

CALIFORNIA LEGISLATURE  
2005-06 REGULAR SESSION

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# ASSEMBLY DAILY JOURNAL

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**Tuesday, April 25, 2006**

**ONE HUNDRED SEVENTY-NINTH SESSION DAY  
FIVE HUNDRED SIXTH 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.

(Please Direct Any Inquiries and Report Any Omissions or Errors to  
Sue Parker, Minute Clerk: Phone 319-2360)

## PROCEEDINGS OF THE ASSEMBLY

### IN ASSEMBLY

Assembly Chamber, Sacramento  
Tuesday, April 25, 2006

The Assembly met at 7 a.m.

Hon. Bob Huff, Assembly Member, 60th 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—75:

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

Quorum present.

**At 1:25 p.m., Hon. Jay La Suer, 77th 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 Members Arambula and Leslie.*

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

*On paternity leave: Assembly Member Spitzer.*

**EXPLANATIONS OF ABSENCE**

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

April 17, 2006

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

Dear Mr. Speaker: I respectfully request permission to be excused on Tuesday, April 25, 2006 on legislative business.

I will be addressing the California Association of Local Economic Development Conference participants in Palm Springs for the day.

Thank you for your approval and prompt attention to this request.

Sincerely,

JUAN ARAMBULA, Assembly Member  
Thirty-first District

(NOTE: For letter explaining the absence of Assembly Member Leslie on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for April 24, 2006.)

**COMMUNICATIONS**

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

April 24, 2006

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

Dear Dotson: Please be advised that I have appointed Assemblymember Patty Berg to replace Assemblymember Juan Arambula on the Assembly Human Services Committee for the Tuesday, April 25 hearing only.

Sincerely,

FABIAN NUÑEZ  
Speaker of the Assembly

April 24, 2006

*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 Bob Huff to replace Assemblymember George Plescia on the Veterans' Affairs Committee for the Tuesday, April 25 hearing only.

Sincerely,

FABIAN NUÑEZ  
Speaker of the Assembly

April 24, 2006

*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 Dario Frommer to replace Assemblymember Juan Vargas and Assemblymember Joe Canciamilla to fill the Democratic vacancy on the Assembly Business and Professions Committee for the Tuesday, April 25 hearing only.

Sincerely,

FABIAN NUÑEZ  
 Speaker of the Assembly

April 25, 2006

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

Dear Dotson: Please be advised that I have appointed Assemblymember Alan Nakanishi to replace Assemblymember Todd Spitzer on the Assembly Human Services Committee for today's hearing only.

Sincerely,

FABIAN NUÑEZ  
 Speaker of the Assembly

April 25, 2006

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

Dear Dotson: This is to advise you that I have appointed Assemblymember Dave Cogdill to replace Assemblymember Todd Spitzer on the Assembly Public Safety Committee for today's hearing only.

Sincerely,

FABIAN NUÑEZ  
 Speaker of the Assembly

#### **SPECIAL COMMITTEE MEETINGS**

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

Business and Professions, on Thursday, April 27, 2006, upon adjournment of Floor Session;

Budget Subcommittees No. 1 on Health and Human Services, No. 4 on State Administration, and No. 5 on Information Technology/Transportation, to convene jointly on Tuesday, May 2, 2006, at 9:30 a.m.

**COMMUNICATIONS**

The following communications were presented by the Chief Clerk from:

Phil Angelides, State Treasurer, dated March 31, 2006, submitting a letter in connection with the California Pollution Control Financing Authority's Annual Report for 2005 (pursuant to Health and Safety Code Section 44538).

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

Jennifer Kent, Deputy Director, Legislative and Governmental Affairs, Department of Health Services, dated April 11, 2006, relative to Annual Reports submitted by the Cancer Research Program for 2003, 2004, and 2005.

Referred by the Speaker to the Committee on Health.

**REPORTS**

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

California State Auditor

2005-001  
April 21, 2006

*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: The Bureau of State Audits presents its Independent Auditor's Report on the State of California's basic financial statements for the fiscal year ended June 30, 2005. These financial statements are presented on a basis in conformity with generally accepted accounting principles (GAAP). The financial statements show that the State's General Fund had revenues and other financing sources that were approximately \$1.7 billion more than expenditures and other financing uses. The General Fund ended the fiscal year with a fund balance of approximately \$187 million. The GAAP basis government-wide statements include all liabilities owed by the State while the budgetary basis statements that are used to report on the State's budget do not reflect all liabilities.

We conducted the audit to comply with the California Government Code, Section 8546.4.

Respectfully submitted,

ELAINE M. HOWLE  
State Auditor

Above report referred to the Committee on Budget.

The following reports were presented by the Chief Clerk:

**California Pollution Control Financing Authority  
Annual Report for 2005  
(Pursuant to Health and Safety Code Section 44538)**

Above transmitted report, together with letter of transmittal from Eileen Marxen, Deputy Executive Director, California Pollution Control Financing Authority, dated March 31, 2006, referred by the Speaker to the Committee on Banking and Finance.

**California Pollution Control Financing Authority  
Capital Access Program Annual Report for 2005  
(Pursuant to Health and Safety Code Section 44559.6)**

Above transmitted report, together with letter of transmittal from Eileen Marxen, Deputy Executive Director, California Pollution Control Financing Authority, dated March 31, 2006, referred by the Speaker to the Committee on Banking and Finance.

**Disabled Veterans Business Enterprise Report**

Above transmitted report, together with letter of transmittal from Marlene Simpson, Business Service Officer II, Commission on Peace Officer Standards and Training, dated March 23, 2006, referred by the Speaker to the Committee on Veterans Affairs.

**Field Office Consolidations Report  
(Pursuant to Budget Act 2005, Item 0860-001-0001)**

Above transmitted report, together with letter of transmittal from Ramon J. Hirsig, Executive Director, Board of Equalization, dated April 3, 2006, referred by the Speaker to the Committee on Revenue and Taxation.

**Climate Action Team (CAT) Report  
(Pursuant to Executive Order S-3-05)**

Above transmitted report, together with letter of transmittal from Dan Skopec, Undersecretary, California Environmental Protection Agency, dated April 3, 2006, referred by the Speaker to the Committee on Natural Resources.

**General Plan Involving the  
Sale of State School Lands in Riverside County  
(Pursuant to Public Resources Code Section 6373)**

Above transmitted report, together with letter of transmittal from Paul D. Thayer, Executive Officer, California State Lands Commission, dated April 12, 2006, referred by the Speaker to the Committee on Natural Resources.

**Progress Report on the Implementation of SB 1384:  
The Electronic Learning Assessment Resources (ELAR) Component of  
the California Learning Resources Network (CLRN)  
(Pursuant to Senate Bill 1384, Chapter 397, Statutes of 2004)**

Above transmitted report, together with letter of transmittal from Jack O'Connell, State Superintendent of Public Instruction, Department of Education, dated April 10, 2006, referred by the Speaker to the Committee on Education.

**Implementation of the Workforce Investment Act (WIA) Title II  
2004–05 End of Year Progress Report  
(Pursuant to Budget Act 2005, Item 6110-156-0890, Provision 3)**

Above transmitted report, together with letter of transmittal from Jack O’Connell, State Superintendent of Public Instruction, Department of Education, dated April 10, 2006, referred by the Speaker to the Committee on Education.

**Report on the Program to Investigate and Prosecute  
Worker’s Compensation Insurance Fraud  
(Pursuant to Insurance Code Section 1872.83(h))**

Above transmitted report, together with letter of transmittal from John Garamendi, Insurance Commissioner, Department of Insurance, dated April 14, 2006, referred by the Speaker to the Committee on Insurance.

**Good Repair Report: Options for a Permanent State Standard  
(Pursuant to Education Code Section 17002(d)(2))**

Above report referenced in communication from Ron Joseph, Director, Department of General Services, dated March 23, 2006 stating availability of report at <http://www.legi.dgs.ca.gov/Publications/2005LegislativeReports.htm>

Referred by the Speaker to the Committee on Education.

**ENGROSSMENT AND ENROLLMENT REPORTS**

Assembly Chamber, April 25, 2006

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

Assembly Bill No. 1870

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered returned to second reading file.

Assembly Chamber, April 25, 2006

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

Assembly Bill No. 1843

Assembly Bill No. 2029

Assembly Bill No. 2094

Assembly Bill No. 2095

Assembly Bill No. 2125

Assembly Bill No. 2176

Assembly Bill No. 2202

Assembly Bill No. 2297

Assembly Bill No. 2485

Assembly Bill No. 2486

Assembly Bill No. 2526

Assembly Bill No. 2570

Assembly Bill No. 2606

Assembly Bill No. 2613

Assembly Bill No. 2701

Assembly Bill No. 2703

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, April 25, 2006

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

Assembly Bill No. 2795

Assembly Bill No. 3045

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, April 25, 2006

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

Assembly Bill No. 1852

Assembly Bill No. 2184

Assembly Bill No. 1912

Assembly Bill No. 2663

Assembly Bill No. 1920

Assembly Bill No. 3011

Assembly Bill No. 2077

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, April 25, 2006

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

Assembly Concurrent Resolution No. 129

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

Assembly Chamber, April 25, 2006

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

Assembly Concurrent Resolution No. 132

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

Assembly Chamber, April 25, 2006

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

Assembly Concurrent Resolution No. 122

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered on file.

Assembly Chamber, April 25, 2006

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

Assembly Concurrent Resolution No. 98

Assembly Concurrent Resolution No. 120

Assembly Concurrent Resolution No. 126

Assembly Concurrent Resolution No. 133

Assembly Concurrent Resolution No. 137

Assembly Concurrent Resolution No. 141

And reports the same correctly enrolled, and presented to the Secretary of State on the 25th day of April, 2006, at 2:30 p.m.

E. DOTSON WILSON, Chief Clerk

### INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following resolutions were introduced and read the first time:

**ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 37—Parra.** A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 28 of Article I thereof, relating to victims' rights.

**ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 38—DeVore.** A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 10 of, and adding Section 10.5 to, Article VI thereof, relating to courts.



**AUTHOR'S AMENDMENTS**  
**Committee on Revenue and Taxation**

April 25, 2006

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:  
Assembly Bill No. 2270

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

KLEHS, Chair

**ASSEMBLY BILL NO. 2270**—An act to amend Sections 17276 and 24416 of, and to add Sections 17276.8 and 24416.8 to, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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

**AUTHOR'S AMENDMENTS**  
**Committee on Revenue and Taxation**

April 25, 2006

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:  
Assembly Bill No. 2033

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

KLEHS, Chair

**ASSEMBLY BILL NO. 2033**—An act to amend Sections 17053.36, 17053.37, 23636, and 23637 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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

**AUTHOR'S AMENDMENTS**  
**Committee on Elections and Redistricting**

April 25, 2006

Mr. Speaker: The Chair of your Committee on Elections and Redistricting reports:  
Assembly Bill No. 2504

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

UMBERG, Chair

**ASSEMBLY BILL NO. 2504**—An act to amend Section 8400 of the Elections Code, relating to elections.

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

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

April 25, 2006

Mr. Speaker: The Chair of your Committee on Banking and Finance reports:  
Assembly Bill No. 2882

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

CALDERON, Chair

**ASSEMBLY BILL NO. 2882**—An act to amend Section 16312 of the Government Code, relating to state funds.

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 25, 2006

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

Assembly Bill No. 2846

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

SALINAS, Chair

**ASSEMBLY BILL NO. 2846**—An act to add Sections 17551.5 and 17566 to the Government Code, relating to state-mandated local programs.

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

**AUTHOR'S AMENDMENTS**  
**Committee on Education**

April 25, 2006

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

Senate Bill No. 767

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

GOLDBERG, Chair

**SENATE BILL NO. 767**—An act relating to school district governance.

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 25, 2006

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

Assembly Bill No. 2309

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

TORRICO, Chair

**ASSEMBLY BILL NO. 2309**—An act to amend Sections 31770.2, 31770.3, and 31770.5, relating to county employees 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 Judiciary**

April 25, 2006

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

Assembly Bill No. 2340

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

JONES, Chair

**ASSEMBLY BILL NO. 2340**—An act to add Section 4712 to the Probate Code, relating to health care decisions.

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 25, 2006

Mr. Speaker: The Chair of your Committee on Appropriations reports:  
Senate Bill No. 1015

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

CHU, Chair

**SENATE BILL NO. 1015**—An act to amend Section 2024.6 of the Family Code, relating to dissolution of marriage, and declaring the urgency thereof, to take effect immediately.

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

**REPORTS OF STANDING COMMITTEES**  
**Committee on Health**

Date of Hearing: April 18, 2006

Mr. Speaker: Your Committee on Health reports:  
Senate Bill No. 401

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

CHAN, Chair

Above bill ordered to second reading.

**Committee on Labor and Employment**

Date of Hearing: April 19, 2006

Mr. Speaker: Your Committee on Labor and Employment reports:  
Assembly Bill No. 2536

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

KORETZ, Chair

Above bill ordered to second reading.

**Committee on Elections and Redistricting**

Date of Hearing: April 18, 2006

Mr. Speaker: Your Committee on Elections and Redistricting reports:  
Assembly Bill No. 2770  
Assembly Bill No. 2946

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

UMBERG, Chair

Above bills ordered to second reading.

**Committee on Revenue and Taxation**

Date of Hearing: April 24, 2006

Mr. Speaker: Your Committee on Revenue and Taxation reports:

Assembly Bill No. 1890  
Assembly Bill No. 1933  
Assembly Bill No. 2239  
Assembly Bill No. 2344

Assembly Bill No. 2442  
Assembly Bill No. 2719  
Assembly Bill No. 2873

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

KLEHS, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: April 24, 2006

Mr. Speaker: Your Committee on Revenue and Taxation reports:

Assembly Bill No. 1798  
Assembly Bill No. 2735

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

KLEHS, Chair

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

Date of Hearing: April 24, 2006

Mr. Speaker: Your Committee on Revenue and Taxation reports:

Assembly Bill No. 3076

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

KLEHS, Chair

Above bill ordered to second reading.

**Committee on Higher Education**

Date of Hearing: April 18, 2006

Mr. Speaker: Your Committee on Higher Education reports:

Assembly Bill No. 1923  
Assembly Bill No. 2086

Assembly Bill No. 2313  
Assembly Bill No. 2992

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

LIU, Chair

Above bills ordered to second reading.

Date of Hearing: April 24, 2006

Mr. Speaker: Your Committee on Higher Education reports:

Assembly Bill No. 2578

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

LIU, Chair

Above bill re-referred to the Committee on Appropriations.

**Committee on Natural Resources**

Date of Hearing: April 24, 2006

Mr. Speaker: Your Committee on Natural Resources reports:

Assembly Bill No. 1899  
Assembly Bill No. 2015  
Assembly Bill No. 2021  
Assembly Bill No. 2160

Assembly Bill No. 2394  
Assembly Bill No. 2501  
Assembly Bill No. 2880  
Assembly Bill No. 2930

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

HANCOCK, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: April 24, 2006

Mr. Speaker: Your Committee on Natural Resources reports:

Assembly Bill No. 2825

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

HANCOCK, Chair

Above bill re-referred to the Committee on Education.

Date of Hearing: April 24, 2006

Mr. Speaker: Your Committee on Natural Resources reports:

Assembly Bill No. 2376

Assembly Bill No. 2582

Assembly Bill No. 2823

Assembly Bill No. 2995

Assembly Bill No. 3028

Assembly Bill No. 3038

Assembly Bill No. 3056

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

HANCOCK, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: April 24, 2006

Mr. Speaker: Your Committee on Natural Resources reports:

Assembly Bill No. 2824

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

HANCOCK, Chair

Above bill re-referred to the Committee on Education.

Date of Hearing: April 24, 2006

Mr. Speaker: Your Committee on Natural Resources reports:

Assembly Bill No. 2189

Assembly Bill No. 2734

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.

HANCOCK, Chair

Above bills ordered to second reading.

**Committee on Higher Education**

Date of Hearing: April 18, 2006

Mr. Speaker: Your Committee on Higher Education reports:

Assembly Concurrent Resolution No. 118

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

LIU, Chair

Above resolution ordered to second reading.

**Committee on Education**

Date of Hearing: April 19, 2006

Mr. Speaker: Your Committee on Education reports:

Assembly Bill No. 1846

Assembly Bill No. 2003

Assembly Bill No. 2529

Assembly Bill No. 2783

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

GOLDBERG, Chair

Above bills ordered to second reading.

Date of Hearing: April 19, 2006

Mr. Speaker: Your Committee on Education reports:

Assembly Bill No. 1985

Assembly Bill No. 2148

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

GOLDBERG, Chair

Above bills ordered to second reading.

Date of Hearing: April 19, 2006

Mr. Speaker: Your Committee on Education reports:

Assembly Bill No. 2684

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

GOLDBERG, Chair

Above bill ordered to second reading.

Date of Hearing: April 5, 2006

Mr. Speaker: Your Committee on Education reports:

Assembly Bill No. 2540

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

GOLDBERG, Chair

Above bill ordered to second reading.

#### **Committee on Utilities and Commerce**

Date of Hearing: April 24, 2006

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

Assembly Bill No. 1969

Assembly Bill No. 2778

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

LEVINE, Chair

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

Date of Hearing: April 24, 2006

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

Assembly Bill No. 2392

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

LEVINE, Chair

Above bill re-referred to the Committee on Judiciary.

Date of Hearing: April 24, 2006

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

Assembly Bill No. 1935

Assembly Bill No. 2756

Assembly Bill No. 2391

Assembly Bill No. 2987

Assembly Bill No. 2393

Assembly Bill No. 3073

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

LEVINE, Chair

Above bills re-referred to the Committee on Appropriations.

**Committee on Health**

Date of Hearing: April 18, 2006

Mr. Speaker: Your Committee on Health reports:  
Assembly Bill No. 3019

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

CHAN, Chair

Above bill ordered to second reading.

**Committee on Business and Professions**

Date of Hearing: April 25, 2006

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

- |                        |                        |
|------------------------|------------------------|
| Assembly Bill No. 2012 | Assembly Bill No. 2429 |
| Assembly Bill No. 2247 | Assembly Bill No. 2505 |
| Assembly Bill No. 2264 | Assembly Bill No. 2541 |
| Assembly Bill No. 2289 | Assembly Bill No. 2683 |
| Assembly Bill No. 2362 | Assembly Bill No. 2821 |
| Assembly Bill No. 2420 | Assembly Bill No. 2897 |

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

NEGRETE McLEOD, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: April 25, 2006

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

- Assembly Bill No. 2285
- Assembly Bill No. 2720

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

NEGRETE McLEOD, Chair

Above bills ordered to second reading.

Date of Hearing: April 25, 2006

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

- Assembly Bill No. 2256
- Assembly Bill No. 2757
- Assembly Bill No. 2980

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

NEGRETE McLEOD, Chair

Above bills re-referred to the Committee on Appropriations.

**Committee on Higher Education**

Date of Hearing: April 18, 2006

Mr. Speaker: Your Committee on Higher Education reports:

- Assembly Bill No. 2597

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

LIU, Chair

Above bill ordered to second reading.

Date of Hearing: April 18, 2006

Mr. Speaker: Your Committee on Higher Education reports:

- Assembly Bill No. 1986

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

LIU, Chair

Above bill ordered to second reading.

Date of Hearing: April 18, 2006

Mr. Speaker: Your Committee on Higher Education reports:

Assembly Concurrent Resolution No. 34

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

LIU, Chair

Above resolution ordered to second reading.

**Committee on Business and Professions**

Date of Hearing: April 25, 2006

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

Assembly Bill No. 2721

Assembly Bill No. 2810

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

NEGRETE McLEOD, Chair

Above bills ordered to second reading.

**Committee on Judiciary**

Date of Hearing: April 25, 2006

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 3013

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

JONES, Chair

Above bill ordered to second reading.

Date of Hearing: April 25, 2006

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 2801

Assembly Bill No. 2941

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

JONES, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: April 25, 2006

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 1919

Assembly Bill No. 2620

Assembly Bill No. 2550

Assembly Bill No. 2939

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

JONES, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: April 25, 2006

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Joint Resolution No. 51

With amendments with the recommendation: Amend, and be adopted as amended.

JONES, Chair

Above resolution ordered to second reading.



**Committee on Governmental Organization**

Date of Hearing: April 19, 2006

Mr. Speaker: Your Committee on Governmental Organization reports:  
Assembly Bill No. 2224

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

JEROME HORTON, Chair

Above bill ordered to second reading.

**Committee on Transportation**

Date of Hearing: April 24, 2006

Mr. Speaker: Your Committee on Transportation reports:  
Assembly Bill No. 1932                      Assembly Bill No. 2538  
Assembly Bill No. 2483                      Assembly Bill No. 3047

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

OROPEZA, Chair

Above bills ordered to second reading.

Date of Hearing: April 24, 2006

Mr. Speaker: Your Committee on Transportation reports:  
Assembly Bill No. 2137  
Assembly Bill No. 2630

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

OROPEZA, Chair

Above bills ordered to second reading.

Date of Hearing: April 24, 2006

Mr. Speaker: Your Committee on Transportation reports:  
Assembly Concurrent Resolution No. 142

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

OROPEZA, Chair

Above resolution re-referred to the Committee on Appropriations.

Date of Hearing: April 24, 2006

Mr. Speaker: Your Committee on Transportation reports:  
Assembly Bill No. 2991  
Assembly Bill No. 3031

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

OROPEZA, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: April 24, 2006

Mr. Speaker: Your Committee on Transportation reports:  
Assembly Bill No. 1858                      Assembly Bill No. 2600  
Assembly Bill No. 2108                      Assembly Bill No. 2625  
Assembly Bill No. 2143                      Assembly Bill No. 2736  
Assembly Bill No. 2213                      Assembly Bill No. 2838  
Assembly Bill No. 2274                      Assembly Bill No. 2923  
Assembly Bill No. 2401                      Assembly Bill No. 3045  
Assembly Bill No. 2542

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

OROPEZA, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: April 24, 2006

Mr. Speaker: Your Committee on Transportation reports:

Assembly Bill No. 2120

Assembly Bill No. 2520

Assembly Bill No. 2712

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.

OROPEZA, Chair

Above bills ordered to second reading.

**Committee on Environmental Safety and Toxic Materials**

Date of Hearing: April 25, 2006

Mr. Speaker: Your Committee on Environmental Safety and Toxic Materials reports:

Assembly Bill No. 2443

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

RUSKIN, Chair

Above bill re-referred to the Committee on Agriculture.

Date of Hearing: April 25, 2006

Mr. Speaker: Your Committee on Environmental Safety and Toxic Materials reports:

Assembly Bill No. 2826

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

RUSKIN, Chair

Above bill re-referred to the Committee on Education.

**Committee on Water, Parks and Wildlife**

Date of Hearing: April 25, 2006

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

Assembly Bill No. 2746

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

WOLK, Chair

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

Date of Hearing: April 25, 2006

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

Assembly Bill No. 2699

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

WOLK, Chair

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

**MESSAGES FROM THE SENATE**

Senate Chamber, April 24, 2006

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

Senate Bill No. 663

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

Senate Chamber, April 24, 2006

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

Assembly Bill No. 146

And respectfully requests the Assembly to concur in said amendments.

GREGORY P. SCHMIDT, Secretary of the Senate

By David Valverde, Assistant Secretary

Above bill ordered to unfinished business file.

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

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

**Assembly Bill No. 1870**, ordered to third reading.

**SECOND READING OF ASSEMBLY BILLS**

**ASSEMBLY BILL NO. 2097**—An act to add Section 19213.5 to the Elections Code, relating to voting systems.

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. 2219**—An act to amend Sections 83122, 84102, and 84211 of, and to add Section 85705 to, and Article 8 (commencing with Section 85901) to Chapter 5 of Title 9 of, the Government Code, relating to the Political Reform Act of 1974, and making an appropriation therefor.

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. 2627**—An act to amend Section 82011 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. 3062**—An act to amend Sections 2146, 9282, 9285, 10703, 13112, and 13113 of, to add Section 10220.5 to, and to repeal Sections 9219 and 9220 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. 2969**—An act relating to automated teller machines.

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

**ASSEMBLY BILL NO. 2241**—An act to amend Section 18900 of the Government Code, relating to state civil service.

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

**ASSEMBLY BILL NO. 2280**—An act to add Section 120846 to the Health and Safety Code, relating to public health.

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. 2056**—An act to amend Section 1797.188 of the Health and Safety Code, relating to public health.

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

**ASSEMBLY BILL NO. 1940**—An act to add Section 30237 to the Public Resources Code, relating to the environment.

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

**ASSEMBLY BILL NO. 2490**—An act to add Article 4 (commencing with Section 25546) to Chapter 6.95 of Division 20 of the Health and Safety Code, relating to toxic chemicals.

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

**ASSEMBLY BILL NO. 2714**—An act to add Section 12317 to the Penal Code, relating to ammunition.

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

**ASSEMBLY BILL NO. 2843**—An act to amend Section 43023.5 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. 2165**—An act to add Section 67362 to the Education Code, relating to postsecondary education.

Bill read second time; amendments proposed by the Committee on Arts, Entertainment, Sports, Tourism, and Internet Media read and adopted; bill ordered reprinted and to be re-referred to the Committee on Appropriations.

**ASSEMBLY BILL NO. 2059**—An act to amend Sections 16809.4 and 16901 of, to amend and repeal Section 16809 of, and to repeal Section 16809.3 of, the Welfare and Institutions Code, relating to county health services, and making an appropriation therefor.

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

**ASSEMBLY BILL NO. 2972**—An act to amend Sections 6244 and 6872.5 of, and to add Section 6872 to, the Public Resources Code, relating to oil and gas leases.

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

**ASSEMBLY BILL NO. 3063**—An act to amend Sections 15101, 15120, 15266, 15341, and 15343 of the Education Code, and to amend Sections 8605, 9400, and 9402 of, and to add Section 8004 to, 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. 1971**—An act to amend Sections 1373.62 and 1373.622 of the Health and Safety Code, and to amend Sections 10127.15, 10127.16, 12700, 12711, and 12725 of, and to add Section 12714.5 to, the Insurance Code, relating to health care coverage, and making an appropriation therefor.

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. 2509**—An act to add Section 120392.9 to the Health and Safety Code, relating to immunizations.

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. 2968**—An act to add Section 14132.24 to the Welfare and Institutions Code, relating to Medi-Cal.

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

**ASSEMBLY BILL NO. 2425**—An act to add Chapter 14 (commencing with Section 6300) to Part 1 of Division 4 of the Food and Agricultural Code, relating to apple pests.

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.

#### ADJOURNMENT

At 3 p.m., the Assembly adjourned until 7 a.m., Wednesday, April 26, 2006.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE  
ASSEMBLY ON APRIL 25, 2006**

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

<b>AB</b>	<b>RN</b>
1940	0609904
1971	0609860
2033	0608685
2056	0609513
2059	0609627
2097	0609867
2165	0609692
2219	0609848
2241	0609439
2270	0609933
2280	0609658
2309	0609653
2340	0610223
2425	0609768
2490	0609797
2504	0609646
2509	0609727
2627	0609846
2714	0609888
2843	0609780
2846	0610206
2882	0609921
2968	0609849
2969	0609717
2972	0609766
3062	0609896
3063	0609923

<b>SB</b>	<b>RN</b>
767	0608041
1015	0610299

<b>Daily Total:</b>	<b>29</b>
<b>Cumulative Total:</b>	<b>4099</b>