

CALIFORNIA LEGISLATURE  
2007-08 REGULAR SESSION

---

---

# ASSEMBLY DAILY JOURNAL

---

---

**Monday, August 27, 2007**

**ONE HUNDRED ELEVENTH SESSION DAY  
TWO HUNDRED SIXTY-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  
Monday, August 27, 2007

The Assembly met at 1:07 p.m.  
Hon. Sally J. Lieber, Speaker pro Tempore of the Assembly,  
presiding.  
Chief Clerk E. Dotson Wilson at the Desk.  
Assistant Clerk Elizabeth Potter 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 1:23 p.m., Speaker pro Tempore Lieber declared a quorum of the  
Assembly present.

The roll call was completed, and the following answered to their  
names—77:

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

**PRAYER**

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

*Lord, As we gather this day to begin our work we ask that You help us to dwell on thoughts that are pleasing to You, thoughts of a great future and of having lives characterized by usefulness, significance and blessing. Guide us to keep our minds set on higher things, the positive things of God, "whatever is true, whatever is honorable, whatever is just, whatever is pure and lovely," (Philippians 4:8) help us meditate on these things today.—AMEN.*

**PLEDGE OF ALLEGIANCE TO THE FLAG**

Upon request of Speaker pro Tempore Lieber, Assembly Member Blakeslee 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 Bass, 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 legislative business: Assembly Member Soto.*

*Because of illness: Assembly Members Berg and Strickland.*

**EXPLANATIONS OF ABSENCE**

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

August 23, 2007

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

Dear Mr. Speaker: I respectfully request to be excused from Floor Session on Monday, August 27, 2007 through Thursday, August 30, 2007 due to legislative business in my district.

Thank you for your attention to this request. If you have any questions, please contact Paul Van Dyke in my Capitol Office at 916-319-2061.

Sincerely,

NELL SOTO, Assembly Member  
Sixty-first District

**COMMUNICATIONS**

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

August 24, 2007

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

Dear Dotson: This is to advise you that I have appointed Assemblymember Mark DeSaulnier to the Select Committee on Alcohol and Drug Abuse.

Sincerely,

FABIAN NUÑEZ  
 Speaker of the Assembly

August 27, 2007

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

Dear Dotson: Please be advised that I have created the Assembly Select Committee on the Census for the 2007–08 Regular Session and have appointed the following members:

Assemblymember Felipe Fuentes, Chair  
 Assemblymember Tom Berryhill  
 Assemblymember Wilmer Amina Carter  
 Assemblymember Michael Duvall  
 Assemblymember Mike Eng  
 Assemblymember Tony Mendoza  
 Assemblymember Curren Price

Sincerely,

FABIAN NUÑEZ  
 Speaker of the Assembly

**SPECIAL COMMITTEE MEETINGS**

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

Transportation, on Monday, August 27, 2007, at 1:30 p.m., or upon adjournment of Floor Session.

**REFERENCE OF BILLS TO COMMITTEE**

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

*Assembly Concurrent*

<i>Resolution No.</i>	<i>Committee</i>
<b>70</b> -----	Rls.
<b>71</b> -----	Rls.
<b>72</b> -----	Rls.
<b>73</b> -----	Trans.
<b>74</b> -----	Rls.
<b>75</b> -----	Trans.

*Assembly Joint*

<i>Resolution No.</i>	<i>Committee</i>
<b>34</b> -----	Rls.
<b>35</b> -----	Jud.
<b>38</b> -----	Jud.
<b>39</b> -----	G.O.
<b>40</b> -----	Trans.

*Senate Joint*

<i>Resolution No.</i>	<i>Committee</i>
<b>13</b> -----	A.,E.,S.,T., & I. M.

**BILLS PLACED ON INACTIVE FILE**

The following bills were placed upon the inactive file:

**Senate Bills Nos. 493 and 356**, on request of Assembly Member De Léon.

**BILLS RETURNED TO CONSENT CALENDAR**

Assembly Member Bass was granted unanimous consent that Senate Bill No. 770 be placed upon the First Day Consent Calendar.

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

Pursuant to Assembly Rule 78, Assembly Member Bass announced her intention to request that Senate Bills Nos. 697 and 562 be removed from the inactive file.

**ACTION RESCINDED ON SENATE BILL NO. 1039**

Assembly Member Bass was granted unanimous consent to rescind the action whereby the Assembly, on July 3, 2007 (Assembly Journal, page 2377), passed Senate Bill No. 1039, and whereby the bill was ordered transmitted to the Senate.

**BILLS REMOVED FROM CONSENT CALENDAR**

The following bill was removed from the Consent Calendar, and placed on the third reading file, pursuant to Joint Rule 22.2:

**Senate Bill No. 211**, on request of Assembly Member Bass.

**RECESS**

By unanimous consent, at 1:28 p.m., Speaker pro Tempore Lieber declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Hayashi introduced and presented a resolution to Dr. Frank Staggers a recipient of the Jefferson Award, in recognition of his contribution to the medical profession. Dr. Staggers was accompanied by his wife Hon. Teresa Hughes, (Assembly Member from 1975 to 1992; Senator from 1992 to 2000), his daughter Odessa Staggers, and Carol Lee, President and CEO of the California Medical Foundation.

**RECONVENED**

At 1:32 p.m., the Assembly reconvened.

Hon. Sally Lieber, Speaker pro Tempore of the Assembly, presiding.

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

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

**Senate Bill No. 924**, ordered to third reading.

**SECOND READING OF SENATE BILLS**

**SENATE BILL NO. 70**—An act to amend Section 13401 of, and to add Article 6.5 (commencing with Section 13453) to Chapter 14 of Division 5 of, the Business and Professions Code, to add Article 5 (commencing with Section 39870) to Chapter 1 of Part 23.5 of Division 3 of Title 2 of the Education Code, and to add Section 43861 to the Health and Safety Code, relating to biodiesel.

Bill read second time, and ordered to third reading.

**SENATE BILL NO. 235**—An act to add Part 6.5 (commencing with Section 22959.80) to Division 5 of Title 2 of the Government Code, relating to vision care.

Bill read second time, and ordered to third reading.

**SENATE BILL NO. 379**—An act to amend Section 19596.2 of the Business and Professions Code, relating to horse racing, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

**SENATE BILL NO. 472**—An act to add Section 4076.5 to the Business and Professions Code, relating to pharmacy.

Bill read second time, and ordered to third reading.

**SENATE BILL NO. 489**—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 second time, and ordered to third reading.

**SENATE BILL NO. 490**—An act to add Section 49431.7 to the Education Code, relating to pupil nutrition.

Bill read second time, and ordered to third reading.

**SENATE BILL NO. 515**—An act to amend Section 13997.1 of the Government Code, relating to international trade.

Bill read second time, and ordered to third reading.

**SENATE BILL NO. 520**—An act to amend Section 24200.5 of, to amend and renumber Section 24045.12 of, and to add Sections 21609.5 and 25503.39 to, the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, and ordered to third reading.

**SENATE BILL NO. 619**—An act to amend Section 10261 of, and to add Section 7201 to, the Public Contract Code, relating to public contracts.

Bill read second time, and ordered to third reading.

**SENATE BILL NO. 624**—An act to amend Sections 22951, 22952, 22953, 22957, and 22958 of, and to add Section 22950.5 to, the Business and Professions Code, relating to tobacco.

Bill read second time, and ordered to third reading.

**SENATE BILL NO. 719**—An act to amend Section 40600 of the Health and Safety Code, relating to air quality.

Bill read second time, and ordered to third reading.

**SENATE BILL NO. 730**—An act to amend Sections 19801, 19805, 19851, 19853, 19854, 19867, 19876, and 19951 of the Business and Professions Code, and to add Section 336.5 to the Penal Code, relating to gambling.

Bill read second time, and ordered to third reading.

**SENATE BILL NO. 863**—An act to amend Sections 19401 and 19426 of, and to add Sections 19421.3 and 19421.5 to, the Business and Professions Code, relating to horse racing.

Bill read second time, and ordered to third reading.

**SENATE BILL NO. 867**—An act to add Sections 12693.745, 12698.40, and 12726 to, and to add Part 6.6 (commencing with Section 12739.6) to Division 2 of, the Insurance Code, and to amend Section 12304.2 of the Welfare and Institutions Code, relating to supportive services providers.

Bill read second time, and ordered to third reading.

**SENATE BILL NO. 869**—An act to amend Sections 62.5 and 90.3 of the Labor Code, and to amend Section 1095 of the Unemployment Insurance Code, relating to workers' compensation.

Bill read second time, and ordered to third reading.

**SENATE BILL NO. 886**—An act to amend Sections 40420, 40425, 40981, and 41221 of the Health and Safety Code, relating to air pollution.

Bill read second time, and ordered to third reading.

**SENATE BILL NO. 920**—An act to amend Section 19554 of the Revenue and Taxation Code, relating to tax administration.

Bill read second time, and ordered to third reading.

**SENATE BILL NO. 1047**—An act to amend Sections 6501, 6520, 6530, 6533, 6534, 6536, 6561, 6712, 6738, 6770, 6770.6, 6775.1, 6799, 7058, 7071.6, 7071.9, 8505.2, 8505.3, 8505.4, 8506.1, 8507, 8509, 8510, 8512, 8525, 8551.5, 8565.5, 8591, 8592, 8610, 8611, 8612, 8617, 8776, 8776.7, 8780.1, 8805, 9812.5, 9830.5, 9831, 9832.5, 9841, 9847.5, 9848, 9849, 9851, 9853, 9855.7, 9855.8, 9855.9, 9860, 9862.5, 9863, 9873, 19008.1, 19129, 19132, and 19170.5 of, to add Sections 101.7 and 9884.20 to, to repeal Section 8505.15 of, and to repeal and add Section 8712 of, the Business and Professions Code, and to amend Section 60.1 of the Probate Code, relating to professions and vocations.

Bill read second time, and ordered to third reading.

**SENATE BILL NO. 10**—An act to amend Sections 21670.3, 132360.2, 170006, 170026, 170032, and 170048 of, to add Sections 170010, 170011, 170012, 170013, 170014, and 170017 to, to add Article 6.3 (commencing with Section 132357) to Chapter 3 of Division 12.7 of, to repeal Sections 170020, 170022, 170028, 170041, 170042, and 170046 of, and to repeal and add Sections 170004, 170016, 170018, and 170024 of, the Public Utilities Code, relating to the San Diego County Regional Airport Authority.

Bill read second time, and ordered to Consent Calendar.

**SENATE BILL NO. 39**—An act to amend Section 827 of, and to add Sections 826.7 and 10850.4 to, the Welfare and Institutions Code, relating to child abuse and neglect.

Bill read second time, and ordered to Consent Calendar.

**SENATE BILL NO. 272**—An act to add Section 66025.8 to the Education Code, relating to postsecondary education.

Bill read second time, and ordered to Consent Calendar.

**SENATE BILL NO. 295**—An act to amend Section 30005.5 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time, and ordered to Consent Calendar.

**SENATE BILL NO. 339**—An act to amend Section 1192.9 of the Insurance Code, relating to insurance.

Bill read second time, and ordered to Consent Calendar.

**SENATE BILL NO. 341**—An act to amend Section 7075 of the Government Code, relating to economic development, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

**SENATE BILL NO. 370**—An act to amend Section 14133.8 of, to add Sections 14132.69 and 14132.71 to, and to repeal Sections 14132.5 and 14132.7 of, the Welfare and Institutions Code, relating to Medi-Cal.

Bill read second time, and ordered to Consent Calendar.

**SENATE BILL NO. 410**—An act to amend Sections 25741, 25742, and 25743 of, and to amend and repeal Section 25740.5 of, the Public Resources Code, and to amend Sections 387 and 399.12 of the Public Utilities Code, relating to renewable energy resources.

Bill read second time, and ordered to Consent Calendar.

**SENATE BILL NO. 449**—An act to amend Section 6254 of the Government Code, and to amend Section 293 of the Penal Code, relating to records of crime.

Bill read second time, and ordered to Consent Calendar.

**SENATE BILL NO. 516**—An act relating to water.

Bill read second time, and ordered to Consent Calendar.

**SENATE BILL NO. 523**—An act to amend Section 17400 of, and to amend, repeal, and add Section 4505 of, the Family Code, relating to child support.

Bill read second time, and ordered to Consent Calendar.

**SENATE BILL NO. 567**—An act relating to state property, and making an appropriation therefor.

Bill read second time, and ordered to Consent Calendar.

**SENATE BILL NO. 633**—An act to amend Section 1262.5 of the Health and Safety Code, relating to persons with disabilities.

Bill read second time, and ordered to Consent Calendar.

**SENATE BILL NO. 667**—An act to add Section 42283.3 to the Education Code, relating to school finance.

Bill read second time, and ordered to Consent Calendar.

**SENATE BILL NO. 720**—An act to amend Sections 11400, 11465, and 16501.25 of the Welfare and Institutions Code, relating to foster care.

Bill read second time, and ordered to Consent Calendar.

**SENATE BILL NO. 789**—An act relating to surplus property.

Bill read second time, and ordered to Consent Calendar.



**SENATE BILL NO. 904**—An act to amend Section 27203 of, and to add Section 6107.5 to, the Government Code, and to amend Section 103526 of the Health and Safety Code, relating to public records.

Bill read second time, and ordered to Consent Calendar.

**SENATE BILL NO. 906**—An act to add Section 4608.1 to the Labor Code, relating to workers' compensation.

Bill read second time, and ordered to Consent Calendar.

**SENATE BILL NO. 164**—An act to amend Sections 124977 and 125002 of the Health and Safety Code, relating to maternal and child health, and making an appropriation therefor.

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. 1048**—An act to amend Sections 337, 1209, 1701.1, 1725, 1750, 1750.1, 1750.2, 1750.3, 1750.4, 1751, 1752, 1752.1, 1752.2, 1752.5, 1752.6, 1753, 1753.1, 1754, 1756, 1757, 1770, 2177, 2225, 2313, 2335, 2416, 2497.5, 2570.2, 2570.3, 2570.4, 2570.5, 2570.6, 2570.7, 2570.9, 2570.10, 2570.13, 2570.16, 2570.18, 2570.20, 2717, 2732.05, 3057, 3527, 3634, 4068, 4084, 4101, 4160, 4161, 4162, 4162.5, 4200, 4200.1, 4200.2, 4208, 4314, 4315, 4980.01, 4980.38, 4980.40, 4980.44, 4980.54, 4980.57, 4980.80, 4980.90, 4982, 4984.1, 4984.4, 4989.36, 4989.42, 4989.54, 4992.3, 4996.4, 4996.6, 4996.18, and 4996.22 of, to add Sections 1672, 2471, 2570.8, 4984.01, 4984.72, 4992.10, and 4996.28 to, and to repeal and add Sections 3530, 4984.7, 4984.8, 4996.3, 4996.14, and 4997 of, the Business and Professions Code, and to amend Sections 11372, 12529, and 12529.5 of the Government Code, relating to healing arts, and making an appropriation therefor.

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. 38**—An act to amend Sections 218, 17207, and 24347.5 of, and to add Sections 195.110, 195.111, and 195.112 to, the Revenue and Taxation Code, relating to disaster relief, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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, and to be placed upon the Consent Calendar.

**SENATE BILL NO. 568**—An act to amend Section 1369 of, and to add and repeal Section 1369.1 of, the Penal Code, relating to criminal procedure.

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, and to be placed upon the Consent Calendar.

## UNFINISHED BUSINESS

### CONSIDERATION OF SENATE AMENDMENTS

**ASSEMBLY BILL NO. 490 (Hancock)**—An act to amend Sections 16002 and 28748.8 of, and to repeal and add Section 24908 of, the Public Utilities Code, and to amend Section 20200 of the Water Code, relating to local government.

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—68**

Adams	Dymally	Jones	Plescia
Aghazarian	Emmerson	Karnette	Portantino
Anderson	Eng	Keene	Richardson
Arambula	Evans	Krekorian	Runner
Bass	Feuer	Laird	Ruskin
Beall	Fuentes	Leno	Salas
Benoit	Fuller	Levine	Saldaña
Berryhill	Galgiani	Lieber	Silva
Blakeslee	Garcia	Lieu	Smyth
Brownley	Garrick	Ma	Solorio
Caballero	Hancock	Maze	Spitzer
Carter	Hayashi	Mendoza	Swanson
Cook	Hernandez	Mullin	Torrico
Coto	Horton	Nakanishi	Tran
Davis	Houston	Nava	Villines
De León	Huff	Niello	Wolk
DeSaulnier	Huffman	Parra	Mr. Speaker

**NOES—1**

Gaines

**Vote Changes**

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 490: Assembly Member Duvall from “Aye” to “Not Voting”.

Above bill ordered enrolled.

**THIRD READING OF ASSEMBLY BILLS**

**ASSEMBLY JOINT RESOLUTION NO. 31 (Jones)**—Relative to Medicare Part D.

Resolution read, and adopted by the following vote:

**AYES—44**

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

**NOES—27**

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

Resolution ordered transmitted to the Senate.

**ASSEMBLY CONCURRENT RESOLUTION NO. 64 (Lieu)**—Relative to the 20-year anniversary of the California Vietnam Veterans Memorial.

Resolution read.

**Members Made Coauthors of  
Assembly Concurrent Resolution No. 64**

Assembly Member Lieu was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Assembly Concurrent Resolution No. 64.

**Roll Call**

The following Assembly Members indicated a desire to become coauthors:

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

**Request for Unanimous Consent**

Assembly Member Lieu was granted unanimous consent to take up Assembly Concurrent Resolution No. 64, as amended, without reference to print or file, and that the same be considered engrossed.

**Consideration of Assembly Concurrent Resolution No. 64, as Amended**

**ASSEMBLY CONCURRENT RESOLUTION NO. 64**—Relative to the 20-year anniversary of the California Vietnam Veterans Memorial.

Resolution read, as amended, and adopted.

Resolution ordered printed, and transmitted to the Senate.

**ASSEMBLY CONCURRENT RESOLUTION NO. 67 (Price)**—Relative to Voter Registration Month.

Resolution read.

**Members Made Coauthors of  
Assembly Concurrent Resolution No. 67**

Assembly Member Price was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Assembly Concurrent Resolution No. 67.

**Roll Call**

The following Assembly Members indicated a desire to become coauthors:

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

**Request for Unanimous Consent**

Assembly Member Price was granted unanimous consent to take up Assembly Concurrent Resolution No. 67, as amended, without reference to print or file, and that the same be considered engrossed.

**Consideration of Assembly Concurrent Resolution No. 67, as Amended**

**ASSEMBLY CONCURRENT RESOLUTION NO. 67**—Relative to Voter Registration Month.

Resolution read, as amended, and adopted.

Resolution ordered printed, and transmitted to the Senate.

**ASSEMBLY CONCURRENT RESOLUTION NO. 68 (Hayashi)**—Relative to Neuropathy Action Awareness Day.

Resolution read, adopted, and ordered transmitted to the Senate.

**RULES SUSPENDED**

Assembly Member Bass was granted unanimous consent that Assembly Rule 69(b) and (d) be suspended to permit consideration of proposed amendments to Assembly Bill No. 1274 and further consideration of the bill as amended, without reference to file.

**CONSIDERATION OF DAILY FILE (RESUMED)**

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

**ASSEMBLY BILL NO. 1274 (Leno)**—An act relating to the payment of claims against the state, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

**Motion to Amend**

Assembly Member Leno moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

**CONSIDERATION OF ASSEMBLY BILL NO. 1274, AS AMENDED**

**ASSEMBLY BILL NO. 1274 (Leno)**—An act relating to the payment of claims against the state, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

**Urgency Clause**

Urgency clause read, and adopted by the following vote:

**AYES—73**

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

**NOES—None**

The question being on the passage of the bill.  
Bill passed by the following vote:

**AYES—73**

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

**NOES—None**

Bill ordered transmitted to the Senate.

**THIRD READING OF SENATE BILLS**

**SENATE BILL NO. 970 (Ridley-Thomas)**—An act to add Chapter 16 (commencing with Section 13800) to Division 5 of the Business and Professions Code, relating to rental vehicles.

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

Bill passed by the following vote:

**AYES—70**

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

**NOES—1**

Fuller

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 718 (Scott)**—An act to amend Section 4025 of, and to add and repeal Section 4025.5 of, the Penal Code, relating to jails.

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

Bill passed by the following vote:

**AYES—76**

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

**NOES—None**

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 362 (Simitian)**—An act to add Section 52.7 to the Civil Code, relating to identification devices.

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

Bill passed by the following vote:

**AYES—68**

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

**NOES—6**

Adams	Blakeslee	Runner
Benoit	Huff	Spitzer

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 192 (Ducheny)**—An act to amend and repeal Sections 1351.2 and 1367.01 of the Health and Safety Code, relating to health care service plans.

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

Bill passed by the following vote:

**AYES—73**

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

**NOES—None**

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 629 (Correa)**—An act to repeal Section 557.6 of the Insurance Code, relating to insurance.

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

Bill passed by the following vote:

**AYES—76**

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

**NOES—None**

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 739 (Calderon)**—An act to amend Section 10127.7 of, and to add Section 789.105 to, the Insurance Code, relating to life insurance.

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

Bill passed by the following vote:

**AYES—72**

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

**NOES—1**

Hancock

**Vote Changes**

By unanimous consent, the following vote change was permitted on Senate Bill No. 739: Assembly Member Jones from “Aye” to “Not Voting”.

Bill ordered transmitted to the Senate.



**SENATE BILL NO. 33 (Simitian)**—An act to amend Sections 12810.3 and 23123 of, and to add Section 23124 to, the Vehicle Code, relating to vehicles.

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

Bill passed by the following vote:

**AYES—67**

Adams	Emmerson	Jeffries	Plescia
Aghazarian	Eng	Jones	Portantino
Arambula	Evans	Karnette	Price
Bass	Feuer	Keene	Richardson
Beall	Fuentes	Krekorian	Runner
Benoit	Fuller	Laird	Ruskin
Berryhill	Gaines	Leno	Salas
Blakeslee	Galgiani	Levine	Saldaña
Brownley	Garcia	Lieber	Smyth
Caballero	Garrick	Lieu	Solorio
Carter	Hancock	Ma	Spitzer
Cook	Hayashi	Maze	Swanson
Davis	Hernandez	Mendoza	Torrico
De La Torre	Horton	Mullin	Tran
De León	Houston	Nava	Wolk
DeSaulnier	Huff	Niello	Mr. Speaker
Dymally	Huffman	Parra	

**NOES—7**

Anderson	Duvall	Nakanishi	Walters
DeVore	La Malfa	Silva	

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 541 (Alquist)**—An act to amend Section 798.74 of the Civil Code, relating to mobilehomes.

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

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, 1:59 p.m.

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

**SENATE BILL NO. 104 (Machado)**—An act to amend Sections 1516, 1526.8, and 1596.792 of the Health and Safety Code, and to amend Sections 11400, 11402, and 11462.7 of the Welfare and Institutions Code, relating to community care facilities.

Bill read third time.

**Motion to Amend**

Assembly Member Davis moved the adoption of amendments.

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

**SENATE BILL NO. 233 (Cox)**—An act to amend Section 20133 of the Public Contract Code, relating to public contracts.

Bill read third time.

**Motion to Amend**

Assembly Member Niello moved the adoption of amendments.

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

**MESSAGES FROM THE SENATE**

Senate Chamber, August 27, 2007

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

Assembly Bill No. 1048  
 Assembly Bill No. 1079  
 Assembly Bill No. 1465

And respectfully requests the Assembly to concur in said amendments.

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

Above bills ordered to unfinished business file.

Senate Chamber, August 27, 2007

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

Assembly Bill No. 1286

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

Above bill ordered enrolled.

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

**SENATE BILL NO. 528 (Aanestad)**—An act to amend Section 1363.05 of the Civil Code, relating to common interest developments.

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

Bill passed by the following vote:

**AYES—76**

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

**NOES—None****Vote Changes**

By unanimous consent, the following vote change was permitted on Senate Bill No. 528: Assembly Member Hancock from “No” to “Aye”.

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 981 (Padilla)**—An act to amend Sections 798.15 and 798.31 of the Civil Code, relating to mobilehomes.

Bill read third time, and presented by Assembly Member DeSaulnier. The roll was opened.

**Call of the Assembly**

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

Motion carried. Time, 2:04 p.m.

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

**SENATE BILL NO. 538 (Battin)**—An act to add Section 7026.11 to the Business and Professions Code, to amend Sections 18000, 18007, 18008, 18008.7, and 18028 of, and to amend the heading of Part 2 (commencing with Section 18000) of Division 13 of, the Health and Safety Code, relating to housing.

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

Bill passed by the following vote:

**AYES—76**

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

**NOES—None**

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 264 (Alquist)**—An act to amend Sections 100250 and 100251 of the Public Utilities Code, and to add Section 7262.3 to the Revenue and Taxation Code, relating to taxation.

Bill read third time.

**Motion to Amend**

Assembly Member Beall moved the adoption of amendments.

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

**SENATE BILL NO. 343 (Negrete McLeod)**—An act to amend Section 54957.5 of the Government Code, relating to local agencies.

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

Bill passed by the following vote:

**AYES—77**

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

**NOES—None**

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 542 (Romero)**—An act to amend Section 6603 of the Welfare and Institutions Code, relating to sexually violent predators.

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

Bill passed by the following vote:

**AYES—76**

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

**NOES—None**

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 439 (Calderon)**—An act to amend Section 15342 of the Elections Code, relating to elections.

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

Bill passed by the following vote:

**AYES—46**

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

**NOES—30**

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

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 655 (Margett)**—An act to add Section 4575 to the Penal Code, relating to inmates.

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

Bill passed by the following vote:

**AYES—75**

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

**NOES—None**

Bill ordered transmitted to the Senate.

**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, and presented by Assembly Member Saldaña.

**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. 284 (Lowenthal)**—An act to add and repeal Chapter 5.8 (commencing with Section 2697) of Division 2 of the Business and Professions Code, relating to athletic trainers.

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

Bill passed by the following vote:

**AYES—44**

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

**NOES—31**

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

Bill ordered transmitted to the Senate.

**BILLS REMOVED FROM CONSENT CALENDAR**

The following bills were removed from the Consent Calendar, and placed on the third reading file, pursuant to Joint Rule 22.2:

**Senate Bills Nos. 339 and 410**, on request of Assembly Member Bass.

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

Assembly Member Bass requested unanimous consent that Assembly Rule 63 be suspended for the purpose of taking up Senate Bill No. 924 without reference to file for purpose of consideration.

Assembly Member Blakeslee withheld unanimous consent.

**Motion to Suspend the Rules**

Assembly Member Bass moved that Assembly Rule 63 be suspended for the purpose of taking up Senate Bill No. 924 without reference to file for purpose of consideration.

Assembly Member Laird seconded the motion.

Rules suspended by the following vote:

**AYES—46**

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

**NOES—31**

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

**CONSIDERATION OF SENATE BILL NO. 924**

Pursuant to the previous roll call vote, Assembly Member Núñez was granted consent to take up Senate Bill No. 924 without reference to file, for purpose of consideration.

**SENATE BILL NO. 924 (Perata)**—An act relating to Iraq, and calling an election, to take effect immediately.

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

**At 2:58 p.m., Assistant Speaker pro Tempore Laura Richardson, 55th District, presiding**

**Assembly Rule 112 Suspended**

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

**At 3:38 p.m., Speaker pro Tempore Sally Lieber, 22nd District, presiding**

**Further Consideration of Senate Bill No. 924**

The roll was opened.

Bill passed by the following vote:

**AYES—43**

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

**NOES—32**

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

Bill ordered transmitted to the Senate immediately.

**MESSAGES FROM THE SENATE**

August 27, 2007

*The Honorable E. Dotson Wilson*  
*Chief Clerk of the Assembly*  
*Assembly Chamber*

Dear Dotson: By direction of the Senate I am returning Senate Bill 692 and Senate Bill 172 to the Assembly for further action.

Sincerely,

GREGORY P. SCHMIDT  
 Secretary of the Senate

Above bills ordered held at Desk.

Senate Chamber, August 27, 2007

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

Assembly Bill No. 223	Assembly Bill No. 709
Assembly Bill No. 244	Assembly Bill No. 738
Assembly Bill No. 305	Assembly Bill No. 836
Assembly Bill No. 310	Assembly Bill No. 1008
Assembly Bill No. 329	Assembly Bill No. 1098
Assembly Bill No. 339	Assembly Bill No. 1359
Assembly Bill No. 403	Assembly Bill No. 1581
Assembly Bill No. 634	Assembly Bill No. 1744
Assembly Bill No. 663	

And respectfully requests the Assembly to concur in said amendments.

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

Above bills ordered to unfinished business file.



Senate Chamber, August 27, 2007

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

Assembly Joint Resolution No. 24

And respectfully requests the Assembly to concur in said amendments.

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

Above resolution ordered to unfinished business file.

Senate Chamber, August 27, 2007

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

Assembly Bill No. 839

Assembly Bill No. 1042

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

Above bills ordered enrolled.

Senate Chamber, August 27, 2007

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

Assembly Joint Resolution No. 29

Assembly Joint Resolution No. 11

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

Above resolutions ordered enrolled.

Senate Chamber, August 27, 2007

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

Senate Bill No. 112  
Senate Bill No. 165  
Senate Bill No. 180  
Senate Bill No. 246  
Senate Bill No. 278  
Senate Bill No. 353

Senate Bill No. 407  
Senate Bill No. 443  
Senate Bill No. 513  
Senate Bill No. 558  
Senate Bill No. 639  
Senate Bill No. 684

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

Senate Chamber, August 27, 2007

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

Senate Concurrent Resolution No. 61  
Senate Concurrent Resolution No. 62  
Senate Joint Resolution No. 10

Senate Joint Resolution No. 11  
Senate Joint Resolution No. 12

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

**FIRST READING OF SENATE BILLS**

The following resolutions were read:

**SENATE CONCURRENT RESOLUTION NO. 61**—Relative to Carbon Monoxide Awareness Week.

**SENATE CONCURRENT RESOLUTION NO. 62**—Relative to Alzheimer’s Disease Awareness Month.

**SENATE JOINT RESOLUTION NO. 10**—Relative to the overextension of the National Guard.

**SENATE JOINT RESOLUTION NO. 11**—Relative to the National Children’s Study.

**SENATE JOINT RESOLUTION NO. 12**—Relative to elder abuse awareness.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT  
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Richardson was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1048, without reference to file.

**ASSEMBLY BILL NO. 1048 (Richardson)**—An act to amend Section 117560 of the Health and Safety Code, and to amend Sections 830.7 and 11105 of the Penal Code, relating to illegal dumping enforcement officers.

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—77**

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

**NOES—None**

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT  
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Richardson was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1465, without reference to file.

**ASSEMBLY BILL NO. 1465 (Richardson)**—An act to amend Section 48200.5 of the Education Code, relating to school districts.

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—74**

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

**NOES—None**

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT  
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Richardson was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1079, without reference to file.

**ASSEMBLY BILL NO. 1079 (Richardson)**—An act to add Section 11062 to the Penal Code, relating to law enforcement, 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.)*

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

**AYES—77**

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

**NOES—None**

Above bill ordered enrolled.

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

**ASSEMBLY BILL NO. 10 (De La Torre)**—An act to add Part 6.1 (commencing with Section 1179.50) to Division 1 of the Health and Safety Code, relating to an election for the Children’s Hospital Bond Act of 2008, and by providing the funds necessary therefor through the issuance and sale of bonds of the State of California and for the handling and disposition of the funds, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

**Urgency Clause**

Urgency clause read, and adopted by the following vote:

**AYES—55**

Aghazarian	DeSaulnier	Huffman	Portantino
Arambula	Dymally	Karnette	Price
Bass	Emmerson	Krekorian	Richardson
Beall	Eng	Laird	Ruskin
Berryhill	Evans	Leno	Salas
Brownley	Feuer	Levine	Smyth
Caballero	Fuentes	Lieber	Solorio
Calderon	Fuller	Lieu	Spitzer
Carter	Garcia	Ma	Swanson
Cook	Hancock	Mendoza	Torrico
Coto	Hayashi	Mullin	Tran
Davis	Hernandez	Nava	Wolk
De La Torre	Horton	Parra	Mr. Speaker
De León	Houston	Plescia	

**NOES—11**

Anderson	Gaines	Keene	Silva
DeVore	Garrick	La Malfa	Walters
Duvall	Huff	Niello	

The question being on the passage of the bill.

Bill passed by the following vote:

**AYES—55**

Aghazarian	DeSaulnier	Huffman	Portantino
Arambula	Dymally	Karnette	Price
Bass	Emmerson	Krekorian	Richardson
Beall	Eng	Laird	Ruskin
Berryhill	Evans	Leno	Salas
Brownley	Feuer	Levine	Smyth
Caballero	Fuentes	Lieber	Solorio
Calderon	Fuller	Lieu	Spitzer
Carter	Garcia	Ma	Swanson
Cook	Hancock	Mendoza	Torrico
Coto	Hayashi	Mullin	Tran
Davis	Hernandez	Nava	Wolk
De La Torre	Horton	Parra	Mr. Speaker
De León	Houston	Plescia	

**NOES—11**

Anderson	Gaines	Keene	Silva
DeVore	Garrick	La Malfa	Walters
Duvall	Huff	Niello	

Bill ordered transmitted to the Senate.

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

**SENATE BILL NO. 152 (Florez)**—An act to add Section 19965 to the Business and Professions Code, relating to gambling.

Bill read third time.

**Motion to Amend**

Assembly Member Torrico moved the adoption of amendments.

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

**SENATE BILL NO. 793 (Harman)**—An act to amend Sections 116028 and 116033 of the Health and Safety Code, relating to public swimming pools.

Bill read third time.

**Motion to Amend**

Assembly Member Smyth moved the adoption of amendments.

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

**SENATE BILL NO. 776 (Vincent)**—An act to amend Section 1522 of the Health and Safety Code, and to amend Section 16504.5 of the Welfare and Institutions Code, relating to community care facilities.

Bill read third time.

**Motion to Amend**

Assembly Member Bass moved the adoption of amendments.

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

**SENATE BILL NO. 425 (Margett)**—An act to amend Section 29551 of the Government Code, to amend Section 117560 of the Health and Safety Code, to amend Sections 530.5, 647, 977, 1170.11, and 1538.5 of the Penal Code, and to amend Section 6608.8 of the Welfare and Institutions Code, relating to public safety.

Bill read third time.

**Motion to Amend**

Assembly Member Spitzer moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

**RE-REFERENCE OF BILLS TO COMMITTEE PURSUANT**

Pursuant to Assembly Rule 77.2, the Speaker pro Tempore re-referred Senate Bill No. 425, as amended, to the Committee on Public Safety.

**SENATE BILL NO. 574 (Negrete McLeod)**—An act to add Section 25000.2 to the Business and Professions Code, relating to alcoholic beverages.

Bill read third time.

**Motion to Amend**

Assembly Member Plescia moved the adoption of amendments.

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

**SENATE BILL NO. 614 (Simitian)**—An act to amend Sections 17250.20, 17250.30, 17250.35, 81700, and 81702 of, and to repeal Sections 81700.5 and 81700.7 of, the Education Code, relating to public works.

Bill read third time.

**Motion to Amend**

Assembly Member Wolk moved the adoption of amendments.

Amendments read and adopted by the following vote:

**AYES—42**

Arambula	Evans	Laird	Richardson
Bass	Feuer	Leno	Ruskin
Beall	Fuentes	Levine	Salas
Brownley	Galgiani	Lieber	Saldaña
Caballero	Hancock	Lieu	Solorio
Calderon	Hayashi	Mendoza	Swanson
Carter	Hernandez	Mullin	Torrico
Coto	Huffman	Nava	Wolk
Davis	Jones	Parra	Mr. Speaker
De León	Karnette	Portantino	
Eng	Krekorian	Price	

**NOES—32**

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

Bill ordered reprinted, and ordered returned to the third reading file.

**SENATE BILL NO. 589 (Correa)**—An act to amend Section 18554 of the Health and Safety Code, relating to mobilehome parks.

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.

#### CONSIDERATION OF CONSENT CALENDAR

The Speaker pro Tempore announced that the next roll call would be on the Consent Calendar.

#### Consent Calendar—Senate Bills

**SENATE BILL NO. 52 (Scott)**—An act to amend Sections 44260 and 44260.1 of, to add Section 44260.9 to, the Education Code, relating to teacher credentialing, and declaring the urgency thereof, to take effect immediately.

Bill read third time, urgency clause adopted, bill passed, and ordered transmitted to the Senate.

*(For the vote on the above bill and urgency clause, see this day's Consent Calendar roll call.)*

**SENATE BILL NO. 144 (Committee on Local Government)**—An act to amend Section 5120 of the Corporations Code, to amend Section 18915 of the Education Code, to amend Sections 1780, 4216, 6503.5, 6503.7, 8855, 12168.7, 15432, 24051, 24304.2, 26292.1, 26298.2, 26299.041, 26907, 27001, 61062, 65358, 66442, and 66472.1 of, and to repeal Section 65036.6 of, to repeal Chapter 2 (commencing with Section 55850) of Part 3 of Division 2 of Title 5 of, and to repeal Title 7.91 (commencing with Section 68056) of, the Government Code, to amend Sections 33031 and 40980 of, to add Section 20008 to, to repeal Section 20111 of, to repeal Article 2 (commencing with Section 20025) of, and Article 2.6 (commencing with Section 20050) of, Chapter 1 of Part 1 of Division 14 of, to repeal Chapter 2 (commencing with Section 20300) of Part 1 of Division 14 of, and to repeal and add Sections 20109 and 20110 of, the Health and Safety Code, to repeal Sections 35104, 35107, 35122, 35138, and 35160 of, and to repeal and add Sections 35123, 35124, and 35130 of, the Public Resources Code, to amend Sections 70223, 98290, 100250, 102350, 130350, 130401, 131102, 132301, 190300, and 240301 of the Public Utilities Code, to amend Section 95 of, and to repeal Sections 7262.5 and 7262.6 of, the Revenue and Taxation Code, and to amend Section 3110 of the Streets and Highways Code, relating to local government.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's Consent Calendar roll call.)*

**SENATE BILL NO. 280 (Scott)**—An act to amend Sections 44253.11, 44274.2, and 44387 of the Education Code, relating to teacher credentialing.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's Consent Calendar roll call.)*

**SENATE BILL NO. 296 (Dutton)**—An act to amend Section 8588.1 of the Government Code, relating to disaster preparedness.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's Consent Calendar roll call.)*

**SENATE BILL NO. 350 (Runner)**—An act to amend Sections 127400, 127405, 127425, 127430, 127440, and 127444 of the Health and Safety Code, relating to hospitals.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's  
Consent Calendar roll call.)*

**SENATE BILL NO. 366 (Aanestad)**—An act to amend and repeal Section 1271 of the Business and Professions Code, relating to clinical laboratories.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's  
Consent Calendar roll call.)*

**SENATE BILL NO. 381 (Calderon)**—An act to amend Sections 82015 and 83124 of the Government Code, relating to the Political Reform Act of 1974, and declaring the urgency thereof, to take effect immediately.

Bill read third time, urgency clause adopted, bill passed, and ordered transmitted to the Senate.

*(For the vote on the above bill and urgency clause, see this day's  
Consent Calendar roll call.)*

**SENATE BILL NO. 473 (Cox)**—An act to add Section 11006 to the Government Code, relating to state agencies.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's  
Consent Calendar roll call.)*

**SENATE BILL NO. 512 (Committee on Elections, Reapportionment and Constitutional Amendments)**—An act to amend Sections 82034, 84605, 87500, and 89511.5 of, and to add Section 87302.3 to, the Government Code, relating to the Political Reform Act of 1974.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's  
Consent Calendar roll call.)*

**SENATE BILL NO. 599 (Negrete McLeod)**—An act to amend Sections 1330, 1331, 1332, 1333, 1334, 1335, 1338, and 1340 of, and to add Section 1341 to, the Military and Veterans Code, and to repeal Article 11 (commencing with Section 18821) of Chapter 3 of Part 10.2 of Division 2 of the Revenue and Taxation Code, relating to veterans memorials.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's  
Consent Calendar roll call.)*

**SENATE BILL NO. 659 (Calderon)**—An act to amend Sections 7500.3, 7507.6, and 7508.4 of the Business and Professions Code, to add Sections 2984.6 and 2993 to the Civil Code, to add Sections 3357, 15103, and 22329.5 to the Financial Code, and to amend Sections 14602.6, 14602.7, and 22850.5 of, and to add Section 11724 to, the Vehicle Code, relating to collateral recovery, and declaring the urgency thereof, to take effect immediately.

Bill read third time, urgency clause adopted, bill passed, and ordered transmitted to the Senate.

*(For the vote on the above bill and urgency clause, see this day's  
Consent Calendar roll call.)*



**SENATE BILL NO. 762 (Cox)**—An act to add Section 23826.9 to the Business and Professions Code, relating to alcoholic beverages.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's  
Consent Calendar roll call.)*

**SENATE BILL NO. 788 (Cogdill)**—An act to amend Section 25114 of the Revenue and Taxations Code, relating to taxation.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's  
Consent Calendar roll call.)*

**SENATE BILL NO. 828 (Padilla)**—An act to add Section 13159.85 to the Health and Safety Code, relating to firefighters.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's  
Consent Calendar roll call.)*

**SENATE BILL NO. 1043 (Committee on Revenue and Taxation)**—An act to amend Section 19442 of the Revenue and Taxation Code, relating to tax administration.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's  
Consent Calendar roll call.)*

**SENATE BILL NO. 1045 (Committee on Revenue and Taxation)**—An act to amend Sections 63.1, 69.5, and 215.1 of the Revenue and Taxation Code, relating to taxation.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's  
Consent Calendar roll call.)*

**SENATE CONCURRENT RESOLUTION NO. 51 (Maldonado)**—Relative to the CHP Lieutenant Michael Elvin Walker Memorial Highway.

Resolution read, adopted, and ordered transmitted to the Senate.

*(For the vote on the above resolution, see this day's  
Consent Calendar roll call.)*

**SENATE BILL NO. 620 (Correa)**—An act to amend Sections 1646.9 and 2079 of the Business and Professions Code, relating to dentistry, and making an appropriation therefor.

Bill read third time, passed, and ordered transmitted to the Senate.

*(For the vote on the above bill, see this day's  
Consent Calendar roll call.)*

**Consent Calendar Roll Call**

The roll was called, and the above bills on the Consent Calendar passed, and any urgency clauses to the bills adopted, by the following vote:

**AYES—76**

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

**NOES—None**

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

**SENATE BILL NO. 615 (Oropeza)**—An act to add Section 4410 to the Business and Professions Code, and to amend Section 128345 of, and to add Article 6 (commencing with Section 128560) to Chapter 5 of Part 3 of Division 107 of, the Health and Safety Code, relating to pharmacy technicians.

Bill read third time.

**Motion to Amend**

Assembly Member Carter moved the adoption of amendments.

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

**ANNOUNCEMENTS**

Speaker pro Tempore Lieber announced the following session schedule:

Tuesday, August 28, 2007, Check-in Session, 7 a.m.–3 p.m.;  
 Wednesday, August 29, 2007, Check-in Session, 7 a.m.–3 p.m.;  
 Thursday, August 30, 2007, Floor Session, 1 p.m.;  
 Friday, August 31, 2007, Floor Session, 8:30 a.m.

**COMMITTEE MEETING ANNOUNCEMENTS**

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

**ADJOURN IN MEMORY**

Assembly Member Carter was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Wesley B. Jefferson, of Rialto.

(Assembly Rule 45.5 suspended.)

**ADJOURN IN MEMORY**

Assembly Member Huffman was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Sylvia Siegel, of Mill Valley.

(Assembly Rule 45.5 suspended.)

**ADJOURN IN MEMORY**

Assembly Member Krekorian was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Sophie Goldberg Symons, of Downey.

(Assembly Rule 45.5 suspended.)

**ADJOURN IN MEMORY**

Assembly Member Salas was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Carl White, of Chula Vista.

(Assembly Rule 45.5 suspended.)

**ADJOURN IN MEMORY**

Assembly Member Solorio was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Myron S. Thompson, of Santa Ana.

(Assembly Rule 45.5 suspended.)

**ADJOURN IN MEMORY**

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 Michael Deaver, of Bethesda, Maryland.

(Assembly Rule 45.5 suspended.)

**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 Brandon Smith, of Hesperia.

Assembly Member Aghazarian was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Tony Rocha, of Escalon; Samuel Carranza, of Manteca; Danny Christensen and Verna Ruth Van Till, of Ripon; and Zelda Jacquelyn Dunster and Cornelius (Jim) Tatman James, of Stockton.

Assembly Member Galgiani was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Stella Lopez, of Stockton.

Assembly Member Hancock was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Alexander Zuckerman, of Berkeley.

Assembly Member Jones was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Karen Pedersen Stevens and Richard Dewey Willey, of Sacramento.

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 Dorothea Hayes, of Long Beach.

Assembly Member Smyth was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Virginia E. Leyden, of Pasadena.

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

Assembly Member Wolk was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Charles Presley Nash, of Davis.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
SENATE BILL NO. 541**

At 4:45 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.

Senate Bill No. 541 refused passage by the following vote:

**AYES—30**

Arambula	DeSaulnier	Jones	Richardson
Bass	Dymally	Krekorian	Ruskin
Beall	Eng	Laird	Saldaña
Brownley	Evans	Leno	Swanson
Carter	Feuer	Lieber	Torrico
Coto	Fuentes	Mullin	Mr. Speaker
Davis	Hancock	Nava	
De La Torre	Huffman	Price	

**NOES—31**

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

**Motion to Reconsider Senate Bill No. 541  
on Next Legislative Day**

Assembly Member Saldaña moved to reconsider on the next legislative day the vote whereby Senate Bill No. 541 was this day refused passage.

Senate Bill No. 541 ordered to the unfinished business file.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
SENATE BILL NO. 981**

At 4:46 p.m., on motion of Assembly Member DeSaulnier, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 981 refused passage by the following vote:

**AYES—34**

Bass	Evans	Krekorian	Richardson
Beall	Feuer	Laird	Ruskin
Brownley	Fuentes	Leno	Saldaña
Carter	Hancock	Levine	Swanson
Coto	Hayashi	Lieber	Torrico
Davis	Hernandez	Mullin	Wolk
De La Torre	Huffman	Nava	Mr. Speaker
DeSaulnier	Jones	Portantino	
Dymally	Karnette	Price	

**NOES—36**

Adams	DeVore	Houston	Parra
Aghazarian	Duvall	Huff	Plescica
Anderson	Emmerson	Jeffries	Runner
Arambula	Fuller	Keene	Silva
Benoit	Gaines	La Malfa	Smyth
Berryhill	Galgiani	Lieu	Spitzer
Blakeslee	Garcia	Maze	Tran
Calderon	Garrick	Nakanishi	Villines
Cook	Horton	Niello	Walters

**Motion to Reconsider Senate Bill No. 981  
on Next Legislative Day**

Assembly Member DeSaulnier moved to reconsider on the next legislative day the vote whereby Senate Bill No. 981 was this day refused passage.

Senate Bill No. 981 ordered to the unfinished business file.

**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. 92 was 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. 490, Concurrence:** Anderson, Garrick, Houston, Keene, Lieu, Nakanishi, and Spitzer—Aye; Gaines—No.

**Assembly Joint Resolution No. 31:** Bass and Davis—Aye; DeVore, Keene, and Spitzer—No.

**Assembly Bill No. 1274 and Urgency:** Gaines, Huff, Keene, La Malfa, and Spitzer—Aye.

**Senate Bill No. 970:** Anderson, Gaines, Houston, Huff, Keene, La Malfa, Nakanishi, Niello, Plescica, and Spitzer—Aye; Fuller—No.

**Senate Bill No. 718:** Keene and Spitzer—Aye.

**Senate Bill No. 362:** Anderson, Galgiani, Keene, and Levine—Aye; Benoit and Spitzer—No.

**Senate Bill No. 192:** Benoit, Berryhill, Keene, and Torrico—Aye.

**Senate Bill No. 629:** Berryhill and Keene—Aye.

**Senate Bill No. 739:** Berryhill, DeSaulnier, Gaines, and Keene—Aye; Hancock—No.

**Senate Bill No. 33:** Gaines, Huff, Keene, Niello, and Spitzer—Aye; Duvall and Walters—No.

**Senate Bill No. 528:** Adams, Benoit, Berryhill, Karnette, Keene, La Malfa, Maze, Tran, and Walters—Aye.

**Senate Bill No. 538:** Berryhill, Lieu, and Walters—Aye.

**Senate Bill No. 343:** Aghazarian, DeVore, Fuller, La Malfa, and Silva—Aye.

**Senate Bill No. 542:** Arambula, Blakeslee, Fuller, Houston, Jones, Plescia, Smyth, and Spitzer—Aye.

**Senate Bill No. 439:** Mendoza—Aye.

**Senate Bill No. 655:** Davis, Gaines, and Leno—Aye.

**Assembly Bill No. 1048, Concurrence:** Galgiani—Aye.

**Assembly Bill No. 1465, Concurrence:** Hancock—Aye.

**Assembly Bill No. 1079, Concurrence:** Huff—Aye.

**Assembly Bill No. 10 and Urgency:** Anderson—No.

**Senate Bill No. 614, Wolk Amendments:** Feuer and Portantino—Aye; Houston and Keene—No.

**Consent Calendar:** Beall, Feuer, Houston, Jones, and Keene—Aye.

#### MOTION TO ADJOURN

At 4:46 p.m., Assembly Member Bass moved that the Assembly do now adjourn.

Assembly Member Blakeslee seconded the motion.

Motion carried.

#### QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 4:47 p.m., Speaker pro Tempore Lieber declared the quorum call of the Assembly dispensed with.

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

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

*Dear Mr. Clerk:* Pursuant to the provisions of Joint Rule 54, I hereby authorize Assembly Member Fuentes to introduce a bill relating to vehicles, and declaring the urgency thereof, to take effect immediately.

Request No. 07 25741.

FABIAN NUÑEZ  
Speaker of the Assembly

#### INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bill was introduced and read the first time:

**ASSEMBLY BILL NO. 1751—Fuentes.** An act to repeal and add Section 22659.5 of the Vehicle Code, relating to vehicles, and declaring the urgency thereof, to take effect immediately.

**RESOLUTIONS**

The following resolution was offered:

**ASSEMBLY CONCURRENT RESOLUTION NO. 76—Soto.** Relative to Dyslexia Awareness Month.

**AUTHOR'S AMENDMENTS  
Committee on Rules**

August 27, 2007

Mr. Speaker: The Chair of your Committee on Rules reports:  
Assembly Concurrent Resolution No. 72

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

DE LA TORRE, Chair

**ASSEMBLY CONCURRENT RESOLUTION NO. 72**—Relative to California Native American Day.

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

**AUTHOR'S AMENDMENTS  
Committee on Appropriations**

August 27, 2007

Mr. Speaker: The Chair of your Committee on Appropriations reports:  
Senate Bill No. 387

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

LENO, Chair

**SENATE BILL NO. 387**—An act to add Sections 1625.3, 1625.4, and 1625.5 to the Business and Professions Code, and to amend Section 13407 of the Corporations Code, relating to dentistry.

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

**AUTHOR'S AMENDMENTS  
Committee on Appropriations**

August 27, 2007

Mr. Speaker: The Chair of your Committee on Appropriations reports:  
Senate Bill No. 586

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

LENO, Chair

**SENATE BILL NO. 586**—An act to add Section 53545.9 to, and to add Chapter 8.5 (commencing with Section 50705) to Part 2 of Division 31 of, the Health and Safety Code, relating to housing, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

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

August 27, 2007

Mr. Speaker: The Chair of your Committee on Appropriations reports:  
 Senate Bill No. 815

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

LENO, Chair

**SENATE BILL NO. 815**—An act to amend Section 2.1 of Chapter 1333 of the Statutes of 1968, and to amend Sections 2, 3, 4, 7, and 12 of Chapter 543 of the Statutes of 2004, relating to tidelands and submerged lands.

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

**REPORTS OF STANDING COMMITTEES**  
**Committee on Appropriations**

Date of Hearing: August 22, 2007

Mr. Speaker: Your Committee on Appropriations reports:  
 Senate Bill No. 717

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

LENO, Chair

Above bill ordered to second reading.

**Committee on Rules**

Date of Hearing: August 27, 2007

Mr. Speaker: Your Committee on Rules reports:  
 Assembly Concurrent Resolution No. 66  
 House Resolution No. 19

With the recommendation: Be adopted.

DE LA TORRE, Chair

Above resolutions ordered to third reading.

**INTRODUCTION OF GUESTS**

Assembly Member Evans, of the 7th Assembly District, introduced Springtowne Lady Wildcats Wrestling Team, of Vallejo, the 2007 California Girls Middle School State Wrestling Champions.

Assembly Member Hayashi, of the 18th Assembly District, introduced Dominick Spatofora, President of the Neuropathy Action Foundation and Duston Corcoran of the California Medical Foundation.



**ADJOURNMENT**

At 4:47 p.m., pursuant to the motion by Assembly Member Bass, the Assembly adjourned until 7 a.m., Tuesday, August 28, 2007, out of respect to the memory of Wesley B. Jefferson, on motion of Assembly Member Carter; out of respect to the memory of Sylvia Siegel, on motion of Assembly Member Huffman; out of respect to the memory of Sophie Goldberg Symons, on motion of Assembly Member Krekorian; out of respect to the memory of Carl White, on motion of Assembly Member Salas; out of respect to the memory of Myron S. Thompson, on motion of Assembly Member Solorio; out of respect to the memory of Michael Deaver, on motion of Assembly Member Villines; out of respect to the memory of Brandon Smith, on motion of Assembly Member Adams; out of respect to the memory of Tony Rocha, Samuel Carranza, Danny Christensen, Verna Ruth Van Till, Zelda Jacquelyn Dunster, and Cornelius (Jim) Tatman James, on motion of Assembly Member Aghazarian; out of respect to the memory of Stella Lopez, on motion of Assembly Member Galgiani; out of respect to the memory of Alexander Zuckerman, on motion of Assembly Member Hancock; out of respect to the memory of Karen Pedersen Stevens and Richard Dewey Willey, on motion of Assembly Member Jones; out of respect to the memory of Dorothea Hayes, on motion of Assembly Member Karnette; out of respect to the memory of Virginia E. Leyden, on motion of Assembly Member Smyth; out of respect to the memory of Roy Fate, on motion of Assembly Member Spitzer; and out of respect to the memory of Charles Presley Nash, on motion of Assembly Member Wolk.

---

FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

## AMENDMENTS CONSIDERED BY THE ASSEMBLY ON AUGUST 27, 2007

—————

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

**AB RN**

1274 0726176

**ACR RN**

72 0726768

**SB RN**

38 0726588  
104 0724682  
127 0724631  
152 0724899  
164 0726428  
233 0723295  
264 0726243  
387 0726658  
425 0725168  
568 0726358  
574 0724330  
586 0726860  
589 0726174  
614 0726733  
615 0725178  
776 0725812  
793 0724721  
815 0726910  
1048 0726290

**Daily Total: 21**

**Cumulative Total: 2643**