

CALIFORNIA LEGISLATURE
2011–12 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, May 15, 2012

**ONE HUNDRED NINETY-NINTH SESSION DAY
FIVE HUNDRED TWENTY-SEVENTH 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 Minute Clerk: Phone 916-319-2360)

(Corrected 5-29-12)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, May 15, 2012

The Assembly met at 7 a.m.
Hon. William W. Monning, Assembly Member, 27th 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	Conway	Harkey	Nestande
Alejo	Cook	Hayashi	Nielsen
Allen	Davis	Hernández	Norby
Ammiano	Dickinson	Hill	Olsen
Atkins	Donnelly	Huber	Pan
Beall	Eng	Hueso	Pérez, V. Manuel
Berryhill	Feuer	Huffman	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	Wagner
Calderon	Gorell	Mendoza	Wieckowski
Campos	Grove	Miller	Williams
Carter	Hagman	Mitchell	Yamada
Cedillo	Halderman	Monning	Mr. Speaker
Chesbro	Hall	Morrell	

Quorum present.

At 1:25 p.m., Hon. Mariko Yamada, 8th 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:

Because of illness, per diem waived for the 2011–12 Session (Assembly Journal, page 1424): Assembly Member Beth Gaines.

On personal business, and waiving per diem: Assembly Members Fletcher, Jeffries, and Valadao.

Because of illness in his family: Assembly Member Perea.

SPECIAL COMMITTEE MEETINGS

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

Local Government, on Wednesday, June 20, 2012, at 1:30 p.m., in Room 444.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, May 15, 2012

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

Assembly Bill No. 1511

Assembly Bill No. 2374

Assembly Bill No. 2273

Assembly Bill No. 2383

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered returned to second reading file.

Assembly Chamber, May 15, 2012

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

Assembly Bill No. 1600

Assembly Bill No. 2406

Assembly Bill No. 2180

Assembly Bill No. 2516

Assembly Bill No. 2281

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading file.

Assembly Chamber, May 15, 2012

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

Assembly Bill No. 2284

Assembly Bill No. 2441

Assembly Bill No. 2620

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, May 15, 2012

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

Assembly Bill No. 2174

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

BILLS RETURNED TO THIRD READING FILE

In compliance with a motion given on a previous day pursuant to Assembly Rule 78, the following bill was withdrawn from the inactive file, and placed upon the third reading file:

Senate Bill No. 375, on request of Assembly Member Allen.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY JOINT RESOLUTION NO. 40—Skinner (Coauthors: Beall, Block, Blumenfield, Buchanan, Charles Calderon, Chesbro, Dickinson, Eng, Huffman, Lara, Ma, Perea, and Williams). Relative to mortgages.

AUTHOR'S AMENDMENTS
Committee on Utilities and Commerce

May 15, 2012

Mr. Speaker: The Chair of your Committee on Utilities and Commerce reports:
 Senate Bill No. 594

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

BRADFORD, Chair

SENATE BILL NO. 594—An act to amend Section 2827 of the Public Utilities Code, relating to energy.

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 Judiciary

May 15, 2012

Mr. Speaker: The Chair of your Committee on Judiciary reports:
 Senate Bill No. 592

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

FEUER, Chair

SENATE BILL NO. 592—An act to amend Sections 57402, 57403, 57405, 57406, and 57413 of the Food and Agricultural Code, relating to dairy cattle supply liens.

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 Public Safety

Date of Hearing: May 8, 2012

Mr. Speaker: Your Committee on Public Safety reports:
 Assembly Bill No. 2051

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

AMMIANO, Chair

Above bill ordered to second reading.

Committee on Revenue and Taxation

Date of Hearing: May 7, 2012

Mr. Speaker: Your Committee on Revenue and Taxation reports:
 Assembly Bill No. 2643

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

PEREA, Chair

Above bill ordered to second reading.

Date of Hearing: May 14, 2012

Mr. Speaker: Your Committee on Revenue and Taxation reports:
 Assembly Bill No. 1974
 Assembly Bill No. 2004
 Assembly Bill No. 2656

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

PEREA, Chair

Above bills ordered to second reading.

Committee on Elections and Redistricting

Date of Hearing: May 10, 2012

Mr. Speaker: Your Committee on Elections and Redistricting reports:
Assembly Bill No. 1929

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

FONG, Chair

Above bill ordered to second reading.

Committee on Revenue and Taxation

Date of Hearing: May 7, 2012

Mr. Speaker: Your Committee on Revenue and Taxation reports:
Assembly Bill No. 1589

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

PEREA, Chair

Above bill ordered to second reading.

Committee on Health

Date of Hearing: May 8, 2012

Mr. Speaker: Your Committee on Health reports:
Assembly Concurrent Resolution No. 148

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

MONNING, Chair

Above resolution ordered to second reading.

Committee on Revenue and Taxation

Date of Hearing: May 14, 2012

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

Assembly Bill No. 1500	Assembly Bill No. 2207
Assembly Bill No. 2026	Assembly Bill No. 2618
Assembly Bill No. 2037	Assembly Bill No. 2687

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

PEREA, Chair

Above bills re-referred to the Committee on Appropriations.

Committee on Education

Date of Hearing: May 9, 2012

Mr. Speaker: Your Committee on Education reports:
Assembly Bill No. 1622

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

BROWNLEY, Chair

Above bill ordered to second reading.

Date of Hearing: May 9, 2012

Mr. Speaker: Your Committee on Education reports:	
Assembly Bill No. 1568	Assembly Bill No. 2537
Assembly Bill No. 1668	Assembly Bill No. 2621
Assembly Bill No. 1909	

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

BROWNLEY, Chair

Above bills ordered to second reading.

Committee on Budget

Date of Hearing: May 15, 2012

Mr. Speaker: Your Committee on Budget reports:

Assembly Bill No. 103

With the recommendation: That the Senate amendments be concurred in.

BLUMENFIELD, Chair

Above bill ordered to unfinished business.

Committee on Public Safety

May 15, 2012

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

Assembly Bill No. 2083

AMMIANO, 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. 1511, 2273, and 2374, ordered to third reading.

Assembly Bill No. 2383, ordered to the Consent Calendar.

SECOND READING OF ASSEMBLY BILLS**ASSEMBLY BILL NO. 2274**—An act to amend Section 391.7 of the Code of Civil Procedure, relating to civil procedure.

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. 2382—An act to add Section 14106 to the Government Code, relating to transportation.

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.

ASSEMBLY BILL NO. 2590—An act to add Section 2775.7 to the Public Utilities Code, relating to distributed generation.

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

ASSEMBLY BILL NO. 2150—An act to amend Section 798.15 of the Civil Code, relating to mobilehomes.

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 the second reading file.

ASSEMBLY BILL NO. 2245—An act to add Section 21080.38 to the Public Resources Code, relating to environmental quality.

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

ASSEMBLY BILL NO. 2227—An act to add Sections 25305.1 and 25305.2 to the Public Resources Code, and to amend Sections 398.2, 398.3, 398.4, 398.5, 399.30, 2836, and 9615 of, to amend and renumber Sections 385.2 and 387.5 of, to add Sections 9505, 9506, 9507, 9508, and 9508.5 to, and to repeal and add Section 2839 of, the Public Utilities Code, relating to electricity.

Bill read second time; amendments proposed by the Committee on Utilities and Commerce 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. 2297—An act to amend Sections 113789 and 114380 of the Health and Safety Code, relating to food facilities.

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, and to be placed upon the Consent Calendar.

ASSEMBLY BILL NO. 2323—An act to add Section 40 to 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. 2168—An act to add Section 4582.70 to the Public Resources Code, relating to forestry and fire protection.

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.

ASSEMBLY BILL NO. 2196—An act to amend Section 25741 of the Public Resources Code, relating to energy.

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.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 7 a.m., Wednesday, May 16, 2012.

JOHN A. PÉREZ, Speaker

AMY LEACH, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON MAY 15, 2012**

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

AB	RN
2150	1212639
2168	1213090
2196	1212847
2227	1212646
2245	1212848
2274	1212557
2297	1212647
2323	1212601
2382	1212786
2590	1212626

SB	RN
592	1211536
594	1212869

Daily Total:	120
Cumulative Total:	3798

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