

CALIFORNIA LEGISLATURE
2005-06 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, January 30, 2006

**ONE HUNDRED THIRTY-SIXTH SESSION DAY
FOUR HUNDRED TWENTY-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.

(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
Monday, January 30, 2006

The Assembly met at 10:06 a.m.
Hon. Leland Y. Yee, 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 Runner moved a quorum call of the Assembly.
Motion carried.
At 10:06 a.m., Speaker pro Tempore Yee placed a quorum call upon
the Assembly.
The Speaker pro Tempore directed the Sergeant at Arms to close the
doors, and to bring in the absent Members.

Quorum Present

At 10:19 a.m., Speaker pro Tempore Yee declared a quorum of the
Assembly present.
The roll call was completed, and the following answered to their
names—80:

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

PRAYER

Upon invitation of Speaker pro Tempore Yee, the following prayer was offered by Guest Chaplain Rabbi Boruch S. Cunin:

Dear God, The forces of darkness threaten Your light. Dear God, the winds of evil threaten to sweep across the entire globe. Dear God, give all of Your children gathered here in this room the power, the strength, the conviction, the guts to do what's right, let us not let the forces of darkness extinguish, my dear God, Your wonderful light, and let us all say together.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

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

ASSEMBLY RULE 118 SUSPENDED—PRIVILEGES OF THE FLOOR

Assembly Member Koretz was granted unanimous consent that Assembly Rule 118 be suspended granting the privileges of the Floor and permitting guests in the Assembly Chamber.

RECESS

By unanimous consent, at 10:23 a.m., Speaker pro Tempore Yee declared the Assembly recessed to permit the introduction of a special guest.

Assembly Member Koretz introduced and presented a resolution to Rabbi Boruch S. Cunin in recognition of the day of Chabad.

RECONVENED

At 10:24 a.m., the Assembly reconvened.

Hon. Leland Y. Yee, Speaker pro Tempore of the Assembly, presiding.

CAUCUS ANNOUNCEMENTS

At 10:25 a.m., Assembly Member Ridley-Thomas was granted unanimous consent that the Democratic Caucus be permitted to meet in the Assembly Lounge.

Assembly Member Bogh was granted unanimous consent that the Republican Caucus be permitted to meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 10:25 a.m., Speaker pro Tempore Yee declared the Assembly recessed.

RECONVENED

At 11:12 a.m., the Assembly reconvened.

Hon. Leland Y. Yee, Speaker pro Tempore of the Assembly, presiding.

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 Frommer, seconded by Assembly Member Cogdill.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 30, 2006

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

- Assembly Bill No. 50
- Assembly Bill No. 289
- Assembly Bill No. 425
- Assembly Bill No. 673

- Assembly Bill No. 958
- Assembly Bill No. 966
- Assembly Bill No. 1029
- Assembly Bill No. 1101

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading file.

Assembly Chamber, January 30, 2006

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

- Assembly Concurrent Resolution No. 103
- Assembly Concurrent Resolution No. 106

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolutions ordered on file.

Assembly Chamber, January 30, 2006

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

- Assembly Constitutional Amendment No. 22

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bills were referred to committee:

Assembly

Bill No.

Committee

1801	-----	Budget
1802	-----	Budget
1803	-----	Budget
1804	-----	Budget
1805	-----	Budget
1806	-----	Budget
1807	-----	Budget
1808	-----	Budget
1809	-----	Budget
1810	-----	Budget
1811	-----	Budget
1812	-----	Budget
1813	-----	Budget
1814	-----	Budget
1815	-----	Budget
1816	-----	Budget
1817	-----	Budget
1818	-----	Budget
1819	-----	Budget
1820	-----	Budget
1821	-----	Budget
1822	-----	Budget
1823	-----	Budget
1824	-----	Budget
1825	-----	Budget

1826	-----	Budget
1827	-----	Budget
1828	-----	Budget
1829	-----	Budget
1830	-----	Budget
1832	-----	Pub. S. and Trans.
1850	-----	Trans. and Pub. S.
1854	-----	Trans.
1861	-----	Aging & L.T.C.
1862	-----	Ins.
1863	-----	Jud.
1865	-----	Pub. S.
1866	-----	Nat. Res.
1867	-----	Ed.
1868	-----	B. & P.
1869	-----	L. Gov.
1870	-----	Trans.
1873	-----	Pub. S. and Hum. S.
1874	-----	Ed.
1876	-----	Hum. S.
1877	-----	W.,P. & W.
1879	-----	Trans.
1880	-----	Pub. S.
1882	-----	Pub. S.
1883	-----	Ins.
1884	-----	Ins.
1889	-----	G.O.
1890	-----	Rev. & Tax.
1893	-----	H. & C.D.
1894	-----	Pub. S. and Jud.
1895	-----	Ed.

Assembly Constitutional

<i>Amendment No.</i>		<i>Committee</i>
23	-----	P.E.,R. & S.S. and Appr.

Assembly Concurrent

<i>Resolution No.</i>		<i>Committee</i>
109	-----	Rls.

Assembly Joint

<i>Resolution No.</i>		<i>Committee</i>
40	-----	Health

House

<i>Resolution No.</i>		<i>Committee</i>
26	-----	Rls.

Senate Concurrent

<i>Resolution No.</i>		<i>Committee</i>
70	-----	Rls.
74	-----	Rls.

BILLS PLACED ON INACTIVE FILE

The following bills were placed upon the inactive file:

Assembly Bills Nos. 1360 and 72, on request of Assembly Member Frommer.

BILLS REMOVED FROM CONSENT CALENDAR

The following bill was removed from the Consent Calendar, and placed on the third reading file, pursuant to Joint Rule 22.2:

Senate Concurrent Resolution No. 71, on request of Assembly Member Frommer.

RE-REFERENCE OF BILLS

Assembly Member Frommer was granted unanimous consent that Senate Bill No. 472 be re-referred from the Committee on Elections and Redistricting to the Committee on Education.

CONSIDERATION OF DAILY FILE

UNFINISHED BUSINESS

BILLS RECONSIDERED BY UNANIMOUS CONSENT

In compliance with a motion given, Assembly Member Frommer was granted unanimous consent that the vote be reconsidered whereby Assembly Bills Nos. 1226 and 470 were refused passage; and that the bills be placed upon the inactive file.

ANNOUNCEMENTS

Speaker pro Tempore Yee announced that pursuant to Assembly Rule 100(b)(2), a motion to reconsider the vote whereby an Assembly bill is passed to the Senate is not in order on the last two legislative days preceding the January 31 of the even-numbered year.

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 450—An act to add Section 8608 to the Government Code, relating to disaster preparedness.

Bill read second time, and ordered to third reading.

UNFINISHED BUSINESS (RESUMED)

**SENATE JOINT RESOLUTION NO. 10 RECONSIDERED
BY UNANIMOUS CONSENT**

In compliance with a motion given, Assembly Member Torrico was granted unanimous consent that the vote be reconsidered whereby Senate Joint Resolution No. 10 was refused adoption.

Further Consideration of Senate Joint Resolution No. 10

SENATE JOINT RESOLUTION NO. 10 (Figueroa)—Relative to the U.S.A. PATRIOT Act.

Resolution read, and presented by Assembly Member Torrico.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Torrico moved a call of the Assembly.

Motion carried. Time, 11:18 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

MOTION TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motion to reconsider the vote on Assembly Bills Nos. 6, 715, and 791, and Senate Bills Nos. 51, 109, and 646 were continued until the next legislative day.

THIRD READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 1334 (Salinas)—An act to amend Sections 1775 and 1777 of the Business and Professions Code, relating to dentistry.

Bill read third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Salinas moved a call of the Assembly.

Motion carried. Time, 11:22 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 630 (Chu)—An act to amend Section 22446.5 of, and to add Section 22443.4 to, the Business and Professions Code, relating to immigration consultants.

Bill read third time, and passed by the following vote:

AYES—48

Arambula	De La Torre	Leno	Parra
Baca	Dymally	Levine	Pavley
Bass	Evans	Lieber	Ridley-Thomas
Berg	Frommer	Lieu	Ruskin
Bermúdez	Goldberg	Liu	Saldaña
Calderon	Hancock	Matthews	Salinas
Canciamilla	Horton, Jerome	Montañez	Torrico
Chan	Jones	Mullin	Umberg
Chavez	Karnette	Nation	Vargas
Chu	Klehs	Nava	Wolk
Cohn	Koretz	Negrete McLeod	Yee
Coto	Laird	Oropeza	Mr. Speaker

NOES—31

Aghazarian	Garcia	Leslie	Runner
Benoit	Harman	Maze	Spitzer
Blakeslee	Haynes	McCarthy	Strickland
Bogh	Horton, Shirley	Mountjoy	Tran
Cogdill	Huff	Nakanishi	Villines
Daucher	Keene	Niello	Walters
DeVore	La Malfa	Plescia	Wyland
Emmerson	La Suer	Richman	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 699 (Chan)—An act to add Section 120155 to the Health and Safety Code, relating to vaccines.

Bill read third time, and passed by the following vote:

AYES—48

Arambula	De La Torre	Leno	Parra
Baca	Dymally	Levine	Pavley
Bass	Evans	Lieber	Ridley-Thomas
Berg	Frommer	Lieu	Ruskin
Bermúdez	Goldberg	Liu	Saldaña
Calderon	Hancock	Matthews	Salinas
Canciamilla	Horton, Jerome	Montañez	Torrico
Chan	Jones	Mullin	Umberg
Chavez	Karnette	Nation	Vargas
Chu	Klehs	Nava	Wolk
Cohn	Koretz	Negrete McLeod	Yee
Coto	Laird	Oropeza	Mr. Speaker

NOES—32

Aghazarian	Garcia	La Suer	Richman
Benoit	Harman	Leslie	Runner
Blakeslee	Haynes	Maze	Spitzer
Bogh	Horton, Shirley	McCarthy	Strickland
Cogdill	Houston	Mountjoy	Tran
Daucher	Huff	Nakanishi	Villines
DeVore	Keene	Niello	Walters
Emmerson	La Malfa	Plescia	Wyland

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 925 (Ridley-Thomas)—An act to add and repeal Article 10.1 (commencing with Section 926) to Chapter 1 of Part 2 of Division 1 of the Insurance Code, relating to insurer investments.

Bill read third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Ridley-Thomas moved a call of the Assembly.

Motion carried. Time, 11:39 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 958 (De La Torre)—An act to add Article 9 (commencing with Section 89280) to Chapter 2 of Part 55 of the Education Code, relating to the California State University.

Bill read third time, and passed by the following vote:

AYES—52

Arambula	De La Torre	Laird	Parra
Baca	Dymally	Leno	Pavley
Bass	Evans	Levine	Richman
Berg	Frommer	Lieber	Ridley-Thomas
Bermúdez	Garcia	Lieu	Ruskin
Blakeslee	Goldberg	Matthews	Saldaña
Calderon	Hancock	Montañez	Salinas
Canciamilla	Horton, Jerome	Mullin	Torrigo
Chan	Horton, Shirley	Nakanishi	Umberg
Chavez	Jones	Nation	Vargas
Chu	Karnette	Nava	Wolk
Cohn	Klehns	Negrete McLeod	Yee
Coto	Koretz	Oropeza	Mr. Speaker

NOES—23

Aghazarian	Haynes	Leslie	Strickland
Bogh	Houston	Maze	Tran
Daucher	Huff	Mountjoy	Villines
DeVore	Keene	Niello	Walters
Emmerson	La Malfa	Plescia	Wyland
Harman	La Suer	Spitzer	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 958: Assembly Member Liu from “Aye” to “Not Voting”.

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1015 (Chu)—An act to add and repeal Chapter 3 (commencing with Section 9000) to Title 9 of Part 3 of the Penal Code, relating to sex offenders.

Bill read third time, and passed by the following vote:

AYES—78

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

NOES—1

Haynes

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1111 (Frommer)—An act to add Chapter 3 (commencing with Section 430) to Part 1 of Division 1 of the Health and Safety Code, relating to health care coverage.

Bill read third time, and passed by the following vote:

AYES—50

Arambula	Dymally	Leno	Pavley
Baca	Evans	Levine	Ridley-Thomas
Bass	Frommer	Lieber	Ruskin
Berg	Garcia	Lieu	Saldaña
Bermúdez	Goldberg	Liu	Salinas
Calderon	Hancock	Matthews	Torrico
Canciamilla	Horton, Jerome	Montañez	Umberg
Chan	Horton, Shirley	Mullin	Vargas
Chavez	Jones	Nation	Wolk
Chu	Karnette	Nava	Yee
Cohn	Klehs	Negrete McLeod	Mr. Speaker
Coto	Koretz	Oropeza	
De La Torre	Laird	Parra	

NOES—30

Aghazarian	Harman	Maze	Spitzer
Benoit	Haynes	McCarthy	Strickland
Blakeslee	Houston	Mountjoy	Tran
Bogh	Huff	Nakanishi	Villines
Cogdill	Keene	Niello	Walters
Daucher	La Malfa	Plescia	Wyland
DeVore	La Suer	Richman	
Emmerson	Leslie	Runner	

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 1334**

At 11:59 a.m., on motion of Assembly Member Salinas, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 1334 passed by the following vote:

AYES—44

Arambula	DeVore	Laird	Pavley
Baca	Dymally	Leno	Ridley-Thomas
Bass	Evans	Levine	Ruskin
Berg	Frommer	Lieber	Saldaña
Bermúdez	Goldberg	Liu	Salinas
Canciamilla	Hancock	Matthews	Torrico
Chan	Horton, Jerome	Mullin	Umberg
Chu	Jones	Nation	Vargas
Cohn	Karnette	Nava	Wolk
Coto	Klehs	Negrete McLeod	Yee
De La Torre	Koretz	Parra	Mr. Speaker

NOES—24

Blakeslee	Horton, Shirley	Leslie	Richman
Bogh	Houston	Maze	Spitzer
Chavez	Huff	Mountjoy	Strickland
Daucher	Keene	Nakanishi	Tran
Garcia	La Malfa	Niello	Walters
Harman	La Suer	Plescia	Wyland

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 925**

At 12 p.m., on motion of Assembly Member Ridley-Thomas, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 925 passed by the following vote:

AYES—45

Arambula	Dymally	Levine	Ruskin
Baca	Evans	Lieber	Saldaña
Bass	Frommer	Liu	Salinas
Berg	Goldberg	Montañez	Torrico
Bermúdez	Hancock	Mullin	Umberg
Calderon	Horton, Jerome	Nation	Vargas
Canciamilla	Jones	Nava	Wolk
Chan	Karnette	Negrete McLeod	Yee
Chu	Klehns	Oropeza	Mr. Speaker
Cohn	Koretz	Parra	
Coto	Laird	Pavley	
De La Torre	Leno	Ridley-Thomas	

NOES—34

Aghazarian	Garcia	Leslie	Runner
Benoit	Harman	Matthews	Spitzer
Blakeslee	Haynes	Maze	Strickland
Bogh	Horton, Shirley	McCarthy	Tran
Chavez	Houston	Mountjoy	Villines
Cogdill	Huff	Nakanishi	Walters
Daucher	Keene	Niello	Wyland
DeVore	La Malfa	Plescia	
Emmerson	La Suer	Richman	

Bill ordered transmitted to the Senate.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)**

ASSEMBLY BILL NO. 1532 (Bass)—An act to add Article 8 (commencing with Section 69441) to Chapter 1.7 of Part 42 of the Education Code, relating to postsecondary education.

Bill read third time, and passed by the following vote:

AYES—62

Arambula	Dymally	Lieber	Ridley-Thomas
Baca	Evans	Lieu	Runner
Bass	Frommer	Liu	Ruskin
Benoit	Garcia	Matthews	Saldaña
Berg	Goldberg	Maze	Salinas
Bermúdez	Hancock	McCarthy	Spitzer
Blakeslee	Horton, Jerome	Montañez	Torrico
Calderon	Horton, Shirley	Mullin	Umberg
Canciamilla	Jones	Nation	Vargas
Chan	Karnette	Nava	Villines
Chavez	Keene	Negrete McLeod	Wolk
Chu	Klehns	Niello	Wyland
Cohn	Koretz	Oropeza	Yee
Coto	Laird	Parra	Mr. Speaker
Daucher	Leno	Pavley	
De La Torre	Levine	Richman	

NOES—17

Aghazarian	Harman	Leslie	Tran
Bogh	Haynes	Mountjoy	Walters
Cogdill	Huff	Nakanishi	
DeVore	La Malfa	Plescia	
Emmerson	La Suer	Strickland	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 966 (Saldaña)—An act to add Article 14 (commencing with Section 25251) to Chapter 6.5 of Division 20 of the Health and Safety Code, relating to hazardous waste.

Bill read third time, and passed by the following vote:

AYES—79

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

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 425 (Negrete McLeod)—An act to amend Section 22443 of the Business and Professions Code, relating to immigration consultants.

Bill read third time, and passed by the following vote:

AYES—79

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

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 674 (Klehs)—An act to amend Sections 60036, 60037, 60501, 60502, 60503, 60503.1, 60503.2, and 60508.2 of the Revenue and Taxation Code, relating to taxation.

Bill read third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Klehs moved a call of the Assembly.

Motion carried. Time, 12:19 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 759 (Lieber)—An act to amend Sections 17204 and 17206 of the Business and Professions Code, relating to unfair competition.

Bill read third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Lieber moved a call of the Assembly.

Motion carried. Time, 12:21 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 770 (Mullin)—An act to amend Section 11504 of the Business and Professions Code, and to amend Sections 1369.510 and 1373 of, to add Section 1363.7 to, and to add Chapter 11 (commencing with Section 1380.010) to Title 6 of Part 4 of Division 2 of, the Civil Code, relating to common interest developments.

Bill read third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Mullin moved a call of the Assembly.

Motion carried. Time, 12:27 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 1056 (Chu)—An act to add and repeal Article 2.5 (commencing with Section 60620) to Chapter 5 of Part 33 of the Education Code, relating to public school curriculum.

Bill read third time, and passed by the following vote:

AYES—51

Arambula	Dymally	Leno	Pavley
Baca	Evans	Levine	Richman
Bass	Frommer	Lieber	Ridley-Thomas
Berg	Garcia	Lieu	Ruskin
Bermúdez	Goldberg	Liu	Saldaña
Calderon	Hancock	Matthews	Salinas
Canciamilla	Horton, Jerome	Montañez	Torrico
Chan	Horton, Shirley	Mullin	Umberg
Chavez	Jones	Nation	Vargas
Chu	Karnette	Nava	Wolk
Cohn	Klehs	Negrete McLeod	Yee
Coto	Koretz	Oropeza	Mr. Speaker
De La Torre	Laird	Parra	

NOES—28

Aghazarian	Emmerson	La Suer	Plescia
Benoit	Harman	Leslie	Runner
Blakeslee	Haynes	Maze	Spitzer
Bogh	Houston	McCarthy	Strickland
Cogdill	Huff	Mountjoy	Villines
Daucher	Keene	Nakanishi	Walters
DeVore	La Malfa	Niello	Wyland

Bill ordered transmitted to the Senate.

At 12:31 p.m., Assistant Speaker pro Tempore Sally Lieber, 22nd District, presiding

ASSEMBLY BILL NO. 839 (Torrico)—An act to add Article 17 (commencing with Section 19985) to Chapter 5 of Division 8 of the Business and Professions Code, relating to gambling.

Bill read third time, and passed by the following vote:

AYES—56

Aghazarian	Evans	Laird	Niello
Arambula	Frommer	Leno	Oropeza
Baca	Garcia	Leslie	Parra
Bass	Goldberg	Levine	Pavley
Berg	Hancock	Lieber	Plescia
Bermúdez	Horton, Jerome	Lieu	Ridley-Thomas
Calderon	Horton, Shirley	Liu	Ruskin
Chan	Houston	Matthews	Saldaña
Chavez	Huff	Montañez	Salinas
Chu	Jones	Mountjoy	Torrico
Cohn	Karnette	Mullin	Vargas
Coto	Keene	Nation	Wolk
De La Torre	Klehs	Nava	Yee
Dymally	Koretz	Negrete McLeod	Mr. Speaker

NOES—14

Blakeslee	Haynes	Strickland	Walters
Bogh	La Suer	Tran	Wyland
Daucher	Maze	Umberg	
DeVore	Spitzer	Villines	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1402 (Blakeslee)—An act to amend Section 84207 of, and to add Article 1.5 (commencing with Section 84730) to Chapter 5 of Part 50 of, the Education Code, relating to community colleges, and making an appropriation therefor.

Bill read third time, and passed by the following vote:

AYES—80

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

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1029 (Jerome Horton)—An act to amend Section 15604 of the Government Code, relating to the State Board of Equalization.

Bill read third time, and passed by the following vote:

AYES—52

Arambula	DeVore	Laird	Oropeza
Baca	Dymally	Leno	Parra
Bass	Emmerson	Leslie	Pavley
Berg	Evans	Levine	Ridley-Thomas
Bermúdez	Frommer	Lieber	Ruskin
Calderon	Garcia	Lieu	Salinas
Canciamilla	Goldberg	Liu	Torrico
Chan	Hancock	Matthews	Umberg
Chavez	Horton, Jerome	Montañez	Vargas
Chu	Jones	Mullin	Wolk
Cohn	Karnette	Nava	Wyland
Coto	Klehs	Negrete McLeod	Yee
De La Torre	Koretz	Niello	Mr. Speaker

NOES—24

Aghazarian	Haynes	La Suer	Richman
Benoit	Horton, Shirley	Maze	Spitzer
Blakeslee	Houston	McCarthy	Strickland
Bogh	Huff	Mountjoy	Tran
Daucher	Keene	Nakanishi	Villines
Harman	La Malfa	Plescia	Walters

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 326 (Blakeslee)—An act to amend Sections 270 and 275 of the Public Utilities Code, relating to telecommunications.

Bill read third time, and passed by the following vote:

AYES—79

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

NOES—None

Bill ordered transmitted to the Senate.

At 12:44 p.m., Speaker pro Tempore Leland Y. Yee, 12th District, presiding

ASSEMBLY BILL NO. 583 (Hancock)—An act to amend, repeal, and add Section 8040 of the Elections Code, and to add Chapter 12 (commencing with Section 91015) to Title 9 of, and to repeal Section 85300 of, the Government Code, relating to the Political Reform Act of 1974.

Bill read third time, and passed by the following vote:

AYES—47

Arambula	De La Torre	Leno	Parra
Baca	Dymally	Levine	Pavley
Bass	Evans	Lieber	Ridley-Thomas
Berg	Frommer	Lieu	Ruskin
Bermúdez	Goldberg	Liu	Saldaña
Calderon	Hancock	Matthews	Salinas
Canciamilla	Horton, Jerome	Montañez	Torrico
Chan	Jones	Mullin	Vargas
Chavez	Karnette	Nation	Wolk
Chu	Klehs	Nava	Yee
Cohn	Koretz	Negrete McLeod	Mr. Speaker
Coto	Laird	Oropeza	

NOES—31

Aghazarian	Garcia	Leslie	Spitzer
Benoit	Harman	Maze	Strickland
Blakeslee	Haynes	McCarthy	Tran
Bogh	Houston	Mountjoy	Umberg
Cogdill	Huff	Nakanishi	Villines
Daucher	Keene	Niello	Walters
DeVore	La Malfa	Plescia	Wyland
Emmerson	La Suer	Runner	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1381 (Nunez)—An act to amend Sections 51795, 51796, 51797, and 51798 of, and to add Section 51796.5 to, the Education Code, and to amend Section 40507 of the Public Resources Code, relating to school gardens.

Bill read third time, and passed by the following vote:

AYES—74

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

NOES—5

DeVore	Niello	Walters
Haynes	Strickland	

Vote Changes

By unanimous consent, the following vote changes were permitted on Assembly Bill No. 1381: Assembly Members Benoit, Blakeslee, Bogh, Huff, Leslie, Maze, Richman, Runner, Tran, and Villines from “No” to “Aye”.

Bill ordered transmitted to the Senate.

**At 1:06 p.m., Assistant Speaker pro Tempore Sally Lieber,
22nd District, presiding**

ASSEMBLY CONCURRENT RESOLUTION NO. 103 (Nakanishi)—Relative to Korean–American Day.

Resolution read.

**Members Made Coauthors of
Assembly Concurrent Resolution No. 103**

Assembly Member Nakanishi was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Assembly Concurrent Resolution No. 103.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

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

Request for Unanimous Consent

Assembly Member Nakanishi was granted unanimous consent to take up Assembly Concurrent Resolution No. 103, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Concurrent Resolution No. 103, as Amended

ASSEMBLY CONCURRENT RESOLUTION NO. 103—Relative to Korean–American Day.

Resolution read, as amended, and adopted.

Resolution ordered printed, and transmitted to the Senate.

ASSEMBLY CONCURRENT RESOLUTION NO. 106 (Yee)—Relative to the White Ribbon Campaign.

Resolution read.

**Members Made Coauthors of
Assembly Concurrent Resolution No. 106**

Assembly Member Yee was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Assembly Concurrent Resolution No. 106.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Aghazarian, Arambula, Baca, Bass, Benoit, Bermúdez, Blakeslee, Bogh, Canciamilla, Chan, Chu, Cogdill, Cohn, Coto, Daucher, De La Torre, Evans, Frommer, Goldberg, Hancock, Harman, Jerome Horton, Shirley Horton, Houston, Keene, Klehs, Koretz, La Malfa, La Suer, Leslie, Levine, Lieber, Lieu, Liu, Matthews, McCarthy, Montañez, Mountjoy, Mullin, Nakanishi, Nation, Nava, Niello, Núñez, Oropeza, Parra, Pavley, Plescia, Richman, Ridley-Thomas, Runner, Saldaña, Salinas, Strickland, Torrico, Tran, Umberg, Vargas, Villines, Walters, Wolk, and Wyland.

Request for Unanimous Consent

Assembly Member Yee was granted unanimous consent to take up Assembly Concurrent Resolution No. 106, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Concurrent Resolution No. 106, as Amended

ASSEMBLY CONCURRENT RESOLUTION NO. 106—Relative to the White Ribbon Campaign.

Resolution read, as amended, and adopted.

Resolution ordered printed, and transmitted to the Senate.

At 1:17 p.m., Speaker pro Tempore Leland Y. Yee, 12th District, presiding

ASSEMBLY BILL NO. 1101 (Oropeza)—An act to amend Sections 44320, 44322, 44342, 44360, 44390, and 44391 of, and to add Sections 44303.5, 44323.5, 44395, and 44396 to, the Health and Safety Code, relating to air pollution.

Bill read third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Oropeza moved a call of the Assembly.

Motion carried. Time, 1:30 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 673 (Klehs)—An act to add and repeal Article 7.5 (commencing with Section 19188) of Chapter 4 of Part 10.2 of Division 2 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Klehs moved a call of the Assembly.

Motion carried. Time, 1:38 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 1469 (Negrete McLeod)—An act to add Article 1.5 (commencing with Section 18606.1) to Chapter 5 of Part 2.1 of Division 13 of the Health and Safety Code, relating to mobilehome parks.

Bill read third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Negrete McLeod moved a call of the Assembly.

Motion carried. Time, 1:43 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 289 (Chan)—An act to add Section 57013 to the Health and Safety Code, relating to hazardous chemicals.

Bill read third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Chan moved a call of the Assembly.

Motion carried. Time, 1:50 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 977 (Nava)—An act to add Section 1375 to the Health and Safety Code, and to add Section 10191.5 to the Insurance Code, relating to health care coverage.

Bill read third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Nava moved a call of the Assembly.

Motion carried. Time, 1:54 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE JOINT RESOLUTION NO. 10**

At 1:55 p.m., on motion of Assembly Member Torrico, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Joint Resolution No. 10 adopted by the following vote:

AYES—44

Baca	Dymally	Leno	Oropeza
Bass	Evans	Levine	Parra
Berg	Frommer	Lieber	Pavley
Bermúdez	Goldberg	Lieu	Ridley-Thomas
Calderon	Hancock	Liu	Ruskin
Chan	Horton, Jerome	Matthews	Saldaña
Chavez	Jones	Montañez	Salinas
Chu	Karnette	Mullin	Torrico
Cohn	Klehs	Nation	Vargas
Coto	Koretz	Nava	Yee
De La Torre	Laird	Negrete McLeod	Mr. Speaker

NOES—32

Aghazarian	Garcia	La Suer	Richman
Benoit	Harman	Leslie	Runner
Blakeslee	Haynes	Maze	Spitzer
Bogh	Horton, Shirley	McCarthy	Tran
Cogdill	Houston	Mountjoy	Umberg
Daucher	Huff	Nakanishi	Villines
DeVore	Keene	Niello	Walters
Emmerson	La Malfa	Plescia	Wyland

Resolution ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 674**

At 1:55 p.m., on motion of Assembly Member Klehs, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Klehs moved to continue the call of the Assembly.

Motion carried. Time, 1:55 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 759**

At 1:55 p.m., on motion of Assembly Member Lieber, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 759 passed by the following vote:

AYES—48

Arambula	De La Torre	Leno	Parra
Baca	Dymally	Levine	Pavley
Bass	Evans	Lieber	Ridley-Thomas
Berg	Frommer	Lieu	Ruskin
Bermúdez	Goldberg	Liu	Saldaña
Calderon	Hancock	Matthews	Salinas
Canciamilla	Horton, Jerome	Montañez	Torrico
Chan	Jones	Mullin	Umberg
Chavez	Karnette	Nation	Vargas
Chu	Kleh	Nava	Wolk
Cohn	Koretz	Negrete McLeod	Yee
Coto	Laird	Oropeza	Mr. Speaker

NOES—32

Aghazarian	Garcia	La Suer	Richman
Benoit	Harman	Leslie	Runner
Blakeslee	Haynes	Maze	Spitzer
Bogh	Horton, Shirley	McCarthy	Strickland
Cogdill	Houston	Mountjoy	Tran
Daucher	Huff	Nakanishi	Villines
DeVore	Keene	Niello	Walters
Emmerson	La Malfa	Plescia	Wyland

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 770**

At 1:56 p.m., on motion of Assembly Member Mullin, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 770 passed by the following vote:

AYES—44

Arambula	Coto	Koretz	Oropeza
Baca	De La Torre	Laird	Parra
Bass	Dymally	Leno	Pavley
Berg	Evans	Levine	Ridley-Thomas
Bermúdez	Frommer	Lieber	Ruskin
Calderon	Goldberg	Lieu	Saldaña
Canciamilla	Hancock	Liu	Salinas
Chan	Horton, Jerome	Montañez	Torrico
Chavez	Jones	Mullin	Vargas
Chu	Karnette	Nation	Wolk
Cohn	Kleh	Nava	Mr. Speaker

NOES—36

Aghazarian	Harman	Matthews	Runner
Benoit	Haynes	Maze	Spitzer
Blakeslee	Horton, Shirley	McCarthy	Strickland
Bogh	Houston	Mountjoy	Tran
Cogdill	Huff	Nakanishi	Umberg
Daucher	Keene	Negrete McLeod	Villines
DeVore	La Malfa	Niello	Walters
Emmerson	La Suer	Plescia	Wyland
Garcia	Leslie	Richman	Yee

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 1101**

At 1:56 p.m., on motion of Assembly Member Oropeza, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Oropeza moved to continue the call of the Assembly.

Motion carried. Time, 1:56 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 673**

At 1:56 p.m., on motion of Assembly Member Klehs, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Klehs moved to continue the call of the Assembly.

Motion carried. Time, 1:56 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 1469**

At 1:57 p.m., on motion of Assembly Member Negrete McLeod, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Negrete McLeod moved to continue the call of the Assembly.

Motion carried. Time, 1:57 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 289**

At 1:57 p.m., on motion of Assembly Member Chan, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Chan moved to continue the call of the Assembly.

Motion carried. Time, 1:58 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 977**

At 1:58 p.m., on motion of Assembly Member Nava, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Nava moved to continue the call of the Assembly.

Motion carried. Time, 1:58 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ANNOUNCEMENTS

Speaker pro Tempore Yee announced the following session schedule: Tuesday, January 31, 2006, Floor Session, 9:30 a.m.

ADJOURN IN MEMORY

Assembly Member Dymally was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Lewis White, of Los Angeles and Elizabeth Thomas, of Lynwood.

(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 Hashem Naraghi, of Modesto.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

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 his father-in-law, John “Gian” Nicolay, of Novato.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Members Nation and Mullin were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Roger Grossman, of Mill Valley.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Saldaña was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Marsha C’ de Baca Duran, of Escondido and Richard A. Pick, of La Jolla.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

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 Judge Arthur Danner, III, of Santa Cruz.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Chan was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Gracie Johnson, of Oakland.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

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 Cpl. Carlos Arellano, of Rosemead.

Assembly Member Daucher was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Walfrido Cortes, of Anaheim; Lela Plejdrup, of Fullerton; Mark Bogner, William Royal "Bill" Fowks, and Ruth Metzger, of Yorba Linda.

Assembly Member Frommer was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Amy Piston, of Glendale.

Assembly Member Houston was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Donald Harris, of San Ramon.

Assembly Member Wyland was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Barbara Markey, of Oceanside.

Assembly Member Evans was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Lorraine M. Clement, Doris B. Kline, Caroline Noonan, Dr. Frank W. Norman, Charles W. Prindle, Norman M. Sikes, and Wayne Avery Taylor, of Santa Rosa; Willie McKnight, and Gene Tomason, of Vallejo.

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 Monte L. Deakin and Helmi B. Kaemmerer, of Davis; John Wesley Teague, of Fairfield; Rosanna Elisa Jacobi, of Suisun City; Hazel L. Bauman, of Vacaville; Ruth Borchard, of Winters; John Ronald Barbano, Steven P. Eros, Elisa Galindo, Amelia Garcia, Norman R. Glover, and Marie Ann Kaelin, of Woodland.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 674**

At 2:12 p.m., on motion of Assembly Member Klehs, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 674 refused passage by the following vote:

AYES—30

Bass	Daucher	Koretz	Oropeza
Berg	Dymally	Laird	Pavley
Bermúdez	Goldberg	Leno	Ridley-Thomas
Canciamilla	Hancock	Levine	Saldaña
Chan	Haynes	Lieber	Walters
Chavez	Jones	Lieu	Mr. Speaker
Chu	Karnette	Mullin	
Coto	Klehs	Nation	

NOES—39

Aghazarian	Horton, Jerome	McCarthy	Runner
Arambula	Horton, Shirley	Montañez	Spitzer
Baca	Houston	Mountjoy	Strickland
Benoit	Huff	Nakanishi	Torrico
Blakeslee	Keene	Nava	Tran
Bogh	La Malfa	Negrete McLeod	Umberg
Cogdill	La Suer	Niello	Villines
Emmerson	Leslie	Parra	Wyland
Garcia	Matthews	Plescia	Yee
Harman	Maze	Richman	

**Motion to Reconsider Assembly Bill No. 674
on Next Legislative Day**

Assembly Member Klehs moved to reconsider on the next legislative day the vote whereby Assembly Bill No. 674 was this day refused passage.

Assembly Bill No. 674 ordered to the unfinished business file.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 1101**

At 2:12 p.m., on motion of Assembly Member Oropeza, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 1101 refused passage by the following vote:

AYES—33

Bass	Frommer	Leno	Pavley
Berg	Goldberg	Lieber	Ridley-Thomas
Bermúdez	Hancock	Liu	Ruskin
Chan	Horton, Jerome	Montañez	Salinas
Chavez	Jones	Mullin	Wolk
Chu	Karnette	Nation	Mr. Speaker
De La Torre	Klehs	Nava	
Dymally	Koretz	Negrete McLeod	
Evans	Laird	Oropeza	

NOES—36

Aghazarian	Harman	Matthews	Runner
Benoit	Haynes	Maze	Spitzer
Blakeslee	Horton, Shirley	McCarthy	Strickland
Bogh	Houston	Mountjoy	Torrico
Cogdill	Huff	Nakanishi	Tran
Daucher	Keene	Niello	Villines
DeVore	La Malfa	Parra	Walters
Emmerson	La Suer	Plescia	Wyland
Garcia	Leslie	Richman	Yee

**Motion to Reconsider Assembly Bill No. 1101
on Next Legislative Day**

Assembly Member Oropeza moved to reconsider on the next legislative day the vote whereby Assembly Bill No. 1101 was this day refused passage.

Assembly Bill No. 1101 ordered to the unfinished business file.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 673**

At 2:12 p.m., on motion of Assembly Member Klehs, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 673 refused passage by the following vote:

AYES—28

Bass	Goldberg	Levine	Ridley-Thomas
Berg	Hancock	Lieber	Ruskin
Chan	Jones	Mullin	Saldaña
Chu	Klehs	Nation	Salinas
Cohn	Koretz	Nava	Torrico
Dymally	Laird	Oropeza	Vargas
Evans	Leno	Pavley	Mr. Speaker

NOES—43

Aghazarian	Emmerson	Leslie	Richman
Arambula	Garcia	Matthews	Runner
Baca	Harman	Maze	Spitzer
Benoit	Haynes	McCarthy	Strickland
Blakeslee	Horton, Jerome	Montañez	Tran
Bogh	Horton, Shirley	Mountjoy	Umberg
Canciamilla	Houston	Nakanishi	Villines
Chavez	Huff	Negrete McLeod	Walters
Cogdill	Keene	Niello	Wyland
Daucher	La Malfa	Parra	Yee
DeVore	La Suer	Plescia	

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 1469**

At 2:13 p.m., on motion of Assembly Member Negrete McLeod, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 1469 passed by the following vote:

AYES—42

Arambula	Dymally	Leno	Ridley-Thomas
Baca	Evans	Levine	Ruskin
Bass	Frommer	Lieber	Saldaña
Berg	Goldberg	Lieu	Salinas
Bermúdez	Hancock	Mullin	Torrico
Chan	Horton, Jerome	Nation	Umberg
Chavez	Jones	Nava	Vargas
Chu	Karnette	Negrete McLeod	Wolk
Cohn	Klehs	Oropeza	Mr. Speaker
Coto	Koretz	Parra	
De La Torre	Laird	Pavley	

NOES—35

Aghazarian	Harman	Matthews	Runner
Benoit	Haynes	Maze	Spitzer
Blakeslee	Horton, Shirley	McCarthy	Strickland
Bogh	Houston	Montañez	Tran
Cogdill	Huff	Mountjoy	Villines
Daucher	Keene	Nakanishi	Walters
DeVore	La Malfa	Niello	Wyland
Emmerson	La Suer	Plescia	Yee
Garcia	Leslie	Richman	

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 289**

At 2:13 p.m., on motion of Assembly Member Chan, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 289 passed by the following vote:

AYES—41

Baca	Goldberg	Lieu	Saldaña
Bass	Hancock	Liu	Salinas
Berg	Horton, Jerome	Montañez	Torrico
Bermúdez	Jones	Mullin	Umberg
Chan	Karnette	Nation	Vargas
Chu	Klehs	Nava	Wolk
Coto	Koretz	Negrete McLeod	Yee
De La Torre	Laird	Oropeza	Mr. Speaker
Dymally	Leno	Pavley	
Evans	Levine	Ridley-Thomas	
Frommer	Lieber	Ruskin	

NOES—35

Aghazarian	Garcia	Leslie	Richman
Benoit	Harman	Matthews	Runner
Blakeslee	Haynes	Maze	Spitzer
Bogh	Horton, Shirley	McCarthy	Strickland
Chavez	Houston	Mountjoy	Tran
Cogdill	Huff	Nakanishi	Villines
Daucher	Keene	Niello	Walters
DeVore	La Malfa	Parra	Wyland
Emmerson	La Suer	Plescia	

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 977**

At 2:13 p.m., on motion of Assembly Member Nava, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 977 passed by the following vote:

AYES—42

Arambula	Dymally	Leno	Ridley-Thomas
Baca	Evans	Levine	Ruskin
Bass	Frommer	Lieber	Saldaña
Berg	Goldberg	Lieu	Salinas
Bermúdez	Hancock	Liu	Torrico
Calderon	Horton, Jerome	Montañez	Umberg
Chan	Jones	Mullin	Vargas
Chu	Karnette	Nava	Yee
Cohn	Klehs	Negrete McLeod	Mr. Speaker
Coto	Koretz	Oropeza	
De La Torre	Laird	Pavley	

NOES—36

Aghazarian	Harman	Matthews	Richman
Benoit	Haynes	Maze	Runner
Blakeslee	Horton, Shirley	McCarthy	Spitzer
Bogh	Houston	Mountjoy	Strickland
Cogdill	Huff	Nakanishi	Tran
Daucher	Keene	Nation	Villines
DeVore	La Malfa	Niello	Walters
Emmerson	La Suer	Parra	Wolk
Garcia	Leslie	Plescia	Wyland

Bill ordered transmitted to the Senate.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items (shown in sequential order):

Assembly Bill No. 630: Baca, Bermúdez, Canciamilla, Chavez, Liu, Oropeza, and Parra—Aye; La Malfa, Mountjoy, Plescia, Spitzer, Strickland, and Wyland—No.

Assembly Bill No. 699: Baca, Bermúdez, Canciamilla, Chavez, Liu, and Oropeza—Aye; Shirley Horton, La Malfa, Mountjoy, Plescia, Spitzer, Strickland, Villines, and Wyland—No.

Assembly Bill No. 958: Bass, Bermúdez, Canciamilla, Chavez, Cohn, Frommer, Garcia, Oropeza, Ridley-Thomas, and Salinas—Aye; Aghazarian, Mountjoy, Plescia, Strickland, Tran, and Wyland—No.

Assembly Bill No. 1015: Canciamilla, Chavez, La Malfa, Mountjoy, Mullin, Oropeza, and Strickland—Aye.

Assembly Bill No. 1111: Canciamilla, Chavez, Garcia, Shirley Horton, and Oropeza—Aye; Daucher, La Malfa, Mountjoy, and Strickland—No.

Assembly Bill No. 1334: Canciamilla and Frommer—Aye; Chavez, Keene, La Malfa, Mountjoy, Spitzer, Strickland, and Walters—No.

Assembly Bill No. 925: Canciamilla and Oropeza—Aye; Chavez, Mountjoy, Spitzer, and Strickland—No.

Assembly Bill No. 1532: Blakeslee, Canciamilla, Chavez, Frommer, Garcia, Keene, Levine, Maze, McCarthy, Montañez, Oropeza, Villines, and Wyland—Aye; Mountjoy, Plescia, and Strickland—No.

Assembly Bill No. 966: Arambula, Bermúdez, Canciamilla, Chavez, Frommer, Montañez, Mountjoy, Oropeza, and Strickland—Aye.

Assembly Bill No. 425: Canciamilla, Chavez, Frommer, Mountjoy, Oropeza, and Strickland—Aye.

Assembly Bill No. 1056: Bermúdez, Canciamilla, Chavez, Garcia, Montañez, Oropeza, and Salinas—Aye; Bogh, Daucher, Mountjoy, Spitzer, and Wyland—No.

Assembly Bill No. 839: Frommer, Garcia, Klehs, Mountjoy, Mullin, Oropeza, and Pavley—Aye; Blakeslee, Bogh, Daucher, Strickland, Umberg, and Wyland—No.

Assembly Bill No. 1402: Bogh, Canciamilla, Garcia, Mountjoy, Oropeza, and Wyland—Aye.

Assembly Bill No. 1029: Canciamilla, Garcia, Levine, Montañez, Oropeza, Ridley-Thomas, Wolk, and Wyland—Aye; Aghazarian, Blakeslee, Bogh, Daucher, Houston, Huff, Keene, McCarthy, and Mountjoy—No.

Assembly Bill No. 326: Bogh, Canciamilla, Frommer, Garcia, Keene, Levine, Mountjoy, Oropeza, Ridley-Thomas, Torrico, and Wyland—Aye.

Assembly Bill No. 583: Montañez—Aye; Daucher, La Malfa, Mountjoy, Plescia, Spitzer, Strickland, and Umberg—No.

Assembly Bill No. 1381: Canciamilla, Daucher, Emerson, Garcia, Harman, Shirley Horton, Houston, Keene, La Malfa, Levine, McCarthy, Mountjoy, Nakanishi, Plescia, Spitzer, and Wyland—Aye; Walters—No.

Senate Joint Resolution No. 10: Bermúdez, Chavez, and Parra—Aye; Umberg—No.

Assembly Bill No. 759: Bermúdez and Oropeza—Aye; Mountjoy—No.

Assembly Bill No. 770: Calderon, Canciamilla, and Parra—Aye; Garcia, Negrete McLeod, and Umberg—No.

Assembly Bill No. 674: Mountjoy—No.

Assembly Bill No. 1101: Bermúdez—Aye.

Assembly Bill No. 1469: Bermúdez—Aye.

MOTION TO ADJOURN

At 2:14 p.m., Assembly Member Cohn moved that the Assembly do now adjourn.

Assembly Member Cogdill seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 2:15 p.m., Speaker pro Tempore Yee declared the quorum call of the Assembly dispensed with.

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 1914—DeVore. An act to add Section 19582.6 to the Revenue and Taxation Code, relating to taxation.

ASSEMBLY BILL NO. 1915—Villines. An act to amend Section 5004.1 of the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 1916—Garcia. An act to amend Section 49550 of, and to add Section 49550.2 to, the Education Code, relating to school meals.

ASSEMBLY BILL NO. 1917—DeVore. An act to add Section 35256.3 to the Education Code, relating to school personnel.

ASSEMBLY BILL NO. 1918—Wolk. An act to amend Section 37252.8 of the Education Code, relating to instructional programs.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 111—McCarthy. Relative to CHP Officer Erick S. Manny Memorial Highway.

AUTHOR'S AMENDMENTS

Committee on Public Employees, Retirement and Social Security

January 30, 2006

Mr. Speaker: The Chair of your Committee on Public Employees, Retirement and Social Security reports:

Assembly Constitutional Amendment No. 23

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

TORRICO, Chair

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 23—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 8 to Article XX thereof, relating to public employee benefits.

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

REPORTS OF STANDING COMMITTEES
Committee on Appropriations

January 18, 2006

Mr. Speaker: Your Committee on Appropriations reports the following bill pursuant to the provisions of Joint Rule 62(a):
Assembly Bill No. 206

CHU, Chair

Above bill ordered filed with the Chief Clerk.

Committee on Public Safety

January 11, 2006

Mr. Speaker: Your Committee on Public Safety reports the following bills pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 231
Assembly Bill No. 438
Assembly Bill No. 743

Assembly Bill No. 1063
Assembly Bill No. 1501

LENO, Chair

Above bills ordered filed with the Chief Clerk.

MESSAGES FROM THE SENATE

January 25, 2006

The Honorable Wesley Chesbro, Chair
Joint Legislative Budget Committee
State Capitol, Room 5035
Sacramento, California

Dear Senator Chesbro: The Senate Rules Committee has appointed Senator Murray as a member of the Joint Legislative Budget Committee to replace Senator Migden.

Sincerely,

GREGORY P. SCHMIDT
Secretary of the Senate

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Cohn, the Assembly adjourned until 9:30 a.m., Tuesday, January 31, 2006, out of respect to the memory of Lewis White and Elizabeth Thomas, on motion of Assembly Member Dymally; out of respect to the memory of Hashem Naraghi, on motion of Assembly Members Aghazarian and Cogdill; out of respect to the memory of John “Gian” Nicolay, on motion of Assembly Member Nation; out of respect to the memory of Roger Grossman, on motion of Assembly Members Nation and Mullin; out of respect to the memory of Marsha C’ de Baca Duran and Richard A. Pick, on motion of Assembly Member Saldaña; out of respect to the memory of Judge Arthur Danner, III, on motion of Assembly Member Laird; out of respect to the memory of Gracie Johnson, on motion of Assembly Member Chan; out of respect to the memory of Cpl. Carlos Arellano, on motion of Assembly Member Chu; out of respect to the memory of Walfrido Cortes, Lela Plejdrup, Mark Bogner, William Royal “Bill” Fowks, and Ruth Metzger, on motion of Assembly Member Daucher; out of respect to the memory of Amy Piston, on motion of Assembly Member Frommer; out of respect to the memory of Donald Harris, on motion of Assembly Member Houston; out of respect to the memory of Barbara Markey, on motion of Assembly Member Wyland; out of respect to the memory of Lorraine M. Clement, Doris B. Kline, Caroline Noonan, Dr. Frank W. Norman, Charles W. Prindle, Norman M. Sikes, Wayne Avery Taylor, Willie McKnight, and Gene Tomason, on motion of Assembly Member Evans; and out of respect to the memory of Monte L. Deakin, Helmi B. Kaemmerer, John Wesley Teague, Rosanna Elisa Jacobi, Hazel L. Bauman, Ruth Borchard, John Ronald Barbano, Steven P. Eros, Elisa Galindo, Amelia Garcia, Norman R. Glover, and Marie Ann Kaelin, on motion of Assembly Member Wolk.

FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON JANUARY 30, 2006**

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

ACA RN

23 0603123

Daily Total: 1

Cumulative Total: 3069

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