

CALIFORNIA LEGISLATURE  
2007-08 REGULAR SESSION

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# ASSEMBLY DAILY JOURNAL

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**Monday, June 16, 2008**

**TWO HUNDRED FIFTH SESSION DAY  
TWO HUNDRED SIXTY-FIRST CALENDAR DAY  
AT SACRAMENTO, CALIFORNIA**



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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, June 16, 2008

The Assembly met at 12:04 p.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 Cook 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 12:32 p.m., Speaker pro Tempore Lieber declared a quorum of the  
Assembly present.

The roll call was completed, and the following answered to their  
names—76:

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

**PRAYER**

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

*Lord, Every day, we are made aware of the divisions that exist in the world around us. It seems at times that there is no place for us to stand on neutral ground. But Your love, Lord, will overcome all these divisions. Protect us from buying into the narcissistic attitudes of our culture and mold our heart to be a heart filled with Your love for all.—AMEN.*

**PLEDGE OF ALLEGIANCE TO THE FLAG**

Upon request of Speaker pro Tempore Lieber, Assembly Member Hayashi 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 Ma, seconded by Assembly Member Runner.

**LEAVES OF ABSENCE FOR THE DAY**

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

*On personal business, and waiving per diem: Assembly Members De León and Wolk.*

*Because of illness: Assembly Members Karnette and Soto.*

**COMMUNICATIONS**

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

June 13, 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 Mike Eng to replace Assemblymember Betty Karnette on the Assembly Transportation Committee for the Monday, June 16 hearing only.

Sincerely,

KAREN BASS  
Speaker of the Assembly

June 13, 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 Mark DeSaulnier to replaced Assemblymember Nell Soto on the Assembly Local Government Committee for the Wednesday, June 18 hearing only.

Sincerely,

**KAREN BASS**  
Speaker of the Assembly

June 16, 2008

*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 Ira Ruskin to replace Assemblymember Lois Wolk on the Assembly Banking and Financing Committee for today's hearing only.

Sincerely,

**KAREN BASS**  
Speaker of the Assembly

June 16, 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 Mike Feuer to replace Assemblymember Lois Wolk on the Assembly Natural Resources Committee for today's hearing only.

Sincerely,

**KAREN BASS**  
Speaker of the Assembly

June 16, 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 Ted Lieu to fill the Democratic vacancy on the Assembly Business and Professions Committee for the Tuesday, June 17 hearing only.

Sincerely,

**KAREN BASS**  
Speaker of the Assembly

**SPECIAL COMMITTEE MEETINGS**

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

Select Committee on Inland Empire Transportation Issues, on Thursday, June 26, 2008, at 6 p.m., in Colton.

**ENGROSSMENT AND ENROLLMENT REPORTS**

Assembly Chamber, June 16, 2008

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined: Assembly Concurrent Resolution No. 140  
And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered on file.

Assembly Chamber, June 16, 2008

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined: Assembly Joint Resolution No. 42  
And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

**AUTHOR'S AMENDMENTS**

**Committee on Banking and Finance**

June 16, 2008

Mme. Speaker: The Chair of your Committee on Banking and Finance reports: Senate Bill No. 1286  
With author's amendments with the recommendation: Amend, and re-refer to the committee.

NAVA, Chair

**SENATE BILL NO. 1286**—An act to amend Sections 17312, 17331.2, 17406, and 17409 of the Financial Code, relating to escrow agents.

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 Banking and Finance**

June 16, 2008

Mme. Speaker: The Chair of your Committee on Banking and Finance reports: Assembly Joint Resolution No. 59  
With author's amendments with the recommendation: Amend, and re-refer to the committee.

NAVA, Chair

**ASSEMBLY JOINT RESOLUTION NO. 59**—Relative to California subprime mortgage foreclosures.

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 Health**

June 16, 2008

Mme. Speaker: The Chair of your Committee on Health reports:  
Senate Bill No. 201

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

DYMALLY, Chair

**SENATE BILL NO. 201**—An act to amend Sections 35781, 35861, and 35891 of, and to add Sections 33454 and 33455 to, the Food and Agricultural Code, relating to milk.

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 Higher Education**

June 16, 2008

Mme. Speaker: The Chair of your Committee on Higher Education reports:  
Assembly Constitutional Amendment No. 5

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

PORTANTINO, Chair

**ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 5**—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 9 of Article IX thereof, relating to postsecondary education.

Resolution read second time; 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 Local Government**

June 16, 2008

Mme. Speaker: The Chair of your Committee on Local Government reports:  
Senate Bill No. 1118

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

CABALLERO, Chair

**SENATE BILL NO. 1118**—An act to amend Sections 21670, 21670.1, 21670.4, 21671.5, 21674.7, 21675.1, 21678, 21679, and 21679.5 of, and to repeal Section 21677 of, the Public Utilities Code, relating to airports.

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 Governmental Organization**

June 16, 2008

Mme. Speaker: The Chair of your Committee on Governmental Organization reports:  
Senate Bill No. 227  
Senate Bill No. 1308

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

PRICE, Chair

**SENATE BILL NO. 227**—An act to add Section 5273.6 to the Business and Professions Code, relating to outdoor advertising.

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. 1308**—An act to amend Section 8686 of the Government Code, relating to disaster assistance, 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 Local Government**

June 16, 2008

Mme. Speaker: The Chair of your Committee on Local Government reports:  
Senate Bill No. 1252

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

CABALLERO, Chair

**SENATE BILL NO. 1252**—An act to add Section 8316 to the Government Code, relating to wireless telecommunications carriers.

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 Jobs, Economic Development, and the Economy**

June 16, 2008

Mme. Speaker: The Chair of your Committee on Jobs, Economic Development, and the Economy reports:

Senate Bill No. 1200

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

ARAMBULA, Chair

**SENATE BILL NO. 1200**—An act to add Section 13985 to the Government Code, relating to Indian tribes, and making an appropriation therefor.

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 Utilities and Commerce**

June 16, 2008

Mme. Speaker: The Chair of your Committee on Utilities and Commerce reports:

Senate Bill No. 780

Senate Bill No. 1438

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

LEVINE, Chair

**SENATE BILL NO. 780**—An act to amend Section 739.3 of the Public Utilities Code, relating to telecommunications.

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. 1438**—An act to add Chapter 4 (commencing with Section 8360) to Division 4.1 of the Public Utilities Code, relating to electricity.

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.

#### **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. 53**, on request of Assembly Member Torrico.

#### **RE-REFERENCE OF BILLS**

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

Senate Bill No. 155 from the Committee on Transportation to the Committee on Natural Resources;

Senate Bills Nos. 1190, 1361, and 1388 from the Committee on Public Safety to the Committee on Transportation and to be returned to the Committee on Public Safety;

Senate Bill No. 1224 from the Committee on Insurance to the Committee on Banking and Finance and to be returned to the Committee on Insurance;

Senate Bill No. 1252 from the Committee on Local Government to the Committee on Rules;

Senate Bill No. 1574 from the Committee on Transportation to the Committee on Rules;

Senate Bill No. 1598 from the Committee on Housing and Community Development to the Committee on Judiciary and to the Committee on Governmental Organization.

#### **CONSIDERATION OF DAILY FILE**

#### **SENATE BILLS RETURNED TO SECOND READING FILE PURSUANT TO THE RULES**

**Senate Bills Nos. 1207 and 1274**, ordered to the Consent Calendar.

#### **SECOND READING OF SENATE BILLS**

**SENATE BILL NO. 1696**—An act to add Sections 6253.3 and 6253.31 to the Government Code, relating to public records.

Bill read second time, and ordered to third reading.

**SENATE BILL NO. 1732**—An act to amend Section 54952.2 of, and to add Section 6252.7 to, the Government Code, relating to local agencies.

Bill read second time, and ordered to third reading.

**SENATE BILL NO. 1560**—An act to amend Section 25503.22 of the Business and Professions Code, relating to alcoholic beverages.

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.

**SENATE BILL NO. 1230**—An act to add Chapter 6.5 (commencing with Section 108740) to Part 3 of Division 104 of the Health and Safety Code, relating to product safety.

Bill read second time; amendments proposed by the Committee on Environmental Safety and Toxic Materials read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.



**SENATE BILL NO. 1509**—An act to add Sections 241.5 and 243.65 to the Penal Code, relating to crimes against highway workers.

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

**SENATE BILL NO. 1349**—An act to amend Section 5778 of the Welfare and Institutions Code, relating to mental health.

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.

### THIRD READING OF ASSEMBLY BILLS

**ASSEMBLY JOINT RESOLUTION NO. 58 (Horton)**—Relative to school Medicaid services.

Resolution read, and adopted by the following vote:

#### AYES—71

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

#### NOES—None

Resolution ordered transmitted to the Senate.

**THIRD READING OF SENATE BILLS**

**SENATE BILL NO. 1458 (Committee on Local Government)**—An act to amend Sections 25643, 50078.1, 54251, 56036, 56375, and 57075 of, to amend and renumber Section 25210 of, to add Chapter 2.5 (commencing with Section 25210) to, and to repeal Chapter 2.2 (commencing with Section 25210.1) of, Part 2 of Division 2 of Title 3 of, the Government Code, to amend Section 5470 of the Health and Safety Code, to repeal Section 20394.3 of the Public Contract Code, to amend Sections 5621, 13031, and 13215 of, and to repeal Section 13030 of, the Public Resources Code, to amend Section 97.41 of the Revenue and Taxation Code, to amend Section 1179.5 of the Streets and Highways Code, and to amend Sections 22976, 22981, and 22982 of the Water Code, relating to local government.

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

Bill passed by the following vote:

**AYES—74**

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

**NOES—None**

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 1370 (Yee)**—An act to amend Sections 48907, 48950, 66301, and 94367 of the Education Code, relating to education.

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

Bill passed by the following vote:

**AYES—67**

Adams	Dymally	Jones	Price
Aghazarian	Emmerson	Keene	Runner
Arambula	Eng	Krekorian	Ruskin
Beall	Feuer	Laird	Salas
Benoit	Fuentes	Leno	Saldaña
Berg	Fuller	Levine	Silva
Berryhill	Furutani	Lieber	Smyth
Brownley	Galgiani	Lieu	Solorio
Caballero	Garcia	Ma	Spitzer
Carter	Garrick	Mendoza	Strickland
Cook	Hancock	Mullin	Swanson
Coto	Hayashi	Nakanishi	Torrico
Davis	Hernandez	Nava	Tran
De La Torre	Horton	Niello	Villines
DeSaulnier	Houston	Parra	Walters
DeVore	Huffman	Plescia	Mme. Speaker
Duvall	Jeffries	Portantino	

**NOES—6**

Anderson	Gaines	La Malfa
Blakeslee	Huff	Maze

**Vote Changes**

By unanimous consent, the following vote change was permitted on Senate Bill No. 1370: Assembly Member Blakeslee from “Aye” to “No”.

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 1343 (Battin)**—An act to amend Section 868.5 of the Penal Code, relating to witness testimony.

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

Bill passed by the following vote:

**AYES—72**

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

**NOES—None**

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 1356 (Yee)**—An act to amend Section 1219 of the Code of Civil Procedure, relating to civil procedure.

Bill read third time, and presented by Assembly Member Portantino.  
The roll was opened.

#### Call of the Assembly

Pending the announcement of the vote, Assembly Member Portantino moved a call of the Assembly.

Motion carried. Time, 1:17 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

**SENATE BILL NO. 612 (Simitian)**—An act to amend Section 786 of the Penal Code, relating to crime.

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

Bill passed by the following vote:

#### AYES—74

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

#### NOES—None

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 567 (Aanestad)**—An act relating to state property, and making an appropriation therefor.

Bill read third time.

#### Motion to Amend

Assembly Member La Malfa moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

#### RE-REFERENCE OF BILLS FROM FILE TO COMMITTEE

Assembly Member Ma was granted unanimous consent that Senate Bill No. 567, as amended, be referred from the third reading file to the Committee on Rules.

#### REQUEST FOR UNANIMOUS CONSENT

Assembly Member Ma was granted unanimous consent to allow members of the Budget Conference Committee, Assembly Members Laird, Leno, and Niello to add to any roll call votes and that their votes not be recorded separately in the Daily Journal.

**BILLS PLACED ON INACTIVE FILE**

The following bill was placed upon the inactive file:

**Senate Bill No. 432**, on request of Assembly Member Ma.

**NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE**

Pursuant to Assembly Rule 78, Assembly Member Ma announced her intention to request that Senate Bill No. 434 be removed from the inactive file.

**CONSIDERATION OF CONSENT CALENDAR**

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

**Consent Calendar—Senate Bills**

**SENATE BILL NO. 1206 (Calderon)**—An act to amend Section 8514 of the Business and Professions Code, relating to pest control.

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.)*

**SENATE BILL NO. 1182 (Ackerman)**—An act to repeal and add Section 396 of the Code of Civil Procedure, to amend Sections 16265.1, 16265.2, 16265.4, 16265.5 of, and to repeal Sections 16265.3, 16265.6, 68618, and 71617 of, the Government Code, and to amend Section 603.5 of the Welfare and Institutions Code, relating to trial courts.

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.)*

**SENATE BILL NO. 1255 (Harman)**—An act to amend Section 3041.5 of the Family Code, relating to child custody.

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.)*

**SENATE BILL NO. 1333 (Ashburn)**—An act to amend Section 7646 of the Family Code, relating to paternity.

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.)*

**SENATE CONCURRENT RESOLUTION NO. 88 (Denham)**—Relative to education.

Resolution read, adopted, and ordered transmitted to the Senate.

*(For the vote on the above resolution, see this day's Consent Calendar roll call.)*

**SENATE BILL NO. 1196 (Runner)**—An act to amend Sections 27491 and 27520 of the Government Code, relating to local government.

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.)*

**SENATE CONCURRENT RESOLUTION NO. 97 (Steinberg)**—Relative to Autism Awareness Month.

Resolution read, adopted, and ordered transmitted to the Senate.

*(For the vote on the above resolution, see this day's Consent Calendar roll call.)*

**Consent Calendar Roll Call**

The roll was called, and the above bills on the Consent Calendar passed, by the following vote:

**AYES—73**

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

**NOES—None**

**JOINT RULE 62(a) WAIVED**

Assembly Member Ma was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of permitting the Committee on Rules to meet today, upon adjournment of Floor session, in the Tom Bane Rules Committee Room.

**ANNOUNCEMENTS**

Speaker pro Tempore Lieber announced the following session schedule:

Tuesday, June 17, 2008, Check-in Session, 7 a.m.–3 p.m.

Wednesday, June 18, 2008, Check-in Session, 7 a.m.–3 p.m.

Thursday, June 19, 2008, Floor Session, 9:30 a.m.

**COMMITTEE MEETING ANNOUNCEMENTS**

The following committee schedule was announced:

Committee on Transportation, today, at 2 p.m.;

Committee on Natural Resources, today, upon adjournment of Floor session, at 2 p.m.;

Committee on Rules, today, upon adjournment of Floor session, in the Tom Bane Rules Committee meeting room.

**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 Rich Somerville, of Trinidad.

Assembly Member Price was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Mary Ann Mitchell, of Los Angeles.

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

By unanimous consent, the motions to reconsider the votes on Senate Bill No. 110, Assembly Constitutional Amendment No. 8, Assembly Bill No. 1840, and Senate Bill No. 606 were continued until the next legislative day.

**MESSAGES FROM THE SENATE**

Senate Chamber, June 16, 2008

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

Assembly Bill No. 66

Assembly Bill No. 2688

Assembly Bill No. 1263

Assembly Bill No. 3047

And respectfully requests the Assembly to concur in said amendments.

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

Above bills ordered to unfinished business file.

Senate Chamber, June 16, 2008

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

Assembly Bill No. 1667

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

Above bill ordered enrolled.

**RE-REFERENCE OF BILLS TO COMMITTEE PURSUANT TO  
ASSEMBLY RULE 77.2**

Pursuant to Assembly Rule 77.2, the Speaker pro Tempore re-referred Assembly Bill No. 66 to the Committee on Appropriations.

**REQUEST TO SUSPEND RULES**

Assembly Member Ma requested unanimous consent that Joint Rule 62(a) be suspended to permit the Committee on Appropriations to meet on Wednesday, June 18, 2008, for purpose of hearing Assembly Bill No. 66.

Assembly Member Blakeslee withheld unanimous consent.

**Motion to Suspend Joint Rule 62(a)**

Assembly Member Ma moved that Joint Rule 62(a) be suspended to permit the Committee on Appropriations to meet on Wednesday, June 18, 2008, for the purpose of hearing Assembly Bill No. 66.

Assembly Member Torrico seconded the motion.

Motion for suspension of the rules carried by the following vote:

**AYES—41**

Arambula	Dymally	Krekorian	Price
Beall	Eng	Laird	Ruskin
Berg	Feuer	Levine	Salas
Brownley	Fuentes	Lieber	Saldaña
Caballero	Furutani	Lieu	Solorio
Calderon	Galgiani	Ma	Swanson
Carter	Hancock	Mendoza	Torrico
Coto	Hayashi	Mullin	Mme. Speaker
Davis	Hernandez	Nava	
De La Torre	Huffman	Parra	
DeSaulnier	Jones	Portantino	

**NOES—30**

Adams	Emmerson	Jeffries	Smyth
Aghazarian	Fuller	Keene	Spitzer
Anderson	Gaines	La Malfa	Strickland
Berryhill	Garcia	Maze	Tran
Blakeslee	Garrick	Nakanishi	Villines
Cook	Horton	Plescia	Walters
DeVore	Houston	Runner	
Duvall	Huff	Silva	

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
SENATE BILL NO. 1356**

At 1:37 p.m., on motion of Assembly Member Portantino, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 1356 passed by the following vote:

**AYES—45**

Aghazarian	Dymally	Krekorian	Price
Arambula	Eng	Laird	Ruskin
Beall	Fuentes	Leno	Salas
Berg	Furutani	Levine	Smyth
Brownley	Garcia	Lieber	Solorio
Caballero	Hancock	Lieu	Strickland
Carter	Hayashi	Ma	Swanson
Cook	Hernandez	Mendoza	Torrico
Coto	Horton	Mullin	Mme. Speaker
Davis	Houston	Parra	
De La Torre	Huff	Plescia	
DeSaulnier	Huffman	Portantino	

**NOES—21**

Adams	Duvall	Keene	Spitzer
Anderson	Emmerson	Maze	Villines
Benoit	Feuer	Nakanishi	Walters
Blakeslee	Fuller	Niello	
Calderon	Gaines	Runner	
DeVore	Jeffries	Silva	

**Vote Changes**

By unanimous consent, the following vote change was permitted on Senate Bill No. 1356: Assembly Member Berryhill from “No” to “Not Voting”.

Bill ordered transmitted to the Senate.



**VOTE ADDS**

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

**Assembly Joint Resolution No. 58:** Aghazarian, Anderson, Benoit, Calderon, Dymally Jones, Keene, Krekorian, La Malfa, Levine, Maze, Parra, Plescia, Saldaña, Spitzer, Strickland, Torrico, and Villines—Aye.

**Senate Bill No. 1458:** Aghazarian, Anderson, Benoit, Dymally, Emmerson, Keene, Levine, Maze, Mullin, Parra, Plescia, Saldaña, Smyth, Spitzer, Strickland, Torrico, and Villines—Aye.

**Senate Bill No. 1370:** Aghazarian, Benoit, Dymally, Emmerson, Houston, Jones, Keene, Levine, Nakanishi, Nava, Niello, Parra, Plescia, Saldaña, Smyth, Spitzer, Strickland, Torrico, and Villines—Aye; Gaines, La Malfa, and Maze—No.

**Senate Bill No. 1343:** Aghazarian, Benoit, Dymally, Emmerson, Jones, Keene, Levine, Maze, Parra, Plescia, Saldaña, Strickland, Torrico, and Villines—Aye.

**Senate Bill No. 612:** Aghazarian, Arambula, Berg, Gaines, Garcia, Hernandez, Houston, Levine, Maze, Mullin, Nava, Parra, Plescia, and Saldaña—Aye.

**Consent Calendar:** Furutani, Garcia, Houston, Krekorian, Levine, Maze, Mullin, Nava, Parra, Plescia, Saldaña, and Swanson—Aye.

**Senate Bill No. 1356:** Cook, Houston, and Smyth—Aye.

**MOTION TO ADJOURN**

At 1:37 p.m., Assembly Member Torrico moved that the Assembly do now adjourn.

Assembly Member Blakeslee seconded the motion.

Motion carried.

**QUORUM CALL OF THE ASSEMBLY DISPENSED WITH**

At 1:37 p.m., Speaker pro Tempore Lieber declared the quorum call of the Assembly dispensed with.

**AUTHOR'S AMENDMENTS****Committee on Public Employees, Retirement and Social Security**

June 16, 2008

Mme. Speaker: The Chair of your Committee on Public Employees, Retirement and Social Security reports:

Senate Bill No. 1676

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

HERNANDEZ, Chair

**SENATE BILL NO. 1676**—An act to add Sections 45266.5 and 88086.25 to the Education Code, relating to classified employees.

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 16, 2008

Mme. Speaker: The Chair of your Committee on Business and Professions reports:  
Senate Bill No. 1441  
Senate Bill No. 1454

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

ENG, Chair

**SENATE BILL NO. 1441**—An act to add Article 3.6 (commencing with Section 315) to Chapter 4 of Division 1 of the Business and Professions Code, relating to health 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.

**SENATE BILL NO. 1454**—An act to amend Sections 651, 680, and 2023.5 of, and to add Section 2027.5 to, the Business and Professions Code, and to amend Sections 1248.15, 1248.2, 1248.25, 1248.35, and 1248.5 of the Health and Safety Code, relating to healing arts.

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 Natural Resources**

June 16, 2008

Mme. Speaker: The Chair of your Committee on Natural Resources reports:  
Senate Bill No. 1714

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

HANCOCK, Chair

**SENATE BILL NO. 1714**—An act to amend Section 399.20 of, and to add Section 387.6 to, the Public Utilities Code, relating to energy.

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 Health**

June 16, 2008

Mme. Speaker: The Chair of your Committee on Health reports:  
Senate Bill No. 1440

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

DYMALLY, Chair

**SENATE BILL NO. 1440**—An act to add Section 1378.1 to the Health and Safety Code, and to add Section 10113.11 to the Insurance Code, relating to health care coverage.

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 Governmental Organization**

June 16, 2008

Mme. Speaker: The Chair of your Committee on Governmental Organization reports:  
Senate Bill No. 561

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

PRICE, Chair

**SENATE BILL NO. 561**—An act to amend Section 19592 of the Business and Professions Code, relating to horse racing.

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 16, 2008

Mme. Speaker: The Chair of your Committee on Business and Professions reports:  
Senate Joint Resolution No. 19

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

ENG, Chair

**SENATE JOINT RESOLUTION NO. 19**—Relative to health professionals.

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 Natural Resources**

June 16, 2008

Mme. Speaker: The Chair of your Committee on Natural Resources reports:  
Senate Bill No. 68  
Senate Bill No. 1672

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

HANCOCK, Chair

**SENATE BILL NO. 68**—An act to amend Sections 2207, 2715, 2716, 2727.1, 2763, 2770, 2772.7, 2773.1, 2774, and 2775 of the Public Resources Code, relating to mining.

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. 1672**—An act to add Division 16.2 (commencing with Section 26200) to the Public Resources Code, relating to energy, by providing the funds necessary therefor through an election for the issuance and sale of bonds of the State of California and 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 Transportation**

June 16, 2008

Mme. Speaker: The Chair of your Committee on Transportation reports:

Senate Bill No. 1174

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

DE SAULNIER, Chair

**SENATE BILL NO. 1174**—An act to add and repeal Section 25227 of the Public Resources 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 Natural Resources**

June 16, 2008

Mme. Speaker: The Chair of your Committee on Natural Resources reports:

Senate Concurrent Resolution No. 80

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

HANCOCK, Chair

**SENATE CONCURRENT RESOLUTION NO. 80**—Relative to California Fire Safe Council.

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 Appropriations**

June 16, 2008

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

Senate Bill No. 1442

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

LENO, Chair

**SENATE BILL NO. 1442**—An act to amend Sections 37252 and 37252.2 of the Education Code, relating to pupils.

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**

June 16, 2008

Mme. Speaker: The Chair of your Committee on Education reports:

Senate Bill No. 1515

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

MULLIN, Chair

**SENATE BILL NO. 1515**—An act to add Article 5.5 (commencing with Section 49010) to Chapter 6 of Part 27 of Division 4 of Title 2 of the Education Code, relating to pupil discipline.

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: June 10, 2008

Mme. Speaker: Your Committee on Health reports:  
Assembly Concurrent Resolution No. 129

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

DYMALLY, Chair

Above resolution ordered to second reading.

**Committee on Natural Resources**

Date of Hearing: June 9, 2008

Mme. Speaker: Your Committee on Natural Resources reports:  
Senate Bill No. 1180

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

HANCOCK, Chair

Above bill ordered to second reading.

Date of Hearing: June 9, 2008

Mme. Speaker: Your Committee on Natural Resources reports:  
Senate Bill No. 1645

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

HANCOCK, Chair

Above bill ordered to second reading.

**Committee on Judiciary**

Date of Hearing: June 10, 2008

Mme. Speaker: Your Committee on Judiciary reports:  
Senate Bill No. 1726

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

JONES, Chair

Above bill ordered to second reading.

**Committee on Insurance**

Date of Hearing: June 11, 2008

Mme. Speaker: Your Committee on Insurance reports:  
Senate Bill No. 1467

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

COTO, Chair

Above bill ordered to second reading.

**Committee on Rules**

Date of Hearing: June 16, 2008

Mme. Speaker: Your Committee on Rules reports:

Senate Bill No. 1574

With the recommendation: That the bill be re-referred to the Committee on Environmental Safety and Toxic Materials.

LIEU, Chair

Above bill re-referred to the Committee on Environmental Safety and Toxic Materials.

Date of Hearing: June 16, 2008

Mme. Speaker: Your Committee on Rules reports:

Senate Bill No. 1518

With the recommendation: That the bill be re-referred to the Committee on Aging and Long-Term Care.

LIEU, Chair

Above bill re-referred to the Committee on Aging and Long-Term Care.

Date of Hearing: June 16, 2008

Mme. Speaker: Your Committee on Rules reports:

Senate Bill No. 1505

With the recommendation: That the bill be re-referred to the Committees on Judiciary and Public Employees, Retirement and Social Security.

LIEU, Chair

Above bill re-referred to the Committees on Judiciary and Public Employees, Retirement and Social Security.

Date of Hearing: June 16, 2008

Mme. Speaker: Your Committee on Rules reports:

Senate Bill No. 567

With the recommendation: That the bill be re-referred to the Committee on Local Government.

LIEU, Chair

Above bill re-referred to the Committee on Local Government.

Date of Hearing: June 16, 2008

Mme. Speaker: Your Committee on Rules reports:

Senate Bill No. 640

With the recommendation: That the bill be re-referred to the Committee on Judiciary.

LIEU, Chair

Above bill re-referred to the Committee on Judiciary.

Date of Hearing: June 16, 2008

Mme. Speaker: Your Committee on Rules reports:

Senate Bill No. 623

With the recommendation: That the bill be re-referred to the Committee on Business and Professions.

LIEU, Chair

Above bill re-referred to the Committee on Business and Professions.

Date of Hearing: June 16, 2008

Mme. Speaker: Your Committee on Rules reports:

Senate Bill No. 191

With the recommendation: That the bill be re-referred to the Committee on Labor and Employment.

LIEU, Chair

Above bill re-referred to the Committee on Labor and Employment.

**Committee on Health**

Date of Hearing: June 10, 2008

Mme. Speaker: Your Committee on Health reports:

Assembly Concurrent Resolution No. 134

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

DYMALLY, Chair

Above resolution ordered to second reading.

**Committee on Insurance**

Date of Hearing: June 11, 2008

Mme. Speaker: Your Committee on Insurance reports:

Senate Bill No. 1167

With amendments with the recommendation: Do pass, as amended, and be re-referred the Committee on Appropriations with recommendation: To Consent Calendar.

COTO, Chair

Above bill ordered to second reading.

**Committee on Judiciary**

Date of Hearing: June 10, 2008

Mme. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 31

Senate Bill No. 1296

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

JONES, Chair

Above bills ordered to second reading.

**Committee on Insurance**

Date of Hearing: June 11, 2008

Mme. Speaker: Your Committee on Insurance reports:

Senate Bill No. 1271

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

COTO, Chair

Above bill ordered to second reading.

**Committee on Rules**

Date of Hearing: June 16, 2008

Mme. Speaker: Your Committee on Rules reports:

Senate Bill No. 1252

With the recommendation: That the bill be re-referred to the Committee on Transportation.

LIEU, Chair

Above bill re-referred to the Committee on Transportation.

**ADJOURNMENT**

At 3 p.m., pursuant to the motion by Assembly Member Torrico, the Assembly adjourned until 7 a.m., Tuesday, June 17, 2008, out of respect to the memory of Rich Somerville, on motion of Assembly Member Berg; and out of respect to the memory of Mary Ann Mitchell, on motion of Assembly Member Price.

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KAREN BASS, Speaker

SUE PARKER, Minute Clerk



**AMENDMENTS CONSIDERED BY THE  
ASSEMBLY ON JUNE 16, 2008**

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

<b>ACA</b>	<b>RN</b>	<b>SB</b>	<b>RN</b>
5	0813334	1349	0820154
		1438	0820172
		1440	0819907
<b>AJR</b>	<b>RN</b>	1441	0820061
59	0818251	1442	0819827
		1454	0820391
		1509	0819560
<b>SB</b>	<b>RN</b>	1515	0817948
68	0820075	1560	0819342
201	0820175	1672	0820345
227	0820060	1676	0819122
561	0819890	1714	0820066
567	0818042		
780	0820099		
1118	0819850		
1174	0820156	<b>SCR</b>	<b>RN</b>
1200	0819011	80	0820412
1230	0820013		
1252	0820250	<b>SJR</b>	<b>RN</b>
1286	0819397	19	0815522
1308	0819910		
	<b>Daily Total:</b>	<b>29</b>	
	<b>Cumulative Total:</b>	<b>5067</b>	