

CALIFORNIA LEGISLATURE
2003-04 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, June 21, 2004

**TWO HUNDRED SIXTEENTH SESSION DAY
FIVE HUNDRED SIXTY-EIGHTH 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.

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, June 21, 2004

The Assembly met at 12 noon.
Hon. Leland Y. Yee, Speaker pro Tempore of the Assembly,
presiding.
Chief Clerk E. Dotson Wilson at the Desk.
Assistant Clerk Sue Parker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Dutton moved a quorum call of the Assembly.
Motion carried. Time, 12:01 p.m.
The Speaker pro Tempore directed the Sergeant at Arms to close the
doors, and to bring in the absent Members.

Quorum Present

At 12:17 p.m., Speaker pro Tempore Yee declared a quorum of the
Assembly present.

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

Aghazarian	Dutra	Leslie	Parra
Bates	Dutton	Levine	Pavley
Benoit	Dymally	Lieber	Plescia
Berg	Frommer	Liu	Reyes
Bermudez	Garcia	Longville	Richman
Bogh	Goldberg	Lowenthal	Ridley-Thomas
Calderon	Hancock	Maddox	Runner
Campbell	Harman	Maldonado	Salinas
Canciamilla	Haynes	Matthews	Simitian
Chan	Horton, Jerome	Maze	Spitzer
Chavez	Horton, Shirley	McCarthy	Steinberg
Chu	Houston	Montanez	Strickland
Cogdill	Jackson	Mountjoy	Vargas
Cohn	Keene	Mullin	Wesson
Corbett	Kehoe	Nakanishi	Wiggins
Correa	Koretz	Nakano	Wolk
Cox	La Malfa	Nation	Wyland
Daucher	La Suer	Negrete McLeod	Yee
Diaz	Laird	Pacheco	Mr. Speaker

PRAYER

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

Eternal God, You created the first human because You wanted someone to whom You could show Your generosity and love. Lord, You have told us to follow You, not because You needed our help, but because You knew that loving You would make us whole. Show us how to love You more completely, Lord, and in turn to love those around us.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Yee, Assembly Member Correa 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 Member Samuelian.

On personal business, and waiving per diem: Assembly Member Leno.

Because of illness: Assembly Member Oropeza.

Due to travel delays: Assembly Member Firebaugh.

EXPLANATIONS OF ABSENCE

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

June 16, 2004

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

Dear Speaker Nunez: I am respectfully requesting to be excused from Session on Monday, June 21st. I will be unable to attend floor session due to district business. I am participating in the dedication of a section of a highway in honor of a slain patrolman.

Should you have any questions regarding my absence, please do not hesitate to contact my office at (916) 319-2029.

Thank you in advance for your consideration in this matter.

Sincerely,

STEVE SAMUELIAN, Assembly Member
Twenty-ninth District

COMMUNICATIONS

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

June 21, 2004

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

Dear Dotson: Please be advised that I have designated Assemblymember Mervyn Dymally to serve as the Assembly Protocol Officer for the 2003–04 Regular Session.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

June 21, 2004

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 Lloyd Levine to fill the Democratic vacancy on the Assembly Judiciary Committee for the Tuesday, June 22nd hearing only.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

June 21, 2004

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 Jackie Goldberg to replace Assemblymember Mark Leno on the Assembly Revenue and Taxation Committee for today's hearing only.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

Assembly Chamber, June 21, 2004

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

Assembly Bill No. 2268

Assembly Bill No. 2938

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, June 21, 2004

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

Assembly Concurrent Resolution No. 238

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered on file.

SPECIAL COMMITTEE MEETINGS

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

Natural Resources, on Thursday, June 24, 2004, upon adjournment of Floor Session.

AUTHOR'S AMENDMENTS

Committee on Veterans Affairs

June 21, 2004

Mr. Speaker: The Chair of your Committee on Veterans Affairs reports:

Senate Bill No. 1193

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

PARRA, Chair

SENATE BILL NO. 1193—An act to add Chapter 3.5 (commencing with Section 850) to Division 4 of the Military and Veterans Code, relating to veterans.

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 Water, Parks and Wildlife

June 21, 2004

Mr. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 922

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

CANCIAMILLA, Chair

SENATE BILL NO. 922—An act to amend Section 13610 of the Water Code, relating to water.

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 21, 2004

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

Senate Bill No. 1386

Senate Bill No. 1566

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

GOLDBERG, Chair

SENATE BILL NO. 1386—An act to add Article 9 (commencing with Section 49052) to Chapter 6 of Part 27 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.

SENATE BILL NO. 1566—An act to amend Sections 49430, 49431, 49431.5, and 49433.7 of, and to add Section 49431.7 to, the Education Code, relating to schools.

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 21, 2004

Mr. Speaker: The Chair of your Committee on Business and Professions reports:

Senate Bill No. 1149

Senate Bill No. 1542

Senate Bill No. 1563

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

CORREA, Chair

SENATE BILL NO. 1149—An act to add Section 4001.4 to, and to add and repeal Sections 4001.2 and 4001.3 of, the Business and Professions Code, relating to pharmacy, 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.

SENATE BILL NO. 1542—An act to amend Sections 9882 and 9884.17 of, and to add Section 9882.6 to, the Business and Professions Code, relating to automotive repair.

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. 1563—An act to add Section 4168 to the Business and Professions Code, relating to drug wholesalers and manufacturers.

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 Judiciary

June 21, 2004

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

Senate Bill No. 1262

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

CORBETT, Chair

SENATE BILL NO. 1262—An act to amend Sections 17510.3, 17510.4, and 17510.5 of the Business and Professions Code, and to amend Sections 12581, 12582, 12584, 12585, 12586, 12599, and 12599.1 of, and to add Sections 12598.1, 12599.3, 12599.6, 12599.7, and 12599.8 to, the Government Code, relating to charitable organizations.

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 Environmental Safety and Toxic Materials

June 21, 2004

Mr. Speaker: The Chair of your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 50
Senate Bill No. 1180
Senate Bill No. 1397

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

LAIRD, Chair

SENATE BILL NO. 50—An act to amend Section 25214.10 of, and to add Sections 25214.10.1 and 25214.10.2 to, the Health and Safety Code, and to amend Sections 42463, 42464, 42465, 42465.1, 42465.2, 42465.3, 42475, 42475.2, 42476, 42476.5, 42477, 42478, and 42485 of, to add Section 42464.4 to, to repeal Section 42475.1 of, and to repeal and add Section 42464.2 of, the Public Resources Code, relating to solid waste.

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. 1180—An act to add and repeal Article 10.9.1 (commencing with Section 25219.3) of Chapter 6.5 of Division 20 of the Health and Safety Code, relating to hazardous waste.

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. 1397—An act to add Article 4.5 (commencing with Section 40459.5) to Chapter 5.5 of Part 3 of the Health and Safety Code, relating to air pollution.

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 Insurance

June 21, 2004

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

Senate Bill No. 1315

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

VARGAS, Chair

SENATE BILL NO. 1315—An act to amend Section 2070 of the Insurance Code, relating to insurance policies.

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 21, 2004

Mr. Speaker: The Chair of your Committee on Banking and Finance reports:
Senate Bill No. 1904

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

WIGGINS, Chair

SENATE BILL NO. 1904—An act to add Article 1.5 (commencing with Section 865) to Chapter 7 of Division 1 of the Financial Code, relating to financial institutions, 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 Health

June 21, 2004

Mr. Speaker: The Chair of your Committee on Health reports:
Senate Bill No. 1159
Senate Bill No. 1671

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

COHN, Chair

SENATE BILL NO. 1159—An act to amend Sections 4145 and 4147 of, and to repeal Section 4146 of, the Business and Professions Code, to amend Section 11364 of, and to add Chapter 13.5 (commencing with Section 121285) to Part 4 of Division 105 of, the Health and Safety Code, and to amend Sections 41770 and 41900 of, and to add Section 41803 to, the Public Resources Code, relating to hypodermic needles and syringes.

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. 1671—An act to amend Section 14145.1 of, and to add Section 14146 to, the Welfare and Institutions Code, relating to health.

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

AUTHOR'S AMENDMENTS
Committee on Housing and Community Development

June 21, 2004

Mr. Speaker: The Chair of your Committee on Housing and Community Development reports:
Senate Bill No. 1652

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

LOWENTHAL, Chair

SENATE BILL NO. 1652—An act to add Section 25402.10 to the Public Resources Code, relating to solar 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.

REPORTS OF STANDING COMMITTEES
Committee on Public Safety

Date of Hearing: June 15, 2004

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 1164

Senate Bill No. 1352

Senate Bill No. 1342

Senate Bill No. 1399

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

LENO, Chair

Above bills ordered to second reading.

Committee on Elections, Redistricting and Constitutional Amendments

Date of Hearing: June 15, 2004

Mr. Speaker: Your Committee on Elections, Redistricting and Constitutional Amendments reports:

Senate Bill No. 1438

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

LONGVILLE, Chair

Above bill ordered to second reading.

Date of Hearing: June 15, 2004

Mr. Speaker: Your Committee on Elections, Redistricting and Constitutional Amendments reports:

Senate Bill No. 1849

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

LONGVILLE, Chair

Above bill ordered to second reading.

Committee on Health

Date of Hearing: June 15, 2004

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 1487

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

COHN, Chair

Above bill ordered to second reading.

Date of Hearing: June 15, 2004

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 1144

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

COHN, Chair

Above bill ordered to second reading.

Date of Hearing: June 15, 2004

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 379

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

COHN, Chair

Above bill ordered to second reading.

Date of Hearing: June 15, 2004

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 1325

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

COHN, Chair

Above bill ordered to second reading.

MESSAGES FROM THE SENATE

Senate Chamber, June 21, 2004

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

Assembly Bill No. 56

Assembly Bill No. 242

And respectfully requests the Assembly to concur in said amendments.

GREGORY P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered to unfinished business file.

Senate Chamber, June 21, 2004

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

Assembly Bill No. 2470

And respectfully requests the Assembly to concur in said amendments.

GREGORY P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bill ordered to unfinished business file.

Senate Chamber, June 21, 2004

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

Assembly Bill No. 1887

Assembly Bill No. 1924

Assembly Bill No. 2091

Assembly Bill No. 2276

Assembly Bill No. 2362

Assembly Bill No. 2614

Assembly Bill No. 2654

Assembly Bill No. 2919

GREGORY P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered enrolled.

Senate Chamber, June 21, 2004

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

Assembly Concurrent Resolution No. 65

Assembly Concurrent Resolution No. 68

Assembly Concurrent Resolution No. 69

GREGORY P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above resolutions ordered enrolled.

Senate Chamber, June 21, 2004

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 438

Senate Concurrent Resolution No. 83

GREGORY P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, June 21, 2004

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

Senate Constitutional Amendment No. 18

GREGORY P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

FIRST READING OF SENATE BILLS

The following resolution was read the first time:

SENATE CONSTITUTIONAL AMENDMENT NO. 18—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 5 of Article II thereof, and by adding Section 9 to Article III thereof, relating to state government.

ASSEMBLY BILL NO. 1948 WITHDRAWN FROM ENROLLMENT

Assembly Member Aghazarian was granted unanimous consent that Assembly Bill No. 1948 be withdrawn from enrollment and that the bill be held at the Desk.

ASSEMBLY BILL NO. 3018 WITHDRAWN FROM ENROLLMENT

Assembly Member Frommer was granted unanimous consent that Assembly Bill No. 3018 be withdrawn from enrollment and that the bill be returned to the Senate for further action.

BILLS PLACED ON INACTIVE FILE

The following bills were placed upon the inactive file:

Senate Bill No. 1584, on request of Assembly Member Frommer;

Assembly Concurrent Resolution No. 238, on request of Assembly Member Hancock.

BILL RETURNED TO SENATE

Assembly Member Dymally was granted unanimous consent that Assembly Bill No. 61 be returned to the Senate for further action.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Frommer announced that the Committee on Transportation would meet today at 2:30 p.m., instead of 1:30 p.m., in Room 4202.

ASSEMBLY RULE 118 SUSPENDED—PRIVILEGES OF THE FLOOR

Assembly Member Bogh 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.

SUSPEND ASSEMBLY RULE 56 AND JOINT RULE 62(a)

Assembly Member Frommer was granted unanimous consent that Assembly Rule 56 and Joint Rule 62(a) be suspended for the purpose of permitting the following committees to hear the following bills, pending re-referral to the committee:

Insurance to hear Senate Bill No. 1689, on Wednesday, June 23, 2004;

Natural Resources to hear Senate Bill No. 558, on Thursday, June 24, 2004;

Judiciary to hear Senate Bill No. 1451, on Tuesday, June 22, 2004;
Environmental Safety and Toxic Materials, to hear Senate Bills Nos. 391 and 1477, on Thursday, June 24, 2004;

Elections, Reapportionment and Constitutional Amendments, to hear Senate Constitutional Amendment No. 18, on Tuesday, June 22, 2004.

JOINT RULE 62(a) WAIVED

Assembly Member Frommer was granted unanimous consent to waive Joint Rule 62(a) to permit the following bills to be heard in committees, as noted:

Transportation to hear Senate Bill No. 1500, today;

Health to hear Senate Bills Nos. 419 and 1159, on Tuesday, June 22, 2004;

Local Government to hear Senate Bills Nos. 592, 1212, 1233, 1351, 1820, 1880, 1161, and 1771, on Wednesday, June 23, 2004;

Appropriations to hear Senate Constitutional Amendments Nos. 8 and 18 and Senate Bills Nos. 1318 and 1319, on Wednesday, June 23, 2004;

Veterans Affairs to hear Senate Bill No. 1322 on Wednesday, June 23, 2004;

Environmental Safety and Toxic Materials, to hear Senate Bill No. 50, on Thursday, June 24, 2004.

RE-REFERENCE OF BILLS AND JOINT RULE 62(a) WAIVED

Assembly Member Frommer was granted unanimous consent that Senate Bill No. 1166 be re-referred from the Committee on Governmental Organization to the Committee on Agriculture and that Joint Rule 62(a) be waived to permit the Committee on Agriculture to hear Senate Bills Nos. 1166 and 1604, on Thursday, June 24, 2004.

SPECIAL RECOGNITION

Assembly Member Wyland introduced Jamie Morel who is leaving her service in his district office, whereupon he extended his best wishes to her in future endeavors.

**ASSEMBLY JOINT RESOLUTION NO. 88 REMOVED FROM CONSENT
CALENDAR AND TAKEN UP**

Assembly Member Nation was granted unanimous consent that Assembly Joint Resolution No. 88 be removed from the Consent Calendar, and to take the resolution up at this time, without reference to file, for purpose of consideration.

ASSEMBLY JOINT RESOLUTION NO. 88 (Nation)—Relative to the federal No Child Left Behind Act of 2001.

Resolution read.

**Members Made Coauthors of
Assembly Joint Resolution No. 88**

Assembly Member Nation was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Assembly Joint Resolution No. 88.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Aghazarian, Bates, Benoit, Berg, Bermudez, Bogh, Calderon, Canciamilla, Chan, Chavez, Chu, Cogdill, Cohn, Corbett, Correa, Cox, Daucher, Diaz, Dutra, Dutton, Dymally, Frommer, Hancock, Harman, Jerome Horton, Shirley Horton, Houston, Jackson, Keene, Kehoe, Koretz, La Malfa, La Suer, Laird, Leslie, Levine, Liu, Longville, Lowenthal, Maddox, Maldonado, Matthews, Maze, McCarthy, Montanez, Mountjoy, Mullin, Nakanishi, Nakano, Negrete McLeod, Nunez, Parra, Pavley, Plescia, Reyes, Richman, Ridley-Thomas, Salinas, Simitian, Spitzer, Steinberg, Strickland, Vargas, Wesson, Wiggins, Wolk, Wyland, and Yee.

Request for Unanimous Consent

Assembly Member Nation was granted unanimous consent to take up Assembly Joint Resolution No. 88, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Joint Resolution No. 88, as Amended

ASSEMBLY JOINT RESOLUTION NO. 88—Relative to the federal No Child Left Behind Act of 2001.

Resolution read, as amended, and adopted by the following vote:

AYES—71

Aghazarian	Dutra	Levine	Plescia
Bates	Dutton	Lieber	Reyes
Benoit	Dymally	Liu	Richman
Berg	Frommer	Longville	Ridley-Thomas
Bermudez	Goldberg	Lowenthal	Runner
Bogh	Hancock	Maddox	Salinas
Calderon	Harman	Maldonado	Simitian
Canciamilla	Horton, Jerome	Matthews	Spitzer
Chan	Horton, Shirley	Maze	Steinberg
Chavez	Houston	McCarthy	Strickland
Chu	Jackson	Montanez	Vargas
Cogdill	Keene	Mountjoy	Wesson
Cohn	Kehoe	Mullin	Wiggins
Corbett	Koretz	Nakano	Wolk
Correa	La Malfa	Nation	Wyland
Cox	La Suer	Negrete McLeod	Yee
Daucher	Laird	Parra	Mr. Speaker
Diaz	Leslie	Pavley	

NOES—1

Haynes

Resolution ordered transmitted to the Senate.

**CONSIDERATION OF DAILY FILE
SENATE BILLS RETURNED TO SECOND READING FILE
PURSUANT TO THE RULES**

Pursuant to the Assembly Rules, the following Senate bills were this day on the second reading file:

Senate Bill No. 1385, ordered to third reading;

Senate Bill No. 1558, ordered to the Consent Calendar.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 1351—An act to add Section 87406.3 to the Government Code, relating to the Political Reform Act of 1974.

Bill read second time; amendments proposed by the Committee on Elections, Redistricting and Constitutional Amendments read and adopted, bill ordered reprinted and to be re-referred to the Committee on Local Government.

SENATE BILL NO. 382—An act to amend Section 1520.5 of the Health and Safety Code, relating to community care facilities.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1874—An act to amend Section 170016 of the Public Utilities Code, relating to airports.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1381—An act to amend Section 887.4 of, and to add Sections 885.4, 885.5, and 885.6 to, the Streets and Highways Code, relating to transportation.

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

SENATE BILL NO. 1322—An act to amend Sections 66025.6, 69433.4, 69750, 69750.3, 69750.5, 69750.7, and 69751 of, to add Section 69751.4 to, and to repeal and add Section 69751.3 of, the Education Code, and to amend Section 981.8 of the Military and Veterans Code, relating to veterans.

Bill read second time; amendments proposed by the Committee on Higher Education read and adopted, bill ordered reprinted and to be re-referred to the Committee on Veterans Affairs.

SENATE BILL NO. 1536—An act to amend Sections 33126, and 49600 of the Education Code, relating to school personnel.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1591—An act to amend Section 52314 of the Education Code, relating to regional occupational programs.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 6—An act relating to education.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 550—An act relating to education.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1177—An act to amend Section 35294.21 of the Education Code, relating to school safety.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1517—An act to amend Sections 51430, 51440, and 51442 of, to amend the heading of Article 3.5 (commencing with Section 51430) of, and to repeal the heading of Article 4 (commencing with Section 51440) of, Chapter 3 of Part 28 of, and to repeal Section 51441 of, the Education Code, relating to public schools.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1534—An act to add Section 19582.5 of the Revenue and Taxation Code, relating to taxation.

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

SENATE BILL NO. 142—An act to amend Sections 124977, 124980, 125000, and 125001 of the Health and Safety Code, relating to genetic testing.

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.

SENATE BILL NO. 1604—An act to amend Sections 6047.60, 6047.63, 6047.64, 6047.68, 6047.69, 6047.70, 6047.74, 6047.76, 6047.77, 6047.78, 6047.79, 6047.80, 6047.82, 6047.87, 6047.88, 6047.89, 6047.94, 6047.96, 6047.97, 6047.101, 6047.105, 6047.109, 6047.112, 6047.113, 6047.118, 6047.124 of, and to repeal Section 6047.93 of, the Food and Agricultural Code, relating to pest control, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Local Government read and adopted, bill ordered reprinted and to be re-referred to the Committee on Agriculture.

SENATE BILL NO. 64—An act to amend the heading of Chapter 8.9 (commencing with Section 10089.70) of Part 1 of Division 2 of, and to amend Sections 10089.70, 10089.71, 10089.72, 10089.79, 10089.80, 10089.82, and 10089.84 of, the Insurance Code, relating to homeowners’ insurance.

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

SENATE BILL NO. 1500—An act to amend Section 11629.85 of the Insurance Code, and to amend Section 4000.37 of, to amend, repeal, and add Section 4000.38 of, and to add Section 16058 to, the Vehicle Code, relating to vehicles.

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

SENATE BILL NO. 1773—An act to add Section 33021 to the Public Utilities Code, relating to transportation.

Bill read second time; amendments proposed by the Committee on Local Government read and adopted, bill ordered reprinted and to be returned to the second reading file.

UNFINISHED BUSINESS

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 141 (Cohn)—An act to amend Section 1109 of the Evidence Code, relating to domestic violence.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—75

Aghazarian	Dutra	Leslie	Pavley
Bates	Dutton	Levine	Plescia
Benoit	Dymally	Lieber	Reyes
Berg	Frommer	Liu	Richman
Bermudez	Garcia	Longville	Ridley-Thomas
Bogh	Goldberg	Lowenthal	Runner
Calderon	Hancock	Maddox	Salinas
Campbell	Harman	Maldonado	Simitian
Canciamilla	Haynes	Matthews	Spitzer
Chan	Horton, Jerome	Maze	Steinberg
Chavez	Horton, Shirley	Montanez	Strickland
Chu	Houston	Mountjoy	Vargas
Cogdill	Jackson	Mullin	Wesson
Cohn	Keene	Nakanishi	Wiggins
Corbett	Kehoe	Nakano	Wolk
Correa	Koretz	Nation	Wyland
Cox	La Malfa	Negrete McLeod	Yee
Daucher	La Suer	Pacheco	Mr. Speaker
Diaz	Laird	Parra	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2049 (Nakanishi)—An act to add Article 4.5 (commencing with Section 123620) to Chapter 2 of Part 2 of Division 106 of the Health and Safety Code, relating to maternal and child health.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—75

Aghazarian	Dutra	Leslie	Pavley
Bates	Dutton	Levine	Plescia
Benoit	Dymally	Lieber	Reyes
Berg	Frommer	Liu	Richman
Bermudez	Garcia	Longville	Ridley-Thomas
Bogh	Goldberg	Lowenthal	Runner
Calderon	Hancock	Maddox	Salinas
Campbell	Harman	Maldonado	Simitian
Canciamilla	Haynes	Matthews	Spitzer
Chan	Horton, Jerome	Maze	Steinberg
Chavez	Horton, Shirley	Montanez	Strickland
Chu	Houston	Mountjoy	Vargas
Cogdill	Jackson	Mullin	Wesson
Cohn	Keene	Nakanishi	Wiggins
Corbett	Kehoe	Nakano	Wolk
Correa	Koretz	Nation	Wyland
Cox	La Malfa	Negrete McLeod	Yee
Daucher	La Suer	Pacheco	Mr. Speaker
Diaz	Laird	Parra	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1264 (Benoit)—An act to amend Sections 4216, 4216.2, and 4216.8 of the Government Code, relating to excavation equipment.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—73

Aghazarian	Dutra	Leslie	Plescia
Bates	Dutton	Levine	Reyes
Benoit	Dymally	Lieber	Richman
Berg	Frommer	Liu	Ridley-Thomas
Bermudez	Garcia	Longville	Runner
Bogh	Goldberg	Lowenthal	Salinas
Calderon	Hancock	Maddox	Simitian
Campbell	Harman	Maldonado	Spitzer
Canciamilla	Haynes	Matthews	Strickland
Chan	Horton, Jerome	Maze	Vargas
Chavez	Horton, Shirley	Mountjoy	Wesson
Chu	Houston	Mullin	Wiggins
Cogdill	Jackson	Nakanishi	Wolk
Cohn	Keene	Nakano	Wyland
Corbett	Kehoe	Nation	Yee
Correa	Koretz	Negrete McLeod	Mr. Speaker
Cox	La Malfa	Pacheco	
Daucher	La Suer	Parra	
Diaz	Laird	Pavley	

NOES—None

Above bill ordered enrolled.

**MOTION TO RECONSIDER
ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 25 CONTINUED**

By unanimous consent, the motion to reconsider the vote on Assembly Constitutional Amendment No. 25 was continued until Thursday, June 24, 2004.

THIRD READING OF SENATE BILLS

SENATE BILL NO. 1208 (Vincent)—An act to amend Section 44830 of the Education Code, relating to teachers.

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

Bill passed by the following vote:

AYES—51

Berg	Dymally	Longville	Reyes
Bermudez	Frommer	Lowenthal	Richman
Calderon	Goldberg	Maddox	Ridley-Thomas
Canciamilla	Hancock	Maldonado	Salinas
Chan	Horton, Jerome	Matthews	Simitian
Chavez	Horton, Shirley	Montanez	Steinberg
Chu	Jackson	Mullin	Vargas
Cohn	Kehoe	Nakanishi	Wesson
Corbett	Koretz	Nakano	Wiggins
Correa	Laird	Nation	Wolk
Daucher	Levine	Negrete McLeod	Yee
Diaz	Lieber	Parra	Mr. Speaker
Dutra	Liu	Pavley	

NOES—24

Aghazarian	Cox	Keene	Pacheco
Bates	Dutton	La Malfa	Plescia
Benoit	Garcia	La Suer	Runner
Bogh	Harman	Leslie	Spitzer
Campbell	Haynes	Maze	Strickland
Cogdill	Houston	Mountjoy	Wyland

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1766 (McPherson)—An act to add Section 47605.2 to the Elections Code, relating to charter schools.

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

Bill passed by the following vote:

AYES—73

Aghazarian	Dutton	Levine	Reyes
Bates	Dymally	Lieber	Richman
Benoit	Frommer	Liu	Ridley-Thomas
Berg	Garcia	Longville	Runner
Bermudez	Goldberg	Lowenthal	Salinas
Bogh	Hancock	Maddox	Simitian
Calderon	Harman	Maldonado	Spitzer
Campbell	Haynes	Matthews	Steinberg
Canciamilla	Horton, Jerome	Maze	Strickland
Chan	Horton, Shirley	Montanez	Vargas
Chavez	Houston	Mountjoy	Wesson
Chu	Jackson	Mullin	Wiggins
Cogdill	Keene	Nakanishi	Wolk
Corbett	Kehoe	Nakano	Wyland
Correa	Koretz	Negrete McLeod	Yee
Cox	La Malfa	Pacheco	Mr. Speaker
Daucher	La Suer	Parra	
Diaz	Laird	Pavley	
Dutra	Leslie	Plescia	

NOES—None

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 1766: Assembly Member Nation from “Aye” to “Not Voting”.

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1143 (Morrow)—An act to amend and repeal Sections 15819.90 and 15819.95 of, and to repeal Sections 15819.80, 15819.85, and 15819.92 of, the Government Code, relating to veterans.

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

Bill passed by the following vote:

AYES—72

Aghazarian	Diaz	Leslie	Pavley
Bates	Dutra	Levine	Plescia
Benoit	Dutton	Lieber	Reyes
Berg	Frommer	Liu	Richman
Bermudez	Garcia	Longville	Ridley-Thomas
Bogh	Goldberg	Lowenthal	Runner
Calderon	Hancock	Maddox	Salinas
Campbell	Harman	Maldonado	Simitian
Canciamilla	Haynes	Maze	Spitzer
Chan	Horton, Jerome	Montanez	Steinberg
Chavez	Horton, Shirley	Mountjoy	Strickland
Chu	Houston	Mullin	Vargas
Cogdill	Jackson	Nakanishi	Wesson
Cohn	Keene	Nakano	Wiggins
Corbett	Kehoe	Nation	Wolk
Correa	Koretz	Negrete McLeod	Wyland
Cox	La Malfa	Pacheco	Yee
Daucher	La Suer	Parra	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1493 (Vasconcellos)—An act to amend Section 116025 of the Health and Safety Code, relating to swimming pools.

Bill read third time.

Motion to Amend

Assembly Member Laird moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

BILLS REMOVED FROM CONSENT CALENDAR

The following bill was removed from the Consent Calendar, and placed on the third reading file, pursuant to Joint Rule 22.2:

Senate Bill No. 1823, on request of Assembly Member Cogdill.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 1284 (Morrow)—An act to add Section 3025.5 to the Family Code, relating to family law.

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

Senate Bill No. 1284 Passed Temporarily

By unanimous consent, Senate Bill No. 1284 was passed temporarily on file.

SENATE BILL NO. 1688 (Ashburn)—An act to add Chapter 8.7 (commencing with Section 1365) to Division 6 of the Military and Veterans Code, relating to veterans.

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

Bill passed by the following vote:

AYES—75

Aghazarian	Dutra	Leslie	Pavley
Bates	Dutton	Levine	Plescia
Benoit	Dymally	Lieber	Reyes
Berg	Frommer	Liu	Richman
Bermudez	Garcia	Longville	Ridley-Thomas
Bogh	Goldberg	Lowenthal	Runner
Calderon	Hancock	Maddox	Salinas
Campbell	Harman	Maldonado	Simitian
Canciamilla	Haynes	Matthews	Spitzer
Chan	Horton, Jerome	Maze	Steinberg
Chavez	Horton, Shirley	Montanez	Strickland
Chu	Houston	Mountjoy	Vargas
Cogdill	Jackson	Mullin	Wesson
Cohn	Keene	Nakanishi	Wiggins
Corbett	Kehoe	Nakano	Wolk
Correa	Koretz	Nation	Wyland
Cox	La Malfa	Negrete McLeod	Yee
Daucher	La Suer	Pacheco	Mr. Speaker
Diaz	Laird	Parra	

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 Bills

SENATE BILL NO. 1784 (Karnette)—An act to add Section 259 to the Vehicle Code, relating to vehicles.

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. 1485 (Burton)—An act to amend Sections 2620 and 2622 of the Business and Professions Code, relating to physical therapy.

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. 1136 (Chesbro)—An act to amend Section 21180 of the Public Contract Code, to amend Sections 12741 and 12742 of the Water Code, and to amend Sections 1, 2, 4, 5, 6, and 41 of the Lake County Flood Control and Water Conservation District Act (Chapter 1544 of the Statutes of 1951), relating to the Lake County Flood Control and Water Conservation District.

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. 1677 (Knight)—An act to amend Section 13 3/4 of the Los Angeles County Flood Control Act (Chapter 755 of the Statutes of 1915), relating to the Los Angeles County Flood Control District.

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. 1407 (Kuehl)—An act to amend Section 2640 of the Family Code, relating to property.

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. 1413 (Brulte)—An act to amend Section 1255.7 of the Health and Safety Code, and to amend Section 271.5 of the Penal Code, relating to abandoned newborns.

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. 1465 (Kuehl)—An act to amend Section 1985.6 of the Code of Civil Procedure, relating to the production of evidence.

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. 1156 (Alarcon)—An act to add Part 4 (commencing with Section 18000) to Division 7 of the Business and Professions Code, relating to business.

Bill read third time, passed, and ordered transmitted to the Senate.

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

Consent Calendar Roll Call

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

AYES—75

Aghazarian	Dutra	Leslie	Pavley
Bates	Dutton	Levine	Plescia
Benoit	Dymally	Lieber	Reyes
Berg	Frommer	Liu	Richman
Bermudez	Garcia	Longville	Ridley-Thomas
Bogh	Goldberg	Lowenthal	Runner
Calderon	Hancock	Maddox	Salinas
Campbell	Harman	Maldonado	Simitian
Canciamilla	Haynes	Matthews	Spitzer
Chan	Horton, Jerome	Maze	Steinberg
Chavez	Horton, Shirley	Montanez	Strickland
Chu	Houston	Mountjoy	Vargas
Cogdill	Jackson	Mullin	Wesson
Cohn	Keene	Nakanishi	Wiggins
Corbett	Kehoe	Nakano	Wolk
Correa	Koretz	Nation	Wyland
Cox	La Malfa	Negrete McLeod	Yee
Daucher	La Suer	Pacheco	Mr. Speaker
Diaz	Laird	Parra	

NOES—None

MEMBERS EXCUSED FOR COMMITTEE MEETING

At 12:53 p.m., by unanimous consent, the members of the Committee on Rules were excused for the purpose of attending a meeting of the committee at this time, in the Tom Bane Rules Committee Room, and without objection, the House was permitted to continue in Floor session.

SUSPEND ASSEMBLY RULE 56 AND JOINT RULE 62(a)

Assembly Member Frommer was granted unanimous consent that Assembly Rule 56 and Joint Rule 62(a) be suspended for the purpose of permitting the following committees to hear the following bills, on Thursday, June 24, 2004, pending re-referral to the committee:

Committee on Utilities and Commerce, to hear Senate Bill No. 199;
Committee on Judiciary, to hear Senate Bill No. 493;
Committee on Transportation, to hear Senate Bills Nos. 792 and 1269; and
Committee on Natural Resources, to hear Senate Bill No. 1478.

ADJOURN IN MEMORY

Assembly Member Garcia was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Juanita Aguilera Pérez Ruiz, of Grass Valley.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Berg was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of John Joseph Maguire, of Eureka; Edilith Eckart, of Arcata; and Jake Alexander, of Monte Rio.

Assembly Member Canciamilla was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Sal Riva, of Antioch.

Assembly Member Liu was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Jim Beckham, of Eagle Rock.

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 Jean E. Curtis, of Fairfield; and James Dean Carver, of West Sacramento.

FURTHER CONSIDERATION OF SENATE BILL NO. 1284

SENATE BILL NO. 1284 (Morrow)—An act to add Section 3025.5 to the Family Code, relating to family law.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—70

Aghazarian	Dutton	Lieber	Reyes
Bates	Dymally	Liu	Richman
Benoit	Frommer	Longville	Ridley-Thomas
Berg	Garcia	Lowenthal	Runner
Bermudez	Goldberg	Maddox	Salinas
Bogh	Hancock	Maldonado	Simitian
Campbell	Harman	Matthews	Spitzer
Canciamilla	Haynes	Maze	Steinberg
Chavez	Horton, Jerome	Montanez	Strickland
Chu	Horton, Shirley	Mountjoy	Vargas
Cogdill	Keene	Mullin	Wesson
Cohn	Kehoe	Nakanishi	Wiggins
Corbett	Koretz	Nakano	Wolk
Correa	La Malfa	Nation	Wyland
Cox	La Suer	Pacheco	Yee
Daucher	Laird	Parra	Mr. Speaker
Diaz	Leslie	Pavley	
Dutra	Levine	Plescia	

NOES—None

Bill ordered transmitted to the Senate.

JOINT RULE 62(a) WAIVED

Assembly Member Frommer was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 18 for hearing in the Committee on Appropriations on Wednesday, June 23, 2004, and Senate Bill No. 1781 for hearing in the Committee on Public Safety on Tuesday, June 22, 2004.

SUSPEND ASSEMBLY RULE 56 AND JOINT RULE 62(a)

Assembly Member Frommer was granted unanimous consent that Assembly Rule 56 and Joint Rule 62(a) be suspended for the purpose of permitting the Committee on Governmental Organization to hear Senate Bill No. 1781, on Thursday, June 24, 2004, pending re-referral to the committee.

CONSIDERATION OF DAILY FILE (RESUMED)**UNFINISHED BUSINESS (RESUMED)****CONSIDERATION OF SENATE AMENDMENTS**

ASSEMBLY JOINT RESOLUTION NO. 50 (Pavley)—Relative to fuel cell vehicles.

The question being: Shall the Assembly concur in the Senate amendments to the above resolution?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—73

Aghazarian	Dutra	Lieber	Reyes
Bates	Dutton	Liu	Richman
Benoit	Dymally	Longville	Ridley-Thomas
Berg	Frommer	Lowenthal	Runner
Bermudez	Garcia	Maddox	Salinas
Bogh	Goldberg	Maldonado	Simitian
Calderon	Hancock	Matthews	Spitzer
Campbell	Harman	Maze	Steinberg
Canciamilla	Horton, Jerome	Montanez	Strickland
Chan	Horton, Shirley	Mountjoy	Vargas
Chavez	Houston	Mullin	Wesson
Chu	Jackson	Nakanishi	Wiggins
Cogdill	Keene	Nakano	Wolk
Cohn	Kehoe	Nation	Wyland
Corbett	Koretz	Negrete McLeod	Yee
Correa	La Malfa	Pacheco	Mr. Speaker
Cox	La Suer	Parra	
Daucher	Laird	Pavley	
Diaz	Levine	Plescia	

NOES—None

Above resolution ordered enrolled.

SUSPEND ASSEMBLY RULE 56 AND JOINT RULE 62(a)

Assembly Member Frommer was granted unanimous consent that Assembly Rule 56 and Joint Rule 62(a) be suspended for the purpose of permitting the Committee on Education to hear Senate Bill No. 1897 pending re-referral to the committee.

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. 88: Bermudez, Bogh, Chu, Diaz, Jerome Horton, Houston, Keene, Koretz, Leslie, Ridley-Thomas, Spitzer, and Wiggins—Aye.

Assembly Bill No. 141, Concurrence: Bermudez, Bogh, Chu, Diaz, Hancock, Jerome Horton, Houston, Keene, Koretz, Leslie, Nakano, Pacheco, Ridley-Thomas, Spitzer, and Wiggins—Aye.

Assembly Bill No. 2049, Concurrence: Diaz, Hancock, Jerome Horton, Houston, Keene, Koretz, and Leslie—Aye.

Assembly Bill No. 1264, Concurrence: Chu, Diaz, Hancock, Haynes, Jerome Horton, Houston, Keene, Koretz, Laird, Leslie, and Nation—Aye.

Senate Bill No. 1208: Correa, Koretz, Maddox, and Nation—Aye; Houston and Keene—No.

Senate Bill No. 1766: Correa, Houston, Keene, Koretz, and Simitian—Aye.

Senate Bill No. 1143: Correa, Houston, Keene, Koretz, and Longville—Aye.

Senate Bill No. 1688: Correa, Jackson, Keene, Pavley, Ridley-Thomas, Wesson, and Wiggins—Aye.

Consent Calendar: Wolk—Aye.

Senate Bill No. 1284: Aghazarian, Correa, Leslie, Spitzer, and Wolk—Aye.

MOTION TO ADJOURN

At 1:10 p.m., Assembly Member Calderon moved that the Assembly do now adjourn.

Assembly Member Runner seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 1:11 p.m., Speaker pro Tempore Yee declared the quorum call of the Assembly dispensed with.

RESOLUTIONS

The following resolutions were offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 247—Bermudez. Relative to Homeland security funds.

ASSEMBLY CONCURRENT RESOLUTION NO. 248—Mountjoy (Coauthor: Dutton). Relative to Donald S. Wieman Vista Point.

ASSEMBLY CONCURRENT RESOLUTION NO. 249—Mountjoy (Coauthor: Goldberg). Relative to the Abiel Barron Memorial Highway.

AUTHOR'S AMENDMENTS**Committee on Judiciary**

June 21, 2004

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

Senate Bill No. 1682

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

CORBETT, Chair

SENATE BILL NO. 1682—An act to amend Sections 1365.1 and 1367.1, to add Section 1367.4 to, and to repeal Section 1366.3 of, the Civil Code, and to amend Sections 116.540 and 703.010 of, and to add Section 729.035 to, the Code of Civil Procedure, relating to common interest developments.

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 21, 2004

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

Senate Bill No. 1161

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

SALINAS, Chair

SENATE BILL NO. 1161—An act relating to public libraries.

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 Insurance**

June 21, 2004

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

Senate Bill No. 1474

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

VARGAS, Chair

SENATE BILL NO. 1474—An act to add Chapter 11.3 (commencing with Section 679.8) to Part 1 of Division 1 of the Insurance Code, relating to homeowners' insurance.

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 21, 2004

Mr. Speaker: The Chair of your Committee on Business and Professions reports:
Assembly Bill No. 2449

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

CORREA, Chair

ASSEMBLY BILL NO. 2449—An act to add Section 6101.5 to the Public Contract Code, relating to public contracts, 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 Business and Professions

June 21, 2004

Mr. Speaker: The Chair of your Committee on Business and Professions reports:
Senate Bill No. 74
Senate Bill No. 1520

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

CORREA, Chair

SENATE BILL NO. 74—An act to add Section 11005.4 to the Government Code, relating to state property.

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. 1520—An act to add Chapter 13.4 (commencing with Section 25980) to Division 20 of the Health and Safety Code, relating to force fed birds.

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 21, 2004

Mr. Speaker: Your Committee on Rules reports:
Senate Bill No. 419

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

MONTANEZ, Chair

Above bill re-referred to the Committee on Health.

Date of Hearing: June 21, 2004

Mr. Speaker: Your Committee on Rules reports:
Senate Bill No. 792

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

MONTANEZ, Chair

Above bill re-referred to the Committee on Transportation.

Date of Hearing: June 21, 2004

Mr. Speaker: Your Committee on Rules reports:
Senate Bill No. 1597

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

MONTANEZ, Chair

Above bill ordered to second reading.

Date of Hearing: June 21, 2004

Mr. Speaker: Your Committee on Rules reports:
Senate Concurrent Resolution No. 81

With the recommendation: Be adopted.

MONTANEZ, Chair

Above resolution ordered to third reading.

Committee on Elections, Redistricting and Constitutional Amendments

Date of Hearing: June 15, 2004

Mr. Speaker: Your Committee on Elections, Redistricting and Constitutional Amendments reports:

Senate Bill No. 1577

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

LONGVILLE, Chair

Above bill ordered to second reading.

Date of Hearing: June 15, 2004

Mr. Speaker: Your Committee on Elections, Redistricting and Constitutional Amendments reports:

Senate Bill No. 1458

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

LONGVILLE, Chair

Above bill ordered to second reading.

Committee on Education

Date of Hearing: June 16, 2004

Mr. Speaker: Your Committee on Education reports:

Senate Bill No. 722

Senate Bill No. 1384

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

GOLDBERG, Chair

Above bills ordered to second reading.

Date of Hearing: June 16, 2004

Mr. Speaker: Your Committee on Education reports:
Assembly Concurrent Resolution No. 235

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

GOLDBERG, Chair

Above resolution ordered to second reading.

Committee on Public Employees, Retirement and Social Security

Date of Hearing: June 16, 2004

Mr. Speaker: Your Committee on Public Employees, Retirement and Social Security reports:

Senate Bill No. 1260

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

NEGRETE McLEOD, Chair

Above bill ordered to second reading.

Committee on Governmental Organization

Date of Hearing: June 21, 2004

Mr. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 1227

Senate Bill No. 1654

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

JEROME HORTON, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: June 21, 2004

Mr. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 1643

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

JEROME HORTON, Chair

Above bill re-referred to the Committee on Appropriations.

Committee on Judiciary

Date of Hearing: June 15, 2004

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 1248

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

CORBETT, Chair

Above bill ordered to second reading.

Date of Hearing: June 15, 2004

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 1633

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

CORBETT, Chair

Above bill ordered to second reading.

Committee on Health

Date of Hearing: June 15, 2004

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 1333

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

COHN, Chair

Above bill ordered to second reading.

Date of Hearing: June 15, 2004

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 1360

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

COHN, Chair

Above bill ordered to second reading.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 21, 2004

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

Assembly Bill No. 13

Assembly Bill No. 254

Assembly Bill No. 883

Assembly Bill No. 920

Assembly Bill No. 1840

Assembly Bill No. 1851

Assembly Bill No. 1883

Assembly Bill No. 1901

Assembly Bill No. 1920

Assembly Bill No. 1985

Assembly Bill No. 2126

Assembly Bill No. 2337

Assembly Bill No. 2490

Assembly Bill No. 2649

And reports the same correctly enrolled, and presented to the Governor on the 21st day of June, 2004, at 2:45 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, June 21, 2004

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

Assembly Joint Resolution No. 33

Assembly Joint Resolution No. 54

Assembly Joint Resolution No. 70

And reports the same correctly enrolled, and presented to the Secretary of State on the 21st day of June, 2004, at 3 p.m.

E. DOTSON WILSON, Chief Clerk

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Calderon, the Assembly adjourned until 7 a.m., Tuesday, June 22, 2004, or upon Call of the Speaker, out of respect to the memory of Juanita Aguilera Pérez Ruiz, on motion of Assembly Member Garcia; out of respect to the memory of John Joseph Maguire, Edilith Eckart, and Jake Alexander, on motion of Assembly Member Berg; out of respect to the memory of Sal Riva, on motion of Assembly Member Canciamilla; out of respect to the memory of Jim Beckham, on motion of Assembly Member Liu; and out of respect to the memory of Jean E. Curtis and James Dean Carver, on motion of Assembly Member Wolk.

 FABIAN NUÑEZ, Speaker

PAM CAVILEER, Minute Clerk

