

CALIFORNIA LEGISLATURE  
2005-06 REGULAR SESSION

---

---

# ASSEMBLY DAILY JOURNAL

---

---

**Monday, August 15, 2005**

**ONE HUNDRED SIXTH SESSION DAY  
TWO HUNDRED FIFTY-THIRD CALENDAR DAY  
AT SACRAMENTO, CALIFORNIA**



---

---

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

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

## PROCEEDINGS OF THE ASSEMBLY

### IN ASSEMBLY

Assembly Chamber, Sacramento  
Monday, August 15, 2005

The Assembly met at 1 p.m.  
Hon. Leland Y. Yee, Speaker pro Tempore of the Assembly,  
presiding.  
Chief Clerk E. Dotson Wilson at the Desk.  
Assistant Clerk Brian Ebbert reading.

#### ROLL CALL

The roll was called.

#### Quorum Call of the Assembly

Assembly Member Mountjoy moved a quorum call of the Assembly.  
At 1:01 p.m., Speaker pro Tempore Yee placed a quorum call upon  
the Assembly.

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

#### Quorum Present

At 1:11 p.m., Speaker pro Tempore Yee declared a quorum of the  
Assembly present.

The roll call was completed, and the following answered to their  
names—75:

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

**PRAYER**

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

*Lord, You have done many things for us, whether we are aware of them or not. You have also made wonderful plans for us, more than we can even list. Whenever we find ourselves in any danger or distress, when we wait patiently, You listen to us and come to our aid. Reveal Your love to us today, Lord, so that we can share it with others. No matter what happens, we will keep moving forward with You in our lives.—AMEN.*

**PLEDGE OF ALLEGIANCE TO THE FLAG**

Upon request of Speaker pro Tempore Yee, Assembly Member Jones 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 Frommer, seconded by Assembly Member Cogdill.

**LEAVES OF ABSENCE FOR THE DAY**

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

*On legislative business: Assembly Member Karnette.*

*On personal business, and waiving per diem: Assembly Members Runner and Tran.*

*Because of illness: Assembly Member Jerome E. Horton.*

**EXPLANATIONS OF ABSENCE**

Pursuant to the Assembly Rules, the following explanation of absence was ordered printed in the Journal:

May 16, 2005

*The Honorable Fabian Núñez*

*Speaker of the Assembly*

*State Capitol Building, Room 219*

*Sacramento, California*

Dear Mr. Speaker: I am writing to request permission to travel to the NCSL Annual Meeting in Seattle, Washington. The Executive Committee, of which I am a member, will be holding meetings at this event.

The Annual Meeting is to take place on August 15–17, 2005. Your favorable consideration of this request will be greatly appreciated.

Sincerely,

BETTY KARNETTE, Assembly Member  
Fifty-fourth District

**COMMUNICATIONS**

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

July 13, 2005

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

RE: Reappointment of David Allgood  
as alternate to California Coastal Commission

Dear Mr. Wilson: Please be advised I have confirmed Mr. David Allgood to serve as an alternate to the California Coastal Commission. This is a pleasure appointment starting July 13, 2005. Mr. Allgood will be the alternate for Commissioner Steve Padilla.

Sincerely,

FABIAN NUÑEZ  
Speaker of the Assembly

July 15, 2005

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

RE: Appointment of Stephen Beneto  
to California Exposition and State Fair Board of Directors

Dear Mr. Wilson: Please be advised I have appointed Mr. Stephen Beneto to the California Exposition and State Fair Board of Directors. This is a term appointment starting July 15, 2005 and the expiration date is December 31, 2006. Mr. Beneto will be replacing Mr. Larry Davis.

Sincerely,

FABIAN NUÑEZ  
Speaker of the Assembly

July 21, 2005

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

RE: Appointment of Gene Mullin  
to State Allocation Board

Dear Mr. Wilson: Please be advised I have appointed Assemblymember Gene Mullin to the State Allocation Board for July 27, 2005 only.

Sincerely,

FABIAN NUÑEZ  
Speaker of the Assembly

July 25, 2005

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

RE: Appointment of Alan Nakanishi  
to State Allocation Board

Dear Mr. Wilson: Please be advised I have appointed Assemblymember Alan Nakanishi to the State Allocation Board for July 27, 2005 only.

Sincerely,

FABIAN NUÑEZ  
Speaker of the Assembly

August 9, 2005

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

Dear Dotson: This is to advise you that I have appointed the following members to the Select Committee on Domestic Violence:

Assemblymember Karen Bass  
Assemblymember John Laird  
Assemblymember Jay La Suer  
Assemblymember Carol Liu  
Assemblymember Gloria Negrete McLeod  
Assemblymember Ira Ruskin  
Assemblymember Todd Spitzer  
Assemblymember Juan Vargas  
Assemblymember Lois Wolk

Sincerely,

FABIAN NUÑEZ  
Speaker of the Assembly

August 11, 2005

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

Dear Dotson: This is to advise you that I have appointed Assemblymembers John Laird and Lloyd Levine to replace Assemblymembers Betty Karnette and Mark Ridley-Thomas on the Assembly Appropriations Committee for the Wednesday, August 17 hearing only.

Sincerely,

FABIAN NUÑEZ  
Speaker of the Assembly

August 15, 2005

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

Dear Dotson: This is to advise you that I appointed Assemblymember Gene Mullin to replace Assemblymember Betty Karnette on the Assembly Rules Committee for today's hearing only.

Sincerely,

FABIAN NUÑEZ  
Speaker of the Assembly

August 15, 2005

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

RE: Appointment of Fran Pavley  
to Commission on the Status of Women

Dear Mr. Wilson: Please be advised I have appointed Assemblymember Fran Pavley to the Commission on the Status of Women. This is a pleasure appointment starting August 15, 2005.

Sincerely,

FABIAN NUÑEZ  
Speaker of the Assembly

August 15, 2005

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

Dear Dotson: This is to advise you that I have appointed Assemblymember Gene Mullin to fill the Democratic vacancy on the Assembly Appropriations Committee for the remainder of 2005.

Sincerely,

FABIAN NUÑEZ  
Speaker of the Assembly

August 15, 2005

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

Dear Dotson: This is to advise you that I appointed Assemblymember Loni Hancock to fill the Democratic alternate vacancy on the Assembly Rules Committee for the 2005–06 Regular Session.

Sincerely,

FABIAN NUÑEZ  
Speaker of the Assembly

**SPECIAL COMMITTEE MEETINGS**

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

Special Committee on Rail Safety, on Wednesday, July 20, 2005, at 1 p.m., in Glendale;

Select Committee on Prison Construction and Operations, on Tuesday, July 26, 2005, at 1:30 p.m., at the State Capitol;

Select Committee of Air and Water Quality, on Thursday, August 11, 2005, at 10 a.m., in the City of Santa Monica;

Water, Parks and Wildlife to hold an informational hearing, on Thursday, August 11, 2005, at 1:30 p.m., in Woodland;

Select Committee on the Alameda Corridor East, on Friday, August 12, 2005, at 10 a.m., in San Bernardino;

Elections and Redistricting to convene jointly with the Senate Committee on Elections, Reapportionment, and Constitutional Amendments, on Wednesday, August 17, 2005;

Select Committee on Domestic Violence, on Thursday, August 18, 2005, at 11 a.m., or upon adjournment of session, at the State Capitol;

Water, Parks and Wildlife to hold an informational hearing, on Thursday, August 18, 2005, upon adjournment of session;

Natural Resources, on Friday, August 19, 2005, in San Diego;

Select Committee on Domestic Violence, on Thursday, August 25, 2005, at 11 a.m. or upon adjournment of session;

Human Services to convene jointly with the Senate Committee on Human Services, on Tuesday, August 23, 2005, at 1:30 p.m.

**PROPOSED INITIATIVES**

The following communications were presented by the Chief Clerk from:

Tricia Knight, Initiative Coordinator, Department of Justice, Office of the Attorney General, Sacramento, dated July 8, 2005, July 14, 2005, July 15, 2005, July 25, 2005, and July 27, 2005, transmitting copies of the title, summary, and text of the following proposed initiatives, pursuant to Section 9007, Elections Code:

**Definition of Fees, Charges, Taxes. Vote Requirements.  
Initiative Constitutional Amendment. SA 2005RF0075**

Referred by the Speaker to the Committee on Revenue and Taxation.

**State Holidays. Statewide General Elections.  
Initiative Statute. SA 2005RF0076, Amdt. #1-NS**

Referred by the Speaker to the Committee on Governmental Organization.

**State Payments to Parents of Public School Children.  
Standardized Testing.**

**Initiative Statute. SA 2005RF0078, Amdt. #1-NS**

Referred by the Speaker to the Committee on Education.

**California Border Police. Immigration.  
Initiative Constitutional Amendment and Statute. SA 2005RF0079**

Referred by the Speaker to the Committee on Public Safety.

**Fees/Charges. Taxes. Vote Requirement.  
Initiative Constitutional Amendment. SA 2005RF0080**

Referred by the Speaker to the Committee on Revenue and Taxation.

**Vote Requirement. Taxes. Redefinition of Fees/Charges.  
Initiative Constitutional Amendment. SA 2005RF0081**

Referred by the Speaker to the Committee on Revenue and Taxation.

**Marriage. Elimination of Domestic Partnership Rights.  
Initiative Constitutional Amendment. SA 2005RF0077, Amdt. #2-NS**

Referred by the Speaker to the Committee on Judiciary.

**Marriage. Invalidation of Domestic Partnerships.  
Initiative Constitutional Amendment. SA 2005RF0082**

Referred by the Speaker to the Committee on Judiciary.

**Marriage. Exclusive Legal Status for Married Spouses.  
Initiative Constitutional Amendment. SA 2005RF0083**

Referred by the Speaker to the Committee on Judiciary.

**REPORTS**

The following letters of transmittal were presented by the Chief Clerk and ordered printed in the Journal:

California State Auditor

2004-118  
July 14, 2005

*The Honorable Speaker of the Assembly  
The Honorable Members of the Assembly  
of the Legislature of California  
State Capitol, Room 3196  
Sacramento, California*

Members of the Assembly: As requested by the Joint Legislative Audit Committee, the Bureau of State Audits presents its audit report concerning the recent history of judicial review of decisions made by the Public Utilities Commission (commission).

This report concludes that together with legislation passed in 1996, the Calderon-Peace-MacBride Judicial Review Act of 1998 (act) expanded the courts in which parties could seek judicial review of commission decisions and broadened the grounds on which judicial review could be sought. Although the average annual number of decisions made by the commission in the six years since the act has not substantially changed from the five-year period before the act, the average annual number of petitions seeking judicial review of commission decisions has increased. Moreover, since the act, the number of petitions for which the courts have granted review of commission decisions has increased.

Since the act, the standard of review for commission decisions more closely resembles the standards of review for decisions of other agencies that regulate utilities at the federal level and in many of the 10 states we surveyed. However, judicial review is generally mandatory in the court level in which a party first seeks review of a decision by most of the entities we surveyed, whereas the California appellate courts have a certain degree of discretion in determining whether to grant or deny a petition seeking judicial review of a commission decision.

Respectfully submitted,

ELAINE M. HOWLE  
State Auditor

Above report referred to the Committee on Judiciary.



## California State Auditor

2004-134  
July 28, 2005

*The Honorable Speaker of the Assembly  
The Honorable Members of the Assembly  
of the Legislature of California  
State Capitol, Room 3196  
Sacramento, California*

Members of the Assembly: As requested by the Joint Legislative Audit Committee (audit committee), the Bureau of State Audits presents its audit report concerning the State Athletic Commission's (commission) operations of the boxers' pension plan. Specifically, the audit committee was interested in the condition of the boxers' pension plan in its current form, whether the statutory requirements for pension contributions are being met, how much is being spent on administrative costs, and the best course of action to ensure its long-term viability.

This report concludes that only a small percentage of boxers who fight in California will ever receive a pension and those who do will only receive a small benefit. Since the pension plan was modified in 1996, on average four boxers per year have vested. While the 18 vested boxers with account balances currently at age 50–54 would have received a defined benefit averaging \$98 per month at age 55 under the original plan, we estimate the average account balance is large enough for the average boxer to receive approximately \$170 per month for 10 years under the current plan when they reach age 55. Finally, the commission has many problems with its day-to-day administration of the pension plan, including failure to raise the 88-cent-per-ticket assessment (pension contributions) to meet the statutory funding requirements, untimely remittances of pension contributions to the state treasurer, and errors in determining boxers' eligibility.

Respectfully submitted,

ELAINE M. HOWLE  
State Auditor

Above report referred to the Committee on Arts, Entertainment, Sports, Tourism, and Internet Media.

California State Auditor

2004-124  
August 2, 2005

*The Honorable Speaker of the Assembly  
The Honorable Members of the Assembly  
of the Legislature of California  
State Capitol, Room 3196  
Sacramento, California*

Members of the Assembly: As requested by the Joint Legislative Audit Committee, the Bureau of State Audits presents its audit report concerning the sufficiency of the Department of Parks and Recreation's (Parks) staffing levels and other resources at state swimming beaches necessary to protect the public. This report concludes that even though Parks reported a significant increase in estimated beach attendance and lifeguard workload from 2000 to 2004, it did not report an increase in drownings where there was a staffed lifeguard tower or station. In

addition, although we estimate that Parks' lifeguards worked slightly fewer hours in 2004 than in 2000, its lifeguard staffing patterns and its mix of permanent and seasonal lifeguards seem reasonable. While Parks has reported an increasing number of drownings in its unguarded waters over the last five years, based on the circumstances surrounding the 31 unguarded water drownings it reported in 2004, we believe that adding more lifeguards may not be an appropriate response.

Further, while Parks' districts with an aquatic safety program (lifeguard district) overall spent about the same amount on support costs in fiscal years 1999–2000 and 2003–04, they significantly decreased their spending on the equipment and facility operations portion of those costs in comparing the two years. As a result, the lifeguard districts' sectors that operate an aquatic safety program report a need for additional resources to maintain and add to their lifeguard equipment and facilities. However, Parks' management believes that the department has allocated sufficient funds to provide adequate aquatic safety while balancing the needs of all of its programs.

Respectfully submitted,

ELAINE M. HOWLE  
State Auditor

Above report referred to the Committee on Water, Parks and Wildlife.

California State Auditor

2004-125  
August 4, 2005

*The Honorable Speaker of the Assembly  
The Honorable Members of the Assembly  
of the Legislature of California  
State Capitol, Room 3196  
Sacramento, California*

Members of the Assembly: As requested by the Joint Legislative Audit Committee, the Bureau of State Audits presents its audit report concerning the Department of Health Services' (Health Services) administration of the school-based Medi-Cal Administrative Activities program (MAA).

This report concludes that MAA participation and reimbursements have increased significantly since fiscal year 1999–2000. Although school districts received \$91 million from MAA for fiscal year 2002–03, we estimate they could have received an additional \$57 million had all school districts participated and certain districts fully used MAA. However, Health Services does not believe it has the resources or a specific mandate to attempt to increase school districts' use of MAA and believes that assuming the role of increasing federally allowable MAA reimbursements will be in conflict with its responsibility to ensure the integrity of the expenditure of MAA funds. We do not believe that encouraging school districts to invoice for all federally allowable costs conflicts with Health Services' other responsibilities. Indeed, we believe Health Services has the responsibility, and already has a mechanism, to help school districts fully use MAA. Specifically, it could use its contracts with educational

consortia to require them to conduct outreach activities designed to increase MAA participation and federally allowable reimbursements.

In addition, because it has not performed a sufficient number of on-site visits and has not collected basic program data, Health Services is limited in its ability to identify potential problems developing at the local level. Oversight would be simplified and the program would be more efficient if school districts were required to submit invoices through an educational consortium, rather than have the additional option of submitting invoices through a local governmental agency, and if school districts were required to use a vendor competitively selected by a consortium when such services are needed.

Respectfully submitted,

ELAINE M. HOWLE  
State Auditor

Above report referred to the Committee on Health.

---

The following reports were presented by the Chief Clerk:

**Annual Railroad Local Safety Hazard Report  
(Pursuant to Public Utilities Code Section 7711)**

Above transmitted report, together with letter of transmittal from Steve Larson, Executive Director, Public Utilities Commission, dated July 1, 2005, referred by the Speaker to the Committee on Transportation.

**Initial Development of an Expenditure Plan for  
the New Alternate Assessment  
(Pursuant to Budget Act 2005, Provision 16, Section 6110-113-0890)**

Above transmitted report, together with letter of transmittal from Jack O'Connell, State Superintendent of Public Instruction, Department of Education, dated July 12, 2005, referred by the Speaker to the Committee on Education.

**State Water Resources Control Board  
Fiscal Year 2003-04 Annual Fees Report  
(Pursuant to Water Code Section 13260.3)**

Above transmitted report, together with letter of transmittal from Celeste Cantu, Executive Director, Water Resources Control Board, dated July 14, 2005, referred by the Speaker to the Committee on Water, Parks and Wildlife.

**Indoor Air Pollution in California  
(Pursuant to Assembly Bill 1173, Chapter 987, Statutes of 2002)**

Above transmitted report, together with letter of transmittal from Catherine Witherspoon, Executive Officer, Air Resources Board, dated July 11, 2005, referred by the Speaker to the Committee on Natural Resources.

**Truck Tractor Pulling Two Trailers Hauling Agricultural Biomass  
Length Exemption Report  
(Pursuant to Assembly Bill 2051, Chapter 442, Statutes of 2002)**

Above transmitted report, together with letter of transmittal from M. L. Brown, Commissioner, Department of California Highway Patrol, dated July 19, 2005, referred by the Speaker to the Committee on Transportation.

**Notification of Data Used in  
the Second Principal Apportionment Fiscal Year 2004–05  
(Pursuant to Education Code Section 41339.1)**

Above transmitted report, together with letter of transmittal from Jack O'Connell, State Superintendent of Public Instruction, Department of Education, dated July 20, 2005, referred by the Speaker to the Committee on Education.

**Hate Crime in California—2004  
(Pursuant to Penal Code Section 13023)**

Above transmitted report, together with letter of transmittal from Sue Johnsrud, Director, Administrative Services Division, Department of Justice, dated July 22, 2005, referred by the Speaker to the Committee on Public Safety.

**2005–06 Expenditure Plan for  
the Fair and Exposition Fund and Satellite Wagering Account  
(Pursuant to Business and Professions Code Section 19621(c))**

Above transmitted report, together with letter of transmittal from A. G. Kawamura, Secretary, Department of Food and Agriculture, dated July 20, 2005, referred by the Speaker to the Committee on Governmental Organization.

**Five Year Technology Refresh Plan  
(Pursuant to Supplemental Report of the 2005 Budget Act  
Item 0845-001-0217)**

Above transmitted report, together with letter of transmittal from Dennis C. Ward, Deputy Commissioner, Department of Insurance, dated July 22, 2005, referred by the Speaker to the Committee on Insurance.

**2003–04 Indian Gaming Special Distribution Fund Report  
(Pursuant to Senate Bill 621, Chapter 858, Statutes of 2003) from:**

Inyo County, Kevin D. Carunchio, Deputy County Administrator, dated July 20, 2005.

Referred by the Speaker to the Committee on Governmental Organization.

**2004 Annual DNA Identification Fund Report  
(Pursuant to Government Code Section 76104.6) from:**

San Bernardino County, Laurie Rozko, Administrative Analyst, dated July 19, 2005.

Referred by the Speaker to the Committee on Public Safety.

**Rural Investment Tax Exemption (RITE) Program  
Annual Report for Fiscal Year 2003–2004  
(Pursuant to Assembly Bill 511, Chapter 107, Statutes of 2000)**

Above transmitted report, together with letter of transmittal from Stanton C. Hazelroth, Executive Director, California Infrastructure and Economic Development Bank, dated July 26, 2005, referred by the Speaker to the Committee on Revenue and Taxation.

**California Medical Assistance Commission  
2005 Annual Report**

Above transmitted report, together with letter of transmittal from J. Keith Berger, Executive Director, California Medical Assistance Commission, dated August 1, 2005, referred by the Speaker to the Committee on Health.

**Status of the Unreinforced Masonry Building Law  
(Pursuant to Government Code Section 8875.4)**

Above transmitted report, together with letter of transmittal from Fred Turner, Staff Structural Engineer, Seismic Safety Commission, dated August 2, 2005, referred by the Speaker to the Committee on Business and Professions.

**ENGROSSMENT AND ENROLLMENT REPORTS**

Assembly Chamber, July 14, 2005

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

- |                       |                        |
|-----------------------|------------------------|
| Assembly Bill No. 8   | Assembly Bill No. 1003 |
| Assembly Bill No. 56  | Assembly Bill No. 1096 |
| Assembly Bill No. 99  | Assembly Bill No. 1303 |
| Assembly Bill No. 351 | Assembly Bill No. 1448 |
| Assembly Bill No. 378 | Assembly Bill No. 1630 |
| Assembly Bill No. 434 | Assembly Bill No. 1739 |
| Assembly Bill No. 852 | Assembly Bill No. 1741 |

And reports the same correctly enrolled, and presented to the Governor on the 14th day of July, 2005, at 2:50 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, July 15, 2005

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

- |                       |                        |
|-----------------------|------------------------|
| Assembly Bill No. 68  | Assembly Bill No. 831  |
| Assembly Bill No. 112 | Assembly Bill No. 834  |
| Assembly Bill No. 144 | Assembly Bill No. 981  |
| Assembly Bill No. 254 | Assembly Bill No. 998  |
| Assembly Bill No. 428 | Assembly Bill No. 1373 |
| Assembly Bill No. 449 | Assembly Bill No. 1769 |
| Assembly Bill No. 641 |                        |

And reports the same correctly enrolled, and presented to the Governor on the 15th day of July, 2005, at 11:55 a.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, July 18, 2005

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

- Assembly Concurrent Resolution No. 22
- Assembly Concurrent Resolution No. 42
- Assembly Concurrent Resolution No. 43
- Assembly Concurrent Resolution No. 69
- Assembly Joint Resolution No. 3
- Assembly Joint Resolution No. 5
- Assembly Joint Resolution No. 13
- Assembly Joint Resolution No. 15

And reports the same correctly enrolled, and presented to the Secretary of State on the 18th day of July, 2005, at 9:30 a.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, August 15, 2005

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

- Assembly Bill No. 590

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

Assembly Chamber, August 15, 2005

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

Assembly Concurrent Resolution No. 2

Assembly Concurrent Resolution No. 72

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolutions re-referred to committee.

#### REFERENCE OF BILLS TO COMMITTEE

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

*Assembly*

<i>Bill No.</i>	<i>Committee</i>
<b>1582</b> -----	Rev. & Tax.

*Assembly Concurrent*

<i>Resolution No.</i>	<i>Committee</i>
<b>78</b> -----	A.,E.,S.,T. & I.M.
<b>79</b> -----	Appr. and Rls.

*Assembly Joint*

<i>Resolution No.</i>	<i>Committee</i>
<b>28</b> -----	Pub. S.

*House*

<i>Resolution No.</i>	<i>Committee</i>
<b>19</b> -----	Ins.

*Senate*

<i>Bill No.</i>	<i>Committee</i>
<b>902</b> -----	B. & P.

#### BILLS PLACED ON INACTIVE FILE

The following bills were placed upon the inactive file:

**Senate Bills Nos. 169** and **308**, on request of Assembly Member Frommer.

#### ACTION RESCINDED ON SENATE BILL NO. 14

Assembly Member Frommer was granted unanimous consent to rescind the action whereby the Assembly, on July 7, 2005 (Assembly Journal, page 2584), passed Senate Bill No. 14, and whereby the bill was ordered transmitted to the Senate.

#### NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Frommer announced his intention to request that Senate Bills Nos. 122, 123, and 1026 be removed from the inactive file.

#### RE-REFERENCE OF BILLS FROM FILE TO COMMITTEE

Assembly Member Frommer was granted unanimous consent that Senate Bills Nos. 12 and 57 be referred from the third reading file to the Committee on Appropriations.

**RECESS**

By unanimous consent, at 1:16 p.m., Speaker pro Tempore Yee declared the Assembly recessed to permit the introduction of a special guest.

Assembly Member Wolk introduced and then presented a resolution to Susanna Furguson, the recipient of the NWPC-Capitol Caucus “Young Woman On Her Way” Scholarship.

**RECONVENED**

At 1:17 p.m., the Assembly reconvened.

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

**CAUCUS ANNOUNCEMENTS**

At 1:17 p.m., Assembly Member Frommer was granted unanimous consent that the Democratic Caucus be permitted to meet in the Assembly Lounge.

At 1:17 p.m., Assembly Member Bogh was granted unanimous consent that the Republican Caucus be permitted to meet in the Tom Bane Rules Committee Room.

**RECESS**

By unanimous consent, at 1:17 p.m., Speaker pro Tempore Yee declared the Assembly recessed.

**RECONVENED**

At 1:41 p.m., the Assembly reconvened.

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

**CONSIDERATION OF DAILY 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. 186**, ordered to third reading.

**UNFINISHED BUSINESS****MOTION TO RECONSIDER BILLS CONTINUED**

By unanimous consent, the motions to reconsider the votes on Assembly Bills Nos. 6 and 1029 were continued until the next legislative day.

**THIRD READING OF SENATE BILLS**

**SENATE BILL NO. 220 (Chesbro)**—An act to amend Section 25608 of the Business and Professions Code, relating to alcoholic beverages, and declaring the urgency thereof, to take effect immediately.

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

**Motion to Amend**

Assembly Member Evans moved the adoption of amendments.

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

**SENATE CONCURRENT RESOLUTION NO. 29 (Kehoe)**—Relative to the Joint Legislative Committee on Emergency Services and Homeland Security.

Resolution read, and presented by Assembly Member La Malfa.

**Motion to Amend**

Assembly Member La Malfa moved the adoption of amendments.

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

**SENATE BILL NO. 919 (Cox)**—An act to add Section 11126.4 to the Government Code, relating to open meetings.

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

Bill passed by the following vote:

**AYES—67**

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

**NOES—None**

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 467 (Lowenthal)**—An act to add Section 44287.1 to the Health and Safety Code, relating to air resources.

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

**Motion to Amend**

Assembly Member Levine moved the adoption of amendments.



Amendments read, and adopted by the following vote:

**AYES—47**

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

**NOES—23**

Aghazarian	Haynes	Leslie	Spitzer
Benoit	Horton, Shirley	Maze	Strickland
Bogh	Huff	McCarthy	Villines
Daucher	Keene	Mountjoy	Walters
DeVore	La Malfa	Nakanishi	Wyland
Garcia	La Suer	Plescia	

Bill ordered reprinted and returned to third reading file.

**SENATE BILL NO. 326 (Dunn)**—An act to amend Section 65589.4 of the Government Code, relating to housing.

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

**Motion to Amend**

Assembly Member Arambula moved the adoption of amendments.

Amendments read and adopted by the following vote:

**AYES—44**

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

**NOES—28**

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

Bill ordered reprinted, and returned to third reading file.

**SENATE BILL NO. 744 (Kuehl)**—An act to add Section 4582.1 to the Public Resources Code, relating to forest resources.

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

**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.

**SENATE BILL NO. 861 (Speier)**—An act to amend Section 31683 of the Food and Agricultural Code, and to add Chapter 7 (commencing with Section 122330) to Part 6 of Division 105 of the Health and Safety Code, relating to dogs.

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

**Motion to Amend**

Assembly Member Evans moved the adoption of amendments.

Amendments read and adopted by the following vote:

**AYES—44**

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

**NOES—25**

Aghazarian	Houston	Liu	Strickland
Benoit	Huff	Maze	Villines
Bogh	Keene	McCarthy	Walters
DeVore	Klehs	Mountjoy	Wyland
Garcia	La Malfa	Nakanishi	
Harman	La Suer	Plescia	
Haynes	Leslie	Richman	

**Vote Changes**

By unanimous consent, the following vote change was permitted on the amendments offered by Assembly Member Evans to Senate Bill No. 861: Assembly Member Liu from “Aye” to “No”.

Bill ordered reprinted, and returned to third reading file.

**SENATE BILL NO. 389 (Morrow)**—An act to add Section 13083 to the Financial Code, relating to automated teller machines.

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

Bill passed by the following vote:

**AYES—63**

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

**NOES—6**

Goldberg	Leno	Saldaña
Klehs	Nation	Umberg

**Vote Changes**

By unanimous consent, the following vote change was permitted on Senate Bill No. 389: Assembly Member Koretz from “Aye” to “Not Voting”.

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 634 (Speier)**—An act to add Section 511.4 to the Business and Professions Code, and to amend Section 10123.12 of, and to add Section 10133.66 to, the Insurance Code, relating to health insurance.

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

Bill passed by the following vote:

**AYES—71**

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

**NOES—None**

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 594 (Torlakson)**—An act to amend Section 3030 of, and to add Section 3030.5 to, the Family Code, relating to support obligations.

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

**Motion to Amend**

Assembly Member Goldberg moved the adoption of amendments.

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

**ANNOUNCEMENTS**

Speaker pro Tempore Yee announced the following session schedule:

Tuesday, August 16, 2005, Check-in Session, 7 a.m.–3 p.m.;

Wednesday, August 17, 2005, Check-in Session, 7 a.m.–3 p.m.;

Thursday, August 18, 2005, Floor Session, at 9:30 a.m.;

Friday, August 19, 2005, Floor Session, Upon Call of the Speaker;

Saturday, August 20, 2005, Floor Session, Upon Call of the Speaker;

Sunday, August 21, 2005, Floor Session, Upon Call of the Speaker.

**ADJOURN IN MEMORY**

Assembly Member Spitzer was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Frank Michelena, of Costa Mesa.

(Assembly Rule 45.5 suspended.)

**ADJOURN IN MEMORY**

Assembly Member Jones was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Matthew Bera, of Cameron Park.

(Assembly Rule 45.5 suspended.)

**ADJOURN IN MEMORY**

Assembly Member McCarthy was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Jack Wells, of Sacramento.

(Assembly Rule 45.5 suspended.)

**ADJOURN IN MEMORY**

**Moment of Silence**

Assembly Member La Suer was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Vice Admiral James Stockdale, of Coronado, and that the Assembly observe a moment of silence in his honor.

(Assembly Rule 45.5 suspended.)

**ASSEMBLY RULE 112 SUSPENDED**

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

**REQUEST TO PRINT IN JOURNAL**

Without objection, Assembly Member La Suer was granted consent that the following statement be printed in the Journal:

During the Summer Recess our nation lost a hero of uncommon courage, a man of the United States Navy who, we in this Body, in 2002, voted to honor, who was also a recipient of the Medal of Honor, the highest award that our nation gives for valor. Heroes are very uncommon today. We talk about a lot of people who are heroes who aren't. We talk about many things such as glory, but if you are a hero you're not intending to be one and you have to earn that. Vice Admiral Stockdale was a captive of the North Vietnamese for 7½ years where his body was beaten brutally day after day, month after month, year after year and during this entire time he never gave in to his captors. His captors at one time were going to make a deceptive film about prisoners of war in Vietnam and Vice Admiral Stockdale found pieces of wood which he could use to disfigure his face and make himself bleed, so this deception could not be pulled on the American people. Another time when they were trying to make him do and say things against America, he found glass and slit his wrist so that he would pass out from weakness. All the time that they beat this man he resisted. As a matter of fact he went to his fellow captives and taught them how to resist, how to really truly put across the love, dedication, and loyalty you have for your nation.

Vice Admiral Stockdale was the recipient of 26 combat medals, including, as I already stated, the Medal of Honor, two Distinguished Flying Crosses, three Distinguished Service Medals, four Silver Star Medals, and two Purple Hearts. This is the type of man about whom you read. This is the type of hero that America is proud of. Vice Admiral Stockdale left behind his wife Sybil to whom he had been married for life, who in her own way, the time she spent waiting for her husband while he was a prisoner of war, is a hero in her own right.

**ADJOURN IN MEMORY**

Assembly Members Cohn and Lieber were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of JW Knapen, of Santa Clara.

(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 John Johnson, of Chicago.

(Assembly Rule 45.5 suspended.)

**ASSEMBLY RULE 112 SUSPENDED**

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

**REQUEST TO PRINT IN JOURNAL**

Without objection, Assembly Member Dymally was granted consent that the following statement be printed in the Journal:

**LBC Recognizes Publishing Pioneer John H. Johnson**

Mr. John Johnson, Founder and Publisher of Ebony and Jet Magazines and the Negro Digest, fashioned after the Reader's Digest, passed recently.

The Legislative Black Caucus joins the National Black Caucus of State Legislators in issuing the following statement:

“The death of Mr. Johnson touches the hearts of many African Americans across the country. His life works served as a guiding light for those of the World War II era and continues to be a source of inspiration for today's Black family. He endured racism and segregation during a time when Blacks were improperly portrayed in newspapers and magazines. We thank him for his perseverance and vision, and his continuous celebration of Black life.”

**ADJOURN IN MEMORY**

Assembly Member Koretz was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Leonard Goldman, of Beverly Hills.

(Assembly Rule 45.5 suspended.)

**ADJOURN IN MEMORY**

Assembly Members Haynes, Benoit, and Bogh were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Chris Kanton, of Temecula.

(Assembly Rule 45.5 suspended.)

**ADJOURN IN MEMORY**

Assembly Member Nava was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Lord Paul Ridley-Tree, of Santa Barbara.

(Assembly Rule 45.5 suspended.)

**ADJOURN IN MEMORY**

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 Irene Mae Vasconcellos Ricardo, of Turlock.

Assembly Member Chan was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Theresa Ann Williams Thornton, of Richmond.

Assembly Member Chu was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of her father-in-law, Frank N. Eng, of Honolulu, Hawaii.

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 Kathleen Faye Harris, of San Jose.

Assembly Member Daucher was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Jeanne B. Hildebrand, Roth Evans Price, and Mildred Read, of Fullerton; John Anthony Neelis, of Orange; Christopher Goessling, of Placentia; and Marie Gabriel Philipp, of Yorba Linda.

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 Joseph Kenneth Freeman, of Napa and Betty Leon-Guerrero and Doris G. Reeder, of Vallejo.

Assembly Member Jones was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Jeanne Marie Rotz, of Sacramento.

Assembly Member Keene was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Jennifer Hopkins, of Oroville; Marine Lance Cpl. Adam Strain, of Smartville; and Mark Lamar Whitney, M.D., of Quincy.

Assembly Member Klehs was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Officer Nels "Dan" Niemi, of the San Leandro Police Department.

Assembly Member La Malfa was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Pat Jamison, of Richvale.

Assembly Member Lieber was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Moses Salcido, of San Jose.

Assembly Members Lieber and Coto were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Andrew J. "Andy" Villaseñor, of Mountain View.

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 Barbara J. "Mother" Brown, of San Francisco.

Assembly Member Mountjoy was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Bernice Babb, of San Gabriel; Mary Lou Kropke, Doris Ray, Ernest Ray, and Jack Williams, of Monrovia.

Assembly Members Nation and Canciamilla were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of James Oliver Quiett, of Sausalito.

Assembly Member Niello was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Augustus Byrnes, of Carmichael.

Speaker Núñez was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Katherine Consiglio, of Temecula and Jody Wheaton, of Sacramento.

Assembly Member Saldaña was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Fred Jensen, of San Diego.

Assembly Member Spitzer was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Eleanor Clark, of Norco.

Assembly Member Umberg was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Gonzalo “Gonzie” Mendoza, of Santa Ana.

Assembly Member Wolk was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Robert and Dorothy Laben and Marie Louise Whitcombe, of Davis; Gregory Jay Fisher, of Fairfield; Helen Barbara Mape-Skarston, of Menlo Park; Robert J. Chapman, of Winters; and Colleen Ann Vanhoozer and Ronald William Wildendorf, of Woodland.

#### **JOINT RULE 62(a) WAIVED**

Assembly Member Cohn was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 1075 for hearing in the Committee on Governmental Organization on Wednesday, August 17, 2005.

#### **VOTE ADDS**

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

**Senate Bill No. 919:** Arambula, Calderon, Canciamilla, Cohn, De La Torre, Houston, Jones, Keene, Koretz, Montañez, Parra, Saldaña, and Spitzer—Aye.

**Senate Bill No. 467, Levine Amendments:** Calderon, Canciamilla, Cohn, De La Torre, Houston, Parra, and Saldaña—Aye; Keene, Plescia, and Strickland—No.

**Senate Bill No. 326, Arambula Amendments:** Canciamilla, Cohn, De La Torre, Negrete McLeod, and Parra—Aye; Strickland—No.

**Senate Bill No. 861, Evans Amendments:** Cohn, Daucher, Lieber, Montañez, Negrete McLeod, Parra, and Umberg—Aye; Strickland—No.

**Senate Bill No. 389:** Aghazarian, Arambula, Cohn, Mountjoy, and Negrete McLeod—Aye; Goldberg, Leno, Nation, Saldaña, and Umberg—No.

**Senate Bill No. 634:** Cohn, Houston, Mountjoy, Negrete McLeod, and Umberg—Aye.

#### **MOTION TO ADJOURN**

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

Assembly Member Benoit seconded the motion.

Motion carried.

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

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



**AUTHORIZATION TO INTRODUCE BILLS PURSUANT TO  
JOINT RULE 54**

Pursuant to the provisions of Joint Rule 54, the following communication was presented permitting the introduction of an Assembly bill:

*Dear Mr. Clerk:* Pursuant to the provisions of Joint Rule 54, I hereby authorize Assembly Member Klehs to introduce a bill relating to elections. Request No. 18000.

FABIAN NUÑEZ  
Speaker of the Assembly

**INTRODUCTION AND FIRST READING OF  
ASSEMBLY BILLS**

The following bill was introduced and read the first time:

**ASSEMBLY BILL NO. 1776—Klehs.** An act to add Section 12000.5 to the Elections Code, relating to elections, and declaring the urgency thereof, to take effect immediately.

**RESOLUTIONS**

The following resolutions were offered:

**ASSEMBLY CONCURRENT RESOLUTION NO. 81—Klehs.** Relative to the November 8, 2005, statewide special election.

**ASSEMBLY CONCURRENT RESOLUTION NO. 82—Wolk.** Relative to breast cancer.

**ASSEMBLY CONCURRENT RESOLUTION NO. 83—Frommer.** Relative to White Cane Safety Day.

**ASSEMBLY JOINT RESOLUTION NO. 29—Jerome Horton.** Relative to withdrawal from Iraq.

**ASSEMBLY JOINT RESOLUTION NO. 30—Liu (Principal coauthor: Senator Speier) (Coauthors: Berg, Cohn, Evans, Goldberg, Hancock, Karnette, Lieber, Matthews, Montanez, Negrete McLeod, Oropeza, Pavley, Saldana, and Wolk) (Coauthors: Senators Bowen, Ducheny, Escutia, Figueroa, Kehoe, Kuehl, Migden, Ortiz, and Romero).** Relative to Women’s Equality Day.

**ASSEMBLY JOINT RESOLUTION NO. 31—Evans (Coauthor: Jones).** Relative to speech.

**AUTHOR’S AMENDMENTS  
Committee on Rules**

August 15, 2005

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

Assembly Concurrent Resolution No. 72

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

MONTAÑEZ, Chair

**ASSEMBLY CONCURRENT RESOLUTION NO. 72—**Relative to Voter Awareness Week.

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

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

August 15, 2005

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

Senate Bill No. 518  
Senate Bill No. 723  
Senate Bill No. 1111

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

CHU, Chair

**SENATE BILL NO. 518**—An act to amend Sections 2051.5, 10089.82, 10106, 14028, 14029, 14035, 14062, 15011, 15027, 15027.1, 15033, 15036, 15040, 15056, and 15059 of, and to add Sections 395, 14028.5, 14061.5, 15018.5, 15027.5, 15028.7, and 15039.5 to, and to repeal Section 15014 of, 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.

**SENATE BILL NO. 723**—An act to amend Section 6608.5 of the Welfare and Institutions Code, relating to mental health.

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. 1111**—An act to amend Sections 2053.6, 2230, 2234.1, 2741, 3735, 3739, 4005, 4038, 4053, 4104, 4114, 4115, 4115.5, 4127.5, 4202, 4205, 4231, 4232, 4315, 4360, 4364, 4365, 4366, 4369, 4371, 4372, 4373, 4400, and 4850 of, to add Sections 3779 and 4023.5 to, to repeal Sections 3735.3, 3736, 3775.2, 3775.3, 4206, 4363, 4367, 4368, and 4370 of, and to repeal and add Sections 4361 and 4362 of, the Business and Professions Code, relating to professions and vocations, 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**

August 15, 2005

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

Senate Bill No. 117  
Senate Bill No. 263

Senate Bill No. 555  
Senate Bill No. 965

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

CHU, Chair

**SENATE BILL NO. 117**—An act to amend Section 3010 of the Elections Code, relating to absent voting.

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. 263**—An act to amend Sections 17550.1, 17550.13, 17550.14, 17550.17, 17550.21, 17550.37, and 17550.38 of, and to add Sections 17550.195 and 17550.26 to, the Business and Professions Code, relating to sellers of travel.

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. 555**—An act to amend Sections 75.12, 469, 534, 3693.1, 3706.1, 18633.5, and 20583 of, to add Sections 75.23 and 1641.5 to, and to repeal Section 24348.5 of, the Revenue and Taxation Code, relating to taxation.

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. 965**—An act to amend Section 49431.5 of the Education Code, relating to pupils.

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

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

August 15, 2005

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

Senate Bill No. 229

Senate Bill No. 577

Senate Bill No. 292

Senate Bill No. 796

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

CHU, Chair

**SENATE BILL NO. 229**—An act to amend Sections 25, 2909, 2911, 2912, 2914, 2920, 2933, 2936, 2942, 2946, 2983, 2987, 2988, 3751, 4980.03, 4980.40, 4980.43, 4990.1, 4990.8, 5079, 8000, 8005, 8010, 8025, 8030.4, 8030.6, 8030.8, 8520, 8528, and 22253.2 of, to add Section 5054 to, and to repeal Section 2945 of, the Business and Professions Code, and to amend Section 19167 of the Revenue and Taxation Code, relating to professions and vocations, 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. 292**—An act to amend Sections 138.7 and 5307.1 of the Labor Code, relating to workers' compensation.

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. 577**—An act to add Chapter 8.7 (commencing with Section 11830) to Part 1 of Division 3 of Title 2 of the Government Code, relating to state government operations.

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. 796**—An act to add Chapter 8.5 (commencing with Section 11820) to Part 1 of Division 3 of Title 2 of, to add and repeal Chapter 22.5 (commencing with Section 7528) of Division 7 of Title 1 of, and to add and repeal Article 10 (commencing with Section 11364) of Chapter 3.5 of Division 3 of Title 2 of, the Government Code, relating to state government operations.

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 Jobs, Economic Development, and the Economy**

August 15, 2005

Mr. Speaker: The Chair of your Committee on Jobs, Economic Development, and the Economy reports:

Senate Bill No. 954

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

ARAMBULA, Chair

**SENATE BILL NO. 954**—An act to add Section 12104 to the Public Contract Code, relating to public contracts, 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**

August 15, 2005

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

Senate Bill No. 198

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

CHU, Chair

**SENATE BILL NO. 198**—An act to amend Section 7057 of, and to add Section 7026.11 to, the Business and Professions Code, and to amend Section 18080.5 of, to add Sections 18035.26 and 18871.1 to, to add Article 2.1 (commencing with Section 18615) to, and to repeal the heading of Article 2.5 of, Chapter 5 of Part 2.1 of Division 13 of, the Health and Safety Code, relating to manufactured homes, and making an appropriation therefor.

Bill read second time; 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 Environmental Safety and Toxic Materials**

August 15, 2005

Mr. Speaker: The Chair of your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 931

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

RUSKIN, Chair

**SENATE BILL NO. 931**—An act to add Section 44539.5 to the Health and Safety Code, relating to pollution control.

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

**AUTHOR'S AMENDMENTS****Committee on Transportation**

August 15, 2005

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

Assembly Concurrent Resolution No. 70

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

OROPEZA, Chair

**ASSEMBLY CONCURRENT RESOLUTION NO. 70**—Relative to Westminster Police Officer Steven L. Phillips Memorial Highway.

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

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

August 15, 2005

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

Senate Bill No. 724

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

CHU, Chair

**SENATE BILL NO. 724**—An act to amend Section 66010.4 of, and to add Article 4.5 (commencing with Section 66040) to Chapter 2 of Part 40 of, the Education Code, relating to the California State University.

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**

August 15, 2005

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

Senate Bill No. 543

Senate Bill No. 820

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

CHU, Chair

**SENATE BILL NO. 543**—An act to amend Section 14666.8 of the Government Code, and to add Chapter 6.5 (commencing with Section 12899) to Part 6 of Division 6 of the Water Code, relating to water.

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

**SENATE BILL NO. 820**—An act to amend Sections 5000, 5001, 5003, 5004, 5005, 5009, 5101, 5106, 5107, 10004.5, 10004.6, 10620, 10631, 10642, 10644, 10645, 10656, 10753.7, 10814, 10816, 10840, 10841, 10844, and 12924 of, to add Sections 142, 5010, and 10826.1 to, to repeal Sections 4999, 10822, 10823, 10824, and 10855 of, and to repeal and add Sections 5108, 10657, 10811, 10820, 10821, 10825, 10826, 10845, 10853, and 10854 of, the Water Code, relating to water.

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

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

August 15, 2005

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

Senate Bill No. 137

Senate Bill No. 569

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

CHU, Chair

**SENATE BILL NO. 137**—An act to amend Sections 1365.1 and 1367.1 of, to add Sections 1363.001, 1367.4, and 1367.5 to, and to repeal Section 1366.3 of, the Civil Code, and to amend Section 116.540 of, and to add Section 729.035 to, the Code of Civil Procedure, relating to common interest developments.

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. 569**—An act to add and repeal Article 5 (commencing with Section 89090) of Chapter 1 of Part 55 of, and to add and repeal Article 4 (commencing with Section 92630) of Chapter 6 of Part 57 of, the Education Code, relating to public postsecondary education.

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**

August 15, 2005

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

Senate Bill No. 131

Senate Bill No. 584

Senate Bill No. 287

Senate Bill No. 734

Senate Bill No. 367

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

CHU, Chair

**SENATE BILL NO. 131**—An act to add Sections 14132.101 and 14132.102 to the Welfare and Institutions Code, relating to Medi-Cal.

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. 287**—An act to amend and repeal 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.

**SENATE BILL NO. 367**—An act to amend Sections 10123.13, 10123.147, 12921.1, and 12921.3 of, and to add Sections 10133.66 and 10133.67 to, the Insurance Code, relating to health care coverage.

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

**SENATE BILL NO. 584**—An act to amend Section 602 of the Penal Code, relating to crime.

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. 734**—An act to amend Sections 11159.2, 11161, 11161.5, 11162.1, 11165, and 11190 of the Health and Safety Code, relating to controlled substances.

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**

August 15, 2005

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

Senate Bill No. 303

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

CHU, Chair

**SENATE BILL NO. 303**—An act to add Chapter 24.5 (commencing with Section 78801) to Part 2 of Division 22 of the Food and Agricultural Code, relating to agriculture, 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**

August 15, 2005

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

Senate Bill No. 570

Senate Bill No. 616

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

CHU, Chair

**SENATE BILL NO. 570**—An act to add Section 68553.5 to the Government Code, and to add Sections 710, 711, 712, 713, and 714 to the Welfare and Institutions Code, relating to minors.

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. 616**—An act to amend Section 6254.14 of the Government Code, and to amend Section 6126 of, and to add Sections 5024.3 and 5024.4 to the Penal Code, relating to health care services.

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**

August 15, 2005

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

Senate Bill No. 655

Senate Bill No. 1037

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

CHU, Chair

**SENATE BILL NO. 655**—An act to amend Sections 65302 and 65302.5 of the Government Code, to add Section 25928 to the Health and Safety Code, to amend Section 2699.5 of, and to add Chapter 7.7 (commencing with Section 2680) to Division 2 of, the Public Resources Code, relating to asbestos.

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. 1037**—An act to amend and repeal Section 454.5 of, and to add Sections 454.55, 454.56, 1002.3, and 9615 to, the Public Utilities Code, relating to public utilities.

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**

August 15, 2005

Mr. Speaker: The Chair of your Committee on Appropriations reports:  
Senate Bill No. 144

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

CHU, Chair

**SENATE BILL NO. 144**—An act to repeal and add Part 7 (commencing with Section 113700) of Division 104 of the Health and Safety Code, relating to retail food.

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

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

August 15, 2005

Mr. Speaker: The Chair of your Committee on Appropriations reports:  
Senate Bill No. 682  
Senate Bill No. 1016

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

CHU, Chair

**SENATE BILL NO. 682**—An act to add Article 4 (commencing with Section 1798.9) to Chapter 1 of Title 1.8 of Part 4 of Division 3 of the Civil Code, relating to privacy.

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. 1016**—An act to amend Sections 2150, 2157, 2160, 2188, 2194, 2202, and 18109 of, to add Sections 2157.1, 2157.2, 2188.1, 9607, 9608, 9609, and 9610 to, the Elections Code, and to amend Section 6254.4 of the Government Code, relating to voter information.

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 Local Government**

August 15, 2005

Mr. Speaker: The Chair of your Committee on Local Government reports:  
Senate Bill No. 53  
Senate Bill No. 351

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

SALINAS, Chair



**SENATE BILL NO. 53**—An act to amend Section 170018 of, to add Section 170041 to, and to repeal Sections 170010, 170012, and 170014 of, the Public Utilities Code, relating to the San Diego County Regional Airport Authority.

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. 351**—An act relating to railroads.

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**

August 15, 2005

Mr. Speaker: The Chair of your Committee on Appropriations reports:  
Senate Bill No. 999

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

CHU, Chair

**SENATE BILL NO. 999**—An act to amend Section 40600 of the Health and Safety Code, relating to air quality.

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**

August 15, 2005

Mr. Speaker: The Chair of your Committee on Appropriations reports:  
Senate Bill No. 422

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

CHU, Chair

**SENATE BILL NO. 422**—An act to amend Sections 116.240, 116.610, 116.910, and 116.940 of, and to add Sections 116.221, 116.222, and 116.232 to, the Code of Civil Procedure, relating to small claims court.

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 Public Safety**

August 15, 2005

Mr. Speaker: The Chair of your Committee on Public Safety reports:  
Assembly Bill No. 1686

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

LENO, Chair

**ASSEMBLY BILL NO. 1686**—An act to add Part 6 (commencing with Section 15100) to the Penal Code, relating to crimes.

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**

August 15, 2005

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

Senate Bill No. 621

Senate Bill No. 769

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

CHU, Chair

**SENATE BILL NO. 621**—An act to add Sections 3517.63, 19829.5, and 19829.6 to the Government Code, relating to employment relations.

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. 769**—An act to amend and repeal Section 399.4 of, and to add and repeal Section 382.5 of, the Public Utilities Code, relating to energy resources.

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**

August 15, 2005

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

Senate Bill No. 8

Senate Bill No. 821

Senate Bill No. 912

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

CHU, Chair

**SENATE BILL NO. 8**—An act to add Section 87406.3 to the Government Code, relating to the Political Reform Act of 1974.

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. 821**—An act to amend Section 41326 of, and to add Section 52055.58 to, the Education Code, relating to education.

Bill read second time; 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. 912**—An act to amend Section 33000 of the Education Code, relating to the State Board of Education.

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**

August 15, 2005

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

Senate Bill No. 37

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

CHU, Chair

**SENATE BILL NO. 37**—An act to amend Section 35179.1 of, and to add Article 6.5 (commencing with Section 49030) to Chapter 6 of Part 27 of, the Education Code, relating to pupils.

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

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

August 15, 2005

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

Senate Bill No. 20

Senate Bill No. 302

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

CHU, Chair

**SENATE BILL NO. 20**—An act to amend Sections 11629.7, 11629.71, 11629.72, 11629.73, 11629.731, 11629.74, 11629.75, 11629.76, 11629.77, 11629.78, 11629.79, 11629.8, 11629.81, 11629.84, and 11629.85 of, to amend the heading of Article 5.5 (commencing with Section 11629.7) of and to repeal Article 5.6 (commencing with Section 11629.9) of Chapter 1 of Part 3 of Division 2 of, the Insurance Code, and to amend Sections 4000.37, 4000.38, 16020.1, 16020.2, and 16056.1 of the Vehicle Code, relating to auto 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.

**SENATE BILL NO. 302**—An act to amend Sections 7620, 7630, 8604, and 9003 of the Family Code, and to amend Sections 294 and 305.6 of the Welfare and Institutions Code, relating to adoption.

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**

August 15, 2005

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

Senate Bill No. 412

Senate Bill No. 506

Senate Bill No. 586

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

CHU, Chair

**SENATE BILL NO. 412**—An act to add and repeal Chapter 10.5 (commencing with Section 4600) to Division 2 of the Business and Professions Code, relating to massage therapy.

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. 506**—An act to amend Section 2194 of, and to add Section 2166.7 to, the Elections Code, and to amend Section 6254.24 of the Government Code, relating to public officials.

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. 586**—An act to amend Section 60852.5 of, and to amend, repeal, and add Section 60851 of, the Education Code, relating to pupils.

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

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

August 15, 2005

Mr. Speaker: The Chair of your Committee on Appropriations reports:  
Senate Bill No. 92

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

CHU, Chair

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

Bill read second time; 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**

August 15, 2005

Mr. Speaker: The Chair of your Committee on Appropriations reports:  
Senate Bill No. 806

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

CHU, Chair

**SENATE BILL NO. 806**—An act to amend Sections 12509, 12810, 12814.6, and 12814.7 of, and to add Sections 12814.9 and 12814.10 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.

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

August 15, 2005

Mr. Speaker: The Chair of your Committee on Appropriations reports:  
Senate Bill No. 1050

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

CHU, Chair

**SENATE BILL NO. 1050**—An act to amend Section 15342 of the Elections Code, relating to elections.

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 Governmental Organization**

August 15, 2005

Mr. Speaker: The Chair of your Committee on Governmental Organization reports:  
Assembly Constitutional Amendment No. 15

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

JEROME HORTON, Chair

**ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 15**—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding and repealing Section 23 of Article IV, and by adding and repealing Section 8.5 of Article V thereof, relating to gaming.

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

**AUTHOR'S AMENDMENTS**  
**Committee on Public Safety**

August 15, 2005

Mr. Speaker: The Chair of your Committee on Public Safety reports:  
Assembly Bill No. 231

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

LENO, Chair

**ASSEMBLY BILL NO. 231**—An act to repeal Section 704.090 of the Code of Civil Procedure, and to amend Section 2932 of, and to add Section 5005.1 to, the Penal Code, relating to the Department of 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 Business and Professions**

August 15, 2005

Mr. Speaker: The Chair of your Committee on Business and Professions reports:  
Senate Bill No. 472

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

NEGRETE McLEOD, Chair

**SENATE BILL NO. 472**—An act to add Section 11011.30 to the Government Code, relating to state property.

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 Rules**

Date of Hearing: July 13, 2005

Mr. Speaker: Your Committee on Rules reports:  
Senate Bill No. 611

With the recommendation: That the bill be re-referred to the Committee on Appropriations.

MONTAÑEZ, Chair

Above bill re-referred to the Committee on Appropriations.

**Committee on Appropriations**

Date of Hearing: July 13, 2005

Mr. Speaker: Your Committee on Appropriations reports:

- |                     |                     |
|---------------------|---------------------|
| Senate Bill No. 13  | Senate Bill No. 225 |
| Senate Bill No. 40  | Senate Bill No. 230 |
| Senate Bill No. 44  | Senate Bill No. 248 |
| Senate Bill No. 97  | Senate Bill No. 288 |
| Senate Bill No. 115 | Senate Bill No. 322 |
| Senate Bill No. 127 | Senate Bill No. 355 |
| Senate Bill No. 143 | Senate Bill No. 365 |
| Senate Bill No. 161 | Senate Bill No. 370 |
| Senate Bill No. 203 |                     |

With the recommendation: Do pass.

CHU, Chair

Above bills ordered to second reading.

Date of Hearing: July 13, 2005

Mr. Speaker: Your Committee on Appropriations reports:

- |                     |                      |
|---------------------|----------------------|
| Senate Bill No. 418 | Senate Bill No. 677  |
| Senate Bill No. 435 | Senate Bill No. 679  |
| Senate Bill No. 487 | Senate Bill No. 695  |
| Senate Bill No. 536 | Senate Bill No. 833  |
| Senate Bill No. 580 | Senate Bill No. 872  |
| Senate Bill No. 607 | Senate Bill No. 874  |
| Senate Bill No. 608 | Senate Bill No. 959  |
| Senate Bill No. 644 | Senate Bill No. 1004 |

With the recommendation: Do pass.

CHU, Chair

Above bills ordered to second reading.

Date of Hearing: July 13, 2005

Mr. Speaker: Your Committee on Appropriations reports:

- |                      |                      |
|----------------------|----------------------|
| Senate Bill No. 1021 | Senate Bill No. 1088 |
| Senate Bill No. 1067 | Senate Bill No. 1097 |

With the recommendation: Do pass.

CHU, Chair

Above bills ordered to second reading.

Date of Hearing: July 13, 2005

Mr. Speaker: Your Committee on Appropriations reports:

- |                     |                     |
|---------------------|---------------------|
| Senate Bill No. 49  | Senate Bill No. 253 |
| Senate Bill No. 116 | Senate Bill No. 310 |
| Senate Bill No. 135 | Senate Bill No. 338 |
| Senate Bill No. 157 | Senate Bill No. 358 |
| Senate Bill No. 168 | Senate Bill No. 381 |
| Senate Bill No. 197 | Senate Bill No. 665 |
| Senate Bill No. 234 | Senate Bill No. 674 |
| Senate Bill No. 247 |                     |

With the recommendation: Do pass.

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

CHU, Chair

Above bills ordered to second reading.

Date of Hearing: July 13, 2005

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 708	Senate Bill No. 1028
Senate Bill No. 731	Senate Bill No. 1082
Senate Bill No. 765	Senate Bill No. 1100
Senate Bill No. 875	Senate Bill No. 1107
Senate Bill No. 897	

With the recommendation: Do pass.

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

CHU, Chair

Above bills ordered to second reading.

Date of Hearing: July 13, 2005

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 118	Senate Bill No. 619
Senate Bill No. 232	Senate Bill No. 670
Senate Bill No. 269	Senate Bill No. 914

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

CHU, Chair

Above bills ordered to second reading.

Date of Hearing: July 13, 2005

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 499  
Senate Bill No. 524

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

CHU, Chair

Above bills ordered to second reading.

Date of Hearing: July 13, 2005

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 228

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

CHU, Chair

Above bill ordered to second reading.

Date of Hearing: July 13, 2005

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 975

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.

CHU, Chair

Above bill ordered to second reading.

Date of Hearing: July 13, 2005

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Joint Resolution No. 25

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.

CHU, Chair

Above resolution ordered to the Consent Calendar.

Date of Hearing: July 13, 2005

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 837

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

CHU, Chair

Above bill ordered to second reading.

### MESSAGES FROM THE SENATE

Senate Chamber, August 15, 2005

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

Assembly Bill No. 241  
 Assembly Bill No. 249  
 Assembly Bill No. 348  
 Assembly Bill No. 522  
 Assembly Bill No. 587  
 Assembly Bill No. 885  
 Assembly Bill No. 893  
 Assembly Bill No. 1188  
 Assembly Bill No. 1442

Assembly Bill No. 1566  
 Assembly Bill No. 1642  
 Assembly Bill No. 1737  
 Assembly Bill No. 1743  
 Assembly Bill No. 1748  
 Assembly Bill No. 1755  
 Assembly Bill No. 1757  
 Assembly Bill No. 1763

And respectfully requests the Assembly to concur in said amendments.

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

Above bills ordered to unfinished business file.

Senate Chamber, August 15, 2005

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

Assembly Bill No. 186  
 Assembly Bill No. 367  
 Assembly Bill No. 495  
 Assembly Bill No. 752  
 Assembly Bill No. 785  
 Assembly Bill No. 1093

Assembly Bill No. 1238  
 Assembly Bill No. 1252  
 Assembly Bill No. 1523  
 Assembly Bill No. 1577  
 Assembly Bill No. 1729

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

Above bills ordered enrolled.

Senate Chamber, August 15, 2005

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

Senate Bill No. 1018  
 Senate Bill No. 47  
 Senate Bill No. 282  
 Senate Bill No. 383

Senate Bill No. 630  
 Senate Bill No. 966  
 Senate Bill No. 979

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

Senate Chamber, August 15, 2005

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

Assembly Concurrent Resolution No. 23

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

Above resolution ordered enrolled.



Senate Chamber, August 15, 2005

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

Senate Bill No. 997

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

#### **FIRST READING OF SENATE BILLS**

The following bill was read the first time:

**SENATE BILL NO. 997**—An act to add Chapter 4.7 (commencing with Section 50980) to Part 1 of Division 1 of Title 5 of the Government Code, relating to state military reservists, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

The following veto messages from the Governor were received and ordered printed in the Journal and the bills ordered to the unfinished business file:

#### **Veto Message—Assembly Bill No. 994**

Governor's Office, Sacramento  
July 18, 2005

*To the Members of the California State Assembly:*

I am returning Assembly Bill 994 without my signature.

It is my understanding that changing the designated appointing authority to the Insurance Commissioner is necessary due to an internal reorganization. Unfortunately, this bill goes further by expanding peace officer status to civil investigators without the appropriate Commission on Peace Officer Standards and Training report that is normally required when changing scope and function of peace officers.

For these reasons, I am returning AB 994 without my signature.

Sincerely,

ARNOLD SCHWARZENEGGER

#### **Receipt of Bills**

I acknowledge receipt this 18th day of July at 4:55 p.m., of Assembly Bill No. 994 without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Jacque Roberts.

LAWRENCE A. MURMAN  
Assistant Chief Clerk of the Assembly

**Veto Message—Assembly Bill No. 202**

Governor's Office, Sacramento  
July 19, 2005

*To the Members of the California State Assembly:*

I am returning Assembly Bill 202 without my signature.

This bill would require that a petition to compel arbitration is the exclusive means for asserting the duty to arbitrate a dispute. Unfortunately, this legislation compromises the State's and other public employers' legal defenses in litigation involving labor contracts.

The author intended to amend the bill to make it clear that the rule limiting litigants to a petition to compel arbitration does not apply to disputes related to the terms of a collective bargaining agreement. My Department of Personnel Administration believes that the amendments do not clearly exempt collective bargaining agreements.

I am therefore unable to sign this bill in its current form.

Sincerely,

ARNOLD SCHWARZENEGGER

Receipt of Bills

I acknowledge receipt this 19th day of July at 6:35 p.m., of Assembly Bill No. 202 without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Pamela Oto.

LAWRENCE A. MURMAN  
Assistant Chief Clerk of the Assembly

**Veto Message—Assembly Bill No. 1739**

Governor's Office, Sacramento  
July 25, 2005

*To Members of the California State Assembly:*

I am returning Assembly Bill 1739 without my signature.

While I support the need to focus attention on finding adequate legal services for low-income Californians by encouraging pro bono work by lawyers, assisting self-represented litigants, and improving access to the courts, this bill fails to accomplish these goals.

The California Commission on Access to Justice did excellent work in 2002 by producing the first report, *The Path to Equal Justice: A Five-Year Status Report on Access to Justice in California*. The Commission is willing to prepare the next report without the need for a statutory mandate. It is unclear what this bill would accomplish that could not be addressed or achieved administratively.

For these reasons, I am unable to sign this bill at this time.

Sincerely,

ARNOLD SCHWARZENEGGER

Receipt of Bills

I acknowledge receipt this 25th day of July at 4:55 p.m., of Assembly Bill No. 1739 without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Pamela Oto.

E. DOTSON WILSON  
Chief Clerk of the Assembly

**Veto Message—Assembly Bill No. 1003**

Governor's Office, Sacramento  
July 26, 2005

*To the Members of the California State Assembly:*

I am returning Assembly Bill 1003 without my signature.

With the passage of Proposition 218, voters clearly specified that fees should not be imposed without their approval. Unfortunately, some governmental agencies have used an ambiguity in the law to circumvent the will of the people by disguising new taxes as fees. I discourage this practice and encourage the Legislature to help eliminate this ambiguity.

Watershed protection, including reducing pollutants in storm water and urban runoff, is essential. It is important to give the Ventura County Watershed Protection District the tools it needs to carry out its mission in this area. Unfortunately, this bill, as drafted, would not protect against the possibility of imposing a fee without voter approval. Although I believe the District would not subvert the will of the voters by imposing such a fee, this bill could be interpreted to allow it.

I urge the Legislature to send me a bill that addresses these concerns, so that I can sign it before the Interim Study Recess.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 1096**

Governor's Office, Sacramento  
July 26, 2005

*To the Members of the California State Assembly:*

I am returning Assembly Bill 1096 without my signature.

In any bill designed to increase voter participation, we have to balance that goal against the potential increase in voter fraud. This bill eliminates the requirement that an absentee voter must be ill or disabled to have someone return his or her ballot to the polling place. If the Legislature desires to lower certain standards in favor of convenience, they must include other measures that put additional safeguards in place to protect against voter fraud and ensure that those individuals returning ballots are eligible and truly authorized to do so.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 1448**

Governor's Office, Sacramento  
July 26, 2005

*To the Members of the California State Assembly:*

I am returning Assembly Bill 1448 (Saldana) without my signature.

Governmental actions on behalf of the public need significant public scrutiny to ensure that officials act in the public's best interest. Actions from state entities typically receive significant attention and scrutiny, but actions from smaller lesser-known boards generally do not. This lack of attention can make those boards more susceptible to influence

from other interests. A strong anti-corruption law provides protection against such interests.

Section 1090 of the Government Code is extremely important to California and is one of the strongest anti-corruption laws in the nation. Its purpose is critical in order to ensure that public officials perform their duties in an impartial manner, free from bias caused by their own financial interests. This bill would erode the public's protection in Section 1090 by allowing an exception.

For this reason, I am unable to sign this measure.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 1630**

Governor's Office, Sacramento

July 26, 2005

*To Members of the California State Assembly:*

I am returning Assembly Bill 1630 without my signature.

This bill changes tax policy retroactively and is specifically intended to address an issue that is pending before the California Supreme Court. It is inappropriate and simply unfair to taxpayers to change tax laws retroactively.

I am not opposed to the policy outlined in this bill and would be willing to consider a bill which applied the policy prospectively.

For the reason stated above, I am unable to support this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

Receipt of Bills

I acknowledge receipt this 26th day of July at 4:40 p.m., of Assembly Bills Nos. 1003, 1096, 1448, and 1630 without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Pamela Oto.

LAWRENCE A. MURMAN

Assistant Chief Clerk of the Assembly

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

**Governor's Message—Assembly Bill No. 254**

Governor's Office, Sacramento

July 25, 2005

*To Members of the California State Assembly:*

I am signing Assembly Bill 254.

This bill specifies the notification and staffing requirements that must be met when a public or private K-12 school voluntarily installs an automatic external defibrillator (AED) on school grounds including providing immunity from civil liability resulting from any acts or omissions in using the AED's use to render emergency care.

In the United States, about 220,000 people die each year from sudden cardiac arrest (about 600 people each day). A victim's best chance of survival is when there is revival within four minutes. The chances of survival decrease by seven to ten percent for each minute that passes

without defibrillation. I believe that AB 254 will help increase the availability of AEDs to the general public and will save lives.

Sincerely,

ARNOLD SCHWARZENEGGER

**Governor's Message—Assembly Bill No. 1769**

Governor's Office, Sacramento

July 27, 2005

*To Members of the California State Assembly:*

Like a fine wine, fire chiefs improve with age and experience. Just because an individual hits a mark on a calendar does not mean that he or she is incapable of doing his or her duties. I encourage our public servants to continue to serve our state as long as they are willing and capable.

For these reasons, I am signing Assembly Bill 1769 to allow Los Angeles County to retain its current fire chief, Michael Freeman.

Chief Freeman is a well-respected leader in Los Angeles County. Losing his expertise and experience by placing a limit on his service is a detriment to the Los Angeles County Fire Department and the four million residents it serves. If he is willing and capable, he should be allowed to serve until he is ready to retire. Furthermore, the Legislature should revisit this issue and eliminate the clause that requires the chief to resign in 2009.

Sincerely,

ARNOLD SCHWARZENEGGER

**INTRODUCTION OF GUESTS**

Speaker Núñez, of the 46th Assembly District, introduced international delegates from Botswana, Ivory Coast, Hungary, Malaysia, Malta, Namibia, Nepal, Nigeria, Pakistan, Philippines, Sierra Leone, South Africa, Spain, Sri Lanka, Tanzania, Turkey, Uganda, Yemen, and Zimbabwe who are participating in the U.S. State Department's Leadership Program.

Assembly Member Maze, of the 34th Assembly District, introduced Becky Maze, his wife, Pastor Deborah McGrew, Frank McGrew, Debbie Ganzfried, Hope Frizzel, Karen Hickerson, Stacy Collins, Celeste Burnias, and Kuyler Crocker.

Assembly Member Harman, of the 67th Assembly District, introduced Gerald Chapman and Marc Stirdivant.

**ADJOURNMENT**

At 3 p.m., pursuant to the motion by Assembly Member Bass, the Assembly adjourned until 7 a.m., Tuesday, August 16, 2005, out of respect to the memory of Frank Michelena, on motion of Assembly Member Spitzer; out of respect to the memory of Matthew Bera, on motion of Assembly Member Jones; out of respect to the memory of Jack Wells, on motion of Assembly Member McCarthy; out of respect to the memory of Vice Admiral James Stockdale, on motion of Assembly Member La Suer; out of respect to the memory of JW Knapen, on motion of Assembly Members Cohn and Lieber; out of respect to the memory of John Johnson, on motion of Assembly Member Dymally; out of respect to the memory of Leonard Goldman, on motion of Assembly Member Koretz; out of respect to the memory of Chris Kanton, on motion of Assembly Member Haynes, Benoit, and Bogh; out of respect to the memory of Lord Paul Ridley-Tree, on motion of Assembly Member Nava; out of respect to the memory of Irene Mae Vasconcellos Ricardo, on motion of Assembly Member Aghazarian; out of respect to the memory of Theresa Ann Williams Thornton, on motion of Assembly Member Chan; out of respect to the memory of her father-in-law, Frank N. Eng, on motion of Assembly Member Chu; out of respect to the memory of Kathleen Faye Harris, on motion of Assembly Member Coto; out of respect to the memory of Jeanne B. Hildebrand, Roth Evans Price, Mildred Read, John Anthony Neelis, Christopher Goessling, and Marie Gabriel Philipp, on motion of Assembly Member Daucher; out of respect to the memory of Joseph Kenneth Freeman, Betty Leon-Guerrero, and Doris G. Reeder, on motion of Assembly Member Evans; out of respect to the memory of Jeanne Marie Rotz, on motion of Assembly Member Jones; out of respect to the memory of Jennifer Hopkins, Marine Lance Cpl. Adam Strain, and Mark Lamar Whitney, M.D., on motion of Assembly Member Keene; out of respect to the memory of Officer Nels "Dan" Niemi, on motion of Assembly Member Klehs; out of respect to the memory of Pat Jamison, on motion of Assembly Member La Malfa; out of respect to the memory of Moses Salcido, on motion of Assembly Member Lieber; out of respect to the memory of Andrew J. "Andy" Villaseñor, on motion of Assembly Members Lieber and Coto; out of respect to the memory of Barbara J. "Mother" Brown, on motion of Assembly Member Leno; out of respect to the memory of Bernice Babb, Mary Lou Kropke, Doris Ray, Ernest Ray, and Jack Williams, on motion of Assembly Member Mountjoy; out of respect to the memory of James Oliver Quiett, on motion of Assembly Members Nation and Canciamilla; out of respect to the memory of Augustus Byrnes, on motion of Assembly Member Niello; out of respect to the memory of Katherine Consiglio and Jody Wheaton, on motion of Speaker Núñez; out of respect to the memory of Fred Jensen, on motion of Assembly Member Saldaña; out of respect to the memory of Eleanor Clark, on motion of Assembly Member Spitzer; out of respect to the memory of Gonzalo "Gonzie" Mendoza, on motion of Assembly Member Umberg; and out of respect to the memory

of Robert and Dorothy Laben, Marie Louise Whitcombe, Gregory Jay Fisher, Helen Barbara Mape-Skarston, Robert J. Chapman, Colleen Ann Vanhoozer, and Ronald William Wildendorf, on motion of Assembly Member Wolk.

---

FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

## AMENDMENTS CONSIDERED BY THE ASSEMBLY ON AUGUST 15, 2005

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

<b>AB</b>	<b>RN</b>	<b>SB</b>	<b>RN</b>
1686	0518142	518	0517475
		543	0517853
<b>ACA</b>	<b>RN</b>	555	0517191
15	0518348	569	0517942
		570	0518222
<b>ACR</b>	<b>RN</b>	577	0517764
70	0517465	584	0518086
72	0518481	586	0518318
		594	0517316
<b>SB</b>	<b>RN</b>	616	0518205
8	0518117	621	0518374
20	0517877	655	0518191
37	0517908	682	0518172
53	0518421	723	0517315
92	0518141	724	0517976
117	0517839	734	0518113
131	0518134	744	0517756
137	0517988	769	0518369
144	0518099	796	0517762
198	0517811	806	0518140
220	0516973	820	0517948
229	0517770	821	0517863
231	0518355	861	0518328
263	0517636	912	0517904
287	0517922	931	0517424
292	0517711	954	0517655
302	0517693	965	0517707
303	0518207	999	0518310
326	0518220	1016	0517980
351	0518249	1037	0518100
367	0518075	1050	0518456
412	0518301	1111	0517563
422	0518275		
467	0517489	<b>SCR</b>	<b>RN</b>
472	0517936	29	0516994
506	0518197		

<b>Daily Total:</b>	<b>63</b>
<b>Cumulative Total:</b>	<b>2474</b>