

CALIFORNIA LEGISLATURE
2005-06 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, April 11, 2005

FIFTY-FIRST SESSION DAY

ONE HUNDRED TWENTY-SEVENTH 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
Monday, April 11, 2005

The Assembly met at 12:02 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 Goldberg moved a quorum call of the Assembly.
Motion carried.

At 12:02 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 12:04 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—78:

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

PRAYER

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

Lord, With You in our heart, we have everything we need. You give us new strength and You guide us in the right paths as You promised. Even though we may experience the deepest darkness imaginable, we will not be afraid, for You are with us. We know that Your goodness and love will be with us all our life, and Your house will be our home as long as we live.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Yee, Assembly Member Baca 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:

Because of illness: Assembly Members Gordon and Jerome E. Horton.

COMMUNICATIONS

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

April 8, 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 Fran Pavley to replace Assemblymember Mike Gordon on the Assembly Natural Resources Committee for the Monday, April 11 hearing only.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

April 11, 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 George Plescia to replace Assemblymember Mark Wyland on the Assembly Utilities and Commerce Committee for today's hearing only.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

April 11, 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 12 hearing.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

April 11, 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 removed Assemblymember Ira Ruskin from the Assembly Public Safety Committee, creating a Democratic vacancy.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

April 11, 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 Dave Jones to replace Assemblymember Jerome Horton on the Assembly Utilities and Commerce Committee for today's hearing only.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

April 11, 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 Joe Canciamilla as the temporary chair of the Assembly Veterans Affairs Committee for the Tuesday, April 12 hearing only.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

PROPOSED INITIATIVES

The following communications were presented by the Chief Clerk from:

Tricia Knight, Initiative Coordinator, Department of Justice, Office of the Attorney General, Sacramento, dated March 30, April 1, and April 4, 2005, transmitting copies of the title, summary, and text of the following proposed initiatives, pursuant to Section 9007, Elections Code:

**Prescription Drugs. Discounts.
Initiative Statute. SA 2005RF0065**

Referred by the Speaker to the Committee on Health.

**Casino-Style Gaming District.
Initiative Constitutional Amendment. SA 2005RF0048, Amdt. #1-S**

Referred by the Speaker to the Committee on Governmental Organization.

**Regulation of Electric Service Providers.
Initiative Statute. SA 2005RF0054, Amdt #3-NS**

Referred by the Speaker to the Committee on Utilities and Commerce.

**Urban Tribal Casinos.
Initiative Constitutional Amendment and Statute. SA 2005RF0056, Amdt #1-S**

Referred by the Speaker to the Committee on Governmental Organization.

**Prohibition Against Defined Benefit Public Pensions.
Exception for University of California.
Initiative Constitutional Amendment and Statute. SA 2005RF0070**

Referred by the Speaker to the Committee on Public Employees, Retirement and Social Security.

REPORTS

The following letter of transmittal was presented by the Chief Clerk and ordered printed in the Journal:

California State Auditor

2004-138
April 5, 2005

*The Honorable Speaker of the Assembly
The Honorable Members of the Assembly
of the Legislature of California
State Capitol, Room 3196
Sacramento, California*

Members of the Assembly: As requested by the Joint Legislative Audit Committee, the Bureau of State Audits presents its audit report concerning the Department of Parks and Recreation's (Parks) administration of local grants.

This report concludes that although Parks' process for identifying eligible recipients and determining the amounts awarded was reasonable, it needs to improve its monitoring of local grants and better justify its administrative charges. Specifically, Parks principally relies on recipients certifying that they have complied with grant requirements and have expended grant funds for allowable purposes. Given this reliance, we expected Parks to periodically assess recipients'

compliance with grant requirements. However, we found that Parks has not consistently followed its procedures for monitoring recipients' progress on projects and that such efforts are inconsistently documented. Further, Parks could not always demonstrate that the public benefited as intended from local grants. Specifically, Parks could not demonstrate that it always performed final inspections of completed grants or that it ensured specific project objectives were met during inspections that were performed. Also, the expected results from the use of General Fund grants are at times not specifically defined in legislation and are subject to interpretation by Parks, resulting in a lack of clear expectations as to what is to be accomplished with grant funds. Finally, our review found that Parks does not separately track its actual costs for administering local grants, creating the risk that bond funds have subsidized Parks' administrative efforts on General Fund grants.

Respectfully submitted,

ELAINE M. HOWLE
State Auditor

Above report referred to the Committee on Water, Parks and Wildlife.

The following reports were presented by the Chief Clerk:

**CSU Institutional Financial Aid Programs Award Years:
2002-03 and 2003-04**

(Pursuant to Supplemental Report to the 2002 Budget Act)

Above transmitted report, together with letter of transmittal from Richard P. West, Executive Vice Chancellor and Chief Financial Officer, California State University, dated March 28, 2005, referred by the Speaker to the Committee on Higher Education.

**Notification of Data Used in the First Principal Apportionment
Fiscal Year 2004-05**

(Pursuant to Education Code Section 41339 (b))

Above transmitted report, together with letter of transmittal from Jack O'Connell, State Superintendent of Public Instruction, Department of Education, dated March 28, 2005, referred by the Speaker to the Committee on Education.

**A Report to the California State Legislature in Accordance with
Senate Bill 1895, Chapter 493, Statutes of 2004**

(Pursuant to Senate Bill 1894, Chapter 493, Statutes of 2004)

Above transmitted report, together with letter of transmittal from Jack O'Connell, State Superintendent of Public Instruction, Department of Education, dated March 29, 2005, referred by the Speaker to the Committee on Education.

**Water Efficiency Standards for Residential Clothes Washers
(Pursuant to Assembly Bill 1561, Chapter 421, Statutes of 2002)**

Above transmitted report, together with letter of transmittal from Scott W. Matthews, Acting Executive Director, California Energy Commission, dated March 29, 2005, referred by the Speaker to the Committee on Natural Resources.

**Safe Drinking Water State Revolving Fund and
Source Water Protection Program
(Pursuant to Health and Safety Code
Sections 116760.30 (b) and 116762.60 (d))**

Above transmitted report, together with letter of transmittal from Jennifer Kent, Deputy Director, Legislative and Governmental Affairs, Department of Health Services, dated March 30, 2005, referred by the Speaker to the Committee on Environmental Safety and Toxic Materials.

**General Plan for the Use of State Lands Being Disposed
(Pursuant to Public Resources Code Section 6373)**

Above transmitted report, together with letter of transmittal from Paul D. Thayer, Executive Officer, California State Lands Commission, dated April 1, 2005, referred by the Speaker to the Committee on Natural Resources.

**Family Cost Participation Program
(Pursuant to Welfare and Institutions Code, Section 4783(m))**

Above transmitted report, together with letter of transmittal from Cliff Allenby, Director, Department of Developmental Services, dated April 5, 2005, referred by the Speaker to the Committee on Human Services.

**California's Net Metering Program Report
(Pursuant to Assembly Bill 58, Statutes of 2002, Chapter 896)**

Above transmitted report, together with letter of transmittal from Steve Larson, Executive Director, Public Utilities Commission, dated April 5, 2005, referred by the Speaker to the Committee on Utilities and Commerce.

**2003–04 Annual Report
(Pursuant to Health and Safety Code Section 130150 (b))**

Above transmitted report, together with letter of transmittal from Jane I. Henderson, Ph.D., Executive Director, California Children and Families Commission, dated January 31, 2005, referred by the Speaker to the Committee on Human Services.

**The Competitive Cal Grant Program—
A Report on the First Three Years
(Pursuant to Senate Bill 1644, Chapter 403, Statutes of 2000)**

Above transmitted report, together with letter of transmittal from Diana Fuentes-Michel, Executive Director, California Student Aid Commission, dated April 4, 2005, referred by the Speaker to the Committee on Higher Education.

**California State Rail Plan 2003–04 to 2013–14
(Pursuant to Government Code Section 14036)**

Above transmitted report, together with letter of transmittal from Janet S. Dawson, Assistant Deputy Director, Division of Legislative and Local Government Affairs, Department of Transportation, dated March 29, 2005, referred by the Speaker to the Committee on Transportation.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, April 11, 2005

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

Assembly Bill No. 268

Assembly Bill No. 367

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered returned to second reading file.

Assembly Chamber, April 11, 2005

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

Assembly Bill No. 15

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered to third reading.

Assembly Chamber, April 11, 2005

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

Assembly Concurrent Resolution No. 32

Assembly Concurrent Resolution No. 39

Assembly Concurrent Resolution No. 43

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolutions ordered on file.

Assembly Chamber, April 11, 2005

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

Assembly Concurrent Resolution No. 12

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered to the Consent Calendar.

Assembly Chamber, April 11, 2005

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

Assembly Bill No. 71

Assembly Bill No. 194

Assembly Bill No. 225

Assembly Bill No. 271

Assembly Bill No. 278

Assembly Bill No. 326

Assembly Bill No. 328

Assembly Bill No. 378

Assembly Bill No. 460

Assembly Bill No. 476

Assembly Bill No. 482

Assembly Bill No. 494

Assembly Bill No. 544

Assembly Bill No. 558

Assembly Bill No. 616

Assembly Bill No. 619

Assembly Bill No. 646

Assembly Bill No. 750

Assembly Bill No. 756

Assembly Bill No. 772

Assembly Bill No. 775

Assembly Bill No. 783

Assembly Bill No. 811

Assembly Bill No. 818

Assembly Bill No. 822

Assembly Bill No. 838

Assembly Bill No. 881

Assembly Bill No. 925

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, April 11, 2005

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

- | | |
|------------------------|------------------------|
| Assembly Bill No. 1002 | Assembly Bill No. 1412 |
| Assembly Bill No. 1031 | Assembly Bill No. 1420 |
| Assembly Bill No. 1037 | Assembly Bill No. 1424 |
| Assembly Bill No. 1061 | Assembly Bill No. 1528 |
| Assembly Bill No. 1066 | Assembly Bill No. 1574 |
| Assembly Bill No. 1172 | Assembly Bill No. 1580 |
| Assembly Bill No. 1208 | Assembly Bill No. 1587 |
| Assembly Bill No. 1213 | Assembly Bill No. 1597 |
| Assembly Bill No. 1348 | Assembly Bill No. 1620 |
| Assembly Bill No. 1366 | Assembly Bill No. 1638 |
| Assembly Bill No. 1382 | Assembly Bill No. 1646 |
| Assembly Bill No. 1384 | Assembly Bill No. 1687 |
| Assembly Bill No. 1388 | Assembly Bill No. 1702 |
| Assembly Bill No. 1407 | Assembly Bill No. 1730 |

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, April 11, 2005

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

Assembly Concurrent Resolution No. 40

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

BILLS REMOVED FROM CONSENT CALENDAR

The following bill was removed from the Consent Calendar, and placed on the third reading file, pursuant to Joint Rule 22.2:

Assembly Bill No. 86, on request of Assembly Member Plescia.

BILLS PLACED ON INACTIVE FILE

The following bills were placed upon the inactive file:

Senate Bill No. 122, on request of Assembly Member Frommer;

Senate Bill No. 123, on request of Assembly Member Frommer.

RE-REFERENCE OF BILLS

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

Assembly Bill No. 47 from the Committee on Health to the Committee on Business and Professions;

Assembly Bill No. 476 from the Committee on Education to the Committee on Higher Education;

Assembly Bill No. 676 from the Committee on Natural Resources to the Committee on Water, Parks and Wildlife;

Assembly Bill No. 1388 from the Committee on Business and Professions to the Committee on Utilities and Commerce;

Assembly Bill No. 1702 from the Committee on Local Government to the Committee on Transportation.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Frommer announced that the Committee on Health would meet today at 2 p.m., instead of 3 p.m., as printed in today's Assembly Daily File.

SPECIAL COMMITTEE MEETINGS

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

Agriculture, on Wednesday, April 20, 2005, at 10 a.m., in Room 126;
Joint Legislative Audit Committee, on Wednesday, May 11, 2005, at 9 a.m., in Room 444.

Assembly Member Frommer was granted unanimous consent that the Committee on Rules be permitted to hold a special meeting off the Floor, during Floor session, in the Tom Bane Rules Committee Room, and that Joint Rule 62(a) be waived for the purpose of setting Assembly Concurrent Resolution No. 49 for hearing.

MESSAGES FROM THE SENATE

Senate Chamber, February 10, 2005

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Concurrent Resolution No. 9

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

Senate Chamber, February 28, 2005

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 29

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

Senate Chamber, March 3, 2005

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Concurrent Resolution No. 2

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

Senate Chamber, April 7, 2005

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

Senate Joint Resolution No. 2

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

FIRST READING OF SENATE BILLS

The following resolution was read:

SENATE JOINT RESOLUTION NO. 2—Relative to the Armenian Genocide.

REPORTS OF STANDING COMMITTEES

Committee on Banking and Finance

Date of Hearing: April 4, 2005

Mr. Speaker: Your Committee on Banking and Finance reports:

Assembly Bill No. 1527

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

CALDERON, Chair

Above bill ordered to second reading.

Committee on Appropriations

Date of Hearing: April 6, 2005

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 663

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

CHU, Chair

Above bill ordered to second reading.

Committee on Banking and Finance

Date of Hearing: April 4, 2005

Mr. Speaker: Your Committee on Banking and Finance reports:

Assembly Bill No. 865

With the recommendation: Do pass, as amended.

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.

CALDERON, Chair

Above bill ordered to second reading.

Committee on Jobs, Economic Development, and the Economy

Date of Hearing: April 5, 2005

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

Assembly Bill No. 348

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

ARAMBULA, Chair

Above bill ordered to second reading.

Committee on Judiciary

Date of Hearing: April 5, 2005

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 1150

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

JONES, 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. 1152

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

LENO, Chair

Above bill ordered to second reading.

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

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

Assembly Bills Nos. 268, and 367, ordered to the Consent Calendar.

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 480—An act to amend Section 19604 of the Business and Professions Code, relating to horse racing.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1355—An act to amend Section 19605.73 of the Business and Professions Code, relating to horse racing.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 428—An act to amend Section 25761 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 405—An act to add Section 17610.1 to the Education Code, relating to schoolsites.

Bill read second time; amendments proposed by the Committee on Environmental Safety and Toxic Materials read and adopted; bill ordered reprinted and to be re-referred to the Committee on Education.

ASSEMBLY BILL NO. 754—An act to amend Section 21641 of the Business and Professions Code, to amend Section 12101 of the Health and Safety Code, to amend Sections 171b, 11106, 12001, 12035, 12036, 12070, 12072, 12076, 12078, 12082, 12084, and 12086 of, to amend, renumber, and add Sections 12071.1 and 12071.4 of, to add Sections 12071.2, 12071.3, 12071.5, 12071.6, and 12071.7 to, and to repeal and add Sections 12071 and 12083 of, the Penal Code, relating to firearms.

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. 359—An act to add Section 5006.9 to the Public Resources Code, relating to parks.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted; bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 376—An act to add Section 148.8 to the Penal Code, relating to false reports.

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. 478—An act to amend Sections 3419 and 3423 of the Penal Code, relating to inmates.

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. 84—An act to add Article 8.6 (commencing with section 5151) to Chapter 1 of Division 1 of the Vehicle Code, relating to vehicles.

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

ASSEMBLY BILL NO. 1097—An act to add Section 46300.8 to the Education Code, relating to pupils.

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

ASSEMBLY BILL NO. 656—An act to amend Section 48324 of the Education Code, relating to pupil attendance.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1400—An act to amend Sections 51, 51.5, 51.7, 51.8, and 53 of the Civil Code, relating to civil rights.

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.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, April 11, 2005

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

Assembly Bill No. 480

Assembly Bill No. 656

Assembly Bill No. 1355

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to the Consent Calendar.

Assembly Chamber, April 11, 2005

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

Assembly Bill No. 428

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered to third reading.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS

ASSEMBLY CONCURRENT RESOLUTION NO. 35 (Hancock)—Relative to youth organizations.

Resolution read.

Members Made Coauthors of Assembly Concurrent Resolution No. 35

Assembly Member Hancock was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Assembly Concurrent Resolution No. 35.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

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

Request for Unanimous Consent

Assembly Member Hancock was granted unanimous consent to take up Assembly Concurrent Resolution No. 35, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Concurrent Resolution No. 35, as Amended

ASSEMBLY CONCURRENT RESOLUTION NO. 35—Relative to youth organizations.

Resolution read, as amended, and adopted.

Resolution ordered printed, and transmitted to the Senate.

ASSEMBLY BILL NO. 1553 (Evans)—An act to add Section 1281.12 to the Code of Civil Procedure, relating to arbitration.

Bill read third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Evans moved a call of the Assembly.

Motion carried. Time, 12:17 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 18 (La Malfa)—An act to amend Sections 218, 17207, and 24347.5 of, and to add Sections 195.95, 195.96, and 195.97 to, the Revenue and Taxation Code, relating to disaster relief, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—77

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

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—77

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

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 32 (Pavley)—An act to amend Sections 42801 and 42823 of the Health and Safety Code, relating to air pollution.

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

AYES—50

Arambula	De La Torre	Leno	Richman
Baca	Dymally	Levine	Ridley-Thomas
Bass	Evans	Lieber	Ruskin
Berg	Frommer	Liu	Saldaña
Bermúdez	Goldberg	Matthews	Salinas
Blakeslee	Hancock	Montañez	Torrico
Calderon	Harman	Mullin	Umberg
Canciamilla	Horton, Shirley	Nation	Vargas
Chan	Jones	Nava	Wolk
Chavez	Karnette	Negrete McLeod	Yee
Chu	Klehs	Oropeza	Mr. Speaker
Cohn	Koretz	Parra	
Coto	Laird	Pavley	

NOES—27

Aghazarian	Haynes	Maze	Spitzer
Benoit	Houston	McCarthy	Strickland
Bogh	Huff	Mountjoy	Tran
Cogdill	Keene	Nakanishi	Villines
Daucher	La Malfa	Niello	Walters
DeVore	La Suer	Plescia	Wyland
Garcia	Leslie	Runner	

Bill ordered transmitted to the Senate.

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

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

AYES—45

Arambula	Dymally	Lieber	Ruskin
Baca	Evans	Liu	Saldaña
Bass	Frommer	Matthews	Salinas
Berg	Goldberg	Montañez	Torrico
Bermúdez	Hancock	Mullin	Umberg
Calderon	Jones	Nation	Vargas
Chan	Karnette	Nava	Wolk
Chavez	Klehs	Negrete McLeod	Yee
Chu	Koretz	Oropeza	Mr. Speaker
Cohn	Laird	Parra	
Coto	Leno	Pavley	
De La Torre	Levine	Ridley-Thomas	

NOES—33

Aghazarian	Garcia	Leslie	Spitzer
Benoit	Harman	Maze	Strickland
Blakeslee	Haynes	McCarthy	Tran
Bogh	Horton, Shirley	Mountjoy	Villines
Canciamilla	Houston	Nakanishi	Walters
Cogdill	Huff	Niello	Wyland
Daucher	Keene	Plescia	
DeVore	La Malfa	Richman	
Emmerson	La Suer	Runner	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 111 (Koretz)—An act to amend Section 23399 of the Business and Professions Code, relating to alcoholic beverages.

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

AYES—76

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

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 124 (Dymally)—An act to amend Sections 19790, 19791, 19792, 19792.5, 19793, 19794, 19795, 19796, 19797, and 19798 of, and to amend the heading of Chapter 12 (commencing with Section 19790) of Part 2 of Division 5 of Title 2 of, the Government Code, relating to state civil service.

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

AYES—46

Arambula	De La Torre	Levine	Ridley-Thomas
Baca	Dymally	Lieber	Ruskin
Bass	Evans	Liu	Saldaña
Berg	Frommer	Matthews	Salinas
Bermúdez	Goldberg	Montañez	Torrigo
Calderon	Hancock	Mullin	Umberg
Canciamilla	Jones	Nation	Vargas
Chan	Karnette	Nava	Wolk
Chavez	Klehs	Negrete McLeod	Yee
Chu	Koretz	Oropeza	Mr. Speaker
Cohn	Laird	Parra	
Coto	Leno	Pavley	

NOES—31

Aghazarian	Garcia	Leslie	Runner
Benoit	Harman	Maze	Spitzer
Blakeslee	Haynes	McCarthy	Strickland
Bogh	Houston	Mountjoy	Tran
Cogdill	Huff	Nakanishi	Villines
Daucher	Keene	Niello	Walters
DeVore	La Malfa	Plescia	Wyland
Emmerson	La Suer	Richman	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1438 (Salinas)—An act to amend Section 54953 of the Government Code, relating to local agencies.

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

AYES—77

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

NOES—1

Haynes

Bill ordered transmitted to the Senate.

ASSEMBLY CONCURRENT RESOLUTION NO. 32 (Arambula)—Relative to West Nile Virus and Mosquito and Vector Control Awareness Week.

Resolution read.

**Members Made Coauthors of
Assembly Concurrent Resolution No. 32**

Assembly Member Arambula was granted unanimous consent to open the roll for the purpose of permitting members to add as coauthors of Assembly Concurrent Resolution No. 32.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

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

Request for Unanimous Consent

Assembly Member Arambula was granted unanimous consent to take up Assembly Concurrent Resolution No. 32, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Concurrent Resolution No. 32, as Amended

ASSEMBLY CONCURRENT RESOLUTION NO. 32—Relative to West Nile Virus and Mosquito and Vector Control Awareness Week.

Resolution read, as amended, and adopted.

Resolution ordered printed, and transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Rules

Date of Hearing: April 11, 2005

Mr. Speaker: Your Committee on Rules reports:

Senate Concurrent Resolution No. 35

With the recommendation: Be adopted.

MONTAÑEZ, Chair

Above resolution ordered to third reading.

**SENATE CONCURRENT RESOLUTION NO. 35 TAKEN UP
BY UNANIMOUS CONSENT**

Assembly Member Garcia was granted unanimous consent to take up Senate Concurrent Resolution No. 35, without reference to file.

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

Resolution read.

Members Made Coauthors of Senate Concurrent Resolution No. 35

Assembly Member Garcia was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Senate Concurrent Resolution No. 35.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

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

Request for Unanimous Consent

Assembly Member Garcia was granted unanimous consent to take up Senate Concurrent Resolution No. 35, as amended, without reference to print or file.

Consideration of Senate Concurrent Resolution No. 35, as Amended

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

Resolution read, as amended, and adopted.

Resolution ordered printed, and transmitted to the Senate.

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

SENATE CONCURRENT RESOLUTION NO. 14 (Runner)—Relative to California Space Day.

Resolution read and presented by Assembly Member Runner.

Members Made Coauthors of Senate Concurrent Resolution No. 14

Assembly Member Runner was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Senate Concurrent Resolution No. 14.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

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

Request for Unanimous Consent

Assembly Member Runner was granted unanimous consent to take up Senate Concurrent Resolution No. 14, as amended, without reference to print or file.

Consideration of Senate Concurrent Resolution No. 14, as Amended

SENATE CONCURRENT RESOLUTION NO. 14—Relative to California Space Day.

Resolution read, as amended, and adopted.

Resolution ordered printed, and transmitted to the Senate.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Montañez announced that the Committee on Rules would meet immediately, in the Tom Bane Rules Committee Room.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 1553**

At 1:04 p.m., on motion of Assembly Member Levine, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Mountjoy moved to continue the call of the Assembly.

Motion carried. Time, 1:05 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

Point of Information

Assembly Member Goldberg arose to the following point of information:

When a call is being lifted and a member pushes the same vote button that he or she had pushed prior to a call being moved on the measure, the member has cancelled out their vote, and will be recorded as not voting.

Reply by Speaker pro Tempore Yee

The Speaker pro Tempore replied that Assembly Member Goldberg is correct.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1553

At 1:06 p.m., on motion of Assembly Member Mountjoy, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 1553 passed by the following vote:

AYES—45

Arambula	Dymally	Lieber	Ruskin
Baca	Evans	Liu	Saldaña
Bass	Frommer	Matthews	Salinas
Berg	Goldberg	Montañez	Torrico
Bermúdez	Hancock	Mullin	Umberg
Calderon	Jones	Nation	Vargas
Chan	Karnette	Nava	Wolk
Chavez	Klehs	Negrete McLeod	Yee
Chu	Koretz	Oropeza	Mr. Speaker
Cohn	Laird	Parra	
Coto	Leno	Pavley	
De La Torre	Levine	Ridley-Thomas	

NOES—33

Aghazarian	Garcia	Leslie	Spitzer
Benoit	Harman	Maze	Strickland
Blakeslee	Haynes	McCarthy	Tran
Bogh	Horton, Shirley	Mountjoy	Villines
Canciamilla	Houston	Nakanishi	Walters
Cogdill	Huff	Niello	Wyland
Daucher	Keene	Plescia	
DeVore	La Malfa	Richman	
Emmerson	La Suer	Runner	

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. 434 (Parra)—An act to amend Section 14860 of the Financial Code, relating to credit unions.

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. 174 (Salinas)—An act to amend Section 507 of the Pajaro Valley Water Management Agency Act (Chapter 257 of the Statutes of 1984), relating to the Pajaro Valley Water Management Agency.

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. 200 (Leslie)—An act to add Section 399.17 to the Public Utilities Code, relating to renewable energy resources.

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 CONCURRENT RESOLUTION NO. 1 (Negrete McLeod)—Relative to Proposition 71 the California Stem Cell Research and Cures Initiative.

Resolution read, adopted, and ordered transmitted to the Senate.

*(For the vote on the above resolution, 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—78

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

NOES—None

ADJOURN IN MEMORY

Assembly Member Emmerson was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Helen “Fergie” Brulte, of Rancho Cucamonga.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

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

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Baca was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Councilwoman Anne W. Dunihue, of Fontana.

Assembly Member Benoit was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Cpl. William D. Richardson, of Moreno Valley.

Assembly Member Berg was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Roberta Elaine "Bobbi" Farmer, of Eureka and Laura Diane Jackson, of Placitas, New Mexico.

Assembly Member Evans was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Dale Messick, of Penngrove.

Assembly Member Hancock was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Margaret Breland, of Berkeley.

Assembly Member Mountjoy was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Richard McNulty, of Arcadia; Benjamin L. Powell, Jr., of Azusa; and Robbie Drolet, of San Dimas.

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 (Hap) Albert Brewer and Myrtle M. Shuford, of Lancaster.

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 Robert Conrad, of Dixon; Jacqueline H. Davenport, Julia Louise Rapolla, and Gerald Schaeffer, of Vacaville; Frances Dee House, of Winters; Kenneth Duane Fike, Hope D. Mata, and Oney Pearl Stuefloten, 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. 18 and Urgency: Chu, Haynes, Shirley Horton, Houston, Liu, Mountjoy, Nation, Spitzer, and Wyland—Aye.

Assembly Bill No. 32: Bass, Calderon, Canciamilla, Cohn, Shirley Horton, and Oropeza—Aye; Daucher, Garcia, Haynes, Spitzer, Villines, and Wyland—No.

Assembly Bill No. 43: Nation and Oropeza—Aye; Canciamilla, Haynes, Houston, Spitzer, and Wyland—No.

Assembly Bill No. 111: Canciamilla, Haynes, Houston, Montañez, Oropeza, and Spitzer—Aye.

Assembly Bill No. 124: Canciamilla, Oropeza, Wolk, and Yee—Aye; Haynes and Spitzer—No.

Assembly Bill No. 1438: Canciamilla, Mountjoy, Oropeza, Pavley, and Spitzer—Aye; Haynes—No.

Assembly Bill No. 1553: Oropeza—Aye; Garcia and Haynes—No.

Consent Calendar: Haynes, Mountjoy, and Oropeza—Aye.

MOTION TO ADJOURN

At 1:10 p.m., Assembly Member Cohn moved that the Assembly do now adjourn.

Assembly Member Mountjoy seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 1:10 p.m., Speaker pro Tempore Yee declared the quorum call of the Assembly dispensed with.

RESOLUTIONS

The following resolutions were offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 51—Jerome Horton. Relative to State Employee Appreciation Month.

ASSEMBLY CONCURRENT RESOLUTION NO. 52—Levine. Relative to Sergeant Evan A. Ashcraft Memorial Interchange.

ASSEMBLY CONCURRENT RESOLUTION NO. 53—Lieber. Relative to organ donation.

ASSEMBLY JOINT RESOLUTION NO. 20—Nunez (Principal coauthor: Senator Perata). Relative to agricultural workers.

REFERENCE OF BILLS TO COMMITTEE

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

*Assembly**Bill No.**Committee*

184 -----	Trans.
306 -----	Health and B. & P.
411 -----	B. & P.
417 -----	G.O.
581 -----	L. & E. and Jud.
587 -----	P.E.,R. & S.S.
661 -----	Rev. & Tax.
736 -----	U. & C.
771 -----	Nat. Res. and Jud.
798 -----	W.,P. & W. and E.S. & T.M.
901 -----	B. & F.
1027 -----	Ins. and Rev. & Tax.
1065 -----	Agri. and Rls.
1073 -----	Ed.
1098 -----	Jud. and H. & C.D.
1167 -----	H. & C.D. and L. Gov.
1178 -----	B. & P.
1254 -----	Higher Ed.
1367 -----	L. Gov. and H. & C.D.
1457 -----	L. Gov.
1636 -----	E. & R.
1643 -----	P.E., R. & S.S.
1667 -----	Health and Ed.
1712 -----	Jud.
1741 -----	Jud.
1769 -----	P.E.,R. & S.S. and L. Gov.
1770 -----	P.E.,R. & S.S.
1771 -----	P.E.,R. & S.S.

1772 ----- P.E.,R. & S.S.
 1773 ----- P.E.,R. & S.S.

Assembly Concurrent

Resolution No. Committee
 48 ----- Jud.
 49 ----- Rls.
 50 ----- Rls.

Senate Concurrent

Resolution No. Committee
 33 ----- Rls.
 36 ----- Rls.

Senate Joint

Resolution No. Committee
 1 ----- V.A.
 7 ----- L. & E.

AUTHOR'S AMENDMENTS
Committee on Public Safety

April 11, 2005

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

Assembly Bill No. 231	Assembly Bill No. 629
Assembly Bill No. 336	Assembly Bill No. 1542
Assembly Bill No. 570	Assembly Bill No. 1603

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

LENO, Chair

ASSEMBLY BILL NO. 231—An act to amend Section 5001 of the Penal Code, relating to the Department of Corrections.

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. 336—An act to amend Section 11366.8 of the Health and Safety Code, relating to controlled 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. 570—An act to amend Section 23152 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.

ASSEMBLY BILL NO. 629—An act to amend Section 2960 of the Penal Code, relating to prisoners.

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. 1542—An act relating to sentencing.

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. 1603—An act to amend Section 14202.2 of the Penal Code, relating to mental health.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS

Committee on Water, Parks and Wildlife

April 11, 2005

Mr. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:
Assembly Bill No. 874

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

WOLK, Chair

ASSEMBLY BILL NO. 874—An act to add Chapter 5 (commencing with Section 3860) to Part 2 of Division 4 of the Fish and Game Code, relating to wildlife.

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

April 11, 2005

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

Assembly Bill No. 255
Assembly Bill No. 690

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

GORDON, Chair

ASSEMBLY BILL NO. 255—An act to add Article 4 (commencing with Section 343) to Chapter 5 of Part 1 of Division 2 of the Military and Veterans Code, relating to military benefits, 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. 690—An act to add Section 323 to the Military and Veterans Code, relating to military 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 Banking and Finance

April 11, 2005

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

Assembly Bill No. 459

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

CALDERON, Chair

ASSEMBLY BILL NO. 459—An act to amend Section 10241 of the Business and Professions Code, and to amend Section 2963 of, and to add Section 1102.6c to, the Civil Code, relating to transfer of 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.

AUTHOR'S AMENDMENTS
Committee on Labor and Employment

April 11, 2005

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

- Assembly Bill No. 879
- Assembly Bill No. 904
- Assembly Bill No. 1500

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

KORETZ, Chair

ASSEMBLY BILL NO. 879—An act to amend Sections 98 and 98.2 of the Labor Code, relating to employment.

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. 904—An act to add Section 511.5 to the Labor Code, relating to employment.

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. 1500—An act to amend Section 7300.3 of the Labor Code, relating to safety of conveyances.

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 11, 2005

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

- Assembly Bill No. 617

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

EVANS, Chair

ASSEMBLY BILL NO. 617—An act to add Section 1596.8525 to the Health and Safety Code, relating to child day 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 Health

April 11, 2005

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

- Assembly Bill No. 10

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

CHAN, Chair

ASSEMBLY BILL NO. 10—An act 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.

AUTHOR'S AMENDMENTS**Committee on Public Employees, Retirement and Social Security**

April 11, 2005

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

Assembly Bill No. 256

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

TORRICO, Chair

ASSEMBLY BILL NO. 256—An act relating to public employees' 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 Elections and Redistricting**

April 11, 2005

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

Assembly Bill No. 369

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

UMBERG, Chair

ASSEMBLY BILL NO. 369—An act to amend Section 19250 of the Elections Code, relating to voting systems.

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**

April 11, 2005

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

Assembly Bill No. 520

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

MATTHEWS, Chair

ASSEMBLY BILL NO. 520—An act to amend Section 43003 of the Food and Agricultural Code, relating to civil administrative penalties.

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 11, 2005

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

Assembly Bill No. 804

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

VARGAS, Chair

ASSEMBLY BILL NO. 804—An act to add Section 21431 to the Government Code, to amend Section 4658.6 of the Labor Code, and to amend Section 1543 of the Penal Code, relating to the California Highway Patrol.

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 11, 2005

Mr. Speaker: The Chair of your Committee on Banking and Finance reports:
Assembly Bill No. 885

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

CALDERON, Chair

ASSEMBLY BILL NO. 885—An act to amend Sections 1788.2, 2924f, and 2924g of the Civil Code, relating to mortgages.

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

April 11, 2005

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

Assembly Bill No. 339

Assembly Bill No. 1236

Assembly Bill No. 930

Assembly Bill No. 1307

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

JONES, Chair

ASSEMBLY BILL NO. 339—An act to amend Section 17900 of the Business and Professions Code, to amend Sections 1113, 1152, and 1157 of, to add Chapter 1 (commencing with Section 15900) to, and to add and repeal Sections 15534 and 15724 of, the Corporations Code, relating to limited partnerships.

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. 930—An act to amend Section 12087 of the Government Code, relating to citizenship assistance.

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. 1236—An act to add Chapter 4 (commencing with Section 1630) to Part 5 of Division 4 of the Family Code, relating to marital 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.

ASSEMBLY BILL NO. 1307—An act to amend Section 9250 of the Welfare and Institutions Code, relating to long-term 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 Water, Parks and Wildlife

April 11, 2005

Mr. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:
 Assembly Bill No. 1244

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

WOLK, Chair

ASSEMBLY BILL NO. 1244—An act to amend Sections 79401, 79402, 79403.5, 79412, 79415, 79420, 79421, 79440, 79450, 79452, and 79460 of, to amend and repeal Sections 79420, 79423, 79453, and 79455, of, to add Sections 79472 and 79473 to, to repeal Sections 79406 and 79422 of, and to repeal Chapter 3 (commencing with Section 79475) of Division 26.4 of, the Water Code, relating to water, 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.

AUTHOR'S AMENDMENTS
Committee on Revenue and Taxation

April 11, 2005

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:
 Assembly Bill No. 995
 Assembly Bill No. 1670

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

KLEHS, Chair

ASSEMBLY BILL NO. 995—An act to add and repeal Sections 17053.58 and 23658 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.

ASSEMBLY BILL NO. 1670—An act to add Division 112 (commencing with Section 130500) to the Health and Safety 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.

AUTHOR'S AMENDMENTS
Committee on Transportation

April 11, 2005

Mr. Speaker: The Chair of your Committee on Transportation reports:
 Assembly Bill No. 189

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

OROPEZA, Chair

ASSEMBLY BILL NO. 189—An act to amend Section 149.4 of the Streets and Highways Code, relating to transportation.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Transportation

April 11, 2005

Mr. Speaker: The Chair of your Committee on Transportation reports:
Assembly Bill No. 1157

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

OROPEZA, Chair

ASSEMBLY BILL NO. 1157—An act to amend Section 164 of the Streets and Highways Code, relating to transportation.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

AUTHOR'S AMENDMENTS
Committee on Transportation

April 11, 2005

Mr. Speaker: The Chair of your Committee on Transportation reports:
Assembly Bill No. 963
Assembly Bill No. 1223

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.

ASSEMBLY BILL NO. 1223—An act to amend Section 11713.3 of, and to add Section 11713.13 to, 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 Natural Resources

April 11, 2005

Mr. Speaker: The Chair of your Committee on Natural Resources reports:
Assembly Bill No. 648

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

HANCOCK, Chair

ASSEMBLY BILL NO. 648—An act to amend Section 65940 of the Government Code, to amend Sections 21092.1 and 21166 of, and to add Section 21083.10 to, the Public Resources Code, relating to environmental quality.

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 11, 2005

Mr. Speaker: The Chair of your Committee on Transportation reports:
Assembly Bill No. 979

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

OROPEZA, Chair

ASSEMBLY BILL NO. 979—An act to amend Sections 13352 and 14602.6 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 Natural Resources

April 11, 2005

Mr. Speaker: The Chair of your Committee on Natural Resources reports:
Assembly Bill No. 1165

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

HANCOCK, Chair

ASSEMBLY BILL NO. 1165—An act to amend Section 25519 of the Public Resources Code, relating to energy resources.

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 11, 2005

Mr. Speaker: The Chair of your Committee on Transportation reports:
Assembly Bill No. 1067

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

OROPEZA, Chair

ASSEMBLY BILL NO. 1067—An act to amend Section 369b of the Penal Code, and to amend Sections 22526 and 42001.16 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 Public Safety

April 11, 2005

Mr. Speaker: The Chair of your Committee on Public Safety reports:
Assembly Bill No. 603
Assembly Bill No. 893
Assembly Bill No. 1683

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

LENO, Chair

ASSEMBLY BILL NO. 603—An act to amend Section 6604, 6604.1, and 6605 of the Welfare and Institutions Code, relating to mental health.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

ASSEMBLY BILL NO. 893—An act to amend Section 3003 of the Penal Code, and to amend Section 6607 of the Welfare and Institutions Code, relating to sex offenders.

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. 1683—An act to add Section 6608.7 to the Welfare and Institutions Code, relating to sex offenders.

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 11, 2005

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

Assembly Bill No. 1360

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

RUSKIN, Chair

ASSEMBLY BILL NO. 1360—An act to add Section 25355.1 to the Health and Safety Code, relating to hazardous 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.

AUTHOR'S AMENDMENTS

Committee on Banking and Finance

April 11, 2005

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

Assembly Bill No. 901

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

CALDERON, Chair

ASSEMBLY BILL NO. 901—An act to add Section 53066.7 to the Government Code, relating to community telecommunications.

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 11, 2005

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

Assembly Bill No. 788

Assembly Bill No. 1285

Assembly Bill No. 1379

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

EVANS, Chair

ASSEMBLY BILL NO. 788—An act to add Section 1597.625 to the Health and Safety Code, relating to child day 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.

ASSEMBLY BILL NO. 1285—An act to amend Section 8279.7 of the Education Code, relating to child 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.

ASSEMBLY BILL NO. 1379—An act relating to day laborers.

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

April 11, 2005

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

Assembly Bill No. 1098
Assembly Bill No. 1712
Assembly Bill No. 1741

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

JONES, Chair

ASSEMBLY BILL NO. 1098—An act to amend Section 1365.1 of the Civil Code, relating to common interest developments.

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. 1712—An act relating to CalWORKs.

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. 1741—An act relating to jury waivers.

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 11, 2005

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

Assembly Bill No. 1315
Assembly Bill No. 1604

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

LIU, Chair

ASSEMBLY BILL NO. 1315—An act to add Section 76160 to 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. 1604—An act to amend Section 20651 of the Public Contract 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.

AUTHOR'S AMENDMENTS

Committee on Utilities and Commerce

April 11, 2005

Mr. Speaker: The Chair of your Committee on Utilities and Commerce reports:
Assembly Bill No. 748
Assembly Bill No. 1362

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

LEVINE, Chair

ASSEMBLY BILL NO. 748—An act to amend Section 14666.8 of the Government Code, relating to state 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. 1362—An act to amend Section 25740 of the Public Resources Code, to amend Sections 399.11, 399.12, 399.13, 399.14, and 399.15 of, and to add Section 399.17 to, the Public Utilities Code, relating to renewable energy.

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 11, 2005

Mr. Speaker: The Chair of your Committee on Education reports:
Assembly Bill No. 1073

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

GOLDBERG, Chair

ASSEMBLY BILL NO. 1073—An act relating to adult 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.

AUTHOR'S AMENDMENTS

Committee on Water, Parks and Wildlife

April 11, 2005

Mr. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:
Assembly Bill No. 798

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

WOLK, Chair

ASSEMBLY BILL NO. 798—An act relating to public resources.

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 11, 2005

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

Assembly Bill No. 1367

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

SALINAS, Chair

ASSEMBLY BILL NO. 1367—An act relating to local planning.

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 11, 2005

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

Assembly Bill No. 1027

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

VARGAS, Chair

ASSEMBLY BILL NO. 1027—An act relating to taxation.

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 11, 2005

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

Assembly Bill No. 361

Assembly Bill No. 1386

Assembly Bill No. 411

Assembly Bill No. 1625

Assembly Bill No. 485

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

NEGRETE McLEOD, Chair

ASSEMBLY BILL NO. 361—An act to add Section 8214.7 to the Government Code, relating to notaries public.

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. 411—An act to amend Section 10262.5 of the Public Contract 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.

ASSEMBLY BILL NO. 485—An act to add Part 12.5 (commencing with Section 15920) to Division 3 of Title 2 of the Government Code, 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. 1386—An act to amend Sections 1646.4, 1646.5, 1647, 1647.1, 1647.2, 1647.3, 1647.10, 1647.11, 1647.12, and 1647.14 of, to add Article 2.86 (commencing with Section 1647.18) to Chapter 4 of Division 2 of, and to repeal Section 1647.4 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. 1625—An act to add Section 7550.7 to the Government Code, relating to state reports.

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 11, 2005

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

Assembly Bill No. 11

Assembly Bill No. 1448

Assembly Bill No. 1329

Assembly Bill No. 1460

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

SALINAS, Chair

ASSEMBLY BILL NO. 11—An act to add Section 36516.3 to the Government Code, relating to city councils.

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. 1329—An act to add Section 20133.6 to the Public Contract 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.

ASSEMBLY BILL NO. 1448—An act to add Section 1091.35 to the Government Code, relating to conflicts of interest.

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. 1460—An act to amend Section 66499.7 of the Government Code, relating to subdivided lands.

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 11, 2005

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

Assembly Bill No. 349

Assembly Bill No. 1057

Assembly Bill No. 430

Assembly Bill No. 1196

Assembly Bill No. 455

Assembly Bill No. 1292

Assembly Bill No. 692

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

GOLDBERG, Chair

ASSEMBLY BILL NO. 349—An act to add Article 7 (commencing with Section 51560) to Chapter 4 of Part 28 of the Education Code, relating to instruction.

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. 430—An act to amend Sections 44510, 44511, 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.

ASSEMBLY BILL NO. 455—An act to amend Section 49600 of the Education Code, relating to at-risk pupils.

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. 692—An act to add Section 33128.31 to the Education Code, relating to the Alameda County Office of Education, 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. 1057—An act to amend Sections 52616, 52616.23, and 60850 of, and to repeal and add Section 60853 of, the Education Code, relating to adult 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. 1196—An act to add Article 6 (commencing with Section 51460) to Chapter 3 of Part 28 of the Education Code, relating to instructional programs.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

ASSEMBLY BILL NO. 1292—An act to amend Section 52853 of, and to add Sections 17070.756, 17584.4, and 52854 to, the Education Code, relating to school 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.

AUTHOR'S AMENDMENTS

Committee on Housing and Community Development

April 11, 2005

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

Assembly Bill No. 1167

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

MULLIN, Chair

ASSEMBLY BILL NO. 1167—An act relating to taxation.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES

Committee on Rules

Date of Hearing: April 11, 2005

Mr. Speaker: Your Committee on Rules reports:
Assembly Concurrent Resolution No. 21

With the recommendation: Be adopted.

MONTAÑEZ, Chair

Above resolution ordered to third reading.

Date of Hearing: April 11, 2005

Mr. Speaker: Your Committee on Rules reports:
Assembly Concurrent Resolution No. 8

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.

Date of Hearing: April 11, 2005

Mr. Speaker: Your Committee on Rules reports:
Assembly Concurrent Resolution No. 49

With the recommendation: Be adopted, and be re-referred to the Committee on Appropriations with recommendation: To Consent Calendar.

MONTAÑEZ, Chair

Above resolution re-referred to the Committee on Appropriations.

Committee on Health

Date of Hearing: April 5, 2005

Mr. Speaker: Your Committee on Health reports:
Assembly Bill No. 1077

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

CHAN, Chair

Above bill ordered to second reading.

Committee on Judiciary

Date of Hearing: April 5, 2005

Mr. Speaker: Your Committee on Judiciary reports:
Assembly Bill No. 1322

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

JONES, Chair

Above bill ordered to second reading.

MESSAGES FROM THE SENATE

Senate Chamber, April 11, 2005

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Concurrent Resolution No. 13

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

Senate Chamber, April 11, 2005

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

Senate Bill No. 330
Senate Bill No. 373
Senate Bill No. 443
Senate Bill No. 502

Senate Bill No. 671
Senate Bill No. 737
Senate Bill No. 974
Senate Bill No. 1050

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

Senate Chamber, April 11, 2005

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

Senate Concurrent Resolution No. 24

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. 330—An act to amend Section 1382 of the Penal Code, relating to criminal procedure.

SENATE BILL NO. 373—An act to amend Section 13 of the County Water Authority Act (Chapter 545 of the Statutes of 1943), relating to water.

SENATE BILL NO. 443—An act to amend Sections 4002, 4004, 4108, and 10510 of the Elections Code, relating to elections.

SENATE BILL NO. 502—An act to amend Section 51182 of the Government Code, to amend Section 14875 of the Health and Safety Code, and to amend Section 4291 of the Public Resources Code, relating to vegetation management.

SENATE BILL NO. 671—An act to amend Section 9 of the Plumas County Flood Control and Water Conservation District Act (Chapter 2114 of the Statutes of 1959), relating to water.

SENATE BILL NO. 737—An act to amend Section 11552 of, to add Article 14 (commencing with Section 12838) to Chapter 1 of Part 2.5 of Division 3 of Title 2 of, and to repeal Sections 11560, 11563.1, 12811, and 12811.1 of, the Government Code, and to amend Sections 2800, 2802, 2803, 2804, 2806, 2807, 2808, 2809, 2810, 2810.5, 2811, 2815, 2816, 3041, 3041.1, 5000, 5001, 5003.5, 5050, 5052, 5054, 5055, 5057, 5075, 5076.1, 6024, 6025, 6026, 6030, 6050, 7518, 13600, 13601, 13602, 13603, 13810, and 14204 of, to amend the headings of Chapter 1 (commencing with Section 5000), Chapter 2 (commencing with Section 5050), Chapter 3 (commencing with Section 5075), Chapter 4 (commencing with Section 6001), and Chapter 5 (commencing with Section 6024) of Title 7 of Part 3 of, and to amend the heading of Title 4.5 (commencing with Section 13600) of Part 4, of, and to add Sections 5075.1, 5075.6, and 6126.6 to, and to repeal Sections 2036, 2038, 2043.3, 2045.3, 2046.3, 2048.3, 2048.7, 2079, 5051, 5051.5, 5053, 5067, 5082, 6001, 6003, and 6004 of, and to repeal Article 3 (commencing with Section 2400) of Chapter 2 of Title 1 of Part 3 of, the Penal Code, and to amend Sections 1000, 1703, 1710, 1711, 1712, 1713, 1714, 1716, 1719, 1720, 1723, 1725, 1766, 1798, 3150, 3151, 3158, 3300, and 3309 of, and to repeal Sections 1717, 1718, 1721, 1722, and 3157 of, and to repeal and add Section 1798.5 the Welfare and Institutions Code, relating to reorganizing the Youth and Adult Correctional Agency, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 974—An act to repeal Section 21080.08 of the Public Resources Code, relating to environmental quality.

SENATE BILL NO. 1050—An act to amend Section 15342 of the Elections Code, relating to elections.

The following resolution was read:

SENATE CONCURRENT RESOLUTION NO. 24—Relative to wildfire protection.

INTRODUCTION OF GUESTS

Assembly Member Hancock, of the 14th Assembly District, introduced and welcomed participants in the Police Activity League.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Cohn, the Assembly adjourned until 7 a.m., Tuesday, April 12, 2005, out of respect to the memory of Helen “Fergie” Brulte, on motion of Assembly Member Emmerson; out of respect to the memory of Casey La Ware, on motion of Assembly Member La Malfa; out of respect to the memory of Councilwoman Anne W. Dunihue, on motion of Assembly Member Baca; out of respect to the memory of Cpl. William D. Richardson, on motion of Assembly Member Benoit; out of respect to the memory of Roberta Elaine “Bobbi” Farmer and Laura Diane Jackson, on motion of Assembly Member Berg; out of respect to the memory of Dale Messick, on motion of Assembly Member Evans; out of respect to the memory of Margaret Breland, on motion of Assembly Member Hancock; out of respect to the memory of Richard McNulty, Benjamin L. Powell, Jr., and Robbie Drolet, on motion of Assembly Member Mountjoy; out of respect to the memory of Lynn (Hap) Albert Brewer and Myrtle M. Shuford, on motion of Assembly Member Runner; and out of respect to the memory of Robert Conrad, Jacqueline H. Davenport, Julia Louise Rapolla, Gerald Schaeffer, Frances Dee House, Kenneth Duane Fike, Hope D. Mata, and Oney Pearl Stuefloten, on motion of Assembly Member Wolk.

FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON APRIL 11, 2005

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

AB	RN	AB	RN
10	0510595	893	0511054
11	0511199	901	0509367
84	0510665	904	0510344
189	0511042	930	0510772
231	0510040	963	0510924
255	0511087	979	0511150
256	0510510	995	0510572
336	0510561	1027	0510897
339	0510244	1057	0510499
349	0511139	1067	0510955
359	0510933	1073	0510205
361	0510997	1097	0510469
369	0509913	1098	0510232
376	0510397	1157	0511257
405	0510575	1165	0510796
411	0510441	1167	0510695
430	0511214	1196	0510679
455	0510032	1223	0510667
459	0510440	1236	0510600
478	0510401	1244	0511010
485	0511123	1285	0510658
520	0510635	1292	0510926
570	0510276	1307	0510314
603	0510353	1315	0510898
617	0511117	1329	0510876
629	0509737	1360	0510774
648	0511274	1362	0510773
690	0510828	1367	0510681
692	0510181	1379	0510154
748	0510809	1386	0511224
754	0509370	1400	0510592
788	0510152	1448	0510365
798	0510477	1460	0510973
804	0510884	1500	0510819
874	0511126	1542	0509814
879	0510817	1603	0510521
885	0510949	1604	0510085

AB	RN	AB	RN
1625	0509559	1712	0510963
1670	0510816	1741	0511046
1683	0511108		
Daily Total:		79	
Cumulative Total:		596	