## CALIFORNIA LEGISLATURE 2011–12 REGULAR SESSION

# ASSEMBLY DAILY JOURNAL

## Thursday, May 31, 2012

## TWO HUNDRED NINTH SESSION DAY FIVE HUNDRED FORTY-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 Minute Clerk: Phone 916-319-2360)

## PROCEEDINGS OF THE ASSEMBLY

#### **IN ASSEMBLY**

#### Assembly Chamber, Sacramento Thursday, May 31, 2012

The Assembly met at 10 a.m.

Hon. Fiona Ma, Speaker pro Tempore of the Assembly, presiding. Chief Clerk E. Dotson Wilson at the Desk. Reading Clerk Russell C. Tomas reading.

#### ROLL CALL

The roll was called.

#### **Quorum Call of the Assembly**

Assembly Member Cook moved a quorum call of the Assembly. Motion carried. Time, 10 a.m.

The Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

#### **Quorum Present**

At 10:07 a.m., Speaker pro Tempore Ma declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—77:

	Hu rr Hi sher Hu g Je tani Ku tani Ku tes La tiani Lo cick Lo o M don M ell M ve M man M lerman No	uber ueso iuffman effries nnes night ara ogue owenthal fa filler fitchell fonning forrell lestande	Perea Pérez, V. Manuel Portantino Silva Skinner Smyth Solorio Swanson Torres Wagner Wieckowski Williams Yamada Mr. Speaker
Chesbro Hald Conway Hall		lestande lielsen	

#### PRAYER

Upon invitation of Speaker pro Tempore Ma, the following prayer was offered by Assembly Chaplain Rev. Constantine C. Pappademos:

Lord, We recognize that most days are not going to go exactly as we planned. Yet, we were created to live in peace. Peace is our position of power. When we get stressed because we get off schedule or because someone offends us, we are giving away our power. Lord, help us to release those offenses and disappointments, and guide us to cling to Your love and goodness. When we keep the peace in our heart that comes from You, we can enjoy the day as a blessing that You have prepared for us.-AMEN.

#### PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Ma, Assembly Member Galgiani then led the Assembly in the pledge of allegiance to the Flag.

#### MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Assembly Member Allen, seconded by Assembly Member Hagman.

#### LEAVES OF ABSENCE FOR THE DAY

The following Assembly Members were not excused for the day: Not excused, and per diem waived: Assembly Members Mansoor, Mendoza, and Valadao.

#### COMMUNICATIONS

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

May 22, 2012

E. Dotson Wilson

Chief Clerk of the Assembly State Capitol, Room 3196 Sacramento, California

RE: Reappointment of David Tamayo to Structural Pest Control Board

Dear Mr. Wilson: Please be advised I have reappointed Mr. David Tamayo to the Structural Pest Control Board. This is a term appointment starting June 1, 2012, and the expiration date is June 1, 2016.

Sincerely,

JOHN A. PÉREZ Speaker of the Assembly

May 22, 2012

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

RE: Reappointment of Keith Higginbotham to Osteopathic Medical Board of California

Dear Mr. Wilson: Please be advised I have reappointed Mr. Keith Higginbotham to the Osteopathic Medical Board of California. This is a term appointment starting June 1, 2012, and the expiration date is June 1, 2015.

Sincerely,

JOHN A. PÉREZ Speaker of the Assembly

May 22, 2012

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

RE: Reappointment of Eric Mah to Board of Vocational Nursing & Psychiatric Technicians

Dear Mr. Wilson: Please be advised I have reappointed Mr. Eric Mah to the Board of Vocational Nursing & Psychiatric Technicians. This is a term appointment starting June 1, 2012, and the expiration date is June 1, 2016.

Sincerely,

JOHN A. PÉREZ Speaker of the Assembly

May 22, 2012

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

RE: Reappointment of Rosalyn Hackworth to Board of Pharmacy

Dear Mr. Wilson: Please be advised I have reappointed Ms. Rosalyn Hackworth to the Board of Pharmacy. This is a term appointment starting June 1, 2012, and the expiration date is June 1, 2016.

Sincerely,

JOHN A. PÉREZ Speaker of the Assembly

#### SPECIAL COMMITTEE MEETINGS

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

Special Committee on Governor's Reorganization Plan No. 2, on Wednesday, June 6, 2012, at 1:30 p.m., in Room 437, and on Thursday, June 7, 2012, at 1:30 p.m., in Room 4202;

Insurance, on Wednesday, June 27, 2012, in Room 447;

Budget, on Thursday, June 7, 2012, upon call of the Chair, in Room 4202;

Joint Sunset Review Committee, on Wednesday, June 20, 2012, at 9:30 a.m., in Room 126;

Joint Legislative Audit Committee, on Tuesday, August 7, 2012, at 9:30 a.m., in Room 444.

#### ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, May 31, 2012

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

Assembly Bill No. 1544 Assembly Bill No. 1575 Assembly Bill No. 1600 Assembly Bill No. 1875 Assembly Bill No. 2284 Assembly Bill No. 2356 Assembly Bill No. 2610

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading file.

#### **BILLS ORDERED RETURNED TO SENATE**

Assembly Member Allen was granted unanimous consent that Assembly Bill No. 1320 be ordered returned to the Senate for further action.

#### **BILLS PLACED ON INACTIVE FILE**

The following bills were placed upon the inactive file:

Assembly Bills Nos. 1544 and 1603, on request of Assembly Member Allen.

**ANNOUNCEMENTS** 

Today, May 31, 2012, is the last day to amend a bill to add or delete an urgency clause by June 1, 2012.

June 1, 2012, is the last day for the Assembly to pass non-urgency, non-tax levy Assembly bills.

#### ASSEMBLY RULE 69(d) SUSPENDED BY UNANIMOUS CONSENT

Assembly Member Allen was granted unanimous consent that Assembly Rule 69(d) be suspended to permit consideration of Assembly Bill No. 1600.

#### Further Consideration of Assembly Bill No. 1600

**ASSEMBLY BILL NO. 1600 (Torres)**—An act to amend Sections 132400, 132410, 132415, 132420, and 132450 of the Public Utilities Code, relating to the Metro Gold Line Foothill Extension Construction Authority.

Bill read third time, and passed by the following vote:

#### AYES—75

Achadjian Alejo Allen Ammiano Atkins Beall Berryhill Block Blumenfield Bonilla Bradford Brownley Buchanan Butler Campos Carter Cedillo	Cook Davis Dickinson Eng Feuer Fletcher Fong Fuentes Furutani Gaines Galgiani Garrick Gatto Gordon Gorell Grove Hagman	Harkey Hayashi Hernández Hill Huber Hueso Huffman Jeffries Jones Knight Lara Logue Lowenthal Ma Miller Mitchell Monning	Nielsen Norby Olsen Pan Perea Pérez, V.M. Portantino Silva Skinner Smyth Solorio Swanson Torres Wagner Wieckowski Williams Yamada

#### NOES—None

Bill ordered transmitted to the Senate.

**ASSEMBLY BILL NO. 2440 (Bonnie Lowenthal)**—An act to amend Sections 130232 and 130242 of, and to repeal Sections 130051.21 and 130243 of, the Public Utilities Code, relating to transportation.

Bill read third time, and passed by the following vote:

#### AYES—54

Achadjian	Carter	Gorell	Pan
Alejo	Cedillo	Hall	Perea
Allen	Chesbro	Hayashi	Pérez, V.M.
Ammiano	Davis	Hill	Portantino
Atkins	Dickinson	Huber	Skinner
Beall	Eng	Hueso	Solorio
Block	Feuer	Huffman	Swanson
Blumenfield	Fletcher	Lara	Torres
Bonilla	Fong	Lowenthal	Wieckowski
Bradford	Fuentes	Ma	Williams
Brownley	Furutani	Mitchell	Yamada
Buchanan	Galgiani	Monning	Mr. Speaker
Butler	Gatto	Nestande	-
Campos	Gordon	Norby	
	NOT	· · · · ·	
	NOE	S—20	
Berryhill	Grove	Jones	Nielsen
Conway	Hagman	Knight	Olsen
Donnelly	Halderman	Logue	Silva
Gaines	Harkey	Miller	Smyth
Garrick	Jeffries	Morrell	Wagner

**ASSEMBLY BILL NO. 1551 (Torres)**—An act to amend Sections 488.5 and 557.5 of the Insurance Code, and to amend Section 16051 of the Vehicle Code, relating to insurance.

Bill read third time, and passed by the following vote:

#### AYES—69

Achadjian	Conway	Hayashi	Nielsen
Alejo	Cook	Hernández	Olsen
Allen	Davis	Hill	Pan
Ammiano	Dickinson	Huber	Perea
Atkins	Eng	Hueso	Pérez, V.M.
Beall	Feuer	Huffman	Portantino
Berryhill	Fletcher	Jeffries	Skinner
Block	Fong	Jones	Smyth
Blumenfield	Fuentes	Knight	Solorio
Bonilla	Furutani	Lara	Swanson
Bradford	Gaines	Logue	Torres
Brownley	Galgiani	Lowenthal	Wieckowski
Buchanan	Gatto	Ma	Williams
Butler	Gorell	Miller	Yamada
Campos	Hagman	Mitchell	Mr. Speaker
Carter	Halderman	Monning	1
Cedillo	Hall	Morrell	
Chesbro	Harkey	Nestande	
	-		

#### NOES-3

Wagner

Donnelly Grove

Bill ordered transmitted to the Senate.

**ASSEMBLY BILL NO. 1572 (Fletcher)**—An act to add Section 2555.1 to the Streets and Highways Code, relating to vehicles, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

#### **Urgency Clause**

Urgency clause read, and adopted by the following vote:

#### AYES—74

AlejoIAllenIAllenIAllenIAtkinsEBeallFBerryhillFBlockFBlumenfieldFBradfordCBrownleyCBuchananCButlerCCamposCCarterCCedilloFChesbroF	Cook Davis Dickinson Donnelly Eng Feuer Fletcher Forg Forg Furutani Gaines Galgiani Garrick Garrick Garrick Gordon Forove Hagman Halderman Hall	Harkey Hayashi Hernández Hill Huber Huffman Jeffries Jones Knight Lara Logue Lowenthal Ma Miller Mitchell Monning Morrell Nestande Nielsen	Norby Olsen Pan Pérez, V.M. Portantino Silva Skinner Smyth Solorio Swanson Torres Wagner Wieckowski Williams Yamada Mr. Speaker
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#### NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—74				
Achadjian	Cook	Harkey	Norby	
Alejo	Davis	Hayashi	Olsen	
Allen	Dickinson	Hernández	Pan	
Ammiano	Donnelly	Hill	Perea	
Atkins	Eng	Huber	Pérez, V.M.	
Beall	Feuer	Huffman	Portantino	
Berryhill	Fletcher	Jeffries	Silva	
Block	Fong	Jones	Skinner	
Blumenfield	Fuentes	Knight	Smyth	
Bonilla	Furutani	Lara	Solorio	
Bradford	Gaines	Logue	Swanson	
Brownley	Galgiani	Lowenthal	Torres	
Buchanan	Garrick	Ma	Wagner	
Butler	Gatto	Miller	Wieckowski	
Campos	Gordon	Mitchell	Williams	
Carter	Grove	Monning	Yamada	
Cedillo	Hagman	Morrell	Mr. Speaker	
Chesbro	Halderman	Nestande	1	
Conway	Hall	Nielsen		

#### NOES—None

Bill ordered transmitted to the Senate.

**ASSEMBLY BILL NO. 1757 (Fletcher)**—An act to amend Sections 7663, 7870, 7880, 8700, 8714, 8802, 8810, 8912, and 9211 of, to add Section 8700.5 to, and to repeal Sections 7828 and 7829 of, the Family Code, to amend Section 1513 of the Probate Code, and to amend Section 329 of the Welfare and Institutions Code, relating to adoption.

Bill read third time, and passed by the following vote:

#### AYES-75

Achadjian	Cook	Hall	Nielsen
Alejo	Davis	Harkey	Norby
Allen	Dickinson	Hayashi	Olsen
Ammiano	Donnelly	Hill	Pan
Atkins	Eng	Huber	Perea
Beall	Feuer	Hueso	Pérez, V.M.
Berryhill	Fletcher	Huffman	Portantino
Block	Fong	Jeffries	Silva
Blumenfield	Fuentes	Jones	Skinner
Bonilla	Furutani	Knight	Smyth
Bradford	Gaines	Lara	Solorio
Brownley	Galgiani	Logue	Swanson
Buchanan	Garrick	Lowenthal	Torres
Butler	Gatto	Ma	Wagner
Campos	Gordon	Miller	Wieckowski
Carter	Gorell	Mitchell	Williams
Cedillo	Grove	Monning	Yamada
Chesbro	Hagman	Morrell	Mr. Speaker
Conway	Halderman	Nestande	*

#### NOES—None

#### At 10:20 a.m., Speaker John A. Pérez, 46th District, presiding

ASSEMBLY BILL NO. 1855 (Torres)—An act to amend Section 2810 of the Labor Code, relating to employment.

Bill read third time, and passed by the following vote:

	AYES—52				
Alejo	Carter	Gorell	Nestande		
Allen	Cedillo	Hall	Pan		
Ammiano	Chesbro	Hayashi	Perea		
Atkins	Davis	Hernández	Pérez, V.M.		
Beall	Dickinson	Hill	Portantino		
Block	Eng	Huber	Skinner		
Blumenfield	Feuer	Hueso	Solorio		
Bonilla	Fong	Huffman	Swanson		
Bradford	Fuentes	Lara	Torres		
Brownley	Furutani	Lowenthal	Wieckowski		
Buchanan	Galgiani	Ma	Williams		
Butler	Gatto	Mitchell	Yamada		
Campos	Gordon	Monning	Mr. Speaker		
NOES—23					
Achadjian	Garrick	Jones	Norby		
Berryhill	Grove	Knight	Olsen		
Conway	Hagman	Logue	Silva		
Donnelly	Halderman	Miller	Smyth		
Fletcher	Harkey	Morrell	Wagner		
Gaines	Jeffries	Nielsen			

#### Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1855: Assembly Member Cook from "No" from "Not Voting".

Bill ordered transmitted to the Senate.

**ASSEMBLY BILL NO. 1966 (Ma)**—An act to add Section 3205.7 to the Public Resources Code, relating to natural resources.

Bill read third time, and passed by the following vote:

#### AYES—63

#### NOES—None

#### ASSEMBLY BILL NO. 1963 (Huber)-An act to repeal and add Section 38 to the Revenue and Taxation Code, relating to taxation.

Bill read third time, and passed by the following vote:

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AYES—56				
Achadjian Alejo Allen Ammiano Atkins Beall Berryhill Block Blumenfield Bonilla Bradford Brownley Buchanan	Campos Carter Cedillo Chesbro Davis Dickinson Eng Feuer Fletcher Fong Fuentes Furutani Galgiani	Gordon Hall Hayashi Hernández Hill Huber Hueso Huffman Lara Lowenthal Ma Mitchell Nestande	Olsen Pan Perea Pérez, V.M. Portantino Skinner Smyth Solorio Swanson Torres Wieckowski Williams Yamada	
Butler	Gatto	Norby	Mr. Speaker	
NOES—18				
Conway Donnelly Gaines Garrick	Grove Hagman Halderman Harkey	Jones Knight Logue Miller	Nielsen Silva Wagner	

Jeffries Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2263 (Bradford)-An act to amend Section 1203.4 of the Penal Code, relating to probation.

Morrell

Bill read third time, and passed by the following vote:

AYES-42

	7112			
Alejo Allen Ammiano Atkins Beall Block Bonilla Bradford Brownley Buchanan Butler	Campos Carter Cedillo Chesbro Davis Dickinson Eng Fong Fung Funetes Furutani Gatto	Gordon Hall Hayashi Hernández Hill Huber Hueso Lara Lowenthal Ma Mitchell	Monning Pan Pérez, V.M. Skinner Swanson Wieckowski Williams Yamada Mr. Speaker	
NOES—30				
Achadjian Berryhill Conway Cook Donnelly Feuer Fletcher Gaines	Galgiani Garrick Gorell Grove Hagman Halderman Harkey Huffman	Jeffries Jones Knight Logue Miller Morrell Nestande Nielsen	Perea Portantino Silva Smyth Torres Wagner	

#### **Vote Changes**

By unanimous consent, the following vote change was permitted on Assembly Bill No. 2263: Assembly Member Feuer from "Aye" to "No".

Bill ordered transmitted to the Senate.

Gorell

ASSEMBLY BILL NO. 1939 (Pan)—An act to amend Sections 30525, 30801, and 30804.5 of, to add Section 30505 to, and to add and repeal Section 30503.5, of the Food and Agricultural Code, and to amend Section 38792 of the Government Code, relating to dog licensing.

Bill read third time.

The roll was opened.

#### Call of the Assembly

Pending the announcement of the vote, Assembly Member Pan moved a call of the Assembly.

Motion carried. Time, 10:40 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 2348 (Mitchell)—An act to amend Section 2725.1 of, and to add Section 2725.2 to, the Business and Professions Code, relating to healing arts.

Bill read third time, and passed by the following vote:

#### AYES-44

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NOES—28				

Harkey Bill ordered transmitted to the Senate.

Halderman

ASSEMBLY BILL NO. 2265 (Roger Hernández)—An act to add Sections 22596, 366652, and 36742.5 to the Streets and Highways Code, relating to improvement districts.

Miller

Morrell

Swanson

Wagner

Bill read third time.

Donnelly

Gaines

The roll was opened.

#### Call of the Assembly

Pending the announcement of the vote, Assembly Member Roger Hernández moved a call of the Assembly.

Motion carried. Time, 11:11 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

**ASSEMBLY BILL NO. 2643 (Ma)**—An act to amend Sections 2635.5 and 5151 of, and to add Section 4985.5 to, the Revenue and Taxation Code, relating to taxation. Bill read third time, and passed by the following vote:

AYES—76			
Achadjian	Conway	Halderman	Morrell
Alejo	Cook	Hall	Nestande
Allen	Davis	Harkey	Nielsen
Ammiano	Dickinson	Hayashi	Olsen
Atkins	Donnelly	Hernández	Pan
Beall	Eng	Hill	Perea
Berryhill	Feuer	Huber	Pérez, V.M.
Block	Fletcher	Hueso	Portantino
Blumenfield	Fong	Huffman	Silva
Bonilla	Fuentes	Jeffries	Skinner
Bradford	Furutani	Jones	Smyth
Brownley	Gaines	Knight	Solorio
Buchanan	Galgiani	Lara	Swanson
Butler	Garrick	Logue	Torres
Calderon	Gatto	Lowenthal	Wagner
Campos	Gordon	Ma	Wieckowski
Carter	Gorell	Miller	Williams
Cedillo	Grove	Mitchell	Yamada
Chesbro	Hagman	Monning	Mr. Speaker

#### AYES—76

#### NOES—None

Bill ordered transmitted to the Senate.

**ASSEMBLY BILL NO. 1993** (Ma)—An act to amend Sections 14602.6 and 14607.6 of, and to add Section 22651.10 to, the Vehicle Code, relating to vehicles. Bill read third time, and passed by the following vote:

#### AYES-49

		• • •	
Alejo Allen Ammiano Atkins Beall Blumenfield Bonilla Bradford Brownley Butler Calderon Campos Carter	Cedillo Chesbro Davis Dickinson Eng Feuer Fletcher Fong Fuentes Furutani Galgiani Gatto Gordon	Hall Hayashi Hernández Hill Huber Hueso Huffman Lara Lowenthal Ma Mitchell Monning Norby	Pan Perea Pérez, V.M. Skinner Solorio Swanson Torres Wieckowski Yamada Mr. Speaker
Achadjian Berryhill Conway Cook Donnelly Gaines Garrick		<b>S—25</b> Knight Logue Miller Morrell Nestande Nielsen Olsen	Portantino Silva Smyth Wagner

**ASSEMBLY BILL NO. 2312 (Ammiano)**—An act to amend Sections 11362.775, 11362.81, and 11362.83 of, and to add Article 2.8 (commencing with Section 11362.84) to Chapter 6 of Division 10 of, the Health and Safety Code, and to add Chapter 4 (commencing with Section 7294) to Part 1.7 of Division 2 of the Revenue and Taxation Code, relating to controlled substances, and making an appropriation therefor.

Bill read third time.

#### Announcement

Speaker Pérez advised the Body to refrain from back and forth questioning.

The question being on the passage of the bill.

The roll was opened.

#### Call of the Assembly

Pending the announcement of the vote, Assembly Member Ammiano moved a call of the Assembly.

Motion carried. Time, 12:04 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

#### ASSEMBLY RULE 118 SUSPENDED—PRIVILEGES OF THE FLOOR

Assembly Member Beth Gaines was granted unanimous consent that Assembly Rule 118 be suspended granting the privileges of the Floor and permitting a guest to sit at her desk in the Assembly Chamber, whereupon she introduced her daughter Kelly and recognized her upcoming tenth birthday.

#### CONSIDERATION OF DAILY FILE (RESUMED) UNFINISHED BUSINESS

### MOTION TO RECONSIDER ASSEMBLY BILL NO. 1778

Assembly Member Williams moved that the vote be reconsidered whereby Assembly Bill No. 1778 was refused passage.

Assembly Bill No. 1778 reconsidered by the following vote:

Alejo Allen Ammiano Atkins Beall Block Blumenfield Bonilla Bradford Buchanan Butler Calderon Campos	Carter Cedillo Chesbro Davis Dickinson Eng Feuer Fong Fuentes Furutani Gatto Gordon Hall	Hayashi Hernández Hill Huber Hueso Huffman Lara Lowenthal Ma Mitchell Monning Pan Perea	Pérez, V.M. Portantino Skinner Solorio Swanson Torres Wieckowski Williams Yamada Mr. Speaker
	NOE	S—23	
Achadjian Berryhill Conway Donnelly Gaines Garrick	Gorell Grove Hagman Halderman Harkey Jeffries	Jones Knight Logue Miller Morrell Nestande	Nielsen Olsen Silva Smyth Wagner

#### AYES—49

### 5176

#### Further Consideration of Assembly Bill No. 1778

**ASSEMBLY BILL NO. 1778 (Williams)**—An act to amend Section 99232.3 of the Public Utilities Code, relating to transportation.

Bill read third time.

#### Assembly Rule 112 Suspended

Assembly Member Williams was granted unanimous consent that Assembly Rule 112 be suspended to permit him to read a paper on the Floor of the Assembly.

The question being on the passage of the bill.

The roll was opened.

#### Call of the Assembly

Pending the announcement of the vote, Assembly Member Williams moved a call of the Assembly.

Motion carried. Time, 12:17 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

#### ASSEMBLY RULE 69(d) SUSPENDED BY UNANIMOUS CONSENT

Assembly Member Allen was granted unanimous consent that Assembly Rule 69(d) be suspended to permit consideration of Assembly Bills Nos. 2356, 2610, 2284, 1575, and 1875.

#### RECESS

By unanimous consent, at 12:18 p.m., Speaker Pérez declared the Assembly recessed.

#### RECONVENED

At 1:33 p.m., the Assembly reconvened. Hon. Fiona Ma, Speaker pro Tempore of the Assembly, presiding.

#### CONSIDERATION OF DAILY FILE (RESUMED) THIRD READING OF ASSEMBLY BILLS (RESUMED)

**ASSEMBLY BILL NO. 2537 (V. Manuel Pérez)**—An act to amend Sections 48902 and 48915 of the Education Code, relating to pupil discipline.

Bill read third time.

The roll was opened.

#### Call of the Assembly

Pending the announcement of the vote, Assembly Member V. Manuel Pérez moved a call of the Assembly.

Motion carried. Time, 1:37 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

**ASSEMBLY BILL NO. 2284 (Chesbro)**—An act to add Section 12025 to the Fish and Game Code, and to add Section 2810.2 to the Vehicle Code, relating to irrigation. Bill read third time, and passed by the following vote:

AYES—53				
Alejo Allen Ammiano Atkins Beall Block Blumenfield Bonilla Bradford Brownley Buchanan Butler Campos Carter	Cedillo Chesbro Davis Dickinson Eng Feuer Fong Fuentes Furutani Galgiani Galgiani Gatto Gordon Hagman Hall	Hayashi Hernández Hill Huber Hueso Huffman Lara Lowenthal Ma Mitchell Monning Nestande Olsen Pan	Perea Pérez, V.M. Portantino Skinner Solorio Swanson Torres Wieckowski Williams Yamada Mr. Speaker	
NOES—18				
Achadjian Conway Donnelly Gaines Garrick	Gorell Grove Halderman Harkey Jeffries	Jones Knight Logue Miller Morrell	Silva Smyth Wagner	

#### AYES—53

#### Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 2284: Assembly Member Bill Berryhill from "Aye" to "Not Voting".

Bill ordered transmitted to the Senate.

**ASSEMBLY BILL NO. 1648 (Brownley)**—An act to amend Sections 84305.5, 84504, and 84505 of, to add Sections 84506.1, 84506.2, and 84506.3 to, to repeal Sections 84502, 84503, and 84506.5 of, and to repeal and add Sections 84501, 84506, 84507, and 84508 of, the Government Code, relating to the Political Reform Act of 1974.

Bill read third time.

#### Motion to Amend

Assembly Member Brownley moved the adoption of amendments. Amendments read and adopted by the following vote:

#### AYES-50

Alejo Allen Ammiano Atkins Beall Block Blumenfield Bonilla Bradford Brownley Buchanan Butler	Carter Cedillo Chesbro Davis Dickinson Eng Feuer Fong Fuentes Furutani Galgiani Gatto	Hall Hayashi Hernández Hill Huber Hueso Huffman Lara Lowenthal Ma Mitchell Monning	Perea Pérez, V.M. Portantino Skinner Solorio Swanson Torres Wieckowski Williams Yamada Mr. Speaker
Campos	Gordon	Pan	
NOES—24			
Achadjian Berryhill	Garrick Gorell	Jeffries Jones	Nestande Nielsen

Berryhill	Gorell	Jones	Nielsen
Conway	Grove	Knight	Olsen
Cook	Hagman	Logue	Silva
Donnelly	Halderman	Miller	Smyth
Gaines	Harkey	Morrell	Wagner

Bill ordered reprinted, and ordered returned to the third reading file.

**ASSEMBLY BILL NO. 1657** (Wieckowski)—An act to amend Section 104336 of the Health and Safety Code, and to add Section 1463.29 to the Penal Code, relating to traffic offenses.

Bill read third time.

The roll was opened.

#### Call of the Assembly

Pending the announcement of the vote, Assembly Member Wieckowski moved a call of the Assembly.

Motion carried. Time, 1:41 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

**ASSEMBLY BILL NO. 1921 (Hill)**—An act to add and repeal Article 4.4 (commencing with Section 1366.10) of Chapter 2.2 of Division 2 of the Health and Safety Code, and to add and repeal Chapter 8.3 (commencing with Section 10760) of Part 2 of Division 2 of the Insurance Code, relating to health care coverage.

Bill read third time, and passed by the following vote:

#### AYES—47

Alejo	Carter	Hayashi	Perea
Allen	Cedillo	Hernández	Pérez, V.M.
Ammiano	Chesbro	Hill	Portantino
Atkins	Davis	Huber	Skinner
Beall	Dickinson	Hueso	Solorio
Block	Eng	Huffman	Swanson
Blumenfield	Feuer	Lara	Torres
Bonilla	Fong	Lowenthal	Wieckowski
Bradford	Fuentes	Ma	Williams
Brownley	Furutani	Mitchell	Yamada
Butler	Gordon	Monning	Mr. Speaker
Campos	Hall	Pan	•
	NOE	S—24	
Achadjian	Gatto	Jeffries	Nestande
Conway	Gorell	Jones	Nielsen

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Cook	Grove	Knight	Olsen
Donnelly	Hagman	Logue	Silva
Gaines	Halderman	Miller	Smyth
Garrick	Harkey	Morrell	Wagner

Bill ordered transmitted to the Senate.

**ASSEMBLY BILL NO. 2046 (Allen)**—An act to add Section 62.5 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy. Bill read third time, and passed by the following vote:

#### AYES—48

Alejo Allen Ammiano Atkins Beall Block Bonilla Bradford Brownley	Carter Cedillo Chesbro Davis Dickinson Eng Feuer Fong Fuentes	Gordon Hall Hayashi Hernández Hill Huber Hueso Huffman Lara	Pan Perea Pérez, V.M. Portantino Skinner Solorio Swanson Torres Wieckowski
Buchanan	Furutani	Lowenthal	Williams
Butler	Galgiani	Ma	Yamada
Campos	Gatto	Mitchell	Mr. Speaker
	NOE	S—25	
Achadjian Berryhill Blumenfield Conway Cook Donnelly Gaines	Garrick Gorell Grove Hagman Halderman Harkey Jeffries	Jones Knight Logue Miller Morrell Nestande Nielsen	Olsen Silva Smyth Wagner

**ASSEMBLY BILL NO. 2514 (Bradford)**—An act to add and repeal Section 2827.1 of the Public Utilities Code, relating to electricity.

Bill read third time.

#### Assembly Rule 112 Suspended

Assembly Member Buchanan was granted unanimous consent that Assembly Rule 112 be suspended to permit her to read a paper on the Floor of the Assembly.

AVEC EC

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—56			
Achadjian	Eng	Hernández	Nestande
Alejo	Fuentes	Huber	Nielsen
Atkins	Furutani	Hueso	Olsen
Berryhill	Gaines	Jeffries	Pan
Block	Galgiani	Jones	Perea
Bonilla	Garrick	Knight	Pérez, V.M.
Bradford	Gatto	Lara	Portantino
Buchanan	Gorell	Logue	Silva
Carter	Grove	Lowenthal	Smyth
Cedillo	Hagman	Ma	Solorio
Conway	Halderman	Miller	Swanson
Cook	Hall	Mitchell	Torres
Davis	Harkey	Monning	Wagner
Donnelly	Hayashi	Morrell	Mr. Speaker
NOES—8			
Allen	Brownley	Hill	Skinner
Beall	Feuer	Huffman	Yamada

#### Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 2514: Assembly Member Nielsen from "No" to "Aye".

Bill ordered transmitted to the Senate.

**ASSEMBLY BILL NO. 2517 (Eng)**—An act to amend Section 8414 of, to add 8465 to, and to add Chapter 3 (commencing with Section 3000) to Title 14 of Part 4 of Division 3 of, the Civil Code, relating to employment.

Bill read third time.

#### Assembly Rule 112 Suspended

Assembly Member Eng was granted unanimous consent that Assembly Rule 112 be suspended to permit him to read a paper on the Floor of the Assembly.

The question being on the passage of the bill.

The roll was opened.

#### Call of the Assembly

Pending the announcement of the vote, Assembly Member Eng moved a call of the Assembly.

Motion carried. Time, 2:11 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

Donnelly

Gaines

#### ASSEMBLY BILL NO. 2551 (Hueso)-An act to add Section 53395.26 to the Government Code, relating to local planning.

Bill read third time, and passed by the following vote:

AYES—46					
Alejo	Carter	Hayashi	Perea		
Allen	Cedillo	Hernández	Pérez, V.M.		
Ammiano	Chesbro	Hill	Skinner		
Atkins	Davis	Huber	Solorio		
Beall	Dickinson	Hueso	Swanson		
Block	Eng	Huffman	Torres		
Blumenfield	Feuer	Lara	Wieckowski		
Bonilla	Fuentes	Lowenthal	Williams		
Bradford	Furutani	Ma	Yamada		
Brownley	Gatto	Mitchell	Mr. Speaker		
Butler	Gordon	Monning	-		
Campos	Hall	Pan			
	NOES—26				
Achadjian	Galgiani	Jeffries	Nielsen		
Berryhill	Garrick	Jones	Olsen		
Buchanan	Gorell	Knight	Silva		
Conway	Grove	Logue	Smyth		
Cook	Hagman	Miller	Wagner		

Harkey Bill ordered transmitted to the Senate.

Halderman

ASSEMBLY BILL NO. 2583 (Blumenfield)—An act to amend Section 25722.8 of, and to add Section 25722.9 to, the Public Resources Code, relating to vehicular air pollution.

Morrell

Nestande

Bill read third time, and passed by the following vote:

	-				
AYES—50					
Alejo Allen Ammiano Atkins Beall Block Blumenfield Bonilla Bradford Brownley Buchanan Butler Campos	Carter Cedillo Chesbro Davis Dickinson Eng Feuer Fong Fuentes Furutani Galgiani Gatto Gordon	Hall Hayashi Hernández Hill Huber Hueso Huffman Lara Lowenthal Ma Mitchell Monning Pan	Perea Pérez, V.M. Portantino Skinner Solorio Swanson Torres Wieckowski Williams Yamada Mr. Speaker		
	NOES—24				
Achadjian Berryhill Conway Cook Donnelly Gaines	Garrick Gorell Grove Hagman Halderman Harkey	Jeffries Jones Knight Logue Miller Morrell	Nestande Nielsen Olsen Silva Smyth Wagner		

ASSEMBLY BILL NO. 2595 (Hall)—An act to add Section 35616 to the Public Resources Code, relating to water, and making an appropriation therefor.

Bill read third time, and passed by the following vote:

		AYES—52	
Achadjian Atkins Berryhill Block Bonilla Bradford Buchanan Campos Carter Cedillo Chesbro Conway Cook	Davis Donnelly Fuentes Furutani Gaines Galgiani Garrick Gatto Gorell Grove Hagman Halderman Hall	Harkey Hernández Huber Hueso Jeffries Jones Knight Lara Logue Miller Morrell Nestande Nielsen	Olsen Pan Perea Pérez, V.M. Portantino Silva Smyth Solorio Swanson Torres Wagner Wieckowski Mr. Speaker
		NOES—9	I I I I I I I I I I I I I I I I I I I

# AllenFeuerHillBeallGordonHuffmanBrownleyHayashiMonning

Bill ordered transmitted to the Senate.

**ASSEMBLY BILL NO. 2655 (Swanson)**—An act to amend Section 84810.5 of the Education Code, relating to community colleges.

Bill read third time, and passed by the following vote:

#### AYES—74

		0 14	
Achadjian Alejo Allen Ammiano Atkins Beall Berryhill Block Blumenfield Bonilla Bradford	Cook Davis Dickinson Donnelly Eng Feuer Fong Fuentes Furutani Gaines Galgiani	Harkey Hayashi Hernández Hill Huber Hueso Huffman Jeffries Jones Knight Lara	Nielsen Olsen Pan Perea Pérez, V.M. Portantino Silva Skinner Skinner Smyth Solorio Swanson
Beall	Feuer	Hueso	Portantino
Blumenfield	Furutani	Jones	Smyth
	Galgiani Garrick		
Brownley Buchanan	Gatto	Logue Lowenthal	Torres Wagner
Butler	Gordon	Ma	Wieckowski
Campos	Gorell	Miller	Williams
Carter	Grove	Mitchell	Yamada
Cedillo	Hagman	Monning	Mr. Speaker
Chesbro	Halderman	Morrell	
Conway	Hall	Nestande	

#### NOES—None

**ASSEMBLY BILL NO. 2346 (Butler)**—An act to amend Section 6330 of, and to add Chapter 10 (commencing with Section 6720) to Part 1 of Division 5 of, the Labor Code, and to add Section 192.1 to the Penal Code, relating to occupational safety.

Bill read third time.

The roll was opened.

#### Call of the Assembly

Pending the announcement of the vote, Assembly Member Butler moved a call of the Assembly.

Motion carried. Time, 3 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

#### UNFINISHED BUSINESS (RESUMED) MOTION TO RECONSIDER ASSEMBLY BILL NO. 1692

Assembly Member Wieckowski moved that the vote be reconsidered whereby Assembly Bill No. 1692 was refused passage.

Assembly Bill No. 1692 reconsidered by the following vote:

#### AYES-48

Alejo Allen Ammiano Atkins Beall Block Blumenfield Bonilla Bradford	Calderon Campos Carter Cedillo Chesbro Davis Dickinson Eng Feuer	Galgiani Gatto Gordon Hall Hayashi Hernández Hill Huber Hueso	Pan Perea Pérez, V.M. Portantino Skinner Solorio Swanson Torres Wieckowski
Brownley	Fong	Lara	Williams
Buchanan	Fuentes	Ma	Yamada
Butler	Furutani	Mitchell	Mr. Speaker
	NOE	S—24	
Achadjian Berryhill Conway Cook Donnelly Gaines	Garrick Gorell Grove Hagman Halderman Harkey	Jeffries Jones Knight Logue Miller Morrell	Nestande Nielsen Olsen Silva Smyth Wagner

#### Further Consideration of Assembly Bill No. 1692

**ASSEMBLY BILL NO. 1692** (Wieckowski)—An act to amend Sections 53760.1 and 53760.3 of the Government Code, relating to bankruptcy.

Bill read third time.

The roll was opened.

#### Call of the Assembly

Pending the announcement of the vote, Assembly Member Wieckowski moved a call of the Assembly.

Motion carried. Time, 3:11 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

#### THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 2390 (Chesbro)—An act to add Chapter 13 (commencing with Section 25990) to Division 15 of the Public Resources Code, relating to electricity.

Bill read third time, and passed by the following vote:

#### AYES—67

Achadjian	Chesbro	Hayashi	Olsen
Alejo	Davis	Hernández	Pan
Allen	Dickinson	Hill	Perea
Ammiano	Eng	Huber	Pérez, V.M.
Atkins	Feuer	Hueso	Portantino
Beall	Fong	Huffman	Silva
Berryhill	Fuentes	Jeffries	Skinner
Block	Gaines	Jones	Smyth
Blumenfield	Galgiani	Lara	Solorio
Bonilla	Garrick	Logue	Swanson
Bradford	Gatto	Lowenthal	Torres
Brownley	Gordon	Ma	Wagner
Buchanan	Gorell	Miller	Wieckowski
Butler	Grove	Mitchell	Williams
Campos	Hagman	Monning	Yamada
Carter	Halderman	Nestande	Mr. Speaker
Cedillo	Hall	Nielsen	1

#### NOES-3

Donnelly Harkey Morrell Bill ordered transmitted to the Senate. **ASSEMBLY BILL NO. 2687 (Committee on Revenue and Taxation)**—An act to repeal and add Section 17755 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill presented by Assembly Member Perea.

Bill read third time, and passed by the following vote:

#### AYES—73

Davis Dickinson Donnelly Eng Feuer Fong Fuentes Furutani Galines Galgiani Garrick Gatto Gordon Gordell Grove Hagman	Hayashi Hernández Hill Huber Hueso Huffman Jeffries Jones Knight Lara Logue Lowenthal Ma Miller Mitchell Monning	Olsen Pan Perea Pérez, V.M. Portantino Silva Skinner Smyth Solorio Swanson Torres Wagner Wieckowski Williams Yamada Mr. Speaker
Hagman	Monning	
Halderman Hall Harkey	Morrell Nestande Nielsen	
	Dickinson Donnelly Eng Feuer Fong Furutani Gaines Galgiani Garrick Gatto Gordon Gordll Grove Hagman Halderman Hall	DickinsonHernándezDonnellyHillEngHuberFangHuberFeuerHuesoFongHuffmanFuentesJeffriesFurutaniJonesGalgianiLaraGarrickLogueGotonMaGorellMillerGroveMitchellHagmanMonringHaldermanMorrellHallNestande

#### NOES—None

Bill ordered transmitted to the Senate.

**ASSEMBLY BILL NO. 1436 (Feuer)**—An act to amend Section 2107, 14310, and 18001 of, and to add Article 4.5 (commencing with Section 2170) to Chapter 2 of Division 2 of, the Elections Code, relating to elections.

Bill read third time, and passed by the following vote:

#### AYES-47

		-	
Alejo Allen Ammiano Atkins Beall Block Blumenfield Bonilla Bradford	Campos Carter Cedillo Davis Dickinson Eng Feuer Fong Fuentes	Hall Hayashi Hernández Hill Huber Hueso Huffman Lara Lowenthal	Pan Perea Pérez, V.M. Portantino Skinner Solorio Swanson Torres Wieckowski
Brownley	Furutani	Ma	Williams
Buchanan	Galgiani	Mitchell	Mr. Speaker
Butler	Gordon	Monning	
	NOE	S—26	
Achadjian	Gatto	Jones	Olsen
Berryhill	Gorell	Knight	Silva
Conway	Grove	Logue	Smyth
Cook	Hagman	Miller	Wagner
Donnelly	Halderman	Morrell	Yamada
Gaines	Harkey	Nestande	
Garrick	Jeffries	Nielsen	
		-	

ASSEMBLY BILL NO. 1575 (Lara)—An act to amend Section 35186 of, and to add Article 5.5 (commencing with Section 49010) to Chapter 6 of Part 27 of Division 4 of Title 2 of, the Education Code, and to amend Section 905 of the Government Code, relating to pupil fees.

Bill read third time, and passed by the following vote:

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AYES—50			
Alejo Allen Ammiano Atkins Beall Block Blumenfield Bonilla Bradford Brownley Buchanan Butler Campos	Carter Cedillo Chesbro Davis Dickinson Eng Feuer Fong Fuentes Furutani Galgiani Gatto Gordon	Hall Hayashi Hernández Hill Huber Hueso Huffman Lara Lowenthal Ma Mitchell Monning Pan	Perea Pérez, V.M. Portantino Skinner Solorio Swanson Torres Wieckowski Williams Yamada Mr. Speaker
NOES—22			
Achadjian Conway Cook Donnelly Gaines Garrick	Grove Hagman Halderman Harkey Jeffries Jones	Knight Logue Miller Morrell Nestande Nielsen	Olsen Silva Smyth Wagner

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1640 (Mitchell)-An act to amend Section 11450 of the Welfare and Institutions Code, relating to public social services.

Bill read third time, and passed by the following vote:

#### AYES-50

Alejo Allen Ammiano Atkins Beall Block Blumenfield Bonilla Bradford Brownley Buchanan Butler Campos	Carter Cedillo Chesbro Davis Dickinson Eng Feuer Fong Fuentes Furutani Galgiani Gatto Gordon	Hall Hayashi Hernández Hill Huber Hueso Huffman Lara Lowenthal Ma Mitchell Monning Pan	Perea Pérez, V.M. Portantino Skinner Solorio Swanson Torres Wieckowski Williams Yamada Mr. Speaker
	NOE	S—24	
Achadjian Berryhill Conway Cook Donnelly Gaines	Garrick Gorell Grove Hagman Halderman Harkey	Jeffries Jones Knight Logue Miller Morrell	Nestande Nielsen Olsen Silva Smyth Wagner

**ASSEMBLY BILL NO. 1706 (Eng)**—An act to amend, repeal, and add Section 35554 of, and to add and repeal Section 35554.1 of, the Vehicle Code, relating to vehicles, and making an appropriation therefor.

Bill read third time, and passed by the following vote:

#### AYES—64

Achadjian	Cedillo	Hall	Nestande
Alejo	Chesbro	Hayashi	Pan
Allen	Conway	Hernández	Perea
Ammiano	Cook	Hill	Pérez, V.M.
Atkins	Davis	Huber	Portantino
Beall	Dickinson	Hueso	Silva
Berryhill	Eng	Huffman	Skinner
Block	Feuer	Jeffries	Smyth
Blumenfield	Fong	Jones	Solorio
Bonilla	Fuentes	Knight	Swanson
Bradford	Furutani	Lara	Torres
Brownley	Galgiani	Lowenthal	Wagner
Buchanan	Garrick	Ma	Wieckowski
Butler	Gatto	Miller	Williams
Campos	Gordon	Mitchell	Yamada
Carter	Hagman	Monning	Mr. Speaker
		NOES—8	
Cainas	Haldamaan	Loguo	Mielson

Gaines	Halderman	Logue	Nielsen
Grove	Harkey	Morrell	Olsen

Bill ordered transmitted to the Senate.

**ASSEMBLY BILL NO. 1900 (Gatto)**—An act to amend Sections 25420 and 25421 of the Health and Safety Code, and to add Sections 399.24 and 769 to the Public Utilities Code, relating to energy.

Bill read third time, and passed by the following vote:

#### AYES-72

#### NOES-1

Hagman

#### Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1900: Assembly Member Nielsen from "No" to "Aye".

ASSEMBLY BILL NO. 2040 (Swanson)-An act to add Section 1203.47 to the Penal Code, relating to prostitution.

Bill read third time, and passed by the following vote:

AYES—49				
Achadjian Alejo Allen Ammiano Atkins Beall Block Blumenfield Bonilla Bradford Brownley Buchanan Butler	Campos Carter Cedillo Davis Dickinson Eng Feuer Fong Fuentes Furutani Galgiani Gatto Gordon	Halderman Hall Hayashi Hernández Hill Huber Hueso Huffman Lara Lowenthal Ma Mitchell Pan	Perea Pérez, V.M. Skinner Solorio Swanson Torres Wieckowski Williams Yamada Mr. Speaker	
NOES—21				
Berryhill Conway Donnelly	Grove Hagman Harkey	Logue Miller Morrell	Silva Smyth Wagner	

Knight Bill ordered transmitted to the Senate.

Jeffries

Jones

ASSEMBLY BILL NO. 2238 (Perea)—An act to amend Section 56430 of the Government Code, to amend Section 116326 of the Health and Safety Code, and to amend Section 75125 of, and to add Section 75129.5 to, the Public Resources Code, relating to public water systems.

Nestande

Nielsen

Olsen

Bill read third time, and passed by the following vote:

AYES—	48
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Alejo	Cedillo	Hall	Pan
Allen	Chesbro	Hayashi	Perea
Atkins	Davis	Hernández	Pérez, V.M.
Beall	Dickinson	Hill	Portantino
Block	Eng	Huber	Skinner
Blumenfield	Feuer	Hueso	Solorio
Bonilla	Fong	Huffman	Swanson
Bradford	Fuentes	Lara	Torres
Brownley	Furutani	Lowenthal	Wieckowski
Buchanan	Galgiani	Ma	Williams
Butler	Gatto	Mitchell	Yamada
Campos	Gordon	Monning	Mr. Speaker
Achadjian Ammiano Carter Conway Cook Donnelly Gaines	Garrick Gorell Grove Hagman Halderman Harkey Jeffries	Jones Knight Logue Miller Morrell Nestande Nielsen	Olsen Silva Smyth Wagner

Bill ordered transmitted to the Senate.

Gaines

Garrick

Gorell

#### UNFINISHED BUSINESS (RESUMED) MOTION TO RECONSIDER ASSEMBLY BILL NO. 2231 Request for Unanimous Consent

In compliance with a motion given on a previous day, Assembly Member Allen requested unanimous consent that the vote be reconsidered whereby Assembly Bill No. 2231 was refused passage. Assembly Member Hagman withheld unanimous consent.

#### Motion to Reconsider

Assembly Member Allen moved that the vote be reconsidered whereby Assembly Bill No. 2231 was refused passage.

Assembly Bill No. 2231 reconsidered by the following vote:

AYES—47				
Alejo	Campos	Hall	Pan	
Allen	Carter	Hayashi	Perea	
Ammiano	Davis	Hernández	Pérez, V.M.	
Atkins	Dickinson	Hill	Portantino	
Beall	Eng	Huber	Skinner	
Block	Feuer	Hueso	Solorio	
Blumenfield	Fong	Huffman	Swanson	
Bonilla	Fuentes	Lara	Torres	
Bradford	Furutani	Lowenthal	Wieckowski	
Brownley	Galgiani	Ma	Williams	
Buchanan	Gatto	Mitchell	Mr. Speaker	
Butler	Gordon	Monning		
	NOES—21			
Achadjian	Grove	Logue	Silva	
Conway	Hagman	Miller	Smyth	
Cook	Halderman	Morrell	Wagner	
Donnelly	Harkey	Nestande		
Gaines	Jones	Nielsen		
Garrick	Knight	Olsen		

#### Request for Unanimous Consent to Suspend Assembly Rule 69(b)

Assembly Member Allen requested unanimous consent that Assembly Rule 69(b) be suspended to permit consideration of proposed amendments to Assembly Bill No. 2231.

Assembly Member Hagman withheld unanimous consent.

#### Motion to Suspend Assembly Rule 69(b)

Assembly Member Allen moved that Assembly Rule 69(b) be suspended to permit consideration of proposed amendments to Assembly Bill No. 2231.

Assembly Member Gatto seconded the motion.

Motion to suspend Assembly Rule 69(b) carried by the following vote:

#### AYES-45 Alejo Carter Hayashi Pérez, V.M. Allen Davis Hernández Portantino Ammiano Dickinson Hill Skinner Atkins Eng Huber Solorio Beall Feuer Hueso Swanson Block Fong Huffman Torres Blumenfield Fuentes Wieckowski Lara Williams Bonilla Furutani Ma Bradford Galgiani Mitchell Mr. Speaker Brownlev Gatto Monning Buchanan Gordon Pan Perea Campos Hall NOES-23 Gorell Achadjian Jones Nielsen Olsen Conway Grove Knight Cook Hagman Logue Silva Donnelly Halderman Miller Smyth Gaines Morrell Wagner Harkey

#### Further Consideration of Assembly Bill No. 2231

Nestande

**ASSEMBLY BILL NO. 2231 (Fuentes)**—An act to amend Section 5611 of the Streets and Highways Code, relating to sidewalks.

Bill read third time.

Jeffries

Garrick

#### Motion to Amend

Assembly Member Fuentes moved the adoption of amendments. Amendments read and adopted by the following vote:

#### AYES—46

A 1 :	<b>G</b> (	TT 1:	D
Alejo	Carter	Hayashi	Perea
Allen	Davis	Hernández	Pérez, V.M.
Ammiano	Dickinson	Hill	Portantino
Atkins	Eng	Huber	Skinner
Beall	Feuer	Hueso	Solorio
Block	Fong	Huffman	Swanson
Blumenfield	Fuentes	Lara	Torres
Bonilla	Furutani	Lowenthal	Wieckowski
Bradford	Galgiani	Ma	Williams
Brownley	Gatto	Mitchell	Mr. Speaker
Buchanan	Gordon	Monning	1
Campos	Hall	Pan	
		NOES—23	
Achadjian	Gorell	Jones	Nielsen
	Grove		Olsen
Conway		Knight	
Cook	Hagman	Logue	Silva
Donnelly	Halderman	Miller	Smyth
Gaines	Harkey	Morrell	Wagner
Garrick	Jeffries	Nestande	2

Bill ordered reprinted.

#### Re-reference of Bills to Committee Pursuant to Assembly Rule 77.2

Pursuant to Assembly Rule 77.2, Speaker pro Tempore Ma re-referred the following bill to committee as noted:

Assembly Bill No. 2231, to the Committee on Local Government.

#### CONSIDERATION OF DAILY FILE (RESUMED) THIRD READING OF ASSEMBLY BILLS (RESUMED)

**ASSEMBLY BILL NO. 2242 (Dickinson)**—An act to amend Sections 48900, 48900.7, 48900.8, 48915, 48927, and 49079 of, to add Section 48911.3 to, and to repeal Section 48900.4 of, the Education Code, relating to pupils.

Bill read third time, and passed by the following vote:

#### AYES—46

Alejo Allen Ammiano Atkins Beall Block Blumenfield Bonilla Bradford Brownley Butler Calderon	Campos Carter Cedillo Chesbro Davis Dickinson Eng Feuer Fong Fuentes Galgiani Gordon	Halderman Hall Hayashi Hernández Hill Hueso Huffman Lara Lowenthal Ma Mitchell Monning	Pan Perea Pérez, V.M. Skinner Solorio Swanson Wieckowski Williams Yamada Mr. Speaker
	NOE	S—25	
Achadjian Berryhill Conway Cook Donnelly Gaines Garrick	Gatto Gorell Grove Hagman Harkey Huber Jeffries	Jones Knight Logue Miller Morrell Nielsen Olsen	Portantino Silva Smyth Wagner

ASSEMBLY BILL NO. 2366 (Eng)—An act to amend Section 40225 of the Vehicle Code, relating to vehicles.

Bill read third time, and passed by the following vote:

AYES—54			
Achadjian	Campos	Hall	Pan
Alejo	Carter	Hayashi	Perea
Allen	Cedillo	Hernández	Pérez, V.M.
Ammiano	Chesbro	Hill	Portantino
Atkins	Davis	Huber	Skinner
Beall	Dickinson	Hueso	Solorio
Block	Eng	Huffman	Swanson
Blumenfield	Feuer	Lara	Torres
Bonilla	Fong	Lowenthal	Wieckowski
Bradford	Fuentes	Ma	Williams
Brownley	Furutani	Mitchell	Yamada
Buchanan	Galgiani	Monning	Mr. Speaker
Butler	Gatto	Nestande	
Calderon	Gordon	Olsen	
NOES—20			
Berryhill	Garrick	Jeffries	Morrell
Conway	Gorell	Jones	Nielsen
Cook	Grove	Knight	Silva
Donnelly	Hagman	Logue	Smyth
Gaines	Halderman	Miller	Wagner

Bill ordered transmitted to the Senate.

**ASSEMBLY BILL NO. 2397 (Allen)**—An act to add and repeal Section 4140 of the Welfare and Institutions Code, relating to mental health.

Bill read third time, and passed by the following vote:

#### AYES—51

Alejo	Campos	Gordon	Pan
Allen	Carter	Hall	Perea
Ammiano	Cedillo	Hayashi	Pérez, V.M.
Atkins	Chesbro	Hernández	Portantino
Beall	Davis	Hill	Skinner
Block	Dickinson	Huber	Solorio
Blumenfield	Eng	Huffman	Swanson
Bonilla	Feuer	Lara	Torres
Bradford	Fong	Lowenthal	Wieckowski
Brownley	Fuentes	Ma	Williams
Buchanan	Furutani	Mitchell	Yamada
Butler	Galgiani	Monning	Mr. Speaker
Calderon	Gatto	Nestande	
	NOF	S—22	
	_		01
Achadjian	Gorell	Jones	Olsen
Berryhill	Grove	Knight	Silva
Conway	Hagman	Logue	Smyth
Donnelly	Halderman	Miller	Wagner
Gaines	Harkey	Morrell	
Garrick	Jeffries	Nielsen	

# **ASSEMBLY BILL NO. 2439 (Eng)**—An act to add Section 19573 to the Revenue and Taxation Code, relating to taxation.

Bill read third time, and passed by the following vote:

AYES—47				
Alejo Allen Ammiano Atkins Beall Block Blumenfield Bonilla Bradford Brownley Butler Calderon	Campos Carter Cedillo Chesbro Davis Dickinson Eng Feuer Fong Furutani Gatto Gordon	Hall Hayashi Hernández Hill Huber Hueso Huffman Lara Lowenthal Mitchell Monning Pan	Perea Pérez, V.M. Portantino Skinner Solorio Swanson Torres Wieckowski Williams Yamada Mr. Speaker	
	NUE3-24			

Achadjian	Garrick	Jones	Nestande
Berryhill	Grove	Knight	Nielsen
Conway	Hagman	Logue	Olsen
Cook	Halderman	Ma	Silva
Donnelly	Harkey	Miller	Smyth
Gaines	Jeffries	Morrell	Wagner

Bill ordered transmitted to the Senate.

**ASSEMBLY BILL NO. 2623 (Allen)**—An act to amend Section 830.38 of the Penal Code, relating to peace officers.

Bill read third time, and passed by the following vote:

#### AYES—71

#### NOES—None

# **ASSEMBLY BILL NO. 1875 (Gatto)**—An act to add Section 2025.290 to the Code of Civil Procedure, relating to depositions.

Bill read third time, and passed by the following vote:

		AYES—50	
Alejo	Campos	Hall	Perea
Allen	Carter	Hayashi	Pérez, V.M.
Ammiano	Chesbro	Hernández	Portantino
Atkins	Davis	Hill	Skinner
Beall	Dickinson	Huber	Solorio
Block	Eng	Hueso	Swanson
Blumenfield	Feuer	Huffman	Torres
Bonilla	Fong	Lara	Wieckowski
Bradford	Fuentes	Lowenthal	Williams
Brownley	Furutani	Ma	Yamada
Buchanan	Galgiani	Mitchell	Mr. Speaker
Butler	Gatto	Monning	
Calderon	Gordon	Pan	
		NOES—24	
Ashadiian	Comials	Laffeiga	Nastanda

Achadjian	Garrick	Jeffries	Nestande
Berryhill	Gorell	Jones	Nielsen
Conway	Grove	Knight	Olsen
Cook	Hagman	Logue	Silva
Donnelly	Halderman	Miller	Smyth
Gaines	Harkey	Morrell	Wagner

Bill ordered transmitted to the Senate.

**ASSEMBLY BILL NO. 1968 (Wieckowski)**—An act to amend Section 830.5 of the Penal Code, relating to peace officers.

Bill read third time, and passed by the following vote:

#### AYES—74

#### NOES—None

**ASSEMBLY BILL NO. 2523 (Hueso)**—An act to amend Sections 63010 and 63035 of, and to add Section 63025.5 to, the Government Code, relating to economic development.

Bill read third time, and passed by the following vote:

#### AYES—54

Achadjian	Calderon	Gordon	Pan	
Alejo	Campos	Hall	Perea	
Allen	Carter	Hayashi	Pérez, V.M.	
Ammiano	Cedillo	Hernández	Portantino	
Atkins	Chesbro	Hill	Skinner	
Beall	Davis	Huber	Solorio	
Berryhill	Dickinson	Hueso	Swanson	
Block	Eng	Huffman	Torres	
Blumenfield	Feuer	Lara	Wieckowski	
Bonilla	Fong	Lowenthal	Williams	
Bradford	Fuentes	Ma	Yamada	
Brownley	Furutani	Mitchell	Mr. Speaker	
Buchanan	Galgiani	Monning	-	
Butler	Gatto	Nestande		
NOES—20				
C	C	Tawaa	NI: -1	

Conway	Grove	Jones	Nielsen
Cook	Hagman	Knight	Olsen
Donnelly	Halderman	Logue	Silva
Gaines	Harkey	Miller	Smyth
Garrick	Jeffries	Morrell	Wagner

Bill ordered transmitted to the Senate.

#### CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1939

At 4:09 p.m., on motion of Assembly Member Pan, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

AVES\_42

Assembly Bill No. 1939 passed by the following vote:

AYES—42			
Cedillo Chesbro Dickinson Eng Feuer Fong Fuentes Furutani Gordon Hall Hayashi	Hernández Hill Huber Hueso Huffman Lara Ma Mitchell Monning Nestande Pan	Perea Pérez, V.M. Portantino Skinner Smyth Swanson Wieckowski Yamada Mr. Speaker	
		Morrell	
Garrick Gatto Grove Hagman Halderman	Jeffries Jones Knight Logue Miller	Nielsen Silva Torres Wagner	
	Cedillo Chesbro Dickinson Eng Feuer Fong Fuentes Furutani Gordon Hall Hayashi NOE Galgiani Garrick Gatto Grove Hagman	Cedillo Hernández Chesbro Hill Dickinson Huber Eng Hueso Feuer Huffman Fong Lara Fuentes Ma Furutani Mitchell Gordon Monning Hall Nestande Hayashi Pan <b>NOES—23</b> Galgiani Harkey Garrick Jeffries Gatto Jones Grove Knight Hagman Logue	

#### Vote Changes

By unanimous consent, the following vote changes were permitted on Assembly Bill No. 1939: Assembly Members Solorio and Williams from "Aye" to "Not Voting".

#### CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 2265

At 4:10 p.m., on motion of Assembly Member Roger Hernández, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 2265 passed by the following vote:

#### AYES-41 Cedillo Hill Portantino Alejo Allen Davis Hueso Solorio Beall Eng Jeffries Swanson Blumenfield Feuer Lara Torres Bonilla Fong Logue Wieckowski Bradford Furutani Ma Williams Brownley Gatto Mitchell Yamada Mr. Speaker Butler Gordon Monning Calderon Hall Pan Hayashi Campos Perea Pérez, V.M. Carter Hernández NOES-31 Achadjian Fletcher Halderman Nestande Berryhill Fuentes Harkey Nielsen Buchanan Olsen Gaines Huber Chesbro Galgiani Huffman Silva Conway Skinner Garrick Iones Cook Gorell Knight Smyth Dickinson Grove Miller Wagner Donnelly Hagman Morrell

#### Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 2265: Assembly Member Ammiano from "Aye" to "Not Voting".

Bill ordered transmitted to the Senate.

#### COMMUNICATIONS

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

#### Explanation of Vote—Assembly Bill No. 2265

May 31, 2012

E. Dotson Wilson

Chief Clerk of the Assembly State Capitol, Room 3196 Sacramento, California

Dear Mr. Wilson: This letter is to inform you that I intended to vote "No" on AB 2265 (Hernández), which I announced at the rostrum after session. I believe this could be seriously detrimental to development in rural areas like my district.

Sincerely,

DAN LOGUE, Assemblyman Third District

#### CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 2312

At 4:10 p.m., on motion of Assembly Member Ammiano, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 2312 passed by the following vote:

#### AYES-41

Alejo Allen Ammiano Atkins Beall Block Bonilla Bradford Brownley Butler Campos	Carter Cedillo Chesbro Davis Dickinson Eng Fong Fuentes Furutani Gordon Hall	Hayashi Hernández Hill Huber Hueso Huffman Lara Lowenthal Ma Mitchell Monning	Pan Skinner Swanson Torres Wieckowski Williams Yamada Mr. Speaker
NOES—30			
Achadjian Berryhill Conway Cook Donnelly Feuer Gaines Galgiani	Garrick Gatto Gorell Grove Hagman Halderman Harkey Jeffries	Jones Knight Logue Miller Morrell Nestande Nielsen Olsen	Perea Portantino Silva Smyth Solorio Wagner

Bill ordered transmitted to the Senate.

#### CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1778

At 4:11 p.m., on motion of Assembly Member Williams, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 1778 passed by the following vote:

AYES—44			
Alejo Allen Ammiano Atkins Beall Block Blumenfield Bonilla Bradford Butler Calderon	Campos Carter Cedillo Chesbro Dickinson Eng Feuer Fong Fuentes Furutani Gatto	Gordon Hall Hayashi Hernández Hill Huber Hueso Huffman Lara Lowenthal Mitchell	Monning Pan Perea Pérez, V.M. Skinner Solorio Torres Wieckowski Williams Yamada Mr. Speaker
	NOE	S—29	×.
Achadjian Berryhill Buchanan Conway Cook Donnelly Fletcher Gaines	Galgiani Garrick Gorell Grove Hagman Halderman Harkey Jeffries	Jones Knight Logue Ma Miller Morrell Nestande Nielsen	Norby Olsen Silva Smyth Wagner

#### CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 2537

At 4:11 p.m., on motion of Assembly Member V. Manuel Pérez, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 2537 passed by the following vote:

#### AYES-50 Gordon Pan Alejo Campos Allen Carter Hall Perea Ammiano Cedillo Hayashi Pérez, V.M. Atkins Chesbro Hernández Skinner Beall Davis Hill Solorio Block Dickinson Huber Swanson Blumenfield Hueso Torres Eng Huffman Bonilla Feuer Wieckowski Bradford Fong Lara Williams Brownley Yamada Fuentes Lowenthal Buchanan Furutani Ma Mr. Speaker Butler Galgiani Mitchell Calderon Gatto Monning NOES-24 Garrick Jones Nielsen Achadjian Berryhill Gorell Knight Olsen Conway Grove Portantino Logue Cook Hagman Miller Silva Donnelly Morrell Harkey Smyth Gaines Jeffries Nestande Wagner

Bill ordered transmitted to the Senate.

#### CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1657

At 4:12 p.m., on motion of Assembly Member Wieckowski, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 1657 passed by the following vote:

AYES—46			
Alejo Allen Atkins Beall Block Blumenfield Bradford Brownley Buchanan Butler Calderon Campos	Carter Cedillo Chesbro Davis Dickinson Eng Feuer Fong Fuentes Galgiani Gatto Hall	Hayashi Hernández Hill Huber Hueso Huffman Lara Lowenthal Ma Mitchell Pan Perea	Pérez, V.M. Portantino Skinner Solorio Swanson Torres Wieckowski Williams Yamada Mr. Speaker
NOES—24			
Achadjian Berryhill Conway Cook Donnelly Gaines	Garrick Gorell Grove Hagman Halderman Harkey	Jeffries Jones Knight Logue Miller Morrell	Nestande Nielsen Olsen Silva Smyth Wagner

At 4:12 p.m., on motion of Assembly Member Eng, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

### Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Eng moved to continue the call of the Assembly.

Motion carried. Time, 4:12 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

### CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 2346

At 4:13 p.m., on motion of Assembly Member Butler, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

### Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Butler moved to continue the call of the Assembly.

Motion carried. Time, 4:13 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

### CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1692

At 4:13 p.m., on motion of Assembly Member Wieckowski, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

# Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Wieckowski moved to continue the call of the Assembly.

Motion carried. Time, 4:13 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

## CONSIDERATION OF DAILY FILE (RESUMED) THIRD READING OF SENATE BILLS

**SENATE BILL NO. 1504 (Kehoe)**—An act to amend Sections 906, 965, and 965.5 of the Government Code, relating to governmental liability, and declaring the urgency thereof, to take effect immediately.

Bill presented by Assembly Member Fuentes.

Bill read third time.

# **Urgency Clause**

Urgency clause read, and adopted by the following vote:

AYES—72			
Achadjian	Conway	Harkey	Nestande
Alejo	Cook	Hayashi	Nielsen
Allen	Davis	Hernández	Olsen
Ammiano	Dickinson	Hill	Pan
Atkins	Eng	Huber	Perea
Beall	Feuer	Hueso	Pérez, V.M.
Berryhill	Fong	Huffman	Portantino
Block	Fuentes	Jeffries	Silva
Blumenfield	Furutani	Jones	Skinner
Bonilla	Gaines	Knight	Smyth
Bradford	Galgiani	Lara	Solorio
Brownley	Garrick	Logue	Swanson
Buchanan	Gatto	Lowenthal	Torres
Calderon	Gordon	Ma	Wagner
Campos	Gorell	Miller	Wieckowski
Carter	Grove	Mitchell	Williams
Cedillo	Hagman	Monning	Yamada
Chesbro	Hall	Morrell	Mr. Speaker

## NOES-1

### Donnelly

The question being on the passage of the bill. Bill passed by the following vote:

# AYES-72

Achadjian Alejo Allen Ammiano Atkins Beall Berryhill Block Blumenfield Bonilla Bradford Brownley Buchanan Calderon Campos Carter Cedillo Chackpro	Conway Cook Davis Dickinson Eng Feuer Fong Fuentes Furutani Gaines Galgiani Garrick Gatto Gordon Gordon Gorell Grove Hagman Hall	Harkey Hayashi Hernández Hill Huber Hueso Huffman Jeffries Jones Knight Lara Logue Lowenthal Ma Miller Mitchell Monning Morsel	Nestande Nielsen Olsen Pan Perea Pérez, V.M. Portantino Silva Skinner Swyth Solorio Swanson Torres Wagner Wieckowski Williams Yamada
Chesbro	Hall	Morrell	Mr. Speaker

# NOES-1

# Donnelly

**SENATE BILL NO. 1558 (Kehoe)**—An act relating to the payment of claims against the state, and making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill presented by Assembly Member Fuentes.

Bill read third time.

### **Urgency Clause**

Urgency clause read, and adopted by the following vote:

AYES—61			
Cedillo	Hernández	Pan	
Chesbro	Hill	Perea	
Davis	Huber	Pérez, V.M.	
Dickinson	Hueso	Portantino	
Eng	Huffman	Skinner	
Feuer	Jeffries	Smyth	
Fong	Jones	Solorio	
Fuentes	Knight	Swanson	
Furutani	Lara	Torres	
Galgiani	Lowenthal	Wieckowski	
Gatto	Ma	Williams	
Gordon	Miller	Yamada	
Hagman	Mitchell	Mr. Speaker	
Halderman	Nestande	-	
Hall	Nielsen		
Hayashi	Olsen		
	Cedillo Chesbro Davis Dickinson Eng Feuer Fong Fuentes Furutani Galgiani Galgiani Gatto Gordon Hagman Halderman Hall	CedilloHernándezChesbroHillDavisHuberDickinsonHuesoEngHuffmanFeuerJeffriesFongJonesFuentesKnightFurutaniLaraGalgianiLowenthalGattoMaGordonMillerHagmanMitchellHaldermanNestandeHallNielsen	

#### NOES-8

Donnelly	Gorell	Harkey	Morrell
Gaines	Grove	Logue	Wagner

The question being on the passage of the bill. Bill passed by the following vote:

### AYES—61

Achadjian	Cedillo	Hernández	Pan
Alejo	Chesbro	Hill	Perea
Allen	Davis	Huber	Pérez, V.M.
Ammiano	Dickinson	Hueso	Portantino
Atkins	Eng	Huffman	Skinner
Beall	Feuer	Jeffries	Smyth
Block	Fong	Jones	Solorio
Blumenfield	Fuentes	Knight	Swanson
Bonilla	Furutani	Lara	Torres
Bradford	Galgiani	Lowenthal	Wieckowski
Brownley	Gatto	Ma	Williams
Buchanan	Gordon	Miller	Yamada
Butler	Hagman	Mitchell	Mr. Speaker
Calderon	Halderman	Nestande	-
Campos	Hall	Nielsen	
Carter	Hayashi	Olsen	
		NOES—8	

	Iorrell /agner
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**SENATE BILL NO. 630 (Alquist)**—An act to add Section 1317.10 to the Health and Safety Code, relating to health facilities, and declaring the urgency thereof, to take effect immediately.

Bill presented by Assembly Member Gordon.

Bill read third time.

### **Urgency Clause**

Urgency clause read, and adopted by the following vote:

AYES—74			
Achadjian	Conway	Hall	Nielsen
Alejo	Cook	Harkey	Olsen
Allen	Davis	Hayashi	Pan
Ammiano	Dickinson	Hill	Perea
Atkins	Donnelly	Huber	Pérez, V.M.
Beall	Eng	Hueso	Portantino
Berryhill	Feuer	Huffman	Silva
Block	Fong	Jeffries	Skinner
Blumenfield	Fuentes	Jones	Smyth
Bonilla	Furutani	Knight	Solorio
Bradford	Gaines	Lara	Swanson
Brownley	Galgiani	Logue	Torres
Buchanan	Garrick	Lowenthal	Wagner
Butler	Gatto	Ma	Wieckowski
Calderon	Gordon	Miller	Williams
Campos	Gorell	Mitchell	Yamada
Carter	Grove	Monning	Mr. Speaker
Cedillo	Hagman	Morrell	-
Chesbro	Halderman	Nestande	

### NOES—None

The question being on the passage of the bill. Bill passed by the following vote:

# AYES—74

Achadjian Alejo	Conway Cook	Hall Harkey	Nielsen Olsen
Allen	Davis	Hayashi	Pan
Ammiano	Dickinson	Hill	Perea
Atkins	Donnelly	Huber	Pérez, V.M.
Beall	Eng	Hueso	Portantino
Berryhill	Feuer	Huffman	Silva
Block	Fong	Jeffries	Skinner
Blumenfield	Fuentes	Jones	Smyth
Bonilla	Furutani	Knight	Solorio
Bradford	Gaines	Lara	Swanson
Brownley	Galgiani	Logue	Torres
Buchanan	Garrick	Lowenthal	Wagner
Butler	Gatto	Ma	Wieckowski
Calderon	Gordon	Miller	Williams
Campos	Gorell	Mitchell	Yamada
Carter	Grove	Monning	Mr. Speaker
Cedillo	Hagman	Morrell	•
Chesbro	Halderman	Nestande	

### NOES—None

SENATE CONCURRENT RESOLUTION NO. 88 (Alquist)—Relative to Arthritis Awareness Month.

Resolution presented by Assembly Member Beall.

Resolution read, and adopted.

Resolution ordered transmitted to the Senate.

### THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 2356 (Skinner)—An act to amend Section 1644.5 of, and to add Section 1644.6 to, the Health and Safety Code, relating to human tissue. Bill read third time, and passed by the following vote:

AYES—50			
Alejo Allen Ammiano Atkins Beall Block Blumenfield Bonilla Bradford Brownley Buchanan Butler	Carter Cedillo Chesbro Davis Dickinson Eng Feuer Fong Fuentes Furutani Galgiani Gatto	Hall Hayashi Hernández Hill Huber Hueso Huffman Lara Lowenthal Ma Mitchell Monning	Perea Pérez, V.M. Portantino Skinner Solorio Swansson Torres Wieckowski Williams Yamada Mr. Speaker
Campos	Gordon	Pan	
	NOE	S—24	
Achadjian Berryhill Conway Cook Donnelly Gaines	Garrick Gorell Grove Hagman Halderman Harkey	Jeffries Jones Knight Logue Miller Morrell	Nestande Nielsen Olsen Silva Smyth Wagner

Bill ordered transmitted to the Senate.

**ASSEMBLY BILL NO. 2610 (Skinner)**—An act to amend and repeal Section 2924.8 of the Civil Code, and to amend Section 415.46 of, and to amend and repeal Sections 1161b and 1161c of, the Code of Civil Procedure, relating to tenants.

Bill read third time, and passed by the following vote:

AYES—56			
Achadjian	Campos	Gorell	Nestande
Alejo	Carter	Halderman	Pan
Allen	Cedillo	Hall	Perea
Ammiano	Chesbro	Hayashi	Pérez, V.M.
Atkins	Davis	Hernández	Portantino
Beall	Dickinson	Hill	Skinner
Block	Eng	Huber	Smyth
Blumenfield	Feuer	Hueso	Solorio
Bonilla	Fong	Huffman	Swanson
Bradford	Fuentes	Lara	Torres
Brownley	Furutani	Lowenthal	Wieckowski
Buchanan	Galgiani	Ma	Williams
Butler	Gatto	Mitchell	Yamada
Calderon	Gordon	Monning	Mr. Speaker
NOES—14			
Berryhill	Garrick	Jones	Olsen
Conway	Grove	Knight	Wagner
Donnelly	Hagman	Logue	C
Gaines	Jeffries	Nielsen	

**ASSEMBLY BILL NO. 2557 (Feuer)**—An act to add and repeal Section 2929.35 of the Civil Code, and to amend Section 17980.7 of the Health and Safety Code, relating to real property.

Bill read third time.

# Assembly Rule 112 Suspended

Assembly Member Feuer was granted unanimous consent that Assembly Rule 112 be suspended to permit him to read a paper on the Floor of the Assembly.

The question being on the passage of the bill.

The roll was opened.

# Call of the Assembly

Pending the announcement of the vote, Assembly Member Feuer moved a call of the Assembly.

Motion carried. Time, 4:26 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

**ASSEMBLY BILL NO. 1835 (Fletcher)**—An act to amend Section 290.07 of the Penal Code, relating to sex crimes.

Bill presented by Assembly Member Block.

Bill read third time, and passed by the following vote:

# AYES—73

### NOES—None

### At 4:28 p.m., Assistant Speaker pro Tempore Mike Gatto, 43rd District, presiding

# THIRD READING OF SENATE BILLS (RESUMED)

SENATE CONCURRENT RESOLUTION NO. 70 (Ted Gaines)—Relative to the National Day of the Cowboy and Cowgirl.

Resolution presented by Assembly Member Ma.

Resolution read.

### **Request for Use of Visual Aids**

Assembly Member Ma was granted unanimous consent to use a visual aid on the Floor.

### Members Made Coauthors of Senate Concurrent Resolution No. 70

Assembly Member Ma was granted unanimous consent to suspend the Rules to permit Members to be listed as additional coauthors of Senate Concurrent Resolution No. 70.

# Additional Coauthors

The following Assembly Members requested to be listed as additional coauthors:

Achadjian, Alejo, Allen, Ammiano, Atkins, Beall, Bill Berryhill, Block, Blumenfield, Bonilla, Bradford, Brownley, Buchanan, Butler, Campos, Carter, Cedillo, Cook, Davis, Eng, Feuer, Furutani, Galgiani, Garrick, Gatto, Gordon, Grove, Hall, Harkey, Hayashi, Roger Hernández, Hill, Huber, Hueso, Huffman, Jeffries, Jones, Lara, Bonnie Lowenthal, Mitchell, Monning, Morrell, Nestande, Pan, Perea, John A. Pérez, V. Manuel Pérez, Portantino, Skinner, Smyth, Solorio, Swanson, Torres, Wagner, Williams, and Yamada.

### Request for Unanimous Consent

Assembly Member Ma was granted unanimous consent to take up Senate Concurrent Resolution No. 70, as amended, without reference to print or file.

### Consideration of Senate Concurrent Resolution No. 70, as Amended

**SENATE CONCURRENT RESOLUTION NO. 70**—Relative to the National Day of the Cowboy and Cowgirl.

Resolution read, as amended, and adopted.

Resolution ordered reprinted and transmitted to the Senate.

5206

### **UNFINISHED BUSINESS (RESUMED)**

# CONSIDERATION OF SENATE AMENDMENTS TO ASSEMBLY BILL NO. 1743 BY UNANIMOUS CONSENT—ASSEMBLY RULE 77 SUSPENDED

Assembly Member Campos was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1743.

**ASSEMBLY BILL NO. 1743 (Campos)**—An act to amend Section 67365 of the Education Code, relating to student athletes.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—71			
Achadjian	Cook	Hayashi	Nielsen
Alejo	Davis	Hernández	Olsen
Allen	Dickinson	Hill	Pan
Ammiano	Eng	Huber	Perea
Atkins	Feuer	Hueso	Pérez, V.M.
Beall	Fong	Huffman	Portantino
Block	Furutani	Jeffries	Silva
Blumenfield	Gaines	Jones	Skinner
Bonilla	Galgiani	Knight	Smyth
Bradford	Garrick	Lara	Solorio
Brownley	Gatto	Logue	Swanson
Buchanan	Gordon	Lowenthal	Torres
Butler	Gorell	Ma	Wagner
Campos	Grove	Miller	Wieckowski
Carter	Hagman	Mitchell	Williams
Cedillo	Halderman	Monning	Yamada
Chesbro	Hall	Morrell	Mr. Speaker
Conway	Harkey	Nestande	

# AYES—71

NOES-1

Donnelly

Bill ordered enrolled.

# CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 2517

At 4:33 p.m., on motion of Assembly Member Eng, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

### Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Eng moved to continue the call of the Assembly.

Motion carried. Time, 4:33 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

At 4:33 p.m., on motion of Assembly Member Butler, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

### Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Butler moved to continue the call of the Assembly.

Motion carried. Time, 4:33 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

### CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1692

At 4:34 p.m., on motion of Assembly Member Wieckowski, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

# Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Wieckowski moved to continue the call of the Assembly.

Motion carried. Time, 4:34 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

### CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 2557

At 4:35 p.m., on motion of Assembly Member Feuer, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

# Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Feuer moved to continue the call of the Assembly.

Motion carried. Time, 4:35 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

# ADJOURN IN MEMORY

Assembly Member Atkins was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Donald Marts of San Diego.

(Assembly Rule 45.5 suspended.)

# ADJOURN IN MEMORY

Assembly Member Perea was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of his mother, Maria Christina Trevino of Fresno.

(Assembly Rule 45.5 suspended.)

# At 4:45 p.m., Speaker pro Tempore Fiona Ma, 12th District, presiding

# ANNOUNCEMENTS

Speaker pro Tempore Ma announced the following session schedule: Friday, June 1, 2012, No session;

Monday, June 4, 2012, Floor Session, 12 noon.

### CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 2517

At 4:46 p.m., on motion of Assembly Member Eng, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 2517 refused passage by the following vote:

	AYE	S—35	
Allen Ammiano Atkins Beall Blumenfield Bradford Brownley Butler Calderon	Campos Carter Cedillo Davis Dickinson Eng Feuer Fong Fuentes	Furutani Gatto Gordon Hayashi Hernández Hill Huffman Lara Lowenthal	Mitchell Monning Skinner Swanson Wieckowski Williams Yamada Mr. Speaker
	NOE	ES—29	
Achadjian Berryhill Buchanan Conway Cook	Gorell Grove Hagman Halderman Harkey	Knight Logue Miller Morrell Nestande	Portantino Silva Smyth Solorio Wagner

Nielsen

Olsen

Perea

Donnelly

Gaines

Garrick

Huber

Jones

Jeffries

At 4:46 p.m., on motion of Assembly Member Butler, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

### Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Butler moved to continue the call of the Assembly.

Motion carried. Time, 4:47 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

### CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1692

At 4:48 p.m., on motion of Assembly Member Wieckowski, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

AVES-42

Assembly Bill No. 1692 passed by the following vote:

ATES-42				
Alejo Allen Ammiano Atkins Beall Block Blumenfield Bonilla Bradford Brownley Butler	Calderon Campos Carter Cedillo Davis Dickinson Eng Feuer Fong Fuentes Fuentes Furutani	Galgiani Gatto Hall Hernández Hill Huber Hueso Lara Ma Mitchell Pan	Perea Pérez, V.M. Skinner Solorio Swanson Wieckowski Williams Yamada Mr. Speaker	
Achadjian Berryhill Buchanan Conway Donnelly Gaines	NOE Garrick Gorell Grove Hagman Halderman Harkey	S—24 Jeffries Jones Knight Logue Miller Morrell	Nestande Nielsen Olsen Silva Smyth Wagner	

At 4:48 p.m., on motion of Assembly Member Feuer, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

### Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Feuer moved to continue the call of the Assembly.

Motion carried. Time, 4:48 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

# PARLIAMENTARY INQUIRY

Assembly Member Hagman arose to the following parliamentary inquiry:

How many Calls of the Assembly may be placed on bills?

### Reply by Speaker pro Tempore Ma

The Speaker pro Tempore replied that the Rules are silent relative to the number of Calls of the Assembly that may be placed on bills.

# Motion to Reconsider and Adjourn

Assembly Member Grove moved that the vote be reconsidered on Assembly Bill No. 2557, and that the House do now adjourn.

### Motion Ruled Out of Order

Speaker pro Tempore Ma ruled the motion out of order as a motion to reconsider a bill is out of order while it is under a Call of the Assembly and a motion to adjourn is not in order while Calls of the Assembly are pending.

At 4:50 p.m., on motion of Assembly Member Butler, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 2346 passed by the following vote:

#### AYES-41 Gordon Alejo Campos Pérez, V.M. Allen Skinner Carter Hall Ammiano Cedillo Hayashi Solorio Beall Davis Hernández Swanson Block Dickinson Hill Torres Blumenfield Williams Eng Hueso Bonilla Feuer Yamada Lara Bradford Lowenthal Mr. Speaker Fong Brownley Fuentes Mitchell Butler Furutani Monning Calderon Gatto Pan NOES-28 Achadjian Garrick Jeffries Nestande Berryhill Gorell Jones Nielsen Buchanan Grove Knight Olsen Hagman Conway Logue Silva Halderman Ma Smyth Cook Miller Donnelly Harkey Wagner Gaines Huber Morrell Wieckowski

### Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 2346: Assembly Member Wieckowski from "Aye" to "No".

Bill ordered transmitted to the Senate.

### CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 2557

At 4:54 p.m., on motion of Assembly Member Feuer, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

# Call of the Assembly Continued

Pending the announcement of the vote, Speaker Pérez moved to continue the call of the Assembly.

Motion carried. Time, 4:55 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

### COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Cedillo announced that the Budget Subcommittee No. 5 on Public Safety would meet 15 minutes after adjournment of Floor Session, in Room 447.

Assembly Member Mitchell announced that the Budget Subcommittee No. 1 on Health and Human Services would meet 15 minutes after adjournment of Floor Session, in Room 437.

At 4:57 p.m., on motion of Assembly Member Feuer, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 2557 refused passage by the following vote:

AYES—33				
Allen Atkins Beall Blumenfield Brownley Butler Calderon Carter Cedillo	Chesbro Davis Dickinson Eng Feuer Fong Fuentes Furutani Galgiani	Gordon Hill Huffman Lowenthal Ma Mitchell Monning Pan Skinner	Solorio Swanson Wieckowski Williams Yamada Mr. Speaker	
	NO	ES—32		
Achadjian Ammiano Berryhill Buchanan	Garrick Gatto Gorell Grove	Hayashi Huber Jeffries Jones	Nielsen Olsen Perea Portantino	
Conway Cook Donnelly Gaines	Hagman Halderman Hall Harkey	Logue Miller Morrell Nestande	Silva Smyth Torres Wagner	

### Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 2557: Assembly Member Bonilla from "Aye" to "Not Voting".

# CONSIDERATION OF DAILY FILE (RESUMED) UNFINISHED BUSINESS (RESUMED) MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motion to reconsider the vote on Senate Bill No. 923 was continued until the next legislative day.

### **ADJOURN IN MEMORY**

Assembly Member Gordon was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Ted Simonson of Los Gatos.

Assembly Member Bonnie Lowenthal was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Clara Andrews of Long Beach and Alan Thomas of Los Angeles.

### **VOTE ADDS**

The following Assembly Members were granted unanimous consent to record their votes on the following items (shown in sequential order):

Assembly Bill No. 1600: Alejo, Atkins, Buchanan, Butler, Cedillo, Conway, Cook, Davis, Eng, Fletcher, Beth Gaines, Galgiani, Grove, Hall, Harkey, Hayashi, Hueso, Huffman, Logue, Morrell, Nestande, Nielsen, Norby, Olsen, Portantino, Smyth, and Solorio—Aye.

Assembly Bill No. 2440: Cedillo, Eng, Fletcher, Fuentes, Gorell, Hayashi, Hueso, Huffman, Nestande, and Norby—Aye; Conway, Donnelly, Grove, Logue, Nielsen, Olsen, and Smyth—No.

Assembly Bill No. 1551: Achadjian, Cedillo, Conway, Eng, Fuentes, Beth Gaines, Hayashi, Huffman, Jones, Logue, Nestande, Nielsen, Olsen, Pan, and Smyth—Aye; Grove—No.

Assembly Bill No. 1572 and Urgency: Eng, Fuentes, Hagman, Hayashi, Jones, Nielsen, Norby, and Smyth—Aye.

Assembly Bill No. 1757: Ammiano, Eng, Fuentes, Gorell, Hagman, Hayashi, Huffman, Nielsen, Norby, and Smyth—Aye.

Assembly Bill No. 1855: Eng, Fuentes, Gorell, Hayashi, Huffman, and Nestande—Aye; Fletcher, Nielsen, Norby, and Smyth—No.

Assembly Bill No. 1966: Eng, Fletcher, Fuentes, Garrick, Gorell, Grove, Hagman, Hayashi, Nestande, Nielsen, and Smyth—Aye.

Assembly Bill No. 1963: Bill Berryhill, Buchanan, Eng, Fletcher, Galgiani, Hayashi, Smyth, and Solorio—Aye; Gorell, Miller, and Nielsen—No.

Assembly Bill No. 2263: Eng and Hayashi—Aye; Achadjian, Fletcher, Gorell, Nestande, Nielsen, Perea, and Torres—No.

Assembly Bill No. 2348: Dickinson, Hill, and Perea—Aye; Galgiani and Hayashi—No.

Assembly Bill No. 2643: Cedillo, Fletcher, Harkey, Hayashi, Lara, Miller, Morrell, Portantino, and Torres—Aye.

Assembly Bill No. 1993: Davis, Hall, and Hayashi—Aye; Portantino—No.

Assembly Bill No. 1778: Hayashi—Aye; Harkey—No.

Assembly Bill No. 2284: Alejo, Ammiano, Blumenfield, Brownley, Cedillo, Davis, Eng, Feuer, Fuentes, Hayashi, Huffman, Pan, and Solorio—Aye; Achadjian, Conway, Donnelly, Beth Gaines, Garrick, Gorell, Grove, Halderman, Harkey, Jeffries, Jones, Knight, Logue, Miller, Morrell, Silva, Smyth, and Wagner—No.

Assembly Bill No. 1648: Alejo, Cedillo, Davis, Eng, Feuer, Hall, Hayashi, Huffman, and Solorio—Aye; Conway, Donnelly, Garrick, Grove, Halderman, Harkey, Jones, Knight, Logue, Miller, Morrell, and Smyth—No.

Assembly Bill No. 1921: Alejo, Davis, Eng, Feuer, Hayashi, and Solorio—Aye; Gatto, Gorell, Grove, Harkey, Jones, Logue, Miller, Morrell, Smyth, and Wagner—No.

Assembly Bill No. 2046: Alejo, Davis, Eng, Feuer, Hayashi, and Solorio—Aye; Blumenfield, Harkey, Jones, Logue, Miller, Morrell, Smyth, and Wagner—No.

Assembly Bill No. 2514: Alejo, Davis, Halderman, Harkey, and Morrell—Aye; Brownley—No.

Assembly Bill No. 2551: Dickinson, Hayashi, Huffman, Swanson, and Wieckowski—Aye; Achadjian, Buchanan, and Galgiani—No.

Assembly Bill No. 2583: Solorio—Aye.

Assembly Bill No. 2595: Buchanan, Grove, Hall, Logue, Morrell, Pan, Portantino, and Smyth—Aye; Brownley, Hayashi, and Hill—No.

Assembly Bill No. 2655: Ammiano, Blumenfield, Hayashi, Hill, Miller, and Portantino—Aye.

Assembly Bill No. 1692, Wieckowski Motion to Reconsider: Buchanan, Butler, Cedillo, Hall, V. Manuel Pérez, and Portantino— Aye; Miller and Morrell—No.

Assembly Bill No. 2390: Atkins, Gatto, Hall, Huffman, Miller, Silva, and Smyth—Aye; Donnelly, Harkey, and Morrell—No.

Assembly Bill No. 2687: Blumenfield, Cedillo, Hall, Huffman, Miller, Morrell, Smyth, and Wieckowski—Aye.

Assembly Bill No. 1436: Ammiano, Cedillo, Galgiani, Skinner, and Solorio—Aye; Gorell and Smyth—No.

Assembly Bill No. 1575: Ammiano, Bonilla, Butler, Cedillo, Hall, Bonnie Lowenthal, Portantino, Solorio, and Wieckowski—Aye; Achadjian, Miller, Nestande, Nielsen, Olsen, and Smyth—No.

Assembly Bill No. 1640: Bonilla, Butler, Cedillo, Galgiani, Hall, and Bonnie Lowenthal—Aye; Achadjian, Conway, Gorell, Knight, Nestande, Nielsen, and Smyth—No.

Assembly Bill No. 1706: Alejo, Atkins, Butler, Davis, Hall, Hayashi, Jones, Bonnie Lowenthal, and Solorio—Aye; Olsen—No.

Assembly Bill No. 1900: Ammiano, Butler, Fuentes, Hayashi, Jones, Bonnie Lowenthal, Morrell, Swanson, and Wieckowski—Aye.

Assembly Bill No. 2040: Ammiano, Butler, Cedillo, Fuentes, Hayashi, Huffman, and Bonnie Lowenthal—Aye; Conway, Donnelly, Gorell, Grove, Jeffries, Miller, Silva, and Smyth—No.

Assembly Bill No. 2238: Cedillo, Hayashi, Portantino, and Wieckowski—Aye; Achadjian, Gorell, Miller, Nielsen, Olsen, and Smyth—No.

Assembly Bill No. 2231, Allen Motion to Reconsider: Hayashi, Huffman, Skinner, and Solorio—Aye; Achadjian, Miller, Nielsen, and Smyth—No.

Assembly Bill No. 2231, Allen Motion to Suspend Assembly Rule 69(b): Hayashi and Huffman—Aye; Achadjian, Gorell, Nielsen, and Smyth—No.

Assembly Bill No. 2231: Hayashi and Huffman—Aye; Achadjian, Gorell, Nielsen, and Smyth—No.

Assembly Bill No. 2242: Block, Fuentes, Hall, Hueso, and Lara— Aye; Achadjian, Gatto, Huber, Logue, Portantino, and Smyth—No.

Assembly Bill No. 2366: Alejo, Blumenfield, Buchanan, Galgiani, Gatto, Hayashi, V. Manuel Pérez, and Williams—Aye; Donnelly—No.

Assembly Bill No. 2397: Atkins, Blumenfield, Buchanan, Davis, Galgiani, Hall, Hayashi, Lara, and Williams—Aye; Achadjian, Donnelly, Garrick, Gorell, and Smyth—No.

Assembly Bill No. 2439: Bradford, Hayashi, Hill, and Solorio—Aye.

Assembly Bill No. 2623: Buchanan, Dickinson, Eng, Fuentes, Gorell, Grove, Harkey, Hayashi, Logue, and Pan—Aye.

Assembly Bill No. 1875: Alejo, Ammiano, Block, Bonilla, Fong, Fuentes, Galgiani, and Hayashi—Aye; Gorell, Nestande, and Olsen—No.

Assembly Bill No. 1968: Alejo, Ammiano, Donnelly, Fong, Fuentes, Gorell, and Hayashi—Aye.

Assembly Bill No. 2523: Achadjian, Fuentes, Hayashi, and Nestande—Aye; Cook and Olsen—No.

Assembly Bill No. 1939: Carter, Hayashi, and Lara—Aye.

Assembly Bill No. 2265: Skinner—No.

Assembly Bill No. 2312: Feuer and Galgiani—No.

Assembly Bill No. 1778: Bradford and Hall—Aye; Donnelly and Galgiani—No.

Assembly Bill No. 2537: Blumenfield, Carter, Fong, Skinner, and Solorio—Aye; Donnelly, Garrick, Knight, and Portantino—No.

Assembly Bill No. 1657: Davis, Hayashi, V. Manuel Pérez, and Solorio—Aye; Grove—No.

Senate Bill No. 1504 and Urgency: Ammiano—Aye.

Senate Bill No. 1558 and Urgency: Hayashi, Nestande, Nielsen, Olsen, and V. Manuel Pérez—Aye.

Senate Bill No. 630 and Urgency: Blumenfield, Brownley, Harkey, Hayashi, and Morrell—Aye.

Assembly Bill No. 2356: Ammiano, Blumenfield, Galgiani, Hayashi, and Wieckowski—Aye; Smyth—No.

Assembly Bill No. 2610: Gorell and Nestande—Aye; Olsen—No.

Assembly Bill No. 1835: Feuer and Gorell—Aye.

Assembly Bill No. 1743, Concurrence: Achadjian, Blumenfield, Hall, and Nestande—Aye.

Assembly Bill No. 2517: Campos and Lara—Aye.

Assembly Bill No. 1692: V. Manuel Pérez—Aye.

Assembly Bill No. 2346: Hall—Aye.

Assembly Bill No. 2557: Perea—No.

### MOTION TO ADJOURN

At 5:01 p.m., Assembly Member Allen moved that the Assembly do now adjourn.

Assembly Member Hagman seconded the motion.

Motion carried.

# QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 5:01 p.m., Speaker pro Tempore Ma declared the quorum call of the Assembly dispensed with.

# AUTHOR'S AMENDMENTS

# **Committee on Business, Professions and Consumer Protection**

May 31, 2012

Mr. Speaker: The Chair of your Committee on Business, Professions and Consumer Protection reports:

Senate Bill No. 628

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

HAYASHI, Chair

**SENATE BILL NO. 628**—An act to add Section 4936 to the Business and Professions Code, relating to acupuncture.

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 31, 2012

Mr. Speaker: The Chair of your Committee on Transportation reports: Senate Bill No. 1102

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

# BONNIE LOWENTHAL, Chair

**SENATE BILL NO. 1102**—An act to add Section 14525.6 to the Government Code, and to amend Sections 167, 188.8, and 188.11 of, and to add Section 189.9 to, the Streets and Highways Code, relating to transportation.

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 31, 2012

Mr. Speaker: The Chair of your Committee on Transportation reports: Senate Bill No. 1388

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

### BONNIE LOWENTHAL, Chair

**SENATE BILL NO. 1388**—An act to amend Section 22508 of, and to add Section 22508.5 to, the Vehicle Code, relating to parking.

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 JOURNAL

# MESSAGES FROM THE SENATE

Senate Chamber, May 31, 2012

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Concurrent Resolution No. 145

Assembly Joint Resolution No. 6

GREGORY P. SCHMIDT, Secretary of the Senate By Bernadette McNulty, Assistant Secretary

Above resolutions ordered enrolled.

Senate Chamber, May 31, 2012

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 956	Senate Bill No. 1195
Senate Bill No. 962	Senate Bill No. 1198
Senate Bill No. 970	Senate Bill No. 1209
Senate Bill No. 974	Senate Bill No. 1210
Senate Bill No. 978	Senate Bill No. 1238
Senate Bill No. 979	Senate Bill No. 1239
Senate Bill No. 1001	Senate Bill No. 1248
Senate Bill No. 1002	Senate Bill No. 1264
Senate Bill No. 1003	Senate Bill No. 1303
Senate Bill No. 1076	Senate Bill No. 1356
Senate Bill No. 1078	Senate Bill No. 1402
Senate Bill No. 1094	Senate Bill No. 1426
Senate Bill No. 1118	Senate Bill No. 1431
Senate Bill No. 1140	Senate Bill No. 1455
Senate Bill No. 1148	Senate Bill No. 1466
Senate Bill No. 1151	Senate Bill No. 1473
Senate Bill No. 1156	Senate Bill No. 1480
Senate Bill No. 1185	Senate Bill No. 1483
Senate Bill No. 1190	Senate Bill No. 1525
Senate Bill No. 1192	Senate Bill No. 1532

GREGORY P. SCHMIDT, Secretary of the Senate By Bernadette McNulty, Assistant Secretary

Senate Chamber, May 31, 2012

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 1549 Senate Bill No. 1568 Senate Bill No. 1572

> GREGORY P. SCHMIDT, Secretary of the Senate By Bernadette McNulty, Assistant Secretary

> > Senate Chamber, May 31, 2012

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 92 Senate Joint Resolution No. 26

> GREGORY P. SCHMIDT, Secretary of the Senate By Bernadette McNulty, Assistant Secretary

# FIRST READING OF SENATE BILLS

The following bills were read the first time:

**SENATE BILL NO. 956**—An act to add Chapter 1b (commencing with Section 18500) to Division 8 of the Business and Professions Code, and to amend Section 22054 of the Financial Code, relating to automobile sellers and lenders.

**SENATE BILL NO. 962**—An act to amend Sections 116380 and 116552 of the Health and Safety Code, relating to drinking water.

**SENATE BILL NO. 970**—An act to add Section 15927 to the Welfare and Institutions Code, relating to health and human services.

**SENATE BILL NO. 974**—An act to add Sections 5080.45 and 5080.46 to the Public Resources Code, relating to state parks.

**SENATE BILL NO. 978**—An act to amend Section 10232.5 of, and to add Sections 10232.3 and 10232.45 to, the Business and Professions Code, and to amend Sections 25102 and 25113 of, and to add Section 25102.2 to, the Corporations Code, relating to securities transactions.

**SENATE BILL NO. 979**—An act to amend Sections 2000, 2003, 2010, 2011, 2030, 2032, 2033, 2034, 2035, 2036, 2037, 2039, 2040, 2042, 2060, 2062, 2082, 2083, 2087, 2088, 2100, 2121, 2124, 2149, 2150, 2151.1, 2152, 2153, 2171, and 2172 of, and to add Section 583 to, the Financial Code, relating to financial institutions.

**SENATE BILL NO. 1001**—An act to amend Section 86102 of, and to add Sections 84101.5 and 84613 to, the Government Code, relating to the Political Reform Act of 1974.

**SENATE BILL NO. 1002**—An act to amend Section 6253.9 of, and to add Section 6253.91 to, the Government Code, relating to public records.

**SENATE BILL NO. 1003**—An act to amend Section 54960 of, and to add Section 54960.2 to, the Government Code, relating to local government.

**SENATE BILL NO. 1076**—An act to add and repeal Section 38568 of the Health and Safety Code, relating to air pollution.

**SENATE BILL NO. 1078**—An act to add and repeal Section 5080.46 of the Public Resources Code, relating to state parks.

**SENATE BILL NO. 1094**—An act to amend Sections 65965, 65966, 65967, and 65968 of the Government Code, relating to land use, and declaring the urgency thereof, to take effect immediately.

**SENATE BILL NO. 1118**—An act to add Chapter 21 (commencing with Section 42985) to Part 3 of Division 30 of the Public Resources Code, relating to solid waste.

**SENATE BILL NO. 1140**—An act to amend Section 400 of the Family Code, relating to marriage.

**SENATE BILL NO. 1148**—An act to amend Sections 711, 713, 714, 3031, 6596, 6596.1, 7149, and 7149.05 of, and to add Sections 711.1 and 711.5 to, the Fish and Game Code, and to amend Section 65042 of the Government Code, relating to fish and wildlife resources.

**SENATE BILL NO. 1151**—An act to amend Section 34177 of, and to add Sections 34177.1 and 34177.2 to, the Health and Safety Code, relating to economic development.

**SENATE BILL NO. 1156**—An act to add Part 1.86 (commencing with Section 34191.1) to Division 24 of the Health and Safety Code, and to amend Section 21094.5 of the Public Resources Code, relating to economic development, and making an appropriation therefor.

**SENATE BILL NO. 1185**—An act to add and repeal Part 12.2 (commencing with Section 15910) of Division 3 of Title 2 of the Government Code, relating to underground operations.

**SENATE BILL NO. 1190**—An act to add and repeal Section 123303 of the Health and Safety Code, relating to maternal and child health.

**SENATE BILL NO. 1192**—An act to amend Sections 8670.40 and 8670.41 of, and to add Section 8670.43 to, the Government Code, relating to oil spills.

**SENATE BILL NO. 1195**—An act to add Part 6.01 (commencing with Section 12665) to Division 2 of the Insurance Code, relating to health care coverage.

**SENATE BILL NO. 1198**—An act to add Section 711 to the Military and Veterans Code, relating to veterans.

SENATE BILL NO. 1209—An act to add Section 9250.20 to the Vehicle Code, relating to vehicles.

**SENATE BILL NO. 1210**—An act to amend Sections 1202.45, 1214, and 2085.5 of the Penal Code, and to amend Section 19280 of the Revenue and Taxation Code, relating to criminal fines and penalties, and making an appropriation therefor.

**SENATE BILL NO. 1238**—An act to amend Sections 2920, 2933, 4990, and 4990.04 of the Business and Professions Code, relating to professions.

**SENATE BILL NO. 1239**—An act to amend Sections 4928, 4934, and 4939 of the Business and Professions Code, relating to professions and vocations.

**SENATE BILL NO. 1248**—An act to amend Section 1219.5 of the Code of Civil Procedure, relating to court proceedings.

**SENATE BILL NO. 1264**—An act to amend Sections 11165.7 and 11166.5 of the Penal Code, and to amend Section 355 of the Welfare and Institutions Code, relating to child abuse reporting.

**SENATE BILL NO. 1303**—An act to amend Sections 1552 and 1553 of the Evidence Code, and to amend Sections 21455.5 and 40518 of the Vehicle Code, relating to vehicles.

**SENATE BILL NO. 1356**—An act to add and repeal Sections 17053.86 and 23686 of the Revenue and Taxation Code, relating to taxation.

**SENATE BILL NO. 1402**—An act to add and repeal Part 52.5 (commencing with Section 88600) of Division 7 of Title 3 of the Education Code, relating to economic development.

**SENATE BILL NO. 1426**—An act to amend Section 86203 of, and to add Section 89504 to, the Government Code, relating to the Political Reform Act of 1974.

**SENATE BILL NO. 1431**—An act to add Chapter 8.1 (commencing with Section 10750) to Part 2 of Division 2 of the Insurance Code, relating to insurance.

**SENATE BILL NO. 1455**—An act to add Sections 43867.5 and 43867.6 to the Health and Safety Code, relating to vehicular air pollution.

**SENATE BILL NO. 1466**—An act to add and repeal Section 69432.75 of the Education Code, relating to student financial aid.

SENATE BILL NO. 1473—An act to amend Section 2924.8 of the Civil Code, and to amend Sections 415.46 and 1161b of the Code of Civil Procedure, relating to tenants.

**SENATE BILL NO. 1480**—An act to amend Sections 4004, 4005, 4006, 4007, and 4008 of, and to add Sections 4013 and 4014 to, the Fish and Game Code, relating to trapping.

**SENATE BILL NO. 1483**—An act to add Article 12.7 (commencing with Section 830) to Chapter 1 of Division 2 of the Business and Professions Code, relating to healing arts.

**SENATE BILL NO. 1525**—An act to add Part 40.3 (commencing with Section 67450) to Division 5 of Title 3 of the Education Code, relating to postsecondary education.

**SENATE BILL NO. 1532**—An act to amend Section 2103 of the Code of Civil Procedure, to amend Sections 110, 202, 900, 902, 910, 1505, 2105, 2602, 5008, 5008, 6, 5130, 5810, 5812, 5813.5, 5819, 7130, 7810, 7812, 7813.5, 7819, 8810, 9130, 9621, 9913, 12214, 12310, 12500, 12502, 12504, 12510, 12570, 13226, 15901.16, 15902.01, 15909.02, 16303, 16309, 16953, 16959, 17051, 17054, 17060, 17062, 17451, 17454, 17654, and 18200 of, to repeal Part 8 (commencing with Section 14350) of, and to repeal Part 10 (commencing with Section 14450) of, Division 3 of Title 1 of, the Corporations Code, to amend Section 14101 of the Financial Code, and to amend Sections 12178.1, 12185, and 12191 of the Government Code, relating to business filings.

**SENATE BILL NO. 1549**—An act to add Chapter 6.6 (commencing with Section 6950) to Part 1 of Division 2 of the Public Contract Code, relating to public contracts, and making an appropriation therefor.

**SENATE BILL NO. 1568**—An act to amend Section 48853.5 of the Education Code, relating to pupils.

**SENATE BILL NO. 1572**—An act to add Section 38575 to the Health and Safety Code, relating to greenhouse gases.

The following resolutions were read:

SENATE CONCURRENT RESOLUTION NO. 92-Relative to Navy Week Sacramento.

SENATE JOINT RESOLUTION NO. 26—Relative to Naval Air Facility El Centro.

### ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, May 31, 2012

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

Assembly Concurrent Resolution No. 102 Assembly Concurrent Resolution No. 106

Assembly Concurrent Resolution No. 100 Assembly Concurrent Resolution No. 107

Assembly Concurrent Resolution No. 107 Assembly Concurrent Resolution No. 123

Assembly Concurrent Resolution No. 129 Assembly Concurrent Resolution No. 149

And reports the same correctly enrolled, and presented to the Secretary of State on the 31st day of May, 2012, at 11:45 a.m.

E. DOTSON WILSON, Chief Clerk

# INTRODUCTION OF GUESTS

Speaker Pérez of the 46th Assembly District, introduced Hon. Alberto Torrico, former Member of the Assembly.

Assembly Member Bill Berryhill, of the 26th Assembly District, introduced Members of the Council of Governors for the Lions Clubs.

Assembly Member Torres, of the 61st Assembly District, introduced students from Wallen Andrews Elementary School in Whittier.

Assembly Member Beth Gaines, of the 4th Assembly District, introduced her daughter Kelly and the fourth-grade class of Adventure Christian School in Rocklin, accompanied by their teachers Mrs. Tozier and Mrs. Scott.

Assembly Member Smyth, of the 38th Assembly District and Assembly Member Gorell of the 37th Assembly District, introduced guests from the Charter School of Castaic.

Assembly Member Campos, of the 23rd Assembly District, introduced George Shirakawa, President of the Santa Clara County Board of Supervisors.

Assembly Member Olsen, of the 25th Assembly District, introduced David Rogers, Madera County Supervisor.

Assembly Member Perea, of the 31st Assembly District, introduced Fresno High School Senate Club, the oldest debate club in Fresno.

Speaker Pérez, of the 46th Assembly District, introduced Joel Burns, City Council Member of Fort Worth, Texas.

Assembly Member Williams, of the 35th Assembly District, introduced Cam Benson and his son Josh.

# ADJOURNMENT

At 5:30 p.m., pursuant to the motion by Assembly Member Allen, the Assembly adjourned until 12 noon, Monday, June 4, 2012, out of respect to the memory of Donald Marts on motion of Assembly Member Atkins; out of respect to the memory of Maria Christina Trevino on motion of Assembly Member Perea; out of respect to the memory of Ted Simonson on motion of Assembly Member Gordon; and out of respect to the memory of Clara Andrews and Alan Thomas on motion of Assembly Member Bonnie Lowenthal.

JOHN A. PÉREZ. Speaker

AMY LEACH, Minute Clerk

# AMENDMENTS CONSIDERED BY THE ASSEMBLY ON MAY 31, 2012

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

AB	RN	
1648	1216559	
2231	1216595	
SB	RN	
628	1213935	
1102	1216400	
1388	1215465	
	ly Total:	5
Cumulativ	ve Total:	3979

Ο