

CALIFORNIA LEGISLATURE
2005-06 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, May 24, 2006

**ONE HUNDRED NINETY-SIXTH SESSION DAY
FIVE HUNDRED THIRTY-FIFTH CALENDAR DAY
AT SACRAMENTO, CALIFORNIA**



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

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

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Wednesday, May 24, 2006

The Assembly met at 7 a.m.

Hon. Simón Salinas, Assembly Member, 28th District, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Elizabeth Potter reading.

ROLL CALL

The following were placed upon the morning roll call—68:

Aghazarian	Dymally	Laird	Parra
Arambula	Emmerson	Leno	Pavley
Bass	Evans	Leslie	Plescia
Benoit	Frommer	Levine	Richman
Berg	Goldberg	Lieber	Ridley-Thomas
Bermúdez	Hancock	Lieu	Runner
Blakeslee	Harman	Liu	Ruskin
Calderon	Haynes	Matthews	Saldaña
Canciamilla	Horton, Shirley	Maze	Salinas
Chan	Huff	McCarthy	Strickland
Chu	Jones	Montañez	Torrigo
Cogdill	Karnette	Mountjoy	Tran
Cohn	Keene	Mullin	Umberg
Coto	Klehs	Nakanishi	Villines
Daucher	Koretz	Nava	Walters
De La Torre	La Malfa	Negrete McLeod	Wolk
DeVore	La Suer	Niello	Mr. Speaker

Quorum present.

At 2:01 p.m., Hon. Dave Jones, 9th 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 Baca, Bogh, Chavez, Garcia, Jerome E. Horton, Houston, Nation, Spitzer, Vargas, and Yee.

On personal business, and waiving per diem: Assembly Members Oropeza and Wyland.

EXPLANATIONS OF ABSENCE

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

May 23, 2006

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

Dear Assembly Speaker Núñez,

This letter is a request to be excused from Check-In Session on Wednesday, May 24, 2006 for legislative business.

Thank you for your consideration of this matter.

Sincerely,

RUSS BOGH, Assembly Member
Sixty-fifth District

May 22, 2006

*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 Wednesday, May 24, 2006. The purpose is to tend to legislative business in my district.

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 24, 2006

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

Dear Speaker Núñez,

I am respectfully requesting to be excused from session on Wednesday, May 24, 2006 due to legislative business that I will be attending to.

Should you have any questions please contact me or Sharon Gonsalves in my office at (916) 318-2080.

Sincerely,

BONNIE GARCIA, Assembly Member
Eightieth District

May 22, 2006

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 Assembly Check-In Session on Wednesday, May 24, 2006, due to legislative business in my district. I will be returning to Sacramento on Thursday, May 25, 2006, in time for Assembly Floor Session.

I want to thank you in advance for your consideration of this request and if you have any questions, I can be reached at (916) 319-2051 or (310) 413-0635.

Sincerely,

JEROME E. HORTON, Assembly Member
Fifty-first District

May 23, 2006

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

Dear Mr. Speaker: I respectfully request to be excused from Check-in Session on Wednesday, May 24, 2006, in order to conduct legislative business in my district.

If you have any questions, please contact Gerrit Buddingh in my office at 319-2015.

Thank you for your consideration of this request.

Sincerely,

GUY S. HOUSTON, Assembly Member
Fifteenth District

May 23, 2006

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

Dear Mr. Speaker: I respectfully request to be excused from Check in Session on Wednesday, May 24, 2006 due to legislative business in my district office.

Thank you for your consideration of this request.

Sincerely,

JOE NATION, Assembly Member
Sixth District

May 10, 2006

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

Dear Mr. Speaker: I would like to be excused from check-in session on Wednesday, May 24, 2006 for legislative business in my district.

Thank you for your consideration. If you have any questions please call my office at (916) 319-2071.

Sincerely,

TODD A. SPITZER, Assembly Member
Seventy-first District

May 22, 2006

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

Dear Mr. Speaker,

I respectfully request permission to be excused from all legislative matters in the Capitol for Wednesday, May 24, 2006. I will be conducting legislative business in my district.

Thank you for your consideration of this request.

Sincerely,

JUAN VARGAS, Assembly Member
Seventy-ninth District

May 23, 2006

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

Dear Speaker Núñez: I respectfully request that I be excused from the Assembly Check-In Session on Wednesday May 24, 2006. I will be in my district during this time attending to legislative business.

Sincerely,

LELAND Y. YEE, PH.D.
Speaker pro Tempore

(NOTE: For letter explaining the absence of Assembly Member Baca on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for May 23, 2006.)

COMMUNICATIONS

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

May 24, 2006

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 Bob Huff to replace Assemblymember George Plescia on the Veterans Affairs Committee for the remainder of the 2005–06 Regular Session.

Sincerely,

FABIAN NUÑEZ
 Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, May 24, 2006

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

Assembly Bill No. 2281

Assembly Bill No. 2586

Assembly Bill No. 2968

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered returned to second reading file.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 157—Vargas. Relative to the Filipino-American Highway.

MESSAGES FROM THE SENATE

Senate Chamber, May 18, 2006

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

Senate Bill No. 1244

GREGORY P. SCHMIDT, Secretary of the Senate
 By David Valverde, Assistant Secretary

FIRST READING OF SENATE BILLS

The following bill was read the first time:

SENATE BILL NO. 1244—An act to add Section 328 to the Military and Veterans Code, relating to the National Guard.

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. 2856, 2968, and 2281, ordered to third reading.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 638—An act to amend Sections 8421, 8422, 8423, 8425, 8426, 8427, 8428, 8482.3, 8482.55, 8483, 8483.1, 8483.2, 8483.3, 8483.55, 8483.75, 8484, and 8484.8 of, to add Sections 8421.5 and 8482.4 to, and to repeal and amend Sections 8482.5 and 8483.7 of, the Education Code, relating to before and after school programs, making an appropriation therefor.

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.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 9:30 a.m., Thursday, May 25, 2006.

FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON MAY 24, 2006**

The following measure was amended in the Assembly on this day:

SB RN

638 0611947

Daily Total: 1

Cumulative Total: 4611

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