

CALIFORNIA LEGISLATURE
2005–06 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, January 25, 2005
FIFTEENTH SESSION DAY
FIFTY-FIRST 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
Tuesday, January 25, 2005

The Assembly met at 7 a.m.

Hon. Keith Richman, Assembly Member, 38th District, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Brian Ebbert reading.

ROLL CALL

The following were placed upon the morning roll call—76:

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

Quorum present.

At 12:15 p.m., Hon. Keith Richman, 38th 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 Member Spitzer.

Because of illness: Assembly Members Niello and Oropeza.

Because of illness in her family: Assembly Member Montañez.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanation of absence was ordered printed in the Journal:

January 20, 2005

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

Dear Mr. Speaker: I would like to be excused from session on Tuesday and Wednesday, January 25 and 26, 2005 for legislative business in my district.

Thank you for your consideration. If you have any questions please call my office at (916) 319-2071.

Sincerely,

TODD A. SPITZER, Assembly Member
Seventy-first District

COMMUNICATIONS

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

January 24, 2005

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

*Mr. Greg Schmidt
Secretary of the Senate
State Capitol, Room 400
Sacramento, California*

Dear Mr. Wilson and Mr. Schmidt: Please be advised that the Assembly and Senate contingents of the Joint Committee on Rules met on January 3, 2005, and January 24, 2005, respectively, and approved the following items:

- Selection of Assembly Member Cindy Montañez as the Chair of the Joint Committee on Rules for the 2005–06 Legislative Session (17–0); and
- Appointment of Jon Waldie as the Chief Administrative Officer of the Joint Committee on Rules for the 2005–06 Legislative Session (17–0).

Please ensure that these actions are printed in the Assembly and Senate Daily Journals.

Sincerely,

CINDY MONTAÑEZ
Chair

PROPOSED INITIATIVES

The following communication was presented by the Chief Clerk from:

Tricia Knight, Initiative Coordinator, Department of Justice, Office of the Attorney General, Sacramento, dated January 19, 2005, transmitting copies of the title, summary, and text of the following proposed initiative, pursuant to Section 9007, Elections Code:

**Waiting Period and Parental Notification
Prior to Termination of Minor's Pregnancy.
Initiative Constitutional Amendment. SA 2004RF0034**

Referred by the Speaker to the Committee on Judiciary.

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 185—Plescia. An act to amend Sections 218 and 275 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 186—Bogh (Coauthors: Aghazarian, Emmerson, Shirley Horton, Koretz, McCarthy, Negrete McLeod, and Plescia). An act to add Section 6434.5 to the Labor Code, relating to occupational safety and health.

ASSEMBLY BILL NO. 187—Mountjoy (Principal coauthor: Bogh) (Coauthors: Aghazarian, Benoit, Blakeslee, Cogdill, Daucher, DeVore, Emmerson, Frommer, Garcia, Harman, Haynes, Shirley Horton, Huff, Keene, La Malfa, Leslie, Maze, McCarthy, Plescia, Richman, Runner, Strickland, Tran, Villines, Walters, and Wyland). An act to amend, repeal, and add Sections 3307 and 3311 of the Elections Code, relating to overseas voters.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 7 a.m., Wednesday, January 26, 2005.

FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk