

CALIFORNIA LEGISLATURE  
2007-08 REGULAR SESSION

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# ASSEMBLY DAILY JOURNAL

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**Friday, September 19, 2008**

**TWO HUNDRED FORTY-FOURTH SESSION DAY  
SIX HUNDRED FIFTY-SIXTH CALENDAR DAY  
AT SACRAMENTO, CALIFORNIA**



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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  
Friday, September 19, 2008

Pursuant to a communication from Speaker Bass, the Assembly Rules, and California Constitution Article IV, Section 10(c), the Assembly met at 5:04 p.m.

Hon. Sally J. Lieber, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Brian Ebbert reading.

#### ROLL CALL

The roll was called.

#### Quorum Call of the Assembly

Assembly Member Garcia moved a quorum call of the Assembly.

Motion carried.

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

#### Quorum Present

At 5:12 p.m., Speaker pro Tempore Lieber declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—76:

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

**PRAYER**

Upon invitation of Speaker pro Tempore Lieber, the following prayer was offered by Hon. Mike Feuer, Assembly Member, District 42:

*Creator, We live in a world of great confusion, despair, and problems. We need, therefore, the strength to recognize our weaknesses and the vision to identify what needs to be done. Give us the wisdom to do that which is right, the will and the determination to stand for truth even though it may be at times unpopular. But above all, help us serve with dignity and honor the good people of this great state.*

*Ba'ruch atah adonoi, eloheynu melech ha'olom sh'hecheyanu, v'keymanu, v'hegeyanu, la'z'man hazeh.*

Blessed are you Creator of the Universe, who has given us life, sustained us and brought us to this time and place.—AMEN.

**PLEDGE OF ALLEGIANCE TO THE FLAG**

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

**MOTION TO DISPENSE WITH READING OF THE JOURNAL**

Further reading of the Journal of the previous legislative day was dispensed with on motion of Assembly Member Torrico, seconded by Assembly Member Blakeslee.

**LEAVES OF ABSENCE FOR THE DAY**

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

*On personal business, and waiving per diem: Assembly Members Levine and Plescia.*

*Because of illness: Assembly Member Soto.*

*Due to travel delays: Assembly Member Ma.*

**COMMUNICATIONS**

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

September 19, 2008

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

Dear Dotson: Pursuant to the Assembly Rules and Article IV, Section 10(c), I am reconvening the Assembly on September 19, 2008 for the purpose of conducting business relating to legislative matters.

Sincerely,

KAREN BASS  
Speaker of the Assembly

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

September 17, 2008

*The Honorable Ted W. Lieu*  
*Chair, Assembly Committee on Rules*  
*State Capitol, Room 3016*  
*Sacramento, California*

Dear Chairman Lieu: Now that the Legislature has passed a budget, I am writing to request per diem for any future legislative business from this day forward.

Should you have any questions, please do not hesitate to contact me at (916) 319-2071.

Sincerely,

TODD SPITZER, Assembly Member  
 Seventy-first District

#### **SPECIAL COMMITTEE MEETINGS**

By unanimous consent, the following committees were permitted to meet:

Select Committee on Alcohol and Drug Abuse, on Friday, September 26, 2008, at 10 a.m., in Room 127;

Elections and Redistricting, on Monday, September 29, 2008, at 10 a.m., in Room 444;

Judiciary, on Thursday, October 2, 2008, at 10 a.m., in Los Angeles;

Health, on Friday, October 3, 2008, at 1:30 p.m., in Room 4202;

Select Committee on Community Colleges, on Wednesday, October 15, 2008, in Hayward.

#### **ENGROSSMENT AND ENROLLMENT REPORTS**

Assembly Chamber, September 16, 2008

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

Assembly Bill No. 16	Assembly Bill No. 290
Assembly Bill No. 55	Assembly Bill No. 531
Assembly Bill No. 86	Assembly Bill No. 865
Assembly Bill No. 131	Assembly Bill No. 926
Assembly Bill No. 152	Assembly Bill No. 996
Assembly Bill No. 171	Assembly Bill No. 1141
Assembly Bill No. 225	Assembly Bill No. 1405
Assembly Bill No. 264	Assembly Bill No. 1565

And reports the same correctly enrolled, and presented to the Governor on the 16th day of September, 2008, at 2:30 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 16, 2008

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

Assembly Bill No. 1724	Assembly Bill No. 2308
Assembly Bill No. 1852	Assembly Bill No. 2465
Assembly Bill No. 1870	Assembly Bill No. 2994
Assembly Bill No. 1885	Assembly Bill No. 2996
Assembly Bill No. 1917	Assembly Bill No. 3062

And reports the same correctly enrolled, and presented to the Governor on the 16th day of September, 2008, at 2:30 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 16, 2008

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

- Assembly Bill No. 1684
- Assembly Bill No. 1884

And reports the same correctly enrolled, and presented to the Governor on the 16th day of September, 2008, at 2:30 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 16, 2008

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

- |                        |                        |
|------------------------|------------------------|
| Assembly Bill No. 499  | Assembly Bill No. 2001 |
| Assembly Bill No. 983  | Assembly Bill No. 2069 |
| Assembly Bill No. 1028 | Assembly Bill No. 2078 |
| Assembly Bill No. 1751 | Assembly Bill No. 2100 |
| Assembly Bill No. 1866 | Assembly Bill No. 2103 |
| Assembly Bill No. 1903 | Assembly Bill No. 2143 |
| Assembly Bill No. 1935 | Assembly Bill No. 2180 |
| Assembly Bill No. 1974 | Assembly Bill No. 2213 |

And reports the same correctly enrolled, and presented to the Governor on the 16th day of September, 2008, at 2:30 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 16, 2008

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

- |                        |                        |
|------------------------|------------------------|
| Assembly Bill No. 352  | Assembly Bill No. 1846 |
| Assembly Bill No. 360  | Assembly Bill No. 1906 |
| Assembly Bill No. 501  | Assembly Bill No. 1962 |
| Assembly Bill No. 638  | Assembly Bill No. 1972 |
| Assembly Bill No. 815  | Assembly Bill No. 2000 |
| Assembly Bill No. 1129 | Assembly Bill No. 2042 |
| Assembly Bill No. 1763 | Assembly Bill No. 2050 |
| Assembly Bill No. 1780 | Assembly Bill No. 2111 |

And reports the same correctly enrolled, and presented to the Governor on the 16th day of September, 2008, at 3:30 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 16, 2008

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

- |                        |                        |
|------------------------|------------------------|
| Assembly Bill No. 2231 | Assembly Bill No. 2654 |
| Assembly Bill No. 2258 | Assembly Bill No. 2750 |
| Assembly Bill No. 2299 | Assembly Bill No. 2768 |
| Assembly Bill No. 2508 | Assembly Bill No. 2849 |
| Assembly Bill No. 2567 | Assembly Bill No. 3054 |
| Assembly Bill No. 2610 | Assembly Bill No. 3065 |
| Assembly Bill No. 2641 |                        |

And reports the same correctly enrolled, and presented to the Governor on the 16th day of September, 2008, at 3:30 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 17, 2008

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

- Assembly Bill No. 88
- Assembly Bill No. 1781

And reports the same correctly enrolled, and presented to the Governor on the 17th day of September, 2008, at 11 a.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 17, 2008

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

- |                        |                        |
|------------------------|------------------------|
| Assembly Bill No. 357  | Assembly Bill No. 2045 |
| Assembly Bill No. 1062 | Assembly Bill No. 2064 |
| Assembly Bill No. 1088 | Assembly Bill No. 2090 |
| Assembly Bill No. 1333 | Assembly Bill No. 2105 |
| Assembly Bill No. 1569 | Assembly Bill No. 2136 |
| Assembly Bill No. 1816 | Assembly Bill No. 2151 |
| Assembly Bill No. 1910 | Assembly Bill No. 2270 |
| Assembly Bill No. 1946 | Assembly Bill No. 2295 |

And reports the same correctly enrolled, and presented to the Governor on the 17th day of September, 2008, at 11 a.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 17, 2008

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

- |                        |                        |
|------------------------|------------------------|
| Assembly Bill No. 2214 | Assembly Bill No. 2669 |
| Assembly Bill No. 2327 | Assembly Bill No. 2697 |
| Assembly Bill No. 2436 | Assembly Bill No. 2706 |
| Assembly Bill No. 2470 | Assembly Bill No. 2754 |
| Assembly Bill No. 2527 | Assembly Bill No. 2846 |
| Assembly Bill No. 2565 | Assembly Bill No. 2881 |
| Assembly Bill No. 2589 | Assembly Bill No. 2956 |
| Assembly Bill No. 2595 | Assembly Bill No. 2968 |

And reports the same correctly enrolled, and presented to the Governor on the 17th day of September, 2008, at 11 a.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 17, 2008

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

- Assembly Bill No. 3052

And reports the same correctly enrolled, and presented to the Governor on the 17th day of September, 2008, at 11 a.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 17, 2008

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

- |                        |                        |
|------------------------|------------------------|
| Assembly Bill No. 2448 | Assembly Bill No. 2950 |
| Assembly Bill No. 2550 | Assembly Bill No. 3014 |
| Assembly Bill No. 2607 | Assembly Bill No. 3030 |
| Assembly Bill No. 2619 | Assembly Bill No. 3079 |
| Assembly Bill No. 2828 | Assembly Bill No. 3080 |
| Assembly Bill No. 2922 |                        |

And reports the same correctly enrolled, and presented to the Governor on the 17th day of September, 2008, at 11 a.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 17, 2008

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

- |                       |                        |
|-----------------------|------------------------|
| Assembly Bill No. 190 | Assembly Bill No. 1519 |
| Assembly Bill No. 419 | Assembly Bill No. 1898 |
| Assembly Bill No. 524 | Assembly Bill No. 1900 |
| Assembly Bill No. 534 | Assembly Bill No. 1915 |
| Assembly Bill No. 567 | Assembly Bill No. 1996 |
| Assembly Bill No. 725 | Assembly Bill No. 2033 |
| Assembly Bill No. 876 | Assembly Bill No. 2097 |
| Assembly Bill No. 990 | Assembly Bill No. 2123 |

And reports the same correctly enrolled, and presented to the Governor on the 17th day of September, 2008, at 12:45 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 17, 2008

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

- |                        |                        |
|------------------------|------------------------|
| Assembly Bill No. 642  | Assembly Bill No. 2370 |
| Assembly Bill No. 1942 | Assembly Bill No. 2413 |
| Assembly Bill No. 1952 | Assembly Bill No. 2749 |
| Assembly Bill No. 2028 | Assembly Bill No. 2838 |
| Assembly Bill No. 2160 | Assembly Bill No. 2885 |
| Assembly Bill No. 2223 | Assembly Bill No. 2899 |
| Assembly Bill No. 2259 |                        |

And reports the same correctly enrolled, and presented to the Governor on the 17th day of September, 2008, at 12:45 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 17, 2008

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

- |                        |                        |
|------------------------|------------------------|
| Assembly Bill No. 873  | Assembly Bill No. 2150 |
| Assembly Bill No. 1927 | Assembly Bill No. 2162 |
| Assembly Bill No. 2023 | Assembly Bill No. 2244 |
| Assembly Bill No. 2043 | Assembly Bill No. 2304 |
| Assembly Bill No. 2096 |                        |

And reports the same correctly enrolled, and presented to the Governor on the 17th day of September, 2008, at 12:45 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 17, 2008

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

- |                        |                        |
|------------------------|------------------------|
| Assembly Bill No. 697  | Assembly Bill No. 2737 |
| Assembly Bill No. 837  | Assembly Bill No. 2878 |
| Assembly Bill No. 2454 | Assembly Bill No. 2946 |

And reports the same correctly enrolled, and presented to the Governor on the 17th day of September, 2008, at 2:45 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 17, 2008

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

- |                        |                        |
|------------------------|------------------------|
| Assembly Bill No. 2211 | Assembly Bill No. 2806 |
| Assembly Bill No. 2286 | Assembly Bill No. 2854 |
| Assembly Bill No. 2326 | Assembly Bill No. 2882 |
| Assembly Bill No. 2344 | Assembly Bill No. 2937 |
| Assembly Bill No. 2440 | Assembly Bill No. 3015 |
| Assembly Bill No. 2468 | Assembly Bill No. 3056 |
| Assembly Bill No. 2560 |                        |

And reports the same correctly enrolled, and presented to the Governor on the 17th day of September, 2008, at 2:45 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 17, 2008

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

- |                       |                        |
|-----------------------|------------------------|
| Assembly Bill No. 30  | Assembly Bill No. 759  |
| Assembly Bill No. 69  | Assembly Bill No. 1225 |
| Assembly Bill No. 117 | Assembly Bill No. 1451 |
| Assembly Bill No. 507 | Assembly Bill No. 1517 |
| Assembly Bill No. 529 | Assembly Bill No. 1574 |
| Assembly Bill No. 599 | Assembly Bill No. 1709 |
| Assembly Bill No. 681 | Assembly Bill No. 1722 |
| Assembly Bill No. 749 | Assembly Bill No. 1754 |

And reports the same correctly enrolled, and presented to the Governor on the 17th day of September, 2008, at 2:45 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 17, 2008

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

Assembly Bill No. 1871	Assembly Bill No. 2046
Assembly Bill No. 1872	Assembly Bill No. 2059
Assembly Bill No. 1874	Assembly Bill No. 2094
Assembly Bill No. 1897	Assembly Bill No. 2095
Assembly Bill No. 1907	Assembly Bill No. 2115
Assembly Bill No. 1928	Assembly Bill No. 2138
Assembly Bill No. 1960	Assembly Bill No. 2149
Assembly Bill No. 1982	

And reports the same correctly enrolled, and presented to the Governor on the 17th day of September, 2008, at 4:30 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 17, 2008

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

Assembly Bill No. 2181	Assembly Bill No. 2438
Assembly Bill No. 2222	Assembly Bill No. 2443
Assembly Bill No. 2315	Assembly Bill No. 2466
Assembly Bill No. 2337	Assembly Bill No. 2498
Assembly Bill No. 2369	Assembly Bill No. 2504
Assembly Bill No. 2400	Assembly Bill No. 2629
Assembly Bill No. 2401	Assembly Bill No. 2671
Assembly Bill No. 2403	Assembly Bill No. 2686

And reports the same correctly enrolled, and presented to the Governor on the 17th day of September, 2008, at 4:30 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 17, 2008

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

Assembly Bill No. 2702	Assembly Bill No. 2954
Assembly Bill No. 2770	Assembly Bill No. 2969
Assembly Bill No. 2794	Assembly Bill No. 2970
Assembly Bill No. 2796	Assembly Bill No. 2973
Assembly Bill No. 2825	Assembly Bill No. 3018
Assembly Bill No. 2842	Assembly Bill No. 3083
Assembly Bill No. 2874	

And reports the same correctly enrolled, and presented to the Governor on the 17th day of September, 2008, at 4:30 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 18, 2008

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

Assembly Bill No. 31	Assembly Bill No. 2319
Assembly Bill No. 1461	Assembly Bill No. 2352
Assembly Bill No. 1844	Assembly Bill No. 2540
Assembly Bill No. 1948	Assembly Bill No. 2617
Assembly Bill No. 1950	Assembly Bill No. 3016
Assembly Bill No. 2125	Assembly Bill No. 3041
Assembly Bill No. 2168	Assembly Bill No. 3058
Assembly Bill No. 2210	

And reports the same correctly enrolled, and presented to the Governor on the 18th day of September, 2008, at 9:30 a.m.

E. DOTSON WILSON, Chief Clerk



Assembly Chamber, September 18, 2008

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

Assembly Bill No. 163	Assembly Bill No. 2426
Assembly Bill No. 433	Assembly Bill No. 2804
Assembly Bill No. 994	Assembly Bill No. 2923
Assembly Bill No. 1188	Assembly Bill No. 3072
Assembly Bill No. 2356	

And reports the same correctly enrolled, and presented to the Governor on the 18th day of September, 2008, at 9:30 a.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 18, 2008

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

Assembly Bill No. 733	Assembly Bill No. 2250
Assembly Bill No. 919	Assembly Bill No. 2287
Assembly Bill No. 1894	Assembly Bill No. 2911
Assembly Bill No. 1911	Assembly Bill No. 3028
Assembly Bill No. 1981	Assembly Bill No. 3068

And reports the same correctly enrolled, and presented to the Governor on the 18th day of September, 2008, at 9:30 a.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 18, 2008

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

Assembly Bill No. 1112	Assembly Bill No. 2252
Assembly Bill No. 1230	Assembly Bill No. 2300
Assembly Bill No. 1418	Assembly Bill No. 2347
Assembly Bill No. 1825	Assembly Bill No. 2376
Assembly Bill No. 2002	Assembly Bill No. 2402
Assembly Bill No. 2049	Assembly Bill No. 2928
Assembly Bill No. 2241	

And reports the same correctly enrolled, and presented to the Governor on the 18th day of September, 2008, at 9:30 a.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 18, 2008

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

Assembly Bill No. 1366	Assembly Bill No. 2433
Assembly Bill No. 2233	Assembly Bill No. 2472
Assembly Bill No. 2243	Assembly Bill No. 2522
Assembly Bill No. 2309	Assembly Bill No. 2594
Assembly Bill No. 2346	Assembly Bill No. 2670
Assembly Bill No. 2379	Assembly Bill No. 2729
Assembly Bill No. 2411	Assembly Bill No. 2757

And reports the same correctly enrolled, and presented to the Governor on the 18th day of September, 2008, at 9:30 a.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 18, 2008

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

Assembly Bill No. 717	Assembly Bill No. 2099
Assembly Bill No. 1209	Assembly Bill No. 2427
Assembly Bill No. 1407	Assembly Bill No. 2584
Assembly Bill No. 1823	Assembly Bill No. 2704
Assembly Bill No. 1859	Assembly Bill No. 2859
Assembly Bill No. 1867	Assembly Bill No. 3038
Assembly Bill No. 1908	Assembly Bill No. 3059
Assembly Bill No. 1954	

And reports the same correctly enrolled, and presented to the Governor on the 18th day of September, 2008, at 9:30 a.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 18, 2008

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

Assembly Bill No. 2031	Assembly Bill No. 2261
Assembly Bill No. 2065	Assembly Bill No. 2275
Assembly Bill No. 2071	Assembly Bill No. 2570
Assembly Bill No. 2132	Assembly Bill No. 2578
Assembly Bill No. 2139	Assembly Bill No. 2622
Assembly Bill No. 2158	Assembly Bill No. 2630
Assembly Bill No. 2179	Assembly Bill No. 2679
Assembly Bill No. 2205	Assembly Bill No. 2696

And reports the same correctly enrolled, and presented to the Governor on the 18th day of September, 2008, at 11 a.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 18, 2008

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

Assembly Bill No. 2423	Assembly Bill No. 2733
Assembly Bill No. 2455	Assembly Bill No. 2855
Assembly Bill No. 2467	Assembly Bill No. 2857
Assembly Bill No. 2471	Assembly Bill No. 2986
Assembly Bill No. 2479	Assembly Bill No. 3013
Assembly Bill No. 2532	Assembly Bill No. 3066
Assembly Bill No. 2726	Assembly Bill No. 3075

And reports the same correctly enrolled, and presented to the Governor on the 18th day of September, 2008, at 11 a.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 18, 2008

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

Assembly Bill No. 359	Assembly Bill No. 1203
Assembly Bill No. 541	Assembly Bill No. 1340
Assembly Bill No. 659	Assembly Bill No. 1391
Assembly Bill No. 734	Assembly Bill No. 1674
Assembly Bill No. 887	Assembly Bill No. 2133
Assembly Bill No. 981	Assembly Bill No. 2173
Assembly Bill No. 1017	Assembly Bill No. 2220
Assembly Bill No. 1057	Assembly Bill No. 2339

And reports the same correctly enrolled, and presented to the Governor on the 18th day of September, 2008, at 11 a.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 18, 2008

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

Assembly Bill No. 109	Assembly Bill No. 1163
Assembly Bill No. 239	Assembly Bill No. 1394
Assembly Bill No. 550	Assembly Bill No. 1701
Assembly Bill No. 660	Assembly Bill No. 1755
Assembly Bill No. 830	Assembly Bill No. 1873
Assembly Bill No. 885	Assembly Bill No. 1916
Assembly Bill No. 1021	Assembly Bill No. 2020

And reports the same correctly enrolled, and presented to the Governor on the 18th day of September, 2008, at 11 a.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 18, 2008

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

- |                        |                        |
|------------------------|------------------------|
| Assembly Bill No. 842  | Assembly Bill No. 2279 |
| Assembly Bill No. 1358 | Assembly Bill No. 2818 |
| Assembly Bill No. 1605 | Assembly Bill No. 2935 |
| Assembly Bill No. 1760 | Assembly Bill No. 3025 |
| Assembly Bill No. 2019 |                        |

And reports the same correctly enrolled, and presented to the Governor on the 18th day of September, 2008, at 11 a.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 18, 2008

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

- |                        |                        |
|------------------------|------------------------|
| Assembly Bill No. 13   | Assembly Bill No. 2586 |
| Assembly Bill No. 371  | Assembly Bill No. 2917 |
| Assembly Bill No. 952  | Assembly Bill No. 2918 |
| Assembly Bill No. 1221 | Assembly Bill No. 2991 |
| Assembly Bill No. 1975 | Assembly Bill No. 3033 |
| Assembly Bill No. 2262 | Assembly Bill No. 3050 |
| Assembly Bill No. 2269 | Assembly Bill No. 3063 |
| Assembly Bill No. 2447 |                        |

And reports the same correctly enrolled, and presented to the Governor on the 18th day of September, 2008, at 11 a.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 18, 2008

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

- |                        |                        |
|------------------------|------------------------|
| Assembly Bill No. 2081 | Assembly Bill No. 2618 |
| Assembly Bill No. 2280 | Assembly Bill No. 2637 |
| Assembly Bill No. 2296 | Assembly Bill No. 2680 |
| Assembly Bill No. 2386 | Assembly Bill No. 2742 |
| Assembly Bill No. 2412 | Assembly Bill No. 2759 |
| Assembly Bill No. 2518 | Assembly Bill No. 2863 |
| Assembly Bill No. 2541 | Assembly Bill No. 2898 |
| Assembly Bill No. 2592 | Assembly Bill No. 2947 |

And reports the same correctly enrolled, and presented to the Governor on the 18th day of September, 2008, at 11 a.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 18, 2008

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

- |                        |                        |
|------------------------|------------------------|
| Assembly Bill No. 214  | Assembly Bill No. 2341 |
| Assembly Bill No. 354  | Assembly Bill No. 2648 |
| Assembly Bill No. 583  | Assembly Bill No. 2738 |
| Assembly Bill No. 1806 | Assembly Bill No. 2763 |
| Assembly Bill No. 2044 | Assembly Bill No. 2844 |
| Assembly Bill No. 2070 | Assembly Bill No. 2992 |
| Assembly Bill No. 2171 |                        |

And reports the same correctly enrolled, and presented to the Governor on the 18th day of September, 2008, at 11 a.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 18, 2008

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

- |                        |                        |
|------------------------|------------------------|
| Assembly Bill No. 2747 | Assembly Bill No. 2964 |
| Assembly Bill No. 2765 | Assembly Bill No. 2971 |
| Assembly Bill No. 2785 | Assembly Bill No. 3078 |
| Assembly Bill No. 2824 | Assembly Bill No. 3081 |
| Assembly Bill No. 2901 | Assembly Bill No. 3084 |

And reports the same correctly enrolled, and presented to the Governor on the 18th day of September, 2008, at 11 a.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 18, 2008

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

Assembly Bill No. 346	Assembly Bill No. 1133
Assembly Bill No. 572	Assembly Bill No. 1284
Assembly Bill No. 578	Assembly Bill No. 1502
Assembly Bill No. 619	Assembly Bill No. 1720
Assembly Bill No. 844	Assembly Bill No. 1778
Assembly Bill No. 856	Assembly Bill No. 1821
Assembly Bill No. 978	Assembly Bill No. 1887
Assembly Bill No. 1022	Assembly Bill No. 1889

And reports the same correctly enrolled, and presented to the Governor on the 18th day of September, 2008, at 11 a.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 18, 2008

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

Assembly Bill No. 38	Assembly Bill No. 2272
Assembly Bill No. 368	Assembly Bill No. 2291
Assembly Bill No. 1510	Assembly Bill No. 2529
Assembly Bill No. 1725	Assembly Bill No. 2627
Assembly Bill No. 2016	Assembly Bill No. 2953
Assembly Bill No. 2048	Assembly Bill No. 3048
Assembly Bill No. 2135	Assembly Bill No. 3064
Assembly Bill No. 2189	Assembly Bill No. 3074

And reports the same correctly enrolled, and presented to the Governor on the 18th day of September, 2008, at 2 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 18, 2008

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

Assembly Bill No. 100	Assembly Bill No. 1060
Assembly Bill No. 169	Assembly Bill No. 1245
Assembly Bill No. 180	Assembly Bill No. 1289
Assembly Bill No. 211	Assembly Bill No. 1496
Assembly Bill No. 317	Assembly Bill No. 1656
Assembly Bill No. 498	Assembly Bill No. 1830
Assembly Bill No. 916	Assembly Bill No. 1860

And reports the same correctly enrolled, and presented to the Governor on the 18th day of September, 2008, at 2 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 18, 2008

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

Assembly Bill No. 2599	Assembly Bill No. 2944
Assembly Bill No. 2651	Assembly Bill No. 3005
Assembly Bill No. 2810	Assembly Bill No. 3045
Assembly Bill No. 2861	Assembly Bill No. 3071
Assembly Bill No. 2871	Assembly Bill No. 3073
Assembly Bill No. 2921	Assembly Bill No. 3076
Assembly Bill No. 2939	

And reports the same correctly enrolled, and presented to the Governor on the 18th day of September, 2008, at 2 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 18, 2008

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

- |                        |                        |
|------------------------|------------------------|
| Assembly Bill No. 1863 | Assembly Bill No. 2167 |
| Assembly Bill No. 1879 | Assembly Bill No. 2265 |
| Assembly Bill No. 1951 | Assembly Bill No. 2267 |
| Assembly Bill No. 1955 | Assembly Bill No. 2293 |
| Assembly Bill No. 2034 | Assembly Bill No. 2321 |
| Assembly Bill No. 2052 | Assembly Bill No. 2474 |
| Assembly Bill No. 2165 | Assembly Bill No. 2569 |

And reports the same correctly enrolled, and presented to the Governor on the 18th day of September, 2008, at 2 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 18, 2008

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

- |                        |                        |
|------------------------|------------------------|
| Assembly Bill No. 437  | Assembly Bill No. 2040 |
| Assembly Bill No. 1945 | Assembly Bill No. 3010 |

And reports the same correctly enrolled, and presented to the Governor on the 18th day of September, 2008, at 5 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 18, 2008

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

- Assembly Bill No. 1290

And reports the same correctly enrolled, and presented to the Governor on the 18th day of September, 2008, at 5 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 19, 2008

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

- Assembly Concurrent Resolution No. 87
- Assembly Concurrent Resolution No. 112
- Assembly Concurrent Resolution No. 114
- Assembly Concurrent Resolution No. 126
- Assembly Concurrent Resolution No. 134
- Assembly Concurrent Resolution No. 137
- Assembly Concurrent Resolution No. 138
- Assembly Concurrent Resolution No. 146
- Assembly Concurrent Resolution No. 147
- Assembly Concurrent Resolution No. 150
- Assembly Concurrent Resolution No. 151
- Assembly Concurrent Resolution No. 153
- Assembly Concurrent Resolution No. 155
- Assembly Concurrent Resolution No. 156

And reports the same correctly enrolled, and presented to the Secretary of State on the 19th day of September, 2008, at 12:30 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 19, 2008

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

- |                                  |                                  |
|----------------------------------|----------------------------------|
| Assembly Joint Resolution No. 36 | Assembly Joint Resolution No. 67 |
| Assembly Joint Resolution No. 51 | Assembly Joint Resolution No. 68 |
| Assembly Joint Resolution No. 64 | Assembly Joint Resolution No. 69 |
| Assembly Joint Resolution No. 66 | Assembly Joint Resolution No. 70 |

And reports the same correctly enrolled, and presented to the Secretary of State on the 19th day of September, 2008, at 12:30 p.m.

E. DOTSON WILSON, Chief Clerk

**ASSEMBLY RULE 118 SUSPENDED—PRIVILEGES OF THE FLOOR**

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

**MESSAGES FROM THE SENATE**

Senate Chamber, September 19, 2008

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

Senate Constitutional Amendment No. 30

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

**FIRST READING OF SENATE BILLS**

The following resolution was read the first time:

**SENATE CONSTITUTIONAL AMENDMENT NO. 30**—A resolution directing the Secretary of State to make amendments in Senate Constitutional Amendment No. 13 (Resolution Chapter 144 of the Statutes of 2008).

**RESOLUTION TO DISPENSE WITH  
ARTICLE IV, SEC. 8(a) OF THE CONSTITUTION  
AND SUSPEND JOINT RULE 55**

*Resolved*, That, pursuant to Article IV, Section 8(a) of the Constitution, Senate Constitutional Amendment No. 30 may be heard in committee and acted upon by the Assembly before 30 calendar days have elapsed since introduction and that Joint Rule 55 be suspended to permit such hearing and action prior to being in print for 30 days.

Resolution read, and adopted by the following vote:

**AYES—68**

Adams	Duvall	Houston	Núñez
Aghazarian	Dymally	Huff	Parra
Anderson	Emmerson	Huffman	Portantino
Arambula	Eng	Jeffries	Runner
Beall	Evans	Karnette	Ruskin
Benoit	Feuer	Keene	Salas
Berg	Fuentes	Krekorian	Saldaña
Berryhill	Fuller	La Malfa	Silva
Blakeslee	Furutani	Laird	Smyth
Brownley	Gaines	Leno	Solorio
Caballero	Galgiani	Lieber	Strickland
Carter	García	Lieu	Torrico
Cook	Garrick	Mendoza	Tran
Coto	Hancock	Mullin	Villines
Davis	Hayashi	Nakanishi	Walters
DeSaulnier	Hernandez	Nava	Wolk
DeVore	Horton	Niello	Mme. Speaker

**NOES—2**

Maze                      Spitzer

Article IV, Section 8(a) of the Constitution was declared dispensed with, and Joint Rule 55 suspended.

**RESOLUTIONS**

The following resolution was offered:

**Resolution to Dispense With Constitutional Provision**

By Assembly Member Torrico.

*Resolved*, That Senate Constitutional Amendment No. 30 presents a case of urgency, as that term is used in Article IV, Section 8(b), of the Constitution, and the provision of that section requiring that the resolution be read on three separate days in each house is hereby dispensed with, and it is ordered that the resolution be placed upon its adoption.

Resolution read, and adopted by the following vote:

**AYES—66**

Adams	Duvall	Huff	Parra
Aghazarian	Dymally	Huffman	Portantino
Anderson	Emmerson	Jeffries	Runner
Arambula	Eng	Karnette	Ruskin
Beall	Evans	Keene	Salas
Benoit	Feuer	Krekorian	Saldaña
Berg	Fuentes	La Malfa	Silva
Berryhill	Fuller	Laird	Smyth
Blakeslee	Furutani	Leno	Strickland
Brownley	Gaines	Lieber	Torrico
Caballero	Galgiani	Lieu	Tran
Carter	Garcia	Mendoza	Villines
Cook	Garrick	Mullin	Walters
Coto	Hayashi	Nakanishi	Wolk
Davis	Hernandez	Nava	Mme. Speaker
DeSaulnier	Horton	Niello	
DeVore	Houston	Núñez	

**NOES—2**

Maze                      Spitzer

Article IV, Section 8(b) of the Constitution was declared dispensed with.

**Second Reading of Senate Constitutional Amendment No. 30**

**SENATE CONSTITUTIONAL AMENDMENT NO. 30**—A resolution directing the Secretary of State to make amendments in Senate Constitutional Amendment No. 13 (Resolution Chapter 144 of the Statutes of 2008).

Resolution read second time.

**CONSIDERATION OF SENATE CONSTITUTIONAL AMENDMENT NO. 30  
BY UNANIMOUS CONSENT**

Assembly Member Laird was granted unanimous consent to take up Senate Constitutional Amendment No. 30 without reference to committee or file, for purpose of consideration.

**SENATE CONSTITUTIONAL AMENDMENT NO. 30 (Ashburn)**—A resolution directing the Secretary of State to make amendments in Senate Constitutional Amendment No. 13 (Resolution Chapter 144 of the Statutes of 2008).

Resolution read third time, and presented by Assembly Member Laird.

Resolution adopted by the following vote:

**AYES—55**

Adams	Duvall	Karnette	Price
Aghazarian	Dymally	Keene	Runner
Anderson	Emmerson	La Malfa	Ruskin
Arambula	Fuentes	Laird	Saldaña
Beall	Fuller	Leno	Silva
Benoit	Gaines	Lieber	Smyth
Berg	Galgiani	Lieu	Spitzer
Berryhill	Garcia	Maze	Strickland
Blakeslee	Garrick	Mullin	Tran
Carter	Horton	Nakanishi	Villines
Cook	Houston	Nava	Walters
Coto	Huff	Niello	Wolk
De La Torre	Huffman	Núñez	Mme. Speaker
DeVore	Jeffries	Parra	

**NOES—17**

Brownley	Evans	Jones	Swanson
Caballero	Feuer	Mendoza	Torrico
Calderon	Furutani	Portantino	
De León	Hancock	Salas	
DeSaulnier	Hayashi	Solorio	

**Vote Changes**

By unanimous consent, the following vote changes were permitted on Senate Constitutional Amendment No. 30: Assembly Members De León and Jones from “Aye” to “No”.

Resolution ordered transmitted to the Senate.

**RECESS**

By unanimous consent, at 5:22 p.m., Speaker pro Tempore Lieber declared the Assembly recessed.

**RECONVENED**

At 5:29 p.m., the Assembly reconvened.

Hon. Sally Lieber, Speaker pro Tempore of the Assembly, presiding.

**ADJOURN IN MEMORY**

Assembly Member Davis was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Pastor Otto McClinton, of Los Angeles.

(Assembly Rule 45.5 suspended.)

**ADJOURN IN MEMORY**

Assembly Member Krekorian was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Daniel Joseph Scott II, of Burbank.

(Assembly Rule 45.5 suspended.)



**ADJOURN IN MEMORY**

Assembly Members Lieber, Hancock, and Leno were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Dr. Robert Steinberg, of San Francisco.

Assembly Member Karnette was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Harriet Blue, of Aptos and Elmer W. Grimes, of Rancho Palos Verdes.

Assembly Member Price was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Charlie “C.W. The Boss” Walker, Jr., of Los Angeles.

Assembly Member Wolk was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Samuel A. Hart, of Davis.

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

By unanimous consent, the motion to reconsider the vote on Assembly Constitutional Amendment No. 8, Assembly Bill No. 1840, and Assembly Constitutional Amendment No. 15 were continued until the next legislative day.

**CAUCUS ANNOUNCEMENTS**

Speaker pro Tempore Lieber announced that the Democratic Caucus would meet in the Assembly Lounge upon adjournment of Floor session.

**VOTE ADDS**

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

**Resolution to Invoke Constitution:** Caballero, Coto, Emmerson, Hayashi, La Malfa, Mendoza, and Silva—Aye.

**Resolution to Invoke Constitution:** Coto, Hayashi, Mendoza, and Silva—Aye.

**Senate Constitutional Amendment No. 30:** Coto—Aye; Brownley, Caballero, and Torrico—No.

**MOTION TO ADJOURN**

At 5:29 p.m., Assembly Member Torrico moved that the Assembly adjourn for the Final Recess of the 2007–08 Regular Session, pursuant to the provisions of Joint Rule 51 (b)(3), until the adjournment *sine die* on November 30, 2008.

Pursuant to Article IV, Section 3(a) of the California State Constitution, the Organizational Session will convene on Monday, December 1, 2008, at 12 noon for the 2009–2010 Regular Session.

Assembly Member Blakeslee seconded the motion.

Motion carried.

**QUORUM CALL OF THE ASSEMBLY DISPENSED WITH**

At 5:35 p.m., Speaker pro Tempore Lieber declared the quorum call of the Assembly dispensed with.

**ADJOURNMENT**

At 5:36 p.m., pursuant to the motion by Assembly Member Torrico and the provisions of Joint Rule 51 (b)(3), the Assembly adjourned for the Final Recess of the 2007–08 Regular Session, out of respect to the memory of Pastor Otto McClinton, on motion of Assembly Member Davis; out of respect to the memory of Daniel Joseph Scott II, on motion of Assembly Member Krekorian; out of respect to the memory of Dr. Robert Steinberg, on motion of Assembly Members Lieber, Hancock, and Leno; out of respect to the memory of Harriet Blue and Elmer W. Grimes, on motion of Assembly Member Karnette; out of respect to the memory of Charlie “C.W. The Boss” Walker, Jr., on motion of Assembly Member Price; and out of respect to the memory of Samuel A. Hart, on motion of Assembly Member Wolk.

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KAREN BASS, Speaker

SUE PARKER, Minute Clerk

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