

CALIFORNIA LEGISLATURE
2005-06 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, April 27, 2005

SIXTY-FIRST SESSION DAY

ONE HUNDRED FORTY-THIRD 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 27, 2005

The Assembly met at 7 a.m.

Hon. Simón Salinas, Assembly Member, 28th District, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Brian Ebbert reading.

ROLL CALL

The following were placed upon the morning roll call—75:

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

Quorum present.

At 12:18 p.m., Hon. Rudy Bermúdez, 56th 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 Chavez, Cohn, and La Suer.

On personal business, and waiving per diem: Assembly Member Wyland.

Because of illness: Assembly Member Gordon.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

April 26, 2005

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

Dear Mr. Speaker Núñez: I respectfully request permission to be excused from check-in session on Wednesday, April 27, 2005. The purpose is to tend to legislative business in my district.

I thank you in advance for your favorable consideration. Should you have any questions whatsoever, please do not hesitate to contact me.

Sincerely,

ED CHAVEZ, Assembly Member
 Fifty-seventh District

22 April, 2005

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

Dear Speaker Núñez: I respectfully request to be excused from check-in Session on Wednesday, April 27 due to meetings in the district.

Cordially yours,

REBECCA COHN, Assembly Member
 Twenty-fourth District

(NOTE: For letter explaining the absence of Assembly Member La Suer on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for April 25, 2005.)

COMMUNICATIONS

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

April 26, 2005

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

Dear Dotson: This to advise you that I have appointed Assemblymember Tim Leslie to replace Assemblymember Jay La Suer on the Assembly Housing and Community Development Committee for the Wednesday, April 27 hearing only.

Sincerely,

FABIAN NUÑEZ
 Speaker of the Assembly

April 26, 2005

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

Dear Dotson: This is to advise you that I have appointed Assemblymember Van Tran to replace Assemblymember Mark Wyland on the Assembly Education Committee for the Wednesday, April 27 hearing only.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

SPECIAL COMMITTEE MEETINGS

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

Higher Education, on Thursday, April 28, 2005, off the Floor during Floor Session.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, April 27, 2005

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 496
Assembly Bill No. 608
Assembly Bill No. 1267

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered returned to second reading file.

Assembly Chamber, April 27, 2005

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Joint Resolution No. 14

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered on file.

Assembly Chamber, April 27, 2005

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

Assembly Bill No. 12	Assembly Bill No. 679
Assembly Bill No. 41	Assembly Bill No. 688
Assembly Bill No. 77	Assembly Bill No. 779
Assembly Bill No. 258	Assembly Bill No. 781
Assembly Bill No. 259	Assembly Bill No. 800
Assembly Bill No. 356	Assembly Bill No. 821
Assembly Bill No. 380	Assembly Bill No. 986
Assembly Bill No. 512	Assembly Bill No. 1047
Assembly Bill No. 513	Assembly Bill No. 1072
Assembly Bill No. 525	Assembly Bill No. 1126
Assembly Bill No. 578	Assembly Bill No. 1149
Assembly Bill No. 621	Assembly Bill No. 1161
Assembly Bill No. 626	Assembly Bill No. 1180
Assembly Bill No. 651	Assembly Bill No. 1216

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, April 27, 2005

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

Assembly Bill No. 1321
 Assembly Bill No. 1390
 Assembly Bill No. 1398
 Assembly Bill No. 1458
 Assembly Bill No. 1482
 Assembly Bill No. 1558

Assembly Bill No. 1574
 Assembly Bill No. 1634
 Assembly Bill No. 1698
 Assembly Bill No. 1700
 Assembly Bill No. 1723

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, April 27, 2005

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

Assembly Concurrent Resolution No. 17
 Assembly Concurrent Resolution No. 27

And reports the same correctly enrolled, and presented to the Secretary of State on the 27th day of April, 2005, at 2:45 p.m.

E. DOTSON WILSON, Chief Clerk

**INTRODUCTION AND FIRST READING OF
 ASSEMBLY BILLS**

The following bill was introduced and read the first time:

ASSEMBLY BILL NO. 1774—Committee on Human Services (Evans (Chair), Haynes (Vice Chair), Arambula, Bass, Coto, Nation, and Spitzer) An act to amend Sections 361.4 and 16504.5 of the Welfare and Institutions Code, relating to criminal record checks, and declaring the urgency thereof, to take effect immediately.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 60—Mountjoy (Coauthors: Benoit, Bermudez, Bogh, Chavez, DeVore, Garcia, Haynes, Huff, Jones, La Suer, Leslie, Maze, Nakanishi, Sharon Runner, Tran, Villines, and Walters) (Coauthors: Senators Aanestad, Ackerman, Battin, Cox, Dutton, McClintock, and Vincent). Relative to National Day of Prayer.

AUTHOR'S AMENDMENTS

Committee on Budget

April 27, 2005

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

Assembly Bill No. 725

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

LAIRD, Chair

ASSEMBLY BILL NO. 725—An act to add Sections 9145 and 65040.7 to the Government Code, relating to appropriations.

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 27, 2005

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

Assembly Bill No. 599

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

CHAN, Chair

ASSEMBLY BILL NO. 599—An act to amend Section 5600.3 of the Welfare and Institutions Code, relating to mental health.

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

AUTHOR'S AMENDMENTS
Committee on Education

April 27, 2005

Mr. Speaker: The Chair of your Committee on Education reports:
Assembly Bill No. 605

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

GOLDBERG, Chair

ASSEMBLY BILL NO. 605—An act to amend Section 48900 of the Education Code, relating to pupil rights.

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 27, 2005

Mr. Speaker: The Chair of your Committee on Judiciary reports:
Assembly Bill No. 1307

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

JONES, Chair

ASSEMBLY BILL NO. 1307—An act to amend Sections 3011, 3020, 3027.1, 3040, and 3118 of, and to repeal Sections 3080 and 3082 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 Banking and Finance

April 27, 2005

Mr. Speaker: The Chair of your Committee on Banking and Finance reports:
Assembly Bill No. 1433
Assembly Bill No. 1489

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

CALDERON, Chair

ASSEMBLY BILL NO. 1433—An act to amend Section 5922 of the Government Code, relating to public finance.

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

ASSEMBLY BILL NO. 1489—An act to amend Section 13082 of the Financial Code, relating to point-of-sale systems.

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

**AUTHOR'S AMENDMENTS
Committee on Rules**

April 27, 2005

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

Assembly Concurrent Resolution No. 15

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

MONTAÑEZ, Chair

ASSEMBLY CONCURRENT RESOLUTION NO. 15—Relative to In-Home Supportive Services Caregiver Recognition 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 Revenue and Taxation**

April 27, 2005

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:

Assembly Bill No. 838

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

KLEHS, Chair

ASSEMBLY BILL NO. 838—An act to add and repeal Sections 17052.11 and 23611 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 Banking and Finance**

April 27, 2005

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

Assembly Bill No. 1304

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

CALDERON, Chair

ASSEMBLY BILL NO. 1304—An act to amend Section 4406 of the Commercial Code, relating to commercial law.

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

**REPORTS OF STANDING COMMITTEES
Committee on Human Services**

Date of Hearing: April 26, 2005

Mr. Speaker: Your Committee on Human Services reports:

Assembly Bill No. 472

Assembly Bill No. 1378

Assembly Bill No. 788

Assembly Bill No. 1408

Assembly Bill No. 811

Assembly Bill No. 1534

Assembly Bill No. 880

Assembly Bill No. 1601

Assembly Bill No. 899

Assembly Bill No. 1633

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

EVANS, Chair

Above bills re-referred to the Committee on Appropriations.

Committee on Health

Date of Hearing: April 26, 2005

Mr. Speaker: Your Committee on Health reports:

Assembly Bill No. 699

Assembly Bill No. 1046

Assembly Bill No. 757

Assembly Bill No. 1091

Assembly Bill No. 772

Assembly Bill No. 1142

Assembly Bill No. 847

Assembly Bill No. 1359

Assembly Bill No. 929

Assembly Bill No. 1579

Assembly Bill No. 1045

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

CHAN, Chair

Above bills re-referred to the Committee on Appropriations.

Committee on Water, Parks and Wildlife

Date of Hearing: April 26, 2005

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

Assembly Bill No. 87

Assembly Bill No. 1245

Assembly Bill No. 601

Assembly Bill No. 1247

Assembly Bill No. 647

Assembly Bill No. 1421

Assembly Bill No. 802

Assembly Bill No. 1431

Assembly Bill No. 820

Assembly Bill No. 1616

Assembly Bill No. 848

Assembly Bill No. 1665

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.

Committee on Human Services

Date of Hearing: April 26, 2005

Mr. Speaker: Your Committee on Human Services reports:

Assembly Bill No. 1145

Assembly Bill No. 1607

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

EVANS, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: April 26, 2005

Mr. Speaker: Your Committee on Human Services reports:

Assembly Bill No. 617

Assembly Bill No. 1565

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

EVANS, Chair

Above bills re-referred to the Committee on Rules.

Committee on Health

Date of Hearing: April 26, 2005

Mr. Speaker: Your Committee on Health reports:

Assembly Bill No. 1062

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

CHAN, Chair

Above bill re-referred to the Committee on Judiciary.

Committee on Water, Parks and Wildlife

Date of Hearing: April 26, 2005

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

- Assembly Bill No. 515
- Assembly Bill No. 1039
- Assembly Bill No. 1466

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.

Committee on Health

Date of Hearing: April 26, 2005

Mr. Speaker: Your Committee on Health reports:

- Assembly Bill No. 1199
- Assembly Bill No. 1235
- Assembly Bill No. 1533
- Assembly Bill No. 1707
- Assembly Bill No. 1745

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

CHAN, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: April 26, 2005

Mr. Speaker: Your Committee on Health reports:

- Assembly Bill No. 1667

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

CHAN, Chair

Above bill re-referred to the Committee on Education.

Committee on Judiciary

Date of Hearing: April 26, 2005

Mr. Speaker: Your Committee on Judiciary reports:

- Assembly Bill No. 19
- Assembly Bill No. 528
- Assembly Bill No. 576
- Assembly Bill No. 581

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 19, 2005

Mr. Speaker: Your Committee on Judiciary reports:

- Assembly Bill No. 1338

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 19, 2005

Mr. Speaker: Your Committee on Judiciary reports:

- Assembly Bill No. 1293

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

JONES, Chair

Above bill ordered to second reading.

Date of Hearing: April 26, 2005

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 1098

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

JONES, Chair

Above bill ordered to second reading.

Date of Hearing: April 12, 2005

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 202

Assembly Bill No. 573

Assembly Bill No. 406

Assembly Bill No. 1038

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 bills be placed on the Consent Calendar.

JONES, Chair

Above bills ordered to second reading.

Date of Hearing: April 26, 2005

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 27

Assembly Bill No. 1035

Assembly Bill No. 1742

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 26, 2005

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Joint Resolution No. 15

With the recommendation: Be adopted.

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

JONES, Chair

Above resolution ordered to the Consent Calendar.

Date of Hearing: April 26, 2005

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Concurrent Resolution No. 24

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

JONES, Chair

Above resolution re-referred to the Committee on Appropriations.

Committee on Health

Date of Hearing: April 26, 2005

Mr. Speaker: Your Committee on Health reports:

Assembly Bill No. 1230

With the recommendation: Do pass.

CHAN, Chair

Above bill ordered to second reading.

Committee on Water, Parks and Wildlife

Date of Hearing: April 26, 2005

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

Assembly Bill No. 558

Assembly Bill No. 672

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.

Committee on Health

Date of Hearing: April 26, 2005

Mr. Speaker: Your Committee on Health reports:

Assembly Bill No. 166

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

CHAN, Chair

Above bill ordered to second reading.

Committee on Banking and Finance

Date of Hearing: April 26, 2005

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

Assembly Bill No. 459

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

CALDERON, Chair

Above bill ordered to second reading.

Committee on Human Services

Date of Hearing: April 26, 2005

Mr. Speaker: Your Committee on Human Services reports:

Assembly Bill No. 1179

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.

EVANS, Chair

Above bill ordered to second reading.

Committee on Business and Professions

Date of Hearing: April 26, 2005

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

Assembly Bill No. 21

Assembly Bill No. 1113

Assembly Bill No. 73

Assembly Bill No. 1116

Assembly Bill No. 74

Assembly Bill No. 1178

Assembly Bill No. 302

Assembly Bill No. 1263

Assembly Bill No. 361

Assembly Bill No. 1357

Assembly Bill No. 481

Assembly Bill No. 1654

Assembly Bill No. 827

Assembly Bill No. 1660

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 26, 2005

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

Assembly Bill No. 53

Assembly Bill No. 1268

Assembly Bill No. 54

Assembly Bill No. 1382

Assembly Bill No. 497

Assembly Bill No. 1729

Assembly Bill No. 1114

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.

Date of Hearing: April 26, 2005

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

Assembly Bill No. 522

Assembly Bill No. 1115

Assembly Bill No. 1117

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.

NEGRETE McLEOD, Chair

Above bills ordered to second reading.

Date of Hearing: April 26, 2005

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

Assembly Bill No. 488

Assembly Bill No. 585

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.

Date of Hearing: April 26, 2005

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

Assembly Bill No. 78

Assembly Bill No. 602

Assembly Bill No. 226

Assembly Bill No. 1334

With the recommendation: Do pass.

NEGRETE McLEOD, Chair

Above bills ordered to second reading.

Date of Hearing: April 26, 2005

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

Assembly Bill No. 1210

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

NEGRETE McLEOD, Chair

Above bill ordered to the Committee on Rules.

Date of Hearing: April 26, 2005

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

Assembly Bill No. 718

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

NEGRETE McLEOD, Chair

Above bill re-referred to the Committee on Judiciary.

Committee on Human Services

Date of Hearing: April 26, 2005

Mr. Speaker: Your Committee on Human Services reports:

Assembly Bill No. 1379

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

EVANS, Chair

Above bill ordered to second reading.

Committee on Housing and Community Development

Date of Hearing: April 27, 2005

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

Assembly Bill No. 1064

Assembly Bill No. 1461

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

MULLIN, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: April 27, 2005

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

Assembly Bill No. 770

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

MULLIN, Chair

Above bill re-referred to the Committee on Business and Professions.

Date of Hearing: April 27, 2005

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

Assembly Bill No. 1754

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

MULLIN, Chair

Above bill re-referred to the Committee on Appropriations.

Committee on Banking and Finance

Date of Hearing: April 26, 2005

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

Assembly Bill No. 885

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

CALDERON, Chair

Above bill ordered to second reading.

Committee on Governmental Organization

Date of Hearing: April 20, 2005

Mr. Speaker: Your Committee on Governmental Organization reports:

Assembly Bill No. 616

Assembly Bill No. 1295

Assembly Bill No. 839

Assembly Bill No. 1620

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

JEROME HORTON, Chair

Above bills ordered to second reading.

Committee on Health

Date of Hearing: April 26, 2005

Mr. Speaker: Your Committee on Health reports:

Assembly Bill No. 1485

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 Veterans Affairs

Date of Hearing: April 26, 2005

Mr. Speaker: Your Committee on Veterans Affairs reports:

Assembly Bill No. 30

Assembly Bill No. 922

Assembly Bill No. 276

Assembly Bill No. 1445

Assembly Bill No. 306

Assembly Bill No. 1666

Assembly Bill No. 357

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

GORDON, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: April 26, 2005

Mr. Speaker: Your Committee on Veterans Affairs reports:

Assembly Bill No. 160

Assembly Bill No. 1202

Assembly Bill No. 1762

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

GORDON, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: April 26, 2005

Mr. Speaker: Your Committee on Veterans Affairs reports:

Senate Joint Resolution No. 1

With the recommendation: Be adopted.

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

GORDON, Chair

Above resolution ordered to the Consent Calendar.

Date of Hearing: April 26, 2005

Mr. Speaker: Your Committee on Veterans Affairs reports:

Assembly Bill No. 294

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

GORDON, Chair

Above bill ordered to second reading.

Committee on Water, Parks and Wildlife

Date of Hearing: April 26, 2005

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

Assembly Bill No. 734

Assembly Bill No. 849

With the recommendation: Do pass.

WOLK, Chair

Above bills ordered to second reading.

Committee on Education

Date of Hearing: April 20, 2005

Mr. Speaker: Your Committee on Education reports:

- Assembly Bill No. 927
- Assembly Bill No. 950
- Assembly Bill No. 1292

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.

Committee on Revenue and Taxation

Date of Hearing: April 25, 2005

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

- Assembly Bill No. 853

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 Education

Date of Hearing: April 20, 2005

Mr. Speaker: Your Committee on Education reports:

- Assembly Bill No. 36
- Assembly Bill No. 682

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.

Committee on Labor and Employment

Date of Hearing: April 20, 2005

Mr. Speaker: Your Committee on Labor and Employment reports:

- Assembly Bill No. 596

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 Judiciary

Date of Hearing: April 26, 2005

Mr. Speaker: Your Committee on Judiciary reports:

- Assembly Bill No. 619

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

JONES, Chair

Above bill ordered to second reading.

Date of Hearing: April 19, 2005

Mr. Speaker: Your Committee on Judiciary reports:

- Assembly Bill No. 26

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

JONES, Chair

Above bill ordered to second reading.

Committee on Public Safety

Date of Hearing: April 12, 2005

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 113

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

LENO, Chair

Above bill ordered to second reading.

Date of Hearing: April 12, 2005

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 776

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.

LENO, Chair

Above bill ordered to second reading.

Committee on Business and Professions

Date of Hearing: April 26, 2005

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

Assembly Bill No. 293

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

NEGRETE McLEOD, Chair

Above bill ordered to second reading.

Committee on Public Safety

Date of Hearing: April 26, 2005

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 22

Assembly Bill No. 561

Assembly Bill No. 98

Assembly Bill No. 629

Assembly Bill No. 101

Assembly Bill No. 862

Assembly Bill No. 114

Assembly Bill No. 979

Assembly Bill No. 217

Assembly Bill No. 996

Assembly Bill No. 336

Assembly Bill No. 1022

Assembly Bill No. 373

Assembly Bill No. 1067

Assembly Bill No. 424

Assembly Bill No. 1323

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

LENO, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: April 26, 2005

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 102

Assembly Bill No. 1349

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

LENO, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: April 26, 2005

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 1422

Assembly Bill No. 1657

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

LENO, Chair

Above bills re-referred to the Committee on Appropriations.

Committee on Transportation

Date of Hearing: April 25, 2005

Mr. Speaker: Your Committee on Transportation reports:

Assembly Bill No. 1627

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

OROPEZA, Chair

Above bill ordered to second reading.

Date of Hearing: April 18, 2005

Mr. Speaker: Your Committee on Transportation reports:

Assembly Bill No. 963

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

OROPEZA, Chair

Above bill ordered to second reading.

Committee on Environmental Safety and Toxic Materials

Date of Hearing: April 26, 2005

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

Assembly Bill No. 1327

Assembly Bill No. 1747

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.

RUSKIN, Chair

Above bills ordered to second reading.

Date of Hearing: April 26, 2005

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

Assembly Bill No. 319

Assembly Bill No. 1240

Assembly Bill No. 492

Assembly Bill No. 1269

Assembly Bill No. 966

Assembly Bill No. 1360

Assembly Bill No. 1011

Assembly Bill No. 1415

Assembly Bill No. 1078

Assembly Bill No. 1681

Assembly Bill No. 1125

Assembly Bill No. 1693

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

RUSKIN, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: April 26, 2005

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

Assembly Bill No. 403

Assembly Bill No. 1232

Assembly Bill No. 575

Assembly Bill No. 1337

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

RUSKIN, Chair

Above bills re-referred to the Committee on Appropriations.

Committee on Local Government

Date of Hearing: April 27, 2005

Mr. Speaker: Your Committee on Local Government reports:

Assembly Bill No. 1690

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

SALINAS, Chair

Above bill re-referred to the Committee on Higher Education.

Committee on Insurance

Date of Hearing: April 27, 2005

Mr. Speaker: Your Committee on Insurance reports:

Assembly Bill No. 243

With the recommendation: Do pass.

VARGAS, Chair

Above bill ordered to second reading.

Date of Hearing: April 27, 2005

Mr. Speaker: Your Committee on Insurance reports:

Assembly Bill No. 191

Assembly Bill No. 681

Assembly Bill No. 1661

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

VARGAS, Chair

Above bills re-referred to the Committee on Appropriations.

Committee on Education

Date of Hearing: April 27, 2005

Mr. Speaker: Your Committee on Education reports:

Assembly Bill No. 123

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

GOLDBERG, Chair

Above bill re-referred to the Committee on Higher Education.

Committee on Aging and Long-Term Care

Date of Hearing: April 27, 2005

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

Assembly Bill No. 1664

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

BERG, Chair

Above bill re-referred to the Committee on Banking and Finance.

Date of Hearing: April 27, 2005

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

Assembly Bill No. 300

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

BERG, Chair

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: April 27, 2005

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

Assembly Bill No. 1605

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

BERG, Chair

Above bill re-referred to the Committee on Rules.

**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 Bill No. 608, ordered to third reading;

Assembly Bills Nos. 1267 and 496, ordered to the Consent Calendar.

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 582—An act to amend Section 17538.41 of the Business and Professions Code, relating to political advertisements.

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. 1128—An act to amend Section 13207 of the Water Code, relating to water.

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. 365—An act to amend Sections 23 and 24 of, and to add Section 23.6 to, the Food and Agricultural Code, and to amend Section 51201 of the Government Code, relating to agricultural lands.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1201—An act to amend Sections 33321, 33322, 33347, and 33352 of the Public Resources Code, relating to the Sierra Nevada Conservancy.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1732—An act to amend Section 895 of the Public Utilities Code, relating to natural gas, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1736—An act to amend Section 399.12 of the Public Utilities Code, relating to renewable energy.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1547—An act to amend Section 25744 of, to add Section 25402.10 to, and to add Division 16.7 (commencing with Section 26421) to, the Public Resources Code, and to amend Sections 399.6, 399.8, 2827, 3345, and 3370 of, to add Sections 385.1 and 760 to, and to add Chapter 8 (commencing with Section 2830) to Part 2 of Division 1 of, the Public Utilities Code, relating to solar energy, and making an appropriation therefor.

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. 1221—An act to amend Section 39510 of the Health and Safety Code, relating to air pollution.

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. 1332—An act to add Section 25402.10 to the Public Resources Code, relating to distributed generation.

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. 1765—An act to amend Section 16302.1 of the Government Code, and to amend Sections 6479.3, 7659.9, 8760, 9405, 9407, 9411, 9420, 9432, 30180, 30190, 30283, 32260, 40067, 41060, 43170, 45160, 46160, 50112.7, 55050, 60043, 60250, and 60603 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. 1031—An act to amend Section 4750 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. 188—An act to amend Section 21115.5 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. 1170—An act to amend Section 29034 of the Public Utilities Code, relating to transportation.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 232—An act to amend Sections 66055 and 66055.5 of the Education Code, relating to registered nursing programs, and making an appropriation therefor.

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

ASSEMBLY BILL NO. 702—An act to add Section 128357 to the Health and Safety Code, relating to nursing education.

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

ASSEMBLY BILL NO. 1241—An act to add Section 69432.6 to the Education Code, relating to student financial aid.

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

ASSEMBLY BILL NO. 1436—An act to add Section 69433.2 to the Education Code, relating to student financial aid, and declaring the urgency thereof, to take effect immediately.

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

ASSEMBLY BILL NO. 568—An act to add Section 121022 to the Health and Safety Code, relating to HIV.

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. 1275—An act to add Chapter 1 (commencing with Section 15465) to Part 7.2 of Division 3 of Title 2 of the Government Code, and to amend Section 130060 of the Health and Safety Code, relating to financing hospital seismic safety programs, by providing the funds necessary therefor through the issuance and sale of bonds of the State of California and by providing for the handling and disposition of those funds.

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. 1165—An act to amend Section 25519 of the Public Resources Code, relating to energy resources.

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. 1104—An act to amend Section 53088.2 of the Government Code, relating to video providers.

Bill read second time, and ordered to Consent Calendar.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, April 27, 2005

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

Assembly Bill No. 1170

Assembly Bill No. 1732

Assembly Bill No. 1736

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to the Consent Calendar.

ADJOURNMENT

At 4:30 p.m., the Assembly adjourned until 9:30 a.m., Thursday, April 28, 2005.

FABIAN NUÑEZ, Speaker

TRESHA PETIT-PHAR, Acting Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON APRIL 27, 2005**

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

AB RN

188	0512245
232	0512215
568	0512529
582	0512418
599	0512796
605	0512635
702	0512284
725	0512634
838	0512605
1031	0512475
1128	0512423
1165	0512247
1221	0512681
1241	0512270
1275	0512724
1304	0512863
1307	0512826
1332	0512314
1433	0512647
1436	0512222
1489	0512740
1547	0512278
1765	0512458

ACR RN

15	0511948
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Daily Total:	24
Cumulative Total:	1207