

CALIFORNIA LEGISLATURE
2011–12 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Friday, September 9, 2011

**ONE HUNDRED TWENTY-SEVENTH SESSION DAY
TWO HUNDRED SEVENTY-EIGHTH 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.

(Please direct any inquiries and report any omissions or errors to Minute Clerk: Phone 916-319-2360)

(Corrected 12-9-11, 5-24-12)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Friday, September 9, 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 Cook 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.

**At 10:15 a.m., Assistant Speaker pro Tempore Mike Gatto,
43rd District, presiding**

Quorum Present

At 10:16 a.m., Assistant Speaker pro Tempore Gatto declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—79:

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

PRAYER

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

Lord, Our adversaries always fight hardest when they know that we are close to an achievement. They'd leave us alone if they thought we were going to live in mediocrity. Abraham believed in You, even when his circumstances looked impossible, because he knew that You always reward those who seek You, Lord. Help us stand in faith and keep believing, because when we keep pressing forward, You will take us places that we never imagined we could go.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Assistant Speaker pro Tempore Gatto, Assembly Member Halderman 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 Allen.

LEAVES OF ABSENCE FOR THE DAY

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

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

COMMUNICATIONS

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

Explanation of Votes—May 19, 2011

September 9, 2011

E. Dotson Wilson

*Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Mr. Wilson: This letter is to clarify how I would have voted on the bills that I missed on May 19, 2011. On May 19th, I was excused from Session for legislative business from Speaker John A. Pérez. Although it was an excused absence from Session, my absence was not reflected in the Journal because I was there for the first 30 minutes. As a result of my excused absence I am recorded as an abstain vote on the majority of bills where votes were taken on that day. The following list is all of the bills that I missed and how I would have voted if I had been in Session.

<u>Bill</u>	<u>Vote</u>	<u>Bill</u>	<u>Vote</u>
AB 1036 (Allen)	Aye	AB 818 (Blumenfield)	Aye
AB 22 (Mendoza)	Aye	AB 1125 (Achadjian)	Aye
AB 211 (Cedillo)	Aye	AB 1216 (Fuentes)	Aye
AB 325 (Lowenthal)	Aye	AB 246 (Wieckowski)	Aye
AB 459 (Hill)	Aye	AB 215 (Jim Beall, Jr.)	Aye
AB 554 (Atkins)	Aye	AB 507 (Hayashi)	Aye
SCR 36 (Blakeslee)	Aye	AB 286 (Berryhill)	Aye
AB 683 (Ammiano)	Aye	AB 551 (Campos)	Aye
AB 688 (Pan)	Aye	AB 684 (Block)	Aye
AB 716 (Dickinson)	Aye	AB 693 (Huffman)	Aye
AB 740 (Blumenfield)	Aye	AB 751 (Furutani)	Aye
AB 867 (Swanson)	Aye	AB 846 (Bonilla)	Aye
AB 766 (Monning)	Aye	AB 913 (Feuer)	Aye
AB 1236 (Fong)	Aye	AB 929 (Wieckowski)	Aye
AB 1393 (Cmte. on Arts)	Aye	AB 1015 (Calderon)	Aye
AB 1217 (Fuentes)	Aye	AB 864 (Huffman)	Aye
AB 1403 (Cmte. on Judiciary)	Aye	AB 1045 (Norby)	Aye
AB 1386 (Bradford)	Aye		

In Peace and Friendship,

FIONA MA, Speaker pro Tempore
Twelfth District

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, September 9, 2011

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

Assembly Bill No. 448

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

At 10:17 a.m., Speaker pro Tempore Fiona Ma, 12th District, presiding

ANNOUNCEMENTS

Speaker pro Tempore Ma made the following announcements:

Today, Friday, September 9, 2011 is the last day for any bill to be passed in 2011 pursuant to Joint Rule 61(a)(14).

Measures on the Unfinished Business File for concurrence in Senate amendments may be taken up for consideration without the one-day waiting period pursuant to Assembly Rule 77.

Today, Friday, September 9, 2011, no motion to reconsider a measure is in order on a measure that has passed.

Members are requested to designate Senate Floor Managers for their bills on third reading in the Senate.

ASSEMBLY BILL NO. 1203 WITHDRAWN AND ACTION RESCINDED

Assembly Member Charles Calderon was granted unanimous consent that Assembly Bill No. 1203 be withdrawn from enrollment and to rescind the action whereby the Assembly, on September 2, 2011 (Assembly Journal, page 2849), concurred in Senate amendments and ordered the bill enrolled; and that the bill be ordered returned to the Senate for further action.

**REQUEST FOR UNANIMOUS CONSENT TO SUSPEND
ASSEMBLY RULE 69(d)**

Assembly Member Charles Calderon requested unanimous consent that Assembly Rule 69(d) be suspended to permit consideration of Senate Bills Nos. 923, 576, and 244 as amended, without the one-day wait on File.

Assembly Member Hagman withheld unanimous consent.

Request for Division of the Question

Assembly Member Hagman requested that the question be divided to permit consideration of the suspension of the Rules relative to Senate Bills Nos. 923, 576, and 244, separately.

Ruling by Speaker pro Tempore Ma

Speaker pro Tempore Ma ruled that the question is divisible as requested.

Question 1

Shall Assembly Rule 69(d) be suspended to permit consideration of Senate Bills Nos. 923 and 576 as amended, without the one-day wait on File?

Unanimous Consent Granted

Assembly Member Charles Calderon was granted unanimous consent that Assembly Rule 69(d) be suspended to permit consideration of Senate Bills Nos. 923 and 576 as amended, without the one-day wait on File.

Question 2

Shall Assembly Rule 69(d) be suspended to permit consideration of Senate Bill No. 244 as amended, without the one-day wait on File?

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 10:21 a.m.

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

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

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

Senate Bills Nos. 617 and 922, ordered to third reading.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 946—An act to amend Section 121022 of, to add Section 1374.74 to, and to add and repeal Section 1374.73 of, the Health and Safety Code, to add and repeal Sections 10144.51 and 10144.52 of the Insurance Code, and to amend Sections 5705, 5708, 5710, 5716, 5724, and 5750.1 of the Welfare and Institutions Code, relating to health.

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. 226—An act to amend Section 65919.10 of the Government Code, and to amend Sections 21083.9 and 21084 of, and to add Sections 21080.35, 21094.5, 21094.5.5, and 25500.1 to, the Public Resources Code, relating to environmental quality.

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.

**REQUEST FOR UNANIMOUS CONSENT TO SUSPEND
ASSEMBLY RULE 63**

Assembly Member Charles Calderon requested unanimous consent that Assembly Rule 63 be suspended to permit consideration of Senate Bills Nos. 617 and 922 without reference to file, and Senate Bill No. 946 as amended, without reference to print or file.

Assembly Member Hagman withheld unanimous consent.

Motion to Suspend Assembly Rule 63

Assembly Member Charles Calderon moved that Assembly Rule 63 be suspended to permit consideration of Senate Bills Nos. 617 and 922 without reference to file, and Senate Bill No. 946 as amended, without reference to print or file.

Assembly Member Feuer seconded the motion.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 10:24 a.m.

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

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

SENATE BILL NO. 356 (Blakeslee)—An act to add Section 5080.43 to the Public Resources Code, relating to state parks, and making an appropriation therefor.

Bill presented by Assembly Member Huffman.

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

AYES—76

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

NOES—1

Lara

Bill ordered transmitted to the Senate.

SENATE BILL NO. 734 (DeSaulnier)—An act to add Section 14211 to the Unemployment Insurance Code, relating to workforce development.

Bill presented by Assembly Member Charles Calderon.

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

AYES—51

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

NOES—27

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

Bill ordered transmitted to the Senate.

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 presented by Assembly Member Pan.

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

AYES—53

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

NOES—26

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

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 51: Assembly Member Achadjian from “Aye” to “No”.

Bill ordered transmitted to the Senate.

**CONSIDERATION OF SENATE BILL NO. 923
BY UNANIMOUS CONSENT**

Pursuant to the motion by Assembly Member Charles Calderon and unanimous consent granted earlier this day, Assembly Member Solorio was permitted to take up Senate Bill No. 923 as amended, without the one-day wait on File, for purpose of consideration.

SENATE BILL NO. 923 (De León)—An act to amend Section 5307.1 of the Labor Code, relating to workers’ compensation.

Bill presented by Assembly Member Solorio.

Bill read third time.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 10:59 a.m.

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

**REQUEST FOR UNANIMOUS CONSENT TO SUSPEND
ASSEMBLY RULE 63**

Assembly Member Charles Calderon requested unanimous consent that Assembly Rule 63 be suspended to permit consideration of Senate Bill No. 226 as amended, without reference to print or file.

Assembly Member Hagman withheld unanimous consent.

Motion to Suspend Assembly Rule 63

Assembly Member Charles Calderon moved that Assembly Rule 63 be suspended to permit consideration of Senate Bill No. 226 as amended, without reference to print or file.

Assembly Member Feuer seconded the motion.

Motion to suspend Assembly Rule 63 carried by the following vote:

AYES—49

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

NOES—26

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

**CALL OF THE ASSEMBLY DISPENSED WITH ON
MOTION TO SUSPEND ASSEMBLY RULE 69(d) RELATIVE TO
SENATE BILL NO. 244**

At 11:01 a.m., on motion of Assembly Member Charles Calderon, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The motion to suspend Assembly Rule 69(d) carried by the following vote:

AYES—50

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

**CALL OF THE ASSEMBLY DISPENSED WITH ON
MOTION TO SUSPEND ASSEMBLY RULE 63 RELATIVE TO
SENATE BILLS NOS. 617, 922, AND 946**

At 11:02 a.m., on motion of Assembly Member Charles Calderon, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The motion to suspend Assembly Rule 63 carried by the following vote:

AYES—50

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

**REQUEST FOR UNANIMOUS CONSENT TO SUSPEND
JOINT RULE 62(a)**

Assembly Member Charles Calderon requested unanimous consent that Joint Rule 62(a) be suspended to permit the Committee on Elections and Redistricting to hear Senate Bill No. 202 and Assembly Bill No. 65 today, upon call of the Chair.

Assembly Member Hagman withheld unanimous consent.

Motion to Suspend Joint Rule 62(a)

Assembly Member Charles Calderon moved that Joint Rule 62(a) be suspended to permit the Committee on Elections and Redistricting to hear Senate Bill No. 202 and Assembly Bill No. 65 today, upon call of the Chair.

Assembly Member Feuer seconded the motion.

Motion to suspend Joint Rule 62(a) carried by the following vote:

AYES—50

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

NOES—26

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

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

SENATE BILL NO. 576 (Ron Calderon)—An act to amend Sections 186.22, 186.33, 667.61, 1170, 1170.1, and 1170.3 of, and to amend, add, and repeal Sections 12021.5, 12022.2, and 12022.4 of, the Penal Code, relating to sentencing, and declaring the urgency thereof, to take effect immediately.

Bill presented by Assembly Member Cedillo.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—79

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

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—79

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

NOES—None

Bill ordered transmitted to the Senate.

**CONSIDERATION OF SENATE BILL NO. 244
WITHOUT REFERENCE TO FILE**

Pursuant to the motion by Assembly Member Charles Calderon and a roll call vote taken earlier this day, Assembly Member Perea was permitted to take up Senate Bill No. 244 as amended, without reference to file, for purpose of consideration.

SENATE BILL NO. 244 (Wolk)—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 presented by Assembly Member Perea.

Bill read third time.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 11:07 a.m.

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

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

MOTION TO RECONSIDER SENATE BILL NO. 369

In compliance with a motion given on a previous day, Assembly Member Monning moved that the vote be reconsidered whereby Senate Bill No. 369 was refused passage.

Senate Bill No. 369 reconsidered by the following vote:

AYES—50

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

NOES—26

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

Further Consideration of Senate Bill No. 369

SENATE BILL NO. 369 (Evans)—An act to amend Sections 8276.2, 8276.3, 8279.1, 8280.1, 8280.2, 8280.3, 8280.4, 8280.5, and 8280.6 of, and to add and repeal Sections 8276.4 and 8276.5 of, the Fish and Game Code, relating to commercial fishing.

Bill presented by Assembly Member Monning.

Bill read third time.

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, 11:13 a.m.

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

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 1184, on request of Speaker pro Tempore Ma.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 242 (Committee on Revenue and Taxation)—An act to amend Sections 1793.2 and 1793.25 of the Civil Code, and to amend Sections 6055, 6203.5, 6248, 6353, 6356.5, 6356.6, 6358.5, 7096, 7101, 8351, and 30474 of, and to add Sections 7157, 8407, 17131.10, 17131.12, 17134.1, 30483, and 60709 to, the Revenue and Taxation Code, relating to taxation.

Bill presented by Assembly Member Perea.

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—79

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

NOES—None

Bill ordered enrolled.

ASSEMBLY BILL NO. 101 (John A. Pérez)—An act to add Article 19.5 (commencing with Section 8430) to Chapter 2 of Part 6 of Division 1 of Title 1 of the Education Code, relating to child care.

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—51

Alejo	Carter	Hall	Pan
Allen	Cedillo	Hayashi	Perea
Ammiano	Chesbro	Hernández	Pérez, V.M.
Atkins	Davis	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	Williams
Butler	Galgiani	Mendoza	Yamada
Calderon	Gatto	Mitchell	Mr. Speaker
Campos	Gordon	Monning	

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 enrolled.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 1320, on request of Assembly Member Allen.

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

ASSEMBLY BILL NO. 706 (Torres)—An act to amend Sections 132400, 132410, and 132415 of the Public Utilities Code, relating to the Metro Gold Line Foothill Extension Construction Authority, and declaring the urgency thereof, to take effect immediately.

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.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—74

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

NOES—4

Donnelly	Gaines	Grove	Olsen
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The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—74

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

NOES—4

Donnelly	Gaines	Grove	Olsen
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Bill ordered enrolled.

ASSEMBLY BILL NO. 946 (Bonnie Lowenthal)—An act to add Chapter 3.3 (commencing with Section 4218) to Division 5 of Title 1 of the Government Code, relating to public contracts, and declaring the urgency thereof, to take effect immediately.

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.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—79

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

NOES—None

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—79

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

NOES—None

Bill ordered enrolled.

ASSEMBLY BILL NO. 1352 (Logue)—An act to add Section 10752.7 to the Revenue and Taxation Code, relating to taxation.

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—79

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

NOES—None**Vote Changes**

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 1352: Assembly Member Olsen from “No” to “Aye”.

Bill ordered enrolled.

**CONSIDERATION OF SENATE BILL NO. 946
WITHOUT REFERENCE TO FILE**

Pursuant to the motion by Assembly Member Charles Calderon and a roll call vote taken earlier this day, Assembly Member Beall was permitted to take up Senate Bill No. 946 as amended, without reference to print or file, for purpose of consideration.

SENATE BILL NO. 946 (Steinberg)—An act to amend Section 121022 of, to add Section 1374.74 to, and to add and repeal Section 1374.73 of, the Health and Safety Code, to add and repeal Sections 10144.51 and 10144.52 of the Insurance Code, and to amend Sections 5705, 5708, 5710, 5716, 5724, and 5750.1 of the Welfare and Institutions Code, relating to health.

Bill presented by Assembly Member Beall.

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

AYES—52

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

NOES—21

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

Bill ordered transmitted to the Senate.

ACTION REVISED ON SENATE BILL NO. 791

Speaker pro Tempore Ma revised the action whereby the Assembly, on August 25, 2011 (Assembly Journal, page 2570), re-referred Senate Bill No. 791 to the Committee on Rules pursuant to Assembly Rule 77.2, and that the bill be re-referred to the Committee on Health pursuant to Assembly Rule 77.2.

JOINT RULE 62(a) SUSPENDED

Assembly Member Charles Calderon was granted unanimous consent that Joint Rule 62(a) be suspended to permit the following bills to be heard in committees as noted:

Committee on Governmental Organization, to hear Assembly Bill No. 1417 today, upon call of the Chair.

Committee on Insurance, to hear Assembly Bills Nos. 228 and 585 today, upon call of the Chair.

Committee on Judiciary, to hear Assembly Bill No. 456 today, upon call of the Chair.

Committee on Natural Resources, to hear Senate Bill No. 618 today, upon call of the Chair.

COMMITTEE MEETING ANNOUNCEMENTS

Speaker pro Tempore Ma announced that the following committees would meet today, during recess:

Elections and Redistricting;
Judiciary, in Room 4202;
Utilities and Commerce.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 923**

At 12:45 p.m., on motion of Assembly Member Solorio, 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 Solorio moved to continue the call of the Assembly.

Motion carried. Time, 12:45 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. 244**

At 12:46 p.m., on motion of Assembly Member Perea, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 244 passed by the following vote:

AYES—47

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

NOES—30

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

Bill ordered transmitted to the Senate.

RECESS

By unanimous consent, at 12:47 p.m., Speaker pro Tempore Ma declared the Assembly recessed.

RECONVENED

At 2:29 p.m., the Assembly reconvened.

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

**CONSIDERATION OF SENATE BILL NO. 617
WITHOUT REFERENCE TO FILE**

Pursuant to the motion by Assembly Member Charles Calderon and a roll call vote taken earlier this day, Assembly Member Dickinson was permitted to take up Senate Bill No. 617, without reference to file, for purpose of consideration.

SENATE BILL NO. 617 (Ron Calderon)—An act to amend Sections 11346.2, 11346.3, 11346.5, 11346.9, 11347.3, 11349.1, 13401, 13402, 13403, 13404, 13405, 13406, and 13407 of, and to add Sections 11342.548, 11346.36, and 11349.1.5 to, the Government Code, relating to state government.

Bill presented by Assembly Member Dickinson.

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

AYES—58

Achadjian	Carter	Hagman	Nielsen
Alejo	Cedillo	Hall	Pan
Allen	Chesbro	Hayashi	Perea
Ammiano	Cook	Hernández	Pérez, V.M.
Atkins	Davis	Hill	Portantino
Beall	Dickinson	Huber	Skinner
Block	Eng	Hueso	Solorio
Blumenfield	Feuer	Huffman	Swanson
Bonilla	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	Nestande	

NOES—19

Conway	Harkey	Mansoor	Silva
Donnelly	Jeffries	Miller	Smyth
Gaines	Jones	Morrell	Valadao
Grove	Knight	Norby	Wagner
Halderman	Logue	Olsen	

Bill ordered transmitted to the Senate.

**CONSIDERATION OF SENATE BILL NO. 922
WITHOUT REFERENCE TO FILE**

Pursuant to the motion by Assembly Member Charles Calderon and a roll call vote taken earlier this day, Assembly Member Williams was permitted to take up Senate Bill No. 922, without reference to file, for purpose of consideration.

SENATE BILL NO. 922 (Steinberg)—An act to add Chapter 2.8 (commencing with Section 2500) to Part 1 of Division 2 of the Public Contract Code, relating to public contracts.

Bill presented by Assembly Member Williams.

Bill read third time.

Point of Order

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

That Assembly Member Donnelly limit his 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 Hagman arose to the following point of order:

That the Rules be applied equally to both parties; yesterday a Member made remarks in debate not related to the merits of the bill.

Reply by Speaker pro Tempore Ma

The Speaker pro Tempore replied that points of order must be raised at the time of debate, not during Floor Session on a subsequent day.

Point of Order

Assembly Member Donnelly arose to the following point of order:

That Assembly Member Torres is not limiting her comments to the merits of the bill and is making negative remarks in debate.

Ruling by Speaker pro Tempore Ma

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

Announcement

The Speaker pro Tempore addressed the assemblage relative to decorum in debate and instructed Members to address the merits of the measures before the Body and refrain from personal attacks.

Speaker pro Tempore Ma instructed Assembly Member Torres to speak to the merits of the bill and refrain from comments which are unnecessary in debate.

Request for Use of Visual Aids

Assembly Member Grove requested unanimous consent to use visual aids on the Floor to assist in debate.

Speaker pro Tempore Ma withheld unanimous consent and advised Assembly Member Grove that prior permission had not been requested.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—52

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

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.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 431 (Emmerson)—An act to amend Sections 4104, 4105, and 4112 of the Business and Professions Code, relating to pharmacies.

Bill presented by Assembly Member Fuentes.

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

AYES—79

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

NOES—None

Bill ordered transmitted to the Senate.

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

ASSEMBLY BILL NO. 687 (Fletcher)—An act to amend Sections 7663, 7664, 7666, 7667, 9003, and 9102 of, and to add Sections 7913, 8601.5, 8704.5, and 9213 to, the Family Code, relating to adoption.

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—79

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

NOES—None

Bill ordered enrolled.

**REPORTS OF STANDING COMMITTEES
Committee on Elections and Redistricting**

Date of Hearing: September 9, 2011

Mr. Speaker: Your Committee on Elections and Redistricting reports:

Senate Bill No. 202

With the recommendation: Do pass.

FONG, Chair

Above bill ordered to second reading.

**REQUEST FOR UNANIMOUS CONSENT TO SUSPEND
ASSEMBLY RULE 63**

Assembly Member Charles Calderon requested unanimous consent that Assembly Rule 63 be suspended to permit consideration of Senate Bill No. 202, without reference to file.

Assembly Member Hagman withheld unanimous consent.

Motion to Suspend Assembly Rule 63

Assembly Member Charles Calderon moved that Assembly Rule 63 be suspended to permit consideration of Senate Bill No. 202, without reference to file.

Assembly Member Gatto seconded the motion.

Motion to suspend Assembly Rule 63 carried by the following vote:

AYES—51

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

NOES—28

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

Further Consideration of Senate Bill No. 202

SENATE BILL NO. 202 (Hancock)—An act to amend Section 9016 of the Elections Code, and to repeal Section 1 of Chapter 732 of the Statutes of 2010, relating to elections.

Bill presented by Assembly Member Gordon.

Bill read third time.

Assembly Rule 112 Suspended

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

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—45

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

NOES—30

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

Bill ordered transmitted to the Senate.

MESSAGES FROM THE SENATE

Senate Chamber, September 9, 2011

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

Assembly Bill No. 203	Assembly Bill No. 815
Assembly Bill No. 306	Assembly Bill No. 1155
Assembly Bill No. 664	Assembly Bill No. 1418
Assembly Bill No. 750	

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, September 9, 2011

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

Assembly Bill No. 238	Assembly Bill No. 900
Assembly Bill No. 378	Assembly Bill No. 983
Assembly Bill No. 621	Assembly Bill No. 1426

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, September 8, 2011

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

Assembly Bill No. 56
 Assembly Bill No. 144
 Assembly Bill No. 172
 Assembly Bill No. 183
 Assembly Bill No. 340

Assembly Bill No. 604
 Assembly Bill No. 688
 Assembly Bill No. 732
 Assembly Bill No. 1059

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.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 1307 (Skinner)—An act to amend Section 7145.5 of the Business and Professions Code, to add Section 15624.5 to the Government Code, to add Section 6070.5 to the Revenue and Taxation Code, and to amend Section 1088.5 of the Unemployment Insurance Code, relating to taxation.

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—49

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

NOES—29

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

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1424 (Perea)—An act to amend Sections 31 and 476 of, and to add Section 494.5 to, the Business and Professions Code, to add Section 12419.13 to the Government Code, to add Section 10295.4 to the Public Contract Code, to amend Sections 7063, 19195, and 19533 of, to add Sections 6835, 7057, 7057.5, 19377.5, 19571, and 19572 to, to add Article 9 (commencing with Section 6850) to Chapter 6 of Part 1 of Division 2 of, and to add Article 7 (commencing with Section 19291) to Chapter 5 of Part 10.2 of Division 2 of, the Revenue and Taxation Code, and to add Section 34623.1 to the Vehicle Code, relating to taxation.

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—47

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

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 enrolled.

ASSEMBLY BILL NO. 436 (Solorio)—An act to amend Sections 17250.30 and 81704 of the Education Code, to amend Section 6531 of the Government Code, to amend Section 1771.7 of, to repeal Sections 1771.55, 1771.75, 1771.8, 1771.85, and 1771.9 of, and to repeal and add Sections 1771.3 and 1771.5 of, the Labor Code, and to amend Sections 6804, 20133, 20175.2, 20193, 20209.7, 20688.6, and 20919.3 of the Public Contract Code, relating to public works, 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—51

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

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	

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 436: Assembly Member Hueso from “No” to “Aye”.

Bill ordered enrolled.

RECESS

By unanimous consent, at 4:23 p.m., Speaker pro Tempore Ma declared the Assembly recessed to convene the First Extraordinary Session.

RECONVENED

At 4:24 p.m., the Assembly reconvened.

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

**REQUEST FOR UNANIMOUS CONSENT TO SUSPEND
JOINT RULE 62(a)**

Assembly Member Charles Calderon requested unanimous consent that Joint Rule 62(a) be suspended to permit the Committee on Health to hear Senate Bill No. 791 today, upon call of the Chair.

Assembly Member Hagman withheld unanimous consent.

Motion to Suspend Joint Rule 62(a)

Assembly Member Charles Calderon moved that Joint Rule 62(a) be suspended to permit the Committee on Health to hear Senate Bill No. 791 today, upon call of the Chair.

Assembly Member Gatto seconded the motion.

Motion to suspend Joint Rule 62(a) carried by the following vote:

AYES—52

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

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	

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

Pursuant to Assembly Rule 77.2, Speaker pro Tempore Ma re-referred Assembly Bill No. 1426 to the Committee on Insurance.

**REQUEST FOR UNANIMOUS CONSENT TO SUSPEND
JOINT RULE 62(a)**

Assembly Member Charles Calderon requested unanimous consent that Joint Rule 62(a) be suspended to permit the Committee on Insurance to hear Assembly Bill No. 1426 today, upon call of the Chair.

Assembly Member Hagman withheld unanimous consent.

Motion to Suspend Joint Rule 62(a)

Assembly Member Charles Calderon moved that Joint Rule 62(a) be suspended to permit the Committee on Insurance to hear Assembly Bill No. 1426 today, upon call of the Chair.

Assembly Member Gatto seconded the motion.

Motion to suspend Joint Rule 62(a) carried by the following vote:

AYES—52

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

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	

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

Pursuant to Assembly Rule 77.2, Speaker pro Tempore Ma re-referred Assembly Bill No. 238 to the Committee on Judiciary.

**REQUEST FOR UNANIMOUS CONSENT TO SUSPEND
JOINT RULE 62(a)**

Assembly Member Charles Calderon requested unanimous consent that Joint Rule 62(a) be suspended to permit the Committee on Judiciary to hear Assembly Bill No. 238 today, upon call of the Chair.

Assembly Member Hagman withheld unanimous consent.

Motion to Suspend Joint Rule 62(a)

Assembly Member Charles Calderon moved that Joint Rule 62(a) be suspended to permit the Committee on Judiciary to hear Assembly Bill No. 238 today, upon call of the Chair.

Assembly Member Gatto seconded the motion.

Motion to suspend Joint Rule 62(a) carried by the following vote:

AYES—50

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

NOES—28

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

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

Pursuant to Assembly Rule 77.2, Speaker pro Tempore Ma re-referred Assembly Bill No. 1418 to the Committee on Governmental Organization.

**REQUEST FOR UNANIMOUS CONSENT TO SUSPEND
JOINT RULE 62(a)**

Assembly Member Charles Calderon requested unanimous consent that Joint Rule 62(a) be suspended to permit the Committee on Governmental Organization to hear Assembly Bill No. 1418 today, upon call of the Chair.

Assembly Member Hagman withheld unanimous consent.

Motion to Suspend Joint Rule 62(a)

Assembly Member Charles Calderon moved that Joint Rule 62(a) be suspended to permit the Committee on Governmental Organization to hear Assembly Bill No. 1418 today, upon call of the Chair.

Assembly Member Gatto seconded the motion.

Motion to suspend Joint Rule 62(a) carried by the following vote:

AYES—51

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

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	

COMMITTEE MEETING ANNOUNCEMENTS

Speaker pro Tempore Ma announced that the following committees would meet today, during recess:

Health, in Room 4202;

Insurance, in the Tom Bane Rules Committee Room;

Judiciary, in Room 126;

Natural Resources, in Room 447;

Utilities and Commerce, in Room 437;

Governmental Organization, upon adjournment of the Committee on Health, in Room 4202.

RECESS

By unanimous consent, at 4:39 p.m., Speaker pro Tempore Ma declared the Assembly recessed.

RECONVENED

At 5:46 p.m., the Assembly reconvened.

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

BILLS ORDERED RETURNED TO SENATE

Speaker pro Tempore Ma, was granted unanimous consent that Assembly Bill No. 900 be ordered returned to the Senate for further action.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:
Senate Bill No. 214, on request of Speaker pro Tempore Ma.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

Date of Hearing: September 9, 2011

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 456

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

FEUER, Chair

Above bill ordered to unfinished business file.

Committee on Elections and Redistricting

Date of Hearing: September 9, 2011

Mr. Speaker: Your Committee on Elections and Redistricting reports:

Assembly Bill No. 65

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

FONG, Chair

Above bill ordered to unfinished business file.

CAUCUS ANNOUNCEMENTS

At 5:51 p.m., by unanimous consent, the Republican Caucus was permitted to meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 5:51 p.m., Speaker pro Tempore Ma declared the Assembly recessed.

RECONVENED

At 6:35 p.m., the Assembly reconvened.

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

REPORTS OF STANDING COMMITTEES

Committee on Governmental Organization

Date of Hearing: September 9, 2011

Mr. Speaker: Your Committee on Governmental Organization reports:

Assembly Bill No. 1417

Assembly Bill No. 1418

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

HALL, Chair

Above bills ordered to unfinished business file.

Committee on Judiciary

Date of Hearing: September 9, 2011

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 238

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

FEUER, Chair

Above bill ordered to unfinished business file.

Committee on Insurance

Date of Hearing: September 9, 2011

Mr. Speaker: Your Committee on Insurance reports:

Assembly Bill No. 228

Assembly Bill No. 585

Assembly Bill No. 1426

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

SOLORIO, Chair

Above bills ordered to unfinished business file.

DEBATE LIMITED

Speaker pro Tempore Ma announced that by unanimous consent and leadership agreement, debate would be limited to three minutes to open, three minutes for debate, and three minutes to close.

**CONSIDERATION OF SUPPLEMENTAL FILE NO. 1
UNFINISHED BUSINESS**

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 456 (Wagner)—An act to amend Section 3084 and 8416 of the Civil Code, relating to mechanics liens.

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—79

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

NOES—None**Vote Changes**

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 456: Assembly Member Garrick from “No” to “Aye”.

Bill ordered enrolled.

ASSEMBLY BILL NO. 203 (Brownley)—An act to amend Sections 53300 and 53302 of, and to add Sections 53300.5, 53304, and 53305 to, the Education Code, relating to school intervention.

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.

Call of the Assembly

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

Motion carried. Time, 6:42 p.m.

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

ASSEMBLY BILL NO. 65 (Gatto)—An act to amend Section 9085 of the Elections Code, and to amend Section 88002.5 of the Government Code, relating to elections.

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—62

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

NOES—14

Conway	Grove	Knight	Nielsen
Donnelly	Hagman	Mansoor	Wagner
Fletcher	Halderman	Miller	
Gaines	Jones	Morrell	

Bill ordered enrolled.

ASSEMBLY BILL NO. 306 (Gatto)—An act to add and repeal Section 25325 of the Public Resources Code, relating to energy.

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—56

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

NOES—21

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

Bill ordered enrolled.

ASSEMBLY BILL NO. 664 (Ammiano)—An act to amend Section 53395.8 of, and to add Sections 53395.81 and 53397.71 to, the Government Code, relating to infrastructure financing districts.

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

Achadjian	Cook	Hernández	Norby
Alejo	Davis	Hill	Olsen
Allen	Dickinson	Huber	Pan
Ammiano	Donnelly	Hueso	Perea
Atkins	Eng	Huffman	Pérez, V.M.
Beall	Feuer	Jeffries	Portantino
Berryhill	Fletcher	Jones	Silva
Block	Fong	Knight	Skinner
Blumenfield	Fuentes	Lara	Smyth
Bonilla	Furutani	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	

NOES—1

Gaines

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 664: Assembly Member Beth Gaines from “Aye” to “No”.

Bill ordered enrolled.

ASSEMBLY BILL NO. 750 (Hueso)—An act to add and repeal Division 5 (commencing with Section 64160) of Title 6.7 of the Government Code, relating to finance.

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—54

Alejo	Carter	Hayashi	Pan
Allen	Cedillo	Hernández	Perea
Ammiano	Chesbro	Hill	Pérez, V.M.
Atkins	Davis	Huber	Portantino
Beall	Dickinson	Hueso	Skinner
Block	Eng	Huffman	Solorio
Blumenfield	Feuer	Jones	Swanson
Bonilla	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	Nielsen	

NOES—25

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

Bill ordered enrolled.

ASSEMBLY BILL NO. 815 (Brownley)—An act to add Article 6 (commencing with Section 51460) to Chapter 3 of Part 28 of Division 4 of Title 2 of the Education Code, relating to instructional programs, 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—57

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

NOES—22

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

Bill ordered enrolled.

ASSEMBLY BILL NO. 1155 (Alejo)—An act to amend Section 4663 of the Labor Code, relating to workers' compensation.

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—51

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

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 enrolled.

ASSEMBLY BILL NO. 378 (Solorio)—An act to amend Sections 139.3, 139.31, and 5307.1 of the Labor Code, relating to workers’ compensation.

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

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

NOES—2

- | | |
|-----------|--------|
| Halderman | Torres |
|-----------|--------|

Bill ordered enrolled.

ASSEMBLY BILL NO. 621 (Charles Calderon)—An act to amend, repeal, and add Section 1936 of the Civil Code, relating to vehicle rental agreements.

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—66

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

NOES—13

Donnelly	Jones	Miller	Valadao
Grove	Knight	Morrell	
Halderman	Logue	Nielsen	
Harkey	Mansoor	Silva	

Bill ordered enrolled.

ASSEMBLY BILL NO. 983 (Perea)—An act to amend Sections 116760.20, 116760.70, and 116761.23 of, and to add Section 116760.39 to, the Health and Safety Code, relating to public health, 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—79

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

NOES—None

Bill ordered enrolled.

ASSEMBLY BILL NO. 56 (Hill)—An act to add Sections 956.5, 957, 958, 958.5, 959, and 969 to the Public Utilities Code, relating to gas corporations.

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—71

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

NOES—7

Conway	Jones	Morrell	Olsen
Donnelly	Knight	Norby	

Bill ordered enrolled.

ASSEMBLY BILL NO. 144 (Portantino)—An act to amend Sections 7574.14 and 7582.2 of the Business and Professions Code, and to amend Sections 16520, 16750, 16850, 25595, and 25605 of, to add Sections 626.92, 16950, 17040, 17295, 17512, and 25590 to, and to add Chapter 6 (commencing with Section 26350) to Division 5 of Title 4 of Part 6 of, the Penal Code, relating to firearms.

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.)

At 7:13 p.m., Assistant Speaker pro Tempore Mike Gatto, 43rd District, presiding

The question being on concurrence in Senate amendments.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 7:21 p.m.

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

ASSEMBLY BILL NO. 183 (Ma)—An act to add Section 23394.7 to 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—52

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

NOES—27

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

Bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 144**

At 7:22 p.m., on motion of Assembly Member Portantino, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly concurred in Senate amendments to Assembly Bill No. 144 by the following vote:

AYES—48

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

NOES—30

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

Bill ordered enrolled.

At 7:23 p.m., Speaker pro Tempore Fiona Ma, 12th District, presiding

**CONSIDERATION OF SUPPLEMENTAL FILE NO. 1 (RESUMED)
UNFINISHED BUSINESS (RESUMED)**

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 172 (Eng)—An act to add Sections 11004.4, 11004.5, 11004.6, and 11004.7 to the Government Code, relating to state agencies.

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—54

Alejo	Carter	Hall	Pan
Allen	Cedillo	Hayashi	Perea
Ammiano	Chesbro	Hernández	Pérez, V.M.
Atkins	Davis	Hill	Portantino
Beall	Dickinson	Huber	Skinner
Block	Eng	Hueso	Solorio
Blumenfield	Feuer	Huffman	Swanson
Bonilla	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	Nestande	

NOES—25

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

Bill ordered enrolled.

ASSEMBLY BILL NO. 340 (Furutani)—An act relating to public employees' retirement.

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 refused to concur in Senate amendments by the following vote:

AYES—4

Cedillo	Furutani	Hayashi	Mitchell
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NOES—75

Achadjian	Cook	Hernández	Norby
Alejo	Davis	Hill	Olsen
Allen	Dickinson	Huber	Pan
Ammiano	Donnelly	Hueso	Perea
Atkins	Eng	Huffman	Pérez, V.M.
Beall	Feuer	Jeffries	Portantino
Berryhill	Fletcher	Jones	Silva
Block	Fong	Knight	Skinner
Blumenfield	Fuentes	Lara	Smyth
Bonilla	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	Monning	Williams
Carter	Halderman	Morrell	Yamada
Chesbro	Hall	Nestande	Mr. Speaker
Conway	Harkey	Nielsen	

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 340: Assembly Member Bonnie Lowenthal from "Aye" to "No".

ASSEMBLY BILL NO. 688 (Pan)—An act to add Section 114094.5 to, and to add Chapter 3.5 (commencing with Section 110286) to Part 5 of Division 104 of, the Health and Safety Code, relating to food and drug safety.

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—52

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

NOES—25

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

Bill ordered enrolled.

ASSEMBLY BILL NO. 732 (Buchanan)—An act to amend Sections 9086 and 9087 of the Elections Code, and to amend Sections 88002 and 88003 of the Government Code, relating to elections.

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—79

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

NOES—None

Bill ordered enrolled.

ASSEMBLY BILL NO. 1059 (Huffman)—An act to amend Section 1797.98b of the Health and Safety Code, relating to emergency medical care.

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—79

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

NOES—None

Bill ordered enrolled.

ASSEMBLY BILL NO. 1418 (Hall)—An act to repeal and add Section 12012.551 of the Government Code, relating to tribal gaming, and declaring the urgency thereof, to take effect immediately.

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.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—75

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

NOES—1

Huffman

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—75

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

NOES—1

Huffman

Vote Changes

By unanimous consent, the following vote changes were permitted on the urgency clause and on concurrence in Senate amendments to Assembly Bill No. 1418: Assembly Member Hueso from “No” to “Aye”; Assembly Member Yamada from “Aye” to “Not Voting”.

Bill ordered enrolled.

ASSEMBLY BILL NO. 238 (Huber)—An act to amend Sections 2983 and 2983.1 of the Civil Code, relating to motor vehicle sales, and declaring the urgency thereof, to take effect immediately.

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.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—79

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

NOES—None

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—79

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

NOES—None

Bill ordered enrolled.

MESSAGES FROM THE SENATE

Senate Chamber, September 9, 2011

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

Assembly Bill No. 900

And respectfully requests the Assembly to concur in said amendments.

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

Above bill ordered to unfinished business file.

DEBATE NOT LIMITED

Speaker pro Tempore Ma announced that by unanimous consent and leadership agreement, debate would be extended to five minutes to open, five minutes for debate, and five minutes to close relative to Assembly Bill No. 900.

**CONSIDERATION OF SUPPLEMENTAL FILE NO. 1 (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS**

ASSEMBLY BILL NO. 900 (Buchanan)—An act to add and repeal Chapter 6.5 (commencing with Section 21178) of Division 13 of the Public Resources Code, relating to environmental quality.

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—58

Achadjian	Conway	Hall	Olsen
Alejo	Cook	Hayashi	Pan
Atkins	Davis	Hernández	Perea
Beall	Dickinson	Hill	Pérez, V.M.
Block	Eng	Huber	Portantino
Blumenfield	Feuer	Hueso	Skinner
Bonilla	Fletcher	Jeffries	Smyth
Bradford	Fong	Lara	Solorio
Brownley	Fuentes	Logue	Swanson
Buchanan	Furutani	Lowenthal	Torres
Butler	Garrick	Ma	Valadao
Calderon	Gatto	Mendoza	Wieckowski
Campos	Gordon	Miller	Mr. Speaker
Carter	Grove	Mitchell	
Cedillo	Hagman	Nestande	

NOES—15

Allen	Donnelly	Jones	Nielsen
Ammiano	Gaines	Knight	Wagner
Berryhill	Halderman	Mansoor	Yamada
Chesbro	Huffman	Monning	

Bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 369**

At 8:12 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. 369 passed by the following vote:

AYES—52

Achadjian	Chesbro	Harkey	Pan
Allen	Conway	Hayashi	Pérez, V.M.
Ammiano	Davis	Hernández	Portantino
Atkins	Dickinson	Hill	Silva
Blumenfield	Eng	Huber	Skinner
Bonilla	Feuer	Huffman	Solorio
Bradford	Fong	Lowenthal	Swanson
Brownley	Furutani	Ma	Torres
Buchanan	Galgiani	Mendoza	Valadao
Butler	Garrick	Mitchell	Wieckowski
Calderon	Gatto	Monning	Williams
Carter	Gordon	Nestande	Yamada
Cedillo	Hall	Norby	Mr. Speaker

NOES—17

Berryhill	Hagman	Logue	Olsen
Donnelly	Halderman	Mansoor	Smyth
Fletcher	Jeffries	Miller	
Gaines	Jones	Morrell	
Grove	Knight	Nielsen	

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 369: Assembly Member Nestande from “No” to “Aye”.

Bill ordered transmitted to the Senate.

**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. 870 to the Committee on Natural Resources.

**REQUEST FOR UNANIMOUS CONSENT TO SUSPEND
JOINT RULE 62(a)**

Assembly Member Charles Calderon requested unanimous consent that Joint Rule 62(a) be suspended to permit the Committee on Natural Resources to hear Senate Bill No. 870 today, upon call of the Chair.

Assembly Member Hagman withheld unanimous consent.

Motion to Suspend Joint Rule 62(a)

Assembly Member Charles Calderon moved that Joint Rule 62(a) be suspended to permit the Committee on Natural Resources to hear Senate Bill No. 870 today, upon call of the Chair.

Assembly Member Feuer seconded the motion.

Motion to suspend Joint Rule 62(a) carried by the following vote:

AYES—52

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

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	

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Charles Calderon announced that the Committee on Natural Resources would meet at this time in the Tom Bane Rules Committee Room.

MEMBERS EXCUSED FOR COMMITTEE MEETING

At 8:15 p.m., by unanimous consent, the members of the Committee on Natural Resources were excused for the purpose of attending a meeting of the committee at this time, in the Tom Bane Rules Committee Room, and without objection, the House was permitted to continue in Floor Session.

**CONSIDERATION OF SUPPLEMENTAL FILE NO. 1 (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS**

ASSEMBLY BILL NO. 1426 (Solorio)—An act to amend Sections 110, 123.5, 123.6, 127, 133, 138, 138.1, 138.2, 5307, 5307.3, 5310, 5311.5, 5500.3, and 5502 of, and to repeal Section 127.5 of, the Labor Code, relating to workers' compensation, and declaring the urgency thereof, to take effect immediately.

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.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—78

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

NOES—None

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—78

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

NOES—None

Bill ordered enrolled.

ASSEMBLY BILL NO. 604 (Skinner)—An act to amend, repeal, and add Sections 121349, 121349.1, 121349.2, and 121349.3 of the Health and Safety Code, relating to public health.

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—52

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

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 enrolled.

**CONSIDERATION OF SENATE BILL NO. 226
WITHOUT REFERENCE TO FILE**

Pursuant to the motion by Assembly Member Charles Calderon and a roll call vote taken earlier this day, Assembly Member Feuer was permitted to take up Senate Bill No. 226 as amended, without reference to print or file, for purpose of consideration.

SENATE BILL NO. 226 (Simitian)—An act to amend Section 65919.10 of the Government Code, and to amend Sections 21083.9 and 21084 of, and to add Sections 21080.35, 21094.5, 21094.5.5, and 25500.1 to, the Public Resources Code, relating to environmental quality.

Bill presented by Assembly Member Feuer.

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

AYES—59

Alejo	Cedillo	Gatto	Ma
Allen	Chesbro	Gordon	Mendoza
Ammiano	Conway	Hagman	Miller
Atkins	Cook	Hall	Mitchell
Beall	Davis	Hayashi	Olsen
Block	Dickinson	Hernández	Pan
Blumenfield	Donnelly	Hill	Perea
Bonilla	Eng	Huber	Pérez, V.M.
Bradford	Feuer	Hueso	Portantino
Brownley	Fletcher	Huffman	Solorio
Buchanan	Fuentes	Jeffries	Torres
Butler	Furutani	Jones	Wieckowski
Calderon	Gaines	Knight	Williams
Campos	Galgiani	Lara	Mr. Speaker
Carter	Garrick	Lowenthal	

NOES—12

Achadjian	Harkey	Nielsen	Swanson
Grove	Logue	Norby	Valadao
Halderman	Mansoor	Silva	Wagner

Vote Changes

By unanimous consent, the following vote changes were permitted on Senate Bill No. 226: Assembly Members Donnelly and Beth Gaines from “No” to “Aye”; Assembly Member Morrell from “No” to “Not Voting”.

Bill ordered transmitted to the Senate.

**REPORTS OF STANDING COMMITTEES
Committee on Utilities and Commerce**

Date of Hearing: September 9, 2011

Mr. Speaker: Your Committee on Utilities and Commerce reports:

Senate Joint Resolution No. 13

With the recommendation: Be adopted.

BRADFORD, Chair

Above resolution ordered to third reading.

MESSAGES FROM THE SENATE

Senate Chamber, September 8, 2011

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

- Assembly Concurrent Resolution No. 26
- Assembly Concurrent Resolution No. 56
- Assembly Concurrent Resolution No. 70
- Assembly Concurrent Resolution No. 75

And respectfully requests the Assembly to concur in said amendments.

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

Above resolutions ordered to unfinished business file.

**CONSIDERATION OF SUPPLEMENTAL FILE NO. 2
UNFINISHED BUSINESS**

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY CONCURRENT RESOLUTION NO. 26 (Galgiani)—Relative to chronic obstructive pulmonary disease.

The question being: Shall the Assembly concur in the Senate amendments to the above resolution?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The Assembly concurred in Senate amendments.

Resolution ordered enrolled.

ASSEMBLY CONCURRENT RESOLUTION NO. 56 (Hill)—Relative to the American flag.

The question being: Shall the Assembly concur in the Senate amendments to the above resolution?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The Assembly concurred in Senate amendments.

Resolution ordered enrolled.

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

The question being: Shall the Assembly concur in the Senate amendments to the above resolution?

(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—74

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
Block	Fuentes	Knight	Skinner
Blumenfield	Furutani	Lara	Smyth
Bradford	Gaines	Logue	Solorio
Brownley	Galgiani	Lowenthal	Swanson
Buchanan	Garrick	Ma	Torres
Butler	Gatto	Mansoor	Valadao
Campos	Grove	Mendoza	Wagner
Carter	Hagman	Miller	Wieckowski
Cedillo	Halderman	Mitchell	Williams
Chesbro	Hall	Monning	Yamada
Conway	Harkey	Morrell	Mr. Speaker
Cook	Hayashi	Nestande	
Davis	Hernández	Nielsen	

NOES—1

Norby

Resolution ordered enrolled.

ASSEMBLY CONCURRENT RESOLUTION NO. 75 (Nielsen)—Relative to the CHP Officer Charles T. Smith Memorial Highway.

The question being: Shall the Assembly concur in the Senate amendments to the above resolution?

(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

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

NOES—1

Norby

Resolution ordered enrolled.

ASSEMBLY BILL NO. 1417 (Hall)—An act relating to tribal gaming, 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—79

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

NOES—None

Bill ordered enrolled.

SENATE JOINT RESOLUTION NO. 13 (Vargas)—Relative to cross-border transmission lines.

Resolution presented by Assembly Member V. Manuel Pérez.

Resolution read.

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, 8:33 p.m.

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

RECESS

By unanimous consent, at 8:34 p.m., Speaker pro Tempore Ma declared the Assembly recessed to reconvene the First Extraordinary Session.

RECONVENED

At 8:34 p.m., the Assembly reconvened.

Hon. John A. Pérez, Speaker of the Assembly, presiding.

REPORTS OF STANDING COMMITTEES

Committee on Natural Resources

Date of Hearing: September 9, 2011

Mr. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 618

With the recommendation: Do pass.

CHESBRO, Chair

Above bill ordered to second reading.

Committee on Health

Date of Hearing: September 9, 2011

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 791

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

MONNING, Chair

Above bill ordered to second reading.

Committee on Natural Resources

Date of Hearing: September 9, 2011

Mr. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 870

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

CHESBRO, Chair

Above bill ordered to second reading.

UNANIMOUS CONSENT GRANTED

Assembly Member Skinner was granted unanimous consent to suspend the Rules to take up Senate Bill No. 618 without reference to file for purpose of reading the bill a second time, and that the bill be ordered to the third reading file.

UNANIMOUS CONSENT GRANTED

Assembly Member Skinner was granted unanimous consent to suspend the Rules to take up Senate Bill No. 791 without reference to file for purpose of reading the bill a second time and adoption of amendments and that the bill, as amended, be ordered to the third reading file.

Second Reading by Unanimous Consent

SENATE BILL NO. 618—An act to amend Sections 2805, 2835, 3511, 4700, 5050, and 5515 of the Fish and Game Code, to add Section 51255.1 to, and to add Chapter 6.9 (commencing with Section 51190) to Part 1 of Division 1 of Title 5 of, the Government Code, and to amend Section 402.1 of the Revenue and Taxation Code, relating to local government.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 791—An act to add and repeal Section 123222.3 of the Health and Safety Code, relating to mammograms.

Bill read second time; amendments proposed by the Committee on Health read and adopted; bill ordered reprinted and to be placed upon the third reading file.

ASSEMBLY RULE 63 SUSPENDED

Assembly Member Skinner was granted unanimous consent that Assembly Rule 63 be suspended to permit consideration of Senate Bill No. 618 without reference to file.

ASSEMBLY RULE 63 SUSPENDED

Assembly Member Skinner was granted unanimous consent that Assembly Rule 63 be suspended to permit consideration of Senate Bill No. 791 as amended, without reference to print or 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. 23 to the Committee on Utilities and Commerce.

**REQUEST FOR UNANIMOUS CONSENT TO SUSPEND
JOINT RULE 62(a)**

Assembly Member Charles Calderon requested unanimous consent that Joint Rule 62(a) be suspended to permit the Committee on Utilities and Commerce to hear Senate Bill No. 23 today, upon call of the Chair.

Assembly Member Hagman withheld unanimous consent.

Motion to Suspend Joint Rule 62(a)

Assembly Member Charles Calderon moved that Joint Rule 62(a) be suspended to permit the Committee on Utilities and Commerce to hear Senate Bill No. 23 today, upon call of the Chair.

Assembly Member Feuer seconded the motion.

Motion to suspend Joint Rule 62(a) carried by the following vote:

AYES—51

Alejo	Campos	Gordon	Monning
Allen	Carter	Hall	Pan
Ammiano	Cedillo	Hayashi	Perea
Atkins	Chesbro	Hernández	Pérez, V.M.
Beall	Davis	Hill	Portantino
Block	Dickinson	Huber	Skinner
Blumenfield	Eng	Hueso	Solorio
Bonilla	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	Knight	Norby
Berryhill	Grove	Logue	Olsen
Conway	Hagman	Mansoor	Smyth
Cook	Halderman	Miller	Valadao
Donnelly	Harkey	Morrell	Wagner
Fletcher	Jeffries	Nestande	
Gaines	Jones	Nielsen	

**CONSIDERATION OF SENATE BILL NO. 618
BY UNANIMOUS CONSENT**

Pursuant to the motion by Assembly Member Skinner and unanimous consent granted earlier this day, Assembly Member V. Manuel Pérez was permitted to take up Senate Bill No. 618, without reference to file, for purpose of consideration.

SENATE BILL NO. 618 (Wolk)—An act to amend Sections 2805, 2835, 3511, 4700, 5050, and 5515 of the Fish and Game Code, to add Section 51255.1 to, and to add Chapter 6.9 (commencing with Section 51190) to Part 1 of Division 1 of Title 5 of, the Government Code, and to amend Section 402.1 of the Revenue and Taxation Code, relating to local government.

Bill presented by Assembly Member V. Manuel Pérez.

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

AYES—77

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

NOES—None

Vote Changes

By unanimous consent, the following vote changes were permitted on Senate Bill No. 618: Assembly Member Beth Gaines from “No” to “Aye”; Assembly Member Skinner from “Aye” to “Not Voting”.

Bill ordered transmitted to the Senate.

**CONSIDERATION OF SENATE BILL NO. 791
BY UNANIMOUS CONSENT**

Pursuant to the motion by Assembly Member Skinner and unanimous consent granted earlier this day, Assembly Member Nestande was permitted to take up Senate Bill No. 791 as amended, without reference to print or file, for purpose of consideration.

SENATE BILL NO. 791 (Simitian)—An act to add and repeal Section 123222.3 of the Health and Safety Code, relating to mammograms.

Bill presented by Assembly Member Nestande.

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

AYES—66

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

NOES—6

Donnelly	Grove	Jones
Gaines	Halderman	Morrell

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE JOINT RESOLUTION NO. 13**

At 9:22 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.

Senate Joint Resolution No. 13 adopted by the following vote:

AYES—50

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

Resolution ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 203**

At 9:23 p.m., on motion of Assembly Member Brownley, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly concurred in Senate amendments to Assembly Bill No. 203 by the following vote:

AYES—53

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

NOES—26

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

Bill ordered enrolled.

**CONSIDERATION OF SUPPLEMENTAL FILE NO. 3
SECOND READING OF SENATE BILLS**

SENATE BILL NO. 870—An act to add Section 25620.16 to, and to add Article 2 (commencing with Section 25621.10) to Chapter 7.2 of Division 15 of, the Public Resources Code, and to amend Sections 890, 892, 892.2, 893, 894, and 895 of, and to repeal Section 892.1 of, the Public Utilities Code, relating to energy.

Bill read second time; amendments proposed by the Committee on Natural Resources read and adopted; bill ordered reprinted and to be returned to the second reading file.

MESSAGES FROM THE SENATE

Senate Chamber, September 9, 2011

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

Assembly Bill No. 155

And respectfully requests the Assembly to concur in said amendments.

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

Above bill ordered to unfinished business file.

Senate Chamber, September 9, 2011

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

Assembly Bill No. 506

Assembly Bill No. 1150

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.

**CONSIDERATION OF SUPPLEMENTAL FILE NO. 3 (RESUMED)
UNFINISHED BUSINESS**

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 228 (Fuentes)—An act to amend Section 11780.5 of the Insurance Code, relating to the State Compensation Insurance Fund.

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—50

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

NOES—26

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

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 228: Assembly Member Nestande from “Aye” to “No”.

Bill ordered enrolled.

ASSEMBLY BILL NO. 155 (Charles Calderon)—An act to repeal and add Section 6203 of the Revenue and Taxation Code, relating to taxation, and declaring the urgency thereof, to take effect immediately.

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.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—68

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

NOES—7

Donnelly	Halderman	Knight	Morrell
Grove	Jones	Mansoor	

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—68

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

NOES—7

Donnelly	Halderman	Knight	Morrell
Grove	Jones	Mansoor	

Vote Changes

By unanimous consent, the following vote change was permitted on the urgency clause and on concurrence in Senate amendments to Assembly Bill No. 155: Assembly Member Beth Gaines from “No” to “Aye”.

Bill ordered enrolled.

ASSEMBLY BILL NO. 506 (Wieckowski)—An act to amend Section 53760 of, and to add Sections 53760.1, 53760.3, 53760.5, and 53760.7 to, the Government Code, relating to local government.

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.

Call of the Assembly

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

Motion carried. Time, 10:17 p.m.

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

ASSEMBLY BILL NO. 1150 (V. Manuel Pérez)—An act to amend Section 379.6 of the Public Utilities Code, relating to electricity.

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—53

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

NOES—23

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

Bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 506**

At 10:22 p.m., on motion of Assembly Member Wieckowski, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly concurred in Senate amendments to Assembly Bill No. 506 by the following vote:

AYES—52

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

NOES—26

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

Bill ordered enrolled.

**CONSIDERATION OF DAILY FILE (RESUMED)
CONSIDERATION OF CONSENT CALENDAR**

The Speaker pro Tempore announced that the next roll call would be on the Consent Calendar.

Consent Calendar—Senate Resolutions

SENATE CONCURRENT RESOLUTION NO. 56 (Yee)—Relative to California Firefighters Memorial Day.

Resolution read, adopted, and ordered transmitted to the Senate.

*(For the vote on the above resolution, see this day's
Consent Calendar roll call.)*

Consent Calendar Roll Call

The roll was called, and the above resolution on the Consent Calendar adopted by the following vote:

AYES—79

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

NOES—None

RECESS

By unanimous consent, at 10:32 p.m., Speaker pro Tempore Ma declared the Assembly recessed to reconvene the First Extraordinary Session.

RECONVENED

At 10:58 p.m., the Assembly reconvened.

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

**REQUEST FOR UNANIMOUS CONSENT TO SUSPEND
ASSEMBLY RULE 63**

Assembly Member Charles Calderon requested unanimous consent that Assembly Rule 63 be suspended to permit consideration of Senate Joint Resolution No. 14 without reference to committee or file.

Assembly Member Halderman withheld unanimous consent.

Motion to Suspend Assembly Rule 63

Assembly Member Charles Calderon moved that Assembly Rule 63 be suspended to permit consideration of Senate Joint Resolution No. 14 without reference to committee or file.

Assembly Member Feuer seconded the motion.

Motion to suspend Assembly Rule 63 carried by the following vote:

AYES—50

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

NOES—26

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

**CONSIDERATION OF SENATE JOINT RESOLUTION NO. 14
WITHOUT REFERENCE TO FILE**

Pursuant to the motion by Assembly Member Charles Calderon and a roll call vote taken, Assembly Member Hall was permitted to take up Senate Joint Resolution No. 14, without reference to committee or file, for purpose of consideration.

SENATE JOINT RESOLUTION NO. 14 (Wright)—Relative to Internet gambling.

Resolution presented by Assembly Member Hall.

Resolution read, and adopted by the following vote:

AYES—61

Achadjian	Cedillo	Harkey	Nielsen
Alejo	Chesbro	Hayashi	Perea
Allen	Conway	Hill	Pérez, V.M.
Ammiano	Cook	Huber	Portantino
Atkins	Davis	Hueso	Skinner
Beall	Dickinson	Huffman	Smyth
Berryhill	Feuer	Jeffries	Solorio
Block	Fletcher	Knight	Swanson
Blumenfield	Fuentes	Lara	Torres
Bonilla	Furutani	Lowenthal	Valadao
Bradford	Galgiani	Ma	Wagner
Buchanan	Garrick	Mendoza	Williams
Butler	Gatto	Miller	Mr. Speaker
Calderon	Gordon	Mitchell	
Campos	Hagman	Monning	
Carter	Hall	Nestande	

NOES—7

Donnelly	Halderman	Logue	Olsen
Grove	Jones	Morrell	

Resolution ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Appropriations

Date of Hearing: September 9, 2011

Mr. Speaker: Your Committee on Appropriations reports:

Senate Concurrent Resolution No. 34

Senate Concurrent Resolution No. 52

With the recommendation: Be adopted.

FUENTES, Chair

Above resolutions ordered to third reading.

**CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 52
BY UNANIMOUS CONSENT—ASSEMBLY RULE 63 SUSPENDED**

Assembly Member V. Manuel Pérez was granted unanimous consent to suspend Assembly Rule 63 to permit consideration of Senate Concurrent Resolution No. 52 without reference to file.

SENATE CONCURRENT RESOLUTION NO. 52 (Vargas)—Relative to the Caltrans Highway Maintenance Leadworker Jaime Obeso Memorial Highway, the Caltrans Leadworker Gary Wayne Smith Memorial Highway, and the Caltrans Equipment Operator II Richard Gonzalez Memorial Interchange.

Resolution presented by Assembly Member V. Manuel Pérez.

Resolution read, and adopted by the following vote:

AYES—76

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

NOES—None

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Concurrent Resolution No. 52: Assembly Member Donnelly from “Aye” to “Not Voting”.

Resolution ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 923**

At 11:07 p.m., on motion of Assembly Member Solorio, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 923 refused passage by the following vote:

AYES—24

Achadjian	Fuentes	Hayashi	Miller
Bradford	Furutani	Jones	Norby
Calderon	Galgiani	Knight	Smyth
Conway	Gatto	Lara	Solorio
Cook	Grove	Logue	Valadao
Fletcher	Hagman	Mansoor	Mr. Speaker

NOES—33

Alejo	Carter	Huffman	Skinner
Allen	Cedillo	Lowenthal	Swanson
Ammiano	Chesbro	Mitchell	Torres
Beall	Dickinson	Monning	Wagner
Block	Feuer	Morrell	Wieckowski
Blumenfield	Gaines	Nestande	Yamada
Bonilla	Halderman	Nielsen	
Brownley	Hill	Olsen	
Campos	Huber	Perea	

Vote Changes

By unanimous consent, the following vote changes were permitted on Senate Bill No. 923: Assembly Members Ma and Silva from "Aye" to "Not Voting".

**Motion to Reconsider Senate Bill No. 923
on Next Legislative Day**

Assembly Member Solorio moved to reconsider on the next legislative day the vote whereby Senate Bill No. 923 was this day refused passage.

Senate Bill No. 923 ordered to the unfinished business file.

RECESS

By unanimous consent, at 11:08 p.m., Speaker pro Tempore Ma declared the Assembly recessed to reconvene the First Extraordinary Session.

RECONVENED

At 11:12 p.m., the Assembly reconvened.

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

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Bradford announced that the Committee on Utilities and Commerce would meet at this time in the Tom Bane Rules Committee Room.

MEMBERS EXCUSED FOR COMMITTEE MEETING

At 11:14 p.m., by unanimous consent, the members of the Committee on Utilities and Commerce were excused for the purpose of attending a meeting of the committee at this time, in the Tom Bane Rules Committee Room, and without objection, the House was permitted to continue in Floor Session.

At 11:15 p.m., Hon. Michael Allen, 7th District, presiding

At 11:45 p.m., Speaker pro Tempore Fiona Ma, 12th District, presiding

REPORTS OF STANDING COMMITTEES

Committee on Utilities and Commerce

Date of Hearing: September 9, 2011

Mr. Speaker: Your Committee on Utilities and Commerce reports:

Senate Bill No. 23

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

BRADFORD, Chair

Above bill ordered to second reading.

UNANIMOUS CONSENT GRANTED

Assembly Member Chesbro was granted unanimous consent to suspend the Rules to take up Senate Bill No. 23 without reference to file for purpose of reading the bill a second time and adoption of committee amendments and that the bill, as amended, be ordered to the third reading file.

Second Reading by Unanimous Consent

SENATE BILL NO. 23—An act to add Section 38566 to the Health and Safety Code, to amend Section 25741.5 of the Public Resources Code, and to amend Sections 399.12, 399.13, 399.15, 399.19, 399.26, 399.30, and 910 of the Public Utilities Code, relating to energy.

Bill read second time; amendments proposed by the Committee on Utilities and Commerce read and adopted; bill ordered reprinted and to be placed upon the third reading file.

**REQUEST FOR UNANIMOUS CONSENT TO SUSPEND
ASSEMBLY RULE 63**

Assembly Member Chesbro requested unanimous consent that Assembly Rule 63 be suspended to permit consideration of Senate Bill No. 23 as amended, without reference to print or file.

Assembly Member Hagman withheld unanimous consent.

Motion to Suspend Assembly Rule 63

Assembly Member Chesbro moved that Assembly Rule 63 be suspended to permit consideration of Senate Bill No. 23 as amended, without reference to print or file.

Assembly Member Bradford seconded the motion.

Motion to suspend Assembly Rule 63 carried by the following vote:

AYES—48

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

NOES—25

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

UNANIMOUS CONSENT GRANTED

Assembly Member Allen was granted unanimous consent to suspend the Rules to take up Senate Bill No. 870 without reference to file for purpose of reading the bill a second time and adoption of committee amendments and that the bill, as amended, be ordered to the third reading file.

Second Reading by Unanimous Consent

SENATE BILL NO. 870—An act to add Section 25620.16 to, and to add Article 2 (commencing with Section 25621.10) to Chapter 7.2 of Division 15 of, the Public Resources Code, and to amend Sections 384, 890, 892, 892.2, 893, 894, and 895 of, and to repeal Section 892.1 of, the Public Resources Code, relating to energy.

Bill read second time; amendments proposed by the Committee on Natural Resources read and adopted; bill ordered reprinted and to be placed upon the third reading file.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND ASSEMBLY RULE 63

Assembly Member Allen requested unanimous consent that Assembly Rule 63 be suspended to permit consideration of Senate Bill No. 870 as amended, without reference to print or file.

Assembly Member Hagman withheld unanimous consent.

Motion to Suspend Assembly Rule 63

Assembly Member Allen moved that Assembly Rule 63 be suspended to permit consideration of Senate Bill No. 870 as amended, without reference to print or file.

Assembly Member Gatto seconded the motion.

Motion to suspend Assembly Rule 63 carried by the following vote:

AYES—50

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

NOES—26

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

Further Consideration of Senate Bill No. 870

SENATE BILL NO. 870 (Padilla)—An act to add Section 25620.16 to, and to add Article 2 (commencing with Section 25621.10) to Chapter 7.2 of Division 15 of, the Public Resources Code, and to amend Sections 384, 890, 892, 892.2, 893, 894, and 895 of, and to repeal Section 892.1 of, the Public Utilities Code, relating to energy.

Bill presented by Assembly Member Bradford.

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

AYES—50

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

NOES—18

Achadjian	Halderman	Logue	Silva
Donnelly	Harkey	Mansoor	Valadao
Gaines	Huffman	Morrell	Wagner
Garrick	Jones	Nielsen	
Grove	Knight	Norby	

Bill ordered transmitted to the Senate.

MOTION TO ADJOURN

At 11:54 p.m., Assembly Member Ammiano moved that the Assembly do now adjourn.

Motion Ruled Out of Order

Speaker pro Tempore Ma ruled the motion out of order as a motion to adjourn is not in order while Calls of the Assembly are pending.

**TWO HUNDRED SEVENTY-NINTH CALENDAR DAY
AT SACRAMENTO, CALIFORNIA**

Assembly Chamber, September 10, 2011

At 12 midnight.

Speaker Pro Tempore Ma, presiding.

GOVERNOR’S REORGANIZATION PLAN NO. 1 OF 2011–12

Governor’s Reorganization Plan No. 1 of 2011–12 was received by the Assembly on June 9, 2011 (Assembly Journal, page 1906). Pursuant to Government Code Section 12080.5, the statutory period expired September 8, 2011. Governor’s Reorganization Plan No. 1 of 2011–12 took effect September 9, 2011.

**CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 34
BY UNANIMOUS CONSENT—ASSEMBLY RULE 63 SUSPENDED**

Assembly Member Allen was granted unanimous consent to suspend Assembly Rule 63 to permit consideration of Senate Concurrent Resolution No. 34, without reference to file.

SENATE CONCURRENT RESOLUTION NO. 34 (Evans)—Relative to the Deputy Frank Trejo Memorial Interchange.

Resolution presented by Assembly Member Allen.

Resolution read, and adopted by the following vote:

AYES—74

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

NOES—2

Donnelly Norby

Resolution ordered transmitted to the Senate.

**CONSIDERATION OF SENATE BILL NO. 23
WITHOUT REFERENCE TO FILE**

Pursuant to the motion and a roll call vote taken earlier this day, Assembly Member Chesbro was permitted to take up Senate Bill No. 23 as amended, without reference to print or file, for purpose of consideration.

SENATE BILL NO. 23 (Simitian)—An act to add Section 38566 to the Health and Safety Code, to amend Section 25741.5 of the Public Resources Code, and to amend Sections 399.12, 399.13, 399.15, 399.19, 399.26, 399.30, and 910 of the Public Utilities Code, relating to energy.

Bill presented by Assembly Member Chesbro.

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

AYES—52

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

NOES—17

Achadjian	Halderman	Mansoor	Valadao
Berryhill	Harkey	Morrell	Wagner
Donnelly	Jones	Nielsen	
Gaines	Knight	Pan	
Grove	Logue	Smyth	

Vote Changes

By unanimous consent, the following vote changes were permitted on Senate Bill No. 23: Assembly Member Nestande from “No” to “Aye”; Assembly Members Galgiani, Garrick, and Silva from “Aye” to “Not Voting”; Assembly Member Jeffries from “No” to “Not Voting”.

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Assembly Member Charles Calderon was granted unanimous consent that the following statements of legislative intent be printed in the Journal:

Legislative Intent—Assembly Bill No. 900

September 9, 2011

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

RE: AB 900 (Buchanan and Gordon)

Dear Mr. Wilson: Assembly Bill 900 would enact the Jobs and Economic Improvement Through Environmental Leadership Act of 2011. We are submitting this letter to the Assembly Daily Journal to clarify the meaning of three provisions in AB 900.

Section 2180(a)(1) provides that “[a] residential, retail, commercial, sports, cultural, entertainment, or recreational use project that is certified as LEED silver . . .” qualifies for the special judicial review process provided in the bill. AB 900 requires project developers to apply for this special process before the project is approved by the lead agency. But buildings cannot be certified as meeting LEED standards until after they are built. To rectify this inherent contradiction, we wish to clarify that a project must be “designed” to the LEED silver standard rather than “certified” as LEED silver.

Section 21180 (a) defines an “applicant” for the special judicial review process to be “a public or private entity or its affiliates, or a person or entity that undertakes a public works project” One of the non-binding legislative findings, Section 21178(e), states that “These projects are privately financed or financed from revenues generated from the projects themselves and do not require taxpayer financing.” We wish to clarify that “[These projects” in subdivision (e) refers specifically to the projects described in the previous subdivision (d): “large construction projects . . . in various regions of the state” Subdivision (e) is in no way intended to conflict with the definition of “applicant” in Section 21180(a) or to suggest that the bill applies only to projects that are sponsored or financed by private entities.

Section 21185(a)(5) states that “the court may grant extensions of time only for good cause shown and in order to promote the interests of justice.” As noted in the bill analyses by the Senate Environmental Quality Committee and the Assembly Floor Analysis, it is our intention that this language applies to both requests by parties to the litigation for an extension of time and to orders made by the court to extend time, on its own motion, upon finding that the necessary criteria are met.

Sincerely,

JOAN BUCHANAN, Assembly Member
Fifteenth District

RICHARD S. GORDON, Assembly Member
Twenty-first District

Legislative Intent—Assembly Bill No. 501

September 8, 2011

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

RE: Assembly Bill 501

Dear Mr. Wilson: It is my intent to clarify the intended application of AB 501 to public agency risk pools formed as separate public agencies pursuant to Government Code Section 6500, et seq. and that provide indemnity protection and related services to public agencies and their employees pursuant to Government Code Section 990.8.

Unless the risk pool provides primarily educational services for students that are primarily performed by a school district, county board of education, or county superintendent of schools, or other educational agency, it is not the intent or purpose that AB 501 provisions apply to public agency risk pools, the risk pool employees or risk pool operations.

Sincerely,

NORA CAMPOS, Assembly Member
Twenty-third District

Legislative Intent—Assembly Bill No. 1329

September 9, 2011

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

Dear Mr. Wilson: The purpose of this letter is to clarify AB 1329, which amends Section 103885 of the Health and Safety Code.

The California Cancer Registry (CCR) has operated effectively for over 25 years through a public/private partnership between a network of regional cancer registries operated by independent research institutes, academic institutions and the State of California.

CCR has become a world-renowned program of cancer registration, surveillance and research that, in its present form and composition, has leveraged the expertise and strengths of its partners, including the California Department of Public Health (CDPH), nonprofit research institutes, universities, hospitals, and others, to benefit from substantial federal funding awarded to the regional cancer registries in California by the National Cancer Institute's Surveillance, Epidemiology, and End Results Program (SEER) and the US Centers for Disease Control and Prevention's National Program of Cancer Registries (NPCR).

It is the intent of AB 1329 to provide CDPH with the additional authority and flexibility to maintain and advance the excellence established in the CCR through a competitive process to issue a single contract, grant, or allocation to an agency. It is not the intention of the bill to remove any existing authority in current law that may allow CDPH to enter contracts, fund and support the CCR.

Sincerely,

MIKE DAVIS, Assembly Member
Forty-eighth District

Legislative Intent—Assembly Bill No. 1344

September 8, 2011

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

Dear Mr. Wilson: My office has been working closely and collaboratively with the League of California Cities and others to draft AB 1344 in response to the many governance challenges that have occurred in the City of Bell. My office drafted recent amendments intended to ensure that local government compensation discussions are carried out in public view with sufficient opportunities for public input. One of the allegations raised by good government advocates and law enforcement leaders is that public officials in the City of Bell enriched themselves by making compensation decisions without an open and accessible public process. My bill would put an end to that practice by setting a higher standard of transparency for local government compensation decisions.

The League of California Cities has suggested that the restrictions in AB 1344 may prevent local agencies from discussing budget and related financial issues as may be required for urgent or emergency needs. That is not the intent of the bill. Local agencies must be authorized to discuss fiscal issues as they arise. I am committed to continuing to work with the League of Cities and others to ensure public confidence in California's public agencies while preserving the authority of those agencies to operate efficiently and effectively.

Respectfully Submitted,

MIKE FEUER, Assembly Member
Forty-second District

Legislative Intent—Assembly Bill No. 6

September 6, 2011

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

RE: AB 6 (Fuentes)—Letter to the Journal

Dear Mr. Wilson: The purpose of this letter is to clarify the intent of Assembly Bill 6 with regards to Section 1801.2 concerning the agreement between the Department of Social Services (DSS) and the Community Services Department (CSD). It is intended that the agreement between the departments be crafted to safeguard the Low Income Home Energy Assistance Program (LIHEAP) to ensure protection of the energy efficiency portion of the LIHEAP block grant. While AB 6 intends to leverage the LIHEAP program in order to maximize benefits under the CalFresh program, we must also continue serving California's seniors and working families who utilize the energy efficiency and weatherization portion of the LIHEAP program.

It would be inconsistent with the intent of AB 6 to adversely affect the energy efficiency portion of the LIHEAP block grant in order to implement the goals of the bill. The interagency agreement should reflect these priorities.

Sincerely,

FELIPE FUENTES, Assembly Member
Thirty-ninth District

Legislative Intent—Assembly Bill No. 720

September 2, 2011

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

RE: AB 720 (Hall) Public Contracts

Dear Mr. E. Dotson Wilson: In authoring AB 720, it is not my intent to restrict county force account work necessary to facilitate capital projects for the purposes of contracting to the private sector. This would typically include design, engineering, inspection, testing, and other force account work necessary to administer private contracts.

In my opinion, changes should be made to the State Controller's Guidelines Schedule 199 "Instructions for Preparing the Annual Road Report" to ensure that there is a distinction between force account reported for facilitating private contracts versus force account reported for actual construction for new road construction and reconstruction projects, prior to the effective date of AB 720.

Revisions to the reporting guidelines may also be necessary to identify work performed by road commissioner authority under subdivision (c) of Section 20395 pursuant to Section 22031 (b) (2) of AB 720. I encourage the State Controller and his staff to work with all stakeholders to update the State Controller's Guidelines Schedule 199 "Instructions for Preparing the Annual Road Report."

Sincerely,

ISADORE HALL, III, Assembly Member
Fifty-second District

Legislative Intent—Assembly Bill No. 56

September 9, 2011

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

RE: Letter to the Journal—Assembly Bill 56

Mr. Wilson: As the author to Assembly Bill 56, I am writing to clarify that it is the intent of the Legislature that whenever the terms “pipelines”, “intrastate transmission line,” or “intrastate distribution line” is used in Assembly Bill 56, those terms shall be defined as follows:

“Commission-regulated gas pipeline facility” means an intrastate gas pipeline facility as defined in Section 60101 of Title 49 of the United States Code, that is subject to the safety regulatory authority of the commission to the extent authorized in the certification submitted by the commission and approved by the United States Secretary of Transportation pursuant to Section 60105 of Title 49 of the United States Code, including each of the following pipelines:

(1) An intrastate distribution line, which is a pipeline that is not subject to the jurisdiction of the Federal Energy Regulatory Commission pursuant to Section 717(b) of Title 15 of the United States Code because it is used for the local distribution of natural gas.

(2) An intrastate transmission line, which is a transmission pipeline that the commission, pursuant to Section 717(c) of Title 15 of the United States Code, has certified to the Federal Energy Regulatory Commission as being subject to the regulatory jurisdiction of the commission over rates and service. For these purposes, a transmission pipeline means a pipeline other than a gathering line that: (A) transports gas from a gathering line or storage facility to a distribution center, storage facility, or large volume customer that is not downstream from a distribution center, (B) operates at a hoop stress of 20 percent or more of specified minimum yield strength, or (C) transports gas within a storage field.

This language is consistent with the definition of a “commission-regulated gas pipeline facility” as contained in Section 950(a) of the Public Utilities Code found in Senate Bill 44 which was enrolled in the 2011 session of the California State Legislature.

Sincerely,

JERRY HILL, Assembly Member
Nineteenth District

Legislative Intent—Assembly Bill No. 42

September 6, 2011

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

Dear Mr. Wilson: The purpose of this letter is to clarify my intent with Assembly Bill 42 (Huffman), which authorizes the Department of Parks & Recreation (DPR) to enter into operating agreements with nonprofit organizations to operate State Park units. Based on the May 13, 2011 list released by DPR, 70 parks across the state are facing permanent closures. AB 42 provides an opportunity to help keep some of those 70 parks open, by utilizing the efforts and resources of qualified nonprofit organizations to operate park units, provided the agreements to do so will assist the department in keeping open a State Park that would otherwise be subject to closure. The skills, expertise, commitment and community connections that qualified nonprofit organizations have can and may be a critical factor in keeping State Parks open.

The intent of this bill is to minimize the number of state parks that are subject to closure as a result of recent state budget reductions that cut \$11 million from DPR's budget. It is not the intent of this bill to alter or affect the application of existing law with regard to the state's authority to contract out, or with regard to the civil service rights and processes that state park employees are currently entitled to, based on their bargaining unit contracts. AB 42 does not in any way affect those rights and processes already in place.

These are challenging times for our State Park System, and I believe AB 42 is an important tool to ensure continued protection of our State Parks.

Sincerely,

JARED HUFFMAN, Assembly Member
Sixth District

Legislative Intent—Assembly Bill No. 964

August 29, 2011

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

Dear Mr. Wilson: The purpose of this letter is to clarify the legislative intent in Assembly Bill 964 (Huffman) of technical amendments to Water Code Section 1525(d)(3). AB 964 was introduced to define “small irrigation uses” and adds those uses to the existing statutes found in Article 2.7, Part 2, Division 2 of the Water Code, which allow persons with small domestic uses and livestock stockponds to apply for a right to appropriate water by registering with the State Water Resources Control Board and applying the water to reasonable and beneficial use with due diligence.

This bill makes conforming changes to Section 1525 of the Water Code so that small irrigation uses are subject to the same State Water Resources Control Board fees as small domestic uses and livestock stockponds. In addition, this bill includes technical amendments to Section 1525, subdivision (d)(3) concerning the relationship between the fee schedule established by the State Water Resources Control Board and appropriations by the Legislature for water rights program activities. The existing language of Section 1525(d)(3) states that fees shall be set to conform with the revenue levels in the annual Budget Act.

However, in 2009, the Legislature passed SB 8 (Steinberg) from the 2009–10 Seventh Extraordinary Session, which continuously appropriates three million seven hundred fifty thousand dollars (\$3,750,000) to the State Water Resources Control Board, without regard to fiscal years, on an annual basis, from the fee revenue in the Water Rights Fund for the purposes of funding 25.0 permanent water right enforcement positions.

Since this continuous appropriation is separate from, and in addition to, the revenue levels set forth in the annual Budget Act, the technical amendment specifies that fees will conform with amounts appropriated, which include both the revenues set forth in the Budget Act and the continuous appropriation in SB 8 X7. These amendments are declaratory of existing law and consistent with State Water Resources Control Board practice. They do not expand the State Water Resources Control Board’s fee setting authority.

Sincerely,

JARED HUFFMAN, Assembly Member
Sixth District

Legislative Intent—Assembly Bill No. 165

September 1, 2011

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

RE: Assembly Bill 165

Dear Mr. Wilson: The purpose of this letter is to confirm the intended scope of the financial and compliance audit provisions contained in Sections 1 and 3 of Assembly Bill 165, related to the imposition of pupil fees for participation in educational activities, for the 2011–12 fiscal year.

AB 165 states that these audit provisions shall be added to the audit guide adopted pursuant to Education Code Section 14502.1 commencing with the audits of the 2011–12 fiscal year. These audit provisions are intended to ensure local educational agencies protect pupils' constitutional rights by fulfilling their responsibilities under proposed Education Code Section 49012 and Education Code Section 35186 (as amended by AB 165). Consequently, because local educational agencies would not be required to take any actions pursuant to these code sections (as added and amended by AB 165) prior to the effective date of the bill, January 1, 2012, the audits of the 2011–12 fiscal year are intended to verify compliance with the bill's provisions on or after January 1, 2012.

Sincerely,

RICARDO LARA, Assembly Member
Fiftieth District

Legislative Intent—Assembly Bill No. 1102

September 8, 2011

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

Dear Mr. Wilson: The purpose of this letter is to clarify the intent of Section 8545.2(b) and (d) of Assembly Bill 1102 of the 2011–2012 Regular Session. It is the intent of the Legislature that Section 8545.2, as written, is declaratory of existing law. This section, as written, clarifies the existing authority of the State Auditor to obtain confidential records, including, but not limited to, records that are confidential based on a statutory or common law privilege or some other provision of law, during the course of an audit or investigation. Further, this section, as written, clarifies that providing those records to the State Auditor does not result in a waiver of privilege.

Specifically, Section 8545.2 (b) and (d) state:

(b) For the purposes of access to and examination and reproduction of the records and property described in subdivision (a), an authorized representative of the State Auditor is an employee or officer of the state or local governmental agency or publicly created entity involved and is subject to any limitations on release of the information as may apply to an employee or officer of the state or local governmental agency or

publicly created entity. For the purpose of conducting any audit or investigation, the State Auditor or his or her authorized representative shall have access to the records and property of any public or private entity or person subject to review or regulation by the public agency or public entity being audited or investigated to the same extent that employees or officers of that agency or public entity have access. No provision of law providing for the confidentiality of any records or property shall prevent disclosure pursuant to subdivision (a), unless the provision specifically refers to and precludes access and examination and reproduction pursuant to subdivision (a). Providing confidential information to the State Auditor pursuant to this section, including, but not limited to, confidential information that is subject to a privilege, shall not constitute a waiver of that privilege. This subdivision does not apply to records compiled pursuant to Part 1 (commencing with Section 8900) or Part 2 (commencing with Section 10200) of Division 2.

(d) For purposes of this section “confidentiality of records or property” means that the record or property may lawfully be kept confidential as a result of a statutory or common law privilege or any other provision of law.

Section 8545.2 of Assembly Bill No. 1102, as written, makes non-substantive, technical changes that clarify existing law relating to the Bureau of State Audit’s (Bureau) authority to access confidential records. During the course of an audit or investigation, the bureau routinely obtains confidential records, including confidential records that may be privileged, such as those protected by the attorney-client, attorney work product, and deliberative process privileges.

Since the date of its enactment, Section 8545.2 has given the bureau the same right of access to a public entity’s records as possessed by the officers and employees of the public entity; thus, the bureau is authorized to obtain any privileged documents that the entity has within its possession or which it has a right to obtain. Related to that, Section 8545.2 has always required the bureau to maintain the confidentiality of information provided during an audit or investigation, including privileged information, by complying with the same legal obligations regarding confidentiality that apply to the entity that provided the information. Accordingly, releasing confidential and privileged information to the bureau does not alter its confidentiality or waive any asserted privilege.

Currently, the bureau is conducting an audit of the child welfare systems of four counties, including Los Angeles County. Despite the unambiguous and plain language of existing Section 8545.2, the Los Angeles County Board of Supervisors (county) refuses to release to the State Auditor the “death reviews” it performs when a child dies within the system, claiming these reviews are protected by the attorney-client/work product and official information privileges, and that releasing the death reviews to the bureau will constitute a waiver of privilege. Unlike other auditees—including the Administrative Office of the Courts, the State Bar, the Attorney General, and the highest levels of the Administration—who, upon reviewing existing Section 8545.2, recognize that the Legislature designed the law to provide the bureau

complete access to all confidential information, including information that is privileged, without any waiver of the privilege, the county insists on litigating the matter, imposing unnecessary cost on taxpayers and delaying the State Auditor's important work.

To avoid costly, unnecessary litigation and to expedite the bureau's access to information that may improve the protection of children within the county's child welfare system, Section 8645.2 as written will clarify the Legislature's original intent that the bureau has access to all information held by entities subject to audit, including confidential information for which an entity may assert a privilege, and that release of such information does not constitute a waiver of any asserted privilege. As written, this section is declaratory of existing law.

Sincerely,

RICARDO LARA, Chair
Joint Legislative Audit Committee

Legislative Intent—Assembly Bill No. 532

September 7, 2011

E. Dotson Wilson

*Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

RE: Letter to the Assembly Journal regarding AB 532 (V. Manuel Pérez)

Dear Mr. Wilson: I would like to request that the following letter be printed in the Assembly Journal on September 7, 2011 for the purpose of clarifying the intent of AB 532:

“It is not the intent of AB 532 (M. Pérez, 2011) or the Legislature to nullify the court's findings in *Coachella Valley Unified School Dist. v. State* (2009) 176 Cal. App. 4th 93.

It is the intent of AB 532 (M. Pérez, 2011) that the State Board of Education and State Superintendent of Public Instruction ensure adequate accommodations and variations for English Learners in the adoption of any new common core assessment system and future state assessment systems. Furthermore, the Legislature directs an advisory committee to make recommendations to the State Board of Education and State Superintendent of Public Instruction on how to include English Learners in any new state accountability system.

Thank you for allowing me to clarify the intent of AB 532.”

Sincerely,

V. MANUEL PÉREZ, Assembly Member
Eightieth District

Legislative Intent—Assembly Bill No. 922

September 8, 2011

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

Dear Mr. Speaker: This letter is to clarify my intent regarding AB 922 (Monning). I believe the language in this bill is clear:

On page 5, beginning on line 27:

Notwithstanding any provision of this division, each regulator and health coverage program shall retain its respective authority, including its authority to resolve complaints, grievances, and appeals.

However, if there is any remaining ambiguity my intent is that AB 922 will not remove enforcement authority from the California Department of Insurance regarding complaints that are subject to the Insurance Commissioner's current purview and authority.

Sincerely,

WILLIAM W. MONNING, Chair
Assembly Committee on Health
Assembly Member, Twenty-seventh District

Legislative Intent—Assembly Bill No. 1150

September 9, 2011

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

Dear Mr. Wilson: I am submitting this letter to the Assembly Daily Journal regarding AB 1150, Self-generation incentive program. AB 1150 extends the authority of the PUC to authorize electrical corporations to continue making the annual collections through December 31, 2014.

SGIP incentives provide benefits to all customers through increased use of distributed resources and reduced use of transmission and distribution facilities. All types and sizes of customers can benefit from such incentives. It is my intention that the CPUC will allocate the costs of the program to all customers, since all customers receive these benefits.

Sincerely,

V. MANUEL PÉREZ, Assembly Member
Eightieth District

Legislative Intent—Assembly Bill No. 155

September 9, 2011

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

RE: Letter to the Journal—Assembly Bill 155

Dear Mr. Wilson: We respectfully submit this Letter to the Journal to document the legislative intent of AB 155, passed by this body in 2011.

As the authors and co-author of AB 155, we are writing to clarify our intent with regard to Revenue and Taxation Code Section 6203(c)(5)(A)–(C). These provisions were meant to draw a clear line between activities that are “mere advertising” versus more sufficiently meaningful in-state activity that should properly be characterized as “soliciting business” for purposes of meeting the definition of a “retailer engaged in business in this state.” Given the evolving nature of online advertising, and the anonymous manner in which it may be delivered to online customers, it is important to note that, in isolation, online advertising, including those ads tied to Internet search engines, banner ads, click-through ads, Cost Per Action ads, links to retailer websites and similar online advertising services should not be considered a “referral” under subparagraph 5(A), nor “direct or indirect solicitation specifically targeted at potential customers in this state” under subparagraph 5(C). Those types of advertising services are generated as a result of generic algorithmic functions and are anonymous and passive in nature and thus do not rise to the level of referring or soliciting business. Agreements for such advertising services are not covered, unless the person entering the agreement also engages in other activities on behalf of the retailer in this state—such as sending flyers or making phone calls—that are specifically targeted at customers in this state.

Thank you for the opportunity to clarify this matter.

Sincerely,

CHARLES M. CALDERON, Assembly Member
Fifty-eighth District

NANCY SKINNER, Assembly Member
Fourteenth District

LONI HANCOCK, State Senator
Ninth District

Legislative Intent—Assembly Bill No. 23

August 23, 2011

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

RE: Letter of Intent for Journal—AB 23 (Ch. 91, Statutes of 2011)

Dear Chief Clerk Wilson: I introduced AB 23 in the aftermath of the Bell scandal that came to light last August. While Bell's fraudulent activities were many, I focused AB 23 on correcting the deceptive scheme city leaders employed to pad their salaries by creating sham paid boards/commissions and then convening them all in one day to collect multiple stipends.

In order to prevent future abuse, AB 23 requires the clerk or a member of the governing body to announce, when holding simultaneous or sequential meetings, the amount each public official will receive for attending. AB 23 provides an exception from the bill's provisions "*if the amount of compensation is prescribed in statute and no additional compensation has been authorized by a local agency.*"

To clarify this language, it is my intent that the exception in AB 23 does apply to local agencies if compensation is within the statutory limits. For instance, compensation for directors of county sanitation districts is subject to limitations prescribed in both the Health and Safety Code, which stipulates that stipends can be up to \$100 per meeting, and the Water Code, which allows this amount to be raised by up to 5% per year. AB 23 would apply only if compensation at the local level went beyond these statutory limits.

Thank you for your consideration of this letter.

Sincerely,

CAMERON M. SMYTH, Assembly Member
Thirty-eighth District

Legislative Intent—Assembly Bill No. 358

September 8, 2011

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

Subject: Letter to the Assembly Daily Journal—AB 358

Dear Chief Clerk Wilson: I introduced Assembly Bill 358 to enhance the efficiency and solvency of the Underground Storage Tank Cleanup Fund. This Fund provides a means for petroleum underground storage tank (UST) owners and operators to meet the federal and state requirements when a tank leaks. The purpose of this letter is to clarify my intent for AB 358 in the following two instances.

First, the Health and Safety Code allows shared jurisdiction of UST cleanup cases between the State Water Board, a Regional Water Board, and local agencies. From time to time, an agency that is acting as the lead agency may transfer the regulatory lead to another agency. There are no restrictions on the timing of these transfers or the reason for the transfer, including whether or not the site has been petitioned for closure. AB 358 does not change this flexibility. I encourage agencies to coordinate these transfers so that there is as little inconvenience to the regulated public as possible.

Second, AB 358 amends Section 25296.10 of the Health and Safety Code by adding:

(i) On or after January 1, 2012, uniform closure letters issued pursuant to subdivision (g) shall include language notifying the owner, operator, or other responsible party of the 365-day claim filing deadline specified in paragraph (1) of subdivision (l) of Section 25299.57.

To clarify, it is my intent that this paragraph becomes active on January 1, 2012 and continues to remain applicable thereafter.

Thank you for your consideration of this letter.

Sincerely,

CAMERON M. SMYTH, Assembly Member
Thirty-eighth District

Legislative Intent—Assembly Bill No. 1117

August 23, 2011

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

RE: Letter of Intent for Journal—AB 1117

Dear Chief Clerk Wilson: I introduced AB 1117 in order to establish a prohibition of contact with animals post-conviction of specified misdemeanor and felony animal abuse crimes.

AB 1117 includes language allowing those convicted of animal abuse who are also owners of “livestock” to petition for exemption from the ownership prohibition. In order to be exempted, livestock owners must demonstrate that the prohibition would “*result in substantial or undue economic hardship to the defendant’s livelihood and that the defendant has the ability to properly care for all livestock in his or her possession.*”

To clarify AB 1117, the definition of “livestock” references Section 14205 of the Food and Agricultural Code, which states, “Livestock” includes all animals, poultry, and bees, and aquatic and amphibian species which are raised, kept, or used for profit. It does not include those species which are usually kept as pets, such as dogs, cats, and pet birds.

It was my intent, in using this definition of “livestock,” that owners of for-profit horse breeding operations would be included. Owners of horse breeding operations may breed and care for horses ranging in age, and while all owned horses play a role in the for-profit business entity, individual horses may not be of a profit-generating age. It is my intent to clarify that if a horse breeder maintains a for-profit breeding business but at any point in time owns horses that are not of a profit-generating age, the horse breeder would still qualify as an owner of “livestock,” as defined in AB 1117.

Thank you for your consideration of this letter.

Sincerely,

CAMERON M. SMYTH, Assembly Member
Thirty-eighth District

Legislative Intent—Senate Bill No. 470

September 7, 2011

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

Dear Mr. Wilson: SB 470 is a bill to continue a three-decade old Salmon Stamp program. Under the bill, salmon fishermen pay a fee based on their previous year's landings. The funds go to the Department of Fish and Game Fish and Game Preservation Fund and are used for salmon hatchery and salmon habitat restoration projects.

In recent years because of poor salmon catches and fishery closures, revenues from the sale of Salmon Stamps have been minimal, in some years as low as \$50,000. These small amounts still must be administered by the Department of Fish and Game, but administration overhead relative to revenues have been high, so the Department has had to shift funds from other accounts to supplement administrative costs for the Salmon Stamp program.

The current program has a 3.3% ceiling for administrative costs. SB 470 raises that ceiling to 15% in order to ensure that there are enough funds to do the job without taking funds from other accounts in low revenue years. However, it is my intent to keep administrative costs low and not to give permission to the Department to use this provision to spend beyond what is absolutely required for administrative purposes.

In order to ensure that administrative costs are kept low, my bill has two built-in controls:

First, SB 470 requires the Department to annually post on its website an accounting of how Salmon Stamp revenues are spent, whether for administration or projects. This transparency, by itself, will help keep wasteful spending down.

Second, funds for the program are not continuously appropriated, as in previous years. According to SB 470, funds must be appropriated by the legislature each year. The legislature will carefully monitor the Department's expenditures of Salmon Stamp funds, and taking action if administrative costs seem overly large.

Commercial salmon fishermen are the biggest supporters of SB 470's, and it is my intent to ensure their hard earned money that goes into the Salmon Stamp program is appropriately spent on programs that will increase salmon populations, and that the Department keep administrative costs as low as possible.

Sincerely,

NOREEN EVANS, Senator
Second District

MOTION TO PRINT IN JOURNAL

Assembly Member Charles Calderon moved that a statement of legislative intent relative to Assembly Bill No. 1423 be printed in the Journal.

Motion to print in the Journal carried by the following vote:

AYES—47

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

NOES—26

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

Legislative Intent—Assembly Bill No. 1423

September 9, 2011

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

RE: Assembly Bill 1423—Conformity to Regulated Investment Company Modernization Act

Dear Mr. Wilson: This letter is to confirm the Franchise Tax Board's authority, under specified circumstances, to set aside federal administrative interpretation of federal law despite California's long standing effort to conform to federal tax law. Where state law conforms to federal law, state law provides that temporary and final regulations issued by the Treasury Department apply to California, unless the regulations conflict with state law or state regulations. In 2008, the Treasury Department issued Notice 2008-83, which allowed banks, after an ownership change, to take full advantage of losses on loans and bad debts. This was done despite the Treasury Department's lack of authority to substantively change Internal Revenue Code Section 382, a 22 year old tax law limiting the use of losses by banks following an acquisition. This notice was corrected in 2009, but implementation could have had severe consequences on California's tax revenue without an opportunity to be heard by the legislature.

The issuance of Notice 2008-83 highlighted the risks of conforming to federal administrative guidance. Therefore, I hereby submit this Letter to the Journal to confirm the Franchise Tax Board's authority to find a federal income tax regulation, rule, notice, or other administrative interpretation inapplicable for California tax purposes if the federal regulations and administrative interpretations conflict with state law or state regulations.

Sincerely,

CHARLES M. CALDERON, Assembly Member
Fifty-eighth District**RECESS**

By unanimous consent, at 12:17 a.m., Speaker pro Tempore Ma declared the Assembly recessed to reconvene the First Extraordinary Session.

RECONVENED

At 12:42 a.m., the Assembly reconvened.

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

MESSAGES FROM THE SENATE

Senate Chamber, September 10, 2011

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

Assembly Bill No. 1069

Assembly Bill No. 1392

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.

ASSEMBLY RULE 63 SUSPENDED

Assembly Member Charles Calderon was granted unanimous consent that Assembly Rule 63 be suspended to permit consideration of Senate amendments to Assembly Bills Nos. 1069 and 1392 without reference to file.

CONSIDERATION OF SENATE AMENDMENTS TO ASSEMBLY BILL NO. 1069 BY UNANIMOUS CONSENT

Pursuant to the motion by Assembly Member Charles Calderon and unanimous consent granted, Assembly Member Fuentes was permitted to take up consideration of Senate amendments to Assembly Bill No. 1069, without reference to file.

ASSEMBLY BILL NO. 1069 (Fuentes)—An act to repeal and amend Sections 17053.85 and 23685 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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—74

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

NOES—1

Chesbro

Bill ordered enrolled.

RECESS

By unanimous consent, at 12:45 a.m., Speaker pro Tempore Ma declared the Assembly recessed to reconvene the First Extraordinary Session.

RECONVENED

At 12:48 a.m., the Assembly reconvened.

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

**CONSIDERATION OF SENATE AMENDMENTS TO ASSEMBLY BILL NO. 1392
BY UNANIMOUS CONSENT**

Pursuant to the motion by Assembly Member Charles Calderon and unanimous consent granted earlier this day, Assembly Member Bradford was permitted to take up consideration of Senate amendments to Assembly Bill No. 1392, without reference to file.

ASSEMBLY BILL NO. 1392 (Bradford)—An act to amend Section 25471 of the Public Resources Code, relating to energy, and making an appropriation therefor.

Bill presented by Assembly Member Williams.

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

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

NOES—None

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 1392: Assembly Member Olsen from “No” to “Aye”.

Bill ordered enrolled.

MOTION TO ADJOURN

At 12:51 a.m., Assembly Member Hall moved that the Assembly do now adjourn.

Motion Ruled Out of Order

Speaker pro Tempore Ma ruled the motion out of order as a motion to adjourn is not in order while Calls of the Assembly are pending.

RECESS

By unanimous consent, at 1:07 a.m., Speaker pro Tempore Ma declared the Assembly recessed, to reconvene the First Extraordinary Session.

RECONVENED

At 1:23 a.m., the Assembly reconvened.

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

ADJOURN IN MEMORY

Assembly Member Conway was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Private First Class Douglas J. Jeffries, United States Army, resident of Springville.

Assembly Member Perea was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Manuel Benavidez of Fresno.

Assembly Member Skinner was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Fred Davis Jackson of Richmond.

Assembly Member Bill Berryhill was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Paul S. Ackerman of Ceres.

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 Jared Dreyfus of Sebastopol.

Assembly Member Torres was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Greg Turner, Deputy Chief, Chino Valley Independent Fire District, resident of Yucaipa.

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. 356: Bill Berryhill, Brownley, Buchanan, Cedillo, Davis, Donnelly, Fletcher, Fong, Fuentes, Beth Gaines, Gordon, Hall, Hayashi, Roger Hernández, Hill, Morrell, Nielsen, Pan, Skinner, Smyth, Solorio, and Torres—Aye; Lara—No.

Senate Bill No. 734: Brownley, Buchanan, Dickinson, Fuentes, and Roger Hernández—Aye; Bill Berryhill, Cook, Fletcher, Jeffries, Nielsen, and Smyth—No.

Senate Bill No. 51: Brownley, Buchanan, Dickinson, Fuentes, Gordon, Hayashi, Huffman, Nielsen, and Portantino—Aye; Bill Berryhill, Cook, Fletcher, Jeffries, and Smyth—No.

Charles Calderon Motion to Suspend the Rules Relative to Senate Bill No. 226: Block, Buchanan, Galgiani, Hayashi, Huffman, and Mitchell—Aye; Bill Berryhill, Fletcher, Jeffries, Nestande, and Smyth—No.

Charles Calderon Motion to Suspend One-Day Wait Relative to Senate Bill No. 244: Buchanan, Hayashi, Roger Hernández, and Huffman—Aye; Bill Berryhill, Fletcher, Grove, Nestande, Norby, and Smyth—No.

Charles Calderon Motion to Suspend the Rules Relative to Senate Bills Nos. 617, 922, and 946: Buchanan, Hayashi, and Roger Hernández—Aye; Fletcher, Nestande, and Smyth—No.

Charles Calderon Motion to Suspend Joint Rule 62(a) Relative to Senate Bill No. 202 and Assembly Bill No. 65: Block, Brownley, Buchanan, and Huffman—Aye; Fletcher, Jeffries, and Smyth—No.

Senate Bill No. 576 and Urgency: Achadjian, Block, Brownley, Buchanan, Butler, Davis, Fletcher, Fuentes, Gordon, Hayashi, Huffman, Morrell, Nestande, Nielsen, Olsen, and Smyth—Aye.

Senate Bill No. 369: Alejo, Block, Brownley, Buchanan, Fuentes, Gordon, Huffman, and Mendoza—Aye; Fletcher, Hagman, and Smyth—No.

Assembly Bill No. 242, Concurrence: Block, Buchanan, Fletcher, Fuentes, Gordon, Hagman, Mitchell, Smyth, and Williams—Aye.

Assembly Bill No. 101, Concurrence: Atkins, Huber, and Mendoza—Aye; Achadjian, Donnelly, Fletcher, and Nestande—No.

Assembly Bill No. 706, Urgency and Concurrence: Dickinson, Fletcher, Fuentes, Gatto, Hall, Hayashi, Mendoza, Norby, Skinner, and Valadao—Aye; Donnelly—No.

Assembly Bill No. 946, Urgency and Concurrence: Donnelly, Fletcher, Fuentes, Gatto, Halderman, Hall, and Hayashi—Aye.

Assembly Bill No. 1352, Concurrence: Brownley, Donnelly, Fletcher, Fuentes, Gatto, Hayashi, Norby, John A. Pérez, Skinner, and Solorio—Aye.

Senate Bill No. 946: John A. Pérez—Aye; Conway, Donnelly, Fletcher, Halderman, Jeffries, Knight, Morrell, Nestande, Silva, Smyth, and Valadao—No.

Senate Bill No. 244: Bradford and Olsen—Aye; Blumenfield, Buchanan, Fletcher, Nestande, Nielsen, and Valadao—No.

Senate Bill No. 617: Block, Brownley, Charles Calderon, Cedillo, Davis, Fletcher, Fuentes, Hall, Hayashi, Roger Hernández, Hueso, Huffman, Mendoza, Nestande, Nielsen, V. Manuel Pérez, and Swanson—Aye; Harkey, Logue, Miller, Norby, Olsen, Silva, Smyth, and Valadao—No.

Senate Bill No. 922: Hall—Aye; Smyth—No.

Senate Bill No. 431: Fletcher, Beth Gaines, Garrick, Hall, Hayashi, Knight, Logue, Mendoza, Morrell, Nielsen, Olsen, Perea, Smyth, and Williams—Aye.

Assembly Bill No. 687, Concurrence: Chesbro, Grove, Hall, Roger Hernández, Huber, Mendoza, Nestande, Nielsen, Olsen, Perea, and Williams—Aye.

Charles Calderon Motion to Suspend the Rules Relative to Senate Bill No. 202: Fuentes, Hall, Roger Hernández, Mendoza, and V. Manuel Pérez—Aye; Fletcher, Jeffries, Nestande, Nielsen, and Olsen—No.

Senate Bill No. 202: Allen, Charles Calderon, and Hayashi—Aye; Fletcher and Perea—No.

Assembly Bill No. 1307, Concurrence: Charles Calderon, Davis, Huffman, Solorio, Swanson, and Wieckowski—Aye; Fletcher, Galgiani, Grove, and Logue—No.

Assembly Bill No. 1424, Concurrence: Charles Calderon, Davis, and Swanson—Aye; Fletcher, Nielsen, and Smyth—No.

Assembly Bill No. 436, Concurrence: Buchanan, Cedillo, Davis, Galgiani, Portantino, and Swanson—Aye; Fletcher and Nielsen—No.

Charles Calderon Motion to Suspend Joint Rule 62(a) Relative to Senate Bill No. 791: Ammiano, Beall, Buchanan, Feuer, V. Manuel Pérez, and Swanson—Aye; Halderman, Miller, Morrell, Nestande, and Smyth—No.

Charles Calderon Motion to Suspend Joint Rule 62(a) Relative to Assembly Bill No. 1426: Beall, Cedillo, Feuer, Skinner, and Swanson—Aye; Fletcher, Grove, Logue, Miller, Morrell, and Smyth—No.

Charles Calderon Motion to Suspend Joint Rule 62(a) Relative to Assembly Bill No. 238: Beall, Cedillo, Mendoza, Skinner, and Swanson—Aye; Miller, Morrell, Nestande, and Smyth—No.

Charles Calderon Motion to Suspend Joint Rule 62(a) Relative to Assembly Bill No. 1418: Cedillo, Skinner, and Swanson—Aye; Fletcher, Miller, Morrell, Nestande, Norby, and Smyth—No.

Assembly Bill No. 456, Concurrence: Atkins, Beall, Blumenfield, Cedillo, Davis, Eng, Fletcher, Fuentes, Hall, Hayashi, Hill, Hueso, Jeffries, Lara, Mendoza, Mitchell, Monning, Morrell, Nestande, Nielsen, Pan, Perea, Solorio, Swanson, Torres, and Williams—Aye.

Assembly Bill No. 65, Concurrence: Hall, Hayashi, Roger Hernández, Jeffries, Mendoza, Mitchell, Nestande, Pan, and Swanson—Aye; Fletcher, Miller, Morrell, and Nielsen—No.

Assembly Bill No. 306, Concurrence: Blumenfield, Campos, Conway, Fletcher, Hayashi, Roger Hernández, Mitchell, Nestande, Pan, and Swanson—Aye; Jeffries, Miller, Morrell, and Silva—No.

Assembly Bill No. 664, Concurrence: Atkins, Blumenfield, Cedillo, Donnelly, Fletcher, Fong, Galgiani, Hayashi, Jeffries, Mitchell, Morrell, Nielsen, Pan, Swanson, and Wagner—Aye.

Assembly Bill No. 750, Concurrence: Atkins, Cedillo, Galgiani, Hall, Hayashi, Mitchell, Nielsen, Pan, and Swanson—Aye; Achadjian, Fletcher, Hagman, Jeffries, Miller, and Norby—No.

Assembly Bill No. 815, Concurrence: Cedillo, Gatto, Hayashi, Roger Hernández, Hill, Mitchell, Olsen, Pan, and Swanson—Aye; Fletcher and Jeffries—No.

Assembly Bill No. 1155, Concurrence: Hayashi, Hill, Mitchell, Pan, Swanson, Torres, and Williams—Aye; Fletcher, Jeffries, Morrell, and Norby—No.

Assembly Bill No. 378, Concurrence: Butler, Fletcher, Hayashi, Huffman, Jeffries, Logue, Mitchell, Morrell, Nestande, Norby, Pan, Swanson, and Williams—Aye.

Assembly Bill No. 621, Concurrence: Blumenfield, Conway, Fletcher, Galgiani, Hayashi, Roger Hernández, Huffman, Jeffries, Mitchell, Norby, Pan, V. Manuel Pérez, Swanson, and Williams—Aye; Knight, Logue, and Valadao—No.

Assembly Bill No. 983, Concurrence: Feuer, Fletcher, Galgiani, Hayashi, Roger Hernández, Huffman, Jeffries, Mitchell, Pan, V. Manuel Pérez, Swanson, and Williams—Aye.

Assembly Bill No. 56, Concurrence: Fletcher, Galgiani, Hayashi, Huffman, Jeffries, Mitchell, Pan, Skinner, Solorio, Swanson, and Williams—Aye; Donnelly, Morrell, and Norby—No.

Assembly Bill No. 183, Concurrence: Cedillo, Fletcher, Hayashi, Mitchell, Perea, John A. Pérez, V. Manuel Pérez, Skinner, and Solorio—Aye; Morrell—No.

Assembly Bill No. 144, Concurrence: Hayashi, Mitchell, Skinner, and Solorio—Aye.

Assembly Bill No. 172, Concurrence: Brownley, Fletcher, Hayashi, Hill, Huffman, Mitchell, Nestande, Skinner, and Solorio—Aye; Morrell—No.

Assembly Bill No. 340, Concurrence: Cedillo, Hayashi, and Mitchell—Aye; Allen, Blumenfield, Brownley, Skinner, and Solorio—No.

Assembly Bill No. 688, Concurrence: Allen, Brownley, Cedillo, Galgiani, Hayashi, Roger Hernández, Mitchell, V. Manuel Pérez, and Skinner—Aye.

Assembly Bill No. 732, Concurrence: Brownley, Cedillo, Hayashi, Miller, Mitchell, and Nestande—Aye.

Assembly Bill No. 1059, Concurrence: Charles Calderon, Cedillo, Eng, Hayashi, Miller, and Mitchell—Aye.

Assembly Bill No. 1418, Urgency and Concurrence: Bill Berryhill, Blumenfield, Charles Calderon, Cedillo, Hayashi, Mendoza, Miller, Mitchell, and Nielsen—Aye.

Assembly Bill No. 238, Urgency and Concurrence: Buchanan, Charles Calderon, Cedillo, Fletcher, Hayashi, Mendoza, Miller, Mitchell, Nielsen, and Portantino—Aye.

Assembly Bill No. 900, Concurrence: Achadjian, Conway, Cook, Fletcher, Fong, Garrick, Grove, Hagman, Jeffries, Logue, Miller, Nestande, Olsen, Smyth, and Valadao—Aye; Allen, Chesbro, Knight, Mansoor, Monning, Nielsen, and Wagner—No.

Senate Bill No. 369: Bradford, Charles Calderon, Hayashi, Roger Hernández, Mendoza, V. Manuel Pérez, Solorio, Torres, and Williams—Aye; Fletcher, Logue, and Smyth—No.

Charles Calderon Motion to Suspend Joint Rule 62(a) Relative to Senate Bill No. 870: Cedillo, Galgiani, Huber, and Lara—Aye; Fletcher, Jeffries, Jones, Morrell, and Smyth—No.

Assembly Bill No. 1426, Urgency and Concurrence: Bill Berryhill, Brownley, Charles Calderon, Chesbro, Fletcher, Galgiani, Huber, Huffman, Mendoza, Morrell, Nestande, Nielsen, Olsen, and Smyth—Aye.

Assembly Bill No. 604, Concurrence: Brownley, Charles Calderon, Chesbro, Dickinson, Fuentes, Galgiani, Huber, Huffman, Monning, and Perea—Aye; Fletcher, Halderman, Nestande, Olsen, Smyth, and Valadao—No.

Senate Bill No. 226: Blumenfield, Brownley, Chesbro, Dickinson, Fletcher, Fuentes, Hall, Huber, Huffman, Jeffries, Miller, Olsen, and Williams—Aye; Achadjian, Halderman, Harkey, Silva, Swanson, and Valadao—No.

Assembly Concurrent Resolution No. 70, Concurrence: Achadjian, Blumenfield, Brownley, Chesbro, Dickinson, Fuentes, Galgiani, Gatto, Halderman, Roger Hernández, Huber, Huffman, Knight, Mitchell, Monning, Nestande, Olsen, V. Manuel Pérez, and Silva—Aye; Norby—No.

Assembly Concurrent Resolution No. 75, Concurrence: Blumenfield, Brownley, Charles Calderon, Chesbro, Dickinson, Donnelly, Fletcher, Fuentes, Galgiani, Grove, Halderman, Roger Hernández, Huffman, Knight, Logue, Monning, Nestande, Olsen, Smyth, and Valadao—Aye; Norby—No.

Assembly Bill No. 1417, Concurrence: Blumenfield, Brownley, Charles Calderon, Chesbro, Dickinson, Fuentes, Beth Gaines, Galgiani, Roger Hernández, Huber, Huffman, Logue, Monning, Nielsen, and Portantino—Aye.

Charles Calderon Motion to Suspend Joint Rule 62(a) Relative to Senate Bill No. 23: Alejo, Buchanan, Fong, Hall, Huffman, Monning, Swanson, and Torres—Aye; Fletcher, Halderman, Jeffries, Miller, Nielsen, Norby, Olsen, and Smyth—No.

Senate Bill No. 618: Alejo, Buchanan, Donnelly, Fletcher, Gatto, Hall, Hayashi, Miller, Monning, Nielsen, Norby, Smyth, Swanson, and Torres—Aye.

Senate Bill No. 791: Bradford, Campos, Conway, Davis, Dickinson, Fletcher, Fuentes, Galgiani, Gatto, Hall, Roger Hernández, Hueso, and Williams—Aye; Grove and Morrell—No.

Senate Joint Resolution No. 13: Alejo, Campos, Davis, Dickinson, and Galgiani—Aye; Conway, Norby, and Olsen—No.

Assembly Bill No. 203, Concurrence: Fuentes, Hall, Hueso, Lara, and Solorio—Aye; Fletcher, Jeffries, and Morrell—No.

Assembly Bill No. 228, Concurrence: Alejo, Blumenfield, Gatto, Hall, Roger Hernández, Hueso, Mitchell, John A. Pérez, Swanson, and Williams—Aye; Fletcher and Nielsen—No.

Assembly Bill No. 585, Concurrence: Achadjian, Alejo, Blumenfield, Dickinson, Fletcher, Gatto, Hall, Roger Hernández, Hueso, Knight, Morrell, Nestande, Nielsen, Norby, John A. Pérez, and Valadao—Aye; Donnelly—No.

Assembly Bill No. 155, Urgency and Concurrence: Alejo, Conway, Fletcher, Fuentes, Hall, Roger Hernández, Hueso, and Miller—Aye.

Assembly Bill No. 1150, Concurrence: Fletcher, Fuentes, Hall, Skinner, and Solorio—Aye; Achadjian, Cook, Logue, Miller, Nestande, Olsen, and Smyth—No.

Assembly Bill No. 506, Concurrence: Eng, Fuentes, Galgiani, Monning, Skinner, and Solorio—Aye; Achadjian, Cook, Fletcher, Jeffries, and Miller—No.

Consent Calendar: Fletcher, Fuentes, Hall, Hayashi, Huffman, Logue, Norby, and Smyth—Aye.

Charles Calderon Motion to Suspend the Rules Relative to Senate Joint Resolution No. 14: Campos, Lara, and Mitchell—Aye; Nielsen, Norby, Smyth, and Valadao—No.

Senate Joint Resolution No. 14: Ammiano, Charles Calderon, Cedillo, Dickinson, Fuentes, Gordon, Huber, Hueso, Huffman, Jeffries, Nielsen, Smyth, and Valadao—Aye; Olsen—No.

Senate Concurrent Resolution No. 52: Ammiano, Butler, Charles Calderon, Cedillo, Cook, Fuentes, Hayashi, Huber, Huffman, Jeffries, Miller, Nestande, Nielsen, Olsen, and Smyth—Aye.

Senate Bill No. 923: Bradford—Aye; Alejo, Morrell, and Nestande—No.

Chesbro Motion to Suspend the Rules Relative to Senate Bill No. 23: Charles Calderon, Davis, Hall, Hayashi, Huffman, Mitchell, and Swanson—Aye; Donnelly, Fletcher, Halderman, and Smyth—No.

Allen Motion to Suspend the Rules Relative to Senate Bill No. 870: Charles Calderon, Eng, Hall, V. Manuel Pérez, and Swanson—Aye; Donnelly, Fletcher, Miller, Morrell, Olsen, and Smyth—No.

Senate Bill No. 870: Hayashi, Mendoza, Solorio, and Swanson—Aye.

Senate Concurrent Resolution No. 34: Charles Calderon, Galgiani, Hayashi, Nielsen, Swanson, and Valadao—Aye.

Senate Bill No. 23: Charles Calderon, Conway, Davis, Fuentes, Hayashi, Olsen, and Swanson—Aye; Smyth and Valadao—No.

Charles Calderon Motion to Print in Journal Relative to Assembly Bill No. 1423: Huffman, Skinner, and Swanson—Aye; Smyth—No.

Assembly Bill No. 1069, Concurrence: Ammiano, Cedillo, Fletcher, Hayashi, Jones, Mendoza, Miller, Morrell, Nestande, and Nielsen—Aye; Chesbro—No.

Assembly Bill No. 1392, Concurrence: Cook, Fletcher, Fuentes, Miller, Morrell, Nestande, and Nielsen—Aye.

MOTION TO ADJOURN

At 1:23 a.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 1:23 a.m., Speaker pro Tempore Ma declared the quorum call of the Assembly dispensed with.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY JOINT RESOLUTION NO. 20—Huffman. Relative to the federal Gulf of the Farallones and Cordell Bank National Marine Sanctuaries Boundary Modification and Protection Act.

MESSAGES FROM THE SENATE

Senate Chamber, September 7, 2011

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

Senate Bill No. 488

Above bill ordered to Committee on Conference.

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

Senate Chamber, September 8, 2011

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

Assembly Concurrent Resolution No. 58
 Assembly Concurrent Resolution No. 67
 Assembly Concurrent Resolution No. 71
 Assembly Concurrent Resolution No. 76
 Assembly Concurrent Resolution No. 77
 Assembly Concurrent Resolution No. 78
 Assembly Concurrent Resolution No. 79
 Assembly Concurrent Resolution No. 80
 Assembly Concurrent Resolution No. 81
 Assembly Concurrent Resolution No. 82
 Assembly Joint Resolution No. 15

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

Above resolutions ordered enrolled.

Senate Chamber, September 8, 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. 15
 Senate Bill No. 20
 Senate Bill No. 26
 Senate Bill No. 53
 Senate Bill No. 61
 Senate Bill No. 108
 Senate Bill No. 139
 Senate Bill No. 179
 Senate Bill No. 217
 Senate Bill No. 222
 Senate Bill No. 224
 Senate Bill No. 293
 Senate Bill No. 299
 Senate Bill No. 363
 Senate Bill No. 368
 Senate Bill No. 427
 Senate Bill No. 436
 Senate Bill No. 439
 Senate Bill No. 450
 Senate Bill No. 459
 Senate Bill No. 474

Senate Bill No. 503
 Senate Bill No. 509
 Senate Bill No. 540
 Senate Bill No. 551
 Senate Bill No. 567
 Senate Bill No. 601
 Senate Bill No. 612
 Senate Bill No. 676
 Senate Bill No. 737
 Senate Bill No. 753
 Senate Bill No. 771
 Senate Bill No. 850
 Senate Bill No. 860
 Senate Bill No. 869
 Senate Bill No. 879
 Senate Bill No. 897
 Senate Bill No. 910
 Senate Bill No. 933
 Senate Concurrent Resolution No. 17
 Senate Resolution No. 19

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

Senate Chamber, September 9, 2011

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

Assembly Bill No. 221

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

Above bill ordered enrolled.

Senate Chamber, September 9, 2011

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

Assembly Concurrent Resolution No. 74

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

Above resolution ordered enrolled.

Senate Chamber, September 9, 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. 43
- Senate Bill No. 51
- Senate Bill No. 136
- Senate Bill No. 163
- Senate Bill No. 223
- Senate Bill No. 244
- Senate Bill No. 263
- Senate Bill No. 292
- Senate Bill No. 310
- Senate Bill No. 334
- Senate Bill No. 356
- Senate Bill No. 360
- Senate Bill No. 384
- Senate Bill No. 416
- Senate Bill No. 429

- Senate Bill No. 454
- Senate Bill No. 468
- Senate Bill No. 543
- Senate Bill No. 576
- Senate Bill No. 695
- Senate Bill No. 705
- Senate Bill No. 706
- Senate Bill No. 752
- Senate Bill No. 790
- Senate Bill No. 806
- Senate Bill No. 861
- Senate Bill No. 866
- Senate Concurrent Resolution No. 26
- Senate Concurrent Resolution No. 28

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

Senate Chamber, September 9, 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. 126
- Senate Bill No. 202
- Senate Bill No. 226
- Senate Bill No. 369
- Senate Bill No. 431
- Senate Bill No. 536
- Senate Bill No. 547
- Senate Bill No. 617

- Senate Bill No. 618
- Senate Bill No. 651
- Senate Bill No. 734
- Senate Bill No. 791
- Senate Bill No. 922
- Senate Bill No. 931
- Senate Bill No. 946

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

Senate Chamber, September 9, 2011

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

Senate Joint Resolution No. 14

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

Senate Chamber, September 9, 2011

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

Senate Bill No. 827

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

September 9, 2011

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

Dear Dotson: By direction of the Senate I am returning Assembly Bill 1222 to the Assembly.

Sincerely,

GREGORY P. SCHMIDT
Secretary of the Senate

Bill ordered returned to Engrossing and Enrolling.

Senate Chamber, September 10, 2011

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

Assembly Joint Resolution No. 17

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

Above resolution ordered enrolled.

Senate Chamber, September 10, 2011

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

Assembly Joint Resolution No. 8

Assembly Joint Resolution No. 18

Assembly Concurrent Resolution No. 83

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

Above resolutions ordered enrolled.

INTRODUCTION OF GUESTS

Speaker pro Tempore Ma, of the 12th Assembly District, introduced Hon. Alberto Torrico, former Majority Floor Leader of the Assembly.

Speaker pro Tempore Ma, on behalf of Assembly Member Bonilla, of the 11th Assembly District, introduced her husband, John Bonilla.

ADJOURNMENT

At 1:23 a.m., pursuant to the motion by Assembly Member Charles Calderon and the provisions of Joint Rule 51, the Assembly adjourned for the 2011 Interim Study Recess, until 12 noon, Monday, January 4, 2012, out of respect to the memory of Private First Class Douglas J. Jeffries, United States Army, on motion of Assembly Member Conway; out of respect to the memory of Manuel Benavidez on motion of Assembly Member Perea; out of respect to the memory of Fred Davis Jackson on motion of Assembly Member Skinner; out of respect to the memory of Paul S. Ackerman on motion of Assembly Member Bill Berryhill; out of respect to the memory of Jared Dreyfus on motion of Assembly Member Chesbro; and out of respect to the memory of Greg Turner, Deputy Chief, Chino Valley Independent Fire District, on motion of Assembly Member Torres.

JOHN A. PÉREZ, Speaker

AMY LEACH, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON SEPTEMBER 9, 2011

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

SB	RN	
23	1127246	
226	1127076	
791	1127133	
870	1127249	
946	1127078	
Daily Total:		5
Cumulative Total:		2298

INDEX—LETTERS OF LEGISLATIVE INTENT

Letters of legislative intent were printed on this day relative to the following bills:

<i>Assembly Bill</i>	<i>Journal Page</i>
6	3252
23	3262
42	3255
56	3254
155	3261
165	3257
358	3263
501	3250
532	3259
720	3253
900	3249
922	3260
964	3256
1102	3257
1117	3264
1150	3260
1329	3250
1344	3251
1423	3267
 <i>Senate Bill</i>	 <i>Journal Page</i>
470	3265