

CALIFORNIA LEGISLATURE
2011–12 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, September 1, 2011

ONE HUNDRED TWENTY-SECOND 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. 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
Thursday, September 1, 2011

The Assembly met at 10 a.m.

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

Chief Clerk E. Dotson Wilson at the Desk.

Reading Clerk Timothy Morland reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Hagman moved a quorum call of the Assembly.

Motion carried. Time, 10 a.m.

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

Quorum Present

At 10:14 a.m., Speaker pro Tempore Ma declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—77:

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

PRAYER

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

Lord, It seems that there are always people in life who feel it's their calling to aggravate us, to make us look bad and tell us what we can't do. They'll try to bait us into an argument to get us upset and annoyed. Give us the strength, Lord, not to take the bait. When people come against us, help us to keep a sense of peace in our heart, to keep walking in love and to keep a smile on our face, for there is no better way to disarm our enemy.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Ma, Assembly Member Skinner then led the Assembly in the pledge of allegiance to the Flag.

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Assembly Member Charles Calderon, seconded by Assembly Member Conway.

LEAVES OF ABSENCE FOR THE DAY

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

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

Because of a death in her family: Assembly Member Bonilla.

Because of illness in his family: Assembly Member Davis.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, September 1, 2011

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

Assembly Concurrent Resolution No. 77

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered on file.

REFERENCE OF BILLS TO COMMITTEE

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

Assembly Concurrent

Resolution No. Committee
82 ----- Rls.

Assembly Joint

Resolution No. Committee
17 ----- Pub. S.

Senate Concurrent

Resolution No. Committee
54 ----- Rls.

BILLS RETURNED TO THIRD READING FILE

In compliance with a motion given on a previous day pursuant to Assembly Rule 78, the following bills were withdrawn from the inactive file, and placed upon the third reading file:

Senate Bills Nos. 276, 419, and 885, on request of Assembly Member Charles Calderon.

ANNOUNCEMENTS

Speaker pro Tempore Ma announced that today, Thursday, September 1, 2011 is the last day in the Assembly to submit amendments to the Desk (by 5 p.m. or prior to adjournment) if an author wishes to amend the measure by Friday, September 2, 2011.

Speaker pro Tempore Ma announced that Assembly Members are requested to designate Senate Floor Managers for their bills on third reading in the Senate.

BILLS ORDERED RETURNED TO SENATE

Assembly Member Charles Calderon was granted unanimous consent that Assembly Bill No. 340 be ordered returned to the Senate for further action.

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

Pursuant to Assembly Rule 78, Assembly Member Charles Calderon announced his intention to request that Senate Bill No. 922 be removed from the inactive file.

CAUCUS ANNOUNCEMENTS

At 10:20 a.m., by unanimous consent, the Republican Caucus was permitted to meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 10:20 a.m., Speaker pro Tempore Ma declared the Assembly recessed.

RECONVENED

At 10:41 a.m., the Assembly reconvened.

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

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

Pursuant to Assembly Rule 77.2, Speaker pro Tempore Ma re-referred the following bills to committee as noted:

Assembly Bill No. 585, to the Committee on Insurance;
Assembly Bill No. 680, to the Committee on Education.

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

Pursuant to the Assembly Rules, the following Senate bill was this day on the second reading file:

Senate Bill No. 26, ordered to third reading.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 244—An act to amend Sections 56375, 56425, and 56430 of, and to add Sections 53082.5, 56033.5, and 65302.10 to, the Government Code, and to add Section 13481.7 to the Water Code, relating to local government.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 644—An act to add Section 5451.5 to the Government Code, relating to local finance, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

THIRD READING OF ASSEMBLY BILLS

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

Resolution read.

Motion to Amend

Assembly Member Skinner moved the adoption of amendments.

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

THIRD READING OF SENATE BILLS

SENATE BILL NO. 474 (Evans)—An act to amend Sections 2782 and 2783 of, and to add Section 2782.05 to, the Civil Code, relating to indemnity.

Bill read third time.

Motion to Amend

Assembly Member Atkins moved the adoption of amendments.

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

SENATE BILL NO. 384 (Evans)—An act to amend, repeal, and add Section 437c of the Code of Civil Procedure, and to amend Section 70616 of the Government Code, relating to civil actions.

Bill read third time.

Motion to Amend

Assembly Member Feuer moved the adoption of amendments.

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

SENATE BILL NO. 163 (Evans)—An act to amend Sections 6001.2, 6005, 6006, 6007, 6008.1, 6008.4, 6010, 6011, 6013.6, 6015, 6016, 6018, 6019, 6020, 6021, 6024, 6033, 6036, 6037, 6040, 6042, 6046.7, 6069, 6070, 6076, 6076.5, 6079.5, 6086, 6086.5, 6086.14, 6140, 6140.01, 6140.05, 6140.5, 6141, 6161, 6168, 6169, 6170, 6190.1, 6200, 6201, 6203, 6204, 6206, 6222, 6225, 6226, 6231, and 6238 of, and to add Sections 6001.1, 6009.7, 6012, 6013.2, 6013.3, 6013.5.5, 6026.7, and 6140.12 to, to add and repeal Section 6140.02 of, to repeal Sections 6012.5, 6013.4, 6014, and 6017 of, and to repeal and add Section 6013.1 of, the Business and Professions Code, relating to attorneys.

Bill read third time.

Motion to Amend

Assembly Member Feuer moved the adoption of amendments.

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

SENATE BILL NO. 224 (Pavley)—An act to amend Section 10295 of the Public Contract Code, relating to public contracts.

Bill read third time.

Motion to Amend

Assembly Member Smyth moved the adoption of amendments.

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

SENATE BILL NO. 363 (Emmerson)—An act to amend Sections 4980.01, 4980.03, 4980.36, 4980.42, and 4980.43 of the Business and Professions Code, relating to marriage and family therapists.

Bill read third time.

Motion to Amend

Assembly Member Hayashi moved the adoption of amendments.

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

SENATE BILL NO. 567 (DeSaulnier)—An act to repeal Chapter 5.8 (commencing with Section 42359) of, and to repeal and add Chapter 5.7 (commencing with Section 42355) of, Part 3 of Division 30 of the Public Resources Code, relating to recycling.

Bill read third time.

Motion to Amend

Assembly Member Chesbro moved the adoption of amendments.

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

SENATE BILL NO. 850 (Leno)—An act to amend Section 56.101 of the Civil Code, relating to medical records.

Bill read third time.

Motion to Amend

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. 737 (Walters)—An act to amend Section 8484.3 of the Education Code, and to amend Sections 1596.793 and 18897 of, and to add Sections 18897.8 and 18897.9 to, the Health and Safety Code, relating to organized camps.

Bill read third time.

Motion to Amend

Assembly Member Grove moved the adoption of amendments.

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

SENATE BILL NO. 869 (Yee)—An act to add Section 9884.76 to the Business and Professions Code, relating to automotive repair dealers.

Bill read third time.

Motion to Amend

Assembly Member Hayashi moved the adoption of amendments.

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

SENATE BILL NO. 51 (Alquist)—An act to add Sections 1367.001 and 1367.003 to the Health and Safety Code, and to add Sections 10112.1 and 10112.25 to the Insurance Code, relating to health care coverage.

Bill read third time.

Motion to Amend

Assembly Member Pan moved the adoption of amendments.

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

SENATE BILL NO. 540 (Price)—An act to amend Sections 651, 1603, 1628.7, 1632, 1695.5, 1725, 1752.3, 1753.4, 1905.2, and 1973 of, to add Section 1611.3 to, to repeal and amend Sections 1601.1 and 1616.5 of, and to repeal and add Section 1742 of, the Business and Professions Code, relating to dentistry.

Bill read third time.

Motion to Amend

Assembly Member Hayashi moved the adoption of amendments.

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

SENATE BILL NO. 705 (Leno)—An act to add Sections 961 and 963 to the Public Utilities Code, relating to public utilities.

Bill read third time.

Motion to Amend

Assembly Member Nestande moved the adoption of amendments.

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

SENATE BILL NO. 753 (Padilla)—An act to amend Sections 313 and 60810 of the Education Code, relating to pupils.

Bill read third time.

Motion to Amend

Assembly Member Brownley moved the adoption of amendments.

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

SENATE BILL NO. 429 (DeSaulnier)—An act to amend Sections 8483.7 and 8483.75 of, and to add Section 8483.76 to, the Education Code, relating to before and after school programs.

Bill read third time.

**Motion to Amend by Assembly Member Bonilla
as Presented by Assembly Member Buchanan**

Assembly Member Buchanan moved the adoption of amendments.

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

SENATE BILL NO. 711 (Committee on Insurance)—An act to amend Sections 1063.75 and 1067.17 of, and to add Section 1067.19 to, the Insurance Code, and to repeal Section 16 of Chapter 334 of the Statutes of 2010, relating to insurance.

Bill read third time.

Motion to Amend

Assembly Member Wieckowski moved the adoption of amendments.

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

**Re-reference of Bills to Committee
Pursuant to Assembly Rule 77.2**

Pursuant to Assembly Rule 77.2, Speaker pro Tempore Ma re-referred Senate Bill No. 711 to the Committee on Insurance.

(NOTE: Later this day, the action was rescinded whereby Senate Bill No. 711 was re-referred to the Committee on Insurance pursuant to Assembly Rule 77.2. See Assembly Journal, page 2788.)

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

SENATE BILL NO. 217 (Vargas)—An act to amend Section 10166.05 of the Business and Professions Code, and to amend Sections 22109.1 and 50141 of, and to add Section 22065 to, the Financial Code, relating to mortgage loan originators.

Bill read third time.

Motion to Amend

Assembly Member Eng moved the adoption of amendments.

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

SENATE CONCURRENT RESOLUTION NO. 17 (La Malfa)—Relative to Prostate Cancer Awareness Month.

Resolution read.

Motion to Amend

Assembly Member Nielsen moved the adoption of amendments.

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

SENATE BILL NO. 806 (Committee on Veterans Affairs)—An act to amend, repeal, and add Section 19775.2 of the Government Code, relating to state compensation, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Cook moved the adoption of amendments.

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

THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY CONCURRENT RESOLUTION NO. 77 (Torres)—Relative to Suicide Prevention Week.

Resolution read, and adopted.

Resolution ordered transmitted to the Senate.

THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 337 (Kehoe)—An act to add Section 1940.4 to the Civil Code, relating to tenancy.

Bill presented by Assembly Member Dickinson.

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

AYES—65

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

NOES—11

Donnelly	Grove	Nestande	Silva
Gaines	Harkey	Nielsen	Valadao
Garrick	Morrell	Olsen	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 381 (Pavley)—An act to amend Section 48204 of the Education Code, relating to school attendance.

Bill presented by Assembly Member Brownley.

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

AYES—77

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 590 (Ron Calderon)—An act to amend Sections 789.10 and 10127.7 of the Insurance Code, relating to life insurance.

Bill presented by Assembly Member Fuentes.

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

AYES—71

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

NOES—5

Ammiano	Hill	Yamada
Buchanan	Huffman	

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 590: Assembly Member Ammiano from “Aye” to “No”.

Bill ordered transmitted to the Senate.

SENATE BILL NO. 879 (Padilla)—An act to add Chapter 4.5 (commencing with Section 950) to Part 1 of Division 1 of the Public Utilities Code, relating to public utilities.

Bill read third time.

Motion to Amend

Assembly Member Hill moved the adoption of amendments.

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

SENATE BILL NO. 658 (Negrete McLeod)—An act to amend Section 7685 of the Business and Professions Code, relating to funeral services.

Bill presented by Assembly Member Hayashi.

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

AYES—72

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 461 (Blakeslee)—An act to amend Section 51420 of the Education Code, relating to high school equivalency certificates.

Bill presented by Assembly Member Silva.

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

AYES—77

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 469 (Vargas)—An act to amend Section 65950 of, and to add Section 65957.3 to, the Government Code, relating to land use.

Bill presented by Assembly Member Hueso.

Bill read third time.

Assembly Rule 112 Suspended

Assembly Member Logue was granted unanimous consent that Assembly Rule 112 be suspended to permit him to read a paper on the Floor of the Assembly.

Point of Order

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

That Members limit their comments to the subject matter before us and not make remarks which are inappropriate.

Ruling by Speaker pro Tempore Ma

The Speaker pro Tempore ruled the point of order well-taken.

Point of Order

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

That Members speak to the measure before the Body and not make remarks which are inappropriate.

Ruling by Speaker pro Tempore Ma

The Speaker pro Tempore ruled the point of order well-taken.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—46

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

NOES—28

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

Bill ordered transmitted to the Senate.

SENATE BILL NO. 538 (Price)—An act to amend Sections 160, 2701, 2708, 2709, 2786, and 2798 of, and to add Sections 2786.2 and 2786.5 to, the Business and Professions Code, and to amend Section 830.3 of the Penal Code, relating to nursing, and making an appropriation therefor.

Bill presented by Assembly Member Huber.

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

AYES—52

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

NOES—25

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

Bill ordered transmitted to the Senate.

SENATE BILL NO. 539 (Price)—An act to amend Sections 2841, 2859, 2862, 2866, 2872.2, 2873, 2878.1, 2880, 2881, 2881.1, 2882, 2883, 4501, 4503, 4510.1, 4511, 4511.2, 4521.2, 4530, 4531, and 4532 of, and to repeal and amend Section 2847 of, the Business and Professions Code, relating to nursing.

Bill presented by Assembly Member Carter.

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

AYES—76

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 570 (Rubio)—An act to amend Section 44099 of the Health and Safety Code, relating to air pollution.

Bill presented by Assembly Member Perea.

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

AYES—76

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 679 (Pavely)—An act to add Section 26142 to the Public Resources Code, relating to energy, and making an appropriation therefor.

Bill presented by Assembly Member Fletcher.

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

AYES—69

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

NOES—6

Donnelly	Halderman	Morrell
Gatto	Knight	Nielsen

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 679: Assembly Member Gatto from “Aye” to “No”.

Bill ordered transmitted to the Senate.

SENATE BILL NO. 852 (Harman)—An act to amend Sections 646.92, 679.03, 3043, 3058.8, and 11155 of the Penal Code, relating to corrections, and declaring the urgency thereof, to take effect immediately.

Bill presented by Assembly Member Chesbro.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—76

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

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—76

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 945 (Committee on Health)—An act to add and repeal Article 1.5 (commencing with Section 14046) to Chapter 7 of Part 3 of Division 9 of the Welfare and Institutions Code, relating to Medi-Cal, and declaring the urgency thereof, to take effect immediately.

Bill presented by Assembly Member Pan.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—74

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

NOES—2

Donnelly Halderman

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—74

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

NOES—2

Donnelly Halderman

Bill ordered transmitted to the Senate.

SENATE BILL NO. 397 (Yee)—An act to amend Section 2196 of the Elections Code, relating to online voter registration.

Bill presented by Assembly Member Blumenfield.

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

AYES—50

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

NOES—27

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

Bill ordered transmitted to the Senate.

SENATE BILL NO. 457 (Ron Calderon)—An act to amend Section 4903.1 of the Labor Code, relating to workers' compensation.

Bill presented by Assembly Member Torres.

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

AYES—75

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 747 (Kehoe)—An act to amend Sections 2190.1, 2811.5, 2892.5, 2915, 3524.5, 4517, 4980.54, and 4996.22 of the Business and Professions Code, and to amend Section 1337.3 of the Health and Safety Code, relating to healing arts.

Bill presented by Assembly Member Atkins.

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

AYES—47

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

NOES—26

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

Bill ordered transmitted to the Senate.

RECESS

By unanimous consent, at 12 noon, Speaker pro Tempore Ma declared the Assembly recessed.

RECONVENED

At 1:06 p.m., the Assembly reconvened.

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

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

SENATE BILL NO. 610 (Wright)—An act to amend Sections 26165, 26190, and 26205 of, and to add Section 26202 to, the Penal Code, relating to firearms.

Bill presented by Assembly Member Gatto.

Bill read third time.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 1:09 p.m.

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

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

Bill read third time.

Motion to Amend

Assembly Member Wieckowski moved the adoption of amendments.

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

SENATE BILL NO. 757 (Lieu)—An act to amend Section 1374.58 of, and to add Section 1367.30 to, the Health and Safety Code, and to amend Sections 10112.5 and 10121.7 of the Insurance Code, relating to discrimination.

Bill presented by Assembly Member Atkins.

Bill read third time.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 1:12 p.m.

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

SENATE BILL NO. 364 (Yee)—An act to add Section 19137 to the Revenue and Taxation Code, relating to taxation.

Bill presented by Assembly Member Eng.

Bill read third time.

Announcements

Speaker pro Tempore Ma advised Assembly Member Donnelly to restrict his comments to the merits of the bill before the Body.

The question being on the passage of the bill.

The roll was opened.

Call of the Assembly

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

Unanimous Consent Withheld

Assembly Member Halderman withheld unanimous consent.

Eng Motion for Call of the Assembly

Assembly Member Eng moved to place a call of the Assembly relative to Senate Bill No. 364.

Assembly Member Charles Calderon seconded the motion.

Eng motion to place a call of the Assembly carried by the following vote:

AYES—49

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

NOES—26

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

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

SENATE BILL NO. 408 (Ed Hernandez)—An act to add Section 1265.9 to the Health and Safety Code, relating to health facilities.

Bill presented by Assembly Member Bradford.

Bill read third time.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 1:25 p.m.

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

SENATE BILL NO. 746 (Lieu)—An act to amend Section 22706 of, and to add Section 2241.3 to, the Business and Professions Code, relating to tanning facilities.

Bill presented by Assembly Member Charles Calderon.

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

AYES—49

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

NOES—27

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

Bill ordered transmitted to the Senate.

UNFINISHED BUSINESS
MOTION TO RECONSIDER SENATE BILL NO. 16
Request for Unanimous Consent

In compliance with a motion given on a previous day, Assembly Member V. Manuel Pérez requested unanimous consent that the vote be reconsidered whereby the urgency clause to Senate Bill No. 16 was refused adoption.

Assembly Member Hagman withheld unanimous consent.

Motion to Reconsider

Assembly Member V. Manuel Pérez moved that the vote be reconsidered whereby the urgency clause to Senate Bill No. 16 was refused passage.

Senate Bill No. 16 reconsidered by the following vote:

AYES—50

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

NOES—21

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

Further Consideration of Senate Bill No. 16

SENATE BILL NO. 16 (Rubio)—An act to add Section 2099.20 to the Fish and Game Code, relating to energy, and declaring the urgency thereof, to take effect immediately.

Bill presented by Assembly Member V. Manuel Pérez.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member V. Manuel Pérez moved a call of the Assembly.

Motion carried. Time, 1:31 p.m.

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

ACTION RESCINDED ON SENATE BILL NO. 456

Assembly Member Charles Calderon was granted unanimous consent to rescind the action whereby the Assembly, on August 15, 2011 (Assembly Journal, page 2371), re-referred Senate Bill No. 456 to the Committee on Judiciary pursuant to Assembly Rule 77.2, and that the bill be returned to the Senate for further action.

ACTION RESCINDED ON SENATE BILL NO. 711

Assembly Member Charles Calderon was granted unanimous consent to rescind the action whereby the Assembly, earlier today (Assembly Journal, page 2771), re-referred Senate Bill No. 711 to the Committee on Insurance pursuant to Assembly Rule 77.2, and that the bill be returned to the Senate for further action.

**Re-reference of Bills to Committee
Pursuant to Assembly Rule 77.2**

Pursuant to Assembly Rule 77.2, Speaker pro Tempore Ma re-referred Senate Bill No. 711 to the Committee on Natural Resources.

**CONSIDERATION OF SENATE BILL NO. 644
BY UNANIMOUS CONSENT—ASSEMBLY RULE 63 SUSPENDED**

Assembly Member Skinner was granted unanimous consent to suspend Assembly Rule 63 to permit consideration of Senate Bill No. 644 without reference to file.

SENATE BILL NO. 644 (Hancock)—An act to add Section 5451.5 to the Government Code, relating to local finance, and declaring the urgency thereof, to take effect immediately.

Bill presented by Assembly Member Skinner.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—74

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

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—74

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

NOES—None

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 610**

At 1:39 p.m., on motion of Assembly Member Gatto, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 610 passed by the following vote:

AYES—52

Achadjian	Chesbro	Harkey	Morrell
Alejo	Conway	Hayashi	Nestande
Allen	Cook	Huber	Nielsen
Ammiano	Donnelly	Jeffries	Olsen
Atkins	Fuentes	Jones	Perea
Beall	Furutani	Knight	Pérez, V.M.
Berryhill	Gaines	Lara	Silva
Blumenfield	Garrick	Ma	Solorio
Bradford	Gatto	Mansoor	Torres
Buchanan	Grove	Mendoza	Valadao
Calderon	Hagman	Miller	Wagner
Carter	Halderman	Mitchell	Wieckowski
Cedillo	Hall	Monning	Mr. Speaker

NOES—13

Brownley	Gordon	Pan	Yamada
Campos	Hill	Skinner	
Dickinson	Huffman	Swanson	
Feuer	Logue	Williams	

Vote Changes

By unanimous consent, the following vote changes were permitted on Senate Bill No. 610: Assembly Member Williams from “Aye” to “No”; Assembly Member Fong from “Aye” to “Not Voting”.

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 757**

At 1:40 p.m., on motion of Assembly Member Atkins, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 757 passed by the following vote:

AYES—50

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

NOES—24

Achadjian	Grove	Knight	Nielsen
Berryhill	Hagman	Logue	Norby
Conway	Halderman	Mansoor	Olsen
Donnelly	Harkey	Miller	Silva
Gaines	Jeffries	Morrell	Valadao
Garrick	Jones	Nestande	Wagner

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 364**

At 1:40 p.m., on motion of Assembly Member Eng, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Eng moved to continue the call of the Assembly.

Motion carried. Time, 1:40 p.m.

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

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 408**

At 1:40 p.m., on motion of Assembly Member Bradford, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 408 passed by the following vote:

AYES—48

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

NOES—28

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

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
URGENCY CLAUSE TO SENATE BILL NO. 16**

At 1:40 p.m., on motion of Assembly Member V. Manuel Pérez, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The urgency clause to Senate Bill No. 16 adopted by the following vote:

AYES—57

Achadjian	Carter	Hagman	Pan
Alejo	Cedillo	Hall	Perea
Allen	Chesbro	Hayashi	Pérez, V.M.
Ammiano	Conway	Hernández	Portantino
Atkins	Dickinson	Hill	Skinner
Beall	Eng	Huber	Solorio
Berryhill	Feuer	Hueso	Swanson
Block	Fletcher	Huffman	Torres
Blumenfield	Fong	Lara	Valadao
Bradford	Fuentes	Lowenthal	Wieckowski
Brownley	Furutani	Ma	Williams
Buchanan	Galgiani	Mendoza	Mr. Speaker
Butler	Gatto	Mitchell	
Calderon	Gordon	Monning	
Campos	Grove	Olsen	

NOES—17

Cook	Harkey	Mansoor	Silva
Donnelly	Jeffries	Miller	Wagner
Gaines	Jones	Morrell	
Garrick	Knight	Nielsen	
Halderman	Logue	Norby	

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—57

Achadjian	Carter	Hagman	Pan
Alejo	Cedillo	Hall	Perea
Allen	Chesbro	Hayashi	Pérez, V.M.
Ammiano	Conway	Hernández	Portantino
Atkins	Dickinson	Hill	Skinner
Beall	Eng	Huber	Solorio
Berryhill	Feuer	Hueso	Swanson
Block	Fletcher	Huffman	Torres
Blumenfield	Fong	Lara	Valadao
Bradford	Fuentes	Lowenthal	Wieckowski
Brownley	Furutani	Ma	Williams
Buchanan	Galgiani	Mendoza	Mr. Speaker
Butler	Gatto	Mitchell	
Calderon	Gordon	Monning	
Campos	Grove	Olsen	

NOES—17

Cook	Harkey	Mansoor	Silva
Donnelly	Jeffries	Miller	Wagner
Gaines	Jones	Morrell	
Garrick	Knight	Nielsen	
Halderman	Logue	Norby	

Bill ordered transmitted to the Senate.

ANNOUNCEMENTS

Speaker pro Tempore Ma announced the following session schedule:
Friday, September 2, 2011, Floor Session, 10 a.m.

CONGRATULATIONS EXTENDED

Assembly Member Hagman was joined by the Members of the Assembly in extending congratulations to DeAnn Norwood of the Democratic Caucus and her husband, Terry Norwood of the Republican Caucus, upon the birth of their daughter Brooklynn Jean Norwood, born January 31, 2011.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 364**

At 1:49 p.m., on motion of Assembly Member Eng, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 364 passed by the following vote:

AYES—42

Allen	Cedillo	Hernández	Perea
Ammiano	Chesbro	Hill	Portantino
Atkins	Dickinson	Hueso	Skinner
Beall	Eng	Huffman	Solorio
Block	Feuer	Lara	Swanson
Blumenfield	Fong	Lowenthal	Torres
Bradford	Fuentes	Ma	Williams
Brownley	Furutani	Mendoza	Yamada
Butler	Gatto	Mitchell	Mr. Speaker
Calderon	Hall	Monning	
Carter	Hayashi	Pan	

NOES—28

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

Bill ordered transmitted to the Senate.

ADJOURN IN MEMORY

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

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items (shown in sequential order):

Senate Bill No. 337: Block, Conway, Fletcher, Hall, Huber, Mendoza, Miller, John A. Pérez, Portantino, and Wiecekowski—Aye; Donnelly, Garrick, Harkey, Nestande, Nielsen, Olsen, and Valadao—No.

Senate Bill No. 381: Alejo, Block, Chesbro, Donnelly, Fletcher, Hall, Huber, Mendoza, Miller, Nestande, Olsen, John A. Pérez, Portantino, Solorio, and Wiecekowski—Aye.

Senate Bill No. 590: Block, Cedillo, Donnelly, Fletcher, Mendoza, Miller, John A. Pérez, Portantino, and Wieckowski—Aye; Buchanan—No.

Senate Bill No. 658: Block, Charles Calderon, Fletcher, Hall, Hill, Mendoza, Miller, Norby, John A. Pérez, and Wieckowski—Aye.

Senate Bill No. 461: Block, Cedillo, Donnelly, Fletcher, Hill, Mendoza, Norby, John A. Pérez, and Wieckowski—Aye.

Senate Bill No. 469: Fuentes, Hall, and Huffman—Aye.

Senate Bill No. 538: Fong, Fuentes, Hayashi, Hill, Hueso, Huffman, Perea, and Williams—Aye; Donnelly and Fletcher—No.

Senate Bill No. 539: Donnelly, Fletcher, Fong, Fuentes, Harkey, Hayashi, Hill, Hueso, and Huffman—Aye.

Senate Bill No. 570: Fletcher, Fuentes, Hall, Hayashi, Hill, Huffman, Logue, and Nielsen—Aye.

Senate Bill No. 679: Atkins, Butler, Chesbro, Fuentes, Hall, Hayashi, Hill, Jones, Norby, and Portantino—Aye; Donnelly, Halderman, Morrell, and Nielsen—No.

Senate Bill No. 852 and Urgency: Atkins, Donnelly, Fletcher, Fuentes, Grove, Hall, Hayashi, Hill, Nielsen, Norby, and Portantino—Aye.

Senate Bill No. 945 and Urgency: Atkins, Cook, Fletcher, Fuentes, Hall, Harkey, Hayashi, Nielsen, Norby, and Portantino—Aye; Donnelly and Halderman—No.

Senate Bill No. 397: Fuentes, Galgiani, Hall, Huber, Mitchell, Portantino, Skinner, and Solorio—Aye; Donnelly, Fletcher, Halderman, Nielsen, and Norby—No.

Senate Bill No. 457: Buchanan, Conway, Donnelly, Fletcher, Fuentes, Jones, Mitchell, Morrell, Nielsen, Norby, V. Manuel Pérez, and Skinner—Aye.

Senate Bill No. 747: Blumenfield, Buchanan, Fuentes, Galgiani, Hall, and Mitchell—Aye; Donnelly, Fletcher, Nielsen, and Norby—No.

Eng Motion to Place a Call, Relative to Senate Bill No. 364: Cedillo, Galgiani, Hall, Hayashi, Hill, Huber, Skinner, and Solorio—Aye; Logue—No.

Senate Bill No. 746: Cedillo, Fong, Hall, Hayashi, Hill, Skinner, Solorio, and Williams—Aye; Donnelly, Fletcher, Garrick, and Nielsen—No.

Senate Bill No. 16, Motion to Reconsider: Cedillo, Fletcher, Hall, Hayashi, Hill, Skinner, Solorio, and Williams—Aye; Garrick, Logue, Norby, and Olsen—No.

Senate Bill No. 644 and Urgency: Garrick, Hayashi, Logue, Nestande, and Silva—Aye.

Senate Bill No. 610: Fuentes, Hayashi, Huber, Nestande, V. Manuel Pérez, and Solorio—Aye; Brownley and Logue—No.

Senate Bill No. 757: Bradford, Fuentes, Hayashi, Solorio, and Williams—Aye.

Senate Bill No. 408: Hayashi, Huber, and Solorio—Aye.

Senate Bill No. 16 and Urgency: Hayashi and Solorio—Aye; Garrick and Jones—No.

Senate Bill No. 364: Hayashi—Aye; Garrick—No.

**CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
MOTIONS TO RECONSIDER BILLS CONTINUED**

By unanimous consent, the motions to reconsider the votes on Senate Bills Nos. 9 and 263 were continued until the next legislative day.

MOTION TO ADJOURN

At 1:49 p.m., Assembly Member Charles Calderon moved that the Assembly do now adjourn.

Assembly Member Hagman seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 1:49 p.m., Speaker pro Tempore Ma declared the quorum call of the Assembly dispensed with.

RESOLUTIONS

The following resolutions were offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 84—Butler. Relative to Red Ribbon Week.

ASSEMBLY JOINT RESOLUTION NO. 18—Carter (Coauthors: Allen, Bradford, Campos, Cedillo, Davis, Roger Hernández, Hueso, Lara, Mitchell, Solorio, and Torres) (Coauthors: Senators De León and Rubio). Relative to Sickle Cell Awareness Month.

**AUTHOR'S AMENDMENTS
Committee on Appropriations**

September 1, 2011

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

Senate Bill No. 326

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

FUENTES, Chair

SENATE BILL NO. 326—An act to add Chapter 1.45 (commencing with Section 68180) to Title 8 of the Government Code, relating to courts.

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.

September 1, 2011

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

Senate Bill No. 226

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

FUENTES, 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.

REPORTS OF STANDING COMMITTEES**Committee on Rules**

Date of Hearing: September 1, 2011

Mr. Speaker: Your Committee on Rules reports:

Senate Concurrent Resolution No. 54

With the recommendation: Be adopted.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above resolution be placed on the Consent Calendar.

SKINNER, Chair

Above resolution ordered to the Consent Calendar.

Date of Hearing: September 1, 2011

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 82

With the recommendation: Be adopted.

SKINNER, Chair

Above resolution ordered to third reading.

Committee on Transportation

Date of Hearing: September 1, 2011

Mr. Speaker: Your Committee on Transportation reports:

Senate Concurrent Resolution No. 25

Senate Concurrent Resolution No. 26

Senate Concurrent Resolution No. 28

Senate Concurrent Resolution No. 30

With the recommendation: Be adopted, and be re-referred to the Committee on Appropriations.

BONNIE LOWENTHAL, Chair

Above resolutions re-referred to the Committee on Appropriations.

Date of Hearing: September 1, 2011

Mr. Speaker: Your Committee on Transportation reports:

Assembly Concurrent Resolution No. 70

Assembly Concurrent Resolution No. 75

Assembly Concurrent Resolution No. 76

With the recommendation: Be adopted, and be re-referred to the Committee on Appropriations.

BONNIE LOWENTHAL, Chair

Above resolutions re-referred to the Committee on Appropriations.

Date of Hearing: September 1, 2011

Mr. Speaker: Your Committee on Transportation reports:

Assembly Bill No. 1298

With the recommendation: That the Senate amendments be concurred in.

BONNIE LOWENTHAL, Chair

Above bill ordered to unfinished business.

Committee on Governmental Organization

Date of Hearing: September 1, 2011

Mr. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 402

With amendments with the recommendation: Amend, do pass as amended; ~~and be re-referred to the Committee on Appropriations.*~~

HALL, Chair

Above bill ordered to second reading.

* (NOTE: On September 2, 2011, the above Report of the Committee on Governmental Organization, relative to Senate Bill No. 402, was corrected. See Assembly Journal, page 2872.)

MESSAGES FROM THE SENATE

Senate Chamber, August 31, 2011

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

Assembly Bill No. 395
Assembly Bill No. 499
Assembly Bill No. 559

Assembly Bill No. 631
Assembly Bill No. 1090

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

Above bills ordered enrolled.

Senate Chamber, August 31, 2011

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

Assembly Concurrent Resolution No. 66

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

Above resolution ordered enrolled.

Senate Chamber, August 31, 2011

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

Assembly Bill No. 25
Assembly Bill No. 42
Assembly Bill No. 47
Assembly Bill No. 69
Assembly Bill No. 124
Assembly Bill No. 138
Assembly Bill No. 156
Assembly Bill No. 187
Assembly Bill No. 194
Assembly Bill No. 200
Assembly Bill No. 212
Assembly Bill No. 220
Assembly Bill No. 228
Assembly Bill No. 243
Assembly Bill No. 250
Assembly Bill No. 258
Assembly Bill No. 320
Assembly Bill No. 403
Assembly Bill No. 408
Assembly Bill No. 410
Assembly Bill No. 431

Assembly Bill No. 469
Assembly Bill No. 536
Assembly Bill No. 563
Assembly Bill No. 581
Assembly Bill No. 620
Assembly Bill No. 646
Assembly Bill No. 650
Assembly Bill No. 651
Assembly Bill No. 668
Assembly Bill No. 673
Assembly Bill No. 696
Assembly Bill No. 743
Assembly Bill No. 862
Assembly Bill No. 973
Assembly Bill No. 982
Assembly Bill No. 1041
Assembly Bill No. 1097
Assembly Bill No. 1102
Assembly Bill No. 1114
Assembly Bill No. 1151

And respectfully requests the Assembly to concur in said amendments.

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

Above bills ordered to unfinished business file.

Senate Chamber, August 31, 2011

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

Assembly Bill No. 1168
Assembly Bill No. 1292
Assembly Bill No. 1314
Assembly Bill No. 1352
Assembly Bill No. 1358

Assembly Bill No. 1382
Assembly Bill No. 1394
Assembly Bill No. 1416
Assembly Bill No. 1423

And respectfully requests the Assembly to concur in said amendments.

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

Above bills ordered to unfinished business file.

Senate Chamber, August 31, 2011

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

Senate Bill No. 482

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

Senate Chamber, August 31, 2011

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

Senate Bill No. 921

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

FIRST READING OF SENATE BILLS

The following bill was read the first time:

SENATE BILL NO. 921—An act to add Article 2.5 (commencing with Section 150) to Chapter 2 of Part 1 of Division 2 of the Military and Veterans Code, relating to the Military Department, and declaring the urgency thereof, to take effect immediately.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, September 1, 2011

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

Assembly Bill No. 207
Assembly Bill No. 261
Assembly Bill No. 361
Assembly Bill No. 397
Assembly Bill No. 648
Assembly Bill No. 692
Assembly Bill No. 709
Assembly Bill No. 841

Assembly Bill No. 878
Assembly Bill No. 1010
Assembly Bill No. 1023
Assembly Bill No. 1111
Assembly Bill No. 1117
Assembly Bill No. 1338
Assembly Bill No. 1396

And reports the same correctly enrolled, and presented to the Governor on the 1st day of September, 2011, at 3:30 p.m.

E. DOTSON WILSON, Chief Clerk

INTRODUCTION OF GUESTS

Speaker pro Tempore Ma, on behalf of Assembly Member Cedillo, of the 45th Assembly District, introduced Felipe Plascencia.

ADJOURNMENT

At 6 p.m., pursuant to the motion by Assembly Member Charles Calderon, the Assembly adjourned until 10 a.m., Friday, September 2, 2011, out of respect to the memory of Sandra Corcoran on motion of Assembly Member Chesbro.

JOHN A. PÉREZ, Speaker

AMY LEACH, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON SEPTEMBER 1, 2011**

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

ACR RN
81 1126141

SB RN
51 1125812
163 1126023
217 1126125
224 1125899
226 1126528
326 1126348
363 1126071
384 1121909
429 1126058
474 1126293
503 1125766
540 1125807
567 1125719
705 1126045
711 1125896
737 1125950
753 1125946
806 1126062
850 1125943
869 1125293
879 1125740

SCR RN
17 1123062

Daily Total: 23
Cumulative Total: 2235