

CALIFORNIA LEGISLATURE
2007-08 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, May 12, 2008

**ONE HUNDRED EIGHTY-SEVENTH SESSION DAY
FIVE HUNDRED TWENTY-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
Monday, May 12, 2008

The Assembly met at 9:41 a.m.
Hon. Sally J. Lieber, Speaker pro Tempore of the Assembly,
presiding.
Chief Clerk E. Dotson Wilson at the Desk.
Assistant Clerk Elizabeth Potter reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

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

Quorum Present

At 10 a.m., Speaker pro Tempore Lieber declared a quorum of the
Assembly present.

The roll call was completed, and the following answered to their
names—77:

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

PRAYER

Upon invitation of Speaker pro Tempore Lieber, the following prayer was offered by Hon. Alberto Torrico, Assembly Member, District 20:

Let us pray.

The Book of Proverbs tells us:

“Where there is no vision, the People perish.”

As we gather this morning to begin another week of the people’s business, in this the people’s house, we ask that you grant each legislator the wisdom to lead our great state, and the humility to discern your will.

As we honor Asian Americans from throughout California this morning, we thank you for their vision, contributions and service on behalf of others.

As California’s elected leaders gather this morning to seek your guidance, compassion and vision, we pray that California’s vision be a shared vision for all of our residents.

And we pray that California’s vision leaves no one behind and gives each Californian the opportunity to fulfill the potential you have bestowed upon each of us.

We ask that you bring stability and prosperity to our state’s businesses. We ask that you bless the hands of the workers, and those in power above them that the measure they deal will be tempered with justice and compassion

We ask that you provide support for all of the organizations that are serving our community’s poor, elderly, homeless, disabled and afflicted.

And finally Lord we pray that you:

Bless the hands of the people of the earth

The hands that carry the burden of life

And we ask that you Bless this great state of ours and especially today’s honorees.

All of these things, we pray in the Name of Jesus and in your blessed and Holy Name, Lord.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Lieber, Assembly Member Nakanishi 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 De León, seconded by Assembly Member Emmerson.

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 Houston.

Because of illness: Assembly Members Runner and Soto.

EXPLANATIONS OF ABSENCE

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

May 12, 2008

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

Dear Mr. Speaker: I respectfully request to be excused from Floor Session on Monday, May 12, 2008, due to legislative business.

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

Sincerely,

GUY S. HOUSTON, Assembly Member
Fifteenth District

COMMUNICATIONS

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

May 9, 2008

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

RE: Appointment of Jack Buckhorn
to California Health Facilities Financing Authority

Dear Mr. Wilson: Please be advised I have appointed Mr. Jack Buckhorn to the California Health Facilities Financing Authority. This is a term appointment starting May 9, 2008 and the expiration date is March 31, 2010. Mr. Buckhorn will be replacing Mr. Greg Campbell.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

May 9, 2008

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

RE: Appointment of Jerry Kalmar
to State Compensation Insurance Fund, Board of Directors

Dear Mr. Wilson: Please be advised I have appointed Mr. Jerry Kalmar to the State Compensation Insurance Fund, Board of Directors. This is a pleasure appointment starting May 9, 2008. Mr. Kalmar will be replacing Mr. Jay Hansen.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

May 12, 2008

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

Dear Dotson: Please be advised that I have appointed Assemblymember Martin Garrick to replace Assemblymember George Plescia on the Assembly Revenue and Taxation Committee for today's hearing only.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

SPECIAL COMMITTEE MEETINGS

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

Governmental Organization, on Thursday, May 15, 2008, upon adjournment of Floor Session in Room 437.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, May 12, 2008

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

Assembly Bill No. 1944
Assembly Bill No. 2857

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading file.

Assembly Chamber, May 12, 2008

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

Assembly Concurrent Resolution No. 127

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered on file.

Assembly Chamber, May 12, 2008

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

Assembly Bill No. 1778
Assembly Bill No. 2224
Assembly Bill No. 2362
Assembly Bill No. 2508
Assembly Bill No. 2670
Assembly Bill No. 2679

Assembly Bill No. 2863
Assembly Bill No. 2914
Assembly Bill No. 2950
Assembly Bill No. 2988
Assembly Bill No. 3011

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, May 12, 2008

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

Assembly Concurrent Resolution No. 91

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

BILLS RETURNED TO THIRD READING FILE

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

Senate Bill No. 29, on request of Assembly Member Bass.

RE-REFERENCE OF BILLS

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

Senate Bill No. 607 from the Committee on Veterans Affairs, to the Committee on Rules;

Senate Bill No. 1233 from the Committee on Judiciary, to the Committee on Rules.

BILLS WITHDRAWN FROM COMMITTEE AND PLACED ON FILE

Assembly Member De León was granted unanimous consent that Assembly Bills Nos. 2180 and 2950 be withdrawn from the Committee on Appropriations and placed on the second reading file.

JOINT RULE 62(a) WAIVED

Assembly Member De León was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 813 and Senate Bill No. 1159 for hearing in the Committee on Governmental Organization on Thursday, May 15, 2008.

BILLS RETURNED TO CONSENT CALENDAR

Assembly Member De León was granted unanimous consent to return Assembly Bill No. 2932 to the First Day Consent Calendar.

ASSEMBLY RULE 118 SUSPENDED—PRIVILEGES OF THE FLOOR

Assembly Member Lieu was granted unanimous consent that Assembly Rule 118 be suspended granting the privileges of the Floor and permitting guests in the Assembly Chamber, participating in the Asian Pacific Islander Heritage Month Ceremony.

REQUEST FOR PHOTOGRAPHER

Assembly Member Lieu was granted unanimous consent that a photographer be permitted on the Floor of the Assembly.

**CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 135
BY UNANIMOUS CONSENT**

Assembly Member Tran was granted unanimous consent to take up Assembly Concurrent Resolution No. 135 out of order, for purpose of consideration.

ASSEMBLY CONCURRENT RESOLUTION NO. 135 (Tran)—Relative to Asian and Pacific Islander American Heritage Month.

Resolution read.

**Members Made Coauthors of
Assembly Concurrent Resolution No. 135**

Assembly Member Tran was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Assembly Concurrent Resolution No. 135.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Adams, Aghazarian, Anderson, Arambula, Bass, Beall, Benoit, Berg, Berryhill, Blakeslee, Brownley, Caballero, Carter, Cook, Coto, Davis, De La Torre, De León, DeSaulnier, DeVore, Dymally, Emmerson, Feuer, Fuentes, Gaines, Garcia, Garrick, Hancock, Hernandez, Huff, Huffman, Jones, Karnette, Keene, Krekorian, La Malfa, Laird, Leno, Levine, Lieber, Maze, Mendoza, Mullin, Nava, Niello, Núñez, Parra, Plescia, Portantino, Price, Ruskin, Salas, Saldaña, Silva, Smyth, Solorio, Strickland, Swanson, Villines, Walters, and Wolk.

Request for Unanimous Consent

Assembly Member Tran was granted unanimous consent to take up Assembly Concurrent Resolution No. 135, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Concurrent Resolution No. 135, as Amended

ASSEMBLY CONCURRENT RESOLUTION NO. 135—Relative to Asian and Pacific Islander American Heritage Month.

Resolution read, as amended, and adopted.

Resolution ordered printed, and transmitted to the Senate.

At 10:29 a.m., Acting Speaker Fiona Ma, 12th District, presiding

**RECESS FOR
ASIAN PACIFIC ISLANDER HERITAGE AWARDS CEREMONY**

By unanimous consent at 10:30 a.m., Acting Speaker Fiona Ma declared the Assembly recessed to permit the introduction of special guests in celebration of Asian Pacific Islander Heritage Month.

Acting Speaker Ma introduced the following special guest participating in today's ceremony: Hon. Betty Yee, Board of Equalization Member and Chair, District 1.

The following honorees were introduced and escorted to the front of the Assembly Chamber, whereupon they were greeted by Assembly Members Lieu and Nakanishi, Co-Chairs of the Asian Pacific Islander Legislative Caucus and presented with a resolution:

George Kee Cheung, introduced by Assembly Member Eng, and escorted by Assembly Members Bass and Laird; Dr. Parampal Gill, introduced by Assembly Member Horton, and escorted by Assembly Members Aghazarian and Galgiani; Pervaiz Lodhie, introduced by Assembly Member Tran, and escorted by Assembly Members Portantino and Salas; Lillian Nakano, introduced by Assembly Member Torrico, and escorted by Assembly Members Beall and Ruskin; June V. Pouesi, introduced by Assembly Member Furutani, and escorted by Assembly Members Davis and Mendoza; and Joey Quinto, introduced by Assembly Member Hayashi, and escorted by Assembly Members Karnette and Huff.

Special Recognition

The Members of the Asian Pacific Islander Legislative Caucus joined Assembly Member Lieu in extending special thanks to Assembly Members Horton and Nakanishi in recognition of their hard work and contributions to the Asian Pacific Islander Joint Legislative Caucus. Special appreciation was extended to Assembly Member Nakanishi for being the caucus's co-chair for the past three years.

At 10:53 a.m., Speaker pro Tempore Sally Lieber, 22nd District, presiding

By unanimous consent, at 10:57 a.m., Speaker pro Tempore Lieber declared the Assembly recessed to permit the introduction of special guests.

Assembly Members Bass, Swanson, and Coto introduced and presented a resolution to McClymonds High School Basketball Team members: Emmanuel Johnson, Damario Sims, Darrell Oliver, Quincy Hill, William Cherry, Allen Carroll, Aaron Jones, Damon Powell, Berry Bell, Frank Otis, Christopher Hackson, Solomon Wiseman, and Ashytin Lowe. The team was joined by school principal: Mrs. Yetunda Reeves; head coach: Dwight Nathaniel; assistant coaches: Brandon Brooks, Bryant Stanley, Eric Holloway, Elijah Thomas, Arthur York, Maurice Horton, Darren Vance, and Jamie Bryant; and athletic director: Anthony McNeal.

RECONVENED

At 11:01 a.m., the Assembly reconvened.

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

RECESS

By unanimous consent, at 11:02 a.m., Speaker pro Tempore Lieber declared the Assembly recessed.

RECONVENED

At 11:06 a.m., the Assembly reconvened.

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

**CONSIDERATION OF DAILY FILE
SECOND READING OF ASSEMBLY BILLS**

ASSEMBLY BILL NO. 1780—An act to amend Sections 5777 and 5778 of, and to add Section 5782 to, the Welfare and Institutions Code, relating to Medi-Cal mental health services.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1820—An act to amend Sections 15201 and 15202 of the Government Code, relating to counties.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1845—An act to amend and repeal Sections 190, 191, 2104.1, and 2107.6 of, to add and repeal Section 2462 of, and to repeal Chapter 10 (commencing with Section 2450) of Division 3 of, the Streets and Highways Code, relating to transportation.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1876—An act to amend Section 69921 of, to add Section 69924 to, and to repeal and add Section 69926 of, the Government Code, relating to the courts.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1927—An act to amend Sections 2843 and 2881.1 of, to add and repeal Sections 2841, 2847, 4501, and 4503 of, and to repeal and add Section 4511.2 of, the Business and Professions Code, relating to nursing.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1946—An act to amend Section 338.1 of the Code of Civil Procedure, and to amend Sections 13223, 13350, 13361, 13385, and 13386 of the Water Code, relating to environmental enforcement.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2002—An act to amend Sections 1775 and 1776 of the Labor Code, relating to public works.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2095—An act to amend Section 12011.5 of the Government Code, relating to judicial appointments.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2267—An act to amend Sections 25008, 25620, and 25620.5 of, and to add Section 25102.5 to, the Public Resources Code, and to amend Section 379.6 of the Public Utilities Code, relating to California-based entities.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2357—An act to add Section 68514 to the Government Code, relating to courts.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2368—An act to amend Sections 11155 and 11155.1 of the Welfare and Institutions Code, relating to public social services.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2398—An act to amend Section 2417 of the Business and Professions Code, relating to the practice of medicine.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2411—An act to amend Sections 5097 and 5151 of the Revenue and Taxation Code, relating to taxation.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2426—An act to amend Section 25620 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2514—An act to amend Section 7050.5 of, and to add Section 7053.5 to, the Health and Safety Code, relating to human remains.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2532—An act to amend Section 7072 of, to add Section 7079 to, and to repeal and add Section 7074 of, the Fish and Game Code, relating to fisheries.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2537—An act to amend Section 1720.4 of the Labor Code, relating to public works.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2586—An act to amend Sections 789.3, 1950.5, and 1962 of, and to add Sections 1942.2 and 2924.9 to, the Civil Code, to amend Section 1161a of, and to add Section 1161b to, the Code of Civil Procedure, and to amend Sections 777.1, 10009.1, 12822.1, and 16481.1 of, and to repeal Sections 777, 10009, 12822, and 16481 of, the Public Utilities Code, relating to residential tenancies.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2589—An act to add Section 1367.08 to the Health and Safety Code, and to add Section 10604.5 to the Insurance Code, relating to health care.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2607—An act to add and repeal Section 87500.1 of the Government Code, relating to the Political Reform Act of 1974.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2639—An act to amend Sections 32280, 32281, 32282, and 32288 of the Education Code, relating to school safety.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2740—An act to add Section 2938.1 to the Civil Code, relating to mortgages.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2755—An act to add Section 19011.5 to the Revenue and Taxation Code, relating to taxation.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2781—An act to amend Section 290.46 of the Penal Code, relating to sex offenses.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2893—An act to amend Sections 23800 and 23801 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2898—An act to amend Sections 27491.4 and 27491.45 of, and to add Section 27491.8 to, the Government Code, relating to coroners.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2925—An act to amend Sections 17980 and 17991 of, and to add Section 17994 to, the Health and Safety Code, relating to housing.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2973—An act to amend Section 244.5 of, and to add Chapter 4.5 (commencing with Section 12430) to Title 2 of Part 4 of, the Penal Code, relating to stun guns.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 3016—An act to amend Sections 18705, 18707, 18708, and 18709 of the Revenue and Taxation Code, relating to taxation.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 3063—An act to amend Section 432.7 of the Labor Code, relating to employment.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 3078—An act to amend Sections 18535, 18536, 18662, 18668, 21004, and 21006 of, and to add Section 19311.5 to, the Revenue and Taxation Code, relating to taxation.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1959—An act to amend Section 2781 of the Revenue and Taxation Code, relating to taxation, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2016—An act to amend Section 65400, 65583, 65583.2, 65584.04, 65584.05, 65588, and 66427.1 of, and to amend and renumber Sections 66452.8, 66452.9, 66452.11, and 66452.12 of, the Government Code, and to amend Sections 18897, 18897.2, 18897.4, 18897.6, 18897.7, 50675.14, and 50802 of, and to amend and renumber the heading of Part 2.3 (commencing with Section 18897) of Division 13 of, the Health and Safety Code, relating to housing.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2103—An act to amend Section 19605.75 of the Business and Professions Code, relating to horse racing.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2181—An act to amend Sections 139.47 and 3761 of the Labor Code, relating to workers' compensation.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2205—An act to add Section 19531.2 to the Business and Professions Code, relating to horse racing.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2266—An act to add Section 23826.10 to the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2310—An act to amend Section 391 of the Welfare and Institutions Code, relating to dependent children.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2401—An act to amend Sections 4760 and 40220 of the Vehicle Code, relating to vehicles.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2569—An act to amend Section 1380 of the Health and Safety Code, relating to health care service plans.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2599—An act to amend Sections 124977, 124991, and 125002 of the Health and Safety Code, relating to public health.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2609—An act to amend Section 594 of the Penal Code, relating to vandalism.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2777—An act to add Chapter 5 (commencing with Section 900) to Division 1 of the Public Resources Code, relating to public lands.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2963—An act to amend Section 1963.7 of, to amend, renumber, and add Section 1963.8 of, and to add Section 1963.9 to the Streets and Highways Code, relating to neighborhood electric vehicles.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 3055—An act to amend Sections 1063.1, 1063.2, and 1063.75 of the Insurance Code, relating to insurance.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2309—An act to add Chapter 6.1 (commencing with Section 2790.1) to Part 2 of Division 1 of the Public Utilities Code, relating to energy conservation.

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. 2339—An act to add Section 5272.1 to the Business and Professions Code, relating to outdoor advertising.

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.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, May 12, 2008

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

Assembly Bill No. 2368

Assembly Bill No. 2537

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading file.

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. 2904, on request of Assembly Member Blakeslee.

CONSIDERATION OF CONSENT CALENDAR

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

Consent Calendar—Assembly Bill

ASSEMBLY BILL NO. 2796 (Nava)—An act relating to emergency services.

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 bill on the Consent Calendar passed, by the following vote:

AYES—77

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

NOES—None

ANNOUNCEMENTS

Speaker pro Tempore Lieber announced the following session schedule:

Tuesday, Floor Session, Noon.

ADJOURN IN MEMORY

Assembly Member Galgiani was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Howard Bennett, of Stockton.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Berg was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of (Lula) Juanita Larson, of Eureka.

Assembly Member Smyth was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Jean C. Seratti, of Northridge.

SPECIAL RECOGNITION

The Members of the Assembly joined Assembly Member Mullin in extending best wishes to Assembly Members Dymally and Wolk on the occasion of their birthdays.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Lieu announced that the Committee on Rules would meet today, upon adjournment of Floor Session, in the Tom Bane Rules Committee Room.

**CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS
MOTION TO RECONSIDER BILLS CONTINUED**

By unanimous consent, the motion to reconsider the vote on Senate Bill No. 110 and Assembly Constitutional Amendment No. 8 were continued until the next legislative day.

VOTE ADDS

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

Assembly Concurrent Resolution No. 135, Coauthors: Anderson, Benoit, Emmerson, Hancock, Keene, Maze, Villines, and Walters—Aye.

Consent Calendar: Anderson—Aye.

MOTION TO ADJOURN

At 11:12 a.m., Assembly Member De León moved that the Assembly do now adjourn.

Assembly Member Blakeslee seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 11:12 a.m., Speaker pro Tempore Lieber declared the quorum call of the Assembly dispensed with.

RESOLUTIONS

The following resolution was offered:

HOUSE RESOLUTION NO. 30—Duvall. Relative to California Truck Driver Appreciation Week.

REFERENCE OF BILLS TO COMMITTEE

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

Assembly Concurrent

| <i>Resolution No.</i> | <i>Committee</i> |
|-----------------------|------------------|
| 136 ----- | Rls. |
| 137 ----- | Health |
| 138 ----- | Rls. |

Senate

| <i>Bill No.</i> | <i>Committee</i> |
|-------------------|------------------|
| 1126 ----- | Pub. S. |
| 1141 ----- | Health |
| 1186 ----- | Ed. |
| 1230 ----- | E.S. & T.M. |
| 1302 ----- | Pub. S. |
| 1376 ----- | P.E.,R. & S.S. |
| 1436 ----- | W.,P. & W. |
| 1509 ----- | Pub. S. |
| 1524 ----- | Ed. |
| 1677 ----- | Ed. |

Senate Concurrent

Resolution No.

Committee

| | |
|------------------|------------|
| 85 ----- | W.,P. & W. |
| 102 ----- | L. & E. |
| 111 ----- | Rls. |
| 114 ----- | Rls. |

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, May 12, 2008

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

- Assembly Concurrent Resolution No. 104
- Assembly Concurrent Resolution No. 111
- Assembly Concurrent Resolution No. 121
- Assembly Concurrent Resolution No. 124
- Assembly Concurrent Resolution No. 130

And reports the same correctly enrolled, and presented to the Secretary of State on the 12th day of May, 2008, at 2:30 p.m.

E. DOTSON WILSON, Chief Clerk

**AUTHOR'S AMENDMENTS
Committee on Public Safety**

May 12, 2008

Mr. Speaker: The Chair of your Committee on Public Safety reports:
Senate Bill No. 1169

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

SOLORIO, Chair

SENATE BILL NO. 1169—An act to amend Section 4011.10 of the Penal Code, relating to inmates.

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 12, 2008

Mr. Speaker: The Chair of your Committee on Appropriations reports:
Senate Bill No. 242

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

LENO, Chair

SENATE BILL NO. 242—An act relating to the payment of claims against the state, making an appropriation therefor, 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 12, 2008

Mr. Speaker: The Chair of your Committee on Appropriations reports:
Assembly Bill No. 2810
Assembly Bill No. 2949

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

LENO, Chair

ASSEMBLY BILL NO. 2810—An act to amend Section 6254 of the Government Code, and to amend Section 293 of, and to amend and renumber and add Section 236.2 of, the Penal Code, relating to human trafficking.

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. 2949—An act to amend Sections 1815, 1816, and 1981 of the Civil Code, relating to involuntary deposits.

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 Education

May 12, 2008

Mr. Speaker: The Chair of your Committee on Education reports:
Senate Bill No. 960

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

MULLIN, Chair

SENATE BILL NO. 960—An act to amend Sections 99230, 99231, 99232, 99233, 99234, 99235, 99237, 99237.5, and 99240 of, and to amend the heading of Article 3 (commencing with Section 99230) of Chapter 5 of Part 65 of Division 14 of Title 3 of, the Education Code, relating to teachers.

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 Housing and Community Development

May 12, 2008

Mr. Speaker: The Chair of your Committee on Housing and Community Development reports:

Senate Bill No. 1107

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

SALDAÑA, Chair

SENATE BILL NO. 1107—An act to amend Sections 798.34 and 799.9 of, and to add Sections 798.29.6 and 799.11 to, the Civil Code, relating to mobilehome parks.

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 Transportation

May 12, 2008

Mr. Speaker: The Chair of your Committee on Transportation reports:
Senate Bill No. 445

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

DE SAULNIER, Chair

SENATE BILL NO. 445—An act to add Article 7 (commencing with Section 9820) to Chapter 6 of Division 3 of the Vehicle Code, relating to transportation.

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

REPORTS OF STANDING COMMITTEES

Committee on Appropriations

Date of Hearing: May 7, 2008

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 2370

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

LENO, Chair

Above bill ordered to second reading.

Committee on Rules

Date of Hearing: May 8, 2008

Mr. Speaker: Your Committee on Rules reports:

House Resolution No. 20

With the recommendation: Be adopted.

LIEU, Chair

Above resolution ordered to third reading.

Date of Hearing: May 12, 2008

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 108

With the recommendation: Be adopted.

LIEU, Chair

Above resolution ordered to third reading.

Date of Hearing: May 12, 2008

Mr. Speaker: Your Committee on Rules reports:

Senate Concurrent Resolution No. 98

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.

LIEU, Chair

Above resolution ordered to the Consent Calendar.

INTRODUCTION OF GUESTS

Assembly Member Carter, of the 62nd Assembly District and Assembly Member Emmerson, of the 63rd Assembly District, introduced San Bernardino Valley College Government students and their instructor Hon. John Longville.

Assembly Member Garcia, of the 80th Assembly District, introduced Linda Rubin and Jacqueline Motter.

Assembly Member Villines, of the 29th Assembly District, introduced his son, Connor, Connor's classmates from Freedom Elementary School, and his wife, Christina.

Assembly Member La Malfa, of the 2nd Assembly District, introduced the 8th grade class from Brown's School in Rio Oso.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member De León, the Assembly adjourned until noon, Tuesday, May 13, 2008, out of respect to the memory of Howard Bennett, on motion of Assembly Member Galgiani; out of respect to the memory of (Lula) Juanita Larson, on motion of Assembly Member Berg; and out of respect to the memory of Jean C. Seratti, on motion of Assembly Member Smyth.

FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON MAY 12, 2008**

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

| AB | RN |
|-----------|-----------|
| 2309 | 0813393 |
| 2339 | 0813642 |
| 2810 | 0813585 |
| 2949 | 0813776 |

| SB | RN |
|-----------|-----------|
| 242 | 0813903 |
| 445 | 0813688 |
| 960 | 0813781 |
| 1107 | 0813605 |
| 1169 | 0813541 |

| | |
|--------------------------|-------------|
| Daily Total: | 9 |
| Cumulative Total: | 4621 |

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