

CALIFORNIA LEGISLATURE
2011–12 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, August 15, 2011

**ONE HUNDRED ELEVENTH SESSION DAY
TWO HUNDRED FIFTY-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)

(Corrected 8-24-11)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, August 15, 2011

The Assembly met at 12 noon.

Hon. John A. Pérez, Speaker of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Reading Clerk Timothy Morland reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Block moved a quorum call of the Assembly.

Motion carried. Time, 12:02 p.m.

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

At 12:06 p.m., Speaker pro Tempore Fiona Ma, 12th District, presiding

Quorum Present

At 12:07 p.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:

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

PRAYER

Upon invitation of Speaker pro Tempore Ma, the following prayer was offered by Assembly Member David G. Valadao, of the 30th Assembly District:

Dear Heavenly Father, We ask You to guide us this day that we might fill our hearts and minds with wisdom and courage: The courage to do what we know is right and the wisdom to know when we are wrong. Help us find peace of mind and give us a contented heart. Grant this we pray.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Ma, Assembly Member Norby 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 Charles Calderon, seconded by Assembly Member Smyth.

LEAVES OF ABSENCE FOR THE DAY

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

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

Because of illness: Assembly Member Blumenfield.

Because of illness in her family: Assembly Member Bonilla.

COMMUNICATIONS

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

Explanation of Vote—Assembly Bill No. 459

August 15, 2011

Mr. E. Dotson Wilson

Chief Clerk of the Assembly

State Capitol, Room 3196

Sacramento, California

Dear Mr. Wilson: On July 14, 2011, the roll vote was taken for Assembly Bill 459 with amendments made in the Senate. It was my intention to vote “No” as I did previously on this bill on May 19, 2011. I respectfully request that the record reflect my vote as “No” on this measure.

Respectfully,

SHANNON GROVE, Assembly Member
Thirty-second District

SPECIAL COMMITTEE MEETINGS

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

Joint Committee on Fisheries and Aquaculture, on Tuesday, August 16, 2011, at 9 a.m., in Room 4202.

Jobs, Economic Development, and the Economy, on Tuesday, August 16, 2011.

Human Services, on Tuesday, August 23, 2011, at 1:30 p.m., in Room 437.

Arts, Entertainment, Sports, Tourism, and Internet Media, on Tuesday, August 23, 2011, at 9 a.m., in Room 444.

Select Committee on State Hospital Safety, on Tuesday, August 23, 2011, at 2 p.m., in Room 447.

Elections and Redistricting, on Tuesday, August 23, 2011, at 1:30 p.m., in Room 444.

Jobs, Economic Development, and the Economy, on Tuesday, August 23, 2011.

Public Safety, on Tuesday, August 23, 2011, at 1:30 p.m., in Room 126.

Select Committee on High Quality Childhood Education, on Wednesday, August 24, 2011, at 10 a.m., in Sacramento.

Governmental Organization, on Wednesday, August 24, 2011, at 1:30 p.m., in Room 4202.

Select Committee on Low High School Matriculation Rates, on Wednesday, September 28, 2011, at 12 p.m., at California State University, Pomona.

Select Committee on Community Resources Impacted by Re-Entry, on Friday, October 7, 2011, at 9:30 a.m., at California State University, Dominguez Hills.

REPORTS

The following letter of transmittal was presented by the Chief Clerk and ordered printed in the Journal:

California State Auditor

2010-105
July 28, 2011

*The Honorable Speaker of the Assembly
The Honorable Members of the Assembly
of the Legislature of California
State Capitol, Room 3196
Sacramento, California*

Members of the Assembly:

As requested by the Joint Legislative Audit Committee, the California State Auditor presents this audit report concerning the University of California (university), focusing on public funding, student fees, and auxiliary enterprises. The report concludes that public revenues increased from \$9.3 billion in fiscal year 2005–06 to \$11.3 billion in fiscal year 2009–10. Revenue from tuition and fees grew the most of any single revenue category due to increased rates and increases in enrollment. This revenue increase along with new revenues from the federal American Recovery and Reinvestment Act of 2009 helped to partially offset the decline in state funding in fiscal years 2008–09 and 2009–10. We also concluded that public expenses, excluding certain retirement expenses, increased from \$8.2 billion in fiscal year 2005–06 to \$9.4 billion in fiscal year 2009–10. The retirement expenses increased by \$3 billion because of a change in accounting rules and updated actuarial valuations.

In addition, the university budgeted widely varying amounts to its 10 campuses. For fiscal year 2009–10, the per-student budget amount ranged from \$12,309 for the Santa Barbara campus to \$55,186 for the San Francisco campus. Although the university identified four factors that it believes contributed to the differing budget amounts, it did not quantify their effects. The university can also improve the transparency of its financial operations. Although the university publishes annually a report of the campuses' financial schedules, it could provide other information including beginning and ending balances for individual funds and could publish consistent information for its auxiliary enterprises. We further reported that the Office of the President needs to more precisely track about \$1 billion of expenses annually that it currently tracks in a single accounting code—Miscellaneous Services—and that a recent change in university policy allows campuses to subsidize auxiliary enterprises with funding from other sources, despite the intent that they be self-supporting. Finally, we discovered two instances when the university designated \$23 million in student funding to pay for capital projects on the Los Angeles campus that were not authorized by the student referendum establishing the fee.

Respectfully submitted,

ELAINE M. HOWLE, CPA
State Auditor

Above report referred to the Committee on Higher Education.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 15, 2011

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 1243

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

Assembly Chamber, August 15, 2011

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Joint Resolution No. 1

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered on file.

ANNOUNCEMENTS**Formation of Legislative Records Task Force**

Speaker Pérez addressed the assemblage and the following remarks were printed in the Journal:

“Members, I’d like to welcome each of you back from spending time in your districts. I hope you had a productive few weeks meeting with your constituents. Today, I rise to make a brief announcement.

“From the day I was elected Speaker, I have talked about the importance of open government. This is an issue that continues to be of paramount importance to me today. As Speaker, it is my duty to carry out the policies and procedures of the Assembly as established in our internal rules, statutes and the State Constitution. It is also my duty to lead this Chamber forward when those policies need to be updated. That time has come.

“Members from both parties have expressed concerns to me about making Assembly expenditures more accessible. To that effect, I am announcing that Rules Chair Nancy Skinner will lead a task force to review the statutes, rules and procedures governing legislative records. Ms. Skinner will have a proposal to unveil by the beginning of next year’s Session. I believe that updating our policies to reflect the 21st century world we live in is a vital step toward that effort.

“How taxpayer dollars are expended is public information, and it is our job to ensure that the public has access to it. Currently, at my direction, all Assembly staff salaries are available on a publicly accessible web site, and we release audits of the Assembly budget annually. The task force, under Rules Chair Nancy Skinner will review our current statutes, rules and procedures, and I look forward to hearing their recommendations and conclusions.

“We have difficult work ahead of us in the next few weeks, and certainly, the efforts to restore health to our struggling economy and create new jobs will continue to be our primary focus for both this year of the Session and next. Thank you.”

JOHN A. PÉREZ
Speaker of the Assembly

REQUEST FOR PHOTOGRAPHER

Assembly Member Wagner was granted unanimous consent that photographers be permitted on the Floor of the Assembly.

**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 bills to committee as noted:

Assembly Bill No. 456, to the Committee on Judiciary;
Assembly Bill No. 1407, to the Committee on Judiciary.

ACTION RESCINDED ON ASSEMBLY BILL NO. 316

Assembly Member Charles Calderon was granted unanimous consent to rescind the action whereby the Assembly, on July 14, 2011 (Assembly Journal, page 2317), concurred in Senate amendments to Assembly Bill No. 316, and whereby the bill was ordered enrolled, and that the bill be returned to the Senate for further action.

BILLS ORDERED RETURNED TO SENATE

Assembly Member Charles Calderon was granted unanimous consent that Assembly Bills Nos. 1416 and 28 be ordered returned to the Senate for further action.

BILLS REMOVED FROM CONSENT CALENDAR

The following bills were removed from the Consent Calendar and placed on the third reading file, pursuant to Joint Rule 22.2:

Senate Bills Nos. 146, 363, and 506, on request of Assembly Member Charles Calderon.

Senate Bills Nos. 10, 126, 503, 595, and 601, on request of Assembly Member Hagman.

**BILLS REMOVED FROM CONSENT CALENDAR
AND PLACED UPON THE INACTIVE FILE**

The following bills were removed from the Consent Calendar, pursuant to Joint Rule 22.2 and placed upon the inactive file pursuant to Assembly Rule 78:

Senate Bills Nos. 419 and 935, on request of Assembly Member Charles Calderon.

RECESS

By unanimous consent, at 12:16 p.m., Speaker pro Tempore Ma declared the Assembly recessed to convene the First Extraordinary Session.

RECONVENED

At 12:17 p.m., the Assembly reconvened.

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

RECESS

By unanimous consent, at 12:17 p.m., Speaker pro Tempore Ma declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Wagner introduced Alicia Harshfield of the California Restaurant Association and Janet Dukes, Newport Harbor High School Culinary Arts Program Director and recognized the Newport Harbor High School Culinary Arts Team, winners of the National ProStart Invitational.

Assembly Member Wagner acknowledged the team's outstanding accomplishments in taking first place in both the culinary and management fields, the first time any team has done so in the 10-year history of the event, whereupon he presented a Members' Resolution.

RECONVENED

At 12:19 p.m., the Assembly reconvened.

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

ASSEMBLY RULE 118 SUSPENDED—PRIVILEGES OF THE FLOOR

Assembly Member Charles Calderon was granted unanimous consent that Assembly Rule 118 be suspended granting the privileges of the Floor and permitting a guest to sit at his desk in the Assembly Chamber, whereupon he introduced his son Brennan.

**CONSIDERATION OF DAILY FILE
SENATE BILLS RETURNED TO SECOND READING FILE
PURSUANT TO THE RULES**

Pursuant to the Assembly Rules, the following Senate bills were this day on the second reading file:

Senate Bill No. 451, ordered to third reading.

Senate Bill No. 933, ordered to the Consent Calendar.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 340—An act to repeal Sections 19850.5 and 19850.6 of the Business and Professions Code, and to amend Sections 326.3 and 326.5 of the Penal Code, relating to bingo, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Governmental Organization read and adopted; bill ordered reprinted and to be re-referred to the Committee on Appropriations.

UNFINISHED BUSINESS

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 390 (Portantino)—An act to amend Section 13002 of the Vehicle Code, relating to vehicles.

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—77

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

NOES—None

Bill ordered enrolled.

ASSEMBLY BILL NO. 147 (Dickinson)—An act to add Sections 66484.7 and 66484.9 to the Government Code, relating to subdivisions.

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—50

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

NOES—27

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

Bill ordered enrolled.

ASSEMBLY BILL NO. 177 (Mendoza)—An act to amend Section 727.7 of the Welfare and Institutions Code, relating to juveniles.

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—77

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

NOES—None

Bill ordered enrolled.

ASSEMBLY BILL NO. 188 (Block)—An act to amend Sections 205.5 and 279 of the Revenue and Taxation Code, relating to taxation.

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—76

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

NOES—None

Vote Changes

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 188: Assembly Member Williams from “Aye” to “Not Voting”.

Bill ordered enrolled.

ASSEMBLY BILL NO. 307 (Nestande)—An act to amend Sections 6500 and 65101.1 of, to add Section 6529.5 to, and to repeal Section 6530 of, the Government Code, relating to joint powers agreements.

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—75

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

NOES—None

Bill ordered enrolled.

ASSEMBLY BILL NO. 362 (Bonnie Lowenthal)—An act to amend Sections 8203 and 8600 of the Elections Code, relating to elections.

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—50

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

NOES—26

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

Bill ordered enrolled.

ASSEMBLY BILL NO. 462 (Bonnie Lowenthal)—An act to amend Sections 41081 and 44229 of the Health and Safety Code, relating to air pollution.

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—62

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

NOES—15

Conway	Gaines	Jones	Morrell
Cook	Grove	Knight	Norby
Donnelly	Hagman	Logue	Wagner
Fletcher	Harkey	Mansoor	

Bill ordered enrolled.

ASSEMBLY BILL NO. 566 (Galgiani)—An act to amend Sections 2711 and 2761 of the Public Resources Code, relating to resources.

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—76

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

NOES—None

Bill ordered enrolled.

ASSEMBLY BILL NO. 587 (Gordon)—An act to amend Section 1720.4 of the Labor Code, relating to public works.

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—77

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

NOES—None

Bill ordered enrolled.

ASSEMBLY BILL NO. 762 (Smyth)—An act to amend Section 118275 of the Health and Safety Code, relating to public health.

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—76

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

NOES—1

Alejo

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 762: Assembly Member Alejo from “Aye” to “No”.

Bill ordered enrolled.

ASSEMBLY BILL NO. 771 (Butler)—An act to amend Section 1368 of, and to add Section 1368.2 to, the Civil Code, relating to common interest developments.

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—77

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

NOES—None

Bill ordered enrolled.

ASSEMBLY BILL NO. 1400 (Committee on Human Services)—An act to amend Sections 8499.5 and 49561 of the Education Code, to amend Sections 17508 and 17600 of the Family Code, to amend Sections 6276.08, 6276.18, 16265.2, and 16367.5 of the Government Code, to amend Sections 104585, 104601, 123310, and 123325 of the Health and Safety Code, to amend Sections 396.5 and 1203.049 of the Penal Code, to amend Sections 6373, 17053.34, 17053.46, 17053.74, 23622.7, 23634, and 23646 of the Revenue and Taxation Code, to amend Section 9802 of the Unemployment Insurance Code, to amend Sections 10069, 10072, 10544.317, 10614, 10618.5, 10790, 10791, 10823, 10824, 10830, 10840, 10842, 10850.31, 10980, 11006.6, 11023.5, 11053.2, 11104.1, 11155, 11155.3, 11265.1, 11265.5, 11265.6, 11265.7, 11266, 11266.5, 11322.6, 11372, 11390, 11450, 11450.9, 11453, 11453.1, 11462, 11486, 12200.5, 14005.37, 14011.1, 14011.2, 14107.12, 15125, 15204.4, 15204.5, 15525, 17720, 18326, 18900, 18901.3, 18901.4, 18901.5, 18901.6, 18901.7, 18901.8, 18904.1, 18904.25, 18904.3, 18904.35, 18905, 18906, 18906.5, 18906.55, 18907, 18908, 18910, 18911, 18914, 18915, 18918, 18923, 18925, 18926, 18930, 18931, 18955, 18986.20, 18986.24, 18988, 18993.3, and 19001 of, to amend the heading of Chapter 10 (commencing with Section 18900) of Part 6 of Division 9 of, to add Section 18900.2 to, and to repeal Sections 11521 and 11521.7 of, the Welfare and Institutions Code, relating to public social services.

Bill presented by Assembly Member Beall.

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—63

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

NOES—13

Conway	Grove	Miller	Wagner
Cook	Halderman	Morrell	
Donnelly	Knight	Nielsen	
Garrick	Mansoor	Norby	

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 1400: Assembly Member Miller from “Aye” to “No”.

Bill ordered enrolled.

ASSEMBLY JOINT RESOLUTION NO. 3 (Dickinson)—Relative to taxation.

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

(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—77

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

NOES—None

Resolution ordered enrolled.

THIRD READING OF ASSEMBLY BILLS

ASSEMBLY CONCURRENT RESOLUTION NO. 68 (Portantino)—Relative to the Italian American Legislator Project.

Resolution read.

Motion to Amend

Assembly Member Portantino moved the adoption of amendments.

Amendments read and adopted; resolution ordered reprinted, and to be returned to the third reading file.

THIRD READING OF SENATE BILLS

SENATE BILL NO. 448 (DeSaulnier)—An act to add Section 101.5 to the Elections Code, relating to voting.

Bill presented by Assembly Member Gordon.

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

AYES—50

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

NOES—27

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

Bill ordered transmitted to the Senate.

SENATE BILL NO. 24 (Simitian)—An act to amend Sections 1798.29 and 1798.82 of the Civil Code, relating to personal information.

Bill presented by Assembly Member Feuer.

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

AYES—60

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

NOES—16

Berryhill	Grove	Logue	Norby
Conway	Halderman	Mansoor	Silva
Donnelly	Harkey	Morrell	Smyth
Garrick	Nielsen	Nielsen	Valadao

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 24: Assembly Member Olsen from “No” to “Aye”.

Bill ordered transmitted to the Senate.

SENATE BILL NO. 207 (Kehoe)—An act relating to state claims, 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—76

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

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—76

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 350 (Negrete McLeod)—An act to amend Sections 21571, 21572, 21573, 21574.7, and 21581 of the Government Code, relating to the Public Employees' Retirement System.

Bill presented by Assembly Member Furutani.

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

AYES—49

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

NOES—27

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

Bill ordered transmitted to the Senate.

SENATE BILL NO. 559 (Padilla)—An act to amend Section 23438 of the Business and Professions Code, amend Section 51 of the Civil Code, to amend Section 32228 of the Education Code, to amend Section 354.5 of the Elections Code, to amend Sections 11135, 12920, 12921, 12926, 12926.1, 12930, 12931, 12935, 12940, 12944, 12955, 12955.8, 12956.1, 12956.2, and 12993 of the Government Code, to amend Section 868.8 of the Penal Code, to amend Sections 17269 and 24343.2 of the Revenue and Taxation Code, and to amend Section 4900 of the Welfare and Institutions Code, relating to civil rights.

Bill read third time.

Motion to Amend

Assembly Member Atkins moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 609 (Negrete McLeod)—An act to add Sections 3509.3, 3520.8, 3541.35, 3563.5, 71639.15, and 71825.05 to the Government Code, and to add Section 99561.4 to the Public Utilities Code, relating to public employment.

Bill presented by Assembly Member Furutani.

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

AYES—49

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

NOES—26

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

Bill ordered transmitted to the Senate.

SENATE BILL NO. 929 (Evans)—An act to amend Sections 27315, 27315.3, 27361, 27363, 27363.5, and 27365 of, to add Section 27360.6 to, and to repeal and add Sections 27360 and 27360.5 of, the Vehicle Code, relating to vehicles.

Bill presented by Assembly Member Bonnie Lowenthal.

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

AYES—48

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

NOES—27

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

Bill ordered transmitted to the Senate.

SENATE BILL NO. 8 (Yee)—An act to add Article 7 (commencing with Section 72690) to Chapter 6 of Part 45 of Division 7 of, to add Article 1.5 (commencing with Section 89913) to Chapter 7 of Part 55 of Division 8 of, and to add Chapter 14 (commencing with Section 92950) to Part 57 of Division 9 of, Title 3 of, the Education Code, relating to public records.

Bill presented by Assembly Member Block.

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

AYES—75

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 41 (Yee)—An act to add and repeal Sections 4144.5, 4145.5, and 4148.5 of, and to repeal Section 4140 of, the Business and Professions Code, and to add Section 121281 to, and to add and repeal Section 11364.1 of, the Health and Safety Code, relating to public health.

Bill read third time.

Motion to Amend

Assembly Member Eng moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—50

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

NOES—26

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

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

ADJOURN IN MEMORY

Speaker Pérez and Assembly Members Cedillo and Achadjian were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of George Ramos of Los Angeles.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Speaker Pérez and Assembly Members Cedillo and Portantino were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Ralph McKnight of Pasadena.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Speaker Pérez and Assembly Members Cedillo and Charles Calderon were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Hon. Richard “Dick” Floyd, former Member of the Assembly from 1980 to 1992 and 1996 to 2000, resident of Sacramento.

(Assembly Rule 45.5 suspended.)

RECESS

By unanimous consent, at 1:16 p.m., Speaker pro Tempore Ma declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Fong introduced Bo Derek, animal and environmental advocate, and her mother, Norma Bass; Sue Chen, Leadership for Shark Savers; Peter Knights, Co-Director of WildAid; and Christopher Chin, Executive Director and Founder of The Center for Oceanic Awareness, Research, and Education (COARE).

RECONVENED

At 1:20 p.m., the Assembly reconvened.

Hon. Mike Gatto, Assistant Speaker pro Tempore of the Assembly, presiding.

BILLS REMOVED FROM CONSENT CALENDAR

The following bill was removed from the Consent Calendar and placed on the third reading file, pursuant to Joint Rule 22.2:

Senate Bill No. 495, on request of Assembly Member Charles Calderon.

ADJOURN IN MEMORY

Assembly Members Furutani and Mendoza were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of United States Navy Special Warfare Operator, Lieutenant Commander (SEAL) Jonas B. Kelsall of Shreveport, Louisiana.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Members Alejo, Monning, and Campos were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Richard Chávez, brother of César Chávez, resident of La Paz.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Allen was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of United States Navy Special Warfare Operator, Petty Officer First Class (SEAL) Darrik Benson of Angwin.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Members Atkins, Hueso, and Fletcher were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Jeremy Henwood, San Diego Police Officer and Captain in the United States Marine Corps Reserves, resident of San Diego.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Butler was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of John M. Simpson III of Redondo Beach.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Charles Calderon was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Charles Manatt of Washington, D.C.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

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 Staff Sergeant Andrew W. Harvell, United States Air Force, 24th Special Tactics Squadron, resident of Long Beach.

(Assembly Rule 45.5 suspended.)

At 1:43 p.m., Speaker pro Tempore Fiona Ma, 12th District, presiding

ADJOURN IN MEMORY

Assembly Member Olsen was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Charles Aaron "Bubba" Smith of Los Angeles.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Williams was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of United States Navy Special Warfare Operator, Master Chief Petty Officer (SEAL) Louis Langlais of Santa Barbara.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Mendoza was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Buena Park Police Officer Daniel Ackerman of Irvine.

(Assembly Rule 45.5 suspended.)

MESSAGES FROM THE SENATE

August 15, 2011

The Honorable E. Dotson Wilson
Chief Clerk of the Assembly
Assembly Chamber

Dear Dotson: By direction of the Senate I am returning SB 349 and SB 704 to the Assembly for further action.

Sincerely,

GREGORY P. SCHMIDT
Secretary of the Senate

Above bills held at Desk.

August 15, 2011

*The Honorable E. Dotson Wilson
Chief Clerk of the Assembly
Assembly Chamber*

Dear Dotson: By direction of the Senate I am returning SB 339 to the Assembly for further action.

Sincerely,

GREGORY P. SCHMIDT
Secretary of the Senate

Above bill held at Desk.

ACTION RESCINDED ON SENATE BILL NO. 339

Assembly Member Charles Calderon was granted unanimous consent to rescind the action whereby the Assembly, on July 14, 2011 (Assembly Journal, page 2343), passed Senate Bill No. 339, and whereby the bill was ordered transmitted to the Senate.

ACTION RESCINDED ON SENATE BILL NO. 349

Assembly Member Charles Calderon was granted unanimous consent to rescind the action whereby the Assembly, on July 14, 2011 (Assembly Journal, page 2343), passed Senate Bill No. 349, and whereby the bill was ordered transmitted to the Senate.

ACTION RESCINDED ON SENATE BILL NO. 704

Assembly Member Charles Calderon was granted unanimous consent to rescind the action whereby the Assembly, on July 14, 2011 (Assembly Journal, page 2334), passed Senate Bill No. 704, and whereby the bill was ordered transmitted to the Senate.

ANNOUNCEMENTS

Speaker pro Tempore Ma announced the following session schedule:
Tuesday, August 16, 2011, Check-in Session, 7 a.m.–3 p.m.;
Wednesday, August 17, 2011, Check-in Session, 7 a.m.–3 p.m.;
Thursday, August 18, 2011, Floor Session, 9 a.m.

ADJOURN IN MEMORY

Assembly Member Chesbro was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Vickie Britt of Sacramento.

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 William Hadley “Bill” Clark of Palo Alto.

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 Paul Duncan and Patti Ann Acosta of Long Beach and Jolene Combs of Rolling Hills Estates.

Assembly Member Chesbro was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of United States Navy Special Warfare Operator, Petty Officer First Class (SEAL) Jesse D. Pittman of Willits.

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. 390, Concurrence: Brownley, Carter, Cook, Davis, Fletcher, Hagman, Huffman, Miller, Morrell, and Torres—Aye.

Assembly Bill No. 147, Concurrence: Brownley, Carter, Davis, Huffman, Portantino, and Torres—Aye; Cook, Fletcher, Hagman, Miller, Morrell, Olsen, and Smyth—No.

Assembly Bill No. 177, Concurrence: Brownley, Carter, Cook, Davis, Hagman, Hall, Huffman, Miller, Morrell, Smyth, and Torres—Aye.

Assembly Bill No. 188, Concurrence: Brownley, Charles Calderon, Carter, Cook, Davis, Hagman, Hall, Miller, Morrell, Norby, Smyth, and Torres—Aye.

Assembly Bill No. 307, Concurrence: Brownley, Carter, Cook, Davis, Fletcher, Hagman, Miller, Mitchell, Morrell, Portantino, and Torres—Aye.

Assembly Bill No. 362, Concurrence: Brownley, Carter, Davis, Portantino, Torres, and Williams—Aye; Cook, Fletcher, Hagman, Jeffries, Miller, and Morrell—No.

Assembly Bill No. 462, Concurrence: Brownley, Carter, Torres, Valadao, and Williams—Aye; Conway, Cook, Fletcher, Hagman, Jones, Morrell, and Wagner—No.

Assembly Bill No. 566, Concurrence: Block, Charles Calderon, Carter, Cook, Fletcher, Hagman, Lara, Morrell, Portantino, Torres, and Williams—Aye.

Assembly Bill No. 587, Concurrence: Block, Carter, Cook, Fletcher, Hagman, Mitchell, Morrell, and Torres—Aye.

Assembly Bill No. 762, Concurrence: Block, Carter, Cook, Fletcher, Garrick, Hagman, Morrell, and Torres—Aye.

Assembly Bill No. 771, Concurrence: Block, Carter, Cook, Fletcher, Garrick, Hagman, Morrell, and Torres—Aye.

Assembly Bill No. 1400, Concurrence: Block, Carter, Davis, Hagman, Hall, Jeffries, Mitchell, and Torres—Aye; Conway, Cook, Garrick, Morrell, and Wagner—No.

Assembly Joint Resolution No. 3, Concurrence: Block, Carter, Cook, Davis, Garrick, Hagman, Mitchell, Morrell, Norby, and Torres—Aye.

Senate Bill No. 448: Charles Calderon, Carter, and Torres—Aye; Cook, Garrick, Hagman, and Morrell—No.

Senate Bill No. 24: Carter, Hagman, Jeffries, Miller, and Torres—Aye; Garrick, Morrell, and Smyth—No.

Senate Bill No. 207 and Urgency: Carter, Cook, Garrick, Hagman, Hall, Morrell, Nestande, Olsen, Smyth, Torres, and Williams—Aye.

Senate Bill No. 350: Carter, Torres, and Williams—Aye; Cook, Garrick, Hagman, Morrell, Nestande, Olsen, and Smyth—No.

Senate Bill No. 609: Carter and Torres—Aye; Cook, Hagman, Morrell, Nestande, Olsen, and Smyth—No.

Senate Bill No. 929: Charles Calderon, Carter, Hall, Hayashi, Mendoza, Mitchell, and Torres—Aye; Cook, Hagman, Huber, Morrell, Nestande, Olsen, and Smyth—No.

Senate Bill No. 8: Block, Charles Calderon, Carter, Cook, Fletcher, Fong, Fuentes, Hagman, Hayashi, Jeffries, Jones, Mitchell, Morrell, Nestande, Olsen, Smyth, and Torres—Aye.

Senate Bill No. 41: Carter, Fuentes, Mendoza, Morrell, and Torres—Aye; Cook, Fletcher, Hagman, Nestande, Olsen, and Smyth—No.

MOTION TO ADJOURN

At 1:46 p.m., Assembly Member Charles Calderon moved that the Assembly do now adjourn.

Assembly Member Garrick seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 1:46 p.m., Speaker pro Tempore Ma declared the quorum call of the Assembly dispensed with.

AUTHORIZATION TO INTRODUCE BILLS PURSUANT TO JOINT RULE 54

Pursuant to the provisions of Joint Rule 54, the following communication was presented permitting the introduction of an Assembly bill: 1433

Dear Mr. Clerk: Pursuant to the provisions of Joint Rule 54, I hereby authorize Assembly Member Fuentes to introduce a bill relating to public officials' retirement.

Request No. RN1123731.

JOHN A. PÉREZ
Speaker of the Assembly

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bill was introduced and read the first time:

ASSEMBLY BILL NO. 1433—Fuentes. An act to add Section 1244 to the Government Code, relating to public officials' retirement.

The following resolutions were offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 77—Torres. Relative to Suicide Prevention Week.

ASSEMBLY CONCURRENT RESOLUTION NO. 78—Galgiani. Relative to California Senior Center Month.

ASSEMBLY CONCURRENT RESOLUTION NO. 79—Beth Gaines. Relative to women in business.

ASSEMBLY CONCURRENT RESOLUTION NO. 80—Beth Gaines and Valadao (Coauthors: Hall, Harkey, Huffman, Jeffries, Logue, Monning, Olsen, Portantino, and Silva) (Coauthors: Senators Tom Berryhill, Cannella, Ted Gaines, Harman, Rubio, and Runner). Relative to Yellow Ribbon Week.

ASSEMBLY JOINT RESOLUTION NO. 15—Alejo. Relative to California cut flowers.

HOUSE RESOLUTION NO. 20—Portantino. Relative to the Standing Rules of the Assembly for the 2011–12 Regular Session.

SENATE BILL NO. 376—An act to amend Section 10131, and to add Section 10131.8 to, of the Business and Professions Code, relating to real estate brokers.

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.

August 15, 2011

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

Senate Bill No. 20

Senate Bill No. 364

Senate Bill No. 136

Senate Bill No. 459

Senate Bill No. 217

Senate Bill No. 823

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

FUENTES, Chair

SENATE BILL NO. 20—An act to repeal and add Section 114094 of the Health and Safety Code, relating to food facilities.

Bill read second time.

SENATE BILL NO. 136—An act to amend Section 4217.12 of the Government Code, relating to public contracts.

Bill read second time.

SENATE BILL NO. 217—An act to amend Section 22013 of, and to add Section 22065 to, the Financial Code, relating to mortgage loan originators.

Bill read second time.

SENATE BILL NO. 364—An act to add Section 19137 to the Revenue and Taxation Code, relating to taxation.

Bill read second time.

SENATE BILL NO. 459—An act to amend Sections 1174.5 and 1175 of, and to add Sections 226.8, 1174.1, and 2753 to, the Labor Code, and to add Section 9620 to the Unemployment Insurance Code, relating to employment.

Bill read second time.

SENATE BILL NO. 823—An act to amend Section 1770 of the Civil Code, and to add Section 13985 to the Government Code, relating to California products.

Bill read second time.

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

August 15, 2011

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

Senate Bill No. 292

Senate Bill No. 543

Senate Bill No. 293

Senate Bill No. 547

Senate Bill No. 432

Senate Bill No. 753

Senate Bill No. 450

Senate Bill No. 844

Senate Bill No. 538

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

FUENTES, Chair

SENATE BILL NO. 292—An act to amend Sections 66746 and 66747 of the Education Code, relating to public postsecondary education.

Bill read second time.

SENATE BILL NO. 293—An act to amend Section 7108.5 of the Business and Professions Code, to amend Sections 8612 and 9560 of, and to amend and repeal Section 3252 of, the Civil Code, and to amend Sections 10262 and 10262.5 of, to amend, repeal, and add Section 10261 of, and to add and repeal Section 7201 of, the Public Contract Code, relating to payment bonds.

Bill read second time.

SENATE BILL NO. 432—An act to add Section 6714 to the Labor Code, relating to workplace safety.

Bill read second time.

SENATE BILL NO. 450—An act to amend Sections 33080, 33080.1, 33080.2, 33080.8, 33334.2, 33334.3, 33334.4, 33334.12, 33334.16, 33413, 33413.5, 33418, 33487, and 33490 of, to add Sections 33080.9, 33080.11, 33080.12, 33506, and 50464.5 to, and to add Article 13 (commencing with Section 33460) to Chapter 4 of Part 1 of Division 24 of, the Health and Safety Code, relating to redevelopment.

Bill read second time.

SENATE BILL NO. 538—An act to amend Sections 160, 2701, 2708, 2709, 2786, and 2798 of, and to add Sections 2786.2 and 2786.5 to, the Business and Professions Code, and to amend Section 830.3 of the Penal Code, relating to nursing, and making an appropriation therefor.

Bill read second time.

SENATE BILL NO. 543—An act to amend Sections 144, 5000, 5015.6, 5076, 5076.1, 5510, 5517, 5552.5, 5620, 5621, 5622, 6510, 6530, 6710, 6714, 6763.1, 6797, 7000.5, 7011, 7200, 7215.6, 7885, 7886, 7887, 8710, 8800, 18602, 18613, and 18618 of, and to add Sections 5063.10 and 6582.2 to, the Business and Professions Code, relating to business and professions, and making an appropriation therefor.

Bill read second time.

SENATE BILL NO. 547—An act to amend Section 52052.5 of, to amend and repeal Sections 52052 and 52052.1 of, and to add Sections 52052.8, 52052.81, 52052.82, 52052.83, and 52052.84 to, the Education Code, relating to school accountability.

Bill read second time.

SENATE BILL NO. 753—An act to amend Section 313 of the Education Code, relating to pupils.

Bill read second time.

SENATE BILL NO. 844—An act to amend Section 1250 of the Health and Safety Code, relating to health facilities.

Bill read second time.

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

August 15, 2011

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

Senate Bill No. 140

Senate Bill No. 586

Senate Bill No. 500

Senate Bill No. 930

Senate Bill No. 540

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

FUENTES, Chair

SENATE BILL NO. 140—An act to add and repeal Sections 60227.5 and 60605.86 of the Education Code, relating to pupil instruction.

Bill read second time.

SENATE BILL NO. 500—An act to amend Sections 54690 and 54694 of, and to add Sections 54691.5 and 54697.5 to, the Education Code, relating to partnership academies.

Bill read second time.

SENATE BILL NO. 540—An act to amend Sections 651, 1603, 1628.7, 1632, 1695.5, 1725, 1752.3, 1753.4, 1901, 1905.2, and 1973 of, to add Section 1611.3 to, to repeal and amend Sections 1601.1 and 1616.5 of, and to repeal and add Section 1742 of, the Business and Professions Code, relating to dentistry.

Bill read second time.

SENATE BILL NO. 586—An act to add Sections 953.5 and 14409.5 to the Financial Code, and to amend Section 368 of the Penal Code, relating to banks and credit unions.

Bill read second time.

SENATE BILL NO. 930—An act to amend Section 12301.25 of, and to repeal Sections 12305.73 and 12305.85 of, the Welfare and Institutions Code, relating to public social services.

Bill read second time.

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

August 15, 2011

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

Senate Bill No. 468

Senate Bill No. 676

Senate Bill No. 943

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

FUENTES, Chair

SENATE BILL NO. 468—An act to add Sections 103 and 149.10 to the Streets and Highways Code, relating to transportation.

Bill read second time.

SENATE BILL NO. 676—An act to add Division 24 (commencing with Section 81000) to the Food and Agricultural Code, and to amend Section 11018 of, and to add Section 11018.5 to, the Health and Safety Code, relating to industrial hemp.

Bill read second time.

SENATE BILL NO. 943—An act to amend Sections 1916, 1917, 1917.2, 1918, 1922, 1927, 1950, 1952, 1955, 1957, 1959, 1961, 1962, 1963, 1966.1, 2736.5, 2836.2, 2936, 3519, 3575, 4200, 4836.1, 4980.36, 4980.37, 4980.40.5, 4980.42, 4980.45, 4982.25, 4989.54, 4990.38, 4992.3, 4992.36, 4996.13, 4996.24, 4999.12, and 4999.90 of, to add Sections 1902.1, 4999.91, and 4999.455 to, and to repeal Section 1945 of, the Business and Professions Code, relating to healing arts.

Bill read second time.

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

August 15, 2011

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

Senate Bill No. 397

Senate Bill No. 550

Senate Bill No. 773

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

FUENTES, Chair

SENATE BILL NO. 397—An act to amend Section 2196 of the Elections Code, relating to online voter registration.

Bill read second time.

SENATE BILL NO. 550—An act to amend Sections 21800, 21804, 21805, and 21806 of, to add Section 21807 to, and to repeal and add Sections 21801, 21802, and 21803 of, the Business and Professions Code, relating to business.

Bill read second time.

SENATE BILL NO. 773—An act to amend Sections 5093, 5094, and 5094.5 of, to amend and repeal Section 5094.6 of, and to add Section 5094.3 to, the Business and Professions Code, relating to accountants.

Bill read second time.

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

August 15, 2011

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

Senate Bill No. 488

Senate Bill No. 790

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

FUENTES, Chair

SENATE BILL NO. 488—An act to add Section 84305.7 to the Government Code, relating to the Political Reform Act of 1974.

Bill read second time.

SENATE BILL NO. 790—An act to amend Sections 331.1, 365.1, 366.2, 380, 381.1, and 395.5 of, to add Sections 396.5 and 707 to, and to add Part 5 (commencing with Section 3260) to Division 1 of, the Public Utilities Code, relating to electricity.

Bill read second time.

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

August 15, 2011

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

Senate Bill No. 27

Senate Bill No. 173

Senate Bill No. 705

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

FUENTES, Chair

SENATE BILL NO. 27—An act to amend Sections 22112.5, 22119.2, 22461, 22905, 25009, 26302, and 26505 of, to amend and repeal Section 24214.5 of, to amend, repeal, and add Section 26806 of, and to add Sections 24214.6 and 26307 to, the Education Code, and to amend Sections 20221, 20630, 20636, 20636.1, and 21220 of, and to add Section 21220.3 to, the Government Code, relating to public retirement systems.

Bill read second time.

SENATE BILL NO. 173—An act to add Section 687 to the Business and Professions Code, relating to healing arts.

Bill read second time.

SENATE BILL NO. 705—An act to add Chapter 4.5 (commencing with Section 950) to, and to repeal Chapter 2.2 (commencing with Section 328) of, Part 1 of Division 1 of the Public Utilities Code, relating to public utilities.

Bill read second time.

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

August 15, 2011

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

Senate Bill No. 490

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

FUENTES, Chair

SENATE BILL NO. 490—An act to amend Sections 190, 190.2, and 190.4 of, and to repeal Sections 190.1 and 190.3 of, the Penal Code, relating to the death penalty.

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.

August 15, 2011

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

Senate Bill No. 244

Senate Bill No. 679

Senate Bill No. 456

Senate Bill No. 757

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

FUENTES, Chair

SENATE BILL NO. 244—An act to amend Sections 56375, 56425, and 56430 of, and to add Sections 56033.5 and 65302.10 to, the Government Code, relating to land use.

Bill read second time.

SENATE BILL NO. 456—An act to amend Sections 25160.2, 25218.1, 25218.5, and 25404 of the Health and Safety Code, relating to hazardous waste.

Bill read second time.

SENATE BILL NO. 679—An act to amend Section 26140 of, and to add Section 26142 to, the Public Resources Code, relating to energy, and making an appropriation therefor.

Bill read second time.

SENATE BILL NO. 757—An act to amend Section 1374.58 of, and to add Section 1367.30 to, the Health and Safety Code, and to amend Sections 10112.5 and 10121.7 of the Insurance Code, relating to discrimination.

Bill read second time.

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

August 15, 2011

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

Senate Bill No. 706

Senate Bill No. 718

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

FUENTES, Chair

SENATE BILL NO. 706—An act to amend Sections 27, 10004, 10166.02, 10166.12, 10175.2, 10236.2, 10450.6, 10470, 10470.1, 10471, 10471.1, 10471.3, 10471.5, 10472, 10472.1, 10473, 10473.1, 10474, 10474.5, 10475, 10476, 10477, 10479, and 10481 of, to amend, repeal, and add Section 11360 of, and to add Sections 10050.1, 10100.4, 10106, 10186, 10186.1, 10186.2, 10186.8, 10186.9, 11310.1, 11313.2, 11315.7, 11315.9, 11319.1, 11319.2, and 11319.3 to, the Business and Professions Code, relating to business and professions.

Bill read second time.

SENATE BILL NO. 718—An act to amend Sections 15630, 15630.1, and 15658 of the Welfare and Institutions Code, relating to public social services.

Bill read second time.

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

August 15, 2011

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

Senate Bill No. 647

Senate Bill No. 734

Senate Bill No. 942

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

FUENTES, Chair

SENATE BILL NO. 647—An act to amend Sections 116.780, 116.820, 700.160, 2029.610, and 2029.620 of the Code of Civil Procedure, to amend Section 14502 of the Corporations Code, to amend Section 915.2 of the Government Code, to amend Section 7100 of the Health and Safety Code, to amend Sections 259, 2583, and 8250 of the Probate Code, to amend Section 19280 of the Revenue and Taxation Code, and to amend Section 903.47 of the Welfare and Institutions Code, relating to civil law.

Bill read second time.

SENATE BILL NO. 734—An act to amend Section 14838.1 of, and to add Section 14838.6 to, the Government Code, and to amend Section 185033 of the Public Utilities Code, relating to small business.

Bill read second time.

SENATE BILL NO. 942—An act to amend Sections 8206.1, 8208, 8236, 8278.3, 8279.7, 8286, 8484.9, 8802, 8803, 8807, 10601.5, 11800, 17250.40, 33126.2, 40081, 41327.1, 41327.2, 42127.8, 44280, 48005.45, 49701, 52055.730, 52055.760, 52055.770, 52254, 52270, 52272, 56030.5, 56337, 56363, 56441.11, 60855, and 60900 of, to repeal Sections 44265.2, 52128.5, and 53075 of, to repeal Article 3.8 (commencing with Section 32239.5) of Chapter 2 of Part 19 of Division 1 of Title 1 of, to repeal Article 3.5 (commencing with Section 52360) of Chapter 9 of Part 28 of Division 4 of Title 2 of, and to repeal Chapter 16 (commencing with Section 53050) of Part 28 of, and to repeal Chapter 2 (commencing with Section 63050) of Part 35 of, Division 4 of Title 2 of, the Education Code, to amend Sections 42630, 42645, 71300, and 71301 of the Public Resources Code, and to amend Sections 4380, 18986.3, 18986.20, 18986.23, and 18986.24 of, and to repeal Sections 2102, 4341.1, and 5870 of, the Welfare and Institutions Code, relating to education.

Bill read second time.

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

August 15, 2011

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

Senate Bill No. 502

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

FUENTES, Chair

SENATE BILL NO. 502—An act to add Section 123366 to the Health and Safety Code, relating to public health.

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 Jobs, Economic Development, and the Economy

August 15, 2011

Mr. Speaker: The Chair of your Committee on Jobs, Economic Development, and the Economy reports:

Assembly Bill No. 1278

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

V. MANUEL PÉREZ, Chair

ASSEMBLY BILL NO. 1278—An act to amend Sections 17053.34, 17053.46, 17053.47, 17053.74, 23622.7, 23622.8, 23634, and 23646 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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.

August 15, 2011

Mr. Speaker: The Chair of your Committee on Jobs, Economic Development, and the Economy reports:

Assembly Bill No. 1233

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

V. MANUEL PÉREZ, Chair

ASSEMBLY BILL NO. 1233—An act to amend Section 15570 of, and to add Sections 15571 and 15572 to, the Government Code, relating to state government, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

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

Committee on Rules

July 22, 2011

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

Assembly Concurrent Resolution No. 72

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

SKINNER, Chair

ASSEMBLY CONCURRENT RESOLUTION NO. 72—Relative to Native American Heritage Month.

Resolution read.

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

Committee on Appropriations

August 15, 2011

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

Senate Bill No. 9

Senate Bill No. 534

Senate Bill No. 369

Senate Bill No. 610

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

FUENTES, Chair

SENATE BILL NO. 9—An act to amend Section 1170 of the Penal Code, relating to sentencing.

Bill read second time.

SENATE BILL NO. 369—An act to amend Sections 8276.2, 8276.3, 8279.1, 8280.1, 8280.2, 8280.3, 8280.4, 8280.5, and 8280.6 of, and to add and repeal Sections 8276.4 and 8276.5 of, the Fish and Game Code, relating to commercial fishing.

Bill read second time.

SENATE BILL NO. 534—An act to amend Section 17612 of the Government Code, and to amend Sections 13823.7, 13823.13, and 13823.95 of the Penal Code, relating to victims of sexual assault.

Bill read second time.

SENATE BILL NO. 610—An act to amend Sections 26165, 26190, and 26205 of, and to add Section 26202 to, the Penal Code, relating to firearms.

Bill read second time.

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

Committee on Public Employees, Retirement and Social Security

August 15, 2011

Mr. Speaker: The Chair of your Committee on Public Employees, Retirement and Social Security reports:

Senate Bill No. 806

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

FURUTANI, Chair

SENATE BILL NO. 806—An act to amend Section 19775.2 of the Government Code, relating to state compensation, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

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

REPORTS OF STANDING COMMITTEES
Committee on Appropriations

Date of Hearing: July 13, 2011

Mr. Speaker: Your Committee on Appropriations reports:
 Senate Bill No. 567

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

Above bill ordered to second reading.

Date of Hearing: July 13, 2011

Mr. Speaker: Your Committee on Appropriations reports:
 Senate Bill No. 211

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

Above bill ordered to second reading.

MESSAGES FROM THE SENATE

Senate Chamber, August 15, 2011

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

Assembly Bill No. 434
 Assembly Bill No. 1300

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

Above bills ordered enrolled.

Senate Chamber, August 15, 2011

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

Assembly Bill No. 143
 Assembly Bill No. 274
 Assembly Bill No. 387
 Assembly Bill No. 547

Assembly Bill No. 936
 Assembly Bill No. 1103
 Assembly Bill No. 1350
 Assembly Bill No. 1398

And respectfully requests the Assembly to concur in said amendments.

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

Above bills ordered to unfinished business file.

Senate Chamber, August 15, 2011

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 4
 Senate Bill No. 28
 Senate Bill No. 88
 Senate Bill No. 105
 Senate Bill No. 110
 Senate Bill No. 111
 Senate Bill No. 264
 Senate Bill No. 327
 Senate Bill No. 332
 Senate Bill No. 341

Senate Bill No. 390
 Senate Bill No. 406
 Senate Bill No. 423
 Senate Bill No. 493
 Senate Bill No. 563
 Senate Bill No. 636
 Senate Bill No. 724
 Senate Bill No. 751
 Senate Bill No. 774

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

MESSAGES FROM THE GOVERNOR

The following veto messages from the Governor were received and ordered printed in the Journal and the bills ordered to the unfinished business file:

Veto Message—Assembly Bill No. 96

Governor's Office, Sacramento
July 25, 2011

To the Members of the California State Assembly:

I am returning Assembly Bill 96 without my signature.

The bill would recreate, under a different name, the same Adult Day Health Care (ADHC) program that was eliminated as a Medi-Cal optional benefit through the 2011–12 Budget Act. While my Administration deeply shares the goal of “Keeping Adults Free from Institutions,” creating a new ADHC look-alike program at this juncture is unnecessary and untimely. It does not address the immediate need to transition ADHC beneficiaries to other home and community-based services that can meet their needs, and would cause confusion for both consumers and providers about when an ill-defined “KAFI” program would be available.

In order to ensure that ADHC beneficiaries do not face the risk of unnecessary institutionalization when the benefit expires, my Administration is currently working with adult day health centers, managed care plans, and local community-based organizations to ensure that needed medical services and home and community-based services are available. Additionally, in order to ensure that there is enough time for transition to such services, the Department of Health Care Services recently extended the ADHC benefit through administrative action until December 1, 2011, with federal funding approval.

Given the importance of these transition efforts, I am directing the Department of Health Care Services to work with the Legislature, stakeholders, managed care plans, and home and community-based services providers to ensure that ADHC beneficiaries will have a smooth transition to appropriate services, and those who are most at risk of institutionalization have access to services that will help them remain in the community.

Care in an integrated setting will be part of my Administration's plan to improve long-term care. To the extent that adult day health care-type services can become part of an integrated continuum of care, my Administration will work to bring such providers into the conversation on how these services can be efficiently and effectively delivered for the benefit of consumers.

For this reason, I am signing Senate Bill 91, which will allow adult day health centers to continue to operate after the fee-for-service payments under Medi-Cal expire. This will allow adult day health centers to be considered a care option as part of an integrated delivery system, or for consumers who may wish to access services apart from Medi-Cal.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 455

Governor's Office, Sacramento
July 25, 2011

To the Members of the California State Assembly:

I am returning Assembly Bill 455 without my signature.

This bill prescribes how all local merit or personnel commission members should be appointed. It requires that half of the members be selected by the employer and half by largest employee bargaining unit.

While intended to create more balanced commissions and address concerns relating to individual commissions, this measure imposes a top down, one-size-fits-all solution on all merit and personnel commissions statewide.

This measure seeks to impose a level of state control that is inconsistent with my administration's efforts to realign state services and to increase local control. Concerns relating to specific commissions should be addressed on a case-by-case basis at the local level.

Sincerely,

EDMUND G. BROWN JR.

Receipt of Bills

I acknowledge receipt this 25th day of July, 2011 at 2:35 p.m., of Assembly Bill 96 and Assembly Bill 455 without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Jacque Roberts.

E. DOTSON WILSON
Chief Clerk of the Assembly

Veto Message—Assembly Bill No. 201

Governor's Office, Sacramento
August 5, 2011

To the Members of the California State Assembly:

I am returning Assembly Bill 201 without my signature.

This measure would authorize superior courts to establish dedicated programs to serve eligible veterans of the United States military. While the provisions of this bill are well-intended, they create a clear expectation that our courts—already struggling with painful budget cuts—will establish a new program.

Given current budgetary constraints, the decision to adopt this kind of program—something already within the courts' authority—is better left to the sound discretion of the judiciary.

Sincerely,

EDMUND G. BROWN JR.

Veto Message—Assembly Bill No. 312

Governor's Office, Sacramento
August 5, 2011

To the Members of the California State Assembly:

I am returning Assembly Bill 312 without my signature.

This bill would expand the provisions of the Ralph Civil Rights Act to include homelessness or the perception that one is homeless, thereby creating new private and administrative enforcement remedies.

It is undeniable that homeless people are vulnerable to victimization, but California already has very strong civil and criminal laws that provide sufficient protection.

Sincerely,

EDMUND G. BROWN JR.

Receipt of Bills

I acknowledge receipt this 5th day of August, 2011 at 9:35 a.m., of Assembly Bill 201 and Assembly Bill 312 without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Jacque Roberts.

SUE PARKER

Assistant Chief Clerk of the Assembly

Veto Message—Assembly Bill No. 1395

Governor's Office, Sacramento
August 8, 2011

To the Members of the California State Assembly:

I am returning Assembly Bill 1395 without my signature.

This measure requires all state agencies and departments to post examination and vacancy announcements on the State Personnel Board's website. It also requires that the names of employees that are laid off from *department specific* job classifications be placed on "comparable" statewide reemployment lists.

While I support the author's intent to increase access to state employment opportunities for laid off state employees, this measure fails to provide adequate protections against an unqualified employee being misplaced on a comparable statewide list. Further, it may delay the layoff process and reduce the anticipated savings from future layoffs.

I note that the state departments and agencies working in conjunction with the Department of Personnel Administration currently have the authority to work collaboratively to designate comparable classes on a case-by-case basis as a part of layoff negotiations with employees and their representatives. Further, I encourage all parties to engage in this process whenever possible during these difficult fiscal times for the state, its employees and all Californians.

Sincerely,

EDMUND G. BROWN JR.

Receipt of Bills

I acknowledge receipt this 8th day of August, 2011 at 9:50 a.m., of Assembly Bill 1395 without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Jacque Roberts.

AMY LEACH

Minute Clerk of the Assembly

The following message from the Governor was received and ordered printed in the Journal and the accompanying documents referred to the Committee on Governmental Organization:

Governor's Message

Governor's Office, Sacramento

August 9, 2011

<i>The Honorable Darrell Steinberg</i>	<i>The Honorable John A. Pérez</i>
<i>President pro Tempore</i>	<i>Speaker</i>
<i>California State Senate</i>	<i>California State Assembly</i>
<i>State Capitol, Room 205</i>	<i>State Capitol, Room 219</i>
<i>Sacramento, California</i>	<i>Sacramento, California</i>

Dear Members of the California State Legislature:

I have executed a tribal-state gaming compact between the State of California and the Pinoleville Pomo Nation, a federally recognized Indian tribe, located in the State of California. I am forwarding copies of this tribal-state gaming compact for consideration by the Legislature.

Sincerely,

EDMUND G. BROWN JR.

Receipt

I acknowledge receipt this 9th day of August, 2011 at 3:52 p.m., of the Governor's Tribal-State Gaming Compact between the State of California and the Pinoleville Pomo Nation, delivered to me by Jacque Roberts.

SUE PARKER

Assistant Chief Clerk of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 28, 2011

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

- Assembly Concurrent Resolution No. 32
- Assembly Concurrent Resolution No. 34
- Assembly Concurrent Resolution No. 53
- Assembly Concurrent Resolution No. 54
- Assembly Joint Resolution No. 10
- Assembly Joint Resolution No. 12

And reports the same correctly enrolled, and presented to the Secretary of State on the 28th day of July, 2011, at 10:30 a.m.

E. DOTSON WILSON, Chief Clerk

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Charles Calderon, the Assembly adjourned until 7 a.m., Tuesday, August 16, 2011, out of respect to the memory of George Ramos on motion of Speaker Pérez and Assembly Members Cedillo and Achadjian; out of respect to the memory of Ralph McKnight on motion of Speaker Pérez and Assembly Members Cedillo and Portantino; out of respect to the memory of Hon. Richard “Dick” Floyd on motion of Speaker Pérez and Assembly Members Cedillo and Charles Calderon; out of respect to the memory of Lieutenant Commander Jonas B. Kelsall, United States Navy, on motion of Assembly Members Furutani and Mendoza; out of respect to the memory of Richard Chávez on motion of Assembly Members Alejo, Monning, and Campos; out of respect to the memory of Petty Officer First Class Darrik Benson, United States Navy, on motion of Assembly Member Allen; out of respect to the memory of Officer Jeremy Henwood on motion of Assembly Members Atkins, Hueso, and Fletcher; out of respect to the memory of John M. Simpson III on motion of Assembly Member Butler; out of respect to the memory of Charles Manatt on motion of Assembly Member Charles Calderon; out of respect to the memory of Staff Sergeant Andrew W. Harvell, United States Air Force, on motion of Assembly Member Bonnie Lowenthal; out of respect to the memory of Charles Aaron “Bubba” Smith on motion of Assembly Member Olsen; out of respect to the memory of Master Chief Petty Officer Louis Langlais, United States Navy, on motion of Assembly Member Williams; and out of respect to the memory of Officer Daniel Ackerman on motion of Assembly Member Mendoza.

JOHN A. PÉREZ, Speaker

AMY LEACH, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON AUGUST 15, 2011

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

AB	RN	SB	RN
1233	1124057	502	1123548
1278	1122320	534	1124085
		538	1123939
ACR	RN	540	1123690
68	1124249	543	1123828
72	1124194	547	1123978
		550	1123443
		559	1123110
SB	RN	586	1123361
9	1124344	602	1124158
20	1124053	610	1124373
27	1124329	647	1123462
41	1123848	676	1123726
136	1124066	679	1124210
140	1123774	705	1124213
173	1124303	706	1123928
217	1123782	718	1122986
244	1123983	734	1123605
292	1123818	740	1124145
293	1123877	753	1123856
340	1123285	757	1124332
364	1124039	773	1122966
369	1123999	776	1124185
376	1123339	790	1124075
397	1124104	806	1124124
411	1124034	813	1124123
432	1123917	823	1123737
450	1123792	844	1123327
456	1123867	930	1123911
459	1123864	939	1123733
468	1123734	942	1123492
488	1124239	943	1123542
490	1124375		
500	1123855		

Daily Total:	61
Cumulative Total:	2068