

CALIFORNIA LEGISLATURE
2005-06 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Friday, September 2, 2005

**ONE HUNDRED EIGHTEENTH SESSION DAY
TWO HUNDRED SEVENTY-FIRST 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
Friday, September 2, 2005

The Assembly met at 8:32 a.m.
Hon. Leland Y. Yee, Speaker pro Tempore of the Assembly,
presiding.
Chief Clerk E. Dotson Wilson at the Desk.
Assistant Clerk Brian Ebbert reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Cogdill moved a quorum call of the Assembly.
Motion carried.

At 8:33 a.m., Speaker pro Tempore Yee placed a quorum call upon
the Assembly.

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

Quorum Present

At 9:04 a.m., Speaker pro Tempore Yee declared a quorum of the
Assembly present.

The roll call was completed, and the following answered to their
names—79:

Aghazarian	Dymally	Laird	Plescia
Arambula	Emmerson	Leno	Richman
Baca	Evans	Leslie	Ridley-Thomas
Bass	Frommer	Levine	Runner
Benoit	Garcia	Lieber	Ruskin
Berg	Goldberg	Liu	Saldaña
Bermúdez	Hancock	Matthews	Salinas
Blakeslee	Harman	Maze	Spitzer
Bogh	Haynes	McCarthy	Strickland
Calderon	Horton, Jerome	Montañez	Torrico
Canciamilla	Horton, Shirley	Mountjoy	Tran
Chan	Houston	Mullin	Umberg
Chavez	Huff	Nakanishi	Vargas
Chu	Jones	Nation	Villines
Cogdill	Karnette	Nava	Walters
Cohn	Keene	Negrete McLeod	Wolk
Coto	Klehs	Niello	Wyland
Daucher	Koretz	Oropeza	Yee
De La Torre	La Malfa	Parra	Mr. Speaker
DeVore	La Suer	Pavley	

PRAYER

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

Lord, Thank You for leading us on the path to life. Help guide our footsteps to follow Your will in all that we seek to accomplish today. And we thank You, Lord, for the gift of Your Holy Spirit Who is the Comforter and Who leads and guides us into all truth.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Yee, Assembly Member Daucher 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 Frommer, seconded by Assembly Member Cogdill.

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

Pursuant to Assembly Rule 77.2, the Speaker pro Tempore re-referred Assembly Bill No. 740 to the Committee on Education.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND THE RULES

Assembly Member Frommer requested unanimous consent that the Rules be suspended for the purpose of taking up Senate Bill No. 455 without reference to file, for the purpose of considering amendments.

Assembly Member Cogdill withheld unanimous consent.

Motion to Suspend the Rules

Assembly Member Frommer moved that the Rules be suspended for the purpose of taking up Senate Bill No. 455 without reference to file, for the purpose of considering amendments.

Assembly Member Vargas seconded the motion.

Rules suspended by the following vote:

AYES—45

Arambula	Dymally	Levine	Ruskin
Baca	Evans	Lieber	Saldaña
Bass	Frommer	Liu	Salinas
Berg	Goldberg	Matthews	Torrico
Bermúdez	Hancock	Montañez	Umberg
Calderon	Horton, Jerome	Mullin	Vargas
Chan	Jones	Nation	Wolk
Chavez	Karnette	Nava	Yee
Chu	Kleh	Negrete McLeod	Mr. Speaker
Cohn	Koretz	Oropeza	
Coto	Laird	Pavley	
De La Torre	Leno	Ridley-Thomas	

NOES—31

Aghazarian	Harman	Leslie	Runner
Blakeslee	Haynes	Maze	Spitzer
Bogh	Horton, Shirley	McCarthy	Strickland
Cogdill	Houston	Mountjoy	Tran
Daucher	Huff	Nakanishi	Villines
DeVore	Keene	Niello	Walters
Emmerson	La Malfa	Plescia	Wyland
Garcia	La Suer	Richman	

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND THE RULES

Assembly Member Frommer requested unanimous consent that the Rules be suspended for the purpose of taking up Senate Bill No. 959 without reference to file, for the purpose of considering late proposed amendments.

Assembly Member Cogdill withheld unanimous consent.

Motion to Suspend the Rules

Assembly Member Frommer moved that the Rules be suspended for the purpose of taking up Senate Bill No. 959 without reference to file, for the purpose of considering late proposed amendments.

Assembly Member Vargas seconded the motion.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 9:11 a.m.

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

CALL OF THE ASSEMBLY DISPENSED WITH ON MOTION TO SUSPEND RULES

At 9:13 a.m., on motion of Assembly Member Frommer, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Motion to Suspend Rules carried by the following vote:

AYES—45

Arambula	Dymally	Levine	Ruskin
Baca	Evans	Lieber	Saldaña
Bass	Frommer	Liu	Salinas
Berg	Goldberg	Matthews	Torrico
Bermúdez	Hancock	Montañez	Umberg
Calderon	Horton, Jerome	Mullin	Vargas
Chan	Jones	Nation	Wolk
Chavez	Karnette	Nava	Yee
Chu	Klehs	Negrete McLeod	Mr. Speaker
Cohn	Koretz	Oropeza	
Coto	Laird	Pavley	
De La Torre	Leno	Ridley-Thomas	

NOES—32

Aghazarian	Garcia	La Suer	Richman
Benoit	Harman	Leslie	Runner
Blakeslee	Haynes	Maze	Spitzer
Bogh	Horton, Shirley	McCarthy	Strickland
Cogdill	Houston	Mountjoy	Tran
Daucher	Huff	Nakanishi	Villines
DeVore	Keene	Niello	Walters
Emmerson	La Malfa	Plescia	Wyland

REQUEST TO SUSPEND ASSEMBLY RULE 69(d)

Assembly Member Frommer requested unanimous consent to suspend Assembly Rule 69(d) to permit consideration of proposed amendments to Senate Bill No. 798.

Assembly Member Cogdill withheld unanimous consent.

Motion to Suspend Assembly Rule 69(d)

Assembly Member Frommer moved that Assembly Rule 69(d) be suspended to permit consideration of proposed amendments to Senate Bill No. 798.

Assembly Member Vargas seconded the motion.

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

AYES—45

Arambula	Dymally	Levine	Ruskin
Baca	Evans	Lieber	Saldaña
Bass	Frommer	Liu	Salinas
Berg	Goldberg	Matthews	Torrico
Bermúdez	Hancock	Montañez	Umberg
Calderon	Horton, Jerome	Mullin	Vargas
Chan	Jones	Nation	Wolk
Chavez	Karnette	Nava	Yee
Chu	Klehns	Negrete McLeod	Mr. Speaker
Cohn	Koretz	Oropeza	
Coto	Laird	Pavley	
De La Torre	Leno	Ridley-Thomas	

NOES—31

Aghazarian	Harman	Leslie	Runner
Benoit	Haynes	Maze	Spitzer
Blakeslee	Horton, Shirley	McCarthy	Strickland
Bogh	Houston	Mountjoy	Tran
Cogdill	Huff	Nakanishi	Villines
Daucher	Keene	Niello	Walters
DeVore	La Malfa	Plescia	Wyland
Emmerson	La Suer	Richman	

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND THE RULES

Assembly Member Frommer requested unanimous consent that Assembly Rule 69(b) be suspended for the purpose of consideration of proposed amendments to Senate Bill No. 239.

Assembly Member Cogdill withheld unanimous consent.

Motion to Suspend the Rules

Assembly Member Frommer moved that Assembly Rule 69(b) be suspended for the purpose of consideration of proposed amendments to Senate Bill No. 239.

Assembly Member Vargas seconded the motion.

Rules suspended by the following vote:

AYES—45

Arambula	Dymally	Levine	Ruskin
Baca	Evans	Lieber	Saldaña
Bass	Frommer	Liu	Salinas
Berg	Goldberg	Matthews	Torrico
Bermúdez	Hancock	Montañez	Umberg
Calderon	Horton, Jerome	Mullin	Vargas
Chan	Jones	Nation	Wolk
Chavez	Karnette	Nava	Yee
Chu	Klehs	Negrete McLeod	Mr. Speaker
Cohn	Koretz	Oropeza	
Coto	Laird	Pavley	
De La Torre	Leno	Ridley-Thomas	

NOES—31

Aghazarian	Harman	Leslie	Runner
Benoit	Haynes	Maze	Spitzer
Blakeslee	Horton, Shirley	McCarthy	Strickland
Bogh	Houston	Mountjoy	Tran
Cogdill	Huff	Nakanishi	Villines
Daucher	Keene	Niello	Walters
DeVore	La Malfa	Plescia	Wyland
Emmerson	La Suer	Richman	

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND THE RULES

Assembly Member Frommer requested unanimous consent that Assembly Rule 69(b) be suspended for the purpose of consideration of proposed amendments to Senate Bills Nos. 347 and 600.

Assembly Member Cogdill withheld unanimous consent.

Motion to Suspend the Rules

Assembly Member Frommer moved that Assembly Rule 69(b) be suspended for the purpose of consideration of proposed amendments to Senate Bills Nos. 347 and 600.

Assembly Member Vargas seconded the motion.

Rules suspended by the following vote:

AYES—45

Arambula	Dymally	Levine	Ruskin
Baca	Evans	Lieber	Saldaña
Bass	Frommer	Liu	Salinas
Berg	Goldberg	Matthews	Torrico
Bermúdez	Hancock	Montañez	Umberg
Calderon	Horton, Jerome	Mullin	Vargas
Chan	Jones	Nation	Wolk
Chavez	Karnette	Nava	Yee
Chu	Klehs	Negrete McLeod	Mr. Speaker
Cohn	Koretz	Oropeza	
Coto	Laird	Pavley	
De La Torre	Leno	Ridley-Thomas	

NOES—31

Aghazarian	Garcia	La Suer	Runner
Benoit	Harman	Leslie	Spitzer
Blakeslee	Haynes	Maze	Strickland
Bogh	Horton, Shirley	McCarthy	Tran
Cogdill	Houston	Mountjoy	Villines
Daucher	Huff	Nakanishi	Walters
DeVore	Keene	Plescia	Wyland
Emmerson	La Malfa	Richman	

CONSIDERATION OF SENATE BILL NO. 1002 BY UNANIMOUS CONSENT

Assembly Member Dymally was granted unanimous consent to take up Senate Bill No. 1002, out of order.

SENATE BILL NO. 1002 (Machado)—An act to amend Section 18707 of the Revenue and Taxation Code, relating to taxation, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Dymally moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—46

Baca	Dymally	Levine	Ridley-Thomas
Bass	Evans	Lieber	Ruskin
Berg	Frommer	Liu	Saldaña
Bermúdez	Goldberg	Matthews	Salinas
Calderon	Hancock	Montañez	Torrico
Canciamilla	Horton, Jerome	Mullin	Umberg
Chan	Jones	Nation	Vargas
Chavez	Karnette	Nava	Wolk
Chu	Kleh	Negrete McLeod	Yee
Cohn	Koretz	Oropeza	Mr. Speaker
Coto	Laird	Parra	
De La Torre	Leno	Pavley	

NOES—31

Aghazarian	Harman	Leslie	Runner
Benoit	Haynes	Maze	Spitzer
Blakeslee	Horton, Shirley	McCarthy	Strickland
Bogh	Houston	Mountjoy	Tran
Cogdill	Huff	Nakanishi	Villines
Daucher	Keene	Niello	Walters
DeVore	La Malfa	Plescia	Wyland
Emmerson	La Suer	Richman	

Bill ordered reprinted.

Re-reference to Committee Pursuant to Assembly Rule 77.2

Pursuant to Assembly Rule 77.2, Speaker pro Tempore Yee re-referred Senate Bill No. 1002 to the Committees on Jobs, Economic Development, and the Economy, Revenue and Taxation, and Appropriations.

CONSIDERATION OF SENATE BILL NO. 455 BY UNANIMOUS CONSENT

Pursuant to a roll call vote taken earlier today, Assembly Member Matthews was granted consent to take up Senate Bill No. 455 without reference to file, for purpose of amendment.

SENATE BILL NO. 455 (Escutia)—An act to amend Sections 42889 and 42961.5 of the Public Resources Code, relating to solid waste.

Bill read third time.

Motion to Amend

Assembly Member Matthews moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—46

Arambula	De La Torre	Levine	Ridley-Thomas
Baca	Evans	Lieber	Ruskin
Bass	Frommer	Liu	Saldaña
Berg	Goldberg	Matthews	Salinas
Bermúdez	Hancock	Montañez	Torrico
Calderon	Horton, Jerome	Mullin	Umberg
Canciamilla	Jones	Nation	Vargas
Chan	Karnette	Nava	Wolk
Chavez	Klehs	Negrete McLeod	Yee
Chu	Koretz	Oropeza	Mr. Speaker
Cohn	Laird	Parra	
Coto	Leno	Pavley	

NOES—30

Aghazarian	Harman	Maze	Spitzer
Benoit	Haynes	McCarthy	Strickland
Blakeslee	Horton, Shirley	Mountjoy	Tran
Bogh	Huff	Nakanishi	Villines
Cogdill	Keene	Niello	Walters
Daucher	La Malfa	Plescia	Wyland
DeVore	La Suer	Richman	
Emmerson	Leslie	Runner	

Bill ordered reprinted.

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

Pursuant to Assembly Rule 77.2, the Speaker pro Tempore re-referred Senate Bill No. 455 to the Committee on Agriculture.

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

SENATE BILL NO. 218 (Scott)—An act to amend Section 366.26 of the Welfare and Institutions Code, relating to termination of parental rights.

Bill read third time.

Motion to Amend

Assembly Member Laird moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—46

Arambula	De La Torre	Levine	Ridley-Thomas
Baca	Evans	Lieber	Ruskin
Bass	Frommer	Liu	Saldaña
Berg	Goldberg	Matthews	Salinas
Bermúdez	Hancock	Montañez	Torrico
Calderon	Horton, Jerome	Mullin	Umberg
Canciamilla	Jones	Nation	Vargas
Chan	Karnette	Nava	Wolk
Chavez	Klehs	Negrete McLeod	Yee
Chu	Koretz	Oropeza	Mr. Speaker
Cohn	Laird	Parra	
Coto	Leno	Pavley	

NOES—31

Aghazarian	Harman	Leslie	Runner
Benoit	Haynes	Maze	Spitzer
Blakeslee	Horton, Shirley	McCarthy	Strickland
Bogh	Houston	Mountjoy	Tran
Cogdill	Huff	Nakanishi	Villines
Daucher	Keene	Niello	Walters
DeVore	La Malfa	Plescia	Wyland
Emmerson	La Suer	Richman	

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

MOTION TO AMEND BY ASSEMBLY MEMBER FROMMER

Assembly Member Frommer was granted unanimous consent to move the adoption of amendments to the following bills:

SENATE BILL NO. 735 (Torlakson)—An act to amend Section 602 of the Penal Code, relating to trespass.

Bill read third time.

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

SENATE BILL NO. 557 (Battin)—An act to add Section 10062 of the Public Utilities Code, relating to municipal utilities.

Bill read third time.

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

SENATE BILL NO. 797 (Romero)—An act to amend Section 11357 of the Health and Safety Code, and to amend Section 23222 of the Vehicle Code, relating to crime.

Bill read third time.

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

SENATE BILL NO. 61 (Battin)—An act to amend Section 1357.120 of, to amend the heading of Article 2 (commencing with Section 1363.05) of Chapter 4 of Title 6 of Part 4 of Division 2 of, and to add Sections 1363.03, 1363.04, and 1363.09 to, the Civil Code, relating to common interest developments.

Bill read third time.

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

SENATE BILL NO. 506 (Poochigian)—An act to amend Section 2194 of, and to add Section 2166.7 to, the Elections Code, and to amend Section 6254.24 of the Government Code, relating to public officials.

Bill read third time.

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

SENATE BILL NO. 37 (Speier)—An act to amend Section 35179.1 of, and to add Article 6.5 (commencing with Section 49030) to Chapter 6 of Part 27 of, the Education Code, relating to pupils.

Bill read third time.

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

SENATE BILL NO. 92 (Murray)—An act to add Section 22947.9 to the Business and Professions Code, relating to computer spyware.

Bill read third time.

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

SENATE BILL NO. 436 (Migden)—An act to amend Section 10609.4 of the Welfare and Institutions Code, relating to foster care, and making an appropriation therefore.

Bill read third time.

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

SENATE BILL NO. 687 (Simitian)—An act to amend Section 33126 of, and to add Section 33126.15 to, the Education Code, relating to school accountability.

Bill read third time.

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

SENATE BILL NO. 18 (Ortiz)—An act to add Chapter 2 (commencing with Section 125330) to Part 5.5 of Division 106 of, and to add and repeal Article 4 (commencing with Section 125292.15) of Chapter 3 of Part 5 of Division 106 of, the Health and Safety Code, relating to reproductive health.

Bill read third time.

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

SENATE BILL NO. 248 (Figueroa)—An act to amend Sections 1601.1, 1616.5, and 1742 of the Business and Professions Code, relating to dentistry.

Bill read third time.

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

SENATE BILL NO. 232 (Figueroa)—An act to amend Sections 2460, 2531, 3504, 3516.1, 3710, 3716, 5810, 7000.5, and 7011 of, and to amend and repeal Sections 2531.75 and 3512 of, the Business and Professions Code, to amend Section 12231 of the Government Code, to amend Section 80.2 of the Harbors and Navigation Code, and to amend Section 5090.15 of the Public Resources Code, relating to boards and commissions, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

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

SENATE BILL NO. 228 (Figueroa)—An act to amend Sections 7804.1, 7806, 7810, 7815.5, 7830.1, 7833, 7835.1, 7837, 7841.1, 7850, 7850.1, 7852.1, and 7872 of the Business and Professions Code, relating to geologists and geophysicists.

Bill read third time.

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

SENATE BILL NO. 23 (Migden)—An act to amend Sections 12693.43 and 12693.92 of, and to add Section 12693.335 to, the Insurance Code, and to add Article 7.5 (commencing with Section 1120) to Chapter 4 of Part 1 of Division 1 of the Unemployment Insurance Code, relating to children's health insurance.

Bill read third time.

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

SENATE BILL NO. 131 (Chesbro)—An act to add Sections 14132.101 and 14132.102 to the Welfare and Institutions Code, relating to Medi-Cal.

Bill read third time.

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

SENATE BILL NO. 229 (Figueroa)—An act to amend Sections 25, 2909, 2911, 2912, 2914, 2920, 2933, 2936, 2942, 2946, 2983, 2987, 2988, 3751, 4980.03, 4980.40, 4980.43, 4982.05, 4982.26, 4986.71, 4990.1, 4990.8, 4992.31, 4992.33, 5079, 8000, 8005, 8010, 8025, 8030.2, 8030.4, 8030.6, 8030.8, 8520, 8528, and 22253.2 of, to add Section 5054 to, and to repeal Section 2945 of, the Business and Professions Code, and to amend Section 19167 of the Revenue and Taxation Code, relating to professions and vocations.

Bill read third time.

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

SENATE BILL NO. 385 (Ducheny)—An act to amend Sections 60640 and 60850 of the Education Code, relating to pupil assessment.

Bill read third time.

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

SENATE BILL NO. 500 (Kuehl)—An act to amend Sections 300, 362.1, 11400, 11401, and 11465 of, and to add Section 16501.25 to, the Welfare and Institutions Code, relating to foster care, and making an appropriation therefor.

Bill read third time.

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

SENATE BILL NO. 820 (Kuehl)—An act to amend Sections 5000, 5001, 5003, 5004, 5005, 5009, 5101, 5107, 10004.5, 10004.6, 10620, 10631, 10642, 10644, 10645, 10656, 10753.7, 10814, 10816, 10840, 10841, 10844, and 12924 of, to add Sections 142, 5010, 5011, 10826.1, and 10826.2 to, to repeal Sections 4999, 10822, 10823, 10824, and 10855 of, and to repeal and add Sections 10657, 10811, 10820, 10821, 10825, 10826, 10845, 10853, and 10854 of, the Water Code, relating to water.

Bill read third time.

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

SENATE BILL NO. 661 (Migden)—An act to add Section 89241 to the Education Code, relating to public postsecondary education.

Bill read third time.

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

SENATE BILL NO. 719 (Romero)—An act to amend Section 13955 of the Government Code, to amend Section 13519.8 of the Penal Code, and to amend Sections 2800.1, 2800.2, 2800.3, and 14602.1 of, to add Sections 1666.1 and 2911 to, and to amend, repeal, and add Section 17004.7 of, the Vehicle Code, relating to vehicles, and making an appropriation therefor.

Bill read third time.

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

SENATE BILL NO. 581 (Figueroa)—An act to amend Sections 1812.85 and 1812.86 of, and to add Section 1812.96 to, the Civil Code, relating to health studios.

Bill read third time.

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

SENATE BILL NO. 437 (Escutia)—An act to amend Section 49557.2 of the Education Code, to amend Sections 123280 and 123290 of the Health and Safety Code, to amend Sections 12693.43, 12693.73, 12693.98, and 12693.981 of, to add Sections 12693.22, 12693.415, 12693.445, 12693.702, 12693.983, and 12693.984 to, and to add Chapter 17 (commencing with Section 12693.99) to Part 6.2 of Division 2 of, the Insurance Code, and to amend Sections 14005.23, 14005.41, 14154, and 18925 of, and to add Sections 14005.43, 14005.71, 14011.65, and 14013.5 to, the Welfare and Institutions Code, relating to health care coverage.

Bill read third time.

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

SENATE BILL NO. 377 (Ortiz)—An act relating to health care coverage.

Bill read third time.

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

SENATE BILL NO. 231 (Figueroa)—An act to amend Sections 125.3, 802, 802.1, 805.2, 2001, 2020, 2027, 2220.08, 2225, 2343, and 2435 of, to add Sections 2026, 2334, 2357, 2435.2, and 2435.3 to, to add and repeal Sections 2006 and 2358 of, and to repeal Article 14 (commencing with Section 2340) of Chapter 5 of Division 2 of, the Business and Professions Code, to repeal Section 364.1 of the Code of Civil Procedure, and to amend Sections 11371, 11508, and 11523 of, and to amend, repeal, and add Sections 12529 and 12529.5 of, the Government Code, relating to healing arts, and making an appropriation therefor.

Bill read third time.

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

SENATE BILL NO. 650 (Ortiz)—An act relating to prostate cancer, and making an appropriation therefor.

Bill read third time.

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

SENATE BILL NO. 798 (Simitian)—An act to add Division 116 (commencing with Section 150200) to the Health and Safety Code, relating to pharmaceuticals.

Bill read third time.

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

SENATE BILL NO. 800 (Simitian)—An act to add Section 21809 to the Vehicle Code, relating to vehicles.

Bill read third time.

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

SENATE BILL NO. 512 (Committee on Education)—An act to amend Section 1798.3 of the Civil Code, to amend Sections 1240, 1628, 1629, 8092, 8208, 8212, 8222, 8226, 8352, 8421, 17592.70, 35186, 38101, 41327.2, 41344, 41344.1, 41402, 41511, 41521, 41530, 41976, 41976.5, 42127, 42132, 42282, 42282.1, 42285, 42285.2, 44225.6, 44252.1, 44258.9, 44664, 45037, 48660.2, 48900.8, 48980, 49423, 49423.1, 51226.1, 52515, 52520, 52570, 52571, 52572, 54749, 56195.7, and 56362.7 of, to add Sections 42285.4, 44265.6, and 56836.07 to, to repeal Section 52247 of, and to repeal and add Section 48213 of, the Education Code, to amend Section 7572.5 of the Government Code, to repeal Chapter 1.2 (commencing with Section 628) of Title 15 of Part 1 of the Penal Code, to amend Section 34501.5 of the Vehicle Code, to amend Section 11 of Chapter 14 of the Statutes of 2003, to amend Item 6110-183-0890 of Section 2.00 of Chapter 208 of the Statutes of 2004, and to amend Section 18 of Chapter 895 of the Statutes of 2004, relating to public schools, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

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

SENATE BILL NO. 319 (Migden)—An act to amend Section 47660 of the Education Code, relating to public education funding.

Bill read third time.

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

SENATE BILL NO. 59 (Lowenthal)—An act to amend Section 12001 of, and to add Section 12043 to, the Penal Code, relating to firearms.

Bill read third time.

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

SENATE BILL NO. 1102 (Hollingsworth)—An act to add Sections 473, 21720, and 21721 to the Vehicle Code, relating to vehicles.

Bill read third time.

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

SENATE BILL NO. 954 (Figueroa)—An act to add Sections 12103.5, 12104, and 12104.5 to the Public Contract Code, relating to public contracts, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

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

SENATE BILL NO. 941 (Alquist)—An act to amend Sections 1797.98a and 1797.98c of, and to amend and repeal Section 1797.98e of, the Health and Safety Code, and to amend Sections 16952, 16953.3, 16955, and 16956 of, and to add Sections 16952.1 and 16956.5 to, the Welfare and Institutions Code, relating to emergency medical services.

Bill read third time.

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

THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 399 (Escutia)—An act to amend Section 23004.1 of the Government Code, and to amend Section 14124.791 of, and to add Section 14124.792 to, the Welfare and Institutions Code, relating to health services.

Bill read third time.

Motion to Amend

Assembly Member Laird moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—45

Baca	Evans	Lieber	Ruskin
Bass	Frommer	Liu	Saldaña
Berg	Goldberg	Matthews	Salinas
Bermúdez	Hancock	Montañez	Torrico
Calderon	Horton, Jerome	Mullin	Umberg
Canciamilla	Jones	Nation	Vargas
Chan	Karnette	Nava	Wolk
Chavez	Klehs	Negrete McLeod	Yee
Chu	Koretz	Oropeza	Mr. Speaker
Cohn	Laird	Parra	
Coto	Leno	Pavley	
De La Torre	Levine	Ridley-Thomas	

NOES—31

Aghazarian	Harman	Leslie	Runner
Benoit	Haynes	Maze	Spitzer
Blakeslee	Horton, Shirley	McCarthy	Strickland
Bogh	Houston	Mountjoy	Tran
Cogdill	Huff	Nakanishi	Villines
Daucher	Keene	Niello	Walters
DeVore	La Malfa	Plescia	Wyland
Emmerson	La Suer	Richman	

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

SENATE BILL NO. 677 (Murray)—An act to add Sections 19605.25 and 19605.46 to the Business and Professions Code, relating to horse racing, and making an appropriation therefor.

Bill read third time.

Motion to Amend

Assembly Member Jerome Horton moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—42

Arambula	Evans	Matthews	Saldaña
Baca	Frommer	Montañez	Salinas
Berg	Horton, Jerome	Mullin	Spitzer
Bermúdez	Jones	Nation	Torrico
Calderon	Karnette	Nava	Umberg
Canciamilla	Klehs	Negrete McLeod	Vargas
Chan	Koretz	Oropeza	Wolk
Chavez	Laird	Parra	Yee
Cohn	Leno	Pavley	Mr. Speaker
Coto	Levine	Ridley-Thomas	
De La Torre	Liu	Ruskin	

NOES—30

Aghazarian	Harman	Leslie	Runner
Benoit	Haynes	Maze	Strickland
Blakeslee	Horton, Shirley	McCarthy	Tran
Bogh	Houston	Mountjoy	Villines
Cogdill	Huff	Nakanishi	Walters
Daucher	Keene	Niello	Wyland
DeVore	La Malfa	Plescia	
Emmerson	La Suer	Richman	

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

SENATE BILL NO. 20 (Escutia)—An act to amend Sections 11629.7, 11629.71, 11629.72, 11629.73, 11629.731, 11629.74, 11629.75, 11629.76, 11629.77, 11629.78, 11629.79, 11629.8, 11629.81, 11629.84, and 11629.85 of, to amend the heading of Article 5.5 (commencing with Section 11629.7) of, and to repeal Article 5.6 (commencing with Section 11629.9) of Chapter 1 of Part 3 of Division 2 of, the Insurance Code, and to amend Sections 4000.37, 4000.38, 16020.1, 16020.2, and 16056.1 of the Vehicle Code, relating to auto insurance.

Bill read third time.

Motion to Amend

Assembly Member Frommer, on behalf of Assembly Member Núñez, moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—46

Arambula	De La Torre	Levine	Ridley-Thomas
Baca	Evans	Lieber	Ruskin
Bass	Frommer	Liu	Saldaña
Berg	Goldberg	Matthews	Salinas
Bermúdez	Hancock	Montañez	Torrico
Calderon	Horton, Jerome	Mullin	Umberg
Canciamilla	Jones	Nation	Vargas
Chan	Karnette	Nava	Wolk
Chavez	Klehs	Negrete McLeod	Yee
Chu	Koretz	Oropeza	Mr. Speaker
Cohn	Laird	Parra	
Coto	Leno	Pavley	

NOES—30

Aghazarian	Harman	Leslie	Spitzer
Benoit	Haynes	Maze	Strickland
Blakeslee	Horton, Shirley	McCarthy	Tran
Cogdill	Houston	Nakanishi	Villines
Daucher	Huff	Niello	Walters
DeVore	Keene	Plescia	Wyland
Emmerson	La Malfa	Richman	
Garcia	La Suer	Runner	

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

SENATE BILL NO. 102 (Ducheny)—An act to add Section 10214.9 to the Unemployment Insurance Code, relating to unemployment compensation.

Bill read third time.

Motion to Amend

Assembly Member Chu moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—45

Arambula	De La Torre	Levine	Ruskin
Baca	Evans	Lieber	Saldaña
Bass	Goldberg	Liu	Salinas
Berg	Hancock	Matthews	Torrico
Bermúdez	Horton, Jerome	Montañez	Umberg
Calderon	Horton, Shirley	Mullin	Vargas
Canciamilla	Jones	Nation	Wolk
Chan	Karnette	Nava	Yee
Chavez	Klehs	Negrete McLeod	Mr. Speaker
Chu	Koretz	Oropeza	
Cohn	Laird	Parra	
Coto	Leno	Ridley-Thomas	

NOES—29

Aghazarian	Garcia	McCarthy	Strickland
Benoit	Harman	Mountjoy	Tran
Blakeslee	Haynes	Nakanishi	Villines
Bogh	Houston	Niello	Walters
Cogdill	Huff	Plescia	Wyland
Daucher	Keene	Richman	
DeVore	La Malfa	Runner	
Emmerson	La Suer	Spitzer	

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

SENATE BILL NO. 247 (Figueroa)—An act to amend Section 18621 of, to repeal Sections 18605, 18606, 18607, 18608, 18610, 18611, and 18613 of, and to repeal and add Sections 18602, 18603, and 18604 of, the Business and Professions Code, relating to the Boxing Act.

Bill read third time.

Motion to Amend

Assembly Member Negrete McLeod moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—47

Arambula	De La Torre	Laird	Parra
Baca	Evans	Leno	Ridley-Thomas
Bass	Frommer	Levine	Ruskin
Berg	Goldberg	Lieber	Saldaña
Bermúdez	Hancock	Liu	Salinas
Calderon	Horton, Jerome	Matthews	Torrico
Canciamilla	Horton, Shirley	Montañez	Umberg
Chan	Jones	Mullin	Vargas
Chavez	Karnette	Nation	Wolk
Chu	Klehns	Nava	Yee
Cohn	Koretz	Negrete McLeod	Mr. Speaker
Coto	La Suer	Oropeza	

NOES—30

Aghazarian	Garcia	Maze	Spitzer
Benoit	Harman	McCarthy	Strickland
Blakeslee	Haynes	Mountjoy	Tran
Bogh	Houston	Nakanishi	Villines
Cogdill	Huff	Niello	Walters
Daucher	Keene	Plescia	Wyland
DeVore	La Malfa	Richman	
Emmerson	Leslie	Runner	

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

SENATE BILL NO. 655 (Ortiz)—An act to amend Section 11010 of the Business and Professions Code, to amend Section 1103.4 of the Civil Code, to amend Sections 65302 and 65302.5 of the Government Code, to add Section 25928 to the Health and Safety Code, and to add Chapter 7.7 (commencing with Section 2680) to Division 2 of, the Public Resources Code, relating to asbestos.

Bill read third time.

Motion to Amend

Assembly Member Ruskin moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—42

Baca	De La Torre	Leno	Ruskin
Bass	Evans	Levine	Saldaña
Berg	Frommer	Lieber	Salinas
Bermúdez	Goldberg	Liu	Torrico
Calderon	Hancock	Montañez	Umberg
Canciamilla	Horton, Jerome	Nation	Vargas
Chan	Jones	Nava	Wolk
Chavez	Karnette	Negrete McLeod	Yee
Chu	Klehns	Oropeza	Mr. Speaker
Cohn	Koretz	Parra	
Coto	Laird	Ridley-Thomas	

NOES—31

Aghazarian	Garcia	La Suer	Runner
Benoit	Harman	Maze	Spitzer
Blakeslee	Haynes	McCarthy	Strickland
Bogh	Horton, Shirley	Mountjoy	Tran
Cogdill	Houston	Nakanishi	Villines
Daucher	Huff	Niello	Walters
DeVore	Keene	Plescia	Wyland
Emmerson	La Malfa	Richman	

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

SENATE BILL NO. 658 (Kuehl)—An act to add and repeal Chapter 10 (commencing with Section 31500) of Division 21 of the Public Resources Code, and to add and repeal Section 9250.25 of the Vehicle Code, relating to coastal resources, and making an appropriation therefor.

Bill read third time.

Motion to Amend

Assembly Member Nation moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—44

Arambula	De La Torre	Leno	Pavley
Baca	Evans	Levine	Ridley-Thomas
Bass	Frommer	Lieber	Ruskin
Berg	Goldberg	Liu	Saldaña
Bermúdez	Hancock	Matthews	Salinas
Calderon	Horton, Jerome	Montañez	Torrico
Canciamilla	Jones	Mullin	Umberg
Chan	Karnette	Nation	Vargas
Chavez	Klehs	Nava	Wolk
Chu	Koretz	Oropeza	Yee
Cohn	Laird	Parra	Mr. Speaker

NOES—31

Aghazarian	Harman	Leslie	Runner
Benoit	Haynes	Maze	Spitzer
Blakeslee	Horton, Shirley	McCarthy	Strickland
Bogh	Houston	Mountjoy	Tran
Cogdill	Huff	Nakanishi	Villines
Daucher	Keene	Niello	Walters
DeVore	La Malfa	Plescia	Wyland
Emmerson	La Suer	Richman	

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

SENATE BILL NO. 768 (Simitian)—An act to amend Section 15400 of, and to add Sections 54.5 and 15008 to, the Fish and Game Code, and to amend Section 30411 of the Public Resources Code, relating to aquaculture.

Bill read third time.

Motion to Amend

Assembly Member Jones moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—41

Arambula	Evans	Lieber	Ruskin
Baca	Frommer	Liu	Saldaña
Bass	Goldberg	Montañez	Salinas
Berg	Hancock	Mullin	Umberg
Bermúdez	Jones	Nation	Vargas
Canciamilla	Karnette	Nava	Wolk
Chan	Klehs	Negrete McLeod	Yee
Chavez	Koretz	Oropeza	Mr. Speaker
Chu	Laird	Parra	
Cohn	Leno	Pavley	
De La Torre	Levine	Ridley-Thomas	

NOES—32

Aghazarian	Garcia	La Suer	Richman
Benoit	Harman	Leslie	Runner
Blakeslee	Haynes	Maze	Spitzer
Bogh	Horton, Shirley	McCarthy	Strickland
Cogdill	Houston	Mountjoy	Tran
Daucher	Huff	Nakanishi	Villines
DeVore	Keene	Niello	Walters
Emmerson	La Malfa	Plescia	Wyland

Vote Changes

By unanimous consent, the following vote change was permitted on the amendments to Senate Bill No. 768: Assembly Member Torrico from “Aye” to “Not Voting”.

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

CONSIDERATION OF SENATE BILL NO. 239

Pursuant to a roll call vote taken earlier today, Assembly Member Haynes was granted consent to take up Senate Bill No. 239, for purpose of amendment.

SENATE BILL NO. 239 (Romero)—An act to add Section 6357 to the Penal Code, relating to prisoners.

Bill read third time.

Motion to Amend

Assembly Member Haynes moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—43

Baca	Evans	Liu	Ridley-Thomas
Bass	Goldberg	Matthews	Ruskin
Berg	Hancock	Montañez	Saldaña
Calderon	Jones	Mullin	Salinas
Canciamilla	Karnette	Nakanishi	Torrico
Chan	Klehs	Nation	Umberg
Chavez	Koretz	Nava	Vargas
Chu	Laird	Negrete McLeod	Wolk
Cohn	Leno	Oropeza	Yee
Coto	Levine	Parra	Mr. Speaker
De La Torre	Lieber	Pavley	

NOES—32

Aghazarian	Frommer	La Malfa	Richman
Benoit	Garcia	La Suer	Runner
Blakeslee	Harman	Leslie	Spitzer
Bogh	Haynes	Maze	Strickland
Cogdill	Horton, Shirley	McCarthy	Tran
Daucher	Houston	Mountjoy	Villines
DeVore	Huff	Niello	Walters
Emmerson	Keene	Plescia	Wyland

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

CONSIDERATION OF SENATE BILL NO. 600

Pursuant to a roll call vote taken earlier today, Assembly Member Chan was granted consent to take up Senate Bill No. 600 for purpose of amendment.

SENATE BILL NO. 600 (Ortiz)—An act to add Chapter 8 (commencing with Section 105440) to Part 5 of Division 103 of the Health and Safety Code, relating to public health.

Bill read third time.

Motion to Amend

Assembly Member Chan moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—41

Baca	De La Torre	Lieber	Ruskin
Bass	Evans	Liu	Saldaña
Berg	Frommer	Montañez	Torrico
Bermúdez	Goldberg	Mullin	Umberg
Calderon	Hancock	Nation	Vargas
Canciamilla	Jones	Nava	Wolk
Chan	Klehs	Negrete McLeod	Yee
Chavez	Koretz	Oropeza	Mr. Speaker
Chu	Laird	Parra	
Cohn	Leno	Pavley	
Coto	Levine	Ridley-Thomas	

NOES—30

Aghazarian	Harman	Leslie	Spitzer
Benoit	Haynes	Maze	Strickland
Blakeslee	Horton, Shirley	McCarthy	Tran
Bogh	Houston	Nakanishi	Villines
Cogdill	Huff	Niello	Walters
Daucher	Keene	Plescia	Wyland
DeVore	La Malfa	Richman	
Emmerson	La Suer	Runner	

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

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

SENATE BILL NO. 1 (Murray)—An act to add Sections 7110.3, 7110.4, and 7146 to the Business and Professions Code, to amend Section 25744 of, to add Sections 25405.5 and 25405.6 to, and to add Chapter 8.8 (commencing with Section 25780) to Division 15 of, the Public Resources Code, and to amend Sections 379.6 and 2827 of, and to add Sections 379.8 and 387.5 to, the Public Utilities Code, relating to solar electricity.

Bill read third time.

Motion to Amend

Assembly Member Levine moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—42

Baca	De La Torre	Levine	Ruskin
Bass	Evans	Lieber	Saldaña
Berg	Frommer	Liu	Salinas
Bermúdez	Goldberg	Montañez	Torrico
Calderon	Hancock	Nation	Umberg
Canciamilla	Horton, Jerome	Nava	Vargas
Chan	Karnette	Negrete McLeod	Wolk
Chavez	Kleh	Oropeza	Yee
Chu	Koretz	Parra	Mr. Speaker
Cohn	Laird	Pavley	
Coto	Leno	Ridley-Thomas	

NOES—30

Aghazarian	Harman	Leslie	Spitzer
Benoit	Haynes	Maze	Strickland
Blakeslee	Horton, Shirley	McCarthy	Tran
Bogh	Houston	Nakanishi	Villines
Cogdill	Huff	Niello	Walters
Daucher	Keene	Plescia	Wyland
DeVore	La Malfa	Richman	
Emmerson	La Suer	Runner	

Vote Changes

By unanimous consent, the following vote change was permitted on the amendments to Senate Bill No. 1: Assembly Member Spitzer from “Aye” to “No”.

Bill ordered reprinted.

Re-reference to Committee Pursuant to Assembly Rule 77.2

Pursuant to Assembly Rule 77.2, Speaker pro Tempore Yee re-referred Senate Bill No. 1 to the Committee on Utilities and Commerce.

CONSIDERATION OF SENATE BILL NO. 347

Pursuant to a roll call vote taken earlier today, Assembly Member Jones was granted consent to take up Senate Bill No. 347, for purpose of amendment.

SENATE BILL NO. 347 (Ortiz)—An act to amend Section 12670.11 of the Water Code, relating to water.

Bill read third time.

**Motion to Amend by Assembly Member Niello
as Presented by Assembly Member Jones**

Assembly Member Jones moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—45

Baca	Evans	Lieber	Ruskin
Bass	Frommer	Liu	Saldaña
Berg	Goldberg	Matthews	Salinas
Bermúdez	Hancock	Montañez	Torrico
Calderon	Horton, Jerome	Nakanishi	Umberg
Canciamilla	Jones	Nation	Vargas
Chan	Karnette	Nava	Wolk
Chavez	Klehns	Negrete McLeod	Yee
Chu	Koretz	Oropeza	Mr. Speaker
Cohn	Laird	Parra	
Coto	Leno	Pavley	
De La Torre	Levine	Ridley-Thomas	

NOES—30

Aghazarian	Garcia	La Suer	Spitzer
Benoit	Harman	Leslie	Strickland
Blakeslee	Haynes	Maze	Tran
Bogh	Horton, Shirley	McCarthy	Villines
Cogdill	Houston	Mountjoy	Walters
Daucher	Huff	Plescia	Wyland
DeVore	Keene	Richman	
Emmerson	La Malfa	Runner	

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

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 999 (Machado)—An act to amend Sections 39002, 39603, and 40600 of the Health and Safety Code, relating to air quality.

Bill read third time.

Motion to Amend

Assembly Member Wolk moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—37

Bass	Evans	Lieber	Salinas
Berg	Frommer	Liu	Torrico
Bermúdez	Goldberg	Montañez	Umberg
Calderon	Hancock	Nation	Vargas
Canciamilla	Jones	Nava	Wolk
Chan	Klehns	Oropeza	Yee
Chavez	Koretz	Pavley	Mr. Speaker
Chu	Laird	Ridley-Thomas	
Cohn	Leno	Ruskin	
De La Torre	Levine	Saldaña	

NOES—33

Aghazarian	Harman	Leslie	Spitzer
Benoit	Haynes	Maze	Strickland
Blakeslee	Horton, Jerome	McCarthy	Tran
Bogh	Horton, Shirley	Mountjoy	Villines
Cogdill	Houston	Nakanishi	Walters
Daucher	Huff	Niello	Wyland
DeVore	Keene	Plescia	
Emmerson	La Malfa	Richman	
Garcia	La Suer	Runner	

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

ADJOURN IN MEMORY

Assembly Member Garcia was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Jim Kuhn, of El Centro.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Members Levine and Goldberg were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Lou Robins, of Van Nuys.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Umberg was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Marie LaChappa, of La Posta and Mayor Harry M. Dotson, of Stanton.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Ruskin announced that the Committee on Environmental Safety and Toxic Materials would meet today, 5 minutes upon adjournment of Floor session, in the Tom Bane Rules Committee Room.

Assembly Member Hancock announced that the Committee on Natural Resources would meet on Tuesday, September 6, 2005, in Room 447.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 364, on request of Assembly Member Frommer.

BILL RETURNED TO SENATE

Upon request of Assembly Member Frommer, Assembly Member Calderon was granted unanimous consent that Assembly Bill No. 424 be returned to the Senate for further action.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 663, on request of Assembly Member Frommer.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND THE RULES

Assembly Member Frommer requested unanimous consent that the Rules be suspended for the purpose of consideration of proposed amendments to Senate Bill No. 60 and to waive requirements for an analysis.

Assembly Member Cogdill withheld unanimous consent.

Motion to Suspend the Rules

Assembly Member Frommer moved that the Rules be suspended for the purpose of consideration of proposed amendments to Senate Bill No. 60 and to waive requirements for an analysis.

Assembly Member Cohn seconded the motion.

Rules suspended by the following vote:

AYES—43

Arambula	De La Torre	Levine	Ruskin
Baca	Evans	Lieber	Saldaña
Bass	Frommer	Liu	Salinas
Berg	Goldberg	Matthews	Spitzer
Bermúdez	Hancock	Montañez	Torrico
Calderon	Horton, Jerome	Mullin	Umberg
Chan	Jones	Nation	Vargas
Chavez	Klehns	Nava	Wolk
Chu	Koretz	Oropeza	Yee
Cohn	Laird	Pavley	Mr. Speaker
Coto	Leno	Ridley-Thomas	

NOES—30

Aghazarian	Garcia	La Suer	Richman
Benoit	Harman	Leslie	Runner
Blakeslee	Haynes	Maze	Strickland
Bogh	Horton, Shirley	McCarthy	Tran
Cogdill	Houston	Mountjoy	Villines
Daucher	Huff	Nakanishi	Wyland
DeVore	Keene	Niello	
Emmerson	La Malfa	Plescia	

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

ASSEMBLY BILL NO. 60 (Cedillo)—An act to amend Section 12801.5 of, to add Sections 1653.6 and 12801.1 to, and to repeal Section 14610.7 of, the Vehicle Code, relating to vehicles.

Bill read third time.

Motion to Amend

Assembly Member Coto moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—43

Arambula	De La Torre	Levine	Pavley
Baca	Evans	Lieber	Ridley-Thomas
Bass	Frommer	Liu	Ruskin
Berg	Goldberg	Matthews	Saldaña
Bermúdez	Hancock	Montañez	Salinas
Calderon	Horton, Jerome	Mullin	Torrico
Chan	Jones	Nation	Vargas
Chavez	Klehns	Nava	Wolk
Chu	Koretz	Negrete McLeod	Yee
Cohn	Laird	Oropeza	Mr. Speaker
Coto	Leno	Parra	

NOES—31

Aghazarian	Garcia	La Suer	Richman
Benoit	Harman	Leslie	Runner
Blakeslee	Haynes	Maze	Spitzer
Bogh	Horton, Shirley	McCarthy	Strickland
Cogdill	Houston	Mountjoy	Tran
Daucher	Huff	Nakanishi	Villines
DeVore	Keene	Niello	Wyland
Emmerson	La Malfa	Plescia	

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

CONSIDERATION OF SENATE BILL NO. 959 BY UNANIMOUS CONSENT

Pursuant to a roll call vote taken earlier today, Assembly Member Saldaña was granted consent to take up Senate Bill No. 959 for purpose of amendment.

SENATE BILL NO. 959 (Kehoe)—An act to amend Sections 20340 and 20341 of the Public Contract Code, and to amend Sections 120100, 120105, 120220, 120224.1, 120224.3, 120224.4, 120260, 120264, 120300, 120301, 120302, 120351, 120352, 120355, 120400, 120452, 120508, 120540, 120630, and 120631 of, to add Sections 120220.5 and 120682 to, to repeal Sections 120262 and 120353 of, and to repeal and add Sections 120202, 120222, and 120350 of, the Public Utilities Code, relating to transportation, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Saldaña moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—46

Arambula	De La Torre	Levine	Ridley-Thomas
Baca	Evans	Lieber	Ruskin
Bass	Frommer	Liu	Saldaña
Berg	Goldberg	Matthews	Salinas
Bermúdez	Hancock	Montañez	Torrico
Calderon	Horton, Jerome	Mullin	Umberg
Canciamilla	Jones	Nation	Vargas
Chan	Karnette	Nava	Wolk
Chavez	Klehs	Negrete McLeod	Yee
Chu	Koretz	Oropeza	Mr. Speaker
Cohn	Laird	Parra	
Coto	Leno	Pavley	

NOES—30

Aghazarian	Harman	Leslie	Runner
Benoit	Haynes	Maze	Spitzer
Blakeslee	Horton, Shirley	McCarthy	Strickland
Bogh	Houston	Mountjoy	Tran
Cogdill	Huff	Nakanishi	Villines
Daucher	Keene	Niello	Wyland
DeVore	La Malfa	Plescia	
Garcia	La Suer	Richman	

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

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND THE RULES

Assembly Member Frommer requested unanimous consent that the Rules be suspended for the purpose of consideration of proposed amendments to Senate Bill No. 457 and to waive the requirements for an analysis.

Assembly Member Cogdill withheld unanimous consent.

Motion to Suspend the Rules

Assembly Member Frommer moved that the Rules be suspended for the purpose of consideration of proposed amendments to Senate Bill No. 457 and to waive the requirements for an analysis.

Assembly Member Cohn seconded the motion.

Rules suspended by the following vote:

AYES—44

Baca	Evans	Levine	Pavley
Bass	Frommer	Lieber	Ridley-Thomas
Berg	Goldberg	Liu	Ruskin
Bermúdez	Hancock	Matthews	Saldaña
Calderon	Horton, Jerome	Montañez	Salinas
Chan	Jones	Mullin	Torrico
Chavez	Karnette	Nation	Umberg
Chu	Klehs	Nava	Vargas
Cohn	Koretz	Negrete McLeod	Wolk
Coto	Laird	Oropeza	Yee
De La Torre	Leno	Parra	Mr. Speaker

NOES—31

Aghazarian	Garcia	La Suer	Richman
Benoit	Harman	Leslie	Runner
Blakeslee	Haynes	Maze	Spitzer
Bogh	Horton, Shirley	McCarthy	Strickland
Cogdill	Houston	Mountjoy	Tran
Daucher	Huff	Nakanishi	Villines
DeVore	Keene	Niello	Wyland
Emmerson	La Malfa	Plescia	

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

SENATE BILL NO. 457 (Kehoe)—An act to amend Section 8686 of the Government Code, and to amend Sections 218, 17207, and 24347.5 of, and to add Sections 195.92, 195.93, and 195.94 to, the Revenue and Taxation Code, relating to taxation, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Nava moved the adoption of amendments.
Amendments read.

Motion to Suspend Rules

Assembly Member Bogh moved to suspend Assembly Rule 69 to offer an oral amendment to the amendments offered by Assembly Member Nava to Senate Bill No. 457.

Assembly Member Harman seconded the motion.

Motion lost by the following vote:

AYES—28

Aghazarian	Emmerson	La Malfa	Parra
Benoit	Garcia	La Suer	Plescia
Blakeslee	Harman	Maze	Richman
Bogh	Haynes	McCarthy	Spitzer
Cogdill	Horton, Shirley	Mountjoy	Tran
Daucher	Houston	Nakanishi	Villines
DeVore	Keene	Niello	Wyland

NOES—46

Arambula	Evans	Leslie	Ridley-Thomas
Baca	Frommer	Levine	Ruskin
Bass	Goldberg	Lieber	Saldaña
Berg	Hancock	Liu	Strickland
Bermúdez	Horton, Jerome	Matthews	Torrico
Calderon	Huff	Montañez	Umberg
Chan	Jones	Mullin	Vargas
Chavez	Karnette	Nation	Wolk
Chu	Klehns	Nava	Yee
Cohn	Koretz	Negrete McLeod	Mr. Speaker
Coto	Laird	Oropeza	
De La Torre	Leno	Pavley	

**Further Consideration of Nava Amendments to Senate Bill No. 457
Parliamentary Inquiry**

Assembly Member Daucher arose to the following parliamentary inquiry:

What authority does Legislative Counsel have to approve handwritten amendments?

Reply by Speaker pro Tempore Yee

The Speaker pro Tempore replied that Assembly Rule 69 requires all amendments offered from the Floor during a bill's second or third reading shall be prepared, or approved to form, by the Legislative Counsel.

Parliamentary Inquiry

Assembly Member Daucher arose to the following parliamentary inquiry:

Why is the date, August 25, 2005 at the top of the amendment?

Reply by Speaker pro Tempore Yee

The Speaker pro Tempore replied that that is the last date that the bill was amended.

**Motion to Table Nava Amendments
to Senate Bill No. 457**

Assembly Member Aghazarian moved that the amendments offered by Assembly Member Nava to Senate Bill No. 457 be laid upon the table.

Assembly Member Bogh seconded the motion.

Motion lost by the following vote:

AYES—31

Aghazarian	Garcia	La Suer	Richman
Benoit	Harman	Leslie	Runner
Blakeslee	Haynes	Maze	Spitzer
Bogh	Horton, Shirley	McCarthy	Strickland
Cogdill	Houston	Mountjoy	Tran
Daucher	Huff	Nakanishi	Villines
DeVore	Keene	Niello	Wyland
Emmerson	La Malfa	Plescia	

NOES—44

Arambula	De La Torre	Leno	Pavley
Baca	Evans	Levine	Ridley-Thomas
Bass	Frommer	Lieber	Ruskin
Berg	Goldberg	Liu	Saldaña
Bermúdez	Hancock	Matthews	Salinas
Calderon	Horton, Jerome	Montañez	Torrico
Chan	Jones	Mullin	Umberg
Chavez	Karnette	Nation	Vargas
Chu	Klehs	Nava	Wolk
Cohn	Koretz	Negrete McLeod	Yee
Coto	Laird	Oropeza	Mr. Speaker

MOTION TO ADJOURN

Assembly Member McCarthy moved that the Assembly do now adjourn.

Assembly Member Benoit seconded the motion.

Motion lost by the following vote:

AYES—31

Aghazarian	Garcia	La Suer	Richman
Benoit	Harman	Leslie	Runner
Blakeslee	Haynes	Maze	Spitzer
Bogh	Horton, Shirley	McCarthy	Strickland
Cogdill	Houston	Mountjoy	Tran
Daucher	Huff	Nakanishi	Villines
DeVore	Keene	Niello	Wyland
Emmerson	La Malfa	Plescia	

NOES—43

Arambula	De La Torre	Levine	Ridley-Thomas
Baca	Evans	Lieber	Ruskin
Bass	Goldberg	Liu	Saldaña
Berg	Hancock	Matthews	Salinas
Bermúdez	Horton, Jerome	Montañez	Torrico
Calderon	Jones	Mullin	Umberg
Chan	Karnette	Nation	Vargas
Chavez	Klehs	Nava	Wolk
Chu	Koretz	Negrete McLeod	Yee
Cohn	Laird	Oropeza	Mr. Speaker
Coto	Leno	Pavley	

**FURTHER CONSIDERATION OF NAVA AMENDMENTS TO
SENATE BILL NO. 457
Parliamentary Inquiry**

Assembly Member Frommer arose to the following parliamentary inquiry:

Is Assembly Member Haynes speaking to the merits of the amendments?

Reply by Speaker pro Tempore Yee

The Speaker pro Tempore replied that debate needs to be limited to the merits of the amendments.

Further Consideration of Nava Amendments to Senate Bill No. 457

The roll was opened.

Amendments adopted by the following vote:

AYES—43

Arambula	De La Torre	Levine	Ridley-Thomas
Baca	Frommer	Lieber	Ruskin
Bass	Goldberg	Liu	Saldaña
Berg	Hancock	Matthews	Salinas
Bermúdez	Horton, Jerome	Montañez	Torrico
Calderon	Jones	Mullin	Umberg
Chan	Karnette	Nation	Vargas
Chavez	Klehs	Nava	Wolk
Chu	Koretz	Negrete McLeod	Yee
Cohn	Laird	Oropeza	Mr. Speaker
Coto	Leno	Pavley	

NOES—32

Aghazarian	Garcia	La Suer	Plescia
Benoit	Harman	Leslie	Richman
Blakeslee	Haynes	Maze	Runner
Bogh	Horton, Shirley	McCarthy	Spitzer
Cogdill	Houston	Mountjoy	Strickland
Daucher	Huff	Nakanishi	Tran
DeVore	Keene	Niello	Villines
Emmerson	La Malfa	Parra	Wyland

Bill ordered reprinted.

Re-reference to Committee Pursuant to Assembly Rule 77.2

Pursuant to Assembly Rule 77.2, Speaker pro Tempore Yee re-referred Senate Bill No. 457 to the Committee on Revenue and Taxation.

Objection to Vote Adds and Changes

Assembly Member McCarthy withheld unanimous consent on any requests for vote changes on the roll call vote taken on this day on the Nava amendments to Senate Bill No. 457.

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. 1062, 674, 1021, 455, and 780, on request of Assembly Member Frommer.

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

By unanimous consent, the motions to reconsider the votes on Assembly Bills Nos. 6, 1029, and 441, Senate Bills Nos. 607, 380, and 51, and Senate Joint Resolution No. 10 were continued until the next legislative day.

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

Pursuant to Assembly Rule 77.2, the Speaker pro Tempore re-referred Senate Bill No. 239 to the Committee on Public Safety.

ANNOUNCEMENTS

Speaker pro Tempore Yee announced the following session schedule: Tuesday, September 6, 2005, Floor Session, 11 a.m.

VOTE ADDS

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

Senate Bill No. 455, Frommer Motion to Suspend the Rules: Koretz, Nation, Oropeza, and Umberg—Aye; Houston, La Malfa, Nakanishi, and Strickland—No.

Senate Bill No. 959, Frommer Motion to Suspend the Rules: Oropeza and Umberg—Aye; Houston, La Malfa, and Nakanishi—No.

Senate Bill No. 798, Frommer Motion to Suspend the Rules: Bermúdez, Montañez, Oropeza, and Umberg—Aye; Houston, La Malfa, Mountjoy, Nakanishi, and Tran—No.

Senate Bill No. 239, Frommer Motion to Suspend the Rules: Bermúdez, Oropeza, and Umberg—Aye; Houston, La Malfa, and Nakanishi—No.

Senate Bills Nos. 347 and 600, Frommer Motion to Suspend the Rules: Oropeza and Umberg—Aye; Houston, La Malfa, and Nakanishi—No.

Senate Bill No. 1002, Dymally Amendments: Bermúdez, Canciamilla, De La Torre, and Oropeza—Aye; Nakanishi and Tran—No.

Senate Bill No. 455, Matthews Amendments: Bermúdez and Oropeza—Aye; Nakanishi and Wyland—No.

Senate Bill No. 218, Laird Amendments: Oropeza—Aye; Blakeslee, Nakanishi, and Strickland—No.

Senate Bill No. 399, Laird Amendments: Levine—Aye; Blakeslee and Nakanishi—No.

Senate Bill No. 677, Jerome Horton Amendments: Canciamilla and Mullin—Aye; Blakeslee and Nakanishi—No.

Senate Bill No. 20, Núñez Amendments, Presented by Frommer: Nation—Aye; Blakeslee, Nakanishi, Spitzer, and Tran—No.

Senate Bill No. 102, Chu Amendments: Shirley Horton and Wolk—Aye; Nakanishi, Spitzer, and Wyland—No.

Senate Bill No. 247, Negrete McLeod Amendments: Mullin and Wolk—Aye; Nakanishi and Spitzer—No.

Senate Bill No. 655, Ruskin Amendments: Wolk—Aye; Nakanishi—No.

Senate Bill No. 658, Nation Amendments: Nakanishi—No.

Senate Bill No. 768, Jones Amendments: Canciamilla, Montañez, and Mullin—Aye; Harman and Nakanishi—No.

Senate Bill No. 239, Haynes Amendments: Chu, Coto, and Nakanishi—Aye; Shirley Horton—No.

Senate Bill No. 600, Chan Amendments: Canciamilla and Coto—Aye; Nakanishi—No.

Senate Bill No. 1, Levine Amendments: Bermúdez and Coto—Aye; Nakanishi—No.

Senate Bill No. 347, Niello Amendments, Presented by Jones: Nakanishi—Aye.

Senate Bill No. 999, Wolk Amendments: Bermúdez and Montañez—Aye; Nakanishi—No.

Senate Bill No. 60, Frommer Motion to Suspend the Rules: Spitzer—Aye; Blakeslee and Nakanishi—No.

Senate Bill No. 60, Coto Amendments: Bermúdez and De La Torre—Aye.

Senate Bill No. 959, Saldaña Amendments: Bermúdez—Aye.

Senate Bill No. 457, Frommer Motion to Suspend the Rules: Bermúdez—Aye.

Senate Bill No. 457, Bogh Motion to Suspend the Rules: Bermúdez—No.

Senate Bill No. 457, Nava Amendments: De La Torre—Aye.

MOTION TO ADJOURN

At 10:59 a.m., Assembly Member Frommer moved that the Assembly do now adjourn.

Assembly Member Cogdill seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 11 a.m., Speaker pro Tempore Yee declared the quorum call of the Assembly dispensed with.

SPECIAL COMMITTEE MEETINGS

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

Education, on Tuesday, September 6, 2005, upon Call of the Chair;

Agriculture, on Tuesday, September 6, 2005, upon Call of the Chair;

Revenue and Taxation, on Tuesday, September 6, 2005, off the Floor, in the Tom Bane Rules Committee Room.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, September 2, 2005

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

Assembly Concurrent Resolution No. 51
 Assembly Concurrent Resolution No. 83

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolutions ordered to the Consent Calendar.

Assembly Chamber, September 2, 2005

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

Assembly Bill No. 18	Assembly Bill No. 729
Assembly Bill No. 165	Assembly Bill No. 924
Assembly Bill No. 224	Assembly Bill No. 961
Assembly Bill No. 296	Assembly Bill No. 996
Assembly Bill No. 361	Assembly Bill No. 1051
Assembly Bill No. 429	Assembly Bill No. 1113
Assembly Bill No. 453	Assembly Bill No. 1117
Assembly Bill No. 610	Assembly Bill No. 1356

And reports the same correctly enrolled, and presented to the Governor on the 2nd day of September, 2005, at 2 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 2, 2005

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

Assembly Bill No. 1431	Assembly Bill No. 1669
Assembly Bill No. 1533	Assembly Bill No. 1712
Assembly Bill No. 1563	Assembly Bill No. 1738
Assembly Bill No. 1585	Assembly Bill No. 1746
Assembly Bill No. 1594	Assembly Bill No. 1767
Assembly Bill No. 1633	Assembly Bill No. 1772

And reports the same correctly enrolled, and presented to the Governor on the 2nd day of September, 2005, at 2 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 2, 2005

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

Assembly Bill No. 128
 Assembly Bill No. 1380

And reports the same correctly enrolled, and presented to the Governor on the 2nd day of September, 2005, at 3:30 p.m.

E. DOTSON WILSON, Chief Clerk

RESOLUTIONS

The following resolutions were offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 94—Houston. Relative to Hurricane Katrina relief.

ASSEMBLY JOINT RESOLUTION NO. 36—Hancock (Coauthors: Dymally, Goldberg, Laird, and Leno). Relative to the California National Guard and the War in Iraq.

AUTHOR'S AMENDMENTS**Committee on Agriculture**

September 2, 2005

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

Senate Bill No. 1056

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

MATTHEWS, Chair

SENATE BILL NO. 1056—An act to add Section 52007 to the Food and Agricultural Code, relating to agriculture.

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 Housing and Community Development

September 2, 2005

Mr. Speaker: The Chair of your Committee on Housing and Community Development reports:

Senate Bill No. 521

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

MULLIN, Chair

SENATE BILL NO. 521—An act to amend Sections 65460.2 and 65460.4 of the Government Code, and to amend Sections 33031 and 33320.1 of, and to add Section 33032 to, the Health and Safety Code, relating to transit village plans.

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 Transportation

September 2, 2005

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

Senate Bill No. 186

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

OROPEZA, Chair

SENATE BILL NO. 186—An act to amend Sections 374 and 411 of the Streets and Highways Code, relating to highways.

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

September 2, 2005

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

Senate Bill No. 153

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

CHU, Chair

SENATE BILL NO. 153—An act to add Chapter 1.698 (commencing with Section 5096.700) to Division 5 of the Public Resources Code, relating to financing a program for the acquisition, development, improvement, preservation, rehabilitation, and restoration of agricultural, coastal, cultural, forest, historical, park, recreational, and water resources in the state, by providing the funds necessary therefor through the issuance and sale of bonds of the State of California and by providing handling and disposition of those funds.

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

September 2, 2005

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

Senate Bill No. 144

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

CHU, Chair

SENATE BILL NO. 144—An act to repeal and add Part 7 (commencing with Section 113700) of Division 104 of the Health and Safety Code, relating to retail food.

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 Judiciary

September 2, 2005

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

Assembly Bill No. 1626

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

JONES, Chair

ASSEMBLY BILL NO. 1626—An act to amend Section 1088.5 of the Unemployment Insurance Code, relating to employment insurance.

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 Local Government

September 2, 2005

Mr. Speaker: The Chair of your Committee on Local Government reports:

Assembly Bill No. 1243

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

SALINAS, Chair

ASSEMBLY BILL NO. 1243—An act relating to community colleges.

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 Public Safety

September 2, 2005

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Assembly Joint Resolution No. 34

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

LENO, Chair

ASSEMBLY JOINT RESOLUTION NO. 34—Relative to extradition of felons.

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 Rules

September 2, 2005

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

Senate Bill No. 69

Senate Bill No. 70

Senate Bill No. 72

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

MONTAÑEZ, Chair

SENATE BILL NO. 69—An act relating to the Budget Act of 2005.

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.

SENATE BILL NO. 70—An act relating to the Budget Act of 2005.

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.

SENATE BILL NO. 72—An act relating to the Budget Act of 2005.

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.

MESSAGES FROM THE GOVERNOR

The following veto messages from the Governor were received and ordered printed in the Journal and the bills ordered to the unfinished business file:

Veto Message—Assembly Bill No. 15

Governor's Office, Sacramento

September 2, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 15 without my signature.

While I respect the author's intent to recognize the contributions of the Filipino people during World War II, State content standards and curriculum frameworks are necessarily broad, allowing for coverage of many important historical events and cultural developments. In fact, nothing in current law prohibits teachers today from recognizing the role of Filipinos in World War II.

Last year, I vetoed a nearly identical bill, AB 2512 (Horton, 2004), on the basis that current law already provides the necessary flexibility and that the State should refrain from being overly prescriptive. The veto message remains applicable and, thus, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 57

Governor's Office, Sacramento
September 2, 2005

To the Members of the California Assembly:

I am returning Assembly Bill 57 without my signature.

I firmly agree that workers must be properly compensated for public works through the payment of prevailing wages. In fact, California has some of the strongest prevailing wage protections in the nation. The existing law satisfactorily affords the appropriate balance between ensuring fair compensation for workers and flexibility for employers.

This bill would arbitrarily impose timelines on employers crediting pension and other benefits used in determining prevailing wages. In doing so, the balance afforded in current law would be weakened.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 249

Governor's Office, Sacramento
September 2, 2005

To Members of the California State Assembly:

I am returning Assembly Bill 249 without my signature.

This legislation requires the Legislative Analyst's office to conduct a study regarding taxpayers' usage of the Form 540 2EZ. Last year I signed a bill which, among other substantive things, required the compilation of a report on the exact same tax form by the same entity.

This bill is unnecessary and partially duplicates the already required report. I strongly recommend that the Franchise Tax Board work with the authors and their analyst's office, the Legislative Analyst's office, to ensure that the report includes all of the desired information, including information regarding the eligibility expansion to those with capital gains. I believe that such expansion merits review.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 551

Governor's Office, Sacramento
September 2, 2005

To Members of the California State Assembly:

I am returning Assembly Bill 551 without my signature.

This bill requires duplicative reporting for agencies which provide referral services for domestic employees. Current law already provides sufficient reporting requirements to ensure that those who hire domestic workers are well aware of their obligations to pay taxes and procure workers' compensation insurance.

Assembly Bill 551 interferes with the marketplace by legislatively altering the requirements of one segment of the employment agency industry in order for another segment to gain competitive advantage without providing additional protections for domestic workers or those who hire them.

This bill is unnecessary and inappropriately adds redundant requirements with no additional consumer protection.

For these reasons I cannot support this measure.

Sincerely,

ARNOLD SCHWARZENEGGER

RECEIPT

I acknowledge receipt this 2nd day of September 2005 at 3:22 p.m., of Assembly Bills Nos. 15, 57, 249, and 551, without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Jacque Roberts.

PAMELLA J. CAVILEER
Chief Assistant Clerk

REPORTS OF STANDING COMMITTEES

Committee on Environmental Safety and Toxic Materials

Date of Hearing: September 2, 2005

Mr. Speaker: Your Committee on Environmental Safety and Toxic Materials reports: Senate Bill No. 536

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

RUSKIN, Chair

Above bill re-referred to the Committee on Appropriations.

Committee on Judiciary

Date of Hearing: September 1, 2005

Mr. Speaker: Your Committee on Judiciary reports: Senate Bill No. 1026

With the recommendation: Do pass, and be re-referred to the Committee on Housing and Community Development.

JONES, Chair

Above bill re-referred to the Committee on Housing and Community Development.

Committee on Governmental Organization

Date of Hearing: August 31, 2005

Mr. Speaker: Your Committee on Governmental Organization reports: Senate Bill No. 288

With amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Appropriations.

JEROME HORTON, Chair

Above bill ordered to second reading.

ADJOURNMENT

At 4:45 p.m., pursuant to the motion by Assembly Member Frommer, the Assembly adjourned until 11 a.m., Tuesday, September 6, 2005, out of respect to the memory of Jim Kuhn, on motion of Assembly Member Garcia; out of respect to the memory of Lou Robins, on motion of Assembly Members Levine and Goldberg; and out of respect to the memory of Marie LaChappa and Mayor Harry M. Dotson, on motion of Assembly Member Umberg.

FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON SEPTEMBER 2, 2005**

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

AJR	RN	SB	RN
34	0519945	436	0520131
		437	0520143
		455	0520398
SB	RN	457	0520583
1	0520261	500	0519882
18	0520237	506	0520396
20	0520132	512	0520377
23	0520393	521	0519723
37	0519906	521	0519723
59	0518917	557	0519832
60	0520550	581	0520051
61	0520361	600	0520394
69	0520435	650	0520157
70	0520418	655	0520106
72	0520308	658	0519891
92	0520367	661	0520199
102	0520201	677	0520211
131	0520362	687	0520399
144	0520323	719	0520433
153	0519551	735	0520169
186	0519953	768	0520229
218	0519978	798	0520381
228	0520032	800	0520416
229	0520043	820	0519847
231	0519895	941	0520342
232	0519256	954	0520181
239	0520346	959	0520414
247	0520400	999	0519368
248	0520384	1002	0518812
319	0520389	1056	0517401
347	0520379	1102	0520159
377	0520170	1243	0518322
385	0520213	1626	0519983
399	0520404		

Daily Total: 63
Cumulative Total: 2765