

CALIFORNIA LEGISLATURE
2011–12 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, August 18, 2011

**ONE HUNDRED FOURTEENTH SESSION DAY
TWO HUNDRED FIFTY-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.

(Please direct any inquiries and report any omissions or errors to Minute Clerk: Phone 916-319-2360)

(Corrected 8-24-11)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, August 18, 2011

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 Timothy Morland 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 9:07 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—75:

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

PRAYER

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

Lord, Storms of life come to every person. But rather than trying to use our faith to control the circumstances, at times it is better to use our faith to bring us peace in the midst of the storm. That way, Lord, we acknowledge that You are bigger than the problem and that You are working behind the scenes. Guide us to find peace in the midst of the storms of life, Lord, for we trust Your timing and Your love for us.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Ma, Assembly Member Hagman 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 Hagman.

LEAVES OF ABSENCE FOR THE DAY

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

On legislative business: Assembly Members Torres and Valadao.

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

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

Because of illness in her family: Assembly Member Bonilla.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

August 15, 2011

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

Dear Mr. Speaker: I respectfully request your permission to be excused from Floor Session on legislative business on Thursday, August 18, 2011. I have been invited to attend the Ribbon Cutting Ceremony of the Mission Boulevard Bridge portion of the Mission/SR 71 Grade Separation in Pomona. It is the completion of a project I've been working on for 8 years. It is vital to transportation in my area. This will require an extra flight to my District on Wednesday evening and return to Sacramento late Thursday morning for legislative business. Your attention to this matter is greatly appreciated. Please contact me if you have any questions.

Respectfully,

NORMA J. TORRES, Assembly Member
Sixty-first District

August 16, 2011

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

Dear Mr. Speaker: I respectfully request permission to be excused from session on Thursday, August 18 on legislative business. I will be touring an automobile shredding facility. Thank you for your consideration of my request.

Sincerely,

DAVID G. VALADAO, Assembly Member
Thirtieth District

SPECIAL COMMITTEE MEETINGS

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

Veterans Affairs, on Monday, August 22, 2011, at 1:30 p.m., in Room 444.

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

REFERENCE OF BILLS TO COMMITTEE

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

Assembly

Bill No. Committee
1432 ----- Pub. S.

Assembly Concurrent

Resolution No. Committee
77 ----- Rls.
78 ----- Rls.
79 ----- Rls.
80 ----- Rls.

Assembly Joint

Resolution No. Committee
15 ----- J., E.D. & E.

House

Resolution No. Committee
19 ----- Rls.

Senate Concurrent

Resolution No. Committee
25 ----- Trans.
30 ----- Trans.

Senate Joint

Resolution No. Committee
8 ----- V.A.

REQUEST FOR PHOTOGRAPHER

Speaker Pérez and Assembly Members Allen, Eng, Mendoza, and Skinner were granted unanimous consent that photographers be permitted on the Floor of the Assembly.

**ASSEMBLY BILL NO. 606 WITHDRAWN FROM ENROLLMENT
AND ORDERED RETURNED TO SENATE**

Assembly Member Charles Calderon was granted unanimous consent that Assembly Bill No. 606 be withdrawn from enrollment and that the bill be held at the Desk.

RECESS

By unanimous consent, at 9:11 a.m., Speaker pro Tempore Ma declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Allen, in recognition of the 20th anniversary of Eritrean independence, introduced members of the Eritrean-American community in the 7th Assembly District and recognized their hard work, perseverance, and contributions to the State whereupon he presented a Members' Resolution.

Assembly Member Mendoza introduced Ruth Leon and recognized her dedicated service to the Assembly as a 2010–2011 California Latino Legislative Caucus, Institute for Public Policy, Polanco Fellow whereupon he presented a Members' Resolution.

Assembly Member Skinner introduced Zoe Diamond, University of California, Davis intern, and recognized her dedicated service to the Assembly.

RECONVENED

At 9:16 a.m., the Assembly reconvened.

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

**CONSIDERATION OF DAILY FILE
UNFINISHED BUSINESS**

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 398 (Morrell)—An act to add Section 13159.2 to the Health and Safety Code, relating to fire protection.

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—69

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

NOES—1

Allen

Bill ordered enrolled.

ASSEMBLY BILL NO. 571 (Hagman)—An act to amend Sections 163.1, 500, 506, and 509 of, to repeal Sections 502, 503.1, 503.2, and 507 of, and to repeal and add Section 503 of, the Corporations Code, relating to corporations.

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—72

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

NOES—None

Bill ordered enrolled.

ASSEMBLY BILL NO. 835 (Mitchell)—An act to amend Section 88532 of the Education Code, relating to community colleges.

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

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

NOES—None

Bill ordered enrolled.

ASSEMBLY CONCURRENT RESOLUTION NO. 60 (V. Manuel Pérez)—Relative to Korean War Armistice Day.

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—72

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

NOES—None

Resolution ordered enrolled.

ASSEMBLY CONCURRENT RESOLUTION NO. 33 (Harkey)—Relative to the Officer Richard T. Steed Memorial Highway.

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

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

NOES—None

Resolution ordered enrolled.

ASSEMBLY BILL NO. 274 (Garrick)—An act to add Section 1028.5 to the Unemployment Insurance Code, relating to unemployment insurance.

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

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

NOES—None

Bill ordered enrolled.

ASSEMBLY BILL NO. 547 (Gatto)—An act to add Section 18573.5 to the Elections Code, relating to voting.

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—71

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

NOES—None

Bill ordered enrolled.

ASSEMBLY BILL NO. 936 (Hueso)—An act to add Article 4.4 (commencing with Section 33354.7) to Chapter 4 of Part 1 of Division 24 of the Health and Safety Code, relating to redevelopment.

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

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

NOES—None

Bill ordered enrolled.

ASSEMBLY BILL NO. 1398 (Chesbro)—An act to amend Section 1393.5 of the Labor Code, relating to employment.

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

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

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

AYES—75

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

NOES—None

Bill ordered enrolled.

THIRD READING OF ASSEMBLY BILLS

ASSEMBLY CONCURRENT RESOLUTION NO. 67 (Furutani)—Relative to Native Hawaiians and Pacific Islanders communities.

Resolution read.

Motion to Amend

Assembly Member Furutani moved the adoption of amendments.

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

THIRD READING OF SENATE BILLS

SENATE BILL NO. 860 (Committee on Natural Resources)—An act to amend Section 1 of Chapter 594 of the Statutes of 1917, to amend Section 12 of Chapter 898 of the Statutes of 1997, to amend Section 5 of Chapter 734 of the Statutes of 2000, to amend Sections 2 and 9 of Chapter 543 of the Statutes of 2004, and to amend Sections 1 and 11 of Chapter 203 of the Statutes of 2009, relating to tidelands and submerged lands.

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. 798 (De León)—An act to repeal Section 53071.5 of the Government Code, relating to imitation firearms.

Bill read third time.

Motion to Amend

Assembly Member Pan moved the adoption of amendments.

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

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

Bill presented by Assembly Member Atkins.

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

AYES—53

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

NOES—22

| | | | |
|-----------|----------|----------|--------|
| Achadjian | Grove | Logue | Norby |
| Conway | Hagman | Mansoor | Olsen |
| Cook | Harkey | Miller | Silva |
| Donnelly | Jeffries | Morrell | Wagner |
| Gaines | Jones | Nestande | |
| Garrick | Knight | Nielsen | |

Bill ordered transmitted to the Senate.

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

Pursuant to Assembly Rule 77.2, Speaker pro Tempore Ma re-referred Senate Bill No. 798 to the Committee on Public Safety.

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

SENATE BILL NO. 33 (Simitian)—An act to amend Section 15630.1 of, and to amend and repeal Sections 15633, 15634, 15640, and 15655.5 of, the Welfare and Institutions Code, relating to elder and dependent adult abuse.

Bill read third time.

Motion to Amend

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

AYES—74

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

NOES—None

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

SENATE BILL NO. 177 (Strickland)—An act to amend Section 1250 of the Health and Safety Code, relating to health facilities.

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.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 885, on request of Speaker pro Tempore Ma.

RECESS

By unanimous consent, at 9:37 a.m., Speaker pro Tempore Ma declared the Assembly recessed to permit the introduction of special guests.

Speaker Pérez introduced Michael Bedard, Ph.D.; Ken Spence, Ph.D.; and Tony Marino, Ph.D., from the second class of the California Council on Science and Technology Fellows to the California Legislature and recognized the fellows for their incredible service to the Assembly and the people of California whereupon he presented Members' Resolutions.

RECONVENED

At 9:39 a.m., the Assembly reconvened.

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

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

SENATE CONCURRENT RESOLUTION NO. 6 (Alan Lowenthal)—Relative to affordable in-home Internet service.

Resolution presented by Assembly Member Bradford.

Resolution read, and adopted by the following vote:

AYES—49

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

NOES—26

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

Resolution ordered transmitted to the Senate.

SENATE BILL NO. 325 (Rubio)—An act to add Title 12.5 (commencing with Section 93300) to the Government Code, relating to railroads.

Bill presented by Assembly Member Perea.

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

AYES—54

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

NOES—21

| | | | |
|-----------|-----------|----------|--------|
| Achadjian | Hagman | Mansoor | Silva |
| Donnelly | Halderman | Miller | Smyth |
| Fletcher | Harkey | Morrell | Wagner |
| Gaines | Jones | Nestande | |
| Garrick | Knight | Nielsen | |
| Grove | Logue | Norby | |

Bill ordered transmitted to the Senate.

SENATE BILL NO. 514 (Simitian)—An act to add Sections 11110 and 11111 to the Health and Safety Code, relating to nonprescription drugs.

Bill presented by Assembly Member Hagman.

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

AYES—49

| | | | |
|-------------|-----------|-----------|-------------|
| Achadjian | Campos | Hall | Perea |
| Alejo | Carter | Hayashi | Pérez, V.M. |
| Ammiano | Cedillo | Huber | Portantino |
| Atkins | Chesbro | Hueso | Skinner |
| Beall | Davis | Huffman | Solorio |
| Berryhill | Dickinson | Jones | Swanson |
| Block | Eng | Lowenthal | Wieckowski |
| Blumenfield | Feuer | Ma | Williams |
| Bradford | Fletcher | Mendoza | Yamada |
| Brownley | Fong | Mitchell | Mr. Speaker |
| Buchanan | Fuentes | Monning | |
| Butler | Gordon | Nestande | |
| Calderon | Hagman | Pan | |

NOES—23

| | | | |
|----------|-----------|---------|---------|
| Allen | Gatto | Knight | Nielsen |
| Conway | Grove | Lara | Norby |
| Cook | Halderman | Logue | Olsen |
| Donnelly | Harkey | Mansoor | Silva |
| Gaines | Hernández | Miller | Wagner |
| Garrick | Jeffries | Morrell | |

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 514: Assembly Member Beth Gaines from “Aye” to “No”.

Bill ordered transmitted to the Senate.

SENATE BILL NO. 585 (Kehoe)—An act to amend Section 2851 of, and to add Section 2851.1 to, the Public Utilities Code, relating to solar energy, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Perea moved the adoption of amendments.

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

SENATE BILL NO. 940 (Committee on Education)—An act to amend Sections 41329.59, 66026, 66747, 66902.5, 69984, 71093, and 87884 of, and to repeal Sections 52272, 66941, and 81706 of, the Education Code, and to amend Section 4709 of the Labor Code, relating to education.

Bill read third time.

Motion to Amend

Assembly Member Block moved the adoption of amendments.

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

SENATE BILL NO. 428 (Strickland)—An act to amend Sections 7480, 15202.1, and 70372 of the Government Code, to amend Sections 633.8, 904.7, 992, 1203.4, 1203.4a, 1466, 14303, and 14314 of the Penal Code, and to amend Section 10334 of the Public Contract Code, relating to public safety.

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 CONCURRENT RESOLUTION NO. 45 (Corbett)—Relative to alcoholic beverage control.

Resolution read.

Motion to Amend

Assembly Member Hall moved the adoption of amendments.

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

SENATE BILL NO. 146 (Wyland)—An act to amend Sections 25, 27, 29, 32, 680.5, 801, 801.1, 802, 805, 809, 4990.20, and 4999.120 of, and to add Article 7 (commencing with Section 4999.123) to Chapter 16 of Division 2 of, the Business and Professions Code, to amend Sections 43.7, 43.8, 43.93, and 43.95 of the Civil Code, to amend Section 13401.5 of the Corporations Code, to amend Section 66085 of the Education Code, to amend Sections 795, 1010, 1014, and 1157 of the Evidence Code, to amend Sections 3202, 6924, and 6929 of the Family Code, to amend Sections 1277, 1348.8, 1367.26, 1373, 1373.8, 1373.95, 123105, 123115, and 124260 of the Health and Safety Code, to amend Sections 10133.55, 10176, 10176.7, 10177, and 10177.8 of the Insurance Code, to amend Section 11165.7 of the Penal Code, and to amend Sections 4514, 5256.1, 5328, 5328.04, 5696.5, 5751, 5751.2, and 15610.37 of the Welfare and Institutions Code, relating to healing arts.

Bill read third time.

Motion to Amend

Assembly Member Bill Berryhill moved the adoption of amendments.

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

SENATE BILL NO. 506 (Simitian)—An act to amend Section 17275 of, and to repeal and add Sections 17280.1 and 17280.2 of, the Government Code, relating to state finance.

Bill read third time.

Motion to Amend

Assembly Member Campos moved the adoption of amendments.

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

SENATE BILL NO. 10 (Evans)—An act to amend Section 1050 of the Military and Veterans Code, relating to veterans, and declaring the urgency thereof, to take effect immediately.

Bill presented by Assembly Member Cook.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—71

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

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—71

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

NOES—None

Vote Changes

By unanimous consent, the following vote change was permitted on the urgency clause to Senate Bill No. 10, and on passage of the bill: Assembly Member Halderman from “No” to “Not Voting”.

Bill ordered transmitted to the Senate.

SENATE BILL NO. 503 (Vargas)—An act to amend Sections 31680.1 and 75506.5 of, and to add Section 21220.4 to, the Government Code, relating to judges' retirement.

Bill presented by Assembly Member Wieckowski.

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

AYES—62

| | | | |
|-------------|-----------|-----------|-------------|
| Achadjian | Conway | Harkey | Nestande |
| Alejo | Cook | Hernández | Nielsen |
| Allen | Davis | Huber | Norby |
| Ammiano | Dickinson | Hueso | Olsen |
| Atkins | Donnelly | Huffman | Pan |
| Berryhill | Eng | Jeffries | Pérez, V.M. |
| Block | Feuer | Jones | Portantino |
| Blumenfield | Fletcher | Lara | Skinner |
| Bradford | Fong | Logue | Smyth |
| Brownley | Fuentes | Ma | Solorio |
| Butler | Gaines | Mansoor | Swanson |
| Calderon | Galgiani | Mendoza | Wieckowski |
| Campos | Gordon | Miller | Yamada |
| Carter | Grove | Mitchell | Mr. Speaker |
| Cedillo | Hagman | Monning | |
| Chesbro | Hall | Morrell | |

NOES—4

| | | | |
|-------|-----------|--------|-------|
| Gatto | Halderman | Knight | Perea |
|-------|-----------|--------|-------|

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 503: Assembly Member Perea from "Aye" to "No".

Bill ordered transmitted to the Senate.

SENATE BILL NO. 339 (Wolk)—An act to amend Sections 23396 and 25608 of, and to add Section 23038.3 to, the Business and Professions Code, relating to alcoholic beverages.

Bill read third time.

Motion to Amend

Assembly Member Chesbro moved the adoption of amendments.

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

SENATE BILL NO. 495 (Fuller)—An act to amend Sections 1513, 1513.5, 1516, 1518, 1520, 1532, and 1565 of, and to add Section 1576.5 to, the Code of Civil Procedure, relating to unclaimed property.

Bill read third time.

Motion to Amend

Assembly Member Bill Berryhill moved the adoption of amendments.

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

SENATE BILL NO. 211 (Emmerson)—An act to add and repeal Section 38568 of the Health and Safety Code, relating to air pollution.

Bill presented by Assembly Member Jeffries.

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

AYES—75

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 888 (Lieu)—An act to add Section 594.37 to the Penal Code, relating to crime.

Bill presented by Assembly Member Swanson.

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

AYES—75

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

NOES—None

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 BILL NO. 303 (Padilla)—An act to amend Sections 113790, 113947.3, and 113948 of the Health and Safety Code, relating to food safety, 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. 374 (Strickland)—An act to amend Section 19854 of the Business and Professions Code, relating to gambling.

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. 380 (Wright)—An act to amend Section 2190 of, and to add Sections 2196.6 and 2196.7 to, the Business and Professions Code, relating to medicine.

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. 512 (Price)—An act to add Section 52052.05 to the Education Code, relating to school accountability.

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. 532 (Ed Hernandez)—An act to amend Sections 52240 and 52920 of the Education Code, relating to pupil instruction.

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. 562 (Committee on Transportation and Housing)—An act to amend Section 8869.84 of the Government Code, to amend Sections 18028, 18070.2, 18214, 18218, 18218.5, 18551, 18866.2, 33420.1, 50668.5, 50771.1, and 50893 of, and to repeal Section 33334.29 of, the Health and Safety Code, and to amend Section 2705 of, and to repeal Section 2706 of, the Public Resources Code, relating to housing.

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. 607 (Walters)—An act to add Section 13170.3 to the Water Code, relating to water.

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. 664 (Committee on Banking and Financial Institutions)—An act to amend Sections 14315 and 14652 of, to amend and renumber the headings of Division 1.1 (commencing with Section 4000), Division 1.2 (commencing with Section 4050), Division 1.3 (commencing with Section 4100), Division 1.5 (commencing with Section 4800), Division 1.6 (commencing with Section 4970), Division 1.7 (commencing with Section 4981), Division 1.8 (commencing with Section 4990), and Division 1.9 (commencing with Section 4995) of, to add Sections 1861 and 1881 to, to add Division 1.1 (commencing with Section 1000) and Division 1.2 (commencing with Section 2000) to, and to repeal and add Division 1 (commencing with Section 99) of, the Financial Code, relating to financial institutions.

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. 674 (Padilla)—An act to amend Sections 739.5, 8380, and 8381 of, and to repeal Section 709.7 of, the Public Utilities Code, relating to public utilities.

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. 711 (Committee on Insurance)—An act to amend Sections 1063.75 and 1067.17 of, and to add Section 1067.19 to, the Insurance Code, and to repeal Section 16 of Chapter 334 of the Statutes of 2010, relating to 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 CONCURRENT RESOLUTION NO. 15 (Evans)—Relative to Sexual Assault Awareness Month and Denim Day California.

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. 933 (Runner)—An act to amend Sections 205, 2530, 2530.1, 2531.02, 2531.06, 2533, 2533.3, 2534, 2539.1, and 2539.14 of, to amend the heading of Article 9 (commencing with Section 2539.1) of, and to add Article 8 (commencing with Section 2538.10) to, Chapter 5.3 of, and to repeal Chapter 7.5 (commencing with Section 3300) of, Division 2 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.)*

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—74

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

NOES—None

ADJOURN IN MEMORY

Assembly Member Ammiano was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Krista Gatlin of San Francisco.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Brownley was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Millie Rosenstein of Santa Monica.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Eng was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Dr. Edwin Kwoh of Los Angeles.

(Assembly Rule 45.5 suspended.)

INTRODUCTION OF GUESTS

Assembly Member Eng, of the 49th Assembly District, introduced Julia Shu, granddaughter of the late Dr. Edwin Kwoh.

ADJOURN IN MEMORY

Assembly Member Fong was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Tim Snider of Santa Clara.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Hagman was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Howard Finklestein of Chino Hills.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Bonnie Lowenthal was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Betty Seal of Long Beach.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Nielsen was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Private First Class Rueben "Boy" Lopez, United States Army, resident of Williams.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Fong was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Hon. Ron Swegles, City Councilmember and former Mayor of Sunnyvale, resident of Sunnyvale.

(Assembly Rule 45.5 suspended.)

ANNOUNCEMENTS

Speaker pro Tempore Ma announced the following session schedule:
Friday, August 19, 2011, No session;
Monday, August 22, 2011, Floor Session, 12 noon.

ADJOURN IN MEMORY

Assembly Member Chesbro was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Jean Louise Harvey of McKinleyville.

Assembly Member Dickinson was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Robert "Bob" Batey of Elk Grove.

Assembly Member Grove was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Del G. Connell of Tehachapi.

Assembly Member Gordon was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of M. Kenneth Oshman of Atherton.

Assembly Member Portantino was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of James W. Locke of Pasadena.

Assembly Member Skinner was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Ollie Olsen of Emeryville.

Assembly Member Atkins was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Kay Willson of San Diego.

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. 398, Concurrence: Blumenfield, Brownley, Cedillo, Davis, Fletcher, Fuentes, Beth Gaines, Galgiani, Hayashi, Roger Hernández, Huffman, Jeffries, Miller, Nielsen, and Olsen—Aye.

Assembly Bill No. 571, Concurrence: Blumenfield, Brownley, Cedillo, Davis, Fletcher, Fuentes, Galgiani, Hayashi, Roger Hernández, Huffman, Jeffries, Miller, Nielsen, and Olsen—Aye.

Assembly Bill No. 835, Concurrence: Blumenfield, Brownley, Cedillo, Davis, Fletcher, Fuentes, Galgiani, Hayashi, Roger Hernández, Huffman, Jeffries, Miller, Nielsen, and Olsen—Aye.

Assembly Concurrent Resolution No. 60, Concurrence: Blumenfield, Cedillo, Davis, Fletcher, Fuentes, Galgiani, Roger Hernández, Huffman, Jeffries, Logue, Miller, Nielsen, and Olsen—Aye.

Assembly Concurrent Resolution No. 33, Concurrence: Blumenfield, Brownley, Cedillo, Davis, Fletcher, Fuentes, Galgiani, Hall, Roger Hernández, Huffman, Jeffries, Miller, Nielsen, Olsen, Skinner, and Solorio—Aye.

Assembly Bill No. 274, Concurrence: Blumenfield, Brownley, Cedillo, Davis, Fletcher, Galgiani, Roger Hernández, Huffman, Jeffries, Mendoza, Nielsen, and Olsen—Aye.

Assembly Bill No. 547, Concurrence: Blumenfield, Brownley, Cedillo, Davis, Fletcher, Roger Hernández, Huffman, Jeffries, Mendoza, Nestande, Nielsen and Olsen—Aye.

Assembly Bill No. 936, Concurrence: Blumenfield, Brownley, Cedillo, Davis, Fletcher, Roger Hernández, Huffman, Jeffries, Mendoza, Miller, Nestande, Nielsen, Skinner, and Solorio—Aye.

Assembly Bill No. 1398, Concurrence: Blumenfield, Brownley, Cedillo, Fletcher, Roger Hernández, Huffman, Jeffries, Mendoza, Miller, and Nielsen—Aye.

Senate Bill No. 559: Brownley, Cedillo, Fletcher, Galgiani, Hayashi, Roger Hernández, Huffman, and Mendoza—Aye; Cook, Jeffries, Jones, Miller, Nestande, and Olsen—No.

Senate Bill No. 33: Cedillo, Fletcher, Galgiani, Hayashi, Roger Hernández, Huffman, Jeffries, and Mendoza—Aye.

Senate Concurrent Resolution No. 6: Cedillo, Davis, Hayashi, Roger Hernández, Huffman, and Mendoza—Aye; Donnelly, Fletcher, and Nestande—No.

Senate Bill No. 325: Cedillo, Davis, Hayashi, Roger Hernández, and Huffman—Aye; Fletcher, Miller, and Nestande—No.

Senate Bill No. 514: Brownley, Cedillo, Davis, Fletcher, Hayashi, Huffman, and Nestande—Aye; Roger Hernández and Miller—No.

Senate Bill No. 10 and Urgency: Cedillo, Huffman, Miller, and Skinner—Aye.

Senate Bill No. 503: Cedillo, Fuentes, Huffman, Miller, and Nestande—Aye; Knight—No.

Senate Bill No. 211: Butler, Cedillo, Fuentes, and Huffman—Aye.

Senate Bill No. 888: Cedillo, Fuentes, and Huffman—Aye.

Consent Calendar: Huffman—Aye.

REQUEST TO SPEAK ON CONDITION OF THE FILE

Assembly Member Portantino requested permission to speak on the condition of the file.

Ruling by Speaker pro Tempore Ma

Speaker pro Tempore Ma ruled that the motion to speak on the condition of the file is out of order as a motion to adjourn is required prior to a motion to speak on the condition of the file pursuant to Assembly Rule 84.

Motion to Adjourn

At 10:17 a.m., Assembly Member Charles Calderon moved that the Assembly do now adjourn.

Assembly Member Solorio seconded the motion.

Request to Speak on Condition of the File

Assembly Member Portantino requested permission to speak on the condition of the file.

Ruling by Speaker pro Tempore Ma

Speaker pro Tempore Ma ruled that granting Members permission to speak on the condition of the file is at the discretion of the Speaker and Assembly Member Portantino had not been granted permission.

Speaker Pérez Recognized

Speaker Pérez was recognized at his desk whereupon he granted Assembly Member Portantino permission to speak on the condition of the file.

Point of Order

Assembly Member Charles Calderon arose to the following point of order:

That Assembly Member Portantino is not speaking to the condition of the file.

Remarks on Condition of the File

Assembly Member Portantino arose to speak on the condition of the file.

FURTHER CONSIDERATION OF MOTION TO ADJOURN

The question being on the motion of Assembly Member Charles Calderon that the Assembly do now adjourn.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 10:20 a.m., Speaker pro Tempore Ma declared the quorum call of the Assembly dispensed with.

AUTHOR'S AMENDMENTS
Committee on Appropriations

August 18, 2011

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

Senate Bill No. 340

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

FUENTES, Chair

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

Bill read second time.

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

Committee on Public Safety

August 18, 2011

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Assembly Bill No. 1432

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

AMMIANO, Chair

ASSEMBLY BILL NO. 1432—An act to add Section 273j to the Penal Code, relating to crimes, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

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

REPORTS OF STANDING COMMITTEES
Committee on Appropriations

Date of Hearing: August 17, 2011

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 9

Senate Bill No. 217

Senate Bill No. 23

Senate Bill No. 244

Senate Bill No. 56

Senate Bill No. 263

Senate Bill No. 152

Senate Bill No. 296

Senate Bill No. 170

Senate Bill No. 356

Senate Bill No. 183

Senate Bill No. 386

Senate Bill No. 199

Senate Bill No. 442

Senate Bill No. 202

Senate Bill No. 459

Senate Bill No. 205

With the recommendation: Do pass.

FUENTES, Chair

Above bills ordered to second reading.

Date of Hearing: August 17, 2011

Mr. Speaker: Your Committee on Appropriations reports:

- | | |
|---------------------|---------------------|
| Senate Bill No. 6 | Senate Bill No. 233 |
| Senate Bill No. 20 | Senate Bill No. 309 |
| Senate Bill No. 32 | Senate Bill No. 368 |
| Senate Bill No. 53 | Senate Bill No. 376 |
| Senate Bill No. 100 | Senate Bill No. 398 |
| Senate Bill No. 127 | Senate Bill No. 505 |
| Senate Bill No. 131 | Senate Bill No. 541 |
| Senate Bill No. 194 | |

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.

FUENTES, Chair

Above bills ordered to second reading.

Date of Hearing: August 17, 2011

Mr. Speaker: Your Committee on Appropriations reports:

- | | |
|---------------------|---------------------|
| Senate Bill No. 484 | Senate Bill No. 586 |
| Senate Bill No. 488 | Senate Bill No. 622 |
| Senate Bill No. 489 | Senate Bill No. 642 |
| Senate Bill No. 502 | Senate Bill No. 646 |
| Senate Bill No. 507 | Senate Bill No. 671 |
| Senate Bill No. 513 | Senate Bill No. 676 |
| Senate Bill No. 536 | Senate Bill No. 744 |
| Senate Bill No. 549 | Senate Bill No. 746 |

With the recommendation: Do pass.

FUENTES, Chair

Above bills ordered to second reading.

Date of Hearing: August 17, 2011

Mr. Speaker: Your Committee on Appropriations reports:

- | | |
|---------------------|---------------------|
| Senate Bill No. 578 | Senate Bill No. 658 |
| Senate Bill No. 590 | Senate Bill No. 707 |
| Senate Bill No. 599 | Senate Bill No. 712 |
| Senate Bill No. 617 | Senate Bill No. 718 |
| Senate Bill No. 619 | Senate Bill No. 792 |
| Senate Bill No. 621 | Senate Bill No. 818 |
| Senate Bill No. 650 | Senate Bill No. 821 |

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.

FUENTES, Chair

Above bills ordered to second reading.

Date of Hearing: August 17, 2011

Mr. Speaker: Your Committee on Appropriations reports:

- | | |
|---------------------|---------------------|
| Senate Bill No. 752 | Senate Bill No. 826 |
| Senate Bill No. 760 | Senate Bill No. 850 |
| Senate Bill No. 773 | Senate Bill No. 857 |

With the recommendation: Do pass.

FUENTES, Chair

Above bills ordered to second reading.

Committee on Rules

Date of Hearing: August 18, 2011

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 71

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.

SKINNER, Chair

Above resolution ordered to the Consent Calendar.

Date of Hearing: August 18, 2011

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 72

Assembly Concurrent Resolution No. 74

With the recommendation: Be adopted.

SKINNER, Chair

Above resolutions ordered to third reading.

Committee on Appropriations

Date of Hearing: August 17, 2011

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 836

Senate Bill No. 863

Senate Bill No. 869

Senate Bill No. 870

Senate Bill No. 879

Senate Bill No. 941

Senate Bill No. 942

Senate Bill No. 943

Senate Bill No. 944

Senate Bill No. 946

Senate Bill No. 947

Senate Bill No. 948

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.

FUENTES, Chair

Above bills ordered to second reading.

Date of Hearing: August 17, 2011

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 757

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

FUENTES, Chair

Above bill ordered to second reading.

Date of Hearing: August 17, 2011

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 16

Senate Bill No. 334

Senate Bill No. 737

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

FUENTES, Chair

Above bills ordered to second reading.

Date of Hearing: August 17, 2011

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 225

Senate Bill No. 267

Senate Bill No. 306

Senate Bill No. 647

Senate Bill No. 769

Senate Bill No. 813

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 bills be placed on the Consent Calendar.

FUENTES, Chair

Above bills ordered to second reading.

Date of Hearing: August 17, 2011

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 136

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

FUENTES, Chair

Above bill ordered to second reading.

MESSAGES FROM THE SENATE

Senate Chamber, August 18, 2011

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

Assembly Bill No. 134
Assembly Bill No. 142
Assembly Bill No. 255
Assembly Bill No. 293
Assembly Bill No. 412
Assembly Bill No. 528

Assembly Bill No. 674
Assembly Bill No. 711
Assembly Bill No. 793
Assembly Bill No. 820
Assembly Bill No. 902
Assembly Bill No. 1304

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

Above bills ordered enrolled.

Senate Chamber, August 18, 2011

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

Assembly Bill No. 657
Assembly Bill No. 749
Assembly Bill No. 897

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

Above bills ordered enrolled.

Senate Chamber, August 18, 2011

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

Assembly Concurrent Resolution No. 59
Assembly Concurrent Resolution No. 63
Assembly Concurrent Resolution No. 69

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

Above resolutions ordered enrolled.

Senate Chamber, August 18, 2011

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

Assembly Bill No. 75
Assembly Bill No. 139
Assembly Bill No. 151
Assembly Bill No. 195
Assembly Bill No. 199
Assembly Bill No. 240
Assembly Bill No. 337
Assembly Bill No. 475
Assembly Bill No. 516
Assembly Bill No. 654

Assembly Bill No. 708
Assembly Bill No. 720
Assembly Bill No. 1023
Assembly Bill No. 1036
Assembly Bill No. 1143
Assembly Bill No. 1181
Assembly Bill No. 1216
Assembly Bill No. 1298
Assembly Bill No. 1384
Assembly Bill No. 1402

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, 2011

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

Assembly Bill No. 62
Assembly Bill No. 873
Assembly Bill No. 1152

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, 2011

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

Senate Bill No. 8
Senate Bill No. 24
Senate Bill No. 448

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

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 18, 2011

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

Assembly Bill No. 110

And reports the same correctly enrolled, and presented to the Governor on the 18th day of August, 2011, at 1:15 p.m.

E. DOTSON WILSON, Chief Clerk

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Charles Calderon, the Assembly adjourned until 12 noon, Monday, August 22, 2011, out of respect to the memory of Krista Gatlin on motion of Assembly Member Ammiano; out of respect to the memory of Millie Rosenstein on motion of Assembly Member Brownley; out of respect to the memory of Dr. Edwin Kwoh on motion of Assembly Member Eng; out of respect to the memory of Tim Snider on motion of Assembly Member Fong; out of respect to the memory of Howard Finklestein on motion of Assembly Member Hagman; out of respect to the memory of Betty Seal on motion of Assembly Member Bonnie Lowenthal; out of respect to the memory of Private First Class Rueben "Boy" Lopez, United States Army on motion of Assembly Member Nielsen; out of respect to the memory of Hon. Ron Swegles on motion of Assembly Member Fong; out of respect to the memory of Jean Louise Harvey on motion of Assembly Member Chesbro; out of respect to the memory of Robert "Bob" Batey on motion of Assembly Member Dickinson; out of respect to the memory of Del G. Connell on motion of Assembly Member Grove; out of respect to the memory of M. Kenneth Oshman on motion of Assembly Member Gordon; out of respect to the memory of James W. Locke on motion of Assembly Member Portantino; out of respect to the memory of Ollie Olsen on motion of Assembly Member Skinner; and out of respect to the memory of Kay Willson on motion of Assembly Member Atkins.

JOHN A. PÉREZ, Speaker

AMY LEACH, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON AUGUST 18, 2011

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

AB RN

1432 1124001

ACR RN

67 1124293

SB RN

33 1122971

146 1123180

177 1123074

339 1124029

340 1124382

428 1123539

495 1124161

506 1124000

585 1123703

798 1123760

860 1123371

940 1123225

SCR RN

45 1124584

Daily Total: 15

Cumulative Total: 2089

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