

CALIFORNIA LEGISLATURE  
2013–14 REGULAR SESSION

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# ASSEMBLY DAILY JOURNAL

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**Tuesday, May 21, 2013**

**SEVENTY-FIFTH SESSION DAY**

**ONE HUNDRED SEVENTIETH CALENDAR DAY**

**AT SACRAMENTO, CALIFORNIA**



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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 21, 2013

The Assembly met at 7 a.m.

Hon. Raul Bocanegra, Assembly Member, 39th District, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Reading Clerk Timothy Morland reading.

#### ROLL CALL

The following were placed upon the morning roll call—73:

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

Quorum present.

**At 2:11 p.m., Hon. Luis A. Alejo, 30th 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 legislative business: Assembly Members Hall, Olsen, and Perea.*

*On legislative business, per diem waived for the 2013–14 Session (Assembly Journal, page 69): Assembly Member Beth Gaines.*

*Because of illness: Assembly Member Holden.*

**EXPLANATIONS OF ABSENCE**

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

May 21, 2013

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

Dear Speaker Pérez: I respectfully request to be excused from Check-in Session today, May 21, 2013, so I may tend to legislative business in my district. If you have any questions, please contact my scheduler, Daniel Outlaw, at 319-2006. Your consideration of this request would be greatly appreciated.

Best Regards,

BETH GAINES, Assembly Member  
Sixth District

May 13, 2013

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

Dear Speaker Pérez: I am writing to respectfully request to be excused from Check-in Session on Tuesday, May 21, 2013, for legislative business in my district. Thank you for your prompt attention to this matter.

Sincerely,

ISADORE HALL, III, Assembly Member  
Sixty-fourth District

May 15, 2013

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

Dear Speaker Pérez: I respectfully request permission to be excused from Check-in Session Tuesday, May 21, 2013, due to legislative business. Thank you for your consideration. Please contact Angela Qualley in my Capitol office at 319-2012 for any additional information.

Sincerely,

KRISTIN OLSEN, Assembly Member  
Twelfth District

May 21, 2013

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

Dear Mr. Speaker: I respectfully request permission to be excused from Check-in Session on Tuesday, May 21, 2013, for legislative business. I will return to Sacramento for Check-in Session on Wednesday, May 22, 2013. Thank you for your consideration of this request. Please contact my office at 916-319-2031 should any questions arise.

Respectfully submitted,

HENRY T. PEREA, Assembly Member  
 Thirty-first District

#### **ENGROSSMENT AND ENROLLMENT REPORTS**

Assembly Chamber, May 21, 2013

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

Assembly Bill No. 195  
 Assembly Bill No. 308  
 Assembly Bill No. 401  
 Assembly Bill No. 424

Assembly Bill No. 964  
 Assembly Bill No. 1080  
 Assembly Bill No. 1220

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered returned to second reading file.

Assembly Chamber, May 21, 2013

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

Assembly Bill No. 562  
 Assembly Bill No. 754  
 Assembly Bill No. 817

Assembly Bill No. 938  
 Assembly Bill No. 1333

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading file.

Assembly Chamber, May 21, 2013

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

Assembly Bill No. 667

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

#### **RESOLUTIONS**

The following resolutions were offered:

**ASSEMBLY CONCURRENT RESOLUTION NO. 61—Beth Gaines.** Relative to state employee merit awards.

**ASSEMBLY JOINT RESOLUTION NO. 22—Gorell.** Relative to the federal Afghan Allies Protection Act of 2009.

**AUTHOR'S AMENDMENTS**  
**Committee on Appropriations**

May 21, 2013

Mr. Speaker: The Chair of your Committee on Appropriations reports:  
Assembly Bill No. 1331

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

GATTO, Chair

**ASSEMBLY BILL NO. 1331**—An act relating to water resources.  
Bill read second time.

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

**Committee on Transportation**

May 21, 2013

Mr. Speaker: The Chair of your Committee on Transportation reports:  
Senate Bill No. 427

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

LOWENTHAL, Chair

**SENATE BILL NO. 427**—An act to amend Sections 651 and 658.3 of the Harbors and Navigation Code, relating to vessels.  
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 Appropriations**

Date of Hearing: May 15, 2013

Mr. Speaker: Your Committee on Appropriations reports:  
Assembly Bill No. 1200

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

GATTO, Chair

Above bill ordered to second reading.

**Committee on Judiciary**

Date of Hearing: May 21, 2013

Mr. Speaker: Your Committee on Judiciary reports:  
Assembly Concurrent Resolution No. 19  
Assembly Joint Resolution No. 18

With the recommendation: Be adopted.

WIECKOWSKI, Chair

Above resolutions ordered to third 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. 401, 1080, 1220, 195, and 964, ordered to third reading.

Assembly Bills Nos. 308 and 424, ordered to the Consent Calendar.

**SECOND READING OF ASSEMBLY BILLS**

**ASSEMBLY BILL NO. 300**—An act to amend Sections 224.4 and 431 of, and to add Section 316 to, the Public Utilities Code, and to amend Sections 41020 and 41030 of, to add Part 21 (commencing with Section 42000) to, and to add Part 21.1 (commencing with Section 42100) to, Division 2 of, the Revenue and Taxation Code, relating to telecommunications, and declaring the urgency thereof, to take effect immediately.

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. 305**—An act to add and repeal Sections 17053.9 and 23622.9 of, and to repeal and amend Sections 17053.80 and 23623 of, the Revenue and Taxation Code, relating to taxation, and making an appropriation therefor, to take effect immediately, tax levy.

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. 362**—An act to add Section 17141 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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. 777**—An act to add Section 242 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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.

**ADJOURNMENT**

At 3 p.m., the Assembly adjourned until 7 a.m., Wednesday, May 22, 2013.

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JOHN A. PÉREZ, Speaker

AMY LEACH, Minute Clerk

**AMENDMENTS CONSIDERED BY THE  
ASSEMBLY ON MAY 21, 2013**

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

<b>AB</b>	<b>RN</b>
300	1315675
305	1315696
362	1315695
777	1315699
1331	1316250

<b>SB</b>	<b>RN</b>
427	1315239

<b>Daily Total:</b>	<b>6</b>
<b>Cumulative Total:</b>	<b>1510</b>

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