

CALIFORNIA LEGISLATURE  
2007-08 REGULAR SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, July 12, 2007**

**ONE HUNDRED SECOND SESSION DAY  
TWO HUNDRED TWENTY-FIRST CALENDAR DAY  
AT SACRAMENTO, CALIFORNIA**



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

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

## PROCEEDINGS OF THE ASSEMBLY

### IN ASSEMBLY

Assembly Chamber, Sacramento  
Thursday, July 12, 2007

The Assembly met at 9:37 a.m.  
Hon. Sally J. Lieber, Speaker pro Tempore of the Assembly,  
presiding.  
Chief Clerk E. Dotson Wilson at the Desk.  
Assistant Clerk Elizabeth Potter reading.

#### ROLL CALL

The roll was called.

#### Quorum Call of the Assembly

Assembly Member Cook moved a quorum call of the Assembly.  
Motion carried.  
The Speaker pro Tempore directed the Sergeant at Arms to close the  
doors, and to bring in the absent Members.

#### Quorum Present

At 9:50 a.m., Speaker pro Tempore Lieber declared a quorum of the  
Assembly present.

The roll call was completed, and the following answered to their  
names—80:

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

**PRAYER**

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

*Lord, Help us to develop a spiritual renewal in our thoughts and attitudes. Guide us to dwell on good thoughts, thoughts that are based on the truth of Your Word, thoughts that will build us up rather than tear us down. Thank You, Lord, for renewing our mind and giving us a fresh new attitude of hope.—AMEN.*

**PLEDGE OF ALLEGIANCE TO THE FLAG**

Upon request of Speaker pro Tempore Lieber, Assembly Member Jeffries 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 Blakeslee.

**ENGROSSMENT AND ENROLLMENT REPORTS**

Assembly Chamber, July 12, 2007

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

Assembly Joint Resolution No. 29

Assembly Joint Resolution No. 30

Assembly Joint Resolution No. 31

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolutions ordered on file.

**REFERENCE OF BILLS TO COMMITTEE**

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

*Assembly Concurrent*

<i>Resolution No.</i>	<i>Committee</i>
<b>66</b> -----	Rls.
<b>67</b> -----	Rls.

*Assembly Joint*

<i>Resolution No.</i>	<i>Committee</i>
<b>33</b> -----	A.,E.,S.,T., & I. M.

**REPORTS OF STANDING COMMITTEES**

**Committee on Governmental Organization**

Date of Hearing: July 11, 2007

Mr. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 282

Senate Bill No. 379

Senate Bill No. 548

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

TORRICO, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: July 11, 2007

Mr. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 964

With the recommendation: Do pass.

TORRICO, Chair

Above bill ordered to second reading.

**ASSEMBLY RULE 118 SUSPENDED—PRIVILEGES OF THE FLOOR**

Speaker Núñez was granted unanimous consent that Assembly Rule 118 be suspended granting the privileges of the Floor and permitting guests in the Assembly Chamber.

Assembly Member Jeffries was granted unanimous consent that Assembly Rule 118 be suspended granting the privileges of the Floor and permitting a guest to sit at his desk in the Assembly Chamber, whereupon he introduced his wife, Chris Jeffries.

**REQUEST FOR PHOTOGRAPHER**

Speaker Núñez and Assembly Member Jeffries were granted unanimous consent that a photographer be permitted on the Floor of the Assembly.

**BILLS WITHDRAWN FROM COMMITTEE AND PLACED ON FILE**

Assembly Member Bass was granted unanimous consent that Senate Bill No. 562, be withdrawn from the Committee on Appropriations and placed on the second reading file.

**REQUEST TO SUSPEND RULES**

Assembly Member Bass requested unanimous consent that Joint Rule 62(a) be suspended to permit the Committee on Natural Resources to meet today, upon adjournment of Floor Session, for purpose of hearing Senate Bills Nos. 140 and 210.

Assembly Member Blakeslee withheld unanimous consent.

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

Assembly Member Bass moved that Joint Rule 62(a) be suspended to permit the Committee on Natural Resources to meet today, upon adjournment of Floor Session, for the purpose of hearing Senate Bills Nos. 140 and 210.

Assembly Member Davis seconded the motion.

The roll was opened.

**Call of the Assembly**

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

Motion carried. Time, 9:55 a.m.

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

**BILLS PLACED ON INACTIVE FILE**

The following bills were placed upon the inactive file:

**Senate Bills No. 936 and 976**, on request of Assembly Member Bass.

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

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

**Senate Bill No. 722**, on request of Assembly Member Bass.

**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. 1040 and 644**, on request of Assembly Member Bass.

**BILLS RETURNED TO CONSENT CALENDAR**

Pursuant to unanimous consent, the following resolution was withdrawn from the inactive file and placed upon the First Day Consent Calendar.

Assembly Concurrent Resolution No. 24, on request of Assembly Member Bass.

Pursuant to unanimous consent, Senate Bill No. 172 was returned to the First Day Consent Calendar.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
MOTION TO SUSPEND JOINT RULE 62(a)**

At 9:59 a.m., on motion of Assembly Member Bass, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The motion for suspension of the rules carried by the following vote:

**AYES—45**

Arambula	Eng	Laird	Ruskin
Bass	Evans	Leno	Salas
Beall	Feuer	Levine	Saldaña
Berg	Fuentes	Lieber	Solorio
Brownley	Galgiani	Lieu	Soto
Caballero	Hancock	Ma	Swanson
Carter	Hayashi	Mendoza	Torrico
Davis	Hernandez	Mullin	Wolk
De La Torre	Huffman	Nava	Mr. Speaker
De León	Jones	Portantino	
DeSaulnier	Karnette	Price	
Dymally	Krekorian	Richardson	

**NOES—31**

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

**RECESS**

By unanimous consent, at 9:59 a.m., Speaker pro Tempore Lieber declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Hernandez introduced Hon. John King, Mayor of Covina, his wife Debbie King and their daughter Katelin.

Assembly Member Nava introduced foreign exchange students and their hosts from Lyon, France.

Speaker pro Tempore Lieber introduced Margarita Quihuis, her son Benjamin, Ralph Gavin, and Ian Shih.

Speaker Núñez and Assembly Member Ma introduced the Honorable Frédéric Desagneaux, the French Consul General in San Francisco.

**RECONVENED**

At 10:10 a.m., the Assembly reconvened.

Hon. Sally Lieber, Speaker pro Tempore of the Assembly, presiding.

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

**ASSEMBLY JOINT RESOLUTION NO. 22**—Relative to Hurricane Katrina disaster relief.

Resolution read; amendments proposed by the Committee on Jobs, Economic Development, and the Economy read and adopted; resolution ordered reprinted and to be placed upon the third reading 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. 884 and 832**, ordered to third reading;

**Senate Bills Nos. 432 and 776**, ordered to the Consent Calendar.

**SECOND READING OF SENATE BILLS**

**SENATE BILL NO. 489**—An act to amend Sections 1771 and 1788 of, and to add Article 9 (commencing with Section 1793.80) to Chapter 10 of Division 2 of, the Health and Safety Code, relating to continuing care retirement communities.

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

**SENATE BILL NO. 198**—An act to amend Section 11139.3 of the Government Code, relating to homeless youth, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

**SENATE BILL NO. 748**—An act to add Article 8 (commencing with Section 228) to Chapter 1 of Division 1 of 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. 1036**—An act to amend Sections 25742, 25744, 25748, and 25751 of, to amend and repeal Section 25740.5 of, and to repeal and add Section 25743 of, the Public Resources Code, and to amend Sections 399.8, 399.13, 399.14, 399.15, 399.16, and 454.5 of the Public Utilities Code, relating to energy, and making an appropriation therefor.

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

**SENATE BILL NO. 630**—An act to add Section 15819.70 to the Government Code, and to amend Section 4 of Chapter 252 of the Statutes of 1998, relating to public works, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

**SENATE BILL NO. 396**—An act to amend Section 470.5 of the Business and Professions Code, and to add Section 6511.6 to the Government Code, relating to courts.

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. 48**—An act to add and repeal Chapter 19 (commencing with Section 50899) of Part 2 of Division 31 of the Health and Safety Code, relating to community development.

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.

#### **BILLS PLACED ON INACTIVE FILE**

The following bill was placed upon the inactive file:

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

#### **REQUEST FOR UNANIMOUS CONSENT**

Assembly Member Bass was granted unanimous consent to suspend Assembly Rule 63 to permit Senate Bill No. 99 to be taken up without reference to committee or file for purpose of amendment and consideration.

#### **SECOND READING OF SENATE BILL NO. 99**

**SENATE BILL NO. 99**—An act relating to the Budget Act of 2007.

Bill read second time; amendments proposed by Assembly Member Laird read and adopted, bill ordered reprinted.

#### **RESOLUTIONS**

The following resolution was offered:

##### **Resolution to Dispense With Constitutional Provision**

By Assembly Member Laird.

*Resolved*, That Senate Bill No. 99 presents a case of urgency, as that term is used in Article IV, Section 8(b), of the Constitution, and the provision of that section requiring that the bill be read on three separate days in each house is hereby dispensed with, and it is ordered that the bill be placed upon its passage.

Resolution read, and adopted by the following vote:

**AYES—75**

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

**NOES—None**

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

**THIRD READING OF SENATE BILL NO. 99**

**SENATE BILL NO. 99 (Committee on Budget and Fiscal Review)**—An act to add Chapter 3.12 (commencing with Section 15820.100) to Part 10b of Division 3 of Title 2 of the Government Code, relating to prisons, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

**Urgency Clause**

Urgency clause read, and adopted by the following vote:

**AYES—72**

Adams	Dymally	Karnette	Price
Aghazarian	Emmerson	Keene	Richardson
Arambula	Eng	Krekorian	Runner
Bass	Evans	La Malfa	Ruskin
Benoit	Feuer	Laird	Salas
Berg	Fuentes	Leno	Saldaña
Berryhill	Fuller	Levine	Silva
Blakeslee	Gaines	Lieber	Smyth
Brownley	Galgiani	Lieu	Solorio
Caballero	Garrick	Ma	Soto
Carter	Hancock	Mendoza	Spitzer
Cook	Hayashi	Mullin	Swanson
Coto	Hernandez	Nakanishi	Torrico
Davis	Horton	Nava	Tran
De La Torre	Houston	Niello	Villines
De León	Huff	Parra	Walters
DeSaulnier	Huffman	Plescia	Wolk
Duvall	Jones	Portantino	Mr. Speaker

**NOES—5**

Anderson	Jeffries	Strickland
DeVore	Maze	

The question being on the passage of the bill.



Bill passed by the following vote:

**AYES—72**

Adams	Dymally	Karnette	Price
Aghazarian	Emmerson	Keene	Richardson
Arambula	Eng	Krekorian	Runner
Bass	Evans	La Malfa	Ruskin
Benoit	Feuer	Laird	Salas
Berg	Fuentes	Leno	Saldaña
Berryhill	Fuller	Levine	Silva
Blakeslee	Gaines	Lieber	Smyth
Brownley	Galgiani	Lieu	Solorio
Caballero	Garrick	Ma	Soto
Carter	Hancock	Mendoza	Spitzer
Cook	Hayashi	Mullin	Swanson
Coto	Hernandez	Nakanishi	Torrico
Davis	Horton	Nava	Tran
De La Torre	Houston	Niello	Villines
De León	Huff	Parra	Walters
DeSaulnier	Huffman	Plescia	Wolk
Duvall	Jones	Portantino	Mr. Speaker

**NOES—5**

Anderson	Jeffries	Strickland
DeVore	Maze	

Bill ordered transmitted to the Senate.

**CONSIDERATION OF DAILY FILE (RESUMED)**

**UNFINISHED BUSINESS**

**CONSIDERATION OF SENATE AMENDMENTS**

**ASSEMBLY BILL NO. 1525 (Cook)**—An act relating to private postsecondary education, making an appropriation therefor, 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—74**

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

**NOES—None**

Above bill ordered enrolled.

**THIRD READING OF ASSEMBLY BILLS**

**ASSEMBLY JOINT RESOLUTION NO. 27 (Solorio)**—Relative to the United States Postal Service.

Resolution read.

**Members Made Coauthors of Assembly Joint Resolution No. 27**

Assembly Member Solorio was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Assembly Joint Resolution No. 27

**Roll Call**

The following Assembly Members indicated a desire to become coauthors:

Arambula, Bass, Beall, Berg, Brownley, Calderon, Coto, De La Torre, De León, DeSaulnier, Dymally, Eng, Evans, Feuer, Fuentes, Galgiani, Hancock, Hayashi, Jones, Karnette, Krekorian, Laird, Leno, Levine, Lieber, Lieu, Ma, Mendoza, Mullin, Nava, Núñez, Portantino, Richardson, Ruskin, Salas, Saldaña, Soto, Swanson, Torrico, and Wolk.

**Request for Unanimous Consent**

Assembly Member Solorio was granted unanimous consent to take up Assembly Joint Resolution No. 27, as amended, without reference to print or file, and that the same be considered engrossed.

**Consideration of Assembly Joint Resolution No. 27, as Amended**

**ASSEMBLY JOINT RESOLUTION NO. 27**—Relative to the United States Postal Service.

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

**AYES—48**

Arambula	DeSaulnier	Karnette	Portantino
Bass	Dymally	Krekorian	Price
Beall	Eng	Laird	Richardson
Berg	Evans	Leno	Ruskin
Brownley	Feuer	Levine	Salas
Caballero	Fuentes	Lieber	Saldaña
Calderon	Galgiani	Lieu	Solorio
Carter	Hancock	Ma	Soto
Coto	Hayashi	Mendoza	Swanson
Davis	Hernandez	Mullin	Torrico
De La Torre	Huffman	Nava	Wolk
De León	Jones	Parra	Mr. Speaker

**NOES—31**

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

Resolution ordered transmitted to the Senate.

**ASSEMBLY CONCURRENT RESOLUTION NO. 62 (DeSaulnier)**—Relative to the Congressman George Miller Benicia-Martinez Bridge.

Resolution read, and adopted by the following vote:

**AYES—45**

Arambula	Dymally	Krekorian	Richardson
Bass	Emmerson	Laird	Ruskin
Beall	Eng	Leno	Salas
Berg	Evans	Levine	Solorio
Brownley	Feuer	Lieber	Soto
Caballero	Fuentes	Lieu	Swanson
Calderon	Galgiani	Ma	Torrico
Carter	Hancock	Mendoza	Wolk
Coto	Hayashi	Mullin	Mr. Speaker
Davis	Hernandez	Parra	
De León	Huffman	Portantino	
DeSaulnier	Jones	Price	

**NOES—27**

Adams	DeVore	Huff	Plescia
Aghazarian	Duvall	Jeffries	Silva
Anderson	Fuller	Keene	Smyth
Benoit	Gaines	La Malfa	Spitzer
Berryhill	Garcia	Maze	Strickland
Blakeslee	Garrick	Nakanishi	Walters
Cook	Horton	Niello	

Resolution ordered transmitted to the Senate.

**RECESS**

By unanimous consent, at 10:37 a.m., Speaker pro Tempore Lieber declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Keene introduced his wife Janice and their daughters Erin and Rosie.

**RECONVENED**

At 10:38 a.m., the Assembly reconvened.

Hon. Sally Lieber, Speaker pro Tempore of the Assembly, presiding.

**CONSIDERATION OF DAILY FILE (RESUMED)**

**THIRD READING OF ASSEMBLY BILLS (RESUMED)**

**ASSEMBLY JOINT RESOLUTION NO. 29 (Eng)**—Relative to the Local Law Enforcement Hate Crimes Prevention Act.

Resolution read.

**Members Made Coauthors of Assembly Joint Resolution No. 29**

Assembly Member Eng was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Assembly Joint Resolution No. 29.

**Roll Call**

The following Assembly Members indicated a desire to become coauthors:

Adams, Aghazarian, Arambula, Bass, Beall, Berg, Berryhill, Brownley, Cook, Coto, De La Torre, De León, DeSaulnier, Evans, Feuer, Fuentes, Galgiani, Garcia, Hancock, Hayashi, Hernandez, Horton, Houston, Huffman, Jones, Karnette, Krekorian, Levine, Lieber, Lieu, Ma, Mendoza, Mullin, Nava, Núñez, Parra, Plescia, Portantino, Price, Richardson, Salas, Saldaña, Silva, Soto, Spitzer, Strickland, Swanson, Torrico, Tran, and Wolk.

**Request for Unanimous Consent**

Assembly Member Eng was granted unanimous consent to take up Assembly Joint Resolution No. 29, as amended, without reference to print or file, and that the same be considered engrossed.

**Consideration of Assembly Joint Resolution No. 29, as Amended**

**ASSEMBLY JOINT RESOLUTION NO. 29**—Relative to the Local Law Enforcement Hate Crimes Prevention Act.

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

**AYES—70**

Adams	Dymally	Keene	Richardson
Aghazarian	Eng	Krekorian	Ruskin
Arambula	Evans	Laird	Salas
Bass	Feuer	Leno	Saldaña
Beall	Fuentes	Levine	Silva
Berg	Gaines	Lieber	Smyth
Berryhill	Galgiani	Lieu	Solorio
Blakeslee	Garcia	Ma	Soto
Caballero	Hancock	Maze	Spitzer
Carter	Hayashi	Mendoza	Strickland
Cook	Hernandez	Mullin	Swanson
Coto	Horton	Nakanishi	Torrico
Davis	Houston	Nava	Tran
De La Torre	Huff	Niello	Walters
De León	Huffman	Parra	Wolk
DeSaulnier	Jeffries	Plescia	Mr. Speaker
DeVore	Jones	Portantino	
Duvall	Karnette	Price	

**NOES—1**

Anderson

Resolution ordered transmitted to the Senate.

**THIRD READING OF SENATE BILLS**

**SENATE BILL NO. 1041 (Committee on Veterans Affairs)**—An act to amend Section 121 of the Military and Veterans Code, relating to the state militia.

Bill read third time, and presented by Assembly Member La Malfa.

Bill passed by the following vote:

**AYES—79**

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

**NOES—None**

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 298 (Cogdill)**—An act to amend Sections 82013 and 84105 of the Government Code, relating to the Political Reform Act of 1974.

Bill read third time.

**Motion to Amend**

Assembly Member Adams moved the adoption of amendments.

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

**SENATE BILL NO. 970 (Ridley-Thomas)**—An act to add Chapter 16 (commencing with Section 13800) to Division 5 of the Business and Professions Code, relating to rental vehicles.

Bill read third time.

**Motion to Amend**

Assembly Member Torrico moved the adoption of amendments.

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

**SENATE BILL NO. 1050 (Committee on Natural Resources and Water)**—An act to add Section 529.7 to the Water Code, relating to water.

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

Bill passed by the following vote:

**AYES—78**

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

**NOES—None**

Bill ordered transmitted to the Senate.

**SENATE CONCURRENT RESOLUTION NO. 3 (Cedillo)**—Relative to The Wall Las Memorias Project AIDS monument.

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

**AYES—78**

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

**NOES—None**

Resolution ordered transmitted to the Senate.

**SENATE BILL NO. 718 (Scott)**—An act to amend Section 4025 of, and to add and repeal Section 4025.5 of, the Penal Code, relating to jails.

Bill read third time.

**Motion to Amend**

Assembly Member Solorio moved the adoption of amendments.

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

**SENATE BILL NO. 33 (Simitian)**—An act to amend Sections 12810.3 and 23123 of, and to add Section 23124 to, the Vehicle Code, relating to vehicles.

Bill read third time.

**Motion to Amend**

Assembly Member Garcia moved the adoption of amendments.

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

**SENATE BILL NO. 50 (Torlakson)**—An act relating to the payment of claims against the state, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

**Urgency Clause**

Urgency clause read, and adopted by the following vote:

**AYES—80**

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

**NOES—None**

The question being on the passage of the bill.

Bill passed by the following vote:

**AYES—80**

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

**NOES—None**

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 112 (Scott)**—An act to amend Sections 44279.1 and 44830 of the Education Code, relating to teachers.

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

Bill passed by the following vote:

**AYES—77**

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

**NOES—3**

Anderson	Blakeslee	Spitzer
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Bill ordered transmitted to the Senate.



**SENATE BILL NO. 180 (Migden)**—An act to amend Sections 1151.6, 1156, 1156.2, 1156.3, 1156.4, 1157, 1160.3, and 1160.6 of, and to add Section 1156.35 to, the Labor Code, relating to employment.

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

Bill passed by the following vote:

**AYES—46**

Arambula	DeSaulnier	Krekorian	Richardson
Bass	Dymally	Laird	Ruskin
Beall	Eng	Leno	Salas
Berg	Evans	Levine	Saldaña
Brownley	Feuer	Lieber	Solorio
Caballero	Fuentes	Lieu	Soto
Calderon	Hancock	Ma	Swanson
Carter	Hayashi	Mendoza	Torrico
Coto	Hernandez	Mullin	Wolk
Davis	Huffman	Nava	Mr. Speaker
De La Torre	Jones	Portantino	
De León	Karnette	Price	

**NOES—33**

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

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 304 (Romero)**—An act to add Section 6357 to the Penal Code, relating to prisons.

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

**At 11:21 a.m., Assistant Speaker pro Tempore Laura Richardson, 55th District, presiding**

Bill passed by the following vote:

**AYES—53**

Aghazarian	Dymally	Leno	Salas
Arambula	Emmerson	Levine	Saldaña
Bass	Eng	Lieber	Solorio
Beall	Evans	Lieu	Soto
Berg	Feuer	Ma	Spitzer
Brownley	Fuentes	Mendoza	Strickland
Caballero	Hancock	Mullin	Swanson
Carter	Hayashi	Nakanishi	Torrico
Coto	Hernandez	Nava	Walters
Davis	Huffman	Niello	Wolk
De La Torre	Jones	Portantino	Mr. Speaker
De León	Karnette	Price	
DeSaulnier	Krekorian	Richardson	
DeVore	Laird	Ruskin	

**NOES—23**

Adams	Gaines	Jeffries	Runner
Anderson	Galgiani	Keene	Silva
Benoit	Garrick	La Malfa	Smyth
Berryhill	Horton	Maze	Tran
Blakeslee	Houston	Parra	Villines
Fuller	Huff	Plescia	

Bill ordered transmitted to the Senate.

**REQUEST TO GOVERNOR TO RETURN ASSEMBLY BILL NO. 452**

Assembly Member Bass was granted unanimous consent that the Chief Clerk be directed to request the Governor to return Assembly Bill No. 452; and that the action be rescinded whereby the bill was reported correctly enrolled and presented to the Governor on July 9, 2007 (Assembly Journal, page 2444); and that the bill be returned to the Senate for further action.

**ASSEMBLY RULE 118 SUSPENDED—PRIVILEGES OF THE FLOOR**

Assembly Member Swanson was granted unanimous consent that Assembly Rule 118 be suspended granting the privileges of the Floor and permitting guests to sit at his desk in the Assembly Chamber, whereupon he introduced his wife, Anita, and his grandchildren, Chris and Trinity Lawson.

**CONSIDERATION OF DAILY FILE (RESUMED)  
THIRD READING OF SENATE BILLS (RESUMED)**

**SENATE BILL NO. 353 (Kuehl)**—An act to amend Section 6320 of the Family Code, relating to protective orders.

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

Bill passed by the following vote:

**AYES—77**

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

**NOES—1**

Anderson

**Vote Changes**

By unanimous consent, the following vote change was permitted on Senate Bill No. 353: Assembly Member La Malfa from “No” to “Aye”.

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 443 (Migden)**—An act to amend Section 1644.5 of the Health and Safety Code, relating to public health.

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

Bill passed by the following vote:

**AYES—73**

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

**NOES—1**

Keene

**Vote Changes**

By unanimous consent, the following vote change was permitted on Senate Bill No. 443: Assembly Member Keene from “Aye” to “No”.

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 541 (Alquist)**—An act to amend Section 798.74 of the Civil Code, relating to mobilehomes.

Bill read third time.

**Motion to Amend**

Assembly Member Saldaña moved the adoption of amendments.

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

**SENATE BILL NO. 484 (Lowenthal)**—An act to add Section 101.13 to the Streets and Highways Code, relating to transportation.

Bill read third time.

**Motion to Amend**

Assembly Member Nava moved the adoption of amendments.

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

**At 11:35 a.m., Speaker pro Tempore Sally Lieber, 22nd District, presiding**

**RE-REFERENCE OF BILLS**

Assembly Member Bass was granted unanimous consent that Senate Bill No. 529 be re-referred from the Committee on Revenue and Taxation to the Committee on Rules.

**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. 246 (Margett)**—An act to amend Section 3899 of, and to add Section 4210 to, the Food and Agricultural Code, relating to agriculture.

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. 1044 (Committee on Revenue and Taxation)**—An act to amend Sections 17299.8, 19175, and 24447 of the Revenue and Taxation Code, relating to taxation.

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. 403 (Harman)**—An act to amend Section 3041.5 of the Family Code, relating to child custody and visitation.

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. 433 (Harman)**—An act to amend Section 704.720 of the Code of Civil Procedure, relating to homestead exemptions.

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. 639 (Harman)**—An act to repeal and add Chapter 2 (commencing with Section 1713) of Title 11 of Part 3 of the Code of Civil Procedure, relating to judgments.

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. 558 (Cogdill)**—An act relating to public utilities.

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. 513 (Committee on Elections, Reapportionment and Constitutional Amendments)**—An act to amend Sections 340, 8023, 9340, and 10400 of, and to repeal Section 315 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 CONCURRENT RESOLUTION NO. 59 (Ashburn)**—Relative to Valley Fever Awareness Month.

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

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

**Consent Calendar Roll Call**

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

**AYES—80**

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

**NOES—None****SPECIAL RECOGNITION**

The Members of the Assembly joined Speaker pro Tempore Lieber in extending best wishes to Assembly Member Carter on the occasion of her birthday.

**COMMITTEE MEETING ANNOUNCEMENTS**

Assembly Member Mullin announced that the Committee on Education would meet today, upon adjournment of Floor session, in Room 126.

Assembly Member Hancock announced that the Committee on Natural Resources would meet today, upon adjournment of Floor session, in Room 447.

**CONSIDERATION OF DAILY FILE (RESUMED)**  
**THIRD READING OF SENATE BILLS (RESUMED)**

**SENATE BILL NO. 538 (Battin)**—An act to amend Sections 18000, 18007, 18008, 18008.7, and 18028 of, and to amend the heading of Part 2 (commencing with Section 18000) of Division 13 of, the Health and Safety Code, relating to housing.

Bill read third time.

**Motion to Amend**

Assembly Member Garcia moved the adoption of amendments.

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

**ADJOURN IN MEMORY**

Assembly Member Berryhill was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Private First Class Bruce Salazar Jr., of Modesto.

(Assembly Rule 45.5 suspended.)

**ASSEMBLY RULE 112 SUSPENDED**

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

**ADJOURN IN MEMORY**

Assembly Member Adams was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Army Pfc. Cory F. Hiltz, of La Verne.

(Assembly Rule 45.5 suspended.)

**ADJOURN IN MEMORY**

Assembly Member DeSaulnier was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Major James Michael "Jimmy" Ahearn, of Concord.

(Assembly Rule 45.5 suspended.)

**ADJOURN IN MEMORY**

Assembly Member Coto was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Army Specialist Roberto Causor, of San Jose.

(Assembly Rule 45.5 suspended.)

**ADJOURN IN MEMORY**

Assembly Member Duvall was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Army Private Shane Stinson and Army Medic Shinwoo Kim, of Fullerton.

(Assembly Rule 45.5 suspended.)

**ADJOURN IN MEMORY**

Assembly Member Salas was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Sgt. Michael Martinez, of Chula Vista.

(Assembly Rule 45.5 suspended.)

**ADJOURN IN MEMORY**

Assembly Member Dymally was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Jeannene H. Reynoso, of Herald.

(Assembly Rule 45.5 suspended.)

**ADJOURN IN MEMORY**

Assembly Members Garcia and Benoit were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Joseph Watson, of Desert Hot Springs.

(Assembly Rule 45.5 suspended.)

**ADJOURN IN MEMORY**

Assembly Member Brownley was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Eric Joseph Pon-Boon Tang.

(Assembly Rule 45.5 suspended.)

**ADJOURN IN MEMORY**

Assembly Member De León was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Joel Siegel, of New York City.

(Assembly Rule 45.5 suspended.)

**ADJOURN IN MEMORY**

Speaker Núñez was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Nancy Hanks Riley, of Sacramento, mother of Kate Riley, Chief Consultant, Robert M. Hertzberg Capitol Institute.

Assembly Member Aghazarian was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Richard Allen Morton Sr. and Phillip R. Price, of Manteca.

Assembly Member Arambula was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Elma Sterling, of Fresno.

Assembly Member Bass was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Theresa Hayes, of Rancho Cucamonga.

Assembly Member Emmerson was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Nick Libutti, of Upland.

Assembly Member Evans was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Frances Rose Cox, of Santa Rosa.

Assembly Members Hayashi and Lieber were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Donna Young, of Hayward.

Assembly Member Karnette was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of “Mother Madale” Watson, of Covina and Dr. Nicholas I. Skandalakis, of Long Beach.

Assembly Member Leno was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Grace “Tovah” Blum, of San Francisco.

Assembly Member Levine was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Leatrice Ortasse, of Sherman Oaks.

Assembly Member Portantino was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Jan Pavley, of Irvine and Garrett Kreditor, of La Canada.

**ANNOUNCEMENTS**

Speaker pro Tempore Lieber announced the following session schedule:

Monday, July 16, 2007, Floor Session, 12 noon;  
Tuesday, July 17, 2007, Floor Session, 10 a.m.;  
Wednesday, July 18, 2007, Floor Session, 10 a.m.;  
Thursday, July 19, 2007, Floor Session, 10 a.m.;  
Friday, July 20, 2007, Floor Session, 10 a.m.



**VOTE ADDS**

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

**Bass Motion to Suspend the Rules:** Lieu, Richardson, and Salas—Aye; Garcia, Horton, and Houston—No.

**Resolution to Invoke Constitution:** Anderson, Garcia, Keene, La Malfa, Lieu, Richardson, Smyth, and Soto—Aye.

**Senate Bill No. 99 and Urgency:** Jones, Parra, and Soto—Aye.

**Assembly Bill No. 1525, Concurrence:** Galgiani, Garrick, Houston, Levine, Parra, Solorio, and Torrico—Aye.

**Assembly Joint Resolution No. 27:** Soto—Aye; Huff—No.

**Assembly Concurrent Resolution No. 62:** Galgiani, Salas, and Torrico—Aye; Berryhill, Spitzer, and Strickland—No.

**Assembly Joint Resolution No. 29:** Hayashi, Huff, Levine, Nava, and Torrico—Aye; Anderson—No.

**Senate Bill No. 1041:** Hayashi, Leno, Lieu, Nava, Price, Salas, and Strickland—Aye.

**Senate Bill No. 1050:** Aghazarian, Anderson, Hayashi, Levine, Lieu, Soto, Strickland, and Torrico—Aye.

**Senate Concurrent Resolution No. 3:** Hayashi, Levine, Lieu, Richardson, Strickland, and Torrico—Aye.

**Senate Bill No. 50 and Urgency:** Hayashi, Horton, Levine, Richardson, Spitzer, Strickland, and Torrico—Aye.

**Senate Bill No. 112:** Horton, Levine, Niello, Soto, Strickland, and Torrico—Aye.

**Senate Bill No. 180:** Richardson—Aye.

**Senate Bill No. 304:** Evans, Fuentes, Soto, Strickland, and Torrico—Aye; Galgiani, Huff, and Villines—No.

**Senate Bill No. 353:** Berryhill, Parra, Strickland, and Villines—Aye; Anderson—No.

**Senate Bill No. 443:** Aghazarian, Berryhill, Blakeslee, Krekorian, La Malfa, Levine, Strickland, and Torrico—Aye.

**Consent Calendar:** Galgiani, Horton, Lieu, Soto, and Strickland—Aye.

**MOTION TO ADJOURN**

At 12:01 p.m., Assembly Member Bass moved that the Assembly do now adjourn.

Assembly Member Blakeslee seconded the motion.

Motion carried.

**QUORUM CALL OF THE ASSEMBLY DISPENSED WITH**

At 12:02 p.m., Speaker pro Tempore Lieber declared the quorum call of the Assembly dispensed with.

**ENGROSSMENT AND ENROLLMENT REPORTS**

Assembly Chamber, July 12, 2007

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

Assembly Concurrent Resolution No. 4  
 Assembly Concurrent Resolution No. 35  
 Assembly Concurrent Resolution No. 51

And reports the same correctly enrolled, and presented to the Secretary of State on the 12th day of July, 2007, at 1 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, July 12, 2007

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

Assembly Bill No. 1525

And reports the same correctly enrolled, and presented to the Governor on the 12th day of July, 2007, at 1:30 p.m.

E. DOTSON WILSON, Chief Clerk

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

July 12, 2007

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

Senate Bill No. 38  
 Senate Bill No. 211  
 Senate Bill No. 754

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

LENO, Chair

**SENATE BILL NO. 38**—An act to amend Sections 218, 17207, and 24347.5 of, and to add Sections 195.110, 195.111, and 195.112 to, the Revenue and Taxation Code, relating to disaster relief, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

**SENATE BILL NO. 211**—An act to amend Sections 129787 and 129895 of the Health and Safety Code, relating to seismic safety.

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. 754**—An act to add Section 14670.2 to the Government Code, relating to state property, 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 Housing and Community Development**

July 12, 2007

Mr. Speaker: The Chair of your Committee on Housing and Community Development reports:

Senate Bill No. 586

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

SALDAÑA, Chair

**SENATE BILL NO. 586**—An act to add Section 53545.9 to, and to add Chapter 8.5 (commencing with Section 50705) to Part 2 of Division 31 of, the Health and Safety Code, relating to housing, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

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

July 12, 2007

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

Senate Bill No. 828

Senate Bill No. 886

Senate Bill No. 1048

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

LENO, Chair

**SENATE BILL NO. 828**—An act to add Section 13159.85 to the Health and Safety Code, relating to firefighters.

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. 886**—An act to amend Sections 40420, 40425, 40981, and 41221 of the Health and Safety Code, relating to air pollution.

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

**SENATE BILL NO. 1048**—An act to amend Sections 337, 1701.1, 1725, 1750, 1750.1, 1750.2, 1750.3, 1750.4, 1751, 1752, 1752.1, 1752.2, 1752.5, 1752.6, 1753, 1753.1, 1754, 1756, 1757, 1770, 2177, 2225, 2313, 2335, 2397, 2416, 2497.5, 2570.7, 2717, 2732.05, 3057, 3634, 4068, 4084, 4101, 4160, 4161, 4162, 4162.5, 4200, 4200.1, 4200.2, 4208, 4314, 4315, 4980.01, 4980.38, 4980.40, 4980.44, 4980.54, 4980.57, 4980.80, 4980.90, 4982, 4984.1, 4984.4, 4989.36, 4989.42, 4989.54, 4992.3, 4996.4, 4996.6, 4996.18, and 4996.22 of, to add Sections 2471, 2570.8, 4984.01, 4984.72, 4992.10, and 4996.28 to, and to repeal and add Sections 3530, 4984.7, 4984.8, 4996.3, 4996.14, and 4997 of, the Business and Professions Code, and to amend Sections 11372, 12529, and 12529.5 of the Government Code, relating to healing arts, 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 Appropriations**

July 12, 2007

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

Senate Bill No. 416

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

LENO, Chair

**SENATE BILL NO. 416**—An act to amend Section 20133 of the Public Contract Code, relating to public contracts.

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: July 11, 2007

Mr. Speaker: Your Committee on Appropriations reports:  
 Assembly Bill No. 1750

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.

LENO, Chair

Above bill ordered to second reading.

Date of Hearing: July 11, 2007

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 8	Senate Bill No. 582
Senate Bill No. 34	Senate Bill No. 609
Senate Bill No. 67	Senate Bill No. 625
Senate Bill No. 108	Senate Bill No. 697
Senate Bill No. 152	Senate Bill No. 793
Senate Bill No. 289	Senate Bill No. 841
Senate Bill No. 421	Senate Bill No. 956
Senate Bill No. 549	

With the recommendation: Do pass.

LENO, Chair

Above bills ordered to second reading.

Date of Hearing: July 11, 2007

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 124	Senate Bill No. 340
Senate Bill No. 161	Senate Bill No. 351
Senate Bill No. 223	Senate Bill No. 384
Senate Bill No. 226	Senate Bill No. 386
Senate Bill No. 230	Senate Bill No. 455
Senate Bill No. 273	Senate Bill No. 620
Senate Bill No. 319	Senate Bill No. 768

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.

LENO, Chair

Above bills ordered to second reading.

Date of Hearing: July 11, 2007

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 770	Senate Bill No. 901
Senate Bill No. 795	Senate Bill No. 921
Senate Bill No. 855	Senate Bill No. 1012
Senate Bill No. 892	Senate Bill No. 1046

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.

LENO, Chair

Above bills ordered to second reading.

Date of Hearing: July 11, 2007

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 650  
 Senate Bill No. 959

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

LENO, Chair

Above bills ordered to second reading.

Date of Hearing: July 11, 2007

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 1051

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.

LENO, Chair

Above bill ordered to second reading.

Date of Hearing: July 11, 2007

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Concurrent Resolution No. 63

With the recommendation: Be adopted.

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

LENO, Chair

Above resolution ordered to the Consent Calendar.

Date of Hearing: July 11, 2007

Mr. Speaker: Your Committee on Appropriations reports:

Senate Concurrent Resolution No. 40

With the recommendation: Be adopted.

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

LENO, Chair

Above resolution ordered to the Consent Calendar.

#### **Committee on Rules**

Date of Hearing: July 12, 2007

Mr. Speaker: Your Committee on Rules reports:

House Resolution No. 18

With the recommendation: Be adopted.

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

DE LA TORRE, Chair

Above resolution ordered to the Consent Calendar.

Date of Hearing: July 12, 2007

Mr. Speaker: Your Committee on Rules reports:

Assembly Constitutional Amendment No. 8

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

DE LA TORRE, Chair

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

#### **Committee on Natural Resources**

Date of Hearing: July 9, 2007

Mr. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 451

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

HANCOCK, Chair

Above bill ordered to second reading.

**Committee on Housing and Community Development**

Date of Hearing: July 11, 2007

Mr. Speaker: Your Committee on Housing and Community Development reports:  
Senate Bill No. 46

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

SALDAÑA, Chair

Above bill ordered to second reading.

**Committee on Insurance**

Date of Hearing: July 3, 2007

Mr. Speaker: Your Committee on Insurance reports:  
Senate Bill No. 339

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

COTO, Chair

Above bill ordered to second reading.

**Committee on Transportation**

Date of Hearing: July 9, 2007

Mr. Speaker: Your Committee on Transportation reports:  
Senate Bill No. 9

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

NAVA, Chair

Above bill ordered to second reading.

Date of Hearing: July 9, 2007

Mr. Speaker: Your Committee on Transportation reports:  
Senate Bill No. 286

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

NAVA, Chair

Above bill ordered to second reading.

**Committee on Veterans Affairs**

Date of Hearing: July 10, 2007

Mr. Speaker: Your Committee on Veterans Affairs reports:  
Assembly Concurrent Resolution No. 64

With the recommendation: Be adopted.

SALAS, Chair

Above resolution ordered to third reading.

Date of Hearing: July 10, 2007

Mr. Speaker: Your Committee on Veterans Affairs reports:  
Senate Joint Resolution No. 9

With the recommendation: Be adopted.

SALAS, Chair

Above resolution ordered to third reading.

Date of Hearing: July 10, 2007

Mr. Speaker: Your Committee on Veterans Affairs reports:

Senate Bill No. 14

Senate Bill No. 829

Senate Bill No. 159

Senate Bill No. 904

Senate Bill No. 272

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

SALAS, Chair

Above bills re-referred to the Committee on Appropriations.

#### **Committee on Health**

Date of Hearing: July 3, 2007

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 606

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

DYMALLY, Chair

Above bill ordered to second reading.

#### **Committee on Judiciary**

Date of Hearing: July 10, 2007

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 415

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

JONES, Chair

Above bill ordered to second reading.

#### **MESSAGES FROM THE GOVERNOR**

The following message from the Governor was received and ordered printed in the Journal:

Governor's Office, Sacramento

July 12, 2007

*To the Members of the State Assembly:*

Assembly Bill 1525, in my opinion, constitutes an emergency bill within the meaning of that term as used in Section 12 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

I, therefore, recommend consideration of Assembly Bill 1525 as an emergency measure.

Sincerely,

ARNOLD SCHWARZENEGGER

#### **INTRODUCTION OF GUESTS**

Assembly Member Blakeslee, of the 33rd Assembly District, introduced Daniel O'Brian.

Speaker pro Tempore Lieber, of the 22nd Assembly District, introduced visiting United Farm Workers.

**ADJOURNMENT**

At 3 p.m., pursuant to the motion by Assembly Member Bass, the Assembly adjourned until 12 p.m., Monday, July 16, 2007, out of respect to the memory of Private First Class Bruce Salazar Jr., on motion of Assembly Member Berryhill; out of respect to the memory of Army Pfc. Cory F. Hiltz, on motion of Assembly Member Adams; out of respect to the memory of Major James Michael “Jimmy” Ahearn, on motion of Assembly Member DeSaulnier; out of respect to the memory of Army Specialist Roberto Causor, on motion of Assembly Member Coto; out of respect to the memory of Army Private Shane Stinson and Army Medic Shinwoo Kim, on motion of Assembly Member Duvall; out of respect to the memory of Sgt. Michael Martinez, on motion of Assembly Member Salas; out of respect to the memory of Jeannene H. Reynoso, on motion of Assembly Member Dymally; out of respect to the memory of Joseph Watson, on motion of Assembly Members Garcia and Benoit; out of respect to the memory of Eric Joseph Pon-Boon Tang, on motion of Assembly Member Brownley; out of respect to the memory of Joel Siegel, on motion of Assembly Member De León; out of respect to the memory of Nancy Hanks Riley, on motion of Speaker Núñez; out of respect to the memory of Richard Allen Morton Sr., and Phillip R. Price, on motion of Assembly Member Aghazarian; out of respect to the memory of Elma Sterling, on motion of Assembly Member Arambula; out of respect to the memory of Theresa Hayes, on motion of Assembly Member Bass; out of respect to the memory of Nick Libutti, on motion of Assembly Member Emmerson; out of respect to the memory of Frances Rose Cox, on motion of Assembly Member Evans; out of respect to the memory of Donna Young, on motion of Assembly Members Hayashi and Lieber; out of respect to the memory of “Mother Madale” Watson and Dr. Nicholas I. Skandalakis, on motion of Assembly Member Karnette; out of respect to the memory of Grace “Tovah” Blum, on motion of Assembly Member Leno; out of respect to the memory of Leatrice Ortasse, on motion of Assembly Member Levine; and out of respect to the memory of Jan Pavley and Garrett Kreditor, on motion of Assembly Member Portantino.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk



**AMENDMENTS CONSIDERED BY THE  
ASSEMBLY ON JULY 12, 2007**

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

**AJR RN**  
22 0724192

**SB RN**  
33 0723953  
38 0722409  
48 0724194  
99 0724384  
211 0724324  
298 0723306  
396 0724062  
416 0723310  
484 0723879  
489 0724305  
538 0723213  
541 0723881  
586 0723343  
718 0724026  
748 0724327  
754 0724274  
828 0724152  
886 0724329  
970 0723872  
1036 0724153  
1048 0724223

**Daily Total: 22**  
**Cumulative Total: 2451**

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