

CALIFORNIA LEGISLATURE  
2009–10 REGULAR SESSION

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# ASSEMBLY DAILY JOURNAL

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**Tuesday, August 25, 2009**

**ONE HUNDRED THIRTEENTH SESSION DAY  
TWO HUNDRED SIXTY-EIGHTH CALENDAR DAY  
AT SACRAMENTO, CALIFORNIA**



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**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 25, 2009

The Assembly met at 7 a.m.

Hon. Bill Berryhill, Assembly Member, 26th District, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Timothy Morland reading.

#### ROLL CALL

The following were placed upon the morning roll call—75:

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

Quorum present.

**At 2:17 p.m., Hon. Michael Duvall, 72nd 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 legislative business: Assembly Member Hall.*

*On personal business, and waiving per diem: Assembly Members Buchanan and Krekorian.*

*Because of illness: Assembly Member Saldaña.*

(NOTE: For explanation of absence of Assembly Member Hall on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for Monday, August 24, 2009.)

**ENGROSSMENT AND ENROLLMENT REPORTS**

Assembly Chamber, August 25, 2009

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:  
Assembly Concurrent Resolution No. 76  
And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered on file.

**AUTHOR'S AMENDMENTS  
Committee on Rules**

August 25, 2009

Mme. Speaker: The Chair of your Committee on Rules reports:  
Assembly Concurrent Resolution No. 91  
With author's amendments with the recommendation: Amend, and re-refer to the  
committee.

LIEU, Chair

**ASSEMBLY CONCURRENT RESOLUTION NO. 91**—Relative to pet adoption.  
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 Appropriations**

Date of Hearing: August 19, 2009

Mme. Speaker: Your Committee on Appropriations reports:  
Senate Bill No. 218  
With amendments with the recommendation: Amend, and do pass, as amended.

DE LEÓN, Chair

Above bill ordered to second reading.

**MESSAGES FROM THE SENATE**

Senate Chamber, August 24, 2009

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

- Senate Bill No. 48
- Senate Bill No. 113
- Senate Bill No. 169
- Senate Bill No. 215
- Senate Bill No. 219
- Senate Bill No. 247
- Senate Bill No. 272
- Senate Bill No. 288

- Senate Bill No. 308
- Senate Bill No. 320
- Senate Bill No. 345
- Senate Bill No. 571
- Senate Bill No. 589
- Senate Bill No. 783
- Senate Joint Resolution No. 4

GREGORY P. SCHMIDT, Secretary of the Senate  
By David Valverde, Assistant Secretary

Senate Chamber, August 24, 2009

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

Assembly Bill No. 42	Assembly Bill No. 1080
Assembly Bill No. 162	Assembly Bill No. 1166
Assembly Bill No. 213	Assembly Bill No. 1209
Assembly Bill No. 487	Assembly Bill No. 1214
Assembly Bill No. 488	Assembly Bill No. 1222
Assembly Bill No. 544	Assembly Bill No. 1233
Assembly Bill No. 688	Assembly Bill No. 1268
Assembly Bill No. 1015	Assembly Bill No. 1447
Assembly Bill No. 1059	Assembly Bill No. 1465
Assembly Bill No. 1061	

And respectfully requests the Assembly to concur in said amendments.

GREGORY P. SCHMIDT, Secretary of the Senate  
By David Valverde, Assistant Secretary

Above bills ordered to unfinished business file.

Senate Chamber, August 24, 2009

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

Assembly Bill No. 31	Assembly Bill No. 570
Assembly Bill No. 84	Assembly Bill No. 899
Assembly Bill No. 115	Assembly Bill No. 1388

And respectfully requests the Assembly to concur in said amendments.

GREGORY P. SCHMIDT, Secretary of the Senate  
By David Valverde, Assistant Secretary

Above bills ordered to unfinished business file.

Senate Chamber, August 24, 2009

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

Assembly Bill No. 404	Assembly Bill No. 735
Assembly Bill No. 557	Assembly Bill No. 905
Assembly Bill No. 673	Assembly Bill No. 1203
Assembly Bill No. 698	

GREGORY P. SCHMIDT, Secretary of the Senate  
By David Valverde, Assistant Secretary

Above bills ordered enrolled.

Senate Chamber, August 24, 2009

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

Assembly Bill No. 1	Assembly Bill No. 358
Assembly Bill No. 92	Assembly Bill No. 442
Assembly Bill No. 93	Assembly Bill No. 1134
Assembly Bill No. 116	Assembly Bill No. 1288
Assembly Bill No. 121	Assembly Bill No. 1381
Assembly Bill No. 249	Assembly Bill No. 1403
Assembly Bill No. 250	Assembly Bill No. 1406

GREGORY P. SCHMIDT, Secretary of the Senate  
By David Valverde, Assistant Secretary

Above bills ordered enrolled.

Senate Chamber, August 24, 2009

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

Assembly Concurrent Resolution No. 33  
 Assembly Concurrent Resolution No. 61  
 Assembly Concurrent Resolution No. 62  
 Assembly Joint Resolution No. 6

GREGORY P. SCHMIDT, Secretary of the Senate  
 By David Valverde, Assistant Secretary

Above resolutions ordered enrolled.

Senate Chamber, August 24, 2009

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

Senate Concurrent Resolution No. 34	Senate Concurrent Resolution No. 51
Senate Concurrent Resolution No. 40	Senate Joint Resolution No. 9
Senate Concurrent Resolution No. 47	Senate Joint Resolution No. 14

GREGORY P. SCHMIDT, Secretary of the Senate  
 By David Valverde, Assistant Secretary

### FIRST READING OF SENATE BILLS

The following resolutions were read:

**SENATE CONCURRENT RESOLUTION NO. 34**—Relative to Extended Opportunity Programs and Services Month.

**SENATE CONCURRENT RESOLUTION NO. 40**—Relative to juvenile justice.

**SENATE CONCURRENT RESOLUTION NO. 47**—Relative to education funding.

**SENATE CONCURRENT RESOLUTION NO. 51**—Relative to earthquakes.

**SENATE JOINT RESOLUTION NO. 9**—Relative to the “Don’t Ask, Don’t Tell” military policy.

**SENATE JOINT RESOLUTION NO. 14**—Relative to medical marijuana.

### CONSIDERATION OF DAILY FILE

#### SECOND READING OF ASSEMBLY BILLS

**ASSEMBLY JOINT RESOLUTION NO. 19**—Relative to marriage.

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

**ASSEMBLY JOINT RESOLUTION NO. 13**—Relative to blood donation.

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

**ASSEMBLY JOINT RESOLUTION NO. 15**—Relative to the Uniting American Families Act.

Resolution read second time; amendments proposed by the Committee on Judiciary read and adopted; resolution ordered reprinted and to be placed upon the third reading 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. 120, 511, 541, 126, and 586**, ordered to third reading;

**Senate Bills Nos. 175, 449, and 291**, ordered to the Consent Calendar.

**SECOND READING OF SENATE BILLS**

**SENATE BILL NO. 20**—An act to amend Sections 1798.29 and 1798.82 of the Civil Code, relating to personal information.

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. 792**—An act to repeal Section 5006.8 of the Public Resources Code, to repeal Section 3 of Chapter 2 of the Statutes of 1958 of the First Extraordinary Session, to repeal Chapter 1046 of the Statutes of 1998, to repeal Chapter 464 of the Statutes of 2002, and to repeal Chapter 435 of the Statutes of 2003, relating to tidelands and submerged lands.

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.

**ADJOURNMENT**

At 3:30 p.m., the Assembly adjourned until 7 a.m., Wednesday, August 26, 2009.

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KAREN BASS, Speaker

AMY LEACH, Minute Clerk

**AMENDMENTS CONSIDERED BY THE  
ASSEMBLY ON AUGUST 25, 2009**

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

**ACR RN**

91 0921901

**AJR RN**

13 0921565

15 0921506

19 0921513

**SB RN**

20 0921657

792 0921729

**Daily Total: 6**

**Cumulative Total: 2231**

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