

CALIFORNIA LEGISLATURE
2007-08 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, August 29, 2007

**ONE HUNDRED THIRTEENTH SESSION DAY
TWO HUNDRED SIXTY-NINTH 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
Wednesday, August 29, 2007

The Assembly met at 7 a.m.

Hon. Jim Silva, Assembly Member, 67th 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—76:

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

Quorum present.

At 11:35 a.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 Hancock, Houston, and Soto.

Because of illness: Assembly Member Strickland.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

August 27, 2007

*The Honorable Fabian Núñez
Speaker of the Assembly
Room 219, State Capitol*

Dear Mr. Speaker: I respectfully request to be excused from Check-in Session on Wednesday, August 29, 2007. I have legislative business in the district.

Thank you.

Sincerely,

LONI HANCOCK, Assembly Member
Fourteenth District

August 23, 2007

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

Dear Mr. Speaker: It is my understanding that Wednesday, August 29, 2007, is scheduled to be a Check-in Session. So that I may conduct legislative business in my district, I respectfully request to be excused from Check-In Session that day.

If you have any questions, please contact Aaron Bone in my office at 319-2015. Thank you for your consideration of this request.

Sincerely,

GUY S. HOUSTON, Assembly Member
Fifteenth 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.)

REPORTS

The following reports were presented by the Chief Clerk:

**Reimbursable Projects Implemented Prior to Allocation
(Pursuant to Assembly Bill 872, Chapter 572, Statutes of 1999)**

Above transmitted report, together with letter of transmittal from Ted Link-Oberstar, Acting Chief, Division of Legislative Affairs, the Department of Transportation, dated July 1, 2007, referred by the Speaker to the Committee on Transportation.

**Organizational Review of the UC Office of the President
(Pursuant to Supplemental Report of the 2006 Budget Act
Item 6440-001-0001)**

Above transmitted report, together with letter of transmittal from Robert C. Dynes, President, University of California, dated July 10, 2007, referred by the Speaker to the Committee on Higher Education.

**Status Report on the Non-Toxic Dry Cleaning Incentive Program
(Pursuant to Assembly Bill 998, Chapter 821, Statutes of 2003)**

Above transmitted report, together with letter of transmittal from Mary D. Nichols, Chairman, Air Resources Board, dated August 7, 2007, referred by the Speaker to the Committee on Environmental Safety and Toxic Materials.

**Transmittal of Public Utilities Commission Report on E-filed Complaints
(Pursuant to Senate Bill 531, Chapter 327, Statutes of 1999)**

Above transmitted report, together with letter of transmittal from Paul Clanon, Executive Director, Public Utilities Commission, dated August 10, 2007, referred by the Speaker to the Committee on Utilities and Commerce.

**Biennial Report on Programs and Activities of
the Division of Specialized Services
to the Blind and Visually Impaired and Deaf and Hard of Hearing
(Pursuant to Senate Bill 105, Chapter 1102, Statutes of 2002)**

Above transmitted report, together with letter of transmittal from Anthony "Tony" P. Sauer, Director, the Department of Rehabilitation, dated August 10, 2007, referred by the Speaker to the Committee on Human Services.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 29, 2007

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

Assembly Bill No. 839

Assembly Bill No. 1079

Assembly Bill No. 1042

Assembly Bill No. 1286

Assembly Bill No. 1048

Assembly Bill No. 1465

And reports the same correctly enrolled, and presented to the Governor on the 29th day of August, 2007, at 12:15 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, August 29, 2007

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

Assembly Joint Resolution No. 11

Assembly Joint Resolution No. 29

And reports the same correctly enrolled, and presented to the Secretary of State on the 29th day of August, 2007, at 2:35 p.m.

E. DOTSON WILSON, Chief Clerk

**AUTHOR'S AMENDMENTS
Committee on Agriculture**

August 29, 2007

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

Assembly Bill No. 594

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

PARRA, Chair

ASSEMBLY BILL NO. 594—An act to add Chapter 13.8 (commencing with Section 25990) to Division 20 of the Health and Safety Code, relating to pigs.

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 29, 2007

Mr. Speaker: The Chair of your Committee on Appropriations reports:
Assembly Constitutional Amendment No. 8

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

LENO, Chair

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 8—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 19 of Article I thereof, relating to eminent domain.

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

AUTHOR'S AMENDMENTS
Committee on Arts, Entertainment, Sports, Tourism, and Internet Media

August 29, 2007

Mr. Speaker: The Chair of your Committee on Arts, Entertainment, Sports, Tourism, and Internet Media reports:

Senate Joint Resolution No. 13

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

KARNETTE, Chair

SENATE JOINT RESOLUTION NO. 13—Relative to the César Estrada Chávez Study Act of 2007.

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 29, 2007

Mr. Speaker: The Chair of your Committee on Appropriations reports:
Senate Bill No. 45

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

LENO, Chair

SENATE BILL NO. 45—An act to add Chapter 12.491 (commencing with Section 8879.50) to Division 1 of Title 2 of the Government Code, relating to transportation.

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.

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. 717, ordered to third reading.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 1 p.m., Thursday, August 30, 2007.

FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON AUGUST 29, 2007**

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

AB RN

594 0726274

ACA RN

8 0727104

SB RN

45 0727118

SJR RN

13 0726939

Daily Total: 4

Cumulative Total: 2649

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