

CALIFORNIA LEGISLATURE
2013–14 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, August 29, 2013

ONE HUNDRED NINETEENTH SESSION DAY

TWO HUNDRED SEVENTIETH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes. All amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. All Senate amendments to Assembly measures considered by the Assembly on this day are on file with the Secretary of the Senate and available on request. A list of all measures amended and on which amendments were offered in the Assembly is shown on the final page of this day's Assembly Journal.

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, August 29, 2013

The Assembly met at 7 a.m.

Hon. Jim Frazier, Assembly Member, 11th 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—74:

Achadjian	Cooley	Harkey	Pan
Alejo	Dahle	Hernández	Patterson
Allen	Daly	Holden	Perea
Ammiano	Dickinson	Jones-Sawyer	Pérez, V. Manuel
Atkins	Donnelly	Levine	Rendon
Bigelow	Eggman	Linder	Salas
Bloom	Fong	Logue	Skinner
Bocanegra	Fox	Lowenthal	Stone
Bonilla	Frazier	Maienschein	Ting
Bonta	Garcia	Mansoor	Wagner
Bradford	Gatto	Medina	Waldron
Brown	Gomez	Melendez	Weber
Buchanan	Gonzalez	Mitchell	Wieckowski
Calderon	Gordon	Morrell	Wilk
Campos	Gorell	Mullin	Williams
Chau	Gray	Muratsuchi	Yamada
Chávez	Grove	Nazarian	Mr. Speaker
Chesbro	Hagman	Nestande	
Conway	Hall	Olsen	

Quorum present.

At 1:05 p.m., Hon. Adrin Nazarian, 46th 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 Members Jones, Quirk, and Quirk-Silva.

On legislative business, per diem waived for the 2013–14 Session (Assembly Journal, page 69): Assembly Member Beth Gaines.

EXPLANATIONS OF ABSENCE

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

August 29, 2013

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

Dear Speaker Pérez: I respectfully request to be excused from Check-in Session Thursday, August 29, 2013, so I may tend to legislative business in my district. If you have any questions, please contact my scheduler, Daniel Outlaw at 319-2006. Your consideration of this request would be greatly appreciated.

Best regards,

BETH GAINES, Assembly Member
Sixth District

August 21, 2013

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

Dear Mr. Speaker: I am writing to respectfully request to be excused from Check-in Session on Thursday, August 29, 2013, for legislative meetings in my district. I will return later that evening and be present for Floor Session on Friday. Your attention to this matter is greatly appreciated. Thank you for your consideration.

Sincerely,

BRIAN W. JONES, Assembly Member
Seventy-first District

August 28, 2013

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 Check-in Session on Thursday, August 29, 2013, for legislative business in my district. Thank you for your assistance. Please contact Miranda Flores in my office at (916) 319-2020 should any questions arise.

Sincerely,

BILL QUIRK, Assembly Member
Twentieth District

August 1, 2013

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

Dear Mr. Speaker: I would like to respectfully request permission to be excused from Check-in Session on Thursday, August 29, 2013, due to a speaking commitment in my Fullerton District Office. Thank you for your attention to this matter. If you have any questions, please feel free to contact Jalene Romo in my office at (916) 319-2065.

Sincerely,

SHARON QUIRK-SILVA, Assembly Member
 Sixty-fifth District

COMMUNICATIONS

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

August 29, 2013

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

Dear Mr. Wilson: Enclosed is our office's fiscal analysis of the proposed memorandum of understanding with state employee Bargaining Unit 12, International Union of Operating Engineers (IUOE) (Craft and Maintenance). This analysis is required to be submitted to the Legislature pursuant to Section 19829.5 of the Government Code. On August 21, 2013, the Department of Human Resources transmitted to the Legislature the agreement and the administration's estimate of the agreement's fiscal effect.

Sincerely,

Mac Taylor
 Legislative Analyst

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bill was introduced and read the first time:

ASSEMBLY BILL NO. 1430—Committee on Agriculture (Assembly Members Eggman (Chair), Olsen (Vice Chair), Dahle, Pan, Quirk, and Yamada). An act to amend Sections 27510 and 27519 of the Food and Agricultural Code, and to add Article 8.5 (commencing with Section 110963) to Chapter 5 of Part 5 of Division 104 of the Health and Safety Code, relating to eggs.

REPORTS OF STANDING COMMITTEES
Committee on Higher Education

Date of Hearing: August 27, 2013

Mr. Speaker: Your Committee on Higher Education reports:
Assembly Concurrent Resolution No. 76

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

Above resolution ordered to second reading.

Committee on Budget

Date of Hearing: August 29, 2013

Mr. Speaker: Your Committee on Budget reports:

- | | |
|--------------------|---------------------|
| Senate Bill No. 95 | Senate Bill No. 100 |
| Senate Bill No. 96 | Senate Bill No. 101 |
| Senate Bill No. 97 | Senate Bill No. 102 |
| Senate Bill No. 98 | Senate Bill No. 335 |
| Senate Bill No. 99 | |

With the recommendation: Do pass.
SKINNER, Chair

Above bills ordered to second reading.

Date of Hearing: August 29, 2013

Mr. Speaker: Your Committee on Budget reports:
Senate Constitutional Amendment No. 3

With the recommendation: Be adopted.
SKINNER, Chair

Above resolution ordered to second reading.

CONSIDERATION OF DAILY FILE
SECOND READING OF ASSEMBLY BILLS

SENATE JOINT RESOLUTION NO. 9—Relative to the Startup Act 3.0.

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

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 29, 2013

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

- | | |
|-----------------------|-----------------------|
| Assembly Bill No. 44 | Assembly Bill No. 354 |
| Assembly Bill No. 121 | Assembly Bill No. 432 |
| Assembly Bill No. 137 | Assembly Bill No. 449 |
| Assembly Bill No. 165 | Assembly Bill No. 491 |
| Assembly Bill No. 324 | Assembly Bill No. 497 |
| Assembly Bill No. 339 | Assembly Bill No. 528 |
| Assembly Bill No. 352 | Assembly Bill No. 584 |

And reports the same correctly enrolled, and presented to the Governor on the 29th day of August, 2013, at 3:30 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, August 29, 2013

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

Assembly Bill No. 658
 Assembly Bill No. 703
 Assembly Bill No. 757
 Assembly Bill No. 767
 Assembly Bill No. 836
 Assembly Bill No. 868
 Assembly Bill No. 1006

Assembly Bill No. 1028
 Assembly Bill No. 1045
 Assembly Bill No. 1050
 Assembly Bill No. 1091
 Assembly Bill No. 1135
 Assembly Bill No. 1144
 Assembly Bill No. 1156

And reports the same correctly enrolled, and presented to the Governor on the 29th day of August, 2013, at 3:30 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, August 29, 2013

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

Assembly Bill No. 1195
 Assembly Bill No. 1288
 Assembly Bill No. 1339

Assembly Bill No. 1352
 Assembly Bill No. 1421

And reports the same correctly enrolled, and presented to the Governor on the 29th day of August, 2013, at 3:30 p.m.

E. DOTSON WILSON, Chief Clerk

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

MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motion to reconsider the vote on Assembly Bill No. 7 was continued until the next legislative day.

ADJOURNMENT

At 3:30 p.m., the Assembly adjourned until 9 a.m., Friday, August 30, 2013.

JOHN A. PÉREZ, Speaker

AMY LEACH, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON AUGUST 29, 2013**

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

SJR RN

9 1324971

Daily Total: 1

Cumulative Total: 2286

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