

CALIFORNIA LEGISLATURE
2005-06 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, January 3, 2005

SECOND SESSION DAY

TWENTY-NINTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, January 3, 2005

The Assembly met at 12:01 p.m.
Hon. Leland Y. Yee, 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 Vargas moved a quorum call of the Assembly.

Quorum Present

At 12:04 p.m., Speaker pro Tempore Yee declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—75:

Aghazarian	Dymally	La Suer	Plescian
Arambula	Emmerson	Laird	Richman
Baca	Evans	Leno	Ridley-Thomas
Bass	Frommer	Leslie	Runner
Benoit	Garcia	Levine	Ruskin
Berg	Goldberg	Lieber	Saldana
Bermudez	Gordon	Liu	Salinas
Blakeslee	Hancock	Matthews	Strickland
Bogh	Harman	Maze	Torrigo
Calderon	Haynes	McCarthy	Tran
Canciamilla	Horton, Shirley	Montanez	Umberg
Chan	Houston	Mountjoy	Vargas
Chavez	Huff	Mullin	Villines
Chu	Jones	Nakanishi	Walters
Cogdill	Karnette	Nation	Wolk
Cohn	Keene	Nava	Wyland
Coto	Klehs	Niello	Yee
De La Torre	Koretz	Parra	Mr. Speaker
DeVore	La Malfa	Pavley	

PRAYER

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

Lord, As we begin this new legislative session, we pause to remember Congressman Robert Matsui of Sacramento and we ask that You rest his soul in a place of light and of renewed life, where there is no pain or sorrow but life everlasting.

We also pray for the work we have set before us today. Lord, bless us as we begin this new session. Anyone who finds joy in obeying and studying Your law, will succeed in everything they do.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

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

READING OF THE JOURNAL DISPENSED WITH

By unanimous consent, reading of the Journal of the previous legislative day was dispensed with.

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 Member Spitzer.

Because of illness: Assembly Member Daucher.

Due to travel delays: Assembly Members Jerome E. Horton, Negrete McLeod, and Oropeza.

OATHS OF OFFICE

The following oaths of office were taken and subscribed to by Assembly Member Patty Berg, 1st District and Assembly Member Jenny Oropeza, 55th District, who were absent from the 2005–06 Organizational Session on December 6, 2004.

OATH

*for the Office of Member of the Assembly
First Assembly District*

I, Patty Berg, 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 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.

PATTY BERG

Subscribed and sworn to before me,
this 3rd day of January
A. D. 2005

E. DOTSON WILSON
Chief Clerk of the Assembly

OATH

*for the Office of Member of the Assembly
55th Assembly District*

I, Jenny Oropeza, 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 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.

JENNY OROPEZA

Subscribed and sworn to before me,
this 20th day of December
A. D. 2004

HON. ALAN LOWENTHAL
Senator, 27th District

COMMUNICATIONS

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

January 3, 2005

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

Dear Dotson: This is to advise you that in addition to Assemblymember Cindy Montanez, Chair, I have appointed the following members to the Assembly Rules Committee for the 2005–06 Regular Session:

Assemblymember Dave Cogdill, Vice Chair
Assemblymember Joe Baca, Jr.
Assemblymember John Benoit
Assemblymember Joe Coto
Assemblymember Mervyn Dymally
Assemblymember Betty Karnette
Assemblymember Michael Villines

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

January 3, 2005

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 Assemblymembers to the Joint Rules Committee:

Assembly Speaker Fabian Nunez
Assemblymember Cindy Montanez
Assemblymember Joe Baca, Jr.
Assemblymember John Benoit
Assemblymember Dave Cogdill
Assemblymember Joe Coto
Assemblymember Mervyn Dymally
Assemblymember Dario Frommer
Assemblymember Betty Karnette
Assemblymember Kevin McCarthy
Assemblymember Michael Villines

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

January 3, 2005

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

Dear Dotson: This is to advise you that in addition to Assemblymember Nicole Parra, I have appointed the following Assembly members to the Joint Legislative Audit Committee:

Assemblymember Greg Aghazarian
Assemblymember Dave Cogdill
Assemblymember Jackie Goldberg
Assemblymember Johan Klehs
Assemblymember Tim Leslie
Assemblymember Pedro Nava

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

January 3, 2005

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

Dear Dotson: Please be advised that I have appointed Assemblymember Gloria Negrete McLeod to fill the vacancy and Assemblymembers Paul Koretz and Todd Spitzer to replace Assemblymembers Joe Nation and Sharon Runner on the Joint Committee on Boards, Commissions and Consumer Protection.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

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

January 3, 2005

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

Dear Mr. Wilson: Please be advised that the Assembly Committee on Rules met on January 3, 2005, and approved the following items:

- Assembly Standing Committee Jurisdictions for 2005–06 Legislative Session (except Appropriations, Budget and Elections and Redistricting Committees) (8–0)
- Assembly Appropriations and Budget Committees Jurisdictions for 2005–06 Legislative Session (5–3)
- Assembly Elections and Redistricting Committee Jurisdictions for 2005–06 Legislative Session (5–3)
- Appointment of Jon Waldie as the Chief Administrative Officer of the Assembly for the 2005–06 Legislative Session (8–0)

Please ensure that these actions are printed in the Assembly Daily Journal.

Sincerely,

CINDY MONTAÑEZ
Chair

**ASSEMBLY
STANDING COMMITTEE JURISDICTIONS**

Aging and Long Term Care
Agriculture
Appropriations
Arts, Entertainment, Sports, Tourism and Internet Media
Banking and Finance
Budget
Business and Professions
Education
Elections and Redistricting
Environmental Safety and Toxic Materials
Governmental Organization
Health
Higher Education
Housing and Community Development
Human Services
Insurance
Jobs, Economic Development and the Economy
Judiciary
Labor and Employment
Local Government
Natural Resources
Public Employees, Retirement and Social Security
Public Safety
Revenue and Taxation
Rules
Transportation
Utilities and Commerce
Veterans Affairs
Water, Parks and Wildlife

Aging and Long Term Care

Area Agencies on Aging
Department of Aging
Long term care services
Older Americans Act
Older Californians Act
Senior citizens advocacy activities
Senior Legislature
Services for seniors in residential and day settings
State Commission on Aging

Agriculture

Agriculture
Agricultural chemicals
Agricultural commodities and commissions
Department of Food and Agriculture
Department of Pesticide Regulation
Economic poisons
Expositions and fairs
Food labeling
Labeling of agricultural commodities
Livestock and poultry
Marketing law
Milk and milk products
Pest management and pesticides
Veterinarians, agricultural issues

Appropriations

Deficiency bills
Fiscal bills
General obligation bond acts
Judgment and settlement bills
Revenue bonds
State mandated claims bills

Arts, Entertainment, Sports, Tourism, and Internet Media

Arts
Athletics, State Athletic Commission
Entertainment
Internet Media
Motion picture industry
Museums
Tourism

Banking and Finance

California Pollution Control Financing Authority
Charitable and cooperative corporation law
Consumer finance and credit reporting
Corporate securities law
Financial institutions
Foreign banking
Foreign investments in California financial institutions
Formation of new corporate entities
Franchises, except for arbitration of disputes between
franchisor/franchisee
Industrial development bonds
Insurance finance and lending practices
Real property finance
State investment practices

Budget

Budget bill
Current fiscal year appropriations for new projects
Budget trailer bills which are not referred to a policy committee
Bills which establish state budget policy and procedures

Business and Professions

Administrative Procedure Act and Office of Administrative Law
Charitable solicitation
Consumer protection
Creation of new regulatory agencies
Department of General Services
Governmental efficiency and cost control
Licensing of health care professionals
Occupational licensing
Product labeling, except agricultural and medical
Property acquisition, state and local
Property acquisition law
State governmental organization and reorganization
State printing and binding contracts
State procurement
Sunsetting of boards and commissions
Weights and measures
Vocational education
Veterinarians, licensing issues

Education

Adult education
Certificated employees of schools and teacher salaries
Charter schools
Leasing of school property
K-12 education
Pupil records
School buses and crossing guards
School facilities and finance

Elections and Redistricting

California Political Reform Act
Campaign finance
Elections
Redistricting

Environmental Safety and Toxic Materials

Department of Pesticide Regulation
Drinking water regulation, toxic contamination of water
Emergency response relating to hazardous materials
Hazardous waste regulation and remediation
Pesticides: processed food and public health
Proposition 65
Regulation of consumer products containing toxic substances under the Sherman Food, Drug and Cosmetics Law
Toxic air contaminants and indoor air quality
Toxic substances and hazardous materials, except for workplace safety
Underground storage tank regulation and cleanup

Governmental Organization

Alcoholic Beverage Control
Emergency services, excluding medical emergencies
Fire safety, excluding residential building standards
Gaming
Horse racing
Natural disasters
Offices of the Governor, Lieutenant Governor, State Controller, and
State Treasurer
Open meetings laws as they affect state government
Public records and Public Records Act
State Fire Marshal
State holidays, seals, and official acts
State Lottery
Tobacco products

Health

Alcohol and drug abuse treatment
Developmental disabilities
Health care
Licensing of health care facilities
Mental health, except mentally disordered offenders
Prescriptions
Public health programs

Higher Education

Academic research partnerships with the private sector
Community college job training programs
Postsecondary education, financial aid and campuses

Housing and Community Development

Condominium conversions
Discrimination in housing
Housing rehabilitation
Mobile homes
Public finance of housing
Redevelopment
Rent control
Residential building standards
Structural fire safety
Subdivision Map Act re: housing

Human Services

Children's programs and services
Foster care
Licensing and regulation of community & child care facilities
Public assistance (General Assistance, CalWORKs, and SSI/SSP)
Services for developmentally disabled Californians
Services for physically disabled Californians
Department of Social Services programs

Insurance

Disability insurance

Insurance

Insurance investment, excluding finance, lending and lending practices

Unemployment compensation

Vehicle financial responsibility

Workers' compensation

Jobs, Economic Development and the Economy

Business advocacy within California and the United States

Business advocacy of import/export trade

California-Mexico relations

California overseas trade offices

Department of Information Technology

Development and expansion of new technologies, except energy

Development of international high tech markets

Economic disaster relief

Economic impact reports

Effect of balance of trade issues on California

Enterprise Zones

Expansion of overseas markets

Foreign investments by California

Foreign investments in California

Impacts of federal budget on high tech projects

Impacts of federal budget on international trade

Information technology

Industrial innovation and research

International capital, including capital formation

International trade, research and import/export finance

Interstate commerce

Seaports and physical infrastructure

Sister state agreements and friendship agreements with other nations

Small business development and operations

State and local economic development

Women and minority business enterprises (WMBE)

Judiciary

Administration of justice and court personnel

Administrative procedure

Adoptions

Arbitration of disputes between franchisor/franchisee

Civil Code

Code of Civil Procedure

Condemnation

Confidentiality of court records

Eminent Domain

Enforcement of judgements

Evidence Code, excluding criminal procedure

Family law

Landlord/tenant relations

Legal notices

Liens

Notary Public

Probate Code
 Product liability
 Property acquisition (private property acquired by state agency)
 Public administration of estates
 State Bar
 Trade restraints
 Tort liability

Labor and Employment

Agricultural Labor Relations Act
 Discrimination in employment
 Employment Development Department
 Unemployment insurance—length of coverage
 Workplace safety regulations and Cal-OSHA

Local Government

Administration of special districts
 Benefit assessments, special taxes and local alternative revenue sources
 City and county organization and powers
 Joint exercise of powers
 Local agency formation commissions
 Municipal Improvement Acts of 1911, 1913, etc.
 Ralph M. Brown Act
 Subdivisions
 Uniform accounting and reporting procedures for local agencies

Natural Resources

Beverage Container Recycling Act
 California Environmental Quality Act
 Coastal Act, Coastal Commission and Coastal Conservancy
 Coachella Valley Mountains Conservancy
 Department of Conservation programs
 Energy conservation, research, development, and demonstration and siting of power plants
 Forestry
 Harbors
 Lake Tahoe Conservancy
 Solid waste management, except hazardous substances
 Stationary source air pollution
 Natural Community Conservation Planning Act (land use planning)
 Oil Spill Prevention and Response Act
 San Francisco Bay Conservation and Development Commission
 Santa Monica Mountains Conservancy
 State lands
 Subdivision Map Act re: timber, coastal, agricultural land use
 Tidelands and submerged lands
 Vessel traffic management systems (VTMS)
 Wild and scenic rivers

Public Employees, Retirement and Social Security

Classified school employees
 Judges Retirement Law
 Public employee collective bargaining
 Public retirement administration and investment strategy

Public Safety

Asset forfeiture
Controlled substances
Crime victims and restitution
Criminal procedure
Driving under the influence
Felony offenses and those misdemeanor violations not incidental to the subject of another committee
Grand juries
Impoundment of vehicles
Inspection of stolen vehicles
Juvenile law
Peace officers
Penal Code
Qualifications of counsel in criminal matters
Youth authority and prisons—construction and discipline

Revenue and Taxation

All matters relating to taxation

Rules

Business of the Legislature

Transportation

California Highway Patrol
Drivers' licenses
Highways and airports
Mass transit systems
Mobile sources of air pollution
School bus safety and maintenance
Seaports and physical infrastructure
Transit authority
Transportation financing
Vehicles, aircraft, and vessels—operation, safety, equipment, transfer of ownership, licensing and registration
Vehicle weight restrictions

Utilities and Commerce

Common carriers
Energy conservation, research, development and demonstration and siting of power plants
Expansion of overseas markets
Intrastate commerce
Public Utilities Commission, rate increases regulated by the PUC
Telecommunications
Trucking regulated by the PUC

Veterans Affairs

Cal-Vet loan program
Department of Veterans Affairs
National Guard
State military
Veterans

Water, Parks and Wildlife

Department of Water Resources
 Drought relief
 Fish and game
 Flood control
 Native plants
 Natural Community Conservation Planning Act
 Parks and recreation
 State Historical Resources Commission
 State Water Resources Control Board
 Stream resource management
 Water and water supply planning
 Water rights and water banks
 Wildlife

Constitutional amendments will be referred to the policy and fiscal committees with subject matter jurisdiction over the issues contained in the ACA or SCA.

FIRST READING OF ASSEMBLY BILLS

The following bills were read the first time:

ASSEMBLY BILL NO. 61—Houston. An act relating to education finance.

ASSEMBLY BILL NO. 62—Strickland. An act to amend Section 218 of the Revenue and Taxation Code relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 63—Strickland. An act to add Part 4.7 (commencing with Section 19940) to Division 13 of the Health and Safety Code, relating to housing for the elderly and disabled.

ASSEMBLY BILL NO. 64—Cohn. An act to amend Section 653w of the Penal Code, relating to crime.

ASSEMBLY BILL NO. 65—Daucher. An act to amend Section 14087.54 of the Welfare and Institutions Code, relating to MediCal, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 66—Pavley. An act to amend, repeal, and add Section 17071.75 of, and to add and repeal Sections 14022.7, 14702, 42238.25, 42238.26, 48003, 48004, and 48012 of, the Education Code, relating to kindergarten, and making an appropriation therefor.

ASSEMBLY BILL NO. 67—Chavez. An act to add Section 2891.5 to the Public Utilities Code, relating to telecommunications.

(NOTE: The above bills were introduced during the Organizational Recess.)

ANNOUNCEMENTS

Assistant Speaker pro Tempore Yee announced that Chief Assistant Clerk Ralph Romo retired as of November 30, 2004. Pam Cavileer is the new Chief Assistant Clerk and Sue Parker will assume the duties of Minute Clerk.

Speaker pro Tempore Yee announced the following session schedule:
 Tuesday, January 4, 2005, Check-in Session, 7 a.m.–3 p.m.;
 Wednesday, January 5, 2005, Floor Session, 4:30 p.m., Joint Convention for the Governor's State of the State Address, 5 p.m.;
 Thursday, January 6, 2005, Floor Session, 9:30 a.m.

ADJOURN IN MEMORY
Moment of Silence Observed

Speaker pro Tempore Yee was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of the victims and survivors of the South East Asia earthquake and tsunami.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Members Cogdill and Aghazarian were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Oscar Sanchez and Michael Dwayne Anderson Jr., of Modesto.

(Assembly Rule 45.5 suspended.)

Assembly Members Jones, Chu, and Liu were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Congressman Robert Matsui, of Sacramento.

(Assembly Rule 45.5 suspended.)

Assembly Members Dymally, Ridley-Thomas, Bass, and Goldberg were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Congresswoman Shirley Chisholm, of Brooklyn, New York.

(Assembly Rule 45.5 suspended.)

Assembly Member Laird was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Honorable Henry Mello, of Watsonville, Assembly Member 1977–1980 and State Senator 1981–1996.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Aghazarian was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Joyce Jacoby, Knox La Rue, and Wilber Smith, of Stockton.

Assembly Member Berg was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Barbara Jane Eller and Kenneth Hollinsead, of Crescent City; Elizabeth Jane Harrison-Sanches, Timothy James Robertson, and Cody Wertz, of Eureka; Leroy Aarons and Sergeant 1st Class Michael Ottolini, of Sebastopol; and George Deal, of Trinity County.

Assembly Member Bogh was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Milo P. Johnson, of Banning.

Assembly Member Chu was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Carol Lynne Trujillo, of Azusa; Lance Corporal Victor Lu, of Los Angeles; and Second Lt. James P. Blecksmith, of San Marino.

Assembly Member Gordon was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Pat Rotolo, of El Segundo.

Assembly Member Leno was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Clyde Hansen, of St. Paul, Minnesota.

Assembly Member Leslie was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Bill Joyce, of Rancho Cordova and Linda Anne Schwartz, of Greenwood.

Assembly Member Mountjoy was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Cpl. Dale E. Fracker and Pfc. Kenneth J. Sickels, of Apple Valley and Robert E. Harbicht and Phyllis Rae McCarville, of Monrovia.

Assembly Member Mullin was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Jane O'Connor, of South San Francisco.

Assembly Member Nation was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Michele Rosen, of Petaluma.

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 Rick Gonzales Sr., Betty Herdt, Judith Vulliet, and Kimiko Yamada, of Davis; Guillermo "Gil" Laforga, of Suisun City; William R. Hill, A. C. Moore, Jr., and Alan Eugene Purcell, Sr., of Vacaville; Ethel Louise Read, of Vallejo; and John Robert Phillips, of Winters.

MOTION TO ADJOURN

At 12:29 p.m., Assembly Member Frommer moved that the Assembly do now adjourn.

Assembly Member Cogdill seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 12:30 p.m., Speaker pro Tempore Yee declared the quorum call of the Assembly dispensed with.

SPECIAL COMMITTEE MEETINGS

Assembly Member Frommer was granted unanimous consent that the Joint Committee on Boards, Commissions and Consumer Protection be permitted to hold a special meeting on Tuesday, January 4, 2005, Wednesday, January 5, and Thursday, January 6, 2005.

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 68—Montanez. An act to amend Section 2982 of, and to add Sections 2982.2 and 2982.10 to, the Civil Code, to add Section 6012.3 to the Revenue and Taxation Code, and to amend Sections 11709.2 and 11713.1 of, and to add Section 11713.13 to, the Vehicle Code, relating to consumers.

ASSEMBLY BILL NO. 69—Harman. An act to amend Sections 5301, 5303, and 5401 of the Probate Code, relating to multiple-party accounts.

ASSEMBLY BILL NO. 70—Maze. An act to amend Section 4467 of the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 71—Frommer and Chan (Coauthors: Bass, Evans, Gordon, Koretz, and Pavley). An act to add Article 7 (commencing with Section 111657) to Chapter 6 of Part 5 of Division 104 of the Health and Safety Code, relating to pharmaceuticals.

ASSEMBLY BILL NO. 72—Frommer and Chan (Coauthors: Bass, Evans, Gordon, Koretz, Nava, Pavley, and Salinas). An act to add Division 114 (commencing with Section 130700) to the Health and Safety Code, relating to prescription drugs.

ASSEMBLY BILL NO. 73—Frommer and Chan (Coauthors: Bass, Evans, Gordon, Koretz, Nava, Pavley, and Salinas). An act to add Section 14982 to the Government Code, and to add Article 5 (commencing with Section 110242) to Chapter 2 of Part 5 of Division 104 of the Health and Safety Code, relating to prescription drugs.

ASSEMBLY BILL NO. 74—Gordon and Frommer. An act to add Article 5 (commencing with Section 110243) to Chapter 2 of Part 5 of Division 104 of the Health and Safety Code, relating to prescription drugs.

ASSEMBLY BILL NO. 75—Frommer and Chan (Coauthors: Bass, Evans, Gordon, Koretz, Nava, Pavley, and Salinas). An act to add Division 112 (commencing with Section 130500) to the Health and Safety Code, relating to prescription drugs, and making an appropriation therefor.

ASSEMBLY BILL NO. 76—Frommer and Chan (Coauthors: Bass, Evans, Gordon, Koretz, Nava, and Pavley). An act to amend Section 12803 of, to add Part 5.4 (commencing with Section 14570) to, and to repeal Chapter 12 (commencing with Section 14977) of Part 5.5 of, Division 3 of Title 1 of, the Government Code, relating to pharmaceuticals.

ASSEMBLY BILL NO. 77—Frommer and Chan (Coauthors: Bass, Evans, Gordon, Koretz, Pavley, and Salinas). An act to add Section 5024.7 to the Penal Code, relating to correctional facilities.

ASSEMBLY BILL NO. 78—Pavley (Coauthors: Bass, Chan, Evans, Frommer, Gordon, and Koretz). An act to add Division 113 (commencing with Section 150000) to the Health and Safety Code, relating to pharmacy benefits management.

ASSEMBLY BILL NO. 79—Calderon. An act relating to lending.

RESOLUTIONS

The following resolutions were offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 4—Chu, Shirley Horton, Yee, Tran, Nakanishi, Chan, Liu, and Torrico (Principal coauthors: Bass, Frommer, and Ridley-Thomas) (Coauthor: Nunez). Relative to Korean-American Day.

HOUSE RESOLUTION NO. 4—Dymally. Relative to the Asian tsunami disaster.

MESSAGES FROM THE SENATE

Senate Chamber, December 6, 2004

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

Above resolution ordered enrolled.

FIRST READING OF SENATE BILLS

The following resolution was read:

SENATE CONCURRENT RESOLUTION NO. 1—Relative to the adoption of the Joint Rules of the Senate and Assembly for the 2005–06 Regular Session.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Frommer, the Assembly adjourned until 7 a.m., Tuesday, January 4, 2005, out of respect to the memory of victims and survivors of the south east Asia earthquake and tsunami, on motion of Assembly Member Yee; out of respect to the memory of Oscar Sanchez, on motion of Assembly Members Cogdill and Aghazarian; out of respect to the memory of Michael Dwayne Anderson Jr., on motion of Assembly Member Cogdill; out of respect to the memory of Congressman Robert Matsui, on motion of Assembly Members Jones, Chu and Liu; out of respect to the memory of Congresswoman Shirley Chisholm, on motion of Assembly Members Dymally, Ridley-Thomas, Bass and Goldberg; out of respect to the memory of the Honorable Henry Mello, on motion of Assembly Member Laird; out of respect to the memory of Joyce Jacoby, Knox La Rue, and Wilber Smith, on motion of Assembly Member Aghazarian; out of respect to the memory of Barbara Jane Eller, Kenneth Hollinsead, Elizabeth Jane Harrison-Sanches, Timothy James Robertson, Cody Wertz, Leroy Aarons, Sergeant 1st Class Michael Ottolini, and George Deal, on motion of Assembly Member Berg; out of respect to the memory of Milo P. Johnson, on motion of Assembly Member Bogh; out of respect to the memory of Carol Lynne Trujillo, Lance Corporal Victor Lu, and Second Lt. James P. Blecksmith, on motion of Assembly Member Chu; out of respect to the memory of Pat Rotolo, on motion of Assembly Member Gordon; out of respect to the memory of Clyde Hansen, on motion of Assembly Member Leno; out of respect to the memory of Bill Joyce and Linda Anne Schwartz, on motion of Assembly Member Leslie; out of respect to the memory of Cpl. Dale E. Fracker, Pfc. Kenneth J. Sickels, Robert E. Harbicht and Phyllis Rae McCarville, on motion of Assembly Member Mountjoy; out of respect to the memory of Jane O'Connor, on motion of Assembly Member Mullin; out of respect to the memory of Michele Rosen, on motion of Assembly Member Nation; and out of respect to the memory of Rick Gonzales Sr., Betty Herdt, Judith Vulliet, Kimiko Yamada, Guillermo "Gil" Laforga, William R. Hill, A. C. Moore, Jr., Alan Eugene Purcell, Sr., Ethel Louise Read, and John Robert Phillips, on motion of Assembly Member Wolk.

FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk