

CALIFORNIA LEGISLATURE  
2003-04 REGULAR SESSION

---

---

# ASSEMBLY DAILY JOURNAL

---

---

**Wednesday, April 28, 2004**

**ONE HUNDRED EIGHTY-SIXTH SESSION DAY  
FIVE HUNDRED FOURTEENTH 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 28, 2004

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—75:

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

Quorum present.

**At 11:41 a.m., Hon. Steven N. Samuelian, 29th 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, Firebaugh, Jerome Horton, and Montanez.*

*Because of illness: Assembly Member Haynes.*

**EXPLANATIONS OF ABSENCE**

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

April 26, 2004

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

Dear Speaker Nunez: I respectfully request that I be excused from check-in session on Wednesday, April 28, 2004. 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

April 26, 2004

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

Dear Mr. Speaker: I respectfully request to be excused from check-in session on Wednesday, April 28, 2004. I will be in my district on legislative business.

Thank you in advance for your consideration. If you have any questions or comments, I can be reached at (916) 319-2050.

Sincerely,

MARCO ANTONIO FIREBAUGH, Assembly Member  
Fiftieth District

April 27, 2004

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

Dear Mr. Speaker: I am respectfully requesting permission to be excused from Check-In Session on Wednesday, April 28, 2004, due to legislative business in my district. I will be returning to Sacramento on Thursday, April 29, 2004, in time for Assembly Floor Session.

I want to thank you in advance for your consideration of this request and if you have any questions, please contact me at (916) 319-2051 or (310) 413-0635.

Sincerely,

JEROME E. HORTON, Assembly Member  
Fifty-first District

April 28, 2004

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

Dear Speaker Nunez: I respectfully request to be excused from Check-in Session today. I will be in my District on Legislative Business. If you have any questions or concerns, please feel free to contact my Chief of Staff, Jo-Ellen McChesney, at 319-2662.

Sincerely,

CINDY MONTAÑEZ, Assembly Member  
Thirty-ninth District

**COMMUNICATIONS**

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

April 28, 2004

*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 John Laird to replace Assemblymember Marco Firebaugh on the Assembly Appropriations Committee for today's hearing.

Sincerely,

FABIAN NUÑEZ  
Speaker of the Assembly

April 28, 2004

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

RE: Appointment of Jackie Goldberg  
to State Allocation Board

Dear Mr. Wilson: Please be advised I have appointed Assemblymember Jackie Goldberg to the State Allocation Board for April 28, 2004 only. This is a pleasure appointment. Assemblymember Marco Firebaugh will resume his appointment on April 29, 2004.

Sincerely,

FABIAN NUÑEZ  
Speaker of the Assembly

**SPECIAL COMMITTEE MEETINGS**

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

Budget Subcommittee No. 5 on Information Technology/  
Transportation, on Wednesday, May 5, 2004, at 2 p.m.

**ENGROSSMENT AND ENROLLMENT REPORTS**

Assembly Chamber, April 28, 2004

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

- Assembly Bill No. 2292
- Assembly Bill No. 2867
- Assembly Bill No. 3098

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered returned to second reading file.

Assembly Chamber, April 28, 2004

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

- Assembly Joint Resolution No. 72

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered on file.

Assembly Chamber, April 28, 2004

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

- Assembly Concurrent Resolution No. 220

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered on file.

Assembly Chamber, April 28, 2004

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

- |                        |                        |
|------------------------|------------------------|
| Assembly Bill No. 1876 | Assembly Bill No. 2709 |
| Assembly Bill No. 2086 | Assembly Bill No. 2716 |
| Assembly Bill No. 2133 | Assembly Bill No. 2803 |
| Assembly Bill No. 2136 | Assembly Bill No. 2850 |
| Assembly Bill No. 2179 | Assembly Bill No. 2926 |
| Assembly Bill No. 2185 | Assembly Bill No. 2941 |
| Assembly Bill No. 2463 | Assembly Bill No. 2999 |
| Assembly Bill No. 2483 | Assembly Bill No. 3016 |
| Assembly Bill No. 2524 | Assembly Bill No. 3029 |
| Assembly Bill No. 2632 | Assembly Bill No. 3101 |
| Assembly Bill No. 2704 | Assembly Bill No. 3102 |

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, April 28, 2004

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

- |                        |                        |
|------------------------|------------------------|
| Assembly Bill No. 2567 | Assembly Bill No. 2790 |
| Assembly Bill No. 2580 | Assembly Bill No. 2811 |
| Assembly Bill No. 2582 | Assembly Bill No. 2847 |
| Assembly Bill No. 2594 | Assembly Bill No. 2866 |
| Assembly Bill No. 2611 | Assembly Bill No. 2872 |
| Assembly Bill No. 2685 | Assembly Bill No. 2885 |
| Assembly Bill No. 2693 | Assembly Bill No. 2918 |
| Assembly Bill No. 2710 | Assembly Bill No. 2923 |
| Assembly Bill No. 2714 | Assembly Bill No. 2939 |
| Assembly Bill No. 2715 | Assembly Bill No. 2970 |
| Assembly Bill No. 2724 | Assembly Bill No. 3035 |
| Assembly Bill No. 2759 | Assembly Bill No. 3065 |
| Assembly Bill No. 2761 | Assembly Bill No. 3093 |
| Assembly Bill No. 2764 |                        |

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, April 28, 2004

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

Assembly Bill No. 1795  
 Assembly Bill No. 1831  
 Assembly Bill No. 1842  
 Assembly Bill No. 1843  
 Assembly Bill No. 1909  
 Assembly Bill No. 1910  
 Assembly Bill No. 2037  
 Assembly Bill No. 2064  
 Assembly Bill No. 2065  
 Assembly Bill No. 2083  
 Assembly Bill No. 2092  
 Assembly Bill No. 2208  
 Assembly Bill No. 2219  
 Assembly Bill No. 2227

Assembly Bill No. 2251  
 Assembly Bill No. 2295  
 Assembly Bill No. 2339  
 Assembly Bill No. 2345  
 Assembly Bill No. 2350  
 Assembly Bill No. 2362  
 Assembly Bill No. 2387  
 Assembly Bill No. 2389  
 Assembly Bill No. 2420  
 Assembly Bill No. 2445  
 Assembly Bill No. 2509  
 Assembly Bill No. 2520  
 Assembly Bill No. 2521  
 Assembly Bill No. 2547

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

### RESOLUTIONS

The following resolution was offered:

**HOUSE RESOLUTION NO. 50**—**Nation.** Relative to skin cancer and melanoma awareness.

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

April 28, 2004

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

Assembly Bill No. 2504

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

GOLDBERG, Chair

**ASSEMBLY BILL NO. 2504**—An act to add Section 49537 to the Education Code, relating to pupils.

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

#### **AUTHOR'S AMENDMENTS** **Committee on Governmental Organization**

April 28, 2004

Mr. Speaker: The Chair of your Committee on Governmental Organization reports:

Assembly Bill No. 1933

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

JEROME HORTON, Chair

**ASSEMBLY BILL NO. 1933**—An act to amend Sections 6253 and 6254 of the Government Code, relating to public records.

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 28, 2004

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

Assembly Bill No. 2024

Assembly Bill No. 2343

Assembly Bill No. 2742

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

CHU, Chair

**ASSEMBLY BILL NO. 2024**—An act to add Chapter 4.8 (commencing with Section 2195) to Division 3 of the Streets and Highways Code, relating to transportation, and declaring the urgency thereof, to take effect immediately.

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

**ASSEMBLY BILL NO. 2343**—An act to amend Section 17074.52 of the Education Code, relating to school facilities.

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

**ASSEMBLY BILL NO. 2742**—An act to amend Section 2653 of the Penal Code, relating to prisons.

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 28, 2004

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

Assembly Bill No. 3013

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

WIGGINS, Chair

**ASSEMBLY BILL NO. 3013**—An act to add Section 1747.08 to the Civil Code, relating to credit.

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 28, 2004

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

Assembly Concurrent Resolution No. 50

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

MONTANEZ, Chair

**ASSEMBLY CONCURRENT RESOLUTION NO. 50**—Relative to Public Service 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 Education**

April 28, 2004

Mr. Speaker: The Chair of your Committee on Education reports:  
Assembly Bill No. 2210

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

GOLDBERG, Chair

**ASSEMBLY BILL NO. 2210**—An act to amend Sections 44259 and 44279.2 of the Education Code, relating to teachers.

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 28, 2004

Mr. Speaker: The Chair of your Committee on Health reports:  
Senate Bill No. 858

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

COHN, Chair

**SENATE BILL NO. 858**—An act relating to public 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 Judiciary**

April 28, 2004

Mr. Speaker: The Chair of your Committee on Judiciary reports:  
Assembly Bill No. 1912

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

CORBETT, Chair

**ASSEMBLY BILL NO. 1912**—An act to amend Section 47 of the Civil Code, relating to privileged communications.

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 28, 2004

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:  
Assembly Bill No. 2846

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

BERMUDEZ, Chair

**ASSEMBLY BILL NO. 2846**—An act to add Section 402.95 to the Revenue and Taxation Code, relating to taxation.

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



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

April 28, 2004

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

Assembly Concurrent Resolution No. 222

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

BERMUDEZ, Chair

**ASSEMBLY CONCURRENT RESOLUTION NO. 222**—Relative to Small Business 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 28, 2004

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

Assembly Bill No. 2794

Assembly Bill No. 3074

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

BERMUDEZ, Chair

**ASSEMBLY BILL NO. 2794**—An act to add Sections 17053.62, 17255.5, 23662, and 24356.5 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.

**ASSEMBLY BILL NO. 3074**—An act to amend Section 214.2 of the Revenue and Taxation Code, relating to property 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 Health**

April 28, 2004

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

Assembly Bill No. 2354

Assembly Bill No. 2798

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

COHN, Chair

**ASSEMBLY BILL NO. 2354**—An act to add Title 2.98 (commencing with Section 1812.800) to Part 4 of Division 3 of the Civil Code, relating to health care discount programs.

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

**ASSEMBLY BILL NO. 2798**—An act to amend Section 120140 of the Health and Safety Code, relating to 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 28, 2004

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

Assembly Bill No. 2051

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

GOLDBERG, Chair

**ASSEMBLY BILL NO. 2051**—An act to amend Section 35183 of the Education Code, relating to school uniforms.

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 28, 2004

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

Assembly Bill No. 2143

Assembly Bill No. 2288

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

LENO, Chair

**ASSEMBLY BILL NO. 2143**—An act to add Section 1347.1 to the Penal Code, relating to criminal procedure.

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. 2288**—An act to amend Section 1050 of the Penal Code, relating to criminal procedure.

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 Environmental Safety and Toxic Materials**

Date of Hearing: April 27, 2004

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

Assembly Bill No. 2834

With the recommendation: Do pass.

LAIRD, Chair

Above bill ordered to second reading.

Date of Hearing: April 27, 2004

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

Assembly Bill No. 2587

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

LAIRD, Chair

Above bill ordered to second reading.

**Committee on Veterans Affairs**

Date of Hearing: April 27, 2004

Mr. Speaker: Your Committee on Veterans Affairs reports:

Assembly Bill No. 1939

Assembly Bill No. 2269

Assembly Bill No. 2739

With the recommendation: Do pass.

PARRA, Chair

Above bills ordered to second reading.

Date of Hearing: April 27, 2004

Mr. Speaker: Your Committee on Veterans Affairs reports:

Senate Joint Resolution No. 16

With the recommendation: Be adopted.

PARRA, Chair

Above resolution ordered to third reading.

Date of Hearing: April 27, 2004

Mr. Speaker: Your Committee on Veterans Affairs reports:

Assembly Concurrent Resolution No. 168

Assembly Concurrent Resolution No. 182

Assembly Concurrent Resolution No. 203

House Resolution No. 45

With the recommendation: Be adopted.

PARRA, Chair

Above resolutions ordered to third reading.

**Committee on Arts, Entertainment, Sports, Tourism, and Internet Media**

Date of Hearing: April 27, 2004

Mr. Speaker: Your Committee on Arts, Entertainment, Sports, Tourism, and Internet Media reports:

Assembly Bill No. 1793

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

CHAVEZ, Chair

Above bill ordered to second reading.

**Committee on Judiciary**

Date of Hearing: April 20, 2004

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 1990

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

CORBETT, Chair

Above bill ordered to second reading.

**Committee on Housing and Community Development**

Date of Hearing: April 28, 2004

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

Assembly Bill No. 2023

With the recommendation: Do pass.

LOWENTHAL, Chair

Above bill ordered to second reading.

Date of Hearing: April 28, 2004

Mr. Speaker: Your Committee on Housing and Community Development reports:  
Assembly Bill No. 2610

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

Above bill re-referred to the Committee on Judiciary.

**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. 2292 and 2867**, ordered to third reading;

**Assembly Bill No. 3098**, ordered to the Consent Calendar.

**SECOND READING OF ASSEMBLY BILLS**

**ASSEMBLY BILL NO. 2316**—An act to add Section 789.11 to the Insurance Code, relating to insurance.

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

**ASSEMBLY BILL NO. 2774**—An act to add Sections 4474.2, 4474.3, 4474.35, 4474.4, 4474.5, 4474.6, 4474.7, 4474.8, and 4630.5 to the Welfare and Institutions Code, relating to developmental services.

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

**ASSEMBLY BILL NO. 1913**—An act to amend Section 319 of, to amend and repeal Section 309 of, and to repeal and amend Section 361.4 of, the Welfare and Institutions Code, relating to foster care.

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

**ASSEMBLY BILL NO. 2747**—An act to amend Section 17605 of the Welfare and Institutions Code, relating to social services.

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

**ASSEMBLY BILL NO. 2629**—An act to add Section 1502.2 to the Health and Safety Code, relating to community care facilities.

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

**ASSEMBLY BILL NO. 1825**—An act to amend Section 12950 of the Government Code, relating to employment practices.

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

**ASSEMBLY BILL NO. 2057**—An act to amend Sections 2021 and 2025 of the Code of Civil Procedure, relating to production of evidence.

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

**ASSEMBLY BILL NO. 2228**—An act to add Section 3012 to the Family Code, to add Section 1514.5 to the Probate Code, and to add Section 204 to the Welfare and Institutions Code, relating to minors.

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

**ASSEMBLY BILL NO. 2533**—An act to amend Section 8875.8 of the Government Code, relating to seismic safety.

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

**ASSEMBLY BILL NO. 1887**—An act to amend Section 13534 of the Business and Professions Code, relating to motor fuel advertising.

Bill read second time, and ordered to third reading.

**ASSEMBLY BILL NO. 2182**—An act to amend Section 6929 of the Family Code, relating to minors.

Bill read second time, and ordered to third reading.

**ASSEMBLY BILL NO. 2562**—An act to amend Section 7583.9 of the Business and Professions Code, relating to private patrol operators.

Bill read second time, and ordered to third reading.

**ASSEMBLY BILL NO. 1916**—An act to amend Section 7280 of, and to add Sections 7283.5 and 7283.51 to, the Revenue and Taxation Code, relating to taxation.

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

**ASSEMBLY BILL NO. 2837**—An act to amend Section 8152 of the Education Code, relating to apprenticeships.

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

**ASSEMBLY BILL NO. 2062**—An act to add Section 1194 to the Civil Code, and to amend Sections 8201, 8201.2, and 8206 of the Government Code, relating to notaries public.

Bill read second time, and ordered to Consent Calendar.

**ASSEMBLY BILL NO. 2467**—An act to add Section 68520 to the Government Code, relating to bail bond agencies.

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. 2897**—An act to amend Sections 7500, 7502, 7503, 7510, 7511, and 7515 of, and to repeal Section 7555 of the Penal Code, relating to prisoners, and declaring the urgency thereof, to take effect immediately.

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. 2351**—An act to amend Sections 798.16, 798.26, 798.285, 798.37, and 799.1.5 of, and to add Section 799.2.5 to, the Civil Code, relating to mobilehome parks.

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

**ASSEMBLY BILL NO. 2702**—An act to amend Section 65583 of, to add Sections 65852.8 and 65917.1 to, and to repeal Section 65852.2 of, the Government Code, relating to housing.

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

**ASSEMBLY BILL NO. 2752**—An act to add Section 301.2 to the Corporations Code, relating to corporations.

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. 2868**—An act to add Division 24 (commencing with Section 70000) to the Financial Code, relating to loans.

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. 2243**—An act to amend Section 6 of the County Water Authority Act (Chapter 545 of the Statutes of 1943), relating to county water authorities.

Bill read second time, and ordered to Consent Calendar.

**ASSEMBLY BILL NO. 1908**—An act to amend Sections 31053 and 31054 of the Water Code, relating to water.

Bill read second time, and ordered to third reading.

**ASSEMBLY BILL NO. 2875**—An act to amend Section 4186 of the Fish and Game Code, relating to rabbits.

Bill read second time, and ordered to third reading.

**ASSEMBLY BILL NO. 2035**—An act to add Section 17592.7 to the Education Code, relating to school facilities.

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

**ASSEMBLY BILL NO. 2647**—An act to add Chapter 19 (commencing with Section 53100) to Part 28 of the Education Code, relating to education funding.

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

**ASSEMBLY BILL NO. 2178**—An act to amend Sections 42238 and 42238.44 of, and to repeal Section 42238.46 of, the Education Code, and to amend Section 42 of Chapter 1167 of the Statutes of 2002, relating to education finance, and making an appropriation therefor.

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

**ASSEMBLY BILL NO. 2360**—An act to amend Section 56366 of the Education Code, relating to special education.

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

**ASSEMBLY BILL NO. 2413**—An act to add Chapter 5.5 (commencing with Section 60700) to Part 33 of the Education Code, relating to English learners.

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

**ASSEMBLY BILL NO. 2455**—An act to amend Sections 66061, 60200, and 60223 of the Education Code, relating to instructional materials.

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

**ASSEMBLY BILL NO. 2756**—An act to amend Sections 33127, 33128, 41320.1, 41326, 41326.1, 41327, 41328, 42127, 42127.1, 42127.8, and 42142 of, and to add Sections 41327.1 and 41327.2 to, the Education Code, and to amend Sections 3540.2, 3547.5, and 53260 of the Government Code, relating to school districts, and declaring the urgency thereof, to take effect immediately.

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

**ASSEMBLY BILL NO. 1952**—An act to amend Section 5689.3 of the Welfare and Institutions Code, relating to mental health.

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

**ASSEMBLY BILL NO. 2271**—An act to amend Section 219 of the Code of Civil Procedure, relating to jury selection.

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

**ASSEMBLY BILL NO. 2840**—An act to amend Section 1936 of the Civil Code, relating to vehicle rental agreements.

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

**ASSEMBLY BILL NO. 1967**—An act to amend Sections 300, 301, and 302 of the Family Code, relating to marriage.

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

**ASSEMBLY BILL NO. 2038**—An act to add Chapter 4 (commencing with Section 536) to Title 7 of Part 2 of the Code of Civil Procedure, and to amend Sections 853.6, 853.7, and 853.8 of the Penal Code, relating to bench warrants.

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

**ASSEMBLY BILL NO. 2148**—An act to amend Sections 2030, 2031, 6340, 6341, and 6344 of the Family Code, relating to family law.

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

**ASSEMBLY BILL NO. 2176**—An act to amend Section 42911 of, and to add Chapter 12.7 (commencing with Section 42648) to Part 3 of Division 30 of, the Public Resources Code, relating to recycling.

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. 2503**—An act to add Section 1936.1 to the Civil Code, relating to rental 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.

**ASSEMBLY JOINT RESOLUTION NO. 74**—Relative to hybrid electric vehicles.

Resolution read; amendments proposed by the Committee on Transportation read and adopted; resolution ordered reprinted and to be re-referred to the Committee on Appropriations.

**ASSEMBLY BILL NO. 2566**—An act to amend Section 654.05 of the Harbors and Navigation Code, relating to boating.

Bill read second time, and ordered to Consent Calendar.

**ASSEMBLY BILL NO. 2029**—An act to amend Section 45452 of the Education Code, and to amend Section 42011 of the Vehicle Code, relating to vehicles.

Bill read second time, and ordered to third reading.

**ASSEMBLY BILL NO. 2139**—An act to amend Sections 27315, 27360, 27360.5, 27361, 27362, and 27365 of the Vehicle Code, relating to vehicles.

Bill read second time, and ordered to third reading.

**ASSEMBLY BILL NO. 2237**—An act to amend Section 22348 of the Vehicle Code, relating to vehicles.

Bill read second time, and ordered to third reading.

**ASSEMBLY BILL NO. 1897**—An act to amend Section 35012 of the Education Code, relating to school districts.

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

**ASSEMBLY BILL NO. 2474**—An act to amend Sections 15634 and 15655.5 of, and to add Section 15630.1 to, the Welfare and Institutions Code, relating to elder abuse.

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. 1988**—An act to add Section 38086 to the Education Code, relating to schools.

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. 1855**—An act to amend Section 63040 of the Government Code, relating to economic development.

Bill read second time; amendments proposed by the Committee on Jobs, Economic Development and the Economy read and adopted; bill ordered reprinted and to be re-referred to the Committee on Appropriations.

**ASSEMBLY BILL NO. 1845**—An act to amend Sections 1269 and 1274.10 of the Unemployment Insurance Code, relating to employment training.

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

**ASSEMBLY BILL NO. 1810**—An act to add Division 21 (commencing with Section 51000) to the Financial Code, 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. 2921**—An act to amend Sections 31001, 31125, 31300, 31303, 31402, 31403, 31405, and 31410 of, and to add Sections 31109, 31109.1, 31212, 31213, 31406, 31407, 31408, and 31411 to, the Corporations Code, and to add Section 22063 to the Financial Code, relating to franchises.

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. 2530**—An act to amend Sections 706.034 and 1532 of the Code of Civil Procedure, to amend Section 5235 of the Family Code, to amend Sections 12461 and 12464 of, and to add Section 16582 to, the Government Code, and to amend Section 3088 of the Probate Code, relating to the Controller.

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.

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

Assembly Chamber, April 28, 2004

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

Assembly Bill No. 2029

Assembly Bill No. 2237

Assembly Bill No. 2562

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading.

Assembly Chamber, April 28, 2004

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

Assembly Bill No. 2062

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered to the Consent Calendar.

Assembly Chamber, April 28, 2004

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

Assembly Bill No. 366

And reports the same correctly enrolled, and presented to the Governor on the 28th day of April, 2004, at 2:30 p.m.

E. DOTSON WILSON, Chief Clerk

**ADJOURNMENT**

At 3 p.m., the Assembly adjourned until 9 a.m., Thursday, April 29, 2004.

---

FABIAN NUÑEZ, Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE  
ASSEMBLY ON APRIL 28, 2004**

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

<b>AB</b>	<b>RN</b>	<b>AB</b>	<b>RN</b>
1810	0409126	2474	0409138
1825	0409263	2503	0408788
1845	0409357	2504	0409361
1855	0409114	2530	0409004
1897	0409133	2533	0408915
1912	0409324	2629	0409109
1913	0408896	2647	0409107
1916	0409059	2702	0409079
1933	0409301	2742	0409360
1952	0409309	2747	0408850
1967	0408975	2752	0409128
1988	0409261	2756	0409101
2024	0409375	2774	0408976
2035	0409105	2794	0407100
2038	0409013	2798	0409304
2051	0409221	2837	0409090
2057	0408905	2840	0409265
2143	0406932	2846	0409374
2148	0409172	2868	0409127
2176	0409267	2897	0408920
2178	0409100	2921	0409124
2210	0409346	3013	0409384
2228	0409048	3074	0409401
2271	0408901		
2288	0409273	<b>ACR</b>	<b>RN</b>
2316	0408811	50	0409290
2316	0409207	222	0409447
2343	0409153		
2351	0409269	<b>AJR</b>	<b>RN</b>
2354	0409303	74	0409250
2360	0409098		
2413	0409106	<b>SB</b>	<b>RN</b>
2455	0409111	858	0408181
2467	0408509		

**Daily Total: 60**  
**Cumulative Total: 4278**