

CALIFORNIA LEGISLATURE
2007-08 FIRST EXTRAORDINARY SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, September 11, 2007
FIRST SESSION DAY
FIRST 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
Sue Parker, Minute Clerk: Phone 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, September 11, 2007

At 6:50 p.m., the Assembly met pursuant to the provisions of the Proclamation of the Honorable Arnold Schwarzenegger, Governor of the State of California, dated September 11, 2007, convening the Legislature of the State of California on this day in extraordinary session.

In conformity with Government Code Section 9150, the following officers for the 2007–08 Regular Session were present and performing their respective duties: E. Dotson Wilson, Chief Clerk, Sue Parker, Minute Clerk, and Ronald E. Pane, Chief Sergeant-at-Arms.

Hon. Fabian Núñez, Speaker of the Assembly for the 2007–08 Regular Session, presiding.

Assistant Clerk Elizabeth Potter, reading.

ROLL CALL

The roll was called and the following answered to their names—78:

Adams	DeVore	Jeffries	Portantino
Aghazarian	Duvall	Jones	Price
Anderson	Dymally	Karnette	Runner
Arambula	Emmerson	Keene	Ruskin
Bass	Eng	Krekorian	Salas
Beall	Evans	La Malfa	Saldaña
Benoit	Feuer	Laird	Silva
Berg	Fuentes	Leno	Smyth
Berryhill	Fuller	Levine	Solorio
Blakeslee	Gaines	Lieber	Soto
Brownley	Galgiani	Lieu	Spitzer
Caballero	Garcia	Ma	Swanson
Calderon	Garrick	Maze	Torrico
Carter	Hancock	Mendoza	Tran
Cook	Hayashi	Mullin	Villines
Coto	Hernandez	Nakanishi	Walters
Davis	Horton	Nava	Wolk
De La Torre	Houston	Niello	Mr. Speaker
De León	Huff	Parra	
DeSaulnier	Huffman	Plescia	

PRAYER

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

Lord, In the six years since the terrorist attacks of September 11th, the debates in this country regarding the proper response to those attacks are all very poignant and valid in a democracy, even though many times in history we've learned that loose lips sink ships. Yet, on 9/11, we were drawn into a conflict with a region of the world that is besieged by ethnic and sectarian hatreds. As our political leaders search for a way to deal with the problems following September 11th, we turn our attention this morning to those who lost their lives on this day six years ago, and to the military casualties since then. We ask You, Lord, to grant rest to their souls in a place of peace where there is no pain or strife. Bring comfort to the families who have lost loved ones since then and help us all to show that love and faith in You is always the proper response to hatred.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

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

LEAVES OF ABSENCE FOR THE DAY

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

Because of illness: Assembly Member Strickland.

PROCLAMATION OF THE GOVERNOR

Speaker Núñez directed the Clerk to read the following Proclamation of the Governor convening the Legislature in extraordinary session:

A PROCLAMATION**BY THE GOVERNOR OF THE STATE OF CALIFORNIA**

WHEREAS, an extraordinary occasion has arisen and now exists requiring that the Legislature of the State of California be convened in extraordinary session; now therefore,

I, **ARNOLD SCHWARZENEGGER**, Governor of the State of California, by virtue of the power and authority vested in me by Section 3(b) Article IV of the Constitution of the State of California, do hereby convene the Legislature of the State of California to meet in extraordinary session at Sacramento, California on the 11th day of September 2007, at a time to be determined, for the following purpose and to legislate upon the following subjects:

1. To consider and act upon legislation to comprehensively reform California's health care system that relies on shared financing and contributions from individuals, employers, health providers, federal, state and local government, and others.
2. To consider and act upon legislation that will provide for health care coverage for all Californians and access to health insurance without regard to medical history.
3. To consider and act upon legislation to make health care more affordable by: (a) reducing the cost to employers and insured individuals associated with uncompensated health care services delivered to the uninsured and low Medi-Cal reimbursement rates, (b) preventing chronic diseases, and (c) promoting more cost effective health care delivery.
4. To consider and act upon legislation to modify or extend existing programs to provide for a transition to comprehensive health care reform.

IN WITNESS WHEREOF I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this 11th day of September, 2007.

ARNOLD SCHWARZENEGGER
Governor of California

ATTEST:

DEBRA BOWEN
Secretary of State



ELECTION OF SPEAKER

Assembly Member Bass was granted unanimous consent that the election of Speaker Fabian Núñez on December 4, 2006, to the Office of Speaker of the Assembly for the 2007–08 Regular Session, and the Oath of Office administered (Assembly Journal, page 8), be substituted in the First Extraordinary Session.

Oath of Office of Speaker of the Assembly

The following oath of office was administered to Speaker-elect Fabian Núñez, on Monday, December 4, 2006 by Associate Justice Carlos R. Moreno, Supreme Court of California:

OATH*for the Office of Speaker of the Assembly*

I do solemnly swear (or affirm) that I will support and defend the Constitution of the United States and the Constitution of the State of California against all enemies, foreign and domestic; that I will bear true faith and allegiance to the Constitution of the United States and the Constitution of the state of California; that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties upon which I am about to enter.

ADOPTION OF STANDING RULES

Assembly Member Bass was granted unanimous consent that the Permanent Standing Rules of the Assembly for the 2007–08 Regular Session and the organization of Standing Committees be adopted in the First Extraordinary Session.

(NOTE: For the text of the Assembly Standing Rules, see Assembly Daily Journal for December 4, 2006 for the Regular Session, page 11.)

MOTION RELATIVE TO ORGANIZATION OF THE ASSEMBLY

Assembly Member Bass was granted unanimous consent that the provisions of House Resolution No. 3 in the 2007–08 Regular Session relative to the payment of Members and distribution of Weekly Histories be substituted in the 2007–08 First Extraordinary Session.

(NOTE: For the text of House Resolution No. 3, see Assembly Daily Journal for December 4, 2006 for the 2007–08 Regular Session, page 57.)

ELECTION OF OFFICERS OF THE ASSEMBLY

Assembly Member Bass was granted unanimous consent that the Non-Member Officers in the 2007–08 Regular Session be deemed the Non-Member Officers in the Extraordinary Session (Chief Clerk, Chief Sergeant-at-Arms, Chaplain, and Alternate Chaplain) and that their respective oaths in the Regular Session be substituted in the First Extraordinary Session.

(NOTE: For the oaths of office for the non-member officers for the 2007–08 Regular Session, see Assembly Daily Journal for December 4, 2006, see page 56.)

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

September 11, 2007

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

Dear Dotson: This is to advise you that I have appointed the following Democratic Leadership for the 2007–08 1st Extraordinary Session:

Speaker pro Tempore	Hon. Sally Lieber
Majority Floor Leader	Hon. Karen Bass
Assistant Majority Floor Leader	Hon. Kevin De León
Majority Whip	Hon. Fiona Ma
Assistant Majority Whip	Hon. Mary Hayashi
Democratic Caucus Chair	Hon. Noreen Evans

Sincerely,

FABIAN NUÑEZ
 Speaker of the Assembly

September 11, 2007

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

Dear Dotson: This is to advise you that I have established and appointed the chairs and vice chairs to the following committees for the 2007–08 1st Extraordinary Session:

Rules

Assemblymember Hector De La Torre, Chair
 Assemblymember Sam Blakeslee, Vice Chair

Appropriations

Assemblymember Mark Leno, Chair
 Assemblymember Mimi Walters, Vice Chair

Health

Assemblymember Mervyn Dymally, Chair
 Assemblymember Alan Nakanishi, Vice Chair

Sincerely,

FABIAN NUÑEZ
 Speaker of the Assembly

September 11, 2007

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

Dear Dotson: Pursuant to the Assembly and Joint Rules, please keep the Assembly Desk open during the Interim Study Recess in the First Extraordinary Session for the purpose of processing bill introductions. Unless I indicate otherwise, the Desk shall remain open each business day from 9:00 a.m. to 3:00 p.m.

Thank you for your attention to this matter.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

MOTION TO ADJOURN

At 6:54 p.m., Assembly Member Bass moved that the Assembly do now adjourn.

Assembly Member De León seconded the motion.

Motion carried.

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 1—Núñez (Principal coauthor: Senator Perata). An act relating to health care.

ASSEMBLY BILL NO. 2—Núñez (Principal coauthor: Senator Perata). An act relating to health care.

MESSAGES FROM THE SENATE

Senate Chamber, September 11, 2007

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

Senate Concurrent Resolution No. 1

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

FIRST READING OF SENATE BILLS

The following resolution was read:

SENATE CONCURRENT RESOLUTION NO. 1—Relative to the Joint Rules for the 2007–08 First Extraordinary Session.

ADJOURNMENT

At 6:45 p.m., the Assembly adjourned for the Interim Study Recess, to reconvene upon Call of the Speaker, pursuant to Joint Rules 51 and 61, and consent for the Senate to do the same.

FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk