

CALIFORNIA LEGISLATURE
2005-06 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, July 5, 2005

**ONE HUNDREDTH SESSION DAY
TWO HUNDRED TWELFTH CALENDAR DAY
AT SACRAMENTO, CALIFORNIA**



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

(Please Direct Any Inquiries and Report Any Omissions or Errors to
Sue Parker, Minute Clerk: Phone 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, July 5, 2005

The Assembly met at 12:03 p.m.
Hon. Leland Y. Yee, Speaker pro Tempore of the Assembly,
presiding.
Chief Clerk E. Dotson Wilson at the Desk.
Assistant Clerk Neva Parker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Cogdill moved a quorum call of the Assembly.
Motion carried.

At 12:04 p.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 12:10 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—77:

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

PRAYER

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

Lord, Guide us in the way we should go and protect everyone who pleases You. If we fall, we will not stay down, because You will help us up. When we do good and turn away from evil, You will not abandon us, for You love what is right and You do not forsake Your faithful people.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Yee, Assembly Member Umberg 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 Umberg, 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 Members Cohn and Jerome E. Horton.

COMMUNICATIONS

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

July 5, 2005

*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 George Plescia to replace Assemblymember Shirley Horton on the Assembly Business and Professions Committee for today's hearing only.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

July 5, 2005

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

Dear Dotson: Please be advised that I have appointed Assemblymember John Laird to replace Assemblymember Rebecca Cohn and Assemblymember Hector De La Torre to fill the Democratic vacancy on the Assembly Health Committee for today's hearing only.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

July 5, 2005

*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 Leland Yee to replace Assemblymember Jenny Oropeza on the Assembly Jobs, Economic Development and the Economy Committee for today's hearing only.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

July 5, 2005

*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 Sally Lieber to fill the Democratic vacancy on the Assembly Natural Resources Committee for today's hearing only.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

July 5, 2005

*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 Loni Hancock to fill the Democratic vacancy on the Assembly Public Safety Committee for today's hearing only.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

REFERENCE OF BILLS TO COMMITTEE

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

<i>Assembly Joint</i>	
<i>Resolution No.</i>	<i>Committee</i>
27 -----	L. & E.
<i>House</i>	
<i>Resolution No.</i>	<i>Committee</i>
18 -----	L. & E.
<i>Senate Concurrent</i>	
<i>Resolution No.</i>	<i>Committee</i>
54 -----	Rls.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 5, 2005

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Concurrent Resolution No. 63
And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered to the Consent Calendar.

Assembly Chamber, July 5, 2005

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Concurrent Resolution No. 15
And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

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

Pursuant to Assembly Rule 77.2, the Speaker pro Tempore re-referred
Assembly Bill No. 831 to the Committee on Education.

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. 1026, on request of Assembly Member Frommer.

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

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

Senate Bills Nos. 224, 299, 1062, and 104, on request of Assembly
Member Frommer.

GOVERNOR'S VETO STRICKEN FROM THE FILE

Assembly Member Hancock was granted unanimous consent that the
Governor's veto of Assembly Bill No. 656 be stricken from the file.

BILLS REMOVED FROM CONSENT CALENDAR

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

Senate Bills Nos. 455 and 701, on request of Assembly
Member Frommer.

REQUEST TO GOVERNOR TO RETURN ASSEMBLY BILL NO. 341

Assembly Member Huff was granted unanimous consent that the
Chief Clerk be directed to request the Governor to return Assembly Bill
No. 341; and that the action be rescinded whereby the bill was reported
correctly enrolled and presented to the Governor on June 21, 2005
(Assembly Journal, page 2351).

RE-REFERENCE OF BILLS

Assembly Member Frommer was granted unanimous consent
that Senate Bill No. 175 be re-referred from the Committee on
Appropriations to the Committee on Rules.

**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 Bills Nos. 141, 238, 323, 375, 744, and 45, ordered to third reading;

Senate Bills Nos. 383 and 966, ordered to the Consent Calendar.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 92—An act to add Section 22947.9 to the Business and Professions Code, relating to computer spyware.

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 Appropriations.

SENATE BILL NO. 97—An act to amend Section 17529.5 of the Business and Professions Code, relating to advertising.

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 Appropriations.

SENATE BILL NO. 355—An act to add Chapter 33 (commencing with Section 22948) to Division 8 of the Business and Professions Code, relating to the Internet.

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 Appropriations.

SENATE BILL NO. 1081—An act to add Sections 79569 and 79569.5 to the Water Code, relating to habitat restoration.

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

SENATE BILL NO. 765—An act to amend Section 18554 of the Health and Safety Code, relating to mobilehome parks.

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. 377—An act to amend Sections 12693.33, 12693.45, and 12693.74 of the Insurance Code, and to amend Section 14012 of the Welfare and Institutions Code, relating to health care coverage.

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. 576—An act to add Section 1367.27 to the Health and Safety Code, and to add Section 10123.175 to the Insurance Code, relating to health care coverage.

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. 644—An act to add Section 733 to the Business and Professions Code, relating to healing arts.

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. 1085—An act to amend Section 53395.1 of, and to repeal and add Section 53395.8 of, the Government Code, relating to infrastructure financing districts.

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.

SENATE BILL NO. 485—An act to amend Sections 97.2 and 97.3 of the Revenue and Taxation Code, relating to local government finance.

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 Appropriations.

SENATE BILL NO. 861—An act to amend Section 31683 of the Food and Agricultural Code, relating to dogs.

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. 987 (Frommer)—An act to repeal Section 22325 of the Business and Professions Code, and to amend and repeal Section 1936 of the Civil Code, relating to vehicle rental agreements.

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—76

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1489 (Calderon)—An act to amend Section 13082 of the Financial Code, relating to point-of-sale systems.

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—76

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1761 (Committee on Insurance)—An act to add Section 1033.5 to the Insurance Code, relating to insolvency.

Bill presented by Assembly Member Vargas.

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 270 (Leslie)—An act to amend Section 66907.7 of the Government Code, relating to the California Tahoe Conservancy.

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—76

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 275 (Baca)—An act to amend Sections 11703 and 11706 of the Health and Safety Code, relating to controlled substances.

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—76

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 544 (Vargas)—An act to amend Section 1704 of the Insurance Code, relating to insurance solicitors.

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—77

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

NOES—None**Vote Changes**

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 544: Assembly Member Shirley Horton from “No” to “Aye”.

Above bill ordered enrolled.

ASSEMBLY BILL NO. 571 (Levine)—An act to amend Section 23578 of the Vehicle Code, relating to vehicles.

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—76

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

NOES—1

Goldberg

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1769 (Negrete McLeod)—An act to add and repeal Section 31663.2 of the Government Code, relating to county employees' retirement, and declaring the urgency thereof, to take effect immediately.

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

NOES—1

Haynes

Vote Changes

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 1769: Assembly Member Liu from “Aye” to “Not Voting”.

Above bill ordered enrolled.

ASSEMBLY CONCURRENT RESOLUTION NO. 16 (Wolk)—Relative to the CHP Sergeant Gary R. Wagers Memorial Interchange.

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—76

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

NOES—None

Above resolution ordered enrolled.

ASSEMBLY BILL NO. 202 (Harman)—An act to amend Section 1281.2 of the Code of Civil Procedure, relating to arbitration.

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—76

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

NOES—None

Above bill ordered enrolled.

CAUCUS ANNOUNCEMENTS

At 12:27 p.m., Assembly Member Bass was granted unanimous consent that the Democratic Caucus be permitted to meet in the Assembly Lounge.

At 12:27 p.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 12:27 p.m., Speaker pro Tempore Yee declared the Assembly recessed.

RECONVENED

At 1:42 p.m., the Assembly reconvened.

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

MESSAGES FROM THE SENATE

Senate Chamber, July 5, 2005

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

Assembly Bill No. 1270

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

Above bill ordered enrolled.

Senate Chamber, July 5, 2005

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

Assembly Bill No. 428

And respectfully requests the Assembly to concur in said amendments.

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

Above bill ordered to unfinished business file.

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

Pursuant to Assembly Rule 77.2, the Speaker pro Tempore re-referred Assembly Bill No. 204 to the Committee on Judiciary.

JOINT RULE 62(a) WAIVED

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

Committee on Education to hear Senate Bills Nos. 428, 517, 586, 925, 1053, and 1077 on Wednesday, July 6, 2005, at 12 p.m.;

Committee on Labor and Employment to hear Senate Bills Nos. 102, 300, 314, 363, and 828 and Senate Concurrent Resolution No. 25 on Wednesday, July 6, 2005, at 9 a.m.

REQUEST TO 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 Natural Resources to notice hearing of Senate Bills Nos. 107, 426, and 1003, on Wednesday, July 6, 2005, pending re-referral to the committee.

Assembly Member Cogdill withheld unanimous consent.

Motion to Suspend Assembly Rule 56 and Joint Rule 62(a)

Assembly Member Frommer moved that Assembly Rule 56 and Joint Rule 62(a) be suspended for the purpose of permitting the Committee on Natural Resources to notice hearing of Senate Bills Nos. 107, 426, and 1003, on Wednesday, July 6, 2005, pending re-referral to the committee.

Assembly Member Bass seconded the motion.

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

AYES—44

Arambula	De La Torre	Leno	Pavley
Baca	Dymally	Lieber	Ridley-Thomas
Bass	Evans	Liu	Ruskin
Berg	Frommer	Matthews	Saldaña
Bermúdez	Goldberg	Montañez	Salinas
Calderon	Hancock	Mullin	Torrico
Canciamilla	Jones	Nation	Umberg
Chan	Karnette	Nava	Vargas
Chavez	Klehs	Negrete McLeod	Wolk
Chu	Koretz	Oropeza	Yee
Coto	Laird	Parra	Mr. Speaker

NOES—31

Aghazarian	Garcia	La Suer	Richman
Benoit	Harman	Leslie	Runner
Blakeslee	Haynes	Maze	Spitzer
Bogh	Horton, Shirley	McCarthy	Tran
Cogdill	Houston	Mountjoy	Villines
Daucher	Huff	Nakanishi	Walters
DeVore	Keene	Niello	Wyland
Emmerson	La Malfa	Plescia	

BILLS PLACED ON INACTIVE FILE

The following bills were placed upon the inactive file:

Senate Bills Nos. 581 and **59**, on request of Assembly Member Frommer.

BILL RETURNED TO SENATE

Upon request of Assembly Member Frommer, Assembly Member Leslie was granted unanimous consent that Assembly Bill No. 627 be returned to the Senate for further action.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 1267, on request of Assembly Member Leslie.

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. 822, on request of Assembly Member Frommer.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY CONCURRENT RESOLUTION NO. 68 (Saldana)—Relative to the Tall Ships Challenge 2005.

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—75

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

NOES—None

Above resolution ordered enrolled.

MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bills Nos. 6 and 1029 were continued until July 7, 2005.

THIRD READING OF SENATE BILLS

SENATE BILL NO. 184 (Murray)—An act to amend Section 1700.15 of the Labor Code, relating to talent agencies.

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

Bill passed by the following vote:

AYES—52

Arambula	Emmerson	Laird	Pavley
Baca	Evans	Leno	Richman
Bass	Frommer	Lieber	Ridley-Thomas
Berg	Garcia	Liu	Ruskin
Bermúdez	Goldberg	Matthews	Saldaña
Calderon	Hancock	Montañez	Salinas
Canciamilla	Harman	Mullin	Torrico
Chan	Horton, Shirley	Nakanishi	Tran
Chavez	Houston	Nation	Umberg
Chu	Jones	Nava	Vargas
Coto	Karnette	Negrete McLeod	Wolk
De La Torre	Klehs	Oropeza	Yee
Dymally	Koretz	Parra	Mr. Speaker

NOES—20

Aghazarian	Haynes	Maze	Spitzer
Blakeslee	Huff	McCarthy	Strickland
Bogh	Keene	Mountjoy	Villines
Daucher	La Malfa	Niello	Walters
DeVore	La Suer	Plescia	Wyland

Bill ordered transmitted to the Senate.

SENATE BILL NO. 166 (Soto)—An act to amend Section 47607 of the Education Code, relating to charter schools.

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

Bill passed by the following vote:

AYES—44

Arambula	De La Torre	Leno	Pavley
Baca	Dymally	Lieber	Ridley-Thomas
Bass	Evans	Liu	Ruskin
Berg	Frommer	Matthews	Saldaña
Bermúdez	Goldberg	Montañez	Salinas
Calderon	Hancock	Mullin	Torrico
Canciamilla	Jones	Nation	Umberg
Chan	Karnette	Nava	Vargas
Chavez	Klehns	Negrete McLeod	Wolk
Chu	Koretz	Oropeza	Yee
Coto	Laird	Parra	Mr. Speaker

NOES—32

Aghazarian	Garcia	La Suer	Richman
Benoit	Harman	Leslie	Runner
Blakeslee	Haynes	Maze	Spitzer
Bogh	Horton, Shirley	McCarthy	Strickland
Cogdill	Houston	Mountjoy	Tran
Daucher	Huff	Nakanishi	Villines
DeVore	Keene	Niello	Walters
Emmerson	La Malfa	Plescia	Wyland

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1054 (Soto)—An act to amend Section 47610 of, and to add Section 47610.5 to, the Education Code, relating to charter schools.

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

Bill passed by the following vote:

AYES—48

Arambula	Daucher	Laird	Pavley
Baca	De La Torre	Leno	Richman
Bass	Dymally	Lieber	Ridley-Thomas
Berg	Evans	Liu	Ruskin
Bermúdez	Frommer	Matthews	Saldaña
Blakeslee	Goldberg	Montañez	Salinas
Calderon	Hancock	Mullin	Torrico
Canciamilla	Horton, Shirley	Nation	Umberg
Chan	Jones	Nava	Vargas
Chavez	Karnette	Negrete McLeod	Wolk
Chu	Klehns	Oropeza	Yee
Coto	Koretz	Parra	Mr. Speaker

NOES—28

Aghazarian	Harman	Leslie	Runner
Benoit	Haynes	Maze	Spitzer
Bogh	Houston	McCarthy	Strickland
Cogdill	Huff	Mountjoy	Tran
DeVore	Keene	Nakanishi	Villines
Emmerson	La Malfa	Niello	Walters
Garcia	La Suer	Plescia	Wyland

Bill ordered transmitted to the Senate.

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

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

Bill passed by the following vote:

AYES—76

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE CONCURRENT RESOLUTION NO. 40 (Lowenthal)—Relative to preservation of state authority over siting of liquefied natural gas facilities.

Resolution read, presented by Assembly Member Karnette, and adopted by the following vote:

AYES—55

Arambula	De La Torre	Leno	Plescia
Baca	Dymally	Leslie	Richman
Bass	Evans	Lieber	Ridley-Thomas
Berg	Frommer	Liu	Ruskin
Bermúdez	Garcia	Matthews	Saldaña
Blakeslee	Goldberg	Maze	Salinas
Bogh	Hancock	Montañez	Torrico
Calderon	Harman	Mullin	Tran
Canciamilla	Horton, Shirley	Nation	Umberg
Chan	Jones	Nava	Vargas
Chavez	Karnette	Negrete McLeod	Wolk
Chu	Klehs	Oropeza	Yee
Coto	Koretz	Parra	Mr. Speaker
Daucher	Laird	Pavley	

NOES—19

Aghazarian	Huff	Mountjoy	Strickland
Benoit	Keene	Nakanishi	Villines
Cogdill	La Malfa	Niello	Walters
DeVore	La Suer	Runner	Wyland
Houston	McCarthy	Spitzer	

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Concurrent Resolution No. 40: Assembly Member Plescia from “No” to “Aye”.

Resolution ordered transmitted to the Senate.

SENATE BILL NO. 39 (Murray)—An act to amend Section 3206 of the Elections Code, relating to absentee voting.

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

Bill passed by the following vote:

AYES—45

Arambula	Dymally	Liu	Ruskin
Baca	Evans	Matthews	Saldaña
Bass	Frommer	Maze	Salinas
Berg	Goldberg	Montañez	Torrico
Bermúdez	Hancock	Mullin	Umberg
Calderon	Jones	Nation	Vargas
Canciamilla	Karnette	Nava	Wolk
Chan	Klehs	Negrete McLeod	Yee
Chavez	Koretz	Oropeza	Mr. Speaker
Chu	Laird	Parra	
Coto	Leno	Pavley	
De La Torre	Lieber	Ridley-Thomas	

NOES—31

Aghazarian	Garcia	La Suer	Runner
Benoit	Harman	Leslie	Spitzer
Blakeslee	Haynes	McCarthy	Strickland
Bogh	Horton, Shirley	Mountjoy	Tran
Cogdill	Houston	Nakanishi	Villines
Daucher	Huff	Niello	Walters
DeVore	Keene	Plescia	Wyland
Emmerson	La Malfa	Richman	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 987 (Migden)—An act to amend Sections 131010, 131100, 131103, 131241, and 131285 of the Public Utilities Code, relating to transportation.

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

Bill passed by the following vote:

AYES—49

Arambula	Dymally	Lieber	Ridley-Thomas
Baca	Evans	Liu	Ruskin
Bass	Frommer	Matthews	Saldaña
Berg	Garcia	Montañez	Salinas
Bermúdez	Goldberg	Mullin	Torrico
Bogh	Hancock	Nation	Umberg
Calderon	Horton, Shirley	Nava	Vargas
Canciamilla	Jones	Negrete McLeod	Wolk
Chan	Karnette	Niello	Yee
Chavez	Klehs	Oropeza	Mr. Speaker
Chu	Koretz	Parra	
Coto	Laird	Pavley	
De La Torre	Leno	Richman	

NOES—25

Aghazarian	Haynes	McCarthy	Tran
Benoit	Houston	Mountjoy	Villines
Blakeslee	Huff	Nakanishi	Walters
Daucher	Keene	Plescia	Wyland
DeVore	La Malfa	Runner	
Emmerson	La Suer	Spitzer	
Harman	Maze	Strickland	

Bill ordered transmitted to the Senate.

THIRD READING OF ASSEMBLY BILLS

HOUSE RESOLUTION NO. 12 (Umberg)—Relative to the 50th Anniversary of Disneyland.

Resolution read, and adopted.

THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 666 (Aanestad)—An act to amend Section 1250 of the Health and Safety Code, relating to health facilities.

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

Bill passed by the following vote:

AYES—70

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

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. 754 (Poochigian)—An act to amend Sections 16328, 16335, 16336, and 16338, and to add Sections 16336.4, 16336.5, 16336.6, and 16336.7 to, the Probate Code, relating to trusts.

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. 443 (Committee on Elections, Reapportionment and Constitutional Amendments)—An act to amend Sections 4002, 4004, 4108, and 10510 of the Elections Code, relating to elections.

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. 597 (Torlakson)—An act to amend Section 1861.025 of the Insurance Code, relating to auto insurance.

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 JOINT RESOLUTION NO. 12 (Chesbro)—Relative to wine labeling. Resolution read, adopted, and ordered transmitted to the Senate.

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

SENATE BILL NO. 906 (Ashburn)—An act to add Section 429.8 to the Government Code, relating to state emblems.

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

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

SENATE CONCURRENT RESOLUTION NO. 18 (Battin)—Relative to California Indian Heritage Month.

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

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

SENATE CONCURRENT RESOLUTION NO. 22 (Battin)—Relative to California Hispanic Heritage Month.

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

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

SENATE BILL NO. 1092 (Maldonado)—An act to add Sections 61014.5, 61029.5, 61111.1, and 61200.2 to the Government Code, relating to community services districts, and declaring the urgency thereof, to take effect immediately.

Bill read third time, urgency clause adopted, bill passed, and ordered transmitted to the Senate.

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

SENATE BILL NO. 119 (Ackerman)—An act to amend Sections 5211, 7211, 9211, and 12351 of, and to amend, repeal, and add Section 307 of, the Corporations Code, relating to corporations.

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. 1113 (Committee on Business, Professions and Economic Development)—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 third time, urgency clause adopted, bill passed, and ordered transmitted to the Senate.

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

SENATE CONCURRENT RESOLUTION NO. 8 (Battin)—Relative to the Pearl Harbor Memorial Highway.

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

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

SENATE CONCURRENT RESOLUTION NO. 12 (Machado)—Relative to CHP Officer Artie J. Hubbard Memorial Freeway.

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

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

SENATE CONCURRENT RESOLUTION NO. 46 (Romero)—Relative to the Ruben Salazar Memorial Highway.

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

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

Consent Calendar Roll Call

The roll was called, and the above bills on the Consent Calendar passed, and any urgency clauses to the bills adopted, by the following vote:

AYES—75

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

NOES—None

ANNOUNCEMENTS

Speaker pro Tempore Yee announced the following session schedule:
 Wednesday, July 6, 2005, Check-in Session, 7 a.m.–3 p.m. and Floor Session, upon Call of the Speaker;

Thursday, July 7, 2005, Floor Session, at 9:30 a.m.

ADJOURN IN MEMORY

Assembly Members Huff and Bermúdez were 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 Rule 45.5 suspended.)

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 5, 2005

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

Assembly Bill No. 1270

And reports the same correctly enrolled, and presented to the Governor on the 5th day of July, 2005, at 1:30 p.m.

E. DOTSON WILSON, Chief Clerk

COMMITTEE MEETING ANNOUNCEMENTS

The following committee schedule was announced:

Committee on Aging and Long-Term Care, today, upon adjournment of Floor session, in Room 127;

Committee on Arts, Entertainment, Sports, Tourism, and Internet Media, today, upon adjournment of Floor session, in Room 126;

Committee on Labor and Employment, on Wednesday, July 6, 2005, at 9 a.m.;

Committee on Higher Education, today, 5 minutes after adjournment of Floor session, in Room 437.

VOTE ADDS

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

Assembly Bill No. 987, Concurrence: Blakeslee, Bogh, De La Torre, Dymally, Garcia, Hancock, Haynes, Shirley Horton, Houston, Keene, Koretz, La Malfa, Levine, Liu, McCarthy, Montañez, Oropeza, Strickland, Tran, and Wyland—Aye.

Assembly Bill No. 1489, Concurrence: Blakeslee, Bogh, Garcia, Hancock, Haynes, Shirley Horton, Houston, Keene, La Malfa, Levine, Liu, McCarthy, Montañez, Oropeza, Strickland, Tran, and Wyland—Aye.

Assembly Bill No. 1761, Concurrence: Bass, Bogh, Garcia, Hancock, Shirley Horton, Houston, Keene, La Malfa, Liu, Montañez, Oropeza, Strickland, Tran, and Wyland—Aye.

Assembly Bill No. 270, Concurrence: Bass, Bogh, Garcia, Hancock, Houston, Keene, La Malfa, Montañez, Mountjoy, Oropeza, Strickland, Tran, and Wyland—Aye.

Assembly Bill No. 275, Concurrence: Bogh, Garcia, Hancock, Houston, Keene, Koretz, Montañez, Niello, Oropeza, Strickland, Tran, and Wyland—Aye.

Assembly Bill No. 544, Concurrence: Bogh, Hancock, Houston, Keene, Montañez, Oropeza, Plescia, Strickland, and Tran—Aye.

Assembly Bill No. 571, Concurrence: Blakeslee, Coto, Hancock, Houston, Keene, Montañez, Oropeza, Plescia, Strickland, and Tran—Aye.

Assembly Bill No. 1769, Concurrence: Hancock, Houston, Keene, Montañez, Oropeza, Plescia, Strickland, Tran, and Wyland—Aye; Haynes—No.

Assembly Concurrent Resolution No. 16, Concurrence: Hancock, Houston, Keene, Montañez, Negrete McLeod, Oropeza, Plescia, Strickland, Tran, and Wyland—Aye.

Assembly Bill No. 202, Concurrence: Bass, Bogh, Garcia, Hancock, Houston, Keene, Montañez, Oropeza, Plescia, Strickland, and Wyland—Aye.

Frommer Motion to Suspend Joint Rule 62(a): Montañez—Aye; Aghazarian, Keene, and Wyland—No.

Assembly Concurrent Resolution No. 68, Concurrence: Montañez—Aye.

Senate Bill No. 184: Garcia, Houston, and Montañez—Aye; Keene, McCarthy, Niello, Plescia, Spitzer, and Walters—No.

Senate Bill No. 166: Montañez—Aye; Garcia, Shirley Horton, and McCarthy—No.

Senate Bill No. 1054: Blakeslee and Montañez—Aye; Garcia, McCarthy, and Spitzer—No.

Senate Bill No. 140: McCarthy and Montañez—Aye.

Senate Concurrent Resolution No. 40: De La Torre, Garcia, Montañez, and Richman—Aye; Benoit, McCarthy, and Wyland—No.

Senate Bill No. 39: Montañez—Aye; Shirley Horton and McCarthy—No.

Senate Bill No. 987: Montañez and Niello—Aye; Aghazarian, McCarthy, and Tran—No.

Senate Bill No. 666: Koretz, McCarthy, and Montañez—Aye.

Consent Calendar: McCarthy, Montañez, and Nation—Aye.

MOTION TO ADJOURN

At 2:11 p.m., Assembly Member Frommer moved that the Assembly do now adjourn.

Assembly Member Cogdill seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 2:11 p.m., Speaker pro Tempore Yee declared the quorum call of the Assembly dispensed with.

AUTHOR'S AMENDMENTS

Committee on Appropriations

July 5, 2005

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

Senate Bill No. 118

Senate Bill No. 1067

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

CHU, Chair

SENATE BILL NO. 118—An act to amend Section 23661.2 of, and to add Section 23661.3 to, the Business and Professions Code, and to amend Section 32101 of the Revenue and Taxation Code, relating to alcoholic beverages.

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. 1067—An act to add Article 5.5 (commencing with Section 116490) to Chapter 4 of Part 12 of Division 104 of, the Health and Safety Code, relating to drinking 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 Water, Parks and Wildlife

July 5, 2005

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

Senate Bill No. 350

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

WOLK, Chair

SENATE BILL NO. 350—An act to add Part 12 (commencing with Section 12999.25) to Division 6 of the Water Code, relating to water, 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 Natural Resources

July 5, 2005

Mr. Speaker: The Chair of your Committee on Natural Resources reports:
Senate Bill No. 423

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

HANCOCK, Chair

SENATE BILL NO. 423—An act to amend Section 42475.4 of the Public Resources Code, relating to electronic 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.

AUTHOR'S AMENDMENTS
Committee on Utilities and Commerce

July 5, 2005

Mr. Speaker: The Chair of your Committee on Utilities and Commerce reports:
Senate Bill No. 1

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

LEVINE, Chair

SENATE BILL NO. 1—An act to amend Section 25744 of, to add Sections 25405.5 and 25405.6 to, and to add Chapter 8.8 (commencing with Section 25780) to Division 15 of, the Public Resources Code, and to amend Section 379.6 of, and to add Sections 379.8 and 387.5 to, the Public Utilities 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.

AUTHOR'S AMENDMENTS
Committee on Agriculture

July 5, 2005

Mr. Speaker: The Chair of your Committee on Agriculture reports:
Senate Bill No. 879

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

MATTHEWS, Chair

SENATE BILL NO. 879—An act to amend Sections 12996.5 and 12999.5 of the Food and Agricultural Code, relating to pest control.

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 Insurance

Date of Hearing: June 29, 2005

Mr. Speaker: Your Committee on Insurance reports:

Senate Bill No. 1023

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

VARGAS, Chair

Above bill ordered to second reading.

Committee on Health

Date of Hearing: June 28, 2005

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 190

Senate Bill No. 267

Senate Bill No. 484

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

CHAN, 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. 10

Senate Bill No. 61

Senate Bill No. 137

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

MULLIN, Chair

Above bills ordered to second reading.

Committee on Education

Date of Hearing: June 22, 2005

Mr. Speaker: Your Committee on Education reports:

Senate Bill No. 825

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 Local Government

Date of Hearing: June 29, 2005

Mr. Speaker: Your Committee on Local Government reports:

Senate Bill No. 776

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 bill be placed on the Consent Calendar.

SALINAS, Chair

Above bill ordered to second reading.

Date of Hearing: June 29, 2005

Mr. Speaker: Your Committee on Local Government reports:

Senate Bill No. 967

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

SALINAS, Chair

Above bill ordered to second reading.

Committee on Business and Professions

Date of Hearing: July 5, 2005

Mr. Speaker: Your Committee on Business and Professions reports:

Senate Bill No. 263

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

NEGRETE McLEOD, Chair

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: July 5, 2005

Mr. Speaker: Your Committee on Business and Professions reports:

Senate Bill No. 246

With amendments with the recommendation: Amend, and re-refer to the Committee on Business and Professions.

NEGRETE McLEOD, Chair

Above bill ordered to second reading.

Date of Hearing: July 5, 2005

Mr. Speaker: Your Committee on Business and Professions reports:

Senate Bill No. 194

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

NEGRETE McLEOD, Chair

Above bill ordered to second reading.

Committee on Judiciary

Date of Hearing: July 5, 2005

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 550

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

JONES, Chair

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

Date of Hearing: July 5, 2005

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 826

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

JONES, Chair

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: July 5, 2005

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 174

Senate Bill No. 395

Senate Bill No. 874

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

JONES, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: June 28, 2005

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 878

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 bill be placed on the Consent Calendar.

JONES, Chair

Above bill ordered to second reading.

Date of Hearing: July 5, 2005

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 726

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

JONES, Chair

Above bill ordered to second reading.

Committee on Appropriations

Date of Hearing: June 29, 2005

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 663

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

CHU, Chair

Above bill 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. 287

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 Insurance

Date of Hearing: June 29, 2005

Mr. Speaker: Your Committee on Insurance reports:

Senate Bill No. 2

Senate Bill No. 518

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

VARGAS, Chair

Above bills ordered to second reading.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Frommer, the Assembly adjourned until 7 a.m., Wednesday, July 6, 2005, or upon Call of the Speaker, out of respect to the memory of Deputy Jerry Ortiz, on motion of Assembly Members Huff and Bermúdez.

FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON JULY 5, 2005**

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

SB	RN
1	0517080
92	0516794
97	0516793
118	0517102
350	0517097
355	0516792
377	0516755
423	0517029
485	0517117
576	0516838
644	0516890
765	0516874
861	0517034
879	0517167
1067	0517090
1081	0516556
1085	0516843

Daily Total:	17
Cumulative Total:	2286

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