# CALIFORNIA LEGISLATURE 2011–12 REGULAR SESSION

# ASSEMBLY DAILY JOURNAL

# Thursday, August 16, 2012

# TWO HUNDRED THIRTY-SIXTH SESSION DAY

# SIX HUNDRED TWENTIETH 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. All Senate amendments to Assembly measures considered by the Assembly on this day are on file with the Secretary of the Senate and available on request. A list of all measures amended and on which amendments were offered in the Assembly is shown on the final page of this day's Assembly Journal.

# PROCEEDINGS OF THE ASSEMBLY

### **IN ASSEMBLY**

Assembly Chamber, Sacramento Thursday, August 16, 2012

The Assembly met at 9 a.m.

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

#### ROLL CALL

The roll was called.

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

Assembly Member Silva moved a quorum call of the Assembly. Motion carried. Time, 9 a.m.

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

#### **Quorum Present**

At 9:10 a.m., Speaker pro Tempore Ma declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—80:

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

#### PRAYER

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

*Lord,* Just before David fought the giant Goliath, his brother Eliab tried to confront him. But David knew that his real battle was with Goliath and that arguing with Eliab was a distraction. So he turned away from his brother and kept his focus on what he was called to do. Lord, help us to focus on the big picture and not be led away by frustrations. Help us to walk away from strife and to receive the mark of honor You have for us.—AMEN.

#### PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Ma, Assembly Member Morrell 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 Conway.

#### COMMUNICATIONS

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

August 16, 2012

E. Dotson Wilson

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

Dear Dotson: Please be advised that I have appointed Assemblymember Nora Campos to fill the Democratic vacancy on the Assembly Judiciary Committee for today's hearing only.

Sincerely,

JOHN A. PÉREZ Speaker of the Assembly

August 15, 2012

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

RE: Appointment of Laura Lopez to California Healthcare Workforce Policy Commission

Dear Mr. Wilson: Please be advised I have appointed Ms. Laura Lopez to the California Healthcare Workforce Policy Commission. This is a pleasure appointment starting August 15, 2012. Ms. Lopez will be replacing John Troidl.

Sincerely,

JOHN A. PÉREZ Speaker of the Assembly

#### SPECIAL COMMITTEE MEETINGS

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

Governmental Organization, on Tuesday, August 21, 2012, upon adjournment of Floor Session, in Room 4202;

Agriculture, on Wednesday, August 22, 2012, at 9:30 a.m., in Room 126;

Local Government, on Wednesday, August 22, 2012, upon adjournment of Floor Session, in Room 447.

#### ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 16, 2012

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined: Assembly Joint Resolution No. 42 Assembly Joint Resolution No. 46

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolutions ordered on file.

### ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 16, 2012 Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 161

Assembly Concurrent Resolution No. 161 Assembly Concurrent Resolution No. 165

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolutions re-referred to committee.

#### **REFERENCE OF BILLS TO COMMITTEE**

Pursuant to the Assembly Rules, the following bills were referred to committee:

Assembly Concurrent	
Resolution No.	Committee
168	Rls.
Assembly Joint	
Resolution No.	Committee
47	L. & E.
Senate	
Bill No.	Committee
1383	L. Gov.
Senate Concurrent	
Resolution No.	Committee
101	W., P. & W.
Senate Joint	
Resolution No.	Committee
29	E. & R.

#### JOINT RULE 62(a) SUSPENDED BY UNANIMOUS CONSENT

Assembly Member Charles Calderon was granted unanimous consent that Joint Rule 62(a) be suspended to permit the Committee on Appropriations to hear Senate Bill No. 1197 today, upon adjournment of Floor Session, in Room 4202.

#### ASSEMBLY BILL NO. 2694 WITHDRAWN FROM ENROLLMENT AND ORDERED RETURNED TO SENATE

Assembly Member Charles Calderon was granted unanimous consent that Assembly Bill No. 2694 be withdrawn from enrollment, and that the bill be ordered returned to the Senate for further action.

#### ASSEMBLY BILL NO. 801 WITHDRAWN AND ACTION RESCINDED

Assembly Member Charles Calderon was granted unanimous consent that Assembly Bill No. 801 be withdrawn from enrollment and to rescind the action whereby the Assembly, on August 13, 2012 (Assembly Journal, page 5905), concurred in Senate amendments, and ordered the bill enrolled; and that the bill 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. 1495, 875, 1081, 1090, 1186, 1196, 1199, 1215, 1527, 1531, 1532, and 1576, on request of Assembly Member Charles Calderon.

Senate Bills Nos. 121, 1076, 1272, and 1524, on request of Assembly Member Hagman.

#### NOTICE OF INTENTION TO REMOVE BILLS FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Charles Calderon announced his intention to request that Senate Bills Nos. 935, 744, 1429, 996, and 301 be removed from the inactive file.

#### 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. 907, to the Committee on Agriculture;

Assembly Bill No. 2104, to the Committee on Transportation;

Assembly Bill No. 2271, to the Committee on Public Employees, Retirement and Social Security.

(NOTE: On August 21, 2012, Speaker pro Tempore Ma rescinded the action whereby Assembly Bill No. 2271 was re-referred to the Committee on Public Employees, Retirement and Social Security pursuant to Assembly Rule 77.2.)

#### RECESS

By unanimous consent, at 9:17 a.m., Speaker pro Tempore Ma declared the Assembly recessed to permit the introduction of a special guest.

Assembly Member Skinner recognized Christopher Wallace, departing intern from her Capitol Office and wished him well as he leaves the Assembly to attend Columbia University.

#### RECONVENED

At 9:18 a.m., the Assembly reconvened. Hon. Fiona Ma, Speaker pro Tempore of the Assembly, presiding.

#### CONSIDERATION OF DAILY FILE SECOND READING OF SENATE BILLS

**SENATE BILL NO. 1144**—An act to amend Sections 15002.5 and 15029 of the Government Code, to amend Sections 11100, 11106.5, 11107, 11107.1, 11165.3, 11167, 11367.5, 11470, 11643, and 11647 of, and to amend the heading of Chapter 7 (commencing with Section 11450) of Division 10 of, the Health and Safety Code, to amend Section 1197.2 of the Labor Code, and to amend Sections 19.8, 243, 273.5, 290.015, 290.46, 350, 836, 916.2, 964, 1048, 3000.08, 3000.09, 3001, 13885.1, and 13887.2 of the Penal Code, relating to crimes.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted; bill ordered reprinted and to be returned to the second reading file, and to be placed upon the Consent Calendar.

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

Resolution read; amendments proposed by the Committee on Veterans Affairs read and adopted; resolution ordered reprinted and to be placed upon the third reading file.

**SENATE BILL NO. 1421**—An act to amend Section 799.1 of the Civil Code, relating to mobilehomes, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

#### THIRD READING OF SENATE BILLS

**SENATE BILL NO. 708 (Corbett)**—An act to amend Section 11108 of the Commercial Code, relating to funds transfers.

Bill read third time.

#### Motion to Amend

Assembly Member Gatto moved the adoption of amendments.

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

**SENATE BILL NO. 114 (Yee)**—An act to amend, repeal, and add Section 22138.5 of the Education Code, relating to teachers' retirement.

Bill read third time.

#### Motion to Amend

Assembly Member Williams moved the adoption of amendments.

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

**SENATE BILL NO. 1121 (Hancock)**—An act to add Section 3021 to the Penal Code, relating to inmates.

Bill read third time.

#### Motion to Amend

Assembly Member Ammiano moved the adoption of amendments.

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

**SENATE BILL NO. 1161 (Padilla)**—An act to add Section 239 to, and to add and repeal Section 710 of, the Public Utilities Code, relating to communications.

Bill read third time.

#### Motion to Amend

Assembly Member Bradford moved the adoption of amendments.

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

**SENATE BILL NO. 192 (Committee on Governance and Finance**)—An act to validate the organization, boundaries, acts, proceedings, and bonds of public bodies, and to provide limitations of time in which actions may be commenced, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

#### Motion to Amend

Assembly Member Smyth moved the adoption of amendments.

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

**SENATE BILL NO. 561 (Corbett)**—An act to add and repeal Section 13023.5 of the Penal Code, relating to Internet crime statistics.

Bill read third time.

#### Motion to Amend

Assembly Member Feuer moved the adoption of amendments.

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

SENATE BILL NO. 1395 (Rubio)—An act to amend Section 6145 of the Business and Professions Code, to amend Section 94949 of the Education Code, to amend Sections 6254.14, 8543, 8543.1, 8543.2, 8543.3, 8543.4, 8543.5, 8543.6, 8543.7, 8544, 8544.2, 8544.3, 8544.4, 8544.5, 8544.6, 8545, 8545.1, 8545.2, 8545.3, 8545.4, 8545.2, 8546, 8546.1, 8546.2, 8546.3, 8546.4, 8546.5, 8546.6, 8546.7, 8546.8, 8546.10, 8547.2, 8548.4, and 54954.5 of, to amend the heading of Chapter 6.5 (commencing with Section 8543) of Division 1 of Title 2 of, the Government Code, to amend Section 130506 of the Health and Safety Code, to amend Section 1872.83 of the Insurance Code, to amend Section 5024 of the Penal Code, to amend Section 71560 of the Public Resources Code, to amend Section 421 of the Public Utilities Code, and to amend Section 80270 of the Water Code, relating to the State Auditor.

Bill read third time.

#### Motion to Amend

Assembly Member Lara moved the adoption of amendments.

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

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

Bill presented by Assembly Member Cedillo.

Bill read third time.

The roll was opened.

#### Call of the Assembly

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

Motion carried. Time, 9:51 a.m.

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

#### UNFINISHED BUSINESS

#### CONSIDERATION OF SENATE AMENDMENTS

**ASSEMBLY BILL NO. 1715 (Smyth)**—An act to amend Section 25299.39.2 of the Health and Safety Code, relating to underground storage tanks.

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

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

#### AYES—79 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. Berrvhill Fong **Jeffries** Portantino Block Fuentes Jones Silva Blumenfield Knight Skinner Furntani Bonilla Gaines Lara Smyth Bradford Galgiani Logue Solorio Brownlev Garrick Lowenthal Swanson Buchanan Gatto Ma Torres Butler Gordon Mansoor Valadao Calderon Gorell Mendoza Wagner Wieckowski Miller Campos Grove Carter Hagman Mitchell Williams Monning Chesbro Halderman Yamada Conway Hall Morrell Mr. Speaker Cook Harkev Nestande

#### NOES—None

Bill ordered enrolled.

#### RE-REFERENCE OF BILLS TO COMMITTEE PURSUANT TO ASSEMBLY RULE 77.2

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

Assembly Bill No. 693, to the Committee on Local Government.

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

**ASSEMBLY BILL NO. 1325 (Lara)**—An act to amend, repeal, and add Sections 17913, 17916, 17922, 17923, 17927, and 17929 of the Business and Professions Code, relating to business filings.

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

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

		0 13	
Achadjian Alejo Allen Ammiano Atkins Beall Berryhill Block Blumenfield Bonilla Bradford Brownley Buchanan Butler Calderon Campos	Cook Davis Dickinson Eng Feuer Fletcher Fong Fuentes Furutani Gaines Galgiani Garrick Gatto Gordon Gorell Grove	Hayashi Hernández Hill Huber Hueso Huffman Jeffries Jones Knight Lara Logue Lowenthal Ma Mansoor Mendoza Miller	Nielsen Norby Olsen Pan Perea Pérez, V.M. Portantino Silva Skinner Smyth Solorio Swanson Torres Valadao Wagner Wieckowski
Buchanan Butler	Garrick Gatto Gordon Gorell	Lowenthal Ma Mansoor Mendoza	Torres Valadao Wagner

NOES—None

**ASSEMBLY BILL NO. 1345 (Lara)**—An act to amend Section 12410.5 of, and to add Section 12410.6 to, the Government Code, relating to audits.

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

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

AYES—78			
Achadjian	Cook	Hernández	Norby
Alejo	Davis	Hill	Olsen
Allen	Dickinson	Huber	Pan
Ammiano	Eng	Hueso	Perea
Atkins	Feuer	Huffman	Pérez, V.M.
Beall	Fletcher	Jeffries	Portantino
Berryhill	Fong	Jones	Silva
Block	Fuentes	Knight	Skinner
Blumenfield	Gaines	Lara	Smyth
Bonilla	Galgiani	Logue	Solorio
Bradford	Garrick	Lowenthal	Swanson
Brownley	Gatto	Ma	Torres
Buchanan	Gordon	Mansoor	Valadao
Butler	Gorell	Mendoza	Wagner
Calderon	Grove	Miller	Wieckowski
Campos	Hagman	Mitchell	Williams
Carter	Halderman	Monning	Yamada
Cedillo	Hall	Morrell	Mr. Speaker
Chesbro	Harkey	Nestande	
Conway	Hayashi	Nielsen	

#### NOES—None

Bill ordered enrolled.

ASSEMBLY BILL NO. 1658 (Gatto)—An act to add Section 5004.3 to the Vehicle Code, relating to vehicles.

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

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

#### AYES-78

#### NOES—None

**ASSEMBLY BILL NO. 1865 (Alejo)**—An act to amend Section 1161.2 of the Code of Civil Procedure, relating to eviction.

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

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

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

#### NOES-2

Donnelly Jeffries

Bill ordered enrolled.

**ASSEMBLY BILL NO. 2005 (Garrick)**—An act to add and repeal Section 8670.5.1 of the Government Code, relating to oil spills, and declaring the urgency thereof, to take effect immediately.

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

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

#### AYES—80 Cook Harkey Nestande Achadjian Alejo Davis Havashi Nielsen Allen Dickinson Hernández Norby Olsen Donnelly Hill Ammiano Atkins Huber Pan Eng Beall Feuer Hueso Perea Pérez, V.M. Berryhill Fletcher Huffman Block Jeffries Portantino Fong Blumenfield Fuentes Silva Jones Bonilla Furutani Knight Skinner Bradford Gaines Smyth Lara Brownley Solorio Galgiani Logue Lowenthal Buchanan Garrick Swanson Ma Butler Gatto Torres Calderon Gordon Mansoor Valadao Campos Gorell Mendoza Wagner Wieckowski Carter Grove Miller Cedillo Hagman Mitchell Williams Chesbro Halderman Monning Yamada Morrell Mr. Speaker Conway Hall

#### NOES—None

Bill ordered enrolled.

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**ASSEMBLY BILL NO. 2019 (Hill)**—An act to amend Sections 1527.6 and 1527.8 of the Health and Safety Code, and to add Section 676.75 to the Insurance Code, relating to foster care.

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

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

ATES—79				
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	
Blumenfield	Furutani	Knight	Skinner	
Bonilla	Gaines	Lara	Smyth	
Bradford	Galgiani	Logue	Solorio	
Brownley	Garrick	Lowenthal	Swanson	
Buchanan	Gatto	Ma	Torres	
Butler	Gordon	Mansoor	Valadao	
Campos	Gorell	Mendoza	Wagner	
Carter	Grove	Miller	Wieckowski	
Cedillo	Hagman	Mitchell	Williams	
Chesbro	Halderman	Monning	Yamada	
Conway	Hall	Morrell	Mr. Speaker	
Cook	Harkey	Nestande		

#### NOES—None

#### Bill ordered enrolled.

**ASSEMBLY BILL NO. 2167 (Hill)**—An act to add Article 2.5 (commencing with Section 81436) to Chapter 4 of Division 31 of the Water Code, relating to water.

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

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

#### AYES—79

#### NOES—None

**ASSEMBLY BILL NO. 2205 (V. Manuel Pérez)**—An act to amend Section 25143.1 of the Health and Safety Code, relating to hazardous waste.

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

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

#### AYES-77

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

#### NOES—None

Bill ordered enrolled.

**ASSEMBLY BILL NO. 2221 (Block)**—An act to amend Sections 6254 and 6275 of, and to add Section 6276.01 to, the Government Code, relating to public records.

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

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

		0-11	
Achadjian	Davis	Hayashi	Olsen
Alejo	Dickinson	Hernández	Pan
Allen	Donnelly	Hill	Perea
Ammiano	Eng	Huber	Pérez, V.M.
Atkins	Feuer	Hueso	Portantino
Beall	Fletcher	Huffman	Silva
Berryhill	Fong	Jeffries	Skinner
Block	Fuentes	Jones	Smyth
Blumenfield	Furutani	Knight	Solorio
Bonilla	Gaines	Logue	Swanson
Bradford	Galgiani	Lowenthal	Torres
Brownley	Garrick	Ma	Valadao
Buchanan	Gatto	Mansoor	Wagner
Butler	Gordon	Mendoza	Wieckowski
Campos	Gorell	Miller	Williams
Carter	Grove	Monning	Yamada
Cedillo	Hagman	Morrell	Mr. Speaker
Chesbro	Halderman	Nestande	
Conway	Hall	Nielsen	
Cook	Harkey	Norby	

#### AYES-77

#### NOES—None

ASSEMBLY BILL NO. 2247 (Bonnie Lowenthal)—An act to amend Section 640 of the Penal Code, and to amend Section 99580 of the Public Utilities Code, relating to public transportation.

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

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

AYES—78			
Achadjian	Davis	Hayashi	Norby
Alejo	Dickinson	Hernández	Olsen
Allen	Donnelly	Hill	Pan
Ammiano	Eng	Huber	Perea
Atkins	Feuer	Hueso	Pérez, V.M.
Beall	Fletcher	Huffman	Portantino
Berryhill	Fong	Jeffries	Silva
Block	Fuentes	Jones	Skinner
Blumenfield	Furutani	Knight	Smyth
Bonilla	Gaines	Logue	Solorio
Bradford	Galgiani	Lowenthal	Swanson
Brownley	Garrick	Ma	Torres
Buchanan	Gatto	Mansoor	Valadao
Butler	Gordon	Mendoza	Wagner
Campos	Gorell	Miller	Wieckowski
Carter	Grove	Mitchell	Williams
Cedillo	Hagman	Monning	Yamada
Chesbro	Halderman	Morrell	Mr. Speaker
Conway	Hall	Nestande	-
Cook	Harkey	Nielsen	

NOES—None

ASSEMBLY BILL NO. 2273 (Wieckowski)—An act to amend Section 2924b of, and to add Section 2924.1 to, the Civil Code, relating to common interest developments.

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

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

AYES—77			
Achadjian	Cook	Hayashi	Olsen
Alejo	Davis	Hernández	Pan
Allen	Dickinson	Hill	Perea
Ammiano	Eng	Huber	Pérez, V.M.
Atkins	Feuer	Hueso	Portantino
Beall	Fletcher	Huffman	Silva
Berryhill	Fong	Jeffries	Skinner
Block	Fuentes	Jones	Smyth
Blumenfield	Furutani	Knight	Solorio
Bonilla	Gaines	Logue	Swanson
Bradford	Galgiani	Lowenthal	Torres
Brownley	Garrick	Ma	Valadao
Buchanan Butler Calderon Campos Carter Cedillo Chesbro Conway	Gatto Gordon Gorell Grove Hagman Halderman Hall Harkey	Mansoor Mendoza Miller Monning Morrell Nestande Nielsen Norby	Wagner Wieckowski Williams Yamada Mr. Speaker

#### NOES—None Vote Changes

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 2273: Assembly Member Harkey from "No" to "Aye".

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

**SENATE BILL NO. 1329 (Simitian)**—An act to amend Sections 150200, 150201, 150202, 150204, and 150205 of, and to add Section 150202.5 to, the Health and Safety Code, relating to pharmaceuticals.

Bill read third time.

#### Motion to Amend

Assembly Member Galgiani moved the adoption of amendments.

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

**SENATE BILL NO. 1255 (Wright)**—An act to amend Section 226 of the Labor Code, relating to employee compensation.

Bill read third time.

#### **Motion to Amend**

Assembly Member Swanson moved the adoption of amendments.

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

**SENATE BILL NO. 1045 (Emmerson)**—An act to add Section 3336.5 to the Civil Code, relating to metal theft.

Bill read third time.

#### Motion to Amend

Assembly Member Nestande moved the adoption of amendments.

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

**SENATE BILL NO. 1191 (Simitian)**—An act to add and repeal Section 2924.85 of the Civil Code, relating to landlord-tenant relations.

Bill read third time.

#### Motion to Amend

Assembly Member Hall moved the adoption of amendments.

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

SENATE BILL NO. 937 (Committee on Governmental Organization)—An act to amend Sections 494.5, 23083.5, 23355, 23393.5, 23396.6, 23800, 23817.5, 23958.4, 24045.11, 24300, 25503.29, 25503.37, and 25503.42 of, to repeal Sections 24016 and 24210 of, and to repeal and add Sections 23320 and 24079 of, the Business and Professions Code, relating to alcoholic beverages.

Bill read third time.

#### Motion to Amend

Assembly Member Hall moved the adoption of amendments.

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

#### UNFINISHED BUSINESS (RESUMED) CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 1278 (Hill)-An act to amend Section 1290 of, and to repeal and add Section 1286 of, the Health and Safety Code, relating to health facilities.

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

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

AYES—52			
Achadjian	Butler	Galgiani	Monning
Alejo	Calderon	Gatto	Pan
Allen	Campos	Gordon	Perea
Ammiano	Carter	Hall	Pérez, V.M.
Atkins	Cedillo	Hayashi	Portantino
Beall	Chesbro	Hernández	Skinner
Berryhill	Davis	Hill	Solorio
Block	Eng	Hueso	Swanson
Blumenfield	Feuer	Huffman	Torres
Bonilla	Fletcher	Lowenthal	Wieckowski
Bradford	Fong	Ma	Williams
Brownley	Fuentes	Mendoza	Yamada
Buchanan	Furutani	Mitchell	Mr. Speaker
NOES—26			
Conway	Hagman	Logue	Olsen
Cook	Halderman	Mansoor	Silva
Donnelly	Harkey	Miller	Smyth
G	··· · ·	3.6 11	· · · · ·

Gaines Huber Garrick Jeffries Gorell Jones Grove Knight

Bill ordered enrolled.

Morrell Nestande Nielsen Norby

Valadao Wagner

**ASSEMBLY BILL NO. 1886 (Chesbro)**—An act to amend Sections 15100 and 15105 of, and to amend, add, and repeal Sections 15101, 15103, and 15104 of, the Fish and Game Code, relating to aquaculture.

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

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

AYES—51				
Alejo	Campos	Gatto	Pan	
Allen	Carter	Gordon	Perea	
Ammiano	Cedillo	Hall	Pérez, V.M.	
Atkins	Chesbro	Hayashi	Portantino	
Beall	Davis	Hernández	Skinner	
Block	Dickinson	Hill	Solorio	
Blumenfield	Eng	Huber	Swanson	
Bonilla	Feuer	Hueso	Torres	
Bradford	Fletcher	Huffman	Wieckowski	
Brownley	Fong	Lowenthal	Williams	
Buchanan	Fuentes	Ma	Yamada	
Butler	Furutani	Mendoza	Mr. Speaker	
Calderon	Galgiani	Monning		
	NOE	S—26		
Achadjian	Grove	Logue	Olsen	
Berryhill	Hagman	Mansoor	Silva	
Conway	Halderman	Miller	Smyth	
Cook	Harkey	Morrell	Valadao	
Donnelly	Jeffries	Nestande	Wagner	
Gaines	Jones	Nielsen	0	
Garrick	Knight	Norby		
Dill and an all a				

## AYES—51

ASSEMBLY BILL NO. 2082 (Atkins)-An act to add Sections 6224.3, 6224.4, and 6224.5 to the Public Resources Code, relating to public lands.

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

The roll was opened, and the Assembly concurred in Senate amendments by the following vote: AVES-52

	AIE	3—52	
Alejo Allen Ammiano Atkins Beall Block Blumenfield Bonilla Bradford Brownley Buchanan Calderon Campos	Carter Cedillo Chesbro Davis Dickinson Eng Feuer Fletcher Fong Fuentes Furutani Galgiani Gatto	Gordon Gorrell Hall Hayashi Hernández Hill Huber Hueso Huffman Lowenthal Ma Mendoza Mitchell	Monning Pan Perea Pérez, V.M. Portantino Skinner Solorio Swanson Torres Wieckowski Williams Yamada Mr. Speaker
NOES—26			
Achadjian Berryhill Conway Cook Donnelly Gaines Garrick Bill ordered en	Grove Hagman Halderman Harkey Jeffries Jones Knight	Logue Mansoor Miller Morrell Nestande Nielsen Norby	Olsen Silva Smyth Valadao Wagner

5955

**ASSEMBLY BILL NO. 2169 (Chesbro)**—An act to amend Section 15853 of the Government Code, and to amend Section 12240 of the Public Resources Code, relating to state property.

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

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

AYES—58			
Achadjian	Campos	Gordon	Pan
Alejo	Carter	Hall	Perea
Allen	Cedillo	Hayashi	Pérez, V.M.
Ammiano	Chesbro	Hernández	Portantino
Atkins	Conway	Hill	Skinner
Beall	Davis	Huber	Solorio
Berryhill	Dickinson	Hueso	Swanson
Block	Eng	Huffman	Torres
Blumenfield	Feuer	Lowenthal	Valadao
Bonilla	Fletcher	Ma	Wieckowski
Bradford	Fong	Mendoza	Williams
Brownley	Fuentes	Mitchell	Yamada
Buchanan	Furutani	Monning	Mr. Speaker
Butler	Galgiani	Nestande	-
Calderon	Gatto	Olsen	
	NOE	S—20	
Cook	Hagman	Knight	Nielsen
Donnelly	Halderman	Logue	Norby
Gaines	Harkey	Mansoor	Silva
Garrick	Jeffries	Miller	Smyth
Grove	Jones	Morrell	Wagner

#### **Vote Changes**

By unanimous consent, the following vote changes were permitted on Concurrence in Senate Amendments to Assembly Bill No. 2169: Assembly Members Conway and Valadao from "No" to "Aye".

**ASSEMBLY BILL NO. 2354 (Solorio)**—An act to amend Sections 1752 and 1757 of, to add Section 1754 to, to repeal Sections 10295 and 10296 of, and to repeal and add Sections 1753 and 1755 of, the Insurance Code, relating to travel insurance.

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

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

ATES-/6			
Achadjian	Conway	Harkey	Nielsen
Alejo	Cook	Hayashi	Norby
Allen	Davis	Hernández	Olsen
Ammiano	Dickinson	Hill	Pan
Atkins	Eng	Huber	Perea
Beall	Feuer	Hueso	Pérez, V.M.
Berryhill	Fong	Huffman	Portantino
Block	Fuentes	Jeffries	Silva
Blumenfield	Furutani	Jones	Skinner
Bonilla	Gaines	Knight	Smyth
Bradford	Galgiani	Logue	Solorio
Brownley	Garrick	Lowenthal	Swanson
Buchanan	Gatto	Ma	Torres
Butler	Gordon	Mendoza	Valadao
Calderon	Gorell	Miller	Wagner
Campos	Grove	Mitchell	Wieckowski
Carter	Hagman	Monning	Williams
Cedillo	Halderman	Morrell	Yamada
Chesbro	Hall	Nestande	Mr. Speaker

#### NOES-1

Donnelly

#### Vote Changes

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 2354: Assembly Member Mansoor from "Aye" to "Not Voting".

**ASSEMBLY BILL NO. 2492 (Blumenfield)**—An act to amend Sections 12650, 12651, 12652, and 12654 of, to add Section 12654.5 to, and to repeal and add Section 12653 of, the Government Code, relating to the False Claims Act.

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

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

AYES—49			
Alejo Allen Ammiano Atkins Beall Block Blumenfield Bonilla Bradford	Carter Cedillo Chesbro Davis Dickinson Eng Feuer Fong Fuentes	Hayashi Hernández Hill Huber Hueso Huffman Lowenthal Ma Mendoza	Pérez, V.M. Portantino Skinner Solorio Swanson Torres Wieckowski Williams Yamada
Brownley Buchanan Calderon Campos	Furutani Gatto Gordon Hall	Mitchell Monning Pan Perea S—27	Mr. Speaker
Achadjian Berryhill Conway Cook Donnelly Gaines Garrick	Gorell Grove Hagman Halderman Harkey Jeffries Jones	Knight Logue Mansoor Miller Morrell Nestande Nielsen	Norby Olsen Silva Smyth Valadao Wagner
Bill ordered enrolled.			

### 5958

**ASSEMBLY BILL NO. 2544 (Gordon)**—An act to amend Sections 4031, 4115, and 4141 of, and to add Sections 4032, 4033, and 4034 to, the Public Resources Code, relating to forestry and fire protection.

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

The roll was opened, and the Assembly concurred in Senate amendments by the following vote: AYES—66

	ATES-00			
Achadjian	Cedillo	Hall	Pan	
Alejo	Chesbro	Hayashi	Perea	
Allen	Conway	Hernández	Pérez, V.M.	
Ammiano	Davis	Hill	Portantino	
Atkins	Dickinson	Huber	Silva	
Beall	Eng	Hueso	Skinner	
Berryhill	Feuer	Huffman	Smyth	
Block	Fletcher	Jeffries	Solorio	
Blumenfield	Fong	Logue	Swanson	
Bonilla	Fuentes	Lowenthal	Torres	
Bradford	Furutani	Ma	Valadao	
Brownley	Galgiani	Mendoza	Wieckowski	
Buchanan	Garrick	Mitchell	Williams	
Butler	Gatto	Monning	Yamada	
Calderon	Gordon	Nestande	Mr. Speaker	
Campos	Grove	Norby		
Carter	Hagman	Olsen		

#### NOES-8

soor Morrell er Wagner

Bill ordered enrolled.

**ASSEMBLY BILL NO. 2584 (Bradford)**—An act to add Section 316 to the Public Utilities Code, relating to electrical corporations.

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

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

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

#### AYES—77

NOES—None

ASSEMBLY BILL NO. 812 (Ma)—An act to add Section 42704 to the Public Resources Code, relating to solid waste.

Bill presented by Assembly Member Hagman.

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

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

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

NOES-1

Donnelly

ASSEMBLY BILL NO. 1925 (Ma)—An act to add Section 1947.9 to the Civil Code, relating to real property.

Bill presented by Assembly Member Hagman.

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

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

AYES—77			
Achadjian	Dickinson	Hernández	Olsen
Alejo	Donnelly	Hill	Pan
Allen	Eng	Huber	Perea
Atkins	Feuer	Hueso	Pérez, V.M.
Beall	Fletcher	Huffman	Portantino
Berryhill	Fong	Jeffries	Silva
Block	Fuentes	Jones	Skinner
Blumenfield	Furutani	Knight	Smyth
Bonilla	Gaines	Logue	Solorio
Bradford	Galgiani	Lowenthal	Swanson
Buchanan	Garrick	Ma	Torres
Butler	Gatto	Mansoor	Valadao
Calderon	Gordon	Mendoza	Wagner
Campos	Gorell	Miller	Wieckowski
Carter	Grove	Mitchell	Williams
Cedillo	Hagman	Monning	Yamada
Chesbro	Halderman	Morrell	Mr. Speaker
Conway	Hall	Nestande	-
Cook	Harkey	Nielsen	
Davis	Hayashi	Norby	
		-	

NOES-1

#### Ammiano

Bill ordered enrolled.

#### THIRD READING OF ASSEMBLY BILLS

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

Bill read third time.

### Motion to Amend

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

#### AYES—52

		0 01	
Alejo Allen Ammiano Atkins Beall Block Blumenfield Bonilla Bradford Brownley Buchanan Butler Calderon	Campos Carter Cedillo Chesbro Davis Dickinson Eng Feuer Fletcher Fong Fuentes Furutani Calaioni	Gatto Gordon Hall Hayashi Hernández Hill Huber Hueso Huffman Lowenthal Ma Mendoza Mitchell	Monning Pan Perea Pérez, V.M. Portantino Skinner Solorio Swanson Torres Wieckowski Williams Yamada Mr. Speaker
Achadjian Berryhill Conway Cook Donnelly Gaines Garrick	Galgiani NOE Gorell Grove Hagman Halderman Harkey Jeffries Jones	S—26 Knight Logue Miller Morrell Nestande Nielsen Norby	Mr. Speaker Olsen Silva Smyth Valadao Wagner

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

**ASSEMBLY BILL NO. 2026 (Fuentes)**—An act to amend Sections 17053.85 and 23685 of, and to add Section 38.7 to, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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

#### AYES—75

Achadjian	Davis	Harkey	Nestande	
Alejo	Dickinson	Hayashi	Nielsen	
Allen	Donnelly	Hernández	Olsen	
Ammiano	Eng	Hill	Pan	
Atkins	Feuer	Huber	Perea	
Beall	Fletcher	Hueso	Pérez, V.M.	
Berryhill	Fong	Huffman	Portantino	
Block	Fuentes	Jeffries	Silva	
Blumenfield	Furutani	Jones	Skinner	
Bradford	Gaines	Knight	Smyth	
Brownley	Galgiani	Logue	Solorio	
Buchanan	Garrick	Lowenthal	Swanson	
Butler	Gatto	Ma	Torres	
Calderon	Gordon	Mansoor	Valadao	
Campos	Gorell	Mendoza	Wagner	
Carter	Grove	Miller	Wieckowski	
Cedillo	Hagman	Mitchell	Williams	
Conway	Halderman	Monning	Mr. Speaker	
Cook	Hall	Morrell		
	NOES—4			
Bonilla	Chesbro	Norby	Yamada	

#### Vote Changes

By unanimous consent, the following vote changes were permitted on Assembly Bill No. 2026: Assembly Member Bonilla from "Aye" to "No"; Assembly Member Grove from "No" to "Aye".

Bill ordered transmitted to the Senate.

Garrick

Gorell

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

**SENATE BILL NO. 411 (Price)**—An act to add Chapter 13 (commencing with Section 1796.10) to Division 2 of the Health and Safety Code, relating to public health. Bill presented by Assembly Member Bonnie Lowenthal.

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

#### AYES-48

Alejo Allen Ammiano Atkins Beall Block Blumenfield Bonilla Bradford Brownley	Calderon Campos Carter Chesbro Dickinson Eng Feuer Fong Fuentes Fuentes Furutani	Gordon Hall Hayashi Hernández Hill Huber Hueso Huffman Lowenthal Ma	Monning Pan Pérea Vórtantino Skinner Solorio Swanson Torres Wieckowski
Buchanan	Galgiani	Mendoza	Williams
Butler	Gatto	Mitchell	Mr. Speaker
	I	NOES—25	
Achadjian Berryhill Conway Donnelly Gaines	Grove Hagman Halderman Harkey Jeffries	Logue Mansoor Miller Morrell Nielsen	Smyth Valadao Wagner Yamada

Knight Bill ordered transmitted to the Senate.

Jones

#### COMMUNICATIONS

Olsen

Silva

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

#### Explanation of Vote—Senate Bill No. 411

August 16, 2012

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

Dear Mr. Wilson: Today I stepped out of Floor Session a few minutes before adjournment. As a result, I was unable to vote on SB 411. However, had I been there I would have certainly voted "Aye" for SB 411. I would appreciate this being posted in the Daily Journal.

Respectfully submitted,

GILBERT A. CEDILLO, Assembly Member Forty-fifth District

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

**SENATE BILL NO. 736 (Cannella)**—An act to add and repeal Section 2006.2 of the Streets and Highways Code, relating to county roads.

Bill presented by Assembly Member Galgiani.

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

#### AYES—77

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

#### NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 874 (Hancock)—An act to amend Section 50079 of the Government Code, relating to taxation.

Bill presented by Assembly Member Beall.

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

#### AYES—59

Achadjian Alejo	Campos Carter	Hall Hayashi	Olsen Pan
Allen	Cedillo	Hernández	Perea
Ammiano	Chesbro	Hill	Pérez, V.M.
Atkins	Davis	Huber	Portantino
Beall	Dickinson	Hueso	Silva
Berryhill	Eng	Huffman	Skinner
Block	Feuer	Jeffries	Solorio
Blumenfield	Fletcher	Jones	Swanson
Bonilla	Fong	Lowenthal	Torres
Bradford	Fuentes	Ma	Wieckowski
Brownley	Furutani	Mendoza	Williams
Buchanan	Galgiani	Mitchell	Yamada
Butler	Gatto	Monning	Mr. Speaker
Calderon	Gordon	Nielsen	*
		NOES—11	
Conway Cook Donnelly	Gaines Halderman Knight	Logue Mansoor Miller	Morrell Smyth

Bill ordered transmitted to the Senate.

#### 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. 1063, on request of Assembly Member Hagman.

### CONSIDERATION OF DAILY FILE (RESUMED) CONSIDERATION OF CONSENT CALENDAR

The Speaker pro Tempore announced that the next roll call would be on the Consent Calendar.

#### Consent Calendar—Senate Bills

**SENATE CONCURRENT RESOLUTION NO. 82 (Blakeslee)**—Relative to California veterans who served in Iraq or Afghanistan.

Resolution read, adopted, and ordered transmitted to the Senate.

(For the vote on the above resolution, see this day's Consent Calendar roll call.)

SENATE CONCURRENT RESOLUTION NO. 81 (Yee)—Relative to Voter Registration Day.

Resolution read, adopted, and ordered transmitted to the Senate.

(For the vote on the above resolution, see this day's Consent Calendar roll call.)

**SENATE BILL NO. 1 (Kehoe)**—An act to amend Section 4351 of the Food and Agricultural Code, relating to the State Race Track Leasing Commission.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 118 (Yee)—An act to add Section 12427 to the Government Code, relating to state government.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

**SENATE BILL NO. 359 (Ed Hernandez)**—An act to amend Sections 113818, 113953.3, 113973, 114047, 114294, 114325, and 114335 of, and to add Section 113975 to, the Health and Safety Code, relating to food facilities.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

**SENATE BILL NO. 592 (Harman)**—An act to amend Sections 57401, 57402, 57405, and 57413 of, to repeal Section 57412 of, and to repeal and add Section 57406 of, the Food and Agricultural Code, relating to dairy cattle supply liens.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

**SENATE BILL NO. 659** (Negrete McLeod)—An act to amend Section 120440 of the Health and Safety Code, relating to public health.

Bill read third time, passed, and ordered transmitted to the Senate.

**SENATE BILL NO. 663 (Correa)**—An act to add Section 89.5 to the Military and Veterans Code, relating to veterans.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

**SENATE BILL NO. 728 (Negrete McLeod)**—An act to amend Section 14105.48 of the Welfare and Institutions Code, relating to Medi-Cal.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

**SENATE BILL NO. 901 (Steinberg)**—An act to amend Section 44125 of, and to amend the heading of Article 11 (commencing with Section 44125) of Chapter 5 of Part 5 of Division 26 of, the Health and Safety Code, relating to air pollution.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

(NOTE: On August 21, 2012, the action was rescinded whereby Senate Bill No. 901 was passed, and whereby the bill was ordered transmitted to the Senate.)

**SENATE BILL NO. 972 (Simitian)**—An act to amend Sections 21083.9 and 21092.2 of, and to repeal Section 21162 of, the Public Resources Code, relating to environmental quality.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

**SENATE BILL NO. 980 (Vargas)**—An act to amend Sections 6106.3 and 10085.6 of the Business and Professions Code, and to amend Section 2944.7 of the Civil Code, relating to mortgage loans.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

**SENATE BILL NO. 1044 (Liu)**—An act to amend Sections 18720, 18725, and 18747 of, to repeal Sections 18741, 18742, 18749, and 18750 of, and to repeal Chapter 4.5 (commencing with Section 18800) of Part 11 of Division 1 of Title 1 of, the Education Code, relating to libraries.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

**SENATE BILL NO. 1067 (La Malfa)**—An act to add Section 830.41 to the Penal Code, relating to peace officers.

Bill read third time, passed, and ordered transmitted to the Senate. (For the vote on the above bill, see this day's Consent Calendar roll call.)

**SENATE BILL NO. 1068 (Rubio)**—An act to amend Section 20311 of the Public Contract Code, and to repeal and add Section 102222 of the Public Utilities Code, relating to public contracts.

Bill read third time, passed, and ordered transmitted to the Senate.

**SENATE BILL NO. 1075 (Committee on Rules)**—An act to add Article 4 (commencing with Section 10290) to Chapter 1 of Part 2 of Division 2 of Title 2 of the Government Code, relating to the Uniform Electronic Legal Material Act.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

**SENATE BILL NO. 1082 (Corbett)**—An act to amend Sections 6205.5, 6206, 6206.5, 6206.7, 6207, 6215.1, 6215.2, 6215.3, 6215.4, and 6215.5 of the Government Code, relating to the protection of victims.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

**SENATE BILL NO. 1092 (De León)**—An act to amend Section 34510.5 of the Vehicle Code, relating to vehicles.

Bill read third time, passed, and ordered transmitted to the Senate. (For the vote on the above bill, see this day's Consent Calendar roll call.)

**SENATE BILL NO. 1096 (Committee on Elections and Constitutional Amendments)**—An act to amend Sections 8251, 8252, 8252, 8253, and 8253.6 of the Government Code, relating to redistricting.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

**SENATE BILL NO. 1098 (La Malfa)**—An act to add Section 4959 to the Public Resources Code, relating to conservation camps.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

**SENATE BILL NO. 1102 (DeSaulnier)**—An act to add Section 14525.6 to the Government Code, and to amend Sections 167, 188.8, and 188.11 of, and to add Section 188.9 to, the Streets and Highways Code, relating to transportation.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

**SENATE BILL NO. 1103 (Wright)**—An act to amend Section 69433.2 of the Education Code, relating to student financial aid.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

**SENATE BILL NO. 1107 (Tom Berryhill)**—An act to add Section 1065 to the Fish and Game Code, relating to entitlements.

Bill read third time, passed, and ordered transmitted to the Senate.

**SENATE BILL NO. 1116 (Leno)**—An act to amend, repeal, and add Section 44559.4 of the Health and Safety Code, relating to California Pollution Control Financing Authority.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

**SENATE BILL NO. 1137 (Huff)**—An act to amend Section 33195 of the Education Code, relating to heritage schools.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

**SENATE BILL NO. 1184 (Corbett)**—An act to add Section 785.5 to the Insurance Code, relating to senior insurance.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

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

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

**SENATE BILL NO. 1217 (Dutton)**—An act to repeal and add Section 14672.95 of the Government Code, relating to state hospitals.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

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

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

**SENATE BILL NO. 1275 (Lieu)**—An act to amend Sections 10703 and 10704 of the Elections Code, relating to elections.

Bill read third time, passed, and ordered transmitted to the Senate. (For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 1287 (Harman)—An act to amend Section 7150 of the Fish and Game Code, relating to fish.

Bill read third time, passed, and ordered transmitted to the Senate. (For the vote on the above bill, see this day's Consent Calendar roll call.) **SENATE BILL NO. 1288 (Harman)**—An act to amend Section 3033 of the Fish and Game Code, relating to wildlife resources.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

**SENATE BILL NO. 1294 (Tom Berryhill)**—An act to add Section 22900 to the Government Code, relating to public employee benefits.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

**SENATE BILL NO. 1301 (Ed Hernandez)**—An act to add Section 4064.5 to the Business and Professions Code, relating to pharmacy.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

SENATE BILL NO. 1340 (La Malfa)—An act to add Section 1487 to, and to add and repeal Section 1488 of, the Water Code, relating to water resources.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

**SENATE BILL NO. 1341 (Wolk)**—An act to amend Section 23778 of, and to repeal and add Section 23703 of, the Revenue and Taxation Code, relating to taxation.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

**SENATE BILL NO. 1349 (Yee)**—An act to add Chapter 2.5 (commencing with Section 99120) to Part 65 of Division 14 of Title 3 of the Education Code, relating to social media privacy.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

**SENATE BILL NO. 1359 (Simitian)**—An act to amend Section 42231 of the Public Resources Code, relating to solid waste, and declaring the urgency thereof, to take effect immediately.

Bill read third time, urgency clause adopted, bill passed, and ordered transmitted to the Senate.

(For the vote on the above bill and urgency clause, see this day's Consent Calendar roll call.)

**SENATE BILL NO. 1360 (Simitian)**—An act to amend Sections 72401, 72410, 72420, 72420.2, 72421, 72430, 72440, and 72441 of, and to repeal Section 72420.1 of, the Public Resources Code, relating to vessels.

Bill read third time, passed, and ordered transmitted to the Senate.

**SENATE BILL NO. 1364 (Huff)**—An act to amend Sections 314, 454, 587, 797, and 798 of the Public Utilities Code, relating to water corporations.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

**SENATE BILL NO. 1367 (Fuller)**—An act to amend Section 4370 of the Fish and Game Code, relating to hunting.

AYES-78

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

Davis Dickinson	Hayashi	Norby
Donnelly Eng Feuer Fletcher Fong Fuentes Furutani Gaines Galgiani Garrick Gatto Gordon Gorell	Hill Huber Hueso Huffman Jeffries Jones Knight Logue Lowenthal Mansoor Mendoza Miller	Olsen Pan Perea Pérez, V.M. Portantino Silva Skinner Smyth Solorio Swanson Torres Valadao Wagner Wiekowski
Garrick Gatto Gordon	Ma Mansoor Mendoza	Torres Valadao Wagner
Grove Hagman Halderman Hall Harkey	Mitchell Monning Morrell Nestande Nielsen	Williams Yamada Mr. Speaker
	Donnelly Eng Feuer Fletcher Fong Fuentes Furutani Gaines Galgiani Garrick Gatto Gordon Gordon Gorell Grove Hagman Halderman Hall	DonnellyHillEngHuberFeuerHuesoFletcherHuffmanFongJeffriesFuentesJonesFurutaniKnightGainesLogueGalgianiLowenthalGarrickMaGotdonMendozaGorellMillerGroveMitchellHagmanMonringHaldermanMorrellHallNestande

## NOES—None

#### Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 1367: Assembly Member Ammiano from "Aye" to "Not Voting".

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 1418 (Tom Berryhill)**—An act to amend Section 19549.1 of the Business and Professions Code, relating to horse racing.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

**SENATE BILL NO. 1489 (Harman)**—An act to amend Section 68151 of the Government Code, and to amend Section 1417.1 of the Penal Code, relating to courts. Bill read third time, passed, and ordered transmitted to the Senate.

**SENATE BILL NO. 1513 (Negrete McLeod)**—An act to amend, repeal, and add Section 11797 of the Insurance Code, relating to the State Compensation Insurance Fund.

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

#### AYES—78 Davis Hayashi Achadjian Norby Alejo Dickinson Hernández Olsen Allen Donnelly Hill Pan Huber Atkins Eng Perea Beall Feuer Hueso Pérez, V.M. Berryhill Fletcher Huffman Portantino Block Fong Jeffries Silva Blumenfield Fuentes Jones Skinner Bonilla Furutani Knight Smyth Gaines Bradford Logue Solorio Brownley Galgiani Lowenthal Swanson Buchanan Garrick Ma Torres Butler Valadao Gatto Mansoor Calderon Gordon Mendoza Wagner Campos Gorell Miller Wieckowski Carter Grove Mitchell Williams Cedillo Hagman Monning Yamada Chesbro Halderman Mr. Speaker Morrell Conway Hall Nestande Cook Harkey Nielsen

#### NOES—None

#### Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 1513: Assembly Member Ammiano from "Aye" to "Not Voting".

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 1533 (Padilla)**—An act to amend and repeal Section 343 of the Public Utilities Code, relating to electricity.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

**SENATE BILL NO. 1541 (La Malfa)**—An act to amend Section 4584 of the Public Resources Code, relating to timber harvesting.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

**SENATE BILL NO. 1544 (Ed Hernandez)**—An act to add Sections 17207.12 and 24347.12 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

**SENATE BILL NO. 1547 (Simitian)**—An act to amend Section 14595.5 of the Public Resources Code, relating to recycling.

Bill read third time, passed, and ordered transmitted to the Senate.

**SENATE BILL NO. 1548 (Wyland)**—An act to amend Sections 7093.6, 9278, 30459.15, 32471.5, 41171.5, 46628, 50156.18, 55332.5, and 60637 of the Revenue and Taxation Code, relating to taxation.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

**SENATE BILL NO. 1563 (Cannella)**—An act to amend Section 18978 of the Government Code, relating to civil service.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

**SENATE BILL NO. 1575 (Committee on Business, Professions and Economic Development)**—An act to amend Sections 1640, 1715.5, 1934, 1950.5, 2021, 2064, 2184, 2220, 2424, 2516, 2518, 2570.13, 2904.5, 3057.5, 3742, 3750, 3750.5, 4209, 4980.04, 4980.34, 4980.397, 4980.398, 4980.399, 4980.40, 4980.43, 4980.44, 4980.48, 4980.50, 4980.78, 4980.80, 4984.01, 4984.4, 4984.7, 4984.72, 4989.16, 4989.42, 4992.05, 4992.07, 4992.09, 4992.1, 4996.1, 4996.3, 4996.4, 4996.6, 4996.28, 4999.22, 4999.59, 4999.45, 4999.50, 4999.52, 4999.53, 4999.55, 4999.57, 4999.58, 4999.59, 4999.62, 4999.63, 4999.64, 4999.76, 4999.90, 4999.100, 4999.106, and 4999.120 of, to add Sections 719, 1902.2, 1958.1, and 4300.1 to, and to repeal Section 1909.5 of, the Business and Professions Code, relating to professions and vocations.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

**SENATE BILL NO. 1577 (Committee on Natural Resources and Water)**—An act to add Section 5.6 to Chapter 74 of the Statutes of 1978, relating to resources.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

**SENATE BILL NO. 1578 (Committee on Governmental Organization)**—An act to amend Sections 11020, 12302, and 12304 of the Government Code, and to amend Section 830.4 of the Penal Code, relating to the Treasurer.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

**SENATE BILL NO. 1309** (Negrete McLeod)—An act to amend Sections 7296, 7299.2, 7299.4, 7299.5, 7299.6, 11435.40, 11435.45, 11435.50, 18522, 18524, 18538, 18573, 18576, 18720, 18720.1, 18720.3, 18720.4, 18901, 18901.5, 18902, 18906, 18930, 18930.5, 18934, 18935, 18938, 18938.5, 18938.6, 18939, 18999, 18992, 19050.4, 19050.5, 19052, 19057, 1, 19057.3, 19058, 19063, 19063.1, 19063.4, 19063.8, 19172, 19180, 19232, 19233, 19236, 19237, 19240, 19241, 19242, 19242.2, 19242.8, 19243, 19243.2, 19600, 19600.1, 19602, 19603, 19606, 19609, 19701, 19702.5, 19705, 19790, 19792, 19792.5, 19794, 19795, 19798.5, 19816.4, and 19816.6 of, to add Sections 18501, 18502, and 18521.5 to, to add Article 1.5 (commencing with Section 18660) to Chapter 2 of Part 2 of Division 5 of Title 2 of, to repeal Sections 19815.2 and 19816.20 of, and to repeal and add Section 19702 of, the Government Code, relating to human resources.

Bill read third time, passed, and ordered transmitted to the Senate.

**SENATE BILL NO. 1370 (Tom Berryhill)**—An act to add Section 1730 to the Labor Code, relating to prevailing wages.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

**SENATE BILL NO. 960 (Rubio)**—An act to add Section 89711 to the Education Code, relating to the California State University.

Bill read third time, passed, and ordered transmitted to the Senate.

(For the vote on the above bill, see this day's Consent Calendar roll call.)

#### Consent Calendar Roll Call

The roll was called, and the above bills on the Consent Calendar passed, and any urgency clauses to the bills adopted, by the following vote:

#### AYES-79

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

#### NOES—None

#### COMMITTEE MEETING ANNOUNCEMENTS

Speaker pro Tempore Ma announced that the following committees would meet today, upon adjournment of Floor Session:

Appropriations, in Room 4202;

Judiciary, in Room 447;

Public Safety, in the Tom Bane Rules Committee Room;

Revenue and Taxation, in Room 444;

Conference Committee on Senate Bill No. 488, in Room 2040.

#### NOTICE OF INTENTION TO REMOVE BILLS FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Allen announced his intention to request that Senate Bills Nos. 317 and 505 be removed from the inactive file.

#### JOINT RULE 62(a) SUSPENDED BY UNANIMOUS CONSENT

Assembly Member Allen was granted unanimous consent that Joint Rule 62(a) be suspended to permit the Committee on Local Government to hear Senate Bill No. 1383 today, upon adjournment of Floor Session, in Room 437.

#### 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 Corporal Richard A. Rivera Jr., United States Marine Corps, resident of Ventura.

(Assembly Rule 45.5 suspended.)

#### ADJOURN IN MEMORY

Assembly Members Beth Gaines and Huber were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Staff Sergeant Sky Mote, United States Marine Corps, resident of El Dorado.

(Assembly Rule 45.5 suspended.)

#### ADJOURN IN MEMORY

Assembly Members Beall and Gordon were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Captain Matt Manoukian, United States Marine Corps, resident of Los Altos Hills.

(Assembly Rule 45.5 suspended.)

#### ADJOURN IN MEMORY

Assembly Member Monning was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Barbara Bass Evans of Monterey.

(Assembly Rule 45.5 suspended.)

#### CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 9

At 10:59 a.m., on motion of Assembly Member Cedillo, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 9 passed by the following vote:

#### AYES—41

Allen Ammiano Atkins Beall Blumenfield Bonilla Bradford Brownley Butler Calderon Carter	Cedillo Chesbro Davis Dickinson Eng Feuer Fong Fuentes Furutani Gatto Gordon	Hall Hayashi Hernández Hill Hueso Huffman Lara Lowenthal Mendoza Mitchell Monning	Pan Pérez, V.M. Skinner Swanson Wieckowski Williams Yamada Mr. Speaker
NOES—34			
Achadjian Berryhill Block Conway Cook Donnelly Fletcher Gaines Galgiani	Garrick Gorell Grove Hagman Halderman Harkey Jeffries Jones Knight	Logue Ma Mansoor Miller Morrell Nestande Nielsen Norby Olsen	Perea Portantino Silva Smyth Torres Valadao Wagner

Bill ordered transmitted to the Senate.

#### ANNOUNCEMENTS

Speaker pro Tempore Ma announced the following session schedule: Friday, August 17, 2012, No session;

Monday, August 20, 2012, Floor Session, 2:30 p.m.–5 p.m.; Tuesday, August 21, 2012, Floor Session, 10 a.m.–5 p.m.; Wednesday, August 22, 2012, Floor Session, 10 a.m.–5 p.m.

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

By unanimous consent, the motions to reconsider the votes on Senate Bills Nos. 923 and 750 were continued until the next legislative day.

#### **ADJOURN IN MEMORY**

Assembly Member Bill Berryhill was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Specialist Benjamin C. Pleitez, California National Guard, resident of Turlock.

#### **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. 1715, Concurrence: Donnelly and Swanson—Aye.

Assembly Bill No. 1325, Concurrence: Davis, Hayashi, and Norby—Aye.

Assembly Bill No. 1345, Concurrence: Bradford, Fletcher, and Grove—Aye.

Assembly Bill No. 1658, Concurrence: Donnelly, Galgiani, Hayashi, Huffman, and Norby—Aye.

Assembly Bill No. 1865, Concurrence: Block, Galgiani, Grove, Hayashi, Huber, Huffman, Morrell, and Nielsen—Aye.

Assembly Bill No. 2005, Concurrence: Galgiani, Gatto, Hayashi, Huber, and Huffman—Aye.

Assembly Bill No. 2019, Concurrence: Hayashi and Huffman—Aye.

Assembly Bill No. 2167, Concurrence: Fletcher, Galgiani, Grove, Huffman, and Smyth—Aye.

Assembly Bill No. 2205, Concurrence: Grove, Hayashi, Huffman, and Williams—Aye.

Assembly Bill No. 2221, Concurrence: Donnelly, Fletcher, Grove, Hayashi, and Huffman—Aye.

Assembly Bill No. 2247, Concurrence: Bradford, Campos, Donnelly, Huffman, and Norby—Aye.

Assembly Bill No. 2273, Concurrence: Fletcher, Hagman, Hayashi, and Huffman—Aye.

Assembly Bill No. 1278, Concurrence: Brownley, Fletcher, Galgiani, Hayashi, Huffman, Mendoza, and Torres—Aye; Nestande and Olsen—No.

Assembly Bill No. 1886, Concurrence: Brownley, Fletcher, Hayashi, Huffman, and Mendoza—Aye; Conway and Valadao—No.

Assembly Bill No. 2082, Concurrence: Alejo, Beall, Brownley, Fletcher, Galgiani, Huber, Huffman, and Mendoza—Aye; Valadao—No.

Assembly Bill No. 2169, Concurrence: Blumenfield, Brownley, Fletcher, Fong, Huffman, Mendoza, Nestande, and Yamada—Aye.

Assembly Bill No. 2354, Concurrence: Huffman, Jones, Mendoza, and Valadao—Aye; Donnelly—No.

Assembly Bill No. 2492, Concurrence: Huffman and Mendoza—Aye; Valadao—No.

Assembly Bill No. 2544, Concurrence: Fletcher, Grove, Hagman, Huffman, Mendoza, Smyth, Valadao, and Williams—Aye; Jones—No.

Assembly Bill No. 2584, Concurrence: Fletcher, Huffman, Norby, Smyth, Valadao, and Williams—Aye.

Assembly Bill No. 812, Concurrence: Blumenfield, Fletcher, Knight, Mendoza, Smyth, Valadao, and Williams—Aye; Donnelly—No.

Assembly Bill No. 1925, Concurrence: Blumenfield, Fletcher, Grove, Logue, Mendoza, Morrell, Portantino, Smyth, and Williams—Aye.

Assembly Bill No. 1648 and Urgency: Blumenfield, Fletcher, Mendoza, and Portantino—Aye; Grove and Smyth—No.

Assembly Bill No. 2026: Block, Buchanan, Gordon, Hill, and Torres—Aye.

Senate Bill No. 411: Alejo, Allen, Gatto, Hill, and Huffman—Aye. Senate Bill No. 736: Davis, Fletcher, Gatto, and Mendoza—Aye.

**Senate Bill No. 874:** Davis, Gatto, Jeffries, Jones, and Williams—Aye; Conway, Knight, Logue, Miller, and Smyth—No.

Consent Calendar: Davis and Gatto—Aye.

#### MOTION TO ADJOURN

At 11:05 a.m., Assembly Member Allen moved that the Assembly do now adjourn.

Assembly Member Hagman seconded the motion.

Motion carried.

#### QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 11:05 a.m., Speaker pro Tempore Ma declared the quorum call of the Assembly dispensed with.

#### RESOLUTIONS

The following resolutions were offered:

HOUSE RESOLUTION NO. 38—Hagman (Coauthors: Jones, Morrell, and Wagner). Relative to the First Amendment to the United States Constitution.

HOUSE RESOLUTION NO. 39-Hueso. Relative to Suicide Prevention Month.

HOUSE RESOLUTION NO. 40—Bonilla (Coauthor: Bonnie Lowenthal). Relative to women in sports.

#### REPORTS OF STANDING COMMITTEES Committee on Rules

Date of Hearing: August 16, 2012

Mr. Speaker: Your Committee on Rules reports: Assembly Concurrent Resolution No. 21

Assembly Concurrent Resolution No. 166 House Resolution No. 36

With the recommendation: Be adopted.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above resolutions be placed on the Consent Calendar.

SKINNER, Chair

Above resolutions ordered to the Consent Calendar.

#### Committee on Public Safety

Date of Hearing: August 16, 2012

Mr. Speaker: Your Committee on Public Safety reports: Assembly Joint Resolution No. 45

With the recommendation: Be adopted.

#### Above resolution ordered to third reading.

#### **Committee on Judiciary**

Date of Hearing: August 16, 2012

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Concurrent Resolution No. 167

With the recommendation: Be adopted.

Above resolution ordered to third reading.

Date of Hearing: August 16, 2012

Mr. Speaker: Your Committee on Judiciary reports:

Senate Concurrent Resolution No. 87

With the recommendation: Be adopted.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above resolution be placed on the Consent Calendar.

WIECKOWSKI, Chair

WIECKOWSKI, Chair

Above resolution ordered to the Consent Calendar.

#### **Committee on Appropriations**

Date of Hearing: August 16, 2012

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 135	Senate Bill No. 677
Senate Bill No. 200	Senate Bill No. 754
Senate Bill No. 234	Senate Bill No. 843
Senate Bill No. 259	Senate Bill No. 878
Senate Bill No. 298	Senate Bill No. 912
Senate Bill No. 415	Senate Bill No. 921
Senate Bill No. 455	Senate Bill No. 979
Senate Bill No. 477	Senate Bill No. 1050
Senate Bill No. 623	

With the recommendation: Do pass.

Above bills ordered to second reading.

Above bills ordered to second reading.

Date of Hearing: August 16, 2012

Senate Bill No. 1174

Senate Bill No. 1212

Senate Bill No. 1233

Senate Bill No. 1239

Senate Bill No. 1241

Senate Bill No. 1243

Senate Bill No. 1246

Senate Bill No. 1264

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 1058 Senate Bill No. 1064 Senate Bill No. 1066 Senate Bill No. 1095 Senate Bill No. 1099 Senate Bill No. 1108 Senate Bill No. 1118 Senate Bill No. 1122

With the recommendation: Do pass.

GATTO, Chair

GATTO, Chair

Aug. 16, 2012

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AMMIANO, Chair

Date of Hearing: August 16, 2012

Date of Hearing: August 16, 2012

Date of Hearing: August 16, 2012

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 1266	Senate Bill No. 1408
Senate Bill No. 1290	Senate Bill No. 1413
Senate Bill No. 1291	Senate Bill No. 1433
Senate Bill No. 1292	Senate Bill No. 1455
Senate Bill No. 1299	Senate Bill No. 1458
Senate Bill No. 1303	Senate Bill No. 1465
Senate Bill No. 1318	Senate Bill No. 1474
Senate Bill No. 1391	Senate Bill No. 1529
Senate Bill No. 1404	

With the recommendation: Do pass.

Above bills ordered to second reading.

Mr. Speaker: Your Committee on Appropriations reports: Senate Bill No. 1549 With the recommendation: Do pass.

Above bill ordered to second reading.

Mr. Speaker: Your Committee on Appropriations reports: Senate Bill No. 1162 Senate Bill No. 1197 Senate Bill No. 1407

With the recommendation: Do pass.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above bills be placed on the Consent Calendar.

GATTO, Chair

Above bills ordered to Consent Calendar.

Date of Hearing: August 16, 2012

Mr. Speaker: Your Committee on Appropriations reports: Senate Concurrent Resolution No. 85

Senate Concurrent Resolution No. 93

Senate Concurrent Resolution No. 97

With the recommendation: Be adopted.

GATTO, Chair

Date of Hearing: August 16, 2012

Mr. Speaker: Your Committee on Appropriations reports: Assembly Concurrent Resolution No. 165

Above resolutions ordered to third reading.

With the recommendation: Be adopted.

GATTO, Chair Above resolution ordered to third reading.

Date of Hearing: August 16, 2012

GATTO, Chair

Mr. Speaker: Your Committee on Appropriations reports: Assembly Constitutional Amendment No. 10 Assembly Constitutional Amendment No. 21 With the recommendation: Be adopted.

Above resolutions ordered to second reading.

GATTO, Chair

GATTO, Chair

Date of Hearing: August 16, 2012

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Concurrent Resolution No. 131

Assembly Concurrent Resolution No. 163

With the recommendation: Be adopted.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above resolutions be placed on the Consent Calendar.

GATTO, Chair

#### Above resolutions ordered to the Consent Calendar.

Date of Hearing: August 16, 2012

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 35	Senate Bill No. 542
Senate Bill No. 122	Senate Bill No. 721
Senate Bill No. 124	Senate Bill No. 760
Senate Bill No. 204	Senate Bill No. 764
Senate Bill No. 379	Senate Bill No. 778
Senate Bill No. 447	Senate Bill No. 920
Senate Bill No. 533	Senate Bill No. 924
Senate Bill No. 535	Senate Bill No. 951

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

GATTO, Chair

Above bills ordered to second reading.

Date of Hearing: August 16, 2012

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 956	Senate Bill No. 1053
Senate Bill No. 961	Senate Bill No. 1070
Senate Bill No. 970	Senate Bill No. 1088
Senate Bill No. 978	Senate Bill No. 1094
Senate Bill No. 984	Senate Bill No. 1117
Senate Bill No. 1002	Senate Bill No. 1128
Senate Bill No. 1047	Senate Bill No. 1148
Senate Bill No. 1052	Senate Bill No. 1154
With amondments with the recomme	ndation: Amand and do nass as

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

GATTO, Chair

Above bills ordered to second reading.

Date of Hearing: August 16, 2012

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Constitutional Amendment No. 23

With amendments with the recommendation: Amend, and be adopted as amended.

GATTO, Chair

Above resolution ordered to second reading.

Date of Hearing: August 16, 2012

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 1166	Senate Bill No. 1228
Senate Bill No. 1192	Senate Bill No. 1234
Senate Bill No. 1200	Senate Bill No. 1235
Senate Bill No. 1202	Senate Bill No. 1236
Senate Bill No. 1207	Senate Bill No. 1238
Senate Bill No. 1210	Senate Bill No. 1249
Senate Bill No. 1221	Senate Bill No. 1268
Senate Bill No. 1225	
575-1 1 · · · · · · · · · · · · · · · · · ·	

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

GATTO, Chair

Above bills ordered to second reading.

Date of Hearing: August 16, 2012

Mr. Speaker: Your Committee on Appropriations reports:

will opeaner. Tour commutee on repropriations reports.		
Senate Bill No. 1278	Senate Bill No. 1449	
Senate Bill No. 1298	Senate Bill No. 1466	
Senate Bill No. 1310	Senate Bill No. 1480	
Senate Bill No. 1402	Senate Bill No. 1483	
Senate Bill No. 1405	Senate Bill No. 1485	
Senate Bill No. 1410		

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

GATTO, Chair

Above bills ordered to second reading.

Date of Hearing: August 16, 2012

Mr. Speaker: Your Committee on Appropriations reports:		
Senate Bill No. 1509	Senate Bill No. 1521	
Senate Bill No. 1510	Senate Bill No. 1540	
Senate Bill No. 1520		
With amendments with the recommen	ndation: Amend and do pass as	

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

GATTO, Chair

Above bills ordered to second reading.

Date of Hearing: August 16, 2012

Mr. Speaker: Your Committee on Appropriations reports: Senate Bill No. 1481

With the recommendation: Do pass, as amended.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above bill be placed on the Consent Calendar.

GATTO, Chair

Above bill ordered to second reading.

## MESSAGES FROM THE SENATE

Senate Chamber, August 16, 2012

Mr. Speaker: I am directed to inform your honorable body that the Senate appointed Senators Correa, Ted Gaines, and Lieu as a Committee on Conference concerning: Senate Bill No. 488

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

> > Senate Chamber, August 16, 2012

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

Assembly Bill No. 2114

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.

Senate Chamber, August 16, 2012

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

Assembly Joint Resolution No. 39

And respectfully requests the Assembly to concur in said amendments.

GREGORY P. SCHMIDT, Secretary of the Senate

By Bernadette McNulty, Assistant Šecretary

Above resolution ordered to unfinished business file.

#### **CONFERENCE COMMITTEE REPORTS RECEIVED**

Assembly Chamber, August 16, 2012

Mr. Speaker: The Committee on Conference has met concerning: Senate Bill No. 488, as amended in Assembly on August 15, 2011, and agreed to recommend that the amendments of the Assembly be concurred in, and that the bill be further amended.

The undersigned Members consenting to the report:

SUSAN BONILLA

PAUL FONG

Senate Committee on Conference Assembly Committee on Conference The undersigned Members dissenting to the report:

CURT HAGMAN

Senate Committee on Conference

Assembly Committee on Conference

#### ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 16, 2012

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

Assembly Concurrent Resolution No. 143

Assembly Concurrent Resolution No. 152

Assembly Joint Resolution No. 37

And reports the same correctly enrolled, and presented to the Secretary of State on the 16th day of August, 2012, at 2:50 p.m.

E. DOTSON WILSON, Chief Clerk

#### ADJOURNMENT

At 7:30 p.m., pursuant to the motion by Assembly Member Allen, the Assembly adjourned until 2:30 p.m., Monday, August 20, 2012, out of respect to the memory of Corporal Richard A. Rivera Jr., United States Marine Corps on motion of Assembly Member Williams; out of respect to the memory of Staff Sergeant Sky Mote, United States Marine Corps on motion of Assembly Members Beth Gaines and Huber; out of respect to the memory of Captain Matt Manoukian, United States Marine Corps on motion of Assembly Members Beall and Gordon; out of respect to the memory of Barbara Bass Evans on motion of Assembly Member Monning; and out of respect to the memory of Specialist Benjamin C. Pleitez, California National Guard on motion of Assembly Member Bill Berryhill.

JOHN A. PÉREZ, Speaker

AMY LEACH. Minute Clerk

TED LIEU

LOU CORREA

# AMENDMENTS CONSIDERED BY THE **ASSEMBLY ON AUGUST 16, 2012**

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

AB	RN	
1648	1222159	
SB	RN	
114	1221743	
192	1220837	
488	1221093	(Conf.)
561	1221414	
708	1220680	
937	1220587	
1045	1221713	
1121	1221454	
1144	1220033	
1161	1221855	
1191	1222179	
1255	1222029	
	1222106	
	1220313	
SJR	RN	
26	1221987	
Daily Total:		16
Cumulative Total:		4524

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