CALIFORNIA LEGISLATURE 2007–08 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, April 16, 2008 ONE HUNDRED SEVENTY-THIRD SESSION DAY FIVE HUNDREDTH CALENDAR DAY AT SACRAMENTO, CALIFORNIA



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

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento Wednesday, April 16, 2008

The Assembly met at 7 a.m.

Hon. Mike Eng, Assembly Member, 49th District, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Elizabeth Potter reading.

ROLL CALL

The following were placed upon the morning roll call—77:

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

Quorum present.

At 11:22 a.m., Hon. Patty Berg, 1st District, presiding

REGULAR BUSINESS DISPENSED WITH

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

LEAVES OF ABSENCE FOR THE DAY

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

On legislative business: Assembly Member Núñez.

Because of illness: Assembly Member Soto.

Because of a death in his family: Assembly Member Calderon.

EXPLANATIONS OF ABSENCE

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

April 16, 2008

E. Dotson Wilson

Chief Clerk of the Assembly State Capitol, Room 3196 Sacramento, California

Dear Dotson: This is to advise you that I will not be in attendance for Check-in Session on Wednesday, April 16 and Floor Session on Thursday, April 17 due to legislative business.

Sincerely,

FABIAN NUÑEZ Speaker of the Assembly

COMMUNICATIONS

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

April 16, 2008

E. Dotson Wilson

Chief Clerk of the Assembly State Capitol, Room 3196 Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Wilmer Amina Carter to the Assembly Health Committee for the remainder of the 2007–08 Regular Session.

Sincerely,

FABIAN NUÑEZ Speaker of the Assembly

April 16, 2008

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

Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Bill Emmerson to the Assembly Budget Committee, increasing the size of the committee from 26 to 27 members. I have also appointed Assemblymember Emmerson to replace Assemblymember John Benoit as a member of the Budget Subcommittee No. 1 on Health and Human Services for the remainder of the 2007–08 Regular Session.

Sincerely,

FABIAN NUÑEZ Speaker of the Assembly

QUALIFIED INITIATIVES

The following communication was presented by the Chief Clerk from:

Joanna Southard, Program Manager, Ballot Pamphlet and Initiatives, Secretary of State, dated April 9, 2008, transmitting copies of the title, summary and text of the following qualified initiative pursuant to Elections Code Section 9007:

Treatment of Farm Animals. Statute. (#1274) Initiative No. 07-0041

Referred by the Speaker to the Committee on Agriculture.

Proposed Initiatives

The following communication was presented by the Chief Clerk from:

Krystal Paris, Initiative Coordinator, Department of Justice, dated April 9, 2008, transmitting copies of the title, summary and text of the following proposed initiative pursuant to Elections Code Section 9007:

Redevelopment Areas. Limitations on Using Property Tax to Secure Debt. Statute. Initiative No. 08-0010, Amdt. #2-NS

Referred by the Speaker to the Committees on Housing and Community Development and Revenue and Taxation.

REPORTS

The following reports were presented by the Chief Clerk:

2006-07 Report on the Five Loan Assumption Programs for Education:

Assumption Program of Loans for Education (APLE);

State Nursing Assumption Program of Loans for Education for Nursing Faculty (SNAPLE NF);

State Nursing Assumption Program of Loans for Education for Nurses in State Facilities (SNAPLE NSF);

Graduate Assumption Programs of Loans for Education (Grad APLE); and National Guard Assumption Program of Loans for Education (NGAPLE) (Pursuant to Education Code Section 69615.4)

Above transmitted report, together with letter of transmittal from Diana Fuentes-Michel, Executive Director, California Student Aid Commission, dated March 15, 2008, referred by the Speaker to the Committee on Higher Education.

Science and Math Teacher Initiative (Pursuant to Budget Act 2007, Item 6440-001-0001, Provision 12)

Above transmitted report, together with letter of transmittal from Robert C. Dynes, President, University of California, dated March 21, 2008, referred by the Speaker to the Committee on Higher Education.

Report on Audit Staffing, Workload, Productivity, and Results (Pursuant to Supplemental Report of the 2007 Budget Act Item 0855-001-0367)

Above transmitted report, together with letter of transmittal from Steven V. Giorgi, Executive Director, Gambling Control Commission, dated March 25, 2008, referred by the Speaker to the Committee on Governmental Organization.

Technology Advancement Annual Report and Plan Update on the South Coast Air Quality Management District Clean Fuels Program (Pursuant to Health and Safety Code Section 40448.5.1)

Above transmitted report, together with letter of transmittal from Barry R. Wallerstein, D. Env., Executive Officer, South Coast Air Quality Management District, dated March 25, 2008, referred by the Speaker to the Committee on Transportation.

K-12 High Speed Network Report on Use of Technology Refresh Funding (Pursuant to Budget Act 2007, Item 6110-485-001, Provision 9)

Above transmitted report, together with letter of transmittal from Jack O'Connell, State Superintendent of Public Instruction, Department of Education, dated March 25, 2008, referred by the Speaker to the Committee on Budget.

2006 Federal Annual Report and Supplement (Pursuant to Insurance Code Sections 12693.92 and 12693.93)

Above transmitted report, together with letter of transmittal from Lesley Cummings, Executive Director, California Managed Risk Medical Insurance Board, dated March 25, 2008, referred by the Speaker to the Committee on Insurance.

San Diego Hospice Pilot Project (Pursuant to Health and Safety Code Sections 1339.34 and 1339.37)

Above transmitted report, together with letter of transmittal from Jan Cetti, President CEO, San Diego Hospice and Palliative Care, dated March 27, 2008, referred by the Speaker to the Committee on Health.

Ten Years to Access to Visitation Grant Program Services (Fiscal Years 1997–2007) (Pursuant to Family Code Section 3204(d))

Above transmitted report, together with letter of transmittal from William C. Vickrey, Administrative Director of the Courts, Judicial Council of California, dated March 27, 2008, referred by the Speaker to the Committee on Judiciary.

Division of Workers' Compensation Annual Report on the Alternative Dispute Resolution/Carve-Out Program for 2006 (Pursuant to Labor Code Sections 3201.5(i) and 3201.7(h))

Above transmitted report, together with letter of transmittal from John C. Duncan, Director, Department of Industrial Relations, dated March 27, 2008, referred by the Speaker to the Committee on Insurance.

Status of Electronic Filing at the Board of Equalization (Pursuant to Supplemental Report of the 2007 Budget Act Item 0860-001-0001)

Above transmitted report, together with letter of transmittal from Ramon J. Hirsig, Executive Director, Board of Equalization, dated March 28, 2008, referred by the Speaker to the Committee on Revenue and Taxation.

Report on Enrollment (Pursuant to Budget Act 2007, Item 6440-001-0001, Provision 13)

Above transmitted report, together with letter of transmittal from Robert C. Dynes, President, University of California, dated March 21, 2008, referred by the Speaker to the Committee on Higher Education.

Research and Academic Programs in Mexico for

2006–07 and 2007–08 (Pursuant to Budget Act 2007, Item 6440-001-0001, Provision 11)

Above transmitted report, together with letter of transmittal from Robert C. Dynes, President, University of California, dated March 21, 2008, referred by the Speaker to the Committee on Higher Education.

Emergency Medical Services Fund (EMS) (Pursuant to Health and Safety Code Section 1797.98a) from:

Sacramento County, Lynn Frank, Director, Department of Health and Human Services, dated April 10, 2008;

San Diego County, Marcy Metz, Chief, Emergency Medical Services, dated April 10, 2008.

Referred by the Speaker to the Committee on Health.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY JOINT RESOLUTION NO. 56—Swanson. Relative to unemployment benefits.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, April 16, 2008

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

Assembly Bill No. 2697

Assembly Bill No. 2363 Assembly Bill No. 2523

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered returned to second reading file.

Assembly Chamber, April 16, 2008

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

Assembly Joint Resolution No. 52

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered on file.

Assembly Chamber, April 16, 2008

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

Assembly Bill No. 1928 Assembly Bill No. 2460 Assembly Bill No. 1966 Assembly Bill No. 2572 Assembly Bill No. 2075 Assembly Bill No. 2633 Assembly Bill No. 2231 Assembly Bill No. 2281 Assembly Bill No. 2319 Assembly Bill No. 2666 Assembly Bill No. 2712 Assembly Bill No. 2795 Assembly Bill No. 2958 Assembly Bill No. 2349 Assembly Bill No. 2403 Assembly Bill No. 2959

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, April 16, 2008

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

Assembly Bill No. 2967

Assembly Bill No. 3024

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, April 16, 2008

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

Assembly Concurrent Resolution No. 112

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

Assembly Chamber, April 16, 2008

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

Assembly Bill No. 2129

Assembly Bill No. 2694

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, April 16, 2008

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

Assembly Bill No. 1251 Assembly Bill No. 1491

And reports the same correctly enrolled, and presented to the Governor on the 16th day of April, 2008, at 2:30 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, April 16, 2008

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

Assembly Concurrent Resolution No. 89

Assembly Concurrent Resolution No. 92

Assembly Concurrent Resolution No. 110

And reports the same correctly enrolled, and presented to the Secretary of State on the 16th day of April, 2008, at 2:30 p.m.

E. DOTSON WILSON, Chief Clerk

AUTHOR'S AMENDMENTS Committee on Judiciary

April 16, 2008

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

Assembly Bill No. 2014

Assembly Bill No. 2020

Assembly Bill No. 2247

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

JONES, Chair

ASSEMBLY BILL NO. 2014—An act to amend Sections 1063, 2400, and 2600 of, and to add Section 2401.1 to, the Probate Code, relating to guardians and conservators.

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. 2020—An act to add Section 437.5 to the Code of Civil Procedure, relating to summary judgment.

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. 2247**—An act to amend Sections 1461.5, 1461.7, 2401, 2571, 2572, and 2591 of, to add Sections 2570.5, 2575, and 2576 to, to repeal Section 2573 of, and to repeal and add Sections 2570 and 2574 of, the Probate Code, relating to guardians and conservators.

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 AMENDMENTSCommittee on Appropriations

April 16, 2008

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

Assembly Bill No. 2376

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

LENO, Chair

ASSEMBLY BILL NO. 2376—An act to amend Section 65054.3 of, and to add and repeal Article 2.6 (commencing with Section 14137) of Chapter 2 of Part 5 of Division 3 of Title 2 of, the Government Code, relating to contractors.

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 16, 2008

Mr. Speaker: The Chair of your Committee on Natural Resources reports: Assembly Bill No. 2934

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

HANCOCK, Chair

ASSEMBLY BILL NO. 2934—An act to amend Section 38570 of 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 Utilities and Commerce

April 16, 2008

Mr. Speaker: The Chair of your Committee on Utilities and Commerce reports: Assembly Bill No. 2307

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

LEVINE, Chair

ASSEMBLY BILL NO. 2307—An act to amend Section 2889.5 of the Public Utilities Code, relating to telephone service.

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 16, 2008

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

Assembly Bill No. 2526

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

HERNANDEZ, Chair

ASSEMBLY BILL NO. 2526—An act to amend Sections 31520.1, 31520.3, and 31520.5 of the Government Code, relating to county retirement.

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 16, 2008

 $\label{eq:main_constraints} \mbox{Mr. Speaker: The Chair of your Committee on Local Government reports:}$

Assembly Bill No. 1836

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

CABALLERO, Chair

ASSEMBLY BILL NO. 1836—An act to amend Sections 53395.5, 53395.6, 53395.7, 53395.8, 53395.14, 53395.19, 53395.20, 53396, 53397.1 and 53397.2 of, and repeal Sections 53395.21, 53395.22, 53395.23, 53395.24, 53395.25, 53397.4, 53397.5, 53397.6, and 53397.7 of, the Government Code, relating to infrastructure financing districts.

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 16, 2008

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

Assembly Bill No. 2152 Assembly Bill No. 2960

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

JONES, Chair

 $\textbf{ASSEMBLY BILL NO. 2152} \color{red} \textbf{A} \textbf{n} \textbf{ act to amend Section 6701 of the Revenue and Taxation Code, relating to taxation.}$

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.

ASSEMBLY BILL NO. 2960—An act to amend Section 3064 of the Family Code, relating to child custody.

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 16, 2008

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

Assembly Bill No. 2035

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

DE SAULNIER. Chair

ASSEMBLY BILL NO. 2035—An act to add Section 5101.10 to the Vehicle Code, relating to license plates.

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 16, 2008

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

Assembly Bill No. 2183

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

DYMALLY, Chair

ASSEMBLY BILL NO. 2183—An act to amend Section 106 of the Insurance Code, relating to health 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 Appropriations

April 16, 2008

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

Assembly Bill No. 2261

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

LENO, Chair

ASSEMBLY BILL NO. 2261—An act to add and repeal Article 2 (commencing with Section 78910) of Chapter 7 of Part 48 of Division 7 of Title 3 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.

AUTHOR'S AMENDMENTS Committee on Judiciary

April 16, 2008

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

Assembly Bill No. 2884

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

JONES, Chair

ASSEMBLY BILL NO. 2884—An act to amend Section 273 of the Code of Civil Procedure, relating to court reporters.

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 16, 2008

Mr. Speaker: The Chair of your Committee on Labor and Employment reports: Assembly Bill No. 2076

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

SWANSON, Chair

ASSEMBLY BILL NO. 2076—An act to add Article 2.5 (commencing with Section 2811) to Chapter 2 of Division 3 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.

REPORTS OF STANDING COMMITTEES Committee on Public Safety

Date of Hearing: April 15, 2008

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 1852
Assembly Bill No. 2235
Assembly Bill No. 2235
Assembly Bill No. 2333
Assembly Bill No. 2614
Assembly Bill No. 2614
Assembly Bill No. 2718
Assembly Bill No. 2799
Assembly Bill No. 2799

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

SOLORIO, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: April 15, 2008

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 2132 Assembly Bill No. 2227

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

SOLORIO, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: April 15, 2008

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 1976 Assembly Bill No. 2781

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

SOLORIO, Chair

Above bills ordered to second reading.

Date of Hearing: April 15, 2008

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 2228 Assembly Bill No. 3032

With the recommendation: Do pass.

SOLORIO, Chair

Above bills ordered to second reading.

Date of Hearing: April 15, 2008

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 2092

With the recommendation: Do pass.

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

SOLORIO, Chair

Above bill ordered to second reading.

Committee on Health

Date of Hearing: April 15, 2008

Mr. Speaker: Your Committee on Health reports:

Assembly Bill No. 3083

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

DYMALLY, Chair

Above bill re-referred to the Committee on Veterans Affairs.

Date of Hearing: April 15, 2008

Mr. Speaker: Your Committee on Health reports:

Assembly Bill No. 3082

With the recommendation: Do pass, and be re-referred to the Committee on Veterans Affairs with recommendation: To Consent Calendar.

DYMALLY, Chair

Above bill re-referred to the Committee on Veterans Affairs.

Date of Hearing: April 15, 2008

Mr. Speaker: Your Committee on Health reports:

Assembly Bill No. 1879 Assembly Bill No. 2328 Assembly Bill No. 1887 Assembly Bill No. 2400 Assembly Bill No. 1894 Assembly Bill No. 2527 Assembly Bill No. 1962 Assembly Bill No. 2861 Assembly Bill No. 1983 Assembly Bill No. 2875 Assembly Bill No. 2088 Assembly Bill No. 2886 Assembly Bill No. 2174 Assembly Bill No. 2910 Assembly Bill No. 2244 Assembly Bill No. 3027

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

DYMALLY, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: April 15, 2008

Mr. Speaker: Your Committee on Health reports:

Assembly Bill No. 2120

Assembly Bill No. 2569

Assembly Bill No. 3010

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

DYMALLY, Chair

Above bills re-referred to the Committee on Appropriations.

Committee on Human Services

Date of Hearing: April 15, 2008

Mr. Speaker: Your Committee on Human Services reports:

Assembly Bill No. 2651

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

BEALL, Chair

Above bill ordered to second reading.

Date of Hearing: April 15, 2008

Mr. Speaker: Your Committee on Human Services reports:

Assembly Bill No. 2736

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

BEALL, Chair

. .

Above bill re-referred to the Committee on Judiciary.

Date of Hearing: April 15, 2008

Mr. Speaker: Your Committee on Human Services reports:

Assembly Bill No. 2399 Assembly Bill No. 2571

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

BEALL, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: April 15, 2008

Mr. Speaker: Your Committee on Human Services reports:

Assembly Bill No. 1824 Assembly Bill No. 2096

With the recommendation: Do pass.

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

BEALL, Chair

Above bills ordered to second reading.

Committee on Natural Resources

Date of Hearing: April 14, 2008

Mr. Speaker: Your Committee on Natural Resources reports:

Assembly Bill No. 2760

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

HANCOCK, Chair

Above bill ordered to second reading.

Committee on Public Safety

Date of Hearing: April 15, 2008

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 2289

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

SOLORIO, Chair

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: April 8, 2008

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 2609

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

SOLORIO, Chair

Above bill ordered to second reading.

Date of Hearing: April 8, 2008

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 2809

With amendments with the recommendation: Do pass, as amended, and be re-referred to the Committee on Appropriations with recommendation: To Consent Calendar.

Above bill ordered to second reading.

Committee on Housing and Community Development

Date of Hearing: April 16, 2008

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

Assembly Bill No. 2280 Assembly Bill No. 3005

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

SALDAÑA, Chair

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

Date of Hearing: April 16, 2008

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

Assembly Bill No. 2050 Assembly Bill No. 2670

Assembly Bill No. 2509 Assembly Bill No. 2818

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

SALDAÑA, Chair

Above bills re-referred to the Committee on Appropriations.

Committee on Natural Resources

Date of Hearing: April 14, 2008

Mr. Speaker: Your Committee on Natural Resources reports:

Assembly Bill No. 2501

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

HANCOCK, Chair

Above bill ordered to second reading.

Committee on Human Services

Date of Hearing: April 15, 2008

Mr. Speaker: Your Committee on Human Services reports:

Assembly Bill No. 2424 Assembly Bill No. 1768 Assembly Bill No. 1872 Assembly Bill No. 2844 Assembly Bill No. 2263 Assembly Bill No. 2891 Assembly Bill No. 2368 Assembly Bill No. 3015 Assembly Bill No. 2370

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

BEALL, Chair

Above bills re-referred to the Committee on Appropriations.

Committee on Environmental Safety and Toxic Materials

Date of Hearing: April 15, 2008

Mr. Speaker: Your Committee on Environmental Safety and Toxic Materials reports: Assembly Bill No. 1946

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

HUFFMAN, Chair

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: April 15, 2008

Mr. Speaker: Your Committee on Environmental Safety and Toxic Materials reports: Assembly Bill No. 2901

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

HUFFMAN, Chair

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: April 15, 2008

Mr. Speaker: Your Committee on Environmental Safety and Toxic Materials reports: Assembly Bill No. 2990

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

HUFFMAN, Chair

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: April 15, 2008

Mr. Speaker: Your Committee on Environmental Safety and Toxic Materials reports: Assembly Bill No. 3031

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

HUFFMAN, Chair

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: April 8, 2008

Mr. Speaker: Your Committee on Environmental Safety and Toxic Materials reports: Assembly Bill No. 1860

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

HUFFMAN, Chair

Above bill ordered to second reading.

Committee on Water, Parks and Wildlife

Date of Hearing: April 15, 2008

Mr. Speaker: Your Committee on Water, Parks and Wildlife reports:

Assembly Bill No. 2046
Assembly Bill No. 2175
Assembly Bill No. 22175
Assembly Bill No. 2265
Assembly Bill No. 2270
Assembly Bill No. 2494
Assembly Bill No. 2494
Assembly Bill No. 2502
Assembly Bill No. 2502

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

WOLK, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: April 15, 2008

Mr. Speaker: Your Committee on Water, Parks and Wildlife reports:

Assembly Bill No. 2437 Assembly Bill No. 2770

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

WOLK, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: April 15, 2008

Mr. Speaker: Your Committee on Water, Parks and Wildlife reports:

Assembly Bill No. 2532 Assembly Bill No. 2687

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

WOLK, Chair

Above bills ordered to second reading.

Date of Hearing: April 15, 2008

Mr. Speaker: Your Committee on Water, Parks and Wildlife reports:

Assembly Bill No. 2219

With the recommendation: Do pass.

WOLK, Chair

Above bill ordered to second reading.

Committee on Education

Date of Hearing: April 9, 2008

Mr. Speaker: Your Committee on Education reports:

Assembly Bill No. 1889

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

MULLIN, Chair

Above bill ordered to second reading.

Committee on Judiciary

Date of Hearing: April 8, 2008

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 2433

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.

JONES, Chair

Above bill ordered to second reading.

Committee on Appropriations

Date of Hearing: April 16, 2008

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 2272
Assembly Bill No. 2275
Assembly Bill No. 2347
Assembly Bill No. 2439
Assembly Bill No. 2440
Assembly Bill No. 2468
Assembly Bill No. 2742
Assembly Bill No. 2840
Assembly Bill No. 2946

With the recommendation: Do pass.

LENO, Chair

Above bills ordered to second reading.

Date of Hearing: April 16, 2008

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 1810	Assembly Bill No. 1998
Assembly Bill No. 1829	Assembly Bill No. 2059
Assembly Bill No. 1877	Assembly Bill No. 2065
Assembly Bill No. 1897	Assembly Bill No. 2100
Assembly Bill No. 1913	Assembly Bill No. 2273
Assembly Bill No. 1923	Assembly Bill No. 2284
Assembly Bill No. 1949	Assembly Bill No. 2330
Assembly Bill No. 1974	

With the recommendation: Do pass.

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

LENO, Chair

Above bills ordered to second reading.

Date of Hearing: April 16, 2008

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 2352	Assembly Bill No. 2555
Assembly Bill No. 2381	Assembly Bill No. 2559
Assembly Bill No. 2442	Assembly Bill No. 2658
Assembly Bill No. 2444	Assembly Bill No. 2816
Assembly Bill No. 2445	•

With the recommendation: Do pass.

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

LENO, Chair

Above bills ordered to second reading.

Date of Hearing: April 16, 2008

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 2077

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

LENO, Chair

Above bill ordered to second reading.

Committee on Insurance

Date of Hearing: April 16, 2008

Mr. Speaker: Your Committee on Insurance reports:

Assembly Bill No. 2143 Assembly Bill No. 2754

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

COTO, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: April 16, 2008

Mr. Speaker: Your Committee on Insurance reports:

Assembly Bill No. 2181

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

COTO, Chair

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: April 16, 2008

Mr. Speaker: Your Committee on Insurance reports:

Assembly Bill No. 2975

With the recommendation: Do pass, and be re-referred to the Committee on Labor and Employment with recommendation: To Consent Calendar.

COTO, Chair

Above bill re-referred to the Committee on Labor and Employment.

Date of Hearing: April 16, 2008

Mr. Speaker: Your Committee on Insurance reports:

Assembly Bill No. 1752

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

COTO, Chair

Above bill ordered to second reading.

Date of Hearing: April 16, 2008

Mr. Speaker: Your Committee on Insurance reports:

Assembly Bill No. 2139 Assembly Bill No. 2969

With the recommendation: Do pass.

COTO, Chair

Above bills 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. 2697 and 2523, ordered to third reading;

Assembly Bill No. 2363, ordered to the Consent Calendar.

(NOTE: Later this day Assembly Bills Nos. 2697 and 2363 were re-referred to the Committee on Appropriations.)

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 2607—An act to add and repeal Section 87500.1 of the Government Code, relating to the Political Reform Act of 1974.

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

ASSEMBLY BILL NO. 1808—An act to amend Section 9084 of, and to add Section 13307.5 to, the Elections Code, and to amend Section 88001 of the Government Code, relating to elections.

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

ASSEMBLY BILL NO. 2628—An act to add Chapter 5.5 (commencing with Section 17401) to Division 17 of the Elections Code, relating to elections.

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

ASSEMBLY BILL NO. 2411—An act to amend Sections 5097 and 5151 of the Revenue and Taxation Code, relating to taxation.

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

ASSEMBLY BILL NO. 2755—An act to add Section 19011.5 to the Revenue and Taxation Code, relating to taxation.

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

ASSEMBLY BILL NO. 2466—An act to add Chapter 8 (commencing with Section 2840) to Part 2 of Division 1 of the Public Utilities Code, relating to energy.

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

ASSEMBLY BILL NO. 1909—An act to add Section 25500.7 to the Public Resources Code, relating to energy.

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

ASSEMBLY BILL NO. 2192—An act relating to telecommunications.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2251—An act to add Chapter 12 (commencing with Section 108940) to Part 3 of Division 104 of the Health and Safety Code, to add Article 7.6 (commencing with Section 228) to Chapter 1 of Division 1 of the Streets and Highways Code, and to add Section 21459.5 to the Vehicle Code, relating to highway markings.

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 Appropriations. **ASSEMBLY BILL NO. 1845**—An act to amend Section 2453 of, to repeal Sections 191, 2104.1, and 2107.6 of, and to repeal and add Section 190 of, the Streets and Highways Code, relating to transportation.

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 Appropriations.

ASSEMBLY BILL NO. 2401—An act to amend Sections 4760, 22651, 22651.7, and 40220 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 Appropriations.

ASSEMBLY BILL NO. 2655—An act to add Chapter 7.5 (commencing with Section 39932) to Part 2 of Division 26 of, and to add Section 43705 to, the Health and Safety Code, relating to air pollution.

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 Appropriations.

ASSEMBLY BILL NO. 2922—An act to amend Section 43016 of the Health and Safety Code, relating to air pollution.

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 Appropriations.

ASSEMBLY BILL NO. 2436—An act to add Section 11713.23 to 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 Appropriations.

ASSEMBLY BILL NO. 2868—An act to amend Sections 44272 and 44274 of the Health and Safety Code, relating to air pollution.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2142—An act to amend Section 1936 of the Civil Code, relating to vehicle rental agreements.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2906—An act to repeal Section 21655.3 of the Vehicle Code, relating to vehicles, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1971—An act to amend Section 27454 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 returned to the second reading file, and to be placed upon the Consent Calendar.

ASSEMBLY BILL NO. 2294—An act to add Section 25611.3 to the Business and Professions Code, relating to alcoholic beverages.

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

ASSEMBLY BILL NO. 2341—An act to amend Sections 361.5 and 388 of the Welfare and Institutions Code, relating to minors.

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

ASSEMBLY BILL NO. 2595—An act to add Chapter 3.01 (commencing with Section 6204) to Division 7 of Title 1 of the Government Code, relating to public records.

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

ASSEMBLY BILL NO. 2483—An act to amend Section 301 of the Welfare and Institutions Code, relating to juveniles.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2034—An act to amend Section 51226.3 of, and to add Section 51204.7 to, the Education Code, relating to instructional materials.

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. 2064—An act to add Section 60043.1 to the Education Code, relating to instructional materials.

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. 2135—An act to add Section 60200.7 to the Education Code, relating to instructional materials.

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. 2167—An act to amend Sections 44031 and 87031 of the Education Code, relating to public school employees.

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. 2305—An act to amend Section 47605 of the Education Code, relating to charter schools.

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.

 $\textbf{ASSEMBLY BILL NO. 2394} \\ \textbf{—} \text{An act to add and repeal Section 41055 of the Education Code, relating to education finance.}$

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. 2467—An act to amend Sections 8282 and 8499.10 of, and to add Section 8283 to, the Education Code, relating to state preschool, and declaring the urgency thereof, to take effect immediately.

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. 2725—An act to add Section 29485 to the Government Code, relating to federal forest reserve funds, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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. 2974—An act to add and repeal Chapter 7 (commencing with Section 475) of Part 1 of Division 1 of Title 1 of the Education Code, relating to English language learners.

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. 1948—An act to amend Section 41344 of the Education Code, and to amend Section 11 of Chapter 53 of the Statutes of 2004, relating to education finance.

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. 2057—An act to amend Sections 35535, 44225, 44252, 44256, 44260.8, 44263, 44270, 44279.1, 44327, 44830, 44865, 56028, and 56043 of the Education Code, relating to education.

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. 2078—An act to amend Sections 46300, 51760, 51760.5, 51763, 51766, 51767, 51768, 51769, and 51769.5 of, and to add Section 51760.1 to, the Education Code, relating to work-based learning.

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. 2489—An act to add Article 8 (commencing with Section 100) to Chapter 1 of Part 1 of Division 1 of Title 1 of the Education Code, relating to code maintenance.

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. 2639—An act to amend Sections 32280, 32281, 32282, and 32288 of the Education Code, relating to school safety.

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.

RE-REFERENCE OF BILLS PURSUANT TO THE RULES

On advice of the Legislative Counsel, and pursuant to the provisions of Joint Rule 10.5, the following bills were ordered re-referred to the Committee on Appropriations:

Assembly Bills Nos. 2697 and 2363.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, April 16, 2008

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

Assembly Bill No. 2906

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered to the Consent Calendar.

JOINT RULE 62(a) WAIVED

Without objection, Assembly Member Jones was granted consent that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 2950 for hearing in the Committee on Judiciary on Thursday, April 17, 2008.

Without objection, Assembly Member Salas was granted consent that Joint Rule 62(a) be waived for the purpose of setting Assembly Bills Nos. 3082 and 3083 for hearing in the Committee on Veterans Affairs on Thursday, April 17, 2008.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 6 a.m., Thursday, April 17, 2008.

SALLY LIEBER, Speaker pro Tempore

SUE PARKER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON APRIL 16, 2008

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

AB	RN	AB	RN
1808	0811526	2307	0811030
1836	0811093	2341	0811559
1845	0811207	2376	0811262
1909	0811335	2394	0811426
1948	0811425	2401	0811257
1971	0811037	2411	0811592
2014	0811645	2436	0811417
2020	0811575	2466	0811545
2034	0811430	2467	0811440
2035	0811480	2489	0811437
2057	0811447	2526	0811273
2064	0811432	2595	0811397
2076	0811638	2607	0811541
2078	0811445	2628	0811525
2135	0811438	2639	0811439
2152	0811795	2655	0811365
2167	0811441	2725	0811471
2183	0811588	2755	0811166
2247	0811807	2884	0811506
2251	0811567	2922	0811346
2261	0811775	2934	0811493
2294	0811593	2960	0811504
2305	0811443	2974	0811444

Daily Total: 46 Cumulative Total: 4149