

CALIFORNIA LEGISLATURE
2003-04 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, May 3, 2004

**ONE HUNDRED EIGHTY-EIGHTH SESSION DAY
FIVE HUNDRED NINETEENTH 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
Monday, May 3, 2004

The Assembly met at 11 a.m.
Hon. Leland Y. Yee, Speaker pro Tempore of the Assembly,
presiding.
Chief Clerk E. Dotson Wilson at the Desk.
Assistant Clerk Sue Parker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Benoit moved a quorum call of the Assembly.
Motion carried. Time, 11:01 a.m.
The Speaker pro Tempore directed the Sergeant at Arms to close the
doors, and to bring in the absent Members.

Quorum Present

At 11:13 a.m., Speaker pro Tempore Yee declared a quorum of the
Assembly present.

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

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

PRAYER

Upon invitation of Speaker pro Tempore Yee, the following prayer was offered by Assembly Member Bonnie Garcia, of the 80th Assembly District:

Padre Nuestro Que Esta en El Cielo, Sante Ficado Sea Tu Nombre

As we gather together today to work on behalf of the people of California, we ask that You provide the elected officials here today to be led by Your wisdom and that their work be a reflection of Your will.

If we have turned from Your way in our busy world lend us Your light and Your truth to guide us back to work together to overcome prejudices and conquer stereotypes.

Help us lift people out of poverty and eliminate policies that degrade and debilitate entire communities.

Help us strengthen our state to celebrate diversity and offer dignity and opportunity to all through our works.

Allow us to use our authority and actions not as pillars of oppression but as forces for justice.

Help us to honor and support the efforts of those who have felt disenfranchised as they seek greater self determination.

Guide us, Lord, as we nurture the development of leaders that focus on bringing together people of diverse socio-economic, religious, cultural and racial backgrounds.

And use us to promote the exchange of ideas and hopes.

Dios Mio, as we work together to address the root causes of poverty and prejudice we pray You help us—all children of immigrants—no matter how we pronounce “California” to be equitable and just as we honor the rich diversity of our state,

Te lo pido, en El Nombre de El Padre, El Hijo y El Espiritu Santo—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Yee, Assembly Member Calderon 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 Frommer, 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 Nunez.

Due to travel delays: Assembly Member Longville.

EXPLANATIONS OF ABSENCE

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

April 30, 2004

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

Dear Dotson: This is to advise you that I will be out of town on legislative business on Monday, May 3 through Wednesday, May 5, 2004.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

COMMUNICATIONS

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

April 30, 2004

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

Dear Dotson: At the request of Minority Leader McCarthy, Assemblymember Ray Haynes is appointed to replace Assemblymember Tim Leslie on the Assembly Rules Committee. Assemblymember Leslie is appointed to fill the vacancy as the Republican Alternate on the committee.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

April 30, 2004

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

Dear Dotson: At the request of the Chair of the Rules Committee, I have appointed Assemblymember Gene Mullin to fill the Democratic vacancy on the Assembly Rules Subcommittee on Sexual Harassment Prevention and Response.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

April 30, 2004

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

Dear Dotson: This is to advise you that I have appointed Assemblymember Greg Aghazarian to replace Assemblymember Ken Maddox and have appointed Assemblymembers Carol Liu and Tony Strickland as members of the Assembly Governmental Organization Committee for the 2003–04 Regular Session.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

April 30, 2004

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

Dear Dotson: This is to advise you that I have removed Assemblymember Nicole Parra from the Assembly Jobs, Economic Development and the Economy Committee, creating a Democratic vacancy on the Committee.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

April 30, 2004

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

Dear Dotson: Please be advised that I have removed Assemblymember Nicole Parra from the Assembly Transportation Committee, decreasing the size of the committee from 14 to 13 members.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

April 30, 2004

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

Dear Dotson: This is to advise you that I have appointed Assemblymember Ken Maddox to replace Assemblymember Tony Strickland on the Assembly Utilities and Commerce Committee.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

April 30, 2004

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

Dear Dotson: This is to advise you that I have removed Assemblymember Dennis Mountjoy from the Veterans Affairs Committee, reducing the size of the committee from 11 to 10 members.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

April 30, 2004

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

Dear Dotson: Please be advised that I have created the Select Committee on Olmstead Implementation and have appointed Assemblymember Lynn Daucher as the Chair.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

May 3, 2004

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

Dear Dotson: This is to advise you that I have appointed Assemblymember Nicole Parra to Assembly Banking and Finance Committee.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

May 3, 2004

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

Dear Dotson: Please be advised that I have appointed Assemblymember Russ Bogh to replace Assemblymember Todd Spitzer on the Assembly Health Committee for the Tuesday, May 4th hearing only.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

May 3, 2004

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

Dear Dotson: This is to advise you that I have appointed Assemblymember Lloyd Levine to fill the Democratic vacancy and have appointed Assemblymember Ken Maddox to replace Assemblymember Todd Spitzer on the Assembly Judiciary Committee for the Tuesday, May 4th hearing only.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

May 3, 2004

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

Dear Dotson: This is to advise you that I have appointed Assemblymember Joe Nation to replace Assemblymember Sally Lieber on the Assembly Natural Resources Committee for today's hearing only.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

May 3, 2004

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

Dear Dotson: This is to advise you that I have appointed Assemblymember Russ Bogh to replace Assemblymember Todd Spitzer on the Assembly Public Safety Committee for the Tuesday, May 4th hearing only.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

May 3, 2004

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

Dear Dotson: Please be advised that I have appointed Assemblymembers Marco Firebaugh and Mark Leno to replace Assemblymembers Christine Kehoe and John Longville on the Assembly Transportation Committee for today's hearing only.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

May 3, 2004

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

Dear Dotson: This is to advise you that I have appointed Assemblymember Lou Correa to replace Assemblymember Herb Wesson on the Assembly Utilities and Commerce Committee today's hearing only.

Sincerely,

FABIAN NUÑEZ
 Speaker of the Assembly

May 3, 2004

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

RE: Reappointment of John C. Hall
 to Contractors' State License Board

Dear Mr. Wilson: Please be advised I have reappointed Mr. John C. Hall to the Contractors' State License Board. This is a term appointment starting June 1, 2004 and the expiration date is June 1, 2008.

Sincerely,

FABIAN NUÑEZ
 Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, May 3, 2004

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

Assembly Bill No. 1990

Assembly Bill No. 2587

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered returned to second reading file.

Assembly Chamber, May 3, 2004

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

Assembly Bill No. 2019

Assembly Bill No. 2031

Assembly Bill No. 2032

Assembly Bill No. 2147

Assembly Bill No. 2199

Assembly Bill No. 2225

Assembly Bill No. 2247

Assembly Bill No. 2279

Assembly Bill No. 2325

Assembly Bill No. 2344

Assembly Bill No. 2393

Assembly Bill No. 2447

Assembly Bill No. 2513

Assembly Bill No. 2589

Assembly Bill No. 2748

Assembly Bill No. 2829

Assembly Bill No. 2851

Assembly Bill No. 2869

Assembly Bill No. 2874

Assembly Bill No. 2906

Assembly Bill No. 3037

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, May 3, 2004

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Constitutional Amendment No. 24
And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

Assembly Chamber, May 3, 2004

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 2644
And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered to third reading.

Assembly Chamber, May 3, 2004

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Concurrent Resolution No. 212
Assembly Concurrent Resolution No. 218
And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolutions ordered on file.

Assembly Chamber, April 12, 2004

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Joint Resolution No. 53
And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

SPECIAL COMMITTEE MEETINGS

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

Joint Committee on Preparing California for the 21st Century, on Tuesday, May 18, 2004, at 2 p.m., in Room 112.

REQUEST TO SUSPEND JOINT RULES

The following request was received, and read:

Assembly Chamber, May 3, 2004

Mr. Speaker: I request permission to suspend Joint Rule 61(b)(5) as it relates to Assembly Bills Nos. 2305, 2652, and 2642.

HANNAH-BETH JACKSON

Above request ordered transmitted to the Committee on Rules.

AUTHOR'S AMENDMENTS
Committee on Health

May 3, 2004

Mr. Speaker: The Chair of your Committee on Health reports:
Senate Bill No. 142

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

COHN, Chair

SENATE BILL NO. 142—An act to amend Section 1357.22 of the Health and Safety Code, to amend Section 10762 of the Insurance Code, and to amend Section 2130 of the Labor Code, relating to health care coverage.

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 3, 2004

Mr. Speaker: The Chair of your Committee on Appropriations reports:
Assembly Bill No. 2252

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

CHU, Chair

ASSEMBLY BILL NO. 2252—An act to amend Sections 11000, 11000.1, 11004.5, 11018.1, and 11018.5 of, to add Section 11000.3 to, to add Chapter 2 (commencing with Section 11210) to Part 2 of Division 4 of, to repeal Sections 11003.5, 11004.6, 11018.8, 11018.9, 11018.10, 11018.11, and 11024 of, and to repeal Article 8.5 (commencing with Section 10250) of Chapter 3 of Part 1 of Division 4 of, the Business and Professions Code, to amend Sections 1365.1, 1367.1, 1689.5, and 1689.24 of the Civil Code, to amend Section 30610 of the Public Resources Code, and to amend Sections 998, 2188.8, 2188.9, and 7280 of the Revenue and Taxation Code, relating to time-share developments.

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 3, 2004

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:
Assembly Bill No. 2398

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

BERMUDEZ, Chair

ASSEMBLY BILL NO. 2398—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 Insurance

May 3, 2004

Mr. Speaker: The Chair of your Committee on Insurance reports:
Assembly Bill No. 3037

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

VARGAS, Chair

ASSEMBLY BILL NO. 3037—An act to amend Sections 6302 and 6401.7 of, and to add Sections 6401.8 and 6401.9 to, the Labor Code, and to amend Section 1103 of, and to add Chapter 1.5 (commencing with Section 1200) to Part 1 of Division 2 of, the Public Contract Code, relating to employment.

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.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 230—Garcia. Relative to Memorial Day.

REPORTS OF STANDING COMMITTEES

Committee on Rules

Date of Hearing: May 3, 2004

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 227

With the recommendation: Be adopted.

MONTANEZ, Chair

Above resolution ordered to third reading.

Date of Hearing: May 3, 2004

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 50

Assembly Concurrent Resolution No. 210

House Resolution No. 49

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 resolutions be placed on the Consent Calendar.

MONTANEZ, Chair

Above resolutions ordered to the Consent Calendar.

Date of Hearing: May 3, 2004

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 217

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

MONTANEZ, Chair

Above resolution ordered to second reading.

Date of Hearing: May 3, 2004

Mr. Speaker: Your Committee on Rules reports:

Senate Concurrent Resolution No. 75

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.

MONTANEZ, Chair

Above resolution ordered to the Consent Calendar.

Committee on Housing and Community Development

Date of Hearing: April 28, 2004

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

Assembly Bill No. 2805

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

LOWENTHAL, Chair

Above bill ordered to second reading.

Committee on Environmental Safety and Toxic Materials

Date of Hearing: April 27, 2004

Mr. Speaker: Your Committee on Environmental Safety and Toxic Materials reports:
Assembly Bill No. 2883

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

LAIRD, Chair

Above bill ordered to second reading.

Committee on Local Government

Date of Hearing: April 28, 2004

Mr. Speaker: Your Committee on Local Government reports:
Assembly Bill No. 1936

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

SALINAS, Chair

Above bill ordered to second reading.

Committee on Water, Parks and Wildlife

Date of Hearing: April 27, 2004

Mr. Speaker: Your Committee on Water, Parks and Wildlife reports:
Assembly Joint Resolution No. 65

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

CANCIAMILLA, Chair

Above resolution ordered to second reading.

Committee on Environmental Safety and Toxic Materials

Date of Hearing: April 27, 2004

Mr. Speaker: Your Committee on Environmental Safety and Toxic Materials reports:
Assembly Bill No. 2506

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

LAIRD, Chair

Above bill ordered to second reading.

Committee on Governmental Organization

Date of Hearing: May 3, 2004

Mr. Speaker: Your Committee on Governmental Organization reports:

Assembly Bill No. 1933

Assembly Bill No. 2479

Assembly Bill No. 2162

Assembly Bill No. 2538

Assembly Bill No. 2242

Assembly Bill No. 2638

With the recommendation: Do pass.

JEROME HORTON, Chair

Above bills ordered to second reading.

Date of Hearing: May 3, 2004

Mr. Speaker: Your Committee on Governmental Organization reports:

Assembly Bill No. 2878

Assembly Bill No. 3084

Assembly Bill No. 3083

Assembly Bill No. 3085

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.

JEROME HORTON, Chair

Above bills ordered to second reading.

Date of Hearing: May 3, 2004

Mr. Speaker: Your Committee on Governmental Organization reports:

Assembly Bill No. 1827

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

JEROME HORTON, Chair

Above bill ordered to second reading.

Date of Hearing: May 3, 2004

Mr. Speaker: Your Committee on Governmental Organization reports:

Assembly Bill No. 2276

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

JEROME HORTON, Chair

Above bill re-referred to the Committee on Labor and Employment.

MESSAGES FROM THE SENATE

Senate Chamber, May 3, 2004

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

Senate Bill No. 1156
 Senate Bill No. 1175
 Senate Bill No. 1181
 Senate Bill No. 1210
 Senate Bill No. 1285
 Senate Bill No. 1341
 Senate Bill No. 1426
 Senate Bill No. 1485
 Senate Bill No. 1526
 Senate Bill No. 1612
 Senate Bill No. 1621
 Senate Bill No. 1626

Senate Bill No. 1643
 Senate Bill No. 1681
 Senate Bill No. 1721
 Senate Bill No. 1831
 Senate Bill No. 1838
 Senate Bill No. 1877
 Senate Bill No. 1879
 Senate Bill No. 1881
 Senate Bill No. 1882
 Senate Bill No. 1889
 Senate Bill No. 1908

GREGORY P. SCHMIDT, Secretary of the Senate
 By John W. Rovane, Assistant Secretary

Senate Chamber, May 3, 2004

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

Senate Concurrent Resolution No. 51
 Senate Concurrent Resolution No. 67
 Senate Concurrent Resolution No. 68

GREGORY P. SCHMIDT, Secretary of the Senate
 By John W. Rovane, Assistant Secretary

FIRST READING OF SENATE BILLS

The following bills were read the first time:

SENATE BILL NO. 1156—An act to add Part 4 (commencing with Section 18000) to Division 7 of the Business and Professions Code, relating to business.

SENATE BILL NO. 1175—An act to add Section 81050.5 to the Education Code, relating to community colleges.

SENATE BILL NO. 1181—An act to add Section 1463 to the Government Code, relating to public officials.

SENATE BILL NO. 1210—An act to amend Section 217 of, and to add and repeal Sections 217.7, 217.8, and 217.9 to, the Streets and Highways Code, relating to highways.

SENATE BILL NO. 1285—An act to amend Section 13010.5 of the Penal Code, relating to criminal history reporting.

SENATE BILL NO. 1341—An act to amend Section 2290.5 of the Business and Professions Code, relating to healing arts.

SENATE BILL NO. 1426—An act to add Section 5024.5 to the Penal Code, relating to correctional facilities.

SENATE BILL NO. 1485—An act to amend Sections 2620 and 2622 of the Business and Professions Code, relating to physical therapy.

SENATE BILL NO. 1526—An act to add Section 8588.12 to the Government Code, relating to public resources.

SENATE BILL NO. 1612—An act to amend Section 15200.5 of, and to add Section 11410 to, the Welfare and Institutions Code, relating to foster care.

SENATE BILL NO. 1621—An act to amend Sections 44325 and 44329 of the Education Code, relating to credentialing.

SENATE BILL NO. 1626—An act to amend Section 129785 of the Health and Safety Code, relating to health facility construction, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 1643—An act to add Section 6718 to the Government Code, relating to state observances.

SENATE BILL NO. 1681—An act to amend Sections 11775 and 11814 of the Health and Safety Code, relating to alcohol and drug programs.

SENATE BILL NO. 1721—An act to add Section 1799.208 to the Civil Code, relating to consumer contracts.

SENATE BILL NO. 1831—An act to amend Sections 1623.1, 1624, 1624.05, 1624.1, 2782, 3351, 3692, 3706.1, 3811, 4672, 4672.1, 4986, 5151, and 20583 of the Revenue and Taxation Code, relating to property taxation.

SENATE BILL NO. 1838—An act to amend Sections 11750, 11751.4, 11754, 11755, 11755.2, 11756, 11757.51, 11757.57, 11757.59, 11757.61, 11758.12, 11758.13, 11758.20, 11758.23, 11758.25, 11758.29, 11758.40, 11758.43, 11758.46, 11759.1, 11759.2, 11759.4, 11760, 11760.1, 11760.2, 11760.3, 11760.4, 11772, 11776, 11778.9, 11781, 11781.5, 11785, 11786, 11795, 11796, 11796.1, 11797, 11798, 11798.1, 11800, 11801, 11802, 11805, 11810, 11811, 11811.1, 11811.3, 11811.5, 11811.6, 11811.7, 11812, 11812.6, 11813, 11814, 11817.1, 11817.3, 11817.4, 11818, 11818.5, 11820, 11820.1, 11825, 11826, 11827, 11828, 11830.5, 11831.5, 11835, 11836, 11837.2, 11837.3, 11837.4, 11837.6, 11837.7, 11837.8, 11837.9, 11838.1, 11840, 11840.1, 11841, and 11860 of, to amend the heading of Article 1 (commencing with Section 11760) of Chapter 1 of Part 2 of Division 10.5 of, to amend the heading of Article 4 (commencing with Section 11810) of Chapter 4 of Part 2 of Division 10.5 of, to amend the heading of Chapter 3 (commencing with Section 11758.10) of Part 1 of, Division 10.5 of to amend the heading of Chapter 9 (commencing with Section 11836) of Part 2 of Division 10.5 of, to amend the heading of Chapter 2 (commencing with Section 11960) of Part 3 of Division 10.5 of, to amend the headings of Part 2 (commencing with Section 11760) and Part 3 (commencing with Section 11860) of Division 10.5 of, to amend and renumber Sections 11830 and 11831 of, to amend and renumber the headings of Article 4 (commencing with Section 11970.1) and Article 5 (commencing with Section 11970.45) of Chapter 2 of Part 3 of Division 10.5 of, to amend and renumber the heading of Chapter 10 (commencing with Section 11840) of Part 2 of Division 10.5 of, to add Section 11752.1 to, to add Article 2 (commencing with Section 11760.5) to Chapter 1 of Part 2 of Division 10.5 of, to add Chapter 3.5 (commencing with Section 11788), Chapter 10 (commencing with Section 11839), Chapter 12 (commencing with Section 11842), and Chapter 13 (commencing with Section 11847) to Part 2 of Division 10.5 of, to repeal Sections 11755.4, 11755.5, 11756.5, 11757, 11757.55, 11757.62, 11757.63, 11757.65, 11757.66, 11758.27, 11758.33, 11758.41, 11759.5, 11765, 11782, 11814.5, and 11864 of, to repeal Article 2 (commencing with Section 11865), Article 3 (commencing with Section 11875), and Article 4 (commencing with Section 11885) of Chapter 1 of Part 3 of Division 10.5 of, to repeal Article 1 (commencing with Section 11960) and Article 2 (commencing with Section 11965) of Chapter 2 of Part 3 of Division 10.5, to repeal the heading of Chapter 3.3 (commencing with Section 11758.20) of Part 1 of Division 10.5 of, to repeal Chapter 3.5 (commencing with Section 11758.50) of Part 1 of Division 10.5 of, to repeal Chapter 5 (commencing with Section 11759.10) of Part 1 of Division 10.5 of, to repeal Chapter 3 (commencing with Section 11970.5) and Chapter 4 (commencing with Section 11980) of Part 3 of Division 10.5 of, and to repeal and add Sections 11758.10 and 11817.8 of, the Health and Safety Code, relating to alcohol and other drug programs.

SENATE BILL NO. 1877—An act to amend Sections 533 and 5365 of the Revenue and Taxation Code, relating to taxation.

SENATE BILL NO. 1879—An act to amend Section 220.5 of the Revenue and Taxation Code, relating to taxation.

SENATE BILL NO. 1881—An act to amend Sections 6459 and 6480.1 of, to amend and renumber Section 6480.3 of, and to repeal Section 6451.5 of, the Revenue and Taxation Code, relating to taxation.

SENATE BILL NO. 1882—An act to amend Sections 43152.14, 43201, 43350, 45351, 46156, 46301, 50120.1, 55061, and 55101 of the Revenue and Taxation Code, relating to the State Board of Equalization.

SENATE BILL NO. 1889—An act to amend Sections 21159.24 and 21167 of the Public Resources Code, relating to environmental protection.

SENATE BILL NO. 1908—An act to amend Sections 4290 and 4584 of the Public Resources Code, relating to forest resources.

The following resolutions were read:

SENATE CONCURRENT RESOLUTION NO. 51—Relative to the Joint Rules.

SENATE CONCURRENT RESOLUTION NO. 67—Relative to Officer John Pedro Memorial Highway.

SENATE CONCURRENT RESOLUTION NO. 68—Relative to John Castro Memorial Interchange.

REFERENCE OF BILLS TO COMMITTEE

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

Assembly

Bill No.

Committee

2398 ----- Rev. & Tax.

House

Resolution No.

Committee

50 ----- Rls.

AUTHOR'S AMENDMENTS

Committee on Health

May 3, 2004

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

Assembly Bill No. 2281

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

COHN, Chair

ASSEMBLY BILL NO. 2281—An act to amend Sections 1179.1, 1179.2, and 1179.5 of, and to amend the heading of Part 5 (commencing with Section 1179) of Division 1 of, the Health and Safety Code, relating to rural health.

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

AUTHOR'S AMENDMENTS

Committee on Health

May 3, 2004

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

Assembly Joint Resolution No. 53

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

COHN, Chair

ASSEMBLY JOINT RESOLUTION NO. 53—Relative to the Breast Cancer Research Stamp Program.

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

AUTHOR'S AMENDMENTS
Committee on Health

May 3, 2004

Mr. Speaker: The Chair of your Committee on Health reports:
Assembly Bill No. 2712

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

COHN, Chair

ASSEMBLY BILL NO. 2712—An act to add Sections 14102 and 14105.485 to the Welfare and Institutions Code, relating to health care services.

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

May 3, 2004

Mr. Speaker: The Chair of your Committee on Natural Resources reports:
Assembly Bill No. 2514

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

JACKSON, Chair

ASSEMBLY BILL NO. 2514—An act to amend Sections 30222.5, 30301, 30301.2, 30301.5, 30310, 30315.1, and 30517.6 of, and to repeal Section 30521 of, the Public Resources Code, relating to natural resources.

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 3, 2004

Mr. Speaker: The Chair of your Committee on Appropriations reports:
Assembly Bill No. 2678

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

CHU, Chair

ASSEMBLY BILL NO. 2678—An act to add Chapter 1.5 (commencing with Section 99040) to Part 65 of the Education Code, relating to public postsecondary education.

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 3, 2004

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

Assembly Bill No. 1856

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

BERMUDEZ, Chair

ASSEMBLY BILL NO. 1856—An act to amend Section 7097 of, and to add Sections 7098 and 7099 to, the Government Code, and to amend Sections 17053.33, 17053.34, 17267.6, 17276.6, 23633, 23634, 24356.6, and 24416.6 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 Appropriations

May 3, 2004

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

Senate Bill No. 999

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

CHU, Chair

SENATE BILL NO. 999—An act to add Chapter 5.7 (commencing with Section 40600) to Part 3 of Division 26 of the Health and Safety Code, and to repeal Section 5 of Chapter 915 of the Statutes of 1994, relating to air 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 Appropriations

May 3, 2004

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

Assembly Bill No. 1831

Assembly Bill No. 2406

Assembly Bill No. 2064

Assembly Bill No. 2431

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

CHU, Chair

ASSEMBLY BILL NO. 1831—An act to add Section 8592.10 to the Government Code, relating to homeland security.

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. 2064—An act to amend Sections 5625 and 5642 of, and to add Section 5019.54 to, the Public Resources Code, relating to parks and recreation.

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. 2406—An act to add Chapter 8 (commencing with Section 13260) to Part 2 of Division 12 of the Health and Safety Code, relating to fire safety.

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. 2431—An act to amend Section 6389 of the Family Code, to amend Sections 1417.5, 12001, 12026.2, 12028, 12028.5, 12028.7, 12030, 12070, 12071, 12072, 12073, 12076, 12078, 12083, 12084, 12132, and 12289 of, and to add Section 12021.3 to, the Penal Code, and to amend Section 8102 of, and to repeal Section 8107 of, the Welfare and Institutions 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.

REQUEST FOR PHOTOGRAPHER

Assembly Members Firebaugh and Reyes were granted unanimous consent that a photographer be permitted on the Floor of the Assembly.

BILLS REMOVED FROM CONSENT CALENDAR

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

Assembly Joint Resolution No. 44, on request of Assembly Member Koretz.

RE-REFERENCE OF BILLS

Assembly Member Frommer was granted unanimous consent that Assembly Bill No. 1793 be re-referred from the Committee on Judiciary to the Committee on Rules.

BILLS WITHDRAWN FROM COMMITTEE AND PLACED ON FILE

Assembly Member Frommer was granted unanimous consent that Assembly Bills Nos. 2844 and 3065, be withdrawn from the Committee on Appropriations and placed on the second reading file.

JOINT RULE 62(a) WAIVED

Assembly Member Frommer was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting the following bills for hearing in committee, as noted:

Utilities and Commerce, to hear Assembly Bills Nos. 2447, 2589, and 2869, at 2 p.m. today;

Budget, to hear Senate Bill No. 23, on Thursday, May 6, 2004, upon adjournment of Floor Session.

REPORTS OF STANDING COMMITTEES

Committee on Rules

Date of Hearing: May 3, 2004

Mr. Speaker: Your Committee on Rules reports:

House Resolution No. 50

With the recommendation: Be adopted.

MONTANEZ, Chair

Above resolution ordered to third reading.

MESSAGES FROM THE SENATE

Senate Chamber, May 3, 2004

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

Assembly Bill No. 1457

And respectfully requests the Assembly to concur in said amendments.

GREGORY P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bill ordered to unfinished business file.

At 11:25 a.m., Hon. Sarah Reyes, 31st District, presiding

**CONSIDERATION OF HOUSE RESOLUTION NO. 48
BY UNANIMOUS CONSENT**

Assembly Member Chavez was granted unanimous consent to take up House Resolution No. 48, out of order.

HOUSE RESOLUTION NO. 48 (Firebaugh)—Relative to Cinco de Mayo Week.
Resolution read, and presented by Assembly Member Chavez.

Members Made Coauthors of House Resolution No. 48

Assembly Member Chavez was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of House Resolution No. 48.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Aghazarian, Bates, Benoit, Berg, Bogh, Campbell, Canciamilla, Chan, Chu, Cogdill, Cohn, Corbett, Cox, Daucher, Dutra, Dutton, Dymally, Garcia, Goldberg, Hancock, Harman, Jerome Horton, Shirley Horton, Houston, Jackson, Keene, Kehoe, Koretz, La Malfa, La Suer, Laird, Leno, Levine, Lieber, Liu, Lowenthal, Maddox, Maldonado, Matthews, Maze, McCarthy, Mountjoy, Mullin, Nakanishi, Nakano, Nation, Pacheco, Pavley, Plescia, Richman, Ridley-Thomas, Runner, Samuelian, Simitian, Spitzer, Steinberg, Strickland, Wesson, Wiggins, Wolk, Wyland, and Yee.

Request for Unanimous Consent

Assembly Member Chavez was granted unanimous consent to take up House Resolution No. 48, as amended, without reference to print or file.

Consideration of House Resolution No. 48, as Amended

HOUSE RESOLUTION NO. 48—Relative to Cinco de Mayo Week.
Resolution read, as amended, and adopted.

RECESS FOR LATINO SPIRIT AWARDS CEREMONY

By unanimous consent at 11:44 a.m., Acting Speaker Reyes declared the Assembly recessed to permit the introduction of special guests in celebration of Cinco de Mayo.

Acting Speaker Reyes introduced Lt. Governor Cruz Bustamante, whereupon he joined Assembly Member Firebaugh at the front of the Assembly Chamber for the presentation of awards.

The following honorees were introduced and escorted to the front of the Assembly Chamber, whereupon they were greeted by Lt. Governor Bustamante and Assembly Member Firebaugh and presented with the Latino Spirit Award:

Michele Serros, introduced by Assembly Member Frommer and escorted by Assembly Members Corbett and Bermudez;

Jose Luis Valenzuela, introduced by Assembly Member Diaz, and escorted by Assembly Members Cohn and Calderon;

Rick Rodriguez, introduced by Assembly Member Salinas, and escorted by Assembly Members Garcia and Maze;

Evelina Fernandez, introduced by Assembly Member Parra, and escorted by Assembly Members Benoit and Chavez;

Lupe Ontiveros, introduced by Assembly Member Oropeza, and escorted by Assembly Members Maldonado and Laird;

Lalo Alcaraz, introduced by Assembly Member Vargas, and escorted by Assembly Members Pavley and Negrete McLeod;

Frank del Olmo, who was recognized posthumously by Assembly Member Montanez. His award was received by his family, escorted by Assembly Members Lieber and Steinberg, and Senator Alarcon.

David Bisbal, was introduced by Assembly Member Reyes. Assembly Member Firebaugh made a special presentation in recognition of his attainment of a first gold record, whereupon he was then escorted by Assembly Members Montanez, Negrete McLeod, and Oropeza and Senators Ducheny and Escutia.

Assembly Member Reyes then introduced Mariachi Jalisco whereupon they performed for the assemblage.

RECONVENED

At 12:19 p.m., the Assembly reconvened.

Hon. Leland Y. Yee, Speaker pro Tempore of the Assembly, presiding.

**CONSIDERATION OF HOUSE RESOLUTION NO. 50
BY UNANIMOUS CONSENT**

Assembly Member Nation was granted unanimous consent to take up House Resolution No. 50 without reference to file, for purpose of consideration.

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

Resolution read.

Members Made Coauthors of House Resolution No. 50

Assembly Member Nation was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of House Resolution No. 50.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

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

Request for Unanimous Consent

Assembly Member Nation was granted unanimous consent to take up House Resolution No. 50, as amended, without reference to print or file.

Consideration of House Resolution No. 50, as Amended

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

Resolution read, as amended, and adopted.

**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. 2587 and 1990, ordered to third reading.

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 2370—An act to add Section 51207 to the Education Code, relating to courses of study.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2407—An act to repeal and add Section 46111 of the Education Code, relating to kindergarten.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1853—An act to add Section 11110 to the Health and Safety Code, relating to nonprescription drugs.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1898—An act to amend Section 1799.2 of the Health and Safety Code, relating to emergency medical services.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2013—An act to amend Section 11372 of, and to repeal Chapter 4.6 (commencing with Section 10830) of Part 2 of Division 9 of, the Welfare and Institutions Code, relating to statewide fingerprint imaging.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2021—An act to amend Sections 25214.14 and 25214.15 of, and to amend the heading of Article 10.3 (commencing with Section 25214.11) of Chapter 6.5 of Division 20 of, the Health and Safety Code, relating to hazardous waste.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2093—An act to amend Sections 72505, 72521, and 72530 of, and to add Section 72525 to, the Public Resources Code, relating to vessels.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2132—An act to add Section 49414.7 to the Education Code, relating to pupil health.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2150—An act to amend Section 5107 of the Business and Professions Code, relating to accountancy.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2156—An act to amend Section 23057 of the Financial Code, relating to deferred deposit transactions.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2274—An act to amend Sections 11351, 11353, 11353.1, 11353.6, 11369, 11370, 11370.2, 11370.4, 11372, 11372.5, 11470, 11470.4, 11488, 11571.1, 11590 of, and to repeal Section 11351.5 of, the Health and Safety Code, and to amend Sections 629.52, 999e, 1174.4, 1203.07, 1203.073, 6243, and 12022 of the Penal Code, relating to controlled substances.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2289—An act to add Section 1375 to the Health and Safety Code, and to add Section 10123.671 to the Insurance Code, relating to health care.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2626—An act to amend Section 3502.1 of the Business and Professions Code, relating to healing arts.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2636—An act to amend Section 80.2 of the Harbors and Navigation Code, relating to boating.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2643—An act to add Section 25314 to the Public Resources Code, relating to energy.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2691—An act to amend Sections 22443.1 and 22443.3 of, and to repeal Section 22442.4 of the Business and Professions Code, relating to immigration consultants.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2810—An act to amend Section 4612 of the Public Resources Code, relating to forest resources.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2813—An act relating to taxation.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2849—An act to amend Section 66602 of the Education Code, relating to the California State University.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2916—An act to amend Sections 35171, 35221, and 35231 of the Food and Agricultural Code, relating to milk products.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2920—An act to amend and repeal Section 6723 of the Food and Agricultural Code, relating to nursery stock, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 3024—An act to amend Section 52282 of the Food and Agricultural Code, relating to seeds.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 3033—An act to amend Section 8875.4 of, and to add and repeal Section 8875.10 of, the Government Code, and to repeal Section 19169 of the Health and Safety Code, relating to seismic safety.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 3040—An act to amend Section 25356.5 of the Health and Safety Code, and to amend Section 13177.7 of the Water Code, relating to hazardous substances.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1859—An act to add Section 17350.5 to the Corporations Code and to amend Sections 17941 and 17945 of the Revenue and Taxation Code, relating to limited liability companies.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1864—An act to amend Sections 171b, 171.5, 417.2, 626.10, and 12001 of the Penal Code, relating to BB guns.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1984—An act to add Section 2715.5 to the Public Resources Code, relating to surface mining.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1986—An act to amend and repeal Section 361.4 of the Welfare and Institutions Code, relating to dependent children.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2004—An act to repeal and add Section 4532 of the Business and Professions Code, relating to psychiatric technicians.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2072—An act to amend Section 660 of, and to add and repeal Section 660.2 of, the Harbors and Navigation Code, relating to vessels.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2078—An act to amend Sections 11100, 11100.1, 11106, and 11107.1 of the Health and Safety Code, relating to controlled substances.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2127—An act to amend Section 9542 of the Welfare and Institutions Code, relating to community-based services.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2140—An act to amend Section 5000 of the Fish and Game Code, and to amend Section 80172 of the Food and Agricultural Code, relating to desert species, and making an appropriation therefor.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2158—An act to amend Section 65582 of, to add Sections 65584.01, 65584.02, 65584.03, 65584.04, 65584.05, 65584.06, and 65584.07 to, and to repeal and add Section 65584 of, the Government Code, relating to general plans.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2165—An act to amend Sections 10232.4, 10233, and 10238 of the Business and Professions Code, relating to real estate.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2184—An act to amend Section 4008 of, and to add Section 4119.1 to, the Business and Professions Code, and to amend Sections 1261.5 and 1261.6 of the Health and Safety Code, relating to health facilities.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2191—An act to amend Sections 1603 and 1604 of the Penal Code, relating to crimes.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2204—An act to amend Sections 830 and 862 of the Revenue and Taxation Code, relating to taxation.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2216—An act to amend Section 7073 of, and to add Section 7069.1 to, the Business and Professions Code, and to amend Section 802 of the Penal Code, relating to contractors.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2286—An act to add Section 49416 to the Education Code, relating to drugs.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2296—An act to repeal and add Section 24015 of the Business and Professions Code, relating to alcoholic beverage control.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2352—An act to amend Sections 1568.01 and 1568.02 of the Health and Safety Code, relating to care facilities.

Bill read second time, and ordered to Consent Calendar

ASSEMBLY BILL NO. 2384—An act to amend Sections 10163.3, 10172.5, 10174, and 10489.93 of, and to add Sections 10163.35 and 10168.93 to, the Insurance Code, relating to life insurance.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2428—An act to amend Section 422.95 of, and to add Sections 422.96 and 422.97 to, the Penal Code, relating to hate crimes.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2439—An act to amend Section 115825 of, and to add Section 115843.5 to, the Health and Safety Code, relating to drinking water.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2464—An act to amend Sections 3013, 3014, 3016, 3018, 3019, and 3070 of, to add Section 3071 to, and to repeal Sections 3015, 3020, and 3022 of, the Business and Professions Code, relating to healing arts.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2469—An act to amend Sections 67312 and 89009 of, and to repeal Section 69563 of, the Education Code, and to amend Section 10860 of the Public Contract Code, relating to public postsecondary education.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2478—An act to amend Section 4507 of the Food and Agricultural Code, relating to fairs.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2491—An act to amend Sections 22971, 22974.7, 22979, 22979.4, and 22980.2 of, and to add Sections 22978.8 and 22983 to, the Business and Professions Code, and to amend Section 30211 of, and to add Section 30436.1 to, the Revenue and Taxation Code, relating to tobacco products.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2496—An act to add Chapter 5.1 (commencing with Section 16524) to Part 4 of Division 9 of the Welfare and Institutions Code, relating to child welfare services.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2519—An act to add Sections 7861.5, 8552.1, and 8552.3 to, the Fish and Game Code, relating to fish, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2550—An act to amend Sections 1790, 1792, 1792.4, and 1792.5 of, to add Sections 1792.7, 1792.8, 1792.9, and 1792.10 to, and to repeal Section 1792.1 of, the Health and Safety Code, relating to continuing care contracts.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2557—An act to amend Sections 1633 and 1749.1 of, and to add Section 1729.2 to, the Insurance Code, relating to insurance licensing.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2560—An act to amend Section 2836.1 of the Business and Professions Code, relating to nursing.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2593—An act to amend Section 379.6 of the Public Utilities Code, relating to public utilities.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2651—An act to amend Section 5200 of, and to add Section 5408.4 to, the Business and Professions Code, relating to business.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2733—An act to amend Sections 4999, 5000, 5003, and 5004 of the Water Code, relating to water.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2749—An act to amend Section 11167 of the Penal Code, and to amend Section 16206 of the Welfare and Institutions Code, relating to child protective services.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2755—An act to add Section 7.3 to the Ventura County Watershed Protection Act (Chapter 44 of the Statutes of 1944, Fourth Extraordinary Session), relating to the Ventura County Watershed Protection District.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2854—An act to amend Sections 10404.5 and 10405.7 of the Elections Code, relating to elections, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2873—An act to add Article 6 (commencing with Section 18973) to Chapter 11 of Part 6 of Division 9 of the Welfare and Institutions Code, relating to child abuse prevention.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2876—An act to add Section 128766 to the Health and Safety Code, relating to health facilities.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2877—An act to amend Section 25150.6 of the Health and Safety Code, relating to hazardous waste.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 3000—An act to amend Sections 1012 and 1012.2 of the Military and Veterans Code, relating to veterans homes.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 3032—An act to amend Sections 8875.8 and 8875.9 of the Government Code, relating to seismic safety.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 3041—An act to amend Sections 100825 and 100831 of the Health and Safety Code, relating to environmental laboratories.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 3043—An act to amend Section 24045.1 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 3046—An act to amend Section 32814 of the Food and Agricultural Code, relating to milk.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 3063—An act to amend Section 66801 of the Education Code, relating to community college attendance, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 3070—An act to amend Sections 25102.1 and 25532 of, and to repeal Section 28506 of, the Corporations Code, and to amend Section 22337 of the Financial Code, relating to securities.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 3071—An act to amend Section 18533 of, and to repeal Section 7057 of, the Revenue and Taxation Code, relating to taxation.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 3088—An act to amend Section 8549.11 of the Government Code, relating to emergency response.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 3094—An act to amend Sections 7480 and, 21267, and 31452.6 of the Government Code, relating to retirement systems.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 3096—An act to amend Sections 8880.22, 8880.30, 8880.46, and 8880.57 of the Government Code, relating to the California State Lottery.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2063—An act relating to public resources, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2067—An act to amend Sections 56030, 56700, and 56886.5 of, and to add Section 56826.5 to, the Government Code, relating to local government reorganization.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2306—An act to amend Section 56376.5 of the Government Code, relating to local agency reorganization.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2337—An act to amend Section 50078.1 of the Government Code, relating to fire suppression.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2630—An act to amend Section 101850 of the Health and Safety Code, relating to public health.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2634—An act to amend Section 56375.5 of the Government Code, relating to local government organization.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2782—An act to amend Section 54954.5 of, and to add Section 54957.11 to, the Government Code, relating to public agencies.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2040—An act to amend Sections 13369, 15250, and 15275 of the Vehicle Code, relating to vehicles.

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

ASSEMBLY BILL NO. 2953—An act to amend Section 44281 of the Health and Safety Code, relating to air pollution.

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

ASSEMBLY BILL NO. 1816—An act to amend Section 2220.05 of the Business and Professions Code, relating to medicine.

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

ASSEMBLY BILL NO. 3045—An act to amend Section 33294 of, and to add Section 35835 to, the Food and Agricultural Code, relating to milk.

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

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, May 3, 2004

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

Assembly Bill No. 2021	Assembly Bill No. 2920
Assembly Bill No. 2132	Assembly Bill No. 3040
Assembly Bill No. 2150	Assembly Bill No. 2063
Assembly Bill No. 2636	Assembly Bill No. 2337
Assembly Bill No. 2813	Assembly Bill No. 2630

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading.

Assembly Chamber, May 3, 2004

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

Assembly Bill No. 2072	Assembly Bill No. 2877
Assembly Bill No. 2439	Assembly Bill No. 3000
Assembly Bill No. 2478	Assembly Bill No. 3046
Assembly Bill No. 2496	Assembly Bill No. 3070
Assembly Bill No. 2519	Assembly Bill No. 3088
Assembly Bill No. 2733	Assembly Bill No. 3096
Assembly Bill No. 2873	

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to the Consent Calendar.

MESSAGES FROM THE SENATE

Senate Chamber, May 3, 2004

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

Assembly Bill No. 124
 Assembly Bill No. 1320
 Assembly Bill No. 1760

And respectfully requests the Assembly to concur in said amendments.

GREGORY P. SCHMIDT, Secretary of the Senate
 By John W. Rovane, Assistant Secretary

Above bills ordered to unfinished business file.

Senate Chamber, May 3, 2004

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

Senate Bill No. 753

GREGORY P. SCHMIDT, Secretary of the Senate
 By John W. Rovane, Assistant Secretary

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 Bill No. 3094, on request of Assembly Member Plescia.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 1454 (Canciamilla)—An act to add and repeal Section 116183 of the Health and Safety Code, relating to the public health, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—78

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

NOES—None

Above bill ordered enrolled.

THIRD READING OF ASSEMBLY BILLS

ASSEMBLY CONCURRENT RESOLUTION NO. 154 (Matthews)—Relative to Elder and Dependent Adult Abuse Awareness Month.

Resolution read.

**Members Made Coauthors of
Assembly Concurrent Resolution No. 154**

Assembly Member Matthews was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Assembly Concurrent Resolution No. 154.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

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

Request for Unanimous Consent

Assembly Member Matthews was granted unanimous consent to take up Assembly Concurrent Resolution No. 154, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Concurrent Resolution No. 154, as Amended

ASSEMBLY CONCURRENT RESOLUTION NO. 154—Relative to Elder and Dependent Adult Abuse Awareness Month.

Resolution read, as amended, and adopted.

Resolution ordered printed, and transmitted to the Senate.

ASSEMBLY BILL NO. 2089 (Jackson)—An act to add Section 358.5 to the Family Code, relating to marriage.

Bill read third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Jackson moved a call of the Assembly.

Motion carried. Time, 12:38 p.m.

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

ASSEMBLY BILL NO. 1946 (Steinberg)—An act to amend Section 1170 of the Penal Code relating to sentencing.

Bill read third time.

Motion to Amend

Assembly Member Steinberg moved the adoption of amendments.

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

ASSEMBLY BILL NO. 2137 (Steinberg)—An act to amend Sections 26726, 26731, and 26733.5 of the Government Code, relating to law enforcement fees.

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

AYES—67

Aghazarian	Dutton	Leno	Plescia
Benoit	Dymally	Levine	Reyes
Berg	Firebaugh	Lieber	Richman
Bermudez	Frommer	Liu	Ridley-Thomas
Bogh	Garcia	Lowenthal	Runner
Calderon	Goldberg	Maddox	Salinas
Canciamilla	Hancock	Maldonado	Simitian
Chan	Harman	Matthews	Spitzer
Chavez	Horton, Jerome	Maze	Steinberg
Chu	Horton, Shirley	McCarthy	Strickland
Cogdill	Houston	Montanez	Vargas
Cohn	Jackson	Mullin	Wesson
Corbett	Keene	Nakano	Wiggins
Correa	Kehoe	Nation	Wolk
Cox	Koretz	Pacheco	Wyland
Daucher	La Malfa	Parra	Yee
Dutra	Laird	Pavley	

NOES—4

Campbell	Haynes	Mountjoy	Nakanishi
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Bill ordered transmitted to the Senate.

ASSEMBLY CONCURRENT RESOLUTION NO. 188 (Maze)—Relative to Arthritis Awareness Month.

Resolution read.

**Members Made Coauthors of
Assembly Concurrent Resolution No. 188**

Assembly Member Maze was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Assembly Concurrent Resolution No. 188.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

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

Request for Unanimous Consent

Assembly Member Maze was granted unanimous consent to take up Assembly Concurrent Resolution No. 188, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Concurrent Resolution No. 188, as Amended
ASSEMBLY CONCURRENT RESOLUTION NO. 188—Relative to Arthritis Awareness Month.

Resolution read, as amended, and adopted.

Resolution ordered printed, and transmitted to the Senate.

ASSEMBLY BILL NO. 1924 (Bogh)—An act to amend Sections 4299 and 4376 of the Public Resources Code, relating to fire prevention.

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

AYES—75

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

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2152 (Goldberg)—An act relating to sentencing.

Bill read third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Goldberg moved a call of the Assembly.

Motion carried. Time, 12:58 p.m.

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

ASSEMBLY BILL NO. 2042 (Lowenthal)—An act to add Section 1740 to the Harbors and Navigation Code, relating to ports.

Bill read third time.

Motion to Amend

Assembly Member Lowenthal moved the adoption of amendments.

Amendments read.

Roll Call Demanded

Assembly Members Cogdill, Runner, and Haynes, demanded a roll call.

The roll was called, and the Lowenthal amendments adopted by the following vote:

AYES—42

Berg	Frommer	Liu	Ridley-Thomas
Bermudez	Goldberg	Lowenthal	Salinas
Canciamilla	Hancock	Matthews	Simitian
Chan	Horton, Jerome	Montanez	Steinberg
Chavez	Jackson	Mullin	Vargas
Chu	Kehoe	Nakano	Wesson
Cohn	Koretz	Nation	Wiggins
Corbett	Laird	Negrete McLeod	Wolk
Diaz	Leno	Oropeza	Yee
Dymally	Levine	Pavley	
Firebaugh	Lieber	Reyes	

NOES—32

Aghazarian	Dutton	La Suer	Pacheco
Bates	Garcia	Leslie	Plescia
Benoit	Harman	Maddox	Richman
Bogh	Haynes	Maldonado	Runner
Campbell	Horton, Shirley	Maze	Samuelian
Cogdill	Houston	McCarthy	Spitzer
Cox	Keene	Mountjoy	Strickland
Daucher	La Malfa	Nakanishi	Wyland

Bill ordered reprinted, and to be returned to the third reading file.

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

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

AYES—76

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

NOES—None

Bill ordered transmitted to the Senate.

HOUSE RESOLUTION NO. 45 (Parra)—Relative to the Armed Services Vocational Aptitude Battery.

Resolution read.

Members Made Coauthors of House Resolution No. 45

Assembly Member Parra was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of House Resolution No. 45.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

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

Request for Unanimous Consent

Assembly Member Parra was granted unanimous consent to take up House Resolution No. 45, as amended, without reference to print or file.

Consideration of House Resolution No. 45, as Amended

HOUSE RESOLUTION NO. 45—Relative to the Armed Services Vocational Aptitude Battery.

Resolution read, as amended, and adopted.

Resolution ordered printed.

ASSEMBLY BILL NO. 2834 (Canciamilla)—An act to add Section 13557 to the Water Code, relating to water.

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

AYES—78

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

NOES—None

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 2089**

At 1:02 p.m., on motion of Assembly Member Jackson, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 2089 passed by the following vote:

AYES—44

Berg	Firebaugh	Liu	Pavley
Bermudez	Frommer	Lowenthal	Reyes
Calderon	Goldberg	Maddox	Ridley-Thomas
Canciamilla	Hancock	Matthews	Salinas
Chan	Jackson	Montanez	Simitian
Chavez	Kehoe	Mullin	Steinberg
Chu	Koretz	Nakano	Vargas
Cohn	Laird	Nation	Wesson
Corbett	Leno	Negrete McLeod	Wiggins
Diaz	Levine	Oropeza	Wolk
Dymally	Lieber	Parra	Yee

NOES—33

Aghazarian	Dutra	La Suer	Richman
Bates	Dutton	Leslie	Runner
Benoit	Garcia	Maldonado	Samuelian
Bogh	Harman	Maze	Spitzer
Campbell	Haynes	McCarthy	Strickland
Cogdill	Horton, Shirley	Mountjoy	Wyland
Correa	Houston	Nakanishi	
Cox	Keene	Pacheco	
Daucher	La Malfa	Plescia	

Bill ordered transmitted to the Senate.

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

ASSEMBLY BILL NO. 1939 (Cox)—An act to add Section 429.6 to the Government Code, relating to veterans.

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

AYES—74

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

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2023 (Nakano)—An act to amend Section 798.56 of the Civil Code, relating to mobilehomes.

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

AYES—77

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

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY CONCURRENT RESOLUTION NO. 212 (Parra)—Relative to California Peace Officers’ Memorial Day.

Resolution read.

**Members Made Coauthors of
Assembly Concurrent Resolution No. 212**

Assembly Member Parra was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Assembly Concurrent Resolution No. 212.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

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

Request for Unanimous Consent

Assembly Member Parra was granted unanimous consent to take up Assembly Concurrent Resolution No. 212, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Concurrent Resolution No. 212, as Amended

ASSEMBLY CONCURRENT RESOLUTION NO. 212—Relative to California Peace Officers' Memorial Day.

Resolution read, as amended, and adopted.

Resolution ordered printed, and transmitted to the Senate.

ASSEMBLY CONCURRENT RESOLUTION NO. 218 (Houston)—Relative to Teacher Appreciation Week.

Resolution read.

**Members Made Coauthors of
Assembly Concurrent Resolution No. 218**

Assembly Member Houston was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Assembly Concurrent Resolution No. 218.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

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

Request for Unanimous Consent

Assembly Member Houston was granted unanimous consent to take up Assembly Concurrent Resolution No. 218, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Concurrent Resolution No. 218, as Amended

ASSEMBLY CONCURRENT RESOLUTION NO. 218—Relative to Teacher Appreciation Week.

Resolution read, as amended, and adopted.

Resolution ordered printed, and transmitted to the Senate.

ASSEMBLY BILL NO. 2644 (Oropeza)—An act to add Chapter 8.8 (commencing with Section 44273) to Part 5 of Division 26 of the Health and Safety Code, relating to air pollution.

Bill read third time.

Point of Order

Assembly Member Frommer arose to the following point of order: Assembly Member Haynes’ debate is not germane to the bill.

Ruling by Speaker pro Tempore Yee

The Speaker pro Tempore ruled the point of order well-taken.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—57

Bates	Dymally	Lieber	Reyes
Benoit	Firebaugh	Liu	Richman
Berg	Frommer	Lowenthal	Ridley-Thomas
Bermudez	Garcia	Maldonado	Salinas
Bogh	Goldberg	Matthews	Simitian
Calderon	Hancock	Montanez	Steinberg
Chan	Horton, Jerome	Mullin	Vargas
Chavez	Horton, Shirley	Nakanishi	Wesson
Chu	Houston	Nakano	Wiggins
Cohn	Jackson	Nation	Wolk
Corbett	Kehoe	Negrete McLeod	Wyland
Correa	Koretz	Oropeza	Yee
Daucher	Laird	Pacheco	
Diaz	Leno	Parra	
Dutra	Levine	Pavley	

NOES—13

Campbell	Haynes	Leslie	Strickland
Cox	Keene	Maze	
Dutton	La Malfa	Plescia	
Harman	La Suer	Samuelian	

Vote Changes

By unanimous consent, the following vote changes were permitted on Assembly Bill No. 2644: Assembly Member Garcia from “No” to “Aye”; Assembly Member Canciamilla from “No” to “Not Voting”.

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1802 (Bogh)—An act to amend Section 374.3 of the Penal Code, relating to illegal dumping.

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

AYES—76

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

NOES—None

Bill ordered transmitted to the Senate.

**UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS**

ASSEMBLY BILL NO. 701 (Jerome Horton)—An act to add and repeal Sections 19605.75, 19605.76, 19605.77, and 19605.78 of the Business and Professions Code, relating to horse racing, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—75

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

NOES—None

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—75

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

NOES—None

Above bill ordered enrolled.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT AND ASSEMBLY RULE 77 SUSPENDED

Assembly Member Steinberg was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1457, without reference to file.

ASSEMBLY BILL NO. 1457 (Committee on Budget)—An act to amend Sections 10754, 11000, 11001.5 of the Revenue and Taxation Code, relating to local government finance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill presented by Assembly Member Steinberg.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—77

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

NOES—None

Above bill ordered enrolled immediately.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND JOINT RULE 62(a)

Assembly Member Frommer requested unanimous consent that Joint Rule 62(a) be suspended for the purpose of setting Assembly Bill No. 3037 for hearing.

Assembly Member Cogdill withheld unanimous consent.

Motion to Suspend Joint Rule 62(a)

Assembly Member Frommer moved that Joint Rule 62(a) be suspended for the purpose of setting Assembly Bill No. 3037 for hearing in the Committee on Insurance, on Wednesday, May 5th.

Assembly Member Calderon seconded the motion.

Joint Rule 62(a) suspended by the following vote:

AYES—43

Berg	Dymally	Lieber	Reyes
Bermudez	Firebaugh	Liu	Ridley-Thomas
Calderon	Frommer	Lowenthal	Salinas
Canciamilla	Goldberg	Matthews	Simitian
Chan	Hancock	Montanez	Steinberg
Chavez	Jackson	Mullin	Vargas
Chu	Kehoe	Nation	Wesson
Cohn	Koretz	Negrete McLeod	Wiggins
Corbett	Laird	Oropeza	Wolk
Correa	Leno	Parra	Yee
Dutra	Levine	Pavley	

NOES—31

Aghazarian	Dutton	La Suer	Plescia
Bates	Garcia	Leslie	Richman
Benoit	Harman	Maddox	Runner
Bogh	Haynes	Maldonado	Samuelian
Campbell	Horton, Shirley	Maze	Spitzer
Cogdill	Houston	McCarthy	Strickland
Cox	Keene	Nakano	Wyland
Daucher	La Malfa	Pacheco	

ADJOURN IN MEMORY

Assembly Member Negrete McLeod was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Senator Nell Soto’s sister, Victoria G. Quesada, of Ontario.
(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Members Lieber, Cohn, Diaz, Simitian, and Laird were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Army Corporal Pat Tillman, of San Jose.
(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Moment of Silence

Assembly Member Cohn was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Sgt. Adam W. Estep, of Campbell, and that the Assembly observe a moment of silence in his honor.
(Assembly Rule 45.5 suspended.)

POINT OF PERSONAL PRIVILEGE

Assembly Member Cohn arose to a point of personal privilege.

ADJOURN IN MEMORY

Assembly Member Nakano was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Mary Miyashita, of Whittier.
(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Shirley Horton was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Carole Smith, of Chula Vista.
(Assembly Rule 45.5 suspended.)

COMMITTEE MEETING ANNOUNCEMENTS

The following committee schedule was announced:

Committee on Revenue and Taxation, today, at 2 p.m., in Room 126;
Committee on Utilities and Commerce, today, at 2 p.m., in Room 437;

Committee on Natural Resources, today, at 2:15 p.m., in Room 447;
Committee on Transportation, today, at 2:30 p.m.

ADJOURN IN MEMORY

Assembly Member Cox was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Larry D. McConnell, of Sacramento.

Assembly Members Daucher, Pacheco, and Spitzer were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Spc. Trevor A. Wine, of Orange.

Assembly Member Leno was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Thomas Layne, Chrysanthy Leones, and Alan Selby, of San Francisco.

Assembly Member Leslie was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Charlie Cutten, of La Honda.

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 Lillian Barrett Wood Rowe, of Dixon and Homer Carl Packer, of Vacaville.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 2152**

At 1:47 p.m., on motion of Assembly Member Goldberg, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 2152 refused passage by the following vote:

AYES—36

Berg	Hancock	Liu	Ridley-Thomas
Calderon	Horton, Jerome	Lowenthal	Salinas
Chan	Jackson	Montanez	Simitian
Chavez	Kehoe	Mullin	Steinberg
Chu	Koretz	Nation	Vargas
Corbett	Laird	Negrete McLeod	Wesson
Diaz	Leno	Oropeza	Wiggins
Dymally	Levine	Pavley	Wolk
Goldberg	Lieber	Reyes	Yee

NOES—33

Aghazarian	Garcia	Maddox	Richman
Bates	Harman	Maldonado	Runner
Benoit	Haynes	Maze	Samuelian
Bogh	Horton, Shirley	McCarthy	Spitzer
Campbell	Houston	Mountjoy	Strickland
Cogdill	Keene	Nakanishi	Wyland
Cox	La Malfa	Pacheco	
Daucher	La Suer	Parra	
Dutton	Leslie	Plescia	

Vote Changes

By unanimous consent, the following vote changes were permitted on Assembly Bill No. 2152: Assembly Members Canciamilla, Frommer, and Nakano, from “Aye” to “Not Voting”.

**Motion to Reconsider Assembly Bill No. 2152
on Next Legislative Day**

Assembly Member Frommer moved to reconsider on the next legislative day the vote whereby Assembly Bill No. 2152 was this day refused passage.

Assembly Bill No. 2152 ordered to the unfinished business file.

CONSIDERATION OF CONSENT CALENDAR

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

Consent Calendar—Assembly Bills

ASSEMBLY BILL NO. 3098 (Committee on Elections, Redistricting and Constitutional Amendments)—An act to amend Section 9160 of the Elections Code, relating to voting.

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. 2062 (Nakano)—An act to add Section 1194 to the Civil Code, and to amend Sections 8201, 8201.2, and 8206 of the Government Code, relating to notaries public.

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

Bill read 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. 2566 (Nakano)—An act to amend Section 654.05 of the Harbors and Navigation Code, relating to boating.

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 Roll Call

The roll was called, and the above bills on the Consent Calendar passed, by the following vote:

AYES—75

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

NOES—None

VOTE ADDS

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

Assembly Bill No. 1454, Concurrence: Bogh, Firebaugh, Haynes, Houston, Koretz, Mountjoy, Nakanishi, and Wyland—Aye.

Assembly Bill No. 2137: Aghazarian, Canciamilla, Chavez, Correa, Daucher, Firebaugh, Jerome Horton, Houston, Keene, Koretz, Maddox, McCarthy, Simitian, and Wyland—Aye; Nakanishi—No.

Assembly Bill No. 1924: Bermudez, Chavez, Firebaugh, Hancock, Houston, Jackson, Koretz, Laird, Matthews, Nakanishi, Oropeza, Simitian, and Wiggins—Aye.

Assembly Bill No. 2042, Lowenthal Amendments: Canciamilla, Chavez, Jerome Horton, and Oropeza—Aye; Houston, Mountjoy, Nakanishi, and Pacheco—No.

Assembly Bill No. 2029: Bogh, Chavez, Correa, Firebaugh, Houston, Laird, Nakanishi, Pacheco, Plescia, and Wesson—Aye.

Assembly Bill No. 2834: Bogh, Chavez, Correa, Goldberg, Hancock, Houston, Laird, Nakanishi, Oropeza, Pacheco, Plescia, Simitian, and Spitzer—Aye.

Assembly Bill No. 2089: Firebaugh—Aye; Correa, Houston, and Nakanishi—No.

Assembly Bill No. 1939: Bogh, Chavez, Correa, Firebaugh, Houston, Laird, Nakanishi, Pacheco, Plescia, and Yee—Aye.

Assembly Bill No. 2023: Bogh, Chavez, Chu, Correa, Nakanishi, Oropeza, Pacheco, and Plescia—Aye.

Assembly Bill No. 2644: Daucher, Firebaugh, Shirley Horton, Houston, Nakanishi, Nation, and Parra—Aye; Plescia—No.

Assembly Bill No. 1802: Berg, Canciamilla, Chavez, Correa, Hancock, Laird, Maddox, Nakanishi, Nation, Oropeza, Plescia, Ridley-Thomas, Wiggins, and Yee—Aye.

Assembly Bill No. 701, Urgency and Concurrence: Canciamilla, Chavez, Hancock, Houston, Maddox, Nakanishi, Oropeza, and Wiggins—Aye.

Assembly Bill No. 1457, Concurrence: Canciamilla, Chavez, Correa, Haynes, Jerome Horton, Koretz, Maddox, Nakanishi, Oropeza, Plescia, and Wyland—Aye.

Assembly Bill No. 3037, Frommer Motion to Suspend the Rules: Chavez—Aye; Maddox and Wyland—No.

Assembly Bill No. 2152: Nakanishi—No.

MOTION TO ADJOURN

At 1:48 p.m., Assembly Member Frommer moved that the Assembly do now adjourn.

Assembly Member Cogdill seconded the motion.

REMARKS ON CONDITION OF THE FILE

Assembly Members Campbell and Maze arose to speak on the condition of the file.

FURTHER CONSIDERATION OF MOTION TO ADJOURN

The question being on the motion of Assembly Member Frommer that the Assembly adjourn.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 1:52 p.m., Speaker pro Tempore Yee declared the quorum call of the Assembly dispensed with.

INTRODUCTION OF GUESTS

Assembly Members Leno and Yee introduced Hon. Makoto Yamanaka, Consul General of Japan, in San Francisco.

Assembly Member Corbett, of the 18th Assembly District, introduced former Superintendent of Public Instruction Delaine Eastin.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Frommer, the Assembly adjourned until 7 a.m., Tuesday, May 4, 2004, out of respect to the memory of Larry D. McConnell, on motion of Assembly Member Cox; out of respect to the memory of Spc. Trevor A. Wine, on motion of Assembly Members Daucher, Pacheco, and Spitzer; out of respect to the memory of Thomas Layne, Chrysanthy Leones, and Alan Selby, on motion of Assembly Member Leno; out of respect to the memory of Charlie Cutten, on motion of Assembly Member Leslie; out of respect to the memory of Lillian Barrett Wood Rowe and Homer Carl Packer, on motion of Assembly Member Wolk; out of respect to the memory of Carole Smith, on motion of Assembly Member Shirley Horton; out of respect to the memory of Victoria G. Quesada, on motion of Assembly Member Negrete McLeod; out of respect to the memory of Army Corporal Pat Tillman, on motion of Assembly Members Lieber, Cohn, Diaz, Simitian, and Laird; out of respect to the memory of Sgt. Adam W. Estep, on motion of Assembly Member Cohn; and out of respect to the memory of Mary Miyashita, on motion of Assembly Member Nakano.

LELAND Y. YEE, Speaker pro Tempore

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON MAY 3, 2004**

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

AB	RN
1816	0409411
1831	0409434
1856	0409544
1946	0409285
2040	0408864
2042	0409356
2064	0409596
2252	0409358
2281	N/A
2398	0409239
2406	0409202
2431	0409550
2514	0409539
2678	0409554
2712	0409256
2953	0409378
3037	0409565
3045	0409456

AJR	RN
53	0409542

SB	RN
142	0409159
999	0409486

Daily Total:	21
Cumulative Total:	4327