

CALIFORNIA LEGISLATURE  
2007-08 REGULAR SESSION

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# ASSEMBLY DAILY JOURNAL

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**Tuesday, February 27, 2007**  
**THIRTY-FIRST SESSION DAY**  
**EIGHTY-SIXTH CALENDAR DAY**  
**AT SACRAMENTO, CALIFORNIA**



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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  
Tuesday, February 27, 2007

The Assembly met at 7 a.m.

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

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Elizabeth Potter reading.

#### ROLL CALL

The following were placed upon the morning roll call—75:

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

Quorum present.

**At 11:46 a.m., Hon. Chuck DeVore, 70th 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 Alarcón.*

*On legislative business, per diem waived for the 2007–2008 Session (See Assembly Journal, page 64): Assembly Member Wolk.*

*On personal business, and waiving per diem: Assembly Member Lieu.*

*Because of illness: Assembly Members Calderon and Niello.*

**EXPLANATIONS OF ABSENCE**

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

February 23, 2007

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

Dear Speaker Núñez: I would like to be excused from Session on Tuesday, February 27 and Wednesday, February 28 to allow me to attend legislative business in my District. I shall be in attendance on Thursday, March 1, 2007.

I thank you for your favorable consideration.

Your truly,

RICHARD ALARCÓN, Assembly Member  
Thirty-ninth District

February 27, 2007

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

Dear Speaker Núñez: This letter is to respectfully ask approval to be excused from check-in session for today, February 27, 2007, and tomorrow, February 28, 2007. I am in Washington, D.C. on official state business.

Thank you for your consideration of this request. If you have any questions or concerns, please contact Jennifer Short in my capitol office at 319-2008.

Sincerely,

LOIS WOLK, Assembly Member  
Eighth District

**SPECIAL COMMITTEE MEETINGS**

By unanimous consent, the following committees were permitted to meet:

Water, Parks and Wildlife, on Tuesday, March 6, 2007 and on Tuesday, March 13, 2007, at 3 p.m., upon adjournment of Public Safety;

Water, Parks and Wildlife and Environmental Safety and Toxic Materials to hold a joint informational hearing, on Tuesday, March 20, 2007;

Housing and Community Development to hold an informational hearing, on Wednesday, March 21, 2007, at 9 a.m., in Room 126;

Budget Subcommittee No. 4 on State Administration and Public Safety to hold a joint hearing, on Tuesday, March 6, 2007, at 9:30 a.m., in Room 126.

**ENGROSSMENT AND ENROLLMENT REPORTS**

Assembly Chamber, February 27, 2007

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

Assembly Bill No. 52

Assembly Bill No. 157

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, February 27, 2007

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

Assembly Concurrent Resolution No. 5

Assembly Concurrent Resolution No. 14

Assembly Concurrent Resolution No. 16

And reports the same correctly enrolled, and presented to the Secretary of State on the 27th day of February, 2007, at 11:30 a.m.

E. DOTSON WILSON, Chief Clerk

**INTRODUCTION AND FIRST READING OF  
ASSEMBLY BILLS**

The following bill was introduced and read the first time:

**ASSEMBLY BILL NO. 1706—Committee on Public Safety (Solorio (Chair), Aghazarian (Vice Chair), Anderson, De La Torre, Leno, Ma, and Portantino).** An act to add Sections 290.001, 290.002, 290.003, 290.004, 290.005, 290.006, 290.007, 290.008, 290.009, 290.010, 290.011, 290.012, 290.013, 290.014, 290.015, 290.016, 290.017, 290.018, 290.019, 290.020, 290.021, 290.022, 290.023, and 290.024 to, and to repeal and add Section 290 to, the Penal Code, relating to sex offenders, and declaring the urgency thereof, to take effect immediately.

**RESOLUTIONS**

The following resolution was offered:

**ASSEMBLY CONCURRENT RESOLUTION NO. 32—Mendoza.** Relative to Read Across America Day.

**AUTHOR'S AMENDMENTS  
Committee on Revenue and Taxation**

February 27, 2007

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:

Assembly Bill No. 85

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

CALDERON, Chair

**ASSEMBLY BILL NO. 85**—An act to add and repeal Sections 17053.77 and 23677 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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 Rules**

February 27, 2007

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

Senate Concurrent Resolution No. 12

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

DE LA TORRE, Chair

**SENATE CONCURRENT RESOLUTION NO. 12**—Relative to Traumatic Brain Injury Awareness Month.

Resolution read; 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**

Date of Hearing: February 26, 2007

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 113

With the recommendation: Do pass.

LENO, Chair

Above bill ordered to second reading.

**Committee on Public Safety**

Date of Hearing: February 27, 2007

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 77

Assembly Bill No. 104

Assembly Bill No. 129

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

SOLORIO, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: February 27, 2007

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 66

Assembly Bill No. 95

With amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Appropriations.

SOLORIO, Chair

Above bills ordered to second reading.

Date of Hearing: February 27, 2007

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 186

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

SOLORIO, Chair

Above bill re-referred to the Committee on Appropriations.

**Committee on Arts, Entertainment, Sports, Tourism, and Internet Media**

Date of Hearing: February 27, 2007

Mr. Speaker: Your Committee on Arts, Entertainment, Sports, Tourism, and Internet Media reports:

House Resolution No. 7

With the recommendation: Be adopted.

SWANSON, Acting Chair

Above resolution ordered to third reading.

**Committee on Jobs, Economic Development, and the Economy**

Date of Hearing: February 27, 2007

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

Assembly Bill No. 121

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

ARAMBULA, Chair

Above bill re-referred to the Committee on Revenue and Taxation.

Date of Hearing: February 27, 2007

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

Assembly Concurrent Resolution No. 23

With amendments with the recommendation: Amend, and be adopted as amended.

ARAMBULA, Chair

Above resolution ordered to second reading.

Date of Hearing: February 27, 2007

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

Assembly Bill No. 49

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

ARAMBULA, Chair

Above bill re-referred to the Committee on Local Government.

**ADJOURNMENT**

At 3 p.m., the Assembly adjourned until 7 a.m., Wednesday, February 28, 2007.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE  
ASSEMBLY ON FEBRUARY 27, 2007**

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

**AB RN**

85 0709645

**SCR RN**

12 0709752

**Daily Total: 2**

**Cumulative Total: 25**

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