

CALIFORNIA LEGISLATURE
2011–12 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, August 23, 2011

**ONE HUNDRED SIXTEENTH SESSION DAY
TWO HUNDRED SIXTY-FIRST 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
Tuesday, August 23, 2011

The Assembly met at 7 a.m.

Hon. Bill Monning, Assembly Member, 27th District, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Reading Clerk Timothy Morland reading.

ROLL CALL

The following were placed upon the morning roll call—76:

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

Quorum present.

At 1:40 p.m., Hon. Isadore Hall III, 52nd District, presiding

REGULAR BUSINESS DISPENSED WITH

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

LEAVES OF ABSENCE FOR THE DAY

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

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

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

Because of illness in their families: Assembly Members Beall and Bonilla.

COMMUNICATIONS

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

August 22, 2011

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

Dear Dotson: Please be advised that I have appointed Assemblymember Rich Gordon to replace Assemblymember Jim Beall on the Assembly Jobs, Economic Development, and the Economy Committee for the Tuesday, August 23 hearing only.

Sincerely,

JOHN A. PÉREZ
Speaker of the Assembly

SPECIAL COMMITTEE MEETINGS

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

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

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 23, 2011

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 249

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

Assembly Chamber, August 23, 2011

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Concurrent Resolution No. 78
Assembly Concurrent Resolution No. 79
Assembly Concurrent Resolution No. 80

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolutions ordered to the Consent Calendar.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 81—Skinner. Relative to Ovarian Cancer Awareness Month.

AUTHOR'S AMENDMENTS
Committee on Agriculture

August 23, 2011

Mr. Speaker: The Chair of your Committee on Agriculture reports:
 Senate Bill No. 226

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

GALGIANI, Chair

SENATE BILL NO. 226—An act to amend Section 65919.10 of the Government Code, and to amend Sections 21083.9, 21084, and 21177 of, to add Section 21080.35 to, and to add and repeal Sections 21084.2 and 21155.4 of, the Public Resources Code, relating to environmental quality, 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 Transportation

August 23, 2011

Mr. Speaker: The Chair of your Committee on Transportation reports:
 Assembly Concurrent Resolution No. 70

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

BONNIE LOWENTHAL, Chair

ASSEMBLY CONCURRENT RESOLUTION NO. 70—Relative to the CHP Officers Gayle W. Wood, Jr. and James E. McCabe Memorial Highway.

Resolution read.

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

REPORTS OF STANDING COMMITTEES

Committee on Arts, Entertainment, Sports, Tourism, and Internet Media

Date of Hearing: August 23, 2011

Mr. Speaker: Your Committee on Arts, Entertainment, Sports, Tourism, and Internet Media reports:

Senate Concurrent Resolution No. 49

With the recommendation: Be adopted.

CAMPOS, Chair

Above resolution ordered to third reading.

Committee on Health

Date of Hearing: August 23, 2011

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 335

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

MONNING, Chair

Above bill re-referred to the Committee on Appropriations.

Committee on Veterans Affairs

Date of Hearing: August 22, 2011

Mr. Speaker: Your Committee on Veterans Affairs reports:

Senate Bill No. 806

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

COOK, Chair

Above bill re-referred to the Committee on Appropriations.

**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. 757, 16, 334, 737, and 136, ordered to third reading.

Senate Bills Nos. 225, 267, 306, 647, 769, and 813, ordered to the Consent Calendar.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 431—An act to amend Sections 4081, 4104, 4105, and 4112 of, and to add Section 4126.7 to, the Business and Professions Code, relating to pharmacies.

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. 550—An act to amend Sections 21800, 21804, 21805, and 21806 of, to add Section 21807 to, and to repeal and add Sections 21801, 21802, and 21803 of, the Business and Professions Code, relating to business.

Bill read second time; 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. 859—An act to amend Section 1808.23 of the Vehicle Code, relating to vehicles.

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. 439—An act to add Section 22365 to the Education Code, and to amend Section 89503 of, and to add Section 20154 to, the Government Code, relating to the Political Reform Act of 1974.

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

SENATE BILL NO. 847—An act to amend Section 11362.768 of the Health and Safety Code, relating to medical marijuana.

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. 602—An act to add Title 1.81.15 (commencing with Section 1798.90) to Part 4 of Division 3 of the Civil Code, relating to privacy.

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.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 23, 2011

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

Assembly Concurrent Resolution No. 33

Assembly Concurrent Resolution No. 59

Assembly Concurrent Resolution No. 60

And reports the same correctly enrolled, and presented to the Secretary of State on the 23rd day of August, 2011, at 3:20 p.m.

E. DOTSON WILSON, Chief Clerk

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 7 a.m., Wednesday, August 24, 2011.

JOHN A. PÉREZ, Speaker

AMY LEACH, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON AUGUST 23, 2011**

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

ACR RN
70 1124442

SB RN
226 1125267
431 1124747
439 1124666
550 1124654
602 1124931
847 1124571
859 1124919

Daily Total: 8
Cumulative Total: 2116

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