

CALIFORNIA LEGISLATURE
2003-04 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, July 15, 2004

**TWO HUNDRED TWENTY-NINTH SESSION DAY
FIVE HUNDRED NINETY-SECOND CALENDAR DAY
AT SACRAMENTO, CALIFORNIA**



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

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, July 15, 2004

The Assembly met at 6 a.m.

Hon. Todd Spitzer, Assembly Member, 71st District, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Parker reading.

ROLL CALL

The following were placed upon the morning roll call—45:

Aghazarian	Dymally	Levine	Runner
Benoit	Firebaugh	Liu	Salinas
Berg	Garcia	Longville	Spitzer
Bermudez	Harman	Lowenthal	Steinberg
Bogh	Haynes	Maddox	Strickland
Calderon	Horton, Jerome	Matthews	Vargas
Canciamilla	Keene	Maze	Wesson
Chavez	Koretz	McCarthy	Wiggins
Chu	La Malfa	Mountjoy	Mr. Speaker
Cogdill	La Suer	Nakanishi	
Cox	Leno	Nakano	
Diaz	Leslie	Reyes	

Quorum present.

At 1:45 p.m., Hon. Paul Koretz, 42nd District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

LEAVES OF ABSENCE FOR THE DAY

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

On legislative business: Assembly Members Bates, Campbell, Chan, Cohn, Corbett, Correa, Dutra, Dutton, Goldberg, Hancock, Shirley Horton, Houston, Jackson, Kehoe, Laird, Lieber, Maldonado, Montanez, Nation, Negrete McLeod, Oropeza, Pacheco, Parra, Pavley, Plescia, Richman, Ridley-Thomas, Simitian, and Yee.

On legislative business, and waiving per diem: Assembly Members Mullin and Wyland.

On legislative business, per diem waived for the 2003–2004 Session (See Assembly Journal, page 126): Assembly Member Wolk.

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

*To attend a funeral in the district: Assembly Member Samuelian.
Because of illness, and waiving per diem: Assembly
Member Frommer.*

(Note: Per diem is waived by the following Assembly Members until passage of the Budget: Correa, p. 6619, Kehoe, p. 6717; Maldonado, p. 6633; Parra, Negrete McLeod, and Wyland, see letters later this day.)

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

July 14, 2004

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

Dear Mr. Speaker: I am writing to request an excuse from check-in session on Thursday, July 15th. The purpose of my absence is to attend to district matters.

Thank you for your attention to this matter.

Sincerely,

PATRICIA BATES, Assembly Member
Seventy-third District

July 13, 2004

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

Dear Speaker Nunez: I respectfully request to be excused from Assembly check-in-session Thursday, July 15th, 2004. In addition, I respectfully request to be excused from legislative business Monday, July 19th, 2004, due to legislative business.

Thank you for your consideration of this request. If you have any questions, please do not hesitate to contact me at (916) 319-2070.

Sincerely,

JOHN CAMPBELL, Assembly Member
Seventieth District

July 14, 2004

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

Dear Speaker Nunez: I am requesting to be excused for Check-In Session on Thursday, July 15, 2004, due to legislative business taking place in my district.

Your attention to this matter is appreciated.

Sincerely,

WILMA CHAN, Assembly Member
Sixteenth District

15 July, 2004

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

Dear Speaker Nunez: I request to be excused from session on Thursday, July 15, 2004, for legislative business.

Cordially yours,

REBECCA COHN, Assembly Member
Twenty-fourth District

July 13, 2004

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

Dear Mr. Speaker: I would like to request permission to be excused from check-in session on Thursday, July 15, 2004. I have district business to attend to.

Thank you for your consideration of this matter. If you have any questions or concerns, please feel free to call me at (916) 319-2018.

Sincerely,

ELLEN M. CORBETT, Assembly Member
Eighteenth District

July 15, 2004

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

Dear Speaker Nunez: I am writing to respectfully request that I be excused from check-in session on Thursday, July 15, 2004, due to legislative business.

Thank you for your consideration of this matter. Should you have any questions, please feel free to contact my office at (916) 319-2069.

Thank you.

Sincerely,

LOU CORREA, Assembly Member
Sixty-ninth District

July 12, 2004

Office of Assembly Speaker Fabian Nunez

Please excuse me from check-in session on Thursday, July 15, 2004. I will be conducting legislative business in my district.

Thank you,

JOHN A. DUTRA, Assembly Member
Twentieth District

July 12, 2004

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

Dear Speaker Nunez: Please excuse me from session on Thursday, July 15, 2004, for legislative business in my district.

Thank you for your cooperation in this matter.

Sincerely,

BOB DUTTON, Assembly Member
Sixty-third District

July 14, 2004

*Speaker Fabian Nunez
State Capitol
Sacramento, California*

Dear Mr. Speaker: This letter will serve as a request to be excused from check in session on Thursday, July 15, 2004 due to legislative business in the district.

Should you have any questions please do not hesitate to contact my Executive Assistant Bertha Mardueno at ext. 2045.

Sincerely,

JACKIE GOLDBERG, Assembly Member
Forty-fifth District

July 12, 2004

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

Dear Mr. Speaker: I respectfully request an excused absence from Check-in Session on July 15, 2004. I have legislative business in the district.

Sincerely,

LONI HANCOCK, Assembly Member
Fourteenth District

July 13, 2004

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

Dear Speaker Nunez: Please excuse me from check-in Session on Thursday, July 15, 2004 as I have legislative business to attend to. In the event that a regular Session is called, I will be in attendance.

Please feel free to contact me regarding any requests or concerns you may have. Thank you in advance for your consideration and assistance.

Sincerely,

SHIRLEY HORTON, Assembly Member
Seventy-eighth District

July 13, 2004

*The Honorable Fabian Nunez
Speaker, California State Assembly
State Capitol
Sacramento, California*

Dear Mr. Speaker: I respectfully request to be excused from check-in Session today, Thursday, July 15, 2004 for legislative meetings in my district.

If you have any questions, please contact Julianna Thomas in my office at 319-2015.

Thank you for your consideration of this request.

Sincerely,

GUY S. HOUSTON, Assembly Member
Fifteenth District

July 13, 2004

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

Dear Mr. Speaker,

Please excuse me from check-in session on Thursday, July 15, 2004, as I have legislative business in my district. If it changes from a check-in session to a floor session, I will return within the four hour time frame.

Thank you for your prompt attention to this request. Please contact Linda Forrest in my Capitol office should you have any questions.

Sincerely,

HANNAH-BETH JACKSON, Assembly Member
Thirty-fifth District

July 13, 2004

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

Dear Speaker Nunez: I respectfully request to be excused from Assembly Check-in Session on Thursday, July 15, 2004 due to legislative business in my district. If there are any questions or concerns, please feel free to contact my Capitol office at 916-319-2076.

Thank you for your attention to this matter.

Sincerely,

CHRISTINE KEHOE, Assembly Member
Seventy-sixth District

July 12, 2004

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

Dear Speaker Nunez: This letter is to request permission to be excused from Check-In Session on Thursday, July 15, 2004, due to legislative business that I must attend to my district.

Thank you for your consideration of this request. Should you have any questions, please feel free to call me at 916-319-2027 or 831-425-1503.

Sincerely,

JOHN LAIRD, Assembly Member
Twenty-seventh District

July 14, 2004

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

Dear Speaker Nunez,

I request to be excused from check in session on July 15, 2004 due to legislative business in my district.

Matt Moretti, my Chief of Staff, is available to respond to any questions at 319-2022.

Sincerely,

SALLY J. LIEBER, Assembly Member
Twenty-second District

July 15, 2004

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

Dear Speaker Nunez: Please excuse me from today's check-in session. I am in my district for legislative purposes.

Thank you.

Sincerely,

ABEL MALDONADO, Assembly Member
Thirty-third District

July 14, 2004

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

Dear Mr. Speaker: I respectfully request to be excused from check-in session on Thursday, July 15, 2004. I will be in my district on legislative business.

Thank you in advance for your consideration. If you have any questions or comments, I can be reached at (916) 319-2039.

Sincerely,

CINDY MONTAÑEZ, Assembly Member
Thirty-ninth District

July 15, 2004

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

Dear Mr. Speaker: Please excuse me from Check-in Session on Thursday, July 15, 2004. I will be in my district conducting legislative business and I will be waiving per diem.

Your attention to this matter would be greatly appreciated.

Sincerely,

GENE MULLIN, Assembly Member
Nineteenth District

July 13, 2004

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

Dear Mr. Speaker: This letter is to request an excused absence from the Check-In Session, Thursday, July 15, 2004. I will be attending an Outsourcing Forum at Stanford University where I will be attending as a panelist.

Please contact Jim DeBoo, my Chief of Staff, if you have any questions. Thank you for your consideration of this request.

Sincerely,

JOE NATION, Assembly Member
Sixth District

July 12, 2004

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

Dear Mr. Speaker: Please excuse me from check-in session on Thursday, July 15, 2004. I will be in my district on legislative business. Thank you for your consideration of this request.

Respectfully,

GLORIA NEGRETE MCLEOD, Assembly Member
Sixty-first District

July 13, 2004

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

Dear Mr. Speaker: I respectfully request to be excused from Session, Thursday, July 15, 2004, due to legislative business in my district.

Thank you for consideration of this request. Please contact Mercedes Flores, in my office, if you have any questions regarding this matter.

Sincerely,

JENNY OROPEZA, Assembly Member
Fifty-fifth District

July 13, 2004

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

Dear Speaker Nunez: I respectfully request that I be excused from check in session for Thursday July 15th. I have legislative business in my district that requires my attendance and will unfortunately prevent me from checking in. Should you have any questions regarding my absence, please do not hesitate to contact my office at (916) 319-2060.

Thank you in advance for your consideration of this matter.

Sincerely,

BOB PACHECO, Assembly Member
Sixtieth District

July 15, 2004

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

Dear Speaker Nunez: Due to urgent legislative business in the district, I respectfully request permission to miss check-in on Thursday, July 15, 2004.

Should you have any questions or need additional information please contact Bill Herms at 319-2030.

Sincerely,

NICOLE M. PARRA, Assembly Member
Thirtieth District

July 12, 2004

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

Dear Mr. Speaker: I respectfully request permission to be excused from Check-in Session on Thursday, July 15, 2004 due to legislative business in my district.

Thank you for your assistance. Please contact my office should any questions arise.

Sincerely,

FRAN PAVLEY, Assembly Member
Forty-first District

July 15, 2004

*Hon. Fabian Nunez
Speaker of the Assembly
State Capitol
Sacramento, California*

Dear Mr. Speaker: I respectfully request to be excused from check-in session on July 15th, 2004. I have important legislative business in my district.

If you have any questions regarding this request, please feel free to contact Beth Helmsin in my office at 319-2075.

Sincerely,

GEORGE A. PLESCIA, Assembly Member
Seventy-fifth District

July 14, 2004

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

Dear Speaker Nunez: I respectfully request that I be excused from check-in Thursday morning, July 15, 2004, because of legislative business in my district.

If you should have any questions, please call my assistant, Connie Bosserman, any time at 916-319-2038.

Sincerely,

KEITH S. RICHMAN, M.D., Assembly Member
Thirty-eighth District

July 14, 2004

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

Dear Mr. Speaker: I write to request permission to be excused from Check-In Session on Thursday, July 15, 2004. I have legislative commitments in my District.

Thank you for your assistance in this matter. If you have any questions or need more information, please do not hesitate to contact me or to have your designated staff person contact Lourdes Machado, at (916) 319-2048.

With hope,

MARK RIDLEY-THOMAS, Assembly Member
Forty-eighth District

July 14, 2004

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

Dear Speaker Nunez,

This is a request to be excused from Check-In Session on Thursday, July 15, 2004. I have legislative business in the district.

Thank you for your consideration of this request.

Sincerely,

S. JOSEPH SIMITIAN, Assembly Member
Twenty-first District

July 15, 2004

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

Dear Speaker Nunez: I respectfully request to be excused from Check-in Session today, July 15, 2004, due to legislative business in my district.

If you have any questions or concerns, please contact Jenn Short, my scheduler, at 319-2008.

Sincerely,

LOIS WOLK, Assembly Member
Eighth District

July 15, 2004

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

Dear Mr. Speaker: I am respectfully requesting permission to be excused from Check-In Session on Thursday, July 15, 2004, due to legislative business in my district. I am waiving per diem.

Thank you for your prompt attention to this request.

Sincerely,

MARK WYLAND, Assembly Member
Seventy-fourth District

July 14, 2004

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

Dear Speaker Nunez: I respectfully request that I be excused from the Assembly Check-In Session on Thursday, July 15th. I will be in my district during that time attending to legislative business.

Sincerely,

LELAND Y. YEE, PH.D.
Speaker pro Tempore

COMMUNICATIONS

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

July 13, 2004

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

Dear Mr. Speaker: Please forfeit my per diem beginning on July 1, 2004, the start of the new fiscal year until such time that a budget is passed to the Governor.

Thank you for your consideration of this request.

Respectfully,

GLORIA NEGRETE MCLEOD, Assembly Member
Sixty-first District

June 30, 2004

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

Dear Speaker Nunez: I respectfully request waiver of my per diem during the legislative Summer recess from July 2, 2004–August 1, 2004.

Should you have any questions or need additional information please contact Bill Herms at 319-2030.

Sincerely,

NICOLE M. PARRA, Assembly Member
Thirtieth District

July 11, 2004

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

Dear Mr. Speaker: I am respectfully requesting permission to be excused from Check-In Session on Monday, July 12, 2004, due to legislative business in my district. I have elected not to take per diem during the period when the legislature is not in session and a budget has not been passed.

Thank you for your prompt attention to this request.

Sincerely,

MARK WYLAND, Assembly Member
Seventy-fourth District

APPOINTMENT OF COMMITTEE ON CONFERENCE

The Speaker appointed the following Assembly Members as Committees on Conference concerning Assembly Bills Nos. 56 and 242 and Senate Bills Nos. 6 and 550 (Master Plan for Education):

Goldberg, Liu, and Daucher.

AUTHOR'S AMENDMENTS
Committee on Appropriations

July 15, 2004

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

Senate Bill No. 1152

Senate Bill No. 1544

Senate Bill No. 1173

Senate Bill No. 1566

Senate Bill No. 1342

Senate Bill No. 1662

Senate Bill No. 1500

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

CHU, Chair

SENATE BILL NO. 1152—An act to amend Sections 12071 and 12316 of, and to add Section 12326 to, the Penal Code, relating to ammunition.

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. 1173—An act to amend Section 22962 of the Business and Professions Code, relating to tobacco products.

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. 1342—An act to amend Sections 6125, 6128, and 6129 of, and to add Sections 6130 and 6131 to, the Penal Code, relating to the Inspector General.

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. 1500—An act to amend Section 11629.85 of the Insurance Code, and to amend Section 4000.37 of, to amend, repeal, and add Section 4000.38 of, and to add Section 16058 to, the Vehicle Code, relating to vehicles.

Bill read second time; 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. 1544—An act to amend Section 94999 of, and to add and repeal Section 94779.2 of, the Education Code, relating to private postsecondary education, and making an appropriation therefor.

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

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

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

SENATE BILL NO. 1662—An act to add Section 1569.657 to the Health and Safety Code, relating to residential care facilities for the elderly.

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 15, 2004

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

Senate Bill No. 379

Senate Bill No. 1644

Senate Bill No. 914

Senate Bill No. 1731

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

CHU, Chair

SENATE BILL NO. 379—An act to add Article 3 (commencing with Section 127400) to Chapter 2 of Part 2 of Division 107 of the Health and Safety Code, relating to hospitals.

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. 914—An act to amend Sections 13823.15, 13823.16, and 13837 of the Penal Code, relating to domestic violence, 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. 1644—An act to add Section 102336 to the Health and Safety Code, and to add Section 11174.85 to the Penal Code, relating to elder death.

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. 1731—An act to amend Section 6129 of, and to add Section 6130 to, the Penal Code, relating to corrections.

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 15, 2004

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

Senate Bill No. 1865

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

CHU, Chair

SENATE BILL NO. 1865—An act to amend Sections 1631 and 1632 of, to amend, renumber, and add Section 1632.5 of, and to repeal Sections 1633 and 1633.5 of, the Business and Professions Code, relating to dentistry.

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 15, 2004

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

- Senate Bill No. 1344
- Senate Bill No. 1400
- Senate Bill No. 1855

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

CHU, Chair

SENATE BILL NO. 1344—An act to amend Section 1877.1 of the Insurance Code, and to amend Section 1543 of the Penal Code, relating to insurance fraud.

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

SENATE BILL NO. 1400—An act to add Chapter 2.5 (commencing with Section 5072) to Title 7 of Part 3 of the Penal Code, relating to corrections.

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. 1855—An act to amend Sections 10102 and 10103 of, and to add Section 10103.5 to, the Insurance Code, relating to homeowners' insurance.

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

REPORTS OF STANDING COMMITTEES
Committee on Public Safety

July 7, 2004

Mr. Speaker: Your Committee on Public Safety reports the following bill pursuant to the provisions of Joint Rule 62(a):

- Assembly Bill No. 1806

LENO, Chair

Above bill ordered filed with the Chief Clerk.

MESSAGES FROM THE SENATE

Senate Chamber, July 12, 2004

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

- | | |
|------------------------|------------------------|
| Assembly Bill No. 1393 | Assembly Bill No. 2226 |
| Assembly Bill No. 1636 | Assembly Bill No. 2296 |
| Assembly Bill No. 1728 | Assembly Bill No. 2384 |
| Assembly Bill No. 1814 | Assembly Bill No. 2469 |
| Assembly Bill No. 1822 | Assembly Bill No. 2549 |
| Assembly Bill No. 1986 | Assembly Bill No. 2557 |
| Assembly Bill No. 2014 | Assembly Bill No. 2615 |
| Assembly Bill No. 2027 | Assembly Bill No. 2776 |
| Assembly Bill No. 2031 | Assembly Bill No. 2927 |
| Assembly Bill No. 2063 | Assembly Bill No. 3023 |
| Assembly Bill No. 2072 | Assembly Bill No. 3032 |
| Assembly Bill No. 2074 | Assembly Bill No. 3043 |
| Assembly Bill No. 2161 | Assembly Bill No. 3048 |
| Assembly Bill No. 2173 | Assembly Bill No. 3077 |
| Assembly Bill No. 2184 | Assembly Bill No. 3080 |
| Assembly Bill No. 2199 | |

And respectfully requests the Assembly to concur in said amendments.

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

Above bills ordered to unfinished business file.

Senate Chamber, July 12, 2004

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

- Assembly Concurrent Resolution No. 116
- Assembly Concurrent Resolution No. 133
- Assembly Concurrent Resolution No. 145
- Assembly Concurrent Resolution No. 151
- Assembly Concurrent Resolution No. 156
- Assembly Concurrent Resolution No. 163
- Assembly Joint Resolution No. 63

And respectfully requests the Assembly to concur in said amendments.

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

Above resolutions ordered to unfinished business file.

Senate Chamber, July 12, 2004

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

- | | |
|------------------------|------------------------|
| Assembly Bill No. 279 | Assembly Bill No. 2552 |
| Assembly Bill No. 1787 | Assembly Bill No. 2560 |
| Assembly Bill No. 1855 | Assembly Bill No. 2660 |
| Assembly Bill No. 1930 | Assembly Bill No. 2720 |
| Assembly Bill No. 1951 | Assembly Bill No. 2854 |
| Assembly Bill No. 2355 | Assembly Bill No. 3101 |
| Assembly Bill No. 2409 | |

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

Above bills ordered enrolled.

Senate Chamber, July 12, 2004

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

- Assembly Concurrent Resolution No. 142
- Assembly Concurrent Resolution No. 162
- Assembly Concurrent Resolution No. 171
- Assembly Concurrent Resolution No. 175
- Assembly Concurrent Resolution No. 179
- Assembly Concurrent Resolution No. 180
- Assembly Concurrent Resolution No. 185
- Assembly Concurrent Resolution No. 244
- Assembly Joint Resolution No. 53
- Assembly Joint Resolution No. 72
- Assembly Joint Resolution No. 83

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

Above resolutions ordered enrolled.

Senate Chamber, July 12, 2004

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

Senate Bill No. 111	Senate Bill No. 1663
Senate Bill No. 409	Senate Bill No. 1746
Senate Bill No. 651	Senate Bill No. 1826
Senate Bill No. 1130	Senate Bill No. 1832
Senate Bill No. 1150	Senate Bill No. 1880
Senate Bill No. 1236	Senate Concurrent Resolution No. 50
Senate Bill No. 1277	Senate Concurrent Resolution No. 67
Senate Bill No. 1314	Senate Concurrent Resolution No. 68
Senate Bill No. 1358	Senate Concurrent Resolution No. 69
Senate Bill No. 1626	Senate Concurrent Resolution No. 70

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

Senate Chamber, July 12, 2004

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

Senate Joint Resolution No. 30
Senate Joint Resolution No. 32

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

FIRST READING OF SENATE BILLS

The following resolutions were read:

SENATE JOINT RESOLUTION NO. 30—Relative to federal environmental permit and review process streamlining.

SENATE JOINT RESOLUTION NO. 32—Relative to homeland security.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor were received and ordered printed in the Journal:

Governor's Office, Sacramento
July 13, 2004

To the Members of the California State Assembly:

I am signing Assembly Bill 61 in order to stabilize the current fiscal crisis in Compton Community College District (CCCD). This bill will provide needed clarification of the authority of the Board of Governors and the Chancellor of California Community Colleges to intervene and restore financial stability in CCCD.

However, I would note this bill does not adequately define the recovery process for CCCD. In the event that future legislation is necessary to address similar fiscal crises in this or other community college districts, such legislation should include provisions that ensure the following elements are included in the intervention:

- 1) An assessment of what led to the fiscal crisis.
- 2) An action plan for addressing deficiencies in district capacity or processes.
- 3) A process for assessing district progress in correcting deficiencies.
- 4) Benchmarks that indicate the presence of local capacity to manage fiscal duties.

Further, in regards to the fiscal crisis at hand, I would encourage the Board of Governors, the Chancellor and the CCCD to work together to restore their local capacity to manage the district. I call for these parties to incorporate in their work elements of recovery outlined above.

Restoring local capacity for CCCD to manage its fiscal affairs is the only viable long-term solution to ensuring proper stewardship of public resources and student access to a quality community college education.

Sincerely,

ARNOLD SCHWARZENEGGER

Governor's Office, Sacramento
July 13, 2004

To the Members of the California State Assembly:

I am signing AB 1939 which establishes the California State Military Museum and Resource Center located in Sacramento, California as the official state military museum because I believe that it is very important to preserve California's storied military heritage. However, I am directing the Military Department to propose legislation in 2005 that would correct two concerns I have with this bill.

First, I believe that there should be no confusion between the lines of authority in the operations of the Military Museum as defined in the Military and Veterans Code and the Government Code. As such, a new bill should be introduced to clarify the status of the Museum under the Government Code. Second, it is my intent that the Adjutant General retains authority for the operations and management of the military museum. This bill and a similar bill from 2002, Senate Bill 1470, as written, imposes various responsibilities on the Military Department, but removes the Adjutant General's authority to ensure that the Museum and any appropriated funding are properly administered.

Sincerely,

ARNOLD SCHWARZENEGGER

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

ASSEMBLY BILL NO. 3118—An act relating to state claims, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Assembly Bill No. 3118 Passed and Retained

By unanimous consent Assembly Bill No. 3118 was passed on file, to retain its place on file.

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

Pursuant to the Assembly Rules, the following Senate bill was this day on the second reading file:

Senate Bill No. 1618, ordered to the Consent Calendar.

ADJOURNMENT

At 3:50 p.m., the Assembly adjourned until 4 p.m., Monday, July 19, 2004, or upon Call of the Speaker.

FABIAN NUÑEZ, Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON JULY 15, 2004**

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

SB	RN
379	0414350
914	0414232
1152	0413997
1173	0413045
1342	0414397
1344	0414344
1400	0414400
1500	0413115
1544	0414294
1566	0414279
1644	0414431
1662	0414348
1731	0414471
1855	0414342
1865	0414389

Daily Total:	15
Cumulative Total:	5316

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