

CALIFORNIA LEGISLATURE
2007-08 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, August 21, 2008

**TWO HUNDRED THIRTY-SECOND SESSION DAY
SIX HUNDRED TWENTY-SEVENTH 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
Thursday, August 21, 2008

The Assembly met at 10:03 a.m.

Hon. Lloyd Levine, Assembly Member, 40th District, 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 10:33 a.m., Acting Speaker Levine declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—78:

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

PRAYER

Upon invitation of Acting Speaker Levine, the following prayer was offered by Assembly Chaplain Father Constantine C. Pappademos:

Lord, We all like to think that we have a spiritual side . . . that we are sensitive to a reality beyond what is perceptible to the senses. Yet, in our search for a spiritual life we sometimes turn toward an inner truth that is relevant to only ourself. Teach us, Lord, that when we worship the God within us, we will ultimately worship ourselves. Lord, You are transcendent. Help us to move away from an inner truth that is self-limiting and toward You who have revealed Yourself to us through Scripture and Tradition.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Acting Speaker Levine, Assembly Member La Malfa 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 Torrico, seconded by Assembly Member Cook.

LEAVES OF ABSENCE FOR THE DAY

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

Because of illness: Assembly Members Runner and Soto.

COMMUNICATIONS

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

August 21, 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 Joel Anderson to replace Assemblymember Sharon Runner on the Assembly Housing and Community Development Committee for today's hearing only.

Sincerely,

KAREN BASS
Speaker of the Assembly

August 21, 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 Tony Mendoza to fill the Democratic vacancy on the Assembly Housing and Community Development Committee for today's hearing only.

Sincerely,

KAREN BASS
Speaker of the Assembly

SPECIAL COMMITTEE MEETINGS

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

Health, on Friday, August 22, 2008, at 9:30 a.m., in Room 4202.

BILLS RETURNED TO THIRD READING FILE

Pursuant to Assembly Rule 78, the following bills were withdrawn from the inactive file, and placed upon the third reading file:

Senate Bills Nos. 465, 564, and 1422, on request of Assembly Member De León.

ASSEMBLY RULE 118 SUSPENDED—PRIVILEGES OF THE FLOOR

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

REQUEST FOR PHOTOGRAPHER

Speaker Bass was granted unanimous consent that a photographer be permitted on the Floor of the Assembly.

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. 1188 for hearing in the Committee on Health on Friday, August 22, 2008, at 9:30 a.m., in Room 4202.

ACTION RESCINDED ON SENATE BILL NO. 489

Assembly Member De León was granted unanimous consent to rescind the action whereby the Assembly, on August 18, 2008 (Assembly Journal, page 6642), passed Senate Bill No. 489, and whereby the bill was ordered transmitted to the Senate.

BILL RETURNED TO SENATE

Assembly Member De León was granted unanimous consent that Assembly Concurrent Resolution No. 114 be returned to the Senate for further action.

CONSIDERATION OF AMENDMENTS

Assembly Member Torrico 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. 1113 (Migden)—An act to amend Section 1021.5 of the Code of Civil Procedure, relating to attorney's fees.

Bill read third time.

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

SENATE BILL NO. 1220 (Cedillo)—An act to amend Section 50675.1 of the Health and Safety Code, relating to housing.

Bill read third time.

Amendments read and adopted; bill ordered reprinted, 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 Sections 49079.5 and 49079.6 to the Education Code, relating to pupil data.

Bill read third time.

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

SENATE BILL NO. 1714 (Negrete McLeod)—An act to amend Section 399.20 of, and to add Section 387.6 to, the Public Utilities Code, relating to energy.

Bill read third time.

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

SENATE BILL NO. 158 (Flores)—An act to amend Sections 1288.5 and 1288.8 of, and to add Sections 1279.6, 1279.7, 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 14530.1, 14679.65070, 65072, and 65073 of the Government Code, to amend Sections 301, 302, 339, 366, 379, 384, 451, 460, and 464 of, to add Section 574 to, and to repeal Section 301.5 of, the Streets and Highways Code, and to amend Sections 5004.1, 21455.7, 21461, 21650, 22507.8, 22511.7, 22511.8, and 40203.5 of, and to add Sections 231.5 and 231.6 to, the Vehicle 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. 1447 (Yee)—An act to add and repeal Section 17463.6 of the Education Code, relating the San Bruno Park School District, 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. 1366 (Negrete McLeod)—An act to amend Sections 301, 334, 366, and 532 of the Streets and Highways Code, relating to state highways.

Bill read third time.

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

REQUEST TO RESCIND ACTION ON SENATE BILL NO. 509

Assembly Member De León requested unanimous consent to rescind the action whereby the Assembly, on August 15, 2008, re-referred Senate Bill No. 509 to the Committee on Judiciary pursuant to Assembly Rule 77.2.

Assembly Member Benoit withheld unanimous consent.

Motion to Rescind the Action on Senate Bill No. 509

Assembly Member De León moved that the action be rescinded whereby the Assembly, on August 15, 2008 (Assembly Journal, page 6541), re-referred Senate Bill No. 509 to the Committee on Judiciary pursuant to Assembly Rule 77.2.

Assembly Member Feuer seconded the motion.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 10:40 a.m.

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

REQUEST FOR UNANIMOUS CONSENT

Assembly Member De León was granted unanimous consent to suspend Assembly Rule 69(d) to waive the one calendar wait to permit consideration of Senate Bills Nos. 1437, 1056, 1193, 1406, 1604, 1627, and 1446.

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

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

Senate Bills Nos. 375 and 1574, ordered to third reading.

UNFINISHED BUSINESS**CONSIDERATION OF SENATE AMENDMENTS**

ASSEMBLY BILL NO. 163 (Mendoza)—An act to add Section 19965 to the Business and Professions Code, relating to gambling.

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—65

Adams	Duvall	Jeffries	Parra
Aghazarian	Dymally	Jones	Plescia
Arambula	Emmerson	Karnette	Portantino
Benoit	Evans	Keene	Price
Berg	Feuer	Krekorian	Silva
Berryhill	Fuentes	La Malfa	Smyth
Brownley	Fuller	Laird	Solorio
Caballero	Furutani	Leno	Strickland
Calderon	Galgiani	Levine	Swanson
Carter	Garcia	Lieber	Torrico
Cook	Garrick	Lieu	Tran
Coto	Hayashi	Ma	Walters
Davis	Hernandez	Mendoza	Wolk
De La Torre	Horton	Nakanishi	Mme. Speaker
De León	Houston	Nava	
DeSaulnier	Huff	Niello	
DeVore	Huffman	Núñez	

NOES—8

Anderson	Blakeslee	Mullin	Salas
Beall	Maze	Ruskin	Villines

Vote Changes

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 163: Assembly Member Mullin from "Aye" to "No".

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2804 (Hayashi)—An act to add Section 2851.5 to the Public Utilities Code, relating to energy.

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—78

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

NOES—None

Above bill ordered enrolled.

THIRD READING OF SENATE BILLS

SENATE BILL NO. 1406 (Correa)—An act to amend Sections 3041 and 3152 of, and to add and repeal Section 3041.10 of, the Business and Professions Code, relating to optometry.

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

Bill passed by the following vote:

AYES—74

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

NOES—None

Bill ordered transmitted to the Senate immediately.

SENATE BILL NO. 1146 (Cedillo)—An act to amend and repeal Section 19551.1 of, to amend, repeal, and add Section 19551 of, and to add and repeal Section 19551.5 of, the Revenue and Taxation Code, relating to taxation.

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

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 11:16 a.m.

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

CONSIDERATION OF DAILY FILE (RESUMED)**UNFINISHED BUSINESS (RESUMED)****MOTION TO RECONSIDER SENATE BILL NO. 1313****Request for Reconsideration**

In compliance with a motion given on a previous day, Assembly Member Huffman requested unanimous consent that the vote be reconsidered whereby Senate Bill No. 1313 was refused passage.

Assembly Member Blakeslee withheld unanimous consent.

Motion

Assembly Member Huffman moved that the vote be reconsidered whereby Senate Bill No. 1313 was refused passage.

Senate Bill No. 1313 reconsidered by the following vote:

AYES—43

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

NOES—32

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

CONSIDERATION OF SENATE BILL NO. 1313

SENATE BILL NO. 1313 (Corbett)—An act to add Chapter 12 (commencing with Section 108940) to Part 3 of Division 104 of the Health and Safety Code, relating to product safety.

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.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Huffman announced that the Committee on Environmental Safety and Toxic Materials would meet in the Tom Bane Rules Committee Room.

MEMBERS EXCUSED FOR COMMITTEE MEETING

At 11:23 a.m., by unanimous consent, the members of the Committee on Environmental Safety and Toxic Materials were excused for the purpose of attending a meeting of the committee at this time, in the Tom Bane Rules Committee Room, and without objection, the House was permitted to continue in Floor session.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
MOTION TO RESCIND ACTION ON SENATE BILL NO. 509**

At 11:30 a.m., on motion of Assembly Member De León, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The motion to rescind the action whereby Senate Bill No. 509 was re-referred to the Committee on Judiciary pursuant to Assembly Rule 77.2 carried by the following vote:

AYES—47

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

NOES—30

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

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

SENATE BILL NO. 1604 (Machado)—An act to amend Sections 17312, 17331.2, 17406, and 17409 of the Financial Code, relating to escrow agents.

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

Bill passed by the following vote:

AYES—75

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

NOES—None

Bill ordered transmitted to the Senate.

At 11:40 a.m., Assistant Speaker pro Tempore Lori Saldaña, 76th District, presiding

SENATE BILL NO. 1446 (Romero)—An act to add and repeal Section 60852.4 of the Education Code, relating to the high school exit examination, and declaring the urgency thereof, to take effect immediately.

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

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 11:40 a.m.

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

RECESS

By unanimous consent, at 11:40 a.m., Assistant Speaker pro Tempore Saldaña declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Keene introduced and thanked CAL-FIRE fighters for all of their hard work, skill, and bravery in fighting the Northern California fires.

RECONVENED

At 11:42 a.m., the Assembly reconvened.

Hon. Lori Saldaña, Assistant Speaker pro Tempore of the Assembly, presiding.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 1146**

At 11:44 a.m., on motion of Assembly Member Eng, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 1146 passed by the following vote:

AYES—47

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

NOES—31

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

Bill ordered transmitted to the Senate.

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

SENATE BILL NO. 588 (Runner)—An act to add Sections 81053 and 81054 to the Education Code, relating to community colleges.

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

Bill passed by the following vote:

AYES—77

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

NOES—1

Anderson

Bill ordered transmitted to the Senate.

SENATE BILL NO. 27 (Simitian)—An act to add and repeal Section 12994.5 of the Water Code, relating to the Sacramento-San Joaquin Delta.

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

Bill passed by the following vote:

AYES—78

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 946 (Scott)—An act to amend Section 60641 of, and to add Chapter 6 (commencing with Section 99300) to Part 65 of Division 14 of Title 3 of, the Education Code, relating to postsecondary education.

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

Bill passed by the following vote:

AYES—78

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

NOES—None

Bill ordered transmitted to the Senate.

RECESS

By unanimous consent, at 11:50 a.m., Assistant Speaker pro Tempore Saldaña declared the Assembly recessed to permit the introduction of special guests.

Speaker Bass introduced members of AGENDA (Action for Grassroots Empowerment and Neighborhood Development Alternatives) of South Los Angeles; and members of Metropolitan Alliance, of Silver Lake, Hollywood, and Echo Park.

RECONVENED

At 11:53 a.m., the Assembly reconvened.

Hon. Lori Saldaña, Speaker pro Tempore of the Assembly, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 3072 (Price)—An act to add Section 12012.53 to the Government Code, relating to gaming, and declaring the urgency thereof, to take effect immediately.

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

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—72

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

NOES—None

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

AYES—72

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

NOES—None**Vote Changes**

By unanimous consent, the following vote change was permitted on the urgency clause and on Concurrence in Senate Amendments to Assembly Bill No. 3072: Assembly Member DeSaulnier from “Aye” to “Not Voting”.

Above bill ordered enrolled.

ASSEMBLY CONCURRENT RESOLUTION NO. 141 (La Malfa)—Relative to the CHP Officer Andrew “Andy” Stevens Memorial Highway.

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—78

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

NOES—None

Above resolution ordered enrolled.

THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 1145 (Machado)—An act to amend Sections 6254, 11121.1, and 11126 of the Government Code, and to amend Sections 11785 and 11873 of, and to repeal Section 11770.5 of, the Insurance Code, relating to workers' compensation insurance, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—78

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

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—78

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

NOES—None

Bill ordered transmitted to the Senate.

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

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

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 12:06 p.m.

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

SENATE BILL NO. 1351 (Corbett)—An act to amend Section 32121 of, and to add Sections 32121.6 and 32121.10 to, the Health and Safety Code, relating to hospital districts.

Bill read third time.

Motion to Amend

Assembly Member Torrigo moved the adoption of amendments.

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

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 15 (Mullin)—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 2 of Article II thereof, relating to elections.

Resolution read third time, and failed adoption by the following vote:

AYES—47

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

NOES—29

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

**Motion to Reconsider Assembly Constitutional Amendment No. 15
on Next Legislative Day**

Assembly Member Mullin moved to reconsider on the next legislative day the vote whereby Assembly Constitutional Amendment No. 15 was this day refused adoption.

Assembly Constitutional Amendment No. 15 ordered to the unfinished business file.

RECESS

By unanimous consent, at 12:41 p.m., Assistant Speaker pro Tempore Saldaña declared the Assembly recessed.

RECONVENED

At 2:08 p.m., the Assembly reconvened.

Hon. Lori Saldaña, Assistant Speaker pro Tempore of the Assembly, presiding.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Swanson announced that the Committee on Labor and Employment would meet immediately in the Tom Bane Rules Committee Room.

MEMBERS EXCUSED FOR COMMITTEE MEETING

At 2:15 p.m., by unanimous consent, the members of the Committee on Labor and Employment were excused for the purpose of attending a meeting of the committee at this time, in the Tom Bane Rules Committee Room, and without objection, the House was permitted to continue in Floor session.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 2923 (Evans)—An act to amend Sections 5093.34, 5093.35, and 5093.39 of the Public Resources Code, relating to state lands.

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 Evans moved a call of the Assembly.

Motion carried. Time, 2:23 p.m.

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

BILLS RETURNED TO SECOND READING FILE

Pursuant to Assembly Rule 78, the following bill was withdrawn from the inactive file, and placed upon the second reading file:

Senate Bill No. 765, on request of Assembly Member De León.

**NOTICE OF INTENT TO REMOVE BILL
FROM INACTIVE FILE**

Pursuant to Assembly Rule 78, Assembly Member De León announced his intention to request that Senate Bill No. 1536 be removed from the inactive file.

RECESS FOR A CEREMONY HONORING RETIRING ASSEMBLY MEMBERS

By unanimous consent at 2:30 p.m., Assistant Speaker pro Tempore Saldaña declared the Assembly recessed to permit the recognition of retiring Assembly Members.

The following Assembly Members were recognized for their years of distinguished years of service in the California State Assembly and presented with a Member's resolution:

Assembly Members La Malfa, Lieber, Spitzer, Keene, and Houston.

RECONVENED

At 3:26 p.m., the Assembly reconvened.

Hon. Lori Saldaña, Assistant Speaker pro Tempore of the Assembly, presiding.

REPORTS OF STANDING COMMITTEES

Committee on Labor and Employment

Date of Hearing: August 21, 2008

Mme. Speaker: Your Committee on Labor and Employment reports:

Assembly Bill No. 2386

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

SWANSON, Chair

Above bill ordered to unfinished business.

BILL RETURNED TO SENATE

Assembly Member De León was granted unanimous consent that Assembly Bill No. 2386 be returned to the Senate for further action.

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 Senate Bill No. 1369 for hearing in the Committee on Governmental Organization on Friday, August 22, 2008, at 9 a.m., in Room 437.

REQUEST TO SUSPEND RULES

Assembly Member De León requested unanimous consent that Joint Rule 62(a) be suspended to permit the Committee on Housing and Community Development to meet off the Floor today, upon Call of the Chair, for purpose of hearing Assembly Bill No. 1366.

Assembly Member Benoit withheld unanimous consent.

Motion to Suspend Joint Rule 62(a)

Assembly Member De León moved that Joint Rule 62(a) be suspended to permit the Committee on Housing and Community Development to meet off the Floor today, for the purpose of hearing Assembly Bill No. 1366.

Assembly Member Feuer seconded the motion.

Motion for suspension of the rules carried by the following vote:

AYES—43

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

NOES—31

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

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Torrico was granted unanimous consent to allow the following:

All bills reported out of committee today with a “Do Pass as amended” recommendation be taken up today without reference to File for the purpose of adopting Committee Amendments, and return the bills to the second reading File.

ANNOUNCEMENTS

Assistant Speaker pro Tempore Saldaña announced that today is the deadline to submit amendments to the Desk by 5 p.m. or upon adjournment of Floor session. Friday, August 22, 2008, is the last day to amend bills on the Assembly Floor.

COMMITTEE MEETING ANNOUNCEMENTS

Assistant Speaker pro Tempore Saldaña announced that the Committee on Public Employees, Retirement and Social Security would meet today, upon adjournment of Floor session, in Room 444; that the Committee on Transportation would meet today upon adjournment of Floor session, in Room 4202; and that the Committee on Housing and Community Development would meet today, upon adjournment of Floor session, in Room 432.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 2426 (Cook)—An act to add Section 25503.41 to the Business and Professions Code, relating to alcoholic beverages.

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

NOES—1

Anderson

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 1749**

At 3:32 p.m., on motion of Assembly Member Mendoza, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 1749 passed by the following vote:

AYES—47

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

NOES—31

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

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 2923**

At 3:33 p.m., on motion of Assembly Member Evans, 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. 2923 by the following vote:

AYES—51

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

NOES—23

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

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 1446**

At 3:34 p.m., on motion of Assembly Member Mullin, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The urgency clause to Senate Bill No. 1446 adopted by the following vote:

AYES—62

Adams	Dymally	Krekorian	Price
Aghazarian	Emmerson	Laird	Ruskin
Arambula	Eng	Leno	Salas
Beall	Evans	Levine	Saldaña
Berg	Feuer	Lieber	Silva
Berryhill	Fuentes	Lieu	Smyth
Brownley	Furutani	Ma	Solorio
Caballero	Galgiani	Maze	Strickland
Calderon	Garcia	Mendoza	Swanson
Carter	Hancock	Mullin	Torricon
Cook	Hayashi	Nakanishi	Tran
Coto	Hernandez	Nava	Villines
Davis	Horton	Núñez	Wolk
De La Torre	Huffman	Parra	Mme. Speaker
De León	Jeffries	Plescia	
DeSaulnier	Karnette	Portantino	

NOES—15

Anderson	Duvall	Houston	Niello
Benoit	Fuller	Huff	Spitzer
Blakeslee	Gaines	Keene	Walters
DeVore	Garrick	La Malfa	

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—62

Adams	Dymally	Krekorian	Price
Aghazarian	Emmerson	Laird	Ruskin
Arambula	Eng	Leno	Salas
Beall	Evans	Levine	Saldaña
Berg	Feuer	Lieber	Silva
Berryhill	Fuentes	Lieu	Smyth
Brownley	Furutani	Ma	Solorio
Caballero	Galgiani	Maze	Strickland
Calderon	Garcia	Mendoza	Swanson
Carter	Hancock	Mullin	Torricon
Cook	Hayashi	Nakanishi	Tran
Coto	Hernandez	Nava	Villines
Davis	Horton	Núñez	Wolk
De La Torre	Huffman	Parra	Mme. Speaker
De León	Jeffries	Plescia	
DeSaulnier	Karnette	Portantino	

NOES—15

Anderson	Duvall	Houston	Niello
Benoit	Fuller	Huff	Spitzer
Blakeslee	Gaines	Keene	Walters
DeVore	Garrick	La Malfa	

Vote Changes

By unanimous consent, the following vote change was permitted on the urgency clause to Senate Bill No. 1446, and on passage of the bill: Assembly Member Maze from "No" to "Aye".

Bill ordered transmitted to the Senate.

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

ASSEMBLY BILL NO. 433 (Beall)—An act to amend Section 18901.5 of, and to add Section 18900.1 to, the Welfare and Institutions Code, relating to food stamps.

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—44

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

NOES—29

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

Above bill ordered enrolled.

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

Pursuant to Assembly Rule 78, Assembly Member De León announced his intention to request that Senate Bills Nos. 1597 and 1512 be removed from the inactive file.

ADJOURN IN MEMORY

Assembly Members De León and Feuer were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of William F. “Bill” Hertz, of Tarzana.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

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 Michelle Devincenzi, of Sacramento.

Assembly Member Feuer was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Dolores Magdziarz, of Willowbrooke, Illinois.

**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, Senate Bills Nos. 1118, 1713, and 1443 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. 163, Concurrence: Berryhill, Caballero, Coto, De La Torre, De León, Duvall, Galgiani, Garcia, Houston, Huffman, Jones, Keene, Krekorian, La Malfa, Lieber, Lieu, Nakanishi, Plescia, Smyth, Solorio, Strickland, and Wolk—Aye; Anderson, Blakeslee, and Villines—No.

Assembly Bill No. 2804, Concurrence: Anderson, Blakeslee, Brownley, Caballero, Coto, De La Torre, De León, Garcia, Hernandez, Houston, Huffman, Keene, Krekorian, Lieber, Lieu, Parra, Plescia, Smyth, Solorio, and Villines—Aye.

Senate Bill No. 1406: Benoit, Blakeslee, Calderon, Coto, DeVore, Galgiani, Garcia, Houston, Karnette, La Malfa, Leno, Lieber, Niello, Parra, Plescia, Price, Torrico, and Villines—Aye.

Senate Bill No. 1313: Coto and Mendoza—Aye; Garcia, Parra, and Villines—No.

De León Motion to Rescind: Calderon, Carter, Coto, Huffman, Lieu, and Solorio—Aye; Anderson, Fuller, Garcia, and Villines—No.

Senate Bill No. 1604: Aghazarian, Blakeslee, De La Torre, Duvall, Galgiani, Garcia, Hayashi, Hernandez, Huffman, Jones, Krekorian, Lieu, Maze, Mendoza, Núñez, Parra, Plescia, Torrico, and Villines—Aye.

Senate Bill No. 1146: Galgiani, Hancock, Parra, Solorio, and Torrico—Aye; Garcia, Plescia, Strickland, and Villines—No.

Senate Bill No. 588: Caballero, DeVore, Galgiani, Hayashi, Houston, Huffman, Krekorian, La Malfa, Levine, Núñez, Parra, Plescia, Smyth, and Villines—Aye; Anderson—No.

Senate Bill No. 27: Benoit, Blakeslee, DeVore, Galgiani, Garcia, Hayashi, Houston, Huffman, Krekorian, Levine, Nakanishi, Núñez, Parra, Plescia, Smyth, Strickland, and Villines—Aye.

Senate Bill No. 946: Anderson, Galgiani, Garrick, Houston, Huffman, Levine, Lieu, Niello, Núñez, Parra, Plescia, Smyth, Torrico, Villines, and Wolk—Aye.

Assembly Bill No. 3072, Urgency and Concurrence: Adams, Blakeslee, Coto, De León, Hernandez, Huffman, La Malfa, Leno, Levine, Lieu, Mendoza, Núñez, Parra, Plescia, Strickland, and Villines—Aye.

Assembly Concurrent Resolution No. 141, Concurrence: Calderon, De León, Levine, Lieu, Mendoza, Núñez, Parra, Plescia, and Swanson—Aye.

Senate Bill No. 1145 and Urgency: Blakeslee, Caballero, Calderon, De León, Leno, Levine, Lieu, Mendoza, Núñez, Parra, Plescia, Salas, Smyth, and Swanson—Aye.

Assembly Constitutional Amendment No. 15: Calderon, Galgiani, Lieu, Mendoza, Núñez, Parra, and Salas—Aye; Strickland—No.

Motion to Reconsider: Ma and Mendoza—Aye.

Assembly Bill No. 2426, Concurrence: Hancock, Hayashi, Laird, Levine, Mendoza, Nakanishi, and Niello—Aye; Anderson—No.

Senate Bill No. 1749: Calderon, Levine, and Núñez—Aye.

Assembly Bill No. 2923, Concurrence: De León, Feuer, Laird, Levine, and Strickland—Aye; Benoit, Berryhill, and Gaines—No.

Senate Bill No. 1446 and Urgency: Hayashi, Horton, Nakanishi, Núñez, Torrico, and Villines—Aye.

Assembly Bill No. 433, Concurrence: Feuer, Hayashi, and Laird—Aye; Niello—No.

MOTION TO ADJOURN

At 3:40 p.m., Assembly Member Adams moved that the Assembly do now adjourn.

Assembly Member Ma seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 3:40 p.m., Assistant Speaker pro Tempore Saldaña declared the quorum call of the Assembly dispensed with.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY JOINT RESOLUTION NO. 72—Jones. Relative to racial, ethnic, and religious profiling.

REPORTS OF STANDING COMMITTEES

Committee on Appropriations

Date of Hearing: August 20, 2008

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 53

Senate Bill No. 1177

With the recommendation: Do pass.

LENO, Chair

Above bills ordered to second reading.

Committee on Local Government

Date of Hearing: August 20, 2008

Mme. Speaker: Your Committee on Local Government reports:

Senate Bill No. 1335

With the recommendation: Do pass.

CABALLERO, Chair

Above bill ordered to second reading.

Committee on Appropriations

Date of Hearing: August 20, 2008

Mme. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 2442

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

LENO, Chair

Above bill ordered to unfinished business.

Committee on Environmental Safety and Toxic Materials

Date of Hearing: August 21, 2008

Mme. Speaker: Your Committee on Environmental Safety and Toxic Materials reports:

Assembly Bill No. 2356

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

HUFFMAN, Chair

Above bill ordered to unfinished business.

Committee on Public Employees, Retirement and Social Security

Date of Hearing: August 21, 2008

Mme. Speaker: Your Committee on Public Employees, Retirement and Social Security reports:

Assembly Bill No. 545

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

HERNANDEZ, Chair

Above bill ordered to unfinished business.

Committee on Housing and Community Development

Date of Hearing: August 21, 2008

Mme. Speaker: Your Committee on Housing and Community Development reports:

Assembly Bill No. 1366

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

SALDAÑA, Chair

Above bill ordered to unfinished business.

Committee on Transportation

Date of Hearing: August 21, 2008

Mme. Speaker: Your Committee on Transportation reports:

Senate Bill No. 791

With the recommendation: Do pass.

DE SAULNIER, Chair

Above bill ordered to second reading.

Committee on Appropriations

Date of Hearing: August 20, 2008

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 541

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

LENO, Chair

Above bill ordered to second reading.

Date of Hearing: August 20, 2008

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 1543

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

LENO, Chair

Above bill ordered to second reading.

Committee on Labor and Employment

Date of Hearing: August 21, 2008

Mme. Speaker: Your Committee on Labor and Employment reports:

Senate Bill No. 191

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

SWANSON, Chair

Above bill ordered to second reading.

SECOND READING OF BILLS BY UNANIMOUS CONSENT

Pursuant to unanimous consent granted earlier this day the following bills were taken up without reference to file, for the purpose of adopting committee amendments, and then ordering the bills to the Second Reading File:

SENATE BILL NO. 541—An act to amend Sections 1280.1 and 1280.3 of, and to add Section 1280.15 to, the Health and Safety Code, relating to health facilities.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 1543—An act to amend Section 10110.1 of, to add Sections 10113.3 and 10113.35 to, and to repeal and add Sections 10113.1 and 10113.2 of, the Insurance Code, relating to insurance.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 191—An act to add Sections 1771.3, 1771.44, and 1771.45 to the Labor Code, relating to public works, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Labor and Employment read and adopted, bill ordered reprinted and to be returned to the second reading file.

ADJOURNMENT

At 4:25 p.m., pursuant to the motion by Assembly Member Adams the Assembly adjourned until 10 a.m., Friday, August 22, 2008, out of respect to the memory of William F. “Bill” Hertz, on motion of Assembly Members De León and Feuer; out of respect to the memory of Michelle Devincenzi, on motion of Assembly Member Niello; and out of respect to the memory of Dolores Magdziarz, on motion of Assembly Member Feuer.

KAREN BASS, Speaker

SUE PARKER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON AUGUST 21, 2008**

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

SB	RN
158	0826138
191	0826411
432	0826213
541	0826301
1113	0826312
1220	0826340
1313	0826181
1351	0826065
1366	0826260
1425	0826299
1447	0826148
1543	0826337
1714	0826295

Daily Total:	13
Cumulative Total:	5725

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