

CALIFORNIA LEGISLATURE
2009–10 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, August 18, 2010

TWO HUNDRED THIRTY-EIGHTH SESSION DAY

SIX HUNDRED TWENTY-SIXTH 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.

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Wednesday, August 18, 2010

The Assembly met at 1:30 p.m.
Hon. Fiona Ma, Speaker pro Tempore of the Assembly, presiding.
Chief Clerk E. Dotson Wilson at the Desk.
Assistant Clerk Timothy Morland reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Cook moved a quorum call of the Assembly.
Motion carried. Time, 1:31 p.m.

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

Quorum Present

At 1:56 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—75:

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

PRAYER

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

Lord, You have given each one of us certain gifts and talents. At times we may be drawn into areas that may look impressive and may feed our ego, but those areas may be outside what You have blessed us to do. Lord, help us to stay focused on what we're good at, and to know our limitations so that we can bring glory and honor to You.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Ma, Assembly Member Ruskin 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 Saldaña, seconded by Assembly Member Garrick.

LEAVES OF ABSENCE FOR THE DAY

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

On legislative business, and waiving per diem: Assembly Member Logue.

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

Because of illness: Assembly Members Calderon and Evans.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanation of absence was ordered printed in the Journal:

August 18, 2010

*The Honorable John A. Pérez
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mr. Speaker: I was on legislative business today, that had me outside of the Capitol area until after session ended. As such, I waive per diem for the day.

If you have any questions, please contact Ken DeVore 319-2003.

Thank you for your consideration of this request.

Sincerely,

DAN LOGUE, Assembly Member
Third District

COMMUNICATIONS

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

August 18, 2010

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

Dear Dotson: Please be advised that I have appointed Assemblymember Mike Gatto to replace Assemblymember Isadore Hall on the Assembly Rules Committee for the remainder of the 2009–10 Regular Session. Assemblymember Joe Coto has been appointed as the Democratic Alternate. Assemblymember Hall has been removed from the committee.

Sincerely,

JOHN A. PÉREZ
 Speaker of the Assembly

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

Explanation of Vote—Senate Bill No. 1345

August 18, 2010

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

Dear Mr. Wilson: On August 12, 2010 I inadvertently voted Aye on Senate Bill 1345, Calderon, a bill regarding the sale of products using Kangaroo hides. I deeply regret this error. My professional and personal views go against harvesting animal wildlife, I did not intend to support this measure.

Yours very truly,

JIM BEALL, JR., Assembly Member
 Twenty-fourth District

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committee was permitted to meet:

Transportation, Monday, August 23, 2010.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 18, 2010

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

Assembly Concurrent Resolution No. 154

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered on file.

BILLS RETURNED TO THIRD READING FILE

Pursuant to Assembly Rule 78, the following bill was withdrawn from the inactive file, and placed upon the third reading file.

Senate Bill No. 145, on request of Assembly Member Evans.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 2309, on request of Assembly Member Fletcher.

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

Pursuant to Assembly Rule 78, Assembly Member Saldaña announced her intention to request that Senate Bills Nos. 192, 691, 87, and 1203 be removed from the inactive file.

**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 Bills Nos. 1398, 1143, 969, 56, 1214, 1391, 1414, 1440, and 991, ordered to third reading.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 1435—An act to amend Section 216 of, and to add Chapter 3 (commencing with Section 4100) to Division 2 of, the Public Utilities Code, relating to electric vehicle charging stations.

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.

SENATE BILL NO. 1163—An act to amend Sections 1342, 1342.4, 1367, and 1389.25 of, to add Sections 1389.90, 1389.91, 1389.92, 1389.93, and 1389.94 to, and to add and repeal Section 1389.26 of, the Health and Safety Code, and to amend Sections 10113.9 and 12923.5 of, to add Sections 12969.1, 12969.2, 12969.3, 12969.4, and 12969.5 to, and to add and repeal Section 10113.91 of, the Insurance Code, relating to health care coverage.

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.

SENATE BILL NO. 1392—An act to amend Sections 5713, 5778, and 5891 of, and to add Section 5784 to, the Welfare and Institutions Code, relating to mental health, and making an appropriation therefor.

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.

SENATE BILL NO. 1285—An act to amend Sections 44949, 44955, and 44956 of the Education Code, relating to education employment.

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

SENATE BILL NO. 1340—An act to amend Section 44272 of the Health and Safety Code, to amend Sections 26100, 26104, 26121, and 26123 of the Public Resources Code, and to amend Sections 5898.12, 5898.14, 5898.20, 5898.21, and 5898.22 of the Streets and Highways Code, relating to energy.

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.

**UNFINISHED BUSINESS
CONSIDERATION OF SENATE AMENDMENTS**

ASSEMBLY BILL NO. 1268 (Gaines)—An act to amend Sections 110, 1210, 1211, 1212, 1501.2, 1583, 14250, 14313, and 14315 of, to add Sections 220, 221, 222, 223, 230.5, 236, 250.5, 291, 292, 292.5, 352, 353, 354, 355, 356, 357, 511, 770, 1339, 3828, and 14212 to, to add Article 7 (commencing with Section 295), Article 8 (commencing with Section 305), and Article 9 (commencing with Section 335) to Chapter 2 of Division 1 of, to repeal Sections 100, 101, 107.5, 116, 117, 118, 684, 1910, 1911, 1911.5, 1912, 1913, 1913.5, 1951, and 1952 of, to repeal Chapter 17 (commencing with Section 3100) of Division 1 of, and to repeal Chapter 11 (commencing with Section 31700) of Division 15 of, the Financial Code, relating to financial institutions.

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—74

Adams	Davis	Hayashi	Pérez, V.M.
Ammiano	De La Torre	Hernandez	Portantino
Anderson	De León	Hill	Ruskin
Arambula	DeVore	Huber	Salas
Bass	Eng	Huffman	Saldaña
Beall	Feuer	Jeffries	Silva
Berryhill, B.	Fletcher	Jones	Skinner
Berryhill, T.	Fong	Knight	Smyth
Block	Fuentes	Lieu	Solorio
Blumenfield	Fuller	Lowenthal	Strickland
Bradford	Furutani	Ma	Swanson
Brownley	Gaines	Mendoza	Torlakson
Buchanan	Galgiani	Miller	Torres
Caballero	Garrick	Monning	Torrico
Carter	Gatto	Nava	Villines
Chesbro	Gilmore	Nestande	Yamada
Conway	Hagman	Niello	Mr. Speaker
Cook	Hall	Nielsen	
Coto	Harkey	Norby	

NOES—None

Bill ordered enrolled.

ASSEMBLY BILL NO. 1335 (Lieu)—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.

Call of the Assembly

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

Motion carried. Time, 2:04 p.m.

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

ASSEMBLY CONCURRENT RESOLUTION NO. 124 (Bass)—Relative to the Culver City Police Lieutenant Curtis Massey Memorial Overpass.

Resolution presented by Assembly Member Hall.

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—73

Adams	Davis	Hayashi	Ruskin
Ammiano	De La Torre	Hernandez	Salas
Anderson	De León	Hill	Saldaña
Arambula	DeVore	Huber	Silva
Bass	Eng	Huffman	Skinner
Beall	Feuer	Jeffries	Smyth
Berryhill, B.	Fletcher	Jones	Solorio
Berryhill, T.	Fong	Knight	Strickland
Block	Fuentes	Lieu	Swanson
Blumenfield	Fuller	Lowenthal	Torlakson
Bradford	Furutani	Ma	Torres
Brownley	Gaines	Mendoza	Torrico
Buchanan	Galgiani	Miller	Tran
Caballero	Garrick	Monning	Villines
Carter	Gatto	Nava	Yamada
Chesbro	Gilmore	Nestande	Mr. Speaker
Conway	Hagman	Nielsen	
Cook	Hall	Pérez, V.M.	
Coto	Harkey	Portantino	

NOES—None

Resolution ordered enrolled.

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

Pursuant to Assembly Rule 78, Assembly Member Saldaña announced her intention to request that Senate Bills Nos. 76 and 515 be removed from the inactive file.

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

SENATE BILL NO. 21 (Simitian)—An act to add Section 5523 to the Fish and Game Code, relating to fishing.

Bill read third time.

Motion to Amend by Assembly Member Huffman

Assembly Member Huffman moved the adoption of amendments.

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

SENATE BILL NO. 1394 (Kehoe)—An act to amend Section 22651 of the Vehicle Code, relating to vehicles.

Bill read third time.

Motion to Amend by Assembly Member Lowenthal

Assembly Member Lowenthal moved the adoption of amendments.

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

SENATE BILL NO. 1437 (Kehoe)—An act to add Section 351 to the Public Utilities Code, relating to electricity.

Bill presented by Assembly Member Bradford.

Bill read third time and passed by the following vote:

AYES—74

Adams	Davis	Hayashi	Portantino
Ammiano	De La Torre	Hernandez	Ruskin
Anderson	De León	Hill	Salas
Arambula	DeVore	Huber	Saldaña
Bass	Eng	Huffman	Silva
Beall	Feuer	Jeffries	Skinner
Berryhill, B.	Fletcher	Jones	Smyth
Berryhill, T.	Fong	Lieu	Solorio
Block	Fuentes	Lowenthal	Strickland
Blumenfield	Fuller	Ma	Swanson
Bradford	Furutani	Mendoza	Torlakson
Brownley	Gaines	Miller	Torres
Buchanan	Galgiani	Monning	Torrico
Caballero	Garrick	Nava	Tran
Carter	Gatto	Nestande	Villines
Chesbro	Gilmore	Niello	Yamada
Conway	Hagman	Nielsen	Mr. Speaker
Cook	Hall	Norby	
Coto	Harkey	Pérez, V.M.	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 435 (Pavley)—An act to add Section 27202.1 to the Vehicle Code, relating to vehicles.

Bill presented by Assembly Member Hill.

Bill read third time.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 2:16 p.m.

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

SENATE BILL NO. 1142 (Wiggins)—An act to add Section 10252.5 to the Public Resources Code, relating to agricultural resources.

Bill read third time.

Motion to Amend by Assembly Member Yamada

Assembly Member Yamada moved the adoption of amendments.

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

SENATE BILL NO. 1404 (Pavley)—An act to amend Sections 13002, 13004, 13005, 13006, 18400, 19202, 19214, and 19214.5 of, to add Section 19212.5 to, and to repeal Section 13007 of, the Elections Code, relating to elections.

Bill presented by Assembly Member Coto.

Bill read third time.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 2:17 p.m.

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

SENATE BILL NO. 1402 (Dutton)—An act to amend Section 43023 of, and to add Sections 39619.7 and 43024 to, the Health and Safety Code, relating to air pollution, 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—75

Adams	Davis	Hayashi	Pérez, V.M.
Ammiano	De La Torre	Hernandez	Portantino
Anderson	De León	Hill	Ruskin
Arambula	DeVore	Huber	Salas
Bass	Eng	Huffman	Saldaña
Beall	Feuer	Jeffries	Silva
Berryhill, B.	Fletcher	Jones	Skinner
Berryhill, T.	Fong	Knight	Smyth
Block	Fuentes	Lieu	Solorio
Blumenfield	Fuller	Lowenthal	Strickland
Bradford	Furutani	Ma	Swanson
Brownley	Gaines	Mendoza	Torlakson
Buchanan	Galgiani	Miller	Torres
Caballero	Garrick	Monning	Torrico
Carter	Gatto	Nava	Tran
Chesbro	Gilmore	Nestande	Villines
Conway	Hagman	Niello	Yamada
Cook	Hall	Nielsen	Mr. Speaker
Coto	Harkey	Norby	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—75

Adams	Davis	Hayashi	Pérez, V.M.
Ammiano	De La Torre	Hernandez	Portantino
Anderson	De León	Hill	Ruskin
Arambula	DeVore	Huber	Salas
Bass	Eng	Huffman	Saldaña
Beall	Feuer	Jeffries	Silva
Berryhill, B.	Fletcher	Jones	Skinner
Berryhill, T.	Fong	Knight	Smyth
Block	Fuentes	Lieu	Solorio
Blumenfield	Fuller	Lowenthal	Strickland
Bradford	Furutani	Ma	Swanson
Brownley	Gaines	Mendoza	Torlakson
Buchanan	Galgiani	Miller	Torres
Caballero	Garrick	Monning	Torrico
Carter	Gatto	Nava	Tran
Chesbro	Gilmore	Nestande	Villines
Conway	Hagman	Niello	Yamada
Cook	Hall	Nielsen	Mr. Speaker
Coto	Harkey	Norby	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 730 (Wiggins)—An act to amend Section 399.4 of the Public Utilities Code, relating to energy efficiency.

Bill presented by Assembly Member Huffman.

Bill read third time and passed by the following vote:

AYES—65

Adams	Coto	Hernandez	Salas
Ammiano	Davis	Hill	Saldaña
Anderson	De La Torre	Huber	Silva
Arambula	De León	Huffman	Skinner
Bass	Eng	Jones	Solorio
Beall	Feuer	Knight	Strickland
Berryhill, B.	Fletcher	Lieu	Swanson
Berryhill, T.	Fong	Lowenthal	Torlakson
Block	Fuentes	Ma	Torres
Blumenfield	Fuller	Mendoza	Torrico
Bradford	Galgiani	Miller	Tran
Brownley	Garrick	Nava	Villines
Buchanan	Gatto	Nestande	Yamada
Caballero	Gilmore	Nielsen	Mr. Speaker
Carter	Hagman	Pérez, V.M.	
Chesbro	Hall	Portantino	
Cook	Hayashi	Ruskin	

NOES—5

DeVore	Harkey	Smyth
Gaines	Norby	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 879 (Cox)—An act to amend Sections 20133 and 20175.2 of the Public Contract Code, relating to public contracts, and making an appropriation therefor.

Bill presented by Assembly Member Niello.

Bill read third time and passed by the following vote:

AYES—62

Adams	Davis	Hill	Portantino
Ammiano	De La Torre	Huber	Ruskin
Arambula	De León	Huffman	Salas
Bass	Eng	Jones	Saldaña
Beall	Feuer	Knight	Silva
Berryhill, B.	Fletcher	Lieu	Smyth
Berryhill, T.	Fuentes	Lowenthal	Solorio
Block	Galgiani	Ma	Strickland
Blumenfield	Garrick	Mendoza	Torlakson
Buchanan	Gatto	Miller	Torres
Caballero	Gilmore	Monning	Torrico
Carter	Hagman	Nestande	Tran
Chesbro	Hall	Niello	Villines
Conway	Harkey	Nielsen	Mr. Speaker
Cook	Hayashi	Norby	
Coto	Hernandez	Pérez, V.M.	

NOES—6

Anderson	DeVore	Skinner
Bradford	Gaines	Swanson

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 879: Assembly Member Brownley from “Aye” to “Not Voting”.

Bill ordered transmitted to the Senate.

SENATE BILL NO. 798 (DeSaulnier)—An act to amend Section 8484.8 of the Education Code, relating to before and after school programs.

Bill read third time.

Motion to Amend by Assembly Member Torlakson

Assembly Member Torlakson moved the adoption of amendments.

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

THIRD READING OF ASSEMBLY BILLS

ASSEMBLY CONCURRENT RESOLUTION NO. 183 (Fletcher)—Relative to California Adoption Month.

Resolution read.

Motion to Amend by Assembly Member Fletcher

Assembly Member Fletcher moved the adoption of amendments.

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

SENATE BILL NO. 959 (Ducheny)—An act to add Section 65923, 65923.1, 65923.2, 65923.3, and 65923.4 to, and to add Article 4 (commencing with Section 65946) and Article 4.5 (commencing with Section 65948) to Chapter 4.5 of Division 1 of Title 7 of, the Government Code, relating to development, and declaring the urgency thereof, to take effect immediately.

Bill presented by Assembly Member Caballero.

Bill read third time.

Senate Bill No. 959 Passed Temporarily

By unanimous consent, Senate Bill No. 959 was passed temporarily.

SENATE BILL NO. 885 (Corbett)—An act to amend Section 1749.5 of the Civil Code, relating to gift certificates.

Bill read third time.

Motion to Amend by Assembly Member Eng

Assembly Member Eng moved the adoption of amendments.

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

SENATE BILL NO. 1266 (Liu)—An act to amend Section 4532 of, and to add Section 1170.05 to, the Penal Code, relating to inmates.

Bill read third time.

Motion to Amend by Assembly Member Lowenthal

Assembly Member Lowenthal moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—44

Ammiano	Coto	Hall	Ruskin
Arambula	Davis	Hayashi	Salas
Bass	De La Torre	Hernandez	Saldaña
Beall	De León	Hill	Skinner
Blumenfield	Eng	Huffman	Solorio
Bradford	Feuer	Jones	Swanson
Brownley	Fong	Lowenthal	Torlakson
Buchanan	Fuentes	Ma	Torres
Caballero	Furutani	Mendoza	Torrico
Carter	Galgiani	Monning	Yamada
Chesbro	Gatto	Pérez, V.M.	Mr. Speaker

NOES—25

Adams	Fletcher	Jeffries	Silva
Anderson	Fuller	Knight	Smyth
Berryhill, B.	Gaines	Miller	Strickland
Berryhill, T.	Garrick	Nestande	Villines
Conway	Gilmore	Niello	
Cook	Hagman	Nielsen	
DeVore	Harkey	Norby	

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

SENATE BILL NO. 632 (Lowenthal)—An act to amend and renumber Section 1760 of, to add a heading to Chapter 1 (commencing with Section 1720) of, and to add Chapter 2 (commencing with Section 1740) to, Part 2 of Division 6 of, the Harbors and Navigation Code, relating to ports.

Bill read third time.

Motion to Amend by Assembly Member Lowenthal

Assembly Member Lowenthal moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—47

Ammiano	Coto	Hayashi	Salas
Arambula	Davis	Hernandez	Saldaña
Bass	De La Torre	Hill	Skinner
Beall	De León	Huffman	Solorio
Block	Eng	Jones	Swanson
Blumenfield	Feuer	Lieu	Torlakson
Bradford	Fong	Lowenthal	Torres
Brownley	Fuentes	Ma	Torrico
Buchanan	Furutani	Mendoza	Villines
Caballero	Galgiani	Monning	Yamada
Carter	Gatto	Nava	Mr. Speaker
Chesbro	Hall	Ruskin	

NOES—22

Adams	Fuller	Jeffries	Norby
Anderson	Gaines	Knight	Silva
Berryhill, T.	Garrick	Miller	Smyth
Cook	Gilmore	Nestande	Strickland
DeVore	Hagman	Niello	
Fletcher	Harkey	Nielsen	

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

SENATE BILL NO. 250 (Florez)—An act to add Sections 30804.6 and 31751.4 to the Food and Agricultural Code, relating to animals.

Bill read third time.

Motion to Amend by Assembly Member Blumenfield

Assembly Member Blumenfield moved the adoption of amendments.

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

SENATE BILL NO. 1250 (Ducheny)—An act to amend Section 107.4 of the Revenue and Taxation Code, relating to taxation.

Bill presented by Assembly Member Salas.

Bill read third time and passed by the following vote:

AYES—74

Adams	Davis	Hayashi	Portantino
Ammiano	De La Torre	Hernandez	Ruskin
Anderson	De León	Hill	Salas
Arambula	DeVore	Huber	Saldaña
Bass	Eng	Huffman	Silva
Beall	Feuer	Jeffries	Skinner
Berryhill, B.	Fletcher	Jones	Smyth
Berryhill, T.	Fong	Knight	Solorio
Block	Fuentes	Lieu	Strickland
Blumenfield	Fuller	Lowenthal	Swanson
Bradford	Furutani	Ma	Torlakson
Brownley	Gaines	Mendoza	Torres
Buchanan	Galgiani	Miller	Torrico
Caballero	Garrick	Monning	Tran
Carter	Gatto	Nava	Villines
Chesbro	Gilmore	Nestande	Yamada
Conway	Hagman	Niello	Mr. Speaker
Cook	Hall	Nielsen	
Coto	Harkey	Pérez, V.M.	

NOES—None

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 1250: Assembly Member Nava from “No” to “Aye”.

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1408 (Committee on Banking, Finance and Insurance)—An act to amend Sections 1025.5, 1067.02, 1067.03, 1067.04, 1067.05, 1067.055, 1067.07, 1067.08, 1067.09, 1067.10, 1067.11, 1067.12, 1067.13, 1067.16, and 1067.17 of the Insurance Code, relating to insurance, and declaring the urgency thereof, to take effect immediately.

Bill presented by Assembly Member Solorio.

Bill read third time.

Urgency Clause

Urgency clause read and adopted by the following vote:

AYES—75

Adams	Davis	Hayashi	Pérez, V.M.
Ammiano	De La Torre	Hernandez	Portantino
Anderson	De León	Hill	Ruskin
Arambula	DeVore	Huber	Salas
Bass	Eng	Huffman	Saldaña
Beall	Feuer	Jeffries	Silva
Berryhill, B.	Fletcher	Jones	Skinner
Berryhill, T.	Fong	Knight	Smyth
Block	Fuentes	Lieu	Solorio
Blumenfield	Fuller	Lowenthal	Strickland
Bradford	Furutani	Ma	Swanson
Brownley	Gaines	Mendoza	Torlakson
Buchanan	Galgiani	Miller	Torres
Caballero	Garrick	Monning	Torrico
Carter	Gatto	Nava	Tran
Chesbro	Gilmore	Nestande	Villines
Conway	Hagman	Niello	Yamada
Cook	Hall	Nielsen	Mr. Speaker
Coto	Harkey	Norby	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—75

Adams	Davis	Hayashi	Pérez, V.M.
Ammiano	De La Torre	Hernandez	Portantino
Anderson	De León	Hill	Ruskin
Arambula	DeVore	Huber	Salas
Bass	Eng	Huffman	Saldaña
Beall	Feuer	Jeffries	Silva
Berryhill, B.	Fletcher	Jones	Skinner
Berryhill, T.	Fong	Knight	Smyth
Block	Fuentes	Lieu	Solorio
Blumenfield	Fuller	Lowenthal	Strickland
Bradford	Furutani	Ma	Swanson
Brownley	Gaines	Mendoza	Torlakson
Buchanan	Galgiani	Miller	Torres
Caballero	Garrick	Monning	Torrico
Carter	Gatto	Nava	Tran
Chesbro	Gilmore	Nestande	Villines
Conway	Hagman	Niello	Yamada
Cook	Hall	Nielsen	Mr. Speaker
Coto	Harkey	Norby	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1481 (Committee on Governmental Organization)—An act to amend Section 435 of the Military and Veterans Code, relating to the state militia.

Bill presented by Assembly Member Block.

Bill read third time and passed by the following vote:

AYES—75

Adams	Davis	Hayashi	Pérez, V.M.
Ammiano	De La Torre	Hernandez	Portantino
Anderson	De León	Hill	Ruskin
Arambula	DeVore	Huber	Salas
Bass	Eng	Huffman	Saldaña
Beall	Feuer	Jeffries	Silva
Berryhill, B.	Fletcher	Jones	Skinner
Berryhill, T.	Fong	Knight	Smyth
Block	Fuentes	Lieu	Solorio
Blumenfield	Fuller	Lowenthal	Strickland
Bradford	Furutani	Ma	Swanson
Brownley	Gaines	Mendoza	Torlakson
Buchanan	Galgiani	Miller	Torres
Caballero	Garrick	Monning	Torrico
Carter	Gatto	Nava	Tran
Chesbro	Gilmore	Nestande	Villines
Conway	Hagman	Niello	Yamada
Cook	Hall	Nielsen	Mr. Speaker
Coto	Harkey	Norby	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1069 (Pavley)—An act to amend Section 3501 of, and to add Sections 3502.2 and 3502.3 to, the Business and Professions Code, to amend Sections 44336, 49406, 49423, 49455, 87408, 87408.5, and 87408.6 of, and to add Section 49458 to, the Education Code, and to amend Section 2881 of the Public Utilities Code, relating to physician assistants.

Bill presented by Assembly Member Fletcher.

Bill read third time and passed by the following vote:

AYES—75

Adams	Davis	Hayashi	Pérez, V.M.
Ammiano	De La Torre	Hernandez	Portantino
Anderson	De León	Hill	Ruskin
Arambula	DeVore	Huber	Salas
Bass	Eng	Huffman	Saldaña
Beall	Feuer	Jeffries	Silva
Berryhill, B.	Fletcher	Jones	Skinner
Berryhill, T.	Fong	Knight	Smyth
Block	Fuentes	Lieu	Solorio
Blumenfield	Fuller	Lowenthal	Strickland
Bradford	Furutani	Ma	Swanson
Brownley	Gaines	Mendoza	Torlakson
Buchanan	Galgiani	Miller	Torres
Caballero	Garrick	Monning	Torrico
Carter	Gatto	Nava	Tran
Chesbro	Gilmore	Nestande	Villines
Conway	Hagman	Niello	Yamada
Cook	Hall	Nielsen	Mr. Speaker
Coto	Harkey	Norby	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 938 (Huff)—An act to amend Sections 1808.4 and 2431 of the Vehicle Code, relating to the Department of Motor Vehicles.

Bill presented by Assembly Member Miller.

Bill read third time and passed by the following vote:

AYES—75

Adams	Davis	Hayashi	Pérez, V.M.
Ammiano	De La Torre	Hernandez	Portantino
Anderson	De León	Hill	Ruskin
Arambula	DeVore	Huber	Salas
Bass	Eng	Huffman	Saldaña
Beall	Feuer	Jeffries	Silva
Berryhill, B.	Fletcher	Jones	Skinner
Berryhill, T.	Fong	Knight	Smyth
Block	Fuentes	Lieu	Solorio
Blumenfield	Fuller	Lowenthal	Strickland
Bradford	Furutani	Ma	Swanson
Brownley	Gaines	Mendoza	Torlakson
Buchanan	Galgiani	Miller	Torres
Caballero	Garrick	Monning	Torrico
Carter	Gatto	Nava	Tran
Chesbro	Gilmore	Nestande	Villines
Conway	Hagman	Niello	Yamada
Cook	Hall	Nielsen	Mr. Speaker
Coto	Harkey	Norby	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 228 (DeSaulnier)—An act to add Section 42357.5 to the Public Resources Code, relating to plastic bags.

Bill read third time.

Motion to Amend by Assembly Member Skinner

Assembly Member Skinner moved the adoption of amendments.

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

SENATE BILL NO. 1431 (Simitian)—An act to amend Section 12699.53 of the Insurance Code, relating to health care coverage.

Bill presented by Assembly Member Monning.

Bill read third time and passed by the following vote:

AYES—75

Adams	Davis	Hayashi	Pérez, V.M.
Ammiano	De La Torre	Hernandez	Portantino
Anderson	De León	Hill	Ruskin
Arambula	DeVore	Huber	Salas
Bass	Eng	Huffman	Saldaña
Beall	Feuer	Jeffries	Silva
Berryhill, B.	Fletcher	Jones	Skinner
Berryhill, T.	Fong	Knight	Smyth
Block	Fuentes	Lieu	Solorio
Blumenfield	Fuller	Lowenthal	Strickland
Bradford	Furutani	Ma	Swanson
Brownley	Gaines	Mendoza	Torlakson
Buchanan	Galgiani	Miller	Torres
Caballero	Garrick	Monning	Torrico
Carter	Gatto	Nava	Tran
Chesbro	Gilmore	Nestande	Villines
Conway	Hagman	Niello	Yamada
Cook	Hall	Nielsen	Mr. Speaker
Coto	Harkey	Norby	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1198 (Huff)—An act to amend Section 25213 of the Public Resources Code, relating to energy.

Bill presented by Assembly Member Fuentes.

Bill read third time and passed by the following vote:

AYES—69

Adams	De León	Hill	Ruskin
Anderson	DeVore	Huber	Salas
Arambula	Eng	Huffman	Saldaña
Bass	Fletcher	Jeffries	Silva
Beall	Fong	Jones	Skinner
Berryhill, B.	Fuentes	Knight	Smyth
Berryhill, T.	Fuller	Lieu	Solorio
Block	Furutani	Lowenthal	Strickland
Blumenfield	Gaines	Ma	Swanson
Bradford	Galgiani	Mendoza	Torlakson
Buchanan	Garrick	Miller	Torres
Caballero	Gatto	Monning	Torrico
Carter	Gilmore	Nestande	Tran
Conway	Hagman	Niello	Villines
Cook	Hall	Nielsen	Mr. Speaker
Coto	Harkey	Norby	
Davis	Hayashi	Pérez, V.M.	
De La Torre	Hernandez	Portantino	

NOES—3

Ammiano	Feuer	Nava
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Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 1198: Assembly Member Yamada from “Aye” to “Not Voting”.

Bill ordered transmitted to the Senate.

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. 115 (DeSaulnier)—Relative to Bone Marrow Donation Awareness Month.

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. 1247 (Dutton)—An act to amend Section 399.12.5 of the Public Utilities Code, relating to energy, and declaring the urgency thereof, to take effect immediately.

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—75

Adams	Davis	Hayashi	Pérez, V.M.
Ammiano	De La Torre	Hernandez	Portantino
Anderson	De León	Hill	Ruskin
Arambula	DeVore	Huber	Salas
Bass	Eng	Huffman	Saldaña
Beall	Feuer	Jeffries	Silva
Berryhill, B.	Fletcher	Jones	Skinner
Berryhill, T.	Fong	Knight	Smyth
Block	Fuentes	Lieu	Solorio
Blumenfield	Fuller	Lowenthal	Strickland
Bradford	Furutani	Ma	Swanson
Brownley	Gaines	Mendoza	Torlakson
Buchanan	Galgiani	Miller	Torres
Caballero	Garrick	Monning	Torrico
Carter	Gatto	Nava	Tran
Chesbro	Gilmore	Nestande	Villines
Conway	Hagman	Niello	Yamada
Cook	Hall	Nielsen	Mr. Speaker
Coto	Harkey	Norby	

NOES—None**RE-REFERENCE OF BILLS TO COMMITTEE PURSUANT TO ASSEMBLY RULE 77.2**

Pursuant to Assembly Rule 77.2, the Speaker pro Tempore re-referred Senate Bill No. 1394 to the Committee on Transportation.

ASSEMBLY RULE 69(d) SUSPENDED

Assembly Member Saldaña was granted unanimous consent to suspend Assembly Rule 69(d) to permit consideration of Senate Bills Nos. 1090, 294, and 282.

MESSAGES FROM THE SENATE

August 18, 2010

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

Dear Dotson: By direction of the Senate I am returning Senate Bill No. 1407 to the Assembly for further action.

Sincerely,

GREGORY P. SCHMIDT
 Secretary of the Senate

ACTION RESCINDED ON SENATE BILL NO. 1407

Assembly Member Saldaña was granted unanimous consent to rescind the action whereby the Assembly, on August 12, 2010 (Assembly Journal, page 6181), passed Senate Bill No. 1407, and whereby the bill was ordered transmitted to the Senate.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Smyth announced that the Committee on Local Government would meet today, upon adjournment of Floor session, in Room 447.

CONSIDERATION OF BILLS BY UNANIMOUS CONSENT

Pursuant to unanimous consent granted earlier this day, the following bills were taken up without reference to file.

SENATE BILL NO. 1090 (Cedillo)—An act to amend Section 326.3 of the Penal Code, relating to gaming.

Bill presented by Assembly Member Coto.

Bill read third time and passed by the following vote:

AYES—73

Adams	Davis	Hernandez	Portantino
Ammiano	De La Torre	Hill	Ruskin
Anderson	De León	Huber	Salas
Arambula	DeVore	Huffman	Saldaña
Bass	Eng	Jeffries	Silva
Beall	Feuer	Jones	Skinner
Berryhill, B.	Fletcher	Knight	Smyth
Berryhill, T.	Fong	Lieu	Solorio
Block	Fuentes	Lowenthal	Strickland
Blumenfield	Fuller	Ma	Swanson
Bradford	Gaines	Mendoza	Torlakson
Brownley	Galgiani	Miller	Torres
Buchanan	Garrick	Monning	Torrico
Caballero	Gatto	Nava	Tran
Carter	Gilmore	Nestande	Villines
Chesbro	Hagman	Niello	Mr. Speaker
Conway	Hall	Nielsen	
Cook	Harkey	Norby	
Coto	Hayashi	Pérez, V.M.	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 294 (Negrete McLeod)—An act to amend Sections 2001, 2020, 2531, 2569, 2570.19, 2701, 2708, 2920, 2933, 3010.5, 3014.6, 3504, 3512, 3685, 3686, 3710, 3716, 4620, 4928, 4934, 4990, 4990.04, 5000, 5015.6, 5510, 5517, 5552.5, 5620, 5621, 5622, 5810, 6510, 6710, 6714, 7000.5, 7011, 7200, 7303, 8000, 8005, 8520, 8528, 8710, 11506, 18602, 18613, 22259 of, to amend and repeal Section 2531.75 of, and to add Section 4614 to, the Business and Professions Code, and to amend Section 94950 of the Education Code, relating to professions and vocations.

Bill presented by Assembly Member Hayashi.

Bill read third time and passed by the following vote:

AYES—72

Adams	Davis	Hayashi	Pérez, V.M.
Ammiano	De La Torre	Hernandez	Portantino
Arambula	De León	Hill	Ruskin
Bass	DeVore	Huber	Salas
Beall	Eng	Huffman	Saldaña
Berryhill, B.	Feuer	Jeffries	Silva
Berryhill, T.	Fong	Jones	Skinner
Block	Fuentes	Knight	Smyth
Blumenfield	Fuller	Lieu	Solorio
Bradford	Furutani	Lowenthal	Strickland
Brownley	Gaines	Ma	Swanson
Buchanan	Galgiani	Mendoza	Torlakson
Caballero	Garrick	Miller	Torres
Carter	Gatto	Monning	Torrico
Chesbro	Gilmore	Nava	Tran
Conway	Hagman	Nestande	Villines
Cook	Hall	Niello	Yamada
Coto	Harkey	Nielsen	Mr. Speaker

NOES—2

Anderson Norby

Bill ordered transmitted to the Senate.

ANNOUNCEMENTS

Speaker pro Tempore Ma announced the following session schedule:

Thursday, August 19, 2010, Floor Session, 1:30 p.m., last day in Assembly to submit amendments to the Desk by 5 p.m. or before adjournment of Floor Session if an author wishes to adopt amendments by August 20, 2010.

Friday, August 20, 2010, Floor Session, 9:00 a.m., last day to adopt amendments to measures on the Assembly Floor and last day to put a one-day file notice across the Desk for a conference committee meeting to be held on Tuesday, August 24, 2010.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 1335**

At 2:55 p.m., on motion of Assembly Member Lieu, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly concurred in Senate amendments to Assembly Bill No. 1335 by the following vote:

AYES—53

Adams	Conway	Hernandez	Salas
Ammiano	Coto	Hill	Saldaña
Arambula	Davis	Huber	Silva
Bass	De La Torre	Huffman	Skinner
Beall	De León	Jones	Solorio
Berryhill, B.	Eng	Lieu	Swanson
Block	Feuer	Lowenthal	Torlakson
Blumenfield	Fong	Ma	Torres
Bradford	Fuentes	Mendoza	Torrico
Brownley	Furutani	Monning	Yamada
Buchanan	Galgiani	Nava	Mr. Speaker
Caballero	Gatto	Pérez, V.M.	
Carter	Hall	Portantino	
Chesbro	Hayashi	Ruskin	

NOES—21

Anderson	Gaines	Knight	Smyth
Berryhill, T.	Garrick	Miller	Strickland
Cook	Gilmore	Nestande	Villines
DeVore	Hagman	Niello	
Fletcher	Harkey	Nielsen	
Fuller	Jeffries	Norby	

Bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 435**

At 2:55 p.m., on motion of Assembly Member Hill, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 435 passed by the following vote:

AYES—43

Ammiano	Coto	Hayashi	Portantino
Arambula	Davis	Hernandez	Ruskin
Bass	De La Torre	Hill	Salas
Beall	De León	Huffman	Saldaña
Block	Eng	Jones	Skinner
Blumenfield	Feuer	Lieu	Swanson
Bradford	Fong	Lowenthal	Torlakson
Brownley	Fuentes	Ma	Torrico
Buchanan	Galgiani	Mendoza	Yamada
Carter	Gatto	Monning	Mr. Speaker
Chesbro	Hall	Nava	

NOES—31

Adams	Fuller	Jeffries	Silva
Anderson	Furutani	Knight	Smyth
Berryhill, B.	Gaines	Miller	Solorio
Berryhill, T.	Garrick	Nestande	Strickland
Conway	Gilmore	Niello	Torres
Cook	Hagman	Nielsen	Tran
DeVore	Harkey	Norby	Villines
Fletcher	Huber	Pérez, V.M.	

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 1404**

At 2:56 p.m., on motion of Assembly Member Coto, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 1404 passed by the following vote:

AYES—49

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

NOES—25

Adams	Fuller	Knight	Smyth
Anderson	Gaines	Miller	Strickland
Berryhill, B.	Garrick	Nestande	Tran
Conway	Gilmore	Niello	Villines
Cook	Hagman	Nielsen	
DeVore	Harkey	Norby	
Fletcher	Jeffries	Silva	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1956 WITHDRAWN FROM ENROLLMENT

Assembly Member Evans was granted unanimous consent that Assembly Bill No. 1956 be withdrawn from enrollment.

MESSAGES FROM THE SENATE

Senate Chamber, August 18, 2010

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

Assembly Bill No. 1592

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.

**Re-Reference of Bills to Committee Pursuant to
Assembly Rule 77.2**

Pursuant to Assembly Rule 77.2, Speaker pro Tempore Ma re-referred Assembly Bill No. 1592 to the Committee on Public Employees, Retirement and Social Security.

Joint Rule 62(a) Suspended

Assembly Member Saldaña was granted unanimous consent that Joint Rule 62(a) be suspended to permit the Committee on Public Employees, Retirement and Social Security to hear Assembly Bill No. 1592 on Thursday, August 19, 2010.

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

MOTION TO RECONSIDER SENATE BILL NO. 10 CONTINUED

By unanimous consent, the motion to reconsider the vote on Senate Bill No. 10 was continued until the next legislative day.

ADJOURN IN MEMORY

Assembly Member Torlakson was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Nancy Willson Marquardt of Antioch.

(Assembly Rule 45.5 suspended.)

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. 1268, Concurrence: Adams, Anderson, Bass, Tom Berryhill, Blumenfield, Coto, De La Torre, De León, Eng, Fletcher, Fuller, Galgiani, Hayashi, Hernandez, Jones, Mendoza, Miller, Nava, Skinner, Smyth, Strickland, and Villines—Aye.

Assembly Concurrent Resolution No. 124, Concurrence: Adams, Bass, Tom Berryhill, Blumenfield, Coto, Davis, De La Torre, De León, Eng, Fletcher, Galgiani, Hayashi, Hernandez, Huffman, Jones, Mendoza, Miller, Skinner, Smyth, Strickland, and Villines—Aye.

Senate Bill No. 1437: Adams, Bass, Tom Berryhill, Caballero, Davis, De La Torre, De León, DeVore, Fletcher, Fuller, Galgiani, Hayashi, Jones, Lieu, Mendoza, Miller, Nava, Nestande, Skinner, Solorio, Strickland, and Villines—Aye.

Senate Bill No. 1402 and Urgency: Adams, Bass, Tom Berryhill, Brownley, De La Torre, De León, Fletcher, Galgiani, Hayashi, Jones, Mendoza, Nava, Skinner, Smyth, Solorio, Strickland, and Villines—Aye.

Senate Bill No. 730: Adams, Bass, Tom Berryhill, Brownley, De La Torre, De León, Fletcher, Galgiani, Hayashi, Jones, Mendoza, Nava, Skinner, Solorio, Strickland, and Villines—Aye; Gaines and Smyth—No.

Senate Bill No. 879: Adams, Bass, Tom Berryhill, Carter, De La Torre, De León, Galgiani, Hill, Jones, Mendoza, Nielsen, Portantino, Solorio, and Villines—Aye; Bradford and Skinner—No.

Senate Bill No. 1266, Lowenthal Amendments: Bass, Caballero, De La Torre, De León, Hayashi, Hill, Jones, Mendoza, Ruskin, Skinner, and Solorio—Aye; Adams, Strickland, and Villines—No.

Senate Bill No. 632, Lowenthal Amendments: Bass, Caballero, De León, Jones, Mendoza, Ruskin, Skinner, and Villines—Aye; Adams and Strickland—No.

Senate Bill No. 1250: Adams, Arambula, Bass, Tom Berryhill, Brownley, Davis, De León, Feuer, Fletcher, Fuller, Galgiani, Hayashi, Hill, Jones, Mendoza, Nielsen, V.M. Pérez, Portantino, Ruskin, Saldaña, Strickland, Swanson, and Villines—Aye.

Senate Bill No. 1408 and Urgency: Adams, Arambula, Bass, Brownley, De León, Feuer, Fletcher, Gaines, Galgiani, Gilmore, Hayashi, Hill, Jones, Mendoza, Nielsen, Ruskin, Saldaña, Silva, Swanson, and Villines—Aye.

Senate Bill No. 1481: Adams, Arambula, De León, Feuer, Fletcher, Fuller, Galgiani, Harkey, Hayashi, Hill, Jones, Mendoza, Nielsen, Portantino, Ruskin, Saldaña, Silva, and Villines—Aye.

Senate Bill No. 1069: Adams, Arambula, De León, Feuer, Galgiani, Hayashi, Jones, Lieu, Lowenthal, Mendoza, Nielsen, V.M. Pérez, Portantino, Ruskin, Saldaña, Silva, and Villines—Aye.

Senate Bill No. 938: Adams, Bass, Davis, De La Torre, De León, Feuer, Fletcher, Fuller, Galgiani, Gilmore, Hayashi, Hill, Jones, Mendoza, Nielsen, V.M. Pérez, Saldaña, Strickland, and Villines—Aye.

Senate Bill No. 1431: Adams, Brownley, De León, Feuer, Fletcher, Gaines, Galgiani, Hall, Hayashi, Hill, Huffman, Jones, Lieu, Mendoza, Nielsen, V.M. Pérez, Portantino, Saldaña, Strickland, and Villines—Aye.

Senate Bill No. 1198: Adams, Bass, Carter, De León, Fletcher, Galgiani, Gilmore, Hayashi, Hill, Huffman, Jones, Lieu, Lowenthal, Mendoza, Nielsen, V.M. Pérez, Portantino, Strickland, and Villines—Aye; Feuer—No.

Consent Calendar: Adams, Tom Berryhill, Caballero, De León, Feuer, Galgiani, Hayashi, Hill, Mendoza, and Villines—Aye.

Senate Bill No. 1090: Adams, Bass, Brownley, Carter, DeVore, Fuller, Galgiani, Hall, Hill, V.M. Pérez, Silva, Skinner, Solorio, and Strickland—Aye.

Senate Bill No. 294: Adams, Bass, Davis, DeVore, Fuller, Galgiani, Hall, Hill, Saldaña, Solorio, and Strickland—Aye.

Assembly Bill No. 1335, Concurrence: Adams, Bass, Eng, Galgiani, and Silva—Aye; Miller, Strickland, and Villines—No.

Senate Bill No. 435: Bass and Galgiani—Aye; Adams, DeVore, and Strickland—No.

Senate Bill No. 1404: Bass and Galgiani—Aye; Adams, DeVore, Jeffries, Strickland, and Villines—No.

MOTION TO ADJOURN

At 2:58 p.m., Assembly Member Saldaña moved that the Assembly do now adjourn.

Assembly Member Hagman seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 2:58 p.m., Speaker pro Tempore Ma declared the quorum call of the Assembly dispensed with.

RESOLUTIONS

The following resolutions were offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 187—Torres. Relative to Red Ribbon Week.

HOUSE RESOLUTION NO. 36—Torres. Relative to Suicide Prevention Week.

REPORTS OF STANDING COMMITTEES**Committee on Local Government**

Date of Hearing: August 18, 2010

Mr. Speaker: Your Committee on Local Government reports:

Senate Bill No. 501

With the recommendation: Do pass.

SMYTH, Chair

Above bill ordered to second reading.

MESSAGES FROM THE SENATE

Senate Chamber, August 18, 2010

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

Assembly Bill No. 1793
 Assembly Bill No. 1928
 Assembly Bill No. 2163
 Assembly Bill No. 2201
 Assembly Bill No. 2253
 Assembly Bill No. 2325

Assembly Bill No. 2338
 Assembly Bill No. 2361
 Assembly Bill No. 2369
 Assembly Bill No. 2471
 Assembly Bill No. 2510

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

Above bills ordered enrolled.

Senate Chamber, August 18, 2010

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

Assembly Joint Resolution No. 25
 Assembly Joint Resolution No. 26
 Assembly Concurrent Resolution No. 110

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

Above resolutions ordered enrolled.

Senate Chamber, August 18, 2010

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

- Assembly Bill No. 113
- Assembly Bill No. 177
- Assembly Bill No. 184
- Assembly Bill No. 302
- Assembly Bill No. 605
- Assembly Bill No. 677
- Assembly Bill No. 743
- Assembly Bill No. 819
- Assembly Bill No. 973
- Assembly Bill No. 1229
- Assembly Bill No. 1235
- Assembly Bill No. 1254
- Assembly Bill No. 1315
- Assembly Bill No. 1524
- Assembly Bill No. 1596
- Assembly Bill No. 1641
- Assembly Bill No. 1670
- Assembly Bill No. 1679
- Assembly Bill No. 1708
- Assembly Bill No. 1715
- Assembly Bill No. 1781
- Assembly Bill No. 1800
- Assembly Bill No. 1837
- Assembly Bill No. 1854
- Assembly Bill No. 1873

- Assembly Bill No. 1999
- Assembly Bill No. 2007
- Assembly Bill No. 2037
- Assembly Bill No. 2104
- Assembly Bill No. 2129
- Assembly Bill No. 2145
- Assembly Bill No. 2166
- Assembly Bill No. 2167
- Assembly Bill No. 2210
- Assembly Bill No. 2215
- Assembly Bill No. 2264
- Assembly Bill No. 2275
- Assembly Bill No. 2295
- Assembly Bill No. 2297
- Assembly Bill No. 2342
- Assembly Bill No. 2394
- Assembly Bill No. 2402
- Assembly Bill No. 2461
- Assembly Bill No. 2499
- Assembly Bill No. 2645
- Assembly Bill No. 2664
- Assembly Bill No. 2668
- Assembly Bill No. 2746
- Assembly Bill No. 2777
- Assembly Bill No. 2789

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 18, 2010

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

- Assembly Joint Resolution No. 38
- Assembly Concurrent Resolution No. 130
- Assembly Concurrent Resolution No. 103

And respectfully requests the Assembly to concur in said amendments.

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

Above resolutions ordered to unfinished business file.

August 18, 2010

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

Dear Dotson: By direction of the Senate I am returning Senate Bill 1201 to the Assembly for further action.

Sincerely,

GREGORY P. SCHMIDT
Secretary of the Senate

Above bill ordered held at Desk.

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. 2075

Governor's Office, Sacramento
August 17, 2010

To the Members of the California State Assembly:

I am returning Assembly Bill 2075 without my signature.

This bill is not necessary. The California State University already has a policy in place to accomplish its intent. No change to current law is required.

For this reason, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

Receipt of Bills

I acknowledge receipt this 17th day of July 2010 at 5:15 p.m., of Assembly Bill 2075 without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Troy Whitfield.

SUE PARKER

Assistant Chief Clerk of the Assembly

Veto Message—Assembly Bill No. 1824

Governor's Office, Sacramento
August 18, 2010

To the Members of the California State Assembly:

I am returning Assembly Bill 1824 without my signature.

This bill prohibits the sale and use of a specified list of chemicals in chemical toilets and waste facilities of recreational vehicles.

Current law already gives the Department of Toxic Substances Control (DTSC) the ability to address the issue of chemical toilet products in recreational vehicles. Additionally, DTSC has the ability to address this issue through the Green Chemistry process.

This bill presents a scenario that is ripe for a Green Chemistry approach: competing science on each side of the issue; concern about the effectiveness of alternative products for the consumer's intended use; consumer reaction in the wake of an ineffective alternative; and questions as to whether banning particular chemicals will actually address the underlying problem.

Neither I, nor members of the legislature, are best equipped to answer these questions. We need science and scientists to undertake this challenge and develop a solution that both addresses the chemical problem and provides the consumer with a product that is both economical and effective for its intended purpose.

Under the leadership of my Secretary for Environmental Protection, the Green Chemistry process is well underway at DTSC. We will have regulations adopted by January 1, 2011 and DTSC should address the issue raised in this bill either in that process or under their existing authority.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 2039

Governor's Office, Sacramento
August 18, 2010

To the Members of the California State Assembly:

I am returning Assembly Bill 2039 without my signature. I do not believe it is appropriate to permanently extend this program without some ability to periodically evaluate its usefulness and effectiveness.

For this reason, I am returning this bill without my signature.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 2040

Governor's Office, Sacramento
August 18, 2010

To the Members of the California State Assembly:

I am returning Assembly Bill 2040 without my signature.

The objective sought by this bill can be accomplished without statutory authority. Therefore, this bill is unnecessary.

Furthermore, I question whether this bill would result in meaningful reform since it does not embrace rigorous, measurable teacher performance evaluations that include improved student achievement, along with other factors to ensure that highly effective teachers earn the elevated status as a "teacher leader".

For these reasons, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

Receipt of Bills

I acknowledge receipt this 18th day of August 2010 at 5:10 p.m., of Assembly Bills 1824, 2039, and 2040 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

ADJOURNMENT

At 4 p.m., pursuant to the motion by Assembly Member Saldaña, the Assembly adjourned until 1:30 p.m., Thursday, August 19, 2010, out of respect to the memory of Nancy Willson Marquardt on motion of Assembly Member Torlakson.

JOHN A. PÉREZ, Speaker

AMY LEACH, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON AUGUST 18, 2010**

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

ACR RN
183 1022170

SB RN
21 1022479
228 1022498
250 1022842
632 1022823
798 1022900
885 1022639
1142 1022885
1163 1022694
1266 1022749
1285 1022806
1340 1022507
1392 1022638
1394 1021192
1435 1022495

Daily Total: 15
Cumulative Total: 4717

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