

CALIFORNIA LEGISLATURE
2011–12 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, May 23, 2012

**TWO HUNDRED FOURTH SESSION DAY
FIVE HUNDRED THIRTY-FIFTH CALENDAR DAY
AT SACRAMENTO, CALIFORNIA**



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Wednesday, May 23, 2012

The Assembly met at 7 a.m.

Hon. Bob Wieckowski, Assembly Member, 20th 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—65:

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

Quorum present.

At 1:28 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:

On legislative business: Assembly Members Beall, Charles Calderon, Davis, Mansoor, Mendoza, Olsen, and Smyth.

On personal business, and waiving per diem: Assembly Members Alejo, Donnelly, Fletcher, Garrick, Jeffries, and Miller.

Because of illness: Assembly Member Swanson.

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

EXPLANATIONS OF ABSENCE

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

May 17, 2012

*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 the Assembly Check-in Session on Wednesday, May 23, 2012. I will be in my district during this time attending to legislative business. Thank you for your attention to this request.

Sincerely,

JIM BEALL, JR., Assembly Member
Twenty-fourth District

May 22, 2012

*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, Wednesday, May 23, 2012, and Thursday, May 24, 2012, due to legislative business in my district. Thank you for your consideration of this request.

Sincerely,

CHARLES M. CALDERON, Assembly Member
Fifty-eighth District

May 23, 2012

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

Dear Speaker: Please excuse me from Check-in Session today, May 23, 2012, due to legislative district work.

Sincerely,

MIKE DAVIS, Assembly Member
Forty-eighth District

May 21, 2012

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

Dear Mr. Speaker: This letter is to respectfully request that I be excused from Assembly Session on May 23, 2012, as I have legislative business in my district. If you have any questions, please contact Calvin Rusch at 916-319-2984. Thank you for the consideration of this request.

Sincerely,

ALLAN R. MANSOOR, Assembly Member
Sixty-eighth District

May 23, 2012

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

Dear Mr. Speaker: I am respectfully requesting permission to be excused from Assembly Check-in Session, Wednesday, May 23, 2012, due to legislative business. I want to thank you in advance for your consideration of this request. Should you have any questions, please contact Debbie Collins at 319-2056.

Sincerely,

TONY MENDOZA, Assembly Member
Fifty-sixth District

May 21, 2012

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 for legislative business on Wednesday, May 23, 2012. I have to speak at a Peace Officers Memorial event in my district. Thank you for your consideration. Please contact Tim Townsend in my office for any additional information.

Sincerely,

KRISTIN OLSEN, Assembly Member
Twenty-fifth District

May 15, 2012

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

Dear Mr. Speaker: I am respectfully requesting to be excused from Check-in Session on Wednesday, May 23, 2012, on legislative business. I have been asked to make a scholarship presentation on my father's behalf at a high school in my district. If you need further information or have any questions, please contact Donda Scholl in my office at 319-2038. Thank you for your attention to this matter.

Sincerely,

CAMERON M. SMYTH, Assembly Member
Thirty-eighth District

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, May 23, 2012

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

Assembly Bill No. 1447

Assembly Bill No. 1888

Assembly Bill No. 2358

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to returned to second reading file.

Assembly Chamber, May 23, 2012

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

Assembly Bill No. 1788

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

Assembly Chamber, May 23, 2012

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

Assembly Concurrent Resolution No. 148

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following resolution was offered:

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 29—Nestande and Olsen (Coauthors: Achadjian, Donnelly, Gorell, Grove, Hagman, Halderman, Jones, Mansoor, Norby, Silva, Valadao, and Wagner. A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 8.7 to the Article XVI thereof, relating to education finance.

AUTHOR'S AMENDMENTS

Committee on Appropriations

May 23, 2012

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

Assembly Bill No. 2285

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

FUENTES, Chair

ASSEMBLY BILL NO. 2285—An act to add Section 13510.4 to the Penal Code, relating to peace officer training.

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 23, 2012

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

Senate Concurrent Resolution No. 86

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

SKINNER, Chair

SENATE CONCURRENT RESOLUTION NO. 86—Relative to the California Peace Officers' Memorial 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.

Committee on Utilities and Commerce

May 23, 2012

Mr. Speaker: The Chair of your Committee on Utilities and Commerce reports:

Senate Bill No. 379

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

BRADFORD, Chair

SENATE BILL NO. 379—An act to amend Section 709 of the Public Utilities Code, relating to telecommunications.

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.

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. 1447, 2358, and 1888, ordered to third reading.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 7 a.m., Thursday, May 24, 2012.

JOHN A. PÉREZ, Speaker

AMY LEACH, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON MAY 23, 2012**

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

AB RN
2285 1213781

SB RN
379 1213783

SCR RN
86 1212833

Daily Total: 3
Cumulative Total: 3853

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