

CALIFORNIA LEGISLATURE
2009–10 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, September 1, 2009

ONE HUNDRED SEVENTEENTH SESSION DAY

TWO HUNDRED SEVENTY-FIFTH 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, September 1, 2009

The Assembly met at 9:30 a.m.
Hon. Isadore Hall III, Assistant 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 Yamada moved a quorum call of the Assembly.
Motion carried. Time, 9:39 a.m.
The Assistant Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

Quorum Present

At 10:04 a.m., Assistant Speaker pro Tempore Hall declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—78:

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

PRAYER

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

Lord, We can be reasonably happy here on earth, but our goal should always be to grow in character, to grow more in Your likeness. For You, Lord, are more interested in what we are, than what we do. Fill our hearts with Your love and the knowledge that Your power is all we need to complete what is lacking in each one of us.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Assistant Speaker pro Tempore Hall, Assembly Member Cook 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 Torrico, seconded by Assembly Member Blakeslee.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Member was granted leave of absence for the day:

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

COMMUNICATIONS

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

August 31, 2009

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

RE: Appointment of Warren Dougherty
to Student Opportunity and Access Program
Project Grant Advisory Committee

Dear Mr. Wilson: Please be advised I have appointed Mr. Warren Dougherty to the Student Opportunity and Access Program Project Grant Advisory Committee. This is a pleasure appointment starting August 31, 2009.

Sincerely,

KAREN BASS
Speaker of the Assembly

SPECIAL COMMITTEE MEETINGS

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

Joint Committee on Emergency Management, Wednesday, September 23, 2009, at 1 p.m., in San Diego.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, September 1, 2009

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Constitutional Amendment No. 13
And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered returned to the second reading file.

Assembly Chamber, September 1, 2009

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 1506
And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered returned to second reading file.

Assembly Chamber, September 1, 2009

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Constitutional Amendment No. 2
And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered on file.

Assembly Chamber, September 1, 2009

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 1585
And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered to third reading file.

Assembly Chamber, September 1, 2009

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Concurrent Resolution No. 89
And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered to the Consent Calendar.

REQUEST FOR PHOTOGRAPHER

Assembly Members De León and Evans were granted unanimous consent that a photographer be permitted on the Floor of the Assembly.

REQUEST TO PRINT IN JOURNAL

On behalf of Assembly Member Blumenfield, Assembly Member Torrico moved that a statement relative to Assembly Bill No. 473 be printed in the Journal.

Assembly Member Hagman withheld unanimous consent on the request to print a statement relative to Assembly Bill No. 473 in the Journal.

Motion to Print in Journal

Assembly Member Torrico moved that a statement of legislative intent relative to Assembly Bill No. 473 be printed in the Journal.

Assembly Member Feuer seconded the motion.

Motion to print in Journal carried by the following vote:

AYES—45

Ammiano	De La Torre	Huffman	Salas
Arambula	De León	Krekorian	Saldaña
Beall	Eng	Lieu	Swanson
Block	Evans	Lowenthal	Torlakson
Blumenfield	Feuer	Ma	Torres
Brownley	Fong	Mendoza	Torrico
Caballero	Furutani	Monning	Tran
Calderon	Hall	Nava	Yamada
Carter	Hayashi	Nielsen	Mme. Speaker
Chesbro	Hernandez	Pérez, J.	
Coto	Hill	Portantino	
Davis	Huber	Ruskin	

NOES—19

Adams	Duvall	Harkey	Niello
Anderson	Fuller	Jeffries	Silva
Berryhill, T.	Garrick	Knight	Smyth
Cook	Gilmore	Logue	Villines
DeVore	Hagman	Nestande	

Pursuant to the above vote, the following letter of intent was printed in the Journal.

August 27, 2009

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

RE: Letter to the Journal

Dear Mr. Wilson: I have authored Assembly Bill 473, which would require owners of multifamily dwellings to arrange for recycling services consistent with state or local law requirements. For purposes of this bill, “multifamily dwelling” is defined as a building of five or more living units.

While it is my desire and goal to have all single and multifamily dwellings in California provide recycling services, I would like to make clear that AB 473 does not apply to forms of real property where an individual owner owns an interest in common in a portion of that real property, coupled with a separate interest of fewer than five units, and which are governed by an association.

Each individual unit owner who owns his or her separate interest of fewer than five units, together with interest in the common area, is not subject to the provisions of AB 473. An association that is not the owner of five or more units is not subject to the provisions in this bill. However, nothing in AB 473 or in this letter is meant to discourage an owner or an association from voluntarily providing recycling services.

Sincerely,

BOB BLUMENFIELD, Assembly Member
 Fortieth District

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Upon request of Assembly Member Torrico, and by unanimous consent, the following statement of legislative intent by Assembly Member Yamada was printed in the Journal:

August 20, 2009

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

Dear Mr. Wilson: I am submitting this letter to clarify the intent of my Assembly Bill 1093.

AB 1093 provides that for purposes of determining whether to grant or deny a workers' compensation claim, if an employee is injured or killed by a 3rd party in the course of the employee's employment, no personal relationship or personal connection shall be deemed to exist between the employee and the 3rd party based only on a determination that the 3rd party injured or killed the employee solely because of the 3rd party's personal beliefs relating to his or her perception of the employee's race, religious creed, color, national origin, age, gender, disability, sex, or sexual orientation.

It is my intent that this legislation precludes denial for injury or death to an injured worker when the occurrence is motivated solely by the third party's discriminatory beliefs or perception based on race, religious creed, color, national origin, age, gender, disability, sex, or sexual orientation. It is also my intent that this bill does not abrogate defenses of any party that would apply in cases where there is a prior relationship, but to clarify that an occurrence motivated by discriminatory beliefs or perceptions based on race, religious creed, color, national origin, age, gender, disability, sex, or sexual orientation, without more, does not constitute a relationship.

Sincerely,

MARIKO YAMADA, Assembly Member
Eighth District

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Upon request of Assembly Member Torrico, and by unanimous consent, the following statement of legislative intent by Assembly Member Fletcher was printed in the Journal:

August 27, 2009

*E. Dotson Wilson, Chief Clerk
California State Assembly
State Capitol
Sacramento, California*

Dear Mr. Wilson: The purpose of this letter is to clarify my intent as author of AB 313 on issues contained within the bill.

An unknown number of common interest developments may have been using the method of determining assessments (as set forth in AB 313) since before 1978, when Cal. Const., Article 13A (commonly known as Proposition 13) was adopted. When county tax assessors began valuing properties under the Proposition 13 methodology, such common interest developments may have used the tax assessors' new valuations in setting their own assessments on the separate interests within the common interest development. One purpose of this legislation is to confirm the continuing validity of such practice by common interest developments. Therefore, for those common interest developments that initiated such practice before December 31, 2009, this legislation is declaratory of existing law with respect to the validity of levying of assessments based on the county tax assessor's valuation of such separate interests.

Sincerely,

NATHAN FLETCHER, Assembly Member
Seventy-fifth District

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 202, on request of Assembly Member Krekorian.

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

Pursuant to Assembly Rule 78, Assembly Member Krekorian announced his intention to request that Senate Bills Nos. 450, 294, and 740 be removed from the inactive file.

**CONSIDERATION OF DAILY FILE
ASSEMBLY BILLS RETURNED TO SECOND READING FILE
PURSUANT TO THE RULES**

Pursuant to the Assembly Rules, the following Assembly bills were this day on the second reading file:

Assembly Constitutional Amendment No. 13 and **Assembly Bill No. 1506**, ordered to third reading.

**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. 832, 471, 486, 488, 517, 597, 599, 630, 765, 766, 769, 813, 32, 16, 99, 117, 118, 132, 140, 158, 161, 248, 310, 364, 401, 407, 679, 678, 250, and 598, ordered to third reading.

SECOND READING OF SENATE BILLS

SENATE CONCURRENT RESOLUTION NO. 53—Relative to New United Motor Manufacturing, Inc.

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

SENATE CONCURRENT RESOLUTION NO. 13—Relative to the creation of the Joint Committee for the Protection of Lake Tahoe.

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

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

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

UNFINISHED BUSINESS**CONSIDERATION OF SENATE AMENDMENTS**

ASSEMBLY BILL NO. 172 (Smyth)—An act to amend Section 25608 of the Business and Professions Code, relating to alcoholic beverages.

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

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 490 (Smyth)—An act to amend Sections 122350 and 122354 of the Health and Safety Code, relating to pet stores.

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—78

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1240 (Davis)—An act to amend Sections 81361, 81367, 81370, 81372, and 81375 of, to add Section 81523.5 to, and to repeal Sections 81371 and 81373 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—78

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1489 (Smyth)—An act to amend Sections 25354.5 and 25400.16 of the Health and Safety Code, relating to hazardous materials.

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—78

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 59 (Jeffries)—An act to amend Section 25660 of the Business and Professions Code, relating to alcoholic beverages.

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—77

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 381 (Block)—An act to add Section 710.9 to the Unemployment Insurance Code, relating to unemployment insurance, and making an appropriation therefor.

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—78

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

NOES—None

Above bill ordered enrolled.

THIRD READING OF ASSEMBLY BILLS

ASSEMBLY CONCURRENT RESOLUTION NO. 77 (Swanson)—Relative to the California Global Warming Solutions Act of 2006.

Resolution read.

**Members Made Coauthors of
Assembly Concurrent Resolution No. 77**

Assembly Member Swanson was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Assembly Concurrent Resolution No. 77.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Adams, Ammiano, Anderson, Arambula, Bass, Tom Berryhill, Blakeslee, Block, Blumenfield, Brownley, Caballero, Calderon, Carter, Chesbro, Conway, Cook, Coto, Davis, De La Torre, De León, DeVore, Emmerson, Eng, Evans, Feuer, Fletcher, Fong, Fuentes, Fuller, Furutani, Gaines, Galgiani, Garrick, Gilmore, Hagman, Harkey, Hayashi, Hernandez, Hill, Huffman, Jeffries, Jones, Knight, Krekorian, Lieu, Lowenthal, Ma, Mendoza, Miller, Nava, Nestande, Niello, Nielsen, Portantino, Ruskin, Salas, Saldaña, Silva, Skinner, Smyth, Solorio, Strickland, Torlakson, Torres, Torrico, Tran, Villines, and Yamada.

Request for Unanimous Consent

Assembly Member Swanson was granted unanimous consent to take up Assembly Concurrent Resolution No. 77, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Concurrent Resolution No. 77, as Amended

ASSEMBLY CONCURRENT RESOLUTION NO. 77—Relative to the California Global Warming Solutions Act of 2006.

Resolution read, as amended, and adopted.

Resolution ordered printed, and transmitted to the Senate.

ASSEMBLY CONCURRENT RESOLUTION NO. 88 (Torlakson)—Relative to Education.

Bill read third time.

Motion to Amend by Assembly Member Torlakson

Assembly Member Torlakson moved the adoption of amendments.

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

UNFINISHED BUSINESS (RESUMED)**CONSIDERATION OF SENATE AMENDMENTS**

ASSEMBLY BILL NO. 299 (Committee on Insurance)—An act to amend Sections 706.7, 730, 735.5, 736, 900.2, 942, 1170, 1182, 1197, 1215.5, 11136, 11580.011, and 12968 of, and to amend and renumber Section 10123.83 of, the Insurance Code, relating to insurance.

Bill presented by Assembly Member Solorio.

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—77

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

NOES—1

Anderson

Vote Changes

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 299: Assembly Member Skinner from “No” to “Aye”.

Above bill ordered enrolled.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY CONCURRENT RESOLUTION NO. 91 (Lieu)—Relative to pet adoption.

Resolution read, and adopted.

Resolution ordered transmitted to the Senate.

THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 279 (Hancock)—An act to amend Sections 53313.5 and 53324 of, and to add Sections 53328.1, 53329.6, 53355.5, and 53355.7 to, the Government Code, relating to local government.

Bill read third time, and presented by Assembly Member Silva.

Bill passed by the following vote:

AYES—58

Ammiano	Davis	Huber	Ruskin
Arambula	De La Torre	Huffman	Salas
Beall	De León	Jones	Saldaña
Berryhill, B.	Emmerson	Krekorian	Silva
Berryhill, T.	Eng	Lieu	Skinner
Blakeslee	Evans	Lowenthal	Smyth
Block	Feuer	Ma	Solorio
Blumenfield	Fletcher	Mendoza	Swanson
Brownley	Fong	Monning	Torlakson
Caballero	Fuentes	Nava	Torres
Calderon	Furutani	Nestande	Torrico
Carter	Hall	Nielsen	Yamada
Chesbro	Hayashi	Pérez, J.	Mme. Speaker
Cook	Hernandez	Pérez, V.M.	
Coto	Hill	Portantino	

NOES—19

Adams	Fuller	Harkey	Niello
Anderson	Gaines	Jeffries	Strickland
Conway	Garrick	Knight	Tran
DeVore	Gilmore	Logue	Villines
Duvall	Hagman	Miller	

Vote Changes

By unanimous consent, the following vote changes were permitted on Senate Bill No. 279: Assembly Member Gilmore from “Aye” to “No”; Assembly Member Blakeslee from “No” to “Aye”.

Bill ordered transmitted to the Senate.

ASSEMBLY RULE 118 SUSPENDED—PRIVILEGES OF THE FLOOR

Assembly Member Jones was granted unanimous consent that Assembly Rule 118 be suspended granting the privileges of the Floor and permitting a guest to sit at his desk in the Assembly Chamber, whereupon he introduced his son, William Evan Flores-Jones.

SENATE BILL NO. 581 (Leno)—An act to amend Section 2828 of the Public Utilities Code, relating to electricity.

Bill read third time, and presented by Assembly Member Tom Berryhill.

Bill passed by the following vote:

AYES—74

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

NOES—1

Anderson

Bill ordered transmitted to the Senate.

SENATE BILL NO. 826 (Committee on Governmental Organization)—An act to amend Sections 16724.5, 16731, 16731.6, 16735, 16737, 16752, 16752.1, 16753, 16754, 16754.3, 16755, 16757, and 16780 of, and to repeal Section 16736 of, the Government Code, relating to general obligation bonds.

Bill read third time, and presented by Assembly Member Evans.

Bill passed by the following vote:

AYES—76

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

NOES—2

DeVore Harkey

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 826: Assembly Member Harkey from “Aye” to “No”.

Bill ordered transmitted to the Senate.

SENATE BILL NO. 448 (Pavley)—An act to add and repeal Article 3.7 (commencing with Section 2089.2) of Chapter 1.5 of Division 3 of the Fish and Game Code, relating to fish and wildlife.

Bill read third time, and presented by Assembly Member Yamada.

Bill passed by the following vote:

AYES—77

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 300 (Yee)—An act to amend Sections 1130, 1137, 1156, 1156.6, 1157.1, 1171.5, 1176, 1190, and 1196 of the Harbors and Navigation Code, relating to harbors and ports, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member Torlakson.

Bill passed by the following vote:

AYES—61

Ammiano	De León	Hernandez	Ruskin
Arambula	Duval	Hill	Salas
Beall	Emmerson	Huber	Saldaña
Berryhill, B.	Eng	Huffman	Skinner
Berryhill, T.	Evans	Jones	Smyth
Blakeslee	Feuer	Krekorian	Solorio
Block	Fletcher	Lieu	Swanson
Blumenfield	Fong	Lowenthal	Torlakson
Brownley	Fuentes	Ma	Torres
Caballero	Furutani	Mendoza	Torrico
Calderon	Galgiani	Monning	Tran
Carter	Garrick	Nava	Yamada
Chesbro	Gilmore	Nielsen	Mme. Speaker
Coto	Hagman	Pérez, J.	
Davis	Hall	Pérez, V.M.	
De La Torre	Hayashi	Portantino	

NOES—14

Adams	Gaines	Miller	Strickland
Anderson	Harkey	Nestande	Villines
DeVore	Knight	Niello	
Fuller	Logue	Silva	

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 300: Assembly Member Blakeslee from “No” to “Aye”.

Bill ordered transmitted to the Senate.

SENATE BILL NO. 557 (Yee)—An act to add Section 236.3 to the Penal Code, relating to human trafficking.

Bill read third time, and presented by Assembly Member Lieu.

Bill passed by the following vote:

AYES—77

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

NOES—1

Harkey

Bill ordered transmitted to the Senate.

SENATE BILL NO. 734 (Lowenthal)—An act to amend Sections 14530.1 and 14679 of the Government Code, to amend Sections 44011 and 44126 of the Health and Safety Code, and to amend Sections 4000.1, 9103, 12810.3, 21650, 21800, 22507.8, 22511.7, 22511.8, 34501.2, and 40215 of, and to add Sections 231.5 and 231.6 to, the Vehicle Code, relating to transportation.

Bill read third time, and presented by Assembly Member Eng.

Bill passed by the following vote:

AYES—78

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 752 (Correa)—An act to add Section 31678.31 to the Government Code, relating to county employees' retirement, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Silva.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—78

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

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—78

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

NOES—None

Bill ordered transmitted to the Senate immediately.

SENATE BILL NO. 135 (Florez)—An act to amend Section 597n of the Penal Code, relating to animal abuse.

Bill read third time.

Motion to Amend by Assembly Member Nava

Assembly Member Nava moved the adoption of amendments.

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

SENATE BILL NO. 575 (Steinberg)—An act to amend Sections 65080, 65583, and 65588 of the Government Code, and to amend Section 75123 of the Public Resources Code, relating to local planning.

Bill read third time, and presented by Assembly Member Salas.

Bill passed by the following vote:

AYES—51

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

NOES—25

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

Bill ordered transmitted to the Senate.

SENATE BILL NO. 695 (Kehoe)—An act to amend Sections 327, 382, 739.1, and 747 of, and to add Sections 365.1, 739.9, 745, and 748 to, the Public Utilities Code, and to amend Section 80110 of the Water Code, relating to energy, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Fuentes.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—76

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

NOES—1

DeVore

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—76

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

NOES—1

DeVore

Bill ordered transmitted to the Senate.

SENATE BILL NO. 136 (Huff)—An act relating to state real property.

Bill read third time, and presented by Assembly Member Jeffries.

Bill passed by the following vote:

AYES—77

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 149 (Kehoe)—An act relating to the payment of claims against the state, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member De León.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—77

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

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—77

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 172 (Florez)—An act to amend Sections 2224, 2225, and 2226 of the Elections Code, relating to voters.

Bill read third time, and presented by Assembly Member Ma.

Bill passed by the following vote:

AYES—48

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

NOES—29

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

Bill ordered transmitted to the Senate.

SENATE BILL NO. 173 (Florez)—An act to add Article 6.7 (commencing with Section 110808) to Chapter 5 of Part 5 of Division 104 of the Health and Safety Code, relating to food safety.

Bill read third time, and presented by Assembly Member Ma.

Bill passed by the following vote:

AYES—50

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

NOES—27

Adams	DeVore	Gilmore	Niello
Anderson	Duvall	Harkey	Nielsen
Berryhill, B.	Emmerson	Jeffries	Silva
Berryhill, T.	Fletcher	Knight	Smyth
Blakeslee	Fuller	Logue	Tran
Conway	Gaines	Miller	Villines
Cook	Garrick	Nestande	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 196 (Corbett)—An act to amend Sections 1255.1, 1255.2, and 1255.25 of the Health and Safety Code, relating to emergency medical services.

Bill read third time, and presented by Assembly Member Huffman.

Bill passed by the following vote:

AYES—49

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

NOES—27

Anderson	Duvall	Hagman	Nielsen
Berryhill, B.	Emmerson	Harkey	Silva
Berryhill, T.	Fletcher	Knight	Smyth
Blakeslee	Fuller	Logue	Strickland
Conway	Gaines	Miller	Tran
Cook	Garrick	Nestande	Villines
DeVore	Gilmore	Niello	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 120 (Lowenthal)—An act to add Section 1942.2 to the Civil Code, and to amend Sections 777.1, 10009, 10009.1, 12822, 12822.1, 16481, and 16481.1 of, and to amend, repeal, and add Section 777 of, the Public Utilities Code, relating to utility service.

Bill read third time, and presented by Assembly Member Torrico.
The roll was opened.

Call of the Assembly

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

Motion carried. Time, 11:08 a.m.

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

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

Bill read third time, and presented by Assembly Member Feuer.

Bill passed by the following vote:

AYES—56

Ammiano	Emmerson	Jones	Ruskin
Arambula	Eng	Krekorian	Salas
Beall	Evans	Lieu	Saldaña
Block	Feuer	Logue	Skinner
Blumenfield	Fong	Lowenthal	Solorio
Brownley	Fuentes	Ma	Strickland
Caballero	Furutani	Mendoza	Swanson
Carter	Galgiani	Monning	Torlakson
Chesbro	Hall	Nava	Torres
Cook	Hayashi	Niello	Torrico
Coto	Hernandez	Nielsen	Tran
Davis	Hill	Pérez, J.	Villines
De La Torre	Huber	Pérez, V.M.	Yamada
De León	Huffman	Portantino	Mme. Speaker

NOES—13

Adams	Fuller	Knight	Smyth
Anderson	Gaines	Miller	
Berryhill, T.	Garrick	Nestande	
DeVore	Gilmore	Silva	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 397 (Calderon)—An act to amend Sections 789.10 and 10127.7 of the Insurance Code, relating to life insurance.

Bill read third time.

Motion to Amend by Assembly Member Torrico

Assembly Member Torrico moved the adoption of amendments.

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

Bill ordered transmitted to the Senate.

SENATE BILL NO. 505 (Kehoe)—An act to amend Sections 65302 and 65302.5 of, and to add Section 65040.7 to, the Government Code, and to add Section 21083.01 to the Public Resources Code, relating to local planning.

Bill read third time, and presented by Assembly Member De La Torre.

Bill passed by the following vote:

AYES—55

Ammiano	Emmerson	Huber	Ruskin
Arambula	Eng	Huffman	Salas
Beall	Evans	Jeffries	Saldaña
Blakeslee	Feuer	Jones	Skinner
Block	Fletcher	Krekorian	Smyth
Blumenfield	Fong	Lieu	Solorio
Brownley	Fuentes	Lowenthal	Swanson
Caballero	Furutani	Ma	Torlakson
Carter	Galgiani	Mendoza	Torres
Cook	Gilmore	Monning	Torrico
Coto	Hall	Nava	Villines
Davis	Hayashi	Pérez, J.	Yamada
De La Torre	Hernandez	Pérez, V.M.	Mme. Speaker
De León	Hill	Portantino	

NOES—18

Adams	Fuller	Logue	Silva
Anderson	Gaines	Miller	Strickland
Berryhill, B.	Hagman	Nestande	Tran
DeVore	Harkey	Niello	
Duvall	Knight	Nielsen	

Vote Changes

By unanimous consent, the following vote changes were permitted on Senate Bill No. 505: Assembly Member Gilmore from “No” to “Aye”; Assembly Member Conway from “No” to “Not Voting”.

Bill ordered transmitted to the Senate.

SENATE BILL NO. 790 (Pavley)—An act to amend Section 30916 of the Public Resources Code, and to amend Section 10540 of, and to add Part 2.3 (commencing with Section 10560) to Division 6 of, the Water Code, relating to resources.

Bill read third time.

Motion to Amend by Assembly Member Monning

Assembly Member Monning moved the adoption of amendments.

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

SENATE BILL NO. 193 (Lowenthal)—An act to add and repeal Section 52124.2 of the Education Code, relating to class size reduction, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Lowenthal.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—78

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

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—78

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

NOES—None

Bill ordered transmitted to the Senate.

RECESS

By unanimous consent, at 11:19 a.m., Assistant Speaker pro Tempore Hall declared the Assembly recessed to permit the introduction of a special guest.

Assembly Member Evans introduced Dan Rabovsky of the Assembly Budget Committee.

Assembly Member Evans then presented a resolution to Dan Rabovsky in recognition of his more than 30 years of dedicated service to the State of California. Assembly Member Evans was joined by the Members of the Assembly in honoring Dan Rabovsky for his decades of service to the people of California and extended best wishes to him on the occasion of his retirement.

RECONVENED

At 11:20 a.m., the Assembly reconvened.

Hon. Isadore Hall III, Assistant Speaker pro Tempore of the Assembly, presiding.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 120**

At 11:21 a.m., on motion of Assembly Member Torrico, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 120 passed by the following vote:

AYES—47

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

NOES—29

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

Bill ordered transmitted to the Senate.

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

SENATE BILL NO. 17 (Padilla)—An act to add Chapter 4 (commencing with Section 8360) to Division 4.1 of the Public Utilities Code, relating to electricity.

Bill read third time, and presented by Assembly Member Fuentes.

Bill passed by the following vote:

AYES—77

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

NOES—None

Bill ordered transmitted to the Senate.

ANNOUNCEMENTS

Assistant Speaker pro Tempore Hall announced the following session schedule:

Wednesday, September 2, 2009, Floor Session, 10 a.m.

CAUCUS ANNOUNCEMENTS

Assistant Speaker pro Tempore Hall announced that the Democratic Caucus would convene today, at 12 noon, and the Republican Caucus would convene today, at 12 noon.

RECESS

By unanimous consent, at 11:25 a.m., Assistant Speaker pro Tempore Hall declared the Assembly recessed.

RECONVENED

At 2:08 p.m., the Assembly reconvened.

Hon. Isadore Hall III, Assistant Speaker pro Tempore of the Assembly, presiding.

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

SENATE BILL NO. 45 (Padilla)—An act to amend Section 1777.1 of the Labor Code, relating to prevailing wage.

Bill read third time, and presented by Assembly Member Monning.
The roll was opened.

Call of the Assembly

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

Motion carried. Time, 2:28 p.m.

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

SENATE BILL NO. 23 (Padilla)—An act to amend Sections 18603 and 18871.8 of the Health and Safety Code, relating to manufactured housing.

Bill read third time, and presented by Assembly Member Fuentes.

Bill passed by the following vote:

AYES—66

Adams	De La Torre	Hill	Portantino
Ammiano	De León	Huber	Ruskin
Arambula	Emmerson	Huffman	Salas
Beall	Eng	Jeffries	Saldaña
Berryhill, B.	Evans	Jones	Skinner
Berryhill, T.	Feuer	Knight	Smyth
Block	Fletcher	Krekorian	Solorio
Blumenfield	Fong	Lieu	Strickland
Brownley	Fuentes	Lowenthal	Swanson
Caballero	Furutani	Ma	Torlakson
Calderon	Galgiani	Mendoza	Torres
Carter	Garrick	Miller	Tran
Chesbro	Gilmore	Monning	Villines
Conway	Hall	Nava	Yamada
Cook	Harkey	Nielsen	Mme. Speaker
Coto	Hayashi	Pérez, J.	
Davis	Hernandez	Pérez, V.M.	

NOES—6

Anderson	Fuller	Logue
DeVore	Gaines	Niello

Bill ordered transmitted to the Senate.

SENATE BILL NO. 412 (Kehoe)—An act to amend Section 379.6 of the Public Utilities Code, relating to electricity.

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.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 45**

At 2:38 p.m., on motion of Assembly Member Monning, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 45 passed by the following vote:

AYES—47

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

NOES—28

Adams	DeVore	Gilmore	Nestande
Anderson	Duvall	Hagman	Niello
Berryhill, B.	Emmerson	Harkey	Silva
Berryhill, T.	Fletcher	Jeffries	Smyth
Blakeslee	Fuller	Knight	Strickland
Conway	Gaines	Logue	Tran
Cook	Garrick	Miller	Villines

Bill ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS (RESUMED)

MOTION TO RECONSIDER ASSEMBLY BILL NO. 964 CONTINUED

By unanimous consent, the motion to reconsider the vote on Assembly Bill No. 964 was continued until the next legislative day.

BILLS RETURNED TO THIRD READING FILE

Pursuant to Assembly Rule 78, the following bills were withdrawn from the inactive file, and placed upon the third reading file:

Senate Bills Nos. 131 and 811, on request of Assembly Member Torrico;

Senate Bills Nos. 111, 65, 66, 67, and 68, on request of Assembly Member Krekorian.

RECESS

By unanimous consent, at 2:40 p.m., Assistant Speaker pro Tempore Hall declared the Assembly recessed.

RECONVENED

At 4:06 p.m., the Assembly reconvened.

Hon. Isadore Hall III, Assistant Speaker pro Tempore of the Assembly, presiding.

REQUEST TO SUSPEND RULES

Assembly Member Krekorian requested unanimous consent that Joint Rule 62(a) be suspended to permit the Committee on Education to meet on Thursday, September 3, 2009, for purpose of hearing Senate Bill No. 19.

Assembly Member Hagman withheld unanimous consent.

Motion to Suspend Joint Rule 62(a)

Assembly Member Krekorian moved that Joint Rule 62(a) be suspended to permit the Committee on Education to meet on Thursday, September 3, 2009, for the purpose of hearing Senate Bill No. 19.

Assembly Member Davis seconded the motion.

Assembly Member Krekorian, with consent of the second to the motion, withdrew the motion to suspend the rules.

BILLS REMOVED FROM CONSENT CALENDAR

The following resolution was removed from the Consent Calendar, and placed on the third reading file, pursuant to Joint Rule 22.2:

Assembly Concurrent Resolution No. 89, on request of Assembly Member Galgiani.

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

Pursuant to Assembly Rule 78, Assembly Member Krekorian announced his intention to request that Senate Bills Nos. 69, 70, 71, 72, and 73 be removed from the inactive file.

PARLIAMENTARY INQUIRY

Assembly Member Hagman arose to the following parliamentary inquiry:

Would the Speaker give his assurance that the nine bills noticed for removal from the Inactive File over the past two days will only be used for the purpose of technical budget clean-up and not for any other purpose?

Reply by Assistant Speaker pro Tempore Hall

The Assistant Speaker pro Tempore replied that it is not the prerogative of the Chair; it is the prerogative of the author to determine the content of proposed amendments. Assistant Speaker pro Tempore Hall noted that the bills were noticed to be removed from the Inactive File in compliance with the rules of the House.

REQUEST TO SUSPEND RULES

Assembly Member Krekorian requested unanimous consent that Joint Rule 62(a) be suspended to permit the Committee on Education to meet on Thursday, September 3, 2009, for purpose of hearing Senate Bill No. 19.

Assembly Member Hagman withheld unanimous consent.

Motion to Suspend Joint Rule 62(a)

Assembly Member Krekorian moved that Joint Rule 62(a) be suspended to permit the Committee on Education to meet on Thursday, September 3, 2009, for the purpose of hearing Senate Bill No. 19.

Assembly Member Davis seconded the motion.

Motion for suspension of the rules carried by the following vote:

AYES—43

Arambula	De León	Huber	Ruskin
Block	Eng	Huffman	Salas
Blumenfield	Evans	Krekorian	Skinner
Brownley	Feuer	Lieu	Solorio
Caballero	Fong	Lowenthal	Swanson
Calderon	Fuentes	Ma	Torlakson
Carter	Furutani	Monning	Torres
Chesbro	Hall	Nava	Torrico
Coto	Hayashi	Pérez, J.	Yamada
Davis	Hernandez	Pérez, V.M.	Mme. Speaker
De La Torre	Hill	Portantino	

NOES—23

Anderson	DeVore	Harkey	Niello
Berryhill, B.	Duvall	Jeffries	Nielsen
Berryhill, T.	Fletcher	Knight	Smyth
Blakeslee	Fuller	Logue	Strickland
Conway	Gaines	Miller	Tran
Cook	Hagman	Nestande	

ANNOUNCEMENTS

Assistant Speaker pro Tempore Hall announced the following session deadlines:

Wednesday, September 2, 2009

Last day to notice intent to remove a bill from the Inactive File for the purposes of amending the bill by the Friday, September 4, 2009 amendment deadline.

Thursday, September 3, 2009

Last day in the Assembly to submit amendments to Desk (by 5 p.m. or prior to adjournment) if an author wishes to amend by Friday, September 4, 2009.

Last day to put a one-day File notice across the Desk for a conference committee meeting to be held Tuesday, September 8, 2009.

Friday, September 4, 2009

Last day to amend bills on the Assembly Floor prior to September 11, 2009.

MOTION TO ADJOURN

At 4:32 p.m., Assembly Member Krekorian moved that the Assembly do now adjourn.

Assembly Member Tran seconded the motion.

Motion Withdrawn

Assembly Member Krekorian, with consent of the second to the motion, withdrew the motion to adjourn.

ADJOURN IN MEMORY

Assembly Member Krekorian, on behalf of Speaker Bass, was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Jeanette Moore of Moorpark.

(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):

Motion to Print in Journal: Arambula, Bass, Beall, Blumenfield, Calderon, Carter, Coto, Davis, De La Torre, De León, Evans, Hayashi, Lowenthal, Mendoza, Nava, Nielsen, Portantino, Saldaña, Torlakson, Torrico, and Tran—Aye; Adams, Cook, DeVore, Fuller, Jeffries, Logue, Niello, and Villines—No.

Assembly Bill No. 172, Concurrence: Anderson, Arambula, Bass, Beall, Blumenfield, Caballero, Calderon, Coto, De La Torre, De León, DeVore, Fletcher, Gaines, Hayashi, Jones, Lowenthal, Mendoza, Nava, Nestande, Nielsen, John Pérez, Portantino, Saldaña, Skinner, Solorio, Strickland, and Villines—Aye.

Assembly Bill No. 490, Concurrence: Anderson, Arambula, Bass, Beall, Tom Berryhill, Blumenfield, Calderon, Coto, De La Torre, De León, DeVore, Gaines, Hayashi, Huffman, Jones, Lowenthal, Mendoza, Nava, Nestande, Nielsen, John Pérez, Portantino, Saldaña, Skinner, Solorio, Strickland, and Villines—Aye.

Assembly Bill No. 1240, Concurrence: Anderson, Bass, Beall, Tom Berryhill, Blakeslee, Blumenfield, Calderon, Coto, De La Torre, De León, DeVore, Gaines, Hayashi, Huffman, Jones, Lieu, Lowenthal, Mendoza, Nava, Nestande, John Pérez, Portantino, Skinner, Solorio, Strickland, and Villines—Aye.

Assembly Bill No. 1489, Concurrence: Anderson, Bass, Tom Berryhill, Blumenfield, Calderon, Coto, De La Torre, De León, DeVore, Gaines, Hayashi, Huffman, Jones, Lieu, Lowenthal, Mendoza, Nestande, John Pérez, Portantino, Skinner, Solorio, Strickland, and Villines—Aye.

Assembly Bill No. 59, Concurrence: Anderson, Bass, Tom Berryhill, Blumenfield, Calderon, Coto, De La Torre, De León, DeVore, Gaines, Hayashi, Huffman, Jones, Lieu, Lowenthal, Mendoza, Nava, Nestande, John Pérez, Portantino, Skinner, Solorio, Strickland, and Villines—Aye.

Assembly Bill No. 381, Concurrence: Anderson, Bass, Blumenfield, Brownley, Calderon, Carter, Coto, De La Torre, De León, DeVore, Gaines, Hayashi, Huffman, Jeffries, Jones, Lieu, Lowenthal, Mendoza, Nestande, John Pérez, Portantino, Strickland, Torlakson, and Villines—Aye.

Assembly Concurrent Resolution No. 77, Coauthors: Bass, Blumenfield, Calderon, De León, DeVore, Gaines, Galgiani, Hayashi, Huffman, Jeffries, Jones, Lieu, Lowenthal, Mendoza, Miller, Nestande, John Pérez, Portantino, Silva, Torres, and Villines—Aye.

Assembly Bill No. 299, Concurrence: Arambula, Bass, Blumenfield, Calderon, DeVore, Gaines, Galgiani, Hayashi, Huffman, Jeffries, Jones, Mendoza, Nestande, John Pérez, Portantino, Torres, and Villines—Aye.

Senate Bill No. 279: Arambula, Bass, Blumenfield, Calderon, Hayashi, Krekorian, Mendoza, John Pérez, Portantino, and Torlakson—Aye; DeVore, Gaines, Jeffries, Niello, Tran, and Villines—No.

Senate Bill No. 581: Arambula, Bass, Blumenfield, Calderon, DeVore, Furutani, Gaines, Hayashi, Jeffries, Lowenthal, Mendoza, Niello, John Pérez, Portantino, Strickland, Torlakson, and Villines—Aye; Anderson—No.

Senate Bill No. 826: Arambula, Bass, Blumenfield, Calderon, Furutani, Gaines, Hayashi, Jeffries, Lowenthal, Mendoza, Niello, John Pérez, Portantino, Ruskin, Smyth, Torlakson, and Villines—Aye; DeVore—No.

Senate Bill No. 448: Arambula, Bass, Bill Berryhill, Blakeslee, Calderon, DeVore, Furutani, Gaines, Hayashi, Jeffries, Lowenthal, Mendoza, Niello, John Pérez, Portantino, Strickland, and Villines—Aye.

Senate Bill No. 300: Ammiano, Arambula, Bass, Calderon, Furutani, Hayashi, Lowenthal, Mendoza, John Pérez, and Portantino—Aye; Adams, Anderson, DeVore, Gaines, Nestande, Niello, and Villines—No.

Senate Bill No. 557: Arambula, Bass, Calderon, DeVore, Furutani, Gaines, Hayashi, Jeffries, Lowenthal, Mendoza, Niello, John Pérez, Portantino, and Torlakson—Aye; Harkey—No.

Senate Bill No. 734: Bass, Tom Berryhill, Calderon, DeVore, Gaines, Galgiani, Hayashi, Jeffries, Lieu, Lowenthal, Mendoza, Niello, John Pérez, and Portantino—Aye.

Senate Bill No. 752 and Urgency: Bass, Calderon, DeVore, Gaines, Galgiani, Hayashi, Jeffries, Jones, Lowenthal, Mendoza, Niello, John Pérez, and Portantino—Aye.

Senate Bill No. 575: Bass, Calderon, Galgiani, Huber, Huffman, Lowenthal, Mendoza, Nava, John Pérez, and Portantino—Aye; DeVore, Gaines, and Niello—No.

Senate Bill No. 695 and Urgency: Bass, Blakeslee, Calderon, Gaines, Galgiani, Hayashi, Huffman, Lowenthal, Mendoza, Nava, Nestande, John Pérez, and Portantino—Aye; DeVore—No.

Senate Bill No. 136: Bass, Calderon, DeVore, Gaines, Galgiani, Gilmore, Hayashi, Huffman, Mendoza, John Pérez, Portantino, and Smyth—Aye.

Senate Bill No. 149 and Urgency: Bass, DeVore, Gaines, Hayashi, Huffman, Jones, Mendoza, Nava, John Pérez, Portantino, and Smyth—Aye.

Senate Bill No. 172: Bass, Hayashi, Mendoza, Nava, John Pérez, and Portantino—Aye; DeVore, Fletcher, Gaines, and Smyth—No.

Senate Bill No. 173: Bass, Caballero, Hayashi, Huber, Mendoza, Nava, Portantino, and Strickland—Aye; Adams, DeVore, Fletcher, and Gaines—No.

Senate Bill No. 196: Bass, Caballero, Huber, Mendoza, Nava, Portantino, and Saldaña—Aye; Tom Berryhill, DeVore, Fletcher, and Gaines—No.

Senate Bill No. 20: Brownley, Hayashi, Hill, Huber, Mendoza, Nava, Niello, Portantino, Skinner, Solorio, Strickland, Torlakson, Tran, and Villines—Aye; Adams, Anderson, Tom Berryhill, DeVore, Fuller, Gaines, Garrick, Gilmore, Miller, Nestande, Silva, and Smyth—No.

Senate Bill No. 505: Blakeslee, Brownley, Cook, Emmerson, Fletcher, Galgiani, Hill, Huber, Jeffries, Mendoza, Portantino, Smyth, and Villines—Aye; Anderson, DeVore, Gaines, Knight, Silva, and Strickland—No.

Senate Bill No. 193 and Urgency: Anderson, Brownley, Caballero, Davis, De León, DeVore, Evans, Fletcher, Gaines, Harkey, Hill, Mendoza, Portantino, Saldaña, and Smyth—Aye.

Senate Bill No. 120: Arambula, Brownley, Hayashi, Hill, and Portantino—Aye; Adams, DeVore, and Gaines—No.

Senate Bill No. 17: Brownley, DeVore, Evans, Gaines, Galgiani, Hayashi, Hill, Huffman, Ma, Portantino, Saldaña, and Torlakson—Aye.

Senate Bill No. 23: Arambula, Beall, Tom Berryhill, Caballero, Cook, Coto, Davis, De La Torre, De León, Fletcher, Galgiani, Garrick, Gilmore, Harkey, Hayashi, Hernandez, Jones, Lieu, Lowenthal, Mendoza, Miller, Nielsen, Smyth, Strickland, and Villines—Aye; DeVore and Niello—No.

Senate Bill No. 45: Caballero, Davis, De La Torre, Hayashi, and Jones—Aye; Anderson, Nestande, Smyth, and Villines—No.

Suspend Joint Rule 62A: Evans and Hernandez—Aye.

MOTION TO ADJOURN

At 4:33 p.m., Assembly Member Krekorian moved that the Assembly do now adjourn.

Assembly Member Hagman seconded the motion.

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 Krekorian that the Assembly adjourn.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 4:37 p.m., Assistant Speaker pro Tempore Hall declared the quorum call of the Assembly dispensed with.

REPORTS OF STANDING COMMITTEES**Committee on Appropriations**

Date of Hearing: August 27, 2009

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 546

Senate Bill No. 702

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

DE LEÓN, Chair

Above bills ordered to second reading.

Date of Hearing: August 27, 2009

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 406

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

DE LEÓN, Chair

Above bill ordered to second reading.

SECOND READING OF BILLS BY UNANIMOUS CONSENT

Pursuant to unanimous consent granted Thursday, August 27, 2009 (Assembly Journal, page 2739), the following bills were taken up without reference to file, for purpose of second reading and the adoption of committee amendments, and the bills ordered to the second or third reading file for the next legislative day:

Second Reading of Senate Bills

SENATE BILL NO. 546—An act to add Sections 25250.29 and 25250.30 to the Health and Safety Code, and to amend Sections 48100, 48623, 48631, 48632, 48645, 48650, 48651, 48652, 48653, 48656, 48660, 48660.5, 48662, 48670, 48673, 48674, 48690, and 48691 of, to add Sections 48620.2, 48651.5, and 48654 to, and to repeal Sections 48633 and 48634 of, the Public Resources Code, relating to oil, 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. 702—An act to amend to amend, repeal, and add Section 1596.60 of, and to add Section 1596.656 to, the Health and Safety Code, relating to child day care.

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. 406—An act to amend Section 65040.6 of, and to add Section 65083 to, the Government Code, to amend Section 75125 of the Public Resources Code, and to add Section 9250.6 to the Vehicle Code, relating to land use.

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, September 1, 2009

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

Assembly Concurrent Resolution No. 33

Assembly Concurrent Resolution No. 61

Assembly Concurrent Resolution No. 62

Assembly Joint Resolution No. 6

And reports the same correctly enrolled, and presented to the Secretary of State on the 1st day of September, 2009, at 3 p.m.

E. DOTSON WILSON, Chief Clerk

APPOINTMENT OF COMMITTEE ON CONFERENCE

The Speaker appointed the following Assembly Members as a Committee on Conference concerning Assembly Bills Nos. 39 and 49 and Senate Bills Nos. 12, 229, and 458:

Bass (Chair), Caballero, Fuller, Huffman, Jeffries, Nielsen, and Solorio.

MESSAGES FROM THE SENATE

Senate Chamber, July 16, 2009

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

Senate Bills Nos. 12, 229, and 458.

And appointed Senators Steinberg (Chair), Aanestad, Cogdill, Florez, Huff, Padilla, and Pavley, as a Committee on Conference to meet a like committee from the Assembly.

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

APPOINTMENT OF COMMITTEE ON CONFERENCE

Mme. Speaker: The Committee on Rules announces the appointment of Senators Steinberg (Chair), Aanestad, Cogdill, Florez, Huff, Padilla, and Pavley as a Senate Committee on Conference concerning AB 39 and AB 49 to meet a like committee of the Assembly.

DARRELL STEINBERG, Chair

MESSAGES FROM THE SENATE

Senate Chamber, August 31, 2009

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

Assembly Bill No. 130	Assembly Bill No. 769
Assembly Bill No. 144	Assembly Bill No. 772
Assembly Bill No. 330	Assembly Bill No. 811
Assembly Bill No. 368	Assembly Bill No. 818
Assembly Bill No. 398	Assembly Bill No. 881
Assembly Bill No. 443	Assembly Bill No. 890
Assembly Bill No. 469	Assembly Bill No. 912
Assembly Bill No. 494	Assembly Bill No. 921
Assembly Bill No. 531	Assembly Bill No. 958
Assembly Bill No. 571	Assembly Bill No. 1110
Assembly Bill No. 599	Assembly Bill No. 1216
Assembly Bill No. 691	Assembly Bill No. 1281
Assembly Bill No. 725	Assembly Bill No. 1282
Assembly Bill No. 729	Assembly Bill No. 1328
Assembly Bill No. 755	Assembly Bill No. 1516

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 31, 2009

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

Assembly Bill No. 17	Assembly Bill No. 681
Assembly Bill No. 652	Assembly Bill No. 830

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 31, 2009

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

- Assembly Concurrent Resolution No. 49
- Assembly Concurrent Resolution No. 54

And respectfully requests the Assembly to concur in said amendments.

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

Above resolutions ordered to unfinished business file.

Senate Chamber, August 31, 2009

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

- | | |
|-----------------------|------------------------|
| Assembly Bill No. 6 | Assembly Bill No. 733 |
| Assembly Bill No. 547 | Assembly Bill No. 1271 |
| Assembly Bill No. 600 | Assembly Bill No. 1368 |
| Assembly Bill No. 601 | Assembly Bill No. 1475 |
| Assembly Bill No. 611 | |

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

Above bills ordered enrolled.

Senate Chamber, August 31, 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. 40 | Senate Bill No. 419 |
| Senate Bill No. 285 | Senate Bill No. 532 |
| Senate Bill No. 340 | Senate Bill No. 627 |
| Senate Bill No. 359 | Senate Bill No. 748 |

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

August 31, 2009

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

Dear Dotson: By direction of the Senate I am returning SB 24 to the Assembly for further action.

Sincerely,

GREGORY P. SCHMIDT
Secretary of the Senate

Above bill held at Desk.

September 1, 2009

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

Dear Dotson: By direction of the Senate I am returning SB 113 to the Assembly for further action.

Sincerely,

GREGORY P. SCHMIDT
Secretary of the Senate

Above bill held at Desk.

INTRODUCTION OF GUESTS

Assistant Speaker pro Tempore Hall, of the 52nd Assembly District, introduced Hon. Tom Calderon, former Member of the Assembly from 1998–2002.

Assembly Member Chesbro, of the 1st Assembly District, introduced the following guests from the Habematolel Pomo of Upper Lake: Sherry Bridges, Chair, Carmella Johnson, Council, Angelina Arroyo, Council Secretary, Jim Robbins, Fire Chief of North Shore Fire Department, Lake County, and Jill Shaul, Lake County Special Districts.

ADJOURNMENT

At 5:30 p.m., pursuant to the motion by Assembly Member Krekorian the Assembly adjourned until 10 a.m., Wednesday, September 2, 2009, out of respect to the memory of Jeanette Moore, on motion of Speaker Bass.

KAREN BASS, Speaker

AMY LEACH, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON SEPTEMBER 1, 2009**

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

ACR RN
88 0922286

SB RN
135 0921994
397 0922402
406 0922394
412 0922271
546 0922510
702 0922399
790 0922430

SCR RN
13 0922424
34 0922390
53 0922150

Daily Total: 11
Cumulative Total: 2299

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