

CALIFORNIA LEGISLATURE
2005-06 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, March 8, 2006

**ONE HUNDRED FIFTY-SIXTH SESSION DAY
FOUR HUNDRED FIFTY-EIGHTH CALENDAR DAY
AT SACRAMENTO, CALIFORNIA**



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

(Please Direct Any Inquiries and Report Any Omissions or Errors to
Sue Parker, Minute Clerk: Phone 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Wednesday, March 8, 2006

The Assembly met at 7 a.m.

Hon. Wilma Chan, Assembly Member, 16th 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—73:

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

Quorum present.

At 1:26 p.m., Hon. Patty Berg, 1st District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

On legislative business: Assembly Members Harman, Jerome E. Horton, Leslie, Montañez, Oropeza, and Yee.

Because of illness in her family: Assembly Member Negrete McLeod.

EXPLANATIONS OF ABSENCE

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

February 21, 2006

*Hon. Fabian Núñez, Speaker
California State Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mr. Speaker: I respectfully request to be excused from Check-in Session on Wednesday March 8, 2006 due to legislative business in the district.

If you have any questions, please contact Braeden Huusfeldt at 916 319-2067.

Thank you for your consideration of this request.

Sincerely,

TOM HARMAN, Assembly Member
Sixty-seventh District

March 6, 2006

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

Dear Mr. Speaker: Please excuse me from check-in on Wednesday, March 8, 2006. I will be in my district conducting legislative business.

Thank you for your consideration of my request. If you have any questions, please contact my scheduler, Donda Scholl, at (916) 319-2004.

Sincerely,

TIM LESLIE, Assembly Member
Fourth District

March 7, 2006

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

Dear Speaker Núñez: I respectfully request that I be excused from the Assembly Check-In Session on Wednesday March 8, 2006. I will be in my district during this time attending to legislative business.

Sincerely,

LELAND Y. YEE, PH.D.
Speaker pro Tempore

(NOTE: For letter explaining the absence of Assembly Member Jerome E. Horton on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for March 7, 2006; for letters explaining the absences of Assembly Members Montañez and Oropeza on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for March 6, 2006.)

SPECIAL COMMITTEE MEETINGS

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

Labor and Employment to convene jointly with the Senate Committee on Labor and Industrial Relations, on Wednesday, March 15, 2006, at 9 a.m.

REPORTS

The following reports were presented by the Chief Clerk:

**CalPERS Quality Report
(Pursuant to Government Code Section 22866)**

Above transmitted report, together with letter of transmittal from Teri Westbrook, Assistant Executive Officer, Health Benefits, California Public Employees' Retirement System, dated February 21, 2006, referred by the Speaker to the Committee on Public Employees, Retirement and Social Security.

**Southern California Year-Round Staffing Augmentation Report
(Pursuant to Supplemental Language of the Budget Act 2005
Item 3540-001-001)**

Above transmitted report, together with letter of transmittal from Ruben Grijalva, Acting Director, Department of Forestry and Fire Protection, dated February 15, 2006, referred by the Speaker to the Committee on Natural Resources.

**CSU Master's Degree Nursing Programs
(Pursuant to Senate Bill 73, Chapter 592, Statutes of 2005)**

Above transmitted report, together with letter of transmittal from Richard P. West, Executive Vice Chancellor and Chief Financial Officer, California State University, dated February 22, 2006, referred by the Speaker to the Committee on Budget.

**California's Access to Visitation Grant Program for
Fiscal Years 2004-2005 and 2005-2006
(Pursuant to Family Code Section 3204(d))**

Above transmitted report, together with letter of transmittal from William C. Vickrey, Administrative Director of the Courts, Judicial Council of California, dated February 28, 2006, referred by the Speaker to the Committee on Judiciary.

**Independent Evaluation of
the California High School Exit Examination (CAHSEE): Third Biennial Report
(Pursuant to Education Code Section 60855)**

Above transmitted report, together with letter of transmittal from Jack O'Connell, State Superintendent of Public Instruction, Department of Education, dated February 28, 2006, referred by the Speaker to the Committee on Education.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, March 8, 2006

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

Assembly Bill No. 1867

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

Assembly Chamber, March 8, 2006

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Joint Resolution No. 32

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

RESOLUTIONS

The following resolutions were offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 133—Ridley-Thomas. Relative to Voter Education and Participation Month.

HOUSE RESOLUTION NO. 28—Nunez and McCarthy. Relative to the California Highway Patrol.

AUTHOR’S AMENDMENTS

Committee on Aging and Long-Term Care

March 8, 2006

Mr. Speaker: The Chair of your Committee on Aging and Long-Term Care reports:
Assembly Bill No. 1861

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

BERG, Chair

ASSEMBLY BILL NO. 1861—An act to amend Sections 9542 and 9545 of the Welfare and Institutions Code, relating to aging.

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 Appropriations

March 8, 2006

Mr. Speaker: The Chair of your Committee on Appropriations reports:
Senate Bill No. 1047

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

CHU, Chair

SENATE BILL NO. 1047—An act to amend Section 7711 of the Public Utilities Code, relating to railroad corporations.

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 Public Safety

March 8, 2006

Mr. Speaker: The Chair of your Committee on Public Safety reports:
Assembly Bill No. 1792

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

LENO, Chair

ASSEMBLY BILL NO. 1792—An act to amend Section 3041.5 of the Penal Code, relating to parole.

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 Education

March 8, 2006

Mr. Speaker: The Chair of your Committee on Education reports:
Assembly Bill No. 1918

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

GOLDBERG, Chair

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

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 Public Safety

March 8, 2006

Mr. Speaker: The Chair of your Committee on Public Safety reports:
Senate Bill No. 864

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

LENO, Chair

SENATE BILL NO. 864—An act to amend Sections 6603, 6604, 6604.1, 6605, and 6608 of the Welfare and Institutions Code, relating to mental health.

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

March 8, 2006

Mr. Speaker: The Chair of your Committee on Transportation reports:
Assembly Bill No. 1910

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

OROPEZA, Chair

ASSEMBLY BILL NO. 1910—An act to amend Sections 5007 and 22511.55 of the Vehicle Code, relating to vehicles.

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

March 8, 2006

Mr. Speaker: The Chair of your Committee on Transportation reports:
Assembly Bill No. 1875

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

OROPEZA, Chair

ASSEMBLY BILL NO. 1875—An act to add Section 114.1 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.

**CONSIDERATION OF DAILY FILE
SENATE BILLS RETURNED TO SECOND READING FILE
PURSUANT TO THE RULES**

Pursuant to the Assembly Rules, the following Senate bills were this day on the second reading file:

Senate Bills Nos. 169 and 699, ordered to third reading.

ADJOURNMENT

At 4:20 p.m., the Assembly adjourned until 10:30 a.m., Thursday, March 9, 2006.

FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON MARCH 8, 2006**

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

AB	RN
1792	0605776
1861	0606176
1875	0606269
1910	0606350
1918	0605989

SB	RN
864	0606330
1047	0606360

Daily Total:	7
Cumulative Total:	3128

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