

CALIFORNIA LEGISLATURE  
2005-06 REGULAR SESSION

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# ASSEMBLY DAILY JOURNAL

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**Monday, April 4, 2005**

**FORTY-SEVENTH SESSION DAY**

**ONE HUNDRED TWENTIETH 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.

## PROCEEDINGS OF THE ASSEMBLY

### IN ASSEMBLY

Assembly Chamber, Sacramento  
Monday, April 4, 2005

The Assembly met at 12:12 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

Assembly Member Benoit moved a quorum call of the Assembly.  
Motion carried.  
At 12:13 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 12:15 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—74:

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

**PRAYER**

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

*Lord, As we gather for the work set before us today, we pause to pray for the repose of the soul of Pope John Paul II. He has guided the Roman Catholic Church through transforming years, remaining firm on the traditional values of Catholicism while offering love, compassion and forgiveness. He touched many people with his gentle manner and his openness to people of other religions. We pray that You grant him rest.*

Also, Lord, we know that Your blessings are with us forever and Your presence fills us with joy. Make us strong through any adversity we may face today. We trust in You, Lord Almighty, and because of Your constant love, we will always be secure.—AMEN.

**PLEDGE OF ALLEGIANCE TO THE FLAG**

Upon request of Speaker pro Tempore Yee, Assembly Member Nation 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 Hancock.*

*On personal business, and waiving per diem: Assembly Member Jerome E. Horton.*

*Because of illness: Assembly Members Gordon and Oropeza.*

*Due to travel delays: Assembly Members Baca and Chavez.*

**EXPLANATIONS OF ABSENCE**

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

March 23, 2005

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

Dear Mr. Speaker: I respectfully request an excused absence from Session on April 4–5, 2005. I have been invited to testify in Washington, D.C. at Sen. McCain's hearing on Urban Gaming.

Sincerely,

LONI HANCOCK, Assembly Member  
Fourteenth District

**COMMUNICATIONS**

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

April 1, 2005

*Mr. E. Dotson Wilson*  
*Chief Clerk, California State Assembly*  
*State Capitol, Room 3196*  
*Sacramento, California*

RE: Appointment of Karen Bass  
to California Policy Research Center Steering Committee

Dear Mr. Wilson: Please be advised I have appointed Assemblymember Karen Bass to the California Policy Research Center Steering Committee. This is a pleasure appointment starting April 1, 2005.

Sincerely,

FABIAN NUÑEZ  
Speaker of the Assembly

April 4, 2005

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

Dear Dotson: Please be advised that I have appointed Assemblymember Hector De La Torre to replace Assemblymember Mike Gordon on the Assembly Health Committee for the Tuesday, April 5th hearing.

Sincerely,

FABIAN NUÑEZ  
Speaker of the Assembly

April 4, 2005

*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 Assemblymember Wilma Chan to replace Assemblymember Jerome Horton on the Assembly Banking and Finance Committee for today's hearing only.

Sincerely,

FABIAN NUÑEZ  
Speaker of the Assembly

April 4, 2005

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

Dear Dotson: Please be advised that I have created the Select Committee on Olmstead Implementation and have appointed Assemblymember Lynn Daucher as the Chair.

Sincerely,

FABIAN NUÑEZ  
Speaker of the Assembly

The following communications were presented by the Chief Clerk from:

Sue Johnsrud, Acting Director, Administrative Services Division Department of Justice, dated March 24, 2005, relative to the delay of submitting a report entitled Asset Forfeiture 2004 (pursuant to Health and Safety Code Section 11495).

Referred by the Speaker to the Committee on Public Safety.

Phil Angelides, State Treasurer, dated March 31, 2005, relative to the California Control Pollution Financing Authority (CPCFA) Annual Report for 2004 (pursuant to Health and Safety Code Section 44538).

Referred by the Speaker to the Committee on Banking and Finance.

#### **REPORTS**

The following reports were presented by the Chief Clerk:

##### **Small, Micro Business and Disabled Veterans Business Enterprise Report 2003-04**

Above transmitted report, together with letter of transmittal from Allen McCord, Lead Purchasing Agent, Military Department, Office of the Adjutant General, dated March 1, 2005, referred by the Speaker to the Committee on Veterans Affairs.

##### **Annual Report of the Waiver Activity January 2003-December 2003 (Pursuant to Education Code Sections 33050-33053)**

Above transmitted report, together with letter of transmittal from Jack O'Connell, State Superintendent of Public Instruction, Department of Education, dated March 18, 2005, referred by the Speaker to the Committee on Education.

##### **Comprehensive Annual Financial Report for Fiscal Year 2003-04**

Above transmitted report, together with letter of transmittal from Fred Buenrostro, Chief Executive Officer, California Public Employees' Retirement System, dated March 21, 2005, referred by the Speaker to the Committee on Public Employees, Retirement and Social Security.

**Non-Cervical Gynecological Cancer Treatments  
(Pursuant to Assembly Bill 430, Section 49, Chapter 171  
Statutes of 2001)**

Above transmitted report, together with letter of transmittal from Jennifer Kent, Deputy Director, Legislative and Governmental Affairs, Department of Health Services, dated March 24, 2005, referred by the Speaker to the Committee on Health.

**Business Forms Report  
(Pursuant to Senate Bill 1898, Chapter 769, Statutes of 1994)**

Above transmitted report, together with letter of transmittal from Catherine Campisi, Ph.D., Director, Department of Rehabilitation, dated March 24, 2005, referred by the Speaker to the Committee on Business and Professions.

**Activities of the Division of Occupational Safety and Health  
(Pursuant to Labor Code Section 6330)**

Above transmitted report, together with letter of transmittal from John M. Rea, Acting Director, Department of Industrial Relations, dated March 25, 2005, referred by the Speaker to the Committee on Labor and Employment.

**2004 Report on the California Physician Corps  
Loan Repayment Program  
(Pursuant to Business and Professions Code Section 2154.7(b))**

Above transmitted report, together with letter of transmittal from Dave Thornton, Executive Director, Medical Board of California, dated March 23, 2005, referred by the Speaker to the Committee on Business and Professions.

**Judges Pilot Program  
(Pursuant to Senate Bill 2021, Chapter 461, Statutes of 1998)**

Above transmitted report, together with letter of transmittal from Karen McGagin, Executive Officer, Victim Compensation and Government Claims Board, dated March 24, 2005, referred by the Speaker to the Committee on Public Safety.

**Technology Advancement Office Clean Fuels Program  
2004 Annual Report and 2005 Plan Update  
(Pursuant to Senate Bill 98, Chapter 36, Statutes of 1999)**

Above transmitted report, together with letter of transmittal from Barry R. Wallerstein, D. Env., Executive Officer, South Coast Air Quality Management District, dated March 24, 2005, referred by the Speaker to the Committee on Transportation.

**Annual Report on the Extra Credit  
Teacher Home Purchase Program  
(Pursuant to Government Code Section 8869.84(g)(4))**

Above transmitted report, together with letter of transmittal from Phil Angelides, State Treasurer, dated March 25, 2005, referred by the Speaker to the Committee on Housing and Community Development.

**2004 California Capital Access Program (CalCAP)  
Annual Report  
(Pursuant to Health and Safety Code Section 44559.6)**

Above transmitted report, together with letter of transmittal from Eileen Marxen, Deputy Executive Director, California Pollution Control Financing Authority, dated March 31, 2005, referred by the Speaker to the Committee on Banking and Finance.

**2004 Annual Report  
(Pursuant to Health and Safety Code Section 44538)**

Above transmitted report, together with letter of transmittal from Eileen Marxen, Deputy Executive Director, California Pollution Control Financing Authority, dated March 31, 2005, referred by the Speaker to the Committee on Banking and Finance.

**SPECIAL COMMITTEE MEETINGS**

By unanimous consent, the following committee was permitted to meet:

Joint Committee on Boards, Commissions and Consumer Protection, on Tuesday, April 12, 2005, at 10 a.m., in Room 113.

**ENGROSSMENT AND ENROLLMENT REPORTS**

Assembly Chamber, April 4, 2005

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

- |                       |                       |
|-----------------------|-----------------------|
| Assembly Bill No. 11  | Assembly Bill No. 386 |
| Assembly Bill No. 32  | Assembly Bill No. 461 |
| Assembly Bill No. 48  | Assembly Bill No. 552 |
| Assembly Bill No. 92  | Assembly Bill No. 582 |
| Assembly Bill No. 181 | Assembly Bill No. 637 |
| Assembly Bill No. 208 | Assembly Bill No. 676 |
| Assembly Bill No. 217 | Assembly Bill No. 679 |
| Assembly Bill No. 260 | Assembly Bill No. 730 |
| Assembly Bill No. 278 | Assembly Bill No. 738 |
| Assembly Bill No. 284 | Assembly Bill No. 770 |
| Assembly Bill No. 287 | Assembly Bill No. 816 |
| Assembly Bill No. 316 | Assembly Bill No. 817 |
| Assembly Bill No. 345 | Assembly Bill No. 824 |
| Assembly Bill No. 361 | Assembly Bill No. 837 |

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, April 4, 2005

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

- |                        |                        |
|------------------------|------------------------|
| Assembly Bill No. 843  | Assembly Bill No. 1129 |
| Assembly Bill No. 873  | Assembly Bill No. 1136 |
| Assembly Bill No. 882  | Assembly Bill No. 1179 |
| Assembly Bill No. 919  | Assembly Bill No. 1195 |
| Assembly Bill No. 971  | Assembly Bill No. 1200 |
| Assembly Bill No. 981  | Assembly Bill No. 1259 |
| Assembly Bill No. 982  | Assembly Bill No. 1270 |
| Assembly Bill No. 984  | Assembly Bill No. 1294 |
| Assembly Bill No. 1003 | Assembly Bill No. 1303 |
| Assembly Bill No. 1017 | Assembly Bill No. 1415 |
| Assembly Bill No. 1039 | Assembly Bill No. 1416 |
| Assembly Bill No. 1086 | Assembly Bill No. 1524 |
| Assembly Bill No. 1094 | Assembly Bill No. 1555 |
| Assembly Bill No. 1101 | Assembly Bill No. 1569 |

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, April 4, 2005

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

- Assembly Bill No. 1581
- Assembly Bill No. 1616
- Assembly Bill No. 1641

- Assembly Bill No. 1680
- Assembly Bill No. 1683
- Assembly Bill No. 1729

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, April 4, 2005

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

- Assembly Concurrent Resolution No. 29

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

**REFERENCE OF BILLS TO COMMITTEE**

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

*Assembly*

<i>Bill No.</i>	<i>Committee</i>
<b>381</b> -----	A.,E.,S.,T., & I.M. and Jud.
<b>608</b> -----	Ins.
<b>646</b> -----	Pub. S.
<b>746</b> -----	U. & C.
<b>826</b> -----	Ed. and Agri.
<b>908</b> -----	Health
<b>990</b> -----	E.S. & T.M.
<b>1146</b> -----	L. Gov. and Rev. & Tax.
<b>1332</b> -----	U. & C. and Nat. Res.
<b>1433</b> -----	B. & F.
<b>1520</b> -----	B. & P. and L. Gov.
<b>1681</b> -----	E.S. & T.M.
<b>1727</b> -----	E.S. & T.M.

*Assembly Joint*

<i>Resolution No.</i>	<i>Committee</i>
<b>17</b> -----	Jud.

*Assembly Concurrent*

<i>Resolution No.</i>	<i>Committee</i>
<b>33</b> -----	Rls.

**BILLS WITHDRAWN FROM COMMITTEE AND PLACED ON FILE**

Assembly Member Frommer was granted unanimous consent that Assembly Bill No. 299, be withdrawn from the Committee on Appropriations and placed on the second reading file.

**RE-REFERENCE OF BILLS**

Assembly Member Frommer was granted unanimous consent that the following bills be re-referred as noted:

Assembly Bill No. 386 from the Committee on Human Services, to the Committee on Transportation;

Assembly Bill No. 669 from the Committee on Health, to the Committee on Governmental Organization.



**MESSAGES FROM THE SENATE**

March 31, 2005

*The Honorable E. Dotson Wilson  
Chief Clerk of the Assembly  
Assembly Chamber*

Dear Dotson: By direction of the Senate I respectfully request that you return SCR 1 to the Senate for further action.

Sincerely,

**GREGORY P. SCHMIDT**  
Secretary of the Senate

Above resolution ordered returned to the Senate.

Senate Chamber, April 4, 2005

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 51  
Senate Bill No. 130

Senate Bill No. 158  
Senate Bill No. 963

**GREGORY P. SCHMIDT**, Secretary of the Senate  
By David Valverde, Assistant Secretary

Senate Chamber, April 4, 2005

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 35  
Senate Concurrent Resolution No. 29

**GREGORY P. SCHMIDT**, Secretary of the Senate  
By David Valverde, Assistant Secretary

**FIRST READING OF SENATE BILLS**

The following bills were read the first time:

**SENATE BILL NO. 51**—An act to amend Section 1946.1 of the Civil Code, relating to tenancy.

**SENATE BILL NO. 130**—An act to amend Section 3262 of the Civil Code, relating to works of improvement.

**SENATE BILL NO. 158**—An act to amend Section 8230 of the Government Code, and to amend Section 4401 of the Probate Code, relating to powers of attorney.

**SENATE BILL NO. 963**—An act to amend Section 1203.016 of the Penal Code, relating to home detention.

The following resolutions were read:

**SENATE CONCURRENT RESOLUTION NO. 29**—Relative to the Joint Legislative Committee on Emergency Services and Homeland Security.

**SENATE CONCURRENT RESOLUTION NO. 35**—Relative to Polio Awareness Day.

**RECESS**

By unanimous consent, at 12:20 p.m., Speaker pro Tempore Yee declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Dymally introduced and presented a resolution to Chief Lucky Igbinedion, Governor of Edo State, Federal Republic of Nigeria commending him on his illustrious record of accomplishments. Joining His Excellency were Sam Iredia, Senior Advisor, Dr. Ken Igbinedion, brother, Ibrahim Uwagboe, Head of Services, and Lucky Imasuen, Governor's Chief of Staff.

**RECONVENED**

At 12:23 p.m., the Assembly reconvened.

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

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

**ASSEMBLY BILL NO. 286**—An act to add Section 21100.7 to the Water Code, relating to water, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

**ASSEMBLY BILL NO. 463**—An act to amend Section 54957 of the Government Code, relating to local agencies.

Bill read second time, and ordered to third reading.

**ASSEMBLY BILL NO. 691**—An act to amend Section 65460.7 of, and to add Section 65460.11 to, the Government Code, relating to transit village plans.

Bill read second time, and ordered to third reading.

**ASSEMBLY BILL NO. 1318**—An act to amend Section 24011 of the Government Code, relating to county officers.

Bill read second time, and ordered to Consent Calendar.

**ASSEMBLY BILL NO. 1443**—An act to amend Sections 26908.5 and 36525 of the Government Code, relating to local agency auditors.

Bill read second time, and ordered to Consent Calendar.

**ASSEMBLY BILL NO. 486**—An act to amend Section 5630 of the Public Resources Code, relating to parks.

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

**ENGROSSMENT AND ENROLLMENT REPORTS**

Assembly Chamber, April 4, 2005

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

Assembly Bill No. 463

Assembly Bill No. 691

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading.

Assembly Chamber, April 4, 2005

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

Assembly Bill No. 1318

Assembly Bill No. 1443

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to the Consent Calendar.

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

**ASSEMBLY BILL NO. 983 (Laird)**—An act to amend Section 33334.22 of the Health and Safety Code, relating to housing.

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

**AYES—73**

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

**NOES—None**

Bill ordered transmitted to the Senate.

**THIRD READING OF SENATE BILLS**

**SENATE CONCURRENT RESOLUTION NO. 23 (Scott)**—Relative to Lyme Disease Awareness Week.

Resolution read.

**Motion to Amend**

Assembly Member Ruskin moved the adoption of amendments.

Amendments read and adopted; resolution ordered reprinted, and to be returned to the third reading file.

**SENATE CONCURRENT RESOLUTION NO. 27 (Dunn)**—Relative to drowsy driver awareness day.

Resolution read, and presented by Assembly Member Umberg.

**Members Made Coauthors of Senate Concurrent Resolution No. 27**

Assembly Member Umberg was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Senate Concurrent Resolution No. 27.

**Roll Call**

The following Assembly Members indicated a desire to become coauthors:

Aghazarian, Arambula, Bass, Benoit, Berg, Bermúdez, Blakeslee, Bogh, Calderon, Chan, Chu, Cogdill, Cohn, Coto, Daucher, De La Torre, DeVore, Dymally, Evans, Frommer, Garcia, Goldberg, Shirley Horton, Houston, Huff, Jones, Karnette, Keene, Koretz, La Malfa, Laird, Leno, Leslie, Levine, Lieber, Liu, Matthews, McCarthy, Montañez, Nakanishi, Nava, Negrete McLeod, Niello, Núñez, Parra, Pavley, Plescia, Richman, Ridley-Thomas, Runner, Ruskin, Saldaña, Salinas, Spitzer, Strickland, Torrico, Tran, Umberg, Vargas, Villines, Walters, Wolk, and Yee.

**Request for Unanimous Consent**

Assembly Member Umberg was granted unanimous consent to take up Senate Concurrent Resolution No. 27, as amended, without reference to print or file.

**Consideration of Senate Concurrent Resolution No. 27, as Amended**

**SENATE CONCURRENT RESOLUTION NO. 27**—Relative to drowsy driver awareness day.

Resolution read, as amended, and adopted.

Resolution ordered printed, and transmitted to the Senate.

**CONSIDERATION OF CONSENT CALENDAR**

The Speaker pro Tempore announced that the next roll call would be on the Consent Calendar.

**Consent Calendar—Assembly Bills**

**ASSEMBLY BILL NO. 272 (Matthews)**—An act to amend Section 830.1 of the Penal Code, relating to peace officers.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's  
Consent Calendar roll call.)*

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

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's  
Consent Calendar roll call.)*

**Consent Calendar Roll Call**

The roll was called, and the above bills on the Consent Calendar passed, by the following vote:

**AYES—74**

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

**NOES—None****ADJOURN IN MEMORY**

Assembly Member Vargas, on behalf of Speaker Núñez, was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Pope John Paul II.

(Assembly Rule 45.5 suspended.)

**ADJOURN IN MEMORY**

Assembly Member Karnette was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Frank Saldaña, of Avalon, Catalina Island.

(Assembly Rule 45.5 suspended.)

**ADJOURN IN MEMORY**

Assembly Members Dymally and Ridley-Thomas were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Johnnie Cochran, Jr., 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 Dr. Ardie Ivie Jr., of Los Angeles.

(Assembly Rule 45.5 suspended.)

**ADJOURN IN MEMORY**

Assembly Member Bogh was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Sgt. 1st Class Paul R. Smith, of Florida.

(Assembly Rule 45.5 suspended.)

**ADJOURN IN MEMORY**

Assembly Member Canciamilla was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Dione Mustard, of Pleasant Hill and Donald Duane “Dr. Don” Rosenberg, of Concord.

Assembly Member Frommer, on behalf of Assembly Member Gordon, was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Deone Colbary, of Lomita and Capt. Sean Lee Brock, of Redondo Beach.

Assembly Member Houston was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Cindy Collins, of Danville.

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

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 Lynn Albert Brewer, of Lancaster.

Assembly Member Umberg was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Jennifer Brooks, of Alta Loma and Pfc. Samuel S. Lee, of Anaheim.

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 Howard S. Booth, Jr., Marge Kowalski, and Virgil A. Robinson, of Fairfield; Kathleen Braucher and Bill G. Westbrook, of Vacaville; Sydni K. Gillette, Webb C. Hadden, Ernestine Luella Mitchell, and Robert Joseph Williams, of Woodland.

**VOTE ADDS**

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

**Assembly Bill No. 983:** Bermúdez, Garcia, and Shirley Horton—Aye.

**Consent Calendar:** Shirley Horton and Spitzer—Aye.

**SPECIAL RECOGNITION**

The Members of the Assembly joined Assembly Member Frommer in extending best wishes to Assembly Member Koretz on the occasion of his birthday.

**MOTION TO ADJOURN**

At 12:40 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 12:41 p.m., Speaker pro Tempore Yee declared the quorum call of the Assembly dispensed with.

**INTRODUCTION AND FIRST READING OF  
ASSEMBLY BILLS**

The following bills were introduced and read the first time:

**ASSEMBLY BILL NO. 1769—Committee on Public Employees, Retirement and Social Security (Torrco (Chair), Jones, Mullin, and Negrete McLeod).** An act to amend Section 54957.1 of, and to add Sections 6254.17 and 54957.11 to, the Government Code, relating to retirement, and declaring the urgency thereof, to take effect immediately.

**ASSEMBLY BILL NO. 1770—Committee on Public Employees, Retirement and Social Security (Torrco (Chair), Jones, Mullin, and Negrete McLeod).** An act to amend Section 28001 of the Education Code, relating to state teachers' retirement, and declaring the urgency thereof, to take effect immediately.

**ASSEMBLY BILL NO. 1771—Committee on Public Employees, Retirement and Social Security (Torrco (Chair), Jones, Mullin, and Negrete McLeod).** An act relating to state employees, and declaring the urgency thereof, to take effect immediately.

**ASSEMBLY BILL NO. 1772—Committee on Public Employees, Retirement and Social Security (Torrco (Chair), Jones, Mullin, and Negrete McLeod).** An act to amend Sections 22115.2, 22662, 22663, 22703, 22705, 22705.5, 23001, 23104, 23202, 23300, 24005, 24105, 24204, 24214, 24216, 24219, 24306.5, 24306.7, 24307, 24311, 24312, 24400, 24410.6, 24613, 24701, 24704, 24750, 24751, and 27100 of the Education Code, relating to teachers' retirement, and declaring the urgency thereof, to take effect immediately.

**ASSEMBLY BILL NO. 1773—Committee on Public Employees, Retirement and Social Security (Torrco (Chair), Jones, Mullin, and Negrete McLeod).** An act to amend Sections 20098, 20163, 20281.5, 20340, 20752, 21151, 21220, 21221, 21224, 21225, 21226, 21227, 21359, 21540.5, 22009.1, 22150, 22155, 22202, 22203, 22208, 22302, 22308, 22560, 22873, 22874, 22876, and 22958 of, and to add Sections 22009.03 and 22156 to, the Government Code, relating to public employees' benefits, and declaring the urgency thereof, to take effect immediately.

**AUTHOR'S AMENDMENTS  
Committee on Education**

April 4, 2005

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

Assembly Bill No. 430

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

GOLDBERG, Chair

**ASSEMBLY BILL NO. 430—**An act to amend Sections 44510, 44512, 44515, 44516, and 44517 of, and to amend the heading of Article 4.6 (commencing with Section 44510) of Chapter 3 of Part 25 of, the Education Code, relating to public school administrators.

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**

April 4, 2005

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

Assembly Bill No. 624

Assembly Bill No. 1349

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

CHAN, Chair

**ASSEMBLY BILL NO. 624**—An act to amend Section 12693.41 of, and to add Section 12693.701 to, the Insurance Code, and to amend Section 14011.7 of, and to add Section 14005.42 to, the Welfare and Institutions Code, relating to child 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.

**ASSEMBLY BILL NO. 1349**—An act to amend Section 11839.20 of, and to add Sections 11758.421, 11758.425, and 11877 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.

**AUTHOR'S AMENDMENTS**  
**Committee on Banking and Finance**

April 4, 2005

Mr. Speaker: The Chair of your Committee on Banking and Finance reports:

Assembly Bill No. 768

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

CALDERON, Chair

**ASSEMBLY BILL NO. 768**—An act to add Section 54.9 to the Civil Code, relating to touch-screen devices.

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 Jobs, Economic Development, and the Economy**

April 4, 2005

Mr. Speaker: The Chair of your Committee on Jobs, Economic Development, and the Economy reports:

Assembly Bill No. 31

Assembly Bill No. 820

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

ARAMBULA, Chair

**ASSEMBLY BILL NO. 31**—An act relating to economic development.

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. 820**—An act to amend Section 14839.1 of the Government Code, relating to public contracts.

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**

April 4, 2005

Mr. Speaker: The Chair of your Committee on Higher Education reports:

Assembly Bill No. 162

Assembly Bill No. 827

Assembly Bill No. 702

Assembly Bill No. 967

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

LIU, Chair



**ASSEMBLY BILL NO. 162**—An act to amend Section 81142 of the Education Code, relating to community colleges.

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. 702**—An act relating to nursing 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. 827**—An act to amend Section 94838 of the Education Code, relating to private postsecondary 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. 967**—An act to amend Section 48800 of the Education Code, relating to public schools.

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**

April 4, 2005

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

Assembly Bill No. 568

Assembly Bill No. 576

Assembly Bill No. 800

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

CHAN, Chair

**ASSEMBLY BILL NO. 568**—An act relating to HIV.

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. 576**—An act to amend Section 120475 of the Health and Safety Code, relating to 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.

**ASSEMBLY BILL NO. 800**—An act relating to health care.

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**

April 4, 2005

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

Assembly Bill No. 1071

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

GOLDBERG, Chair

**ASSEMBLY BILL NO. 1071**—An act to add Section 51009 to the Education Code, relating to the curriculum.

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 Natural Resources**

April 4, 2005

Mr. Speaker: The Chair of your Committee on Natural Resources reports:  
Assembly Bill No. 270  
Assembly Bill No. 856

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

HANCOCK, Chair

**ASSEMBLY BILL NO. 270**—An act to amend Section 66907.7 of the Government Code, relating to the California Tahoe Conservancy.

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. 856**—An act to amend Section 32850 of the Public Resources Code, relating to land conservation.

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**

April 4, 2005

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:  
Assembly Bill No. 34

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

KLEHS, Chair

**ASSEMBLY BILL NO. 34**—An act to amend Section 25110 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 Public Employees, Retirement and Social Security**

April 4, 2005

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

Assembly Bill No. 176

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

TORRICO, Chair

**ASSEMBLY BILL NO. 176**—An act to amend Section 71601 of the Government Code, relating to trial courts.

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 Local Government**

April 4, 2005

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

Assembly Bill No. 1450

Assembly Bill No. 1599

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

SALINAS, Chair

**ASSEMBLY BILL NO. 1450**—An act to repeal Section 65586 of the Government Code, relating to land use.

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. 1599**—An act to add Section 15202.4 to the Government Code, relating to homicide trials.

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**

April 4, 2005

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

Senate Concurrent Resolution No. 16

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

MONTAÑEZ, Chair

**SENATE CONCURRENT RESOLUTION NO. 16**—Relative to Motorcycle 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.

**AUTHOR'S AMENDMENTS**  
**Committee on Transportation**

April 4, 2005

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

Assembly Bill No. 1229

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

OROPEZA, Chair

**ASSEMBLY BILL NO. 1229**—An act to amend Section 43200 of, and to add Section 43200.1 to, the Health and Safety Code, relating to air pollution.

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**

April 4, 2005

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

Assembly Bill No. 1189

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

OROPEZA, Chair

**ASSEMBLY BILL NO. 1189**—An act to amend Section 2932 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 Human Services**

April 4, 2005

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

Assembly Bill No. 855

Assembly Bill No. 1145

Assembly Bill No. 1607

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

EVANS, Chair

**ASSEMBLY BILL NO. 855**—An act to add Section 18917 to, and to repeal and add Section 11251.3 of, the Welfare and Institutions Code, relating to CalWORKs, and making an appropriation therefor.

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. 1145**—An act to amend Section 4850 of the Welfare and Institutions Code, relating to developmental services.

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. 1607**—An act to amend Section 4850 of the Welfare and Institutions Code, relating to developmental services.

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 Environmental Safety and Toxic Materials**

April 4, 2005

Mr. Speaker: The Chair of your Committee on Environmental Safety and Toxic Materials reports:

Assembly Bill No. 990

Assembly Bill No. 1681

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

RUSKIN, Chair

**ASSEMBLY BILL NO. 990**—An act relating to toxic substances.

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. 1681**—An act to add Chapter 33 (commencing with Section 22948) to Division 8 of the Business and Professions Code, relating to online services.

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 Insurance**

April 4, 2005

Mr. Speaker: The Chair of your Committee on Insurance reports:  
Assembly Bill No. 1549

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

VARGAS, Chair

**ASSEMBLY BILL NO. 1549**—An act to amend Sections 139.2, 3209.3, and 4616.4 of the Labor Code, relating to workers' compensation.

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 Local Government**

April 4, 2005

Mr. Speaker: The Chair of your Committee on Local Government reports:  
Assembly Bill No. 1146

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

SALINAS, Chair

**ASSEMBLY BILL NO. 1146**—An act relating to local government 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 Insurance**

April 4, 2005

Mr. Speaker: The Chair of your Committee on Insurance reports:  
Assembly Bill No. 608  
Assembly Bill No. 1084

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

VARGAS, Chair

**ASSEMBLY BILL NO. 608**—An act to amend Section 789 of the Insurance Code, relating to the Insurance Commissioner.

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. 1084**—An act to amend Section 10290 of, and to add Sections 10370, 10371, and 10372 to, the Insurance Code, relating to disability insurance.

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**

April 4, 2005

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

Assembly Bill No. 769

Assembly Bill No. 791

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

MULLIN, Chair

**ASSEMBLY BILL NO. 769**—An act to add Section 17980.12 of the Health and Safety Code, relating to residential real property.

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. 791**—An act to amend Section 1940 of the Civil Code, relating to tenancy.

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 Governmental Organization**

April 4, 2005

Mr. Speaker: The Chair of your Committee on Governmental Organization reports:

Assembly Bill No. 211

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

JEROME HORTON, Chair

**ASSEMBLY BILL NO. 211**—An act to amend Section 8592.4 of the Government Code, relating to public safety.

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 Governmental Organization**

April 4, 2005

Mr. Speaker: The Chair of your Committee on Governmental Organization reports:

Assembly Bill No. 1661

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

JEROME HORTON, Chair

**ASSEMBLY BILL NO. 1661**—An act to amend Section 23356.2 of the Business and Professions Code, relating to alcoholic beverages.

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**

April 4, 2005

Mr. Speaker: The Chair of your Committee on Business and Professions reports:

Assembly Bill No. 163

Assembly Bill No. 602

Assembly Bill No. 175

Assembly Bill No. 1117

Assembly Bill No. 205

Assembly Bill No. 1263

Assembly Bill No. 592

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

NEGRETE McLEOD, Chair

**ASSEMBLY BILL NO. 163**—An act to amend Section 7316 of the Business and Professions Code, relating to barbering and cosmetology.

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. 175**—An act to amend Section 1749.45 of the Civil Code, relating to gift certificates.

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. 205**—An act to amend Section 1706 of the Business and Professions Code, relating to dentistry.

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. 592**—An act to amend Section 2234.1 of the Business and Professions Code, relating to healing arts.

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. 602**—An act to amend Section 1812.82 of the Civil Code, relating to health studios.

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. 1117**—An act to amend Sections 2075, 3642, 4926, 4935, 4937, and 4939 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.

**ASSEMBLY BILL NO. 1263**—An act to add Section 7350.1 to the Business and Professions Code, relating to barbering and cosmetology.

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**

April 4, 2005

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

Assembly Bill No. 916  
 Assembly Bill No. 1112  
 Assembly Bill No. 1288

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

LENO, Chair

**ASSEMBLY BILL NO. 916**—An act to add Section 368.5 to the Penal Code, relating to crime.

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. 1112**—An act to amend Section 647 of the Penal Code, relating to loitering.

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. 1288**—An act to amend Sections 136.2 and 11106 of the Penal Code, relating to court orders.

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**

April 4, 2005

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

Assembly Bill No. 72	Assembly Bill No. 929
Assembly Bill No. 525	Assembly Bill No. 1091
Assembly Bill No. 759	Assembly Bill No. 1291
Assembly Bill No. 908	

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

CHAN, Chair

**ASSEMBLY BILL NO. 72**—An act to add Division 114 (commencing with Section 130700) to the Health and Safety Code, relating to prescription drugs.

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. 525**—An act to add Section 14148.033 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. 759**—An act to add Section 7158.4 to the Health and Safety Code, relating to organ donation.

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. 908**—An act to amend Section 100333 of the Health and Safety Code, relating to public 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.

**ASSEMBLY BILL NO. 929**—An act to add Section 1256.5 to, and to add Article 5 (commencing with Section 114897) to Chapter 6 of Part 9 of Division 104 of, the Health and Safety Code, relating to radiation technology.

**ASSEMBLY BILL NO. 1091**—An act to amend Section 1812.101 of the Civil Code, relating to civil law.

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. 1291**—An act to add Section 110177 to the Health and Safety Code, relating to public 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.

**REPORTS OF STANDING COMMITTEES**

**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. 304

With amendments with the recommendation: Amend, and do pass, as amended.

MULLIN, 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. 180

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

NEGRETE McLEOD, 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. 466

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 Education**

Date of Hearing: March 16, 2005

Mr. Speaker: Your Committee on Education reports:

Assembly Bill No. 315

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

GOLDBERG, Chair

Above bill ordered to second reading.

**Committee on Rules**

Date of Hearing: April 4, 2005

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 18

Assembly Concurrent Resolution No. 36

With the recommendation: Be adopted.

MONTAÑEZ, Chair

Above resolutions ordered to third reading.

Date of Hearing: April 4, 2005

Mr. Speaker: Your Committee on Rules reports:

Senate Concurrent Resolution No. 13

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.

MONTAÑEZ, Chair

Above resolution ordered to the Consent Calendar.

**Committee on Business and Professions**

Date of Hearing: March 29, 2005

Mr. Speaker: Your Committee on Business and Professions reports:

Assembly Bill No. 219

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

NEGRETE McLEOD, Chair

Above bill ordered to second reading.

**Committee on Human Services**

Date of Hearing: March 29, 2005

Mr. Speaker: Your Committee on Human Services reports:

Assembly Bill No. 179

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

EVANS, Chair

Above bill ordered to second reading.

**INTRODUCTION OF GUESTS**

Assembly Member Leno, of the 13th Assembly District, introduced visitors from the San Francisco Sheriff's Department Five Keys Charter School.

Assembly Member Umberg, of the 69th Assembly District, introduced Dean and Kevin Zipser, of Newport Beach.

Assembly Member Garcia, of the 80th Assembly District, introduced members of the Coachella Valley Boys and Girls Club.

Assembly Member Bermúdez, of the 56th Assembly District, introduced Della Condon and Richard Hedges of the Cosmetology Board.

**ADJOURNMENT**

At 3 p.m., pursuant to the motion by Assembly Member Frommer, the Assembly adjourned until 7 a.m., Tuesday, April 5, 2005, out of respect to the memory of Pope John Paul II, on motion of Assembly Member Vargas (on behalf of Speaker Núñez); out of respect to the memory of Frank Saldaña, on motion of Assembly Member Karnette; out of respect to the memory of Johnnie Cochran, Jr., on motion of Assembly Members Dymally and Ridley-Thomas; out of respect to the memory of Dr. Ardie Ivie Jr., on motion of Assembly Member Dymally; out of respect to the memory of Sgt. 1st Class Paul R. Smith, on motion of Assembly Member Bogh; out of respect to the memory of Dione Mustard and Donald Duane "Dr. Don" Rosenberg, on motion of Assembly Member Canciamilla; out of respect to the memory of Deone Colbary and Capt. Sean Lee Brock, on motion of Assembly Member Frommer (on behalf of Assembly Member Gordon); out of respect to the memory of Cindy Collins, on motion of Assembly Member Houston; out of respect to the memory of James Hartley, on motion of Assembly Member Pavley; out of respect to the memory of Lynn Albert Brewer, on motion of Assembly Member Runner; out of respect to the memory of Pfc. Samuel S. Lee and Jennifer Brooks, on motion of Assembly Member Umberg; and out of respect to the memory of Howard S. Booth, Jr., Marge Kowalski, Virgil A. Robinson, Kathleen Braucher, Bill G. Westbrook, Sydni K. Gillette, Webb C. Hadden, Ernestine Luella Mitchell, and Robert Joseph Williams, on motion of Assembly Member Wolk.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

## AMENDMENTS CONSIDERED BY THE ASSEMBLY ON APRIL 4, 2005

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

AB	RN	AB	RN
31	0509769	908	0509677
34	0510479	916	0510594
72	0510021	929	0510351
162	0509448	967	0509729
163	0510506	990	0509804
175	0509956	1071	0510010
176	0510380	1084	0510326
205	0510407	1091	0509727
211	0510238	1112	0510545
270	0510590	1117	0510000
430	0510472	1145	0508888
486	0510478	1146	0508945
525	0510275	1189	0510583
568	0509117	1229	0510191
576	0509295	1263	0510385
592	0510728	1288	0509939
602	0510444	1291	0510180
608	0509848	1349	0510197
624	0509823	1450	0509772
702	0509446	1549	0510417
759	0510425	1599	0509568
768	0510338	1607	0508965
769	0510362	1661	0509898
791	0510519	1681	0510573
800	0509726		
820	0510437	<b>SCR</b>	<b>RN</b>
827	0510203	16	0510106
855	0510396	23	0510489
856	0510473		

<b>Daily Total:</b>	<b>55</b>
<b>Cumulative Total:</b>	<b>380</b>