

CALIFORNIA LEGISLATURE
2003-04 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, January 7, 2004

**ONE HUNDRED THIRTY-THIRD SESSION DAY
FOUR HUNDRED SECOND 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
Wednesday, January 7, 2004

The Assembly met at 7 a.m.

Hon. Simon Salinas, Assembly Member, 28th District, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Parker reading.

ROLL CALL

The following were placed upon the morning roll call—69:

| | | | |
|-------------|-----------------|----------------|---------------|
| Aghazarian | Garcia | Lowenthal | Plescia |
| Bates | Goldberg | Maddox | Reyes |
| Benoit | Hancock | Maldonado | Richman |
| Berg | Harman | Matthews | Ridley-Thomas |
| Bogh | Haynes | Maze | Runner |
| Calderon | Horton, Shirley | McCarthy | Salinas |
| Campbell | Houston | Montanez | Samuelian |
| Canciamilla | Jackson | Mountjoy | Spitzer |
| Chu | Keene | Mullin | Steinberg |
| Cohn | Koretz | Nakanishi | Strickland |
| Correa | La Malfa | Nakano | Vargas |
| Cox | La Suer | Nation | Wiggins |
| Daucher | Laird | Negrete McLeod | Wyland |
| Diaz | Leno | Nunez | Yee |
| Dutra | Leslie | Oropeza | Mr. Speaker |
| Dymally | Levine | Pacheco | |
| Firebaugh | Liu | Parra | |
| Frommer | Longville | Pavley | |

Quorum present.

At 2:22 p.m., Hon. Joe Canciamilla, 11th District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

LEAVES OF ABSENCE FOR THE DAY

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

On legislative business: Assembly Members Bermudez, Chan, Chavez, Cogdill, Corbett, Dutton, Jerome E. Horton, Kehoe, Lieber, and Simitian.

On legislative business, per diem waived for the 2003–2004 Session (See Assembly Journal, page 126): Assembly Member Wolk.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

January 5, 2004

*The Honorable Herb Wesson
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mr. Speaker: This letter is to respectfully request your approval to be excused from Check-In Session on Wednesday, January 7, 2004, for legislative business in my district.

Your favorable consideration in this matter would be greatly appreciated. If you have any questions, please do not hesitate to contact me.

Respectfully yours,

RUDY BERMUDEZ, Assembly Member
Fifty-sixth District

January 5, 2004

*The Honorable Herb Wesson
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California*

Dear Speaker Wesson: I am requesting to be excused from Check-In Session on Wednesday, January 7, 2004, due to legislative business taking place in my district.

Your attention to this matter is appreciated.

Sincerely,

WILMA CHAN, Assembly Member
Sixteenth District

January 6, 2004

*The Honorable Herb J. Wesson, Jr.
Speaker
California State Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mr. Speaker Wesson: I respectfully request that I be excused from Check-in Session on Wednesday, January 7, 2004. The purpose is to attend to legislative business in my district.

I thank you in advance for your favorable consideration. Should you have any questions whatsoever, please do not hesitate to contact me.

Sincerely,

ED CHAVEZ, Assembly Member
Fifty-seventh District

January 5, 2004

The Honorable Herb Wesson
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I respectfully request to be excused from check in session on Wednesday, January 7, 2004. I will be in my district on legislative business.

Thank you for your consideration of this request. If you have any questions, please contact me at 319-2025.

Sincerely,

DAVE COGDILL, Assembly Member
Twenty-fifth District

January 6, 2004

The Honorable Herb Wesson
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I would like to request permission to be excused from check-in session on Wednesday January 7, 2004. I have district business to attend to.

Thank you for your consideration of this matter. If you have any questions or concerns please feel free to call me at (916) 319-2018.

Sincerely,

ELLEN M. CORBETT, Assembly Member
Eighteenth District

January 5, 2004

Assemblyman Herb Wesson, Jr.
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I hereby request permission to be excused from check-in session on Wednesday, January 7, 2004, to attend the Governor's Blue Ribbon Fire Commission in Ventura. I have been appointed by the Governor to sit on this Commission.

Thank you for your cooperation in this matter.

Sincerely,

BOB DUTTON, Assembly Member
Sixty-third District

January 6, 2004

The Honorable Herb J. Wesson, Jr.
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I am respectfully requesting permission to be excused from Check-In Session on Wednesday, January 7, 2004, due to legislative business in my district. I will be returning to Sacramento on Thursday, January 8, 2004, in time for Assembly Floor Session.

I want to thank you in advance for your consideration of this request and if you have any questions, please contact me at (916) 319-2051 or (310) 413-0635.

Sincerely,

JEROME E. HORTON, Assembly Member
Fifty-first District

December 22, 2003

The Honorable Herb Wesson
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I respectfully request to be excused from Floor Session on Wednesday, January 7, 2003 due to legislative business.

I am a Member of the Blue Ribbon Fire Commission and wish to attend the next Commission meeting held in Ventura, California.

Thank you for your consideration in this matter.

Sincerely,

CHRISTINE KEHOE
Speaker pro Tempore

January 6, 2004

The Honorable Herb Wesson
Speaker of the State Assembly
State Capitol
Sacramento, California

Dear Speaker Wesson: I would like to be excused from check-in session on January 7, 2004, due to legislative business in my district.

If you have any questions, please contact my Chief of Staff, Matt Moretti at 319-2022.

Sincerely,

SALLY J. LIEBER, Assembly Member
Twenty-second District

January 5, 2004

The Honorable Herb J. Wesson, Jr.
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Wesson,

This is a request to be excused from Check-In Session on Wednesday, January 7, 2004. I have legislative business in the district.

Thank you for your consideration of this request.

Sincerely,

S. JOSEPH SIMITIAN, Assembly Member
Twenty-first District

January 6, 2004

The Honorable Herb Wesson, Jr.
Speaker, California State Assembly
State Capitol
Sacramento, California

Dear Speaker Wesson: I respectfully request to be excused from check-in session Wednesday, January 7, 2004, due to a district roundtable I am hosting.

If you have any questions or concerns, please contact Jenn Short, my scheduler, at 319-2008.

Sincerely,

LOIS WOLK, Assembly Member
Eighth District

COMMUNICATIONS

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

January 7, 2004

E. Dotson Wilson

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

Dear Dotson: Please be advised that I have appointed the following members to the Select Committee on Childhood Obesity and Related Diabetes:

Assemblymember Wilma Chan
Assemblymember Judy Chu
Assemblymember Mervyn Dymally
Assemblymember Marco Firebaugh
Assemblymember Dario Frommer
Assemblymember Bonnie Garcia
Assemblymember John Longville
Assemblymember Cindy Montanez
Assemblymember Keith Richman
Assemblymember Mark Ridley-Thomas
Assemblymember Simon Salinas

Sincerely,

HERB J. WESSON, JR.
Speaker of the California Assembly

Proposed Initiatives

The following communications were presented by the Chief Clerk from:

Tricia Knight, Initiative Coordinator, Department of Justice, Office of the Attorney General, Sacramento, transmitting copies of the title, summary, and text of the following proposed initiatives, pursuant to Section 9007, Elections Code:

**Use of Authorized or King James Bible
as Textbook for Grades One Through Twelve.**

Initiative Constitutional Amendment. SA 2003RF0054, Amdt. #1-NS

Referred by the Speaker to the Committee on Education.

**Stem Cell Research. Funding. Bonds.
Initiative Constitutional Amendment and Statute.
SA 2003RF0055, Amdt. #1-NS**

Referred by the Speaker to the Committee on Health.

**Local Funds and Revenues. State Mandates.
Initiative Constitutional Amendment. SA 2003RF0053, Amdt. #2-NS**

Referred by the Speaker to the Committee on Local Government.

**Reapportionment.
Initiative Constitutional Amendment. SA 2003RF0056, Amdt. #1-S**

Referred by the Speaker to the Committee on Elections, Redistricting and Constitutional Amendments.

From Tricia Knight, Initiative Coordinator, Department of Justice, dated December 12, 2003, transmitting copies of the ballot titles and summaries and ballot labels, March 2, 2004 Primary Election Ballot in accordance with the provisions of Elections Code sections 9050–9051, 13247, 13281–13282, and Government Code sections 88002–88003.

**Proposition (Number to be provided by Secretary of State's Office.)
Health Care Coverage Requirements. Referendum.
(Chapter 673, Statutes of 2003)**

Referred by the Speaker to the Committees on Health and Elections, Redistricting and Constitutional Amendments.

From Tricia Knight, Initiative Coordinator, Department of Justice, dated December 14, 2003, transmitting copies of the ballot labels, March 2, 2004 Primary, in accordance with the provisions of Elections Code sections 9050–9051, 13247, 13281–13282, and Government Code sections 88002–88003.

**Proposition 57
The Economic Recovery Bond Act.
(Chapter 2, Statutes of 2003, 5th Extraordinary Session)**

Referred by the Speaker to the Committees on Budget and Elections, Redistricting and Constitutional Amendments.

**Proposition 58
The California Balanced Budget Act.
(Resolution Chapter 1, Statutes of 2003, 5th Extraordinary Session)**

Referred by the Speaker to the committees on Budget and Elections, Redistricting and Constitutional Amendments.

REPORTS

The following reports were presented by the Chief Clerk:

**Contractors Complaint Report Fiscal Year 2002–2003
(Pursuant to Public Contract Code Section 10262.5)**

Above transmitted report, together with letter of transmittal from William J. Jefferds, ED.D., Director, Department of General Services, dated November 21, 2003, referred by the Speaker to the Committee on Business and Professions.

**AB 320 Portable Classroom Egress Study
(Pursuant to Assembly Bill 320, Chapter 634, Statutes of 2002)**

Above transmitted report, together with letter of transmittal from William J. Jefferds, ED.D., Director, Department of General Services, dated November 20, 2003, referred by the Speaker to the Committee on Education.

**Public Utilities Commission's Annual Report
for Fiscal Year 2002–2003
(Pursuant to Public Utilities Code Section 316)**

Above transmitted report, together with letter of transmittal from William Ahern, Executive Director, Public Utilities Commission, dated December 1, 2003, referred by the Speaker to the Committee on Utilities and Commerce.

**Pesticide's Compliance Assessment Performance Report
(Pursuant to Supplemental Report of the 2002 Budget Act)**

Above transmitted report, together with letter of transmittal from Paul Helliker, Director, Department of Pesticide Regulation, dated June 23, 2003, referred by the Speaker to the Committee on Budget.

**Contracting Activity Report for Fiscal Year 2002–2003
(Pursuant to Public Contract Code Section 10115.5 and
Military and Veterans Code 999.7)**

Above transmitted report, together with letter of transmittal from Paula Reddish Zinnemann, Department of Real Estate, dated October 1, 2003, referred by the Speaker to the Committee on Utilities and Commerce.

**Employment Development Department
Unemployment Insurance Fund Forecast
(Pursuant to Unemployment Insurance Code Section 995)**

Above transmitted report, together with letter of transmittal from Michael S. Bernick, Director, Employment Development Department, dated November 24, 2003, referred by the Speaker to the Committee on Insurance.

**Evaluation of the California
Child Abuse Treatment (CHAT) Program
Final Report of the California State University, Long Beach**

Above transmitted report, together with letter of transmittal from Shirley Wang, Acting Chief Deputy Director, Governor's Office of Criminal Justice Planning, dated November 26, 2003, referred by the Speaker to the Committee on Public Safety.

**The Oak Woodlands Conservation Act of 2001 Report
(Pursuant to Assembly Bill 242, Chapter 588
Statutes of 2001)**

Above transmitted report, together with letter of transmittal from Al Wright, Executive Director, Wildlife Conservation Board, dated December 2, 2003, referred by the Speaker to the Committee on Natural Resources.

**Annual Project Activity Report
Concerning the Renewable Energy Program
(Pursuant to Supplemental Report of the 1999 Budget Act)**

Above transmitted report, together with letter of transmittal from John L. Geesman, Commissioner and Presiding Member, Renewables Committee, California Energy Commission, dated December 1, 2003, referred by the Speaker to the Committee on Budget.

2002–2003 Annual Consulting Services Report

Above transmitted report, together with letter of transmittal from David Nahigian, Chief, Business Management, Business Management Unit, Department of Managed Health Care, dated July 15, 2003, referred by the Speaker to the Committee on Utilities and Commerce.

**Disabled Veterans Bond Services Participation Report
(Pursuant to Military and Veterans Code Section 999.7)**

Above transmitted report, together with letter of transmittal from Theresa A. Parker, Executive Director, California Housing Finance Agency, dated November 26, 2003, referred by the Speaker to the Committee on Utilities and Commerce.

**Electric Transmission Plan for
Renewable Resources in California
(Pursuant to Senate Bill 1038, Chapter 515
Statutes of 2002)**

Above transmitted report, together with letter of transmittal from William Ahern, Executive Director, Public Utilities Commission, dated December 4, 2003, referred by the Speaker to the Committee on Utilities and Commerce.

**CSUSB (California State University, San Bernardino)
Center for the Study of Correctional Education
Report on Deliverables to the California Department of Education
(Pursuant to Senate Bill 505, Chapter 536, Statutes of 2001)**

Above transmitted report, together with letter of transmittal from Jack O'Connell, State Superintendent of Public Instruction, Department of Education, dated December 4, 2003, referred by the Speaker to the Committee on Higher Education.

**California State Lottery Fund
Financial Statements, September 30, 2003
(Prepared from Books Without Audit)
(Pursuant to Government Code Section 8880.22)**

Above transmitted report, together with letter of transmittal from Dennis Sequeira, Chief Deputy Director, Finance and Administration Division, California Lottery, dated December 5, 2003, referred by the Speaker to the Committee on Governmental Organization.

**California Energy Resources Scheduling Activities and
Expenditures Report, Quarter Ended March 31, 2003
(Pursuant to Assembly Bill 1X (Chapter 4, Statutes of 2001
First Extraordinary Session))**

Above transmitted report, together with letter of transmittal from Linda S. Adams, Director, Department of Water Resources, dated December 19, 2003, referred by the Speaker to the Committee on Utilities and Commerce.

**Kapiloff Land Bank Report
(Pursuant to Public Resources Code Section 8618)**

Above transmitted report, together with letter of transmittal from Paul D. Thayer, Executive Officer, California State Lands Commission, dated December 9, 2003, referred by the Speaker to the Committee on Natural Resources.

Ethnicity/Race/Gender Business Ownership Report

Above transmitted report, together with letter of transmittal from Howard Iwata, Assistant Executive Director, San Francisco Bay Conservation and Development Commission, dated December 15, 2003, referred by the Speaker to the Committee on Utilities and Commerce.

**California Energy Commission's
Renewable Resources Development Report
(Pursuant to Senate Bill 1038, Chapter 151, Statutes of 2002)**

Above transmitted report, together with letter of transmittal from John L. Geesman, Commissioner and Presiding Member, Renewables Committee, California Energy Commission, dated December 2, 2003, referred by the Speaker to the Committee on Utilities and Commerce.

Faculty Compensation

Above transmitted report, together with letter of transmittal from Richard P. West, Executive Vice Chancellor and Chief Financial Officer, California State University, dated December 10, 2003, referred by the Speaker to the Committee on Budget.

**Collaborative Academic Preparation Initiative (CAPI)
(Pursuant to Supplemental Language of the 2001 Budget Act)**

Above transmitted report, together with letter of transmittal from Richard P. West, Executive Vice Chancellor and Chief Financial Officer, California State University, dated December 5, 2003, referred by the Speaker to the Committee on Budget.

**Early Assessment Academic Preparation Program
(Pursuant to Supplemental Report to the 2003–04 Budget Act)**

Above transmitted report, together with letter of transmittal from Richard P. West, Executive Vice Chancellor and Chief Financial Officer, California State University, dated December 5, 2003, referred by the Speaker to the Committee on Budget.

**Disabled Veterans Business Enterprise Report
for Year Ended June, 30, 2003
(Pursuant to Military and Veterans Code Section 999.7)**

Above transmitted report, together with letter of transmittal from Catherine Witherspoon, Executive Officer, Air Resources Board, dated December 8, 2003, referred by the Speaker to the Committee on Utilities and Commerce.

**AB 312 Expenditure Plan II for 2003–04 “State-Monitored” Title I Schools
School Assistance and Intervention Team (SAIT) and Corrective Actions
(Pursuant to Assembly Bill 312, Chapter 1020, Statutes of 2002)**

Above transmitted report, together with letter of transmittal from Jack O’Connell, State Superintendent of Public Instruction, Department of Education, dated December 9, 2003, referred by the Speaker to the Committee on Education.

**Transitioning to Non-Metal Antifouling Paints on
Marine Recreational Boats In San Diego Bay
(Pursuant to Senate Bill 315, Chapter 469, Statutes of 2001)**

Above transmitted report, together with letter of transmittal from Raynor Tsuneyoshi, Director, Department of Boating and Waterways, dated December 9, 2003, referred by the Speaker to the Committee on Environmental Safety and Toxic Materials.

Disabled Veterans Business Enterprise Report 2002–2003

Above transmitted report, together with letter of transmittal from Gerald H. Goldberg, Executive Officer, Franchise Tax Board, dated December 29, 2003, referred by the Speaker to the Committee on Utilities and Commerce.

**Ethnic/Race/Gender Business Ownership Report
(Pursuant to Public Contract Code Section 10116)**

Above transmitted report, together with letter of transmittal from Joan Rabang, Director, Quality Management and Control—Transitional Program, Franchise Tax Board, dated December 30, 2003, referred by the Speaker to the Committee on Utilities and Commerce.

**Assessing the Energy Savings Potential in California's Existing Buildings:
An Interim Report to the Legislature in Response to AB 549
(Pursuant to Assembly Bill 549, Chapter 905, Statutes of 2001)**

Above transmitted report, together with letter of transmittal from Robert Pernell, Commissioner and Presiding Member, Efficiency Committee, California Energy Commission, dated December 22, 2003, referred by the Speaker to the Committee on Utilities and Commerce.

**Sustainable Communities Grant and Loan Program
Annual Report of Activities 2003
(Pursuant to Health and Safety Code Section 44525.6)**

Above transmitted report, together with letter of transmittal from Steven J. Sakurai, Executive Director, California Pollution Control Financing Authority, dated December 30, 2003, referred by the Speaker to the Committee on Local Government.

**California Recycle Underutilized Sites (Cal Re USE) Program
Annual Report of Activities 2003
(Pursuant to Health and Safety Code Section 44525.7)**

Above transmitted report, together with letter of transmittal from Steven J. Sakurai, Executive Director, California Pollution Control Financing Authority, dated December 30, 2003, referred by the Speaker to the Committee on Environmental Safety and Toxic Materials.

DVBE Contracting Activity for FY 2002–2003

Above transmitted report, together with letter of transmittal from Wendy Voss, Contracts Analyst, California Horse Racing Board, dated December 22, 2003, referred by the Speaker to the Committee on Utilities and Commerce.

**Annual Disabled Veteran-Owned Business Enterprise Participation
Report for Fiscal Year 2002–2003**

Above transmitted report, together with letter of transmittal from Sandi Conry, Acquisitions Manager, Administrative Services, Department of Food and Agriculture, dated December 29, 2003, referred by the Speaker to the Committee on Utilities and Commerce.

**Ethnic/Race/Gender Business Ownership Report
(Pursuant to Public Contract Code Section 10116)**

Above transmitted report, together with letter of transmittal from Nancy E. Bither, Deputy Director Support Services, Gambling Control Commission, dated December 29, 2003, referred by the Speaker to the Committee on Utilities and Commerce.

**Minority/Women/Disabled Veteran-Owned Business Enterprise
Ownership Report
(Pursuant to Public Contract Code Section 10115.5)**

Above transmitted report, together with letter of transmittal from Lynne S. Coffin, State Public Defender, Office of State Public Defender, dated December 30, 2003, referred by the Speaker to the Committee on Utilities and Commerce.

Contracting Activity Report for Fiscal Year 2002–2003

Above transmitted report, together with letter of transmittal from Jack Nolan, Business Service Officer, California State Library, dated December 31, 2003, referred by the Speaker to the Committee on Utilities and Commerce.

**2002–2003 Annual
Disabled Veterans Business Enterprise (DVBE) Report**

Above transmitted report, together with letter of transmittal from Christopher J. Murphy, Deputy Director, Business, Transportation and Housing Agency, Office of Traffic Safety, dated January 2, 2004, referred by the Speaker to the Committee on Utilities and Commerce.

**Homicide in California 2002
(Pursuant to Penal Code Section 13014)**

Above transmitted report, together with letter of transmittal from Sue Johnsrud, Director, Administrative Services Division, Department of Justice, dated December 23, 2003, referred by the Speaker to the Committee on Public Safety.

**2003 California Physical Fitness Testing
(Pursuant to Education Code Section 60800)**

Above transmitted report, together with letter of transmittal from Jack O'Connell, State Superintendent of Public Instruction, Department of Education, dated December 26, 2003, referred by the Speaker to the Committee on Education.

**California State Rail Plan 2001–02 through 2010–11
(Pursuant to Government Code Section 9795)**

Above transmitted report, together with letter of transmittal from Janet S. Dawson, Assistant Deputy Director, Division of Legislative and Local Government Affairs, Department of Transportation, dated December 23, 2003, referred by the Speaker to the Committee on Transportation.

**Annual Report on Contracting Activity with
Ethnicity, Race, Gender, and Minority, Women, Disabled Veteran-Owned
Business Participation Report**

Above transmitted report, together with letter of transmittal from Jack Ehnes, Chief Executive Officer, State Teacher's Retirement System, dated December 30, 2003, referred by the Speaker to the Committee on Utilities and Commerce.

**Statistical Report on 805 Reports Received
(Pursuant to Business and Professions Code Section 806)**

Above transmitted report, together with letter of transmittal from Sherry Mehl, Executive Officer, Board of Behavioral Sciences, dated December 29, 2003, referred by the Speaker to the Committee on Business and Professions.

**Reimbursable State Transportation Improvement Program (STIP)
Projects Implemented Prior to Allocation
(Pursuant to Government Code Section 14529.19)**

Above transmitted report, together with letter of transmittal from Janet S. Dawson, Assistant Deputy Director, Division of Legislative and Local Government Affairs, Department of Transportation, dated December 23, 2003, referred by the Speaker to the Committee on Transportation.

**Public Payphone Programs Report
(Pursuant to Supplemental Report of the 2002 Budget Act
Item 8660-001-0491)**

Above transmitted report, together with letter of transmittal from William Ahern, Executive Director, Public Utilities Commission, dated December 17, 2003, referred by the Speaker to the Committee on Budget.

**Annual Railroad Safety Activity Report
(Pursuant to Public Utilities Code Sections 309.7 and 765.6)**

Above transmitted report, together with letter of transmittal from William Ahern, Executive Director, Public Utilities Commission, dated December 11, 2003, referred by the Speaker to the Committee on Transportation.

**Evaluation Study of
the Immediate Intervention/Underperforming School Program and
the High Achieving/Improving Schools Program of
the Public Schools Accountability Act of 1999 Final Report
(Pursuant to Education Code Section 52058)**

Above transmitted report, together with letter of transmittal from Jack O'Connell, State Superintendent of Public Instruction, Department of Education, dated December 18, 2003, referred by the Speaker to the Committee on Education.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 7, 2004

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

Assembly Bill No. 238
Assembly Bill No. 279
Assembly Bill No. 379
Assembly Bill No. 392
Assembly Bill No. 470
Assembly Bill No. 489
Assembly Bill No. 517
Assembly Bill No. 614
Assembly Bill No. 664
Assembly Bill No. 750
Assembly Bill No. 932

Assembly Bill No. 979
Assembly Bill No. 1071
Assembly Bill No. 1073
Assembly Bill No. 1091
Assembly Bill No. 1224
Assembly Bill No. 1356
Assembly Bill No. 1446
Assembly Bill No. 1454
Assembly Bill No. 1510
Assembly Bill No. 1612
Assembly Bill No. 1732

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 1796—Leno. An act to add Section 18901.3 to the Welfare and Institutions Code, relating to human services.

ASSEMBLY BILL NO. 1797—Bermudez. An act to add Section 2020.5 to the Business and Professions Code, relating to medicine.

ASSEMBLY BILL NO. 1798—Levine. An act to add Section 22507.1 to the Vehicle Code, relating to vehicles.

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 21—Bogh and Spitzer. A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending subdivision (d) of Section 1 of Article XIX B thereof, relating to transportation.

RESOLUTIONS

The following resolutions were offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 150—Levine. Relative to the Moretti-Hertzberg State Building.

ASSEMBLY CONCURRENT RESOLUTION NO. 151—Cox. Relative to George M. Clark Memorial Bicycle Bridge.

ASSEMBLY JOINT RESOLUTION NO. 54—Pacheco. Relative to the federal medicaid assistance percentage.

ASSEMBLY JOINT RESOLUTION NO. 55—Reyes (Coauthors: Bermudez, Diaz, Montanez, and Pavley). Relative to the federal Violence Against Children Act of 2003.

**AUTHOR’S AMENDMENTS
Committee on Health**

January 7, 2004

Mr. Speaker: The Chair of your Committee on Health reports:
Assembly Bill No. 1686

With author’s amendments with the recommendation: Amend, and re-refer to the committee.

FROMMER, Chair

ASSEMBLY BILL NO. 1686—An act to add Article 15 (commencing with Section 870) to Chapter 1 of Division 2 of the Business and Professions Code, and to amend Section 1371.35 of the Health and Safety Code, relating to health care.

Bill read second time; author’s amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

**AUTHOR’S AMENDMENTS
Committee on Insurance**

January 7, 2004

Mr. Speaker: The Chair of your Committee on Insurance reports:
Assembly Bill No. 700

With author’s amendments with the recommendation: Amend, and re-refer to the committee.

VARGAS, Chair

ASSEMBLY BILL NO. 700—An act to amend Sections 12102 and 12114 of the Insurance Code, relating to insurance.

Bill read second time; author’s amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

**AUTHOR’S AMENDMENTS
Committee on Housing and Community Development**

January 7, 2004

Mr. Speaker: The Chair of your Committee on Housing and Community Development reports:
Assembly Bill No. 269

With author’s amendments with the recommendation: Amend, and re-refer to the committee.

LOWENTHAL, Chair

ASSEMBLY BILL NO. 269—An act relating to housing.

Bill read second time; author’s amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Public Safety

January 7, 2004

Mr. Speaker: The Chair of your Committee on Public Safety reports:
Assembly Bill No. 1694

With author's amendments with the recommendation: Amend, and re-refer to the committee.

LENO, Chair

ASSEMBLY BILL NO. 1694—An act to add Section 1824 to the Insurance Code, relating to bail services.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Human Services

January 7, 2004

Mr. Speaker: The Chair of your Committee on Human Services reports:
Assembly Bill No. 649

With author's amendments with the recommendation: Amend, and re-refer to the committee.

WOLK, Chair

ASSEMBLY BILL NO. 649—An act to amend Section 103625 of the Health and Safety Code, and to amend Section 4646.5 of, and to add Chapter 13 (commencing with Section 4850) to Division 4.5 of, the Welfare and Institutions Code, relating to developmental disabilities.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Health

January 7, 2004

Mr. Speaker: The Chair of your Committee on Health reports:
Assembly Bill No. 216

With author's amendments with the recommendation: Amend, and re-refer to the committee.

FROMMER, Chair

ASSEMBLY BILL NO. 216—An act to add Article 6 (commencing with Section 23500) to Chapter 3 of Division 9 of the Business and Professions Code, and to add Chapter 4.5 (commencing with Section 11759.7) to Part 1 of Division 10.5 of the Health and Safety Code, relating to alcohol recovery and prevention.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES
Committee on Arts, Entertainment, Sports, Tourism, and Internet Media

May 12, 2003

Mr. Speaker: Your Committee on Arts, Entertainment, Sports, Tourism, and Internet Media reports the following bill pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 885

COHN, Chair

Above bill ordered filed with the Chief Clerk.

Committee on Jobs, Economic Development, and the Economy

Date of Hearing: January 6, 2004

Mr. Speaker: Your Committee on Jobs, Economic Development, and the Economy reports:

Assembly Bill No. 410

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

RIDLEY-THOMAS, Chair

Above bill re-referred to the Committee on Appropriations.

Committee on Labor and Employment

Date of Hearing: January 7, 2004

Mr. Speaker: Your Committee on Labor and Employment reports:

Assembly Bill No. 1643

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

KORETZ, Chair

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: January 7, 2004

Mr. Speaker: Your Committee on Labor and Employment reports:

Assembly Bill No. 1127

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

KORETZ, Chair

Above bill re-referred to the Committee on Appropriations.

**CONSIDERATION OF DAILY FILE
SECOND READING OF ASSEMBLY BILLS**

ASSEMBLY BILL NO. 1651—An act to add Chapter 28.5 (commencing with Section 22928) to Division 8 of the Business and Professions Code, relating to transportation.

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

ASSEMBLY CONCURRENT RESOLUTION NO. 139—Relative to the Charles R. Drew Postgraduate Medical School.

Resolution read; amendments proposed by the Committee on Higher Education read and adopted; resolution ordered reprinted and to be placed upon the third reading file.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 9:30 a.m., Thursday, January 8, 2004.

HERB J. WESSON, JR., Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON JANUARY 7, 2004**

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

AB RN

| | |
|------|---------|
| 216 | 0400063 |
| 269 | 0400079 |
| 649 | 0400145 |
| 700 | 0321889 |
| 1651 | 0312464 |
| 1686 | 0322460 |
| 1694 | 0322259 |

ACR RN

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| 139 | 0321850 |
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| Daily Total: | 8 |
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| Cumulative Total: | 3056 |
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