

CALIFORNIA LEGISLATURE  
2005-06 REGULAR SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, June 30, 2005**

**NINETY-EIGHTH SESSION DAY**

**TWO HUNDRED SEVENTH 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  
Thursday, June 30, 2005

The Assembly met at 9:32 a.m.  
Hon. Leland Y. Yee, Speaker pro Tempore of the Assembly,  
presiding.  
Chief Clerk E. Dotson Wilson at the Desk.  
Assistant Clerk Brian Ebbert reading.

#### ROLL CALL

The roll was called.

#### Quorum Call of the Assembly

Assembly Member Mountjoy moved a quorum call of the Assembly.  
Motion carried.  
At 9:33 a.m., Speaker pro Tempore Yee placed a quorum call upon the  
Assembly.  
The Speaker pro Tempore directed the Sergeant at Arms to close the  
doors, and to bring in the absent Members.

#### Quorum Present

At 10:04 a.m., Speaker pro Tempore Yee declared a quorum of the  
Assembly present.  
The roll call was completed, and the following answered to their  
names—77:

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

**PRAYER**

Upon invitation of Speaker pro Tempore Yee, the following prayer was offered by Assembly Member Tim Leslie:

*Lord, As we come near the end of our Budget Negotiations, we ask that You guide those who are in those negotiations to come to a fair, sensible, compassionate agreement. We pray for Your blessing on our State, our Governor, on this House and the Senate as well. We ask You to guide our activities, our behavior in a way that is pleasing to You, O God. We pray this in the name of the Lord.—AMEN.*

**PLEDGE OF ALLEGIANCE TO THE FLAG**

Upon request of Speaker pro Tempore Yee, Assembly Member Berg 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 Bass, 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:

*Because of illness: Assembly Member Cohn.*

*Because of illness in her family: Assembly Member Oropeza.*

**SPECIAL COMMITTEE MEETINGS**

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

Arts, Entertainment, Sports, Tourism, and Internet Media, on Tuesday, July 5, 2005, upon adjournment of Floor Session;

Education, on Wednesday, July 6, 2005, at 1:30 p.m., in Room 126;

Water, Parks and Wildlife, on Wednesday, July 6, 2005, at 1:30 p.m., in Room 437;

Select Committee on Prison Construction and Operations, on July 7, 2005.

**Request to Suspend Assembly Rule 47.1**

To the Committee on Rules:

I request permission to invoke Assembly Rule 47.1 to the following bills:

Assembly Bill No. 74 (Frommer)

Assembly Bill No. 208 (Parra)

Assembly Bill No. 330 (Saldaña)

Assembly Bill No. 359 (Saldaña)

Assembly Bill No. 428 (Torrico)

Assembly Bill No. 556 (Jerome Horton)

Assembly Bill No. 599 (Saldaña)

Assembly Bill No. 717 (Jerome Horton)

Assembly Bill No. 1270 (Goldberg)

Assembly Bill No. 1380 (Ruskin)

Assembly Bill No. 1559 (McLeod)

Assembly Joint Resolution No. 12 (Laird)

CINDY MONTAÑEZ

**Permission of Rules Committee**

Assembly Chamber, June 30, 2005

The Committee on Rules grants authorization to invoke Assembly Rule 47.1 to the following bills:

- Assembly Bill No. 74 (Frommer)
- Assembly Bill No. 208 (Parra)
- Assembly Bill No. 330 (Saldaña)
- Assembly Bill No. 359 (Saldaña)
- Assembly Bill No. 428 (Torrico)
- Assembly Bill No. 556 (Jerome Horton)
- Assembly Bill No. 599 (Saldaña)
- Assembly Bill No. 717 (Jerome Horton)
- Assembly Bill No. 1270 (Goldberg)
- Assembly Bill No. 1380 (Ruskin)
- Assembly Bill No. 1559 (McLeod)
- Assembly Joint Resolution No. 12 (Laird)

MONTAÑEZ, Chair

**REFERENCE OF BILLS TO COMMITTEE**

Pursuant to the Assembly Rules, the following resolution was referred to committee:

*Assembly Concurrent*

<i>Resolution No.</i>	<i>Committee</i>
75 -----	Rls.

**ENGROSSMENT AND ENROLLMENT REPORTS**

Assembly Chamber, June 30, 2005

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

- Assembly Constitutional Amendment No. 6
- Assembly Constitutional Amendment No. 20

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolutions re-referred to committee.

Assembly Chamber, June 30, 2005

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

- Assembly Joint Resolution No. 26

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

Assembly Chamber, June 30, 2005

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

- House Resolution No. 17

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

Assembly Chamber, June 30, 2005

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

- Assembly Joint Resolution No. 21

And reports the same correctly enrolled, and presented to the Secretary of State on the 30th day of June, 2005, at 11:30 a.m.

E. DOTSON WILSON, Chief Clerk

**RESOLUTIONS**

The following resolution was offered:

**HOUSE RESOLUTION NO. 18**—Mullin (Coauthors: Coto, Jerome Horton, Jones, Karnette, Leno, Levine, Torrico, and Yee). Relative to airline industry employees' retirement benefits.

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

Pursuant to Assembly Rule 77.2, Speaker pro Tempore Yee re-referred Assembly Bill No. 1373 to the Committee on Public Employees, Retirement and Social Security.

**BILLS PLACED ON INACTIVE FILE**

The following bill was placed upon the inactive file:

**Senate Bill No. 777**, on request of Assembly Member Bass.

**RE-REFERENCE OF BILLS**

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

Senate Bill No. 503 from the Committee on Business and Professions to the Committee on Governmental Organization;

Senate Bill No. 734 from the Committee on Appropriations to the Committee on Health.

**SUSPEND ASSEMBLY RULE 56 AND JOINT RULE 62(a)**

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

Committee on Banking and Finance, to hear Senate Bill No. 550, on Wednesday, July 6, 2005;

Committee on Housing and Community Development, to hear Senate Bill No. 1, on Thursday, July 7, 2005.

**CAUCUS ANNOUNCEMENTS**

At 10:16 a.m., Assembly Member Bogh was granted unanimous consent that the Republican Caucus be permitted to meet in the Tom Bane Rules Committee Room.

**RECESS**

By unanimous consent, at 10:16 a.m., Speaker pro Tempore Yee declared the Assembly recessed.

Speaker Núñez announced that the Democratic Caucus would meet in the Assembly Lounge.

**RECONVENED**

At 11:45 a.m., the Assembly reconvened.

Hon. Leland Y. Yee, Speaker pro Tempore of the Assembly, presiding.

**CONSIDERATION OF DAILY FILE  
UNFINISHED BUSINESS  
CONFERENCE COMMITTEE REPORT ON SENATE BILL NO. 77  
RECONSIDERED BY UNANIMOUS CONSENT**

In compliance with a motion given, Assembly Member Laird was granted unanimous consent that the vote be reconsidered whereby the Conference Committee Report on Senate Bill No. 77 was refused adoption.

**SENATE BILL NO. 77 (As proposed by the Conference Committee)**—An act making appropriations for the support of the government of the State of California and for several public purposes in accordance with the provisions of Section 12 of Article IV of the Constitution of the State of California, and declaring the urgency thereof, to take effect immediately.

Conference Committee Report presented by Assembly Member Laird.

**Assembly Rule 112 Suspended**

Assembly Member Vargas was granted unanimous consent that Assembly Rule 112 be suspended to permit him to read a paper on the Floor of the Assembly.

**Request for Use of Visual Aids**

Assembly Member Garcia was granted unanimous consent to use visual aids on the Floor to assist in debate.

**Assembly Rule 112 Suspended**

Assembly Member Wolk was granted unanimous consent that Assembly Rule 112 be suspended to permit her to read a paper on the Floor of the Assembly.

**At 1:30 p.m., Speaker Fabian Núñez, 46th District, presiding**

**Conference Committee Report on Senate Bill No. 77 Passed Temporarily**

Speaker Núñez was granted unanimous consent that the Conference Committee Report on Senate Bill No. 77 be passed temporarily.

**RECESS**

By unanimous consent, at 1:33 p.m., Speaker Núñez declared the Assembly recessed.

**RECONVENED**

At 2:05 p.m., the Assembly reconvened.

Hon. Fabian Núñez, Speaker of the Assembly, presiding.

**UNANIMOUS CONSENT TO PASS AND RETAIN**

Speaker Núñez was granted unanimous consent that the Conference Committee Report on Senate Bill No. 77 be passed on file, to retain its place on file.

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

**SENATE BILL NO. 941**—An act to amend Sections 1797.98a and 1797.98c of, and to amend and repeal Section 1797.98e of, the Health and Safety Code, and to amend Sections 16952, 16953.3, 16955, and 16956 of, and to add Sections 16952.1 and 16956.5 to, the Welfare and Institutions Code, relating to emergency medical services.

Bill read second time, and ordered to third reading.

**SENATE BILL NO. 822**—An act to add Section 601.2 to the San Gabriel Basin Water Quality Authority Act (Chapter 776 of the Statutes of 1992), relating to water, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

**SENATE BILL NO. 797**—An act to amend Section 11357 of the Health and Safety Code, and to amend Section 23222 of the Vehicle Code, relating to crime.

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

**SENATE BILL NO. 444**—An act to amend Section 186.22 of the Penal Code, relating to crime.

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. 598**—An act to amend Sections 20001 and 20002 of the Vehicle Code, relating to vehicles.

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. 618**—An act to add Section 1203.8 to the Penal Code, relating to sentencing.

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. 619**—An act to add Chapter 1.4 (commencing with Section 1210.7) to Title 8 of Part 2 of, and to add Article 2 (commencing with Section 3010) to Title 1 of Part 3 of, the Penal Code, relating to electronic monitoring of offenders, and declaring the urgency thereof, to take effect immediately.

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. 104**—An act to amend Sections 26602 and 41601 of the Government Code, and to amend Section 101317 of, and to add Sections 100106 and 101029 to, the Health and Safety Code, relating to public health.

Bill read second time, and ordered to Consent Calendar.

**SENATE BILL NO. 547**—An act to add and repeal Section 22651.10 of the Vehicle Code, relating to vehicles.

Bill read second time, and ordered to third reading.

**SENATE BILL NO. 140**—An act to amend Sections 4216.3 and 4216.4 of the Government Code, relating to subsurface installations.

Bill read second time, and ordered to third reading.

**SENATE BILL NO. 279**—An act to add Article 18.5 (commencing with Section 2418) to Chapter 5 of Division 2 of the Business and Professions Code, relating to physicians and surgeons.

Bill read second time, and ordered to third reading.

**SENATE BILL NO. 581**—An act to amend Sections 1812.85 and 1812.86 of, and to add Section 1812.96 to, the Civil Code, relating to health studios.

Bill read second time, and ordered to third reading.

**SENATE BILL NO. 684**—An act to add Section 51221.1 to the Education Code, relating to pupil instruction.

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

**SENATE BILL NO. 161**—An act to add Article 9 (commencing with Section 49055) to Chapter 6 of Part 27 of the Education Code, relating to pupils.

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

**SENATE BILL NO. 352**—An act to add and repeal Article 4.8 (commencing with Section 44518) of Chapter 3 of Part 25 of the Education Code, relating to employee training programs, and declaring the urgency thereof, to take effect immediately.

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

**SENATE BILL NO. 821**—An act to amend Section 41326 of, and to add Section 52055.58 to, the Education Code, relating to education.

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

**SENATE BILL NO. 661**—An act to add and repeal Section 89241 of the Education Code, relating to public postsecondary education.

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 Appropriations.

**SENATE BILL NO. 399**—An act to amend Section 23004.1 of the Government Code, and to amend Section 14124.791 of, and to add Section 14124.792 to, the Welfare and Institutions Code, relating to health services.

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

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

Bill read second time, and ordered to third reading.

**SENATE BILL NO. 1026**—An act to repeal Section 65586 of the Government Code, relating to housing elements.

Bill read second time, and ordered to third reading.

**SENATE BILL NO. 198**—An act to amend Section 18080.5 of, to add Sections 18035.26 and 18871.1 to, to add Article 2.1 (commencing with Section 18615) to, and to repeal the heading of Article 2.5 of, Chapter 5 of Part 2.1 of Division 13 of, the Health and Safety Code, relating to manufactured homes, and making an appropriation therefor.

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

**SENATE BILL NO. 806**—An act to amend Sections 12509, 12810, and 12814.6 of, and to add Sections 12814.9 and 12814.10 to, the Vehicle Code, relating to vehicles.

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. 275**—An act to add Section 87 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. 1113**—An act to amend Sections 5641.4, 6714, 7018.5, 7159.4, 7159.5, 7159.6, 7159.10, 7159.11, 7159.12, 7159.13, and 7159.14 of, to amend and repeal Sections 7030, 7159, and 7159.3 of, and to amend, repeal, and add Sections 7164 and 7167 of, the Business and Professions Code, and to amend Section 1689.15 of, and to amend and repeal Sections 1689.5, 1689.6, 1689.7, and 1689.13 of, the Civil Code, and to repeal Section 21 of Chapter 566 of the Statutes of 2004, relating to professions and vocations, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

#### **ANNOUNCEMENTS**

Speaker Núñez announced the following session schedule:

Friday, July 1, 2005, Check-in Session, 5 a.m.–3 p.m.;

Saturday, July 2, 2005, Floor Session, upon Call of Speaker;

Sunday, July 3, 2005, Floor Session, upon Call of Speaker;

Tuesday, July 5, 2005, Floor Session, at noon.

#### **CONSIDERATION OF DAILY FILE (RESUMED)**

#### **UNFINISHED BUSINESS (RESUMED)**

#### **MOTION TO RECONSIDER BILLS CONTINUED**

By unanimous consent, the motions to reconsider the votes on Assembly Bills Nos. 6 and 1029 were continued until Tuesday, July 5, 2005.

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

Assembly Member Bass was granted unanimous consent that Senate Bill No. 780 be re-referred from the Committee on Education to the Committee on Higher Education.

#### **CAUCUS ANNOUNCEMENTS**

Assembly Member Bogh announced that the Republican Caucus would meet upon adjournment of Floor session, in the Tom Bane Rules Committee 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 Aaron Edward Zwerdling, of Arcata.

Assembly Member Frommer was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Caroline Leonetti Ahmanson, of Beverly Hills.

Assembly Member Huff was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Deputy Jerry Ortiz, of Diamond Bar.

Assembly Member Jones was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Sgt. Arnold Duplantier II and Lt. Col. Helen Waara, of Sacramento.

Assembly Member Laird was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Edna Kimbro, of Watsonville.

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

Assembly Member Wolk was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Carroll I. Henwood, of Davis; Thelma B. Drotar, of Dixon; Winfred W. Adams, of El Macero; Alice Arbeeny and Clyde Leon Messinger, of Fairfield; Robert F. Alexander, Burnice B. Horn, Jesus Jessé Flores, Dolores Ann Lopez, Claudette Kaye Martinelli, and Daniel L. Perkins, Sr., of Vacaville; and Joe Bob Chance, of Woodland.

#### **MOTION TO ADJOURN**

At 2:08 p.m., Assembly Member Bass moved that the Assembly do now adjourn.

Assembly Member McCarthy seconded the motion.

Motion carried.

#### **QUORUM CALL OF THE ASSEMBLY DISPENSED WITH**

At 2:09 p.m., Speaker Núñez declared the quorum call of the Assembly dispensed with.

#### **AUTHOR'S AMENDMENTS**

##### **Committee on Public Employees, Retirement and Social Security**

June 30, 2005

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

Senate Bill No. 973

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

TORRICO, Chair

**SENATE BILL NO. 973**—An act to add Section 24300.3 to the Education Code, and to add Sections 21451.5 and 31760.7 to the Government Code, relating to domestic partners, 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 Insurance**

June 30, 2005

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

Senate Bill No. 1105

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

VARGAS, Chair

**SENATE BILL NO. 1105**—An act to amend Sections 1872.83, 1874.1, and 1877.1 of the Insurance Code, relating to insurance fraud.

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 30, 2005

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

Senate Bill No. 668

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

HANCOCK, Chair

**SENATE BILL NO. 668**—An act to amend Section 10295.5 of, and to repeal and add Sections 20676 of, the Public Contract Code, and to amend Sections 2207, 2714, 2715, 2716, 2728, 2761, 2763, 2770, 2773.1, 2774, 2774.1, and 2775 of, to add Sections 2729.5, 2772.7, and 2772.8 to, and to repeal and add Sections 2731 and 2773.2 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.

**AUTHOR'S AMENDMENTS**  
**Committee on Judiciary**

June 30, 2005

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

Senate Bill No. 894

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

JONES, Chair

**SENATE BILL NO. 894**—An act to add Section 6126.3 to the Business and Professions Code, relating to attorneys.

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

**AUTHOR'S AMENDMENTS**  
**Committee on Appropriations**

June 30, 2005

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

Senate Bill No. 40

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

CHU, Chair

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

Bill read second time; 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 30, 2005

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

Senate Bill No. 419

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

OROPEZA, Chair

**SENATE BILL NO. 419**—An act to add Chapter 6.95.1 (commencing with Section 25546) to Division 20 of the Health and Safety Code, relating to hazardous materials.

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 30, 2005

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

Senate Bill No. 402

Senate Bill No. 1068

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

LEVINE, Chair

**SENATE BILL NO. 402**—An act to amend Section 2891.1 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. 1068**—An act to add Article 11 (commencing with Section 905) to Chapter 4 of Part 1 of Division 1 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.

#### **AUTHOR'S AMENDMENTS**

##### **Committee on Health**

June 30, 2005

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

Senate Bill No. 37

Senate Bill No. 367

Senate Bill No. 611

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

CHAN, Chair

**SENATE BILL NO. 37**—An act to amend Section 35179.1 of, and to add Article 6.5 (commencing with Section 49030) to Chapter 6 of Part 27 of, the Education Code, and to amend Section 110423.2 of the Health and Safety 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. 367**—An act to amend Sections 10123.147, 12921, 12921.1, 12921.15, 12921.3, and 12921.4 of 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.

**SENATE BILL NO. 611**—An act to add Article 6.5 (commencing with Section 110806) to Chapter 5 of Part 5 of Division 104 of the Health and Safety Code, relating to food.

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 Appropriations**

Date of Hearing: June 29, 2005

Mr. Speaker: Your Committee on Appropriations reports:

- |                     |                     |
|---------------------|---------------------|
| Senate Bill No. 3   | Senate Bill No. 467 |
| Senate Bill No. 39  | Senate Bill No. 488 |
| Senate Bill No. 48  | Senate Bill No. 683 |
| Senate Bill No. 59  | Senate Bill No. 709 |
| Senate Bill No. 218 | Senate Bill No. 772 |
| Senate Bill No. 239 | Senate Bill No. 800 |
| Senate Bill No. 283 | Senate Bill No. 930 |
| Senate Bill No. 408 | Senate Bill No. 940 |

With the recommendation: Do pass.

CHU, Chair

Above bills ordered to second reading.

Date of Hearing: June 29, 2005

Mr. Speaker: Your Committee on Appropriations reports:

- |                     |                     |
|---------------------|---------------------|
| Senate Bill No. 14  | Senate Bill No. 299 |
| Senate Bill No. 15  | Senate Bill No. 347 |
| Senate Bill No. 47  | Senate Bill No. 396 |
| Senate Bill No. 101 | Senate Bill No. 447 |
| Senate Bill No. 224 | Senate Bill No. 455 |
| Senate Bill No. 245 | Senate Bill No. 548 |
| Senate Bill No. 278 | Senate Bill No. 614 |

With the recommendation: Do pass.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above bills be placed on the Consent Calendar.

CHU, Chair

Above bills ordered to second reading.

Date of Hearing: June 29, 2005

Mr. Speaker: Your Committee on Appropriations reports:

- |                     |                      |
|---------------------|----------------------|
| Senate Bill No. 630 | Senate Bill No. 816  |
| Senate Bill No. 647 | Senate Bill No. 979  |
| Senate Bill No. 701 | Senate Bill No. 1036 |
| Senate Bill No. 784 | Senate Bill No. 1062 |

With the recommendation: Do pass.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above bills be placed on the Consent Calendar.

CHU, Chair

Above bills ordered to second reading.

Date of Hearing: June 29, 2005

Mr. Speaker: Your Committee on Appropriations reports:

- |                     |                     |
|---------------------|---------------------|
| Senate Bill No. 141 | Senate Bill No. 375 |
| Senate Bill No. 238 | Senate Bill No. 744 |
| Senate Bill No. 323 |                     |

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

CHU, Chair

Above bills ordered to second reading.

Date of Hearing: June 29, 2005

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 383

Senate Bill No. 966

With the recommendation: Do pass, as amended.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above bills be placed on the Consent Calendar.

CHU, Chair

Above bills ordered to second reading.

**Committee on Public Employees, Retirement and Social Security**

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

Senate Bill No. 733

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

TORRICO, Chair

Above bill ordered to second reading.

**Committee on Appropriations**

Date of Hearing: June 29, 2005

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Concurrent Resolution No. 63

With the recommendation: Be adopted, as amended.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above resolution be placed on the Consent Calendar.

CHU, Chair

Above resolution ordered to second reading.

Date of Hearing: June 29, 2005

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 1774

With the recommendation: Do pass.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above bill be placed on the Consent Calendar.

CHU, Chair

Above bill ordered to second reading.

Date of Hearing: June 29, 2005

Mr. Speaker: Your Committee on Appropriations reports:

Senate Concurrent Resolution No. 8

Senate Concurrent Resolution No. 12

Senate Concurrent Resolution No. 46

With the recommendation: Be adopted.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above resolutions be placed on the Consent Calendar.

CHU, Chair

Above resolutions ordered to the Consent Calendar.

Date of Hearing: June 29, 2005

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Concurrent Resolution No. 37

With the recommendation: Be adopted.

CHU, Chair

Above resolution ordered to third reading.

**Committee on Agriculture**

Date of Hearing: June 29, 2005

Mr. Speaker: Your Committee on Agriculture reports:

Senate Bill No. 303

Senate Bill No. 872

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

MATTHEWS, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: June 29, 2005

Mr. Speaker: Your Committee on Agriculture reports:

Senate Bill No. 730

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

MATTHEWS, Chair

Above bill re-referred to the Committee on Health.

**Committee on Education**

Date of Hearing: June 29, 2005

Mr. Speaker: Your Committee on Education reports:

Senate Bill No. 559

Senate Bill No. 970

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

GOLDBERG, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: June 29, 2005

Mr. Speaker: Your Committee on Education reports:

Senate Bill No. 327

Senate Bill No. 854

Senate Bill No. 657

Senate Bill No. 912

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

GOLDBERG, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: June 29, 2005

Mr. Speaker: Your Committee on Education reports:

Senate Bill No. 794

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

GOLDBERG, Chair

Above bill re-referred to the Committee on Higher Education.

Date of Hearing: June 29, 2005

Mr. Speaker: Your Committee on Education reports:

Senate Bill No. 281

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

GOLDBERG, Chair

Above bill re-referred to the Committee on Health.

Date of Hearing: June 29, 2005

Mr. Speaker: Your Committee on Education reports:

- Senate Bill No. 12
- Senate Bill No. 37
- Senate Bill No. 965

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

Above bills re-referred to the Committee on Health.

**Committee on Local Government**

Date of Hearing: June 29, 2005

Mr. Speaker: Your Committee on Local Government reports:

- Senate Bill No. 1009

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

SALINAS, Chair

Above bill re-referred to the Committee on Elections and Redistricting.

Date of Hearing: June 29, 2005

Mr. Speaker: Your Committee on Local Government reports:

- Senate Bill No. 274

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

Above bill re-referred to the Committee on Judiciary.

Date of Hearing: June 29, 2005

Mr. Speaker: Your Committee on Local Government reports:

- Senate Bill No. 35
- Senate Bill No. 93
- Senate Bill No. 49
- Senate Bill No. 1100

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

SALINAS, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: June 29, 2005

Mr. Speaker: Your Committee on Local Government reports:

- Senate Bill No. 44
- Senate Bill No. 568
- Senate Bill No. 110
- Senate Bill No. 846
- Senate Bill No. 435

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

SALINAS, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: June 29, 2005

Mr. Speaker: Your Committee on Local Government reports:

- Senate Bill No. 169
- Senate Bill No. 326
- Senate Bill No. 987

With the recommendation: Do pass.

SALINAS, Chair

Above bills ordered to second reading.



Date of Hearing: June 29, 2005

Mr. Speaker: Your Committee on Local Government reports:

Senate Bill No. 282

With the recommendation: Do pass.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above bill be placed on the Consent Calendar.

SALINAS, Chair

Above bill ordered to second reading.

**Committee on Education**

Date of Hearing: June 22, 2005

Mr. Speaker: Your Committee on Education reports:

Senate Bill No. 404

Senate Bill No. 1004

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

GOLDBERG, Chair

Above bills ordered to second reading.

**Committee on Utilities and Commerce**

Date of Hearing: June 27, 2005

Mr. Speaker: Your Committee on Utilities and Commerce reports:

Senate Bill No. 608

Senate Bill No. 769

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

LEVINE, Chair

Above bills ordered to second reading.

**Committee on Local Government**

Date of Hearing: June 29, 2005

Mr. Speaker: Your Committee on Local Government reports:

Senate Bill No. 135

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

SALINAS, Chair

Above bill ordered to second reading.

**Committee on Education**

Date of Hearing: June 22, 2005

Mr. Speaker: Your Committee on Education reports:

Senate Bill No. 687

Senate Bill No. 905

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 29, 2005

Mr. Speaker: Your Committee on Education reports:

Senate Bill No. 707

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 bill ordered to second reading.

**Committee on Transportation**

Date of Hearing: June 27, 2005

Mr. Speaker: Your Committee on Transportation reports:

Senate Bill No. 45

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

OROPEZA, Chair

Above bill ordered to second reading.

Date of Hearing: June 27, 2005

Mr. Speaker: Your Committee on Transportation reports:

Senate Bill No. 1021

Senate Bill No. 1102

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

OROPEZA, Chair

Above bills ordered to second reading.

**Committee on Housing and Community Development**

Date of Hearing: June 29, 2005

Mr. Speaker: Your Committee on Housing and Community Development reports:

Senate Bill No. 223

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

MULLIN, Chair

Above bill ordered to second reading.

**Committee on Human Services**

Date of Hearing: June 28, 2005

Mr. Speaker: Your Committee on Human Services reports:

Senate Bill No. 244

Senate Bill No. 962

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

EVANS, Chair

Above bills ordered to second reading.

**ADJOURNMENT**

At 3 p.m., pursuant to the motion by Assembly Member Bass, the Assembly adjourned until 5 a.m., Friday, July 1, 2005, out of respect to the memory of Aaron Edward Zwerdling, on motion of Assembly Member Berg; out of respect to the memory of Caroline Leonetti Ahmanson, on motion of Assembly Member Frommer; out of respect to the memory of Deputy Jerry Ortiz, on motion of Assembly Member Huff; out of respect to the memory of Sgt. Arnold Duplantier II and Lt. Col. Helen Waara, on motion of Assembly Member Jones; out of respect to the memory of Edna Kimbro, on motion of Assembly Member Laird; out of respect to the memory of Joyce Campbell, on motion of Assembly Member Runner; and out of respect to the memory of Carroll I. Henwood, Thelma B. Drotar, Winfred W. Adams, Alice Arbeeny, Clyde Leon Messinger, Robert F. Alexander, Burnice B. Horn, Jesus Jessé Flores, Dolores Ann Lopez, Claudette Kaye Martinelli, Daniel L. Perkins, Sr., and Joe Bob Chance, on motion of Assembly Member Wolk.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE  
ASSEMBLY ON JUNE 30, 2005**

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

<b>SB</b>	<b>RN</b>
37	0516595
40	0516719
161	0516494
198	0516497
275	0516747
352	0516477
367	0516734
402	0516882
419	0516252
444	0516260
598	0516375
611	0516764
618	0516261
619	0516269
661	0516666
668	0516682
684	0516476
797	0516314
806	0516384
821	0516610
894	0516829
973	0516760
1068	0516750
1105	0516111

<b>Daily Total:</b>	<b>25</b>
<b>Cumulative Total:</b>	<b>2243</b>

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