

CALIFORNIA LEGISLATURE
2005-06 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, March 30, 2005

FORTY-FIFTH SESSION DAY

ONE HUNDRED FIFTEENTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



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

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Wednesday, March 30, 2005

The Assembly met at 1:30 p.m.
Hon. Leland Y. Yee, Speaker pro Tempore of the Assembly,
presiding.

Chief Clerk E. Dotson Wilson at the Desk.
Assistant Clerk Brian Ebbert reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

At 1:31 p.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 1:33 p.m., Speaker pro Tempore Yee declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—75:

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

PRAYER

Upon invitation of Speaker pro Tempore Yee, the following prayer was offered by Assembly Member Vargas:

Let us pray:

Almighty God, We thank You for another day to work for and with our fellow brothers and sisters. We pray that Almighty God may be with us today to defend us, within us that He may sustain us, before us that He may lead us, behind us that He may protect us, above us that He may bless us and everything that we do.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Yee, Assembly Member Salinas 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 Frommer, seconded by Assembly Member Cogdill.

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 Richman.

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

To attend a funeral: Assembly Member Strickland.

Because of illness: Assembly Members Gordon and Mountjoy.

EXPLANATIONS OF ABSENCE

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

March 30, 2005

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

Dear Speaker Núñez: I respectfully request that I be excused from attending session March 30, 2005, to attend to legislative business in my district and return on Thursday morning, March 31, 2005 for legislative session.

Thank you for your consideration in this matter. If you should have any questions, please call Connie in my capitol office any time at 916-319-2038.

Sincerely,

KEITH S. RICHMAN, M.D., Assembly Member
Thirty-eighth District

REPORTS

The following reports were presented by the Chief Clerk:

**Recommendations to Assist in Addressing the
Adverse Environmental Impacts of Agricultural Activities and Operations
(Pursuant to Supplemental Report of the 2004 Budget Act
Item 3940-001-0001)**

Above transmitted report, together with letter of transmittal from Celeste Cantu, Executive Director, Water Resources Control Board, dated March 4, 2005, referred by the Speaker to the Committee on Agriculture.

**Establishment of a Quality Improvement Fee for
Narcotic Treatment Program Providers
(Pursuant to Budget Act 2004, Item 4200-001-0001, Provision 1)**

Above transmitted report, together with letter of transmittal from Kathryn P. Jett, Director, Alcohol and Drug Programs, dated March 15, 2005, referred by the Speaker to the Committee on Health.

**Reports on Penalties Imposed Under SB 527's
Administrative Penalty Program
(Pursuant to Senate Bill 527, Chapter 769, Statutes of 2001)**

Above transmitted report, together with letter of transmittal from Catherine Witherspoon, Executive Officer, Air Resources Board, dated March 16, 2005, referred by the Speaker to the Committee on Natural Resources.

**Report on Unauthorized Releases of Hazardous Substances
for Underground Storage Tanks
(Pursuant to Health and Safety Code Section 25295 (b)
Chapter 6.7, Division 20)**

Above transmitted report, together with letter of transmittal from Celeste Cantu, Executive Director, Water Resources Control Board, dated March 17, 2005, referred by the Speaker to the Committee on Environmental Safety and Toxic Materials.

**San Diego Hospice Pilot Project 2004 Report
(Pursuant to Assembly Bill 15, Chapter 1, Statutes of 1989)**

Above transmitted report, together with letter of transmittal from Jan Cetti, President/CEO, San Diego Hospice and Palliative Care, dated March 16, 2005, referred by the Speaker to the Committee on Health.

**California State University 2004–05 Enrollment Report
(Pursuant to Budget Act 2004)**

Above transmitted report, together with letter of transmittal from Richard P. West, Executive Vice Chancellor and Chief Financial Officer, California State University, dated March 15, 2005, referred by the Speaker to the Committee on Higher Education.

**Preliminary 2004–05 Early Assessment Program Report
(Pursuant to Budget Act 2004)**

Above transmitted report, together with letter of transmittal from Richard P. West, Executive Vice Chancellor and Chief Financial Officer, California State University, dated March 15, 2005, referred by the Speaker to the Committee on Higher Education.

**Report for Calendar Year 2004 Activities
(Pursuant to Assembly Bill 432, Chapter 900, Statutes of 1992)**

Above transmitted report, together with letter of transmittal from Jerry R. Jolly, Director, Department of Alcoholic Beverage Control, dated March 17, 2005, referred by the Speaker to the Committee on Governmental Organization.

**2002–03 Ethnic/Race/Gender Business Ownership Report and
Minority/Women/Disabled Veteran-Owned Business Enterprise
Ownership Report
(Pursuant to Public Contract Code Sections 10116 and 10115.5 and
Government Code Section 11139.8)**

Above transmitted report, together with letter of transmittal from Jennifer Kent, Deputy Director, Legislative and Governmental Affairs, Department of Health Services, dated March 17, 2005, referred by the Speaker to the Committee on Jobs, Economic Development, and the Economy.

**Fresno County Department of Community Health
2002–03 Emergency Medical Services (EMS) Fund Report
(Pursuant to Health and Safety Code Section 1798.98(a))**

Above transmitted report, together with letter of transmittal from Brad Maggy, Director, dated March 15, 2005, referred by the Speaker to the Committee on Health.

**Glenn County Department of Finance
Annual Report of Emergency Medical Services Fund
(Pursuant to Health and Safety Code Section 1797.98(a))**

Above transmitted report, together with letter of transmittal from Debbie Newman, Assistant Director of Finance, dated March 21, 2005, referred by the Speaker to the Committee on Health.

REFERENCE OF BILLS TO COMMITTEE

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

Assembly

<i>Bill No.</i>	<i>Committee</i>
31 -----	J., E.D. & E.
92 -----	Rls.
162 -----	Higher Ed.
181 -----	Rls. and Appr.
248 -----	Jud.
345 -----	L. Gov.
385 -----	Rev. & Tax.
395 -----	Rls.
450 -----	Jud. and A.,E.,S.,T., & I.M.
552 -----	B. & P.
576 -----	Health, Jud., and Appr.
628 -----	Hum. S. and Jud.
636 -----	Rls.
637 -----	Trans.
676 -----	Nat. Res.
701 -----	B. & P.
718 -----	B. & P. and Jud.
720 -----	Higher Ed.
730 -----	B. & F.
732 -----	J., E.D. & E.

733	-----	Jud.
738	-----	E. & R.
753	-----	Trans.
766	-----	A.,E.,S.,T., & I.M. and Jud.
768	-----	B. & F.
769	-----	H. & C.D.
774	-----	Health
776	-----	Pub. S.
786	-----	Higher Ed.
791	-----	H. & C.D.
792	-----	L. Gov. and Pub. S.
800	-----	Health
816	-----	E.S. & T.M. and Jud.
824	-----	Hum. S.
841	-----	E.S. & T.M.
853	-----	Rev. & Tax.
879	-----	L. & E.
882	-----	Ed.
885	-----	B. & F. and Jud.
886	-----	B. & P.
930	-----	Jud.
970	-----	Ed. and Jud.
979	-----	Trans. and Pub. S.
997	-----	L. Gov.
998	-----	Pub. S.
1006	-----	E. & R.
1007	-----	Trans.
1017	-----	E.S. & T.M. and Pub. S.
1020	-----	Trans. and L. Gov.
1044	-----	P.E.,R. & S.S.
1045	-----	Health
1062	-----	Health and Jud.
1064	-----	H. & C.D.
1068	-----	Jud.
1070	-----	Higher Ed.
1074	-----	Hum. S. and Jud.
1083	-----	E.S. & T.M.
1084	-----	Ins.
1087	-----	Trans.
1090	-----	Nat. Res. and U. & C.
1091	-----	Health
1094	-----	L. Gov.
1101	-----	Trans.
1123	-----	Ins.
1127	-----	Pub. S.
1129	-----	E. & R.
1134	-----	L. Gov.
1135	-----	L. Gov.
1139	-----	J., E.D. & E. and Jud.
1144	-----	Health
1161	-----	B. & F.
1179	-----	Hum. S.
1194	-----	A.,E.,S.,T., & I.M.
1198	-----	Jud.

1202	V.A.
1230	Health
1235	Health
1238	Trans. and L. Gov.
1249	Nat. Res. and G.O.
1261	Ed. and Hum. S.
1264	H. & C.D. and Jud.
1274	U. & C. and Rev. & Tax.
1287	Jud.
1291	Health and Agri.
1298	Hum. S.
1311	L. & E.
1326	Hum. S.
1327	E.S. & T.M.
1330	L. Gov. and Nat. Res.
1333	E.S. & T.M. and Pub. S.
1351	B. & P.
1365	Nat. Res.
1370	B. & P. and Health
1378	Hum. S.
1385	Ed.
1388	B. & P.
1390	Jud. and H. & C.D.
1392	Ed.
1397	Jud. and U. & C.
1402	Higher Ed.
1406	Trans.
1407	Trans. and Appr.
1408	Hum. S.
1412	Hum. S. and Jud.
1416	Ed.
1421	L. Gov. and W.,P. & W.
1422	Pub. S.
1424	Rev. & Tax.
1427	Pub. S. and Jud.
1439	V.A.
1453	Jud.
1466	W.,P. & W.
1472	H. & C.D.
1476	Health
1477	Trans.
1480	Higher Ed.
1489	B. & F.
1490	Ed. and Higher Ed.
1507	Jud.
1511	L. Gov.
1530	E. & R.
1532	Higher Ed. and B. & P.
1533	Health
1538	Hum. S.
1539	B. & P.
1546	E.S. & T.M.
1548	Agri. and E.S. & T.M.
1550	Trans.

1554	-----	Ins.
1558	-----	E. & R.
1559	-----	G.O.
1563	-----	J., E.D. & E.
1569	-----	Ed.
1577	-----	Ins.
1579	-----	Health
1581	-----	Pub. S.
1586	-----	Health
1595	-----	Pub. S.
1602	-----	L. Gov.
1617	-----	B. & P.
1623	-----	Trans. and L. Gov.
1625	-----	B. & P.
1633	-----	Hum. S.
1634	-----	Ins.
1638	-----	Hum. S. and Jud.
1641	-----	B. & P.
1654	-----	B. & P.
1655	-----	G.O.
1657	-----	Pub. S.
1660	-----	B. & P.
1661	-----	G.O.
1662	-----	Ed.
1663	-----	B. & P.
1666	-----	V.A.
1669	-----	L. & E.
1671	-----	Health
1672	-----	Health
1673	-----	Health
1674	-----	Health
1675	-----	Health
1676	-----	Health and Trans.
1677	-----	Pub. S.
1680	-----	Ed.
1685	-----	Ed.
1689	-----	Health
1691	-----	Ed.
1692	-----	Rev. & Tax.
1694	-----	B. & F.
1695	-----	Ed.
1697	-----	Hum. S.
1698	-----	Health
1700	-----	Jud.
1701	-----	Health
1702	-----	L. Gov. and H. & C.D.
1704	-----	U. & C.
1705	-----	Nat. Res.
1706	-----	Trans.
1707	-----	Health
1709	-----	L. & E.
1710	-----	Pub. S.
1711	-----	Health
1713	-----	W.,P. & W.

1714	-----	Trans.
1717	-----	Rev. & Tax.
1718	-----	Nat. Res.
1720	-----	Health
1721	-----	Ed.
1722	-----	Nat. Res.
1723	-----	U. & C. and Nat. Res.
1725	-----	V.A.
1726	-----	B. & F.
1729	-----	B. & F. and B. & P.
1730	-----	Agri. and E.S. & T.M.
1732	-----	U. & C. and Nat. Res.
1734	-----	Ins.
1735	-----	U. & C.
1736	-----	U. & C. and Nat. Res.
1738	-----	L. Gov.
1739	-----	Jud.
1740	-----	Jud.
1742	-----	Jud.
1743	-----	Jud.
1744	-----	Health
1745	-----	Health
1746	-----	L. Gov.
1747	-----	W.,P. & W. and E.S. & T.M.
1748	-----	Trans.
1751	-----	G.O.
1754	-----	H. & C.D.
1760	-----	Ins.
1761	-----	Ins.
1763	-----	Nat. Res.
1764	-----	Nat. Res.
1766	-----	Rev. & Tax.
1767	-----	Rev. & Tax.
1768	-----	Pub. S.

Assembly Concurrent

<i>Resolution No.</i>	<i>Committee</i>
39	----- Rls.
40	----- Rls.
41	----- Rls.

Assembly Joint

<i>Resolution No.</i>	<i>Committee</i>
10	----- Hum. S.
11	----- P.E.,R. & S.S.

Senate

<i>Bill No.</i>	<i>Committee</i>
121	----- L. Gov.
122	----- L. Gov.
123	----- L. Gov.

Senate Concurrent

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

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, March 30, 2005

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 272

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered returned to second reading file.

Assembly Chamber, March 30, 2005

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

- Assembly Bill No. 110
- Assembly Bill No. 118
- Assembly Bill No. 158
- Assembly Bill No. 179
- Assembly Bill No. 298
- Assembly Bill No. 343
- Assembly Bill No. 363
- Assembly Bill No. 404
- Assembly Bill No. 406
- Assembly Bill No. 443
- Assembly Bill No. 444
- Assembly Bill No. 453
- Assembly Bill No. 454
- Assembly Bill No. 634

- Assembly Bill No. 635
- Assembly Bill No. 689
- Assembly Bill No. 834
- Assembly Bill No. 877
- Assembly Bill No. 951
- Assembly Bill No. 952
- Assembly Bill No. 991
- Assembly Bill No. 1132
- Assembly Bill No. 1181
- Assembly Bill No. 1246
- Assembly Bill No. 1281
- Assembly Bill No. 1404
- Assembly Bill No. 1630

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, March 30, 2005

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

- Assembly Bill No. 8
- Assembly Bill No. 21
- Assembly Bill No. 80
- Assembly Bill No. 122
- Assembly Bill No. 223
- Assembly Bill No. 295
- Assembly Bill No. 347
- Assembly Bill No. 429
- Assembly Bill No. 451
- Assembly Bill No. 524
- Assembly Bill No. 588

- Assembly Bill No. 595
- Assembly Bill No. 741
- Assembly Bill No. 794
- Assembly Bill No. 831
- Assembly Bill No. 1236
- Assembly Bill No. 1293
- Assembly Bill No. 1303
- Assembly Bill No. 1320
- Assembly Bill No. 1322
- Assembly Bill No. 1391

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, March 30, 2005

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

- Assembly Bill No. 365
- Assembly Bill No. 375
- Assembly Bill No. 473
- Assembly Bill No. 647
- Assembly Bill No. 828

- Assembly Bill No. 870
- Assembly Bill No. 950
- Assembly Bill No. 1239
- Assembly Bill No. 1253

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, March 30, 2005

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

- | | |
|-----------------------|-----------------------|
| Assembly Bill No. 85 | Assembly Bill No. 592 |
| Assembly Bill No. 279 | Assembly Bill No. 633 |
| Assembly Bill No. 405 | Assembly Bill No. 641 |
| Assembly Bill No. 424 | Assembly Bill No. 665 |
| Assembly Bill No. 427 | Assembly Bill No. 796 |
| Assembly Bill No. 495 | |

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, March 30, 2005

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

- | | |
|-----------------------|-----------------------|
| Assembly Bill No. 286 | Assembly Bill No. 719 |
| Assembly Bill No. 358 | Assembly Bill No. 961 |

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, March 30, 2005

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

- Assembly Joint Resolution No. 7

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

Assembly Chamber, March 30, 2005

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

- | | |
|-----------------------|------------------------|
| Assembly Bill No. 230 | Assembly Bill No. 695 |
| Assembly Bill No. 312 | Assembly Bill No. 805 |
| Assembly Bill No. 430 | Assembly Bill No. 813 |
| Assembly Bill No. 476 | Assembly Bill No. 1088 |
| Assembly Bill No. 507 | Assembly Bill No. 1196 |
| Assembly Bill No. 526 | Assembly Bill No. 1449 |
| Assembly Bill No. 591 | |

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, March 30, 2005

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

- | | |
|-----------------------|------------------------|
| Assembly Bill No. 9 | Assembly Bill No. 808 |
| Assembly Bill No. 191 | Assembly Bill No. 988 |
| Assembly Bill No. 264 | Assembly Bill No. 1036 |
| Assembly Bill No. 322 | Assembly Bill No. 1077 |
| Assembly Bill No. 366 | Assembly Bill No. 1154 |
| Assembly Bill No. 426 | Assembly Bill No. 1409 |
| Assembly Bill No. 522 | Assembly Bill No. 1411 |
| Assembly Bill No. 806 | Assembly Bill No. 1500 |
| Assembly Bill No. 807 | Assembly Bill No. 1536 |

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

MOTION TO CONFIRM GOVERNOR’S NOMINATION

Assembly Member Frommer moved that the Assembly advise and consent to the nomination by the Governor of Bruce A. McPherson to the Office of Secretary of State.

Assembly Member McCarthy seconded the motion.

The question being: Will the Assembly advise and consent to the nomination by the Governor of Bruce A. McPherson to the Office of Secretary of State?

The roll was opened and the Governor’s nomination confirmed by the following vote:

AYES—71

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

NOES—None

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Matthews announced that the Committee on Agriculture would meet today, ten minutes after the adjournment of Floor session, in Room 4202.

CONSIDERATION OF DAILY FILE

**ASSEMBLY BILLS RETURNED TO SECOND READING FILE
PURSUANT TO THE RULES**

Pursuant to the Assembly Rules, the following Assembly bill was this day on the second reading file:

Assembly Bill No. 272, ordered to the Consent Calendar.

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 281—An act to amend Section 311.11 of the Penal Code, relating to child pornography.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted; bill ordered reprinted and to be re-referred to the Committee on Appropriations.

ASSEMBLY BILL NO. 299—An act to amend Section 11165.9 of the Penal Code, and to amend Section 827 of the Welfare and Institutions Code, relating to juveniles.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted; bill ordered reprinted and to be re-referred to the Committee on Appropriations.

ASSEMBLY BILL NO. 254—An act to amend Section 1797.196 of the Health and Safety Code, relating to emergency medical services.

Bill read second time; amendments proposed by the Committee on Education read and adopted; bill ordered reprinted and to be returned to the second reading file, and to be placed upon the Consent Calendar.

ASSEMBLY BILL NO. 43—An act to amend Section 15342 of the Elections Code relating to elections.

Bill read second time; amendments proposed by the Committee on Elections and Redistricting read and adopted; bill ordered reprinted and to be re-referred to the Committee on Appropriations.

ASSEMBLY BILL NO. 241—An act to amend Section 1107.5 of, and to add Sections 6020.5, 8020.5, 12550.5, 15678.10, 16915.5, and 17554.5 to, the Corporations Code, relating to business entities.

Bill read second time; amendments proposed by the Committee on Banking and Finance read and adopted; bill ordered reprinted and to be re-referred to the Committee on Appropriations.

ASSEMBLY BILL NO. 89—An act to add Division 1.7 (commencing with Section 1190) to the Health and Safety Code, and to add Chapter 17 (commencing with Section 12694) to Part 6.2 of Division 2 of the Insurance Code, relating to health care coverage.

Bill read second time; amendments proposed by the Committee on Health read and adopted; bill ordered reprinted and to be re-referred to the Committee on Appropriations.

ASSEMBLY BILL NO. 119—An act to amend Section 14043.26 of the Welfare and Institutions Code, relating to Medi-Cal.

Bill read second time; amendments proposed by the Committee on Health read and adopted; bill ordered reprinted and to be re-referred to the Committee on Appropriations.

ASSEMBLY BILL NO. 165—An act to amend Section 89416 of the Education Code, relating to the California State University.

Bill read second time; amendments proposed by the Committee on Higher Education read and adopted; bill ordered reprinted and to be re-referred to the Committee on Appropriations.

ASSEMBLY CONCURRENT RESOLUTION NO. 11—Relative to the Public Employees' Retirement System.

Resolution read; amendments proposed by the Committee on Public Employees, Retirement and Social Security read and adopted; resolution ordered reprinted and to be re-referred to the Committee on Appropriations.

ASSEMBLY BILL NO. 238—An act to amend Section 3440.1 of the Civil Code, relating to fraudulent transfers.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 541—An act to amend Section 3041.5 of the Family Code, and to amend Sections 2341 and 2854 of the Probate Code, relating to guardians.

Bill read second time; amendments proposed by the Committee on Judiciary read and adopted; bill ordered reprinted and to be re-referred to the Committee on Appropriations.

ASSEMBLY BILL NO. 519—An act to amend Section 366.26 of the Welfare and Institutions Code, relating to children.

Bill read second time; amendments proposed by the Committee on Judiciary read and adopted; bill ordered reprinted and to be returned to the second reading file, and to be placed upon the Consent Calendar.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Salinas announced that the Committee on Local Government would meet today, 15 minutes after adjournment of Floor session, in Room 447.

Assembly Member Bermúdez announced that the Budget Subcommittee No. 4 on State Administration would meet today, upon adjournment of Floor session.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, March 30, 2005

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 238

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered to the Consent Calendar.

MOTION TO ADJOURN

At 1:46 p.m., Assembly Member Frommer moved that the Assembly do now adjourn.

Assembly Member Cogdill seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 1:47 p.m., Speaker pro Tempore Yee declared the quorum call of the Assembly dispensed with.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY JOINT RESOLUTION NO. 17—Jones. Relative to child support penalties.

SPECIAL COMMITTEE MEETINGS

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

Banking and Finance, on Monday, April 11, 2005, at 4 p.m.;

Governmental Organization, on Friday, April 8, 2005, in Los Angeles.

AUTHOR'S AMENDMENTS

Committee on Governmental Organization

March 30, 2005

Mr. Speaker: The Chair of your Committee on Governmental Organization reports:
Assembly Bill No. 260

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

JEROME HORTON, Chair

ASSEMBLY BILL NO. 260—An act to amend Section 13110.5 of the Health and Safety Code, relating to fire protection.

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 30, 2005

Mr. Speaker: The Chair of your Committee on Transportation reports:
Assembly Bill No. 963

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

OROPEZA, Chair

ASSEMBLY BILL NO. 963—An act to amend Section 12814.6 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 Aging and Long-Term Care

March 30, 2005

Mr. Speaker: The Chair of your Committee on Aging and Long-Term Care reports:
Assembly Bill No. 484

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

BERG, Chair

ASSEMBLY BILL NO. 484—An act to amend Section 15656 of the Welfare and Institutions Code, relating to elder and dependent adult abuse.

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 Agriculture

March 30, 2005

Mr. Speaker: The Chair of your Committee on Agriculture reports:
Assembly Bill No. 1147

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

MATTHEWS, Chair

ASSEMBLY BILL NO. 1147—An act to add Division 26 (commencing with Section 81100) to the Food and Agricultural Code, relating to industrial hemp.

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 Banking and Finance

March 30, 2005

Mr. Speaker: The Chair of your Committee on Banking and Finance reports:
Assembly Bill No. 528

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

CALDERON, Chair

ASSEMBLY BILL NO. 528—An act to amend Section 1789.35 of the Civil Code, relating to check cashers.

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 Higher Education

March 30, 2005

Mr. Speaker: The Chair of your Committee on Higher Education reports:
Assembly Bill No. 317

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

LIU, Chair

ASSEMBLY BILL NO. 317—An act to amend Section 84752 of the Education Code, relating to community college finance.

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 Business and Professions

March 30, 2005

Mr. Speaker: The Chair of your Committee on Business and Professions reports:
Assembly Bill No. 341
Assembly Bill No. 446

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

NEGRETE McLEOD, Chair

ASSEMBLY BILL NO. 341—An act to amend Section 7108.5 of the Business and Professions Code, to amend Sections 3260 and 3260.1 of the Civil Code, and to amend Sections 7107 and 10262.5 of the Public Contract Code, relating to works of improvement.

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.

ASSEMBLY BILL NO. 446—An act to amend Section 922 of the Business and Professions Code, relating to medicine.

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 Water, Parks and Wildlife

March 30, 2005

Mr. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:
Assembly Bill No. 328
Assembly Bill No. 329
Assembly Bill No. 797

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

WOLK, Chair

ASSEMBLY BILL NO. 328—An act to add Section 5017 to the Public Resources Code, relating to state parks, and declaring the urgency thereof, to take effect immediately.

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.

ASSEMBLY BILL NO. 329—An act to add Section 5017 to the Public Resources Code, relating to state parks, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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.

ASSEMBLY BILL NO. 797—An act to amend Section 29739 of the Public Resources Code, relating to the Sacramento-San Joaquin Delta.

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 30, 2005

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Assembly Bill No. 324

Assembly Bill No. 658

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

LENO, Chair

ASSEMBLY BILL NO. 324—An act to add Section 10007 to the Penal Code, relating to inmates.

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.

ASSEMBLY BILL NO. 658—An act relating to inmates.

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 Labor and Employment

March 30, 2005

Mr. Speaker: The Chair of your Committee on Labor and Employment reports:

Assembly Bill No. 169

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

KORETZ, Chair

ASSEMBLY BILL NO. 169—An act to amend Section 1197.5 of the Labor Code, relating to gender pay equity.

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 Revenue and Taxation

March 30, 2005

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

Assembly Bill No. 385

Assembly Bill No. 475

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

KLEHS, Chair

ASSEMBLY BILL NO. 385—An act to amend Section 19507 of the Welfare and Institutions Code, relating to blind persons.

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.

ASSEMBLY BILL NO. 475—An act to add Section 17206 to 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 Housing and Community Development**

March 30, 2005

Mr. Speaker: The Chair of your Committee on Housing and Community Development reports:

Assembly Bill No. 1472

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

MULLIN, Chair

ASSEMBLY BILL NO. 1472—An act to amend Section 33333.10 of the Health and Safety Code, relating to redevelopment.

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 Veterans Affairs**

March 30, 2005

Mr. Speaker: The Chair of your Committee on Veterans Affairs reports:

Assembly Bill No. 823

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

GORDON, Chair

ASSEMBLY BILL NO. 823—An act to amend Sections 456, 457, and 458 of the Military and Veterans Code, relating to military and veterans.

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 Human Services**

March 30, 2005

Mr. Speaker: The Chair of your Committee on Human Services reports:

Assembly Bill No. 1298

Assembly Bill No. 1633

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

EVANS, Chair

ASSEMBLY BILL NO. 1298—An act to add Section 12693.756 to the Insurance Code, to amend Section 18905.1 of, and to add Sections 11155.6 and 14005.41 to, the Welfare and Institutions Code, relating to public social services, and declaring the urgency thereof, to take effect immediately.

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.

ASSEMBLY BILL NO. 1633—An act to add Chapter 6.2 (commencing with Section 13750) to Part 3 of Division 9 of the Welfare and Institutions Code, relating to foster children.

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 Judiciary

March 30, 2005

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

Assembly Bill No. 220

Assembly Bill No. 496

Assembly Bill No. 425

Assembly Bill No. 1453

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

JONES, Chair

ASSEMBLY BILL NO. 220—An act to amend Sections 4801, 5075.5, and 13823.9 of the Penal Code, to amend Section 3030 of the Family Code, and to amend Section 340.3 of the Code of Civil Procedure, relating to domestic violence.

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.

ASSEMBLY BILL NO. 425—An act to add Section 22444.5 to the Business and Professions Code, relating to immigration consultants.

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.

ASSEMBLY BILL NO. 496—An act to amend Section 22350 of the Business and Professions Code, to amend Sections 412.10, 685.090, 1985.3, and 1985.6 of the Code of Civil Procedure, and to amend Section 4013 of the Penal Code, relating to service of process.

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.

ASSEMBLY BILL NO. 1453—An act to add Section 399.5 to the Code of Civil Procedure, relating to venue.

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

March 30, 2005

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

Assembly Bill No. 116

Assembly Bill No. 631

Assembly Bill No. 117

Assembly Bill No. 669

Assembly Bill No. 330

Assembly Bill No. 688

Assembly Bill No. 360

Assembly Bill No. 909

Assembly Bill No. 468

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

CHAN, Chair

ASSEMBLY BILL NO. 116—An act to amend Section 124030 of the Health and Safety Code, relating to child health and disability prevention.

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.

ASSEMBLY BILL NO. 117—An act to add Section 14133.06 to the Welfare and Institutions Code, relating to Medi-Cal.

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.

ASSEMBLY BILL NO. 330—An act to amend Section 1265 of, and to add Sections 1265.3 and 1265.4 to, the Health and Safety Code, relating to health facilities.

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.

ASSEMBLY BILL NO. 360—An act to amend Sections 1324.20 and 1324.27 of the Health and Safety Code, and to amend Section 14126.02 of the Welfare and Institutions Code, relating to skilled nursing facilities.

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.

ASSEMBLY BILL NO. 468—An act to amend Section 7576 of the Government Code, relating to special education.

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.

ASSEMBLY BILL NO. 631—An act to add Section 11839.65 to the Health and Safety Code, relating to narcotic treatment 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.

ASSEMBLY BILL NO. 669—An act to add Section 1279.1 to the Health and Safety Code, relating to health facilities.

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.

ASSEMBLY BILL NO. 688—An act to amend Sections 1324.2 and 1324.4 of, and to add Section 1324.15 to, the Health and Safety Code, relating to health facilities.

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.

ASSEMBLY BILL NO. 909—An act to add Section 1345.5 to the Health and Safety Code, and to add Section 10127.17 to the Insurance Code, relating to health care coverage.

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 Water, Parks and Wildlife

Date of Hearing: March 29, 2005

Mr. Speaker: Your Committee on Water, Parks and Wildlife reports:
 Assembly Bill No. 193

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

WOLK, Chair

Above bill re-referred to the Committee on Business and Professions.

Committee on Business and Professions

Date of Hearing: March 29, 2005

Mr. Speaker: Your Committee on Business and Professions reports:
 Assembly Bill No. 268 Assembly Bill No. 367
 Assembly Bill No. 327 Assembly Bill No. 641

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

NEGRETE McLEOD, Chair

Above bills re-referred to the Committee on Appropriations.

Committee on Water, Parks and Wildlife

Date of Hearing: March 29, 2005

Mr. Speaker: Your Committee on Water, Parks and Wildlife reports:
 Assembly Bill No. 359

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

WOLK, Chair

Above bill re-referred to the Committee on Appropriations.

Committee on Human Services

Date of Hearing: March 29, 2005

Mr. Speaker: Your Committee on Human Services reports:
 Assembly Bill No. 363 Assembly Bill No. 633
 Assembly Bill No. 368 Assembly Bill No. 696
 Assembly Bill No. 379

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

EVANS, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: March 29, 2005

Mr. Speaker: Your Committee on Human Services reports:
 Assembly Bill No. 812

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

EVANS, Chair

Above bill re-referred to the Committee on Health.

Committee on Environmental Safety and Toxic Materials

Date of Hearing: March 29, 2005

Mr. Speaker: Your Committee on Environmental Safety and Toxic Materials reports:
 Assembly Bill No. 1317

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

RUSKIN, Chair

Above bill re-referred to the Committee on Public Safety.

Date of Hearing: March 29, 2005

Mr. Speaker: Your Committee on Environmental Safety and Toxic Materials reports:
Assembly Bill No. 1342

With the recommendation: Do pass.

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

RUSKIN, Chair

Above bill ordered to second reading.

Committee on Water, Parks and Wildlife

Date of Hearing: March 29, 2005

Mr. Speaker: Your Committee on Water, Parks and Wildlife reports:
Assembly Bill No. 1200

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

WOLK, Chair

Above bill ordered to second reading.

Committee on Business and Professions

Date of Hearing: March 29, 2005

Mr. Speaker: Your Committee on Business and Professions reports:
Assembly Bill No. 278

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

NEGRETE McLEOD, Chair

Above bill ordered to second reading.

Committee on Public Safety

Date of Hearing: March 29, 2005

Mr. Speaker: Your Committee on Public Safety reports:
Assembly Bill No. 543
Assembly Bill No. 627

With the recommendation: Do pass.

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

LENO, Chair

Above bills ordered to second reading.

Date of Hearing: March 29, 2005

Mr. Speaker: Your Committee on Public Safety reports:
Assembly Bill No. 663
Assembly Bill No. 685
Assembly Bill No. 760
Assembly Bill No. 784
Assembly Bill No. 1446

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

LENO, Chair

Above bills re-referred to the Committee on Appropriations.

Committee on Insurance

Date of Hearing: March 30, 2005

Mr. Speaker: Your Committee on Insurance reports:
Assembly Bill No. 242
Assembly Bill No. 391

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

VARGAS, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: March 30, 2005

Mr. Speaker: Your Committee on Insurance reports:

Assembly Bill No. 210

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

VARGAS, Chair

Above bill re-referred to the Committee on Appropriations.

Committee on Housing and Community Development

Date of Hearing: March 30, 2005

Mr. Speaker: Your Committee on Housing and Community Development reports:

Assembly Bill No. 394

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

MULLIN, Chair

Above bill re-referred to the Committee on Judiciary.

Date of Hearing: March 30, 2005

Mr. Speaker: Your Committee on Housing and Community Development reports:

Assembly Bill No. 14

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

MULLIN, Chair

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

Date of Hearing: March 30, 2005

Mr. Speaker: Your Committee on Housing and Community Development reports:

Assembly Bill No. 983

With the recommendation: Do pass.

MULLIN, Chair

Above bill ordered to second reading.

Committee on Rules

Date of Hearing: March 30, 2005

Mr. Speaker: Your Committee on Rules reports:

Senate Concurrent Resolution No. 23

With the recommendation: Be adopted.

MONTAÑEZ, Chair

Above resolution ordered to third reading.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Frommer, the Assembly adjourned until 9 a.m., Thursday, March 31, 2005.

FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON MARCH 30, 2005**

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

AB	RN	AB	RN
43	0509650	475	0510099
89	0509627	484	0510354
116	0510262	496	0510255
117	0510100	519	0509174
119	0509605	528	0510168
165	0509577	541	0509358
169	0509081	631	0510324
220	0510364	658	0509963
241	0509561	669	0509988
254	0509732	688	0510153
260	0509927	797	0509700
281	0509626	823	0509862
299	0509641	909	0510325
317	0509818	963	0510016
324	0510156	1147	0509953
328	0509967	1298	0509500
329	0509960	1453	0509026
330	0510220	1472	0509396
341	0510059	1567	0510094
360	0509993	1633	0509930
385	0509564		
425	0509857	ACR	RN
446	0509555	11	0509742
468	0510132		

Daily Total:	45
Cumulative Total:	262