

CALIFORNIA LEGISLATURE
2005-06 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, June 9, 2005

EIGHTY-SIXTH SESSION DAY

ONE HUNDRED EIGHTY-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
Thursday, June 9, 2005

The Assembly met at 9:36 a.m.
Hon. Leland Y. Yee, Speaker pro Tempore of the Assembly,
presiding.
Chief Clerk E. Dotson Wilson at the Desk.
Assistant Clerk Brian Ebbert reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Mountjoy moved a quorum call of the Assembly.
Motion carried.
At 9:37 a.m., Speaker pro Tempore Yee placed a quorum call upon the
Assembly.
The Speaker pro Tempore directed the Sergeant at Arms to close the
doors, and to bring in the absent Members.

Quorum Present

At 9:39 a.m., Speaker pro Tempore Yee declared a quorum of the
Assembly present.
The roll call was completed, and the following answered to their
names—74:

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

PRAYER

Upon invitation of Speaker pro Tempore Yee, the following prayer was offered by Assembly Chaplain Father Constantine C. Pappademos:

Lord, Your words are true, and all Your works are dependable. You love what is righteous and just. Your constant love fills the earth. Teach us, by Your Holy Spirit, to clearly know when You prompt our heart so that we can follow Your leading. Thank You for setting us free from worldly burdens, so that we may walk with You today.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Yee, Assembly Member Matthews 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 Frommer, seconded by Assembly Member Cogdill.

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 Goldberg and Koretz.

On personal business, and waiving per diem: Assembly Members Jones and Nakanishi.

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 2, 2005

*Speaker Fabian Núñez
State Capitol
Sacramento, California*

Dear Mr. Speaker: This letter is to request permission to be excused from Floor Session on Thursday, June 9, 2005. I will be attending an all day tour of the Cornfields Project in my district.

Should you have any questions, please do not hesitate to contact my Executive Assistant, Bertha Mardueño at ext. 2045.

Sincerely,

JACKIE GOLDBERG, Assembly Member
Forty-fifth District

June 1, 2005

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

Dear Speaker Núñez: I respectfully ask permission to be excused from floor session on Thursday June 9, 2005 due to legislative business. If you have any questions or concerns please contact Jeanette Garcia in my office at 319-2042.

Sincerely,

PAUL KORETZ, Assembly Member
Forty-second District

COMMUNICATIONS

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

June 8, 2005

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

RE: Appointment of Geoffrey Gibbs to
San Francisco Bay Conservation and Development Commission

Dear Mr. Wilson: Please be advised I have appointed Mr. Geoffrey Gibbs to the San Francisco Bay Conservation and Development Commission. This is a pleasure appointment starting June 8, 2005. Mr. Gibbs will be replacing Mr. William Ross.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

Qualified Initiatives

The following qualified initiative was received from the Chief Clerk from:

Bruce McPherson, Secretary of State, dated June 6, 2005, transmitting a copy of the following qualified initiative entitled:

Public Employees Union Dues. Required Employee Consent for Political Contributions.

Referred pursuant to Elections Code, Section 9034, to the Committees on Public Employees, Retirement and Social Security and Elections and Redistricting.

Proposed Initiatives

The following communication was presented by the Chief Clerk from:

Tricia Knight, Initiative Coordinator, Department of Justice, Office of the Attorney General, Sacramento, dated June 6, 2005, transmitting copies of the title, summary, and text of the following proposed initiatives, pursuant to Section 9007, Elections Code:

**Elections. Electronic Voting Machines.
Initiative Constitutional Amendment. SA 2005RF0073**

Referred by the Speaker to the Committee on Elections and Redistricting.

REPORTS

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

California State Auditor

2004-114
June 9, 2005

*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 the California Department of Justice's (Justice) Missing Persons DNA Program (missing persons program) and whether it is meeting its statutory provisions and efficiently using its funding.

This report concludes that the missing persons program reached full operation in July 2004, which seems reasonable considering the issues it faced in establishing its operations, including a state hiring freeze and the high level of training its staff require. As of the end of February 2005, the program had received 799 requests and completed DNA analysis for 261 of them. However, unless conditions change, it is unlikely to complete testing all of the requests it has already received before the fee supporting the program expires. Several elements of the missing persons program are sound, but the program needs to improve some of its managerial controls. For example, its training process prepares staff to perform necessary DNA analyses, and meets accreditation and industry standards. The program also effectively communicates its mission and services to local law enforcement agencies. However, we found significant problems with the accuracy of some of the data the program's management information and timekeeping databases contain.

Respectfully submitted,

ELAINE M. HOWLE
State Auditor

Above report referred to the Committee on Public Safety.

The following reports were presented by the Chief Clerk:

**County Law Library Task Force Report
(Pursuant to Government Code Section 70394)**

Above transmitted report, together with letter of transmittal from William C. Vickrey, Administrative Director of the Courts, Judicial Council of California, dated May 24, 2005, referred by the Speaker to the Committee on Judiciary.

**Notice of Land Transfer Agreement Between the
Department of Transportation and the Huntington Beach
Wetlands Conservancy
(Pursuant to Assembly Bill 13, Chapter 503, Statutes of 2003)**

Above transmitted report, together with letter of transmittal from Janet S. Dawson, Assistant Deputy Director, Division of Legislative and Local Government Affairs, Department of Transportation, dated May 27, 2005, referred by the Speaker to the Committee on Transportation.

**Annual Lottery Education Funds Report
Fiscal Year 2002–2003
(Pursuant to Assembly Bill 1765, Chapter 157, Statutes of 2003
Item 4300-003-0814)**

Above transmitted report, together with letter of transmittal from Cliff Allenby, Director, Department of Developmental Services, dated March 30, 2004, referred by the Speaker to the Committee on Human Services.

**Annual Lottery Education Funds Report
Fiscal Year 2003–2004
(Pursuant to Assembly Bill 1113, Chapter 208, Statutes of 2004
Item 4440-011-0814)**

Above transmitted report, together with letter of transmittal from Cliff Allenby, Director, Department of Developmental Services, dated May 26, 2005, referred by the Speaker to the Committee on Human Services.

**Law Revision Commission's 2004–2005 Recommendations
(Pursuant to Government Code Sections 8291 and 9795)**

Above transmitted report, together with letter of transmittal from Nathaniel Sterling, Executive Secretary, California Law Revision Commission, dated June 1, 2005, referred by the Speaker to the Committee on Judiciary.

**Broadband Deployment in California
(Pursuant to Senate Bill 1563, Chapter 674, Statutes of 2002)**

Above transmitted report, together with letter of transmittal from Michael R. Peevey, President, Public Utilities Commission, dated May 17, 2005, referred by the Speaker to the Committee on Utilities and Commerce.

**Firearms Used in the Commission of Crimes—2004
(Pursuant to Penal Code Section 12039)**

Above transmitted report, together with letter of transmittal from Sue Johnsrud, Director, Administrative Services Division, Department of Justice, dated June 4, 2005, referred by the Speaker to the Committee on Public Safety.

**Safely Surrendered Baby Law Report
(Pursuant to Senate Bill 1368, Chapter 824, Statutes of 2000)**

Above transmitted report, together with letter of transmittal from Dennis Boyle, Director, Department of Social Services, referred by the Speaker to the Committee on Human Services.

**2003–04 Indian Gaming Special Distribution Fund Report
(Pursuant to Senate Bill 621, Chapter 858, Statutes of 2003) from:**

Tehama County, Williams J. Goodwin, Chief Administrator, dated May 23, 2005.

Referred by the Speaker to the Committee on Governmental Organization.

**2003–04 Emergency Medical Services (EMS) Report
(Pursuant to Health and Safety Code Section 1797.98) from:**

Ventura County Public Health, Judith C. Collinge, Fiscal Technician II, County of Ventura Health Care Agency, dated May 20, 2005.

Referred by the Speaker to the Committee on Health.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 9, 2005

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Joint Resolution No. 24

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered to the Consent Calendar.

REFERENCE OF BILLS TO COMMITTEE

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

<i>Senate</i>		<i>Committee</i>
<i>Bill No.</i>		
4	-----	A.,E.,S.,T., & I.M.
10	-----	H. & C.D.
12	-----	Ed. and Health
13	-----	Jud. and Hum. S.
23	-----	Health
44	-----	L. Gov.
56	-----	Jud.
59	-----	Pub. S.
62	-----	Rls.
63	-----	Rls.
64	-----	Rls.
65	-----	Rls.
66	-----	Rls.
67	-----	Rls.
68	-----	Rls.
69	-----	Rls.
70	-----	Rls.
71	-----	Rls.
72	-----	Rls.
73	-----	Rls.
74	-----	Rls.
75	-----	Rls.
76	-----	Rls.

78	-----	Rls.
79	-----	Rls.
80	-----	Rls.
81	-----	Rls.
82	-----	Rls.
83	-----	Rls.
84	-----	Rls.
85	-----	Rls.
86	-----	Rls.
87	-----	Rls.
92	-----	B. & P. and Jud.
97	-----	B. & P. and Jud.
98	-----	Ins.
102	-----	L. & E.
105	-----	P.E.,R. & S.S.
106	-----	H. & C.D.
107	-----	U. & C. and Nat. Res.
111	-----	Pub. S.
112	-----	Hum. S.
113	-----	W.,P. & W.
114	-----	Trans.
126	-----	Jud.
131	-----	Health
137	-----	Jud. and H. & C.D.
138	-----	Pub. S.
148	-----	G.O.
150	-----	Ins.
151	-----	Pub. S.
161	-----	Ed.
171	-----	Pub. S.
175	-----	G.O.
180	-----	Pub. S.
185	-----	B. & P.
194	-----	B. & P.
198	-----	H. & C.D.
204	-----	U. & C. and E. & R.
208	-----	Trans.
223	-----	L. Gov. and H. & C.D.
231	-----	B. & P. and Jud.
239	-----	Pub. S.
254	-----	L. Gov. and J., E.D., & E.
260	-----	Ed.
264	-----	W.,P. & W.
266	-----	Health
267	-----	Health
275	-----	Trans.
277	-----	Pub. S.
279	-----	Health and B. & P.
281	-----	Ed. and Health
284	-----	Agri.
288	-----	H. & C.D. and Jud.
300	-----	L. & E.
302	-----	Jud.
320	-----	J., E.D., & E. and V.A.

327	-----	Ed.
328	-----	Health
348	-----	J., E.D., & E.
350	-----	W.,P. & W.
352	-----	Ed.
354	-----	E.S. & T.M.
355	-----	B. & P. and Jud.
357	-----	Pub. S.
361	-----	Higher Ed.
363	-----	L. & E.
364	-----	Health
375	-----	Health
376	-----	L. Gov. and W.,P. & W.
377	-----	Health
385	-----	Ed.
388	-----	Pub. S.
395	-----	Jud.
402	-----	U. & C.
412	-----	B. & P.
414	-----	Ed.
417	-----	Health
422	-----	Jud.
428	-----	Ed.
430	-----	Ed.
438	-----	B. & P.
441	-----	U. & C.
444	-----	Pub. S.
453	-----	Pub. S.
460	-----	Pub. S.
471	-----	E.S. & T.M.
472	-----	B. & P.
475	-----	Nat. Res.
477	-----	G.O.
479	-----	Health
481	-----	Hum. S.
485	-----	Ed.
488	-----	B. & P.
490	-----	E.S. & T.M.
492	-----	Health
493	-----	Hum. S.
500	-----	Hum. S.
517	-----	Ed.
518	-----	Ins.
523	-----	Trans.
525	-----	P.E.,R. & S.S.
535	-----	Ed.
536	-----	Rev. & Tax.
538	-----	Ins.
539	-----	Hum. S.
546	-----	G.O.
555	-----	Rev. & Tax.
559	-----	Ed.
565	-----	Rev. & Tax. and Jud.
580	-----	U. & C.

581	-----	B. & P.
598	-----	Pub. S.
599	-----	G.O. and Rev. & Tax.
600	-----	E.S. & T.M. and Health
607	-----	Rev. & Tax.
612	-----	Trans.
615	-----	Health
621	-----	P.E.,R. & S.S.
626	-----	Ed.
634	-----	Health
644	-----	B. & P. and Health
645	-----	Jud.
650	-----	Health
651	-----	Trans.
652	-----	Higher Ed.
655	-----	E.S. & T.M.
657	-----	Ed.
658	-----	Trans.
660	-----	Ed.
661	-----	Higher Ed.
663	-----	Rev. & Tax.
668	-----	Nat. Res.
670	-----	Jud.
682	-----	Jud.
687	-----	Ed.
689	-----	Trans.
695	-----	Nat. Res.
707	-----	Ed.
710	-----	Trans.
724	-----	Higher Ed.
733	-----	P.E.,R. & S.S.
739	-----	Health
747	-----	Rev. & Tax.
754	-----	Jud.
755	-----	Ed.
768	-----	W.,P. & W.
769	-----	U. & C.
770	-----	Health
772	-----	Nat. Res.
776	-----	B. & F. and L. Gov.
780	-----	Health and Higher Ed.
795	-----	Pub. S.
797	-----	Pub. S.
801	-----	Rev. & Tax.
813	-----	Ed.
814	-----	Pub. S.
815	-----	Jud.
825	-----	Ed.
832	-----	Nat. Res.
837	-----	B. & P.
842	-----	Pub. S.
847	-----	Ed.
848	-----	L. & E.
854	-----	Ed.

861	-----	Health
864	-----	Pub. S.
869	-----	Health
872	-----	Agri.
894	-----	Jud.
905	-----	Ed.
912	-----	Ed.
917	-----	Health
925	-----	Ed.
928	-----	Nat. Res.
935	-----	E.S. & T.M.
950	-----	H. & C.D.
958	-----	Ed.
962	-----	Hum. S.
965	-----	Ed. and Health
1004	-----	Ed.
1006	-----	Ed.
1023	-----	Ins.
1060	-----	L. Gov. and Rev. & Tax.
1061	-----	B. & P.
1067	-----	E.S. & T.M.
1070	-----	E.S. & T.M.
1073	-----	Ed.
1077	-----	Ed.
1078	-----	Ed.
1088	-----	Jud.
1095	-----	P.E.,R. & S.S.
1096	-----	G.O.
1097	-----	P.E.,R. & S.S.
1113	-----	B. & P.

Senate Concurrent

<i>Resolution No.</i>	<i>Committee</i>
18	----- Rls.
22	----- Rls.
29	----- Rls.
42	----- Jud.

MESSAGES FROM THE SENATE

Senate Chamber, June 9, 2005

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

Senate Bill No. 88

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. 88—An act to amend Section 30122 of the Revenue and Taxation Code, relating to fiscal affairs, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY RULE 118 SUSPENDED—PRIVILEGES OF THE FLOOR

Assembly Member Emmerson was granted unanimous consent that Assembly Rule 118 be suspended granting the privileges of the Floor and permitting guests to sit at his desk in the Assembly Chamber, whereupon he introduced daughter, Caroline.

**BILLS REMOVED FROM CONSENT CALENDAR
AND PLACED UPON THE INACTIVE FILE**

The following bill was removed from the Consent Calendar, pursuant to Joint Rule 22.2 and placed upon the inactive file pursuant to Assembly Rule 78:

Senate Bill No. 373, on request of Assembly Member Frommer.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 125, on request of Assembly Member Dymally.

**CONSIDERATION OF DAILY FILE
UNFINISHED BUSINESS**

ASSEMBLY BILLS RECONSIDERED BY UNANIMOUS CONSENT

In compliance with a motion given, Assembly Member Frommer was granted unanimous consent that the votes be reconsidered whereby Assembly Bills Nos. 289, 1360, 1237, and 505 were refused passage; and that the bills be placed upon the inactive file.

RE-REFERENCE OF BILLS

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

Senate Bill No. 197 from the Committee on Water, Parks and Wildlife to the Committee on Environmental Safety and Toxic Materials;

Senate Bill No. 440 from the Committee on Judiciary to the Committee on Business and Professions and to be returned to the Committee on Judiciary;

Senate Bill No. 511 from the Committee on Water, Parks and Wildlife to the Committee on Local Government and to be returned to the Committee on Water, Parks and Wildlife;

Senate Bill No. 742 from the Committee on Natural Resources to the Committee on Local Government;

Senate Bill No. 845 from the Committee on Higher Education to the Committee on Education;

Senate Bill No. 979 from the Committee on Water, Parks and Wildlife to the Committee on Environmental Safety and Toxic Materials.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Frommer was granted unanimous consent to allow all members of the Budget Conference Committee to add on to all votes recorded during Floor Session today as if they were present.

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

SENATE BILL NO. 573—An act to amend Section 10369.12 of the Insurance Code, relating to insurance.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 257—An act to amend Section 5845 of the Welfare and Institutions Code, relating to mental health.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 40—An act to add Sections 18701 and 18875 to the Health and Safety Code, relating to mobilehome parks.

Bill read second time; amendments proposed by the Committee on Judiciary read and adopted, bill ordered reprinted and to be re-referred to the Committee on Housing and Community Development.

RESOLUTIONS

The following resolution was offered:

Resolution to Dispense With Constitutional Provision

By Assembly Member Chu:

Resolved, That Senate Bill No. 88 presents a case of urgency, as that term is used in Article IV, Section 8 (b), of the Constitution, and the provision of that section requiring that the bill be read on three separate days in each house is hereby dispensed with, and it is ordered that the bill be placed upon its passage.

Resolution read, and adopted by the following vote:

AYES—70

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

NOES—None

Article IV, Section 8(b) of the Constitution was declared dispensed with.

Second Reading of Senate Bill No. 88

SENATE BILL NO. 88—An act to amend Section 30122 of the Revenue and Taxation Code, relating to fiscal affairs, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

CONSIDERATION OF SENATE BILL NO. 88 BY UNANIMOUS CONSENT

Assembly Member Chu was granted unanimous consent to take up Senate Bill No. 88 without reference to file, for purpose of consideration.

SENATE BILL NO. 88 (Ducheny)—An act to amend Section 30122 of the Revenue and Taxation Code, relating to fiscal affairs, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Chu.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—72

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

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—72

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

NOES—None

Bill ordered transmitted to the Senate.

CONSIDERATION OF CONSENT CALENDAR

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

Consent Calendar—Senate Resolution

SENATE CONCURRENT RESOLUTION NO. 45 (Denham)—Relative to International Building Safety Week.

Resolution read and adopted by the following vote:

AYES—71

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

NOES—None

Bill ordered transmitted to the Senate.

ADJOURN IN MEMORY

Assembly Member Daucher was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Jerry Varner, of Brea.

Assembly Member Evans was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of David Closs, Faye M. Folsom, and Louise Harrington McCaughey, of Napa; Susan W. Hoyt, Mildred Kelp, Carol J. Sweeney, and Douglas Whiteley, of Santa Rosa; José Duenas Aguigui, Jose M. Bautista Sr., Preston J. Gilmer, and Sazada Harris, of Vallejo; and Gertrude Soiland, of Windsor.

Assembly Member Frommer, on behalf of Assembly Member Gordon, was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Captain Ricardo A. Crocker, of Torrance.

Assembly Member Hancock was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Judith Gruber, of Berkeley.

Assembly Member Leslie was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Ruth Frishman, of Truckee.

Assembly Member Mullin was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Jennie Candelaria, of South San Francisco.

Assembly Member Runner was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Roy Glenn Bryant, of Lancaster.

Assembly Member Wolk was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Lois Jean Jones, of Davis; Howard Evans Anderson, Edward John Berta, Patrick Brian Garrett, and Seymour John Prusso, of Fairfield; William Short Draughon and Antonetta Therault, of Vacaville; David Alan Fredericks, of Winters; and Jack Mitchell Armstrong, Esther Buse, Alfonzo Ramos Carrion, and David Lloyd Hicks, of Woodland.

VOTE ADDS

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

Senate Bill No. 88, Resolution to Invoke Constitution: Bogh, Chavez, DeVore, Garcia, Shirley Horton, and Houston—Aye.

Senate Bill No. 88 and Urgency: Chavez, DeVore, Garcia, Shirley Horton, and Houston—Aye.

Consent Calendar: Evans, Shirley Horton, and Houston—Aye.

MOTION TO ADJOURN

At 10 a.m., Assembly Member Frommer moved that the Assembly do now adjourn.

Assembly Member Cogdill seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 10:01 a.m., Speaker pro Tempore Yee declared the quorum call of the Assembly dispensed with.

AUTHOR'S AMENDMENTS

Committee on Judiciary

June 9, 2005

Mr. Speaker: The Chair of your Committee on Judiciary reports:
Assembly Joint Resolution No. 23

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

JONES, Chair

ASSEMBLY JOINT RESOLUTION NO. 23—Relative to Japanese 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

June 9, 2005

Mr. Speaker: The Chair of your Committee on Judiciary reports:
Senate Bill No. 13
Senate Bill No. 896

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

JONES, Chair

SENATE BILL NO. 13—An act to amend Section 1798.24 of the Civil Code, and Section 10850 of the Welfare and Institutions 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.

SENATE BILL NO. 896—An act to add Chapter 9 (commencing with Section 5610) to Part 5 of Division 9 of the Family Code, relating to child support.

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**

June 9, 2005

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:
Senate Bill No. 565

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

KLEHS, Chair

SENATE BILL NO. 565—An act to amend Section 50650 of the Health and Safety Code, relating to low-income housing.

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**

June 9, 2005

Mr. Speaker: The Chair of your Committee on Transportation reports:
Senate Bill No. 275
Senate Bill No. 651

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

OROPEZA, Chair

SENATE BILL NO. 275—An act to add Section 87 to the Streets and Highways 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.

SENATE BILL NO. 651—An act to amend Section 5060 of, and to add Section 5060.5 to, the Vehicle Code, relating to vehicles.

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 9, 2005

Mr. Speaker: The Chair of your Committee on Local Government reports:
Senate Bill No. 967

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

SALINAS, Chair

SENATE BILL NO. 967—An act to amend Section 65105 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.

AUTHOR'S AMENDMENTS
Committee on Human Services

June 9, 2005

Mr. Speaker: The Chair of your Committee on Human Services reports:
Senate Bill No. 493

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

EVANS, Chair

SENATE BILL NO. 493—An act to amend Sections 11254 and 11333.7 of, and to add Sections 11254.2 and 11331.6 to, the Welfare and Institutions Code, relating to CalWORKs.

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 Business and Professions

June 9, 2005

Mr. Speaker: The Chair of your Committee on Business and Professions reports:
Senate Bill No. 299

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

NEGRETE McLEOD, Chair

SENATE BILL NO. 299—An act to amend Section 1635.5 of the Business and Professions Code, relating to dentistry.

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 Rules

Date of Hearing: June 9, 2005

Mr. Speaker: Your Committee on Rules reports:
Assembly Concurrent Resolution No. 68

With the recommendation: Be adopted.

MONTAÑEZ, Chair

Above resolution ordered to third reading.

Committee on Education

Date of Hearing: June 8, 2005

Mr. Speaker: Your Committee on Education reports:
Senate Bill No. 170
Senate Bill No. 405

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.

GOLDBERG, Chair

Above bills ordered to second reading.

Date of Hearing: June 8, 2005

Mr. Speaker: Your Committee on Education reports:

Senate Bill No. 638

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

GOLDBERG, Chair

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: June 8, 2005

Mr. Speaker: Your Committee on Education reports:

Assembly Joint Resolution No. 22

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.

GOLDBERG, Chair

Above resolution ordered to second reading.

Date of Hearing: June 8, 2005

Mr. Speaker: Your Committee on Education reports:

Senate Concurrent Resolution No. 41

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.

GOLDBERG, Chair

Above resolution ordered to second reading.

Committee on Revenue and Taxation

Date of Hearing: June 6, 2005

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

Assembly Bill No. 1029

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

KLEHS, Chair

Above bill ordered to second reading.

INTRODUCTION OF GUESTS

Assembly Member Wyland, of the 74th Assembly District, introduced visitors from Rancho Santa Fe Elementary School in San Diego.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Frommer, the Assembly adjourned until 12 noon, Monday, June 13, 2005, out of respect to the memory of Jerry Varner, on motion of Assembly Member Daucher; out of respect to the memory of Captain Ricardo A. Crocker, on motion of Assembly Member Frommer, on behalf of Assembly Member Gordon; out of respect to the memory of Judith Gruber, on motion of Assembly Member Hancock; out of respect to the memory of Jennie Candelaria, on motion of Assembly Member Mullin; out of respect to the memory of Roy Glenn Bryant, on motion of Assembly Member Runner; out of respect to the memory of Ruth Frishman, on motion of Assembly Member Leslie; out of respect to the memory of David Closs, Faye M. Folsom, Louise Harrington McCaughey, Susan W. Hoyt, Mildred Kelp, Carol J. Sweeney, Douglas Whiteley, José Duenas Aguigui, Jose M. Bautista Sr., Preston J. Gilmer, Sazada Harris, and Gertrude Soiland, on motion of Assembly Member Evans; and out of respect to the memory of Lois Jean Jones, Howard Evans Anderson, Edward John Berta, Patrick Brian Garrett, Seymour John Prusso, William Short Draughon, Antonette Therault, David Alan Fredericks, Jack Mitchell Armstrong, Esther Buse, Alfonzo Ramos Carrion, and David Lloyd Hicks, on motion of Assembly Member Wolk.

FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON JUNE 9, 2005**

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

AJR	RN
23	0515211

SB	RN
13	0515005
40	0515197
275	0515172
299	0515181
493	0514088
565	0514219
651	0513765
896	0515148
967	0515119

Daily Total:	10
Cumulative Total:	1928

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