

CALIFORNIA LEGISLATURE
2013–14 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, May 14, 2013

SEVENTY-FIRST 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. All Senate amendments to Assembly measures considered by the Assembly on this day are on file with the Secretary of the Senate and available on request. A list of all measures amended and on which amendments were offered in the Assembly is shown on the final page of this day's Assembly Journal.

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, May 14, 2013

The Assembly met at 7 a.m.

Hon. Rocky J. Chávez, Assembly Member, 76th District, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Reading Clerk Timothy Morland reading.

ROLL CALL

The following were placed upon the morning roll call—75:

Achadjian	Cooley	Hernández	Patterson
Alejo	Dahle	Jones	Perea
Ammiano	Daly	Jones-Sawyer	Pérez, V. Manuel
Atkins	Dickinson	Levine	Quirk
Bigelow	Donnelly	Linder	Quirk-Silva
Bloom	Eggman	Logue	Rendon
Blumenfield	Fong	Lowenthal	Salas
Bocanegra	Fox	Maienschein	Skinner
Bonilla	Frazier	Mansoor	Stone
Bonta	Gaines	Medina	Ting
Bradford	Garcia	Melendez	Wagner
Brown	Gatto	Mitchell	Waldron
Buchanan	Gomez	Morrell	Weber
Calderon	Gordon	Mullin	Wieckowski
Campos	Gorell	Muratsuchi	Wilk
Chau	Gray	Nazarian	Williams
Chávez	Hagman	Nestande	Yamada
Chesbro	Hall	Olsen	Mr. Speaker
Conway	Harkey	Pan	

Quorum present.

At 1:13 p.m., Hon. Susan Talamantes Eggman, 13th District, presiding

REGULAR BUSINESS DISPENSED WITH

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

LEAVES OF ABSENCE FOR THE DAY

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

On personal business, and waiving per diem: Assembly Members Allen and Torres.

Because of a death in his family: Assembly Member Holden.

Because of illness in her family, and waiving per diem: Assembly Member Grove.

COMMUNICATIONS

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

May 14, 2013

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

Dear Dotson: Please be advised that I have appointed Assembly Member Anthony Rendon to replace Assembly Member Chris Holden on the Assembly Appropriations Committee for the Wednesday, May 15 hearing only.

Sincerely,

JOHN A. PÉREZ
Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, May 14, 2013

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Concurrent Resolution No. 53
Assembly Concurrent Resolution No. 54
And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolutions ordered on file.

Assembly Chamber, May 14, 2013

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 140
Assembly Bill No. 359
Assembly Bill No. 423
Assembly Bill No. 436
Assembly Bill No. 501
Assembly Bill No. 588
Assembly Bill No. 631

Assembly Bill No. 633
Assembly Bill No. 791
Assembly Bill No. 793
Assembly Bill No. 976
Assembly Bill No. 1147
Assembly Bill No. 1156

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered returned to second reading file.

Assembly Chamber, May 14, 2013

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Joint Resolution No. 11
And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered returned to second reading file.

Assembly Chamber, May 14, 2013

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 164
Assembly Bill No. 802

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading file.

Assembly Chamber, May 14, 2013

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

Assembly Bill No. 8

Assembly Bill No. 50

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, May 14, 2013

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

Assembly Bill No. 366

Assembly Bill No. 799

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

RESOLUTIONS

The following resolutions were offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 60—Morrell. Relative to the 35th anniversary of Proposition 13.

HOUSE RESOLUTION NO. 16—Campos. Relative to Lupus Awareness Month.

AUTHOR'S AMENDMENTS Committee on Appropriations

May 14, 2013

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

Assembly Bill No. 299

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

GATTO, Chair

ASSEMBLY BILL NO. 299—An act to add Section 1367.245 to the Health and Safety Code and to add Section 10123.193 to the Insurance Code, relating to health care coverage.

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.

May 14, 2013

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

Assembly Bill No. 914

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

GATTO, Chair

ASSEMBLY BILL NO. 914—An act to amend Section 12586 of, and to add Article 3.5 (commencing with Section 84350) to Chapter 4 of Title 9 of, the Government Code, relating to the Political Reform Act of 1974.

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 14, 2013

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:
Assembly Bill No. 479

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

BOCANEGRA, Chair

ASSEMBLY BILL NO. 479—An act to add Section 6361.3 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.

Committee on Rules

May 14, 2013

Mr. Speaker: The Chair of your Committee on Rules reports:
Assembly Concurrent Resolution No. 39

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

SKINNER, Chair

ASSEMBLY CONCURRENT RESOLUTION NO. 39—Relative to American Cancer Society Day.

Resolution read.

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

REPORTS OF STANDING COMMITTEES

Committee on Public Safety

Date of Hearing: May 7, 2013

Mr. Speaker: Your Committee on Public Safety reports:
Assembly Bill No. 884

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

AMMIANO, Chair

Above bill ordered to second reading.

Date of Hearing: May 7, 2013

Mr. Speaker: Your Committee on Public Safety reports:
Assembly Bill No. 739
Assembly Bill No. 986

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 bills be placed on the Consent Calendar.

AMMIANO, Chair

Above bills ordered to second reading.

Date of Hearing: May 7, 2013

Mr. Speaker: Your Committee on Public Safety reports:
Assembly Bill No. 1004

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.

AMMIANO, Chair

Above bill ordered to second reading.

Committee on Arts, Entertainment, Sports, Tourism, and Internet Media

Date of Hearing: May 14, 2013

Mr. Speaker: Your Committee on Arts, Entertainment, Sports, Tourism, and Internet Media reports:

Senate Concurrent Resolution No. 26

With the recommendation: Be adopted.

IAN CALDERON, Chair

Above resolution ordered to second reading.

Committee on Revenue and Taxation

Date of Hearing: May 13, 2013

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

Assembly Bill No. 32

Assembly Bill No. 825

Assembly Bill No. 33

Assembly Bill No. 886

Assembly Bill No. 143

Assembly Bill No. 952

Assembly Bill No. 458

Assembly Bill No. 1173

Assembly Bill No. 486

Assembly Bill No. 1326

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

BOCANEGRA, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: May 13, 2013

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

Assembly Bill No. 187

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

BOCANEGRA, Chair

Above bill ordered to second reading.

Committee on Education

Date of Hearing: May 8, 2013

Mr. Speaker: Your Committee on Education reports:

Assembly Bill No. 280

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

BUCHANAN, Chair

Above bill ordered to second reading.

Committee on Judiciary

Date of Hearing: May 7, 2013

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 296

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

WIECKOWSKI, Chair

Above bill ordered to second reading.

Committee on Governmental Organization

Date of Hearing: May 8, 2013

Mr. Speaker: Your Committee on Governmental Organization reports:

Assembly Bill No. 1289

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

HALL, Chair

Above bill ordered to second reading.

Committee on Health

May 14, 2013

Mr. Speaker: Your Committee on Health reports the following bill pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 599

PAN, Chair

Above bill ordered filed with the Chief Clerk.

**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. 140, 1156, 359, 436, 633, 588, 976, 793, 791, and 1147, ordered to third reading.

(NOTE: Later this day, Assembly Bills Nos. 791 and 1156 were re-referred to the Committee on Appropriations.)

Assembly Bills Nos. 423, 501, and 631, ordered to the Consent Calendar.

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 817—An act to amend Sections 12300 and 12302 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. 256—An act to amend Sections 48900 and 48900.4 of the Education Code, relating to pupils.

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

ASSEMBLY BILL NO. 446—An act to amend Sections 120990 and 123148 of, and to add Section 120991 to, the Health and Safety Code, relating to HIV testing.

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

ASSEMBLY BILL NO. 715—An act to amend Section 437c of the Code of Civil Procedure, relating to summary judgment.

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. 354—An act to amend Sections 303, 303.5, 9051, 9160, 9280, 9313, and 9314 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, and to be placed upon the Consent Calendar.

ASSEMBLY BILL NO. 928—An act to add Chapter 11 (commencing with Section 60910) to Part 33 of Division 4 of Title 2 of the Education Code, relating to standardized tests.

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

ASSEMBLY BILL NO. 1005—An act to amend Section 12011.5 of the Government Code, relating to judicial appointments.

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

RE-REFERENCE OF BILLS PURSUANT TO THE RULES

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

Assembly Bills Nos. 791 and 1156.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 7 a.m., Wednesday, May 15, 2013.

JOHN A. PÉREZ, Speaker

AMY LEACH, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON MAY 14, 2013**

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

AB RN

256	1314863
299	1315310
354	1315179
446	1315107
479	1315382
715	1315130
817	1315177
914	1314210
928	1314847
1005	1314886

ACR RN

39	1315192
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Daily Total:	11
Cumulative Total:	1468

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