

CALIFORNIA LEGISLATURE
2005-06 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, May 10, 2005

SIXTY-EIGHTH SESSION DAY

ONE HUNDRED FIFTY-SIXTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



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

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

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, May 10, 2005

The Assembly met at 7 a.m.

Hon. Keith Richman, Assembly Member, 38th District, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Neva Parker reading.

ROLL CALL

The following were placed upon the morning roll call—72:

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

Quorum present.

At 1:20 p.m., Hon. Audra Strickland, 37th District, presiding

REGULAR BUSINESS DISPENSED WITH

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

LEAVES OF ABSENCE FOR THE DAY

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

On legislative business: Assembly Members Chavez, Houston, Pavley, Ridley-Thomas, and Wyland.

On personal business, and waiving per diem: Assembly Member Liu.

Because of illness: Assembly Members Gordon and Koretz.

EXPLANATIONS OF ABSENCE

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

May 5, 2005

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

Dear Speaker Núñez: I respectfully request permission to be excused from check-in session on Tuesday, May 10, 2005, to tend to legislative business.

I thank you in advance for your favorable consideration. Should you have any questions whatsoever, please do not hesitate to contact me.

Sincerely,

ED CHAVEZ, Assembly Member
Fifty-seventh District

May 5, 2005

The Honorable Fabian Núñez
Speaker, California State Assembly
State Capitol
Sacramento, California

Dear Mr. Speaker: I respectfully request to be excused from Check-in Session on Tuesday, May 10, 2005 due to a district meeting.

If you have any questions, please contact Anne Volz in my office at 319-2015. Thank you for your consideration of this request.

Sincerely,

GUY S. HOUSTON, Assembly Member
Fifteenth District

May 9, 2005

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

Dear Mr. Speaker: I respectfully request permission to be excused from Check-In Session on May 10, 2005 due to legislative business in my district.

Thank you for your assistance. Please contact my office should any questions arise.

Sincerely,

FRAN PAVLEY, Assembly Member
Forty-first District

May 6, 2005

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

Dear Mr. Speaker: I write to request to be excused from check-in Session on Tuesday, May 10, 2005. I have Legislative commitments in my District.

Thank you for your assistance in this matter. If you have questions or need more information, please do not hesitate to contact me or to have your designated staff person contact Bobbie Sardo at (916) 319-2048.

With hope,

MARK RIDLEY-THOMAS, Assembly Member
Forty-eighth District

May 4, 2005

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

Dear Mr. Speaker: I am respectfully requesting permission to be excused from Check-In Session on Tuesday, May 10, 2005, due to legislative business.

Thank you for your prompt attention to this request.

Sincerely,

MARK WYLAND, Assembly Member
Seventy-fourth District

COMMUNICATIONS

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

May 10, 2005

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

Dear Dotson: This is to advise you that I have appointed Assemblymember Gene Mullin to replace Assemblymember Mike Gordon on the Assembly Appropriations Committee for the Wednesday, May 11 hearing only.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

May 10, 2005

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

Dear Dotson: This is to advise you that I have changed the name of the Select Committee on Gun Violence to the Select Committee on Gun Violence Prevention. I have also appointed the following members to the Committee:

- Assemblymember Karen Bass
- Assemblymember Noreen Evans
- Assemblymember Jackie Goldberg
- Assemblymember Dave Jones
- Assemblymember Johan Klehs
- Assemblymember Tim Leslie
- Assemblymember Pedro Nava
- Assemblymember Mark Ridley-Thomas
- Assemblymember Mimi Walters

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

May 10, 2005

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

RE: Appointment of Audra Strickland to Milton Marks “Little Hoover” Commission on California State Government Organization and Economy

Dear Mr. Wilson: Please be advised I have appointed Assemblymember Audra Strickland to the Milton Marks “Little Hoover” Commission on California State Government Organization and Economy. This is a pleasure appointment starting May 10, 2005.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

May 10, 2005

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

RE: Appointment of Pedro Nava
to Milton Marks "Little Hoover" Commission on
California State Government Organization and Economy

Dear Mr. Wilson: Please be advised I have appointed
Assemblymember Pedro Nava to the Milton Marks "Little Hoover"
Commission on California State Government Organization and
Economy for meetings held in the month of May, 2005.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, May 10, 2005

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

Assembly Bill No. 102	Assembly Bill No. 1012
Assembly Bill No. 584	Assembly Bill No. 1071
Assembly Bill No. 599	Assembly Bill No. 1116
Assembly Bill No. 657	Assembly Bill No. 1143
Assembly Bill No. 671	Assembly Bill No. 1457
Assembly Bill No. 909	Assembly Bill No. 1533
Assembly Bill No. 999	Assembly Bill No. 1711

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered returned to second reading file.

Assembly Chamber, May 10, 2005

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

Assembly Bill No. 304

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered to third reading.

Assembly Chamber, May 10, 2005

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

Assembly Bill No. 283	Assembly Bill No. 1580
Assembly Bill No. 550	Assembly Bill No. 1632
Assembly Bill No. 1028	

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, May 10, 2005

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

Assembly Constitutional Amendment No. 4

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

Assembly Chamber, May 10, 2005

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

Assembly Concurrent Resolution No. 58

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

Assembly Chamber, May 10, 2005

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

Assembly Bill No. 521

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

AUTHORIZATION TO INTRODUCE BILLS PURSUANT TO JOINT RULE 54

Pursuant to the provisions of Joint Rule 54, the following communication was presented permitting the introduction of an Assembly bill:

Dear Mr. Clerk: Pursuant to the provisions of Joint Rule 54, I hereby authorize Assembly Member Canciamilla to introduce a bill relating to Homeland Security. Request No. 0513461.

FABIAN NUÑEZ

Speaker of the Assembly

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bill was introduced and read the first time:

ASSEMBLY BILL NO. 1775—Canciamilla. An act to amend Section 6254 of the Government Code, relating to public records, and declaring the urgency thereof, to take effect immediately.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY JOINT RESOLUTION NO. 23—Klehs (Principal coauthors: Chu, Liu, Nakanishi, and Torrico) (Coauthors: Baca, Bermudez, Cohn, Jones, Laird, Maze, and McCarthy) (Coauthors: Senators Bowen, Cox, Ducheny, and Machado). Relative to Japanese internment.

AUTHOR'S AMENDMENTS

Committee on Revenue and Taxation

May 10, 2005

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

Assembly Bill No. 548

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

KLEHS, Chair

ASSEMBLY BILL NO. 548—An act to add and repeal Section 6397 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 Revenue and Taxation

May 10, 2005

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:
Assembly Bill No. 1375

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

KLEHS, Chair

ASSEMBLY BILL NO. 1375—An act to add Section 23184 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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

AUTHOR'S AMENDMENTS
Committee on Appropriations

May 10, 2005

Mr. Speaker: The Chair of your Committee on Appropriations reports:
Assembly Bill No. 617
Assembly Bill No. 717

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

CHU, Chair

ASSEMBLY BILL NO. 617—An act to add Section 1596.8525 to the Health and Safety Code, relating to child day care.

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. 717—An act to add Section 1254.3 to the Health and Safety Code, relating to health facilities, and declaring the urgency thereof, to take effect immediately.

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

AUTHOR'S AMENDMENTS
Committee on Appropriations

May 10, 2005

Mr. Speaker: The Chair of your Committee on Appropriations reports:
Assembly Bill No. 927
Assembly Bill No. 1420

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

CHU, Chair

ASSEMBLY BILL NO. 927—An act to amend Sections 8208, 8235, 8236, 8237, and 8263 of, to amend the heading of Article 7 (commencing with Section 8235) of Chapter 2 of Part 6 of, and to add Article 7.5 (commencing with Section 8237.1) to Chapter 2 of Part 6 of, the Education Code, relating to early education, and declaring the urgency thereof, to take effect immediately.

Bill read second time; 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. 1420—An act to add Section 35735.5 to the Education Code, relating to education finance.

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

REPORTS OF STANDING COMMITTEES

Committee on Health

Date of Hearing: May 3, 2005

Mr. Speaker: Your Committee on Health reports:

Assembly Bill No. 1075

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

CHAN, Chair

Above bill ordered to second reading.

Committee on Public Employees, Retirement and Social Security

Date of Hearing: May 4, 2005

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

Assembly Bill No. 1772

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

TORRICO, Chair

Above bill ordered to second reading.

Committee on Local Government

Date of Hearing: May 4, 2005

Mr. Speaker: Your Committee on Local Government reports:

Assembly Bill No. 259

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

SALINAS, Chair

Above bill ordered to second reading.

Committee on Elections and Redistricting

Date of Hearing: May 3, 2005

Mr. Speaker: Your Committee on Elections and Redistricting reports:

Assembly Bill No. 738

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

UMBERG, Chair

Above bill ordered to second reading.

Committee on Judiciary

Date of Hearing: May 3, 2005

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 112

Assembly Bill No. 1622

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

JONES, Chair

Above bills ordered to second reading.

Committee on Education

Date of Hearing: May 4, 2005

Mr. Speaker: Your Committee on Education reports:

Assembly Bill No. 569

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.

GOLDBERG, Chair

Above bill ordered to second reading.

Date of Hearing: May 4, 2005

Mr. Speaker: Your Committee on Education reports:

Assembly Bill No. 829

Assembly Bill No. 1662

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.

Committee on Local Government

Date of Hearing: May 4, 2005

Mr. Speaker: Your Committee on Local Government reports:

Assembly Bill No. 1314

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

SALINAS, Chair

Above bill ordered to second reading.

Committee on Education

Date of Hearing: May 4, 2005

Mr. Speaker: Your Committee on Education reports:

Assembly Bill No. 835

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.

GOLDBERG, Chair

Above bill ordered to second reading.

Date of Hearing: May 4, 2005

Mr. Speaker: Your Committee on Education reports:

Assembly Bill No. 1642

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 Health

Date of Hearing: May 3, 2005

Mr. Speaker: Your Committee on Health reports:

Assembly Bill No. 1131

Assembly Bill No. 1155

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

CHAN, Chair

Above bills ordered to second reading.

Committee on Labor and Employment

Date of Hearing: May 4, 2005

Mr. Speaker: Your Committee on Labor and Employment reports:

Assembly Joint Resolution No. 20

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

KORETZ, Chair

Above resolution ordered to second reading.

Date of Hearing: May 4, 2005

Mr. Speaker: Your Committee on Labor and Employment reports:

Assembly Bill No. 1310

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

KORETZ, Chair

Above bill ordered to second reading.

Committee on Revenue and Taxation

Date of Hearing: May 9, 2005

Mr. Speaker: Your Committee on Revenue and Taxation reports:

Assembly Bill No. 722

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

KLEHS, Chair

Above bill re-referred to the Committee on Appropriations.

Committee on Education

Date of Hearing: May 4, 2005

Mr. Speaker: Your Committee on Education reports:

Assembly Bill No. 1095

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

GOLDBERG, Chair

Above bill ordered to second reading.

Committee on Judiciary

Date of Hearing: May 3, 2005

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 415

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.

JONES, Chair

Above bill ordered to second reading.

Committee on Housing and Community Development

Date of Hearing: May 4, 2005

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

Assembly Bill No. 1574

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

MULLIN, Chair

Above bill ordered to second reading.

Committee on Judiciary

Date of Hearing: May 3, 2005

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 1529

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

JONES, Chair

Above bill ordered to second reading.

Date of Hearing: May 10, 2005

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Concurrent 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.

JONES, Chair

Above resolution ordered to the Consent Calendar.

Committee on Public Safety

Date of Hearing: May 3, 2005

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 570

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

LENO, Chair

Above bill ordered to second reading.

Committee on Public Employees, Retirement and Social Security

Date of Hearing: May 4, 2005

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

Assembly Bill No. 719

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

TORRICO, 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. 1071, 657, 671, 1533, 1116, 1012, 599, and 1711, ordered to third reading;

(NOTE: Later this day Assembly Bills Nos. 1012 and 599 were re-referred to the Committee on Appropriations.)

Assembly Bills Nos. 102, 584, 1143, 909, 1457, and 999, ordered to the Consent Calendar.**SECOND READING OF ASSEMBLY BILLS****ASSEMBLY BILL NO. 36**—An act to amend Section 35570 of the Education Code, relating to school districts.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1741—An act to add Section 2188.5 to the Elections Code, relating to voter information.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 499—An act to add and repeal Section 2002.3 of the Public Contract Code, relating to public contracts.

Bill read second time; amendments proposed by the Committee on Jobs, Economic Development, and the Economy read and adopted; bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 765—An act to amend Section 14035.55 of the Government Code, relating to transportation.

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. 1304—An act to amend Section 4406 of the Commercial Code, relating to commercial law.

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, and to be placed upon the Consent Calendar.

ASSEMBLY BILL NO. 333—An act to amend Section 25009 of the Business and Professions Code, to amend Sections 94, 1005, 1283, 1985.6, 1991.2, 2025.330, 2032.510, 2032.530, 2035.010, 2035.030, 2035.050, and 2035.060 of, and to amend the heading of Chapter 12 (commencing with Section 2029.010) of Title 4 of Part 4 of, the Code of Civil Procedure, to amend Section 44944 of the Education Code, to amend Section 1560 of the Evidence Code, to amend Sections 12963.3, 12972, and 68097.6 of the Government Code, to amend Section 1424.1 of the Health and Safety Code, to amend Section 11580.2 of the Insurance Code, and to amend Section 1524 of the Penal Code, relating to civil discovery.

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

ASSEMBLY BILL NO. 733—An act to amend Section 43.92 of the Civil Code, relating to personal rights.

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

ASSEMBLY BILL NO. 1062—An act to amend Section 24173 of, and to add Section 24172.5 to, the Health and Safety Code, relating to public health.

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

ASSEMBLY BILL NO. 1700—An act to add Section 188 to the Code of Civil Procedure, relating to secrecy agreements.

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

ASSEMBLY BILL NO. 1739—An act to add Section 68511.4 to the Government Code, relating to access to legal services.

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

ASSEMBLY CONCURRENT RESOLUTION NO. 56—Relative to the California State University.

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

ASSEMBLY BILL NO. 768—An act to add Section 54.9 to the Civil Code, relating to touch-screen devices.

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. 1664—An act to add Sections 23 and 24 to the Financial Code, and to amend Section 7480 of the Government Code, relating to elder abuse reporting.

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. 1244—An act to amend Sections 79401, 79402, 79403.5, 79412, 79415, 79420, 79421, 79440, 79450, 79452 and 79460 of, to amend and repeal Sections 79420, 79423, 79453, and 79455, of, to add Sections 79472 and 79473 to, to repeal Sections 79406 and 79422 of, and to repeal Chapter 3 (commencing with Section 79475) of Division 26.4 of, the Water Code, relating to water, and declaring the urgency thereof, to take effect immediately.

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

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

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. 953—An act to amend Sections 52055.55, 52055.57, and 52059 of the Education Code, relating to public school accountability.

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. 1219—An act to amend Sections 37618, 37670, and 39800 of the Education Code, relating to public education.

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

ASSEMBLY BILL NO. 1548—An act to add Sections 60063 and 60064 to the Education Code, relating to instructional materials.

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

ASSEMBLY BILL NO. 707—An act to add Section 49605 to the Education Code, relating to pupil counseling.

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

ASSEMBLY BILL NO. 1770—An act to amend Section 28001 of the Education Code, relating to state teachers' retirement, and declaring the urgency thereof, to take effect immediately.

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. 1316—An act to add Section 129772 to, and to add and repeal Section 129771 of, the Health and Safety Code, relating to health facilities, and declaring the urgency thereof, to take effect immediately.

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.

RE-REFERENCE OF BILLS PURSUANT TO THE RULES

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

Assembly Bills Nos. 1012 and 599.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 7 a.m., Wednesday, May 11, 2005.

FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON MAY 10, 2005**

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

AB RN

333	0513393
499	0513506
548	0513588
617	0513407
707	0513522
717	0513554
733	0513390
765	0513487
768	0513344
875	0513402
927	0513592
953	0513525
1062	0513403
1219	0513530
1244	0513511
1304	0513349
1316	0513528
1375	0513342
1420	0513662
1548	0513502
1664	0513351
1700	0513394
1739	0513396
1770	0513469

ACR RN

56	0513425
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Daily Total:	25
Cumulative Total:	1538