

CALIFORNIA LEGISLATURE
2005-06 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, June 7, 2005

EIGHTY-FOURTH SESSION DAY

ONE HUNDRED EIGHTY-FOURTH 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, June 7, 2005

The Assembly met at 7 a.m.

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

Assistant Chief Clerk Lawrence A. Murman at the Desk.

Assistant Clerk Neva Parker reading.

ROLL CALL

The following were placed upon the morning roll call—74:

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

Quorum present.

At 1:44 p.m., Hon. Joe Canciamilla, 11th 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 Evans, Jerome E. Horton, Nation, and Strickland.

Because of illness: Assembly Members Gordon and Oropeza.

EXPLANATIONS OF ABSENCE

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

June 6, 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 Assembly Check-In Session on Tuesday, June 7, 2005, due to legislative business in my district. I will be returning to Sacramento on Wednesday, June 8, 2005, in time for Assembly Check-In Session.

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

Sincerely,

JEROME E. HORTON, Assembly Member
Fifty-first District

June 6, 2005

*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 Tuesday, June 7, 2005 due to legislative business in my district office.

Thank you for your consideration of this request.

Sincerely,

JOE NATION, Assembly Member
Sixth District

June 6, 2005

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

Dear Mr. Speaker: I respectfully request a legislative excuse for Tuesday, June 7, 2005 and Wednesday, June 8, 2005. I have legislative business in my district office. If you have any questions please contact Joel Angeles at 319-2037.

Thank you for your prompt attention.

Sincerely,

AUDRA STRICKLAND, Assembly Member
Thirty-seventh District

(NOTE: For letter explaining the absence of Assembly Member Evans on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for June 6, 2005.)

COMMUNICATIONS

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

June 1, 2005

*The Honorable Cindy Montañez, Chair
Joint Rules Committee
State Capitol, Room 3016
Sacramento, California*

Dear Ms. Montañez: The Senate Rules Committee has made the following appointments to joint committees:

Joint Committee to Develop a Master Plan to End Poverty in California: Senators Alarcón, Co-Chair, Chesbro, Dutton, Maldonado, Perata, Romero and Vincent.

Joint Committee on Fisheries and Aquaculture: Senators Chesbro, Kehoe, Lowenthal and Maldonado.

Sincerely,

GREGORY SCHMIDT
Secretary of the Senate

SPECIAL COMMITTEE MEETINGS

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

Select Committee on Prison Construction and Operations, on Thursday, June 16, 2005, at 11 a.m., or upon adjournment of Floor Session;

Select Committee on the Los Angeles County Health Care Crisis, on Friday, June 24, 2005, in Los Angeles.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 7, 2005

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

Assembly Bill No. 611

Assembly Bill No. 1769

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, June 7, 2005

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

Assembly Concurrent Resolution No. 67

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

AUTHOR'S AMENDMENTS**Committee on Revenue and Taxation**

June 7, 2005

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

Senate Bill No. 14

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

KLEHS, Chair

SENATE BILL NO. 14—An act to amend Sections 19136 and 19142 of, to add Section 19136.12 to, and to repeal Sections 19136.3, 19136.4, 19136.6, 19136.8, and 19136.11 of, the Revenue Taxation Code, relating to taxation, 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

June 7, 2005

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

Assembly Bill No. 1275

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

CHU, Chair

ASSEMBLY BILL NO. 1275—An act to add Chapter 1 (commencing with Section 15465) to Part 7.2 of Division 3 of Title 2 of the Government Code, and to amend Section 130060 of the Health and Safety Code, relating to financing hospital seismic safety programs, by providing the funds necessary therefor through the issuance and sale of bonds of the State of California and by providing for the handling and disposition of those funds.

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 Human Services

June 7, 2005

Mr. Speaker: The Chair of your Committee on Human Services reports:

Senate Bill No. 701

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

EVANS, Chair

SENATE BILL NO. 701—An act to amend Sections 8216 and 8225 of the Education Code, relating to child 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.

AUTHOR'S AMENDMENTS
Committee on Local Government

June 7, 2005

Mr. Speaker: The Chair of your Committee on Local Government reports:

Senate Bill No. 575

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

SALINAS, Chair

SENATE BILL NO. 575—An act to amend Section 65589.5 of the Government Code, relating to local planning.

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 Judiciary

Date of Hearing: June 7, 2005

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 130
Senate Bill No. 373
Senate Bill No. 1108

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.

JONES, Chair

Above bills ordered to second reading.

Date of Hearing: June 7, 2005

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 218

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

JONES, Chair

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: June 7, 2005

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 702

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

JONES, Chair

Above bill re-referred to the Committee on Banking and Finance.

Date of Hearing: June 7, 2005

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 720

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

JONES, Chair

Above bill re-referred to the Committee on Public Safety.

Date of Hearing: June 7, 2005

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 237

Senate Bill No. 853

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

JONES, Chair

Above bills re-referred to the Committee on Housing and Community Development.

ADJOURNMENT

At 5:05 p.m., the Assembly adjourned until 7 a.m., Wednesday, June 8, 2005.

FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON JUNE 7, 2005**

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

AB RN
1275 0514141

SB RN
14 0514996
575 0514976
701 0515055

Daily Total: 4
Cumulative Total: 1913

O