

CALIFORNIA LEGISLATURE
2005-06 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, April 28, 2005

SIXTY-SECOND SESSION DAY

ONE HUNDRED FORTY-FOURTH 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
Thursday, April 28, 2005

The Assembly met at 9:31 a.m.
Hon. Leland Y. Yee, Speaker pro Tempore of the Assembly,
presiding.
Chief Clerk E. Dotson Wilson at the Desk.
Assistant Clerk Brian Ebbert reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Laird moved a quorum call of the Assembly.
Motion carried.

At 9:32 a.m., Speaker pro Tempore Yee placed a quorum call upon
the Assembly.

The Speaker pro Tempore directed the Sergeant at Arms to close the
doors, and to bring in the absent Members.

**At 9:38 a.m., Assistant Speaker pro Tempore Sally Lieber,
22nd District, presiding**

Quorum Present

At 9:51 a.m., Assistant Speaker pro Tempore Lieber declared a
quorum of the Assembly present.

The roll call was completed, and the following answered to their
names—78:

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

PRAYER

Upon invitation of Assistant Speaker pro Tempore Lieber, the following prayer was offered by Assembly Alternate Chaplain Pastor Ivan L. Williams, Sr.:

Our Father in Heaven, We thank You for the bountiful harvest that comes from Your blessings of rainfall. It reminds us of where all of our blessings come from.

Make us on this day, a people who realize the great opportunity we have to serve amidst all that pulls against us to be selfish. Give these legislators Your wisdom, discernment, and the spirit of sacrificial servanthood.

Thank You for giving and granting in these halls, a people, who have the real opportunity on a daily basis, to make a difference in the lives of citizens in this great state of California. May Your Presence be so great, and Your influence so present that all who serve, will serve with diligence, hope, and righteousness.

In Your Name Our God we pray.—AMEN!

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Assistant Speaker pro Tempore Lieber, Assembly Member Negrete McLeod then led the Assembly in the pledge of allegiance to the Flag.

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Assembly Member Cohn, seconded by Assembly Member Cogdill.

LEAVES OF ABSENCE FOR THE DAY

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

On legislative business: Assembly Member La Suer.

Because of illness: Assembly Member Gordon.

(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 27, 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 John Benoit to replace Assemblymember Jay La Suer on the Assembly Public Safety Committee for the Thursday, April 28 hearing only.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

April 27, 2005

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

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

Assemblymember Karen Bass
 Assemblymember Ed Chavez
 Assemblymember Rick Keene
 Assemblymember Paul Koretz
 Assemblymember Fran Pavley
 Assemblymember Van Tran
 Assemblymember Leland Yee

Sincerely,

FABIAN NUÑEZ
 Speaker of the Assembly

April 27, 2005

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

Dear Dotson: Please be advised that I have appointed the following members to the Select Committee on Air and Water Quality:

Assemblymember Greg Aghazarian
 Assemblymember Joe Canciamilla
 Assemblymember Hector De La Torre
 Assemblymember Bill Emmerson
 Assemblymember Tom Harman
 Assemblymember Sally Lieber
 Assemblymember Cindy Montañez
 Assemblymember Alan Nakanishi
 Assemblymember Ira Ruskin

Sincerely,

FABIAN NUÑEZ
 Speaker of the Assembly

April 28, 2005

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

Dear Dotson: Please be advised that I have created the Special Committee on Rail Safety and have appointed Assemblymember Dario Frommer as the Chair.

Sincerely,

FABIAN NUÑEZ
 Speaker of the Assembly

April 28, 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 Roger Niello to replace Assemblymember Bob Huff on the Budget Committee for today's hearing only.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

REPORTS

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

California State Auditor

2005-030
April 28, 2005

*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: As required by Chapter 342, Statutes of 1999, the Bureau of State Audits presents its audit report concerning the State Bar of California's (State Bar) disciplinary process, cost recovery efforts, and financial outlook.

This report concludes that the State Bar continued to monitor its backlog of disciplinary cases that resulted from its virtual shutdown in 1998. At the end of 2004, it reported 402 cases in the backlog compared with 401 cases at the end of 2002 and 1,340 cases at the end of 2000. In addition, the State Bar's semiannual reviews of randomly chosen disciplinary cases in 2004 disclosed deficiencies similar to those found in its 2002 random reviews, such as missing or inadequate explanations of case dispositions. To address these deficiencies and in response to our 2003 audit recommendations, the State Bar developed a brief checklist to guide staff in processing disciplinary cases. However, its staff did not always use the checklist and it is not sufficiently comprehensive. The State Bar also adopted a policy to spot check open disciplinary cases to ensure that staff are maintaining files properly and handling complaints correctly. However, we found that staff did not consistently perform the requisite number of spot checks and sometimes failed to document the results. Further, the State Bar's recoveries of disciplinary costs and Client Security Fund payments remained low. Therefore, to subsidize these costs, it used a larger portion of the membership fees it collected than it would have if its recovery rates were higher. Although a law effective in January 2004 improved its

ability to recover past and future costs, the State Bar has not yet been able to use this new authority because it is waiting for approval of certain administrative procedures by the California Supreme Court. Finally, the State Bar is pursuing a revenue increase to help reduce projected deficits in its general fund and Client Security Fund.

Respectfully submitted,

ELAINE M. HOWLE
State Auditor

Above report referred to the Committee on Judiciary.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, April 28, 2005

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

Assembly Bill No. 188

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered returned to second reading file.

Assembly Chamber, April 28, 2005

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

Assembly Concurrent Resolution No. 15

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

Assembly Chamber, April 28, 2005

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

Assembly Bill No. 232

Assembly Bill No. 568

Assembly Bill No. 582

Assembly Bill No. 599

Assembly Bill No. 605

Assembly Bill No. 702

Assembly Bill No. 725

Assembly Bill No. 838

Assembly Bill No. 1031

Assembly Bill No. 1128

Assembly Bill No. 1165

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

AUTHOR'S AMENDMENTS

Committee on Jobs, Economic Development, and the Economy

April 28, 2005

Mr. Speaker: The Chair of your Committee on Jobs, Economic Development, and the Economy reports:

Assembly Concurrent Resolution No. 42

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

ARAMBULA, Chair

ASSEMBLY CONCURRENT RESOLUTION NO. 42—Relative to the Province of Cheju, Republic of Korea.

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

**REPORTS OF STANDING COMMITTEES
Committee on Appropriations**

Date of Hearing: April 27, 2005

Mr. Speaker: Your Committee on Appropriations reports:

- | | |
|-----------------------|------------------------|
| Assembly Bill No. 169 | Assembly Bill No. 819 |
| Assembly Bill No. 228 | Assembly Bill No. 1001 |
| Assembly Bill No. 432 | Assembly Bill No. 1037 |
| Assembly Bill No. 446 | Assembly Bill No. 1059 |
| Assembly Bill No. 451 | Assembly Bill No. 1195 |
| Assembly Bill No. 490 | Assembly Bill No. 1206 |
| Assembly Bill No. 530 | Assembly Bill No. 1229 |
| Assembly Bill No. 588 | Assembly Bill No. 1413 |
| Assembly Bill No. 747 | |

With the recommendation: Do pass.

CHU, Chair

Above bills ordered to second reading.

Date of Hearing: April 27, 2005

Mr. Speaker: Your Committee on Appropriations reports:

- | | |
|-----------------------|-----------------------|
| Assembly Bill No. 223 | Assembly Bill No. 595 |
| Assembly Bill No. 277 | Assembly Bill No. 893 |
| Assembly Bill No. 394 | Assembly Bill No. 900 |
| Assembly Bill No. 444 | Assembly Bill No. 918 |
| Assembly Bill No. 461 | Assembly Bill No. 974 |
| Assembly Bill No. 493 | Assembly Bill No. 978 |
| Assembly Bill No. 587 | Assembly Bill No. 994 |
| Assembly Bill No. 594 | |

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.

CHU, Chair

Above bills ordered to second reading.

Date of Hearing: April 27, 2005

Mr. Speaker: Your Committee on Appropriations reports:

- | | |
|------------------------|------------------------|
| Assembly Bill No. 1051 | Assembly Bill No. 1516 |
| Assembly Bill No. 1052 | Assembly Bill No. 1523 |
| Assembly Bill No. 1153 | Assembly Bill No. 1576 |
| Assembly Bill No. 1272 | Assembly Bill No. 1718 |
| Assembly Bill No. 1279 | Assembly Bill No. 1725 |
| Assembly Bill No. 1474 | Assembly Bill No. 1763 |

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.

CHU, Chair

Above bills be ordered to second reading.

Date of Hearing: April 27, 2005

Mr. Speaker: Your Committee on Appropriations reports:

- Assembly Bill No. 1196

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

CHU, Chair

Above bill ordered to second reading.

Date of Hearing: April 27, 2005

Mr. Speaker: Your Committee on Appropriations reports:
Assembly Bill No. 716
Assembly Bill No. 1281

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.

CHU, Chair

Above bills ordered to second reading.

Date of Hearing: April 27, 2005

Mr. Speaker: Your Committee on Appropriations reports:
Assembly Concurrent Resolution No. 16

With the recommendation: Be adopted.

CHU, Chair

Above resolution ordered to third reading.

Committee on Rules

Date of Hearing: April 28, 2005

Mr. Speaker: Your Committee on Rules reports:
Assembly Bill No. 1605

With the recommendation: That the bill be re-referred to the Committee on Public Safety.

MONTAÑEZ, Chair

Above bill re-referred to the Committee on Public Safety.

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bills were referred to committee:

Assembly

<i>Bill No.</i>	<i>Committee</i>
402 -----	J., E.D., & E.
412 -----	Ed.
645 -----	Nat. Res.
652 -----	Hum. S.
664 -----	Jud.
1012 -----	L. & E.
1377 -----	Ed.
1381 -----	Ed.
1401 -----	G.O. and Rls.
1428 -----	B. & P.
1540 -----	Pub. S.
1639 -----	Health
1715 -----	Pub. S.
1752 -----	G.O.

Assembly Concurrent

<i>Resolution No.</i>	<i>Committee</i>
56 -----	Higher Ed.
57 -----	Ed.
58 -----	Hum. S.
59 -----	Rls.

Assembly Joint

<i>Resolution No.</i>	<i>Committee</i>
22 -----	Ed.

Senate Concurrent

Resolution No.

Committee

20 ----- Trans.

28 ----- Trans.

39 ----- Rls.

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. 188, ordered to the Consent Calendar.

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 1338—An act to amend Sections 317, 366.26, and 634 of the Welfare and Institutions Code, relating to immigrant children.

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. 1293—An act to amend Section 2025.520 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 returned to the second reading file.

ASSEMBLY BILL NO. 1098—An act to amend Section 1365.2 of, and to add Section 1363.07 to, of the Civil Code, relating to common interest developments.

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 Housing and Community Development.

ASSEMBLY BILL NO. 202—An act to amend Section 1281.2 of the Code of Civil Procedure, relating to arbitration.

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, and to be placed upon the Consent Calendar.

ASSEMBLY BILL NO. 406—An act to repeal and add Section 2782 of the Civil Code, relating to construction contracts.

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, and to be placed upon the Consent Calendar.

ASSEMBLY BILL NO. 573—An act to repeal and add Section 2782 of the Civil Code, relating to indemnity.

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, and to be placed upon the Consent Calendar.

ASSEMBLY BILL NO. 1038—An act to amend Sections 936 and 938 of, and to add Section 939 to, the Civil Code, relating to construction defects.

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, and to be placed upon the Consent Calendar.

ASSEMBLY BILL NO. 1230—An act to add Section 33200.5 to the Government Code, relating to health care.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 558—An act relating to parks and recreation, and making an appropriation therefor.

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

ASSEMBLY BILL NO. 672—An act to add Sections 115827 and 115828 to the Health and Safety Code, relating to reservoirs.

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

ASSEMBLY BILL NO. 166—An act to add Section 33200.5 to the Government Code, and to add Chapter 5.5 (commencing with Section 101855) to Part 4 of Division 101 of the Health and Safety Code, relating to health care.

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

ASSEMBLY BILL NO. 459—An act to add Section 1102.6c to the Civil Code, relating to transfer of real property.

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 Local Government.

ASSEMBLY BILL NO. 1179—An act to add Section 1507.25 to the Health and Safety Code, relating to community care facilities.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 522—An act to amend Section 1261.6 of the Health and Safety Code, relating to health facilities.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1115—An act to add Article 3 (commencing with Section 4950) to Chapter 12 of Division 2 of the Business and Professions Code, relating to healing arts.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1117—An act to amend Sections 2075, 3642, 4926, 4935, 4937, and 4939 of the Business and Professions Code, relating to medicine.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 488—An act to amend Sections 3076, 3145, 3146, 3147, 3147.5, 3147.6, 3147.7, 3148, 3150, 3152, and 3152.5 of, to amend and renumber Sections 3090.1, 3096, 3096.5, 3096.6, 3096.7, 3097, 3099, 3100, 3103, 3124, 3125, 3128, 3129, 3130, 3131, and 3135 of, to add Sections 3091, 3092, and 3110 to, to repeal Sections 3094, 3095, 3101, 3102, 3104, 3105, 3105.1, 3106, 3107, 3107.1, 3108, 3109, 3123, 3126, 3127, and 3153 of, and to repeal and add Section 3090 of, the Business and Professions Code, relating to optometry.

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

ASSEMBLY BILL NO. 585—An act to amend Sections 22900, 22901, 22902, 22903, 22904, 22905, 22906, 22907, 22908, 22909, 22910, 22911, 22913, 22915, 22920, 22922, 22924, 22925, 22926, and 22927 of, to amend the heading of Chapter 28 (commencing with Section 22900) of Division 8 of, and to add Sections 22903.1, 22903.2, and 22903.3 to, the Business and Professions Code, relating to dealers.

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

ASSEMBLY BILL NO. 78—An act to add Division 113 (commencing with Section 150000) to the Health and Safety Code, relating to pharmacy benefits management.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 226—An act to amend Section 473.4 of the Business and Professions Code, relating to regulatory programs.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 602—An act to add Section 1812.96 to the Civil Code, relating to health studios.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1334—An act to amend Sections 1775 and 1777 of the Business and Professions Code, relating to dentistry.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1379—An act to add Section 4474.3 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. 885—An act to amend Sections 1788.2, 2924b, and 2924g of the Civil Code, relating to mortgages.

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 Judiciary.

ASSEMBLY BILL NO. 616—An act to amend Section 7597 of the Government Code, relating to public buildings.

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

ASSEMBLY BILL NO. 839—An act to add Article 17 (commencing with Section 19985) to Chapter 5 of Division 8 of the Business and Professions Code, relating to gambling.

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

ASSEMBLY BILL NO. 1295—An act to add and repeal Sections 12599.5 and 12635.5 of the Health and Safety Code, relating to fireworks, and making an appropriation therefor.

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

ASSEMBLY BILL NO. 1620—An act to amend Section 19951 of the Business and Professions Code, relating to gambling.

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

ASSEMBLY BILL NO. 1485—An act to amend Section 14043.2 of 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. 294—An act to add Section 343 to the Military and Veterans Code, relating to veterans, and making an appropriation therefor.

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

ASSEMBLY BILL NO. 734—An act to amend Section 635o of the Penal Code, relating to endangered species.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 849—An act to add Chapter 2.5 (commencing with Section 7059.5) to Part 1.7 of Division 6 of the Fish and Game Code, relating to fisheries.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 927—An act to amend Sections 8208, 8235, 8236, 8237, and 8263 of, to amend the heading of Article 7 (commencing with Section 8235) of Chapter 2 of Part 6 of, and to add Article 7.5 (commencing with Section 8238) to Chapter 2 of Part 6 of, the Education Code, relating to early education, 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. 950—An act relating to teachers, 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. 1292—An act to amend Section 52853 of, and to add Sections 17070.756, 17584.4, 17591.5, and 52854 to, the Education Code, relating to school facilities.

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. 853—An act to amend Section 706.074 of the Code of Civil Procedure, relating to tax liens.

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. 36—An act to amend Section 35570 of, and to add Chapter 5 (commencing with Section 35850) to Part 21 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. 682—An act to amend Sections 41505, 41505.5, and 41530 of, and to repeal Section 32228.6 of, the Education Code, relating to education finance.

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

ASSEMBLY BILL NO. 596—An act to add Chapter 1 (commencing with Section 1500) to Part 6 of Division 2 of the Labor Code, relating to building maintenance services.

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. 619—An act to amend Sections 1351, 1363.05, 1365.1, 1366.3, 1367.1, and 1368 of, and to add Section 1367.2 to, the Civil Code, relating to common interest developments.

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 Housing and Community Development.

ASSEMBLY BILL NO. 26—An act to amend Section 1810.2 of the Vehicle Code, relating to vehicles, and declaring the urgency thereof, to take effect immediately.

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. 113—An act to amend Section 3003 of the Penal Code, relating to parole.

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

ASSEMBLY BILL NO. 776—An act to amend Section 11165.9 of the Penal Code, relating to child abuse reporting.

Bill read second time; amendments proposed by the Committee on Public Safety 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. 293—An act to amend Section 7197 of, and to add Section 7197.5 to, the Business and Professions Code, relating to home inspections.

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

ASSEMBLY BILL NO. 1627—An act to amend Section 12814.6 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. 963—An act to amend Section 12814.6 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. 1327—An act to amend Sections 25514.5 and 25526.5 of the Health and Safety Code, relating to hazardous materials.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1747—An act to amend Sections 230, 461, 462, 463, 465, 1009, 1058.5, 1257, 10013, 10615, 10825, 10841, 11951, 11952, 11962, 11964, 11981, 11982, 11983, 12921.3, 12929.22, 12947, 13167.5, 13415, 13515, 13523, 13523.1, 13529.2, 13530, 13627, 13952, 14957, 31035, 31144.71, 31145, 31630.5, 31631, 31633, 55335, 71610.5, and 81420 of, and to amend the heading of Chapter 7 (commencing with Section 13500) of Division 7 of, the Water Code, relating to water.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 243—An act to amend Section 10113.2 of the Insurance Code, relating to life insurance.

Bill read second time, and ordered to third reading.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, April 28, 2005

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

Assembly Bill No. 226

Assembly Bill No. 849

Assembly Bill No. 243

Assembly Bill No. 1230

Assembly Bill No. 734

Assembly Bill No. 1334

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading.

Assembly Chamber, April 28, 2005

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

Assembly Bill No. 1327

Assembly Bill No. 1747

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to the Consent Calendar.

ASSEMBLY RULE 118 SUSPENDED—PRIVILEGES OF THE FLOOR

Assembly Members Lieber and Dymally were granted unanimous consent that Assembly Rule 118 be suspended granting the privileges of the Floor and permitting guests to sit at their desks in the Assembly Chamber.

BILLS RETURNED TO THIRD READING FILE

Pursuant to Assembly Rule 78, the following bill was withdrawn from the inactive file, and placed upon the third reading file:

Assembly Concurrent Resolution No. 18, on request of Assembly Member Gordon.

BILLS PLACED ON INACTIVE FILE

The following bills were placed upon the inactive file:

Assembly Bill No. 795, on request of Assembly Member Ridley-Thomas;

Assembly Bill No. 271, on request of Assembly Member Blakeslee.

BILLS REMOVED FROM CONSENT CALENDAR

The following bills were removed from the Consent Calendar, and placed on the third reading file, pursuant to Joint Rule 22.2:

Assembly Bill No. 1104, on request of Assembly Member Plescia;

Assembly Joint Resolution No. 10, on request of Assembly Member Chu.

RE-REFERENCE OF BILLS

Assembly Member Cohn was granted unanimous consent that the following bills be re-referred as noted:

Assembly Bill No. 22 from the Committee on Appropriations to the Committee on Judiciary;

Assembly Bill No. 77 from the Committee on Public Safety to the Committee on Health;

Assembly Bill No. 294 from the Committee on Appropriations to the Committee on Revenue and Taxation.

JOINT RULE 62(a) WAIVED

Assembly Member Cohn was granted unanimous consent that Joint Rule 62(a) be waived to permit the following bills to be heard in committees as noted:

Committee on Business and Professions to hear Assembly Bill No. 770 today, upon adjournment of session;

Committee on Governmental Organization to hear Assembly Bill No. 1749 today, upon adjournment of session;

Committee on Public Safety to hear Assembly Bills Nos. 41, 312, 454, 916, 1257, and 1542 today, upon adjournment of the Committee on Governmental Organization hearing.

MOTION TO RE-REFER ASSEMBLY BILL NO. 1605 TO COMMITTEE

Assembly Member Cogdill moved that Assembly Bill No. 1605 be re-referred to the Committee on Business and Professions.

Assembly Member Harman seconded the motion.

Motion lost by the following vote:

AYES—28

Aghazarian	Emmerson	La Malfa	Runner
Benoit	Garcia	Maze	Spitzer
Blakeslee	Harman	McCarthy	Strickland
Bogh	Haynes	Nakanishi	Tran
Cogdill	Horton, Shirley	Niello	Villines
Daucher	Huff	Plescia	Walters
DeVore	Keene	Richman	Wyland

NOES—43

Arambula	Dymally	Levine	Ridley-Thomas
Bass	Evans	Lieber	Ruskin
Berg	Goldberg	Liu	Saldaña
Bermúdez	Hancock	Matthews	Salinas
Calderon	Horton, Jerome	Montañez	Torrico
Canciamilla	Jones	Mullin	Umberg
Chan	Karnette	Nation	Vargas
Chavez	Klehs	Nava	Wolk
Cohn	Koretz	Negrete McLeod	Yee
Coto	Laird	Oropeza	Mr. Speaker
De La Torre	Leno	Pavley	

Motion to Suspend Joint Rule 62(a)

Assembly Member Cohn moved that Joint Rule 62(a) be suspended to permit the Committee on Public Safety to meet upon the adjournment of the hearing of the Committee on Governmental Organization for the purpose of hearing Assembly Bill No. 1605.

Assembly Member Bass seconded the motion.

Motion for suspension of the rules carried by the following vote:

AYES—45

Arambula	Dymally	Levine	Ruskin
Baca	Evans	Lieber	Saldaña
Bass	Frommer	Liu	Salinas
Berg	Goldberg	Matthews	Torrico
Bermúdez	Hancock	Montañez	Umberg
Calderon	Horton, Jerome	Mullin	Vargas
Canciamilla	Jones	Nation	Wolk
Chan	Karnette	Nava	Yee
Chavez	Kleh	Negrete McLeod	Mr. Speaker
Cohn	Koretz	Oropeza	
Coto	Laird	Pavley	
De La Torre	Leno	Ridley-Thomas	

NOES—29

Aghazarian	Garcia	Maze	Strickland
Benoit	Harman	McCarthy	Tran
Blakeslee	Haynes	Nakanishi	Villines
Bogh	Horton, Shirley	Niello	Walters
Cogdill	Huff	Plescia	Wyland
Daucher	Keene	Richman	
DeVore	La Malfa	Runner	
Emmerson	Leslie	Spitzer	

JOINT RULE 62(a) WAIVED

Assembly Member Cohn was granted unanimous consent that Joint Rule 62(a) be waived to permit the following bills to be heard in committees as noted:

Committee on Judiciary to hear Assembly Bills Nos. 22 and 416 today upon the adjournment of the Committee on Arts, Entertainment, Sports, Tourism, and Internet Media hearing;

Committee on Higher Education to hear Assembly Bills Nos. 123 and 1690 today upon the adjournment of Floor Session;

Committee on Arts, Entertainment, Sports, Tourism, and Internet Media to hear Assembly Bill No. 1437 today upon adjournment of Floor Session.

REQUEST FOR PHOTOGRAPHER

Assembly Member Núñez was granted unanimous consent that a video camera be permitted in the Gallery of the Assembly.

BILLS REMOVED FROM CONSENT CALENDAR

The following bill was removed from the Consent Calendar, and placed on the third reading file, pursuant to Joint Rule 22.2:

Assembly Joint Resolution No. 2, on request of Assembly Member Evans.

ASSEMBLY RULE 118 SUSPENDED—PRIVILEGES OF THE FLOOR

Assembly Member Oropeza was granted unanimous consent that Assembly Rule 118 be suspended granting the privileges of the Floor and permitting a guest to sit at her desk in the Assembly Chamber.

RECESS

By unanimous consent, at 10:10 a.m., Assistant Speaker pro Tempore Lieber declared the Assembly recessed to permit the introduction of special guests.

Speaker Núñez introduced New Zealand Parliament members: The Honorable Margaret Wilson, Speaker of the New Zealand Parliament, The Honorable David Carter, Member of Parliament (MP), National Party, and Mrs. Heather Carter, The Honorable Nanata Mahuta, MP, Labor Party, and Mr. Gannin Ormsby, The Honorable Ron Mark, MP, New Zealand First Party, The Honorable Gerry Eckhoff, MP, Act Party, and Mrs. Marg Eckhoff, Ms. Cheryl Ferguson, Secretary to the Delegation, Mr. Sean Rota, Private Secretary to the Speaker, Mr. Max Simons, Visits Manager, Visists & Ceremonial Office, Department of Internal Affairs, accompanied by: The Honorable Rob Taylor, Consul General, Consulate General of New Zealand in Los Angeles, and Ms. Annette Crequer, Executive Assistant, Consulate General of New Zealand in Los Angeles.

* * *

Assembly Member Pavley introduced the Malibu-Santa Monica PTA.

* * *

Assembly Member Dymally introduced Kaylah Cooley.

RECONVENED

At 10:20 a.m., the Assembly reconvened.

Hon. Sally Lieber, Assistant Speaker pro Tempore of the Assembly, presiding.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS**

ASSEMBLY BILL NO. 13 (Goldberg)—An act to add Article 3.5 (commencing with Section 221.2) to Chapter 2 of Part 1 of the Education Code, relating to schools.

Bill read third time, and passed by the following vote:

AYES—43

Baca	Dymally	Leno	Ridley-Thomas
Bass	Evans	Levine	Ruskin
Berg	Frommer	Lieber	Saldaña
Bermúdez	Goldberg	Liu	Salinas
Calderon	Hancock	Montañez	Torrico
Chan	Horton, Jerome	Mullin	Umberg
Chavez	Jones	Nation	Vargas
Chu	Karnette	Nava	Wolk
Cohn	Klehs	Negrete McLeod	Yee
Coto	Koretz	Oropeza	Mr. Speaker
De La Torre	Laird	Pavley	

NOES—34

Aghazarian	Emmerson	Matthews	Runner
Arambula	Harman	Maze	Spitzer
Benoit	Haynes	McCarthy	Strickland
Blakeslee	Horton, Shirley	Mountjoy	Tran
Bogh	Houston	Nakanishi	Villines
Canciamilla	Huff	Niello	Walters
Cogdill	Keene	Parra	Wyland
Daucher	La Malfa	Plescia	
DeVore	Leslie	Richman	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 547 (Berg)—An act to amend Section 11364.7 of, and to add Chapter 18 (commencing with Section 121349) to Part 4 of Division 105 of, the Health and Safety Code, relating to clean needle and syringe exchange.

Bill read third time, and passed by the following vote:

AYES—45

Arambula	De La Torre	Levine	Ruskin
Baca	Dymally	Lieber	Saldaña
Bass	Evans	Liu	Salinas
Berg	Frommer	Matthews	Torrico
Bermúdez	Goldberg	Montañez	Umberg
Calderon	Hancock	Mullin	Vargas
Canciamilla	Jones	Nation	Wolk
Chan	Karnette	Nava	Yee
Chavez	Klehs	Oropeza	Mr. Speaker
Chu	Koretz	Pavley	
Cohn	Laird	Richman	
Coto	Leno	Ridley-Thomas	

NOES—30

Aghazarian	Harman	Maze	Spitzer
Benoit	Haynes	McCarthy	Strickland
Blakeslee	Horton, Shirley	Mountjoy	Tran
Bogh	Houston	Nakanishi	Villines
Cogdill	Huff	Niello	Walters
Daucher	Keene	Parra	Wyland
DeVore	La Malfa	Plescia	
Emmerson	Leslie	Runner	

Bill ordered transmitted to the Senate.

RECESS

By unanimous consent, at 10:40 a.m., Assistant Speaker pro Tempore Lieber declared the Assembly recessed to permit the introduction of a special guest.

Assembly Member Oropeza introduced her goddaughter Alisha Espinoza.

RECONVENED

At 10:42 a.m., the Assembly reconvened.

Hon. Sally Lieber, Assistant Speaker pro Tempore of the Assembly, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)**THIRD READING OF ASSEMBLY BILLS (RESUMED)**

ASSEMBLY BILL NO. 649 (Parra)—An act to amend Section 78700 of the Food and Agricultural Code, relating to agriculture.

Bill read third time, and passed by the following vote:

AYES—77

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

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY JOINT RESOLUTION NO. 12 (Gordon)—Relative to military base retention.

Resolution read, and presented by Assembly Member Laird.

Members Made Coauthors of Assembly Joint Resolution No. 12

Assembly Member Laird was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Assembly Joint Resolution No. 12.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

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

Request for Unanimous Consent

Assembly Member Laird was granted unanimous consent to take up Assembly Joint Resolution No. 12, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Joint Resolution No. 12, as Amended

ASSEMBLY JOINT RESOLUTION NO. 12—Relative to military base retention.

Resolution read, as amended, and adopted by the following vote:

AYES—77

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

NOES—None

Resolution ordered transmitted to the Senate.

ASSEMBLY BILL NO. 378 (Chu)—An act to amend Section 52 of the Civil Code, and to amend Section 338 of the Code of Civil Procedure, relating to protected classes.

Bill read third time, and passed by the following vote:

AYES—78

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

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 240 (Bermudez)—An act to amend Section 3003 of the Penal Code, relating to parole.

Bill read third time, and passed by the following vote:

AYES—76

Aghazarian	DeVore	Leno	Plescía
Arambula	Dymally	Leslie	Richman
Baca	Emmerson	Levine	Ridley-Thomas
Bass	Evans	Lieber	Runner
Benoit	Frommer	Liu	Ruskin
Berg	Garcia	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
Chavez	Jones	Nation	Vargas
Chu	Karnette	Nava	Villines
Cogdill	Keene	Negrete McLeod	Walters
Cohn	Klehs	Niello	Wolk
Coto	Koretz	Oropeza	Wyland
Daucher	La Malfa	Parra	Yee
De La Torre	Laird	Pavley	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 834 (Jones)—An act to amend Sections 19412, 19549.6, and 19610.8 of the Business and Professions Code, relating to horse racing, and making an appropriation therefor.

Bill read third time, and passed by the following vote:

AYES—77

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

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1594 (Umberg)—An act to add Section 852 of the Military and Veterans Code, relating to military, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—78

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

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—78

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

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1669 (Chu)—An act to amend Section 12960 of the Government Code, relating to employment.

Bill read third time, and passed by the following vote:

AYES—46

Arambula	Dymally	Leno	Ridley-Thomas
Baca	Evans	Levine	Ruskin
Bass	Frommer	Lieber	Saldaña
Berg	Garcia	Liu	Salinas
Bermúdez	Goldberg	Matthews	Torrico
Calderon	Hancock	Montañez	Umberg
Chan	Horton, Jerome	Nation	Vargas
Chavez	Jones	Nava	Wolk
Chu	Karnette	Negrete McLeod	Yee
Cohn	Klehns	Oropeza	Mr. Speaker
Coto	Koretz	Parra	
De La Torre	Laird	Pavley	

NOES—30

Aghazarian	Harman	Maze	Spitzer
Benoit	Haynes	McCarthy	Strickland
Blakeslee	Horton, Shirley	Mountjoy	Tran
Bogh	Houston	Nakanishi	Villines
Cogdill	Huff	Niello	Walters
Daucher	Keene	Plescia	Wyland
DeVore	La Malfa	Richman	
Emmerson	Leslie	Runner	

Bill ordered transmitted to the Senate.

RECESS

By unanimous consent, at 11:05 a.m., Assistant Speaker pro Tempore Lieber declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Chan introduced Sierra Rogers.

* * *

Speaker Núñez introduced Phyllis Lieber, Assembly Member Lieber's mother.

RECONVENED

At 11:10 a.m., the Assembly reconvened.

Hon. Sally Lieber, Assistant Speaker pro Tempore of the Assembly, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)**THIRD READING OF ASSEMBLY BILLS (RESUMED)**

ASSEMBLY BILL NO. 1335 (Vargas)—An act to amend Sections 22500, 22502, 22525, 22528, 22535, 22566, 22567, 22569, 22585, 22587, and 22591 of, and to add Sections 22531.1 and 22541 to, the Streets and Highways Code, relating to public works.

Bill read third time, and passed by the following vote:

AYES—78

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

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 837 (Benoit)—An act to add Section 10110.5 to, the Insurance Code, relating to insurance.

Bill read third time.

Motion to Amend by Assembly Member Benoit

Assembly Member Benoit moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

ASSEMBLY BILL NO. 690 (Saldana)—An act to add Section 323 to the Military and Veterans Code, relating to military compensation.

Bill read third time, and passed by the following vote:

AYES—77

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

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 8 (Chu)—An act to amend Section 14105.436 of the Welfare and Institutions Code, relating to Medi-Cal, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—74

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

NOES—4

DeVore	Haynes	La Malfa	Strickland
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The question being on the passage of the bill.

Bill passed by the following vote:

AYES—74

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

NOES—4

DeVore	Haynes	La Malfa	Strickland
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Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 436 (Plescia)—An act to amend Section 14105.48 of the Welfare and Institutions Code, relating to Medi-Cal, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—78

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

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—78

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

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 14 (Harman)—An act to amend Section 1352 of the Civil Code and to add Section 71.5 to the Revenue and Taxation Code, relating to common interest developments.

Bill read third time, and passed by the following vote:

AYES—78

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

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY JOINT RESOLUTION NO. 14 (Yee)—Relative to offshore oil drilling.

Resolution read.

Members Made Coauthors of Assembly Joint Resolution No. 14

Assembly Member Yee was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Assembly Joint Resolution No. 14.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Baca, Bass, Berg, Bermúdez, Blakeslee, Chan, Chavez, Chu, Cohn, Coto, Daucher, De La Torre, Dymally, Evans, Frommer, Goldberg, Hancock, Jerome Horton, Shirley Horton, Houston, Jones, Karnette, Klehs, Koretz, Laird, Leno, Levine, Lieber, Liu, Matthews, Montañez, Mullin, Nation, Nava, Negrete McLeod, Núñez, Pavley, Plescia, Richman, Ridley-Thomas, Ruskin, Saldaña, Salinas, Torrico, Umberg, Vargas, and Wolk.

Request for Unanimous Consent

Assembly Member Yee was granted unanimous consent to take up Assembly Joint Resolution No. 14, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Joint Resolution No. 14, as Amended

ASSEMBLY JOINT RESOLUTION NO. 14—Relative to offshore oil drilling.

Resolution read, as amended, and adopted by the following vote:

AYES—58

Arambula	Dymally	Laird	Ridley-Thomas
Baca	Emmerson	Leno	Ruskin
Bass	Evans	Levine	Saldaña
Berg	Frommer	Lieber	Salinas
Bermúdez	Garcia	Liu	Strickland
Blakeslee	Goldberg	Matthews	Torrico
Calderon	Hancock	Montañez	Umberg
Canciamilla	Harman	Mullin	Vargas
Chan	Horton, Jerome	Nation	Walters
Chavez	Horton, Shirley	Nava	Wolk
Chu	Houston	Negrete McLeod	Wyland
Cohn	Jones	Oropeza	Yee
Coto	Karnette	Pavley	Mr. Speaker
Daucher	Klehs	Plescia	
De La Torre	Koretz	Richman	

NOES—16

Aghazarian	Keene	McCarthy	Parra
Cogdill	La Malfa	Mountjoy	Runner
Haynes	Leslie	Nakanishi	Tran
Huff	Maze	Niello	Villines

Resolution ordered transmitted to the Senate.

ASSEMBLY JOINT RESOLUTION NO. 5 (Oropeza)—Relative to corporate average fuel economy standards.

Resolution read.

Members Made Coauthors of Assembly Joint Resolution No. 5

Assembly Member Oropeza was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Assembly Joint Resolution No. 5

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Arambula, Baca, Bass, Berg, Bermúdez, Chan, Chavez, Chu, Cohn, Coto, Dymally, Evans, Frommer, Goldberg, Hancock, Harman, Shirley Horton, Jones, Karnette, Klehs, Koretz, Laird, Leno, Levine, Lieber, Liu, Matthews, Montañez, Mullin, Nation, Nava, Negrete McLeod, Núñez, Pavley, Richman, Ridley-Thomas, Ruskin, Saldaña, Salinas, Torrico, Umberg, Vargas, Wolk, and Yee.

Request for Unanimous Consent

Assembly Member Oropeza was granted unanimous consent to take up Assembly Joint Resolution No. 5, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Joint Resolution No. 5, as Amended

ASSEMBLY JOINT RESOLUTION NO. 5—Relative to corporate average fuel economy standards.

Resolution read, as amended, and adopted by the following vote:

AYES—48

Arambula	Dymally	Laird	Pavley
Baca	Evans	Leno	Richman
Bass	Frommer	Levine	Ridley-Thomas
Berg	Goldberg	Lieber	Ruskin
Bermúdez	Hancock	Liu	Saldaña
Canciamilla	Harman	Matthews	Salinas
Chan	Horton, Jerome	Montañez	Torrico
Chavez	Horton, Shirley	Mullin	Umberg
Chu	Jones	Nation	Vargas
Cohn	Karnette	Nava	Wolk
Coto	Klehs	Negrete McLeod	Yee
De La Torre	Koretz	Oropeza	Mr. Speaker

NOES—24

Aghazarian	Garcia	Maze	Runner
Blakeslee	Haynes	McCarthy	Spitzer
Bogh	Houston	Mountjoy	Strickland
Cogdill	Keene	Niello	Villines
Daucher	La Malfa	Parra	Walters
DeVore	Leslie	Plescia	Wyland

Resolution ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1460 (Umberg)—An act to amend Section 66499.7 of the Government Code, relating to subdivided lands.

Bill read third time, and passed by the following vote:

AYES—75

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

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 746 (Blakeslee)—An act to amend Section 1748.1 of the Civil Code, and to add Section 755 to the Public Utilities Code, relating to public utilities.

Bill read third time.

Point of Order

Assembly Member Mountjoy arose to the following point of order: Assembly Members Cohn and Blakeslee are engaging in a colloquy. The presiding officer noted the point of order.

The roll was opened and the bill passed by the following vote:

AYES—65

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

NOES—4

Klehs	Maze	Montañez	Saldaña
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Vote Changes

By unanimous consent, the following vote changes were permitted on Assembly Bill No. 746: Assembly Members Coto and Mountjoy from “No” to “Aye”.

Bill ordered transmitted to the Senate.

THIRD READING OF SENATE BILLS

SENATE CONCURRENT RESOLUTION NO. 33 (Torlaxson)—Relative to California Fitness Month.

Resolution read, and presented by Assembly Member Levine.

Members Made Coauthors of Senate Concurrent Resolution No. 33

Assembly Member Levine was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Senate Concurrent Resolution No. 33.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

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

Request for Unanimous Consent

Assembly Member Levine was granted unanimous consent to take up Senate Concurrent Resolution No. 33, as amended, without reference to print or file.

Consideration of Senate Concurrent Resolution No. 33, as Amended

SENATE CONCURRENT RESOLUTION NO. 33—Relative to California Fitness Month.

Resolution read, as amended, and adopted.

Resolution ordered printed, and transmitted to the Senate.

BILLS PLACED ON INACTIVE FILE

The following resolution was placed upon the inactive file:

Assembly Concurrent Resolution No. 36, on request of Assembly Member Berg.

CONSIDERATION OF CONSENT CALENDAR

The Assistant Speaker pro Tempore announced that the next roll call would be on the Consent Calendar.

Consent Calendar—Assembly Bills

ASSEMBLY BILL NO. 961 (Committee on Higher Education)—An act to amend Sections 69980, 69981, 69982, 69983, 69984, 69986, 69989, 69990, 69992, 69993, and 89903 of, and to add Section 94103 to, the Education Code, to amend Section 10708 of, and to add Section 10708.5 to, the Public Contract Code, and to amend Section 1 of Chapter 402 of the Statutes of 2001, relating to postsecondary education, and making an appropriation therefor.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's
Consent Calendar roll call.)*

ASSEMBLY BILL NO. 324 (Mountjoy)—An act relating to inmates.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's
Consent Calendar roll call.)*

ASSEMBLY BILL NO. 662 (La Suer)—An act to add and repeal Title 8 (commencing with Section 945.6) of Part 2 of Division 2 of the Civil Code, relating to construction defects, and declaring the urgency thereof, to take effect immediately.

Bill read third time, urgency clause adopted, bill passed, and ordered transmitted to the Senate.

*(For the vote on the above bill and urgency clause, see this day's
Consent Calendar roll call.)*

ASSEMBLY BILL NO. 83 (Leslie)—An act to amend Sections 116030 and 116045 of the Health and Safety Code, relating to swimming pools.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's
Consent Calendar roll call.)*

ASSEMBLY BILL NO. 270 (Leslie)—An act to amend Section 66907.7 of the Government Code, relating to the California Tahoe Conservancy.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's
Consent Calendar roll call.)*

ASSEMBLY BILL NO. 280 (Oropeza)—An act to amend Sections 171.5 and 602 of the Penal Code, relating to harbors.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's
Consent Calendar roll call.)*

ASSEMBLY BILL NO. 303 (Committee on Business and Professions)—An act to amend Sections 313 and 313.5 of the Business and Professions Code, relating to consumer affairs.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's
Consent Calendar roll call.)*

ASSEMBLY BILL NO. 348 (Arambula)—An act to amend Sections 14839 and 14839.1 of the Government Code, relating to small business programs.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's
Consent Calendar roll call.)*

ASSEMBLY BILL NO. 370 (Aghazarian)—An act to add Section 3137 to the Business and Professions Code, relating to optometry.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's
Consent Calendar roll call.)*

ASSEMBLY BILL NO. 376 (Mountjoy)—An act to add Section 148.8 to the Penal Code, relating to false reports.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's
Consent Calendar roll call.)*

ASSEMBLY BILL NO. 544 (Vargas)—An act to amend Section 1704 of the Insurance Code, relating to insurance solicitors.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's
Consent Calendar roll call.)*

ASSEMBLY BILL NO. 604 (Houston)—An act to add Section 14001 to, and to repeal Sections 15037 and 15037.1 of, the Unemployment Insurance Code, relating to unemployment insurance.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's
Consent Calendar roll call.)*

ASSEMBLY BILL NO. 752 (Karnette)—An act to amend and repeal Section 8670.37.58 of the Government Code, relating to oil spills.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's
Consent Calendar roll call.)*

ASSEMBLY BILL NO. 787 (DeVore)—An act to add Section 538h to the Penal Code, relating to crime.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's
Consent Calendar roll call.)*

ASSEMBLY BILL NO. 806 (La Suer)—An act to add Chapter 5.8 (commencing with Section 13489) to Title 6 of Part 4 of the Penal Code, relating to high technology crimes.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's
Consent Calendar roll call.)*

ASSEMBLY BILL NO. 823 (Runner)—An act to amend Sections 456, 457, and 458 of the Military and Veterans Code, relating to military and veterans.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's
Consent Calendar roll call.)*

ASSEMBLY BILL NO. 1048 (Pavley)—An act to amend Section 15242 of the Vehicle Code, relating to motor carriers.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's
Consent Calendar roll call.)*

ASSEMBLY BILL NO. 1150 (La Suer)—An act to amend Sections 1992 and 1994 of, to add Sections 1993.1 and 1993.2 to, and to repeal and add Section 1993 of, the Code of Civil Procedure, and to add Section 26744.5 to the Government Code, relating to civil warrants.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's
Consent Calendar roll call.)*

ASSEMBLY BILL NO. 1303 (Daucher)—An act to amend Sections 41329.52, 41329.55, 41329.56, and 41329.57 of the Education Code, and to add Section 63049.68 to the Government Code, relating to school finance, and declaring the urgency thereof, to take effect immediately.

Bill read third time, urgency clause adopted, bill passed, and ordered transmitted to the Senate.

*(For the vote on the above bill and urgency clause, see this day's
Consent Calendar roll call.)*

ASSEMBLY BILL NO. 1376 (Harman)—An act to amend Section 1428 of the Health and Safety Code, relating to long-term health care facilities.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's
Consent Calendar roll call.)*

ASSEMBLY BILL NO. 1743 (Committee on Judiciary)—An act to amend Section 17552 of the Family Code, relating to child support.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's
Consent Calendar roll call.)*

ASSEMBLY BILL NO. 1519 (Emmerson)—An act to amend Sections 26202.6, 26206.8, 34090.6, 34090.8, 53160, and 53162 of, the Government Code, relating to government records.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's
Consent Calendar roll call.)*

ASSEMBLY BILL NO. 455 (Goldberg)—An act to amend Section 49600 of the Education Code, relating to at-risk pupils.

Bill read third time, passed, and ordered transmitted to the Senate.
*(For the vote on the above bill, see this day's
 Consent Calendar roll call.)*

ASSEMBLY BILL NO. 882 (Nation)—An act to amend Section 17316 of the Education Code, relating to school facilities.

Bill read third time, passed, and ordered transmitted to the Senate.
*(For the vote on the above bill, see this day's
 Consent Calendar roll call.)*

ASSEMBLY BILL NO. 1346 (Richman)—An act to amend Section 1250 of the Health and Safety Code, relating to health facilities.

Bill read third time, passed, and ordered transmitted to the Senate.
*(For the vote on the above bill, see this day's
 Consent Calendar roll call.)*

ASSEMBLY BILL NO. 1637 (Mountjoy)—An act to amend Sections 27000 and 42001 of, and to add Section 42001.20 to, the Vehicle Code, relating to vehicles.

Bill read third time, passed, and ordered transmitted to the Senate.
*(For the vote on the above bill, see this day's
 Consent Calendar roll call.)*

Consent Calendar—Senate Resolution

SENATE CONCURRENT RESOLUTION NO. 38 (Alquist)—Relative to Crime Victims' Rights Week.

Resolution read, adopted, and ordered transmitted to the Senate.
*(For the vote on the above resolution, see this day's
 Consent Calendar roll call.)*

Consent Calendar Roll Call

The roll was called, and the above bills on the Consent Calendar passed, and any urgency clauses to the bills adopted, by the following vote:

AYES—77

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

NOES—None

ANNOUNCEMENTS

Assistant Speaker pro Tempore Lieber announced the following session schedule:

Monday, May 2, 2005, Floor Session, at 11 a.m.;
Tuesday, May 3, 2005, Check-in Session, 7 a.m.–3 p.m.;
Wednesday, May 4, 2005, Floor Session, at 10 a.m.;
Thursday, May 5, 2005, Floor Session, at 9:30 a.m.;
Monday, May 9, 2005, Floor Session, at 9:30 a.m.

ADJOURN IN MEMORY

Assembly Member Hancock was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Sam Ross, of Brentwood.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Canciamilla was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Officer Larry Lasater, of Pacheco.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Keene was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Lance Corporal Derek Edward Eschenbaum, of Quincy.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Maze was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Kevin Prince, of Fort Irwin.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Richman was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Bill Conron, of Chatsworth.

Assembly Member Runner was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Doris M. Bergner, Dorothy Evelyn Fox, and Donald Raymond Stout, of Lancaster.

Assembly Member Wolk was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Frank Boosembark, Olline V. Peterson, Genevieve B. Riddle, and Bas Trouw, of Davis; Arthur Dallas Taber, of Dixon; Thomas Jackson Childress, Rex “Rocky” Clift, and Elaine Wilma Pazdel, of Fairfield; Gary A. Van Housen, of Suisun City; Mary Louise Letalien and Vickie B. Jones, of Vacaville; Ann Elizabeth Farrell and Ruth M. Johnston, of Woodland.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items (shown in sequential order):

Cogdill Motion to Re-refer: Garcia, Niello, Villines, and Wyland—Aye; Bermúdez and Chavez—No.

Cohn Motion to Suspend the Rules: Bermúdez—Aye; Villines—No.

Assembly Bill No. 13: Chan and Koretz—Aye; Blakeslee and Spitzer—No.

Assembly Bill No. 547: Bermúdez, Cohn, and Montañez—Aye; Blakeslee, Bogh, Maze, Niello, and Wyland—No.

Assembly Bill No. 649: Blakeslee, Goldberg, Koretz, Niello, Torrico, and Wyland—Aye.

Assembly Joint Resolution No. 12: Nakanishi—Aye.

Assembly Bill No. 378: Baca, Nakanishi, and Niello—Aye.

Assembly Bill No. 240: Baca and Oropeza—Aye.

Assembly Bill No. 834: Bogh and Garcia—Aye.

Assembly Bill No. 1669: Garcia—Aye; Blakeslee—No.

Assembly Bill No. 1335: Chu, Haynes, and Wyland—Aye.

Assembly Bill No. 8 and Urgency: Blakeslee, Walters, and Wyland—Aye; La Malfa—No.

Assembly Joint Resolution No. 14: Wyland—Aye.

Assembly Joint Resolution No. 5: De La Torre and Montañez—Aye; Bogh—No.

Assembly Bill No. 1460: De La Torre and Montañez—Aye.

Assembly Bill No. 746: Chu, Strickland, and Umberg—Aye; Maze and Saldaña—No.

Consent Calendar: Chavez—Aye.

MOTION TO ADJOURN

At 12:12 p.m., Assembly Member Mountjoy moved that the Assembly do now adjourn.

Assembly Member Vargas seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 12:13 p.m., Assistant Speaker pro Tempore Lieber declared the quorum call of the Assembly dispensed with.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 61—Benoit. Relative to the National Law Enforcement Museum.

AUTHOR'S AMENDMENTS Committee on Appropriations

April 28, 2005

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

Assembly Bill No. 475

Assembly Bill No. 1058

Assembly Bill No. 754

Assembly Bill No. 1060

Assembly Bill No. 761

Assembly Bill No. 1077

Assembly Bill No. 938

Assembly Bill No. 1351

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

CHU, Chair

ASSEMBLY BILL NO. 475—An act to amend Sections 7107, 7110, and 7110.5 of the Government Code, relating to military base closure.

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. 754—An act to amend Section 21641 of the Business and Professions Code, to amend Section 12101 of the Health and Safety Code, to amend Sections 171b, 11106, 12001, 12035, 12036, 12070, 12072, 12076, 12078, 12082, 12084, and 12086 of, to amend, renumber, and add Sections 12071.1 and 12071.4 of, to add Sections 12071.2, 12071.3, 12071.5, 12071.6, and 12071.7 to, and to repeal and add Sections 12071 and 12083 of, the Penal Code, relating to firearms.

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. 761—An act to add Section 1276.15 to the Health and Safety Code, relating to health facilities.

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

ASSEMBLY BILL NO. 938—An act to add Section 84204.5 to the Government Code, relating to the Political Reform Act of 1974.

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. 1058—An act to add Article 8.5 (commencing with Section 114181) to Chapter 4 of Part 7 of Division 104 of the Health and Safety Code, relating to food labeling.

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. 1060—An act to amend Section 21641 of the Business and Professions Code, to amend Section 12101 of the Health and Safety Code, to amend Sections 171b, 11106, 11108, 11108.3, 12001, 12021, 12021.3, 12026.2, 12028.5, 12035, 12036, 12070, 12072, 12076, 12078, 12082, 12086, 12131, 12132, and 12305 of, to amend, renumber, and add Sections 12071.1 and 12071.4 of, to add Sections 12071.2, 12071.3, 12071.5, 12071.6, and 12071.7 to, to repeal Section 12084 of, and to repeal and add Section 12071 of, the Penal Code, and to amend Section 26 of Chapter 23 of the Statutes of 1994, relating to firearms.

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. 1077—An act to add Section 49452.7 to the Education Code, relating to pupil 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.

ASSEMBLY BILL NO. 1351—An act to amend Section 11340.5 of, and to add Section 11342.620 to, the Government Code, relating to state agencies, and making an appropriation therefor.

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

**AUTHOR'S AMENDMENTS
Committee on Insurance**

April 28, 2005

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

- Assembly Bill No. 521
- Assembly Bill No. 1084
- Assembly Bill No. 1226

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

VARGAS, Chair

ASSEMBLY BILL NO. 521—An act to amend Section 1872.83 of the Insurance Code, and to amend Sections 3820 and 3822 of, and to repeal Section 62.6 of the Labor Code, relating to workers' compensation.

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. 1084—An act to amend Section 10290 of, and to add Sections 10371 and 10372 to, the Insurance Code, relating to disability insurance.

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

ASSEMBLY BILL NO. 1226—An act to amend Section 138.7 of the Labor Code, relating to workers' compensation.

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 Agriculture**

April 28, 2005

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

- Assembly Bill No. 1548

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

MATTHEWS, Chair

ASSEMBLY BILL NO. 1548—An act to add Section 6024.5 to the Food and Agricultural Code, relating to rodenticide.

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

**AUTHOR'S AMENDMENTS
Committee on Natural Resources**

April 28, 2005

Mr. Speaker: The Chair of your Committee on Natural Resources reports:

- Assembly Bill No. 645

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

HANCOCK, Chair

ASSEMBLY BILL NO. 645—An act to amend Section 21100.1 of the Public Resources Code, relating to environmental quality.

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, 2005

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

Assembly Bill No. 1540

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

LENO, Chair

ASSEMBLY BILL NO. 1540—An act to amend Section 211 of the Penal Code, relating to robbery.

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

AUTHOR'S AMENDMENTS
Committee on Labor and Employment

April 28, 2005

Mr. Speaker: The Chair of your Committee on Labor and Employment reports:

Assembly Bill No. 1012

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

KORETZ, Chair

ASSEMBLY BILL NO. 1012—An act to amend Sections 515 and 515.5 of the Labor Code, relating to overtime.

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, 2005

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

Assembly Bill No. 1401

Assembly Bill No. 1752

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

JEROME HORTON, Chair

ASSEMBLY BILL NO. 1401—An act to amend Section 12710 of the Government Code, relating to tribal gaming.

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. 1752—An act to amend Section 23357 of the Business and Professions Code, relating to alcoholic beverages.

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

AUTHOR'S AMENDMENTS
Committee on Health

April 28, 2005

Mr. Speaker: The Chair of your Committee on Health reports:
Assembly Bill No. 467

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

CHAN, Chair

ASSEMBLY BILL NO. 467—An act to add Section 5775.5 to the Welfare and Institutions Code, relating to Medi-Cal.

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

AUTHOR'S AMENDMENTS
Committee on Judiciary

April 28, 2005

Mr. Speaker: The Chair of your Committee on Judiciary reports:
Assembly Bill No. 664

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

JONES, Chair

ASSEMBLY BILL NO. 664—An act to amend Section 2553 of the Family Code, relating to marital property.

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

AUTHOR'S AMENDMENTS
Committee on Insurance

April 28, 2005

Mr. Speaker: The Chair of your Committee on Insurance reports:
Assembly Bill No. 1123

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

VARGAS, Chair

ASSEMBLY BILL NO. 1123—An act to amend Section 679 of the Insurance Code, relating to insurer liability.

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 28, 2005

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

Assembly Bill No. 1772

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

TORRICO, Chair

ASSEMBLY BILL NO. 1772—An act to amend Sections 22115.2, 22662, 22663, 22703, 22705, 22705.5, 23001, 23104, 23202, 23300, 24005, 24105, 24204, 24214, 24216, 24219, 24306.5, 24306.7, 24307, 24311, 24312, 24400, 24410.6, 24613, 24701, 24704, 24750, 24751, and 27100 of the Education Code, relating to teachers' retirement, 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.

AUTHOR'S AMENDMENTS

Committee on Governmental Organization

April 28, 2005

Mr. Speaker: The Chair of your Committee on Governmental Organization reports:
Assembly Bill No. 1494

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

JEROME HORTON, Chair

ASSEMBLY BILL NO. 1494—An act to amend Section 25503.5 of the Business and Professions Code, relating to alcoholic beverage control.

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, 2005

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:
Assembly Bill No. 1613

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

KLEHS, Chair

ASSEMBLY BILL NO. 1613—An act 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 Appropriations

April 28, 2005

Mr. Speaker: The Chair of your Committee on Appropriations reports:
Assembly Bill No. 875
Assembly Bill No. 1116

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

CHU, Chair

ASSEMBLY BILL NO. 875—An act to add Sections 559 and 1197.2 to the Labor Code, relating to employee wages and working hours.

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. 1116—An act to amend Sections 4935 and 4938 of the Business and Professions Code, relating to acupuncture.

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 Higher Education

April 28, 2005

Mr. Speaker: The Chair of your Committee on Higher Education reports:
Assembly Concurrent Resolution No. 34

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

LIU, Chair

ASSEMBLY CONCURRENT RESOLUTION NO. 34—Relative to public higher education facilities.

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

REPORTS OF STANDING COMMITTEES
Committee on Public Safety

Date of Hearing: April 5, 2005

Mr. Speaker: Your Committee on Public Safety reports:
Assembly Bill No. 4

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

LENO, Chair

Above bill ordered to second reading.

Committee on Agriculture

Date of Hearing: April 27, 2005

Mr. Speaker: Your Committee on Agriculture reports:
Assembly Bill No. 520
Assembly Bill No. 924

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

MATTHEWS, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: April 27, 2005

Mr. Speaker: Your Committee on Agriculture reports:
Assembly Bill No. 1508

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

MATTHEWS, Chair

Above bill 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. 334
Assembly Bill No. 387
Assembly Bill No. 401
Assembly Bill No. 723
Assembly Bill No. 726
Assembly Bill No. 1057
Assembly Bill No. 1073
Assembly Bill No. 1162
Assembly Bill No. 1392
Assembly Bill No. 1416
Assembly Bill No. 1608

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

GOLDBERG, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: April 27, 2005

Mr. Speaker: Your Committee on Education reports:

Assembly Bill No. 468

Assembly Bill No. 1260

Assembly Bill No. 670

Assembly Bill No. 1261

Assembly Bill No. 826

Assembly Bill No. 1721

Assembly Bill No. 1071

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

GOLDBERG, Chair

Above bills re-referred to the Committee on Appropriations.

Committee on Higher Education

Date of Hearing: April 28, 2005

Mr. Speaker: Your Committee on Higher Education reports:

Assembly Bill No. 123

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 28, 2005

Mr. Speaker: Your Committee on Higher Education reports:

Assembly Bill No. 172

Assembly Bill No. 1690

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

LIU, Chair

Above bills re-referred to the Committee on Appropriations.

Committee on Jobs, Economic Development, and the Economy

Date of Hearing: April 19, 2005

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

Assembly Bill No. 485

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

ARAMBULA, Chair

Above bill ordered to second reading.

Committee on Utilities and Commerce

Date of Hearing: April 25, 2005

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

Assembly Bill No. 728

Assembly Bill No. 1380

Assembly Bill No. 736

Assembly Bill No. 1383

Assembly Bill No. 1348

Assembly Bill No. 1388

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

LEVINE, Chair

Above bills ordered to second reading.

Committee on Appropriations

Date of Hearing: April 27, 2005

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 1102

Assembly Bill No. 1717

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

CHU, Chair

Above bills ordered to second reading.

Committee on Judiciary

Date of Hearing: April 26, 2005

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 1741

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 28, 2005

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 416

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

JONES, Chair

Above bill 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. 1593

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 Higher Education

Date of Hearing: April 5, 2005

Mr. Speaker: Your Committee on Higher Education reports:

Assembly Bill No. 593

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.

Committee on Health

Date of Hearing: April 26, 2005

Mr. Speaker: Your Committee on Health reports:

Assembly Bill No. 1386

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

CHAN, Chair

Above bill ordered to second reading.

Committee on Local Government

Date of Hearing: April 27, 2005

Mr. Speaker: Your Committee on Local Government reports:

Assembly Bill No. 1599

Assembly Bill No. 1623

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

SALINAS, Chair

Above bills ordered to second reading.

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

Date of Hearing: April 28, 2005

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

Assembly Bill No. 1437

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

CHAVEZ, Chair

Above bill re-referred to the Committee on Appropriations.

Committee on Public Safety

Date of Hearing: April 19, 2005

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 421

Assembly Bill No. 971

Assembly Bill No. 437

Assembly Bill No. 992

Assembly Bill No. 439

Assembly Bill No. 1505

Assembly Bill No. 550

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

LENO, Chair

Above bills ordered to second reading.

Date of Hearing: April 26, 2005

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 283

Assembly Bill No. 1517

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

LENO, Chair

Above bills ordered to second reading.

Committee on Education

Date of Hearing: April 27, 2005

Mr. Speaker: Your Committee on Education reports:

Assembly Bill No. 171

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 Natural Resources

Date of Hearing: April 25, 2005

Mr. Speaker: Your Committee on Natural Resources reports:

Assembly Bill No. 399

Assembly Bill No. 1705

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

HANCOCK, Chair

Above bills ordered to second reading.

Committee on Local Government

Date of Hearing: April 27, 2005

Mr. Speaker: Your Committee on Local Government reports:

Assembly Bill No. 250
Assembly Bill No. 500
Assembly Bill No. 648

Assembly Bill No. 737
Assembly Bill No. 797

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

SALINAS, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: April 27, 2005

Mr. Speaker: Your Committee on Local Government reports:

Assembly Bill No. 1238

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

SALINAS, Chair

Above bill re-referred to the Committee on Appropriations.

Committee on Rules

Date of Hearing: April 28, 2005

Mr. Speaker: Your Committee on Rules reports:

Assembly Bill No. 1065

With the recommendation: That the bill be re-referred to the Committee on Appropriations.

MONTAÑEZ, Chair

Above bill 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. 1467

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.

SALINAS, Chair

Above bill ordered to second reading.

Committee on Governmental Organization

Date of Hearing: April 28, 2005

Mr. Speaker: Your Committee on Governmental Organization reports:

Assembly Bill No. 1749

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

JEROME HORTON, Chair

Above bill 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. 1087

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 Business and Professions

Date of Hearing: April 26, 2005

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

Assembly Bill No. 75

Assembly Bill No. 76

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 Education

Date of Hearing: April 27, 2005

Mr. Speaker: Your Committee on Education reports:

Assembly Bill No. 1492

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.

GOLDBERG, 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. 980

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 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. 1258

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

BERG, Chair

Above bill ordered to second reading.

Committee on Rules

Date of Hearing: April 28, 2005

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 55

House Resolution No. 11

With the recommendation: Be adopted.

MONTAÑEZ, Chair

Above resolutions ordered to third reading.

Committee on Appropriations

Date of Hearing: April 27, 2005

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 94

With the recommendation: Do pass.

CHU, Chair

Above bill ordered to second reading.

MESSAGES FROM THE SENATE

Senate Chamber, April 28, 2005

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

- Assembly Concurrent Resolution No. 8
- Assembly Concurrent Resolution No. 12
- Assembly Concurrent Resolution No. 21
- Assembly Concurrent Resolution No. 49

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

Above resolutions ordered enrolled.

Senate Chamber, April 28, 2005

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

- Senate Bill No. 737
- Senate Joint Resolution No. 7
- Senate Concurrent Resolution No. 4

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

Senate Chamber, April 28, 2005

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

- | | |
|---------------------|----------------------|
| Senate Bill No. 40 | Senate Bill No. 792 |
| Senate Bill No. 103 | Senate Bill No. 846 |
| Senate Bill No. 207 | Senate Bill No. 927 |
| Senate Bill No. 306 | Senate Bill No. 930 |
| Senate Bill No. 351 | Senate Bill No. 1069 |
| Senate Bill No. 513 | Senate Bill No. 1085 |
| Senate Bill No. 638 | Senate Bill No. 1108 |
| Senate Bill No. 702 | |

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

Senate Chamber, April 28, 2005

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

- Senate Concurrent Resolution No. 41
- Senate Concurrent Resolution No. 43

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

FIRST READING OF SENATE BILLS

The following bills were read the first time:

SENATE BILL NO. 40—An act to add Sections 18701 and 18875 to the Health and Safety Code, relating to mobilehome parks.

SENATE BILL NO. 103—An act to amend Sections 1212 and 1218.1 of the Health and Safety Code, relating to clinics.

SENATE BILL NO. 207—An act to add Section 14602.8 to the Vehicle Code, relating to vehicles.

SENATE BILL NO. 306—An act to add Section 5003.19 to the Public Resources Code, relating to state property.

SENATE BILL NO. 351—An act to amend Section 36621 of the Streets and Highways Code, relating to improvement districts.

SENATE BILL NO. 513—An act to add Section 409.13 to the Military and Veterans Code, relating to military benefits, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 638—An act to amend Section 8483.55 of the Education Code, relating to child care.

SENATE BILL NO. 702—An act to amend Sections 18005 and 18010 of, to add Sections 18003, 18008, and 18620 to, and to add Chapter 6 (commencing with Section 18300) to Part 1 of Title 3 of, the Corporations Code, relating to associations.

SENATE BILL NO. 792—An act to amend Section 14556.50 of the Government Code, relating to transportation.

SENATE BILL NO. 846—An act to add Section 27011.5 to the Government Code, relating to charter schools.

SENATE BILL NO. 927—An act to amend Sections 65089.6, 65302, 66484, and 66484.3 of the Government Code, to amend Section 99150 of the Public Utilities Code, to amend Section 75.9 of the Streets and Highways Code, and to amend Sections 21101 and 35701 of the Vehicle Code, relating to land use.

SENATE BILL NO. 930—An act to amend Section 71000 of the Education Code, relating to community colleges.

SENATE BILL NO. 1069—An act to amend Section 33333.6 of the Health and Safety Code, relating to redevelopment.

SENATE BILL NO. 1085—An act to amend Section 53395.1 of, and to repeal and add Section 53395.8 of, the Government Code, relating to infrastructure financing districts.

SENATE BILL NO. 1108—An act to amend Sections 1658, 6704.1, 8764, 8776.4, 19641.2, 24045.3, 24045.5, 24045.9, 24045.15, and 25658 of the Business and Professions Code, to amend Sections 798.25, 799.1.5, 1365.2.5, 1747.08, 1798.81.5, 1798.83, and 1936 of the Civil Code, to amend Sections 995.640, 1985.6, 2025.480, 2030.050, 2031.300, and 2033.220 of the Code of Civil Procedure, to amend Section 31109.1 of the Corporations Code, to amend Sections 1240, 17212.2, 17592.70, 17592.72, 17592.73, 22115, 22200, 33126, 41020.5, 41326.1, 41328, 41530, 44830.3, 48853, 49341, 49414.5, 51226.1, 51430, 52059, 52124, 56366, 56366.1, 56366.11, 56505, 59052, 66739.5, 71093, 89539.2, 94742.3, 94931, and 99235 of, and to amend and renumber Section 17463.6 of, the Education Code, to amend Section 9042 of the Elections Code, to amend Sections 299.3, 420, 2024.6, 3111, and 6341 of the Family Code, to amend Section 14252 of the Financial Code, to amend Sections 1053, 1363.5, and 8494 of the Fish and Game Code, to amend Sections 77253 and 77265 of the Food and Agricultural Code, to amend Sections 3309.5, 6254, 7072, 7076.2, 7099, 7110, 7113.5, 8592.4, 8875.10, 12599, 12715, 17555, 20281.5, 20610, 21224, 22860, 27393, 30061, 31492.1, 31725.65, 31755, 31781.2, 31831.2, 31874.6, 51283.4, 53080, 53635, 54954.5, 56700, 65053.5, 65351, 65460.1, 66907.7, 68085, 68115, 68927, 69927, 70367, 71622, 82036, 84602, and 90004 of, and to add the heading of Chapter 5 (commencing with Section 14557) to Part 5.3 of Division 3 of Title 2 of, the Government Code, to amend Sections 1179.2, 1351.2, 1596.792, 11571.1, 18070, 25395.110, 25395.65, 25395.67, 25395.93, 25395.95, 25395.96, 25404, 25404.3, 44297, 100425, 101317, 101850, 113995, 118275, 120440, 125001 of, and to amend and renumber the heading of Article 45 (commencing with Section 123620) of Chapter 2 of Part 2 of Division 106 of, the Health and Safety Code, to amend Section 1215.2 of the Insurance Code, to amend Sections 98.2, 98.6, 2699.5, 3099.3, 3600.1, and 4658.5 of the Labor Code, to amend Sections 179, 972.1, and 985 of the Military and Veterans Code, to amend Sections 502.01, 679.05, 1203.4a, 11055, 12081, and 12553 of the Penal Code, to amend Sections 6106.5, 6108, and 10411 of the Public Contract Code, to amend Sections 5018.1, 14530.1, 14539, 14551, 21159.24, 30310, 40507, 42648.6 of, to amend and renumber Section 21061.5 of, and to amend and renumber the heading of Chapter 4 (commencing with Section 71069) of Part 2 of Division 34 of, the Public Resources Code, to amend Sections 353.2, 379.6, 394.25, 2827.10, 2828, 21661.5, 90300, 130054.1, 130630, and 170042 of the Public Utilities Code, to amend Sections 69.4, 214, 217, 2508, 3811, 7105, 17041, 17052.6, 18648, 18706, 19164, and 20583 of the Revenue and Taxation Code, to amend Sections 527, 36705, 36733, and 36737 of the Streets and Highways Code, to amend Section 1052 of the Unemployment Insurance Code, to amend Sections 4000.1, 4466, 5205.5, 9400.1, 12509, 13352, 15250, 15275, 23575, 23593, and 27362 of the Vehicle Code, to amend Sections 521, 525, 527, 1013, 12997, 13305, 13387, and 35539.13 of the Water Code, to amend Sections 294, 366.21, 387, 636, 740, 827, 4637.5, 4688.5, 7200.06, 11404, 11462, 14016.5, 14016.51, 14087.6, 14123.25, and 16206 of the Welfare and Institutions Code, to amend Section 15 of Chapter 656 of the Statutes of 2003, and to amend Sections 4 and 5 of the Lake County Flood Control and Water Conservation District Act (Chapter 1544 of the Statutes of 1951), relating to the maintenance of the codes.

The following resolutions were read:

SENATE CONCURRENT RESOLUTION NO. 41—Relative to school crossing guards.

SENATE CONCURRENT RESOLUTION NO. 43—Relative to Autism Awareness Month.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Mountjoy, the Assembly adjourned until 11 a.m., Monday, May 2, 2005, out of respect to the memory of Sam Ross, on motion of Assembly Member Hancock; out of respect to the memory of Officer Larry Lasater, on motion of Assembly Member Canciamilla; out of respect to the memory of Lance Corporal Derek Edward Eschenbaum, on motion of Assembly Member Keene; out of respect to the memory of Kevin Prince, on motion of Assembly Member Maze; out of respect to the memory of Bill Conron, on motion of Assembly Member Richman; out of respect to the memory of Doris M. Bergner, Dorothy Evelyn Fox, and Donald Raymond Stout, on motion of Assembly Member Runner; out of respect to the memory of Frank Boosembark, Olline V. Peterson, Genevieve B. Riddle, Bas Trouw, Arthur Dallas Taber, Thomas Jackson Childress, Rex “Rocky” Clift, Elaine Wilma Pazdel, Gary A. Van Housen, Mary Louise Letalien, Vickie B. Jones, Ann Elizabeth Farrell, and Ruth M. Johnston, on motion of Assembly Member Wolk.

FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON APRIL 28, 2005

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

AB	RN	AB	RN
26	0512378	950	0512614
36	0512610	963	0512874
113	0511541	1012	0512184
166	0512868	1038	0511653
202	0512279	1058	0512674
293	0512881	1060	0512727
294	0511407	1077	0512871
406	0511639	1084	0512888
459	0512535	1098	0512839
467	0512986	1116	0512909
475	0512828	1123	0512970
488	0512513	1226	0512889
521	0513008	1292	0512512
558	0512672	1293	0512308
573	0511644	1295	0512569
585	0512503	1338	0512481
596	0512704	1351	0512714
616	0512583	1379	0512682
619	0512835	1401	0512772
645	0512390	1485	0512554
664	0512472	1494	0512912
672	0512718	1540	0512180
682	0512628	1548	0512907
754	0512817	1613	0512830
761	0512646	1620	0512585
776	0511542	1627	0512075
837	0512005	1752	0512580
839	0512584	1772	0512739
853	0512846		
875	0512818	ACR	RN
885	0512530	34	0512705
927	0512612	42	0512145
938	0512736		

Daily Total:	63
Cumulative Total:	1270