

CALIFORNIA LEGISLATURE  
2003-04 REGULAR SESSION

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# ASSEMBLY DAILY JOURNAL

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**Wednesday, April 23, 2003**

**FIFTY-NINTH SESSION DAY**

**ONE HUNDRED FORTY-THIRD CALENDAR DAY**

**AT SACRAMENTO, CALIFORNIA**



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

## PROCEEDINGS OF THE ASSEMBLY

### IN ASSEMBLY

Assembly Chamber, Sacramento  
Wednesday, April 23, 2003

The Assembly met at 7 a.m.

Hon. Barbara Matthews, Assembly Member, 17th District,  
presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Parker reading.

#### ROLL CALL

The following were placed upon the morning roll call—80:

Aghazarian	Dutton	Leslie	Pacheco
Bates	Dymally	Levine	Parra
Benoit	Firebaugh	Lieber	Pavley
Berg	Frommer	Liu	Plescia
Bermudez	Garcia	Longville	Reyes
Bogh	Goldberg	Lowenthal	Richman
Calderon	Hancock	Maddox	Ridley-Thomas
Campbell	Harman	Maldonado	Runner
Canciamilla	Haynes	Matthews	Salinas
Chan	Horton, Jerome	Maze	Samuelian
Chavez	Horton, Shirley	McCarthy	Simitian
Chu	Houston	Montanez	Spitzer
Cogdill	Jackson	Mountjoy	Steinberg
Cohn	Keene	Mullin	Strickland
Corbett	Kehoe	Nakanishi	Vargas
Correa	Koretz	Nakano	Wiggins
Cox	La Malfa	Nation	Wolk
Daucher	La Suer	Negrete McLeod	Wyland
Diaz	Laird	Nunez	Yee
Dutra	Leno	Oropeza	Mr. Speaker

Quorum present.

**At 11:20 a.m., Hon. Patricia Wiggins, 7th District, presiding**

#### REGULAR BUSINESS DISPENSED WITH

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

**COMMUNICATIONS**

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

April 23, 2003

*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 Lois Wolk to the Select Committee on California Ports.

Sincerely,

HERB J. WESSON, JR.  
Speaker of the California Assembly

April 23, 2003

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

Dear Dotson: Please be advised that I have appointed the following members to the Select Committee on Sustainability:

Assemblymember Patricia Bates  
Assemblymember Tom Harman  
Assemblymember Hannah-Beth Jackson  
Assemblymember John Laird  
Assemblymember Fran Pavley  
Assemblymember Patricia Wiggins

Sincerely,

HERB J. WESSON, JR.  
Speaker of the California Assembly

**SPECIAL COMMITTEE MEETINGS**

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

Agriculture, on May 1, 2003, upon adjournment of Floor Session.

**REPORTS**

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

California State Auditor

Investigative Report I2003-1

April 17, 2003

*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: Pursuant to the California Whistleblower Protection Act, the Bureau of State Audits presents its investigative report summarizing investigations of improper governmental activity completed from August 2002 through January 2003.

Respectfully submitted,

ELAINE M. HOWLE  
State Auditor

Above report referred to the Committee on Business and Professions.

**ENGROSSMENT AND ENROLLMENT REPORTS**

Assembly Chamber, April 23, 2003

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

Assembly Bill No. 109

Assembly Bill No. 815

Assembly Bill No. 414

Assembly Bill No. 1208

Assembly Bill No. 418

Assembly Bill No. 1303

Assembly Bill No. 421

Assembly Bill No. 1457

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered returned to second reading file.

Assembly Chamber, April 23, 2003

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

Assembly Concurrent Resolution No. 40

Assembly Concurrent Resolution No. 53

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolutions ordered to the Consent Calendar.

Assembly Chamber, April 23, 2003

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

Assembly Joint Resolution No. 13

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered on file.

Assembly Chamber, April 23, 2003

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

Assembly Joint Resolution No. 8

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered on file.

Assembly Chamber, April 23, 2003

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:  
Assembly Constitutional Amendment No. 14  
And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

Assembly Chamber, April 23, 2003

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:  
Assembly Bill No. 53  
Assembly Bill No. 131  
Assembly Bill No. 200  
Assembly Bill No. 231  
Assembly Bill No. 271  
Assembly Bill No. 304  
Assembly Bill No. 329  
Assembly Bill No. 366  
Assembly Bill No. 387  
Assembly Bill No. 458  
Assembly Bill No. 486  
Assembly Bill No. 521  
Assembly Bill No. 557  
Assembly Bill No. 732  
Assembly Bill No. 788  
Assembly Bill No. 794  
Assembly Bill No. 844  
Assembly Bill No. 864  
Assembly Bill No. 872  
Assembly Bill No. 936  
Assembly Bill No. 943  
Assembly Bill No. 1046  
Assembly Bill No. 1099  
Assembly Bill No. 1182  
Assembly Bill No. 1249  
Assembly Bill No. 1302  
Assembly Bill No. 1313  
Assembly Bill No. 1360

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, April 23, 2003

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:  
Assembly Bill No. 1546  
Assembly Bill No. 1598  
Assembly Bill No. 1666  
And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, April 23, 2003

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:  
Assembly Concurrent Resolution No. 35  
And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

Assembly Chamber, April 23, 2003

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:  
Assembly Bill No. 66  
Assembly Bill No. 72  
Assembly Bill No. 84  
Assembly Bill No. 103  
Assembly Bill No. 121  
Assembly Bill No. 260  
Assembly Bill No. 275  
Assembly Bill No. 281  
Assembly Bill No. 292  
Assembly Bill No. 320  
Assembly Bill No. 321  
Assembly Bill No. 340  
Assembly Bill No. 373  
Assembly Bill No. 409  
Assembly Bill No. 455  
Assembly Bill No. 482  
Assembly Bill No. 491  
Assembly Bill No. 561  
Assembly Bill No. 586  
Assembly Bill No. 624  
Assembly Bill No. 678  
Assembly Bill No. 802  
Assembly Bill No. 860  
Assembly Bill No. 900  
Assembly Bill No. 906  
Assembly Bill No. 914  
Assembly Bill No. 947  
Assembly Bill No. 992

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

**RESOLUTIONS**

The following resolutions were offered:

**ASSEMBLY CONCURRENT RESOLUTION NO. 95—Dymally.** Relative to the Year of the Blues.

**ASSEMBLY JOINT RESOLUTION NO. 31—Aghazarian and Steinberg (Coauthors Cogdill and Matthews) (Coauthors: Senators Denham and Poochigian).** Relative to Assyrians in Iraq.

**ASSEMBLY JOINT RESOLUTION NO. 32—Pacheco.** Relative to medicaid.

**AUTHOR'S AMENDMENTS****Committee on Rules**

April 23, 2003

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

Assembly Concurrent Resolution No. 44

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

NATION, Chairman

**ASSEMBLY CONCURRENT RESOLUTION NO. 44—**Relative to Earl Warren.

Resolution read; author's amendments, presented pursuant to Assembly Rules, read and adopted; resolution ordered reprinted, and to be re-referred to the committee.

**AUTHOR'S AMENDMENTS****Committee on Appropriations**

April 23, 2003

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

Assembly Bill No. 85

Assembly Bill No. 511

Assembly Bill No. 1690

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

STEINBERG, Chairman

**ASSEMBLY BILL NO. 85—**An act to add Section 21023.2 to the Government Code, relating to public 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.

**ASSEMBLY BILL NO. 511—**An act to add Section 60619 to the Education Code, relating to pupil testing.

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. 1690—**An act to add Article 4 (commencing with Section 55650) to Chapter 4 of Part 2 of Division 2 of Title 5 of the Government Code, and to amend Section 17041.5 of, and to add Section 99.3 to, the Revenue and Taxation Code, relating to local government.

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 23, 2003

Mr. Speaker: The Chair of your Committee on Utilities and Commerce reports:  
Assembly Bill No. 428  
Assembly Bill No. 909  
Assembly Bill No. 1379

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

REYES, Chairperson

**ASSEMBLY BILL NO. 428**—An act to add Section 367.6 to the Public Utilities Code, and to amend Section 80110 of the Water 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.

**ASSEMBLY BILL NO. 909**—An act to add Section 2898 to the Public Utilities Code, relating to 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.

**ASSEMBLY BILL NO. 1379**—An act to add Article 6 (commencing with Section 2899) to Chapter 10 of Part 2 of Division 1 of the Public Utilities Code, relating to 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 Environmental Safety and Toxic Materials**

April 23, 2003

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

Assembly Bill No. 698

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

LAIRD, Chairman

**ASSEMBLY BILL NO. 698**—An act to add Chapter 6.93 (commencing with Section 25430) to Division 20 of 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 Housing and Community Development**

April 23, 2003

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

Assembly Bill No. 1576

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

LOWENTHAL, Chairman

**ASSEMBLY BILL NO. 1576**—An act to amend Sections 19210, 19212, 19213, 19214, 19215, and 19216 of, and to add Section 19212.5 to, the Health and Safety Code, relating to water heaters.

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 23, 2003

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

Assembly Bill No. 608

Assembly Bill No. 1341

Assembly Bill No. 941

Assembly Bill No. 1432

Assembly Bill No. 960

Assembly Bill No. 1441

Assembly Bill No. 1119

Assembly Bill No. 1513

Assembly Bill No. 1331

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

LENO, Chairman

**ASSEMBLY BILL NO. 608**—An act relating to state regulations.

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. 941**—An act to amend Section 1372 of the Penal Code, and to amend Sections 4100, 7200, and 7200.06 of, and to repeal Sections 7229 and 7233 of, the Welfare and Institutions Code, relating to state hospitals.

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. 960**—An act to add Article 8.8 (commencing with Section 1039) to Chapter 4 of Division 8 of the Evidence Code, relating to privilege.

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. 1119**—An act to add Title 4.7 (commencing with Section 13630) to Part 4 of the Penal Code, relating to law enforcement agencies.

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. 1331**—An act relating to peace officers.

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. 1341**—An act to amend Section 5023 of the Penal Code, relating to 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. 1432**—An act to amend Sections 656 and 793 of the Penal Code, and to amend Section 41400 of the Vehicle Code, relating to former jeopardy.

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. 1441**—An act relating to SAFE teams, 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. 1513**—An act to add Section 3001.6 to the Penal Code, relating to parole.

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

### **AUTHOR'S AMENDMENTS**

#### **Committee on Business and Professions**

April 23, 2003

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

Assembly Bill No. 451

Assembly Bill No. 1094

Assembly Bill No. 567

Assembly Bill No. 1210

Assembly Bill No. 652

Assembly Bill No. 1388

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

CORREA, Chairman

**ASSEMBLY BILL NO. 451**—An act to add Section 17052 to the Business and Professions Code, relating to cellular 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.

**ASSEMBLY BILL NO. 567**—An act to amend Sections 17538.4 and 17538.45 of the Business and Professions Code, relating to advertising.

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. 652**—An act to amend Sections 4980.02 and 4996.9 of the Business and Professions Code, relating to healing arts.

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

**ASSEMBLY BILL NO. 1094**—An act to amend Section 651 of the Business and Professions Code, relating to healing arts.

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

**ASSEMBLY BILL NO. 1210**—An act to amend Section 8201 of, and to add Section 8201.2 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. 1388**—An act to add Chapter 10.5 (commencing with Section 4600) to Division 2 of the Business and Professions Code, relating to massage therapy.

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 23, 2003

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

Assembly Bill No. 532

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

GOLDBERG, Chairwoman

**ASSEMBLY BILL NO. 532**—An act to amend Section 51520 of the Education Code, relating to schools.

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

**AUTHOR'S AMENDMENTS**  
**Committee on Local Government**

April 23, 2003

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

Assembly Bill No. 1425

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

SALINAS, Chairman

**ASSEMBLY BILL NO. 1425**—An act to add Section 32401 to the Water Code, and to add Section 2.5 to the Castaic Lake Water Agency Law (Chapter 28 of the Statutes of 1962, First Extraordinary Session), relating to water.

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 23, 2003

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

Assembly Bill No. 1367

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

LAIRD, Chairman

**ASSEMBLY BILL NO. 1367**—An act to add Section 25150.9 to the Health and Safety Code, relating to hazardous waste.

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 23, 2003

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

Assembly Bill No. 938

Assembly Bill No. 1431

Assembly Bill No. 1139

Assembly Bill No. 1453

Assembly Bill No. 1201

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

FROMMER, Chairman

**ASSEMBLY BILL NO. 938**—An act to add Sections 2987.2, 4549, 4984.75, and 4996.65 to the Business and Professions Code, and to add Article 4 (commencing with Section 128454) to Chapter 5 of Part 3 of Division 104 of the Health and Safety Code, relating to health professions.

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. 1139**—An act to add Section 111247 to the Health and Safety Code, relating to medical devices.

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

**ASSEMBLY BILL NO. 1201**—An act to add Section 14133.17 to the Welfare and Institutions Code, relating to Medi-Cal.

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

**ASSEMBLY BILL NO. 1431**—An act to amend Section 1759 of the Insurance Code, relating to 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.

**ASSEMBLY BILL NO. 1453**—An act to add Section 128739 to the Health and Safety Code, relating to health facilities.

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

#### **AUTHOR'S AMENDMENTS** **Committee on Insurance**

April 23, 2003

Mr. Speaker: The Chair of your Committee on Insurance reports:  
Assembly Bill No. 1215

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

VARGAS, Chairman

**ASSEMBLY BILL NO. 1215**—An act to add Section 1871.15 to the Insurance Code, relating to 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 Governmental Organization**

April 23, 2003

Mr. Speaker: The Chair of your Committee on Governmental Organization reports:  
Assembly Bill No. 701

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

JEROME HORTON, Chairman

**ASSEMBLY BILL NO. 701**—An act to add Section 25631.1 to the Business and Professions Code, relating to alcoholic beverages.

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

**AUTHOR'S AMENDMENTS**  
**Committee on Judiciary**

April 23, 2003

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

Assembly Bill No. 141

Assembly Bill No. 1399

Assembly Bill No. 193

Assembly Bill No. 1469

Assembly Bill No. 964

Assembly Bill No. 1607

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

CORBETT, Chairwoman

**ASSEMBLY BILL NO. 141**—An act relating to domestic violence prevention.

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

**ASSEMBLY BILL NO. 193**—An act relating to health care.

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

**ASSEMBLY BILL NO. 964**—An act to amend Sections 2982, 2982.5, and 2985.8 of the Civil Code, relating to vehicle 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. 1399**—An act to amend Sections 1786.20 of the Civil Code, relating to investigative consumer 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.

**ASSEMBLY BILL NO. 1469**—An act to amend Sections 364, 366, and 366.21 of the Welfare and Institutions Code, relating to minors.

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

**ASSEMBLY BILL NO. 1607**—An act 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 Public Employees, Retirement and Social Security**

April 23, 2003

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

Assembly Bill No. 795

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

NEGRETE McLEOD, Chairwoman

**ASSEMBLY BILL NO. 795**—An act to add Section 19135 to the Government Code, relating to public contracts.

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

**AUTHOR'S AMENDMENTS**  
**Committee on Appropriations**

April 23, 2003

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

Assembly Bill No. 1657

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

STEINBERG, Chairman

**ASSEMBLY BILL NO. 1657**—An act to add Section 25602.6 to the Business and Professions Code, relating to alcoholic beverages.

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

**AUTHOR'S AMENDMENTS**  
**Committee on Utilities and Commerce**

April 23, 2003

Mr. Speaker: The Chair of your Committee on Utilities and Commerce reports:

Assembly Bill No. 860

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

REYES, Chairperson

**ASSEMBLY BILL NO. 860**—An act to amend Section 218 of the Public Utilities Code, relating to public utilities.

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

**AUTHOR'S AMENDMENTS**  
**Committee on Rules**

April 23, 2003

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

Assembly Concurrent Resolution No. 26

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

NATION, Chairman

**ASSEMBLY CONCURRENT RESOLUTION NO. 26**—Relative to National Volunteer Week.

Resolution read; author's amendments, presented pursuant to Assembly Rules, read and adopted; resolution ordered reprinted, and to be re-referred to the committee.

**AUTHOR'S AMENDMENTS**  
**Committee on Agriculture**

April 23, 2003

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

Assembly Bill No. 732

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

MATTHEWS, Chairwoman

**ASSEMBLY BILL NO. 732**—An act to add Sections 599g and 599h to the Penal Code, relating to crime.

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

#### REPORTS OF STANDING COMMITTEES

##### Committee on Elections, Redistricting and Constitutional Amendments

Date of Hearing: April 22, 2003

Mr. Speaker: Your Committee on Elections, Redistricting and Constitutional Amendments reports:

Assembly Bill No. 255

Assembly Bill No. 714

Assembly Bill No. 419

Assembly Bill No. 1678

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

LONGVILLE, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: April 22, 2003

Mr. Speaker: Your Committee on Elections, Redistricting and Constitutional Amendments reports:

Assembly Bill No. 487

Assembly Bill No. 915

Assembly Bill No. 587

Assembly Bill No. 1531

Assembly Bill No. 593

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

LONGVILLE, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: April 22, 2003

Mr. Speaker: Your Committee on Elections, Redistricting and Constitutional Amendments reports:

Assembly Bill No. 1472

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

LONGVILLE, Chairman

Above bill ordered to second reading.

Date of Hearing: April 22, 2003

Mr. Speaker: Your Committee on Elections, Redistricting and Constitutional Amendments reports:

Assembly Bill No. 277

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

LONGVILLE, Chairman

Above bill ordered to second reading.

Date of Hearing: April 22, 2003

Mr. Speaker: Your Committee on Elections, Redistricting and Constitutional Amendments reports:

Assembly Bill No. 1677

Assembly Bill No. 1679

Assembly Bill No. 1680

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.

LONGVILLE, Chairman

Above bills ordered to second reading.

**Committee on Environmental Safety and Toxic Materials**

Date of Hearing: April 22, 2003

Mr. Speaker: Your Committee on Environmental Safety and Toxic Materials reports:  
Assembly Bill No. 28  
Assembly Bill No. 740  
Assembly Bill No. 1348

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

LAIRD, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: April 22, 2003

Mr. Speaker: Your Committee on Environmental Safety and Toxic Materials reports:  
Assembly Bill No. 1247

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

LAIRD, Chairman

Above bill re-referred to the Committee on Natural Resources.

Date of Hearing: April 22, 2003

Mr. Speaker: Your Committee on Environmental Safety and Toxic Materials reports:  
Assembly Bill No. 1006

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

LAIRD, Chairman

Above bill re-referred to the Committee on Education.

Date of Hearing: April 22, 2003

Mr. Speaker: Your Committee on Environmental Safety and Toxic Materials reports:  
Assembly Bill No. 302

With the recommendation: Do pass.

LAIRD, Chairman

Above bill ordered to second reading.

**Committee on Higher Education**

Date of Hearing: April 22, 2003

Mr. Speaker: Your Committee on Higher Education reports:  
Assembly Bill No. 153  
Assembly Bill No. 990  
Assembly Bill No. 1465

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

LIU, Chairwoman

Above bills ordered to second reading.

Date of Hearing: April 22, 2003

Mr. Speaker: Your Committee on Higher Education reports:  
Assembly Bill No. 833

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

LIU, Chairwoman

Above bill re-referred to the Committee on Education.

Date of Hearing: April 22, 2003

Mr. Speaker: Your Committee on Higher Education reports:  
Assembly Bill No. 654

With the recommendation: Do pass.

LIU, Chairwoman

Bill ordered to second reading.

Date of Hearing: April 22, 2003

Mr. Speaker: Your Committee on Higher Education reports:

- Assembly Bill No. 242
- Assembly Bill No. 546
- Assembly Bill No. 554
- Assembly Bill No. 680
- Assembly Bill No. 745

- Assembly Bill No. 1010
- Assembly Bill No. 1144
- Assembly Bill No. 1185
- Assembly Bill No. 1417
- Assembly Bill No. 1550

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

LIU, Chairwoman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: April 22, 2003

Mr. Speaker: Your Committee on Higher Education reports:

- Assembly Bill No. 705
- Assembly Bill No. 1778

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

LIU, Chairwoman

Above bills re-referred to the Committee on Appropriations.

**Committee on Aging and Long-Term Care**

Date of Hearing: April 22, 2003

Mr. Speaker: Your Committee on Aging and Long-Term Care reports:

- Assembly Bill No. 1295

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

DAUCHER, Chairwoman

Above bill re-referred to the Committee on Appropriations.

**Committee on Transportation**

Date of Hearing: April 21, 2003

Mr. Speaker: Your Committee on Transportation reports:

- Assembly Bill No. 789
- Assembly Bill No. 1118

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

DUTRA, Chairman

Above bills ordered to second reading.

Date of Hearing: April 21, 2003

Mr. Speaker: Your Committee on Transportation reports:

- Assembly Bill No. 1014

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

DUTRA, Chairman

Above bill ordered to second reading.

**Committee on Aging and Long-Term Care**

Date of Hearing: April 22, 2003

Mr. Speaker: Your Committee on Aging and Long-Term Care reports:

- Assembly Bill No. 784
- Assembly Bill No. 786

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

DAUCHER, Chairwoman

Above bills re-referred to the Committee on Human Services.



Date of Hearing: April 22, 2003

Mr. Speaker: Your Committee on Aging and Long-Term Care reports:

Assembly Bill No. 43

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

DAUCHER, Chairwoman

Above bill re-referred to the Committee on Health.

**Committee on Judiciary**

Date of Hearing: April 22, 2003

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 408

Assembly Bill No. 1151

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

CORBETT, Chairwoman

Above bills re-referred to the Committee on Human Services.

Date of Hearing: April 22, 2003

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 1101

Assembly Bill No. 1349

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.

CORBETT, Chairwoman

Above bills ordered to second reading.

Date of Hearing: April 22, 2003

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 739

Assembly Bill No. 782

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

CORBETT, Chairwoman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: April 22, 2003

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 295

Assembly Bill No. 1397

Assembly Bill No. 738

Assembly Bill No. 1712

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

CORBETT, Chairwoman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: April 22, 2003

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Concurrent Resolution No. 89

With the recommendation: Be adopted.

CORBETT, Chairwoman

Above resolution ordered to third reading.

**Committee on Jobs, Economic Development and the Economy**

Date of Hearing: April 22, 2003

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

Assembly Bill No. 1123

With amendments with the recommendation: Amend, do pass, as amended and be re-referred to the Committee on Arts, Entertainment, Sports, Tourism, and Internet Media.

RIDLEY-THOMAS, Chairman

Above bill ordered to second reading.

**Committee on Insurance**

Date of Hearing: April 23, 2003

Mr. Speaker: Your Committee on Insurance reports:

Assembly Bill No. 444

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

VARGAS, Chairman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: April 23, 2003

Mr. Speaker: Your Committee on Insurance reports:

Assembly Bill No. 1049

With the recommendation: Do pass.

VARGAS, Chairman

Above bill ordered to second reading.

Date of Hearing: April 23, 2003

Mr. Speaker: Your Committee on Insurance reports:

Assembly Bill No. 1048

Assembly Bill No. 1728

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

VARGAS, Chairman

Above bills re-referred to the Committee on Appropriations.

**Committee on Public Employees, Retirement and Social Security**

Date of Hearing: April 23, 2003

Mr. Speaker: Your Committee on Public Employees, Retirement and Social Security reports:

Assembly Bill No. 199

Assembly Bill No. 273

Assembly Bill No. 285

Assembly Bill No. 290

Assembly Bill No. 375

Assembly Bill No. 457

Assembly Bill No. 459

Assembly Bill No. 460

Assembly Bill No. 465

Assembly Bill No. 577

Assembly Bill No. 632

Assembly Bill No. 719

Assembly Bill No. 862

Assembly Bill No. 886

Assembly Bill No. 933

Assembly Bill No. 977

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

NEGRETE McLEOD, Chairwoman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: April 23, 2003

Mr. Speaker: Your Committee on Public Employees, Retirement and Social Security reports:

- Assembly Bill No. 212
- Assembly Bill No. 552

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

NEGRETE McLEOD, Chairwoman

Above bills ordered to second reading.

Date of Hearing: April 23, 2003

Mr. Speaker: Your Committee on Public Employees, Retirement and Social Security reports:

- |                       |                        |
|-----------------------|------------------------|
| Assembly Bill No. 369 | Assembly Bill No. 1584 |
| Assembly Bill No. 475 | Assembly Bill No. 1606 |
| Assembly Bill No. 896 |                        |

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

NEGRETE McLEOD, Chairwoman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: April 23, 2003

Mr. Speaker: Your Committee on Public Employees, Retirement and Social Security reports:

- |                        |                        |
|------------------------|------------------------|
| Assembly Bill No. 1027 | Assembly Bill No. 1588 |
| Assembly Bill No. 1082 | Assembly Bill No. 1589 |
| Assembly Bill No. 1321 | Assembly Bill No. 1611 |
| Assembly Bill No. 1463 | Assembly Bill No. 1619 |
| Assembly Bill No. 1583 |                        |

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

NEGRETE McLEOD, Chairwoman

Above bills re-referred to the Committee on Appropriations.

**Committee on Water, Parks and Wildlife**

Date of Hearing: April 22, 2003

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

- Assembly Bill No. 107

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

CANCIAMILLA, Chairman

Above bill re-referred to the Committee on Appropriations.

**Committee on Judiciary**

Date of Hearing: April 22, 2003

Mr. Speaker: Your Committee on Judiciary reports:

- Assembly Bill No. 1095

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.

CORBETT, Chairwoman

Above bill ordered to second reading.

**Committee on Utilities and Commerce**

Date of Hearing: April 21, 2003

Mr. Speaker: Your Committee on Utilities and Commerce reports:

Assembly Bill No. 1685

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

REYES, Chairperson

Above bill ordered to second reading.

Date of Hearing: April 21, 2003

Mr. Speaker: Your Committee on Utilities and Commerce reports:

Assembly Bill No. 1237

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

REYES, Chairperson

Above bill ordered to second reading.

**Committee on Health**

Date of Hearing: April 22, 2003

Mr. Speaker: Your Committee on Health reports:

Assembly Bill No. 343

Assembly Bill No. 948

Assembly Bill No. 1286

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

FROMMER, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: April 22, 2003

Mr. Speaker: Your Committee on Health reports:

Assembly Bill No. 747

Assembly Bill No. 798

Assembly Bill No. 1155

Assembly Bill No. 1371

Assembly Bill No. 1738

Assembly Bill No. 1739

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

FROMMER, Chairman

Above bills re-referred to the Committee on Appropriations.

**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. 109, 1457, 815, 1303, 1208, and 418**, ordered to third reading;**Assembly Bills Nos. 414 and 421**, ordered to the Consent Calendar.**SECOND READING OF ASSEMBLY BILLS****ASSEMBLY BILL NO. 879**—An act to add Chapter 17 (commencing with Section 121348) to Part 4 of Division 105 of the Health and Safety Code, relating to health care.

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

**ASSEMBLY BILL NO. 804**—An act to amend Section 23086 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, and ordered to Consent Calendar.

**ASSEMBLY BILL NO. 185**—An act to add Section 486 to the Food and Agricultural Code, relating to cooperative agreements.

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

**ASSEMBLY BILL NO. 1733**—An act to amend and repeal Section 454.5 of the Public Utilities Code, relating to electricity.

Bill read second time, and ordered to third reading.

**ASSEMBLY BILL NO. 1743**—An act to amend Section 17539.3 of the Business and Professions Code, to amend Section 32311 of the Education Code, to amend Section 7162 of the Government Code, to amend Section 38040 of the Health and Safety Code, to amend Sections 17020.5, 17020.11, 17054, 17072, 17140.5, 17509, 17510, 17856, 18006, 18036.5, 18037, 18038, 18039, 18155.5, 18171, 18171.5, 18177, 19023, 19182, 23036, 23043.5, 23772, 23809, 24872.4, and 24991 of, and to repeal Sections 17088.5, 17088.6, 18037.3, 18037.5, 18043, 18044, 19022, 19024, 19062, 24871.5, and 24872.5 of, the Revenue and Taxation Code, and to amend Section 5060 of the Vehicle Code, relating to taxation.

Bill read second time, and ordered to Consent Calendar.

**ASSEMBLY BILL NO. 314**—An act to add Section 111 to the Water Code, relating to water.

Bill read second time, and ordered to third reading.

**ASSEMBLY BILL NO. 566**—An act to amend Section 8050 of the Fish and Game Code, relating to fish.

Bill read second time, and ordered to third reading.

**ASSEMBLY BILL NO. 1104**—An act to amend Sections 722, 723, 727, 1483, 1484, 1485, and 1487 of the Streets and Highway Code, relating to highways.

Bill read second time, and ordered to Consent Calendar.

**ASSEMBLY BILL NO. 478**—An act to amend Section 22851.3 of the Vehicle Code, relating to vehicles.

Bill read second time, and ordered to third reading.

**ASSEMBLY BILL NO. 1022**—An act to amend Section 21455.5 of the Vehicle Code, relating to vehicles.

Bill read second time, and ordered to third reading.

**ASSEMBLY BILL NO. 169**—An act to add Section 22062 to the Financial Code, relating to finance lending.

Bill read second time, and ordered to Consent Calendar.

#### **ENGROSSMENT AND ENROLLMENT REPORTS**

Assembly Chamber, April 23, 2003

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

Assembly Bill No. 804

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered to the Consent Calendar.

Assembly Chamber, April 23, 2003

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

Assembly Bill No. 1733

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered to third reading.

**MESSAGES FROM THE SENATE**

April 23, 2003

*Hon. E. Dotson Wilson  
Chief Clerk of the Assembly  
Assembly Chamber*

Dear Dotson: By direction of the Senate I respectfully request that you return Senate Bill 1073 to the Senate for further action.

Sincerely,

GREGORY P. SCHMIDT  
Secretary of the Senate

**ADJOURNMENT**

At 3 p.m., the Assembly adjourned until 9 a.m., Thursday, April 24, 2003.

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HERB J. WESSON, JR., Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE  
ASSEMBLY ON APRIL 23, 2003**

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

<b>AB</b>	<b>RN</b>	<b>AB</b>	<b>RN</b>
85	0310013	1201	0310539
141	0309515	1210	0310651
185	0310433	1215	0310615
193	0309626	1331	0310408
428	0310701	1341	0309647
451	0310523	1367	0310670
511	0310526	1379	0310672
532	0310736	1388	0310750
567	0310680	1399	0308861
608	0309681	1425	0310752
652	0310377	1431	0310438
698	0310728	1432	0310242
701	0310793	1441	0310553
732	0310869	1453	0310687
795	0309353	1469	0309642
860	0310757	1513	0310596
879	0310543	1576	0310686
909	0310626	1607	0310117
938	0310737	1657	0310864
941	0310198	1690	0310656
960	0310271		
964	0310177	<b>ACR</b>	<b>RN</b>
1094	0310298	26	0310785
1119	0310650	44	0307860
1139	0310577		

**Daily Total: 47**  
**Cumulative Total: 1094**