

CALIFORNIA LEGISLATURE  
2011–12 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, July 14, 2011**

**FIFTY-SECOND SESSION DAY**

**TWO HUNDRED TWENTY-FIRST CALENDAR DAY**

**AT SACRAMENTO, CALIFORNIA**



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**NOTE:** Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. 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, July 14, 2011

The Assembly met at 11:23 a.m.

Hon. Fiona Ma, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Reading Clerk Timothy Morland reading.

#### ROLL CALL

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

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

Quorum present.

#### REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

**PRAYER**

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

*Lord, There are many misconceptions about You in the world today. Some people think that You are mad at them or that You are a vindictive God. Yet, You have shown us that You are gracious, patient and loving. You have revealed to us that You are forgiving when we sincerely repent. In fact, Scripture tells us that if You are for us, no one can win against us. (Romans 8:31) Lord, we thank You and glorify this day, that You are loving, that You are with us and that You are for us.—AMEN.*

**PLEDGE OF ALLEGIANCE TO THE FLAG**

Upon request of Speaker pro Tempore Ma, Assembly Member Valadao 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**

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

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

*On active duty military deployment, and waiving per diem (Assembly Journal, page 452): Assembly Member Gorell.*

*Because of illness in her family: Assembly Member Beth Gaines.*

**MESSAGES FROM THE SENATE**

Senate Chamber, July 14, 2011

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

Assembly Bill No. 13

And respectfully requests the Assembly to concur in said amendments.

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

Above bill ordered to unfinished business file.

**REQUEST FOR UNANIMOUS CONSENT TO SUSPEND  
ASSEMBLY RULES 63 AND 77**

Assembly Member Charles Calderon requested unanimous consent that Assembly Rules 63 and 77 be suspended to permit consideration of Senate amendments to Assembly Bill No. 13 without reference to file.

Assembly Member Hagman withheld unanimous consent.

**Motion to Suspend Assembly Rules 63 and 77**

Assembly Member Charles Calderon moved that Assembly Rules 63 and 77 be suspended to permit consideration of Senate amendments to Assembly Bill No. 13 without reference to file.

Assembly Member Gatto seconded the motion.

Motion to suspend Assembly Rules 63 and 77 carried by the following vote:

**AYES—48**

Alejo	Campos	Gordon	Monning
Allen	Carter	Hall	Pan
Ammiano	Cedillo	Hayashi	Perea
Atkins	Davis	Hernández	Pérez, V.M.
Beall	Dickinson	Hill	Skinner
Block	Eng	Huber	Solorio
Blumenfield	Feuer	Hueso	Swanson
Bonilla	Fong	Huffman	Torres
Bradford	Fuentes	Lara	Wieckowski
Buchanan	Furutani	Lowenthal	Williams
Butler	Galgiani	Ma	Yamada
Calderon	Gatto	Mendoza	Mr. Speaker

**NOES—25**

Achadjian	Hagman	Mansoor	Silva
Berryhill	Halderman	Miller	Smyth
Conway	Harkey	Morrell	Valadao
Cook	Jeffries	Nestande	Wagner
Donnelly	Jones	Nielsen	
Fletcher	Knight	Norby	
Grove	Logue	Olsen	

**Further Consideration of Assembly Bill No. 13**

**ASSEMBLY BILL NO. 13 (V. Manuel Pérez)**—An act to amend Sections 2069 and 2099 of, and to add and repeal Section 2099.10 of, the Fish and Game Code, and to amend Section 25524 of, and to add Section 25619 to, the Public Resources Code, relating to renewable energy resources, and making an appropriation therefor.

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—57**

Alejo	Cedillo	Hall	Perea
Allen	Chesbro	Hayashi	Pérez, V.M.
Ammiano	Conway	Hernández	Portantino
Atkins	Davis	Hill	Skinner
Beall	Dickinson	Huber	Smyth
Block	Eng	Hueso	Solorio
Blumenfield	Feuer	Huffman	Swanson
Bonilla	Fletcher	Knight	Torres
Bradford	Fong	Lara	Wieckowski
Brownley	Fuentes	Lowenthal	Williams
Buchanan	Furutani	Ma	Yamada
Butler	Galgiani	Mendoza	Mr. Speaker
Calderon	Gatto	Monning	
Campos	Gordon	Nestande	
Carter	Grove	Pan	

**NOES—18**

Achadjian	Harkey	Miller	Silva
Cook	Jeffries	Morrell	Valadao
Donnelly	Jones	Nielsen	Wagner
Hagman	Logue	Norby	
Halderman	Mansoor	Olsen	

**Vote Changes**

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 13: Assembly Member Grove from “No” to “Aye”.

Bill ordered enrolled.

**CONSIDERATION OF DAILY FILE  
UNFINISHED BUSINESS**

**CONSIDERATION OF SENATE AMENDMENTS**

**ASSEMBLY BILL NO. 14 (Skinner)**—An act to amend Sections 26003, 26102, 26140, and 26141 of, to amend the heading of Division 16.2 (commencing with Section 26100) of, to add Sections 26100.5 and 26103.5 to, and to add Chapter 2.5 (commencing with Section 26130) to Division 16.2 of, the Public Resources Code, relating to energy, and making an appropriation therefor.

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—59**

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

**NOES—15**

Conway	Hagman	Knight	Norby
Cook	Halderman	Logue	Silva
Donnelly	Harkey	Mansoor	Wagner
Grove	Jones	Morrell	

Bill ordered enrolled.

**VOTE ADDS**

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

**Calderon Motion to Suspend the Rules, Relative to Assembly Bill No. 13:** Butler, Hall, Bonnie Lowenthal, and Mendoza—Aye; Conway, Fletcher, Nestande, and Olsen—No.

**Assembly Bill No. 13, Concurrence:** Chesbro, Conway, Fletcher, Galgiani, Hall, and Portantino—Aye.

**Assembly Bill No. 14, Concurrence:** Fletcher, Galgiani, Hall, and Miller—Aye; Conway—No.

**MOTION TO ADJOURN**

At 11:31 a.m., Assembly Member Charles Calderon moved that the Assembly do now adjourn.

Assembly Member Hagman seconded the motion.

Motion carried.

**ADJOURNMENT**

At 11:31 a.m., pursuant to the motion by Assembly Member Charles Calderon and the provisions of Joint Rule 51, the Assembly adjourned until Monday, August 15, 2011 for the Summer Recess and consent for the Senate to do the same.

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JOHN A. PÉREZ, Speaker

AMY LEACH, Minute Clerk