

CALIFORNIA LEGISLATURE
2003-04 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, May 7, 2003

SIXTY-SEVENTH SESSION DAY

ONE HUNDRED FIFTY-SEVENTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Wednesday, May 7, 2003

The Assembly met at 7 a.m.
Hon. Barbara Matthews, Assembly Member, 17th District,
presiding.
Chief Clerk E. Dotson Wilson at the Desk.
Assistant Clerk Sue Parker reading.

ROLL CALL

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

Aghazarian	Dutton	Lieber	Pavley
Bates	Dymally	Liu	Plescia
Benoit	Firebaugh	Longville	Reyes
Berg	Frommer	Lowenthal	Richman
Bermudez	Garcia	Maddox	Ridley-Thomas
Bogh	Goldberg	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	Jackson	Mullin	Strickland
Cogdill	Keene	Nakanishi	Vargas
Cohn	Kehoe	Nakano	Wiggins
Corbett	Koretz	Nation	Wolk
Correa	La Malfa	Negrete McLeod	Wyland
Cox	La Suer	Nunez	Yee
Daucher	Laird	Oropeza	Mr. Speaker
Diaz	Leno	Pacheco	
Dutra	Levine	Parra	

Quorum present.

At 1:30 p.m., Hon. Greg Aghazarian, 26th District, presiding

REGULAR BUSINESS DISPENSED WITH

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

LEAVES OF ABSENCE FOR THE DAY

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

On legislative business: Assembly Member Leslie.

Because of illness: Assembly Member Houston.

(NOTE: For letter explaining the absence of Assembly Member Leslie on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for May 5, 2003.)

COMMUNICATIONS

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

May 6, 2003

*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 Guy Houston on the Assembly Labor and Employment Committee for the Wednesday, May 7th hearing only.

Sincerely,

HERB J. WESSON, JR.
Speaker of the California Assembly

May 7, 2003

*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 Wilma Chan to fill the vacancy on the Assembly Judiciary Committee for the Thursday, May 8th hearing only.

Sincerely,

HERB J. WESSON, JR.
Speaker of the California Assembly

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committees were permitted to meet:

Banking and Finance, on Monday, May 19, 2003, upon adjournment of Floor Session;

Education, on Thursday, May 8, 2003, off the Floor during Floor Session;

Elections, Redistricting and Constitutional Amendments, on Thursday, May 8, 2003, off the Floor during Floor Session;

Revenue and Taxation, on Thursday, May 8, 2003.

REPORTS

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

California State Auditor

2002-118
April 30, 2003

*The Honorable Speaker of the Assembly
The Honorable Members of the Assembly
of the Legislature of California
State Capitol, Room 3196
Sacramento, California*

Members of the Assembly: As requested by the Joint Legislative Audit Committee, the Bureau of State Audits presents its audit report concerning our review of the Department of Health Services' (Health Services) practices for containing Medical Assistance Program (Medi-Cal) pharmaceutical costs. This report concludes that Health Services may not fully achieve the roughly \$104 million cost savings to the State's General Fund that it predicted for fiscal years 2002-03 and 2003-04. Health Services' inability to generate the full savings stems from a lack of pharmacists, a failure to consider fully the consequences of some of its planned activities, and a lack of reliable data to support its estimates. Further, although it appears that California was one of the first states to use cost-saving strategies, such as its List of Contract Drugs and pursuit of supplemental rebates to contain prescription drug costs, Health Services has not adopted certain techniques other states use. For example, some states use disease management programs or target their educational efforts toward providers whose prescribing or dispensing patterns are inappropriate. Finally, Health Services may be able to achieve additional savings of up to \$80 million by eliminating optional pharmacy benefits.

Respectfully submitted,

ELAINE M. HOWLE
State Auditor

Above report referred to the Committee on Health.

REPORTS

The following reports were presented by the Chief Clerk:

**California Low-Income Home Energy Assistance Program
(CAL LIHEAP)
June 1, 2001 through September 30, 2002 Report
(Pursuant to Senate Bill 5X, Chapter 7
Statutes of 2001-02 First Extraordinary Session)**

Above transmitted report, together with letter of transmittal from Timothy M. Dayonot, Director, Department of Community Services and Development, dated December 20, 2002, referred by the Speaker to the Committee on Utilities and Commerce.

**Multi-Jurisdictional Drug Task Forces in California
Preliminary Report**

Above transmitted report, together with letter of transmittal from Wayne Strumpfer, Interim Executive Director, Office of Criminal Justice Planning, dated April 30, 2003, referred by the Speaker to the Committee on Public Safety.

**2002–03 Incentives for Child Care Staff Retention
(Pursuant to Education Code Section 8300(e))**

Above transmitted report, together with letter of transmittal from Jack O'Connell, State Superintendent of Public Instruction, Department of Education, dated April 29, 2003, referred by the Speaker to the Committee on Human Services.

**Independent Evaluation of
the California High School Exit Examination (CAHSEE):
Volume I and Volume II Appendices
(Pursuant to Assembly Bill 1609, Chapter 761, Statutes of 2001)**

Above transmitted report, together with letter of transmittal from Jack O'Connell, State Superintendent of Public Instruction, Department of Education, dated May 1, 2003, referred by the Speaker to the Committee on Education.

RECEIPT FOR REPORTS OF STANDING COMMITTEES

The following reports of standing committees were received on Tuesday, May 6, 2003, pursuant to the provisions of Joint Rule 61:

Committee on Education

Date of Hearing: April 30, 2003

Mr. Speaker: Your Committee on Education reports:

Assembly Bill No. 275

Assembly Bill No. 1377

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

GOLDBERG, Chair

Above bills ordered to second reading.

Date of Hearing: April 30, 2003

Mr. Speaker: Your Committee on Education reports:

Assembly Bill No. 264

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

GOLDBERG, Chair

Above bill ordered to second reading.

Committee on Public Safety

Date of Hearing: May 1, 2003

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 187

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

LENO, Chair

Above bill ordered to second reading.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, May 7, 2003

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

Assembly Bill No. 529

Assembly Bill No. 831

Assembly Bill No. 1639

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered returned to second reading file.

Assembly Chamber, May 7, 2003

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

Assembly Bill No. 113	Assembly Bill No. 855
Assembly Bill No. 253	Assembly Bill No. 894
Assembly Bill No. 256	Assembly Bill No. 914
Assembly Bill No. 278	Assembly Bill No. 922
Assembly Bill No. 413	Assembly Bill No. 931
Assembly Bill No. 449	Assembly Bill No. 1181
Assembly Bill No. 455	Assembly Bill No. 1186
Assembly Bill No. 471	Assembly Bill No. 1199
Assembly Bill No. 540	Assembly Bill No. 1215
Assembly Bill No. 575	Assembly Bill No. 1220
Assembly Bill No. 621	Assembly Bill No. 1266
Assembly Bill No. 684	Assembly Bill No. 1300
Assembly Bill No. 698	Assembly Bill No. 1324
Assembly Bill No. 760	Assembly Bill No. 1326

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, May 7, 2003

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

Assembly Bill No. 1343	Assembly Bill No. 1512
Assembly Bill No. 1350	Assembly Bill No. 1533
Assembly Bill No. 1353	Assembly Bill No. 1549
Assembly Bill No. 1357	Assembly Bill No. 1580
Assembly Bill No. 1394	Assembly Bill No. 1594
Assembly Bill No. 1400	Assembly Bill No. 1628
Assembly Bill No. 1479	Assembly Bill No. 1645
Assembly Bill No. 1485	Assembly Bill No. 1662

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, May 7, 2003

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

Assembly Joint Resolution No. 28

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

Assembly Chamber, May 7, 2003

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

Assembly Concurrent Resolution No. 63
Assembly Concurrent Resolution No. 65

And reports the same correctly enrolled, and presented to the Secretary of State on the 7th day of May, 2003, at 2:45 p.m.

E. DOTSON WILSON, Chief Clerk

AUTHOR'S AMENDMENTS **Committee on Business and Professions**

May 7, 2003

Mr. Speaker: The Chair of your Committee on Business and Professions reports:

Assembly Bill No. 320

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

CORREA, Chair

ASSEMBLY BILL NO. 320—An act to add Section 143.5 to the Business and Professions Code, relating to professions and vocations.

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

AUTHOR'S AMENDMENTS
Committee on Labor and Employment

May 7, 2003

Mr. Speaker: The Chair of your Committee on Labor and Employment reports:
Assembly Bill No. 1643

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

KORETZ, Chair

ASSEMBLY BILL NO. 1643—An act to amend Sections 2750.5, 3357, 4157, and 5705 of the Labor 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.

AUTHOR'S AMENDMENTS
Committee on Health

May 7, 2003

Mr. Speaker: The Chair of your Committee on Health reports:
Assembly Bill No. 363

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

FROMMER, Chair

ASSEMBLY BILL NO. 363—An act to amend Section 1366.1 of the Health and Safety Code, relating to health care service plans.

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

AUTHOR'S AMENDMENTS
Committee on Rules

May 7, 2003

Mr. Speaker: The Chair of your Committee on Rules reports:
Assembly Joint Resolution No. 30

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

NATION, Chair

ASSEMBLY JOINT RESOLUTION NO. 30—Relative to Japanese American World War II Internment.

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 Judiciary

May 7, 2003

Mr. Speaker: The Chair of your Committee on Judiciary reports:
Assembly Bill No. 129

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

CORBETT, Chair

ASSEMBLY BILL NO. 129—An act to add Title 1.81.2 (commencing with Section 1798.90.1) to Part 4 of Division 3 of the Civil Code, relating to personal information.

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

REPORTS OF STANDING COMMITTEES
Committee on Business and Professions

Date of Hearing: May 6, 2003

Mr. Speaker: Your Committee on Business and Professions reports:
Assembly Bill No. 932

With the recommendation: That the bill be retained in committee, and that the subject matter be referred to the Committee on Rules for assignment to the proper committee for study.

CORREA, Chair

Subject matter of the above bill referred to the Committee on Rules.

Date of Hearing: May 6, 2003

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

Assembly Bill No. 68	Assembly Bill No. 799
Assembly Bill No. 525	Assembly Bill No. 1007
Assembly Bill No. 558	Assembly Bill No. 1079
Assembly Bill No. 711	Assembly Bill No. 1087
Assembly Bill No. 769	Assembly Bill No. 1538

With the recommendation: Do pass.

CORREA, Chair

Above bills ordered to second reading.

Date of Hearing: May 6, 2003

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

Assembly Bill No. 569	Assembly Bill No. 1382
Assembly Bill No. 652	Assembly Bill No. 1423
Assembly Bill No. 665	Assembly Bill No. 1573
Assembly Bill No. 827	

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.

CORREA, Chair

Above bills ordered to second reading.

Committee on Public Safety

Date of Hearing: May 6, 2003

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 1314
Assembly Bill No. 1653

With the recommendation: Do pass.

LENO, Chair

Above bills ordered to second reading.

Date of Hearing: May 6, 2003

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 1055
Assembly Bill No. 1273
Assembly Bill No. 1488

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.

LENO, Chair

Above bills ordered to second reading.

Committee on Health

Date of Hearing: May 6, 2003

Mr. Speaker: Your Committee on Health reports:

- Assembly Bill No. 43
- Assembly Bill No. 527
- Assembly Bill No. 699

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

FROMMMER, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: May 6, 2003

Mr. Speaker: Your Committee on Health reports:

- Assembly Bill No. 23
- Assembly Bill No. 348
- Assembly Bill No. 1213

With the recommendation: Do pass.

FROMMMER, Chair

Above bills ordered to second reading.

Date of Hearing: May 6, 2003

Mr. Speaker: Your Committee on Health reports:

- Assembly Bill No. 373
- Assembly Bill No. 376

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.

FROMMMER, Chair

Above bills ordered to second reading.

Date of Hearing: May 6, 2003

Mr. Speaker: Your Committee on Health reports:

- Assembly Joint Resolution No. 32

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

FROMMMER, Chair

Above resolution re-referred to the Committee on Appropriations.

Date of Hearing: May 6, 2003

Mr. Speaker: Your Committee on Health reports:

- Senate Bill No. 580

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

FROMMMER, Chair

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: May 6, 2003

Mr. Speaker: Your Committee on Health reports:

- Senate Bill No. 581

With the recommendation: Do pass.

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

FROMMMER, Chair

Above bill ordered to second reading.

Date of Hearing: May 6, 2003

Mr. Speaker: Your Committee on Health reports:

Assembly Bill No. 1676

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

FROMMER, Chair

Above bill ordered to second reading.

Committee on Business and Professions

Date of Hearing: May 6, 2003

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

Assembly Bill No. 1092

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

CORREA, Chair

Above bill ordered to second reading.

Committee on Judiciary

Date of Hearing: May 6, 2003

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 274

Assembly Bill No. 842

Assembly Bill No. 512

Assembly Bill No. 960

Assembly Bill No. 703

Assembly Bill No. 1386

Assembly Bill No. 763

Assembly Bill No. 1708

With the recommendation: Do pass.

CORBETT, Chair

Above bills ordered to second reading.

Date of Hearing: May 6, 2003

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 513

Assembly Bill No. 1399

Assembly Bill No. 688

Assembly Bill No. 1641

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

CORBETT, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: May 6, 2003

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 141

Assembly Bill No. 1361

Assembly Bill No. 903

Assembly Bill No. 1516

Assembly Bill No. 964

Assembly Bill No. 1776

Assembly Bill No. 1096

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.

CORBETT, Chair

Above bills ordered to second reading.

Committee on Housing and Community Development

Date of Hearing: May 7, 2003

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

Assembly Bill No. 682

Assembly Bill No. 1358

Assembly Bill No. 1173

Assembly Bill No. 1407

With the recommendation: Do pass.

LOWENTHAL, Chair

Above bills ordered to second reading.

Committee on Higher Education

Date of Hearing: May 6, 2003

Mr. Speaker: Your Committee on Higher Education reports:

Assembly Joint Resolution No. 3

With the recommendation: Be adopted.

LIU, Chair

Above resolution ordered to third reading.

Committee on Public Employees, Retirement and Social Security

Date of Hearing: May 7, 2003

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

Assembly Joint Resolution No. 29

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.

NEGRETE McLEOD, Chair

Above resolution ordered to Consent Calendar.

Date of Hearing: May 7, 2003

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

Assembly Bill No. 144

Assembly Bill No. 1070

Assembly Bill No. 424

Assembly Bill No. 1585

With the recommendation: Do pass.

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

NEGRETE McLEOD, Chair

Above bills ordered to second reading.

Date of Hearing: May 7, 2003

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

Assembly Bill No. 821

Assembly Bill No. 1253

Assembly Bill No. 824

Assembly Bill No. 1535

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

NEGRETE McLEOD, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: May 7, 2003

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

Assembly Bill No. 1428

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

NEGRETE McLEOD, Chair

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: May 7, 2003

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

Assembly Bill No. 398
 Assembly Bill No. 971
 Assembly Bill No. 1038
 Assembly Bill No. 1141

Assembly Bill No. 1281
 Assembly Bill No. 1362
 Assembly Bill No. 1587
 Assembly Bill No. 1720

With the recommendation: Do pass.

NEGRETE McLEOD, Chair

Above bills ordered to second reading.

Committee on Insurance

Date of Hearing: May 7, 2003

Mr. Speaker: Your Committee on Insurance reports:

Assembly Bill No. 284
 Assembly Bill No. 1083
 Assembly Bill No. 1227

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.

VARGAS, Chair

Above bills ordered to second reading.

Date of Hearing: May 7, 2003

Mr. Speaker: Your Committee on Insurance reports:

Assembly Bill No. 1318

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

VARGAS, Chair

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: May 7, 2003

Mr. Speaker: Your Committee on Insurance reports:

Assembly Bill No. 1274

With the recommendation: Do pass, as amended.

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

VARGAS, Chair

Above bill ordered to second reading.

Date of Hearing: May 7, 2003

Mr. Speaker: Your Committee on Insurance reports:

Assembly Bill No. 1297

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

VARGAS, Chair

Above bill ordered to second reading.

Committee on Public Employees, Retirement and Social Security

Date of Hearing: May 7, 2003

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

Assembly Bill No. 266

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

NEGRETE McLEOD, Chair

Above bill ordered to second reading.

Committee on Banking and Finance

Date of Hearing: May 5, 2003

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

Assembly Bill No. 73

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

WIGGINS, Chair

Above bill ordered to second reading.

Committee on Judiciary

Date of Hearing: May 6, 2003

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 1020

Assembly Bill No. 1469

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

CORBETT, Chair

Above bills ordered to second reading.

Date of Hearing: May 6, 2003

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 961

With the recommendation: Do pass, as amended.

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

CORBETT, Chair

Above bill ordered to second reading.

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

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

Assembly Bills Nos. 831 and 529, ordered to third reading;

(NOTE: Later this day Assembly Bill No. 831 was re-referred to the Committee on Appropriations.)

Assembly Bill No. 1639, ordered to the Consent Calendar.**SECOND READING OF ASSEMBLY BILLS****ASSEMBLY BILL NO. 50**—An act to amend Sections 245, 12011, 12020, 12022, 12022.5, 12079, 12275, 12275.5, 12280, 12285, 12286, 12287, 12288, 12288.5, 12289, and 12290 of, and to add Section 12278 to, the Penal Code, relating to firearms.

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

ASSEMBLY BILL NO. 245—An act to add Section 243.83 to the Penal Code, relating to crimes.

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

ASSEMBLY BILL NO. 1102—An act to add Section 13519.25 to the Penal Code, relating to peace officers.

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

ASSEMBLY BILL NO. 1198—An act to amend Section 1043 of the Evidence Code, and to amend Section 832.8 of the Penal Code, relating to peace officers.

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

ASSEMBLY BILL NO. 1331—An act to add Chapter 4.8 (commencing with Section 832.91) to Title 3 of Part 2 of the Penal Code, relating to peace officers.

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

ASSEMBLY BILL NO. 1383—An act to amend Section 13519.4 of, and to add Title 4.6 (commencing with Section 13620) and Title 4.8 (commencing with Section 13640) to Part 4 of, the Penal Code, relating to peace officers.

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

ASSEMBLY BILL NO. 1567—An act to amend Sections 830.2 and 830.7 of, to amend and repeal Section 830.38 of, and to amend, repeal, and add Sections 830.3, 830.37, 830.4, and 830.11 of, the Penal Code, relating to peace officers.

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

ASSEMBLY BILL NO. 1130—An act to amend Section 6254 of the Government Code, and to amend Sections 12699.50, 12699.51, 12699.52, 12699.53, 12699.54, 12699.56, 12699.58, 12699.60, 12699.61, and 12699.62 of, and to amend the heading of Part 6.4 (commencing with Section 12699.50) of Division 2, of the Insurance Code, relating to health care coverage, and making an appropriation therefor.

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

ASSEMBLY BILL NO. 1150—An act to amend Section 14087.23 of the Welfare and Institutions Code, relating to Medi-Cal.

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

ASSEMBLY BILL NO. 259—An act to add Section 243.88 to the Penal Code, relating to battery.

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

ASSEMBLY BILL NO. 941—An act to amend Section 1372 of the Penal Code, and to amend Sections 4100, 7200, and 7200.06 of, and to repeal Sections 7229 and 7233 of, the Welfare and Institutions Code, relating to state hospitals.

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

ASSEMBLY BILL NO. 869—An act to amend Section 43003 of the Food and Agricultural Code, relating to civil administrative penalties.

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

ASSEMBLY BILL NO. 1345—An act to add Chapter 6.5 (commencing with Section 1111) to Part 3 of Division 2 of the Labor Code, relating to employment.

Bill read second time; amendments proposed by the Committee on Arts, Entertainment, Sports, Tourism, and Internet Media read and adopted; bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 611—An act to add Article 10.3 (commencing with Section 25214.9) to Chapter 6.5 of Division 20 of the Health and Safety Code, relating to dental amalgams.

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

ASSEMBLY BILL NO. 1640—An act to amend Sections 25501.4, 25532, and 25540 of, and to add Section 25404.2.1 to, the Health and Safety Code, relating to hazardous materials.

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

ASSEMBLY BILL NO. 1453—An act to add Section 1569.6 to the Health and Safety Code, relating to health facilities.

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

ASSEMBLY BILL NO. 1427—An act relating to biological solids.

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

ASSEMBLY BILL NO. 1419—An act to amend Sections 18724, 18731, 18741, 18743, 18744, 33050, 42142, 42238.12, and 52055.650 of, to add Sections 18744.5, 19329, and 60227 to, to repeal Sections 426, 14044, 18745, and 42238.46 of, to repeal Article 8 (commencing with Section 18202) of Chapter 2 of, and Article 4.2 (commencing with Section 18733) of, and Article 4.5 (commencing with Section 18735) of, Chapter 4 of, Part 11 of, to repeal Chapter 4.5 (commencing with Section 18800) of Part 11 of, Chapter 17 (commencing with Section 53080) of Part 28 of, Chapter 6 (commencing with Section 60800) of Part 33 of, and Chapter 7 (commencing with Section 99300) of Part 65 of, and to repeal Part 8.5 (commencing with Section 13000) of, the Education Code, to amend Sections 3540.2 and 3547.5 of the Government Code, and to repeal Chapter 1.2 (commencing with Section 628 of Title 15 of Part 1 of the Penal Code, relating to school finance.

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

ASSEMBLY BILL NO. 1670—An act to amend Sections 60850 and 60852 of, and to add Sections 60860 and 60861 to, the Education Code, relating to the high school exit examination.

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

ASSEMBLY BILL NO. 1156—An act to amend Sections 3501, 3507, and 3509 of the Government Code, relating to employer-employee relations.

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

ASSEMBLY BILL NO. 1242—An act to amend Section 1920 of the Streets and Highways Code, relating to transportation.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 571—An act to amend Section 19605.73 of the Business and Professions Code, relating to horse racing.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 673—An act to amend Section 19540 of, and to add Sections 19411.1, 19411.2, and 19412.1 to, the Business and Professions Code, relating to horse racing.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 360—An act to amend Section 330b of the Penal Code, relating to gaming.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 658—An act to add Section 19613.9 to the Business and Professions Code, relating to horse racing.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1209—An act to amend Section 6254 of, and to amend and repeal Section 11126 of, the Government Code, relating to public agency security.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1414—An act to amend Section 337i of the Penal Code, relating to gaming.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1489—An act to amend Section 19549 of the Business and Professions Code, relating to horse racing.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1782—An act relating to emergency preparedness.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1076—An act to add Section 12976.5 to the Food and Agricultural Code, relating to pesticides.

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

ASSEMBLY BILL NO. 605—An act to amend Sections 1, 5, and 7 of Chapter 489 of the Statutes of 2001, relating to lands granted in trust to the City and County of San Francisco.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 901—An act to amend Section 48003 of the Public Resources Code, relating to solid waste.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 66—An act to amend Section 7270.5 of, and to add Sections 7275 and 7276 to, the Food and Agricultural Code, and to add Division 2.7 (commencing with Section 1970) to the Streets and Highways Code, relating to riparian habitat, and making an appropriation therefor.

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

ASSEMBLY BILL NO. 826—An act to add Article 12.5 (commencing with Section 25249.1) to Chapter 6.5 of Division 20 of the Health and Safety Code, relating to hazardous waste.

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

ASSEMBLY BILL NO. 1218—An act to amend Section 25299.57 of, and to add Article 6.5 (commencing with Section 25299.64) to Chapter 6.75 of Division 20 of, the Health and Safety Code, relating to underground storage tanks.

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

ASSEMBLY BILL NO. 1248—An act to add Section 13167.5 to the Water Code, relating to water.

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

ASSEMBLY BILL NO. 800—An act to amend Sections 1785.1, 1785.25, and 1785.31 of the Civil Code, relating to consumer credit.

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

ASSEMBLY BILL NO. 309—An act to amend Section 1632 of the Civil Code, relating to contracts.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 403—An act to amend Section 12104 of the Financial Code, relating to check sellers and proraters.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1239—An act to amend Section 33561 of the Financial Code, relating to payment instruments.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1265—An act to amend Sections 6738 and 8729 of the Business and Professions Code, and to amend Sections 16101, 16956, and 16959 of the Corporations Code, relating to engineering services.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1294—An act to add Section 1788.18 to the Civil Code, relating to debt collection.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1610—An act to amend Section 1785.20.3 of the Civil Code, relating to consumer credit.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1772—An act to amend Section 530.8 of the Penal Code, relating to identity theft.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY CONCURRENT RESOLUTION NO. 69—Relative to the San Jose State University Processed Food Institute.

Resolution read; amendments proposed by the Committee on Agriculture read and adopted; resolution ordered reprinted and to be placed upon the third reading file.

ASSEMBLY BILL NO. 178—An act relating to health services, and making an appropriation therefor.

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

ASSEMBLY BILL NO. 1409—An act to amend Section 35400 of the Vehicle Code, relating to vehicles.

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

ASSEMBLY BILL NO. 929—An act to add Chapter 10 (commencing with Section 898) to Division 1 of the Streets and Highways Code, relating to transportation.

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

ASSEMBLY BILL NO. 332—An act to amend Sections 21670, 21676, 21676.5, 21677, and 21678 of the Public Utilities Code, relating to airports.

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

ASSEMBLY BILL NO. 445—An act to add Article 6 (commencing with Section 4998.90) to Chapter 14 of Division 2 of the Business and Professions Code, relating to social workers.

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

ASSEMBLY BILL NO. 1247—An act to amend Section 25247 of the Health and Safety Code, relating to hazardous waste.

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

ASSEMBLY BILL NO. 1502—An act to add Chapter 7 (commencing with Section 37030) to Division 28 of the Public Resources Code, relating to conservation.

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

ASSEMBLY BILL NO. 544—An act to amend Section 7026 of the Business and Professions Code, relating to contractors.

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

ASSEMBLY BILL NO. 811—An act to add Section 12303.4 to the Welfare and Institutions Code, relating to in-home supportive services.

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

ASSEMBLY BILL NO. 1369—An act to add Section 1569.6 to the Health and Safety Code, relating to health facilities.

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

ASSEMBLY BILL NO. 1240—An act to amend Sections 1522, 1568.09, 1569.17, and 1596.871 of the Health and Safety Code, relating to care facilities.

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

RE-REFERENCE OF BILLS PURSUANT TO THE RULES

On advice of the Legislative Counsel, and pursuant to the provisions of Joint Rule 10.5, the following bill was ordered re-referred to the Committee on Appropriations:

Assembly Bill No. 831.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, May 7, 2003

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

Assembly Bill No. 1242

Assembly Bill No. 1782

Assembly Bill No. 360

Assembly Bill No. 605

Assembly Bill No. 658

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading.

Assembly Chamber, May 7, 2003

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

Assembly Bill No. 673

Assembly Bill No. 1772

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to the Consent Calendar.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 9 a.m., Thursday, May 8, 2003.

HERB J. WESSON, JR., Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON MAY 7, 2003

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

AB	RN	AB	RN
50	0311451	1218	0311690
66	0311714	1240	0311765
129	0310727	1247	0311827
178	0311538	1248	0311720
245	0311440	1331	0311453
259	0311437	1345	0311431
320	0310992	1369	0311663
332	0311803	1383	0311445
363	0311430	1409	0311735
445	0311566	1419	0311637
544	0311622	1427	0311688
611	0311166	1453	0311826
800	0311894	1502	0311768
811	0311515	1567	0311447
826	0311704	1640	0311686
869	0311745	1643	0311743
929	0311791	1670	0311625
941	0311473		
1076	0311696	ACR	RN
1102	0311439	69	0311775
1130	0311820		
1150	0311769	AJR	RN
1156	0311703	30	0311881
1198	0311499		

Daily Total:	43
Cumulative Total:	1538