

CALIFORNIA LEGISLATURE
2007-08 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, August 28, 2007

**ONE HUNDRED TWELFTH SESSION DAY
TWO HUNDRED SIXTY-EIGHTH 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
Tuesday, August 28, 2007

The Assembly met at 7 a.m.

Hon. Anthony Adams, Assembly Member, 59th District, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Elizabeth Potter reading.

ROLL CALL

The following were placed upon the morning roll call—77:

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

Quorum present.

At 1:31 p.m., Hon. Doug La Malfa, 2nd District, presiding

REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

LEAVES OF ABSENCE FOR THE DAY

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

On legislative business: Assembly Members Richardson and Soto.

Because of illness: Assembly Member Strickland.

EXPLANATIONS OF ABSENCE

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

August 28, 2007

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

Dear Mr. Speaker,

I am writing to respectfully request to be excused from Assembly Check-In Session on Tuesday, August 28, 2007. I have legislative business to attend to in Florida for the International Association of Machinists & Aerospace Workers Conference in Orlando.

If you have any questions regarding this matter please contact my Chief of Staff, Cara Johnson or my Scheduler Laura Sheridan at (916) 319-2055.

Sincerely,

LAURA RICHARDSON, Assembly Member
Fifty-fifth District

(NOTE: For letter explaining the absence of Assembly Member Soto on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for August 27, 2007.)

COMMUNICATIONS

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

August 28, 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 Pedro Nava to replace Assemblymember Nell Soto on the Joint Legislative Audit Committee for the Wednesday, August 29 hearing only. I have also asked Assemblymember Nava to serve as the acting chair for this hearing only.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

SPECIAL COMMITTEE MEETINGS

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

Public Safety, on Thursday, August 30, 2007, upon adjournment of Floor Session;

Arts, Entertainment, Sports, Tourism, and Internet Media, on Friday, August 31, 2007, upon adjournment of Floor Session.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 28, 2007

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

Assembly Concurrent Resolution No. 72

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

RESOLUTIONS

The following resolution was offered:

HOUSE RESOLUTION NO. 20—Lieu. Relative to Check Sellers, Bill Payers, and Proraters.

REPORTS OF STANDING COMMITTEES**Committee on Transportation**

Date of Hearing: August 27, 2007

Mr. Speaker: Your Committee on Transportation reports:

Assembly Concurrent Resolution No. 73

Assembly Concurrent Resolution No. 75

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

NAVA, Chair

Above resolutions re-referred to the Committee on Appropriations.

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. 697 and 562, on request of Assembly Member Bass.

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. 164 and 1048, ordered to third reading;

Senate Bills Nos. 38 and 568, ordered to the Consent Calendar.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 717—An act to add Section 7104.2 to the Revenue and Taxation Code, relating to transportation.

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.

AUTHOR'S AMENDMENTS**Committee on Appropriations**

August 28, 2007

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

Senate Bill No. 20

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

LENO, Chair

SENATE BILL NO. 20—An act to amend Section 49430 of, and to add Section 49430.7 to, the Education Code, relating to pupil nutrition, 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.

ADJOURNMENT

At 4:55 p.m., the Assembly adjourned until 7 a.m., Wednesday, August 29, 2007.

FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON AUGUST 28, 2007

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

SB RN

20 0727139

717 0726653

Daily Total: 2

Cumulative Total: 2645

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