the State is poised to see a significant number of today's workers in leadership and rank and file positions retire within the next seven years, yet most departments are only in the beginning stages of preparing for this loss of institutional knowledge and expertise. Since the bureau issued its 2007 high-risk report, the Department of Personnel Administration (personnel administration) has hired a statewide workforce planning manager and, in partnership with the State Personnel Board, has offered departments extensive workforce and succession planning assistance. However, when we reviewed five departments that provide critical public health and safety services, we found that none of these departments had completed workforce and succession plans that address all of the steps in personnel administration's workforce planning model. Although departments are not required to follow this model, we believe it presents a thoughtful approach for developing workforce and succession plans. Despite lacking such plans, many departments have taken some steps to mitigate the effects of expected retirements, such as focusing on employee training and on efforts to improve the department culture and employee morale. While the current budget crisis may make it difficult for departments to initiate some programs, we identified several cost-effective strategies that departments can consider implementing, such as job-shadowing and mentoring programs.

Respectfully submitted,

ELAINE M. HOWLE, CPA
State Auditor

Above report referred to the Committee on Labor and Employment.

California State Auditor

2009-611
April 22, 2009

*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 authorized by Chapter 251, Statutes of 2004, the Bureau of State Audits (bureau) presents its analysis concerning the addition of the State's system for administering federal funds received under the American Recovery and Reinvestment Act of 2009 (Recovery Act) to its list of high-risk issue areas. As discussed in the enclosed analysis, the bureau has in the past identified internal control concerns related to state agencies' administration of federal programs. Because of these concerns and the vast amount of funds California expects to receive under the Recovery Act in the current and next fiscal year, the extensive requirements the Recovery Act places on recipients of these funds, the limited amount of time the State has to spend some of these funds, and the risk that California may lose Recovery Act funds if it fails to comply with the requirements, the bureau believes the State's system for administering the Recovery Act's funds represents a high-risk issue area.

Because we have designated the State's system for administering the Recovery Act's funds as high risk, we will exercise the bureau's authority to initiate audits of areas of high risk and conduct a review of the State's and selected departments' readiness to comply with applicable federal Recovery Act requirements.

Respectfully submitted,

ELAINE M. HOWLE, CPA
State Auditor

Above report referred to the Committee on Business and Professions.

California State Auditor

Investigative Report I2009-1

April 28, 2009

*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: Pursuant to the California Whistleblower Protection Act, the Bureau of State Audits presents its investigative report summarizing investigations of improper governmental activity completed from July through December 2008.

This report details nine substantiated allegations in several state departments. Through our investigative methods, we found waste of state funds, improper payments, improper contracting, and misuse of state resources. For example, the Department of Corrections and Rehabilitation (Corrections) and the Department of General Services wasted \$580,000 in state funds by leasing office space left unoccupied for more than four years.

In addition, this report provides an update on previously reported issues and describes any additional actions taken by state departments to correct the problems we previously identified. For example, Corrections reported that it established accounts receivable totaling \$11,400 after we reported it paid nine office technicians \$16,530 more than they should have received. However, because Corrections used the incorrect period for overpayment recovery when it initiated its collection efforts, it failed to collect \$3,320 to which the State was entitled.

Respectfully submitted,

ELAINE M. HOWLE, CPA
State Auditor

Above report referred to the Committee on Accountability and Administrative Review.

REPORTS

The following reports were presented by the Chief Clerk:

**Program Narratives and Statistical Fact Sheet
(Pursuant to Welfare and Institutions Code, Section 9102 (d))**

Above transmitted report, together with letter of transmittal from Lynn Daucher, Director, Health and Human Services Agency, dated March 3, 2009, referred by the Speaker to the Committee on Aging and Long-Term Care.

**Mandatory Education and Reporting Requirements
(Pursuant to Welfare and Institutions Code Section 304.7)**

Above transmitted report, together with letter of transmittal from William C. Vickrey, Administrative Director of the Courts, Judicial Council of California, dated March 3, 2009, referred by the Speaker to the Committee on Judiciary.

**Assembly Bill 142 Expenditure Report
(Pursuant to Assembly Bill 142, Chapter 34, Statutes of 2006)**

Above transmitted report, together with letter of transmittal from Lester A. Snow, Director, Department of Water Resources, dated March 4, 2009, referred by the Speaker to the Committee on Budget.

**2009 OAL Determination No.1 (S) (CTU2009-0112-01)
(Pursuant to Government Code Section 11340.5
California Code of Regulations, Title 1, Section 270(f))**

Above transmitted report, together with letter of transmittal from Susan Lapsley, Director, Office of Administrative Law, dated March 2, 2009, referred by the Speaker to the Committee on Judiciary.

**Expenditures and Commitments
for Capital Outlay Projects as of June 30, 2008
(Pursuant to Item 3860-001-0001, Budget Act of 2007)**

Above transmitted report, together with letter of transmittal from Lester A. Snow, Director, Department of Water Resources, dated March 4, 2009, referred by the Speaker to the Committee on Water, Parks and Wildlife.

**Mitigation of Off-Campus Impacts for Current and Future Projects
(Pursuant to Assembly Bill 1821 of 2008 (Vetoed))**

Above transmitted report, together with letter of transmittal from Mark G. Yudof, President, University of California, dated March 3, 2009, referred by the Speaker to the Committee on Higher Education.

**Council on Mentally Ill Offenders, Seventh Annual Report
(Pursuant to Penal Code Section 6044)**

Above transmitted report, together with letter of transmittal from Matthew L. Cate, Secretary, Department of Corrections and Rehabilitation, dated March 3, 2009, referred by the Speaker to the Committee on Public Safety.

**California High Speed Train Business Plan, November 2008
(Pursuant to Public Utilities Code Section 185033)**

Above transmitted report, together with letter of transmittal from Carrie Pourvahidi, Deputy Director, California High-Speed Rail Authority, dated March 4, 2009, referred by the Speaker to the Committee on Transportation.

**Electronic Recording Equipment
Purchased and Leased by the Superior Courts
(Pursuant to Government Code Section 69958, Chapter 227, Statutes of 2004)**

Above transmitted report, together with letter of transmittal from William C. Vickrey, Administrative Director of the Courts, Judicial Council of California, dated February 24, 2009, referred by the Speaker to the Committee on Judiciary.

**California Student Aid Commission and its Auxiliary, EDFUND
(Pursuant to United States Code Section 1092e(b)(2))**

Above transmitted report, together with letter of transmittal from Lori Nezhura, State Legislative Liaison, California Student Aid Commission, dated January 15, 2009, referred by the Speaker to the Committee on Higher Education.

**Department of Justice Report to Legislature:
Expenditures for Toxic Substances Enforcement Program FY 2007–08
(Pursuant to Health and Safety Code Section 25174(a)(4)(c))**

Above transmitted report, together with letter of transmittal from James Humes, Chief Deputy Attorney General, Office of the Attorney General, dated January 12, 2009, referred by the Speaker to the Committee on Environmental Safety and Toxic Materials.

**Health Facility License Fees, Annual Report FY 2009–10
(Pursuant to Health and Safety Code 1266(d)
as amended by Assembly Bill 1807, Chapter 74, Statutes of 2006)**

Above transmitted report, together with letter of transmittal from Monica Wagoner, Deputy Director, Legislative and Governmental Affairs, Department of Public Health, dated February 4, 2009, referred by the Speaker to the Committee on Health.

**Efforts to Improve California LifeLine Program Accessibility
(Pursuant to Item 8660-001-0471, Budget Act of 2007)**

Above transmitted report, together with letter of transmittal from Paul Clanon, Executive Director, Public Utilities Commission, dated March 18, 2009, referred by the Speaker to the Committee on Utilities and Commerce.

**Fiscal Year 2007–2008
Project Development Cost Report and Project Delivery Report
(Pursuant to Government Code Sections 14524.16 and 14525.5)**

Above transmitted report, together with letter of transmittal from Richard A. Harmon, Assistant Deputy Director, Department of Transportation, dated February 13, 2009, referred by the Speaker to the Committee on Transportation.

**Court Facilities Trust Fund
Expenditures Annual Report of Fiscal year 2007–2008
(Pursuant to Government Code Section 70352(c))**

Above transmitted report, together with letter of transmittal from William C. Vickrey, Administrative Director of the Courts, Judicial Council of California, dated January 6, 2009, referred by the Speaker to the Committee on Judiciary.

**Automated Transportation Permit System, Feasibility Study Status Report
(Pursuant to Item 2660-001-0042, Budget Act of 2008)**

Above transmitted report, together with letter of transmittal from Will Kempton, Director, Department of Transportation, dated January 9, 2009, referred by the Speaker to the Committee on Transportation.

**2008 Annual Report and Work Plan
on Timely Resolution of Formal Proceedings
(Pursuant to Public Utilities Code Section 321.6)**

Above transmitted report, together with letter of transmittal from Paul Clanon, Executive Director, Public Utilities Commission, dated January 30, 2009, referred by the Speaker to the Committee on Utilities and Commerce.

**Contracts for State Agencies Sending Students to
the "Tools for Tolerance" Training Program
(Pursuant to Items 8120-012-0268 and 8120-102-0268, Budget Act of 2007)**

Above transmitted report, together with letter of transmittal from Paul Cappitelli, Executive Director, Commission on Peace Officer Standards and Training, dated March 3, 2009, referred by the Speaker to the Committee on Budget.

**Regulated California Electric and Gas Utility Ratepayer Costs
(Pursuant to Public Utilities Code Section 747, Chapter 562, Statutes of 2005
and Chapter 558, Statutes of 2008)**

Above transmitted report, together with letter of transmittal from Paul Clanon, Executive Director, Public Utilities Commission, dated March 3, 2009, referred by the Speaker to the Committee on Utilities and Commerce.

**Report on Department of Mental Health Compliance
Third Quarter Report 2008–09
(Pursuant to Assembly Bill 1807, Chapter 74, Statutes of 2006)**

Above transmitted report, together with letter of transmittal from Stephen W. Mayberg, Ph.D., Director, Department of Mental Health, dated March 10, 2009, referred by the Speaker to the Committee on Human Services.

**MOU Fiscal Analysis
Bargaining Units 1, 3, 4, 11, 14, 15, 17, 20, and 21 (SEIU Local 1000)
(Pursuant to Government Code Section 19829.5)**

Above transmitted report, together with letter of transmittal from Mac Taylor, Legislative Analyst, Legislative Analyst's Office, dated March 10, 2009, referred by the Speaker to the Committee on Local Government.

**Ninth Biennial Report
(Pursuant to Government Code Sections 9795 and 14051)**

Above transmitted report, together with letter of transmittal from Will Kempton, Director, Department of Transportation, dated February 2, 2009 referred by the Speaker to the Committee on Transportation.

**2009 Five-Year Maintenance Plan
(Pursuant to Streets and Highways Code Section 164.6
and Government Code Section 9795)**

Above transmitted report, together with letter of transmittal from Will Kempton, Director, Department of Transportation, dated February 2, 2009, referred by the Speaker to the Committee on Transportation.

**Annual Report to the Legislature
(Pursuant to Section 127, Metropolitan Water District Act)**

Above transmitted report, together with letter of transmittal from Jeffrey Kightlinger, General Manager, Metropolitan Water District of Southern California, dated January 30, 2009, referred by the Speaker to the Committee on Water, Parks and Wildlife.

**Annual Progress Report,
Cost-Effective Conservation, Recycling, and Groundwater Recharge Programs
(Pursuant to Metropolitan Water District Act, Sections 130.5 and 130.7)**

Above transmitted report, together with letter of transmittal from Kathleen Cole, Legislative Representative, Metropolitan Water District of Southern California, dated January 30, 2009, referred by the Speaker to the Committee on Water, Parks and Wildlife.

**Nursing Home Administrator Program (NHAP)
Annual Work Plan FY 2009–10
(Pursuant to Assembly Bill 1409, Chapter 687, Statutes of 2001)**

Above transmitted report, together with letter of transmittal from Monica Wagoner, Deputy Director, Legislative and Governmental Affairs, Department of Public Health, dated January 16, 2009, referred by the Speaker to the Committee on Human Services.

**Perimeter Fence Study at Metropolitan State Hospital
(Pursuant to Item 4440-301-0001, Provision 3, Budget Act of 2007)**

Above transmitted report, together with letter of transmittal from Stephen W. Mayberg, Ph.D., Director, Department of Mental Health, dated December 26, 2008, referred by the Speaker to the Committee on Labor and Employment.

**Funding of Enrollment Growth and Compensation Increases
2008–09 Report
(Pursuant to Item 6440–001-0001, Budget Act of 2008)**

Above transmitted report, together with letter of transmittal from Mark G. Yudof, President, University of California, dated January 9, 2009, referred by the Speaker to the Committee on Budget.

**Annual Report to the Legislature
Amount of Funds Transferred from the EDD Building Fund
(Pursuant to Item 7100-311-0690, Chapter 171, Provision 1, Statutes of 2007,
Budget Act of 2007)**

Above transmitted report, together with letter of transmittal from Patrick W. Henning, Director, Employment Development Department, dated January 28, 2009, referred by the Speaker to the Committee on Labor and Employment.

**First 5 California 2007–08 Annual Report
(Pursuant to Health and Safety Code Section 130150(b))**

Above transmitted report, together with letter of transmittal from Kris Perry, Executive Director, First 5 California, dated January 30, 2009, referred by the Speaker to the Committee on Human Services.

**Status Report on Implementation of County Centralized Eligibility Lists (CEL)
(Pursuant to Item 6110–196-0001, Provision 11, Budget Act of 2007)**

Above transmitted report, together with letter of transmittal from Jack O'Connell, State Superintendent of Public Instruction, Department of Education, dated February 24, 2009, referred by the Speaker to the Committee on Budget.

**Non-Toll Seismic Retrofit Program, Quarterly Report, Third Quarter 2008
(Pursuant to Assembly Bill 144, Chapter 71, Statutes of 2005
Streets and Highways Code Section 188.5(g))**

Above transmitted report, together with letter of transmittal from Richard A. Harmon, Assistant Deputy Director, Department of Transportation, dated January 23, 2009, referred by the Speaker to the Committee on Transportation.

**Lawyer Assistance Program of the State Bar (LAP) Annual Report
(Pursuant to Business and Professions Code Section 6238)**

Above transmitted report, together with letter of transmittal from Anthony Williams, Director, Office of Governmental Affairs, State Bar of California, dated March 2, 2009, referred by the Speaker to the Committee on Judiciary.

**Policy Analysis of the San Mateo Pharmacy and Laboratory Project
(Pursuant to Assembly Bill 203, Chapter 188, Section 98, Statutes of 2007)**

Above transmitted report, together with letter of transmittal from Stephen W. Mayberg, Ph.D., Director, Department of Mental Health, dated January 22, 2009, referred by the Speaker to the Committee on Health.

**Non-Motorized Transportation Facilities Report
(Pursuant to Streets and Highways Code Section 887.4)**

Above transmitted report, together with letter of transmittal from Richard A. Harmon, Assistant Deputy Director, Department of Transportation, dated February 20, 2009, referred by the Speaker to the Committee on Transportation.

**Annual Implementation Report FY 2007
(Pursuant to Quantification Settlement Agreement (QSA))**

Above transmitted report, together with letter of transmittal from Michael L. King, Imperial Irrigation District, dated January 30, 2009, referred by the Speaker to the Committee on Water, Parks and Wildlife.

**Mathematics Teacher Partnership Pilot Program Annual Report
(Pursuant to Assembly Bill 1802, Chapter 79, Statutes of 2006)**

Above transmitted report, together with letter of transmittal from Jack O'Connell, State Superintendent of Public Instruction, Department of Education, dated January 15, 2009, referred by the Speaker to the Committee on Education.

**San Diego Hospice Pilot Project 2008 Report
(Pursuant to Health and Safety Code Sections 1339.34 and 1339.37)**

Above transmitted report, together with letter of transmittal from Jan Cetti, President CEO, San Diego Hospice and Palliative Care, dated February 5, 2009, referred by the Speaker to the Committee on Health.

**Progress Made on Securing Supplemental Sources of Water
to Augment Existing Supplies During Dry Years
(Pursuant to Assembly Bill 1823, Chapter 841, Water Code Section 73504(a))**

Above transmitted report, together with letter of transmittal from Michael P. Carlin, Assistant General Manager, San Francisco Public Utilities Commission, dated February 5, 2009, referred by the Speaker to the Committee on Water, Parks and Wildlife.

**2009–10 Budget for Railroad Corporation Safety
(Pursuant to Public Utilities Code Section 421)**

Above transmitted report, together with letter of transmittal from Paul Clanon, Executive Director, Public Utilities Commission, dated February 3, 2009, referred by the Speaker to the Committee on Utilities and Commerce.

**Expenditures and Commitments for Proposition 1E as of June 30, 2008
(Pursuant to Public Resources Code Section 5096.829)**

Above transmitted report, together with letter of transmittal from Lester A. Snow, Director, Department of Water Resources, dated February 3, 2009, referred by the Speaker to the Committee on Water, Parks and Wildlife.

**Special Funds Expenditures Annual Report for Fiscal Year 2007–2008
(Pursuant to Item 0450-101-0932, Budget Act of 2000
Government Code Section 77209(j))**

Above transmitted report, together with letter of transmittal from William C. Vickrey, Administrative Director of the Courts, Judicial Council of California, dated January 6, 2009, referred by the Speaker to the Committee on Judiciary.

**Division of Apprenticeship Standards and the Apprenticeship Council
2007 Annual Report
(Pursuant to Labor Code Section 3073.5)**

Above transmitted report, together with letter of transmittal from John C. Duncan, Director, Department of Industrial Relations, dated March 2, 2009, referred by the Speaker to the Committee on Labor and Employment.

**Trial Court Expenditures Annual Report for FY 2007–08
(Pursuant to Government Code Section 68502.5(b))**

Above transmitted report, together with letter of transmittal from William C. Vickrey, Administrative Director of the Courts, Judicial Council of California, dated January 6, 2009, referred by the Speaker to the Committee on Judiciary.

**Disposition of Criminal Cases
According to the Race and Ethnicity of the Defendant
(Pursuant to Penal Code Section 1170.45)**

Above transmitted report, together with letter of transmittal from William C. Vickrey, Administrative Director of the Courts, Judicial Council of California, dated January 8, 2009, referred by the Speaker to the Committee on Judiciary.

**Science and Math Teacher Initiative
(Pursuant to Item 6440-001-0001, Provision 9, Budget Act of 2008)**

Above transmitted report, together with letter of transmittal from Mark G. Yudof, President, University of California, dated February 3, 2009, referred by the Speaker to the Committee on Education.

**Quarterly Project Resourcing and Schedule Management System (PRSM)
Status Report
(Pursuant to Item 2660-492-0042, Budget Act of 2005)**

Above transmitted report, together with letter of transmittal from Will Kempton, Director, Department of Transportation, dated December 30, 2008, referred by the Speaker to the Committee on Transportation.

**Trusts and Entities Created by the California Public Utilities Commission
Annual Report
(Pursuant to Assembly Bill 1338, Chapter 760, Statutes of 2008
Public Utilities Code Section 326.5)**

Above transmitted report, together with letter of transmittal from Paul Clanon, Executive Director, Public Utilities Commission, dated January 12, 2009, referred by the Speaker to the Committee on Utilities and Commerce.

**Administrative Errors in Alternative Payment
and CalWORKS Child Care Programs FY 2007–08
(Pursuant to Item 6110-001-0890, Provision 6(b), of the 2008 Budget Act)**

Above transmitted report, together with letter of transmittal from Jack O'Connell, State Superintendent of Public Instruction, Department of Education, dated February 24, 2009, referred by the Speaker to the Committee on Budget.

**Annual Report to the California Legislature
(Pursuant to Government Code Section 14535)**

Above transmitted report, together with letter of transmittal from John F. Barna, Jr., Executive Director, California Transportation Commission, dated December 31, 2008, referred by the Speaker to the Committee on Transportation.

**Safe at Home 2008 Annual Report
(Pursuant to Government Code Section 6210(a))**

Above transmitted report, together with letter of transmittal from Debra Bowen, Secretary of State, dated January 10, 2009, referred by the Speaker to the Committee on Public Safety.

**California Department of Corrections and Rehabilitation
Evaluation of the Parole Violation Intermediate Sanctions Program
(Not Implemented Until Funded)
(Pursuant to Senate Bill 391, Chapter 645, Statutes of 2007
Penal Code Section 3069 and 3069(j))**

Above transmitted report, together with letter of transmittal from Matthew L. Cate, Secretary, Department of Corrections and Rehabilitation, dated January 2, 2009, referred by the Speaker to the Committee on Public Safety.

**Reading, Writing, and Mathematics Proficiency of All First-time Freshmen
(Delayed)
(Pursuant to Supplemental Report, Budget Act of 2001)**

Above transmitted report, together with letter of transmittal from Richard P. West, Executive Vice Chancellor and Chief Financial Officer, California State University, dated December 8, 2008, referred by the Speaker to the Committee on Higher Education.

**Cruise Ship and Ocean-Going Vessel Waste and Discharge Program
Supplemental Report Request of the Budget Act of 2005
(Pursuant to Assembly Bill 2093, Chapter 710, Statutes of 2004
and Assembly Bill 2672, Chapter 764, Statutes of 2004)**

Above transmitted report, together with letter of transmittal from Dorothy Rice, Executive Director, State Water Resources Control Board, dated March 3, 2009, referred by the Speaker to the Committee on Environmental Safety and Toxic Materials.

**Public Authorities and Nonprofit Consortia
in the Delivery of In-Home Supportive Services
(Pursuant to Senate Bill 1780, Chapter 206, Statutes of 1996
and Welfare and Institutions Code Section 12301.6(o))**

Above transmitted report, together with letter of transmittal from John A. Wagner, Director, Health and Human Services Agency, dated July 31, 2008, referred by the Speaker to the Committee on Human Services.

California Low Cost Automobile Insurance Program Annual Report

Above transmitted report, together with letter of transmittal from Richard J. Manning, CAARP Regional Director, California Automobile Assigned Risk Plan, dated February 11, 2009, referred by the Speaker to the Committee on Insurance.

**Abstract of Proceedings and Report of
the Veterans' Finance Committee of 1943 FY 2007-08
(Pursuant to Government code Section 16725)**

Above transmitted report, together with letter of transmittal from Tom Johnson, FACHE, Secretary, Department of Veterans Affairs, dated January 12, 2009, referred by the Speaker to the Committee on Veterans Affairs.

**Career Technical Education Carryover Funds, 2007-08
(Pursuant to Item 6110-66-0890, Provision 3, Budget Act of 2008)**

Above transmitted report, together with letter of transmittal from Jack O'Connell, State Superintendent of Public Instruction, Department of Education, dated February 9, 2009, referred by the Speaker to the Committee on Budget.

**California State Rail Plan 2007-08 to 2017-18
(Pursuant to Government Code Section 14036)**

Above transmitted report, together with letter of transmittal from Will Kempton, Director, Department of Transportation, dated February 13, 2009, referred by the Speaker to the Committee on Transportation.

**Staff Hiring Plan, 2008-09 Quarterly Report, Second Quarter Update
(Pursuant to Item 4440-011-0001, Provision 8, Budget Act of 2008)**

Above transmitted report, together with letter of transmittal from Stephen W. Mayberg, Ph.D., Director, Department of Mental Health, dated February 13, 2009, referred by the Speaker to the Committee on Health.

**Ravenswood Budget Report
(Pursuant to Item 6110-161-0001, Provision 22, Budget Act of 2006)**

Above transmitted report, together with letter of transmittal from Jack O'Connell, State Superintendent of Public Instruction, Department of Education, dated March 2, 2009, referred by the Speaker to the Committee on Budget.

**Lottery Education Funds, Annual Report FY 2006-07
(Pursuant to Assembly Bill 120, Chapter 47, Statutes of 2007, Section 24.60
Budget Act of 2007 and Government Code Section 8880.5)**

Above transmitted report, together with letter of transmittal from Terri Delgadillo, Director, Department of Developmental Services, dated January 8, 2009, referred by the Speaker to the Committee on Budget.

**Unclaimed Property Program
(Pursuant to Senate Bill 86, Chapter 179, Statutes of 2007)**

Above transmitted report, together with letter of transmittal from Collin Wong-Martinusen, Chief of Staff, California State Controller, dated February 23, 2009, referred by the Speaker to the Committee on Budget.

**Quarterly Hazardous Waste Fee Revenue Report
October 1, 2008 through December 31, 2008
(Pursuant to Health and Safety Code Section 25178.1)**

Above transmitted report, together with letter of transmittal from Ramon J. Hirsig, Executive Director, Board of Equalization, dated February 6, 2009, referred by the Speaker to the Committee on Environmental Safety and Toxic Materials.

**2008 OAL Determination No. 34
(Pursuant to Government Code Section 11340.5)**

Above transmitted report, together with letter of transmittal from Susan Lapsley, Director, Office of Administrative Law, dated December 23, 2008, referred by the Speaker to the Committee on Judiciary.

**Progress Report, 2009
(Pursuant to Assembly Bill 1015, Chapter 338, Statutes of 2006)**

Above transmitted report, together with letter of transmittal from Suzanne Brown-McBride, Chair, Sex Offender Management Board, dated January 31, 2009, stating availability of report at <http://www.CASOMB.org>, referred by the Speaker to the Committee on Public Safety.

**Schedule of Implementation for Preparation of a Flood Control System
(Pursuant to California Water Code Section 9120)**

Above transmitted report, together with letter of transmittal from Benjamin Carter, President, Central Valley Flood Protection Board, dated December 19, 2008, referred by the Speaker to the Committee on Water, Parks and Wildlife.

**Water Authority Board Governance
(Pursuant to Senate Bill 511, Chapter 243, Statutes of 2006)**

Above transmitted report, together with letter of transmittal from Daniel Hentsche, General Counsel, San Diego County Water Authority, dated December 29, 2008, referred by the Speaker to the Committee on Water, Parks and Wildlife.

**Prisoner Transfer Program, 2008 Quarterly Report, Third Quarter
(Pursuant to Penal Code Section 2912(b)(1))**

Above transmitted report, together with letter of transmittal from Jay Virbel, Chief, Department of Corrections and Rehabilitation, dated January 14, 2009, referred by the Speaker to the Committee on Judiciary.

**Quarterly Provisional Expenditures
(Pursuant to Provision 14 (a), Budget Act of 2008)**

Above transmitted report, together with letter of transmittal from Joyce E. Hayhoe, Assistant Secretary, Department of Corrections and Rehabilitation, dated February 9, 2009, referred by the Speaker to the Committee on Budget.

**Institution Population Who Have a USICE Hold
(Pursuant to Penal Code Section 5025)**

Above transmitted report, together with letter of transmittal from Matthew L. Cate, Secretary, Department of Corrections and Rehabilitation, dated January 13, 2009, referred by the Speaker to the Committee on Public Safety.

**Annual Railroad Safety Activity Report
(Pursuant to Public Utilities Code Sections 309.7 and 765.6)**

Above transmitted report, together with letter of transmittal from Paul Clanon, Executive Director, Public Utilities Commission, dated February 13, 2009, referred by the Speaker to the Committee on Utilities and Commerce.

**Public Authorities and Nonprofit Consortia
in the Delivery of In-Home Supportive Services
(Pursuant to Senate Bill 1780, Chapter 206, Statutes of 1996
and Welfare and Institutions Code Section 12301.6(o))**

Above transmitted report, together with letter of transmittal from John A. Wagner, Director, Department of Social Services, dated January 13, 2009, referred by the Speaker to the Committee on Human Services.

**Identification and Reporting of
County Court Schools and State Division of Juvenile Justice Schools
(Pursuant to Item 6110-001-0001, Budget Act of 2008)**

Above transmitted report, together with letter of transmittal from Jack O'Connell, State Superintendent of Public Instruction, Department of Education, dated February 13, 2009, referred by the Speaker to the Committee on Education.

**Renewables Portfolio Standard Report
(Pursuant to Item 8660-001-0462, Budget Act of 2006)**

Above transmitted report, together with letter of transmittal from Paul Clanon, Executive Director, Public Utilities Commission, dated February 17, 2009, referred by the Speaker to the Committee on Utilities and Commerce.

**Operations of the Uniform Commercial Code Section of
the Business Programs Divisions, Annual Report
(Pursuant to Commercial Code Section 9527)**

Above transmitted report, together with letter of transmittal from Debra Bowen, Secretary of State, dated January 30, 2009, referred by the Speaker to the Committee on Judiciary.

**Energy Resources Conservation and Development Commission
Renewable Resource Trust Fund, FY Ended June 30, 2008
(Pursuant to Public Resources Code Section 25751(g))**

Above transmitted report, together with letter of transmittal from David Botelho, Chief, Office of State Audits and Evaluations, Department of Finance, dated March 1, 2009, referred by the Speaker to the Committee on Budget.

**Allocations From the Appropriations Contained in AB 900
(Pursuant to Government Code Section 15819.40(d)
and Penal Code Section 7050(b))**

Above transmitted report, together with letter of transmittal from Matthew L. Cate, Secretary, Department of Corrections and Rehabilitation, dated February 17, 2009, referred by the Speaker to the Committee on Budget.

**Waste and Used Tires
(Pursuant to Senate Bill 876, Chapter 838, Statutes of 1999
Public Resources Code Section 42889.3)**

Above transmitted report, together with letter of transmittal from Richard A. Harmon, Assistant Deputy Director, Department of Transportation, dated January 16, 2009, referred by the Speaker to the Committee on Natural Resources.

Executive Director's Monthly Report

Above transmitted report, together with letter of transmittal from Gerald Zimmerman, Executive Director, Colorado River Board of California, dated January 20, 2009, referred by the Speaker to the Committee on Labor and Employment.

**Toxic Substances Control Account, Annual Report FY 2006–07
(Pursuant to Health and Safety Code Section 25173.6 (i))**

Above transmitted report, together with letter of transmittal from Maureen F. Gorsen, Director, Department of Toxic Substances Control, dated February 25, 2009, stating availability of report at <http://www.dtsc.ca.gov/>, referred by the Speaker to the Committee on Environmental Safety and Toxic Materials.

**New Foster Care Group Home
Requirements and Increases in Industry's Costs FY 2007–08
(Pursuant to Welfare and Institutions Code Section 11462(m))**

Above transmitted report, together with letter of transmittal from John A. Wagner, Director, Department of Social Services, dated February 11, 2009, referred by the Speaker to the Committee on Human Services.

**Northern Ireland Investments Annual Report
(Pursuant to Government Code Section 7513.5)**

Above transmitted report, together with letter of transmittal from Jack Ehnes, Chief Executive Officer, California State Teachers' Retirement System, dated February 20, 2009, referred by the Speaker to the Committee on Public Employees, Retirement and Social Security.

**Nonpoint Source Pollution Control Related Reports
(Pursuant to Federal Clean Water Act
and the Coastal Zone Act Reauthorization Amendments of 1990
and Water Code Section 13369(b))**

Above transmitted report, together with letter of transmittal from Dorothy Rice, Executive Director, State Water Resources Control Board, dated January 14, 2009, referred by the Speaker to the Committee on Water, Parks and Wildlife.

**Compensation Policies and Practices
(Pursuant to Item 6440–001–0001, Provision 13, Budget Act of 2008)**

Above transmitted report, together with letter of transmittal from Mark G. Yudof, President, University of California, dated March 2, 2009, referred by the Speaker to the Committee on Budget.

**2008 OAL Determination No. 32
(Pursuant to Government Code Section 11340.5)**

Above transmitted report, together with letter of transmittal from Susan Lapsley, Director, Office of Administrative Law, dated December 12, 2008, referred by the Speaker to the Committee on Judiciary.

**Division of Codes and Standards Employee Housing Program
2007 Statistical Report
(Pursuant to Health and Safety Code Sections 17031.8 and 17050(f)(1))**

Above transmitted report, together with letter of transmittal from Lynn L. Jacobs, Director, Department of Housing and Community Development, dated February 19, 2009, referred by the Speaker to the Committee on Housing and Community Development.

**Toll Bridge Seismic Retrofit Program Report
(Pursuant to Streets and Highways Code Section 30952.2)**

Above transmitted report, together with letter of transmittal from Richard A. Harmon, Assistant Deputy Director, Department of Transportation, dated February 14, 2009, referred by the Speaker to the Committee on Public Safety.

Annual Report and Work Plan 2008

Above transmitted report, together with letter of transmittal from Michael Peevey, President, Public Utilities Commission, dated February 27, 2009, stating availability of report at http://www.cpuc.ca.gov/PUC/aboutus/docs_etc/ann_report/, referred by the Speaker to the Committee on Utilities and Commerce.

**Memoranda of Understanding
Bargaining Units 1, 3, 4, 11, 14, 15, 17, 20, and 21
Service International Employees Union (SEIU), Local 1000
(Pursuant to Government Code Sections 19815.4 and 3517)**

Above transmitted report, together with letter of transmittal from David A. Gilb, Director, Department of Personnel Administration, dated February 23, 2009, referred by the Speaker to the Committee on Labor and Employment.

2008 Annual Performance Report, Toward Zero Deaths, Every 1 Counts

Above transmitted report, together with letter of transmittal from Christopher J. Murphy, Director, Office of Traffic Safety, dated February 25, 2009, referred by the Speaker to the Committee on Transportation.

**California High School Exit Exam Litigation
2008 Quarterly Report, Second Quarter
(Pursuant to Item 6110-001-0001, Provision 16, Budget Act of 2008)**

Above transmitted report, together with letter of transmittal from Jack O'Connell, State Superintendent of Public Instruction, Department of Education, dated February 24, 2009, referred by the Speaker to the Committee on Budget.

**Board of Parole Hearings Training Plans
(Pursuant to California Code of Regulations, Title 15)**

Above transmitted report, together with letter of transmittal from Martin Hoshino, Executive Officer, Department of Corrections and Rehabilitation, dated February 13, 2009, referred by the Speaker to the Committee on Judiciary.

**State Water Resources Control Board Annual Fees Report
FY 2007–2008**

(Pursuant to California Water Code Section 13260.3)

Above transmitted report, together with letter of transmittal from Dorothy Rice, Executive Director, Department of Water Resources, dated February 5, 2009, referred by the Speaker to the Committee on Water, Parks and Wildlife.

**Trial Court Interpreters Program Expenditures FY 2007–08
(Pursuant to Item 0250-101-0932, Chapter 171, Statutes of 2007)**

Above transmitted report, together with letter of transmittal from William C. Vickrey, Administrative Director of the Courts, Judicial Council of California, dated February 20, 2009, referred by the Speaker to the Committee on Judiciary.

Comprehensive Annual Financial Report FY Ended June 30, 2008

Above transmitted report, together with letter of transmittal from Kenneth W. Marzion, Chief Executive Officer (Interim), California Public Employees' Retirement System, dated February 6, 2009, referred by the Speaker to the Committee on Public Employees, Retirement and Social Security.

**Evaluation Study of
California's School Assistance and Intervention Team Process
(Pursuant to Item 6110-001-0890, Provision 32, Budget Act of 2006)**

Above transmitted report, together with letter of transmittal from Jack O'Connell, State Superintendent of Public Instruction, Department of Education, dated February 24, 2009, referred by the Speaker to the Committee on Education.

**California DUI Management Information System
2009 Annual Report
(Pursuant to Assembly Bill 757, Chapter 450, Statutes of 1989)**

Above transmitted report, together with letter of transmittal from George Valverde, Director, Department of Motor Vehicles, dated February 19, 2009, referred by the Speaker to the Committee on Public Safety.

**Juvenile Justice Operational Master Plan:
Blueprint for an Outcome Oriented Juvenile Justice System
(Pursuant to Welfare and Institutions Code Section 1960.5)**

Above transmitted report, together with letter of transmittal from Eleanor Silva, Administrator, Case Services, Department of Corrections and Rehabilitation, dated February 20, 2009, referred by the Speaker to the Committee on Judiciary.

**Institutional Financial Aid Programs, Preliminary Report
(Pursuant to Assembly Bill 1821, Statutes of 2008)**

Above transmitted report, together with letter of transmittal from Mark G. Yudof, President, University of California, dated January 9, 2009, referred by the Speaker to the Committee on Budget.

**2008 OAL Determination No. 33 (S) (CTU2008-1121-01)
(Pursuant to Government Code Section 11340.5
California Code of Regulations, Title 1, Section 270(f))**

Above transmitted report, together with letter of transmittal from Susan Lapsley, Director, Office of Administrative Law, dated December 18, 2008, referred by the Speaker to the Committee on Judiciary.

**Transition Update
of the San Mateo Pharmacy and Laboratory Services Program
(Pursuant to Assembly Bill 1183, Chapter 758, Section 68, Statutes of 2008)**

Above transmitted report, together with letter of transmittal from Stephen W. Mayberg, Ph.D., Director Department of Mental Health, dated March 12, 2009, referred by the Speaker to the Committee on Health.

**CalWORKS: Eligibility: Income and Assets: Earned Income Tax Credit
(Pursuant to Welfare and Institutions Code Section 11322.5(c)
Assembly Bill 1078, Chapter 622, Statutes of 2007)**

Above transmitted report, together with letter of transmittal from John A. Wagner, Director, Department of Social Services, dated March 19, 2009, referred by the Speaker to the Committee on Human Services.

**Division of Workers' Compensation 2008 Annual Audit Report
(Pursuant to Labor Code Section 77(a))**

Above transmitted report, together with letter of transmittal from John C. Duncan, Director, Department of Industrial Relations, Office of the Director, dated March 4, 2009, referred by the Speaker to the Committee on Insurance.

**Governor's 2008 Executive Reports on Parole Review Decisions
and the 2008 Acts of Executive Clemency
(Pursuant to Article V, Section 8 of the California Constitution)**

Above transmitted report, together with letter of transmittal from Andrea Lynn Hoch, Secretary, Office of the Governor, dated January 30, 2009, referred by the Speaker to the Committee on Judiciary.

**Emergency Incident Zone/Move Over, Slow Down
(Pursuant to Senate Bill 1610, Chapter 375, Statutes of 2006
and Vehicle Code Section 21706.5)**

Above transmitted report, together with letter of transmittal from J. A. Farrow, Commissioner, Department of California Highway Patrol, dated March 5, 2009, referred by the Speaker to the Committee on Public Safety.

**Jury Sanctions
(Pursuant to Civil Procedure Code Section 209)**

Above transmitted report, together with letter of transmittal from William C. Vickrey, Administrative Director of the Courts, Judicial Council of California, dated March 6, 2009, referred by the Speaker to the Committee on Judiciary.

**California Air Resources Board School Bus Emission Reduction Programs
(Pursuant to Item 3900-001-6053, Budget Act of 2007)**

Above transmitted report, together with letter of transmittal from Mary D. Nichols, Chair, Air Resources Board, dated February 24, 2009, stating availability of report at <http://www.arb.ca.gov>, referred by the Speaker to the Committee on Budget.

**Prison Industry Board (PIB) Legislative Report for FY 2007-08
(Pursuant to Penal Code Section 2808(k))**

Above transmitted report, together with letter of transmittal from Matthew L. Cate, Secretary, Department of Corrections and Rehabilitation, dated February 25, 2009, referred by the Speaker to the Committee on Public Safety.

**Study of the Sale and Consumption
of Banh Chung, Banh Tet, and Moon Cakes
(Pursuant to Assembly Bill 2214, Chapter 610, Statutes of 2006)**

Above transmitted report, together with letter of transmittal from Monica Wagoner, Deputy Director, Legislative and Governmental Affairs, Department of Public Health, dated January 1, 2009, referred by the Speaker to the Committee on Agriculture.

**Contractors Complaint Report, 2007
(Pursuant to Public Contract Code 10262.5)**

Above transmitted report, together with letter of transmittal from Will Bush, Director, Department of General Services, dated February 11, 2009, stating availability of report at <http://www.legi.dgs.ca.gov/Publications/2008LegislativeReports.htm>, referred by the Speaker to the Committee on Business and Professions.

**Elective Facial Cosmetic Surgery Permit Program
(Pursuant to Business and Professions Code Section 1638.1 (k))**

Above transmitted report, together with letter of transmittal from Cathleen Poncabare, Executive Officer, Department of Consumer Affairs, dated January 30, 2009, stating availability of report at http://www.dbc.ca.gov/formspubs/pub_fcspermitreport.pdf, referred by the Speaker to the Committee on Business and Professions.

**Annual Report on the Deaf and Disabled Telecommunications Program
(Pursuant to Public Utilities Code Sections 273(b) and 2881(h))**

Above transmitted report, together with letter of transmittal from Paul Clanon, Executive Director, Public Utilities Commission, dated January 29, 2009, referred by the Speaker to the Committee on Utilities and Commerce.

**Reading, Writing, and Mathematics Proficiency of All First-Time Freshmen
(Pursuant to Supplemental Report, Budget Act of 2001)**

Above transmitted report, together with letter of transmittal from Richard P. West, Executive Vice Chancellor and Chief Financial Officer, California State University, dated April 23, 2009, referred by the Speaker to the Committee on Higher Education.

**CalWORKS: Eligibility: Income and Assets: Earned Income Tax Credit
(Delayed)**

**(Pursuant to Welfare and Institutions Code Section 11322.5(c)
Assembly Bill 1078, Chapter 622, Statutes of 2007)**

Above transmitted report, together with letter of transmittal from John A. Wagner, Director, Department of Social Services, dated December 12, 2008, referred by the Speaker to the Committee on Human Services.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, May 12, 2009

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

Assembly Bill No. 453

Assembly Bill No. 831

Assembly Bill No. 659

Assembly Bill No. 1518

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, May 12, 2009

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

Assembly Bill No. 291

Assembly Bill No. 995

Assembly Bill No. 363

Assembly Bill No. 1132

Assembly Bill No. 765

Assembly Bill No. 1159

Assembly Bill No. 894

Assembly Bill No. 1253

Assembly Bill No. 907

Assembly Bill No. 1268

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, May 12, 2009

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

Assembly Bill No. 144

Assembly Bill No. 392

Assembly Bill No. 308

Assembly Bill No. 430

Assembly Bill No. 338

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading file.

Assembly Chamber, May 12, 2009

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

Assembly Bill No. 59

Assembly Bill No. 906

Assembly Bill No. 277

Assembly Bill No. 1388

Assembly Bill No. 623

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered returned to second reading file.

Assembly Chamber, May 12, 2009

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

Assembly Bill No. 23

And reports the same correctly enrolled, and presented to the Governor on the 12th day of May, 2009, at 10:30 a.m.

E. DOTSON WILSON, Chief Clerk

AUTHOR'S AMENDMENTS Committee on Transportation

May 12, 2009

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

Senate Bill No. 424

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

ENG, Chair

SENATE BILL NO. 424—An act to add Section 11713.13 to the Vehicle Code, relating to vehicles, and declaring the urgency thereof, to take effect immediately.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS Committee on Appropriations

May 12, 2009

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

Assembly Bill No. 92

Assembly Bill No. 770

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

DE LEÓN, Chair

ASSEMBLY BILL NO. 92—An act relating to state claims and declaring the urgency thereof, to take effect immediately.

Bill read second time; author’s amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

ASSEMBLY BILL NO. 770—An act to add Section 16000.5 to the Welfare and Institutions Code, relating to Indian tribes.

Bill read second time; author’s amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

**AUTHOR’S AMENDMENTS
Committee on Appropriations**

May 12, 2009

Mme. Speaker: The Chair of your Committee on Appropriations reports:
Assembly Bill No. 1411
Assembly Bill No. 1461

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

DE LEÓN, Chair

ASSEMBLY BILL NO. 1411—An act to add Sections 8904 and 9025.5 to the Government Code, relating to the Legislature.

Bill read second time; author’s amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

ASSEMBLY BILL NO. 1461—An act to amend Section 8046 of the Business and Professions Code, relating to shorthand reporting.

Bill read second time; author’s amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

**AUTHOR’S AMENDMENTS
Committee on Revenue and Taxation**

May 12, 2009

Mme. Speaker: The Chair of your Committee on Revenue and Taxation reports:
Assembly Bill No. 340

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

CALDERON, Chair

ASSEMBLY BILL NO. 340—An act to add Sections 17053.80 and 23623 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.

**AUTHOR’S AMENDMENTS
Committee on Local Government**

May 12, 2009

Mme. Speaker: The Chair of your Committee on Local Government reports:
Senate Bill No. 215

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

CABALLERO, Chair

SENATE BILL NO. 215—An act to amend Section 56668 of, and to repeal Section 56668.5 of, 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.

REPORTS OF STANDING COMMITTEES

Committee on Revenue and Taxation

Date of Hearing: May 11, 2009

Mme. Speaker: Your Committee on Revenue and Taxation reports:

Assembly Constitutional Amendment No. 10

With the recommendation: Be adopted, and be re-referred to the Committee on Appropriations.

CALDERON, Chair

Above resolution re-referred to the Committee on Appropriations.

Date of Hearing: May 11, 2009

Mme. Speaker: Your Committee on Revenue and Taxation reports:

Assembly Bill No. 278

Assembly Bill No. 1341

Assembly Bill No. 697

Assembly Bill No. 1545

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.

CALDERON, Chair

Above bills ordered to second reading.

Committee on Transportation

Date of Hearing: May 11, 2009

Mme. Speaker: Your Committee on Transportation reports:

Assembly Bill No. 1186

With the recommendation: Do pass.

ENG, Chair

Above bill ordered to second reading.

Date of Hearing: May 11, 2009

Mme. Speaker: Your Committee on Transportation reports:

Assembly Bill No. 1272

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.

ENG, Chair

Above bills ordered to second reading.

Date of Hearing: May 11, 2009

Mme. Speaker: Your Committee on Transportation reports:

Assembly Concurrent Resolution No. 61

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

ENG, Chair

Above resolution re-referred to the Committee on Appropriations.

Date of Hearing: May 11, 2009

Mme. Speaker: Your Committee on Transportation reports:

Senate Concurrent Resolution No. 4

Senate Concurrent Resolution No. 9

Senate Concurrent Resolution No. 5

Senate Concurrent Resolution No. 12

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

ENG, Chair

Above resolutions re-referred to the Committee on Appropriations.

Committee on Health

Date of Hearing: May 5, 2009

Mme. Speaker: Your Committee on Health reports:

Assembly Bill No. 1457

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

JONES, Chair

Above bill ordered to second reading.

Committee on Human Services

Date of Hearing: May 12, 2009

Mme. Speaker: Your Committee on Human Services reports:

Assembly Bill No. 706

Assembly Bill No. 885

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

BEALL, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: May 12, 2009

Mme. Speaker: Your Committee on Human Services reports:

Assembly Bill No. 595

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

BEALL, Chair

Above bill re-referred to the Committee on Appropriations.

Committee on Business and Professions

Date of Hearing: May 12, 2009

Mme. Speaker: Your Committee on Business and Professions reports:

Assembly Bill No. 880

Assembly Bill No. 1364

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: May 12, 2009

Mme. Speaker: Your Committee on Business and Professions reports:

Assembly Bill No. 1140

With the recommendation: Do pass.

HAYASHI, Chair

Above bill ordered to second reading.

Date of Hearing: May 12, 2009

Mme. Speaker: Your Committee on Business and Professions reports:

Assembly Bill No. 792

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.

HAYASHI, Chair

Above bill ordered to second reading.

Committee on Judiciary

Date of Hearing: May 12, 2009

Mme. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 1185

With the recommendation: Do pass.

FEUER, Chair

Above bill ordered to second reading.

Date of Hearing: May 12, 2009

Mme. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 85

Assembly Bill No. 1233

Assembly Bill No. 1143

Assembly Bill No. 1246

With the recommendation: Do pass.

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

FEUER, Chair

Above bills ordered to second reading.

Committee on Education

Date of Hearing: May 6, 2009

Mme. Speaker: Your Committee on Education reports:

Assembly Bill No. 465

Assembly Bill No. 769

Assembly Bill No. 1538

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

BROWNLEY, Chair

Above bills ordered to second reading.

Committee on Health

Date of Hearing: May 12, 2009

Mme. Speaker: Your Committee on Health reports:

Assembly Bill No. 1076

Assembly Bill No. 1543

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

JONES, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: May 12, 2009

Mme. Speaker: Your Committee on Health reports:

Assembly Bill No. 1541

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

JONES, Chair

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: May 12, 2009

Mme. Speaker: Your Committee on Health reports:
Assembly Bill No. 1542

With the recommendation: Do pass.

JONES, Chair

Above bill ordered to second reading.

Committee on Utilities and Commerce

Date of Hearing: May 11, 2009

Mme. Speaker: Your Committee on Utilities and Commerce reports:
Assembly Bill No. 863
Assembly Bill No. 1184
Assembly Bill No. 1553

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.

FUENTES, Chair

Above bills ordered to second reading.

Date of Hearing: May 11, 2009

Mme. Speaker: Your Committee on Utilities and Commerce reports:
Assembly Bill No. 1110

With the recommendation: Do pass.

FUENTES, Chair

Above bill ordered to second reading.

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

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

Assembly Bills Nos. 59, 623, 277, 1388, and 906, ordered to third reading.

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY JOINT RESOLUTION NO. 1—Relative to natural catastrophes.

Resolution read; amendments proposed by the Committee on Insurance read and adopted; resolution ordered reprinted and to be placed upon the Consent Calendar.

ASSEMBLY CONCURRENT RESOLUTION NO. 55—Relative to workplace bullying training at the University of California.

Resolution read; amendments proposed by the Committee on Higher Education read and adopted; resolution ordered reprinted and to be re-referred to the Committee on Appropriations.

ASSEMBLY BILL NO. 866—An act to amend Section 10089.13 of the Insurance Code, relating to the California Earthquake Authority.

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

ASSEMBLY BILL NO. 690—An act to amend Section 66602 of, and to add Section 92022 to, the Education Code, relating to public postsecondary education.

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

ASSEMBLY BILL NO. 1095—An act to amend Section 87482.6 of the Education Code, relating to community colleges.

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

ASSEMBLY BILL NO. 328—An act to amend Section 1633.3 of the Civil Code, and to amend Sections 560, 570, 779.19, and 1759.7 of, to add Section 38.5 to, and to add Article 6 (commencing with Section 580) to Chapter 6 of Part 1 of Division 1 of, the Insurance Code, relating to electronic transactions.

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

ASSEMBLY BILL NO. 632—An act to add Section 1708.9 to the Civil Code, relating to privacy.

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

ASSEMBLY BILL NO. 1312—An act to amend Section 104113 of the Health and Safety Code, relating to defibrillators.

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

ASSEMBLY BILL NO. 802—An act to amend Sections 1873 and 1874.1 of the Insurance Code, relating to insurance information.

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

ASSEMBLY BILL NO. 1215—An act to amend Sections 87482, 87882, and 87884 of the Education Code, relating to community colleges.

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

ASSEMBLY BILL NO. 742—An act to amend Section 2212 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. 1228—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. 1090—An act to amend Section 1281.85 of the Code of Civil Procedure, relating to arbitration.

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

ASSEMBLY BILL NO. 572—An act to add Section 47604.1 to the Education Code, relating to charter schools.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 747—An act to amend Sections 32370, 32371, and 32372 of the Education Code, relating to school facilities.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1078—An act to amend Sections 25251 and 25257 of the Health and Safety Code, relating to hazardous materials.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1191—An act to amend Section 25660 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, and ordered to third reading.

ADJOURNMENT

At 3:30 p.m., the Assembly adjourned until 7 a.m., Wednesday, May 13, 2009.

KAREN BASS, Speaker

SUE PARKER, Assistant Chief Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON MAY 12, 2009**

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

AB RN

92 0914376
328 0914228
340 0914174
632 0914190
690 0914321
742 0914256
770 0914515
802 0914299
866 0914292
1090 0914192
1095 0914235
1215 0914322
1228 0914259
1312 0914201
1411 0914232
1461 0914394

ACR RN

55 0914247

AJR RN

1 0914291

SB RN

215 0912979
424 0913469

Daily Total: 20

Cumulative Total: 1451