

CALIFORNIA LEGISLATURE
2007-08 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, May 2, 2007

SIXTY-SECOND SESSION DAY

ONE HUNDRED FIFTIETH 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.

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

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Wednesday, May 2, 2007

The Assembly met at 7 a.m.

Hon. Mike Eng, Assembly Member, 49th District, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Elizabeth Potter reading.

ROLL CALL

The following were placed upon the morning roll call—78:

Adams	DeVore	Jones	Price
Aghazarian	Duvall	Karnette	Richardson
Anderson	Dymally	Keene	Runner
Arambula	Emmerson	Krekorian	Ruskin
Bass	Eng	La Malfa	Salas
Beall	Evans	Laird	Saldaña
Benoit	Feuer	Leno	Silva
Berg	Fuller	Levine	Smyth
Berryhill	Gaines	Lieber	Solorio
Blakeslee	Galgiani	Lieu	Spitzer
Brownley	Garcia	Ma	Strickland
Caballero	Garrick	Maze	Swanson
Calderon	Hancock	Mendoza	Torrico
Carter	Hayashi	Mullin	Tran
Cook	Hernandez	Nakanishi	Villines
Coto	Horton	Nava	Walters
Davis	Houston	Niello	Wolk
De La Torre	Huff	Parra	Mr. Speaker
De León	Huffman	Plescia	
DeSaulnier	Jeffries	Portantino	

Quorum present.

At 1:30 p.m., Hon. Patty Berg, 1st District, presiding

REGULAR BUSINESS DISPENSED WITH

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

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Member was granted leave of absence for the day:

Because of illness: Assembly Member Soto.

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

May 2, 2007

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

RE: Appointment of Gurbinder Sadana
to California Institute for Regenerative Medicine,
Citizen's Financial Accountability Oversight Committee

Dear Mr. Wilson: Please be advised I have appointed Dr. Gurbinder Sadana to the California Institute for Regenerative Medicine, Citizen's Financial Accountability Oversight Committee. This is a pleasure appointment starting May 2, 2007. Dr. Sadana will be replacing Mr. John Hein.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

COMMUNICATIONS

The following communications were presented by the Chief Clerk from:

Mike Chrisman, Secretary for Resources, dated March 2, 2007, submitting letter of transmittal, regarding a report on the Delta and addressing the Pelagic Organism Decline (POD) (pursuant to Budget Act of 2006, Item 0540-001-0140).

Referred by the Speaker to the Committee on Water, Parks and Wildlife.

James E. Tilton, Secretary, Department of Corrections and Rehabilitation, dated March 22, 2007, submitting letter of transmittal regarding the delay on submitting a report on Telemedicine (pursuant to Budget Act of 2006, Item 5225-002-0001, Provision 7).

Referred by the Speaker to the Committee on Public Safety.

Bill Lockyer, State Treasurer, dated March 30, 2007, submitting letter of transmittal, regarding the California Pollution Control Financing Authority's 2006 Annual report (pursuant to Health and Safety Code Section 44538).

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

James E. Tilton, Secretary, Department of Corrections and Rehabilitation, dated April 19, 2007, submitting letter of transmittal regarding the delay on Health Care Performance Measures (pursuant to Budget Act of 2006, Item 5225-002-0001, Provision 3).

Referred by the Speaker to the Committee on Public Safety.

REPORTS

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

California State Auditor

2007-030
April 26, 2007

*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) strategic planning, financial outlook, Legal Services Trust Fund Program (legal services program) and disciplinary process.

This report concludes that although the State Bar initiated a strategic-planning process in 2003, many of its departments have not fully completed their plans and selected performance measures, or updated their annual action plans intended to outline steps and timelines for completing their strategic objectives. In addition, the State Bar has determined that its current information technology systems are not sufficient to effectively capture necessary performance measurement data that support the projects identified to achieve its strategic objectives. Because the State Bar has not yet linked its strategic planning process to its budgeting methodology, it cannot ensure that all resources are identified and properly allocated to effectively and efficiently accomplish its statutory mandates.

Moreover, even though it has not fully implemented its strategic planning process, the State Bar is seeking a \$25 increase in the annual membership fees of active members. The State Bar projects that without the fee increase, its general fund expenses will exceed revenues beginning in 2007, resulting in a \$12 million deficit in the general fund balance by December 31, 2010. Our 2005 audit report indicated that statutory changes effective January 2004 might improve the State Bar's ability to recover future disciplinary costs as well as some portion of the \$72.5 million in costs already billed to disciplined members that remain uncollected. Implementation of the new authority remains contingent on the California Supreme Court approving the administrative procedures required to enforce money judgments against disciplined members. However, the State Bar does not anticipate that implementing the law will immediately increase its cost recovery rates since it has found that most of the accumulated billings are owed by disciplined members who have been disbarred or forced to resign and are thus too financially distressed to pay.

The State Bar also needs to improve administration of its legal services program to ensure that it collects all money due from interest on certain trust accounts established by attorneys and properly monitors

legal service providers. Finally, while the State Bar has continued to reduce its backlog of disciplinary cases and improved its procedures for disciplinary case processing, it did not always follow these procedures. cases and improved its procedures for disciplinary case processing, it did not always follow procedures.

Respectfully submitted,

ELAINE M. HOWLE
State Auditor

Above report referred to the Committee on Judiciary.

The following reports were presented by the Chief Clerk:

**2003–04, 2004–05, and 2005–06 Annual Reports
on Assumption Program of Loans for Education (APLE)
(Pursuant to Education Code Section 69612 to 69616)**

Above transmitted report, together with letter of transmittal from Diana Fuentes-Michel, Executive Director, California Student Aid Commission, dated April 11, 2007, referred by the Speaker to the Committee on Higher Education.

**Year Round Staffing Report
(Pursuant to Supplemental Report to the 2006 Budget Act
Item 3540-001-0001)**

Above transmitted report, together with letter of transmittal from Ruben Grijalva, Director, Department of Forestry and Fire Protection, dated April 13, 2007, referred by the Speaker to the Committee on Natural Resources.

**Entry Level Writing Requirement
(Pursuant to Supplemental Report to the 1978 Budget Act, Item 322)**

Above transmitted report, together with letter of transmittal from Robert C. Dynes, President, University of California, dated April 13, 2007, referred by the Speaker to the Committee on Higher Education.

**2002–2005 Report on
the Status of Child Support Program and Performance
(Pursuant to Family Code Section 17602)**

Above transmitted report, together with letter of transmittal from Greta Wallace, Director, Department of Child Support Services, dated April 11, 2007, referred by the Speaker to the Committee on Judiciary.

**2006 Annual Report on
the Alfred E. Alquist Seismic Safety Commission
(Pursuant to Government Code Section 8870.1)**

Above transmitted report, together with letter of transmittal from Richard J. McCarthy, Executive Director, Seismic Safety Commission, dated April 16, 2007, referred by the Speaker to the Committee on Governmental Organization.

**Annual Report on the Extra Credit Teacher Home Purchase Program
(Pursuant to Government Code Section 8869.84(g)(5))**

Above transmitted report, together with letter of transmittal from Bill Lockyer, Treasurer, dated April 17, 2007, referred by the Speaker to the Committee on Housing and Community Development.

**Unspent Child Care Funding
(Pursuant to Supplemental Report to the 2006 Budget Act
Item 6110-196-001)**

Above transmitted report, together with letter of transmittal from Jack O'Connell, State Superintendent of Public Instruction, Department of Education, dated April 18, 2007, referred by the Speaker to the Committee on Education.

**Business and Professions Code Section 23055 Report
(Pursuant to Assembly Bill 432, Chapter 900, Statutes of 1992)**

Above transmitted report, together with letter of transmittal from David C. Goss, Acting Director, Department of Alcoholic Beverage Control, dated April 19, 2007, referred by the Speaker to the Committee on Governmental Organization.

**Technology Advancement Annual Report and Plan Update on
the South Coast Air Quality Management District Clean Fuels Program
(Pursuant to Health and Safety Code Section 40448.5.1)**

Above transmitted report, together with letter of transmittal from Barry R. Wallerstein, D. Env., Executive Officer, South Coast Air Quality Management District, dated April 6, 2007, referred by the Speaker to the Committee on Transportation.

**Employee Salary Increases
(Pursuant to Budget Act 2006, Item 6440-001-0001)**

Above transmitted report, together with letter of transmittal from Robert C. Dynes, President, University of California, dated April 2, 2007, referred by the Speaker to the Committee on Budget.

**2005-06 Final Identified Project Savings Report
(Pursuant to Budget Act 2005, Chapter 38, Item 6610-401)**

Above transmitted report, together with letter of transmittal from Richard P. West, Executive Vice Chancellor and Chief Financial Officer, California State University, dated April 5, 2007, referred by the Speaker to the Committee on Budget.

**2006-07 Final Identified Project Savings Report
(Pursuant to Budget Act 2006, Chapter 47
Item 6610-301-6048 and 6610-401)**

Above transmitted report, together with letter of transmittal from Richard P. West, Executive Vice Chancellor and Chief Financial Officer, California State University, dated April 6, 2007, referred by the Speaker to the Committee on Budget.

**Effectiveness of the Extended Service Incentive Program
(Pursuant to Government Code Section 75089.1)**

Above transmitted report, together with letter of transmittal from William C. Vickrey, Administrative Director of the Courts, Judicial Council of California, dated April 9, 2007, referred by the Speaker to the Committee on Judiciary.

**Expansion of Newborn Screening to Include Tandem Mass Spectrometry
Screening for Fatty Acid Oxidation,
Amino Acid and Organic Disorders, and Congenital Adrenal Hyperplasia
(Pursuant to Senate Bill 142, Chapter 687, Statutes of 2004)**

Above transmitted report, together with letter of transmittal from Carol Ballard, Acting Director, Legislative and Governmental Affairs, Department of Health Services, dated April 18, 2007, referred by the Speaker to the Committee on Health.

**Financial Statements for
the Golden State ScholarShare College Savings Trust
(Pursuant to Education Code Sections 69989, 69999.6, and 70011.7)**

Above transmitted report, together with letter of transmittal from Zeny Marie Agullana, Executive Director, ScholarShare Investment Board, dated March 26, 2007, referred by the Speaker to the Committee on Higher Education.

**California Pollution Control Financing Authority
Annual Report for 2006
(Pursuant to Health and Safety Code Section 44538)**

Above transmitted report, together with letter of transmittal from Michael Paparian, Executive Director, California Pollution Control Financing Authority, dated March 30, 2007, referred by the Speaker to the Committee on Banking and Finance.

**Standardized Testing and Reporting Program Annual Report
(Pursuant to Education Code Section 60604 (b))**

Above transmitted report, together with letter of transmittal from Jack O'Connell, State Superintendent of Public Instruction, Department of Education, dated April 18, 2007, referred by the Speaker to the Committee on Education.

**Lifer Hearing Backlogs October 2005 through September 2006
(Pursuant to Supplemental Report to the 2006 Budget Act
Item 5225-001-0001, Item 4)**

Above transmitted report, together with letter of transmittal from Joyce E. Hayhoe, Assistant Secretary, Department of Corrections and Rehabilitation, dated April 19, 2007, referred by the Speaker to the Committee on Public Safety.

**Notification of Data Used in First Principal Apportionment
Fiscal Year 2006–07
(Pursuant to Education Code Section 41339 (b))**

Above transmitted report, together with letter of transmittal from Jack O'Connell, State Superintendent of Public Instruction, Department of Education, dated April 20, 2007, referred by the Speaker to the Committee on Education.

**California Pollution Control Financing Authority's Report on
California Recycle Underutilized Sites (CalReUSE) Program
Annual Report of Activities
(Pursuant to Health and Safety Code Section 44525.7)**

Above transmitted report, together with letter of transmittal from Bill Lockyer, State Treasurer, dated April 20, 2007, referred by the Speaker to the Committee on Banking and Finance.

**Interim Reporting on Select Key Activities
Interim Progress Report on Tasks Associated with Corrective Action Plan
Cost Analysis of Mosquito Abatement to Minimize West Nile Virus
One-Time General Fund Augmentations
and Salmon and Steelhead Trout Restoration—Klamath River Projects
(Pursuant to Supplemental Report to the 2006 Budget Act
Item 3600-001-0001)**

Above transmitted reports, together with letter of transmittal from L. Ryan Broddrick, Director, Department of Fish and Game, dated April 6, 2007, referred by the Speaker to the Committee on Water, Parks and Wildlife.

**Hazard Evaluation System and Information Service Annual Report
(Pursuant to Labor Code Section 147.2)**

Above transmitted report, together with letter of transmittal from John Rea, Acting Director, Department of Industrial Relations, dated April 24, 2007, referred by the Speaker to the Committee on Health.

**COMMUNICATIONS
Proposed Initiatives**

The following communication was presented by the Chief Clerk from:

Patricia Galván, Initiative Coordinator, Department of Justice, Office of the Attorney General, Sacramento, dated March 30, 2007, transmitting copies of the title, summary, and text of the following proposed initiatives, pursuant to Section 9007, Elections Code:

**Wealth Tax.
Initiative Constitutional Amendment and Statute. SA 07-0001**

Referred by the Speaker to the Committees on Revenue and Taxation and Natural Resources.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, May 2, 2007

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

- Assembly Bill No. 1073
- Assembly Bill No. 1013
- Assembly Bill No. 15

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered returned to second reading file.

Assembly Chamber, May 2, 2007

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

- Assembly Joint Resolution No. 17

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered on file.

Assembly Chamber, May 2, 2007

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

- | | |
|-----------------------|-----------------------|
| Assembly Bill No. 1 | Assembly Bill No. 346 |
| Assembly Bill No. 8 | Assembly Bill No. 378 |
| Assembly Bill No. 32 | Assembly Bill No. 407 |
| Assembly Bill No. 38 | Assembly Bill No. 423 |
| Assembly Bill No. 158 | Assembly Bill No. 428 |
| Assembly Bill No. 221 | Assembly Bill No. 440 |
| Assembly Bill No. 270 | Assembly Bill No. 480 |
| Assembly Bill No. 313 | Assembly Bill No. 575 |

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, May 2, 2007

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

- | | |
|-----------------------|-----------------------|
| Assembly Bill No. 585 | Assembly Bill No. 771 |
| Assembly Bill No. 618 | Assembly Bill No. 779 |
| Assembly Bill No. 630 | Assembly Bill No. 816 |
| Assembly Bill No. 649 | Assembly Bill No. 826 |
| Assembly Bill No. 658 | Assembly Bill No. 844 |
| Assembly Bill No. 687 | Assembly Bill No. 864 |
| Assembly Bill No. 724 | Assembly Bill No. 905 |
| Assembly Bill No. 741 | Assembly Bill No. 911 |

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, May 2, 2007

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

- | | |
|------------------------|------------------------|
| Assembly Bill No. 915 | Assembly Bill No. 1209 |
| Assembly Bill No. 961 | Assembly Bill No. 1233 |
| Assembly Bill No. 993 | Assembly Bill No. 1291 |
| Assembly Bill No. 1031 | Assembly Bill No. 1295 |
| Assembly Bill No. 1057 | Assembly Bill No. 1298 |
| Assembly Bill No. 1100 | Assembly Bill No. 1312 |
| Assembly Bill No. 1161 | Assembly Bill No. 1330 |
| Assembly Bill No. 1192 | Assembly Bill No. 1371 |

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, May 2, 2007

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

Assembly Bill No. 1397

Assembly Bill No. 1541

Assembly Bill No. 1429

Assembly Bill No. 1613

Assembly Bill No. 1454

Assembly Bill No. 1656

Assembly Bill No. 1461

Assembly Bill No. 1668

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, May 2, 2007

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

Assembly Bill No. 152

Assembly Bill No. 1483

Assembly Bill No. 287

Assembly Bill No. 1700

Assembly Bill No. 691

Assembly Bill No. 1748

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, May 2, 2007

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

Assembly Concurrent Resolution No. 28

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

RESOLUTIONS

The following resolutions were offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 54—Salas. Relative to Physical Education and Sport Week and Physical Fitness and Sport Month.

ASSEMBLY CONCURRENT RESOLUTION NO. 55—Mullin. Relative to character education in public schools.

HOUSE RESOLUTION NO. 12—Mullin. Relative to Louis J. Papan.

AUTHOR'S AMENDMENTS Committee on Local Government

May 2, 2007

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

Assembly Bill No. 938

Assembly Bill No. 1222

Assembly Bill No. 1238

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

CABALLERO, Chair

ASSEMBLY BILL NO. 938—An act to add Chapter 24.5 (commencing with Section 15000) to Division 7 of the Water Code, relating to water.

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

ASSEMBLY BILL NO. 1222—An act to amend Section 17553 of the Government Code, relating to state mandates.

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. 1238—An act to amend Section 25365 of the Government Code, relating to county 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 Local Government**

May 2, 2007

Mr. Speaker: The Chair of your Committee on Local Government reports:
Assembly Bill No. 916

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

CABALLERO, Chair

ASSEMBLY BILL NO. 916—An act to add and repeal Section 20133.1 of the Public Contract Code, relating to public contracts.

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

**AUTHOR’S AMENDMENTS
Committee on Judiciary**

May 2, 2007

Mr. Speaker: The Chair of your Committee on Judiciary reports:
Assembly Bill No. 1677

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

JONES, Chair

ASSEMBLY BILL NO. 1677—An act to add Section 1798.825 to the Civil Code, relating to Internet transactions.

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**

May 2, 2007

Mr. Speaker: The Chair of your Committee on Appropriations reports:
Assembly Bill No. 655
Assembly Bill No. 1531
Assembly Bill No. 1580

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

LENO, Chair

ASSEMBLY BILL NO. 655—An act to add Chapter 1.7 (commencing with Section 1800) to Part 1 of Division 2 of the Public Contract Code, relating to public contracts.

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

ASSEMBLY BILL NO. 1531—An act to amend Section 14679 of the Government Code, and to amend Sections 22511.59, 22511.7, 22511.8, and 42001.13 of the Vehicle Code, relating to vehicles.

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. 1580—An act relating to water.

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

AUTHOR'S AMENDMENTS
Committee on Appropriations

May 2, 2007

Mr. Speaker: The Chair of your Committee on Appropriations reports:
Assembly Bill No. 52

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

LENO, Chair

ASSEMBLY BILL NO. 52—An act to amend Section 1288.4 of, and to add Section 1288.5 to, the Health and Safety Code, relating to health facilities.

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

AUTHOR'S AMENDMENTS
Committee on Appropriations

May 2, 2007

Mr. Speaker: The Chair of your Committee on Appropriations reports:
Assembly Bill No. 1702

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

LENO, Chair

ASSEMBLY BILL NO. 1702—An act to add Section 19602.7 to the Government Code, relating to the Department of Transportation.

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

May 2, 2007

Mr. Speaker: The Chair of your Committee on Public Safety reports:
Assembly Bill No. 1706

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

SOLORIO, Chair

ASSEMBLY BILL NO. 1706—An act to add Sections 290.001, 290.002, 290.003, 290.004, 290.005, 290.006, 290.007, 290.008, 290.009, 290.010, 290.011, 290.012, 290.013, 290.014, 290.015, 290.016, 290.017, 290.018, 290.019, 290.020, 290.021, 290.022, 290.023, and 290.024 to, and to repeal and add Section 290 to, the Penal Code, relating to sex offenders, 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 Revenue and Taxation

May 2, 2007

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

Assembly Bill No. 85

Assembly Bill No. 1050

Assembly Bill No. 882

Assembly Bill No. 1239

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

CALDERON, Chair

ASSEMBLY BILL NO. 85—An act to add and repeal Sections 17053.77 and 23677 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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

ASSEMBLY BILL NO. 882—An act to add Section 6398 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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

ASSEMBLY BILL NO. 1050—An act to add Section 6358.3 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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

ASSEMBLY BILL NO. 1239—An act to amend Section 74 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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

AUTHOR'S AMENDMENTS

Committee on Agriculture

May 2, 2007

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

Assembly Bill No. 594

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

PARRA, Chair

ASSEMBLY BILL NO. 594—An act to add Chapter 13.8 (commencing with Section 25990) to Division 20 of the Health and Safety Code, relating to farm animals.

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

REPORTS OF STANDING COMMITTEES
Committee on Health

Date of Hearing: May 1, 2007

Mr. Speaker: Your Committee on Health reports:

Assembly Bill No. 1178

Assembly Bill No. 1514

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

Above bills re-referred to the Committee on Judiciary.

Date of Hearing: May 1, 2007

Mr. Speaker: Your Committee on Health reports:

Assembly Bill No. 1323

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.

DYMALLY, Chair

Above bill ordered to second reading.

Date of Hearing: May 1, 2007

Mr. Speaker: Your Committee on Health reports:

Assembly Joint Resolution No. 13

With the recommendation: Be adopted.

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

DYMALLY, Chair

Above resolution ordered to the Consent Calendar.

Committee on Public Employees, Retirement and Social Security

Date of Hearing: May 2, 2007

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

Assembly Bill No. 753

Assembly Bill No. 1255

Assembly Bill No. 1194

Assembly Bill No. 1626

With the recommendation: Do pass.

HERNANDEZ, Chair

Above bills ordered to second reading.

Date of Hearing: May 2, 2007

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

Assembly Bill No. 775

Assembly Bill No. 1124

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.

HERNANDEZ, Chair

Above bills ordered to second reading.

Date of Hearing: May 2, 2007

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

Assembly Bill No. 863

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

HERNANDEZ, Chair

Above bill re-referred to the Committee on Appropriations.

Committee on Judiciary

Date of Hearing: May 1, 2007

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 1574

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

JONES, Chair

Above bill ordered to second reading.

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

Pursuant to the Assembly Rules, the following Assembly bills were this day on the second reading file:

Assembly Bills Nos. 1073, 1013, and 15, ordered to third reading.

(NOTE: Later this day Assembly Bills Nos. 1013 and 15 were re-referred to the Committee on Appropriations.)

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 516—An act relating to health care.

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

ASSEMBLY BILL NO. 1142—An act to add Section 1418.85 to the Health and Safety Code, relating to health facilities.

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. 76—An act to add Section 6259.5 to, and to add Chapter 5 (commencing with Section 3430) to Title 2 of Part 3 of, the Penal Code, relating to inmates.

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

ASSEMBLY BILL NO. 502—An act to add and repeal Section 6219.5 of the Family Code, relating to domestic violence.

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

ASSEMBLY BILL NO. 1278—An act to add Section 1670.7 to the Civil Code, to amend Section 236.1 of, and to add Chapter 10.7 (commencing with Section 186.15) to Title 7 of Part 1 of, the Penal Code, relating to seizure and crimes.

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

ASSEMBLY BILL NO. 797—An act to amend Sections 1749 and 1749.1 of, and to add Sections 1625.55, 1625.56, 1625.57, and 1749.32 to, the Insurance Code, relating to the Department of Insurance.

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

ASSEMBLY BILL NO. 1682—An act to amend Section 11770 of the Insurance Code, relating to workers' compensation insurance.

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

ASSEMBLY BILL NO. 1431—An act to add Section 63042.2 to the Government Code, relating to investment programs, and making an appropriation therefor.

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

ASSEMBLY BILL NO. 1252—An act to add Chapter 14 (commencing with Section 5875) to Division 5 of the Public Resources Code, relating to parks.

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

ASSEMBLY BILL NO. 5—An act to add Chapter 4 (commencing with Section 8200) to Part 1 of, and to add Chapter 6 (commencing with Section 8470) to Part 2 of, Division 5 of the Water Code, relating to water.

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

ASSEMBLY BILL NO. 665—An act to add Sections 65040.7 and 65075 to the Government Code, relating to land use.

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

ASSEMBLY BILL NO. 1091—An act to amend Section 53562 of, and to add Section 53545.4 to, the Health and Safety Code, relating to housing.

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

ASSEMBLY BILL NO. 26—An act to add Section 2836 to the Fish and Game Code, relating to fish and wildlife.

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. 424—An act to add Article 2 (commencing with Section 1855) to Chapter 9 of Division 2 of the Fish and Game Code, relating to wetlands.

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. 1297—An act to amend Section 75027 of the Public Resources Code, relating to water.

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. 809—An act to amend Section 399.12.5 of the Public Utilities Code, relating to energy.

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

ASSEMBLY BILL NO. 1489—An act to add Sections 75002.7, 75004.5, 75025.2, 75025.3, 75026.3, 75026.5, 75041.1, 75041.2, 75051.2, and 75070.7 to the Public Resources Code, relating to resources, and making an appropriation therefor.

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

ASSEMBLY BILL NO. 114—An act to add Section 25216.6 to the Public Resources Code, relating to public resources.

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

ASSEMBLY BILL NO. 1064—An act to amend Sections 224 and 379.6 of, and to add Section 230.8 to, the Public Utilities Code, relating to energy.

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

ASSEMBLY BILL NO. 1428—An act to amend Section 2827.9 of the Public Utilities Code, relating to energy.

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

ASSEMBLY BILL NO. 1470—An act to add the heading of Article 1 (commencing with Section 2851) to, and to add and repeal Article 2 (commencing with Section 2860) of, Chapter 9 of Part 2 of Division 1 of, the Public Utilities Code, relating to solar energy.

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

ASSEMBLY BILL NO. 903—An act to amend Section 8680.4 of, and to add Article 6 (commencing with Section 8692) to Chapter 7.5 of Division 1 of Title 2 to, the Government Code, relating to emergency services, 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. 1202—An act to add Section 8879.24 to the Government Code, relating to port security.

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. 1322—An act to amend Section 102 of the Streets and Highways Code, relating to transportation.

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. 284—An act to amend Section 52302.3 of the Education Code, relating to career technical education.

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

ASSEMBLY BILL NO. 973—An act to add Section 52332 to the Education Code, relating to regional occupational centers and programs.

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. 1409—An act to amend Sections 48800, 48800.5, 48802, and 76001 of, and to add Section 48800.6 to, the Education Code, relating to pupils.

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. 16—An act to repeal Sections 120325, 120330, and 120340 of, and to repeal and add Sections 120335 and 120365 of, the Health and Safety Code, relating to pupil immunizations.

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. 45—An act to add Section 41329.4 to the Education Code, relating to the Oakland Unified School District.

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. 125—An act to add Section 15277 to, and to add Article 1.7 (commencing with Section 17592.80) to Chapter 5 of Part 10.5 of Division 1 of Title 1 of, 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. 438—An act to amend Sections 52055.5, 52055.51, 52055.55, and 52055.650 of the Education Code, relating to schools.

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. 1148—An act to amend Sections 60421, 60422, and 60424 of, and to add Section 60424.5 to, the Education Code, relating to instructional materials.

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

ASSEMBLY BILL NO. 1379—An act to add Chapter 9.5 (commencing with Section 60865) to Part 33 of Division 4 of Title 2 of the Education Code, relating to high schools.

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. 1403—An act to add and repeal Article 3.3 (commencing with Section 52055.74) of Chapter 6.1 of Part 28 of Division 4 of Title 2 of the Education Code, relating to local educational agencies.

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. 1659—An act to amend Sections 56043, 56337, 56363, 56500, 56500.2, 56502, 56504.5, and 56505 of, to add Sections 56500.7, 56505.3, 56505.4, and 56505.5 to, and to repeal and add Section 56500.4 of, the Education Code, relating to special education.

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

ASSEMBLY BILL NO. 251—An act to amend Sections 501 and 506 of the Corporations Code, relating to corporations.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 634—An act to amend Section 23001 of the Financial Code, relating to deferred deposit transactions.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 804—An act to amend Sections 17210.2 and 17346 of the Financial Code, relating to escrow agents.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1679—An act to amend Section 150 of the Family Code, relating to support obligations.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1098—An act to amend Sections 25514.5 and 25540 of the Health and Safety Code, relating to hazardous materials.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1723—An act to amend Section 6211 of the Business and Professions Code, relating to attorneys.

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. 841—An act to amend Sections 290 and 290.46 of, and to add Section 288.8 to, the Penal Code, relating to crime.

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. 1455—An act to add Chapter 13.5 (commencing with Section 7130) to Division 7 of Title 1 of, and to add Article 5.5 (commencing with Section 63047.50) to Chapter 2 of Division 1 of Title 6.7 of, the Government Code, and to add Article 6.5 (commencing with Section 44558) to Chapter 1 of Division 27 of the Health and Safety Code, relating to air quality.

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

ASSEMBLY BILL NO. 332—An act to amend Sections 11224 and 11225 of the Elections Code, relating to elections.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 473—An act to amend Section 84215 of the Government Code, relating to the Political Reform Act of 1974.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 965—An act to amend Section 7250 of, and to repeal and add Chapter 3 (commencing with Section 7350) to Part 3 of Division 7 of, the Elections Code, relating to political party organization.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1287—An act to amend Section 3018 of the Elections Code, relating to absentee voting.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1730—An act to amend Sections 6023, 6145, 6180, and 6201 of the Elections Code, relating to Presidential primaries.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1731—An act to amend Sections 4000, 9290, and 9295 of the Elections Code, relating to elections.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 745—An act to amend Section 56300 of the Government Code, relating to local agencies.

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

ASSEMBLY BILL NO. 712—An act to add Chapter 9.2 (commencing with Section 44299.25) to Part 5 of Division 26 of, and to repeal Sections 44299.27, 44299.28, 44299.29, 44299.31, and 44299.32 of, the Health and Safety Code, relating to air pollution.

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

ASSEMBLY BILL NO. 812—An act to add Section 11176.1 to the Insurance Code, relating to workers' compensation audits.

Bill read second time; amendments proposed by the Committee on Insurance 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. 720—An act to amend Section 1626 of the Insurance Code, relating to insurance licensees.

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

ASSEMBLY BILL NO. 1639—An act to amend Sections 1749.5, 1765, 1765.3, 14042, and 15031 of the Insurance Code, relating to insurance.

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

ASSEMBLY BILL NO. 1368—An act to amend Sections 15140, 15141, 15144, 15150, 15230, 15350, 15351, 15355, and 15400 of the Education Code, relating to school bonds.

Bill read second time, and ordered to third reading.

RE-REFERENCE OF BILLS PURSUANT TO THE RULES

On advice of the Legislative Counsel, and pursuant to the provisions of Joint Rule 10.5, the following bills were ordered re-referred to the Committee on Appropriations.

Assembly Bills Nos. 1013 and 15.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, May 2, 2007

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

- Assembly Bill No. 251
- Assembly Bill No. 634

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading file.

Assembly Chamber, May 2, 2007

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

- Assembly Bill No. 804
- Assembly Bill No. 332
- Assembly Bill No. 965
- Assembly Bill No. 1287
- Assembly Bill No. 1730
- Assembly Bill No. 1731

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to the Consent Calendar.

ADJOURNMENT

At 4:40 p.m., the Assembly adjourned until 9:30 a.m., Thursday, May 3, 2007.

FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON MAY 2, 2007

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

AB	RN	AB	RN
5	0715714	1064	0715571
16	0715581	1091	0715275
26	0715865	1142	0715516
45	0715555	1148	0715553
52	0715787	1202	0715587
76	0715389	1222	0715407
85	0715743	1238	0715709
114	0715520	1239	0716081
125	0715562	1252	0715867
284	0715559	1278	0715385
424	0715628	1297	0715159
438	0715560	1322	0715216
502	0715399	1379	0715556
516	0715894	1403	0715755
594	0715792	1409	0715567
655	0715732	1428	0715610
665	0715627	1431	0714559
712	0716055	1455	0715604
720	0715623	1470	0715648
745	0715580	1489	0715279
797	0715435	1531	0715735
809	0715826	1580	0715129
812	0715591	1639	0716051
841	0715280	1659	0715561
882	0715908	1677	0715779
903	0715589	1682	0715518
916	0716094	1702	0715896
938	0715782	1706	0715737
973	0715558	1723	0715249
1050	0715909		

Daily Total:	59
Cumulative Total:	1562