

CALIFORNIA LEGISLATURE
2003-04 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, August 11, 2004

**TWO HUNDRED THIRTY-EIGHTH SESSION DAY
SIX HUNDRED NINETEENTH 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
Wednesday, August 11, 2004

The Assembly met at 7 a.m.

Hon. Barbara Matthews, Assembly Member, 17th 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—77:

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

Quorum present.

At 11:16 a.m., Hon. Patricia Wiggins, 7th 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 Cogdill and Longville.

Because of illness: Assembly Member Jerome E. Horton.

EXPLANATIONS OF ABSENCE

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

August 9, 2004

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

Dear Mr. Speaker: I respectfully request to be excused from check in session on Wednesday, August 11, 2004. I will be in my district on legislative business.

Thank you for your consideration of this request. If you have any questions, please contact me at 319-2025.

Sincerely,

DAVE COGDILL, Assembly Member
Twenty-fifth District

August 10, 2004

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

Dear Mr. Speaker: I respectfully request to be excused from check-in session on Wednesday, August 11, 2004 due to legislative business in my district.

Thank you for your consideration of this request. If your staff should have any further questions or require additional information, please feel free to contact Traci Holt at 319-2062.

Respectfully,

JOHN LONGVILLE, Assembly Member
Sixty-second District

COMMUNICATIONS

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

August 11, 2004

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

Dear Dotson: This is to advise you that I have appointed Assemblymember John Laird to replace Assemblymember Lou Correa on the Assembly Appropriations Committee for today's hearing only.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

August 11, 2004

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

Dear Dotson: This is to advise you that I have appointed Assemblymember Lloyd Levine to fill the Democratic vacancy on the Assembly Judiciary Committee for the Thursday, August 12th hearing only.

Sincerely,

FABIAN NUÑEZ
 Speaker of the Assembly

August 11, 2004

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

Dear Dotson: This is to advise you that I have appointed Assemblymember John Laird to fill the Democratic vacancy on the Assembly Public Safety Committee for the Thursday, August 12th hearing only.

Sincerely,

FABIAN NUÑEZ
 Speaker of the Assembly

SPECIAL COMMITTEE MEETINGS

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

Local Government, on August 16, 2004.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 11, 2004

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
 Assembly Concurrent Resolution No. 133

And reports the same correctly enrolled, and presented to the Secretary of State on the 11th day of August, 2004, at 1:30 p.m.

E. DOTSON WILSON, Chief Clerk

RESOLUTIONS

The following resolution was offered:

HOUSE RESOLUTION NO. 59—Parra (Coauthor: Wesson). Relative to the Veterans of Foreign Wars Day.

AUTHOR'S AMENDMENTS

Committee on Arts, Entertainment, Sports, Tourism, and Internet Media

August 11, 2004

Mr. Speaker: The Chair of your Committee on Arts, Entertainment, Sports, Tourism, and Internet Media reports:

Assembly Joint Resolution No. 92

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

CHAVEZ, Chair

ASSEMBLY JOINT RESOLUTION NO. 92—Relative to federal tax incentives for films and television programs produced within the United States.

Resolution read; author’s amendments, presented pursuant to Assembly Rules, read and adopted; resolution ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES

Committee on Natural Resources

Date of Hearing: August 11, 2004

Mr. Speaker: Your Committee on Natural Resources reports:

Senate Joint Resolution No. 30

With the recommendation: Be adopted, and be re-referred to the Committee on Appropriations.

JACKSON, Chair

Above resolution re-referred to the Committee on Appropriations.

Committee on Budget

Date of Hearing: August 11, 2004

Mr. Speaker: Your Committee on Budget reports:

Senate Bill No. 815

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

STEINBERG, Chair

Above bill ordered to second reading.

MESSAGES FROM THE SENATE

Senate Chamber, August 11, 2004

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

Assembly Bill No. 750

Assembly Bill No. 2477

Assembly Bill No. 1222

Assembly Bill No. 2530

Assembly Bill No. 1726

Assembly Bill No. 2545

Assembly Bill No. 1918

Assembly Bill No. 2554

Assembly Bill No. 1946

Assembly Bill No. 2606

Assembly Bill No. 2167

Assembly Bill No. 2853

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, August 11, 2004

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

Assembly Bill No. 1820

Assembly Bill No. 2784

Assembly Bill No. 2161

Assembly Bill No. 2860

Assembly Bill No. 2517

Assembly Bill No. 2921

Assembly Bill No. 2661

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, August 11, 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. 1085
Senate Bill No. 1181
Senate Bill No. 1306
Senate Bill No. 1516
Senate Bill No. 1517

Senate Bill No. 1647
Senate Bill No. 1677
Senate Bill No. 1816
Senate Concurrent Resolution No. 87

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

Senate Chamber, August 11, 2004

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

Assembly Bill No. 2364
Assembly Bill No. 2851

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

Above bills ordered enrolled.

Senate Chamber, August 11, 2004

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

Assembly Joint Resolution No. 87

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

Above resolution ordered enrolled.

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

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

Senate Bills Nos. 1703, 1865, and 1342, ordered to third reading;

Senate Bill No. 1233, ordered to the Consent Calendar.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 9:30 a.m., Thursday, August 12, 2004.

FABIAN NUÑEZ, Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON AUGUST 11, 2004**

The following measure was amended in the Assembly on this day:

AJR RN

92 0414018

Daily Total: 1

Cumulative Total: 5460

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