

CALIFORNIA LEGISLATURE  
2007-08 REGULAR SESSION

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# ASSEMBLY DAILY JOURNAL

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**Friday, August 15, 2008**

**TWO HUNDRED TWENTY-SEVENTH SESSION DAY  
SIX HUNDRED TWENTY-FIRST CALENDAR DAY  
AT SACRAMENTO, CALIFORNIA**



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

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

## PROCEEDINGS OF THE ASSEMBLY

### IN ASSEMBLY

Assembly Chamber, Sacramento  
Friday, August 15, 2008

The Assembly met at 9:09 a.m.  
Hon. Sally J. Lieber, Speaker pro Tempore of the Assembly,  
presiding.  
Chief Clerk E. Dotson Wilson at the Desk.  
Assistant Clerk Gregory Vellines reading.

#### ROLL CALL

The roll was called.

#### Quorum Call of the Assembly

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

#### Quorum Present

At 9:39 a.m., Speaker pro Tempore Lieber declared a quorum of the  
Assembly present.

The roll call was completed, and the following answered to their  
names—72:

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

**PRAYER**

Upon invitation of Speaker pro Tempore Lieber, the following prayer was offered by Assembly Alternate Chaplain Pastor Ivan L. Williams, Sr.:

*Our Gracious and Loving God,*

We exalt You today for being the author of every good and perfect gift.

We know you have showered this house with Your giftedness. So we pray especially for a sense of graciousness and appreciation of the positions and responsibilities deemed to each legislator.

May You guide them today, O God, to find common ground, passionate staying power, and meaningful purpose as they serve the people in governance toward solutions.

We trust in Your continued presence and intervention.

We give You our day as we do every day.

In Thy mighty and powerful name, AMEN.

**PLEDGE OF ALLEGIANCE TO THE FLAG**

Upon request of Speaker pro Tempore Lieber, Assembly Member DeSaulnier 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 De León, seconded by Assembly Member Blakeslee.

**LEAVES OF ABSENCE FOR THE DAY**

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

*On personal business, and waiving per diem: Assembly Members Price and Torrico.*

*Because of illness: Assembly Members Berryhill, Dymally, Runner, and Soto.*

*Because of illness in his family: Assembly Member Plescia.*

*The following Assembly Member was excused for the day, and his per diem was waived: Assembly Member Calderon.*

**COMMUNICATIONS**

The following communication was presented by the Speaker, and ordered printed in the Journal:

August 15, 2008

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

Dear Dotson: Please be advised that I have appointed Assemblymember Noreen Evans to replace Assemblymember Hector De La Torre on the Assembly Local Government Committee for today's hearing only.

Sincerely,

KAREN BASS  
Speaker of the Assembly



**ASSEMBLY BILL NO. 567 (Saldaña)**—An act to amend Section 1373 of, to add Section 1363.7 to, and to add and repeal Chapter 11 (commencing with Section 1380.010) of Title 6 of Part 4 of Division 2 of, the Civil Code, relating to common interest developments.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

*(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)*

The roll was opened.

#### Call of the Assembly

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

Motion carried. Time, 9:57 a.m.

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

**ASSEMBLY BILL NO. 725 (Lieber)**—An act to add Section 50455.7 to the Health and Safety Code, relating to housing.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

*(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)*

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

#### AYES—55

Adams	DeVore	Huffman	Niello
Aghazarian	Emmerson	Jeffries	Núñez
Arambula	Eng	Jones	Parra
Beall	Evans	Karnette	Portantino
Berg	Feuer	Krekorian	Ruskin
Brownley	Fuentes	Laird	Salas
Caballero	Furutani	Leno	Saldaña
Carter	Galgiani	Levine	Smyth
Cook	Garcia	Lieber	Solorio
Coto	Garrick	Lieu	Swanson
Davis	Hancock	Ma	Tran
De La Torre	Hayashi	Mendoza	Wolk
De León	Hernandez	Mullin	Mme. Speaker
DeSaulnier	Horton	Nava	

#### NOES—17

Anderson	Gaines	Maze	Villines
Benoit	Houston	Nakanishi	Walters
Blakeslee	Huff	Silva	
Duvall	Keene	Spitzer	
Fuller	La Malfa	Strickland	

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 876 (Davis)**—An act to add Section 66205.7 to the Education Code, relating to career technical education.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

*(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)*

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

**AYES—46**

Aghazarian	Eng	Karnette	Parra
Arambula	Evans	Krekorian	Portantino
Beall	Feuer	Laird	Ruskin
Berg	Fuentes	Leno	Salas
Brownley	Fuller	Levine	Saldaña
Caballero	Furutani	Lieber	Silva
Carter	Galgiani	Lieu	Solorio
Coto	Hancock	Ma	Swanson
Davis	Hayashi	Mendoza	Wolk
De La Torre	Hernandez	Mullin	Mme. Speaker
De León	Huffman	Nava	
DeSaulnier	Jones	Núñez	

**NOES—25**

Adams	Emmerson	Keene	Strickland
Anderson	Gaines	La Malfa	Tran
Benoit	Garrick	Maze	Villines
Blakeslee	Horton	Nakanishi	Walters
Cook	Houston	Niello	
DeVore	Huff	Smyth	
Duvall	Jeffries	Spitzer	

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 990 (Berg)**—An act to add Section 71.7.5 to the Harbors and Navigation Code, and to amend Sections 7 and 14 of Chapter 1617 of the Statutes of 1982, relating to harbors.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

*(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)*

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

**AYES—69**

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

**NOES—3**

DeVore	Gaines	Maze
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**Vote Changes**

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 990: Assembly Member Anderson from “No” to “Aye”.

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 1519 (Ma)**—An act to add Chapter 2.5 (commencing with Section 7070) to Part 1 of Division 7 of, and to repeal Section 7071 of, the Health and Safety Code, relating to human remains.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

*(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)*

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

**AYES—62**

Adams	DeVore	Houston	Núñez
Aghazarian	Duvall	Huff	Parra
Arambula	Emmerson	Huffman	Portantino
Beall	Eng	Jeffries	Ruskin
Benoit	Evans	Jones	Salas
Berg	Feuer	Karnette	Silva
Blakeslee	Fuentes	Laird	Smyth
Brownley	Fuller	Leno	Solorio
Caballero	Furutani	Levine	Spitzer
Carter	Galgiani	Lieber	Swanson
Cook	Garcia	Lieu	Tran
Coto	Garrick	Ma	Villines
Davis	Hancock	Mendoza	Wolk
De La Torre	Hayashi	Mullin	Mme. Speaker
De León	Hernandez	Nava	
DeSaulnier	Horton	Niello	

**NOES—5**

Anderson	Keene	Maze
Gaines	La Malfa	

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2097 (Coto)**—An act to amend Section 33334.2 of the Health and Safety Code, relating to housing.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

**AYES—52**

Adams	De León	Hernandez	Nava
Aghazarian	DeSaulnier	Horton	Núñez
Arambula	Emmerson	Huffman	Parra
Beall	Eng	Karnette	Portantino
Benoit	Evans	Krekorian	Ruskin
Berg	Feuer	Laird	Salas
Brownley	Fuentes	Leno	Saldaña
Caballero	Fuller	Levine	Solorio
Carter	Furutani	Lieber	Swanson
Cook	Galgiani	Lieu	Tran
Coto	Garcia	Ma	Villines
Davis	Hancock	Mendoza	Wolk
De La Torre	Hayashi	Mullin	Mme. Speaker

**NOES—18**

Anderson	Garrick	Maze	Spitzer
Blakeslee	Houston	Nakanishi	Strickland
DeVore	Jeffries	Niello	Walters
Duvall	Keene	Silva	
Gaines	La Malfa	Smyth	

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2123 (Lieu)**—An act to add Division 22 (commencing with Section 70000) to the Financial Code, relating to financial literacy.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

**AYES—66**

Adams	Duvall	Huff	Niello
Aghazarian	Emmerson	Huffman	Núñez
Arambula	Eng	Jeffries	Parra
Beall	Evans	Jones	Portantino
Benoit	Feuer	Karnette	Ruskin
Berg	Fuentes	Keene	Salas
Blakeslee	Fuller	Krekorian	Saldaña
Brownley	Furutani	La Malfa	Silva
Caballero	Gaines	Laird	Smyth
Carter	Galgiani	Leno	Solorio
Cook	Garcia	Levine	Strickland
Coto	Garrick	Lieu	Swanson
Davis	Hancock	Ma	Tran
De La Torre	Hayashi	Maze	Villines
De León	Hernandez	Mendoza	Wolk
DeSaulnier	Horton	Mullin	
DeVore	Houston	Nava	

**NOES—3**

Anderson	Nakanishi	Spitzer
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Above bill ordered enrolled.



**ASSEMBLY BILL NO. 2286 (Feuer)**—An act to amend Section 25404 of the Health and Safety Code, relating to aboveground storage tanks.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

*(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)*

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

**AYES—43**

Arambula	DeSaulnier	Jones	Nava
Beall	Eng	Karnette	Núñez
Berg	Evans	Krekorian	Portantino
Blakeslee	Feuer	Laird	Ruskin
Brownley	Fuentes	Leno	Salas
Caballero	Furutani	Levine	Saldaña
Carter	Galgiani	Lieber	Solorio
Coto	Hancock	Lieu	Swanson
Davis	Hayashi	Ma	Wolk
De La Torre	Hernandez	Mendoza	Mme. Speaker
De León	Huffman	Mullin	

**NOES—28**

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

**Vote Changes**

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 2286: Assembly Member Blakeslee from “No” to “Aye”.

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2439 (De La Torre)**—An act to amend Section 2023 of, and to amend and renumber Section 2435.2 of, the Business and Professions Code, and to amend Section 128553 of the Health and Safety Code, relating to physicians and surgeons, and making an appropriation therefor.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

*(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)*

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

**AYES—46**

Aghazarian	DeSaulnier	Jones	Núñez
Arambula	Emmerson	Karnette	Parra
Beall	Eng	Krekorian	Portantino
Berg	Evans	Laird	Ruskin
Brownley	Feuer	Leno	Salas
Caballero	Fuentes	Levine	Saldaña
Carter	Furutani	Lieber	Solorio
Cook	Galgiani	Lieu	Swanson
Coto	Hancock	Ma	Wolk
Davis	Hayashi	Mendoza	Mme. Speaker
De La Torre	Hernandez	Mullin	
De León	Huffman	Nava	

**NOES—25**

Adams	Gaines	La Malfa	Strickland
Anderson	Garrick	Maze	Tran
Benoit	Horton	Nakanishi	Villines
Blakeslee	Houston	Niello	Walters
DeVore	Huff	Silva	
Duvall	Jeffries	Smyth	
Fuller	Keene	Spitzer	

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2468 (Brownley)**—An act to amend Section 60005 of the Education Code, relating to instructional materials.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

*(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)*

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

**AYES—46**

Aghazarian	Eng	Karnette	Núñez
Arambula	Evans	Krekorian	Parra
Beall	Feuer	Laird	Portantino
Berg	Fuentes	Leno	Ruskin
Brownley	Furutani	Levine	Salas
Caballero	Galgiani	Lieber	Saldaña
Carter	Garrick	Lieu	Solorio
Coto	Hancock	Ma	Swanson
Davis	Hayashi	Mendoza	Wolk
De La Torre	Hernandez	Mullin	Mme. Speaker
De León	Huffman	Nava	
DeSaulnier	Jones	Niello	

**NOES—25**

Adams	Emmerson	Keene	Strickland
Anderson	Fuller	La Malfa	Tran
Benoit	Gaines	Maze	Villines
Blakeslee	Horton	Nakanishi	Walters
Cook	Houston	Silva	
DeVore	Huff	Smyth	
Duvall	Jeffries	Spitzer	

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2560 (Lieu)**—An act to add Section 25724 to the Public Resources Code, relating to air pollution.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

*(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)*

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

**AYES—54**

Adams	DeSaulnier	Jones	Portantino
Aghazarian	Emmerson	Karnette	Ruskin
Arambula	Eng	Krekorian	Salas
Beall	Evans	Laird	Saldaña
Berg	Feuer	Leno	Silva
Blakeslee	Fuentes	Levine	Smyth
Brownley	Furutani	Lieber	Solorio
Caballero	Galgiani	Lieu	Spitzer
Carter	Hancock	Ma	Swanson
Cook	Hayashi	Mendoza	Tran
Coto	Hernandez	Mullin	Wolk
Davis	Horton	Nava	Mme. Speaker
De La Torre	Houston	Núñez	
De León	Huffman	Parra	

**NOES—16**

Anderson	Fuller	Jeffries	Niello
Benoit	Gaines	Keene	Strickland
DeVore	Garrick	La Malfa	Villines
Duvall	Huff	Maze	Walters

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2806 (Karnette)**—An act to amend Section 1373 of, and to add Section 1363.002 to, the Civil Code, relating to common interest developments.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

*(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)*

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

**AYES—45**

Aghazarian	DeSaulnier	Jones	Parra
Arambula	Eng	Karnette	Portantino
Beall	Evans	Krekorian	Ruskin
Berg	Feuer	Laird	Salas
Blakeslee	Fuentes	Leno	Saldaña
Brownley	Furutani	Levine	Solorio
Caballero	Galgiani	Lieber	Swanson
Carter	Hancock	Lieu	Wolk
Coto	Hayashi	Ma	Mme. Speaker
Davis	Hernandez	Mendoza	
De La Torre	Horton	Nava	
De León	Huffman	Núñez	

**NOES—24**

Adams	Fuller	Keene	Smyth
Anderson	Gaines	La Malfa	Spitzer
Benoit	Garrick	Maze	Strickland
Cook	Houston	Nakanishi	Tran
DeVore	Huff	Niello	Villines
Duvall	Jeffries	Silva	Walters

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2882 (Wolk)**—An act to add Chapter 3.4 (commencing with Section 370) to Division of the Water Code, relating to water rates.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

*(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)*

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

**AYES—67**

Adams	DeVore	Huffman	Niello
Aghazarian	Duvall	Jeffries	Núñez
Anderson	Emmerson	Jones	Parra
Arambula	Eng	Karnette	Portantino
Beall	Evans	Keene	Ruskin
Benoit	Feuer	Krekorian	Salas
Berg	Fuentes	La Malfa	Saldaña
Blakeslee	Fuller	Laird	Silva
Brownley	Furutani	Leno	Smyth
Caballero	Galgiani	Levine	Solorio
Carter	Garrick	Lieber	Spitzer
Cook	Hancock	Lieu	Strickland
Coto	Hayashi	Ma	Swanson
Davis	Hernandez	Mendoza	Tran
De La Torre	Horton	Mullin	Wolk
De León	Houston	Nakanishi	Mme. Speaker
DeSaulnier	Huff	Nava	

**NOES—3**

Gaines	Maze	Villines
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Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2937 (Solorio)**—An act to amend Section 340.6 of the Code of Civil Procedure, and to amend Sections 851.8, 4901, 4903, and 4904 of, and to add Sections 851.86 and 1203.95 to, the Penal Code, relating to wrongful convictions and arrests.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

*(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)*

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

**AYES—61**

Adams	Emmerson	Jeffries	Portantino
Aghazarian	Eng	Jones	Ruskin
Arambula	Evans	Karnette	Salas
Beall	Feuer	Krekorian	Saldaña
Berg	Fuentes	Laird	Silva
Blakeslee	Fuller	Leno	Smyth
Brownley	Furutani	Levine	Solorio
Caballero	Gaines	Lieber	Spitzer
Carter	Galgiani	Lieu	Strickland
Cook	Garcia	Ma	Swanson
Coto	Hancock	Mendoza	Tran
Davis	Hayashi	Mullin	Wolk
De La Torre	Hernandez	Nava	Mme. Speaker
De León	Horton	Niello	
DeSaulnier	Houston	Núñez	
DeVore	Huffman	Parra	

**NOES—8**

Anderson	Huff	Maze	Villines
Benoit	La Malfa	Nakanishi	Walters

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 3056 (Committee on Insurance)**—An act to amend Sections 1266, 1269, 1273, and 1274.10 of the Unemployment Insurance Code, relating to unemployment compensation benefits.

Bill presented by Assembly Member Coto.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

*(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)*

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

**AYES—72**

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

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY CONCURRENT RESOLUTION NO. 21 (Portantino)**—Relative to the University of California.

The question being: Shall the Assembly concur in the Senate amendments to the above resolution?

*(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)*

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

**AYES—59**

Adams	DeSaulnier	Houston	Núñez
Aghazarian	DeVore	Huffman	Parra
Arambula	Emmerson	Jeffries	Portantino
Beall	Eng	Jones	Ruskin
Benoit	Evans	Karnette	Salas
Berg	Feuer	Krekorian	Saldaña
Blakeslee	Fuentes	Laird	Silva
Brownley	Fuller	Leno	Smyth
Caballero	Furutani	Levine	Solorio
Carter	Galgiani	Lieu	Spitzer
Cook	Garcia	Ma	Strickland
Coto	Hancock	Mendoza	Swanson
Davis	Hayashi	Mullin	Tran
De La Torre	Hernandez	Nava	Wolk
De León	Horton	Niello	

**NOES—2**

Anderson                      Gaines

Above resolution ordered enrolled.

**ASSEMBLY JOINT RESOLUTION NO. 39 (Huffman)**—Relative to the Winnemem Wintu Tribe.

The question being: Shall the Assembly concur in the Senate amendments to the above resolution?

*(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)*

The roll was opened.

**Call of the Assembly**

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

Motion carried. Time, 10:43 a.m.

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

**ASSEMBLY BILL NO. 534 (Smyth)**—An act to add Section 273i to the Penal Code, relating to crimes against children.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

*(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)*

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

**AYES—72**

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

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY JOINT RESOLUTION NO. 57 (Huffman)**—Relative to mercury-contaminated seafood.

The question being: Shall the Assembly concur in the Senate amendments to the above resolution?

*(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)*

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

**AYES—49**

Aghazarian	DeSaulnier	Karnette	Parra
Arambula	Eng	Krekorian	Portantino
Beall	Evans	Laird	Ruskin
Berg	Feuer	Leno	Salas
Blakeslee	Fuentes	Levine	Saldaña
Brownley	Fuller	Lieber	Solorio
Caballero	Furutani	Lieu	Strickland
Carter	Galgiani	Ma	Swanson
Cook	Hancock	Mendoza	Wolk
Coto	Hayashi	Mullin	Mme. Speaker
Davis	Hernandez	Nakanishi	
De La Torre	Huffman	Nava	
De León	Jones	Núñez	

**NOES—5**

Anderson	Huff	Smyth
Gaines	Maze	

Above resolution ordered enrolled.

**ASSEMBLY BILL NO. 837 (Feuer)**—An act to amend Sections 7583.24, 7583.25, 7583.27, 7596.8, 7596.81, and 7596.83 of the Business and Professions Code, to amend Section 12811.3 of the Government Code, to amend Section 12101 of the Health and Safety Code, and to amend Sections 832.15, 832.16, 832.17, 12011, 12026.1, 12050, 12052, 12071, 12072, 12076, 12077.5, 12078, 12086, 12094, 12101, 12280, 12285, 12305, and 13511.5 of the Penal Code, relating to firearms.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

*(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)*

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

**AYES—70**

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

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 1900 (Nava)**—An act to amend Section 76104.1 of the Government Code, and to amend Section 42007.5 of the Vehicle Code, relating to penalty assessments.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

*(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)*

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

**AYES—45**

Arambula	Eng	Karnette	Parra
Beall	Evans	Krekorian	Portantino
Berg	Feuer	Laird	Ruskin
Blakeslee	Fuentes	Leno	Salas
Brownley	Furutani	Levine	Saldaña
Caballero	Galgiani	Lieber	Solorio
Carter	Hancock	Lieu	Swanson
Coto	Hayashi	Ma	Wolk
Davis	Hernandez	Mendoza	Mme. Speaker
De La Torre	Horton	Mullin	
De León	Huffman	Nava	
DeSaulnier	Jones	Núñez	

**NOES—24**

Adams	Fuller	Keene	Smyth
Anderson	Gaines	La Malfa	Spitzer
Benoit	Garrick	Maze	Strickland
DeVore	Houston	Nakanishi	Tran
Duvall	Huff	Niello	Villines
Emmerson	Jeffries	Silva	Walters

Above bill ordered enrolled.



**CONSIDERATION OF AMENDMENTS**

Assembly Member De León announced that pursuant to a leadership agreement, the next vote would be on the adoption of proposed amendments to the following list of agreed upon bills.

**SENATE BILL NO. 1515 (Kuehl)**—An act to add Article 5.5 (commencing with Section 49010) to Chapter 6 of Part 27 of Division 4 of Title 2 of the Education Code, relating to pupil discipline.

Bill read third time.

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

**SENATE BILL NO. 1400 (Simitian)**—An act to amend Section 17539.15 of the Business and Professions Code, relating to business.

Bill read third time.

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

**SENATE BILL NO. 1661 (Kuehl)**—An act to amend Section 1256 of the Unemployment Insurance Code, relating to unemployment compensation, and making an appropriation therefor.

Bill read third time.

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

**SENATE BILL NO. 1595 (Kehoe)**—An act to amend Sections 51175, 51177, 51178, 51182, 51183, and 51189 of the Government Code, and to amend Sections 4202 and 4291 of, and to add Article 3.6 (commencing with Section 4140) to Chapter 1 of Part 2 of Division 4 of, the Public Resources Code, relating to public resources.

Bill read third time.

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

**SENATE BILL NO. 1633 (Kuehl)**—An act to add Section 654.3 to the Business and Professions Code, relating to dental services.

Bill read third time.

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

**SENATE BILL NO. 1561 (Steinberg)**—An act to amend Sections 99170 and 102122 of, and to add Section 99171 to, the Public Utilities Code, relating to transportation.

Bill read third time.

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

**SENATE BILL NO. 325 (Scott)**—An act to amend Section 66903 of, to add Chapter 12.5 (commencing with Section 67050) and Chapter 12.7 (commencing with Section 67070) to Part 40 of Division 5 of Title 3 of, to repeal Sections 66742 and 66743 of, and to repeal Chapter 4.5 (commencing with Section 99180) of Part 65 of Division 14 of Title 3 of, the Education Code, relating to postsecondary education.

Bill read third time.

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

**SENATE BILL NO. 1472 (Ashburn)**—An act to amend, repeal, and add Sections 18546, 18990, 18992, and 19889.3 of, and to add Section 20037.13 to, the Government Code, relating to public employment.

Bill read third time.

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

**SENATE BILL NO. 27 (Simitian)**—An act to add Section 8587.8 to the Government Code, to add Section 29759 to the Public Resources Code, and to amend Section 12995 of the Water Code, relating to the Sacramento-San Joaquin Delta.

Bill read third time.

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

**SENATE BILL NO. 780 (Wiggins)**—An act to amend Section 739.3 of, and to add and repeal Section 275.6 of, the Public Utilities Code, relating to telecommunications.

Bill read third time.

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

**SENATE BILL NO. 1425 (Steinberg)**—An act to amend Section 1798.24 of the Civil Code, and to add Section 49079.5 to the Education Code, relating to pupil data.

Bill read third time.

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

**SENATE BILL NO. 1522 (Steinberg)**—An act to add Sections 1399.819 and 127664.5 to the Health and Safety Code, and to add Section 10903 to the Insurance Code, relating to health care coverage.

Bill read third time.

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

**SENATE BILL NO. 1526 (Perata)**—An act to add Chapter 7.8 (commencing with Section 3575) to Division 2 of the Business and Professions Code, relating to healing arts, and making an appropriation therefor.

Bill read third time.

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

**SENATE BILL NO. 1629 (Steinberg)**—An act to add and repeal Article 14.5 (commencing with Section 8300) of Chapter 2 of Part 6 of Division 1 of Title 1 of the Education Code, relating to state preschool programs.

Bill read third time.

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

**SENATE BILL NO. 1690 (Wiggins)**—An act to add and repeal Section 8276.4 of the Fish and Game Code, relating to Dungeness crab.

Bill read third time.

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

**SENATE BILL NO. 1298 (Simitian)**—An act to add Chapter 8 (commencing with Section 10800) to Part 7 of Division 1 of Title 1 of the Education Code, relating to education.

Bill read third time.

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

**SENATE BILL NO. 1499 (Scott)**—An act to add and repeal Article 7 (commencing with Section 92670) of Chapter 6 of Part 57 of Division 9 of Title 3 of the Education Code, and to amend Section 653.1 of the Penal Code, relating to crimes.

Bill read third time.

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

**SENATE BILL NO. 158 (Florez)**—An act to amend Sections 1288.5 and 1288.8 of, and to add Sections 1288.45 and 1288.95 to, the Health and Safety Code, relating to health facilities.

Bill read third time.

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

**SENATE BILL NO. 432 (Lowenthal)**—An act to amend Sections 301, 302, 339, 366, 379, 384, 451, and 460 of, to add Section 574 to, and to repeal Section 301.5 of, the Streets and Highways Code, and to amend Sections 21455.7 and 21461 of the Vehicle Code, relating to streets and highways.

Bill read third time.

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

**SENATE BILL NO. 1627 (Wiggins)**—An act to amend Section 13975 of the Government Code, to amend Sections 1130, 1137, 1150, 1152, 1153, 1154, 1155, 1156, 1156.5, 1156.6, 1157, 1158, 1159, 1159.1, 1171.5, 1180.6, 1181, and 1182 of, and to add Sections 1117, 1157.1, 1157.2, 1157.3 1157.4, 1159.4, 1159.5, 1195.1, 1195.3, 11996.1, and 1196.3 to, and to add and repeal Section 1159.4 of, the Harbors and Navigation Code, relating to pilot commissioners, and making an appropriation therefor.

Bill read third time.

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

**SENATE BILL NO. 1749 (Oropeza)**—An act to add Section 12309.9 to the Elections Code, relating to elections.

Bill read third time.

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

#### CONSIDERATION OF AMENDMENTS CONTINUED

Assembly Member De León announced that pursuant to a leadership agreement, the next roll call would be on the adoption of proposed amendments to the lists of bills agreed upon.

**SENATE BILL NO. 1103 (Cedillo)**—An act to add and repeal Section 53083 of the Government Code, relating to economic development.

Bill read third time.

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

*(For the vote on the adoption of amendments to the above bill, see this day's roll call for the adoption of amendments.)*

**SENATE BILL NO. 1177 (Ridley-Thomas)**—An act to amend Section 470.5 of the Business and Professions Code, relating to dispute resolution.

Bill read third time.

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

*(For the vote on the adoption of amendments to the above bill, see this day's roll call for the adoption of amendments.)*

**SENATE BILL NO. 902 (Padilla)**—An act to add Section 13159.85 to the Health and Safety Code, relating to firefighters.

Bill read third time.

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

*(For the vote on the adoption of amendments to the above bill, see this day's roll call for the adoption of amendments.)*

**SENATE BILL NO. 509 (Simitian)**—An act to add Article 6 (commencing with Section 108670) to Chapter 5 of Part 3 of Division 104 of the Health and Safety Code, relating to consumer product safety.

Bill read third time.

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

*(For the vote on the adoption of amendments to the above bill, see this day's roll call for the adoption of amendments.)*

**SENATE BILL NO. 1754 (Kehoe)**—An act to amend Sections 26003, 26011, 26011.6, and 26022 of, and to add Section 26001.5 to, the Public Resources Code, relating to energy.

Bill read third time.

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

*(For the vote on the adoption of amendments to the above bill, see this day's roll call for the adoption of amendments.)*

**SENATE BILL NO. 1193 (Padilla)**—An act to amend Section 270 of, and to amend, renumber, add, and repeal Section 281 of, the Public Utilities Code, relating to telecommunications, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

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

*(For the vote on the adoption of amendments to the above bill, see this day's roll call for the adoption of amendments.)*

**SENATE BILL NO. 1556 (Ducheny)**—An act to amend Section 17071.76 of the Education Code, relating to school construction.

Bill read third time.

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

*(For the vote on the adoption of amendments to the above bill, see this day's roll call for the adoption of amendments.)*

**SENATE BILL NO. 981 (Perata)**—An act to add and repeal Sections 1371.42 and 1379.1 of, and to add and repeal Article 5.57 (commencing with Section 1374.40) of Chapter 2.2 of Division 2 of, the Health and Safety Code, relating to health care coverage.

Bill read third time.

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

*(For the vote on the adoption of amendments to the above bill, see this day's roll call for the adoption of amendments.)*

**SENATE BILL NO. 1698 (Romero)**—An act to amend Section 7137 of, and to add Sections 7058.1 and 7058.2 to, the Business and Professions Code, relating to contractors, and making an appropriation therefor.

Bill read third time.

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

*(For the vote on the adoption of amendments to the above bill, see this day's roll call for the adoption of amendments.)*

**SENATE BILL NO. 1335 (Wyland)**—An act to amend Section 19607 of the Business and Professions Code, relating to horse racing.

Bill read third time.

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

*(For the vote on the adoption of amendments to the above bill, see this day's roll call for the adoption of amendments.)*

**SENATE BILL NO. 1735 (Romero)**—An act to add Section 48204.3 to the Education Code, relating to pupil instruction.

Bill read third time.

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

*(For the vote on the adoption of amendments to the above bill, see this day's roll call for the adoption of amendments.)*

**SENATE BILL NO. 286 (Lowenthal)**—An act to add Chapter 7.5 (commencing with Section 2370) to Division 3 of the Streets and Highways Code, relating to transportation.

Bill read third time.

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

*(For the vote on the adoption of amendments to the above bill, see this day's roll call for the adoption of amendments.)*

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

Bill read third time.

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

*(For the vote on the adoption of amendments to the above bill, see this day's roll call for the adoption of amendments.)*

**Amendments Adopted Roll Call**

The roll was called, amendments to the above bills adopted by the following vote:

**AYES—43**

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

**NOES—28**

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

**At 10:59 a.m., Speaker pro Tempore Sally Lieber, 22nd District, presiding**

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

**SENATE BILL NO. 1779 (Committee on Business, Professions and Economic Development)**—An act to amend Sections 27, 101, 128.5, 144, 146, 149, 683, 733, 800, 801, 801.01, 803, 2089.5, 2096, 2102, 2107, 2135, 2168.4, 2175, 2221, 2307, 2335, 2486, 2488, 2570.5, 2570.6, 2570.7, 2760.1, 3503, 3517, 3518, 3625, 3633.1, 3635, 3636, 3685, 3750.5, 3753.5, 3773, 4022.5, 4027, 4040, 4051, 4059.5, 4060, 4062, 4076, 4081, 4110, 4111, 4126.5, 4161, 4174, 4231, 4301, 4305, 4329, 4330, 4857, 4980.03, 4980.30, 4980.43, 4982, 4989.54, 4992.3, 4996.2, 4996.17, 4996.18, 4996.23, 5801, 6534, 6536, 6561, 7616, 7629, 8740, and 8746 of, and 8746 of, to amend and renumber Section 2570.185 of, to add Sections 2169, 2570.36, 4036.5, 4980.04, 4990.09, 5515.5, and 9855.1.5 to, and to repeal Sections 2172, 2173, 2174, 4981, 4994.1, 4996.20, 4996.21, and 6761 of, the Business and Professions Code, to amend Section 8659 of the Government Code, to amend Sections 8778.5, 11150, and 11165 of the Health and Safety Code, and to amend Section 14132.100 of the Welfare and Institutions Code, relating to professions and vocations, and making an appropriation therefor.

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

Bill passed by the following vote:

**AYES—71**

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

**NOES—1**

Anderson

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 992 (Wiggins)**—An act to amend Sections 11834.01, 11834.02, 11834.09, 11834.10, 11834.17, 11834.18, 11834.20, 11834.21, 11834.22, 11834.23, 11834.24, 11834.25, 11834.26, 11834.30, 11834.31, 11834.32, 11834.36, and 11834.50 of, to add Section 11834.11 to, and to repeal and add Section 11834.16 of, the Health and Safety Code, relating to substance abuse.

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

Bill passed by the following vote:

**AYES—63**

Adams	Emmerson	Huffman	Niello
Aghazarian	Eng	Jeffries	Núñez
Arambula	Evans	Jones	Parra
Beall	Feuer	Karnette	Portantino
Benoit	Fuentes	Keene	Ruskin
Berg	Fuller	Krekorian	Salas
Blakeslee	Furutani	Laird	Saldaña
Brownley	Galgiani	Leno	Smyth
Caballero	Garcia	Levine	Solorio
Carter	Garrick	Lieber	Spitzer
Cook	Hancock	Lieu	Strickland
Coto	Hayashi	Ma	Swanson
Davis	Hernandez	Mendoza	Tran
De La Torre	Horton	Mullin	Wolk
De León	Houston	Nakanishi	Mme. Speaker
DeSaulnier	Huff	Nava	

**NOES—8**

Anderson	Gaines	Maze	Villines
DeVore	La Malfa	Silva	Walters

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 1230 (Maldonado)**—An act to add Chapter 6.5 (commencing with Section 108740) to Part 3 of Division 104 of the Health and Safety Code, relating to product safety.

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

Bill passed by the following vote:

**AYES—70**

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

**NOES—None**

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 1407 (Perata)**—An act to amend Section 6322.1 of the Business and Professions Code, to amend Sections 68085.1, 68085.3, 68085.4, 68086.1, 70372, 70374, 70375, 70391, 70603, 70611, 70612, 70613, 70614, 70617, 70621, 70650, 70651, 70652, 70653, 70654, 70655, 70656, 70657, 70657.5, 70658, and 70670 of, and to add Sections 70371.5, 70371.6, and 70373 to, the Government Code, to amend Section 103470 of the Health and Safety Code, to amend Section 1463.010 of, and to amend, repeal and add Section 1203.1d of, the Penal Code, to amend Section 7660 of the Probate Code, and to amend Sections 40611 and 42007.1 of the Vehicle Code, relating to court facilities, and making an appropriation therefor.

Bill read third time.

**Motion to Amend**

Assembly Member Jones moved the adoption of amendments.

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



**SENATE BILL NO. 1563 (Perata)**—An act to add and repeal Section 1374.73 of the Health and Safety Code, and to add and repeal Section 10144.55 of the Insurance Code, relating to health care coverage.

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

Bill passed by the following vote:

**AYES—44**

Arambula	Eng	Jones	Nava
Beall	Evans	Karnette	Núñez
Berg	Feuer	Krekorian	Parra
Brownley	Fuentes	Laird	Portantino
Caballero	Furutani	Leno	Ruskin
Carter	Garcia	Levine	Salas
Coto	Hancock	Lieber	Saldaña
Davis	Hayashi	Lieu	Solorio
De La Torre	Hernandez	Ma	Swanson
De León	Horton	Mendoza	Wolk
DeSaulnier	Huffman	Mullin	Mme. Speaker

**NOES—20**

Adams	Garrick	La Malfa	Spitzer
Anderson	Houston	Maze	Strickland
Blakeslee	Huff	Niello	Tran
DeVore	Jeffries	Silva	Villines
Fuller	Keene	Smyth	Walters

Bill ordered transmitted to the Senate.

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

Pursuant to Assembly Rule 77.2, Speaker pro Tempore Lieber re-referred the following Senate bills to committees as noted:

Senate Bill No. 27, to the Committee on Water, Parks and Wildlife;

Senate Bill No. 509, to the Committee on Judiciary;

Senate Bill No. 1177, to the Committee on Appropriations;

~~Senate Bill No. 1042, to the Committee on Rules;~~

Senate Bill No. 1103, to the Committee on Rules;

Senate Bill No. 902, to the Committee on Rules; and

~~Senate Bill No. 1335, to the Committee on Rules.~~

(NOTE: Later today, the action was rescinded whereby Senate Bills Nos. 1042 and 1335 were re-referred to the Committee on Rules pursuant to Assembly Rule 77.2. See page 6548.)

**CONSIDERATION OF DAILY FILE (RESUMED)**

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

**SENATE BILL NO. 1330 (Torlakson)**—An act to add Article 15.5 (commencing with Section 51876) to Chapter 5 of Part 28 of Division 4 of Title 2 of the Education Code, relating to education technology.

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

The roll was opened.

**Call of the Assembly**

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

Motion carried. Time, 11:36 a.m.

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

**SENATE BILL NO. 1634 (Steinberg)**—An act to amend Section 1367.63 of the Health and Safety Code, and to amend Section 10123.88 of the Insurance Code, relating to health care coverage.

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

Bill passed by the following vote:

**AYES—64**

Adams	DeSaulnier	Huff	Nava
Aghazarian	Emmerson	Huffman	Núñez
Anderson	Eng	Jeffries	Parra
Arambula	Evans	Jones	Portantino
Beall	Feuer	Karnette	Ruskin
Benoit	Fuentes	Keene	Salas
Berg	Fuller	Krekorian	Saldaña
Blakeslee	Furutani	La Malfa	Silva
Brownley	Gaines	Laird	Smyth
Caballero	Galgiani	Leno	Solorio
Carter	Garcia	Levine	Spitzer
Cook	Hancock	Lieber	Strickland
Coto	Hayashi	Lieu	Swanson
Davis	Hernandez	Ma	Villines
De La Torre	Horton	Mendoza	Wolk
De León	Houston	Mullin	Mme. Speaker

**NOES—3**

DeVore	Maze	Niello
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Bill ordered transmitted to the Senate.

**SENATE BILL NO. 1729 (Migden)**—An act to add Section 1257.5 to the Health and Safety Code, relating to health facilities.

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

The roll was opened.

**Call of the Assembly**

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

Motion carried. Time, 11:43 a.m.

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

**SENATE BILL NO. 1302 (Cogdill)**—An act to amend Sections 290.46, 1203.065, 1203.067, 12021, 12022.3, and 12022.8 of the Penal Code, relating to sex offenders.

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

Bill passed by the following vote:

**AYES—72**

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

**NOES—None**

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 1386 (Lowenthal)**—An act to amend Sections 1102.6 and 1102.6d of the Civil Code, and to amend Sections 13113.8 and 19211 of, to add Sections 17926, 17926.1, 17926.2, and 17926.3 to, and to to add Chapter 8 (commencing with Section 13260) to Part 2 of Division 12 of, the Health and Safety Code, relating to residential building safety.

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

Bill passed by the following vote:

**AYES—49**

Aghazarian	Emmerson	Jeffries	Núñez
Arambula	Eng	Jones	Parra
Beall	Evans	Karnette	Portantino
Berg	Feuer	Krekorian	Ruskin
Brownley	Fuentes	Laird	Salas
Caballero	Furutani	Leno	Saldaña
Carter	Galgiani	Levine	Solorio
Cook	Garcia	Lieber	Swanson
Coto	Hancock	Lieu	Wolk
Davis	Hayashi	Ma	Mme. Speaker
De La Torre	Hernandez	Mendoza	
De León	Horton	Mullin	
DeSaulnier	Huffman	Nava	

**NOES—22**

Adams	Fuller	Maze	Strickland
Anderson	Gaines	Nakanishi	Tran
Benoit	Houston	Niello	Villines
Blakeslee	Huff	Silva	Walters
DeVore	Keene	Smyth	
Duvall	La Malfa	Spitzer	

**Vote Changes**

By unanimous consent, the following vote change was permitted on Senate Bill No. 1386: Assembly Member Strickland from “Aye” to “No”.

Bill ordered transmitted to the Senate.

**UNFINISHED BUSINESS (RESUMED)  
CONSIDERATION OF SENATE AMENDMENTS**

**ASSEMBLY BILL NO. 190 (Bass)**—An act to add Section 22511.3 to the Vehicle Code, relating to vehicles.

Bill presented by Assembly Member DeVore.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

*(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)*

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

**AYES—71**

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

**NOES—None**

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
SENATE BILL NO. 1729**

At 11:52 a.m., on motion of Assembly Member Berg, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 1729 passed by the following vote:

**AYES—43**

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

**NOES—28**

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

Bill ordered transmitted to the Senate.

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

Pursuant to Assembly Rule 77.2, the Speaker pro Tempore re-referred Assembly Bills Nos. 1112 and 1395 to the Committee on Education.

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

**SENATE BILL NO. 127 (Kuehl)**—An act to amend Sections 1102.3, 1102.3a, 1103.3, and 1368 of the Civil Code, relating to property disclosures.

Bill read third time.

**Motion to Amend**

Assembly Member Saldaña moved the adoption of amendments.

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

**SENATE BILL NO. 1699 (Wiggins)**—An act to add Section 32132.5 to the Health and Safety Code, relating to health care districts.

Bill read third time.

**Motion to Amend**

Assembly Member Huffman moved the adoption of amendments.

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

**CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 419**

At 12 p.m., on motion of Assembly Member Lieber, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly concurred in Senate amendments to Assembly Bill No. 419 by the following vote:

**AYES—43**

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

**NOES—23**

Adams	Fuller	La Malfa	Spitzer
Anderson	Gaines	Maze	Strickland
Benoit	Garrick	Nakanishi	Tran
Blakeslee	Houston	Niello	Villines
DeVore	Huff	Silva	Walters
Duvall	Jeffries	Smyth	

**Vote Changes**

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 419: Assembly Member Maze from "Aye" to "No".

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
ASSEMBLY BILL NO. 567**

At 12 p.m., on motion of Assembly Member Saldaña, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly concurred in Senate amendments to Assembly Bill No. 567 by the following vote:

**AYES—42**

Arambula	Eng	Karnette	Parra
Beall	Evans	Krekorian	Portantino
Berg	Feuer	Laird	Ruskin
Brownley	Fuentes	Leno	Salas
Caballero	Furutani	Levine	Saldaña
Carter	Galgiani	Lieber	Solorio
Coto	Hancock	Ma	Swanson
Davis	Hayashi	Mendoza	Wolk
De La Torre	Hernandez	Mullin	Mme. Speaker
De León	Huffman	Nava	
DeSaulnier	Jones	Núñez	

**NOES—29**

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

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
ASSEMBLY JOINT RESOLUTION NO. 39**

At 12:01 p.m., on motion of Assembly Member Huffman, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

**Call of the Assembly Continued**

Pending the announcement of the vote, Assembly Member Huffman moved to continue the call of the Assembly.

Motion carried. Time, 12:03 p.m.

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

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
ASSEMBLY JOINT RESOLUTION NO. 39**

At 12:04 p.m., on motion of Assembly Member Huffman, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly concurred in Senate amendments to Assembly Joint Resolution No. 39 by the following vote:

**AYES—41**

Arambula	Eng	Krekorian	Portantino
Beall	Evans	Laird	Ruskin
Berg	Feuer	Leno	Salas
Brownley	Fuentes	Levine	Saldaña
Caballero	Furutani	Lieber	Solorio
Carter	Hancock	Lieu	Swanson
Coto	Hayashi	Ma	Wolk
Davis	Hernandez	Mendoza	Mme. Speaker
De La Torre	Huffman	Mullin	
De León	Jones	Nava	
DeSaulnier	Karnette	Núñez	

**NOES—14**

Anderson	Gaines	La Malfa	Villines
DeVore	Garrick	Maze	Walters
Duvall	Houston	Niello	
Fuller	Huff	Silva	

**Vote Changes**

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Joint Resolution No. 39: Assembly Member Galgiani from “No” to “Not Voting”.

Above resolution ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
SENATE BILL NO. 1330**

At 12:04 p.m., on motion of Assembly Member Beall, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 1330 passed by the following vote:

**AYES—43**

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

**NOES—28**

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

Bill ordered transmitted to the Senate.

**ACTION RESCINDED ON SENATE BILL NO. 1022**

Assembly Member De León was granted unanimous consent to rescind the action whereby the Assembly, on July 7, 2007 (Assembly Journal, page 3098), passed Senate Bill No. 1022, and whereby the bill was ordered transmitted to the Senate.

**ACTION RESCINDED ON SENATE BILL NO. 1197**

Assembly Member De León was granted unanimous consent to rescind the action whereby the Assembly, on July 15, 2008 (Assembly Journal, page 6135), passed Senate Bill No. 1197, and whereby the bill was ordered transmitted to the Senate.

**ACTION RESCINDED ON SENATE BILL NO. 1510**

Assembly Member De León was granted unanimous consent to rescind the action whereby the Assembly, on August 4, 2008 (Assembly Journal, page 6179), passed Senate Bill No. 1510, and whereby the bill was ordered transmitted to the Senate.

**ACTION RESCINDED ON SENATE BILL NO. 1042**

Assembly Member De León was granted unanimous consent to rescind the action whereby the Assembly, earlier today (Assembly Journal, page 6541), Senate Bill No. 1042 was re-referred to the Committee on Rules pursuant to Assembly Rule 77.2.

**ACTION RESCINDED ON SENATE BILL NO. 1335**

Assembly Member De León was granted unanimous consent to rescind the action whereby the Assembly, earlier today (Assembly Journal, page 6541), Senate Bill No. 1335 was re-referred to the Committee on Rules pursuant to Assembly Rule 77.2.

**JOINT RULE 62(a) WAIVED**

Assembly Member De León was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 749 and Senate Bill No. 588 for hearing in the Committee on Appropriations on Friday, August 15, 2008, upon adjournment of Floor session, in the Tom Bane Rules Committee Room.

Assembly Member De León was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 53 for hearing in the Committee on Transportation on Monday, August 18, 2008, upon adjournment of Floor session.



**REQUEST TO CONSIDER AND ACT ON BILLS  
WITHIN 30 CALENDAR DAYS**

The following request was submitted:

Assembly Chamber, August 13, 2008

Mme. Speaker: I request permission to introduce a resolution providing that Assembly Constitutional Amendment No. 19 may be considered and acted upon within 30 days after introduction and prior to being in print for 30 days.

MICHAEL N. VILLINES

**Recommendation of Rules Committee**

August 15, 2008

Mme. Speaker: Your Committee on Rules recommends:

That the request by Assembly Member Villines for permission to introduce a resolution dispensing with the limitation contained in Article IV, Section 8(a), of the Constitution and suspending Joint Rule 55 as they pertain to Assembly Constitutional Amendment No. 19 be granted.

LIEU, Chair

**Resolution to Dispense with Article IV, Sec. 8(a) of the Constitution  
and Suspend Joint Rule 55**

*Resolved*, That, pursuant to Article IV, Section 8(a) of the Constitution, Assembly Constitutional Amendment No. 19 may be heard in committee and acted upon by the Assembly before 30 calendar days have elapsed since introduction and that Joint Rule 55 be suspended to permit such hearing and action prior to being in print for 30 days.

Resolution read.

Resolution read, and adopted by the following vote:

**AYES—70**

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

**NOES—1**

Swanson

Article IV, Section 8(a) of the Constitution was declared dispensed with, and Joint Rule 55 suspended.

**JOINT RULE 62(a) WAIVED**

Assembly Member De León was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Assembly Constitutional Amendment No. 19 for hearing in the Committee on Budget on Friday, August 15, 2008, in Room 4202.

**REQUEST FOR UNANIMOUS CONSENT TO SUSPEND THE RULES**

Assembly Member De León requested unanimous consent that the Rules be suspended for the purpose of permitting a letter to be printed in the Journal regarding Assembly Bill No. 2059.

Assembly Member Blakeslee withheld unanimous consent.

**Motion to Suspend the Rules**

Assembly Member De León moved that the Rules be suspended for the purpose of permitting a letter to be printed in the Journal regarding Assembly Bill No. 2059.

Assembly Member Davis seconded the motion.

Rules suspended by the following vote:

**AYES—43**

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

**NOES—29**

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

**CONSENT TO PRINT IN JOURNAL**

Pursuant to a roll call vote, Assembly Member De León was granted consent that the following statement of legislative intent be printed in the Journal:

**Legislative Intent—Assembly Bill No. 2059**

August 7, 2008

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

RE: AB 2059 (Núñez)

Dear Mr. Wilson:

This letter is intended to clarify my intention in AB 2059 (Núñez) relative to a subscriber's telephone number.

On Section 1 of the bill a person would be required in paragraph (a)(2) of Business and Professions Code section 17514 to disclose the number to which calls are to be placed. However, if the solicitor does not have the phone number for the consumer a space should be provided on the mail solicitation for the consumer to provide this information to the sender of the mailing. By doing this, the sender of the mailing would be in compliance with Business and Professions Code section 17514.

Section 2 of the bill addresses a similar issue relative to consumers who are listed on the federal "Do Not Call" registry in paragraph (f)(2)(B) of Business and Professions Code section 17592. In order to comply with this provision the mailed solicitation should list the subscriber's telephone number which is listed on the federal "Do Not Call" registry. The sender of the mailing may also provide a space for the consumer to provide an alternate number to be contacted to obtain additional information.

I trust this clarifies my intention as to what is required for a mail solicitor to be in compliance with AB 2059 should it be signed into law.

Sincerely,

FABIAN NUÑEZ  
Assembly Speaker Emeritus**ANNOUNCEMENTS**

Speaker pro Tempore Lieber announced the following session schedule:

Sunday, August 17, 2008, Floor Session, 3 p.m. or upon Call of the Speaker.

**ADJOURN IN MEMORY**

Assembly Member Adams was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Val Shearer, of Hesperia.

(Assembly Rule 45.5 suspended.)

**ADJOURN IN MEMORY**

Assembly Member Karnette was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of John Gailey, of Long Beach.

(Assembly Rule 45.5 suspended.)

**ADJOURN IN MEMORY**

Assembly Member Furutani was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Miyoko Ujiye, of Los Angeles.

Assembly Member Villines was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of John J. Menezes, of Los Banos.

Assembly Member Villines, on behalf of Assembly Member Runner, was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Nellie A. Bozigian, of Palmdale and Dr. R. Weldon Muncy, Jr., of Lancaster.

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

Pursuant to Assembly Rule 77.2, the Speaker pro Tempore re-referred Assembly Bill No. 3072 to the Committee on Governmental Organization.

**CAUCUS ANNOUNCEMENTS**

Speaker pro Tempore Lieber announced that the Democratic Caucus would meet in the Assembly Lounge and the Republican Caucus would meet in the Tom Bane Rules Committee Room, upon adjournment of Floor session.

**COMMITTEE MEETING ANNOUNCEMENTS**

Assembly Member Laird announced that the Committee on Budget would meet today, upon adjournment of Floor session, in Room 4202.

Assembly Member Leno announced that the Committee on Appropriations would meet today, upon adjournment of Floor session and upon adjournment of the Republican Caucus, in the Tom Bane Rules Committee Room.

**CONSIDERATION OF DAILY FILE (RESUMED)****UNFINISHED BUSINESS (RESUMED)****MOTION TO RECONSIDER BILLS CONTINUED**

By unanimous consent, the motion to reconsider the vote on Senate Bill No. 110, Assembly Constitutional Amendment No. 8, Assembly Bill No. 1840, and Senate Bill No. 1118 were continued until the next legislative day.

**VOTE ADDS**

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

**Assembly Bill No. 725, Concurrence:** Aghazarian, De La Torre, Jeffries, Ma, Parra, and Solorio—Aye; Benoit, Blakeslee, Houston, Keene, La Malfa, Spitzer, and Strickland—No.

**Assembly Bill No. 876, Concurrence:** Aghazarian, Evans, Fuller, Krekorian, and Parra—Aye; DeVore, Garrick, Houston, and Keene—No.

**Assembly Bill No. 990, Concurrence:** Aghazarian, DeSaulnier, Evans, Garrick, Houston, Jeffries, Keene, Krekorian, Niello, Parra, and Villines—Aye; DeVore—No.

**Assembly Bill No. 1519, Concurrence:** Aghazarian, De La Torre, DeSaulnier, DeVore, Evans, Houston, Núñez, Parra, Spitzer, and Villines—Aye; Keene—No.

**Assembly Bill No. 2097, Concurrence:** Aghazarian, Benoit, DeSaulnier, Krekorian, Parra, and Villines—Aye; Blakeslee, DeVore, Houston, Keene, and Smyth—No.

**Assembly Bill No. 2123, Concurrence:** Aghazarian, Houston, Keene, Krekorian, Levine, and Parra—Aye.

**Assembly Bill No. 2286, Concurrence:** Krekorian—Aye; Aghazarian, Houston, Keene, Parra, and Strickland—No.

**Assembly Bill No. 2439, Concurrence:** Aghazarian, Cook, Evans, and Parra—Aye; Adams, Houston, La Malfa, Strickland, and Villines—No.

**Assembly Bill No. 2468, Concurrence:** Aghazarian, Evans, Galgiani, Hayashi, and Parra—Aye; Gaines, Houston, and Strickland—No.

**Assembly Bill No. 2560, Concurrence:** Aghazarian, Blakeslee, DeSaulnier, Evans, Galgiani, Hayashi, and Houston—Aye; Anderson, Gaines, Keene, La Malfa, and Strickland—No.

**Assembly Bill No. 2806, Concurrence:** Evans, Galgiani, Hayashi, and Parra—Aye; Cook and Houston—No.

**Assembly Bill No. 2882, Concurrence:** Galgiani, Hayashi, Houston, Huff, and Lieu—Aye; Villines—No.

**Assembly Bill No. 2937, Concurrence:** Evans, Fuller, Galgiani, Houston, Jones, Niello, and Strickland—Aye; La Malfa and Villines—No.

**Assembly Bill No. 3056, Concurrence:** Evans, Houston, Jones, Ma, Niello, Solorio, Strickland, and Villines—Aye.

**Assembly Concurrent Resolution No. 21, Concurrence:** Evans, Houston, Levine, Niello, Spitzer, and Strickland—Aye; Anderson and Gaines—No.

**Assembly Bill No. 534, Concurrence:** Benoit, Blakeslee, DeVore, Houston, Lieu, Mendoza, Niello, Ruskin, Spitzer, and Villines—Aye.

**Assembly Joint Resolution No. 57, Concurrence:** Fuller, Galgiani, Hayashi, Lieu, Mendoza, Parra, and Ruskin—Aye; Gaines, Huff, Maze, and Smyth—No.

**Assembly Bill No. 837, Concurrence:** Houston, La Malfa, Lieu, Mendoza, Niello, Parra, Smyth, Spitzer, and Villines—Aye.

**Assembly Bill No. 1900, Concurrence:** Lieu, Mendoza, and Parra—Aye; DeVore, Garrick, Houston, Niello, Smyth, Spitzer, Strickland, and Villines—No.

**Consideration of Amendments:** Mendoza and Parra—Aye; Niello, Strickland, and Villines—No.

**Senate Bill No. 1779:** DeVore, Emmerson, Evans, Fuller, Galgiani, Houston, Huffman, Keene, La Malfa, Laird, Levine, Niello, Ruskin, Silva, Spitzer, and Strickland—Aye; Anderson—No.

**Senate Bill No. 992:** Cook, Galgiani, Houston, Huffman, Levine, Mendoza, and Portantino—Aye; DeVore and Villines—No.

**Senate Bill No. 1230:** Galgiani, Hayashi, Houston, Huffman, Levine, Mendoza, Solorio, and Villines—Aye.

**Senate Bill No. 1563:** Hayashi, Levine, and Lieu—Aye; Houston and Villines—No.

**Senate Bill No. 1634:** Anderson, Benoit, Blakeslee, Caballero, Huffman, La Malfa, Levine, and Lieu—Aye.

**Senate Bill No. 1302:** Houston, Levine, and Lieu—Aye.

**Senate Bill No. 1386:** Arambula, Cook, Levine, and Lieu—Aye; Benoit, Blakeslee, Keene, and Spitzer—No.

**Assembly Bill No. 190, Concurrence:** Arambula, Beall, Berg, Jones, Levine, Lieu, Núñez, Spitzer, and Villines—Aye.

**Senate Bill No. 1729:** Galgiani and Lieu—Aye.

**Assembly Bill No. 419, Concurrence:** Solorio—Aye; La Malfa and Spitzer—No.

**Assembly Bill No. 567, Concurrence:** Keene and Spitzer—No.

**Assembly Joint Resolution No. 39, Concurrence:** Silva and Villines—No.

**Senate Bill No. 1330:** Solorio—Aye.

**Motion to Invoke Constitution:** Hayashi, Houston, Strickland, and Walters—Aye; Swanson—No.

**De León Motion to Suspend Rules:** Hayashi and Swanson—Aye; Keene—No.

#### MOTION TO ADJOURN

At 12:18 p.m., Assembly Member DeSaulnier moved that the Assembly do now adjourn.

Assembly Member Aghazarian seconded the motion.

Motion carried.

#### QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 12:18 p.m., Speaker pro Tempore Lieber declared the quorum call of the Assembly dispensed with.

**REPORTS OF STANDING COMMITTEES**  
**Committee on Local Government**

Date of Hearing: August 15, 2008

Mme. Speaker: Your Committee on Local Government reports:

- Assembly Bill No. 117
- Assembly Bill No. 885
- Assembly Bill No. 1709

With the recommendation: That the Senate amendments be concurred in.

CABALLERO, Chair

Above bills ordered to unfinished business.

**Committee on Appropriations**

Date of Hearing: August 15, 2008

Mme. Speaker: Your Committee on Appropriations reports:

- Assembly Bill No. 749

With the recommendation: That the Senate amendments be concurred in.

LENO, Chair

Above bill ordered to unfinished business.

**Committee on Rules**

Date of Hearing: August 15, 2008

Mme. Speaker: Your Committee on Rules reports:

- Assembly Concurrent Resolution No. 155

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.

LIEU, Chair

Above resolution ordered to the Consent Calendar.

Date of Hearing: August 15, 2008

Mme. Speaker: Your Committee on Rules reports:

- Senate Concurrent Resolution No. 126
- Senate Concurrent Resolution No. 127
- Senate Concurrent Resolution No. 129

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 resolutions be placed on the Consent Calendar.

LIEU, Chair

Above resolutions ordered to the Consent Calendar.

**Committee on Banking and Finance**

Date of Hearing: August 14, 2008

Mme. Speaker: Your Committee on Banking and Finance reports:

- Senate Bill No. 1678

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

NAVA, Chair

Above bill ordered to second reading.

**MESSAGES FROM THE SENATE**

Senate Chamber, August 14, 2008

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

Assembly Bill No. 1825	Assembly Bill No. 2250
Assembly Bill No. 1844	Assembly Bill No. 2319
Assembly Bill No. 1867	Assembly Bill No. 2401
Assembly Bill No. 1911	Assembly Bill No. 2796
Assembly Bill No. 1928	Assembly Bill No. 2859
Assembly Bill No. 1948	Assembly Bill No. 2928
Assembly Bill No. 1950	Assembly Bill No. 3028
Assembly Bill No. 1981	Assembly Bill No. 3038
Assembly Bill No. 2138	Assembly Bill No. 3041
Assembly Bill No. 2168	Assembly Bill No. 3068
Assembly Bill No. 2181	Assembly Bill No. 3083
Assembly Bill No. 2210	

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.

**BILLS PLACED ON SPECIAL CONSENT CALENDAR**

The following bills will be placed upon the Special Consent Calendar, subsequent to one calendar day on the unfinished business file.

Assembly Bills Nos. 1825, 1844, 1911, 1948, 1950, 1981, 2168, 2210, 2319, 2928, 3028, 3041, and 3068.

**ADJOURNMENT**

At 5 p.m., pursuant to the motion by Assembly Member DeSaulnier, the Assembly adjourned until 3 p.m., Sunday, August 18, 2008, out of respect to the memory of Val Shearer, on motion of Assembly Member Adams; out of respect to the memory of John Gailey, on motion of Assembly Member Karnette; out of respect to the memory of Miyoko Ujiye, on motion of Assembly Member Furutani; out of respect to the memory of John J. Menezes, on motion of Assembly Member Villines; and out of respect to the memory of Nellie A. Bozigian and Dr. R. Weldon Muncy, Jr., on motion of Assembly Member Villines on behalf of Assembly Member Runner.

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KAREN BASS, Speaker

SUE PARKER, Minute Clerk



**AMENDMENTS CONSIDERED BY THE  
ASSEMBLY ON AUGUST 15, 2008**

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

<b>SB</b>	<b>RN</b>	<b>SB</b>	<b>RN</b>
27	0825504	1472	0825574
127	0825188	1499	0825620
158	0825469	1515	0824610
286	0825707	1522	0825380
325	0825538	1526	0825510
432	0825675	1556	0825531
489	0825354	1561	0825492
509	0825361	1595	0825358
780	0825405	1627	0825551
902	0825270	1629	0825548
981	0825665	1633	0825274
1103	0825377	1661	0815143
1177	0825222	1690	0825491
1193	0825283	1698	0825362
1298	0825596	1699	0825168
1335	0825490	1735	0825520
1400	0825078	1749	0825732
1407	0825342	1754	0825676
1425	0825702		

**Daily Total: 37**  
**Cumulative Total: 5674**