

CALIFORNIA LEGISLATURE
2009–10 THIRD EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Thursday, July 2, 2009

FORTY-SEVENTH SESSION DAY

ONE HUNDRED SEVENTY-NINTH 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 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, July 2, 2009

The Assembly met at 10 a.m.
Hon. Lori Saldaña, Speaker pro Tempore of the Assembly,
presiding.
Chief Clerk E. Dotson Wilson at the Desk.
Assistant Clerk Timothy Morland reading.

ROLL CALL

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

Adams	De León	Hernandez	Pérez, V. Manuel
Ammiano	DeVore	Hill	Portantino
Anderson	Duvall	Huber	Ruskin
Arambula	Emmerson	Huffman	Salas
Beall	Eng	Jeffries	Saldaña
Berryhill, Bill	Evans	Jones	Silva
Berryhill, Tom	Feuer	Knight	Skinner
Blakeslee	Fletcher	Krekorian	Smyth
Block	Fong	Lieu	Solorio
Blumenfield	Fuentes	Logue	Strickland
Brownley	Fuller	Lowenthal	Swanson
Buchanan	Furutani	Ma	Torlakson
Caballero	Gaines	Mendoza	Torrico
Calderon	Galgiani	Miller	Tran
Carter	Garrick	Monning	Villines
Chesbro	Gilmore	Nava	Yamada
Conway	Hagman	Nestande	Mme. Speaker
Cook	Hall	Niello	
Coto	Harkey	Nielsen	
Davis	Hayashi	Pérez, John	

PRAYER

Upon invitation of Speaker pro Tempore Saldaña, the following prayer was offered by Assembly Member Gilmore, 30th Assembly District:

Our Heavenly Father, We thank You today for the precious gift of life, for each and every one of us in this wonderful state of California. We further thank You for the great gift of freedom You have given each of us here today, and have so generously bestowed upon all who reside in the United States of America.

Two hundred and thirty-three years ago this Saturday, in a hall some three thousand miles away, our nation was officially born. Its Founders—each of whom pledged a firm reliance on the protection of Your Divine Providence—affixed their signatures to a Declaration of Independence that for the first time in human history acknowledged the truth that all men are created equal . . . that each and every human being on the face of this earth is endowed by You, O Lord, with certain unalienable rights . . . rights that no man, and no government, can take away. It is therefore the duty of each one of us—particularly those who are privileged to serve in positions of elected office and public trust—to further the cause of these unalienable rights and timeless truths, which today are but imperfectly realized. To this end, we invoke Your blessings, Your strength, Your wisdom, guidance and support, and humbly offer our sincere thanks.

As we today hear the words that announced the birth of our new nation, we also ask You to confer Your blessings, Your mercy and Your healing grace upon all those who have defended our freedoms, particularly those brave men and women who have suffered the injuries of battle, and who have given their last full measure of devotion to the nation to which we pledge our allegiance. May all who have served in the armed forces of the United States of America, together with their families and loved ones, fully appreciate the magnitude of our thanks for their service and their sacrifice. And may we all be heartened and healed by the infinite power of Your mercy and grace, to better do Your will. For all these things, we offer this day our prayer of thanks. In Your Name.—AMEN.

**PRESENTATION OF COLORS
AND PLEDGE OF ALLEGIANCE TO THE FLAG**

The Presentation of Colors by Honor Guard members: Staff Sergeant Glen Beedy, Sergeant Robert Kilday, Sergeant Priscilla Sepulveda, and Specialist Steven Pearson, from the Army National Guard, was followed by the Pledge of Allegiance to the Flag, led by Assembly Member Silva.

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 Torrico, seconded by Assembly Member Gaines.

LEAVES OF ABSENCE FOR THE DAY

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

On legislative business: Assembly Member De La Torre.

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

(NOTE: For explanation of absence of Assembly Member De La Torre on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for this day.)

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 2, 2009

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

Assembly Bill No. 47

Assembly Bill No. 52

Assembly Bill No. 48

Assembly Bill No. 53

Assembly Bill No. 49

Assembly Bill No. 54

Assembly Bill No. 50

Assembly Bill No. 55

Assembly Bill No. 51

Assembly Bill No. 56

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading file.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND THE RULES

Assembly Member Torrico requested unanimous consent to place Assembly Bills Nos. 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, and 76 on the second reading file for purpose of reading the bills a second time without reference to file and ordering the bills to the third reading file.

Assembly Member Nielsen withheld unanimous consent.

MOTION TO SUSPEND THE RULES

Assembly Member Torrico moved to place Assembly Bills Nos. 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, and 76 on the second reading file for purpose of reading the bills a second time without reference to file and ordering the bills to the third reading file.

Assembly Member Krekorian seconded the motion.

Rules suspended by the following vote:

AYES—43

Ammiano	Davis	Huffman	Ruskin
Arambula	Eng	Krekorian	Salas
Beall	Feuer	Lieu	Saldaña
Block	Fong	Lowenthal	Skinner
Blumenfield	Fuentes	Ma	Solorio
Brownley	Furutani	Mendoza	Swanson
Buchanan	Galgiani	Monning	Torlakson
Caballero	Hayashi	Nava	Torrico
Carter	Hernandez	Pérez, J.	Yamada
Chesbro	Hill	Pérez, V.M.	Mme. Speaker
Coto	Huber	Portantino	

NOES—25

Adams	Fletcher	Knight	Smyth
Anderson	Fuller	Logue	Strickland
Berryhill, B.	Garrick	Miller	Tran
Berryhill, T.	Gilmore	Nestande	Villines
Blakeslee	Hagman	Niello	
DeVore	Harkey	Nielsen	
Emmerson	Jeffries	Silva	

Second Reading of Assembly Bills Without Reference to File

Pursuant to the motion by Assembly Member Torrico and a roll call vote, the following bills were read a second time:

ASSEMBLY BILL NO. 57—An act relating to the Budget Act of 2009.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 58—An act relating to the Budget Act of 2009.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 59—An act relating to the Budget Act of 2009.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 60—An act relating to the Budget Act of 2009.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 61—An act relating to the Budget Act of 2009.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 62—An act relating to the Budget Act of 2009.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 63—An act relating to the Budget Act of 2009.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 64—An act relating to the Budget Act of 2009.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 65—An act relating to the Budget Act of 2009.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 66—An act relating to the Budget Act of 2009.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 67—An act relating to the Budget Act of 2009.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 68—An act relating to the Budget Act of 2009.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 69—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 70—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 71—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 72—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 73—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 74—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 75—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 76—An act relating to the Budget Act of 2009.
Bill read second time, and ordered to third reading.

**CONSIDERATION OF DAILY FILE
THIRD READING OF ASSEMBLY BILLS**

ASSEMBLY BILL NO. 47 (Evans)—An act relating to the Budget Act of 2009.
Bill read third time, and passed by the following vote:

AYES—47

Ammiano	De León	Huber	Portantino
Arambula	Eng	Huffman	Ruskin
Beall	Evans	Jones	Salas
Block	Feuer	Krekorian	Saldaña
Blumenfield	Fong	Lieu	Skinner
Brownley	Fuentes	Lowenthal	Solorio
Buchanan	Furutani	Ma	Swanson
Caballero	Galgiani	Mendoza	Torlakson
Carter	Hall	Monning	Torrico
Chesbro	Hayashi	Nava	Yamada
Coto	Hernandez	Pérez, J.	Mme. Speaker
Davis	Hill	Pérez, V.M.	

NOES—2

Anderson Nielsen

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 48 (Evans)—An act relating to the Budget Act of 2009.
 Bill read third time, and passed by the following vote:

AYES—47

Ammiano	De León	Huber	Portantino
Arambula	Eng	Huffman	Ruskin
Beall	Evans	Jones	Salas
Block	Feuer	Krekorian	Saldaña
Blumenfield	Fong	Lieu	Skinner
Brownley	Fuentes	Lowenthal	Solorio
Buchanan	Furutani	Ma	Swanson
Caballero	Galgiani	Mendoza	Torlakson
Carter	Hall	Monning	Torrico
Chesbro	Hayashi	Nava	Yamada
Coto	Hernandez	Pérez, J.	Mme. Speaker
Davis	Hill	Pérez, V.M.	

NOES—2

Anderson Nielsen

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 49 (Evans)—An act relating to the Budget Act of 2009.
 Bill read third time, and passed by the following vote:

AYES—47

Ammiano	De León	Huber	Portantino
Arambula	Eng	Huffman	Ruskin
Beall	Evans	Jones	Salas
Block	Feuer	Krekorian	Saldaña
Blumenfield	Fong	Lieu	Skinner
Brownley	Fuentes	Lowenthal	Solorio
Buchanan	Furutani	Ma	Swanson
Caballero	Galgiani	Mendoza	Torlakson
Carter	Hall	Monning	Torrico
Chesbro	Hayashi	Nava	Yamada
Coto	Hernandez	Pérez, J.	Mme. Speaker
Davis	Hill	Pérez, V.M.	

NOES—2

Anderson Nielsen

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 50 (Evans)—An act relating to the Budget Act of 2009.
 Bill read third time, and passed by the following vote:

AYES—47

Ammiano	De León	Huber	Portantino
Arambula	Eng	Huffman	Ruskin
Beall	Evans	Jones	Salas
Block	Feuer	Krekorian	Saldaña
Blumenfield	Fong	Lieu	Skinner
Brownley	Fuentes	Lowenthal	Solorio
Buchanan	Furutani	Ma	Swanson
Caballero	Galgiani	Mendoza	Torlakson
Carter	Hall	Monning	Torrico
Chesbro	Hayashi	Nava	Yamada
Coto	Hernandez	Pérez, J.	Mme. Speaker
Davis	Hill	Pérez, V.M.	

NOES—2

Anderson Nielsen

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 51 (Evans)—An act relating to the Budget Act of 2009.
Bill read third time, and passed by the following vote:

AYES—47

Ammiano	De León	Huber	Portantino
Arambula	Eng	Huffman	Ruskin
Beall	Evans	Jones	Salas
Block	Feuer	Krekorian	Saldaña
Blumenfield	Fong	Lieu	Skinner
Brownley	Fuentes	Lowenthal	Solorio
Buchanan	Furutani	Ma	Swanson
Caballero	Galgiani	Mendoza	Torlakson
Carter	Hall	Monning	Torrico
Chesbro	Hayashi	Nava	Yamada
Coto	Hernandez	Pérez, J.	Mme. Speaker
Davis	Hill	Pérez, V.M.	

NOES—2

Anderson Nielsen

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 52 (Evans)—An act relating to the Budget Act of 2009.
Bill read third time, and passed by the following vote:

AYES—47

Ammiano	De León	Huber	Portantino
Arambula	Eng	Huffman	Ruskin
Beall	Evans	Jones	Salas
Block	Feuer	Krekorian	Saldaña
Blumenfield	Fong	Lieu	Skinner
Brownley	Fuentes	Lowenthal	Solorio
Buchanan	Furutani	Ma	Swanson
Caballero	Galgiani	Mendoza	Torlakson
Carter	Hall	Monning	Torrico
Chesbro	Hayashi	Nava	Yamada
Coto	Hernandez	Pérez, J.	Mme. Speaker
Davis	Hill	Pérez, V.M.	

NOES—2

Anderson Nielsen

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 53 (Evans)—An act relating to the Budget Act of 2009.
Bill read third time, and passed by the following vote:

AYES—47

Ammiano	De León	Huber	Portantino
Arambula	Eng	Huffman	Ruskin
Beall	Evans	Jones	Salas
Block	Feuer	Krekorian	Saldaña
Blumenfield	Fong	Lieu	Skinner
Brownley	Fuentes	Lowenthal	Solorio
Buchanan	Furutani	Ma	Swanson
Caballero	Galgiani	Mendoza	Torlakson
Carter	Hall	Monning	Torrico
Chesbro	Hayashi	Nava	Yamada
Coto	Hernandez	Pérez, J.	Mme. Speaker
Davis	Hill	Pérez, V.M.	

NOES—2

Anderson Nielsen

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 54 (Evans)—An act relating to the Budget Act of 2009.
Bill read third time, and passed by the following vote:

AYES—47

Ammiano	De León	Huber	Portantino
Arambula	Eng	Huffman	Ruskin
Beall	Evans	Jones	Salas
Block	Feuer	Krekorian	Saldaña
Blumenfield	Fong	Lieu	Skinner
Brownley	Fuentes	Lowenthal	Solorio
Buchanan	Furutani	Ma	Swanson
Caballero	Galgiani	Mendoza	Torlakson
Carter	Hall	Monning	Torrico
Chesbro	Hayashi	Nava	Yamada
Coto	Hernandez	Pérez, J.	Mme. Speaker
Davis	Hill	Pérez, V.M.	

NOES—2

Anderson Nielsen

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 55 (Evans)—An act relating to the Budget Act of 2009.
Bill read third time, and passed by the following vote:

AYES—47

Ammiano	De León	Huber	Portantino
Arambula	Eng	Huffman	Ruskin
Beall	Evans	Jones	Salas
Block	Feuer	Krekorian	Saldaña
Blumenfield	Fong	Lieu	Skinner
Brownley	Fuentes	Lowenthal	Solorio
Buchanan	Furutani	Ma	Swanson
Caballero	Galgiani	Mendoza	Torlakson
Carter	Hall	Monning	Torrico
Chesbro	Hayashi	Nava	Yamada
Coto	Hernandez	Pérez, J.	Mme. Speaker
Davis	Hill	Pérez, V.M.	

NOES—2

Anderson Nielsen

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 56 (Evans)—An act relating to the Budget Act of 2009.
Bill read third time, and passed by the following vote:

AYES—47

Ammiano	De León	Huber	Portantino
Arambula	Eng	Huffman	Ruskin
Beall	Evans	Jones	Salas
Block	Feuer	Krekorian	Saldaña
Blumenfield	Fong	Lieu	Skinner
Brownley	Fuentes	Lowenthal	Solorio
Buchanan	Furutani	Ma	Swanson
Caballero	Galgiani	Mendoza	Torlakson
Carter	Hall	Monning	Torrico
Chesbro	Hayashi	Nava	Yamada
Coto	Hernandez	Pérez, J.	Mme. Speaker
Davis	Hill	Pérez, V.M.	

NOES—2

Anderson Nielsen

Bill ordered transmitted to the Senate.

VOTE ADDS

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

Suspend the Rules to Take Up Bills Without Reference to File: Davis, Galgiani, and Hayashi—Aye; Tran—No.

Assembly Bill No. 47: Davis and Jones—Aye; Anderson—No.

ADJOURNMENT

At 10:16 a.m., the Assembly adjourned to reconvene upon Call of the Speaker.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk