

CALIFORNIA LEGISLATURE
2007-08 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, November 25, 2008

**TWO HUNDRED FORTY-SIXTH SESSION DAY
SEVEN HUNDRED TWENTY-THIRD 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, November 25, 2008

The Assembly met at 3:05 p.m.
Hon. Sally J. Lieber, Speaker pro Tempore of the Assembly,
presiding.
Chief Clerk E. Dotson Wilson at the Desk.
Assistant Clerk Elizabeth Potter reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Leno 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 3:27 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—74:

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

PRAYER

Upon invitation of Speaker pro Tempore Lieber, the following prayer was offered by Assembly Alternate Chaplain Pastor Ivan L. Williams, Sr.:

O Eternal and Dependable God, In this season of thanksgiving we bow our heads in gratefulness for your continued showers of blessings. We thank You for the times of sowing and reaping, color and fragrance, and the ability to reap the benefit from what has been truly toiled for.

Today, bless our lawmakers, and give each of them a deep sense of gratitude and thankfulness for your opened doors, and opportunities to make a difference in the lives of our citizens. As they continue to deliberate today give them hope against hopelessness, fortitude in the sight of failure, and determination against all odds. Help them, O God, to surpass all supposed expectations. We do lean on You and trust in You, and it is in your bountiful Name we pray—AMEN!

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Lieber, Assembly Member Dymally 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 Benoit.

ASSEMBLY RULE 118 SUSPENDED—PRIVILEGES OF THE FLOOR

Assembly Member La Malfa was granted unanimous consent that Assembly Rule 118 be suspended granting the privileges of the Floor and permitting guests to sit at his desk in the Assembly Chamber, whereupon he introduced his family.

**CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 159
WITHOUT REFERENCE TO FILE**

Assembly Member Dymally was granted unanimous consent to take up Assembly Concurrent Resolution No. 159 without reference to committee or print for the purpose of considering amendments.

ASSEMBLY CONCURRENT RESOLUTION NO. 159—Relative to Martin Luther King, Jr. Hospital.

Resolution read. Amendments read and adopted; resolution ordered reprinted and to third reading.

RECESS

By unanimous consent, at 3:54 p.m., Speaker pro Tempore Lieber declared the Assembly recessed.

RECONVENED

At 5:18 p.m., the Assembly reconvened.

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

ANNOUNCEMENTS

Speaker pro Tempore announced that the 2009–10 Session would convene on Monday, December 1, 2008, at 12 noon.

SPECIAL RECOGNITION

The Members of the Assembly joined Speaker pro Tempore Lieber in recognizing the following individuals for their many years of service to the Assembly:

Carol Baker, Speaker Bass's office; Arvetta Downs, office of the Chief Clerk; Daniel Eaton, Speaker Emeritus Núñez's office; Danya Green, office of Assembly Member Spitzer; Kate Riley, Committee on Environmental Safety and Toxic Materials; Janie Schwartz, office of Speaker Bass; and Lawrence A. Murman, office of the Chief Clerk, one of the most highly regarded and longest tenured Assembly staff members with 41 years of service. The Members of the Assembly extended best wishes to these individuals as they embark upon their retirement.

ADJOURN IN MEMORY

Assembly Members Jones and Lieu were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Kathleen Aimee Shiroma, of Sacramento.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Speaker Bass was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of David Alexander Ward, of Richmond, VA.

Assembly Members Lieber and Beall were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Joseph H. De Lozier, of Santa Clara.

Assembly Members Lieber and Ruskin were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Jane Turnbull, of Los Altos and Carl Brown, of Cupertino.

Assembly Member Portantino was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Eleanor Duffy, of Eagle Rock.

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 John Michael Haynes, of Los Angeles.

MOTION TO ADJOURN

At 5:23 p.m., Assembly Member Feuer moved that the Assembly do now adjourn.

Assembly Member Blakeslee seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 5:23 p.m., Speaker pro Tempore Lieber declared the quorum call of the Assembly dispensed with.

ADJOURNMENT

At 5:28 p.m., pursuant to the motion by Assembly Member Feuer the Assembly adjourned until 12 noon, December 1, 2008 for purposes of organizing the 2009–10 Regular Session, out of respect to the memory of Kathleen Aimee Shiroma, on motion of Assembly Members Jones and Lieu; out of respect to the memory of David Alexander Ward, on motion of Speaker Bass; out of respect to the memory of Joseph H. De Lozier, on motion of Assembly Members Lieber and Beall; out of respect to the memory of Jane Turnbull, on motion of Assembly Members Lieber and Ruskin; out of respect to the memory of Eleanor Duffy, on motion of Assembly Member Portantino; and out of respect to the memory of John Michael Haynes, on motion of Assembly Member Price.

KAREN BASS, Speaker

SUE PARKER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON NOVEMBER 25, 2008**

The following measure was amended in the Assembly on this day:

ACR RN

159 0829910

Daily Total: 1

Cumulative Total: 5774

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