

CALIFORNIA LEGISLATURE
2007-08 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Friday, February 9, 2007
TWENTY-SECOND SESSION DAY
SIXTY-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
Friday, February 9, 2007

The Assembly met at 9:35 a.m.
Hon. Sally J. Lieber, 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 Beall moved a quorum call of the Assembly.
Motion carried.
The Speaker pro Tempore directed the Sergeant at Arms to close the
doors, and to bring in the absent Members.

Quorum Present

**At 9:52 a.m., Assistant Speaker pro Tempore Laura Richardson,
55th District, presiding**

At 9:52 a.m., Assistant Speaker pro Tempore Richardson declared a
quorum of the Assembly present.

The roll call was completed, and the following answered to their
names—72:

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

PRAYER

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

Lord, The Book of Psalms says that You have saved us from our enemies and that we will give thanks to Your name forever. (Psalm 44:7–8). Help us, Lord, to resist talking about our problems and instead to talk about You. Keep us from speaking words of defeat and instead let us speak words of faith. For You alone provide us with the strength to accomplish all things and with the firm foundation we need in life. So we praise Your name forever.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Assistant Speaker pro Tempore Richardson, Assembly Member Keene then led the Assembly in the pledge of allegiance to the Flag.

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 Bass, seconded by Assembly Member Blakeslee.

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 Evans, Hancock, Horton, Huff, Leno, Mendoza, and Núñez.

Because of illness: Assembly Member Soto.

EXPLANATIONS OF ABSENCE

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

January 17, 2007

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

Dear Speaker Núñez: Please excuse me from Session on Friday, February 9, 2007, for legislative business in my district.

I greatly appreciate your consideration.

Very truly yours,

NOREEN EVANS, Assembly Member
Seventh District

December 19, 2006

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

Dear Mr. Speaker: I respectfully request to be excused from Session on Friday, February 9, 2007. I have legislative business in the district. Thank you for your consideration.

Sincerely,

LONI HANCOCK, Assembly Member
Fourteenth District

February 1, 2007

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

Dear Speaker Núñez: This letter is to request to be excused from session on Friday, February 9, 2007 to attend to legislative business in my district.

Please feel free to contact me regarding any requests or concerns you may have. Thank you in advance for your consideration and assistance.

Sincerely,

SHIRLEY HORTON, Assembly Member
Seventy-eighth District

January 31, 2007

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

Dear Mr. Speaker: I write you today to respectfully request permission to be excused from Floor Session on February 9, 2007, in order to conduct legislative business in my district. Should you require further information, please contact my legislative aide, Kris Goldstein.

Sincerely,

BOB HUFF, Assembly Member
Sixtieth District

February 8, 2007

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

Dear Speaker Núñez: I respectfully request permission to be excused from Floor Session scheduled for Friday, February 9, 2007. I would like to be excused for legislative business to attend the funeral services for Mr. Leo McCarthy being held in San Francisco.

Thank you for your consideration of my request. If you have any questions regarding this request, please contact Linda Forrest in my Capitol office.

Sincerely,

MARK LENO, Assembly Member
Thirteenth District

January 29, 2007

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

Dear Mr. Speaker: I am respectfully requesting permission to be excused from Assembly Floor Session on Friday, February 9, 2007, due to legislative business in my district. I will be meeting with law enforcement officials regarding the issue of gangs and how we can better deter the gang mentality in our communities. Specifically, we'll be discussing the recommendation for legislative action in regards to this issue. I will be returning to Sacramento on Tuesday, February 13, 2007, 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 I can be reached at 319-2056.

Sincerely,

TONY MENDOZA, Assembly Member
Fifty-sixth District

February 8, 2007

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

Dear Dotson: This is to advise you that I will not be in attendance for Session on Friday, February 9 due to legislative business.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

COMMUNICATIONS

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

February 9, 2007

E. Dotson Wilson

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

Dear Dotson: This is to advise you that I have appointed the following Assemblymembers to the Joint Legislative Budget Committee for the 2007–08 Regular Session:

Assemblymember John Laird
Assemblymember Julia Brownley
Assemblymember Anna Caballero
Assemblymember Michael Duvall
Assemblymember Mark Leno
Assemblymember Roger Niello
Assemblymember Laura Richardson
Assemblymember Mimi Walters

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

February 9, 2007

Mr. E. Dotson Wilson

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

RE: Appointment of Karen Bass
to California Cultural and Historical Endowment

Dear Mr. Wilson: Please be advised I have appointed Assemblymember Karen Bass to the California Cultural and Historical Endowment. This is a pleasure appointment starting February 9, 2007.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

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

January 31, 2007

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

Dear Speaker Núñez: The Senate Rules Committee has appointed the following Senate members to serve on the Joint Legislative Budget Committee: Senators Cogdill, Ducheny, Hollingsworth, Kehoe, Margett, Padilla, Scott and Torlakson. The Rules Committee recommends that Senator Ducheny be elected as Chair.

Sincerely,

GREGORY P. SCHMIDT
Secretary of the Senate

REFERENCE OF BILLS TO COMMITTEE

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

Assembly

Bill No.

Committee

4	-----	Trans.
16	-----	Health and Ed.
56	-----	Hum S. and G.O.
59	-----	V.A.
81	-----	Pub. S. and Jud.
83	-----	L. Gov.
117	-----	Trans. and Pub. S.
152	-----	Higher Ed.
153	-----	Higher Ed.
157	-----	E. & R.
161	-----	Pub. S.
163	-----	P.E.,R. & S.S.
164	-----	Jud.
166	-----	Ins.
167	-----	Hum. S.
168	-----	Ed.
170	-----	Ed.
171	-----	Higher Ed.
172	-----	Hum. S.
173	-----	Ed.
175	-----	Higher Ed.
176	-----	Hum. S.
177	-----	Ed.
180	-----	Ed.
181	-----	L. Gov.
182	-----	Hum. S.
184	-----	Hum. S.
185	-----	B. & P. and Health
186	-----	Pub. S.
187	-----	V.A.
188	-----	Nat. Res.
189	-----	Jud.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, February 9, 2007

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
House Resolution No. 6

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

REPORTS OF STANDING COMMITTEES**Committee on Rules**

Date of Hearing: February 9, 2007

Mr. Speaker: Your Committee on Rules reports:

House Resolution No. 6

With the recommendation: Be adopted.

DE LA TORRE, Chair

Above resolution ordered to third reading.

**CONSIDERATION OF HOUSE RESOLUTION NO. 6
BY UNANIMOUS CONSENT**

Assembly Member Strickland was granted unanimous consent to take up House Resolution No. 6 without reference to file, for purpose of consideration.

HOUSE RESOLUTION NO. 6 (Strickland)—Relative to Ronald Reagan Day.
Resolution read.

ASSEMBLY RULE 112 SUSPENDED

Assembly Member DeVore was granted unanimous consent that Assembly Rule 112 be suspended to permit him to read a paper on the Floor of the Assembly.

Members Made Coauthors of House Resolution No. 6

Assembly Member Strickland was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of House Resolution No. 6.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Alarcón, Anderson, Beall, Calderon, Galgiani, Garcia, Hayashi, Hernandez, Houston, Lieu, Niello, Parra, Saldaña, Solorio, Swanson, and Wolk.

Request for Unanimous Consent

Assembly Member Strickland was granted unanimous consent to take up House Resolution No. 6, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of House Resolution No. 6, as Amended

HOUSE RESOLUTION NO. 6—Relative to Ronald Reagan Day.

Resolution read, as amended, and adopted by the following vote:

AYES—66

Adams	Duvall	Keene	Runner
Aghazarian	Dymally	La Malfa	Ruskin
Alarcón	Emmerson	Laird	Salas
Anderson	Eng	Levine	Saldaña
Beall	Feuer	Lieber	Silva
Benoit	Fuller	Lieu	Smyth
Berg	Gaines	Ma	Solorio
Berryhill	Galgiani	Maze	Spitzer
Blakeslee	Garcia	Mullin	Strickland
Brownley	Garrick	Nakanishi	Swanson
Caballero	Hayashi	Nava	Torrico
Calderon	Hernandez	Niello	Tran
Carter	Houston	Parra	Villines
Cook	Huffman	Plescia	Walters
De La Torre	Jeffries	Portantino	Wolk
DeSaulnier	Jones	Price	
DeVore	Karnette	Richardson	

NOES—None

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

ASSEMBLY CONCURRENT RESOLUTION NO. 5 (Berg)—Relative to American Heart Month and Wear Red Day.

Resolution read.

**Members Made Coauthors of
Assembly Concurrent Resolution No. 5**

Assembly Member Berg was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Assembly Concurrent Resolution No. 5.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Adams, Aghazarian, Alarcón, Anderson, Arambula, Bass, Beall, Benoit, Berryhill, Blakeslee, Brownley, Caballero, Calderon, Carter, Cook, Davis, De La Torre, De Leon, DeSaulnier, DeVore, Duvall, Dymally, Emmerson, Eng, Feuer, Fuller, Gaines, Galgiani, Garcia, Garrick, Hayashi, Hernandez, Houston, Huffman, Jeffries, Jones, Karnette, Keene, Krekorian, La Malfa, Laird, Levine, Lieber, Lieu, Ma, Maze, Mullin, Nakanishi, Nava, Niello, Parra, Plescia, Portantino, Price, Richardson, Runner, Ruskin, Salas, Saldaña, Silva, Smyth, Solorio, Spitzer, Strickland, Swanson, Torrico, Tran, Villines, Walters, and Wolk.

Request for Unanimous Consent

Assembly Member Berg was granted unanimous consent to take up Assembly Concurrent Resolution No. 5, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Concurrent Resolution No. 5, as Amended

ASSEMBLY CONCURRENT RESOLUTION NO. 5—Relative to American Heart Month and Wear Red Day.

Resolution read, as amended, and adopted.

Resolution ordered printed, and transmitted to the Senate.

At 10:20 a.m., Speaker pro Tempore Sally Lieber, 22nd District, presiding

ANNOUNCEMENTS

Speaker pro Tempore Lieber announced the following session schedule:

Tuesday, February 13, 2007, Floor Session, 1 p.m.;

Wednesday, February 14, 2007, Check-in Session, 7 a.m.–3 p.m.;

Thursday, February 15, 2007, Check-in Session, 7 a.m.–3 p.m.;

Friday, February 16, 2007, 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 Bishop Leon Ralph, Assembly Member from 1967 to 1976, of Los Angeles.

(Assembly Rule 45.5 suspended.)

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 Patrick H. Olsen, of Sacramento.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Nakanishi was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Harry Ames, of Elk Grove.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member La Malfa was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Marvin Lundberg, of Richvale.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Ruskin was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Sgt. William M. Sigua, of Los Altos Hills.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Strickland was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Ray Allen, of Moorpark.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Members Ma, Laird, and Mullin were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Hon. Leo T. McCarthy, of San Francisco, Lieutenant Governor of California, 1983 to 1995, Member of the California State Assembly, 1969 to 1982, and Speaker of the Assembly from 1974 to 1980.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Berg was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Walker Stuart, of Cambridge, Massachusetts.

Assembly Member Carter was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Harry Carson Sr. and Martha Renee Colberson, of San Bernardino.

Assembly Member Davis was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Nathaniel B. Carr, of Los Angeles.

Assembly Member Feuer was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Steve Weltman, of West Hollywood.

Assembly Member Maze was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Betty Merriss, of Visalia.

Assembly Member Runner was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Willard Milton Hungerford, of Lancaster.

Assembly Member Salas was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Paul Albert Casillas, of Chula Vista.

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 Rudolph Thomas Almeida, Helen Curro, Elmer L. Johnson, and Louise Elizabeth McGuinness, of Davis; Ruth Austin, Delores Kelly, and Pascual Antonio Negroni, of Dixon; Helen Marie Boheman, of Rio Vista; Vincenzo James Buffa, of Suisun City; Louis Harris, of Vacaville; Jerri Martin, Roy McKinnon, and Trudy Norton, of West Sacramento; and Johnnie Sue Burbey, Mildred Lucille Croll, and George Goodenough, of Woodland.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following item:

Assembly Concurrent Resolution No. 5, Coauthors: Spitzer—Aye.

At 10:36 a.m., Assistant Speaker pro Tempore Laura Richardson, 55th District, presiding

MOTION TO ADJOURN

At 10:38 a.m., Assembly Member Bass moved that the Assembly do now adjourn.

Assembly Member Blakeslee seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 10:39 a.m., Assistant Speaker pro Tempore Richardson 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. 270—Huff. An act to amend Section 48315 of the Education Code, relating to pupil attendance, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 271—Cook. An act relating to immigration.

ASSEMBLY BILL NO. 272—Garcia. An act to add Section 121023 to the Health and Safety Code, relating to HIV.

ASSEMBLY BILL NO. 273—Jones (Coauthors: Bass, Berg, and Evans). An act to amend Sections 391, 14005.28, and 16010 of, and to add Sections 369.1 and 739.1 to, the Welfare and Institutions Code, relating to child health.

ASSEMBLY BILL NO. 274—Coto. An act to add Sections 17053.15 and 23615 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 275—Soto. An act to add Section 21413.5 to the Government Code, relating to public employees' retirement.

ASSEMBLY BILL NO. 276—Solorio. An act to amend Section 71601 of the Government Code, relating to courts.

ASSEMBLY BILL NO. 277—Soto. An act to amend Section 1521.5 of the Health and Safety Code, relating to foster care.

ASSEMBLY BILL NO. 278—Huff. An act to amend Section 11366.8 of the Health and Safety Code, relating to controlled substances.

ASSEMBLY BILL NO. 279—Huff. An act to add Section 594.37 to the Penal Code, relating to funerals.

ASSEMBLY BILL NO. 280—Coto. An act to add Article 6 (commencing with Section 51460) to Chapter 3 of Part 28 of Division 4 of Title 2 of the Education Code, relating to instructional programs.

ASSEMBLY BILL NO. 281—Silva. An act to amend Section 17554 of the Government Code, relating to state mandates.

ASSEMBLY BILL NO. 282—Cook. An act to amend Section 532b of the Penal Code, relating to crimes.

ASSEMBLY BILL NO. 283—Jeffries. An act to repeal and add Sections 14825 and 14827 of the Health and Safety Code, relating to fire companies.

ASSEMBLY BILL NO. 284—Smyth. An act to amend Section 51221.5 of the Education Code, relating to career technical education.

ASSEMBLY BILL NO. 285—Garcia. An act to amend Section 798.21 of the Civil Code, relating to mobilehomes.

ASSEMBLY BILL NO. 286—Cook. An act to repeal Section 68130.5 of the Education Code, and to repeal Section 1 of Chapter 814 of the Statutes of 2001, relating to public postsecondary education.

ASSEMBLY BILL NO. 287—Nava. An act to add Sections 17053.36 and 23636 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 288—Price. An act to add Sections 18547 and 18548 to the Elections Code, relating to elections, and making an appropriation therefor.

ASSEMBLY BILL NO. 289—Spitzer. An act to amend Sections 136.2 and 646.9 of the Penal Code, relating to protective orders.

ASSEMBLY BILL NO. 290—De Leon. An act to amend Section 21809 of the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 291—Jeffries and Benoit (Coauthor: Senator Battin). An act to amend Section 374 of the Streets and Highways Code, relating to highways.

ASSEMBLY BILL NO. 292—Blakeslee. An act to amend Section 8610.5 of the Government Code, relating to emergency services.

ASSEMBLY BILL NO. 293—Strickland and Benoit. An act to amend Section 218 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 294—Adams. An act relating to air pollution.

ASSEMBLY BILL NO. 295—Lieu (Coauthors: Eng, Ma, and Torrico). An act to amend Section 8310.5 of, and to add Section 8310.6 to, the Government Code, relating to state agencies.

ASSEMBLY BILL NO. 296—Salas. An act to add and repeal Section 703 of the Military and Veterans Code, relating to military veterans.

ASSEMBLY BILL NO. 297—Maze (Coauthors: Aghazarian, Arambula, Berryhill, Blakeslee, Caballero, Fuller, Gaines, Galgiani, Garcia, Keene, La Malfa, Nakanishi, Parra, Plescia, Salas, Strickland, and Villines). An act to amend Section 211 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 298—Maze (Coauthors: Bass, Beall, Gaines, and Sharon Runner). An act to amend Sections 361.5, 366.21, 366.22, and 366.26 of the Welfare and Institutions Code, relating to relative caregivers.

ASSEMBLY BILL NO. 299—Tran. An act to amend Sections 650, 725, 1265.1, 1725, 2023.5, 2135.5, 2168.1, 2516, 2533, 2684, 4122, 4162.5, 4181, 4191, 4989.54, 4989.70, 4996.17, 5050.2, 6002.1, 6061, 6071, 6079.1, 6086.65, 6126, 6145, 6321, 6501, 7017.3, 7145.5, 7159, 7159.9, 18711, and 19601 of the Business and Professions Code, to amend Section 1788.18 of the Civil Code, to amend Sections 340.7, 1245.245, and 1277 of, and to amend and renumber the heading of Title 9.3 (commencing with Section 1298) of Part 3 of, the Code of Civil Procedure, to amend Sections 1157, 15901.02, 15901.10, 15901.16, 15903.03, 15905.06, 15911.12, and 15911.26 of the Corporations Code, to amend Sections 317, 10600, 10601, 10601.5, 15146, 17077.42, 17078.53, 17213, 22950, 24300.2, 32221.5, 33126, 33126.1, 33353, 33354, 33370, 35179, 35900, 35932, 37220, 41207.1, 42238.51, 44041, 44041.5, 44468, 49561, 51221.4, 51251, 51871.5, 52052, 52055.730, 52055.770, 60640, 60900, 87040, and 87040.5 of the Education Code, to amend Sections 782 and 1117 of the Evidence Code, to amend Sections 177, 216, 291, 1816, 5614, 8623, 8632.5, 8919, and 9205 of the Family Code, to amend Sections 17419 and 22168 of the Financial Code, to amend Sections 5650, 12003.2, and 13007 of the Fish and Game Code, to amend Sections 19348.1, 33251, 33261, 33262, and 33297 of, and to amend and renumber Section 79843 of, the Food and Agricultural Code, to amend Sections 905, 6103.2, 7072, 7085.1, 8592.1, 8610, 8880.325, 9359, 9359.1, 12011.5, 13952, 13955, 14995, 17558.8, 19822.3, 20037.7, 20479, 20636, 21150, 21227, 26744.5, 31485.7, 31485.8, 53343.1, 53635.8, 68661, 69927, 70311, 70359, 70640, 71601, 71615, 71639, 71675, 77003, 77009, 77200, 77201.1, 77202, 77203, 77209, 85316, and 89513 of, to repeal and amend Section 77201 of, and to amend the heading of Chapter 8.1 (commencing with Section 8710) of Division 1 of Title 2 of, the Government Code, to amend Sections 1250.8, 1262.4, 1265.5, 1265.6, 1266.9, 1279.1, 1568.09, 1575.7, 1597.46, 1604.6, 11162.1, 11592, 11773.1, 18080.5, 38505, 43869, 44525.6, 53533, 101965, 108680, 109280, 110552, 118280, 120155, 120440, 124116.5, 124174, 124900, 127400, 127405, 127410, and 127425 of the Health and Safety Code, to amend Section 1194.82 of the Insurance Code, to amend Section 3201.81 of the Labor Code, to amend Sections 186.9, 271.5, 290, 295, 298.1, 374.5, 977, 1037.1, and 1037.2 of the Penal Code, to amend Sections 1458, 2352.5, and 4690 of the Probate Code, to amend Sections 21071 and 22154 of the Public Contract Code, to amend Sections 5096.805, 5096.821, 5097.98, 5645, 6314, 14581, 16053, 21151.8, 21167.6, 25205, 25303, 25310, 25742, 25743, 29735, 30340.5, 42310.3, and 48023 of the Public Resources Code, to amend Sections 303, 399.12, 399.20, 5810, 5830, 5840, 5860, 5870, 5880, 5890, 5900, 5930, 5960, 7662, 7665.2, 8340, 8341, and 132610 of the Public Utilities Code, to amend Sections 107.7, 18766, 18847.3, and 30182 of the Revenue and Taxation Code, to amend Sections 97, 97.1, 143, and 149.7 of the Streets and Highways Code, to amend

Sections 5160, 11713.1, 12804.9, 13352, 13352.1, and 13353.2 of the Vehicle Code, to amend Sections 13385, 21100, and 50780.10 of the Water Code, to amend Sections 202, 319, 4094, 9103, 11155.6, 14107.2, 14115, 14123.05, 14166.18, 16540, 16541.5, 16542, 16545, 16809, 16809.3, 18309, 18945, and 18951 of the Welfare and Institutions Code, to amend Section 17 of the Orange County Water District Act, and to amend Section 1 of Chapter 34, Section 1 of Chapter 323, and Section 1 of Chapter 710 of the Statutes of 2006, relating to the maintenance of the codes.

ASSEMBLY BILL NO. 300—Nunez. An act to amend Section 64201 of the Education Code, relating to education.

ASSEMBLY BILL NO. 301—Soto. An act to add Chapter 3.6 (commencing with Section 13827) to Title 6 of Part 4 to the Penal Code, relating to criminal street gangs.

ASSEMBLY BILL NO. 302—De La Torre and Ruskin (Coauthors: Evans, Lieber, and Price). An act to amend Sections 66021.2 and 69435 of the Education Code, relating to student financial aid.

ASSEMBLY BILL NO. 303—Spitzer. An act to amend Section 191.5 of the Penal Code, relating to manslaughter.

ASSEMBLY BILL NO. 304—Huff. An act to add Section 1520.7 to the Health and Safety Code, relating to community care facilities.

ASSEMBLY BILL NO. 305—Ma. An act to amend Section 11713.21 of the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 306—Eng. An act to add Section 1771.10 to the Labor Code, relating to public works.

ASSEMBLY BILL NO. 307—Hayashi. An act to add Section 6368.11 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 308—Galgiani. An act relating to the California Prompt Payment Act.

ASSEMBLY BILL NO. 309—Tran. An act to amend Section 11564.5 of, and to add Section 11564.7 to, the Government Code, relating to state boards and commissions.

ASSEMBLY BILL NO. 310—Silva. An act to amend Section 21710 of the Business and Professions Code, to amend Section 3154 of the Civil Code, to amend Sections 12a, 222, 396a, 585, 618, 644, 904, 990, 1011, 1015, 1169, and 1986 of the Code of Civil Procedure, to amend Sections 16701, 16701.5, and 16914 of the Corporations Code, to amend Section 17595 of, and to repeal Sections 43040.5 and 43060 of, the Education Code, to amend Sections 8610.13 and 12003.5 of, and to repeal Sections 8610.7 and 8610.8 of, the Fish and Game Code, to amend Sections 7910 and 26801 of the Government Code, to amend Sections 1196, 1207, 1213, and 1326 of the Penal Code, and to amend Sections 1803.3, 23140, and 23229.1 of the Vehicle Code, relating to the maintenance of the codes.

ASSEMBLY BILL NO. 311—Dymally. An act to add Section 3351.7 to the Business and Professions Code, relating to hearing aids.

ASSEMBLY BILL NO. 312—Dymally. An act to amend Section 361.5 of the Welfare and Institutions Code, relating to reunification services.

ASSEMBLY BILL NO. 313—Benoit, Evans, and Lieu. An act to add Article 2.5 (commencing with Section 1596.8791) to Chapter 3.4 of Division 2 of the Health and Safety Code, relating to child day care facilities.

RESOLUTIONS

The following resolutions were offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 18—Ruskin. Relative to arts education.

ASSEMBLY CONCURRENT RESOLUTION NO. 19—Richardson (Principal coauthors: Bass, Carter, Davis, Dymally, Price, and Swanson) (Principal coauthors: Senators Ridley-Thomas and Vincent). Relative to Black History Month.

ASSEMBLY JOINT RESOLUTION NO. 6—Nava (Coauthors: Arambula, Caballero, Galgiani, and Parra). Relative to disaster relief.

ASSEMBLY JOINT RESOLUTION NO. 7—Arambula. Relative to agriculture.

AUTHOR'S AMENDMENTS
Committee on Local Government

February 9, 2007

Mr. Speaker: The Chair of your Committee on Local Government reports:

Assembly Bill No. 61

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

CABALLERO, Chair

ASSEMBLY BILL NO. 61—An act to amend Section 95400 of the Public Utilities Code, relating to transportation.

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 Elections and Redistricting

February 9, 2007

Mr. Speaker: The Chair of your Committee on Elections and Redistricting reports:

Assembly Bill No. 44

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

PRICE, Chair

ASSEMBLY BILL NO. 44—An act to amend Section 3023 of the Elections Code, relating to absentee ballots.

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 Transportation

February 9, 2007

Mr. Speaker: The Chair of your Committee on Transportation reports:

Assembly Bill No. 4

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

NAVA, Chair

ASSEMBLY BILL NO. 4—An act to add Section 189 to the Streets and Highways Code, relating to transportation.

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

February 9, 2007

Mr. Speaker: The Chair of your Committee on Health reports:
Assembly Bill No. 16

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

DYMALLY, Chair

ASSEMBLY BILL NO. 16—An act to amend Section 120335 of the Health and Safety Code, relating to pupil immunizations.

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 Rules

Date of Hearing: February 9, 2007

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 6
Assembly Concurrent Resolution No. 14
Assembly Concurrent Resolution No. 16

With the recommendation: Be adopted.

DE LA TORRE, Chair

Above resolutions ordered to third reading.

Date of Hearing: February 9, 2007

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 2

With the recommendation: Be adopted.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above resolution be placed on the Consent Calendar.

DE LA TORRE, Chair

Above resolution ordered to the Consent Calendar.

INTRODUCTION OF GUESTS

Assembly Member Runner, of the 36th Assembly District, introduced Palmdale Councilmember Stephen Knight.

Speaker pro Tempore Lieber, of the 22nd Assembly District, introduced Hon. Tom Bordonaro Jr., Assembly Member from 1995 to 1998.

Assembly Member Dymally, of the 52nd Assembly District, introduced Lynda Cannon and Ken Olsen.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Bass, the Assembly adjourned until 1:30 p.m., Tuesday, February 13, 2007, out of respect to the memory of Bishop Leon Ralph, on motion of Assembly Member Dymally; out of respect to the memory of Patrick H. Olsen, on motion of Assembly Member Dymally; out of respect to the memory of Harry Ames, on motion of Assembly Member Nakanishi; out of respect to the memory of Marvin Lundberg, on motion of Assembly Member La Malfa; out of respect to the memory of Sgt. William M. Sigua, on motion of Assembly Member Ruskin; out of respect to the memory of Ray Allen, on motion of Assembly Member Strickland; out of respect to the memory of Hon. Leo T. McCarthy, on motion of Assembly Members Ma, Laird, and Mullin; out of respect to the memory of Walker Stuart, on motion of Assembly Member Berg; out of respect to the memory of Harry Carson Sr. and Martha Renee Colberson, on motion of Assembly Member Carter; out of respect to the memory of Nathaniel B. Carr, on motion of Assembly Member Davis; out of respect to the memory of Steve Weltman, on motion of Assembly Member Feuer; out of respect to the memory of Betty Merriss, on motion of Assembly Member Maze; out of respect to the memory of Willard Milton Hungerford, on motion of Assembly Member Runner; out of respect to the memory of Paul Albert Casillas, on motion of Assembly Member Salas; out of respect to the memory of Rudolph Thomas Almeida, Helen Curro, Elmer L. Johnson, Louise Elizabeth McGuinness, Ruth Austin, Delores Kelly, Pascual Antonio Negroni, Helen Marie Boheman, Vincenzo James Buffa, Louis Harris, Jerri Martin, Roy McKinnon, Trudy Norton, Johnnie Sue Burbey, Mildred Lucille Croll, and George Goodenough, on motion of Assembly Member Wolk.

SALLY LIEBER, Speaker pro Tempore

SUE PARKER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON FEBRUARY 9, 2007**

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

AB RN

4 0709088

16 0709058

44 0702398

61 0701477

HR RN

6 0709238

Daily Total: 5**Cumulative Total: 9**

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