

CALIFORNIA LEGISLATURE
2007-08 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, January 10, 2007
SEVENTH SESSION DAY
THIRTY-EIGHTH 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
Wednesday, January 10, 2007

The Assembly met at 7 a.m.

Hon. Anthony Adams, Assembly Member, 59th District, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Elizabeth Potter reading.

ROLL CALL

The following were placed upon the morning roll call—77:

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

Quorum present.

At 1:55 p.m., Hon. Patty Berg, 1st 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 Alarcón and Levine.

Because of illness: Assembly Member Jones.

EXPLANATIONS OF ABSENCE

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

January 4, 2007

*The Honorable Fabian Núñez, Speaker
California State Assembly
State Capitol, Room 219
Sacramento, California*

Dear Speaker Núñez: I would like to be excused for Wednesday, January 10, 2007 and Thursday, January 11, 2007 to allow me to attend to legislative business in my District. I shall be in attendance on Friday, January 12, 2007.

I thank you for your favorable consideration.

Yours truly,

RICHARD ALARCÓN, Assembly Member
Thirty-ninth District

January 5, 2007

*Assemblyman Fabian Núñez
Speaker
California State 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 10, 2007 for legislative business.

Thank you for your consideration of this request.

Sincerely,

LLOYD E. LEVINE, Assembly Member
Fortieth District

COMMUNICATIONS

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

January 9, 2007

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

RE: Appointment of Cindy Montañez
to California Unemployment Insurance Appeals Board

Dear Mr. Wilson: Please be advised I have appointed Ms. Cindy Montañez to the California Unemployment Insurance Appeals Board. This is a term appointment starting January 10, 2007 and the expiration date is January 1, 2011. Ms. Montañez will be replacing Ms. Virginia Strom-Martin.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 120—Laird. An act making appropriations for the support of the government of the State of California and for several public purposes in accordance with the provisions of Section 12 of Article IV of the Constitution of the State of California, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 121—Maze. An act to amend Sections 17053.74 and 23622.7 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 122—Solorio. An act to add Chapter 7 (commencing with Section 20600) to Division 20 of the Elections Code, relating to elections.

ASSEMBLY BILL NO. 123—Nunez. An act relating to park lands.

ASSEMBLY BILL NO. 124—Price. An act to add Section 226.8 to the Labor Code, relating to employment.

RESOLUTIONS

The following resolutions were offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 8—Torrico. Relative to California Nonprofits and Philanthropy Week.

ASSEMBLY CONCURRENT RESOLUTION NO. 9—Dymally. Relative to substance abuse.

MESSAGES FROM THE GOVERNOR

The following message from the Governor was received and ordered printed in the Journal:

Governor's Office, Sacramento
January 10, 2007

To the Senate and Assembly of the Legislature of California:

In accordance with Article IV, Section 12 of the California Constitution, I submit to you the Governor's Budget for 2007–2008.

Three years ago, California's financial problems were dire—low credit ratings, possible bankruptcy, and a projected \$16.5 billion operating deficit that awaited us unless we took dramatic action to turn the tide in our state. Many said that raising taxes was the only possible option to lift us out of our fiscal hole. We disagreed.

We committed ourselves to responsible, common-sense budgets that would continue to make the investments in the critical services Californians expect us to provide, but that over time would bring our state's revenues in line with expenditures.

I am happy to say that our plan has worked. We have record revenues flowing into our treasury, and we are submitting a balanced budget for the coming year. The operating deficit that hung over our heads just a few short years ago is now gone. Our budget proposes ongoing spending that is in line with ongoing revenues, thus eliminating the net operating deficit completely. Moreover, this budget builds on last year's efforts to pre-pay the Economic Recovery Bonds and we now project that the bonds will be fully repaid by August of 2009, 14 years ahead of schedule. This is a remarkable turnaround and we accomplished it all without raising taxes—as a matter of fact, we reduced taxes by reversing the car tax in 2004.

We must remain vigilant, however, because spending pressures and revenue fluctuations could bring back the structural deficit as soon as the next budget year. I invite you to work with me to develop budget

reform to prevent the state from returning to spending more than it brings in. In doing that we lay the groundwork for continuing our historic work, begun last year, to rebuild California through the Strategic Growth Plan.

This is a budget that fulfills our promise to run state government so California and its people are stronger. Working together, investing strategically for our future, making smart decisions with the taxpayers' money, I know we can build a golden future for our state.

Sincerely,

ARNOLD SCHWARZENEGGER

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 9:30 a.m., Thursday, January 11, 2007.

FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

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