

Volume 3

Journal of the Assembly

Legislature of the State of California

2005–06 Regular Session

December 6, 2004 to November 30, 2006



HON. FABIAN NUÑEZ
Speaker

HON. SALLY J. LIEBER
Speaker pro Tempore

HON. KAREN BASS
Majority Floor Leader

HON. GEORGE PLESCIA
Minority Floor Leader

E. DOTSON WILSON
Chief Clerk of the Assembly

SUE PARKER
Minute Clerk

Volume 3

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CALIFORNIA LEGISLATURE

2005–06 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, August 25, 2005

ONE HUNDRED THIRTEENTH SESSION DAY

TWO HUNDRED SIXTY-THIRD CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

(Please Direct Any Inquiries and Report Any Omissions or Errors to
Sue Parker, Minute Clerk: Phone 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, August 25, 2005

The Assembly met at 9:37 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 Benoit 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 9:51 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—77:

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

PRAYER

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

Lord God, You are the positive creating force that brought all things into existence from nothing. You are what makes goodness good. Your creating power did not stop billions of years ago, but continues to this day.

Help us, Lord, to live in concert with Your positive and lifegiving spirit. Be merciful to us if we allow our ego to prevent us from appreciating Your goodness. And guide us to show a positive and loving example to others.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Yee, Assembly Member Plescia 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.

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 Núñez.

Because of illness in her family: Assembly Member Negrete McLeod.

EXPLANATIONS OF ABSENCE

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

August 25, 2005

E. Dotson Wilson

*Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: This is to advise you that I will be out of the country today on legislative business.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

COMMUNICATIONS

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

August 25, 2005

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

Dear Dotson: Please be advised that I have created the Select Committee on Bridging the Achievement Gap and have appointed Loni Hancock as the Chair.

Sincerely,

FABIAN NUÑEZ
 Speaker of the Assembly

August 25, 2005

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

Dear Dotson: Please be advised that I have appointed Assemblymember Hector De La Torre to fill the Democratic vacancy on the Assembly Health Committee for today's hearing only.

Sincerely,

FABIAN NUÑEZ
 Speaker of the Assembly

REFERENCE OF BILLS TO COMMITTEE

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

Senate Concurrent

<i>Resolution No.</i>	<i>Committee</i>
15 -----	Jud.
52 -----	Trans.
53 -----	Trans.
55 -----	Trans.

Senate Joint

<i>Resolution No.</i>	<i>Committee</i>
10 -----	Jud.
11 -----	Jud.
13 -----	Trans.
17 -----	Health

REQUEST FOR PHOTOGRAPHER

Assembly Member Nakanishi was granted unanimous consent that a video camera be permitted on the Floor of the Assembly.

BILLS RETURNED TO SENATE

On behalf of the authors, Assembly Member Frommer was granted unanimous consent that the following bills be returned to the Senate for further action:

Assembly Bills Nos. 240, 604, 920, and 889.

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

Pursuant to Assembly Rule 78, Assembly Member Frommer announced his intention to request that Senate Bills Nos. 230, 248, 232, 228, and 247 be removed from the inactive file.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 683, on request of Assembly Member Frommer.

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:

Assembly Concurrent Resolutions Nos. 86 and 72, on request of Assembly Member Frommer;

Senate Bills Nos. 105, 828, 922, and 1106, on request of Assembly Member Frommer.

JOINT RULE 62(a) WAIVED

Assembly Member Frommer was granted unanimous consent that Joint Rule 62(a) be waived to permit the following bills to be heard in committee as noted:

Committee on Appropriations to hear Senate Bills Nos. 897, 954, and 1075 today.

RECESS

By unanimous consent, at 9:58 a.m., Speaker pro Tempore Yee declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Nakanishi introduced and presented a resolution to Don Price and Dr. Elizabeth Brutvan in recognition of Vision Service Plan's 50th anniversary.

RECONVENED

At 10 a.m., the Assembly reconvened.

Hon. Leland Y. Yee, Speaker pro Tempore of the Assembly, presiding.

**CONSIDERATION OF DAILY FILE
SECOND READING OF ASSEMBLY BILLS**

ASSEMBLY JOINT RESOLUTION NO. 31—Relative to speech.

Resolution read; amendments proposed by the Committee on Judiciary read and adopted; resolution ordered reprinted and to be placed on the third reading file.

THIRD READING OF SENATE BILLS

SENATE BILL NO. 390 (Bowen)—An act to add Section 11604.5 to the Probate Code, relating to probate assignments.

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

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 10:05 a.m.

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

SENATE BILL NO. 1069 (Soto)—An act to amend Section 33333.6 of the Health and Safety Code, relating to redevelopment.

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

Bill passed by the following vote:

AYES—72

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

NOES—4

DeVore	Haynes	La Malfa	Walters
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Bill ordered transmitted to the Senate.

**At 10:08 a.m., Assistant Speaker pro Tempore Sally Lieber,
22nd District, presiding**

SENATE BILL NO. 51 (Kuehl)—An act to amend Section 1946.1 of the Civil Code, relating to tenancy.

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

Motion to Amend

Assembly Member Leno moved the adoption of amendments.

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, and presented by Assembly Member Matthews.

Bill passed by the following vote:

AYES—77

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

NOES—None

Bill ordered transmitted to the Senate.

(NOTE: On September 1, 2005, the action was rescinded whereby Senate Bill No. 941 was passed, and whereby the bill was ordered transmitted to the Senate. See page 3243.)

SENATE BILL NO. 684 (Alquist)—An act to add Section 51221.1 to the Education Code, relating to pupil instruction.

Bill read third time, and presented by Assembly Member Shirley Horton.

Bill passed by the following vote:

AYES—68

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

NOES—3

Haynes Maze Mountjoy

Bill ordered transmitted to the Senate.

SENATE BILL NO. 930 (Ducheny)—An act to amend Section 71000 of the Education Code, relating to community colleges.

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

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 10:15 a.m.

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

SENATE BILL NO. 326 (Dunn)—An act to amend Section 65589.4 of the Government Code, relating to housing.

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

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 10:18 a.m.

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

SENATE BILL NO. 138 (Maldonado)—An act to amend Section 1347 of the Penal Code, relating to criminal procedure.

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

Motion to Amend

Assembly Member Leno moved the adoption of amendments.

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

SENATE BILL NO. 485 (Migden)—An act to amend Sections 97.2 and 97.3 of the Revenue and Taxation Code, relating to local government finance.

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

Motion to Amend

Assembly Member Nation moved the adoption of amendments.

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

SENATE BILL NO. 527 (Alquist)—An act to amend Section 33334.4 of the Health and Safety Code, relating to redevelopment.

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

Motion to Amend

Assembly Member Coto moved the adoption of amendments.

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

SENATE BILL NO. 355 (Murray)—An act to add Chapter 33 (commencing with Section 22948) to Division 8 of the Business and Professions Code, relating to the Internet.

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

Bill passed by the following vote:

AYES—64

Aghazarian	Daucher	Koretz	Pavley
Arambula	De La Torre	Laird	Plescia
Baca	Dymally	Leno	Richman
Bass	Evans	Levine	Ridley-Thomas
Benoit	Frommer	Lieber	Runner
Berg	Garcia	Liu	Ruskin
Bermúdez	Goldberg	Matthews	Saldaña
Blakeslee	Hancock	McCarthy	Salinas
Bogh	Harman	Montañez	Strickland
Calderon	Horton, Jerome	Mullin	Torrico
Canciamilla	Horton, Shirley	Nakanishi	Tran
Chan	Houston	Nation	Umberg
Chavez	Jones	Nava	Vargas
Chu	Karnette	Niello	Wolk
Cohn	Keene	Oropeza	Wyland
Coto	Klehs	Parra	Yee

NOES—9

Cogdill	La Malfa	Mountjoy
DeVore	Leslie	Spitzer
Huff	Maze	Villines

Vote Changes

By unanimous consent, the following vote changes were permitted on Senate Bill No. 355: Assembly Members Aghazarian, Houston, and Runner from “No” to “Aye”.

Bill ordered transmitted to the Senate.

ASSEMBLY RULE 118 SUSPENDED—PRIVILEGES OF THE FLOOR

Assembly Member Koretz was granted unanimous consent that Assembly Rule 118 be suspended granting the privileges of the Floor and permitting guests to sit at his desk in the Assembly Chamber, whereupon he introduced his daughter, Rachel, and Chloe Kemper.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 143 (Runner)—An act to add Section 11093.5 to the Government Code, relating to statistical districts.

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

Motion to Amend

Assembly Member Runner moved the adoption of amendments.

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

SENATE BILL NO. 370 (Bowen)—An act to amend Section 15627 of, and to add Section 19253 to, the Elections Code, relating to elections.

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

Bill passed by the following vote:

AYES—57

Arambula	Dymally	Leno	Ridley-Thomas
Baca	Evans	Leslie	Ruskin
Bass	Frommer	Levine	Saldaña
Berg	Garcia	Lieber	Salinas
Bermúdez	Goldberg	Liu	Strickland
Blakeslee	Hancock	Matthews	Torrico
Bogh	Horton, Jerome	Montañez	Umberg
Calderon	Horton, Shirley	Mullin	Vargas
Canciamilla	Houston	Nakanishi	Villines
Chan	Jones	Nation	Wolk
Chavez	Karnette	Nava	Wyland
Chu	Keene	Oropeza	Yee
Cohn	Klehs	Parra	
Coto	Koretz	Pavley	
De La Torre	Laird	Richman	

NOES—19

Aghazarian	Emmerson	La Suer	Plescia
Benoit	Harman	Maze	Spitzer
Cogdill	Haynes	McCarthy	Tran
Daucher	Huff	Mountjoy	Walters
DeVore	La Malfa	Niello	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 607 (Bowen)—An act to amend Section 6006.5 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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

Point of Order

Assembly Member Mountjoy arose to the following point of order:

Is it not permissible to ask a second question of a Floor manager?

Ruling by Assistant Speaker pro Tempore Lieber

The Assistant Speaker pro Tempore ruled the point of order well-taken.

Unanimous Consent Withheld

Assembly Member Vargas withheld unanimous consent to permit further questions.

Further Consideration of Senate Bill No. 607

Point of Personal Privilege

Assembly Member Mountjoy arose to a point of personal privilege.

Ruling by Assistant Speaker pro Tempore Lieber

Assistant Speaker pro Tempore Lieber ruled the point of personal privilege well-taken.

Further Consideration of Senate Bill No. 607

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 10:55 a.m.

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

At 10:57 a.m., Speaker pro Tempore Leland Y. Yee, 12th District, presiding

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 930**

At 10:57 a.m., on motion of Assembly Member Laird, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 930 passed by the following vote:

AYES—48

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

NOES—29

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

Bill ordered transmitted to the Senate.

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

SENATE BILL NO. 644 (Ortiz)—An act to add Section 733 to the Business and Professions Code, relating to healing arts.

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

Motion to Amend

Assembly Member Levine moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—46

Arambula	De La Torre	Leno	Richman
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	Klehs	Oropeza	Yee
Cohn	Koretz	Parra	
Coto	Laird	Pavley	

NOES—30

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

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

SENATE BILL NO. 1088 (Bowen)—An act to amend Section 1818 of, and to add Section 216 to, the Family Code, relating to family law.

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

Bill passed by the following vote:

AYES—65

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

NOES—10

Benoit	Haynes	Leslie	Wyland
Bogh	La Malfa	Maze	
Cogdill	La Suer	Walters	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1026 (Perata)—An act to add and repeal Section 1240.060 of the Code of Civil Procedure, relating to eminent domain.

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

Motion to Amend

Assembly Member Mullin moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

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

Pursuant to Assembly Rule 77.2 and Joint Rule 10.5, the Speaker pro Tempore re-referred Senate Bill No. 1026 to the Committee on Rules.

(NOTE: On August 31, 2005, the action was rescinded whereby Senate Bill No. 1026 was re-referred to the Committee on Rules pursuant to Assembly Rule 77.2 and Joint Rule 10.5. See page 3161.)

Parliamentary Inquiry

Assembly Member Cogdill arose to the following parliamentary inquiry:

Does the referral of Senate Bill No. 1026 to the Committee on Rules constitute a policy committee referral on a bill that has not been heard by a policy committee in either house?

Reply by Speaker pro Tempore Yee

The Speaker pro Tempore replied that that is correct. The Committee on Rules is exempt from the deadlines set forth in Joint Rule 61.

Motion to Re-refer Senate Bill No. 1026 to Committee

Assembly Member Cogdill moved that Senate Bill No. 1026 be re-referred from the Committee on Rules to the Committees on Local Government and Judiciary.

Assembly Member Plescia seconded the motion.

Point of Order

Assembly Member Bogh arose to the following point or order:

Do the rules allow the presiding officer to debate a bill from the rostrum?

Ruling by Speaker pro Tempore Yee

The Speaker pro Tempore ruled the point of order well-taken.

**Further Consideration of
the Motion to Re-refer Senate Bill No. 1026 to Committee**

The roll was opened.

Motion lost by the following vote:

AYES—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

NOES—40

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

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 269 (Dutton)—An act to amend Section 12133 of the Penal Code, relating to unsafe handguns.

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

Bill passed by the following vote:

AYES—61

Aghazarian	De La Torre	Leno	Richman
Arambula	DeVore	Leslie	Runner
Baca	Emmerson	Liu	Saldaña
Bass	Garcia	Matthews	Salinas
Benoit	Harman	Maze	Spitzer
Berg	Haynes	McCarthy	Strickland
Bermúdez	Horton, Jerome	Montañez	Tran
Blakeslee	Horton, Shirley	Mountjoy	Umberg
Bogh	Houston	Mullin	Vargas
Calderon	Huff	Nakanishi	Villines
Canciamilla	Jones	Nation	Walters
Chavez	Karnette	Nava	Wolk
Cogdill	Keene	Niello	Wyland
Cohn	Klehs	Parra	
Coto	La Malfa	Pavley	
Daucher	La Suer	Plescia	

NOES—12

Chan	Evans	Laird	Oropeza
Chu	Goldberg	Levine	Ruskin
Dymally	Hancock	Lieber	Yee

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 269: Assembly Member Frommer from “No” to “Not Voting”.

Bill ordered transmitted to the Senate.

SENATE BILL NO. 619 (Speier)—An act to add Chapter 1.4 (commencing with Section 1210.7) to Title 8 of Part 2 of, and to add Article 2 (commencing with Section 3010) to Title 1 of Part 3 of, the Penal Code, relating to electronic monitoring of offenders, and declaring the urgency thereof, to take effect immediately.

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

Motion to Amend

Assembly Member Mullin moved the adoption of amendments.

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

SENATE BILL NO. 837 (Dutton)—An act to amend Sections 6611, 12125, 12126, and 12129 of, to amend and repeal Section 12128 of, and to repeal Section 12130 of, the Public Contact Code, relating to public contracts.

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

Bill passed by the following vote:

AYES—77

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 116 (Dutton)—An act to amend Section 1255.7 of the Health and Safety Code, to amend Section 271.5 of the Penal Code, and to amend Section 14005.24 of, and to amend and repeal Sections 300 and 361.5 of, the Welfare and Institutions Code, relating to abandonment of newborns.

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

Motion to Amend

Assembly Member Runner moved the adoption of amendments.

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

SENATE BILL NO. 234 (Runner)—An act to amend Sections 6276.16 and 11126 of, and to add Section 15619.5 to, the Government Code, and to amend Section 19545 of the Revenue and Taxation Code, relating to taxpayer information.

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

ASSEMBLY RULE 112 SUSPENDED

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

Further Consideration of Senate Bill No. 234

The roll was opened.

Bill passed by the following vote:

AYES—75

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

NOES—2

La Suer

Maze

Bill ordered transmitted to the Senate.

(NOTE: On February 14, 2006, the action was rescinded whereby Senate Bill No. 234 was passed and whereby the bill was ordered transmitted to the Senate. See page 4280.)

SENATE BILL NO. 310 (Chesbro)—An act to amend Section 1047 of the Military and Veterans Code, relating to veterans' homes.

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

Bill passed by the following vote:

AYES—77

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 875 (Runner)—An act to amend Sections 8482.3 and 8483.3 of the Education Code, relating to after school programs, and making an appropriation therefor.

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

Bill passed by the following vote:

AYES—75

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

NOES—None

Bill ordered transmitted to the Senate.

(NOTE: On August 30, 2005, the action was rescinded whereby Senate Bill No. 875 was passed and whereby the bill was ordered transmitted to the Senate. See page 3089.)

SENATE BILL NO. 469 (Bowen)—An act to amend Section 101 of, and to add Sections 336.7, 357.3, and 9011.5 to, the Elections Code, relating to petitions.

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

Motion to Amend

Assembly Member Nation moved the adoption of amendments.

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

SENATE BILL NO. 477 (Soto)—An act to add Section 8687.7 to the Government Code, relating to emergency services.

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

Bill passed by the following vote:

AYES—74

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 353 (Migden)—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, and presented by Assembly Member Chu.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—76

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

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—76

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 513 (Soto)—An act to add Section 409.13 to the Military and Veterans Code, relating to military benefits, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—77

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

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—77

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

NOES—None

Vote Changes

By unanimous consent, the following vote change was permitted on the urgency clause to Senate Bill No. 513, and on passage of the bill: Assembly Member Montañez from “No” to “Aye”.

Bill ordered transmitted to the Senate.

SENATE BILL NO. 518 (Kehoe)—An act to amend Sections 2051.5, 10089.82, 10106, 14028, 14029, 14035, 14062, 15011, 15027, 15027.1, 15033, 15036, 15040, 15056, and 15059 of, and to add Sections 395, 14028.5, 14061.5, 15018.5, 15027.5, 15028.7, and 15039.5 to, and to repeal Section 15014 of, the Insurance Code, relating to homeowners’ insurance.

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

Motion to Amend

Assembly Member Vargas moved the adoption of amendments.

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

SENATE BILL NO. 578 (Escutia)—An act to amend Sections 309.7 and 7661 of the Public Utilities Code, relating to railroads.

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

Bill passed by the following vote:

AYES—61

Arambula	Dymally	Levine	Runner
Baca	Emmerson	Lieber	Ruskin
Bass	Evans	Liu	Saldaña
Benoit	Frommer	Matthews	Salinas
Berg	Garcia	McCarthy	Spitzer
Bermúdez	Goldberg	Montañez	Strickland
Blakeslee	Hancock	Mullin	Torrico
Bogh	Harman	Nakanishi	Tran
Calderon	Horton, Jerome	Nation	Umberg
Canciamilla	Horton, Shirley	Nava	Vargas
Chavez	Jones	Oropeza	Wolk
Chu	Karnette	Parra	Wyland
Cohn	Klehs	Pavley	Yee
Coto	Koretz	Plescia	
Daucher	Laird	Richman	
De La Torre	Leno	Ridley-Thomas	

NOES—15

Aghazarian	Houston	La Suer	Niello
Cogdill	Huff	Leslie	Villines
DeVore	Keene	Maze	Walters
Haynes	La Malfa	Mountjoy	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 742 (Chesbro)—An act to amend Section 3 of Chapter 1086 of the Statutes of 1970, relating to tidelands and submerged lands of the City of Eureka.

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

ASSEMBLY RULE 112 SUSPENDED

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

Further Consideration of Senate Bill No. 742

The roll was opened.

Bill passed by the following vote:

AYES—76

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 973 (Kuehl)—An act to amend Section 24307 of the Education Code, to amend Sections 22771, 22775, 22818, and 22819 of, and to add Sections 21291.5, 21626.5, and 31760.7 to, and to repeal 22218.5, 22887, 22887.5, 22903, 22903.5, and 22929 of, the Government Code, and to amend Sections 1900, 1901, and 2351.5 of, the Probate Code, relating to domestic partners, and making an appropriation therefor.

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

Motion to Amend

Assembly Member Goldberg moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—45

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

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

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

SENATE BILL NO. 224 (Chesbro)—An act to amend Section 129885 of, and to add and repeal Section 129875.2 of, the Health and Safety Code, relating to health facilities.

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

Motion to Amend

Assembly Member Frommer moved the adoption of amendments.

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

SENATE BILL NO. 299 (Chesbro)—An act to amend Section 1635.5 of the Business and Professions Code, relating to dentistry.

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

Motion to Amend

Assembly Member Emmerson moved the adoption of amendments.

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

UNFINISHED BUSINESS

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 204 (Harman)—An act to amend Sections 249.5, 249.6, and 249.8 of the Probate Code, relating to decedents' estates.

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—76

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 241 (Harman)—An act to amend Section 1107.5 of, and to add Sections 6020.5, 8020.5, 12550.5, 15678.10, 16915.5, and 17554.5 to, the Corporations Code, relating to business entities.

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

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

NOES—None

Above bill ordered enrolled.

**At 11:39 a.m., Assistant Speaker pro Tempore Sally Lieber,
22nd District, presiding**

ASSEMBLY BILL NO. 1642 (Salinas)—An act to amend Sections 5019, 5020, 35555, 35566, 35710, 35710.5, 35722, 35753, and 35756, of, and to add Sections 35517 and 35710.1 to, 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—76

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 758 (Calderon)—An act to amend Section 2782 of the Civil Code, relating to construction contracts.

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

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

NOES—None

Above bill ordered enrolled immediately.

ASSEMBLY BILL NO. 767 (Mullin)—An act to amend Section 25608 of the Business and Professions Code, relating to alcoholic beverages.

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

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

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

AYES—71

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

NOES—3

Blakeslee	La Suer	Maze
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Above bill ordered enrolled.

ASSEMBLY BILL NO. 1328 (Wolk)—An act to amend Sections 5093.54 and 5093.545 of the Public Resources Code, relating to rivers.

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.)

ASSEMBLY RULE 112 SUSPENDED

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

Motion to Place Upon the Inactive File

Assembly Member Bogh moved that Assembly Bill No. 1328 be placed upon the inactive file.

Assembly Member Benoit seconded the motion.

Point or Order

Assembly Member Frommer arose to the following point of order:

Assembly Member Bogh is not limiting his debate to the propriety of the motion.

Ruling by Assistant Speaker pro Tempore Lieber

The Assistant Speaker pro Tempore ruled the point of order well-taken. Debate should be limited to the propriety of the motion before the body.

Further Consideration of the Motion to Place Upon the Inactive File

The roll was opened.

Motion lost by the following vote:

AYES—29

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

NOES—39

Arambula	Cohn	Koretz	Ridley-Thomas
Baca	Coto	Laird	Ruskin
Bass	Dymally	Lieber	Saldaña
Berg	Evans	Liu	Salinas
Bermúdez	Frommer	Montañez	Torrico
Calderon	Goldberg	Mullin	Umberg
Canciamilla	Hancock	Nation	Vargas
Chan	Jones	Nava	Wolk
Chavez	Karnette	Oropeza	Yee
Chu	Klehs	Pavley	

Further Consideration of Assembly Bill No. 1328

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

AYES—45

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

NOES—30

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

Vote Changes

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 1328: Assembly Member Shirley Horton from "Aye" to "No".

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 326**

At 12:20 p.m., on motion of Assembly Member Arambula, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 326 passed by the following vote:

AYES—53

Arambula	Dymally	Levine	Ruskin
Baca	Evans	Lieber	Saldaña
Bass	Garcia	Matthews	Salinas
Berg	Haynes	Maze	Strickland
Bermúdez	Horton, Jerome	McCarthy	Torrice
Blakeslee	Houston	Montañez	Tran
Calderon	Jones	Mullin	Umberg
Canciamilla	Karnette	Nation	Vargas
Chan	Keene	Nava	Villines
Chavez	Klehs	Oropeza	Wolk
Chu	Koretz	Parra	Yee
Cohn	Laird	Richman	
Coto	Leno	Ridley-Thomas	
De La Torre	Leslie	Runner	

NOES—20

Aghazarian	Emmerson	Huff	Pavley
Bogh	Frommer	La Malfa	Plescia
Cogdill	Hancock	La Suer	Spitzer
Daucher	Harman	Mountjoy	Walters
DeVore	Horton, Shirley	Niello	Wyland

Vote Changes

By unanimous consent, the following vote changes were permitted on Senate Bill No. 326: Assembly Members Houston, Keene, and Strickland from “No” to “Aye”; Assembly Member Benoit from “No” to “Not Voting”.

Bill ordered transmitted to the Senate.

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

SENATE BILL NO. 701 (Simitian)—An act to amend Sections 8216 and 8225 of the Education Code, relating to child care.

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

Motion to Amend

Assembly Member Yee moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

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

Pursuant to Assembly Rule 77.2, the Assistant Speaker pro Tempore re-referred Senate Bill No. 701 to the Committees on Human Services and Appropriations.

COMMITTEE MEETING ANNOUNCEMENTS

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

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Frommer was granted unanimous consent to permit Assembly Member Evans to take up Assembly Joint Resolution No. 31, without reference to file, for the purpose of consideration.

ASSEMBLY JOINT RESOLUTION NO. 31 (Evans)—Relative to speech.
Resolution read.

Members Made Coauthors of Assembly Joint Resolution No. 31

Assembly Member Evans was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Assembly Joint Resolution No. 31.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Aghazarian, Arambula, Baca, Bass, Berg, Bermúdez, Calderon, Canciamilla, Chan, Chavez, Chu, Cogdill, Cohn, Coto, De La Torre, Emmerson, Frommer, Garcia, Harman, Jerome Horton, Shirley Horton, Karnette, Keene, Koretz, Laird, Leno, Levine, Lieber, Liu, Montañez, Nakanishi, Nation, Nava, Oropeza, Parra, Pavley, Plescia, Richman, Ridley-Thomas, Ruskin, Salinas, Spitzer, Torrico, Umberg, Vargas, Wolk, and Yee.

Request for Unanimous Consent

Assembly Member Evans was granted unanimous consent to take up Assembly Joint Resolution No. 31, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Joint Resolution No. 31, as Amended

ASSEMBLY JOINT RESOLUTION NO. 31—Relative to speech.

Resolution read, as amended, and adopted by the following vote:

AYES—70

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

NOES—None

Resolution ordered transmitted to the Senate.

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

By unanimous consent, the motions to reconsider the votes on Assembly Bills Nos. 6 and 1029 were continued until the next legislative day.

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. 851, on request of Assembly Member Plescia.

CONSIDERATION OF CONSENT CALENDAR

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

Consent Calendar—Assembly Resolutions

ASSEMBLY CONCURRENT RESOLUTION NO. 73 (McCarthy)—Relative to firearms statutes.

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

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

ASSEMBLY CONCURRENT RESOLUTION NO. 2 (Cohn)—Relative to Domestic Violence Awareness Month.

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

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

ASSEMBLY CONCURRENT RESOLUTION NO. 75 (Oropeza)—Relative to California Chronic Kidney Disease Education Week.

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

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

HOUSE RESOLUTION NO. 20 (Nava)—Relative to Suicide Prevention Month.

Resolution read, and adopted.

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

Consent Calendar—Senate Bills

SENATE BILL NO. 263 (Speier)—An act to amend Sections 17550.1, 17550.13, 17550.14, 17550.17, 17550.21, 17550.37, and 17550.38 of, and to add Sections 17550.195 and 17550.26 to, the Business and Professions Code, relating to sellers of travel.

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.)*

(NOTE: On August 10, 2006, the action was rescinded whereby Senate Bill No. 263 was passed, and whereby the bill was ordered transmitted to the Senate. See page 6478.)

SENATE BILL NO. 271 (Scott)—An act to amend Sections 11521.2, 11522, and 11523 of the Insurance Code, relating to annuities, 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. 302 (Scott)—An act to amend Sections 7620, 7630, 8604, and 9003 of the Family Code, and to amend Section 294 of the Welfare and Institutions Code, relating to adoption.

~~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.)~~

(NOTE: On August 31, 2005, the action was rescinded whereby Senate Bill No. 302 was passed, and whereby the bill was ordered transmitted to the Senate. See page 3160.)

SENATE BILL NO. 439 (Simitian)—An act to add Section 6254.26 to the Government Code, relating to public records.

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. 543 (Margett)—An act to amend Section 14666.8 of the Government Code, and to add Chapter 6.5 (commencing with Section 12899) to Part 6 of Division 6 of the Water Code, relating to water.

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. 546 (Dutton)—An act to add Section 8588.1 to the Government Code, relating to emergency services.

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. 555 (Machado)—An act to amend Sections 63.1, 69.5, 75.12, 408.2, 469, 534, 755, 756, 3693.1, 3706.1, 11316, 11336, 18633.5, and 20583 of, to add Sections 75.23 and 1641.5 to, and to repeal Section 24348.5 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 BILL NO. 569 (Torlakson)—An act to add and repeal Article 5 (commencing with Section 89090) of Chapter 1 of Part 55 of, and to add and repeal Article 4 (commencing with Section 92630) of Chapter 6 of Part 57 of, the Education Code, relating to public postsecondary education.

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. 648 (Margett)—An act to amend Sections 21091 and 21165 of the Public Resources Code, relating to environmental quality.

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. 697 (Soto)—An act to amend Section 1877.1 of, and to add Section 1877.35 to, the Insurance Code, and to amend Section 1095 of the Unemployment Insurance Code, relating to insurance fraud.

~~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.)~~

(NOTE: On August 7, 2006, the action was rescinded whereby Senate Bill No. 697 was passed, and whereby the bill was ordered transmitted to the Senate. See page 6432.)

SENATE BILL NO. 706 (Ortiz)—An act to amend Sections 1871.7, 1879.3, and 12921.8 of the Insurance Code, relating to the Insurance Commissioner.

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. 723 (Denham)—An act to amend Section 6608.5 of the Welfare and Institutions Code, relating to mental health.

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. 726 (Florez)—An act to amend Section 361.2 of, and to add Section 366.23 to, the Welfare and Institutions Code, relating to dependent children.

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. 972 (Poochigian)—An act to amend Sections 1202.4 and 1202.41 of the Penal Code, to amend Section 9202 of, and to add Section 216 to, the Probate Code, and to amend Section 730.6 of the Welfare and Institutions Code, relating to restitution.

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. 1084 (Kehoe)—An act to amend Sections 4464, 4475, 4475.1, 4475.5, 4476, and 4480 of, and to add Section 4442.6 to, the Public Resources Code, relating to forest practices.

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. 47 (Alquist)—Relative to Health Care Decisions Week.

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

*(For the vote on the above resolution, 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—77

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

NOES—None**ANNOUNCEMENTS**

Speaker pro Tempore Yee announced the following session schedule:

Monday, August 29, 2005, Floor Session, at 1 p.m.;

Tuesday, August 30, 2005, Floor Session, 9:30 a.m.–6 p.m.;

Wednesday, August 31, 2005, Floor Session, 9:30 a.m.–6 p.m.;

Thursday, September 1, 2005, Floor Session, 9:30 a.m.–6 p.m.;

Friday, September 2, 2005, Floor Session, 9:30 a.m.–3 p.m.

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

Pursuant to Assembly Rule 78, Assembly Member Frommer announced his intention to request that Senate Bill No. 104 be removed from the inactive file.

REQUEST FOR CONSIDERATION OF BILLS WITHOUT REFERENCE TO FILE

Assembly Member Frommer was granted unanimous consent that by leadership agreement between the Speaker and the Republican Leader, the following will be the manner in which bills that pass out of the Appropriations Committee today will be eligible for hearing on the Assembly Floor. This shall apply both to bills on the Regular Order of Business, as well as the Suspense File:

1. All bills reported “Do Pass”, shall be eligible for an Assembly Floor vote on Tuesday, August 30.
2. All bills passed “Do Pass As Amended”, with no “NO” votes, shall be eligible for an Assembly Floor vote on Tuesday, August 30.
3. All bills passed “Do Pass As Amended”, with any “NO” votes, shall be eligible for an Assembly Floor vote on Wednesday, August 31.

ADJOURN IN MEMORY

Assembly Member Benoit was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Nathan Bouchard, of Wildomar.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Members Dymally and Ridley-Thomas were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Brock Peters, of Los Angeles.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Emmerson was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Herman and Patricia Zmolek, of Ontario.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Members Keene and Maze were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Marie Marshall, of Grass Valley.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Members Tran and Spitzer were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Mayor Harry M. Dotson, of Stanton.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Tran was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Roger Belgen, of Fountain Valley.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

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 Jessie Lee Woods, of Berkeley.

Assembly Member Houston was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Gloria Meese, of Danville; Dave Burton, of Dublin; and Joseph Nurre, of Wilton.

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 Romney Lauren Easley, of Long Beach.

Assembly Member McCarthy was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Margaret Noble, of Downing.

Assembly Member Runner was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of John Allen Matthews, of Sacramento and Patricia Reeb, of Helendale.

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 Natalie Large, of Torrance.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 390**

At 12:39 p.m., on motion of Assembly Member Jones, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 390 passed by the following vote:

AYES—46

Arambula	Dymally	Leno	Richman
Baca	Evans	Levine	Ridley-Thomas
Bass	Frommer	Lieber	Ruskin
Berg	Goldberg	Liu	Saldaña
Bermúdez	Hancock	Matthews	Salinas
Blakeslee	Harman	Montañez	Torrico
Calderon	Horton; Jerome	Mullin	Umberg
Canciamilla	Jones	Nation	Vargas
Chan	Karnette	Nava	Wolk
Cohn	Klehs	Oropeza	Yee
Coto	Koretz	Parra	
De La Torre	Laird	Pavley	

NOES—28

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

Bill ordered transmitted to the Senate.

(NOTE: Later today, the action was rescinded whereby Senate Bill No. 390 was passed, and whereby the bill was ordered transmitted to the Senate. See page 2914.)

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 607**

At 12:40 p.m., on motion of Assembly Member Chu, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 607 refused passage by the following vote:

AYES—33

Baca	Dymally	Levine	Ridley-Thomas
Bass	Evans	Lieber	Saldaña
Berg	Goldberg	Matthews	Torrico
Chan	Hancock	Montañez	Vargas
Chavez	Jones	Mullin	Wolk
Chu	Kleh	Nation	Yee
Cohn	Koretz	Nava	
Coto	Laird	Oropeza	
De La Torre	Leno	Pavley	

NOES—38

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

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 607: Assembly Member Frommer from "Aye" to "Not Voting".

**Motion to Reconsider Senate Bill No. 607
on Next Legislative Day**

Assembly Member Frommer moved to reconsider on the next legislative day the vote whereby Senate Bill No. 607 was this day refused passage.

Senate Bill No. 607 ordered to the unfinished business file.

ACTION RESCINDED ON SENATE BILL NO. 390

Assembly Member Frommer on behalf of Assembly Member Jones was granted unanimous consent to rescind the action whereby the Assembly, earlier today (Assembly Journal, page 2913), passed Senate Bill No. 390, and whereby the bill was ordered transmitted to the Senate.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Cohn announced that the Select Committee on Domestic Violence would meet at 1:30 p.m. today, upon adjournment of Floor session, in Room 126.

Assembly Member Chan announced that the Committee on Health would meet on Senate Joint Resolution No. 17 and Senate Concurrent Resolution No. 49, today, upon adjournment of Floor session, in Room 447.

Assembly Member Jones announced that the Committee on Judiciary would meet on Senate Concurrent Resolution No. 15 and Senate Joint Resolutions Nos. 10 and 11, today, upon adjournment of Floor session, in the Tom Bane Rules Committee Room.

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. 1069: Aghazarian, Bermúdez, Canciamilla, Chavez, Garcia, Jerome Horton, Shirley Horton, Keene, Klehs, Montañez, Mountjoy, Oropeza, Parra, and Strickland—Aye; DeVore and La Malfa—No.

Senate Bill No. 941: Aghazarian, Bermúdez, Blakeslee, Calderon, Canciamilla, Chavez, Daucher, DeVore, Garcia, Shirley Horton, Keene, Klehs, Montañez, Mountjoy, Oropeza, Parra, Plescia, and Strickland—Aye.

Senate Bill No. 684: Aghazarian, Bermúdez, Blakeslee, Calderon, Canciamilla, Chavez, DeVore, Keene, Klehs, Montañez, Oropeza, Plescia, and Richman—Aye; Haynes—No.

Senate Bill No. 355: Bass, Benoit, Bogh, Canciamilla, Cohn, Garcia, Keene, Klehs, McCarthy, Montañez, Niello, Oropeza, and Plescia—Aye; Spitzer—No.

Senate Bill No. 370: Bass, Blakeslee, Canciamilla, Cohn, De La Torre, Houston, Keene, Montañez, Oropeza, Strickland, and Wyland—Aye.

Senate Bill No. 930: Blakeslee and Oropeza—Aye; Wyland—No.

Senate Bill No. 644, Levine Amendments: Arambula, Parra, Richman, and Umberg—Aye; Blakeslee, Shirley Horton, Huff, Maze, Strickland, and Villines—No.

Senate Bill No. 1088: Arambula, Blakeslee, Garcia, Shirley Horton, Keene, McCarthy, Mountjoy, Niello, Parra, Plescia, Strickland, and Villines—Aye.

Cogdill Motion to Re-refer Senate Bill No. 1026: Blakeslee, Maze, and Strickland—Aye; Montañez—No.

Senate Bill No. 269: Arambula, Bass, Blakeslee, Cohn, Montañez, Parra, and Strickland—Aye.

Senate Bill No. 837: Arambula, Blakeslee, Frommer, Leno, Parra, Ridley-Thomas, and Strickland—Aye.

Senate Bill No. 234: Arambula, Blakeslee, Chavez, Mullin, Nakanishi, and Parra—Aye.

Senate Bill No. 310: Arambula, Bogh, Chavez, Levine, Niello, Parra, and Plescia—Aye.

Senate Bill No. 875: Arambula, Bogh, De La Torre, Evans, La Malfa, Levine, and Maze—Aye.

Senate Bill No. 477: Arambula, Blakeslee, Chu, La Malfa, Mullin, Nava, and Plescia—Aye.

Senate Bill No. 353 and Urgency: Garcia, Nava, Plescia, and Wyland—Aye.

Senate Bill No. 513 and Urgency: Arambula, Bass, Cohn, McCarthy, Plescia, Runner, Strickland, and Wyland—Aye.

Senate Bill No. 578: Arambula, Blakeslee, Bogh, De La Torre, Evans, Garcia, Parra, Plescia, and Wyland—Aye; DeVore and Niello—No.

Senate Bill No. 742: Arambula, Evans, Haynes, Plescia, and Wyland—Aye.

Senate Bill No. 973, Goldberg Amendments: Arambula, Jerome Horton, and Parra—Aye; Wyland—No.

Assembly Bill No. 204, Concurrence: Arambula, Bermúdez, Bogh, De La Torre, Evans, Garcia, Haynes, Parra, Ruskin, and Wyland—Aye.

Assembly Bill No. 241, Concurrence: Arambula, Chavez, Haynes, Parra, and Wyland—Aye.

Assembly Bill No. 1642, Concurrence: Haynes, Houston, Koretz, Nava, Parra, Runner, and Wyland—Aye.

Assembly Bill No. 758, Concurrence: Haynes, Koretz, Nation, Umberg, and Wyland—Aye.

Assembly Bill No. 767, Concurrence: Hancock, Haynes, Plescia, Umberg, Villines, and Wyland—Aye; Blakeslee—No.

Assembly Bill No. 1328, Concurrence, Bogh Motion to Place on Inactive File: Nava—No.

Assembly Bill No. 1328, Concurrence: Jerome Horton and Klehs—Aye; Mountjoy—No.

Senate Bill No. 326: Blakeslee, Garcia, Klehs, Levine, Montañez, Nava, and Oropeza—Aye; Daucher—No.

Assembly Joint Resolution No. 31: Jerome Horton, La Malfa, McCarthy, Nava, Runner, and Saldaña—Aye.

Consent Calendar: Jerome Horton and Mountjoy—Aye.

Senate Bill No. 390: Blakeslee, Canciamilla, Harman, Jerome Horton, and Montañez—Aye; Spitzer—No.

Senate Bill No. 607: Jerome Horton—No.

MOTION TO ADJOURN

At 12:43 p.m., Assembly Member Frommer moved that the Assembly do now adjourn.

Assembly Member Cogdill seconded the motion.

REMARKS ON CONDITION OF THE FILE

Assembly Member Leslie arose to speak on the condition of the file.

FURTHER CONSIDERATION OF MOTION TO ADJOURN

The question being on the motion of Assembly Member Frommer that the Assembly adjourn.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 12:47 p.m., Speaker pro Tempore Yee declared the quorum call of the Assembly dispensed with.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 92—La Malfa. Relative to California Rice Month.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 25, 2005

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

Assembly Bill No. 452

Assembly Bill No. 1358

Assembly Bill No. 690

Assembly Bill No. 1359

~~Assembly Bill No. 1328~~

And reports the same correctly enrolled, and presented to the Governor on the 25th day of August, 2005, at 2:45 p.m.

E. DOTSON WILSON, Chief Clerk

(NOTE: On September 6, 2005, the action was rescinded whereby Assembly Bill No. 1328 was reported correctly enrolled and presented to the Governor. See page 3364.)

AUTHOR'S AMENDMENTS**Committee on Rules**

August 25, 2005

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

Senate Concurrent Resolution No. 56

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

MONTAÑEZ, Chair

SENATE CONCURRENT RESOLUTION NO. 56—Relative to Latino AIDS Awareness 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.

REPORTS OF STANDING COMMITTEES**Committee on Rules**

Date of Hearing: August 25, 2005

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 76

Assembly Concurrent Resolution No. 77

Assembly Concurrent Resolution No. 85

Assembly Concurrent Resolution No. 89

Assembly Concurrent Resolution No. 90

With the recommendation: Be adopted.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above resolutions be placed on the Consent Calendar.

MONTAÑEZ, Chair

Above resolutions ordered to the Consent Calendar.

Committee on Judiciary

Date of Hearing: August 25, 2005

Mr. Speaker: Your Committee on Judiciary reports:

Senate Joint Resolution No. 10

Senate Joint Resolution No. 11

With the recommendation: Be adopted.

JONES, Chair

Above resolutions ordered to third reading.

Committee on Judiciary

Date of Hearing: August 25, 2005

Mr. Speaker: Your Committee on Judiciary reports:

Senate Concurrent Resolution No. 15

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

JONES, Chair

Above resolution re-referred to the Committee on Appropriations.

MESSAGES FROM THE SENATE

Senate Chamber, August 25, 2005

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

Assembly Bill No. 1641

And respectfully requests the Assembly to concur in said amendments.

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

Above bill ordered to unfinished business file.

Senate Chamber, August 25, 2005

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

Assembly Bill No. 488

And respectfully requests the Assembly to concur in said amendments.

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

Above bill ordered to unfinished business file.

Senate Chamber, August 25, 2005

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

Assembly Bill No. 124
Assembly Bill No. 165
Assembly Bill No. 217
Assembly Bill No. 296
Assembly Bill No. 313
Assembly Bill No. 363
Assembly Bill No. 481
Assembly Bill No. 610
Assembly Bill No. 648
Assembly Bill No. 746
Assembly Bill No. 857
Assembly Bill No. 924

Assembly Bill No. 996
Assembly Bill No. 1058
Assembly Bill No. 1113
Assembly Bill No. 1114
Assembly Bill No. 1115
Assembly Bill No. 1117
Assembly Bill No. 1142
Assembly Bill No. 1309
Assembly Bill No. 1431
Assembly Bill No. 1536
Assembly Bill No. 1628
Assembly Bill No. 1648

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 25, 2005

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

Assembly Bill No. 300
Assembly Bill No. 333
Assembly Bill No. 361
Assembly Bill No. 619
Assembly Bill No. 620
Assembly Bill No. 917

Assembly Bill No. 1043
Assembly Bill No. 1044
Assembly Bill No. 1280
Assembly Bill No. 1462
Assembly Bill No. 1495

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 25, 2005

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

Assembly Joint Resolution No. 18

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 25, 2005

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

Assembly Bill No. 190

Assembly Bill No. 702

Assembly Bill No. 824

Assembly Bill No. 1066

Assembly Bill No. 1348

Assembly Bill No. 1529

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

Above bills ordered enrolled.

Senate Chamber, August 25, 2005

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

Assembly Bill No. 1339

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

Above bill ordered enrolled.

Senate Chamber, August 25, 2005

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

Assembly Concurrent Resolution No. 11

Assembly Concurrent Resolution No. 29

Assembly Concurrent Resolution No. 67

Assembly Joint Resolution No. 22

Assembly Joint Resolution No. 23

Assembly Joint Resolution No. 27

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

Above resolutions ordered enrolled.

Senate Chamber, August 25, 2005

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

Senate Bill No. 14

Senate Bill No. 49

Senate Bill No. 127

Senate Bill No. 197

Senate Bill No. 338

Senate Bill No. 594

Senate Bill No. 731

Senate Bill No. 975

Senate Bill No. 161

Senate Bill No. 220

Senate Bill No. 375

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

Senate Chamber, August 25, 2005

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

Senate Concurrent Resolution No. 59

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

August 25, 2005

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

Dear Dotson: By direction of the Senate I am returning Senate Bill No. 40 to the Assembly for further action.

Sincerely,

GREGORY P. SCHMIDT
Secretary of the Senate

Above bill held at the Desk.

FIRST READING OF SENATE BILLS

The following resolution was read:

SENATE CONCURRENT RESOLUTION NO. 59—Relative to Pain Awareness Month.

INTRODUCTION OF GUESTS

Assembly Member La Suer, of the 77th Assembly District, introduced Craig and Michael Stange.

Assembly Member Frommer, of the 43rd Assembly District, introduced Tatiana Klunchoo.

Assembly Members Ruskin and Mullin introduced a delegation from San Mateo County.

Assembly Members Emmerson and Runner introduced Gaye and Michelle Jacobsen.

Assembly Member Salinas, of the 28th Assembly District, introduced Soledad Mayor Richard Ortiz and Council Member Noella Chapa.

REPORTS OF STANDING COMMITTEES

Committee on Appropriations

Date of Hearing: August 25, 2005

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Constitutional Amendment No. 17

Assembly Constitutional Amendment No. 18

With the recommendation: Be adopted.

CHU, Chair

Above resolutions ordered to second reading.

Date of Hearing: August 25, 2005

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 35

Senate Bill No. 37

Senate Bill No. 92

Senate Bill No. 106

Senate Bill No. 109

Senate Bill No. 112

Senate Bill No. 198

Senate Bill No. 207

Senate Bill No. 210

Senate Bill No. 244

Senate Bill No. 255

Senate Bill No. 275

Senate Bill No. 303

Senate Bill No. 327

Senate Bill No. 360

Senate Bill No. 363

Senate Bill No. 367

With the recommendation: Do pass.

CHU, Chair

Above bills ordered to second reading.

Date of Hearing: August 25, 2005

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 429
Senate Bill No. 436
Senate Bill No. 463
Senate Bill No. 471
Senate Bill No. 475
Senate Bill No. 525
Senate Bill No. 611
Senate Bill No. 616

Senate Bill No. 680
Senate Bill No. 687
Senate Bill No. 780
Senate Bill No. 821
Senate Bill No. 857
Senate Bill No. 897
Senate Bill No. 917
Senate Bill No. 935

With the recommendation: Do pass.

CHU, Chair

Above bills ordered to second reading.

Date of Hearing: August 25, 2005

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 970
Senate Bill No. 1002

Senate Bill No. 1006
Senate Bill No. 1050

With the recommendation: Do pass.

CHU, Chair

Above bills ordered to second reading.

Date of Hearing: August 25, 2005

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 1075

With the recommendation: Do pass.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above bill be placed on the Consent Calendar.

CHU, Chair

Above bill ordered to second reading.

Date of Hearing: August 25, 2005

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 18
Senate Bill No. 57
Senate Bill No. 102

Senate Bill No. 111
Senate Bill No. 156

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

CHU, Chair

Above bills ordered to second reading.

Date of Hearing: August 25, 2005

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 190
Senate Bill No. 352
Senate Bill No. 414

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

CHU, Chair

Above bills ordered to second reading.

Date of Hearing: August 25, 2005

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 457
Senate Bill No. 567

Senate Bill No. 568
Senate Bill No. 570

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

CHU, Chair

Above bills ordered to second reading.

Date of Hearing: August 25, 2005

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 577

Senate Bill No. 640

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

CHU, Chair

Above bills ordered to second reading.

Date of Hearing: August 25, 2005

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 689

Senate Bill No. 724

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

CHU, Chair

Above bills ordered to second reading.

Date of Hearing: August 25, 2005

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 869

Senate Bill No. 1110

Senate Bill No. 1086

Senate Bill No. 1111

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

CHU, Chair

Above bills ordered to second reading.

Date of Hearing: August 25, 2005

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 954

With the recommendation: Do pass, as amended.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above bill be placed on the Consent Calendar.

CHU, Chair

Above bill ordered to second reading.

Date of Hearing: August 25, 2005

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 8

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

CHU, Chair

Above bill ordered to second reading.

Date of Hearing: August 25, 2005

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 12

Senate Bill No. 131

Senate Bill No. 23

Senate Bill No. 180

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

CHU, Chair

Above bills ordered to second reading.

Date of Hearing: August 25, 2005

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 188

Senate Bill No. 314

Senate Bill No. 229

Senate Bill No. 385

Senate Bill No. 264

Senate Bill No. 404

Senate Bill No. 266

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

CHU, Chair

Above bills ordered to second reading.

Date of Hearing: August 25, 2005

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 422

Senate Bill No. 523

Senate Bill No. 484

Senate Bill No. 565

Senate Bill No. 500

Senate Bill No. 576

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

CHU, Chair

Above bills ordered to second reading.

Date of Hearing: August 25, 2005

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 586

Senate Bill No. 655

Senate Bill No. 643

Senate Bill No. 657

Senate Bill No. 645

Senate Bill No. 658

Senate Bill No. 646

Senate Bill No. 660

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

CHU, Chair

Above bills ordered to second reading.

Date of Hearing: August 25, 2005

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 734

Senate Bill No. 792

Senate Bill No. 743

Senate Bill No. 796

Senate Bill No. 768

Senate Bill No. 820

Senate Bill No. 771

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

CHU, Chair

Above bills ordered to second reading.

Date of Hearing: August 25, 2005

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 962

Senate Bill No. 1053

Senate Bill No. 965

Senate Bill No. 1070

Senate Bill No. 1007

Senate Bill No. 1087

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

CHU, Chair

Above bills ordered to second reading.

Date of Hearing: August 25, 2005

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 661

Senate Bill No. 1008

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

CHU, Chair

Above bills ordered to second reading.

Date of Hearing: July 13, 2005

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 4

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

CHU, Chair

Above bill ordered to second reading.

Date of Hearing: July 13, 2005

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 615

Senate Bill No. 675

Senate Bill No. 618

Senate Bill No. 719

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

CHU, Chair

Above bills ordered to second reading.

Date of Hearing: August 25, 2005

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 707

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

CHU, Chair

Above bill ordered to second reading.

Date of Hearing: July 13, 2005

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 460

Senate Bill No. 952

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

CHU, Chair

Above bills ordered to second reading.

Date of Hearing: August 25, 2005

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Concurrent Resolution No. 70

With the recommendation: Be adopted.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above resolution be placed on the Consent Calendar.

CHU, Chair

Above resolution ordered to the Consent Calendar.

Date of Hearing: August 25, 2005

Mr. Speaker: Your Committee on Appropriations reports:

Senate Concurrent Resolution No. 42

With the recommendation: Be adopted.

CHU, Chair

Above resolution ordered to third reading.

Date of Hearing: August 25, 2005

Mr. Speaker: Your Committee on Appropriations reports:

Senate Concurrent Resolution No. 10

Senate Concurrent Resolution No. 11

With the recommendation: Be adopted.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above resolutions be placed on the Consent Calendar.

CHU, Chair

Above resolutions ordered to the Consent Calendar.

SECOND READING OF BILLS BY UNANIMOUS CONSENT

Pursuant to unanimous consent granted earlier this day the following bills were taken up without reference to file, for the purpose of second reading and the adoption of committee amendments, and the bills ordered returned to the second reading file for Monday, August 29, 2005:

Second Reading of Senate Bills

SENATE BILL NO. 18—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 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. 57—An act to add and repeal Section 76000.5 of the Government Code, and to amend Section 1797.98a of the Health and Safety Code, relating to county penalties.

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. 102—An act to add Section 10214.9 to the Unemployment Insurance Code, relating to unemployment compensation.

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. 111—An act to amend Sections 801.1 and 803 of the Penal Code, relating to statutes of limitations.

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. 156—An act to amend Sections 597b and 597j of, and to repeal and add Section 597c of, the Penal Code, relating to animal fighting exhibitions.

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. 190—An act to amend Section 15438.6 of the Government Code, relating to public health, 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.

SENATE BILL NO. 352—An act to add and repeal Article 4.8 (commencing with Section 44518) of Chapter 3 of Part 25 of the Education Code, relating to employee training programs, 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.

SENATE BILL NO. 414—An act to amend Sections 44579.5, 44579.6, 99230, 99231, 99232, 99233, 99234, 99234.5, 99235, 99237, 99239, 99240, and 99242 of, and to repeal Section 99241 of, the Education Code, relating to instructional programs.

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. 457—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 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. 567—An act to add Section 49535 to the Education Code, relating to pupil wellness.

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. 568—An act to amend Section 97.73 of the Revenue and Taxation Code, relating to local government finance, 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.

SENATE BILL NO. 570—An act to add Section 68553.5 to the Government Code, and to add Sections 710, 711, 712, 713, and 714 to the Welfare and Institutions Code, relating to minors.

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. 577—An act to add Chapter 8.7 (commencing with Section 11830) to Part 1 of Division 3 of Title 2 of the Government Code, relating to state government operations.

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. 640—An act relating to child care, 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. 689—An act to amend Section 12811 of the Vehicle Code, relating to vehicles.

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. 724—An act to add Article 4.5 (commencing with Section 66040) to Chapter 2 of Part 40 of the Education Code, relating to public postsecondary education.

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. 869—An act to amend Sections 123485 and 123490 of, and to add Sections 123491 and 123516 to, the Health and Safety Code, relating to perinatal services, 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. 1086—An act to amend Section 6217 of the Public Resources Code, relating to the State Lands Commission.

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. 1110—An act to amend Section 338 of the Code of Civil Procedure, to amend Sections 65040.2, 65352.3, 65560, and 65562.5 of the Government Code, to repeal Section 85.3 of the Harbors and Navigation Code, to add Section 1744 to the Labor Code, to amend Section 20676 of the Public Contract Code, to amend Sections 2207, 4561.5, 31220, and 42240 of, to add Sections 5003.13, 31165, and 31316 to, and to repeal Sections 665, 733, 2797, 4535, 4561.6, 5072.3, 29411, 29412, and 30521 of, the Public Resources Code, relating to public resources.

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. 1111—An act to amend Sections 1725, 1741, 1750.2, 1750.3, 1752.5, 1753, 1753.1, 1753.5, 1757, 2053.5, 2053.6, 2064, 2230, 2234.1, 2466, 2472, 2474, 2475, 2492, 2493, 2496, 2498, 2499.8, 2741, 3735, 3739, 4005, 4038, 4053, 4104, 4106, 4114, 4115, 4115.5, 4127.5, 4161, 4202, 4205, 4231, 4232, 4315, 4360, 4364, 4365, 4366, 4369, 4371, 4372, 4373, 4400, and 4850 of, to amend and renumber Section 1753 of, to add Sections 1752.6, 3779, and 4023.5 to, to repeal Sections 1752, 2570.8, 3735.3, 3736, 3775.2, 3775.3, 4206, 4363, 4367, 4368, and 4370 of, and to repeal and add Sections 4361 and 4362 of, the Business and Professions Code, relating to professions and vocations, 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. 954—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 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. 8—An act to add Section 87406.3 to the Government Code, relating to the Political Reform Act of 1974.

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. 12—An act to amend Sections 49430 and 49431 of, and to add Section 49431.2 to, the Education Code, relating to pupils.

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. 23—An act to amend Sections 12693.29 and 12693.43 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 childrens' health insurance.

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

SENATE BILL NO. 131—An act to add Sections 14132.101, 14132.102, and 14132.103 to the Welfare and Institutions Code, relating to Medi-Cal.

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. 180—An act to amend Section 13823.93 of, to add Section 13519.14 to, and to add and repeal Title 6.7 (commencing with Section 13990) of Part 4 of, the Penal Code, relating to human trafficking.

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. 188—An act to add Section 11451.8 to the Welfare and Institutions Code, relating to public social services, 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. 229—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, 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. 264—An act to amend Section 12301 of the Water Code, relating to water.

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. 266—An act to add Section 1797.1995 to the Health and Safety Code, relating to emergency services.

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. 314—An act to amend Section 10214.5 of the Unemployment Insurance Code, relating to employment training.

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. 385—An act to amend Section 60640 of the Education Code, relating to pupil assessment.

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. 404—An act to add and repeal Section 44259.8 of the Education Code, relating to teacher credentialing.

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. 422—An act to amend Sections 116.240, 116.610, and 116.940 of, and to add Sections 116.221 and 116.222 to, the Code of Civil Procedure, relating to small claims court.

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. 484—An act to add Article 3.5 (commencing with Section 111791) to Chapter 7 of Part 5 of Division 104 of the Health and Safety Code, relating to cosmetics.

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. 500—An act to amend Section 1502 of the Health and Safety Code, and to amend Sections 300, 362.1, 11400, and 11401 of, and to add Sections 11463.7 and 16501.25 to, the Welfare and Institutions Code, relating to foster care, 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. 523—An act to amend Section 2106 of the Streets and Highways Code, relating to transportation, 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. 565—An act to amend Section 62 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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. 576—An act to add Section 1367.27 to the Health and Safety Code, and to add Section 10123.175 to the Insurance Code, relating to health care coverage.

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. 586—An act to amend Sections 60851 and 60852.5 of the Education Code, relating to pupils.

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. 643—An act to amend Section 1418.81 of the Health and Safety Code, and to amend Section 14043.26 of, and to add Sections 5358.4, 14005.95, 14132.43, and 14132.99 to, the Welfare and Institutions Code, relating to health care.

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. 645—An act to add Section 354.9 to the Code of Civil Procedure, and to add Chapter 3.2 (commencing with Section 8253) to Division 1 of Title 2 of the Government Code, relating to Mexican repatriation.

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. 646—An act to amend Sections 13269, 13301, and 13304 of the Water Code, relating to water.

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. 655—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, to amend Section 2699.5 of, and to add Chapter 7.7 (commencing with Section 2680) to Division 2 of, the Public Resources Code, relating to asbestos.

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. 657—An act to amend Sections 60227 and 60242 of, and to add Section 60200.1 to, the Education Code, relating to instruction, 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. 658—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.

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. 660—An act to add Section 48906.5 to the Education Code, relating to public schools.

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. 734—An act to amend Sections 11159.2, 11161, 11161.5, 11162.1, 11164, and 11190 of, and to add and repeal Section 11165.5 of, the Health and Safety Code, relating to controlled substances 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. 743—An act to amend Sections 42301 and 42310 of the Public Resources Code, relating to recycling.

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. 768—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 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. 771—An act to amend Sections 39630, 39631, and 39632 of, and to amend the heading of Chapter 3.3 (commencing with Section 39630) of Part 2 of Division 26 of, the Health and Safety Code, and to amend Sections 72410, 72420, 72440, and 72441 of, to amend the heading of Division 38 (commencing with Section 72400) of, to amend and repeal Sections 72400 and 72430 of, to add Sections 72420.2, 72423, and 72440.1 to, to add and repeal Sections 72401 and 72420.1 of, to repeal Division 39 (commencing with Section 72500) of, and to repeal and add Sections 72421 and 72425 to, the Public Resources Code, relating to vessels.

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. 792—An act to amend Section 14556.50 of the Government 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.

SENATE BILL NO. 796—An act to add Chapter 8.5 (commencing with Section 11820) to Part 1 of Division 3 of Title 2 of, to add and repeal Article 10 (commencing with Section 11364) of Chapter 3.5 of Division 3 of Title 2 of, and to add and repeal Chapter 22.5 (commencing with Section 7528) of Division 7 of Title 1 of, the Government Code, relating to state government operations.

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. 820—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 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. 962—An act to amend Sections 1524, 1538, 1562, 1562.3, and 1562.4 of, to add Section 1538.55 to, and to add and repeal Article 9 (commencing with Section 1567.50) to Chapter 3 of Division 2 of, the Health and Safety Code, and to add and repeal Article 3.5 (commencing with Section 4684.50) to Chapter 6 of Division 4.5 of, the Welfare and Institutions Code, relating to developmental services.

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. 965—An act to amend Section 49431.5 of the Education Code, relating to pupils.

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. 1007—An act to amend Section 71 of Chapter 67 of the Statutes of 1962, First Extraordinary Session, relating to port districts, 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.

SENATE BILL NO. 1053—An act to add Chapter 10 (commencing with Section 58950) to Part 31 of the Education Code, relating to schoolsite funding.

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. 1070—An act to amend Sections 13167 and 13225 of, and to repeal and add Section 13181 to, the Water Code, relating to water.

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. 1087—An act to amend Section 65589.7 of the Government Code, relating to housing.

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. 661—An act to add Section 89241 to the Education Code, relating to public postsecondary education.

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. 1008—An act to add Section 52616.25 to the Education Code, relating to adult education.

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. 4—An act to add Chapter 4.5 (commencing with Section 6400) to Division 7 of Title 1 of the Government Code, relating to state government.

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. 615—An act to amend Section 104200 of the Health and Safety Code, relating to cancer.

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. 618—An act to add Section 1203.8 to the Penal Code, relating to sentencing.

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. 675—An act to add Section 14607.9 to the Vehicle Code, relating to vehicles.

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. 719—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, 14602.1, and 17004.7 of, and to add Sections 1666.1 and 2911 to, the Vehicle Code, relating to vehicles, 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. 707—An act to amend Sections 8483, 8483.1, 8483.7, 8483.75, and 8483.9 of, and to add Section 8484.68 to, the Education Code, relating to before and after school programs.

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. 460—An act to amend Sections 4017.1 and 5071 of the Penal Code, relating to personal information.

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. 952—An act relating to state property, 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.

ADJOURNMENT

At 11:55 p.m., pursuant to the motion by Assembly Member Frommer, the Assembly adjourned until 1 p.m., Monday, August 29, 2005, out of respect to the memory of Nathan Bouchard, on motion of Assembly Member Benoit; out of respect to the memory of Brock Peters, on motion of Assembly Members Dymally and Ridley-Thomas; out of respect to the memory of Herman and Patricia Zmolek, on motion of Assembly Member Emmerson; out of respect to the memory of Marie Marshall, on motion of Assembly Members Keene and Maze; out of respect to the memory of Harry M. Dotson, on motion of Assembly Members Tran and Spitzer; out of respect to the memory of Jessie Lee Woods, on motion of Assembly Member Hancock; out of respect to the memory of Gloria Meese, Dave Burton, and Joseph Nurre, on motion of Assembly Member Houston; out of respect to the memory of Romney Lauren Easley, on motion of Assembly Member Karnette; out of respect to the memory of Margaret Noble, on motion of Assembly Member McCarthy; out of respect to the memory of John Allen Matthews and Patricia Reeb, on motion of Assembly Member Runner; out of respect to the memory of Natalie Large, on motion of Assembly Member Umberg; and out of respect to the memory of Roger Belgen, on motion of Assembly Member Tran.

LELAND Y. YEE, Speaker pro Tempore

SUE PARKER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON AUGUST 25, 2005**

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

AJR	RN	SB	RN
31	0519239	565	0517531
		567	0519075
SB	RN	568	0519025
4	0519503	570	0519242
8	0519338	576	0519389
12	0519047	577	0519120
18	0518399	586	0519002
23	0519197	615	0519457
51	0518778	618	0519232
57	0518908	619	0519063
102	0518872	640	0518176
111	0519347	643	0518866
116	0518345	644	0519053
131	0518567	645	0519107
138	0518239	646	0518321
143	0519126	655	0518682
156	0518961	657	0518637
180	0518375	658	0518161
188	0517927	660	0519379
190	0517474	661	0519371
224	0517223	675	0519245
229	0518653	689	0518909
264	0518592	701	0518620
266	0518356	707	0519401
299	0519069	719	0519512
314	0519373	724	0519115
352	0518546	734	0518427
385	0519131	743	0518562
404	0519306	768	0518247
414	0519374	771	0518859
422	0518702	792	0519199
457	0519336	796	0519116
460	0519348	820	0518800
469	0519058	869	0519084
484	0519258	952	0519419
485	0518331	954	0519384
500	0518536	962	0518288
518	0518794	965	0518186
523	0517555	973	0518384
527	0518234	1007	0518922

SB	RN	SB	RN
1008	0519536	1110	0518875
1026	0519344	1111	0518734
1053	0519335		
1070	0518441	SCR	RN
1086	0518785	56	0519497
1087	0518603		

Daily Total:	87
Cumulative Total:	2619

CALIFORNIA LEGISLATURE

2005–06 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, August 29, 2005

ONE HUNDRED FOURTEENTH 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 29, 2005

The Assembly met at 1:04 p.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 Laird 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 1:13 p.m., Speaker pro Tempore Yee declared a quorum of the Assembly present.

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

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

PRAYER

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

Lord, Our thoughts turn today to the victims of hurricane Katrina and the devastation that they will face as they return to their homes. It seems that at times, life can be filled with so much chaos swirling around us like a flood. Yet, even in the face of such turmoil, if we remember to maintain positive and hopeful thoughts that are grounded in our faith in You, Lord, we can overcome any obstacle. We pray that You comfort the victims of this hurricane and show us Your constant love during the day, so that we may have a song at night, a prayer to the God of our life.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Yee, Assembly Member McCarthy 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 Cohn, seconded by Assembly Member Cogdill.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Member was granted leave of absence for the day:

On legislative business: Assembly Member Emerson.

EXPLANATIONS OF ABSENCE

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

August 26, 2005

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

Dear Mr. Speaker: The purpose of this letter is to respectfully request an excuse from session on Monday, August 29, 2005 due to legislative business in my district.

If you have any questions, please contact Teresa Trujillo at 319-2063. Thank you for your prompt attention to this matter.

Sincerely,

BILL EMMERSON, Assembly Member
Sixty-third District

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 26, 2005

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

Assembly Bill No. 190

And reports the same correctly enrolled, and presented to the Governor on the 26th day of August, 2005, at 10:30 a.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, August 29, 2005

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

Assembly Concurrent Resolution No. 77

Assembly Concurrent Resolution No. 85

Assembly Concurrent Resolution No. 89

Assembly Concurrent Resolution No. 90

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolutions ordered to the Consent Calendar.

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>
92 -----	Rls.

Assembly Joint

<i>Resolution No.</i>	<i>Committee</i>
34 -----	Pub. S.

Senate Concurrent

<i>Resolution No.</i>	<i>Committee</i>
59 -----	Rls.

SPECIAL COMMITTEE MEETINGS

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

Governmental Organization, on Wednesday, August 31, 2005, upon Call of the Chair in the Tom Bane Rules Committee Room;

Business and Professions, on Thursday, September 1, 2005;

Local Government, on Thursday, September 1, 2005, at 9 a.m., in Room 447.

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 17—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 2 of Article II thereof, relating to elections.

Resolution read second time, and ordered to third reading.

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 18—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 8.5 to Article II thereof, relating to initiatives.

Resolution read second time, and ordered to third reading.

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. 18, 57, 102, 111, 156, 190, 352, 414, 457, 567, 568, 570, 577, 640, 689, 724, 869, 1086, 1110, 1111, 707, 460, and 952, ordered to third reading;

Senate Bill No. 954, ordered to the Consent Calendar.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 35—An act to amend Section 130150 of, and to add Section 130151 to, the Health and Safety Code, relating to child development.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 37—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 second time, and ordered to third reading.

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

Bill read second time, and ordered to third reading.

SENATE BILL NO. 106—An act to amend Section 18424 of, and to amend and repeal Sections 18400.1 and 18502 of, the Health and Safety Code, relating to mobilehome parks.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 109—An act to amend Sections 39153, 42400.4, and 42400.7 of, the Health and Safety Code, relating to air pollution.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 112—An act to amend Section 13276 of the Welfare and Institutions Code, relating to public social services.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 198—An act to amend Section 7057 of, and to add Section 7026.11 to, the Business and Professions Code, and to amend Section 18080.5 of, to add Sections 18035.26 and 18871.1 to, to add Article 2.1 (commencing with Section 18615) to, and to repeal the heading of Article 2.5 of, Chapter 5 of Part 2.1 of Division 13 of, the Health and Safety Code, relating to manufactured homes, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 207—An act to add Section 14602.8 to the Vehicle Code, relating to vehicles.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 210—An act to amend Section 2881 of the Public Utilities Code, relating to telecommunications.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 244—An act to amend Sections 1771.7 and 1788 of the Health and Safety Code, relating to continuing care retirement communities.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 255—An act to amend Sections 9853, 9860, 9861, and 9863 of the Vehicle Code, relating to vessels.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 275—An act to add Section 87 to the Streets and Highways Code, relating to transportation.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 303—An act to add Chapter 24.5 (commencing with Section 78801) to Part 2 of Division 22 of the Food and Agricultural Code, relating to agriculture, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 327—An act to amend Section 20118 of the Public Contract Code, relating to local agency contracts.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 360—An act to add Chapter 3.2 (commencing with Section 1916.50) to Title 4 of Part 4 of Division 3 of, the Civil Code, relating to loans.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 363—An act to add Section 6403.5 to the Labor Code, relating to health facilities.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 367—An act to amend Sections 10123.13, 10123.147, 12921.1, and 12921.3 of, and to add Sections 10123.137, 10133.66, and 10133.67 to, the Insurance Code, relating to health care coverage.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 429—An act to add Article 1.5 (commencing with Section 115860) to Chapter 5 of Part 10 of Division 104 of the Health and Safety Code, relating to public health.

Bill read second time, and ordered to third reading.

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

Bill read second time, and ordered to third reading.

SENATE BILL NO. 463—An act to amend Section 143 of the Streets and Highways Code, relating to transportation.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 471—An act to amend Section 25401.1 of the Health and Safety Code, relating to hazardous substances.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 475—An act to amend Section 40709.6 of the Health and Safety Code, relating to air resources.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 525—An act to amend Sections 24600, 25025, 26004, and 27024 of, and to add Section 25024.5 to, the Education Code, relating to state teachers' retirement.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 611—An act to add Article 6.5 (commencing with Section 110806) to Chapter 5 of Part 5 of Division 104 of the Health and Safety Code, relating to food.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 616—An act to amend Section 6254.14 of the Government Code, and to amend Section 6126 of, and to add Sections 5024.3 and 5024.4 to the Penal Code, relating to health care services.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 680—An act to add Chapter 10 (commencing with Section 100700) to Part 12 of Division 10 of the Public Utilities Code, and to add Section 9250.6 to the Vehicle Code, relating to transportation.

Bill read second time, and ordered to third reading.

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

Bill read second time, and ordered to third reading.

SENATE BILL NO. 780—An act to add Article 6.6 (commencing with Section 92675) to Chapter 6 of Part 57 of the Education Code, relating to the University of California.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 821—An act to amend Section 41326 of, and to add Section 52055.58 to, the Education Code, relating to education.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 857—An act to amend Section 5901 of the Fish and Game Code, and to add Article 3.5 (commencing with Section 156) to Chapter 1 of Division 1 of, the Streets and Highways Code, relating to fish passages.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 897—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. 917—An act to amend Sections 1339.51, 1339.56, and 1339.57 of the Health and Safety Code, relating to the Payers' Bill of Rights.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 935—An act relating to hazardous substances and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 970—An act to amend Section 42238.51 of the Education Code, relating to public schools.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1002—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 second time, and ordered to third reading.

SENATE BILL NO. 1006—An act to add Section 33126.4 to the Education Code, relating to schools.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1050—An act to amend Section 15342 of the Elections Code, relating to elections.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1075—An act to add Article 3.7 (commencing with Section 179) to Chapter 1 of Division 1 of Title 1 of, the Government Code, relating to emergencies, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 29, 2005

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

Assembly Constitutional Amendment No. 17

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered to third reading.

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. 230, 248, 232, 228, 247, and 104, on request of Assembly Member Frommer.

RE-REFERENCE TO COMMITTEE PURSUANT TO ASSEMBLY RULE 77.2

Pursuant to Assembly Rule 77.2, Speaker pro Tempore Yee re-referred Assembly Bill No. 1641 to the Committee on Business and Professions and Assembly Bill No. 1495 to the Committee on Governmental Organization.

BILLS RETURNED TO SENATE

Upon request of Assembly Member Frommer, Assembly Member Leslie was granted unanimous consent that Assembly Bill No. 619 be returned to the Senate for further action; and Assembly Member Harman was granted unanimous consent that Assembly Bill No. 1043 be returned to the Senate for further action.

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

Pursuant to Assembly Rule 78, Assembly Member Frommer announced his intention to request that Senate Bills Nos. 358, 686, 720, 581, and 239 be removed from the inactive file.

BILLS PLACED ON INACTIVE FILE

The following bills were placed upon the inactive file:

Senate Bills Nos. 463 and 912, on request of Assembly Member Frommer.

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 Bill No. 1075 and Assembly Concurrent Resolution No. 77, on request of Assembly Member Frommer.

RE-REFERENCE OF BILLS

Assembly Member Frommer was granted unanimous consent that Assembly Concurrent Resolution No. 34 be re-referred from the Committee on Appropriations to the Committee on Higher Education.

JOINT RULE 62(a) WAIVED

Assembly Member Frommer was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 1442 and Senate Bill No. 288 for hearing in the Committee on Governmental Organization, on Wednesday, August 31, 2005.

ACTION RESCINDED ON SENATE BILL NO. 40

Assembly Member Frommer was granted unanimous consent to rescind the action whereby the Assembly, on August 22, 2005 (Assembly Journal, page 2816), passed Senate Bill No. 40, and whereby the bill was ordered transmitted to the Senate.

**BILLS PASSED AND RETAINED ON FILE
BY UNANIMOUS CONSENT**

Assembly Member Frommer was granted unanimous consent, pursuant to a leadership agreement on August 26, 2005, that the following bills be passed and retained:

Senate Bills Nos. 8, 12, 23, 131, 180, 188, 229, 264, 266, 314, 385, 404, 422, 484, 500, 523, 655, 576, 586, 643, 645, 646, 655, 657, 658, 660, 734, 743, 768, 771, 792, 796, 820, 962, 965, 1007, 1053, 1070, 1087, 661, 1008, 4, 615, 618, 675, and 719.

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

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

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

Motion to Amend

Assembly Member Leno moved the adoption of amendments.

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

SENATE BILL NO. 848 (Dunn)—An act to add Chapter 7.8 (commencing with Section 1129) to Part 3 of Division 2 of the Labor Code, relating to employment.

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

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 1:26 p.m.

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

SENATE BILL NO. 1023 (Dunn)—An act to add Section 5800.1 to the Labor Code, relating to workers' compensation.

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

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 1:37 p.m.

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

SENATE BILL NO. 967 (Florez)—An act to add Section 56328.5 to the Government Code, relating to local agency formation commissions.

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

Motion to Amend

Assembly Member McCarthy moved the adoption of amendments.

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

SENATE BILL NO. 1009 (Flores)—An act to amend Section 41027 of, and to repeal and add Section 41026 of, the Water Code, relating to water.

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

Bill passed by the following vote:

AYES—76

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

NOES—1

Haynes

Bill ordered transmitted to the Senate.

SENATE BILL NO. 97 (Murray)—An act to amend Section 17529.5 of the Business and Professions Code, relating to advertising.

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

Bill passed by the following vote:

AYES—63

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

NOES—15

Blakeslee	Haynes	Maze	Runner
Cogdill	Houston	McCarthy	Villines
DeVore	Huff	Nakanishi	Walters
Harman	La Suer	Richman	

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 97: Assembly Member Spitzer from “No” to “Aye”.

Bill ordered transmitted to the Senate.

SENATE BILL NO. 536 (Bowen)—An act to amend Sections 6066 and 6226 of the Revenue and Taxation Code, relating to taxation.

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

Motion to Amend

Assembly Member Keene moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

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

Pursuant to Assembly Rule 77.2, Speaker pro Tempore Yee re-referred Senate Bill No. 536 to the Committees on Environmental Safety and Toxic Materials and Appropriations.

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

SENATE BILL NO. 1067 (Kehoe)—An act to add Article 5.5 (commencing with Section 116490) to Chapter 4 of Part 12 of Division 104 of, the Health and Safety Code, relating to drinking water.

Bill read third time, and presented by Assembly Member De La Torre.

Bill passed by the following vote:

AYES—47

Arambula	De La Torre	Leno	Pavley
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	Klehs	Negrete McLeod	Yee
Cohn	Koretz	Oropeza	Mr. Speaker
Coto	Laird	Parra	

NOES—30

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

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 848**

At 1:48 p.m., on motion of Assembly Member Oropeza, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 848 passed by the following vote:

AYES—47

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

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
Garcia	La Suer	Richman	

Bill ordered transmitted to the Senate.

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

SENATE BILL NO. 253 (Torlakson)—An act to amend Sections 798.3 and 1942.3 of the Civil Code, to amend Sections 568.2 and 568.3 of the Code of Civil Procedure, to amend Sections 65400, 65584.1, and 66016 of, and to repeal Sections 65586 and 65588.1 of, the Government Code, to amend Sections 18070.3, 18070.6, 18400.3, and 18867 of, and to repeal Section 33334.20 of, the Health and Safety Code, and to amend Section 3692.4 of the Revenue and Taxation Code, relating to housing.

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

Bill passed by the following vote:

AYES—75

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

NOES—1

Haynes

Bill ordered transmitted to the Senate.

SENATE BILL NO. 287 (Cox)—An act to amend and repeal Section 20133 of the Public Contract Code, relating to public contracts.

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

Bill passed by the following vote:

AYES—68

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

NOES—1

Bogh

Vote Changes

By unanimous consent, the following vote changes were permitted on Senate Bill No. 287: Assembly Member DeVore from “No” to “Aye”; Assembly Member Koretz from “Aye” to “Not Voting”.

Bill ordered transmitted to the Senate.

SENATE BILL NO. 110 (Florez)—An act to amend Sections 142051, 142105, 142260, and 142263 of the Public Utilities Code, relating to transportation.

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

Bill passed by the following vote:

AYES—48

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

NOES—29

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

Bill ordered transmitted to the Senate.

SENATE BILL NO. 922 (Ducheny)—An act to amend Sections 6254, 6254.10, 65352.3, 65560, and 65562.5 of the Government Code, relating to public records, and declaring the urgency thereof, to take effect immediately.

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

Motion to Amend

Assembly Member Haynes moved the adoption of amendments.

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

SENATE BILL NO. 115 (Florez)—An act to amend Section 14845 of the Government Code, and to amend Sections 999, 999.5, 999.7, 999.11, and 999.12 of the Military and Veterans Code, relating to veterans.

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. 730 (Speier)—An act to add Section 110827 to the Health and Safety Code, relating to organic products.

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

Bill passed by the following vote:

AYES—50

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

NOES—28

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

Bill ordered transmitted to the Senate immediately.

UNFINISHED BUSINESS

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 109 (Chan)—An act to amend Section 130140 of the Health and Safety Code, relating to child development.

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—76

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

NOES—2

DeVore Haynes

Above bill ordered enrolled.

ASSEMBLY BILL NO. 322 (Oropeza)—An act to add Article 10 (commencing with Section 270) to Chapter 2 of Part 1 of the Education Code, relating to education equity.

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—75

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

NOES—3

Haynes La Suer Maze

Above bill ordered enrolled.

ASSEMBLY BILL NO. 324 (Mountjoy)—An act relating to inmates.

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

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

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

AYES—78

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 605 (Nakanishi)—An act to amend Section 48900 of the Education Code, relating to pupil rights.

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

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

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

AYES—78

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 691 (Hancock)—An act to amend Section 65460.7 of, and to add Section 65460.11 to, the Government Code, relating to transit village plans.

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—71

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

NOES—6

Haynes	Maze	Strickland
La Suer	McCarthy	Walters

Above bill ordered enrolled.

ASSEMBLY BILL NO. 747 (Blakeslee)—An act to add Section 19991.13 to the Government Code, relating to public employment.

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

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 853 (Jones)—An act to amend Section 706.074 of the Code of Civil Procedure, relating to tax liens.

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—47

Arambula	De La Torre	Leno	Pavley
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	Klehns	Negrete McLeod	Yee
Cohn	Koretz	Oropeza	Mr. Speaker
Coto	Laird	Parra	

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
Garcia	La Suer	Richman	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 940 (Chu)—An act to amend Section 14251 of the Penal Code, relating to missing persons.

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

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

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 2:18 p.m.

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

ASSEMBLY BILL NO. 978 (Runner)—An act to add Section 527.10 to the Code of Civil Procedure, to add Sections 6252.5 and 6322.7 to the Family Code, to add Sections 136.3 and 646.91A to the Penal Code, and to add Sections 213.7 and 15657.04 to the Welfare and Institutions Code, relating to protective orders.

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

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 982 (Laird)—An act to amend Section 76355 of the Education Code, relating to community colleges.

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

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

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

AYES—69

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

NOES—6

Haynes	Maze	Umberg
La Suer	Strickland	Wyland

Vote Changes

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 982: Assembly Member Umberg from "Aye" to "No".

Above bill ordered enrolled.

PARLIAMENTARY INQUIRY

Assembly Member La Suer arose to the following parliamentary inquiry:

Can a call be placed upon a bill after the vote tally has been announced?

Reply by Speaker pro Tempore Yee

The Speaker pro Tempore replied that in the absence of an objection, a bill can be placed upon call after the vote tally has been announced.

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

ASSEMBLY BILL NO. 1051 (Benoit)—An act to add Sections 473, 9955, 21720, and 21721 to the Vehicle Code, relating to vehicles.

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

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

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

AYES—78

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1136 (Dymally)—An act to amend Sections 37252.8, 37253, 41505, 41506, 42239, and 52890 of, to add Section 33134 to, and to repeal Sections 41505.5, 42239, 42239.15, and 52891 of, the Education Code, relating to instruction, 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

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

NOES—None

Above bill ordered enrolled.

(NOTE: On August 31, 2005, the action was rescinded whereby the Assembly concurred in Senate amendments to Assembly Bill No. 1136 and whereby the bill was ordered enrolled. See page 3161.)

ASSEMBLY BILL NO. 1166 (Canciamilla)—An act to amend Sections 20098, 20163, 20281.5, 20340, 20752, 20908, 21151, 21220, 21221, 21224, 21225, 21226, 21227, 21359, 21492, 21540.5, 21582, 22009.1, 22150, 22155, 22202, 22203, 22208, 22302, 22308, 22560, 22873, 22874, 22875, 22876, 22892, 22958, and 75071 of, and to add Sections 21690, 21691, 21692, 22009.03, and 22156 to, the Government Code, relating to public employees' benefits, and making an appropriation therefor.

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—76

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

NOES—1

La Suer

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 1023**

At 2:23 p.m., on motion of Assembly Member Vargas, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 1023 passed by the following vote:

AYES—45

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

NOES—32

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

Bill ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 1400 (Laird)—An act to amend Sections 51, 51.5, 51.7, 51.8, and 53 of the Civil Code, relating to civil rights.

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—48

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

NOES—29

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

Above bill ordered enrolled.

(NOTE: For explanation of vote by Assembly Member Mountjoy relative to Assembly Bill No. 1400, see Assembly Journal for August 30, 2005, page 3023.)

ASSEMBLY BILL NO. 1507 (Pavley)—An act to add Section 104113 to the Health and Safety Code, relating to public health.

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—49

Arambula	Dymally	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	Horton, Shirley	Nation	Vargas
Chan	Jones	Nava	Wolk
Chavez	Karnette	Negrete McLeod	Yee
Chu	Klehs	Oropeza	Mr. Speaker
Cohn	Koretz	Parra	
Coto	Laird	Pavley	
De La Torre	Leno	Richman	

NOES—29

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

Vote Changes

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 1507: Assembly Member Shirley Horton from “No” to “Aye”.

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1712 (Hancock)—An act to amend Section 103627 of, and to add and repeal Section 103627.5 of, the Health and Safety Code, and to amend Section 18309 of the Welfare and Institutions Code, relating to domestic violence.

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—46

Arambula	De La Torre	Leno	Pavley
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	Vargas
Chan	Jones	Nation	Wolk
Chavez	Karnette	Nava	Yee
Chu	Klehs	Negrete McLeod	Mr. Speaker
Cohn	Koretz	Oropeza	
Coto	Laird	Parra	

NOES—32

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

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1772 (Committee on Public Employees, Retirement and Social Security)—An act to amend Sections 45240, 45262, 45272.5, 45277.5, 45278, and 45387 of the Education Code, relating to classified school employees.

Bill presented by Assembly Member Torrico.

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

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

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

AYES—78

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 12 (DeVore)—An act relating to nonprobate transfers.

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

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 18 (La Malfa)—An act to amend Sections 218, 17207, and 24347.5 of, and to add Sections 195.95, 195.96, and 195.97 to, the Revenue and Taxation Code, relating to disaster relief, making an appropriation therefor, 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—78

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 27 (Mullin)—An act to amend Section 1037 of, and to add Sections 1037.1 and 1037.2 to, the Penal Code, relating to trial costs.

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

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

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

AYES—78

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 100 (Cohn)—An act to amend 124250 of the Health and Safety Code, relating to domestic violence.

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

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

NOES—1

Haynes

Above bill ordered enrolled.

ASSEMBLY BILL NO. 404 (Leno)—An act to amend Section 1810.7 of the Insurance Code, relating to bail licenses.

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

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

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

AYES—78

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 497 (Negrete McLeod)—An act to amend Sections 4162.5 and 4400 of the Business and Professions Code, relating to pharmacy practices.

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

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

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

AYES—78

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 541 (Harman)—An act to amend Section 3041.5 of the Family Code, and to amend Sections 2341 and 2854 of the Probate Code, relating to guardians.

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

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

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

AYES—78

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 716 (Canciamilla)—An act to amend Sections 518, 523, 525, and 526 of the Harbors and Navigation Code, relating to vessels.

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

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

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

AYES—78

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 787 (DeVore)—An act to amend Section 532b of the Penal Code, relating to crime.

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

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

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

AYES—78

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 847 (Berg)—An act to add Sections 1231.5, 1580.1, 1734.5, and 100315 to the Health and Safety Code, relating to the elderly.

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

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

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

AYES—78

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 865 (Ruskin)—An act to add and repeal Section 22064 to the Financial Code, relating to finance lenders.

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

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

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

AYES—78

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 961 (Committee on Higher Education)—An act to amend Sections 69980, 69981, 69982, 69983, 69984, 69986, 69989, 69990, 69992, 69993, and 89903 of, and to add Section 94103 to, the Education Code, to amend Section 10708 of the Public Contract Code, and to amend Section 1 of Chapter 402 of the Statutes of 2001, relating to postsecondary education, and making an appropriation therefor.

Bill presented by Assembly Member Liu.

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

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

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

AYES—78

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1064 (Cogdill)—An act to amend and repeal Section 18552 of the Health and Safety Code, relating to mobilehome parks.

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

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

NOES—1

Oropeza

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1123 (Wyland)—An act to add and repeal Section 678.3 to the Insurance Code, relating to insurer liability.

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

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

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

AYES—78

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1182 (Calderon)—An act to amend Section 321.6 of, and to add Section 322.5 to, the Public Utilities Code, relating to public utilities.

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

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

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

AYES—78

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1249 (Blakeslee)—An act to amend Sections 42807, 42820, and 42821 of the Public Resources Code, relating to solid waste.

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

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

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

AYES—78

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1356 (Berg)—An act to amend Sections 4143 and 4144 of the Public Resources Code, relating to forestry and fire protection.

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

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

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

AYES—78

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1460 (Umberg)—An act to amend and repeal Section 66499.7 of the Government Code, relating to subdivided lands.

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

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

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

AYES—78

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1563 (Committee on Jobs, Economic Development, and the Economy)—An act to amend Section 7085 of the Government Code, relating to enterprise zones.

Bill presented by Assembly Member Arambula.

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

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

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

AYES—78

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1594 (Umberg)—An act to add Section 852 of the Military and Veterans Code, relating to military, making an appropriation therefor, 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—78

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1661 (Jerome Horton)—An act to amend Sections 12100, 12106, 12108, 12110, 12111, 12112, 12114, 12115, 12116, 12119, and 12121 of, and to add Sections 12115.5 and 12116.5 to, the Insurance Code, relating to financial guaranty insurance.

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

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

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

AYES—78

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1725 (La Malfa)—An act to amend Section 15819.60 of the Government Code, and to amend Section 1104.2 of the Military and Veterans Code, relating to veterans.

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—76

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

NOES—None

Vote Changes

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 1725: Assembly Member Koretz from “Aye” to “Not Voting”.

Above bill ordered enrolled.

ASSEMBLY BILL NO. 224 (Negrete McLeod)—An act to amend Sections 22115.2, 22134, 22134.5, 22135, 22212.5, 22223, 22662, 22663, 22703, 22705, 22705.5, 22713, 22803, 23001, 23104, 23202, 23300, 24001, 24005, 24101, 24105, 24204, 24208, 24214, 24216, 24219, 24306.5, 24306.7, 24307, 24311, 24312, 24400, 24613, 24701, 24704, 24750, 24751, 26401, 27100, and 45134 of the Education Code, relating to teachers’ retirement.

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

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

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

AYES—78

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 228 (Koretz)—An act to add Section 1374.17 to the Health and Safety Code, and to add Section 10123.21 to the Insurance Code, relating to health care coverage.

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—49

Arambula	Dymally	Lieber	Ruskin
Baca	Evans	Liu	Saldaña
Bass	Frommer	Matthews	Salinas
Berg	Goldberg	Montañez	Strickland
Bermúdez	Hancock	Mountjoy	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—29

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

Above bill ordered enrolled.

ASSEMBLY BILL NO. 327 (De La Torre)—An act to add Section 2435.2 to the Business and Professions Code, relating to physicians and surgeons.

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—52

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

NOES—26

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

Above bill ordered enrolled.

ASSEMBLY BILL NO. 399 (Montanez)—An act to amend Sections 41821, 41850, and 42648 of, and to add Chapter 12.8 (commencing with Section 42649) to Part 3 of Division 30 of, the Public Resources Code, relating to recycling.

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—46

Arambula	De La Torre	Leno	Pavley
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	Vargas
Chan	Jones	Nation	Wolk
Chavez	Karnette	Nava	Yee
Chu	Klehs	Negrete McLeod	Mr. Speaker
Cohn	Koretz	Oropeza	
Coto	Laird	Parra	

NOES—32

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

Above bill ordered enrolled.

ASSEMBLY BILL NO. 547 (Berg)—An act to amend Section 11364.7 of, and to add Chapter 18 (commencing with Section 121349) to Part 4 of Division 105 of, the Health and Safety Code, relating to clean needle and syringe exchange.

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—47

Arambula	De La Torre	Leno	Richman
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	Klehs	Negrete McLeod	Yee
Cohn	Koretz	Oropeza	Mr. Speaker
Coto	Laird	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	Parra	Wyland
Garcia	La Suer	Plescia	

Vote Changes

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 547: Assembly Member Maze from “Aye” to “No”.

Above bill ordered enrolled.

ASSEMBLY BILL NO. 564 (Karnette)—An act to add Section 60401 to the Education Code, relating to instructional materials, and making an appropriation therefor.

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—46

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

NOES—31

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

Above bill ordered enrolled.

ASSEMBLY BILL NO. 646 (Runner)—An act to amend Section 19.8 of, and to add Section 652 to, the Penal Code, relating to body piercing.

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—75

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

NOES—1

Goldberg

Above bill ordered enrolled.

ASSEMBLY BILL NO. 729 (Koretz)—An act to amend Sections 510, 1647.5, 1720, 1775.2, 1775.4, 1775.5, 12921.1, 12921.15, and 12921.3 of, and to add Sections 1681.5 and 1736.5 to, the Insurance Code, and to repeal Section 12253.5 of the Revenue and Taxation Code, relating to insurance production agencies.

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—76

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

NOES—1

Haynes

Above bill ordered enrolled.

ASSEMBLY BILL NO. 841 (Arambula)—An act to add Section 40607 to the Health and Safety Code, relating to air quality.

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—55

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

NOES—22

Aghazarian	Houston	Maze	Spitzer
Benoit	Huff	Mountjoy	Strickland
Blakeslee	Keene	Nakanishi	Walters
Bogh	La Malfa	Niello	Wyland
DeVore	La Suer	Plescia	
Haynes	Leslie	Runner	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 862 (Bass)—An act to add Section 5031 to the Penal Code, relating to inmates.

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

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

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 3:17 p.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
ASSEMBLY BILL NO. 940**

At 3:17 p.m., on motion of Assembly Member Chu, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly concurred in Senate amendments to Assembly Bill No. 940 by the following vote:

AYES—58

Aghazarian	Dymally	Levine	Richman
Arambula	Evans	Lieber	Ridley-Thomas
Baca	Frommer	Liu	Runner
Bass	Garcia	Matthews	Ruskin
Benoit	Goldberg	McCarthy	Saldaña
Berg	Hancock	Montañez	Salinas
Bermúdez	Horton, Jerome	Mullin	Spitzer
Calderon	Horton, Shirley	Nakanishi	Torrico
Canciamilla	Houston	Nation	Tran
Chan	Jones	Nava	Vargas
Chavez	Karnette	Negrete McLeod	Wolk
Chu	Klehms	Niello	Yee
Cohn	Koretz	Oropeza	Mr. Speaker
Coto	Laird	Parra	
De La Torre	Leno	Pavley	

NOES—17

Bogh	Keene	Mountjoy	Walters
Daucher	La Malfa	Plescia	Wyland
DeVore	La Suer	Strickland	
Harman	Leslie	Umberg	
Haynes	Maze	Villines	

Vote Changes

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 940: Assembly Member Niello from “No” to “Aye”.

Above bill ordered enrolled.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 929 (Oropeza)—An act to add Section 115061 to the Health and Safety Code, relating to radiation technology.

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—56

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

NOES—19

Benoit	Haynes	La Suer	Plescia
Blakeslee	Houston	Leslie	Strickland
Cogdill	Huff	Maze	Villines
DeVore	Keene	Mountjoy	Walters
Harman	La Malfa	Niello	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 952 (Coto)—An act to add and repeal Section 17463.8 of the Education Code, relating to public schools.

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—76

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1180 (Torrico)—An act to amend Section 19582.5 of, to add Section 19481.3 to, and to add Article 4.5 (commencing with Section 19500) to Chapter 4 of Division 8 of, the Business and Professions Code, relating to horse racing.

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—57

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

NOES—19

Benoit	Houston	Maze	Strickland
Daucher	Keene	Mountjoy	Villines
DeVore	La Malfa	Nakanishi	Walters
Harman	La Suer	Richman	Wyland
Haynes	Leslie	Spitzer	

Vote Changes

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 1180: Assembly Member Daucher from “Aye” to “No”.

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1229 (Nation)—An act to amend Section 43200 of, and to add Section 43200.1 to, the Health and Safety Code, relating to air pollution.

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—48

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

NOES—30

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

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1322 (Evans)—An act to amend Section 170.1 of the Code of Civil Procedure, relating to judges, and declaring the urgency thereof, to take effect immediately.

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

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—78

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

NOES—None

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

AYES—78

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1380 (Gordon)—An act to add Sections 7945 and 7945.1 to the Public Utilities Code, relating to telecommunications.

Bill presented by Assembly Member Ruskin.

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—64

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

NOES—14

Arambula	Haynes	Nakanishi	Walters
Blakeslee	Houston	Spitzer	Wyland
Daucher	La Suer	Strickland	
DeVore	Mountjoy	Villines	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1386 (Laird)—An act to amend Sections 1646.4, 1646.5, 1647, 1647.1, 1647.2, 1647.3, 1647.10, 1647.11, 1647.12, and 1647.14 of, to add Article 2.86 (commencing with Section 1647.18) to Chapter 4 of Division 2 of, and to repeal Section 1647.4 of, the Business and Professions Code, relating to dentistry, and making an appropriation therefor.

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

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

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

AYES—78

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1517 (Runner)—An act to add Section 1041 to the Government Code, relating to state 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—76

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

NOES—None

Vote Changes

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 1517: Assembly Member Yee from “No” to “Aye”.

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1533 (Bass)—An act to amend Sections 1357 and 1357.50 of the Health and Safety Code, and to amend Sections 10198.6 and 10700 of the Insurance Code, relating to health care coverage.

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—75

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

NOES—3

Canciamilla	Haynes	Walters
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Above bill ordered enrolled.

ASSEMBLY BILL NO. 1585 (Blakeslee)—An act to add and repeal Section 25305.2 of the Public Resources Code, relating to energy resources.

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—76

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1633 (Evans)—An act to amend Section 11403 of, to add Section 11401.6 to, and to add Chapter 6.2 (commencing with Section 13750) to Part 3 of Division 9 of, the Welfare and Institutions Code, relating to foster children.

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—53

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

NOES—25

Aghazarian	Houston	McCarthy	Strickland
Blakeslee	Huff	Mountjoy	Villines
Bogh	Keene	Nakanishi	Walters
Cogdill	La Malfa	Niello	Wyland
DeVore	La Suer	Plescia	
Harman	Leslie	Richman	
Haynes	Maze	Runner	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1738 (Committee on Local Government)—An act to amend Section 27395 of the Government Code, relating to local government.

Bill presented by Assembly Member Salinas.

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

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

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

AYES—78

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

NOES—None

Above bill ordered enrolled.

**At 3:29 p.m., Assistant Speaker pro Tempore Lieber,
22nd District, presiding**

ASSEMBLY BILL NO. 1746 (Committee on Local Government)—An act to amend Sections 56157, 56325, 56381, 56425, 56663, 56743, 57000, 57051, and 57077 of, and to repeal Section 54975 of, the Government Code, and to amend Sections 13801 and 14051 of the Public Utilities Code, relating to local government reorganization.

Bill presented by Assembly Member Salinas.

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

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

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

AYES—78

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 522 (Plescia)—An act to amend Section 1261.6 of the Health and Safety Code, to add Section 290.02 to the Penal Code, and to add Section 14133.225 to the Welfare and Institutions Code, relating to prescription drugs and other therapies, and declaring the urgency thereof, to take effect immediately.

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

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—78

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

NOES—None

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

AYES—78

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

NOES—None

Above bill ordered enrolled immediately.

ASSEMBLY BILL NO. 1737 (Yee)—An act relating to workers' compensation, and declaring the urgency thereof, to take effect immediately.

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

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—78

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

NOES—None

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

AYES—78

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 592 (Yee)—An act to amend Section 2234.1 of the Business and Professions Code, relating to healing arts.

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

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

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

AYES—78

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 800 (Yee)—An act to add Section 123147 to the Health and Safety Code, relating to health care.

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

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

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

AYES—78

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

NOES—None

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 862**

At 3:35 p.m., on motion of Assembly Member Bass, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly concurred in Senate amendments to Assembly Bill No. 862 by the following vote:

AYES—41

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

NOES—34

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

Above bill ordered enrolled immediately.

At 3:36 p.m., Speaker pro Tempore Leland Y. Yee, 12th District, presiding

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 429 (Chu)—An act to amend Section 527.8 of the Code of Civil Procedure, to amend Section 6383 of the Family Code, and to amend Section 15657.03 of the Welfare and Institutions Code, relating to temporary restraining orders and protective orders.

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

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

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

AYES—78

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

NOES—None

Above bill ordered enrolled.

MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bills Nos. 6 and 1029 and Senate Bill No. 607 were continued until the next legislative day.

THIRD READING OF ASSEMBLY BILLS

ASSEMBLY CONCURRENT RESOLUTION NO. 74 (Saldana)—Relative to commemorating the 33rd anniversary of the enactment of Title IX.

Resolution read.

Motion to Amend

Assembly Member Saldaña moved the adoption of amendments.

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

ASSEMBLY JOINT RESOLUTION NO. 30 (Liu)—Relative to Women's Equality Day.

Resolution read, and adopted by the following vote:

AYES—72

Aghazarian	De La Torre	Laird	Plescia
Arambula	Dymally	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	Horton, Jerome	McCarthy	Strickland
Calderon	Horton, Shirley	Montañez	Torrico
Canciamilla	Houston	Mullin	Tran
Chan	Huff	Nakanishi	Urnberg
Chavez	Jones	Nation	Vargas
Chu	Karnette	Nava	Villines
Cogdill	Keene	Negrete McLeod	Wolk
Cohn	Klehs	Niello	Wyland
Coto	Koretz	Oropeza	Yee
Daucher	La Malfa	Parra	Mr. Speaker

NOES—None

Resolution ordered transmitted to the Senate.

HOUSE RESOLUTION NO. 19 (Vargas)—Relative to Life Insurance Awareness Month.

Resolution read.

Members Made Coauthors of House Resolution No. 19

Assembly Member Vargas was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of House Resolution No. 19.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Aghazarian, Arambula, Baca, Bass, Berg, Blakeslee, Bogh, Calderon, Canciamilla, Chu, Cogdill, Cohn, Coto, Daucher, De La Torre, DeVore, Dymally, Evans, Frommer, Garcia, Harman, Haynes, Houston, Huff, Jones, Keene, Koretz, La Malfa, La Suer, Leno, Leslie, Levine, Lieber, Liu, Maze, McCarthy, Montañez, Mountjoy, Nakanishi, Nation, Negrete McLeod, Núñez, Oropeza, Parra, Plescia, Richman, Ridley-Thomas, Runner, Ruskin, Saldaña, Salinas, Spitzer, Strickland, Torrico, Tran, Urnberg, Villines, Wolk, Wyland, and Yee.

Request for Unanimous Consent

Assembly Member Vargas was granted unanimous consent to take up House Resolution No. 19, as amended, without reference to print or file.

Consideration of House Resolution No. 19, as Amended

HOUSE RESOLUTION NO. 19—Relative to Life Insurance Awareness Month.

Resolution read, as amended, and adopted.

UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 1426 (Liu)—An act to amend Section 597u of, and to repeal Section 597w of, the Penal Code, relating to animals.

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—58

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

NOES—17

Aghazarian	Harman	Leslie	Walters
Arambula	Haynes	Maze	Wyland
Benoit	Houston	Niello	
Bogh	Huff	Runner	
DeVore	Keene	Villines	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1527 (Liu)—An act to add Division 1.3 (commencing with Section 4100) to the Financial Code, relating to financial institutions.

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—75

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

NOES—2

Haynes Walters

Above bill ordered enrolled.

THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 168 (Chesbro)—An act to repeal Article 8 (commencing with Section 51790) of Chapter 5 of Part 28 of the Education Code, relating to public education instruction.

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

Motion to Amend

Assembly Member Berg moved the adoption of amendments.

Amendments read and adopted; 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. 168, to the Committee on Governmental Organization.

ANNOUNCEMENTS

Speaker pro Tempore Yee announced the following session schedule:

Tuesday, August 30, 2005, Floor Session, 9:30 a.m.–6 p.m.;

Wednesday, August 31, 2005, Floor Session, 9:30 a.m.–6 p.m.;

Thursday, September 1, 2005, Floor Session, 9:30 a.m.–6 p.m.;

Friday, September 2, 2005, Floor Session, 9:30 a.m.–3 p.m.

ADJOURN IN MEMORY

Assembly Member Dymally was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Dr. Kenneth Bancroft Clark, of New York, NY.

(Assembly Rule 45.5 suspended.)

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Assembly Member Dymally was granted unanimous consent that the following statement be printed in the Journal:

Kenneth Bancroft Clark

Dr. Kenneth Bancroft Clark, the distinguished social psychologist whose testimony on the effect of prejudice on children significantly influenced the landmark 1964 Supreme Court desegregation decision, died on May 1, 2005, at age 90. His many achievements as a scholar-activist, author, and civil rights advocate have been duly noted in many written and oral eulogies. He was truly a giant intellectual among his contemporaries, a mighty oak in the world of ideas dedicated to compassionate action. He had a profound impact on this nation.

It was my privilege to work with him as a Fellow at the Metropolitan Applied Research Center (MARC) in New York, and was a cofounder with him and Manhattan Borough President, Percy Sutton, in organizing the National Conference of Black Elected officials and Joint Center for Political and Economic Studies in Washington, D.C.

Dr. Clark was a participant in the historical study of the *American Dilemma* by Swedish sociologist Dr. Gunnar Myrdal.

He was the first African American Professor to receive tenure at the famous City College (now university) of N.Y. He was author of many articles and books including prize winning *Dark Ghetto*.

ADJOURN IN MEMORY

Assembly Member Liu was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Reverend Fred Register, Sr., of Alhambra.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Nation was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Cpl. Timothy M. Shea, of Sonoma.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Berg was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of David Webb, of McKinleyville.

Assembly Member Daucher was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Lewis Wendell Amick and Evelyn Thompson, of Anaheim; Peter Warkenton, of Brea; Laurence E. Gadaire and Alberto J. Soto, of Fullerton; and Janet Pelton and May Toft, of Placentia.

Assembly Member Keene was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of CDF Fire Captain Clem “Andy” Towner, Jr., of Chico.

Assembly Member Leno was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Harvey Wong, of San Francisco.

Assembly Member Leslie was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Richard “Dick” Shoda, of Fair Oaks.

Assembly Member Levine was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Ralph Prator, of Northridge.

Assembly Member Mullin was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Shelton Taylor, of Burlingame.

Assembly Member Niello was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Jeff Seley, of Sacramento.

Speaker Núñez was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Pfc. Ramon Romero, of Huntington Park.

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 John Merlo, of Westminster.

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 May Ruth Burton, Rodrigo S. Fernandez, and Lola Y. Williams, of Dixon; Jerry Belfiore, Joseph A. DeGeorge, Patricia Jeanne French, and Rose A. Fukuda, of Fairfield; Willie Calhoun Baird, Renee Andree Hawkins, Helen L. Rovelli, and Christopher Wright, of Vacaville; and Lorraine B. Stewart, of Woodland.

BILLS REMOVED FROM CONSENT CALENDAR

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

Assembly Concurrent Resolution No. 70, on request of Assembly Member Frommer.

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. 1009: Canciamilla, De La Torre, Frommer, Garcia, Houston, Levine, Mullin, Ridley-Thomas, Strickland, and Torrico—Aye; Haynes—No.

Senate Bill No. 97: Aghazarian, Bermúdez, Frommer, Garcia, Shirley Horton, Keene, La Malfa, Levine, Mountjoy, Plescia, Ridley-Thomas, Strickland, Torrico, and Wyland—Aye; Blakeslee, Haynes, Houston, Huff, and Walters—No.

Senate Bill No. 1067: Bermúdez, Canciamilla, Frommer, Levine, Ridley-Thomas, and Torrico—Aye; Aghazarian, Blakeslee, Garcia, Harman, Haynes, Shirley Horton, Houston, Plescia, Richman, Spitzer, and Strickland—No.

Senate Bill No. 848: Bermúdez, Canciamilla, and Hancock—Aye; Garcia, Houston, Mountjoy, Plescia, and Strickland—No.

Senate Bill No. 253: Aghazarian, Bogh, Canciamilla, Daucher, Frommer, Garcia, Harman, Houston, Keene, La Malfa, Levine, McCarthy, Plescia, Ridley-Thomas, Strickland, Torrico, and Villines—Aye; Haynes—No.

Senate Bill No. 287: Frommer, Garcia, Haynes, Houston, Levine, McCarthy, Nation, Ridley-Thomas, Runner, Strickland, and Walters—Aye; Bogh—No.

Senate Bill No. 110: Frommer, Ridley-Thomas, and Umberg—Aye; Blakeslee, Garcia, Houston, Mountjoy, Niello, and Strickland—No.

Senate Bill No. 730: Canciamilla, Coto, Montañez, and Wyland—Aye; Garcia, Houston, La Malfa, Mountjoy, Plescia, and Strickland—No.

Assembly Bill No. 109, Concurrence: Canciamilla, Chavez, Garcia, Levine, Niello, Strickland, Torrico, and Wyland—Aye.

Assembly Bill No. 322, Concurrence: Aghazarian, Canciamilla, Chavez, Garcia, La Malfa, Levine, Montañez, Strickland, Torrico, Villines, and Wyland—Aye.

Assembly Bill No. 324, Concurrence: Chavez, Garcia, Levine, Strickland, Torrico, and Wyland—Aye.

Assembly Bill No. 605, Concurrence: Chavez, Koretz, Levine, Strickland, Torrico, and Wyland—Aye.

Assembly Bill No. 691, Concurrence: Aghazarian, Bogh, Chavez, Coto, De La Torre, Keene, La Malfa, Levine, Montañez, Niello, Plescia, Villines, and Wyland—Aye; Strickland—No.

Assembly Bill No. 747, Concurrence: Chavez, Levine, Nava, Strickland, and Wyland—Aye.

Assembly Bill No. 853, Concurrence: Chavez, Levine, and Montañez—Aye; Garcia, Houston, Plescia, and Strickland—No.

Assembly Bill No. 978, Concurrence: Chavez, Houston, Levine, Mountjoy, Spitzer, and Strickland—Aye.

Assembly Bill No. 982, Concurrence: Aghazarian, Bass, Canciamilla, Chavez, Houston, Keene, Levine, McCarthy, Mountjoy, Plescia, Richman, and Spitzer—Aye; Strickland and Wyland—No.

Assembly Bill No. 1051, Concurrence: Chavez, Garcia, Levine, and Spitzer—Aye.

Assembly Bill No. 1136, Concurrence: Chavez, Levine, Mountjoy, Plescia, and Spitzer—Aye.

Assembly Bill No. 1166, Concurrence: Chavez, Dymally, Garcia, Levine, Maze, Montañez, Mountjoy, Mullin, Spitzer, and Wyland—Aye.

Senate Bill No. 1023: Jerome Horton and Ridley-Thomas—Aye; Blakeslee, Garcia, Houston, Spitzer, and Strickland—No.

Assembly Bill No. 1400, Concurrence: Chavez, Karnette, and Mountjoy—Aye; Spitzer—No.

Assembly Bill No. 1507, Concurrence: Chavez and Chu—Aye; Blakeslee, Garcia, Huff, and Spitzer—No.

Assembly Bill No. 1712, Concurrence: Chavez and Negrete McLeod—Aye; Garcia, Shirley Horton, Huff, Spitzer, Umberg, and Villines—No.

Assembly Bill No. 1772, Concurrence: Chavez, Haynes, and Spitzer—Aye.

Assembly Bill No. 12, Concurrence: Chavez, Garcia, Levine, Strickland, and Torrico—Aye.

Assembly Bill No. 18, Concurrence: Blakeslee, Chavez, and Tran—Aye.

Assembly Bill No. 27, Concurrence: Chavez, Frommer, and Ridley-Thomas—Aye.

Assembly Bill No. 100, Concurrence: Calderon, Chavez, and Mountjoy—Aye; Haynes—No.

Assembly Bill No. 404, Concurrence: Chavez, Daucher, and Shirley Horton—Aye.

Assembly Bill No. 497, Concurrence: Chavez, De La Torre, Evans, Haynes, Saldaña, and Vargas—Aye.

Assembly Bill No. 541, Concurrence: Bermúdez, Chavez, De La Torre, Evans, Montañez, Nava, and Tran—Aye.

Assembly Bill No. 716, Concurrence: Chavez, De La Torre, and Evans—Aye.

Assembly Bill No. 787, Concurrence: Baca, Bermúdez, Chavez, De La Torre, Evans, Nation, and Spitzer—Aye.

Assembly Bill No. 847, Concurrence: Chavez and Spitzer—Aye.

Assembly Bill No. 865, Concurrence: Baca, Chavez, De La Torre, Evans, Garcia, Levine, Spitzer, and Walters—Aye.

Assembly Bill No. 961, Concurrence: Chavez—Aye.

Assembly Bill No. 1064, Concurrence: Bass, Chavez, Coto, and Montañez—Aye.

Assembly Bill No. 1123, Concurrence: Chavez, Levine, and Torrico—Aye.

Assembly Bill No. 1182, Concurrence: Chavez, Leno, Levine, and Mountjoy—Aye.

Assembly Bill No. 1249, Concurrence: Chavez, Coto, Levine, and Montañez—Aye.

Assembly Bill No. 1356, Concurrence: Chavez, De La Torre, and Hancock—Aye.

Assembly Bill No. 1460, Concurrence: Blakeslee, Chavez, and De La Torre—Aye.

Assembly Bill No. 1563, Concurrence: Berg, Chavez, and Cohn—Aye.

Assembly Bill No. 1594, Concurrence: Bogh, Chavez, Cohn, Garcia, Huff, and Levine—Aye.

Assembly Bill No. 1661, Concurrence: Bogh, Chavez, Levine, and Spitzer—Aye.

Assembly Bill No. 1725, Concurrence: Blakeslee, Bogh, Chavez, Dymally, La Malfa, Levine, Spitzer, and Umberg—Aye.

Assembly Bill No. 224, Concurrence: Bass, Blakeslee, Chavez, Cohn, Haynes, Levine, and Walters—Aye.

Assembly Bill No. 228, Concurrence: Chavez—Aye; Bogh, Garcia, Houston, and Villines—No.

Assembly Bill No. 327, Concurrence: Baca, Chavez, Garcia, Hancock, Shirley Horton, Levine, and Nation—Aye; Daucher—No.

Assembly Bill No. 399, Concurrence: Chavez and Cohn—Aye; Daucher, Garcia, Shirley Horton, and Umberg—No.

Assembly Bill No. 547, Concurrence: Goldberg and Negrete McLeod—Aye; Niello—No.

Assembly Bill No. 564, Concurrence: Levine—Aye; Daucher, Shirley Horton, Plescia, Spitzer, and Umberg—No.

Assembly Bill No. 646, Concurrence: Leno, Levine, and Spitzer—Aye.

Assembly Bill No. 729, Concurrence: Benoit, Daucher, La Malfa, Levine, Parra, and Spitzer—Aye.

Assembly Bill No. 841, Concurrence: Garcia, Shirley Horton, Jones, and McCarthy—Aye.

Assembly Bill No. 940, Concurrence: Garcia—Aye; Bogh, Strickland, and Umberg—No.

Assembly Bill No. 929, Concurrence: Aghazarian, Canciamilla, Chan, Chu, Daucher, Parra, and Wyland—Aye; Benoit, Blakeslee, Houston, Mountjoy, and Strickland—No.

Assembly Bill No. 952, Concurrence: Bogh, Canciamilla, Daucher, Garcia, Huff, Klehs, Mountjoy, and Parra—Aye.

Assembly Bill No. 1180, Concurrence: Bass, Bermúdez, Bogh, Canciamilla, Cohn, Garcia, Shirley Horton, Klehs, and Parra—Aye; Benoit, Keene, Mountjoy, Spitzer, and Strickland—No.

Assembly Bill No. 1229, Concurrence: Bass, Canciamilla, Cohn, Klehs, Levine, Torrico, and Vargas—Aye; Garcia, Mountjoy, Parra, and Spitzer—No.

Assembly Bill No. 1322, Urgency and Concurrence: Canciamilla, Cohn, Klehs, Levine, Mountjoy, and Parra—Aye.

Assembly Bill No. 1380, Concurrence: Aghazarian, Bass, Canciamilla, Cohn, Garcia, Shirley Horton, Huff, Keene, Klehs, Koretz, Lieber, Niello, and Parra—Aye; Arambula, Daucher, Mountjoy, and Villines—No.

Assembly Bill No. 1386, Concurrence: Canciamilla, Klehs, Levine, Mountjoy, Parra, and Runner—Aye.

Assembly Bill No. 1517, Concurrence: Bass, Canciamilla, Cohn, Evans, Klehs, Lieber, Mountjoy, Parra, and Pavley—Aye.

Assembly Bill No. 1533, Concurrence: Klehs, Levine, Mountjoy, Parra, and Torrico—Aye; Canciamilla—No.

Assembly Bill No. 1585, Concurrence: Bass, Canciamilla, Cohn, Klehs, La Malfa, Levine, Mountjoy, Parra, Pavley, Plescia, Spitzer, Strickland, and Torrico—Aye.

Assembly Bill No. 1633, Concurrence: Bass, Canciamilla, Cohn, Garcia, Shirley Horton, Klehs, Levine, Parra, and Torrico—Aye; Blakeslee and Mountjoy—No.

Assembly Bill No. 1738, Concurrence: Bass, Canciamilla, Cohn, De La Torre, Evans, Klehs, Levine, Lieber, Mountjoy, Nava, Parra, and Torrico—Aye.

Assembly Bill No. 1746, Concurrence: Canciamilla, Klehs, Levine, Mountjoy, Nava, Parra, Spitzer, Torrico, and Umberg—Aye.

Assembly Bill No. 522, Urgency and Concurrence: Bass, Blakeslee, Canciamilla, Cohn, De La Torre, Frommer, Klehs, Levine, Nava, Ridley-Thomas, and Torrico—Aye.

Assembly Bill No. 1737, Urgency and Concurrence: Blakeslee, Bogh, Canciamilla, De La Torre, Klehs, Levine, and Nava—Aye.

Assembly Bill No. 592, Concurrence: Baca, Bass, Blakeslee, Canciamilla, Cohn, De La Torre, Frommer, Klehs, Levine, Mountjoy, Nava, and Richman—Aye.

Assembly Bill No. 800, Concurrence: Blakeslee, Canciamilla, De La Torre, Klehs, Levine, Mountjoy, and Nava—Aye.

Assembly Bill No. 862, Concurrence: Canciamilla and Umberg—No.

Assembly Bill No. 429, Concurrence: Canciamilla, De La Torre, Klehs, Levine, Nava, and Plescia—Aye.

Assembly Joint Resolution No. 30: Blakeslee, Canciamilla, Chavez, Klehs, Montañez, Plescia, Spitzer, and Strickland—Aye.

Assembly Bill No. 1426, Concurrence: Bermúdez, Blakeslee, Canciamilla, Chavez, Cohn, Garcia, Klehs, Levine, Montañez, and Plescia—Aye; Aghazarian, Benoit, Bogh, and Huff—No.

Assembly Bill No. 1527, Concurrence: Bass, Canciamilla, Chavez, Cohn, Keene, Klehs, Levine, Plescia, and Runner—Aye.

MOTION TO ADJOURN

At 3:54 p.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 3:55 p.m., Speaker pro Tempore Yee 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 Richman to introduce a bill relating to special primary elections. Request No. 0519328.

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. 1777—Richman and Koretz (Coauthor: Lieber). An act relating to elections, and declaring the urgency thereof, to take effect immediately.

**AUTHOR'S AMENDMENTS
Committee on Judiciary**

August 29, 2005

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

Senate Bill No. 776

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

JONES, Chair

SENATE BILL NO. 776—An act to amend Section 32127.3 of, and to add Section 32130.6 to the Health and Safety Code, relating to health care districts.

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 Human Services**

August 29, 2005

Mr. Speaker: The Chair of your Committee on Human Services reports:

Assembly Bill No. 1363

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

EVANS, Chair

ASSEMBLY BILL NO. 1363—An act to add Chapter 2.8 (commencing with Section 16190) to Part 4 of Division 9 of the Welfare and Institutions Code, relating to foster youth, and making an appropriation therefor.

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 Rules

August 29, 2005

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

Assembly Concurrent Resolution No. 92

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

MONTAÑEZ, Chair

ASSEMBLY CONCURRENT RESOLUTION NO. 92—Relative to California Rice Month.

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

REPORTS OF STANDING COMMITTEES
Committee on Appropriations

Date of Hearing: August 25, 2005

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 437

Senate Bill No. 739

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

CHU, Chair

Above bills ordered to second reading.

Date of Hearing: August 25, 2005

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 60

Senate Bill No. 377

Senate Bill No. 364

Senate Bill No. 600

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

CHU, Chair

Above bills ordered to second reading.

Date of Hearing: May 18, 2005

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 444

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

CHU, Chair

Above bill ordered to second reading.

Committee on Health

Date of Hearing: August 25, 2005

Mr. Speaker: Your Committee on Health reports:

Senate Joint Resolution No. 17

With the recommendation: Be adopted.

CHAN, Chair

Above resolution ordered to third reading.

Date of Hearing: August 25, 2005

Mr. Speaker: Your Committee on Health reports:

Senate Concurrent Resolution No. 49

With amendments with the recommendation: Amend, and be adopted as amended.

CHAN, Chair

Above resolution ordered to second reading.

Committee on Rules

Date of Hearing: August 29, 2005

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 87
Assembly Concurrent Resolution No. 88
House Resolution No. 21
House Resolution No. 22

With the recommendation: Be adopted.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above resolutions be placed on the Consent Calendar.

MONTAÑEZ, Chair

Above resolutions ordered to the Consent Calendar.

Date of Hearing: August 29, 2005

Mr. Speaker: Your Committee on Rules reports:

Senate Concurrent Resolution No. 56
Senate Concurrent Resolution No. 58

With the recommendation: Be adopted.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above resolutions be placed on the Consent Calendar.

MONTAÑEZ, Chair

Above resolutions ordered to the Consent Calendar.

Committee on Appropriations

Date of Hearing: May 18, 2005

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 107
Senate Bill No. 231
Senate Bill No. 650

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

CHU, Chair

Above bills ordered to second reading.

MESSAGES FROM THE SENATE

Senate Chamber, August 29, 2005

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

Assembly Bill No. 14
Assembly Bill No. 169
Assembly Bill No. 304
Assembly Bill No. 356
Assembly Bill No. 465
Assembly Bill No. 671
Assembly Bill No. 693
Assembly Bill No. 694
Assembly Bill No. 778
Assembly Bill No. 819
Assembly Bill No. 843
Assembly Bill No. 846
Assembly Bill No. 880
Assembly Bill No. 901
Assembly Bill No. 927
Assembly Bill No. 971

Assembly Bill No. 1120
Assembly Bill No. 1158
Assembly Bill No. 1234
Assembly Bill No. 1318
Assembly Bill No. 1434
Assembly Bill No. 1474
Assembly Bill No. 1511
Assembly Bill No. 1512
Assembly Bill No. 1625
Assembly Bill No. 1636
Assembly Bill No. 1640
Assembly Bill No. 1646
Assembly Bill No. 1660
Assembly Bill No. 1754
Assembly Bill No. 1767

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 29, 2005

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

Assembly Bill No. 1222

Assembly Bill No. 1524

Assembly Bill No. 1669

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

Above bills ordered enrolled.

Senate Chamber, August 29, 2005

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

Assembly Joint Resolution No. 2

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

Above resolution ordered enrolled.

Senate Chamber, August 29, 2005

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

Senate Bill No. 13

Senate Bill No. 15

Senate Bill No. 45

Senate Bill No. 135

Senate Bill No. 141

Senate Bill No. 203

Senate Bill No. 274

Senate Bill No. 326

Senate Bill No. 370

Senate Bill No. 389

Senate Bill No. 477

Senate Bill No. 499

Senate Bill No. 502

Senate Bill No. 513

Senate Bill No. 578

Senate Bill No. 608

Senate Bill No. 634

Senate Bill No. 666

Senate Bill No. 679

Senate Bill No. 684

Senate Bill No. 695

Senate Bill No. 726

Senate Bill No. 765

Senate Bill No. 919

Senate Bill No. 963

Senate Bill No. 1028

Senate Bill No. 1084

Senate Bill No. 1088

Senate Bill No. 1105

Senate Bill No. 1107

Senate Bill No. 575

Senate Concurrent Resolution No. 29

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

Senate Chamber, August 29, 2005

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

Senate Concurrent Resolution No. 48

Senate Concurrent Resolution No. 61

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. 48—Relative to the Paramount Hay Tree in the City of Paramount.

SENATE CONCURRENT RESOLUTION NO. 61—Relative to Ovarian Cancer Awareness Month.

August 29, 2005

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

Dear Dotson: By direction of the Senate I am returning Senate Bills Nos. 302 and 875 to the Assembly for further action.

Sincerely,

GREGORY P. SCHMIDT
Secretary of the Senate

Above bills ordered held at the Desk.

August 25, 2005

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

Dear Speaker Núñez: The Senate Rules Committee has appointed Senator Denham as a member of the Joint Committee on Fairs Allocation and Classification and recommends that he be appointed to serve as Chair.

Sincerely,

GREGORY P. SCHMIDT
Secretary of the Senate

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 29, 2005

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

Assembly Bill No. 204
Assembly Bill No. 241
Assembly Bill No. 522
Assembly Bill No. 702
Assembly Bill No. 758
Assembly Bill No. 767

Assembly Bill No. 824
Assembly Bill No. 1339
Assembly Bill No. 1348
Assembly Bill No. 1529
Assembly Bill No. 1642

And reports the same correctly enrolled, and presented to the Governor on the 29th day of August, 2005, at 4:30 p.m.

E. DOTSON WILSON, Chief Clerk

AUTHOR'S AMENDMENTS Committee on Appropriations

August 29, 2005

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

Assembly Bill No. 534

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

CHU, Chair

ASSEMBLY BILL NO. 534—An act to add Section 12433 to the Government Code, relating to state agency payments.

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.

INTRODUCTION OF GUESTS

Speaker pro Tempore Yee, of the 12th Assembly District, introduced former Assembly Member Jim Cunneen.

ADJOURNMENT

At 4:35 p.m., pursuant to the motion by Assembly Member Frommer, the Assembly adjourned until 9:30 a.m., Tuesday, August 30, 2005, out of respect to the memory of Dr. Kenneth Bancroft Clark, on motion of Assembly Member Dymally; out of respect to the memory of Reverend Fred Register, Sr., on motion of Assembly Member Liu; out of respect to the memory of Cpl. Timothy M. Shea, on motion of Assembly Member Nation; out of respect to the memory of David Webb, on motion of Assembly Member Berg; out of respect to the memory of Lewis Wendell Amick, Evelyn Thompson, Peter Warkenton, Laurence E. Gadaire, Alberto J. Soto, Janet Pelton, and May Toft, on motion of Assembly Member Daucher; out of respect to the memory of CDF Fire Captain Clem “Andy” Towner, Jr., on motion of Assembly Member Keene; out of respect to the memory of Harvey Wong, on motion of Assembly Member Leno; out of respect to the memory of Richard “Dick” Shoda, on motion of Assembly Member Leslie; out of respect to the memory of Ralph Prator, on motion of Assembly Member Levine; out of respect to the memory of Shelton Taylor, on motion of Assembly Member Mullin; out of respect to the memory of Jeff Seley, on motion of Assembly Member Niello; out of respect to the memory of Pfc. Ramon Romero, on motion of Speaker Núñez; out of respect to the memory of John Merlo, on motion of Assembly Member Umberg; and out of respect to the memory of May Ruth Burton, Rodrigo S. Fernandez, Lola Y. Williams, Jerry Belfiore, Joseph A. DeGeorge, Patricia Jeanne French, Rose A. Fukuda, Willie Calhoun Baird, Renee Andree Hawkins, Helen L. Rovelli, Christopher Wright, and Lorraine B. Stewart, on motion of Assembly Member Wolk.

FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON AUGUST 29, 2005

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

AB RN

1363 0519639

ACR RN

74 0518317

92 0519610

SB RN

115 0519357

168 0519516

534 0519657

536 0519346

735 0518948

776 0519127

922 0518726

967 0518556

Daily Total:	11
Cumulative Total:	2630

CALIFORNIA LEGISLATURE
2005–06 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, August 30, 2005

**ONE HUNDRED FIFTEENTH 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 30, 2005

The Assembly met at 9:30 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 Mountjoy 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 9:55 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, You are the source of our happiness and our ability to stay positive through any adversity. Send Your light and Your truth to lead us and bring us back to Your goodness. For we know that You bless everyone who endures when they are tested. When they pass the test, they will receive the crown of life that You have promised to those who love You.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Yee, Assembly Member Leno 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.

COMMUNICATIONS

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

Explanation of Vote—Assembly Bill No. 1400

August 30, 2005

*Mr. Dotson Wilson, Chief Clerk
California State Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: I would like the record to properly reflect that it was my full intent to vote No on AB 1400 on the Assembly Floor yesterday, Monday, August 29.

AB 1400 already had sufficient votes to pass, so my vote did not change the outcome of its passage.

Sincerely,

DENNIS MOUNTJOY, Assembly Member
Fifty-ninth District

SPECIAL COMMITTEE MEETINGS

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

Public Safety, on Wednesday, August 31, 2005, upon Call of the Chair;

Education, on Friday, September 2, 2005;

Environmental Safety and Toxic Materials, on Friday, September 2, 2005; upon Call of the Chair;

Natural Resources, on Friday, September 2, 2005, upon Call of the Chair.

REPORTS

The following reports were presented by the Chief Clerk:

**Tandem Mass Spectrometry Project
(Pursuant to Health and Safety Code Section 125001(4d))**

Above transmitted report, together with letter of transmittal from Jennifer Kent, Deputy Director, Legislative and Governmental Affairs, Department of Health Services, dated August 10, 2005, referred by the Speaker to the Committee on Health.

**Quarterly Hazardous Waste Fee Revenue Report
April 1, 2005 through June 30, 2005
(Pursuant to Health and Safety Code Section 25178.1)**

Above transmitted report, together with letter of transmittal from Ramon J. Hirsig, Executive Director, Board of Equalization, dated August 12, 2005, referred by the Speaker to the Committee on Environmental Safety and Toxic Materials.

**2005 Judicial Council Annual Report
(Pursuant to California Constitution, Article VI, Section 6)**

Above transmitted report, together with letter of transmittal from William C. Vickrey, Administrative Director of the Courts, Judicial Council of California, dated August 10, 2005, referred by the Speaker to the Committee on Judiciary.

**The California School Age Families Education (Cal-SAFE) Program
(Pursuant to Senate Bill 1064, Chapter 1078, Statutes of 1998)**

Above transmitted report, together with letter of transmittal from Jack O'Connell, State Superintendent of Public Instruction, Department of Education, dated August 16, 2005, referred by the Speaker to the Committee on Education.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 30, 2005

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

Assembly Bill No. 534

Assembly Bill No. 1363

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, August 30, 2005

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

Assembly Concurrent Resolution No. 92

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

Assembly Chamber, August 30, 2005

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

Assembly Concurrent Resolution No. 87

Assembly Concurrent Resolution No. 88

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolutions ordered to the Consent Calendar.

Assembly Chamber, August 30, 2005

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

Assembly Concurrent Resolution No. 74

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered on file.

Assembly Chamber, August 30, 2005

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

Assembly Concurrent Resolution No. 11

Assembly Concurrent Resolution No. 29

Assembly Concurrent Resolution No. 67

Assembly Joint Resolution No. 22

Assembly Joint Resolution No. 23

Assembly Joint Resolution No. 27

And reports the same correctly enrolled, and presented to the Secretary of State on the 30th day of August, 2005, at 12:15 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, August 30, 2005

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

Assembly Bill No. 862

Assembly Bill No. 1066

And reports the same correctly enrolled, and presented to the Governor on the 30th day of August, 2005, at 1 p.m.

E. DOTSON WILSON, Chief Clerk

**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. 8, 12, 23, 131, 180, 188, 229, 264, 266, 314, 385, 404, 422, 484, 500, 523, 565, 576, 586, 643, 645, 646, 655, 657, 658, 660, 734, 743, 768, 771, 792, 796, 820, 962, 965, 1007, 1053, 1070, 1087, 661, 1008, 4, 615, 618, 675, and 719, ordered to third reading.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 437—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 12693.73, 12693.98, and 12693.981 of, to add Sections 12693.22, 12693.415, 12693.444, 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, 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 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. 739—An act to add Sections 1279.1, 128752, and 128753 to, the Health and Safety Code, relating to health facilities.

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

SENATE BILL NO. 60—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 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. 364—An act to amend Section 1371.35 of the Health and Safety Code, relating to health care.

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. 377—An act to amend Sections 12693.33, 12693.45, and 12693.74 of the Insurance Code, and to amend Section 14012 of the Welfare and Institutions Code, relating to health care coverage.

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. 600—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, 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. 444—An act to amend Section 186.22 of the Penal Code, relating to crime.

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 CONCURRENT RESOLUTION NO. 49—Relative to medication errors.

Resolution read; amendments proposed by the Committee on Appropriations read and adopted, resolution ordered reprinted and to be placed upon the third reading file.

SENATE BILL NO. 107—An act to amend Sections 25740, 25741, 25743, and 25744 of, and to repeal Sections 25745 and 25749 of, the Public Resources Code, and to amend Sections 387, 399.11, 399.12, 399.13, 399.14, and 399.15 of, and to add Article 9 (commencing with Section 635) to Chapter 3 of Part 1 of Division 1 of, and to repeal Section 399.16 of, the Public Utilities Code, relating to energy.

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. 231—An act to amend Sections 802, 802.1, 805.2, 2001, 2019, 2020, 2027, 2220.08, 2225, and 2435 of, to add Sections 2026, 2334, and 2357 to, to add and repeal Section 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 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. 650—An act to repeal and add Chapter 7 (commencing with Section 104322) of Part 1 of Division 103 of the Health and Safety Code, relating to prostate cancer.

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.

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

Pursuant to Assembly Rule 77.2, Speaker pro Tempore Yee re-referred the following Assembly bills to committees as noted:

~~Assembly Bill No. 927, to the Committee on Education;~~

~~Assembly Bill No. 971, to the Committee on Public Safety;~~

Assembly Bill No. 1120, to the Committee on Public Safety.

(NOTE: On August 31, 2005, the action was rescinded whereby Assembly Bill No. 927 was re-referred to the Committee on Education pursuant to Assembly Rule 77.2. See page 3161.)

(NOTE: On August 31, 2005, the action was rescinded whereby Assembly Bill No. 971 was re-referred to the Committee on Public Safety pursuant to Assembly Rule 77.2. See page 3104.)

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

Pursuant to Assembly Rule 78, Assembly Member Bass announced her intention to request that Senate Bill No. 373 be removed from the inactive file.

BILLS REMOVED FROM CONSENT CALENDAR

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

Assembly Concurrent Resolution No. 90, on request of Assembly Member Bass on behalf of Assembly Member Arambula.

RE-REFERENCE OF BILLS FROM FILE TO COMMITTEE

Assembly Member Bass was granted unanimous consent that Senate Bill No. 4 be referred from the third reading file to the Committee on Jobs, Economic Development, and the Economy.

JOINT RULE 62(a) WAIVED

Assembly Member Bass was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 1495 for hearing in the Committee on Governmental Organization, on Wednesday, August 31, 2005.

BILL ORDERED TO CONSENT CALENDAR

Assembly Member Bass was granted unanimous consent that Senate Bill No. 954 be ordered to the Consent Calendar.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 475, on request of Assembly Member Runner.

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. 358, 686, 720, 581, and 239, on request of Assembly Member Frommer.

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

SENATE BILL NO. 138 (Maldonado)—An act to amend Section 1347 of the Penal Code, relating to criminal procedure.

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

Bill passed by the following vote:

AYES—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	

NOES—None

Bill ordered transmitted to the Senate.

**CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 70
BY UNANIMOUS CONSENT**

Assembly Member Umberg was granted unanimous consent to take up Assembly Concurrent Resolution No. 70 out of order, for purpose of consideration.

ASSEMBLY CONCURRENT RESOLUTION NO. 70 (Umberg)—Relative to Westminster Police Officer Steven L. Phillips Memorial Highway.

Resolution read, and adopted by the following vote:

AYES—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	

NOES—None

Resolution ordered transmitted to the Senate immediately.

THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 485 (Migden)—An act to amend Sections 97.2 and 97.3 of the Revenue and Taxation Code, relating to local government finance.

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

Bill passed by the following vote:

AYES—77

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

NOES—2

DeVore

Spitzer

Bill ordered transmitted to the Senate.

SENATE BILL NO. 430 (Runner)—An act to amend Sections 1241.5, 42127.8, 47604.4, and 47605 of the Education Code, relating to charter schools.

Bill read third time.

Motion to Amend

Assembly Member Runner moved the adoption of amendments.

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

SENATE BILL NO. 527 (Alquist)—An act to amend Section 33334.4 of the Health and Safety Code, relating to redevelopment.

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

Bill passed by the following vote:

AYES—77

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

NOES—2

DeVore

Haynes

Bill ordered transmitted to the Senate.

SENATE BILL NO. 143 (Runner)—An act to add Section 11093.5 to the Government Code, relating to statistical districts.

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

Bill passed by the following vote:

AYES—78

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

NOES—1

Haynes

Bill ordered transmitted to the Senate.

SENATE BILL NO. 619 (Speier)—An act to add Chapter 1.4 (commencing with Section 1210.7) to Title 8 of Part 2 of, and to add Article 2 (commencing with Section 3010) to Title 1 of Part 3 of, the Penal Code, relating to electronic monitoring of offenders, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—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	Kleh	Niello	Wyland
Daucher	Koretz	Oropeza	Yee
De La Torre	La Malfa	Parra	Mr. Speaker
DeVore	La Suer	Pavley	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—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	Kleh	Niello	Wyland
Daucher	Koretz	Oropeza	Yee
De La Torre	La Malfa	Parra	Mr. Speaker
DeVore	La Suer	Pavley	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 116 (Dutton)—An act to amend Section 1255.7 of the Health and Safety Code, to amend Section 271.5 of the Penal Code, and to amend Section 14005.24 of, and to amend and repeal Sections 300 and 361.5 of, the Welfare and Institutions Code, relating to abandonment of newborns.

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

Bill passed by the following vote:

AYES—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	

NOES—None

Bill ordered transmitted to the Senate.

SENATE CONCURRENT RESOLUTION NO. 25 (Speier)—Relative to safety in employment.

Resolution read, presented by Assembly Member Chu, and adopted by the following vote:

AYES—59

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

NOES—20

Aghazarian	Haynes	Leslie	Runner
Benoit	Huff	Maze	Strickland
Bogh	Keene	McCarthy	Villines
Cogdill	La Malfa	Mountjoy	Walters
DeVore	La Suer	Niello	Wyland

Resolution ordered transmitted to the Senate.

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.

Motion to Amend

Assembly Member La Suer moved the adoption of amendments.

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

SENATE BILL NO. 518 (Kehoe)—An act to amend Sections 2051.5, 10089.82, 10106, 14028, 14029, 14035, 14062, 15011, 15027, 15027.1, 15033, 15036, 15040, 15056, and 15059 of, and to add Sections 395, 14028.5, 14061.5, 15018.5, 15027.5, 15028.7, and 15039.5 to, and to repeal Section 15014 of, the Insurance Code, relating to homeowners' insurance.

Bill read third time.

Motion to Amend

Assembly Member Vargas moved the adoption of amendments.

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

SENATE BILL NO. 950 (Torlakson)—An act to amend Sections 65863.11 and 65863.13 of the Government Code, to amend Sections 33760 and 34312 of the Health and Safety Code, and to amend Sections 12206, 17058, and 23610.5 of the Revenue and Taxation Code, relating to housing.

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

Bill passed by the following vote:

AYES—50

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

NOES—29

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

Bill ordered transmitted to the Senate.

SENATE BILL NO. 973 (Kuehl)—An act to amend Sections 22007.5, 22171, 22650, 22651, 24300.6, 24307, 25000.9, 26002.5, 26140, 27400, and 27401 of the Education Code, to amend Sections 22771, 22775, 22818, and 22819 of, to add Sections 21291.5, 21626.5, and 31760.7 to, and to repeal Sections 22818.5, 22887, 22887.5, 22903, 22903.5, and 22929 of, the Government Code, and to amend Sections 1900, 1901, and 2351.5 of the Probate Code, relating to domestic partners, and making an appropriation therefor.

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

Bill passed by the following vote:

AYES—47

Arambula	De La Torre	Leno	Pavley
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	Klehs	Negrete McLeod	Yee
Cohn	Koretz	Oropeza	Mr. Speaker
Coto	Laird	Parra	

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

Bill ordered transmitted to the Senate.

SENATE BILL NO. 224 (Chesbro)—An act to amend Section 129885 of, and to add and repeal Section 129875.2 of, the Health and Safety Code, relating to health facilities.

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

Bill passed by the following vote:

AYES—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	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 584 (Soto)—An act to amend Section 602 of the Penal Code, relating to crime.

Bill read third time.

Motion to Amend

Assembly Member Oropeza moved the adoption of amendments.

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

SENATE BILL NO. 2 (Speier)—An act to amend Sections 2051.5, 10089.70, 10089.79, 10089.80, and 10089.82 of, and to add Sections 124.5, 1749.85, and 2060 to, and to repeal Section 10089.84 of, the Insurance Code, relating to homeowners' insurance.

Bill read third time.

Motion to Amend

Assembly Member Vargas moved the adoption of amendments.

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

SENATE BILL NO. 621 (Speier)—An act to add Sections 3517.63, 19829.5, and 19829.6 to the Government Code, relating to employment relations.

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

Bill passed by the following vote:

AYES—77

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1016 (Bowen)—An act to amend Sections 2150, 2157, 2160, 2194, and 2202 of, and to add Sections 2157.1, 2157.2, 2188.1, 9607, 9608, 9609, and 9610 to, the Elections Code, and to amend Section 6254.4 of the Government Code, relating to voter information.

Bill read third time.

Motion to Amend

Assembly Member Leno moved the adoption of amendments.

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

SENATE BILL NO. 106 (Dunn)—An act to amend Section 18424 of, and to amend and repeal Sections 18400.1 and 18502 of, the Health and Safety Code, relating to mobilehome parks.

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

Bill passed by the following vote:

AYES—47

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

NOES—31

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

Bill ordered transmitted to the Senate.

SENATE BILL NO. 255 (Torlakson)—An act to amend Sections 9853, 9860, 9861, and 9863 of the Vehicle Code, relating to vessels.

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

Bill passed by the following vote:

AYES—48

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

NOES—29

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

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 255: Assembly Member Runner from “No” to “Aye”.

Bill ordered transmitted to the Senate.

SENATE BILL NO. 303 (Chesbro)—An act to add Chapter 24.5 (commencing with Section 78801) to Part 2 of Division 22 of the Food and Agricultural Code, relating to agriculture, and making an appropriation therefor.

Bill read third time.

Motion to Amend

Assembly Member Berg moved the adoption of amendments.

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

SENATE BILL NO. 367 (Speier)—An act to amend Sections 10123.13, 10123.147, 12921.1, and 12921.3 of, and to add Sections 10123.137, 10133.66, and 10133.67 to, the Insurance Code, relating to health care coverage.

Bill read third time.

Motion to Amend

Assembly Member De La Torre moved the adoption of amendments.

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

SENATE BILL NO. 525 (Torlakson)—An act to amend Sections 24600, 25025, 26004, and 27024 of, and to add Section 25024.5 to, the Education Code, relating to state teachers' retirement.

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

Bill passed by the following vote:

AYES—78

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

NOES—1

Haynes

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 525: Assembly Member La Suer from "No" to "Aye".

Bill ordered transmitted to the Senate.

SENATE BILL NO. 897 (Scott)—An act to amend Section 13997.1 of the Government Code, relating to international trade.

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

Bill passed by the following vote:

AYES—77

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

NOES—1

Haynes

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 897: Assembly Member Nation from “Aye” to “Not Voting”.

Bill ordered transmitted to the Senate.

SENATE BILL NO. 857 (Kuehl)—An act to amend Section 5901 of the Fish and Game Code, and to add Article 3.5 (commencing with Section 156) to Chapter 1 of Division 1 of, the Streets and Highways Code, relating to fish passages.

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

Bill passed by the following vote:

AYES—55

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

NOES—23

Aghazarian	Haynes	Leslie	Spitzer
Arambula	Horton, Shirley	Maze	Strickland
Benoit	Houston	McCarthy	Villines
Bogh	Keene	Mountjoy	Walters
Cogdill	La Malfa	Nakanishi	Wyland
DeVore	La Suer	Runner	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 935 (Ducheny)—An act relating to hazardous substances and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Frommer moved the adoption of amendments.

Amendments read and adopted.

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. 935 to the Committee on Governmental Organization.

SENATE BILL NO. 1006 (Soto)—An act to add Section 33126.4 to the Education Code, relating to schools.

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

Bill passed by the following vote:

AYES—73

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

NOES—6

DeVore	La Suer	Walters
Haynes	Nakanishi	Wyland

Vote Changes

By unanimous consent, the following vote changes were permitted on Senate Bill No. 1006: Assembly Members Frommer and Montañez from “No” to “Aye”.

Bill ordered transmitted to the Senate.

SENATE BILL NO. 111 (Alquist)—An act to amend Sections 801.1 and 803 of the Penal Code, relating to statutes of limitations.

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

Bill passed by the following vote:

AYES—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	Klehns	Niello	Wyland
Daucher	Koretz	Oropeza	Yee
De La Torre	La Malfa	Parra	Mr. Speaker
DeVore	La Suer	Pavley	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 568 (Kehoe)—An act to amend Section 97.73 of the Revenue and Taxation Code, relating to local government finance.

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

Bill passed by the following vote:

AYES—76

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

NOES—1

Klehs

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 568: Assembly Member Emmerson from “Aye” to “Not Voting”.

Bill ordered transmitted to the Senate.

SENATE BILL NO. 570 (Migden)—An act to add Section 68553.5 to the Government Code, and to add Sections 710, 711, 712, 713, and 714 to the Welfare and Institutions Code, relating to minors.

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

Bill passed by the following vote:

AYES—75

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

NOES—3

DeVore Haynes Walters

Bill ordered transmitted to the Senate.

SENATE BILL NO. 724 (Scott)—An act to add Article 4.5 (commencing with Section 66040) to Chapter 2 of Part 40 of the Education Code, relating to public postsecondary education.

Bill read third time, and presented by Assembly Member De La Torre.

Bill passed by the following vote:

AYES—73

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

NOES—3

Haynes	Liu	Matthews
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Bill ordered transmitted to the Senate.

SENATE BILL NO. 1086 (Migden)—An act to amend Section 6217 of the Public Resources Code, relating to the State Lands Commission.

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

Bill passed by the following vote:

AYES—75

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	Horton, Jerome	McCarthy	Strickland
Calderon	Horton, Shirley	Montañez	Torrico
Canciamilla	Houston	Mountjoy	Tran
Chan	Huff	Mullin	Umberg
Chavez	Jones	Nakanishi	Vargas
Chu	Karnette	Nation	Villines
Cogdill	Keene	Negrete McLeod	Wolk
Cohn	Klehs	Niello	Wyland
Coto	Koretz	Oropeza	Yee
Daucher	La Malfa	Parra	Mr. Speaker
De La Torre	La Suer	Pavley	

NOES—3

DeVore	Haynes	Walters
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Bill ordered transmitted to the Senate.

SENATE BILL NO. 1110 (Committee on Natural Resources and Water)—An act to amend Section 338 of the Code of Civil Procedure, to amend Section 12007 of the Fish and Game Code, to amend Sections 65040.2, 65352.3, 65560, and 65562.5 of the Government Code, to repeal Section 85.3 of the Harbors and Navigation Code, to amend Sections 10109, 20126, 20165, and 20676 of the Public Contract Code, to amend Sections 2207, 4561.5, 31220, and 42240 of, to add Sections 5003.13, 31165, and 31316 to, and to repeal Sections 665, 733, 2797, 4535, 4561.6, 5072.3, 29411, 29412, and 30521 of, the Public Resources Code, and to amend Section 359 of the Water Code, relating to public resources.

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

Bill passed by the following vote:

AYES—78

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

NOES—1

Haynes

Bill ordered transmitted to the Senate.

SENATE BILL NO. 460 (Margett)—An act to amend Sections 4017.1 and 5071 of the Penal Code, relating to personal information.

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

Bill passed by the following vote:

AYES—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	

NOES—None

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 460: Assembly Member Negrete McLeod from “No” to “Aye”.

Bill ordered transmitted to the Senate.

SENATE BILL NO. 952 (Denham)—An act relating to state property, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—77

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

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—77

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 104 (Ortiz)—An act to amend Sections 26602 and 41601 of the Government Code, and to amend Section 101317 of, and to add Sections 100106 and 101029 to, the Health and Safety Code, relating to public health.

Bill read third time.

Motion to Amend

Assembly Member Jones moved the adoption of amendments.

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

SENATE BILL NO. 1075 (Hollingsworth)—An act to add Article 3.7 (commencing with Section 179) to Chapter 1 of Division 1 of Title 1 of, the Government Code, relating to emergencies, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Haynes moved the adoption of amendments.

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

UNFINISHED BUSINESS

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 453 (Benoit)—An act to amend Sections 2456 and 2458 of the Streets and Highways Code, relating to transportation.

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—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	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1202 (Laird)—An act to amend Section 65050 of the Government Code, relating to the Military and Aerospace Support Act.

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—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	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 587 (Negrete McLeod)—An act to amend Section 22844 of the Government Code, relating to public employees' health benefits.

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—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	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 488 (Bermudez)—An act to amend Sections 3025.7, 3076, 3145.5, 3146, 3147, 3147.5, 3147.6, 3147.7, 3148, 3150, 3152, and 3152.5 of, to amend and renumber Sections 3090.1, 3096, 3096.5, 3096.6, 3096.7, 3097, 3099, 3100, 3103, 3124, 3125, 3128, 3129, 3130, 3131, and 3135 of, to add Sections 3091, 3092, and 3110 to, to repeal Sections 3094, 3095, 3101, 3102, 3104, 3105, 3105.1, 3106, 3107, 3107.1, 3108, 3109, 3123, 3126, 3127, and 3153 of, and to repeal and add Section 3090 of, the Business and Professions Code, relating to optometry.

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—62

Aghazarian	Dymally	Levine	Plescia
Arambula	Evans	Lieber	Richman
Baca	Frommer	Liu	Ridley-Thomas
Bass	Garcia	Matthews	Ruskin
Berg	Goldberg	Maze	Saldaña
Bermúdez	Hancock	Montañez	Salinas
Bogh	Harman	Mountjoy	Spitzer
Calderon	Horton, Jerome	Mullin	Torrico
Canciamilla	Horton, Shirley	Nakanishi	Tran
Chan	Houston	Nation	Umberg
Chavez	Jones	Nava	Vargas
Chu	Karnette	Negrete McLeod	Wolk
Cohn	Klehns	Niello	Yee
Coto	Koretz	Oropeza	Mr. Speaker
Daucher	Laird	Parra	
De La Torre	Leno	Pavley	

NOES—9

DeVore	La Malfa	Villines
Haynes	La Suer	Walters
Huff	Strickland	Wyland

Above bill ordered enrolled.

ASSEMBLY BILL NO. 124 (Dymally)—An act to amend Sections 19790, 19791, 19792, 19792.5, 19793, 19794, 19795, 19796, 19797, and 19798 of, to amend the heading of Chapter 12 (commencing with Section 19790) of Part 2 of Division 5 of Title 2 of, and to add Section 19798.5 to, the Government Code, relating to state civil service.

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—49

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

NOES—28

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

Above bill ordered enrolled.

ASSEMBLY BILL NO. 165 (Dymally)—An act to amend Section 89416 of the Education Code, relating to the California State University.

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.)

Point of Order

Assembly Member Leslie arose to the following point of order:

Assembly Member Dymally is not speaking to the merits of the bill.

Ruling by Speaker pro Tempore Yee

The Speaker pro Tempore ruled the point of order well-taken.

Further Consideration of Assembly Bill No. 165

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

AYES—51

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

NOES—28

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

Above bill ordered enrolled.

ASSEMBLY BILL NO. 217 (Vargas)—An act to add Article 6.5 (commencing with Section 1312) to Chapter 2 of Division 2 of the Health and Safety Code, relating to sex offenders.

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—76

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

NOES—2

Goldberg	Strickland
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Above bill ordered enrolled.

ASSEMBLY BILL NO. 296 (Negrete McLeod)—An act to add Section 5008.2 to the Penal Code, relating to hepatitis C.

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—76

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

NOES—1

Haynes

Above bill ordered enrolled.

ASSEMBLY BILL NO. 313 (Ruskin)—An act to amend Section 14681.5 of the Government Code, relating to parole.

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

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

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

AYES—78

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

NOES—1

Daucher

Above bill ordered enrolled.

ASSEMBLY BILL NO. 363 (Chu)—An act to amend Section 10601.2 of the Welfare and Institutions Code, relating to public social services.

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

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

NOES—1

Haynes

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1142 (Dymally)—An act to add Chapter 13.7 (commencing with Section 121290) to Part 4 of Division 105 of the Health and Safety Code, relating to HIV.

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—50

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

NOES—29

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

Above bill ordered enrolled.

ASSEMBLY BILL NO. 996 (Ridley-Thomas)—An act to add Section 12317 to the Penal Code, relating to ammunition.

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

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

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

AYES—44

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

NOES—35

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

Above bill ordered enrolled.

ASSEMBLY BILL NO. 924 (Canciamilla)—An act to amend Sections 14502, 14504, 14581, 14583, 14585, 14586, 14591, 14601, 14611, 14612, 14613, 14621, 14622, 14623, 14631, 14641, 14642, 14643, 14644, 14645, 14646, 14647, 14648, 14651, 14653, 14654, 14655, 14656, 14657, 14658, 14659, 14660, and 14672 of, and to add Sections 14502.1, 14512.5, 14559.5, and 14612.5 to, the Food and Agricultural Code, relating to fertilizer.

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

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

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

AYES—78

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

NOES—1

Leslie

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1431 (Saldana)—An act to amend Sections 8494, 8495, and 8841 of the Fish and Game Code, relating to fishing.

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—64

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

NOES—13

Aghazarian	Keene	Plescia	Wyland
DeVore	La Malfa	Strickland	
Haynes	La Suer	Villines	
Huff	Maze	Walters	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1628 (Klehs)—An act to amend Sections Section 18666 of, and to amend, repeal, and add Sections 18662 and 18668 of, the Revenue and Taxation Code, relating to taxation.

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—46

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

NOES—33

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

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1648 (Pavley)—An act to add Chapter 5.5 (commencing with Section 104307) to Part 1 of Division 103 of the Health and Safety Code, relating to health.

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—54

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

NOES—24

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

Above bill ordered enrolled.

ASSEMBLY JOINT RESOLUTION NO. 18 (Jones)—Relative to passenger rail service.

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

(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—61

Arambula	De La Torre	La Suer	Parra
Baca	Dymally	Laird	Pavley
Bass	Emmerson	Leno	Richman
Benoit	Evans	Leslie	Ridley-Thomas
Berg	Frommer	Levine	Ruskin
Bermúdez	Garcia	Lieber	Saldaña
Blakeslee	Goldberg	Liu	Salinas
Bogh	Hancock	Matthews	Torrico
Calderon	Horton, Jerome	Montañez	Umberg
Canciamilla	Horton, Shirley	Mullin	Vargas
Chan	Houston	Nakanishi	Wolk
Chavez	Huff	Nation	Yee
Chu	Jones	Nava	Mr. Speaker
Cohn	Karnette	Negrete McLeod	
Coto	Klehs	Niello	
Daucher	Koretz	Oropeza	

NOES—17

Aghazarian	Keene	Runner	Walters
Cogdill	La Malfa	Spitzer	Wyland
DeVore	Maze	Strickland	
Harman	McCarthy	Tran	
Haynes	Plescia	Villines	

Above resolution ordered enrolled.

ASSEMBLY BILL NO. 300 (Walters)—An act to amend Sections 1522.41, 1569.3, and 1569.616 of, and to add Section 1562.35 to, the Health and Safety Code, relating to residential care facilities.

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—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	Kleh	Niello	Wyland
Daucher	Koretz	Oropeza	Yee
De La Torre	La Malfa	Parra	Mr. Speaker
DeVore	La Suer	Pavley	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 333 (Harman)—An act to amend Section 25009 of the Business and Professions Code, to amend Sections 94, 1005, 1283, 1985.6, 1991.2, 2025.250, 2025.330, 2032.510, 2032.530, 2033.280, 2035.010, 2035.030, 2035.050, and 2035.060 of, and to amend the heading of Chapter 12 (commencing with Section 2029.010) of Title 4 of Part 4 of, the Code of Civil Procedure, to amend Section 44944 of the Education Code, to amend Section 1560 of the Evidence Code, to amend Sections 12963.3, 12972, and 68097.6 of the Government Code, to amend Section 1424.1 of the Health and Safety Code, to amend Section 11580.2 of the Insurance Code, and to amend Section 1524 of the Penal Code, relating to civil discovery.

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—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	Klehns	Niello	Wyland
Daucher	Koretz	Oropeza	Yee
De La Torre	La Malfa	Parra	Mr. Speaker
DeVore	La Suer	Pavley	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 361 (Runner)—An act to amend Section 1189 of the Civil Code, to amend Section 8225 of, and to add Sections 8214.8 and 8228.1 to, the Government Code, and to amend Section 470 of the Penal Code, relating to notaries public.

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

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

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

AYES—78

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 620 (Negrete McLeod)—An act to amend Sections 1335, 1336, 1337, and 1341 of the Penal Code, relating to criminal proceedings.

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

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

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

AYES—78

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

NOES—1

Haynes

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1044 (Aghazarian)—An act to add Sections 1243, 20343, 31563, and 45310.3 to the Government Code, relating to elected public 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—78

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1280 (Maze)—An act to add and repeal Section 78016.5 of the Education Code, relating to public postsecondary education.

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—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	

NOES—None

Above bill ordered enrolled.

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

Pursuant to Assembly Rule 78, Assembly Member Frommer announced his intention to request that Senate Bills Nos. 798, 802, and 800 be removed from the inactive file.

BILL RETURNED TO SENATE

Upon request of Assembly Member Frommer, Assembly Member Liu was granted unanimous consent that Assembly Bill No. 1646 be returned to the Senate for further action.

BILLS REMOVED FROM CONSENT CALENDAR

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

Assembly Concurrent Resolution No. 76, on request of Assembly Member Frommer.

ANNOUNCEMENTS

Assembly Member Frommer announced that pursuant to a leadership agreement, starting today, Assembly Rule 78 will be enforced. Assembly Rule 78 requires that bills be placed upon the inactive file once they have been passed on file on two successive legislative days. This rule will be invoked for all Senate bills on the third reading file without floor managers.

CAUCUS ANNOUNCEMENTS

At 12:08 p.m., Assembly Member Frommer was granted unanimous consent that the Democratic Caucus be permitted to meet in the Assembly Lounge.

At 12:08 p.m., Assembly Member Bogh was granted unanimous consent that the Republican Caucus be permitted to meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 12:09 p.m., Speaker pro Tempore Yee declared the Assembly recessed.

RECONVENED

At 2:32 p.m., the Assembly reconvened.

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

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

ASSEMBLY BILL NO. 1113 (Yee)—An act to amend Sections 4927 and 4937 of the Business and Professions Code, relating to acupuncture.

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

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

NOES—1

La Suer

Vote Changes

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 1113: Assembly Member Liu from “Aye” to “Not Voting”.

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1114 (Yee)—An act to amend Section 4945 of the Business and Professions Code, relating to acupuncture.

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—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	Kleh	Niello	Wyland
Daucher	Koretz	Oropeza	Yee
De La Torre	La Malfa	Parra	Mr. Speaker
DeVore	La Suer	Pavley	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1115 (Yee)—An act to add Article 3 (commencing with Section 4950) to Chapter 12 of Division 2 of the Business and Professions Code, relating to healing arts.

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—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	Kleh	Niello	Wyland
Daucher	Koretz	Oropeza	Yee
De La Torre	La Malfa	Parra	Mr. Speaker
DeVore	La Suer	Pavley	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1117 (Yee)—An act to amend Sections 2075, 3642, 4926, 4935, 4937, and 4939 of the Business and Professions Code, relating to medicine.

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—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	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1309 (Yee)—An act to add Section 6535 to the Government Code, relating to health care, and declaring the urgency thereof, to take effect immediately.

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

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—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	Klehns	Niello	Wyland
Daucher	Koretz	Oropeza	Yee
De La Torre	La Malfa	Parra	Mr. Speaker
DeVore	La Suer	Pavley	

NOES—None

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

AYES—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	Klehns	Niello	Wyland
Daucher	Koretz	Oropeza	Yee
De La Torre	La Malfa	Parra	Mr. Speaker
DeVore	La Suer	Pavley	

NOES—None

Above bill ordered enrolled.

THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 1112 (Committee on Business, Professions and Economic Development)—An act to amend Sections 5515, 7028.13, 7065.05, 7071.6, 7071.11, 7071.12, 7073, 7085, and 7110.5 of the Business and Professions Code, and to amend Section 19830 of the Health and Safety Code, relating to professions and vocations.

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

Bill passed by the following vote:

AYES—79

Aghazarian	Dymally	Laird	Plescica
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	Kleh	Niello	Wyland
Daucher	Koretz	Oropeza	Yee
De La Torre	La Malfa	Parra	Mr. Speaker
DeVore	La Suer	Pavley	

NOES—None

Bill ordered transmitted to the Senate.

At 2:44 p.m., Speaker pro Tempore Yee, 12th District, presiding

SENATE BILL NO. 365 (Ducheny)—An act to amend Sections 65589.4 and 65589.7 of the Government Code, relating to housing.

Bill read third time.

Motion to Amend

Assembly Member Jones moved the adoption of amendments.

Amendments read and adopted.

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. 365 to the Committees on Natural Resources and Appropriations.

SENATE BILL NO. 469 (Bowen)—An act to amend Section 101 of, and to add Sections 336.7, 357.3, and 9011.5 to, the Elections Code, relating to petitions.

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

ASSEMBLY RULE 112 SUSPENDED

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

Further Consideration of Senate Bill No. 469

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 3:01 p.m.

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

SENATE BILL NO. 1037 (Kehoe)—An act to amend and repeal Section 454.5 of, and to add Sections 454.55, 454.56, 1002.3, and 9615 to, the Public Utilities Code, relating to public utilities.

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

Bill passed by the following vote:

AYES—47

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

NOES—31

Aghazarian	Harman	Leslie	Runner
Benoit	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	

Bill ordered transmitted to the Senate.

SENATE JOINT RESOLUTION NO. 10 (Figueroa)—Relative to the U.S.A. PATRIOT Act.

Resolution read, and presented by Assembly Member Torrico.

Assembly Rule 112 Suspended

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

Further Consideration of Senate Joint Resolution No. 10
Members Made Coauthors of Senate Joint Resolution No. 10

Assembly Member Torrico was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Senate Joint Resolution No. 10.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Baca, Bass, Berg, Chavez, Chu, Cohn, Coto, De La Torre, Dymally, Evans, Frommer, Goldberg, Hancock, Koretz, Laird, Levine, Lieber, Liu, Matthews, Montañez, Mullin, Nation, Negrete McLeod, Núñez, Ridley-Thomas, Saldaña, Torrico, Vargas, and Yee.

Request for Unanimous Consent

Assembly Member Torrico was granted unanimous consent to take up Senate Joint Resolution No. 10, as amended, without reference to print or file.

Consideration of Senate Joint Resolution No. 10, as Amended
SENATE JOINT RESOLUTION NO. 10—Relative to the U.S.A. PATRIOT Act.
Resolution read as amended.
The roll was opened.

Call of the Assembly

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

Motion carried. Time, 3:17 p.m.

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

SENATE BILL NO. 1106 (Committee on Environmental Quality)—An act to amend Section 12200 of, to amend the heading of Chapter 4 (commencing with Section 12150) of Part 2 of Division 2 of, to add Sections 6615, 12201, 12203, 12207, 12209, 12211, 12215, and 12217 to, to add Chapter 3.5 (commencing with section 22150) to Part 3 of Division 2 of, to repeal Sections 10233, 10308.5, 10354, 10507, 12150, 12155, 12157, 12158, 12159, 12160, 12161, 12162, 12162.5, 12163, 12164, 12168, 12169, 12181, 12182, 12185, 12210, 12213, 12225, and 12226 of, to repeal Article 8.5 (commencing with Section 10855) of Chapter 2.5 of, and Article 2.1 (commencing with Section 12170) of Chapter 4 of, Part 2 of Division 2 of, and to repeal and add Section 12205 of, the Public Contract Code, and to amend Sections 40183, 42920, 49120, and 49300 of, and to repeal Chapter 4 (commencing with Section 42200) of, and Chapter 6 (commencing with Section 42360) of, Part 3 of Division 30 of, the Public Resources Code, relating to public contracts.

Bill read third time.

Motion to Amend

Assembly Member Hancock moved the adoption of amendments.

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.

Motion to Amend

Assembly Member Nation moved the adoption of amendments.

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

SENATE BILL NO. 360 (Florez)—An act to add Chapter 3.2 (commencing with Section 1916.50) to Title 4 of Part 4 of Division 3 of, the Civil Code, relating to loans.

Bill read third time.

Motion to Amend

Assembly Member Bermúdez moved the adoption of amendments.

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

SENATE BILL NO. 190 (Cedillo)—An act to amend Section 15438.6 of the Government Code, relating to public health, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—77

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

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—77

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 414 (Alquist)—An act to amend Sections 44579.5, 44579.6, 99231, 99233, 99234, 99235, 99237, 99239, 99240, and 99242 of, and to repeal Section 99241 of, the Education Code, relating to instructional programs.

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

Bill passed by the following vote:

AYES—74

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

NOES—1

Haynes

Bill ordered transmitted to the Senate.

SENATE BILL NO. 689 (Speier)—An act to amend Section 12811 of the Vehicle Code, relating to vehicles, and making an appropriation therefor.

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

Bill passed by the following vote:

AYES—72

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

NOES—1

Haynes

Bill ordered transmitted to the Senate.

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 746 (Blakeslee)—An act to amend Section 1748.1 of the Civil Code, and to add Section 755 to the Public Utilities Code, relating to public utilities.

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—52

Aghazarian	DeVore	Huff	Niello
Arambula	Dymally	Jones	Plescia
Baca	Emmerson	Keene	Richman
Bass	Evans	La Malfa	Runner
Benoit	Frommer	La Suer	Salinas
Blakeslee	Garcia	Laird	Spitzer
Bogh	Goldberg	Levine	Strickland
Calderon	Hancock	Matthews	Torrico
Chavez	Harman	McCarthy	Tran
Cohn	Haynes	Montañez	Umburg
Coto	Horton, Jerome	Mountjoy	Villines
Daucher	Horton, Shirley	Nakanishi	Walters
De La Torre	Houston	Nation	Wyland

NOES—11

Canciamilla	Leno	Maze	Wolk
Karnette	Leslie	Parra	Yee
Klehs	Lieber	Ruskin	

Vote Changes

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 746: Assembly Member Bermúdez from “No” to “Not Voting”.

Above bill ordered enrolled.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY CONCURRENT RESOLUTION NO. 86 (Parra)—Relative to emergency assistance.

Resolution read.

Request for Use of Visual Aids

Assembly Member Parra was granted unanimous consent to use cell phones as visual aids on the Floor to assist in debate.

Further Consideration of Assembly Concurrent Resolution No. 86

**Members Made Coauthors of
Assembly Concurrent Resolution No. 86**

Assembly Member Parra was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Assembly Concurrent Resolution No. 86.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

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

Request for Unanimous Consent

Assembly Member Parra was granted unanimous consent to take up Assembly Concurrent Resolution No. 86, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Concurrent Resolution No. 86, as Amended

ASSEMBLY CONCURRENT RESOLUTION NO. 86—Relative to emergency assistance.

Resolution read, as amended, and adopted.

Resolution ordered printed, and transmitted to the Senate.

THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 759 (Maldonado)—An act to amend Section 1776 of the Labor Code, relating to public works.

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

Bill passed by the following vote:

AYES—77

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

NOES—1

Leslie

Bill ordered transmitted to the Senate.

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

ASSEMBLY BILL NO. 481 (Calderon)—An act to amend Sections 7507.9 and 7507.12 of the Business and Professions Code, relating to collateral recovery.

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

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

NOES—1

Leslie

Above bill ordered enrolled.

ASSEMBLY BILL NO. 610 (Calderon)—An act to amend Section 2890.2 of the Public Utilities Code, relating to telecommunications.

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—53

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

NOES—24

Aghazarian	Houston	Maze	Runner
Benoit	Huff	McCarthy	Strickland
Bogh	Keene	Mountjoy	Tran
Cogdill	La Malfa	Nakanishi	Villines
DeVore	La Suer	Niello	Walters
Haynes	Leslie	Richman	Wyland

Above bill ordered enrolled.

THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 48 (Scott)—An act to amend Section 12316 of the Penal Code, relating to ammunition.

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

Bill passed by the following vote:

AYES—50

Arambula	De La Torre	Laird	Ridley-Thomas
Bass	Dymally	Leno	Ruskin
Benoit	Evans	Levine	Saldaña
Berg	Frommer	Lieber	Salinas
Bermúdez	Garcia	Liu	Spitzer
Calderon	Goldberg	Matthews	Tran
Canciamilla	Hancock	Montañez	Umberg
Chan	Horton, Jerome	Mullin	Vargas
Chavez	Horton, Shirley	Nation	Wolk
Chu	Jones	Nava	Yee
Cohn	Karnette	Niello	Mr. Speaker
Coto	Kleh	Pavley	
Daucher	Koretz	Richman	

NOES—24

Aghazarian	Haynes	Maze	Plescia
Blakeslee	Huff	McCarthy	Runner
Bogh	Keene	Mountjoy	Strickland
DeVore	La Malfa	Nakanishi	Villines
Emmerson	La Suer	Negrete McLeod	Walters
Harman	Leslie	Parra	Wyland

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 48: Assembly Member Negrete McLeod from "Aye" to "No".

Bill ordered transmitted to the Senate.

SENATE BILL NO. 57 (Alarcon)—An act to add and repeal Section 76000.5 of the Government Code, and to amend Section 1797.98a of the Health and Safety Code, relating to county penalties.

Bill read third time, and presented by Assembly Member Ridley-Thomas.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Ridley-Thomas moved a call of the Assembly.

Motion carried. Time, 3:51 p.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
SENATE JOINT RESOLUTION NO. 10**

At 3:51 p.m., on motion of Assembly Member Torrico, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Torrico moved to continue the call of the Assembly.

Motion carried. Time, 3:52 p.m.

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

RULES TEMPORARILY SUSPENDED

Assembly Member Frommer was granted unanimous consent that Assembly Rule 77 be suspended to permit consideration of Senate amendments to Assembly Bills Nos. 14, 304, 465, 671, 1158, 1234, 1318, 1434, 1474, 1511, 1512, 1636, 1640, 1754, and 1767 on the Daily File.

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 14 (Harman)—An act to amend Sections 2188.7 and 2823 of, and to add Section 327.5 to, the Revenue and Taxation Code, relating to property taxation.

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—76

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

NOES—1

Maze

Above bill ordered enrolled.

ASSEMBLY BILL NO. 465 (Cogdill)—An act to amend Sections 11100, 11100.05, 11100.1, 11104, 11104.5, 11106, and 11107.1 of the Health and Safety Code, relating to controlled substances.

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

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 671 (Kleh)—An act to amend Section 6487.06 of, and to add and repeal Section 18511 of, the Revenue and Taxation Code, relating to taxation.

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—75

Aghazarian	DeVore	Laird	Plescia
Arambula	Dymally	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	Horton, Jerome	McCarthy	Strickland
Calderon	Horton, Shirley	Montañez	Torrico
Canciamilla	Houston	Mountjoy	Tran
Chan	Huff	Mullin	Umberg
Chavez	Jones	Nakanishi	Vargas
Chu	Karnette	Nation	Walters
Cogdill	Keene	Nava	Wolk
Cohn	Kleh	Negrete McLeod	Wyland
Coto	Koretz	Niello	Yee
Daucher	La Malfa	Parra	Mr. Speaker
De La Torre	La Suer	Pavley	

NOES—1

Haynes

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1234 (Salinas)—An act to amend Sections 25008 and 36514.5 of, and to add Article 2.3 (commencing with Section 53232) and Article 2.4 (commencing with Section 53234) to Chapter 2 of Part 1 of Division 2 of Title 5 of, the Government Code, to amend Sections 6060 and 7047 of the Harbors and Navigation Code, to amend Sections 2030, 2851, 4733, 4733.5, 6489, 9031, 13857, 13866, and 32103 of the Health and Safety Code, to amend Section 1197 of the Military and Veterans Code, to amend Sections 5536, 5536.5, 5784.15, and 9303 of the Public Resources Code, to amend Sections 11908, 11908.1, 11908.2, 16002, and 22407 of the Public Utilities Code, and to amend Sections 20201, 21166, 30507, 30507.1, 34741, 40355, 50605, 55305, 56031, 60143, 70078, 71255, and 74208 of, and to add Section 20201.5 to, the Water Code, relating to local agencies.

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

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

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

AYES—78

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1434 (Shirley Horton)—An act to amend Sections 1725 and 1726 of the Health and Safety Code, relating to home health agencies.

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

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

NOES—None

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 469**

At 3:57 p.m., on motion of Assembly Member Mountjoy, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 469 passed by the following vote:

AYES—46

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

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

Bill ordered transmitted to the Senate.

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

ASSEMBLY BILL NO. 1474 (Maze)—An act to amend Section 12814.6 of the Vehicle Code, relating to vehicles.

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—76

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

NOES—1

Arambula

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1512 (Garcia)—An act to amend Sections 50911 and 51504 of the Health and Safety Code, relating to housing, and making an appropriation therefor.

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

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

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

AYES—78

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1640 (Saldana)—An act to amend Section 10103.5 of, and to add Section 791.28 to, the Insurance Code, relating to insurance claims information.

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—76

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

NOES—1

Jones

Above bill ordered enrolled.

(NOTE: For explanation of vote by Assembly Member Jones relative to Assembly Bill No. 1640, see Assembly Journal for August 31, 2005, page 3103.)

ASSEMBLY BILL NO. 1754 (Committee on Housing and Community Development)—An act to amend Section 1365 of the Civil Code, to amend Section 1091.5 of the Government Code, and to amend Sections 50404, 50905, and 51350 of the Health and Safety Code, relating to housing.

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

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

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

AYES—78

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1767 (Committee on Revenue and Taxation)—An act to amend Sections 17049, 18670, 19950, and 21018 of, and to add Section 19136.7 to, the Revenue and Taxation Code, relating to taxation.

Bill presented by Assembly Member Klehs.

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—64

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

NOES—12

DeVore	La Suer	Spitzer	Villines
Harman	Mountjoy	Strickland	Walters
Haynes	Runner	Tran	Wyland

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1318 (Evans)—An act to amend Sections 24011 and 24300 of, and to add Sections 24304.2 and 27550.2 to, the Government Code, relating to county 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—76

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

NOES—1

Leslie

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 57**

At 4:05 p.m., on motion of Assembly Member Ridley-Thomas, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 57 passed by the following vote:

AYES—42

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

NOES—35

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

Bill ordered transmitted to the Senate.

CONSIDERATION OF CONSENT CALENDAR

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

Consent Calendar—Assembly Resolutions

ASSEMBLY CONCURRENT RESOLUTION NO. 85 (Leno)—Relative to Court Adoption and Permanency Month.

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

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

ASSEMBLY CONCURRENT RESOLUTION NO. 89 (Mountjoy)—Relative to Constitution Week and Constitution Day.

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

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

Consent Calendar—Senate Resolutions

SENATE CONCURRENT RESOLUTION NO. 10 (Aanestad)—Relative to Hansen Way.

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 CONCURRENT RESOLUTION NO. 11 (Aanestad)—Relative to Tinloy Street.

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

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

Consent Calendar Roll Call

The roll was called, and the above resolutions on the Consent Calendar adopted, by the following vote:

AYES—78

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

NOES—None

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Frommer announced his intention to request that Senate Bill No. 777 be removed from the inactive file.

ACTION RESCINDED ON SENATE BILL NO. 875

Assembly Member Frommer was granted unanimous consent to rescind the action whereby the Assembly, on August 25, 2005 (Assembly Journal, page 2895), passed Senate Bill No. 875, and whereby the bill was ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 1636 (Umberg)—An act to amend Sections 17301, 17302, and 19250 of, and to add Sections 19200.5 and 19223 to, the Elections Code, relating to elections.

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—76

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

NOES—None

Above bill ordered enrolled.

ANNOUNCEMENTS

Speaker pro Tempore Yee announced that Wednesday, August 31, 2005 is the last day to notice intent to remove a bill from the Inactive File for the purpose of amending the bill by the September 2, 2005 amendment deadline.

Thursday, September 1, 2005 is the last day in the Assembly to submit amendments to the Desk, by 5 p.m. or before adjournment, to amend a bill by the September 2, 2005 deadline.

Speaker pro Tempore Yee announced the following session schedule:

Wednesday, August 31, 2005, Floor Session, 9:30 a.m.—6 p.m.;

Thursday, September 1, 2005, Floor Session, 9:30 a.m.—6 p.m.;

Friday, September 2, 2005, Floor Session, 9:30 a.m.—6 p.m.

ADJOURN IN MEMORY

Assembly Member Huff was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Mayor Katy Rzonca, of Walnut.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Baca was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of his aunt, Anastasia Saenz, of Belen, New Mexico.

Assembly Member Frommer was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Glendale Police Officer Burnam McCollum, of Valencia.

Assembly Member Mullin was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Fr. Patrick Pearse McCarthy, of San Mateo.

Speaker pro Tempore Yee was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of David Flowerday, of South San Francisco.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE JOINT RESOLUTION NO. 10**

At 4:13 p.m., on motion of Assembly Member Torrico, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Joint Resolution No. 10 refused adoption by the following vote:

AYES—38

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

NOES—32

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

**Motion to Reconsider Senate Joint Resolution No. 10
on Next Legislative Day**

Assembly Member Torrico moved to reconsider on the next legislative day the vote whereby Senate Joint Resolution No. 10 was this day refused adoption.

Senate Joint Resolution No. 10 ordered to the unfinished business file.

JOINT RULE 62(a) WAIVED

Assembly Member Frommer was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Assembly Bills Nos. 971 and 1120 for hearing in the Committee on Public Safety on Wednesday, August 31, 2005.

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

MOTION TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motion to reconsider the vote on Assembly Bills Nos. 6 and 1029 and Senate Bill No. 607 were continued until the next legislative day.

VOTE ADDS

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

Senate Bill No. 138: Bass, Bermúdez, Bogh, Calderon, Canciamilla, Chu, Cohn, Coto, De La Torre, Garcia, Haynes, Jerome Horton, Shirley Horton, Houston, Jones, Koretz, Levine, Lieber, Montañez, Oropeza, Parra, Ridley-Thomas, Strickland, Walters, and Wyland—Aye.

Assembly Concurrent Resolution No. 70: Bermúdez, Bogh, Canciamilla, Chan, Coto, Da La Torre, Frommer, García, Haynes, Jerome Horton, Shirley Horton, Houston, Jones, Koretz, Levine, Lieber, Montañez, Oropeza, Parra, Ridley-Thomas, Strickland, Walters, and Wyland—Aye.

Senate Bill No. 485: Bass, Bermúdez, Bogh, Canciamilla, Cohn, De La Torre, Frommer, Garcia, Haynes, Jerome Horton, Shirley Horton, Houston, Jones, Koretz, Levine, Lieber, Montañez, Oropeza, Parra, Ridley-Thomas, Strickland, Torrico, Walters, and Wyland—Aye; Spitzer—No.

Senate Bill No. 527: Bermúdez, Bogh, Canciamilla, De La Torre, Garcia, Jerome Horton, Shirley Horton, Houston, Levine, Lieber, Oropeza, Ridley-Thomas, Strickland, Torrico, Walters, and Wyland—Aye; Haynes—No.

Senate Bill No. 143: Bermúdez, Bogh, Canciamilla, De La Torre, Frommer, Garcia, Jerome Horton, Shirley Horton, Houston, La Malfa, Levine, Lieber, Montañez, Nava, Oropeza, Ridley-Thomas, Strickland, Torrico, and Wyland—Aye.

Senate Bill No. 619 and Urgency: Aghazarian, Bermúdez, Bogh, De La Torre, Frommer, Garcia, Jerome Horton, Shirley Horton, Houston, Keene, Levine, Lieber, Mountjoy, Nava, Oropeza, Strickland, and Wyland—Aye.

Senate Bill No. 116: Bermúdez, Bogh, Chavez, De La Torre, Garcia, Jerome Horton, Shirley Horton, Houston, Levine, Lieber, Mountjoy, Nava, Oropeza, Strickland, and Wyland—Aye.

Senate Concurrent Resolution No. 25: De La Torre, Garcia, Houston, Levine, Lieber, Oropeza, Plescia, Tran, and Umberg—Aye; Bogh, Keene, La Malfa, Strickland, and Wyland—No.

Senate Bill No. 950: Bermúdez, Blakeslee, De La Torre, Dymally, Evans, Garcia, Levine, Lieber, and Oropeza—Aye; Bogh, Daucher, Houston, Plescia, Strickland, and Wyland—No.

Senate Bill No. 973: Canciamilla, De La Torre, Levine, Lieber, Oropeza, and Torrico—Aye; Garcia, Houston, La Malfa, Strickland, and Wyland—No.

Senate Bill No. 224: Calderon, Canciamilla, De La Torre, Garcia, Houston, Keene, La Malfa, Laird, Levine, Lieber, Mountjoy, Ruskin, Strickland, Tran, Umberg, and Wyland—Aye.

Senate Bill No. 621: Bermúdez, Canciamilla, Chavez, Garcia, Houston, Levine, Lieber, Mountjoy, Plescia, Strickland, and Wyland—Aye.

Senate Bill No. 106: Bermúdez, Canciamilla, Chavez, De La Torre, Levine, and Lieber—Aye; Garcia, Houston, Mountjoy, Plescia, Strickland, Umberg, and Wyland—No.

Senate Bill No. 255: Bermúdez, Canciamilla, Chavez, Levine, Lieber, and Montañez—Aye; Blakeslee, Garcia, Shirley Horton, La Suer, Mountjoy, Nakanishi, Negrete McLeod, Plescia, Richman, Strickland, Villines, and Wyland—No.

Senate Bill No. 525: Canciamilla, De La Torre, DeVore, Garcia, Houston, Levine, Lieber, Montañez, Mountjoy, Nakanishi, Ridley-Thomas, Strickland, Tran, Walters, and Wyland—Aye; Haynes—No.

Senate Bill No. 897: Blakeslee, Canciamilla, De La Torre, Garcia, Levine, Lieber, Mullin, Pavley, Plescia, Strickland, and Wyland—Aye; Haynes—No.

Senate Bill No. 857: Blakeslee, Canciamilla, Coto, Garcia, Karnette, Klehs, Levine, Montañez, Plescia, and Richman—Aye; Haynes, Shirley Horton, Houston, Mountjoy, Strickland, and Wyland—No.

Senate Bill No. 1006: Baca, Blakeslee, Bogh, Garcia, La Malfa, Levine, Mountjoy, Nation, Nava, Niello, Plescia, and Strickland—Aye; Wyland—No.

Senate Bill No. 111: Aghazarian, Baca, Garcia, Keene, Levine, Mountjoy, Nation, Nava, Plescia, Strickland, and Wyland—Aye.

Senate Bill No. 568: Aghazarian, Baca, Bermúdez, Bogh, Calderon, Garcia, La Suer, Levine, Mountjoy, Mullin, Nation, Nava, Plescia, and Strickland—Aye.

Senate Bill No. 570: Baca, Bogh, Garcia, Levine, Mountjoy, Mullin, Nation, Nava, Plescia, Strickland, and Tran—Aye.

Senate Bill No. 724: Bermúdez, Garcia, Hancock, Koretz, Levine, Mountjoy, Salinas, Spitzer, Strickland, and Wolk—Aye.

Senate Bill No. 1086: Bermúdez, Blakeslee, De La Torre, Garcia, Jerome Horton, Koretz, Levine, Lieber, Matthews, Maze, Mountjoy, Plescia, Richman, Spitzer, and Strickland—Aye.

Senate Bill No. 1110: Bermúdez, Blakeslee, Canciamilla, De La Torre, Garcia, Koretz, Levine, Lieber, Montañez, Mountjoy, Nava, Strickland, and Umberg—Aye.

Senate Bill No. 460: Blakeslee, De La Torre, Garcia, Koretz, Levine, Montañez, Nava, and Strickland—Aye.

Senate Bill No. 952 and Urgency: Canciamilla, De La Torre, Garcia, Jerome Horton, Koretz, Levine, Mountjoy, Strickland, and Yee—Aye.

Assembly Bill No. 453, Concurrence: Canciamilla, Chu, De La Torre, Garcia, Haynes, Huff, Koretz, Lieber, Mountjoy, Oropeza, Strickland, Umberg, and Wolk—Aye.

Assembly Bill No. 1202, Concurrence: Blakeslee, Bogh, Canciamilla, De La Torre, Dymally, Garcia, Haynes, Koretz, Mountjoy, Strickland, and Wyland—Aye.

Assembly Bill No. 587, Concurrence: Blakeslee, Canciamilla, Chu, De La Torre, Garcia, Haynes, Koretz, Mountjoy, Nava, Plescia, Strickland, and Wyland—Aye.

Assembly Bill No. 488, Concurrence: Canciamilla, De La Torre, Garcia, Harman, Koretz, Mountjoy, Nava, and Plescia—Aye; Strickland, Villines, and Wyland—No.

Assembly Bill No. 124, Concurrence: Canciamilla, De La Torre, Garcia, Jones, Koretz, Levine, and Umberg—Aye; Blakeslee, Mountjoy, and Strickland—No.

Assembly Bill No. 165, Concurrence: Canciamilla, Daucher, Garcia, and Koretz—Aye; Blakeslee, Plescia, Spitzer, Strickland, and Tran—No.

Assembly Bill No. 217, Concurrence: Canciamilla, DeVore, Garcia, Haynes, Koretz, La Malfa, McCarthy, Mountjoy, Plescia, and Spitzer—Aye; Strickland—No.

Assembly Bill No. 296, Concurrence: Garcia, Koretz, La Suer, Maze, McCarthy, Mullin, Plescia, and Strickland—Aye; Haynes—No.

Assembly Bill No. 313, Concurrence: Garcia, Hancock, Haynes, McCarthy, Plescia, and Strickland—Aye; Daucher—No.

Assembly Bill No. 363, Concurrence: Cohn, Garcia, Lieber, McCarthy, Mullin, Plescia, Strickland, Torrico, and Umberg—Aye; Haynes—No.

Assembly Bill No. 1142, Concurrence: Bass, Calderon, Cohn, Evans, Garcia, and Shirley Horton—Aye; Daucher, McCarthy, Plescia, Strickland, and Tran—No.

Assembly Bill No. 996, Concurrence: Canciamilla, Garcia, and Mullin—Aye; McCarthy, Negrete McLeod, and Strickland—No.

Assembly Bill No. 924, Concurrence: Garcia, Haynes, Levine, Lieber, McCarthy, Mountjoy, Strickland, Torrico, and Umberg—Aye.

Assembly Bill No. 1431, Concurrence: Canciamilla, Daucher, Garcia, Levine, Lieber, and McCarthy—Aye; La Malfa, Plescia, and Strickland—No.

Assembly Bill No. 1628, Concurrence: Bass, Canciamilla, Cohn, and Levine—Aye; Garcia, McCarthy, Mountjoy, Negrete McLeod, and Strickland—No.

Assembly Bill No. 1648, Concurrence: Bass, Canciamilla, Cohn, and Garcia—Aye; McCarthy, Mountjoy, Niello, Runner, and Strickland—No.

Assembly Joint Resolution No. 18, Concurrence: Bass, Bermúdez, Cohn, Frommer, Garcia, Levine, Lieber, Torrico, and Umberg—Aye; McCarthy, Plescia, Runner, and Strickland—No.

Assembly Bill No. 300, Concurrence: Bass, Cohn, Garcia, McCarthy, Mountjoy, and Strickland—Aye.

Assembly Bill No. 333, Concurrence: Bass, Cohn, Garcia, McCarthy, Mountjoy, and Strickland—Aye.

Assembly Bill No. 361, Concurrence: Cohn, De La Torre, Evans, Garcia, Haynes, Koretz, Leno, McCarthy, Mountjoy, Strickland, and Walters—Aye.

Assembly Bill No. 620, Concurrence: Garcia, McCarthy, Mountjoy, Strickland, and Walters—Aye; Haynes—No.

Assembly Bill No. 1044, Concurrence: Frommer, Garcia, Levine, McCarthy, Mountjoy, Ridley-Thomas, Strickland, and Torrico—Aye.

Assembly Bill No. 1280, Concurrence: Bogh, Garcia, Houston, McCarthy, Mountjoy, Plescia, and Strickland—Aye.

Assembly Bill No. 1113, Concurrence: Arambula, Baca, Bogh, Calderon, De La Torre, Garcia, Jerome Horton, Shirley Horton, Houston, Huff, La Malfa, McCarthy, Mullin, Nakanishi, Nation, Niello, Plescia, Richman, Spitzer, Strickland, Umberg, Villines, and Wyland—Aye.

Assembly Bill No. 1114, Concurrence: Baca, Bogh, Garcia, Jerome Horton, Houston, La Malfa, Matthews, McCarthy, Mullin, Nation, Niello, Plescia, Spitzer, Strickland, and Wyland—Aye.

Assembly Bill No. 1115, Concurrence: Bogh, Frommer, Garcia, Jerome Horton, Houston, La Malfa, Matthews, McCarthy, Mullin, Niello, Plescia, Ridley-Thomas, Spitzer, and Strickland—Aye.

Assembly Bill No. 1117, Concurrence: Frommer, Garcia, Jerome Horton, Houston, La Malfa, Matthews, McCarthy, Mullin, Niello, Plescia, Ridley-Thomas, and Strickland—Aye.

Assembly Bill No. 1309, Urgency and Concurrence: Bogh, Garcia, Jerome Horton, Shirley Horton, Houston, La Malfa, Matthews, McCarthy, Mullin, Niello, Plescia, Richman, and Strickland—Aye.

Senate Bill No. 1112: Garcia, Jerome Horton, Houston, La Malfa, Matthews, Mullin, Plescia, and Strickland—Aye.

Senate Bill No. 1037: Jerome Horton, Matthews, and Mullin—Aye; Daucher, Garcia, Houston, Mountjoy, Plescia, and Tran—No.

Senate Bill No. 190 and Urgency: Haynes, Jerome Horton, Levine, Mountjoy, Mullin, Nava, Plescia, Spitzer, Strickland, Villines, and Wyland—Aye.

Senate Bill No. 414: Blakeslee, Cohn, Houston, Levine, Mullin, Nava, Plescia, Spitzer, Strickland, and Wyland—Aye; Haynes—No.

Senate Bill No. 689: Bermúdez, DeVore, Jerome Horton, Levine, Mullin, Plescia, and Wyland—Aye; Haynes—No.

Assembly Bill No. 746, Concurrence: Garcia, Jerome Horton, Jones, and Montañez—Aye; Lieber—No.

Senate Bill No. 759: Haynes, Mountjoy, Plescia, and Walters—Aye.

Assembly Bill No. 481, Concurrence: Chavez, Chu, Frommer, Haynes, Levine, Mountjoy, Mullin, Plescia, and Ridley-Thomas—Aye.

Assembly Bill No. 610, Concurrence: Chu, Garcia, and Plescia—Aye; La Malfa, Mountjoy, and Wyland—No.

Senate Bill No. 48: Calderon, Canciamilla, Garcia, Jerome Horton, Levine, and Nation—Aye; Blakeslee and Nakanishi—No.

Assembly Bill No. 14, Concurrence: Coto, Frommer, Leno, Montañez, Mountjoy, and Mullin—Aye.

Assembly Bill No. 465, Concurrence: Arambula, Bass, Coto, DeVore, Dymally, Jerome Horton, Matthews, Montañez, Mountjoy, and Mullin—Aye.

Assembly Bill No. 671, Concurrence: DeVore, Dymally, Jones, Koretz, Mountjoy, Plescia, Strickland, and Walters—Aye; Haynes—No.

Assembly Bill No. 1234, Concurrence: Frommer, Hancock, Haynes, La Suer, Mountjoy, Mullin, and Plescia—Aye.

Assembly Bill No. 1434, Concurrence: Frommer, Jerome Horton, and Mountjoy—Aye.

Senate Bill No. 469: Canciamilla, Jerome Horton, and Parra—Aye; Garcia—No.

Assembly Bill No. 1474, Concurrence: Benoit, Blakeslee, Shirley Horton, and Mountjoy—Aye.

Assembly Bill No. 1512, Concurrence: Canciamilla and Wyland—Aye.

Assembly Bill No. 1640, Concurrence: Benoit, Frommer, Haynes, Jerome Horton, Matthews, Nava, and Ridley-Thomas—Aye.

Assembly Bill No. 1754, Concurrence: Evans, Frommer, Haynes, Nava, and Ridley-Thomas—Aye.

Assembly Bill No. 1767, Concurrence: Blakeslee, Daucher, Shirley Horton, Nava, Niello, and Umberg—Aye; Mountjoy and Wyland—No.

Assembly Bill No. 1318, Concurrence: Haynes, Huff, and Niello—Aye.

Senate Bill No. 57: Huff, Negrete McLeod, and Umberg—No.

Assembly Bill No. 1636, Concurrence: Chan, Chu, Haynes, Plescia, and Strickland—Aye.

Senate Joint Resolution No. 10: Mountjoy—No.

MOTION TO ADJOURN

At 4:16 p.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 4:16 p.m., Speaker pro Tempore Yee declared the quorum call of the Assembly dispensed with.

RESOLUTIONS

The following resolutions were offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 93—Bogh. Relative to California Economic Literacy Week.

ASSEMBLY JOINT RESOLUTION NO. 35—Bermudez. Relative to air fields.

AUTHOR'S AMENDMENTS Committee on Transportation

August 30, 2005

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

Senate Bill No. 651

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

OROPEZA, Chair

SENATE BILL NO. 651—An act to amend Section 5060 of, and to add Section 5060.5 to, the Vehicle Code, relating to vehicles.

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 25, 2005

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 1	Senate Bill No. 512
Senate Bill No. 33	Senate Bill No. 672
Senate Bill No. 281	Senate Bill No. 755
Senate Bill No. 316	Senate Bill No. 826
Senate Bill No. 453	Senate Bill No. 854

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

CHU, Chair

Above bills ordered to second reading.

Date of Hearing: August 25, 2005

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 1081

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

CHU, Chair

Above bill ordered to second reading.

Date of Hearing: August 25, 2005

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 159
Senate Bill No. 426

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

CHU, Chair

Above bills ordered to second reading.

Date of Hearing: August 25, 2005

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 319

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

CHU, Chair

Above bill ordered to second reading.

MESSAGES FROM THE SENATE

Senate Chamber, August 30, 2005

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

Senate Bill No. 3	Senate Bill No. 555
Senate Bill No. 253	Senate Bill No. 614
Senate Bill No. 263	Senate Bill No. 648
Senate Bill No. 269	Senate Bill No. 723
Senate Bill No. 271	Senate Bill No. 837
Senate Bill No. 355	Senate Bill No. 941
Senate Bill No. 435	Senate Bill No. 972

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

Senate Chamber, August 30, 2005

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

Assembly Bill No. 83
Assembly Bill No. 203
Assembly Bill No. 310
Assembly Bill No. 459
Assembly Bill No. 561
Assembly Bill No. 1001

Assembly Bill No. 1086
Assembly Bill No. 1296
Assembly Bill No. 1438
Assembly Bill No. 1690
Assembly Bill No. 1765

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 30, 2005

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

Assembly Bill No. 33
Assembly Bill No. 128
Assembly Bill No. 287
Assembly Bill No. 394
Assembly Bill No. 415
Assembly Bill No. 627
Assembly Bill No. 706

Assembly Bill No. 736
Assembly Bill No. 776
Assembly Bill No. 1069
Assembly Bill No. 1278
Assembly Bill No. 1346
Assembly Bill No. 1718
Assembly Bill No. 1723

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 30, 2005

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

Assembly Concurrent Resolution No. 59
Assembly Concurrent Resolution No. 63
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 resolutions ordered to unfinished business file.

Senate Chamber, August 30, 2005

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

Assembly Bill No. 1052

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

Above bill ordered enrolled.

Senate Chamber, August 30, 2005

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

Senate Bill No. 1079

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

FIRST READING OF SENATE BILLS

The following bill was read the first time:

SENATE BILL NO. 1079—An act to add Section 5080.41 to the Public Resources Code, relating to parks and recreation, and declaring the urgency thereof, to take effect immediately.

Senate Chamber, August 30, 2005

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

Senate Concurrent Resolution No. 57

Senate Joint Resolution No. 15

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

The following resolutions were read:

SENATE CONCURRENT RESOLUTION NO. 57—Relative to the Robert M. Jackson Memorial Highway.

SENATE JOINT RESOLUTION NO. 15—Relative to teachers.

INTRODUCTION OF GUESTS

Assembly Member McCarthy, of the 32nd Assembly District, introduced former Assembly Member Bill Thomas.

ADJOURNMENT

At 4:16 p.m., pursuant to the motion by Assembly Member Frommer, the Assembly adjourned until 9:30 a.m., Wednesday, August 31, 2005, out of respect to the memory of Mayor Katy Rzonca, on motion of Assembly Member Huff; out of respect to the memory of Anastasia Saenz, on motion of Assembly Member Baca; out of respect to the memory of Glendale Police Officer Burnam McCollum, on motion of Assembly Member Frommer; out of respect to the memory of Fr. Patrick Pearse McCarthy, on motion of Assembly Member Mullin; and out of respect to the memory of David Flowerday, on motion of Assembly Member Yee.

FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON AUGUST 30, 2005

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

SB RN

2	0519060
60	0519561
92	0519577
104	0517914
107	0519618
231	0519750
303	0519721
360	0519555
364	0519093
365	0519590
367	0518395
377	0518683
430	0518974
437	0519331
444	0518354
506	0518921
518	0519628
584	0518946
600	0519548
650	0519806
651	0519570
739	0519579
935	0519441
1016	0519327
1075	0519523
1106	0519458

SCR RN

49	0519578
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Daily Total:	27
Cumulative Total:	2657

CALIFORNIA LEGISLATURE

2005–06 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, August 31, 2005

ONE HUNDRED SIXTEENTH 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 31, 2005

The Assembly met at 9:32 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 Cohn 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 9:56 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, No matter where we are in our life, You are our shelter and our strength, always ready to help in times of trouble. You have much in store for us. You want to take us to new levels in every area of our life. Lord, grant us the wisdom to make better decisions. Bless us so that we may be a blessing to others and help us to always see things through the eyes of faith.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Yee, Assembly Member Goldberg 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.

SPECIAL COMMITTEE MEETINGS

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

Transportation, on Tuesday, September 6, 2005, off the Floor during Floor Session in the Tom Bane Rules Committee Room, or in Room 4202.

COMMUNICATIONS

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

Explanation of Vote—Assembly Bill No. 1640

August 30, 2005

*Dotson Wilson, Chief Clerk
State Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Mr. Wilson: During the August 30, 2005 Assembly floor session, I inadvertently pushed the “no” button when the Clerk opened the roll on AB 1640. It was my intention to vote “aye”.

While I recorded a vote change electronically, the session was adjourned before I could complete the vote change process.

I support AB 1640. Please include this letter in the Journal for today’s session.

Sincerely,

DAVE JONES, Assembly Member
Ninth District

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

Pursuant to Assembly Rule 77.2, the Speaker pro Tempore re-referred Assembly Bill No. 1086 to the Committee on Transportation.

ACTION RESCINDED ON ASSEMBLY BILL NO. 971

Assembly Member Frommer was granted unanimous consent to rescind the action whereby on August 30, 2005 (Assembly Journal, page 3027), Assembly Bill No. 971 was re-referred to the Committee on Public Safety pursuant to Assembly Rule 77.2, and that the bill be returned to the Senate for further action.

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 Bill No. 373, on request of Assembly Member Bass;

Senate Bills Nos. 798, 802, 800, and 777, on request of Assembly Member Frommer.

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

Pursuant to Assembly Rule 78, Assembly Member Frommer announced his intention to request that Senate Bill Nos. 59, 347, and 10 be removed from the inactive file.

BILLS WITHDRAWN FROM COMMITTEE AND PLACED ON FILE

Assembly Member Frommer was granted unanimous consent that Senate Bill No. 776, be withdrawn from the Committee on Judiciary and placed on the second reading file.

**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. 437, 739, 60, 364, 377, 600, 444, 107, 231, and 650 ordered to third reading.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 1—An act 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 energy.

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. 33—An act to amend Sections 285, 288.1, 1000.12, and 1203.066 of, and to repeal Section 1000.13 of, the Penal Code, relating to sexual abuse.

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. 281—An act to add Section 104651 to, the Health and Safety Code, relating to nutrition.

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. 316—An act to add Section 2250 to the Elections Code, and to add Section 1678 to the Vehicle Code, relating to voter registration information.

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. 453—An act to amend Sections 14171, 14173, and 14175 of, to amend and renumber Section 14174.3 of, and to repeal Sections 14172 and 14174 of, the Penal Code, relating to the Central Valley Rural Crime Prevention Program, 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.

SENATE BILL NO. 512—An act to amend Section 1798.3 of the Civil Code, to amend Sections 1628, 1629, 8092, 8212, 8222, 8226, 8352, 8421, 17592.70, 38101, 41327.2, 41344, 41344.1, 41402, 41511, 41521, 41530, 41976, 41976.5, 42127, 42132, 42282, 42282.1, 42285, 44225.6, 44252.1, 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 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. 672—An act to amend Section 84810.5 of the Education Code, relating to community colleges.

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. 755—An act to amend Sections 60611 and 60640 of the Education Code, relating to pupil assessment, 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.

SENATE BILL NO. 826—An act to amend Section 12878.1 of the Water Code, relating to water.

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. 854—An act to amend Sections 8484.7 and 8484.8 of, and to add Section 8484.9 to, the Education Code, relating to afterschool programs, 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.

SENATE BILL NO. 1081—An act to add Sections 79569 and 79569.5 to the Water Code, relating to habitat restoration.

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. 159—An act to add and repeal Section 4011.10 of the Penal Code, relating to health care.

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. 426—An act to add Article 2 (commencing with Section 25571) to Chapter 6.6 of Division 15 of the Public Resources Code, relating to energy.

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. 319—An act to amend Section 47660 of the Education Code, relating to public education funding.

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.

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

ASSEMBLY BILL NO. 441 (Chu)—An act to amend Section 25110 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read third time.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 10:06 a.m.

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

ASSEMBLY CONCURRENT RESOLUTION NO. 74 (Saldana)—Relative to Title IX of the federal Education Amendments of 1972 to the Civil Rights Act of 1964.

Resolution read.

Members Made Coauthors of Assembly Concurrent Resolution No. 74

Assembly Member Saldaña was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Assembly Concurrent Resolution No. 74.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Aghazarian, Arambula, Baca, Bass, Berg, Bermúdez, Blakeslee, Calderon, Canciamilla, Chan, Chavez, Cogdill, Coto, De La Torre, Dymally, Emmerson, Frommer, Garcia, Goldberg, Hancock, Harman, Jerome Horton, Shirley Horton, Houston, Jones, Keene, Klehs, Koretz, Laird, Leno, Leslie, Levine, Lieber, McCarthy, Montañez, Mullin, Nakanishi, Nation, Nava, Negrete McLeod, Núñez, Parra, Plescia, Richman, Ridley-Thomas, Runner, Ruskin, Salinas, Spitzer, Strickland, Torrico, Tran, Umberg, Vargas, Villines, Wolk, Wyland, and Yee.

Request for Unanimous Consent

Assembly Member Saldaña was granted unanimous consent to take up Assembly Concurrent Resolution No. 74, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Concurrent Resolution No. 74, as Amended

ASSEMBLY CONCURRENT RESOLUTION NO. 74—Relative to Title IX of the federal Education Amendments of 1972 to the Civil Rights Act of 1964.

Resolution read, as amended, and adopted.

Resolution ordered printed, and transmitted to the Senate.

ASSEMBLY CONCURRENT RESOLUTION NO. 77 (Chan)—Relative to local recreation and park agencies.

Resolution read.

**Members Made Coauthors of
Assembly Concurrent Resolution No. 77**

Assembly Member Chan was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Assembly Concurrent Resolution No. 77.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

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

Request for Unanimous Consent

Assembly Member Chan was granted unanimous consent to take up Assembly Concurrent Resolution No. 77, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Concurrent Resolution No. 77, as Amended

ASSEMBLY CONCURRENT RESOLUTION NO. 77—Relative to local recreation and park agencies.

Resolution read, as amended, and adopted.

Resolution ordered printed, and transmitted to the Senate.

**At 10:20 a.m., Assistant Speaker pro Tempore Sally Lieber,
22nd District, presiding**

ASSEMBLY CONCURRENT RESOLUTION NO. 90 (Arambula)—Relative to Red Ribbon Week.

Resolution read.

**Members Made Coauthors of
Assembly Concurrent Resolution No. 90**

Assembly Member Arambula was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Assembly Concurrent Resolution No. 90.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

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

Request for Unanimous Consent

Assembly Member Arambula was granted unanimous consent to take up Assembly Concurrent Resolution No. 90, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Concurrent Resolution No. 90, as Amended

ASSEMBLY CONCURRENT RESOLUTION NO. 90—Relative to Red Ribbon Week.

Resolution read, as amended, and adopted.

Resolution ordered printed, and transmitted to the Senate.

ASSEMBLY CONCURRENT RESOLUTION NO. 76 (Yee)—Relative to Microenterprise Development Month.

Resolution read.

**Members Made Coauthors of
Assembly Concurrent Resolution No. 76**

Assembly Member Yee was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Assembly Concurrent Resolution No. 76.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

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

Request for Unanimous Consent

Assembly Member Yee was granted unanimous consent to take up Assembly Concurrent Resolution No. 76, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Concurrent Resolution No. 76, as Amended

ASSEMBLY CONCURRENT RESOLUTION NO. 76—Relative to Microenterprise Development Month.

Resolution read, as amended, and adopted.

Resolution ordered printed, and transmitted to the Senate.

THIRD READING OF SENATE BILLS

SENATE BILL NO. 390 (Bowen)—An act to add Section 11604.5 to the Probate Code, relating to probate assignments.

Bill read third time.

Motion to Amend

Assembly Member Jones moved the adoption of amendments.

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

At 10:26 a.m., Speaker pro Tempore Leland Y. Yee, 12th District, presiding

SENATE BILL NO. 61 (Battin)—An act 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 and 1363.09 to, the Civil Code, relating to common interest developments.

Bill read third time.

Motion to Amend

Assembly Member Jones moved the adoption of amendments.

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

SENATE BILL NO. 967 (Florez)—An act to add Section 56328.5 to the Government Code, relating to local agency formation commissions.

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

Bill passed by the following vote:

AYES—77

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

NOES—2

Arambula Haynes

Bill ordered transmitted to the Senate.

SENATE BILL NO. 115 (Florez)—An act to amend Section 14845 of the Government Code, and to amend Sections 999, 999.5, 999.7, 999.11, and 999.12 of the Military and Veterans Code, relating to veterans.

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

Bill passed by the following vote:

AYES—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	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 418 (Escutia)—An act to amend Sections 19460, 19461, 19462, 19469 and 19470 of, to add Section 19471 to, and to repeal Chapter 10 (commencing with Section 19850) of Part 2 of Division 10 of, the Welfare and Institutions Code, relating to rehabilitation services, and making an appropriation therefor.

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. 150 (Escutia)—An act to amend Section 791.10 of the Insurance Code, relating to insurance underwriting.

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

Bill passed by the following vote:

AYES—46

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

NOES—33

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

Bill ordered transmitted to the Senate.

SENATE BILL NO. 524 (Torlakson)—An act to add Section 2190.6 to the Business and Professions Code, relating to medicine.

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

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 10:39 a.m.

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

SENATE BILL NO. 194 (Maldonado)—An act to amend Section 7582.2 of, and to add Chapter 11.4 (commencing with Section 7574) to Division 3 of, the Business and Professions Code, relating to private security officers.

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

Bill passed by the following vote:

AYES—68

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

NOES—5

Arambula	Haynes	Strickland
DeVore	Mountjoy	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 348 (Figueroa)—An act to add Chapter 6 (commencing with Section 10700) to Part 2 of Division 2 of Title 2 of the Government Code, relating to international trade.

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

Bill passed by the following vote:

AYES—47

Arambula	De La Torre	Leno	Pavley
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	Klehs	Negrete McLeod	Yee
Cohn	Koretz	Oropeza	Mr. Speaker
Coto	Laird	Parra	

NOES—32

Aghazarian	Garcia	La Suer	Richman
Benoit	Harman	Leslie	Ruskin
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

Bill ordered transmitted to the Senate.

SENATE BILL NO. 174 (Dunn)—An act to amend Section 1194 of the Labor Code, relating to the minimum wage.

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

Call of the Assembly

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

Motion carried. Time, 10:57 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 ASSEMBLY BILL NO. 441

At 10:58 a.m., on motion of Assembly Member Chu, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Chu moved to continue the call of the Assembly.

Motion carried. Time, 10:59 a.m.

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

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

SENATE BILL NO. 1096 (Dutton)—An act to amend Section 19605.51 of the Business and Professions Code, relating to horseracing, and making an appropriation therefor.

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

Bill passed by the following vote:

AYES—68

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

NOES—7

Blakeslee	Goldberg	Lieber	Ruskin
Chu	Laird	Mullin	

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 1096: Assembly Member Chu from "Aye" to "No".

Bill ordered transmitted to the Senate.

SENATE BILL NO. 299 (Chesbro)—An act to amend Section 1635.5 of the Business and Professions Code, relating to dentistry, and making an appropriation therefor.

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

Bill passed by the following vote:

AYES—78

Aghazarian	Emmerson	Leno	Richman
Arambula	Evans	Leslie	Ridley-Thomas
Baca	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	
Dymally	Laird	Plescia	

NOES—None

Bill ordered transmitted to the Senate.

(NOTE: On January 9, 2006, the action was rescinded whereby Senate Bill No. 299 was passed and whereby the bill was ordered transmitted to the Senate. See page 3906.)

SENATE BILL NO. 922 (Ducheny)—An act to amend Sections 6254, 6254.10, 65352.3, 65560, and 65562.5 of the Government Code, relating to public records, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—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	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—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	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 851 (Murray)—An act to amend Section 20321 of, to add Article 22.5 (commencing with Section 20369.2) to Chapter 1 of Part 3 of Division 2 of, to repeal Article 9 (commencing with Section 20230) and Article 22 (commencing with Section 20360) of Chapter 1 of Part 3 of Division 2 of, the Public Contract Code, and to amend Sections 130051.7 and 130243 of the Public Utilities Code, relating to the Los Angeles County Metropolitan Transportation Authority.

Bill read third time.

Motion to Amend

Assembly Member Oropeza moved the adoption of amendments.

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

SENATE JOINT RESOLUTION NO. 11 (Kehoe)—Relative to the “Don’t Ask, Don’t Tell” military policy.

Resolution read, presented by Assembly Member Nation, and adopted by the following vote:

AYES—45

Baca	Dymally	Levine	Ruskin
Bass	Evans	Lieber	Saldaña
Berg	Frommer	Liu	Salinas
Bermúdez	Goldberg	Matthews	Torrico
Calderon	Hancock	Montañez	Umberg
Canciamilla	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	Garcia	La Suer	Richman
Benoit	Harman	Leslie	Runner
Blakeslee	Haynes	Maze	Spitzer
Bogh	Horton, Shirley	McCarthy	Strickland
Cogdill	Houston	Mountjoy	Villines
Daucher	Huff	Nakanishi	Walters
DeVore	Keene	Niello	Wyland
Emmerson	La Malfa	Plescia	

Resolution ordered transmitted to the Senate.

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, and presented by Assembly Member La Suer.

Bill passed by the following vote:

AYES—74

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

NOES—1

Strickland

Bill ordered transmitted to the Senate.

(NOTE: On September 1, 2005, the action was rescinded whereby Senate Bill No. 1102 was passed and whereby the bill was ordered transmitted to the Senate. See page 3178.)

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 174**

At 11:13 a.m., on motion of Assembly Member Arambula, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 174 passed by the following vote:

AYES—42

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

NOES—35

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

Bill ordered transmitted to the Senate.

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

SENATE CONCURRENT RESOLUTION NO. 42 (Campbell)—Relative to the California Law Revision Commission.

Resolution read, presented by Assembly Member Walters, and adopted by the following vote:

AYES—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	Klehns	Niello	Wyland
Daucher	Koretz	Oropeza	Yee
De La Torre	La Malfa	Parra	Mr. Speaker
DeVore	La Suer	Pavley	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 112 (Ortiz)—An act to amend Section 13276 of the Welfare and Institutions Code, relating to public social services.

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

Bill passed by the following vote:

AYES—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	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 198 (Lowenthal)—An act to amend Section 7057 of, and to add Section 7026.11 to, the Business and Professions Code, and to amend Section 18080.5 of, to add Sections 18035.26 and 18871.1 to, to add Article 2.1 (commencing with Section 18615) to, and to repeal the heading of Article 2.5 of, Chapter 5 of Part 2.1 of Division 13 of, the Health and Safety Code, relating to manufactured homes, and making an appropriation therefor.

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

Bill passed by the following vote:

AYES—53

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

NOES—24

Aghazarian	Horton, Shirley	Maze	Strickland
Benoit	Huff	Mountjoy	Tran
Bogh	Keene	Nakanishi	Umberg
Daucher	La Malfa	Niello	Villines
DeVore	La Suer	Plescia	Walters
Haynes	Leslie	Spitzer	Wyland

Bill ordered transmitted to the Senate.

SENATE BILL NO. 210 (Bowen)—An act to amend Section 2881 of the Public Utilities Code, relating to telecommunications.

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

Bill passed by the following vote:

AYES—65

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

NOES—11

Cogdill	La Suer	Mountjoy	Villines
DeVore	Leslie	Nakanishi	Walters
Haynes	Maze	Strickland	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 275 (Torlakson)—An act to add Section 87 to the Streets and Highways Code, relating to transportation.

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

At 11:33 a.m., Assistant Speaker pro Tempore Sally Lieber, 22nd District, presiding

The roll was opened.

Bill passed by the following vote:

AYES—55

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

NOES—24

Aghazarian	Emmerson	La Suer	Runner
Benoit	Harman	Maze	Spitzer
Blakeslee	Haynes	McCarthy	Strickland
Cogdill	Houston	Nakanishi	Villines
Daucher	Keene	Niello	Walters
DeVore	La Malfa	Plescia	Wyland

Bill ordered transmitted to the Senate.

SENATE BILL NO. 327 (Lowenthal)—An act to amend Section 20118 of the Public Contract Code, relating to local agency contracts.

Bill read third time, and presented by Assembly Member De La Torre.

Bill passed by the following vote:

AYES—48

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

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	Niello	Wyland
Emmerson	La Malfa	Plescia	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 363 (Perata)—An act to add Section 6403.5 to the Labor Code, relating to health facilities.

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

Bill passed by the following vote:

AYES—47

Arambula	De La Torre	Leno	Pavley
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	

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

Bill ordered transmitted to the Senate.

At 11:58 a.m., Speaker pro Tempore Leland Y. Yee, 12th District, presiding

SENATE BILL NO. 616 (Speier)—An act to amend Section 6254.14 of the Government Code, and to amend Section 6126 of, and to add Sections 5024.3 and 5024.4 to the Penal Code, relating to health care services.

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

Bill passed by the following vote:

AYES—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	

NOES—None

Bill ordered transmitted to the Senate.

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.

Motion to Amend

Assembly Member Coto moved the adoption of amendments.

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

SENATE BILL NO. 821 (Perata)—An act to amend Section 41326 of, and to add Section 52055.58 to, the Education Code, relating to education.

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

Bill passed by the following vote:

AYES—76

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

NOES—3

DeVore	Haynes	Huff
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Bill ordered transmitted to the Senate.

SENATE BILL NO. 1050 (Bowen)—An act to amend Section 15342 of the Elections Code, relating to elections.

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

Assembly Rule 112 Suspended

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

Further Consideration of Senate Bill No. 1050

The roll was opened.

Bill passed by the following vote:

AYES—44

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

NOES—35

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

Bill ordered transmitted to the Senate.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Leno announced that the Committee on Public Safety would meet at 1 p.m., today, in the Tom Bane Rules Committee Room.

Assembly Member Jerome Horton announced that the Committee on Governmental Organization would meet today at 4 p.m.

RECESS

By unanimous consent, at 12:15 p.m., Speaker pro Tempore Yee declared the Assembly recessed.

REPORTS OF STANDING COMMITTEES

Committee on Public Safety

Date of Hearing: August 31, 2005

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 1120

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

LENO, Chair

Above bill ordered to unfinished business.

MESSAGES FROM THE SENATE

Senate Chamber, August 31, 2005

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

Senate Bill No. 1015

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

FIRST READING OF SENATE BILLS

The following bill was read the first time:

SENATE BILL NO. 1015—An act to add and repeal Section 12016.1 of the Government Code, and to add and repeal Section 11105.06 of the Penal Code, relating to homeland security, and declaring the urgency thereof, to take effect immediately.

MESSAGES FROM THE SENATE

Senate Chamber, August 31, 2005

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

Assembly Bill No. 89
Assembly Bill No. 97
Assembly Bill No. 114
Assembly Bill No. 121
Assembly Bill No. 195
Assembly Bill No. 277
Assembly Bill No. 280
Assembly Bill No. 439
Assembly Bill No. 708

Assembly Bill No. 765
Assembly Bill No. 771
Assembly Bill No. 1150
Assembly Bill No. 1195
Assembly Bill No. 1200
Assembly Bill No. 1272
Assembly Bill No. 1595
Assembly Bill No. 1747

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 31, 2005

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

Assembly Bill No. 88
Assembly Bill No. 239

Assembly Bill No. 384
Assembly Bill No. 391

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

Above bills ordered enrolled.

Senate Chamber, August 31, 2005

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

Senate Bill No. 111
Senate Bill No. 106
Senate Bill No. 110
Senate Bill No. 116
Senate Bill No. 138
Senate Bill No. 143
Senate Bill No. 224
Senate Bill No. 287
Senate Bill No. 323
Senate Bill No. 408
Senate Bill No. 460
Senate Bill No. 527
Senate Bill No. 543

Senate Bill No. 568
Senate Bill No. 570
Senate Bill No. 619
Senate Bill No. 822
Senate Bill No. 861
Senate Bill No. 950
Senate Bill No. 952
Senate Bill No. 1004
Senate Bill No. 1006
Senate Bill No. 1023
Senate Bill No. 1067
Senate Bill No. 1086
Senate Bill No. 1110

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

Senate Chamber, August 31, 2005

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

Senate Bill No. 1011

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

FIRST READING OF SENATE BILLS (RESUMED)

The following bill was read the first time:

SENATE BILL NO. 1011—An act to add Section 8880.24.5 to the Government Code, relating to the California State Lottery, and declaring the urgency thereof, to take effect immediately.

MESSAGES FROM THE SENATE

August 31, 2005

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

Dear Dotson: By direction of the Senate I am returning Senate Bill No. 697 to the Assembly for further action.

Sincerely,

GREGORY P. SCHMIDT
Secretary of the Senate

Above bill held at the Desk.

RECONVENED

At 1:44 p.m., the Assembly reconvened.

Hon. Leland Y. Yee, Speaker pro Tempore of the Assembly, presiding.

CONSIDERATION OF CONSENT CALENDAR

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

Consent Calendar—Assembly Resolution

ASSEMBLY CONCURRENT RESOLUTION NO. 87 (Niello)—Relative to blood cancers.

Resolution read.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 1:45 p.m.

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

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

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, and presented by Assembly Member Chan.

Bill passed by the following vote:

AYES—75

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

NOES—None

Vote Changes

By unanimous consent, the following vote changes were permitted on Senate Bill No. 18: Assembly Members Haynes and Walters from “No” to “Aye”.

Bill ordered transmitted to the Senate:

(NOTE: Later this day, the action was rescinded whereby Senate Bill No. 18 was passed and whereby the bill was ordered transmitted to the Senate. See page 3164.)

SENATE BILL NO. 869 (Bowen)—An act to amend Sections 123485 and 123490 of, and to add Sections 123491 and 123516 to, the Health and Safety Code, relating to perinatal services.

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

Bill passed by the following vote:

AYES—67

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

NOES—9

Haynes	Leslie	Strickland
Huff	Maze	Villines
La Suer	Mountjoy	Walters

Bill ordered transmitted to the Senate.

SENATE BILL NO. 640 (Escutia)—An act relating to child care, and making an appropriation therefor.

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

Bill passed by the following vote:

AYES—60

Aghazarian	Evans	Leno	Richman
Arambula	Frommer	Levine	Ridley-Thomas
Baca	Garcia	Lieber	Runner
Bass	Goldberg	Liu	Ruskin
Berg	Hancock	Matthews	Saldaña
Bermúdez	Haynes	McCarthy	Salinas
Calderon	Horton, Jerome	Montañez	Spitzer
Canciamilla	Horton, Shirley	Mullin	Torrico
Chan	Jones	Nakanishi	Tran
Chavez	Karnette	Nation	Umberg
Chu	Keene	Nava	Vargas
Cohn	Kleh	Negrete McLeod	Walters
Coto	Koretz	Oropeza	Wolk
De La Torre	La Malfa	Parra	Yee
Dymally	Laird	Pavley	Mr. Speaker

NOES—19

Benoit	DeVore	La Suer	Plescia
Blakeslee	Emmerson	Leslie	Strickland
Bogh	Harman	Maze	Villines
Cogdill	Houston	Mountjoy	Wyland
Daucher	Huff	Niello	

Bill ordered transmitted to the Senate.

SENATE JOINT RESOLUTION NO. 17 (Ortiz)—Relative to stem cell research.

Resolution read, presented by Assembly Member Chan, and adopted by the following vote:

AYES—49

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

NOES—27

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

Resolution ordered transmitted to the Senate.

SENATE BILL NO. 40 (Dunn)—An act to add Sections 18701 and 18875 to the Health and Safety Code, relating to mobilehome parks.

Bill read third time.

Motion to Amend

Assembly Member Mullin moved the adoption of amendments.

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

SENATE BILL NO. 707 (Kehoe)—An act to amend Sections 8482.8, 8483, 8483.1, 8483.7, 8483.75, and 8483.9 of the Education Code, relating to before and after school programs.

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

Bill passed by the following vote:

AYES—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	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 12 (Escutia)—An act to amend Sections 49430, 49431, 49433.9, and 49434 of, and to add Section 49431.2 to, the Education Code, relating to pupils.

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

Bill passed by the following vote:

AYES—49

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

NOES—27

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

Bill ordered transmitted to the Senate immediately.

(NOTE: For explanation of vote by Assembly Member Negrete McLeod relative to Senate Bill No. 12, see Assembly Journal for August 31, 2005, page 3175.)

SENATE BILL NO. 180 (Kuehl)—An act to add Section 13519.14 to, and to add and repeal Title 6.7 (commencing with Section 13990) of Part 4 of, the Penal Code, relating to human trafficking.

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

Bill passed by the following vote:

AYES—68

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

NOES—5

Daucher	Haynes	Maze
Harman	Houston	

Bill ordered transmitted to the Senate.

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

Pursuant to Assembly Rule 77.2, Speaker pro Tempore Yee re-referred the following Assembly bills to committees as noted:

Assembly Bill No. 1001, to the Committee on Transportation and Senate Bill No. 1075, to the Committee on Judiciary.

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

SENATE BILL NO. 188 (Simitian)—An act to add Section 11451.8 to the Welfare and Institutions Code, relating to public social services, and making an appropriation therefor.

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

Bill passed by the following vote:

AYES—74

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

NOES—5

DeVore	Huff	Walters
Haynes	Niello	

Bill ordered transmitted to the Senate.

DEBATE LIMITED

Speaker pro Tempore Yee announced that by unanimous consent and leadership agreement, debate on measures on today's file would be limited to 3 minutes.

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

SENATE BILL NO. 264 (Machado)—An act to amend Section 12301 of the Water Code, relating to water.

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

Bill passed by the following vote:

AYES—57

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

NOES—21

Aghazarian	Huff	Mountjoy	Villines
Bogh	La Malfa	Plescia	Walters
Cogdill	La Suer	Runner	Wyland
DeVore	Leslie	Spitzer	
Haynes	Maze	Strickland	
Houston	McCarthy	Tran	

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 264: Assembly Member Niello from “No” to “Aye”.

Bill ordered transmitted to the Senate.

SENATE BILL NO. 266 (Romero)—An act to add Section 1797.1995 to the Health and Safety Code, relating to emergency services.

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

Bill passed by the following vote:

AYES—56

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

NOES—23

Aghazarian	Harman	La Suer	Spitzer
Benoit	Haynes	Leslie	Strickland
Bogh	Houston	Maze	Villines
Cogdill	Huff	Mountjoy	Walters
DeVore	Keene	Niello	Wyland
Garcia	La Malfa	Plescia	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 404 (Migden)—An act to add and repeal Section 44259.8 of the Education Code, relating to teacher credentialing.

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

Bill passed by the following vote:

AYES—78

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	Wolk
Cohn	Keene	Negrete McLeod	Wyland
Coto	Klehs	Niello	Yee
Daucher	Koretz	Oropeza	Mr. Speaker
De La Torre	La Malfa	Parra	
DeVore	La Suer	Pavley	

NOES—None

Bill ordered transmitted to the Senate.

**At 2:31 p.m., Assistant Speaker pro Tempore Sally Lieber,
22nd District, presiding**

SENATE BILL NO. 484 (Migden)—An act to add Article 3.5 (commencing with Section 111791) to Chapter 7 of Part 5 of Division 104 of the Health and Safety Code, relating to cosmetics.

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

Call of the Assembly

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

Motion carried. Time, 2:51 p.m.

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

At 2:52 p.m., Speaker pro Tempore Leland Y. Yee, 12th District, presiding

CAUCUS ANNOUNCEMENTS

At 2:52 p.m., Speaker Núñez was granted unanimous consent that the Democratic Caucus be permitted to meet in the Assembly Lounge.

RECESS

By unanimous consent, at 2:52 p.m., Speaker pro Tempore Yee declared the Assembly recessed.

RECONVENED

At 3:05 p.m., the Assembly reconvened.

Hon. Leland Y. Yee, Speaker pro Tempore of the Assembly, presiding.

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

SENATE BILL NO. 523 (Torlakson)—An act to amend Section 2106 of the Streets and Highways Code, relating to transportation, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member Shirley Horton.

Bill passed by the following vote:

AYES—56

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

NOES—22

Aghazarian	Haynes	Maze	Strickland
Benoit	Houston	Mountjoy	Villines
Bogh	Keene	Nakanishi	Walters
Cogdill	La Malfa	Plescia	Wyland
Daucher	La Suer	Runner	
DeVore	Leslie	Spitzer	

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 523: Assembly Member Runner from “Aye” to “No”.

Bill ordered transmitted to the Senate.

SENATE BILL NO. 565 (Migden)—An act to amend Section 62 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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

Bill passed by the following vote:

AYES—47

Arambula	De La Torre	Leno	Pavley
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	Klehs	Negrete McLeod	Yee
Cohn	Koretz	Oropeza	Mr. Speaker
Coto	Laird	Parra	

NOES—28

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

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 565: Assembly Member Garcia from “No” to “Not Voting”.

Bill ordered transmitted to the Senate.

SENATE BILL NO. 657 (Escutia)—An act to amend Sections 60227 and 60242 of, and to add Section 60200.1 to, the Education Code, relating to instruction, and making an appropriation therefor.

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

Bill passed by the following vote:

AYES—45

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

NOES—33

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

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 657: Assembly Member Umberg from “Aye” to “No”.

Bill ordered transmitted to the Senate.

SENATE BILL NO. 660 (Kuehl)—An act to add Section 48906.5 to the Education Code, relating to public schools.

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

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.

Further Consideration of Senate Bill No. 660

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 3:30 p.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
SENATE BILL NO. 484**

At 3:30 p.m., on motion of Assembly Member Montañez, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 484 passed by the following vote:

AYES—43

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

NOES—35

Aghazarian	DeVore	La Suer	Richman
Benoit	Dymally	Leslie	Runner
Blakeslee	Emmerson	Matthews	Spitzer
Bogh	Garcia	Maze	Strickland
Calderon	Haynes	McCarthy	Tran
Canciamilla	Houston	Mountjoy	Villines
Chavez	Huff	Nakanishi	Walters
Cohn	Keene	Niello	Wyland
Daucher	La Malfa	Plescia	

Vote Changes

By unanimous consent, the following vote changes were permitted on Concurrence in Senate Amendments to Senate Bill No. 484: Assembly Member Jerome Horton from “No” to “Aye”; Assembly Member Koretz from “Aye” to “Not Voting”.

Bill ordered transmitted to the Senate.

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

SENATE BILL NO. 962 (Chesbro)—An act to amend Sections 1507.3, 1524, 1538, 1562, 1562.3, and 1562.4 of, to add Section 1538.55 to, and to add and repeal Article 9 (commencing with Section 1567.50) to Chapter 3 of Division 2 of, the Health and Safety Code, and to add and repeal Article 3.5 (commencing with Section 4684.50) to Chapter 6 of Division 4.5 of, the Welfare and Institutions Code, relating to developmental services.

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

Bill passed by the following vote:

AYES—52

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

NOES—26

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

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1007 (Ducheny)—An act to amend Section 71 of Chapter 67 of the Statutes of 1962, First Extraordinary Session, relating to port districts, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—70

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

NOES—6

Cogdill	Huff	Niello
DeVore	Mountjoy	Spitzer

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—70

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

NOES—6

Cogdill	Huff	Niello
DeVore	Mountjoy	Spitzer

Bill ordered transmitted to the Senate immediately.

SENATE BILL NO. 1053 (Scott)—An act to add and repeal Chapter 10 (commencing with Section 58950) to Part 31 of the Education Code, relating to schoolsite funding.

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

Bill passed by the following vote:

AYES—69

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

NOES—8

DeVore	La Suer	Nakanishi	Villines
Haynes	Maze	Niello	Walters

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1070 (Kehoe)—An act to amend Sections 13167 and 13225 of, and to repeal and add Section 13181 to, the Water Code, relating to water.

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

Bill passed by the following vote:

AYES—47

Arambula	De La Torre	Leno	Pavley
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	Klehs	Negrete McLeod	Yee
Cohn	Koretz	Oropeza	Mr. Speaker
Coto	Laird	Parra	

NOES—32

Aghazarian	Garcia	La Suer	Richman
Benoit	Harman	Leslie	Runner
Blakelee	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 Senate Bill No. 1070: Assembly Member Calderon from “No” to “Aye”.

Bill ordered transmitted to the Senate:

(NOTE: On June 15, 2006, the action was rescinded whereby Senate Bill No. 1070 was passed and whereby the bill was ordered transmitted to the Senate. See page 6087.)

SENATE BILL NO. 615 (Figueroa)—An act to amend and repeal Section 104200 of the Health and Safety Code, relating to cancer.

Bill read third time, and presented by Assembly Member Negrete McLeod.

Bill passed by the following vote:

AYES—77

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

NOES—2

Haynes

Walters

Bill ordered transmitted to the Senate.

SENATE BILL NO. 618 (Speier)—An act to add Section 1203.8 to the Penal Code, relating to sentencing.

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

Bill passed by the following vote:

AYES—66

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

NOES—8

Baca	Haynes	Leslie	Strickland
Chavez	Jones	Maze	Walters

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 618: Assembly Member Bermúdez from “Aye” to “Not Voting”.

Bill ordered transmitted to the Senate.

SENATE BILL NO. 358 (Scott)—An act to amend Section 1522 of the Health and Safety Code, and to amend Section 362.05 of the Welfare and Institutions Code, relating to child care.

Bill read third time.

Motion to Amend

Assembly Member Chu moved the adoption of amendments.

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

SENATE BILL NO. 875 (Runner)—An act to amend Sections 8482.3 and 8483.3 of the Education Code, relating to after school programs, and making an appropriation therefor.

Bill read third time.

Motion to Amend

Assembly Member Daucher moved the adoption of amendments.

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

UNFINISHED BUSINESS

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 1070 (Cogdill)—An act to add Section 76367 to the Education Code, relating to community colleges.

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—75

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

NOES—2

Goldberg Mountjoy

Above bill ordered enrolled.

ASSEMBLY BILL NO. 857 (Bass)—An act to amend Section 9250.19 of the Vehicle Code, relating to vehicles, and making an appropriation therefor.

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—73

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

NOES—5

DeVore	Strickland	Wyland
Haynes	Walters	

Vote Changes

By unanimous consent, the following vote changes were permitted on Concurrence in Senate Amendments to Assembly Bill No. 857: Assembly Members Benoit and Cogdill from “No” to “Aye”.

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1536 (Bass)—An act to amend Section 830.7 of the Penal Code, relating to peace officer powers.

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—50

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

NOES—29

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

Above bill ordered enrolled.

ASSEMBLY BILL NO. 169 (Oropeza)—An act to amend Section 1197.5 of the Labor Code, relating to gender pay equity.

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—47

Arambula	De La Torre	Leno	Pavley
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	Klehs	Negrete McLeod	Yee
Cohn	Koretz	Oropeza	Mr. Speaker
Coto	Laird	Parra	

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

Above bill ordered enrolled.

ASSEMBLY BILL NO. 304 (Hancock)—An act to amend Sections 19160, 19161, 19162, 19163, 19163.5, 19165, and 19166 of the Health and Safety Code, relating to building standards.

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—76

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

NOES—1

Haynes

Above bill ordered enrolled.

ASSEMBLY BILL NO. 356 (Chan)—An act to amend Section 1366.24 of, and to add Sections 1389.25 and 1389.3 to, the Health and Safety Code, to amend Section 10128.54 of, to add Sections 10113.9 and 10113.95 to, the Insurance Code, and to amend Section 2800.2 of the Labor Code, relating to health care coverage.

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—47

Arambula	De La Torre	Leno	Pavley
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	Klehs	Negrete McLeod	Yee
Cohn	Koretz	Oropeza	Mr. Speaker
Coto	Laird	Parra	

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

Above bill ordered enrolled.

ASSEMBLY BILL NO. 693 (Goldberg)—An act relating to teacher preparation.

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—49

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

NOES—29

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

Above bill ordered enrolled.

ASSEMBLY BILL NO. 694 (Chan)—An act to amend Section 44241 of the Health and Safety Code, relating to air resources.

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—76

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

NOES—1

Haynes

Vote Changes

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 694: Assembly Member Wyland from “No” to “Aye”.

Above bill ordered enrolled.

ASSEMBLY BILL NO. 778 (Mullin)—An act to amend Section 11580.1 of the Insurance Code, relating to auto insurance.

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—48

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

NOES—30

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

Above bill ordered enrolled.

ASSEMBLY BILL NO. 846 (Liu)—An act to repeal and add Section 51220.6 of the Education Code, relating to driver education.

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

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

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

AYES—69

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

NOES—8

Blakeslee	DeVore	Huff	Maze
Bogh	Haynes	La Malfa	Mountjoy

Above bill ordered enrolled.

ASSEMBLY BILL NO. 819 (Ridley-Thomas)—An act to add and repeal Article 13.52 (commencing with Section 18847) of Chapter 3 of Part 10.2 of Division 2 of the Revenue and Taxation Code, relating to taxation.

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—73

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

NOES—4

Haynes	Huff	Maze	Niello
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Vote Changes

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 819: Assembly Member Strickland from “No” to “Aye”.

Above bill ordered enrolled.

ASSEMBLY BILL NO. 880 (Cohn)—An act to amend Section 16500.1 of the Welfare and Institutions Code, relating to dependent children.

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—72

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

NOES—6

DeVore	La Malfa	Mountjoy
Haynes	Maze	Walters

Vote Changes

By unanimous consent, the following vote changes were permitted on Concurrence in Senate Amendments to Assembly Bill No. 880: Assembly Members Bogh and Huff from “No” to “Aye”.

Above bill ordered enrolled.

ASSEMBLY BILL NO. 901 (Ridley-Thomas)—An act to amend Section 4970 of the Financial Code, and to amend Section 27388 of the Government Code, relating to loans.

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—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	Klehs	Negrete McLeod	Yee
Cohn	Koretz	Oropeza	Mr. Speaker
Coto	Laird	Parra	
De La Torre	Leno	Pavley	

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

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1158 (Lieber)—An act to amend Section 425.16 of, and to add Section 425.18 to, the Code of Civil Procedure, relating to civil actions, 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

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1511 (Evans)—An act to amend Section 20133 of the Public Contract Code, relating to public contracts.

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—70

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

NOES—5

Bogh	Leslie	Wyland
Haynes	Maze	

Vote Changes

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 1511: Assembly Member Houston from “No” to “Aye”.

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1625 (Klehs)—An act to add Section 7550.7 to the Government Code, relating to state reports.

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—49

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

NOES—30

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

Above bill ordered enrolled.

ASSEMBLY CONCURRENT RESOLUTION NO. 59 (Baca)—Relative to California Native American Indian History Month.

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

(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

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

NOES—None

Above resolution ordered enrolled.

ASSEMBLY CONCURRENT RESOLUTION NO. 63 (Negrete McLeod)—Relative to the CYA Counselor Ineasie M. Baker Memorial Freeway.

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

(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—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	

NOES—None

Above resolution ordered enrolled.

THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 380 (Alquist)—An act to add Article 7 (commencing with Section 111657) to Chapter 6 of Part 5 of Division 104 of the Health and Safety Code, relating to drugs.

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

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 4:27 p.m.

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

SENATE BILL NO. 670 (Dunn)—An act relating to Mexican repatriation.

Bill read third time.

Motion to Amend

Assembly Member Jones on behalf of Assembly Member Núñez moved the adoption of amendments.

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

SENATE BILL NO. 688 (Speier)—An act to add Section 51211 to the Education Code, relating to pupil health.

Bill read third time.

Motion to Amend

Assembly Member Nakanishi moved the adoption of amendments.

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

SENATE BILL NO. 35 (Florez)—An act to amend Section 130150 of, and to add Section 130151 to, the Health and Safety Code, relating to child development.

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

Bill passed by the following vote:

AYES—67

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

NOES—6

Cogdill	Haynes	Spitzer
DeVore	Nakanishi	Walters

Bill ordered transmitted to the Senate.

SENATE BILL NO. 352 (Scott)—An act to add and repeal Article 4.8 (commencing with Section 44518) of Chapter 3 of Part 25 of the Education Code, relating to employee training programs, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—76

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

NOES—3

Haynes	Maze	Walters
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The question being on the passage of the bill.

Bill passed by the following vote:

AYES—76

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

NOES—3

Haynes	Maze	Walters
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Bill ordered transmitted to the Senate.

SENATE BILL NO. 796 (Figueroa)—An act to add and repeal Article 10 (commencing with Section 11364) of Chapter 3.5 of Division 3 of Title 2 of, and to add and repeal Chapter 22.5 (commencing with Section 7528) of Division 7 of Title 1 of, the Government Code, relating to state government operations.

Bill read third time, and presented by Assembly Member Negrete McLeod.

Bill passed by the following vote:

AYES—74

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

NOES—4

Haynes	La Suer	Nakanishi	Walters
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Bill ordered transmitted to the Senate.

UNFINISHED BUSINESS (RESUMED)

MOTION TO RECONSIDER BILLS CONTINUED

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

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 660**

At 4:37 p.m., on motion of Assembly Member DeVore, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Record Expunged and Action Rescinded on Senate Bill No. 660

Assembly Member DeVore was granted unanimous consent that the record be expunged and the action rescinded whereby a roll call vote was taken on this day on Senate Bill No. 660, and that the bill be passed on file, to retain its place on file.

ACTION RESCINDED ON SENATE BILL NO. 302

Assembly Member Frommer was granted unanimous consent to rescind the action whereby the Assembly, on August 25, 2005 (Assembly Journal, page 2909), passed Senate Bill No. 302, and whereby the bill was ordered transmitted to the Senate.

ACTION RESCINDED ON ASSEMBLY BILL NO. 927

Assembly Member Frommer was granted unanimous consent to rescind the action whereby on August 30, 2005 (Assembly Journal, page 3027), Assembly Bill No. 927 was re-referred to the Committee on Education pursuant to Assembly Rule 77.2.

ACTION RESCINDED ON ASSEMBLY BILL NO. 1136

Assembly Member Frommer was granted unanimous consent to rescind the action whereby the Assembly, on August 29, 2005 (Assembly Journal, page 2961), concurred in Senate amendments to Assembly Bill No. 1136, and whereby the bill was ordered enrolled, and that the bill be returned to the Senate for further action.

BILL RETURNED TO SENATE

Upon request of Assembly Member Frommer, Assembly Member Leno was granted unanimous consent that Assembly Bill No. 1261 be returned to the Senate for further action.

BILL PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 832, on request of Assembly Member Frommer.

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

Pursuant to Assembly Rule 78, Assembly Member Frommer announced his intention to request that Senate Bill No. 308 be removed from the inactive file.

BILL RETURNED TO SENATE

Upon request of Assembly Member Frommer, Assembly Member La Suer was granted unanimous consent that Assembly Bill No. 1150 be returned to the Senate for further action.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Frommer was granted unanimous consent to add Senators Cox, Romero, and Machado as coauthors on Assembly Concurrent Resolution No. 76.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 524**

At 4:41 p.m., on motion of Assembly Member Harman, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

(NOTE: Later this day, the action was rescinded and the record expunged whereby a roll call vote was taken on Senate Bill No. 524. See page 3164.)

**Motion to Reconsider Senate Bill No. 524
on Next Legislative Day**

Assembly Member Harman moved to reconsider on the next legislative day the vote whereby Senate Bill No. 524 was this day refused passage.

Senate Bill No. 524 ordered to the unfinished business file.

ACTION RESCINDED ON SENATE BILL NO. 1026

Assembly Member Frommer was granted unanimous consent to rescind the action whereby on August 25, 2005 (Assembly Journal, page 2891), Senate Bill No. 1026 was re-referred to the Committee on Rules pursuant to Assembly Rule 77.2.

**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. 1026 to the Committees on Judiciary, Housing and Community Development, and Appropriations.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Assembly Member Evans was granted unanimous consent that the following statement of legislative intent be printed in the Journal:

Legislative Intent—Assembly Bill No. 1511

August 31, 2005

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

Dear Mr. Wilson: This letter to the Journal serves as a clarification to my bill, AB 1511. I want to clarify that AB 1511 is not intended to in any way limit the Santa Clara Valley Water District's power under Section 21162 of the Public Contracts Code to utilize the design-build bidding process for its 15-year flood program, that includes levees, and for building and/or upgrading its water treatment plant facilities.

With the signing of AB 674 (Dutra) in 2001, Section 21162 of the Public Contract Code was created thus granting the Santa Clara Valley Water District the authority to utilize the procedures described in Section 20133 of that Code for its building construction contracts. AB 674 was approved by the Senate on a 40–0 vote and by the Assembly on a 72–1 vote. The consultant analyses prepared for the Committee and Floor votes made clear that in approving AB 674, the Legislature was authorizing the District to utilize the design-build bidding procedures for its flood program and water treatment plants.

AB 1511 will change the procedures described in Section 20133 of the Public Contract Code that counties must follow when using the design-build bidding process and the Santa Clara Valley Water District must follow those changed procedures as well. But AB 1511 is not intended to affect the types of projects for which the District may utilize design build procedures under Section 21162 of the Public Contracts Code.

Sincerely,

NOREEN EVANS, Assembly Member
Seventh District

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Montañez announced that the Committee on Rules would meet today, upon adjournment of Floor session, in the Tom Bane Rules Committee Room.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
THE CONSENT CALENDAR**

At 4:44 p.m., on motion of Assembly Member La Suer, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The following measures on the Consent Calendar were read:

ASSEMBLY CONCURRENT RESOLUTION NO. 87 (Niello)—Relative to blood cancers.

Resolution, adopted, and ordered transmitted to the Senate.

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

ASSEMBLY CONCURRENT RESOLUTION NO. 88 (Parra)—Relative to California Firefighters Memorial Day.

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

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

HOUSE RESOLUTION NO. 21 (Chan)—Relative to Children's Vision and Learning Month.

Resolution read, and adopted.

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

HOUSE RESOLUTION NO. 22 (McCarthy)—Relative to Testicular Cancer Awareness Month.

Resolution read, and adopted.

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

Consent Calendar—Senate Resolutions

SENATE CONCURRENT RESOLUTION NO. 56 (Alarcon)—Relative to Latino AIDS Awareness Day.

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 CONCURRENT RESOLUTION NO. 58 (Alquist)—Relative to Assisted Living Week.

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

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

Consent Calendar Roll Call

The roll was called, and the above resolutions on the Consent Calendar adopted, by the following vote:

AYES—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	

NOES—None**MOTION TO RECONSIDER WAIVED**

Assembly Member Harman waived his motion to reconsider the vote whereby Senate Bill No. 524 was refused passage.

Record Expunged and Action Rescinded on Senate Bill No. 524

Assembly Member Harman was granted unanimous consent that the record be expunged and the action rescinded whereby a roll call vote was taken on this day on Senate Bill No. 524, and that the bill be passed on file, to retain its place on file.

ACTION RESCINDED ON SENATE BILL NO. 18

Assembly Member Frommer was granted unanimous consent to rescind the action whereby the Assembly, earlier today (Assembly Journal, page 3126), passed Senate Bill No. 18, and whereby the bill was ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 441**

At 4:51 p.m., on motion of Assembly Member Chu, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 441 refused passage by the following vote:

AYES—43

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

NOES—33

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

**Motion to Reconsider Assembly Bill No. 441
on Next Legislative Day**

Assembly Member Frommer moved to reconsider on the next legislative day the vote whereby Assembly Bill No. 441 was this day refused passage.

Assembly Bill No. 441 ordered to the unfinished business file.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 380**

At 4:51 p.m., on motion of Assembly Member Chan, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 380 refused passage by the following vote:

AYES—34

Baca	Evans	Leno	Ruskin
Bass	Frommer	Lieber	Saldaña
Berg	Goldberg	Liu	Salinas
Chan	Hancock	Mullin	Umberg
Chu	Jones	Nation	Vargas
Cohn	Karnette	Nava	Yee
Coto	Klehs	Oropeza	Mr. Speaker
De La Torre	Koretz	Pavley	
Dymally	Laird	Ridley-Thomas	

NOES—39

Aghazarian	Emmerson	Leslie	Runner
Arambula	Garcia	Matthews	Spitzer
Benoit	Harman	Maze	Strickland
Bogh	Haynes	McCarthy	Torrico
Calderon	Horton, Shirley	Mountjoy	Tran
Canciamilla	Houston	Nakanishi	Villines
Chavez	Huff	Niello	Walters
Cogdill	Keene	Parra	Wolk
Daucher	La Malfa	Plescia	Wyland
DeVore	La Suer	Richman	

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 380: Assembly Member Bermúdez from “Aye” to “Not Voting”.

**Motion to Reconsider Senate Bill No. 380
on Next Legislative Day**

Assembly Member Chan moved to reconsider on the next legislative day the vote whereby Senate Bill No. 380 was this day refused passage. Senate Bill No. 380 ordered to the unfinished business file.

ANNOUNCEMENTS

Speaker pro Tempore Yee announced that Thursday, September 1 is the last day to submit amendments to the Desk, by 5 p.m. or before adjournment, if an author wishes to amend by the September 2 amendment deadline.

Speaker pro Tempore Yee announced the following schedule:

Thursday, September 1, 2005, Floor Session, 9:30 a.m.–6 p.m.;

Friday, September 2, 2005, Floor Session, 9:30 a.m.–3 p.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. 967: Bermúdez, Calderon, Canciamilla, De La Torre, Garcia, Houston, Keene, Koretz, La Malfa, La Suer, Montañez, Oropeza, Parra, Plescia, Salinas, Spitzer, and Strickland—Aye; Haynes—No.

Senate Bill No. 115: Bermúdez, Calderon, Canciamilla, Garcia, Houston, Jones, Keene, Koretz, La Malfa, Montañez, Negrete McLeod, Oropeza, Parra, Plescia, Ridley-Thomas, Salinas, and Strickland—Aye.

Senate Bill No. 150: Arambula, Canciamilla, Montañez, Oropeza, and Ridley-Thomas—Aye; Blakeslee, Garcia, Houston, Keene, La Malfa, Mountjoy, Parra, Plescia, and Strickland—No.

Senate Bill No. 194: De La Torre, Evans, Garcia, Houston, Keene, Montañez, Parra, Pavley, Plescia, Spitzer, and Tran—Aye; Mountjoy and Strickland—No.

Senate Bill No. 348: Chavez, Jerome Horton, Klehs, Montañez, Nava, and Parra—Aye; Blakeslee, Garcia, Houston, Huff, Keene, La Malfa, Plescia, and Strickland—No.

Senate Bill No. 1096: Arambula, Baca, Cohn, Houston, Huff, Keene, Koretz, Nakanishi, Negrete McLeod, Parra, Plescia, Strickland, and Wyland—Aye; Blakeslee and Laird—No.

Senate Bill No. 299: Arambula, Bogh, Chan, Chu, Cohn, Houston, Huff, Keene, Montañez, Negrete McLeod, Parra, Plescia, and Strickland—Aye.

Senate Bill No. 922 and Urgency: Arambula, Bermúdez, Bogh, Chan, Chu, Garcia, Goldberg, Hancock, Houston, Huff, Keene, Parra, Plescia, and Strickland—Aye.

Senate Joint Resolution No. 11: Bermúdez, Canciamilla, and Montañez—Aye; Garcia, Harman, Houston, Keene, Mountjoy, Plescia, Strickland, and Wyland—No.

Senate Bill No. 1102: Bogh, Chan, Chu, Garcia, Houston, Keene, Koretz, Oropeza, Parra, Pavley, Saldaña, Spitzer, Vargas, and Wolk—Aye; Strickland—No.

Senate Bill No. 174: Parra—Aye; Canciamilla, Garcia, Harman, Houston, Keene, Matthews, Plescia, and Strickland—No.

Senate Concurrent Resolution No. 42: Chan, Chu, Houston, Koretz, Leno, Oropeza, Parra, Strickland, Torrico, and Wolk—Aye.

Senate Bill No. 112: Haynes, Parra, and Strickland—Aye.

Senate Bill No. 198: Garcia, Houston, Oropeza, Parra, and Richman—Aye; Strickland and Umberg—No.

Senate Bill No. 210: Canciamilla, Goldberg, Harman, Keene, Plescia, and Umberg—Aye; Haynes, Mountjoy, Strickland, and Villines—No.

Senate Bill No. 275: Canciamilla and Parra—Aye; Strickland—No.

Senate Bill No. 327: Calderon, Canciamilla, Jones, Levine, and Parra—Aye; Plescia and Strickland—No.

Senate Bill No. 363: Plescia, Spitzer, and Strickland—No.

Senate Bill No. 616: Bermúdez, Garcia, Mountjoy, Plescia, and Strickland—Aye.

Senate Bill No. 821: De La Torre, Evans, Plescia, and Strickland—Aye; DeVore and Haynes—No.

Senate Bill No. 1050: Blakeslee, Garcia, and Strickland—No.

Senate Bill No. 18: Aghazarian, Bermúdez, Blakeslee, Bogh, Canciamilla, Daucher, De La Torre, Dymally, Garcia, Jerome Horton, Shirley Horton, Houston, Huff, Keene, La Malfa, Levine, Lieber, Matthews, Nakanishi, Nation, Nava, Negrete McLeod, Parra, Pavley, Plescia, Spitzer, Strickland, Torrico, Umberg, Wolk, and Wyland—Aye.

Senate Bill No. 869: Aghazarian, Bermúdez, Bogh, Canciamilla, De La Torre, Dymally, Harman, Shirley Horton, Houston, Keene, La Malfa, Lieber, Montañez, Negrete McLeod, Niello, Parra, Plescia, Spitzer, Umberg, and Wyland—Aye; Strickland—No.

Senate Bill No. 640: Aghazarian, Bermúdez, Canciamilla, De La Torre, Dymally, Shirley Horton, Keene, La Malfa, Lieber, Negrete McLeod, Spitzer, and Umberg—Aye; Bogh, Daucher, Mountjoy, Niello, Plescia, and Strickland—No.

Senate Joint Resolution No. 17: Bermúdez, Canciamilla, De La Torre, Dymally, Jerome Horton, Lieber, Negrete McLeod, and Umberg—Aye; Bogh, Plescia, Strickland, and Wyland—No.

Senate Bill No. 707: Baca, Bermúdez, Blakeslee, Bogh, Canciamilla, Daucher, De La Torre, Dymally, Haynes, Shirley Horton, Negrete McLeod, Walters, and Wyland—Aye.

Senate Bill No. 12: Baca, Bermúdez, Canciamilla, Dymally Garcia, Jerome Horton, and Lieber—Aye; Daucher, Harman, Houston, Nakanishi, and Wyland—No.

Senate Bill No. 180: Baca, Bermúdez, Blakeslee, Canciamilla, Dymally, Garcia, Jerome Horton, Huff, Leslie, Negrete McLeod, Plescia, and Strickland—Aye; Daucher, Haynes, and Houston—No.

Senate Bill No. 188: Canciamilla, De La Torre, Jerome Horton, Houston, Negrete McLeod, and Wyland—Aye.

Senate Bill No. 264: Bermúdez, Blakeslee, Canciamilla, De La Torre, Garcia, Liu, Nakanishi, and Negrete McLeod—Aye; Bogh, Haynes, Houston, and Walters—No.

Senate Bill No. 266: Bermúdez, Blakeslee, Canciamilla, De La Torre, Jerome Horton, McCarthy, and Negrete McLeod—Aye; Haynes, Plescia, and Walters—No.

Senate Bill No. 404: Arambula, Bermúdez, De La Torre, Evans, Garcia, Haynes, Mullin, and Negrete McLeod—Aye.

Senate Bill No. 523: Baca, Bermúdez, Blakeslee, Chu, De La Torre, Garcia, Jerome Horton, Huff, Levine, Negrete McLeod, Torrico, and Wolk—Aye; Spitzer and Wyland—No.

Senate Bill No. 565: Canciamilla and Frommer—Aye; Spitzer and Villines—No.

Senate Bill No. 657: Bermúdez, Canciamilla, Klehs, and Ridley-Thomas—Aye; Bogh, Daucher, Shirley Horton, and Villines—No.

Senate Bill No. 484: Harman and Shirley Horton—Aye; Cohn and Spitzer—No.

Senate Bill No. 962: Baca, Canciamilla, Cohn, Coto, Garcia, Montañez, and Nava—Aye; Aghazarian, Bogh, Keene, Mountjoy, Plescia, Spitzer, and Strickland—No.

Senate Bill No. 1007 and Urgency: Bogh, Cohn, Garcia, Harman, and La Malfa—Aye; Spitzer—No.

Senate Bill No. 1053: Calderon, De La Torre, Frommer, Garcia, Harman, La Malfa, McCarthy, Montañez, Mountjoy, Plescia, Spitzer, and Wyland—Aye; Maze, Niello, and Villines—No.

Senate Bill No. 1070: Jones, Koretz, and Pavley—Aye; Spitzer—No.

Senate Bill No. 615: Chu, De La Torre, DeVore, Levine, Mountjoy, Pavley, Runner, Spitzer, and Villines—Aye.

Senate Bill No. 618: Huff, Keene, Nation, Parra, Pavley, and Spitzer—Aye; Baca, Chavez, and Strickland—No.

Assembly Bill No. 1070, Concurrence: Chavez, De La Torre, Frommer, Montañez, Spitzer, and Umberg—Aye; Mountjoy—No.

Assembly Bill No. 857, Concurrence: Coto, De La Torre, Frommer, Garcia, Huff, McCarthy, Montañez, and Runner—Aye; Strickland and Wyland—No.

Assembly Bill No. 1536, Concurrence: Coto, Daucher, De La Torre, Frommer, and Montañez—Aye; Garcia, Shirley Horton, and Niello—No.

Assembly Bill No. 169, Concurrence: Arambula, Bermúdez, and Vargas—Aye; Garcia, Plescia, and Strickland—No.

Assembly Bill No. 304, Concurrence: Arambula, Coto, Frommer, Levine, Montañez, Mountjoy, Niello, Plescia, Strickland, Torrico, and Wyland—Aye.

Assembly Bill No. 356, Concurrence: Daucher, Garcia, Mountjoy, and Tran—No.

Assembly Bill No. 693, Concurrence: Daucher and De La Torre—Aye; Blakeslee, Garcia, Shirley Horton, and Mountjoy—No.

Assembly Bill No. 694, Concurrence: Blakeslee, Chu, Daucher, Frommer, Levine, Mountjoy, Plescia, and Torrico—Aye; Haynes—No.

Assembly Bill No. 778, Concurrence: Canciamilla—Aye; Garcia, Mountjoy, and Plescia—No.

Assembly Bill No. 846, Concurrence: Aghazarian, Canciamilla, Garcia, Houston, Keene, McCarthy, Nakanishi, Plescia, Runner, Spitzer, and Wyland—Aye; Haynes and Mountjoy—No.

Assembly Bill No. 819, Concurrence: Calderon, Canciamilla, Garcia, McCarthy, Plescia, Runner, Spitzer, and Tran—Aye.

Assembly Bill No. 880, Concurrence: Aghazarian, Canciamilla, Frommer, Garcia, Keene, Nakanishi, Plescia, Spitzer, and Strickland—Aye; Mountjoy—No.

Assembly Bill No. 901, Concurrence: Calderon, Canciamilla, Frommer, and Vargas—Aye; Garcia, Mountjoy, and Plescia—No.

Assembly Bill No. 1158, Concurrence: Canciamilla, Frommer, Garcia, Maze, Mullin, Plescia, Spitzer, and Walters—Aye.

Assembly Bill No. 1511, Concurrence: Aghazarian, Blakeslee, Canciamilla, De La Torre, Frommer, Garcia, McCarthy, Mountjoy, Nakanishi, Plescia, Runner, Spitzer, and Strickland—Aye.

Assembly Bill No. 1625, Concurrence: Canciamilla, De La Torre, Evans, Frommer, and Montañez—Aye; Garcia, Mountjoy, Plescia, and Spitzer—No.

Assembly Concurrent Resolution No. 59, Concurrence: Bogh, Canciamilla, De La Torre, Evans, Garcia, Klehs, and Spitzer—Aye.

Assembly Concurrent Resolution No. 63, Concurrence: Canciamilla, Garcia, Klehs, Plescia, and Spitzer—Aye.

Senate Bill No. 35: Bogh, Canciamilla, Cohn, Garcia, Keene, McCarthy, Mountjoy, Plescia, and Runner—Aye; Spitzer and Walters—No.

Senate Bill No. 352 and Urgency: Canciamilla, Garcia, Plescia, and Spitzer—Aye.

Senate Bill No. 796: Canciamilla, Garcia, and Plescia—Aye.

Consent Calendar: Canciamilla, Chavez, Coto, and Montañez—Aye.

Assembly Bill No. 441: Garcia—No.

Senate Bill No. 380: Garcia, Spitzer, and Torrico—No.

**BILLS PASSED ON FILE AND PLACED UPON
THE INACTIVE FILE**

Pursuant to the Assembly Rules, the following bills were passed on file, and placed upon the inactive file:

Senate Bills Nos. 225, 959, 455, 780, and 156.

ADJOURN IN MEMORY

Assembly Members Aghazarian and Cogdill were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Marjorie Jean Blazer Sola, of Angels Camp.

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 Steven Thorson and George E. Walters, Sr., of Long Beach.

Assembly Member Tran was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Brian “Bubba” Kapko, of Costa Mesa.

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 Chauncey Alexander, of Huntington Beach.

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 Nick Papin, of Vacaville and Arthur Vernon Christison, of Woodland.

MOTION TO ADJOURN

At 4:53 p.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 4:53 p.m., Speaker pro Tempore Yee declared the quorum call of the Assembly dispensed with.

INTRODUCTION OF GUESTS

Assembly Member Cogdill, of the 25th Assembly District, introduced Jeff Atkinson.

ADJOURNMENT

At 4:54 p.m., pursuant to the motion by Assembly Member Frommer, the Assembly adjourned until 9:30 a.m., Thursday, September 1, 2005, out of respect to the memory of Marjorie Jean Blazer Sola, on motion of Assembly Members Aghazarian and Cogdill; out of respect to the memory of Steven Thorson and George E. Walters, Sr., on motion of Assembly Member Karnette; out of respect to the memory of Brian “Bubba” Kapko, on motion of Assembly Member Tran; out of respect to the memory of Chauncey Alexander, on motion of Assembly Member Umberg; and out of respect to the memory of Nick Papin and Arthur Vernon Christison, on motion of Assembly Member Wolk.

FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON AUGUST 31, 2005

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

SB	RN
1	0519796
33	0518641
40	0519226
61	0519942
159	0519333
281	0519473
316	0519177
319	0519362
358	0519580
390	0519237
418	0519868
426	0519887
453	0518950
512	0519803
670	0518845
672	0518413
687	0519848
688	0519461
755	0519103
826	0519230
851	0519359
854	0519410
875	0519835
1081	0519867

Daily Total:	24
Cumulative Total:	2681

CALIFORNIA LEGISLATURE

2005–06 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, September 1, 2005

ONE HUNDRED SEVENTEENTH SESSION DAY

TWO HUNDRED SEVENTIETH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

(Please Direct Any Inquiries and Report Any Omissions or Errors to
Sue Parker, Minute Clerk: Phone 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, September 1, 2005

The Assembly met at 9:32 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 Benoit 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 9:58 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, You have said, "My plans for you are good and not evil, to give you a future and a hope." (Jeremiah 29:11) Lord, Your plans for us are good, regardless of what has happened in our past. You can turn our setbacks around. You can take our tragedy and turn it into triumph. Lord, help us to let go of the past, to seek Your plan and develop a renewed, positive vision for our life.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Yee, Assembly Member Evans 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 Cogdill.

COMMUNICATIONS

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

Explanation of Vote—Senate Bill No. 12

September 1, 2005

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

RE: Request to publish a letter of explanation on my intent to vote for Senate Bill 12 in the Assembly Daily Journal

Dear Mr. Wilson: On August 31, 2005 I attempted to add on as an "Aye" vote for Senator Martha Escutia's Senate Bill 12, an act related to school nutrition. When the initial vote on the floor took place, I was regrettably at a previously scheduled medical appointment, thus missing the vote.

As a co-author of this measure and as someone who voted for SB 12 previously in the Assembly Health Committee, I was dismayed to have missed the vote and went back to the floor after session to add-on as an "Aye" vote. I later learned that my attempt to add on had not been officially recorded as a part of the vote total.

I respectfully request that this letter be published in the daily journal as an official part of the Assembly's record, indicating my support for this measure and this issue.

Respectfully,

GLORIA NEGRETE MCLEOD, Assembly Member
Sixty-first District

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, September 1, 2005

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

Assembly Bill No. 12	Assembly Bill No. 404
Assembly Bill No. 27	Assembly Bill No. 497
Assembly Bill No. 100	Assembly Bill No. 541
Assembly Bill No. 109	Assembly Bill No. 592
Assembly Bill No. 228	Assembly Bill No. 605
Assembly Bill No. 324	Assembly Bill No. 646
Assembly Bill No. 327	Assembly Bill No. 691
Assembly Bill No. 399	Assembly Bill No. 716

And reports the same correctly enrolled, and presented to the Governor on the 1st day of September, 2005, at 4:30 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 1, 2005

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

Assembly Bill No. 747	Assembly Bill No. 978
Assembly Bill No. 787	Assembly Bill No. 982
Assembly Bill No. 800	Assembly Bill No. 1064
Assembly Bill No. 841	Assembly Bill No. 1123
Assembly Bill No. 853	Assembly Bill No. 1180
Assembly Bill No. 865	Assembly Bill No. 1182
Assembly Bill No. 940	Assembly Bill No. 1222
Assembly Bill No. 952	Assembly Bill No. 1229

And reports the same correctly enrolled, and presented to the Governor on the 1st day of September, 2005, at 4:30 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 1, 2005

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

Assembly Bill No. 1249	Assembly Bill No. 1507
Assembly Bill No. 1386	Assembly Bill No. 1517
Assembly Bill No. 1400	Assembly Bill No. 1524
Assembly Bill No. 1426	Assembly Bill No. 1527
Assembly Bill No. 1460	Assembly Bill No. 1737

And reports the same correctly enrolled, and presented to the Governor on the 1st day of September, 2005, at 4:30 p.m.

E. DOTSON WILSON, Chief Clerk

RE-REFERENCE OF BILLS TO COMMITTEE

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

*Assembly**Bill No.**Committee***1243** ----- L. Gov.*Assembly Concurrent**Resolution No.**Committee***93** ----- Rls.*Senate Concurrent**Resolution No.**Committee***48** ----- Trans.**57** ----- Trans.**61** ----- Rls.*Senate Joint**Resolution No.**Committee***15** ----- P.E., R. & S.S.

MESSAGES FROM THE SENATE

September 1, 2005

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

Dear Dotson: By direction of the Senate I respectfully request that you return Assembly Bill No. 439 to the Senate for further action.

Sincerely,

GREGORY P. SCHMIDT
Secretary of the Senate

September 1, 2005

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

Dear Dotson: By direction of the Senate I am returning Senate Bill No. 1102 to the Assembly for further action.

Sincerely,

GREGORY P. SCHMIDT
Secretary of the Senate

RECESS

By unanimous consent, at 10:03 a.m., Speaker pro Tempore Yee declared the Assembly recessed to permit the introduction of special guests.

Speaker Núñez introduced a delegation of legislators from Argentina: the Honorable Mario Losada, National Senator, accompanied by his spouse, Mrs. Maria Victoria Espeche; the Honorable Jorge Telerman, Vice Chief of Government of Buenos Aires City, President of Buenos Aires City Legislature; the Honorable Paula Bertol, Member, Buenos Aires City Legislature; the Honorable Ricardo Spinozzi, Santa Fe Senator, 1st Vice President—Santa Fe Provincial Senate; the Honorable Felipe Michlig, Santa Fe Senator, 2nd Vice President—Santa Fe Provincial Senate; Mr. Diego M. Sueiras, General Director, National Senate, President of Nueva Generacion Argentina Foundation; and Mr. Federico Boglione, Businessman, Los Lazos S.A. Director.

RECONVENED

At 10:05 a.m., the Assembly reconvened.

Hon. Leland Y. Yee, Speaker pro Tempore of the Assembly, presiding.

DEBATE LIMITED

Speaker pro Tempore Yee announced that by unanimous consent and leadership agreement, debate on measures on today's file would be limited to 3 minutes.

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

Pursuant to Assembly Rule 77.2, Speaker pro Tempore Yee re-referred the following Assembly bills to committees as noted:

Assembly Bill No. 771, to the Committees on Natural Resources and Judiciary;

Assembly Bill No. 1272, to the Committee on Natural Resources;
Assembly Bill No. 1747, to the Committee on Local Government;
Assembly Bill No. 1120, to the Committee on Appropriations.

BILL RETURNED TO SENATE

Upon request of Assembly Member Frommer, Assembly Member Parra was granted unanimous consent that Assembly Bill No. 439 be returned to the Senate for further action.

BILLS PLACED ON INACTIVE FILE

The following bills were placed upon the inactive file:

Assembly Bill No. 450, on request of Assembly Member Yee;

Senate Bill No. 660, on request of Assembly Member Frommer.

JOINT RULE 62(a) WAIVED

Assembly Member Frommer was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 1026 for hearing in the Committee on Judiciary today, upon call of the Chair.

ACTION RESCINDED ON SENATE BILL NO. 1102

Assembly Member Frommer was granted unanimous consent to rescind the action whereby the Assembly, on August 31, 2005 (Assembly Journal, page 3116), passed Senate Bill No. 1102, and whereby the bill was ordered transmitted to the Senate.

**CONSIDERATION OF DAILY FILE
THIRD READING OF SENATE BILLS**

SENATE BILL NO. 279 (Cedillo)—An act to add Article 18.5 (commencing with Section 2418) to Chapter 5 of Division 2 of the Business and Professions Code, relating to physicians and surgeons.

Bill read third time.

Motion to Amend

Assembly Member Nation moved the adoption of amendments.

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

SENATE BILL NO. 283 (Maldonado)—An act to add Section 97 to, and to add and repeal Section 97.5 of, the Streets and Highways Code, and to add Section 42010 to the Vehicle Code, relating to highways.

Bill read third time.

Motion to Amend

Assembly Member Salinas moved the adoption of amendments.

Amendments read and adopted.

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. 283 to the Committee on Transportation.

SENATE BILL NO. 580 (Escutia)—An act to amend Section 382.1 of the Public Utilities Code, relating to the Public Utilities Commission.

Bill read third time.

Motion to Amend

Assembly Member Coto moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—47

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

NOES—30

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

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. 580 to the Committees on Utilities and Commerce and Appropriations.

SENATE BILL NO. 833 (Bowen)—An act to add Section 17538.43 to the Business and Professions Code, relating to advertising.

Bill read third time.

Motion to Amend

Assembly Member Laird moved the adoption of amendments.

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

SENATE BILL NO. 828 (Maldonado)—An act to amend Sections 8355 and 12990 of, and to amend and repeal Section 14851 of, the Government Code, to amend Sections 6108, 10286.1, 10295.1, 10296, 12163, and 12205 of the Public Contract Code, and to amend Sections 42480 and 42498 of the Public Resources Code, relating to public contracts.

Bill read third time.

Motion to Amend

Assembly Member Hancock moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—54

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

NOES—24

Aghazarian	Emmerson	Leslie	Runner
Benoit	Harman	Maze	Spitzer
Blakeslee	Haynes	McCarthy	Tran
Bogh	Huff	Niello	Villines
Cogdill	Keene	Plescia	Walters
DeVore	La Suer	Richman	Wyland

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

SENATE BILL NO. 244 (Romero)—An act to amend Sections 1771.7 and 1788 of the Health and Safety Code, relating to continuing care retirement communities.

Bill read third time.

Motion to Amend

Assembly Member Evans moved the adoption of amendments.

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

SENATE BILL NO. 577 (Figueroa)—An act to add Chapter 8.7 (commencing with Section 11830) to Part 1 of Division 3 of Title 2 of the Government Code, relating to state government operations.

Bill read third time.

Motion to Amend

Assembly Member Negrete McLeod moved the adoption of amendments.

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

SENATE BILL NO. 1111 (Committee on Business, Professions and Economic Development)—An act to amend Sections 1725, 1741, 1750.2, 1750.3, 1752.5, 1753, 1753.1, 1753.5, 1757, 2053.5, 2053.6, 2064, 2230, 2234.1, 2466, 2472, 2474, 2475, 2492, 2493, 2498, 2499.8, 2741, 3735, 3739, 4005, 4038, 4053, 4104, 4106, 4114, 4115, 4115.5, 4127.5, 4161, 4202, 4205, 4231, 4232, 4315, 4360, 4364, 4365, 4366, 4369, 4371, 4372, 4373, 4400, and 4850 of, to amend and renumber Section 1753 of, to add Sections 1752.6, 3779, and 4023.5 to, to repeal Sections 1752, 2570.8, 3735.3, 3736, 3775.2, 3775.3, 4206, 4363, 4367, 4368, and 4370 of, and to repeal and add Sections 4361 and 4362 of, the Business and Professions Code, relating to professions and vocations, and making an appropriation therefor.

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—50

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

NOES—27

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

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

SENATE BILL NO. 314 (Romero)—An act to amend Sections 10201 and 10214.5 of the Unemployment Insurance Code, relating to employment training.

Bill read third time.

Motion to Amend

Assembly Member Arambula moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—48

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

SENATE BILL NO. 586 (Romero)—An act to amend Sections 60851 and 60852.5 of the Education Code, relating to pupils.

Bill read third time.

Motion to Amend

Assembly Member Goldberg moved the adoption of amendments.

Amendments read and adopted.

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. 586 to the Committee on Education.

SENATE BILL NO. 643 (Chesbro)—An act to amend Section 1418.81 of the Health and Safety Code, and to add Sections 5358.4, 14005.95, 14132.43, and 14132.99 to the Welfare and Institutions Code, relating to health care.

Bill read third time.

Motion to Amend

Assembly Member Berg moved the adoption of amendments.

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

SENATE BILL NO. 771 (Simitian)—An act to amend Sections 39630, 39631, and 39632 of, and to amend the heading of Chapter 3.3 (commencing with Section 39630) of Part 2 of Division 26 of, the Health and Safety Code, and to amend Sections 72410, 72420, 72440, and 72441 of, to amend the heading of Division 38 (commencing with Section 72400) of, to amend and repeal Sections 72400 and 72430 of, to add Sections 72420.2, 72423, and 72440.1 to, to add and repeal Sections 72401 and 72420.1 of, to repeal Division 39 (commencing with Section 72500) of, and to repeal and add Sections 72421 and 72425 to, the Public Resources Code, relating to vessels.

Bill read third time.

Motion to Amend

Assembly Member Nation moved the adoption of amendments.

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

SENATE BILL NO. 1087 (Flores)—An act to amend Section 65589.7 of the Government Code, and to add Section 10631.1 to the Water Code, relating to housing.

Bill read third time.

Motion to Amend

Assembly Member Salinas moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—47

Arambula	De La Torre	Leno	Pavley
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	Klehs	Negrete McLeod	Yee
Cohn	Koretz	Oropeza	Mr. Speaker
Coto	Laird	Parra	

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

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

SENATE BILL NO. 720 (Kuehl)—An act to amend Section 1218 of the Code of Civil Procedure, to amend Section 6380 of the Family Code, and to amend Section 136.2 of the Penal Code, relating to court orders.

Bill read third time.

Motion to Amend

Assembly Member Chu moved the adoption of amendments.

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

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

SENATE BILL NO. 798 (Simitian)—An act to add Division 115 (commencing with Section 150000) to the Health and Safety Code, relating to pharmaceuticals.

Bill read third time.

Motion to Amend

Assembly Member Jones moved the adoption of amendments.

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

SENATE BILL NO. 777 (Soto)—An act to amend Sections 31452.5, 31486.3, 31490.5, 31494.3, and 31781.2 of the Government Code, relating to retirement.

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. 302 (Scott)—An act to amend Sections 7620, 7630, 8604, and 9003 of the Family Code, and to amend Section 294 of the Welfare and Institutions Code, relating to adoption.

Bill read third time.

Motion to Amend

Assembly Member Jones moved the adoption of amendments.

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

SENATE BILL NO. 137 (Ducheny)—An act to amend Sections 1365.1 and 1367.1 of, to add Sections 1363.001, 1367.4, and 1367.5 to, and to repeal Section 1366.3 of, the Civil Code, and to amend Section 116.540 of, and to add Section 729.035 to, the Code of Civil Procedure, relating to common interest developments.

Bill read third time.

Motion to Amend

Assembly Member Leslie moved the adoption of amendments.

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

UNFINISHED BUSINESS

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 365 (Salinas)—An act to amend Section 51201 of the Government Code, relating to agricultural lands.

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

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

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

AYES—78

Aghazarian	Dymally	Leno	Richman
Arambula	Emmerson	Leslie	Ridley-Thomas
Baca	Evans	Levine	Runner
Bass	Frommer	Lieber	Ruskin
Benoit	Garcia	Liu	Saldaña
Berg	Goldberg	Matthews	Salinas
Bermúdez	Hancock	Maze	Spitzer
Blakeslee	Harman	McCarthy	Strickland
Bogh	Horton, Jerome	Montañez	Torrico
Calderon	Horton, Shirley	Mountjoy	Tran
Canciamilla	Houston	Mullin	Umberg
Chan	Huff	Nakanishi	Vargas
Chavez	Jones	Nation	Villines
Chu	Karnette	Nava	Walters
Cogdill	Keene	Negrete McLeod	Wolk
Cohn	Klehs	Niello	Wyland
Coto	Koretz	Oropeza	Yee
Daucher	La Malfa	Parra	Mr. Speaker
De La Torre	La Suer	Pavley	
DeVore	Laird	Plescia	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1058 (Koretz)—An act to add Article 8.5 (commencing with Section 114181) to Chapter 4 of Part 7 of Division 104 of the Health and Safety Code, relating to food labeling.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Koretz moved a call of the Assembly.

Motion carried. Time, 10:29 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 917 (Wyland)—An act to add Section 52392 to the Education Code, relating to career technical education, and making an appropriation therefor.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—78

Aghazarian	Dymally	Leno	Richman
Arambula	Emmerson	Leslie	Ridley-Thomas
Baca	Evans	Levine	Runner
Bass	Frommer	Lieber	Ruskin
Benoit	Garcia	Liu	Saldaña
Berg	Goldberg	Matthews	Salinas
Bermúdez	Hancock	Maze	Spitzer
Blakeslee	Harman	McCarthy	Strickland
Bogh	Haynes	Montañez	Torrico
Calderon	Horton, Jerome	Mountjoy	Tran
Canciamilla	Horton, Shirley	Mullin	Umberg
Chan	Houston	Nakanishi	Vargas
Chavez	Huff	Nation	Villines
Chu	Jones	Nava	Walters
Cogdill	Karnette	Negrete McLeod	Wolk
Cohn	Keene	Niello	Wyland
Coto	Klehs	Oropeza	Yee
Daucher	Koretz	Parra	Mr. Speaker
De La Torre	La Malfa	Pavley	
DeVore	Laird	Plescia	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1660 (Pavley)—An act to add Article 1.5 (commencing with Section 43810) to Chapter 4 of Part 5 of Division 26 of the Health and Safety Code, and to add Chapter 8.4 (commencing with Section 25725) to Division 15 of the Public Resources Code, relating to air pollution.

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—55

Arambula	De La Torre	Koretz	Pavley
Baca	Dymally	Laird	Richman
Bass	Emmerson	Leno	Ridley-Thomas
Berg	Evans	Levine	Ruskin
Bermúdez	Frommer	Lieber	Saldaña
Blakeslee	Goldberg	Liu	Salinas
Calderon	Hancock	Matthews	Torrico
Canciamilla	Harman	Montañez	Tran
Chan	Horton, Jerome	Mullin	Umberg
Chavez	Horton, Shirley	Nation	Vargas
Chu	Jones	Nava	Wolk
Cohn	Karnette	Negrete McLeod	Yee
Coto	Keene	Oropeza	Mr. Speaker
Daucher	Klehs	Parra	

NOES—24

Aghazarian	Haynes	Maze	Runner
Benoit	Houston	McCarthy	Spitzer
Bogh	Huff	Mountjoy	Strickland
Cogdill	La Malfa	Nakanishi	Villines
DeVore	La Suer	Niello	Walters
Garcia	Leslie	Plescia	Wyland

Above bill ordered enrolled.

ASSEMBLY BILL NO. 83 (Leslie)—An act to add and repeal Section 116030.5 of the Health and Safety Code, relating to swimming pools, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—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	Kleh	Niello	Wyland
Daucher	Koretz	Oropeza	Yee
De La Torre	La Malfa	Parra	Mr. Speaker
DeVore	La Suer	Pavley	

NOES—None

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—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	Kleh	Niello	Wyland
Daucher	Koretz	Oropeza	Yee
De La Torre	La Malfa	Parra	Mr. Speaker
DeVore	La Suer	Pavley	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 203 (Harman)—An act to amend Sections 19440.5, 19540, 19590, and 19602 of, and to add Sections 19411.1 and 19618.2 to, the Business and Professions Code, relating to horse racing.

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

Aghazarian	Emmerson	Leslie	Ridley-Thomas
Arambula	Evans	Levine	Runner
Baca	Frommer	Lieber	Ruskin
Bass	Garcia	Liu	Saldaña
Benoit	Hancock	Matthews	Salinas
Berg	Harman	Maze	Spitzer
Bermúdez	Haynes	McCarthy	Strickland
Blakeslee	Horton, Jerome	Montañez	Torrico
Bogh	Horton, Shirley	Mountjoy	Tran
Calderon	Houston	Mullin	Umberg
Canciamilla	Huff	Nakanishi	Vargas
Chan	Jones	Nation	Villines
Chavez	Karnette	Nava	Walters
Cogdill	Keene	Negrete McLeod	Wolk
Cohn	Klehs	Niello	Wyland
Coto	Koretz	Oropeza	Yee
Daucher	La Malfa	Parra	Mr. Speaker
De La Torre	La Suer	Pavley	
DeVore	Laird	Plescía	
Dymally	Leno	Richman	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 310 (Umberg)—An act to add Chapter 11 (commencing with Section 19999.8) to Part 2.6 of Division 5 of Title 2 of the Government Code, relating to investments.

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.)

Assembly Rule 112 Suspended

Assembly Member Blakeslee was granted unanimous consent that Assembly Rule 112 be suspended to permit him to read a paper on the Floor of the Assembly.

Further Consideration of Assembly Bill No. 310

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—46

Arambula	Dymally	Levine	Ridley-Thomas
Baca	Evans	Lieber	Ruskin
Bass	Frommer	Liu	Saldaña
Berg	Goldberg	Matthews	Salinas
Bermúdez	Hancock	Montañez	Torrico
Calderon	Horton, Jerome	Mullin	Umberg
Chan	Jones	Nation	Vargas
Chavez	Karnette	Nava	Wolk
Chu	Klehs	Negrete McLeod	Yee
Cohn	Koretz	Oropeza	Mr. Speaker
Coto	Laird	Parra	
De La Torre	Leno	Pavley	

NOES—33

Aghazarian	Garcia	Leslie	Spitzer
Benoit	Harman	Maze	Strickland
Blakeslee	Haynes	McCarthy	Tran
Bogh	Horton, Shirley	Mountjoy	Villines
Canciamilla	Houston	Nakanishi	Walters
Cogdill	Huff	Niello	Wyland
Daucher	Keene	Plescia	
DeVore	La Malfa	Richman	
Emmerson	La Suer	Runner	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 561 (Montanez)—An act to amend Sections 2053, 2053.1, and 2053.4 of the Penal Code, relating to prisons.

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—46

Arambula	Dymally	Levine	Ridley-Thomas
Baca	Evans	Lieber	Ruskin
Bass	Frommer	Liu	Saldaña
Berg	Goldberg	Matthews	Salinas
Bermúdez	Hancock	Montañez	Torrico
Calderon	Horton, Jerome	Mullin	Umberg
Chan	Jones	Nation	Vargas
Chavez	Karnette	Nava	Wolk
Chu	Klehs	Negrete McLeod	Yee
Cohn	Koretz	Oropeza	Mr. Speaker
Coto	Laird	Parra	
De La Torre	Leno	Pavley	

NOES—33

Aghazarian	Garcia	Leslie	Spitzer
Benoit	Harman	Maze	Strickland
Blakeslee	Haynes	McCarthy	Tran
Bogh	Horton, Shirley	Mountjoy	Villines
Canciamilla	Houston	Nakanishi	Walters
Cogdill	Huff	Niello	Wyland
Daucher	Keene	Plescia	
DeVore	La Malfa	Richman	
Emmerson	La Suer	Runner	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1296 (Hancock)—An act to add Chapter 7 (commencing with Section 66690) to Title 7.2 of the Government Code, and to amend Sections 31161, 31162, and 31163 of the Public Resources Code, relating to resource conservation.

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

Aghazarian	Dymally	Leslie	Ridley-Thomas
Arambula	Emmerson	Levine	Runner
Baca	Evans	Lieber	Ruskin
Bass	Frommer	Liu	Saldaña
Benoit	Garcia	Matthews	Salinas
Berg	Goldberg	Maze	Spitzer
Bermúdez	Hancock	McCarthy	Strickland
Blakeslee	Harman	Montañez	Torrico
Bogh	Horton, Jerome	Mountjoy	Tran
Calderon	Horton, Shirley	Mullin	Umberg
Canciamilla	Houston	Nakanishi	Vargas
Chan	Huff	Nation	Villines
Chavez	Jones	Nava	Walters
Chu	Karnette	Negrete McLeod	Wolk
Cogdill	Keene	Niello	Wyland
Cohn	Klehs	Oropeza	Yee
Coto	Koretz	Parra	Mr. Speaker
Daucher	La Malfa	Pavley	
De La Torre	Laird	Plescía	
DeVore	Leno	Richman	

NOES—1

La Suer

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1438 (Salinas)—An act to amend Section 54953 of the Government Code, relating to local agencies.

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

Aghazarian	Dymally	Leslie	Ridley-Thomas
Arambula	Emmerson	Levine	Runner
Baca	Evans	Lieber	Ruskin
Bass	Frommer	Liu	Saldaña
Benoit	Garcia	Matthews	Salinas
Berg	Goldberg	Maze	Spitzer
Bermúdez	Hancock	McCarthy	Strickland
Blakeslee	Harman	Montañez	Torrico
Bogh	Horton, Jerome	Mountjoy	Tran
Calderon	Horton, Shirley	Mullin	Umberg
Canciamilla	Houston	Nakanishi	Vargas
Chan	Huff	Nation	Villines
Chavez	Jones	Nava	Walters
Chu	Karnette	Negrete McLeod	Wolk
Cogdill	Keene	Niello	Wyland
Cohn	Klehs	Oropeza	Yee
Coto	Koretz	Parra	Mr. Speaker
Daucher	La Malfa	Pavley	
De La Torre	Laird	Plescia	
DeVore	Leno	Richman	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1690 (Laird)—An act relating to municipal services.

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—53

Arambula	Dymally	Lieber	Runner
Baca	Evans	Liu	Ruskin
Bass	Frommer	Matthews	Saldaña
Berg	Goldberg	McCarthy	Salinas
Bermúdez	Hancock	Montañez	Torrico
Blakeslee	Horton, Jerome	Mullin	Tran
Calderon	Horton, Shirley	Nation	Umberg
Canciamilla	Jones	Nava	Vargas
Chan	Karnette	Negrete McLeod	Wolk
Chavez	Klehs	Oropeza	Yee
Chu	Koretz	Parra	Mr. Speaker
Cohn	Laird	Pavley	
Coto	Leno	Richman	
De La Torre	Levine	Ridley-Thomas	

NOES—25

Aghazarian	Harman	Leslie	Strickland
Bogh	Haynes	Maze	Villines
Cogdill	Houston	Mountjoy	Walters
Daucher	Huff	Nakanishi	Wyland
DeVore	Keene	Niello	
Emmerson	La Malfa	Plescia	
Garcia	La Suer	Spitzer	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1765 (Committee on Revenue and Taxation)—An act to amend Sections 7659.9, 8760, 9405, 9407, 9411, 9420, 9432, 30180, 30190, 30283, 32260, 40067, 41060, 43170, 45160, 46160, 50112.7, 55050, 60043, 60250, and 60603 of, to amend, repeal, and add Section 6479.3 of, and to repeal Sections 38203.5 and 38907 of, the Revenue and Taxation Code, relating to taxation, and declaring the urgency thereof, to take effect immediately.

Bill presented by Assembly Member Klehs.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—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	

NOES—None

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—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	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 33 (Runner)—An act to amend Sections 272 and 502.01 of the Penal Code, relating to crime.

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—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	Kleh	Niello	Wyland
Daucher	Koretz	Oropeza	Yee
De La Torre	La Malfa	Parra	Mr. Speaker
DeVore	La Suer	Pavley	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 128 (Committee on Budget)—An act to amend Section 37252 of, and to add Section 37254 to, the Education Code, and to amend Items 6110-161-0001, 6110-161-0890, and 6110-243-0001, and to add Item 6110-204-0001 to Section 2.00 of Chapter 38 of the Statutes of 2005, the Budget Act of 2005, relating to education finance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill presented by Assembly Member Laird.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Bogh moved a call of the Assembly.

Motion carried. Time, 10:57 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 287 (Negrete McLeod)—An act to add Article 4.5 (commencing with Section 4147) to Chapter 1 of Part 2 of Division 4 of the Public Resources Code, relating to disaster response.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—78

Aghazarian	Dymally	Leno	Richman
Arambula	Emmerson	Leslie	Ridley-Thomas
Baca	Evans	Levine	Runner
Bass	Frommer	Lieber	Ruskin
Benoit	Garcia	Liu	Saldaña
Berg	Goldberg	Matthews	Salinas
Bermúdez	Hancock	Maze	Spitzer
Blakeslee	Harman	McCarthy	Strickland
Bogh	Horton, Jerome	Montañez	Torrico
Calderon	Horton, Shirley	Mountjoy	Tran
Canciamilla	Houston	Mullin	Umberg
Chan	Huff	Nakanishi	Vargas
Chavez	Jones	Nation	Villines
Chu	Karnette	Nava	Walters
Cogdill	Keene	Negrete McLeod	Wolk
Cohn	Klehs	Niello	Wyland
Coto	Koretz	Oropeza	Yee
Daucher	La Malfa	Parra	Mr. Speaker
De La Torre	La Suer	Pavley	
DeVore	Laird	Plescia	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 394 (Niello)—An act to amend Section 12956.1 of, and to add Section 12956.2 to, the Government Code, relating to housing.

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—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	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 415 (Harman)—An act to amend Section 1282.4 of the Code of Civil Procedure, relating to arbitration, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—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	Kleh	Niello	Wyland
Daucher	Koretz	Oropeza	Yee
De La Torre	La Malfa	Parra	Mr. Speaker
DeVore	La Suer	Pavley	

NOES—None

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—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	Kleh	Niello	Wyland
Daucher	Koretz	Oropeza	Yee
De La Torre	La Malfa	Parra	Mr. Speaker
DeVore	La Suer	Pavley	

NOES—None

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 128**

At 11:02 a.m., on motion of Assembly Member Bogh, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The urgency clause to Assembly Bill No. 128 adopted by the following vote:

AYES—73

Aghazarian	Dymally	Leno	Ridley-Thomas
Arambula	Emmerson	Leslie	Runner
Baca	Evans	Levine	Ruskin
Bass	Frommer	Lieber	Saldaña
Benoit	Garcia	Liu	Salinas
Berg	Goldberg	Matthews	Spitzer
Bermúdez	Hancock	Maze	Strickland
Blakeslee	Harman	McCarthy	Torrico
Bogh	Horton, Jerome	Montañez	Tran
Calderon	Horton, Shirley	Mullin	Umberg
Canciamilla	Houston	Nakanishi	Vargas
Chan	Huff	Nation	Villines
Chavez	Jones	Nava	Wolk
Chu	Karnette	Negrete McLeod	Wyland
Cogdill	Keene	Oropeza	Yee
Cohn	Klehs	Parra	Mr. Speaker
Coto	Koretz	Pavley	
Daucher	La Malfa	Plescia	
De La Torre	Laird	Richman	

NOES—5

DeVore	La Suer	Niello
Haynes	Mountjoy	

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—73

Aghazarian	Dymally	Leno	Ridley-Thomas
Arambula	Emmerson	Leslie	Runner
Baca	Evans	Levine	Ruskin
Bass	Frommer	Lieber	Saldaña
Benoit	Garcia	Liu	Salinas
Berg	Goldberg	Matthews	Spitzer
Bermúdez	Hancock	Maze	Strickland
Blakeslee	Harman	McCarthy	Torrico
Bogh	Horton, Jerome	Montañez	Tran
Calderon	Horton, Shirley	Mullin	Umberg
Canciamilla	Houston	Nakanishi	Vargas
Chan	Huff	Nation	Villines
Chavez	Jones	Nava	Wolk
Chu	Karnette	Negrete McLeod	Wyland
Cogdill	Keene	Oropeza	Yee
Cohn	Klehs	Parra	Mr. Speaker
Coto	Koretz	Pavley	
Daucher	La Malfa	Plescia	
De La Torre	Laird	Richman	

NOES—5

DeVore	La Suer	Niello
Haynes	Mountjoy	

Above bill ordered enrolled.

CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 627 (Leslie)—An act to amend Section 5009 of the Penal Code, relating to parolees.

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—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	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 706 (Parra)—An act to add Article 4 (commencing with Section 89570) to Chapter 5 of Part 55 of the Education Code, relating to the California State University.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—78

Aghazarian	Dymally	Leno	Richman
Arambula	Emmerson	Leslie	Ridley-Thomas
Baca	Evans	Levine	Runner
Bass	Frommer	Lieber	Ruskin
Benoit	Garcia	Liu	Saldaña
Berg	Hancock	Matthews	Salinas
Bermúdez	Harman	Maze	Spitzer
Blakeslee	Haynes	McCarthy	Strickland
Bogh	Horton, Jerome	Montañez	Torrico
Calderon	Horton, Shirley	Mountjoy	Tran
Canciamilla	Houston	Mullin	Umberg
Chan	Huff	Nakanishi	Vargas
Chavez	Jones	Nation	Villines
Chu	Karnette	Nava	Walters
Cogdill	Keene	Negrete McLeod	Wolk
Cohn	Klehs	Niello	Wyland
Coto	Koretz	Oropeza	Yee
Daucher	La Malfa	Parra	Mr. Speaker
De La Torre	La Suer	Pavley	
DeVore	Laird	Plescia	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 736 (Jerome Horton)—An act to amend Sections 851 and 853 of the Public Utilities Code, relating to the regulation of public utilities.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—78

Aghazarian	Emmerson	Leno	Richman
Arambula	Evans	Leslie	Ridley-Thomas
Baca	Frommer	Levine	Runner
Bass	Garcia	Lieber	Ruskin
Benoit	Goldberg	Liu	Saldaña
Berg	Hancock	Matthews	Salinas
Bermúdez	Harman	Maze	Spitzer
Blakeslee	Haynes	McCarthy	Strickland
Bogh	Horton, Jerome	Montañez	Torrico
Calderon	Horton, Shirley	Mountjoy	Tran
Canciamilla	Houston	Mullin	Umberg
Chan	Huff	Nakanishi	Vargas
Chavez	Jones	Nation	Villines
Chu	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	
Dymally	Laird	Plescia	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 776 (Chu)—An act to amend Sections 11165.9 and 11166 of the Penal Code, relating to child abuse reporting.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—78

Aghazarian	Dymally	Leno	Richman
Arambula	Emmerson	Leslie	Ridley-Thomas
Baca	Evans	Levine	Runner
Bass	Frommer	Lieber	Ruskin
Benoit	Garcia	Liu	Saldaña
Berg	Goldberg	Matthews	Salinas
Bermúdez	Hancock	Maze	Spitzer
Blakeslee	Harman	McCarthy	Strickland
Bogh	Horton, Jerome	Montañez	Torrico
Calderon	Horton, Shirley	Mountjoy	Tran
Canciamilla	Houston	Mullin	Umberg
Chan	Huff	Nakanishi	Vargas
Chavez	Jones	Nation	Villines
Chu	Karnette	Nava	Walters
Cogdill	Keene	Negrete McLeod	Wolk
Cohn	Klehs	Niello	Wyland
Coto	Koretz	Oropeza	Yee
Daucher	La Malfa	Parra	Mr. Speaker
De La Torre	La Suer	Pavley	
DeVore	Laird	Plescía	

NOES—None

Above bill ordered enrolled.

At 11:06 a.m., Assistant Speaker pro Tempore Sally Lieber, 22nd District, presiding

ASSEMBLY BILL NO. 1069 (Montanez)—An act to amend Section 483.5 of the Penal Code, relating to identification documents.

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

Aghazarian	Dymally	Leslie	Ridley-Thomas
Arambula	Emmerson	Levine	Runner
Baca	Evans	Lieber	Ruskin
Bass	Frommer	Liu	Saldaña
Benoit	Garcia	Matthews	Salinas
Berg	Hancock	Maze	Spitzer
Bermúdez	Harman	McCarthy	Strickland
Blakeslee	Horton, Jerome	Montañez	Torrico
Bogh	Horton, Shirley	Mountjoy	Tran
Calderon	Houston	Mullin	Umberg
Canciamilla	Huff	Nakanishi	Vargas
Chan	Jones	Nation	Villines
Chavez	Karnette	Nava	Walters
Chu	Keene	Negrete McLeod	Wolk
Cogdill	Klehs	Niello	Wyland
Cohn	Koretz	Oropeza	Yee
Coto	La Malfa	Parra	Mr. Speaker
Daucher	La Suer	Pavley	
De La Torre	Laird	Plescia	
DeVore	Leno	Richman	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1278 (Emmerson)—An act to amend Sections 102425, 102426, 102430, 102440, 103025, 103526, and 103526.5 of the Health and Safety Code, relating to vital records.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—78

Aghazarian	Dymally	Leno	Richman
Arambula	Emmerson	Leslie	Ridley-Thomas
Baca	Evans	Levine	Runner
Bass	Frommer	Lieber	Ruskin
Benoit	Garcia	Liu	Saldaña
Berg	Hancock	Matthews	Salinas
Bermúdez	Harman	Maze	Spitzer
Blakeslee	Haynes	McCarthy	Strickland
Bogh	Horton, Jerome	Montañez	Torrico
Calderon	Horton, Shirley	Mountjoy	Tran
Canciamilla	Houston	Mullin	Umberg
Chan	Huff	Nakanishi	Vargas
Chavez	Jones	Nation	Villines
Chu	Karnette	Nava	Walters
Cogdill	Keene	Negrete McLeod	Wolk
Cohn	Klehs	Niello	Wyland
Coto	Koretz	Oropeza	Yee
Daucher	La Malfa	Parra	Mr. Speaker
De La Torre	La Suer	Pavley	
DeVore	Laird	Plescia	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1346 (Richman)—An act to amend Section 1250 of the Health and Safety Code, relating to health facilities.

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—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	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1718 (Mountjoy)—An act to amend Section 51182 of the Government Code, and to amend Section 4291 of the Public Resources Code, relating to forestry and fire protection.

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—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	Klehns	Niello	Wyland
Daucher	Koretz	Oropeza	Yee
De La Torre	La Malfa	Parra	Mr. Speaker
DeVore	La Suer	Pavley	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1723 (La Malfa)—An act to add Section 25302.5 to the Public Resources Code, relating to energy resources.

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—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	Klehns	Niello	Wyland
Daucher	Koretz	Oropeza	Yee
De La Torre	La Malfa	Parra	Mr. Speaker
DeVore	La Suer	Pavley	

NOES—None

Above bill ordered enrolled.

ASSEMBLY JOINT RESOLUTION NO. 24 (Calderon)—Relative to Ryan White CARE Act.

The question being: Shall the Assembly concur in the Senate amendments to the above resolution?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—78

Aghazarian	Dymally	Leno	Richman
Arambula	Emmerson	Leslie	Ridley-Thomas
Baca	Evans	Levine	Runner
Bass	Frommer	Lieber	Ruskin
Benoit	Garcia	Liu	Saldaña
Berg	Goldberg	Matthews	Salinas
Bermúdez	Hancock	Maze	Spitzer
Blakeslee	Harman	McCarthy	Strickland
Bogh	Horton, Jerome	Montañez	Torrico
Calderon	Horton, Shirley	Mountjoy	Tran
Canciamilla	Houston	Mullin	Umberg
Chan	Huff	Nakanishi	Vargas
Chavez	Jones	Nation	Villines
Chu	Karnette	Nava	Walters
Cogdill	Keene	Negrete McLeod	Wolk
Cohn	Klehs	Niello	Wyland
Coto	Koretz	Oropeza	Yee
Daucher	La Malfa	Parra	Mr. Speaker
De La Torre	La Suer	Pavley	
DeVore	Laird	Plescía	

NOES—None

Above resolution ordered enrolled.

ASSEMBLY BILL NO. 927 (Mullin)—An act to amend Sections 8208, 8235, 8236, 8237, and 8263 of, to amend the heading of Article 7 (commencing with Section 8235) of Chapter 2 of Part 6 of, and to add Article 7.1 (commencing with Section 8237.1) to Chapter 2 of Part 6 of, the Education Code, relating to early education.

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—72

Aghazarian	Dymally	Laird	Pavley
Arambula	Emmerson	Leno	Plescia
Baca	Evans	Leslie	Richman
Bass	Frommer	Levine	Ridley-Thomas
Benoit	Garcia	Lieber	Runner
Berg	Goldberg	Liu	Ruskin
Bermúdez	Hancock	Matthews	Saldaña
Blakeslee	Harman	Maze	Salinas
Calderon	Horton, Jerome	McCarthy	Spitzer
Canciamilla	Horton, Shirley	Montañez	Torrico
Chan	Houston	Mullin	Tran
Chavez	Huff	Nakanishi	Umberg
Chu	Jones	Nation	Vargas
Cogdill	Karnette	Nava	Villines
Cohn	Keene	Negrete McLeod	Wolk
Coto	Klehs	Niello	Wyland
Daucher	Koretz	Oropeza	Yee
De La Torre	La Malfa	Parra	Mr. Speaker

NOES—6

Bogh	Haynes	Strickland
DeVore	La Suer	Walters

Above bill ordered enrolled.

THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 610 (Alarcon)—An act to amend Section 214 of the Revenue and Taxation Code, relating to taxation.

Bill read third time, and presented by Assembly Member Klehs.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Klehs moved a call of the Assembly.

Motion carried. Time, 11:29 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

At 11:30 a.m., Speaker pro Tempore Leland Y. Yee, 12th District, presiding

SENATE BILL NO. 430 (Runner)—An act to amend Sections 1241.5, 42127.8, and 47604.4 of the Education Code, relating to charter schools.

Bill read third time, and presented by Assembly Member Runner.

Bill passed by the following vote:

AYES—78

Aghazarian	Dymally	Leno	Richman
Arambula	Emmerson	Leslie	Ridley-Thomas
Baca	Evans	Levine	Runner
Bass	Frommer	Lieber	Ruskin
Benoit	Garcia	Liu	Saldaña
Berg	Goldberg	Matthews	Salinas
Bermúdez	Hancock	Maze	Spitzer
Blakeslee	Harman	McCarthy	Strickland
Bogh	Horton, Jerome	Montañez	Torrico
Calderon	Horton, Shirley	Mountjoy	Tran
Canciamilla	Houston	Mullin	Umberg
Chan	Huff	Nakanishi	Vargas
Chavez	Jones	Nation	Villines
Chu	Karnette	Nava	Walters
Cogdill	Keene	Negrete McLeod	Wolk
Cohn	Klehs	Niello	Wyland
Coto	Koretz	Oropeza	Yee
Daucher	La Malfa	Parra	Mr. Speaker
De La Torre	La Suer	Pavley	
DeVore	Laird	Plescia	

NOES—1

Haynes

Bill ordered transmitted to the Senate.

SENATE BILL NO. 402 (Campbell)—An act to amend Section 2891.1 of the Public Utilities Code, relating to telecommunications.

Bill read third time, and presented by Assembly Member Levine.

Bill passed by the following vote:

AYES—78

Aghazarian	Dymally	Leno	Richman
Arambula	Emmerson	Leslie	Ridley-Thomas
Baca	Evans	Levine	Runner
Bass	Frommer	Lieber	Ruskin
Benoit	Garcia	Liu	Saldaña
Berg	Hancock	Matthews	Salinas
Bermúdez	Harman	Maze	Spitzer
Blakeslee	Haynes	McCarthy	Strickland
Bogh	Horton, Jerome	Montañez	Torrico
Calderon	Horton, Shirley	Mountjoy	Tran
Canciamilla	Houston	Mullin	Umberg
Chan	Huff	Nakanishi	Vargas
Chavez	Jones	Nation	Villines
Chu	Karnette	Nava	Walters
Cogdill	Keene	Negrete McLeod	Wolk
Cohn	Klehs	Niello	Wyland
Coto	Koretz	Oropeza	Yee
Daucher	La Malfa	Parra	Mr. Speaker
De La Torre	La Suer	Pavley	
DeVore	Laird	Plescia	

NOES—1

Goldberg

Bill ordered transmitted to the Senate.

SENATE BILL NO. 874 (Romero)—An act to add Section 10295.7 to the Public Contract Code, relating to contracts.

Bill read third time, and presented by Assembly Member Jones.

Bill passed by the following vote:

AYES—49

Arambula	Dymally	Levine	Saldaña
Baca	Evans	Lieber	Salinas
Bass	Frommer	Liu	Spitzer
Berg	Goldberg	Matthews	Torrice
Bermúdez	Hancock	Mullin	Tran
Calderon	Harman	Nation	Umberg
Canciamilla	Horton, Jerome	Nava	Vargas
Chan	Jones	Negrete McLeod	Wolk
Chavez	Karnette	Oropeza	Yee
Chu	Klehs	Parra	Mr. Speaker
Cohn	Koretz	Pavley	
Coto	Laird	Ridley-Thomas	
De La Torre	Leno	Ruskin	

NOES—29

Aghazarian	Haynes	Maze	Runner
Benoit	Horton, Shirley	McCarthy	Strickland
Blakeslee	Houston	Montañez	Villines
Bogh	Huff	Mountjoy	Walters
Daucher	Keene	Nakanishi	Wyland
DeVore	La Malfa	Niello	
Emmerson	La Suer	Plescia	
Garcia	Leslie	Richman	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 644 (Ortiz)—An act to amend Sections 4314 and 4315 of, and to add Section 733 to, the Business and Professions Code, relating to healing arts.

Bill read third time.

Motion to Amend

Assembly Member Levine moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

SENATE BILL NO. 914 (Kehoe)—An act to add Section 597z to the Penal Code, relating to animals.

Bill read third time, and presented by Assembly Member Levine.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Levine moved a call of the Assembly.

Motion carried. Time, 11:53 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 518 (Kehoe)—An act to amend Sections 2051.5, 10089.82, 10106, 14028, 14029, 14035, 14062, 15011, 15027, 15027.1, 15033, 15036, 15040, 15056, and 15059 of, and to add Sections 395, 14028.5, 14061.5, 15018.5, 15027.5, 15028.7, and 15039.5 to, and to repeal Section 15014 of, the Insurance Code, relating to homeowners' insurance.

Bill read third time, and presented by Assembly Member Vargas.

Bill passed by the following vote:

AYES—77

Aghazarian	Dymally	Leslie	Ridley-Thomas
Arambula	Emmerson	Levine	Runner
Baca	Evans	Lieber	Ruskin
Bass	Frommer	Liu	Saldaña
Benoit	Garcia	Matthews	Salinas
Berg	Goldberg	Maze	Spitzer
Bermúdez	Hancock	McCarthy	Strickland
Blakeslee	Harman	Montañez	Torrico
Bogh	Horton, Jerome	Mountjoy	Tran
Calderon	Horton, Shirley	Mullin	Umberg
Canciamilla	Huff	Nakanishi	Vargas
Chan	Jones	Nation	Villines
Chavez	Karnette	Nava	Walters
Chu	Keene	Negrete McLeod	Wolk
Cogdill	Klehs	Niello	Wyland
Cohn	Koretz	Oropeza	Yee
Coto	La Malfa	Parra	Mr. Speaker
Daucher	La Suer	Pavley	
De La Torre	Laird	Plescia	
DeVore	Leno	Richman	

NOES—None

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 518: Assembly Member Mountjoy from “No” to “Aye”.

Bill ordered transmitted to the Senate.

SENATE BILL NO. 584 (Soto)—An act to amend Section 602 of the Penal Code, relating to crime.

Bill read third time, and presented by Assembly Member Oropeza.

Bill passed by the following vote:

AYES—78

Aghazarian	Dymally	Leno	Richman
Arambula	Emmerson	Leslie	Ridley-Thomas
Baca	Evans	Levine	Runner
Bass	Frommer	Lieber	Ruskin
Benoit	Garcia	Liu	Saldaña
Berg	Hancock	Matthews	Salinas
Bermúdez	Harman	Maze	Spitzer
Blakeslee	Haynes	McCarthy	Strickland
Bogh	Horton, Jerome	Montañez	Torrico
Calderon	Horton, Shirley	Mountjoy	Tran
Canciamilla	Houston	Mullin	Umberg
Chan	Huff	Nakanishi	Vargas
Chavez	Jones	Nation	Villines
Chu	Karnette	Nava	Walters
Cogdill	Keene	Negrete McLeod	Wolk
Cohn	Kleh	Niello	Wyland
Coto	Koretz	Oropeza	Yee
Daucher	La Malfa	Parra	Mr. Speaker
De La Torre	La Suer	Pavley	
DeVore	Laird	Plescia	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 2 (Speier)—An act to amend Sections 2051.5, 10089.70, 10089.79, 10089.80, and 10089.82 of, and to add Sections 124.5, 1749.85, and 2060 to, and to repeal Section 10089.84 of, the Insurance Code, relating to homeowners' insurance.

Bill read third time, and presented by Assembly Member Varg

Bill passed by the following vote:

AYES—56

Arambula	Daucher	Laird	Oropeza
Baca	De La Torre	Leno	Pavley
Bass	Dymally	Leslie	Richman
Berg	Evans	Levine	Ridley-Thomas
Bermúdez	Frommer	Lieber	Ruskin
Blakeslee	Garcia	Liu	Saldaña
Bogh	Goldberg	Matthews	Salinas
Calderon	Hancock	Maze	Torrico
Canciamilla	Horton, Jerome	Montañez	Umberg
Chan	Jones	Mullin	Vargas
Chavez	Karnette	Nakanishi	Wolk
Chu	Kleh	Nation	Wyland
Cohn	Koretz	Nava	Yee
Coto	La Suer	Negrete McLeod	Mr. Speaker

NOES—22

Aghazarian	Horton, Shirley	Mountjoy	Strickland
Benoit	Houston	Niello	Tran
Cogdill	Huff	Parra	Villines
DeVore	Keene	Plescia	Walters
Harman	La Malfa	Runner	
Haynes	McCarthy	Spitzer	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1106 (Committee on Environmental Quality)—An act to amend Section 12200 of, to amend the heading of Chapter 4 (commencing with Section 12150) of Part 2 of Division 2 of, to add Sections 6615, 12201, 12203, 12207, 12209, 12211, 12215, and 12217 to, to add Chapter 3.5 (commencing with Section 22150) to Part 3 of Division 2 of, to repeal Sections 10233, 10308.5, 10354, 10507, 12150, 12155, 12157, 12158, 12159, 12160, 12161, 12162, 12162.5, 12163, 12164, 12168, 12169, 12181, 12182, 12185, 12210, 12213, 12225, and 12226 of, to repeal Article 8.5 (commencing with Section 10855) of Chapter 2.5 of, and Article 2.1 (commencing with Section 12170) of Chapter 4 of, Part 2 of Division 2 of, and to repeal and add Section 12205 of, the Public Contract Code, and to amend Sections 40183, 42920, 49120, and 49300 of, and to repeal Chapter 4 (commencing with Section 42200) of, and Chapter 6 (commencing with Section 42360) of, Part 3 of Division 30 of, the Public Resources Code, relating to public contracts.

Bill read third time, and presented by Assembly Member Hancock.

Bill passed by the following vote:

AYES—68

Aghazarian	Emmerson	Leno	Pavley
Arambula	Evans	Leslie	Plescia
Baca	Frommer	Levine	Richman
Bass	Garcia	Lieber	Ridley-Thomas
Benoit	Goldberg	Liu	Runner
Berg	Hancock	Matthews	Ruskin
Bermúdez	Harman	Maze	Saldaña
Blakeslee	Horton, Jerome	McCarthy	Salinas
Calderon	Horton, Shirley	Montañez	Spitzer
Canciamilla	Houston	Mullin	Strickland
Chan	Huff	Nakanishi	Torrico
Chavez	Jones	Nation	Tran
Chu	Karnette	Nava	Umberg
Cohn	Koretz	Negrete McLeod	Vargas
Coto	La Malfa	Niello	Wolk
De La Torre	La Suer	Oropeza	Yee
Dymally	Laird	Parra	Mr. Speaker

NOES—9

Bogh	Haynes	Villines
Daucher	Keene	Walters
DeVore	Mountjoy	Wyland

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 1106: Assembly Member Walters from “Aye” to “No”.

Bill ordered transmitted to the Senate.

SENATE BILL NO. 207 (Scott)—An act to add Section 14602.8 to the Vehicle Code, relating to vehicles.

Bill read third time, and presented by Assembly Member Vargas.

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.

Further Consideration of Senate Bill No. 207

The roll was opened.

Bill passed by the following vote:

AYES—60

Aghazarian	Dymally	La Suer	Parra
Baca	Emmerson	Leslie	Pavley
Bass	Evans	Levine	Plescia
Benoit	Frommer	Lieber	Richman
Bermúdez	Garcia	Liu	Ridley-Thomas
Blakeslee	Harman	Matthews	Runner
Bogh	Haynes	Maze	Salinas
Calderon	Horton, Jerome	McCarthy	Spitzer
Canciamilla	Horton, Shirley	Montañez	Umberg
Chavez	Houston	Mountjoy	Vargas
Cogdill	Huff	Mullin	Villines
Cohn	Karnette	Nakanishi	Walters
Coto	Keene	Nation	Wolk
Daucher	Koretz	Nava	Wyland
De La Torre	La Malfa	Niello	Yee

NOES—14

Arambula	Hancock	Oropeza	Torrice
Chu	Klehns	Ruskin	Tran
DeVore	Laird	Saldaña	
Goldberg	Leno	Strickland	

Bill ordered transmitted to the Senate.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Negrete McLeod announced that the Committee on Business and Professions would meet today, immediately upon recess, in Room 444.

RECESS

By unanimous consent, at 12:30 p.m., Speaker pro Tempore Yee declared the Assembly recessed until 2 p.m.

RECONVENED

At 2 p.m., the Assembly reconvened.

Hon. Leland Y. Yee, Speaker pro Tempore of the Assembly, presiding.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committees were permitted to meet:

Judiciary, on Thursday, September 1, 2005, upon adjournment of Floor Session;

Human Services, on Thursday, September 1, 2005;

Housing and Community Development, on Tuesday, September 6, 2005, in Room 126;

Local Government, on Tuesday, September 6, 2005, at 9:30 a.m., in Room 447;

Natural Resources, on Tuesday, September 6, 2005, upon Call of the Chair;

Utilities and Commerce, on Tuesday, September 6, 2005, upon Call of the Chair;

Education, on Tuesday, September 6, 2005, upon Call of the Chair.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 303 (Chesbro)—An act to add Chapter 24.5 (commencing with Section 78801) to Part 2 of Division 22 of the Food and Agricultural Code, relating to agriculture, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member Berg.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Berg moved a call of the Assembly.

Motion carried. Time, 2:02 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 611 (Speier)—An act to add Article 6.5 (commencing with Section 110806) to Chapter 5 of Part 5 of Division 104 of the Health and Safety Code, relating to food.

Bill read third time, and presented by Assembly Member Lieber.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Lieber moved a call of the Assembly.

Motion carried. Time, 2:05 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 367 (Speier)—An act to amend Sections 10123.13, 10123.147, 12921.1, and 12921.3 of, and to add Sections 10123.137, 10133.66, and 10133.67 to, the Insurance Code, relating to health care coverage.

Bill read third time, and presented by Assembly Member De La Torre.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member De La Torre moved a call of the Assembly.

Motion carried. Time, 2:06 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 970 (Perata)—An act to amend Section 42238.51 of the Education Code, relating to public schools.

Bill read third time, and presented by Assembly Member Mullin.

Bill passed by the following vote:

AYES—77

Aghazarian	Dymally	Leslie	Ridley-Thomas
Arambula	Emmerson	Levine	Runner
Baca	Evans	Lieber	Ruskin
Bass	Frommer	Liu	Saldaña
Benoit	Garcia	Matthews	Salinas
Berg	Goldberg	Maze	Spitzer
Bermúdez	Hancock	McCarthy	Strickland
Blakeslee	Harman	Montañez	Torrico
Bogh	Horton, Jerome	Mountjoy	Tran
Calderon	Horton, Shirley	Mullin	Umberg
Canciamilla	Houston	Nakanishi	Vargas
Chan	Huff	Nation	Villines
Chavez	Jones	Nava	Walters
Chu	Karnette	Negrete McLeod	Wolk
Cogdill	Keene	Niello	Wyland
Cohn	Koretz	Oropeza	Yee
Coto	La Malfa	Parra	Mr. Speaker
Daucher	La Suer	Pavley	
De La Torre	Laird	Plescia	
DeVore	Leno	Richman	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 104 (Ortiz)—An act to amend Sections 26602 and 41601 of the Government Code, and to add Sections 100106, 101029, and 101317.2 to, the Health and Safety Code, relating to public health.

Bill read third time, and presented by Assembly Member Jones.

Bill passed by the following vote:

AYES—77

Aghazarian	Dymally	Leslie	Ridley-Thomas
Arambula	Emmerson	Levine	Runner
Baca	Evans	Lieber	Ruskin
Bass	Frommer	Liu	Saldaña
Benoit	Garcia	Matthews	Salinas
Berg	Goldberg	Maze	Spitzer
Bermúdez	Hancock	McCarthy	Strickland
Blakeslee	Harman	Montañez	Torrico
Bogh	Horton, Jerome	Mountjoy	Tran
Calderon	Horton, Shirley	Mullin	Umberg
Canciamilla	Houston	Nakanishi	Vargas
Chan	Huff	Nation	Villines
Chavez	Jones	Nava	Walters
Chu	Karnette	Negrete McLeod	Wolk
Cogdill	Keene	Niello	Wyland
Cohn	Koretz	Oropeza	Yee
Coto	La Malfa	Parra	Mr. Speaker
Daucher	La Suer	Pavley	
De La Torre	Laird	Plescia	
DeVore	Leno	Richman	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 576 (Ortiz)—An act to add Section 1367.27 to the Health and Safety Code, and to add Section 10123.175 to the Insurance Code, relating to health care coverage.

Bill read third time, and presented by Assembly Member Chan.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Chan moved a call of the Assembly.

Motion carried. Time, 2:13 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 743 (Chesbro)—An act to amend Sections 42301 and 42310 of, and to add Sections 42310.3 and 42321.5 to, the Public Resources Code, relating to recycling.

Bill read third time, and presented by Assembly Member Berg.

Bill passed by the following vote:

AYES—74

Aghazarian	DeVore	Laird	Richman
Arambula	Dymally	Leno	Ridley-Thomas
Baca	Emmerson	Levine	Runner
Bass	Evans	Lieber	Ruskin
Benoit	Frommer	Liu	Saldaña
Berg	Garcia	Matthews	Salinas
Bermúdez	Goldberg	McCarthy	Spitzer
Blakeslee	Hancock	Montañez	Strickland
Bogh	Harman	Mountjoy	Torrico
Calderon	Horton, Jerome	Mullin	Tran
Canciamilla	Horton, Shirley	Nakanishi	Umberg
Chan	Houston	Nation	Vargas
Chavez	Huff	Nava	Villines
Chu	Jones	Negrete McLeod	Wolk
Cogdill	Karnette	Niello	Wyland
Cohn	Keene	Oropeza	Yee
Coto	Koretz	Parra	Mr. Speaker
Daucher	La Malfa	Pavley	
De La Torre	La Suer	Plescia	

NOES—None

Bill ordered transmitted to the Senate.

SENATE CONCURRENT RESOLUTION NO. 49 (Speier)—Relative to medication errors.

Resolution read, presented by Assembly Member Chan, and adopted.

Resolution ordered transmitted to the Senate.

SENATE BILL NO. 965 (Escutia)—An act to amend Section 49431.5 of the Education Code, relating to pupils.

Bill read third time, and presented by Assembly Member Richman.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Richman moved a call of the Assembly.

Motion carried. Time, 2:23 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 444 (Ackerman)—An act to amend Section 186.22 of the Penal Code, relating to crime.

Bill read third time, and presented by Assembly Member La Suer.

Bill passed by the following vote:

AYES—75

Aghazarian	DeVore	Leno	Richman
Arambula	Dymally	Leslie	Ridley-Thomas
Baca	Emmerson	Levine	Runner
Bass	Evans	Liu	Ruskin
Benoit	Frommer	Matthews	Saldaña
Berg	Garcia	Maze	Salinas
Bermúdez	Hancock	McCarthy	Spitzer
Blakeslee	Harman	Montañez	Strickland
Bogh	Horton, Jerome	Mountjoy	Torrico
Calderon	Horton, Shirley	Mullin	Tran
Canciamilla	Houston	Nakanishi	Umberg
Chan	Huff	Nation	Vargas
Chavez	Karnette	Nava	Villines
Chu	Keene	Negrete McLeod	Walters
Cogdill	Klehs	Niello	Wolk
Cohn	Koretz	Oropeza	Wyland
Coto	La Malfa	Parra	Yee
Daucher	La Suer	Pavley	Mr. Speaker
De La Torre	Laird	Plescia	

NOES—1

Goldberg

Bill ordered transmitted to the Senate.

SENATE BILL NO. 802 (Simitian)—An act to amend Section 1747.09 of the Civil Code, relating to debit cards.

Bill read third time, and presented by Assembly Member Ruskin.

Bill passed by the following vote:

AYES—78

Aghazarian	Dymally	Leno	Richman
Arambula	Emmerson	Leslie	Ridley-Thomas
Baca	Evans	Levine	Runner
Bass	Frommer	Lieber	Ruskin
Benoit	Garcia	Liu	Saldaña
Berg	Goldberg	Matthews	Salinas
Bermúdez	Hancock	Maze	Spitzer
Blakeslee	Harman	McCarthy	Strickland
Bogh	Horton, Jerome	Montañez	Torrico
Calderon	Horton, Shirley	Mountjoy	Tran
Canciamilla	Houston	Mullin	Umberg
Chan	Huff	Nakanishi	Vargas
Chavez	Jones	Nation	Villines
Chu	Karnette	Nava	Walters
Cogdill	Keene	Negrete McLeod	Wolk
Cohn	Klehs	Niello	Wyland
Coto	Koretz	Oropeza	Yee
Daucher	La Malfa	Parra	Mr. Speaker
De La Torre	La Suer	Pavley	
DeVore	Laird	Plescia	

NOES—None

Bill ordered transmitted to the Senate.

**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. 1, 33, 281, 316, 453, 512, 672, 755, 826, 854, 1081, 159, 426, and 319, ordered to third reading.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 776—An act to amend Section 32127.3 of, and to add Section 32130.6 to the Health and Safety Code, relating to health care districts.

Bill read second time, and ordered to third reading.

**UNFINISHED BUSINESS (RESUMED)
MOTION TO RECONSIDER BILLS CONTINUED**

By unanimous consent, the motion to reconsider the vote on Assembly Bills Nos. 6, 1029, and 441, Senate Bills Nos. 607 and 380, and Senate Joint Resolution No. 10 were continued until the next legislative day.

THIRD READING OF SENATE BILLS (RESUMED)

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, and presented by Assembly Member Dymally.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—78

Aghazarian	Dymally	Leno	Richman
Arambula	Emmerson	Leslie	Ridley-Thomas
Baca	Evans	Levine	Runner
Bass	Frommer	Lieber	Ruskin
Benoit	Garcia	Liu	Saldaña
Berg	Goldberg	Matthews	Salinas
Bermúdez	Hancock	Maze	Spitzer
Blakeslee	Harman	McCarthy	Strickland
Bogh	Horton; Jerome	Montañez	Torrico
Calderon	Horton; Shirley	Mountjoy	Tran
Canciamilla	Houston	Mullin	Umberg
Chan	Huff	Nakanishi	Vargas
Chavez	Jones	Nation	Villines
Chu	Karnette	Nava	Walters
Cogdill	Keene	Negrete McLeod	Wolk
Cohn	Klehs	Nicello	Wyland
Coto	Koretz	Gropeza	Yee
Daucher	La Malfa	Parra	Mr. Speaker
De La Torre	La Suer	Pavley	
DeVore	Laird	Plescia	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—78

Aghazarian	Dymally	Leno	Richman
Arambula	Emmerson	Leslie	Ridley-Thomas
Baca	Evans	Levine	Runner
Bass	Frommer	Lieber	Ruskin
Benoit	Garcia	Liu	Saldaña
Berg	Goldberg	Matthews	Salinas
Bermúdez	Hancock	Maze	Spitzer
Blakeslee	Harman	McCarthy	Strickland
Bogh	Horton, Jerome	Montañez	Torrico
Calderon	Horton, Shirley	Mountjoy	Tran
Canciamilla	Houston	Mullin	Umberg
Chan	Huff	Nakanishi	Vargas
Chavez	Jones	Nation	Villines
Chu	Karnette	Nava	Walters
Cogdill	Keene	Negrete McLeod	Wolk
Cohn	Klehs	Niello	Wyland
Coto	Koretz	Oropeza	Yee
Daucher	La Malfa	Parra	Mr. Speaker
De La Torre	La Suer	Pavley	
DeVore	Laird	Plescia	

NOES—None

Bill ordered transmitted to the Senate.

(NOTE: Later this day, the action was rescinded whereby the urgency clause to Senate Bill No. 1002 was adopted and the bill was passed, and whereby the bill was ordered transmitted to the Senate. See page 3218.)

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 367**

At 2:33 p.m., on motion of Assembly Member De La Torre, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 367 passed by the following vote:

AYES—74

Aghazarian	DeVore	Leno	Richman
Arambula	Dymally	Leslie	Ridley-Thomas
Baca	Emmerson	Levine	Runner
Bass	Evans	Lieber	Ruskin
Benoit	Frommer	Liu	Saldaña
Berg	Garcia	Matthews	Salinas
Bermúdez	Goldberg	Maze	Spitzer
Blakeslee	Hancock	McCarthy	Torrico
Bogh	Harman	Montañez	Tran
Calderon	Horton, Jerome	Mountjoy	Umberg
Canciamilla	Horton, Shirley	Mullin	Vargas
Chan	Houston	Nakanishi	Villines
Chavez	Huff	Nation	Walters
Chu	Jones	Nava	Wolk
Cogdill	Karnette	Niello	Wyland
Cohn	Keene	Oropeza	Yee
Coto	Koretz	Parra	Mr. Speaker
Daucher	La Malfa	Pavley	
De La Torre	Laird	Plescia	

NOES—1

Strickland

Bill ordered transmitted to the Senate.

UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 459 (Oropeza)—An act to amend Section 11010 of the Business and Professions Code, and to add Section 1102.6c to the Civil Code, relating to transfer of real property.

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—62

Aghazarian	De La Torre	Laird	Pavley
Arambula	Dymally	Leno	Richman
Baca	Evans	Levine	Ridley-Thomas
Bass	Frommer	Lieber	Ruskin
Berg	Garcia	Liu	Saldaña
Bermúdez	Goldberg	Matthews	Salinas
Blakeslee	Hancock	Montañez	Strickland
Bogh	Horton, Jerome	Mountjoy	Torrico
Calderon	Horton, Shirley	Mullin	Tran
Canciamilla	Jones	Nakanishi	Umberg
Chan	Karnette	Nation	Vargas
Chavez	Keene	Nava	Wolk
Chu	Kleh	Negrete McLeod	Wyland
Cohn	Koretz	Niello	Yee
Coto	La Malfa	Oropeza	
Daucher	La Suer	Parra	

NOES—13

Benoit	Huff	Plescia	Walters
DeVore	Leslie	Runner	
Harman	Maze	Spitzer	
Houston	McCarthy	Villines	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 696 (Chu)—An act to amend Section 10830 of the Welfare and Institutions Code, relating to public social services.

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.)

**At 2:48 p.m., Assistant Speaker pro Tempore Sally Lieber,
22nd District, presiding**

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Bogh moved a call of the Assembly.

Motion carried. Time, 2:55 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

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. 954, on request of Assembly Member Frommer.

**NOTICE OF INTENTION TO REMOVE BILL
FROM INACTIVE FILE**

Pursuant to Assembly Rule 78, Assembly Member Frommer announced his intention to request that Senate Bills Nos. 1062, 674, 1021, 455, and 780 be removed from the inactive file.

BILL RETURNED TO SENATE

Upon request of Assembly Member Frommer, Assembly Member Lieber was granted unanimous consent that Assembly Bill No. 478 be returned to the Senate for further action.

BILLS PLACED ON INACTIVE FILE

The following bills were placed upon the inactive file:

Assembly Bill No. 910, and **Senate Bills Nos. 709** and **441**, on request of Assembly Member Frommer.

ACTION RESCINDED ON SENATE BILL NO. 1002

Assembly Member Frommer was granted unanimous consent to rescind the action whereby the Assembly, earlier today (Assembly Journal, page 3215), adopted the urgency clause and passed Senate Bill No. 1002, and whereby the bill was ordered transmitted to the Senate.

RULES TEMPORARILY SUSPENDED

Assembly Member Frommer was granted unanimous consent that Assembly Rule 77 be suspended to permit consideration of Senate Amendments to Assembly Bills Nos. 89, 97, 114, 121, 195, 277, 280, 708, 765, 1195, 1200, and 1595.

BILLS RETURNED TO THIRD READING

Pursuant to Assembly Rule 78, the following bills were withdrawn from the inactive file, and placed upon the third reading file:

Senate Bills Nos. 59, 347, 10, and 308, on request of Assembly Member Frommer.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 51 (Kuehl)—An act to amend Section 1946.1 of the Civil Code, relating to tenancy.

Bill read third time, and presented by Assembly Member Leno.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Leno moved a call of the Assembly.

Motion carried. Time, 3:13 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 429 (Florez)—An act to add Article 1.5 (commencing with Section 115860) to Chapter 5 of Part 10 of Division 104 of the Health and Safety Code, relating to public health.

Bill read third time, and presented by Assembly Member Pavley.

Bill passed 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—32

Aghazarian	Emmerson	La Suer	Richman
Arambula	Garcia	Leslie	Runner
Benoit	Harman	Maze	Spitzer
Blakeslee	Horton, Shirley	McCarthy	Strickland
Bogh	Houston	Mountjoy	Tran
Cogdill	Huff	Nakanishi	Villines
Daucher	Keene	Niello	Walters
DeVore	La Malfa	Plescia	Wyland

Bill ordered transmitted to the Senate.

SENATE BILL NO. 422 (Simitian)—An act to amend Sections 116.240, 116.610, and 116.940 of, and to add Sections 116.221 and 116.222 to, the Code of Civil Procedure, relating to small claims court.

Bill read third time, and presented by Assembly Member Canciamilla.

Bill passed by the following vote:

AYES—52

Arambula	De La Torre	Laird	Pavley
Baca	Dymally	Leno	Richman
Bass	Evans	Levine	Ridley-Thomas
Berg	Frommer	Lieber	Ruskin
Bermúdez	Garcia	Liu	Saldaña
Blakeslee	Goldberg	Matthews	Salinas
Calderon	Hancock	Montañez	Spitzer
Canciamilla	Horton, Jerome	Mullin	Torrico
Chan	Horton, Shirley	Nation	Umberg
Chavez	Jones	Nava	Vargas
Chu	Karnette	Negrete McLeod	Wolk
Cohn	Kleh	Oropeza	Yee
Coto	Koretz	Parra	Mr. Speaker

NOES—26

Aghazarian	Harman	Maze	Strickland
Benoit	Houston	McCarthy	Tran
Bogh	Huff	Mountjoy	Villines
Cogdill	Keene	Nakanishi	Walters
Daucher	La Malfa	Niello	Wyland
DeVore	La Suer	Plescia	
Emmerson	Leslie	Runner	

Bill ordered transmitted to the Senate.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Jerome Horton was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 89.

ASSEMBLY BILL NO. 89 (Jerome Horton)—An act to add Division 1.7 (commencing with Section 1190) to the Health and Safety Code, and to add Chapter 17 (commencing with Section 12694) to Part 6.2 of Division 2 of the Insurance Code, relating to health care coverage.

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—46

Arambula	De La Torre	Leno	Ridley-Thomas
Baca	Dymally	Levine	Ruskin
Bass	Evans	Lieber	Saldaña
Berg	Frommer	Liu	Salinas
Bermúdez	Goldberg	Montañez	Torrico
Calderon	Hancock	Mullin	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	Pavley	

NOES—32

Aghazarian	Garcia	Leslie	Richman
Benoit	Harman	Matthews	Runner
Blakeslee	Horton, Shirley	Maze	Spitzer
Bogh	Houston	McCarthy	Strickland
Cogdill	Huff	Mountjoy	Tran
Daucher	Keene	Nakanishi	Villines
DeVore	La Malfa	Niello	Walters
Emmerson	La Suer	Plescia	Wyland

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Cohn was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 97.

ASSEMBLY BILL NO. 97 (Cohn)—An act to add Section 33128.4 to the Education Code, relating to school budget reserves.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—69

Aghazarian	Dymally	Leslie	Richman
Arambula	Emmerson	Levine	Ridley-Thomas
Baca	Evans	Lieber	Runner
Bass	Frommer	Liu	Ruskin
Benoit	Garcia	Matthews	Saldaña
Berg	Goldberg	Maze	Salinas
Bermúdez	Hancock	McCarthy	Spitzer
Bogh	Harman	Montañez	Torrico
Calderon	Horton, Jerome	Mullin	Tran
Canciamilla	Horton, Shirley	Nakanishi	Umberg
Chan	Huff	Nation	Vargas
Chavez	Jones	Nava	Wolk
Chu	Karnette	Negrete McLeod	Wyland
Cogdill	Keene	Niello	Yee
Cohn	Klehs	Oropeza	Mr. Speaker
Coto	Koretz	Parra	
Daucher	Laird	Pavley	
De La Torre	Leno	Plescia	

NOES—9

Blakeslee	La Malfa	Strickland
DeVore	La Suer	Villines
Houston	Mountjoy	Walters

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Cohn was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 114.

ASSEMBLY BILL NO. 114 (Cohn)—An act to amend Section 1109 of the Evidence Code, relating to child abuse.

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—71

Aghazarian	DeVore	Leslie	Richman
Arambula	Dymally	Levine	Ridley-Thomas
Baca	Emmerson	Lieber	Runner
Bass	Evans	Matthews	Ruskin
Benoit	Frommer	Maze	Salinas
Berg	Garcia	McCarthy	Spitzer
Bermúdez	Harman	Montañez	Strickland
Blakeslee	Horton, Jerome	Mountjoy	Torrico
Bogh	Horton, Shirley	Mullin	Tran
Calderon	Houston	Nakanishi	Umberg
Canciamilla	Huff	Nation	Vargas
Chan	Karnette	Nava	Villines
Chavez	Keene	Negrete McLeod	Walters
Cogdill	Klehs	Niello	Wolk
Cohn	Koretz	Oropeza	Wyland
Coto	La Malfa	Parra	Yee
Daucher	La Suer	Pavley	Mr. Speaker
De La Torre	Laird	Plescia	

NOES—None

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Dymally was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 195.

ASSEMBLY BILL NO. 195 (Dymally)—An act to amend 19702 of the Government Code, relating to state civil service.

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—47

Arambula	De La Torre	Leno	Pavley
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	Klehs	Negrete McLeod	Yee
Cohn	Koretz	Oropeza	Mr. Speaker
Coto	Laird	Parra	

NOES—31

Aghazarian	Garcia	Leslie	Runner
Benoit	Harman	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	

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Mountjoy was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 277.

ASSEMBLY BILL NO. 277 (Mountjoy)—An act to amend and repeal Section 11126 of the Government Code, relating to open meetings.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—78

Aghazarian	Dymally	Leno	Richman
Arambula	Emmerson	Leslie	Ridley-Thomas
Baca	Evans	Levine	Runner
Bass	Frommer	Lieber	Ruskin
Benoit	Garcia	Liu	Saldaña
Berg	Goldberg	Matthews	Salinas
Bermúdez	Hancock	Maze	Spitzer
Blakeslee	Harman	McCarthy	Strickland
Bogh	Horton, Jerome	Montañez	Torrico
Calderon	Horton, Shirley	Mountjoy	Tran
Canciamilla	Houston	Mullin	Umberg
Chan	Huff	Nakanishi	Vargas
Chavez	Jones	Nation	Villines
Chu	Karnette	Nava	Walters
Cogdill	Keene	Negrete McLeod	Wolk
Cohn	Klehs	Niello	Wyland
Coto	Koretz	Oropeza	Yee
Daucher	La Malfa	Parra	Mr. Speaker
De La Torre	La Suer	Pavley	
DeVore	Laird	Plescia	

NOES—None

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 696**

At 3:36 p.m., on motion of Assembly Member Bogh, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly concurred in Senate amendments to Assembly Bill No. 696 by the following vote:

AYES—46

Arambula	Dymally	Levine	Ridley-Thomas
Baca	Evans	Lieber	Ruskin
Bass	Frommer	Liu	Saldaña
Berg	Goldberg	Matthews	Salinas
Bermúdez	Hancock	Montañez	Torrico
Calderon	Horton, Jerome	Mullin	Umberg
Chan	Jones	Nation	Vargas
Chavez	Karnette	Nava	Wolk
Chu	Klehs	Negrete McLeod	Yee
Cohn	Koretz	Oropeza	Mr. Speaker
Coto	Laird	Parra	
De La Torre	Leno	Pavley	

NOES—32

Aghazarian	Emmerson	La Malfa	Plescia
Benoit	Garcia	La Suer	Richman
Blakeslee	Harman	Leslie	Runner
Bogh	Haynes	Maze	Spitzer
Canciamilla	Horton, Shirley	McCarthy	Strickland
Cogdill	Houston	Mountjoy	Villines
Daucher	Huff	Nakanishi	Walters
DeVore	Keene	Niello	Wyland

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 914**

At 3:36 p.m., on motion of Assembly Member Levine, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Ridley-Thomas moved to continue the call of the Assembly.

Motion carried. Time, 3:36 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Oropeza was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 280.

ASSEMBLY BILL NO. 280 (Oropeza)—An act to amend Sections 171.5 and 602 of the Penal Code, relating to harbors.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—78

Aghazarian	Dymally	Leno	Richman
Arambula	Emmerson	Leslie	Ridley-Thomas
Baca	Evans	Levine	Runner
Bass	Frommer	Lieber	Ruskin
Benoit	Garcia	Liu	Saldaña
Berg	Goldberg	Matthews	Salinas
Bermúdez	Hancock	Maze	Spitzer
Blakeslee	Harman	McCarthy	Strickland
Bogh	Horton, Jerome	Montañez	Torrico
Calderon	Horton, Shirley	Mountjoy	Tran
Canciamilla	Houston	Mullin	Umberg
Chan	Huff	Nakanishi	Vargas
Chavez	Jones	Nation	Villines
Chu	Karnette	Nava	Walters
Cogdill	Keene	Negrete McLeod	Wolk
Cohn	Klehs	Niello	Wyland
Coto	Koretz	Oropeza	Yee
Daucher	La Malfa	Parra	Mr. Speaker
De La Torre	La Suer	Pavley	
DeVore	Laird	Plescia	

NOES—None

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 914**

At 3:38 p.m., on motion of Assembly Member Ridley-Thomas, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Ridley-Thomas moved to continue the call of the Assembly.

Motion carried. Time, 3:38 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Karnette was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 708.

ASSEMBLY BILL NO. 708 (Karnette)—An act to amend Section 8547.12 of the Government Code, relating to the California State University.

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—48

Arambula	De La Torre	Leno	Pavley
Baca	Dymally	Levine	Ridley-Thomas
Bass	Evans	Lieber	Ruskin
Berg	Frommer	Liu	Saldaña
Bermúdez	Goldberg	Matthews	Salinas
Calderon	Hancock	Montañez	Strickland
Canciamilla	Horton, Jerome	Mullin	Torrice
Chan	Jones	Nation	Umberg
Chavez	Karnette	Nava	Vargas
Chu	Klehs	Negrete McLeod	Wolk
Cohn	Koretz	Oropeza	Yee
Coto	Laird	Parra	Mr. Speaker

NOES—30

Aghazarian	Garcia	Leslie	Runner
Benoit	Harman	Maze	Spitzer
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	

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Salinas was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 765.

ASSEMBLY BILL NO. 765 (Salinas)—An act to amend Section 14035.55 of the Government Code, relating to transportation.

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—58

Baca	Emmerson	Laird	Pavley
Bass	Evans	Leno	Richman
Berg	Frommer	Levine	Ridley-Thomas
Bermúdez	Garcia	Lieber	Ruskin
Bogh	Goldberg	Liu	Saldaña
Calderon	Hancock	Matthews	Salinas
Canciamilla	Harman	Montañez	Torrico
Chan	Horton, Jerome	Mountjoy	Tran
Chavez	Horton, Shirley	Mullin	Umberg
Chu	Houston	Nation	Vargas
Cohn	Huff	Nava	Wolk
Coto	Jones	Negrete McLeod	Yee
Daucher	Karnette	Niello	Mr. Speaker
De La Torre	Klehs	Oropeza	
Dymally	Koretz	Parra	

NOES—19

Aghazarian	Keene	McCarthy	Strickland
Benoit	La Malfa	Nakanishi	Villines
Blakeslee	La Suer	Plescia	Walters
Cogdill	Leslie	Runner	Wyland
DeVore	Maze	Spitzer	

Vote Changes

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 765: Assembly Member Tran from “No” to “Aye”.

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Coto was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1195.

ASSEMBLY BILL NO. 1195 (Coto)—An act to amend Section 2190.1 of the Business and Professions Code, relating to physicians and surgeons.

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—50

Arambula	Dymally	Levine	Ruskin
Baca	Evans	Lieber	Saldaña
Bass	Frommer	Liu	Salinas
Berg	Garcia	Matthews	Spitzer
Bermúdez	Goldberg	Montañez	Torrico
Calderon	Hancock	Mullin	Tran
Chan	Horton, Jerome	Nation	Umberg
Chavez	Jones	Nava	Vargas
Chu	Karnette	Negrete McLeod	Wolk
Cohn	Klehs	Oropeza	Yee
Coto	Koretz	Parra	Mr. Speaker
Daucher	Laird	Pavley	
De La Torre	Leno	Ridley-Thomas	

NOES—26

Aghazarian	Harman	Maze	Runner
Benoit	Houston	McCarthy	Strickland
Blakeslee	Huff	Mountjoy	Villines
Bogh	Keene	Nakanishi	Walters
Cogdill	La Malfa	Niello	Wyland
DeVore	La Suer	Plescia	
Emmerson	Leslie	Richman	

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Laird was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1200.

ASSEMBLY BILL NO. 1200 (Laird)—An act to add Sections 139.2 and 139.4 to the Water Code, relating to water.

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—58

Arambula	De La Torre	Koretz	Pavley
Baca	Dymally	Laird	Richman
Bass	Emmerson	Leno	Ridley-Thomas
Berg	Evans	Levine	Ruskin
Bermúdez	Frommer	Lieber	Saldaña
Blakeslee	Garcia	Liu	Salinas
Bogh	Goldberg	Matthews	Torrico
Calderon	Hancock	Montañez	Tran
Canciamilla	Harman	Mullin	Umberg
Chan	Horton, Jerome	Nation	Vargas
Chavez	Horton, Shirley	Nava	Wolk
Chu	Huff	Negrete McLeod	Yee
Cohn	Jones	Niello	Mr. Speaker
Coto	Karnette	Oropeza	
Daucher	Klehs	Parra	

NOES—20

Aghazarian	Keene	McCarthy	Spitzer
Benoit	La Malfa	Mountjoy	Strickland
Cogdill	La Suer	Nakanishi	Villines
DeVore	Leslie	Plescia	Walters
Houston	Maze	Runner	Wyland

Vote Changes

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 1200: Assembly Member Huff from “No” to “Aye”.

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Evans was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1595.

ASSEMBLY BILL NO. 1595 (Evans)—An act to amend Section 6254.21 of the Government Code, relating to public officials.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—78

Aghazarian	Dymally	Leno	Richman
Arambula	Emmerson	Leslie	Ridley-Thomas
Baca	Evans	Levine	Runner
Bass	Frommer	Lieber	Ruskin
Benoit	Garcia	Liu	Saldaña
Berg	Goldberg	Matthews	Salinas
Bermúdez	Hancock	Maze	Spitzer
Blakeslee	Harman	McCarthy	Strickland
Bogh	Horton, Jerome	Montañez	Torrico
Calderon	Horton, Shirley	Mountjoy	Tran
Canciamilla	Houston	Mullin	Umberg
Chan	Huff	Nakanishi	Vargas
Chavez	Jones	Nation	Villines
Chu	Karnette	Nava	Walters
Cogdill	Keene	Negrete McLeod	Wolk
Cohn	Klehs	Niello	Wyland
Coto	Koretz	Oropeza	Yee
Daucher	La Malfa	Parra	Mr. Speaker
De La Torre	La Suer	Pavley	
DeVore	Laird	Plescia	

NOES—None

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 914**

At 3:52 p.m., on motion of Assembly Member Ridley-Thomas, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 914 passed by the following vote:

AYES—48

Bass	Frommer	Leno	Plescia
Berg	Garcia	Levine	Richman
Bermúdez	Goldberg	Lieber	Ridley-Thomas
Calderon	Hancock	Liu	Ruskin
Canciamilla	Horton, Jerome	Matthews	Saldaña
Chan	Horton, Shirley	Montañez	Salinas
Chavez	Houston	Mullin	Strickland
Chu	Jones	Nation	Umberg
Cohn	Karnette	Nava	Vargas
Coto	Klehs	Negrete McLeod	Wolk
Dymally	Koretz	Oropeza	Yee
Evans	Laird	Pavley	Mr. Speaker

NOES—30

Aghazarian	De La Torre	La Suer	Runner
Arambula	DeVore	Leslie	Spitzer
Baca	Emmerson	Maze	Tran
Benoit	Harman	McCarthy	Villines
Blakeslee	Haynes	Mountjoy	Walters
Bogh	Huff	Nakanishi	Wyland
Cogdill	Keene	Niello	
Daucher	La Malfa	Parra	

Bill ordered transmitted to the Senate.

(NOTE: For explanation of vote by Assembly Member Wyland relative to Senate Bill No. 914, see Assembly Journal for September 7, 2005, page 3376.)

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 1016 (Bowen)—An act to amend Sections 2150, 2157, 2160, 2194, and 2202 of, and to add Sections 2157.1, 2157.2, 2188.1, 9607, 9608, 9609, and 9610 to, the Elections Code, and to amend Section 6254.4 of the Government Code, relating to voter information.

Bill read third time, and presented by Assembly Member Leno.

Bill passed by the following vote:

AYES—51

Arambula	De La Torre	Levine	Ridley-Thomas
Baca	Dymally	Lieber	Ruskin
Bass	Evans	Liu	Saldaña
Berg	Frommer	Matthews	Salinas
Bermúdez	Goldberg	Montañez	Spitzer
Blakeslee	Hancock	Mullin	Torrico
Calderon	Horton, Jerome	Nation	Tran
Canciamilla	Jones	Nava	Umberg
Chan	Karnette	Negrete McLeod	Vargas
Chavez	Klehs	Oropeza	Wolk
Cohn	Koretz	Parra	Yee
Coto	Laird	Pavley	Mr. Speaker
Daucher	Leno	Richman	

NOES—24

Aghazarian	Harman	La Suer	Plescia
Benoit	Horton, Shirley	Maze	Runner
Bogh	Houston	McCarthy	Strickland
Cogdill	Huff	Mountjoy	Villines
DeVore	Keene	Nakanishi	Walters
Garcia	La Malfa	Niello	Wyland

Bill ordered transmitted to the Senate.

SENATE BILL NO. 917 (Speier)—An act to amend Sections 1339.51, 1339.56, and 1339.57 of the Health and Safety Code, relating to the Payers' Bill of Rights.

Bill read third time, and presented by Assembly Member Leno.

Bill passed by the following vote:

AYES—47

Arambula	De La Torre	Leno	Pavley
Baca	Dymally	Levine	Ridley-Thomas
Bass	Evans	Lieber	Ruskin
Berg	Frommer	Liu	Saldaña
Bermúdez	Goldberg	Matthews	Salinas
Calderon	Hancock	Montañez	Strickland
Canciamilla	Horton, Jerome	Mullin	Torrico
Chan	Jones	Nation	Vargas
Chavez	Karnette	Nava	Wolk
Chu	Klehs	Negrete McLeod	Yee
Cohn	Koretz	Oropeza	Mr. Speaker
Coto	Laird	Parra	

NOES—31

Aghazarian	Garcia	Leslie	Runner
Benoit	Harman	Maze	Spitzer
Blakeslee	Horton, Shirley	McCarthy	Tran
Bogh	Houston	Mountjoy	Umberg
Cogdill	Huff	Nakanishi	Villines
Daucher	Keene	Niello	Walters
DeVore	La Malfa	Plescia	Wyland
Emmerson	La Suer	Richman	

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 917: Assembly Member Umberg from "Aye" to "No".

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 576**

At 4:03 p.m., on motion of Assembly Member Chan, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 576 passed by the following vote:

AYES—42

Arambula	Dymally	Leno	Ridley-Thomas
Baca	Evans	Levine	Ruskin
Bass	Frommer	Lieber	Saldaña
Berg	Goldberg	Liu	Salinas
Bermúdez	Hancock	Montañez	Umberg
Blakeslee	Horton, Jerome	Mullin	Vargas
Canciamilla	Jones	Nava	Wolk
Chan	Karnette	Negrete McLeod	Yee
Chu	Klehs	Oropeza	Mr. Speaker
Cohn	Koretz	Parra	
De La Torre	Laird	Pavley	

NOES—35

Aghazarian	Garcia	Leslie	Richman
Benoit	Harman	Matthews	Runner
Bogh	Haynes	Maze	Spitzer
Calderon	Horton, Shirley	McCarthy	Strickland
Chavez	Houston	Mountjoy	Tran
Cogdill	Huff	Nakanishi	Villines
Daucher	Keene	Nation	Walters
DeVore	La Malfa	Niello	Wyland
Emmerson	La Suer	Plescia	

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 576: Assembly Member Torrico from "Aye" to "Not Voting".

Bill ordered transmitted to the Senate.

RULES TEMPORARILY SUSPENDED

Assembly Member Frommer was granted unanimous consent that Assembly Rule 69(d) be suspended to permit consideration of Senate Bills Nos. 390, 61, 418, 670, 688, 851, 687, 40, 358, and 875.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 418 (Escutia)—An act to amend Sections 19460, 19461, 19462, 19469 and 19470 of, to amend the heading of Article 2 (commencing with Section 19460) of Chapter 5 of Part 2 of Division 10 of, to add Section 19471 to, and to repeal Chapter 10 (commencing with Section 19850) of Part 2 of Division 10 of, the Welfare and Institutions Code, relating to rehabilitation services, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member Bass.

Bill passed by the following vote:

AYES—59

Aghazarian	Daucher	La Suer	Richman
Arambula	De La Torre	Laird	Ridley-Thomas
Baca	Dymally	Leno	Ruskin
Bass	Evans	Levine	Saldaña
Berg	Frommer	Lieber	Salinas
Bermúdez	Garcia	Liu	Spitzer
Blakeslee	Goldberg	Matthews	Strickland
Bogh	Hancock	Montañez	Torrico
Calderon	Horton, Jerome	Mullin	Tran
Canciamilla	Horton, Shirley	Nation	Umberg
Chan	Jones	Nava	Vargas
Chavez	Karnette	Negrete McLeod	Wolk
Chu	Keene	Oropeza	Yee
Cohn	Klehs	Parra	Mr. Speaker
Coto	Koretz	Pavley	

NOES—19

Benoit	Houston	McCarthy	Runner
Cogdill	Huff	Mountjoy	Villines
DeVore	La Malfa	Nakanishi	Walters
Emmerson	Leslie	Niello	Wyland
Harman	Maze	Plescia	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 688 (Speier)—An act to add Section 51211 to the Education Code, relating to pupil health.

Bill read third time, and presented by Assembly Member Nakanishi.

Bill passed by the following vote:

AYES—78

Aghazarian	Dymally	Leno	Richman
Arambula	Emmerson	Leslie	Ridley-Thomas
Baca	Evans	Levine	Runner
Bass	Frommer	Lieber	Ruskin
Benoit	Garcia	Liu	Saldaña
Berg	Goldberg	Matthews	Salinas
Bermúdez	Hancock	Maze	Spitzer
Blakeslee	Harman	McCarthy	Strickland
Bogh	Horton, Jerome	Montañez	Torrico
Calderon	Horton, Shirley	Mountjoy	Tran
Canciamilla	Houston	Mullin	Umberg
Chan	Huff	Nakanishi	Vargas
Chavez	Jones	Nation	Villines
Chu	Karnette	Nava	Walters
Cogdill	Keene	Negrete McLeod	Wolk
Cohn	Klehs	Niello	Wyland
Coto	Koretz	Oropeza	Yee
Daucher	La Malfa	Parra	Mr. Speaker
De La Torre	La Suer	Pavley	
DeVore	Laird	Plescía	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 851 (Murray)—An act to amend Section 20321 of, to add Article 22.5 (commencing with Section 20369.2) to Chapter 1 of Part 3 of Division 2 of, to repeal Article 9 (commencing with Section 20230) and Article 22 (commencing with Section 20360) of Chapter 1 of Part 3 of Division 2 of, the Public Contract Code, and to amend Sections 130051.7 and 130243 of the Public Utilities Code, relating to the Los Angeles County Metropolitan Transportation Authority.

Bill read third time, and presented by Assembly Member Oropeza.

Bill passed by the following vote:

AYES—78

Aghazarian	Dymally	Leno	Richman
Arambula	Emmerson	Leslie	Ridley-Thomas
Baca	Evans	Levine	Runner
Bass	Frommer	Lieber	Ruskin
Benoit	Garcia	Liu	Saldaña
Berg	Goldberg	Matthews	Salinas
Bermúdez	Hancock	Maze	Spitzer
Blakeslee	Harman	McCarthy	Strickland
Bogh	Horton, Jerome	Montañez	Torrico
Calderon	Horton, Shirley	Mountjoy	Tran
Canciamilla	Houston	Mullin	Umberg
Chan	Huff	Nakanishi	Vargas
Chavez	Jones	Nation	Villines
Chu	Karnette	Nava	Walters
Cogdill	Keene	Negrete McLeod	Wolk
Cohn	Klehs	Niello	Wyland
Coto	Koretz	Oropeza	Yee
Daucher	La Malfa	Parra	Mr. Speaker
De La Torre	La Suer	Pavley	
DeVore	Laird	Plescía	

NOES—None

Bill ordered transmitted to the Senate.

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, and presented by Assembly Member Coto.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Coto moved a call of the Assembly.

Motion carried. Time, 4:12 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 40 (Dunn)—An act to add Sections 18701 and 18875 to the Health and Safety Code, relating to mobilehome parks.

Bill read third time, and presented by Assembly Member Mullin.

Bill passed by the following vote:

AYES—55

Arambula	De La Torre	Laird	Richman
Baca	Dymally	Leno	Ridley-Thomas
Bass	Evans	Levine	Ruskin
Berg	Frommer	Lieber	Saldaña
Bermúdez	Garcia	Liu	Salinas
Blakeslee	Goldberg	Matthews	Torrico
Bogh	Hancock	Montañez	Tran
Calderon	Harman	Mullin	Umberg
Chan	Horton, Jerome	Nation	Vargas
Chavez	Horton, Shirley	Nava	Wolk
Chu	Jones	Negrete McLeod	Wyland
Cohn	Karnette	Oropeza	Yee
Coto	Klehs	Parra	Mr. Speaker
Daucher	Koretz	Pavley	

NOES—21

Aghazarian	Huff	Mountjoy	Strickland
Benoit	Keene	Nakanishi	Villines
Cogdill	La Malfa	Niello	Walters
DeVore	Leslie	Plescia	
Emmerson	Maze	Runner	
Houston	McCarthy	Spitzer	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 358 (Scott)—An act to amend Section 1522 of the Health and Safety Code, and to amend Section 362.05 of, and to add Section 362.04 to, the Welfare and Institutions Code, relating to child care.

Bill read third time, and presented by Assembly Member Chu.

Bill passed by the following vote:

AYES—76

Aghazarian	Dymally	Laird	Pavley
Baca	Emmerson	Leno	Plescia
Bass	Evans	Leslie	Richman
Benoit	Frommer	Levine	Ridley-Thomas
Berg	Garcia	Lieber	Runner
Bermúdez	Goldberg	Liu	Ruskin
Blakeslee	Hancock	Matthews	Saldaña
Bogh	Harman	Maze	Salinas
Calderon	Horton, Jerome	McCarthy	Spitzer
Canciamilla	Horton, Shirley	Montañez	Strickland
Chan	Houston	Mountjoy	Tran
Chavez	Huff	Mullin	Umberg
Chu	Jones	Nakanishi	Vargas
Cogdill	Karnette	Nation	Villines
Cohn	Keene	Nava	Walters
Coto	Klehs	Negrete McLeod	Wolk
Daucher	Koretz	Niello	Wyland
De La Torre	La Malfa	Oropeza	Yee
DeVore	La Suer	Parra	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 875 (Runner)—An act to amend Sections 8482.3 and 8483.3 of the Education Code, relating to after school programs, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member Daucher.

Bill passed by the following vote:

AYES—77

Aghazarian	Dymally	Leno	Richman
Arambula	Emmerson	Leslie	Ridley-Thomas
Baca	Evans	Levine	Runner
Bass	Frommer	Lieber	Ruskin
Benoit	Garcia	Liu	Saldaña
Berg	Goldberg	Matthews	Salinas
Bermúdez	Hancock	Maze	Spitzer
Blakeslee	Harman	McCarthy	Strickland
Bogh	Horton, Jerome	Montañez	Tran
Calderon	Horton, Shirley	Mountjoy	Umberg
Canciamilla	Houston	Mullin	Vargas
Chan	Huff	Nakanishi	Villines
Chavez	Jones	Nation	Walters
Chu	Karnette	Nava	Wolk
Cogdill	Keene	Negrete McLeod	Wyland
Cohn	Klehs	Niello	Yee
Coto	Koretz	Oropeza	Mr. Speaker
Daucher	La Malfa	Parra	
De La Torre	La Suer	Pavley	
DeVore	Laird	Plescia	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 670 (Dunn)—An act to add Chapter 8.5 (commencing with Section 8720) to Division 1 of Title 2 of the Government Code, relating to Mexican repatriation.

Bill read third time, and presented by Assembly Member Núñez.

Bill passed by the following vote:

AYES—52

Arambula	De La Torre	Leno	Richman
Baca	Dymally	Levine	Ridley-Thomas
Bass	Evans	Lieber	Ruskin
Berg	Frommer	Liu	Saldaña
Bermúdez	Garcia	Matthews	Salinas
Calderon	Goldberg	Montañez	Spitzer
Canciamilla	Hancock	Mullin	Torricon
Chan	Horton, Jerome	Nation	Tran
Chavez	Jones	Nava	Umberg
Chu	Karnette	Negrete McLeod	Vargas
Cohn	Klehs	Oropeza	Wolk
Coto	Koretz	Parra	Yee
Daucher	Laird	Pavley	Mr. Speaker

NOES—20

Aghazarian	Emmerson	Leslie	Plescia
Benoit	Huff	Maze	Runner
Bogh	Keene	McCarthy	Villines
Cogdill	La Malfa	Mountjoy	Walters
DeVore	La Suer	Niello	Wyland

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 1058**

At 4:19 p.m., on motion of Assembly Member Koretz, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Koretz moved to continue the call of the Assembly.

Motion carried. Time, 4:19 p.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
SENATE BILL NO. 303**

At 4:21 p.m., on motion of Assembly Member Berg, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 303 passed by the following vote:

AYES—73

Aghazarian	Emmerson	Leslie	Richman
Arambula	Evans	Levine	Ridley-Thomas
Baca	Frommer	Lieber	Runner
Bass	Garcia	Liu	Ruskin
Benoit	Hancock	Matthews	Saldaña
Berg	Harman	Maze	Salinas
Bermúdez	Horton, Jerome	McCarthy	Spitzer
Blakeslee	Horton, Shirley	Montañez	Strickland
Bogh	Houston	Mountjoy	Torrico
Calderon	Huff	Mullin	Tran
Canciamilla	Jones	Nakanishi	Umberg
Chan	Karnette	Nation	Vargas
Chavez	Keene	Nava	Villines
Cogdill	Klehs	Negrete McLeod	Wolk
Cohn	Koretz	Niello	Yee
Daucher	La Malfa	Oropeza	Mr. Speaker
De La Torre	La Suer	Parra	
DeVore	Laird	Pavley	
Dymally	Leno	Plescia	

NOES—1

Wyland

Bill ordered transmitted to the Senate.

ANNOUNCEMENTS

Assembly Members Mullin and Mountjoy announced the creation of a relief fund to aid the victims of Hurricane Katrina in New Orleans, Louisiana.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Jones announced that the Committee on Judiciary would meet today, upon adjournment of Floor session, in Room 4202.

ADJOURN IN MEMORY

Assembly Member Calderon was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Arthur Vasquez, of Montebello.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Jones and Speaker Núñez were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Sal Lopez, of Sacramento.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Canciamilla was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Danny Castiglione, of Antioch.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 1058**

At 4:32 p.m., on motion of Assembly Member Koretz, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly concurred in Senate amendments to Assembly Bill No. 1058 by the following vote:

AYES—42

Baca	Evans	Levine	Ruskin
Bass	Frommer	Lieber	Saldaña
Berg	Goldberg	Liu	Salinas
Bermúdez	Hancock	Montañez	Torrigo
Chan	Horton, Jerome	Mullin	Umberg
Chavez	Jones	Nation	Vargas
Chu	Karnette	Nava	Wolk
Cohn	Kleh	Negrete McLeod	Yee
Coto	Koretz	Oropeza	Mr. Speaker
De La Torre	Laird	Pavley	
Dymally	Leno	Ridley-Thomas	

NOES—36

Aghazarian	DeVore	La Malfa	Parra
Arambula	Emmerson	La Suer	Plescia
Benoit	Garcia	Leslie	Richman
Blakeslee	Harman	Matthews	Runner
Bogh	Haynes	Maze	Spitzer
Calderon	Horton, Shirley	McCarthy	Tran
Canciamilla	Houston	Mountjoy	Villines
Cogdill	Huff	Nakanishi	Walters
Daucher	Keene	Niello	Wyland

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 610**

At 4:33 p.m., on motion of Assembly Member Klehs, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Klehs moved to continue the call of the Assembly.

Motion carried. Time, 4:33 p.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
SENATE BILL NO. 611**

At 4:33 p.m., on motion of Assembly Member Lieber, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 611 passed by the following vote:

AYES—48

Arambula	Coto	Leno	Pavley
Baca	De La Torre	Levine	Ridley-Thomas
Bass	Dymally	Lieber	Ruskin
Berg	Evans	Liu	Saldaña
Bermúdez	Frommer	Matthews	Salinas
Bogh	Goldberg	Montañez	Strickland
Calderon	Hancock	Mullin	Torrico
Cancianilla	Horton; Jerome	Nation	Umberg
Chan	Jones	Nava	Vargas
Chavez	Karnette	Negrete McLeod	Wolk
Chu	Koretz	Oropeza	Yee
Cohn	Laird	Parra	Mr. Speaker

NOES—27

Aghazarian	Garcia	Maze	Runner
Benoit	Horton; Shirley	McCarthy	Spitzer
Blakelee	Houston	Mountjoy	Tran
Cogdill	Huff	Nakanishi	Villines
Daucher	Keene	Niello	Walters
DeVore	La Suer	Plescia	Wyland
Emmerson	Leslie	Richman	

Bill ordered transmitted to the Senate.

(NOTE: On August 14, 2006, the action was rescinded whereby Senate Bill No. 611 was passed, and whereby the bill was ordered transmitted to the Senate. See page 6524.)

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 965**

At 4:34 p.m., on motion of Assembly Member Richman, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Richman moved to continue the call of the Assembly.

Motion carried. Time, 4:34 p.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
SENATE BILL NO. 51**

At 4:35 p.m., on motion of Assembly Member Leno, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Leno moved to continue the call of the Assembly.

Motion carried. Time, 4:35 p.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
SENATE BILL NO. 687**

At 4:35 p.m., on motion of Assembly Member Coto, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Coto moved to continue the call of the Assembly.

Motion carried. Time, 4:35 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

MESSAGES FROM THE SENATE

September 1, 2005

*The Honorable E. Dotson Wilson
Chief Clerk of the Assembly
Assembly Chamber*

Dear Dotson: By direction of the Senate I am returning SB 941 to the Assembly for further action.

Sincerely,

GREGORY P. SCHMIDT
Secretary of the Senate

Above bill ordered held at the Desk.

Senate Chamber, September 1, 2005

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 515
Assembly Bill No. 566
Assembly Bill No. 688
Assembly Bill No. 723
Assembly Bill No. 849
Assembly Bill No. 875
Assembly Bill No. 899
Assembly Bill No. 938

Assembly Bill No. 1088
Assembly Bill No. 1107
Assembly Bill No. 1110
Assembly Bill No. 1168
Assembly Bill No. 1199
Assembly Bill No. 1374
Assembly Bill No. 1466

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, September 1, 2005

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted as amended:

Assembly Concurrent Resolution No. 1

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, September 1, 2005

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 258
Assembly Bill No. 316
Assembly Bill No. 424
Assembly Bill No. 496
Assembly Bill No. 740

Assembly Bill No. 779
Assembly Bill No. 1061
Assembly Bill No. 1143
Assembly Bill No. 1170
Assembly Bill No. 1325

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, September 1, 2005

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 179
Assembly Bill No. 437

Assembly Bill No. 460
Assembly Bill No. 980

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

Above bills ordered enrolled.

Senate Chamber, September 1, 2005

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 444
Assembly Bill No. 689
Assembly Bill No. 739
Assembly Bill No. 855

Assembly Bill No. 897
Assembly Bill No. 1184
Assembly Bill No. 1439
Assembly Bill No. 1593

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

Above bills ordered enrolled.

Senate Chamber, September 1, 2005

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Concurrent Resolution No. 2
Assembly Concurrent Resolution No. 15
Assembly Concurrent Resolution No. 36
Assembly Concurrent Resolution No. 75

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

Above resolutions ordered enrolled.

ACTION RESCINDED ON SENATE BILL NO. 941

Assembly Member Frommer was granted unanimous consent to rescind the action whereby the Assembly, on August 25, 2005 (Assembly Journal, page 2885), passed Senate Bill No. 941, and whereby the bill was ordered transmitted to the Senate.

JOINT RULE 62(a) WAIVED

Assembly Member Frommer was granted unanimous consent that Joint Rule 62(a) be waived to permit the following bills to be heard in committees as noted:

Committee on Human Services to hear Senate Bill No. 701, today, upon adjournment of Floor Session, in Room 437;

Committee on Education to hear Senate Bill No. 586 on Tuesday, September 6, 2005, upon call of the Chair.

SUSPEND ASSEMBLY RULE 56 AND JOINT RULE 62(a)

Assembly Member Frommer was granted unanimous consent that Assembly Rule 56 and Joint Rule 62(a) be suspended for the purpose of permitting the Committee on Housing and Community Development to notice hearing of Senate Bill No. 1026, on Tuesday, September 6, 2005, pending re-referral to the committee.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 610**

At 4:39 p.m., on motion of Assembly Member Klehs, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 610 passed by the following vote:

AYES—41

Arambula	De La Torre	Laird	Ridley-Thomas
Baca	Dymally	Leno	Ruskin
Bass	Evans	Levine	Saldaña
Berg	Frommer	Lieber	Salinas
Bermúdez	Goldberg	Liu	Torrico
Canciamilla	Hancock	Montañez	Umberg
Chan	Horton, Jerome	Mullin	Yee
Chavez	Jones	Nava	Mr. Speaker
Chu	Karnette	Negrete McLeod	
Cohn	Klehs	Oropeza	
Coto	Koretz	Pavley	

NOES—35

Aghazarian	Harman	Matthews	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	Parra	Wolk
Emmerson	La Suer	Plescia	Wyland
Garcia	Leslie	Richman	

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 51**

At 4:39 p.m., on motion of Assembly Member Leno, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 51 refused passage by the following vote:

AYES—36

Arambula	Evans	Leno	Parra
Bass	Frommer	Levine	Pavley
Berg	Goldberg	Lieber	Ridley-Thomas
Chan	Hancock	Liu	Ruskin
Chu	Jones	Montañez	Saldaña
Cohn	Karnette	Mullin	Torrico
Coto	Klehs	Nation	Wolk
De La Torre	Koretz	Nava	Yee
Dymally	Laird	Oropeza	Mr. Speaker

NOES—32

Aghazarian	DeVore	La Suer	Plescia
Baca	Emmerson	Leslie	Richman
Benoit	Garcia	Matthews	Runner
Blakeslee	Harman	Maze	Spitzer
Bogh	Horton, Shirley	McCarthy	Strickland
Chavez	Houston	Mountjoy	Villines
Cogdill	Huff	Nakanishi	Walters
Daucher	Keene	Niello	Wyland

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 51: Assembly Member Tran from “No” to “Not Voting”.

**Motion to Reconsider Senate Bill No. 51
on Next Legislative Day**

Assembly Member Leno moved to reconsider on the next legislative day the vote whereby Senate Bill No. 51 was this day refused passage. Senate Bill No. 51 ordered to the unfinished business file.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 965**

At 4:45 p.m., on motion of Assembly Member Richman, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Richman moved to continue the call of the Assembly.

Motion carried. Time, 4:45 p.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
SENATE BILL NO. 687**

At 4:46 p.m., on motion of Assembly Member Coto, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Coto moved to continue the call of the Assembly.

Motion carried. Time, 4:46 p.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
SENATE BILL NO. 687**

At 4:50 p.m., on motion of Assembly Member Coto, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 687 refused passage by the following vote:

AYES—48

Arambula	Dymally	Levine	Plescia
Baca	Evans	Lieber	Ridley-Thomas
Bass	Frommer	Liu	Ruskin
Berg	Goldberg	Matthews	Saldaña
Bermúdez	Hancock	Montañez	Salinas
Calderon	Horton, Jerome	Mullin	Strickland
Chan	Jones	Nation	Torrico
Chavez	Karnette	Nava	Umberg
Chu	Klehs	Negrete McLeod	Vargas
Cohn	Koretz	Oropeza	Wolk
Coto	Laird	Parra	Yee
De La Torre	Leno	Pavley	Mr. Speaker

NOES—None

ACTION RESCINDED ON SENATE BILL NO. 687

Assembly Member Frommer was granted unanimous consent to rescind the action whereby the Assembly, earlier today (Assembly Journal, page 3246), refused passage of Senate Bill No. 687.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 965**

At 4:54 p.m., on motion of Assembly Member Richman, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Plescia moved to continue the call of the Assembly.

Motion carried. Time, 4:56 p.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
SENATE BILL NO. 965**

At 5:08 p.m., on motion of Assembly Member Plescia, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 965 passed by the following vote:

AYES—47

Arambula	De La Torre	Laird	Richman
Baca	Dymally	Leno	Ridley-Thomas
Bass	Evans	Levine	Ruskin
Berg	Frommer	Lieber	Saldaña
Bermúdez	Goldberg	Liu	Salinas
Blakeslee	Hancock	Montañez	Torrico
Calderon	Horton, Jerome	Mullin	Tran
Chan	Horton, Shirley	Nation	Umberg
Chavez	Jones	Nava	Wolk
Chu	Karnette	Negrete McLeod	Yee
Cohn	Klehs	Oropeza	Mr. Speaker
Coto	Koretz	Pavley	

NOES—28

Aghazarian	Houston	Maze	Runner
Benoit	Huff	McCarthy	Spitzer
Bogh	Keene	Mountjoy	Strickland
Canciamilla	La Malfa	Nakanishi	Vargas
Cogdill	La Suer	Niello	Villines
DeVore	Leslie	Parra	Walters
Harman	Matthews	Plescia	Wyland

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 965: Assembly Member Negrete McLeod from “No” to “Aye”.

Bill ordered transmitted to the Senate.

ANNOUNCEMENTS

Speaker pro Tempore Yee announced the following session schedule: Friday, September 2, 2005, Floor Session, 8:30 a.m.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Tran announced that the Committee on Environmental Safety and Toxic Materials would meet today, upon adjournment of Floor session, in Room 444.

Assembly Member Evans announced that the Committee on Human Services would meet today, upon adjournment of Floor session, in Room 444.

Bill ordered transmitted to the Senate.

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. 580, Coto Amendments: Baca, Bermúdez, Canciamilla, Cohn, Daucher, Garcia, Jerome Horton, Levine, Lieber, Nation, Oropeza, Parra, Ridley-Thomas, Umberg, and Vargas—Aye; Blakeslee, Bogh, Houston, Huff, Keene, La Malfa, Mountjoy, Nakanishi, Plescia, Richman, Spitzer, Strickland, Tran, and Villines—No.

Senate Bill No. 828, Hancock Amendments: Baca, Bermúdez, Canciamilla, Cohn, Daucher, Garcia, Jerome Horton, Houston, La Malfa, Levine, Lieber, Montañez, Mountjoy, Nakanishi, Oropeza, Parra, Strickland, Umberg, and Vargas—Aye; Bogh, Huff, Keene, Plescia, Richman, Spitzer, and Wyland—No.

Senate Bill No. 1111, Negrete McLeod Amendments: Baca, Bermúdez, Canciamilla, Cohn, Garcia, Jerome Horton, Houston, Levine, Nakanishi, Nation, Oropeza, and Strickland—Aye; Bogh, Huff, Keene, La Malfa, Plescia, Richman, Villines, and Wyland—No.

Senate Bill No. 314, Arambula Amendments: Baca, Bermúdez, Canciamilla, Cohn, Garcia, Jerome Horton, Levine, Lieber, Negrete McLeod, Oropeza, Torrico, and Umberg—Aye; Bogh, Houston, Keene, La Malfa, Leslie, Maze, Mountjoy, Nakanishi, Strickland, Villines, and Wyland—No.

Senate Bill No. 1087, Salinas Amendments: Baca, Bermúdez, Canciamilla, Cohn, Jerome Horton, Levine, Lieber, Montañez, Nation, Oropeza, Torrico, and Umberg—Aye; Garcia, Shirley Horton, Houston, Keene, La Malfa, Mountjoy, Nakanishi, Strickland, Villines, and Wyland—No.

Assembly Bill No. 365, Concurrence: Baca, Bermúdez, Canciamilla, Cohn, Garcia, Hancock, Houston, Keene, La Malfa, Levine, Lieber, Mountjoy, Nakanishi, Nation, Niello, Oropeza, Plescia, Strickland, Umberg, and Walters—Aye.

Assembly Bill No. 917, Concurrence: Arambula, Baca, Bermúdez, Blakeslee, Cohn, De La Torre, DeVore, Garcia, Houston, Keene, La Malfa, Montañez, Mountjoy, Nakanishi, Oropeza, and Strickland—Aye.

Assembly Bill No. 1660, Concurrence: Arambula, Baca, Bermúdez, Blakeslee, Cohn, Daucher, Shirley Horton, Keene, Levine, Oropeza, and Torrico—Aye; Aghazarian, Houston, La Malfa, Mountjoy, Nakanishi, Plescia, Strickland, and Villines—No.

Assembly Bill No. 83, Urgency and Concurrence: Aghazarian, Arambula, Baca, Bermúdez, Cohn, Hancock, Houston, Keene, La Malfa, Mountjoy, Nakanishi, Oropeza, Plescia, and Strickland—Aye.

Assembly Bill No. 203, Concurrence: Aghazarian, Arambula, Baca, Cohn, Frommer, Houston, Keene, La Malfa, Lieber, Mountjoy, Nakanishi, Oropeza, and Strickland—Aye.

Assembly Bill No. 310, Concurrence: Baca, Calderon, Cohn, Frommer, and Oropeza—Aye; Canciamilla, Houston, Keene, La Malfa, Mountjoy, Nakanishi, Plescia, Spitzer, and Strickland—No.

Assembly Bill No. 561, Concurrence: Baca, Cohn, Lieber, Oropeza, and Umberg—Aye; Blakeslee, Canciamilla, Daucher, Garcia, Houston, Keene, La Malfa, Mountjoy, Plescia, Spitzer, and Strickland—No.

Assembly Bill No. 1296, Concurrence: Baca, Canciamilla, Cohn, DeVore, Frommer, Houston, Keene, La Malfa, Levine, Lieber, Mountjoy, Nakanishi, Nation, Oropeza, Plescia, Spitzer, Strickland, Torrico, and Umberg—Aye.

Assembly Bill No. 1438, Concurrence: Baca, Blakeslee, Canciamilla, Cohn, Frommer, Houston, Keene, La Malfa, Levine, Lieber, Mountjoy, Nakanishi, Nation, Oropeza, Plescia, Ridley-Thomas, Spitzer, Strickland, Umberg, and Walters—Aye.

Assembly Bill No. 1690, Concurrence: Baca, Blakeslee, Canciamilla, Cohn, Frommer, Levine, Nation, Oropeza, Ridley-Thomas, and Salinas—Aye; Daucher, Emmerson, Houston, Keene, La Malfa, Mountjoy, Plescia, Spitzer, Strickland, Villines, and Wyland—No.

Assembly Bill No. 1765, Urgency and Concurrence: Baca, Blakeslee, Canciamilla, Cohn, Houston, Keene, La Malfa, Levine, Mountjoy, Nation, Oropeza, Plescia, Ridley-Thomas, Spitzer, Strickland, and Wyland—Aye.

Assembly Bill No. 33, Concurrence: Baca, Canciamilla, Cohn, Houston, Keene, La Malfa, Levine, Mountjoy, Nation, Oropeza, Plescia, Spitzer, and Strickland—Aye.

Assembly Bill No. 287, Concurrence: Aghazarian, Baca, Bass, Bermúdez, Bogh, Cohn, Frommer, Garcia, Hancock, Keene, La Malfa, Liu, Niello, Plescia, Ridley-Thomas, Ruskin, and Strickland—Aye.

Assembly Bill No. 394, Concurrence: Baca, Bass, Benoit, Bogh, Cohn, Garcia, Keene, La Malfa, Liu, Nation, Plescia, Saldaña, and Strickland—Aye.

Assembly Bill No. 415, Urgency and Concurrence: Baca, Bogh, Cohn, De La Torre, Evans, Garcia, Keene, La Malfa, Mountjoy, Nation, Plescia, and Strickland—Aye.

Assembly Bill No. 128, Urgency and Concurrence: Baca, Cohn, Houston, Keene, La Malfa, Nakanishi, Plescia, Strickland, and Wyland—Aye; Mountjoy—No.

Assembly Bill No. 627, Concurrence: Baca, Bass, Benoit, Cohn, Keene, Mountjoy, Nation, Plescia, and Strickland—Aye.

Assembly Bill No. 706, Concurrence: Aghazarian, Baca, Cohn, Coto, Keene, Mountjoy, Nation, Plescia, and Strickland—Aye.

Assembly Bill No. 736, Concurrence: Aghazarian, Baca, Cohn, Evans, Keene, Nakanishi, Nation, Plescia, and Strickland—Aye.

Assembly Bill No. 776, Concurrence: Baca, Cohn, De La Torre, Evans, Keene, Levine, Mountjoy, Nation, Niello, Oropeza, Plescia, Saldaña, Strickland, and Vargas—Aye.

Assembly Bill No. 1069, Concurrence: Baca, Bass, Cohn, Frommer, Keene, Niello, Plescia, Ridley-Thomas, Saldaña, Strickland, and Vargas—Aye.

Assembly Bill No. 1278, Concurrence: Baca, Bass, Cohn, Frommer, Keene, Niello, Plescia, Ridley-Thomas, Saldaña, Strickland, and Vargas—Aye.

Assembly Bill No. 1346, Concurrence: Arambula, Baca, Bass, Canciamilla, Cohn, Frommer, Jones, Keene, Koretz, Levine, Plescia, Ridley-Thomas, Saldaña, Strickland, and Vargas—Aye.

Assembly Bill No. 1718, Concurrence: Baca, Bass, Cohn, Frommer, Keene, Levine, Plescia, Ridley-Thomas, Saldaña, Strickland, and Vargas—Aye.

Assembly Bill No. 1723, Concurrence: Baca, Bass, Bogh, Cohn, Frommer, Garcia, Keene, Levine, Plescia, Ridley-Thomas, Strickland, and Torrico—Aye.

Assembly Joint Resolution No. 24, Concurrence: Baca, Bass, Cohn, Coto, Frommer, Keene, La Suer, Levine, Montañez, Mountjoy, Plescia, Ridley-Thomas, Strickland, Torrico, and Walters—Aye.

Assembly Bill No. 927, Concurrence: Aghazarian, Baca, Bermúdez, Cohn, Emmerson, Garcia, Shirley Horton, Keene, Levine, Plescia, Torrico, and Wyland—Aye; Bogh, Strickland, and Walters—No.

Senate Bill No. 430: Baca, Cohn, Goldberg, Levine, Nation, Plescia, Richman, Strickland, and Torrico—Aye.

Senate Bill No. 402: Baca, Cohn, Coto, De La Torre, Hancock, Mullin, Nation, Plescia, Richman, Ridley-Thomas, and Strickland—Aye; Goldberg—No.

Senate Bill No. 874: Baca, Cohn, Nation, Pavley, and Spitzer—Aye; Aghazarian, Daucher, Emmerson, Shirley Horton, Plescia, Richman, and Strickland—No.

Senate Bill No. 518: Arambula, Baca, Bass, Berg, Chavez, Cohn, Frommer, Huff, Montañez, Nation, Parra, Richman, Ridley-Thomas, and Strickland—Aye.

Senate Bill No. 584: Baca, Bass, Cohn, Frommer, Garcia, Hancock, Levine, Montañez, Plescia, Richman, Ridley-Thomas, and Strickland—Aye.

Senate Bill No. 2: Baca, Blakeslee, Bogh, Cohn, Frommer, Garcia, Leslie, Maze, Montañez, Nation, Richman, Ridley-Thomas, and Wyland—Aye; Plescia, Spitzer, and Strickland—No.

Senate Bill No. 1106: Aghazarian, Baca, Benoit, Blakeslee, Calderon, Cohn, Coto, Frommer, Garcia, Karnette, La Malfa, La Suer, McCarthy, Nation, Niello, Plescia, Ridley-Thomas, Spitzer, and Strickland—Aye; Daucher and Villines—No.

Senate Bill No. 207: Baca, Bass, Cohn, Frommer, and Pavley—Aye; Strickland—No.

Senate Bill No. 970: Aghazarian, Baca, Bermúdez, Blakeslee, Canciamilla, Cohn, Coto, Daucher, Dymally, Evans, Garcia, Jerome Horton, Shirley Horton, Karnette, Keene, La Suer, Leno, Lieber, Montañez, Nakanishi, Nation, Nava, Negrete McLeod, Niello, Parra, Plescia, Spitzer, Strickland, Umberg, and Wyland—Aye.

Senate Bill No. 104: Aghazarian, Baca, Bermúdez, Coto, Evans, Frommer, Garcia, Karnette, Keene, La Suer, Lieber, Montañez, Nation, Nava, Negrete McLeod, Niello, Parra, Plescia, Spitzer, Strickland, Umberg, and Wyland—Aye.

Senate Bill No. 743: Aghazarian, Baca, Bermúdez, Bogh, Coto, Evans, Garcia, Karnette, Keene, La Suer, Lieber, Nava, Negrete McLeod, Niello, Oropeza, Parra, Pavley, Plescia, Spitzer, Strickland, Umberg, Wolk, and Wyland—Aye.

Senate Bill No. 444: Aghazarian, Arambula, Baca, Bermúdez, Harman, Keene, Koretz, Levine, Montañez, Mountjoy, Mullin, Niello, Parra, Strickland, Torrico, Umberg, and Wyland—Aye.

Senate Bill No. 802: Aghazarian, Arambula, Baca, Bermúdez, Levine, Montañez, Mountjoy, Nakanishi, Nation, Niello, Oropeza, Parra, Pavley, Plescia, Strickland, Torrico, Wolk, and Wyland—Aye.

Senate Bill No. 1002 and Urgency: Arambula, Baca, Bermúdez, Levine, Montañez, Nation, Nava, Parra, Ridley-Thomas, Strickland, and Torrico—Aye.

Senate Bill No. 367: Aghazarian, Arambula, Baca, Bermúdez, Blakeslee, Bogh, Canciamilla, Cohn, Coto, DeVore, Dymally, Garcia, Shirley Horton, Karnette, Keene, La Malfa, Leno, Lieber, Montañez, Mountjoy, Nakanishi, Nation, Nava, Niello, Parra, Plescia, Tran, Umberg, Walters, and Wyland—Aye; Strickland—No.

Assembly Bill No. 459, Concurrence: Baca, Bass, Bermúdez, Canciamilla, Cohn, Frommer, Jones, Koretz, Lieber, Montañez, Mountjoy, Parra, Strickland, Umberg, Wyland, and Yee—Aye; Benoit, McCarthy, Plescia, and Villines—No.

Senate Bill No. 429: Baca, Frommer, Jerome Horton, Matthews, and Mullin—Aye; Walters—No.

Senate Bill No. 422: Baca, Frommer, Garcia, Jerome Horton, Shirley Horton, Levine, Montañez, Torrico, and Umberg—Aye; Huff and Mountjoy—No.

Assembly Bill No. 89, Concurrence: Arambula, Baca, Frommer, Levine, and Torrico—Aye; Matthews—No.

Assembly Bill No. 97, Concurrence: Baca, Benoit, De La Torre, Frommer, Huff, Levine, Niello, Richman, and Torrico—Aye; Villines—No.

Assembly Bill No. 114, Concurrence: Baca, Calderon, Canciamilla, Frommer, Laird, Levine, Richman, Ruskin, Torrico, and Villines—Aye.

Assembly Bill No. 195, Concurrence: Baca, Canciamilla, Frommer, Levine, Montañez, and Torrico—Aye; Daucher, Harman, Richman, and Villines—No.

Assembly Bill No. 277, Concurrence: Baca, Frommer, Levine, Montañez, Nation, Richman, Torrico, and Villines—Aye.

Assembly Bill No. 696, Concurrence: Baca, Montañez, and Umberg—Aye.

Assembly Bill No. 280, Concurrence: Baca, Bass, Cohn, De La Torre, Frommer, Koretz, Plescia, Spitzer, Strickland, Umberg, and Wyland—Aye.

Assembly Bill No. 708, Concurrence: Baca, Frommer, Jerome Horton, Matthews, Strickland, and Umberg—Aye; Daucher, Plescia, and Villines—No.

Assembly Bill No. 765, Concurrence: Baca, De La Torre, Frommer, Niello, and Ridley-Thomas—Aye; Strickland and Villines—No.

Assembly Bill No. 1195, Concurrence: Baca, Daucher, De La Torre, Frommer, Oropeza, Spitzer, and Wolk—Aye; Villines—No.

Assembly Bill No. 1200, Concurrence: Baca, De La Torre, Frommer, Hancock, and Umberg—Aye; Mountjoy, Plescia, Villines, Walters, and Wyland—No.

Assembly Bill No. 1595, Concurrence: Baca, De La Torre, and Umberg—Aye.

Senate Bill No. 914: Frommer, Plescia, and Umberg—Aye; Baca—No.

Senate Bill No. 1016: Baca, Blakeslee, Frommer, Montañez, Nation, Oropeza, Ridley-Thomas, and Spitzer—Aye; Plescia—No.

Senate Bill No. 917: Frommer, Nation, Ridley-Thomas, and Strickland—Aye; Plescia—No.

Senate Bill No. 576: Bermúdez—Aye; Chavez, Garcia, Nation, Plescia, Strickland, and Villines—No.

Senate Bill No. 418: Aghazarian, Blakeslee, Chavez, Jones, Keene, Koretz, Lieber, Nava, Richman, Ridley-Thomas, and Strickland—Aye; Mountjoy, Plescia, and Walters—No.

Senate Bill No. 688: Bass, Jones, Koretz, Laird, Nava, Plescia, Strickland, and Walters—Aye.

Senate Bill No. 851: Bass, Benoit, Coto, DeVore, Frommer, Laird, Montañez, Nava, Plescia, Ridley-Thomas, Strickland, and Walters—Aye.

Senate Bill No. 40: Blakeslee, Bogh, Daucher, Frommer, Garcia, Ridley-Thomas, and Wyland—Aye; Benoit, Emmerson, Mountjoy, Plescia, Strickland, and Walters—No.

Senate Bill No. 358: Bogh, Coto, Frommer, Levine, Lieber, Montañez, Mountjoy, Pavley, Plescia, Ridley-Thomas, Strickland, and Umberg—Aye.

Senate Bill No. 875: Coto, Frommer, Levine, Montañez, Oropeza, Plescia, Ridley-Thomas, Strickland, and Wolk—Aye.

Senate Bill No. 670: Daucher and Oropeza—Aye; Emmerson and Plescia—No.

Senate Bill No. 303: Blakeslee, Frommer, Jerome Horton, Lieber, Mountjoy, Plescia, Ridley-Thomas, Tran, and Umberg—Aye; Wyland—No.

Senate Bill No. 611: Bermúdez, Bogh, Frommer, Jerome Horton, Levine, Ridley-Thomas, and Strickland—Aye; DeVore, Emmerson, Plescia, and Villines—No.

Senate Bill No. 610: Matthews and Plescia—No.

Senate Bill No. 51: Frommer—Aye.

Senate Bill No. 687: Plescia and Strickland—Aye.

Senate Bill No. 965: Jerome Horton and Tran—Aye; McCarthy and Spitzer—No.

MOTION TO ADJOURN

At 5:09 p.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 5:10 p.m., Speaker pro Tempore Yee declared the quorum call of the Assembly dispensed with.

AUTHOR'S AMENDMENTS

Committee on Environmental Safety and Toxic Materials

September 1, 2005

Mr. Speaker: The Chair of your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 536

With author's amendments with the recommendation: Amend, and re-refer to the committee.

RUSKIN, Chair

SENATE BILL NO. 536—An act to amend Section 25354.5 of the Health and Safety Code, relating to hazardous substances, and making an appropriation therefor.

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 Local Government

Date of Hearing: September 1, 2005

Mr. Speaker: Your Committee on Local Government reports:

Assembly Bill No. 259

With the recommendation: That the Senate amendments be concurred in.

SALINAS, Chair

Above bill ordered to unfinished business.

Committee on Governmental Organization

Date of Hearing: August 31, 2005

Mr. Speaker: Your Committee on Government Organization reports:

Assembly Bill No. 1442

Assembly Bill No. 1495

With the recommendation: That the Senate amendments be concurred in.

JEROME HORTON, Chair

Above bills ordered to unfinished business.

Committee on Rules

Date of Hearing: September 1, 2005

Mr. Speaker: Your Committee on Rules reports:

Senate Concurrent Resolution No. 59

With the recommendation: Be adopted.

Pursuant to the provisions of Joint Rule Nos. 22.1, 22.2, and 22.3, the committee recommends that the above resolution be placed on the Consent Calendar.

MONTAÑEZ, Chair

Above resolution ordered to the Consent Calendar.

Date of Hearing: September 1, 2005

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 83

With the recommendation: Be adopted.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above resolution be placed on the Consent Calendar.

MONTAÑEZ, Chair

Above resolution ordered to the Consent Calendar.

Date of Hearing: September 1, 2005

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 51

Assembly Concurrent Resolution No. 92

With the recommendation: Be adopted.

MONTAÑEZ, Chair

Above resolutions ordered to third reading.

Committee on Human Services

Date of Hearing: September 1, 2005

Mr. Speaker: Your Committee on Human Services reports:

Senate Bill No. 701

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

EVANS, Chair

Above bill re-referred to the Committee on Appropriations.

ADJOURNMENT

At 5:11 p.m., pursuant to the motion by Assembly Member Frommer, the Assembly adjourned until 8:30 a.m., Friday, September 2, 2005, out of respect to the memory of Arthur Vasquez on motion of Assembly Member Calderon; out of respect to the memory of Sal Lopez on motion of Assembly Member Jones and Speaker Núñez; and out of respect to the memory of Danny Castiglione on motion of Assembly Member Canciamilla.

FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON SEPTEMBER 1, 2005**

The following measures were amended in the Assembly on this day:

SB	RN
137	0519819
239	0519808
244	0520128
279	0520042
283	0519875
302	0519582
314	0519999
536	0520127
577	0519870
580	0518759
586	0519997
643	0519815
644	0519940
720	0519597
771	0520039
777	0518957
798	0519949
828	0519132
833	0519238
1087	0520024
1111	0519773

Daily Total:	21
Cumulative Total:	2702

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.

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.

BILLS RETURNED TO UNFINISHED BUSINESS FILE

Pursuant to Assembly Rule 78, the following bill was withdrawn from the inactive file, and placed upon the unfinished business file:

Senate Bill No. 455, on request of Assembly Member Frommer.

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	Klehs	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	Kleh	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.

(NOTE: On September 8, 2005, the action was rescinded whereby Senate Bill No. 1002 was re-referred to the Committees on Jobs, Economic Development, and the Economy, Revenue and Taxation, and Appropriations pursuant to Assembly Rule 77.2. See page 3611.)

CONSIDERATION OF SENATE BILL NO. 455

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. 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	Kleh	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	Klehs	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	Klehs	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	Kleh	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	Kleh	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	Klehs	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	Klehs	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	Klehs	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 SENATE BILLS (RESUMED)**

SENATE 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	Klehs	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	Klehs	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. 165

Assembly Bill No. 224

Assembly Bill No. 296

Assembly Bill No. 361

Assembly Bill No. 429

Assembly Bill No. 453

Assembly Bill No. 610

Assembly Bill No. 729

Assembly Bill No. 924

Assembly Bill No. 961

Assembly Bill No. 996

Assembly Bill No. 1051

Assembly Bill No. 1113

Assembly Bill No. 1117

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. 1533

Assembly Bill No. 1563

Assembly Bill No. 1585

Assembly Bill No. 1594

Assembly Bill No. 1633

Assembly Bill No. 1669

Assembly Bill No. 1712

Assembly Bill No. 1738

Assembly Bill No. 1746

Assembly Bill No. 1767

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
SB	RN	455	0520398
1	0520261	457	0520583
18	0520237	500	0519882
20	0520132	506	0520396
23	0520393	512	0520377
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

CALIFORNIA LEGISLATURE

2005–06 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, September 6, 2005

ONE HUNDRED NINETEENTH SESSION DAY

TWO HUNDRED SEVENTY-FIFTH 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, September 6, 2005

The Assembly met at 11:05 a.m.

Hon. Leland Y. Yee, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Neva Parker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Mountjoy moved a quorum call of the Assembly. Motion carried. Time, 11:05 a.m.

The Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

Quorum Present

At 11:19 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, There are times when we work so hard, that we feel like a machine . . . constantly running, constantly producing. We put all our energy into setting things in motion and keeping them going, that we hardly notice life passing by. Help us, Lord, to work less like a machine and more like life. Grant us the spirit of selflessness, an open welcome, and the capacity of seeing the best in others.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Yee, Assembly Member Karnette 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.

REPORTS

The following reports were presented by the Chief Clerk:

2004–05 Disabled Veterans Business Enterprise Report

Above transmitted report, together with letter of transmittal from Ramon J. Hirsig, Executive Director, Board of Equalization, dated August 24, 2005, referred by the Speaker to the Committee on Veterans Affairs.

**Progress Report of the Acquisition, Design, Equipping, Construction, Establishment, and Expansion of Veterans Homes
(Pursuant to Government Code Section 15819.60)**

Above transmitted report, together with letter of transmittal from Tom Johnson, FACHE, Secretary, Department of Veterans Affairs, dated August 26, 2005, referred by the Speaker to the Committee on Veterans Affairs.

**2004 Utility Procurement of Goods, Services, and Fuel from Women, Minority, and Disabled Veteran-Owned Business Enterprises
(Pursuant to Public Utilities Code Section 8283(e))**

Above transmitted report, together with letter of transmittal from Steve Larson, Executive Director, Public Utilities Commission, dated August 24, 2005, referred by the Speaker to the Committee on Jobs, Economic Development, and the Economy.

2004–05 Disabled Veteran Business Enterprise Report

Above transmitted report, together with letter of transmittal from Jennifer Burkhart, Procurement Analyst, California Unemployment Insurance Appeals Board, Labor and Workforce Development Agency, dated August 29, 2005, referred by the Speaker to the Committee on Veterans Affairs.

**Seismic Safety Retrofit Report—
Second Quarter (April 1–June 30, 2005)
(Pursuant to Streets and Highway Code Section 188.5(g))**

Above transmitted report, together with letter of transmittal from Janet S. Dawson, Assistant Deputy Director, Legislative and Local Government Affairs, Department of Transportation, dated August 24, 2005, referred by the Speaker to the Committee on Transportation.

**2004–05 Disabled Veterans Business Enterprise Report
(Pursuant to Military and Veterans Code Section 999.7)**

Above transmitted report, together with letter of transmittal from Donald E. Owen, Jr., Assistant Secretary, Fiscal and Administrative Programs, California Environmental Protection Agency, dated August 22, 2005, referred by the Speaker to the Committee on Veterans Affairs.

**2002–03 Emergency Medical Services (EMS) Reports
(Pursuant to Health and Safety Code Section 1797.98) from:**

Alpine County, Randi Makley, Alpine County Auditor, dated August 4, 2005.

Referred by the Speaker to the Committee on Health.

**2003–04 Emergency Medical Services (EMS) Reports
(Pursuant to Health and Safety Code Section 1797.98) from:**

Alpine County, Randi Makley, Alpine County Auditor, dated August 4, 2005;

Yuba County, Michelle Cahoon, Administration and Accounting Supervisor, dated July 25, 2005.

Referred by the Speaker to the Committee on Health.

**2004–05 Emergency Medical Services (EMS) Reports
(Pursuant to Health and Safety Code Section 1797.98) from:**

Alpine County, Randi Makley, Alpine County Auditor, dated August 4, 2005;

Trinity County, Angela C. Bickle, Deputy Auditor, dated July 25, 2005.

Referred by the Speaker to the Committee on Health.

**Charter School Funding Joint Report
(Pursuant to Education Code Section 17078.66)**

Above report referenced in communication from Ron Joseph, Director, Department of General Services, dated August 10, 2005, stating availability of report at <http://www.legi.dgs.ca.gov/Publications/2005LegislativeReports.htm>

Referred by the Speaker to the Committee on Education.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, September 6, 2005

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Joint Resolution No. 34

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

Assembly Chamber, September 6, 2005

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1243

Assembly Bill No. 1626

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

AUTHOR'S AMENDMENTS
Committee on Public Safety

September 6, 2005

Mr. Speaker: The Chair of your Committee on Public Safety reports:
 Senate Bill No. 239

With author's amendments with the recommendation: Amend, and re-refer to the committee.

LENO, Chair

SENATE BILL NO. 239—An act to add Section 6357 to the Penal Code, relating to prisoners.

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 Housing and Community Development

Date of Hearing: September 6, 2005

Mr. Speaker: Your Committee on Housing and Community Development reports:
 Senate Bill No. 1026

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

MULLIN, Chair

Above bill re-referred to the Committee on Appropriations.

RE-REFERENCE OF BILLS TO COMMITTEE PURSUANT TO
ASSEMBLY RULE 77.2

Pursuant to Assembly Rule 77.2, Speaker pro Tempore Yee re-referred the following Assembly bills to committees as noted:

Assembly Bill No. 1199, to the Committee on Health;
 Assembly Bill No. 1170, to the Committee on Natural Resources;
 Senate Bill No. 506, to the Committee on Rules.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 686, on request of Assembly Member Frommer.

ASSEMBLY BILL NO. 1029 RECONSIDERED
BY UNANIMOUS CONSENT

In compliance with a motion given, Assembly Member Jerome Horton was granted unanimous consent that the vote be reconsidered whereby Assembly Bill No. 1029 was refused passage; and that the bill be placed upon the inactive file.

JOINT RULE 62(a) WAIVED

Assembly Member Frommer was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bills Nos. 65, 67, 69, 70, 72, and 73 for hearing in the Committee on Rules, today, upon call of the Chair.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Frommer was granted unanimous consent that all bills reported by the Assembly Committee on Rules today, with a "Do Pass as Amended" recommendation be taken up without reference to file for the purpose of Second Reading and adoption of committee amendments, and that the bills, as amended, be ordered out to print and back to the Second Reading File for Wednesday, September 7, 2005.

CAUCUS ANNOUNCEMENTS

At 11:25 a.m., Assembly Member Frommer was granted unanimous consent that the Democratic Caucus be permitted to meet in the Assembly Lounge.

At 11:25 a.m., Assembly Member Bogh was granted unanimous consent that the Republican Caucus be permitted to meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 11:26 a.m., Speaker pro Tempore Yee declared the Assembly recessed.

RECONVENED

At 11:59 a.m., the Assembly reconvened.

Hon. Leland Y. Yee, Speaker pro Tempore of the Assembly, presiding.

RECESS

By unanimous consent, at 12:02 p.m., Speaker pro Tempore Yee declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Leslie introduced and presented a resolution to the Honorable Benedita da Silva, a Brazilian politician. Ms. da Silva was accompanied by Wilma Krueger, President of International Benedita da Silva Foundation, Dr. Alest Coleman, Guilherme Mattoso, Cheri Barnette, and Suzie Smith.

RECONVENED

At 12:03 p.m., the Assembly reconvened.

Hon. Leland Y. Yee, Speaker pro Tempore of the Assembly, presiding.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 288—An act to amend Section 12716 of, and to repeal Section 12718 of, the Government Code, relating to gaming, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Governmental Organization read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

DEBATE LIMITED

Speaker pro Tempore Yee announced that by unanimous consent and leadership agreement, debate on measures on today's file would be limited to 3 minutes to open, 2 minutes for questions and debate, and 2 minutes to close.

CONSIDERATION OF DAILY FILE (RESUMED)**UNFINISHED BUSINESS (RESUMED)****CONSIDERATION OF SENATE AMENDMENTS**

ASSEMBLY BILL NO. 1390 (Jones)—An act to amend Section 33334.2 of, and to amend and repeal Section 33413 of, the Health and Safety Code, relating to housing.

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—56

Arambula	Dymally	Laird	Pavley
Baca	Emmerson	Leno	Richman
Bass	Evans	Levine	Ridley-Thomas
Berg	Frommer	Lieber	Runner
Bermúdez	Garcia	Liu	Ruskin
Calderon	Goldberg	Matthews	Saldaña
Canciamilla	Hancock	Montañez	Salinas
Chan	Harman	Mullin	Torrico
Chavez	Horton, Jerome	Nakanishi	Tran
Chu	Horton, Shirley	Nation	Umberg
Cohn	Jones	Nava	Vargas
Coto	Karnette	Negrete McLeod	Wolk
Daucher	Klehs	Niello	Yee
De La Torre	Koretz	Parra	Mr. Speaker

NOES—22

Aghazarian	Haynes	Leslie	Strickland
Benoit	Houston	Maze	Villines
Blakeslee	Huff	McCarthy	Walters
Bogh	Keene	Mountjoy	Wyland
Cogdill	La Malfa	Plescia	
DeVore	La Suer	Spitzer	

Above bill ordered enrolled.

ASSEMBLY JOINT RESOLUTION NO. 17 (Jones)—Relative to child support penalties.

The question being: Shall the Assembly concur in the Senate amendments to the above resolution?

(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—76

Aghazarian	DeVore	La Suer	Pavley
Arambula	Dymally	Laird	Plescia
Baca	Emmerson	Leno	Richman
Bass	Evans	Leslie	Ridley-Thomas
Benoit	Frommer	Levine	Runner
Berg	Garcia	Lieber	Ruskin
Bermúdez	Goldberg	Liu	Saldaña
Blakeslee	Hancock	Matthews	Salinas
Bogh	Harman	Maze	Strickland
Calderon	Horton, Jerome	McCarthy	Torrico
Canciamilla	Horton, Shirley	Montañez	Tran
Chan	Houston	Mountjoy	Umberg
Chavez	Huff	Mullin	Vargas
Chu	Jones	Nakanishi	Villines
Cogdill	Karnette	Nation	Walters
Cohn	Keene	Nava	Wolk
Coto	Klehs	Negrete McLeod	Wyland
Daucher	Koretz	Niello	Yee
De La Torre	La Malfa	Parra	Mr. Speaker

NOES—2

Haynes Spitzer

Above resolution ordered enrolled.

ASSEMBLY BILL NO. 648 (Jones)—An act to amend Section 65940 of the Government Code, relating to development projects.

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—45

Arambula	De La Torre	Leno	Ruskin
Baca	Dymally	Levine	Saldaña
Bass	Evans	Lieber	Salinas
Berg	Frommer	Liu	Torrico
Bermúdez	Goldberg	Matthews	Umberg
Calderon	Hancock	Montañez	Vargas
Canciamilla	Horton, Jerome	Mullin	Wolk
Chan	Jones	Nation	Yee
Chavez	Karnette	Nava	Mr. Speaker
Chu	Klehs	Negrete McLeod	
Cohn	Koretz	Pavley	
Coto	Laird	Ridley-Thomas	

NOES—33

Aghazarian	Harman	Maze	Spitzer
Benoit	Haynes	McCarthy	Strickland
Blakeslee	Horton, Shirley	Mountjoy	Tran
Bogh	Houston	Nakanishi	Villines
Cogdill	Huff	Niello	Walters
Daucher	Keene	Parra	Wyland
DeVore	La Malfa	Plescia	
Emmerson	La Suer	Richman	
Garcia	Leslie	Runner	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 843 (Nunez)—An act to amend Section 22251 of, and to add Section 22253.1 to, the Business and Professions Code, relating to tax preparers.

Bill presented by Assembly Member Laird.

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—46

Arambula	De La Torre	Leno	Ridley-Thomas
Baca	Dymally	Levine	Ruskin
Bass	Evans	Lieber	Saldaña
Berg	Frommer	Liu	Salinas
Bermúdez	Goldberg	Matthews	Torrico
Calderon	Hancock	Montañez	Umberg
Canciamilla	Horton, Jerome	Mullin	Vargas
Chan	Jones	Nation	Wolk
Chavez	Karnette	Nava	Yee
Chu	Klehs	Negrete McLeod	Mr. Speaker
Cohn	Koretz	Parra	
Coto	Laird	Pavley	

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

Above bill ordered enrolled.

ASSEMBLY BILL NO. 121 (Vargas)—An act to add Section 110552 to the Health and Safety Code, relating to lead contamination of candy.

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—52

Arambula	De La Torre	Koretz	Pavley
Baca	Dymally	Laird	Richman
Bass	Evans	Leno	Ridley-Thomas
Berg	Frommer	Levine	Ruskin
Bermúdez	Garcia	Lieber	Saldaña
Calderon	Goldberg	Liu	Salinas
Canciamilla	Hancock	Matthews	Spitzer
Chan	Harman	Montañez	Torricon
Chavez	Horton, Jerome	Mullin	Umberg
Chu	Horton, Shirley	Nation	Vargas
Cohn	Jones	Nava	Wolk
Coto	Karnette	Negrete McLeod	Yee
Daucher	Klehs	Parra	Mr. Speaker

NOES—24

Aghazarian	Haynes	Maze	Runner
Benoit	Houston	McCarthy	Strickland
Blakeslee	Huff	Mountjoy	Tran
Bogh	La Malfa	Nakanishi	Villines
Cogdill	La Suer	Niello	Walters
DeVore	Leslie	Plescia	Wyland

Vote Changes

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 121: Assembly Member Spitzer from “No” to “Aye”.

Above bill ordered enrolled.

ASSEMBLY BILL NO. 259 (Hancock)—An act to amend Sections 25828 and 25831 of, and to add Section 25832 to, the Government Code, relating to solid waste.

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

Aghazarian	DeVore	La Suer	Richman
Arambula	Dymally	Laird	Ridley-Thomas
Baca	Emmerson	Leno	Runner
Bass	Evans	Leslie	Ruskin
Benoit	Frommer	Levine	Saldaña
Berg	Garcia	Lieber	Salinas
Bermúdez	Goldberg	Liu	Spitzer
Blakeslee	Hancock	Matthews	Torrico
Bogh	Harman	McCarthy	Tran
Calderon	Horton, Jerome	Montañez	Umberg
Canciamilla	Horton, Shirley	Mountjoy	Vargas
Chan	Houston	Mullin	Villines
Chavez	Huff	Nakanishi	Walters
Chu	Jones	Nation	Wolk
Cogdill	Karnette	Nava	Wyland
Cohn	Keene	Niello	Yee
Coto	Klehs	Parra	Mr. Speaker
Daucher	Koretz	Pavley	
De La Torre	La Malfa	Plescia	

NOES—3

Haynes	Maze	Strickland
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Above bill ordered enrolled.

ASSEMBLY BILL NO. 1495 (Canciamilla)—An act to amend Section 6254 of the Government Code, relating to public records, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—78

Aghazarian	Dymally	Laird	Richman
Arambula	Emmerson	Leno	Ridley-Thomas
Baca	Evans	Leslie	Runner
Bass	Frommer	Levine	Ruskin
Benoit	Garcia	Lieber	Saldaña
Berg	Goldberg	Liu	Salinas
Bermúdez	Hancock	Matthews	Spitzer
Blakeslee	Harman	Maze	Strickland
Bogh	Haynes	McCarthy	Torrico
Calderon	Horton, Jerome	Montañez	Tran
Canciamilla	Horton, Shirley	Mountjoy	Umberg
Chan	Houston	Mullin	Vargas
Chavez	Huff	Nakanishi	Villines
Chu	Jones	Nation	Walters
Cogdill	Karnette	Nava	Wolk
Cohn	Keene	Negrete McLeod	Wyland
Coto	Klehs	Niello	Yee
Daucher	Koretz	Parra	Mr. Speaker
De La Torre	La Malfa	Pavley	
DeVore	La Suer	Plescia	

NOES—None

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—78

Aghazarian	Dymally	Laird	Richman
Arambula	Emmerson	Leno	Ridley-Thomas
Baca	Evans	Leslie	Runner
Bass	Frommer	Levine	Ruskin
Benoit	Garcia	Lieber	Saldaña
Berg	Goldberg	Liu	Salinas
Bermúdez	Hancock	Matthews	Spitzer
Blakeslee	Harman	Maze	Strickland
Bogh	Haynes	McCarthy	Torrico
Calderon	Horton, Jerome	Montañez	Tran
Canciamilla	Horton, Shirley	Mountjoy	Umberg
Chan	Houston	Mullin	Vargas
Chavez	Huff	Nakanishi	Villines
Chu	Jones	Nation	Walters
Cogdill	Karnette	Nava	Wolk
Cohn	Keene	Negrete McLeod	Wyland
Coto	Klehs	Niello	Yee
Daucher	Koretz	Parra	Mr. Speaker
De La Torre	La Malfa	Pavley	
DeVore	La Suer	Plescia	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 515 (Richman)—An act to add Section 141 to the Water Code, relating to the State Water Project.

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

Aghazarian	Dymally	Laird	Richman
Arambula	Emmerson	Leno	Ridley-Thomas
Baca	Evans	Leslie	Runner
Bass	Frommer	Levine	Ruskin
Benoit	Garcia	Lieber	Saldaña
Berg	Goldberg	Liu	Salinas
Bermúdez	Hancock	Matthews	Spitzer
Blakeslee	Harman	Maze	Strickland
Bogh	Haynes	McCarthy	Torrico
Calderon	Horton, Jerome	Montañez	Tran
Canciamilla	Horton, Shirley	Mountjoy	Umberg
Chan	Houston	Mullin	Vargas
Chavez	Huff	Nakanishi	Villines
Chu	Jones	Nation	Wolk
Cogdill	Karnette	Nava	Wyland
Cohn	Keene	Negrete McLeod	Yee
Coto	Klehs	Niello	Mr. Speaker
Daucher	Koretz	Parra	
De La Torre	La Malfa	Pavley	
DeVore	La Suer	Plescia	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 566 (Bermudez)—An act to amend Section 13110.5 of the Health and Safety Code, relating to fire protection.

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—49

Arambula	Dymally	Lieber	Saldaña
Baca	Evans	Liu	Salinas
Bass	Frommer	Matthews	Spitzer
Berg	Goldberg	Montañez	Torrico
Bermúdez	Hancock	Mullin	Tran
Calderon	Horton, Jerome	Nation	Umberg
Canciamilla	Jones	Nava	Vargas
Chan	Karnette	Negrete McLeod	Wolk
Chavez	Klehs	Parra	Yee
Chu	Koretz	Pavley	Mr. Speaker
Cohn	Laird	Plescia	
Coto	Leno	Ridley-Thomas	
De La Torre	Levine	Ruskin	

NOES—29

Aghazarian	Garcia	La Suer	Runner
Benoit	Harman	Leslie	Strickland
Blakeslee	Haynes	Maze	Villines
Bogh	Horton, Shirley	McCarthy	Walters
Cogdill	Houston	Mountjoy	Wyland
Daucher	Huff	Nakanishi	
DeVore	Keene	Niello	
Emmerson	La Malfa	Richman	

Vote Changes

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 566: Assembly Member Tran from “No” to “Aye”.

Above bill ordered enrolled.

ASSEMBLY BILL NO. 688 (Matthews)—An act to amend Section 1324.2 of the Health and Safety Code, relating to health facilities.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—78

Aghazarian	Dymally	Laird	Richman
Arambula	Emmerson	Leno	Ridley-Thomas
Baca	Evans	Leslie	Runner
Bass	Frommer	Levine	Ruskin
Benoit	Garcia	Lieber	Saldaña
Berg	Goldberg	Liu	Salinas
Bermúdez	Hancock	Matthews	Spitzer
Blakeslee	Harman	Maze	Strickland
Bogh	Haynes	McCarthy	Torrico
Calderon	Horton, Jerome	Montañez	Tran
Canciamilla	Horton, Shirley	Mountjoy	Umberg
Chan	Houston	Mullin	Vargas
Chavez	Huff	Nakanishi	Villines
Chu	Jones	Nation	Walters
Cogdill	Karnette	Nava	Wolk
Cohn	Keene	Negrete McLeod	Wyland
Coto	Klehs	Niello	Yee
Daucher	Koretz	Parra	Mr. Speaker
De La Torre	La Malfa	Pavley	
DeVore	La Suer	Plescia	

NOES—None

Above bill ordered enrolled.

(NOTE: On September 7, 2005, the action was rescinded whereby the Assembly concurred in Senate amendments to Assembly Bill No. 688 and whereby the bill was ordered enrolled. See page 3508.)

ASSEMBLY BILL NO. 723 (Chu)—An act to add Section 60605.4 to the Education Code, relating to public school curriculum.

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—46

Arambula	De La Torre	Leno	Ridley-Thomas
Baca	Dymally	Levine	Ruskin
Bass	Evans	Lieber	Saldaña
Berg	Frommer	Liu	Salinas
Bermúdez	Goldberg	Matthews	Torrico
Calderon	Hancock	Montañez	Umberg
Canciamilla	Horton, Jerome	Mullin	Vargas
Chan	Jones	Nation	Wolk
Chavez	Karnette	Nava	Yee
Chu	Klehs	Negrete McLeod	Mr. Speaker
Cohn	Koretz	Pavley	
Coto	Laird	Richman	

NOES—32

Aghazarian	Garcia	La Suer	Plescia
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	Parra	Wyland

Above bill ordered enrolled.

ASSEMBLY BILL NO. 875 (Koretz)—An act to add Section 559 to the Labor Code, relating to employee wages and working hours.

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—46

Arambula	De La Torre	Leno	Ridley-Thomas
Baca	Dymally	Levine	Ruskin
Bass	Evans	Lieber	Saldaña
Berg	Frommer	Liu	Salinas
Bermúdez	Goldberg	Matthews	Torrico
Calderon	Hancock	Montañez	Umberg
Canciamilla	Horton, Jerome	Mullin	Vargas
Chan	Jones	Nation	Wolk
Chavez	Karnette	Nava	Yee
Chu	Klehs	Negrete McLeod	Mr. Speaker
Cohn	Koretz	Parra	
Coto	Laird	Pavley	

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

Above bill ordered enrolled.

ASSEMBLY BILL NO. 899 (Ridley-Thomas)—An act to add Section 12303.45 to the Welfare and Institutions Code, relating to public social services.

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—52

Arambula	Daucher	Koretz	Pavley
Baca	De La Torre	Laird	Plescia
Bass	Dymally	Leno	Ridley-Thomas
Berg	Evans	Levine	Ruskin
Bermúdez	Frommer	Lieber	Saldaña
Bogh	Garcia	Liu	Salinas
Calderon	Goldberg	Matthews	Torrico
Canciamilla	Hancock	Montañez	Tran
Chan	Horton, Jerome	Mullin	Umberg
Chavez	Horton, Shirley	Nation	Vargas
Chu	Jones	Nava	Wolk
Cohn	Karnette	Negrete McLeod	Yee
Coto	Klehs	Parra	Mr. Speaker

NOES—26

Aghazarian	Haynes	Maze	Spitzer
Benoit	Houston	McCarthy	Strickland
Blakeslee	Huff	Mountjoy	Villines
Cogdill	Keene	Nakanishi	Walters
DeVore	La Malfa	Niello	Wyland
Emmerson	La Suer	Richman	
Harman	Leslie	Runner	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 938 (Umberg)—An act to add Section 84204.5 to the Government Code, relating to the Political Reform Act of 1974.

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—48

Arambula	De La Torre	Laird	Pavley
Baca	Dymally	Leno	Ridley-Thomas
Bass	Evans	Levine	Ruskin
Berg	Frommer	Lieber	Saldaña
Bermúdez	Goldberg	Liu	Salinas
Calderon	Hancock	Matthews	Strickland
Canciamilla	Horton, Jerome	Montañez	Torrico
Chan	Horton, Shirley	Mullin	Umberg
Chavez	Jones	Nation	Vargas
Chu	Karnette	Nava	Wolk
Cohn	Klehs	Negrete McLeod	Yee
Coto	Koretz	Parra	Mr. Speaker

NOES—30

Aghazarian	Garcia	Leslie	Runner
Benoit	Harman	Maze	Spitzer
Blakeslee	Haynes	McCarthy	Tran
Bogh	Houston	Mountjoy	Villines
Cogdill	Huff	Nakanishi	Walters
Daucher	Keene	Niello	Wyland
DeVore	La Malfa	Plescia	
Emmerson	La Suer	Richman	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1107 (Berg)—An act to amend Section 42291 of the Education Code, relating to school transportation.

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—56

Aghazarian	Cohn	Klehs	Negrete McLeod
Arambula	Coto	Koretz	Parra
Baca	De La Torre	La Malfa	Pavley
Bass	Dymally	Laird	Ridley-Thomas
Benoit	Evans	Leno	Ruskin
Berg	Frommer	Levine	Saldaña
Bermúdez	Garcia	Lieber	Salinas
Bogh	Goldberg	Liu	Torrico
Calderon	Hancock	Matthews	Tran
Canciamilla	Horton, Jerome	Maze	Umberg
Chan	Horton, Shirley	Montañez	Vargas
Chavez	Jones	Mullin	Wolk
Chu	Karnette	Nation	Yee
Cogdill	Keene	Nava	Mr. Speaker

NOES—22

Blakeslee	Houston	Nakanishi	Strickland
Daucher	Huff	Niello	Villines
DeVore	La Suer	Plescia	Walters
Emmerson	Leslie	Richman	Wyland
Harman	McCarthy	Runner	
Haynes	Mountjoy	Spitzer	

Vote Changes

By unanimous consent, the following vote changes were permitted on Concurrence in Senate Amendments to Assembly Bill No. 1107: Assembly Members Aghazarian and Keene from “No” to “Aye”.

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1110 (Parra)—An act to add Article 8 (commencing with Section 41580) to Chapter 3.2 of Part 24 of the Education Code, relating to school finance.

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—72

Aghazarian	De La Torre	La Malfa	Plescia
Arambula	Dymally	La Suer	Richman
Baca	Emmerson	Laird	Ridley-Thomas
Bass	Evans	Leno	Runner
Benoit	Frommer	Levine	Ruskin
Berg	Garcia	Lieber	Saldaña
Bermúdez	Goldberg	Liu	Salinas
Blakeslee	Hancock	Matthews	Spitzer
Bogh	Harman	McCarthy	Strickland
Calderon	Horton, Jerome	Montañez	Torrico
Canciamilla	Horton, Shirley	Mullin	Tran
Chan	Houston	Nakanishi	Umberg
Chavez	Huff	Nation	Vargas
Chu	Jones	Nava	Villines
Cogdill	Karnette	Negrete McLeod	Wolk
Cohn	Keene	Niello	Wyland
Coto	Klehs	Parra	Yee
Daucher	Koretz	Pavley	Mr. Speaker

NOES—6

DeVore	Leslie	Mountjoy
Haynes	Maze	Walters

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1168 (Saldana)—An act to add Section 116294 to the Health and Safety Code, relating to public water systems.

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—53

Arambula	Dymally	Laird	Ruskin
Baca	Emmerson	Leno	Saldaña
Bass	Evans	Levine	Salinas
Berg	Frommer	Lieber	Torrico
Bermúdez	Garcia	Liu	Tran
Bogh	Goldberg	Matthews	Umberg
Calderon	Hancock	Montañez	Vargas
Canciamilla	Harman	Mullin	Wolk
Chan	Horton, Jerome	Nation	Wyland
Chavez	Horton, Shirley	Nava	Yee
Chu	Jones	Negrete McLeod	Mr. Speaker
Cohn	Karnette	Parra	
Coto	Klehs	Pavley	
De La Torre	Koretz	Ridley-Thomas	

NOES—25

Aghazarian	Houston	McCarthy	Spitzer
Benoit	Huff	Mountjoy	Strickland
Blakeslee	Keene	Nakanishi	Villines
Cogdill	La Malfa	Niello	Walters
Daucher	La Suer	Plescia	
DeVore	Leslie	Richman	
Haynes	Maze	Runner	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1374 (Liu)—An act to amend Section 12975.9 of the Insurance Code, relating to seismic safety.

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—52

Arambula	Coto	Koretz	Pavley
Baca	De La Torre	Laird	Richman
Bass	Dymally	Leno	Ridley-Thomas
Berg	Evans	Levine	Ruskin
Bermúdez	Frommer	Lieber	Saldaña
Blakeslee	Garcia	Liu	Salinas
Bogh	Goldberg	Matthews	Torrico
Calderon	Hancock	Montañez	Tran
Canciamilla	Horton, Jerome	Mullin	Umberg
Chan	Horton, Shirley	Nation	Vargas
Chavez	Jones	Nava	Wolk
Chu	Karnette	Negrete McLeod	Yee
Cohn	Klehs	Parra	Mr. Speaker

NOES—26

Aghazarian	Haynes	Maze	Spitzer
Benoit	Houston	McCarthy	Strickland
Cogdill	Huff	Mountjoy	Villines
Daucher	Keene	Nakanishi	Walters
DeVore	La Malfa	Niello	Wyland
Emmerson	La Suer	Plescia	
Harman	Leslie	Runner	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1466 (Laird)—An act to add Part 11 (commencing with Section 12999) to Division 6 of the Water Code, relating to water.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—78

Aghazarian	Dymally	Laird	Richman
Arambula	Emmerson	Leno	Ridley-Thomas
Baca	Evans	Leslie	Runner
Bass	Frommer	Levine	Ruskin
Benoit	Garcia	Lieber	Saldaña
Berg	Goldberg	Liu	Salinas
Bermúdez	Hancock	Matthews	Spitzer
Blakeslee	Harman	Maze	Strickland
Bogh	Haynes	McCarthy	Torricon
Calderon	Horton, Jerome	Montañez	Tran
Canciamilla	Horton, Shirley	Mountjoy	Umberg
Chan	Houston	Mullin	Vargas
Chavez	Huff	Nakanishi	Villines
Chu	Jones	Nation	Walters
Cogdill	Karnette	Nava	Wolk
Cohn	Keene	Negrete McLeod	Wyland
Coto	Klehs	Niello	Yee
Daucher	Koretz	Parra	Mr. Speaker
De La Torre	La Malfa	Pavley	
DeVore	La Suer	Plescia	

NOES—None

Above bill ordered enrolled.

ASSEMBLY CONCURRENT RESOLUTION NO. 1 (Negrete McLeod)—
Relative to Proposition 71 the California Stem Cell Research and Cures Act.

The question being: Shall the Assembly concur in the Senate amendments to the above resolution?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—78

Aghazarian	Dymally	Laird	Richman
Arambula	Emmerson	Leno	Ridley-Thomas
Baca	Evans	Leslie	Runner
Bass	Frommer	Levine	Ruskin
Benoit	Garcia	Lieber	Saldaña
Berg	Goldberg	Liu	Salinas
Bermúdez	Hancock	Matthews	Spitzer
Blakeslee	Harman	Maze	Strickland
Bogh	Haynes	McCarthy	Torricon
Calderon	Horton, Jerome	Montañez	Tran
Canciamilla	Horton, Shirley	Mountjoy	Umberg
Chan	Houston	Mullin	Vargas
Chavez	Huff	Nakanishi	Villines
Chu	Jones	Nation	Walters
Cogdill	Karnette	Nava	Wolk
Cohn	Keene	Negrete McLeod	Wyland
Coto	Klehs	Niello	Yee
Daucher	Koretz	Parra	Mr. Speaker
De La Torre	La Malfa	Pavley	
DeVore	La Suer	Plescia	

NOES—None

Above resolution ordered enrolled.

ASSEMBLY BILL NO. 258 (Matthews)—An act to add Section 14105.485 to the Welfare and Institutions Code, relating to Medi-Cal.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—78

Aghazarian	Dymally	Laird	Richman
Arambula	Emmerson	Leno	Ridley-Thomas
Baca	Evans	Leslie	Runner
Bass	Frommer	Levine	Ruskin
Benoit	Garcia	Lieber	Saldaña
Berg	Goldberg	Liu	Salinas
Bermúdez	Hancock	Matthews	Spitzer
Blakeslee	Harman	Maze	Strickland
Bogh	Haynes	McCarthy	Torrico
Calderon	Horton, Jerome	Montañez	Tran
Canciamilla	Horton, Shirley	Mountjoy	Umberg
Chan	Houston	Mullin	Vargas
Chavez	Huff	Nakanishi	Villines
Chu	Jones	Nation	Walters
Cogdill	Karnette	Nava	Wolk
Cohn	Keene	Negrete McLeod	Wyland
Coto	Klehs	Niello	Yee
Daucher	Koretz	Parra	Mr. Speaker
De La Torre	La Malfa	Pavley	
DeVore	La Suer	Plescía	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 316 (Nakanishi)—An act to amend Sections 7122.2, 7159, 7159.5, 7159.10, 7159.11, and 7167 of, and to repeal Sections 7159.3, 7159.4, 7159.12, and 7159.13 of, the Business and Professions Code, and to amend Sections 1689.6, 1689.7, and 1689.15 of the Civil Code, relating to contractors.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—78

Aghazarian	Dymally	Laird	Richman
Arambula	Emmerson	Leno	Ridley-Thomas
Baca	Evans	Leslie	Runner
Bass	Frommer	Levine	Ruskin
Benoit	Garcia	Lieber	Saldaña
Berg	Goldberg	Liu	Salinas
Bermúdez	Hancock	Matthews	Spitzer
Blakeslee	Harman	Maze	Strickland
Bogh	Haynes	McCarthy	Torrico
Calderon	Horton, Jerome	Montañez	Tran
Canciamilla	Horton, Shirley	Mountjoy	Umberg
Chan	Houston	Mullin	Vargas
Chavez	Huff	Nakanishi	Villines
Chu	Jones	Nation	Walters
Cogdill	Karnette	Nava	Wolk
Cohn	Keene	Negrete McLeod	Wyland
Coto	Klehs	Niello	Yee
Daucher	Koretz	Parra	Mr. Speaker
De La Torre	La Malfa	Pavley	
DeVore	La Suer	Plescia	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 496 (Aghazarian)—An act to amend Section 22350 of the Business and Professions Code, to amend Sections 412.10, 417.30, 583.210, 1010.6, 1985.3, and 1985.6 of the Code of Civil Procedure, and to amend Section 4013 of the Penal Code, relating to service of process.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—78

Aghazarian	Dymally	Laird	Richman
Arambula	Emmerson	Leno	Ridley-Thomas
Baca	Evans	Leslie	Runner
Bass	Frommer	Levine	Ruskin
Benoit	Garcia	Lieber	Saldaña
Berg	Goldberg	Liu	Salinas
Bermúdez	Hancock	Matthews	Spitzer
Blakeslee	Harman	Maze	Strickland
Bogh	Haynes	McCarthy	Torrico
Calderon	Horton, Jerome	Montañez	Tran
Canciamilla	Horton, Shirley	Mountjoy	Umberg
Chan	Houston	Mullin	Vargas
Chavez	Huff	Nakanishi	Villines
Chu	Jones	Nation	Walters
Cogdill	Karnette	Nava	Wolk
Cohn	Keene	Negrete McLeod	Wyland
Coto	Klehs	Niello	Yee
Daucher	Koretz	Parra	Mr. Speaker
De La Torre	La Malfa	Pavley	
DeVore	La Suer	Plescia	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 779 (De La Torre)—An act to add Section 14018.15 to the Welfare and Institutions Code, relating to Medi-Cal.

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

Aghazarian	Dymally	Leno	Ridley-Thomas
Arambula	Emmerson	Leslie	Runner
Baca	Evans	Levine	Ruskin
Bass	Frommer	Lieber	Saldaña
Benoit	Garcia	Liu	Salinas
Berg	Hancock	Matthews	Spitzer
Bermúdez	Harman	Maze	Strickland
Blakeslee	Haynes	McCarthy	Torrico
Bogh	Horton, Jerome	Montañez	Tran
Calderon	Horton, Shirley	Mountjoy	Umberg
Canciamilla	Houston	Mullin	Vargas
Chan	Huff	Nakanishi	Villines
Chavez	Jones	Nation	Walters
Chu	Karnette	Nava	Wolk
Cogdill	Keene	Negrete McLeod	Wyland
Cohn	Klehs	Niello	Yee
Coto	Koretz	Parra	Mr. Speaker
Daucher	La Malfa	Pavley	
De La Torre	La Suer	Plescia	
DeVore	Laird	Richman	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1061 (Committee on Agriculture)—An act to add Sections 40535 and 56382.8, and Article 3 (commencing with Section 54442) of Chapter 2 of Division 20 to, the Food and Agricultural Code, relating to agriculture omnibus.

Bill presented by Assembly Member Matthews.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—78

Aghazarian	Dymally	Laird	Richman
Arambula	Emmerson	Leno	Ridley-Thomas
Baca	Evans	Leslie	Runner
Bass	Frommer	Levine	Ruskin
Benoit	Garcia	Lieber	Saldaña
Berg	Goldberg	Liu	Salinas
Bermúdez	Hancock	Matthews	Spitzer
Blakeslee	Harman	Maze	Strickland
Bogh	Haynes	McCarthy	Torrico
Calderon	Horton, Jerome	Montañez	Tran
Canciamilla	Horton, Shirley	Mountjoy	Umberg
Chan	Houston	Mullin	Vargas
Chavez	Huff	Nakanishi	Villines
Chu	Jones	Nation	Walters
Cogdill	Karnette	Nava	Wolk
Cohn	Keene	Negrete McLeod	Wyland
Coto	Klehs	Niello	Yee
Daucher	Koretz	Parra	Mr. Speaker
De La Torre	La Malfa	Pavley	
DeVore	La Suer	Plescia	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1143 (Emmerson)—An act to amend Sections 1640, 1640.2, 1642, and 1724 of, to add Section 1640.3 to, and to repeal Section 1641 of, the Business and Professions Code, relating to dentistry.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—78

Aghazarian	Dymally	Laird	Richman
Arambula	Emmerson	Leno	Ridley-Thomas
Baca	Evans	Leslie	Runner
Bass	Frommer	Levine	Ruskin
Benoit	Garcia	Lieber	Saldaña
Berg	Goldberg	Liu	Salinas
Bermúdez	Hancock	Matthews	Spitzer
Blakeslee	Harman	Maze	Strickland
Bogh	Haynes	McCarthy	Torrico
Calderon	Horton, Jerome	Montañez	Tran
Canciamilla	Horton, Shirley	Mountjoy	Umberg
Chan	Houston	Mullin	Vargas
Chavez	Huff	Nakanishi	Villines
Chu	Jones	Nation	Walters
Cogdill	Karnette	Nava	Wolk
Cohn	Keene	Negrete McLeod	Wyland
Coto	Klehs	Niello	Yee
Daucher	Koretz	Parra	Mr. Speaker
De La Torre	La Malfa	Pavley	
DeVore	La Suer	Plescia	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1325 (Vargas)—An act to amend Section 23109 of the Vehicle Code, relating to vehicles.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—78

Aghazarian	Dymally	Laird	Richman
Arambula	Emmerson	Leno	Ridley-Thomas
Baca	Evans	Leslie	Runner
Bass	Frommer	Levine	Ruskin
Benoit	Garcia	Lieber	Saldaña
Berg	Goldberg	Liu	Salinas
Bermúdez	Hancock	Matthews	Spitzer
Blakeslee	Harman	Maze	Strickland
Bogh	Haynes	McCarthy	Torrico
Calderon	Horton, Jerome	Montañez	Tran
Canciamilla	Horton, Shirley	Mountjoy	Umberg
Chan	Houston	Mullin	Vargas
Chavez	Huff	Nakanishi	Villines
Chu	Jones	Nation	Walters
Cogdill	Karnette	Nava	Wolk
Cohn	Keene	Negrete McLeod	Wyland
Coto	Klehs	Niello	Yee
Daucher	Koretz	Parra	Mr. Speaker
De La Torre	La Malfa	Pavley	
DeVore	La Suer	Plescía	

NOES—None

Above bill ordered enrolled.

MOTION TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motion to reconsider the vote on Assembly Bills Nos. 6 and 441, Senate Bills Nos. 607, 380, and 51, and Senate Joint Resolution No. 10 were continued until the next legislative day.

THIRD READING OF SENATE BILLS

SENATE BILL NO. 390 (Bowen)—An act to add Section 11604.5 to the Probate Code, relating to probate assignments.

Bill read third time, and presented by Assembly Member Jones.

Bill passed by the following vote:

AYES—58

Aghazarian	Coto	Klehs	Richman
Arambula	Daucher	Koretz	Ridley-Thomas
Baca	De La Torre	Laird	Ruskin
Bass	Dymally	Leno	Saldaña
Benoit	Emmerson	Levine	Salinas
Berg	Evans	Lieber	Spitzer
Bermúdez	Frommer	Liu	Torrico
Blakeslee	Garcia	Matthews	Tran
Bogh	Goldberg	Montañez	Umberg
Calderon	Hancock	Mullin	Vargas
Canciamilla	Harman	Nation	Wolk
Chan	Horton, Jerome	Nava	Yee
Chavez	Horton, Shirley	Negrete McLeod	Mr. Speaker
Chu	Jones	Parra	
Cohn	Karnette	Pavley	

NOES—20

Cogdill	Keene	McCarthy	Runner
DeVore	La Malfa	Mountjoy	Strickland
Haynes	La Suer	Nakanishi	Villines
Houston	Leslie	Niello	Walters
Huff	Maze	Plescia	Wyland

Bill ordered transmitted to the Senate.

SENATE BILL NO. 735 (Torlakson)—An act to amend Section 1942.6 of the Civil Code, and to amend Section 602 of the Penal Code, relating to trespass.

Bill read third time, and presented by Assembly Member Leno.

Bill passed by the following vote:

AYES—46

Arambula	De La Torre	Leno	Ridley-Thomas
Baca	Dymally	Levine	Ruskin
Bass	Evans	Lieber	Saldaña
Berg	Frommer	Liu	Salinas
Bermúdez	Goldberg	Matthews	Torrico
Calderon	Hancock	Montañez	Umberg
Canciamilla	Horton, Jerome	Mullin	Vargas
Chan	Jones	Nation	Wolk
Chavez	Karnette	Nava	Yee
Chu	Klehs	Negrete McLeod	Mr. Speaker
Cohn	Koretz	Parra	
Coto	Laird	Pavley	

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

Bill ordered transmitted to the Senate.

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, and presented by Assembly Member Laird.

Bill passed by the following vote:

AYES—71

Aghazarian	Dymally	Leno	Ridley-Thomas
Baca	Emmerson	Leslie	Runner
Bass	Evans	Levine	Ruskin
Benoit	Frommer	Lieber	Saldaña
Berg	Garcia	Liu	Salinas
Bermúdez	Goldberg	Matthews	Spitzer
Blakeslee	Hancock	McCarthy	Strickland
Bogh	Harman	Montañez	Torrico
Calderon	Haynes	Mountjoy	Tran
Canciamilla	Horton, Jerome	Mullin	Umberg
Chan	Horton, Shirley	Nakanishi	Vargas
Chavez	Jones	Nation	Villines
Chu	Karnette	Nava	Walters
Cohn	Keene	Negrete McLeod	Wolk
Coto	Klehs	Parra	Wyland
Daucher	Koretz	Pavley	Yee
De La Torre	La Malfa	Plescia	Mr. Speaker
DeVore	Laird	Richman	

NOES—6

Arambula	Huff	Maze
Houston	La Suer	Niello

Bill ordered transmitted to the Senate.

SENATE BILL NO. 828 (Maldonado)—An act to amend Sections 8355 and 12990 of, and to amend and repeal Section 14851 of, the Government Code, to amend Sections 6108, 10286.1, 10295.1, and 10296 of the Public Contract Code, and to amend Sections 42480 and 42498 of the Public Resources Code, relating to public contracts.

Bill read third time, and presented by Assembly Member Hancock.

Bill passed by the following vote:

AYES—77

Aghazarian	Dymally	Leno	Ridley-Thomas
Arambula	Emmerson	Leslie	Runner
Baca	Frommer	Levine	Ruskin
Bass	Garcia	Lieber	Saldaña
Benoit	Goldberg	Liu	Salinas
Berg	Hancock	Matthews	Spitzer
Bermúdez	Harman	Maze	Strickland
Blakeslee	Haynes	McCarthy	Torrico
Bogh	Horton, Jerome	Montañez	Tran
Calderon	Horton, Shirley	Mountjoy	Umberg
Canciamilla	Houston	Mullin	Vargas
Chan	Huff	Nakanishi	Villines
Chavez	Jones	Nation	Walters
Chu	Karnette	Nava	Wolk
Cogdill	Keene	Negrete McLeod	Wyland
Cohn	Klehs	Niello	Yee
Coto	Koretz	Parra	Mr. Speaker
Daucher	La Malfa	Pavley	
De La Torre	La Suer	Plescia	
DeVore	Laird	Richman	

NOES—1

Evans

Bill ordered transmitted to the Senate.

SENATE BILL NO. 244 (Romero)—An act to amend Sections 1771.7 and 1788 of the Health and Safety Code, relating to continuing care retirement communities.

Bill read third time, and presented by Assembly Member Evans.

Bill passed by the following vote:

AYES—53

Arambula	Dymally	Leno	Ruskin
Baca	Evans	Levine	Saldaña
Bass	Frommer	Lieber	Salinas
Berg	Garcia	Liu	Spitzer
Bermúdez	Goldberg	Matthews	Torrico
Calderon	Hancock	Montañez	Tran
Canciamilla	Horton, Jerome	Mullin	Umberg
Chan	Horton, Shirley	Nation	Vargas
Chavez	Jones	Nava	Wolk
Chu	Karnette	Negrete McLeod	Yee
Cohn	Kleh	Parra	Mr. Speaker
Coto	Koretz	Pavley	
Daucher	La Suer	Richman	
De La Torre	Laird	Ridley-Thomas	

NOES—24

Aghazarian	Harman	Leslie	Plescia
Benoit	Haynes	Maze	Runner
Blakeslee	Houston	McCarthy	Strickland
Bogh	Huff	Mountjoy	Villines
Cogdill	Keene	Nakanishi	Walters
DeVore	La Malfa	Niello	Wyland

Bill ordered transmitted to the Senate.

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, and presented by Assembly Member Coto.

Bill passed by the following vote:

AYES—73

Aghazarian	DeVore	La Suer	Richman
Arambula	Dymally	Laird	Ridley-Thomas
Baca	Emmerson	Leno	Runner
Bass	Evans	Leslie	Ruskin
Benoit	Frommer	Levine	Saldaña
Berg	Garcia	Lieber	Salinas
Bermúdez	Goldberg	Liu	Spitzer
Blakeslee	Hancock	Matthews	Strickland
Bogh	Harman	McCarthy	Torrico
Calderon	Horton, Jerome	Montañez	Tran
Canciamilla	Horton, Shirley	Mullin	Umberg
Chan	Houston	Nakanishi	Vargas
Chavez	Huff	Nation	Wolk
Chu	Jones	Nava	Wyland
Cogdill	Karnette	Negrete McLeod	Yee
Cohn	Keene	Niello	Mr. Speaker
Coto	Kleh	Parra	
Daucher	Koretz	Pavley	
De La Torre	La Malfa	Plescia	

NOES—3

Haynes	Maze	Villines
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Bill ordered transmitted to the Senate.

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, and presented by Assembly Member Chan.

Bill passed by the following vote:

AYES—74

Aghazarian	DeVore	La Malfa	Plescia
Arambula	Dymally	Laird	Richman
Baca	Emmerson	Leno	Ridley-Thomas
Bass	Evans	Levine	Runner
Benoit	Frommer	Lieber	Ruskin
Berg	Garcia	Liu	Salinas
Bermúdez	Goldberg	Matthews	Strickland
Blakeslee	Hancock	Maze	Torrico
Bogh	Harman	McCarthy	Tran
Calderon	Haynes	Montañez	Umberg
Canciamilla	Horton, Jerome	Mountjoy	Vargas
Chan	Horton, Shirley	Mullin	Villines
Chavez	Houston	Nakanishi	Walters
Chu	Huff	Nation	Wolk
Cogdill	Jones	Nava	Wyland
Cohn	Karnette	Negrete McLeod	Yee
Coto	Keene	Niello	Mr. Speaker
Daucher	Klehs	Parra	
De La Torre	Koretz	Pavley	

NOES—2

Leslie Spitzer

Bill ordered transmitted to the Senate.

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, and presented by Assembly Member Chu.

Bill passed by the following vote:

AYES—55

Arambula	Dymally	Leno	Pavley
Baca	Emmerson	Leslie	Richman
Bass	Evans	Levine	Ridley-Thomas
Benoit	Frommer	Lieber	Runner
Berg	Garcia	Matthews	Ruskin
Bermúdez	Goldberg	Maze	Saldafia
Calderon	Hancock	McCarthy	Salinas
Canciamilla	Horton, Jerome	Montañez	Torrico
Chan	Horton, Shirley	Mullin	Umberg
Chavez	Jones	Nakanishi	Vargas
Chu	Karnette	Nation	Wolk
Cohn	Klehs	Nava	Yee
Coto	Koretz	Negrete McLeod	Mr. Speaker
De La Torre	Laird	Parra	

NOES—22

Aghazarian	Harman	La Suer	Tran
Blakeslee	Haynes	Mountjoy	Villines
Bogh	Houston	Niello	Walters
Cogdill	Huff	Plescia	Wyland
Daucher	Keene	Spitzer	
DeVore	La Malfa	Strickland	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 577 (Figueroa)—An act to add Chapter 8.7 (commencing with Section 11830) to Part 1 of Division 3 of Title 2 of the Government Code, relating to state government operations.

Bill read third time, and presented by Assembly Member Negrete McLeod.

Bill passed by the following vote:

AYES—77

Aghazarian	Emmerson	Leno	Ridley-Thomas
Arambula	Evans	Leslie	Runner
Baca	Frommer	Levine	Ruskin
Bass	Garcia	Lieber	Saldaña
Benoit	Goldberg	Liu	Salinas
Berg	Hancock	Matthews	Spitzer
Bermúdez	Harman	Maze	Strickland
Blakeslee	Haynes	McCarthy	Torrico
Bogh	Horton, Jerome	Montañez	Tran
Calderon	Horton, Shirley	Mountjoy	Umberg
Canciamilla	Houston	Mullin	Vargas
Chan	Huff	Nakanishi	Villines
Chavez	Jones	Nation	Walters
Chu	Karnette	Nava	Wolk
Cogdill	Keene	Negrete McLeod	Wyland
Cohn	Klehs	Niello	Yee
Coto	Koretz	Parra	Mr. Speaker
Daucher	La Malfa	Pavley	
De La Torre	La Suer	Plescia	
Dymally	Laird	Richman	

NOES—1

DeVore

Bill ordered transmitted to the Senate.

SENATE BILL NO. 248 (Figueroa)—An act to amend Sections 473.15, 1601.1, 1616.5, 1742, and 4929 of, to repeal Section 4929.5 of, and to repeal and add Sections 4928 and 4934 of, the Business and Professions Code, relating to professions and vocations.

Bill read third time, and presented by Assembly Member Negrete McLeod.

Bill passed by the following vote:

AYES—70

Aghazarian	De La Torre	Laird	Ridley-Thomas
Arambula	Dymally	Leno	Runner
Baca	Emmerson	Levine	Ruskin
Bass	Evans	Lieber	Saldaña
Benoit	Frommer	Liu	Salinas
Berg	Garcia	Matthews	Strickland
Bermúdez	Goldberg	McCarthy	Torrico
Blakeslee	Hancock	Montañez	Tran
Bogh	Harman	Mullin	Umberg
Calderon	Horton, Jerome	Nakanishi	Vargas
Canciamilla	Horton, Shirley	Nation	Villines
Chan	Houston	Nava	Walters
Chavez	Huff	Negrete McLeod	Wolk
Chu	Jones	Niello	Wyland
Cogdill	Karnette	Parra	Yee
Cohn	Keene	Pavley	Mr. Speaker
Coto	Klehs	Plescia	
Daucher	La Malfa	Richman	

NOES—7

DeVore	Koretz	Maze	Spitzer
Haynes	La Suer	Mountjoy	

Vote Changes

By unanimous consent, the following vote changes were permitted on Senate Bill No. 248: Assembly Member Koretz from “Aye” to “No”; Assembly Member Walters from “No” to “Aye”.

Bill ordered transmitted to the Senate.

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 Sections 12231 and 14999 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.

Bill read third time, and presented by Assembly Member Negrete McLeod.

Bill passed by the following vote:

AYES—72

Aghazarian	De La Torre	La Suer	Pavley
Arambula	Dymally	Laird	Plescía
Baca	Emmerson	Leno	Richman
Bass	Evans	Leslie	Ridley-Thomas
Benoit	Frommer	Levine	Runner
Berg	Garcia	Lieber	Ruskin
Bermúdez	Goldberg	Liu	Saldaña
Blakeslee	Hancock	Matthews	Salinas
Bogh	Harman	Maze	Spitzer
Calderon	Horton, Jerome	McCarthy	Strickland
Canciamilla	Horton, Shirley	Montañez	Torrico
Chan	Houston	Mountjoy	Tran
Chavez	Huff	Mullin	Umberg
Chu	Jones	Nakanishi	Vargas
Cogdill	Keene	Nation	Villines
Cohn	Klehs	Nava	Wolk
Coto	Koretz	Negrete McLeod	Yee
Daucher	La Malfa	Parra	Mr. Speaker

NOES—4

DeVore	Haynes	Walters	Wyland
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Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 232: Assembly Member Wyland from “Aye” to “No”.

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1111 (Committee on Business, Professions and Economic Development)—An act to amend Sections 1725, 1741, 1750, 1750.1, 1750.2, 1750.3, 1751, 1752, 1752.5, 1753, 1753.1, 1753.5, 1754, 1756, 1757, 1770, 2053.5, 2053.6, 2064, 2230, 2234.1, 2466, 2472, 2474, 2475, 2492, 2493, 2498, 2499.8, 2741, 3735, 3739, 4005, 4038, 4053, 4104, 4106, 4114, 4115, 4115.5, 4127.5, 4161, 4202, 4205, 4231, 4232, 4315, 4360, 4364, 4365, 4366, 4369, 4371, 4372, 4373, 4400, and 4850 of, to amend and renumber Section 1753 of, to add Sections 1751.1, 1752.2, 1752.6, 3779, and 4023.5 to, to repeal Sections 1752, 2570.8, 3735.3, 3736, 3775.2, 3775.3, 4206, 4363, 4367, 4368, and 4370 of, and to repeal and add Sections 4361 and 4362 of, the Business and Professions Code, relating to professions and vocations, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member Negrete McLeod.

Bill passed by the following vote:

AYES—56

Aghazarian	Coto	Koretz	Parra
Arambula	Daucher	Laird	Pavley
Baca	De La Torre	Leno	Richman
Bass	Dymally	Levine	Ridley-Thomas
Berg	Evans	Lieber	Runner
Bermúdez	Frommer	Liu	Ruskin
Blakeslee	Garcia	Matthews	Saldaña
Bogh	Goldberg	McCarthy	Salinas
Calderon	Hancock	Montañez	Torrico
Canciamilla	Horton, Jerome	Mullin	Umberg
Chan	Jones	Nakanishi	Vargas
Chavez	Karnette	Nation	Wolk
Chu	Keene	Nava	Yee
Cohn	Klehs	Negrete McLeod	Mr. Speaker

NOES—21

Benoit	Houston	Mountjoy	Villines
Cogdill	Huff	Niello	Walters
DeVore	La Malfa	Plescia	Wyland
Harman	La Suer	Spitzer	
Haynes	Leslie	Strickland	
Horton, Shirley	Maze	Tran	

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 1111: Assembly Member Tran from “Aye” to “No”.

Bill ordered transmitted to the Senate.

SENATE BILL NO. 228 (Figueroa)—An act to amend Sections 6710, 6714, 6715, 6736, 6736.1, 6755.1, 6780, 7804.1, 7806, 7810, 7815.5, 7830.1, 7833, 7835.1, 7837, 7841.1, 7850, 7850.1, 7852.1, 7872, 8710, 8741, 8741.1, 8761, and 8764 of, and to repeal Section 8753 of, the Business and Professions Code, relating to professions and vocations.

Bill read third time, and presented by Assembly Member Negrete McLeod.

Bill passed by the following vote:

AYES—74

Aghazarian	Dymally	Laird	Plescica
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	Horton, Jerome	McCarthy	Strickland
Calderon	Horton, Shirley	Montañez	Torrico
Canciamilla	Houston	Mountjoy	Tran
Chan	Huff	Mullin	Umberg
Chavez	Jones	Nakanishi	Vargas
Chu	Karnette	Nation	Villines
Cogdill	Keene	Nava	Wolk
Cohn	Klehs	Negrete McLeod	Yee
Coto	Koretz	Niello	Mr. Speaker
Daucher	La Malfa	Parra	
De La Torre	La Suer	Pavley	

NOES—4

DeVore	Haynes	Walters	Wyland
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Bill ordered transmitted to the Senate.

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, and presented by Assembly Member Chu.

Bill passed by the following vote:

AYES—75

Aghazarian	DeVore	La Suer	Pavley
Arambula	Dymally	Laird	Plescica
Baca	Emmerson	Leno	Richman
Bass	Evans	Leslie	Ridley-Thomas
Benoit	Frommer	Levine	Runner
Berg	Garcia	Lieber	Ruskin
Bermúdez	Goldberg	Liu	Saldaña
Blakeslee	Hancock	Matthews	Salinas
Bogh	Harman	Maze	Spitzer
Calderon	Horton, Jerome	McCarthy	Torrico
Canciamilla	Horton, Shirley	Montañez	Tran
Chan	Houston	Mountjoy	Umberg
Chavez	Huff	Mullin	Vargas
Chu	Jones	Nakanishi	Villines
Cogdill	Karnette	Nation	Wolk
Cohn	Keene	Nava	Wyland
Coto	Klehs	Negrete McLeod	Yee
Daucher	Koretz	Niello	Mr. Speaker
De La Torre	La Malfa	Parra	

NOES—2

Haynes	Strickland
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Bill ordered transmitted to the Senate.

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, and presented by Assembly Member Negrete McLeod.

Bill passed by the following vote:

AYES—68

Aghazarian	De La Torre	La Malfa	Plescia
Arambula	Dymally	Laird	Richman
Baca	Emmerson	Leno	Ridley-Thomas
Bass	Evans	Levine	Runner
Benoit	Frommer	Lieber	Ruskin
Berg	Garcia	Liu	Saldaña
Bermúdez	Goldberg	Matthews	Salinas
Blakeslee	Hancock	Maze	Spitzer
Bogh	Harman	McCarthy	Torrico
Calderon	Horton, Jerome	Montañez	Tran
Canciamilla	Horton, Shirley	Mullin	Umberg
Chan	Houston	Nakanishi	Vargas
Chavez	Jones	Nation	Villines
Chu	Karnette	Nava	Wolk
Cohn	Keene	Negrete McLeod	Wyland
Coto	Klehs	Parra	Yee
Daucher	Koretz	Pavley	Mr. Speaker

NOES—9

Cogdill	Huff	Niello
DeVore	Leslie	Strickland
Haynes	Mountjoy	Walters

Bill ordered transmitted to the Senate.

SENATE BILL NO. 645 (Dunn)—An act to add Chapter 3.2 (commencing with Section 8253) to Division 1 of Title 2 of the Government Code, relating to Mexican repatriation.

Bill read third time, and presented by Assembly Member Montañez.

**At 1:02 p.m., Assistant Speaker pro Tempore Sally Lieber,
22nd District, presiding**

Bill passed by the following vote:

AYES—46

Arambula	Dymally	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	Karnette	Nava	Wolk
Chu	Klehs	Negrete McLeod	Yee
Cohn	Koretz	Parra	Mr. Speaker
Coto	Laird	Pavley	
De La Torre	Leno	Ridley-Thomas	

NOES—29

Aghazarian	Harman	Leslie	Runner
Benoit	Haynes	Maze	Tran
Blakeslee	Horton, Shirley	McCarthy	Villines
Bogh	Houston	Mountjoy	Walters
Cogdill	Huff	Nakanishi	Wyland
Daucher	Keene	Niello	
DeVore	La Malfa	Plescia	
Emmerson	La Suer	Richman	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 734 (Torlakson)—An act to amend Sections 11159.2, 11161, 11161.5, 11162.1, 11164, and 11190 of, and to add and repeal Section 11165.5 of, the Health and Safety Code, relating to controlled substances, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member Ridley-Thomas.

Bill passed by the following vote:

AYES—62

Arambula	De La Torre	Laird	Plescia
Baca	Dymally	Leno	Richman
Bass	Emmerson	Levine	Ridley-Thomas
Benoit	Evans	Lieber	Ruskin
Berg	Garcia	Liu	Saldaña
Bermúdez	Goldberg	Matthews	Salinas
Blakeslee	Hancock	McCarthy	Spitzer
Bogh	Harman	Montañez	Torrico
Calderon	Horton, Jerome	Mullin	Tran
Canciamilla	Horton, Shirley	Nakanishi	Umberg
Chan	Houston	Nation	Vargas
Chavez	Jones	Nava	Wolk
Chu	Karnette	Negrete McLeod	Yee
Cohn	Keene	Niello	Mr. Speaker
Coto	Klehs	Parra	
Daucher	Koretz	Pavley	

NOES—14

Aghazarian	Huff	Maze	Walters
DeVore	La Malfa	Runner	Wyland
Frommer	La Suer	Strickland	
Haynes	Leslie	Villines	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 792 (Chesbro)—An act to amend Section 14556.50 of the Government Code, relating to transportation.

Bill read third time, and presented by Assembly Member Berg.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Berg moved a call of the Assembly.

Motion carried. Time, 1:14 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 1087 (Florez)—An act to amend Section 65589.7 of the Government Code, and to add Section 10631.1 to the Water Code, relating to housing.

Bill read third time, and presented by Assembly Member Salinas.

Bill passed by the following vote:

AYES—46

Arambula	De La Torre	Leno	Ridley-Thomas
Baca	Dymally	Levine	Ruskin
Bass	Evans	Lieber	Saldaña
Berg	Frommer	Liu	Salinas
Bermúdez	Goldberg	Matthews	Torrico
Calderon	Hancock	Montañez	Umberg
Canciamilla	Horton, Jerome	Mullin	Vargas
Chan	Jones	Nation	Wolk
Chavez	Karnette	Nava	Yee
Chu	Klehs	Negrete McLeod	Mr. Speaker
Cohn	Koretz	Parra	
Coto	Laird	Pavley	

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

Bill ordered transmitted to the Senate.

SENATE BILL NO. 675 (Cedillo)—An act to add Section 14607.9 to the Vehicle Code, relating to vehicles.

Bill read third time, and presented by Assembly Member Coto.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Coto moved a call of the Assembly.

Motion carried. Time, 1:19 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 661 (Migden)—An act to add Section 89241 to the Education Code, relating to public postsecondary education.

Bill read third time, and presented by Assembly Member Bass.

Bill passed by the following vote:

AYES—48

Arambula	Daucher	Koretz	Parra
Baca	De La Torre	Laird	Pavley
Bass	Dymally	Leno	Ridley-Thomas
Berg	Evans	Levine	Ruskin
Bermúdez	Frommer	Lieber	Saldaña
Calderon	Goldberg	Liu	Salinas
Canciamilla	Hancock	Matthews	Torrico
Chan	Horton, Jerome	Montañez	Umberg
Chavez	Horton, Shirley	Mullin	Vargas
Chu	Jones	Nation	Wolk
Cohn	Karnette	Nava	Yee
Coto	Klehns	Negrete McLeod	Mr. Speaker

NOES—30

Aghazarian	Harman	Maze	Spitzer
Benoit	Haynes	McCarthy	Strickland
Blakeslee	Houston	Mountjoy	Tran
Bogh	Huff	Nakanishi	Villines
Cogdill	Keene	Niello	Walters
DeVore	La Malfa	Plescia	Wyland
Emmerson	La Suer	Richman	
Garcia	Leslie	Runner	

Bill ordered transmitted to the Senate.

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, 2800.3, 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, and presented by Assembly Member Frommer.

Bill passed by the following vote:

AYES—76

Aghazarian	DeVore	Laird	Plescia
Arambula	Dymally	Leno	Richman
Baca	Emmerson	Leslie	Ridley-Thomas
Bass	Evans	Levine	Runner
Benoit	Frommer	Lieber	Ruskin
Berg	Garcia	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	Klehns	Niello	Wyland
Daucher	Koretz	Parra	Yee
De La Torre	La Malfa	Pavley	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 720 (Kuehl)—An act to amend Section 1218 of the Code of Civil Procedure, to amend Section 6380 of the Family Code, and to amend Section 136.2 of the Penal Code, relating to court orders.

Bill read third time, and presented by Assembly Member Chu.

Bill passed by the following vote:

AYES—78

Aghazarian	Dymally	Laird	Richman
Arambula	Emmerson	Leno	Ridley-Thomas
Baca	Evans	Leslie	Runner
Bass	Frommer	Levine	Ruskin
Benoit	Garcia	Lieber	Saldaña
Berg	Goldberg	Liu	Salinas
Bermúdez	Hancock	Matthews	Spitzer
Blakeslee	Harman	Maze	Strickland
Bogh	Haynes	McCarthy	Torrico
Calderon	Horton, Jerome	Montañez	Tran
Canciamilla	Horton, Shirley	Mountjoy	Umberg
Chan	Houston	Mullin	Vargas
Chavez	Huff	Nakanishi	Villines
Chu	Jones	Nation	Walters
Cogdill	Karnette	Nava	Wolk
Cohn	Keene	Negrete McLeod	Wyland
Coto	Klehs	Niello	Yee
Daucher	Koretz	Parra	Mr. Speaker
De La Torre	La Malfa	Pavley	
DeVore	La Suer	Plescia	

NOES—None

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 792**

At 1:30 p.m., on motion of Assembly Member Berg, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 792 passed by the following vote:

AYES—45

Aghazarian	Coto	Laird	Ruskin
Baca	De La Torre	Leno	Saldaña
Bass	Dymally	Levine	Salinas
Berg	Evans	Lieber	Torrico
Bermúdez	Frommer	Liu	Umberg
Blakeslee	Goldberg	Matthews	Vargas
Calderon	Hancock	Montañez	Wolk
Canciamilla	Horton, Jerome	Nation	Yee
Chan	Jones	Nava	Mr. Speaker
Chavez	Keene	Parra	
Chu	Klehs	Pavley	
Cohn	Koretz	Ridley-Thomas	

NOES—30

Arambula	Harman	Maze	Spitzer
Benoit	Haynes	McCarthy	Strickland
Bogh	Horton, Shirley	Mountjoy	Tran
Cogdill	Houston	Nakanishi	Villines
Daucher	Huff	Niello	Walters
DeVore	La Malfa	Plescia	Wyland
Emmerson	La Suer	Richman	
Garcia	Leslie	Runner	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 302 (Scott)—An act to amend Sections 7620, 7630, 8604, and 9003 of the Family Code, and to amend Section 294 of the Welfare and Institutions Code, relating to adoption.

Bill read third time, and presented by Assembly Member Jones.

Bill passed by the following vote:

AYES—76

Aghazarian	DeVore	La Suer	Plescia
Arambula	Dymally	Laird	Richman
Baca	Emmerson	Leslie	Ridley-Thomas
Bass	Evans	Levine	Runner
Benoit	Frommer	Lieber	Ruskin
Berg	Garcia	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	Parra	Yee
De La Torre	La Malfa	Pavley	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate immediately.

SENATE BILL NO. 33 (Battin)—An act to amend Sections 285, 288.1, 1000.12, and 1203.066 of, and to repeal Section 1000.13 of, the Penal Code, relating to sexual abuse.

Bill read third time, and presented by Assembly Member Cohn.

Bill passed by the following vote:

AYES—77

Aghazarian	Dymally	Laird	Ridley-Thomas
Arambula	Emmerson	Leno	Runner
Baca	Evans	Leslie	Ruskin
Bass	Frommer	Levine	Saldaña
Benoit	Garcia	Lieber	Salinas
Berg	Goldberg	Matthews	Spitzer
Bermúdez	Hancock	Maze	Strickland
Blakeslee	Harman	McCarthy	Torrico
Bogh	Haynes	Montañez	Tran
Calderon	Horton, Jerome	Mountjoy	Umberg
Canciamilla	Horton, Shirley	Mullin	Vargas
Chan	Houston	Nakanishi	Villines
Chavez	Huff	Nation	Walters
Chu	Jones	Nava	Wolk
Cogdill	Karnette	Negrete McLeod	Wyland
Cohn	Keene	Niello	Yee
Coto	Klehs	Parra	Mr. Speaker
Daucher	Koretz	Pavley	
De La Torre	La Malfa	Plescia	
DeVore	La Suer	Richman	

NOES—None

Bill ordered transmitted to the Senate.

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, and presented by Assembly Member Goldberg.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—78

Aghazarian	Dymally	Laird	Richman
Arambula	Emmerson	Leno	Ridley-Thomas
Baca	Evans	Leslie	Runner
Bass	Frommer	Levine	Ruskin
Benoit	Garcia	Lieber	Saldaña
Berg	Goldberg	Liu	Salinas
Bermúdez	Hancock	Matthews	Spitzer
Blakeslee	Harman	Maze	Strickland
Bogh	Haynes	McCarthy	Torrico
Calderon	Horton, Jerome	Montañez	Tran
Canciamilla	Horton, Shirley	Mountjoy	Umberg
Chan	Houston	Mullin	Vargas
Chavez	Huff	Nakanishi	Villines
Chu	Jones	Nation	Walters
Cogdill	Karnette	Nava	Wolk
Cohn	Keene	Negrete McLeod	Wyland
Coto	Kleh	Niello	Yee
Daucher	Koretz	Parra	Mr. Speaker
De La Torre	La Malfa	Pavley	
DeVore	La Suer	Plescia	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—78

Aghazarian	Dymally	Laird	Richman
Arambula	Emmerson	Leno	Ridley-Thomas
Baca	Evans	Leslie	Runner
Bass	Frommer	Levine	Ruskin
Benoit	Garcia	Lieber	Saldaña
Berg	Goldberg	Liu	Salinas
Bermúdez	Hancock	Matthews	Spitzer
Blakeslee	Harman	Maze	Strickland
Bogh	Haynes	McCarthy	Torrico
Calderon	Horton, Jerome	Montañez	Tran
Canciamilla	Horton, Shirley	Mountjoy	Umberg
Chan	Houston	Mullin	Vargas
Chavez	Huff	Nakanishi	Villines
Chu	Jones	Nation	Walters
Cogdill	Karnette	Nava	Wolk
Cohn	Keene	Negrete McLeod	Wyland
Coto	Kleh	Niello	Yee
Daucher	Koretz	Parra	Mr. Speaker
De La Torre	La Malfa	Pavley	
DeVore	La Suer	Plescia	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1081 (Ducheny)—An act relating to resources, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member De La Torre.

Bill passed by the following vote:

AYES—76

Aghazarian	DeVore	La Suer	Pavley
Arambula	Dymally	Laird	Plescia
Baca	Emmerson	Leno	Richman
Bass	Evans	Leslie	Ridley-Thomas
Benoit	Frommer	Levine	Runner
Berg	Garcia	Lieber	Ruskin
Bermúdez	Goldberg	Liu	Saldaña
Blakeslee	Hancock	Matthews	Salinas
Bogh	Harman	Maze	Spitzer
Calderon	Horton, Jerome	McCarthy	Strickland
Canciamilla	Horton, Shirley	Montañez	Torrico
Chan	Houston	Mountjoy	Tran
Chavez	Huff	Mullin	Umberg
Chu	Jones	Nakanishi	Vargas
Cogdill	Karnette	Nation	Villines
Cohn	Keene	Nava	Wolk
Coto	Kleh	Negrete McLeod	Wyland
Daucher	Koretz	Niello	Yee
De La Torre	La Malfa	Parra	Mr. Speaker

NOES—2

Haynes Walters

Bill ordered transmitted to the Senate.

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, and presented by Assembly Member Arambula.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—77

Aghazarian	Dymally	Leno	Ridley-Thomas
Arambula	Evans	Leslie	Runner
Baca	Frommer	Levine	Ruskin
Bass	Garcia	Lieber	Saldaña
Benoit	Goldberg	Liu	Salinas
Berg	Hancock	Matthews	Spitzer
Bermúdez	Harman	Maze	Strickland
Blakeslee	Haynes	McCarthy	Torrico
Bogh	Horton, Jerome	Montañez	Tran
Calderon	Horton, Shirley	Mountjoy	Umberg
Canciamilla	Houston	Mullin	Vargas
Chan	Huff	Nakanishi	Villines
Chavez	Jones	Nation	Walters
Chu	Karnette	Nava	Wolk
Cogdill	Keene	Negrete McLeod	Wyland
Cohn	Klehs	Niello	Yee
Coto	Koretz	Parra	Mr. Speaker
Daucher	La Malfa	Pavley	
De La Torre	La Suer	Plescía	
DeVore	Laird	Richman	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—77

Aghazarian	Dymally	Leno	Ridley-Thomas
Arambula	Evans	Leslie	Runner
Baca	Frommer	Levine	Ruskin
Bass	Garcia	Lieber	Saldaña
Benoit	Goldberg	Liu	Salinas
Berg	Hancock	Matthews	Spitzer
Bermúdez	Harman	Maze	Strickland
Blakeslee	Haynes	McCarthy	Torrico
Bogh	Horton, Jerome	Montañez	Tran
Calderon	Horton, Shirley	Mountjoy	Umberg
Canciamilla	Houston	Mullin	Vargas
Chan	Huff	Nakanishi	Villines
Chavez	Jones	Nation	Walters
Chu	Karnette	Nava	Wolk
Cogdill	Keene	Negrete McLeod	Wyland
Cohn	Klehs	Niello	Yee
Coto	Koretz	Parra	Mr. Speaker
Daucher	La Malfa	Pavley	
De La Torre	La Suer	Plescía	
DeVore	Laird	Richman	

NOES—None

Bill ordered transmitted to the Senate.

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, and presented by Assembly Member Matthews.

Bill passed by the following vote:

AYES—77

Aghazarian	Dymally	Leno	Ridley-Thomas
Arambula	Evans	Leslie	Runner
Baca	Frommer	Levine	Ruskin
Bass	Garcia	Lieber	Saldaña
Benoit	Goldberg	Liu	Salinas
Berg	Hancock	Matthews	Spitzer
Bermúdez	Harman	Maze	Strickland
Blakeslee	Haynes	McCarthy	Torrico
Bogh	Horton, Jerome	Montañez	Tran
Calderon	Horton, Shirley	Mountjoy	Umberg
Canciamilla	Houston	Mullin	Vargas
Chan	Huff	Nakanishi	Villines
Chavez	Jones	Nation	Walters
Chu	Karnette	Nava	Wolk
Cogdill	Keene	Negrete McLeod	Wyland
Cohn	Klehs	Niello	Yee
Coto	Koretz	Parra	Mr. Speaker
Daucher	La Malfa	Pavley	
De La Torre	La Suer	Plescia	
DeVore	Laird	Richman	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 780 (Ortiz)—An act to add Article 6.6 (commencing with Section 92675) to Chapter 6 of Part 57 of the Education Code, relating to the University of California.

Bill read third time, and presented by Assembly Member Bass.

Bill passed by the following vote:

AYES—46

Arambula	De La Torre	Leno	Ridley-Thomas
Baca	Dymally	Levine	Ruskin
Bass	Evans	Lieber	Saldaña
Berg	Frommer	Liu	Salinas
Bermúdez	Goldberg	Matthews	Torrico
Calderon	Hancock	Montañez	Umberg
Canciamilla	Horton, Jerome	Mullin	Vargas
Chan	Jones	Nation	Wolk
Chavez	Karnette	Nava	Yee
Chu	Klehs	Negrete McLeod	Mr. Speaker
Cohn	Koretz	Parra	
Coto	Laird	Pavley	

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

Bill ordered transmitted to the Senate.

SENATE BILL NO. 471 (Escutia)—An act to amend Section 25401.1 of the Health and Safety Code, relating to hazardous substances.

Bill read third time, and presented by Assembly Member De La Torre.
The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member De La Torre moved a call of the Assembly.

Motion carried. Time, 1:51 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 137 (Ducheny)—An act to amend Sections 1365.1 and 1367.1 of, to add Sections 1363.001, 1367.4, and 1367.5 to, and to repeal Section 1366.3 of, the Civil Code, and to amend Section 116.540 of, and to add Section 729.035 to, the Code of Civil Procedure, relating to common interest developments.

Bill read third time, and presented by Assembly Member Leslie.

Bill passed by the following vote:

AYES—64

Arambula	De La Torre	Koretz	Niello
Baca	DeVore	La Malfa	Parra
Bass	Dymally	Laird	Pavley
Benoit	Evans	Leno	Richman
Berg	Frommer	Leslie	Ridley-Thomas
Bermúdez	Garcia	Levine	Ruskin
Blakeslee	Goldberg	Lieber	Saldaña
Bogh	Hancock	Liu	Salinas
Calderon	Haynes	Matthews	Strickland
Chan	Horton, Jerome	McCarthy	Torrico
Chavez	Horton, Shirley	Montañez	Tran
Chu	Houston	Mountjoy	Umberg
Cogdill	Huff	Mullin	Vargas
Cohn	Jones	Nation	Wolk
Coto	Keene	Nava	Yee
Daucher	Kleh	Negrete McLeod	Mr. Speaker

NOES—12

Aghazarian	La Suer	Plescia	Villines
Emmerson	Maze	Runner	Walters
Harman	Nakanishi	Spitzer	Wyland

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 137: Assembly Member Calderon from "No" to "Aye".

Bill ordered transmitted to the Senate.

MESSAGES FROM THE SENATE

September 6, 2005

The Honorable E. Dotson Wilson
Chief Clerk of the Assembly
Assembly Chamber

Dear Dotson: By direction of the Senate I am returning Senate Bill 666 to the Assembly for further action.

Sincerely,

GREGORY P. SCHMIDT
Secretary of the Senate

ACTION RESCINDED ON SENATE BILL NO. 666

Assembly Member Frommer was granted unanimous consent to rescind the action whereby the Assembly, on July 5, 2005 (Assembly Journal, page 2518), passed Senate Bill No. 666, and whereby the bill was ordered transmitted to the Senate.

REQUEST TO GOVERNOR TO RETURN ASSEMBLY BILL NO. 543

Assembly Member Frommer was granted unanimous consent that the Chief Clerk be directed to request the Governor to return Assembly Bill No. 543; and that the action be rescinded whereby the bill was reported correctly enrolled and presented to the Governor on August 22, 2005 (Assembly Journal, page 2802); and whereby on August 18, 2005 (Assembly Journal, page 2770), the Assembly concurred in Senate amendments and ordered the bill enrolled; and that the bill be placed upon the Inactive File.

REQUEST TO GOVERNOR TO RETURN ASSEMBLY BILL NO. 588

Assembly Member Frommer was granted unanimous consent that the Chief Clerk be directed to request the Governor to return Assembly Bill No. 588; and that the action be rescinded whereby the bill was reported correctly enrolled and presented to the Governor on August 24, 2005 (Assembly Journal, page 2876); and whereby on August 22, 2005 (Assembly Journal, page 2833), the Assembly concurred in Senate amendments and ordered the bill enrolled; and that the bill be returned to the Senate for further action.

CONSIDERATION OF SENATE BILL NO. 666 BY UNANIMOUS CONSENT

Assembly Member Frommer was granted unanimous consent to permit Assembly Member Richman to take up Senate Bill No. 666 without reference to file, for purpose of amendment.

SENATE BILL NO. 666 (Aanestad)—An act to amend Section 1250 of the Health and Safety Code, relating to health facilities.

Bill read third time.

Motion to Amend

Assembly Member Richman moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

CONSIDERATION OF DAILY FILE (RESUMED)**UNFINISHED BUSINESS (RESUMED)****CONSIDERATION OF SENATE AMENDMENTS**

ASSEMBLY BILL NO. 1088 (Oropeza)—An act to add Section 67385.7 to the Education Code, relating to public postsecondary education.

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—50

Arambula	De La Torre	Leno	Ridley-Thomas
Baca	Dymally	Levine	Ruskin
Bass	Evans	Lieber	Saldaña
Berg	Frommer	Liu	Salinas
Bermúdez	Garcia	Matthews	Spitzer
Blakeslee	Goldberg	Montañez	Torrico
Calderon	Hancock	Mullin	Umberg
Canciamilla	Horton, Jerome	Nation	Vargas
Chan	Jones	Nava	Wolk
Chavez	Karnette	Negrete McLeod	Yee
Chu	Klehs	Oropeza	Mr. Speaker
Cohn	Koretz	Parra	
Coto	Laird	Pavley	

NOES—29

Aghazarian	Haynes	Maze	Strickland
Benoit	Horton, Shirley	McCarthy	Tran
Bogh	Houston	Mountjoy	Villines
Cogdill	Huff	Nakanishi	Walters
Daucher	Keene	Niello	Wyland
DeVore	La Malfa	Plescia	
Emmerson	La Suer	Richman	
Harman	Leslie	Runner	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1442 (Jerome Horton)—An act to amend Sections 25503.6 and 25503.8 of the Business and Professions Code, relating to alcoholic beverages.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—73

Aghazarian	Evans	Levine	Runner
Arambula	Frommer	Lieber	Ruskin
Baca	Garcia	Liu	Saldaña
Benoit	Harman	Matthews	Salinas
Berg	Haynes	Maze	Spitzer
Bermúdez	Horton, Jerome	McCarthy	Strickland
Bogh	Horton, Shirley	Montañez	Torrico
Calderon	Houston	Mountjoy	Tran
Canciamilla	Huff	Mullin	Umberg
Chan	Jones	Nakanishi	Vargas
Chavez	Karnette	Nation	Villines
Cogdill	Keene	Nava	Walters
Cohn	Klehs	Negrete McLeod	Wolk
Coto	Koretz	Niello	Wyland
Daucher	La Malfa	Parra	Yee
De La Torre	La Suer	Pavley	Mr. Speaker
DeVore	Laird	Plescia	
Dymally	Leno	Richman	
Emmerson	Leslie	Ridley-Thomas	

NOES—1

Blakeslee

Above bill ordered enrolled.

At 2:13 p.m., Speaker pro Tempore Leland Y. Yee, 12th District, presiding

COMMITTEE MEETING ANNOUNCEMENTS

The following committee schedule was announced:

Committee on Agriculture, today, during the recess, in Room 444;

Committee on Education, today, during the recess, in Room 4202;

Committee on Revenue and Taxation, today, during the recess, in Room 126;

Committee on Local Government, today, during the recess, in Room 437;

Committee on Natural Resources, today, at 2:45 p.m., in Room 447.

RECESS

By unanimous consent, at 2:15 p.m., Speaker pro Tempore Yee declared the Assembly recessed until 4 p.m.

RECONVENED

At 4:01 p.m., the Assembly reconvened.

Hon. Leland Y. Yee, Speaker pro Tempore of the Assembly, presiding.

REPORTS OF STANDING COMMITTEES

Committee on Education

Date of Hearing: September 6, 2005

Mr. Speaker: Your Committee on Education reports:

Assembly Bill No. 740

With the recommendation: That the Senate amendments be concurred in.

GOLDBERG, Chair

Above bill ordered to unfinished business.

Committee on Local Government

Date of Hearing: September 6, 2005

Mr. Speaker: Your Committee on Local Government reports:

Assembly Bill No. 1747

With the recommendation: That the Senate amendments be concurred in.

SALINAS, Chair

Above bill ordered to unfinished business.

Committee on Rules

Date of Hearing: September 6, 2005

Mr. Speaker: Your Committee on Rules reports:

Senate Bill No. 70

Senate Bill No. 72

With the recommendation: Do pass.

MONTAÑEZ, Chair

Above bills ordered to second reading.

Committee on Natural Resources

Date of Hearing: September 6, 2005

Mr. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 365

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

HANCOCK, Chair

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: September 6, 2005

Mr. Speaker: Your Committee on Natural Resources reports:

Assembly Bill No. 1272

With the recommendation: That the Senate amendments be concurred in.

HANCOCK, Chair

Above bill ordered to unfinished business.

Date of Hearing: September 6, 2005

Mr. Speaker: Your Committee on Natural Resources reports:

Assembly Bill No. 771

With the recommendation: That the Senate amendments be concurred in and be re-referred to the Committee on Judiciary.

HANCOCK, Chair

Above bill ordered re-referred to the Committee on Judiciary.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, September 6, 2005

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 14
Assembly Bill No. 124
Assembly Bill No. 217
Assembly Bill No. 300
Assembly Bill No. 313
Assembly Bill No. 322
Assembly Bill No. 333
Assembly Bill No. 363

Assembly Bill No. 384
Assembly Bill No. 465
Assembly Bill No. 481
Assembly Bill No. 488
Assembly Bill No. 547
Assembly Bill No. 564
Assembly Bill No. 587
Assembly Bill No. 620

And reports the same correctly enrolled, and presented to the Governor on the 6th day of September, 2005, at 2:30 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 6, 2005

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 671
Assembly Bill No. 746
Assembly Bill No. 847
Assembly Bill No. 857
Assembly Bill No. 929
Assembly Bill No. 1044
Assembly Bill No. 1052
Assembly Bill No. 1114

Assembly Bill No. 1142
Assembly Bill No. 1158
Assembly Bill No. 1166
Assembly Bill No. 1202
Assembly Bill No. 1280
Assembly Bill No. 1318
Assembly Bill No. 1434
Assembly Bill No. 1474

And reports the same correctly enrolled, and presented to the Governor on the 6th day of September, 2005, at 2:30 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 6, 2005

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1511
Assembly Bill No. 1536

Assembly Bill No. 1628
Assembly Bill No. 1636

And reports the same correctly enrolled, and presented to the Governor on the 6th day of September, 2005, at 2:30 p.m.

E. DOTSON WILSON, Chief Clerk

CAUCUS ANNOUNCEMENTS

At 4:23 p.m., Assembly Member Frommer was granted unanimous consent that the Democratic Caucus be permitted to meet in the Assembly Lounge.

At 4:23 p.m., Assembly Member Cogdill was granted unanimous consent that the Republican Caucus be permitted to meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 4:24 p.m., Speaker pro Tempore Yee declared the Assembly recessed.

RECONVENED

At 5 p.m., the Assembly reconvened.

Hon. Leland Y. Yee, Speaker pro Tempore of the Assembly, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)**THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 279 (Cedillo)—An act to add Article 18.5 (commencing with Section 2418) to Chapter 5 of Division 2 of the Business and Professions Code, relating to physicians and surgeons.

Bill read third time, and presented by Assembly Member Nation.

Bill passed by the following vote:

AYES—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	

NOES—None

Bill ordered transmitted to the Senate.

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, and presented by Assembly Member Jones.

Bill passed by the following vote:

AYES—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	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 833 (Bowen)—An act to add Section 17538.43 to the Business and Professions Code, relating to advertising.

Bill read third time, and presented by Assembly Member Laird.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Laird moved a call of the Assembly.

Motion carried. Time, 5:14 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 360 (Florez)—An act to add Chapter 3.2 (commencing with Section 1916.50) to Title 4 of Part 4 of Division 3 of, the Civil Code, relating to loans.

Bill read third time, and presented by Assembly Member Bermúdez.

Bill passed by the following vote:

AYES—46

Arambula	De La Torre	Levine	Ridley-Thomas
Baca	Dymally	Lieber	Ruskin
Bass	Evans	Liu	Saldaña
Berg	Frommer	Matthews	Salinas
Bermúdez	Goldberg	Montañez	Torrico
Calderon	Hancock	Mullin	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	

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

Bill ordered transmitted to the Senate.

SENATE BILL NO. 567 (Torlakson)—An act to add Section 49535 to the Education Code, relating to pupil wellness.

Bill read third time, and presented by Assembly Member Nation.

Bill passed by the following vote:

AYES—75

Aghazarian	DeVore	Laird	Plescia
Arambula	Dymally	Leno	Richman
Baca	Emmerson	Leslie	Ridley-Thomas
Bass	Evans	Levine	Runner
Benoit	Frommer	Lieber	Ruskin
Berg	Garcia	Liu	Saldaña
Bermúdez	Goldberg	Matthews	Salinas
Blakeslee	Hancock	Maze	Spitzer
Bogh	Harman	McCarthy	Torrico
Calderon	Horton, Jerome	Montañez	Tran
Canciamilla	Horton, Shirley	Mountjoy	Umberg
Chan	Houston	Mullin	Vargas
Chavez	Huff	Nakanishi	Villines
Chu	Jones	Nation	Walters
Cogdill	Karnette	Nava	Wolk
Cohn	Keene	Negrete McLeod	Wyland
Coto	Klehns	Oropeza	Yee
Daucher	Koretz	Parra	Mr. Speaker
De La Torre	La Malfa	Pavley	

NOES—3

Haynes	Niello	Strickland
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Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 567: Assembly Member Niello from “Aye” to “No”.

Bill ordered transmitted to the Senate.

SENATE BILL NO. 314 (Romero)—An act to amend Sections 10201 and 10214.5 of the Unemployment Insurance Code, relating to employment training.

Bill read third time, and presented by Assembly Member Arambula.

Bill passed by the following vote:

AYES—46

Arambula	Dymally	Lieber	Ridley-Thomas
Baca	Evans	Liu	Ruskin
Bass	Frommer	Matthews	Saldaña
Berg	Goldberg	Maze	Salinas
Bermúdez	Hancock	Montañez	Torrico
Canciamilla	Jones	Mullin	Umberg
Chan	Karnette	Nation	Vargas
Chavez	Klehs	Nava	Wolk
Chu	Koretz	Negrete McLeod	Yee
Cohn	Laird	Oropeza	Mr. Speaker
Coto	Leno	Parra	
De La Torre	Levine	Pavley	

NOES—30

Aghazarian	Garcia	La Suer	Runner
Benoit	Harman	Leslie	Spitzer
Blakeslee	Haynes	McCarthy	Strickland
Bogh	Horton, Shirley	Mountjoy	Tran
Cogdill	Houston	Nakanishi	Walters
Daucher	Huff	Niello	Wyland
DeVore	Keene	Plescia	
Emmerson	La Malfa	Richman	

Bill ordered transmitted to the Senate.

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, and presented by Assembly Member Shirley Horton.

Bill passed by the following vote:

AYES—48

Arambula	De La Torre	Laird	Parra
Baca	Dymally	Leno	Pavley
Bass	Evans	Levine	Ridley-Thomas
Berg	Frommer	Lieber	Ruskin
Bermúdez	Garcia	Liu	Saldaña
Calderon	Goldberg	Matthews	Salinas
Canciamilla	Hancock	Montañez	Torrico
Chan	Horton, Shirley	Mullin	Umberg
Chavez	Jones	Nation	Vargas
Chu	Karnette	Nava	Wolk
Cohn	Klehs	Negrete McLeod	Yee
Coto	Koretz	Oropeza	Mr. Speaker

NOES—29

Aghazarian	Harman	Maze	Spitzer
Benoit	Haynes	McCarthy	Strickland
Blakeslee	Houston	Mountjoy	Villines
Bogh	Huff	Nakanishi	Walters
Cogdill	Keene	Niello	Wyland
Daucher	La Malfa	Plescia	
DeVore	La Suer	Richman	
Emmerson	Leslie	Runner	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 771 (Simitian)—An act to amend Sections 39630, 39631, and 39632 of, and to amend the heading of Chapter 3.3 (commencing with Section 39630) of Part 2 of Division 26 of, the Health and Safety Code, and to amend Sections 72410, 72420, 72440, and 72441 of, to amend the heading of Division 38 (commencing with Section 72400) of, to amend and repeal Sections 72400 and 72430 of, to add Sections 72420.2, 72423, and 72440.1 to, to add and repeal Sections 72401 and 72420.1 of, to repeal Division 39 (commencing with Section 72500) of, and to repeal and add Sections 72421 and 72425 to, the Public Resources Code, relating to vessels.

Bill read third time, and presented by Assembly Member Nation.

Bill passed by the following vote:

AYES—60

Arambula	De La Torre	Laird	Richman
Baca	Dymally	Leno	Ridley-Thomas
Bass	Emmerson	Levine	Ruskin
Berg	Evans	Lieber	Saldaña
Bermúdez	Frommer	Liu	Salinas
Blakeslee	Garcia	Matthews	Spitzer
Bogh	Goldberg	McCarthy	Strickland
Calderon	Hancock	Montañez	Torrico
Canciamilla	Harman	Mullin	Tran
Chan	Horton, Shirley	Nation	Umberg
Chavez	Houston	Nava	Vargas
Chu	Jones	Negrete McLeod	Wolk
Cohn	Karnette	Oropeza	Wyland
Coto	Klehs	Parra	Yee
Daucher	Koretz	Pavley	Mr. Speaker

NOES—17

Aghazarian	Huff	Maze	Villines
Benoit	Keene	Nakanishi	Walters
Cogdill	La Malfa	Niello	
DeVore	La Suer	Plescia	
Haynes	Leslie	Runner	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 581 (Figueroa)—An act to amend Sections 1812.80, 1812.84, 1812.85, and 1812.86 of, and to add Sections 1812.96 and 1812.97 to, the Civil Code, relating to health studios.

Bill read third time, and presented by Assembly Member Spitzer.

Bill passed by the following vote:

AYES—56

Arambula	De La Torre	Koretz	Richman
Baca	Dymally	Laird	Ridley-Thomas
Bass	Evans	Leno	Ruskin
Berg	Frommer	Levine	Saldaña
Bermúdez	Garcia	Lieber	Salinas
Blakeslee	Goldberg	Liu	Spitzer
Calderon	Hancock	Matthews	Strickland
Canciamilla	Horton, Shirley	Montañez	Torrico
Chan	Houston	Mullin	Tran
Chavez	Huff	Nation	Umberg
Chu	Jones	Negrete McLeod	Vargas
Cohn	Karnette	Oropeza	Wolk
Coto	Keene	Parra	Yee
Daucher	Klehns	Pavley	Mr. Speaker

NOES—21

Aghazarian	Harman	McCarthy	Villines
Benoit	Haynes	Mountjoy	Walters
Bogh	La Malfa	Nakanishi	Wyland
Cogdill	La Suer	Niello	
DeVore	Leslie	Plescia	
Emmerson	Maze	Runner	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 377 (Ortiz)—An act relating to health care coverage, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Chu.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—72

Aghazarian	De La Torre	Leno	Pavley
Arambula	Dymally	Leslie	Plescia
Baca	Emmerson	Levine	Richman
Bass	Evans	Lieber	Ridley-Thomas
Benoit	Frommer	Liu	Runner
Berg	Garcia	Matthews	Ruskin
Bermúdez	Goldberg	Maze	Saldaña
Blakeslee	Hancock	McCarthy	Salinas
Bogh	Harman	Montañez	Spitzer
Calderon	Horton, Shirley	Mountjoy	Strickland
Canciamilla	Houston	Mullin	Torrico
Chan	Huff	Nakanishi	Tran
Chavez	Jones	Nation	Umberg
Chu	Karnette	Nava	Vargas
Cogdill	Keene	Negrete McLeod	Villines
Cohn	Klehns	Niello	Wolk
Coto	Koretz	Oropeza	Yee
Daucher	Laird	Parra	Mr. Speaker

NOES—6

DeVore	La Malfa	Walters
Haynes	La Suer	Wyland

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—72

Aghazarian	De La Torre	Leno	Pavley
Arambula	Dymally	Leslie	Plescia
Baca	Emmerson	Levine	Richman
Bass	Evans	Lieber	Ridley-Thomas
Benoit	Frommer	Liu	Runner
Berg	Garcia	Matthews	Ruskin
Bermúdez	Goldberg	Maze	Saldaña
Blakeslee	Hancock	McCarthy	Salinas
Bogh	Harman	Montañez	Spitzer
Calderon	Horton, Shirley	Mountjoy	Strickland
Canciamilla	Houston	Mullin	Torrico
Chan	Huff	Nakanishi	Tran
Chavez	Jones	Nation	Umberg
Chu	Karnette	Nava	Vargas
Cogdill	Keene	Negrete McLeod	Villines
Cohn	Klehs	Niello	Wolk
Coto	Koretz	Oropeza	Yee
Daucher	Laird	Parra	Mr. Speaker

NOES—6

DeVore	La Malfa	Walters
Haynes	La Suer	Wyland

Vote Changes

By unanimous consent, the following vote change was permitted on the urgency clause to Senate Bill No. 377, and on passage of the bill: Assembly Member La Malfa from “Aye” to “No”.

Bill ordered transmitted to the Senate.

SENATE BILL NO. 800 (Simitian)—An act to amend, repeal, and add Section 25253 of, and to add and repeal Section 21089 of, the Vehicle Code, relating to vehicles.

Bill read third time, and presented by Assembly Member Oropeza.

Bill passed by the following vote:

AYES—74

Aghazarian	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, Shirley	Montañez	Torrico
Canciamilla	Houston	Mullin	Tran
Chan	Huff	Nakanishi	Umberg
Chavez	Jones	Nation	Vargas
Chu	Karnette	Nava	Villines
Cogdill	Keene	Negrete McLeod	Walters
Cohn	Klehs	Niello	Wolk
Coto	Koretz	Oropeza	Wyland
Daucher	La Malfa	Parra	Yee
De La Torre	La Suer	Pavley	Mr. Speaker
Dymally	Laird	Plescia	
Emmerson	Leno	Richman	

NOES—2

Arambula	DeVore
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Bill ordered transmitted to the Senate.

SENATE BILL NO. 672 (Cox)—An act to amend Section 84810.5 of the Education Code, relating to community colleges.

Bill read third time, and presented by Assembly Member Huff.

Bill passed by the following vote:

AYES—76

Aghazarian	Dymally	Laird	Plescia
Baca	Emmerson	Leno	Richman
Bass	Evans	Leslie	Ridley-Thomas
Benoit	Frommer	Levine	Runner
Berg	Garcia	Lieber	Ruskin
Bermúdez	Goldberg	Liu	Saldaña
Blakeslee	Hancock	Matthews	Salinas
Bogh	Harman	McCarthy	Spitzer
Calderon	Haynes	Montañez	Strickland
Canciamilla	Horton, Shirley	Mountjoy	Torrico
Chan	Houston	Mullin	Tran
Chavez	Huff	Nakanishi	Umberg
Chu	Jones	Nation	Vargas
Cogdill	Karnette	Nava	Villines
Cohn	Keene	Negrete McLeod	Walters
Coto	Kleh	Niello	Wolk
Daucher	Koretz	Oropeza	Wyland
De La Torre	La Malfa	Parra	Yee
DeVore	La Suer	Pavley	Mr. Speaker

NOES—2

Arambula Maze

Bill ordered transmitted to the Senate.

SENATE BILL NO. 755 (Poochigian)—An act to amend Sections 60611 and 60640, and to amend, repeal, and add Section 8669 of, of the Education Code, relating to pupils, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Huff.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—77

Aghazarian	Dymally	Leno	Richman
Arambula	Emmerson	Leslie	Ridley-Thomas
Baca	Evans	Levine	Runner
Bass	Frommer	Lieber	Ruskin
Benoit	Garcia	Liu	Saldaña
Berg	Goldberg	Matthews	Salinas
Bermúdez	Hancock	Maze	Spitzer
Blakeslee	Harman	McCarthy	Strickland
Bogh	Haynes	Montañez	Torrico
Calderon	Horton, Shirley	Mountjoy	Tran
Canciamilla	Houston	Mullin	Umberg
Chan	Huff	Nakanishi	Vargas
Chavez	Jones	Nation	Villines
Chu	Karnette	Nava	Walters
Cogdill	Keene	Negrete McLeod	Wolk
Cohn	Kleh	Niello	Yee
Coto	Koretz	Oropeza	Mr. Speaker
Daucher	La Malfa	Parra	
De La Torre	La Suer	Pavley	
DeVore	Laird	Plescia	

NOES—1

Wyland

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—77

Aghazarian	Dymally	Leno	Richman
Arambula	Emmerson	Leslie	Ridley-Thomas
Baca	Evans	Levine	Runner
Bass	Frommer	Lieber	Ruskin
Benoit	Garcia	Liu	Saldaña
Berg	Goldberg	Matthews	Salinas
Bermúdez	Hancock	Maze	Spitzer
Blakeslee	Harman	McCarthy	Strickland
Bogh	Haynes	Montañez	Torrico
Calderon	Horton, Shirley	Mountjoy	Tran
Canciamilla	Houston	Mullin	Umberg
Chan	Huff	Nakanishi	Vargas
Chavez	Jones	Nation	Villines
Chu	Karnette	Nava	Walters
Cogdill	Keene	Negrete McLeod	Wolk
Cohn	Klehs	Niello	Yee
Coto	Koretz	Oropeza	Mr. Speaker
Daucher	La Malfa	Parra	
De La Torre	La Suer	Pavley	
DeVore	Laird	Plescia	

NOES—1

Wyland

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 471**

At 5:42 p.m., on motion of Assembly Member De La Torre, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 471 passed by the following vote:

AYES—46

Arambula	De La Torre	Leno	Ridley-Thomas
Baca	Dymally	Levine	Ruskin
Bass	Evans	Lieber	Saldaña
Berg	Frommer	Liu	Salinas
Bermúdez	Goldberg	Matthews	Torrico
Calderon	Hancock	Montañez	Umberg
Canciamilla	Horton, Jerome	Mullin	Vargas
Chan	Jones	Nation	Wolk
Chavez	Karnette	Nava	Yee
Chu	Klehs	Negrete McLeod	Mr. Speaker
Cohn	Koretz	Oropeza	
Coto	Laird	Pavley	

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

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 833**

At 5:42 p.m., on motion of Assembly Member Laird, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 833 passed by the following vote:

AYES—47

Bass	Evans	Laird	Pavley
Berg	Frommer	Leno	Ridley-Thomas
Bermúdez	Garcia	Levine	Saldaña
Bogh	Goldberg	Lieber	Salinas
Calderon	Hancock	Liu	Strickland
Canciamilla	Horton, Jerome	Montañez	Torrico
Chan	Horton, Shirley	Mullin	Umberg
Chu	Jones	Nation	Vargas
Cohn	Karnette	Nava	Wolk
Coto	Keene	Negrete McLeod	Yee
De La Torre	Klehs	Oropeza	Mr. Speaker
Dymally	Koretz	Parra	

NOES—32

Aghazarian	DeVore	Leslie	Richman
Arambula	Emmerson	Matthews	Runner
Baca	Harman	Maze	Ruskin
Benoit	Haynes	McCarthy	Spitzer
Blakeslee	Houston	Mountjoy	Tran
Chavez	Huff	Nakanishi	Villines
Cogdill	La Malfa	Niello	Walters
Daucher	La Suer	Plescia	Wyland

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 675**

At 5:44 p.m., on motion of Assembly Member Coto, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 675 passed by the following vote:

AYES—42

Arambula	Evans	Lieber	Ruskin
Baca	Frommer	Liu	Saldaña
Bass	Goldberg	Montañez	Salinas
Berg	Hancock	Mullin	Torrico
Bermúdez	Jones	Nation	Umberg
Calderon	Karnette	Nava	Vargas
Chan	Klehs	Negrete McLeod	Wolk
Chu	Koretz	Oropeza	Yee
Coto	Laird	Parra	Mr. Speaker
De La Torre	Leno	Pavley	
Dymally	Levine	Ridley-Thomas	

NOES—34

Aghazarian	Garcia	Leslie	Runner
Benoit	Harman	Matthews	Spitzer
Blakeslee	Haynes	Maze	Strickland
Bogh	Horton, Shirley	McCarthy	Tran
Chavez	Houston	Mountjoy	Villines
Cogdill	Huff	Nakanishi	Walters
Daucher	Keene	Niello	Wyland
DeVore	La Malfa	Plescia	
Emmerson	La Suer	Richman	

Bill ordered transmitted to the Senate.

MESSAGES FROM THE SENATE

September 6, 2005

The Honorable E. Dotson Wilson
Chief Clerk of the Assembly
Assembly Chamber

Dear Dotson: By direction of the Senate I am returning Senate Bill No. 263 to the Assembly for further action.

Sincerely,

GREGORY P. SCHMIDT
 Secretary of the Senate

Above bill ordered on file.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 319 (Migden)—An act to amend Section 47660 of, and to add Section 42241.3 to, the Education Code, relating to public education funding.

Bill read third time, and presented by Assembly Member Goldberg.

Bill passed by the following vote:

AYES—48

Arambula	De La Torre	Leno	Pavley
Baca	Dymally	Levine	Richman
Bass	Evans	Lieber	Ridley-Thomas
Berg	Frommer	Liu	Ruskin
Bermúdez	Goldberg	Matthews	Saldaña
Calderon	Hancock	Montañez	Salinas
Canciamilla	Horton, Shirley	Mullin	Torrico
Chan	Jones	Nation	Umberg
Chavez	Karnette	Nava	Vargas
Chu	Klehs	Negrete McLeod	Wolk
Cohn	Koretz	Oropeza	Yee
Coto	Laird	Parra	Mr. Speaker

NOES—30

Aghazarian	Garcia	Leslie	Spitzer
Benoit	Harman	Maze	Strickland
Blakeslee	Haynes	McCarthy	Tran
Bogh	Houston	Mountjoy	Villines
Cogdill	Huff	Nakanishi	Walters
Daucher	Keene	Niello	Wyland
DeVore	La Malfa	Plescia	
Emmerson	La Suer	Runner	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 854 (Ashburn)—An act to amend Section 8484.8 of, and to add Sections 8484.75 and 8484.9 to, the Education Code, relating to afterschool programs, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Goldberg.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—75

Aghazarian	DeVore	Laird	Richman
Arambula	Dymally	Leno	Ridley-Thomas
Baca	Emmerson	Levine	Runner
Bass	Evans	Lieber	Ruskin
Benoit	Frommer	Liu	Saldaña
Berg	Garcia	Matthews	Salinas
Bermúdez	Goldberg	McCarthy	Spitzer
Blakeslee	Hancock	Montañez	Strickland
Bogh	Harman	Mountjoy	Torrico
Calderon	Horton, Shirley	Mullin	Tran
Canciamilla	Houston	Nakanishi	Umberg
Chan	Huff	Nation	Vargas
Chavez	Jones	Nava	Villines
Chu	Karnette	Negrete McLeod	Walters
Cogdill	Keene	Niello	Wolk
Cohn	Klehs	Oropeza	Wyland
Coto	Koretz	Parra	Yee
Daucher	La Malfa	Pavley	Mr. Speaker
De La Torre	La Suer	Plescia	

NOES—3

Haynes	Leslie	Maze
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The question being on the passage of the bill.

Bill passed by the following vote:

AYES—75

Aghazarian	DeVore	Laird	Richman
Arambula	Dymally	Leno	Ridley-Thomas
Baca	Emmerson	Levine	Runner
Bass	Evans	Lieber	Ruskin
Benoit	Frommer	Liu	Saldaña
Berg	Garcia	Matthews	Salinas
Bermúdez	Goldberg	McCarthy	Spitzer
Blakeslee	Hancock	Montañez	Strickland
Bogh	Harman	Mountjoy	Torrico
Calderon	Horton, Shirley	Mullin	Tran
Canciamilla	Houston	Nakanishi	Umberg
Chan	Huff	Nation	Vargas
Chavez	Jones	Nava	Villines
Chu	Karnette	Negrete McLeod	Walters
Cogdill	Keene	Niello	Wolk
Cohn	Klehs	Oropeza	Wyland
Coto	Koretz	Parra	Yee
Daucher	La Malfa	Pavley	Mr. Speaker
De La Torre	La Suer	Plescia	

NOES—3

Haynes	Leslie	Maze
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Bill ordered transmitted to the Senate.

SENATE BILL NO. 373 (Kehoe)—An act to amend Section 13 of the County Water Authority Act (Chapter 545 of the Statutes of 1943), relating to water.

Bill read third time, and presented by Assembly Member Saldaña.

Bill passed by the following vote:

AYES—78

Aghazarian	Dymally	Leno	Richman
Arambula	Emmerson	Leslie	Ridley-Thomas
Baca	Evans	Levine	Runner
Bass	Frommer	Lieber	Ruskin
Benoit	Garcia	Liu	Saldaña
Berg	Goldberg	Matthews	Salinas
Bermúdez	Hancock	Maze	Spitzer
Blakeslee	Harman	McCarthy	Strickland
Bogh	Haynes	Montañez	Torrico
Calderon	Horton, Shirley	Mountjoy	Tran
Canciamilla	Houston	Mullin	Umberg
Chan	Huff	Nakanishi	Vargas
Chavez	Jones	Nation	Villines
Chu	Karnette	Nava	Walters
Cogdill	Keene	Negrete McLeod	Wolk
Cohn	Kleh	Niello	Wyland
Coto	Koretz	Oropeza	Yee
Daucher	La Malfa	Parra	Mr. Speaker
De La Torre	La Suer	Pavley	
DeVore	Laird	Plescia	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 776 (Runner)—An act to amend Section 32127.3 of, and to add Section 32130.6 to the Health and Safety Code, relating to health care districts.

Bill read third time, and presented by Assembly Member Runner.

Bill passed by the following vote:

AYES—78

Aghazarian	Dymally	Leno	Richman
Arambula	Emmerson	Leslie	Ridley-Thomas
Baca	Evans	Levine	Runner
Bass	Frommer	Lieber	Ruskin
Benoit	Garcia	Liu	Saldaña
Berg	Goldberg	Matthews	Salinas
Bermúdez	Hancock	Maze	Spitzer
Blakeslee	Harman	McCarthy	Strickland
Bogh	Haynes	Montañez	Torrico
Calderon	Horton, Shirley	Mountjoy	Tran
Canciamilla	Houston	Mullin	Umberg
Chan	Huff	Nakanishi	Vargas
Chavez	Jones	Nation	Villines
Chu	Karnette	Nava	Walters
Cogdill	Keene	Negrete McLeod	Wolk
Cohn	Kleh	Niello	Wyland
Coto	Koretz	Oropeza	Yee
Daucher	La Malfa	Parra	Mr. Speaker
De La Torre	La Suer	Pavley	
DeVore	Laird	Plescia	

NOES—None

Bill ordered transmitted to the Senate.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 308, on request of Assembly Member Frommer.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Frommer was granted unanimous consent that all bills reported by committees today, with a “Do Pass as Amended” recommendation be taken up without reference to file for the purpose of Second Reading and adoption of committee amendments, and that the bills as amended, be ordered out to print and back to the Second Reading File for Wednesday, September 7, 2005.

REQUEST TO SUSPEND RULES

Assembly Member Frommer requested unanimous consent that Joint Rule 62(a) be suspended to permit the Committee on Agriculture to meet on Wednesday, September 7, 2005, upon call of the Chair for purpose of hearing Senate Bill No. 455 for reconsideration vote only.

Assembly Member Cogdill withheld unanimous consent.

Motion to Suspend Joint Rule 62(a)

Assembly Member Frommer moved that Joint Rule 62(a) be suspended to permit the Committee on Agriculture to meet on Wednesday, September 7, 2005, upon call of the Chair for purpose of hearing Senate Bill No. 455 for reconsideration vote only.

Assembly Member Vargas seconded the motion.

Motion for suspension of the rules carried by the following vote:

AYES—47

Arambula	De La Torre	Leno	Pavley
Baca	Dymally	Levine	Ridley-Thomas
Bass	Evans	Lieber	Ruskin
Berg	Frommer	Liu	Saldaña
Bermúdez	Garcia	Matthews	Salinas
Calderon	Goldberg	Montañez	Torrico
Canciamilla	Hancock	Mullin	Umberg
Chan	Jones	Nation	Vargas
Chavez	Karnette	Nava	Wolk
Chu	Klehs	Negrete McLeod	Yee
Cohn	Koretz	Oropeza	Mr. Speaker
Coto	Laird	Parra	

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	

CONSIDERATION OF CONSENT CALENDAR

The Speaker pro Tempore announced that the next roll call would be on the Consent Calendar.

Consent Calendar—Assembly Resolution

ASSEMBLY CONCURRENT RESOLUTION NO. 83 (Frommer)—Relative to White Cane Safety Day.

Resolution read, adopted, and ordered transmitted to the Senate.

*(For the vote on the above resolution, see this day's
Consent Calendar roll call.)*

Consent Calendar—Senate Resolution

SENATE CONCURRENT RESOLUTION NO. 59 (Figueroa)—Relative to Pain Awareness Month.

Resolution read, adopted, and ordered transmitted to the Senate.

*(For the vote on the above resolution, see this day's
Consent Calendar roll call.)*

Consent Calendar Roll Call

The roll was called, and the above resolutions on the Consent Calendar passed, by the following vote:

AYES—78

Aghazarian	Dymally	Leno	Richman
Arambula	Emmerson	Leslie	Ridley-Thomas
Baca	Evans	Levine	Runner
Bass	Frommer	Lieber	Ruskin
Benoit	Garcia	Liu	Saldaña
Berg	Goldberg	Matthews	Salinas
Bermúdez	Hancock	Maze	Spitzer
Blakeslee	Harman	McCarthy	Strickland
Bogh	Haynes	Montañez	Torrico
Calderon	Horton, Shirley	Mountjoy	Tran
Canciamilla	Houston	Mullin	Umberg
Chan	Huff	Nakanishi	Vargas
Chavez	Jones	Nation	Villines
Chu	Karnette	Nava	Walters
Cogdill	Keene	Negrete McLeod	Wolk
Cohn	Klehs	Niello	Wyland
Coto	Koretz	Oropeza	Yee
Daucher	La Malfa	Parra	Mr. Speaker
De La Torre	La Suer	Pavley	
DeVore	Laird	Plescia	

NOES—None**ANNOUNCEMENTS**

Speaker pro Tempore Yee announced the following session schedule:

Wednesday, September 7, 2005, Floor Session, 10 a.m.–6 p.m.;

Thursday, September 8, 2005, Floor Session, 9:30 a.m.–6 p.m.;

Friday, September 9, 2005, Floor Session, 9:30 a.m.–6 p.m.

SPECIAL RECOGNITION

The Members of the Assembly joined Speaker pro Tempore in extending best wishes to Assembly Member Negrete McLeod on the occasion of her birthday.

CONSIDERATION OF DAILY FILE (RESUMED)**UNFINISHED BUSINESS (RESUMED)****CONSIDERATION OF SENATE AMENDMENTS**

ASSEMBLY BILL NO. 849 (Leno)—An act to amend Sections 300, 301, and 302 of, and to add Section 403 to, the Family Code, relating to marriage.

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.)

**At 6:24 p.m., Assistant Speaker pro Tempore Sally Lieber,
22nd District, presiding**

Request for Use of Visual Aids

Assembly Member La Malfa was granted unanimous consent to use visual aids on the Floor to assist in debate.

At 7 p.m., Speaker pro Tempore Leland Y. Yee, 12th District, presiding**Debate Limited**

Speaker pro Tempore Yee announced that by unanimous consent and leadership agreement, debate on this measure, would be 5 minutes.

Request for Unanimous Consent

Assembly Member Mountjoy was granted unanimous consent to speak again on this measure for an additional 3 minutes.

Further Consideration of Assembly Bill No. 849

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Mountjoy moved a call of the Assembly.

Motion carried. Time, 7:29 p.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
ASSEMBLY BILL NO. 849**

At 7:30 p.m., on motion of Assembly Member Mountjoy, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly concurred in Senate amendments to Assembly Bill No. 849 by the following vote:

AYES—41

Bass	Dymally	Levine	Ruskin
Berg	Evans	Lieber	Saldaña
Bermúdez	Frommer	Liu	Salinas
Calderon	Goldberg	Montañez	Torrico
Canciamilla	Hancock	Mullin	Umberg
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—35

Aghazarian	Harman	Matthews	Runner
Arambula	Haynes	Maze	Spitzer
Benoit	Horton, Shirley	McCarthy	Strickland
Blakeslee	Houston	Mountjoy	Tran
Bogh	Huff	Nakanishi	Vargas
Cogdill	Keene	Niello	Villines
Daucher	La Malfa	Parra	Walters
DeVore	La Suer	Plescia	Wyland
Emmerson	Leslie	Richman	

Above bill ordered enrolled.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND THE RULES

Assembly Member Frommer was granted unanimous consent that the Rules be suspended to permit Senate Bill No. 1100 to be removed from the Inactive File and taken up without reference to file, for the purpose of considering late amendments.

CONSIDERATION OF SENATE BILL NO. 1100 BY UNANIMOUS CONSENT

Assembly Member Chan was granted unanimous consent to take up Senate Bill No. 1100 without reference to file, for purpose of amendment.

SENATE BILL NO. 1100 (Perata)—An act to amend Sections 56661 and 56668 of the Government Code, relating to local agency formation.

Bill read third time.

Motion to Amend

Assembly Member Chan moved the adoption of amendments.

Amendments read and adopted.

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. 1100 to the Committee on Health.

JOINT RULE 62(a) WAIVED

Assembly Member Frommer was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 1199 and Senate Bill No. 1100 for hearing in the Committee on Health on Wednesday, September 7, 2005, upon call of the Chair.

REQUEST TO GOVERNOR TO RETURN ASSEMBLY BILL NO. 1328

Assembly Member Frommer was granted unanimous consent that the Chief Clerk be directed to request the Governor to return Assembly Bill No. 1328; and that the action be rescinded whereby the bill was reported correctly enrolled and presented to the Governor on August 25, 2005 (Assembly Journal, page 2917); and that the bill be ordered held at the Desk.

JOINT RULE 62(a) WAIVED

Assembly Member Frommer was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 1 for hearing in the Committee on Utilities and Commerce on Wednesday, September 7, 2005, Thursday, September 8, 2005 and Friday, September 9, 2005, upon call of the Chair.

COMMITTEE MEETING ANNOUNCEMENTS

The following committee schedule was announced:

Committee on Utilities and Commerce, today, upon adjournment of Floor session, in Room 437;

Committee on Transportation, today, upon adjournment of Floor session, in the Tom Bane Rules Committee meeting room.

ADJOURN IN MEMORY

Assembly Member Vargas was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Supreme Court Chief Justice William H. Rehnquist, of Arlington, Virginia.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Niello was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Alma Elizabeth Kenyon, of Citrus Heights.

Assembly Members Spitzer, DeVore, and Tran were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Lester P. Elmore, of Newport Beach.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committees were permitted to meet:

Agriculture, on Wednesday, September 7, 2005, upon call of the Chair;

Health, on Wednesday, September 7, 2005, upon call of the Chair;

Utilities and Commerce, on Wednesday, September 7, 2005, Thursday, September 8, 2005, and Friday, September 9, 2005.

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. 1390, Concurrence: Daucher, Garcia, Jerome Horton, Shirley Horton, Karnette, Klehs, Levine, Nation, Nava, Niello, and Tran—Aye; Aghazarian, Benoit, Bogh, Keene, La Malfa, La Suer, Leslie, McCarthy, Plescia, Strickland, and Villines—No.

Assembly Joint Resolution No. 17, Concurrence: Frommer, Jerome Horton, Shirley Horton, Keene, La Malfa, La Suer, Leslie, Levine, Nation, Niello, Plescia, and Strickland—Aye.

Assembly Bill No. 648, Concurrence: Jerome Horton, Levine, and Nation—Aye; Keene, La Malfa, La Suer, Leslie, Plescia, and Strickland—No.

Assembly Bill No. 843, Concurrence: Jerome Horton, Levine, and Nation—Aye; Garcia, Keene, La Malfa, La Suer, Leslie, Niello, Plescia, and Strickland—No.

Assembly Bill No. 121, Concurrence: Daucher, Garcia, Jerome Horton, Shirley Horton, Levine, and Nation—Aye; La Malfa, La Suer, Leslie, Plescia, and Strickland—No.

Assembly Bill No. 259, Concurrence: Jerome Horton, Keene, Leslie, Levine, Nation, and Plescia—Aye; Strickland—No.

Assembly Bill No. 1495, Urgency and Concurrence: Bermúdez, De La Torre, Jerome Horton, Keene, Leslie, Levine, Nation, Plescia, Strickland, and Torrico—Aye.

Assembly Bill No. 515, Concurrence: De La Torre, Jerome Horton, Keene, Leslie, Levine, Nation, Plescia, and Strickland—Aye.

Assembly Bill No. 566, Concurrence: Frommer, Jerome Horton, Levine, Nation, and Plescia—Aye; Daucher, Shirley Horton, Leslie, Nakanishi, Strickland, and Wyland—No.

Assembly Bill No. 688, Concurrence: Jerome Horton, Leslie, Levine, Nation, Negrete McLeod, Plescia, and Strickland—Aye.

Assembly Bill No. 723, Concurrence: Jerome Horton, Levine, and Nation—Aye; Leslie, Plescia, and Strickland—No.

Assembly Bill No. 875, Concurrence: Bass, Jerome Horton, Levine, and Nation—Aye; Leslie, Plescia, and Strickland—No.

Assembly Bill No. 899, Concurrence: Coto, Jerome Horton, Levine, Nation, Plescia, and Torrico—Aye; Blakeslee, Huff, La Malfa, Leslie, and Strickland—No.

Assembly Bill No. 938, Concurrence: Jerome Horton, Levine, Nation, and Strickland—Aye; Leslie, Maze, and Plescia—No.

Assembly Bill No. 1107, Concurrence: Jerome Horton, Levine, Maze, and Nation—Aye; Blakeslee, Leslie, Plescia, and Strickland—No.

Assembly Bill No. 1110, Concurrence: Bermúdez, Jerome Horton, Huff, Levine, Nakanishi, Nation, Plescia, Strickland, and Torrico—Aye; Leslie and Maze—No.

Assembly Bill No. 1168, Concurrence: De La Torre, Jerome Horton, Koretz, Levine, Nation, Pavley, and Ridley-Thomas—Aye; Leslie, Plescia, and Strickland—No.

Assembly Bill No. 1374, Concurrence: Bogh, Frommer, Jerome Horton, Levine, Mullin, and Nation—Aye; Leslie, Maze, Plescia, and Strickland—No.

Assembly Bill No. 1466, Concurrence: Frommer, Jerome Horton, Leslie, Levine, Maze, Nation, Plescia, Spitzer, and Strickland—Aye.

Assembly Concurrent Resolution No. 1, Concurrence: Daucher, Jerome Horton, Leslie, Levine, Nation, Plescia, and Strickland—Aye.

Assembly Bill No. 258, Concurrence: Canciamilla, Jerome Horton, Leslie, Levine, Nation, Plescia, and Strickland—Aye.

Assembly Bill No. 316, Concurrence: Jerome Horton, Leslie, Levine, Nation, Plescia, and Strickland—Aye.

Assembly Bill No. 496, Concurrence: Jerome Horton, Leslie, Levine, Mullin, Nation, Plescia, and Strickland—Aye.

Assembly Bill No. 779, Concurrence: Jerome Horton, Leno, Leslie, Nation, Plescia, Salinas, and Strickland—Aye.

Assembly Bill No. 1061, Concurrence: Jerome Horton, Leslie, Maze, Nation, Plescia, and Strickland—Aye.

Assembly Bill No. 1143, Concurrence: Jerome Horton, Leslie, Mullin, Nation, Plescia, Strickland and Umberg—Aye.

Assembly Bill No. 1325, Concurrence: Jerome Horton, Leslie, Mullin, Nation, Plescia, and Strickland—Aye.

Senate Bill No. 390: Aghazarian, Jerome Horton, Nation and Nava—Aye; Leslie, Plescia, and Strickland—No.

Senate Bill No. 735: Frommer, Jerome Horton, and Nation—Aye; Benoit, Leslie, Plescia, and Strickland—No.

Senate Bill No. 218: Bogh, Leslie, Nation, Plescia, and Strickland—Aye; Niello—No.

Senate Bill No. 828: Leslie, Nation, Plescia, and Strickland—Aye; Evans—No.

Senate Bill No. 244: Daucher, Garcia, Nation, Richman, Ridley-Thomas, Spitzer, and Tran—Aye; Blakeslee, Leslie, Plescia, and Strickland—No.

Senate Bill No. 687: DeVore, Leslie, Nation, Plescia, and Strickland—Aye.

Senate Bill No. 18: Blakeslee, De La Torre, Haynes, Keene, Levine, Nation, Plescia, Strickland, and Torrico—Aye; Leslie and Spitzer—No.

Senate Bill No. 102: De La Torre, Frommer, Leslie, Mullin, and Nation—Aye; Bogh, Plescia, Spitzer, Strickland, and Villines—No.

Senate Bill No. 577: Haynes, Leslie, Nation, Plescia, and Strickland—Aye.

Senate Bill No. 248: Blakeslee, Cogdill, De La Torre, Harman, Houston, Nation, Niello, Plescia, and Strickland—Aye.

Senate Bill No. 232: Blakeslee, De La Torre, Leslie, Mountjoy, Nation, Plescia, Spitzer, and Strickland—Aye.

Senate Bill No. 1111: Coto, Daucher, Garcia, and Nation—Aye; Houston, Leslie, Mountjoy, Niello, Plescia, Strickland, and Wyland—No.

Senate Bill No. 228: Baca, Harman, La Suer, Leslie, Mountjoy, Nation, Plescia, and Strickland—Aye.

Senate Bill No. 131: Baca, Leslie, Levine, Mountjoy, Nation, Plescia, and Torrico—Aye; Strickland—No.

Senate Bill No. 229: Baca, Harman, Houston, Nation, and Plescia—Aye; Leslie, Mountjoy, and Strickland—No.

Senate Bill No. 645: De La Torre, Frommer, Levine, Nation, and Pavley—Aye; Blakeslee, Daucher, Leslie, Mountjoy, Plescia, and Tran—No.

Senate Bill No. 734: De La Torre, Keene, McCarthy, Nation, Niello, and Plescia—Aye; Leslie, Strickland, and Villines—No.

Senate Bill No. 1087: De La Torre, Evans, and Nation—Aye; Daucher, Garcia, Leslie, Mountjoy, Plescia, and Strickland—No.

Senate Bill No. 661: Nation—Aye; Leslie, Mountjoy, Plescia, and Strickland—No.

Senate Bill No. 719: Bogh, Leslie, Mountjoy, Nation, Plescia, and Strickland—Aye.

Senate Bill No. 720: Bass, Bogh, Calderon, Canciamilla, Cohn, Frommer, Leslie, Mountjoy, Nation, Plescia, Ridley-Thomas, and Strickland—Aye.

Senate Bill No. 792: Jerome Horton and Nation—Aye; Leslie, Mountjoy, Plescia, and Strickland—No.

Senate Bill No. 302: Bogh, Canciamilla, Hancock, Leslie, Maze, Mountjoy, Nation, Negrete McLeod, Plescia, Strickland, and Wyland—Aye.

Senate Bill No. 33: Bogh, Koretz, Laird, Leslie, Levine, Maze, Mullin, Nation, Negrete McLeod, Parra, Plescia, Ruskin, Strickland, Torrico, and Wyland—Aye.

Senate Bill No. 512 and Urgency: Bogh, Coto, Leslie, Levine, Maze, Montañez, Mullin, Nation, Negrete McLeod, Parra, Plescia, Strickland, Torrico, and Wyland—Aye.

Senate Bill No. 1081: Bogh, Coto, Leslie, Levine, Maze, Mountjoy, Mullin, Nation, Negrete McLeod, Parra, Plescia, Strickland, Torrico, and Wyland—Aye.

Senate Bill No. 954 and Urgency: Bogh, Garcia, Harman, Levine, Mullin, Nation, Negrete McLeod, Parra, Plescia, and Strickland—Aye.

Senate Bill No. 941: Bogh, Evans, Garcia, Harman, Levine, Mullin, Nation, Negrete McLeod, Parra, Plescia, Strickland, and Torrico—Aye.

Senate Bill No. 780: Mullin, Nation, Negrete McLeod, and Parra—Aye; Bogh, Garcia, Houston, Huff, Leslie, Plescia, Spitzer, and Strickland—No.

Senate Bill No. 137: Blakeslee, Cohn, Daucher, Garcia, Shirley Horton, Houston, Huff, Keene, Matthews, McCarthy, Mountjoy, Mullin, Nation, Negrete McLeod, Parra, Richman, and Strickland—Aye; Plescia and Wyland—No.

Assembly Bill No. 1088, Concurrence: Arambula, Baca, Blakeslee, Garcia, Jerome Horton, Matthews, Mullin, Nation, and Parra—Aye; Aghazarian, Bogh, Houston, Huff, Keene, Leslie, Niello, Plescia, Villines, and Wyland—No.

Assembly Bill No. 1442, Concurrence: Aghazarian, Arambula, Baca, Cohn, Coto, Frommer, Haynes, Houston, Huff, Keene, Laird, Levine, Montañez, Mountjoy, Nation, Parra, Plescia, Ridley-Thomas, Ruskin, Torrico, Villines, and Wyland—Aye; Blakeslee—No.

Senate Bill No. 279: Bermúdez, Coto, Frommer, Haynes, Levine, Montañez, Parra, Ridley-Thomas, and Torrico—Aye.

Senate Bill No. 61: Coto, Frommer, Haynes, Levine, Montañez, Parra, Ridley-Thomas, and Torrico—Aye.

Senate Bill No. 360: Bass, Levine, and Matthews—Aye; Plescia and Strickland—No.

Senate Bill No. 567: Levine, Plescia, and Ridley-Thomas—Aye; Strickland—No.

Senate Bill No. 314: Canciamilla, Frommer, Matthews, and Ridley-Thomas—Aye; McCarthy, Plescia, and Strickland—No.

Senate Bill No. 385: Matthews—Aye; Plescia and Strickland—No.

Senate Bill No. 771: Bogh, Houston, Levine, Lieber, Matthews, McCarthy, Strickland, Tran, and Wyland—Aye; Aghazarian, Plescia, and Villines—No.

Senate Bill No. 581: Blakeslee, Houston, Matthews, and Strickland—Aye; Plescia and Wyland—No.

Senate Bill No. 377 and Urgency: Blakeslee, Huff, Matthews, McCarthy, Plescia, and Strickland—Aye; Wyland—No.

Senate Bill No. 800: Blakeslee, Haynes, Huff, Matthews, Nation, Plescia, Spitzer, Strickland, Villines, and Wyland—Aye.

Senate Bill No. 672: Jones, Koretz, Lieber, Matthews, Montañez, Plescia, and Strickland—Aye.

Senate Bill No. 755 and Urgency: Garcia, Matthews, Montañez, Plescia, and Strickland—Aye; Wyland—No.

Senate Bill No. 471: Levine, Matthews, Mullin, and Salinas—Aye; Houston and Huff—No.

Senate Bill No. 833: Canciamilla, Shirley Horton, and Strickland—Aye; Matthews—No.

Senate Bill No. 675: Frommer—Aye.

Senate Bill No. 319: Matthews—Aye; Daucher, Plescia, Spitzer, Strickland, Tran, and Villines—No.

Senate Bill No. 854 and Urgency: Levine, Matthews, McCarthy, Strickland, Torrico, and Wyland—Aye.

Senate Bill No. 373: Blakeslee, Frommer, Levine, Matthews, Mullin, Ridley-Thomas, Spitzer, Strickland, and Torrico—Aye.

Senate Bill No. 776: Levine, Matthews, Mullin, Nation, Negrete McLeod, Strickland, and Torrico—Aye.

Frommer Motion to Suspend the Rules: Frommer, Levine, and Matthews—Aye; Strickland—No.

Consent Calendar: Matthews and Strickland—Aye.

MOTION TO ADJOURN

At 7:39 p.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 7:39 p.m., Speaker pro Tempore Yee declared the quorum call of the Assembly dispensed with.

MESSAGES FROM THE SENATE

Senate Chamber, September 6, 2005

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 77
Assembly Bill No. 153
Assembly Bill No. 168
Assembly Bill No. 178
Assembly Bill No. 193
Assembly Bill No. 306
Assembly Bill No. 330
Assembly Bill No. 358
Assembly Bill No. 381
Assembly Bill No. 414
Assembly Bill No. 417
Assembly Bill No. 490
Assembly Bill No. 502
Assembly Bill No. 524
Assembly Bill No. 664

Assembly Bill No. 712
Assembly Bill No. 748
Assembly Bill No. 879
Assembly Bill No. 911
Assembly Bill No. 920
Assembly Bill No. 967
Assembly Bill No. 979
Assembly Bill No. 1065
Assembly Bill No. 1078
Assembly Bill No. 1081
Assembly Bill No. 1132
Assembly Bill No. 1342
Assembly Bill No. 1609
Assembly Bill No. 1750

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, September 6, 2005

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 23
Assembly Bill No. 47
Assembly Bill No. 55
Assembly Bill No. 76
Assembly Bill No. 276
Assembly Bill No. 383
Assembly Bill No. 388
Assembly Bill No. 430
Assembly Bill No. 535
Assembly Bill No. 749

Assembly Bill No. 760
Assembly Bill No. 783
Assembly Bill No. 1241
Assembly Bill No. 1406
Assembly Bill No. 1459
Assembly Bill No. 1471
Assembly Bill No. 1663
Assembly Bill No. 1674
Assembly Bill No. 1764

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.

REPORTS OF STANDING COMMITTEES

Committee on Rules

Date of Hearing: September 6, 2005

Mr. Speaker: Your Committee on Rules reports:

Senate Bill No. 65
Senate Bill No. 67
Senate Bill No. 73

With amendments with the recommendation: Amend, and do pass, as amended.

MONTAÑEZ, Chair

Above bills ordered to second reading.

Committee on Education

Date of Hearing: September 6, 2005

Mr. Speaker: Your Committee on Education reports:

Senate Bill No. 586

With amendments with the recommendation: Amend, and do pass, as amended.

GOLDBERG, Chair

Above bill ordered to second reading.

Committee on Revenue and Taxation

Date of Hearing: September 6, 2005

Mr. Speaker: Your Committee on Revenue and Taxation reports:

Senate Bill No. 457

With amendments with the recommendation: Amend, and do pass, as amended.

KLEHS, Chair

Above bill ordered to second reading.

SECOND READING OF BILLS BY UNANIMOUS CONSENT

Pursuant to unanimous consent granted earlier this day the following bills were taken up without reference to file, for the purpose of second reading and the adoption of committee amendments, and the bills ordered returned to the second reading file for Wednesday, September 7, 2005:

Second Reading of Senate Bills

SENATE BILL NO. 65—An act relating to the Budget Act of 2005.

Bill read second time; amendments proposed by the Committee on Rules read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 67—An act relating to the Budget Act of 2005.

Bill read second time; amendments proposed by the Committee on Rules read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 73—An act relating to the Budget Act of 2005.

Bill read second time; amendments proposed by the Committee on Rules read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 586—An act to amend Sections 60851 and 60852.5 of the Education Code, relating to pupils.

Bill read second time; amendments proposed by the Committee on Education read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 457—An act to amend Section 8686 of the Government Code, and to amend Sections 218, 17207, and 24347.5 of, and to add Sections 195.93, 195.94, and 195.98 to, the Revenue and Taxation Code, relating to taxation, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Revenue and Taxation read and adopted, bill ordered reprinted and to be returned to the second reading file.

RESOLUTIONS

The following resolutions were offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 95—Ridley-Thomas and Nava (Principal coauthors: Bass, Chu, Cohn, Laird, Nunez, and Yee). Relative to state aid for Hurricane Katrina.

ASSEMBLY JOINT RESOLUTION NO. 37—Ridley-Thomas (Principal coauthors: Bass, Chu, Coto, Dymally, Frommer, Nunez, and Yee) (Principal coauthors: Senators Escutia, Murray, Perata, and Romero). Relative to the Voting Rights Act of 1965.

ASSEMBLY JOINT RESOLUTION NO. 38—Ridley-Thomas and Nava (Principal coauthors: Bass, Chu, Cohn, Laird, Nunez, and Yee). Relative to federal aid for Hurricane Katrina.

INTRODUCTION OF GUESTS

Assembly Member Yee, of the 12th Assembly District, introduced former Assembly Member Rod Wright.

ADJOURNMENT

At 7:40 p.m., pursuant to the motion by Assembly Member Frommer, the Assembly adjourned until 10 a.m., Wednesday, September 7, 2005, out of respect to the memory of Supreme Court Chief Justice William H. Rehnquist, on motion of Assembly Member Vargas; out of respect to the memory of Alma Elizabeth Kenyon, on motion of Assembly Member Niello; and out of respect to the memory of Lester P. Elmore, on motion of Assembly Members Spitzer, DeVore, and Tran.

FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON SEPTEMBER 6, 2005**

The following measures were amended in the Assembly on this day:

SB	RN
65	0520613
67	0519122
73	0520382
239	0520569
288	0520383
457	0520705
586	0520653
666	0520635
1100	0520686

Daily Total:	9
Cumulative Total:	2774

CALIFORNIA LEGISLATURE

2005–06 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, September 7, 2005

ONE HUNDRED TWENTIETH SESSION DAY

TWO HUNDRED SEVENTY-SIXTH 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, September 7, 2005

The Assembly met at 10:17 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 Salinas moved a quorum call of the Assembly.
Motion carried.

The Speaker pro Tempore directed the Sergeant at Arms to close the
doors, and to bring in the absent Members.

Quorum Present

At 10:19 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, We can do all things through You, who strengthens us. No matter how inadequate or unqualified we may feel, You promise to strengthen and enable us. It is easy to be positive when things are going well, but the way we respond in the face of adversity determines whether we are truly children of God. Help us, Lord, to speak positive words of faith and to declare Your glory through our actions.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Yee, Assembly Member De La Torre 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.

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

September 7, 2005

E. Dotson Wilson

*Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: Please be advised that I have appointed Assemblymember Hector De La Torre to fill the Democratic vacancy on the Assembly Health Committee for today's hearing only.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

September 7, 2005

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 Ira Ruskin to fill the Democratic vacancy on the Assembly Natural Resources Committee for the Thursday, September 8 hearing only.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

COMMUNICATIONS

The following communication was presented by the Chief Clerk, and ordered printed in the Journal:

Explanation of Vote—Senate Bill No. 914

September 1, 2005

*Mr. Dotson Wilson
California State Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Mr. Wilson,

I respectfully request that the following statement be printed in the Daily Journal.

“My name was incorrectly added as a coauthor to SB 914. As it was never my intention to coauthor or support this measure, my office requested that my name be removed. When this measure was brought before the Assembly, I voted no.”

Best regards,

MARK WYLAND, Assembly Member
Seventy-fourth District

(NOTE: For above referenced roll call vote on Senate Bill No. 914 see Assembly Daily Journal for September 1, 2005, page 3230.)

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. 176

Governor’s Office, Sacramento
September 6, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 176 (Bermudez) without my signature.

This bill inappropriately interferes in the collective bargaining process ongoing in the Los Angeles Superior Court by statutorily converting limited-term law clerks into permanent employees after 180 days of employment. There may be times when it is necessary to employ a law clerk longer than 180 days for a special case or project, while at the same time there is not a sufficient long-term volume of work to require a permanent appointment. In addition, the courts may be unable to fund all limited-term employees as regular employees creating an unfounded liability for the Los Angeles County court that could be detrimental to other court operations.

Finally, the passage of this bill undermines the collective bargaining process by encouraging bargaining units to come to the Legislature to determine the outcome versus following the process set forth in law requiring negotiation between the parties locally.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 215

Governor's Office, Sacramento
September 6, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 215 without my signature.

I strongly support clean and fair campaigns. The Code of Fair Campaign Practices is unenforceable other than through the exercise of the vote at the ballot box. Candidates and campaigns are free to make their case to the voters about whether their campaign follows or their opponent ignores “basic principles of decency, honesty, and fair play.” I trust the people to be the best judge of conduct of a campaign when they exercise their franchise to vote.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 452

Governor's Office, Sacramento
September 6, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 452 (Yee) without my signature.

In December 2002, the Department of Transportation (Caltrans) submitted to the Legislature a report showing that Safety-Enhancement Double Fine Zones, by themselves, do not have any statistically significant effect on traffic safety. Caltrans suggested that if any future double fine zones are to be effective, they must be established concurrently with enhanced enforcement, public awareness campaigns, and other traffic safety measures. Unfortunately, this bill merely establishes a stretch of 19th Avenue in downtown San Francisco as a double fine zone without any additional measures.

Furthermore, this bill would perpetuate the piecemeal process of using a legislative measure to establish each separate double fine zone. I encourage the Legislature to consider providing authority to Caltrans to develop a comprehensive program establishing these zones along the highest risk roadways and in areas with local governments that wish to devote extra resources to accomplish the goal of reducing traffic accident rates on a specific roadway.

For these reasons I cannot support this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 455

Governor's Office, Sacramento
September 6, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 455 (Goldberg) without my signature.

While I appreciate the author's intent to address the needs of at-risk students, this bill does not effectively meet that objective. In fact, by imposing additional prescriptive requirements on districts that choose to offer comprehensive counseling programs, this bill could have the unintended effect of discouraging districts from offering such programs.

Therefore, since nothing in current law prohibits school districts from including an academic plan for at-risk pupils in their educational counseling programs, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 499

Governor's Office, Sacramento
September 6, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 499 (Leno) without my signature.

Encouraging the growth and stability of local business is an objective that I fully support. However, this bill could increase the contracting and operating costs of the San Francisco Community College District. Public agencies should focus on getting the most cost effective solution for taxpayers. This bill would place geographic proximity as a higher priority than cost effectiveness.

For this reason, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 738

Governor's Office, Sacramento
September 6, 2005

To the Members of the California State Assembly:

I am returning AB 738 without my signature. This bill requires an individual who is paid to collect signatures on any state or local initiative, referendum or petition to wear a badge stating "Paid Signature Gatherer."

I agree with Governor Davis and Governor Wilson, who returned similar measures without their signature, that this bill is unnecessary. Under existing law, petitions must contain the following notice in 12 point type: NOTICE TO THE PUBLIC—THIS PETITION IS BEING CIRCULATED BY A PAID SIGNATURE GATHERER OR A VOLUNTEER. YOU HAVE THE RIGHT TO ASK.

I see no compelling reason to change existing law.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 755

Governor's Office, Sacramento
September 6, 2005

To the Members of the California Assembly:

I am returning Assembly Bill 755 (De La Torre) without my signature.

AB 755 is similar to SB 1538, which I vetoed last year. This measure, like last year's, is an attempt to ensure that piece-rate workers in the garment and agricultural industries take advantage of their rest periods by mandating that employers pay workers a specific wage for rest periods. Piece-rate calculations already compensate workers for all time worked and rest periods are already considered time worked. The provisions of AB 755 essentially require employers to compensate piece-rate workers twice for their rest periods. This is unreasonable and overly burdensome to employers and does nothing to ensure workers actually take the rest periods they are authorized to take.

Consistent with my veto message of last year, the Labor and Workforce Development Agency has been working to ensure all workers, including those earning a piece-rate, understand their rights to rest periods and the importance of taking them. The Agency has conducted workshops for low-wage workers throughout the state to educate them on their rights. Recently, the Labor Commissioner has taken the steps to create an advisory committee for interested parties in the garment industry to meet and discuss additional ways to ensure workers understand and take advantage of their rights. Finally, my Administration recently enacted emergency heat stress regulations that ensure workers subjected to possible heat stress and heat illness have access to shade and additional recovery periods when needed.

This bill would impose burdensome accounting requirement and increase frivolous litigation with no discernable benefit to workers. The real efforts my Administration has undertaken will go much further in assisting workers.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 866

Governor's Office, Sacramento
September 6, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 866 without my signature.

I strongly support clean and fair campaigns. The Code of Fair Campaign Practices is unenforceable other than through the exercise of the vote at the ballot box. Candidates and campaigns are free to make their case to the voters about whether their campaign follows or their opponent ignores "basic principles of decency, honesty, and fair play." I trust the people to be the best judge of conduct of a campaign when they exercise their franchise to vote. I am confident that they will reject candidates that use appeals to negative prejudices against any group of people.

Sincerely,

ARNOLD SCHWARZENEGGER

Receipt of Bills

I acknowledge receipt this 6th day of September 2005 at 8:50 p.m., of Assembly Bills Nos. 176, 215, 452, 455, 499, 738, 755, and 866 without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Pamela Oto.

LAWRENCE A. MURMAN

Assistant Chief Clerk of the Assembly

BILLS WITHDRAWN FROM COMMITTEE AND PLACED ON FILE

Assembly Member Frommer was granted unanimous consent that Senate Bill No. 239, be withdrawn from the Committee on Public Safety and placed on the second reading file.

ASSEMBLY RULE 118 SUSPENDED—PRIVILEGES OF THE FLOOR

Assembly Member Daucher was granted unanimous consent that Assembly Rule 118 be suspended granting the privileges of the Floor and permitting guests to sit at her desk in the Assembly Chamber, whereupon she introduced her husband, Don.

ASSEMBLY RULE 69(b) SUSPENDED

Assembly Member Frommer was granted unanimous consent that Assembly Rule 69(b) be suspended to permit consideration of proposed amendments to Senate Bill No. 650.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Frommer was granted unanimous consent that Assembly Rule 77 be suspended to permit consideration of Senate Amendments to Assembly Bills Nos. 77, 153, 168, 178, 193, 306, 330, 358, 414, 490, 502, 524, 664, 712, 748, 879, 920, 967, 979, 1065, 1078, 1081, 1132, 1342, 1609, 23, 47, 55, 76, 276, 383, 388, 430, 535, 749, 760, 783, 1241, 1406, 1459, 1471, 1663, 1674, and 1764.

Assembly Member Frommer was granted unanimous consent that Assembly Rules be suspended to permit Senate Bills Nos. 65, 67, 73, and 70 to be taken up without reference to file.

RE-REFERENCE OF BILLS TO COMMITTEE PURSUANT TO ASSEMBLY RULE 77.2

Pursuant to Assembly Rule 77.2, Speaker pro Tempore Yee re-referred the following Assembly bills to committees as noted:

Assembly Bill No. 381, to the Committee on Judiciary;

Assembly Bill No. 417, to the Committee on Governmental Organization;

Assembly Bill No. 911, to the Committee on Revenue and Taxation;

Assembly Bill No. 1750, to the Committee on Governmental Organization;

Assembly Bill No. 23, to the Committee on Education.

(NOTE: Later this day, the action was rescinded whereby Assembly Bill No. 23 was re-referred to the Committee on Education, pursuant to Assembly Rule 77.2. See page 3381.)

ASSEMBLY RULE 118 SUSPENDED—PRIVILEGES OF THE FLOOR

Assembly Member Cohn was granted unanimous consent that Assembly Rule 118 be suspended granting the privileges of the Floor and permitting a guest to sit at her desk in the Assembly Chamber.

CAUCUS ANNOUNCEMENTS

At 10:24 a.m., Assembly Member Frommer was granted unanimous consent that the Democratic Caucus be permitted to meet in the Assembly Lounge.

At 10:24 a.m., Assembly Member Cogdill was granted unanimous consent that the Republican Caucus be permitted to meet in the Tom Bane Rules Committee Room.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 1008, on request of Assembly Member Klehs.

RECESS

By unanimous consent, at 10:24 a.m., Speaker pro Tempore Yee declared the Assembly recessed.

RECONVENED

At 10:53 a.m., the Assembly reconvened.

Hon. Leland Y. Yee, Speaker pro Tempore of the Assembly, presiding.

ACTION RESCINDED ON ASSEMBLY BILL NO. 23

Assembly Member Yee was granted unanimous consent to rescind the action whereby the Assembly, earlier today (Assembly Journal, page 3380), re-referred Assembly Bill No. 23 to the Committee on Education, pursuant to Assembly Rule 77.2.

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. 65, 67, and 73, ordered to third reading.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 70—An act to add Section 88532 to the Education Code, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 72—An act to add Article 8 (commencing with Section 60120) to Chapter 1 of Part 33 of the Education Code, relating to instructional materials, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

**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. 457 and 586, ordered to third reading.

CONSIDERATION OF SENATE BILL NO. 65 BY UNANIMOUS CONSENT

Assembly Member Laird was granted unanimous consent to take up Senate Bill No. 65 without reference to file, for purpose of consideration.

SENATE BILL NO. 65 (Committee on Budget and Fiscal Review)—An act to amend Sections 2558.46, 42238.146, 56836.11, and 56836.165 of the Education Code, to amend Section 17581.5 of the Government Code, to amend Items 6110-001-0890, 6110-107-0001, 6110-156-0890, 6110-161-0001, 6110-161-0890, 6110-228-0001, 6110-243-0001, and 8860-001-0001 of Section 2.00 of, to amend Section 12.75 of Section 2.00 of, to add Item 6110-493 to Section 2.00 of, and to repeal Item 6110-182-0001 of Section 2.00 of, Chapter 38 of the Statutes of 2005, to amend Sections 20 and 21 of Chapter 39 of the Statutes of 2005, and to amend Sections 30, 31, and 32 of Chapter 73 of the Statutes of 2005, relating to education finance, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Laird.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—78

Aghazarian	Emmerson	Leno	Richman
Arambula	Evans	Leslie	Ridley-Thomas
Baca	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	
Dymally	Laird	Plescia	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—78

Aghazarian	Emmerson	Leno	Richman
Arambula	Evans	Leslie	Ridley-Thomas
Baca	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	
Dymally	Laird	Plescia	

NOES—None

Bill ordered transmitted to the Senate immediately.

CONSIDERATION OF SENATE BILL NO. 67 BY UNANIMOUS CONSENT

Assembly Member Laird was granted unanimous consent to take up Senate Bill No. 67 without reference to file, for purpose of consideration.

SENATE BILL NO. 67 (Committee on Budget and Fiscal Review)—An act to amend Sections 68085, 68085.7, and 68085.8 of, and to add Section 68085.9 to, the Government Code, and to amend Sections 1203.4, 1203.45, and 1214.1 of the Penal Code, relating to courts, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Laird.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—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	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—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	Kleh	Niello	Wyland
Daucher	Koretz	Oropeza	Yee
De La Torre	La Malfa	Parra	Mr. Speaker
DeVore	La Suer	Pavley	

NOES—None

Bill ordered transmitted to the Senate immediately.

CONSIDERATION OF SENATE BILL NO. 73 BY UNANIMOUS CONSENT

Assembly Member Laird was granted unanimous consent to take up Senate Bill No. 73 without reference to file, for purpose of consideration.

SENATE BILL NO. 73 (Committee on Budget and Fiscal Review)—An act relating to public postsecondary education, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Laird.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—77

Aghazarian	Dymally	Leno	Richman
Arambula	Emmerson	Leslie	Ridley-Thomas
Baca	Evans	Levine	Runner
Bass	Frommer	Lieber	Ruskin
Benoit	Garcia	Liu	Saldaña
Berg	Goldberg	Matthews	Salinas
Bermúdez	Hancock	Maze	Spitzer
Blakeslee	Harman	McCarthy	Strickland
Bogh	Horton, Jerome	Montañez	Torrico
Calderon	Horton, Shirley	Mountjoy	Tran
Canciamilla	Houston	Mullin	Umberg
Chan	Huff	Nakanishi	Vargas
Chavez	Jones	Nation	Villines
Chu	Karnette	Nava	Wolk
Cogdill	Keene	Negrete McLeod	Wyland
Cohn	Kleh	Niello	Yee
Coto	Koretz	Oropeza	Mr. Speaker
Daucher	La Malfa	Parra	
De La Torre	La Suer	Pavley	
DeVore	Laird	Plescia	

NOES—2

Haynes

Walters

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—77

Aghazarian	Dymally	Leno	Richman
Arambula	Emmerson	Leslie	Ridley-Thomas
Baca	Evans	Levine	Runner
Bass	Frommer	Lieber	Ruskin
Benoit	Garcia	Liu	Saldaña
Berg	Goldberg	Matthews	Salinas
Bermúdez	Hancock	Maze	Spitzer
Blakeslee	Harman	McCarthy	Strickland
Bogh	Horton, Jerome	Montañez	Torrico
Calderon	Horton, Shirley	Mountjoy	Tran
Canciamilla	Houston	Mullin	Umberg
Chan	Huff	Nakanishi	Vargas
Chavez	Jones	Nation	Villines
Chu	Karnette	Nava	Wolk
Cogdill	Keene	Negrete McLeod	Wyland
Cohn	Klehs	Niello	Yee
Coto	Koretz	Oropeza	Mr. Speaker
Daucher	La Malfa	Parra	
De La Torre	La Suer	Pavley	
DeVore	Laird	Plescia	

NOES—2

Haynes Walters

Bill ordered transmitted to the Senate immediately.

CONSIDERATION OF SENATE BILL NO. 70 BY UNANIMOUS CONSENT

Assembly Member Liu was granted unanimous consent to take up Senate Bill No. 70 without reference to file, for purpose of consideration.

SENATE BILL NO. 70 (Scott)—An act to add Section 88532 to the Education Code, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member Liu.

Bill passed by the following vote:

AYES—78

Aghazarian	Dymally	Leno	Richman
Arambula	Emmerson	Leslie	Ridley-Thomas
Baca	Evans	Levine	Runner
Bass	Frommer	Lieber	Ruskin
Benoit	Garcia	Liu	Saldaña
Berg	Hancock	Matthews	Salinas
Bermúdez	Harman	Maze	Spitzer
Blakeslee	Haynes	McCarthy	Strickland
Bogh	Horton, Jerome	Montañez	Torrico
Calderon	Horton, Shirley	Mountjoy	Tran
Canciamilla	Houston	Mullin	Umberg
Chan	Huff	Nakanishi	Vargas
Chavez	Jones	Nation	Villines
Chu	Karnette	Nava	Walters
Cogdill	Keene	Negrete McLeod	Wolk
Cohn	Klehs	Niello	Wyland
Coto	Koretz	Oropeza	Yee
Daucher	La Malfa	Parra	Mr. Speaker
De La Torre	La Suer	Pavley	
DeVore	Laird	Plescia	

NOES—None

Bill ordered transmitted to the Senate immediately.

MOTION TO SUSPEND RULES

Assembly Member Frommer moved that the rules be suspended to take up Senate Bill No. 72 without reference to file for purpose of consideration.

Assembly Member Vargas seconded the motion.

Motion carried by the following vote:

AYES—47

Arambula	De La Torre	Leno	Pavley
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	Klehs	Negrete McLeod	Yee
Cohn	Koretz	Oropeza	Mr. Speaker
Coto	Laird	Parra	

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

CONSIDERATION OF SENATE BILL NO. 72

Pursuant to a roll call vote, Assembly Member Laird was granted consent to take up Senate Bill No. 72 without reference to file, for purpose of consideration.

SENATE BILL NO. 72 (Committee on Budget and Fiscal Review)—An act to add Article 8 (commencing with Section 60120) to Chapter 1 of Part 33 of the Education Code, relating to instructional materials, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member Laird.

Bill passed by the following vote:

AYES—50

Arambula	De La Torre	Leslie	Richman
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	Tran
Chan	Jones	Nation	Umberg
Chavez	Karnette	Nava	Vargas
Chu	Klehs	Negrete McLeod	Wolk
Cohn	Koretz	Oropeza	Yee
Coto	Laird	Parra	
Daucher	Leno	Pavley	

NOES—28

Aghazarian	Garcia	La Malfa	Plescia
Benoit	Harman	La Suer	Runner
Blakeslee	Haynes	Maze	Spitzer
Bogh	Horton, Shirley	McCarthy	Strickland
Cogdill	Houston	Mountjoy	Villines
DeVore	Huff	Nakanishi	Walters
Emmerson	Keene	Niello	Wyland

Bill ordered transmitted to the Senate immediately.

RECESS

By unanimous consent, at 11:07 a.m., Speaker pro Tempore Yee declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Vargas introduced guests from Cusco, Peru: Ruffo Gaona, Deputy Mayor of Cusco and Enrique Pimentel, Director of Ecology from the City of Cusco.

RECONVENED

At 11:11 a.m., the Assembly reconvened.

Hon. Leland Y. Yee, Speaker pro Tempore of the Assembly, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)**UNFINISHED BUSINESS (RESUMED)****CONSIDERATION OF SENATE AMENDMENTS**

ASSEMBLY BILL NO. 740 (Huff)—An act to amend Sections 41540, and 47634.3 of, to amend and repeal Section 47634 of, to amend, repeal, and add Section 47636 of, to add Sections 47634.1 and 47634.4 to, and to repeal Section 47634.5 of, the Education Code, and to amend Item 6110-211-0001 of Section 2.00 of Chapter 38 of the Statutes of 2005, relating to charter schools, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—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	

NOES—None

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—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	

NOES—None

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Frommer was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 77.

ASSEMBLY BILL NO. 77 (Frommer)—An act to amend Section 14132.01 of the Welfare and Institutions Code, relating to Medi-Cal.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—65

Aghazarian	Evans	Lieber	Runner
Arambula	Frommer	Liu	Ruskin
Baca	Garcia	Matthews	Saldaña
Bass	Goldberg	McCarthy	Salinas
Berg	Hancock	Montañez	Spitzer
Bermúdez	Harman	Mullin	Strickland
Calderon	Horton, Jerome	Nakanishi	Torricon
Canciamilla	Horton, Shirley	Nation	Tran
Chan	Houston	Nava	Umberg
Chavez	Jones	Negrete McLeod	Vargas
Chu	Karnette	Niello	Wolk
Cohn	Klehs	Oropeza	Wyland
Coto	Koretz	Parra	Yee
Daucher	La Malfa	Pavley	Mr. Speaker
De La Torre	Laird	Plescia	
Dymally	Leno	Richman	
Emmerson	Levine	Ridley-Thomas	

NOES—11

Bogh	Huff	Leslie	Villines
DeVore	Keene	Maze	Walters
Haynes	La Suer	Mountjoy	

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Laird was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 153.

ASSEMBLY BILL NO. 153 (Committee on Budget)—An act to repeal and add Section 1021.8 of the Code of Civil Procedure, relating to courts.

Bill presented by Assembly Member Laird.

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—76

Aghazarian	DeVore	La Suer	Parra
Arambula	Dymally	Laird	Pavley
Baca	Emmerson	Leno	Plescía
Bass	Evans	Leslie	Richman
Benoit	Frommer	Levine	Ridley-Thomas
Berg	Garcia	Lieber	Runner
Bermúdez	Goldberg	Liu	Ruskin
Blakeslee	Hancock	Matthews	Saldaña
Bogh	Harman	Maze	Salinas
Calderon	Horton, Jerome	McCarthy	Spitzer
Canciamilla	Horton, Shirley	Montañez	Strickland
Chan	Houston	Mountjoy	Torrico
Chavez	Huff	Mullin	Tran
Chu	Jones	Nakanishi	Umberg
Cogdill	Karnette	Nation	Vargas
Cohn	Keene	Nava	Villines
Coto	Klehs	Negrete McLeod	Wolk
Daucher	Koretz	Niello	Yee
De La Torre	La Malfa	Oropeza	Mr. Speaker

NOES—3

Haynes	Walters	Wyland
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Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Ridley-Thomas was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 168, without reference to file.

ASSEMBLY BILL NO. 168 (Ridley-Thomas)—An act to add Article 2.2 (commencing with Section 13310) to Chapter 3 of Part 1 of Division 2 of Title 2 of, and to repeal Section 13305 of, the Government Code, relating to state 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—46

Arambula	De La Torre	Leno	Ridley-Thomas
Baca	Dymally	Levine	Ruskin
Bass	Evans	Lieber	Saldaña
Berg	Frommer	Liu	Salinas
Bermúdez	Goldberg	Matthews	Torrico
Calderon	Hancock	Montañez	Umberg
Canciamilla	Horton, Jerome	Mullin	Vargas
Chan	Jones	Nation	Wolk
Chavez	Karnette	Nava	Yee
Chu	Klehs	Oropeza	Mr. Speaker
Cohn	Koretz	Parra	
Coto	Laird	Pavley	

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

Above bill ordered enrolled.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 1747 (Wolk)—An act to add Section 6530.5 to the Government Code, relating to the joint exercise of powers.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Wolk moved a call of the Assembly.

Motion carried. Time, 11:33 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT AND ASSEMBLY RULE 77 SUSPENDED

Assembly Member Koretz was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 178.

ASSEMBLY BILL NO. 178 (Koretz)—An act to add Part 8 (commencing with Section 14950) to Division 12 of the Health and Safety Code, relating to cigarettes.

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—46

Bass	Dymally	Levine	Ridley-Thomas
Berg	Evans	Lieber	Ruskin
Bermúdez	Frommer	Liu	Saldaña
Blakeslee	Goldberg	Matthews	Salinas
Calderon	Hancock	Montañez	Torrico
Canciamilla	Horton, Jerome	Mullin	Umberg
Chan	Jones	Nation	Vargas
Chavez	Karnette	Nava	Wolk
Chu	Klehs	Negrete McLeod	Yee
Cohn	Koretz	Oropeza	Mr. Speaker
Coto	Laird	Parra	
De La Torre	Leno	Pavley	

NOES—33

Aghazarian	Garcia	Leslie	Spitzer
Arambula	Harman	Maze	Strickland
Baca	Haynes	McCarthy	Tran
Benoit	Horton, Shirley	Mountjoy	Villines
Bogh	Houston	Nakanishi	Walters
Cogdill	Huff	Niello	Wyland
Daucher	Keene	Plescia	
DeVore	La Malfa	Richman	
Emmerson	La Suer	Runner	

Above bill ordered enrolled.

RECESS

By unanimous consent, at 11:47 a.m., Speaker pro Tempore Yee declared the Assembly recessed to permit the introduction of a special guest.

Assembly Member Cohn introduced and presented a resolution to Colonel Anne L. Burman for 30 years of dedicated service in the United States Air Force.

RECONVENED

At 11:48 a.m., the Assembly reconvened.

Hon. Leland Y. Yee, Speaker pro Tempore of the Assembly, presiding.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Maze was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 193.

ASSEMBLY BILL NO. 193 (Maze)—An act to add Section 1122.5 to the Fish and Game Code, relating to fish and game.

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—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	

NOES—None

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Baca was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 306.

ASSEMBLY BILL NO. 306 (Baca)—An act to repeal and add Chapter 3 (commencing with Section 800) of Division 4 of the Military and Veterans Code, relating to military benefits.

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—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	

NOES—None

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Klehs was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 414.

ASSEMBLY BILL NO. 414 (Klehs)—An act to amend Section 1771.7 of the Labor Code, relating to labor compliance programs.

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—48

Arambula	De La Torre	Leno	Pavley
Baca	Dymally	Levine	Plescia
Bass	Evans	Lieber	Ridley-Thomas
Berg	Frommer	Liu	Ruskin
Bermúdez	Goldberg	Matthews	Saldaña
Calderon	Hancock	Montañez	Salinas
Canciamilla	Horton, Jerome	Mullin	Torrico
Chan	Jones	Nation	Umberg
Chavez	Karnette	Nava	Vargas
Chu	Klehs	Negrete McLeod	Wolk
Cohn	Koretz	Oropeza	Yee
Coto	Laird	Parra	Mr. Speaker

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	Niello	Wyland
Emmerson	La Malfa	Richman	

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Parra was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 490.

ASSEMBLY BILL NO. 490 (Parra)—An act to amend Section 20112 of the Public Contract Code, relating to public contracts.

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—47

Arambula	De La Torre	Leno	Pavley
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	Klehs	Negrete McLeod	Yee
Cohn	Koretz	Oropeza	Mr. Speaker
Coto	Laird	Parra	

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

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Cogdill was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 502.

ASSEMBLY BILL NO. 502 (Cogdill)—An act to amend Sections 22101 and 22103 of, and to add Section 22101.5 to, the Financial Code, relating to finance lenders.

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—59

Aghazarian	DeVore	Koretz	Niello
Arambula	Emmerson	La Suer	Oropeza
Baca	Frommer	Laird	Pavley
Bass	Garcia	Leno	Richman
Benoit	Goldberg	Leslie	Saldaña
Berg	Hancock	Levine	Salinas
Bermúdez	Harman	Lieber	Spitzer
Blakeslee	Horton, Jerome	Liu	Torrico
Bogh	Horton, Shirley	Matthews	Umberg
Chan	Houston	McCarthy	Vargas
Chu	Huff	Mountjoy	Villines
Cogdill	Jones	Mullin	Wolk
Coto	Karnette	Nakanishi	Yee
Daucher	Keene	Nation	Mr. Speaker
De La Torre	Klehs	Nava	

NOES—13

Calderon	Dymally	Parra	Wyland
Canciamilla	Evans	Plescia	
Chavez	La Malfa	Ruskin	
Cohn	Montañez	Strickland	

Vote Changes

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 502: Assembly Member Cohn from “Aye” to “No”.

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Ridley-Thomas was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 330.

ASSEMBLY BILL NO. 330 (Gordon)—An act to amend Section 1265 of, and to add Section 1265.3 to, the Health and Safety Code, relating to health facilities.

Bill presented by Assembly Member Ridley-Thomas.

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—47

Arambula	De La Torre	Leno	Pavley
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	Klehs	Negrete McLeod	Yee
Cohn	Koretz	Oropeza	Mr. Speaker
Coto	Laird	Parra	

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

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Chan was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 524.

ASSEMBLY BILL NO. 524 (Chan)—An act to add and repeal Section 10360 of the Public Contract Code, relating to public contracts.

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—47

Arambula	De La Torre	Leno	Pavley
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	Klehs	Negrete McLeod	Yee
Cohn	Koretz	Oropeza	Mr. Speaker
Coto	Laird	Parra	

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 Concurrence in Senate Amendments to Assembly Bill No. 524: Assembly Member Aghazarian from “Aye” to “No”.

Above bill ordered enrolled.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT AND ASSEMBLY RULE 77 SUSPENDED

Assembly Member Jones was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 664.

ASSEMBLY BILL NO. 664 (Jones)—An act to add Section 6060.6 to the Business and Professions Code, and to amend Section 1161.2 of the Code of Civil Procedure, relating to the State Bar of California.

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—50

Arambula	De La Torre	Levine	Ridley-Thomas
Baca	Dymally	Lieber	Ruskin
Bass	Evans	Liu	Saldaña
Berg	Frommer	Matthews	Salinas
Bermúdez	Goldberg	Montañez	Torrico
Calderon	Hancock	Mullin	Tran
Canciamilla	Horton, Jerome	Nation	Umberg
Chan	Jones	Nava	Vargas
Chavez	Karnette	Negrete McLeod	Wolk
Chu	Klehs	Oropeza	Yee
Cohn	Koretz	Parra	Mr. Speaker
Coto	Laird	Pavley	
Daucher	Leno	Richman	

NOES—29

Aghazarian	Harman	Leslie	Spitzer
Benoit	Haynes	Maze	Strickland
Blakeslee	Horton, Shirley	McCarthy	Villines
Bogh	Houston	Mountjoy	Walters
Cogdill	Huff	Nakanishi	Wyland
DeVore	Keene	Niello	
Emmerson	La Malfa	Plescia	
Garcia	La Suer	Runner	

Vote Changes

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 664: Assembly Member Tran from “No” to “Aye”.

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Canciamilla was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 712.

ASSEMBLY BILL NO. 712 (Canciamilla)—An act to amend Section 65863 of the Government Code, relating to land use.

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—70

Aghazarian	De La Torre	Laird	Richman
Arambula	DeVore	Leno	Ridley-Thomas
Baca	Dymally	Levine	Runner
Bass	Emmerson	Lieber	Ruskin
Benoit	Evans	Liu	Salinas
Berg	Frommer	Matthews	Spitzer
Bermúdez	Garcia	Maze	Strickland
Blakeslee	Goldberg	McCarthy	Torrico
Bogh	Harman	Montañez	Tran
Calderon	Haynes	Mullin	Umberg
Canciamilla	Horton, Jerome	Nakanishi	Vargas
Chan	Horton, Shirley	Nation	Villines
Chavez	Houston	Nava	Wolk
Chu	Jones	Negrete McLeod	Wyland
Cogdill	Karnette	Oropeza	Yee
Cohn	Keene	Parra	Mr. Speaker
Coto	Klehns	Pavley	
Daucher	Koretz	Plescía	

NOES—7

Hancock	La Malfa	Mountjoy	Walters
Huff	La Suer	Niello	

Vote Changes

By unanimous consent, the following vote changes were permitted on Concurrence in Senate Amendments to Assembly Bill No. 712: Assembly Members Hancock, Mountjoy, and Walters from “Aye” to “No”; Assembly Member Spitzer from “No” to “Aye”.

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Wolk was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 748.

ASSEMBLY BILL NO. 748 (Wolk)—An act to add and repeal Sections 27566, 30114, and 30814 of the Streets and Highways Code, relating to transportation.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—44

Arambula	De La Torre	Laird	Pavley
Baca	Dymally	Leno	Ridley-Thomas
Bass	Evans	Levine	Ruskin
Berg	Frommer	Lieber	Saldaña
Bermúdez	Goldberg	Liu	Salinas
Calderon	Hancock	Matthews	Torrico
Chan	Horton, Jerome	Montañez	Umberg
Chavez	Jones	Mullin	Vargas
Chu	Karnette	Nation	Wolk
Cohn	Klehs	Oropeza	Yee
Coto	Koretz	Parra	Mr. Speaker

NOES—33

Aghazarian	Garcia	Leslie	Spitzer
Benoit	Harman	Maze	Strickland
Blakeslee	Haynes	McCarthy	Tran
Bogh	Horton, Shirley	Mountjoy	Villines
Canciamilla	Houston	Nakanishi	Walters
Cogdill	Huff	Niello	Wyland
Daucher	Keene	Plescia	
DeVore	La Malfa	Richman	
Emmerson	La Suer	Runner	

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Torrico was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 879.

ASSEMBLY BILL NO. 879 (Torrico)—An act to amend Sections 98, 98.2, and 2673.1 of the Labor Code, relating to employment.

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—47

Arambula	De La Torre	Leno	Pavley
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	Klehns	Negrete McLeod	Yee
Cohn	Koretz	Oropeza	Mr. Speaker
Coto	Laird	Parra	

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 Concurrence in Senate Amendments to Assembly Bill No. 879: Assembly Member Garcia from “Aye” to “No”.

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Aghazarian was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 920.

ASSEMBLY BILL NO. 920 (Aghazarian)—An act to repeal Article 7.7 (commencing with Section 2154) of Chapter 5 of Division 2 of the Business and Professions Code, and to amend Section 128345 of, to amend, repeal, and add Section 128335 of, and to add Article 5 (commencing with Section 128550) to Chapter 5 of Part 3 of Division 107 of, the Health and Safety Code, relating to health professions education, and making an appropriation therefor.

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—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	

NOES—None

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Canciamilla was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 967.

ASSEMBLY BILL NO. 967 (Canciamilla)—An act to amend Sections 48800 and 76001 of the Education Code, relating to public schools.

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—76

Aghazarian	Emmerson	Laird	Plescia
Arambula	Evans	Leno	Richman
Baca	Frommer	Leslie	Ridley-Thomas
Bass	Garcia	Levine	Runner
Benoit	Goldberg	Lieber	Ruskin
Berg	Hancock	Liu	Saldaña
Bermúdez	Harman	Matthews	Salinas
Blakeslee	Haynes	Maze	Spitzer
Bogh	Horton, Jerome	McCarthy	Strickland
Calderon	Horton, Shirley	Montañez	Torrico
Canciamilla	Houston	Mountjoy	Tran
Chan	Huff	Mullin	Umberg
Chavez	Jones	Nakanishi	Vargas
Chu	Karnette	Nation	Villines
Cohn	Keene	Nava	Walters
Coto	Klehs	Negrete McLeod	Wolk
De La Torre	Koretz	Oropeza	Wyland
DeVore	La Malfa	Parra	Yee
Dymally	La Suer	Pavley	Mr. Speaker

NOES—2

Daucher Niello

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Runner was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 979.

ASSEMBLY BILL NO. 979 (Runner)—An act to amend Sections 13352 and 14602.6 of the Vehicle Code, relating to vehicles.

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—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	Kleh	Niello	Wyland
Daucher	Koretz	Oropeza	Yee
De La Torre	La Malfa	Parra	Mr. Speaker
DeVore	La Suer	Pavley	

NOES—None

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Keene was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1078.

ASSEMBLY BILL NO. 1078 (Keene)—An act to add Chapter 6.9.1 (commencing with Section 25400.10) to Division 20 of the Health and Safety Code, relating to contaminated property.

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—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	Kleh	Niello	Wyland
Daucher	Koretz	Oropeza	Yee
De La Torre	La Malfa	Parra	Mr. Speaker
DeVore	La Suer	Pavley	

NOES—None

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Torrico was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1132.

ASSEMBLY BILL NO. 1132 (Torrico)—An act to amend Section 14602.6 of, and to add Section 14602.4 to, the Vehicle Code, relating to vehicles.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—44

Arambula	DeVore	Leno	Ridley-Thomas
Baca	Dymally	Lieber	Ruskin
Bass	Evans	Liu	Saldaña
Berg	Frommer	Matthews	Salinas
Calderon	Goldberg	Montañez	Torrico
Chan	Hancock	Mullin	Tran
Chavez	Horton, Jerome	Nation	Umberg
Chu	Horton, Shirley	Nava	Vargas
Cohn	Jones	Oropeza	Wolk
Coto	Klehs	Parra	Yee
De La Torre	Laird	Pavley	Mr. Speaker

NOES—29

Aghazarian	Harman	Maze	Spitzer
Benoit	Haynes	McCarthy	Strickland
Bogh	Houston	Mountjoy	Villines
Canciamilla	Huff	Nakanishi	Walters
Cogdill	Keene	Niello	Wyland
Daucher	La Malfa	Plescia	
Emmerson	La Suer	Richman	
Garcia	Leslie	Runner	

Vote Changes

By unanimous consent, the following vote changes were permitted on Concurrence in Senate Amendments to Assembly Bill No. 1132: Assembly Member Garcia from “Aye” to “No”; Assembly Members Bermúdez and Koretz from “Aye” to “Not Voting”.

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Matthews was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1065.

ASSEMBLY BILL NO. 1065 (Matthews)—An act to amend Sections 19303, 19310, 19310.5, 19310.7, 19311, 19312, 19313.8, 19314, 19315, and 19316 of, and to add Sections 19305.5, 19313.1, and 19316.5 to, the Food and Agricultural Code, relating to kitchen grease.

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

Aghazarian	Dymally	Laird	Plescia
Arambula	Emmerson	Leno	Richman
Baca	Evans	Leslie	Ridley-Thomas
Bass	Frommer	Levine	Runner
Benoit	Garcia	Lieber	Ruskin
Berg	Goldberg	Liu	Salinas
Bermúdez	Hancock	Matthews	Spitzer
Blakeslee	Harman	Maze	Torricon
Bogh	Horton, Jerome	McCarthy	Tran
Calderon	Horton, Shirley	Montañez	Umberg
Canciamilla	Houston	Mountjoy	Vargas
Chan	Huff	Nakanishi	Villines
Chavez	Jones	Nation	Walters
Chu	Karnette	Nava	Wolk
Cogdill	Keene	Negrete McLeod	Wyland
Cohn	Klehs	Niello	Yee
Daucher	Koretz	Oropeza	Mr. Speaker
De La Torre	La Malfa	Parra	
DeVore	La Suer	Pavley	

NOES—2

Haynes Strickland

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Matthews was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1081.

ASSEMBLY BILL NO. 1081 (Matthews)—An act to amend Sections 110050, 110466, 110485, 111825, and 111855 of, and to add Section 110471 to, the Health and Safety Code, relating to public health.

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—45

Arambula	De La Torre	Leno	Ridley-Thomas
Baca	Dymally	Levine	Ruskin
Bass	Evans	Lieber	Saldaña
Berg	Frommer	Liu	Salinas
Bermúdez	Goldberg	Matthews	Torrico
Calderon	Hancock	Montañez	Vargas
Canciamilla	Horton, Jerome	Mullin	Wolk
Chan	Jones	Nation	Yee
Chavez	Karnette	Nava	Mr. Speaker
Chu	Klehs	Oropeza	
Cohn	Koretz	Parra	
Coto	Laird	Pavley	

NOES—33

Aghazarian	Harman	Maze	Strickland
Benoit	Haynes	McCarthy	Tran
Blakeslee	Horton, Shirley	Mountjoy	Umberg
Bogh	Houston	Nakanishi	Villines
Cogdill	Huff	Niello	Walters
Daucher	Keene	Plescia	Wyland
DeVore	La Malfa	Richman	
Emmerson	La Suer	Runner	
Garcia	Leslie	Spitzer	

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Ruskin was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1342.

ASSEMBLY BILL NO. 1342 (Committee on Environmental Safety and Toxic Materials)—An act to amend Sections 25200.15, 25247, and 25360.2 of, and to add Section 25201.6.1 to, the Health and Safety Code relating to hazardous material.

Bill presented by Assembly Member Ruskin.

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—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	

NOES—None

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Liu was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1609.

ASSEMBLY BILL NO. 1609 (Liu)—An act to amend Section 33126 of the Education Code, relating to vocational education.

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—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	

NOES—None

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Cohn was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 47.

ASSEMBLY BILL NO. 47 (Cohn)—An act to add and repeal Section 19135 to the Government Code, relating to public contracts.

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—51

Arambula	De La Torre	Levine	Ridley-Thomas
Baca	Dymally	Lieber	Ruskin
Bass	Evans	Liu	Saldaña
Berg	Frommer	Matthews	Salinas
Bermúdez	Goldberg	Montañez	Spitzer
Bogh	Hancock	Mullin	Torrco
Calderon	Horton, Jerome	Nation	Tran
Canciamilla	Jones	Nava	Umberg
Chan	Karnette	Negrete McLeod	Vargas
Chavez	Klehs	Oropeza	Wolk
Chu	Koretz	Parra	Yee
Cohn	Laird	Pavley	Mr. Speaker
Coto	Leno	Richman	

NOES—28

Aghazarian	Garcia	La Malfa	Niello
Benoit	Harman	La Suer	Plescia
Blakeslee	Haynes	Leslie	Runner
Cogdill	Horton, Shirley	Maze	Strickland
Daucher	Houston	McCarthy	Villines
DeVore	Huff	Mountjoy	Walters
Emmerson	Keene	Nakanishi	Wyland

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Mullin was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 55.

ASSEMBLY BILL NO. 55 (Mullin)—An act to add Section 22955.1 to, and to repeal and add Section 22954.1 of, the Education Code, relating to state teachers' retirement, making an appropriation therefor.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—78

Aghazarian	Dymally	Leno	Richman
Arambula	Emmerson	Leslie	Ridley-Thomas
Baca	Evans	Levine	Runner
Bass	Frommer	Lieber	Ruskin
Benoit	Garcia	Liu	Saldaña
Berg	Goldberg	Matthews	Salinas
Bermúdez	Hancock	Maze	Spitzer
Blakeslee	Harman	McCarthy	Strickland
Bogh	Horton, Jerome	Montañez	Torrico
Calderon	Horton, Shirley	Mountjoy	Tran
Canciamilla	Houston	Mullin	Umberg
Chan	Huff	Nakanishi	Vargas
Chavez	Jones	Nation	Villines
Chu	Karnette	Nava	Walters
Cogdill	Keene	Negrete McLeod	Wolk
Cohn	Klehs	Niello	Wyland
Coto	Koretz	Oropeza	Yee
Daucher	La Malfa	Parra	Mr. Speaker
De La Torre	La Suer	Pavley	
DeVore	Laird	Plescia	

NOES—1

Haynes

Vote Changes

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 55: Assembly Member Walters from “No” to “Aye”.

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Frommer was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 76.

ASSEMBLY BILL NO. 76 (Frommer)—An act to amend Section 12803 of, to add Part 5.4 (commencing with Section 14570) to, and to repeal Chapter 12 (commencing with Section 14977) of Part 5.5 of Division 3 of Title 1 of, the Government Code, relating to pharmaceuticals.

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—46

Arambula	De La Torre	Leno	Ridley-Thomas
Baca	Dymally	Levine	Ruskin
Bass	Evans	Lieber	Saldaña
Berg	Frommer	Liu	Salinas
Bermúdez	Goldberg	Matthews	Torrico
Calderon	Hancock	Montañez	Umberg
Canciamilla	Horton, Jerome	Mullin	Vargas
Chan	Jones	Nation	Wolk
Chavez	Karnette	Nava	Yee
Chu	Klehs	Negrete McLeod	Mr. Speaker
Cohn	Koretz	Oropeza	
Coto	Laird	Pavley	

NOES—33

Aghazarian	Harman	Maze	Spitzer
Benoit	Haynes	McCarthy	Strickland
Blakeslee	Horton, Shirley	Mountjoy	Tran
Bogh	Houston	Nakanishi	Villines
Cogdill	Huff	Niello	Walters
Daucher	Keene	Parra	Wyland
DeVore	La Malfa	Plescia	
Emmerson	La Suer	Richman	
Garcia	Leslie	Runner	

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Baca was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 276.

ASSEMBLY BILL NO. 276 (Baca)—An act to amend Section 19775.18 of the Government Code, relating to state employees.

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

Aghazarian	Dymally	Laird	Ridley-Thomas
Arambula	Emmerson	Leno	Runner
Baca	Evans	Levine	Ruskin
Bass	Frommer	Lieber	Saldaña
Benoit	Garcia	Liu	Salinas
Berg	Goldberg	Matthews	Spitzer
Bermúdez	Hancock	Maze	Strickland
Blakeslee	Harman	McCarthy	Torraco
Bogh	Haynes	Montañez	Tran
Calderon	Horton, Jerome	Mountjoy	Umberg
Canciamilla	Horton, Shirley	Mullin	Vargas
Chan	Houston	Nakanishi	Villines
Chavez	Huff	Nation	Walters
Chu	Jones	Nava	Wolk
Cogdill	Karnette	Negrete McLeod	Wyland
Cohn	Keene	Oropeza	Yee
Coto	Klehs	Parra	Mr. Speaker
Daucher	Koretz	Pavley	
De La Torre	La Malfa	Plescia	
DeVore	La Suer	Richman	

NOES—None

Vote Changes

By unanimous consent, the following vote changes were permitted on Concurrence in Senate Amendments to Assembly Bill No. 276: Assembly Members Houston and Huff from “No” to “Aye”.

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Montañez was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 383.

ASSEMBLY BILL NO. 383 (Montanez)—An act to amend Section 44062.1 of the Health and Safety Code, relating to air pollution.

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—53

Arambula	Dymally	Laird	Richman
Baca	Evans	Leno	Ridley-Thomas
Bass	Frommer	Levine	Ruskin
Berg	Garcia	Lieber	Saldaña
Bermúdez	Goldberg	Liu	Salinas
Calderon	Hancock	Matthews	Torrico
Canciamilla	Horton, Jerome	Montañez	Umberg
Chan	Horton, Shirley	Mullin	Vargas
Chavez	Houston	Nation	Wolk
Chu	Huff	Nava	Yee
Cohn	Jones	Negrete McLeod	Mr. Speaker
Coto	Karnette	Oropeza	
Daucher	Klehls	Parra	
De La Torre	Koretz	Pavley	

NOES—26

Aghazarian	Harman	McCarthy	Strickland
Benoit	Haynes	Mountjoy	Tran
Blakeslee	Keene	Nakanishi	Villines
Bogh	La Malfa	Niello	Walters
Cogdill	La Suer	Plescia	Wyland
DeVore	Leslie	Runner	
Emmerson	Maze	Spitzer	

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Canciamilla was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 388.

ASSEMBLY BILL NO. 388 (Canciamilla)—An act to amend Sections 60200 and 60223 of, and to add Section 60091 to, the Education Code, relating to instructional materials.

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—48

Arambula	De La Torre	Laird	Parra
Baca	Dymally	Leno	Pavley
Bass	Evans	Levine	Ridley-Thomas
Berg	Frommer	Lieber	Ruskin
Bermúdez	Goldberg	Liu	Saldaña
Calderon	Hancock	Matthews	Salinas
Canciamilla	Horton, Jerome	Montañez	Torrico
Chan	Horton, Shirley	Mullin	Umberg
Chavez	Jones	Nation	Vargas
Chu	Karnette	Nava	Wolk
Cohn	Klehns	Negrete McLeod	Yee
Coto	Koretz	Oropeza	Mr. Speaker

NOES—31

Aghazarian	Garcia	Leslie	Runner
Benoit	Harman	Maze	Spitzer
Blakeslee	Haynes	McCarthy	Strickland
Bogh	Houston	Mountjoy	Tran
Cogdill	Huff	Nakanishi	Villines
Daucher	Keene	Niello	Walters
DeVore	La Malfa	Plescia	Wyland
Emmerson	La Suer	Richman	

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 1747**

At 12:19 p.m., on motion of Assembly Member Wolk, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Wolk moved to continue the call of the Assembly.

Motion carried. Time, 12:19 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Nava was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 430.

ASSEMBLY BILL NO. 430 (Nava)—An act to amend Sections 44510, 44511, 44512, 44515, 44516, and 44517 of, and to amend the heading of Article 4.6 (commencing with Section 44510) of Chapter 3 of Part 25 of, the Education Code, relating to public school administrators.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—78

Aghazarian	Dymally	Leno	Richman
Arambula	Emmerson	Leslie	Ridley-Thomas
Baca	Evans	Levine	Runner
Bass	Frommer	Lieber	Ruskin
Benoit	Garcia	Liu	Saldaña
Berg	Goldberg	Matthews	Salinas
Bermúdez	Hancock	Maze	Spitzer
Blakeslee	Harman	McCarthy	Strickland
Bogh	Horton, Jerome	Montañez	Torrico
Calderon	Horton, Shirley	Mountjoy	Tran
Canciamilla	Houston	Mullin	Umberg
Chan	Huff	Nakanishi	Vargas
Chavez	Jones	Nation	Villines
Chu	Karnette	Nava	Walters
Cogdill	Keene	Negrete McLeod	Wolk
Cohn	Klehs	Niello	Wyland
Coto	Koretz	Oropeza	Yee
Daucher	La Malfa	Parra	Mr. Speaker
De La Torre	La Suer	Pavley	
DeVore	Laird	Plescia	

NOES—1

Haynes

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Calderon was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 535.

ASSEMBLY BILL NO. 535 (Calderon)—An act to amend, repeal, and add Section 12100 of, to add Division 3.5 (commencing with Section 12500) to, and to amend and repeal Section 12104 of, the Financial Code, relating to credit counselors.

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—61

Aghazarian	Daucher	Laird	Pavley
Arambula	De La Torre	Leno	Richman
Baca	Dymally	Leslie	Ridley-Thomas
Bass	Evans	Levine	Ruskin
Berg	Frommer	Lieber	Saldaña
Bermúdez	Garcia	Liu	Salinas
Blakeslee	Goldberg	Matthews	Spitzer
Bogh	Hancock	Maze	Torrico
Calderon	Horton, Jerome	Montañez	Tran
Canciamilla	Horton, Shirley	Mullin	Vargas
Chan	Houston	Nation	Wolk
Chavez	Jones	Nava	Yee
Chu	Karnette	Negrete McLeod	Mr. Speaker
Cogdill	Kleh	Niello	
Cohn	Koretz	Oropeza	
Coto	La Suer	Parra	

NOES—18

Benoit	Huff	Nakanishi	Villines
DeVore	Keene	Plescia	Walters
Emmerson	La Malfa	Runner	Wyland
Harman	McCarthy	Strickland	
Haynes	Mountjoy	Umberg	

Vote Changes

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 535: Assembly Member Umberg from “Aye” to “No”.

Above bill ordered enrolled.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT AND ASSEMBLY RULE 77 SUSPENDED

Assembly Member Leno was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 749.

ASSEMBLY BILL NO. 749 (Leno)—An act to amend Sections 8276.2, 8276.3, 8279.1, 8280, 8280.1, 8280.2, 8280.3, 8280.4, 8280.5, 8280.6, and 12002 of, and to add Sections 8276.1 and 8280.8 to, the Fish and Game Code, relating to Dungeness crab.

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—48

Arambula	De La Torre	Laird	Parra
Baca	Dymally	Leno	Pavley
Bass	Evans	Levine	Ridley-Thomas
Berg	Frommer	Lieber	Ruskin
Bermúdez	Goldberg	Liu	Saldaña
Calderon	Hancock	Matthews	Salinas
Canciamilla	Harman	Montañez	Torrico
Chan	Horton, Jerome	Mullin	Umberg
Chavez	Jones	Nation	Vargas
Chu	Karnette	Nava	Wolk
Cohn	Klehs	Negrete McLeod	Yee
Coto	Koretz	Oropeza	Mr. Speaker

NOES—31

Aghazarian	Garcia	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	

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Nava was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 760.

ASSEMBLY BILL NO. 760 (Nava)—An act to amend Section 851.5 of the Penal Code, relating to criminal procedure.

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—75

Aghazarian	DeVore	Laird	Plescia
Arambula	Dymally	Leno	Richman
Baca	Emmerson	Leslie	Ridley-Thomas
Bass	Evans	Levine	Runner
Benoit	Frommer	Lieber	Ruskin
Berg	Garcia	Liu	Saldaña
Bermúdez	Goldberg	Matthews	Salinas
Blakeslee	Hancock	Maze	Spitzer
Bogh	Harman	McCarthy	Strickland
Calderon	Horton, Jerome	Montañez	Torrico
Canciamilla	Horton, Shirley	Mullin	Tran
Chan	Houston	Nakanishi	Umberg
Chavez	Huff	Nation	Vargas
Chu	Jones	Nava	Villines
Cogdill	Karnette	Negrete McLeod	Wolk
Cohn	Keene	Niello	Wyland
Coto	Klehs	Oropeza	Yee
Daucher	Koretz	Parra	Mr. Speaker
De La Torre	La Suer	Pavley	

NOES—4

Haynes	La Malfa	Mountjoy	Walters
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Vote Changes

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 760: Assembly Member Mountjoy from “Aye” to “No”.

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Jones was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 783.

ASSEMBLY BILL NO. 783 (Jones)—An act to amend Section 13001 of the Elections Code, relating to elections, 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—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	Kleh	Niello	Wyland
Daucher	Koretz	Oropeza	Yee
De La Torre	La Malfa	Parra	Mr. Speaker
DeVore	La Suer	Pavley	

NOES—None

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Matthews was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1241.

ASSEMBLY BILL NO. 1241 (Matthews)—An act to add Section 69432.6 to the Education Code, relating to student financial aid.

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—49

Arambula	Dymally	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	Horton, Shirley	Nation	Vargas
Chan	Jones	Nava	Wolk
Chavez	Karnette	Negrete McLeod	Yee
Chu	Klehs	Oropeza	Mr. Speaker
Cohn	Koretz	Parra	
Coto	Laird	Pavley	
De La Torre	Leno	Richman	

NOES—30

Aghazarian	Garcia	Leslie	Spitzer
Benoit	Harman	Maze	Strickland
Blakeslee	Haynes	McCarthy	Tran
Bogh	Houston	Mountjoy	Villines
Cogdill	Huff	Nakanishi	Walters
Daucher	Keene	Niello	Wyland
DeVore	La Malfa	Plescia	
Emmerson	La Suer	Runner	

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Karnette was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1406.

ASSEMBLY BILL NO. 1406 (Karnette)—An act to add and repeal Section 1750 of the Harbors and Navigation Code, relating to ports and harbors.

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—57

Aghazarian	Coto	Laird	Ridley-Thomas
Arambula	Daucher	Leno	Ruskin
Baca	De La Torre	Lieber	Saldaña
Bass	Dymally	Liu	Salinas
Benoit	Evans	Matthews	Spitzer
Berg	Frommer	Montañez	Torrico
Bermúdez	Garcia	Mullin	Umberg
Blakeslee	Goldberg	Nation	Vargas
Calderon	Hancock	Nava	Wolk
Canciamilla	Horton, Jerome	Negrete McLeod	Wyland
Chan	Horton, Shirley	Oropeza	Yee
Chavez	Jones	Parra	Mr. Speaker
Chu	Karnette	Pavley	
Cogdill	Klehs	Plescia	
Cohn	Koretz	Richman	

NOES—21

Bogh	Huff	McCarthy	Tran
DeVore	Keene	Mountjoy	Villines
Emmerson	La Malfa	Nakanishi	Walters
Harman	La Suer	Niello	
Haynes	Leslie	Runner	
Houston	Maze	Strickland	

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Canciamilla was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1459.

ASSEMBLY BILL NO. 1459 (Canciamilla)—An act to amend Sections 116.240, 116.610, and 116.940 of, and to add Sections 116.221 and 116.222 to, the Code of Civil Procedure, relating to small claims court.

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—49

Arambula	De La Torre	Levine	Ridley-Thomas
Baca	Dymally	Lieber	Ruskin
Bass	Evans	Liu	Saldaña
Berg	Frommer	Matthews	Salinas
Bermúdez	Goldberg	Montañez	Spitzer
Blakeslee	Hancock	Mullin	Torricon
Calderon	Horton, Jerome	Nation	Vargas
Canciamilla	Jones	Nava	Wolk
Chan	Karnette	Negrete McLeod	Yee
Chavez	Klehs	Oropeza	Mr. Speaker
Chu	Koretz	Parra	
Cohn	Laird	Pavley	
Coto	Leno	Richman	

NOES—30

Aghazarian	Harman	Leslie	Strickland
Benoit	Haynes	Maze	Tran
Bogh	Horton, Shirley	McCarthy	Umberg
Cogdill	Houston	Mountjoy	Villines
Daucher	Huff	Nakanishi	Walters
DeVore	Keene	Niello	Wyland
Emmerson	La Malfa	Plescia	
Garcia	La Suer	Runner	

Vote Changes

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 1459: Assembly Member Umberg from “Aye” to “No”.

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member McCarthy was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1471.

ASSEMBLY BILL NO. 1471 (McCarthy)—An act to add Article 4.3 (commencing with Section 3260) to Chapter 1 of Division 3 of the Public Resources Code, relating to oil and gas, and making an appropriation therefor.

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—72

Aghazarian	Dymally	Leno	Pavley
Arambula	Emmerson	Leslie	Plescia
Baca	Evans	Levine	Richman
Bass	Frommer	Lieber	Ridley-Thomas
Benoit	Garcia	Liu	Runner
Berg	Goldberg	Matthews	Ruskin
Bermúdez	Hancock	Maze	Saldaña
Bogh	Harman	McCarthy	Salinas
Calderon	Horton, Jerome	Montañez	Spitzer
Canciamilla	Horton, Shirley	Mountjoy	Torrico
Chan	Houston	Mullin	Tran
Chavez	Huff	Nakanishi	Vargas
Chu	Jones	Nation	Villines
Cogdill	Karnette	Nava	Walters
Cohn	Keene	Negrete McLeod	Wolk
Daucher	Klehs	Niello	Wyland
De La Torre	Koretz	Oropeza	Yee
DeVore	Laird	Parra	Mr. Speaker

NOES—3

La Suer	Strickland	Umberg
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Vote Changes

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 1471: Assembly Member Umberg from “Aye” to “No”.

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Jones was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1663.

ASSEMBLY BILL NO. 1663 (Jones)—An act to amend Section 8169.6 of the Government Code, relating to state building construction.

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—53

Arambula	De La Torre	Leno	Pavley
Baca	Dymally	Levine	Ridley-Thomas
Bass	Evans	Lieber	Ruskin
Benoit	Frommer	Liu	Saldaña
Berg	Garcia	Matthews	Salinas
Bermúdez	Goldberg	Montañez	Torrico
Calderon	Hancock	Mullin	Umberg
Canciamilla	Horton, Jerome	Nakanishi	Vargas
Chan	Horton, Shirley	Nation	Wolk
Chavez	Jones	Nava	Yee
Chu	Karnette	Negrete McLeod	Mr. Speaker
Cohn	Kleh	Niello	
Coto	Koretz	Oropeza	
Daucher	Laird	Parra	

NOES—26

Aghazarian	Haynes	Maze	Strickland
Blakeslee	Houston	McCarthy	Tran
Bogh	Huff	Mountjoy	Villines
Cogdill	Keene	Plescia	Walters
DeVore	La Malfa	Richman	Wyland
Emmerson	La Suer	Runner	
Harman	Leslie	Spitzer	

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Richman was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1674.

ASSEMBLY BILL NO. 1674 (Richman)—An act to add and repeal Section 1342.2 of the Health and Safety Code, relating to managed health care.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—78

Aghazarian	Dymally	Laird	Richman
Arambula	Emmerson	Leno	Ridley-Thomas
Baca	Evans	Leslie	Runner
Bass	Frommer	Levine	Ruskin
Benoit	Garcia	Liu	Saldaña
Berg	Goldberg	Matthews	Salinas
Bermúdez	Hancock	Maze	Spitzer
Blakeslee	Harman	McCarthy	Strickland
Bogh	Haynes	Montañez	Torrico
Calderon	Horton, Jerome	Mountjoy	Tran
Canciamilla	Horton, Shirley	Mullin	Umberg
Chan	Houston	Nakanishi	Vargas
Chavez	Huff	Nation	Villines
Chu	Jones	Nava	Walters
Cogdill	Karnette	Negrete McLeod	Wolk
Cohn	Keene	Niello	Wyland
Coto	Klehs	Oropeza	Yee
Daucher	Koretz	Parra	Mr. Speaker
De La Torre	La Malfa	Pavley	
DeVore	La Suer	Plescia	

NOES—None

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Hancock was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1764.

ASSEMBLY BILL NO. 1764 (Committee on Natural Resources)—An act to amend Section 14581 of the Public Resources Code, relating to beverage containers, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill presented by Assembly Member Hancock.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—74

Aghazarian	Dymally	Leno	Richman
Arambula	Emmerson	Leslie	Ridley-Thomas
Baca	Evans	Levine	Runner
Bass	Frommer	Lieber	Ruskin
Benoit	Garcia	Liu	Saldaña
Berg	Goldberg	Matthews	Salinas
Bermúdez	Hancock	Maze	Spitzer
Blakeslee	Harman	McCarthy	Strickland
Bogh	Horton, Jerome	Montañez	Torrico
Calderon	Horton, Shirley	Mullin	Tran
Canciamilla	Houston	Nakanishi	Umberg
Chan	Jones	Nation	Vargas
Chavez	Karnette	Nava	Villines
Chu	Keene	Negrete McLeod	Wolk
Cogdill	Klehs	Niello	Wyland
Cohn	Koretz	Oropeza	Yee
Coto	La Malfa	Parra	Mr. Speaker
Daucher	La Suer	Pavley	
De La Torre	Laird	Plescia	

NOES—5

DeVore	Huff	Walters
Haynes	Mountjoy	

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—74

Aghazarian	Dymally	Leno	Richman
Arambula	Emmerson	Leslie	Ridley-Thomas
Baca	Evans	Levine	Runner
Bass	Frommer	Lieber	Ruskin
Benoit	Garcia	Liu	Saldaña
Berg	Goldberg	Matthews	Salinas
Bermúdez	Hancock	Maze	Spitzer
Blakeslee	Harman	McCarthy	Strickland
Bogh	Horton, Jerome	Montañez	Torrico
Calderon	Horton, Shirley	Mullin	Tran
Canciamilla	Houston	Nakanishi	Umberg
Chan	Jones	Nation	Vargas
Chavez	Karnette	Nava	Villines
Chu	Keene	Negrete McLeod	Wolk
Cogdill	Klehs	Niello	Wyland
Cohn	Koretz	Oropeza	Yee
Coto	La Malfa	Parra	Mr. Speaker
Daucher	La Suer	Pavley	
De La Torre	Laird	Plescia	

NOES—5

DeVore	Huff	Walters
Haynes	Mountjoy	

Above bill ordered enrolled.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 1272 (Harman)—An act to repeal Section 14683 of the Government Code, and to amend Section 6304 of, and to add Section 6401.5 to, the Public Resources Code, relating to State Lands Commission.

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—63

Aghazarian	Dymally	Laird	Richman
Arambula	Emmerson	Leno	Ridley-Thomas
Baca	Frommer	Leslie	Runner
Benoit	Garcia	Liu	Ruskin
Berg	Goldberg	Matthews	Salinas
Bermúdez	Hancock	Maze	Spitzer
Bogh	Harman	McCarthy	Strickland
Calderon	Haynes	Montañez	Tran
Canciamilla	Horton, Jerome	Mountjoy	Umberg
Chan	Horton, Shirley	Nakanishi	Villines
Chavez	Houston	Nation	Walters
Chu	Huff	Nava	Wolk
Cogdill	Keene	Negrete McLeod	Wyland
Cohn	Klehse	Niello	Yee
Daucher	La Malfa	Parra	Mr. Speaker
DeVore	La Suer	Plescia	

NOES—5

De La Torre	Saldaña	Vargas
Evans	Torrico	

Above bill ordered enrolled.

MOTION TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motion to reconsider the vote on Assembly Bills Nos. 6 and 441, Senate Bills Nos. 607, 380, and 51 and Senate Joint Resolution No. 10 were continued until the next legislative day.

THIRD READING OF ASSEMBLY BILLS

ASSEMBLY CONCURRENT RESOLUTION NO. 51 (Jerome Horton)—Relative to State Employee Appreciation Month.

Resolution read, and adopted.

Resolution ordered transmitted to the Senate immediately.

AUTHOR'S AMENDMENTS

Committee on Housing and Community Development

September 7, 2005

Mr. Speaker: The Chair of your Committee on Housing and Community Development reports:

Assembly Bill No. 590

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MULLIN, Chair

ASSEMBLY BILL NO. 590—An act to amend Section 1240.010 of the Code of Civil Procedure, relating to eminent domain.

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 Education

September 7, 2005

Mr. Speaker: The Chair of your Committee on Education reports:

Senate Bill No. 813

With author's amendments with the recommendation: Amend, and re-refer to the committee.

GOLDBERG, Chair

SENATE BILL NO. 813—An act to add Section 17075.20 to the Education Code, relating to school facilities.

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 7, 2005

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 1026

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CHU, Chair

SENATE BILL NO. 1026—An act to add and repeal Section 1240.060 of the Code of Civil Procedure, relating to eminent domain, 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 Education

September 7, 2005

Mr. Speaker: The Chair of your Committee on Education reports:

Assembly Bill No. 1483

With author's amendments with the recommendation: Amend, and re-refer to the committee.

GOLDBERG, Chair

ASSEMBLY BILL NO. 1483—An act relating to the Fresno Unified School District.

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 Transportation

Date of Hearing: September 6, 2005

Mr. Speaker: Your Committee on Transportation reports:

Assembly Bill No. 1001

Assembly Bill No. 1086

With the recommendation: That the Senate amendments be concurred in.

OROPEZA, Chair

Above bills ordered to unfinished business.

Date of Hearing: September 6, 2005

Mr. Speaker: Your Committee on Transportation reports:

Senate Bill No. 186

With the recommendation: Do pass.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above bill be placed on the Consent Calendar.

OROPEZA, Chair

Above bill ordered to second reading.

Committee on Utilities and Commerce

Date of Hearing: September 6, 2005

Mr. Speaker: Your Committee on Utilities and Commerce reports:

Senate Bill No. 580

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

LEVINE, Chair

Above bill re-referred to the Committee on Appropriations.

MESSAGES FROM THE SENATE

Senate Chamber, September 6, 2005

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 7
Assembly Bill No. 78
Assembly Bill No. 113
Assembly Bill No. 163
Assembly Bill No. 256
Assembly Bill No. 360
Assembly Bill No. 420
Assembly Bill No. 462
Assembly Bill No. 478
Assembly Bill No. 519
Assembly Bill No. 550
Assembly Bill No. 574

Assembly Bill No. 624
Assembly Bill No. 672
Assembly Bill No. 682
Assembly Bill No. 698
Assembly Bill No. 715
Assembly Bill No. 728
Assembly Bill No. 754
Assembly Bill No. 1057
Assembly Bill No. 1412
Assembly Bill No. 1542
Assembly Bill No. 1566
Assembly Bill No. 1610

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, September 6, 2005

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 133
 Assembly Bill No. 302
 Assembly Bill No. 338
 Assembly Bill No. 446
 Assembly Bill No. 482
 Assembly Bill No. 529
 Assembly Bill No. 585
 Assembly Bill No. 680
 Assembly Bill No. 769
 Assembly Bill No. 1183
 Assembly Bill No. 1221

Assembly Bill No. 1233
 Assembly Bill No. 1285
 Assembly Bill No. 1288
 Assembly Bill No. 1311
 Assembly Bill No. 1317
 Assembly Bill No. 1366
 Assembly Bill No. 1378
 Assembly Bill No. 1392
 Assembly Bill No. 1496
 Assembly Bill No. 1586

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, September 6, 2005

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 115
 Assembly Bill No. 164
 Assembly Bill No. 354
 Assembly Bill No. 405
 Assembly Bill No. 443
 Assembly Bill No. 451
 Assembly Bill No. 609
 Assembly Bill No. 772
 Assembly Bill No. 817
 Assembly Bill No. 826
 Assembly Bill No. 892
 Assembly Bill No. 889
 Assembly Bill No. 913
 Assembly Bill No. 985
 Assembly Bill No. 1007
 Assembly Bill No. 1043
 Assembly Bill No. 1060
 Assembly Bill No. 1067

Assembly Bill No. 1098
 Assembly Bill No. 1104
 Assembly Bill No. 1116
 Assembly Bill No. 1150
 Assembly Bill No. 1194
 Assembly Bill No. 1227
 Assembly Bill No. 1230
 Assembly Bill No. 1261
 Assembly Bill No. 1310
 Assembly Bill No. 1338
 Assembly Bill No. 1384
 Assembly Bill No. 1415
 Assembly Bill No. 1435
 Assembly Bill No. 1622
 Assembly Bill No. 1698
 Assembly Bill No. 1736
 Assembly Bill No. 1742
 Assembly Bill No. 1760

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, September 6, 2005

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted as amended:

Assembly Concurrent Resolution No. 24
 Assembly Concurrent Resolution No. 57

And respectfully requests the Assembly to concur in said amendments.

GREGORY P. SCHMIDT, Secretary of the Senate
 By David Valverde, Assistant Secretary

Above resolutions ordered to unfinished business file.

Senate Chamber, September 6, 2005

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 12
Senate Bill No. 414
Senate Bill No. 485
Senate Bill No. 621
Senate Bill No. 706
Senate Bill No. 724
Senate Bill No. 894

Senate Bill No. 897
Senate Bill No. 914
Senate Bill No. 965
Senate Bill No. 973
Senate Bill No. 1037
Senate Bill No. 1112

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

Senate Chamber, September 6, 2005

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 382
Assembly Bill No. 532
Assembly Bill No. 582
Assembly Bill No. 816

Assembly Bill No. 1395
Assembly Bill No. 1676
Assembly Bill No. 1768

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

Above bills ordered enrolled.

Senate Chamber, September 6, 2005

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Joint Resolution No. 26

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

Above resolution ordered enrolled.

CAUCUS ANNOUNCEMENTS

At 12:50 p.m., Assembly Member Ridley-Thomas was granted unanimous consent that the Democratic Caucus be permitted to meet in the Assembly Lounge.

At 12:50 p.m., Assembly Member Bogh was granted unanimous consent that the Republican Caucus be permitted to meet in the Tom Bane Rules Committee Room.

COMMITTEE MEETING ANNOUNCEMENTS

Speaker pro Tempore Yee announced that the Committee on Health would meet at 2:15 p.m. today, in Room 4202.

RECESS

By unanimous consent, at 12:50 p.m., Speaker pro Tempore Yee declared the Assembly recessed.

RECONVENED

At 3:35 p.m., the Assembly reconvened.

Hon. Leland Y. Yee, Speaker pro Tempore of the Assembly, presiding.

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bill was referred to committee:

Assembly

Bill No.

Committee

714 ----- Trans. and B. & P.

BILLS PLACED ON INACTIVE FILE

The following bills were placed upon the inactive file:

Assembly Bill No. 358 and **Senate Bills Nos. 797, 247, 437, and 777**, on request of Assembly Member Frommer.

CONSIDERATION OF DAILY FILE (RESUMED)**UNFINISHED BUSINESS (RESUMED)****SENATE BILL NO. 380 RECONSIDERED BY UNANIMOUS CONSENT**

In compliance with a motion given, Assembly Member Frommer was granted unanimous consent that the vote be reconsidered whereby Senate Bill No. 380 was refused passage; and that the bill be placed upon the inactive file.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Frommer requested unanimous consent to order Assembly Bill No. 1328 to enrollment.

Assembly Member Cogdill withheld unanimous consent.

Motion to Suspend Rules

Assembly Member Frommer moved that the rules be suspended to permit Assembly Bill No. 1328 to be ordered to enrollment.

Assembly Member Vargas seconded the motion.

Motion carried by the following vote:

AYES—46

Arambula	Dymally	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	Oropeza	Yee
Chu	Koretz	Parra	Mr. Speaker
Cohn	Laird	Pavley	
De La Torre	Leno	Richman	

NOES—30

Aghazarian	Harman	Leslie	Spitzer
Benoit	Haynes	Maze	Strickland
Bogh	Horton, Shirley	McCarthy	Tran
Cogdill	Houston	Mountjoy	Villines
Daucher	Huff	Nakanishi	Walters
DeVore	Keene	Niello	Wyland
Emmerson	La Malfa	Plescica	
Garcia	La Suer	Runner	

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Frommer was granted unanimous consent that Assembly Rule 77 be suspended to permit consideration of Senate Amendments to Assembly Bills Nos. 78, 113, 163, 360, 420, 462, 478, 519, 550, 574, 624, 672, 682, 698, 728, 754, 1057, 1412, 1542, 1566, 1610, 133, 338, 446, 482, 529, 585, 680, 769, 1183, 1221, 1233, 1285, 1288, 1311, 1317, 1366, 1378, 1392, 1496, 1586, 164, 354, 405, 443, 451, 609, 772, 817, 826, 892, 889, 985, 1007, 1043, 1060, 1067, 1104, 1116, 1150, 1194, 1227, 1230, 1261, 1310, 1338, 1384, 1415, 1435, 1622, 1698, 1736, 1742, and 1760.

**RE-REFERENCE OF BILLS TO COMMITTEE PURSUANT TO
ASSEMBLY RULE 77.2**

Pursuant to Assembly Rule 77.2, Speaker pro Tempore Yee re-referred the following Assembly bills to committees as noted:

Assembly Bill No. 23, to the Committee on Education;
Assembly Bill No. 256, to the Committee on Public Employees,
Retirement and Social Security;
Assembly Bill No. 715, to the Committee on Natural Resources;
Assembly Bill No. 302, to the Committee on Business and
Professions;
~~Assembly Bill No. 115, to the Committee on Revenue and Taxation;~~
~~Assembly Bill No. 1098, to the Committee on Housing and
Community Development.~~

(NOTE: Later today, the action was rescinded whereby Assembly Bill No. 115 was re-referred to the Committee on Revenue and Taxation pursuant to Assembly Rule 77.2; see page 3497; later today, the action was rescinded whereby Assembly Bill No. 1098 was re-referred to the Committee on Housing and Community Development, pursuant to Assembly Rule 77.2; see page 3522.)

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Pavley was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 78.

ASSEMBLY BILL NO. 78 (Pavley)—An act to add Division 113 (commencing with Section 150000) to the Health and Safety Code, relating to pharmacy benefits management.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Pavley moved a call of the Assembly.

Motion carried. Time, 4:10 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Cohn was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 113.

ASSEMBLY BILL NO. 113 (Cohn)—An act to amend Section 3003 of the Penal Code, relating to parole.

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

Aghazarian	Dymally	Leslie	Ridley-Thomas
Arambula	Emmerson	Levine	Runner
Baca	Evans	Lieber	Ruskin
Bass	Frommer	Liu	Saldaña
Benoit	Garcia	Matthews	Salinas
Berg	Harman	Maze	Spitzer
Bermúdez	Haynes	McCarthy	Strickland
Blakeslee	Horton, Jerome	Montañez	Torrico
Bogh	Horton, Shirley	Mountjoy	Tran
Calderon	Houston	Mullin	Umberg
Canciamilla	Huff	Nakanishi	Vargas
Chan	Jones	Nation	Villines
Chavez	Karnette	Nava	Walters
Chu	Keene	Negrete McLeod	Wolk
Cogdill	Klehs	Niello	Wyland
Cohn	Koretz	Oropeza	Yee
Coto	La Malfa	Parra	Mr. Speaker
Daucher	La Suer	Pavley	
De La Torre	Laird	Plescia	
DeVore	Leno	Richman	

NOES—None

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Frommer was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 360.

ASSEMBLY BILL NO. 360 (Frommer)—An act to amend Sections 1324.20, 1324.22, 1324.27, and 1324.28 of the Health and Safety Code, and to amend Sections 5902, 5912, 14105.06, 14126.02, and 14126.033 of the Welfare and Institutions Code, relating to skilled nursing facilities, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—78

Aghazarian	Dymally	Leno	Richman
Arambula	Emmerson	Leslie	Ridley-Thomas
Baca	Evans	Levine	Runner
Bass	Frommer	Lieber	Ruskin
Benoit	Garcia	Liu	Saldaña
Berg	Goldberg	Matthews	Salinas
Bermúdez	Hancock	Maze	Spitzer
Blakeslee	Harman	McCarthy	Strickland
Bogh	Horton, Jerome	Montañez	Torrico
Calderon	Horton, Shirley	Mountjoy	Tran
Canciamilla	Houston	Mullin	Umberg
Chan	Huff	Nakanishi	Vargas
Chavez	Jones	Nation	Villines
Chu	Karnette	Nava	Walters
Cogdill	Keene	Negrete McLeod	Wolk
Cohn	Klehs	Niello	Wyland
Coto	Koretz	Oropeza	Yee
Daucher	La Malfa	Parra	Mr. Speaker
De La Torre	La Suer	Pavley	
DeVore	Laird	Plescia	

NOES—1

Haynes

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—78

Aghazarian	Dymally	Leno	Richman
Arambula	Emmerson	Leslie	Ridley-Thomas
Baca	Evans	Levine	Runner
Bass	Frommer	Lieber	Ruskin
Benoit	Garcia	Liu	Saldaña
Berg	Goldberg	Matthews	Salinas
Bermúdez	Hancock	Maze	Spitzer
Blakeslee	Harman	McCarthy	Strickland
Bogh	Horton, Jerome	Montañez	Torrico
Calderon	Horton, Shirley	Mountjoy	Tran
Canciamilla	Houston	Mullin	Umberg
Chan	Huff	Nakanishi	Vargas
Chavez	Jones	Nation	Villines
Chu	Karnette	Nava	Walters
Cogdill	Keene	Negrete McLeod	Wolk
Cohn	Klehs	Niello	Wyland
Coto	Koretz	Oropeza	Yee
Daucher	La Malfa	Parra	Mr. Speaker
De La Torre	La Suer	Pavley	
DeVore	Laird	Plescia	

NOES—1

Haynes

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Shirley Horton was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 420, without reference to file.

ASSEMBLY BILL NO. 420 (Shirley Horton)—An act to amend Section 44280 of the Education Code, relating to subject matter examinations and assessments.

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—76

Aghazarian	DeVore	La Suer	Pavley
Arambula	Dymally	Laird	Plescia
Baca	Emmerson	Leno	Richman
Bass	Evans	Leslie	Ridley-Thomas
Benoit	Frommer	Levine	Runner
Berg	Garcia	Lieber	Ruskin
Bermúdez	Goldberg	Liu	Saldaña
Blakeslee	Hancock	Matthews	Salinas
Bogh	Haynes	McCarthy	Spitzer
Calderon	Horton, Jerome	Montañez	Strickland
Canciamilla	Horton, Shirley	Mountjoy	Torrico
Chan	Houston	Mullin	Tran
Chavez	Huff	Nakanishi	Umberg
Chu	Jones	Nation	Vargas
Cogdill	Karnette	Nava	Villines
Cohn	Keene	Negrete McLeod	Walters
Coto	Klehs	Niello	Wolk
Daucher	Koretz	Oropeza	Yee
De La Torre	La Malfa	Parra	Mr. Speaker

NOES—3

Harman	Maze	Wyland
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Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 1747**

At 4:14 p.m., on motion of Assembly Member Wolk, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly concurred in Senate amendments to Assembly Bill No. 1747 by the following vote:

AYES—42

Arambula	De La Torre	Laird	Oropeza
Baca	Dymally	Leno	Pavley
Bass	Evans	Levine	Ridley-Thomas
Berg	Frommer	Lieber	Ruskin
Bermúdez	Goldberg	Liu	Salinas
Canciamilla	Hancock	Matthews	Torricco
Chan	Horton, Jerome	Montañez	Vargas
Chavez	Jones	Mullin	Wolk
Chu	Karnette	Nation	Mr. Speaker
Cohn	Klehs	Nava	
Coto	Koretz	Negrete McLeod	

NOES—36

Aghazarian	Garcia	Leslie	Runner
Benoit	Harman	Maze	Spitzer
Blakeslee	Haynes	McCarthy	Strickland
Bogh	Horton, Shirley	Mountjoy	Tran
Calderon	Houston	Nakanishi	Umberg
Cogdill	Huff	Niello	Villines
Daucher	Keene	Parra	Walters
DeVore	La Malfa	Plescia	Wyland
Emmerson	La Suer	Richman	Yee

Vote Changes

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 1747: Assembly Member Umberg from “Aye” to “No”.

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Goldberg was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 550, without reference to file.

ASSEMBLY BILL NO. 550 (Goldberg)—An act to add Article 3 (commencing with Section 2635) to Chapter 3 of Title 1 of Part 3 of the Penal Code, relating to correctional institutions.

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.)

(NOTE: Later this day, the action was rescinded and the record expunged, whereby a roll call vote was taken on concurrence in Senate amendments to Assembly Bill No. 550 and whereby the bill was ordered enrolled. See page 3489.)

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Montañez was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 624.

ASSEMBLY BILL NO. 624 (Montanez)—An act to add Section 12693.414 to the Insurance Code, and to add Sections 14011.85 and 14011.86 to the Welfare and Institutions Code, relating to child health.

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—54

Arambula	Dymally	Leno	Richman
Baca	Emmerson	Levine	Ridley-Thomas
Bass	Evans	Lieber	Ruskin
Berg	Frommer	Liu	Saldaña
Bermúdez	Garcia	Matthews	Salinas
Calderon	Goldberg	Montañez	Torrico
Canciamilla	Hancock	Mullin	Tran
Chan	Horton, Jerome	Nakanishi	Umberg
Chavez	Horton, Shirley	Nation	Vargas
Chu	Jones	Nava	Wolk
Cohn	Karnette	Negrete McLeod	Yee
Coto	Klehs	Oropeza	Mr. Speaker
Daucher	Koretz	Parra	
De La Torre	Laird	Pavley	

NOES—25

Aghazarian	Haynes	Maze	Strickland
Benoit	Houston	McCarthy	Villines
Blakeslee	Huff	Mountjoy	Walters
Bogh	Keene	Niello	Wyland
Cogdill	La Malfa	Plescia	
DeVore	La Suer	Runner	
Harman	Leslie	Spitzer	

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Klehs was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 672.

ASSEMBLY BILL NO. 672 (Klehs)—An act to add Sections 115827 and 115828 to the Health and Safety Code, relating to reservoirs.

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—71

Aghazarian	Dymally	La Suer	Plescia
Arambula	Emmerson	Laird	Richman
Baca	Evans	Leno	Ridley-Thomas
Bass	Frommer	Leslie	Runner
Benoit	Garcia	Levine	Ruskin
Berg	Goldberg	Lieber	Salinas
Bermúdez	Hancock	Matthews	Spitzer
Bogh	Harman	Maze	Strickland
Calderon	Haynes	McCarthy	Torrico
Canciamilla	Horton, Jerome	Montañez	Tran
Chan	Horton, Shirley	Mullin	Umberg
Chavez	Houston	Nakanishi	Vargas
Chu	Huff	Nation	Villines
Cogdill	Jones	Nava	Walters
Cohn	Karnette	Negrete McLeod	Wolk
Coto	Keene	Oropeza	Yee
Daucher	Klehns	Parra	Mr. Speaker
De La Torre	Koretz	Pavley	

NOES—6

Blakeslee	La Malfa	Niello
DeVore	Mountjoy	Wyland

Vote Changes

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 672: Assembly Member Wyland from “Aye” to “No”.

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Karnette was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 682, without reference to file.

ASSEMBLY BILL NO. 682 (Karnette)—An act to amend Section 41530 of the Education Code, relating to education finance.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—78

Aghazarian	Emmerson	Leno	Richman
Arambula	Evans	Leslie	Ridley-Thomas
Baca	Frommer	Levine	Runner
Bass	Garcia	Lieber	Ruskin
Benoit	Goldberg	Liu	Saldaña
Berg	Hancock	Matthews	Salinas
Bermúdez	Harman	Maze	Spitzer
Blakeslee	Haynes	McCarthy	Strickland
Bogh	Horton, Jerome	Montañez	Torrico
Calderon	Horton, Shirley	Mountjoy	Tran
Canciamilla	Houston	Mullin	Umberg
Chan	Huff	Nakanishi	Vargas
Chavez	Jones	Nation	Villines
Chu	Karnette	Nava	Walters
Cogdill	Keene	Negrete McLeod	Wolk
Cohn	Klehs	Niello	Wyland
Daucher	Koretz	Oropeza	Yee
De La Torre	La Malfa	Parra	Mr. Speaker
DeVore	La Suer	Pavley	
Dymally	Laird	Plescia	

NOES—None

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 78**

At 4:20 p.m., on motion of Assembly Member Pavley, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly concurred in Senate amendments to Assembly Bill No. 78 by the following vote:

AYES—46

Arambula	De La Torre	Leno	Ridley-Thomas
Baca	Dymally	Levine	Ruskin
Bass	Evans	Lieber	Saldaña
Berg	Frommer	Liu	Salinas
Bermúdez	Goldberg	Montañez	Torrico
Calderon	Hancock	Mullin	Umberg
Canciamilla	Horton, Jerome	Nation	Vargas
Chan	Jones	Nava	Wolk
Chavez	Karnette	Negrete McLeod	Yee
Chu	Klehs	Oropeza	Mr. Speaker
Cohn	Koretz	Parra	
Coto	Laird	Pavley	

NOES—33

Aghazarian	Harman	Matthews	Spitzer
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	
Garcia	Leslie	Runner	

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Negrete McLeod was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 728.

ASSEMBLY BILL NO. 728 (Negrete McLeod)—An act to amend Section 2827.9 of the Public Utilities Code, relating to electricity.

**At 4:21 p.m., Assistant Speaker pro Tempore Sally Lieber,
22nd District, presiding**

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—78

Aghazarian	Dymally	Leno	Richman
Arambula	Emmerson	Leslie	Ridley-Thomas
Baca	Evans	Levine	Runner
Bass	Frommer	Lieber	Ruskin
Benoit	Garcia	Liu	Saldaña
Berg	Goldberg	Matthews	Salinas
Bermúdez	Hancock	Maze	Spitzer
Blakeslee	Harman	McCarthy	Strickland
Bogh	Horton, Jerome	Montañez	Torrico
Calderon	Horton, Shirley	Mountjoy	Tran
Canciamilla	Houston	Mullin	Umberg
Chan	Huff	Nakanishi	Vargas
Chavez	Jones	Nation	Villines
Chu	Karnette	Nava	Walters
Cogdill	Keene	Negrete McLeod	Wolk
Cohn	Kleh	Niello	Wyland
Coto	Koretz	Oropeza	Yee
Daucher	La Malfa	Parra	Mr. Speaker
De La Torre	La Suer	Pavley	
DeVore	Laird	Plescia	

NOES—1

Haynes

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member De La Torre was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1057.

ASSEMBLY BILL NO. 1057 (De La Torre)—An act to add Section 60851.3 to the Education Code, relating to education.

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—52

Arambula	Dymally	Leno	Richman
Baca	Evans	Levine	Ridley-Thomas
Bass	Frommer	Lieber	Ruskin
Berg	Garcia	Liu	Saldaña
Bermúdez	Goldberg	Matthews	Salinas
Calderon	Hancock	Montañez	Strickland
Canciamilla	Horton, Jerome	Mullin	Torrico
Chan	Horton, Shirley	Nation	Tran
Chavez	Jones	Nava	Umberg
Chu	Karnette	Negrete McLeod	Vargas
Cohn	Klehs	Oropeza	Wolk
Coto	Koretz	Parra	Yee
De La Torre	Laird	Pavley	Mr. Speaker

NOES—27

Aghazarian	Emmerson	La Suer	Plescia
Benoit	Harman	Leslie	Runner
Blakeslee	Haynes	Maze	Spitzer
Bogh	Houston	McCarthy	Villines
Cogdill	Huff	Mountjoy	Walters
Daucher	Keene	Nakanishi	Wyland
DeVore	La Malfa	Niello	

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Wolk was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1610.

ASSEMBLY BILL NO. 1610 (Wolk)—An act to amend Sections 33054, 47605, 47605.6, 47607, 47612.5, and 51745.6 of, and to add Section 47612.6 to, the Education Code, relating to charter schools.

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—75

Aghazarian	Dymally	Leno	Richman
Arambula	Evans	Leslie	Ridley-Thomas
Baca	Frommer	Levine	Runner
Bass	Garcia	Lieber	Ruskin
Benoit	Goldberg	Liu	Saldaña
Berg	Hancock	Matthews	Salinas
Bermúdez	Harman	Maze	Spitzer
Blakeslee	Horton, Jerome	McCarthy	Strickland
Bogh	Horton, Shirley	Montañez	Torrico
Calderon	Houston	Mountjoy	Tran
Canciamilla	Huff	Mullin	Umberg
Chan	Jones	Nakanishi	Vargas
Chavez	Karnette	Nation	Villines
Chu	Keene	Nava	Walters
Cogdill	Klehs	Negrete McLeod	Wolk
Cohn	Koretz	Niello	Wyland
Daucher	La Malfa	Parra	Yee
De La Torre	La Suer	Pavley	Mr. Speaker
DeVore	Laird	Plescia	

NOES—2

Haynes Oropeza

Vote Changes

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 1610: Assembly Member Oropeza from “Aye” to “No”.

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Laird was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 133.

ASSEMBLY BILL NO. 133 (Committee on Budget)—An act to amend Section 12305.1 of the Welfare and Institutions Code, relating to human services, and declaring the urgency thereof, to take effect immediately.

Bill presented by Assembly Member Laird.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—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	Kleh	Niello	Wyland
Daucher	Koretz	Oropeza	Yee
De La Torre	La Malfa	Parra	Mr. Speaker
DeVore	La Suer	Pavley	

NOES—None

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—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	Kleh	Niello	Wyland
Daucher	Koretz	Oropeza	Yee
De La Torre	La Malfa	Parra	Mr. Speaker
DeVore	La Suer	Pavley	

NOES—None

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Negrete McLeod was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 446.

ASSEMBLY BILL NO. 446 (Negrete McLeod)—An act to add Section 143.5 to the Business and Professions Code, relating to professions and vocations.

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—47

Arambula	De La Torre	Leno	Pavley
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	Klehs	Negrete McLeod	Yee
Cohn	Koretz	Oropeza	Mr. Speaker
Coto	Laird	Parra	

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

Above bill ordered enrolled.

**RE-REFERENCE OF BILLS TO COMMITTEE PURSUANT TO
ASSEMBLY RULE 77.2**

Pursuant to Assembly Rule 77.2, the Assistant Speaker ~~pro Tempore~~ re-referred Assembly Bill No. 913 to the Committee on Transportation.

(NOTE: On September 8, 2005, the action was rescinded whereby Assembly Bill No. 913 was re-referred to the Committee on Transportation pursuant to Assembly Rule 77.2. See page 3624.)

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Hancock was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 482.

ASSEMBLY BILL NO. 482 (Hancock)—An act to amend Section 60640 of the Education Code, relating to pupil assessment.

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—52

Arambula	De La Torre	Laird	Pavley
Baca	Dymally	Leno	Richman
Bass	Evans	Levine	Ridley-Thomas
Berg	Frommer	Lieber	Ruskin
Bermúdez	Garcia	Liu	Saldaña
Calderon	Goldberg	Matthews	Salinas
Canciamilla	Hancock	Montañez	Torrico
Chan	Horton, Jerome	Mullin	Tran
Chavez	Horton, Shirley	Nation	Umberg
Chu	Jones	Nava	Vargas
Cohn	Karnette	Negrete McLeod	Wolk
Coto	Klehs	Oropeza	Yee
Daucher	Koretz	Parra	Mr. Speaker

NOES—27

Aghazarian	Harman	Leslie	Runner
Benoit	Haynes	Maze	Spitzer
Blakeslee	Houston	McCarthy	Strickland
Bogh	Huff	Mountjoy	Villines
Cogdill	Keene	Nakanishi	Walters
DeVore	La Malfa	Niello	Wyland
Emmerson	La Suer	Plescia	

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Goldberg was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 529.

ASSEMBLY BILL NO. 529 (Goldberg)—An act to add Section 89546.3 to the Education Code, relating to the California State University.

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—47

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	Tran
Chan	Jones	Nation	Umberg
Chavez	Karnette	Nava	Vargas
Chu	Klehs	Negrete McLeod	Wolk
Cohn	Koretz	Oropeza	Yee
Coto	Laird	Parra	Mr. Speaker
De La Torre	Leno	Pavley	

NOES—32

Aghazarian	Emmerson	La Malfa	Plescia
Arambula	Garcia	La Suer	Richman
Benoit	Harman	Leslie	Runner
Blakeslee	Haynes	Maze	Spitzer
Bogh	Horton, Shirley	McCarthy	Strickland
Cogdill	Houston	Mountjoy	Villines
Daucher	Huff	Nakanishi	Walters
DeVore	Keene	Niello	Wyland

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Negrete McLeod was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 585.

ASSEMBLY BILL NO. 585 (Negrete McLeod)—An act to amend Sections 22900, 22901, 22902, 22903, 22904, 22905, 22906, 22907, 22908, 22909, 22910, 22911, 22913, 22915, 22920, 22922, 22924, 22925, 22926, and 22927 of, to amend the heading of Chapter 28 (commencing with Section 22900) of Division 8 of, and to add Sections 22902.5, 22903.1, 22903.2, and 22903.3 to, the Business and Professions Code, relating to dealers, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—78

Aghazarian	Dymally	Leno	Richman
Arambula	Emmerson	Leslie	Ridley-Thomas
Baca	Evans	Levine	Runner
Bass	Frommer	Lieber	Ruskin
Benoit	Garcia	Liu	Saldaña
Berg	Goldberg	Matthews	Salinas
Bermúdez	Hancock	Maze	Spitzer
Blakeslee	Harman	McCarthy	Strickland
Bogh	Horton, Jerome	Montañez	Torrico
Calderon	Horton, Shirley	Mountjoy	Tran
Canciamilla	Houston	Mullin	Umberg
Chan	Huff	Nakanishi	Vargas
Chavez	Jones	Nation	Villines
Chu	Karnette	Nava	Walters
Cogdill	Keene	Negrete McLeod	Wolk
Cohn	Klehs	Niello	Wyland
Coto	Koretz	Oropeza	Yee
Daucher	La Malfa	Parra	Mr. Speaker
De La Torre	La Suer	Pavley	
DeVore	Laird	Plescia	

NOES—1

Haynes

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—78

Aghazarian	Dymally	Leno	Richman
Arambula	Emmerson	Leslie	Ridley-Thomas
Baca	Evans	Levine	Runner
Bass	Frommer	Lieber	Ruskin
Benoit	Garcia	Liu	Saldaña
Berg	Goldberg	Matthews	Salinas
Bermúdez	Hancock	Maze	Spitzer
Blakeslee	Harman	McCarthy	Strickland
Bogh	Horton, Jerome	Montañez	Torrico
Calderon	Horton, Shirley	Mountjoy	Tran
Canciamilla	Houston	Mullin	Umberg
Chan	Huff	Nakanishi	Vargas
Chavez	Jones	Nation	Villines
Chu	Karnette	Nava	Walters
Cogdill	Keene	Negrete McLeod	Wolk
Cohn	Klehs	Niello	Wyland
Coto	Koretz	Oropeza	Yee
Daucher	La Malfa	Parra	Mr. Speaker
De La Torre	La Suer	Pavley	
DeVore	Laird	Plescia	

NOES—1

Haynes

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Jerome Horton was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 769.

ASSEMBLY BILL NO. 769 (Jerome Horton)—An act to amend Section 17980.7 of the Health and Safety Code, relating to residential real property.

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

Aghazarian	Emmerson	Leslie	Ridley-Thomas
Arambula	Evans	Levine	Runner
Baca	Frommer	Lieber	Ruskin
Bass	Garcia	Liu	Saldaña
Benoit	Goldberg	Matthews	Salinas
Berg	Hancock	Maze	Spitzer
Bermúdez	Harman	McCarthy	Strickland
Blakeslee	Horton, Jerome	Montañez	Torrico
Bogh	Horton, Shirley	Mountjoy	Tran
Calderon	Houston	Mullin	Umberg
Canciamilla	Huff	Nakanishi	Vargas
Chan	Jones	Nation	Villines
Chavez	Karnette	Nava	Walters
Chu	Keene	Negrete McLeod	Wolk
Cogdill	Klehs	Niello	Wyland
Cohn	Koretz	Oropeza	Yee
Coto	La Malfa	Parra	Mr. Speaker
De La Torre	La Suer	Pavley	
DeVore	Laird	Plescia	
Dymally	Leno	Richman	

NOES—2

Daucher Haynes

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Vargas was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1183.

ASSEMBLY BILL NO. 1183 (Vargas)—An act to amend Sections 1872, 1872.1, 1872.3, 1872.4, 1872.7, 1872.8, 1872.81, 1872.83, 1872.85, 1872.9, 1872.95, 1872.96, 1873.4, 1874.8, 1875.20, 1877.3, 1879.4, 11629.85, and 12964 of the Insurance Code, relating to insurance.

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—47

Arambula	De La Torre	Leno	Pavley
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	Klehs	Negrete McLeod	Yee
Cohn	Koretz	Oropeza	Mr. Speaker
Coto	Laird	Parra	

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

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Jones was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1221.

ASSEMBLY BILL NO. 1221 (Jones)—An act to amend Section 39510 of the Health and Safety Code, relating to air pollution.

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—66

Aghazarian	De La Torre	Laird	Pavley
Arambula	Dymally	Leno	Richman
Baca	Emmerson	Leslie	Ridley-Thomas
Bass	Evans	Levine	Runner
Benoit	Frommer	Lieber	Ruskin
Berg	Garcia	Liu	Saldaña
Bermúdez	Goldberg	Matthews	Salinas
Blakeslee	Hancock	McCarthy	Torrico
Bogh	Harman	Montañez	Tran
Calderon	Horton, Jerome	Mullin	Umberg
Canciamilla	Horton, Shirley	Nakanishi	Vargas
Chan	Houston	Nation	Wolk
Chavez	Jones	Nava	Wyland
Chu	Karnette	Negrete McLeod	Yee
Cogdill	Keene	Niello	Mr. Speaker
Cohn	Klehs	Oropeza	
Coto	Koretz	Parra	

NOES—13

Daucher	La Malfa	Plescia	Walters
DeVore	La Suer	Spitzer	
Haynes	Maze	Strickland	
Huff	Mountjoy	Villines	

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Jones was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1233.

ASSEMBLY BILL NO. 1233 (Jones)—An act to amend Section 65583 of, and to add Section 65584.09 to, the Government Code, relating to local planning.

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—76

Aghazarian	DeVore	Laird	Plescia
Arambula	Dymally	Leno	Richman
Baca	Emmerson	Leslie	Ridley-Thomas
Bass	Evans	Levine	Runner
Benoit	Frommer	Lieber	Ruskin
Berg	Garcia	Liu	Saldaña
Bermúdez	Goldberg	Matthews	Salinas
Blakeslee	Harman	Maze	Spitzer
Bogh	Horton, Jerome	McCarthy	Strickland
Calderon	Horton, Shirley	Montañez	Torrico
Canciamilla	Houston	Mountjoy	Tran
Chan	Huff	Mullin	Umberg
Chavez	Jones	Nakanishi	Vargas
Chu	Karnette	Nation	Villines
Cogdill	Keene	Negrete McLeod	Walters
Cohn	Klehs	Niello	Wolk
Coto	Koretz	Oropeza	Wyland
Daucher	La Malfa	Parra	Yee
De La Torre	La Suer	Pavley	Mr. Speaker

NOES—1

Haynes

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Montañez was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1285.

ASSEMBLY BILL NO. 1285 (Montanez)—An act to amend Section 8279.7 of the Education Code, relating to child care, and making an appropriation therefor.

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—51

Arambula	Dymally	Leno	Richman
Baca	Evans	Levine	Ridley-Thomas
Bass	Frommer	Lieber	Ruskin
Berg	Garcia	Liu	Saldaña
Bermúdez	Goldberg	Matthews	Salinas
Calderon	Hancock	Montañez	Strickland
Canciamilla	Horton, Jerome	Mullin	Torrico
Chan	Horton, Shirley	Nation	Umberg
Chavez	Jones	Nava	Vargas
Chu	Karnette	Negrete McLeod	Wolk
Cohn	Klehs	Oropeza	Yee
Coto	Koretz	Parra	Mr. Speaker
De La Torre	Laird	Pavley	

NOES—28

Aghazarian	Emmerson	La Suer	Plescia
Benoit	Harman	Leslie	Runner
Blakeslee	Haynes	Maze	Spitzer
Bogh	Houston	McCarthy	Tran
Cogdill	Huff	Mountjoy	Villines
Daucher	Keene	Nakanishi	Walters
DeVore	La Malfa	Niello	Wyland

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Koretz was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1311.

ASSEMBLY BILL NO. 1311 (Committee on Labor and Employment)—An act to amend Sections 98 and 98.1 of the Labor Code, relating to labor standards.

Bill presented by Assembly Member Koretz.

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—55

Aghazarian	De La Torre	Leno	Plescia
Arambula	Dymally	Levine	Richman
Baca	Evans	Lieber	Ridley-Thomas
Bass	Frommer	Liu	Ruskin
Berg	Goldberg	Matthews	Saldaña
Bermúdez	Hancock	Montañez	Salinas
Calderon	Horton, Jerome	Mullin	Torrico
Canciamilla	Jones	Nakanishi	Tran
Chan	Karnette	Nation	Umberg
Chavez	Keene	Nava	Vargas
Chu	Klehs	Negrete McLeod	Wolk
Cogdill	Koretz	Oropeza	Yee
Cohn	La Suer	Parra	Mr. Speaker
Coto	Laird	Pavley	

NOES—24

Benoit	Garcia	La Malfa	Runner
Blakeslee	Harman	Leslie	Spitzer
Bogh	Haynes	Maze	Strickland
Daucher	Horton, Shirley	McCarthy	Villines
DeVore	Houston	Mountjoy	Walters
Emmerson	Huff	Niello	Wyland

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Ruskin was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1317.

ASSEMBLY BILL NO. 1317 (Ruskin)—An act to add Sections 100827 and 100829 to, to repeal Sections 100831 and 100835 of, and to repeal and add Sections 100825, 100830, and 100832 of, the Health and Safety Code, relating to environmental laboratories.

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

Aghazarian	Dymally	Leno	Richman
Arambula	Emmerson	Leslie	Ridley-Thomas
Baca	Evans	Levine	Runner
Bass	Frommer	Lieber	Ruskin
Benoit	Garcia	Liu	Saldaña
Berg	Goldberg	Matthews	Salinas
Bermúdez	Hancock	Maze	Spitzer
Blakeslee	Harman	McCarthy	Strickland
Bogh	Horton, Jerome	Montañez	Torrico
Calderon	Horton, Shirley	Mountjoy	Tran
Canciamilla	Houston	Mullin	Umberg
Chan	Huff	Nakanishi	Vargas
Chavez	Jones	Nation	Villines
Chu	Karnette	Nava	Wolk
Cogdill	Keene	Negrete McLeod	Wyland
Cohn	Klehs	Niello	Yee
Coto	Koretz	Oropeza	Mr. Speaker
Daucher	La Malfa	Parra	
De La Torre	La Suer	Pavley	
DeVore	Laird	Plescia	

NOES—1

Haynes

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Goldberg was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1496.

ASSEMBLY BILL NO. 1496 (Goldberg)—An act to add Section 33318.5 to the Education Code, relating to pupils.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—78

Aghazarian	Dymally	Leno	Richman
Arambula	Emmerson	Leslie	Ridley-Thomas
Baca	Evans	Levine	Runner
Bass	Frommer	Lieber	Ruskin
Benoit	Garcia	Liu	Saldaña
Berg	Goldberg	Matthews	Salinas
Bermúdez	Hancock	Maze	Spitzer
Blakeslee	Harman	McCarthy	Strickland
Bogh	Horton, Jerome	Montañez	Torrico
Calderon	Horton, Shirley	Mountjoy	Tran
Canciamilla	Houston	Mullin	Umberg
Chan	Huff	Nakanishi	Vargas
Chavez	Jones	Nation	Villines
Chu	Karnette	Nava	Walters
Cogdill	Keene	Negrete McLeod	Wolk
Cohn	Klehs	Niello	Wyland
Coto	Koretz	Oropeza	Yee
Daucher	La Malfa	Parra	Mr. Speaker
De La Torre	La Suer	Pavley	
DeVore	Laird	Plescia	

NOES—1

Haynes

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Koretz was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1586.

ASSEMBLY BILL NO. 1586 (Koretz)—An act to amend Section 1365.5 of the Health and Safety Code, and to amend Section 10140 of the Insurance Code, relating to insurance.

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—45

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	Vargas
Chan	Jones	Nation	Wolk
Chavez	Karnette	Nava	Yee
Chu	Klehs	Negrete McLeod	Mr. Speaker
Cohn	Koretz	Oropeza	
Coto	Laird	Parra	
De La Torre	Leno	Pavley	

NOES—34

Aghazarian	Garcia	Leslie	Spitzer
Arambula	Harman	Maze	Strickland
Benoit	Haynes	McCarthy	Tran
Blakeslee	Horton, Shirley	Mountjoy	Umberg
Bogh	Houston	Nakanishi	Villines
Cogdill	Huff	Niello	Walters
Daucher	Keene	Plescia	Wyland
DeVore	La Malfa	Richman	
Emmerson	La Suer	Runner	

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Chu was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1288.

ASSEMBLY BILL NO. 1288 (Chu)—An act to amend Sections 136.2 and 11106 of the Penal Code, relating to court orders.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—78

Aghazarian	Dymally	Laird	Richman
Arambula	Emmerson	Leno	Ridley-Thomas
Baca	Evans	Leslie	Runner
Bass	Frommer	Levine	Ruskin
Benoit	Garcia	Lieber	Saldaña
Berg	Goldberg	Liu	Salinas
Bermúdez	Hancock	Matthews	Spitzer
Blakeslee	Harman	Maze	Strickland
Bogh	Haynes	McCarthy	Torrico
Calderon	Horton, Jerome	Montañez	Tran
Canciamilla	Horton, Shirley	Mullin	Umberg
Chan	Houston	Nakanishi	Vargas
Chavez	Huff	Nation	Villines
Chu	Jones	Nava	Walters
Cogdill	Karnette	Negrete McLeod	Wolk
Cohn	Keene	Niello	Wyland
Coto	Klehs	Oropeza	Yee
Daucher	Koretz	Parra	Mr. Speaker
De La Torre	La Malfa	Pavley	
DeVore	La Suer	Plescia	

NOES—1

Mountjoy

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Nava was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 164.

ASSEMBLY BILL NO. 164 (Nava)—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 disaster relief, making an appropriation therefor, 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—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	

NOES—None

Above bill ordered enrolled.

At 4:45 p.m., Speaker pro Tempore Leland Y. Yee, 12th District, presiding

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Cogdill was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 354, without reference to file.

ASSEMBLY BILL NO. 354 (Cogdill)—An act to add and repeal Section 14132.725 of the Welfare and Institutions Code, relating to Medi-Cal.

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—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	

NOES—None

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Montañez was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 405.

ASSEMBLY BILL NO. 405 (Montanez)—An act to add Section 17610.1 to the Education Code, relating to schoolsites.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Montañez moved a call of the Assembly.

Motion carried. Time, 4:46 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Chan was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 772.

ASSEMBLY BILL NO. 772 (Chan)—An act to amend Section 49557.2 of the Education Code, to amend Section 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, 14011.67, and 14013.5 to, the Welfare and Institutions Code, relating to health care coverage.

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—49

Arambula	Dymally	Leno	Ridley-Thomas
Baca	Evans	Levine	Ruskin
Bass	Frommer	Lieber	Saldaña
Berg	Garcia	Liu	Salinas
Bermúdez	Goldberg	Matthews	Torrico
Calderon	Hancock	Montañez	Umberg
Canciamilla	Horton, Jerome	Mullin	Vargas
Chan	Horton, Shirley	Nation	Wolk
Chavez	Jones	Nava	Yee
Chu	Karnette	Negrete McLeod	Mr. Speaker
Cohn	Klehs	Oropeza	
Coto	Koretz	Parra	
De La Torre	Laird	Pavley	

NOES—29

Aghazarian	Harman	Maze	Spitzer
Benoit	Haynes	McCarthy	Strickland
Blakeslee	Houston	Mountjoy	Villines
Bogh	Huff	Nakanishi	Walters
Cogdill	Keene	Niello	Wyland
Daucher	La Malfa	Plescia	
DeVore	La Suer	Richman	
Emmerson	Leslie	Runner	

Above bill ordered enrolled.

**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. 7 to the Committee on Water, Parks and Wildlife.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Matthews was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 817.

ASSEMBLY BILL NO. 817 (Matthews)—An act to amend Sections 1063.1 and 1063.3 of the Insurance Code, relating to insurance.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—78

Aghazarian	Dymally	Leno	Richman
Arambula	Emmerson	Leslie	Ridley-Thomas
Baca	Evans	Levine	Runner
Bass	Frommer	Lieber	Ruskin
Benoit	Garcia	Liu	Saldaña
Berg	Hancock	Matthews	Salinas
Bermúdez	Harman	Maze	Spitzer
Blakeslee	Haynes	McCarthy	Strickland
Bogh	Horton, Jerome	Montañez	Torrico
Calderon	Horton, Shirley	Mountjoy	Tran
Canciamilla	Houston	Mullin	Umberg
Chan	Huff	Nakanishi	Vargas
Chavez	Jones	Nation	Villines
Chu	Karnette	Nava	Walters
Cogdill	Keene	Negrete McLeod	Wolk
Cohn	Klehs	Niello	Wyland
Coto	Koretz	Oropeza	Yee
Daucher	La Malfa	Parra	Mr. Speaker
De La Torre	La Suer	Pavley	
DeVore	Laird	Plescia	

NOES—None

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Nava was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 826.

ASSEMBLY BILL NO. 826 (Nava)—An act to add Article 3 (commencing with Section 9100) to Chapter 10 of Part 6 of the Education Code, and to add Chapter 5 (commencing with Section 43600) to Division 17 of the Food and Agricultural Code, relating to child nutrition.

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

Aghazarian	Emmerson	Leslie	Ridley-Thomas
Arambula	Evans	Levine	Runner
Baca	Frommer	Lieber	Ruskin
Bass	Garcia	Liu	Saldaña
Benoit	Goldberg	Matthews	Salinas
Berg	Hancock	Maze	Spitzer
Bermúdez	Harman	McCarthy	Strickland
Blakeslee	Horton, Jerome	Montañez	Torrigo
Bogh	Horton, Shirley	Mountjoy	Tran
Calderon	Houston	Mullin	Umberg
Canciamilla	Huff	Nakanishi	Vargas
Chan	Jones	Nation	Villines
Chavez	Karnette	Nava	Walters
Chu	Keene	Negrete McLeod	Wolk
Cogdill	Klehs	Niello	Wyland
Cohn	Koretz	Oropeza	Yee
Coto	La Malfa	Parra	Mr. Speaker
Daucher	La Suer	Pavley	
De La Torre	Laird	Plescia	
Dymally	Leno	Richman	

NOES—2

DeVore Haynes

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Ruskin was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 889.

ASSEMBLY BILL NO. 889 (Ruskin)—An act to amend Sections 12015.3, 12015.5, 12240, and 12246 of, to repeal Section 12028 of, and to add and repeal Chapter 13.5 (commencing with Section 13350) of Division 5 of, the Business and Professions Code, relating to weights and measures.

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—47

Arambula	De La Torre	Laird	Parra
Baca	Dymally	Leno	Pavley
Bass	Evans	Levine	Ridley-Thomas
Berg	Frommer	Lieber	Ruskin
Bermúdez	Goldberg	Liu	Saldaña
Calderon	Hancock	Matthews	Salinas
Canciamilla	Horton, Jerome	Montañez	Torrico
Chan	Horton, Shirley	Mullin	Vargas
Chavez	Jones	Nation	Wolk
Chu	Karnette	Nava	Yee
Cohn	Klehs	Negrete McLeod	Mr. Speaker
Coto	Koretz	Oropeza	

NOES—32

Aghazarian	Garcia	Leslie	Runner
Benoit	Harman	Maze	Spitzer
Blakeslee	Haynes	McCarthy	Strickland
Bogh	Houston	Mountjoy	Tran
Cogdill	Huff	Nakanishi	Umberg
Daucher	Keene	Niello	Villines
DeVore	La Malfa	Plescia	Walters
Emmerson	La Suer	Richman	Wyland

Vote Changes

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 889: Assembly Member Umberg from “Aye” to “No”.

Above bill ordered enrolled.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT AND ASSEMBLY RULE 77 SUSPENDED

Assembly Member Torrico was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 985.

ASSEMBLY BILL NO. 985 (Torrico)—An act to amend Section 394 of, and to add and repeal Section 394.2 of, the Military and Veterans Code, and to add Section 1265.2 to the Unemployment Insurance Code, relating to labor.

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—46

Baca	De La Torre	Leno	Ridley-Thomas
Bass	Dymally	Levine	Ruskin
Berg	Evans	Lieber	Saldaña
Bermúdez	Frommer	Matthews	Salinas
Bogh	Goldberg	Montañez	Torrico
Calderon	Hancock	Mullin	Umberg
Canciamilla	Horton, Jerome	Nation	Vargas
Chan	Jones	Nava	Wolk
Chavez	Karnette	Negrete McLeod	Yee
Chu	Klehs	Oropeza	Mr. Speaker
Cohn	Koretz	Parra	
Coto	Laird	Pavley	

NOES—32

Aghazarian	Garcia	La Suer	Richman
Arambula	Harman	Leslie	Runner
Benoit	Haynes	Maze	Spitzer
Blakeslee	Horton, Shirley	McCarthy	Strickland
Cogdill	Houston	Mountjoy	Tran
Daucher	Huff	Nakanishi	Villines
DeVore	Keene	Niello	Walters
Emmerson	La Malfa	Plescia	Wyland

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Pavley was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1007.

ASSEMBLY BILL NO. 1007 (Pavley)—An act to add Article 6 6.5 (commencing with Section 43865) to Chapter 4 of Part 5 of Division 26 of the Health and Safety Code, relating to air pollution.

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—51

Arambula	Daucher	Laird	Pavley
Baca	De La Torre	Leno	Richman
Bass	Dymally	Levine	Ridley-Thomas
Berg	Evans	Lieber	Ruskin
Bermúdez	Frommer	Liu	Saldaña
Blakeslee	Goldberg	Matthews	Salinas
Calderon	Hancock	Montañez	Torrico
Canciamilla	Horton, Jerome	Mullin	Umberg
Chan	Horton, Shirley	Nation	Vargas
Chavez	Jones	Nava	Wolk
Chu	Karnette	Negrete McLeod	Yee
Cohn	Klehs	Oropeza	Mr. Speaker
Coto	Koretz	Parra	

NOES—28

Aghazarian	Harman	Leslie	Runner
Benoit	Haynes	Maze	Spitzer
Bogh	Houston	McCarthy	Strickland
Cogdill	Huff	Mountjoy	Tran
DeVore	Keene	Nakanishi	Villines
Emmerson	La Malfa	Niello	Walters
Garcia	La Suer	Plescia	Wyland

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Harman was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1043.

ASSEMBLY BILL NO. 1043 (Harman)—An act to amend Section 481.5 of, and to repeal Section 393 of, the Insurance Code, relating to insurance premiums.

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—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	

NOES—None

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Liu was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1060.

ASSEMBLY BILL NO. 1060 (Liu)—An act to amend Sections 11106, 11108, 11108.3, 12001, 12021.3, 12026.2, 12028.5, 12036, 12070, 12071, 12072, 12076, 12078, 12082, 12132, and 12305 of, to repeal Section 12084, and to amend Section 26 of Chapter 23 of the Statutes of 1994, relating to firearms.

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—45

Arambula	Dymally	Levine	Ruskin
Bass	Evans	Lieber	Saldaña
Berg	Frommer	Liu	Salinas
Bermúdez	Goldberg	Matthews	Torrico
Calderon	Hancock	Montañez	Umberg
Canciamilla	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—34

Aghazarian	Garcia	Leslie	Runner
Baca	Harman	Maze	Spitzer
Benoit	Haynes	McCarthy	Strickland
Blakeslee	Horton, Shirley	Mountjoy	Tran
Bogh	Houston	Nakanishi	Villines
Cogdill	Huff	Niello	Walters
Daucher	Keene	Parra	Wyland
DeVore	La Malfa	Plescia	
Emmerson	La Suer	Richman	

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Frommer was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1067.

ASSEMBLY BILL NO. 1067 (Frommer)—An act to amend Sections 369b and 1463.12 of, and to add Section 218.1 to, the Penal Code, to amend Section 2454 of the Streets and Highways Code, and to amend Sections 22526, 42001.1, and 42001.16 of the Vehicle Code, relating to railroads.

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—76

Aghazarian	DeVore	Laird	Pavley
Arambula	Dymally	Leno	Plescia
Baca	Emmerson	Leslie	Richman
Bass	Evans	Levine	Ridley-Thomas
Benoit	Frommer	Lieber	Runner
Berg	Garcia	Liu	Ruskin
Bermúdez	Goldberg	Matthews	Saldaña
Blakeslee	Hancock	Maze	Salinas
Bogh	Harman	McCarthy	Spitzer
Calderon	Horton, Jerome	Montañez	Strickland
Canciamilla	Horton, Shirley	Mountjoy	Torrico
Chan	Houston	Mullin	Tran
Chavez	Huff	Nakanishi	Umberg
Chu	Jones	Nation	Vargas
Cogdill	Karnette	Nava	Villines
Cohn	Keene	Negrete McLeod	Wolk
Coto	Klehs	Niello	Wyland
Daucher	Koretz	Oropeza	Yee
De La Torre	La Suer	Parra	Mr. Speaker

NOES—3

Haynes	La Malfa	Walters
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Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member La Suer was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1150.

ASSEMBLY BILL NO. 1150 (La Suer)—An act to amend Sections 1992 and 1994 of, to add Sections 1993.1 and 1993.2 to, and to repeal and add Section 1993 of, the Code of Civil Procedure, and to add Section 26744.5 to the Government Code, relating to civil warrants.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—78

Aghazarian	Emmerson	Leno	Richman
Arambula	Evans	Leslie	Ridley-Thomas
Baca	Frommer	Levine	Runner
Bass	Garcia	Lieber	Ruskin
Benoit	Goldberg	Liu	Saldaña
Berg	Hancock	Matthews	Salinas
Bermúdez	Harman	Maze	Spitzer
Blakeslee	Haynes	McCarthy	Strickland
Bogh	Horton, Jerome	Montañez	Torrico
Calderon	Horton, Shirley	Mountjoy	Tran
Canciamilla	Houston	Mullin	Umberg
Chan	Huff	Nakanishi	Vargas
Chavez	Jones	Nation	Villines
Chu	Karnette	Nava	Walters
Cogdill	Keene	Negrete McLeod	Wolk
Cohn	Klehs	Niello	Wyland
Daucher	Koretz	Oropeza	Yee
De La Torre	La Malfa	Parra	Mr. Speaker
DeVore	La Suer	Pavley	
Dymally	Laird	Plescia	

NOES—None

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Oropeza was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1194.

ASSEMBLY BILL NO. 1194 (Oropeza)—An act to add Section 13113.6 to the Health and Safety Code, relating to public safety.

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—57

Arambula	Dymally	Lieber	Ruskin
Baca	Evans	Liu	Saldaña
Bass	Frommer	Matthews	Salinas
Berg	Garcia	McCarthy	Spitzer
Bermúdez	Goldberg	Montañez	Torrico
Blakeslee	Hancock	Mullin	Tran
Calderon	Horton, Jerome	Nation	Umberg
Canciamilla	Horton, Shirley	Nava	Vargas
Chan	Jones	Negrete McLeod	Wolk
Chavez	Karnette	Oropeza	Wyland
Chu	Klehs	Parra	Yee
Cohn	Koretz	Pavley	Mr. Speaker
Coto	Laird	Richman	
Daucher	Leno	Ridley-Thomas	
De La Torre	Levine	Runner	

NOES—20

Aghazarian	Haynes	La Suer	Niello
Bogh	Houston	Leslie	Plescia
DeVore	Huff	Maze	Strickland
Emmerson	Keene	Mountjoy	Villines
Harman	La Malfa	Nakanishi	Walters

Vote Changes

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 1194: Assembly Member Leslie from “Aye” to “No”.

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Torrico was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1227.

ASSEMBLY BILL NO. 1227 (Torrico)—An act to amend, repeal, and add Section 65008 of the Government Code, relating to housing discrimination.

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—63

Aghazarian	De La Torre	Leno	Pavley
Arambula	Dymally	Leslie	Plescia
Baca	Evans	Levine	Richman
Bass	Frommer	Lieber	Ridley-Thomas
Berg	Garcia	Liu	Ruskin
Bermúdez	Goldberg	Matthews	Saldaña
Bogh	Hancock	Maze	Salinas
Calderon	Haynes	Montañez	Strickland
Canciamilla	Horton, Jerome	Mountjoy	Torrico
Chan	Horton, Shirley	Mullin	Tran
Chavez	Houston	Nakanishi	Umberg
Chu	Jones	Nation	Vargas
Cogdill	Karnette	Nava	Wolk
Cohn	Kleh	Negrete McLeod	Yee
Coto	Koretz	Oropeza	Mr. Speaker
Daucher	Laird	Parra	

NOES—15

Benoit	Harman	La Suer	Villines
Blakeslee	Huff	McCarthy	Walters
DeVore	Keene	Niello	Wyland
Emmerson	La Malfa	Spitzer	

Vote Changes

By unanimous consent, the following vote changes were permitted on Concurrence in Senate Amendments to Assembly Bill No. 1227: Assembly Member Benoit from “Aye” to “No”; Assembly Member Houston from “No” to “Aye”.

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Ridley-Thomas was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1230.

ASSEMBLY BILL NO. 1230 (Ridley-Thomas)—An act to add Section 33200.5 to the Government Code, relating to health care.

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—75

Aghazarian	DeVore	La Suer	Plescia
Arambula	Dymally	Laird	Richman
Baca	Emmerson	Leno	Ridley-Thomas
Bass	Evans	Levine	Runner
Benoit	Frommer	Lieber	Ruskin
Berg	Garcia	Liu	Saldaña
Bermúdez	Goldberg	Matthews	Salinas
Blakeslee	Hancock	Maze	Spitzer
Bogh	Harman	McCarthy	Strickland
Calderon	Horton, Jerome	Montañez	Torrico
Canciamilla	Horton, Shirley	Mountjoy	Tran
Chan	Houston	Mullin	Umberg
Chavez	Huff	Nation	Vargas
Chu	Jones	Nava	Villines
Cogdill	Karnette	Negrete McLeod	Wolk
Cohn	Keene	Niello	Wyland
Coto	Klehs	Oropeza	Yee
Daucher	Koretz	Parra	Mr. Speaker
De La Torre	La Malfa	Pavley	

NOES—3

Haynes	Nakanishi	Walters
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Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Leno was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1261.

ASSEMBLY BILL NO. 1261 (Leno)—An act to amend Sections 48853, 48853.5, 48859, 49069.5, 52052, 56034, 56366.1, and 56366.2 of the Education Code, and to amend Sections 319, 361, and 391 of the Welfare and Institutions Code, relating to foster children.

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—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	

NOES—None

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Nation was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1338.

ASSEMBLY BILL NO. 1338 (Nation)—An act to amend Sections 317, 366.26, and 634 of the Welfare and Institutions Code, relating to immigrant children.

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—51

Arambula	De La Torre	Laird	Pavley
Baca	Dymally	Leno	Ridley-Thomas
Bass	Evans	Levine	Ruskin
Berg	Frommer	Lieber	Saldaña
Bermúdez	Garcia	Liu	Salinas
Bogh	Goldberg	Matthews	Torrico
Calderon	Hancock	Montañez	Tran
Canciamilla	Horton, Jerome	Mullin	Umberg
Chan	Horton, Shirley	Nation	Vargas
Chavez	Jones	Nava	Wolk
Chu	Karnette	Negrete McLeod	Yee
Cohn	Klehs	Oropeza	Mr. Speaker
Coto	Koretz	Parra	

NOES—28

Aghazarian	Harman	Leslie	Richman
Benoit	Haynes	Maze	Runner
Blakeslee	Houston	McCarthy	Spitzer
Cogdill	Huff	Mountjoy	Strickland
Daucher	Keene	Nakanishi	Villines
DeVore	La Malfa	Niello	Walters
Emmerson	La Suer	Plescia	Wyland

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Laird was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1384.

ASSEMBLY BILL NO. 1384 (Laird)—An act to amend Section 97.1 of, to add Section 97 to, and to add and repeal Section 97.5 of, the Streets and Highways Code, and to add Section 42010 to the Vehicle Code, relating to transportation.

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—56

Arambula	Daucher	Laird	Richman
Baca	De La Torre	Leno	Ridley-Thomas
Bass	Dymally	Levine	Runner
Benoit	Emmerson	Lieber	Ruskin
Berg	Evans	Liu	Saldaña
Bermúdez	Frommer	Matthews	Salinas
Bogh	Garcia	McCarthy	Torrico
Calderon	Hancock	Montañez	Tran
Canciamilla	Harman	Mullin	Umberg
Chan	Horton, Jerome	Nation	Vargas
Chavez	Horton, Shirley	Nava	Walters
Chu	Jones	Oropeza	Wolk
Cohn	Karnette	Parra	Yee
Coto	Klehs	Pavley	Mr. Speaker

NOES—20

Aghazarian	Houston	Leslie	Plescia
Blakeslee	Huff	Maze	Spitzer
Cogdill	Keene	Mountjoy	Strickland
DeVore	La Malfa	Nakanishi	Villines
Haynes	La Suer	Niello	Wyland

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Pavley was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1415.

ASSEMBLY BILL NO. 1415 (Pavley)—An act to amend Section 25214.8.1 of, to amend the heading of Article 10.2.1 (commencing with Section 25214.8.1) of Chapter 6.5 of Division 20 of, and to add Sections 25214.8.3, 25214.8.4, 25214.8.5, and 25214.8.6 to, the Health and Safety Code, relating to hazardous waste.

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—53

Arambula	Dymally	Levine	Ruskin
Baca	Evans	Lieber	Saldaña
Bass	Frommer	Liu	Salinas
Berg	Garcia	Matthews	Spitzer
Bermúdez	Goldberg	Montañez	Strickland
Calderon	Hancock	Mullin	Torrico
Canciamilla	Harman	Nation	Umberg
Chan	Horton, Jerome	Nava	Vargas
Chavez	Jones	Negrete McLeod	Wolk
Chu	Karnette	Oropeza	Yee
Cohn	Klehs	Parra	Mr. Speaker
Coto	Koretz	Pavley	
Daucher	Laird	Richman	
De La Torre	Leno	Ridley-Thomas	

NOES—26

Aghazarian	Haynes	Leslie	Runner
Benoit	Horton, Shirley	Maze	Tran
Blakeslee	Houston	McCarthy	Villines
Bogh	Huff	Mountjoy	Walters
Cogdill	Keene	Nakanishi	Wyland
DeVore	La Malfa	Niello	
Emmerson	La Suer	Plescia	

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Evans was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1435.

ASSEMBLY BILL NO. 1435 (Evans)—An act to amend Sections 70063, 70312, 70325, 70375, 70391, 70403, and 76100 of the Government Code, relating to courts.

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—56

Arambula	Daucher	Klehs	Parra
Baca	De La Torre	Koretz	Pavley
Bass	Dymally	Laird	Richman
Berg	Emmerson	Leno	Ridley-Thomas
Bermúdez	Evans	Levine	Ruskin
Blakeslee	Frommer	Lieber	Saldaña
Bogh	Garcia	Liu	Salinas
Calderon	Goldberg	Matthews	Spitzer
Canciamilla	Hancock	Montañez	Torrico
Chan	Harman	Mullin	Umberg
Chavez	Horton, Jerome	Nation	Vargas
Chu	Horton, Shirley	Nava	Wolk
Cohn	Jones	Negrete McLeod	Yee
Coto	Karnette	Oropeza	Mr. Speaker

NOES—23

Aghazarian	Huff	McCarthy	Strickland
Benoit	Keene	Mountjoy	Tran
Cogdill	La Malfa	Nakanishi	Villines
DeVore	La Suer	Niello	Walters
Haynes	Leslie	Plescia	Wyland
Houston	Maze	Runner	

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Liu was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1622.

ASSEMBLY BILL NO. 1622 (Liu)—An act to amend Section 3260 of, and to add Section 3260.3 to, the Civil Code, relating to works of improvement.

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—51

Arambula	Dymally	Laird	Parra
Baca	Evans	Leno	Pavley
Bass	Frommer	Levine	Ridley-Thomas
Berg	Garcia	Lieber	Ruskin
Bermúdez	Goldberg	Liu	Saldaña
Bogh	Hancock	Matthews	Salinas
Canciamilla	Harman	Montañez	Torrico
Chan	Horton, Jerome	Mountjoy	Umberg
Chavez	Jones	Mullin	Vargas
Chu	Karnette	Nation	Wolk
Cohn	Klehs	Nava	Yee
Coto	Koretz	Negrete McLeod	Mr. Speaker
De La Torre	La Suer	Oropeza	

NOES—28

Aghazarian	Emmerson	Leslie	Runner
Benoit	Haynes	Maze	Spitzer
Blakeslee	Horton, Shirley	McCarthy	Strickland
Calderon	Houston	Nakanishi	Tran
Cogdill	Huff	Niello	Villines
Daucher	Keene	Plescia	Walters
DeVore	La Malfa	Richman	Wyland

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate Amendments to Assembly Bill No. 1622: Assembly Member Calderon from "Aye" to "No".

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Jones was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1742.

ASSEMBLY BILL NO. 1742 (Committee on Judiciary)—An act to amend Section 6321 of the Business and Professions Code, to amend Section 43.55 of the Civil Code, to amend Sections 116.230, 116.330, 116.340, 116.780, 128.7, 396b, 415.21, 425.115, 998, 1141.21, and 1540 of, and to repeal and add Section 116.725 of, the Code of Civil Procedure, to amend Sections 811.9, 905, 910.4, 11135, 68085, 68085.1, 68085.4, 68086, 68086.1, 68090.8, 68511.3, 70601, 70626, 70640, 77207.5, and 77209 of, and to add Sections 905.7 and 68085.9 to, the Government Code, to amend Section 123.6 of the Labor Code, to amend Section 1214.1 of the Penal Code, and to amend Sections 16020 and 16058.1 of the Vehicle Code, relating to courts.

Bill presented by Assembly Member Jones.

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—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	Kleh	Niello	Wyland
Daucher	Koretz	Oropeza	Yee
De La Torre	La Malfa	Parra	Mr. Speaker
DeVore	La Suer	Pavley	

NOES—None

Vote Changes

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 1742: Assembly Member Frommer from “No” to “Aye”.

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Vargas was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1760.

ASSEMBLY BILL NO. 1760 (Committee on Insurance)—An act to amend Sections 1874.1, 10234.6, 11691, 11692, 11692.5, 11693, and 11694 of, to add Sections 1872.84, 1877.2, and 11694.5 to, and to repeal Section 1660 of, the Insurance Code, relating to insurance.

Bill presented by Assembly Member Vargas.

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—67

Aghazarian	Daucher	Koretz	Pavley
Arambula	De La Torre	Laird	Plescia
Baca	Dymally	Leno	Richman
Bass	Evans	Levine	Ridley-Thomas
Benoit	Frommer	Lieber	Runner
Berg	Garcia	Liu	Ruskin
Bermúdez	Goldberg	Matthews	Saldaña
Blakeslee	Hancock	McCarthy	Salinas
Bogh	Harman	Montañez	Torrico
Calderon	Horton, Jerome	Mountjoy	Tran
Canciamilla	Horton, Shirley	Mullin	Umberg
Chan	Houston	Nakanishi	Vargas
Chavez	Huff	Nation	Villines
Chu	Jones	Nava	Wolk
Cogdill	Karnette	Negrete McLeod	Yee
Cohn	Keene	Oropeza	Mr. Speaker
Coto	Klehs	Parra	

NOES—11

DeVore	La Suer	Niello	Walters
Haynes	Leslie	Spitzer	Wyland
La Malfa	Maze	Strickland	

Above bill ordered enrolled.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

ASSEMBLY CONCURRENT RESOLUTION NO. 24 (Mullin)—Relative to the California Council on Science and Technology.

The question being: Shall the Assembly concur in the Senate amendments to the above resolution?

(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—55

Arambula	Dymally	Leno	Pavley
Baca	Evans	Levine	Richman
Bass	Frommer	Lieber	Ridley-Thomas
Berg	Garcia	Liu	Runner
Bermúdez	Goldberg	Matthews	Ruskin
Calderon	Hancock	McCarthy	Saldaña
Canciamilla	Harman	Montañez	Salinas
Chan	Horton, Jerome	Mullin	Torrico
Chavez	Horton, Shirley	Nation	Umberg
Chu	Jones	Nava	Vargas
Cohn	Karnette	Negrete McLeod	Wolk
Coto	Kleh	Niello	Yee
Daucher	Koretz	Oropeza	Mr. Speaker
De La Torre	Laird	Parra	

NOES—24

Aghazarian	Emmerson	La Suer	Spitzer
Benoit	Haynes	Leslie	Strickland
Blakeslee	Houston	Maze	Tran
Bogh	Huff	Mountjoy	Villines
Cogdill	Keene	Nakanishi	Walters
DeVore	La Malfa	Plescia	Wyland

Vote Changes

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Concurrent Resolution No. 24: Assembly Member Aghazarian from “Aye” to “No”.

Above resolution ordered enrolled.

ASSEMBLY CONCURRENT RESOLUTION NO. 57 (Salinas)—Relative to automated external defibrillator programs.

The question being: Shall the Assembly concur in the Senate amendments to the above resolution?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The Assembly concurred in Senate amendments.

Above resolution ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Bermúdez was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 163.

ASSEMBLY BILL NO. 163 (Bermudez)—An act to amend Sections 7316 and 7337 of the Business and Professions Code, relating to barbering and cosmetology.

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—66

Aghazarian	DeVore	Laird	Ridley-Thomas
Arambula	Dymally	Leno	Runner
Baca	Evans	Levine	Ruskin
Bass	Frommer	Lieber	Saldaña
Berg	Garcia	Liu	Salinas
Bermúdez	Goldberg	Matthews	Spitzer
Blakeslee	Harman	McCarthy	Strickland
Bogh	Horton, Jerome	Montañez	Torrico
Calderon	Horton, Shirley	Mullin	Tran
Canciamilla	Houston	Nation	Umberg
Chan	Huff	Nava	Vargas
Chavez	Jones	Negrete McLeod	Villines
Chu	Karnette	Niello	Wolk
Cohn	Keene	Oropeza	Yee
Coto	Klehs	Parra	Mr. Speaker
Daucher	Koretz	Pavley	
De La Torre	La Suer	Richman	

NOES—12

Benoit	Haynes	Maze	Plescia
Cogdill	La Malfa	Mountjoy	Walters
Emmerson	Leslie	Nakanishi	Wyland

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Tran was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 462.

ASSEMBLY BILL NO. 462 (Tran)—An act to amend Section 4454 of the Government Code, relating to disability access, 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

Aghazarian	Dymally	Leno	Ridley-Thomas
Arambula	Emmerson	Leslie	Runner
Baca	Evans	Levine	Ruskin
Bass	Frommer	Lieber	Saldaña
Benoit	Garcia	Liu	Salinas
Berg	Goldberg	Matthews	Spitzer
Bermúdez	Hancock	Maze	Strickland
Blakeslee	Haynes	McCarthy	Torrico
Bogh	Horton, Jerome	Montañez	Tran
Calderon	Horton, Shirley	Mountjoy	Umberg
Canciamilla	Houston	Mullin	Vargas
Chan	Huff	Nakanishi	Villines
Chavez	Jones	Nava	Walters
Chu	Karnette	Negrete McLeod	Wolk
Cogdill	Keene	Niello	Wyland
Cohn	Klehs	Oropeza	Yee
Coto	Koretz	Parra	Mr. Speaker
Daucher	La Malfa	Pavley	
De La Torre	La Suer	Plescia	
DeVore	Laird	Richman	

NOES—2

Harman Nation

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Leno was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 519.

ASSEMBLY BILL NO. 519 (Leno)—An act to amend Sections 213.5 and 366.26 of the Welfare and Institutions Code, relating to children.

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—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	Klehns	Niello	Wyland
Daucher	Koretz	Oropeza	Yee
De La Torre	La Malfa	Parra	Mr. Speaker
DeVore	La Suer	Pavley	

NOES—None

Above bill ordered enrolled.

**RECORD EXPUNGED AND ACTION RESCINDED ON
ASSEMBLY BILL NO. 550**

Assembly Member Frommer was granted unanimous consent that the record be expunged and the action rescinded whereby a roll call vote was taken on concurrence in Senate amendments to Assembly Bill No. 550 earlier today, and whereby the bill was ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Goldberg was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 550, without reference to file.

ASSEMBLY BILL NO. 550 (Goldberg)—An act to add Article 3 (commencing with Section 2635) to Chapter 3 of Title 1 of Part 3 of the Penal Code, relating to correctional institutions.

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—75

Aghazarian	DeVore	Laird	Plescia
Arambula	Dymally	Leno	Richman
Baca	Emmerson	Levine	Ridley-Thomas
Bass	Evans	Lieber	Runner
Benoit	Frommer	Liu	Ruskin
Berg	Garcia	Matthews	Saldaña
Bermúdez	Goldberg	Maze	Salinas
Blakeslee	Hancock	McCarthy	Spitzer
Bogh	Harman	Montañez	Strickland
Calderon	Horton, Jerome	Mountjoy	Torrico
Canciamilla	Horton, Shirley	Mullin	Tran
Chan	Houston	Nakanishi	Umberg
Chavez	Huff	Nation	Vargas
Chu	Jones	Nava	Villines
Cogdill	Karnette	Negrete McLeod	Wolk
Cohn	Keene	Niello	Wyland
Coto	Klehs	Oropeza	Yee
Daucher	Koretz	Parra	Mr. Speaker
De La Torre	La Suer	Pavley	

NOES—3

Haynes	La Malfa	Walters
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Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Wolk was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 574.

ASSEMBLY BILL NO. 574 (Wolk)—An act to add Division 12.3 (commencing with Section 16000) to the Public Resources Code, relating to recycled concrete.

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—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	

NOES—None

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Haynes was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 698.

ASSEMBLY BILL NO. 698 (Haynes)—An act to add Section 6357 to the Penal Code, relating to media access to prisons.

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—58

Aghazarian	Emmerson	Liu	Runner
Baca	Evans	Matthews	Ruskin
Bass	Garcia	Montañez	Saldaña
Berg	Goldberg	Mountjoy	Salinas
Bermúdez	Hancock	Mullin	Strickland
Bogh	Haynes	Nakanishi	Torrico
Calderon	Horton, Jerome	Nation	Tran
Canciamilla	Jones	Nava	Umberg
Chan	Karnette	Negrete McLeod	Vargas
Chavez	Klehs	Oropeza	Walters
Chu	Koretz	Parra	Wolk
Cohn	Laird	Pavley	Yee
De La Torre	Leno	Plescia	Mr. Speaker
DeVore	Levine	Richman	
Dymally	Lieber	Ridley-Thomas	

NOES—19

Arambula	Harman	La Malfa	Niello
Blakeslee	Horton, Shirley	La Suer	Spitzer
Cogdill	Houston	Leslie	Villines
Daucher	Huff	Maze	Wyland
Frommer	Keene	McCarthy	

Vote Changes

By unanimous consent, the following vote changes were permitted on Concurrence in Senate Amendments to Assembly Bill No. 698: Assembly Member Niello from “Aye” to “No”; Assembly Member Laird from “No” to “Aye”.

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Jones was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 754.

ASSEMBLY BILL NO. 754 (Jones)—An act to amend Sections 12071, 12072, 12076, 12078, and 12082 of, and to repeal and add Section 12083 of, the Penal Code, relating to firearms.

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—48

Arambula	Daucher	Koretz	Oropeza
Baca	De La Torre	Laird	Pavley
Bass	Dymally	Leno	Richman
Berg	Evans	Levine	Ridley-Thomas
Bermúdez	Frommer	Lieber	Ruskin
Calderon	Goldberg	Liu	Saldaña
Canciamilla	Hancock	Matthews	Salinas
Chan	Horton, Jerome	Montañez	Torrico
Chavez	Horton, Shirley	Mullin	Vargas
Chu	Jones	Nation	Wolk
Cohn	Karnette	Nava	Yee
Coto	Klehs	Negrete McLeod	Mr. Speaker

NOES—30

Aghazarian	Harman	McCarthy	Strickland
Benoit	Haynes	Mountjoy	Tran
Blakeslee	Huff	Nakanishi	Umberg
Bogh	Keene	Niello	Villines
Cogdill	La Malfa	Parra	Walters
DeVore	La Suer	Plescia	Wyland
Emmerson	Leslie	Runner	
Garcia	Maze	Spitzer	

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Leno was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1412.

ASSEMBLY BILL NO. 1412 (Leno)—An act to amend Sections 366, 366.1, 366.21, 366.22, 366.26, 366.3, 16001.9, 16500.1, and 16501.1 of, and to add Section 366.35 to, the Welfare and Institutions Code, relating to dependent children.

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—55

Arambula	Dymally	Leno	Richman
Baca	Evans	Levine	Ridley-Thomas
Bass	Frommer	Lieber	Ruskin
Berg	Garcia	Liu	Saldaña
Bermúdez	Goldberg	Matthews	Salinas
Calderon	Hancock	Montañez	Spitzer
Canciamilla	Horton, Jerome	Mullin	Torrico
Chan	Horton, Shirley	Nakanishi	Tran
Chavez	Jones	Nation	Umberg
Chu	Karnette	Nava	Vargas
Cohn	Klehs	Negrete McLeod	Wolk
Coto	Koretz	Oropeza	Yee
Daucher	La Suer	Parra	Mr. Speaker
De La Torre	Laird	Pavley	

NOES—24

Aghazarian	Emmerson	La Malfa	Plescia
Benoit	Harman	Leslie	Runner
Blakeslee	Haynes	Maze	Strickland
Bogh	Houston	McCarthy	Villines
Cogdill	Huff	Mountjoy	Walters
DeVore	Keene	Niello	Wyland

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Parra was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1542.

ASSEMBLY BILL NO. 1542 (Parra)—An act to amend Section 1170.9 of the Penal Code, relating to sentencing.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—78

Aghazarian	Dymally	Leno	Richman
Arambula	Emmerson	Leslie	Ridley-Thomas
Baca	Evans	Levine	Runner
Bass	Frommer	Lieber	Ruskin
Benoit	Garcia	Liu	Saldaña
Berg	Goldberg	Matthews	Salinas
Bermúdez	Hancock	Maze	Spitzer
Blakeslee	Harman	McCarthy	Strickland
Bogh	Horton, Jerome	Montañez	Torrico
Calderon	Horton, Shirley	Mountjoy	Tran
Canciamilla	Houston	Mullin	Umberg
Chan	Huff	Nakanishi	Vargas
Chavez	Jones	Nation	Villines
Chu	Karnette	Nava	Walters
Cogdill	Keene	Negrete McLeod	Wolk
Cohn	Klehs	Niello	Wyland
Coto	Koretz	Oropeza	Yee
Daucher	La Malfa	Parra	Mr. Speaker
De La Torre	La Suer	Pavley	
DeVore	Laird	Plescia	

NOES—1

Haynes

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Calderon was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1566.

ASSEMBLY BILL NO. 1566 (Calderon)—An act to amend Section 530.5 of the Penal Code, relating to crime.

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—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	

NOES—None

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Umberg was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1392.

ASSEMBLY BILL NO. 1392 (Umberg)—An act to amend Sections 49548 and 49550 of the Education Code, relating to pupil nutrition.

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—49

Arambula	De La Torre	Leno	Ridley-Thomas
Baca	Dymally	Levine	Ruskin
Bass	Evans	Lieber	Saldaña
Berg	Frommer	Liu	Salinas
Bermúdez	Goldberg	Matthews	Torrico
Calderon	Hancock	Montañez	Umberg
Canciamilla	Horton, Jerome	Mullin	Vargas
Chan	Horton, Shirley	Nation	Wolk
Chavez	Jones	Nava	Yee
Chu	Karnette	Negrete McLeod	Mr. Speaker
Cohn	Klehs	Oropeza	
Coto	Koretz	Parra	
Daucher	Laird	Pavley	

NOES—30

Aghazarian	Harman	Maze	Spitzer
Benoit	Haynes	McCarthy	Strickland
Blakeslee	Houston	Mountjoy	Tran
Bogh	Huff	Nakanishi	Villines
Cogdill	Keene	Niello	Walters
DeVore	La Malfa	Plescia	Wyland
Emmerson	La Suer	Richman	
Garcia	Leslie	Runner	

Above bill ordered enrolled.

ACTION RESCINDED ON ASSEMBLY BILL NO. 115

Assembly Member Yee was granted unanimous consent to rescind the action whereby the Assembly, earlier today (Assembly Journal, page 3437), re-referred Assembly Bill No. 115 to the Committee on Revenue and Taxation pursuant to Assembly Rule 77.2.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT AND ASSEMBLY RULE 77 SUSPENDED

Assembly Member Klehs was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 115.

ASSEMBLY BILL NO. 115 (Klehs)—An act to amend Sections 17024.5, 17052.6, 17072, 17077, 17085, 17131, 17132.5, 17140, 17140.3, 17144, 17152, 17220, 17250, 17250.5, 17255, 17256, 17279.4, 17501, 17551, 17731, 17733, 18571, 18572, 18628, 18633, 18648, 19008, 19041.5, 19116, 19164, 19166, 19173, 19177, 19179, 19182, 19184, 23051.5, 23701s, 23701w, 23703.5, 23705, 23711, 23712, 24306, 24349, 24356, 24369.4, 24407, 24601, 24654, 24661.5, 24872, 24949.1, and 24949.3 of, to amend and repeal Sections 17204, 19772, 19774, and 19777 of, to add Sections 17131.4, 17131.5, 17131.6, 17139.6, 17201.4, 17201.5, 17201.6, 17204.7, 17215.1, 17215.4, 17681.6, 17734.6, 17760, 18035.6, 18036.6, 18181, 19136.12, 19164.5, 24355.3, 24355.4, 24406.6, 24661.6, 24694, and 24831.6 to, to add and repeal Sections 17053.62, 17255.5, 23662, and 24356.4 of, to repeal Sections 17131.8, 17136.5, 17137, 17144.5, 17160.5, 17202.5, 17205, 19773, and 24356.5 of, and to repeal and amend Section 19559 of, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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—47

Arambula	De La Torre	Leno	Pavley
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	Klehs	Negrete McLeod	Yee
Cohn	Koretz	Oropeza	Mr. Speaker
Coto	Laird	Parra	

NOES—28

Aghazarian	Garcia	La Suer	Plescia
Blakeslee	Harman	Leslie	Richman
Bogh	Haynes	Maze	Spitzer
Cogdill	Horton, Shirley	McCarthy	Strickland
Daucher	Huff	Mountjoy	Tran
DeVore	Keene	Nakanishi	Villines
Emmerson	La Malfa	Niello	Wyland

Vote Changes

By unanimous consent, the following vote changes were permitted on Concurrence in Senate Amendments to Assembly Bill No. 115: Assembly Members Benoit, Houston, and Runner from “No” to “Not Voting”.

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Cogdill was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 892.

ASSEMBLY BILL NO. 892 (Cogdill)—An act to amend Sections 22978.4, 22978.7, 22979.2, 22979.7, and 22980.2 of the Business and Professions Code, and to add Section 30361.5 to the Revenue and Taxation Code, relating to cigarettes and tobacco products.

**At 5:45 p.m., Assistant Speaker pro Tempore Sally Lieber,
22nd District, presiding**

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—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	

NOES—None

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Yee was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 443.

ASSEMBLY BILL NO. 443 (Yee)—An act to add Section 48939 to the Education Code, relating to pupils.

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—73

Aghazarian	Dymally	Leno	Richman
Arambula	Emmerson	Leslie	Ridley-Thomas
Baca	Evans	Levine	Runner
Bass	Frommer	Lieber	Ruskin
Benoit	Garcia	Matthews	Saldaña
Berg	Goldberg	Maze	Salinas
Bermúdez	Hancock	McCarthy	Spitzer
Blakeslee	Horton, Jerome	Montañez	Torrico
Bogh	Horton, Shirley	Mountjoy	Tran
Calderon	Houston	Mullin	Umberg
Canciamilla	Huff	Nakanishi	Vargas
Chan	Jones	Nation	Villines
Chavez	Karnette	Nava	Wolk
Cogdill	Keene	Negrete McLeod	Wyland
Cohn	Klehs	Niello	Yee
Coto	Koretz	Oropeza	Mr. Speaker
Daucher	La Malfa	Parra	
De La Torre	La Suer	Pavley	
DeVore	Laird	Plescia	

NOES—5

Chu	Haynes	Walters
Harman	Strickland	

Vote Changes

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 443: Assembly Member La Malfa from “No” to “Aye”.

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Yee was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 451, without reference to file.

ASSEMBLY BILL NO. 451 (Yee)—An act to amend Sections 7204.03 and 7205 of the Revenue and Taxation Code, relating to taxation.

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.)

Conflict of Interest

Assembly Member Daucher stated for the record a conflict of interest and indicated, therefore, that she would abstain from the vote on Assembly Bill No. 451.

Further Consideration of Assembly Bill No. 451

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—56

Arambula	De La Torre	Leno	Pavley
Baca	DeVore	Leslie	Plescia
Bass	Dymally	Levine	Richman
Benoit	Emmerson	Lieber	Ridley-Thomas
Berg	Evans	Liu	Saldaña
Bermúdez	Frommer	Matthews	Salinas
Blakeslee	Goldberg	Maze	Spitzer
Bogh	Horton, Jerome	McCarthy	Torrico
Calderon	Horton, Shirley	Montañez	Umberg
Canciamilla	Jones	Mountjoy	Vargas
Chavez	Karnette	Nava	Villines
Chu	Klehs	Negrete McLeod	Wolk
Cohn	Koretz	Niello	Yee
Coto	Laird	Oropeza	Mr. Speaker

NOES—19

Aghazarian	Haynes	La Suer	Strickland
Chan	Houston	Mullin	Tran
Garcia	Huff	Nakanishi	Walters
Hancock	Keene	Parra	Wyland
Harman	La Malfa	Runner	

Vote Changes

By unanimous consent, the following vote changes were permitted on Concurrence in Senate Amendments to Assembly Bill No. 451: Assembly Members Emmerson and Mountjoy from “No” to “Aye”.

Above bill ordered enrolled.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT AND ASSEMBLY RULE 77 SUSPENDED

Assembly Member Yee was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1116.

ASSEMBLY BILL NO. 1116 (Yee)—An act to add Section 1507.25 to the Health and Safety Code, relating to community care facilities.

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—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	

NOES—None

Above bill ordered enrolled.

At 5:50 p.m., Speaker pro Tempore Leland Y. Yee, 12th District, presiding

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Lieber was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1366.

ASSEMBLY BILL NO. 1366 (Lieber)—An act to amend Section 42127.8 of, and to add Section 84041 to, the Education Code, relating to community colleges.

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—76

Aghazarian	Dymally	Leno	Plescia
Arambula	Emmerson	Leslie	Richman
Baca	Evans	Levine	Ridley-Thomas
Benoit	Frommer	Lieber	Runner
Berg	Garcia	Liu	Ruskin
Bermúdez	Harman	Matthews	Saldaña
Blakeslee	Haynes	Maze	Salinas
Bogh	Horton, Jerome	McCarthy	Spitzer
Calderon	Horton, Shirley	Montañez	Strickland
Canciamilla	Houston	Mountjoy	Torrico
Chan	Huff	Mullin	Tran
Chavez	Jones	Nakanishi	Umberg
Chu	Karnette	Nation	Vargas
Cogdill	Keene	Nava	Villines
Cohn	Klehs	Negrete McLeod	Walters
Coto	Koretz	Niello	Wolk
Daucher	La Malfa	Oropeza	Wyland
De La Torre	La Suer	Parra	Yee
DeVore	Laird	Pavley	Mr. Speaker

NOES—None

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Lieber was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1378.

ASSEMBLY BILL NO. 1378 (Lieber)—An act to add Section 854.1 to the Government Code, and to add Sections 4474.2 and 4474.3 to the Welfare and Institutions Code, relating to developmental services.

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—50

Arambula	De La Torre	Laird	Pavley
Baca	Dymally	Leno	Ridley-Thomas
Bass	Evans	Levine	Ruskin
Berg	Frommer	Lieber	Saldaña
Bermúdez	Garcia	Liu	Salinas
Calderon	Goldberg	Matthews	Torrico
Canciamilla	Hancock	Montañez	Umberg
Chan	Horton, Jerome	Mullin	Vargas
Chavez	Horton, Shirley	Nation	Wolk
Chu	Jones	Nava	Yee
Cohn	Karnette	Negrete McLeod	Mr. Speaker
Coto	Klehs	Oropeza	
Daucher	Koretz	Parra	

NOES—29

Aghazarian	Haynes	McCarthy	Strickland
Benoit	Houston	Mountjoy	Tran
Blakeslee	Huff	Nakanishi	Villines
Bogh	Keene	Niello	Walters
Cogdill	La Malfa	Plescia	Wyland
DeVore	La Suer	Richman	
Emmerson	Leslie	Runner	
Harman	Maze	Spitzer	

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Lieber was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 609.

ASSEMBLY BILL NO. 609 (Lieber)—An act to add Section 4474.3 to the Welfare and Institutions Code, relating to developmental services.

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—46

Arambula	De La Torre	Leno	Ruskin
Baca	Dymally	Levine	Saldaña
Bass	Evans	Lieber	Salinas
Berg	Frommer	Liu	Torrico
Bermúdez	Goldberg	Matthews	Tran
Calderon	Hancock	Montañez	Umberg
Canciamilla	Horton, Jerome	Mullin	Vargas
Chan	Jones	Nation	Wolk
Chavez	Karnette	Nava	Yee
Chu	Klehs	Negrete McLeod	Mr. Speaker
Cohn	Koretz	Parra	
Coto	Laird	Ridley-Thomas	

NOES—31

Aghazarian	Garcia	La Suer	Richman
Benoit	Harman	Leslie	Runner
Blakeslee	Haynes	Maze	Spitzer
Bogh	Horton, Shirley	McCarthy	Strickland
Cogdill	Houston	Mountjoy	Villines
Daucher	Huff	Nakanishi	Walters
DeVore	Keene	Niello	Wyland
Emmerson	La Malfa	Plescia	

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Lieber was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 478.

ASSEMBLY BILL NO. 478 (Lieber)—An act to amend Sections 3419, 3423, and 6030 of, and to add Sections 3424 and 5007.7 to, the Penal Code, and to amend Sections 222 and 1774 of the Welfare and Institutions Code, relating to inmates.

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—56

Arambula	De La Torre	Koretz	Oropeza
Baca	Dymally	Laird	Parra
Bass	Evans	Leno	Pavley
Berg	Frommer	Leslie	Richman
Bermúdez	Garcia	Levine	Ridley-Thomas
Blakeslee	Goldberg	Lieber	Ruskin
Calderon	Hancock	Liu	Saldaña
Canciamilla	Harman	Matthews	Salinas
Chan	Horton, Jerome	Montañez	Torrico
Chavez	Horton, Shirley	Mullin	Umberg
Chu	Houston	Nakanishi	Vargas
Cohn	Jones	Nation	Wolk
Coto	Karnette	Nava	Yee
Daucher	Klehs	Negrete McLeod	Mr. Speaker

NOES—22

Aghazarian	Huff	Mountjoy	Tran
Benoit	Keene	Niello	Villines
Bogh	La Malfa	Plescia	Walters
Cogdill	La Suer	Runner	Wyland
DeVore	Maze	Spitzer	
Haynes	McCarthy	Strickland	

Vote Changes

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 478: Assembly Member Leslie from “No” to “Aye”.

Above bill ordered enrolled.

JOINT RULE 62(a) WAIVED

Assembly Member Frommer was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bills Nos. 536, 580, 365 and 701 for hearing in the Committee on Appropriations, today.

COMMITTEE MEETING ANNOUNCEMENTS

Speaker pro Tempore Yee announced that the Committee on Appropriations would meet to hear Senate Bills Nos. 536, 580, 365 and 701 at 6 p.m., today, in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 6 p.m., Speaker pro Tempore Yee declared the Assembly recessed.

RECONVENED

At 7:52 p.m., the Assembly reconvened.

Hon. Leland Y. Yee, Speaker pro Tempore of the Assembly, presiding.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, September 7, 2005

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 83	Assembly Bill No. 693
Assembly Bill No. 88	Assembly Bill No. 694
Assembly Bill No. 169	Assembly Bill No. 778
Assembly Bill No. 239	Assembly Bill No. 819
Assembly Bill No. 304	Assembly Bill No. 846
Assembly Bill No. 356	Assembly Bill No. 880
Assembly Bill No. 391	Assembly Bill No. 897
Assembly Bill No. 460	Assembly Bill No. 901

And reports the same correctly enrolled, and presented to the Governor on the 7th day of September, 2005, at 3:30 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 7, 2005

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1070	Assembly Bill No. 1640
Assembly Bill No. 1115	Assembly Bill No. 1648
Assembly Bill No. 1234	Assembly Bill No. 1661
Assembly Bill No. 1309	Assembly Bill No. 1723
Assembly Bill No. 1322	Assembly Bill No. 1725
Assembly Bill No. 1512	Assembly Bill No. 1754
Assembly Bill No. 1625	Assembly Bill No. 1765

And reports the same correctly enrolled, and presented to the Governor on the 7th day of September, 2005, at 3:30 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 7, 2005

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1328

And reports the same correctly enrolled, and presented to the Governor on the 7th day of September, 2005, at 8:30 p.m.

E. DOTSON WILSON, Chief Clerk

REPORTS OF STANDING COMMITTEES

Committee on Health

Date of Hearing: September 7, 2005

Mr. Speaker: Your Committee on Health reports:

Assembly Bill No. 1199

With the recommendation: That Senate amendments be concurred in.

CHAN, Chair

Above bill ordered to unfinished business file.

Committee on Rules

Date of Hearing: September 7, 2005

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 93

With the recommendation: Be adopted.

MONTAÑEZ, Chair

Above resolution ordered to third reading.

Committee on Health

Date of Hearing: September 7, 2005

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 1100

With the recommendation: Do pass.

CHAN, Chair

Above bill ordered to second reading.

Committee on Rules

Date of Hearing: September 7, 2005

Mr. Speaker: Your Committee on Rules reports:

Senate Concurrent Resolution No. 61

With the recommendation: Be adopted.

MONTAÑEZ, Chair

Above resolution ordered to third reading.

Committee on Appropriations

Date of Hearing: September 7, 2005

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 365

Senate Bill No. 536

Senate Bill No. 701

With the recommendation: Do pass.

CHU, Chair

Above bills ordered to second reading.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Frommer was granted unanimous consent that all bills reported by committees today, with a “Do Pass as Amended” recommendation be taken up without reference to file for the purpose of Second Reading and adoption of committee amendments, and that the bills as amended, be ordered out to print and back to the Second Reading File for Thursday, September 8, 2005.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 680, on request of Assembly Member Frommer.**ACTION RESCINDED ON ASSEMBLY BILL NO. 688**

Assembly Member Frommer was granted unanimous consent to rescind the action whereby the Assembly, on September 6, 2005 (Assembly Journal, page 3310), concurred in Senate amendments to Assembly Bill No. 688, and whereby the bill was ordered enrolled; and that the bill be returned to the Senate for further action.

ASSEMBLY RULE 69(b) SUSPENDED

Assembly Member Frommer was granted unanimous consent that Assembly Rule 69(b) be suspended to permit consideration of proposed amendments to Senate Bill No. 643.

JOINT RULE 62(a) WAIVED

Assembly Member Frommer was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 7 for hearing in the Committee on Water, Parks and Wildlife, today, upon call of the Chair.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 524, on request of Assembly Member Harman.

CONSIDERATION OF SENATE BILL NO. 643 BY UNANIMOUS CONSENT

Assembly Member Berg was granted unanimous consent to suspend Assembly Rule 69(b) to permit consideration of Senate Bill No. 643 for purpose of amendment.

SENATE BILL NO. 643 (Chesbro)—An act to amend Section 14043.26 of, and to add Section 14132.99 to, the Welfare and Institutions Code, relating to health care.

Bill read third time.

Motion to Amend

Assembly Member Berg moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

CONSIDERATION OF SENATE BILL NO. 650 BY UNANIMOUS CONSENT

Assembly Member Mullin was granted unanimous consent to take up Senate Bill No. 650 for purpose of amendment.

SENATE BILL NO. 650 (Ortiz)—An act relating to prostate cancer, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Mullin moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

CONSIDERATION OF DAILY FILE (RESUMED)**THIRD READING OF SENATE BILLS**

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, and presented by Assembly Member Laird.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Laird moved a call of the Assembly.

Motion carried. Time, 8:15 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 644 (Ortiz)—An act to amend Sections 4314 and 4315 of, and to add Section 733 to, the Business and Professions Code, relating to healing arts.

Bill read third time, and presented by Assembly Member Levine.

Bill passed by the following vote:

AYES—51

Arambula	De La Torre	Laird	Pavley
Baca	Dymally	Leno	Richman
Bass	Evans	Levine	Ridley-Thomas
Berg	Frommer	Lieber	Ruskin
Bermúdez	Garcia	Liu	Saldaña
Calderon	Goldberg	Matthews	Salinas
Canciamilla	Hancock	Montañez	Torrico
Chan	Horton, Jerome	Mullin	Umberg
Chavez	Horton, Shirley	Nation	Vargas
Chu	Jones	Nava	Wolk
Cohn	Karnette	Negrete McLeod	Yee
Coto	Klehs	Oropeza	Mr. Speaker
Daucher	Koretz	Parra	

NOES—28

Aghazarian	Harman	Leslie	Runner
Benoit	Haynes	Maze	Spitzer
Blakeslee	Houston	McCarthy	Strickland
Bogh	Huff	Mountjoy	Tran
Cogdill	Keene	Nakanishi	Villines
DeVore	La Malfa	Niello	Walters
Emmerson	La Suer	Plescia	Wyland

Bill ordered transmitted to the Senate.

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, and presented by Assembly Member Chu.

Bill passed by the following vote:

AYES—63

Aghazarian	Dymally	Leno	Richman
Arambula	Emmerson	Levine	Ridley-Thomas
Baca	Evans	Lieber	Runner
Bass	Frommer	Liu	Ruskin
Berg	Garcia	Matthews	Saldaña
Bermúdez	Goldberg	McCarthy	Salinas
Blakeslee	Hancock	Montañez	Spitzer
Calderon	Harman	Mullin	Strickland
Canciamilla	Horton, Jerome	Nakanishi	Torrico
Chan	Horton, Shirley	Nation	Tran
Chavez	Houston	Nava	Umberg
Chu	Jones	Negrete McLeod	Vargas
Cohn	Karnette	Niello	Wolk
Coto	Klehs	Oropeza	Yee
Daucher	Koretz	Parra	Mr. Speaker
De La Torre	Laird	Pavley	

NOES—15

Bogh	Huff	Leslie	Villines
Cogdill	Keene	Maze	Walters
DeVore	La Malfa	Mountjoy	Wyland
Haynes	La Suer	Plescia	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 109 (Ortiz)—An act to amend Sections 39153, 42400.4, and 42400.7 of, the Health and Safety Code, relating to air pollution.

Bill read third time, and presented by Assembly Member Nava.

Assembly Rule 112 Suspended

Assembly Member Bass was granted unanimous consent that Assembly Rule 112 be suspended to permit her to read a paper on the Floor of the Assembly.

Further Consideration of Senate Bill No. 109

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Nava moved a call of the Assembly.

Motion carried. Time, 8:44 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 8 (Soto)—An act to add Section 87406.3 to the Government Code, relating to the Political Reform Act of 1974.

Bill read third time, and presented by Assembly Member Coto.

Bill passed by the following vote:

AYES—66

Aghazarian	DeVore	Laird	Ridley-Thomas
Arambula	Dymally	Leno	Runner
Baca	Evans	Levine	Ruskin
Bass	Frommer	Lieber	Saldaña
Benoit	Garcia	Liu	Salinas
Berg	Goldberg	Matthews	Spitzer
Bermúdez	Hancock	McCarthy	Strickland
Blakeslee	Harman	Montañez	Torrico
Calderon	Horton, Jerome	Mullin	Tran
Canciamilla	Horton, Shirley	Nation	Umberg
Chan	Houston	Nava	Vargas
Chavez	Jones	Negrete McLeod	Wolk
Chu	Karnette	Oropeza	Wyland
Cogdill	Keene	Parra	Yee
Cohn	Klehs	Pavley	Mr. Speaker
Coto	Koretz	Plescia	
De La Torre	La Malfa	Richman	

NOES—13

Bogh	Huff	Mountjoy	Walters
Daucher	La Suer	Nakanishi	
Emmerson	Leslie	Niello	
Haynes	Maze	Villines	

Bill ordered transmitted to the Senate.

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, and presented by Assembly Member Laird.

Bill passed by the following vote:

AYES—50

Arambula	De La Torre	Leno	Pavley
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	Horton, Shirley	Nakanishi	Vargas
Chavez	Jones	Nation	Wolk
Chu	Karnette	Nava	Yee
Cohn	Klehs	Negrete McLeod	Mr. Speaker
Coto	Koretz	Oropeza	
Daucher	Laird	Parra	

NOES—29

Aghazarian	Harman	Maze	Strickland
Benoit	Haynes	McCarthy	Tran
Blakeslee	Houston	Mountjoy	Villines
Bogh	Huff	Niello	Walters
Cogdill	Keene	Plescia	Wyland
DeVore	La Malfa	Richman	
Emmerson	La Suer	Runner	
Garcia	Leslie	Spitzer	

Bill ordered transmitted to the Senate.

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, and presented by Assembly Member Evans.

Bill passed by the following vote:

AYES—77

Aghazarian	Emmerson	Leslie	Ridley-Thomas
Arambula	Evans	Levine	Runner
Baca	Frommer	Lieber	Ruskin
Bass	Garcia	Liu	Saldaña
Benoit	Goldberg	Matthews	Salinas
Berg	Hancock	Maze	Spitzer
Bermúdez	Harman	McCarthy	Strickland
Blakeslee	Horton, Jerome	Montañez	Torrico
Bogh	Horton, Shirley	Mountjoy	Tran
Calderon	Houston	Mullin	Umberg
Canciamilla	Huff	Nakanishi	Vargas
Chan	Jones	Nation	Villines
Chavez	Karnette	Nava	Walters
Chu	Keene	Negrete McLeod	Wolk
Cogdill	Klehs	Niello	Wyland
Cohn	Koretz	Oropeza	Yee
Daucher	La Malfa	Parra	Mr. Speaker
De La Torre	La Suer	Pavley	
DeVore	Laird	Plescía	
Dymally	Leno	Richman	

NOES—None

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 500: Assembly Member Houston from “No” to “Aye”.

Bill ordered transmitted to the Senate.

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, and presented by Assembly Member Wolk.

Assembly Rule 112 Suspended

Assembly Member Villines was granted unanimous consent that Assembly Rule 112 be suspended to permit him to read a paper on the Floor of the Assembly.

The roll was opened.

Bill passed by the following vote:

AYES—49

Baca	Dymally	La Suer	Ruskin
Bass	Emmerson	Laird	Saldaña
Berg	Evans	Leno	Spitzer
Bermúdez	Frommer	Levine	Torrico
Calderon	Goldberg	Lieber	Tran
Canciamilla	Hancock	Liu	Umberg
Chan	Harman	Montañez	Vargas
Chavez	Horton, Jerome	Mullin	Wolk
Chu	Horton, Shirley	Nation	Yee
Cohn	Jones	Negrete McLeod	Mr. Speaker
Coto	Karnette	Oropeza	
Daucher	Kleh	Pavley	
De La Torre	Koretz	Ridley-Thomas	

NOES—27

Aghazarian	Haynes	Maze	Richman
Arambula	Houston	McCarthy	Runner
Blakeslee	Huff	Mountjoy	Strickland
Bogh	Keene	Nakanishi	Villines
Cogdill	La Malfa	Niello	Walters
DeVore	Leslie	Parra	Wyland
Garcia	Matthews	Plescia	

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 399**

At 9:17 p.m., on motion of Assembly Member Laird, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Benoit moved to continue the call of the Assembly.

Motion carried. Time, 9:17 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Wolk announced that the Committee on Water, Parks and Wildlife would meet immediately, in the Tom Bane Rules Committee Room.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

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, and presented by Assembly Member Jones.

Bill passed by the following vote:

AYES—75

Aghazarian	Emmerson	Leno	Plescia
Arambula	Evans	Leslie	Richman
Baca	Frommer	Levine	Ridley-Thomas
Bass	Garcia	Lieber	Runner
Benoit	Goldberg	Liu	Ruskin
Berg	Hancock	Matthews	Saldaña
Bermúdez	Harman	Maze	Salinas
Blakeslee	Horton, Jerome	McCarthy	Spitzer
Bogh	Horton, Shirley	Montañez	Strickland
Calderon	Houston	Mountjoy	Torrico
Canciamilla	Huff	Mullin	Tran
Chan	Jones	Nakanishi	Umberg
Chavez	Karnette	Nation	Vargas
Chu	Keene	Nava	Villines
Cogdill	Klehs	Negrete McLeod	Wolk
Cohn	Koretz	Niello	Wyland
Daucher	La Malfa	Oropeza	Yee
De La Torre	La Suer	Parra	Mr. Speaker
Dymally	Laird	Pavley	

NOES—3

DeVore	Haynes	Walters
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Bill ordered transmitted to the Senate.

SENATE BILL NO. 316 (Margett)—An act to add Section 2250 to the Elections Code, and to add Section 1679 to the Vehicle Code, relating to voter registration information.

Bill read third time, and presented by Assembly Member Umberg.

Bill passed by the following vote:

AYES—77

Aghazarian	Emmerson	Leslie	Ridley-Thomas
Arambula	Evans	Levine	Runner
Baca	Frommer	Lieber	Ruskin
Bass	Garcia	Liu	Saldaña
Benoit	Goldberg	Matthews	Salinas
Berg	Hancock	Maze	Spitzer
Bermúdez	Harman	McCarthy	Strickland
Blakeslee	Horton, Jerome	Montañez	Torrico
Bogh	Horton, Shirley	Mountjoy	Tran
Calderon	Houston	Mullin	Umberg
Canciamilla	Huff	Nakanishi	Vargas
Chan	Jones	Nation	Villines
Chavez	Karnette	Nava	Walters
Chu	Keene	Negrete McLeod	Wolk
Cogdill	Klehs	Niello	Wyland
Cohn	Koretz	Oropeza	Yee
Daucher	La Malfa	Parra	Mr. Speaker
De La Torre	La Suer	Pavley	
DeVore	Laird	Plescia	
Dymally	Leno	Richman	

NOES—1

Haynes

Bill ordered transmitted to the Senate.

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, and presented by Assembly Member Frommer on behalf of Assembly Member Núñez.

Bill passed by the following vote:

AYES—62

Arambula	De La Torre	Leno	Pavley
Baca	Dymally	Leslie	Richman
Bass	Emmerson	Levine	Ridley-Thomas
Benoit	Evans	Lieber	Runner
Berg	Frommer	Liu	Ruskin
Bermúdez	Garcia	Matthews	Saldaña
Blakeslee	Goldberg	Maze	Salinas
Bogh	Hancock	McCarthy	Torrico
Calderon	Harman	Montañez	Tran
Canciamilla	Horton, Jerome	Mullin	Umberg
Chan	Jones	Nakanishi	Vargas
Chavez	Karnette	Nation	Wolk
Chu	Klehs	Nava	Yee
Cohn	Koretz	Negrete McLeod	Mr. Speaker
Coto	La Suer	Oropeza	
Daucher	Laird	Parra	

NOES—17

Aghazarian	Houston	Niello	Walters
Cogdill	Huff	Plescia	Wyland
DeVore	Keene	Spitzer	
Haynes	La Malfa	Strickland	
Horton, Shirley	Mountjoy	Villines	

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 20: Assembly Member Daucher from “No” to “Aye”.

Bill ordered transmitted to the Senate.

SENATE BILL NO. 159 (Runner)—An act to add and repeal Section 4011.10 of the Penal Code, relating to health care.

Bill read third time, and presented by Assembly Member Emmerson.

Bill passed by the following vote:

AYES—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	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 347 (Ortiz)—An act to amend Section 12670.11 of the Water Code, relating to water.

Bill read third time, and presented by Assembly Member Niello.

Bill passed by the following vote:

AYES—78

Aghazarian	Dymally	Laird	Richman
Arambula	Emmerson	Leno	Ridley-Thomas
Baca	Evans	Leslie	Runner
Bass	Frommer	Levine	Ruskin
Benoit	Garcia	Lieber	Saldaña
Berg	Goldberg	Liu	Salinas
Bermúdez	Hancock	Matthews	Spitzer
Blakeslee	Harman	Maze	Strickland
Bogh	Haynes	McCarthy	Torrico
Calderon	Horton, Jerome	Montañez	Tran
Canciamilla	Horton, Shirley	Mountjoy	Umberg
Chan	Houston	Nakanishi	Vargas
Chavez	Huff	Nation	Villines
Chu	Jones	Nava	Walters
Cogdill	Karnette	Negrete McLeod	Wolk
Cohn	Keene	Niello	Wyland
Coto	Klehs	Oropeza	Yee
Daucher	Koretz	Parra	Mr. Speaker
De La Torre	La Malfa	Pavley	
DeVore	La Suer	Plescia	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1102 (Hollingsworth)—An act to amend Section 8690.6 of the Government Code, relating to emergencies, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member La Suer.

Bill passed by the following vote:

AYES—78

Aghazarian	Emmerson	Leno	Richman
Arambula	Evans	Leslie	Ridley-Thomas
Baca	Frommer	Levine	Runner
Bass	Garcia	Lieber	Ruskin
Benoit	Goldberg	Liu	Saldaña
Berg	Hancock	Matthews	Salinas
Bermúdez	Harman	Maze	Spitzer
Blakeslee	Haynes	McCarthy	Strickland
Bogh	Horton, Jerome	Montañez	Torrico
Calderon	Horton, Shirley	Mountjoy	Tran
Canciamilla	Houston	Mullin	Umberg
Chan	Huff	Nakanishi	Vargas
Chavez	Jones	Nation	Villines
Chu	Karnette	Nava	Walters
Cogdill	Keene	Negrete McLeod	Wolk
Cohn	Klehs	Niello	Wyland
Coto	Koretz	Oropeza	Yee
Daucher	La Malfa	Parra	Mr. Speaker
DeVore	La Suer	Pavley	
Dymally	Laird	Plescia	

NOES—None

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 399**

At 9:36 p.m., on motion of Assembly Member Benoit, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 399 passed by the following vote:

AYES—43

Arambula	Dymally	Leno	Pavley
Baca	Evans	Levine	Ridley-Thomas
Bass	Frommer	Lieber	Ruskin
Berg	Goldberg	Liu	Saldaña
Bermúdez	Hancock	Matthews	Salinas
Chan	Horton, Jerome	Montañez	Torrico
Chavez	Jones	Mullin	Umberg
Chu	Karnette	Nation	Wolk
Cohn	Klehs	Nava	Yee
Coto	Koretz	Negrete McLeod	Mr. Speaker
De La Torre	Laird	Oropeza	

NOES—34

Aghazarian	Emmerson	La Suer	Runner
Benoit	Garcia	Leslie	Spitzer
Blakeslee	Harman	McCarthy	Strickland
Bogh	Haynes	Mountjoy	Tran
Calderon	Horton, Shirley	Nakanishi	Villines
Canciamilla	Houston	Niello	Walters
Cogdill	Huff	Parra	Wyland
Daucher	Keene	Plescia	
DeVore	La Malfa	Richman	

Bill ordered transmitted to the Senate.

ASSEMBLY RULE 69(b) SUSPENDED

Assembly Member Frommer was granted unanimous consent that Assembly Rule 69(b) be suspended to permit consideration of proposed amendments to Senate Bill No. 281.

CONSIDERATION OF SENATE BILL NO. 281 BY UNANIMOUS CONSENT

Assembly Member Villines was granted unanimous consent to suspend Assembly Rule 69(b) to permit consideration of Senate Bill No. 281, for purpose of amendment.

SENATE BILL NO. 281 (Maldonado)—An act to add Article 11.5 (commencing with Section 49565) to Chapter 9 of Part 27 of the Education Code, relating to pupil nutrition, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Villines moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—68

Aghazarian	Emmerson	Leslie	Richman
Arambula	Evans	Levine	Ridley-Thomas
Baca	Frommer	Matthews	Runner
Benoit	Garcia	Maze	Saldaña
Berg	Harman	McCarthy	Salinas
Bermúdez	Haynes	Montañez	Spitzer
Blakeslee	Horton, Jerome	Mountjoy	Strickland
Bogh	Horton, Shirley	Mullin	Torrico
Calderon	Houston	Nakanishi	Tran
Canciamilla	Huff	Nation	Umberg
Chavez	Jones	Nava	Vargas
Cogdill	Keene	Negrete McLeod	Villines
Cohn	Koretz	Niello	Walters
Coto	La Malfa	Oropeza	Wolk
Daucher	La Suer	Parra	Wyland
De La Torre	Laird	Pavley	Yee
DeVore	Leno	Plescia	Mr. Speaker

NOES—3

Dymally	Goldberg	Hancock
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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. 281 to the Committee on Agriculture.

JOINT RULE 62(a) WAIVED

Assembly Member Frommer was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bills Nos. 455 and 281 for hearing in the Committee on Agriculture, today, off the Floor.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 674 (Perata)—An act relating to the Oakland Army Base, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Chan.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—79

Aghazarian	Dymally	Laird	Plescica
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	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—79

Aghazarian	Dymally	Laird	Plescica
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	

NOES—None

Bill ordered transmitted to the Senate.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Matthews announced that the Committee on Agriculture would meet immediately, in the Tom Bane Rules Committee Room.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 60 (Cedillo)—An act to amend, repeal, and add Section 12801.5 of, to add Sections 1653.6 and 12801.1 to, to add and repeal Section 12801.9 of, and to repeal Section 14610.7 of, the Vehicle Code, relating to vehicles.

Bill read third time, and presented by Assembly Member Coto.

**At 9:53 p.m., Assistant Speaker pro Tempore Sally Lieber,
22nd District, presiding**

Assembly Rule 112 Suspended

Assembly Member Benoit was granted unanimous consent that Assembly Rule 112 be suspended to permit him to read a paper on the Floor of the Assembly.

Point of Order

Assembly Member Frommer arose to the following point of order:

Assembly Member Mountjoy is not limiting his comments to the merits of the bill before the House.

Ruling by Assistant Speaker pro Tempore Lieber

The Assistant Speaker pro Tempore ruled the point of order was well-taken.

Motion to Appeal from the Decision of the Chair

Assembly Member Mountjoy moved to appeal from the decision of the Chair.

Assembly Member Benoit seconded the motion.

The question being: Shall the decision of the Chair be overruled?

The roll was opened and the decision of the Chair sustained by the following vote:

AYES—29

Aghazarian	Harman	Leslie	Runner
Benoit	Haynes	Maze	Strickland
Bogh	Horton, Shirley	McCarthy	Villines
Cogdill	Houston	Mountjoy	Walters
Daucher	Huff	Nakanishi	Wyland
DeVore	Keene	Niello	
Emmerson	La Malfa	Plescia	
Garcia	La Suer	Richman	

NOES—42

Arambula	De La Torre	Levine	Ruskin
Baca	Dymally	Lieber	Saldaña
Bass	Evans	Liu	Salinas
Berg	Frommer	Matthews	Torrico
Bermúdez	Goldberg	Montañez	Umberg
Calderon	Hancock	Nation	Vargas
Chan	Horton, Jerome	Nava	Wolk
Chavez	Jones	Negrete McLeod	Yee
Chu	Koretz	Oropeza	Mr. Speaker
Cohn	Laird	Pavley	
Coto	Leno	Ridley-Thomas	

Further Consideration of Senate Bill No. 60

At 10:43 p.m., Speaker pro Tempore Leland Y. Yee, 12th District, presiding

Point of Order

Assembly Member Bogh arose to the following point of order:

Assembly Member Torrico is not speaking to the merits of the bill before the House.

Ruling by Speaker pro Tempore Yee

The Speaker pro Tempore ruled the point of order well-taken.

ASSEMBLY RULE 112 SUSPENDED

Assembly Speaker Núñez was granted unanimous consent that Assembly Rule 112 be suspended to permit him to read a paper on the Floor of the Assembly.

Further Consideration of Senate Bill No. 60

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Mountjoy moved a call of the Assembly.

Motion carried. Time, 11:20 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ACTION RESCINDED ON ASSEMBLY BILL NO. 1098

Assembly Member Frommer was granted unanimous consent to rescind the action whereby the Assembly, earlier today (Assembly Journal, page 3437), re-referred Assembly Bill No. 1098 to the Committee on Housing and Community Development pursuant to Assembly Rule 77.2.

SUSPEND JOINT RULE 62(a)

Assembly Member Frommer was granted unanimous consent that Joint Rule 62(a) be suspended for the purpose of permitting the following committees to notice hearing of the following bills, pending re-referral to the committee:

Committee on Business and Professions, to hear Assembly Bill No. 302 on Thursday, September 8, 2005, at 9 a.m. in the Tom Bane Rules Committee Room;

Committee on Natural Resources, to hear Assembly Bills Nos. 1170 and 715 on Thursday, September 8, 2005, at 9 a.m., in Room 447.

BILLS PLACED ON INACTIVE FILE

The following bills were placed upon the inactive file:

Senate Bills Nos. 815, 677, 92, and 230, on request of Assembly Member Frommer.

CONSIDERATION OF DAILY FILE (RESUMED)**UNFINISHED BUSINESS (RESUMED)****MOTION TO RECONSIDER BILLS CONTINUED**

By unanimous consent, the motion to reconsider the vote on Assembly Bills Nos. 6 and 441, Senate Bills Nos. 607 and 51, and Senate Joint Resolution No. 10 were continued until the next legislative day.

ANNOUNCEMENTS

Speaker pro Tempore Yee announced the following session schedule:
Thursday, September 8, 2005, Floor Session, 10 a.m.

ADJOURN IN MEMORY

Assembly Members Bogh and Benoit were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of John Schrom, of Banning.

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 Helen Graham, of Long Beach.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 405**

At 11:22 p.m., on motion of Assembly Member Montañez, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly concurred in Senate amendments to Assembly Bill No. 405 by the following vote:

AYES—44

Arambula	De La Torre	Koretz	Parra
Baca	Dymally	Laird	Pavley
Bass	Evans	Leno	Ridley-Thomas
Berg	Frommer	Levine	Ruskin
Bermúdez	Goldberg	Lieber	Saldaña
Bogh	Hancock	Liu	Salinas
Chan	Horton, Jerome	Montañez	Torrico
Chavez	Horton, Shirley	Mullin	Vargas
Chu	Jones	Nation	Wolk
Cohn	Karnette	Nava	Yee
Coto	Klehs	Oropeza	Mr. Speaker

NOES—31

Aghazarian	Harman	Matthews	Runner
Benoit	Haynes	Maze	Spitzer
Blakeslee	Houston	McCarthy	Strickland
Cogdill	Huff	Nakanishi	Tran
Daucher	Keene	Negrete McLeod	Villines
DeVore	La Malfa	Niello	Walters
Emmerson	La Suer	Plescia	Wyland
Garcia	Leslie	Richman	

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 405: Assembly Member Negrete McLeod, from "Aye" to "No".

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 109**

At 11:23 p.m., on motion of Assembly Member Nava, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 109 refused passage by the following vote:

AYES—32

Arambula	Evans	Leno	Pavley
Bass	Frommer	Levine	Ridley-Thomas
Berg	Goldberg	Lieber	Ruskin
Bermúdez	Hancock	Liu	Saldaña
Chan	Jones	Montañez	Salinas
Chu	Klehs	Mullin	Umberg
De La Torre	Koretz	Nation	Yee
Dymally	Laird	Nava	Mr. Speaker

NOES—39

Aghazarian	Daucher	La Malfa	Parra
Baca	DeVore	La Suer	Plescia
Benoit	Emmerson	Leslie	Runner
Blakeslee	Garcia	Matthews	Strickland
Bogh	Harman	Maze	Torrico
Calderon	Haynes	McCarthy	Tran
Canciamilla	Horton, Shirley	Mountjoy	Villines
Chavez	Houston	Nakanishi	Walters
Cogdill	Huff	Negrete McLeod	Wyland
Coto	Keene	Niello	

**Motion to Reconsider Senate Bill No. 109
on Next Legislative Day**

Assembly Member Frommer moved to reconsider on the next legislative day the vote whereby Senate Bill No. 109 was this day refused passage.

Senate Bill No. 109 ordered to the unfinished business file.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 60**

At 11:23 p.m., on motion of Assembly Member Mountjoy, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 60 passed by the following vote:

AYES—41

Arambula	De La Torre	Levine	Ruskin
Baca	Dymally	Lieber	Saldaña
Bass	Evans	Liu	Salinas
Berg	Goldberg	Montañez	Torrico
Bermúdez	Hancock	Mullin	Vargas
Calderon	Horton, Jerome	Nation	Wolk
Chan	Jones	Negrete McLeod	Yee
Chavez	Klehs	Oropeza	Mr. Speaker
Chu	Koretz	Parra	
Cohn	Laird	Pavley	
Coto	Leno	Ridley-Thomas	

NOES—34

Aghazarian	Garcia	Leslie	Runner
Benoit	Harman	Matthews	Spitzer
Blakeslee	Haynes	Maze	Strickland
Bogh	Horton, Shirley	McCarthy	Tran
Canciamilla	Houston	Mountjoy	Villines
Cogdill	Huff	Nakanishi	Walters
Daucher	Keene	Niello	Wyland
DeVore	La Malfa	Plescia	
Emmerson	La Suer	Richman	

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 60: Assembly Member Frommer, from “Aye” to “Not Voting”.

Bill ordered transmitted to the Senate.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committees were permitted to meet:

Water, Parks and Wildlife, on Wednesday, September 7, 2005, upon call of the Chair;

Business and Professions, on Thursday, September 8, 2005, upon call of the Chair;

Natural Resources, on Thursday, September 8, 2005, upon call of the Chair;

Housing and Community Development, on Thursday, September 8, 2005, at 9 a.m., in Room 126.

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. 65 and Urgency: Bermúdez, Blakeslee, Chavez, De La Torre, Evans, Houston, Keene, Koretz, La Malfa, Lieber, Matthews, Montañez, Mountjoy, Oropeza, Parra, Plescia, Ridley-Thomas, Strickland, Tran, Umberg, and Wyland—Aye.

Senate Bill No. 67 and Urgency: Bass, Bermúdez, Chavez, De La Torre, Evans, Keene, Koretz, Matthews, Mountjoy, Oropeza, Parra, Plescia, Ridley-Thomas, Strickland, Tran, and Umberg—Aye.

Senate Bill No. 73 and Urgency: Bermúdez, Chavez, De La Torre, Evans, Keene, Lieber, Matthews, Oropeza, Parra, Plescia, Strickland, Tran, Umberg, Villines, and Wyland—Aye; Walters—No.

Senate Bill No. 70: Chavez, De La Torre, Evans, Hancock, Keene, Lieber, Nation, Oropeza, Parra, Plescia, Strickland, and Umberg—Aye.

Frommer Motion to Suspend the Rules: Chavez, De La Torre, Evans, Oropeza, Parra, and Umberg—Aye; Keene, Plescia, and Strickland—No.

Senate Bill No. 72: Canciamilla, Daucher, Evans, Oropeza, Parra, Ridley-Thomas, and Yee—Aye; Blakeslee, Garcia, Keene, Plescia, Strickland, and Wyland—No.

Assembly Bill No. 740, Urgency and Concurrence: Evans, Keene, Oropeza, Plescia, Spitzer, and Strickland—Aye.

Assembly Bill No. 77, Concurrence: Aghazarian, Evans, Houston, Lieber, Nava, Oropeza, Plescia, Spitzer, Strickland, Tran, Umberg, and Wyland—Aye; Bogh, Keene, and Walters—No.

Assembly Bill No. 153, Concurrence: Emmerson, Evans, Keene, Lieber, Mountjoy, Oropeza, Plescia, and Strickland—Aye; Haynes, Walters, and Wyland—No.

Assembly Bill No. 168, Concurrence: Jones, Koretz, Mullin, Nava, and Oropeza—Aye; Daucher, Keene, Mountjoy, Plescia, Richman, Strickland, and Wyland—No.

Assembly Bill No. 178, Concurrence: Blakeslee, Oropeza, and Umberg—Aye; Bogh and Strickland—No.

Assembly Bill No. 193, Concurrence: Niello, Oropeza, Parra, Spitzer, and Strickland—Aye.

Assembly Bill No. 306, Concurrence: Haynes, Klehs, Negrete McLeod, Niello, Oropeza, Parra, Plescia, Strickland, and Wolk—Aye.

Assembly Bill No. 414, Concurrence: Montañez, Negrete McLeod, Oropeza, and Parra—Aye; Garcia, Shirley Horton, Keene, Niello, Spitzer, Strickland, and Tran—No.

Assembly Bill No. 490, Concurrence: Negrete McLeod and Oropeza—Aye; Daucher, Emmerson, Niello, Strickland, and Villines—No.

Assembly Bill No. 502, Concurrence: Bass, DeVore, Jerome Horton, Laird, Lieber, Mountjoy, Niello, Oropeza, Torrico, Umberg, and Villines—Aye; La Malfa, Parra, Plescia, Strickland, and Wyland—No.

Assembly Bill No. 330, Concurrence: Koretz, Lieber, Negrete McLeod, Oropeza, and Umberg—Aye; Plescia and Strickland—No.

Assembly Bill No. 524, Concurrence: Baca, Koretz, Lieber, Negrete McLeod, Oropeza, and Umberg—Aye; Bogh, DeVore, Garcia, Haynes, La Malfa, Plescia, and Strickland—No.

Assembly Bill No. 664, Concurrence: Daucher, Lieber, Negrete McLeod, Oropeza, Richman, and Umberg—Aye; Bogh, Garcia, La Suer, Nakanishi, Plescia, and Strickland—No.

Assembly Bill No. 712, Concurrence: Bermúdez, Garcia, Karnette, Keene, Lieber, Oropeza, Richman, Salinas, Strickland, Umberg, and Villines—Aye; La Malfa and La Suer—No.

Assembly Bill No. 748, Concurrence: Lieber, Oropeza, and Umber—Aye; Haynes and Strickland—No.

Assembly Bill No. 879, Concurrence: De La Torre, Lieber, Oropeza, and Umberg—Aye; Nakanishi and Strickland—No.

Assembly Bill No. 920, Concurrence: Lieber, Oropeza, Strickland, and Umberg—Aye.

Assembly Bill No. 967, Concurrence: Lieber, Oropeza, Strickland, and Umberg—Aye; Daucher and Niello—No.

Assembly Bill No. 979, Concurrence: Goldberg, Karnette, Klehs, La Malfa, Lieber, Oropeza, Spitzer, Strickland, and Umberg—Aye.

Assembly Bill No. 1078, Concurrence: Mullin, Oropeza, Spitzer, and Strickland—Aye.

Assembly Bill No. 1132, Concurrence: Calderon, Frommer, Shirley Horton, and Mullin—Aye; Canciamilla, Haynes, Houston, Mountjoy, Nakanishi, Niello, Strickland, and Villines—No.

Assembly Bill No. 1065, Concurrence: Aghazarian, Blakeslee, Calderon, Canciamilla, Garcia, Goldberg, Hancock, Houston, Huff, Keene, La Malfa, Lieber, Mountjoy, Nakanishi, Negrete McLeod, Spitzer, Umberg, and Villines—Aye; Haynes and Strickland—No.

Assembly Bill No. 1081, Concurrence: Calderon, Canciamilla, Goldberg, and Lieber—Aye; Aghazarian, Blakeslee, Houston, Huff, Keene, Mountjoy, Strickland, Umberg, and Villines—No.

Assembly Bill No. 1342, Concurrence: Aghazarian, Blakeslee, Calderon, Canciamilla, Frommer, Houston, Huff, Keene, Lieber, Spitzer, Strickland, and Umberg—Aye.

Assembly Bill No. 1609, Concurrence: Blakeslee, Emerson, Hancock, Houston, Huff, Lieber, Spitzer, Strickland, and Umberg—Aye.

Assembly Bill No. 47, Concurrence: Bogh, Laird, and Spitzer—Aye; Aghazarian, Blakeslee, Emerson, Garcia, Harman, Houston, Huff, Keene, Mountjoy, Strickland, Villines, and Wyland—No.

Assembly Bill No. 55, Concurrence: Spitzer, Strickland, and Wyland—Aye.

Assembly Bill No. 76, Concurrence: Baca, Lieber, and Umberg—Aye; Garcia, Spitzer, Strickland, and Villines—No.

Assembly Bill No. 276, Concurrence: Hancock, Lieber, Maze, Spitzer, and Strickland—Aye.

Assembly Bill No. 383, Concurrence: Frommer, Garcia, Houston, Huff, Lieber, and Umberg—Aye; Spitzer, Strickland, and Villines—No.

Assembly Bill No. 388, Concurrence: Lieber, Parra, and Umberg—Aye; Daucher, Houston, Spitzer, Strickland, and Villines—No.

Assembly Bill No. 430, Concurrence: Bass, Blakeslee, Cohn, Lieber, Parra, Spitzer, Strickland, and Umberg—Aye.

Assembly Bill No. 535, Concurrence: Aghazarian, Bass, Blakeslee, Cohn, Frommer, Houston, Niello, Parra, and Spitzer—Aye; Emmerson, Harman, Keene, Plescia, Strickland, and Villines—No.

Assembly Bill No. 749, Concurrence: Bass, Canciamilla, Cohn, Frommer, and Parra—Aye; Blakeslee, Emmerson, and Strickland—No.

Assembly Bill No. 760, Concurrence: Blakeslee, Garcia, Houston, Laird, Negrete McLeod, Parra, Strickland, and Wyland—Aye.

Assembly Bill No. 783, Concurrence: Bass, Cohn, Frommer, Montañez, Parra, Ridley-Thomas, Ruskin, and Strickland—Aye.

Assembly Bill No. 1241, Concurrence: Cohn, De La Torre, Frommer, Montañez, and Parra—Aye; Blakeslee, Daucher, Mountjoy, Spitzer, and Strickland—No.

Assembly Bill No. 1406, Concurrence: Blakeslee, De La Torre, Evans, Garcia, Hancock, Shirley Horton, Parra, and Torrico—Aye; Bogh, Houston, Huff, Strickland, and Villines—No.

Assembly Bill No. 1459, Concurrence: Blakeslee, De La Torre, Frommer, Karnette, Klehs, Parra, and Ridley-Thomas—Aye; Bogh, Garcia, Plescia, and Strickland—No.

Assembly Bill No. 1471, Concurrence: Bogh, Daucher, De La Torre, Frommer, Goldberg, Karnette, Klehs, Mullin, Niello, Parra, Plescia, Ridley-Thomas, and Wyland—Aye; Strickland—No.

Assembly Bill No. 1663, Concurrence: Baca, De La Torre, Karnette, Klehs, and Parra—Aye; Blakeslee, Bogh, Huff, Mountjoy, Plescia, and Strickland—No.

Assembly Bill No. 1674, Concurrence: Chu, De La Torre, Frommer, Haynes, Karnette, Klehs, La Malfa, Mountjoy, Nakanishi, Nava, Plescia, Ridley-Thomas, Strickland, and Umberg—Aye.

Assembly Bill No. 1764, Urgency and Concurrence: Baca, De La Torre, Houston, Karnette, Klehs, Plescia, and Strickland—Aye; Walters—No.

Assembly Bill No. 1272, Concurrence: Canciamilla, Chu, Frommer, Klehs, Montañez, Nava, Ridley-Thomas, Runner, Strickland, Umberg, and Wolk—Aye.

Assembly Bill No. 1328, Frommer Motion to Suspend Rules: Bermúdez, De La Torre, Parra, Richman, and Salinas—Aye; Haynes, La Malfa, La Suer, Nakanishi, Plescia, Spitzer, Strickland, Villines, and Walters—No.

Assembly Bill No. 113, Concurrence: Arambula, Bermúdez, Bogh, Calderon, Canciamilla, De La Torre, Garcia, Haynes, Leno, Levine, Mountjoy, Parra, Plescia, Strickland, and Torrico—Aye.

Assembly Bill No. 360, Urgency and Concurrence: Bermúdez, Bogh, De La Torre, Garcia, Mountjoy, Parra, Plescia, Strickland, and Umberg—Aye; Haynes—No.

Assembly Bill No. 420, Concurrence: Bermúdez, Blakeslee, Bogh, Haynes, Levine, Mountjoy, Niello, Parra, Plescia, Strickland, and Torrico—Aye; Wyland—No.

Assembly Bill No. 1747, Concurrence: Torrico—Aye; Daucher, Keene, and Strickland—No.

Assembly Bill No. 550, Concurrence: Bermúdez, Matthews, Parra, Plescia, Torrico, and Wolk—Aye; Mountjoy and Villines—No.

Assembly Bill No. 624, Concurrence: Bermúdez, Calderon, Jerome Horton, Shirley Horton, Lieber, Matthews, Mullin, Nakanishi, Parra, and Umberg—Aye; Bogh, Mountjoy, Plescia, Spitzer, and Strickland—No.

Assembly Bill No. 672, Concurrence: Bermúdez, Bogh, Calderon, Canciamilla, Haynes, Houston, Levine, Lieber, Mullin, Parra, Plescia, Spitzer, Strickland, Umberg, and Vargas—Aye; Blakeslee, La Malfa, and Mountjoy—No.

Assembly Bill No. 682, Concurrence: Bermúdez, Bogh, Haynes, Levine, Lieber, Mountjoy, Mullin, Parra, Plescia, Strickland, Umberg, and Wolk—Aye.

Assembly Bill No. 78, Concurrence: Bermúdez, Calderon, Canciamilla, and Parra—Aye; Bogh, Garcia, Haynes, Keene, Plescia, and Strickland—No.

Assembly Bill No. 728, Concurrence: Bermúdez, Bogh, Garcia, Mountjoy, Parra, Plescia, Spitzer, Strickland, Umberg, and Villines—Aye; Haynes—No.

Assembly Bill No. 1057, Concurrence: Levine, Parra, Strickland, and Umberg—Aye; Bogh, Daucher, Mountjoy, and Plescia—No.

Assembly Bill No. 1610, Concurrence: Bogh, Daucher, Frommer, Parra, Plescia, Strickland, and Umberg—Aye; Haynes—No.

Assembly Bill No. 133, Concurrence and Urgency: Bogh, Calderon, Canciamilla, Haynes, Koretz, Levine, Matthews, Mountjoy, Parra, Plescia, Strickland, and Umberg—Aye.

Assembly Bill No. 446, Concurrence: Calderon, Canciamilla, Jerome Horton, Parra, and Umberg—Aye; Bogh, Garcia, Mountjoy, Plescia, Strickland, Tran, and Wyland—No.

Assembly Bill No. 482, Concurrence: Calderon, Canciamilla, Jerome Horton, Levine, Mullin, Parra, and Umberg—Aye; Bogh, Mountjoy, Plescia, Spitzer, Strickland, and Wyland—No.

Assembly Bill No. 529, Concurrence: Calderon, Canciamilla, Mullin, Nava, Parra, and Umberg—Aye; Bogh, Garcia, Mountjoy, Plescia, Spitzer, Strickland, and Wyland—No.

Assembly Bill No. 585, Urgency and Concurrence: Bogh, Daucher, DeVore, Emmerson, Garcia, Levine, Mountjoy, Mullin, Parra, Plescia, Strickland, Umberg, and Wyland—Aye; Haynes—No.

Assembly Bill No. 769, Concurrence: Bogh, Garcia, Oropeza, Parra, Plescia, Strickland, Umberg, and Wyland—Aye; Haynes—No.

Assembly Bill No. 1183, Concurrence: Bass, Levine, and Umberg—Aye; Benoit, Bogh, Daucher, Garcia, Plescia, Spitzer, and Strickland—No.

Assembly Bill No. 1221, Concurrence: Bermúdez, Bogh, Dymally, Emmerson, Frommer, Garcia, Shirley Horton, Keene, McCarthy, Montañez, Parra, Ridley-Thomas, and Umberg—Aye; Haynes, Huff, Plescia, and Strickland—No.

Assembly Bill No. 1233, Concurrence: Bermúdez, Bogh, Emmerson, Garcia, Levine, Parra, Plescia, Strickland, and Torrico—Aye; Haynes—No.

Assembly Bill No. 1285, Concurrence: Bermúdez, Garcia, and Parra—Aye; Blakeslee, Daucher, Plescia, and Spitzer—No.

Assembly Bill No. 1311, Concurrence: Mullin, Negrete McLeod, Plescia, and Umberg—Aye; Haynes, Shirley Horton, and Strickland—No.

Assembly Bill No. 1317, Concurrence: Aghazarian, Plescia, and Strickland—Aye; Haynes—No.

Assembly Bill No. 1496, Concurrence: Houston, La Malfa, Maze, Plescia, and Strickland—Aye; Haynes—No.

Assembly Bill No. 1586, Concurrence: Frommer—Aye; Daucher, Garcia, Haynes, Leslie, Nakanishi, Plescia, Strickland, and Umberg—No.

Assembly Bill No. 1288, Concurrence: Haynes, Plescia, and Strickland—Aye.

Assembly Bill No. 164, Concurrence: De La Torre, Haynes, Plescia, and Strickland—Aye.

Assembly Bill No. 354, Concurrence: Haynes, Montañez, Parra, Plescia, and Strickland—Aye.

Assembly Bill No. 772, Concurrence: Evans, Garcia, Parra, and Umberg—Aye; Bogh, Haynes, Mountjoy, Nakanishi, Plescia, and Strickland—No.

Assembly Bill No. 817, Concurrence: Bogh, Hancock, Haynes, Montañez, Mountjoy, Mullin, Nava, Parra, Strickland, and Wolk—Aye.

Assembly Bill No. 826, Concurrence: Bogh, Strickland, and Wyland—Aye; Haynes—No.

Assembly Bill No. 889, Concurrence: Chu, Montañez, and Oropeza—Aye; Haynes, La Malfa, and Strickland—No.

Assembly Bill No. 985, Concurrence: Bogh and Salinas—Aye; Garcia, Haynes, La Malfa, Nakanishi, Niello, Plescia, Spitzer, and Strickland—No.

Assembly Bill No. 1007, Concurrence: Blakeslee, Daucher, Parra, and Salinas—Aye; Harman, Plescia, and Strickland—No.

Assembly Bill No. 1043, Concurrence: Blakeslee, Lieber, Plescia, Strickland, and Umberg—Aye.

Assembly Bill No. 1060, Concurrence: Negrete McLeod—Aye; Daucher, Shirley Horton, Plescia, Spitzer, and Strickland—No.

Assembly Bill No. 1067, Concurrence: Jones, Koretz, Mullin, Plescia, and Strickland—Aye; Haynes and Walters—No.

Assembly Bill No. 1150, Concurrence: Frommer, Goldberg, Haynes, Montañez, Oropeza, Plescia, Saldaña, and Walters—Aye.

Assembly Bill No. 1194, Concurrence: Lieber, McCarthy, Montañez, and Runner—Aye; Keene, La Malfa, Plescia, Strickland, Villines, and Walters—No.

Assembly Bill No. 1227, Concurrence: Aghazarian, Bogh, Daucher, Frommer, Garcia, Goldberg, Hancock, Shirley Horton, Oropeza, Plescia, and Strickland—Aye; Keene, McCarthy, Villines, and Walters—No.

Assembly Bill No. 1230, Concurrence: Goldberg, Hancock, Lieber, Matthews, and Strickland—Aye; Nakanishi and Walters—No.

Assembly Bill No. 1261, Concurrence: Blakeslee, Garcia, Goldberg, Hancock, La Suer, Levine, Oropeza, Strickland, and Torrico—No.

Assembly Bill No. 1338, Concurrence: Bogh, Canciamilla, Garcia, Shirley Horton, and Nation—Aye; Daucher, Strickland, and Villines—No.

Assembly Bill No. 1384, Concurrence: Bass, Bogh, Frommer, Garcia, Shirley Horton, McCarthy, and Oropeza—Aye; Strickland and Villines—No.

Assembly Bill No. 1415, Concurrence: Daucher, Garcia, Levine, Richman, and Strickland—Aye; Bogh, La Suer, and Villines—No.

Assembly Bill No. 1435, Concurrence: Bogh, Frommer, Garcia, Levine, Spitzer, and Torrico—Aye; Strickland and Villines—No.

Assembly Bill No. 1622, Concurrence: Bogh, Canciamilla, Frommer, Garcia, Goldberg, and Hancock—Aye; Shirley Horton, Richman, Strickland, and Villines—No.

Assembly Bill No. 1742, Concurrence: Bogh, Goldberg, Hancock, Haynes, Oropeza, Strickland, and Wolk—Aye.

Assembly Bill No. 1760, Concurrence: Bogh, Goldberg, Jerome Horton, Mountjoy, Nakanishi, and Villines—Aye; Niello, Strickland, and Wyland—No.

Assembly Concurrent Resolution No. 24, Concurrence: Niello—Aye; Bogh, Houston, Keene, Plescia, Strickland, and Villines—No.

Assembly Bill No. 163, Concurrence: Aghazarian, Blakeslee, Bogh, DeVore, Harman, Keene, McCarthy, Parra, Richman, Runner, Strickland and Villines—Aye; Emmerson, Mountjoy, and Plescia—No.

Assembly Bill No. 462, Concurrence: Bogh, Koretz, Parra, Ruskin, and Strickland—Aye; Nation—No.

Assembly Bill No. 519, Concurrence: Bogh, Parra, and Strickland—Aye.

Assembly Bill No. 550, Concurrence: Emmerson, La Suer, Laird, Levine, Maze, Mountjoy, Nakanishi, Parra, Strickland, Torrico, and Wyland—Aye; La Malfa and Walters—No.

Assembly Bill No. 574, Concurrence: La Suer, Levine, Mountjoy, Spitzer, Strickland, and Torrico—Aye.

Assembly Bill No. 698, Concurrence: Aghazarian, Bogh, Garcia, Levine, Montañez, Mountjoy, Mullin, Oropeza, Plescia, Strickland, and Torrico—Aye; Shirley Horton, Houston, Keene, Villines, and Wyland—No.

Assembly Bill No. 754, Concurrence: Baca, Daucher, Shirley Horton, Levine, Richman, and Torrico—Aye; Garcia, Plescia, Strickland, Umberg, and Villines—No.

Assembly Bill No. 1412, Concurrence: Garcia, Levine, and Spitzer—Aye; Emmerson, Houston, Mountjoy, Plescia, Strickland, and Villines—No.

Assembly Bill No. 1542, Concurrence: Bass, De La Torre, Frommer, Goldberg, La Suer, Leno, Nakanishi, Nava, Niello, Plescia, Ridley-Thomas, Spitzer, Strickland, and Wyland—Aye.

Assembly Bill No. 1566, Concurrence: La Suer, Nava, Plescia, and Strickland—Aye.

Assembly Bill No. 1392, Concurrence: Levine, Nava, and Torrico—Aye; Emmerson, Garcia, Plescia, Spitzer, Strickland, and Villines—No.

Assembly Bill No. 115, Concurrence: Nava, Oropeza, and Wolk—Aye; Aghazarian, Garcia, Keene, McCarthy, Plescia, Spitzer, Strickland, and Villines—No.

Assembly Bill No. 892, Concurrence: Levine, Mullin, Nava, Negrete McLeod, Parra, Strickland, and Torrico—Aye.

Assembly Bill No. 443, Concurrence: Levine, Mullin, Parra, and Torrico—Aye; Strickland—No.

Assembly Bill No. 451, Concurrence: Jerome Horton, Levine, Liu, Matthews, McCarthy, Plescia, Torrico, Umberg, Villines, and Wolk—Aye; Strickland—No.

Assembly Bill No. 1116, Concurrence: Chu, La Suer, Levine, Mountjoy, Plescia, Strickland, Torrico, and Walters—Aye.

Assembly Bill No. 1366, Concurrence: Chu, Cohn, La Suer, Levine, and Strickland—Aye.

Assembly Bill No. 1378, Concurrence: Cohn, Garcia, Mullin, and Ridley-Thomas—Aye; Blakeslee, McCarthy, Plescia, Runner, Spitzer, and Strickland—No.

Assembly Bill No. 609, Concurrence: Canciamilla—Aye; Shirley Horton, Houston, Mountjoy, Spitzer, and Strickland—No.

Assembly Bill No. 478, Concurrence: Garcia, Harman, Houston, Jones, and Koretz—Aye; Mountjoy, Plescia, Spitzer, Strickland, and Villines—No.

Senate Bill No. 644: Calderon, Canciamilla, De La Torre, and Garcia—Aye; Emmerson—No.

Senate Bill No. 37: De La Torre, Houston, McCarthy, Parra, and Runner—Aye; Plescia—No.

Senate Bill No. 8: Canciamilla, Chavez, De La Torre, Oropeza, Plescia, Runner, and Wyland—Aye; Emmerson and Mountjoy—No.

Senate Bill No. 23: De La Torre, Evans, Montañez, Nava, and Oropeza—Aye; Mountjoy, Plescia, and Villines—No.

Senate Bill No. 500: De La Torre, La Malfa, Mountjoy, Nakanishi, Negrete McLeod, Oropeza, Villines, and Wyland—Aye.

Senate Bill No. 820: Bermúdez, Canciamilla, Emmerson, Klehs, Tran, and Umberg—Aye; Houston, Mountjoy, and Wyland—No.

Senate Bill No. 798: Canciamilla, Cohn, De La Torre, Evans, Frommer, Houston, La Malfa, Oropeza, Pavley, Spitzer, Wolk, and Wyland—Aye.

Senate Bill No. 316: Canciamilla, Chu, De La Torre, Evans, Montañez, Mountjoy, Oropeza, and Spitzer—Aye.

Senate Bill No. 20: Canciamilla, Oropeza, Parra, and Pavley—Aye.

Senate Bill No. 159: Bogh, Oropeza, Parra, and Pavley—Aye.

Senate Bill No. 347: Arambula, Cohn, Garcia, Oropeza, and Strickland—Aye.

Senate Bill No. 1102: Arambula, Oropeza, Strickland, and Villines—Aye.

Senate Bill No. 399: Negrete McLeod—Aye; Canciamilla—No.

Senate Bill No. 281, Villines Amendments: Blakeslee, Leno, Nava, Oropeza, Pavley, Strickland, and Wolk—Aye.

Senate Bill No. 674 and Urgency: Chu, Mountjoy, Strickland, and Walters—Aye.

Assembly Bill No. 405, Concurrence: Bogh—Aye; Garcia, Haynes, and Plescia—No.

Senate Bill No. 109: Bermúdez—Aye; Negrete McLeod—No.

MOTION TO ADJOURN

At 11:25 p.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 11:26 p.m., Speaker pro Tempore Yee declared the quorum call of the Assembly dispensed with.

RESOLUTIONS

The following resolutions were offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 96—Saldana (Coauthors: Frommer, Goldberg, Nunez, Umberg, and Vargas). Relative to registered nurse volunteers for Hurricane Katrina disaster relief.

HOUSE RESOLUTION NO. 23—Frommer. Relative to Hurricane Katrina.

HOUSE RESOLUTION NO. 24—Nava, Blakeslee, Frommer, Garcia, Shirley Horton, Houston, Laird, Mullin, Niello, Nunez, Ridley-Thomas, Sharon Runner, Saldana, and Wyland. Relative to Hurricane Katrina.

REPORTS OF STANDING COMMITTEES

Committee on Agriculture

Date of Hearing: September 7, 2005

Mr. Speaker: Your Committee on Agriculture reports:

Senate Bill No. 281

With the recommendation: Do pass.

MATTHEWS, Chair

Above bill ordered to second reading.

Committee on Water, Parks and Wildlife

Date of Hearing: September 7, 2005

Mr. Speaker: Your Committee on Water, Parks and Wildlife reports:

Assembly Bill No. 7

With the recommendation: That the Senate amendments be concurred in.

WOLK, Chair

Above bill ordered to unfinished business.

Committee on Transportation

Date of Hearing: September 6, 2005

Mr. Speaker: Your Committee on Transportation reports:

Senate Bill No. 283

With amendments with the recommendation: Amend, and do pass, as amended.

OROPEZA, Chair

Above bill ordered to second reading.

Committee on Appropriations

Date of Hearing: September 7, 2005

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 580

With amendments with the recommendation: Amend, and do pass, as amended.

CHU, Chair

Above bill ordered to second reading.

Committee on Agriculture

Date of Hearing: September 7, 2005

Mr. Speaker: Your Committee on Agriculture reports:

Senate Bill No. 455

With amendments with the recommendation: Amend, and do pass, as amended.

MATTHEWS, Chair

Above bill ordered to second reading.

SECOND READING OF BILLS BY UNANIMOUS CONSENT

Pursuant to unanimous consent granted earlier this day the following bills were taken up without reference to file, for the purpose of second reading and the adoption of committee amendments, and the bills ordered returned to the second reading file for Thursday, September 8, 2005:

Second Reading of Senate Bills

SENATE BILL NO. 283—An act to add Section 97 to, and to add and repeal Section 97.5 of, the Streets and Highways Code, and to amend Section 35401 of, and to add Section 42010 to, the Vehicle Code, relating to transportation.

Bill read second time; amendments proposed by the Committee on Transportation read and adopted, bill ordered reprinted and to be returned to the second reading file.

SENATE BILL NO. 580—An act to amend Section 130311.5 of the Health and Safety Code, and to amend Sections 382.1 and 739.1 of the Public Utilities Code, relating to the utility low-income assistance programs.

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. 455—An act to amend Sections 12996.5, 12997.5, and 12999.5 of, and to add Section 12999.3 to the Food and Agricultural Code, relating to pest control.

Bill read second time; amendments proposed by the Committee on Agriculture read and adopted, bill ordered reprinted and to be returned to the second reading file.

MESSAGES FROM THE SENATE

Senate Chamber, September 7, 2005

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 823

And respectfully requests the Assembly to concur in said amendments.

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

Above bill ordered to unfinished business file.

Senate Chamber, September 7, 2005

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 104
Senate Bill No. 115
Senate Bill No. 358
Senate Bill No. 404
Senate Bill No. 584
Senate Bill No. 875

Senate Concurrent Resolution No. 11
Senate Concurrent Resolution No. 42
Senate Concurrent Resolution No. 49
Senate Concurrent Resolution No. 51
Senate Concurrent Resolution No. 56

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

Senate Chamber, September 7, 2005

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 518
Senate Bill No. 523
Senate Bill No. 565
Senate Bill No. 569
Senate Bill No. 576
Senate Bill No. 577
Senate Bill No. 610
Senate Bill No. 615
Senate Bill No. 640
Senate Bill No. 645
Senate Bill No. 657
Senate Bill No. 661
Senate Bill No. 670
Senate Bill No. 687
Senate Bill No. 707
Senate Bill No. 719
Senate Bill No. 720
Senate Bill No. 734

Senate Bill No. 735
Senate Bill No. 743
Senate Bill No. 792
Senate Bill No. 796
Senate Bill No. 802
Senate Bill No. 828
Senate Bill No. 851
Senate Bill No. 869
Senate Bill No. 874
Senate Bill No. 922
Senate Bill No. 1007
Senate Bill No. 1016
Senate Bill No. 1050
Senate Bill No. 1053
Senate Bill No. 1087
Senate Bill No. 1106
Senate Bill No. 1111

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

Senate Chamber, September 7, 2005

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 2
Senate Bill No. 18
Senate Bill No. 33
Senate Bill No. 35
Senate Bill No. 40
Senate Bill No. 57
Senate Bill No. 66
Senate Bill No. 78
Senate Bill No. 97
Senate Bill No. 102
Senate Bill No. 112
Senate Bill No. 150
Senate Bill No. 180
Senate Bill No. 188
Senate Bill No. 194
Senate Bill No. 198
Senate Bill No. 218
Senate Bill No. 228
Senate Bill No. 229
Senate Bill No. 232

Senate Bill No. 244
Senate Bill No. 248
Senate Bill No. 264
Senate Bill No. 266
Senate Bill No. 275
Senate Bill No. 302
Senate Bill No. 303
Senate Bill No. 310
Senate Bill No. 327
Senate Bill No. 352
Senate Bill No. 390
Senate Bill No. 402
Senate Bill No. 418
Senate Bill No. 422
Senate Bill No. 429
Senate Bill No. 430
Senate Bill No. 444
Senate Bill No. 469
Senate Bill No. 484
Senate Bill No. 512

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

Senate Chamber, September 7, 2005

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 491
Assembly Bill No. 721
Assembly Bill No. 726
Assembly Bill No. 791
Assembly Bill No. 795
Assembly Bill No. 953
Assembly Bill No. 962
Assembly Bill No. 964
Assembly Bill No. 1097

Assembly Bill No. 1136
Assembly Bill No. 1349
Assembly Bill No. 1480
Assembly Bill No. 1492
Assembly Bill No. 1565
Assembly Bill No. 1623
Assembly Bill No. 1721
Assembly Bill No. 1734

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.

INTRODUCTION OF GUESTS

Assembly Member Matthews, of the 17th Assembly District, introduced visitors from Peace Through Understanding, of Australia.

Assembly Member Umberg, of the 69th Assembly District, introduced former Assembly Speaker and current Mayor of Anaheim, Curt Pringle and Anaheim City Council Member Harry Sidhu.

Assembly Member Plescia, of the 75th Assembly District, introduced former Assembly Members Tony Strickland and Ken Maddox.

ADJOURNMENT

At 11:28 p.m., pursuant to the motion by Assembly Member Frommer, the Assembly adjourned until 10 a.m., Thursday, September 8, 2005, out of respect to the memory of John Schrom, on motion of Assembly Members Benoit and Bogh; and out of respect to the memory of Helen Graham, on motion of Assembly Member Karnette.

FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON SEPTEMBER 7, 2005

The following measures were amended in the Assembly on this day:

AB RN

590 0520141

SB RN

281 0520853

283 0520750

455 0520856

580 0520763

643 0520704

650 0520685

813 0520602

1026 0520717

1483 0520623

Daily Total: 10**Cumulative Total: 2784**

CALIFORNIA LEGISLATURE

2005–06 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, September 8, 2005

ONE HUNDRED TWENTY-FIRST SESSION DAY

TWO HUNDRED SEVENTY-SEVENTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

(Please Direct Any Inquiries and Report Any Omissions or Errors to
Sue Parker, Minute Clerk: Phone 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, September 8, 2005

The Assembly met at 10:20 a.m.

Hon. Leland Y. Yee, Speaker pro Tempore of the Assembly,
presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Neva Parker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Maze moved a quorum call of the Assembly.

Motion carried.

The Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

Quorum Present

At 10:38 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 Member Ridley-Thomas:

Spirit of the Living God, We invoke Your presence as we move through our deliberations today. We ask that You be mindful of each of us as we seek to do what is consistent with Your will. We ask that You remind us of our sense of honor, our sense of duty, our sense of purpose and cause us to interface with each other with the highest level of respect as we seek to serve those who have entrusted us to represent them. We ask these things with high regard for the leadership of our respective houses and the respective parties that come to this place to do the people's business. In Your name we pray.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Yee, Assembly Member Chan 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.

MESSAGES FROM THE SENATE

Senate Chamber, September 7, 2005

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 130

Assembly Bill No. 554

Assembly Bill No. 137

Assembly Bill No. 1646

Assembly Bill No. 390

Assembly Bill No. 1753

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, September 7, 2005

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 1756

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

Above bill ordered enrolled.

Senate Chamber, September 7, 2005

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Concurrent Resolution No. 70

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

Above resolution ordered enrolled.

Senate Chamber, September 7, 2005

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 403

Assembly Bill No. 1125

Assembly Bill No. 820

Assembly Bill No. 1531

Assembly Bill No. 1031

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.

RE-REFERENCE OF BILLS TO COMMITTEE PURSUANT TO ASSEMBLY RULE 77.2

Pursuant to Assembly Rule 77.2, Speaker pro Tempore Yee re-referred the following Assembly bills to committees as noted:

Assembly Bill No. 491, to the Committee on Education;

Assembly Bill No. 726, to the Committee on Education;

Assembly Bill No. 795, to the Committee on Public Employees, Retirement and Social Security;

Assembly Bill No. 964, to the Committee on Revenue and Taxation;

Assembly Bill No. 1492, to the Committee on Higher Education;

Assembly Bill No. 1734, to the Committee on Labor and Employment.

RE-REFERENCE OF BILLS FROM FILE TO COMMITTEE

Assembly Member Frommer was granted unanimous consent that Assembly Concurrent Resolution No. 72 be re-referred from the third reading file to the Committee on Elections and Redistricting.

ASSEMBLY RULE 118 SUSPENDED—PRIVILEGES OF THE FLOOR

Assembly Member Parra was granted unanimous consent that Assembly Rule 118 be suspended granting the privileges of the Floor and permitting guests to sit at her desk in the Assembly Chamber, whereupon she introduced her father, Pete Parra.

Assembly Member Daucher was granted unanimous consent that Assembly Rule 118 be suspended granting the privileges of the Floor and permitting guests to sit at her desk in the Assembly Chamber, whereupon she introduced her husband, Dan.

CONSIDERATION OF DAILY FILE THIRD READING OF SENATE BILLS

SENATE BILL NO. 436 (Migden)—An act to amend Section 10609.4 of the Welfare and Institutions Code, relating to foster care.

Bill read third time, and presented by Assembly Member Evans.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Evans moved a call of the Assembly.

Motion carried. Time, 10:45 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

RECESS

By unanimous consent, at 10:45 a.m., Speaker pro Tempore Yee declared the Assembly recessed to permit the introduction of special guests.

Assembly Speaker Núñez introduced the Honorable Francisco Parraga Rodriguez, Mayor of Olvera, Spain and his wife, Lola Parraga.

RECONVENED

At 10:50 a.m., the Assembly reconvened.

Hon. Leland Y. Yee, Speaker pro Tempore of the Assembly, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)**THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 680 (Simitian)—An act to add Chapter 10 (commencing with Section 100700) to Part 12 of Division 10 of the Public Utilities Code, and to add Section 9250.6 to the Vehicle Code, relating to transportation.

Bill read third time, and presented by Assembly Member Laird.

Motion to Suspend Rules

Assembly Member DeVore moved that Assembly Rule 69(b) be suspended to permit the consideration of proposed amendments to Senate Bill No. 680.

Assembly Member Haynes seconded the motion.

Motion lost by the following vote:

AYES—30

Aghazarian	DeVore	McCarthy	Richman
Benoit	Emmerson	Mountjoy	Runner
Blakeslee	Harman	Nakanishi	Spitzer
Bogh	Haynes	Niello	Tran
Calderon	Huff	Oropeza	Villines
Chavez	Keene	Parra	Walters
Cogdill	La Suer	Pavley	
Daucher	Maze	Plescia	

NOES—48

Arambula	Frommer	Laird	Ridley-Thomas
Baca	Garcia	Leno	Ruskin
Bass	Goldberg	Leslie	Saldaña
Berg	Hancock	Levine	Salinas
Bermúdez	Horton, Jerome	Lieber	Strickland
Chan	Horton, Shirley	Liu	Torrico
Chu	Houston	Matthews	Umberg
Cohn	Jones	Montañez	Vargas
Coto	Karnette	Mullin	Wolk
De La Torre	Klehs	Nation	Wyland
Dymally	Koretz	Nava	Yee
Evans	La Malfa	Negrete McLeod	Mr. Speaker

Further Consideration of Senate Bill No. 680

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, 11:02 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 646 (Kuehl)—An act to amend Sections 13269, 13301, and 13304 of the Water Code, relating to water.

Bill read third time, and presented by Assembly Member Laird.

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, 11:13 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

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, and presented by Assembly Member Ruskin.

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, 11:33 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

DEBATE LIMITED

Speaker pro Tempore Yee announced that by unanimous consent and leadership agreement, debate on measures on today's file would be limited to 2 minutes.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

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 Sections 9250.25 and 9250.26 of the Vehicle Code, relating to coastal resources, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member Nation.

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, 11:39 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 739 (Speier)—An act to add Sections 1279.1 and 128763 to the Health and Safety Code, relating to health facilities.

Bill read third time, and presented by Assembly Member Wolk.

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, 11:43 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 92 BY UNANIMOUS CONSENT

Assembly Member La Malfa was granted unanimous consent to take up Assembly Concurrent Resolution No. 92 out of order, for purpose of consideration.

ASSEMBLY CONCURRENT RESOLUTION NO. 92 (La Malfa)—Relative to California Rice Month.

Resolution read.

Members Made Coauthors of Assembly Concurrent Resolution No. 92

Assembly Member La Malfa was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Assembly Concurrent Resolution No. 92.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Aghazarian, Arambula, Baca, Bass, Benoit, Berg, Bermúdez, Blakeslee, Bogh, Calderon, Canciamilla, Chan, Chavez, Chu, Cogdill, Cohn, Coto, Daucher, De La Torre, DeVore, Dymally, Emmerson, Evans, Frommer, Garcia, Goldberg, Hancock, Harman, Haynes, Jerome Horton, Shirley Horton, Houston, Huff, Jones, Keene, Koretz, La Malfa, La Suer, Laird, Leno, Leslie, Levine, Liu, Matthews, Maze, McCarthy, Montañez, Mountjoy, Mullin, Nakanishi, Nation, Nava, Negrete McLeod, Niello, Núñez, Oropeza, Parra, Pavley, Plescia, Richman, Ridley-Thomas, Runner, Ruskin, Saldaña, Salinas, Spitzer, Strickland, Torrico, Tran, Umberg, Vargas, Villines, Walters, Wolk, Wyland, and Yee.

Vote Changes

By unanimous consent, the following vote change was permitted on the motion to add as coauthors to Assembly Concurrent Resolution No. 92: Assembly Member Cohn from “No” to “Aye”.

Request for Unanimous Consent

Assembly Member La Malfa was granted unanimous consent to take up Assembly Concurrent Resolution No. 92, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Concurrent Resolution No. 92, as Amended

ASSEMBLY CONCURRENT RESOLUTION NO. 92—Relative to California Rice Month.

Resolution read, as amended, and adopted.

Resolution ordered printed, and transmitted to the Senate.

RECESS

By unanimous consent, at 11:47 a.m., Speaker pro Tempore Yee declared the Assembly recessed to permit the introduction of special guests.

Assembly Member La Malfa introduced and presented a resolution to Tim Johnson and Frank Reherman of the California Rice Commission in celebration of Rice Month.

RECONVENED

At 11:52 a.m., the Assembly reconvened.

Hon. Leland Y. Yee, Speaker pro Tempore of the Assembly, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)**THIRD READING OF SENATE BILLS (RESUMED)**

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, and presented by Assembly Member Chan.

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, 11:57 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

At 11:59 a.m., Speaker Fabian Núñez, 46th District, presiding

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 473.16, 2026, 2334, 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, to amend, repeal, and add Sections 12529 and 12529.5 to add Section 12529.7 to, and to add and repeal Section 12529.6 of, the Government Code, relating to healing arts, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member Negrete McLeod.

Bill passed by the following vote:

AYES—46

Arambula	De La Torre	Leno	Pavley
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	Vargas
Chan	Jones	Nation	Wolk
Chavez	Karnette	Nava	Yee
Chu	Klehs	Negrete McLeod	Mr. Speaker
Cohn	Koretz	Oropeza	
Coto	Laird	Parra	

NOES—33

Aghazarian	Harman	Maze	Strickland
Benoit	Haynes	McCarthy	Tran
Blakeslee	Horton, Shirley	Mountjoy	Umberg
Bogh	Houston	Nakanishi	Villines
Cogdill	Huff	Niello	Walters
Daucher	Keene	Plescia	Wyland
DeVore	La Malfa	Richman	
Emmerson	La Suer	Runner	
Garcia	Leslie	Spitzer	

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 231: Assembly Member Umberg from “Aye” to “No”.

Bill ordered transmitted to the Senate.

SENATE BILL NO. 453 (Poochigian)—An act to amend Section 30063 of the Government Code, and to amend Sections 14171, 14173, and 14175 of, to amend and renumber Section 14174.3 of, and to repeal Sections 14172 and 14174 of, the Penal Code, relating to local law enforcement, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Villines.

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Cohn moved a call of the Assembly.

Motion carried. Time, 12:08 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 826 (Maldonado)—An act to amend Section 12878.1 of the Water Code, relating to water.

Bill read third time, and presented by Assembly Member Daucher.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Bass moved a call of the Assembly.

Motion carried. Time, 12:11 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 59, on request of Assembly Member Canciamilla.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

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 Section 120220.5 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, and presented by Assembly Member Saldaña.

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Bass moved a call of the Assembly.

Motion carried. Time, 12:13 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 666 (Aanestad)—An act to amend Section 1250 of the Health and Safety Code, relating to health facilities.

Bill read third time, and presented by Assembly Member Richman.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Bass moved a call of the Assembly.

Motion carried. Time, 12:23 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 586 (Romero)—An act to add and repeal Section 60852.3 to the Education Code, relating to pupils.

Bill read third time, and presented by Assembly Member Goldberg.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Cohn moved a call of the Assembly.

Motion carried. Time, 12:33 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE CONCURRENT RESOLUTION NO. 61 (Ortiz)—Relative to Ovarian Cancer Awareness Month.

Resolution read, and presented by Assembly Member Oropeza.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Cohn moved a call of the Assembly.

Motion carried. Time, 12:35 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 456, on request of Assembly Member Torrico.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 1462 (Torrico)—An act to amend Section 14528.5 of the Government Code, relating to transportation.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Cohn moved a call of the Assembly.

Motion carried. Time, 12:36 p.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
ASSEMBLY BILL NO. 1462**

At 12:37 p.m., on motion of Assembly Member Cohn, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly concurred in Senate amendments to Assembly Bill No. 1462 by the following vote:

AYES—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	

NOES—None

Above bill ordered enrolled.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 1001 (Nunez)—An act to amend Section 11713.1 of the Vehicle Code relating to vehicles.

Bill presented by Assembly Member Karnette.

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—53

Arambula	De La Torre	Laird	Ridley-Thomas
Baca	Dymally	Leno	Runner
Bass	Evans	Levine	Ruskin
Berg	Frommer	Lieber	Saldaña
Bermúdez	Garcia	Liu	Salinas
Bogh	Hancock	Matthews	Spitzer
Calderon	Horton, Jerome	Montañez	Torrico
Canciamilla	Horton, Shirley	Mullin	Vargas
Chan	Houston	Nation	Wolk
Chavez	Huff	Nava	Yee
Chu	Jones	Oropeza	Mr. Speaker
Cohn	Karnette	Parra	
Coto	Klehs	Pavley	
Daucher	Koretz	Richman	

NOES—22

Aghazarian	Harman	Maze	Umberg
Benoit	Haynes	McCarthy	Villines
Blakeslee	Keene	Mountjoy	Walters
Cogdill	La Malfa	Plescia	Wyland
DeVore	La Suer	Strickland	
Emmerson	Leslie	Tran	

Vote Changes

By unanimous consent, the following vote change was permitted on Concurrence in Senate amendments to Assembly Bill No. 1001: Assembly Member Umberg from “Aye” to “No”.

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1086 (Lieber)—An act to amend Sections 1803, 1807, and 12810 of, and to add Section 38301.3 to, the Vehicle Code, relating to vehicles.

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

Aghazarian	Emmerson	Leno	Plescia
Arambula	Evans	Leslie	Richman
Baca	Frommer	Levine	Ridley-Thomas
Bass	Garcia	Lieber	Runner
Berg	Goldberg	Liu	Ruskin
Bermúdez	Hancock	Matthews	Saldaña
Bogh	Harman	Maze	Salinas
Calderon	Horton, Jerome	McCarthy	Spitzer
Canciamilla	Horton, Shirley	Montañez	Strickland
Chan	Houston	Mountjoy	Torrico
Chavez	Huff	Mullin	Tran
Chu	Jones	Nakanishi	Umberg
Cogdill	Karnette	Nation	Vargas
Cohn	Keene	Nava	Wolk
Coto	Klehs	Negrete McLeod	Wyland
Daucher	Koretz	Niello	Yee
De La Torre	La Malfa	Oropeza	Mr. Speaker
DeVore	La Suer	Parra	
Dymally	Laird	Pavley	

NOES—4

Blakeslee	Haynes	Villines	Walters
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Above bill ordered enrolled.

ASSEMBLY BILL NO. 1199 (Frommer)—An act to add Article 1.7 (commencing with Section 230) to Chapter 2 of Part 1 of Division 1 of the Health and Safety Code, relating to health care coverage.

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—49

Arambula	Dymally	Leno	Ridley-Thomas
Baca	Evans	Levine	Ruskin
Bass	Frommer	Lieber	Saldaña
Berg	Goldberg	Liu	Salinas
Bermúdez	Hancock	Matthews	Torrico
Calderon	Horton, Jerome	Montañez	Umberg
Canciamilla	Horton, Shirley	Mullin	Vargas
Chan	Jones	Nation	Wolk
Chavez	Karnette	Nava	Yee
Chu	Keene	Negrete McLeod	Mr. Speaker
Cohn	Klehs	Oropeza	
Coto	Koretz	Parra	
De La Torre	Laird	Pavley	

NOES—30

Aghazarian	Garcia	Maze	Spitzer
Benoit	Harman	McCarthy	Strickland
Blakeslee	Haynes	Mountjoy	Tran
Bogh	Houston	Nakanishi	Villines
Cogdill	Huff	Niello	Walters
Daucher	La Malfa	Plescia	Wyland
DeVore	La Suer	Richman	
Emmerson	Leslie	Runner	

Vote Changes

By unanimous consent, the following vote change was permitted on Concurrence in Senate amendments to Assembly Bill No. 1199: Assembly Member Keene from “No” to “Aye”.

Above bill ordered enrolled.

ASSEMBLY BILL NO. 823 (Nava)—An act to add and repeal Article 3.7 (commencing with Section 179) of Chapter 1 of Division 1 of Title 1 of the Government Code, relating to emergencies, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—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	

NOES—None

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—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	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 721 (Nunez)—An act to add and repeal Chapter 2 (commencing with Section 42100) of Part 3 of Division 30 of the Public Resources Code, and to repeal Section 80 of Chapter 74 of the Statutes of 2005, relating to metal plating facilities, and making an appropriation therefor.

Bill presented by Assembly Member De La Torre.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—65

Aghazarian	De La Torre	Leno	Plescia
Arambula	Dymally	Leslie	Richman
Baca	Emmerson	Levine	Ridley-Thomas
Bass	Evans	Lieber	Runner
Benoit	Frommer	Liu	Ruskin
Berg	Garcia	Matthews	Saldaña
Bermúdez	Goldberg	Maze	Salinas
Bogh	Hancock	McCarthy	Torrico
Calderon	Harman	Montañez	Tran
Canciamilla	Horton, Jerome	Mullin	Umberg
Chan	Horton, Shirley	Nakanishi	Vargas
Chavez	Jones	Nation	Wolk
Chu	Karnette	Nava	Yee
Cogdill	Keene	Negrete McLeod	Mr. Speaker
Cohn	Klehs	Oropeza	
Coto	Koretz	Parra	
Daucher	Laird	Pavley	

NOES—14

Blakeslee	Huff	Niello	Walters
DeVore	La Malfa	Spitzer	Wyland
Haynes	La Suer	Strickland	
Houston	Mountjoy	Villines	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 791 (Lieber)—An act to amend Section 798.19 of, and to add Section 798.12.2 to, the Civil Code, relating to tenancy.

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.)

Assembly Bill No. 791 Passed Temporarily

By unanimous consent, Assembly Bill No. 791 was passed temporarily.

ASSEMBLY BILL NO. 953 (Coto)—An act to amend Sections 52055.51, 52055.55, 52055.57, and 52059 of the Education Code, relating to public school accountability, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—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	Kleh	Niello	Wyland
Daucher	Koretz	Oropeza	Yee
De La Torre	La Malfa	Parra	Mr. Speaker
DeVore	La Suer	Pavley	

NOES—None

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—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	Kleh	Niello	Wyland
Daucher	Koretz	Oropeza	Yee
De La Torre	La Malfa	Parra	Mr. Speaker
DeVore	La Suer	Pavley	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 962 (Nunez)—An act to add Section 7662 to the Public Utilities Code, relating to public utilities.

Bill presented by Assembly Member Levine.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—44

Bass	Evans	Levine	Pavley
Berg	Frommer	Lieber	Ridley-Thomas
Bermúdez	Goldberg	Liu	Ruskin
Calderon	Hancock	Matthews	Saldaña
Chan	Horton, Jerome	Montañez	Salinas
Chavez	Jones	Mullin	Torrico
Chu	Karnette	Nation	Umberg
Cohn	Kleh	Nava	Vargas
Coto	Koretz	Negrete McLeod	Wolk
De La Torre	Laird	Oropeza	Yee
Dymally	Leno	Parra	Mr. Speaker

NOES—33

Aghazarian	Garcia	Leslie	Spitzer
Arambula	Harman	Maze	Strickland
Benoit	Haynes	McCarthy	Tran
Blakeslee	Horton, Shirley	Mountjoy	Villines
Bogh	Houston	Nakanishi	Walters
Cogdill	Huff	Niello	Wyland
Daucher	Keene	Plescia	
DeVore	La Malfa	Richman	
Emmerson	La Suer	Runner	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1097 (Mullin)—An act to amend Section 17406 of, and to add and repeal Article 2.2 (commencing with Section 17429.1) of Chapter 4 of Part 10.5 of, the Education Code, relating to school facilities.

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—47

Arambula	De La Torre	Leno	Pavley
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	

NOES—31

Aghazarian	Harman	Leslie	Runner
Benoit	Haynes	Maze	Spitzer
Blakeslee	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	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1136 (Dymally)—An act to amend Sections 37252.8, 37253, 41505, 41506, 42239, and 52890 of and to repeal Sections 41505.5, 42239, 42239.15, and 52891 of, the Education Code, relating to instruction, 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—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	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1349 (Goldberg)—An act to amend Section 11839.20 of, and to add Sections 11758.421 and 11758.425 to, the Health and Safety Code, relating to narcotic treatment programs, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—77

Aghazarian	Dymally	Leslie	Ridley-Thomas
Arambula	Emmerson	Levine	Runner
Baca	Evans	Lieber	Ruskin
Bass	Frommer	Liu	Saldaña
Benoit	Garcia	Matthews	Salinas
Berg	Goldberg	Maze	Spitzer
Bermúdez	Hancock	McCarthy	Strickland
Blakeslee	Harman	Montañez	Torrico
Bogh	Horton, Jerome	Mountjoy	Tran
Calderon	Horton, Shirley	Mullin	Umberg
Canciamilla	Houston	Nakanishi	Vargas
Chan	Huff	Nation	Villines
Chavez	Jones	Nava	Walters
Chu	Karnette	Negrete McLeod	Wolk
Cogdill	Keene	Niello	Wyland
Cohn	Klehls	Oropeza	Yee
Coto	Koretz	Parra	Mr. Speaker
Daucher	La Malfa	Pavley	
De La Torre	Laird	Plescia	
DeVore	Leno	Richman	

NOES—2

Haynes La Suer

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—77

Aghazarian	Dymally	Leslie	Ridley-Thomas
Arambula	Emmerson	Levine	Runner
Baca	Evans	Lieber	Ruskin
Bass	Frommer	Liu	Saldaña
Benoit	Garcia	Matthews	Salinas
Berg	Goldberg	Maze	Spitzer
Bermúdez	Hancock	McCarthy	Strickland
Blakeslee	Harman	Montañez	Torrico
Bogh	Horton, Jerome	Mountjoy	Tran
Calderon	Horton, Shirley	Mullin	Umberg
Canciamilla	Houston	Nakanishi	Vargas
Chan	Huff	Nation	Villines
Chavez	Jones	Nava	Walters
Chu	Karnette	Negrete McLeod	Wolk
Cogdill	Keene	Niello	Wyland
Cohn	Klehls	Oropeza	Yee
Coto	Koretz	Parra	Mr. Speaker
Daucher	La Malfa	Pavley	
De La Torre	Laird	Plescia	
DeVore	Leno	Richman	

NOES—2

Haynes La Suer

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1480 (Maze)—An act to add Article 1.3 (commencing with Section 78017) to Chapter 1 of Part 48 of the Education Code, relating to agricultural education.

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—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	Kleh	Niello	Wyland
Daucher	Koretz	Oropeza	Yee
De La Torre	La Malfa	Parra	Mr. Speaker
DeVore	La Suer	Pavley	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1565 (Pavley)—An act to add Article 15.4 (commencing with Section 8347) to Chapter 2 of Part 6 of Title 1 of the Education Code, relating to child care, and making an appropriation therefor.

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—66

Aghazarian	Daucher	Laird	Richman
Arambula	De La Torre	Leno	Ridley-Thomas
Baca	Dymally	Levine	Runner
Bass	Evans	Lieber	Ruskin
Benoit	Frommer	Liu	Saldaña
Berg	Garcia	Matthews	Salinas
Bermúdez	Goldberg	McCarthy	Spitzer
Blakeslee	Hancock	Montañez	Torrico
Bogh	Horton, Jerome	Mullin	Tran
Calderon	Horton, Shirley	Nakanishi	Umberg
Canciamilla	Houston	Nation	Vargas
Chan	Jones	Nava	Villines
Chavez	Karnette	Negrete McLeod	Wolk
Chu	Keene	Oropeza	Yee
Cogdill	Kleh	Parra	Mr. Speaker
Cohn	Koretz	Pavley	
Coto	La Malfa	Plescia	

NOES—12

DeVore	Huff	Maze	Strickland
Harman	La Suer	Mountjoy	Walters
Haynes	Leslie	Niello	Wyland

Above bill ordered enrolled.

JOINT RULE 62(a) WAIVED

Assembly Member Frommer was granted unanimous consent that Joint Rule 62(a) be waived to permit the following bills to be heard in committees as noted:

Committee on Labor and Employment to hear Assembly Bill No. 1734, in Room 447;

Committee on Judiciary to hear Assembly Bill No. 381 today, in the Tom Bane Rules Committee Room;

Committee on Education to hear Assembly Bills Nos. 22, 726, and 491 today, in Room 126;

Committee on Public Employees, Retirement and Social Security to hear Assembly Bills Nos. 256 and 795, in Room 437.

ACTION RESCINDED ON SENATE BILL NO. 909

Speaker Núñez was granted unanimous consent to rescind the action whereby on August 18, 2005 (Assembly Journal, page 2760), Senate Bill No. 909 was re-referred to the Committee on Rules pursuant to Assembly Rule 77.2.

**RE-REFERENCE OF BILLS TO COMMITTEE PURSUANT TO
ASSEMBLY RULE 77.2**

Pursuant to Assembly Rule 77.2, the Speaker re-referred Senate Bill No. 909 to the Committee on Utilities and Commerce.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Koretz announced that the Committee on Labor and Employment would meet immediately, in Room 447.

Assembly Member Goldberg announced that the Committee on Education would meet immediately, in Room 126.

RECESS

By unanimous consent, at 1:10 p.m., Speaker Núñez declared the Assembly recessed.

RECONVENED

At 2:35 p.m., the Assembly reconvened.

Hon. Fabian Núñez, Speaker of the Assembly, presiding.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, September 8, 2005

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 93

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered on file.

Assembly Chamber, September 8, 2005

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 590

Assembly Bill No. 1483

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

AUTHOR'S AMENDMENTS
Committee on Judiciary

September 8, 2005

Mr. Speaker: The Chair of your Committee on Judiciary reports:

Assembly Bill No. 1287

With author's amendments with the recommendation: Amend, and re-refer to the committee.

JONES, Chair

ASSEMBLY BILL NO. 1287—An act to amend Sections 3098.5 and 3252 of, and to add Section 3098.1 to, the Civil Code, relating to payment bonds.

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 8, 2005

Mr. Speaker: The Chair of your Committee on Transportation reports:

Assembly Bill No. 714

With author's amendments with the recommendation: Amend, and re-refer to the committee.

OROPEZA, CHAIR

ASSEMBLY BILL NO. 714—An act 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.

REPORTS OF STANDING COMMITTEES
Committee on Natural Resources

Date of Hearing: September 8, 2005

Mr. Speaker: Your Committee on Natural Resources reports:

Assembly Bill No. 715

Assembly Bill No. 1170

With the recommendation: That the Senate amendments be concurred in.

HANCOCK, Chair

Above bills ordered to unfinished business.

Committee on Business and Professions

Date of Hearing: September 8, 2005

Mr. Speaker: Your Committee on Business and Professions reports:

Assembly Bill No. 302

With the recommendation: That the Senate amendments be concurred in.

NEGRETE McLEOD, Chair

Above bill ordered to unfinished business.

Committee on Labor and Employment

Date of Hearing: September 8, 2005

Mr. Speaker: Your Committee on Labor and Employment reports:

Assembly Bill No. 1734

With the recommendation: That the Senate amendments be concurred in.

KORETZ, Chair

Above bill ordered to unfinished business.

Committee on Judiciary

Date of Hearing: September 8, 2005

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 381

With the recommendation: That the Senate amendments be concurred in.

JONES, Chair

Above bill ordered to unfinished business.

Committee on Education

Date of Hearing: September 8, 2005

Mr. Speaker: Your Committee on Education reports:

Assembly Bill No. 23

Assembly Bill No. 491

Assembly Bill No. 726

With the recommendation: That the Senate amendments be concurred in.

GOLDBERG, Chair

Above bills ordered to unfinished business.

At 2:43 p.m., Speaker pro Tempore Leland Y. Yee, 12th District, presiding

RULES TEMPORARILY SUSPENDED

Assembly Member Frommer was granted unanimous consent that the rules be suspended to permit Senate Bill No. 1100 to be taken up without reference to file, for purpose of consideration.

CONSIDERATION OF DAILY FILE (RESUMED)

SECOND READING OF SENATE BILLS

SENATE BILL NO. 239—An act to add Section 6357 to the Penal Code, relating to prisoners.

Bill read second time, and ordered to third reading.

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, and ordered to Consent Calendar.

SENATE BILL NO. 1100—An act to add and repeal Article 5.2 (commencing with Section 14166) of Chapter 7 of Part 3 of Division 9 of the Welfare and Institutions Code, relating to hospitals, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 365—An act to repeal and add Section 6307 of the Public Resources Code, relating to tidelands and submerged lands, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 536—An act to amend Section 25354.5 of the Health and Safety Code, relating to hazardous substances, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 701—An act to add and repeal Article 15.2 (commencing with Section 8335) to Chapter 2 of Part 6 of the Education Code, relating to child care, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

**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. 283 and 580, ordered to third reading.

SECOND READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 281—An act to add Article 11.5 (commencing with Section 49565) to Chapter 9 of Part 27 of the Education Code, relating to pupil nutrition, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

**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. 455, ordered to third reading.

CONSIDERATION OF SENATE BILL NO. 1100 BY UNANIMOUS CONSENT

Assembly Member Chan was granted unanimous consent to take up Senate Bill No. 1100 without reference to file, for purpose of consideration.

SENATE BILL NO. 1100 (Perata)—An act to add and repeal Article 5.2 (commencing with Section 14166) of Chapter 7 of Part 3 of Division 9 of the Welfare and Institutions Code, relating to hospitals, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Chan.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—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	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—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	

NOES—None

Above bill ordered transmitted to the Senate immediately.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 1721 (Pavley)—An act to amend Section 60041 of the Education Code, to amend Sections 71301, 71302, 71303, 71304, and 71305 of the Public Resources Code, and to add Section 13383.6 to the Water Code, relating to environmental education.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—78

Aghazarian	Dymally	Leno	Richman
Arambula	Emmerson	Leslie	Ridley-Thomas
Baca	Evans	Levine	Runner
Bass	Frommer	Lieber	Ruskin
Benoit	Garcia	Liu	Saldaña
Berg	Goldberg	Matthews	Salinas
Bermúdez	Hancock	Maze	Spitzer
Blakeslee	Harman	McCarthy	Strickland
Bogh	Horton, Jerome	Montañez	Torrico
Calderon	Horton, Shirley	Mountjoy	Tran
Canciamilla	Houston	Mullin	Umberg
Chan	Huff	Nakanishi	Vargas
Chavez	Jones	Nation	Villines
Chu	Karnette	Nava	Walters
Cogdill	Keene	Negrete McLeod	Wolk
Cohn	Klehs	Niello	Wyland
Coto	Koretz	Oropeza	Yee
Daucher	La Malfa	Parra	Mr. Speaker
De La Torre	La Suer	Pavley	
DeVore	Laird	Plescia	

NOES—1

Haynes

Above bill ordered enrolled.

ASSEMBLY BILL NO. 338 (Levine)—An act to add Section 42703 to the Public Resources Code, relating to recycling.

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—52

Baca	De La Torre	Koretz	Parra
Bass	Dymally	Laird	Pavley
Berg	Evans	Leno	Ridley-Thomas
Bermúdez	Frommer	Levine	Ruskin
Blakeslee	Garcia	Lieber	Saldaña
Calderon	Goldberg	Liu	Salinas
Canciamilla	Hancock	Matthews	Spitzer
Chan	Horton, Jerome	Montañez	Torrico
Chavez	Horton, Shirley	Mullin	Umberg
Chu	Jones	Nation	Vargas
Cohn	Karnette	Nava	Wolk
Coto	Keene	Negrete McLeod	Yee
Daucher	Klehs	Oropeza	Mr. Speaker

NOES—27

Aghazarian	Harman	Maze	Runner
Arambula	Haynes	McCarthy	Strickland
Benoit	Houston	Mountjoy	Tran
Bogh	Huff	Nakanishi	Villines
Cogdill	La Malfa	Niello	Walters
DeVore	La Suer	Plescia	Wyland
Emmerson	Leslie	Richman	

Above bill ordered enrolled.

JOINT RULE 62(a) WAIVED

Assembly Member Frommer was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Assembly Bills Nos. 911 and 964 for hearing in the Committee on Revenue and Taxation at 3 p.m., in the Tom Bane Rules Committee Room.

MEMBERS EXCUSED FOR COMMITTEE MEETING

At 3 p.m., by unanimous consent, the members of the Committee on Revenue and Taxation were excused for the purpose of attending a meeting of the committee at this time, in the Tom Bane Rules Committee Room, and without objection, the House was permitted to continue in Floor session.

CONSIDERATION OF DAILY FILE (RESUMED)**UNFINISHED BUSINESS (RESUMED)****CONSIDERATION OF SENATE AMENDMENTS**

ASSEMBLY BILL NO. 791 (Lieber)—An act to amend Section 798.19 of, and to add Section 798.12.2 to, the Civil Code, relating to tenancy.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Lieber moved a call of the Assembly.

Motion carried. Time, 3:03 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 1098 (Jones)—An act to add Section 1363.07 to, and to repeal and add Section 1365.2 of, the Civil Code, relating to common interest developments.

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—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	Kleh	Niello	Wyland
Daucher	Koretz	Oropeza	Yee
De La Torre	La Malfa	Parra	Mr. Speaker
DeVore	La Suer	Pavley	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1104 (Levine)—An act to amend Section 53088.2 of the Government Code, relating to video providers.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—78

Aghazarian	Dymally	Leno	Richman
Arambula	Emmerson	Leslie	Ridley-Thomas
Baca	Evans	Levine	Runner
Bass	Frommer	Lieber	Ruskin
Benoit	Garcia	Liu	Saldaña
Berg	Goldberg	Matthews	Salinas
Bermúdez	Hancock	Maze	Spitzer
Blakeslee	Harman	McCarthy	Strickland
Bogh	Horton, Jerome	Montañez	Torrico
Calderon	Horton, Shirley	Mountjoy	Tran
Canciamilla	Houston	Mullin	Umberg
Chan	Huff	Nakanishi	Vargas
Chavez	Jones	Nation	Villines
Chu	Karnette	Nava	Walters
Cogdill	Keene	Negrete McLeod	Wolk
Cohn	Kleh	Niello	Wyland
Coto	Koretz	Oropeza	Yee
Daucher	La Malfa	Parra	Mr. Speaker
De La Torre	La Suer	Pavley	
DeVore	Laird	Plescia	

NOES—1

Haynes

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1736 (Levine)—An act to amend Section 14132.100 of, and to add Section 14132.27a to, the Welfare and Institutions Code, relating to Medi-Cal.

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—50

Arambula	De La Torre	Levine	Ridley-Thomas
Baca	Dymally	Lieber	Ruskin
Bass	Evans	Liu	Saldaña
Berg	Frommer	Matthews	Salinas
Bermúdez	Goldberg	Montañez	Strickland
Calderon	Hancock	Mullin	Torrico
Canciamilla	Horton, Jerome	Nation	Umberg
Chan	Jones	Nava	Vargas
Chavez	Karnette	Negrete McLeod	Wolk
Chu	Klehs	Oropeza	Yee
Cohn	Koretz	Parra	Mr. Speaker
Coto	Laird	Pavley	
Daucher	Leno	Richman	

NOES—29

Aghazarian	Harman	Leslie	Spitzer
Benoit	Haynes	Maze	Tran
Blakeslee	Horton, Shirley	McCarthy	Villines
Bogh	Houston	Mountjoy	Walters
Cogdill	Huff	Nakanishi	Wyland
DeVore	Keene	Niello	
Emmerson	La Malfa	Plescia	
Garcia	La Suer	Runner	

Vote Changes

By unanimous consent, the following vote change was permitted on Concurrence in Senate amendments to Assembly Bill No. 1736: Assembly Member Tran from “Aye” to “No”.

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1623 (Klehs)—An act to add Chapter 2.66 (commencing with Section 65089.20) to Division 1 of Title 7 of the Government Code, and to add Section 9250.4 to the Vehicle Code, relating to transportation.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Frommer moved a call of the Assembly.

Motion carried. Time, 3:10 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 1698 (Nunez)—An act to amend Section 1373 of the Health and Safety Code, and to amend Section 10277 of the Insurance Code, relating to health care.

Bill presented by Assembly Member Chu.

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—48

Arambula	De La Torre	Leno	Pavley
Baca	Dymally	Levine	Richman
Bass	Evans	Lieber	Ridley-Thomas
Berg	Frommer	Liu	Ruskin
Bermúdez	Goldberg	Matthews	Saldaña
Calderon	Hancock	Montañez	Salinas
Canciamilla	Horton, Jerome	Mullin	Torrico
Chan	Jones	Nation	Umberg
Chavez	Karnette	Nava	Vargas
Chu	Klehs	Negrete McLeod	Wolk
Cohn	Koretz	Oropeza	Yee
Coto	Laird	Parra	Mr. Speaker

NOES—30

Aghazarian	Harman	Leslie	Spitzer
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	
Garcia	La Suer	Runner	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 7 (Cogdill)—An act to add Sections 13007 and 13008 to the Fish and Game Code, relating to sport fishing.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—78

Aghazarian	Dymally	Laird	Richman
Arambula	Emmerson	Leno	Ridley-Thomas
Baca	Evans	Leslie	Runner
Bass	Frommer	Levine	Ruskin
Benoit	Garcia	Lieber	Saldaña
Berg	Goldberg	Liu	Salinas
Bermúdez	Hancock	Matthews	Spitzer
Blakeslee	Harman	Maze	Strickland
Bogh	Haynes	McCarthy	Torrico
Calderon	Horton, Jerome	Montañez	Tran
Canciamilla	Horton, Shirley	Mountjoy	Umberg
Chan	Houston	Mullin	Vargas
Chavez	Huff	Nakanishi	Villines
Chu	Jones	Nava	Walters
Cogdill	Karnette	Negrete McLeod	Wolk
Cohn	Keene	Niello	Wyland
Coto	Klehs	Oropeza	Yee
Daucher	Koretz	Parra	Mr. Speaker
De La Torre	La Malfa	Pavley	
DeVore	La Suer	Plescia	

NOES—None

Above bill ordered enrolled immediately.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 658**

At 3:17 p.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.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Nation moved to continue the call of the Assembly.

Motion carried. Time, 3:17 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 44 (Kehoe)—An act to amend Section 65302.1 of the Government Code, relating to general plans.

Bill read third time, and presented by Assembly Member Pavley.

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, 3:20 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

SENATE BILL NO. 426 (Simitian)—An act to add Chapter 6.6 (commencing with Section 25570) to Division 15 of the Public Resources Code, relating to energy.

Bill read third time, and presented by Assembly Member Laird.

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.

Further Consideration of Senate Bill No. 426

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, 3:29 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

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 195.98, 195.99, and 195.100 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, and presented by Assembly Member Nava.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—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	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—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	

NOES—None

Bill ordered transmitted to the Senate.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 105, on request of Assembly Member Frommer.

ASSEMBLY RULE 69(d) SUSPENDED

Assembly Member Frommer was granted unanimous consent that Assembly Rule 69(d) be suspended to permit consideration of Senate Bills Nos. 643 and 650.

CONSIDERATION OF SENATE BILL NO. 643 BY UNANIMOUS CONSENT

Pursuant to a request by Assembly Member Frommer, Assembly Member Berg was granted unanimous consent to take up Senate Bill No. 643 for purpose of consideration.

SENATE BILL NO. 643 (Chesbro)—An act to amend Section Sections 4688.5 and 14043.26 of, and to add Section 14132.99 to, the Welfare and Institutions Code, relating to health care.

Bill read third time, and presented by Assembly Member Berg.

Bill passed by the following vote:

AYES—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	Torricon
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	

NOES—None

Bill ordered transmitted to the Senate.

CONSIDERATION OF SENATE BILL NO. 650 BY UNANIMOUS CONSENT

Pursuant to a request by Assembly Member Frommer, Assembly Member Mullin was granted unanimous consent to take up Senate Bill No. 650 for purpose of consideration.

SENATE BILL NO. 650 (Ortiz)—An act to amend Section 104322 of the Health and Safety Code, relating to prostate cancer, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Mullin.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—71

Aghazarian	De La Torre	La Suer	Plescia
Arambula	Dymally	Laird	Richman
Baca	Emmerson	Leno	Ridley-Thomas
Bass	Evans	Levine	Runner
Benoit	Frommer	Lieber	Ruskin
Berg	Garcia	Liu	Saldaña
Bermúdez	Goldberg	Matthews	Salinas
Blakeslee	Hancock	McCarthy	Spitzer
Bogh	Harman	Montañez	Torrico
Calderon	Horton, Jerome	Mullin	Tran
Canciamilla	Horton, Shirley	Nakanishi	Umberg
Chan	Houston	Nation	Vargas
Chavez	Huff	Nava	Villines
Chu	Jones	Negrete McLeod	Wolk
Cogdill	Karnette	Niello	Wyland
Cohn	Keene	Oropeza	Yee
Coto	Klehns	Parra	Mr. Speaker
Daucher	Koretz	Pavley	

NOES—8

DeVore	La Malfa	Maze	Strickland
Haynes	Leslie	Mountjoy	Walters

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—71

Aghazarian	De La Torre	La Suer	Plescia
Arambula	Dymally	Laird	Richman
Baca	Emmerson	Leno	Ridley-Thomas
Bass	Evans	Levine	Runner
Benoit	Frommer	Lieber	Ruskin
Berg	Garcia	Liu	Saldaña
Bermúdez	Goldberg	Matthews	Salinas
Blakeslee	Hancock	McCarthy	Spitzer
Bogh	Harman	Montañez	Torrico
Calderon	Horton, Jerome	Mullin	Tran
Canciamilla	Horton, Shirley	Nakanishi	Umberg
Chan	Houston	Nation	Vargas
Chavez	Huff	Nava	Villines
Chu	Jones	Negrete McLeod	Wolk
Cogdill	Karnette	Niello	Wyland
Cohn	Keene	Oropeza	Yee
Coto	Klehns	Parra	Mr. Speaker
Daucher	Koretz	Pavley	

NOES—8

DeVore	La Malfa	Maze	Strickland
Haynes	Leslie	Mountjoy	Walters

Vote Changes

By unanimous consent, the following vote change was permitted on the urgency clause to Senate Bill No. 650, and on passage of the bill: Assembly Member Plescia from “No” to “Aye”.

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 436**

At 3:38 p.m., on motion of Assembly Member Evans, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Frommer moved to continue the call of the Assembly.

Motion carried. Time, 3:39 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CONSIDERATION OF SUPPLEMENTAL FILE

Assembly Member Frommer was granted unanimous consent that all measures on Supplemental File No. 1 be taken up for consideration.

**At 3:46 p.m., Assistant Speaker pro Tempore Sally Lieber,
22nd District, presiding**

**CONSIDERATION OF SUPPLEMENTAL FILE
THIRD READING OF SENATE BILLS**

SENATE BILL NO. 239 (Romero)—An act to add Section 6357 to the Penal Code, relating to prisoners.

Bill read third time, and presented by Assembly Member Leno.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Leno moved a call of the Assembly.

Motion carried. Time, 3:47 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, September 8, 2005

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 33	Assembly Bill No. 437
Assembly Bill No. 179	Assembly Bill No. 444
Assembly Bill No. 203	Assembly Bill No. 561
Assembly Bill No. 287	Assembly Bill No. 627
Assembly Bill No. 310	Assembly Bill No. 689
Assembly Bill No. 365	Assembly Bill No. 706
Assembly Bill No. 394	Assembly Bill No. 736
Assembly Bill No. 415	Assembly Bill No. 739

And reports the same correctly enrolled, and presented to the Governor on the 8th day of September, 2005, at 3:30 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 8, 2005

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 776
Assembly Bill No. 855
Assembly Bill No. 917
Assembly Bill No. 927
Assembly Bill No. 980
Assembly Bill No. 1069
Assembly Bill No. 1184

Assembly Bill No. 1346
Assembly Bill No. 1438
Assembly Bill No. 1593
Assembly Bill No. 1660
Assembly Bill No. 1690
Assembly Bill No. 1718

And reports the same correctly enrolled, and presented to the Governor on the 8th day of September, 2005, at 3:30 p.m.

E. DOTSON WILSON, Chief Clerk

**CONSIDERATION OF SUPPLEMENTAL FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 365 (Ducheny)—An act to repeal and add Section 6307 of the Public Resources Code, relating to tidelands and submerged lands, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Jones.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—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	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—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	Torrigo
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	Kleh	Niello	Wyland
Daucher	Koretz	Oropeza	Yee
De La Torre	La Malfa	Parra	Mr. Speaker
DeVore	La Suer	Pavley	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 536 (Bowen)—An act to amend Section 25354.5 of the Health and Safety Code, relating to hazardous substances, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member Keene.

Bill passed by the following vote:

AYES—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	Torrigo
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	Kleh	Niello	Wyland
Daucher	Koretz	Oropeza	Yee
De La Torre	La Malfa	Parra	Mr. Speaker
DeVore	La Suer	Pavley	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 283 (Maldonado)—An act to add Section 97 to, and to add and repeal Section 97.5 of, the Streets and Highways Code, and to amend Section 35401 of, and to add Section 42010 to, the Vehicle Code, relating to transportation.

Bill read third time, and presented by Assembly Member Salinas.

Bill passed by the following vote:

AYES—57

Arambula	De La Torre	Levine	Runner
Baca	Emmerson	Lieber	Ruskin
Bass	Evans	Liu	Saldaña
Berg	Frommer	Matthews	Salinas
Bermúdez	Garcia	Montañez	Spitzer
Blakeslee	Hancock	Mountjoy	Torrico
Bogh	Harman	Mullin	Tran
Calderon	Horton, Shirley	Nakanishi	Umberg
Canciamilla	Houston	Nation	Vargas
Chan	Huff	Niello	Wolk
Chavez	Jones	Oropeza	Yee
Chu	Keene	Parra	Mr. Speaker
Cohn	Klehs	Pavley	
Coto	Laird	Richman	
Daucher	Leno	Ridley-Thomas	

NOES—20

Aghazarian	Haynes	La Suer	Plescia
Benoit	Horton, Jerome	Leslie	Strickland
Cogdill	Karnette	Maze	Villines
DeVore	Koretz	McCarthy	Walters
Dymally	La Malfa	Negrete McLeod	Wyland

Vote Changes

By unanimous consent, the following vote changes were permitted on Senate Bill No. 283: Assembly Member Koretz from “Aye” to “No”; Assembly Member Goldberg from “Aye” to “Not Voting”.

Bill ordered transmitted to the Senate.

SENATE BILL NO. 455 (Escutia)—An act to amend Sections 12996.5, 12997.5, and 12999.5 of, and to add Section 12999.3 to the Food and Agricultural Code, relating to pest control.

Bill read third time, and presented by Assembly Member Matthews.

Bill passed by the following vote:

AYES—47

Arambula	De La Torre	Leno	Pavley
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	Klehs	Negrete McLeod	Yee
Cohn	Koretz	Oropeza	Mr. Speaker
Coto	Laird	Parra	

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

Bill ordered transmitted to the Senate.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 768, on request of Assembly Member Frommer.

CONSIDERATION OF CONSENT CALENDAR

The Assistant Speaker pro Tempore announced that the next roll call would be on the Consent Calendar.

Consent Calendar—Senate Bill

SENATE BILL NO. 186 (Battin)—An act to amend Sections 374 and 411 of the Streets and Highways Code, relating to highways.

Bill read third time, and passed by the following vote:

AYES—78

Aghazarian	Dymally	Laird	Richman
Arambula	Emmerson	Leno	Ridley-Thomas
Baca	Evans	Leslie	Runner
Bass	Frommer	Levine	Ruskin
Benoit	Garcia	Lieber	Saldaña
Berg	Goldberg	Liu	Salinas
Bermúdez	Hancock	Matthews	Spitzer
Blakeslee	Harman	Maze	Strickland
Bogh	Haynes	McCarthy	Torrico
Calderon	Horton, Jerome	Montañez	Tran
Canciamilla	Horton, Shirley	Mountjoy	Umberg
Chan	Houston	Mullin	Vargas
Chavez	Huff	Nakanishi	Villines
Chu	Jones	Nation	Walters
Cogdill	Karnette	Nava	Wolk
Cohn	Keene	Niello	Wyland
Coto	Klehs	Oropeza	Yee
Daucher	Koretz	Parra	Mr. Speaker
De La Torre	La Malfa	Pavley	
DeVore	La Suer	Plescia	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY RULE 118 SUSPENDED—PRIVILEGES OF THE FLOOR

Assembly Member Maze was granted unanimous consent that Assembly Rule 118 be suspended granting the privileges of the Floor and permitting guests to sit at his desk in the Assembly Chamber.

CONSIDERATION OF DAILY FILE (RESUMED)**THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 701 (Migden)—An act to add and repeal Article 15.2 (commencing with Section 8335) to Chapter 2 of Part 6 of the Education Code, relating to child care, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Yee.

Urgency Clause

Urgency clause read.

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, 4:02 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

At 4:03 p.m., Speaker pro Tempore Leland Y. Yee, 12th District, presiding

SENATE BILL NO. 580 (Escutia)—An act to add Section 12803.4 to the Government Code, and to amend Sections 382.1 and 739.1 of the Public Utilities Code, relating to low-income utility assistance programs.

Bill read third time, and presented by Assembly Member Coto.

Bill passed by the following vote:

AYES—51

Arambula	De La Torre	Leno	Ridley-Thomas
Baca	Dymally	Levine	Ruskin
Bass	Evans	Lieber	Saldaña
Berg	Frommer	Liu	Salinas
Bermúdez	Garcia	Matthews	Spitzer
Blakeslee	Goldberg	Montañez	Torrico
Calderon	Hancock	Mullin	Umberg
Canciamilla	Horton, Jerome	Nation	Vargas
Chan	Jones	Nava	Villines
Chavez	Karnette	Negrete McLeod	Wolk
Chu	Klehs	Oropeza	Yee
Cohn	Koretz	Parra	Mr. Speaker
Coto	Laird	Pavley	

NOES—28

Aghazarian	Harman	La Suer	Plescia
Benoit	Haynes	Leslie	Richman
Bogh	Horton, Shirley	Maze	Runner
Cogdill	Houston	McCarthy	Strickland
Daucher	Huff	Mountjoy	Tran
DeVore	Keene	Nakanishi	Walters
Emmerson	La Malfa	Niello	Wyland

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 436**

At 4:10 p.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.

Senate Bill No. 436 passed by the following vote:

AYES—69

Aghazarian	Emmerson	Levine	Ridley-Thomas
Arambula	Evans	Lieber	Runner
Baca	Frommer	Liu	Ruskin
Bass	Garcia	Matthews	Saldaña
Berg	Goldberg	Maze	Salinas
Bermúdez	Hancock	McCarthy	Spitzer
Blakeslee	Harman	Montañez	Strickland
Calderon	Horton, Jerome	Mullin	Torrico
Canciamilla	Horton, Shirley	Nakanishi	Tran
Chan	Houston	Nation	Umberg
Chavez	Huff	Nava	Vargas
Chu	Jones	Negrete McLeod	Villines
Cogdill	Karnette	Niello	Wolk
Cohn	Keene	Oropeza	Yee
Coto	Klehs	Parra	Mr. Speaker
Daucher	Koretz	Pavley	
De La Torre	Laird	Plescia	
Dymally	Leno	Richman	

NOES—10

Benoit	Haynes	Leslie	Wyland
Bogh	La Malfa	Mountjoy	
DeVore	La Suer	Walters	

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 680**

At 4:10 p.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.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Frommer moved to continue the call of the Assembly.

Motion carried. Time, 4:10 p.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
SENATE BILL NO. 646**

At 4:11 p.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.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Frommer moved to continue the call of the Assembly.

Motion carried. Time, 4:12 p.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
SENATE BILL NO. 658**

At 4:12 p.m., on motion of Assembly Member Nation, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 658 passed by the following vote:

AYES—43

Baca	De La Torre	Laird	Pavley
Bass	Dymally	Leno	Ridley-Thomas
Berg	Evans	Levine	Ruskin
Bermúdez	Frommer	Lieber	Saldaña
Calderon	Goldberg	Matthews	Salinas
Canciamilla	Hancock	Montañez	Torrico
Chan	Horton, Jerome	Mullin	Vargas
Chavez	Jones	Nation	Wolk
Chu	Karnette	Nava	Yee
Cohn	Klehs	Oropeza	Mr. Speaker
Coto	Koretz	Parra	

NOES—34

Aghazarian	Garcia	Leslie	Spitzer
Arambula	Harman	Maze	Strickland
Benoit	Haynes	McCarthy	Tran
Blakeslee	Horton, Shirley	Mountjoy	Umberg
Bogh	Houston	Nakanishi	Villines
Cogdill	Huff	Niello	Walters
Daucher	Keene	Plescia	Wyland
DeVore	La Malfa	Richman	
Emmerson	La Suer	Runner	

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 739**

At 4:13 p.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.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Frommer moved to continue the call of the Assembly.

Motion carried. Time, 4:13 p.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
SENATE BILL NO. 600**

At 4:13 p.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.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Frommer moved to continue the call of the Assembly.

Motion carried. Time, 4:13 p.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 URGENCY
CLAUSE TO SENATE BILL NO. 453**

At 4:14 p.m., on motion of Assembly Member Cohn, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The urgency clause to Senate Bill No. 453 adopted by the following vote:

AYES—74

Aghazarian	Emmerson	Leslie	Ridley-Thomas
Arambula	Evans	Levine	Runner
Baca	Frommer	Liu	Ruskin
Benoit	Garcia	Matthews	Saldaña
Berg	Harman	Maze	Salinas
Bermúdez	Haynes	McCarthy	Spitzer
Blakeslee	Horton, Jerome	Montañez	Strickland
Bogh	Horton, Shirley	Mountjoy	Torrico
Calderon	Houston	Mullin	Tran
Canciamilla	Huff	Nakanishi	Umberg
Chavez	Jones	Nation	Vargas
Chu	Karnette	Nava	Villines
Cogdill	Keene	Negrete McLeod	Walters
Cohn	Klehs	Niello	Wolk
Coto	Koretz	Oropeza	Wyland
Daucher	La Malfa	Parra	Yee
De La Torre	La Suer	Pavley	Mr. Speaker
DeVore	Laird	Plescia	
Dymally	Leno	Richman	

NOES—None

The question being on the passage of the bill.
Bill passed by the following vote:

AYES—74

Aghazarian	Emmerson	Leslie	Ridley-Thomas
Arambula	Evans	Levine	Runner
Baca	Frommer	Liu	Ruskin
Benoit	Garcia	Matthews	Saldaña
Berg	Harman	Maze	Salinas
Bermúdez	Haynes	McCarthy	Spitzer
Blakeslee	Horton, Jerome	Montañez	Strickland
Bogh	Horton, Shirley	Mountjoy	Torrico
Calderon	Houston	Mullin	Tran
Canciamilla	Huff	Nakanishi	Umberg
Chavez	Jones	Nation	Vargas
Chu	Karnette	Nava	Villines
Cogdill	Keene	Negrete McLeod	Walters
Cohn	Klehs	Niello	Wolk
Coto	Koretz	Oropeza	Wyland
Daucher	La Malfa	Parra	Yee
De La Torre	La Suer	Pavley	Mr. Speaker
DeVore	Laird	Plescia	
Dymally	Leno	Richman	

NOES—None

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 826**

At 4:14 p.m., on motion of Assembly Member Bass, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 826 passed by the following vote:

AYES—77

Aghazarian	Evans	Leslie	Ridley-Thomas
Arambula	Frommer	Levine	Runner
Baca	Garcia	Lieber	Ruskin
Benoit	Goldberg	Liu	Saldaña
Berg	Hancock	Matthews	Salinas
Bermúdez	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	
Dymally	Laird	Plescia	
Emmerson	Leno	Richman	

NOES—1

Blakeslee

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY
CLAUSE TO SENATE BILL NO. 959**

At 4:15 p.m., on motion of Assembly Member Bass, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The urgency clause to Senate Bill No. 959 adopted by the following vote:

AYES—64

Aghazarian	De La Torre	Laird	Pavley
Arambula	Dymally	Leno	Plescia
Baca	Emmerson	Leslie	Richman
Bass	Evans	Levine	Ridley-Thomas
Benoit	Frommer	Lieber	Ruskin
Berg	Garcia	Liu	Saldaña
Bermúdez	Goldberg	Matthews	Salinas
Bogh	Hancock	Maze	Spitzer
Calderon	Harman	Montañez	Torrico
Canciamilla	Horton, Jerome	Mullin	Tran
Chan	Horton, Shirley	Nakanishi	Umberg
Chavez	Jones	Nation	Vargas
Chu	Karnette	Nava	Villines
Cohn	Klehs	Negrete McLeod	Wolk
Coto	Koretz	Oropeza	Yee
Daucher	La Suer	Parra	Mr. Speaker

NOES—14

Blakeslee	Huff	Mountjoy	Walters
DeVore	Keene	Niello	Wyland
Haynes	La Malfa	Runner	
Houston	McCarthy	Strickland	

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—64

Aghazarian	De La Torre	Laird	Pavley
Arambula	Dymally	Leno	Plescia
Baca	Emmerson	Leslie	Richman
Bass	Evans	Levine	Ridley-Thomas
Benoit	Frommer	Lieber	Ruskin
Berg	Garcia	Liu	Saldaña
Bermúdez	Goldberg	Matthews	Salinas
Bogh	Hancock	Maze	Spitzer
Calderon	Harman	Montañez	Torrico
Canciamilla	Horton, Jerome	Mullin	Tran
Chan	Horton, Shirley	Nakanishi	Umberg
Chavez	Jones	Nation	Vargas
Chu	Karnette	Nava	Villines
Cohn	Kleh	Negrete McLeod	Wolk
Coto	Koretz	Oropeza	Yee
Daucher	La Suer	Parra	Mr. Speaker

NOES—14

Blakeslee	Huff	Mountjoy	Walters
DeVore	Keene	Niello	Wyland
Haynes	La Malfa	Runner	
Houston	McCarthy	Strickland	

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 666**

At 4:15 p.m., on motion of Assembly Member Bass, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 666 passed by the following vote:

AYES—66

Aghazarian	Emmerson	Laird	Plescia
Arambula	Evans	Leslie	Richman
Baca	Frommer	Levine	Runner
Benoit	Garcia	Liu	Salinas
Bermúdez	Harman	Matthews	Spitzer
Blakeslee	Haynes	Maze	Strickland
Bogh	Horton, Jerome	McCarthy	Torrico
Calderon	Horton, Shirley	Montañez	Tran
Canciamilla	Houston	Mountjoy	Umberg
Chan	Huff	Mullin	Vargas
Chavez	Jones	Nakanishi	Villines
Cogdill	Karnette	Nation	Walters
Cohn	Keene	Negrete McLeod	Wolk
Coto	Kleh	Niello	Wyland
Daucher	Koretz	Oropeza	Yee
De La Torre	La Malfa	Parra	
DeVore	La Suer	Pavley	

NOES—4

Berg	Dymally	Goldberg	Leno
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Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 586**

At 4:16 p.m., on motion of Assembly Member Cohn, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 586 passed by the following vote:

AYES—44

Arambula	De La Torre	Leno	Pavley
Baca	Dymally	Levine	Ridley-Thomas
Bass	Evans	Lieber	Ruskin
Berg	Frommer	Liu	Saldaña
Bermúdez	Goldberg	Matthews	Salinas
Calderon	Hancock	Montañez	Torrico
Chan	Horton, Jerome	Mullin	Umberg
Chavez	Karnette	Nava	Vargas
Chu	Kleh	Negrete McLeod	Wolk
Cohn	Koretz	Oropeza	Yee
Coto	Laird	Parra	Mr. Speaker

NOES—32

Aghazarian	Emmerson	La Malfa	Richman
Benoit	Garcia	La Suer	Runner
Blakeslee	Harman	Leslie	Spitzer
Bogh	Haynes	Maze	Strickland
Canciamilla	Horton, Shirley	McCarthy	Tran
Cogdill	Houston	Nakanishi	Villines
Daucher	Huff	Niello	Walters
DeVore	Keene	Plescia	Wyland

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE CONCURRENT RESOLUTION NO. 61**

At 4:16 p.m., on motion of Assembly Member Cohn, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Concurrent Resolution No. 61 adopted by the following vote:

AYES—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	Kleh	Niello	Wyland
Daucher	Koretz	Oropeza	Yee
De La Torre	La Malfa	Parra	Mr. Speaker
DeVore	La Suer	Pavley	

NOES—None

Resolution ordered transmitted to the Senate.

CONSIDERATION OF SUPPLEMENTAL FILE

Assembly Member Frommer was granted unanimous consent that all measures on Supplemental File No. 2 be taken up for consideration.

CONSIDERATION OF SUPPLEMENTAL FILE (RESUMED)**UNFINISHED BUSINESS (RESUMED)****CONSIDERATION OF SENATE AMENDMENTS**

ASSEMBLY BILL NO. 1170 (Canciamilla)—An act to amend Sections 29031.1 and 29034 of the Public Utilities Code, relating to transportation, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—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	

NOES—None

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—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	Kleh	Niello	Wyland
Daucher	Koretz	Oropeza	Yee
De La Torre	La Malfa	Parra	Mr. Speaker
DeVore	La Suer	Pavley	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 302 (Committee on Business and Professions)—An act to amend Sections 3613, 3624.5, 3627, 3628, 3633.1, 3635, 3640, 3640.1, 3640.5, 4024, 4039, 4040, 4059, 4059.5, 4060, 4061, 4076, 4142, 4170, 4174, and 4175 of, to add Sections 5588.1, 5588.2, 5588.3, and 5588.4 to, to repeal Section 5589 of, and to repeal and add Section 5588 of, the Business and Professions Code, and to amend Sections 11150, 11165, and 11210 of the Health and Safety Code, relating to professions and vocations, and declaring the urgency thereof, to take effect immediately.

Bill presented by Assembly Member Negrete McLeod.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—78

Aghazarian	Emmerson	Leno	Richman
Arambula	Evans	Leslie	Ridley-Thomas
Baca	Frommer	Levine	Runner
Bass	Garcia	Lieber	Ruskin
Benoit	Goldberg	Liu	Saldaña
Berg	Hancock	Matthews	Salinas
Bermúdez	Harman	Maze	Spitzer
Blakeslee	Haynes	McCarthy	Strickland
Bogh	Horton, Jerome	Montañez	Torrico
Calderon	Horton, Shirley	Mountjoy	Tran
Canciamilla	Houston	Mullin	Umberg
Chan	Huff	Nakanishi	Vargas
Chavez	Jones	Nation	Villines
Chu	Karnette	Nava	Walters
Cogdill	Keene	Negrete McLeod	Wolk
Cohn	Kleh	Niello	Wyland
Coto	Koretz	Oropeza	Yee
Daucher	La Malfa	Parra	Mr. Speaker
De La Torre	La Suer	Pavley	
Dymally	Laird	Plescia	

NOES—1

DeVore

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—78

Aghazarian	Emmerson	Leno	Richman
Arambula	Evans	Leslie	Ridley-Thomas
Baca	Frommer	Levine	Runner
Bass	Garcia	Lieber	Ruskin
Benoit	Goldberg	Liu	Saldaña
Berg	Hancock	Matthews	Salinas
Bermúdez	Harman	Maze	Spitzer
Blakeslee	Haynes	McCarthy	Strickland
Bogh	Horton, Jerome	Montañez	Torrico
Calderon	Horton, Shirley	Mountjoy	Tran
Canciamilla	Houston	Mullin	Umberg
Chan	Huff	Nakanishi	Vargas
Chavez	Jones	Nation	Villines
Chu	Karnette	Nava	Walters
Cogdill	Keene	Negrete McLeod	Wolk
Cohn	Kleh	Niello	Wyland
Coto	Koretz	Oropeza	Yee
Daucher	La Malfa	Parra	Mr. Speaker
De La Torre	La Suer	Pavley	
Dymally	Laird	Plescia	

NOES—1

DeVore

Above bill ordered enrolled.

ASSEMBLY BILL NO. 137 (Committee on Budget)—An act to amend Section 6217.8 of the Public Resources Code, relating to public resources.

Bill presented by Assembly Member Laird.

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—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	Torricco
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	

NOES—None

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY
CLAUSE TO SENATE BILL NO. 701**

At 4:25 p.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.

The urgency clause to Senate Bill No. 701 adopted by the following vote:

AYES—58

Arambula	Dymally	Liu	Ruskin
Baca	Evans	Matthews	Saldaña
Bass	Frommer	Montañez	Salinas
Berg	Goldberg	Mullin	Spitzer
Bermúdez	Hancock	Nakanishi	Strickland
Blakeslee	Horton, Jerome	Nation	Torricco
Calderon	Horton, Shirley	Nava	Tran
Canciamilla	Jones	Negrete McLeod	Umberg
Chan	Karnette	Niello	Vargas
Chavez	Klehs	Oropeza	Wolk
Chu	Koretz	Parra	Wyland
Cohn	Laird	Pavley	Yee
Coto	Leno	Plescia	Mr. Speaker
Daucher	Levine	Richman	
De La Torre	Lieber	Ridley-Thomas	

NOES—20

Aghazarian	Garcia	Keene	McCarthy
Benoit	Harman	La Malfa	Mountjoy
Bogh	Haynes	La Suer	Runner
DeVore	Houston	Leslie	Villines
Emmerson	Huff	Maze	Walters

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—58

Arambula	Dymally	Liu	Ruskin
Baca	Evans	Matthews	Saldaña
Bass	Frommer	Montañez	Salinas
Berg	Goldberg	Mullin	Spitzer
Bermúdez	Hancock	Nakanishi	Strickland
Blakeslee	Horton, Jerome	Nation	Torrico
Calderon	Horton, Shirley	Nava	Tran
Canciamilla	Jones	Negrete McLeod	Umberg
Chan	Karnette	Niello	Vargas
Chavez	Klehs	Oropeza	Wolk
Chu	Koretz	Parra	Wyland
Cohn	Laird	Pavley	Yee
Coto	Leno	Plescia	Mr. Speaker
Daucher	Levine	Richman	
De La Torre	Lieber	Ridley-Thomas	

NOES—20

Aghazarian	Garcia	Keene	McCarthy
Benoit	Harman	La Malfa	Mountjoy
Bogh	Haynes	La Suer	Runner
DeVore	Houston	Leslie	Villines
Emmerson	Huff	Maze	Walters

Bill ordered transmitted to the Senate.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 390, on request of Assembly Member Canciamilla.

CONSIDERATION OF SUPPLEMENTAL FILE NO. 2 (RESUMED)

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 554 (Nava)—An act to amend Section 12 of the Ventura County Watershed Protection Act (Chapter 44 of the Statutes of 1944, Fourth Extraordinary Session), relating to the Ventura County Watershed Protection District.

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—46

Arambula	De La Torre	Leno	Richman
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	Vargas
Chan	Jones	Nation	Wolk
Chavez	Karnette	Nava	Yee
Chu	Klehs	Oropeza	Mr. Speaker
Cohn	Koretz	Parra	
Coto	Laird	Pavley	

NOES—32

Aghazarian	Garcia	La Suer	Runner
Benoit	Harman	Leslie	Spitzer
Blakeslee	Haynes	Maze	Strickland
Bogh	Horton, Shirley	McCarthy	Tran
Cogdill	Houston	Mountjoy	Umberg
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 Concurrence in Senate amendments to Assembly Bill No. 554: Assembly Member Umberg from “Aye” to “No”.

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1646 (Committee on Higher Education)—An act to amend Sections 70901.1, 71040, 72104, 72401, 72675, 72682, 76067, 76140, 76141, 76142, 76240, 76300, 76360, 76375, 78020, 78021, 78032, 78103, 78271, 84751, 85235, 85236, 85237, 85237.5, 85238, 85239, 85240, 85243, 85244, 85265.5, 85280, 85281, 85282, 85284, 85288, 85301, 85302, 87061, and 87781 of, to amend and renumber Section 72425 of, and to repeal Section 78275.5 of, the Education Code, relating to public postsecondary education, and declaring the urgency thereof, to take effect immediately.

Bill presented by Assembly Member Liu.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—78

Aghazarian	Dymally	Leno	Richman
Arambula	Emmerson	Leslie	Ridley-Thomas
Baca	Evans	Levine	Runner
Bass	Frommer	Lieber	Ruskin
Benoit	Garcia	Liu	Saldaña
Berg	Goldberg	Matthews	Salinas
Bermúdez	Hancock	Maze	Spitzer
Blakeslee	Harman	McCarthy	Strickland
Bogh	Horton, Jerome	Montañez	Torrico
Calderon	Horton, Shirley	Mountjoy	Tran
Canciamilla	Houston	Mullin	Umberg
Chan	Huff	Nakanishi	Vargas
Chavez	Jones	Nation	Villines
Chu	Karnette	Nava	Walters
Cogdill	Keene	Negrete McLeod	Wolk
Cohn	Kleh	Niello	Wyland
Coto	Koretz	Oropeza	Yee
Daucher	La Malfa	Parra	Mr. Speaker
De La Torre	La Suer	Pavley	
DeVore	Laird	Plescia	

NOES—1

Haynes

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—78

Aghazarian	Dymally	Leno	Richman
Arambula	Emmerson	Leslie	Ridley-Thomas
Baca	Evans	Levine	Runner
Bass	Frommer	Lieber	Ruskin
Benoit	Garcia	Liu	Saldaña
Berg	Goldberg	Matthews	Salinas
Bermúdez	Hancock	Maze	Spitzer
Blakeslee	Harman	McCarthy	Strickland
Bogh	Horton, Jerome	Montañez	Torrico
Calderon	Horton, Shirley	Mountjoy	Tran
Canciamilla	Houston	Mullin	Umberg
Chan	Huff	Nakanishi	Vargas
Chavez	Jones	Nation	Villines
Chu	Karnette	Nava	Walters
Cogdill	Keene	Negrete McLeod	Wolk
Cohn	Kleh	Niello	Wyland
Coto	Koretz	Oropeza	Yee
Daucher	La Malfa	Parra	Mr. Speaker
De La Torre	La Suer	Pavley	
DeVore	Laird	Plescia	

NOES—1

Haynes

Above bill ordered enrolled.

SPECIAL COMMITTEE MEETINGS

Assembly Member Frommer was granted unanimous consent that the Committee on Judiciary be permitted to hold a special meeting immediately, in the Tom Bane Rules Committee Room, and that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 771 for hearing.

CONSIDERATION OF SUPPLEMENTAL FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 820 (Strickland)—An act to amend Sections 2117, 2120, 2125, 2150, 2150.4, 2185, 2186, and 2187 of, to add Sections 2127, 2157, 2193, and 2195 to, and to repeal Section 2020 of, the Fish and Game Code, relating to captive wild animals.

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—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	Kleh	Niello	Wyland
Daucher	Koretz	Oropeza	Yee
De La Torre	La Malfa	Parra	Mr. Speaker
DeVore	La Suer	Pavley	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1031 (Niello)—An act to amend Section 34501.12 of the Vehicle Code, relating to vehicles.

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—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	Klehns	Niello	Wyland
Daucher	Koretz	Oropeza	Yee
De La Torre	La Malfa	Parra	Mr. Speaker
DeVore	La Suer	Pavley	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1125 (Pavley)—An act to add Chapter 8.4 (commencing with Section 42451) to Part 3 of Division 30 of the Public Resources Code, relating to solid waste.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Frommer moved a call of the Assembly.

Motion carried. Time, 4:46 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 1531 (Bass)—An act to add Section 60851.5 to the Education Code, relating to academic assessment.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Frommer moved a call of the Assembly.

Motion carried. Time, 4:51 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 1734 (Koretz)—An act to amend Section 512 of the Labor Code, relating to employment.

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—57

Aghazarian	Dymally	Lieber	Ruskin
Arambula	Evans	Liu	Saldaña
Baca	Frommer	Matthews	Salinas
Bass	Goldberg	McCarthy	Strickland
Berg	Hancock	Montañez	Torrico
Bermúdez	Horton, Jerome	Nation	Umberg
Calderon	Horton, Shirley	Nava	Vargas
Canciamilla	Jones	Negrete McLeod	Walters
Chan	Karnette	Oropeza	Wolk
Chavez	Keene	Parra	Wyland
Chu	Kleh	Pavley	Yee
Cohn	Koretz	Plescia	Mr. Speaker
Coto	Laird	Richman	
Daucher	Leno	Ridley-Thomas	
De La Torre	Levine	Runner	

NOES—20

Benoit	Emmerson	Huff	Mountjoy
Blakeslee	Garcia	La Malfa	Niello
Bogh	Harman	La Suer	Spitzer
Cogdill	Haynes	Leslie	Tran
DeVore	Houston	Maze	Villines

Vote Changes

By unanimous consent, the following vote changes were permitted on Concurrence in Senate amendments to Assembly Bill No. 1734: Assembly Members McCarthy, Runner, and Walters from “No” to “Aye”.

Above bill ordered enrolled.

ASSEMBLY BILL NO. 381 (Montanez)—An act to amend Section 1708.8 of the Civil Code, relating to legal obligations.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Frommer moved a call of the Assembly.

Motion carried. Time, 5:06 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 23 (Liu)—An act to amend Section 52616.19 of, to add Section 52617 to, and to repeal Section 52616.23 of, the Education Code, relating to adult education, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—77

Aghazarian	Dymally	Leno	Richman
Arambula	Emmerson	Leslie	Ridley-Thomas
Baca	Evans	Levine	Runner
Bass	Frommer	Lieber	Ruskin
Benoit	Garcia	Liu	Saldaña
Berg	Goldberg	Matthews	Salinas
Bermúdez	Hancock	Maze	Spitzer
Blakeslee	Harman	McCarthy	Strickland
Bogh	Horton, Jerome	Montañez	Torrico
Calderon	Horton, Shirley	Mountjoy	Tran
Canciamilla	Houston	Mullin	Umberg
Chan	Huff	Nakanishi	Vargas
Chavez	Jones	Nation	Villines
Chu	Karnette	Nava	Wolk
Cogdill	Keene	Negrete McLeod	Wyland
Cohn	Klehls	Niello	Yee
Coto	Koretz	Oropeza	Mr. Speaker
Daucher	La Malfa	Parra	
De La Torre	La Suer	Pavley	
DeVore	Laird	Plescia	

NOES—2

Haynes Walters

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—77

Aghazarian	Dymally	Leno	Richman
Arambula	Emmerson	Leslie	Ridley-Thomas
Baca	Evans	Levine	Runner
Bass	Frommer	Lieber	Ruskin
Benoit	Garcia	Liu	Saldaña
Berg	Goldberg	Matthews	Salinas
Bermúdez	Hancock	Maze	Spitzer
Blakeslee	Harman	McCarthy	Strickland
Bogh	Horton, Jerome	Montañez	Torrico
Calderon	Horton, Shirley	Mountjoy	Tran
Canciamilla	Houston	Mullin	Umberg
Chan	Huff	Nakanishi	Vargas
Chavez	Jones	Nation	Villines
Chu	Karnette	Nava	Wolk
Cogdill	Keene	Negrete McLeod	Wyland
Cohn	Klehls	Niello	Yee
Coto	Koretz	Oropeza	Mr. Speaker
Daucher	La Malfa	Parra	
De La Torre	La Suer	Pavley	
DeVore	Laird	Plescia	

NOES—2

Haynes Walters

Above bill ordered enrolled.

ASSEMBLY BILL NO. 491 (Goldberg)—An act to amend Sections 17071.75, 17078.27, and 41329.55 of the Education Code, relating to school facilities, and making an appropriation therefor.

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—49

Arambula	Dymally	Levine	Ruskin
Baca	Emmerson	Lieber	Saldaña
Bass	Evans	Liu	Salinas
Berg	Frommer	Matthews	Spitzer
Bermúdez	Goldberg	Montañez	Torrico
Calderon	Hancock	Mullin	Umberg
Canciamilla	Horton, Jerome	Nation	Vargas
Chan	Jones	Nava	Wolk
Chavez	Karnette	Negrete McLeod	Yee
Chu	Klehs	Oropeza	Mr. Speaker
Cohn	Koretz	Parra	
Coto	Laird	Pavley	
De La Torre	Leno	Ridley-Thomas	

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	
Garcia	La Suer	Richman	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 726 (Goldberg)—An act to add Section 317 to the Education Code, relating to pupil assessment.

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—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	

NOES—None

Above bill ordered enrolled.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 130, on request of Assembly Member Laird.

**CONSIDERATION OF SUPPLEMENTAL FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)**

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 1753 (Committee on Governmental Organization)—An act to amend Section 19854 of the Business and Professions Code, and to amend Sections 330.9, 332, 337a, 337d, 337j, and 337z of the Penal Code, relating to gambling.

Bill presented by Assembly Member Jerome Horton.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—78

Aghazarian	Dymally	Laird	Plescia
Arambula	Emmerson	Leno	Richman
Baca	Evans	Leslie	Ridley-Thomas
Bass	Frommer	Levine	Runner
Benoit	Garcia	Lieber	Ruskin
Berg	Goldberg	Liu	Salinas
Bermúdez	Hancock	Matthews	Spitzer
Blakeslee	Harman	Maze	Strickland
Bogh	Haynes	McCarthy	Torrico
Calderon	Horton, Jerome	Montañez	Tran
Canciamilla	Horton, Shirley	Mountjoy	Umberg
Chan	Houston	Mullin	Vargas
Chavez	Huff	Nakanishi	Villines
Chu	Jones	Nation	Walters
Cogdill	Karnette	Nava	Wolk
Cohn	Keene	Negrete McLeod	Wyland
Coto	Klehs	Niello	Yee
Daucher	Koretz	Oropeza	Mr. Speaker
De La Torre	La Malfa	Parra	
DeVore	La Suer	Pavley	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 403 (La Malfa)—An act to amend Sections 25404.1.2 and 25503.5 of, and amend and repeal Section 25404 of, the Health and Safety Code, relating to hazardous materials.

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—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	

NOES—None

Above bill ordered enrolled.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 10, on request of Assembly Member Jones.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 426**

At 5:21 p.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.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Frommer moved to continue the call of the Assembly.

Motion carried. Time, 5:21 p.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
ASSEMBLY BILL NO. 1623**

At 5:21 p.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.

The Assembly concurred in Senate amendments to Assembly Bill No. 1623 by the following vote:

AYES—43

Baca	De La Torre	Laird	Pavley
Bass	Dymally	Leno	Ridley-Thomas
Berg	Evans	Levine	Ruskin
Bermúdez	Frommer	Lieber	Saldaña
Calderon	Goldberg	Matthews	Salinas
Canciamilla	Hancock	Montañez	Torrico
Chan	Horton, Jerome	Mullin	Vargas
Chavez	Jones	Nation	Wolk
Chu	Karnette	Nava	Yee
Cohn	Klehs	Oropeza	Mr. Speaker
Coto	Koretz	Parra	

NOES—35

Aghazarian	Garcia	Leslie	Runner
Arambula	Harman	Maze	Spitzer
Benoit	Haynes	McCarthy	Strickland
Blakeslee	Horton, Shirley	Mountjoy	Tran
Bogh	Houston	Nakanishi	Umberg
Cogdill	Huff	Negrete McLeod	Villines
Daucher	Keene	Niello	Walters
DeVore	La Malfa	Plescia	Wyland
Emmerson	La Suer	Richman	

Above bill ordered enrolled.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)**

ASSEMBLY CONCURRENT RESOLUTION NO. 93 (Bogh)—Relative to California Economic Literacy Week.

Resolution read, and adopted by the following vote:

AYES—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	

NOES—None

Resolution ordered transmitted to the Senate.

MEMBERS EXCUSED FOR COMMITTEE MEETING

At 5:24 p.m., by unanimous consent, the members of the Committee on Rules were excused for the purpose of attending a meeting of the committee at this time, in the Tom Bane Rules Committee Room, and without objection, the House was permitted to continue in Floor session.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 557 (Battin)—An act to add and repeal Section 10062 of the Public Utilities Code, relating to municipal utilities.

Bill read third time, and presented by Assembly Member Bogh.
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, 5:24 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

MESSAGES FROM THE SENATE

Senate Chamber, September 7, 2005

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 118
Assembly Bill No. 240
Assembly Bill No. 477

Assembly Bill No. 635
Assembly Bill No. 1497

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, September 8, 2005

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 1235
Assembly Bill No. 1357
Assembly Bill No. 1597

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

Above bills ordered enrolled.

Senate Chamber, September 8, 2005

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Concurrent Resolution No. 37
Assembly Concurrent Resolution No. 86

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

Above resolutions ordered enrolled.

Senate Chamber, September 8, 2005

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Concurrent Resolution No. 76
Assembly Concurrent Resolution No. 85
Assembly Concurrent Resolution No. 87
Assembly Concurrent Resolution No. 88
Assembly Concurrent Resolution No. 89
Assembly Concurrent Resolution No. 90

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

Above resolutions ordered enrolled.

REPORTS OF STANDING COMMITTEES
Committee on Revenue and Taxation

Date of Hearing: September 8, 2005

Mr. Speaker: Your Committee on Revenue and Taxation reports:

Assembly Bill No. 911
Assembly Bill No. 964

With the recommendation: That the Senate amendments be concurred in.

KLEHS, Chair

Above bills ordered to unfinished business.

Committee on Public Employees, Retirement and Social Security

Date of Hearing: September 8, 2005

Mr. Speaker: Your Committee on Public Employees, Retirement and Social Security reports:

Assembly Bill No. 256
Assembly Bill No. 795

With the recommendation: That the Senate amendments be concurred in.

TORRICO, Chair

Above bills ordered to unfinished business.

CONSIDERATION OF SUPPLEMENTAL FILE

Assembly Member Frommer was granted unanimous consent that all measures on Supplemental File No. 3 be taken up for consideration.

CONSIDERATION OF SUPPLEMENTAL FILE
UNFINISHED BUSINESS

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 118 (Cohn)—An act to amend Section 3100 of the Family Code, and to amend Section 136.2 of the Penal Code, relating to protective orders.

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

Aghazarian	Emmerson	Leslie	Ridley-Thomas
Arambula	Evans	Levine	Runner
Baca	Frommer	Lieber	Ruskin
Bass	Garcia	Liu	Saldaña
Berg	Hancock	Matthews	Salinas
Bermúdez	Harman	Maze	Spitzer
Blakeslee	Haynes	McCarthy	Strickland
Bogh	Horton, Jerome	Montañez	Torrico
Calderon	Horton, Shirley	Mountjoy	Tran
Canciamilla	Houston	Mullin	Umburg
Chan	Huff	Nakanishi	Vargas
Chavez	Jones	Nation	Villines
Chu	Karnette	Nava	Walters
Cogdill	Keene	Negrete McLeod	Wolk
Cohn	Klehs	Niello	Wyland
Coto	Koretz	Oropeza	Yee
Daucher	La Malfa	Parra	Mr. Speaker
De La Torre	La Suer	Pavley	
DeVore	Laird	Plescia	
Dymally	Leno	Richman	

NOES—None

Vote Changes

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 118: Assembly Member Goldberg from “Aye” to “Not Voting”.

Above bill ordered enrolled.

ASSEMBLY BILL NO. 240 (Bermudez)—An act to amend Section 3003 of, and to add Section 290.02 to, the Penal Code, and to add Section 14133.225 to the Welfare and Institutions Code, relating to sex offenders, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—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	Kleh	Niello	Wyland
Daucher	Koretz	Oropeza	Yee
De La Torre	La Malfa	Parra	Mr. Speaker
DeVore	La Suer	Pavley	

NOES—None

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—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	Kleh	Niello	Wyland
Daucher	Koretz	Oropeza	Yee
De La Torre	La Malfa	Parra	Mr. Speaker
DeVore	La Suer	Pavley	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 477 (Baca)—An act to add Section 12315 to the Welfare and Institutions Code, relating to in-home supportive services.

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—46

Arambula	Dymally	Levine	Ridley-Thomas
Baca	Evans	Lieber	Ruskin
Bass	Frommer	Liu	Saldaña
Berg	Goldberg	Matthews	Salinas
Bermúdez	Hancock	Montañez	Torrico
Calderon	Horton, Jerome	Mullin	Umberg
Chan	Jones	Nation	Vargas
Chavez	Karnette	Nava	Wolk
Chu	Klehs	Negrete McLeod	Yee
Cohn	Koretz	Oropeza	Mr. Speaker
Coto	Laird	Parra	
De La Torre	Leno	Pavley	

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

Above bill ordered enrolled.

ASSEMBLY BILL NO. 635 (Bermudez)—An act to amend Section 19961 of, and to add Section 19961.05 to, the Business and Professions Code, relating to gambling.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Frommer moved a call of the Assembly.

Motion carried. Time, 5:32 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

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. 1497 to the Committee on Local Government.

(NOTE: Later this day, the action was rescinded whereby Assembly Bill No. 1497 was re-referred to the Committee on Local Government pursuant to Assembly Rule 77.2, and the bill was ordered returned to the unfinished business file. See page 3638.)

CONSIDERATION OF SUPPLEMENTAL FILE (RESUMED) UNFINISHED BUSINESS (RESUMED) CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 911 (Chu)—An act to amend Section 13943.1 of the Government Code, and to amend Sections 7074, 19732, 19733, 19738, and 19777.5 of, to add Section 19255 to, and to repeal Section 19737 of, the Revenue and Taxation Code, relating to taxation, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—78

Aghazarian	Dymally	Leno	Richman
Arambula	Emmerson	Leslie	Ridley-Thomas
Baca	Evans	Levine	Runner
Bass	Frommer	Lieber	Ruskin
Benoit	Garcia	Liu	Saldaña
Berg	Goldberg	Matthews	Salinas
Bermúdez	Hancock	Maze	Spitzer
Blakeslee	Harman	McCarthy	Strickland
Bogh	Haynes	Montañez	Torrico
Calderon	Horton, Jerome	Mountjoy	Tran
Canciamilla	Horton, Shirley	Mullin	Umberg
Chan	Houston	Nakanishi	Vargas
Chavez	Huff	Nation	Villines
Chu	Karnette	Nava	Walters
Cogdill	Keene	Negrete McLeod	Wolk
Cohn	Klehls	Niello	Wyland
Coto	Koretz	Oropeza	Yee
Daucher	La Malfa	Parra	Mr. Speaker
De La Torre	La Suer	Pavley	
DeVore	Laird	Plescia	

NOES—None

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—78

Aghazarian	Dymally	Leno	Richman
Arambula	Emmerson	Leslie	Ridley-Thomas
Baca	Evans	Levine	Runner
Bass	Frommer	Lieber	Ruskin
Benoit	Garcia	Liu	Saldaña
Berg	Goldberg	Matthews	Salinas
Bermúdez	Hancock	Maze	Spitzer
Blakeslee	Harman	McCarthy	Strickland
Bogh	Haynes	Montañez	Torrico
Calderon	Horton, Jerome	Mountjoy	Tran
Canciamilla	Horton, Shirley	Mullin	Umberg
Chan	Houston	Nakanishi	Vargas
Chavez	Huff	Nation	Villines
Chu	Karnette	Nava	Walters
Cogdill	Keene	Negrete McLeod	Wolk
Cohn	Klehls	Niello	Wyland
Coto	Koretz	Oropeza	Yee
Daucher	La Malfa	Parra	Mr. Speaker
De La Torre	La Suer	Pavley	
DeVore	Laird	Plescia	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 964 (Jerome Horton)—An act to amend Section 441 of, to add Section 401.17 to, and to add and repeal Section 1153.5 of, the Revenue and Taxation Code, relating to taxation, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—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	Kleh	Niello	Wyland
Daucher	Koretz	Oropeza	Yee
De La Torre	La Malfa	Parra	Mr. Speaker
DeVore	La Suer	Pavley	

NOES—None

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—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	Kleh	Niello	Wyland
Daucher	Koretz	Oropeza	Yee
De La Torre	La Malfa	Parra	Mr. Speaker
DeVore	La Suer	Pavley	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 256 (De La Torre)—An act to add Sections 20432.6 and 22849 to, and to add and repeal Section 31485.12 of, the Government Code, relating to public employees' benefits.

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—50

Arambula	Coto	Laird	Pavley
Baca	De La Torre	Leno	Ridley-Thomas
Bass	Dymally	Levine	Ruskin
Berg	Evans	Lieber	Saldaña
Bermúdez	Frommer	Liu	Salinas
Blakeslee	Garcia	Matthews	Torrico
Bogh	Goldberg	Montañez	Umberg
Calderon	Hancock	Mullin	Vargas
Canciamilla	Horton, Jerome	Nation	Wolk
Chan	Jones	Nava	Yee
Chavez	Karnette	Negrete McLeod	Mr. Speaker
Chu	Klehs	Oropeza	
Cohn	Koretz	Parra	

NOES—29

Aghazarian	Horton, Shirley	McCarthy	Strickland
Benoit	Houston	Mountjoy	Tran
Cogdill	Huff	Nakanishi	Villines
Daucher	Keene	Niello	Walters
DeVore	La Malfa	Plescia	Wyland
Emmerson	La Suer	Richman	
Harman	Leslie	Runner	
Haynes	Maze	Spitzer	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 795 (Ridley-Thomas)—An act to amend Section 18000.5 of the Government Code, relating to public employment.

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—45

Arambula	De La Torre	Levine	Ruskin
Baca	Dymally	Lieber	Saldaña
Bass	Evans	Matthews	Salinas
Berg	Frommer	Montañez	Torrico
Bermúdez	Hancock	Mullin	Umberg
Calderon	Horton, Jerome	Nation	Vargas
Canciamilla	Jones	Nava	Wolk
Chan	Karnette	Negrete McLeod	Yee
Chavez	Klehs	Oropeza	Mr. Speaker
Chu	Koretz	Parra	
Cohn	Laird	Pavley	
Coto	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

Vote Changes

By unanimous consent, the following vote change was permitted on Concurrence in Senate amendments to Assembly Bill No. 795: Assembly Member Liu from “Aye” to “Not Voting”.

Above bill ordered enrolled.

CAUCUS ANNOUNCEMENTS

At 5:55 p.m., Assembly Member Bass was granted unanimous consent that the Democratic Caucus be permitted to meet in the Assembly Lounge.

Assembly Member McCarthy was granted unanimous consent that the Republican Caucus be permitted to meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 5:55 p.m., Speaker pro Tempore Yee declared the Assembly recessed.

RECONVENED

At 6:20 p.m., the Assembly reconvened.

Hon. Leland Y. Yee, Speaker pro Tempore of the Assembly, presiding.

ACTION RESCINDED ON SENATE BILL NO. 1002

Assembly Member Frommer was granted unanimous consent to rescind the action whereby the Assembly, on September 2, 2005 (Assembly Journal, page 3263), re-referred Senate Bill No. 1002 to the Committees on Jobs, Economic Development, and the Economy, Revenue and Taxation, and Appropriations pursuant to Assembly Rule 77.2.

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. 1002 to the Committee on Appropriations.

SPECIAL COMMITTEE MEETINGS

Assembly Member Frommer was granted unanimous consent that the Committee on Appropriations be permitted to hold a special meeting today, off the Floor, upon call of the Chair, in Room 4202, at 7 p.m., and that Joint Rule 62(a) be waived for the purpose of setting Senate Bills Nos. 288, 1002, and 1026 for hearing.

Assembly Member Frommer was granted unanimous consent that the Committee on Governmental Organization be permitted to hold a special meeting today, off the Floor, upon call of the Chair, and that Joint Rule 62(a) be waived for the purpose of setting Assembly Bills Nos. 417 and 1750 for hearing.

RECESS

By unanimous consent, at 6:25 p.m., Speaker pro Tempore Yee declared the Assembly recessed.

RECONVENED

At 7:53 p.m., the Assembly reconvened.

Hon. Leland Y. Yee, Speaker pro Tempore of the Assembly, presiding.

MEMBERS EXCUSED FOR COMMITTEE MEETING

At 7:53 p.m., by unanimous consent, the members of the Committee on Governmental Organization were excused for the purpose of attending a meeting of the committee at this time, in Room 4202, and without objection, the House was permitted to continue in Floor session.

REPORTS OF STANDING COMMITTEES**Committee on Judiciary**

Date of Hearing: September 8, 2005

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 771

With the recommendation: That the Senate amendments be concurred in.

JONES, Chair

Above bill ordered to unfinished business.

MESSAGES FROM THE SENATE

Senate Chamber, September 7, 2005

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 380

And respectfully requests the Assembly to concur in said amendments.

GREGORY P. SCHMIDT, Secretary of the Senate

By David Valverde, Assistant Secretary

Above bill ordered to unfinished business file.

Senate Chamber, September 7, 2005

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 48
Assembly Bill No. 51

Assembly Bill No. 518
Assembly Bill No. 643

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

Above bills ordered enrolled.

Senate Chamber, September 8, 2005

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 67
Assembly Bill No. 216
Assembly Bill No. 873

Assembly Bill No. 1297
Assembly Bill No. 1383
Assembly Bill No. 1385

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, September 7, 2005

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 439
Assembly Bill No. 649

Assembly Bill No. 1323
Assembly Bill No. 1666

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, September 8, 2005

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 54
Assembly Bill No. 466
Assembly Bill No. 593

Assembly Bill No. 688
Assembly Bill No. 1045
Assembly Bill No. 1655

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, September 8, 2005

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 73

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

Above bill ordered enrolled.

RE-REFERENCE OF BILL TO COMMITTEE PURSUANT TO ASSEMBLY RULE 77.2

Pursuant to Assembly Rule 77.2, Speaker pro Tempore Yee re-referred the following Assembly bills to committees as noted:

Assembly Bill No. 67, to the Committee on Utilities and Commerce;
Assembly Bill No. 466, to the Committee on Water, Parks and Wildlife;

Assembly Bill No. 1655, to the Committee on Higher Education.

CONSIDERATION OF SUPPLEMENTAL FILE

Assembly Member Frommer was granted unanimous consent that all measures on Supplemental File No. 4 be taken up for consideration.

CONSIDERATION OF SUPPLEMENTAL FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 1297 (Evans)—An act to add Section 17591.5 to the Education Code, relating to school facilities.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Frommer moved a call of the Assembly.

Motion carried. Time, 7:58 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 1383 (Pavley)—An act to add and repeal Chapter 5.6 (commencing with Section 25460) of Division 15 of the Public Resources Code, relating to energy.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Frommer moved a call of the Assembly.

Motion carried. Time, 7:59 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 1385 (Laird)—An act to add Section 49561 to the Education Code, relating to pupil nutrition.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—78

Aghazarian	Dymally	Leno	Richman
Arambula	Emmerson	Leslie	Ridley-Thomas
Baca	Evans	Levine	Runner
Bass	Frommer	Lieber	Ruskin
Benoit	Garcia	Liu	Saldaña
Berg	Goldberg	Matthews	Salinas
Bermúdez	Hancock	Maze	Spitzer
Blakeslee	Harman	McCarthy	Strickland
Bogh	Horton, Jerome	Montañez	Torrico
Calderon	Horton, Shirley	Mountjoy	Tran
Canciamilla	Houston	Mullin	Umberg
Chan	Huff	Nakanishi	Vargas
Chavez	Jones	Nation	Villines
Chu	Karnette	Nava	Walters
Cogdill	Keene	Negrete McLeod	Wolk
Cohn	Klehs	Niello	Wyland
Coto	Koretz	Oropeza	Yee
Daucher	La Malfa	Parra	Mr. Speaker
De La Torre	La Suer	Pavley	
DeVore	Laird	Plescia	

NOES—1

Haynes

Above bill ordered enrolled.

ASSEMBLY BILL NO. 873 (Bogh)—An act to amend Section 2071 of, and to add Section 2084 to, the Insurance Code, relating to homeowners' insurance.

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—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	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1323 (Vargas)—An act to amend Section 2079.10a of the Civil Code, to amend Section 1522.01 of the Health and Safety Code, and to amend Sections 290, 290.01, 290.4, 290.45, 290.46, 290.5, 290.6, 666.7, and 1170.11 of the Penal Code, relating to sex offenders, 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

Aghazarian	Dymally	Leno	Ridley-Thomas
Arambula	Emmerson	Levine	Runner
Baca	Evans	Lieber	Ruskin
Bass	Frommer	Liu	Saldaña
Benoit	Garcia	Matthews	Salinas
Berg	Hancock	Maze	Spitzer
Bermúdez	Harman	McCarthy	Strickland
Blakeslee	Haynes	Montañez	Torrico
Bogh	Horton, Jerome	Mountjoy	Tran
Calderon	Horton, Shirley	Mullin	Umberg
Canciamilla	Houston	Nakanishi	Vargas
Chan	Huff	Nation	Villines
Chavez	Jones	Nava	Walters
Chu	Karnette	Negrete McLeod	Wolk
Cogdill	Keene	Niello	Wyland
Cohn	Klehs	Oropeza	Yee
Coto	Koretz	Parra	Mr. Speaker
Daucher	La Malfa	Pavley	
De La Torre	La Suer	Plescia	
DeVore	Laird	Richman	

NOES—1

Goldberg

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1666 (Frommer)—An act to add Chapter 3.3 (commencing with Section 820) to Division 4 of the Military and Veterans Code, relating to military service.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—78

Aghazarian	Dymally	Leno	Richman
Arambula	Emmerson	Leslie	Ridley-Thomas
Baca	Evans	Levine	Runner
Bass	Frommer	Lieber	Ruskin
Benoit	Garcia	Liu	Saldaña
Berg	Goldberg	Matthews	Salinas
Bermúdez	Hancock	Maze	Spitzer
Blakeslee	Harman	McCarthy	Strickland
Bogh	Horton, Jerome	Montañez	Torrico
Calderon	Horton, Shirley	Mountjoy	Tran
Canciamilla	Houston	Mullin	Umberg
Chan	Huff	Nakanishi	Vargas
Chavez	Jones	Nation	Villines
Chu	Karnette	Nava	Walters
Cogdill	Keene	Negrete McLeod	Wolk
Cohn	Klehs	Niello	Wyland
Coto	Koretz	Oropeza	Yee
Daucher	La Malfa	Parra	Mr. Speaker
De La Torre	La Suer	Pavley	
DeVore	Laird	Plescia	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 593 (Frommer)—An act to add and repeal Chapter 11.7 (commencing with Section 66970) of Part 40 of the Education Code, to amend Sections 11011 and 54221 of, and to add and repeal Part 11.5 (commencing with Section 15870) of Division 3 of Title 2 of, the Government Code, relating to state property.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Frommer moved a call of the Assembly.

Motion carried. Time, 8:06 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 688 (Matthews)—An act to amend Section 1324.2 of the Health and Safety Code, relating to health facilities.

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—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	Klehns	Niello	Wyland
Daucher	Koretz	Oropeza	Yee
De La Torre	La Malfa	Parra	Mr. Speaker
DeVore	La Suer	Pavley	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1045 (Frommer)—An act to amend Sections 1339.56 and 1339.59 of, to add Section 1339.585 to, and to repeal Section 1339.57 of, the Health and Safety Code, relating to the Payers' Bill of Rights.

**At 8:09 p.m., Assistant Speaker pro Tempore Sally Lieber,
22nd District, presiding**

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—47

Arambula	De La Torre	Leno	Pavley
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	Klehns	Negrete McLeod	Yee
Cohn	Koretz	Oropeza	Mr. Speaker
Coto	Laird	Parra	

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

Above bill ordered enrolled.

At 8:10 p.m., Speaker Fabian Núñez, 46th District, presiding

ASSEMBLY BILL NO. 216 (Oropeza)—An act to amend Section 14556.30 of the Government Code, and to amend Sections 30914 and 30914.5 of the Streets and Highways Code, relating to transportation.

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—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	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 439 (Parra)—An act to amend Sections 290 and 1203.4 of, and to repeal Section 290.1 of, the Penal Code, relating to sex offenders.

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—76

Aghazarian	Dymally	Leno	Plescia
Arambula	Emmerson	Leslie	Richman
Baca	Evans	Levine	Ridley-Thomas
Benoit	Frommer	Lieber	Runner
Berg	Garcia	Liu	Ruskin
Bermúdez	Harman	Matthews	Saldaña
Blakeslee	Haynes	Maze	Salinas
Bogh	Horton, Jerome	McCarthy	Spitzer
Calderon	Horton, Shirley	Montañez	Strickland
Canciamilla	Houston	Mountjoy	Torrico
Chan	Huff	Mullin	Tran
Chavez	Jones	Nakanishi	Umberg
Chu	Karnette	Nation	Vargas
Cogdill	Keene	Nava	Villines
Cohn	Klehs	Negrete McLeod	Walters
Coto	Koretz	Niello	Wolk
Daucher	La Malfa	Oropeza	Wyland
De La Torre	La Suer	Parra	Yee
DeVore	Laird	Pavley	Mr. Speaker

NOES—1

Goldberg

Above bill ordered enrolled.

ASSEMBLY BILL NO. 649 (Parra)—An act to amend Sections 78611, 78627, 78632, and 78700 of, and to add Article 8 (commencing with Section 78750) to Chapter 24 of Part 2 of Division 22 of, the Food and Agricultural Code, relating to agriculture.

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—76

Aghazarian	DeVore	La Suer	Parra
Arambula	Dymally	Laird	Pavley
Baca	Emmerson	Leno	Plescia
Bass	Evans	Leslie	Richman
Benoit	Frommer	Levine	Ridley-Thomas
Berg	Garcia	Lieber	Runner
Bermúdez	Goldberg	Liu	Ruskin
Blakeslee	Harman	Matthews	Saldaña
Bogh	Haynes	Maze	Spitzer
Calderon	Horton, Jerome	McCarthy	Strickland
Canciamilla	Horton, Shirley	Montañez	Torrico
Chan	Houston	Mountjoy	Tran
Chavez	Huff	Mullin	Vargas
Chu	Jones	Nakanishi	Villines
Cogdill	Karnette	Nation	Walters
Cohn	Keene	Nava	Wolk
Coto	Klehs	Negrete McLeod	Wyland
Daucher	Koretz	Niello	Yee
De La Torre	La Malfa	Oropeza	Mr. Speaker

NOES—2

Hancock

Umberg

Vote Changes

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 649: Assembly Member Umberg from “Aye” to “No”.

Above bill ordered enrolled.

ASSEMBLY BILL NO. 54 (Negrete McLeod)—An act to amend Section 11011.21 of the Government Code, to amend Section 12 of Chapter 1087 of the Statutes of 1985, and to amend Section 10 of Chapter 974 of the Statutes of 2002, relating to state property, and making an appropriation therefor.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—78

Aghazarian	Dymally	Laird	Richman
Arambula	Emmerson	Leno	Ridley-Thomas
Baca	Evans	Leslie	Runner
Bass	Frommer	Levine	Ruskin
Benoit	Garcia	Lieber	Saldaña
Berg	Goldberg	Liu	Salinas
Bermúdez	Hancock	Matthews	Spitzer
Blakeslee	Harman	Maze	Strickland
Bogh	Haynes	McCarthy	Torrico
Calderon	Horton, Jerome	Montañez	Tran
Canciamilla	Horton, Shirley	Mountjoy	Umberg
Chan	Houston	Nakanishi	Vargas
Chavez	Huff	Nation	Villines
Chu	Jones	Nava	Walters
Cogdill	Karnette	Negrete McLeod	Wolk
Cohn	Keene	Niello	Wyland
Coto	Kleh	Oropeza	Yee
Daucher	Koretz	Parra	Mr. Speaker
De La Torre	La Malfa	Pavley	
DeVore	La Suer	Plescia	

NOES—None

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 239**

At 8:15 p.m., on motion of Assembly Member Leno, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 239 passed by the following vote:

AYES—59

Aghazarian	Dymally	Leno	Ridley-Thomas
Baca	Emmerson	Levine	Runner
Bass	Evans	Lieber	Ruskin
Berg	Frommer	Liu	Saldaña
Bermúdez	Garcia	Matthews	Salinas
Bogh	Goldberg	Montañez	Strickland
Calderon	Hancock	Mullin	Torrico
Canciamilla	Haynes	Nakanishi	Tran
Chan	Horton, Jerome	Nation	Umberg
Chavez	Horton, Shirley	Nava	Vargas
Chu	Jones	Negrete McLeod	Walters
Cohn	Karnette	Oropeza	Wolk
Coto	Kleh	Parra	Yee
De La Torre	Koretz	Pavley	Mr. Speaker
DeVore	Laird	Richman	

NOES—20

Arambula	Harman	La Suer	Niello
Benoit	Houston	Leslie	Plescia
Blakeslee	Huff	Maze	Spitzer
Cogdill	Keene	McCarthy	Villines
Daucher	La Malfa	Mountjoy	Wyland

Vote Changes

By unanimous consent, the following vote changes were permitted on Senate Bill No. 239: Assembly Members Aghazarian, Runner, and Tran from “No” to “Aye”.

Bill ordered transmitted to the Senate.

CONSIDERATION OF SUPPLEMENTAL FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 771 (Saldana)—An act to amend Section 30324 of the Public Resources Code, relating to coastal resources.

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—45

Baca	Evans	Levine	Ridley-Thomas
Bass	Frommer	Lieber	Ruskin
Berg	Goldberg	Liu	Saldaña
Bermúdez	Hancock	Matthews	Salinas
Calderon	Horton, Jerome	Montañez	Umberg
Canciamilla	Jones	Mullin	Vargas
Chan	Karnette	Nation	Wolk
Chavez	Klehs	Nava	Yee
Chu	Koretz	Negrete McLeod	Mr. Speaker
Cohn	Laird	Oropeza	
De La Torre	Leno	Parra	
Dymally	Leslie	Pavley	

NOES—34

Aghazarian	Emmerson	La Suer	Spitzer
Arambula	Garcia	Maze	Strickland
Benoit	Harman	McCarthy	Torrico
Blakeslee	Haynes	Mountjoy	Tran
Bogh	Horton, Shirley	Nakanishi	Villines
Cogdill	Houston	Niello	Walters
Coto	Huff	Plescia	Wyland
Daucher	Keene	Richman	
DeVore	La Malfa	Runner	

Vote Changes

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 771: Assembly Member Arambula from “Aye” to “No”.

Above bill ordered enrolled.

ASSEMBLY BILL NO. 380 (Nunez)—An act to add Sections 380 and 9620 to the Public Utilities Code, relating to electricity.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—78

Aghazarian	Emmerson	Leno	Richman
Arambula	Evans	Leslie	Ridley-Thomas
Baca	Frommer	Levine	Runner
Bass	Garcia	Lieber	Ruskin
Benoit	Goldberg	Liu	Saldaña
Berg	Hancock	Matthews	Salinas
Bermúdez	Harman	Maze	Spitzer
Blakeslee	Haynes	McCarthy	Strickland
Bogh	Horton, Jerome	Montañez	Torrico
Calderon	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	
Dymally	Laird	Plescia	

NOES—1

Canciamilla

Above bill ordered enrolled.

ASSEMBLY BILL NO. 715 (Levine)—An act relating to forestry.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Frommer moved a call of the Assembly.

Motion carried. Time, 8:26 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

JOINT RULE 62(a) WAIVED

Assembly Member Frommer was granted unanimous consent that Joint Rule 62(a) be waived to permit the following bills to be heard in committee:

Committee on Utilities and Commerce to hear Assembly Bill No. 67, Senate Bill No. 1, and Senate Bill No. 909, immediately, in the Tom Bane Rules Committee Room.

ACTION RESCINDED ON ASSEMBLY BILL NO. 913

Speaker Núñez was granted unanimous consent to rescind the action whereby on September 7, 2005 (Assembly Journal, page 3449), Assembly Bill No. 913 was re-referred to the Committee on Transportation pursuant to Assembly Rule 77.2, and that the bill be ordered returned to the unfinished business file.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 600**

At 8:32 p.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.

Senate Bill No. 600 passed by the following vote:

AYES—43

Arambula	De La Torre	Laird	Parra
Baca	Dymally	Leno	Pavley
Bass	Evans	Levine	Ridley-Thomas
Berg	Frommer	Lieber	Ruskin
Bermúdez	Goldberg	Liu	Saldaña
Calderon	Hancock	Montañez	Salinas
Canciamilla	Horton, Jerome	Mullin	Torrico
Chan	Jones	Nation	Umberg
Chavez	Karnette	Nava	Yee
Chu	Klehs	Negrete McLeod	Mr. Speaker
Coto	Koretz	Oropeza	

NOES—35

Aghazarian	Garcia	Leslie	Runner
Benoit	Harman	Matthews	Spitzer
Blakeslee	Haynes	Maze	Strickland
Bogh	Horton, Shirley	McCarthy	Tran
Cogdill	Houston	Mountjoy	Villines
Cohn	Huff	Nakanishi	Walters
Daucher	Keene	Niello	Wolk
DeVore	La Malfa	Plescia	Wyland
Emmerson	La Suer	Richman	

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 600: Assembly Member Chavez from "No" to "Aye".

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 1125**

At 8:34 p.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.

The Assembly concurred in Senate amendments to Assembly Bill No. 1125 by the following vote:

AYES—42

Arambula	De La Torre	Leno	Pavley
Baca	Dymally	Levine	Ridley-Thomas
Bass	Evans	Lieber	Ruskin
Berg	Frommer	Liu	Saldaña
Bermúdez	Goldberg	Montañez	Umberg
Calderon	Hancock	Mullin	Vargas
Canciamilla	Jones	Nation	Wolk
Chan	Karnette	Nava	Yee
Chavez	Klehs	Negrete McLeod	Mr. Speaker
Chu	Koretz	Oropeza	
Coto	Laird	Parra	

NOES—36

Aghazarian	Garcia	La Suer	Richman
Benoit	Harman	Leslie	Runner
Blakeslee	Haynes	Matthews	Spitzer
Bogh	Horton, Jerome	Maze	Strickland
Cogdill	Horton, Shirley	McCarthy	Torrico
Cohn	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 Concurrence in Senate amendments to Assembly Bill No. 1125: Assembly Member Harman from "Aye" to "No".

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 557**

At 8:37 p.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.

Senate Bill No. 557 passed by the following vote:

AYES—61

Aghazarian	Emmerson	Leslie	Ridley-Thomas
Baca	Frommer	Levine	Runner
Bass	Garcia	Lieber	Saldaña
Benoit	Harman	Liu	Salinas
Berg	Haynes	Maze	Spitzer
Bermúdez	Horton, Jerome	McCarthy	Strickland
Bogh	Horton, Shirley	Montañez	Torrico
Calderon	Houston	Mountjoy	Tran
Canciamilla	Huff	Nakanishi	Umberg
Chavez	Karnette	Nation	Vargas
Cogdill	Keene	Niello	Wolk
Cohn	Klehs	Oropeza	Wyland
Coto	La Malfa	Parra	Yee
Daucher	La Suer	Pavley	
DeVore	Laird	Plescia	
Dymally	Leno	Richman	

NOES—8

Arambula	Evans	Koretz	Ruskin
De La Torre	Jones	Matthews	Villines

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 739**

At 8:38 p.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.

RECORD EXPUNGED AND ACTION RESCINDED ON SENATE BILL NO. 739

Assembly Member Wolk was granted unanimous consent that the record be expunged and the action rescinded whereby a roll call vote was taken on this day on Senate Bill No. 739, and that the bill be placed upon the inactive file.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 655**

At 8:40 p.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.

Senate Bill No. 655 refused passage by the following vote:

AYES—35

Baca	Evans	Leno	Pavley
Bass	Goldberg	Levine	Ridley-Thomas
Berg	Hancock	Lieber	Ruskin
Bermúdez	Horton, Jerome	Liu	Saldaña
Chan	Jones	Montañez	Salinas
Chu	Karnette	Mullin	Vargas
Coto	Kleh	Nation	Yee
De La Torre	Koretz	Nava	Mr. Speaker
Dymally	Laird	Oropeza	

NOES—42

Aghazarian	Emmerson	Matthews	Spitzer
Arambula	Garcia	Maze	Strickland
Benoit	Harman	McCarthy	Torrico
Blakeslee	Haynes	Mountjoy	Tran
Bogh	Horton, Shirley	Nakanishi	Umberg
Calderon	Houston	Negrete McLeod	Villines
Canciamilla	Huff	Niello	Walters
Chavez	Keene	Parra	Wolk
Cogdill	La Malfa	Plescia	Wyland
Daucher	La Suer	Richman	
DeVore	Leslie	Runner	

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 655: Assembly Member Jerome Horton from “No” to “Aye”.

**Motion to Reconsider Senate Bill No. 655
on Next Legislative Day**

Assembly Member Ruskin moved to reconsider on the next legislative day the vote whereby Senate Bill No. 655 was this day refused passage.

Senate Bill No. 655 ordered to the unfinished business file.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 646**

At 8:42 p.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.

Senate Bill No. 646 refused passage by the following vote:

AYES—32

Bass	Dymally	Koretz	Nava
Berg	Evans	Laird	Oropeza
Bermúdez	Goldberg	Leno	Pavley
Chan	Hancock	Levine	Ridley-Thomas
Chavez	Horton, Jerome	Lieber	Ruskin
Chu	Jones	Montañez	Saldaña
Coto	Karnette	Mullin	Yee
De La Torre	Klehs	Nation	Mr. Speaker

NOES—42

Aghazarian	Emmerson	Matthews	Spitzer
Arambula	Garcia	Maze	Strickland
Baca	Harman	McCarthy	Torrico
Benoit	Haynes	Mountjoy	Tran
Blakeslee	Horton, Shirley	Nakanishi	Umberg
Bogh	Houston	Negrete McLeod	Villines
Calderon	Huff	Niello	Walters
Canciamilla	Keene	Parra	Wolk
Cogdill	La Malfa	Plescia	Wyland
Daucher	La Suer	Richman	
DeVore	Leslie	Runner	

Vote Changes

By unanimous consent, the following vote changes were permitted on Senate Bill No. 646: Assembly Member Jerome Horton from “No” to “Aye”; Assembly Member Frommer from “Aye” to “Not Voting”.

**Motion to Reconsider Senate Bill No. 646
on Next Legislative Day**

Assembly Member Laird moved to reconsider on the next legislative day the vote whereby Senate Bill No. 646 was this day refused passage. Senate Bill No. 646 ordered to the unfinished business file.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 1531**

At 8:43 p.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.

The Assembly concurred in Senate amendments to Assembly Bill No. 1531 by the following vote:

AYES—41

Arambula	Dymally	Lieber	Ruskin
Baca	Evans	Liu	Saldaña
Bass	Goldberg	Matthews	Salinas
Berg	Hancock	Montañez	Torrico
Bermúdez	Horton, Jerome	Mullin	Umberg
Calderon	Karnette	Nava	Vargas
Chan	Klehs	Negrete McLeod	Yee
Chavez	Koretz	Oropeza	Mr. Speaker
Chu	Laird	Parra	
Coto	Leno	Pavley	
De La Torre	Levine	Ridley-Thomas	

NOES—35

Aghazarian	Garcia	Leslie	Runner
Benoit	Harman	Maze	Spitzer
Blakeslee	Haynes	McCarthy	Strickland
Bogh	Horton, Shirley	Mountjoy	Tran
Canciamilla	Houston	Nakanishi	Villines
Cogdill	Huff	Nation	Walters
Daucher	Keene	Niello	Wolk
DeVore	La Malfa	Plescia	Wyland
Emmerson	La Suer	Richman	

Above bill ordered enrolled.

JOINT RULE 62(a) WAIVED

Assembly Member Frommer was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Assembly Bills Nos. 1492 and 1655 for hearing in the Committee on Higher Education, off the Floor today, in the Tom Bane Rules Committee Room.

REQUEST TO SUSPEND RULES

Assembly Member Frommer requested unanimous consent that Joint Rule 62(a) be suspended to permit the Committee on Water, Parks and Wildlife to meet off the Floor today, for purpose of hearing Assembly Bill No. 466.

Assembly Member Cogdill withheld unanimous consent.

Motion to Suspend Joint Rule 62(a)

Assembly Member Frommer moved that Joint Rule 62(a) be suspended to permit the Committee on Water, Parks and Wildlife to meet off the Floor today, for the purpose of hearing Assembly Bill No. 466.

Assembly Member Vargas seconded the motion.

Motion for suspension of the rules carried by the following vote:

AYES—47

Arambula	De La Torre	Leno	Pavley
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	Klehs	Negrete McLeod	Yee
Cohn	Koretz	Oropeza	Mr. Speaker
Coto	Laird	Parra	

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	

MEMBERS EXCUSED FOR COMMITTEE MEETING

At 8:55 p.m., by unanimous consent, the members of the Committee on Higher Education were excused for the purpose of attending a meeting of the committee at this time, in the Tom Bane Rules Committee Room, and without objection, the House was permitted to continue in Floor session.

REPORTS OF STANDING COMMITTEES

Committee on Rules

Date of Hearing: September 8, 2005

Mr. Speaker: Your Committee on Rules reports:

House Resolution No. 24

With the recommendation: Be adopted.

MONTAÑEZ, Chair

Above resolution ordered to third reading.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Frommer was granted unanimous consent to suspend the rules to permit consideration of House Resolution No. 24 without reference to file.

Consideration of House Resolution No. 24

Assembly Member Nava was granted unanimous consent to take up House Resolution No. 24 without reference to file, for purpose of consideration.

HOUSE RESOLUTION NO. 24 (Nava)—Relative to Hurricane Katrina.
Resolution read.

At 8:54 p.m., Speaker pro Tempore Leland Y. Yee, 12th District, presiding
Resolution adopted by the following vote:

AYES—77

Aghazarian	Emmerson	Leno	Ridley-Thomas
Arambula	Evans	Levine	Runner
Baca	Frommer	Lieber	Ruskin
Bass	Garcia	Liu	Saldaña
Benoit	Goldberg	Matthews	Salinas
Berg	Hancock	Maze	Spitzer
Bermúdez	Harman	McCarthy	Strickland
Blakeslee	Haynes	Montañez	Torrico
Bogh	Horton, Jerome	Mountjoy	Tran
Calderon	Horton, Shirley	Mullin	Umberg
Canciamilla	Houston	Nakanishi	Vargas
Chan	Huff	Nation	Villines
Chavez	Jones	Nava	Walters
Chu	Karnette	Negrete McLeod	Wolk
Cogdill	Keene	Niello	Wyland
Cohn	Klehs	Oropeza	Yee
Coto	Koretz	Parra	Mr. Speaker
Daucher	La Malfa	Pavley	
DeVore	La Suer	Plescía	
Dymally	Laird	Richman	

NOES—None

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 1383**

At 9:01 p.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.

The Assembly concurred in Senate amendments to Assembly Bill No. 1383 by the following vote:

AYES—46

Arambula	De La Torre	Leno	Ridley-Thomas
Baca	Dymally	Levine	Ruskin
Bass	Evans	Lieber	Saldana
Berg	Frommer	Liu	Salinas
Bermúdez	Goldberg	Matthews	Torrico
Calderon	Hancock	Montañez	Umberg
Canciamilla	Horton, Jerome	Mullin	Vargas
Chan	Jones	Nation	Wolk
Chavez	Karnette	Nava	Yee
Chu	Klehs	Negrete McLeod	Mr. Speaker
Cohn	Koretz	Oropeza	
Coto	Laird	Pavley	

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

Above bill ordered enrolled.

MEMBERS EXCUSED FOR COMMITTEE MEETING

At 9:06 p.m., by unanimous consent, the members of the Committee on Water, Parks and Wildlife were excused for the purpose of attending a meeting of the committee at this time, in the Tom Bane Rules Committee Room, and without objection, the House was permitted to continue in Floor session.

RULES TEMPORARILY SUSPENDED

Assembly Member Frommer was granted unanimous consent that the rules be suspended to permit consideration of proposed amendments to Senate Bill No. 281, and that the bill then be taken up without reference to file, for purpose of consideration.

Consideration of Senate Bill No. 281 by Unanimous Consent

Assembly Member Matthews was granted unanimous consent to suspend Assembly Rule 69(b) to Senate Bill No. 281 for purpose of amendment.

SENATE BILL NO. 281 (Maldonado)—An act to add Article 11.5 (commencing with Section 49565) to Chapter 9 of Part 27 of the Education Code, relating to pupil nutrition, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Matthews moved the adoption of amendments.
Amendments read and adopted.

At 9:16 p.m., Speaker Fabian Núñez, 46th District, presiding**Further Consideration of Senate Bill No. 281 by Unanimous Consent**

Assembly Member Matthews was granted unanimous consent to take up Senate Bill No. 281 without reference to file, for purpose of consideration.

SENATE BILL NO. 281 (Maldonado)—An act to add Article 11.5 (commencing with Section 49565) to Chapter 9 of Part 27 of the Education Code, relating to pupil nutrition, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Matthews.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—63

Aghazarian	Frommer	Lieber	Runner
Arambula	Garcia	Matthews	Ruskin
Baca	Harman	Maze	Saldaña
Bass	Horton, Jerome	McCarthy	Salinas
Benoit	Horton, Shirley	Montañez	Spitzer
Berg	Houston	Mountjoy	Torrico
Bermúdez	Huff	Nakanishi	Tran
Blakeslee	Jones	Nation	Umberg
Bogh	Karnette	Nava	Vargas
Calderon	Keene	Negrete McLeod	Villines
Canciamilla	Klehs	Niello	Walters
Chavez	La Malfa	Parra	Wolk
Cogdill	La Suer	Pavley	Wyland
Cohn	Laird	Plescía	Yee
Daucher	Leslie	Richman	Mr. Speaker
Emmerson	Levine	Ridley-Thomas	

NOES—11

Chan	DeVore	Hancock	Leno
Coto	Dymally	Haynes	Strickland
De La Torre	Evans	Koretz	

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—63

Aghazarian	Frommer	Lieber	Runner
Arambula	Garcia	Matthews	Ruskin
Baca	Harman	Maze	Saldaña
Bass	Horton, Jerome	McCarthy	Salinas
Benoit	Horton, Shirley	Montañez	Spitzer
Berg	Houston	Mountjoy	Torrico
Bermúdez	Huff	Nakanishi	Tran
Blakeslee	Jones	Nation	Umberg
Bogh	Karnette	Nava	Vargas
Calderon	Keene	Negrete McLeod	Villines
Canciamilla	Klehs	Niello	Walters
Chavez	La Malfa	Parra	Wolk
Cogdill	La Suer	Pavley	Wyland
Cohn	Laird	Plescia	Yee
Daucher	Leslie	Richman	Mr. Speaker
Emmerson	Levine	Ridley-Thomas	

NOES—11

Chan	DeVore	Hancock	Leno
Coto	Dymally	Haynes	Strickland
De La Torre	Evans	Koretz	

Vote Changes

By unanimous consent, the following vote changes were permitted on the urgency clause to Senate Bill No. 281, and on passage of the bill: Assembly Member Koretz from “Aye” to “No”; Assembly Member Goldberg from “Aye” to “Not Voting”.

Bill ordered transmitted to the Senate immediately.

ANNOUNCEMENTS

Speaker Núñez announced that all Senate bills will be transmitted to the Senate immediately.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 426**

At 9:23 p.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.

Senate Bill No. 426 passed by the following vote:

AYES—41

Bass	Evans	Levine	Saldaña
Berg	Frommer	Lieber	Salinas
Bermúdez	Goldberg	Liu	Torrico
Calderon	Hancock	Mullin	Umberg
Chan	Horton; Jerome	Nation	Vargas
Chavez	Jones	Nava	Wolk
Chu	Karnette	Negrete McLeod	Yee
Cohn	Kiehs	Oropeza	Mr. Speaker
Coto	Koretz	Pavley	
De La Torre	Laird	Ridley-Thomas	
Dymally	Leno	Ruskin	

NOES—37

Aghazarian	Emmerson	Leslie	Runner
Arambula	Garcia	Matthews	Spitzer
Baca	Harman	Maze	Strickland
Benoit	Haynes	McCarthy	Tran
Blakeslee	Horton; Shirley	Mountjoy	Villines
Bogh	Houston	Nakanishi	Walters
Canciamilla	Huff	Niello	Wyland
Cogdill	Keene	Parra	
Daucher	La Malfa	Plesecia	
DeVore	La Suer	Richman	

Vote Changes

By unanimous consent, the following vote changes were permitted on Senate Bill No. 426: Assembly Member Mountjoy from "Aye" to "No"; Assembly Member Jerome Horton from "No" to "Aye".

Bill ordered transmitted to the Senate immediately.

(NOTE: On August 24, 2006, the action was rescinded whereby Senate Bill No. 426 was passed, and whereby the bill was ordered transmitted to the Senate. See page 7031.)

RULES TEMPORARILY SUSPENDED

Assembly Member Bass was granted unanimous consent that Rules be suspended to permit consideration of Senate Bills Nos. 1026 and 1002, without reference to file.

REPORTS OF STANDING COMMITTEES

Committee on Appropriations

Date of Hearing: September 8, 2005

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 1002

Senate Bill No. 1026

With amendments with the recommendation: Amend, and do pass, as amended.

CHU, Chair

Above bills ordered to second reading.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 1002—An act to amend Sections 7072, 7073, 7073.8, 7076, 7086, and 7097 of, and to add and repeal Section 7114.2 of, the Government Code, and to amend Sections 17053.34, 17053.46, 17053.47, 17053.74, 17235, 17267.2, 17267.6, 17268, 17276.2, 17276.5, 17276.6, 23622.7, 23622.8, 23634, 23646, 24356.6, 24356.7, 24356.8, 24384.5, 24416.2, 24416.5, and 24416.6 of the Revenue and Taxation Code, relating to economic development.

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. 1026—An act to add and repeal Section 1240.060 of the Code of Civil Procedure, relating to eminent domain.

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.

CONSIDERATION OF SENATE BILL NO. 1026 BY UNANIMOUS CONSENT

Assembly Member Pavley was granted unanimous consent to take up Senate Bill No. 1026 without reference to file, for purpose of consideration.

SENATE BILL NO. 1026 (Kuehl)—An act to add and repeal Article 6.9 (commencing with Section 20209.20) of Chapter 1 of Part 3 of Division 2 of the Public Contract Code, relating to public contracts.

Bill read third time, and presented by Assembly Member Pavley.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Pavley moved a call of the Assembly.

Motion carried. Time, 9:35 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

MOTION TO RESCIND

Assembly Member Frommer moved that the action be rescinded whereby Assembly Bill No. 1497 was re-referred to the Committee on Local Government pursuant to Assembly Rule 77.2 and that the bill be ordered to the unfinished business file.

Assembly Member Vargas seconded the motion.

Motion carried by the following vote:

AYES—47

Arambula	Dymally	Leno	Pavley
Baca	Evans	Levine	Ridley-Thomas
Bass	Frommer	Lieber	Ruskin
Berg	Garcia	Liu	Saldaña
Bermúdez	Goldberg	Matthews	Salinas
Calderon	Hancock	Montañez	Torrico
Chan	Horton, Jerome	Mullin	Umberg
Chavez	Jones	Nation	Vargas
Chu	Karnette	Nava	Wolk
Cohn	Klehs	Negrete McLeod	Yee
Coto	Koretz	Oropeza	Mr. Speaker
De La Torre	Laird	Parra	

NOES—29

Aghazarian	Harman	Maze	Strickland
Benoit	Haynes	McCarthy	Tran
Blakeslee	Horton, Shirley	Mountjoy	Villines
Bogh	Houston	Nakanishi	Walters
Cogdill	Keene	Niello	Wyland
Daucher	La Malfa	Plescia	
DeVore	La Suer	Runner	
Emmerson	Leslie	Spitzer	

ACTION RESCINDED ON ASSEMBLY BILL NO. 1497

Pursuant to a roll call vote, Assembly Member Frommer was granted consent to rescind the action whereby the Assembly, earlier today, (Assembly Journal, page 3607), re-referred Assembly Bill No. 1497 to the Committee on Local Government pursuant to Assembly Rule 77.2, and that the bill be ordered to the unfinished business file.

CONSIDERATION OF SENATE BILL NO. 1002 BY UNANIMOUS CONSENT

Assembly Member Chan was granted unanimous consent to take up Senate Bill No. 1002 without reference to file, for purpose of consideration.

SENATE BILL NO. 1002 (Florez)—An act to add Section 25602.6 of the Business and Professions Code, relating to alcoholic beverages.

Bill read third time, and presented by Assembly Member Chan.

Request for Use of Visual Aids

Assembly Member Chan was granted unanimous consent to use visual aids on the Floor to assist in debate.

Further Consideration of Senate Bill No. 1002

The roll was opened.

Bill passed by the following vote:

AYES—52

Aghazarian	Daucher	Koretz	Oropeza
Arambula	Dymally	Laird	Parra
Baca	Evans	Leno	Pavley
Bass	Frommer	Levine	Ridley-Thomas
Berg	Garcia	Lieber	Ruskin
Bermúdez	Goldberg	Liu	Saldaña
Blakeslee	Hancock	Matthews	Salinas
Calderon	Horton, Jerome	Montañez	Strickland
Chan	Horton, Shirley	Mountjoy	Torrico
Chavez	Huff	Mullin	Umberg
Chu	Jones	Nation	Vargas
Cohn	Karnette	Nava	Yee
Coto	Klehs	Negrete McLeod	Mr. Speaker

NOES—25

Benoit	Haynes	McCarthy	Villines
Bogh	Houston	Nakanishi	Walters
Canciamilla	Keene	Plescia	Wolk
Cogdill	La Malfa	Richman	Wyland
DeVore	La Suer	Runner	
Emmerson	Leslie	Spitzer	
Harman	Maze	Tran	

Bill ordered transmitted to the Senate immediately.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 1026**

At 9:45 p.m., on motion of Assembly Member Pavley, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 1026 passed by the following vote:

AYES—45

Arambula	Evans	Lieber	Ridley-Thomas
Bass	Frommer	Liu	Ruskin
Berg	Goldberg	Matthews	Saldaña
Bermúdez	Hancock	Montañez	Salinas
Calderon	Harman	Mullin	Torrico
Chan	Horton, Jerome	Nation	Umberg
Chavez	Karnette	Nava	Wolk
Chu	Klehs	Negrete McLeod	Yee
Cohn	Koretz	Oropeza	Mr. Speaker
Coto	Laird	Parra	
De La Torre	Leno	Pavley	
Dymally	Levine	Richman	

NOES—33

Aghazarian	Emmerson	Leslie	Strickland
Baca	Garcia	Maze	Tran
Benoit	Haynes	McCarthy	Vargas
Blakeslee	Horton, Shirley	Mountjoy	Villines
Bogh	Houston	Nakanishi	Walters
Canciamilla	Huff	Niello	Wyland
Cogdill	Keene	Plescia	
Daucher	La Malfa	Runner	
DeVore	La Suer	Spitzer	

Vote Changes

By unanimous consent, the following vote changes were permitted on Senate Bill No. 1026: Assembly Members Aghazarian, McCarthy, and Runner from “Aye” to “No”; Assembly Members Bermúdez and Harman from “No” to “Aye”.

Bill ordered transmitted to the Senate immediately.

REPORTS OF STANDING COMMITTEES**Committee on Appropriations**

Date of Hearing: September 8, 2005

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 288

With amendments with the recommendation: Amend, and do pass, as amended.

CHU, Chair

Above bill ordered to second reading.

RULES TEMPORARILY SUSPENDED

Assembly Member Bass was granted unanimous consent that Rules be suspended to permit consideration of Senate Bill No. 288 without reference to file.

Second Reading of Senate Bills

SENATE BILL NO. 288—An act to amend Section 12716 of the Government Code, relating to gaming, 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.

Consideration of Senate Bill No. 288 by Unanimous Consent

Assembly Member Garcia was granted unanimous consent to take up Senate Bill No. 288 without reference to file, for purpose of consideration.

SENATE BILL NO. 288 (Battin)—An act to amend Section 12716 of the Government Code, relating to gaming, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member Garcia.

Bill passed by the following vote:

AYES—55

Aghazarian	Garcia	Leslie	Pavley
Arambula	Harman	Levine	Plescia
Bass	Haynes	Lieber	Riehman
Benoit	Horton, Jerome	Liu	Spitzer
Blakeslee	Horton, Shirley	Matthews	Strickland
Bogh	Houston	Maze	Tran
Calderon	Huff	Montañez	Umberg
Chavez	Karnette	Mountjoy	Vargas
Cogdill	Keene	Mullin	Villines
Daucher	Klehs	Nakanishi	Walters
DeVore	Koretz	Nava	Wyland
Dymally	La Malfa	Negrete McLeod	Yee
Emmerson	La Suer	Niello	Mr. Speaker
Frommer	Leno	Parra	

NOES—6

Canciamilla	Laird	Ruskin
Evans	Nation	Wolk

Bill ordered transmitted to the Senate immediately.

(NOTE: On February 16, 2006, the action was rescinded whereby Senate Bill No. 288 was passed, and whereby the bill was ordered transmitted to the Senate. See page 4312.)

MESSAGES FROM THE SENATE

Senate Chamber, September 8, 2005

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 22

Assembly Bill No. 1576

Assembly Bill No. 632

Assembly Bill No. 1662

Assembly Bill No. 1179

Assembly Bill No. 1735

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, September 8, 2005

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 1263

Assembly Bill No. 1351

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, September 8, 2005

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted as amended:

Assembly Joint Resolution No. 30

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, September 8, 2005

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 1208

And respectfully requests the Assembly to concur in said amendments.

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

Above bill ordered to unfinished business file.

Senate Chamber, September 8, 2005

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Assembly Bill No. 13

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

Above bill ordered enrolled.

Senate Chamber, September 8, 2005

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Concurrent Resolution No. 51

Assembly Concurrent Resolution No. 74

Assembly Concurrent Resolution No. 83

Assembly Concurrent Resolution No. 92

Assembly Concurrent Resolution No. 93

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

Above resolutions ordered enrolled.

Senate Chamber, September 8, 2005

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 8
Senate Bill No. 20
Senate Bill No. 23
Senate Bill No. 37
Senate Bill No. 60
Senate Bill No. 61
Senate Bill No. 65
Senate Bill No. 67
Senate Bill No. 70
Senate Bill No. 73
Senate Bill No. 131
Senate Bill No. 137
Senate Bill No. 159
Senate Bill No. 190
Senate Bill No. 279
Senate Bill No. 314
Senate Bill No. 316
Senate Bill No. 319
Senate Bill No. 347
Senate Bill No. 360
Senate Bill No. 367
Senate Bill No. 399
Senate Bill No. 500
Senate Bill No. 567

Senate Bill No. 581
Senate Bill No. 611
Senate Bill No. 616
Senate Bill No. 618
Senate Bill No. 644
Senate Bill No. 672
Senate Bill No. 674
Senate Bill No. 675
Senate Bill No. 688
Senate Bill No. 689
Senate Bill No. 755
Senate Bill No. 771
Senate Bill No. 776
Senate Bill No. 780
Senate Bill No. 798
Senate Bill No. 800
Senate Bill No. 833
Senate Bill No. 941
Senate Bill No. 954
Senate Bill No. 962
Senate Bill No. 967
Senate Bill No. 1100
Senate Bill No. 1102

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

Senate Chamber, September 8, 2005

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 72
Senate Bill No. 186
Senate Bill No. 231
Senate Bill No. 365
Senate Bill No. 377
Senate Bill No. 385
Senate Bill No. 436
Senate Bill No. 453
Senate Bill No. 455
Senate Bill No. 457
Senate Bill No. 536

Senate Bill No. 580
Senate Bill No. 586
Senate Bill No. 643
Senate Bill No. 650
Senate Bill No. 658
Senate Bill No. 666
Senate Bill No. 701
Senate Bill No. 820
Senate Bill No. 826
Senate Bill No. 1081

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

CONSIDERATION OF SUPPLEMENTAL FILE

Without objection, all measures on Supplemental File No. 5 were taken up for consideration.

CONSIDERATION OF SUPPLEMENTAL FILE (RESUMED)**UNFINISHED BUSINESS (RESUMED)****CONSIDERATION OF SENATE AMENDMENTS**

ASSEMBLY BILL NO. 1179 (Yee)—An act to add Title 1.2A (commencing with Section 1746) to Part 4 of Division 3 of the Civil Code, relating to violent video games.

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.)

Point of Order

Assembly Member Mountjoy arose to the following point of order:

The member is reading on the Floor without seeking permission from the House first.

Ruling by Speaker Núñez

The Speaker ruled the point of order not well-taken. The member was referring to his notes which is well within the rules of the House.

Further Consideration of Assembly Bill No. 1179

The roll was opened.

The Assembly concurred in Senate amendments by the following vote:

AYES—66

Aghazarian	Dymally	Laird	Pavley
Arambula	Evans	Leno	Richman
Baca	Frommer	Levine	Ridley-Thomas
Bass	Garcia	Lieber	Runner
Benoit	Goldberg	Liu	Ruskin
Berg	Hancock	Maze	Saldaña
Bermúdez	Harman	McCarthy	Salinas
Blakeslee	Horton, Jerome	Montañez	Spitzer
Bogh	Horton, Shirley	Mountjoy	Umberg
Calderon	Huff	Mullin	Vargas
Chan	Jones	Nakanishi	Villines
Chu	Karnette	Nation	Wolk
Cogdill	Keene	Nava	Wyland
Cohn	Klehs	Negrete McLeod	Yee
Coto	Koretz	Niello	Mr. Speaker
Daucher	La Malfa	Oropeza	
De La Torre	La Suer	Parra	

NOES—7

Chavez	Matthews	Strickland	Walters
Houston	Plescia	Tran	

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 635**

At 10:18 p.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.

The Assembly concurred in Senate amendments to Assembly Bill No. 635 by the following vote:

AYES—46

Arambula	DeVore	Koretz	Parra
Baca	Dymally	La Malfa	Richman
Bass	Emmerson	La Suer	Ridley-Thomas
Berg	Evans	Laird	Runner
Bermúdez	Frommer	Levine	Salinas
Bogh	Harman	Liu	Torrico
Canciamilla	Horton, Jerome	Matthews	Tran
Chavez	Houston	McCarthy	Wolk
Cohn	Huff	Montañez	Yee
Coto	Karnette	Mountjoy	Mr. Speaker
Daucher	Keene	Nakanishi	
De La Torre	Klehs	Negrete McLeod	

NOES—19

Benoit	Goldberg	Niello	Umberg
Blakeslee	Haynes	Plescia	Villines
Chan	Leno	Ruskin	Walters
Chu	Leslie	Spitzer	Wyland
Garcia	Maze	Strickland	

Vote Changes

By unanimous consent, the following vote changes were permitted on Concurrence in Senate amendments to Assembly Bill No. 635: Assembly Member Walters from “Aye” to “No”; Assembly Member Shirley Horton from “Aye” to “Not Voting”.

Above bill ordered enrolled.

APOLOGY OFFERED

Assembly Member Mountjoy offered an apology for remarks used in the debate on Assembly Bill No. 1179.

**REPORTS OF STANDING COMMITTEES
Committee on Governmental Organization**

Date of Hearing: September 8, 2005

Mr. Speaker: Your Committee on Governmental Organization reports:

Assembly Bill No. 417

Assembly Bill No. 1750

With the recommendation: That Senate amendments be concurred in.

JEROME E. HORTON, Chair

Above bills ordered to unfinished business file.

Committee on Utilities and Commerce

Date of Hearing: September 8, 2005

Mr. Speaker: Your Committee on Utilities and Commerce reports:

Assembly Bill No. 67

With the recommendation: That the Senate amendments be concurred in.

LEVINE, Chair

Above bill ordered to unfinished business.

Committee on Water, Parks and Wildlife

Date of Hearing: September 8, 2005

Mr. Speaker: Your Committee on Water, Parks and Wildlife reports:

Assembly Bill No. 466

With the recommendation: That Senate amendments be concurred in.

WOLK, Chair

Above bill ordered to unfinished business file.

MESSAGES FROM THE SENATE

Senate Chamber, September 8, 2005

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 1011

Assembly Bill No. 1027

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.

**RE-REFERENCE OF BILLS TO COMMITTEE PURSUANT TO
ASSEMBLY RULE 77.2**

Pursuant to Assembly Rule 77.2, the Speaker re-referred Assembly Bill No. 1011 to the Committee on Agriculture.

JOINT RULE 62(a) WAIVED

Assembly Member Frommer was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 1011 for hearing in the Committee on Agriculture.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 1297**

At 10:10 p.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.

The Assembly concurred in Senate amendments to Assembly Bill No. 1297 by the following vote:

AYES—48

Arambula	Dymally	Leno	Pavley
Baca	Evans	Levine	Ridley-Thomas
Bass	Frommer	Lieber	Ruskin
Berg	Goldberg	Liu	Saldaña
Bermúdez	Hancock	Matthews	Salinas
Calderon	Horton, Jerome	Montañez	Spitzer
Chan	Houston	Mullin	Torrice
Chavez	Jones	Nation	Umberg
Chu	Karnette	Nava	Vargas
Cohn	Klehs	Negrete McLeod	Wolk
Coto	Koretz	Oropeza	Yee
De La Torre	Laird	Parra	Mr. Speaker

NOES—28

Aghazarian	Harman	Leslie	Richman
Blakeslee	Haynes	Maze	Runner
Bogh	Horton, Shirley	McCarthy	Strickland
Daucher	Huff	Mountjoy	Tran
DeVore	Keene	Nakanishi	Villines
Emmerson	La Malfa	Niello	Walters
Garcia	La Suer	Plescia	Wyland

Above bill ordered enrolled.

MEMBERS EXCUSED FOR COMMITTEE MEETING

At 10:20 p.m., by unanimous consent, the members of the Committee on Agriculture were excused for the purpose of attending a meeting of the committee at this time, in the Tom Bane Rules Committee Room, and without objection, the House was permitted to continue in Floor session.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 381**

At 10:21 p.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.

The Assembly concurred in Senate amendments to Assembly Bill No. 381 by the following vote:

AYES—44

Arambula	De La Torre	Leno	Ridley-Thomas
Baca	Dymally	Levine	Ruskin
Bass	Evans	Lieber	Saldaña
Berg	Frommer	Liu	Salinas
Bermúdez	Hancock	Montañez	Spitzer
Calderon	Horton, Jerome	Nation	Torrico
Chan	Jones	Nava	Umberg
Chavez	Karnette	Negrete McLeod	Vargas
Chu	Klehs	Oropeza	Wolk
Cohn	Koretz	Parra	Yee
Coto	Laird	Pavley	Mr. Speaker

NOES—33

Aghazarian	Garcia	Leslie	Runner
Benoit	Harman	Matthews	Strickland
Blakeslee	Haynes	Maze	Tran
Bogh	Horton, Shirley	McCarthy	Villines
Canciamilla	Houston	Mountjoy	Walters
Cogdill	Huff	Nakanishi	Wyland
Daucher	Keene	Niello	
DeVore	La Malfa	Plescia	
Emmerson	La Suer	Richman	

Above bill ordered enrolled.

**CONSIDERATION OF SUPPLEMENTAL FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)****CONSIDERATION OF SENATE AMENDMENTS**

ASSEMBLY BILL NO. 1263 (Yee)—An act to add Section 7350.1 to the Business and Professions Code, relating to barbering and cosmetology.

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—59

Aghazarian	De La Torre	Koretz	Parra
Arambula	Dymally	La Malfa	Pavley
Baca	Emmerson	Laird	Richman
Bass	Evans	Leno	Ridley-Thomas
Berg	Frommer	Levine	Ruskin
Bermúdez	Garcia	Liu	Saldaña
Bogh	Goldberg	Matthews	Salinas
Calderon	Hancock	Maze	Torrico
Canciamilla	Horton, Jerome	Montañez	Tran
Chan	Horton, Shirley	Mullin	Urnberg
Chavez	Houston	Nakanishi	Vargas
Chu	Jones	Nation	Wolk
Cohn	Karnette	Nava	Yee
Coto	Keene	Negrete McLeod	Mr. Speaker
Daucher	Klehs	Oropeza	

NOES—16

Blakeslee	Huff	Niello	Strickland
DeVore	La Suer	Plescia	Villines
Harman	McCarthy	Runner	Walters
Haynes	Mountjoy	Spitzer	Wyland

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1208 (Yee)—An act to add and repeal Section 9250.20 of the Vehicle Code, relating to vehicles.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Yee moved a call of the Assembly.

Motion carried. Time, 10:24 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 22 (Lieber)—An act to add Section 52.5 to the Civil Code, to add Article 8.8 (commencing with Section 1038) to Chapter 4 of Division 8 of the Evidence Code, to amend Section 13956 of the Government Code, and to amend Sections 186.2, 273.7, 1202.4, and 14023 of, to add Sections 236.1 and 236.2 to, and to add and repeal Title 6.7 (commencing with Section 13990) to Part 4 of, the Penal Code, relating to human trafficking.

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

Aghazarian	DeVore	Laird	Richman
Arambula	Dymally	Leno	Ridley-Thomas
Baca	Evans	Levine	Runner
Bass	Frommer	Lieber	Ruskin
Benoit	Garcia	Liu	Saldaña
Berg	Goldberg	Matthews	Salinas
Bermúdez	Hancock	Maze	Spitzer
Blakeslee	Harman	McCarthy	Torrico
Bogh	Horton, Jerome	Montañez	Tran
Calderon	Horton, Shirley	Mullin	Umberg
Canciamilla	Houston	Nakanishi	Vargas
Chan	Huff	Nation	Villines
Chavez	Jones	Nava	Walters
Chu	Karnette	Negrete McLeod	Wolk
Cogdill	Keene	Niello	Wyland
Cohn	Klehs	Oropeza	Yee
Coto	Koretz	Parra	Mr. Speaker
Daucher	La Malfa	Pavley	
De La Torre	La Suer	Plescia	

NOES—3

Haynes	Mountjoy	Strickland
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Vote Changes

By unanimous consent, the following vote change was permitted on Concurrence in Senate amendments to Assembly Bill No. 22: Assembly Member Benoit from “No” to “Aye”.

Above bill ordered enrolled.

ASSEMBLY BILL NO. 632 (Chu)—An act to add and repeal Chapter 3 (commencing with Section 9000) to Title 9 of Part 3 of the Penal Code, relating to sex offenders.

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

Aghazarian	Dymally	Leno	Ridley-Thomas
Arambula	Emmerson	Levine	Runner
Baca	Evans	Lieber	Ruskin
Bass	Frommer	Liu	Saldaña
Benoit	Garcia	Matthews	Salinas
Berg	Goldberg	Maze	Spitzer
Bermúdez	Hancock	McCarthy	Strickland
Blakeslee	Harman	Montañez	Torrico
Bogh	Haynes	Mountjoy	Tran
Calderon	Horton, Jerome	Mullin	Umberg
Canciamilla	Horton, Shirley	Nakanishi	Vargas
Chan	Houston	Nation	Villines
Chavez	Huff	Nava	Walters
Chu	Jones	Negrete McLeod	Wolk
Cogdill	Karnette	Niello	Wyland
Cohn	Keene	Oropeza	Yee
Coto	Klehs	Parra	Mr. Speaker
Daucher	La Malfa	Pavley	
De La Torre	La Suer	Plescia	
DeVore	Laird	Richman	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1576 (Nunez)—An act to add Section 454.6 to the Public Utilities Code, relating to public utilities.

Bill presented by Assembly Member Levine.

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

Aghazarian	Dymally	Laird	Ridley-Thomas
Arambula	Emmerson	Leno	Runner
Baca	Evans	Levine	Ruskin
Bass	Frommer	Lieber	Saldaña
Benoit	Garcia	Liu	Salinas
Berg	Goldberg	Matthews	Spitzer
Bermúdez	Hancock	Maze	Strickland
Blakeslee	Harman	McCarthy	Torrico
Bogh	Haynes	Montañez	Tran
Calderon	Horton, Jerome	Mountjoy	Umberg
Canciamilla	Horton, Shirley	Mullin	Vargas
Chavez	Houston	Nakanishi	Villines
Chu	Huff	Nava	Walters
Cogdill	Jones	Negrete McLeod	Wolk
Cohn	Karnette	Niello	Wyland
Coto	Keene	Oropeza	Yee
Daucher	Klehns	Parra	Mr. Speaker
De La Torre	La Malfa	Plescia	
DeVore	La Suer	Richman	

NOES—None

Vote Changes

By unanimous consent, the following vote change was permitted on Concurrence in Senate amendments to Assembly Bill No. 1576: Assembly Member Pavley from “Aye” to “Not Voting”.

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1662 (Lieber)—An act to amend Sections 33590, 56001, 56028, 56028.5, 56043, 56138, 56171, 56172, 56173, 56175, 56176, 56177, 56205, 56301, 56304, 56320, 56321, 56325, 56329, 56341, 56341.1, 56341.5, 56344, 56345.1, 56363, 56380, 56381, 56385, 56500.2, 56500.3, 56500.4, 56502, 56506, 56507, 56515, 56838, and 56841 of, to amend, repeal, and add Section 56505 of, to add Sections 56020.5, 56033.5, 56040.5, 56302.1, 56321.1, 56380.1, 56501.5, 56509, and 56844 to, to add Article 3.9 (commencing with Section 56058) to Chapter 1 of Part 30 of, to repeal Sections 56435 and 56449 of, and to repeal and add Sections 56337, 56345, 56346, 56837, and 56842 of, the Education Code, and to amend Section 7579.5 of, and to add Section 7579.6 to, the Government Code, relating to special education, 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

Aghazarian	Dymally	Leno	Ridley-Thomas
Arambula	Emmerson	Levine	Runner
Baca	Evans	Lieber	Ruskin
Bass	Frommer	Liu	Saldaña
Benoit	Garcia	Matthews	Salinas
Berg	Goldberg	Maze	Spitzer
Bermúdez	Hancock	McCarthy	Strickland
Blakeslee	Harman	Montañez	Torrico
Bogh	Haynes	Mountjoy	Tran
Calderon	Horton, Jerome	Mullin	Umberg
Canciamilla	Horton, Shirley	Nakanishi	Vargas
Chan	Houston	Nation	Villines
Chavez	Huff	Nava	Walters
Chu	Jones	Negrete McLeod	Wolk
Cogdill	Karnette	Niello	Wyland
Cohn	Keene	Oropeza	Yee
Coto	Klehs	Parra	Mr. Speaker
Daucher	La Malfa	Pavley	
De La Torre	La Suer	Plescia	
DeVore	Laird	Richman	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1735 (De La Torre)—An act to amend Section 14104.19 of the Welfare and Institutions Code, relating to Medi-Cal, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—77

Aghazarian	Dymally	Leno	Ridley-Thomas
Arambula	Emmerson	Levine	Runner
Baca	Evans	Lieber	Ruskin
Bass	Frommer	Liu	Saldaña
Benoit	Garcia	Matthews	Salinas
Berg	Goldberg	Maze	Spitzer
Bermúdez	Hancock	McCarthy	Strickland
Blakeslee	Harman	Montañez	Torrico
Bogh	Haynes	Mountjoy	Tran
Calderon	Horton, Jerome	Mullin	Umberg
Canciamilla	Horton, Shirley	Nakanishi	Vargas
Chan	Houston	Nation	Villines
Chavez	Huff	Nava	Walters
Chu	Jones	Negrete McLeod	Wolk
Cogdill	Karnette	Niello	Wyland
Cohn	Keene	Oropeza	Yee
Coto	Klehs	Parra	Mr. Speaker
Daucher	La Malfa	Pavley	
De La Torre	La Suer	Plescia	
DeVore	Laird	Richman	

NOES—None

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—77

Aghazarian	Dymally	Leno	Ridley-Thomas
Arambula	Emmerson	Levine	Runner
Baca	Evans	Lieber	Ruskin
Bass	Frommer	Liu	Saldaña
Benoit	Garcia	Matthews	Salinas
Berg	Goldberg	Maze	Spitzer
Bermúdez	Hancock	McCarthy	Strickland
Blakeslee	Harman	Montañez	Torrico
Bogh	Haynes	Mountjoy	Tran
Calderon	Horton, Jerome	Mullin	Umberg
Canciamilla	Horton, Shirley	Nakanishi	Vargas
Chan	Houston	Nation	Villines
Chavez	Huff	Nava	Walters
Chu	Jones	Negrete McLeod	Wolk
Cogdill	Karnette	Niello	Wyland
Cohn	Keene	Oropeza	Yee
Coto	Klehms	Parra	Mr. Speaker
Daucher	La Malfa	Pavley	
De La Torre	La Suer	Plescia	
DeVore	Laird	Richman	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1351 (Vargas)—An act to amend Section 170070 of the Public Utilities Code, relating to public utilities.

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—43

Arambula	De La Torre	Leno	Ridley-Thomas
Baca	Dymally	Levine	Ruskin
Bass	Evans	Lieber	Salinas
Berg	Frommer	Liu	Spitzer
Bermúdez	Goldberg	Matthews	Torrico
Calderon	Hancock	Montañez	Umberg
Chan	Horton, Jerome	Nation	Vargas
Chavez	Houston	Nava	Wolk
Chu	Jones	Oropeza	Yee
Cohn	Karnette	Parra	Mr. Speaker
Coto	Laird	Pavley	

NOES—31

Aghazarian	Emmerson	La Malfa	Richman
Benoit	Garcia	La Suer	Runner
Blakeslee	Harman	Maze	Strickland
Bogh	Haynes	McCarthy	Tran
Canciamilla	Horton, Shirley	Mountjoy	Villines
Cogdill	Huff	Nakanishi	Walters
Daucher	Keene	Niello	Wyland
DeVore	Klehms	Plescia	

Above bill ordered enrolled.

ASSEMBLY JOINT RESOLUTION NO. 30 (Liu)—Relative to Women's Equality Day.

The question being: Shall the Assembly concur in the Senate amendments to the above resolution?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Bogh moved a call of the Assembly.

Motion carried. Time, 10:43 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

REPORTS OF STANDING COMMITTEES

Committee on Agriculture

Date of Hearing: September 8, 2005

Mr. Speaker: Your Committee on Agriculture reports:

Assembly Bill No. 1011

With the recommendation: That Senate amendments be concurred in.

MATTHEWS, Chair

Above bill ordered to unfinished business file.

Committee on Higher Education

Date of Hearing: September 8, 2005

Mr. Speaker: Your Committee on Higher Education reports:

Assembly Bill No. 1492

Assembly Bill No. 1655

With the recommendation: That Senate amendments be concurred in.

LIU, Chair

Above bills ordered to unfinished business file.

CONSIDERATION OF SUPPLEMENTAL FILE

Speaker Núñez was granted unanimous consent to take up all measures on Supplemental File No. 6 for consideration.

CONSIDERATION OF SUPPLEMENTAL FILE (RESUMED)

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 913 (Saldana)—An act to amend Sections 5002.5 and 5007 of the Vehicle Code, relating to vehicles.

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—76

Aghazarian	Dymally	Laird	Plescia
Arambula	Emmerson	Leno	Richman
Baca	Evans	Levine	Ridley-Thomas
Bass	Frommer	Lieber	Runner
Berg	Garcia	Liu	Ruskin
Bermúdez	Goldberg	Matthews	Saldaña
Blakeslee	Hancock	Maze	Salinas
Bogh	Harman	McCarthy	Spitzer
Calderon	Haynes	Montañez	Strickland
Canciamilla	Horton, Jerome	Mountjoy	Torrico
Chan	Horton, Shirley	Mullin	Tran
Chavez	Houston	Nakanishi	Umberg
Chu	Huff	Nation	Vargas
Cogdill	Jones	Nava	Villines
Cohn	Karnette	Negrete McLeod	Walters
Coto	Keene	Niello	Wolk
Daucher	Kleh's	Oropeza	Wyland
De La Torre	La Malfa	Parra	Yee
DeVore	La Suer	Pavley	Mr. Speaker

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 417 (Aghazarian)—An act to amend Section 23006 of the Business and Professions Code, relating to alcoholic beverages.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—55

Aghazarian	De La Torre	La Suer	Runner
Arambula	DeVore	Levine	Ruskin
Baca	Emmerson	Matthews	Spitzer
Benoit	Evans	Maze	Strickland
Bermúdez	Frommer	McCarthy	Torrico
Blakeslee	Garcia	Montañez	Tran
Bogh	Harman	Mountjoy	Umberg
Calderon	Haynes	Nakanishi	Vargas
Canciamilla	Horton, Jerome	Nava	Villines
Chavez	Houston	Negrete McLeod	Walters
Cogdill	Huff	Niello	Wyland
Cohn	Keene	Parra	Yee
Coto	Kleh's	Plescia	Mr. Speaker
Daucher	La Malfa	Richman	

NOES—16

Bass	Dymally	Leno	Nation
Berg	Goldberg	Lieber	Pavley
Chan	Hancock	Liu	Saldaña
Chu	Karnette	Mullin	Wolk

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1750 (Committee on Governmental Organization)—An act to amend Section 12012.90 of the Government Code, relating to gaming, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—74

Aghazarian	Dymally	Leno	Richman
Arambula	Emmerson	Levine	Runner
Baca	Evans	Lieber	Ruskin
Bass	Frommer	Liu	Saldaña
Benoit	Garcia	Matthews	Salinas
Berg	Harman	Maze	Spitzer
Bermúdez	Haynes	McCarthy	Strickland
Blakeslee	Horton, Jerome	Montañez	Torrico
Bogh	Horton, Shirley	Mountjoy	Tran
Calderon	Houston	Mullin	Umberg
Canciamilla	Huff	Nakanishi	Vargas
Chavez	Jones	Nation	Villines
Chu	Karnette	Nava	Walters
Cogdill	Keene	Negrete McLeod	Wolk
Cohn	Klehs	Niello	Wyland
Coto	Koretz	Oropeza	Yee
Daucher	La Malfa	Parra	Mr. Speaker
De La Torre	La Suer	Pavley	
DeVore	Laird	Plescia	

NOES—None

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—74

Aghazarian	Dymally	Leno	Richman
Arambula	Emmerson	Levine	Runner
Baca	Evans	Lieber	Ruskin
Bass	Frommer	Liu	Saldaña
Benoit	Garcia	Matthews	Salinas
Berg	Harman	Maze	Spitzer
Bermúdez	Haynes	McCarthy	Strickland
Blakeslee	Horton, Jerome	Montañez	Torrico
Bogh	Horton, Shirley	Mountjoy	Tran
Calderon	Houston	Mullin	Umberg
Canciamilla	Huff	Nakanishi	Vargas
Chavez	Jones	Nation	Villines
Chu	Karnette	Nava	Walters
Cogdill	Keene	Negrete McLeod	Wolk
Cohn	Klehs	Niello	Wyland
Coto	Koretz	Oropeza	Yee
Daucher	La Malfa	Parra	Mr. Speaker
De La Torre	La Suer	Pavley	
DeVore	Laird	Plescia	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 67 (Levine)—An act to amend Section 2827.10 of, and to add Section 747 to, the Public Utilities Code, relating to energy.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—77

Aghazarian	Dymally	Laird	Richman
Arambula	Emmerson	Leno	Ridley-Thomas
Baca	Evans	Levine	Runner
Bass	Frommer	Lieber	Ruskin
Benoit	Garcia	Liu	Saldaña
Berg	Goldberg	Matthews	Salinas
Bermúdez	Hancock	Maze	Spitzer
Blakeslee	Harman	McCarthy	Torrico
Bogh	Haynes	Montañez	Tran
Calderon	Horton, Jerome	Mountjoy	Umberg
Canciamilla	Horton, Shirley	Mullin	Vargas
Chan	Houston	Nakanishi	Villines
Chavez	Huff	Nation	Walters
Chu	Jones	Nava	Wolk
Cogdill	Karnette	Negrete McLeod	Wyland
Cohn	Keene	Niello	Yee
Coto	Klehs	Oropeza	Mr. Speaker
Daucher	Koretz	Parra	
De La Torre	La Malfa	Pavley	
DeVore	La Suer	Plescia	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 466 (Matthews)—An act to amend Section 12997.5 of, and to add and repeal Section 79452.3 of, the Water Code, relating to natural resources, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—61

Aghazarian	De La Torre	Laird	Plescia
Arambula	Dymally	Leno	Richman
Baca	Emmerson	Levine	Ridley-Thomas
Bass	Evans	Lieber	Ruskin
Berg	Frommer	Liu	Saldaña
Bermúdez	Garcia	Matthews	Salinas
Blakeslee	Goldberg	Maze	Torrico
Calderon	Hancock	Montañez	Tran
Canciamilla	Harman	Mullin	Umberg
Chan	Horton, Jerome	Nakanishi	Vargas
Chavez	Horton, Shirley	Nation	Villines
Chu	Huff	Nava	Walters
Cogdill	Jones	Negrete McLeod	Wolk
Cohn	Karnette	Oropeza	
Coto	Klehs	Parra	
Daucher	Koretz	Pavley	

NOES—15

Benoit	Houston	McCarthy	Spitzer
Bogh	Keene	Mountjoy	Strickland
DeVore	La Malfa	Niello	Wyland
Haynes	La Suer	Runner	

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—61

Aghazarian	De La Torre	Laird	Plescia
Arambula	Dymally	Leno	Richman
Baca	Emmerson	Levine	Ridley-Thomas
Bass	Evans	Lieber	Ruskin
Berg	Frommer	Liu	Saldaña
Bermúdez	Garcia	Matthews	Salinas
Blakeslee	Goldberg	Maze	Torrico
Calderon	Hancock	Montañez	Tran
Canciamilla	Harman	Mullin	Umberg
Chan	Horton, Jerome	Nakanishi	Vargas
Chavez	Horton, Shirley	Nation	Villines
Chu	Huff	Nava	Walters
Cogdill	Jones	Negrete McLeod	Wolk
Cohn	Karnette	Oropeza	
Coto	Klehs	Parra	
Daucher	Koretz	Pavley	

NOES—15

Benoit	Houston	McCarthy	Spitzer
Bogh	Keene	Mountjoy	Strickland
DeVore	La Malfa	Niello	Wyland
Haynes	La Suer	Runner	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1011 (Matthews)—An act to amend Sections 12400, 12401, 12406, and 12811.5 of, to add Sections 12836.5 and 12836.6 to, and to repeal Section 12404 of the Food and Agricultural Code, relating to pesticides.

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—70

Aghazarian	Dymally	Leno	Ridley-Thomas
Arambula	Emmerson	Levine	Runner
Baca	Evans	Lieber	Ruskin
Bass	Frommer	Liu	Saldaña
Benoit	Garcia	Matthews	Salinas
Berg	Harman	Maze	Spitzer
Bermúdez	Horton, Jerome	McCarthy	Strickland
Blakeslee	Horton, Shirley	Montañez	Torrico
Bogh	Houston	Mountjoy	Tran
Calderon	Huff	Mullin	Umberg
Chan	Jones	Nakanishi	Vargas
Chavez	Karnette	Nation	Villines
Chu	Keene	Negrete McLeod	Wolk
Cogdill	Klehs	Niello	Wyland
Cohn	Koretz	Oropeza	Yee
Coto	La Malfa	Parra	Mr. Speaker
Daucher	La Suer	Plescia	
De La Torre	Laird	Richman	

NOES—3

DeVore	Haynes	Walters
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Vote Changes

By unanimous consent, the following vote change was permitted on Concurrence in Senate amendments to Assembly Bill No. 1011: Assembly Member Keene from “No” to “Aye”.

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1027 (Jerome Horton)—An act to amend Section 11751.71 of the Insurance Code, and to add Section 19529 to the Revenue and Taxation Code, relating to criminal investigations.

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—75

Aghazarian	Dymally	La Suer	Pavley
Arambula	Emmerson	Laird	Plescia
Baca	Evans	Leno	Richman
Bass	Frommer	Levine	Ridley-Thomas
Benoit	Garcia	Lieber	Runner
Berg	Goldberg	Liu	Ruskin
Bermúdez	Hancock	Matthews	Saldaña
Blakeslee	Harman	Maze	Salinas
Bogh	Haynes	McCarthy	Spitzer
Calderon	Horton, Jerome	Montañez	Torrico
Chan	Horton, Shirley	Mountjoy	Tran
Chavez	Houston	Mullin	Umberg
Chu	Huff	Nakanishi	Vargas
Cogdill	Jones	Nation	Villines
Cohn	Karnette	Nava	Wolk
Coto	Keene	Negrete McLeod	Wyland
Daucher	Klehns	Niello	Yee
De La Torre	Koretz	Oropeza	Mr. Speaker
DeVore	La Malfa	Parra	

NOES—1

Strickland

Vote Changes

By unanimous consent, the following vote change was permitted on Concurrence in Senate amendments to Assembly Bill No. 1027: Assembly Member Strickland from “Aye” to “No”.

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1492 (Evans)—An act to add Sections 81383 and 81384 to the Education Code, relating to community college district property.

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

Aghazarian	Emmerson	Leno	Ridley-Thomas
Arambula	Evans	Levine	Runner
Baca	Frommer	Lieber	Ruskin
Bass	Garcia	Liu	Saldaña
Benoit	Goldberg	Matthews	Salinas
Berg	Hancock	Maze	Spitzer
Bermúdez	Harman	McCarthy	Strickland
Blakeslee	Haynes	Montañez	Torrico
Bogh	Horton, Jerome	Mountjoy	Tran
Calderon	Horton, Shirley	Mullin	Umberg
Chan	Houston	Nakanishi	Vargas
Chavez	Huff	Nation	Villines
Chu	Jones	Nava	Walters
Cogdill	Karnette	Negrete McLeod	Wolk
Cohn	Keene	Niello	Wyland
Coto	Klehs	Oropeza	Yee
Daucher	Koretz	Parra	Mr. Speaker
De La Torre	La Malfa	Pavley	
DeVore	La Suer	Plescia	
Dymally	Laird	Richman	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1655 (Jerome Horton)—An act to amend Section 68120 of the Education Code, relating to public postsecondary education, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—77

Aghazarian	Emmerson	Leno	Ridley-Thomas
Arambula	Evans	Levine	Runner
Baca	Frommer	Lieber	Ruskin
Bass	Garcia	Liu	Saldaña
Benoit	Goldberg	Matthews	Salinas
Berg	Hancock	Maze	Spitzer
Bermúdez	Harman	McCarthy	Strickland
Blakeslee	Haynes	Montañez	Torrico
Bogh	Horton, Jerome	Mountjoy	Tran
Calderon	Horton, Shirley	Mullin	Umberg
Chan	Houston	Nakanishi	Vargas
Chavez	Huff	Nation	Villines
Chu	Jones	Nava	Walters
Cogdill	Karnette	Negrete McLeod	Wolk
Cohn	Keene	Niello	Wyland
Coto	Klehs	Oropeza	Yee
Daucher	Koretz	Parra	Mr. Speaker
De La Torre	La Malfa	Pavley	
DeVore	La Suer	Plescia	
Dymally	Laird	Richman	

NOES—None

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—77

Aghazarian	Emmerson	Leno	Ridley-Thomas
Arambula	Evans	Levine	Runner
Baca	Frommer	Lieber	Ruskin
Bass	Garcia	Liu	Saldaña
Benoit	Goldberg	Matthews	Salinas
Berg	Hancock	Maze	Spitzer
Bermúdez	Harman	McCarthy	Strickland
Blakeslee	Haynes	Montañez	Torrico
Bogh	Horton, Jerome	Mountjoy	Tran
Calderon	Horton, Shirley	Mullin	Umberg
Chan	Houston	Nakanishi	Vargas
Chavez	Huff	Nation	Villines
Chu	Jones	Nava	Walters
Cogdill	Karnette	Negrete McLeod	Wolk
Cohn	Keene	Niello	Wyland
Coto	Klehs	Oropeza	Yee
Daucher	Koretz	Parra	Mr. Speaker
De La Torre	La Malfa	Pavley	
DeVore	La Suer	Plescia	
Dymally	Laird	Richman	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1497 (Baca)—An act relating to government real property, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—76

Aghazarian	Dymally	Laird	Plescia
Arambula	Emmerson	Leno	Richman
Baca	Evans	Levine	Ridley-Thomas
Bass	Frommer	Lieber	Runner
Berg	Garcia	Liu	Ruskin
Bermúdez	Goldberg	Matthews	Saldaña
Blakeslee	Hancock	Maze	Salinas
Bogh	Harman	McCarthy	Spitzer
Calderon	Horton, Jerome	Montañez	Strickland
Canciamilla	Horton, Shirley	Mountjoy	Torrico
Chan	Houston	Mullin	Tran
Chavez	Huff	Nakanishi	Umberg
Chu	Jones	Nation	Vargas
Cogdill	Karnette	Nava	Villines
Cohn	Keene	Negrete McLeod	Walters
Coto	Klehs	Niello	Wolk
Daucher	Koretz	Oropeza	Wyland
De La Torre	La Malfa	Parra	Yee
DeVore	La Suer	Pavley	Mr. Speaker

NOES—None

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—76

Aghazarian	Dymally	Laird	Plescia
Arambula	Emmerson	Leno	Richman
Baca	Evans	Levine	Ridley-Thomas
Bass	Frommer	Lieber	Runner
Berg	Garcia	Liu	Ruskin
Bermúdez	Goldberg	Matthews	Saldaña
Blakeslee	Hancock	Maze	Salinas
Bogh	Harman	McCarthy	Spitzer
Calderon	Horton, Jerome	Montañez	Strickland
Canciamilla	Horton, Shirley	Mountjoy	Torrico
Chan	Houston	Mullin	Tran
Chavez	Huff	Nakanishi	Umberg
Chu	Jones	Nation	Vargas
Cogdill	Karnette	Nava	Villines
Cohn	Keene	Negrete McLeod	Walters
Coto	Klehs	Niello	Wolk
Daucher	Koretz	Oropeza	Wyland
De La Torre	La Malfa	Parra	Yee
DeVore	La Suer	Pavley	Mr. Speaker

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1310 (Nunez)—An act to add Section 2929.5 to the Labor Code, relating to employment termination agreements.

Bill presented by Assembly Member Frommer.

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—43

Baca	De La Torre	Laird	Pavley
Bass	Dymally	Leno	Ridley-Thomas
Berg	Evans	Levine	Ruskin
Bermúdez	Frommer	Lieber	Saldaña
Calderon	Goldberg	Matthews	Salinas
Canciamilla	Hancock	Montañez	Torrico
Chan	Horton, Jerome	Mullin	Vargas
Chavez	Jones	Nation	Wolk
Chu	Karnette	Nava	Yee
Cohn	Klehs	Negrete McLeod	Mr. Speaker
Coto	Koretz	Oropeza	

NOES—34

Aghazarian	Garcia	Maze	Spitzer
Arambula	Harman	McCarthy	Strickland
Benoit	Haynes	Mountjoy	Tran
Blakeslee	Horton, Shirley	Nakanishi	Umberg
Bogh	Houston	Niello	Villines
Cogdill	Huff	Parra	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 Concurrence in Senate amendments to Assembly Bill No. 1310: Assembly Member Umberg from "Aye" to "No".

Above bill ordered enrolled.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 999, on request of Assembly Member Frommer.

SENATE BILL NO. 607 RECONSIDERED BY UNANIMOUS CONSENT

In compliance with a motion given, Assembly Member Frommer was granted unanimous consent that the vote be reconsidered whereby Senate Bill No. 607 was refused passage; and that the bill be placed upon the inactive file.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 791**

At 11:09 p.m., on motion of Assembly Member Lieber, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Lieber moved to continue the call of the Assembly.

Motion carried. Time, 11:09 p.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
ASSEMBLY JOINT RESOLUTION NO. 30**

At 11:11 p.m., on motion of Assembly Member Bogh, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly concurred in Senate amendments to Assembly Joint Resolution No. 30 by the following vote:

AYES—75

Aghazarian	Emmerson	Leno	Richman
Arambula	Evans	Levine	Ridley-Thomas
Baca	Frommer	Lieber	Runner
Bass	Garcia	Liu	Ruskin
Berg	Goldberg	Matthews	Saldaña
Bermúdez	Hancock	Maze	Salinas
Blakeslee	Harman	McCarthy	Spitzer
Bogh	Horton, Jerome	Montañez	Strickland
Calderon	Horton, Shirley	Mountjoy	Torrico
Canciamilla	Houston	Mullin	Tran
Chan	Huff	Nakanishi	Umberg
Chavez	Jones	Nation	Vargas
Chu	Karnette	Nava	Villines
Cohn	Keene	Negrete McLeod	Walters
Coto	Kleh	Niello	Wolk
Daucher	Koretz	Oropeza	Wyland
De La Torre	La Malfa	Parra	Yee
DeVore	La Suer	Pavley	Mr. Speaker
Dymally	Laird	Plescia	

NOES—None

Above resolution ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 593**

At 11:12 p.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.

The Assembly concurred in Senate amendments to Assembly Bill No. 593 by the following vote:

AYES—47

Arambula	De La Torre	Leno	Pavley
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	

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

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 715**

At 11:15 p.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.

The Assembly refused to concur in Senate amendments to Assembly Bill No. 715 by the following vote:

AYES—35

Bass	Frommer	Leno	Pavley
Berg	Goldberg	Levine	Ridley-Thomas
Bermúdez	Hancock	Lieber	Ruskin
Chan	Horton, Jerome	Liu	Saldaña
Chu	Jones	Montañez	Torrico
Cohn	Karnette	Mullin	Umberg
De La Torre	Klehs	Nation	Yee
Dymally	Koretz	Nava	Mr. Speaker
Evans	Laird	Oropeza	

NOES—42

Aghazarian	Daucher	La Suer	Richman
Arambula	DeVore	Leslie	Runner
Baca	Emmerson	Matthews	Spitzer
Benoit	Garcia	Maze	Strickland
Blakeslee	Harman	McCarthy	Tran
Bogh	Haynes	Mountjoy	Villines
Calderon	Horton, Shirley	Nakanishi	Walters
Canciamilla	Houston	Negrete McLeod	Wolk
Chavez	Huff	Niello	Wyland
Cogdill	Keene	Parra	
Coto	La Malfa	Plescia	

**Motion to Reconsider Assembly Bill No. 715
on Next Legislative Day**

Assembly Member Levine moved to reconsider on the next legislative day the vote whereby Senate amendments to Assembly Bill No. 715 were this day refused concurrence.

Assembly Bill No. 715 ordered to the unfinished business file.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 1208**

At 11:16 p.m., on motion of Assembly Member Yee, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Yee moved to continue the call of the Assembly.

Motion carried. Time, 11:16 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

RECESS

By unanimous consent, at 11:17 p.m., Speaker Núñez declared the Assembly recessed to permit the introduction of a special guest.

Assembly Member Aghazarian introduced and presented a resolution to Peter Anderson, consultant to the Assembly Committee on Health in recognition of 32 years of service.

RECONVENED

At 11:18 p.m., the Assembly reconvened.

Hon. Fabian Núñez, Speaker of the Assembly, presiding.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 44**

At 11:19 p.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.

Senate Bill No. 44 refused passage by the following vote:

AYES—34

Bass	Goldberg	Levine	Ridley-Thomas
Berg	Hancock	Lieber	Ruskin
Bermúdez	Horton, Jerome	Liu	Saldaña
Chan	Jones	Montañez	Salinas
Chu	Karnette	Mullin	Wolk
Cohn	Klehs	Nation	Yee
De La Torre	Koretz	Nava	Mr. Speaker
Dymally	Laird	Oropeza	
Evans	Leno	Pavley	

NOES—38

Aghazarian	DeVore	La Suer	Richman
Arambula	Emmerson	Leslie	Runner
Baca	Garcia	Matthews	Spitzer
Benoit	Harman	Maze	Strickland
Blakeslee	Haynes	McCarthy	Torrico
Bogh	Horton, Shirley	Mountjoy	Tran
Chavez	Houston	Nakanishi	Villines
Cogdill	Huff	Niello	Wyland
Coto	Keene	Parra	
Daucher	La Malfa	Plescia	

**Motion to Reconsider Senate Bill No. 44
on Next Legislative Day**

Assembly Member Pavley moved to reconsider on the next legislative day the vote whereby Senate Bill No. 44 was this day refused passage.

Senate Bill No. 44 ordered to the unfinished business file.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 791**

At 11:20 p.m., on motion of Assembly Member Lieber, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Lieber moved to continue the call of the Assembly.

Motion carried. Time, 11:20 p.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
ASSEMBLY BILL NO. 1208**

At 11:22 p.m., on motion of Assembly Member Yee, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Yee moved to continue the call of the Assembly.

Motion carried. Time, 11:22 p.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
ASSEMBLY BILL NO. 1208**

At 11:24 p.m., on motion of Assembly Member Yee, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly concurred in Senate amendments to Assembly Bill No. 1208 by the following vote:

AYES—41

Baca	De La Torre	Leno	Ruskin
Bass	Dymally	Levine	Saldaña
Berg	Evans	Matthews	Salinas
Bermúdez	Frommer	Montañez	Torrico
Calderon	Goldberg	Mullin	Vargas
Canciamilla	Hancock	Nation	Wolk
Chan	Jones	Nava	Yee
Chavez	Karnette	Oropeza	Mr. Speaker
Chu	Klehs	Parra	
Cohn	Koretz	Pavley	
Coto	Laird	Ridley-Thomas	

NOES—35

Aghazarian	Garcia	La Suer	Runner
Arambula	Harman	Maze	Spitzer
Benoit	Haynes	McCarthy	Strickland
Blakeslee	Horton, Jerome	Mountjoy	Tran
Bogh	Horton, Shirley	Nakanishi	Umberg
Cogdill	Houston	Negrete McLeod	Villines
Daucher	Huff	Niello	Walters
DeVore	Keene	Plescia	Wyland
Emmerson	La Malfa	Richman	

Above bill ordered enrolled.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Assembly Member Frommer was granted unanimous consent that the following statements of legislative intent be printed in the Journal:

Legislative Intent—Assembly Bill No. 1595

September 8, 2005

*Mr. E. Dotson Wilson, Chief Clerk
California State Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Mr. Wilson: This letter to the Journal serves as a clarification to my bill, AB 1595. I want to clarify that the list of elected and appointed officials in subdivision (f) of Section 6254.21 of the Government Code as amended by AB 1595 is a partial list and not intended to in any way limit the ability of officials not explicitly specified in the bill—such as County Auditors—to benefit from its provisions.

Sincerely,

NOREEN EVANS, Assembly Member
Seventh District

Legislative Intent—Assembly Bill No. 360

September 8, 2005

*E. Dotson Wilson, Chief Clerk
California State Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Mr. Wilson: I am writing this letter to the Assembly Journal to confirm the legislative intent of recent amendments to Assembly Bill 360 (Frommer), a technical clean-up bill to my AB 1629 from the 2004 session (Chapter 875, Statutes of 2004)) that created a new Medi-Cal reimbursement system for skilled nursing facilities.

AB 360 exempts skilled nursing facilities designated as institutions for mental diseases (IMDs) from the requirement to pay the quality assurance fee established under AB 1629. The new facility-specific reimbursement system implemented for other skilled nursing facilities under AB 1629 also does not apply to IMDs. However, recognizing that these IMD providers have had significant increases in their costs, the Schwarzenegger Administration has worked with my office to amend AB 360 to specify the annual rate increases IMD facilities are to receive from the counties that contract for their services.

AB 360, as amended on September 2, 2005, contemplates that the IMD facilities shall receive annual rate increases using the IMD rates that were in effect as of July 31, 2004 as a basis for future rate adjustments. This base rate includes both the rate for basic skilled nursing services (as established by DHS) as well as the rate established for special treatment programs (*see* 22 CCR § 51511.1).

It is my intent that IMD facilities continue to receive the rate for basic services plus the additional supplemental payment provided to special treatment programs, and that in the future each facility's rate as of July 31, 2004 shall be increased by the schedule of statutory rate adjustments contained in the most recent amendments to AB 360.

Thank you for your attention to this matter.

Sincerely,

DARIO FROMMER, Assembly Member
Forty-third District

Legislative Intent—Assembly Bill No. 1666

September 8, 2005

*E. Dotson Wilson, Chief Clerk
California State Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Mr. Wilson: This letter is regarding my Assembly Bill 1666 which provides benefits for active duty National Guard and Reservists. I wish to clarify my intent in creating Section 827 of the Military and Veterans Code. As I stated on the Floor when concurring in Senate amendments, the purpose of the this section is to protect the specified customer from losing utility services if the customer is unable to pay the bill in full while another family member is on active duty in the Reserves or National Guard. If the customer is unable pay for utility services during the time that the shutoff protection is in place, the customer should notify the utility service provider at such time as he or she finds it necessary to make partial payments or defer payment altogether.

Thank you for the courtesy of this explanation.

Sincerely,

DARIO FROMMER, Assembly Member
Forty-third District

Legislative Intent—Senate Bill No. 435

September 8, 2005

*Mr. E. Dotson Wilson
Chief Clerk
California State Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Mr. Chief Clerk: Last year, Assemblymember Alan Lowenthal chaired the Assembly Committee on Housing and Community Development and I was a member of that committee. One of the more complex bills before the committee in 2004 was SB 1818 (Hollingsworth). SB 1818 overhauled state density bonus law. State density bonus law, simply stated, allows a private developer to receive an increase in the locally enacted unit limitation for a particular housing development project if that developer includes a certain percentage of units that are made available at below market rate to low-income households.

Many jurisdictions in this state have locally enacted “inclusionary housing” ordinances. I was very concerned that the density bonus revisions made in SB 1818 would pre-empt local inclusionary ordinances. Assemblymember Lowenthal and I requested amendments that state that in order to qualify for the density bonus the developer must “seek and agree” to build affordable housing. The word “seeks” was new language added last year for the first time by the Assembly Housing and Community Development Committee. The stated purpose

at that time was to indicate that state density bonus law only triggers when a developer *requests* and is not otherwise *required* to include affordable units.

The author argues that the “vast majority of cities and counties believe as I do that [the] language means that any affordable units in a development count toward meeting density bonus requirements, regardless of whether or not the affordable units are required to be constructed by the local government pursuant to a local ordinance.” However, last year, the Assembly Housing Committee did not receive a single letter from any local government entity supporting that statement. In fact the various organizations representing local governments all argued the opposite.

This year the author removed the “seeks and agrees” language in SB 435. When SB 435 came to the Assembly Committee on Housing and Community Development I specifically requested that “seeks and agrees” be reinstated in the measure. The reason I required that language be restored was to make clear that locally enacted inclusionary housing ordinances specifically *not* be included within density bonus law.

I acknowledge that the author disagrees with the policy view point, but that was my intent in requiring the amendment last session, and a basis for my support of SB 435 in committee and on the Assembly floor when it came up for vote.

Sincerely,

GENE MULLIN, Assembly Member
Nineteenth District

Legislative Intent—Assembly Bill No. 1098

September 8, 2005

*Mr. Dotson Wilson
Chief Clerk of the Assembly
State Capitol
Sacramento, California*

Dear Mr. Wilson:

I have authored Assembly Bill 1098, which would ensure that each member of a homeowners association has access to enumerated association books and records. I have drafted this bill to prevent homeowners associations from refusing to divulge information that a member of the association has a right to inspect.

Civil Code Section 1368 allows associations to charge reasonable fees to homeowners for certain documents provided to prospective homeowners during a transfer of title within a common interest development. Typically these documents are requested through the escrow company. It is not the intent of this bill to require these documents to be provided free of charge in the event of a transfer of title.

AB 1098 is solely intended to address access to books and records by current homeowners. It is also intended to continue to permit

homeowners associations to bill the member involved in transfer of title for the association's actual costs for procuring, preparing and reproducing the requested items.

Sincerely,

DAVE JONES, Assembly Member
Ninth District

Legislative Intent—Assembly Bill No. 1586

September 8, 2005

*Mr. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Mr. Wilson: This letter is to clarify the intent of Assembly Bill 1586 (Koretz) passed by the Assembly in a concurrence vote on September 7, 2005. Specifically, a concern has been raised that the proposed amendments to the Health and Safety Code and the Insurance Code might affect the prohibition on excess cost-sharing for maternity benefits prohibited by Health & Safety Code Section 1373.4 and Insurance Code Section 10119.5.

The intention of AB 1586 is to prohibit health plans and insurers from denying an individual a plan contract or policy, or coverage for a benefit included in the contract or policy, based on the person's sex, as defined. The proposed amendments in the Health and Safety Code and the Insurance Code are not intended to change or affect the prohibitions against excess cost-sharing for maternity benefits contained in Health and Safety Code Section 1373.4 or Insurance Code Section 10119.5.

Thank you for the opportunity to clarify this issue.

Sincerely,

PAUL KORETZ, Assembly Member
Forty-second District

Legislative Intent—Assembly Bill No. 1317

September 8, 2005

*The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Speaker Núñez: AB 1317 updates and restructures the statutory framework that govern the Environmental Laboratory Accreditation Program (ELAP) which is run by the Department of Health Services (DHS). ELAP is the program that accredits the state environmental laboratories that conduct the tests needed for regulatory compliance.

AB 1317 was designed to maintain, in statute, the existing authority of DHS to certify ELAPs, to set the fees to cover the actual costs of the program by regulation, to recognize accreditation from other states for ELAPs, and to establish third-party laboratory assessor bodies.

The bill moved, to the regulatory process, the functional elements of the program that need to adapt and change on a regular basis (such as listing of the fields for certification) so that they can keep up with changes in regulatory performance as required by changes in the law.

Lastly it maintains, in statute, the procedures and penalties for the denial, suspension, or revocation of laboratory accreditation, including authorization to inspect an accredited laboratory.

As originally written, it was designed to work tightly with a set of draft regulations that had been formed through an extensive and collaborative process between the Department of Health Services and the regulated community. Amendments were taken in the Senate to address some concerns expressed by the Department of Health Services about how to “blow up this box” and make the proper transition. Those amendments were not tied to those draft regulations. Some conflicts will remain between existing statute and regulations. For instance, current regulations have two fields of testing for microbiological tests, one for drinking and wastewater, and one for shellfish. Proposed regulations have four fields of accreditation for microbiological tests: drinking water, shellfish, wastewater and food. Current statute has two different sets of fields of accreditation (ELAP and NELAP) with seven individual fields. ELAP has: drinking water, wastewater, food, recreational and shellfish. NELAP has: drinking water and wastewater.

We much appreciate the cooperation of all the parties to get this far.

This letter is submitted to the Assembly Journal to memorialize commitments made by the undersigned authors, representatives of the regulated community and the Department of Health Services. Even though the remaining language of the bill as introduced gives enough broad authority to revamp the conflicting regulations, we pledge to stay involved in this reorganization effort to make sure that the process goes forward in a timely fashion, and that the concerns of the stakeholders, regulated community and the agency continue to get dedicated focus.

Sincerely,

IRA RUSKIN, Assembly Member
Twenty-first District

VAN TRAN, Assembly Member
Sixty-eighth District

ADJOURN IN MEMORY

Assembly Member Negrete McLeod was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Justin Martin Aroian, of Chino.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Benoit was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Mark Tully Williams, of Riverside.

Assembly Member Canciamilla was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Alice Latimer, of Pittsburg.

Assembly Member Shirley Horton was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Dr. Howard H. Carey, of San Diego.

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 Karen Lucht, of Davis; Jaunita Finkenbeiner and David James Helmold, of West Sacramento; John H. Eldridge and Betty Joyce Gale, of Winters; Casey H. Bennett, Lavern Burleson, Betty Louise Cracchiolo, and Donald Dean Drummond, of Woodland; and Carlos Rocky Benito, James Michael Herb, Joseph Lough, and Percy F. Robinson, Sr., of Vacaville.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 680**

At 11:28 p.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.

Senate Bill No. 680 passed by the following vote:

AYES—41

Baca	Evans	Levine	Ruskin
Bass	Frommer	Lieber	Saldaña
Berg	Goldberg	Matthews	Salinas
Bermúdez	Hancock	Montañez	Torrico
Chan	Horton, Jerome	Mullin	Vargas
Chavez	Jones	Nation	Wolk
Chu	Karnette	Nava	Yee
Cohn	Klehs	Oropeza	Mr. Speaker
Coto	Koretz	Parra	
De La Torre	Laird	Pavley	
Dymally	Leno	Ridley-Thomas	

NOES—34

Aghazarian	Garcia	Leslie	Spitzer
Arambula	Harman	Maze	Strickland
Benoit	Haynes	McCarthy	Tran
Blakeslee	Horton, Shirley	Mountjoy	Umberg
Bogh	Houston	Nakanishi	Villines
Cogdill	Huff	Niello	Walters
Daucher	Keene	Plescia	Wyland
DeVore	La Malfa	Richman	
Emmerson	La Suer	Runner	

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 791**

At 11:55 p.m., on motion of Assembly Member Lieber, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly refused to concur in Senate amendments to Assembly Bill No. 791 by the following vote:

AYES—37

Arambula	Evans	Levine	Ridley-Thomas
Baca	Frommer	Lieber	Ruskin
Bass	Goldberg	Liu	Saldaña
Berg	Hancock	Matthews	Salinas
Chan	Jones	Montañez	Torrico
Chu	Karnette	Mullin	Umberg
Cohn	Klehs	Nation	Mr. Speaker
Coto	Koretz	Nava	
De La Torre	Laird	Oropeza	
Dymally	Leno	Pavley	

NOES—34

Aghazarian	Harman	Maze	Spitzer
Benoit	Haynes	McCarthy	Strickland
Blakeslee	Horton, Jerome	Mountjoy	Tran
Chavez	Horton, Shirley	Nakanishi	Villines
Cogdill	Houston	Niello	Walters
Daucher	Huff	Parra	Wyland
DeVore	Keene	Plescia	Yee
Emmerson	La Malfa	Richman	
Garcia	Leslie	Runner	

**Motion to Reconsider Assembly Bill No. 791
on Next Legislative Day**

Assembly Member Lieber moved to reconsider on the next legislative day the vote whereby Senate Amendments to Assembly Bill No. 791 were this day refused concurrence.

Assembly Bill No. 791 ordered to the unfinished business file.

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. 680, DeVore Motion to Suspend the Rules: Bogh, Calderon, Chavez, Oropeza, Parra, Spitzer, and Villines—Aye; Bermúdez, Garcia, Shirley Horton, Houston, Koretz, La Malfa, Leslie, Strickland, and Wyland—No.

Senate Bill No. 231: Baca, Canciamilla, Dymally, Laird, and Nation—Aye; Shirley Horton, Niello, Plescia, and Strickland—No.

Assembly Bill No. 1462, Concurrence: Bermúdez, Chavez, Laird, Levine, Mountjoy, Oropeza, Strickland, and Wyland—Aye.

Assembly Bill No. 1001, Concurrence: Chavez, Daucher, Hancock, Jones, Laird, Levine, and Runner—Aye; Blakeslee, La Suer, McCarthy, Strickland, and Wyland—No.

Assembly Bill No. 1086, Concurrence: Bogh, Chavez, Daucher, Garcia, Shirley Horton, Laird, Leno, Levine, Nava, Parra, Strickland, and Wyland—Aye; Blakeslee and Villines—No.

Assembly Bill No. 1199, Concurrence: Laird, Levine, and Parra—Aye; Blakeslee, Mountjoy, Spitzer, Strickland, and Wyland—No.

Assembly Bill No. 823, Urgency and Concurrence: Blakeslee, Laird, Levine, Mountjoy, Parra, Richman, Strickland, Tran, Villines, and Wyland—Aye.

Assembly Bill No. 721, Concurrence: Canciamilla, Emmerson, Garcia, Parra, Richman, and Tran—Aye; Blakeslee, Houston, Huff, La Suer, Mountjoy, Strickland, Villines, and Wyland—No.

Assembly Bill No. 953, Urgency and Concurrence: Frommer, Houston, Huff, Koretz, Mountjoy, Parra, Plescia, Ridley-Thomas, Strickland, and Tran—Aye.

Assembly Bill No. 962, Concurrence: De La Torre, Evans, and Nava—Aye; Arambula, Garcia, Plescia, and Strickland—No.

Assembly Bill No. 1097, Concurrence: Nava—Aye; Blakeslee, Mountjoy, Plescia, and Strickland—No.

Assembly Bill No. 1136, Concurrence: Blakeslee, Chavez, Frommer, Nava, Plescia, Ridley-Thomas, and Strickland—Aye.

Assembly Bill No. 1349, Urgency and Concurrence: Blakeslee, Bogh, Chavez, Frommer, Garcia, Koretz, Mountjoy, Nava, Plescia, Ridley-Thomas, and Strickland—Aye.

Assembly Bill No. 1480, Concurrence: Blakeslee, Chavez, Nava, Plescia, Ridley-Thomas, and Strickland—Aye.

Assembly Bill No. 1565, Concurrence: Chavez, Houston, La Malfa, Lieber, Nava, Plescia, and Umberg—Aye; Harman, Mountjoy, Niello, Strickland, and Wyland—No.

Senate Bill No. 1100 and Urgency: Aghazarian, Bermúdez, Bogh, Chavez, Coto, Emmerson, Garcia, Harman, Jerome Horton, Houston, Huff, Jones, Keene, Koretz, La Malfa, Levine, Montañez, Mullin, Nakanishi, Negrete McLeod, Niello, Plescia, Strickland, Torrico, and Wyland—Aye.

Assembly Bill No. 1721, Concurrence: Aghazarian, Bass, Bermúdez, Blakeslee, Bogh, Chavez, Coto, Frommer, Garcia, Jerome Horton, Houston, Huff, Keene, Koretz, Matthews, Maze, Montañez, Mullin, Negrete McLeod, Niello, Ridley-Thomas, Strickland, Torrico, and Walters—Aye; Haynes—No.

Assembly Bill No. 338, Concurrence: Bermúdez, Chavez, Garcia, Keene, Koretz, Mullin, Negrete McLeod, Oropeza, Spitzer, Torrico, and Wolk—Aye; Arambula, Houston, Huff, La Malfa, Strickland, and Villines—No.

Assembly Bill No. 1098, Concurrence: Bogh, Chavez, Daucher, Goldberg, Jerome Horton, Houston, Huff, Koretz, Mountjoy, Negrete McLeod, Plescia, Strickland, Torrico, and Walters—Aye.

Assembly Bill No. 1104, Concurrence: Bogh, Canciamilla, Chavez, Frommer, Houston, Huff, Jones, Keene, Koretz, Nakanishi, Negrete McLeod, Plescia, Strickland, Torrico, Villines, and Walters—Aye; Haynes—No.

Assembly Bill No. 1736, Concurrence: Daucher, Jones, Koretz, Strickland, Torrico, and Umberg—Aye; Bogh, Haynes, Mountjoy, Nakanishi, Plescia, Villines, and Walters—No.

Assembly Bill No. 1698, Concurrence: Dymally, Jones, Levine, Ruskin, and Torrico—Aye; Aghazarian, Blakeslee, Bogh, Daucher, Harman, Haynes, Shirley Horton, Keene, Mountjoy, Plescia, Strickland, Tran, Villines, and Walters—No.

Assembly Bill No. 7, Concurrence: Bogh, Canciamilla, Haynes, Jones, Plescia, Strickland, and Torrico—Aye.

Senate Bill No. 457 and Urgency: Bogh, Garcia, Haynes, Oropeza, Plescia, Saldaña, Strickland, and Vargas—Aye.

Senate Bill No. 643: Bass, Bogh, Cohn, Garcia, Haynes, Levine, Plescia, Strickland, and Torrico—Aye.

Senate Bill No. 650 and Urgency: Garcia, Houston, Levine, Torrico, and Villines—Aye; La Malfa, Mountjoy, and Strickland—No.

Senate Bill No. 365 and Urgency: Bermúdez, Blakeslee, Calderon, Canciamilla, De La Torre, Frommer, Garcia, Koretz, La Suer, Montañez, Mountjoy, Mullin, Nakanishi, Parra, Plescia, Strickland, and Wolk—Aye.

Senate Bill No. 536: Bermúdez, Calderon, Canciamilla, Frommer, Garcia, Koretz, Levine, Mullin, Parra, Plescia, Strickland, and Torrico—Aye.

Senate Bill No. 283: Calderon, Canciamilla, Frommer, Garcia, Keene, Klehs, Mullin, Nakanishi, Niello, Parra, and Runner—Aye; Plescia and Strickland—No.

Senate Bill No. 455: Frommer, Mullin, and Nava—Aye; Daucher, Garcia, Shirley Horton, Nakanishi, Plescia, and Strickland—No.

Consent Calendar: De La Torre, Evans, Koretz, Nava, Parra, Plescia, and Strickland—Aye.

Senate Bill No. 580: Calderon, Canciamilla, Frommer, Garcia, Mullin, Parra, and Villines—Aye; Mountjoy, Plescia, and Strickland—No.

Senate Bill No. 436: Canciamilla, Chu, Garcia, Jones, McCarthy, Montañez, Plescia, Runner, and Villines—Aye; Leslie—No.

Senate Bill No. 658: Canciamilla and Frommer—Aye; Umberg—No.

Senate Bill No. 453: Chu, Cohn, Mullin, and Wolk—Aye.

Senate Bill No. 826: Frommer, McCarthy, Montañez, Mullin, and Plescia—Aye.

Senate Bill No. 959 and Urgency: Bass, Montañez, Mullin, and Plescia—Aye; Blakeslee, La Malfa, McCarthy, Mountjoy, Niello, and Runner—No.

Senate Bill No. 666: Benoit, Bogh, Laird, Leslie, Levine, Montañez, Mountjoy, Plescia, and Torrico—Aye; Leno—No.

Assembly Bill No. 1170, Urgency and Concurrence: Berg, Chavez, Garcia, Harman, Haynes, Jerome Horton, Koretz, Matthews, Plescia, Salinas, and Wyland—Aye.

Assembly Bill No. 302, Urgency and Concurrence: Berg, Chavez, Emmerson, Frommer, Harman, Haynes, Plescia, Strickland, Villines, and Wyland—Aye; DeVore—No.

Assembly Bill No. 137, Concurrence: Chavez, Haynes, Nava, Plescia, Strickland, and Wyland—Aye.

Senate Bill No. 701 and Urgency: Nakanishi, Plescia, and Wyland—Aye; La Suer—No.

Assembly Bill No. 554, Concurrence: Canciamilla, Chavez, Frommer, and Mullin—Aye; Bogh, Daucher, Garcia, Plescia, and Wyland—No.

Assembly Bill No. 1646, Urgency and Concurrence: Bass, Cohn, Jones, Mullin, Plescia, Strickland, Umberg, and Wolk—Aye; Haynes—No.

Assembly Bill No. 820, Concurrence: Emmerson, Frommer, Harman, Haynes, Jones, La Malfa, Levine, Nation, Nava, Oropeza, Plescia, Richman, and Walters—Aye.

Assembly Bill No. 1031, Concurrence: Arambula, De La Torre, Evans, Haynes, Jones, Levine, Mullin, Nava, and Plescia—Aye.

Assembly Bill No. 1734, Concurrence: Bass, Canciamilla, Daucher, Frommer, Jerome Horton, Pavley, Richman, Strickland, Vargas, Wolk, and Wyland—Aye.

Assembly Bill No. 23, Urgency and Concurrence: Berg, Canciamilla, Frommer, La Malfa, La Suer, Levine, Maze, and Ridley-Thomas—Aye.

Assembly Bill No. 491, Concurrence: Calderon, Canciamilla, Frommer, Ridley-Thomas, and Spitzer—Aye; Blakeslee, Huff, and Keene—No.

Assembly Bill No. 726, Concurrence: Blakeslee, Calderon, Canciamilla, Frommer, Hancock, Pavley, Ridley-Thomas, and Spitzer—Aye.

Assembly Bill No. 1753, Concurrence: Berg, Blakeslee, Calderon, Canciamilla, Chu, Frommer, Karnette, Klehs, Koretz, Leslie, Lieber, Strickland, and Umberg—Aye.

Assembly Bill No. 403, Concurrence: Frommer and Lieber—Aye.

Assembly Bill No. 1623, Concurrence: Nation—Aye; Aghazarian, Bogh, Strickland, Umberg, and Walters—No.

Assembly Concurrent Resolution No. 93: Bass, Laird, and Ruskin—Aye.

Assembly Bill No. 118, Concurrence: Berg, Calderon, Haynes, Karnette, Nava, Plescia, and Wyland—Aye.

Assembly Bill No. 240, Urgency and Concurrence: Calderon, Haynes, Koretz, Mullin, Nation, Nava, Negrete McLeod, Plescia, Strickland, and Wyland—Aye.

Assembly Bill No. 477, Concurrence: Bass, Calderon, Cohn, Nava, and Wolk—Aye; Garcia and Plescia—No.

Assembly Bill No. 911, Urgency and Concurrence: Calderon, Canciamilla, Haynes, Karnette, Koretz, Levine, and Torrico—Aye.

Assembly Bill No. 964, Urgency and Concurrence: Blakeslee, Calderon, Canciamilla, Chavez, Frommer, Haynes, Houston, Huff, Koretz, Mullin, Spitzer, and Wolk—Aye.

Assembly Bill No. 256, Concurrence: Blakeslee, Calderon, Canciamilla, and Koretz—Aye; Niello—No.

Assembly Bill No. 795, Concurrence: Calderon, Canciamilla, and Koretz—Aye; Benoit, Blakeslee, Garcia, and Niello—No.

Assembly Bill No. 1385, Concurrence: Aghazarian, Bermúdez, Calderon, Canciamilla, Chavez, Coto, Garcia, Keene, Koretz, Levine, Montañez, Mullin, Negrete McLeod, Parra, Plescia, Salinas, Strickland, and Torrico—Aye.

Assembly Bill No. 873, Concurrence: Aghazarian, Bass, Bermúdez, Calderon, Canciamilla, Chavez, Chu, Cohn, Coto, Garcia, Goldberg, Keene, Laird, Leno, Levine, Montañez, Mountjoy, Mullin, Negrete McLeod, Parra, Pavley, Plescia, Ruskin, Spitzer, Strickland, Torrico, and Tran—Aye.

Assembly Bill No. 1323, Concurrence: Aghazarian, Bass, Bermúdez, Calderon, Canciamilla, Cohn, Coto, Keene, Leno, Levine, Liu, Montañez, Negrete McLeod, Parra, Plescia, Strickland, and Torrico—Aye.

Assembly Bill No. 1666, Concurrence: Aghazarian, Bermúdez, Calderon, Canciamilla, Coto, Houston, Keene, Levine, Montañez, Negrete McLeod, Parra, Plescia, Strickland, and Torrico—Aye.

Assembly Bill No. 688, Concurrence: Bermúdez, Calderon, Canciamilla, Coto, Garcia, Koretz, La Malfa, Levine, Montañez, Negrete McLeod, Parra, Plescia, Strickland, Torrico, and Umberg—Aye.

Assembly Bill No. 1045, Concurrence: Bermúdez, Calderon, Canciamilla, Negrete McLeod, and Umberg—Aye; Garcia, Plescia, and Strickland—No.

Assembly Bill No. 216, Concurrence: Bermúdez, Calderon, Coto, Haynes, Levine, Montañez, Negrete McLeod, Plescia, Strickland, and Torrico—Aye.

Assembly Bill No. 439, Concurrence: Bermúdez, Calderon, Coto, Garcia, Levine, Montañez, Negrete McLeod, Plescia, Strickland, and Torrico—Aye.

Assembly Bill No. 649, Concurrence: Bermúdez, Calderon, Coto, Frommer, Negrete McLeod, Plescia, and Strickland—Aye; Hancock—No.

Assembly Bill No. 54, Concurrence: Calderon, Haynes, Jones, Negrete McLeod, Plescia, and Strickland—Aye.

Senate Bill No. 239: Bermúdez, Canciamilla, Coto, Garcia, Montañez, Mullin, Negrete McLeod, Strickland, Torrico, and Wolk—Aye; Houston—No.

Assembly Bill No. 771, Concurrence: Bermúdez, Calderon, Canciamilla, Montañez, and Negrete McLeod—Aye; Coto, Garcia, Mountjoy, Plescia, Strickland, and Torrico—No.

Assembly Bill No. 380, Concurrence: Benoit, Bermúdez, Calderon, Coto, Garcia, Levine, McCarthy, Montañez, Negrete McLeod, Plescia, Strickland, and Torrico—Aye.

Senate Bill No. 600: Negrete McLeod—Aye; Wolk—No.

Assembly Bill No. 1125, Concurrence: Bermúdez and Parra—Aye.

Senate Bill No. 557: Calderon, Coto, Frommer, Haynes, Jerome Horton, Karnette, Laird, Montañez, and Mountjoy—Aye; Evans and Villines—No.

Senate Bill No. 655: Bermúdez and Koretz—Aye; Torrico and Umberg—No.

Senate Bill No. 646: Bermúdez and Montañez—Aye.

Assembly Bill No. 1531, Concurrence: Plescia—No.

Frommer Motion to Suspend the Rules: Houston, Maze, Mountjoy, Richman, Tran, and Villines—No.

House Resolution No. 24: Evans, Garcia, Maze, Mountjoy, Ruskin, and Wyland—Aye.

Assembly Bill No. 1383, Concurrence: Bermúdez, Cohn, Coto, and Mullin—Aye; Plescia, Richman, and Strickland—No.

Senate Bill No. 281 and Urgency: Levine, Negrete McLeod, Plescia, and Torrico—Aye; Chan, Leno, and Strickland—No.

Senate Bill No. 426: Baca—No.

Assembly Bill No. 1497, Frommer Motion to Rescind: Jerome Horton and Matthews—Aye; McCarthy, Plescia, Runner, and Villines—No.

Senate Bill No. 1002: Koretz and Strickland—Aye; Canciamilla, Keene, McCarthy, Runner, Villines, and Wyland—No.

Senate Bill No. 1026: Baca, Canciamilla, Keene, Strickland, Villines, and Wyland—No.

Senate Bill No. 288: Bogh, Frommer, Garcia, Shirley Horton, Mountjoy, Nava, Strickland, and Wyland—Aye.

Assembly Bill No. 1179, Concurrence: Arambula, Calderon, De La Torre, Frommer, Garcia, Koretz, La Malfa, Maze, Negrete McLeod, Ridley-Thomas, Umberg, and Wolk—Aye.

Assembly Bill No. 635, Concurrence: Canciamilla, Laird, Levine, and Wolk—Aye; Chu, Haynes, and Villines—No.

Assembly Bill No. 1297, Concurrence: Montañez, Negrete McLeod, and Torrico—Aye; Plescia and Strickland—No.

Assembly Bill No. 381, Concurrence: Frommer and Hancock—Aye.

Assembly Bill No. 1263, Concurrence: Aghazarian, Canciamilla, Frommer, Shirley Horton, La Malfa, Matthews, Maze, Mullin, Nava, Ridley-Thomas, and Umberg—Aye; Villines and Wyland—No.

Assembly Bill No. 22, Concurrence: Blakeslee, Frommer, Maze, McCarthy, Nava, Ridley-Thomas, Runner, Torrico, and Vargas—Aye; Strickland—No.

Assembly Bill No. 632, Concurrence: Calderon, Canciamilla, Frommer, Ridley-Thomas, and Strickland—Aye.

Assembly Bill No. 1576, Concurrence: Calderon, Canciamilla, Matthews, and Ruskin—Aye.

Assembly Bill No. 1662, Urgency and Concurrence: Canciamilla—Aye.

Assembly Bill No. 1735, Urgency and Concurrence: Frommer, Ridley-Thomas, and Spitzer—Aye.

Assembly Bill No. 1351, Concurrence: Calderon—Aye; Shirley Horton—No.

Assembly Bill No. 913, Concurrence: Calderon, Jerome Horton, Levine, Matthews, Nava, Torrico, and Wyland—Aye.

Assembly Bill No. 417, Concurrence: Keene and Nakanishi—Aye; Karnette, Leno, Nation, Pavley, and Saldaña—No.

Assembly Bill No. 1750, Urgency and Concurrence: Calderon, Canciamilla, Chu, Jerome Horton, Laird, and Ruskin—Aye.

Assembly Bill No. 67, Concurrence: Aghazarian, Calderon, Canciamilla, Nation, and Plescia—Aye.

Assembly Bill No. 466, Urgency and Concurrence: Blakeslee, Garcia, Nakanishi, and Villines—Aye; Mountjoy and Strickland—No.

Assembly Bill No. 1011, Concurrence: Calderon, Frommer, La Malfa, Levine, Mountjoy, Ridley-Thomas, Torrico, and Villines—Aye.

Assembly Bill No. 1027, Concurrence: Aghazarian, Calderon, Garcia, La Suer, Levine, Nava, Saldaña, Spitzer, and Torrico—Aye.

Assembly Bill No. 1492, Concurrence: Levine and Torrico—Aye.

Assembly Bill No. 1655, Urgency and Concurrence: Frommer, Levine, Ridley-Thomas, and Torrico—Aye.

Assembly Bill No. 1497, Urgency and Concurrence: Frommer and Goldberg—Aye.

Assembly Bill No. 1310, Concurrence: Aghazarian and Arambula—No.

Assembly Joint Resolution No. 30, Concurrence: Bogh, DeVore, La Suer, Mountjoy, Niello, Richman, Runner, Strickland, Walters, and Wyland—Aye.

Assembly Bill No. 593, Concurrence: Calderon—Aye.

Assembly Bill No. 715, Concurrence: Baca, Coto, and Strickland—No.

Senate Bill No. 44: Jerome Horton—Aye; Coto and Haynes—No.

Assembly Bill No. 1208, Concurrence: Umberg—No.

Senate Bill No. 680: Umberg—No.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS (RESUMED)

MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bills Nos. 6 and 441, Senate Bills Nos. 51 and 109 and Senate Joint Resolution No. 10 were continued until the next legislative day.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committees were permitted to meet:

Labor and Employment, Education, Judiciary, Public Employees, Retirement and Social Security, Revenue and Taxation, Governmental Organization, Utilities and Commerce, Higher Education, and Water, Parks and Wildlife, on Thursday, September 8, 2005, upon call of the Chairs;

Education, on Thursday, September 15, 2005, at 1:30 p.m., in Room 4202;

Public Employees, Retirement and Social Security to convene jointly with the Senate Committee on Labor and Industrial Relations, on Tuesday, September 27, 2005, at 10 a.m., in Room 2040.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 23—Richman. A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 8 to Article XX thereof, relating to public employee benefits.

AUTHOR'S AMENDMENTS**Committee on Business and Professions**

September 8, 2005

Mr. Speaker: The Chair of your Committee on Business and Professions reports:
Assembly Bill No. 894

With author's amendments with the recommendation: Amend, and re-refer to the committee.

NEGRETE McLEOD, Chair

ASSEMBLY BILL NO. 894—An act to add Chapter 13.5 (commencing with Section 4989.1) to Division 2 of the Business and Professions Code, relating to professional counselors.

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 Revenue and Taxation**

September 8, 2005

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:
Assembly Bill No. 912

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KLEHS, Chair

ASSEMBLY BILL NO. 912—An act to add Section 24328 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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 Utilities and Commerce**

Date of Hearing: September 8, 2005

Mr. Speaker: Your Committee on Utilities and Commerce reports:

Senate Bill No. 909

With amendments with the recommendation: Amend, and do pass, as amended.

LEVINE, Chair

Above bill ordered to second reading.

Committee on Rules

Date of Hearing: September 8, 2005

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 96

With the recommendation: Be adopted.

MONTAÑEZ, Chair

Above resolution ordered to third reading.

MESSAGES FROM THE SENATE

Senate Chamber, September 8, 2005

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 239

Senate Bill No. 600

Senate Bill No. 281

Senate Bill No. 959

Senate Bill No. 557

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

INTRODUCTION OF GUESTS

Assembly Member Bermúdez, of the 56th Assembly District, introduced Robert Baird and Michael Shu.

Assembly Member Jerome Horton, of the 51st Assembly District, introduced Sam Boyamian.

Assembly Member Umberg, of the 69th Assembly District, introduced Kendal Lane.

Assembly Member Oropeza, of the 55th Assembly District, introduced Florence Yang.

Assembly Member Cogdill, of the 25th Assembly District, introduced Peggy Wheeler, Rural Caucus Consultant.

Assembly Member Calderon, of the 58th Assembly District, introduced his brother Charles Calderon, a former Assembly Member and Senator.

MOTION TO ADJOURN

At 11:56 p.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 11:56 p.m., Speaker Núñez declared the quorum call of the Assembly dispensed with.

ADJOURNMENT

At 11:56 p.m., pursuant to the motion by Assembly Member Frommer, and pursuant to the provisions of Joint Rule 51, the Assembly adjourned for the 2005–06 Interim Study Recess, until Wednesday, January 4, 2006, at 12 Noon, out of respect to the memory of Justin Martin Aroian, on motion of Assembly Member Negrete McLeod; out of respect to the memory of Mark Tully Williams, on motion of Assembly Member Benoit; out of respect to the memory of Alice Latimer, on motion of Assembly Member Canciamilla; out of respect to the memory of Dr. Howard H. Carey, on motion of Assembly Member Shirley Horton; and out of respect to the memory of Karen Lucht, Jaunita Finkenbeiner, David James Helmold, John H. Eldridge, Betty Joyce Gale, Casey H. Bennett, Lavern Burleson, Betty Louise Cracchiolo, Donald Dean Drummond, Carlos Rocky Benito, James Michael Herb, Joseph Lough, and Percy F. Robinson, Sr., on motion of Assembly Member Wolk.

FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON SEPTEMBER 8, 2005**

The following measures were amended in the Assembly on this day:

AB	RN
714	0520488
894	0520426
912	0520909
1287	0518752

SB	RN
281	0520954
288	0520912
1002	0520898
1026	0520906

Daily Total:	8
Cumulative Total:	2792

CALIFORNIA LEGISLATURE

2005–06 REGULAR SESSION

ASSEMBLY JOURNAL

RECESS JOURNAL NO. 3

INTERIM STUDY RECESS

Assembly Chamber, Sacramento
Wednesday, September 21, 2005

Pursuant to the provisions of Joint Rule 59, the following Assembly Journal for the 2005–06 Regular Session was printed while the Assembly was in Interim Study Recess.

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

September 13, 2005

Mr. E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

RE: Appointment of Mark McClure
to San Francisco Bay Conservation and Development Commission

Dear Mr. Wilson: Please be advised I have appointed Mr. Mark McClure to serve as an alternate to the San Francisco Bay Conservation and Development Commission. This is a pleasure appointment starting September 13, 2005. Mr. McClure will be serving as an alternate to Mr. Geoffrey Gibbs.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

September 15, 2005

*Mr. E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

RE: Appointment of Gopal Chaturvedi
to Respiratory Care Board of California

Dear Mr. Wilson: Please be advised I have appointed Mr. Gopal Chaturvedi to the Respiratory Care Board of California. This is a term appointment starting September 15, 2005 and the expiration date is June 1, 2008.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

September 16, 2005

*Mr. E. Dotson Wilson, Chief Clerk
California State Assembly
State Capitol, Room 3196
Sacramento, California*

RE: Appointment of Brian Conley
to the Statewide Pupil Assessment Review Panel

Dear Mr. Wilson: Please be advised I have appointed Mr. Brian Conley to the Statewide Pupil Assessment Review Panel. This is a term appointment starting September 16, 2005 and the expiration date is September 16, 2007.

Very truly yours,

FABIAN NUÑEZ
Speaker of the Assembly

September 19, 2005

*Mr. E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

RE: Appointment of Joe Coto
to State Allocation Board

Dear Mr. Wilson: Please be advised I have appointed Assemblymember Joe Coto to the State Allocation Board for September 28, 2005 only.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

September 19, 2005

*Mr. E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

RE: Appointment of Gene Mullin
to State Allocation Board

Dear Mr. Wilson: Please be advised I have appointed Assemblymember Gene Mullin to the State Allocation Board for September 28, 2005 only.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

September 19, 2005

*Mr. E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

RE: Re-appointment of Samuel Goetz and Ivy Lee
to California Task-force on
Holocaust, Genocide, Human Rights, and Tolerance Education

Dear Mr. Wilson: Please be advised I have re-appointed Dr. Samuel Goetz and Dr. Ivy Lee to the California Task-force on Holocaust, Genocide, Human Rights, and Tolerance Education. These are term appointments starting September 19, 2005 and the expiration date is September 19, 2007.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

September 20, 2005

*E. Dotson Wilson**Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: Please be advised that I have appointed the following members to the Select Committee on Growth and Infrastructure:

Assemblymember Juan Arambula
Assemblymember John Benoit
Assemblymember Ed Chavez
Assemblymember Lynn Daucher
Assemblymember John Laird
Assemblymember Carol Liu
Assemblymember Joe Nation
Assemblymember Roger Niello
Assemblymember Keith Richman
Assemblymember Tom Umberg
Assemblymember Lois Wolk

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

September 20, 2005

*Mr. E. Dotson Wilson**Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

RE: Appointment of John Brissenden
to Sierra Nevada Conservancy Governing Board

Dear Mr. Wilson: Please be advised I have appointed Mr. John Brissenden to the Sierra Nevada Conservancy Governing Board. This is a pleasure appointment starting September 20, 2005.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

September 21, 2005

*Mr. E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

RE: Appointment of Pedro Nava
to Milton Marks "Little Hoover" Commission on
California State Government Organization and Economy

Dear Mr. Wilson: Please be advised I have appointed
Assemblymember Pedro Nava to the Milton Marks "Little Hoover"
Commission on California State Government Organization and
Economy. This is a pleasure appointment starting September 21, 2005.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

September 21, 2005

*Mr. E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

RE: Reappointment of William Burke
to South Coast Air Quality Management District Board

Dear Mr. Wilson: Please be advised I have reappointed Dr. William
Burke to the South Coast Air Quality Management District Board. This
is a term appointment starting September 21, 2005 and the expiration
date is January 15, 2010.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

The following communication was presented by the Chief Clerk, and
ordered printed in the Journal:

September 8, 2005

*The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Speaker Núñez: The Senate Rules Committee has appointed the
following Senate members to serve on the newly created Joint
Committee on Emergency Services and Homeland Security:
Senators Kehoe, Ch., Aanestad, Ashburn, Bowen, Chesbro, Dutton,
Romero and Soto.

Sincerely,

GREGORY P. SCHMIDT
Secretary of the Senate

PROPOSED INITIATIVES

The following communications were presented by the Chief Clerk from:

Tricia Knight, Initiative Coordinator, Department of Justice, Office of the Attorney General, Sacramento, dated September 6, 2005, September 7, 2005, and September 13, 2005 transmitting copies of the title, summary, and text of the following proposed initiatives, pursuant to Section 9007, Elections Code:

**Identity Theft. Criminal Gang Activity. Forensic Computer Analysis Fund.
Initiative Statute. SA 2005RF0090**

Referred by the Speaker to the Committee on Public Safety.

**Casino-Style Gaming District.
Initiative Constitutional Amendment. SA 2005RF0091**

Referred by the Speaker to the Committee on Governmental Organization.

**(Revised per Court Order) Marriage.
Elimination of Domestic Partnership Rights.
Initiative Constitutional Amendment. SA 2005RF0077, Amdt. #2-NS**

Referred by the Speaker to the Committee on Judiciary.

REPORTS

The following reports were presented by the Chief Clerk:

**2004–05 Small Business and Disabled Veteran Business Enterprise
Participation Report
(Pursuant to Public Contract Code Section 14840)**

Above transmitted report, together with letter of transmittal from B. B. Blevins, Executive Director, California Energy Commission, dated August 31, 2005, referred by the Speaker to the Committee on Jobs, Economic Development, and the Economy.

**2004–05 Small Business and Disabled Veteran Business Enterprise
Participation Report**

Above transmitted report, together with letter of transmittal from Anna Schneider, Office Technician, Coastal Conservancy, dated September 1, 2005, referred by the Speaker to the Committee on Jobs, Economic Development, and the Economy.

2004–05 Small Business Contracting Activity Report

Above transmitted report, together with letter of transmittal from Lane B. Yee, Chief, Fiscal and Business Services Officer, Coastal Commission, dated August 26, 2005, referred by the Speaker to the Committee on Jobs, Economic Development, and the Economy.

**Annual Report on the Cal Vet Insurance Plans
(Pursuant to Military and Veterans Code Sections 987.2 and 989.7)**

Above transmitted report, together with letter of transmittal from Tom Johnson, FACHE, Secretary, Department of Veteran Affairs, dated September 1, 2005, referred by the Speaker to the Committee on Veterans Affairs.

**2004–05 Small Business and Disabled Veteran Business Enterprise
Participation Report**

Above transmitted report, together with letter of transmittal from Paula Lewis, Acquisitions Manager, Department of Food and Agriculture, dated September 7, 2005, referred by the Speaker to the Committee on Jobs, Economic Development, and the Economy.

**School Safety and Violence Prevention Act Annual Report
(Pursuant to Assembly Bill 1113, Chapter 51, Statutes of 1999)**

Above transmitted report, together with letter of transmittal from Jack O'Connell, State Superintendent of Public Instruction, Department of Education, dated September 12, 2005, referred by the Speaker to the Committee on Budget.

**2004–05 Small Business and Disabled Veteran Business Enterprise
Participation Report
(Pursuant to Government Code Section 14840)**

Above transmitted report, together with letter of transmittal from Richard J. Flores, Chief, Business Management Bureau, Department of Insurance, dated September 6, 2005, referred by the Speaker to the Committee on Jobs, Economic Development, and the Economy.

**Principal Training Program Final Report 2005
(Pursuant to Assembly Bill 75, Chapter 697, Statutes of 2001)**

Above transmitted report, together with letter of transmittal from Jack O'Connell, State Superintendent of Public Instruction, Department of Education, dated September 16, 2005, referred by the Speaker to the Committee on Education.

**Report to the Legislature Related to
the Consequences, Benefits, and Disadvantages of
Imposing a State Tax on
Revenue Generated by Licensed Gambling Establishments
(Pursuant to Assembly Bill 2431, Chapter 738, Statutes of 2002)**

Above transmitted report, together with letter of transmittal from Dean Shelton, Chairman, Gambling Control Commission, dated September 16, 2005, referred by the Speaker to the Committee on Governmental Organization.

**Property Tax Apportionments Report 2004
(Pursuant to Government Code Section 12468)**

Above transmitted report, together with letter of transmittal from Steve Westly, State Controller, dated August 5, 2005, referred by the Speaker to the Committee on Revenue and Taxation.

**21st Century Community Learning Centers for High Schools
(Pursuant to Budget Act 2004, Chapter 208
Item 6110-197-0890, Provision 1)**

Above transmitted report, together with letter of transmittal from Jack O'Connell, State Superintendent of Public Instruction, Department of Education, dated September 12, 2005, referred by the Speaker to the Committee on Budget.

**2004-05 Small Business and Disabled Veteran Business Enterprise
Participation Report**

Above transmitted report, together with letter of transmittal from Gary Cook, Director, Internal Operations Section, California Community Colleges System Office, dated August 19, 2005, referred by the Speaker to the Committee on Jobs, Economic Development, and the Economy.

**2003-04 Emergency Medical Services (EMS) Report
(Pursuant to Health and Safety Code Section 1797.98a) from:**

Placer County, Karen S. Jarvis, Accountant Auditor II.

Referred by the Speaker to the Committee on Health.

The following letter of transmittal was presented by the Chief Clerk and ordered printed in the Journal:

California State Auditor

2005-105
September 13, 2005

*The Honorable Speaker of the Assembly
The Honorable Members of the Assembly
of the Legislature of California
State Capitol, Room 3196
Sacramento, California*

Members of the Assembly: As requested by the Joint Legislative Audit Committee, the Bureau of State Audits presents its audit report concerning the Department of Corrections' (department) contracting practices for private community correctional facilities (CCFs) and inmate population forecasting.

This report concludes that in processing a no-bid CCF contract that was ultimately rescinded, certain contacts made by two of the contractor's employees who formerly worked for the department may have violated conflict-of-interest laws, and the department does not ensure that its retired annuitants in designated positions file statements of economic interests. Nonetheless, information the department relied upon to determine the need for two no-bid CCF contracts appears accurate. Additionally, the department's inmate population projections are useful for budgeting, but have limited value for longer-range planning, such as determining when to build additional facilities.

Finally, because certain practices increase the subjectivity of the department's projections and no documentation of the projection process exists, our statistical expert could not establish the validity of the projection process.

Respectfully submitted,

ELAINE M. HOWLE
State Auditor

Above report referred to the Committee on Public Safety.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, September 9, 2005

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 7

Assembly Bill No. 1565

And reports the same correctly enrolled, and presented to the Governor on the 9th day of September, 2005, at 2:15 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 9, 2005

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 89

Assembly Bill No. 97

Assembly Bill No. 114

Assembly Bill No. 121

Assembly Bill No. 195

Assembly Bill No. 258

Assembly Bill No. 259

Assembly Bill No. 277

Assembly Bill No. 280

Assembly Bill No. 316

Assembly Bill No. 459

Assembly Bill No. 496

Assembly Bill No. 515

Assembly Bill No. 566

Assembly Bill No. 648

Assembly Bill No. 696

And reports the same correctly enrolled, and presented to the Governor on the 9th day of September, 2005, at 3:45 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 9, 2005

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 708

Assembly Bill No. 723

Assembly Bill No. 765

Assembly Bill No. 875

Assembly Bill No. 899

Assembly Bill No. 938

Assembly Bill No. 1058

Assembly Bill No. 1107

Assembly Bill No. 1168

Assembly Bill No. 1195

Assembly Bill No. 1200

Assembly Bill No. 1278

Assembly Bill No. 1296

Assembly Bill No. 1325

Assembly Bill No. 1390

Assembly Bill No. 1439

And reports the same correctly enrolled, and presented to the Governor on the 9th day of September, 2005, at 3:45 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 9, 2005

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1495

Assembly Bill No. 1595

And reports the same correctly enrolled, and presented to the Governor on the 9th day of September, 2005, at 3:45 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 12, 2005

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 779	Assembly Bill No. 1143
Assembly Bill No. 823	Assembly Bill No. 1227
Assembly Bill No. 826	Assembly Bill No. 1374
Assembly Bill No. 920	Assembly Bill No. 1378
Assembly Bill No. 979	Assembly Bill No. 1442
Assembly Bill No. 1061	Assembly Bill No. 1466
Assembly Bill No. 1065	Assembly Bill No. 1496
Assembly Bill No. 1110	

And reports the same correctly enrolled, and presented to the Governor on the 12th day of September, 2005, at 1:30 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 12, 2005

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 2
Assembly Concurrent Resolution No. 24
Assembly Concurrent Resolution No. 36
Assembly Concurrent Resolution No. 57
Assembly Concurrent Resolution No. 59
Assembly Concurrent Resolution No. 63
Assembly Concurrent Resolution No. 75
Assembly Joint Resolution No. 2
Assembly Joint Resolution No. 17
Assembly Joint Resolution No. 18
Assembly Joint Resolution No. 24

And reports the same correctly enrolled, and presented to the Secretary of State on the 12th day of September, 2005, at 2:30 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 13, 2005

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 47	Assembly Bill No. 967
Assembly Bill No. 55	Assembly Bill No. 1043
Assembly Bill No. 163	Assembly Bill No. 1057
Assembly Bill No. 816	Assembly Bill No. 1081
Assembly Bill No. 817	Assembly Bill No. 1088
Assembly Bill No. 843	Assembly Bill No. 1116
Assembly Bill No. 879	Assembly Bill No. 1395
Assembly Bill No. 889	Assembly Bill No. 1566

And reports the same correctly enrolled, and presented to the Governor on the 13th day of September, 2005, at 4 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 13, 2005

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 77	Assembly Bill No. 354
Assembly Bill No. 113	Assembly Bill No. 360
Assembly Bill No. 133	Assembly Bill No. 382
Assembly Bill No. 178	Assembly Bill No. 383
Assembly Bill No. 193	Assembly Bill No. 388
Assembly Bill No. 276	Assembly Bill No. 414
Assembly Bill No. 306	Assembly Bill No. 420
Assembly Bill No. 330	

And reports the same correctly enrolled, and presented to the Governor on the 13th day of September, 2005, at 4 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 13, 2005

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 446
 Assembly Bill No. 462
 Assembly Bill No. 524
 Assembly Bill No. 535
 Assembly Bill No. 550
 Assembly Bill No. 585

Assembly Bill No. 624
 Assembly Bill No. 672
 Assembly Bill No. 682
 Assembly Bill No. 740
 Assembly Bill No. 1230
 Assembly Bill No. 1342

And reports the same correctly enrolled, and presented to the Governor on the 13th day of September, 2005, at 4 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 14, 2005

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 48
 Assembly Bill No. 78
 Assembly Bill No. 153
 Assembly Bill No. 164
 Assembly Bill No. 430
 Assembly Bill No. 451
 Assembly Bill No. 478
 Assembly Bill No. 664

Assembly Bill No. 712
 Assembly Bill No. 748
 Assembly Bill No. 760
 Assembly Bill No. 783
 Assembly Bill No. 985
 Assembly Bill No. 1007
 Assembly Bill No. 1067
 Assembly Bill No. 1132

And reports the same correctly enrolled, and presented to the Governor on the 14th day of September, 2005, at 3:30 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 14, 2005

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1150
 Assembly Bill No. 1183
 Assembly Bill No. 1194
 Assembly Bill No. 1221
 Assembly Bill No. 1233
 Assembly Bill No. 1241
 Assembly Bill No. 1261
 Assembly Bill No. 1272

Assembly Bill No. 1384
 Assembly Bill No. 1406
 Assembly Bill No. 1415
 Assembly Bill No. 1435
 Assembly Bill No. 1459
 Assembly Bill No. 1586
 Assembly Bill No. 1646
 Assembly Bill No. 1747

And reports the same correctly enrolled, and presented to the Governor on the 14th day of September, 2005, at 3:30 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 15, 2005

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1317
 Assembly Bill No. 1366
 Assembly Bill No. 1392
 Assembly Bill No. 1471
 Assembly Bill No. 1480
 Assembly Bill No. 1542
 Assembly Bill No. 1597
 Assembly Bill No. 1609

Assembly Bill No. 1610
 Assembly Bill No. 1622
 Assembly Bill No. 1663
 Assembly Bill No. 1674
 Assembly Bill No. 1676
 Assembly Bill No. 1734
 Assembly Bill No. 1736
 Assembly Bill No. 1756

And reports the same correctly enrolled, and presented to the Governor on the 15th day of September, 2005, at 3:30 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 15, 2005

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 643	Assembly Bill No. 1001
Assembly Bill No. 698	Assembly Bill No. 1031
Assembly Bill No. 728	Assembly Bill No. 1078
Assembly Bill No. 749	Assembly Bill No. 1086
Assembly Bill No. 772	Assembly Bill No. 1170
Assembly Bill No. 892	Assembly Bill No. 1285
Assembly Bill No. 911	Assembly Bill No. 1311
Assembly Bill No. 962	

And reports the same correctly enrolled, and presented to the Governor on the 15th day of September, 2005, at 3:30 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 15, 2005

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 51	Assembly Bill No. 443
Assembly Bill No. 76	Assembly Bill No. 482
Assembly Bill No. 137	Assembly Bill No. 490
Assembly Bill No. 168	Assembly Bill No. 502
Assembly Bill No. 240	Assembly Bill No. 529
Assembly Bill No. 302	Assembly Bill No. 532
Assembly Bill No. 338	Assembly Bill No. 574
Assembly Bill No. 405	Assembly Bill No. 582

And reports the same correctly enrolled, and presented to the Governor on the 15th day of September, 2005, at 3:30 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 16, 2005

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 23	Assembly Bill No. 491
Assembly Bill No. 54	Assembly Bill No. 518
Assembly Bill No. 73	Assembly Bill No. 554
Assembly Bill No. 115	Assembly Bill No. 609
Assembly Bill No. 256	Assembly Bill No. 688
Assembly Bill No. 380	Assembly Bill No. 721
Assembly Bill No. 403	Assembly Bill No. 726
Assembly Bill No. 439	Assembly Bill No. 769

And reports the same correctly enrolled, and presented to the Governor on the 16th day of September, 2005, at 2 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 16, 2005

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 795	Assembly Bill No. 1235
Assembly Bill No. 820	Assembly Bill No. 1349
Assembly Bill No. 953	Assembly Bill No. 1357
Assembly Bill No. 964	Assembly Bill No. 1462
Assembly Bill No. 1045	Assembly Bill No. 1666
Assembly Bill No. 1097	Assembly Bill No. 1698
Assembly Bill No. 1136	Assembly Bill No. 1721
Assembly Bill No. 1199	Assembly Bill No. 1753

And reports the same correctly enrolled, and presented to the Governor on the 16th day of September, 2005, at 2 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 16, 2005

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1760

Assembly Bill No. 1764

Assembly Bill No. 1768

And reports the same correctly enrolled, and presented to the Governor on the 16th day of September, 2005, at 2 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 19, 2005

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 13

Assembly Bill No. 67

Assembly Bill No. 381

Assembly Bill No. 417

Assembly Bill No. 477

Assembly Bill No. 593

Assembly Bill No. 632

Assembly Bill No. 649

Assembly Bill No. 771

Assembly Bill No. 1011

Assembly Bill No. 1027

Assembly Bill No. 1098

Assembly Bill No. 1104

Assembly Bill No. 1208

Assembly Bill No. 1297

Assembly Bill No. 1310

And reports the same correctly enrolled, and presented to the Governor on the 19th day of September, 2005, at 1:45 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 19, 2005

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1323

Assembly Bill No. 1351

Assembly Bill No. 1492

Assembly Bill No. 1531

Assembly Bill No. 1576

Assembly Bill No. 1623

Assembly Bill No. 1655

Assembly Bill No. 1735

Assembly Bill No. 1750

And reports the same correctly enrolled, and presented to the Governor on the 19th day of September, 2005, at 1:45 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 19, 2005

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 22

Assembly Bill No. 216

Assembly Bill No. 466

Assembly Bill No. 635

Assembly Bill No. 873

Assembly Bill No. 913

Assembly Bill No. 1125

Assembly Bill No. 1179

Assembly Bill No. 1263

And reports the same correctly enrolled, and presented to the Governor on the 19th day of September, 2005, at 1:45 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 19, 2005

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 1
Assembly Concurrent Resolution No. 15
Assembly Concurrent Resolution No. 37
Assembly Concurrent Resolution No. 51
Assembly Concurrent Resolution No. 70
Assembly Concurrent Resolution No. 74
Assembly Concurrent Resolution No. 76
Assembly Concurrent Resolution No. 83
Assembly Concurrent Resolution No. 85
Assembly Concurrent Resolution No. 86
Assembly Concurrent Resolution No. 87
Assembly Concurrent Resolution No. 88
Assembly Concurrent Resolution No. 89
Assembly Concurrent Resolution No. 90
Assembly Concurrent Resolution No. 92
Assembly Concurrent Resolution No. 93

And reports the same correctly enrolled, and presented to the Secretary of State on the 19th day of September, 2005, at 2 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 19, 2005

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Joint Resolution No. 26
Assembly Joint Resolution No. 30

And reports the same correctly enrolled, and presented to the Secretary of State on the 19th day of September, 2005, at 2 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 20, 2005

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 118	Assembly Bill No. 1385
Assembly Bill No. 1060	Assembly Bill No. 1497
Assembly Bill No. 1288	Assembly Bill No. 1662
Assembly Bill No. 1383	Assembly Bill No. 1742

And reports the same correctly enrolled, and presented to the Governor on the 20th day of September, 2005, at 3 p.m.

E. DOTSON WILSON, Chief Clerk

COMMUNICATIONS

The following communication was presented by the Chief Clerk, and ordered printed in the Journal:

Special Election Results
State Assembly, 53rd District*
Special Primary Election, September 13, 2005
SEMI-FINAL OFFICIAL CANVASS

County Name Los Angeles %	Registered Voters 239,658	Greg Hill Rep 2,109 5.00%	Ted W. Lieu Dem 25,285 59.94%	James R. Smith PF 843 2.00%	Mary Jo Ford Rep 8,108 19.22%
County Name Los Angeles %	Registered Voters 239,658	Paul Nowatka Rep 4,928 11.68%	Paul Whitehead Rep 912 2.16%		
Ballots Cast Los Angeles %	42,401 17.69%			Number of Precincts Precincts Reported	110 110 100.00%

* Vacancy resulting from the death of Mike Gordon

CERTIFICATE OF ELECTION

The following Certificate of Election was presented and ordered printed in the Journal:

CERTIFICATE OF ELECTION

I, BRUCE McPHERSON, Secretary of State of the State of California, hereby certify:

That according to the semi-official canvass of votes cast in the Special Primary Election held on the 13th day of September, 2005 in the 53rd Assembly District,

TED W. LIEU

was elected to the office of

MEMBER OF THE STATE ASSEMBLY—DISTRICT 53

for the term prescribed by law.

IN WITNESS WHEREOF, I hereunto set my hand
and affix the Great Seal of the State of California
at Sacramento, this 16th day
of September, 2005.



BRUCE McPHERSON
Secretary of State

OATH OF OFFICE

The following Oath of Office was administered by Hon. Russell L. Hom, Judge of the Superior Court, County of Sacramento, and ordered printed in the Journal:

OATH

*for the Office of Member of the Assembly
53rd Assembly District*

I, Ted W. Lieu, do solemnly swear (or affirm) that I will support and defend the Constitution of the United States and the Constitution of the State of California against all enemies, foreign and domestic; that I will bear true faith and allegiance to the Constitution of the United States and the Constitution of California; that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties upon which I am about to enter.

TED W. LIEU

Subscribed and sworn to before me,
this 21st day of September
A.D. 2005

THE HONORABLE RUSSELL L. HOM
Judge of the Superior Court
County of Sacramento

FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

CALIFORNIA LEGISLATURE

2005–06 REGULAR SESSION

ASSEMBLY JOURNAL

RECESS JOURNAL NO. 4

INTERIM STUDY RECESS

Assembly Chamber, Sacramento
Tuesday, October 11, 2005

Pursuant to the provisions of Joint Rule 59, the following Assembly Journal for the 2005–06 Regular Session was printed while the Assembly was in Interim Study Recess.

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

September 27, 2005

E. Dotson Wilson
Chief Clerk
State Capitol, Room 3196
Sacramento, California

Dear Dotson: This is to advise you that I have appointed the following members to the Select Committee on Biotechnology:

Assemblymember Guy Houston
Assemblymember Johan Klehs
Assemblymember Mark Leno
Assemblymember George Plescia
Assemblymember Keith Richman
Assemblymember Lori Saldaña
Assemblymember Lois Wolk

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

September 27, 2005

*E. Dotson Wilson**Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: Please be advised that I have appointed the following members to the Select Committee on Bridging the Achievement Gap:

Assemblymember Juan Arambula
Assemblymember Karen Bass
Assemblymember Joe Coto
Assemblymember Lynn Daucher
Assemblymember Jackie Goldberg
Assemblymember Gene Mullin
Assemblymember Mark Wyland

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

September 27, 2005

*E. Dotson Wilson**Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: Please be advised that I have appointed the following members to the Select Committee on Olmstead Implementation:

Assemblymember John Benoit
Assemblymember Patty Berg
Assemblymember Wilma Chan
Assemblymember Shirley Horton
Assemblymember Dave Jones
Assemblymember Gene Mullin

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

October 6, 2005

*E. Dotson Wilson**Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: Please be advised that I have appointed Assembly Member Judy Chu to the Select Committee on Biotechnology.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

October 11, 2005

*Mr. E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

RE: Reappointment of Howard Welinsky
to California Postsecondary Education Commission

Dear Mr. Wilson: Please be advised that I have reappointed Mr. Howard Welinsky to the California Postsecondary Education Commission. This is a term appointment starting October 11, 2005 and the expiration date is December 31, 2011.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

October 11, 2005

*E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: Please be advised that I have appointed the following members to the Joint Committee on Emergency Services and Homeland Security:

Assemblymember Pedro Nava (Vice Chair)
Assemblymember Noreen Evans
Assemblymember Ira Ruskin
Assemblymember Rebecca Cohn
Assemblymember Roger Niello
Assemblymember Rick Keene
Assemblymember John Benoit

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

The following communications were presented by the Chief Clerk, and ordered printed in the Journal:

Joint Committee on Rules
Room 3016—State Capitol
September 26, 2005

Mr. E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Mr. Greg Schmidt
Secretary of the Senate
State Capitol, Room 400
Sacramento, California

Dear Mr. Wilson and Mr. Schmidt: Please be advised that the Assembly and Senate contingents of the Joint Committee on Rules voted on August 25, 2005, and August 31, 2005, respectively, and approved the following item:

- Press Credentials for the 2005–06 Legislative Session (14–0)

Please ensure that this action is printed in the appropriate Assembly and Senate publications.

Sincerely,

CINDY MONTAÑEZ
Chair

Capitol Correspondents Association of California
925 L Street, Suite 335, Sacramento, CA 95814
916 447-9302

August 16, 2005

Joint Legislative Rules Committee:

Please find attached the list of media personnel that the Capitol Correspondents Association of California finds qualified for your committee to accredit and issue credentials for the 2005–06 legislative session.

Thank you,

STEVE GEISSINGER
Association President

Capitol Press Corps
(Applicants for media credentials)

Associated Press

Tom Chorneau	916-448-9555	tchorneau@ap.org
Steve Lawrence	916-448-9555	slawrence@ap.org
Rich Pedroncelli	916-448-9555	rpedroncelli@ap.org
Don Thompson	916-448-9555	dthompson@ap.org

Bakersfield Californian

Vic Pollard	916-444-9697	vpollard@bakersfield.com
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Bloomberg News

Michael Marois	916-503-1612	mmarois@bloomberg.net
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Bureau of National Affairs

Laura Mahoney 916-455-8827 lmahoney@bna.com

Capitol Morning Report

Jennifer Allen 916-443-5883 morningreport@capitolmr.com
John Fairbanks 916-443-5883 morningreport@capitolmr.com
Laura Lynne-Powell 916-443-5883 morningreport@capitolmr.com

Capitol Public Radio

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Mike Montgomery 916-445-8890 rmm@csus.edu
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Fresno Bee

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Gannett News

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Oakland Tribune/MediaNews Group

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Soraya Sarhaddi Nelson	916-449-6687	ssnelson@ocregister.com

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Radio France

Valerie Cantie	212-475-4540	vcantie@hotmail.com
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Sacramento Bee

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Williams	916-321-1167	awilliams@sacbee.com
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Sacramento News and Review

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San Diego Union-Tribune

Bill Ainsworth	916-551-1822	bill.ainsworth
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San Francisco Chronicle

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Stockton Record

Hank Shaw	916-441-4078	sacto@recordnet.com
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UC Sacramento, The Seoul Economic Daily

Seung Ho Woo	916-445-5100	hot101@paran.com
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Ventura County Star

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San Diego Union-Tribune

Michael Gardner 916-445-2934

Inside Washington Publishers

Curt Barry 916-449-6171

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@iwpnews.com*Capitol Morning Report*

Robert Fairbanks 916-443-5883

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The Recorder, American Lawyer

Jill Duman 916-448-2935

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Jennifer Coleman 916-448-9555

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The following communication was presented by the Chief Clerk from:

George G. Sinopoli, Chairman, California Veterans Board, dated October 1, 2005, relative to a delayed submittal of the 2004–05 Annual Report (pursuant to Military Veterans Code §69.5). Referred by the Speaker to the Committee on Veterans Affairs.

California Veterans Board
October 1, 2005

*California State Assembly**Office of the Chief Clerk**E. Dotson Wilson, Chief Clerk**State Capitol, Room 3196**Sacramento, California*

Dear Mr. Wilson:

Re: Annual Report

The California Veterans Board Annual Report due to the Legislature by October 1 of each year §69.5 Military Veterans Code will be delayed because of health issues of the Board's Executive Officer. I respectfully request a delayed submittal of the Annual Report 2004–2005 (fiscal year) no later than October 28, 2005.

Please contact the Executive Officer for any questions or concerns at (916) 653-2041.

Thank you.

Sincerely,

GEORGE SINOPOLI
Chairman

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, September 22, 2005

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 519

Assembly Bill No. 1338

Assembly Bill No. 754

Assembly Bill No. 1412

Assembly Bill No. 849

And reports the same correctly enrolled, and presented to the Governor on the 22nd day of September, 2005, at 3 p.m.

E. DOTSON WILSON, Chief Clerk

REPORTS

The following letters of transmittal were presented by the Chief Clerk and ordered printed in the Journal:

California State Auditor

Investigative Report I2005-2

September 21, 2005

*The Honorable Speaker of the Assembly
The Honorable Members of the Assembly
of the Legislature of California
State Capitol, Room 3196
Sacramento, California*

Members of the Assembly: Pursuant to the California Whistleblower Protection Act, the Bureau of State Audits presents its investigative report summarizing investigations of improper governmental activity completed from January 2005 through June 2005.

Respectfully submitted,

ELAINE M. HOWLE
State Auditor

Above report referred to the Committee on Business and Professions.

California State Auditor

2005-125.1
September 30, 2005

*The Honorable Speaker of the Assembly
The Honorable Members of the Assembly
of the Legislature of California
State Capitol, Room 3196
Sacramento, California*

Members of the Assembly: As requested by the Joint Legislative Audit Committee, the Bureau of State Audits presents its audit report concerning the Department of Motor Vehicles' (DMV) capture of information needed for the State to calculate the fiscal year 2005–06 vehicle license fee adjustment.

The report concludes that the DMV captured sufficient information to appropriately compute that it would have collected \$6.5 billion in vehicle license fees had the 2 percent vehicle license fee rate remained in effect during fiscal year 2004–05. Specifically, the DMV made changes to its information systems to effectively bill and account for the correct vehicle license fee rate and offset. In addition, our review of 39 transactions for vehicle license fee collections and offsets revealed that the changes the DMV made to its information systems worked as intended. Finally, the DMV recorded the vehicle license fee information in sufficient detail to determine the date it collected the fees and the year for which it assessed them.

Respectfully submitted,

ELAINE M. HOWLE
State Auditor

Above report referred to the Committee on Transportation.

The following reports were presented by the Chief Clerk:

**Disabled Veterans Business Enterprise Report
(Pursuant to Military and Veterans Code Section 999.7)**

Above transmitted report, together with letter of transmittal from Catherine Witherspoon, Executive Officer, Air Resources Board, dated September 16, 2005, referred by the Speaker to the Committee on Veterans Affairs.

**Mathematics and Professional Development Program Report
(Pursuant to Assembly Bill 466, Chapter 737, Statutes of 2001)**

Above transmitted report, together with letter of transmittal from Jack O'Connell, State Superintendent of Public Instruction, Department of Education, dated September 16, 2005, referred by the Speaker to the Committee on Education.

**2004–05 Small Business and Disabled Veteran Business Enterprise
Participation Report
(Pursuant to Public Contract Code Section 10115.5)**

Above transmitted report, together with letter of transmittal from Jack Ehnes, Chief Executive Officer, California State Teachers' Retirement System, dated September 8, 2005, referred by the Speaker to the Committee on Jobs, Economic Development, and the Economy.

**Health Care Provider Bill of Rights Annual Report
(Pursuant to Insurance Code Section 10133.65)**

Above transmitted report from John Garamendi, Insurance Commissioner, dated September 16, 2005, referred by the Speaker to the Committee on Health.

**Fraud Deterrence and Detection Activities
(Pursuant to Unemployment Insurance Code Section 2614)**

Above transmitted report, together with letter of transmittal from Patrick W. Henning, Director, Employment Development Department, referred by the Speaker to the Committee on Insurance.

**Consulting Services Contract Report for Fiscal Year 2004–05
(Pursuant to Public Contract Code Section 10359)**

Above transmitted report, together with letter of transmittal from Sue Johnsrud, Director, Administrative Services Division, Department of Justice, dated September 23, 2005, referred by the Speaker to the Committee on Budget.

**2004–05 Small Business and Disabled Veteran Business Enterprise
Participation Report**

Above transmitted report, together with letter of transmittal from Michael C. Collins, Executive Director, State Independent Living Council, dated September 23, 2005, referred by the Speaker to the Committee on Jobs, Economic Development, and the Economy.

**Actuarial Valuation Reports as of June 30, 2004 for
the California State Teachers' Retirement System
(Pursuant to Education Code Section 22311)**

Above transmitted report, together with letter of transmittal from Jack Ehnes, Chief Executive Officer, California State Teachers' Retirement System, dated August 30, 2005, referred by the Speaker to the Committee on Public Employees, Retirement and Social Security.

COMMUNICATIONS
Proposed Initiatives

The following communications were presented by the Chief Clerk from:

Tricia Knight, Initiative Coordinator, Department of Justice, Office of the Attorney General, Sacramento, dated September 22, 2005 transmitting copies of the title, summary, and text of the following proposed initiatives, pursuant to Section 9007, Elections Code:

Sex Offenders. Sexually Violent Predators.
Punishment, Residence Restrictions and Monitoring.
Initiative Statute. SA 2005RF0092

Referred by the Speaker to the Committee on Public Safety.

Invalidation of Domestic Partnerships. Marriage.
Initiative Constitutional Amendment. SA 2005RF0093

Referred by the Speaker to the Committee on Judiciary.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor were received and ordered printed in the Journal:

Governor's Message—Assembly Bill No. 982

Governor's Office, Sacramento
September 22, 2005

To the Members of the California State Assembly:

I am signing Assembly Bill 982 because it will allow community college health centers to continue operating and providing health services to students.

It is important to me that all students have the opportunity to thrive in higher education. Ensuring that all college students continue to have access to health care services on campuses is one step in that direction. For many low income students, the campus health centers may be the most expedient and effective health care they can receive. We should never allow health issues to be an impediment to providing hard working students the chance to succeed at California's outstanding community colleges.

While this bill allows community college districts to charge the same modest fee on all their students, regardless of income level, I encourage districts to reassess all of their spending priorities annually to ensure their campus health centers are not reducing hours or staff, before considering the step of charging fees to lower income students. Community colleges should make every effort to keep campus based fees on lower income students as affordable as possible.

Sincerely,

ARNOLD SCHWARZENEGGER

Governor's Message—Assembly Bill No. 1492

Governor's Office, Sacramento
September 28, 2005

To the Members of the California State Assembly:

I am signing Assembly Bill 1492 with the understanding that the sponsor has committed to pursue a technical amendment to this bill next year that would ensure the state's debt obligations, through the Public

Works Board's Lease Revenue Bond program, are met prior to any obligations made under this new financing authority.

Sincerely,

ARNOLD SCHWARZENEGGER

Governor's Message—Assembly Bill No. 967

Governor's Office, Sacramento
September 29, 2005

To the Members of the California State Assembly:

I am signing Assembly Bill 967 because I support providing additional flexibility for students enrolled in middle and early college high school programs to reach their educational objectives in a timely manner.

However, I have concern that the accountability and reporting requirements in the bill are insufficient. Currently, this bill only calls on the Chancellor's Office to report the total number of students enrolled pursuant to this legislation. Therefore, I am signing this bill with the understanding that the author will pursue clean up legislation specifying that the Chancellor's Office will include in their reports the types of summer courses taken by students enrolled in these programs.

Sincerely,

ARNOLD SCHWARZENEGGER

Governor's Message—Assembly Bill No. 1663

Governor's Office, Sacramento
September 29, 2005

To the Members of the California State Assembly:

I am signing Assembly Bill 1663 that would authorize the State to sell, lease, or transfer a portion of property at the future site of the West End project for additional residential or commercial development.

However, it is unclear whether a provision in the bill allows the specific State property to be sold at less than fair market value. Since it was not the author's intention to allow for this to occur, I am signing this bill with the understanding that Assemblyman Jones will pursue clean up legislation to clarify this potentially unintended consequence.

Sincerely,

ARNOLD SCHWARZENEGGER

Governor's Message—Assembly Bill No. 502

Governor's Office, Sacramento
September 30, 2005

To the Members of the California State Assembly:

I am signing Assembly Bill 502, which requires an applicant for a finance lenders license to submit fingerprints for a criminal history background check under the California Finance Lenders Law.

I am sensitive to the industry's concern that this legislation may result in application delays due to fingerprinting of individuals who may be principals in numerous subsidiary organizations multiple times.

The Department of Corporations maintains a record of individuals who have submitted fingerprints for a criminal history background check under any law administered by the department. I am directing the Department of Corporations to take the necessary and appropriate steps,

including rulemaking, if needed, to ensure that AB 502 does not result in duplicate fingerprint submissions for the same individual or application delays.

With this procedure in place, this bill will add greater borrower protections for consumers against unscrupulous actors, without adding an unnecessary burden on applicants under the California Finance Lenders Law.

Sincerely,

ARNOLD SCHWARZENEGGER

Governor's Message—Assembly Bill No. 1585

Governor's Office, Sacramento

October 6, 2005

To the Members of the California State Assembly:

I am signing Assembly Bill 1585 which is a bill that I sponsored that directs California's Energy agencies to include a review of the feasibility of accelerating the renewable portfolio standard for electricity to 33 percent by the year 2020. Expanding the use of renewable energy has been a cornerstone of my environmental and energy action plans. Renewably energy provides clean megawatts of electricity with little or no air pollution, green house gas emissions, and some forms convert waste products to useful electricity. Identifying the opportunities and challenges associated with such an aggressive target is fundamental in making the goal a reality.

Unfortunately, this measure was joined to another measure requiring concurrent enactment and that measure did not pass the Legislature. By signing this measure I am directing the appropriate agencies to include the review required by this bill in the next update of the Integrated Energy Policy Report even though this measure will not be enacted.

Sincerely,

ARNOLD SCHWARZENEGGER

Governor's Message—Assembly Bill No. 1200

Governor's Office, Sacramento

October 6, 2005

To the Members of the California State Assembly:

With this bill, the Legislature has taken an initial modest step towards recognizing the potential devastating impacts of a levee failure on the citizens of California. I appreciate the Legislature's willingness to enter this policy area and am signing Assembly Bill 1200. This bill requires the Department of Water Resources and the Department of Fish and Game to study and analyze the impacts levee failures in the Delta could have on water supply. While this bill has noble and necessary objectives, my Administration has already initiated these evaluations and will proceed accordingly. But more must be done.

In my January budget, I proposed to increase levee maintenance by 70 percent and this was included in the final budget. In the beginning of this legislative session I sponsored two bills that would have created a mechanism for locals to match federal and state government funding of levee construction, maintenance, and environmental mitigation. One of the bills would have also required notification to those living in flood hazard zones and provided an offer for flood insurance. I invite the

Legislature to continue to work with my Administration to further develop these proposals that will help provide the citizens of California the protection of life, property, and the environment that they expect and deserve.

Sincerely,

ARNOLD SCHWARZENEGGER

Governor's Message—Assembly Bill No. 1011

Governor's Office, Sacramento

October 6, 2005

To the Members of the California State Assembly:

I am signing Assembly Bill 1011 which closes a loophole in collection of the funding of the pesticide mill assessment and streamlines the product registration process by eliminating the "letter of authorization."

This bill was subject to lengthy and complex negotiations that resulted in the settlement of several issues including the need for a dispute resolution process that was agreed upon by the stakeholders and the Department of Pesticide Regulation. Additionally, it resulted in the directive for the department to conduct a study to consider more carefully the environmental consequences of data sharing agreements on the volume of pesticides sold in California. I direct the Department to include these additional elements of the agreement when it implements the provisions of this legislation.

Sincerely,

ARNOLD SCHWARZENEGGER

Governor's Message—Assembly Bill No. 365

Governor's Office, Sacramento

October 6, 2005

To the Members of the California State Assembly:

I am signing Assembly Bill 365 because it recognizes that greenhouse agriculture is essential to all aspects of the agricultural industry. Greenhouses used in production of agricultural crops should not be considered an industrial or commercial use. It is important to note that this bill does not change local prerogative to include greenhouse uses in local Williamson Act definitions of agricultural use or in agricultural zoning ordinances.

Sincerely,

ARNOLD SCHWARZENEGGER

Governor's Message—Assembly Bill No. 18

Governor's Office, Sacramento
October 6, 2005

To the Members of the California State Assembly:

I am signing Assembly Bill 18 along with two other similar bills which provide financial relief to residents and local agencies affected by natural disasters in California. Current law provides neither guidelines nor criteria for disaster assistance generally which necessitates legislation each year to provide relief, as these bills do. I am directing the Office of Emergency Services and the Governor's Office of Planning and Research to work with the Legislature to resolve this void in state law.

Sincerely,

ARNOLD SCHWARZENEGGER

Governor's Message—Assembly Bill No. 164

Governor's Office, Sacramento
October 6, 2005

To the Members of the California State Assembly:

I am signing Assembly Bill 164 along with two other similar bills which provide financial relief to residents and local agencies affected by natural disasters in California. Current law provides neither guidelines nor criteria for disaster assistance generally which necessitates legislation each year to provide relief, as these bills do. I am directing the Office of Emergency Services and the Governor's Office of Planning and Research to work with the Legislature to resolve this void in state law.

Sincerely,

ARNOLD SCHWARZENEGGER

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. 47

Governor's Office, Sacramento
September 22, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 47 without my signature.

It is unnecessary to codify the policy directive contained in the Department of General Services (DGS) Management Memo 05-04 since the Department of Corrections and Rehabilitation (DCR) is already using a competitive bidding process for medical contracts where appropriate. This bill will impede the necessary flexibility to administer the critical medical services provided by DCR. DGS policy has eliminated the blanket policy exemption and established new requirements regarding medical services contract bidding exemptions for all state departments.

For these reasons I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 97

Governor's Office, Sacramento
September 22, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 97 without my signature.

School district reserve levels have been established to help districts manage budget resources wisely, to avoid fiscal problems and to identify and correct developing fiscal problems early. Relaxing minimum budget reserve standards for school districts experiencing enrollment declines would weaken the state's fiscal accountability standards and could lead to future school districts fiscal insolvencies.

Furthermore, current law already addresses the issue of declining enrollments by funding the district at the greater of prior or current year attendance, so districts have a one year cushion to address budget reserve levels.

Therefore, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 168

Governor's Office, Sacramento
September 22, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 168 without my signature.

The Department of Finance and the Legislative Analyst's Office currently have broad authority to review and report tax expenditures to the Legislature. This bill's restatement of the existing tax reporting requirements is redundant and unnecessary.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 384

Governor's Office, Sacramento
September 22, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 384 without my signature.

I am a strong supporter of reduced class sizes as a way of fostering a productive learning environment for students and want to maintain a 20:1 student-teacher ratio in eligible classrooms. However, current law allows districts like Petaluma Joint Union High School District to present its case of special circumstances to justify waiving specific class size reduction (CSR) requirements. The State Board of Education is responsible for granting waivers from specific program requirements, when appropriate.

In 2004, the State Board already denied Petaluma Joint Union High School District's request for a waiver of the CSR 20:1 ratio. It is inappropriate for the Legislature to undermine the State Board's authority by circumventing the board's administrative decision with this bill.

Therefore, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 443

Governor's Office, Sacramento
September 22, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 443 without my signature.

While I applaud the author's interest in student nutrition issues, this bill would have little direct impact on the nutritional value of foods made available to students, by merely codifying in state law activities that the State Board of Education already has the authority to do. I support a more direct approach in impacting student health and nutrition issues in our schools. This is why I have recently signed into law SB 12, SB 965, and SB 281 to eliminate junk food and soda from campuses, and increase the amount of fresh fruits and vegetables available to students. Those important measures will make a more significant impact on improving the quality of food choices available to California students.

For these reasons, I am unable to sign this bill at this time.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 490

Governor's Office, Sacramento
September 22, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 490 without my signature.

Nothing in current law precludes a school district from sending bid notices to construction trade journals. In fact, current law already requires school districts to advertise bidding opportunities in newspapers of general circulation and allows them to post a notice on the district's website or electronic portal. This bill would require school districts to send bill notices directly to construction trade journals. Mandating this practice will simply result in a reimbursable cost to prepare and mail the additional bid notices.

For these reasons, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 605

Governor's Office, Sacramento
September 22, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 605 without my signature.

While I abhor the conduct of any student who would threaten the reputation of a school teacher or other school employee by making false claims of sexual assault, I have a greater responsibility to protect the well being of California's school children. We must do everything possible to ensure that students who have been the victims of actual or attempted sexual assaults may come forward and report these incidents

without fear of retribution. This bill could potentially result in a chilling effect on students' willingness to report.

For these reasons, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 693

Governor's Office, Sacramento

September 22, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 693 without my signature.

Integrating SCANS (U.S. Secretary of Labor's Commission for Achieving Necessary Skills) components into teacher preparation programs is a laudable goal for propelling California schools in instructional modes appropriate for the 21st Century and producing students better prepared for success in the workplace.

However, colleges and universities currently have the ability to craft their candidate training programs to meet the contemporary needs and demands of K–12 classrooms in California. The SCANS report is readily available on the Internet, and I encourage educators to investigate SCANS and ascertain the appropriate level of relevance these competencies should have in their individual classrooms. Therefore, an additional study is unnecessary.

For this reason, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 708

Governor's Office, Sacramento

September 22, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 708 without my signature.

This bill is substantively similar to one I vetoed last year. It is unnecessary because it is redundant with current procedures already implemented by the California State University (CSU).

CSU employees are already protected from retaliation for disclosing improper activities under the California Whistleblower Protection Act. Furthermore, in 2002 the CSU Chancellor issued Executive Order 822, establishing procedures for responding to complaints filed by CSU employees or applicants. The complaint review process includes an investigation that may be conducted by an independent entity and an opportunity for the complainant to present evidence and witnesses in support of the complaint.

For these reasons, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 853

Governor's Office, Sacramento
September 22, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 853 without my signature.

This bill expands the use of Earnings Withholding Orders for Taxes (EWOTs) by lengthening the time indefinitely that employers would be required to withhold past due tax bills on behalf of the state. Current law requires employers to collect back taxes owed by their employees, but limits the length of time that the Franchise Tax Board may impose this requirement to ten years.

While I am supportive of the author's intent to increase tax collections, this bill does so at the expense of employers who have done nothing improper. The Franchise Tax Board has the authority to continue liens after the ten-year time limit and should continue to use that authority to collect overdue taxes.

For these reasons I cannot support this measure.

Sincerely,

ARNOLD SCHWARZENEGGER

Receipt of Bills

I acknowledge receipt this 22nd day of September at 10:35 a.m., of Assembly Bills Nos. 47, 97, 168, 384, 443, 490, 605, 693, 708, and 853 without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Jacques Roberts.

LAWRENCE A. MURMAN
Assistant Chief Clerk of the Assembly

Veto Message—Assembly Bill No. 1057

Governor's Office, Sacramento
September 22, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 1057 without my signature.

This bill would require that the California High School Exit Exam (CAHSEE) be available to regularly enrolled adult education students at times and locations that are "convenient" for them. This open ended definition would likely result in programmatic and logistical difficulties for school districts associated with administering and proctoring the exam at numerous times and locations during the day, evening, and weekends. Testing "accommodations" have traditionally been reserved for students with disabilities. This bill would set an undesirable precedent of making changes to state tests simply for the convenience of students.

Furthermore, this bill would create significant test security concerns, resulting from testing outside of the classroom and at potentially non-traditional school hours. Moreover, there will likely be a need to develop a potentially large number of new test forms and test questions to ensure that the integrity of the exam is not compromised.

Given the high-stakes nature of the CAHSEE, it is important that the current reasonable and secure opportunities for students to adequately demonstrate their knowledge and ability be maintained.

For these reasons, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 1107

Governor's Office, Sacramento

September 22, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 1107 without my signature.

I share the author's goal of reducing particulate emissions and approved the specific 2005–06 Budget Act appropriation of \$12.5 million for the purpose of retrofitting diesel school buses, in order to reduce particulate emissions. However, this bill alters a separate grant program whose priority is to address school bus safety. The current Small School District Transportation grant program has an annual base funding level of \$4.9 million. These funds should continue to be maintained specifically for addressing the important issue of student and driver safety. Protecting the safety of students as they travel to and from school should not be compromised.

For these reasons, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 1110

Governor's Office, Sacramento

September 22, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 1110 without my signature.

The Budget Act of 2005 includes \$24.3 million in growth and COLA for home-to-school transportation. While I support the funding of growth and COLA for education programs when resources are available, requiring automatic spending increases in this program every year would restrict an Administration's and the Legislature's fiscal flexibility and would create new General Fund cost pressures, constraining the state's ability to prioritize school funding.

As I stated in my veto message to the author's similar bill last year, it would be irresponsible governance to restrict a future Administration and Legislature's fiscal flexibility by requiring automatic spending increases on this program every year.

For these reasons, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 1339

Governor's Office, Sacramento
September 22, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 1339 without my signature.

This bill requires the quarterly reporting of information currently available from the Employment Development Department. This information can be accessed easily by contacting the Department directly. Printing and delivering to the Legislature information readily available to the public is a waste of state resources.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 1384

Governor's Office, Sacramento
September 22, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 1384 without my signature.

In December 2002, the Department of Transportation (Caltrans) submitted to the Legislature a report showing that Safety-Enhanced Double Fine Zones, by themselves, do not have any statistically significant effect on traffic safety. Caltrans suggested that if any future double fine zones are to be effective, they must be established concurrently with enhanced enforcement, public awareness campaigns, and other traffic safety measures. Unfortunately, this bill merely establishes sections of Highway Routes 1 and 101 and County Road 16 in Monterey County as double fine zones without any additional measures.

Furthermore, this bill would perpetuate the piecemeal process of using a legislative measure to establish each separate double fine zone. I encourage the Legislature to consider providing authority to Caltrans to develop a comprehensive program establishing these zones along the highest risk roadways and in areas with local governments that wish to devote extra resources to accomplish the goal of reducing traffic accident rates on the specific roadway.

For these reasons I cannot support this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 1628

Governor's Office, Sacramento
September 22, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 1628 without my signature.

This bill imposes additional penalties on real estate escrow agents who fail to withhold taxes on behalf of the state. Current law provides the appropriate balance between those intermediaries who are obligated to withhold taxes and those who actually owe the tax.

Escrow agents are required to withhold taxes derived in a real estate transaction yet receive no compensation from the state for performing this function. This bill stiffens the penalties for failing to properly

withhold and eliminates the “hold harmless” provision so that, if taxes are paid in the correct tax year, the escrow agent would still face the penalty.

For these reasons I cannot support this measure.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 1690

Governor’s Office, Sacramento

September 22, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 1690 without my signature.

Requesting the Legislative Analyst’s Office (LAO) to conduct a review and issue a report does not require legislation. Any member of the Legislature may request the LAO to conduct a study. This bill was amended five times, was heard in five different committees, and debated and voted on by members in both the Assembly and Senate. After thousands of state taxpayer dollars were spent during that process, the ultimate end product resulted in a bill that is not even necessary, since its objective can be accomplished simply by sending a one page letter to the LAO requesting the information.

For this reason, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

Receipt of Bills

I acknowledge receipt this 22nd day of September at 10:36 a.m., of Assembly Bills Nos. 1057, 1107, 1110, 1339, 1384, 1628, and 1690, without the Governor’s signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Jacque Roberts.

LAWRENCE A. MURMAN

Assistant Chief Clerk of the Assembly

Veto Message—Assembly Bill No. 723

Governor’s Office, Sacramento

September 29, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 723 without my signature.

No one believes more strongly than I in the importance of teaching our children tolerance for all persons, irrespective of race, gender, nationality, ethnicity, religious creed, disability, or sexual orientation. However, this bill is largely duplicative of current efforts to provide more avenues to teach about tolerance and human rights.

For example, current law already establishes a Center for the Excellence on the Study of the Holocaust, Genocide, Human Rights, and Tolerance to provide teachers the training and resources to effectively teach about these subjects. In addition, the State Board of Education has adopted a Model Curriculum for Human Rights and Genocide that is available to all schools. Finally, with respect to

tolerance of a more immediate nature, the California Department of Education has posted on its website model policies on the prevention of bullying and hate-motivated behavior.

For these reasons, I am unable to sign this bill at this time.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 748

Governor's Office, Sacramento
September 29, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 748 without my signature.

I strongly encourage Californians to use bicycling and walking as modes of transportation when possible because of the physical fitness benefit, as well as the congestion mitigation and air quality benefits. However, this bill would inappropriately usurp control from the local governing body, the Golden Gate Highway and Transportation District. Since the District has been authorized to operate and maintain the bridge, the state should not tie its hands by foreclosing certain funding options.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 769

Governor's Office, Sacramento
September 29, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 769 without my signature.

Existing law already authorizes local housing authorities to pursue enforcement of local housing laws by landlords. In fact, a number of California cities have already implemented the very program authorized by this bill. This bill is redundant and unnecessary since it merely reaffirms current law by authorizing local enforcement agencies to seek from the courts an order mandating that a landlord of substandard housing successfully complete educational courses.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 778

Governor's Office, Sacramento
September 29, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 778 without my signature.

Without question, IHSS workers perform an invaluable service for California's most vulnerable citizens allowing them to remain in their own homes. Many IHSS workers have made significant personal

sacrifices in order to care for a family member or other person in need and receive relatively low wages for their work.

Having said this, if this bill were implemented, the general driving public, including many working for similar low wages, may be forced to subsidize the cost associated with these particular insureds since insurers would be precluded from rating them and charging them appropriately.

I encourage the Legislature and the insurance industry to address the narrow situation where those driving their own family members to medical appointments are not considered as driving during the “course of employment.”

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 899

Governor’s Office, Sacramento
September 29, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 899 without my signature, as it would constitute a departure from the focus of the IHSS program and increase costs for activities other than direct services to consumers.

The bill would authorize counties to reimburse IHSS providers for up to six hours of training per calendar year. Although the Administration supports improved quality for IHSS providers and training activities, I believe IHSS program resources must be prioritized to serve beneficiaries first. The purpose of the IHSS program is to provide services to enable eligible persons to remain safely in their homes as an alternative to out-of-home care. This bill is a departure from the program’s main purpose.

This bill would lead to significant increases in training costs and administrative costs for both state and counties. Covering these increased costs would reduce available state resources for other priorities including maintaining eligibility for health and human services programs that serve millions of low-income Californians.

For these reasons, I am returning this bill without my signature.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 913

Governor’s Office, Sacramento
September 29, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 913 without my signature.

This bill was amended in the final week of the legislative session to include a new provision that could allow constitutional officers to be exempted from paying annual registration fees on their privately-owned vehicles. Although the losses to the Motor Vehicle Account would be

minimal for the state's twelve officers, it is simply inappropriate to exempt elected officials from paying the fees and taxes imposed on all other California citizens.

For these reasons I cannot support this measure.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 917

Governor's Office, Sacramento
September 29, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 917 without my signature.

While I support the author's well placed intentions to strengthen career technical education in our public schools in order to provide meaningful career opportunities for all students, the creation of a Career Technical Education Vision Council (council) would duplicate activities performed by other entities.

In order to invigorate career technical education in California, I prefer to take immediate steps to expand and improve career technical education curriculum in our public schools, align curriculum for seamless advanced work in our community colleges, and improve the quality and availability of information for students and parents to make informed choices for their future.

For these reasons, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 927

Governor's Office, Sacramento
September 29, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 927 without my signature.

I am fully supportive of enabling child care providers to offer programs that most effectively and efficiently serve California's children and families. In fact, many child care providers currently operate full-day programs by combining various child care funding received. This bill would simply codify current practices already outlined in contractual agreements through the California Department of Education. Therefore, I do not believe it is necessary.

For this reasons, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 985

Governor's Office, Sacramento
September 29, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 985 without my signature.

As brave Californians fight abroad to stop terrorism, spread freedom and protect our country, it is imperative that elected leaders take all steps necessary to ensure these individuals are in no way economically or otherwise disadvantaged because of their service.

This bill, however, is not about protecting the jobs of our servicemen and women. Current state and federal law already protects the jobs of those returning from military service. The proponents have offered no evidence that the jobs in question are being outsourced. Rather, this bill is a not-so-subtle attempt by those fearful of the global marketplace to place a negative definition of outsourcing into California law. California's continued economic growth is predicated on our active participation in the worldwide economy, not in isolation.

For these reasons, I cannot support this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 1070

Governor's Office, Sacramento
September 29, 2005

To Members of the California State Assembly:

I am returning Assembly Bill 1070 without my signature.

I respect the author's intent to address the reasonable issue of allowing local community colleges to charge students for the costs of replacing or repairing instructional equipment that has been lost or damaged. The ability to recoup such costs encourages personal responsibility and the exercise of care in using valuable equipment. However, this bill would allow community colleges to assess fees as a condition of enrollment in a course or courses, with no limit on the amount that could be charged.

I am concerned that, depending on the level of fees and the number of courses in which they are charged, this bill could deter some promising students of limited means from choosing to pursue a course of study that requires the use of costly instructional equipment. As a result, this bill could have a negative impact on the number of students who choose to enter the important career fields such as science, medicine, or nursing.

I encourage the Legislature to work with my Administration in crafting legislation that avoids these unintended consequences.

Therefore, in its current form, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

Receipt of Bills

I acknowledge receipt this 29th day of September at 1:50 p.m., of Assembly Bills Nos. 723, 748, 769, 778, 899, 913, 917, 927, 985, and 1070 without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Pamela K. Oto.

E. DOTSON WILSON

Chief Clerk of the Assembly

Veto Message—Assembly Bill No. 1227

Governor's Office, Sacramento
September 29, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 1227 without my signature.

The availability of affordable housing within California is an issue about which I am deeply concerned. However, this measure would not

alleviate this problem, but rather, could lead to increased litigation against our cities and counties. This bill is unnecessary since current law already protects against housing discrimination based on race, sex, color, religion, ethnicity, national origin, ancestry, lawful occupation, familial status, disability or age.

Taking away judicial discretion by mandating the payment of attorney's fees will simply encourage additional lawsuits.

For these reasons, I cannot support this measure.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 1297

Governor's Office, Sacramento
September 29, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 1297 without my signature.

This bill mandates unnecessary restrictions on school districts ability to maintain their heating, ventilation and air conditioning (HVAC) systems. By restricting the pool of employees eligible to work on school HVAC systems, this bill will lead to reduced competition and higher costs for school districts. Mandating districts only use certain contractors or similar school district employees would simply create a reimbursable state mandate with costs in the millions of dollars annually.

For these reasons, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

Receipt of Bills

I acknowledge receipt this 29th day of September at 1:50 p.m., of Assembly Bills Nos. 1227 and 1297 without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Pamela K. Oto.

E. DOTSON WILSON
Chief Clerk of the Assembly

Veto Message—Assembly Bill No. 13

Governor's Office, Sacramento
September 29, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 13 without my signature.

I vetoed a nearly identical bill last year because it added another non-academic state administrative requirement, thereby diverting focus from increasing student academic achievement. Administrative decisions regarding athletic team names, nicknames or mascots should be retained at the local level.

Therefore, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 73

Governor's Office, Sacramento
September 29, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 73 without my signature.

This bill would require the Department of Health Services to establish a Web site to facilitate purchasing prescription drugs, including links to Canadian, United Kingdom, and Irish pharmacies. I am supportive of reducing the cost of prescription medications for California residents; however, this bill over-simplifies the complex safety, trade, supply, and pricing issues involved in this marketplace. I am concerned that this bill would establish a mechanism to facilitate an illegal practice, expose the state to potential tort liability, and potentially jeopardize patient safety. Finally, there would be increased fiscal impact on the General Fund for development and implementation of a state drug importation safety program.

Much more can and should be done to assist Californians in receiving cost-effective, quality healthcare. My Administration worked with Senators Ortiz and Poochigian to author Senate Bill 19 and provide safe and legal prescription drugs to over 5 million uninsured Californians at an estimated 40 percent discount. In addition to support from doctors and pharmacists, this effort was supported by consumer groups like the AARP, the AIDS Healthcare Foundation, the Mental Health Association of California, National Multiple Sclerosis Society, California Arthritis Foundation Council, Epilepsy Foundation of Northern California and the Alzheimer's Aid Society.

Unfortunately, despite the overwhelming support from these consumer groups the measure was blocked by the Legislature, so more work needs to be done.

My administration will continue to work to find ways to help California's uninsured have access to safe, legal and affordable prescription drugs.

For these reasons, I am returning this bill without my signature.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 78

Governor's Office, Sacramento
September 29, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill (AB) 78 without my signature.

This bill would require pharmacy benefit managers (PBMs) to provide their clients access to detailed information about rebates and other revenue that the pharmacy benefit manager receives from pharmaceutical manufacturers, brokers, consultants or other intermediaries.

This measure is a variation on AB 1960 from 2004 which I vetoed. Although different in details, the main point of AB 78, as with AB 1960, is to compel PBMs to reveal their internal financial arrangements to their clients and potential clients. I vetoed AB 1960 because I believed

then that it would have the unintended consequence of increasing drug costs to health plans and other purchasers without providing any real consumer benefit. I have seen no new information to cause me to change that opinion.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 310

Governor's Office, Sacramento
September 29, 2005

To the Members of the California Assembly:

I am returning Assembly Bill 310 without my signature.

If a mandatory defined contribution plan is established for state and local government employees, I believe that the qualifications and standards for its investment providers is an extremely important consideration. Absent such a plan, this bill is unnecessary.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 388

Governor's Office, Sacramento
September 29, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 388 without my signature.

I vetoed a nearly identical bill last year, AB 2455 (Canciamilla). The veto message remains applicable.

However, a study by the Superintendent of Public Instruction (SPI) may provide valuable information for strategies to reduce the rising costs of textbooks and other instructional materials. Since legislation is not required for the SPI to recommend ways to reduce instructional materials costs for school districts, I encourage Superintendent O'Connell to provide any applicable information that could potentially yield recommendation for school districts, legislators, the State Board of Education, and the Administration. Until that time, it is premature to enact any substantive policy changes to the adoption process.

Therefore, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 391

Governor's Office, Sacramento
September 29, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 391 without my signature.

Unemployment benefits are predicated on the principle that workers should receive assistance when they have lost their job through no fault of their own. This principle is key to maintaining the balance that prevents both employers and workers from taking precipitous actions to affect unemployment insurance payouts.

This bill disrupts that balance by allowing workers to receive unemployment benefits when they have initiated the process for a strike that results in a lock-out. Current unemployment insurance law already

protects workers from lock-outs called by an employer when there is no strike notice.

Essentially, this bill will require that businesses subsidize the strike actions of their workers. Unemployment benefits must be maintained for workers who lose their job through no fault of their own.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 444

Governor's Office, Sacramento

September 29, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 444 without my signature.

This bill will have little direct impact on the nutritional value of foods made available to students, since it merely requires the California Department of Education to consider revising its nutritional guidelines. Simply revising state level guidelines without any implementation or enforcement mechanism does not address the proliferation of unhealthy foods in any effective or timely manner.

I support a more direct approach in impacting student health and nutrition issues in our schools. This is why I have recently signed into law SB 12, SB 965, and SB 281 to eliminate junk food and soda from campuses, and increase the amount of fresh fruits and vegetables available to students. Those important measures will make a more significant impact on improving the quality of food choices available to California students.

For these reasons, I am unable to sign this bill at this time.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 446

Governor's Office, Sacramento

September 29, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 446 without my signature.

I vetoed a similar bill last year because of the negative effect it would have had on the California economy. This bill further erodes the ability to do business in California by creating more uncertainty regarding litigation by prohibiting any licensee or professional overseen by the Department of Consumer Affairs from including in a civil settlement agreement a provision that prohibits the other party from contacting or filing a complaint with the regulatory agency. When parties who are in dispute agree to settle, there should be some assurances that the dispute has been resolved in a satisfactory and final manner for both parties.

For this reason I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 524

Governor's Office, Sacramento
September 29, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 524 without my signature.

This bill would require all successful bidders on State services contracts to complete a questionnaire and report on the portions of the contract that would be performed by subcontractors or employees outside of the United States.

Mandating additional reporting requirements on successful bidders of State services contracts provides marginal value to the State, especially since there is no verification requirement for the information that would be provided. This measure simply creates additional bureaucratic processes for the Department of General Services and service contractors. Placing additional requirements on contractors may result in fewer bidders in the future, leading to potentially higher costs of service contracts to the State. Therefore, it is unclear what public benefit is served by this measure.

For these reasons, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 529

Governor's Office, Sacramento
September 29, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 529 without my signature.

Employees of California State University (CSU) who believe they have been wrongfully denied reasonable accommodation for a disability so that they can return to work have access to the formal complaint procedures established by CSU. They also have available other avenues to file a complaint through the California Department of Fair Employment and Housing or the federal Equal Opportunity Employment Commission or they can file a grievance through their union. This issue may also be addressed through bargaining under the Higher Education Employee Relations Act. This bill undermines the collective bargaining process.

Sincerely,

ARNOLD SCHWARZENEGGER

Receipt of Bills

I acknowledge receipt this 29th day of September at 1:50 p.m., of Assembly Bills Nos. 13, 73, 78, 310, 388, 391, 444, 446, 524, and 529 without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Pamela K. Oto.

E. DOTSON WILSON
Chief Clerk of the Assembly

Veto Message—Assembly Bill No. 48

Governor's Office, Sacramento
September 29, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 48 without my signature.

It is essential to those working at or near the minimum wage that the adequacy of the wage is reviewed on a regular basis and raised when appropriate. The minimum wage has not been increased since 2002, and I believe it is now appropriate. This is a position I made very clear to the author. However, I have also made it clear that I do not support automatic increases to the wage that relieve elected officials of their duty to consider all of the impacts each increase to the wage will have on workers and businesses.

This autopilot mechanism fails to account for changes in the economy which could have deleterious effects on the economic health of the state. Despite numerous downward economic cycles over the last fifty years, the inflation rate identified in the bill has never gone down since the state began collecting the information in 1955. Clearly using static economic data does not account for the inevitable downward cycles and would provide increases when the private sector can least afford them.

Furthermore, minimum wage increases must not be put on autopilot or examined in a vacuum but reviewed in conjunction with other wage and hour issues that impact workers and businesses. For example, California has the most inflexible workplace scheduling rules in the country. These inflexible rules discourage the use of alternative schedules that allow workers to work fewer days every week, avoid peak commute times, and spend more time with their families. In addition, California businesses have been unreasonably hampered by the Byzantine labor law defining employer classifications.

For these reasons I cannot support this measure but, as I told the Legislature's leaders last month, I am willing to sign a minimum wage increase bill that addresses my concerns.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 51

Governor's Office, Sacramento
September 29, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 51 without my signature.

This bill is nearly identical to a bill I vetoed last year because it was unnecessary. I am not aware of any compelling evidence that would warrant the extensive reporting requirements from every apprentice program that are called for in this bill. As I noted in my previous veto message, all apprenticeship programs currently undergo an approval and oversight process through the Division of Apprenticeship Standards to ensure that these programs function effectively.

Furthermore, I recently signed legislation which provided major new investments in the state's vocational education system. Assembly

Bill 51 has the potential to limit apprenticeship opportunities for young Californians, which is contrary to the bipartisan efforts to expand the vocational education system.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 169

Governor's Office, Sacramento
September 29, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 169 without my signature.

I remain supportive of reasonable efforts to eradicate the historical trend of women earning less than men for doing the same work, however I still do not believe the provisions of this bill or last year's Assembly Bill 2317 are necessary in order to achieve this goal.

Current state and federal laws forbid paying an individual lower wages on account of gender and provide stiff civil and criminal penalties against employers that do so. The elimination of judicial discretion to modify the penalty coupled with the massive increases in fines will do nothing more than increase frivolous litigation and could lead to the same "shakedown" lawsuits that the citizens of California voted to curb last year by passing Proposition 64.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 195

Governor's Office, Sacramento
September 29, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 195 without my signature.

This bill incorrectly presumes there is an unequal status between the parties in terms of expertise and resources in bringing actions before the State Personnel Board. This is simply not true since a significant majority of state employees who file appeals with the State Personnel Board are represented by their union or excluded employee organization.

The bill shifts a major burden of litigation onto the State because it only allows for recovery by successful Plaintiffs and does not allow the State to recover its costs and attorneys fees in the event the complaint is determined to be without merit. The bill is duplicative because federal law and state law, under FEHA, already allow for the awarding of attorney's fees and costs in discrimination actions.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 643

Governor's Office, Sacramento
September 29, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 643 without my signature.

This bill would seriously impede the ability of the State, as an employer, to effect necessary policy changes. The purpose of the

supervisory meet and confer process is to allow supervisory employee organizations to present ideas and to discuss alternative means of achieving the employer's objectives. The final determination of policy and decision as to the course of action is explicitly and expressly vested with the employer. By requiring 30 days notice if the State needs to make changes to policy discussed in a previous meet and confer, this bill would erode the state's authority and its ability to make needed policy changes on a timely basis.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 816

Governor's Office, Sacramento
September 29, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 816 without my signature.

This bill would require chemical manufacturers and importers to provide to the state the names and addresses of businesses to which they sell their products.

This bill is unnecessary and an invasion of privacy. Employers are currently required to notify their workers about health hazards and to provide a safe and healthy workplace. Other protective measures that ensure worker safety include the Business Plan Hazardous Materials Inventories; the Air Toxics Program; CalSites Database, Unidocs Hazardous Materials Online Inventory Database; and the Wastewater Pretreatment and Pollution Prevention Plans. Employers must also inform their employees of the availability of material safety data sheets (MSDS) relating to any chemical to which the employee may be exposed. Further, employers routinely undergo Division of Occupational Safety and Health inspections to ensure that MSDS documents are available for employees.

Assembly Bill 816 imposes an unreasonable, labor intensive and duplicative reporting requirement when there are existing programs and standards in place to ensure that employees are protected from hazardous chemical exposure.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 849

Governor's Office, Sacramento
September 29, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 849 without my signature because I do not believe the Legislature can reverse an initiative approved by the people of California.

I am proud California is a leader in recognizing and respecting domestic partnerships and the equal rights of domestic partners. I believe that lesbian and gay couples are entitled to full protection under the law and should not be discriminated against based upon their relationships. I support current domestic partnership rights and will

continue to vigorously defend and enforce these rights and as such will not support any rollback.

California Family Code Section 308.5 was enacted by an initiative statute passed by the voters as Proposition 22 in 2000. Article II, section 10 of the California Constitution prohibits the Legislature from amending this initiative statute without a vote of the people. This bill does not provide for such a vote.

The ultimate issue regarding the constitutionality of section 308.5 and its prohibition against same-sex marriage is currently before the Court of Appeal in San Francisco and will likely be decided by the Supreme Court.

This bill simply adds confusion to a constitutional issue. If the ban of same-sex marriage is unconstitutional, this bill is not necessary. If the ban is constitutional, this bill is ineffective.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 875

Governor's Office, Sacramento

September 29, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 875 without my signature.

This bill calls for the development of an unnecessary set of standards. The Labor and Workforce Development Agency already has the authority to coordinate enforcement efforts related to the underground economy. Additionally, this bill is duplicative of efforts currently underway by the Economic and Employment Enforcement Coalition, an inter-agency task force focused on enforcement activities. This year's budget includes \$6.5 million and 62 personnel years for coordinated enforcement of the underground economy by these entities.

The state funds spent developing the standards called for in this bill would be better spent actually enforcing existing laws.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 879

Governor's Office, Sacramento

September 29, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 879 without my signature.

The right to a de novo appeal of Labor Commissioner's administrative hearing decision is a long-standing right of employers. This bill is an unjustified attempt to restrict that due process right.

There is no evidence that significant numbers of employers are intentionally avoiding the administrative adjudication process in order to proceed directly to a de novo appeal. Less than one and a half percent of the approximately 50,000 claims filed with the Labor Commissioner each year are ultimately appealed to the courts. Parties that did, in fact, participate in the administrative adjudication process make many, if not most, of these appeals.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 1066

Governor's Office, Sacramento
September 29, 2005

To the Members of the California State Assembly:

I am returning AB 1066 without my signature.

This bill places unnecessary limitations on the use of personal service contracts as current law provides sufficient restrictions and oversight. Current law already requires the State Personnel Board to notify employee organizations of personal service contracts that may affect their agency, making a new requirement that the awarding agency provide identical notification redundant. In addition, providing one particular bargaining unit with unique notice requirements adds unwarranted confusion to the process for state contracting.

This bill also prohibits an agency from submitting a contract if in the preceding 12 months, it has attempted to contract with the same company for the same services and the State Personnel Board found that it did not comply with the conditions for a contract. This condition limits an agency's pool of contractors and inhibits contractors from doing business with the State, particularly if a rejected contractor addresses the Board's concerns, becomes compliant with the conditions for a contract, but cannot be considered for 12 months.

Sincerely,

ARNOLD SCHWARZENEGGER

Receipt of Bills

I acknowledge receipt this 29th day of September at 2:30 p.m., of Assembly Bills Nos. 48, 51, 169, 195, 643, 816, 849, 875, 879, and 1066, without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Cynthia Bryant.

E. DOTSON WILSON
Chief Clerk of the Assembly

Veto Message—Assembly Bill No. 1184

Governor's Office, Sacramento
September 29, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 1184 without my signature.

California is facing a nursing shortage and there are not enough nurses and certified nursing assistants to provide coverage in State hospitals and health care facilities. Because the State has difficulty recruiting a sufficient number of these dedicated professionals for its hospitals and other health care facilities, the State relies on mandatory overtime staff to meet minimum level-of-care staffing requirements. My administration has made the training and recruitment of new nursing professionals a high priority, with the added goal of filling vacant nursing positions and reducing the resulting overtime throughout state service.

Additionally, the Ralph C. Dills Act requires that the state employer and the exclusive representative of rank-and-file state employees meet and confer in good faith over employee wages, hours of work, and terms and conditions of employment. This bill would unilaterally establish provisions governing hours of work for represented health care

employees, thereby, circumventing the collective bargaining process and the collective bargaining agreements negotiated between the parties. If the State is to have good faith collective bargaining, then wages, hours and terms and conditions of employment must remain subject to negotiation.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 1310

Governor's Office, Sacramento
September 29, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 1310 without my signature.

This measure prohibits large employers from offering severance packages unless the employer provides the employee extremely detailed financial disclosure information and a lengthy rescission period.

Assembly Bill 1310 would discourage employers, fearful of litigation and unwilling to absorb additional costs, from offering voluntary severance packages. It would instead encourage employers who might otherwise offer severance packages to discontinue that practice.

This bill does little more than require employees to disclose personal financial information to employers and encourage employers to discontinue offering severance. I can see no reason to enact such a bill.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 1737

Governor's Office, Sacramento
September 29, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 1737 without my signature.

This bill is unnecessary since the Department of Health Services has a unit assigned to review Medi-Cal cases to ensure appropriate cost recovery. The state does not need yet another report—certainly not one financed by the recently reformed workers' compensation system. Instead, both the Medi-Cal program and the workers' compensation system should be continuing their efforts to ensure that neither system is subsidizing the other.

Sincerely,

ARNOLD SCHWARZENEGGER

Receipt of Bills

I acknowledge receipt this 29th day of September at 2:35 p.m., of Assembly Bills Nos. 1184, 1310, 1737, without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Cynthia Bryant.

LAWRENCE A. MURMAN

Assistant Chief Clerk of the Assembly

Veto Message—Assembly Bill No. 1001

Governor's Office, Sacramento
September 30, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 1001 without my signature.

This bill would increase the maximum document fee paid by car buyers from \$45 to \$55. Such fees are not usually discussed with the car buyer until the purchase price has been agreed upon and a disclosure is made on the conditional sales contract.

I recently signed the Car Buyer Bill of Rights and AB 1001 runs contrary to that bill's worthy goal to improve consumer protection. I do not believe that California consumers should be saddled with another hidden fee and therefore cannot support this measure.

Sincerely,

ARNOLD SCHWARZENEGGER

Receipt of Bills

I acknowledge receipt this 30th day of September at 1:56 p.m., of Assembly Bill No. 1001, without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Jacque Roberts.

ELIZABETH SALMON
Executive Assistant

Veto Message—Assembly Bill No. 240

Governor's Office, Sacramento
October 4, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 240 without my signature.

This bill fails to address the critical components needed to ensure sex offenders do not have access to state funded erectile dysfunction medication. Instead, I am signing AB 522 which contains the statutory language which ensures the Department of Justice must provide the Department of Health Services the information necessary to implement the prohibition. AB 240 also fails to expand the ban to automated drug delivery systems in pharmacies, thereby creating a loophole that could result in prohibited sex offenders receiving the medication. AB 522 contains language to ensure no loopholes exist.

In addition, AB 240 does not broadly protect California's children to the level that they deserve but instead simply puts a band-aid on a growing problem. I call on the Legislature to quickly send my sponsored bills AB 231 and SB 588 which will do more to protect children than placing limited restrictions on one small segment of the parolee population. We should enact provisions that will allow for residency restrictions for all sex offenders, not just the 254 parolees that

this bill potentially affects. My bill would place more stringent restrictions on 9,231 parolees and monitor them on GPS.

If the Legislature is serious about protecting children from sex offenders, I call on them to send me AB 231 and SB 588, the most comprehensive reform of our sex offender statutes.

For these reasons I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 632

Governor's Office, Sacramento
October 4, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 632 without my signature.

This bill fails to protect children and women from sexual predators. Rather than putting the focus on protecting kids and others from sexual offenders, AB 632 simply grows government. Under this bill not one sexual offender will spend one day longer in prison, not one sexual offender will be prohibited from living near schools, not one sexual offender will be monitored by GPS, not one sexual offender will incur more time on parole, not one parent will be given information to keep their children safe, not one more peace officer will be given resources or tools to protect our communities.

I have opposed measures to weaken Three-Strikes and supported measures to increase the amount of resources and tools available for law enforcement. Just this year I have signed several bills that will protect our children. These bills will result in a safer California by prohibiting sex offenders from living near schools and closing loopholes in our sentencing laws that allow some child abusers escape from punishment. However, there is much more that can be done to protect our communities from sexual predators.

All of these things can be done and should be done. The best way to protect our communities is for the Legislature to pass my comprehensive sex offender punishment and control reform contained in bills AB 231 and SB 588. Until we take real action, the creation of just another government board may make some feel better but will not result in protecting our neighborhoods.

This bill is a recipe to create more red-tape, not public safety.

For these reasons I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 1542

Governor's Office, Sacramento
October 4, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 1542 without my signature.

The trauma of war is unfortunate, but justice for crime victims and the safety of the public must remain a paramount concern of the criminal justice system.

For these reasons I am returning this bill without my signature.

Sincerely,

ARNOLD SCHWARZENEGGER

Receipt of Bills

I acknowledge receipt this 4th day of October at 11:21 a.m., of Assembly Bills Nos. 240, 632, and 1542, without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Jacque Roberts.

NEVA-MARIE PARKER
Assistant Clerk of the Assembly

Veto Message—Assembly Bill No. 1241

Governor's Office, Sacramento
October 4, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 1241 without my signature.

Specific legislative authority is not necessary for the California Student Aid Commission (CSAC) to convene a working group to develop strategies to facilitate the submission of student grade point average verification to CSAC. In fact, CSAC has already convened a working group to study the barriers to the grade point average submission process. Therefore, this bill is unnecessary.

For this reason, I am unable to sign this measure.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 1357

Governor's Office, Sacramento
October 4, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 1357 without my signature.

While I am supportive of the author's goal to encourage the State to adopt alternatives to petroleum-based fuels, this bill is unnecessary since it essentially duplicates existing State policy. Current law already requires the Department of General Services' Office of Fleet Administration to collect fuel use data, and thus, the provisions of this bill have been incorporated into my Administration's fleet vehicle data collection practices. While this bill provides additional rationale for data collection activities, it is not necessary.

For this reason, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

Receipt of Bills

I acknowledge receipt this 4th day of October at 2:25 p.m., of Assembly Bills Nos. 1241 and 1357 without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Jacque Roberts.

NEVA-MARIE PARKER

Assistant Clerk of the Assembly

Veto Message—Assembly Bill No. 481

Governor's Office, Sacramento

October 5, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 481 without my signature.

I am concerned that the provisions of this bill that eliminate a reposessor's obligation to determine whether an item is a personal effect may inadvertently harm debtors who have their vehicles repossessed, and create the potential for a debtor's personal effects to not be returned after a repossession of collateral.

Furthermore, provisions in this bill prohibiting any interference with the activities of a reposessor, may have the unintended consequence of exposing law enforcement personnel to potential law suits for violating the constitutional rights of borrowers. Where law enforcement action is involved in the seizure of property, borrowers have a constitutional right to due process of law. The repossession of a vehicle by a lender is a "self-help" remedy and the borrower is not entitled to a hearing prior to the repossession. By encouraging law enforcement and other regulatory agencies to take a greater role in preventing borrowers from interfering with repossession, this bill exposes these agencies, and the individuals employed by them, to liability.

Based on the above constitutional issues and other consumer-related concerns, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 1097

Governor's Office, Sacramento

October 5, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 1097 without my signature.

I am generally supportive of using a competitive process for public works projects, however, this bill imposes restrictions on lease-leaseback contracts that could limit competition, inadvertently limit flexibility for schools, and drive higher administrative costs, thereby potentially increasing the overall cost of building school facilities.

For these reasons, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

Receipt of Bills

I acknowledge receipt this 5th day of October at 2:35 p.m., of Assembly Bills Nos. 481 and 1097 without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Jacque Roberts.

NEVA-MARIE PARKER

Assistant Clerk of the Assembly

Veto Message—Assembly Bill No. 649

Governor's Office, Sacramento

October 6, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 649 without my signature.

While I support strengthening handling and processing standards for fresh fruit and vegetable products, this bill overreaches by instilling the California Tomato Commission or joint powers authority with broad powers such as establishing quality standards, inspections, and surveillance that may be inappropriate for this type of structure. Additionally, this measure empowers the commission to seize and sell property with minimal due process.

For these reasons, I cannot support this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 688

Governor's Office, Sacramento

October 6, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 688 without my signature.

Medi-Cal managed care contracts are based on the concept that the managed care plan, in this case, a county organized health system (COHS), should have flexibility to manage health care for enrollees. Part of that management is negotiating rates with providers. For this reason, Medi-Cal managed care contracts do not mandate how the managed care plans spend their total monthly capitation payments. AB 688 would incorrectly assert that COHSs have an obligation to pay rate increases to Intermediate Care Facilities for the developmentally disabled (ICF/DD) and would inappropriately require the Department of Health Services (DHS) to advise COHSs of this non-existent obligation.

Additionally, the bill's requirement that DHS devise a method to advance funds to COHSs so the COHSs will pay these rate increases would clash with the objective of providing them with flexibility to negotiate rates. It could also create a precedent where other providers also request statutory guarantees of rate increases from COHSs or other Medi-Cal managed care plans.

Finally, the bill's requirement that DHS convene a workgroup to study reimbursement issues related to ICF/DD care is unnecessary.

State law is not needed to authorize provider organizations to meet, discuss topics of mutual concern, and offer proposals to the Legislature.

For these reasons, I am returning AB 688 without my signature.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 779

Governor's Office, Sacramento

October 6, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 779 without my signature.

While I appreciate the author's intention to try and streamline the Medi-Cal system and decrease disenrollment of eligible beneficiaries, this bill is duplicative of existing county practices. This bill is not a cost effective way to address the issue. Medi-Cal cases are complex and there are many reasons why benefits are terminated, including the patient no longer needing services or moving out of state. Additionally, this bill is fundamentally flawed by requiring implementation on June 30, 2006. The bill does not provide an appropriation, nor did the Legislature approve funding for this legislation in the 2005–06 budget.

For these reasons, I am returning AB 779 without my signature.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 795

Governor's Office, Sacramento

October 6, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 795 without my signature

This legislation is unnecessary as both of its purposes are authorized under existing law.

I strongly support the need to provide compensation to museum officers and employees at levels comparable to that provided by other museums. I also support the efforts of non-profit corporations formed exclusively to aid and assist a state museum to provide compensation for services rendered. Current law provides a mechanism for such compensation to be approved by the Department of Personnel Administration.

Current law also allows the California Science Center to contract with the Commission on Peace Officer Standards and Training to conduct a study. In fact, the issue has been addressed by two previous studies demonstrating there was not a need to convert these positions into peace officers.

For these reasons I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 862

Governor's Office, Sacramento
October 6, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 862 without my signature

This bill is unnecessary as current law provides for local and state agencies to distribute information to incarcerated parents regarding their child support obligations. In fact, there are current pilot programs operating with federal funds to accomplish what this bill would mandate state resources be spent on.

At the state level we should be looking for ways to improve child support collection so more funds get to the children, not investing in ways to alleviate the future financial burdens due to incarceration.

For this reason I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 1230

Governor's Office, Sacramento
October 6, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 1230 without my signature.

I appreciate the value of audits, investigations and oversight that an Inspector General might bring to Los Angeles County's health care system. However, this bill is unnecessary because the California Constitution already gives charter counties, such as Los Angeles County, control over their government structure, including the appointment of county offices and employees. State law gives all counties the power to organize their health and human service programs. County supervisors can consolidate, integrate, and separate their duties and functions as they deem necessary. Los Angeles County previously created an Inspector General for the County's Child Services Program.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 1351

Governor's Office, Sacramento
October 6, 2005

To the Members of the California State Assembly:

In the waning days of the legislative session, the original content of this bill was stripped and replaced with language to allow the San Diego Regional Airport Authority to issue notes, commercial paper notes, or any other type of debt issuance permitted under law. Although it appears that this change is minor and clarifying, I have heard from more than one San Diego area legislator about the lack of a hearing on this bill. I am returning Assembly Bill 1351 without my signature so that the content of this bill can be heard by a legislative committee, so that all the interested parties can weigh in.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 1380

Governor's Office, Sacramento
October 6, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 1380 without my signature.

This bill would require the California Public Utilities Commission (PUC) to request a delegation of authority from the Federal Communications Commission (FCC) to implement guidelines for the management of telephone number inventories.

The FCC already has six month guidelines for telephone number inventory management. This bill directs the PUC to request the authority to develop a duplicative process. Instead, California should be working cooperatively with the FCC to improve number management practices that address the challenges associated with rapidly changing technology in telecommunications.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 1536

Governor's Office, Sacramento
October 6, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 1536 without my signature.

This bill completely circumvents the authority of the Los Angeles Police Chief by authorizing security guards employed by the city to have the power to arrest if they enter into a Memorandum of Understanding (MOU) with the city instead of the Police Department. Just as with other grants of limited peace officer authority pursuant to the Penal Code, public officers should enter into an MOU with the appropriate law enforcement agency. Accountability is diminished by allowing an agency, other than the appropriate police agency with jurisdiction over the area, to grant traditional peace officer powers to any group.

For this reason I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

Receipt of Bills

I acknowledge receipt this 6th day of October at 4:20 p.m., of Assembly Bills Nos. 649, 688, 779, 795, 862, 1230, 1351, 1380, and 1536 without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Pamela Oto.

NEVA-MARIE PARKER
Assistant Clerk of the Assembly

Veto Message—Assembly Bill No. 880

Governor's Office, Sacramento
October 7, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 880 without my signature.

Counties have made significant progress in employing effective methods and practices for identifying and locating relatives for the purpose of finding appropriate homes for children in foster care. Current law requires counties to make considerable effort to identify and locate family members when making foster care placements. Because California is a national leader in identifying relatives of children in foster care this bill is unnecessary. In California, child welfare services are delivered by counties. Some counties already use innovative computer technology to locate family members and the remaining counties have the option to enact similar measures without the need for legislative intervention.

Additionally, the bill does not provide resources to develop the cost benefit analysis of using locator technology.

For these reasons, I cannot support this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

Receipt of Bills

I acknowledge receipt this 7th day of October at 11:58 a.m., of Assembly Bill No. 880 without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Tracy Fujii.

NEVA-MARIE PARKER

Assistant Clerk of the Assembly

Veto Message—Assembly Bill No. 482

Governor's Office, Sacramento
October 7, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 482 without my signature.

Instead, I am signing Senate Bill 755 (Poochigian), which addresses many of the same issues identified in this bill, including specifying the conditions under which English learners who receive instruction in their primary language must be administered a second test in this language. Unlike this bill, SB 755 also appropriates \$2.285 million to cover costs incurred in 2004–05 for maintaining and scoring the writing assessments pursuant to the Standardized Testing and Reporting (STAR) program and makes additional technical, conforming changes.

For this reason, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 1115

Governor's Office, Sacramento
October 7, 2005

To Members of the California State Assembly:

I am returning Assembly Bill 1115 without my signature.

The bill is unnecessary. Existing law clearly prohibits any person other than a licensed acupuncturist or other specified health professional from practicing acupuncture. The functions performed by the "acupuncture assistant" as defined in this bill are administrative and clerical in nature and do not require regulation in order to enhance public health and safety.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 1132

Governor's Office, Sacramento
October 7, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 1132 without my signature

Repealing the mandatory 30-day impoundment period for vehicles that law enforcement seizes because the driver does not have a valid driver's license would endanger public safety. By requiring the impounding agency to release the vehicle to the owner upon request fails to address the problem the author states he would like to solve, vehicles impounded due to joy riding.

AB 1132 severely weakens a law, which has been proven an effective measure to discourage unlicensed drivers from driving and to deter vehicle owners from irresponsibly lending their vehicle to an unlicensed driver. Enacting this measure would send a message to unlicensed drivers that it is acceptable to break the law by driving because the consequences for their actions have been eliminated. Given the existing law contains many reasonable exceptions where an owner may retrieve a vehicle from impoundment before the end of the 30-day impoundment period, this bill is unnecessary.

For these reasons I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

Receipt of Bills

I acknowledge receipt this 7th day of October at 1:11 p.m., of Assembly Bills Nos. 482, 1115 and 1132 without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Tracy Fujii.

NEVA-MARIE PARKER
Assistant Clerk of the Assembly

Veto Message—Assembly Bill No. 712

Governor's Office, Sacramento
October 7, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 712 without my signature.

I am concerned about housing affordability in this state and the need to meet the housing demands of Californians. Our local government partners have an important role and tremendous responsibilities in the process.

Providing incentives for third parties to sue local governments over housing decisions, as provided in this bill, is inappropriate and does not build any additional housing. The threat of lawsuits diminishes flexibility and creativity when designing a community, and lawsuits divert valuable tax dollars that could be used by local governments.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 739

Governor's Office, Sacramento
October 7, 2005

To the Members of the California Assembly:

I am returning Assembly Bill 739 without my signature.

I support requiring disclosure of payments made for issue advocacy communications made close to an election at the local level. Unfortunately, this bill sets a much lower threshold for local candidates than state candidates. This arbitrary, "one-size-fits-all" disclosure threshold may or may not be appropriate in some local jurisdictions. For example the Mayor of one of California top cities represents more constituents than a member State Assembly. An issue advocacy campaigns in the Mayor's race would be required to report \$10,000 of issue advocacy expenditures, but could spend up to \$50,000 before reporting in the Assembly race.

I encourage local governments to consider establishing campaign disclosure rules in this area. I will work with the Legislature to establish reporting rules for issue advocacy communications that ensure adequate disclosure in both state and local elections.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 771

Governor's Office, Sacramento
October 7, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 771 without my signature.

Public participation and transparency in government are essential for its efficient exercise and proper function. This bill directs the California Coastal Commission to revise its ex-parte communications standards, alters the timelines for notification, develop guidelines for reporting these communications, post these memoranda on the internet website, and include these memoranda as attachments to staff reports.

This bill lacks proper oversight of the process and is unnecessary. Because this measure exempts these new ex-parte policies from the

required oversight, due process and mandatory public participation provided by the Administrative Procedures Act it could result in less public participation and transparency in the process. The Coastal Commission already has specific ex-parte communication rules that go beyond the public disclosure requirements in the Government Code that are followed by most other boards and commissions. The Coastal Commission also has authority to amend or alter their policies, rules and regulations.

For these reasons I cannot support this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 1058

Governor's Office, Sacramento
October 7, 2005

To the Members of the California State Assembly:

I am returning AB 1058 without my signature.

This bill would require all retailers of beef products to label beef produced outside the United States with the country where the beef was born and raised. California and the United States have the most sound food safety system in the world. Our system is a model of how local, state, and federal government work cooperatively with private food wholesalers and retailers protect consumers and provide a safe wholesome food supply.

Countries exporting beef to the United States must comply with all United States Department of Agriculture food safety standards, including those pertaining to "high risk" and non-ambulatory cattle. The requirements of this bill demand a network of tracking from the rancher, to the processor, to the importer, to the wholesaler, to the retailers that would be unworkable, costly and impossible to enforce while providing no improvement in public health protection or additional benefits to the consumer.

For these reasons, I cannot support this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 1208

Governor's Office, Sacramento
October 7, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 1208 without my signature.

This bill seeks to impose a new \$5 tax on all cars in Santa Clara County and does so without a two-thirds vote of the people. While the goal of the program to increase funds for transportation infrastructure is laudable and vitally needed, I do not believe these fees should continue to be added without the approval from the people upon whom the fee is imposed.

In this year's budget, I proposed the full funding of Proposition 42 for the first time since its passage in 2002. The additional \$1.3 billion from Proposition 42 is just a fraction of the funds needed to relieve California's congested freeways and improve our roadways. Finding new funds for California's fractured infrastructure is a top priority;

however, this piecemeal approach that does not allow for a vote of the people is not the right way to accomplish the goal.

For these reasons, I cannot support this measure.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 1374

Governor's Office, Sacramento

October 7, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 1374 without my signature.

The Gulf State hurricanes serve as a serious reminder of the importance of an integrated effort in protecting California against our own disasters. This is a priority for my administration. Part of that is a review of all the agencies, boards and commissions that have any role in disaster preparedness and relief. The Seismic Safety Commission is a stand alone advisory body for the state and local governments on earthquake safety.

Because many of the functions are duplicative of what the California Building Standards Commission and the Division of State Architect, the California Performance Review (CPR) recommended the elimination of the Commission and recommended that its functions be transferred to the Department of General Services, under which the Division of the State Architect currently resides.

Since we are reviewing how best to use the expertise the Commission provides, it is premature to extend the assessment that supports the Commission through 2013. The operation of the Commission will not be in jeopardy since their current funding source—a fee on commercial and residential insurance policies—will remain in effect through 2007.

I have directed the State and Consumer Services Agency to work with the author, the Commission, Office of Emergency Services, the Division of State Architect, the California Business Standards Commission and other stakeholders to explore further opportunities for enhanced seismic safety and increased coordination among the various state agencies involved with seismic issues.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 1383

Governor's Office, Sacramento

October 7, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 1383 without my signature.

Solar energy offers all Californians a great opportunity to increase our peak energy production with safe reliable renewable energy. This is why I developed the "Million Solar Roofs Initiative" which is an aggressive comprehensive solar plan that will result in the creation of 3,000 mega watts of clean energy by the year 2018. Recognizing the initial capital investment for solar can be an impediment for some Californians, my plan included several incentives for those individuals including an exemption from the surcharge for all customers that participate in the state and federal rate reduction programs and a mandate that at least 10 percent of the funds spent under that program go

to affordable housing projects. This is in addition to existing law that provides an additional 25 percent increase in the amount of incentive for qualified low wealth applicants.

This bill creates the Low Income Housing Development Revolving Loan Program to help finance solar systems on affordable housing projects. As demonstrated by inclusion in my comprehensive plan, this is a concept I strongly support, however there are significant flaws with this bill. The funding sources identified as seed money for the program are the Emerging Renewable Resources Account (ERRA) at the California Energy Commission and the Self Generation Incentive Program (SGIP) at the California Public Utilities Commission. The ERRA has a zero balance and will not have any additional funding through December 31, 2008 and the SGIP program is limited to commercial and industrial projects. Additionally, the SGIP program is a reimbursement program for the Investor Owned Utilities; no funding is ever collected making it unclear how any seed money would be made available.

I encourage the Legislature to pass my "Million Solar Roof Initiative" which guarantees access to affordable solar energy for all Californians, including those with limited financial means.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 1406

Governor's Office, Sacramento
October 7, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 1406 without my signature.

This bill is unnecessary by requiring duplicative reporting functions and will not directly improve port security. In an effort to secure federal dollars to protect California ports, I have augmented the funding levels by \$5 million dollars this year. In addition, at my urging, the U.S. Department of Homeland Security implemented a risk-based formula for the distribution of port security funds. This new formula was more advantageous resulting in 23% of the entire allotment being awarded to California.

For these reasons I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 1524

Governor's Office, Sacramento
October 7, 2005

To the Members of the California State Assembly:

I am returning AB 1524 without my signature.

Existing law implements the laudable public policy of increasing public access to the coast by requiring the Coastal Conservancy to accept all offers to dedicate interests in real property that provide coastal access. This bill would greatly expand the State's financial and legal liability without increasing public access to the coast.

This bill would require the Coastal Conservancy to accept all offers to dedicate interests in real property that do not provide coastal access such as open space easements, view sheds, conservation and agricultural

easements that have not been accepted by another agency or nonprofit within 90 days of the expiration date. This bill also exempts the acceptance from approval and review by the Department of Finance and the Department of General Services.

Offers to dedicate are often good for 21 years. The preferred acceptor of these interests is a local jurisdiction or non profit established to manage real property. The State has often been successful in getting these interests accepted and developed in a timely manner. If an interest is not willingly accepted by a local government, park district, or state agency within 21 years, there may be a legitimate reason. This bill does not allow discretion for the State to protect taxpayers or avoid legal liability by not accepting these offers to dedicate.

For these reasons I cannot sign this legislation.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 1768

Governor's Office, Sacramento

October 7, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 1768 without my signature.

The Victims Restitution Fund was established to assist all victims of crime by providing reimbursement for out of pocket expenses for costs related to the crime. I support protecting this fund so government can ensure victims do not face economic hardship after suffering at the hands of a criminal. Making a special appropriation out of this fund for a service provider, even for a program as successful as the Trauma Recovery Center at San Francisco, would endanger our ability to ensure these funds will be available to all victims throughout the state.

In addition, by using funds in the manner contemplated by this bill will compromise federal reimbursement funds to California because they are not being spent on direct victim reimbursement.

For these reasons I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

Receipt of Bills

I acknowledge receipt this 7th day of October at 1:12 p.m., of Assembly Bills Nos. 712, 739, 771, 1058, 1208, 1374, 1383, 1406, 1524, and 1768 without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Tracy Fujii.

NEVA-MARIE PARKER

Assistant Clerk of the Assembly

Veto Message—Assembly Bill No. 54

Governor's Office, Sacramento
October 7, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 54 without my signature.

I am greatly concerned with the provisions that were amended into this measure, without the benefit of a public hearing, requiring the Department of General Services (DGS) to initiate a California Environmental Quality Act (CEQA) process on the properties identified prior to any sale, lease or exchange. This provision has the potential of costing California taxpayers millions of dollars.

Applying the CEQA process to these surplus properties prior to sale may result in unnecessary litigation, prolonged escrow periods and missed opportunities for the State to reduce its financial obligations under the voter approved Proposition 60A. Historically, surplus properties have generally been exempted from the CEQA process since the developer must provide for CEQA when the property is eventually developed.

Therefore, I am asking DGS to work with the Legislature to correct this unfortunate amendment and pass legislation to exempt the State and these properties from the CEQA process.

Until that time, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 417

Governor's Office, Sacramento
October 7, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 417 without my signature.

This bill would codify current law and practice to treat flavored malt beverages as a malt beverage product consistent with federal standards of identity, which 49 of the 50 states follow.

I am taking this action to allow a full discussion of the issues surrounding flavored malt beverages, not to suggest that the State's regulatory administration of flavored malt beverages is flawed. It was amended late in the session and only had one full hearing with short notice. I encourage all interested parties, particularly health professionals, law enforcement and the producers of flavored malt beverages, to use this opportunity for public debate and serious consideration of the policy issues surrounding this beverage.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 564

Governor's Office, Sacramento
October 7, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 564 without my signature.

While I strongly support providing all high school students with high-quality, standards-based instructional materials, the process proposed in this bill is not necessarily the appropriate mechanism to do

so. If it is determined that the State should have the added responsibility of reviewing 9 through 12 grade instructional materials, then it would be more reasonable to do so by using the existing process used for K through 8 grade review. The K through 8 review process includes input and review from the public and final decision making authority vested with the State Board of Education.

For these reasons, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 593

Governor's Office, Sacramento

October 7, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 593 without my signature.

In accordance with the provisions of Proposition 60A as approved by the voters just last year, revenue generated by the sale of surplus property is to be used to pay off the debt accrued from the Economic Recovery Bonds. This bill attempts to redirect those revenues for other program purposes. As worthy an intention as providing additional funding for higher education may be, it is the Administration's objective to prioritize reducing the State's debt first, before initiating new programmatic spending.

Furthermore, this bill would delegate important decisions regarding the allocation of state resources to a new entity, unaccountable to the people, operating outside of the annual budget process, without an expressed mandate from the people of California. In doing so, it would impair the ability of the Legislature and the Governor to make such resource decisions taking into account all of the state's needs, both in higher education, and across the spectrum of important state services.

For these reasons, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 726

Governor's Office, Sacramento

October 7, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 726 without my signature.

It is unclear why an additional evaluation of the Community-Based English Tutoring (CBET) program is necessary. AB 56 (Mazzoni), Chapter 1009, Statutes of 1999, required an evaluation of the effects of Proposition 227. This evaluation conducted by the American Institutes of Research and WestEd also includes an evaluation on the CBET program. The final report on the *Effects of the Implementation of Proposition 227 on the Education of English learners* will be submitted to the California Department of Education by October 1, 2005. After the

department's review, it will be provided to the Governor and Legislature. This bill is redundant of those current efforts, and therefore it is unnecessary.

For these reasons, I am unable to sign this bill at this time.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 826

Governor's Office, Sacramento

October 7, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 826 without my signature.

This bill is unnecessary because it proposes to create a new statewide program through the State Department of Education that duplicates efforts that are already taking place in California. For example, the Department of Health Services already implements *California 5 a Day—For Better Health Campaign* and the *California Nutrition Network for Health Active Families* to promote increased consumption of fruits and vegetables. Additionally, the Department of Food and Agriculture oversees the *Buy California Initiative*, which promotes California agriculture.

Instead of creating another duplicative program with no identifiable funding source, I would rather see any additional resources that might be available go directly toward providing fresh fruits and vegetables to schools. This is why I recently signed into law SB 281 which provides healthy alternatives through existing meal programs and makes purchasing fresh fruits and vegetables a priority.

For these reasons, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 952

Governor's Office, Sacramento

October 7, 2005

To Members of the California State Assembly:

I am returning Assembly Bill 952 without my signature.

This measure would allow the East Side Union High School District (ESUHSD), the Oak Grove Elementary School District, and the San Jose Unified School District, under specified conditions, to deposit proceeds from the sale of surplus real property into the general fund of the school district and to use the proceeds for any one-time general fund purpose.

I am concerned that enacting legislation on this matter may interfere with pending litigation specifically involving ESUHSD, Department of Education, Office of Public School Construction and East Side Teachers Association.

For this reason, I cannot sign this measure.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 1263

Governor's Office, Sacramento
October 7, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 1263 without my signature.

I strongly support ensuring the safety of pedicure patrons, however, this measure presents more problems than it solves. While some provisions in this bill are duplicative of existing regulations, it also contains provisions that could significantly harm innocent businesses. This bill could shift responsibility for ensuring the safety of equipment from manufacturers to the Board of Barbering and Cosmetology (Board), which may have the unintended consequence of placing the Board in the position of assuming liability, in lieu of the manufacturer, for pedicure equipment.

To ensure the safety of pedicure patrons, I am directing the Department of Consumer Affairs to convene a working group consisting of the Board, county health officials, consumer groups, and pedicure equipment manufacturers, and other interested parties, to determine how we can improve the safety of pedicure equipment and ensure appropriate consumer protection without the unintended consequences created by this bill.

For these reasons, I am unable to sign this measure.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 1531

Governor's Office, Sacramento
October 7, 2005

To Members of the California State Assembly:

I am returning Assembly Bill 1531 without my signature.

This bill would undermine the existing California High School Exit Examination (CAHSEE), weaken the ability of the state to establish minimum standards for high school diplomas, and diminish ongoing efforts to ensure that these students are receiving the assistance they deserve to successfully complete the exit exam. Under current law, students already have up to six different opportunities to pass the exit exam. Allowing school districts to offer alternative assessments at this time sends the wrong message to students, parents, teachers, and administrators that we do not expect students to achieve at the highest levels.

I believe that every student can learn, and every student can graduate high school with the skills they need to go to college or enter the workforce. We have a responsibility to each of our students to believe in them, and not to have low expectations.

This is why the 2005 Budget Act includes \$70 million for additional support services and instruction for students most at risk of not passing the CAHSEE. I believe that targeted state resources should continue to be focused on helping students prepare for the exam, rather than developing alternative assessments.

For these reasons, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 1565

Governor's Office, Sacramento
October 7, 2005

To the Members of the California Assembly:

I am returning Assembly Bill 1565 without my signature.

I completely respect the intentions of the authors of this bill in addressing the need for quality child care programs in California and share their interest in improving the quality of care in the State. However, this bill may not directly address some of the shortcomings in the system.

The Legislature has already requested an audit of the Child Care Licensing Program of the California Department of Social Services that will examine the program's oversight of providers to ensure that child care programs are maintaining a safe environment for kids. The results of that audit may provide more critical areas of concern related to health and safety that should be resolved prior to implementing a study and development of a rating system.

We all share the same goal, and I look forward to working with Assemblymembers Pavley and Benoit in the coming legislative year to address the issue of child care quality.

For these reasons, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

Receipt of Bills

I acknowledge receipt this 7th day of October at 1:13 p.m., of Assembly Bills Nos. 54, 417, 564, 593, 726, 826, 952, 1263, 1531, and 1565 without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Tracy Fujii.

NEVA-MARIE PARKER

Assistant Clerk of the Assembly

Veto Message—Assembly Bill No. 76

Governor's Office, Sacramento
October 7, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 76 without my signature.

AB 76 would create the Office of Pharmaceutical Purchasing (OPP) within the California Health and Human Services Agency. This bill takes a process currently performed by the Department of General Services (DGS), which has the general charge of purchasing goods and services for State agencies, and moves it to a newly created program, the OPP, in the Health and Human Services Agency, which does not currently have any purchasing functions, capacity or resources.

As the Legislative Analyst's Office (LAO) concluded in a recent report ("Lowering the State's Costs for Prescription Drugs," February 2005), the creation of a new state drug purchasing office could be costly, create organizational difficulties, and provide little strategic advantage to the State over the current arrangement in which procurement duties are already largely concentrated.

Many of the concepts in this legislation are a part of DGS's strategic purchasing initiatives and can be accomplished administratively

without creating a costly and inefficient new bureaucracy. Accordingly, I am directing the Department of General Services to investigate and implement options and strategies to achieve the greatest savings possible on prescription drugs and undertake the following activities to the extent they are feasible and would help control prescription drug costs:

Identify opportunities for DGS, University of California, and California Public Employees Retirement System to coordinate procurement information, consolidate drug procurement or engage in other joint activities that will result in cost savings.

Pursue opportunities for the State and other eligible entities to achieve savings through the appropriate use of generic drugs and through the federal 340B program.

These activities, in combination with the efforts DGS has already undertaken, will help control the state's rising prescription drug costs without creating a costly and unnecessary new bureaucratic entity.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 89

Governor's Office, Sacramento

October 7, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 89 without my signature.

Although I share the Legislature's interest in exploring ways to provide health coverage to the uninsured, I have doubts that this report would provide useful information. The report would not account for the complex and multi-faceted decision-making process that employees and employers consider when choosing health insurance options or differentiate between part-time, seasonal and full-time workers.

Rather than imposing new reporting mandates that will be of limited or no benefit, we should strategically focus marketing of public health care programs to the harder to reach and under-enrolled Medi-Cal and Healthy Families populations. The Legislature did just that in the current budget when, at my request, they appropriated funds to reinstate the Healthy Families Certified Application Assistance program (CAA). The CAA program has proven to be an effective means for successfully enrolling children in Healthy Families and Medi-Cal. Such focused, strategic investments will actually help us enroll more eligible Californians in Medi-Cal and Health Families. The report required by this bill will do nothing to decrease the number of uninsured and I do not believe that it will yield valuable information to help in this effort.

For these reasons, I am returning Assembly Bill 89 without my signature.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 313

Governor's Office, Sacramento
October 7, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 313 without my signature.

This bill is unnecessary as local officials and the public already receive notices regarding proposed parole office locations and has opportunities to express any concerns or objections to the State. Parole office locations must already be consistent with and approved by local government land use authorities. Providing an additional layer of bureaucracy does not facilitate local and state planning needs.

For this reason I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 399

Governor's Office, Sacramento
October 7, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 399 without my signature.

While the goals of this bill are laudable, the mandates in this measure are overly prescriptive and create significant state, local and private compliance costs. Additionally, this bill is inconsistent with the Integrated Waste Management Act, which expressly grants local governments discretion over what types of programs are used to achieve the State's diversion goals.

While I cannot sign this bill, I encourage the Integrated Waste Management Board to provide adequate tools and resources to local jurisdictions to implement multifamily recycling programs.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 518

Governor's Office, Sacramento
October 7, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 518 without my signature.

Inherent in any long-range fiscal projections are dramatic swings in the state's economy that forecasting models have historically failed to predict. Most long-range projections in the late 1990s, for example, failed to anticipate the dramatic decline in revenues associated with the collapse of the dot-com "boom." Conversely, the revenues associated with this year's tax amnesty program far outstripped projections made as recently as one year ago.

While the state has been on this revenue roller coaster, it has failed in the past to act responsibly on the expenditure side. Programs were expanded during the dot-com boom without regard of the state's long-term ability to afford them. When that boom went bust, those programs were financed in large measure by borrowing and fund

shifts—creating the structural gap between revenues and expenditures that we continue to work to close.

I share the concerns of the author over the state's long-term fiscal outlook. It is precisely why I have argued strongly this year—and I continue to argue strongly—for the need to implement fundamental reform of the state's budgeting system. Such a reform would keep spending in check during these swings in revenue, and thereby improve the state's long-term fiscal outlook.

The Department of Finance works on long-range forecasts by making projections in major agency areas, not by department as would be required by this bill. We will continue to share this information with the Legislature as we do now. The Legislature has available to it the resources of the non-partisan Legislative Analyst, who reports directly to the Legislature. The analyst routinely makes multi-year revenue and expenditure projections, and if requested by the Legislature, is capable of providing a range of potential policy options to close any projected gaps for their consideration.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 561

Governor's Office, Sacramento

October 7, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 561 without my signature.

This bill will place several mandates on the California Department of Corrections and Rehabilitation and is ultimately unnecessary. To the extent this bill codifies existing policy and practice, it is unnecessary. To the extent the bill mandates very specific provisions it removes management flexibility to respond to the changing needs of our institutions and fiscal limitations.

I appreciate and share the author's interest in improving correctional education programs within the California Department of Corrections and Rehabilitation, which is one of the reasons why I reorganized the Department effective July 1, 2005. This reorganization includes the development of the Division of Education, Vocations, and Offender Programs within Adult Programs and their mission includes many of the same goals articulated in this bill.

For these reasons I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 609

Governor's Office, Sacramento

October 7, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 609 without my signature.

This bill would require the Department of Developmental Services (DDS) to establish an advisory group to make recommendations to the Legislature on options for retaining the Agnews Developmental Center (Agnews) property or its value for the use of people with developmental disabilities.

DDS established the Advisory Committee on the Proposed Closure of

Agnews and the Bay Area Project planning teams, which undertook a long and involved process to ensure that all stakeholders, including those mentioned in this bill, were encouraged to submit input into the Agnews Closure Plan. The Closure Plan, which has received legislative approval, reflects the stakeholder recommendations, including recommendations for the disposition of the Agnews property.

Furthermore, existing law already creates a statewide process for legislative approval of the disposition of state surplus property by the Department of General Services (DGS). The DGS is required to annually report to the Legislature the lands identified as surplus by state agencies and request legislative authorization to dispose of the lands by sale or otherwise. This bill would create a separate process without DGS oversight for the disposition of the Agnews property.

My Administration will continue to work with stakeholders throughout the closure process and welcomes continued discussions about how the State can improve community services provided to people with developmental disabilities.

For these reasons I am unable to sign this measure.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 672

Governor's Office, Sacramento

October 7, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 672 without my signature.

As California continues to grow it is every government agency's responsibility to provide additional recreational opportunities where appropriate. Increased recreation improves health and fitness, instills an appreciation of our state's natural resources, and can provide excellent opportunities for families to spend more time together.

Assembly Bill 672 creates new state policy concerning drinking water reservoirs for activities such as shoreline fishing and nonmotorized boats and attempts to encourage additional recreation activities around drinking water reservoirs by requiring the managing agency to develop recreation plans. I agree with the intent of this measure. However, this bill could potentially allow access to reservoirs that contain treated drinking water or are considered vulnerable to significant security risk. As a result, the legislation could place public drinking water from these reservoirs at an unacceptable risk from waterborne disease transmission or potential acts of terrorism.

For these reasons I cannot support this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 696

Governor's Office, Sacramento

October 7, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 696 without my signature, as it provides an opportunity for increased fraud and abuse without guaranteeing increased participation in the program as intended by the legislation.

Throughout my term, I have supported efforts to increase participation in the food stamp program, such as offering food stamps to families leaving welfare to work and improved outreach and program simplification efforts. California has taken steps to ensure fingerprinting requirements do not significantly reduce participation by providing portable finger imaging devices to counties to make it more convenient for individuals to sign up. These efforts, in combination with program simplification and outreach activities, are helping to increase enrollment of eligible families.

The Statewide Fingerprint Imaging System (SFIS) prevents fraud by discouraging applicants from illegally obtaining duplicate benefits. Our first responsibility to taxpayers is to take necessary steps to prevent fraud and abuse in public programs, which is why I cannot support this bill's elimination of the SFIS.

For these reasons, I am returning AB 696 without my signature.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 698

Governor's Office, Sacramento

October 7, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 698 without my signature.

I vetoed a bill last year, SB 1164, which would essentially accomplish the same purpose as this bill.

I believe that open access by the press is an important component of ensuring efficiency and effectiveness of government programs. However, this bill is unnecessary because the media currently enjoys wide ranging access to both prisons and inmates, including the right to interview random inmates during tours and specific inmates during the visitation program.

The California Department of Corrections and Rehabilitation's current policy is modeled after policies that have been upheld by the U.S. Supreme Court. The policy strikes the important balance between media access and the appropriate correctional decisions that must take into account the orderly administration of prisons.

Finally, it is important to avoid treating inmates as celebrities. Activities that would glamorize criminals at the expense of victims and the general public are unacceptable. A free flow of information from the prison environment into the outside world has taken place under the current policy as evidenced by the many published press accounts in the past year.

For these reasons I am unable to support this measure.

Sincerely,

ARNOLD SCHWARZENEGGER

Receipt of Bills

I acknowledge receipt this 7th day of October at 4:36 p.m., of Assembly Bills Nos. 76, 89, 313, 399, 518, 561, 609, 672, 696, and 698 without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Tracy Fujii.

PAMELLA J. CAVILEER

Chief Assistant Clerk of the Assembly

Veto Message—Assembly Bill No. 855

Governor's Office, Sacramento

October 7, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 855 without my signature.

I strongly support efforts to help people recover from drug addiction, and last year I signed legislation providing food stamp benefits to addicts in recovery. However, I cannot support this bill as it would provide cash assistance without adequate public safety protections.

California already provides resources to help meet the needs of children whose parents are ineligible for CalWORKs services because of their drug-related felony. This bill would provide cash and benefits to felony drug offenders, but does not provide adequate assurances that these individuals are abstaining from drug use. The Legislature failed to pass measures that include reasonable public safety provisions such as drug testing, use of voucher payment in lieu of cash and mandatory treatment.

Finally, I am concerned that not enough time has passed to determine whether providing food stamps to drug felons improves individuals' ability to maintain sobriety and become more self sufficient so an expansion of cash assistance at this time is premature.

For these reasons, I am returning AB 855 without my signature.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 1168

Governor's Office, Sacramento

October 7, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 1168 without my signature.

Assembly Bill 1168 establishes guiding principles for the Department of Health Services to use in the review of drinking water desalination facilities. This bill is redundant and unnecessary.

The Department of Health Services currently evaluates drinking water desalination projects. The Department applies the existing criteria to desalination projects that it applies to other forms of water treatment plants. As with any review of a drinking water source, the Department evaluates the treatment process and microbiological and chemical source contaminants to ensure the water meets drinking water standards and is safe for human consumption.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 1221

Governor's Office, Sacramento
October 7, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 1221 without my signature.

This bill increases the membership of the California Air Resources Board by two from eleven to thirteen members. The purpose is to include representation from Sacramento and an expert on greenhouse gasses. The current composition allows for such representation.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 1338

Governor's Office, Sacramento
October 7, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 1338 without my signature.

This bill is similar to AB 1795 which I vetoed last year. I support policies that provide children and their advocates with means to obtain and exercise their rights, however this bill is unnecessary. This bill is an overly broad and costly response to a problem that may be resolved administratively.

The Department of Social Services has taken steps to minimize this potential problem for foster youth by recently developing regulations that require a Transitional Independent Living Plan to be completed for each child in foster care. This plan includes a variety of issues, including addressing immigration status. This should enable the immigration process to be started sooner.

Current law requires the court to appoint an attorney to represent the child in dependency proceedings. In addition, counties have the option of appointing an attorney to assist in resolving the immigration status of a child. This bill will apply an overbroad solution to all counties regardless of the individual needs of each jurisdiction.

For the reasons stated above I am unable to support this measure.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 1466

Governor's Office, Sacramento
October 7, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 1466 without my signature.

I strongly agree with the intent of this bill which is to develop an eradication plan to control and eradicate tamarisk in the Colorado River watershed. However, this measure requires the Department of Water Resources, in consultation with the Department of Food and Agriculture, the Department of Fish and Game, and the Colorado River Board to develop a comprehensive plan for eradication of this plant species and the re-establishment of native vegetation. The estimated

cost to develop the plan is \$3.3 million and if implemented, the eradication costs for tamarisk are estimated to cost \$626 million.

Instead of directing only state agencies to develop the plan, legislation should provide authority and direction for the appropriate state entities to work with the other Colorado Lower Basin States, the federal government, and local water districts receiving water out of the Colorado River. Cooperation among all these entities will be required for success of any plan; therefore, it should be developed cooperatively by all these entities.

For these reasons I cannot support this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 1593

Governor's Office, Sacramento

October 7, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 1593 without my signature as it would restrict California's ability to address vendor overcharging, at the expense of maximizing the number of women and children served. The federally funded Woman, Infants and Children Supplemental Nutrition Program (WIC) provides critical food supplies and nutrition services to 1.3 million low-income pregnant women, mothers and their young children. WIC funding comes from a capped federal grant, therefore, any dollar lost due to fraudulent activities is a dollar not spent to buy food for low-income mothers and their children.

Assembly Bill 1593 limits the Department of Health Service's ability to impose penalties or sanctions when a vendor overcharges the program, purchases WIC coupons with cash or is disqualified from the Food Stamps Program. In accordance with federal law, the WIC Program already provides vendors written notification of initial violations and bases program sanctions on a pattern of practice, not on a single violation, unless the violation is very serious.

Assembly Bill 1593 would make California law inconsistent with federal law and compromise enforcement of regulations designed to maximize the number of low-income mothers and children served with available program funds.

For these reasons, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 1597

Governor's Office, Sacramento

October 7, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 1597 without my signature.

While I strongly support comprehensive HIV prevention efforts, have signed legislation to facilitate access to clean needles, support increased stability of locally approved syringe exchange programs and provided increased funding for local HIV prevention and education efforts, I cannot support Assembly Bill 1597. This bill would make state funding for HIV prevention and education available for the purchase of

needles, potentially limiting funding for other prevention and education activities.

Authorizing the use of state funds to purchase syringes, without appropriate local controls, including mechanisms for input from local law enforcement, and protections against the use of state funds to supplant private or local resources is not prudent.

For these reasons, I can not sign Assembly Bill 1597.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 1622

Governor's Office, Sacramento

October 7, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 1622 without my signature.

This bill is intended to help small businesses by mandating the terms and conditions of contracts between contractors and subcontractors. However, it is likely to have the opposite effect. By statutorily directing the contents of private sector construction contracts, it is probable that contractors will hire only large subcontractors which have solid work histories and are fully bonded.

This bill unnecessarily intrudes into private business practices and has the potential to ultimately harm those it is intended to help. For these reasons I cannot support this measure.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 1623

Governor's Office, Sacramento

October 7, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 1623 without my signature.

This bill seeks to impose a new \$5 tax on all cars in the counties of Alameda, Contra Costa, Marin, Napa, and Sacramento does so without a two-thirds vote of the people. While the goal of the program to increase funds to relieve traffic congestion is a worthy proposal to consider, I do not believe these fees should continue to be added without the approval from the people upon whom the fee is imposed.

In this year's budget, I proposed the full funding of Proposition 42 for the first time since its passage in 2002. The additional \$1.3 billion from Proposition 42 is just a fraction of the funds needed to relieve California's congested freeways and improve our roadways. Finding new funds for California's fractured infrastructure is a top priority; however, this piecemeal approach that does not allow for a vote of the people is not the right way to accomplish the goal.

For these reasons, I cannot support this measure.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 1625

Governor's Office, Sacramento
October 7, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 1625 without my signature.

I absolutely believe that the Legislature, indeed all elected officials, must base their decisions on information that is true, accurate, and complete. This bill, requiring legislative reports be submitted under penalty of perjury, only applies to individuals appointed by the Governor and confirmed by the Senate, and to the executive officer of the Franchise Tax Board and the executive director of the Board of Equalization.

The law already protects against falsified reports to the Legislature. Department heads must take oaths of office, and various Government and Penal Code provisions set forth duties, obligations, and penalties for the accurate and truthful execution of the operation of state government. Further, the Legislature may already require individuals appearing before it to testify under oath, and false testimony is a felony.

I will consider similar legislation that applies to all written materials used in the course of legislative deliberations that applies to any official of the State, elected or appointed by the Governor, the Legislature or any other constitutional officer.

Sincerely,

ARNOLD SCHWARZENEGGER

Receipt of Bills

I acknowledge receipt this 7th day of October at 4:36 p.m., of Assembly Bills Nos. 855, 1168, 1221, 1338, 1466, 1593, 1597, 1622, 1623, and 1625 without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Tracy Fujii.

PAMELLA J. CAVILEER

Chief Assistant Clerk of the Assembly

Veto Message—Assembly Bill No. 239

Governor's Office, Sacramento
October 7, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 239 without my signature.

This bill would require the Governor to submit with the Budget a report that contains specific information regarding current and proposed contracts for services.

The State already has an electronic reporting system that tracks the purchase of goods, services and information on contracts over \$5,000. This system became effective on July 1, 2003, and all State agencies are required to enter information on their existing contracts. The bill would require that the information also be reported on "proposed" contracts—it is questionable how that could ever be captured, and since there is no monetary limit on the size of contract to be reported—under this

scenario, a purchase of \$100 would have to be reported. Furthermore, this bill does not include any funding to create a new system or expand upon the State's existing reporting system.

For these reasons I am unable to support this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 477

Governor's Office, Sacramento

October 7, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 477 without my signature.

This measure, while worthy, may negatively impact the ability of persons with disabilities enrolled in the In-Home Supportive Services (IHSS) program to secure the services they require. Current IHSS consumers often report difficulty in locating, hiring, and retaining quality service providers. Increasing the number of consumers seeking services from IHSS providers may exacerbate these challenges.

In addition this measure would create millions of dollars in fiscal pressure on the State during ongoing structural budget deficits.

For these reasons, I am returning AB 477 without my signature.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 1395

Governor's Office, Sacramento

October 7, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 1395 without my signature.

Mexico is an extremely important economic and cultural partner to California. Our proximity and shared history unite us. The annual Border Governors' Conference provides the ten border states in Mexico and the United States a cooperative forum for discussing complex and important cross-border issues. Since its start, the organization has enhanced joint border efforts addressing agriculture, border crossings, education, economic development, energy, environment, health, human trafficking, tourism, and border security issues.

I welcome the Legislature's involvement in my Administration's activities related to the annual Border Governors' Conference. Bi-national work groups have formed on topics ranging from agriculture to education to border security and almost every cabinet agency plays a role in the activities of the conference throughout the year. The conference has spurred many accomplishments, but more work is yet to be done to achieve our shared goals.

Unfortunately, this bill's requirement for a California-Mexico Relations Ten Year Plan will not help accomplish those goals. Many issues have arisen and continue to arise that could not be foreseen ten

years ago. The Border Governors' Conference provides the flexibility to address timely issues. My Administration will continue to pursue avenues of common interest and mutual assistance and will do so as they need to be addressed.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 1698

Governor's Office, Sacramento

October 7, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 1698 without my signature.

AB 1698 would require health care service plans to continue coverage of dependent children until the dependent's 26th birthday. The bill also provides that employers covered through the Public Employees Retirement System (PERS) and the University of California (UC) are not required to pay the cost of dependent coverage for dependents between the ages of 22 and 26.

I believe in providing access to affordable health insurance, however, mandating employers such as school districts and small businesses to include coverage for dependents up to the age of 26, when current dependent coverage is typically to age 19 or 24 if the dependent is in college, will impose additional costs on employers at a time when many are struggling to afford the rising costs of health care. Moreover, health insurance premiums overall may rise as the individuals most likely to elect to continue dependent coverage will be those individuals with preexisting conditions.

While I appreciate the desire of the author to make available dependent health care coverage for young adults under 26, I am concerned that this bill would have the unintended consequence of actually reducing the number of employers taking advantage of dependent health care coverage. As a result, there may be fewer persons with health insurance—not more, as contemplated by this bill.

For these reasons, I am unable to sign this measure.

Sincerely,

ARNOLD SCHWARZENEGGER

Receipt of Bills

I acknowledge receipt this 7th day of October at 7:19 p.m., of Assembly Bills Nos. 239, 477, 1395, and 1698 without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Tracy Fujii.

PAMELLA J. CAVILEER

Chief Assistant Clerk of the Assembly

Veto Message—Assembly Bill No. 55

Governor's Office, Sacramento
October 7, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 55 without my signature.

The payment contemplated in this bill is the subject of ongoing litigation, yet this bill does not end the lawsuit. This bill would authorize payments equaling over \$800 million to the Supplemental Benefit Maintenance Account. In 2003 the Legislature determined, on a one-time basis, that a payment of \$500 million was unnecessary to provide purchasing power protection to retired teachers. That determination is the subject of ongoing litigation. This additional payment of \$800 million would not resolve that litigation. If this bill made it clear it settled the lawsuit, I would consider signing it.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 163

Governor's Office, Sacramento
October 7, 2005

To Members of the California State Assembly:

I am returning Assembly Bill 163 without my signature.

I could have supported a bill that would simply revise the definition of hair threading to also include the possible incidental trimming of eyebrow hair.

I am concerned with provisions in this bill that create two separate applications for barbering and cosmetology resulting in a bifurcated examination and licensing process, which would require additional costs and workload to the Board, as well as increased costs, steps and/or time for applicants to get their California licenses. The two-step provisions created in this measure could prevent students who have worked diligently to complete their course work and pass the examination from beginning their careers immediately. The Board has offered same-day licensing to their applicants for several years and this measure could eliminate same-day licenses.

Therefore, I am directing my Secretary for State and Consumer Services Agency to examine potential options for establishing a process to accommodate those who may not want to ultimately obtain a license in California. This process should only be implemented if it does not materially impact the licensure processing time, or significantly increase the fees for California applicants.

For these reasons, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 535

Governor's Office, Sacramento
October 7, 2005

To the Members of the California Assembly:

I am returning Assembly Bill 535 without my signature.

The creation of a narrow licensing law for nonprofit credit counselors is premature, in light of the regulatory and enforcement actions

occurring at the federal level as a result of congressional investigations and the recent federal bankruptcy law changes. Further, the National Conference of Commissioners on Uniform State Laws is in the process of adopting a uniform act in this area, which should be considered prior to legislation in California. In addition, the bill creates too small of a program to justify a new licensing law, with only 52 organizations currently complying with the filing requirement to claim the licensing exemption under existing law. Finally, the bill fails to evade state licensing and notice filing requirements, and instead places costly regulatory requirements on the legitimate charitable organizations that are the least likely to engage in abusive practices towards debtors.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 566

Governor's Office, Sacramento

October 7, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 566 without my signature.

This bill is substantially similar to a bill I vetoed last year, AB 2406. This bill imposes Sacramento judgments regarding local fire fighting needs on local governments. Fire protection service standards are directly dependent on the local decision-making process. Local agencies are in the best position to evaluate their conditions to match community needs with available resources.

Legislators should concentrate on ways to extinguish the policy fires in Sacramento and leave the real firefighting to the brave men and women who protect our local communities every day.

For these reasons I cannot support this measure. I urge the Legislature to instead focus more on constructive ways to help firefighting agencies improve the ability to respond quickly to fire incidents.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 624

Governor's Office, Sacramento

October 7, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 624 without my signature.

I believe that children should be insured but this bill fails to address a critical question: How to pay for it? At a time when California has a \$7.5 billion structural deficit, this bill would cost the state almost 200 million dollars once implemented without providing a funding source or offering comprehensive children's health reform.

As written, AB 624 grants a child presumptive Medi-Cal eligibility until county eligibility workers and HFP make a final determination of the child's eligibility for the programs. This could effectively result in extending indefinitely the current two-month presumptive eligibility period for the Children's Health Disability and Prevention (CHDP) Gateway program. Not only would this generate an undetermined increase in CHDP Gateway costs due to an anticipated increase in enrollment in temporary Medi-Cal, it would discourage a final eligibility determination for and enrollment in comprehensive health

coverage programs. In addition, the bill would place a greater responsibility on the counties to follow up on Medi-Cal eligibility and would result in a substantial increase in workload. Finally, this bill does not allow enough time for the Department of Health Services, the Managed Risk Medical Insurance Board and the counties to plan and implement all the aspects of the CHDP Gateway application modification.

I have continually stated my interest in providing health coverage to low-income uninsured California children. Consistent with that interest, I have made expanding children's health coverage a top priority in a challenging fiscal time by protecting eligibility for Medi-Cal and the Healthy Families Program (HFP), funding an additional 126,000 children in HFP, and reinstituting community-based certified application assistance to help reach the estimated 428,000 children who are eligible for public programs but not yet enrolled. More broadly, my budget included a \$1 billion increase in funding for health care services for over 7 million low-income Californians already eligible for public programs.

Providing access to affordable health coverage for California children has been and will continue to be an important priority for me and my Administration. While progress has been made over the past year in expanding coverage, more needs to be done. My Administration is committed to working with the Legislature and stakeholders to find a comprehensive solution to this critical priority for California, but we must do so in a manner that the State of California can afford, is funded, and that effectively targets new investments in proven strategies to provide coverage to California children.

For these reasons, I am returning AB 624 without my signature.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 749

Governor's Office, Sacramento

October 7, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 749 without my signature.

I share the author's concerns for protecting our marine resources. Protecting our environment, natural resources, and our oceans has been a top priority of my Administration. California has been a leader in protecting our oceans and marine resources and true to that tradition, last year I signed legislation creating the Ocean Protection Council, regulating and restricting bottom trawling, and eliminating the discharge of sewer, gray water and trash from cruise ships.

This bill has several meritorious elements such as extending the sunset on the provisions creating a "limited entry" fishery, establishment of the Dungeness Crab Advisory Committee, and after the initial arbitrary trap limit expires, vesting the Fish and Game Commission with additional management powers. However, one of the principal tasks of the Fish and Game Commission is the regulation and management of our State's fisheries. This bill creates an arbitrary per boat trap limit just for one district through legislation. Such an effort

should not be made without significant scientific and biological analysis, public discussion and consideration of alternatives. That is the role of the Fish and Game Commission.

In my veto message of a similar bill by the same author last year, I encouraged the Legislature to vest the Fish and Game Commission with additional authority to manage the Dungeness crab fishery. The Fish and Game Commission's existing authority over the Dungeness crab fishery is limited to establishing season dates, male only permitted harvest, and size. There is no evidence these management practices are not working to create a sustainable commercial fishery.

I look forward to working with the Legislature on a bill that vests the Fish and Game Commission with additional powers to manage the fishery without the arbitrary trap limits contained in this measure.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 754

Governor's Office, Sacramento
October 7, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 754 without my signature.

This bill is unnecessary because federal authorities currently can check transactions between federally licensed firearm dealers. This bill will add another layer of bureaucracy by requiring an additional check at the state level. There is no documentation that creating this additional layer of monitoring at the state level will result in a public safety benefit that is not currently derived from the federal system.

For this reason I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 648

Governor's Office, Sacramento
October 7, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 648 without my signature.

This bill would require that developers disclose the identity of owners or occupants of a facility upon construction completion. While I am supportive of the author's stated goals to promote appropriate disclosure with respect to land development decisions, this bill is an express attempt to dictate land use and private property rights.

Further, this measure would force the disclosure of proprietary business information. In the case of a commercial project, a developer's prospective rent roll is closely held information of considerable value to competitors. The bill's requirement to name future owners of residential homes is simply ludicrous.

Builders are required to conform to, among other requirements, environmental standards, local zoning ordinances and general planning dictates; however, they have the right to lease at-will once the

obligations have been met. One can only conclude that the disclosure required by this bill will result in discrimination against builders who otherwise have done nothing wrong.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 772

Governor's Office, Sacramento

October 7, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 772 without my signature.

I believe that children should be insured but this bill fails to address a critical question: How to pay for it? This bill would cost the state almost a half billion dollars a year without providing a funding source at a time when California has a \$7.5 billion structural deficit.

I have continually stated my interest in providing health coverage to low-income uninsured California children. Consistent with that interest, I have made expanding children's health coverage a top priority in a challenging fiscal time by protecting eligibility for Medi-Cal and the Healthy Families Program (HFP), funding an additional 126,000 children in HFP, and reinstituting community-based certified application assistance to help reach the estimated 428,000 children who are eligible for public programs but not yet enrolled. More broadly, my budget included a \$1 billion increase in funding for health care services for over 7 million low-income Californians already eligible for public programs.

While I share the goal of insuring children in California, I have concerns with certain aspects of the roadmap provided in this legislation and for that reason I am unable to sign AB 772. The measure relies solely on the expansion of state programs as the means to increase health coverage for uninsured children. The measure includes strategies that need to be further analyzed for their relative effect on enrollment, cost effectiveness, and program integrity, and evaluated to ensure that they won't divert resources to administrative processes and investments for already enrolled children. As an example, AB 772 would eliminate documentation and verification requirements for purposes of determining eligibility, despite evidence in other states regarding error rates associated with this approach, the potential for federal disallowances and susceptibility to fraud. Additionally, AB 772 fails to include a funding source for a program that once fully implemented is expected to cost in excess of \$820 million dollars (\$444 million General Fund) annually.

Providing access to affordable health coverage for California children has been and will continue to be an important priority for me and my Administration. While progress has been made over the past year in expanding coverage, more needs to be done. My Administration is committed to working with the Legislature and stakeholders to find a solution to this critical priority for California that can be enacted next year, but we must do so in a manner that the State of California can

afford, is funded, and that effectively targets new investments in proven strategies to provide coverage to California children.

For these reasons, I am returning AB 772 without my signature.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 938

Governor's Office, Sacramento

October 7, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 938 without my signature.

I support requiring a general purpose committee that makes contributions to other committees that support or oppose the qualification of a ballot measure, to disclose those contributions within 10 business days. In fact, my general purpose committee that helped qualify Propositions 74, 76 and 77 voluntarily complied with the online reporting rules found in Government Code section 85309.

This bill sets a higher threshold, \$10,000 rather than \$5,000, for disclosure than in existing law. This adds further confusion to existing reporting laws. I will work with the Legislature upon its return in January to close this loophole, streamline reporting, and get more on-line disclosure for campaign contributions.

Sincerely,

ARNOLD SCHWARZENEGGER

Receipt of Bills

I acknowledge receipt this 7th day of October at 7:20 p.m., of Assembly Bills Nos. 55, 163, 535, 566, 624, 749, 754, 648, 772, and 938 without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Tracy Fujii.

PAMELLA J. CAVILEER

Chief Assistant Clerk of the Assembly

Veto Message—Assembly Bill No. 153

Governor's Office, Sacramento

October 7, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 153 without my signature.

This bill was amended late in the session and sent to me with only one hearing. Similar provisions were included in the 2004 budget trailer bills, without a hearing. Those provisions were invalidated by a superior court ruling. This bill will allow the Attorney General to cover all costs associated with investigations, expert witnesses and attorney fees in certain civil cases. Under the provisions of the bill, it may be possible to allow the Attorney General to hire private law firms to bring the lawsuit. The court's action provides us a second chance to decide the impact of these provisions on California's business climate.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 962

Governor's Office, Sacramento
October 7, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 962 without my signature.

This measure, opposed by union representatives and railroad corporations alike, would impose state-only standards on the operation of railroads in California. The courts have consistently invalidated state laws based on preemption by the Federal Railway Safety Act. Uniform nationwide laws are critical to maintaining safe operations.

While this bill was introduced to improve safety, it ironically could have the opposite effect for employees, passengers, and the public.

For this reason, I cannot support this measure.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 996

Governor's Office, Sacramento
October 7, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 996 without my signature.

This bill is unnecessary because there has been no documentation of a problem with the theft of ammunition from retail establishments. In addition, I have just signed SB 48 by Senator Scott into law which will ensure those underage will no longer be purchasing ammunition.

Requiring retail ammunition sellers to store any handgun ammunition offered for sale in a manner inaccessible to the purchaser would impose more regulation in California without a corresponding benefit to public safety. It is not clear how requiring store employees to obtain and hand customers ammunition instead of letting customers choose their own ammunition will curb crimes committed with firearms.

For these reasons I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 1113

Governor's Office, Sacramento
October 7, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 1113 without my signature.

As worded, this bill would authorize a licensed acupuncturist to diagnose within his or her own scope of practice. The term "scope of practice" is vague and leaves room for interpretation. I would consider signing a bill that authorizes an acupuncturist to diagnose specifically for the purpose of providing acupuncture treatment.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 1199

Governor's Office, Sacramento
October 7, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 1199 without my signature.

I believe that children should be insured but this bill and AB 772 fail to address a critical question: How to pay for it? This bill would cost the state almost a half billion dollars a year without providing a funding source at a time when California has a \$7.5 billion structural deficit.

I have continually stated my interest in providing health coverage to low-income uninsured California children. Consistent with that interest, I have made expanding children's health coverage a top priority in a challenging fiscal time by protecting eligibility for Medi-Cal and the Healthy Families Program (HFP), funding an additional 126,000 children in HFP and reinstituting community-based certified application assistance to help reach the estimated 428,000 children who are eligible for public programs but not yet enrolled. More broadly, my budget included a \$1 billion increase in funding for health care services for over 7 million low-income Californians already eligible for public programs.

While I share the goal of insuring children in California, I have concerns with certain aspects of the roadmap provided in AB 772 and therefore cannot sign it or AB 1199. The measures rely solely on the expansion of state programs as the means to increase health coverage for uninsured children. Further, AB 772 includes strategies that need to be further analyzed for their relative effect on enrollment, cost effectiveness, and program integrity, and evaluated to ensure that they won't divert resources to administrative processes, unproven enrollment strategies, and investments for already enrolled children. As an example, AB 772 would eliminate documentation and verification requirements for purposes of determining eligibility, despite evidence in other states regarding error rates associated with this approach, the potential for federal disallowances and susceptibility to fraud. Additionally, AB 772 fails to include a funding source for a program that once fully implemented is expected to cost in excess of \$820 million dollars (\$444 million General Fund) annually.

Providing access to affordable health coverage for California children has been and will continue to be an important priority for me and my Administration. While progress has been made over the past year in expanding coverage, more needs to be done. My Administration is committed to working with the Legislature and stakeholders to find a solution to this critical priority for California that can be enacted next year, but we must do so in a manner that the State of California can afford, is funded, and that effectively targets new investments in proven strategies to provide coverage to California children.

For these reasons I am unable to sign this measure.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 1648

Governor's Office, Sacramento
October 7, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 1648 without my signature. AB 1648 would establish a Reflex Sympathetic Dystrophy (RSD) Education and Research Program in the Department of Health Services (DHS) to promote public awareness of the causes of RSD and the value of early detection, diagnosis and treatment, as well as to promote further RSD research.

Although AB 1648 allows DHS to accept funds from private and federal sources to accomplish its provisions, receipt of these funds is uncertain. A continuous reliable funding source is necessary to establish an education and research campaign. I am concerned that AB 1648 creates the expectation that an educational campaign will be conducted without an allocation to support it.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 1674

Governor's Office, Sacramento
October 7, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 1674 without my signature.

While I share the authors' goals of using research and standardized practices to improve quality of care and control health care costs, existing government entities and private programs have already undertaken much of the work envisioned by this legislation. The federal government's Agency for Health Care Research and Quality, the National Committee for Quality Assurance, the RAND Corporation, and a wide range of other private and academic entities are already engaged in health care quality research activities. The University of California has many researchers at the forefront of these efforts.

The legislation also includes a number of fatal technical problems. The bill erroneously gives the Secretary of the Health and Human Services Agency responsibilities under the Knox-Keene Act, which is administered by the Business, Transportation and Housing Agency through the Department of Managed Health Care.

For these reasons I am returning AB 1674 without my signature.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 1736

Governor's Office, Sacramento
October 7, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 1736 without my signature.

I share the author and sponsor's interest in testing the efficacy of different treatment models for Medi-Cal beneficiaries. However, this bill is duplicative of current Department of Health Services (DHS) efforts and would impose significant costs on the program. DHS is currently developing a disease management program utilizing a Primary

Care Case Manager (PCCM) model, which will be implemented in a select number of fee-for-service counties (both urban and rural) and will test the efficacy of a disease management benefit to eligible Medi-Cal beneficiaries with several specific targeted diseases. The chronic care model proposed in AB 1736 is a different model for chronic disease management and would significantly increase costs because the Department would have to expand the scope of service for federally qualified health centers and rural health centers. In addition to increasing costs in the clinic model, it would be difficult to obtain necessary data for the needed evaluation because the bundled rate used for reimbursement of clinics does not show the individual services provided.

For these reasons I am returning AB 1736 without my signature.

Sincerely,

ARNOLD SCHWARZENEGGER

Veto Message—Assembly Bill No. 1747

Governor's Office, Sacramento
October 7, 2005

To the Members of the California State Assembly:

I am returning Assembly Bill 1747 without my signature.

The Rumsey Band of Wintun Indians is a leader among California's sovereign tribes. Their willingness to partner with the state and local governments to solve problems, protect the environment and work cooperatively with Yolo County and various public entities in the area is commendable. They are a valued and respected Tribe and member of the Yolo County community. I am encouraged by their continued willingness to work with state and local governments on so many important issues.

But allowing a tribal government that is not subject to all of the federal, state and local laws that protect the public, to participate in the exercise of public power, particularly off reservation lands, diminishes public accountability and control. This bill also presents significant policy questions regarding the proper role of a tribal sovereign when their partnership with a local government can lead to the taking of property for public purposes through eminent domain.

The simple fact is that the sovereign tribes can work cooperatively with their local governments through agreements and memoranda of understanding as contemplated in the tribal-state compacts my administration has executed.

Sincerely,

ARNOLD SCHWARZENEGGER

Receipt of Bills

I acknowledge receipt this 7th day of October at 7:22 p.m., of Assembly Bills Nos. 153, 962, 996, 1113, 1199, 1648, 1674, 1736, and 1747 without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Tracy Fujii.

PAMELLA J. CAVILEER
Chief Assistant Clerk of the Assembly

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

CALIFORNIA LEGISLATURE

2005–06 REGULAR SESSION

ASSEMBLY JOURNAL

RECESS JOURNAL NO. 5

INTERIM STUDY RECESS

Assembly Chamber, Sacramento
Wednesday, November 30, 2005

Pursuant to the provisions of Joint Rule 59, the following Assembly Journal for the 2005–06 Regular Session was printed while the Assembly was in Interim Study Recess.

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

October 19, 2005

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have created the Select Committee on Foster Care and have appointed the following members:

Assemblymember Karen Bass, Chair
Assemblymember Wilma Chan
Assemblymember Judy Chu
Assemblymember Rebecca Cohn
Assemblymember Hector De La Torre
Assemblymember Noreen Evans
Assemblymember Loni Hancock
Assemblymember Shirley Horton
Assemblymember Dave Jones
Assemblymember Mark Leno
Assemblymember Carol Liu
Assemblymember Sharon Runner

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

October 21, 2005

*E. Dotson Wilson**Chief Clerk**State Capitol, Room 3196**Sacramento, California*

Dear Dotson: This is to advise you that I have appointed the following members to the Select Committee on Urban Education in California:

Assemblymember Judy Chu
Assemblymember Hector De La Torre
Assemblymember Mervyn Dymally
Assemblymember Bonnie Garcia
Assemblymember Bob Huff
Assemblymember Cindy Montañez
Assemblymember Alberto Torrico
Assemblymember Van Tran

Sincerely,

FABIAN NUÑEZ

Speaker of the Assembly

October 25, 2005

*Mr. E. Dotson Wilson**Chief Clerk of the Assembly**State Capitol, Room 3196**Sacramento, California*

RE: Appointment of Joe Coto to State Allocation Board

Dear Mr. Wilson: Please be advised that I have appointed Assemblymember Joe Coto to the State Allocation Board for October 26, 2005 only.

Sincerely,

FABIAN NUÑEZ

Speaker of the Assembly

October 26, 2005

*E. Dotson Wilson**Chief Clerk of the Assembly**State Capitol, Room 3196**Sacramento, California*

Dear Dotson: Please be advised that I have appointed the following members to the Select Committee on Environmental Justice:

Assemblymember Hector De La Torre
Assemblymember Bonnie Garcia
Assemblymember Loni Hancock
Assemblymember Doug La Malfa
Assemblymember John Laird
Assemblymember Mark Ridley-Thomas

Sincerely,

FABIAN NUÑEZ

Speaker of the Assembly

October 26, 2005

E. Dotson Wilson

Chief Clerk

State Capitol, Room 3196

Sacramento, California

Dear Dotson: This is to advise you that I have appointed the following members to the Select Committee on Hate Crimes:

Assemblymember Greg Aghazarian

Assemblymember Joe Coto

Assemblymember Jackie Goldberg

Assemblymember Dave Jones

Assemblymember Paul Koretz

Assemblymember John Laird

Assemblymember Mark Leno

Assemblymember Mark Ridley-Thomas

Sincerely,

FABIAN NUÑEZ

Speaker of the Assembly

November 2, 2005

E. Dotson Wilson

Chief Clerk of the Assembly

State Capitol, Room 3196

Sacramento, California

Dear Dotson: Please be advised that I have appointed the following members to the Select Committee on Nanotechnology and Emerging Technologies:

Assemblymember Karen Bass

Assemblymember Tom Harman

Assemblymember John Laird

Assemblymember Roger Niello

Assemblymember Alberto Torrico

Sincerely,

FABIAN NUÑEZ

Speaker of the Assembly

November 2, 2005

E. Dotson Wilson

Chief Clerk of the Assembly

State Capitol, Room 3196

Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Bill Maze to the Select Committee on Foster Care.

Sincerely,

FABIAN NUÑEZ

Speaker of the Assembly

November 9, 2005

*E. Dotson Wilson**Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: This is to advise you that I have created the Select Committee on California Children's School Readiness and Health and have appointed the following members to the Committee:

Assemblymember Wilma Chan, Chair
Assemblymember Karen Bass
Assemblymember Joe Coto
Assemblymember Lynn Daucher
Assemblymember Bonnie Garcia
Assemblymember Jackie Goldberg
Assemblymember Dave Jones
Assemblymember John Laird
Assemblymember Lois Wolk

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

November 9, 2005

*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 the following members to the Select Committee on Rural Economic Development:

Assemblymember Juan Arambula
Assemblymember Dave Cogdill
Assemblymember Noreen Evans
Assemblymember Bonnie Garcia
Assemblymember Barbara Matthews
Assemblymember Bill Maze
Assemblymember Nicole Parra
Assemblymember Juan Vargas
Assemblymember Lois Wolk

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

November 18, 2005

*Mr. E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

RE: Appointment of Dr. Gurbinder Sadana
to the Medication Errors Panel

Dear Mr. Wilson: Please be advised I have appointed Dr. Gurbinder Sadana to the Medication Errors Panel as a representative member of the California Medical Association. This is a pleasure appointment starting November 18, 2005.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

November 29, 2005

*Mr. E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

RE: Appointment of Don Attore
to California Children and Families First Commission

Dear Mr. Wilson: Please be advised I have appointed Mr. Don Attore to the California Children and Families First Commission. This is a term appointment starting December 13, 2005 and the expiration date is December 12, 2009. Mr. Attore will be replacing Ms. Sandra Gutierrez.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

The following communication was presented by the Chief Clerk from:
George G. Sinopoli, Chairman, California Veterans Board, dated October 1, 2005, relative to a delayed submittal of the 2004–05 Annual Report (pursuant to Military Veterans Code 69.5). Referred by the Speaker to the Committee on Veterans Affairs.

The following communications were presented by the Chief Clerk, and ordered printed in the Journal:

October 6, 2005

*Dotson Wilson
Assembly Chief Clerk
State Capitol, Room 3196
Sacramento, California*

RE: DECLINE NEW STANDARD PER DIEM RATE

Dear Mr. Wilson: I understand the State Board of Control has adopted a new standard per diem rate of \$153 effective October 1, 2005. I respectfully decline the increase in the per diem rate back to the effective date and request that my per diem rate be at \$138.

Should you need further information, please don't hesitate to contact me.

Sincerely,

JOHN LAIRD, Assembly Member
Twenty-seventh District

November 15, 2005

Mr. E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Mr. Wilson: Please be advised that the following has been donated to the Assembly and received and processed by the Assembly Committee on Rules pursuant to Fair Political Practices Commission Regulation 18944.2 (Title 2, California Code of Regulations):

Source	City of Los Angeles
Value:	\$50 a month/\$600 a year per parking pass
Purpose:	Airport parking (and shuttle service at LAX only) for Assembly Members traveling on Assembly business to and from Los Angeles International Airport.
Person for Whom Donations Used	Assemblymember Karen Bass Assemblymember Rudy Bermúdez Assemblymember Mervyn Dymally Assemblymember Jackie Goldberg Assemblymember Betty Karnette Assemblymember Mark Ridley-Thomas

Also, we have attached additional information regarding these donations.

Please cause this letter and the attached information to be printed in the Assembly Journal in accordance with HR 37.

Sincerely,

JON WALDIE
Chief Administrative Officer
California State Assembly

Los Angeles World Airports
February 15, 2005

Mr. Jon Waldie
Chief Administrative Officer
Assembly Committee on Rules
2016 State Capitol
Sacramento, California

ARRANGEMENTS FOR THE ISSUANCE OF LAX PARKING PERMITS, ONTARIO CARD KEYS TO THE STATE ASSEMBLY RULES COMMITTEE

Dear Mr. Waldie: The City of Los Angeles is pleased to offer the State Assembly Rules Committee free airport parking and related shuttle services at LAX, and free airport parking at Ontario subject to the following conditions in keeping with Title 2, Division 6 of the California Code of Regulations, Section 18944.2 (Gifts to an Agency):

- A) The airport parking and shuttle service provided are only for the use of State Assemblymembers. The parking and the shuttle service are not for use by family members or staff in the absence of the State Assemblymember.

- B) The free airport parking and shuttle service are for travel only on legislative business. The value of this parking at LAX has been determined to be \$50 a month totaling \$600 a year. The value of this parking at Ontario has been determined to be \$25 a month totaling \$300 a year. All shuttle services provided between parking facilities and terminals at LAX are free of charge.

Based on these conditions, parking permits for the LAX B4 parking lot and card keys for the Ontario parking lots will be sent to the Assembly Rules Committee for use by the Assemblymembers in the near future. Should you have any questions regarding these arrangements, please direct them to Mr. Michael Leonard at (310) 417-0864.

Sincerely,

MARK S. ADAMS
Manager, Government Affairs Division

November 15, 2005

*Mr. E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Mr. Wilson: Please be advised that the following has been donated to the Assembly and received and processed by the Assembly Committee on Rules pursuant to Fair Political Practices Commission Regulation 18944.2 (Title 2, California Code of Regulations):

Source	City of Los Angeles
Value:	\$25 a month/\$300 a year per parking pass
Purpose:	Airport parking for Assembly Members traveling on Assembly business to and from Ontario Airport.
Person for Whom Donations Used	Assemblymember Joe Baca Jr. Assemblymember John Benoit Assemblymember Russ Bogh Assemblymember Ronald Calderon Assemblymember Ed Chavez Assemblymember Lynn Daucher Assemblymember Bill Emmerson Assemblymember Bonnie Garcia Assemblymember Ray Haynes Assemblymember Bob Huff Assemblymember Gloria Negrete McLeod Assemblymember Sharon Runner Assemblymember Todd Spitzer Assemblymember Thomas Umberg

Also, we have attached additional information regarding these donations.

Please cause this letter and the attached information to be printed in the Assembly Journal in accordance with HR 37.

Sincerely,

JON WALDIE
Chief Administrative Officer
California State Assembly

Los Angeles World Airports
February 15, 2005

*Mr. Jon Waldie
Chief Administrative Officer
Assembly Committee on Rules
2016 State Capitol
Sacramento, California*

ARRANGEMENTS FOR THE ISSUANCE OF LAX PARKING PERMITS, ONTARIO CARD KEYS TO THE STATE ASSEMBLY RULES COMMITTEE

Dear Mr. Waldie: The City of Los Angeles is pleased to offer the State Assembly Rules Committee free airport parking and related shuttle services at LAX, and free airport parking at Ontario subject to the following conditions in keeping with Title 2, Division 6 of the California Code of Regulations, Section 18944.2 (Gifts to an Agency):

- A) The airport parking and shuttle service provided are only for the use of State Assemblymembers. The parking and the shuttle service are not for use by family members or staff in the absence of the State Assemblymember.
- B) The free airport parking and shuttle service are for travel only on legislative business. The value of this parking at LAX has been determined to be \$50 a month totaling \$600 a year. The value of this parking at Ontario has been determined to be \$25 a month totaling \$300 a year. All shuttle services provided between parking facilities and terminals at LAX are free of charge.

Based on these conditions, parking permits for the LAX B4 parking lot and card keys for the Ontario parking lots will be sent to the Assembly Rules Committee for use by the Assemblymembers in the near future. Should you have any questions regarding these arrangements, please direct them to Mr. Michael Leonard at (310) 417-0864.

Sincerely,

MARK S. ADAMS
Manager, Government Affairs Division

PROPOSED INITIATIVES

The following communications were presented by the Chief Clerk from:

Tricia Knight, Initiative Coordinator, Department of Justice, Office of the Attorney General, Sacramento, dated October 6, 2005, October 14, 2005, October 31, 2005, November 4, 2005, November 14, 2005, November 15, 2005, and November 23, 2005, transmitting copies of the title, summary, and text of the following proposed initiatives, pursuant to Section 9007, Elections Code:

**Child Custody. Equal Physical Custody.
Initiative Statute. SA 2005RF0094**

Referred by the Speaker to the Committee on Judiciary.

**Wealth Tax. Tax Rates. Tax Credits.
Initiative Constitutional Amendment and Statute. SA 2005RF0096**

Referred by the Speaker to the Committee on Revenue and Taxation.

**Cigarette Tax.
Initiative Constitutional Amendment and Statute. SA 2005RF0097**

Referred by the Speaker to the Committees on Governmental Organization, Health, and Revenue and Taxation.

**Tax on Cigarettes.
Initiative Constitutional Amendment and Statute. SA 2005RF0098**

Referred by the Speaker to the Committees on Governmental Organization, Health, and Revenue and Taxation.

**Healthcare for Uninsured Citizens.
Tax Relief for Medical Professionals.
Initiative Constitutional Amendment. SA 2005RF0095, Amdt. #1-S**

Referred by the Speaker to the Committees on Health and Revenue and Taxation.

**Marriage. Elimination of Domestic Partnership Rights.
Initiative Constitutional Amendment. SA 2005RF0100**

Referred by the Speaker to the Committee on Judiciary.

**Election Day Holiday.
Initiative Statute. SA 2005RF0101**

Referred by the Speaker to the Committee on Governmental Organization.

**Invalidation of Domestic Partnerships. Marriage.
Initiative Constitutional Amendment. SA 2005RF0102**

Referred by the Speaker to the Committee on Judiciary.

**Marriage. Elimination of Domestic Partnership Rights.
Initiative Constitutional Amendment. SA 2005RF0104**

Referred by the Speaker to the Committee on Judiciary.

**Citizenship and Residency. Public Benefits and Services. Voting.
Initiative Statute. SA 2005RF0099**

Referred by the Speaker to the Committee on Judiciary.

**Right to Possess Firearms.
Initiative Constitutional Amendment. SA 2005RF0105**

Referred by the Speaker to the Committee on Public Safety.

PROPOSED REFERENDUM

The following communication was presented by the Chief Clerk from:

Tricia Knight, Initiative Coordinator, Department of Justice, Office of the Attorney General, Sacramento, dated October 24, 2005, transmitting copies of the title, summary, and text of the following proposed referendum, pursuant to Section 9007, Elections Code:

**Referendum Title and Summary.
Referendum Petition to Overturn Law Authorizing
Dog-Breed-Specific Ordinances.
SA 2005RF0107**

Referred by the Speaker to the Committee on Local Government.

REPORTS

The following letter of transmittal was presented by the Chief Clerk and ordered printed in the Journal:

California State Auditor

2005-111
November 9, 2005

*The Honorable Speaker of the Assembly
The Honorable Members of the Assembly
of the Legislature of California
State Capitol, Room 3196
Sacramento, California*

Members of the Assembly: As requested by the Joint Legislative Audit Committee, the Bureau of State Audits presents its audit report concerning the California Department of Corrections and Rehabilitation's (department) intermediate sanction programs for parole violators, which the department secretary terminated on April 11, 2005.

This report concludes that the department did not establish performance benchmarks or analyze available data for the intermediate sanction programs. As a result, the department was unable to determine whether the benefits it intended to achieve, including saving money, helping parolees integrate into society, and reducing the Board of Parole Hearings' parole revocation hearing caseload, outweighed the risk to public safety the intermediate sanction programs posed. In addition, the department unrealistically assumed that the programs would be filled to capacity on January 1, 2004, the planned implementation date, and would continue to operate at full capacity. The department also experienced unanticipated problems that delayed the programs' implementation. As a result, we estimate that the total savings related to these programs was only \$14.5 million—an average \$1.2 million per month over a 12-month period—far short of the average \$8.4 million per month the department would have had to save to achieve its planned savings of \$50.2 million for fiscal year 2003–04 and \$100.5 million for fiscal year 2004–05.

Respectfully submitted,

ELAINE M. HOWLE
State Auditor

Above report referred to the Committee on Public Safety.

The following reports were presented by the Chief Clerk:

**2004–05 Small Business and Disabled Veteran Business Enterprise
Participation Report
(Pursuant to Public Contract Code Section 10115.5 and
Military and Veterans Code 999.7)**

Above transmitted report, together with letter of transmittal from Juanita D. Harris, ABMA, Department of Fair Employment and Housing, dated September 29, 2005, referred by the Speaker to the Committee on Jobs, Economic Development, and the Economy.

**2003–2004 Report on
the “Lemon Law” Arbitration Certification Program
(Pursuant to Assembly Bill 2057, Chapter 1280, Statutes of 1987)**

Above transmitted report, together with letter of transmittal from Charlene Zettel, Director, Department of Consumer Affairs, dated October 3, 2005, referred by the Speaker to the Committee on Business and Professions.

**Organized Crime in California 2004
(Pursuant to Government Code Section 15028)**

Above transmitted report, together with letter of transmittal from Sue Johnsrud, Director, Administrative Services Division, Department of Justice, dated October 3, 2005, referred by the Speaker to the Committee on Public Safety.

**The Employment Status of Californians with Disabilities
(Pursuant to Government Code Section 12803.65 (d)(2)).**

Above transmitted report, together with letter of transmittal from Patrick W. Henning, Director, Employment Development Department, dated September 19, 2005, referred by the Speaker to the Committee on Labor and Employment.

**Consultant Services Contracts Annual Report
(Pursuant to Public Contract Code Section 10359)**

Above transmitted report, together with letter of transmittal from Jack O’Connell, State Superintendent of Public Instruction, Department of Education, dated October 3, 2005, referred by the Speaker to the Committee on Business and Professions.

2004–05 Disabled Veterans Business Enterprise Report

Above transmitted report, together with letter of transmittal from Crista Hill, Director, Commission on Teacher Credentialing, dated October 7, 2005, referred by the Speaker to the Committee on Veterans Affairs.

**2004–05 Small Business and Disabled Veteran Business Enterprise
Participation Report
(Pursuant to Public Contract Code Section 10115.5 and
Military and Veterans Code 999.7)**

Above transmitted report, together with letter of transmittal from Cheryl N. Tateishi, Deputy Director, Administration, California Science Center, dated October 13, 2005, referred by the Speaker to the Committee on Jobs, Economic Development, and the Economy.

**2004–05 Small Business and Disabled Veteran Business Enterprise
Participation Report**

Above transmitted report, together with letter of transmittal from Korrene Bradford, Staff Services Analyst, California Law Revision Commission, dated October 13, 2005, referred by the Speaker to the Committee on Jobs, Economic Development, and the Economy.

**2004–05 Small Business and Disabled Veteran Business Enterprise
Participation Report
(Pursuant to Government Code Section 14840)**

Above transmitted report, together with letter of transmittal from Jennifer Kent, Deputy Director, Legislative and Governmental Affairs, Department of Health Services, dated October 7, 2005, referred by the Speaker to the Committee on Jobs, Economic Development, and the Economy.

**Annual Report on the Vallejo Unified School District
(Pursuant to Assembly Bill 2756, Chapter 52, Statutes of 2004)**

Above transmitted report, together with letter of transmittal from Dee Alarcón, Superintendent of Schools, Solano County Office of Education, dated September 27, 2005, referred by the Speaker to the Committee on Education.

**Study of the Availability and Effectiveness of
Cultural Competency Training for Teachers in California
(Pursuant to Assembly Bill 54, Chapter 817, Statutes of 2003)**

Above transmitted report, together with letter of transmittal from Dr. Sam W. Swofford, Executive Director, Commission on Teacher Credentialing, dated October 20, 2005, referred by the Speaker to the Committee on Education.

**Commercial Motor Vehicles Global Positioning Device
Cost Analysis and Feasibility Report
(Pursuant to Senate Bill 1257, Chapter 610, Statutes of 2002)**

Above transmitted report, together with letter of transmittal from M. L. Brown, Commissioner, Department of California Highway Patrol, dated October 21, 2005, referred by the Speaker to the Committee on Transportation.

**Taxpayer's Bill of Rights—Annual Report to the Legislature
(Pursuant to Assembly Bill 2788, Chapter 1573, Statutes of 1988)**

Above transmitted report, together with letter of transmittal from Will Bush, Interim Executive Director, Franchise Tax Board, referred by the Speaker to the Committee on Revenue and Taxation.

**2004 California Sex Offender Information—Megan's Law
(Pursuant to Penal Code Section 290.4(m))**

Above transmitted report, together with letter of transmittal from Sue Johnsrud, Director, Administrative Services Division, Department of Justice, dated October 21, 2005, referred by the Speaker to the Committee on Public Safety.

**Juvenile Justice in California—2004
(Pursuant to Penal Code sections 13010 (g) and 13012 (d))**

Above transmitted report, together with letter of transmittal from Sue Johnsrud, Director, Administrative Services Division, Department of Justice, dated October 21, 2005, referred by the Speaker to the Committee on Public Safety.

**Community Challenge Grant Program Evaluation Report
(Pursuant to Senate Bill 1338, Chapter 847, Statutes of 2000)**

Above transmitted report, together with letter of transmittal from Jennifer Kent, Deputy Director, Legislative and Governmental Affairs, Department of Health Services, dated October 24, 2005, referred by the Speaker to the Committee on Health.

**2001–02 and 2002–03 Family PACT Program Reports
(Pursuant to Welfare and Institutions Code, Section 14501)**

Above transmitted report, together with letter of transmittal from Jennifer Kent, Deputy Director, Legislative and Governmental Affairs, Department of Health Services, dated October 24, 2005, referred by the Speaker to the Committee on Health.

**2004–05 Emergency Medical Services (EMS) Report
(Pursuant to Health and Safety Code Section 1797.98a) from:**

Yuba County, Michelle Cahoon, Administration and Accounting Supervisor, dated October 21, 2005.

Referred by the Speaker to the Committee on Health.

**Veteran's Farm and Home Building Fund of 1943 and
the Veteran Debenture Revenue Fund Report for Years
Ended June 30, 2005 and 2004
and Independent Auditor's Report
(Pursuant to Several Veterans Bond Acts)**

Above transmitted report, together with letter of transmittal from Tom Johnson, FACHE, Secretary, Department of Veterans Affairs, dated October 24, 2005, referred by the Speaker to the Committee on Veterans Affairs.

**Annual Audited Financial Statements and Reports of
the Golden State ScholarShare College Savings Trust and
the Governor's Scholarship Programs
(Pursuant to Education Code Sections 69989 and 69999.6)**

Above transmitted report, together with letter of transmittal from Carrie Douglas Fong, Executive Director, ScholarShare Investment Board, dated October 28, 2005, referred by the Speaker to the Committee on Higher Education.

**2005–06 First Quarter
California Developmental Disabilities Information System (CADDIS)
Project Reports
(Pursuant to Senate Bill 1113, Chapter 208, Statutes of 2004
Item 4300-001-0001)**

Above transmitted report, together with letter of transmittal from Cliff Allenby, Director, Department of Developmental Services, dated November 1, 2005, referred by the Speaker to the Committee on Budget.

**Disability Insurance (DI) Fund Forecast
(Pursuant to Unemployment Insurance Code Section 995)**

Above transmitted report, together with letter of transmittal from Patrick W. Henning, Director, Employment Development Department, dated October 27, 2005, referred by the Speaker to the Committee on Insurance.

**Unemployment Insurance (UI) Fund Forecast
(Pursuant to Unemployment Insurance Code Section 995)**

Above transmitted report, together with letter of transmittal from Patrick W. Henning, Director, Employment Development Department, dated October 27, 2005, referred by the Speaker to the Committee on Insurance.

**2004–05 Report on the Employment Development Department's
Building Fund Transfers to the Federal Unemployment Fund
(Pursuant to Budget Act 2004, Item 7100-311-0690, Provision 1)**

Above transmitted report, together with letter of transmittal from Patrick W. Henning, Director, Employment Development Department, dated October 27, 2005, referred by the Speaker to the Committee on Budget.

**2004–05 Public Employment Relations Board Annual Report
(Pursuant to Government Code Section 3541.3)**

Above transmitted report, together with letter of transmittal from John C. Duncan, Chairman, Public Employment Relations Board, dated November 1, 2005, referred by the Speaker to the Committee on Public Employees, Retirement and Social Security.

**Report to the Legislature
in Response to the Supplemental Report of the Budget Act of 2005
(Pursuant to Supplemental Report to the 2005 Budget Act
Item 1920-001-0835)**

Above transmitted report, together with letter of transmittal from Jack Ehnes, Chief Executive Officer, California State Teachers' Retirement System, dated October 26, 2005, referred by the Speaker to the Committee on Public Employees, Retirement and Social Security.

**Fifth Annual Status Report on Design-Sequencing
(Pursuant to Senate Bill 1210, Chapter 795, Statutes of 2004)**

Above transmitted report, together with letter of transmittal from Janet S. Dawson, Assistant Deputy Director, Division of Legislative and Local Government Affairs, Department of Transportation, dated October 31, 2005, referred by the Speaker to the Committee on Transportation.

**High School Exit Examination Litigation
(Pursuant to Budget Act 2005, Item 6110-001-0001, Provision 21)**

Above transmitted report, together with letter of transmittal from Jack O'Connell, State Superintendent of Public Instruction, Department of Education, dated November 2, 2005, referred by the Speaker to the Committee on Education.

**Asset Forfeiture Annual Report 2004—Revisions
(Pursuant to Health and Safety Code Section 11495)**

Above transmitted report, together with letter of transmittal from Sue Johnsrud, Director, Administrative Services Division, Department of Justice, dated November 2, 2005, referred by the Speaker to the Committee on Public Safety.

**California Housing Finance Agency's 2004–05 Annual Report
(Pursuant to Health and Safety Code Section 51005)**

Above transmitted report, together with letter of transmittal from Theresa A. Parker, Executive Director, California Housing Finance Agency, dated November 1, 2005, referred by the Speaker to the Committee on Housing and Community Development.

**Approved Mandated Claims Report
April 1, 2005–September 30, 2005
(Pursuant to Government Code Section 17600)**

Above transmitted report, together with letter of transmittal from Paula Higashi, Executive Director, Commission on State Mandates, dated November 2, 2005, referred by the Speaker to the Committee on Appropriations.

**Homicide in California 2004
(Pursuant to Penal Code Section 13014)**

Above transmitted report, together with letter of transmittal from Sue Johnsrud, Director, Administrative Services Division, Department of Justice, dated November 3, 2005, referred by the Speaker to the Committee on Public Safety.

**Annual Report on the Healthy Families Program
(Pursuant to Assembly Bill 1126, Chapter 623, Statutes of 1997)**

Above transmitted report, together with letter of transmittal from Lesley Cummings, Executive Director, California Managed Risk Medical Insurance Board, dated November 2, 2005, referred by the Speaker to the Committee on Health.

**Status of Medi-Cal Anti-Fraud Initiatives
November 1, 2004 through March 31, 2005 and
April 1, 2005 through June 30, 2005
(Pursuant to Assembly Bill 1765, Chapter 157, Statutes of 2003)**

Above transmitted report, together with letter of transmittal from Jennifer Kent, Deputy Director, Legislative and Governmental Affairs, Department of Health Services, dated November 1, 2005, referred by the Speaker to the Committee on Budget.

**Peak Load Reduction Program 2003–04 Evaluation Reports
(Pursuant to Assembly Bill 970, Chapter 329, Statutes of 2000
Senate Bill 5, First Extraordinary Session, Chapter 7, Statutes of 2001
and Assembly Bill 29, First Extraordinary Session,
Chapter 8, Statutes of 2001)**

Above transmitted report, together with letter of transmittal from B. B. Blevins, Executive Director, California Energy Commission, dated November 3, 2005, referred by the Speaker to the Committee on Utilities and Commerce.

**2005 Annual Report on the Renewable Energy Program
(Pursuant to Public Resources Code Section 25748)**

Above transmitted report, together with letter of transmittal from John L. Geesman, Commissioner and Presiding Member, Renewables Committee, California Energy Commission, dated November 1, 2005, referred by the Speaker to the Committee on Utilities and Commerce.

**House Car Collisions
(Pursuant to Assembly Bill 67, Chapter 658, Statutes of 2001)**

Above transmitted report, together with letter of transmittal from M. L. Brown, Commissioner, Department of California Highway Patrol, dated November 8, 2005, referred by the Speaker to the Committee on Transportation.

**Quarterly Hazardous Waste Fee Revenue Report
July 1, 2005 through September 30, 2005
(Pursuant to Health and Safety Code Section 25178.1)**

Above transmitted report, together with letter of transmittal from Ramon J. Hirsig, Executive Director, Board of Equalization, dated November 3, 2005, referred by the Speaker to the Committee on Revenue and Taxation.

**Small Business and Disabled Veterans Business Enterprise Report
(Pursuant to Public Contract Code Section 10115.5 and
Military and Veterans Code 999.7)**

Above transmitted report, together with letter of transmittal from Patrick W. Henning, Director, Employment Development Department, dated November 10, 2005, referred by the Speaker to the Committee on Jobs, Economic Development, and the Economy.

**Consultant Services Contract Report
(Pursuant to Public Contract Code Section 10359)**

Above transmitted report, together with letter of transmittal from Patrick W. Henning, Director, Employment Development Department, dated November 10, 2005, referred by the Speaker to the Committee on Business and Professions.

**2003 and 2004 Annual Report of the Insurance Commissioner
(Pursuant to Insurance Code Section 12922)**

Above transmitted reports, together with letter of transmittal from John Garamendi, Insurance Commissioner, Department of Insurance, dated November 10, 2005, referred by the Speaker to the Committee on Insurance.

**California State University
Appropriation Balance Report As Of June 30, 2005
(Pursuant to Budget Act of 2005, Item 6610-490)**

Above transmitted report, together with letter of transmittal from Richard P. West, Executive Vice Chancellor and Chief Financial Officer, California State University, dated November 9, 2005, referred by the Speaker to the Committee on Budget.

**2005 Third Quarter Toll Bridge Seismic Retrofit Program Report
(Pursuant to Streets and Highway Code Section 30952.2)**

Above transmitted report, together with letter of transmittal from Will Kempton, Director, Department of Transportation, dated November 14, 2005, referred by the Speaker to the Committee on Transportation.

**2004–05 Motor Vehicle Theft Prevention Act Annual Report
(Pursuant to Senate Bill 1743, Chapter 1248, Statutes of 1994)**

Above transmitted report, together with letter of transmittal from M. L. Brown, Commissioner, Department of California Highway Patrol, dated November 9, 2005, referred by the Speaker to the Committee on Transportation.

**Crisis Intervention for Persons With Developmental Disabilities
(Pursuant to Senate Bill 1038, Chapter 1043, Statutes of 1998)**

Above transmitted report, together with letter of transmittal from Cliff Allenby, Director, Department of Developmental Services, dated November 15, 2005, referred by the Speaker to the Committee on Human Services.

**Crime in California 2004
(Pursuant to Penal Code Section 13010 (g))**

Above transmitted report, together with letter of transmittal from Sue Johnsrud, Director, Administrative Services Division, Department of Justice, dated November 14, 2005, referred by the Speaker to the Committee on Public Safety.

**2003–04 Annual Report and Statistical Appendix
(Pursuant to Business and Professions Code Section 312)**

Above transmitted report, together with letter of transmittal from Charlene Zettel, Director, Department of Consumer Affairs, dated November 4, 2005, referred by the Speaker to the Committee on Business and Professions.

**Litigation Deposit Fund (0920)
Statement of Fund Balance—for Quarter Ending September 30, 2005
(Pursuant to Government Code Section 16427(f))**

Above transmitted report, together with letter of transmittal from Sue Johnsrud, Director, Administrative Services Division, Department of Justice, dated November 18, 2005, referred by the Speaker to the Committee on Budget.

**The Status of Rare, Threatened, and Endangered Plants and Animals of
California 2000–2004
(Pursuant to Fish and Game Code Section 2079)**

Above transmitted report, together with letter of transmittal from L. Ryan Broddrick, Director, Department of Fish and Game, dated November 18, 2005, referred by the Speaker to the Committee on Water, Parks and Wildlife.

**2004–05 Performance Data Report
(Pursuant to Welfare and Institutions Code, Section 19106)**

Above transmitted report, together with letter of transmittal from Catherine Campisi, Ph.D., Director, Department of Rehabilitation, dated November 21, 2005, referred by the Speaker to the Committee on Human Services.

**AB 294 Online Classroom Pilot Program Report
(Pursuant to Assembly Bill 294, Chapter 429, Statutes of 2003)**

Above transmitted report, together with letter of transmittal from Jack O'Connell, State Superintendent of Public Instruction, Department of Education, dated November 17, 2005, referred by the Speaker to the Committee on Education.

**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 Welfare and Institutions Code, Section 19098)**

Above transmitted report, together with letter of transmittal from Catherine Campisi, Ph.D., Director, Department of Rehabilitation, dated November 18, 2005, referred by the Speaker to the Committee on Human Services.

**Internal Control Certification Report
(Pursuant to Government Code Sections 13400 through 13407)**

Above transmitted report, together with letter of transmittal from Will Bush, Interim Executive Officer, Franchise Tax Board, dated November 28, 2005, referred by the Speaker to the Committee on Revenue and Taxation.

**California Developmental Disabilities Information System (CADDIS)
User Acceptance Testing Status Update and Independent Project Oversight
Report for October
(Pursuant to Budget Act 2005, Item 4300-101-0001)**

Above transmitted report, together with letter of transmittal from Cliff Allenby, Director, Department of Developmental Services, dated November 29, 2005, referred by the Speaker to the Committee on Budget.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor were received and ordered printed in the Journal:

Governor's Message—Assembly Bill No. 7

Governor's Office, Sacramento
October 7, 2005

To the Members of the California State Assembly:

I am signing Assembly Bill 7 which would require the Department of Fish and Game (DFG) to dedicate one-third of the funds generated by the sale of sport fishing licenses to operation of the State's trout hatchery and inland fisheries programs and achieve increased hatchery and native fish production. Sport fishing in California is a wonderful pastime and it is time we focus on modernizing our hatchery and wild trout programs. While I am signing this bill, I am requesting the legislature address several concerns I have with the bill.

The final version of AB 7 contains a number of problematic provisions that must be amended so that the production goals are reasonable and DFG retains the flexibility to implement this bill in a manner that does the least harm to other important environmental programs. The final result should also reflect the policies established by the Fish and Game Commission and the goals of the Strategic Plan for Trout Management which was developed through a public process.

Specifically, the bill sets an aggressive trout production schedule, including mandates for the production of wild native trout species not currently in production. These prescriptive mandates will be difficult to achieve and must be modified with reasonable goals so that expectations are better aligned to reflect what is sustainable. In addition, DFG must be allowed to use its various fund sources with maximum flexibility. In some instances it will be possible to meet AB 7's financial commitment with fund sources such as federal Sport Fish Restoration Act funds.

Therefore, I am signing this bill with the understanding that the author will work with the administration and stakeholders to develop clean up legislation to adopt these necessary revisions. It is important that changes are made to this bill so that the trout angler's experience can be enhanced without negatively impacting environmental resources, enforcement, and those purchasing licenses that prefer to fish for species other than trout.

Sincerely,

ARNOLD SCHWARZENEGGER

Governor's Message—Assembly Bill No. 121

Governor's Office, Sacramento
October 7, 2005

To the Members of the California State Assembly:

Protecting the safety of children by preventing childhood lead poisoning is a top priority. Given my concern, I am signing Assembly Bill 121 to help protect our children, particularly Latino children, from exposure to lead in candy.

While this measure is a significant step forward, I am concerned that the standards it calls for will be difficult to implement and that its regulatory approach is not as effective and timely as our children deserve.

Therefore, I am directing the Department of Health Services to: (1) adopt a standard for lead in candy that is more protective than the current United States Food and Drug Administration level of 0.5 parts per million and that can be more effectively implemented than a standard based on naturally occurring levels; (2) work with the author and stakeholders on follow-up legislation that provides a targeted, effective approach to protecting our children, that tackles the problem at its source, prevents lead in candy through improved manufacturing and packaging practices, and complements testing of candies sold in the U.S.; (3) Partner with Mexican government officials and the U.S.-Mexico Border Health Commission in binational efforts to reduce lead in candy; and (4) increase bilingual lead poisoning prevention educational efforts that include discussion of lead in imported candy.

Sincerely,

ARNOLD SCHWARZENEGGER

Governor's Message—Assembly Bill No. 338

Governor's Office, Sacramento
October 7, 2005

To the Members of the California State Assembly:

I am signing Assembly Bill 338 that would require the California Department of Transportation (Caltrans) to use asphalt containing crumb rubber in lieu of other materials in specified prescribed amounts on highway construction. My Administration is very supportive of finding a market for used tires, rubberized asphalt concrete (RAC) is just one promising product.

Increasing the use of recycled tires in road construction is another way that the environment and economy can prosper together. Waste tires pile up in landfills and can cause water pollution and toxic fires. Using recycled tires in road-building materials creates a market preventing the need for them to be stockpiled. RAC is a cost effective durable product that also reduces noise pollution for Californians who live near highways. By expanding the statewide market for these recycled resources, we generate jobs and put our waste to work.

Sincerely,

ARNOLD SCHWARZENEGGER

Governor's Message—Assembly Bill No. 491

Governor's Office, Sacramento
October 7, 2005

To the Members of the California State Assembly:

I am signing Assembly Bill 491 to aid in the completion of necessary improvements negotiated as part of the *Williams* lawsuit settlement. However, I do not intend this legislation to establish any precedent and anticipate further discussion on the use of alternative enrollment projection methodologies and earmarking of funds for critically overcrowded schools to be negotiated in the context of any potential statewide bond measures for K–12 school construction in the future.

Sincerely,

ARNOLD SCHWARZENEGGER

Governor's Message—Assembly Bill No. 1750

Governor's Office, Sacramento
October 7, 2005

To the Members of the California State Assembly:

I am signing Assembly Bill 1750 (Committee on Governmental Organization).

This bill addresses the first priority of the Special Distribution Fund (SDF), which is to ensure that each Non-Compact Indian Tribe receives \$1.1 million annually from the Indian Gaming Revenue Sharing Trust Fund (RSTF). If RSTF funds are not sufficient to provide the Non-Compact Tribes with the full \$1.1 million, state law requires a sufficient amount from the Indian Gaming Special Distribution Fund (SDF) be transferred to the RSTF.

This bill will require that the transfer from the SDF to the RSTF occur on a quarterly basis so that quarterly payments of \$275,000 can be made to the Non-Compact Tribes, as envisioned in the original compacts. Providing equal and timely payments will allow recipient Tribes to use their resources to promote economic development, improve infrastructure, and strengthen Tribal governments.

Now that the first priority of the SDF has been addressed, this provides a good starting point to explore whether the remaining priorities are being addressed. Most notably, I am concerned that the state is not meeting its regulatory requirements as it relates to Indian Gaming, but at the same time there is continuing pressure from local government to provide additional funding for mitigation efforts which is a lower priority than the regulatory functions. In addition, this pressure for local funding is coming without a great deal of information as to how prior funds have been spent or whether they have been spent at all.

As it relates to the use of these Indian Gaming funds, it seems that the priorities of other interests have become more important than the state's own statutory priorities, and I intend to have further discussions on this issue with the Legislature.

Sincerely,

ARNOLD SCHWARZENEGGER

**ASSEMBLY COMMITTEE INTERIM HEARINGS
INTERIM STUDY RECESS**

Tuesday, September 20, 2005

Utilities and Commerce to convene jointly with the Senate Committee on Energy, Utilities and Communications, at 1 p.m.

Monday, September 26, 2005

Elections and Redistricting to convene jointly with the Senate Committee on Elections, Reapportionment and Constitutional Amendments, at 10 a.m., in Los Angeles.

Thursday, October 6, 2005

Health to convene jointly with the Senate Committee on Health, in Room 4202.

Tuesday, October 11, 2005

Business and Professions, at 9 a.m.

Wednesday, October 12, 2005

Aging and Long-Term Care, at 10 a.m.;

Banking and Finance, at 10 a.m.;

Transportation to convene at the Metropolitan Transportation Authority's Board Room, in Los Angeles.

Monday, October 17, 2005

Select Committee on Biotechnology, at 10 a.m., in San Bruno.

Tuesday, October 18, 2005

Higher Education, at the University of California, Berkeley.

Wednesday, October 19, 2005

Select Committee on Growth and Infrastructure, at 10 a.m., in Concord;

Joint Committee on Fisheries and Aquaculture, at 9:30 a.m.;

Elections and Redistricting, at 10 a.m., in Los Angeles.

Friday, October 21, 2005

Select Committee on Critical Issues, at the Los Angeles Airport Marriott, in Los Angeles.

Monday, October 24, 2005

Joint Committee on Emergency Services and Homeland Security, at 9 a.m.

Tuesday, October 25, 2005

Judiciary, Water, Parks and Wildlife, and Insurance to convene jointly, at 11 a.m., in Room 4202.

Wednesday, October 26, 2005

Appropriations, at 1 p.m., at the Marin County Civic Center;

Housing and Community Development to convene jointly with the Local Government Committee and the Senate Committees on Local Government and Transportation and Housing, at 1 p.m., in San Diego;

Select Committee on Domestic Violence, at 9:30 a.m., in Santa Clara.

Thursday, October 27, 2005

Select Committee on Critical Issues, at 10 a.m., in Los Angeles.

Monday, October 31, 2005

Health to convene jointly with the Senate Committee on Health, and the Senate Subcommittee on Stem Cell Research Oversight, in San Francisco.

Tuesday, November 1, 2005

Business and Professions, at 9 a.m., at the Montclair Council Chambers;

Budget Subcommittee No. 5 on Information Technology/Transportation to convene jointly with the Committees on Governmental Organization and Veterans Affairs, at 9 a.m., in Carson;

Select Committee on Prison Construction and Operations, at 11 a.m.

Wednesday, November 2, 2005

Budget Subcommittee No. 1 on Health and Human Services to convene jointly with the Judiciary Committee, at 10 a.m., in Room 126;

Budget Subcommittee No. 5 on Information Technology/Transportation to convene jointly with the Committees on Governmental Organization and Veterans Affairs, at 10 a.m., in San Francisco.

Thursday, November 3, 2005

Housing and Community Development, at 6 p.m., in San Mateo.

Friday, November 4, 2005

Budget Subcommittee No. 1 on Health and Human Services to convene jointly with the Health Committee, at 11:30 p.m., in Los Angeles.

Wednesday, November 9, 2005

Select Committee on Air and Water Quality, at 1 p.m.

Thursday, November 10, 2005

Budget Subcommittee No. 5 on Information Technology/Transportation to convene jointly with the Committees on Governmental Organization and Veterans Affairs, at 10 a.m., in Santa Barbara.

Monday, November 14, 2005

Select Committee on Prison Construction and Operations, at 1 p.m.

Tuesday, November 15, 2005

Budget Subcommittee No. 5 on Information/Transportation, at 1:30 p.m., in Fairfield.

Business and Professions, at 9:30 a.m. at the Ronald Reagan Building, in Los Angeles.

Labor and Employment, at 10 a.m.

Public Safety, at 10 a.m., in Room 126.

Select Committee on Air and Water Quality, at 1 p.m., at the Three Valleys Water District, in Claremont.

Select Committee on Bridging the Achievement Gap, at 10 a.m.

Select Committee on Olmstead Implementation, at 9 a.m., in Irvine.

Wednesday, November 16, 2005

Budget Subcommittee No. 1 on Health and Human Services, at 10 a.m.

Judiciary, at 10:30 a.m., in San Francisco.

Natural Resources, at 1 p.m., in Los Angeles.

Thursday, November 17, 2005

Housing and Community Development to convene jointly with Committees on Judiciary and Local Government and the Senate Committees on Local Government and Transportation and Housing, at 9:30 a.m., in Room 4203.

Joint Committee on Boards, Commissions and Consumer Protection, in Room 3191.

Monday, November 21, 2005

Select Committee on Foster Care, at 1:30 p.m., in Los Angeles.

Tuesday, November 29, 2005

Joint Committee on Emergency Services and Homeland Security, at 1 p.m., in San Diego.

Wednesday, November 30, 2005

Budget Subcommittee No. 1 on Health and Human Services, at 10 a.m.

Water, Parks and Wildlife to convene jointly with the Select Committee on Growth and Infrastructure, at 10 a.m., in Room 437.

Thursday, December 1, 2005

Higher Education, at 12 noon, at the Foothill Community College, in San Jose.

Monday, December 5, 2005

Environmental Safety and Toxic Materials to convene jointly with the Senate Committee on Environmental Quality, at 1 p.m., in San Francisco.

Jobs, Economic Development, and the Economy to convene jointly with the Committee on Revenue and Taxation, at 10 a.m., in Room 4202.

Select Committee on Hate Crimes, at 11 a.m., in Los Angeles.

Joint Committee on Emergency Services and Homeland Security, at 1 p.m., in Room 112.

Tuesday, December 6, 2005

Business and Professions, at 9:30 a.m., in Room 447.

Governmental Organization, at 10 a.m., in Los Angeles.

Joint Committee on Boards, Commissions and Consumer Protection,
at 9 a.m., in Room 4203.

Wednesday, December 7, 2005

Joint Committee on Boards, Commissions and Consumer Protection,
at 9 a.m., in Room 4203.

Revenue and Taxation, at 1:30 p.m., in Pleasanton.

Select Committee on Prison Construction and Operations, at 11 a.m.

Thursday, December 8, 2005

Business and Professions, at the Montclair City Council Chambers.

Monday, December 12, 2005

Rules Committee, at 11 a.m., in the Tom Bane Rules
Committee Room.

Jobs, Economic Development, and the Economy, at 1:30 p.m.,
in Fresno.

STATEMENT OF ASSEMBLY EXPENDITURES PRINTED IN JOURNAL

The following Statement of Assembly Expenditures was ordered printed in the Journal:

The Honorable Fabian Núñez

Speaker of the Assembly

State Capitol, Sacramento, California

Dear Mr. Speaker: Transmitted herewith is the annual report of Assembly expenses. It includes the total expenditures by Member, committee, leadership office, service operation, and overhead according to various categories for the 12-month period ending November 30, 2004. Every expenditure made from the Assembly Operating Fund during this period is accounted for. Additionally, the report includes an itemization, by Member, of per diem expenditures from the General Fund during the same period of time.

It is important to note that this report is compiled on a cash basis. Therefore, the cost of goods and services incurred by a Member during the preceding reporting period but paid for during the current period is included. Furthermore, some goods and services which were received toward the end of this reporting period were not paid for until the beginning of the December 2004–November 2005 reporting period and are, therefore, not included in this expenditure report.

The following indicates the types of expenditures which are included within each classification:

Staff Salary: This includes the salaries paid to all employees in the Member's district office as well as those employees who work in the Member's Capitol office, provided they are not committee or leadership office personnel. The salaries of the latter group of employees are included in the specific detail report for each of the respective committee and leadership offices.

All Assembly personnel are classified according to job descriptions approved by the Assembly Rules Committee. The committee has established specific salary ranges for each of the classifications. The salary within a range for a specific employee reflects a combination of years of service in his or her position and his or her own job performance since the amount of annual merit salary increases is based on evaluations of each employee's work. Thus, a Member whose office staff includes employees with substantial Assembly seniority, and/or outstanding records of service, will have a higher total expenditure for salaries than will a Member who employs more junior personnel.

Member Travel and Per Diem: Separate totals are shown for in-state travel and out-of-state travel. Most in-state travel expenditures are for attendance at interim committee hearings. Out-of-state travel expenditures are generally for participation in conferences dealing with an issue area pertinent to the legislative specialty of the Member or are for investigative trips.

Staff Travel: This category includes the expenditures incurred for the Capitol and district staff traveling for legislative business. It also includes mileage reimbursements to district office personnel. The staff travel expenditures reported by committee, are generally costs incurred in connection with interim committee hearings which are generally held away from Sacramento for the convenience of citizens who wish to provide testimony to the committees.

Car Lease: The amount reported in this category is the automotive lease amount charged to each Member's budget by the Assembly Rules Committee. Members may elect to use a vehicle that is owned by the Assembly. The Assembly Rules Committee charges 90% of the total monthly lease amount to the Member's budget, limited to \$400 for a three-year lease and \$350 for a four-year lease. The Member must pay the difference from personal funds.

Car Maintenance: The costs reported in this category will vary significantly because of the variance in the number of miles driven by the Members. Members in large-sized districts and Members who represent districts wherein air travel between the Capitol and the district is not practical tend to utilize their cars more than other Members. Accordingly, the maintenance costs of such cars are likely to be higher than for others.

Gas and Oil: Expenditures in this category are for gasoline and oil supplied to cars and private aircraft for legislative business. These costs, too, vary for the same reasons as those affecting car maintenance.

Car Rental, Staff and Member: This expenditure category includes the use of state-owned pool cars and commercial rental cars by both the Member and his/her staff in the course of legislative business.

This category, as listed in the Support Services section of the report, includes, in addition to car rental, the costs of gas, oil, and maintenance for cars utilized by the office of the Sergeant at Arms.

District Office Rent, Maintenance and Utilities: Each Member is entitled to rent an office within the district he/she represents so that constituents may have direct access to their legislators. In some of the larger districts, two or three offices are sometimes authorized. Accordingly, Members representing districts in high-rent metropolitan areas or Members representing large districts requiring more than one office will be reported with higher expenditures in this category than will other Members. Costs included in this expenditure item are rent, utilities (except telephone), janitorial service, and incidental maintenance costs.

Telephone and Telegraph: All telephone charges (except some equipment installation charges) are reported in this expenditure category. Included are the charges for district office telephones, Capitol telephones, and mobile telephones. Members who will likely have higher charges than many of their colleagues are those representing districts which are either far from the Capitol, or in regions which cover large geographic areas.

Postage: The category includes the total amount expended for postage except for the postage utilized in the mailing of legislative mailings authorized under provisions of Proposition 73 of June 1988.

Communications: The costs included in this expenditure category are primarily for handling and mailing of legislative mailings authorized under provisions of Proposition 73 of June 1988.

Furniture and Equipment: This category includes the purchase, rental, and maintenance of certain furniture and equipment items utilized in the Capitol and district offices of the Members. It does not include the purchase of items which will, during the course of their usefulness, be utilized by a number of Members during succeeding years. Expenditures for items of that description are reported in the Furniture and Equipment category as General Overhead Expenditures.

Office Supplies: Stationery items, other printing costs charged to the Assembly Operating Fund, general office supplies, and related miscellaneous supplies utilized in the Members' Capitol and district offices are reported in this expenditure category.

Subscriptions and Publications: Each Member is authorized to subscribe to the newspapers generally circulated within his/her district and to certain metropolitan daily newspapers. Members representing districts which include many cities and towns will frequently have higher expenditures in this category than will Members representing relatively compact areas. Expenditures for subscriptions and publications incurred by the committees and leadership offices are reported separately. Each committee is authorized to purchase relevant books and to subscribe to periodicals specializing in the subject matter of the committee for which the expenditure is made.

Miscellaneous Services: Most of the expenditures shown in the Miscellaneous Services category for the Members are for services such as telephone answering services in district offices and newspaper clipping services. Included in this category for the committee reports are such items as witness expenses, meeting expenses, data-processing costs, and other miscellaneous services.

A number of operational costs incurred by the Assembly are not directly attributable to any of the Members, committees, leadership offices, or support services. Such expenditures are classified as General Overhead and are reported according to the following categories:

Miscellaneous Salaries: Accrued vacation payments made to terminating employees, and salaries paid to employees on extended sick leave are reported in this category.

Employee Benefits: This expenditure category includes the Assembly's contribution to the OASDI (Social Security) fund, the Public Employees' Retirement System, various health, dental, vision, and life insurance premiums, the Compensation Insurance Fund, unemployment and disability insurance, and any other benefits approved by the Rules Committee.

Building, Rent, Maintenance and Utilities: Reported in this expenditure category are construction and remodeling costs and the rent, maintenance, and utilities for offices (other than Members' individual district offices) utilized and paid for by the Assembly outside the Capitol.

Telephone: This listing is for the cost of telephone equipment installation in all Assembly offices.

Furniture and Equipment: The expenditure indicated in this category is for the purchase, rental, and maintenance of furniture and equipment not reported elsewhere in the report. Most furniture and equipment is considered a capital investment which will be used, through the years, by a number of different Members or other offices and can therefore not be appropriately reported as an expense on behalf of any particular Member or office.

Office Supplies: The amount shown in this expenditure category represents office supplies which were purchased by the Assembly for the use of Members and other offices but which were not distributed to any such offices before the end of this reporting period.

Annotated Codes and Law Books: Each Member's office and certain other Assembly offices are furnished with Annotated California Codes and certain other law books. The cost of these books is

considered a capital expenditure in the same manner as many furniture and equipment items, and is therefore reported in this General Overhead category.

Meeting Expenses: This expenditure category includes certain costs incurred by the Assembly relative to the conduct of Assembly Sessions and Joint Sessions of the Legislature which cannot be readily charged to any other expenditure category, rental costs for some meeting rooms, and some conference registration fees.

Freight, Moving and Delivery: This expenditure category includes costs incurred for the transport of furniture, supplies, and other items which are not chargeable to any particular office.

Other Miscellaneous Services: The major expenditures reported in this category are for the costs of photography services related to official Assembly publications, vehicle liability insurance, and organization memberships.

Study Contracts: From time to time the Assembly finds it practical to contract with individuals, firms, universities, and other governmental agencies in order to expand its research capability with respect to specific projects. The costs reported in this category are for payments made under such contracts during this period.

The next report of Assembly expenditures will be for the period between December 1, 2004 and November 30, 2005.

Sincerely,

CINDY MONTAÑEZ

Chair of the Assembly Committee on Rules

TABLE I
CALIFORNIA STATE ASSEMBLY
SUMMARY OF EXPENDITURES
12/1/2003–11/30/2004

	<i>Member Expenditures</i>	<i>Committee Expenditures</i>	<i>Leadership Expenditures</i>	<i>Support Services Expenditures</i>	<i>General Overhead Expenditures</i>	<i>TOTAL EXPENDITURES</i>
Staff Salary	\$12,660,932.62	\$21,429,137.25	\$4,833,377.70	\$24,972,374.69	\$2,323,308.41	\$66,219,130.67
Employee Benefits	—	—	—	—	23,287,531.38	23,287,531.38
Travel & Per Diem (In-State)	461,677.24	—	—	—	—	461,677.24
Travel & Per Diem (Out-of-State)	4,226.34	—	—	—	—	4,226.34
Staff Travel	331,238.75	—	—	—	—	331,238.75
Car Lease	288,144.32	116,630.16	36,244.14	131,231.86	—	615,344.91
Car Maintenance	112,026.52	—	—	—	—	288,144.32
Gas & Oil	151,673.20	—	—	—	—	112,026.52
Car Rental—Staff & Member	29,470.68	16,334.32	4,616.07	128,115.96	—	151,673.20
Building, Rent, Maint. & Util.	2,885,689.49	—	—	—	146,420.12	178,537.03
Office Alterations	—	—	—	—	—	3,032,109.61
Telephone	521,993.14	125,414.50	46,282.93	188,746.29	294,370.84	1,176,807.70
Telegraph	—	—	—	—	—	0.00
Postage	185,028.22	—	—	—	—	215,126.57
Communications	3,997,705.98	3,108.07	648.32	26,341.96	—	3,997,705.98
Furniture & Equipment	45,379.24	—	—	—	—	509,152.70
Office Supplies	240,677.01	32,132.00	18,047.27	215,211.11	248,562.35	656,000.12
Subscriptions, Publ. & Codes	104,966.16	60,971.18	11,443.42	137,304.00	227,839.84	258,221.64
Meeting Expenses	—	—	—	75,487.30	5,353.58	—
Meeting Expenses (Meals)	—	—	—	—	—	0.00
Freight, Moving & Delivery	79,046.24	1,502.99	216.75	—	23,115.91	23,115.91
Miscellaneous Services	331,295.57	16,114.08	29,620.16	16,078.25	210,225.78	307,070.01
Study Contracts	—	—	—	3,325,559.55	925,061.15	4,627,650.51
TOTALS, OPERATING FUND	\$22,431,170.72	\$21,801,344.55	\$4,980,496.76	\$29,216,450.97	\$27,691,789.36	\$106,121,252.36
Member Per Diem (General Fund)	2,320,210.00	—	—	—	—	2,320,210.00
TOTALS, ALL FUNDS	\$24,751,380.72	\$21,801,344.55	\$4,980,496.76	\$29,216,450.97	\$27,691,789.36	\$108,441,462.36

TABLE II A
Member Expenditures
12/1/2003–11/30/2004

Member	Staff Salary	Travel & Per Diem (In-State)*	Travel & Per Diem (Out-of-State)*	Staff Travel	Car Lease	Car Maintenance	Gas & Oil
Aghazarian.....	\$139,476.22	—	—	\$6,023.47	—	—	\$847.14
Bates.....	169,136.14	\$9,291.96	—	4,131.49	\$4,200.00	—	—
Benoit.....	197,043.42	12,696.15	—	7,473.95	4,200.00	\$2,260.45	3,291.92
Berg.....	77,425.59	9,924.40	—	8,518.16	4,017.72	178.40	383.10
Bermúdez.....	158,437.40	14,522.79	—	8,497.77	4,950.00	4,320.17	4,892.24
Bogh.....	177,676.82	7,665.50	—	9,452.63	4,200.00	2,434.18	2,696.96
Calderon.....	187,629.00	12,785.10	—	1,017.85	4,200.00	716.35	1,704.90
Campbell.....	209,045.59	9,693.20	—	2,237.43	—	91.00	2,047.75
Canciamilla.....	206,734.00	2,772.70	—	1,094.66	4,200.00	334.00	1,658.42
Chan.....	205,451.07	435.30	—	652.07	4,200.00	1,230.97	1,943.92
Chavez.....	144,391.00	13,772.40	—	2,962.43	4,200.00	1,259.93	3,068.51
Chu.....	192,023.80	8,325.00	—	3,325.79	5,935.38	10.00	537.34
Cogdill.....	170,626.17	—	—	8,974.22	4,200.00	4,049.76	3,703.19
Cohn.....	139,407.29	—	—	1,780.07	4,200.00	894.96	2,892.54
Corbett.....	149,581.69	3,978.00	—	668.20	2,121.69	1,164.66	1,515.63
Correa.....	124,120.75	919.50	—	4,127.35	2,270.88	4,964.74	1,544.99
Cox.....	194,724.25	7,967.30	—	3,426.35	—	552.03	2,047.47
Daucher.....	183,613.51	192.20	—	2,164.15	4,200.00	2,830.27	1,338.47
Diaz.....	169,440.00	1,219.43	—	1,769.32	3,041.16	3,988.21	3,356.62
Dutra.....	214,590.06	2,759.36	—	4,844.67	—	—	—
Dutton.....	173,461.57	6,606.40	—	8,763.36	4,200.00	612.63	2,824.48
Dymally.....	172,857.14	7,229.04	—	2,609.30	4,200.00	288.10	1,483.65
Firebaugh.....	177,354.91	12,010.80	—	1,053.91	4,200.00	1,466.44	2,138.01
Frommer.....	178,676.68	8,580.70	—	1,523.66	4,183.80	705.84	767.84
Garcia.....	85,426.50	9,158.80	—	12,026.45	4,200.00	1,079.83	3,534.85
Goldberg.....	189,942.84	8,249.32	—	995.32	4,808.52	—	415.05
Hancock.....	74,290.50	435.30	—	789.60	3,759.00	1,081.94	865.77
Harman.....	176,321.60	6,082.40	—	2,095.74	4,200.00	1,487.86	1,338.15
Haynes.....	196,855.91	7,206.40	—	6,727.43	4,200.00	654.99	2,248.93
Horton, Jerome.....	172,062.04	9,722.30	—	3,491.24	4,200.00	1,703.13	891.72
Horton, Shirley.....	7,500.00	6,192.00	—	4,389.05	3,925.20	25.46	1,193.70
Houston.....	78,918.27	103.10	—	8,822.46	4,200.00	1,402.20	3,975.65
Jackson.....	189,169.14	7,154.71	—	1,694.23	2,866.92	387.34	572.74
Keene.....	185,942.53	190.50	—	4,896.60	4,200.00	1,023.46	2,366.07
Keohe.....	119,182.34	7,373.20	—	1,082.31	2,908.20	—	724.79
Koretz.....	148,189.22	8,797.40	—	2,085.05	1,900.68	1,088.98	1,211.69
La Malfa.....	197,394.96	—	—	7,815.37	3,752.88	758.30	3,234.39

La Suer	211,709.50	6,797.70	—	67.93	3,556.56	1,559.65	1,743.07
Laird	201,169.00	1,397.31	—	10,043.27	4,800.00	1,846.98	2,221.49
Leno	208,754.00	1,053.30	—	111.60	—	1,682.94	1,682.94
Leslie	236,085.50	—	—	5,319.80	4,200.00	3,060.10	914.03
Levine	80,141.55	7,418.80	—	3,766.01	4,200.00	1,821.10	1,821.10
Lieber	155,155.03	1,093.90	—	541.69	4,104.72	501.33	2,049.02
Liu	134,730.94	7,090.50	—	4,234.05	—	1,759.98	2,049.02
Longville	154,206.74	9,370.60	—	387.40	1,783.44	3,053.10	1,005.82
Lowenthal	73,227.52	8,649.00	—	2,186.14	4,200.00	423.82	1,006.69
Maddox	183,458.91	8,578.40	—	2,624.71	2,072.04	808.70	808.70
Maldonado	207,361.74	7,362.60	—	4,727.33	4,200.00	1,710.46	1,710.46
Matthews	196,971.75	943.10	—	1,951.47	3,319.92	—	—
Maze	204,632.88	818.87	—	5,643.87	4,200.00	1,869.78	1,899.27
McCarthy	145,402.71	5,718.21	—	6,608.24	4,200.00	1,174.70	3,637.64
Montano	148,592.88	7,661.60	—	8,487.65	3,346.28	194.72	1,875.52
Mounjoey	182,978.36	7,341.70	—	1,150.41	4,200.00	441.35	1,561.16
Mullin	195,347.80	735.50	—	3,523.90	2,813.40	4,575.18	2,460.30
Nakanishi	138,698.54	4.00	—	3,745.32	4,200.00	1,716.59	2,016.19
Nakano	153,853.08	6,381.10	—	3,336.25	3,935.16	1,224.43	2,441.60
Nation	196,687.75	3,324.61	—	669.04	4,200.00	522.80	968.46
Negrete McLeod	100,925.68	10,666.20	—	4,860.06	4,200.00	6,454.57	3,603.81
Núñez	128,335.14	16,170.10	\$1,362.81	3,513.49	3,847.98	753.00	579.17
Oropeza	172,674.00	6,230.89	831.30	883.40	4,200.00	2,893.00	981.18
Pacheco	237,150.32	10,162.00	—	4,795.97	3,850.56	212.77	795.62
Parra	101,343.42	(26.10)	—	10,651.05	4,200.00	2,522.29	2,442.17
Pavley	153,758.70	8,543.40	—	2,627.94	3,753.72	2,207.26	3,967.30
Plescia	103,553.95	7,070.80	—	3,336.25	2,510.55	719.23	719.23
Reyes	115,747.69	1,083.10	—	804.20	4,200.00	301.52	1,359.47
Richman	212,265.85	9,562.00	—	3,445.66	4,200.00	2,173.45	2,932.02
Ridley-Thomas	215,953.63	11,621.00	—	3,963.84	4,200.00	2,638.41	1,328.76
Runner	143,181.19	7,052.00	—	7,761.55	2,511.96	1,468.02	1,665.19
Salinas	153,760.32	348.39	—	3,440.59	4,200.00	287.58	2,194.57
Samuelian	128,836.75	1,572.00	—	15,724.00	3,634.20	656.31	2,894.26
Simittian	140,422.40	243.10	—	3,855.23	3,868.08	1,377.75	5,815.76
Spitzer	122,435.69	9,991.40	—	6,060.59	3,163.20	1,983.75	1,692.56
Steinberg	175,546.91	531.30	—	3,052.42	4,200.00	2,103.86	2,681.80
Strickland	117,335.17	8,186.90	—	7,383.99	2,114.32	1,813.28	602.59
Vargas	157,533.31	11,306.90	—	2,153.28	4,200.00	1,419.06	2,944.53
Wesson	202,537.37	9,406.25	—	447.16	4,200.00	2,981.26	3,386.19
Wiggins	165,675.50	435.30	1,231.43	6,102.02	659.12	4,029.92	2,383.32
Wolk	109,241.51	243.10	—	2,886.57	14,896.30	957.44	1,224.70
Wyland	159,432.02	6,387.20	—	4,667.52	—	1,832.02	1,506.57
Yee	—	954.15	800.80	7,502.79	3,562.78	—	—
TOTALS	\$12,660,932.62	\$461,677.24	\$4,226.34	\$331,238.75	\$288,144.32	\$112,026.52	\$151,673.20

NOTE: Asterisk (*) indicates that expenditure includes committee- or leadership-incurred expenses as well as Member-related expenditures.

TABLE II B
Member Expenditures
12/1/2003–11/30/2004

Member	Car Rental Staff & Member	Dist. Office Rent, Mnt., Ut.	Telephone	Telegraph	Freight	Postage	Communications
Aghazarian.....	—	\$32,133.58	\$5,634.07	—	\$92.71	\$407.79	\$31,938.78
Bates.....	\$234.12	31,694.58	5,834.32	—	762.84	1,653.06	47,960.73
Benoit.....	341.33	53,258.13	3,489.38	—	555.28	—	22,238.64
Berg.....	157.07	21,990.94	9,436.61	—	2,405.51	4,096.43	130,917.06
Bermúdez.....	410.69	38,784.00	9,438.39	—	3,377.12	2,551.29	49,576.21
Bogh.....	742.18	32,317.99	7,365.36	—	1,148.70	3,470.99	48,289.13
Calderon.....	—	49,902.67	5,872.54	—	1,685.40	519.08	46,941.30
Campbell.....	148.75	43,224.78	2,780.11	—	130.80	1,138.10	44,320.02
Canciamilla.....	—	40,204.69	6,555.83	—	149.74	4,502.79	24,413.51
Chan.....	62.33	2,868.87	7,689.17	—	307.45	4,761.66	19,105.19
Chavez.....	—	59,644.40	8,717.93	—	847.64	4,230.81	80,753.04
Chu.....	—	51,461.35	4,408.95	—	654.30	2,097.86	5,740.99
Cogdill.....	—	35,093.96	6,552.82	—	1,294.19	49,487.47	49,487.47
Cohn.....	—	70,972.62	5,838.45	—	510.62	7,343.22	92,371.34
Corbett.....	—	37,565.08	9,094.16	—	592.62	—	57,464.60
Correa.....	236.52	26,601.20	4,701.85	—	1,285.77	3,378.07	106,171.81
Cox.....	311.23	38,472.19	1,912.87	—	70.03	5,491.34	20,201.93
Daucher.....	611.22	39,779.46	3,300.70	—	512.85	2,332.67	25,506.42
Diaz.....	279.10	1,891.08	7,066.10	—	425.71	900.33	32,051.93
Dutra.....	—	34,725.42	5,233.19	—	364.54	1,083.50	18,730.69
Dutton.....	—	37,477.75	4,857.67	—	321.04	2,594.67	29,735.61
Dymally.....	—	35,115.93	7,108.37	—	4,059.39	1,763.27	13,508.17
Firebaugh.....	—	89,053.82	22,033.27	—	4,230.17	2,273.74	12.44
Frommer.....	460.41	51,811.02	7,210.17	—	3,574.26	1,827.51	45,758.21
Garcia.....	59.26	45,216.60	6,730.18	—	1,329.30	2,941.09	117,425.67
Goldberg.....	122.60	54,117.17	4,117.17	—	1,433.71	1,269.06	27,498.02
Gouldberg.....	264.26	36,204.92	5,967.43	—	711.23	1,080.09	92,112.18
Hancock.....	—	38,593.37	5,967.43	—	466.88	1,114.04	59,991.05
Harman.....	367.96	42,859.92	5,772.87	—	887.99	3,709.21	9,591.51
Haynes.....	55.44	32,372.11	5,312.80	—	845.46	5,094.67	42,679.12
Horton, Jerome.....	137.26	23,899.83	7,153.78	—	1,408.86	5,218.50	211,788.94
Horton, Shirley.....	145.46	28,670.60	3,692.52	—	1,103.77	4,747.25	150,147.34
Houston.....	—	31,300.80	8,796.56	—	784.42	2,380.16	27,315.33
Jackson.....	—	52,041.62	8,592.47	—	104.45	2,489.36	14,738.49
Keene.....	—	33,596.90	3,644.67	—	595.57	1,168.42	43,041.59
Kchoe.....	184.79	52,417.93	4,117.96	—	1,549.52	1,262.27	17,676.73
Koretz.....	441.25	54,779.29	7,017.43	—	138.28	—	18,397.18
La Malfa.....	—	25,125.90	8,323.20	—	957.97	3,504.16	2,340.63
La Suer.....	—	32,663.89	5,306.07	—	321.09	1,751.55	3,139.93
Laird.....	108.19	25,075.62	6,526.13	—	—	—	—

Leno.....	161.65	856.05	6,812.67	—	625.48	1,131.23	31,637.00
Leslie.....	167.79	29,547.15	6,051.15	—	181.44	1,475.70	2,405.52
Levine.....	409.43	456.52	4,806.41	—	1,220.18	2,116.54	59,586.92
Lieber.....	176.81	38,566.64	5,340.32	—	1,449.22	1,513.26	10,182.53
Liu.....	324.31	57,984.07	4,736.08	—	1,288.72	2,421.02	97,798.40
Longville.....	32.31	21,669.00	5,419.50	—	503.69	1,964.27	12,688.04
Lowenthal.....	53.04	44,708.13	9,136.90	—	771.54	824.02	13,964.10
Maddox.....	—	36,465.89	4,119.35	—	652.17	895.91	24,979.79
Maldonado.....	67.76	38,909.98	2,921.86	—	361.54	2,561.33	24,189.40
Matthews.....	194.10	15,143.77	5,706.68	—	548.33	1,449.22	21,119.67
Maze.....	342.65	3,404.44	6,980.39	—	534.69	3,771.31	27,444.92
McCarthy.....	952.90	33,838.37	4,385.64	—	1,694.67	1,599.55	64,084.29
Montañez.....	495.23	43,232.46	13,498.25	—	1,292.63	4,023.60	61,356.36
Mountjoy.....	—	38,202.74	7,690.82	—	311.42	570.22	32,878.79
Mullin.....	—	42,552.13	1,797.31	—	518.11	3,166.39	47,961.54
Nakanishi.....	—	16,714.72	2,134.97	—	52.85	647.34	86,741.62
Nakano.....	—	33,801.80	3,134.13	—	1,312.31	1,113.46	—
Nation.....	990.51	35,716.10	9,973.75	—	115.70	1,553.57	37,025.17
Negrete McLeod.....	203.91	34,354.08	8,398.79	—	1,230.74	5,614.45	124,133.79
Núñez.....	94.82	697.93	12,257.31	—	1,648.62	2,986.03	35,684.55
Oropeza.....	214.68	47,004.89	9,246.47	—	1,542.43	2,814.19	48,454.10
Pacheco.....	—	48,705.03	7,606.68	—	458.45	13,400.69	13,400.69
Parra.....	—	50,054.88	9,541.60	—	2,237.26	3,080.16	96,499.31
Pavley.....	345.69	33,122.95	4,930.97	—	538.78	4,972.69	43,454.83
Plescia.....	—	39,265.68	4,736.35	—	428.54	1,676.62	137,070.49
Reyes.....	12,429.54	2,518.40	6,335.63	—	811.77	2,924.70	23.80
Richman.....	—	32,001.80	6,011.74	—	521.41	1,383.47	17,723.47
Ridley-Thomas.....	1,093.57	749.15	5,864.11	—	823.57	1,705.01	12,613.51
Runner.....	79.51	35,556.87	8,295.14	—	468.60	2,026.40	72,908.66
Salinas.....	168.55	18,795.80	6,758.46	—	405.55	1,186.60	66,741.45
Samuelian.....	2,140.43	41,709.13	11,094.94	—	897.71	2,246.31	5,621.78
Simutian.....	—	110,982.83	5,070.92	—	1,676.08	812.74	53,919.07
Spitzer.....	—	26,578.43	9,995.34	—	2,393.44	1,673.05	89,205.33
Steinberg.....	—	43,291.53	5,006.36	—	74.05	1,465.27	33,143.45
Strickland.....	—	37,495.60	6,802.57	—	1,832.66	3,235.45	115,655.47
Vargas.....	183.18	41,113.51	5,541.71	—	1,369.24	293.68	69,349.09
Wesson.....	—	99,489.18	5,716.82	—	2,265.18	4,618.97	239,984.00
Wiggins.....	2,266.89	14,530.61	6,415.73	—	258.90	2,250.72	11,744.01
Wolk.....	—	35,867.78	7,210.52	—	50.24	1,906.00	58,387.15
Wyland.....	—	48,510.15	3,125.30	—	518.75	1,916.09	71,134.42
Yee.....	—	658.51	8,179.98	—	1,162.40	5,293.67	43,730.57
TOTALS.....	\$29,470.68	\$2,885,689.49	\$521,993.14	\$0.00	\$79,046.24	\$185,028.22	\$3,997,705.98

TABLE II C
Member Expenditures
12/1/2003–11/30/2004

Member	Furniture & Equipment*	Office Supplies	Subscr. & Publications	Misc.	TOTAL	Member Per Diem (Gen. Fund)	TOTAL EXP. (ALL FUNDS)
Aghazarian	\$273.50	\$2,517.44	\$1,277.20	\$7,952.59	\$228,574.49	\$30,940.00	\$259,514.49
Bates	125.00	1,790.24	611.33	1,864.60	279,290.41	27,625.00	306,915.41
Benoit	1,140.00	2,767.30	1,552.83	3,488.75	315,797.53	30,940.00	346,737.53
Berg	1,304.09	3,180.82	2,051.02	1,887.86	277,874.78	30,474.00	308,348.78
Bermúdez	791.16	3,649.65	2,019.52	6,248.59	312,466.99	30,754.00	343,220.99
Bogh	157.50	1,877.13	1,494.22	2,424.76	303,414.05	30,800.00	334,214.05
Calderson	778.87	2,254.73	1,386.12	1,666.22	319,060.13	29,914.00	348,974.13
Campbell	—	1,202.92	1,049.23	2,086.12	319,195.80	26,040.00	345,235.80
Canciamilla	765.95	2,506.29	2,502.88	3,109.38	301,504.84	29,634.00	331,138.84
Chan	827.92	3,521.53	1,832.35	7,190.37	262,080.17	30,287.00	292,367.17
Chavez	—	1,665.54	789.32	2,341.21	328,644.16	30,940.00	359,584.16
Chu	80.03	3,648.78	1,222.30	2,916.43	282,388.30	30,754.00	313,142.30
Cogdill	261.00	2,528.39	1,242.27	3,750.58	299,107.24	30,800.00	329,907.24
Cohn	642.83	3,489.52	994.58	3,289.53	333,262.35	26,974.00	360,236.35
Corbett	465.27	3,297.76	3,139.08	25,355.03	292,924.97	30,754.00	323,678.97
Correa	—	2,664.10	10.00	1,199.78	291,245.11	26,414.00	317,659.11
Cox	797.36	1,923.07	716.91	1,697.10	272,536.33	29,820.00	302,356.33
Daucher	523.45	693.95	1,640.58	4,027.07	281,257.97	30,380.00	311,637.97
Diaz	426.65	2,891.81	686.23	1,275.48	230,709.16	27,860.00	258,569.16
Dutra	—	1,657.87	1,093.20	299.84	285,382.34	30,940.00	316,322.34
Dutton	1,382.32	3,724.56	627.16	1,729.60	278,918.82	30,940.00	309,858.82
Dymally	9,494.15	4,384.64	4,235.52	5,215.05	273,551.72	30,754.00	304,305.72
Firebaugh	410.31	5,781.68	767.14	4,132.84	327,379.89	30,054.00	357,433.89
Frommer	640.99	7,388.75	1,404.85	4,079.08	318,192.62	29,960.00	348,152.62
Garcia	727.50	3,435.95	1,372.35	5,007.65	299,735.32	30,660.00	330,395.32
Goldberg	336.37	3,951.72	1,363.81	2,272.67	283,122.76	30,380.00	313,502.76
Hancock	300.95	2,158.13	2,395.74	1,595.82	226,137.05	29,960.00	256,097.05
Harman	353.19	1,275.53	712.45	1,202.11	305,641.75	30,800.00	336,441.75
Haynes	218.79	2,552.26	473.76	763.38	273,830.91	30,660.00	304,490.91
Horton, Jerome	256.96	2,749.15	3,794.94	2,103.05	280,784.65	30,940.00	311,724.65
Horton, Shirley	444.32	1,662.62	374.32	5,947.76	282,579.31	30,940.00	313,519.31
Houston	315.00	2,643.68	153.67	4,665.14	301,294.89	30,940.00	332,234.89
Jackson	926.00	3,674.38	2,528.52	8,053.44	308,141.58	30,194.00	338,335.58
Keene	1,186.67	931.27	487.19	685.60	256,483.69	30,940.00	287,423.69
Keene	125.00	1,327.97	2,103.25	3,035.23	239,388.55	26,460.00	265,848.55
Koretz	3,431.17	4,218.21	1,806.40	14,582.97	270,038.26	30,334.00	300,372.26
La Malfa	269.98	1,169.01	1,343.66	1,063.88	268,786.99	30,100.00	298,886.99

La Suer.....	377.75	1,754.95	424.97	3,904.25	276,669.05	30,940.00	307,609.05
Laird.....	—	1,812.00	939.42	1,126.38	262,278.36	27,467.00	289,745.36
Leno.....	100.00	3,875.15	1,243.54	3,431.51	261,581.62	29,960.00	291,541.62
Leslie.....	136.00	1,162.92	747.25	2,226.50	293,680.85	30,940.00	324,620.85
Levine.....	773.00	3,145.84	525.84	2,001.09	172,890.56	30,754.00	203,644.56
Lieber.....	391.15	3,038.45	200.91	5,152.62	230,716.25	30,614.00	261,330.25
Liu.....	822.06	4,009.04	813.90	4,476.55	321,735.46	28,000.00	349,735.46
Longville.....	287.72	2,884.64	2,354.19	8,107.17	225,718.50	30,614.00	256,332.50
Lowenthal.....	200.00	1,844.49	931.50	1,385.79	163,314.69	27,534.00	190,848.69
Maddox.....	184.62	1,053.61	914.90	1,212.94	269,026.81	29,960.00	298,986.81
Maldonado.....	128.22	1,190.25	754.72	16,393.32	311,614.33	23,353.00	334,967.33
Mathews.....	—	2,722.33	2,722.33	5,584.76	261,865.72	30,754.00	292,619.72
Maze.....	719.73	2,621.21	853.54	2,633.97	269,414.81	30,940.00	300,354.81
McCarthy.....	168.19	6,134.35	2,013.54	7,622.47	286,493.37	29,960.00	316,453.37
Montanez.....	1,370.06	6,394.70	786.74	8,632.42	311,173.35	30,754.00	341,927.35
Mountjoy.....	190.46	1,035.12	655.70	2,227.28	286,468.50	30,940.00	317,408.50
Mullin.....	146.94	2,243.45	900.03	2,173.89	305,605.51	27,932.00	333,537.51
Nakanishi.....	200.00	880.06	845.05	2,718.09	261,037.17	30,520.00	291,557.17
Nakano.....	186.00	1,834.84	950.10	2,818.15	214,556.71	30,754.00	245,310.71
Nation.....	212.45	2,014.21	839.48	1,353.86	304,734.58	29,400.00	334,134.58
Negrete McLeod.....	509.27	4,693.05	1,727.76	2,364.48	304,762.41	26,834.00	331,596.41
Núñez.....	709.14	3,377.27	704.83	3,335.04	218,951.26	30,754.00	249,705.26
Oropeza.....	339.99	11,383.80	2,520.09	4,927.17	313,926.35	30,616.00	344,542.35
Pacheco.....	—	724.23	242.11	671.09	333,081.03	30,380.00	363,461.03
Parra.....	161.58	5,382.21	1,783.23	5,876.35	296,513.23	23,467.00	319,980.23
Pavley.....	808.71	3,782.24	2,477.47	1,389.28	264,053.81	27,625.00	291,678.81
Plescia.....	906.04	1,403.73	456.00	1,562.35	307,327.79	29,820.00	337,147.79
Reyes.....	—	1,496.99	450.42	4,523.37	158,455.08	30,474.00	188,929.08
Richman.....	—	1,576.70	234.30	1,425.44	294,319.01	30,800.00	325,119.01
Ridley-Thomas.....	685.00	3,960.70	1,226.09	7,688.70	273,593.05	30,194.00	303,787.05
Runner.....	354.98	5,431.37	626.00	4,181.91	294,606.33	30,940.00	325,546.33
Salinas.....	128.00	2,960.73	774.39	1,960.76	264,614.36	30,754.00	295,368.36
Samuelian.....	—	3,561.39	558.69	2,590.39	227,615.11	30,940.00	258,555.11
Simitjian.....	50.00	2,642.22	621.64	16,566.95	343,702.69	27,674.00	371,376.69
Spitzer.....	96.85	2,188.82	401.89	5,631.74	285,638.23	30,940.00	316,578.23
Steinberg.....	50.00	1,444.96	1,951.84	5,502.71	275,790.99	—	275,790.99
Strickland.....	—	1,468.60	1,406.10	4,965.05	314,330.35	29,820.00	344,150.35
Vargas.....	—	3,439.56	2,793.72	2,014.85	307,659.48	29,820.00	337,479.48
Wesson.....	101.17	2,219.57	788.21	2,041.87	377,691.62	30,427.00	408,118.62
Wiggins.....	32.78	2,130.69	2,990.64	2,729.76	258,498.11	30,754.00	289,252.11
Wolk.....	—	3,848.11	777.46	3,635.31	298,720.63	—	298,720.63
Wyland.....	310.25	1,844.89	1,844.89	1,335.54	250,667.64	26,880.00	277,547.64
Yee.....	3,360.72	13,554.92	3,934.84	9,105.91	265,350.08	30,147.00	295,497.08
TOTALS.....	\$45,379.24	\$240,677.01	\$104,966.16	\$331,295.57	\$22,431,170.72	\$2,320,210.00	\$24,751,380.72

NOTE: Asterisk (*) indicates that expenditure includes committee- or leadership-incurred expenses as well as Member-related expenditures.

TABLE III
Committee Expenditures
12/1/2003–11/30/2004

Committee	Staff Salary	Staff Travel	Car Rental	Postage	Freight	Telephone	Tele- graph	Subscr. & Publications	Office Supplies	Misc. Services	TOTAL EXP.
Aging & Long-Term Care	\$312,120.76	\$2,758.03	\$462.97	\$41.02	\$51.31	\$1,657.66	—	\$163.80	\$300.56	\$132.00	\$317,688.11
Aging & Long-Term Care— Vice-Chair	15,180.00	3,370.78	—	—	—	—	—	—	—	—	18,550.78
Agriculture	308,261.96	192.20	—	17.99	26.23	1,302.82	—	4,714.64	751.57	246.32	315,513.73
Appropriations	1,139,946.54	1,605.45	152.23	8.84	96.84	4,674.06	—	1,660.22	3,032.72	51.72	1,151,228.62
Arts, Entertainment, Sports, Tourism & Internet Media ...	268,073.91	1,128.98	—	—	—	2,172.49	—	1,631.81	344.94	849.41	274,201.54
Banking & Finance	244,547.00	948.65	—	15.89	—	876.96	—	1,561.28	366.00	498.44	248,814.22
Budget	949,116.80	6,428.38	1,296.40	30.78	86.25	10,793.96	—	287.00	2,766.40	572.20	971,378.17
* No. 1-Health & Human Services	257,065.70	1,750.82	82.27	—	—	305.65	—	—	17.50	—	259,221.94
* No. 2-Education Finance	161,227.27	1,296.66	448.60	—	—	885.86	—	—	—	—	163,858.39
* No. 3-Resources	155,828.55	1,211.66	41.14	—	—	2,096.32	—	—	—	—	159,177.67
* No. 4-State Administration ..	135,469.90	768.47	325.44	—	—	1,250.05	—	—	—	—	137,813.86
* No. 5-Information Technology/Transportation...	163,059.89	921.74	—	—	—	1,282.24	—	—	—	—	165,263.87
Business & Professions	399,079.32	1,729.50	—	3.71	—	4,192.26	—	30.40	30.00	173.48	405,238.67
Education	590,168.88	1,579.69	82.27	18.36	41.94	4,865.11	—	370.68	631.23	635.28	598,393.44
Elections, Redistricting & Constitutional Amendments...	277,486.22	2,051.34	418.99	169.90	857.62	969.00	—	585.53	454.21	—	282,992.81
Environmental Safety & Toxic Materials	341,479.05	1,298.15	108.39	60.06	7.52	1,998.60	—	5,016.63	1,391.77	139.79	351,499.96
Governmental Organization	366,746.73	4,200.13	764.55	292.60	—	1,683.85	—	1,558.21	802.82	165.42	376,214.31
Health	693,473.43	2,535.21	82.27	47.30	—	3,205.28	—	1,460.23	2,044.14	209.00	703,056.86
* Mental Health	101,292.00	479.05	—	1.52	—	147.99	—	—	—	—	101,920.56
Higher Education	391,234.23	5,309.65	1,421.85	1,226.43	58.52	815.41	—	599.80	672.34	151.82	401,490.05
Housing & Community Development	426,831.75	1,528.81	199.27	195.79	—	3,882.52	—	3,081.60	485.32	209.04	436,414.10
Human Services	481,525.28	158.11	—	15.06	—	1,592.12	—	1,892.54	1,369.35	301.18	486,853.64
Insurance	613,799.80	4,606.24	264.53	2.46	—	1,295.36	—	1,658.48	722.78	120.44	622,470.09
Jobs, Economic Development & the Economy	337,254.69	1,491.57	256.88	8.52	—	1,761.36	—	—	911.03	159.72	341,843.77
Judiciary	614,733.97	71.04	114.60	101.33	15.69	7,821.55	—	10,887.56	768.74	2,894.75	637,409.23
Labor & Employment	349,947.00	3,870.60	348.29	208.20	—	1,775.05	—	1,068.57	410.01	698.22	358,325.94
Labor & Employment— Vice-Chair	21,636.10	740.40	—	—	—	169.71	—	—	—	—	22,546.21
Local Government	358,357.28	891.13	279.81	90.47	—	1,677.43	—	4,273.22	933.51	271.15	366,774.00
Local Government—Vice-Chair...	99,283.33	—	—	—	—	230.17	—	—	—	—	99,513.50

Natural Resources	402,411.73	2,051.20	237.05	121.58	—	1,074.14	—	2,184.33	1,078.24	353.53	409,511.80
Public Employees, Retirement & Social Security	360,526.11	2,006.69	—	11.18	—	775.79	—	1,698.23	158.21	166.92	365,343.13
Public Employees, Retirement & Social Security— Vice-Chair	95,647.32	3,637.89	213.08	—	—	466.78	—	—	—	—	99,965.07
Public Safety	588,918.58	563.19	—	68.68	—	2,006.32	—	2,754.89	1,248.38	4,661.22	600,221.26
Revenue & Taxation	420,988.45	1,562.17	84.73	72.97	—	2,841.99	—	2,313.62	434.39	322.51	428,620.83
Transportation	563,159.13	2,021.11	751.50	132.08	29.86	4,861.97	—	1,790.18	1,444.65	824.07	575,014.55
Utilities & Commerce	398,477.62	384.00	72.95	63.74	212.08	5,338.61	—	4,437.79	3,936.61	98.40	413,021.87
Veterans Affairs	230,882.76	1,688.48	1,413.74	—	—	2,063.46	—	271.53	738.37	93.50	237,151.84
Water, Parks & Wildlife	394,620.50	74.85	—	7.62	—	904.40	—	132.60	1,177.71	63.80	396,981.48
<i>Special & Select Committees</i>											
Aerospace Industry	95,210.68	112.20	—	—	—	581.45	—	—	—	—	95,904.33
Air & Water Quality	213,953.82	1,757.40	152.68	—	—	1,336.89	—	—	—	—	217,200.79
Airports & the Airline Industry ..	68,551.82	521.74	—	—	—	627.77	—	—	—	—	69,701.33
Alameda Corridor East	157,016.31	2,582.00	40.17	—	—	441.19	—	—	—	—	160,079.67
Asian Trade	96,660.00	—	—	—	—	575.97	—	—	—	—	97,235.97
Biotechnology	101,719.12	—	—	—	—	1,473.16	—	—	—	—	103,192.28
Bridging the Achievement Gap ..	227,385.41	164.54	—	—	—	365.30	—	—	—	—	227,915.25
California Children's School Readiness & Health	74,668.00	431.70	47.63	—	—	443.28	—	—	—	—	75,590.61
California & Latin American Affairs	190,686.49	786.11	506.98	—	—	1,949.44	—	—	—	—	193,929.02
California Horse Racing Industry	42,292.19	—	—	—	—	475.40	—	—	—	—	42,767.59
California Indian Nations	39,381.82	—	69.37	—	—	441.15	—	—	—	—	39,892.34
California Infrastructure	106,503.25	373.30	—	—	—	775.39	—	—	—	—	107,651.94
California's Foreign Trade Offices	42,504.00	1,571.00	—	—	—	—	—	—	—	—	44,075.00
California's Nursing Shortage ..	72,943.00	—	—	—	—	27.46	—	—	—	—	72,970.46
California Ports	189,588.92	2,806.64	1,166.60	1.21	—	—	—	—	—	—	193,563.37
California Water Needs & Climate Change	95,760.00	—	177.20	—	—	515.24	—	—	—	—	96,452.44
California Wine	74,383.69	385.28	—	—	—	889.92	—	—	—	—	75,658.89
Cancer Detection, Prevention & Research	86,607.90	1,112.26	—	—	—	162.88	—	—	—	—	87,883.04
Challenges Facing Dual Language Communities	85,732.00	679.03	250.93	—	—	599.38	—	—	—	—	87,261.34
Childhood Obesity & Related Diabetes	92,657.27	191.18	—	—	—	378.99	—	—	—	—	93,227.44
Children's Physical & Mental Well-being in Diverse California Communities	50,030.41	739.70	69.25	—	—	79.52	—	—	—	—	50,918.88
Coastal Protection	65,432.60	1,554.96	385.00	—	—	688.97	—	—	—	—	68,061.53

TABLE III—Continued
Committee Expenditures
12/1/2003–11/30/2004

Committee	Staff Salary	Staff Travel	Car Rental	Postage	Freight	Telephone	Tele- graph	Subscr. & Publications	Office Supplies	Misc. Services	TOTAL EXP.
Community Colleges.....	83,283.18	—	—	0.58	—	218.28	—	—	—	—	83,502.04
Cyberfraud.....	129,659.90	633.51	—	—	—	418.25	—	—	—	—	130,711.66
Domestic Violence.....	60,063.92	179.00	—	—	—	908.29	—	—	—	—	61,151.21
Earthquake Safety & Preparedness.....	206,668.05	359.98	58.60	—	—	2,164.42	—	—	—	—	209,251.05
Elder Abuse.....	97,082.18	249.38	—	—	—	565.75	—	—	—	—	97,897.31
Emerging Issues in California Communities.....	76,398.86	4,128.40	144.91	—	—	446.79	—	—	—	—	81,118.96
Environmental Justice.....	142,669.59	2,343.54	57.20	—	—	508.63	—	—	—	—	145,578.96
Equal Access to Preschool.....	104,291.00	—	—	—	—	—	—	—	—	—	104,291.00
Future of California's Health.....	99,800.70	357.50	—	—	—	1,821.99	—	—	—	—	101,980.19
Future of Farming in California.....	88,910.28	150.94	—	—	—	681.94	—	—	—	—	89,743.16
Gang Violence & Juvenile Crimes.....	8,365.09	—	—	—	—	34.70	—	—	—	—	8,399.79
Groundwater Quality & Availability.....	183,855.64	3,203.80	—	—	—	383.58	—	—	—	—	187,443.02
Gun Violence.....	157,048.23	1,934.66	—	—	—	776.23	—	—	—	—	159,759.12
Hate Crimes.....	39,167.64	226.30	—	—	—	99.39	—	—	—	—	39,493.33
High Priority Schools.....	242,236.63	839.52	—	—	—	581.92	—	—	—	—	243,658.07
Highway Patrol.....	89,968.13	75.82	—	—	—	43.48	—	—	—	—	90,087.43
Housing in the Silicon Valley.....	52,124.40	80.60	—	—	—	427.61	—	—	—	—	52,632.61
Hydrogen & Other Alternative Fuels.....	10,369.54	489.22	—	—	—	27.46	—	—	—	—	10,886.22
Information Technology & the High-Tech Workforce.....	135,048.37	—	—	—	—	—	—	—	—	—	135,048.37
International Trade.....	121,862.79	901.34	119.74	—	—	2,305.88	—	—	—	—	125,189.75
I-5710 Freeway Expansion.....	49,502.55	618.62	—	—	—	840.60	—	—	—	—	50,961.77
Joint Committee to Develop a Master Plan to End Poverty in California.....	192,805.79	150.80	—	—	—	—	—	—	—	—	192,956.59
Joint Committee on Fisheries & Aquaculture.....	82,464.00	23.87	—	—	—	986.82	—	—	1,909.45	64.80	85,448.94
Joint Legislative Audit.....	348,135.43	527.00	72.05	71.15	7.52	1,111.35	—	495.58	799.05	609.23	351,828.36
Legislative Ethics.....	183,483.00	2,181.82	780.12	1.05	11.61	1,038.64	—	2,390.23	—	51.72	189,938.19
Lesbian, Gay, Bisexual & Transgender Families.....	96,996.00	55.80	—	—	—	455.47	—	—	—	—	97,507.27

Megan's Law & Sex Offender Registration	155,565.79	2,099.95	450.80	—	—	2,030.34	—	—	—	160,146.88
Mobilehomes	202,817.24	261.08	—	—	—	441.33	—	—	—	203,844.65
North Bay Transportation & Housing	126,939.25	245.57	—	—	—	92.22	—	—	—	127,277.04
Park & River Restoration	87,266.58	—	—	—	—	—	—	—	—	87,266.58
Prison Construction & Operations	79,377.27	248.20	—	—	—	877.74	—	—	—	80,503.21
Privacy	187,425.54	934.56	342.07	—	—	1,398.18	—	—	—	190,100.35
Professional Sports	137,940.00	917.80	—	—	—	833.65	—	—	—	139,691.45
Protection of Inland Waterways.. Re-use of El Toro Marine Corps Air Station	85,628.50	—	—	—	—	184.14	—	—	—	85,812.64
Runaway Production	112,872.72	1,202.38	—	—	—	1,443.00	—	—	—	115,518.10
Rural Economic Development	96,947.27	576.60	—	—	—	560.63	—	—	—	98,084.50
Small Business	101,875.00	781.98	317.65	—	—	191.18	—	—	—	103,165.81
Status of Health Facilities	129,169.97	839.98	—	—	—	254.16	—	—	—	130,264.11
Sustainability	95,000.00	2,161.00	—	—	—	69.62	—	—	—	97,230.62
Urban Youth	99,939.55	270.48	328.45	—	—	—	—	—	—	100,538.48
Urban Revitalization	139,976.23	996.22	158.57	—	—	278.56	—	—	—	141,409.58
Water Management, Storage, Conservation & Supply	39,403.00	—	—	—	—	—	—	—	—	39,403.00
Workforce Investment	34,074.21	680.18	217.91	—	—	687.29	—	—	—	35,659.59
TOTALS	135,130.00	21.70	496.64	—	—	681.87	—	—	—	136,330.21
TOTALS	\$21,429,137.25	\$116,630.16	\$16,334.32	\$3,108.07	\$1,502.99	\$125,414.50	\$0.00	\$60,971.18	\$16,114.08	\$21,801,344.55

* Subcommittee of Standing Committee.

TABLE IV
Leadership Expenditures
12/1/2003–11/30/2004

Leadership	Staff Salary	Staff Travel	Car Rental	Postage	Freight	Telephone	Tele-graph	Subscr. & Publications	Office Supplies	Misc. Services	TOTAL EXP.
Speaker—Núñez.....	\$96,251.97	\$7,261.44	\$259.60	\$122.90	—	\$12,599.61	—	\$8,716.23	\$12,693.69	\$15,603.26	\$153,508.70
Speaker—Wesson.....	102,844.10	406.20	246.73	44.48	—	1,862.35	—	1,944.90	1,573.40	7,436.99	116,359.15
Speaker pro Tempore—Kehoe.....	89,971.60	406.50	247.29	—	—	177.00	—	—	—	—	90,802.39
Speaker pro Tempore—Yee.....	328,631.11	782.56	—	—	—	66.40	—	—	—	—	329,480.07
Asst. Speaker pro Tempore—Lieber.....	60,704.36	721.80	—	—	—	79.09	—	—	4.62	—	61,509.87
Asst. Speaker pro Tempore—Yee.....	35,965.10	208.30	—	—	—	—	—	—	—	—	36,173.40
Speaker Emeritus.....	1,287,869.65	4,038.43	258.76	—	—	13,200.42	—	—	1,539.08	5,126.90	1,312,033.24
Chair, Rules Committee—Montañez.....	334,715.49	2,247.38	221.18	—	—	706.40	—	—	55.54	340.96	338,286.95
Chair, Rules Committee—Nation.....	36,498.70	220.25	—	—	—	254.31	—	—	—	—	36,973.26
Member of Rules—Calderon.....	35,981.12	2,609.08	—	—	—	1,542.39	—	—	—	—	40,132.59
Member of Rules—Chu.....	28,495.90	576.60	—	—	—	—	—	—	—	—	29,072.50
Member of Rules—Dymally.....	35,500.00	577.90	—	—	—	169.11	—	—	—	—	36,247.01
Member of Rules—Firebaugh.....	351,558.99	3,215.34	1,534.92	—	—	2,357.41	—	—	—	—	358,666.66
Member of Rules—Hancock.....	81,362.18	16.80	—	—	—	81.05	—	—	—	—	81,460.03
Member of Rules—Kehoe.....	319,640.50	49.00	—	—	—	626.38	—	—	—	—	320,315.88
Member of Rules—Montañez.....	43,135.80	696.55	139.10	—	—	303.51	—	—	—	—	44,294.96
Member of Rules—Mullin.....	149,560.17	670.63	—	—	—	377.88	—	—	—	—	150,608.68
Democratic Caucus Chair.....	125,044.35	1,208.67	336.95	—	—	1,059.55	—	—	—	—	127,649.52
Democratic Whip—Levine.....	73,873.94	180.44	59.54	—	—	1,861.91	—	—	190.61	—	76,166.44
Democratic Whip—Núñez.....	220,626.80	1,854.77	183.86	—	—	1,883.98	—	—	1,203.31	272.86	226,025.58
Majority Floor Leader—Firebaugh.....	99,045.60	1,817.24	669.59	—	—	1,694.99	—	—	—	—	103,227.42
Majority Floor Leader—Frommer.....	310,373.71	2,536.52	177.91	—	—	2,364.02	—	—	—	—	315,452.16
Majority Leader.....	127,594.06	218.15	—	—	—	342.13	—	—	6.89	—	128,161.23
Asst. Majority Leader.....	183,760.00	2,138.85	—	—	—	1,390.46	—	—	—	—	187,289.31
Asian Pacific Islander Caucus—Chu.....	55,799.00	655.30	47.63	179.13	\$34.23	—	—	782.29	433.17	745.50	58,676.25
Asian Pacific Islander Caucus—Liu.....	15,804.00	192.00	93.10	—	—	—	—	—	—	—	16,089.10
Black Caucus.....	92,460.00	477.74	72.00	—	—	247.87	—	—	346.96	1.63	93,606.20
Latino Legislative Caucus.....	70,215.50	110.70	67.91	301.81	182.52	1,008.18	—	—	—	92.06	71,978.68
Lesbian, Gay, Bisexual & Transgender Caucus.....	32,502.00	—	—	—	—	—	—	—	—	—	32,502.00
Women's Legislative Caucus.....	7,572.00	149.00	—	—	—	26.53	—	—	—	—	7,747.53
TOTALS.....	\$4,833,377.70	\$36,244.14	\$4,616.07	\$648.32	\$216.75	\$46,282.93	\$0.00	\$11,443.42	\$18,047.27	\$29,620.16	\$4,980,496.76

TABLE V
Support Services Expenditures
12/1/2003–11/30/2004

	Staff Salary	Staff Travel & Per Diem	Car Rental	Telephone	Tele- graph	Postage	Freight	Furniture & Equip- ment	Office Supplies	Subscr. & Publica- tions	Misc. Services	TOTAL EXP.
Rules Committee	\$4,001,570.95	\$22,891.40	\$24,313.28	\$20,626.10	—	\$17,499.39	\$12,534.48	\$155,298.33	\$31,339.70	\$14,638.36	\$251,115.73	\$4,551,827.72
Democratic Caucus.....	9,522,146.57	79,674.01	11,574.59	100,866.97	—	3,438.38	3,135.21	10,674.69	37,809.36	15,711.02	98,896.40	9,883,927.20
Republican Caucus	6,916,144.66	18,822.71	2,707.89	31,726.28	—	439.92	315.16	7,384.43	22,905.75	38,432.62	25,098.42	7,063,977.84
Reproduction Center...	873,345.50	—	1,643.24	2,071.73	—	1.34	7.03	38,628.06	27,286.78	—	2,943,746.30	3,886,729.98
Chief Clerk	1,436,491.34	6.00	141.36	4,178.87	—	4,522.27	6.22	—	3,102.60	3,829.20	5,352.31	1,447,630.17
Sergeant at Arms	1,936,933.17	9,837.74	87,735.60	28,066.17	—	440.66	80.15	2,844.05	14,859.81	2,876.10	1,350.39	2,085,023.84
Computer Services	236,405.00	—	—	1,210.17	—	—	—	381.55	—	—	—	237,996.72
Office of Planning, Policy & Research	59,337.50	—	—	—	—	—	—	—	—	—	—	59,337.50
TOTALS	\$24,972,374.69	\$131,231.86	\$128,115.96	\$188,746.29	\$0.00	\$26,341.96	\$16,078.25	\$215,211.11	\$137,304.00	\$75,487.30	\$3,325,559.55	\$29,216,450.97

TABLE VI
General Overhead Expenditures
12/1/2003–11/30/2004

Miscellaneous Salaries	\$2,323,308.41
Employee Benefits	23,287,531.38
Building, Rent, Maintenance & Utilities	146,420.12
Office Alterations	0.00
Telephone	294,370.84
Furniture & Equipment	248,562.35
Office Supplies	227,839.84
Subscriptions, Publications & Codes	5,353.58
Meeting Expenses	0.00
Meeting Expenses (Meals)	23,115.91
Freight, Moving & Delivery	210,225.78
Other Miscellaneous Services	925,061.15
Study Contracts	0.00
TOTALS	\$27,691,789.36

TABLE VII
Assembly Operating Fund Transfers
12/1/2003–11/30/2004

California Highway Patrol.....	\$25,136.81
California State University.....	86,200.00
Department of Parks & Recreation.....	2,928,510.06
Joint Legislative Budget Committee.....	2,927,417.00
TOTALS.....	<u>\$5,967,263.87</u>

FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

CALIFORNIA LEGISLATURE

2005–06 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, January 4, 2006

ONE HUNDRED TWENTY-SECOND SESSION DAY

THREE HUNDRED NINETY-FIFTH 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, January 4, 2006

The Assembly met at 12:01 p.m.

Hon. Leland Y. Yee, 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 Harman 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 12:09 p.m., Speaker pro Tempore Yee declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—78:

Aghazarian	Emmerson	Leslie	Richman
Arambula	Evans	Levine	Ridley-Thomas
Baca	Garcia	Lieber	Runner
Bass	Goldberg	Lieu	Ruskin
Benoit	Hancock	Liu	Saldaña
Berg	Harman	Matthews	Salinas
Bermúdez	Haynes	Maze	Spitzer
Blakeslee	Horton, Jerome	McCarthy	Strickland
Bogh	Horton, Shirley	Montañez	Torricon
Calderon	Houston	Mountjoy	Tran
Canciamilla	Huff	Mullin	Umberg
Chan	Jones	Nakanishi	Vargas
Chavez	Karnette	Nation	Villines
Chu	Keene	Nava	Walters
Cogdill	Klehs	Negrete McLeod	Wolk
Cohn	Koretz	Niello	Wyland
Coto	La Malfa	Oropeza	Yee
Daucher	La Suer	Parra	Mr. Speaker
DeVore	Laird	Pavley	
Dymally	Leno	Plescia	

PRAYER

Upon invitation of Speaker pro Tempore Yee, the following prayer was offered by Assembly Chaplain Father Constantine C. Pappademos:

Lord, As we start this new year, we begin by saying, "Today is the day that the Lord has made, we will rejoice and be glad in it." (Psalm 118:24) We declare, Lord, that our best days are in front of us and that we can accomplish all that You have created us to do. Living our life with a strong faith in You can be intimidating to others, because we derive our purpose, our satisfaction and our meaning in life from a source higher than mundane earthly things. And we affirm that "everything is possible to those who believe."—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Yee, Assembly Member Lieu 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 Cohn, seconded by Assembly Member Cogdill.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

On personal business, and waiving per diem: Assembly Member De La Torre.

Because of illness: Assembly Member Frommer.

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

December 14, 2005

E. Dotson Wilson

*Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: This is to advise you that I have increased the membership of the Water, Parks and Wildlife Committee from 14 members to 15 and have appointed Assemblymember Ted Lieu to fill the vacancy. Additionally, I have removed Assemblymember Mervyn Dymally from the committee and replaced him with Assemblymember Karen Bass.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

December 14, 2005

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Ted Lieu to chair the Assembly Select Committee on Aerospace for the 2005–06 Regular Session.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

December 14, 2005

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: This is to advise you that I have increased the membership of the Banking and Finance Committee from 9 members to 10 members and have appointed Assemblymember Ted Lieu to fill the vacancy.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

December 14, 2005

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed Assemblymember Ted Lieu to fill the Democratic vacancy on the Assembly Health Committee for the 2005–06 Regular Session.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

December 14, 2005

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 Ted Lieu to fill the Democratic vacancy on the Assembly Natural Resources Committee for the 2005–06 Regular Session.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

December 14, 2005

*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 Hector De La Torre to fill the Democratic vacancy on the Assembly Appropriations Committee for the 2005–06 Regular Session.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

December 14, 2005

*Mr. E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

RE: Reappointment of Areta Crowell
to Managed Risk Medical Insurance Board

Dear Mr. Wilson: Please be advised I have appointed Ms. Areta Crowell to the Managed Risk Medical Insurance Board. This is a term appointment starting January 1, 2006 and the expiration date is January 1, 2010.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

December 14, 2005

*Mr. E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

RE: Reappointment of Don L. Burns
to Advisory Commission on Special Education

Dear Mr. Wilson: Please be advised I have reappointed Mr. Don L. Burns to the Advisory Commission on Special Education. This is a term appointment starting January 1, 2006 and the expiration date is December 31, 2009.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

December 12, 2005

Mr. E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

RE: Appointment of Gene Mullin
to State Allocation Board

Dear Mr. Wilson: Please be advised I have appointed Assemblymember Gene Mullin to the State Allocation Board for December 15, 2005 only.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

December 15, 2005

Mr. E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

RE: Reappointment of Lloyd E. Levine
to Electricity Oversight Board

Dear Mr. Wilson: Please be advised I have reappointed Assemblymember Lloyd E. Levine to the Electricity Oversight Board. This is a term appointment starting December 31, 2005 and the expiration date is January 1, 2009.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

December 15, 2005

Mr. E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

RE: Appointment of Cecilia L. Yu
to Board for Geologists and Geophysicists

Dear Mr. Wilson: Please be advised I have appointed Ms. Cecilia L. Yu to the Board for Geologists and Geophysicists. This is a term appointment starting December 15, 2005 and the expiration date is June 1, 2007.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

December 15, 2005

Mr. E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

RE: Appointment of Tracy Egoscue
to Oil Spill Technical Advisory Committee

Dear Mr. Wilson: Please be advised I have appointed Ms. Tracy Egoscue to the Oil Spill Technical Advisory Committee. This is a pleasure appointment starting December 15, 2005.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

December 19, 2005

Mr. E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

RE: Reappointment of Dario Frommer
to California Film Commission

Dear Mr. Wilson: Please be advised I have reappointed Assemblymember Dario Frommer to the California Film Commission. This is a term appointment starting December 19, 2005 and the expiration date is December 19, 2009.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

December 21, 2005

Mr. E. Dotson Wilson
Chief Clerk
California State Assembly
State Capitol, Room 3196
Sacramento, California

RE: Appointment of Patricia Wiggins
to California Integrated Waste Management Board

Dear Mr. Wilson: Please be advised I have appointed Patricia Wiggins to the California Integrated Waste Management Board. This is a term appointment starting January 1, 2006 and the expiration date is January 1, 2010. Ms. Wiggins will be replacing Mr. Carl Washington.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

January 3, 2006

*Mr. E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

RE: Appointment of Murray Olson
to Respiratory Care Board of California

Dear Mr. Wilson: Please be advised I have appointed Mr. Murray Olson to the Respiratory Care Board of California. This is a term appointment starting January 3, 2006 and the expiration date is June 1, 2009.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

The following communications were presented by the Chief Clerk, and ordered printed in the Journal:

September 30, 2005

*Dotson Wilson
Assembly Chief Clerk
State Capitol, Room 3196
Sacramento, California*

Dear Mr. Wilson,

This letter is to decline the increase in my per diem rate, effective immediately. I wish to keep my current per diem rate when the increase goes into effect on October 1, 2005. Thank you.

Sincerely,

MARK WYLAND, Assembly Member
Seventy-fourth District

December 5, 2005

*The Honorable E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Mr. Wilson: This is to state for the Assembly Journal record that I have decided to decline per diem for the 2006 legislative session.

Thank you for your attention to this matter.

Sincerely,

LOIS WOLK, Assembly Member
Eighth District

December 12, 2005

*Mr. E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Mr. Wilson: Please be advised that the Assembly Committee on Rules met on December 12, 2005, and took the following actions:

- Approve the 2006 Assembly Holiday Schedule (6–0)
- Approve the Increase in Member Base Budget (6–0)

Please ensure that these actions are printed in the Assembly Journal.

Sincerely,

CINDY MONTAÑEZ
Chair

PROPOSED INITIATIVES

The following communications were presented by the Chief Clerk from:

Tricia Knight, Initiative Coordinator, Department of Justice, Office of the Attorney General, Sacramento, dated December 1, 2005, December 2, 2005, December 8, 2005, December 13, 2005, and December 15, 2005, transmitting copies of the title, summary, and text of the following proposed initiatives, pursuant to Section 9007, Elections Code:

**Marriage. Elimination of Domestic Partnership Rights.
Initiative Constitutional Amendment. SA 2005RF0106**

Referred by the Speaker to the Committee on Judiciary.

**Marriage. Elimination of Domestic Partnership Rights.
Initiative Constitutional Amendment. SA 2005RF0108**

Referred by the Speaker to the Committee on Judiciary.

**Marriage. Elimination of Domestic Partnership Rights.
Initiative Constitutional Amendment. SA 2005RF0109**

Referred by the Speaker to the Committee on Judiciary.

**Alcoholic Beverages. Use by Minors. Open Containers.
Importation for Personal Consumption.
Initiative Statute. SA 2005RF0103, Amdt. #2-S**

Referred by the Speaker to the Committee on Governmental Organization.

**Marriage. Elimination of Domestic Partnership Rights.
Initiative Constitutional Amendment. SA 2005RF0115**

Referred by the Speaker to the Committee on Judiciary.

**Marriage. Elimination of Domestic Partnership Rights.
Initiative Constitutional Amendment. SA 2005RF0116**

Referred by the Speaker to the Committee on Judiciary.

**Marriage. Elimination of Domestic Partnership Rights.
Initiative Constitutional Amendment. SA 2005RF0117**

Referred by the Speaker to the Committee on Judiciary.

**Marriage. Elimination of Domestic Partnership Rights.
Initiative Constitutional Amendment. SA 2005RF0118**

Referred by the Speaker to the Committee on Judiciary.

Tax on Cigarettes.**Initiative Constitutional Amendment and Statute. SA 2005RF0113**

Referred by the Speaker to the Committees on Governmental Organization, Health, and Revenue and Taxation.

Tax on Cigarettes.**Initiative Constitutional Amendment and Statute. SA 2005RF0114**

Referred by the Speaker to the Committees on Governmental Organization, Health, and Revenue and Taxation.

REPORTS

The following reports were presented by the Chief Clerk:

**2004–05 Small Business and Disabled Veteran Business Enterprise
Participation Report
(Pursuant to Government Code Section 14840)**

Above transmitted report, together with letter of transmittal from Celeste Cantu, Executive Director, Water Resources Control Board, dated August 12, 2005, referred by the Speaker to the Committee on Jobs, Economic Development, and the Economy.

**Annual Report of Waiver Activity January 2004–December 2004
(Pursuant to Education Code Sections 33050–33053)**

Above transmitted report, together with letter of transmittal from Jack O’Connell, State Superintendent of Public Instruction, Department of Education, dated November 17, 2005, referred by the Speaker to the Committee on Education.

**California Residential Property Insurance Disclosure Report
(Pursuant to Insurance Code Section 10102(j))**

Above transmitted report, together with letter of transmittal from John Garamendi, Insurance Commissioner, Department of Insurance, dated November 30, 2005, referred by the Speaker to the Committee on Insurance.

**California’s Caregiver Resource Center System Annual Report
(Pursuant to Welfare and Institutions Code, Section 4365.5)**

Above transmitted report, together with letter of transmittal from Stephen W. Mayberg, Ph.D., Director, Department of Mental Health, dated December 5, 2005, referred by the Speaker to the Committee on Health.

**Special Repair Projects
(Pursuant to Supplemental Report to the 2000 Budget Act
Item 5240-001-0001)**

Above transmitted report, together with letter of transmittal from Roderick Q. Hickman, Secretary, Department of Corrections and Rehabilitation, dated November 16, 2005, referred by the Speaker to the Committee on Budget.

**2004–05 Annual Report and Statistical Appendix
(Pursuant to Business and Professions Code Section 312)**

Above transmitted report, together with letter of transmittal from Charlene Zettel, Director, Department of Consumer Affairs, dated December 2, 2005, referred by the Speaker to the Committee on Business and Professions.

**Legislation Necessary to Maintain the Codes
(Pursuant to Government Code Section 10242)**

Above transmitted report, together with letter of transmittal from Jeffrey A. DeLand, Chief Deputy, Legislative Counsel of California, dated December 16, 2005, referred by the Speaker to the Committee on Judiciary.

**Status Report on Implementation of Centralized Eligibility Lists
(Pursuant to Education Code Section 62000.14)**

Above transmitted report, together with letter of transmittal from Jack O'Connell, State Superintendent of Public Instruction, Department of Education, dated December 19, 2005, referred by the Speaker to the Committee on Education.

**2004–05 Disabled Veterans Business Enterprise Report
(Pursuant to Public Contract Code Section 10115.5)**

Above transmitted report, together with letter of transmittal from Ruth Coleman, Director, Department of Parks and Recreation, dated December 20, 2005, referred by the Speaker to the Committee on Veterans Affairs.

**2004–05 Small Business and Disabled Veteran Business Enterprise
Participation Report**

Above transmitted report, together with letter of transmittal from Wendy Voss, Assistant Chief of Administration, California Horse Racing Board, dated December 20, 2005, referred by the Speaker to the Committee on Jobs, Economic Development, and the Economy.

**2004–05 Disabled Veterans Business Enterprise Report
(Pursuant to Public Contract Code Section 10115.5 and
Military and Veterans Code 999.7)**

Above transmitted report, together with letter of transmittal from Hugo Lopez, Director, Administration Division, Office of Treasurer, dated December 22, 2005, referred by the Speaker to the Committee on Veterans Affairs.

**2004–2005 Fiscal Year Annual Census Report of
Employees in the State Civil Service
(Pursuant to Government Code Sections 19237, 19405, 19705,
19792.5(b), and 19793)**

Above transmitted report, together with letter of transmittal from Floyd D. Shimomura, Executive Officer, State Personnel Board, dated December 13, 2005, referred by the Speaker to the Committee on Labor and Employment.

**The American Indian Education Centers Program Report
(Pursuant to Education Code Section 62000.14)**

Above transmitted report, together with letter of transmittal from Jack O'Connell, State Superintendent of Public Instruction, Department of Education, dated December 13, 2005, referred by the Speaker to the Committee on Education.

**California State Lottery Fund: Financial Statements, September 30, 2005
(Prepared from Books Without Audit)
(Pursuant to Government Code Section 8880.22)**

Above transmitted report, together with letter of transmittal from Patricia Eberhart, Director, Finance and Administration Division, California Lottery, dated December 14, 2005, referred by the Speaker to the Committee on Governmental Organization.

**2004–2005 Loan and Grant Programs Annual Report
(Pursuant to Health and Safety Code Section 50408)**

Above transmitted report, together with letter of transmittal from Judy Nevis, Acting Director, Department of Housing and Community Development, dated December 15, 2005, referred by the Speaker to the Committee on Housing and Community Development.

**2004–05 Cost Report and Project Delivery Report
(Pursuant to Government Code Sections 14524.16 and 14525.5)**

Above transmitted report, together with letter of transmittal from Janet S. Dawson, Assistant Deputy Director, Division of Legislative and Local Government Affairs, Department of Transportation, dated December 6, 2005, referred by the Speaker to the Committee on Transportation.

**Fourth Semiannual Report on
Energy Settlements and Energy Litigation and Investigation Expenses
(Pursuant to Government Code Section 16428.6)**

Above transmitted report, together with letter of transmittal from Sue Johnsrud, Director, Administrative Services Division, Department of Justice, dated December 16, 2005, referred by the Speaker to the Committee on Utilities and Commerce.

**California Public Utilities Commission
Annual Report for Fiscal Year July 1, 2004 to June 30, 2005**

Above transmitted report, together with letter of transmittal from Delaney L. Hunter, Director, Public Utilities Commission, dated December 8, 2005, referred by the Speaker to the Committee on Utilities and Commerce.

**2005 Report on the California Department of Corrections
Worker's Compensation Program (Fiscal Year 2003–2004)
(Pursuant to Supplemental Report to the 2001 Budget Act
Item 5240-001-0001(4))**

Above transmitted report, together with letter of transmittal from Roderick Q. Hickman, Secretary, Department of Corrections and Rehabilitation, dated December 13, 2005, referred by the Speaker to the Committee on Insurance.

**2005 Metropolitan State Hospital
First Quarterly Report to the Legislature on Key Measures
(Pursuant to Senate Bill 1103, Chapter 228, Statutes of 2004)**

Above transmitted report, together with letter of transmittal from Stephen W. Mayberg, Ph.D., Director, Department of Mental Health, dated December 14, 2005, referred by the Speaker to the Committee on Budget.

**Kapiloff Land Bank Report
(Pursuant to Public Resources Code Section 8618)**

Above transmitted report, together with letter of transmittal from Paul D. Thayer, Executive Officer, California State Lands Commission, dated December 22, 2005, referred by the Speaker to the Committee on Natural Resources.

**2004-05 Disabled Veterans Business Enterprise Report
(Pursuant to Military and Veterans Code Section 999.7)**

Above transmitted report, together with letter of transmittal from Will Bush, Interim Executive Officer, Franchise Tax Board, dated December 29, 2005, referred by the Speaker to the Committee on Veterans Affairs.

**Employee Housing Program 2004 Statistical Summary
(Pursuant to Health and Safety Code Sections 17031.8 and 17050(f)(1))**

Above transmitted report, together with letter of transmittal from Judy Nevis, Acting Director, Department of Housing and Community Development, dated December 29, 2005, referred by the Speaker to the Committee on Housing and Community Development.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 4, 2006

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 714

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

Assembly Chamber, January 4, 2006

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 894

Assembly Bill No. 912

Assembly Bill No. 1287

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, January 4, 2006

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 96

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered on file.

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bills were referred to committee:

Assembly

Bill No.

Committee

235	-----	B. & P.
261	-----	Trans.
389	-----	H. & C.D.
498	-----	Trans.
612	-----	Jud.
673	-----	Rev. & Tax.
674	-----	Rev. & Tax.
773	-----	H. & C.D.
782	-----	H. & C.D.
814	-----	Pub. S.
907	-----	Jud.
959	-----	Health
1000	-----	Pub. S.

1026	-----	Rev. & Tax.
1056	-----	Ed.
1159	-----	Pub. S.
1203	-----	H. & C.D.
1207	-----	E. & R.
1211	-----	Jud. and B. & P.
1224	-----	Rev. & Tax.
1255	-----	L. & E.
1262	-----	Rev. & Tax.
1399	-----	Higher Ed.
1423	-----	Nat. Res.
1441	-----	L. & E.
1478	-----	Hum. S.
1561	-----	B. & P.
1568	-----	P.E.,R. & S.S.
1629	-----	Rev. & Tax.
1679	-----	Trans.
1703	-----	Trans.

INTERIM COMMITTEE HEARINGS

Monday, December 12, 2005: Judiciary to convene jointly with the Senate Committee on Judiciary, at 9:30 a.m., in Van Nuys.

Wednesday, December 14, 2005: Aging and Long-Term Care, at 10 a.m.

SPECIAL COMMITTEE HEARINGS

By unanimous consent, the following committees were permitted to meet:

Jobs, Economic Development and the Economy, on Thursday, January 5, 2006, at 2 p.m.;

Banking and Finance, on Monday, January 9, 2006, at 1 p.m.;

Elections and Redistricting, on Tuesday, January 10, 2006, at 1:30 p.m.;

Health to convene jointly with the Committee on Environmental Safety and Toxic Materials, on Tuesday, January 10, 2006, in Room 4202;

Public Employees, Retirement and Social Security, on Wednesday, January 11, 2006, at 9:30 a.m., in Room 444;

Higher Education, on Thursday, January 12, 2006, at 1:30 p.m.;

Housing and Community Development to convene jointly with the Senate Select Committee on Mobile and Manufactured Homes, on Wednesday, January 25, 2006, at 2 p.m., in Room 112;

Business and Professions, on Thursday, January 12, 2006;

Select Committee on Biotechnology, on Thursday, January 12, 2006, at 10 a.m.;

Joint Legislative Audit Committee, on Tuesday, January 17, 2006, at 1:30 p.m.;

Joint Legislative Audit Committee, on Wednesday, February 22, 2006, at 1:30 p.m.

AUTHOR'S AMENDMENTS**Committee on Housing and Community Development**

January 4, 2006

Mr. Speaker: The Chair of your Committee on Housing and Community Development reports:

Assembly Bill No. 237

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MULLIN, Chair

ASSEMBLY BILL NO. 237—An act to amend Section 50517.5 of the Health and Safety Code, relating to housing, 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 Education**

January 4, 2006

Mr. Speaker: The Chair of your Committee on Education reports:

Assembly Bill No. 103

With author's amendments with the recommendation: Amend, and re-refer to the committee.

GOLDBERG, Chair

ASSEMBLY BILL NO. 103—An act to add Section 49404 to the Education Code, relating to school districts.

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 Health**

January 4, 2006

Mr. Speaker: The Chair of your Committee on Health reports:

Assembly Bill No. 105

Assembly Bill No. 167

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CHAN, Chair

ASSEMBLY BILL NO. 105—An act to add Article 2.5 (commencing with Section 110387.10) to Chapter 4 of Part 5 of Division 104 of the Health and Safety Code, relating to food labeling.

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.

ASSEMBLY BILL NO. 167—An act to add and repeal Article 5 (commencing with Section 128550) of Chapter 5 of Part 3 of Division 107 of the Health and Safety Code, relating to nursing education.

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 Higher Education

January 4, 2006

Mr. Speaker: The Chair of your Committee on Higher Education reports:

Assembly Bill No. 828

With author's amendments with the recommendation: Amend, and re-refer to the committee.

LIU, Chair

ASSEMBLY BILL NO. 828—An act to amend Section 66025.3 of the Education Code, relating to public postsecondary education.

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 Elections and Redistricting

January 4, 2006

Mr. Speaker: The Chair of your Committee on Elections and Redistricting reports:

Assembly Bill No. 16

Assembly Bill No. 583

Assembly Bill No. 347

Assembly Bill No. 876

With author's amendments with the recommendation: Amend, and re-refer to the committee.

UMBERG, Chair

ASSEMBLY BILL NO. 16—An act to add Section 85305.5 to the Government Code, relating to the Political Reform Act of 1974.

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.

ASSEMBLY BILL NO. 347—An act to amend Section 91000 of the Government Code, relating to the Political Reform Act of 1974.

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.

ASSEMBLY BILL NO. 583—An act to add Chapter 12 (commencing with Section 91015) to Title 9 of the Government Code, relating to the Political Reform Act of 1974, and making an appropriation therefor.

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.

ASSEMBLY BILL NO. 876—An act to add Section 2168.5 to the Elections Code, relating to voter information.

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 Human Services

January 4, 2006

Mr. Speaker: The Chair of your Committee on Human Services reports:

Assembly Bill No. 1363

With author's amendments with the recommendation: Amend, and re-refer to the committee.

EVANS, Chair

ASSEMBLY BILL NO. 1363—An act to amend Sections 87206 and 87207 of, and to add Section 87200.5 to, the Government Code, relating to public officials.

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 Higher Education

January 4, 2006

Mr. Speaker: The Chair of your Committee on Higher Education reports:

Assembly Bill No. 1319

With author's amendments with the recommendation: Amend, and re-refer to the committee.

LIU, Chair

ASSEMBLY BILL NO. 1319—An act to amend Sections 8530, 8531, 8532, 8533, and 8538 of the Education Code, relating to adult education.

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 Governmental Organization

January 4, 2006

Mr. Speaker: The Chair of your Committee on Governmental Organization reports:

Assembly Bill No. 611

With author's amendments with the recommendation: Amend, and re-refer to the committee.

JEROME HORTON, Chair

ASSEMBLY BILL NO. 611—An act to amend Sections 19805 and 19984 of the Business and Professions Code, relating to gambling.

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

January 4, 2006

Mr. Speaker: The Chair of your Committee on Housing and Community Development reports:

Assembly Bill No. 389

Assembly Bill No. 782

Assembly Bill No. 773

Assembly Bill No. 1203

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MULLIN, Chair

ASSEMBLY BILL NO. 389—An act to relating to housing.

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.

ASSEMBLY BILL NO. 773—An act to amend Section 65589.5 of the Government Code, relating to housing.

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.

ASSEMBLY BILL NO. 782—An act relating to housing.

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.

ASSEMBLY BILL NO. 1203—An act relating to housing.

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 Employees, Retirement and Social Security

January 4, 2006

Mr. Speaker: The Chair of your Committee on Public Employees, Retirement and Social Security reports:

Assembly Bill No. 1568

With author's amendments with the recommendation: Amend, and re-refer to the committee.

TORRICO, Chair

ASSEMBLY BILL NO. 1568—An act relating to public employee retirement systems.

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 Natural Resources

January 4, 2006

Mr. Speaker: The Chair of your Committee on Natural Resources reports:

Assembly Bill No. 1423

With author's amendments with the recommendation: Amend, and re-refer to the committee.

HANCOCK, Chair

ASSEMBLY BILL NO. 1423—An act relating to water.

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

January 4, 2006

Mr. Speaker: The Chair of your Committee on Transportation reports:

Assembly Bill No. 261

Assembly Bill No. 1679

Assembly Bill No. 498

Assembly Bill No. 1703

With author's amendments with the recommendation: Amend, and re-refer to the committee.

OROPEZA, Chair

ASSEMBLY BILL NO. 261—An act relating to economic development.

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.

ASSEMBLY BILL NO. 498—An act to add Section 4059.5 to the Family Code, relating to child support.

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.

ASSEMBLY BILL NO. 1679—An act to amend Section 8875.1 of the Government Code, relating to building standards.

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.

ASSEMBLY BILL NO. 1703—An act to amend Section 12500 of the Vehicle Code, relating to vehicles.

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 Elections and Redistricting

January 4, 2006

Mr. Speaker: The Chair of your Committee on Elections and Redistricting reports:
Assembly Bill No. 1207

With author's amendments with the recommendation: Amend, and re-refer to the committee.

UMBERG, Chair

ASSEMBLY BILL NO. 1207—An act to amend Section 24072 of the Business and Professions Code, relating to alcoholic beverages.

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 Education

January 4, 2006

Mr. Speaker: The Chair of your Committee on Education reports:

Assembly Bill No. 307
Assembly Bill No. 606
Assembly Bill No. 1056

With author's amendments with the recommendation: Amend, and re-refer to the committee.

GOLDBERG, Chair

ASSEMBLY BILL NO. 307—An act to amend Section 52262 of the Education Code, relating to technology grants.

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.

ASSEMBLY BILL NO. 606—An act relating to civil rights.

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.

ASSEMBLY BILL NO. 1056—An act to add Section 49537 to the Education Code, relating to school nutrition.

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 Revenue and Taxation

January 4, 2006

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:

Assembly Bill No. 673

Assembly Bill No. 1282

Assembly Bill No. 674

Assembly Bill No. 1629

Assembly Bill No. 1026

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KLEHS, Chair

ASSEMBLY BILL NO. 673—An act to amend Section 2012 of the Labor Code, relating to employment conditions.

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.

ASSEMBLY BILL NO. 674—An act to amend Section 2062 of the Labor Code, relating to car washes.

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.

ASSEMBLY BILL NO. 1026—An act relating to taxation.

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.

ASSEMBLY BILL NO. 1282—An act to amend Sections 7203 and 7205 of the Revenue and Taxation Code, relating to taxation.

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.

ASSEMBLY BILL NO. 1629—An act relating to taxation.

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 Human Services

January 4, 2006

Mr. Speaker: The Chair of your Committee on Human Services reports:

Assembly Bill No. 1478

With author's amendments with the recommendation: Amend, and re-refer to the committee.

EVANS, Chair

ASSEMBLY BILL NO. 1478—An act relating to gaming.

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

January 4, 2006

Mr. Speaker: The Chair of your Committee on Transportation reports:

Assembly Bill No. 372

Assembly Bill No. 397

Assembly Bill No. 1020

With author's amendments with the recommendation: Amend, and re-refer to the committee.

OROPEZA, Chair

ASSEMBLY BILL NO. 372—An act to amend Section 105032 of the Public Utilities 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.

ASSEMBLY BILL NO. 397—An act to amend Section 12814.6 of the Vehicle Code, relating to vehicles.

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.

ASSEMBLY BILL NO. 1020—An act to add Chapter 2.68 (commencing with Section 65089.60) to Division 1 of Title 7 of the Government Code, relating to planning.

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

January 4, 2006

Mr. Speaker: The Chair of your Committee on Transportation reports:

Assembly Bill No. 714

Assembly Bill No. 1550

With author's amendments with the recommendation: Amend, and re-refer to the committee.

OROPEZA, Chair

ASSEMBLY BILL NO. 714—An act to add Section 9954 to the Vehicle Code, relating to vehicles.

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.

ASSEMBLY BILL NO. 1550—An act to amend Section 26613 of the Government Code, relating to traffic enforcement.

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 Natural Resources

January 4, 2006

Mr. Speaker: The Chair of your Committee on Natural Resources reports:

Assembly Bill No. 887

With author's amendments with the recommendation: Amend, and re-refer to the committee.

HANCOCK, Chair

ASSEMBLY BILL NO. 887—An act to amend Section 4590 of the Public Resources Code, relating to forest practices.

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 Agriculture

January 4, 2006

Mr. Speaker: The Chair of your Committee on Agriculture reports:

Assembly Bill No. 1147

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MATTHEWS, Chair

ASSEMBLY BILL NO. 1147—An act to add Division 26 (commencing with Section 81100) to the Food and Agricultural Code, and to amend Section 6276.26 of the Government Code, relating to industrial hemp.

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 Insurance

January 4, 2006

Mr. Speaker: The Chair of your Committee on Insurance reports:

Assembly Bill No. 1549

With author's amendments with the recommendation: Amend, and re-refer to the committee.

VARGAS, Chair

ASSEMBLY BILL NO. 1549—An act to amend Sections 139.2, 3209.3, and 4616.4 of the Labor Code, relating to workers' compensation.

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

January 4, 2006

Mr. Speaker: The Chair of your Committee on Housing and Community Development reports:

Assembly Bill No. 197

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MULLIN, Chair

ASSEMBLY BILL NO. 197—An act to add Section 798.80.5 to the Civil Code, relating to mobilehomes.

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 Natural Resources

January 4, 2006

Mr. Speaker: The Chair of your Committee on Natural Resources reports:

Assembly Bill No. 727

With author's amendments with the recommendation: Amend, and re-refer to the committee.

HANCOCK, Chair

ASSEMBLY BILL NO. 727—An act to amend Section 40051 of the Public Resources Code, relating to solid waste.

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 Business and Professions

January 4, 2006

Mr. Speaker: The Chair of your Committee on Business and Professions reports:

Assembly Bill No. 235

Assembly Bill No. 1561

Assembly Bill No. 516

Assembly Bill No. 1588

Assembly Bill No. 552

With author's amendments with the recommendation: Amend, and re-refer to the committee.

NEGRETE McLEOD, Chair

ASSEMBLY BILL NO. 235—An act to amend Section 8262 of the Education Code, relating to child care and development.

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.

ASSEMBLY BILL NO. 516—An act to amend Section 650.02 of the Business and Professions Code, relating to healing arts.

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.

ASSEMBLY BILL NO. 552—An act to amend Sections 8616.5 and 8617 of the Business and Professions Code, relating to structural pest control.

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.

ASSEMBLY BILL NO. 1561—An act relating to state boards and commissions.

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.

ASSEMBLY BILL NO. 1588—An act to add Section 11340.95 to the Government Code, relating to administrative agencies.

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 Health

January 4, 2006

Mr. Speaker: The Chair of your Committee on Health reports:
Assembly Bill No. 470

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CHAN, Chair

ASSEMBLY BILL NO. 470—An act to add Section 7576.4 to the Government Code, relating to mental health.

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

January 4, 2006

Mr. Speaker: The Chair of your Committee on Housing and Community Development reports:

Assembly Bill No. 1469

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MULLIN, Chair

ASSEMBLY BILL NO. 1469—An act to add Sections 798.54 and 798.54.5 to the Civil Code, relating to mobilehome parks.

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 Health

January 4, 2006

Mr. Speaker: The Chair of your Committee on Health reports:
Assembly Bill No. 1105
Assembly Bill No. 1591
Assembly Bill No. 1689

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CHAN, Chair

ASSEMBLY BILL NO. 1105—An act to amend Section 114120 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.

ASSEMBLY BILL NO. 1591—An act to add Section 14016.11 to the Welfare and Institutions Code, relating to Medi-Cal.

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.

ASSEMBLY BILL NO. 1689—An act to add Section 5865.5 to the Welfare and Institutions Code, relating to child health care.

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 Jobs, Economic Development, and the Economy**

January 4, 2006

Mr. Speaker: The Chair of your Committee on Jobs, Economic Development, and the Economy reports:

Assembly Bill No. 957

With author's amendments with the recommendation: Amend, and re-refer to the committee.

ARAMBULA, Chair

ASSEMBLY BILL NO. 957—An act to add Chapter 12.9 (commencing with Section 7090) to Division 7 of Title 2 of the Government Code, and to amend Sections 17039 and 23036 of, to add Sections 17052.77 and 23677 to, and to add and repeal Sections 17053.93 and 23693 of, the Revenue and Taxation Code, relating to economic development.

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 Insurance**

January 4, 2006

Mr. Speaker: The Chair of your Committee on Insurance reports:

Assembly Bill No. 1226

With author's amendments with the recommendation: Amend, and re-refer to the committee.

VARGAS, Chair

ASSEMBLY BILL NO. 1226—An act relating to workers' compensation.

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**

January 4, 2006

Mr. Speaker: The Chair of your Committee on Local Government reports:

Assembly Bill No. 1259

With author's amendments with the recommendation: Amend, and re-refer to the committee.

SALINAS, Chair

ASSEMBLY BILL NO. 1259—An act to add Section 96.85 to the Revenue and Taxation Code, relating to property taxation.

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 Utilities and Commerce**

January 4, 2006

Mr. Speaker: The Chair of your Committee on Utilities and Commerce reports:

Assembly Bill No. 158

Assembly Bill No. 326

With author's amendments with the recommendation: Amend, and re-refer to the committee.

LEVINE, Chair

ASSEMBLY BILL NO. 158—An act to add Section 7711.5 to the Public Utilities Code, relating to railroads.

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.

ASSEMBLY BILL NO. 326—An act to amend Sections 270, 275, 276, 277, 278, 279, and 280 of, and to repeal Section 281 of, the Public Utilities Code, relating to telecommunications.

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

January 4, 2006

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Assembly Bill No. 41

Assembly Bill No. 759

Assembly Bill No. 618

Assembly Bill No. 1501

With author's amendments with the recommendation: Amend, and re-refer to the committee.

LENO, Chair

ASSEMBLY BILL NO. 41—An act to add the heading of Chapter 7.5 (commencing with Section 181) to Title 7 of Part 1 of, and to add Sections 181.1, 181.2, 181.3, 181.4, 181.5, 181.6, and 181.7 to, the Penal Code, relating to human trafficking.

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.

ASSEMBLY BILL NO. 618—An act to amend Section 530.5 of the Penal Code, relating to crime.

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.

ASSEMBLY BILL NO. 759—An act to add Section 76000.6 to the Government Code, relating to county penalties.

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.

ASSEMBLY BILL NO. 1501—An act add and repeal Section 731.3 of the Welfare and Institutions Code, relating to juvenile prostitution.

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 Revenue and Taxation

January 4, 2006

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:

Assembly Bill No. 548

Assembly Bill No. 912

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KLEHS, Chair

ASSEMBLY BILL NO. 548—An act to add and repeal Section 6397 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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.

ASSEMBLY BILL NO. 912—An act relating to taxation.

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

January 4, 2006

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Assembly Bill No. 789

Assembly Bill No. 1036

Assembly Bill No. 1000

Assembly Bill No. 1688

With author's amendments with the recommendation: Amend, and re-refer to the committee.

LENO, Chair

ASSEMBLY BILL NO. 789—An act to add Title 9 (commencing with Section 14100) to Part 4 of the Penal Code, relating to disabled persons.

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.

ASSEMBLY BILL NO. 1000—An act to amend, repeal, and add Section 7125 to the Business and Professions Code, and to add and repeal Section 11665 of the Insurance Code, relating to workers' compensation.

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.

ASSEMBLY BILL NO. 1036—An act to amend Section 786 of the Penal Code, relating to crime.

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.

ASSEMBLY BILL NO. 1688—An act to amend Section 830.11 of the Penal Code, relating to illegal dumping enforcement officers.

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

January 4, 2006

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Assembly Bill No. 1112

With author's amendments with the recommendation: Amend, and re-refer to the committee.

LENO, Chair

ASSEMBLY BILL NO. 1112—An act to amend Section 647 of the Penal Code, relating to loitering.

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 Labor and Employment

January 4, 2006

Mr. Speaker: The Chair of your Committee on Labor and Employment reports:
Assembly Bill No. 537

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KORETZ, Chair

ASSEMBLY BILL NO. 537—An act to amend Section 3099.2 of the Labor Code, relating to apprenticeship.

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 Health

January 4, 2006

Mr. Speaker: The Chair of your Committee on Health reports:

Assembly Bill No. 44
Assembly Bill No. 469
Assembly Bill No. 959

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CHAN, Chair

ASSEMBLY BILL NO. 44—An act to amend Sections 130005, 130050, and 130063 of, to add Section 130064 to, to add Section 129771 of, and to repeal Section 130020 of, the Health and Safety Code, relating to health facilities.

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.

ASSEMBLY BILL NO. 469—An act to add Section 14109.8 to the Welfare and Institutions Code, relating to Medi-Cal.

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.

ASSEMBLY BILL NO. 959—An act to amend Section 1550.1 of the Streets and Highways Code, relating to streets and 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 Health

January 4, 2006

Mr. Speaker: The Chair of your Committee on Health reports:

Assembly Bill No. 291
Assembly Bill No. 1111
Assembly Bill No. 1476

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CHAN, Chair

ASSEMBLY BILL NO. 291—An act to add Section 123256 to the Health and Safety Code, relating to maternal health.

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.

ASSEMBLY BILL NO. 1111—An act to amend Sections 1373.62 and 1399.801 of, and to add Article 3.12 (commencing with Section 1357.40) to Chapter 2.2 of Division 2 of, the Health and Safety Code, and to amend Sections 10127.15 and 10900 of, and to add Section 10901.5 to, the Insurance Code, relating to health care coverage.

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.

ASSEMBLY BILL NO. 1476—An act to amend Section 103885 of the Health and Safety Code, relating to cancer registry.

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 Arts, Entertainment, Sports, Tourism, and Internet Media

January 4, 2006

Mr. Speaker: The Chair of your Committee on Arts, Entertainment, Sports, Tourism, and Internet Media reports:

Assembly Bill No. 864

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CHAVEZ, Chair

ASSEMBLY BILL NO. 864—An act to add Chapter 2.5 (commencing with Section 104700) to Part 3 of Division 103 of the Health and Safety Code, relating to physical fitness.

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 Natural Resources

January 4, 2006

Mr. Speaker: The Chair of your Committee on Natural Resources reports:

Assembly Bill No. 825

With author's amendments with the recommendation: Amend, and re-refer to the committee.

HANCOCK, Chair

ASSEMBLY BILL NO. 825—An act to add Chapter 4.1 (commencing with Section 39710) to Part 2 of Division 26 of the Health and Safety Code, relating to air pollution.

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 Education

January 4, 2006

Mr. Speaker: The Chair of your Committee on Education reports:

Assembly Bill No. 49

Assembly Bill No. 1320

Assembly Bill No. 622

Assembly Bill No. 1482

With author's amendments with the recommendation: Amend, and re-refer to the committee.

GOLDBERG, Chair

ASSEMBLY BILL NO. 49—An act to repeal and add Sections 45103.1, 45103.5, 88003.1, and 88004.5 of the Education Code, and to add Section 3562.3 to the Government Code, relating to public education.

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.

ASSEMBLY BILL NO. 622—An act to amend Sections 49430, 49430.5, and 49431 of the Education Code, relating to pupil nutrition.

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.

ASSEMBLY BILL NO. 1320—An act to amend Section 48204 of the Education Code, relating to school attendance.

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.

ASSEMBLY BILL NO. 1482—An act to amend Section 15146 to the Education Code, relating to education finance.

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 Higher Education

January 4, 2006

Mr. Speaker: The Chair of your Committee on Higher Education reports:

Assembly Bill No. 476

Assembly Bill No. 1286

Assembly Bill No. 523

Assembly Bill No. 1315

Assembly Bill No. 1072

Assembly Bill No. 1350

With author's amendments with the recommendation: Amend, and re-refer to the committee.

LIU, Chair

ASSEMBLY BILL NO. 476—An act relating to student financial aid, 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.

ASSEMBLY BILL NO. 523—An act to amend Sections 94854 and 94920 of the Education Code, relating to private postsecondary education.

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.

ASSEMBLY BILL NO. 1072—An act to add Chapter 11.1 (commencing with Section 66910) to, and to repeal Chapter 11 (commencing with Section 66900) of, Part 40 of the Education Code, relating to postsecondary education.

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.

ASSEMBLY BILL NO. 1286—An act relating to physician assistant training, and making an appropriation therefor.

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.

ASSEMBLY BILL NO. 1315—An act to add Section 76160 to the Education Code, 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.

ASSEMBLY BILL NO. 1350—An act to amend Section 66744 of the Education Code, relating to public postsecondary education, 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 Public Safety**

January 4, 2006

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Assembly Joint Resolution No. 28

With author's amendments with the recommendation: Amend, and re-refer to the committee.

LENO, Chair

ASSEMBLY JOINT RESOLUTION NO. 28—Relative to Mexican extradition.

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 Human Services**

January 4, 2006

Mr. Speaker: The Chair of your Committee on Human Services reports:

Assembly Bill No. 628

With author's amendments with the recommendation: Amend, and re-refer to the committee.

EVANS, Chair

ASSEMBLY BILL NO. 628—An act to add Section 1502.1 to the Health and Safety Code, and to add Section 16015 to the Welfare and Institutions Code, relating to foster care.

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 Employees, Retirement and Social Security**

January 4, 2006

Mr. Speaker: The Chair of your Committee on Public Employees, Retirement and Social Security reports:

Assembly Bill No. 1708

With author's amendments with the recommendation: Amend, and re-refer to the committee.

TORRICO, Chair

ASSEMBLY BILL NO. 1708—An act to add Section 19822.1 to the Government Code, relating to state employees.

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 Agriculture**

January 4, 2006

Mr. Speaker: The Chair of your Committee on Agriculture reports:

Assembly Bill No. 984

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MATTHEWS, Chair

ASSEMBLY BILL NO. 984—An act to add Section 1714.43 to the Civil Code, relating to liability.

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**

January 4, 2006

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Assembly Bill No. 96

Assembly Bill No. 814

Assembly Bill No. 308

Assembly Bill No. 1160

With author's amendments with the recommendation: Amend, and re-refer to the committee.

LENO, Chair

ASSEMBLY BILL NO. 96—An act to add Section 676 to the Penal Code, relating to probation.

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.

ASSEMBLY BILL NO. 308—An act to add Section 2933.8 to the Penal Code, relating to crimes.

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.

ASSEMBLY BILL NO. 814—An act relating to firearms.

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.

ASSEMBLY BILL NO. 1160—An act to amend Section 192 of the Penal Code, relating to crime.

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

January 4, 2006

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Assembly Bill No. 851
Assembly Bill No. 1015
Assembly Bill No. 1063

With author's amendments with the recommendation: Amend, and re-refer to the committee.

LENO, Chair

ASSEMBLY BILL NO. 851—An act to amend Section 299 of, and to add Chapter 16 (commencing with Section 1425) to Title 10 of Part 2 of, the Penal Code, relating to criminal records.

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.

ASSEMBLY BILL NO. 1015—An act to amend Section 13023 of the Penal Code, relating to hate crimes.

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.

ASSEMBLY BILL NO. 1063—An act to amend Sections 11379.6, 11379.7, 11383, and 11644 of, and to add Section 11383.5 to, the Health and Safety Code, relating to controlled substances.

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

January 4, 2006

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Senate Bill No. 201

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CHU, Chair

SENATE BILL NO. 201—An act to amend Section 10609 of the Welfare and Institutions Code, relating to social services.

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

January 4, 2006

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Assembly Bill No. 53

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CHU, Chair

ASSEMBLY BILL NO. 53—An act to add Chapter 12.94 (commencing with Section 7090) to Division 7 of Title 1 of, and to repeal Article 2 (commencing with Section 11792) and Article 3 (commencing with Section 11796) of Chapter 7.5 of Part 1 of Division 3 of Title 2 of, the Government Code, relating to technology.

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

January 4, 2006

Mr. Speaker: The Chair of your Committee on Housing and Community Development reports:

Assembly Bill No. 1167

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MULLIN, Chair

ASSEMBLY BILL NO. 1167—An act to add Section 33333.15 to the Health and Safety Code, relating to redevelopment.

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

January 4, 2006

Mr. Speaker: The Chair of your Committee on Judiciary reports:

Assembly Bill No. 120

Assembly Bill No. 907

Assembly Bill No. 612

Assembly Bill No. 1502

Assembly Bill No. 750

Assembly Bill No. 1626

With author's amendments with the recommendation: Amend, and re-refer to the committee.

JONES, Chair

ASSEMBLY BILL NO. 120—An act to add Section 6219.5 to the Family Code, relating to domestic violence.

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.

ASSEMBLY BILL NO. 612—An act relating to energy resources.

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.

ASSEMBLY BILL NO. 750—An act to amend Section 77201.1 of the Government Code, relating to trial court funding.

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.

ASSEMBLY BILL NO. 907—An act relating to the public guardian.

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.

ASSEMBLY BILL NO. 1502—An act to add Section 3150.5 to the Family Code, relating to family law.

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.

ASSEMBLY BILL NO. 1626—An act to amend Sections 116.5 and 1122 of the Penal Code, relating to juries.

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 Education

January 4, 2006

Mr. Speaker: The Chair of your Committee on Education reports:

Assembly Bill No. 58

Assembly Bill No. 1171

Assembly Bill No. 607

Assembly Bill No. 1691

With author's amendments with the recommendation: Amend, and re-refer to the committee.

GOLDBERG, Chair

ASSEMBLY BILL NO. 58—An act to add Part 69 (commencing with Section 101000) to the Education Code, relating to education facilities, and by providing the funds necessary therefor through an election for the issuance and sale of bonds of the State of California and for the 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.

ASSEMBLY BILL NO. 607—An act to amend Sections 52122, 52122.6, 52122.7, 52122.8, 52123, 52124, and 52126 the Education Code, relating to class size.

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.

ASSEMBLY BILL NO. 1171—An act to amend Section 47607 of the Education Code, relating to charter schools.

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.

ASSEMBLY BILL NO. 1691—An act to add Section 44356 to the Education Code, relating to teacher credentials.

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

January 4, 2006

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Assembly Bill No. 50

With author's amendments with the recommendation: Amend, and re-refer to the committee.

LENO, Chair

ASSEMBLY BILL NO. 50—An act to amend Sections 667 and 1170.12 of, and to add Section 1170.05 to, the Penal Code, relating to sentencing.

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 Revenue and Taxation

January 4, 2006

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:

Assembly Bill No. 1418

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KLEHS, Chair

ASSEMBLY BILL NO. 1418—An act to amend Sections 19002 and 19355 of, to add Section 19165 to, to add Article 1.5 (commencing with Section 7063) to Chapter 8 of Part 1 of Division 2 of, and to add Article 9 (commencing with Section 19195) to Chapter 4 of Part 10.2 of Division 2 of, the Revenue and Taxation Code, and to amend Sections 2118, 13000, 13010, 13021, 13022, 13052, and 13052.5 of, and to add Sections 13020.1 and 13050.1 to, the Unemployment Insurance Code, relating to taxation.

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 Agriculture

January 4, 2006

Mr. Speaker: The Chair of your Committee on Agriculture reports:

Assembly Bill No. 1598

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MATTHEWS, Chair

ASSEMBLY BILL NO. 1598—An act to amend Section 63901 of 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 Business and Professions

January 4, 2006

Mr. Speaker: The Chair of your Committee on Business and Professions reports:

Assembly Bill No. 546

Assembly Bill No. 861

Assembly Bill No. 790

Assembly Bill No. 894

With author's amendments with the recommendation: Amend, and re-refer to the committee.

NEGRETE McLEOD, Chair

ASSEMBLY BILL NO. 546—An act to add Section 8314.5 to the Government Code, relating to state computers.

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.

ASSEMBLY BILL NO. 790—An act to amend Sections 10150, 10151, and 10161.8 of, and to add Sections 10131.9 and 10131.91 to, the Business and Professions Code, relating to real estate, and making an appropriation therefor.

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.

ASSEMBLY BILL NO. 861—An act to amend Section 480 of the Business and Professions Code, relating to professions and vocations.

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.

ASSEMBLY BILL NO. 894—An act to amend Sections 728, 805, 4990.1, 4990.3, and 4990.5 of, and to add Chapter 13.5 (commencing with Section 4989.2) to Division 2 of, the Business and Professions Code, relating to professional counselors, and making an appropriation therefor.

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 Business and Professions

January 4, 2006

Mr. Speaker: The Chair of your Committee on Business and Professions reports:
Assembly Bill No. 945

With author's amendments with the recommendation: Amend, and re-refer to the committee.

NEGRETE McLEOD, Chair

ASSEMBLY BILL NO. 945—An act to add Section 10170 and 10171 to the Public Contract Code, relating to state contracts.

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 Health

January 4, 2006

Mr. Speaker: The Chair of your Committee on Health reports:
Assembly Bill No. 1744

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CHAN, Chair

ASSEMBLY BILL NO. 1744—An act to amend Section 1345 of the Health and Safety Code, relating to health care service 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 Water, Parks and Wildlife

January 4, 2006

Mr. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:
Assembly Bill No. 798
Assembly Bill No. 874

With author's amendments with the recommendation: Amend, and re-refer to the committee.

WOLK, Chair

ASSEMBLY BILL NO. 798—An act to add Division 26.7 (commencing with Section 79600) to the Water Code, relating to financing a water quality, watershed protection, and flood management program, by providing the funds necessary therefor through the issuance and sale of bonds of the State of California and by providing for the 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.

ASSEMBLY BILL NO. 874—An act to add Chapter 5 (commencing with Section 3860) to Part 2 of Division 4 of the Fish and Game Code, relating to wildlife.

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 Insurance**

January 4, 2006

Mr. Speaker: The Chair of your Committee on Insurance reports:
Assembly Bill No. 1554

With author's amendments with the recommendation: Amend, and re-refer to the committee.

VARGAS, Chair

ASSEMBLY BILL NO. 1554—An act to amend Section 657 of the Insurance Code, relating to auto 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.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 4, 2006

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 16
Assembly Bill No. 103
Assembly Bill No. 105
Assembly Bill No. 167
Assembly Bill No. 237
Assembly Bill No. 347

Assembly Bill No. 583
Assembly Bill No. 611
Assembly Bill No. 828
Assembly Bill No. 876
Assembly Bill No. 1319
Assembly Bill No. 1363

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, January 4, 2006

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 197
Assembly Bill No. 235
Assembly Bill No. 261
Assembly Bill No. 307
Assembly Bill No. 372
Assembly Bill No. 389
Assembly Bill No. 397
Assembly Bill No. 498

Assembly Bill No. 516
Assembly Bill No. 552
Assembly Bill No. 606
Assembly Bill No. 673
Assembly Bill No. 674
Assembly Bill No. 714
Assembly Bill No. 727
Assembly Bill No. 773

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, January 4, 2006

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 782
Assembly Bill No. 887
Assembly Bill No. 1020
Assembly Bill No. 1026
Assembly Bill No. 1056
Assembly Bill No. 1147
Assembly Bill No. 1203
Assembly Bill No. 1207

Assembly Bill No. 1282
Assembly Bill No. 1423
Assembly Bill No. 1478
Assembly Bill No. 1549
Assembly Bill No. 1550
Assembly Bill No. 1561
Assembly Bill No. 1568
Assembly Bill No. 1588

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, January 4, 2006

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1629
Assembly Bill No. 1679
Assembly Bill No. 1703

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, January 4, 2006

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 44
Assembly Bill No. 291
Assembly Bill No. 469
Assembly Bill No. 537
Assembly Bill No. 759
Assembly Bill No. 789
Assembly Bill No. 959

Assembly Bill No. 1000
Assembly Bill No. 1036
Assembly Bill No. 1111
Assembly Bill No. 1112
Assembly Bill No. 1476
Assembly Bill No. 1688

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, January 4, 2006

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 49
Assembly Bill No. 96
Assembly Bill No. 308
Assembly Bill No. 476
Assembly Bill No. 523
Assembly Bill No. 622
Assembly Bill No. 628
Assembly Bill No. 814

Assembly Bill No. 825
Assembly Bill No. 851
Assembly Bill No. 864
Assembly Bill No. 984
Assembly Bill No. 1015
Assembly Bill No. 1063
Assembly Bill No. 1160

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, January 4, 2006

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1286
Assembly Bill No. 1315
Assembly Bill No. 1320

Assembly Bill No. 1350
Assembly Bill No. 1482
Assembly Bill No. 1708

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, January 4, 2006

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 120

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

Assembly Chamber, January 4, 2006

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1626

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

Assembly Chamber, January 4, 2006

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1226

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

ASSEMBLY RULE 118 SUSPENDED—PRIVILEGES OF THE FLOOR

Assembly Member Koretz was granted unanimous consent that Assembly Rule 118 be suspended granting the privileges of the Floor and permitting a guest to sit at his desk in the Assembly Chamber.

BILL REMOVED FROM INACTIVE FILE

Assembly Member Cohn was granted unanimous consent that Assembly Bill No. 358 be withdrawn from the inactive file, and returned to the Senate for further action.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Cohn announced her intention to request that Assembly Bills Nos. 1101 and 1178 be removed from the inactive file.

CONSIDERATION OF DAILY FILE UNFINISHED BUSINESS

ASSEMBLY BILL NO. 441 RECONSIDERED BY UNANIMOUS CONSENT

In compliance with a motion given, Assembly Member Cohn was granted unanimous consent that the vote be reconsidered whereby Assembly Bill No. 441 was refused passage; and that the bill be placed upon the inactive file.

SENATE BILL NO. 709 REMOVED FROM INACTIVE FILE

Assembly Member Cohn was granted unanimous consent that Senate Bill No. 709 be withdrawn from the inactive file, and re-referred to the Committee on Higher Education.

RE-REFERENCE OF BILLS

Assembly Member Cohn was granted unanimous consent that the following bills be re-referred as noted:

Assembly Bills Nos. 44, 105, and 167 from the Committee on Health to the Committee on Public Safety;

Assembly Bill No. 120 from the Committee on Judiciary to the Committee on Public Safety;

Assembly Bill No. 237 from the Committee on Housing and Community Development to the Committee on Jobs, Economic Development, and the Economy;

Assembly Bill No. 413 from the Committee on Appropriations to the Committee on Business and Professions;

Assembly Bill No. 523 from the Committee on Higher Education to the Committee on Business and Professions and to be returned to the Committee on Higher Education;

Assembly Bills Nos. 699 and 711 from the Committee on Appropriations to the Committee on Health;

Assembly Bill No. 759 from the Committee on Public Safety to the Committee on Judiciary;

Assembly Bill No. 828 from the Committee on Higher Education to the Committee on Public Safety;

Assembly Bill No. 864 from the Committee on Arts, Entertainment, Sports, Tourism, and Internet Media to the Committee on Education;

Assembly Bill No. 984 from the Committee on Agriculture to the Committee on Water, Parks and Wildlife;

Assembly Bill No. 1112 from the Committee on Public Safety to the Committee on Transportation;

Assembly Bill No. 1147 from the Committee on Agriculture to the Committee on Public Safety;

Assembly Bill No. 1211 from the Committee on Judiciary to the Committee on Rules;

Assembly Bill No. 1226 from the Committee on Insurance to the Committee on Health;

Assembly Bill No. 1363 from the Committee on Human Services to the Committee on Judiciary;

Assembly Bill No. 1549 from the Committee on Insurance to the Committee on Business and Professions;

Assembly Bill No. 1612 from the Committee on Appropriations to the Committee on Judiciary;

Assembly Bill No. 1626 from the Committee on Judiciary to the Committee on Public Safety.

SUSPEND ASSEMBLY RULE 56 AND JOINT RULE 62(a)

Assembly Member Cohn was granted unanimous consent that Assembly Rule 56 and Joint Rule 62(a) be suspended for the purpose of permitting the following committees to notice hearing of the following bills, pending re-referral to the committee:

Committee on Education, to hear Assembly Bill No. 469, on Wednesday, January 11, 2006; and

Committee on Local Government, to hear Assembly Bill No. 1020, on Wednesday, January 11, 2006.

JOINT RULE 62(a) WAIVED

Assembly Member Cohn was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 237 for hearing in the Committee on Jobs, Economic Development, and the Economy on Thursday, January 5, 2006.

**NOTICE OF INTENTION TO REMOVE BILL
FROM INACTIVE FILE**

Pursuant to Assembly Rule 78, Assembly Member Yee announced his intention to request that Assembly Bill No. 450 be removed from the inactive file.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 909—An act to amend Section 709 of the Public Utilities Code, relating to telecommunications.

Bill read second time; amendments proposed by the Committee on Utilities and Commerce read and adopted, bill ordered reprinted and to be returned to the second reading file.

**CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
MOTIONS TO RECONSIDER BILLS CONTINUED**

By unanimous consent, the motions to reconsider the votes on Assembly Bills Nos. 6, 715, and 791, Senate Bills Nos. 51, 109, 646, 655, and 484, and Senate Joint Resolution No. 10 were continued until the next legislative day.

ANNOUNCEMENTS

Speaker pro Tempore Yee announced the following session schedule:
Thursday, January 5, 2006, Floor Session, 4:30 p.m.;
Friday, January 6, 2006, Floor Session, upon Call of the Speaker.

SPECIAL RECOGNITION

The Members of the Assembly joined Speaker pro Tempore Yee in extending best wishes to Assembly Member Jones on the occasion of his birthday.

ADJOURN IN MEMORY

Assembly Members Laird and Wolk were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of California Highway Patrol Lieutenant Michael E. Walker, of Vacaville.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Negrete McLeod was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Army Spc. Sergio Gudino, of Pomona.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Koretz was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Bill Robertson, of Los Angeles.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Pavley was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Edward W. Robings, of Oxnard.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Nava was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Ellen Stern Harris, of Los Angeles.

(Assembly Rule 45.5 suspended.)

At 12:31 p.m., Speaker Fabian Núñez, 46th District, presiding

At 12:40 p.m., Speaker pro Tempore Leland Y. Yee, 12th District, presiding

ADJOURN IN MEMORY

Assembly Members Strickland, Dymally, and Pavley were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Ed Masry, of Thousand Oaks.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Arambula was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Regina C. Reali, of Fresno.

Assembly Member Berg was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Arsenio P. (Sam) Sanchez, of Clearlake; Audrey Kelly and Alfred Dewar Syvertson, of Eureka; George V. Kalisik, Jr., of Humboldt; and Walter Sykes, of Lewiston.

Assembly Members Houston and Klehs were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Wendy Lockhart, of Dublin.

Assembly Member Lieber was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Lewis Burtis “Burt” Avery, of Atherton; Thomas Clements Jr., of Cupertino; Lois Crozier-Hogel, of Los Altos Hills; and Eiichi Edward Sakauye, of San Jose.

Assembly Member Nakanishi was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Mario Biagi, of Jackson.

Assembly Member Richman was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Sandra Spooner, of Canoga Park.

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 Donald “Tiny” LaChappa, of Lakeside.

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 Christine Blanchard, Richard Frost, and Patricia A. Kangas, of Davis; Marthann Lowrie, of Fairfield; Brice Bledsoe and Jerry Bonifacio, Jr., of Vacaville; and Mary Lynne Ishikawa, of Woodland.

RE-REFERENCE OF BILLS FROM FILE TO COMMITTEE

Assembly Member Cohn was granted unanimous consent that Assembly Bill No. 34 be referred from the third reading file to the Committee on Appropriations.

MOTION TO ADJOURN

At 12:46 p.m., Assembly Member Cohn moved that the Assembly do now adjourn.

Assembly Member Cogdill seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 12:46 p.m., Speaker pro Tempore Yee declared the quorum call of the Assembly dispensed with.

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 1778—Lieber and Hancock (Coauthors: Chan, Dymally, Evans, Goldberg, Jerome Horton, and Leno). An act to amend Section 49073.5 of the Education Code, relating to pupil records.

ASSEMBLY BILL NO. 1779—Karnette. An act to amend Sections 51206, 51210, 51210.1, 51210.2, and 51223 of the Education Code, and to amend Section 3543.2 of the Government Code, relating to physical education.

ASSEMBLY BILL NO. 1780—Baca. An act to amend Section 76300 of the Education Code, relating to community colleges, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 1781—Mountjoy (Principal coauthor: Maze) (Coauthors: Bass, Berg, Blakeslee, Calderon, Canciamilla, Cohn, Coto, DeVore, Emmerson, Evans, Harman, Haynes, Houston, Huff, Jones, Keene, Koretz, La Malfa, La Suer, Laird, Leno, Leslie, Levine, Montanez, Nakanishi, Nunez, Parra, Plescia, Ridley-Thomas, Sharon Runner, Ruskin, Strickland, Torrico, Tran, Vargas, Villines, and Wolk). An act to amend Section 101.10 of the Streets and Highways Code, relating to highways.

ASSEMBLY BILL NO. 1782—Mullin. An act to amend Section 8880.5 of, and to add Section 8880.24.5 to, the Government Code, relating to the California State Lottery.

ASSEMBLY BILL NO. 1783—Nunez. An act to add Title 18 (commencing with Section 99100) to the Government Code, relating to infrastructure financing.

ASSEMBLY BILL NO. 1784—Chu. An act relating to state claims.

ASSEMBLY BILL NO. 1785—Bermudez. An act to amend Section 190 of the Streets and Highways Code, relating to highways.

ASSEMBLY BILL NO. 1786—Bermudez. An act relating to school transportation.

ASSEMBLY BILL NO. 1787—Cohn. An act to amend Section 6273 of, and to add Section 6250.3 to, the Family Code, relating to protective orders.

ASSEMBLY BILL NO. 1788—Cohn. An act to amend Section 12816 of, and to add Section 12804.11 to, the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 1789—Cohn. An act to amend Section 12022.7 of the Penal Code, relating to sentencing.

ASSEMBLY BILL NO. 1790—Cohn. An act to amend Sections 49565.1, 49565.2, 49565.3, 49565.5, 49565.6, and 49565.7 of the Education Code, relating to pupil nutrition.

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 24—Cohn. A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 26.5 to Article XIII thereof, relating to domestic violence.

RESOLUTIONS

The following resolutions were offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 97—Blakeslee. Relative to Alex Madonna Memorial Highway.

ASSEMBLY CONCURRENT RESOLUTION NO. 98—Shirley Horton. Relative to World Languages and Cultures Month.

ASSEMBLY CONCURRENT RESOLUTION NO. 99—Cohn. Relative to Domestic Violence Awareness Month.

ASSEMBLY CONCURRENT RESOLUTION NO. 100—Cohn. Relative to California Holocaust Remembrance Week.

ASSEMBLY JOINT RESOLUTION NO. 39—Koretz (Coauthors: Jones and Laird) (Coauthor: Senator Kuehl). Relative to a moratorium on the use of depleted uranium munitions.

AUTHOR'S AMENDMENTS

Committee on Water, Parks and Wildlife

January 4, 2006

Mr. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:
Assembly Bill No. 479

With author's amendments with the recommendation: Amend, and re-refer to the committee.

WOLK, Chair

ASSEMBLY BILL NO. 479—An act to add Section 140 to the Water Code, relating to water.

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 Rules

January 4, 2006

Mr. Speaker: The Chair of your Committee on Rules reports:
Assembly Bill No. 181

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MONTAÑEZ, Chair

ASSEMBLY BILL NO. 181—An act to add Section 9032 to the Government Code, relating to the Legislature.

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 Education

January 4, 2006

Mr. Speaker: The Chair of your Committee on Education reports:

Assembly Bill No. 1381

With author's amendments with the recommendation: Amend, and re-refer to the committee.

GOLDBERG, Chair

ASSEMBLY BILL NO. 1381—An act to amend Section 51796 of the Education Code, relating to school gardens.

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 Natural Resources

January 4, 2006

Mr. Speaker: The Chair of your Committee on Natural Resources reports:

Assembly Bill No. 1231

With author's amendments with the recommendation: Amend, and re-refer to the committee.

HANCOCK, Chair

ASSEMBLY BILL NO. 1231—An act to amend Sections 40448, 40500, 40500.5, 40501, 40502, 40503, 40752, 40804, 41702, 42301.3, 42350, 42351, 42351.5, 42352, 42352.5, 42353, 42354, 42355, 42356, 42357, 42358, 42359, 42359.5, 42360, 42361, 42362, 42363, 42365, 42368, 42372, 42400, 42400.3.5, 42401, 42402, 42402.1, 42402.2, 42402.3, 42402.4, 42402.5, and 42451 of, to add Section 42407 to, to add Chapter 7.5 (commencing with Section 40770) to Part 3 of Division 26 of, and to repeal Section 40501.3 of, the Health and Safety Code, relating to air pollution.

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 Business and Professions

January 4, 2006

Mr. Speaker: The Chair of your Committee on Business and Professions reports:

Assembly Bill No. 886

With author's amendments with the recommendation: Amend, and re-refer to the committee.

NEGRETE McLEOD, Chair

ASSEMBLY BILL NO. 886—An act to amend Section 7197 of the Business and Professions Code, relating to construction.

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 Insurance

January 4, 2006

Mr. Speaker: The Chair of your Committee on Insurance reports:

Assembly Bill No. 925

With author's amendments with the recommendation: Amend, and re-refer to the committee.

VARGAS, Chair

ASSEMBLY BILL NO. 925—An act to add Article 19 (commencing with Section 1120) to Chapter 1 of Part 2 of Division 1 of the Insurance Code, relating to insurer investments.

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

January 4, 2006

Mr. Speaker: The Chair of your Committee on Appropriations reports:
Assembly Bill No. 1592

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CHU, Chair

ASSEMBLY BILL NO. 1592—An act to add Chapter 6.7 (commencing with Section 52077) to Part 28 of the Education Code, relating to public schools.

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

January 4, 2006

Mr. Speaker: The Chair of your Committee on Judiciary reports:
Assembly Bill No. 1612

With author's amendments with the recommendation: Amend, and re-refer to the committee.

JONES, Chair

ASSEMBLY BILL NO. 1612—An act to add Division 12.8 (commencing with Section 19000) to the Public Resources Code, relating to cigarettes.

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 Revenue and Taxation

January 4, 2006

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:
Assembly Bill No. 385

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KLEHS, Chair

ASSEMBLY BILL NO. 385—An act to amend Section 19290 of the Revenue and Taxation Code, relating to taxation.

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 Natural Resources

January 4, 2006

Mr. Speaker: The Chair of your Committee on Natural Resources reports:

Assembly Bill No. 1090

With author's amendments with the recommendation: Amend, and re-refer to the committee.

HANCOCK, Chair

ASSEMBLY BILL NO. 1090—An act to amend Sections 40051 and 40201 of, to add Sections 40105.5, 40116.5, 40172.5, and 41781.3 to, and to repeal Section 40117 of, the Public Resources Code, relating to solid waste.

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 SENATE

Senate Chamber, September 8, 2005

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 679

Assembly Bill No. 1204

Assembly Bill No. 1388

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.

INTRODUCTION OF GUESTS

Assembly Member Niello, of the 5th Assembly District, introduced his nephew Carson Niello, of Sacramento.

Assembly Member Koretz, of the 42nd Assembly District, introduced his wife Gayle and daughter Rachel.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Cohn, the Assembly adjourned until 4:30 p.m., Thursday, January 5, 2006, out of respect to the memory of CHP Lieutenant Michael E. Walker, on motion of Assembly Members Laird and Wolk; out of respect to the memory of Army Spc. Sergio Gudino, on motion of Assembly Member Negrete McLeod; out of respect to the memory of Bill Robertson, on motion of Assembly Member Koretz; out of respect to the memory of Edward W. Robings, on motion of Assembly Member Pavley; out of respect to the memory of Ellen Stern Harris, on motion of Assembly Member Nava; out of respect to the memory of Ed Masry, on motion of Assembly Members Strickland, Dymally, and Pavley; out of respect to the memory of Regina C. Real, on motion of Assembly Member Arambula; out of respect to the memory of Arsenio P. (Sam) Sanchez, Audrey Kelly, Alfred Dewar Syvertson, George V. Kalisik, Jr., and Walter Sykes, on motion of Assembly Member Berg; out of respect to the memory of Wendy Lockhart, on motion of Assembly Members Houston and Klehs; out of respect to the memory of Lewis Burtis "Burt" Avery, Thomas Clements Jr., Lois Crozier-Hogel, and Eiichi Edward Sakauye, on motion of Assembly Member Lieber; out of respect to the memory of Mario Biagi, on motion of Assembly Member Nakanishi; out of respect to the memory of Sandra Spooner, on motion of Assembly Member Richman; out of respect to the memory of Donald "Tiny" LaChappa, on motion of Assembly Member Umberg; and out of respect to the memory of Christine Blanchard, Richard Frost, Patricia A. Kangas, Marthann Lowrie, Brice Bledsoe, Jerry Bonifacio, Jr., and Mary Lynne Ishikawa, on motion of Assembly Member Wolk.

FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JANUARY 4, 2006

The following measures were amended in the Assembly on this day:

AB	RN	AB	RN
16	0521849	611	0519892
41	0522591	612	0521990
44	0522073	618	0522457
49	0522138	622	0522324
50	0522720	628	0522223
53	0522127	673	0522087
58	0522542	674	0521788
96	0521862	714	0522136
103	0521832	727	0522165
105	0521814	750	0522160
120	0522172	759	0521789
158	0522105	773	0521881
167	0521746	782	0521971
181	0521767	789	0522166
197	0522129	790	0522255
235	0521999	798	0522344
237	0521611	814	0521848
261	0521896	825	0522271
291	0521824	828	0521867
307	0522051	851	0522150
308	0522395	861	0522705
326	0522151	864	0522186
347	0521707	874	0522565
372	0521741	876	0521843
385	0600014	886	0522944
389	0521614	887	0521979
397	0522009	894	0522378
469	0521895	907	0522016
470	0522594	912	0522418
476	0522251	925	0522797
479	0522733	945	0522895
498	0522012	957	0522430
516	0522112	959	0522027
523	0521996	984	0522351
537	0522403	1000	0521909
546	0522141	1015	0522363
548	0522431	1020	0521921
552	0522154	1026	0522054
583	0521978	1036	0521834
606	0521967	1056	0522123
607	0522602	1063	0521838

AB	RN	AB	RN
1072	0521683	1501	0522513
1090	0600058	1502	0522031
1105	0522384	1549	0522118
1111	0522224	1550	0522116
1112	0521842	1554	0522050
1147	0522079	1561	0521925
1160	0522107	1568	0521793
1167	0522752	1588	0522125
1171	0522505	1591	0522445
1203	0521915	1592	0522648
1207	0521995	1598	0522537
1226	0521960	1612	0522661
1231	0522532	1626	0522084
1259	0522367	1629	0513510
1282	0521887	1679	0521920
1286	0522030	1688	0522100
1315	0522226	1689	0522201
1319	0521644	1691	0522525
1320	0522052	1703	0521877
1350	0521836	1708	0521865
1363	0521860	1744	0522794
1381	0522554		
1418	0522573	AJR	RN
1423	0521785	28	0520468
1469	0522429		
1476	0521827	SB	RN
1478	0514568	201	0520797
1482	0522222	909	0520911

Daily Total:	134
Cumulative Total:	2926

CALIFORNIA LEGISLATURE

2005–06 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, January 5, 2006

ONE HUNDRED TWENTY-THIRD SESSION DAY

THREE HUNDRED NINETY-SIXTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

(Please Direct Any Inquiries and Report Any Omissions or Errors to
Sue Parker, Minute Clerk: Phone 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, January 5, 2006

The Assembly met at 4:44 p.m.

Hon. Fabian Núñez, Speaker 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 McCarthy moved a quorum call of the Assembly.
Motion carried.

The Speaker directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

Quorum Present

At 4:48 p.m., Speaker Núñez declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—79:

Aghazarian	Emmerson	Leno	Plescia
Arambula	Evans	Leslie	Richman
Baca	Frommer	Levine	Ridley-Thomas
Bass	Garcia	Lieber	Runner
Benoit	Goldberg	Lieu	Ruskin
Berg	Hancock	Liu	Saldaña
Bermúdez	Harman	Matthews	Salinas
Blakeslee	Haynes	Maze	Spitzer
Bogh	Horton, Jerome	McCarthy	Strickland
Calderon	Horton, Shirley	Montañez	Torrico
Canciamilla	Houston	Mountjoy	Tran
Chan	Huff	Mullin	Umberg
Chavez	Jones	Nakanishi	Vargas
Chu	Karnette	Nation	Villines
Cogdill	Keene	Nava	Walters
Cohn	Klehs	Negrete McLeod	Wolk
Coto	Koretz	Niello	Wyland
Daucher	La Malfa	Oropeza	Yee
DeVore	La Suer	Parra	Mr. Speaker
Dymally	Laird	Pavley	

PRAYER

Upon invitation of Speaker Núñez, the following prayer was offered by Assembly Chaplain Father Constantine C. Pappademos:

Lord, We thank You even for the trials of life, because You use these trials to build character and strengthen our faith. Through the adversity we face in life, we can become more understanding and helpful to others. So we thank You, Lord, for the battles we go through, because it is in the battles of life that victories are won. Lord, we bless You at all times; Your praise will continually be on our lips.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker Núñez, Assembly Members La Suer and Matthews 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 McCarthy.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Member was granted leave of absence for the day:

On personal business, and waiving per diem: Assembly Member De La Torre.

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

January 5, 2006

*E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: Please be advised that I have appointed Assemblymember Gloria Negrete McLeod to the Select Committee on Prison Construction and Operations.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

The following communication was presented by the Chief Clerk, and ordered printed in the Journal:

January 4, 2006

The Honorable E. Dotson Wilson
Chief Clerk of the Assembly
Assembly Chamber

Dear Dotson: By direction of the Senate I am returning Senate Bill 299 and Senate Bill 283 to the Assembly for further action.

Sincerely,

GREGORY P. SCHMIDT
Secretary of the Senate

Above bills ordered held at Desk.

PROPOSED INITIATIVES

The following communications were presented by the Chief Clerk from:

Tricia Knight, Initiative Coordinator, Department of Justice, Office of the Attorney General, Sacramento, dated December 27, 2005, transmitting copies of the title, summary, and text of the following proposed initiatives, pursuant to Section 9007, Elections Code:

Minimum Wage. Increases and Future Adjustments.
Initiative Statute. SA 2005RF0111, Amdt. #1-S

Referred by the Speaker to the Committee on Labor and Employment.

Minimum Wage. Increases and Future Adjustments.
Initiative Statute. SA 2005RF0112, Amdt. #1-S

Referred by the Speaker to the Committee on Labor and Employment.

REPORTS

The following reports were presented by the Chief Clerk:

2005 Sustainable Communities Grant and Loan Program
Report of Activities
(Pursuant to Health and Safety Code Section 44525.6)

Above transmitted report, together with letter of transmittal from Eileen D. Marxen, Deputy Executive Director, California Pollution Control Financing Authority, dated December 29, 2005, referred by the Speaker to the Committee on Environmental Safety and Toxic Materials.

2004–05 Small Business and Disabled Veteran Business Enterprise
Participation Report
(Pursuant to Public Contract Code Section 10115.5 and
Military and Veterans Code 999.7)

Above transmitted report, together with letter of transmittal from Sunne Wright McPeak, Secretary, Business, Transportation and Housing Agency, dated December 22, 2005, referred by the Speaker to the Committee on Jobs, Economic Development, and the Economy.

**California's Inter-Regional Partnership Program, Jobs, Housing and Mobility
Strategies Report
(Pursuant to Health and Safety Code Section 50542(f))**

Above transmitted report, together with letter of transmittal from Judy Nevis, Acting Director, Department of Housing and Community Development, dated December 21, 2005, referred by the Speaker to the Committee on Housing and Community Development.

**2004 Electronic Interceptions Report
(Pursuant to Penal Code Section 629.62)**

Above transmitted report, together with letter of transmittal from Sue Johnsrud, Director, Administrative Services Division, Department of Justice, dated December 27, 2005, referred by the Speaker to the Committee on Public Safety.

**2004-05 Small Business and Disabled Veteran Business Enterprise
Participation Report
(Pursuant to Public Contract Code Section 10115.5 and
Military and Veterans Code 999.7)**

Above transmitted report, together with letter of transmittal from Catherine Campisi, Ph.D., Director, Department of Rehabilitation, dated December 27, 2005, referred by the Speaker to the Committee on Jobs, Economic Development, and the Economy.

**2005-06 Seismic Safety Commission Assessment Report
(Pursuant to Insurance Code Section 10089.45 (e))**

Above transmitted report, together with letter of transmittal from John Garamendi, Insurance Commissioner, Department of Insurance, dated December 27, 2005, referred by the Speaker to the Committee on Insurance.

**Internal Control Review Report for
the Biennial Period Ended December 31, 2005
(Pursuant to Government Code Section 13405)**

Above transmitted report, together with letter of transmittal from Catherine Campisi, Ph.D., Director, Department of Rehabilitation, dated December 28, 2005, referred by the Speaker to the Committee on Business and Professions.

**2003-04 Loan and Grant Programs Annual Report
(Pursuant to Health and Safety Code Section 50408)**

Above transmitted report, together with letter of transmittal from Judy Nevis, Acting Director, Department of Housing and Community Development, dated December 29, 2005, referred by the Speaker to the Committee on Housing and Community Development.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 5, 2006

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 1105

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

Assembly Chamber, January 5, 2006

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 50
Assembly Bill No. 53
Assembly Bill No. 58
Assembly Bill No. 158
Assembly Bill No. 326
Assembly Bill No. 470
Assembly Bill No. 546
Assembly Bill No. 548

Assembly Bill No. 607
Assembly Bill No. 612
Assembly Bill No. 618
Assembly Bill No. 750
Assembly Bill No. 790
Assembly Bill No. 798
Assembly Bill No. 874
Assembly Bill No. 894

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, January 5, 2006

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 907
Assembly Bill No. 912
Assembly Bill No. 945
Assembly Bill No. 957
Assembly Bill No. 1171
Assembly Bill No. 1259
Assembly Bill No. 1418
Assembly Bill No. 1469

Assembly Bill No. 1501
Assembly Bill No. 1502
Assembly Bill No. 1554
Assembly Bill No. 1591
Assembly Bill No. 1598
Assembly Bill No. 1689
Assembly Bill No. 1691

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, January 5, 2006

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 41
Assembly Bill No. 861

Assembly Bill No. 1167
Assembly Bill No. 1744

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, January 5, 2006

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1072

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

Assembly Chamber, January 5, 2006

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 181
Assembly Bill No. 385
Assembly Bill No. 479
Assembly Bill No. 886
Assembly Bill No. 925

Assembly Bill No. 1090
Assembly Bill No. 1231
Assembly Bill No. 1381
Assembly Bill No. 1592
Assembly Bill No. 1612

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, January 5, 2006

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Joint Resolution No. 28

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

AUTHOR'S AMENDMENTS
Committee on Higher Education

January 5, 2006

Mr. Speaker: The Chair of your Committee on Higher Education reports:

Assembly Bill No. 840

With author's amendments with the recommendation: Amend, and re-refer to the committee.

LIU, Chair

ASSEMBLY BILL NO. 840—An act to amend Section 94802 of, and to add Sections 94735.7, 94740.1, 94906, and 94916 to, the Education Code, relating to private postsecondary education.

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 Health

January 5, 2006

Mr. Speaker: The Chair of your Committee on Health reports:

Assembly Bill No. 699

Assembly Bill No. 711

Assembly Bill No. 1105

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CHAN, Chair

ASSEMBLY BILL NO. 699—An act to amend Sections 14005.31, 14005.32, and 14011.16 of the Welfare and Institutions Code, relating to Medi-Cal.

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.

ASSEMBLY BILL NO. 711—An act to amend Section 12693.755 of the Insurance Code, relating to health insurance, and making an appropriation therefor.

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.

ASSEMBLY BILL NO. 1105—An act to amend Section 114120 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 Business and Professions

January 5, 2006

Mr. Speaker: The Chair of your Committee on Business and Professions reports:
Assembly Bill No. 413

With author's amendments with the recommendation: Amend, and re-refer to the committee.

NEGRETE McLEOD, Chair

ASSEMBLY BILL NO. 413—An act to add Section 19961.5 to the Business and Professions Code, relating to gaming.

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 Business and Professions

January 5, 2006

Mr. Speaker: The Chair of your Committee on Business and Professions reports:
Assembly Bill No. 411

With author's amendments with the recommendation: Amend, and re-refer to the committee.

NEGRETE McLEOD, Chair

ASSEMBLY BILL NO. 411—An act to amend Sections 4107, 7107, 9203, 10261, 10261.5, and 10262.5 of the Public Contract Code, relating to public contracts.

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 Revenue and Taxation

January 5, 2006

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:
Assembly Bill No. 673

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KLEHS, Chair

ASSEMBLY BILL NO. 673—An act to add and repeal Article 7.5 (commencing with Section 19188) of Chapter 4 of Part 10.2 of Division 2 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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

January 5, 2006

Mr. Speaker: The Chair of your Committee on Public Safety reports:
Assembly Bill No. 1147
Assembly Bill No. 1159

With author's amendments with the recommendation: Amend, and re-refer to the committee.

LENO, Chair

ASSEMBLY BILL NO. 1147—An act to amend Sections 11018, 11054, 11357, 11358, 11359, 11360, 11361, and 11362.7 of, and to add Section 11018.5 to, the Health and Safety Code, relating to industrial hemp.

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.

ASSEMBLY BILL NO. 1159—An act to amend Section 6303 of the Penal Code, relating to regional jail camps.

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

January 5, 2006

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Assembly Bill No. 167

With author's amendments with the recommendation: Amend, and re-refer to the committee.

LENO, Chair

ASSEMBLY BILL NO. 167—An act to amend Section 653m of the Penal Code, relating to crime.

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 Labor and Employment

January 5, 2006

Mr. Speaker: Your Committee on Labor and Employment reports the following bills pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 537

Assembly Bill No. 1124

Assembly Bill No. 553

Assembly Bill No. 1709

Assembly Bill No. 640

KORETZ, Chair

Above bills ordered filed with the Chief Clerk.

Committee on Local Government

January 4, 2006

Mr. Speaker: Your Committee on Local Government reports the following bill pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 266

SALINAS, Chair

Above bill ordered filed with the Chief Clerk.

Committee on Judiciary

September 12, 2005

Mr. Speaker: Your Committee on Judiciary reports the following resolutions pursuant to the provisions of Joint Rule 62(a):

Assembly Constitutional Amendment No. 6

Assembly Constitutional Amendment No. 20

JONES, Chair

Above resolutions ordered filed with the Chief Clerk.

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 1791—Bermudez. An act to amend Section 3003 of the Penal Code, relating to parole.

ASSEMBLY BILL NO. 1792—Cohn. An act to amend Section 3041.5 of the Penal Code, relating to parole.

ASSEMBLY BILL NO. 1793—Bermudez. An act to amend Section 7316 of the Business and Professions Code, relating to barbering and cosmetology, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 1794—DeVore. An act to amend Sections 53601.7 and 53635 of the Government Code, relating to local agencies.

ASSEMBLY BILL NO. 1795—Bermudez. An act to amend Section 1520.5 of the Health and Safety Code, relating to care facilities.

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 25—Frommer and Leno (Coauthors: Jones and Pavley) (Coauthors: Senators Ducheny and Scott). A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 8 of Article II thereof, and by adding Section 8.7 to Article IV thereof, relating to statewide special elections.

RESOLUTIONS

The following resolutions were offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 101—Nakanishi (Coauthors: Chan, Chu, Shirley Horton, Lieu, Liu, Torrico, Tran, and Yee). Relative to a Day of Remembrance.

HOUSE RESOLUTION NO. 25—Nakanishi (Coauthors: Chan, Chu, Shirley Horton, Lieu, Liu, Torrico, Tran, and Yee). Relative to Lunar New Year Celebration.

REQUEST FOR PHOTOGRAPHER

Assembly Member Frommer was granted unanimous consent that guests and photographers be permitted on the Floor of the Assembly and in the Assembly Gallery.

BILLS RETURNED TO THIRD READING FILE

Assembly Member Cohn was granted unanimous consent that Assembly Bills Nos. 1101, 1178, and 450 be withdrawn from the inactive file and placed upon the third reading file.

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 Bill No. 909, ordered to third reading.

UNFINISHED BUSINESS

MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bills Nos. 6, 715, and 791, Senate Bills Nos. 51, 109, 646, 655, and 44, and Senate Joint Resolution No. 10 were continued until the next legislative day.

RECESS

By unanimous consent, at 4:52 p.m., Speaker Núñez declared the Regular Session of the Assembly recessed.

IN JOINT CONVENTION

At 4:52 p.m., the Senate and Assembly met in Joint Convention.
Hon. Fabian Núñez, Speaker of the Assembly, presiding.

APPOINTMENT OF JOINT COMMITTEE ON ESCORT

Speaker Núñez appointed Assembly Members Liu, Cogdill, Chan, Harman, Leslie, and Vargas and Senators Poochigian, Ducheny, Migden, Vincent, Florez, and McClintock as a Joint Committee on Escort to escort Governor Arnold Schwarzenegger to the Joint Convention.

INTRODUCTION OF FIRST LADY OF CALIFORNIA

Speaker Núñez introduced Maria Shriver, First Lady of California, to the Joint Convention.

INTRODUCTION OF CONSTITUTIONAL OFFICERS AND SPECIAL GUESTS

Speaker Núñez introduced Hon. Cruz Bustamante, Lieutenant Governor; Hon. Bill Lockyer, Attorney General; Hon. Bruce McPherson, Secretary of State; Hon. Phil Angelides, Treasurer; Hon. Steve Westly, Controller; Hon. Jack O'Connell, Superintendent of Public Instruction; Hon. John Garamendi, Insurance Commissioner; and Board of Equalization Members: Hon. Betty Yee (District 1); Hon. Bill Leonard (District 2); Hon. Claude Parrish (District 3); and Hon. John Chiang (District 4).

INTRODUCTION OF SUPREME COURT JUSTICES

Speaker Núñez introduced Hon. Ronald M. George, Chief Justice of California; and Associate Justices Hon. Joyce L. Kennard, Hon. Marvin R. Baxter, Hon. Kathryn M. Werdegar, Hon. Ming Chin, Hon. Carlos Moreno, and Hon. Carol A. Corrigan.

PRESENTATION OF PRESIDENT PRO TEMPORE OF THE SENATE

Speaker Núñez then presented the Honorable Don Perata, President pro Tempore of the Senate.

PRESENTATION OF LIEUTENANT GOVERNOR

President pro Tempore Perata then presented the Honorable Cruz M. Bustamante, Lieutenant Governor and President of the Senate.

PRESENTATION OF GOVERNOR

Lieutenant Governor Bustamante then presented the Honorable Arnold Schwarzenegger, Governor of the State of California, to the Joint Convention.

ADDRESS BY GOVERNOR

Governor Schwarzenegger then addressed the Joint Convention.

ADJOURNMENT OF JOINT CONVENTION

At 5:31 p.m., there being no further business, Speaker Núñez declared the Joint Convention adjourned *sine die*.

IN ASSEMBLY

At 5:32 p.m., the Assembly reconvened.

Hon. Fabian Núñez, Speaker of the Assembly, presiding.

GOVERNOR'S ADDRESS PRINTED IN JOURNAL

Without objection, the following text of Governor Arnold Schwarzenegger's State of the State Address was printed in the Journal:

Governor Arnold Schwarzenegger

2006 State of the State Address

January 5, 2006

Lieutenant Governor Bustamante, Senate pro Tem Perata, Speaker Núñez, Minority Leader Ackerman and Assembly Minority Leader McCarthy, my fellow servants of the people, ladies and gentlemen, it's great to be back in this chamber.

What a difference a year makes—in my case about twenty points.

People recently have said to me, "Arnold, I bet you wish you were back in the movie business?"

I say, "No, not for a minute."

This is still the best job I've ever had. It's an honor and a joy to serve the people of California and to stand here with you at the start of this new year.

I've thought a lot about the last year—the mistakes I made, the lessons I learned. What I feel good about is that I led from my heart.

It's true I was in too much of a hurry. I didn't hear the majority of Californians when they were telling me they didn't like the special election. I barreled ahead anyway when I should have listened.

I have absorbed my defeat. I have learned my lesson. And the people, who always have the last word, sent a clear message—cut the warfare, cool the rhetoric, find common ground and fix the problems together. To my fellow Californians, I say—message received.

And I hope the members of the Legislature also heard the message that the people want us to work together. I have always felt that the people are my partners.

So I haven't for a moment doubted our fundamental agenda—to regain California's fiscal integrity, to return government to the people and to prepare our state for the extraordinary changes to come.

So, as we begin the new year, I stand before you tonight happy and hopeful and wiser. And I'm confident California has the innovative spirit to address the challenges we face here at home and as part of a dynamic global economy.

In fact, let me brag a little on what California has accomplished over the last couple of years.

Together, with the help of the Legislature and the people, we brought California back from the brink of bankruptcy. We balanced the budget without raising taxes, record revenues are flowing into our treasury, and we're paying down our debt.

We reformed workers' comp and we now have more Californians working than ever in our history—with over 450,000 new jobs created.

We made unequalled investments in education—a record 50 billion dollars this year.

We made our schools healthier by becoming the only state in the union to ban sodas and junk foods from our schools.

We set some of the most aggressive targets in the world for energy efficiency and reducing greenhouse gases.

And we enforced Prop 42 so that for the first time all the sales taxes on gasoline went for roads, not general spending.

All of which brings me to tonight.

Over the years, some remarkable governors and some remarkable men and women have gathered in this chamber to address the needs of the people. Tonight my mind especially goes back to former governors Earl Warren, Goodwin Knight, Pat Brown, Ronald Reagan and to the legislators who served with those leaders.

In the face of massive change and huge challenges, they built the foundation of California's prosperity. They built the schools and universities that became the envy of the world. They built the bridges and aqueducts, the highways and hospitals that made California the economic powerhouse it is today. And they did it, through wars and recessions, year in and year out, for decade after decade.

The challenges we face today are similar but even more complex. They built California with steel, concrete, hard work and vision. We must do all that and more.

We must not only expand the concrete highways that connect Los Angeles to San Francisco and Stockton—but the digital ones that connect Stockton to Shanghai, Sydney and Seoul.

We must build a California eager to meet the challenges of the 21st Century without reluctance or fear.

Let me ask you, what kind of California do we want in 20 or 30 years? What kind of highways will we drive on? What kind of schools will our children attend? What kind of jobs will we have? What kind of air will we breathe? What kind of hospitals will care for our sick?

Some would say, "Well, how can we plan for 20 or 30 years when we can't even meet our needs today?" The answer is that we will never catch up, unless we know where we're going.

A new California is coming whether we plan for it or not.

California's population is expected to increase by as much as 30 percent over the next 20 years. That is the equivalent of adding three new cities the size of Los Angeles. Yes, it's astonishing.

Our systems are at the breaking point now. We will need more roads, more hospitals, more schools, more nurses, more teachers, more police and fire, more water, more energy, more ports . . . more, more, more.

But, we cannot be overwhelmed by this reality. We cannot freeze in the face of this future. We cannot bury our head in the sand and say—if we don't build it, they won't come.

As Senator McClintock likes to say, California stopped building three decades ago, and the people came anyway. And now the people sit in gridlock on our roads. They wait for hours in our emergency rooms. They drop their children off at overcrowded schools. But again, I say to you, do not be overwhelmed.

Half a century ago, our predecessors faced the same challenges, but they still planned for our future. Now, it's our turn. The need is urgent, but this is not just about keeping up; it is about growing with strength and confidence and moving ahead.

We are perched on the Pacific—looking across to a continent where there is tremendous economic growth. California is better placed to be a leader in the global future than any other state in the union. We have the outlook, the innovation, the technology, the people. We have the location.

In fact, almost half of everything made in Asia and sold in the U.S. comes through California. We are already the golden gateway to and from the emerging economies of Asia. Our ports are jammed to capacity. The cargo ships are lined up—waiting. Ports in Washington, Oregon, Texas and Mexico are vying for the chance to take business away from us. What will our reply be?

I was in China recently. What a sight. Construction cranes fill the sky. Over a billion people work and save and study. Now, we all know that China has enormous problems—environmental, social, political—problems much larger than ours, but they are preparing for a global future. Do we not have the same ability to think as dynamically and optimistically about our people's future? Of course, we do.

California is already on the leading edge of a global economy that is changing and growing by leaps and bounds. And yet we will let this advantage slip from our fingers, if we don't make the long-term investment in our ports, our roads, our schools, our information systems and all the other infrastructure required to compete in a world that thrives on innovation.

Ladies and Gentlemen, California is innovation. For more than a century California's ideas have been the gold standard for innovation and progress. To maintain that edge we must strategically invest in our future and in our children's future.

Think of California as a mutual fund—in particular, a growth fund. Why do you invest in a growth fund? Because you believe in the economic future. I ask each of you . . . do you believe in California's economic future? Then we must invest in it. If we do not invest in ourselves, how can we expect others to invest in us?

So today I propose a Strategic Growth Plan for California's Future. We in this chamber can lay the foundation for the next generation, just as our predecessors did 50 years ago.

In recent decades, California has invested piecemeal, crisis by crisis, traffic jam by traffic jam. There is a better way, a smarter way, a more fiscally responsible way to invest in our future.

We cannot spend more than we have; but at the same time cannot afford costly delay in investing in critical infrastructure. The reality is that we face more than 500 billion dollars in infrastructure needs over the next 20 years.

With this first phase of our Strategic Growth Plan, we will take a ten-year chunk out of that need. This plan will leverage 70 billion dollars in bonding capacity over the next ten years to achieve a total investment of more than 200 billion dollars. And we can do it without raising taxes.

We can use our bonding capacity more wisely by planning and leveraging our tax dollars to attract other resources—more federal funding, more local funding and more private investment. For example, most of the dollars we will invest in levee protection will be matched at 130 percent with federal dollars.

Yes, things will be tight, but funding our future is the fiscally responsible thing to do. Not to do so is to abandon the people. I will propose that the Legislature adopt a debt ceiling that maintains our debt at a prudent level, regardless of the amount of debt authorized.

Let me give you an idea of where we would invest the money over the next ten years:

Transportation. Traffic does not have to keep getting worse. It can get better. If we add 1200 miles of new highway and HOV lanes in congested areas, and add 600 miles of mass transit, we can actually reduce traffic delays in the next ten years, even as our population grows. At the same time this investment in transportation will create 150,000 new jobs for our state. I say build it.

Air Quality. Congestion on our roads and at our ports pollutes our air. Pollution decreases our productivity and increases our health care costs. When one in six children in the Central Valley go to school with an inhaler, it's time to consider clean air as part of our critical infrastructure. We have the technology to clean our air. I say build it.

K–12 Education. In the next ten years, a quarter of a million more students will be attending our schools. To meet this need, our plan over the next decade proposes constructing more than 2,000 small schools and 40,000 classrooms and modernizing another 140,000. I say build it.

Higher Education. California's system of colleges and universities is an enormous asset that fuels our innovation economy. In the next ten years, we must prepare for more than half a million new students. To meet the infrastructure needs of higher education, we need new classrooms, libraries and science labs in hundreds of new buildings on our campuses. I say build it.

Water and Flood Control. We have done little to expand our water supply in nearly 50 years. We must build more storage capacity, expand our delivery network and strengthen our levees. The Strategic Growth Plan increases our water supply to serve an additional 8.5 million people, supports our agricultural industry and doubles the amount of flood protection in the Sacramento area—better shielding us from a Katrina-type disaster here at home. I say build it.

Public Safety. Local jails and state prisons are so overcrowded that criminals are being let out or left on the street because we have no room to lock them up. Our proposal provides for two new prisons, a new crime lab, emergency response facilities and space for 83,000 prisoners over the next ten years. We must keep the people safe. I say build it.

Courts. Our courts are as congested as our roads and our prisons, but something even more basic to our democracy is at stake—justice. Justice delayed is justice denied. The Strategic Growth Plan includes 101 new courts, 56 renovations and 44 expansions, so that justice will not be denied at home. I say build it.

Now, here's the catch. Our ability to pay for these investments is directly tied to the fiscal discipline of the past two years. That discipline must continue. The investments must go hand-in-hand with budget reform.

Although a strong economy has produced billions of dollars in unexpected revenues, we still face a structural deficit that will soon resurface. We cannot make the mistakes of the past. So this year must continue to be the year of reform. Because one thing I know: autopilot spending will fly us into the ground . . . not into the future.

Now, I realize you did not like the proposal I placed on the ballot to reduce spending when revenues are down. But the problem is still there. Tell me how you would fix it. Bring me your innovative ideas. Work with me on a new proposal. Work with me on harnessing private sector investment. Work with me to invest in California's future growth and prosperity.

Some may say that we can't plan for the long term, because the needs are simply too great or the amounts are too much. But, ladies and gentlemen, we have no other choice than to prepare for our future. I believe we can improve our schools, our roads, our environment, our health care, our future. If I didn't believe this, I wouldn't have become governor. And you wouldn't have become legislators.

Now, while planning ahead, we must also, of course, focus on making people's lives better this year. I believe we can find common ground on issues that can improve the lives of millions of Californians.

For example, when I ran for governor, I said that we could not afford an increase in the minimum wage unless the economy bounced back. The economy has bounced back, so it is now time for those who often work the hardest and earn the least to benefit from California's growth. Let us increase the minimum wage by one dollar an hour, with half starting this year. And I ask you to pass this measure immediately so that I can sign it without delay.

In education, the budget I will introduce next week will propose immediate repayment of 1.67 billion dollars in Prop 98 money. This, in addition to an automatic budget increase of 2.3 billion dollars, will be the largest increase in funding in education's history. I propose that we use part of this money so that children once again can have art, music and physical education in our schools.

Also this year, California's Prop 49 after-school initiative kicks in, which will provide an additional 428 million dollars for after-school programs. This will make our state the only one in the nation to offer comprehensive after-school programs. Every elementary and middle school can have a program so that working parents will know that their children will be in a safe environment—getting help with their homework, doing arts and physical activity. This will be good for both the children and the parents.

In higher education, we need to reduce the burdens on families who send children to our state universities. I propose we should eliminate the increase in tuition scheduled to take effect this fall.

Health care. I ask myself, what's the quickest way we can help the greatest number of people with spiraling health care costs? I believe in the free market. I believe in free trade. We buy food from overseas. We buy cars from overseas. Why not prescription drugs? I call upon the federal government to permit the safe importation of prescription drugs. I say, let the free market work.

In terms of helping families right now, we must always put public safety first. California should pass Jessica's Law to track sex offenders.

Every parent's nightmare is that their children are vulnerable to predators on the Internet and in their neighborhoods. There should be no loopholes, no leeway, no leniency for those who harm our children.

If we work together, there is no problem we cannot solve—even the issues we struggled with last year. I am already talking to the legislative leaders about how we move forward with budget reform, pension reform, redistricting reform and other issues.

I want to close with a story about Senator Escutia.

One day I ran into her and she told me about her bill to get sodas and junk foods out of the schools. I said, "I love that idea. It's good to fight obesity. Let's do it together." And we did. We got it passed.

But the point is this. She told me she had been working on the bill for six years. It shouldn't have to take six years to address the health of our children. But the thing that really impressed me, was her perseverance, her stamina, her commitment, that is what was so unbelievable.

I ask you tonight to have the same perseverance, the same stamina, the same commitment, to help our children, our families, our communities and our state.

We must remember that this is the state that represents a dream. If you talked about the Illinois dream or the Delaware dream or the Kentucky dream, no one would know what you meant. But our dream—the California dream—ah, that means something. People understand it.

It is the means to a better life, where anything is possible—no matter where you came from, no matter who you are. This is what people understand. This is what draws them here. This is why I came here.

Ladies and gentlemen, the state of our state is sound because our dream is sound. Let us commit to building California so that the dream can remain alive for this generation, and the next generation and for generations to come.

REPORTS OF STANDING COMMITTEES

Committee on Jobs, Economic Development, and the Economy

Date of Hearing: January 5, 2006

Mr. Speaker: Your Committee on Jobs, Economic Development, and the Economy reports:

Assembly Bill No. 237

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

ARAMBULA, Chair

Above bill re-referred to the Committee on Appropriations.

ANNOUNCEMENTS

Speaker Núñez announced the following session schedule:

Monday, January 9, 2006, Floor Session, 12 noon.

ADJOURN IN MEMORY

Assembly Member Jerome E. Horton was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Mabel Ivie Pledger, of Los Angeles.

MOTION TO ADJOURN

At 5:33 p.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 5:34 p.m., Speaker Núñez declared the quorum call of the Assembly dispensed with.

ADJOURNMENT

At 5:34 p.m., pursuant to the motion by Assembly Member Frommer, the Assembly adjourned until 12 noon, Monday, January 9, 2006, out of respect to the memory of Mabel Ivie Pledger, on motion of Assembly Member Jerome E. Horton.

FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JANUARY 5, 2006

The following measures were amended in the Assembly on this day:

AB	RN
167	0600175
411	0600155
413	0522714
673	0600199
699	0600013
711	0522178
840	0522907
1105	0600087
1147	0600125
1159	0600032

Daily Total:	10
Cumulative Total:	2936

CALIFORNIA LEGISLATURE

2005–06 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, January 9, 2006

ONE HUNDRED TWENTY-FOURTH SESSION DAY

FOUR HUNDREDTH 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, January 9, 2006

The Assembly met at 12:02 p.m.

Hon. Leland Y. Yee, 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 Emmerson 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 12:10 p.m., Speaker pro Tempore Yee declared a quorum of the
Assembly present.

The roll call was completed, and the following answered to their
names—80:

Aghazarian	Dymally	Laird	Pavley
Arambula	Emmerson	Leno	Plescia
Baca	Evans	Leslie	Richman
Bass	Frommer	Levine	Ridley-Thomas
Benoit	Garcia	Lieber	Runner
Berg	Goldberg	Lieu	Ruskin
Bermúdez	Hancock	Liu	Saldaña
Blakeslee	Harman	Matthews	Salinas
Bogh	Haynes	Maze	Spitzer
Calderon	Horton, Jerome	McCarthy	Strickland
Canciamilla	Horton, Shirley	Montañez	Torrico
Chan	Houston	Mountjoy	Tran
Chavez	Huff	Mullin	Umberg
Chu	Jones	Nakanishi	Vargas
Cogdill	Karnette	Nation	Villines
Cohn	Keene	Nava	Walters
Coto	Klehs	Negrete McLeod	Wolk
Daucher	Koretz	Niello	Wyland
De La Torre	La Malfa	Oropeza	Yee
DeVore	La Suer	Parra	Mr. Speaker

PRAYER

Upon invitation of Speaker pro Tempore Yee, the following prayer was offered by Assembly Chaplain Father Constantine C. Pappademos:

Lord, This day, we ask that You guide us to let our words and actions bring life to those around us. Help us to focus more on loving people than proving our point. Lord, we seek Your forgiveness for any attitudes we have that are displeasing to You, that block the flow of Your Spirit in our life. Use us as a catalyst to bring hope, joy and encouragement to others.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Leland Y. Yee, Assembly Member Cogdill 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 Cogdill.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committees were permitted to meet:

Housing and Community Development, on Thursday, January 12, 2006, at 9 a.m., in Room 126;

Veterans Affairs, on Friday, January 13, 2006, upon adjournment of Floor Session;

Utilities and Commerce, on Tuesday, January 17, 2006;

Local Government, on Wednesday, January 18, 2006, at 1:30 p.m.;

Utilities and Commerce, on Thursday, January 12, 2006.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 9, 2006

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 167

Assembly Bill No. 711

Assembly Bill No. 411

Assembly Bill No. 840

Assembly Bill No. 413

Assembly Bill No. 1105

Assembly Bill No. 673

Assembly Bill No. 1147

Assembly Bill No. 699

Assembly Bill No. 1159

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

**NOTICE OF INTENTION TO REMOVE BILL
FROM INACTIVE FILE**

Pursuant to Assembly Rule 78, Assembly Member Frommer announced his intention to request that Senate Bill No. 169 be removed from the inactive file.

BILLS PLACED ON INACTIVE FILE

The following bills were placed upon the inactive file:

Assembly Bill No. 679, Assembly Constitutional Amendment No. 16, Senate Bills Nos. 1021 and 909, on request of Assembly Member Frommer.

RE-REFERENCE OF BILLS

Assembly Member Frommer was granted unanimous consent that Assembly Bill No. 1320 be re-referred from the Committee on Education to the Committee on Higher Education.

SUSPEND ASSEMBLY RULE 56 AND JOINT RULE 62(a)

Assembly Member Frommer was granted unanimous consent that Assembly Rule 56 and Joint Rule 62(a) be suspended for the purpose of permitting the following committees to notice hearing of the following bills, pending re-referral to the committee:

Committee on Business and Professions, to hear Assembly Bill No. 714, on Thursday, January 12, 2006;

Committee on Education, to hear Assembly Bill No. 1076, on Wednesday, January 11, 2006;

Committee on Higher Education, to hear Assembly Bills Nos. 58, 523, and 1320, on Thursday, January 12, 2006;

Committee on Housing and Community Development, to hear Assembly Bill No. 1450, on Thursday, January 12, 2006; and the

Committee on Utilities and Commerce, to hear Assembly Bill No. 1090, on Thursday, January 12, 2006.

ACTION RESCINDED ON SENATE BILL NO. 283

Assembly Member Frommer was granted unanimous consent to rescind the action whereby the Assembly, on September 8, 2005 (Assembly Journal, page 3578), passed Senate Bill No. 283, and whereby the bill was ordered transmitted to the Senate.

ACTION RESCINDED ON SENATE BILL NO. 299

Assembly Member Frommer was granted unanimous consent to rescind the action whereby the Assembly, on August 31, 2005 (Assembly Journal, page 3114), passed Senate Bill No. 299, and whereby the bill was ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE**UNFINISHED BUSINESS****MOTION TO RECONSIDER BILLS CONTINUED**

By unanimous consent, the motion to reconsider the vote on Assembly Bills Nos. 6, 715, and 791, Senate Bills Nos. 51, 109, 646, 655, and 44 and Senate Joint Resolution No. 10 were continued until the next legislative day.

CONSIDERATION OF DAILY FILE (RESUMED)**THIRD READING OF ASSEMBLY BILLS**

ASSEMBLY BILL NO. 1101 (Oropeza)—An act to amend Sections 44320, 44322, 44323, 44342, 44360, 44390, and 44391 of, and to add Sections 44303.5, 44323.5, 44395, and 44396 to, the Health and Safety Code, relating to air pollution.

Bill read third time.

Motion to Amend

Assembly Member Oropeza moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—45

Arambula	De La Torre	Levine	Ridley-Thomas
Baca	Dymally	Lieber	Ruskin
Bass	Evans	Lieu	Saldaña
Berg	Frommer	Liu	Salinas
Bermúdez	Goldberg	Montañez	Umberg
Calderon	Horton, Jerome	Mullin	Vargas
Canciamilla	Jones	Nation	Wolk
Chan	Karnette	Nava	Yee
Chavez	Klehs	Negrete McLeod	Mr. Speaker
Chu	Koretz	Oropeza	
Cohn	Laird	Parra	
Coto	Leno	Pavley	

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

Bill ordered reprinted, and ordered returned to the third reading file.

**At 12:22 p.m., Assistant Speaker pro Tempore Sally Lieber,
22nd District, presiding**

ASSEMBLY BILL NO. 450 (Yee)—An act to add Title 1.2A (commencing with Section 1746) to Part 4 of Division 3 of the Civil Code, relating to violent video games.

Bill read third time.

Motion to Amend

Assembly Member Yee moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—46

Arambula	De La Torre	Leno	Pavley
Baca	Dymally	Levine	Ridley-Thomas
Bass	Evans	Lieber	Ruskin
Berg	Frommer	Lieu	Saldaña
Bermúdez	Goldberg	Liu	Salinas
Calderon	Hancock	Montañez	Umberg
Canciamilla	Horton, Jerome	Mullin	Vargas
Chan	Horton, Shirley	Nation	Wolk
Chavez	Jones	Nava	Yee
Chu	Karnette	Negrete McLeod	Mr. Speaker
Cohn	Koretz	Oropeza	
Coto	Laird	Parra	

NOES—30

Aghazarian	Garcia	Leslie	Spitzer
Benoit	Harman	Maze	Strickland
Blakeslee	Haynes	McCarthy	Tran
Bogh	Houston	Mountjoy	Villines
Cogdill	Huff	Nakanishi	Walters
Daucher	Keene	Niello	Wyland
DeVore	La Malfa	Plescia	
Emmerson	La Suer	Runner	

Above bill ordered reprinted.

**RE-REFERENCE OF BILLS TO COMMITTEE PURSUANT TO
ASSEMBLY RULE 77.2**

Pursuant to Assembly Rule 77.2, the Assistant Speaker pro Tempore re-referred Assembly Bill No. 450 to the Committee on Governmental Organization.

At 12:24 p.m., Speaker pro Tempore Leland Y. Yee, 12th District, presiding

ANNOUNCEMENTS

Speaker pro Tempore Yee announced the following session schedule:

Tuesday, January 10, 2006, Check-in Session, 7 a.m.–3 p.m.;
 Wednesday, January 11, 2006, Check-in Session, 7 a.m.–3 p.m.;
 Thursday, January 12, 2006, Check-in Session, 7 a.m.–3 p.m.;
 Friday, January 13, 2006, Floor Session, 9:30 a.m.

ADJOURN IN MEMORY

Assembly Member Arambula was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Karen Garcia, of Bakersfield.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Members Bogh and Tran were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Basil Haliburda, of Garden Grove.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Calderon was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Alex Maciel, of Montebello.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Emmerson was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Bob Balzer, of Upland.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Members Evans and Berg were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Marijke Elizabeth Byck-Hoenselaars, of Santa Rosa.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Frommer, on behalf of Speaker Núñez, was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Hon. Chester Wray, Member of the California State Assembly, 1977–82.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Goldberg was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of John Leichty, of Los Angeles.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Koretz was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Olive Juliet Pettitt Knox, of Los Angeles.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Levine was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Ernani Bernardi, of Los Angeles.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Members Pavley and Koretz were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Leslie Devine, of Calabasas.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Ruskin was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Officer Richard May, of East Palo Alto.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Members Ruskin and Mullin were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of William R. “Bill” Conwell, of Atherton.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

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 Officer David Frank Lamoree, of Fairfield.

(Assembly Rule 45.5 suspended.)

ADJOURN IN HONOR

Assembly Member Harman was granted unanimous consent that when the Assembly adjourns on this day it do so in honor of the birth of his first grandchild Liam Kye Boukris born on November 28, 2005.

ADJOURN IN MEMORY

Assembly Speaker Núñez was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of James B. Young, of Oak Park.

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 Army Pfc. Robbie Mariano, of Stockton.

Assembly Member Berg was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Marilyn Murphy, of Eureka and Kellie Lynn Thein, of Ukiah.

Assembly Member Chavez was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Marcelino R. Corniel, of La Puente.

Assembly Member Mullin was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Don Fisher, of Daly City and Detective Pat Sullivan, of South San Francisco.

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 Mohtaram Deilami, of Davis.

JOINT RULE 62(a) WAIVED

Assembly Member Frommer was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 410 for hearing in the Committee on Veterans Affairs on Friday, January 13, 2006, upon adjournment of Floor session.

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. 1101, Oropeza Amendments: Chavez, Karnette, Leno, Montañez, Parra, and Ridley-Thomas—Aye; Blakeslee and Spitzer—No.

Assembly Bill No. 450, Yee Amendments: Parra and Ridley-Thomas—Aye; Spitzer—No.

MOTION TO ADJOURN

At 12:46 p.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 12:46 p.m., Speaker pro Tempore Yee declared the quorum call of the Assembly dispensed with.

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 1796—Bermudez. An act to amend Sections 2082, 2177, and 2221 of the Business and Professions Code, relating to physicians and surgeons.

ASSEMBLY BILL NO. 1797—Bermudez. An act to amend Section 71601 of the Government Code, relating to trial courts.

ASSEMBLY BILL NO. 1798—Berg (Principal coauthor: Evans) (Principal coauthor: Senator Chesbro). An act to amend Section 8686 of the Government Code, and to amend Sections 218, 17207, and 24347.5 of, and to add Sections 195.101, 195.102, and 195.103 to, the Revenue and Taxation Code, relating to disaster relief, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 1799—Umberg (Coauthors: Daucher, Huff, Saldana, Spitzer, and Vargas) (Coauthors: Senators Dunn and Kehoe). An act to amend Section 13001 of the Elections Code, relating to elections, and declaring the urgency thereof, to take effect immediately.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 102—Oropeza (Principal coauthor: Senator Kuehl). Relative to California Girls and Women in Sports Day.

AUTHOR'S AMENDMENTS**Committee on Natural Resources**

January 9, 2006

Mr. Speaker: The Chair of your Committee on Natural Resources reports:

Assembly Bill No. 1090

With author's amendments with the recommendation: Amend, and re-refer to the committee.

HANCOCK, Chair

ASSEMBLY BILL NO. 1090—An act to amend Sections 40051, 40116, 40151, 40194, 40200, 40201, 41701, 41780, 41780.1, 41780.2, 41781, 41821.5, 43020, 44002, and 50001 of, and, to add Sections 40105.5, 40116.5, 40172.5, 41781.4, and 44153 to, the Public Resources Code, relating to solid waste.

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 Higher Education**

January 9, 2006

Mr. Speaker: The Chair of your Committee on Higher Education reports:

Assembly Bill No. 958

Assembly Bill No. 1399

Assembly Bill No. 1072

Assembly Bill No. 1532

With author's amendments with the recommendation: Amend, and re-refer to the committee.

LIU, Chair

ASSEMBLY BILL NO. 958—An act to add Section 66055.4 to the Education Code, relating to public postsecondary education.

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.

ASSEMBLY BILL NO. 1072—An act to amend Sections 66010.6 and 66901 of, to add Sections 66907, 66908, 66909, and 66910 to, to repeal Sections 66903.2 and 66903.3 of, to repeal Chapter 4.5 (commencing with Section 99180) of Part 65 of, and to repeal and add Sections 66903 and 66905 of, the Education Code, and to repeal Section 127785 of the Health and Safety Code, relating to postsecondary education.

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.

ASSEMBLY BILL NO. 1399—An act relating to student financial aid.

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.

ASSEMBLY BILL NO. 1532—An act to amend Section 94960 of the Education Code, relating to private postsecondary education.

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 Higher Education

January 9, 2006

Mr. Speaker: The Chair of your Committee on Higher Education reports:

Senate Bill No. 709

With author's amendments with the recommendation: Amend, and re-refer to the committee.

LIU, Chair

SENATE BILL NO. 709—An act to amend Section 84040.6 of, and to add Section 84040.7 to, the Education Code, 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 Insurance

January 9, 2006

Mr. Speaker: The Chair of your Committee on Insurance reports:

Assembly Bill No. 687

With author's amendments with the recommendation: Amend, and re-refer to the committee.

VARGAS, Chair

ASSEMBLY BILL NO. 687—An act to add Section 1170.5 to the Insurance Code, relating to investments.

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 Employees, Retirement and Social Security

January 9, 2006

Mr. Speaker: The Chair of your Committee on Public Employees, Retirement and Social Security reports:

Assembly Bill No. 1708

With author's amendments with the recommendation: Amend, and re-refer to the committee.

TORRICO, Chair

ASSEMBLY BILL NO. 1708—An act to add Section 19822.1 to the Government Code, relating to state employees.

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

January 9, 2006

Mr. Speaker: The Chair of your Committee on Judiciary reports:

Assembly Bill No. 1363

With author's amendments with the recommendation: Amend, and re-refer to the committee.

JONES, Chair

ASSEMBLY BILL NO. 1363—An act to amend Sections 1850 and 2620 of the Probate Code, relating to conservatorships and guardianships.

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 Higher Education

January 9, 2006

Mr. Speaker: The Chair of your Committee on Higher Education reports:

Assembly Bill No. 476

With author's amendments with the recommendation: Amend, and re-refer to the committee.

LIU, Chair

ASSEMBLY BILL NO. 476—An act to amend Section 69612 of the Education Code, relating to student financial aid, 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

January 9, 2006

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Assembly Bill No. 757

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CHU, Chair

ASSEMBLY BILL NO. 757—An act to amend Section 511.3 of, and to add Section 511.2 to, the Business and Professions Code, relating to health care.

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

January 9, 2006

Mr. Speaker: The Chair of your Committee on Housing and Community Development reports:

Assembly Bill No. 389

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MULLIN, Chair

ASSEMBLY BILL NO. 389—An act to amend Section 115929 of the Health and Safety Code, relating to swimming pool safety.

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

January 9, 2006

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Assembly Bill No. 827

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CHU, Chair

ASSEMBLY BILL NO. 827—An act to amend Section 94838 of the Education Code, relating to private postsecondary education.

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 Education

January 9, 2006

Mr. Speaker: The Chair of your Committee on Education reports:

Assembly Bill No. 1056

Assembly Bill No. 1076

With author's amendments with the recommendation: Amend, and re-refer to the committee.

GOLDBERG, Chair

ASSEMBLY BILL NO. 1056—An act relating to education finance.

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.

ASSEMBLY BILL NO. 1076—An act to amend Sections 1240, 17002, 17014, 17070.15, 41020 of, and to add Section 35186 and Article 9.3 (commencing with Section 35276) to Chapter 2 of Part 21 to, the Education Code, relating to public education, and making an appropriation therefor.

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.

INTRODUCTION OF GUESTS

Assembly Member Saldaña, of the 76th Assembly District, introduced graduate students from the University of San Diego and their professor, former Assembly Member Howard Wayne.

Assembly Member Bermúdez, of the 56th Assembly District, introduced Hon. Cathy Warner, Mayor pro Tem of the City of Whittier, and her family.

Assembly Member Yee, of the 12th Assembly District, introduced David Chien, former Division Director of the Taipei, Taiwan Economic and Cultural Office and Yintsa Lin, current Division Director of the Taipei, Taiwan Economic and Cultural Office.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Frommer, the Assembly adjourned until 7 a.m., Tuesday, January 10, 2006, out of respect to the memory of Karen Garcia, on motion of Assembly Member Arambula; out of respect to the memory of Basil Haliburda, on motion of Assembly Members Bogh and Tran; out of respect to the memory of Alex Maciel, on motion of Assembly Member Calderon; out of respect to the memory of Bob Balzer, on motion of Assembly Member Emmerson; out of respect to the memory of Marijke Byck-Hoenselaars, on motion of Assembly Members Evans and Berg; out of respect to the memory of Hon. Chester Wray, on motion of Assembly Member Frommer on behalf of Speaker Núñez; out of respect to the memory of John Leichty, on motion of Assembly Member Goldberg; out of respect to the memory of Olive Juliet Pettitt Knox, on motion of Assembly Member Koretz; out of respect to the memory of Ernani Bernardi, on motion of Assembly Member Levine; out of respect to the memory of Leslie Devine, on motion of Assembly Members Pavley and Koretz; out of respect to the memory of James B. Young, on motion of Speaker Núñez; out of respect to the memory of Officer Richard May, on motion of Assembly Member Ruskin; out of respect to the memory of William R. "Bill" Conwell, on motion of Assembly Members Ruskin and Mullin; out of respect to the memory of Officer David Frank Lamoree, on motion of Assembly Member Wolk; out of respect to the memory of Army Pfc. Robbie Mariano, on motion of Assembly Member Aghazarian; out of respect to the memory of Marilyn Murphy and Kellie Lynn Thein, on motion of Assembly Member Berg; out of respect to the memory of Marcelino R. Corniel, on motion of Assembly Member Chavez; out of respect to the memory of Don Fisher and Detective Pat Sullivan, on motion of Assembly Member Mullin; out of respect to the memory of Mohtaram Deilami, on motion of Assembly Member Wolk; and in honor of the birth of Liam Kye Boukris, on motion of Assembly Member Harman.

FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JANUARY 9, 2006

The following measures were amended in the Assembly on this day:

AB	RN
389	0600379
450	0521974
476	0600238
687	0600227
757	0522564
827	0522765
958	0600299
1056	0522747
1072	0522849
1076	0600215
1090	0600288
1101	0522058
1363	0522556
1399	0522246
1532	0600036
1708	0600034

SB	RN
709	0521407

Daily Total:	17
Cumulative Total:	2953

CALIFORNIA LEGISLATURE

2005–06 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, January 10, 2006

ONE HUNDRED TWENTY-FIFTH SESSION DAY

FOUR HUNDRED 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
Tuesday, January 10, 2006

The Assembly met at 7 a.m.

Hon. Mark Ridley-Thomas, Assembly Member, 48th 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—78:

Aghazarian	Dymally	Leslie	Richman
Arambula	Emmerson	Levine	Ridley-Thomas
Baca	Evans	Lieber	Runner
Bass	Frommer	Lieu	Ruskin
Benoit	Garcia	Liu	Saldaña
Berg	Goldberg	Matthews	Salinas
Bermúdez	Hancock	Maze	Spitzer
Blakeslee	Haynes	McCarthy	Strickland
Bogh	Horton, Shirley	Montañez	Torrco
Calderon	Houston	Mountjoy	Tran
Canciamilla	Huff	Mullin	Umberg
Chan	Jones	Nakanishi	Vargas
Chavez	Karnette	Nation	Villines
Chu	Keene	Nava	Walters
Cogdill	Klehs	Negrete McLeod	Wolk
Cohn	Koretz	Niello	Wyland
Coto	La Malfa	Oropeza	Yee
Daucher	La Suer	Parra	Mr. Speaker
De La Torre	Laird	Pavley	
DeVore	Leno	Plescia	

Quorum present.

At 12:12 p.m., Hon. Rebecca Cohn, 24th 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 Member Jerome E. Horton.

*On personal business, and waiving per diem: Assembly Member
Harman.*

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanation of absence was ordered printed in the Journal:

January 5, 2006

*The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mr. Speaker: I am respectfully requesting permission to be excused from Assembly Check-In Session on Tuesday, January 10, 2006, due to legislative business in my district. I will be returning to Sacramento on Wednesday, January 11, 2006, in time for Assembly Check-In Session.

I want to thank you in advance for your consideration of this request and if you have any questions, please contact me at (916) 319-2051.

Sincerely,

JEROME E. HORTON, Assembly Member
Fifty-first District

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

January 9, 2006

*E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: Please be advised that I have appointed Assemblymember Hector De La Torre to replace Assemblymember Mark Ridley-Thomas on the Assembly Health Committee for the Tuesday, January 10 hearing only.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

January 9, 2006

*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 Loni Hancock to fill the Democratic vacancy on the Assembly Public Safety Committee for the Tuesday, January 10 hearing only.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

January 10, 2006

*E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: This is to advise you that I have increased the size of the Assembly Elections and Redistricting Committee from six to seven members and have appointed Assemblymember Betty Karnette to fill the vacancy.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

January 10, 2006

*E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: Please be advised that I have appointed Assemblymember Gene Mullin to replace Assemblymember Mervyn Dymally on the Assembly Health Committee for today's hearing only.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

MESSAGES FROM THE GOVERNOR

The following message from the Governor was received and ordered printed in the Journal:

Governor's Office, Sacramento
January 10, 2006

To the Senate and Assembly of the Legislature of California:

In accordance with Article IV, Section 12 of the California Constitution, I submit to you the Governor's Budget for 2006–2007.

Two years ago, California faced a \$22 billion fiscal crisis—a magnitude of inherited debt that, if we ever wanted our state to recover, required us to commit ourselves to fundamentally changing the way we did business in Sacramento.

So we joined together, in a bipartisan manner, to take action. And thanks to that action, California is now on the road to both economic recovery and fiscal stability. We balanced the budget without raising taxes and record revenues are flowing into our treasury. We still have work to do to eliminate the structural budget deficit. But thanks to our renewed fiscal strength we can address today's needs as well as plan for the kind of California we want to leave for our children.

Half a century ago, our predecessors faced huge challenges much like we face today, yet they had the vision and the will to build the critical infrastructure that is the foundation of California's prosperity today. Now it is our turn.

In my budget for 2006–2007, I propose we build upon the fiscal responsibility of the two previous years while making significant investments in education, transportation, healthcare, public safety and the environment. My Strategic Growth Plan is built on a 20-year vision

for California's future, and propose an investment plan for the first 10 years.

All of this I propose can and must be done while continuing to hold the line on taxes; being disciplined on spending; depositing the full amount into the Budget Stabilization Account; and making further progress on repayment of outstanding loans.

California is stronger and better positioned than most nations on Earth to lead in the global economy of this new century. To do so we must strategically invest in our future and in our children's future. By working together, I know we will achieve great things for our people.

Sincerely,

ARNOLD SCHWARZENEGGER

Accompanying CD-Rom of the Budget ordered filed with the Secretary of State.

REPORTS

The following reports were presented by the Chief Clerk:

**2004–05 Proof of Legal Presence
(Pursuant to Senate Bill 976, Chapter 820, Statutes of 1993)**

Above transmitted report, together with letter of transmittal from Ken Miyao, Chief Deputy Director, Department of Motor Vehicles, dated December 19, 2005, referred by the Speaker to the Committee on Transportation.

**April 2004 Evaluation of
the California Enhanced Vehicle Inspection and Maintenance
(Smog Check) Program
(Pursuant to Assembly Bill 1492, Chapter 803, Statutes of 1997)**

Above transmitted report, together with letter of transmittal from Catherine Witherspoon, Executive Officer, Air Resources Board, dated December 21, 2005, referred by the Speaker to the Committee on Transportation.

**California Recycle Underutilized Sites (Cal Re USE) Program
Annual Report for Calendar Year Ending December 31, 2005
(Pursuant to Health and Safety Code Section 44525.7)**

Above transmitted report, together with letter of transmittal from Eileen D. Marxen, Deputy Director, California Pollution Control Financing Authority, dated December 29, 2005, referred by the Speaker to the Committee on Environmental Safety and Toxic Materials.

**Sales and Use Tax Gap Report
(Pursuant to Supplemental Report to the 2005 Budget Act
Item 0860-001-0001-2)**

Above transmitted report, together with letter of transmittal from Ramon J. Hirsig, Executive Director, Board of Equalization, dated December 29, 2005, referred by the Speaker to the Committee on Revenue and Taxation.

**Timeliness of Hearings Held, Second Quarter, 2005
(Pursuant to Labor Code Section 5502)**

Above transmitted report, together with letter of transmittal from Keven P. Star, Court Administrator, Division of Workers' Compensation, Labor and Workforce Development Agency, dated January 5, 2006, referred by the Speaker to the Committee on Insurance.

**Annual Staff Report on the Management of State Schools Lands
Fiscal Year 2004–05
(Pursuant to Public Resources Code Section 6477)**

Above transmitted report, together with letter of transmittal from Paul D. Thayer, Executive Officer, California State Lands Commission, dated December 28, 2005, referred by the Speaker to the Committee on Natural Resources.

**Use of Waste Tires Report
(Pursuant to Public Resources Code Section 42889.3)**

Above transmitted report, together with letter of transmittal from Janet S. Dawson, Division Chief, Legislative and Local Government Affairs, Department of Transportation, dated January 3, 2006, referred by the Speaker to the Committee on Natural Resources.

**Financial Integrity and State Manager's Accountability Act Report
(Pursuant to Government Code Sections 13400 through 13407)**

Above transmitted report, together with letter of transmittal from Brian C. Thomas, Manager, Contracted Fiscal Services, Department of General Services, dated December 31, 2005, referred by the Speaker to the Committee on Business and Professions.

**California Transportation Commission's
2005 Annual Report to the California Legislature**

Above transmitted report, together with letter of transmittal from Joseph Tavaglione, Chair, California Transportation Commission, dated December 15, 2005, referred by the Speaker to the Committee on Transportation.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 10, 2006

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 389
Assembly Bill No. 450
Assembly Bill No. 476
Assembly Bill No. 687
Assembly Bill No. 757
Assembly Bill No. 827
Assembly Bill No. 958
Assembly Bill No. 1056

Assembly Bill No. 1072
Assembly Bill No. 1076
Assembly Bill No. 1090
Assembly Bill No. 1363
Assembly Bill No. 1399
Assembly Bill No. 1532
Assembly Bill No. 1708

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, January 10, 2006

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1101

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered to third reading file.

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 1800—Laird. An act making appropriations for the support of the government of the State of California and for several public purposes in accordance with the provisions of Section 12 of Article IV of the Constitution of the State of California, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 1801—Committee on Budget (Laird (Chair), Arambula, Bermudez, Chan, Coto, De La Torre, Evans, Goldberg, Hancock, Montanez, Mullin, Nava, Parra, Pavley, and Wolk). An act relating to the Budget Act of 2006.

ASSEMBLY BILL NO. 1802—Committee on Budget (Laird (Chair), Arambula, Bermudez, Chan, Coto, De La Torre, Evans, Goldberg, Hancock, Montanez, Mullin, Nava, Parra, Pavley, and Wolk). An act relating to the Budget Act of 2006.

ASSEMBLY BILL NO. 1803—Committee on Budget (Laird (Chair), Arambula, Bermudez, Chan, Coto, De La Torre, Evans, Goldberg, Hancock, Montanez, Mullin, Nava, Parra, Pavley, and Wolk). An act relating to the Budget Act of 2006.

ASSEMBLY BILL NO. 1804—Committee on Budget (Laird (Chair), Arambula, Bermudez, Chan, Coto, De La Torre, Evans, Goldberg, Hancock, Montanez, Mullin, Nava, Parra, Pavley, and Wolk). An act relating to the Budget Act of 2006.

ASSEMBLY BILL NO. 1805—Committee on Budget (Laird (Chair), Arambula, Bermudez, Chan, Coto, De La Torre, Evans, Goldberg, Hancock, Montanez, Mullin, Nava, Parra, Pavley, and Wolk). An act relating to the Budget Act of 2006.

ASSEMBLY BILL NO. 1806—Committee on Budget (Laird (Chair), Arambula, Bermudez, Chan, Coto, De La Torre, Evans, Goldberg, Hancock, Montanez, Mullin, Nava, Parra, Pavley, and Wolk). An act relating to the Budget Act of 2006.

ASSEMBLY BILL NO. 1807—Committee on Budget (Laird (Chair), Arambula, Bermudez, Chan, Coto, De La Torre, Evans, Goldberg, Hancock, Montanez, Mullin, Nava, Parra, Pavley, and Wolk). An act relating to the Budget Act of 2006.

ASSEMBLY BILL NO. 1808—Committee on Budget (Laird (Chair), Arambula, Bermudez, Chan, Coto, De La Torre, Evans, Goldberg, Hancock, Montanez, Mullin, Nava, Parra, Pavley, and Wolk). An act relating to the Budget Act of 2006.

ASSEMBLY BILL NO. 1809—Committee on Budget (Laird (Chair), Arambula, Bermudez, Chan, Coto, De La Torre, Evans, Goldberg, Hancock, Montanez, Mullin, Nava, Parra, Pavley, and Wolk). An act relating to the Budget Act of 2006.

ASSEMBLY BILL NO. 1810—Committee on Budget (Laird (Chair), Arambula, Bermudez, Chan, Coto, De La Torre, Evans, Goldberg, Hancock, Montanez, Mullin, Nava, Parra, Pavley, and Wolk). An act relating to the Budget Act of 2006.

ASSEMBLY BILL NO. 1811—Committee on Budget (Laird (Chair), Arambula, Bermudez, Chan, Coto, De La Torre, Evans, Goldberg, Hancock, Montanez, Mullin, Nava, Parra, Pavley, and Wolk). An act relating to the Budget Act of 2006.

ASSEMBLY BILL NO. 1812—Committee on Budget (Laird (Chair), Arambula, Bermudez, Chan, Coto, De La Torre, Evans, Goldberg, Hancock, Montanez, Mullin, Nava, Parra, Pavley, and Wolk). An act relating to the Budget Act of 2006.

ASSEMBLY BILL NO. 1813—Committee on Budget (Laird (Chair), Arambula, Bermudez, Chan, Coto, De La Torre, Evans, Goldberg, Hancock, Montanez, Mullin, Nava, Parra, Pavley, and Wolk). An act relating to the Budget Act of 2006.

ASSEMBLY BILL NO. 1814—Committee on Budget (Laird (Chair), Arambula, Bermudez, Chan, Coto, De La Torre, Evans, Goldberg, Hancock, Montanez, Mullin, Nava, Parra, Pavley, and Wolk). An act relating to the Budget Act of 2006.

ASSEMBLY BILL NO. 1815—Committee on Budget (Laird (Chair), Arambula, Bermudez, Chan, Coto, De La Torre, Evans, Goldberg, Hancock, Montanez, Mullin, Nava, Parra, Pavley, and Wolk). An act relating to the Budget Act of 2006.

ASSEMBLY BILL NO. 1816—Committee on Budget (Laird (Chair), Arambula, Bermudez, Chan, Coto, De La Torre, Evans, Goldberg, Hancock, Montanez, Mullin, Nava, Parra, Pavley, and Wolk). An act relating to the Budget Act of 2006.

ASSEMBLY BILL NO. 1817—Committee on Budget (Laird (Chair), Arambula, Bermudez, Chan, Coto, De La Torre, Evans, Goldberg, Hancock, Montanez, Mullin, Nava, Parra, Pavley, and Wolk). An act relating to the Budget Act of 2006.

ASSEMBLY BILL NO. 1818—Committee on Budget (Laird (Chair), Arambula, Bermudez, Chan, Coto, De La Torre, Evans, Goldberg, Hancock, Montanez, Mullin, Nava, Parra, Pavley, and Wolk). An act relating to the Budget Act of 2006.

ASSEMBLY BILL NO. 1819—Committee on Budget (Laird (Chair), Arambula, Bermudez, Chan, Coto, De La Torre, Evans, Goldberg, Hancock, Montanez, Mullin, Nava, Parra, Pavley, and Wolk). An act relating to the Budget Act of 2006.

ASSEMBLY BILL NO. 1820—Committee on Budget (Laird (Chair), Arambula, Bermudez, Chan, Coto, De La Torre, Evans, Goldberg, Hancock, Montanez, Mullin, Nava, Parra, Pavley, and Wolk). An act relating to the Budget Act of 2006.

ASSEMBLY BILL NO. 1821—Committee on Budget (Laird (Chair), Arambula, Bermudez, Chan, Coto, De La Torre, Evans, Goldberg, Hancock, Montanez, Mullin, Nava, Parra, Pavley, and Wolk). An act relating to the Budget Act of 2006.

ASSEMBLY BILL NO. 1822—Committee on Budget (Laird (Chair), Arambula, Bermudez, Chan, Coto, De La Torre, Evans, Goldberg, Hancock, Montanez, Mullin, Nava, Parra, Pavley, and Wolk). An act relating to the Budget Act of 2006.

ASSEMBLY BILL NO. 1823—Committee on Budget (Laird (Chair), Arambula, Bermudez, Chan, Coto, De La Torre, Evans, Goldberg, Hancock, Montanez, Mullin, Nava, Parra, Pavley, and Wolk). An act relating to the Budget Act of 2006.

ASSEMBLY BILL NO. 1824—Committee on Budget (Laird (Chair), Arambula, Bermudez, Chan, Coto, De La Torre, Evans, Goldberg, Hancock, Montanez, Mullin, Nava, Parra, Pavley, and Wolk). An act relating to the Budget Act of 2006.

ASSEMBLY BILL NO. 1825—Committee on Budget (Laird (Chair), Arambula, Bermudez, Chan, Coto, De La Torre, Evans, Goldberg, Hancock, Montanez, Mullin, Nava, Parra, Pavley, and Wolk). An act relating to the Budget Act of 2006.

ASSEMBLY BILL NO. 1826—Committee on Budget (Laird (Chair), Arambula, Bermudez, Chan, Coto, De La Torre, Evans, Goldberg, Hancock, Montanez, Mullin, Nava, Parra, Pavley, and Wolk). An act relating to the Budget Act of 2006.

ASSEMBLY BILL NO. 1827—Committee on Budget (Laird (Chair), Arambula, Bermudez, Chan, Coto, De La Torre, Evans, Goldberg, Hancock, Montanez, Mullin, Nava, Parra, Pavley, and Wolk). An act relating to the Budget Act of 2006.

ASSEMBLY BILL NO. 1828—Committee on Budget (Laird (Chair), Arambula, Bermudez, Chan, Coto, De La Torre, Evans, Goldberg, Hancock, Montanez, Mullin, Nava, Parra, Pavley, and Wolk). An act relating to the Budget Act of 2006.

ASSEMBLY BILL NO. 1829—Committee on Budget (Laird (Chair), Arambula, Bermudez, Chan, Coto, De La Torre, Evans, Goldberg, Hancock, Montanez, Mullin, Nava, Parra, Pavley, and Wolk). An act relating to the Budget Act of 2006.

ASSEMBLY BILL NO. 1830—Committee on Budget (Laird (Chair), Arambula, Bermudez, Chan, Coto, De La Torre, Evans, Goldberg, Hancock, Montanez, Mullin, Nava, Parra, Pavley, and Wolk). An act relating to the Budget Act of 2006.

ASSEMBLY BILL NO. 1831—Jones. An act to add Chapter 9 (commencing with Section 16961) and Chapter 10 (commencing with Section 16977) to Part 3 of Division 4 of Title 2 of the Government Code, relating to state infrastructure facilities, by providing the funds necessary therefor through elections for the issuance and sale of bonds of the State of California and for the handling and disposition of those funds, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 1832—Bermudez. An act to amend Section 40000.15 of, and to add Section 23584 to, the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 1833—Arambula. An act to add Section 4016.6 and Part 6 (commencing with Section 16000) to the Penal Code, relating to financing a public safety program, by providing the funds necessary through the issuance and sale of bonds of the State of California and by providing the handling and disposition of those funds, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 1834—Garcia (Principal coauthor: Senator Battin). An act to amend Section 77761 of the Food and Agricultural Code, relating to agriculture.

ASSEMBLY BILL NO. 1835—Lieber and Leno (Principal coauthor: Senator Cedillo). An act to add Section 1182.12 to the Labor Code, relating to employment.

ASSEMBLY BILL NO. 1836—Daucher. An act to amend Sections 17070.15, 17070.35, 17070.40, 17070.43, 17070.51, 17070.99, 17072.10, 17072.30, 17072.32, 17074.32, 17078.52, 17078.53, 17078.54, 17078.56, and 17078.58 of, to add Section 35502 to, to add Article 13 (commencing with Section 17078.70) and Article 14 (commencing with Section 17078.80) to Chapter 12.5 of Part 10 of, and to add Part 68.3 (commencing with Section 101000), Part 68.4 (commencing with Section 102000), Part 68.5 (commencing with Section 103000), Part 68.6 (commencing with Section 104000) and, Part 68.7 (commencing with Section 105000) to, the Education Code, relating to education facilities, and by providing the funds necessary therefor through an election for the issuance and sale of bonds of the State of California and for the handling and disposition of those funds, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 1837—Daucher. An act to amend Section 33126.15 of the Education Code, relating to school accountability, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 1838—Oropeza. An act to add Title 19 (commencing with Section 99100) to the Government Code, to add Article 6.9 (commencing with Section 20209.20) to Chapter 1 of Part 3 of Division 2 of the Public Contract Code, to amend Sections 143, 149, 217, 217.8, 217.9, and 2108 of, and to add and repeal Section 217.75 of, the Streets and Highways Code, and to amend Section 42205 of the Vehicle Code, relating to transportation and providing the funds necessary for a transportation improvement program through the issuance and sale of bonds of the State of California and by providing for the handling and disposition of those funds, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 1839—Laird. An act to add Division 32 (commencing with Section 82000) and Division 33 (commencing with Section 83000) to the Water Code, relating to financing a flood protection and water management program, by providing the funds necessary therefor through the issuance and sale of bonds of the State of California and by providing for the handling and disposition of those funds, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 103—Nakanishi, Chan, Chu, Shirley Horton, Lieu, Liu, Torrico, Tran, and Yee. Relative to Korean-American Day.

AUTHOR'S AMENDMENTS Committee on Appropriations

January 10, 2006

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.

REPORTS OF STANDING COMMITTEES**Committee on Transportation**

Date of Hearing: January 9, 2006

Mr. Speaker: Your Committee on Transportation reports:

Assembly Bill No. 1020

With the recommendation: Do pass, and be re-referred to the Committee on Local Government.

OROPEZA, Chair

Above bill re-referred to the Committee on Local Government.

Date of Hearing: January 9, 2006

Mr. Speaker: Your Committee on Transportation reports:

Assembly Bill No. 714

With the recommendation: Do pass, and be re-referred to the Committee on Business and Professions.

OROPEZA, Chair

Above bill re-referred to the Committee on Business and Professions.

Date of Hearing: January 9, 2006

Mr. Speaker: Your Committee on Transportation reports:

Assembly Bill No. 1324

With the recommendation: Do pass.

OROPEZA, Chair

Above bill ordered to second reading.

Date of Hearing: January 9, 2006

Mr. Speaker: Your Committee on Transportation reports:

Assembly Bill No. 1550

With the recommendation: Do pass.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above bill be placed on the Consent Calendar.

OROPEZA, Chair

Above bill ordered to second reading.

Date of Hearing: January 9, 2006

Mr. Speaker: Your Committee on Transportation reports:

Assembly Bill No. 1112

Assembly Bill No. 1679

With amendments with the recommendation: Amend, do pass, as amended and be re-referred to the Committee on Appropriations.

OROPEZA, Chair

Above bills ordered to second reading.

Date of Hearing: January 9, 2006

Mr. Speaker: Your Committee on Transportation reports:

Assembly Bill No. 184

With amendments with the recommendation: Do pass as amended, and be re-referred to the Committee on Appropriations with the recommendation: To Consent Calendar.

OROPEZA, Chair

Above bill ordered to second reading.

Date of Hearing: January 9, 2006

Mr. Speaker: Your Committee on Transportation reports:

Assembly Bill No. 372

With amendments with the recommendation: Amend, and do pass, as amended.

OROPEZA, Chair

Above bill ordered to second reading.

Date of Hearing: January 9, 2006

Mr. Speaker: Your Committee on Transportation reports:

Assembly Constitutional Amendment No. 4

Assembly Constitutional Amendment No. 9

Assembly Constitutional Amendment No. 11

With the recommendation: Be adopted and be re-referred to the Committee on Appropriations.

OROPEZA, Chair

Above resolutions re-referred to the Committee on Appropriations.

Date of Hearing: January 9, 2006

Mr. Speaker: Your Committee on Transportation reports:

Senate Concurrent Resolution No. 20

With the recommendation: Be adopted and be re-referred to the Committee on Appropriations with recommendation: To Consent Calendar.

OROPEZA, Chair

Above resolution re-referred to the Committee on Appropriations.

Committee on Utilities and Commerce

Date of Hearing: January 9, 2006

Mr. Speaker: Your Committee on Utilities and Commerce reports:

Assembly Bill No. 158

Assembly Bill No. 326

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

LEVINE, Chair

Above bills re-referred to the Committee on Appropriations.

Committee on Natural Resources

Date of Hearing: January 9, 2006

Mr. Speaker: Your Committee on Natural Resources reports:

Assembly Bill No. 1423

With the recommendation: Do pass.

HANCOCK, Chair

Above bill ordered to second reading.

Date of Hearing: January 9, 2006

Mr. Speaker: Your Committee on Natural Resources reports:

Assembly Bill No. 1231

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

HANCOCK, Chair

Above bill re-referred to the Committee on Appropriations.

Committee on Judiciary

Date of Hearing: January 10, 2006

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 425

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

JONES, Chair

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: January 10, 2006

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 630

Assembly Bill No. 1363

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

JONES, Chair

Above bills re-referred to the Committee on Appropriations.

Committee on Revenue and Taxation

Date of Hearing: January 9, 2006

Mr. Speaker: Your Committee on Revenue and Taxation reports:

Assembly Bill No. 673

Assembly Bill No. 1282

Assembly Bill No. 674

Assembly Bill No. 1418

Assembly Bill No. 912

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

KLEHS, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: January 9, 2006

Mr. Speaker: Your Committee on Revenue and Taxation reports:

Assembly Bill No. 385

With the recommendation: Do pass.

KLEHS, Chair

Above bill ordered to second reading.

Committee on Water, Parks and Wildlife

Date of Hearing: January 10, 2006

Mr. Speaker: Your Committee on Water, Parks and Wildlife reports:

Assembly Bill No. 479

Assembly Bill No. 798

Assembly Bill No. 874

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

WOLK, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: January 10, 2006

Mr. Speaker: Your Committee on Water, Parks and Wildlife reports:

Assembly Bill No. 984

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

WOLK, Chair

Above bill re-referred to the Committee on Appropriations.

Committee on Business and Professions

Date of Hearing: January 10, 2006

Mr. Speaker: Your Committee on Business and Professions reports:

Assembly Bill No. 411

Assembly Bill No. 1561

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

NEGRETE McLEOD, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: January 10, 2006

Mr. Speaker: Your Committee on Business and Professions reports:

Assembly Bill No. 790

Assembly Bill No. 886

Assembly Bill No. 861

Assembly Bill No. 1588

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

NEGRETE McLEOD, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: January 10, 2006

Mr. Speaker: Your Committee on Business and Professions reports:

Assembly Bill No. 523

With the recommendation: Do pass, and be re-referred to the Committee on Higher Education.

NEGRETE McLEOD, Chair

Above bill re-referred to the Committee on Higher Education.

Committee on Elections and Redistricting

Date of Hearing: January 10, 2006

Mr. Speaker: Your Committee on Elections and Redistricting reports:

Assembly Bill No. 583

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Appropriations.

UMBERG, Chair

Above bill ordered to second reading.

MESSAGES FROM THE SENATE

Senate Chamber, January 9, 2006

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 1026

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

January 9, 2006

The Honorable E. Dotson Wilson

Chief Clerk of the Assembly

Assembly Chamber

Dear Dotson: By direction of the Senate I am returning Senate Bill 288 to the Assembly for further action.

Sincerely,

GREGORY P. SCHMIDT
Secretary of the Senate

Above bill ordered held at Desk.

BILLS RETURNED TO THIRD READING FILE

Pursuant to Assembly Rule 78, the following bill was withdrawn from the inactive file, and placed upon the third reading file:

Senate Bill No. 169, on request of Assembly Member Frommer.

ADJOURNMENT

At 4:50 p.m., the Assembly adjourned until 7 a.m., Wednesday, January 11, 2006.

FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON JANUARY 10, 2006**

The following measure was amended in the Assembly on this day:

SB RN

144 0600378

Daily Total: 1

Cumulative Total: 2954

CALIFORNIA LEGISLATURE

2005–06 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, January 11, 2006

ONE HUNDRED TWENTY-SIXTH SESSION DAY

FOUR HUNDRED SECOND 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, January 11, 2006

The Assembly met at 7 a.m.

Hon. Simón Salinas, Assembly Member, 28th 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—71:

Aghazarian	Dymally	Leslie	Richman
Arambula	Emmerson	Levine	Ridley-Thomas
Baca	Evans	Lieber	Runner
Bass	Garcia	Lieu	Ruskin
Benoit	Goldberg	Liu	Saldaña
Berg	Hancock	Matthews	Salinas
Bermúdez	Haynes	Maze	Spitzer
Blakeslee	Houston	McCarthy	Strickland
Bogh	Huff	Mountjoy	Torrico
Calderon	Jones	Mullin	Tran
Canciamilla	Karnette	Nakanishi	Umberg
Chu	Keene	Nation	Vargas
Cogdill	Klehs	Nava	Villines
Cohn	Koretz	Negrete McLeod	Walters
Coto	La Malfa	Niello	Wolk
Daucher	La Suer	Oropeza	Wyland
De La Torre	Laird	Parra	Mr. Speaker
DeVore	Leno	Pavley	

Quorum present.

At 1:19 p.m., Hon. Greg Aghazarian, 26th 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 Chan, Chavez, Jerome E. Horton, Shirley Horton, Montañez, Plescia, and Yee.

On personal business, and waiving per diem: Assembly Members Frommer and Harman.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

January 10, 2006

The Honorable Fabian Núñez
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Núñez: I am requesting to be excused from Check-In Session on Wednesday, January 11, 2006 due to legislative business taking place in my district.

Your attention to this matter is appreciated.

Sincerely,

WILMA CHAN, Assembly Member
Sixteenth District

January 6, 2006

The Honorable Fabian Núñez
Speaker
California State Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Núñez: I respectfully request permission to be excused from check-in session on Wednesday, January 11, 2006. The purpose is to tend to legislative business in my district.

I thank you in advance for your favorable consideration. Should you have any questions whatsoever, please do not hesitate to contact me.

Sincerely,

ED CHAVEZ, Assembly Member
Fifty-seventh District

January 9, 2006

The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I am respectfully requesting permission to be excused from Assembly Check-In Session on Wednesday, January 11, 2006. I will be participating on a panel discussion at the CNIGA—Western Indian Gaming Conference and Trade Show in Palm Springs, CA. I will be returning to Sacramento on Thursday, January 12, 2006, in time for Assembly Check-In Session.

I want to thank you in advance for your consideration of this request and if you have any questions, please contact me at (916) 319-2051.

Sincerely,

JEROME E. HORTON, Assembly Member
Fifty-first District

January 9, 2006

*The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Speaker Núñez: This letter is a request to be excused from check in session on Wednesday, January 11, 2006 in order to travel to my district for legislative business.

Please feel free to contact me at 319-2078 with any questions or concerns. Thank you in advance for your consideration and assistance.

Sincerely,

SHIRLEY A. HORTON, Assembly Member
Seventy-eighth District

January 11, 2006

*The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mr. Speaker: I respectfully request to be excused from check-in session on Wednesday, January 11, 2006. I was in Sacramento on Legislative business, but was unable to check-in.

Thank you in advance for your consideration. If you have any questions or comments, I can be reached at (916) 319-2039.

Sincerely,

CINDY MONTAÑEZ, Assembly Member
Thirty-ninth District

January 11, 2006

*Hon. Fabian Núñez
Speaker of the Assembly
State Capitol
Sacramento, California*

Dear Mr. Speaker: I respectfully request to be excused from session January 11, 2006. I have legislative business in my district.

If you have any questions regarding this request, please feel free to contact Beth Helmsin in my office at 319-2075.

Sincerely,

GEORGE A. PLESCIA, Assembly Member
Seventy-fifth District

January 9, 2006

*The Honorable Fabian Núñez
California State Assembly
Room 219, State Capitol
Sacramento, California*

Dear Speaker Núñez: I respectfully request that I be excused from the Assembly Check-In Session on Wednesday, January 11. I will be in my district attending to legislative business.

Sincerely,

LELAND Y. YEE, Ph.D.
Speaker pro Tempore

COMMUNICATIONS**Proposed Initiatives**

The following communications were presented by the Chief Clerk from:

Tricia Knight, Initiative Coordinator, Department of Justice, Office of the Attorney General, Sacramento, dated January 3, 2006, transmitting copies of the title, summary, and text of the following proposed initiatives, pursuant to Section 9007, Elections Code:

Transportation Funding.**Initiative Constitutional Amendment and Statute. SA 2005RF0121**

Referred by the Speaker to the Committees on Budget and Transportation.

Transportation Funding.**Initiative Constitutional Amendment and Statute. SA 2005RF0122**

Referred by the Speaker to the Committees on Budget and Transportation.

Transportation Funding.**Initiative Constitutional Amendment and Statute. SA 2005RF0123**

Referred by the Speaker to the Committees on Budget and Transportation.

Transportation Funding.**Initiative Constitutional Amendment and Statute. SA 2005RF0124**

Referred by the Speaker to the Committees on Budget and Transportation.

REPORTS

The following reports were presented by the Chief Clerk:

Complaints Alleging Violations of**Business and Professions Code Sections 6175–6176****Regarding Requirements for the Sale of Financial Products****by Attorneys to Clients in 2005****(Pursuant to Assembly Bill 2107, Chapter 442, Statutes of 2000)**

Above transmitted report, together with letter of transmittal from Larry Doyle, Chief Legislative Counsel, State Bar of California, Office of Governmental Affairs, dated January 3, 2006, referred by the Speaker to the Committee on Judiciary.

2003–04 California Sexual Predator Program**(Pursuant to Senate Bill X1 12, Chapter 6, Statutes of 1994)**

Above transmitted report, together with letter of transmittal from Sue Johnsrud, Director, Administrative Services Division, Department of Justice, dated December 22, 2005, referred by the Speaker to the Committee on Public Safety.

**Evaluation of “Please Don’t Drink and Drive” Victims Memorial Sign
Program Report****(Pursuant to Assembly Bill 965, Chapter 864, Statutes of 2001)**

Above transmitted report, together with letter of transmittal from Janet S. Dawson, Division Chief, Division of Legislative and Local Government Affairs, Department of Transportation, dated January 6, 2006, referred by the Speaker to the Committee on Transportation.

**Public Utilities Commission Report on Desalination
(Pursuant to Assembly Bill 2918, Chapter 648, Statutes of 2004)**

Above transmitted report, together with letter of transmittal from Steve Larson, Executive Director, Public Utilities Commission, dated December 30, 2005, referred by the Speaker to the Committee on Utilities and Commerce.

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 1840—Jerome Horton. An act to add Division 1.7 (commencing with Section 1190) to the Health and Safety Code, and to add Chapter 17 (commencing with Section 12694) to Part 6.2 of Division 2 of the Insurance Code, relating to health care coverage.

ASSEMBLY BILL NO. 1841—Bogh (Principal coauthor: Senator Battin) (Coauthor: Emmerson). An act to amend Section 6601 of the Welfare and Institutions Code, relating to sexually violent predators.

ASSEMBLY BILL NO. 1842—Coto. An act to amend Section 124040 of the Health and Safety Code, relating to child health assessments.

ASSEMBLY BILL NO. 1843—Leslie. An act to amend Section 179 of the Military and Veterans Code, relating to military, and making an appropriation therefor.

ASSEMBLY BILL NO. 1844—Chavez. An act to add Section 1182.12 to the Labor Code, relating to the minimum wage.

ASSEMBLY BILL NO. 1845—Chavez. An act to amend Sections 51222 and 51241, as amended by Section 2 of Chapter 459 of the Statutes of 2003, of, and to repeal Section 51241, as added by Section 3 of Chapter 459 of the Statutes of 2003, of, the Education Code, relating to physical education.

ASSEMBLY BILL NO. 1846—Berg. An act to add Article 10.8 (commencing with Section 17077.60) to Chapter 12.5 of Part 10 of the Education Code, relating to school facilities, and making an appropriation therefor.

ASSEMBLY BILL NO. 1847—Leslie. An act to amend Sections 17053.42 and 23642 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

RESOLUTIONS

The following resolutions were offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 104—Chavez. Relative to Officer Kenneth Wrede Memorial Highway.

ASSEMBLY CONCURRENT RESOLUTION NO. 105—Chavez. Relative to State Highway Route 210.

**AUTHOR'S AMENDMENTS
Committee on Appropriations**

January 11, 2006

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Assembly Bill No. 326

Assembly Bill No. 1302

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CHU, Chair

ASSEMBLY BILL NO. 326—An act to amend Sections 270 and 275 of the Public Utilities Code, relating to telecommunications.

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.

ASSEMBLY BILL NO. 1302—An act to amend Sections 11340, 11340.1, 11346.5, 11346.9, 11349, and 11349.1 of the Government Code, relating to agency regulations.

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

January 11, 2006

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Assembly Bill No. 959

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CHU, Chair

ASSEMBLY BILL NO. 959—An act to amend Section 14105.96 of the Welfare and Institutions Code, relating to Medi-Cal.

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

January 11, 2006

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Assembly Bill No. 158

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CHU, Chair

ASSEMBLY BILL NO. 158—An act to add and repeal Section 7711.5 of the Public Utilities Code, relating to railroads.

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 Health

Date of Hearing: January 10, 2006

Mr. Speaker: Your Committee on Health reports:

Assembly Bill No. 213

Assembly Bill No. 1111

Assembly Bill No. 470

Assembly Bill No. 1226

Assembly Bill No. 699

Assembly Bill No. 1476

Assembly Bill No. 959

Assembly Bill No. 1591

Assembly Bill No. 1085

Assembly Bill No. 1689

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

CHAN, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: January 10, 2006

Mr. Speaker: Your Committee on Health reports:

Assembly Bill No. 469

With the recommendation: Do pass, and be re-referred to the Committee on Education.

CHAN, Chair

Above bill re-referred to the Committee on Education.

Committee on Human Services

Date of Hearing: January 10, 2006

Mr. Speaker: Your Committee on Human Services reports:

Assembly Bill No. 1478

With amendments with the recommendation: Amend, do pass, as amended and be re-referred to the Committee on Appropriations.

EVANS, Chair

Above bill ordered to second reading.

Committee on Elections and Redistricting

Date of Hearing: January 10, 2006

Mr. Speaker: Your Committee on Elections and Redistricting reports:

Assembly Bill No. 1207

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

UMBERG, Chair

Above bill re-referred to the Committee on Appropriations.

Committee on Insurance

Date of Hearing: January 11, 2006

Mr. Speaker: Your Committee on Insurance reports:

Assembly Bill No. 925

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

VARGAS, Chair

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: January 11, 2006

Mr. Speaker: Your Committee on Insurance reports:

Assembly Bill No. 687

With the recommendation: Do pass.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above bill be placed on the Consent Calendar.

VARGAS, Chair

Above bill ordered to second reading.

Committee on Health

Date of Hearing: January 10, 2006

Mr. Speaker: Your Committee on Health reports:

Assembly Bill No. 1744

With the recommendation: Do pass, as amended.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above bill be placed on the Consent Calendar.

CHAN, Chair

Above bill ordered to second reading.

Committee on Public Employees, Retirement and Social Security

Date of Hearing: January 11, 2006

Mr. Speaker: Your Committee on Public Employees, Retirement and Social Security reports:

Assembly Bill No. 1568

With the recommendation: Do pass.

TORRICO, Chair

Above bill ordered to second reading.

Date of Hearing: January 11, 2006

Mr. Speaker: Your Committee on Public Employees, Retirement and Social Security reports:

Assembly Bill No. 1708

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

TORRICO, Chair

Above bill re-referred to the Committee on Appropriations.

Committee on Education

Date of Hearing: January 11, 2006

Mr. Speaker: Your Committee on Education reports:

Assembly Bill No. 58

Assembly Bill No. 1482

With the recommendation: Do pass, and be re-referred to the Committee on Higher Education.

GOLDBERG, Chair

Above bills re-referred to the Committee on Higher Education.

Committee on Public Safety

Date of Hearing: January 10, 2006

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 50

Assembly Bill No. 1147

Assembly Bill No. 96

Assembly Bill No. 1159

Assembly Bill No. 1121

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

LENO, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: January 10, 2006

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 105

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

LENO, Chair

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: January 10, 2006

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 120

Assembly Bill No. 618

Assembly Bill No. 828

With the recommendation: Do pass.

LENO, Chair

Above bills ordered to second reading.

Date of Hearing: January 10, 2006

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 1015

With amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Appropriations.

LENO, Chair

Above bill ordered to second reading.

Date of Hearing: January 10, 2006

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 308

Assembly Bill No. 1688

With the recommendation: Do pass.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above bills be placed on the Consent Calendar.

LENO, Chair

Above bills ordered to second reading.

Committee on Agriculture

Date of Hearing: January 11, 2006

Mr. Speaker: Your Committee on Agriculture reports:

Assembly Bill No. 1598

With the recommendation: Do pass.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above bill be placed on the Consent Calendar.

MATTHEWS, Chair

Above bill ordered to second reading.

Committee on Housing and Community Development

Date of Hearing: January 11, 2006

Mr. Speaker: Your Committee on Housing and Community Development reports:

Assembly Bill No. 389

Assembly Bill No. 773

Assembly Bill No. 1469

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

MULLIN, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: January 11, 2006

Mr. Speaker: Your Committee on Housing and Community Development reports:

Assembly Bill No. 782

With the recommendation: Do pass.

MULLIN, Chair

Above bill ordered to second reading.

Date of Hearing: January 11, 2006

Mr. Speaker: Your Committee on Housing and Community Development reports:

Assembly Bill No. 1203

With the recommendation: Do pass, as amended.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above bill be placed on the Consent Calendar.

MULLIN, Chair

Above bill ordered to second reading.

Committee on Local Government

Date of Hearing: January 11, 2006

Mr. Speaker: Your Committee on Local Government reports:

Assembly Bill No. 1450

With the recommendation: Do pass, and be re-referred to the Committee on Housing and Community Development.

SALINAS, Chair

Above bill re-referred to the Committee on Housing and Community Development.

Date of Hearing: January 11, 2006

Mr. Speaker: Your Committee on Local Government reports:

Assembly Bill No. 1020

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

SALINAS, Chair

Above bill re-referred to the Committee on Appropriations.

**CONSIDERATION OF DAILY FILE
SECOND READING OF ASSEMBLY BILLS**

ASSEMBLY BILL NO. 1324—An act to amend Section 45452 of the Education Code, and to amend Section 42011 of the Vehicle Code, relating to vehicles.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1550—An act to amend Section 14504 of the Government Code, relating to transportation.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1112—An act to amend Sections 22511.5 and 22511.11 of, and to add Sections 22651.07 and 22651.08 to, the Vehicle Code, relating to vehicles.

Bill read second time; amendments proposed by the Committee on Transportation read and adopted; bill ordered reprinted and to be re-referred to the Committee on Appropriations.

ASSEMBLY BILL NO. 1679—An act to add Section 118.8 to the Streets and Highways Code, relating to state highway property.

Bill read second time; amendments proposed by the Committee on Transportation read and adopted; bill ordered reprinted and to be re-referred to the Committee on Appropriations.

ASSEMBLY BILL NO. 184—An act to add Section 44098 to the Health and Safety Code, relating to air pollution.

Bill read second time; amendments proposed by the Committee on Transportation read and adopted; bill ordered reprinted and to be re-referred to the Committee on Appropriations.

ASSEMBLY BILL NO. 372—An act to amend Section 20209.14 of the Public Contract Code, relating to public contracts.

Bill read second time; amendments proposed by the Committee on Transportation read and adopted; bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 1423—An act relating to repeal and add Section 701.5 of the Public Resources Code, relating to the Department of Forestry and Fire Protection.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 385—An act to amend Section 50079 of the Government Code, relating to taxation.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 583—An act to add Chapter 12 (commencing with Section 91015) to Title 9 of, and to repeal Section 85300 of, the Government Code, relating to the Political Reform Act of 1974, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Elections and Redistricting read and adopted; bill ordered reprinted and to be re-referred to the Committee on Appropriations.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 11, 2006

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1324

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered to third reading file.

ADJOURNMENT

At 3:40 p.m., the Assembly adjourned until 9 a.m., Thursday,
January 12, 2006.

FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JANUARY 11, 2006

The following measures were amended in the Assembly on this day:

AB	RN	
158	0600509	
184	0600350	
326	0600512	
372	0600375	
583	0600211	
959	0600045	
1112	0600385	
1302	0600502	
1679	0600392	
Daily Total:		9
Cumulative Total:		2963

CALIFORNIA LEGISLATURE

2005–06 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, January 12, 2006

ONE HUNDRED TWENTY-SEVENTH SESSION DAY

FOUR HUNDRED THIRD CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

(Please Direct Any Inquiries and Report Any Omissions or Errors to
Sue Parker, Minute Clerk: Phone 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, January 12, 2006

The Assembly met at 9:02 a.m.

Hon. Leland Y. Yee, 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 Saldaña 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 9:16 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—74:

Aghazarian	Dymally	Leno	Pavley
Arambula	Emmerson	Leslie	Plescia
Baca	Evans	Levine	Richman
Bass	Garcia	Lieber	Runner
Benoit	Goldberg	Lieu	Saldaña
Berg	Hancock	Liu	Salinas
Bermúdez	Haynes	Matthews	Spitzer
Blakeslee	Horton, Jerome	Maze	Strickland
Calderon	Horton, Shirley	McCarthy	Torrico
Canciamilla	Houston	Montañez	Tran
Chan	Huff	Mountjoy	Umberg
Chavez	Jones	Mullin	Vargas
Chu	Karnette	Nakanishi	Villines
Cogdill	Keene	Nation	Wolk
Cohn	Klehs	Nava	Wyland
Coto	Koretz	Negrete McLeod	Yee
Daucher	La Malfa	Niello	Mr. Speaker
De La Torre	La Suer	Oropeza	
DeVore	Laird	Parra	

PRAYER

Upon invitation of Speaker pro Tempore Yee, the following prayer was offered by Assembly Member De La Torre:

Prayer to Our Lord for His courage and healing. Courage to stand in that place between the no longer and the not yet, and make decisions that will make the lives of our fellow Californians better. Healing to look over our conduct and act on the understanding that we are all the same, facing the same struggles, and needing to help each other along our common paths. For these things we pray.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Yee, Assembly Member Wolk 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 Cohn, seconded by Assembly Member Cogdill.

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 Bogh, Ridley-Thomas, and Walters.

To attend a funeral in the district: Assembly Member Ruskin.

Because of illness: Assembly Members Frommer and Harman.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

January 11, 2006

*The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Assembly Speaker Núñez,

This letter is a request to be excused from Session Thursday, January 12, 2006 for Legislative business.

Thank you for your consideration of this matter.

Sincerely,

RUSS BOGH, Assembly Member
Sixty-fifth District

January 4, 2006

*The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mr. Speaker: I would like to request permission to be excused from Session on Thursday, January 12 and Check-in Session on January 13 on legislative business.

Thank you for your assistance in this matter. If you have questions or need more information, please do not hesitate to contact me or to have your designated staff person contact Lourdes Machado, at (916) 319-2048.

With hope,

MARK RIDLEY-THOMAS, Assembly Member
Forty-eighth District

January 11, 2006

*Hon. Fabian Núñez, Speaker
California State Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mr. Speaker,

I respectfully request an excuse from session on Thursday, January 12, 2006 due to legislative business in my district.

Thank you for your consideration of this request. If you have any questions, please contact my office at (916) 319-2073.

Sincerely,

MIMI WALTERS, Assembly Member
Seventy-third District

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

January 12, 2006

*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 Alberto Torrico to replace Assemblymember Ira Ruskin on the Assembly Higher Education Committee for today's hearing only.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

January 12, 2006

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 Jenny Oropeza to replace Assemblymember Dario Frommer on the Assembly Business and Professions Committee for today's hearing only.

Sincerely,

FABIAN NUÑEZ
 Speaker of the Assembly

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committee was permitted to meet:

Jobs, Economic Development, and the Economy, on Tuesday, January 17, 2006, upon adjournment of Floor Session.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 12, 2006

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 372

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered returned to second reading file.

Assembly Chamber, January 12, 2006

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 158

Assembly Bill No. 184

Assembly Bill No. 326

Assembly Bill No. 583

Assembly Bill No. 959

Assembly Bill No. 1112

Assembly Bill No. 1302

Assembly Bill No. 1679

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bills were referred to committee:

Assembly Constitutional

Amendment No.

Committee

22 ----- H. & C.D. and Jud.

Assembly Concurrent

Resolution No.

Committee

97 ----- Trans.

98 ----- Ed.

99 ----- Rls.

100 ----- Rls.

101 ----- Rls.

102 ----- Rls.

*Assembly Joint
Resolution No.**Committee*

32 ----- V.A.
33 ----- V.A.
37 ----- E. & R.

*House
Resolution No.**Committee*

25 ----- Rls.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Cohn was granted unanimous consent to withdraw Senate Bills Nos. 81, 82, 83, 84, and 85 from the Committee on Rules and permit Assembly Member Laird to take the bills up without reference to file for the purpose of consideration.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 81—An act relating to the Budget Act of 2005.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 82—An act relating to the Budget Act of 2005.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 83—An act relating to the Budget Act of 2005.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 84—An act relating to the Budget Act of 2005.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 85—An act relating to the Budget Act of 2005.

Bill read second time, and ordered to third reading.

**CONSIDERATION OF SENATE BILLS BY UNANIMOUS CONSENT
WITHOUT REFERENCE TO FILE**

SENATE BILL NO. 81 (Committee on Budget and Fiscal Review)—An act relating to the Budget Act of 2005.

Bill read third time, and presented by Assembly Member Laird.

Bill passed by the following vote:

AYES—69

Aghazarian	Dymally	Levine	Richman
Arambula	Emmerson	Lieber	Runner
Baca	Evans	Lieu	Saldaña
Bass	Garcia	Liu	Salinas
Benoit	Goldberg	Matthews	Spitzer
Berg	Hancock	Maze	Strickland
Bermúdez	Horton, Jerome	McCarthy	Torricon
Calderon	Horton, Shirley	Montañez	Tran
Canciamilla	Houston	Mountjoy	Umberg
Chan	Huff	Mullin	Vargas
Chavez	Jones	Nakanishi	Villines
Chu	Karnette	Nation	Wolk
Cogdill	Keene	Nava	Wyland
Cohn	Klehs	Negrete McLeod	Yee
Coto	Koretz	Oropeza	Mr. Speaker
Daucher	La Malfa	Parra	
De La Torre	La Suer	Pavley	
DeVore	Leno	Plescia	

NOES—3

Blakeslee	Laird	Leslie
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Bill ordered transmitted to the Senate immediately.

SENATE BILL NO. 82 (Committee on Budget and Fiscal Review)—An act relating to the Budget Act of 2005.

Bill read third time, and presented by Assembly Member Laird.

Bill passed by the following vote:

AYES—69

Aghazarian	Dymally	Levine	Richman
Arambula	Emmerson	Lieber	Runner
Baca	Evans	Lieu	Saldaña
Bass	Garcia	Liu	Salinas
Benoit	Goldberg	Matthews	Spitzer
Berg	Hancock	Maze	Strickland
Bermúdez	Horton, Jerome	McCarthy	Torricon
Calderon	Horton, Shirley	Montañez	Tran
Canciamilla	Houston	Mountjoy	Umberg
Chan	Huff	Mullin	Vargas
Chavez	Jones	Nakanishi	Villines
Chu	Karnette	Nation	Wolk
Cogdill	Keene	Nava	Wyland
Cohn	Klehs	Negrete McLeod	Yee
Coto	Koretz	Oropeza	Mr. Speaker
Daucher	La Malfa	Parra	
De La Torre	La Suer	Pavley	
DeVore	Leno	Plescia	

NOES—3

Blakeslee	Laird	Leslie
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Bill ordered transmitted to the Senate immediately.

SENATE BILL NO. 83 (Committee on Budget and Fiscal Review)—An act relating to the Budget Act of 2005.

Bill read third time, and presented by Assembly Member Laird.

Bill passed by the following vote:

AYES—69

Aghazarian	Dymally	Levine	Richman
Arambula	Emmerson	Lieber	Runner
Baca	Evans	Lieu	Saldaña
Bass	Garcia	Liu	Salinas
Benoit	Goldberg	Matthews	Spitzer
Berg	Hancock	Maze	Strickland
Bermúdez	Horton, Jerome	McCarthy	Torrigo
Calderon	Horton, Shirley	Montañez	Tran
Canciamilla	Houston	Mountjoy	Umberg
Chan	Huff	Mullin	Vargas
Chavez	Jones	Nakanishi	Villines
Chu	Karnette	Nation	Wolk
Cogdill	Keene	Nava	Wyland
Cohn	Kleh	Negrete McLeod	Yee
Coto	Koretz	Oropeza	Mr. Speaker
Daucher	La Malfa	Parra	
De La Torre	La Suer	Pavley	
DeVore	Leno	Plescia	

NOES—3

Blakeslee	Laird	Leslie
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Bill ordered transmitted to the Senate immediately.

SENATE BILL NO. 84 (Committee on Budget and Fiscal Review)—An act relating to the Budget Act of 2005.

Bill read third time, and presented by Assembly Member Laird.

Bill passed by the following vote:

AYES—69

Aghazarian	Dymally	Levine	Richman
Arambula	Emmerson	Lieber	Runner
Baca	Evans	Lieu	Saldaña
Bass	Garcia	Liu	Salinas
Benoit	Goldberg	Matthews	Spitzer
Berg	Hancock	Maze	Strickland
Bermúdez	Horton, Jerome	McCarthy	Torrigo
Calderon	Horton, Shirley	Montañez	Tran
Canciamilla	Houston	Mountjoy	Umberg
Chan	Huff	Mullin	Vargas
Chavez	Jones	Nakanishi	Villines
Chu	Karnette	Nation	Wolk
Cogdill	Keene	Nava	Wyland
Cohn	Kleh	Negrete McLeod	Yee
Coto	Koretz	Oropeza	Mr. Speaker
Daucher	La Malfa	Parra	
De La Torre	La Suer	Pavley	
DeVore	Leno	Plescia	

NOES—3

Blakeslee	Laird	Leslie
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Bill ordered transmitted to the Senate immediately.

SENATE BILL NO. 85 (Committee on Budget and Fiscal Review)—An act relating to the Budget Act of 2005.

Bill read third time, and presented by Assembly Member Laird.

Bill passed by the following vote:

AYES—69

Aghazarian	Dymally	Levine	Richman
Arambula	Emmerson	Lieber	Runner
Baca	Evans	Lieu	Saldaña
Bass	Garcia	Liu	Salinas
Benoit	Goldberg	Matthews	Spitzer
Berg	Hancock	Maze	Strickland
Bermúdez	Horton, Jerome	McCarthy	Torrico
Calderon	Horton, Shirley	Montañez	Tran
Canciamilla	Houston	Mountjoy	Umberg
Chan	Huff	Mullin	Vargas
Chavez	Jones	Nakanishi	Villines
Chu	Karnette	Nation	Wolk
Cogdill	Keene	Nava	Wyland
Cohn	Klehs	Negrete McLeod	Yee
Coto	Koretz	Oropeza	Mr. Speaker
Daucher	La Malfa	Parra	
De La Torre	La Suer	Pavley	
DeVore	Leno	Plescia	

NOES—3

Blakeslee	Laird	Leslie
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Bill ordered transmitted to the Senate immediately.

**NOTICE OF INTENTION TO REMOVE BILL
FROM INACTIVE FILE**

Pursuant to Assembly Rule 78, Assembly Member Wolk announced her intention to request that Assembly Bills Nos. 802, 1244, and 1558 be removed from the inactive file.

Pursuant to Assembly Rule 78, Assembly Member Hancock announced her intention to request that Assembly Bill No. 1360 be removed from the inactive file.

BILLS WITHDRAWN FROM COMMITTEE AND PLACED ON FILE

Assembly Member Cohn was granted unanimous consent that Assembly Bill No. 53 be withdrawn from the Committee on Appropriations and placed on the second reading file.

JOINT RULE 62(a) WAIVED

Assembly Member Cohn was granted unanimous consent that Joint Rule 62(a) be waived to permit the following bills to be heard in committees as noted:

Committee on Business and Professions to hear Assembly Bills Nos. 770 and 894, today upon adjournment of Floor Session;

Committee on Higher Education to hear Assembly Bills Nos. 58, 476, 523, 840, 958, 1072, 1286, 1315, 1319, 1350, 1399, and 1532, today;

Committee on Veterans Affairs to hear Assembly Bill No. 410, today, upon adjournment of Floor Session.

**CONSIDERATION OF DAILY FILE
ASSEMBLY BILLS RETURNED TO SECOND READING FILE
PURSUANT TO THE RULES**

Pursuant to the Assembly Rules, the following Assembly bill was this day on the second reading file:

Assembly Bill No. 372, ordered to third reading.

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 1478—An act to add Section 4643.4 to the Welfare and Institutions Code, relating to developmental services.

Bill read second time; amendments proposed by the Committee on Human Services read and adopted; bill ordered reprinted and to be re-referred to the Committee on Appropriations.

ASSEMBLY BILL NO. 687—An act to amend Section 11623 of the Insurance Code, relating to auto insurance.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1744—An act to amend Section 1345 of, and to repeal Sections 1371.36, 1371.37, 1371.38, and 1371.39 of, the Health and Safety Code, and to repeal Section 14005.20 of the Welfare and Institutions Code, relating to health care.

Bill read second time; amendments proposed by the Committee on Health read and adopted; bill ordered reprinted and to be returned to the second reading file, and to be placed upon the Consent Calendar.

ASSEMBLY BILL NO. 1568—An act to amend Section 31528 of the Government Code, relating to county employees' retirement.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 120—An act to amend Section 1109 of the Evidence Code, relating to evidence.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 618—An act to amend Section 7480 of the Government Code, relating to crime.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 828—An act to amend Section 1204.5 of the Penal Code, relating to criminal proceedings.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1015—An act to add and repeal Chapter 3 (commencing with Section 9000) to Title 9 of Part 3 of the Penal Code, relating to sex offenders.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted; bill ordered reprinted and to be re-referred to the Committee on Appropriations.

ASSEMBLY BILL NO. 308—An act to amend Section 422.6 of the Penal Code, relating to crimes.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1688—An act to amend Section 830.7 of the Penal Code, relating to illegal dumping enforcement officers.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1598—An act to amend Section 14992 of the Food and Agricultural Code, relating to agriculture omnibus.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 782—An act to amend Sections 33030 and 33320.1 of the Health and Safety Code, relating to redevelopment.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1203—An act to amend Section 18080.5 of, and to add Section 18035.26 to, the Health and Safety Code, relating to manufactured housing.

Bill read second time; amendments proposed by the Committee on Housing and Community Development 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 MOTION TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motion to reconsider the vote on Assembly Bills Nos. 6, 715, and 791, Senate Bills Nos. 51, 109, 646, 655, and 44, and Senate Joint Resolution No. 10 were continued until the next legislative day.

THIRD READING OF SENATE BILLS

SENATE BILL NO. 283 (Maldonado)—An act to add Section 97 to, and to add and repeal Section 97.5 of, the Streets and Highways Code, and to amend Section 35401 of, and to add Section 42010 to, the Vehicle Code, relating to transportation.

Bill read third time.

Motion to Amend

Assembly Member Daucher moved the adoption of amendments.
Amendments read and adopted; bill ordered reprinted.

Consideration of Senate Bill No. 283, As Amended by Unanimous Consent

Assembly Member Daucher was granted unanimous consent to take up Senate Bill No. 283, as amended, without reference to file, for purpose of consideration.

SENATE BILL NO. 283 (Maldonado)—An act to amend Section 35401 of the Vehicle Code, relating to vehicles, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Daucher.

Bill passed by the following vote:

AYES—63

Aghazarian	Emmerson	Leslie	Richman
Arambula	Evans	Lieber	Runner
Baca	Garcia	Lieu	Saldaña
Bass	Goldberg	Matthews	Salinas
Berg	Hancock	Maze	Spitzer
Bermúdez	Horton, Jerome	McCarthy	Strickland
Blakeslee	Horton, Shirley	Montañez	Torrico
Calderon	Houston	Mountjoy	Tran
Canciamilla	Huff	Mullin	Umberg
Chavez	Jones	Nakanishi	Vargas
Cogdill	Keene	Nation	Villines
Cohn	Klehs	Nava	Wolk
Coto	Koretz	Negrete McLeod	Wyland
Daucher	La Malfa	Oropeza	Yee
De La Torre	Laird	Parra	Mr. Speaker
DeVore	Leno	Plescia	

NOES—1

Karnette

Bill ordered transmitted to the Senate immediately.

SENATE BILL NO. 299 (Chesbro)—An act to amend Section 1635.5 of the Business and Professions Code, relating to dentistry, and making an appropriation therefor.

Bill read third time.

Motion to Amend

Assembly Member Emmerson moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

COMMITTEE MEETING ANNOUNCEMENTS

The following committee schedule was announced:

Committee on Veterans Affairs, today, upon adjournment of Floor session, in the Tom Bane Rules Committee Room.

ANNOUNCEMENTS

Speaker pro Tempore Yee announced the following session schedule:

Friday, January 13, 2006, Check-in Session;

Tuesday, January 17, 2006, Floor Session, 12 noon.

SPECIAL RECOGNITION

The Members of the Assembly joined Speaker pro Tempore Yee in recognizing Janet Sagen, a Legislative Data Center Chamber Support Team member, for many years of outstanding service and technical support to the Assembly; and extended best wishes to her as she embarks upon her retirement.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Mullin announced that the Select Committee on Biotechnology would meet at 10 a.m.

ADJOURN IN MEMORY

Assembly Members Oropeza, Dymally, and Jerome E. Horton were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Marcine B. Shaw, of Compton. Assembly Members Oropeza, Dymally, and Jerome E. Horton offered comments.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

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 James Lyall Plumb, of Sacramento.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Leno was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Tsuyako "Sox" Kitashima, of San Francisco.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member McCarthy was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of California Highway Patrol Officer Erick Manny, of Bakersfield.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Mountjoy was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Lance Cpl. Raul Mercado, of Monrovia.

(Assembly Rule 45.5 suspended.)

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 Ruth Sara Fragen, of Palm Springs.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Strickland was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Warren Dorn, of Morro Bay.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Goldberg was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Frank Wilkinson, of Los Angeles.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Speaker Núñez (on behalf of Assembly Member Frommer) was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Ann Cimmarusti, of La Cañada.

Assembly Member Berg was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Daveau Witherspoon, of Garberville.

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 Mike Tracy, of Long Beach.

Assembly Member Lieu was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Helen Florence Forman, of Torrance.

Assembly Member Runner was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Dale Pursley, of Lancaster.

Assembly Member Daucher was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Fred Beebe, Lejean Chau, Roch Conklin, Robert T. Conway III, and Dean Solie, of Anaheim; Barbara Throckmorton, of Brea; Mada Hall, of Fullerton; Andrew M. Espinoza, of Placentia; and Timothy Walters, of Yorba Linda.

**NOTICE OF INTENTION TO REMOVE BILL
FROM INACTIVE FILE**

Pursuant to Assembly Rule 78, Assembly Member Cohn announced her intention to request that Assembly Bill No. 768 be removed from the inactive file.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Negrete McLeod announced that the Committee on Business and Professions would meet today, upon adjournment of Floor session, in Room 447.

Assembly Member Liu announced that the Committee on Higher Education would meet today at 10:30 a.m., in Room 437.

MESSAGES FROM THE SENATE

Senate Chamber, January 12, 2006

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 147

Assembly Bill No. 150

Assembly Bill No. 148

Assembly Bill No. 152

Assembly Bill No. 149

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.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Cohn was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate Amendments to Assembly Bills Nos. 147, 148, 149, 150, and 152 without reference to file.

**CONSIDERATION OF SENATE AMENDMENTS AND
ASSEMBLY RULE 77 SUSPENDED**

ASSEMBLY BILL NO. 147 (Committee on Budget)—An act relating to the Budget Act of 2005.

Bill presented by Assembly Member Laird.

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 refused to concur in Senate amendments by the following vote:

AYES—3

Blakeslee	Laird	Leslie
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NOES—68

Aghazarian	DeVore	La Suer	Pavley
Arambula	Dymally	Leno	Plescia
Baca	Emmerson	Levine	Richman
Bass	Evans	Lieber	Runner
Benoit	Garcia	Lieu	Saldaña
Berg	Goldberg	Liu	Salinas
Bermúdez	Hancock	Matthews	Spitzer
Calderon	Horton, Jerome	Maze	Strickland
Canciamilla	Horton, Shirley	McCarthy	Torrico
Chan	Houston	Montañez	Tran
Chavez	Huff	Mullin	Umberg
Chu	Jones	Nakanishi	Vargas
Cogdill	Karnette	Nation	Villines
Cohn	Keene	Nava	Wolk
Coto	Klehs	Negrete McLeod	Wyland
Daucher	Koretz	Oropeza	Yee
De La Torre	La Malfa	Parra	Mr. Speaker

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 147: Assembly Member Blakeslee from “No” to “Aye”.

ASSEMBLY BILL NO. 148 (Committee on Budget)—An act relating to the Budget Act of 2005.

Bill presented by Assembly Member Laird.

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 refused to concur in Senate amendments by the following vote:

AYES—3

Blakeslee	Laird	Leslie
-----------	-------	--------

NOES—68

Aghazarian	DeVore	La Suer	Pavley
Arambula	Dymally	Leno	Plescia
Baca	Emmerson	Levine	Richman
Bass	Evans	Lieber	Runner
Benoit	Garcia	Lieu	Saldaña
Berg	Goldberg	Liu	Salinas
Bermúdez	Hancock	Matthews	Spitzer
Calderon	Horton, Jerome	Maze	Strickland
Canciamilla	Horton, Shirley	McCarthy	Torrico
Chan	Houston	Montañez	Tran
Chavez	Huff	Mullin	Umberg
Chu	Jones	Nakanishi	Vargas
Cogdill	Karnette	Nation	Villines
Cohn	Keene	Nava	Wolk
Coto	Klehs	Negrete McLeod	Wyland
Daucher	Koretz	Oropeza	Yee
De La Torre	La Malfa	Parra	Mr. Speaker

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 148: Assembly Member Blakeslee from “No” to “Aye”.

ASSEMBLY BILL NO. 149 (Committee on Budget)—An act relating to the Budget Act of 2005.

Bill presented by Assembly Member Laird.

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 refused to concur in Senate amendments by the following vote:

AYES—3

Blakeslee	Laird	Leslie
-----------	-------	--------

NOES—68

Aghazarian	DeVore	La Suer	Pavley
Arambula	Dymally	Leno	Plescia
Baca	Emmerson	Levine	Richman
Bass	Evans	Lieber	Runner
Benoit	Garcia	Lieu	Saldaña
Berg	Goldberg	Liu	Salinas
Bermúdez	Hancock	Matthews	Spitzer
Calderon	Horton, Jerome	Maze	Strickland
Canciamilla	Horton, Shirley	McCarthy	Torrico
Chan	Houston	Montañez	Tran
Chavez	Huff	Mullin	Umberg
Chu	Jones	Nakanishi	Vargas
Cogdill	Karnette	Nation	Villines
Cohn	Keene	Nava	Wolk
Coto	Klehs	Negrete McLeod	Wyland
Daucher	Koretz	Oropeza	Yee
De La Torre	La Malfa	Parra	Mr. Speaker

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 149: Assembly Member Blakeslee from “No” to “Aye”.

ASSEMBLY BILL NO. 150 (Committee on Budget)—An act relating to the Budget Act of 2005.

Bill presented by Assembly Member Laird.

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 refused to concur in Senate amendments by the following vote:

AYES—3

Blakeslee	Laird	Leslie
-----------	-------	--------

NOES—68

Aghazarian	DeVore	La Suer	Pavley
Arambula	Dymally	Leno	Plescia
Baca	Emmerson	Levine	Richman
Bass	Evans	Lieber	Runner
Benoit	Garcia	Lieu	Saldaña
Berg	Goldberg	Liu	Salinas
Bermúdez	Hancock	Matthews	Spitzer
Calderon	Horton, Jerome	Maze	Strickland
Canciamilla	Horton, Shirley	McCarthy	Torrico
Chan	Houston	Montañez	Tran
Chavez	Huff	Mullin	Umberg
Chu	Jones	Nakanishi	Vargas
Cogdill	Karnette	Nation	Villines
Cohn	Keene	Nava	Wolk
Coto	Klehs	Negrete McLeod	Wyland
Daucher	Koretz	Oropeza	Yee
De La Torre	La Malfa	Parra	Mr. Speaker

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 150: Assembly Member Blakeslee from “No” to “Aye”.

ASSEMBLY BILL NO. 152 (Committee on Budget)—An act relating to the Budget Act of 2005.

Bill presented by Assembly Member Laird.

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 refused to concur in Senate amendments by the following vote:

AYES—3

Blakeslee	Laird	Leslie
-----------	-------	--------

NOES—68

Aghazarian	DeVore	La Suer	Pavley
Arambula	Dymally	Leno	Plescia
Baca	Emmerson	Levine	Richman
Bass	Evans	Lieber	Runner
Benoit	Garcia	Lieu	Saldaña
Berg	Goldberg	Liu	Salinas
Bermúdez	Hancock	Matthews	Spitzer
Calderon	Horton, Jerome	Maze	Strickland
Canciamilla	Horton, Shirley	McCarthy	Torrico
Chan	Houston	Montañez	Tran
Chavez	Huff	Mullin	Umberg
Chu	Jones	Nakanishi	Vargas
Cogdill	Karnette	Nation	Villines
Cohn	Keene	Nava	Wolk
Coto	Klehs	Negrete McLeod	Wyland
Daucher	Koretz	Oropeza	Yee
De La Torre	La Malfa	Parra	Mr. Speaker

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 152: Assembly Member Blakeslee from “No” to “Aye”.

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. 81: Bermúdez, Garcia, Oropeza, and Wyland—Aye; Blakeslee—No.

Senate Bill No. 283 and Urgency: Bermúdez, Garcia, Jerome Horton, Oropeza, and Spitzer—Aye.

MOTION TO ADJOURN

At 10:05 a.m., Assembly Member Cohn moved that the Assembly do now adjourn.

Assembly Member Cogdill seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 10:05 a.m., Speaker pro Tempore Yee declared the quorum call of the Assembly dispensed with.

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 1848—Bermudez. An act to add Section 8592.10 to the Government Code relating to homeland security.

ASSEMBLY BILL NO. 1849—Leslie. An act to amend Section 290.46 of the Penal Code, relating to sex offenders.

ASSEMBLY BILL NO. 1850—Mountjoy. An act to amend Sections 12810, 21712, and 40000.13 of, and to add Section 21712.1 to, the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 1851—Coto. An act to amend Section 12693.325 of the Insurance Code, relating to health care, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 1852—Chavez (Coauthors: Maze and Yee). An act to amend Section 9875 of, to amend, renumber, and add Section 9875.2 of, to add Sections 9875.3, 9875.4, and 9875.5 to, and to repeal and add Section 9875.1 of, the Business and Professions Code, relating to motor vehicle replacement parts.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 106—Yee (Coauthors: Calderon, Chavez, DeVore, Garcia, Huff, Jones, Karnette, Laird, Leno, Maze, Negrete McLeod, Ruskin, and Spitzer) (Coauthors: Senators Bowen, Machado, and Scott). Relative to the White Ribbon Campaign.

**AUTHOR'S AMENDMENTS
Committee on Rules**

January 12, 2006

Mr. Speaker: The Chair of your Committee on Rules reports:

Assembly Concurrent Resolution No. 101

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MONTAÑEZ, Chair

ASSEMBLY CONCURRENT RESOLUTION NO. 101—Relative to a Day of Remembrance.

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**

January 12, 2006

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Assembly Bill No. 1111

Assembly Bill No. 1226

Assembly Bill No. 1561

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CHU, Chair

ASSEMBLY BILL NO. 1111—An act to add Chapter 3 (commencing with Section 430) to Part 1 of Division 1 of the Health and Safety Code, relating to health care coverage.

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.

ASSEMBLY BILL NO. 1226—An act to amend Sections 104190, 104192, and 104193 of, and to repeal and add Section 104191 of, the Health and Safety Code, relating to Lyme disease.

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.

ASSEMBLY BILL NO. 1561—An act to add Section 1770.5 to the Government Code, relating to state boards and commissions.

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

January 12, 2006

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Assembly Bill No. 411

Assembly Bill No. 1588

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CHU, Chair

ASSEMBLY BILL NO. 411—An act to amend Sections 4107, 7107, 9203, and 10262.5 of the Public Contract Code, relating to public contracts.

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.

ASSEMBLY BILL NO. 1588—An act to amend Section 473.3 of the Business and Professions Code, relating to licensing boards.

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

January 12, 2006

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Assembly Bill No. 213

Assembly Bill No. 1689

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CHU, Chair

ASSEMBLY BILL NO. 213—An act to add Section 1367.666 to the Health and Safety Code, and to add Section 10123.175 to the Insurance Code, relating to health care coverage.

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.

ASSEMBLY BILL NO. 1689—An act to add Section 14005.45 to the Welfare and Institutions Code, relating to child health care.

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

January 12, 2006

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Assembly Bill No. 319

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CHU, Chair

ASSEMBLY BILL NO. 319—An act to add Chapter 11 (commencing with Section 108935) to Part 3 of Division 104 of the Health and Safety Code, relating to product safety.

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

January 12, 2006

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Assembly Bill No. 633

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CHU, Chair

ASSEMBLY BILL NO. 633—An act to amend Sections 1596.859, 1596.8595, 1596.8895, and 1597.05 of the Health and Safety Code, relating to child day care facilities.

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

January 12, 2006

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Assembly Bill No. 861

Assembly Bill No. 1363

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CHU, Chair

ASSEMBLY BILL NO. 861—An act to amend Section 7403 of, and to add Sections 7308 and 7396.5 to, the Business and Professions Code, relating to barbering and cosmetology.

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.

ASSEMBLY BILL NO. 1363—An act to add Chapter 6 (commencing with Section 6500) to Division 3 of the Business and Professions Code, to amend Sections 1822, 1826, 1829, 1850, 1851, 2250, 2253, 2321, 2340, 2342, 2343, 2620, 2620.2, 2623, 2640, 2641, 2850, 2851, 2852, 2853, 2854, 2855, and 2920 of, to add Sections 1456, 1457, 1458, 2250.1, 2250.2 and 2410 to, and to repeal Sections 2342.5, 2344, and 2640.1 of, the Probate Code, and to add Division 8.7 (commencing with Section 9800) to the Welfare and Institutions Code, relating to conservatorship and guardianship.

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

January 12, 2006

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Assembly Bill No. 470

Assembly Bill No. 1591

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CHU, Chair

ASSEMBLY BILL NO. 470—An act to add Section 14011.95 to the Welfare and Institutions Code, relating to Medi-Cal.

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.

ASSEMBLY BILL NO. 1591—An act to amend Section 14132.41 of the Welfare and Institutions Code, relating to Medi-Cal.

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 Higher Education

January 12, 2006

Mr. Speaker: The Chair of your Committee on Higher Education reports:

Assembly Bill No. 1482

With author's amendments with the recommendation: Amend, and re-refer to the committee.

LIU, Chair

ASSEMBLY BILL NO. 1482—An act to amend Section 15146 to the Education Code, relating to education finance.

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.

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

January 12, 2006

E. Dotson Wilson

Chief Clerk of the Assembly

State Capitol, Room 3196

Sacramento, California

Dear Dotson: Please be advised that I have appointed the following members to the conference committee on AB 147, AB 148, AB 149, AB 150 and AB 152 on the subject of infrastructure:

Assemblymember John Laird

Assemblymember Judy Chu

Assemblymember Rick Keene

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

REPORTS OF STANDING COMMITTEES**Committee on Education**

Date of Hearing: January 11, 2006

Mr. Speaker: Your Committee on Education reports:

Assembly Bill No. 103

Assembly Bill No. 1171

Assembly Bill No. 469

Assembly Bill No. 1214

Assembly Bill No. 606

Assembly Bill No. 1381

Assembly Bill No. 622

Assembly Bill No. 1483

Assembly Bill No. 1056

Assembly Bill No. 1691

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

GOLDBERG, Chair

Above bills re-referred to the Committee on Appropriations.

Committee on Veterans Affairs

Date of Hearing: January 12, 2006

Mr. Speaker: Your Committee on Veterans Affairs reports:

Assembly Bill No. 410

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

NATION, Chair

Above bill re-referred to the Committee on Appropriations.

Committee on Education

Date of Hearing: January 11, 2006

Mr. Speaker: Your Committee on Education reports:

Assembly Bill No. 49

Assembly Bill No. 307

Assembly Bill No. 864

With the recommendation: Do pass, and re-refer to Committee on Appropriations with recommendation: To Consent Calendar.

GOLDBERG, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: January 11, 2006

Mr. Speaker: Your Committee on Education reports:

Assembly Bill No. 607

Assembly Bill No. 1076

With the recommendation: Do pass.

GOLDBERG, Chair

Above bills ordered to second reading.

Committee on Natural Resources

Date of Hearing: January 9, 2006

Mr. Speaker: Your Committee on Natural Resources reports:

Assembly Bill No. 1387

With amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Appropriations.

HANCOCK, Chair

Above bill ordered to second reading.

Committee on Rules

Date of Hearing: January 12, 2006

Mr. Speaker: Your Committee on Rules reports:

Senate Bill No. 506

With the recommendation: That the bills be re-referred to the Committees on Governmental Organization and Appropriations.

MONTAÑEZ, Chair

Above bill re-referred to the Committees on Governmental Organization and Appropriations.

Committee on Business and Professions

Date of Hearing: January 12, 2006

Mr. Speaker: Your Committee on Business and Professions reports:

Assembly Bill No. 770

Assembly Bill No. 894

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

NEGRETE McLEOD, Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: January 10, 2006

Mr. Speaker: Your Committee on Business and Professions reports:

Assembly Bill No. 546

With amendments with the recommendation: Amend, and do pass, as amended.

NEGRETE McLEOD, Chair

Above bill ordered to second reading.

Committee on Higher Education

Date of Hearing: January 12, 2006

Mr. Speaker: Your Committee on Higher Education reports:

Assembly Bill No. 58

Assembly Bill No. 476

Assembly Bill No. 523

Assembly Bill No. 840

Assembly Bill No. 958

Assembly Bill No. 1072

Assembly Bill No. 1286

Assembly Bill No. 1315

Assembly Bill No. 1319

Assembly Bill No. 1350

Assembly Bill No. 1399

Assembly Bill No. 1532

With the recommendation: Do pass, and be re-referred to the Committee on Appropriations.

LIU, Chair

Above bills re-referred to the Committee on Appropriations.

MESSAGES FROM THE SENATE

Senate Chamber, January 12, 2006

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day respectfully refused to concur in Assembly amendments to:

Senate Bills Nos. 81, 82, 83, 84, and 85.

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

Senate Chamber, January 12, 2006

Mr. Speaker: I am directed to inform your honorable body that the Senate appointed Senators Murray, Chesbro and Hollingsworth as a Committee on Conference concerning:

Senate Bills Nos. 81, 82, 83, 84, and 85.

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

Senate Chamber, January 12, 2006

Mr. Speaker: I am directed to inform your honorable body that the Senate appointed Senators Murray, Chesbro and Hollingsworth as a Committee on Conference concerning:

Assembly Bills Nos. 147, 148, 149, 150, and 152.

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

January 12, 2006

The Honorable E. Dotson Wilson
Chief Clerk of the Assembly
Assembly Chamber

Dear Dotson: By direction of the Senate I am returning Senate Bills Nos. 426 and 1002 to the Assembly for further action.

Sincerely,

GREGORY P. SCHMIDT
Secretary of the Senate

Above bills ordered held at Desk.

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

January 12, 2006

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: Please be advised that I have appointed the following members to the conference committee on SB 81, SB 82, SB 83, SB 84 and SB 85 on the subject of Infrastructure:

Assemblymember John Laird
Assemblymember Judy Chu
Assemblymember Rick Keene

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

INTRODUCTION OF GUESTS

Assembly Member Dymally, of the 52nd Assembly District, introduced Mayor Leticia Vasquez, Mayor pro Tempore Freddie Johnson and Dr. Hannon Islam, of Lynwood.

Assembly Member Chavez, of the 57th Assembly District, introduced Mayor pro Tempore Manuel Ortiz, of Irwindale.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Cohn, the Assembly adjourned until 5:30 a.m., Friday, January 13, 2006, out of respect to the memory of Marcine B. Shaw, on motion of Assembly Members Oropeza, Dymally and Jerome E. Horton; out of respect to the memory of James Lyall Plumb, on motion of Assembly Member Jones; out of respect to the memory of Tsuyako “Sox” Kitashima, on motion of Assembly Member Leno; out of respect to the memory of California Highway Patrol Officer Erick Manny, on motion of Assembly Member McCarthy; out of respect to the memory of Lance Cpl. Raul Mercado, on motion of Assembly Member Mountjoy; out of respect to the memory of Ruth Sara Fragen, on motion of Assembly Member Garcia; out of respect to the memory of Warren Dorn, on motion of Assembly Member Strickland; out of respect to the memory of Frank Wilkinson, on motion of Assembly Member Goldberg; out of respect to the memory of Ann Cimmarusti, on motion of Speaker Núñez (on behalf of Assembly Member Frommer); out of respect to the memory of Daveau Witherspoon, on motion of Assembly Member Berg; out of respect to the memory of Mike Tracy, on motion of Assembly Member Karnette; out of respect to the memory of Helen Florence Forman, on motion of Assembly Member Lieu; out of respect to the memory of Dale Pursley, on motion of Assembly Member Runner; and out of respect to the memory of Fred Beebe, Lejean Chau, Roch Conklin, Robert T. Conway III, Dean Solie, Barbara Throckmorton, Mada Hall, Andrew M. Espinoza, and Timothy Walters, on motion of Assembly Member Daucher.

FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JANUARY 12, 2006

The following measures were amended in the Assembly on this day:

AB RN

213 0600679
319 0600795
411 0600647
470 0600674
633 0514394
861 0600494
1015 0600268
1111 0600495
1203 0600411
1226 0600692
1363 0600583
1478 0600488
1482 0600353
1561 0600667
1588 0600255
1591 0600740
1689 0600803
1744 0600384

ACR RN

101 0600406

SB RN

283 0522736
299 0600052

Daily Total:	21
Cumulative Total:	2984

CALIFORNIA LEGISLATURE

2005–06 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Friday, January 13, 2006

ONE HUNDRED TWENTY-EIGHTH SESSION DAY

FOUR HUNDRED FOURTH 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, January 13, 2006

The Assembly met at 5:30 a.m.

Hon. Karen Bass, Assembly Member, 47th 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—50:

Aghazarian	De La Torre	Laird	Parra
Arambula	DeVore	Leno	Pavley
Bass	Dymally	Leslie	Plescia
Berg	Emmerson	Levine	Richman
Bermúdez	Garcia	Lieu	Ruskin
Blakeslee	Goldberg	Liu	Saldaña
Calderon	Hancock	Matthews	Spitzer
Canciamilla	Haynes	Maze	Tran
Chan	Horton, Shirley	Mountjoy	Vargas
Chavez	Huff	Mullin	Walters
Cogdill	Jones	Nakanishi	Wolk
Cohn	Karnette	Niello	
Coto	La Suer	Oropeza	

Quorum present.

At 11:26 a.m., Hon. Greg Aghazarian, 26th 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 Baca, Benoit, Bogh, Chu, Daucher, Jerome E. Horton, Houston, Keene, Klehs, Koretz, La Malfa, McCarthy, Montañez, Nation, Nava, Negrete McLeod, Núñez, Ridley-Thomas, Runner, Salinas, Strickland, Torrico, Umberg, Villines, and Yee.

On personal business, and waiving per diem: Assembly Member Lieber.

To attend a funeral: Assembly Member Evans.

Because of illness: Assembly Members Frommer, Harman, and Wyland.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

January 10, 2006

*The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Speaker Núñez: I am writing to respectfully request permission to be excused from Check-In-Session on Friday, January 13, 2006. I will be attending to legislative business in my district.

If you have any questions, please do not hesitate to contact Maria Lerma in my Capitol Office at (916) 319-2062. Your consideration of this request is greatly appreciated.

Sincerely,

JOE BACA, JR., Assembly Member
Sixty-second District

January 6, 2006

*Assembly Speaker Fabian Núñez
State Capitol, Room 219
Sacramento, California*

Dear Speaker Núñez,

Please excuse me from session on Friday, January 13, as I will be in my district attending to legislative business.

Should you have any questions please contact me or my Chief of Staff, Barry Nestande, at (951) 369-6644.

Sincerely,

JOHN J. BENOIT, Assembly Member
Sixty-fourth District

January 11, 2006

*The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Assembly Speaker Núñez,

This letter is a request to be excused from Session on Friday, January 13, 2006 for legislative business.

Thank you for your consideration of this matter.

Sincerely,

RUSS BOGH, Assembly Member
Sixty-fifth District

January 10, 2006

The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Núñez: I, respectfully, request to be excused from Session on Friday, January 13, 2006, so that I may be in my district on legislative business.

Thank you for your consideration of this matter. Should you have any questions or concerns regarding this request, please feel free to contact me or my chief of staff, Bill Wong at 916/319-2049.

Kind Regards,

JUDY CHU, Ph.D., Assembly Member
Forty-ninth District

January 6, 2006

The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Núñez: I respectfully request that I be excused from session on Friday, January 13, 2006 in order that I can return to my District on legislative business.

Please contact me at 319-2072 with any questions. Thank you.

Sincerely,

LYNN DAUCHER, Assembly Member
Seventy-second District

January 12, 2006

The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I am respectfully requesting permission to be excused from Assembly Check-In Session on Friday, January 13, 2006, due to legislative business in my district. I will be returning to Sacramento on Tuesday, January 17, 2006, in time for Assembly Floor Session.

I want to thank you in advance for your consideration of this request and if you have any questions, please contact me at (916) 319-2051 or (310) 412-6400.

Sincerely,

JEROME E. HORTON, Assembly Member
Fifty-first District

January 11, 2006

The Honorable Fabian Núñez
Speaker, California State Assembly
State Capitol
Sacramento, California

Dear Mr. Speaker: I respectfully request to be excused from Check-In Session on January 13, 2006 to conduct legislative business in my district.

If you have any questions, please contact Gerrit Buddingh in my office at 319-2015. Thank you for your consideration of this request.

Sincerely,

GUY S. HOUSTON, Assembly Member
Fifteenth District

January 11, 2006

The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol, Room 219

Dear Mr. Speaker: I respectfully request to be excused from check-in session on Friday, January 13 due to legislative business in my district.

Please contact Melanie Perron in my Capitol office with any questions or concerns. Thank you for your consideration of this request.

Sincerely,

RICK KEENE, Assembly Member
Third District

January 11, 2006

The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Núñez: I would like to request that I be excused from check-in session on Friday, January 13, 2006. I have district business to attend to.

Thank you for your attention to this matter. If you have any questions or comments please feel free to contact me at (916) 319-2018.

Sincerely,

JOHAN KLEHS, Assembly Member
Eighteenth District

December 15, 2005

The Honorable Fabian Núñez
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Núñez: I respectfully ask permission to be excused from floor session on Friday, January 13, 2006 due to legislative business in my district. If you have any questions or concerns please contact Jeanette Garcia in my office at 319-2042.

Sincerely,

PAUL KORETZ, Assembly Member
Forty-second District

January 9, 2006

*The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mr. Speaker,

I am respectfully requesting permission to be excused from check-in session on Friday, January 13, 2006. I will be in my district attending to legislative business.

Thank you for your consideration of this matter. If you have any questions or concerns, please contact me at 319-2002.

Sincerely,

DOUG LA MALFA, Assembly Member
Second District

January 5, 2006

*The Honorable Fabian Núñez
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mr. Speaker,

This letter is to respectfully request an excuse from session on January 13, 2006. I will be in the district on legislative business.

If you have any questions, please call me at 319-2032.

Thank you for your prompt attention.

Sincerely,

KEVIN MCCARTHY, Assembly Member
Thirty-second District

January 11, 2006

*The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mr. Speaker: I respectfully request to be excused from check-in session on Friday, January 13, 2006. I will be in my district on Legislative business.

Thank you in advance for your consideration. If you have any questions or comments, I can be reached at (916) 319-2039.

Sincerely,

CINDY MONTAÑEZ, Assembly Member
Thirty-ninth District

January 11, 2006

*The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mr. Speaker: I respectfully request to be excused from check in session on Friday, January 13, 2006 due to legislative meetings scheduled in my district office.

Thank you for your consideration of this request.

Sincerely,

JOE NATION, Assembly Member
Sixth District

December 13, 2005

*The Honorable Fabian Núñez
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California*

Dear Speaker Núñez: I am requesting approval to be excused from session on Friday, January 13, to attend an Ocean Protection Council meeting in my district. Your attention to this matter is very much appreciated.

Sincerely,

PEDRO NAVA, Assembly Member
Thirty-fifth District

January 3, 2006

*The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mr. Speaker: Please excuse me from session on Friday, January 13, 2006 due to district commitments.

Thank you for your consideration of this request.

Respectfully,

GLORIA NEGRETE MCLEOD, Assembly Member
Sixty-first District

January 13, 2006

*E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: This is to advise you that I will be in my district today on legislative business.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

January 6, 2006

*The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Speaker Núñez: I am writing to request an excused absence for January 13, 2006. I will be on legislative business to attend the California Nations Indian Gaming Association Conference to discuss off-reservation gaming relative to the situation in Barstow.

Should you have any questions regarding this request, please contact David Lynch in my office at 319-2036.

Sincerely,

SHARON RUNNER, Assembly Member
Thirty-sixth District

January 11, 2006

*The Honorable Fabian Núñez
Speaker, 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 on Friday, January 13, 2006. I will be attending to legislative business in my Salinas District Office.

If you have any questions regarding this request, please feel free to contact Jalene Romo in my Capitol Office @ 319-2028.

Sincerely,

SIMÓN SALINAS, Assembly Member
Twenty-eighth District

January 11, 2006

*The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mr. Speaker: I respectfully request a legislative excuse for Friday, January 13, 2006. I have legislative business in my district office. If you have any questions, please contact Joel Angeles at 319-2037.

Thank you for your prompt attention.

Sincerely,

AUDRA STRICKLAND, Assembly Member
Thirty-seventh District

January 11, 2006

Office of Assembly Speaker Fabian Núñez

Please excuse me from check-in session Friday, January 13, 2006. I will be conducting legislative business in my district.

Thank you,

ALBERTO TORRICO, Assembly Member
Twentieth District

January 11, 2006

*The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Speaker Núñez,

I respectfully request to be excused from session on Friday, January 13. I will be in my district on legislative business.

If you have any questions or concerns about this request, please contact Diane Pugh of my staff at (916) 319-2069. Thank you in advance for your consideration of this request.

Sincerely,

TOM UMBERG, Assembly Member
Sixty-ninth District

January 12, 2006

*The Honorable Fabian Núñez
Speaker, California State Assembly
State Capitol
Sacramento, California*

Dear Mr. Speaker: I respectfully request to be excused from check-in Session Friday, January 13, 2006 for legislative meetings in my district.

If you have any questions, please contact Juliana Thomas in my office at 319-2029.

Thank you for your consideration of this request.

Sincerely,

MICHAEL N. VILLINES, Assembly Member
Twenty-ninth District

January 11, 2006

*The Honorable Fabian Núñez
California State Assembly
Room 219, State Capitol
Sacramento, California*

Dear Speaker Núñez: I respectfully request that I be excused from the Assembly Check-In Session on Friday, January 13. I will be in my district attending to legislative business.

Sincerely,

LELAND Y. YEE, Ph.D.
Speaker pro Tempore

(NOTE: For letter explaining the absence of Assembly Member Ridley-Thomas on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for January 12, 2006.)

COMMUNICATIONS

The following communication was presented by the Chief Clerk, and ordered printed in the Journal:

Qualified Initiatives

The following qualified initiative was received by the Chief Clerk from: Bruce McPherson, Secretary of State, dated January 12, 2006, transmitting a copy of the following initiative, which has qualified for the next Statewide Election:

Public Preschool Education.

Tax Increase on Incomes Over \$400,000 for Individuals; \$800,000 for Couples.

Referred pursuant to the Elections Code, Section 9034, to the Committees on Elections and Redistricting, Education, and Revenue and Taxation.

REPORTS

The following reports were presented by the Chief Clerk:

**California Department of Corrections and Rehabilitation
Staffing Vacancies for Health Services Positions Report
(Pursuant to Budget Act 2005, Item 5225-001-0001)**

Above transmitted report, together with letter of transmittal from Roderick Q. Hickman, Secretary, Department of Corrections and Rehabilitation, dated December 20, 2005, referred by the Speaker to the Committee on Budget.

**2004–05 Preliminary Early Assessment Program Report
(Pursuant to Supplemental Language of the Budget Act of 2003
Item 6610-001-0001)**

Above transmitted report, together with letter of transmittal from Richard P. West, Executive Vice Chancellor and Chief Financial Officer, California State University, dated December 19, 2005, referred by the Speaker to the Committee on Higher Education.

Faculty Compensation

Above transmitted report, together with letter of transmittal from Richard P. West, Executive Vice Chancellor and Chief Financial Officer, California State University, dated December 19, 2005, referred by the Speaker to the Committee on Budget.

**Public Utilities Commission
Report on Community Choice Aggregation
(Pursuant to Assembly Bill 117, Chapter 838, Statutes of 2002)**

Above transmitted report, together with letter of transmittal from Steve Larson, Executive Director, Public Utilities Commission, dated January 4, 2006, referred by the Speaker to the Committee on Utilities and Commerce.

**2005 California Physical Fitness Test
(Pursuant to Assembly Bill 265, Chapter 975
Statutes of 1995)**

Above transmitted report, together with letter of transmittal from Jack O'Connell, State Superintendent of Public Instruction, Department of Education, dated January 5, 2006, referred by the Speaker to the Committee on Education.

**Dam Safety Fee Schedule Report
(Pursuant to Senate Bill 1049, Chapter 741, Statutes of 2003)**

Above transmitted report, together with letter of transmittal from Lester A. Snow, Director, Department of Water Resources, dated January 6, 2006, referred by the Speaker to the Committee on Budget.

**California Small Business Loan Guarantee Program
Annual Report for 2004-05
(Pursuant to Corporations Code Section 14030.2(b))**

Above transmitted report, together with letter of transmittal from Glenn Stober, Manager, Small Business Loan Guarantee Program, Business, Transportation and Housing Agency, dated January 5, 2006, referred by the Speaker to the Committee on Business and Professions.

**Report to the Legislature on
the Feasibility of Consolidating ABAG and MTC Functions
(Pursuant to Government Code Section 66536.1(a))**

Above transmitted report, together with letter of transmittal from Ted Droettboom, Regional Planning Program Director, Association of Bay Area Governments, dated December 22, 2005, referred by the Speaker to the Committee on Local Government.

**California Department of Corporations
Enforcement Workload Under the California Financial Information Privacy Act
(Pursuant to Senate Bill 1, Chapter 241, Statutes of 2003)**

Above transmitted report, together with letter of transmittal from Timothy L. Le Bas, Deputy Commissioner and General Counsel, Office of Law and Legislation, Department of Corporations, dated January 10, 2006, referred by the Speaker to the Committee on Banking and Finance.

**Safe at Home 2005 Annual Report
(Pursuant to Government Code Section 6210(a))**

Above transmitted report, together with letter of transmittal from Bruce McPherson, Secretary of State, dated January 10, 2006, referred by the Speaker to the Committee on Public Safety.

**Updated Plan for the Closure of Agnews Developmental Center
(Pursuant to Senate Bill 77, Chapter 38, Statutes of 2005)**

Above transmitted report, together with letter of transmittal from Cliff Allenby, Director, Department of Developmental Services, dated January 10, 2006, referred by the Speaker to the Committee on Human Services.

**Collins-Dugan
California Conservations Corps Reimbursement Account Report
(Pursuant to Supplemental Report to the 2005 Budget Act)**

Above transmitted report, together with letter of transmittal from William W. Semmes, Director, California Conservation Corps, dated January 10, 2006, referred by the Speaker to the Committee on Budget.

**Juvenile Justice System
Quarterly Status Report, September 1, 2005 through December 1, 2005
(Pursuant to Budget Act 2005, Item 5225-001-0001, Provision 29)**

Above transmitted report, together with letter of transmittal from Roderick Hickman, Secretary, Department of Corrections and Rehabilitation, dated December 29, 2005, referred by the Speaker to the Committee on Public Safety.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committees were permitted to meet:

Higher Education, on Friday, January 20, 2006, at 9:30 a.m., in Pasadena;

Human Services, on Tuesday, January 24, 2006, at 1:30 p.m., in Room 437;

Select Committee on Foster Care, on Wednesday, February 15, 2006, at 2 p.m.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 13, 2006

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1203

Assembly Bill No. 1744

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered returned to second reading file.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 13, 2006

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 213

Assembly Bill No. 319

Assembly Bill No. 411

Assembly Bill No. 470

Assembly Bill No. 633

Assembly Bill No. 861

Assembly Bill No. 1015

Assembly Bill No. 1111

Assembly Bill No. 1226

Assembly Bill No. 1363

Assembly Bill No. 1478

Assembly Bill No. 1482

Assembly Bill No. 1561

Assembly Bill No. 1588

Assembly Bill No. 1591

Assembly Bill No. 1689

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, January 13, 2006

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 101

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 1853—Matthews. An act to add Section 2452.5 to the Streets and Highways Code, relating to grade separation projects.

ASSEMBLY BILL NO. 1854—Oropeza. An act to amend, repeal, and add Sections 5505 and 40000.7 of, and to add and repeal Section 5506.5 of, the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 1855—Walters. An act to add Section 14218.5 to the Elections Code, relating to elections.

ASSEMBLY BILL NO. 1856—Walters. An act to amend Sections 13200.5 and 22348 of the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 1857—Garcia. An act to amend Section 44468 of the Education Code, relating to teacher credentialing.

ASSEMBLY BILL NO. 1858—McCarthy. An act relating to highways.

ASSEMBLY BILL NO. 1859—Leslie. An act to amend Section 18986.62 of the Welfare and Institutions Code, relating to health and human services.

ASSEMBLY BILL NO. 1860—Blakeslee. An act to add Section 11011.26 to the Government Code, relating to state property.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 107—Baca. Relative to the Rosa Parks Memorial Building.

AUTHOR'S AMENDMENTS Committee on Appropriations

January 13, 2006

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Assembly Bill No. 103

Assembly Bill No. 1020

Assembly Bill No. 925

Assembly Bill No. 1483

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CHU, Chair

ASSEMBLY BILL NO. 103—An act to add Section 32282.5 to the Education Code, relating to pupil safety.

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.

ASSEMBLY BILL NO. 925—An act to add Article 10.1 (commencing with Section 926) to Chapter 1 of Part 2 of Division 1 of the Insurance Code, relating to insurer investments.

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.

ASSEMBLY BILL NO. 1020—An act to add Chapter 2.68 (commencing with Section 65089.60) to Division 1 of Title 7 of the Government Code, relating to planning.

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.

ASSEMBLY BILL NO. 1483—An act to amend Section 60810 of the Education Code, relating to pupil testing.

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

January 13, 2006

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Assembly Bill No. 622

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CHU, Chair

ASSEMBLY BILL NO. 622—An act to amend Section 49430.5 of the Education Code, relating to school meals.

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

January 13, 2006

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Assembly Bill No. 1214

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CHU, Chair

ASSEMBLY BILL NO. 1214—An act to add Section 51210.3 to the Education Code, relating to instruction.

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

January 13, 2006

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Assembly Bill No. 1691

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CHU, Chair

ASSEMBLY BILL NO. 1691—An act to add Section 44272.5 to the Education Code, relating to teacher credentialing.

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

January 13, 2006

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Assembly Bill No. 49

Assembly Bill No. 1171

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CHU, Chair

ASSEMBLY BILL NO. 49—An act to repeal Section 44625.7 of, and to repeal and add Sections 44265.8 and 44265.9 of, the Education Code, relating to teacher credentialing.

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.

ASSEMBLY BILL NO. 1171—An act to amend Section 47607 of the Education Code, relating to charter schools.

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

January 13, 2006

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Assembly Bill No. 476

Assembly Bill No. 1350

Assembly Bill No. 840

Assembly Bill No. 1532

Assembly Bill No. 1286

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CHU, Chair

ASSEMBLY BILL NO. 476—An act to amend Section 69612 of the Education Code, relating to student financial aid.

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.

ASSEMBLY BILL NO. 840—An act to amend Sections 69433.9, 69436, and 69517.5 of the Education Code, relating to student financial aid.

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.

ASSEMBLY BILL NO. 1286—An act to amend and repeal Sections 81383 and 81384 of the Education Code, relating to community college district property.

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.

ASSEMBLY BILL NO. 1350—An act to add Section 69514.7 to the Education Code, relating to public postsecondary education.

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.

ASSEMBLY BILL NO. 1532—An act to add Article 8 (commencing with Section 69441) to Chapter 1.7 of Part 42 of the Education Code, relating to postsecondary education.

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.

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:

Assembly Bills Nos. 802, 1244, 1558, 1360, and 768, on request of Assembly Member Cohn.

CONSIDERATION OF DAILY FILE

**ASSEMBLY BILLS RETURNED TO SECOND READING FILE
PURSUANT TO THE RULES**

Pursuant to the Assembly Rules, the following Assembly bills were this day on the second reading file:

Assembly Bills Nos. 1744 and 1203, ordered to the Consent Calendar.

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 53—An act to amend Section 473.4 of the Business and Professions Code, relating to regulatory programs.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 607—An act to amend Section 33532 of, and to add Section 33542 to, the Education Code, relating to curriculum development.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1076—An act to amend Section 51221.4 of the Education Code, relating to curriculum.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1387—An act to add Section 21081.2 to the Public Resources Code, relating to environmental quality.

Bill read second time; amendments proposed by the Committee on Natural Resources read and adopted; bill ordered reprinted and to be re-referred to the Committee on Appropriations.

ASSEMBLY BILL NO. 546—An act to add Section 8314.5 to the Government Code, relating to state computers.

Bill read second time; amendments proposed by the Committee on Business and Professions read and adopted; bill ordered reprinted and to be returned to the second reading file.

REQUEST FOR UNANIMOUS CONSENT

Unanimous consent was granted that all bills reported from policy committees today with a Do Pass as Amended recommendation be taken up without reference to file for purpose of second reading and adoption of committee amendments and that Joint Rule 62(a) be waived to permit the bills to be heard in Appropriations Committee, on Wednesday, January 18.

REPORTS OF STANDING COMMITTEES**Committee on Public Safety**

Date of Hearing: January 10, 2006

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 814

Assembly Bill No. 851

With amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Appropriations.

LENO, Chair

Above bills ordered to second reading.

Date of Hearing: January 10, 2006

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 44

With amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Appropriations.

LENO, Chair

Above bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

ASSEMBLY BILL NO. 814—An act to amend Sections 12027, 12027.1, and 12031 of, and to add Section 12027.2 to, the Penal Code, relating to firearms.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted; bill ordered reprinted and to be re-referred to the Committee on Appropriations.

ASSEMBLY BILL NO. 851—An act to amend Sections 851.8, 1417.9, 4900, 4901, 4902, 4904, 4905, and 4906 of, to add Sections 4907 and 4908 to, and to add Chapter 16 (commencing with Section 1425) to Title 10 of Part 2 of, and to add Chapter 16 (commencing with Section 1425) to Title 10 of Part 2 of, the Penal Code, relating to criminal records.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted; bill ordered reprinted and to be re-referred to the Committee on Appropriations.

ASSEMBLY BILL NO. 44—An act to amend Section 591.5 of the Penal Code, relating to crime.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted; bill ordered reprinted and to be re-referred to the Committee on Appropriations.

ADJOURNMENT

At 3:40 p.m., the Assembly adjourned until 12 noon, Tuesday, January 17, 2006.

REBECCA COHN, Assistant Majority Floor Leader

SUE PARKER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JANUARY 13, 2006

The following measures were amended in the Assembly on this day:

AB	RN	
44	0600726	
49	0600830	
103	0600610	
476	0600903	
546	0600663	
622	0600823	
814	0600840	
840	0600898	
851	0600745	
925	0600688	
1020	0600716	
1171	0600560	
1214	0600832	
1286	0600907	
1350	0600963	
1387	0600729	
1483	0600693	
1532	0600912	
1691	0600835	
Daily Total:		19
Cumulative Total:		3003

CALIFORNIA LEGISLATURE

2005–06 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, January 17, 2006

ONE HUNDRED TWENTY-NINTH SESSION DAY

FOUR HUNDRED 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, January 17, 2006

The Assembly met at 12:08 p.m.

Hon. Leland Y. Yee, 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 Negrete McLeod 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 12:13 p.m., Speaker pro Tempore Yee declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—75:

Aghazarian	Dymally	La Suer	Richman
Arambula	Emmerson	Laird	Ridley-Thomas
Baca	Evans	Leno	Runner
Bass	Frommer	Levine	Ruskin
Benoit	Garcia	Lieber	Saldaña
Berg	Goldberg	Lieu	Salinas
Bermúdez	Hancock	Liu	Spitzer
Blakeslee	Harman	Matthews	Strickland
Bogh	Haynes	McCarthy	Torrico
Calderon	Horton, Jerome	Montañez	Tran
Canciamilla	Horton, Shirley	Mountjoy	Umberg
Chan	Houston	Mullin	Vargas
Chavez	Huff	Nakanishi	Villines
Chu	Jones	Nation	Walters
Cogdill	Karnette	Nava	Wolk
Coto	Keene	Negrete McLeod	Wyland
Daucher	Klehns	Niello	Yee
De La Torre	Koretz	Parra	Mr. Speaker
DeVore	La Malfa	Pavley	

PRAYER

Upon invitation of Speaker pro Tempore Yee, the following prayer was offered by Assembly Alternate Chaplain Pastor Ivan L. Williams, Sr.:

Our Father in Heaven, We are grateful for Your wonderful grace and marvelous mercy that comes new to us every day. We thank You for being the God of fairness, justice, and equality. And we thank You for impressing righteousness upon our hearts and minds in these halls of legislature. Please grant to each assembly person a heightened sense of awareness, meaning, and purpose about their tasks and in their service to the people of California. Show us how to be better persons, responsible citizen leaders, making a difference in this world. Bless these deliberations today, and may we follow Your will and purpose in these government halls for the people, and by the people, in Your Holy and Righteous name we pray.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Yee, Assembly Member Chan 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.

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 Cohn, Leslie, and Oropeza.

On personal business, and waiving per diem: Assembly Member Plescia.

To attend a funeral in the district: Assembly Member Maze.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

17 January, 2006

*The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Speaker Núñez: I respectfully request to be excused from Floor Session today.

Cordially yours,

REBECCA COHN, Assembly Member
Twenty-fourth District

January 13, 2006

*The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol, Room 219*

Dear Mr. Speaker: Please excuse me from Floor Session on Tuesday, January 17, 2006 due to legislative business.

Thank you for your consideration and if you have any questions, please contact my office at (916) 319-2004.

Sincerely,

TIM LESLIE, Assembly Member
Fourth District

January 6, 2006

*The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mr. Speaker: I respectfully request to be excused from Session, Tuesday, January 17, due to legislative business in the district.

Thank you for consideration of this request. Please contact Helen Solis of my office, if you have any questions regarding this matter.

Sincerely,

JENNY OROPEZA, Assembly Member
Fifty-fifth District

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

January 17, 2006

*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 Guy Houston to replace Assemblymember Tim Leslie on the Assembly Judiciary Committee for today's hearing only.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

January 17, 2006

*Mr. E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

RE: Appointment of Charles Calderon
to Health Care Quality Improvement and
Cost Containment Commission

Dear Mr. Wilson: Please be advised I have appointed Mr. Charles Calderon to the Health Care Quality Improvement and Cost Containment Commission. This is a pleasure appointment starting January 17, 2006.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committees were permitted to meet:

Health, on Tuesday, January 24, 2006, at 1:30 p.m., in Room 4202;
Higher Education, on Friday, February 3, 2006, at 10:30 a.m., in Santa Barbara.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 17, 2006

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 546

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered returned to second reading file.

Assembly Chamber, January 17, 2006

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 44

Assembly Bill No. 49

Assembly Bill No. 103

Assembly Bill No. 476

Assembly Bill No. 622

Assembly Bill No. 814

Assembly Bill No. 840

Assembly Bill No. 851

And reports the same correctly engrossed.

Assembly Bill No. 925

Assembly Bill No. 1020

Assembly Bill No. 1171

Assembly Bill No. 1214

Assembly Bill No. 1286

Assembly Bill No. 1350

Assembly Bill No. 1387

Assembly Bill No. 1483

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, January 17, 2006

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1532

Assembly Bill No. 1691

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

**NOTICE OF INTENTION TO REMOVE BILL
FROM INACTIVE FILE**

Pursuant to Assembly Rule 78, Assembly Member Frommer announced his intention to request that Assembly Bills Nos. 1334 and 1430 and Senate Bill No. 1008 be removed from the inactive file.

BILLS RETURNED TO UNFINISHED BUSINESS FILE

Pursuant to Assembly Rule 78, the following bill was withdrawn from the inactive file, and placed upon the unfinished business file:

Assembly Bill No. 679, on request of Assembly Member Frommer.

SENATE BILL NO. 44 RECONSIDERED BY UNANIMOUS CONSENT

In compliance with a motion given, Assembly Member Frommer was granted unanimous consent that the vote be reconsidered whereby Senate Bill No. 44 was refused passage; and that the bill be placed upon the inactive file.

BILLS PLACED ON INACTIVE FILE

The following resolution was placed upon the inactive file:

Assembly Concurrent Resolution No. 96, on request of Assembly Member Frommer.

RECESS

By unanimous consent, at 12:25 p.m., Speaker pro Tempore Leland Y. Yee declared the Assembly recessed to permit the introduction of a special guest.

Assembly Member Karnette introduced and presented a resolution to James Orihuela, a Milken Education Award recipient for exemplary service at the Cecil B. DeMille Middle School in Long Beach. Mr. Orihuela was joined by Timothy Spivey, the school principal.

RECONVENED

At 12:28 p.m., the Assembly reconvened.

Hon. Leland Y. Yee, Speaker pro Tempore of the Assembly, presiding.

CONSIDERATION OF DAILY FILE**ASSEMBLY BILLS RETURNED TO SECOND READING FILE
PURSUANT TO THE RULES**

Pursuant to the Assembly Rules, the following Assembly bill was this day on the second reading file:

Assembly Bill No. 546, ordered to third reading.

UNFINISHED BUSINESS (RESUMED)**MOTION TO RECONSIDER BILLS CONTINUED**

By unanimous consent, the motions to reconsider the votes on Assembly Bills Nos. 6, 715, and 791, Senate Bills Nos. 51, 109, 646, and 655 and Senate Joint Resolution No. 10 were continued until the next legislative day.

THIRD READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 1423 (Bogh)—An act relating to repeal and add Section 701.5 of the Public Resources Code, relating to the Department of Forestry and Fire Protection.

Bill read third time, and passed by the following vote:

AYES—73

Aghazarian	Dymally	La Suer	Ridley-Thomas
Arambula	Emmerson	Laird	Runner
Baca	Evans	Leno	Ruskin
Bass	Frommer	Levine	Saldaña
Benoit	Garcia	Lieber	Salinas
Berg	Goldberg	Lieu	Spitzer
Bermúdez	Hancock	Liu	Strickland
Blakeslee	Harman	Matthews	Torrico
Bogh	Haynes	McCarthy	Tran
Calderon	Horton, Jerome	Montañez	Umberg
Canciamilla	Horton, Shirley	Mountjoy	Villines
Chan	Houston	Nakanishi	Walters
Chavez	Huff	Nation	Wolk
Chu	Jones	Nava	Wyland
Cogdill	Karnette	Negrete McLeod	Yee
Coto	Keene	Niello	Mr. Speaker
Daucher	Kleh	Parra	
De La Torre	Koretz	Pavley	
DeVore	La Malfa	Richman	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 385 (Lieber)—An act to amend Section 50079 of the Government Code, relating to taxation.

Bill read third time, and passed by the following vote:

AYES—74

Aghazarian	Emmerson	Laird	Ridley-Thomas
Arambula	Evans	Leno	Runner
Baca	Frommer	Levine	Ruskin
Bass	Garcia	Lieber	Saldaña
Benoit	Goldberg	Lieu	Salinas
Berg	Hancock	Liu	Spitzer
Bermúdez	Harman	Matthews	Strickland
Blakeslee	Haynes	McCarthy	Torrico
Bogh	Horton, Jerome	Montañez	Tran
Calderon	Horton, Shirley	Mountjoy	Umberg
Canciamilla	Houston	Mullin	Vargas
Chan	Huff	Nakanishi	Villines
Chavez	Jones	Nation	Walters
Cogdill	Karnette	Nava	Wolk
Coto	Keene	Negrete McLeod	Wyland
Daucher	Kleh	Niello	Yee
De La Torre	Koretz	Parra	Mr. Speaker
DeVore	La Malfa	Pavley	
Dymally	La Suer	Richman	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 618 (Cogdill)—An act to amend Section 7480 of the Government Code, relating to crime.

Bill read third time, and passed by the following vote:

AYES—73

Aghazarian	Evans	Leno	Runner
Arambula	Frommer	Levine	Ruskin
Baca	Garcia	Lieber	Saldaña
Bass	Goldberg	Lieu	Salinas
Benoit	Hancock	Liu	Spitzer
Berg	Harman	Matthews	Strickland
Bermúdez	Haynes	McCarthy	Torrico
Blakeslee	Horton, Jerome	Montañez	Tran
Bogh	Horton, Shirley	Mountjoy	Umberg
Calderon	Houston	Mullin	Vargas
Canciamilla	Huff	Nakanishi	Villines
Chan	Jones	Nation	Walters
Chavez	Karnette	Nava	Wolk
Cogdill	Keene	Negrete McLeod	Wyland
Coto	Klehs	Niello	Yee
Daucher	Koretz	Parra	Mr. Speaker
DeVore	La Malfa	Pavley	
Dymally	La Suer	Richman	
Emmerson	Laird	Ridley-Thomas	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 782 (Mullin)—An act to amend Sections 33030 and 33320.1 of the Health and Safety Code, relating to redevelopment.

Bill read third time, and passed by the following vote:

AYES—72

Aghazarian	Emmerson	La Suer	Pavley
Arambula	Evans	Laird	Richman
Baca	Frommer	Leno	Ridley-Thomas
Bass	Garcia	Levine	Runner
Benoit	Goldberg	Lieber	Ruskin
Berg	Hancock	Lieu	Saldaña
Bermúdez	Harman	Liu	Salinas
Blakeslee	Haynes	Matthews	Spitzer
Bogh	Horton, Jerome	McCarthy	Strickland
Calderon	Horton, Shirley	Montañez	Torrico
Chan	Houston	Mountjoy	Tran
Chavez	Huff	Mullin	Umberg
Cogdill	Jones	Nakanishi	Villines
Coto	Karnette	Nation	Walters
Daucher	Keene	Nava	Wolk
De La Torre	Klehs	Negrete McLeod	Wyland
DeVore	Koretz	Niello	Yee
Dymally	La Malfa	Parra	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 53 (Negrete McLeod)—An act to amend Section 473.4 of the Business and Professions Code, relating to regulatory programs.

Bill read third time, and passed by the following vote:

AYES—74

Aghazarian	Dymally	Laird	Ridley-Thomas
Arambula	Emmerson	Leno	Runner
Baca	Evans	Levine	Ruskin
Bass	Frommer	Lieber	Saldaña
Benoit	Garcia	Lieu	Salinas
Berg	Goldberg	Liu	Spitzer
Bermúdez	Hancock	Matthews	Strickland
Blakeslee	Harman	McCarthy	Torrico
Bogh	Haynes	Montañez	Tran
Calderon	Horton, Jerome	Mountjoy	Umberg
Canciamilla	Horton, Shirley	Mullin	Vargas
Chan	Houston	Nakanishi	Villines
Chavez	Huff	Nation	Walters
Chu	Jones	Nava	Wolk
Cogdill	Karnette	Negrete McLeod	Wyland
Coto	Keene	Niello	Yee
Daucher	Kleh	Parra	Mr. Speaker
De La Torre	Koretz	Pavley	
DeVore	La Suer	Richman	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 607 (Goldberg)—An act to amend Section 33532 of, and to add Section 33542 to, the Education Code, relating to curriculum development.

Bill read third time, and passed by the following vote:

AYES—44

Arambula	De La Torre	Laird	Parra
Baca	Dymally	Leno	Pavley
Bass	Evans	Levine	Ridley-Thomas
Berg	Frommer	Lieber	Saldaña
Bermúdez	Goldberg	Lieu	Salinas
Calderon	Hancock	Liu	Torrico
Canciamilla	Horton, Jerome	Matthews	Umberg
Chan	Jones	Montañez	Vargas
Chavez	Karnette	Nation	Wolk
Chu	Kleh	Nava	Yee
Coto	Koretz	Negrete McLeod	Mr. Speaker

NOES—28

Aghazarian	Emmerson	La Malfa	Runner
Benoit	Garcia	La Suer	Spitzer
Blakeslee	Harman	McCarthy	Strickland
Bogh	Haynes	Mountjoy	Tran
Cogdill	Houston	Nakanishi	Villines
Daucher	Huff	Niello	Walters
DeVore	Keene	Richman	Wyland

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1076 (Jerome Horton)—An act to amend Section 51221.4 of the Education Code, relating to curriculum.

Bill read third time, and passed by the following vote:

AYES—68

Aghazarian	DeVore	Koretz	Pavley
Arambula	Dymally	La Suer	Richman
Baca	Emmerson	Laird	Ridley-Thomas
Bass	Evans	Leno	Runner
Benoit	Frommer	Levine	Ruskin
Berg	Garcia	Lieber	Saldaña
Bermúdez	Goldberg	Lieu	Salinas
Blakeslee	Hancock	Liu	Spitzer
Bogh	Harman	Matthews	Torrico
Calderon	Horton, Jerome	McCarthy	Tran
Canciamilla	Horton, Shirley	Montañez	Umberg
Chan	Houston	Mountjoy	Vargas
Chavez	Huff	Nakanishi	Villines
Chu	Jones	Nation	Walters
Cogdill	Karnette	Nava	Wolk
Coto	Keene	Negrete McLeod	Yee
Daucher	Klehs	Parra	Mr. Speaker

NOES—2

Haynes La Malfa

Bill ordered transmitted to the Senate.

At 12:37 p.m., Assistant Speaker pro Tempore Sally Lieber, 22nd District, presiding

ASSEMBLY BILL NO. 1360 (Hancock)—An act to add Section 25355.1 to the Health and Safety Code, relating to hazardous substances.

Bill read third time.

Motion to Amend

Assembly Member Hancock moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—43

Arambula	Dymally	Levine	Ridley-Thomas
Baca	Evans	Lieber	Ruskin
Bass	Frommer	Lieu	Saldaña
Berg	Goldberg	Liu	Salinas
Bermúdez	Hancock	Montañez	Torrico
Calderon	Jones	Mullin	Umberg
Chan	Karnette	Nation	Vargas
Chavez	Klehs	Nava	Wolk
Chu	Koretz	Negrete McLeod	Yee
Coto	Laird	Parra	Mr. Speaker
De La Torre	Leno	Pavley	

NOES—28

Aghazarian	Emmerson	Keene	Runner
Benoit	Garcia	La Malfa	Spitzer
Blakeslee	Harman	La Suer	Strickland
Bogh	Haynes	McCarthy	Tran
Cogdill	Horton, Shirley	Mountjoy	Villines
Daucher	Houston	Nakanishi	Walters
DeVore	Huff	Niello	Wyland

Bill ordered reprinted, and ordered returned to the third reading file.

ASSEMBLY BILL NO. 1178 (Yee)—An act to amend Sections 21625, 21626, 21626.5 21627, 21628, 21630, 21631, 21633, 21636, 21640, 21641, 21642, 21645, and 21647 of, to add Sections 21627.2, 21628.3, 21628.6, 21632, 21635, 21636.4, 21636.7, and 21636.8 to, to repeal Section 21634 of, and to repeal and add Section 21628.1 of, the Business and Professions Code, and to amend Sections 21208, 21300, 21301, and 21307 of, to add Section 21308 to, and to repeal Section 21300.1 of the Financial Code, relating to personal property, and making an appropriation therefor.

Bill read third time.

Motion to Amend

Assembly Member Yee moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—35

Arambula	Frommer	Levine	Ruskin
Baca	Goldberg	Lieber	Saldaña
Bass	Hancock	Lieu	Salinas
Bermúdez	Jones	Liu	Umberg
Calderon	Karnette	Mullin	Vargas
Chavez	Klehs	Nation	Wolk
Coto	Koretz	Nava	Yee
De La Torre	Laird	Pavley	Mr. Speaker
Evans	Leno	Ridley-Thomas	

NOES—29

Aghazarian	Emmerson	La Malfa	Strickland
Benoit	Garcia	La Suer	Tran
Blakeslee	Harman	McCarthy	Villines
Bogh	Haynes	Mountjoy	Walters
Cogdill	Horton, Shirley	Niello	Wyland
Daucher	Houston	Parra	
DeVore	Huff	Runner	
Dymally	Keene	Spitzer	

Bill ordered reprinted, and ordered returned to the third reading file.

At 12:39 p.m., Speaker pro Tempore Leland Y. Yee, 12th District, presiding

THIRD READING OF SENATE BILLS

SENATE BILL NO. 299 (Chesbro)—An act to amend Section 1635.5 of the Business and Professions Code, relating to dentistry, making an appropriation therefor and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Emmerson.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—75

Aghazarian	Dymally	La Suer	Richman
Arambula	Emmerson	Laird	Ridley-Thomas
Baca	Evans	Leno	Runner
Bass	Frommer	Levine	Ruskin
Benoit	Garcia	Lieber	Saldaña
Berg	Goldberg	Lieu	Salinas
Bermúdez	Hancock	Liu	Spitzer
Blakeslee	Harman	Matthews	Strickland
Bogh	Haynes	McCarthy	Torrico
Calderon	Horton, Jerome	Montañez	Tran
Canciamilla	Horton, Shirley	Mountjoy	Umberg
Chan	Houston	Mullin	Vargas
Chavez	Huff	Nakanishi	Villines
Chu	Jones	Nation	Walters
Cogdill	Karnette	Nava	Wolk
Coto	Keene	Negrete McLeod	Wyland
Daucher	Klehs	Niello	Yee
De La Torre	Koretz	Parra	Mr. Speaker
DeVore	La Malfa	Pavley	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—75

Aghazarian	Dymally	La Suer	Richman
Arambula	Emmerson	Laird	Ridley-Thomas
Baca	Evans	Leno	Runner
Bass	Frommer	Levine	Ruskin
Benoit	Garcia	Lieber	Saldaña
Berg	Goldberg	Lieu	Salinas
Bermúdez	Hancock	Liu	Spitzer
Blakeslee	Harman	Matthews	Strickland
Bogh	Haynes	McCarthy	Torrico
Calderon	Horton, Jerome	Montañez	Tran
Canciamilla	Horton, Shirley	Mountjoy	Umberg
Chan	Houston	Mullin	Vargas
Chavez	Huff	Nakanishi	Villines
Chu	Jones	Nation	Walters
Cogdill	Karnette	Nava	Wolk
Coto	Keene	Negrete McLeod	Wyland
Daucher	Klehs	Niello	Yee
De La Torre	Koretz	Parra	Mr. Speaker
DeVore	La Malfa	Pavley	

NOES—None

Bill ordered transmitted to the Senate.

ADJOURN IN MEMORY

Assembly Speaker Núñez was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of John Sebastian Jimenez, of Atchison, KS.

(Assembly Rule 45.5 suspended.)

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

SENATE BILL NO. 169 (Migden)—An act to amend Sections 25373 and 37361 of the Government Code, relating to historic preservation.

Bill read third time.

Motion to Amend

Assembly Member Frommer moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

RE-REFERENCE OF BILLS FROM FILE TO COMMITTEE

Assembly Member Frommer was granted unanimous consent that Senate Bill No. 169, as amended, be referred from the third reading file to the Committee on Rules.

CONSIDERATION OF CONSENT CALENDAR

The Speaker pro Tempore announced that the next roll call would be on the Consent Calendar.

Consent Calendar—Assembly Bills

ASSEMBLY BILL NO. 1550 (Arambula)—An act to amend Section 14504 of the Government Code, relating to transportation.

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.)*

ASSEMBLY BILL NO. 687 (Jerome Horton)—An act to amend Section 11623 of the Insurance Code, relating to auto insurance.

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.)*

ASSEMBLY BILL NO. 308 (Jerome Horton)—An act to amend Section 422.6 of the Penal Code, relating to crimes.

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.)*

ASSEMBLY BILL NO. 1688 (Niello)—An act to amend Section 830.7 of the Penal Code, relating to illegal dumping enforcement officers.

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.)*

ASSEMBLY BILL NO. 1598 (Committee on Agriculture)—An act to amend Section 14992 of the Food and Agricultural Code, relating to agriculture omnibus.

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, by the following vote:

AYES—75

Aghazarian	Dymally	La Suer	Richman
Arambula	Emmerson	Laird	Ridley-Thomas
Baca	Evans	Leno	Runner
Bass	Frommer	Levine	Ruskin
Benoit	Garcia	Lieber	Saldaña
Berg	Goldberg	Lieu	Salinas
Bermúdez	Hancock	Liu	Spitzer
Blakeslee	Harman	Matthews	Strickland
Bogh	Haynes	McCarthy	Torrico
Calderon	Horton, Jerome	Montañez	Tran
Canciamilla	Horton, Shirley	Mountjoy	Umberg
Chan	Houston	Mullin	Vargas
Chavez	Huff	Nakanishi	Villines
Chu	Jones	Nation	Walters
Cogdill	Karnette	Nava	Wolk
Coto	Keene	Negrete McLeod	Wyland
Daucher	Klehs	Niello	Yee
De La Torre	Koretz	Parra	Mr. Speaker
DeVore	La Malfa	Pavley	

NOES—None**REQUEST FOR UNANIMOUS CONSENT**

Assembly Member Frommer was granted unanimous consent to suspend the rules to permit Assembly Bill No. 167 to be taken up without reference to file for the purpose of second reading and adoption of committee amendments and that Joint Rule 62(a) be waived to permit Assembly Bill No. 167 to be heard in Appropriations Committee on Wednesday, January 18.

ANNOUNCEMENTS

Speaker pro Tempore Yee announced the following session schedule:
 Wednesday, January 18, 2006, Check-in Session, 7 a.m.—3 p.m.;
 Thursday, January 19, 2006, Floor Session, 9:30 a.m.

ADJOURN IN MEMORY

Assembly Member Evans was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Fred N. Zannotto, of Santa Rosa.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Liu was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Lance Cpl. Raul Mercado, of Monrovia.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Dymally was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Dr. Martin Luther King, Jr., of Atlanta, GA.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

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 Dominick Campora, of Camino.

Assembly Member Baca was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Jay Howell, of Fontana.

Assembly Member Chavez was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Douglas La Bouff, of La Puente.

Assembly Member Chu was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of William Chen, of Monterey Park.

Assembly Member Nation was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Gene M. Benedetti, of Cotati.

Assembly Member Niello was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Eugenia Mauzy, of Sacramento.

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 William Holland, of Dixon; Jose B. Bayquen, Kianda Kalonji Nuby Bell, Bernard L. Benshoof, and Delbert D. Harris, of Fairfield; Joan Boulay, Ronald I. Brown, John Charles Centas, Orville Cester, and Victor Edward Herring, of Vacaville; John Raymond Downey, of Winters; and Terry Lane Ditler, of Woodland.

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. 1423: Benoit, Berg, Bermúdez, Klehs, Koretz, Levine, Mountjoy, and Nation—Aye.

Assembly Bill No. 385: Berg, Bermúdez, Koretz, Levine, Mountjoy, and Nation—Aye.

Assembly Bill No. 618: Berg, Bermúdez, Levine, Mountjoy, and Nation—Aye.

Assembly Bill No. 782: Berg, Bermúdez, Karnette, Keene, Klehs, Levine, Mountjoy, and Nation—Aye.

Assembly Bill No. 53: Bermúdez, Levine, Mountjoy, and Nation—Aye.

Assembly Bill No. 607: Bermúdez and Levine—Aye.

Assembly Bill No. 1076: Houston and Walters—Aye.

Assembly Bill No. 1360, Hancock Amendments: Bogh—No.

Assembly Bill No. 1178, Yee Amendments: Levine—Aye.

Senate Bill No. 299 and Urgency: Strickland—Aye.

MOTION TO ADJOURN

At 12:56 p.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 12:57 p.m., Speaker pro Tempore Yee declared the quorum call of the Assembly dispensed with.

REPORTS OF STANDING COMMITTEES

Committee on Public Safety

Date of Hearing: January 10, 2006

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 167

With amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Appropriations.

LENO, Chair

Above bill ordered to second reading.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

ASSEMBLY BILL NO. 167—An act to amend Section 653m of the Penal Code, relating to crime.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted; bill ordered reprinted and to be re-referred to the Committee on Appropriations.

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 1861—Shirley Horton. An act to amend Sections 9542 and 9545 of the Welfare and Institutions Code, relating to aging.

ASSEMBLY BILL NO. 1862—Vargas. An act to amend Section 5401 of the Labor Code, relating to workers' compensation.

ASSEMBLY BILL NO. 1863—Harman. An act to add Section 3294.3 to the Civil Code, relating to exemplary damages.

ASSEMBLY BILL NO. 1864—Matthews. An act relating to park lands.

ASSEMBLY BILL NO. 1865—Bogh (Coauthors: Benoit, Cogdill, Emmerson, Harman, and Sharon Runner). An act to add Section 1110 to the Evidence Code, relating to evidence.

ASSEMBLY BILL NO. 1866—Karnette. An act to add Chapter 6.5 (commencing with Section 42380) to Part 3 of Division 30 of the Public Resources Code, relating to recycling.

ASSEMBLY BILL NO. 1867—Karnette. An act to add Section 44277.5 to the Education Code, relating to teacher credentialing.

ASSEMBLY BILL NO. 1868—Bermudez. An act to amend, repeal, and add Section 5050 of the Business and Professions Code, relating to accountancy.

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 26—Harman. A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Sections 4 and 8 of Article III thereof, and by amending Section 4 of Article IV thereof, relating to the budget bill.

AUTHOR'S AMENDMENTS
Committee on Appropriations

January 17, 2006

Mr. Speaker: The Chair of your Committee on Appropriations reports:

Assembly Bill No. 583

Assembly Bill No. 1056

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CHU, Chair

ASSEMBLY BILL NO. 583—An act to amend Section 8040 of the Elections Code, and to add Chapter 12 (commencing with Section 91015) to Title 9 of, and to repeal Section 85300 of, the Government Code, relating to the Political Reform Act of 1974, and making an appropriation therefor.

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.

ASSEMBLY BILL NO. 1056—An act to add Section 60605.4 to the Education Code, relating to public school curriculum.

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 Higher Education

Date of Hearing: January 17, 2006

Mr. Speaker: Your Committee on Higher Education reports:

Assembly Bill No. 1482

With the recommendation: Do pass.

LIU, Chair

Above bill ordered to second reading.

Committee on Judiciary

Date of Hearing: January 17, 2006

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 1612

With the recommendation: Do pass.

JONES, Chair

Above bill ordered to second reading.

Committee on Public Safety

Date of Hearing: January 10, 2006

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 1160

With amendments with the recommendation: Amend, and do pass, as amended.

LENO, Chair

Above bill ordered to second reading.

INTRODUCTION OF GUESTS

Assembly Member Mullin, of the 19th Assembly District, introduced Hans Blitz, a USF extern.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Frommer, the Assembly adjourned until 7 a.m., Wednesday, January 18, 2006, out of respect to the memory of John Sebastian Jimenez, on motion of Assembly Speaker Núñez; out of respect to the memory of Fred N. Zanotto, on motion of Assembly Member Evans; out of respect to the memory of Lance Cpl. Raul Mercado, on motion of Assembly Member Liu; out of respect to the memory of Dr. Martin Luther King, Jr., on motion of Assembly Member Dymally; out of respect to the memory of Dominick Campora, on motion of Assembly Member Aghazarian; out of respect to the memory of Jay Howell, on motion of Assembly Member Baca; out of respect to the memory of Douglas La Bouff, on motion of Assembly Member Chavez; out of respect to the memory of William Chen, on motion of Assembly Member Chu; out of respect to the memory of Gene M. Benedetti, on motion of Assembly Member Nation; out of respect to the memory of Eugenia Mauzy, on motion of Assembly Member Niello; out of respect to the memory of William Holland, Jose B. Bayquen, Kianda Kalonji Nuby Bell, Bernard L. Benshoof, Delbert D. Harris, Joan Boulay, Ronald I. Brown, John Charles Centas, Orville Cester, Victor Edward Herring, John Raymond Downey, and Terry Lane Ditler, on motion of Assembly Member Wolk.

FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON JANUARY 17, 2006**

The following measures were amended in the Assembly on this day:

AB RN

167	0600734
583	0600843
1056	0601023
1178	0600623
1360	0521944

SB RN

169	0600028
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Daily Total:	6
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Cumulative Total:	3009
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CALIFORNIA LEGISLATURE
2005–06 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, January 18, 2006

**ONE HUNDRED THIRTIETH SESSION DAY
FOUR HUNDRED 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, January 18, 2006

The Assembly met at 7 a.m.

Hon. Rudy Bermúdez, Assembly Member, 56th 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—78:

Aghazarian	Emmerson	Leslie	Richman
Arambula	Evans	Levine	Ridley-Thomas
Bass	Garcia	Lieber	Runner
Benoit	Goldberg	Lieu	Ruskin
Berg	Hancock	Liu	Saldaña
Bermúdez	Harman	Matthews	Salinas
Blakeslee	Haynes	Maze	Spitzer
Bogh	Horton, Jerome	McCarthy	Strickland
Calderon	Horton, Shirley	Montañez	Torrico
Canciamilla	Houston	Mountjoy	Tran
Chan	Huff	Mullin	Umberg
Chavez	Jones	Nakanishi	Vargas
Chu	Karnette	Nation	Villines
Cogdill	Keene	Nava	Walters
Cohn	Klehs	Negrete McLeod	Wolk
Coto	Koretz	Niello	Wyland
Daucher	La Malfa	Oropeza	Yee
De La Torre	La Suer	Parra	Mr. Speaker
DeVore	Laird	Pavley	
Dymally	Leno	Plescia	

Quorum present.

At 1:20 p.m., Hon. Jay La Suer, 77th 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 Baca and Frommer.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

January 3, 2006

*The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Speaker Núñez: I am writing to respectfully request permission to be excused from Check In Session on Wednesday, January 18, 2006. I will be attending to legislative business in my district.

If you have any questions, please do not hesitate to contact Maria Lerma in my Capitol Office at (916) 319-2062. Your consideration of this request is greatly appreciated.

Sincerely,

JOE BACA, JR., Assembly Member
Sixty-second District

January 13, 2006

*The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol Building, Room 219
Sacramento, California*

Dear Mr. Speaker: I respectfully request an excuse for Assembly Check In Session on January 18, 2006, for legislative business.

Thank you for your attention to this request. If you have any questions, please telephone my Chief of Staff, Dan Reeves, at 319-2043.

Sincerely,

DARIO FROMMER, Assembly Member
Forty-third District

COMMUNICATIONS

The following communications were presented by the Chief Clerk from:

Richard P. West, Executive Vice Chancellor, Chief Financial Officer, California State University, dated December 19, 2005, relative to a delay in submitting a report on the Reading, Writing, and Mathematics Proficiency of All First-time Freshmen (pursuant to the Supplemental Report to the 2001 Budget Act). Referred by the Speaker to the Committee on Higher Education.

William C. Vickrey, Administrative Director of the Courts, Judicial Council of California, dated January 3, 2006, relative to a delay in submitting a review and report on Child Support Guidelines (pursuant to Family Code Section 4054). Referred by the Speaker to the Committee on Judiciary.

REPORTS**Disabled Veterans Business Enterprise (DVBE)****Contracting Activity Reports****(Pursuant to Military and Veterans Code Section 999.7) from:**

Office of Environmental Health Hazard Assessment, Margie J. Leary, Deputy Director, Administration and Program Support, dated December 27, 2005;

Colorado River Board of California, Lori Jones, Office Technician, dated December 28, 2005;

Department of Community Services and Development, Donna Fairchild, Contract Officer; dated December 29, 2005.

Referred by the Speaker to the Committee on Veterans Affairs.

Small Business/Disabled Veteran Business Enterprise (DVBE)**Contracting Activity Reports****(Pursuant to Public Contract Code Section 10115.5 and
Military Code Section 999.7) from:**

Department of Veterans Affairs, Tom Johnson, FACHE, Secretary, dated December 16, 2005;

California Housing Finance Agency, Theresa A. Parker, Executive Director, dated December 20, 2005;

Office of the State Treasurer, Dennis Trujillo, Deputy State Treasurer, dated December 22, 2005;

California State Library, Jack Nolan, Business Services Officer, dated December 29, 2005;

Department Alcohol and Drug Programs, Kathryn P. Jett, Director, dated December 29, 2005;

California Integrated Waste Management Board, Mark Leary, Executive Director, dated December 29, 2005;

Office of Statewide Health Planning and Development, Virginia L. Donovan, SSM1, Business and Contracts Services, dated January 3, 2006;

California Public Employees Retirement System, Fred Buenrostro, Chief Executive Officer.

Referred by the Speaker to the Committee on Jobs, Economic Development, and the Economy.

MESSAGES FROM THE SENATE

May 18, 2005

*The Honorable Fabian Núñez**Speaker of the Assembly**State Capitol, Room 219**Sacramento, California*

Dear Speaker Núñez: The Senate Rules Committee has appointed Senator Ducheny as a member of the Joint Legislative Audit Committee to replace Senator Romero.

Sincerely,

GREGORY P. SCHMIDT
Secretary of the Senate

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committees were permitted to meet:

Health Committee to convene jointly with Assembly Budget Subcommittee No. 1 on Health and Human Services, Senate Committee on Health, and Senate Budget Subcommittee No. 3 on Health and Human Services, on Tuesday, February 21, 2006, at 1:30 p.m., in Room 4202.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 18, 2006

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1178

Assembly Bill No. 1360

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading file.

Assembly Chamber, January 18, 2006

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 167

Assembly Bill No. 583

Assembly Bill No. 1056

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

REPORTS OF STANDING COMMITTEES**Committee on Judiciary**

Date of Hearing: January 17, 2006

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 928

With amendments with the recommendation: Amend, and do pass, as amended.

JONES, Chair

Above bill ordered to second reading.

CONSIDERATION OF DAILY FILE**SECOND READING OF ASSEMBLY BILLS**

ASSEMBLY BILL NO. 1482—An act to amend Section 15146 to the Education Code, relating to education finance.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1612—An act to add Section 6068.1 to the Business and Professions Code, relating to attorneys.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1160—An act relating to crime.

Bill read second time; amendments proposed by the Committee on Public Safety read and adopted; bill ordered reprinted and to be returned to the second reading file.

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:

Assembly Bills Nos. 679, 1334 and 1430, on request of Assembly Member Frommer;

Senate Bill No. 1008, on request of Assembly Member Frommer.

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 1869—Walters. An act to amend Section 16102 of the Business and Professions Code, relating to local government.

ASSEMBLY BILL NO. 1870—Lieber (Principal coauthor: Montanez) (Coauthors: Hancock, Shirley Horton, and Jones). An act to add Section 44012.1 to the Health and Safety Code, relating to air pollution.

ASSEMBLY BILL NO. 1871—Benoit. An act relating to public safety.

ASSEMBLY BILL NO. 1872—Cohn. An act to amend Section 12022.9 of the Penal Code, relating to domestic violence.

ASSEMBLY BILL NO. 1873—Torrico. An act to amend Section 1255.7 of the Health and Safety Code, and to amend Section 271.5 of the Penal Code, relating to child protection, and making an appropriation therefor.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 9:30 a.m., Thursday, January 19, 2006.

FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON JANUARY 18, 2006**

The following measure was amended in the Assembly on this day:

AB RN
1160 0600730

Daily Total: 1
Cumulative Total: 3010

CALIFORNIA LEGISLATURE

2005–06 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, January 19, 2006

ONE HUNDRED THIRTY-FIRST SESSION DAY

FOUR HUNDRED TENTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

(Please Direct Any Inquiries and Report Any Omissions or Errors to
Sue Parker, Minute Clerk: Phone 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, January 19, 2006

The Assembly met at 9:33 a.m.

Hon. Leland Y. Yee, 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 Maze 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 9:46 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—78:

Aghazarian	Dymally	Laird	Plescia
Arambula	Emmerson	Leno	Richman
Baca	Evans	Leslie	Runner
Bass	Frommer	Levine	Ruskin
Benoit	Garcia	Lieu	Saldaña
Berg	Goldberg	Liu	Salinas
Bermúdez	Hancock	Matthews	Spitzer
Blakeslee	Harman	Maze	Strickland
Bogh	Haynes	McCarthy	Torrico
Calderon	Horton, Jerome	Montañez	Tran
Canciamilla	Horton, Shirley	Mountjoy	Umberg
Chan	Houston	Mullin	Vargas
Chavez	Huff	Nakanishi	Villines
Chu	Jones	Nation	Walters
Cogdill	Karnette	Nava	Wolk
Cohn	Keene	Negrete McLeod	Wyland
Coto	Klehs	Niello	Yee
Daucher	Koretz	Oropeza	Mr. Speaker
De La Torre	La Malfa	Parra	
DeVore	La Suer	Pavley	

PRAYER

Upon invitation of Speaker pro Tempore Yee, the following prayer was offered by Assembly Alternate Chaplain Pastor Ivan L. Williams, Sr.:

O God, In these uncertain times, we are most grateful for and dependent upon Your certainty. We trust You to guide our deliberations here today and seek Your wisdom for the best decisions to be made. Thank You, O God, for giving our forefathers a foundation that is sure and strong, and as we continue to build today, may we follow Your will and purpose in these government halls for the people and by the people in Your name we pray.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Yee, Assembly Member Klehs 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 Cohn, seconded by Assembly Member Cogdill.

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 Lieber and Ridley-Thomas.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

January 18, 2006

*The Honorable Fabian Núñez
California State Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mr. Speaker: I would like to be excused from session on January 19, 2006 due to legislative business.

If you have any questions, please contact my Chief of Staff, Cory Jasperson at 319-2022.

Sincerely,

SALLY J. LIEBER, Assembly Member
Twenty-second District

January 13, 2006

*The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mr. Speaker: I write to request permission to be excused from Session and Appropriations Committee on Thursday, January 19, 2006. I have an urgent legislative matter that I must attend to in my District.

Thank you for your assistance in this matter. If you have questions or need more information, please do not hesitate to contact me or to have your designated staff person contact Lourdes Machado, at (916) 319-2048.

With hope,

MARK RIDLEY-THOMAS, Assembly Member
Forty-eighth District

COMMUNICATIONS

The following communications were presented by the Speaker, and ordered printed in the Journal:

January 19, 2006

*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 Dave Jones to replace Assemblymember Mark Ridley-Thomas on the Assembly Appropriations Committee for today's hearing only.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

January 19, 2006

*E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: Please be advised that I have appointed Assemblymember Hector De La Torre to replace Assemblymember Mark Ridley-Thomas on the Assembly Health Committee for today's hearing only.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

PROPOSED INITIATIVES

The following communication was presented by the Chief Clerk from:

Tricia Knight, Initiative Coordinator, Department of Justice, Office of the Attorney General, Sacramento, dated January 13, 2006, transmitting copies of the title, summary, and text of the following proposed initiative, pursuant to Section 9007, Elections Code:

Identity Theft and Solicitation. Criminal Gang Activity. Forensic Computer Analysis Fund.
Initiative Statute. SA 2005RF0130

Referred by the Speaker to the Committee on Public Safety.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committees were permitted to meet:

Water, Parks and Wildlife, on Tuesday, January 24, 2006 and January 31, 2006, at 2 p.m., and on Wednesday, January 25, 2006, at 10 a.m.;

Education, on Wednesday, January 25, 2006, at 1:30 p.m.;

Public Safety, on Wednesday, January 25, 2006, at 10 a.m., in Room 126;

Transportation, on Monday, January 30, 2006, upon adjournment of Floor Session, in Room 4202;

Education, on Wednesday, February 1, 2006, at 1:30 p.m.; and

Housing and Community Development, on Wednesday, January 25, 2006, at 9 a.m., in Room 126.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 19, 2006

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1160

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered returned to second reading file.

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bills were referred to committee:

Assembly

Bill No.

Committee

1779 -----	Ed.
1780 -----	Higher Ed.
1781 -----	Trans.
1782 -----	G.O. and Ed.
1785 -----	Trans.
1786 -----	Ed.
1787 -----	Jud.
1788 -----	Trans.
1789 -----	Pub. S.

*Assembly Concurrent**Resolution No.**Committee*

103 ----- Rls.
104 ----- Trans.
105 ----- Trans.
106 ----- Rls.

**NOTICE OF INTENTION TO REMOVE BILL
FROM INACTIVE FILE**

Pursuant to Assembly Rule 78, Assembly Member Cohn announced her intention to request that Assembly Bill No. 966, and Senate Bills Nos. 912 and 832 be removed from the inactive file.

**CONSIDERATION OF DAILY FILE
UNFINISHED BUSINESS**

SENATE BILL NO. 655 RECONSIDERED BY UNANIMOUS CONSENT

In compliance with a motion given, Assembly Member Cohn was granted unanimous consent that the vote be reconsidered whereby Senate Bill No. 655 was refused passage; and that the bill be placed upon the inactive file.

REQUEST FOR PHOTOGRAPHER

Assembly Member McCarthy was granted unanimous consent that a photographer be permitted in the Gallery of the Assembly.

MESSAGES FROM THE SENATE

Senate Chamber, January 19, 2006

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 132

And respectfully requests the Assembly to concur in said amendments.

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

Above bill ordered to unfinished business file.

**CONSIDERATION OF DAILY FILE (RESUMED)
ASSEMBLY BILLS RETURNED TO SECOND READING FILE
PURSUANT TO THE RULES**

Pursuant to the Assembly Rules, the following Assembly bill was this day on the second reading file:

Assembly Bill No. 1160, ordered to third reading.

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 928—An act to amend Section 1033.5 of the Code of Civil Procedure, relating to attorney's fees.

Bill read second time; amendments proposed by the Committee on Judiciary read and adopted; bill ordered reprinted and to be returned to the second reading file.

**UNFINISHED BUSINESS (RESUMED)
MOTION TO RECONSIDER BILLS CONTINUED**

By unanimous consent, the motions to reconsider the votes on Assembly Bills Nos. 6, 715, and 791, and Senate Bills Nos. 51, 109, and 646 were continued until the next legislative day.

THIRD READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 1324 (Vargas)—An act to amend Section 45452 of the Education Code, and to amend Section 42011 of the Vehicle Code, relating to vehicles.

Bill read third time, and passed by the following vote:

AYES—75

Aghazarian	Dymally	Laird	Plescia
Arambula	Emmerson	Leno	Richman
Baca	Evans	Leslie	Runner
Bass	Frommer	Levine	Ruskin
Benoit	Garcia	Lieu	Saldaña
Berg	Goldberg	Liu	Salinas
Bermúdez	Hancock	Matthews	Spitzer
Blakeslee	Harman	Maze	Strickland
Bogh	Haynes	McCarthy	Torrico
Calderon	Horton, Jerome	Montañez	Tran
Canciamilla	Horton, Shirley	Mountjoy	Umberg
Chan	Houston	Mullin	Vargas
Chavez	Huff	Nakanishi	Villines
Chu	Jones	Nation	Walters
Cogdill	Karnette	Nava	Wolk
Cohn	Keene	Negrete McLeod	Wyland
Coto	Klehs	Oropeza	Yee
Daucher	Koretz	Parra	Mr. Speaker
De La Torre	La Malfa	Pavley	

NOES—3

DeVore	La Suer	Niello
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Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 372 (Nation)—An act to amend Section 20209.14 of the Public Contract Code, relating to public contracts.

Bill read third time, and passed by the following vote:

AYES—67

Aghazarian	DeVore	Koretz	Plescia
Arambula	Dymally	Laird	Richman
Baca	Emmerson	Leno	Runner
Bass	Evans	Leslie	Ruskin
Benoit	Frommer	Levine	Saldaña
Berg	Garcia	Lieu	Salinas
Bogh	Goldberg	Liu	Spitzer
Calderon	Hancock	Matthews	Strickland
Canciamilla	Harman	Maze	Torrico
Chan	Horton, Jerome	McCarthy	Tran
Chavez	Horton, Shirley	Mountjoy	Umberg
Chu	Houston	Mullin	Vargas
Cogdill	Huff	Nakanishi	Villines
Cohn	Jones	Nation	Wolk
Coto	Karnette	Nava	Yee
Daucher	Keene	Oropeza	Mr. Speaker
De La Torre	Klehs	Pavley	

NOES—7

Blakeslee	La Malfa	Niello	Wyland
Haynes	La Suer	Walters	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 372: Assembly Member Wyland from “Aye” to “No”.

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 120 (Cohn)—An act to amend Section 1109 of the Evidence Code, relating to evidence.

Bill read third time, and passed by the following vote:

AYES—75

Aghazarian	Dymally	Leno	Plescia
Baca	Emmerson	Leslie	Richman
Bass	Evans	Levine	Runner
Benoit	Frommer	Lieu	Ruskin
Berg	Garcia	Liu	Saldaña
Bermúdez	Hancock	Matthews	Salinas
Blakeslee	Harman	Maze	Spitzer
Bogh	Haynes	McCarthy	Strickland
Calderon	Horton, Jerome	Montañez	Torricco
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	Laird	Pavley	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 828 (Cohn)—An act to amend Section 1204.5 of the Penal Code, relating to criminal proceedings.

Bill read third time, and passed by the following vote:

AYES—77

Aghazarian	Dymally	Leno	Richman
Arambula	Emmerson	Leslie	Runner
Baca	Evans	Levine	Ruskin
Bass	Frommer	Lieu	Saldaña
Benoit	Garcia	Liu	Salinas
Berg	Goldberg	Matthews	Spitzer
Bermúdez	Hancock	Maze	Strickland
Blakeslee	Harman	McCarthy	Torricco
Bogh	Haynes	Montañez	Tran
Calderon	Horton, Jerome	Mountjoy	Umberg
Canciamilla	Horton, Shirley	Mullin	Vargas
Chan	Houston	Nakanishi	Villines
Chavez	Huff	Nation	Walters
Chu	Jones	Nava	Wolk
Cogdill	Karnette	Negrete McLeod	Wyland
Cohn	Keene	Niello	Yee
Coto	Klehs	Oropeza	Mr. Speaker
Daucher	Koretz	Parra	
De La Torre	La Malfa	Pavley	
DeVore	Laird	Plescia	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1244 (Wolk)—An act to amend Sections 79401, 79402, 79403.5, 79412, 79415, 79420, 79421, 79440, 79450, 79452, 79460 and 79475 of, to amend and repeal Sections 79420, 79423, 79453, and 79455, of, to add Sections 79472 and 79473 to, and to repeal Sections 79406 and 79422 of, the Water Code, relating to water, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Wolk moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

ASSEMBLY BILL NO. 1558 (Wolk)—An act to add Chapter 3.5 (commencing with Section 83500) to Title 9 of the Government Code, relating to the Fair Political Practices Commission.

Bill read third time.

Motion to Amend

Assembly Member Wolk moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

ASSEMBLY BILL NO. 546 (Garcia)—An act to add Section 8314.5 to the Government Code, relating to state computers.

Bill read third time.

Motion to Amend

Assembly Member Garcia moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

ASSEMBLY BILL NO. 1482 (Canciamilla)—An act to amend Section 15146 to the Education Code, relating to education finance.

Bill read third time, and passed by the following vote:

AYES—66

Arambula	Emmerson	Leno	Plescia
Baca	Frommer	Leslie	Richman
Bass	Garcia	Levine	Ruskin
Berg	Goldberg	Lieu	Saldaña
Bermúdez	Hancock	Liu	Salinas
Blakeslee	Harman	Matthews	Spitzer
Calderon	Horton, Jerome	Maze	Strickland
Canciamilla	Horton, Shirley	Montañez	Torrico
Chan	Houston	Mullin	Tran
Chavez	Huff	Nakanishi	Umberg
Chu	Jones	Nation	Vargas
Cohn	Karnette	Nava	Wolk
Coto	Keene	Negrete McLeod	Wyland
Daucher	Klehs	Niello	Yee
De La Torre	Koretz	Oropeza	Mr. Speaker
DeVore	La Suer	Parra	
Dymally	Laird	Pavley	

NOES—6

Aghazarian	La Malfa	Villines
Haynes	Mountjoy	Walters

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1612 (Pavley)—An act to add Section 6068.1 to the Business and Professions Code, relating to attorneys.

Bill read third time.

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, 10:12 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

**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. 132 to the Committee on Health.

JOINT RULE 62(a) WAIVED

Assembly Member Frommer was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 132 for hearing in the Committee on Health today, during Floor session.

MEMBERS EXCUSED FOR COMMITTEE MEETING

At 10:14 a.m., by unanimous consent, the members of the Committee on Health were excused for the purpose of attending a meeting of the committee at this time, in the Tom Bane Rules Committee Room, and without objection, the House was permitted to continue in Floor session.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS**

SENATE BILL NO. 1008 (Florez)—An act relating to adult education.

Bill read third time.

Motion to Amend

Assembly Member Dymally moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—42

Baca	Dymally	Leno	Parra
Bass	Evans	Levine	Pavley
Berg	Frommer	Lieu	Ruskin
Bermúdez	Goldberg	Liu	Saldaña
Calderon	Hancock	Matthews	Salinas
Chan	Horton, Jerome	Montañez	Torrico
Chavez	Jones	Mullin	Umberg
Chu	Karnette	Nation	Vargas
Cohn	Klehs	Nava	Wolk
Coto	Koretz	Negrete McLeod	
De La Torre	Laird	Oropeza	

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. 1008: Assembly Member Arambula from “Aye” to “Not Voting”.

Bill ordered reprinted.

RE-REFERENCE OF BILLS TO COMMITTEE

Assembly Member Cohn was granted unanimous consent that Senate Bill No. 1008 be referred to the Committee on Rules.

CONSIDERATION OF CONSENT CALENDAR

The Speaker pro Tempore announced that the next roll call would be on the Consent Calendar.

Consent Calendar—Assembly Bills

ASSEMBLY BILL NO. 1744 (Committee on Health)—An act to amend Section 1345 of, to amend and renumber Section 1389.3 of, and to repeal Sections 1371.36, 1371.37, 1371.38, and 1371.39 of, the Health and Safety Code, and to repeal Section 14005.20 of the Welfare and Institutions Code, relating to health care.

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.)*

ASSEMBLY BILL NO. 1203 (Mullin)—An act to amend Section 18080.5 of, and to add Section 18035.26 to, the Health and Safety Code, relating to manufactured housing.

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, by the following vote:

AYES—78

Aghazarian	Dymally	Laird	Plescia
Arambula	Emmerson	Leno	Richman
Baca	Evans	Leslie	Runner
Bass	Frommer	Levine	Ruskin
Benoit	Garcia	Lieu	Saldafia
Berg	Goldberg	Liu	Salinas
Bermúdez	Hancock	Matthews	Spitzer
Blakeslee	Harman	Maze	Strickland
Bogh	Haynes	McCarthy	Torrico
Calderon	Horton, Jerome	Montañez	Tran
Canciamilla	Horton, Shirley	Mountjoy	Umberg
Chan	Houston	Mullin	Vargas
Chavez	Huff	Nakanishi	Villines
Chu	Jones	Nation	Walters
Cogdill	Karnette	Nava	Wolk
Cohn	Keene	Negrete McLeod	Wyland
Coto	Kleh	Niello	Yee
Daucher	Koretz	Oropeza	Mr. Speaker
De La Torre	La Malfa	Parra	
DeVore	La Suer	Pavley	

NOES—None**SPECIAL RECOGNITION**

The Members of the Assembly joined Speaker pro Tempore Yee in extending best wishes to Assembly Member Montañez on the occasion of her birthday.

ANNOUNCEMENTS

Speaker pro Tempore Yee announced the following session schedule:
Monday, January 23, 2006, Floor Session, 12 noon.

Speaker pro Tempore Yee announced that Monday, January 23 is the last day to notice intent to remove a bill from the Inactive File for purpose of amending the bill by the January 26 amendment deadline.

ADJOURN IN MEMORY

Assembly Member Dymally was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Hope S. George, of Sacramento.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Evans was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Larry Lattman, of Yountville.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Maze was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Mary Eileen Winey, of Visalia.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Leno was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Piero Patri, of San Francisco.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

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 Craig Thompson, of Davis.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

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 Dennis Shea Sr., of Stockton.

Assembly Member Canciamilla was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Betty Grimes, of Pinole.

Assembly Member Daucher was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Daniel Hart and Eleanor Louise McCullough, of Fullerton; Isabel Castro, of Placentia; Michael McCoy, of Orange; and Dianne Lacey-Baker Talbott, of Newport, RI.

Assembly Member Leno was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Sarah Tucker, of San Francisco.

Assembly Member Lieu was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Inez Ethel Van Lingen, of Torrance.

Assembly Member Nava was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of James Ryerson, of Santa Barbara.

Assembly Member Runner was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of John Francis Galier, of Palmdale.

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 Wilbert A. Silva, of Benicia; Jarrold Lilliedoll, and Eric Roeckl, of Davis; Mary Ingram, Frederick Moore, Sr., Bernice Nesbitt, William Otwell, and Gregory Perez, of Fairfield; Tomio Ichikawa, of Suisun City; Chestal Morgan, of Vacaville; Theodore Marquez, James D. Phillips, and Elaine Marie Spitzer, of Woodland.

Assembly Member Frommer was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Sgt. Richard Navarro, of Glendale.

**NOTICE OF INTENTION TO REMOVE BILL
FROM INACTIVE FILE**

Pursuant to Assembly Rule 78, Assembly Member Frommer announced his intention to request that Assembly Bill No. 72 be removed from the inactive file.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Frommer was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 132 without reference to file.

REPORTS OF STANDING COMMITTEES**Committee on Health**

Date of Hearing: January 19, 2006

Mr. Speaker: Your Committee on Health reports:

Assembly Bill No. 132

With the recommendation: That Senate amendments be concurred in.

CHAN, Chair

Above bill ordered to unfinished business file.

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

ASSEMBLY BILL NO. 132 (Nunez)—An act to amend Section 14133.23 of the Welfare and Institutions Code, relating to Medi-Cal, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read.

Point of Order

Assembly Member Aghazarian arose to the following point of order:

Members should confine remarks in debate to the question before the House and avoid personalities.

Ruling by Speaker pro Tempore Yee

The Speaker pro Tempore ruled the point of order well-taken.

Point of Order

Assembly Member Leslie arose to the following point of order:

Assembly Member De La Torre is not limiting debate to the merits of Assembly Bill No. 132.

Ruling by Speaker pro Tempore Yee

The Speaker pro Tempore noted the point of order.

The question being on the adoption of the urgency clause.

Urgency clause adopted by the following vote:

AYES—76

Aghazarian	Dymally	Laird	Pavley
Arambula	Emmerson	Leno	Plescia
Baca	Evans	Leslie	Richman
Bass	Frommer	Levine	Runner
Benoit	Garcia	Lieu	Ruskin
Berg	Goldberg	Liu	Saldaña
Bermúdez	Hancock	Matthews	Salinas
Blakeslee	Harman	Maze	Spitzer
Bogh	Horton, Jerome	McCarthy	Strickland
Calderon	Horton, Shirley	Montañez	Torrico
Canciamilla	Houston	Mountjoy	Tran
Chan	Huff	Mullin	Umberg
Chavez	Jones	Nakanishi	Vargas
Chu	Karnette	Nation	Villines
Cogdill	Keene	Nava	Walters
Cohn	Klehs	Negrete McLeod	Wolk
Coto	Koretz	Niello	Wyland
Daucher	La Malfa	Oropeza	Yee
De La Torre	La Suer	Parra	Mr. Speaker

NOES—2

DeVore Haynes

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—76

Aghazarian	Dymally	Laird	Pavley
Arambula	Emmerson	Leno	Plescia
Baca	Evans	Leslie	Richman
Bass	Frommer	Levine	Runner
Benoit	Garcia	Lieu	Ruskin
Berg	Goldberg	Liu	Saldaña
Bermúdez	Hancock	Matthews	Salinas
Blakeslee	Harman	Maze	Spitzer
Bogh	Horton, Jerome	McCarthy	Strickland
Calderon	Horton, Shirley	Montañez	Torrico
Canciamilla	Houston	Mountjoy	Tran
Chan	Huff	Mullin	Umberg
Chavez	Jones	Nakanishi	Vargas
Chu	Karnette	Nation	Villines
Cogdill	Keene	Nava	Walters
Cohn	Klehs	Negrete McLeod	Wolk
Coto	Koretz	Niello	Wyland
Daucher	La Malfa	Oropeza	Yee
De La Torre	La Suer	Parra	Mr. Speaker

NOES—2

DeVore Haynes

Above bill ordered enrolled.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Frommer was granted unanimous consent for the following actions:

1) All bills reported on Wednesday, January 18 from the Committee on Appropriations, with a “Do Pass” recommendation and, all bills with a “Do Pass” recommendation, which pass today on the Appropriations Suspense File, with a unanimous roll call vote, be taken up without reference to file for purpose of second reading and that the bills be ordered to the third reading file for Monday, January 23;

2) All bills reported from the Committee on Appropriations today with a “Do Pass to Consent” recommendation, be taken up without reference to file for purpose of second reading and that the bills be ordered to the First Day Consent Calendar for Monday, January 23.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 1612**

At 11:04 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.

Assembly Bill No. 1612 passed by the following vote:

AYES—44

Arambula	Dymally	Leno	Parra
Baca	Evans	Levine	Pavley
Bass	Frommer	Lieu	Ruskin
Berg	Goldberg	Liu	Saldaña
Bermúdez	Hancock	Matthews	Salinas
Chan	Horton, Jerome	Montañez	Torrico
Chavez	Jones	Mullin	Umberg
Chu	Karnette	Nation	Vargas
Cohn	Klehs	Nava	Wolk
Coto	Koretz	Negrete McLeod	Yee
De La Torre	Laird	Oropeza	Mr. Speaker

NOES—31

Aghazarian	Emmerson	La Suer	Richman
Benoit	Garcia	Leslie	Runner
Blakeslee	Harman	Maze	Strickland
Bogh	Haynes	McCarthy	Tran
Canciamilla	Houston	Mountjoy	Villines
Cogdill	Huff	Nakanishi	Walters
Daucher	Keene	Niello	Wyland
DeVore	La Malfa	Plescia	

Bill ordered transmitted to the Senate.

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. 1324: Aghazarian, Bermúdez, Blakeslee, Bogh, Chavez, Chu, Daucher, Frommer, Keene, Koretz, McCarthy, Montañez, Mountjoy, Plescia, Spitzer, Strickland, Villines, and Wyland—Aye; Niello—No.

Assembly Bill No. 372: Bogh, Chavez, Chu, Daucher, De La Torre, Frommer, Garcia, Keene, Koretz, Plescia, Spitzer, Strickland, and Umberg—Aye; Blakeslee and Niello—No.

Assembly Bill No. 120: Bermúdez, Blakeslee, Bogh, Chavez, Chu, Daucher, Frommer, Jerome Horton, Keene, Koretz, Levine, Montañez, and Torrico—Aye.

Assembly Bill No. 828: Bermúdez, Blakeslee, Bogh, Chavez, Chu, Daucher, Frommer, Keene, Koretz, and Montañez—Aye.

Assembly Bill No. 1482: Chu, Daucher, DeVore, Emmerson, Garcia, Harman, Keene, Koretz, Levine, Montañez, Spitzer, and Strickland—Aye; Aghazarian, La Malfa, and Villines—No.

Senate Bill No. 1008, Dymally Amendments: Koretz—Aye; Daucher, La Malfa, Plescia, and Strickland—No.

Consent Calendar: Bogh, Daucher, and Garcia—Aye.

Assembly Bill No. 132, Urgency and Concurrence: Daucher and Niello—Aye.

Assembly Bill No. 1612: Salinas—Aye; Daucher—No.

MOTION TO ADJOURN

At 11:05 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 11:06 a.m., Speaker pro Tempore Yee declared the quorum call of the Assembly dispensed with.

REPORTS OF STANDING COMMITTEES

Committee on Appropriations

Date of Hearing: January 18, 2006

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 96
Assembly Bill No. 103
Assembly Bill No. 167
Assembly Bill No. 411
Assembly Bill No. 469
Assembly Bill No. 630
Assembly Bill No. 699

Assembly Bill No. 827
Assembly Bill No. 925
Assembly Bill No. 958
Assembly Bill No. 1112
Assembly Bill No. 1207
Assembly Bill No. 1469

With the recommendation: Do pass.

CHU, Chair

Above bills ordered to second reading.

Date of Hearing: January 18, 2006

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 44
Assembly Bill No. 49
Assembly Bill No. 237
Assembly Bill No. 389
Assembly Bill No. 425
Assembly Bill No. 476
Assembly Bill No. 523
Assembly Bill No. 773

Assembly Bill No. 790
Assembly Bill No. 886
Assembly Bill No. 959
Assembly Bill No. 1286
Assembly Bill No. 1302
Assembly Bill No. 1387
Assembly Bill No. 1399

With the recommendation: Do pass.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above bills be placed on the Consent Calendar.

CHU, Chair

Above bills ordered to second reading.

Date of Hearing: January 18, 2006

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 1588

Assembly Bill No. 1679

With the recommendation: Do pass.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above bills be placed on the Consent Calendar.

CHU, Chair

Above bills ordered to second reading.

Date of Hearing: January 19, 2006

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 105

Assembly Bill No. 479

Assembly Bill No. 633

Assembly Bill No. 798

Assembly Bill No. 861

Assembly Bill No. 984

Assembly Bill No. 1015

Assembly Bill No. 1268

Assembly Bill No. 1319

Assembly Bill No. 1478

Assembly Bill No. 1483

Assembly Bill No. 1591

With the recommendation: Do pass.

CHU, Chair

Above bills ordered to second reading.

SECOND READING OF BILLS BY UNANIMOUS CONSENT

Pursuant to unanimous consent granted earlier this day the following bills were taken up without reference to file, for the purpose of second reading:

ASSEMBLY BILL NO. 96—An act to add Section 3005.5 to the Penal Code, relating to parole.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 103—An act to add Section 32282.5 to the Education Code, relating to pupil safety.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 167—An act to amend Section 653m of the Penal Code, relating to crime.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 411—An act to amend Sections 4107, 7107, and 10262.5 of the Public Contract Code, relating to public contracts.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 469—An act to amend Section 49531.1 of the Education Code, relating to pupils.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 630—An act to amend Section 22446.5 of, and to add Section 22443.4 to, the Business and Professions Code, relating to immigration consultants.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 699—An act to add Section 120155 to the Health and Safety Code, relating to vaccines.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 827—An act to amend Section 94831 of the Education Code, relating to private postsecondary education.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 925—An act to add and repeal Article 10.1 (commencing with Section 926) to Chapter 1 of Part 2 of Division 1 of the Insurance Code, relating to insurer investments.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 958—An act to add Article 9 (commencing with Section 89280) to Chapter 2 of Part 55 of the Education Code, relating to the California State University.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1112—An act to amend Section 22511.5 of the Vehicle Code, relating to vehicles.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1207—An act to amend Section 20440 of the Elections Code, relating to elections.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1469—An act to add Article 1.5 (commencing with Section 18606.1) to Chapter 5 of Part 2.1 of Division 13 of the Health and Safety Code, relating to mobilehome parks.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 44—An act to amend Section 591.5 of the Penal Code, relating to crime.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 49—An act to repeal Section 44625.7 of, and to repeal and add Sections 44265.8 and 44265.9 of, the Education Code, relating to teacher credentialing.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 237—An act to amend Section 63040 of the Government Code, relating to infrastructure finance, and, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 389—An act to amend Section 115929 of the Health and Safety Code, relating to swimming pool safety.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 425—An act to amend Section 22443 of the Business and Professions Code, relating to immigration consultants.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 476—An act to amend Section 69612 of the Education Code, relating to student financial aid.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 523—An act to amend Sections 94854, 94920, and 94931 of, and to add Section 94742.2 to, the Education Code, relating to private postsecondary education.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 773—An act to amend Section 33378 of the Health and Safety Code, relating to redevelopment.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 790—An act to amend Section 10177 of the Business and Professions Code, relating to real estate licensees.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 886—An act to amend Sections 313 and 313.5 of the Business and Professions Code, relating to construction.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 959—An act to amend Sections 14105.27 and 14105.96 of the Welfare and Institutions Code, relating to Medi-Cal.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1286—An act to amend and repeal Sections 81383 and 81384 of, and to add and repeal Section 81384.5 of, the Education Code, relating to community college district property.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1302—An act to amend Section 11340.5 of, and to add Section 11342.620 to, the Government Code, relating to state agencies.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1387—An act to add Section 21081.2 to the Public Resources Code, relating to environmental quality.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1399—An act to amend Section 69437 of the Education Code, relating to student financial aid.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1588—An act to amend Section 473.3 of the Business and Professions Code, relating to licensing boards.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1679—An act to add Section 118.8 to the Streets and Highways Code, relating to state highway property.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 105—An act to amend Section 13957 of the Government Code, relating to victims' compensation.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 479—An act to add Section 140 to the Water Code, relating to water.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 633—An act to amend Sections 1596.859, 1596.8595, 1596.8895, and 1597.05 of the Health and Safety Code, relating to child day care facilities.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 798—An act to amend Sections 12986 and 12987.5 of the Water Code, relating to water.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 861—An act to amend Section 7403 of, and to add Sections 7308 and 7396.5 to, the Business and Professions Code, relating to barbering and cosmetology.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 984—An act to add Part 11 (commencing with Section 12999) to Division 6 of the Water Code, relating to water.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1015—An act to add and repeal Chapter 3 (commencing with Section 9000) to Title 9 of Part 3 of the Penal Code, relating to sex offenders.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1268—An act to amend Section 651 of the Business and Professions Code, relating to dentistry.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1319—An act to add Chapter 7.5 (commencing with Section 10700) to Part 7 of the Education Code, relating to adult education.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1478—An act to add Section 4435 to the Welfare and Institutions Code, relating to developmental services.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1483—An act to amend Section 60810 of the Education Code, relating to pupil testing.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1591—An act to amend Section 14132.41 of the Welfare and Institutions Code, relating to Medi-Cal.

Bill read second time, and ordered to third reading.

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 1874—**Daucher** (Coauthors: **Aghazarian, Harman, Shirley Horton, Houston, La Malfa, Leslie, Maze, Sharon Runner, Walters, and Wyland**). An act to add Article 8 (commencing with Section 41575) to Chapter 3.2 of Part 24 of the Education Code, relating to education finance.

ASSEMBLY BILL NO. 1875—**Daucher**. An act to add Section 114.1 to the Streets and Highways Code, relating to transportation.

ASSEMBLY BILL NO. 1876—**Leslie**. An act to add and repeal Chapter 12.97 (commencing with Section 18986.70) of Part 6 of Division 9 of the Welfare and Institutions Code, relating to public social services, and making an appropriation therefor.

ASSEMBLY BILL NO. 1877—**Nakanishi** (Principal coauthors: **Aghazarian, Houston, and Matthews**) (Coauthor: **Harman**) (Coauthor: **Senator Cox**). An act to amend Section 1602 of the Fish and Game Code, relating to fish and wildlife.

ASSEMBLY BILL NO. 1878—**Parra**. An act to add Title 7.97 (commencing with Section 67990) to the Government Code, relating to transportation planning.

ASSEMBLY BILL NO. 1879—**Lieber**. An act to amend Section 21655.9 of the Vehicle Code, relating to vehicles, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 1880—**Blakeslee**. An act to amend Section 4536 of the Penal Code, relating to escapes.

RESOLUTIONS

The following resolutions were offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 108—**La Malfa**. Relative to Crynthia and Erling Hjertager Memorial Highway and the Erling Hjertager Memorial Bridge.

ASSEMBLY JOINT RESOLUTION NO. 40—**Chan and Berg**. Relative to Medicare prescription drugs.

AUTHOR'S AMENDMENTS
Committee on Rules

January 19, 2006

Mr. Speaker: The Chair of your Committee on Rules reports:

Assembly Concurrent Resolution No. 102

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MONTAÑEZ, Chair

ASSEMBLY CONCURRENT RESOLUTION NO. 102—Relative to California Girls and Women in Sports 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.

REPORTS OF STANDING COMMITTEES
Committee on Appropriations

Date of Hearing: January 18, 2006

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 674

Assembly Bill No. 1418

Assembly Bill No. 1708

With amendments with the recommendation: Amend, and do pass, as amended.

CHU, Chair

Above bills ordered to second reading.

Date of Hearing: January 18, 2006

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 307

With the recommendation: Do pass, as amended.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above bill be placed on the Consent Calendar.

CHU, Chair

Above bill ordered to second reading.

Date of Hearing: January 18, 2006

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 1147

With amendments with the recommendation: Amend, and do pass, as amended.

CHU, Chair

Above bill ordered to second reading.

Date of Hearing: January 18, 2006

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 1226

Assembly Bill No. 1561

With amendments with the recommendation: Amend, and do pass, as amended.

CHU, Chair

Above bills ordered to second reading.

Date of Hearing: January 18, 2006

Mr. Speaker: Your Committee on Appropriations reports:

Senate Concurrent Resolution No. 15

Senate Concurrent Resolution No. 20

With the recommendation: Be adopted.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above resolutions be placed on the Consent Calendar.

CHU, Chair

Above resolutions ordered to the Consent Calendar.

Committee on Rules

Date of Hearing: January 19, 2006

Mr. Speaker: Your Committee on Rules reports:

House Resolution No. 25

With the recommendation: Be adopted.

MONTAÑEZ, Chair

Above resolution ordered to third reading.

Committee on Judiciary

Date of Hearing: January 17, 2006

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 759

With amendments with the recommendation: Amend, and do pass, as amended.

JONES, Chair

Above bill ordered to second reading.

Committee on Governmental Organization

Date of Hearing: January 18, 2006

Mr. Speaker: Your Committee on Governmental Organization reports:

Assembly Bill No. 450

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.

Committee on Appropriations

Date of Hearing: January 19, 2006

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 673

Assembly Bill No. 1111

Assembly Bill No. 1072

Assembly Bill No. 1532

With the recommendation: Do pass.

CHU, Chair

Above bills ordered to second reading.

Date of Hearing: January 19, 2006

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 50

Assembly Bill No. 840

Assembly Bill No. 158

Assembly Bill No. 874

Assembly Bill No. 470

Assembly Bill No. 912

Assembly Bill No. 525

Assembly Bill No. 926

Assembly Bill No. 606

Assembly Bill No. 1020

Assembly Bill No. 770

Assembly Bill No. 1056

Assembly Bill No. 839

With amendments with the recommendation: Amend, and do pass, as amended.

CHU, Chair

Above bills ordered to second reading.

Date of Hearing: January 19, 2006

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 1231

Assembly Bill No. 1402

Assembly Bill No. 1282

Assembly Bill No. 1476

Assembly Bill No. 1315

With amendments with the recommendation: Amend, and do pass, as amended.

CHU, Chair

Above bills ordered to second reading.

Date of Hearing: January 19, 2006

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 144

Senate Bill No. 517

With amendments with the recommendation: Amend, and do pass, as amended.

CHU, Chair

Above bills ordered to second reading.

MESSAGES FROM THE SENATE

Senate Chamber, January 19, 2006

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 299

Senate Bill No. 283

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

Senate Chamber, January 19, 2006

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 1129

And respectfully requests the Assembly to concur in said amendments.

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

Above bill ordered to unfinished business file.

Senate Chamber, January 19, 2006

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 42

Senate Bill No. 841

Senate Bill No. 272

Senate Bill No. 1052

Senate Bill No. 486

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

Senate Chamber, January 19, 2006

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 699

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

Senate Chamber, January 19, 2006

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 64

Senate Concurrent Resolution No. 66

Senate Concurrent Resolution No. 65

Senate Concurrent Resolution No. 71

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

FIRST READING OF SENATE BILLS

The following bills were read the first time:

SENATE BILL NO. 42—An act to add Section 12012.6 to the Government Code, relating to tribal-state gaming.

SENATE BILL NO. 272—An act to amend Section 13313 of the Elections Code, relating to candidates.

SENATE BILL NO. 486—An act to amend Sections 97.2 and 97.3 of the Revenue and Taxation Code, relating to local government finance.

SENATE BILL NO. 841—An act to add Section 4291.3 to the Public Resources Code, relating to forest practices.

SENATE BILL NO. 1052—An act to amend Section 66452.5 of the Government Code, relating to subdivisions.

SENATE BILL NO. 699—An act to amend Sections 120895, 120975, 120980, 121015, 121025, 121035, 121075, 121085, 121105, 121110, and 121125 of, and to add Section 121022 to, the Health and Safety Code, relating to health care, and declaring the urgency thereof, to take effect immediately.

The following resolutions were read:

SENATE CONCURRENT RESOLUTION NO. 64—Relative to Arts Education Month.

SENATE CONCURRENT RESOLUTION NO. 65—Relative to Fragile X Awareness Day.

SENATE CONCURRENT RESOLUTION NO. 66—Relative to Historic Alternate U.S. Highway Route 40.

SENATE CONCURRENT RESOLUTION NO. 71—Relative to American Heart Month.

ADJOURNMENT

At 4:50 p.m., pursuant to the motion by Assembly Member Frommer, the Assembly adjourned until 12 noon, Monday, January 23, 2006, out of respect to the memory of Hope S. George, on motion of Assembly Member Dymally; out of respect to the memory of Larry Lattman, on motion of Assembly Member Evans; out of respect to the memory of Mary Eileen Winey, on motion of Assembly Member Maze; out of respect to the memory of Piero Patri, on motion of Assembly Member Leno; out of respect to the memory of Craig Thompson, on motion of Assembly Member Wolk; out of respect to the memory of Dennis Shea Sr., on motion of Assembly Member Aghazarian; out of respect to the memory of Betty Grimes, on motion of Assembly Member Canciamilla; out of respect to the memory of Daniel Hart, Eleanor Louise McCullough, Isabel Castro, Michael McCoy, and Dianne Lacey-Baker Talbott, on motion of Assembly Member Daucher; out of respect to the memory of Sarah Tucker, on motion of Assembly Member Leno; out of respect to the memory of Inez Ethel Van Lingen, on motion of Assembly Member Lieu; out of respect to the memory of James Ryerson, on motion of Assembly Member Nava; out of respect to the memory of John Francis Galier, on motion of Assembly Member Runner; out of respect to the memory of Wilbert A. Silva, Jarrold Lilliedoll, Eric Roeckl, Mary Ingram, Frederick Moore, Sr., Bernice Nesbitt, William Otwell, Gregory Perez, Tomio Ichikawa, Chestal Morgan, Theodore Marquez, James D. Phillips, and Elaine Marie Spitzer, on motion of Assembly Member Wolk; and out of respect to the memory of Sgt. Richard Navarro, on motion of Assembly Member Frommer.

FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JANUARY 19, 2006

The following measures were amended in the Assembly on this day:

AB RN

546 0601310
928 0601292
1244 0600653
1558 0601298

ACR RN

102 0601129

SB RN

1008 0521601

Daily Total: 6

Cumulative Total: 3016

CALIFORNIA LEGISLATURE

2005–06 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, January 23, 2006

ONE HUNDRED THIRTY-SECOND SESSION DAY

FOUR HUNDRED FOURTEENTH 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, January 23, 2006

The Assembly met at 1:04 p.m.
Hon. Leland Y. Yee, 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 Cogdill 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 1:18 p.m., Speaker pro Tempore Yee declared a quorum of the
Assembly present.

The roll call was completed, and the following answered to their
names—73:

Aghazarian	Emmerson	Leslie	Runner
Arambula	Evans	Levine	Ruskin
Baca	Garcia	Lieber	Saldaña
Bass	Goldberg	Lieu	Salinas
Benoit	Hancock	Matthews	Spitzer
Berg	Harman	Maze	Strickland
Bermúdez	Haynes	McCarthy	Torricon
Blakeslee	Horton, Jerome	Montañez	Tran
Canciamilla	Horton, Shirley	Mountjoy	Umberg
Chan	Houston	Mullin	Vargas
Chavez	Huff	Nakanishi	Villines
Chu	Jones	Nation	Walters
Cogdill	Karnette	Nava	Wolk
Cohn	Keene	Negrete McLeod	Wyland
Coto	Klehs	Niello	Yee
Daucher	La Malfa	Oropeza	Mr. Speaker
De La Torre	La Suer	Parra	
DeVore	Laird	Plescia	
Dymally	Leno	Richman	

PRAYER

Upon invitation of Speaker pro Tempore Yee, the following prayer was offered by Assembly Chaplain Father Constantine C. Pappademos:

Lord, We thank You for this beautiful day and we acknowledge that life can be a continuous festival. Despite the inevitable troubles and sufferings, we constantly receive Your gifts, such as righteousness from above. We thank You, Lord, for filling our life with joy, and for the strength within us that comes from that joy. We bless You today, Lord, and we rejoice in Your goodness.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Yee, Assembly Member Maze 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 Cohn, seconded by Assembly Member Cogdill.

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 Bogh.

Due to travel delays: Assembly Members Calderon, Frommer, Koretz, Liu, Pavley, and Ridley-Thomas.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanation of absence was ordered printed in the Journal:

January 20, 2006

*The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Assembly Speaker Núñez,

This letter is a request to be excused from Session on Monday, January 23, 2006 for legislative business.

Thank you for your consideration of this matter.

Sincerely,

RUSS BOGH, Assembly Member
Sixty-fifth District

REPORTS

The following reports were presented by the Chief Clerk:

**Annual Budget and Staffing Report of the
Division of Ratepayer Advocates
(Pursuant to Public Utilities Code Section 309(5)(g))**

Above transmitted report, together with letter of transmittal from Steve Larson, Executive Director, Public Utilities Commission, dated January 11, 2006, referred by the Speaker to the Committee on Utilities and Commerce.

**Senate Bill 960 Section 13 Report and Assembly Bill 1735 Report on
Timely Resolution of Proceedings and
Commissioner Presence at Hearings
(Pursuant to Senate Bill 960, Chapter 856, Statutes of 1996 and
Assembly Bill 1735, Chapter 452, Statutes of 2004)**

Above transmitted report, together with letter of transmittal from Steve Larson, Executive Director, Public Utilities Commission, dated January 13, 2006, referred by the Speaker to the Committee on Utilities and Commerce.

**California Public Utilities Commission Work Plan 2006
(Pursuant to Public Utilities Code Sections 321.6 and 321.7)**

Above transmitted report, together with letter of transmittal from Steve Larson, Executive Director, Public Utilities Commission, dated January 17, 2006, referred by the Speaker to the Committee on Utilities and Commerce.

**Yearly Report
on the State General Obligation Bond Measure for
the School Facility Program
(Pursuant to Government Code Section 16724.4)**

Above report referenced in communication from Ron Joseph, Director, Department of General Services, dated January 11, 2006 stating availability of report at <http://www.legi.dgs.ca.gov/Publications/2006LegislativeReports.htm>.

Referred by the Speaker to the Committee on Banking and Finance.

**Surveys of Local Assessment Procedures
(Pursuant to Government Code Sections 9795 and 15646) from:**

Ramon J. Hirsig, Executive Director, State Board of Equalization, dated January 9, 2006.

Alpine County, Assessment Practices Survey, May 2005;
Butte County, Assessment Practices Survey, June 2005;
Calaveras County, Assessment Practices Survey, December 2005;
Colusa County, Assessment Practices Survey, December 2004;
El Dorado County, Assessment Practices Survey, October 2005;
Glenn County, Assessment Practices Survey, February 2005;
Lassen County, Assessment Practices Survey, December 2005;
Nevada County, Assessment Practices Survey, July 2005;
Placer County, Assessment Practices Survey, December 2004;
Sacramento County, Assessment Practices Survey, June 2005;
San Mateo County, Assessment Practices Survey, September 2005;
Sonoma County, Assessment Practices Survey, July 2005; and
Stanislaus County, Assessment Practices Survey, November 2005.
Referred by the Speaker to the Committee on Local Government.

MESSAGES FROM THE GOVERNOR

The following message from the Governor was received and ordered printed in the Journal:

Governor's Office, Sacramento
January 20, 2006

To the Members of the Assembly:

Assembly Bill 132, in my opinion, constitutes an emergency bill within the meaning of that term as used in Section 12 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

I, therefore, recommend consideration of Assembly Bill 132 as an emergency measure.

Sincerely,

ARNOLD SCHWARZENEGGER

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bills were referred to committee:

Assembly

<i>Bill No.</i>	<i>Committee</i>
1778 -----	Ed. and V.A.
1790 -----	Ed. and Agri.
1791 -----	Pub. S.
1792 -----	Pub. S.
1793 -----	B. & P.
1794 -----	B. & F. and L. Gov
1795 -----	Hum. S.
1796 -----	B. & P.
1797 -----	P.E., R. & S.S. and Appr.
1799 -----	E. & R.
1800 -----	Budget

Senate Concurrent

<i>Resolution No.</i>	<i>Committee</i>
64 -----	Rls.
65 -----	Rls.
66 -----	Trans.
71 -----	Rls.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 20, 2006

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 132

And reports the same correctly enrolled, and presented to the Governor on the 20th day of January, 2006, at 9:30 a.m.

E.DOTSON WILSON, Chief Clerk

Assembly Chamber, January 23, 2006

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 102

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

Assembly Chamber, January 23, 2006

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 928

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered returned to second reading file.

Assembly Chamber, January 23, 2006

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 546

Assembly Bill No. 1244

Assembly Bill No. 1558

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading file.

Assembly Chamber, January 23, 2006

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 630

Assembly Bill No. 1268

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading file.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committees were permitted to meet:

Select Committee on Mobilehomes to convene jointly with Housing and Community Development and the Senate Select Committee on Mobilehomes, on Wednesday, January 25, 2006, at 2 p.m., in Room 112;
Elections and Redistricting, on Thursday, January 26, 2005, at 9 a.m.;
Judiciary, on Wednesday, February 1, 2006, at 9 a.m., in Room 4202;
Higher Education, on Wednesday, February 1, 2006, at 9:30 a.m.;
Transportation, on Wednesday, February 1, 2006, at 1 p.m.;
Joint Legislative Audit Committee, on Wednesday, February 15, 2006.

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:

Assembly Bills Nos. 72 and 966, and Senate Bills Nos. 912 and 832, on request of Assembly Member Cohn.

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. 1129 to the Committee on Elections and Redistricting.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Cohn announced her intention to request that Assembly Bills Nos. 977, 289, 1237 and 1029 be removed from the inactive file.

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:

Assembly Bill No. 425, on request of Assembly Member Cohn.

CONSIDERATION OF DAILY FILE**ASSEMBLY BILLS RETURNED TO SECOND READING FILE
PURSUANT TO THE RULES**

Pursuant to the Assembly Rules, the following Assembly bill was this day on the second reading file:

Assembly Bill No. 928, ordered to third reading.

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 674—An act to amend Sections 60036, 60037, 60501, 60502, 60503, 60503.1, 60503.2, and 60508.2 of the Revenue and Taxation Code, relating to taxation.

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.

ASSEMBLY BILL NO. 1418—An act to add Article 1.5 (commencing with Section 7063) to Chapter 8 of Part 1 of Division 2 of, and to add Article 9 (commencing with Section 19195) to Chapter 4 of Part 10.2 of Division 2 of, the Revenue and Taxation Code, relating to taxation.

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.

ASSEMBLY BILL NO. 1708—An act to add Section 19822.1 to the Government Code, relating to state employees.

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.

ASSEMBLY BILL NO. 307—An act to amend Section 51871.5 of the Education Code, relating to education technology.

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.

ASSEMBLY BILL NO. 1147—An act to amend Section 11018 of, and to add Section 11018.5 to, the Health and Safety Code, relating to industrial hemp.

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.

ASSEMBLY BILL NO. 1226—An act to amend Sections 104190, 104192, and 104193 of, and to repeal and add Section 104191 of, the Health and Safety Code, relating to Lyme disease.

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.

ASSEMBLY BILL NO. 1561—An act to add Section 1770.5 to the Government Code, relating to state boards and commissions.

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.

ASSEMBLY BILL NO. 759—An act to amend Sections 17204, 17206, and 17207 of the Business and Professions Code, relating to unfair competition.

Bill read second time; amendments proposed by the Committee on Judiciary read and adopted; bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 450—An act to add Section 8608 to the Government Code, relating to disaster preparedness.

Bill read second time; amendments proposed by the Committee on Governmental Organization read and adopted; bill ordered reprinted and to be re-referred to the Committee on Appropriations.

ASSEMBLY BILL NO. 673—An act to add and repeal Article 7.5 (commencing with Section 19188) of Chapter 4 of Part 10.2 of Division 2 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1072—An act to add Article 3.5 (commencing with Section 66024.5) to Chapter 2 of Part 40 of, and to add an article heading immediately preceding Section 66025.6 of, the Education Code, relating to public postsecondary education.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1111—An act to add Chapter 3 (commencing with Section 430) to Part 1 of Division 1 of the Health and Safety Code, relating to health care coverage.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1532—An act to add Article 8 (commencing with Section 69441) to Chapter 1.7 of Part 42 of the Education Code, relating to postsecondary education.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 50—An act to amend Sections 209, 272, 288, 311.2, 311.4, 311.9, 626.8, 667.61, 3000, 3001, and 3005 of, and to add Sections 626.75, 3006, 3053.6, 3053.7, 3072, and 13887.5 to, the Penal Code, relating to crimes 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.

ASSEMBLY BILL NO. 158—An act to add and repeal Section 7711.5 of the Public Utilities Code, relating to railroads.

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.

ASSEMBLY BILL NO. 470—An act to add Section 14011.95 to the Welfare and Institutions Code, relating to Medi-Cal.

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.

ASSEMBLY BILL NO. 525—An act to add Section 12698.02 to the Insurance Code, and to amend Section 14005.30 of, and to add Section 14148.033 to, the Welfare and Institutions Code, relating to health care.

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.

ASSEMBLY BILL NO. 606—An act to add Article 5.5 (commencing with Section 234) to Chapter 2 of Part 1 of, and to repeal Section 241 of, the Education Code, relating to discrimination.

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.

ASSEMBLY BILL NO. 770—An act to amend Section 11504 of the Business and Professions Code, and to amend Sections 1369.510 and 1373 of, to add Section 1363.7 to, and to add Chapter 11 (commencing with Section 1380.010) to Title 6 of Part 4 of Division 2 of, the Civil Code, relating to common interest developments, 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.

ASSEMBLY BILL NO. 839—An act to add Article 17 (commencing with Section 19985) to Chapter 5 of Division 8 of the Business and Professions Code, relating to gambling.

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.

ASSEMBLY BILL NO. 840—An act to amend Sections 69433.9, 69436, and 69517.5 of the Education Code, relating to student financial aid.

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.

ASSEMBLY BILL NO. 874—An act to add Chapter 5 (commencing with Section 3860) to Part 2 of Division 4 of the Fish and Game Code, relating to wildlife.

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.

ASSEMBLY BILL NO. 912—An act to add and repeal Section 17053.59 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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.

ASSEMBLY BILL NO. 926—An act to amend Sections 11831.5, 11834.01, 11834.02, 11834.09, 11834.10, 11834.15, 11834.17, 11834.18, 11834.20, 11834.21, 11834.22, 11834.23, 11834.24, 11834.25, 11834.26, 11834.30, 11834.31, 11834.32, 11834.36, and 11834.50 of, to add Sections 11834.04 and 11834.11 to, and to repeal and add Section 11834.16 of, the Health and Safety Code, relating to substance abuse.

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.

ASSEMBLY BILL NO. 1020—An act to add Chapter 2.68 (commencing with Section 65089.60) to Division 1 of Title 7 of the Government Code, relating to planning.

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.

ASSEMBLY BILL NO. 1056—An act to add and repeal Section 60605.4 to the Education Code, relating to public school curriculum.

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.

ASSEMBLY BILL NO. 1231—An act to add Section 40866 to the Health and Safety Code, relating to air pollution.

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.

ASSEMBLY BILL NO. 1282—An act to amend Sections 17052.17, 17052.18, 23617, and 23617.5 of the Revenue and Taxation Code, relating to taxation, 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.

ASSEMBLY BILL NO. 1315—An act to amend Section 69435 of the Education Code, relating to student financial aid.

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.

ASSEMBLY BILL NO. 1402—An act to amend Section 84207 of, and to add Article 1.5 (commencing with Section 84730) to Chapter 5 of Part 50 of, the Education Code, relating to community colleges, 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.

ASSEMBLY BILL NO. 1476—An act to amend Section 103885 of the Health and Safety Code, relating to cancer registry.

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.

SECOND READING OF SENATE BILLS

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; 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. 517—An act to add Sections 60851.1, 60852.7, and 60852.8 to the Education code, relating to pupil assessment.

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.

RECESS

By unanimous consent, at 1:25 p.m., Speaker pro Tempore Yee declared the Assembly recessed to permit the introduction of special guests.

Assembly Member McCarthy introduced and presented resolutions to CIF—Southern Section Division VIII Champions, Burroughs High School football team, of Ridgcrest. The team was represented by Ernie Bell, Principal, Bryan Auld, Assistant Principal, Jeff Steinberg, Head Coach, Chad Stoner, Assistant Coach, Isaac Graham, Captain, David La Fromboise, Captain, Ron Marker, Captain, and Shawn Parker, Captain; and Central Section Division II Champions, West High School football team, of Bakersfield. The team was represented by Dean McGee, Principal, Rich Conford, Head Coach, Daron Mackey, Captain, Gary Sumlin, Captain, Cartez Donald, Captain, and Cory Schuessler, Captain.

RECONVENED

At 1:28 p.m., the Assembly reconvened.

Hon. Leland Y. Yee, Speaker pro Tempore of the Assembly, presiding.

BILLS RETURNED TO UNFINISHED BUSINESS FILE

Pursuant to Assembly Rule 78, the following bill was withdrawn from the inactive file, and placed upon the unfinished business file:

Assembly Bill No. 390, on request of Assembly Member Cohn.

CONSIDERATION OF DAILY FILE (RESUMED)**UNFINISHED BUSINESS (RESUMED)****MOTIONS TO RECONSIDER BILLS CONTINUED**

By unanimous consent, the motions to reconsider the votes on Assembly Bills Nos. 6, 715, and 791 and Senate Bills Nos. 51, 109, and 646 and Senate Joint Resolution No. 10 were continued until the next legislative day.

THIRD READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 1568 (Torrico)—An act to amend Section 31528 of the Government Code, relating to county employees' retirement.

Bill read third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Torrico moved a call of the Assembly.

Motion carried. Time, 1:29 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 802 (Wolk)—An act to amend Section 65302 of the Government Code, relating to local planning.

Bill read third time.

Motion to Amend

Assembly Member Wolk moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—39

Arambula	De La Torre	Levine	Ruskin
Baca	Dymally	Lieber	Saldaña
Bass	Evans	Lieu	Salinas
Berg	Goldberg	Montañez	Torrico
Bermúdez	Hancock	Mullin	Umberg
Canciamilla	Jones	Nation	Vargas
Chan	Karnette	Nava	Wolk
Chavez	Kleh	Negrete McLeod	Yee
Chu	Laird	Oropeza	Mr. Speaker
Coto	Leno	Parra	

NOES—31

Aghazarian	Harman	Leslie	Runner
Benoit	Haynes	Maze	Spitzer
Blakeslee	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	

Bill ordered reprinted and ordered returned to the third reading file.

ASSEMBLY BILL NO. 1244 (Wolk)—An act to amend Sections 79401, 79402, 79403.5, 79412, 79415, 79420, 79421, 79440, 79450, 79452, 79460 and 79475 of, to amend and repeal Sections 79420, 79423, 79453, and 79455 of, to add Sections 79472 and 79473 to, and to repeal Sections 79406 and 79422 of, the Water Code, relating to water.

Bill read third time, and passed by the following vote:

AYES—65

Aghazarian	DeVore	Leno	Richman
Arambula	Dymally	Levine	Runner
Baca	Emmerson	Lieber	Ruskin
Bass	Evans	Lieu	Saldaña
Benoit	Garcia	Matthews	Salinas
Berg	Goldberg	McCarthy	Torrico
Bermúdez	Hancock	Montañez	Tran
Blakeslee	Harman	Mountjoy	Umberg
Canciamilla	Horton, Jerome	Mullin	Vargas
Chan	Horton, Shirley	Nakanishi	Villines
Chavez	Houston	Nation	Wolk
Chu	Huff	Nava	Wyland
Cogdill	Jones	Negrete McLeod	Yee
Cohn	Karnette	Niello	Mr. Speaker
Coto	Kleh	Oropeza	
Daucher	La Malfa	Parra	
De La Torre	Laird	Plescia	

NOES—7

Haynes	Leslie	Spitzer	Walters
La Suer	Maze	Strickland	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 768 (Nation)—An act to add Section 54.9 to the Civil Code, relating to touch-screen devices.

Bill read third time.

Motion to Amend

Assembly Member Nation moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—39

Arambula	De La Torre	Levine	Ruskin
Baca	Dymally	Lieber	Saldaña
Bass	Evans	Lieu	Salinas
Berg	Goldberg	Montañez	Torrico
Bermúdez	Hancock	Mullin	Umberg
Canciamilla	Jones	Nation	Vargas
Chan	Karnette	Nava	Wolk
Chavez	Klehs	Negrete McLeod	Yee
Chu	Laird	Oropeza	Mr. Speaker
Coto	Leno	Parra	

NOES—31

Aghazarian	Harman	Leslie	Runner
Benoit	Haynes	Maze	Spitzer
Blakeslee	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	

Bill ordered reprinted, and ordered returned to the third reading file.

ASSEMBLY BILL NO. 546 (Garcia)—An act to add Section 8314.5 to the Government Code, relating to state computers.

Bill read third time, and passed by the following vote:

AYES—73

Aghazarian	Emmerson	Leslie	Runner
Arambula	Evans	Levine	Ruskin
Baca	Garcia	Lieber	Saldaña
Bass	Goldberg	Lieu	Salinas
Benoit	Hancock	Matthews	Spitzer
Berg	Harman	Maze	Strickland
Bermúdez	Haynes	McCarthy	Torrico
Blakeslee	Horton, Jerome	Montañez	Tran
Canciamilla	Horton, Shirley	Mountjoy	Umberg
Chan	Houston	Mullin	Vargas
Chavez	Huff	Nakanishi	Villines
Chu	Jones	Nation	Walters
Cogdill	Karnette	Nava	Wolk
Cohn	Keene	Negrete McLeod	Wyland
Coto	Klehs	Niello	Yee
Daucher	La Malfa	Oropeza	Mr. Speaker
De La Torre	La Suer	Parra	
DeVore	Laird	Plescia	
Dymally	Leno	Richman	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 96 (Cohn)—An act to add Section 3005.5 to the Penal Code, relating to parole.

Bill read third time, and passed by the following vote:

AYES—72

Aghazarian	Dymally	Leno	Plescia
Arambula	Emmerson	Leslie	Richman
Baca	Evans	Levine	Runner
Bass	Garcia	Lieber	Ruskin
Benoit	Goldberg	Lieu	Saldaña
Berg	Hancock	Matthews	Salinas
Bermúdez	Harman	Maze	Spitzer
Blakeslee	Horton, Jerome	McCarthy	Strickland
Canciamilla	Horton, Shirley	Montañez	Torrico
Chan	Houston	Mountjoy	Tran
Chavez	Huff	Mullin	Umberg
Chu	Jones	Nakanishi	Vargas
Cogdill	Karnette	Nation	Villines
Cohn	Keene	Nava	Walters
Coto	Klehs	Negrete McLeod	Wolk
Daucher	La Malfa	Niello	Wyland
De La Torre	La Suer	Oropeza	Yee
DeVore	Laird	Parra	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 103 (Cohn)—An act to add Section 32282.5 to the Education Code, relating to pupil safety.

Bill read third time, and passed by the following vote:

AYES—73

Aghazarian	Emmerson	Leslie	Runner
Arambula	Evans	Levine	Ruskin
Baca	Garcia	Lieber	Saldaña
Bass	Goldberg	Lieu	Salinas
Benoit	Hancock	Matthews	Spitzer
Berg	Harman	Maze	Strickland
Bermúdez	Haynes	McCarthy	Torrico
Blakeslee	Horton, Jerome	Montañez	Tran
Canciamilla	Horton, Shirley	Mountjoy	Umberg
Chan	Houston	Mullin	Vargas
Chavez	Huff	Nakanishi	Villines
Chu	Jones	Nation	Walters
Cogdill	Karnette	Nava	Wolk
Cohn	Keene	Negrete McLeod	Wyland
Coto	Klehs	Niello	Yee
Daucher	La Malfa	Oropeza	Mr. Speaker
De La Torre	La Suer	Parra	
DeVore	Laird	Plescia	
Dymally	Leno	Richman	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 167 (Cohn)—An act to amend Section 653m of the Penal Code, relating to crime.

Bill read third time, and passed by the following vote:

AYES—73

Aghazarian	Emmerson	Leslie	Runner
Arambula	Evans	Levine	Ruskin
Baca	Garcia	Lieber	Saldaña
Bass	Goldberg	Lieu	Salinas
Benoit	Hancock	Matthews	Spitzer
Berg	Harman	Maze	Strickland
Bermúdez	Haynes	McCarthy	Torrico
Blakeslee	Horton, Jerome	Montañez	Tran
Canciamilla	Horton, Shirley	Mountjoy	Umberg
Chan	Houston	Mullin	Vargas
Chavez	Huff	Nakanishi	Villines
Chu	Jones	Nation	Walters
Cogdill	Karnette	Nava	Wolk
Cohn	Keene	Negrete McLeod	Wyland
Coto	Klehs	Niello	Yee
Daucher	La Malfa	Oropeza	Mr. Speaker
De La Torre	La Suer	Parra	
DeVore	Laird	Plescia	
Dymally	Leno	Richman	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 827 (Goldberg)—An act to amend Section 94831 of the Education Code, relating to private postsecondary education.

Bill read third time, and passed by the following vote:

AYES—56

Aghazarian	Dymally	Levine	Richman
Arambula	Emmerson	Lieber	Runner
Baca	Evans	Lieu	Ruskin
Bass	Garcia	Matthews	Saldaña
Berg	Goldberg	McCarthy	Salinas
Bermúdez	Hancock	Montañez	Spitzer
Canciamilla	Horton, Jerome	Mullin	Torrico
Chan	Horton, Shirley	Nakanishi	Tran
Chavez	Houston	Nation	Umberg
Chu	Jones	Nava	Vargas
Cohn	Karnette	Negrete McLeod	Wolk
Coto	Klehs	Niello	Wyland
Daucher	Laird	Oropeza	Yee
De La Torre	Leno	Parra	Mr. Speaker

NOES—15

Benoit	Haynes	Leslie	Strickland
Blakeslee	Keene	Maze	Villines
Cogdill	La Malfa	Mountjoy	Walters
DeVore	La Suer	Plescia	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 827: Assembly Member Maze from “Aye” to “No”.

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1112 (Cohn)—An act to amend Section 22511.5 of the Vehicle Code, relating to vehicles.

Bill read third time, and passed by the following vote:

AYES—69

Aghazarian	Dymally	Leno	Runner
Arambula	Emmerson	Levine	Ruskin
Baca	Evans	Lieber	Saldaña
Bass	Garcia	Lieu	Salinas
Benoit	Goldberg	Matthews	Spitzer
Berg	Hancock	Maze	Strickland
Bermúdez	Harman	McCarthy	Torrice
Blakeslee	Haynes	Montañez	Umberg
Canciamilla	Horton, Jerome	Mountjoy	Vargas
Chan	Horton, Shirley	Mullin	Villines
Chavez	Houston	Nakanishi	Walters
Chu	Jones	Nation	Wolk
Cogdill	Karnette	Nava	Wyland
Cohn	Keene	Negrete McLeod	Yee
Coto	Klehs	Oropeza	Mr. Speaker
Daucher	La Malfa	Parra	
De La Torre	La Suer	Plescia	
DeVore	Laird	Richman	

NOES—1

Niello

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1469 (Negrete McLeod)—An act to add Article 1.5 (commencing with Section 18606.1) to Chapter 5 of Part 2.1 of Division 13 of the Health and Safety Code, relating to mobilehome parks.

Bill read third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Negrete McLeod moved a call of the Assembly.

Motion carried. Time, 1:47 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 105 (Cohn)—An act to amend Section 13957 of the Government Code, relating to victims' compensation.

Bill read third time, and passed by the following vote:

AYES—72

Aghazarian	Dymally	Laird	Parra
Arambula	Emmerson	Leno	Plescia
Baca	Evans	Leslie	Richman
Bass	Garcia	Levine	Runner
Benoit	Goldberg	Lieber	Ruskin
Berg	Hancock	Lieu	Saldaña
Bermúdez	Harman	Matthews	Salinas
Blakeslee	Haynes	Maze	Spitzer
Canciamilla	Horton, Jerome	McCarthy	Strickland
Chan	Horton, Shirley	Montañez	Tran
Chavez	Houston	Mountjoy	Umberg
Chu	Huff	Mullin	Vargas
Cogdill	Jones	Nakanishi	Villines
Cohn	Karnette	Nation	Walters
Coto	Keene	Nava	Wolk
Daucher	Klehns	Negrete McLeod	Wyland
De La Torre	La Malfa	Niello	Yee
DeVore	La Suer	Oropeza	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 633 (Benoit)—An act to amend Sections 1596.859, 1596.8595, 1596.8895, and 1597.05 of the Health and Safety Code, relating to child day care facilities.

Bill read third time, and passed by the following vote:

AYES—72

Aghazarian	Dymally	Laird	Parra
Arambula	Emmerson	Leno	Plescia
Baca	Evans	Leslie	Richman
Bass	Garcia	Levine	Runner
Benoit	Goldberg	Lieber	Ruskin
Berg	Hancock	Lieu	Saldaña
Bermúdez	Harman	Matthews	Salinas
Blakeslee	Haynes	Maze	Spitzer
Canciamilla	Horton, Jerome	McCarthy	Strickland
Chan	Horton, Shirley	Montañez	Tran
Chavez	Houston	Mountjoy	Umberg
Chu	Huff	Mullin	Vargas
Cogdill	Jones	Nakanishi	Villines
Cohn	Karnette	Nation	Walters
Coto	Keene	Nava	Wolk
Daucher	Klehns	Negrete McLeod	Wyland
De La Torre	La Malfa	Niello	Yee
DeVore	La Suer	Oropeza	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 798 (Wolk)—An act to amend Sections 12986 and 12987.5 of the Water Code, relating to water.

Bill read third time, and passed by the following vote:

AYES—73

Aghazarian	Emmerson	Leslie	Runner
Arambula	Evans	Levine	Ruskin
Baca	Garcia	Lieber	Saldaña
Bass	Goldberg	Lieu	Salinas
Benoit	Hancock	Matthews	Spitzer
Berg	Harman	Maze	Strickland
Bermúdez	Haynes	McCarthy	Torrico
Blakeslee	Horton, Jerome	Montañez	Tran
Canciamilla	Horton, Shirley	Mountjoy	Umberg
Chan	Houston	Mullin	Vargas
Chavez	Huff	Nakanishi	Villines
Chu	Jones	Nation	Walters
Cogdill	Karnette	Nava	Wolk
Cohn	Keene	Negrete McLeod	Wyland
Coto	Kleh	Niello	Yee
Daucher	La Malfa	Oropeza	Mr. Speaker
De La Torre	La Suer	Parra	
DeVore	Laird	Plescia	
Dymally	Leno	Richman	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 861 (Bass)—An act to amend Section 7403 of, and to add Sections 7308 and 7396.5 to, the Business and Professions Code, relating to barbering and cosmetology.

Bill read third time, and passed by the following vote:

AYES—72

Aghazarian	Dymally	Laird	Plescia
Arambula	Emmerson	Leno	Richman
Baca	Evans	Leslie	Runner
Bass	Garcia	Levine	Ruskin
Benoit	Goldberg	Lieu	Saldaña
Berg	Hancock	Matthews	Salinas
Bermúdez	Harman	Maze	Spitzer
Blakeslee	Haynes	McCarthy	Strickland
Canciamilla	Horton, Jerome	Montañez	Torrico
Chan	Horton, Shirley	Mountjoy	Tran
Chavez	Houston	Mullin	Umberg
Chu	Huff	Nakanishi	Vargas
Cogdill	Jones	Nation	Villines
Cohn	Karnette	Nava	Walters
Coto	Keene	Negrete McLeod	Wolk
Daucher	Kleh	Niello	Wyland
De La Torre	La Malfa	Oropeza	Yee
DeVore	La Suer	Parra	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 984 (Laird)—An act to add Part 11 (commencing with Section 12999) to Division 6 of the Water Code, relating to water.

Bill read third time, and passed by the following vote:

AYES—73

Aghazarian	Emmerson	Leslie	Runner
Arambula	Evans	Levine	Ruskin
Baca	Garcia	Lieber	Saldaña
Bass	Goldberg	Lieu	Salinas
Benoit	Hancock	Matthews	Spitzer
Berg	Harman	Maze	Strickland
Bermúdez	Haynes	McCarthy	Torrico
Blakeslee	Horton, Jerome	Montañez	Tran
Canciamilla	Horton, Shirley	Mountjoy	Umberg
Chan	Houston	Mullin	Vargas
Chavez	Huff	Nakanishi	Villines
Chu	Jones	Nation	Walters
Cogdill	Karnette	Nava	Wolk
Cohn	Keene	Negrete McLeod	Wyland
Coto	Klehs	Niello	Yee
Daucher	La Malfa	Oropeza	Mr. Speaker
De La Torre	La Suer	Parra	
DeVore	Laird	Plescia	
Dymally	Leno	Richman	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1483 (Arambula)—An act to amend Section 60810 of the Education Code, relating to pupil testing.

Bill read third time, and passed by the following vote:

AYES—71

Aghazarian	Evans	Leslie	Richman
Arambula	Garcia	Levine	Runner
Baca	Goldberg	Lieber	Ruskin
Benoit	Hancock	Lieu	Saldaña
Berg	Harman	Matthews	Salinas
Bermúdez	Haynes	Maze	Spitzer
Blakeslee	Horton, Jerome	McCarthy	Strickland
Canciamilla	Horton, Shirley	Montañez	Torrico
Chan	Houston	Mountjoy	Tran
Chavez	Huff	Mullin	Umberg
Chu	Jones	Nakanishi	Vargas
Cogdill	Karnette	Nation	Villines
Coto	Keene	Nava	Walters
Daucher	Klehs	Negrete McLeod	Wolk
De La Torre	La Malfa	Niello	Wyland
DeVore	La Suer	Oropeza	Yee
Dymally	Laird	Parra	Mr. Speaker
Emmerson	Leno	Plescia	

NOES—None

Bill ordered transmitted to the Senate.

At 1:59 p.m., Assistant Speaker pro Tempore Sally Lieber, 22nd District, presiding

ASSEMBLY BILL NO. 1430 (Goldberg)—An act to amend Section 39607.5 of the Health and Safety Code, relating to air resources.

Bill read third time.

Motion to Amend

Assembly Member Goldberg moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—38

Arambula	De La Torre	Leno	Saldaña
Baca	Dymally	Levine	Salinas
Bass	Evans	Lieber	Torrico
Berg	Goldberg	Lieu	Umberg
Bermúdez	Hancock	Montañez	Vargas
Canciamilla	Horton, Jerome	Mullin	Wolk
Chan	Jones	Nation	Yee
Chavez	Karnette	Nava	Mr. Speaker
Chu	Klehs	Oropeza	
Coto	Laird	Ruskin	

NOES—31

Aghazarian	Harman	Leslie	Runner
Benoit	Haynes	Maze	Spitzer
Blakeslee	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	

Bill ordered reprinted, and ordered returned to the third reading file.

ASSEMBLY BILL NO. 411 (Yee)—An act to amend Sections 4107, 7107, and 10262.5 of the Public Contract Code, relating to public contracts.

Bill read third time, and passed by the following vote:

AYES—48

Arambula	De La Torre	Klehs	Oropeza
Baca	Dymally	Laird	Parra
Bass	Evans	Leno	Richman
Berg	Goldberg	Levine	Ruskin
Bermúdez	Hancock	Lieber	Salinas
Blakeslee	Harman	Lieu	Torrico
Canciamilla	Horton, Jerome	Matthews	Tran
Chan	Horton, Shirley	Montañez	Umberg
Chavez	Huff	Mullin	Vargas
Chu	Jones	Nation	Wolk
Cohn	Karnette	Nava	Yee
Coto	Keene	Negrete McLeod	Mr. Speaker

NOES—22

Aghazarian	Haynes	Mountjoy	Strickland
Benoit	Houston	Nakanishi	Villines
Daucher	La Malfa	Niello	Walters
DeVore	La Suer	Plescia	Wyland
Emmerson	Leslie	Runner	
Garcia	McCarthy	Spitzer	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 469 (Yee)—An act to amend Section 49531.1 of the Education Code, relating to pupils.

Bill read third time, and passed by the following vote:

AYES—65

Aghazarian	Emmerson	Lieber	Ruskin
Arambula	Evans	Lieu	Saldaña
Baca	Garcia	Matthews	Salinas
Bass	Goldberg	McCarthy	Spitzer
Benoit	Hancock	Montañez	Torrico
Berg	Harman	Mountjoy	Tran
Bermúdez	Horton, Jerome	Mullin	Umberg
Blakeslee	Horton, Shirley	Nakanishi	Vargas
Canciamilla	Houston	Nation	Villines
Chan	Huff	Nava	Walters
Chavez	Jones	Negrete McLeod	Wolk
Chu	Karnette	Niello	Wyland
Cohn	Keene	Oropeza	Yee
Coto	Klehs	Parra	Mr. Speaker
Daucher	Laird	Plescia	
De La Torre	Leno	Richman	
Dymally	Levine	Runner	

NOES—7

DeVore	La Malfa	Leslie	Strickland
Haynes	La Suer	Maze	

Bill ordered transmitted to the Senate.

At 2:02 p.m., Speaker pro Tempore Leland Y. Yee, 12th District, presiding

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 1568**

At 2:03 p.m., on motion of Assembly Member Torrico, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 1568 passed by the following vote:

AYES—48

Arambula	De La Torre	Leslie	Plescia
Baca	Dymally	Levine	Ruskin
Bass	Evans	Lieber	Saldaña
Berg	Garcia	Lieu	Salinas
Bermúdez	Goldberg	Matthews	Spitzer
Blakeslee	Hancock	Montañez	Torrico
Canciamilla	Horton, Jerome	Mullin	Umberg
Chan	Jones	Nation	Vargas
Chavez	Karnette	Nava	Wolk
Chu	Klehs	Negrete McLeod	Wyland
Cohn	Laird	Oropeza	Yee
Coto	Leno	Parra	Mr. Speaker

NOES—25

Aghazarian	Haynes	Maze	Strickland
Benoit	Horton, Shirley	McCarthy	Tran
Cogdill	Houston	Mountjoy	Villines
Daucher	Huff	Nakanishi	Walters
DeVore	Keene	Niello	
Emmerson	La Malfa	Richman	
Harman	La Suer	Runner	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1568: Assembly Member Wyland from “No” to “Aye”.

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 1469**

At 2:04 p.m., on motion of Assembly Member Negrete McLeod, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

**Record Expunged and Action Rescinded on
Assembly Bill No. 1469**

Assembly Member Negrete McLeod was granted unanimous consent that the record be expunged and the action rescinded whereby a roll call vote was taken on this day on Assembly Bill No. 1469, and that the bill be passed on file, to retain its place on file.

CONSIDERATION OF SENATE BILL NO. 517 BY UNANIMOUS CONSENT

Assembly Member Bass was granted unanimous consent to take up Senate Bill No. 517 without reference to file, for purpose of consideration.

SENATE BILL NO. 517 (Romero)—An act to amend Section 60851 of, and to add and repeal Section 60852.3 of, the Education Code, relating to pupil assessment, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Bass.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—70

Aghazarian	Evans	Levine	Runner
Arambula	Garcia	Lieber	Ruskin
Baca	Goldberg	Lieu	Saldaña
Bass	Hancock	Matthews	Salinas
Berg	Harman	Maze	Spitzer
Bermúdez	Horton, Jerome	McCarthy	Strickland
Blakeslee	Horton, Shirley	Montañez	Torrico
Canciamilla	Houston	Mountjoy	Tran
Chan	Huff	Mullin	Umberg
Chavez	Jones	Nakanishi	Vargas
Chu	Karnette	Nation	Villines
Cohn	Keene	Nava	Walters
Coto	Klehs	Negrete McLeod	Wolk
Daucher	La Malfa	Niello	Wyland
De La Torre	La Suer	Oropeza	Yee
DeVore	Laird	Parra	Mr. Speaker
Dymally	Leno	Plescia	
Emmerson	Leslie	Richman	

NOES—1

Haynes

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—70

Aghazarian	Evans	Levine	Runner
Arambula	Garcia	Lieber	Ruskin
Baca	Goldberg	Lieu	Saldafia
Bass	Hancock	Matthews	Salinas
Berg	Harman	Maze	Spitzer
Bermúdez	Horton, Jerome	McCarthy	Strickland
Blakeslee	Horton, Shirley	Montañez	Torrico
Canciamilla	Houston	Mountjoy	Tran
Chan	Huff	Mullin	Umberg
Chavez	Jones	Nakanishi	Vargas
Chu	Karnette	Nation	Villines
Cohn	Keene	Nava	Walters
Coto	Klehs	Negrete McLeod	Wolk
Daucher	La Malfa	Niello	Wyland
De La Torre	La Suer	Oropeza	Yee
DeVore	Laird	Parra	Mr. Speaker
Dymally	Leno	Plescia	
Emmerson	Leslie	Richman	

NOES—1

Haynes

Bill ordered transmitted to the Senate immediately.

ANNOUNCEMENTS

Speaker pro Tempore Yee announced the following session schedule:

Tuesday, January 24, 2006, Check-in Session, 7 a.m.–3 p.m.;

Wednesday, January 25, 2006, Check-in Session, 7 a.m.–3 p.m.;

Thursday, January 26, 2006, Floor Session, 9:30 a.m.–6 p.m.

Speaker pro Tempore Yee announced that Wednesday, January 25, by 5 p.m., is the last day to submit amendments to the Desk if an author intends to amend by the January 26 amendment deadline. Thursday, January 26 is the last day to amend Assembly Bills on the Floor, prior to January 31, and the last day to notice intent to remove an Assembly bill from the Inactive File to be returned to third reading on January 31.

ADJOURN IN MEMORY

Assembly Members Hancock and Canciamilla were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Jean B. Siri, of El Cerrito.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Keene was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Kennon Shea, of Quincy.

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 Louise Elizabeth Hammes and Mary Monica Neville, of Davis; Sadye Peterson, of Dixon; Johnnie Ruth Wiley, of Fairfield; Dola Faye Parker, Jeanne G. Tolentino, Alice May Weatherwax, and Joseph E. Wood, of Vacaville; John Rudolf Buchholz, Cherie N. Foucheaux, Belmira Pires, and Dick Arlan Tyrell, of Woodland.

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. 802, Wolk Amendments: Bermúdez, Chu, Levine, and Montañez—Aye; Daucher, Garcia, Shirley Horton, Houston, Nakanishi, Strickland, and Wyland—No.

Assembly Bill No. 1244: Aghazarian, Bermúdez, Chavez, Coto, Garcia, Levine, Montañez, Mountjoy, Nakanishi, Torrico, and Wyland—Aye; La Suer and Strickland—No.

Assembly Bill No. 768, Nation Amendments: Bermúdez and Montañez—Aye; Garcia, Nakanishi, and Strickland—No.

Assembly Bill No. 546: Bermúdez, Chavez, Chu, De La Torre, Jones, Montañez, Nakanishi, Strickland, and Torrico—Aye.

Assembly Bill No. 96: Bermúdez, Montañez, Nakanishi, Nation, and Strickland—Aye.

Assembly Bill No. 103: Bermúdez, Daucher, Montañez, Nakanishi, Nava, Strickland, and Wolk—Aye.

Assembly Bill No. 167: Bermúdez, Huff, Montañez, Nakanishi, Nation, and Strickland—Aye.

Assembly Bill No. 827: Aghazarian, Bermúdez, Daucher, De La Torre, Evans, Shirley Horton, Houston, McCarthy, Niello, Spitzer, and Wyland—Aye; Keene, Plescia, Strickland, and Villines—No.

Assembly Bill No. 1112: Baca, Bermúdez, Blakeslee, Daucher, La Malfa, Nation, and Strickland—Aye; Niello—No.

Assembly Bill No. 105: Bermúdez, Canciamilla, La Suer, Levine, Montañez, Nakanishi, and Strickland—Aye.

Assembly Bill No. 633: Bermúdez, Canciamilla, Cohn, Levine, and Strickland—Aye.

Assembly Bill No. 798: Canciamilla, Garcia, Keene, La Suer, and Strickland—Aye.

Assembly Bill No. 861: Canciamilla, Garcia, La Suer, Plescia, and Strickland—Aye.

Assembly Bill No. 984: Garcia, Plescia, and Strickland—Aye.

Assembly Bill No. 1483: Garcia, Plescia, Runner, and Strickland—Aye.

Assembly Bill No. 1430, Goldberg Amendments: Garcia, Plescia, and Strickland—No.

Assembly Bill No. 411: Blakeslee, Shirley Horton, and Richman—Aye; Benoit, Daucher, Garcia, Mountjoy, Plescia, and Strickland—No.

Assembly Bill No. 469: Aghazarian, Garcia, Mountjoy, and Plescia—Aye; Strickland—No.

Assembly Bill No. 1568: Garcia, Plescia, and Spitzer—Aye; Runner and Strickland—No.

Senate Bill No. 517 and Urgency: Strickland—Aye.

MOTION TO ADJOURN

At 2:12 p.m., Assembly Member Vargas moved that the Assembly do now adjourn.

Assembly Member Cogdill seconded the motion.

REMARKS ON CONDITION OF THE FILE

Assembly Member Mullin arose to speak on the condition of the file.

FURTHER CONSIDERATION OF MOTION TO ADJOURN

The question being on the motion of Assembly Member Vargas that the Assembly adjourn.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 2:15 p.m., Speaker pro Tempore Yee declared the quorum call of the Assembly dispensed with.

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 1881—Laird. An act to amend Sections 65591.2 and 65591.5 of, and to repeal Section 65593 of, the Government Code, relating to water conservation.

ASSEMBLY BILL NO. 1882—Frommer. An act to amend Sections 830.1 and 830.33 of the Penal Code, relating to peace officers.

ASSEMBLY BILL NO. 1883—De La Torre. An act to amend Sections 11751.1 and 11751.5 of, and to add Section 11752.75 to, the Insurance Code, and to amend Sections 62.5 and 90.3 of the Labor Code, relating to workers' compensation, and making an appropriation therefor.

ASSEMBLY BILL NO. 1884—Chu. An act to amend Section 1262 of the Unemployment Code, relating to unemployment insurance, and making an appropriation therefor.

ASSEMBLY BILL NO. 1885—Garcia. An act relating to gaming.

ASSEMBLY BILL NO. 1886—Dymally. An act to amend Section 69141 of the Government Code, relating to courts.

ASSEMBLY BILL NO. 1887—Dymally. An act relating to taxation.

ASSEMBLY BILL NO. 1888—Dymally (Coauthors: Bass, Berg, Chu, Coto, Negrete McLeod, Nunez, and Ridley-Thomas). An act to add Chapter 4.5 (commencing with Section 104250) to Part 1 of Division 103 of the Health and Safety Code, relating to public health.

ASSEMBLY BILL NO. 1889—Nava. An act to amend Sections 8575, 8576, and 8578 of the Government Code, relating to emergency services.

ASSEMBLY BILL NO. 1890—Mountjoy (Coauthor: Benoit, Bogh, DeVore, Huff, La Suer, Maze, Nakanishi, Tran, and Wyland) (Coauthor: Senator Hollingsworth). An act to amend Section 69 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

**REPORTS OF STANDING COMMITTEES
Committee on Appropriations**

Date of Hearing: January 19, 2006

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 1381

With amendments with the recommendation: Amend, and do pass, as amended.

CHU, Chair

Above bill ordered to second reading.

Date of Hearing: January 19, 2006

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 1363

With amendments with the recommendation: Amend, and do pass, as amended.

CHU, Chair

Above bill ordered to second reading.

Date of Hearing: January 19, 2006

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 326

Assembly Bill No. 814

With amendments with the recommendation: Amend, and do pass, as amended.

CHU, Chair

Above bills ordered to second reading.

Date of Hearing: January 19, 2006

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 583

With amendments with the recommendation: Amend, and do pass, as amended.

CHU, Chair

Above bill ordered to second reading.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Vargas, the Assembly adjourned until 7 a.m., Tuesday, January 24, 2006, out of respect to the memory of Jean B. Siri, on motion of Assembly Members Hancock and Canciamilla; out of respect to the memory of Kennon Shea, on motion of Assembly Member Keene; and out of respect to the memory of Louise Elizabeth Hammes, Mary Monica Neville, Sadye Peterson, Johnnie Ruth Wiley, Dola Faye Parker, Jeanne G. Tolentino, Alice May Weatherwax, Joseph E. Wood, John Rudolf Buchholz, Cherie N. Foucheaux, Belmira Pires, and Dick Arlan Tyrell, on motion of Assembly Member Wolk.

FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JANUARY 23, 2006

The following measures were amended in the Assembly on this day:

AB	RN	AB	RN
50	0601501	1020	0601244
158	0600905	1056	0601392
307	0600481	1147	0601396
450	0601450	1226	0601260
470	0601447	1231	0601013
525	0600722	1282	0601141
606	0600953	1315	0601273
674	0600777	1402	0522382
759	0601255	1418	0600742
768	0600791	1430	0601369
770	0601252	1476	0601322
802	0601527	1561	0601198
839	0600270	1708	0601157
840	0601268		
874	0601174	SB	RN
912	0600645	144	0601304
926	0600761	517	0601349

Daily Total:	32
Cumulative Total:	3048

CALIFORNIA LEGISLATURE

2005–06 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, January 24, 2006

ONE HUNDRED THIRTY-THIRD SESSION DAY

FOUR HUNDRED FIFTEENTH 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, January 24, 2006

The Assembly met at 7 a.m.

Hon. Cindy Montañez, Assembly Member, 39th 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:

Aghazarian	Dymally	Leno	Richman
Arambula	Emmerson	Leslie	Ridley-Thomas
Baca	Evans	Levine	Runner
Bass	Garcia	Lieber	Ruskin
Benoit	Goldberg	Lieu	Saldaña
Berg	Hancock	Liu	Salinas
Bermúdez	Harman	Matthews	Spitzer
Blakeslee	Haynes	Maze	Strickland
Bogh	Horton, Jerome	McCarthy	Torrico
Calderon	Horton, Shirley	Montañez	Tran
Canciamilla	Houston	Mountjoy	Umberg
Chan	Huff	Mullin	Vargas
Chavez	Jones	Nakanishi	Villines
Chu	Karnette	Nava	Walters
Cogdill	Keene	Negrete McLeod	Wolk
Cohn	Klehs	Niello	Wyland
Coto	Koretz	Oropeza	Mr. Speaker
Daucher	La Malfa	Parra	
De La Torre	La Suer	Pavley	
DeVore	Laird	Plescia	

Quorum present.

At 1:50 p.m., Hon. Greg Aghazarian, 26th 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 Frommer, Nation, and Yee.

(NOTE: This day's Journal record corrected to reflect Assembly Member Frommer's absence on legislative business pursuant to further explanation of absence received on February 1, 2006. See Assembly Journal, page 4199.)

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

January 24, 2006

*The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mr. Speaker: I respectfully request to be excused from Check in Session on Tuesday, January 24, 2006 due to legislative business in my district office.

Thank you for your consideration of this request.

Sincerely,

JOE NATION, Assembly Member
Sixth District

January 24, 2006

*The Honorable Fabian Núñez
California State Assembly
Room 219, State Capitol
Sacramento, California*

Dear Speaker Núñez: I respectfully request that I be excused from the Assembly Check-In Session on Tuesday January 24. I will be in my district during this time attending to legislative business.

Sincerely,

LELAND Y. YEE, Ph.D.
Speaker pro Tempore

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

January 23, 2006

*Mr. E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

RE: Appointment of Joe Coto to State Allocation Board

Dear Mr. Wilson: Please be advised I have appointed Assemblymember Joe Coto to the State Allocation Board for January 25, 2006 only.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 24, 2006

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 50
Assembly Bill No. 158
Assembly Bill No. 307
Assembly Bill No. 470
Assembly Bill No. 525
Assembly Bill No. 606
Assembly Bill No. 674
Assembly Bill No. 759

Assembly Bill No. 770
Assembly Bill No. 839
Assembly Bill No. 840
Assembly Bill No. 874
Assembly Bill No. 912
Assembly Bill No. 926
Assembly Bill No. 1020
Assembly Bill No. 1056

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered returned to second reading file.

Assembly Chamber, January 24, 2006

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1147
Assembly Bill No. 1226
Assembly Bill No. 1231
Assembly Bill No. 1282
Assembly Bill No. 1315

Assembly Bill No. 1402
Assembly Bill No. 1418
Assembly Bill No. 1476
Assembly Bill No. 1561
Assembly Bill No. 1708

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered returned to second reading file.

Assembly Chamber, January 24, 2006

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 768
Assembly Bill No. 802
Assembly Bill No. 1430

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading file.

Assembly Chamber, January 24, 2006

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 450

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 1891—Houston. An act to add Section 530.1 to the Penal Code, relating to telephone records.

ASSEMBLY BILL NO. 1892—Leslie. An act to amend Section 23003 of the Government Code, relating to counties.

ASSEMBLY BILL NO. 1893—Salinas. An act to amend Section 33445 of the Health and Safety Code, relating to redevelopment.

ASSEMBLY BILL NO. 1894—Blakeslee. An act to add Section 5004.6 to the Penal Code, relating to illegal immigration.

ASSEMBLY BILL NO. 1895—Coto. An act to add and repeal Section 17463.8 of the Education Code, relating to surplus schools property.

RESOLUTIONS

The following resolutions were offered:

HOUSE RESOLUTION NO. 26—Strickland. Relative to Ronald Reagan Day.

HOUSE RESOLUTION NO. 27—Jerome Horton. Relative to youth civic participation.

**AUTHOR'S AMENDMENTS
Committee on Local Government**

January 24, 2006

Mr. Speaker: The Chair of your Committee on Local Government reports:

Senate Bill No. 511

With author's amendments with the recommendation: Amend, and re-refer to the committee.

SALINAS, Chair

SENATE BILL NO. 511—An act to amend Section 15 of the County Water Authority Act (Chapter 545 of the Statutes of 1943), relating to water.

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 Rules**

January 24, 2006

Mr. Speaker: The Chair of your Committee on Rules reports:

Assembly Concurrent Resolution No. 102

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MONTAÑEZ, Chair

ASSEMBLY CONCURRENT RESOLUTION NO. 102—Relative to California Girls and Women in Sports 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.

**CONSIDERATION OF DAILY FILE
ASSEMBLY BILLS RETURNED TO SECOND READING FILE
PURSUANT TO THE RULES**

Pursuant to the Assembly Rules, the following Assembly bills were this day on the second reading file:

Assembly Bills Nos. 674, 1418, 1708, 1147, 1226, 1561, 759, 50, 158, 470, 525, 606, 770, 839, 840, 874, 912, 926, 1020, 1056, 1231, 1282, 1315, 1402, and 1476, ordered to third reading;

Assembly Bill No. 307, ordered to the Consent Calendar.

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 1381—An act to amend Sections 51795, 51796, 51797, and 51798 of, and to add Section 51796.5 to, the Education Code, and to amend Section 40507 of the Public Resources Code, relating to school gardens.

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.

ASSEMBLY BILL NO. 1363—An act to add Chapter 6 (commencing with Section 6500) to Division 3 of the Business and Professions Code, to amend Sections 1822, 1826, 1829, 1850, 1851, 2250, 2253, 2321, 2340, 2342, 2343, 2620, 2620.2, 2623, 2640, 2641, 2850, 2851, 2852, 2853, 2854, 2855, and 2920 of, to add Sections 1456, 1457, 1458, 2250.1, 2250.2 and 2410 to, and to repeal Sections 2342.5, 2344, and 2640.1 of, the Probate Code, and to add Division 8.7 (commencing with Section 9800) to the Welfare and Institutions Code, relating to conservatorship and guardianship.

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.

ASSEMBLY BILL NO. 326—An act to amend Sections 270 and 275 of the Public Utilities Code, relating to telecommunications.

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.

ASSEMBLY BILL NO. 814—An act to amend Sections 12027, 12027.1, and 12031 of, and to add Section 12027.2 to, the Penal Code, relating to firearms.

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.

ASSEMBLY BILL NO. 583—An act to amend, repeal, and add Section 8040 of the Elections Code, and to add Chapter 12 (commencing with Section 91015) to Title 9 of, and to repeal Section 85300 of, the Government Code, relating to the Political Reform Act of 1974, 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 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. 144, ordered to third reading.

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:

Assembly Bills Nos. 977, 289, 1237, and 1029, on request of Assembly Member Cohn.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 7 a.m., Wednesday, January 25, 2006.

FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JANUARY 24, 2006

The following measures were amended in the Assembly on this day:

AB RN

326	0601359
583	0601937
814	0601317
1363	0601520
1381	0601505

ACR RN

102	0601844
-----	---------

SB RN

511	0600849
-----	---------

Daily Total:	7
Cumulative Total:	3055

CALIFORNIA LEGISLATURE

2005–06 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, January 25, 2006

ONE HUNDRED THIRTY-FOURTH SESSION DAY

FOUR HUNDRED SIXTEENTH 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, January 25, 2006

The Assembly met at 7 a.m.

Hon. Johan Klehs, Assembly Member, 18th 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—72:

Aghazarian	Evans	Leno	Pavley
Arambula	Garcia	Leslie	Plescía
Baca	Goldberg	Levine	Richman
Benoit	Hancock	Lieber	Ridley-Thomas
Berg	Harman	Lieu	Runner
Blakeslee	Haynes	Liu	Ruskin
Bogh	Horton, Jerome	Matthews	Saldaña
Canciamilla	Horton, Shirley	Maze	Salinas
Chavez	Houston	McCarthy	Spitzer
Chu	Huff	Mountjoy	Strickland
Cogdill	Jones	Mullin	Torrico
Cohn	Karnette	Nakanishi	Tran
Coto	Keene	Nation	Vargas
Daucher	Klehs	Nava	Villines
De La Torre	Koretz	Negrete McLeod	Walters
DeVore	La Malfa	Niello	Wolk
Dymally	La Suer	Oropeza	Wyland
Emmerson	Laird	Parra	Mr. Speaker

Quorum present.

At 1:54 p.m., Hon. Betty Karnette, 54th 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 Bass, Bermúdez, Calderon, Chan, Frommer, Montañez, Umberg, and Yee.

(NOTE: This day's Journal record corrected to reflect Assembly Member Frommer's absence on legislative business, pursuant to further explanation of absence received on February 1, 2006. See Assembly Journal, page 4199.)

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

January 11, 2006

The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Núñez: I am writing to respectfully request permission to be excused on legislative business from session January 25–27.

If you have any question regarding this request, please contact my scheduler, Sara Sonoyama at 319-2047.

Sincerely,

KAREN BASS, Assembly Member
Forty-seventh District

January 23, 2006

The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: This letter is to respectfully request your approval to be excused from Check-In Session on Wednesday, January 25, 2006, for legislative business in my district.

Your favorable consideration in this matter would be greatly appreciated. If you have any questions, please do not hesitate to contact me or my assistant, Beth Dacumos, at 319-2056.

Respectfully yours,

RUDY BERMÚDEZ, Assembly Member
Fifty-sixth District

January 23, 2006

The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol
Sacramento, California

Dear Mr. Speaker: I am writing today to request to be excused from Check-in Session on Wednesday, January 25, 2006, due to legislative business. If you have any questions please contact Cynthia Gonzalez at (916) 319-2058.

Sincerely,

RONALD S. CALDERON, Assembly Member
Fifty-eighth District

January 23, 2006

*The Honorable Fabian Núñez
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California*

Dear Speaker Núñez: I am requesting to be excused for Check-In Session on Wednesday, January 25, 2006 due to legislative business taking place in my district.

Your attention to this matter is appreciated.

Sincerely,

WILMA CHAN, Assembly Member
Sixteenth District

January 23, 2006

*The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mr. Speaker: I respectfully request to be excused from check-in session on Wednesday, January 25, 2006. I will be in my district on Legislative business.

Thank you in advance for your consideration. If you have any questions or comments, I can be reached at (916) 319-2039.

Sincerely,

CINDY MONTAÑEZ, Assembly Member
Thirty-ninth District

January 23, 2006

*The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Speaker Núñez,

I respectfully request permission to be excused on legislative business from check in session on Wednesday, January 25, 2006.

If you have any questions or concerns about this request, please contact Diane Pugh of my staff at (916) 319-2069. Thank you in advance for your consideration of this request.

Sincerely,

TOM UMBERG, Assembly Member
Sixty-ninth District

January 24, 2006

*The Honorable Fabian Núñez
California State Assembly
Room 219, State Capitol
Sacramento, California*

Dear Speaker Núñez: I respectfully request that I be excused from the Assembly Check-In Session on Wednesday January 25. I will be in my district during this time attending to legislative business.

Sincerely,

LELAND Y. YEE, Ph.D.
Speaker pro Tempore

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 25, 2006

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 102

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

Assembly Chamber, January 25, 2006

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 326

Assembly Bill No. 1363

Assembly Bill No. 583

Assembly Bill No. 1381

Assembly Bill No. 814

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered returned to second reading file.

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 1896—Coto. An act to amend Section 51228 of, to amend, repeal, and add Section 51225.3 of, and to add Sections 51225.6 and 51225.7 to, the Education Code, relating to high school curriculum.

ASSEMBLY BILL NO. 1897—Dymally. An act to amend Section 19702 of the Government Code, relating to state civil service.

ASSEMBLY BILL NO. 1898—Jones (Coauthor: Wolk). An act to add Chapter 12 (commencing with Section 10109) to Part 1 of Division 2 of the Insurance Code, relating to insurance.

ASSEMBLY BILL NO. 1899—Wolk (Coauthor: Jones). An act to add Section 66473.8 to the Government Code, and to add Part 6 (commencing with Section 9590) to Division 5 of the Water Code, relating to land use.

ASSEMBLY BILL NO. 1900—Lieu. An act to amend Section 290 and 290.95 of the Penal Code, relating to sex offenders.

ASSEMBLY BILL NO. 1901—Shirley Horton. An act to add and repeal Chapter 8.7 (commencing with Section 44267) of Part 7 of Division 26 of the Health and Safety Code, relating to air pollution.

ASSEMBLY BILL NO. 1902—Villines. An act to amend Section 3154 of the Civil Code, relating to mechanics' liens.

ASSEMBLY BILL NO. 1903—Benoit (Principal coauthor: Emmerson). An act to amend Section 20012 of the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 1904—Tran. An act to amend Sections 1431 and 1444.5 of the Code of Civil Procedure, relating to housing, and making an appropriation therefor.

ASSEMBLY BILL NO. 1905—Villines. An act to amend Section 10115.9 of the Public Contract Code, relating to public contracts.

ASSEMBLY BILL NO. 1906—Blakeslee. An act to amend 20030 of the Government Code, relating to public employees' retirement.

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 27—McCarthy (Coauthors: Aghazarian, Benoit, Blakeslee, Bogh, Cogdill, Daucher, DeVore, Emmerson, Garcia, Harman, Haynes, Shirley Horton, Houston, Huff, Keene, La Malfa, La Suer, Leslie, Maze, Mountjoy, Nakanishi, Niello, Plescia, Richman, Sharon Runner, Spitzer, Strickland, Tran, Villines, Walters, and Wyland). A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 12.5 to Article IV thereof, relating to the state budget.

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 28—Canciamilla and Richman. A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding and repealing Article VIII thereof, relating to election reform.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 109—Montanez. Relative to teen dating violence.

AUTHOR'S AMENDMENTS
Committee on Elections and Redistricting

January 25, 2006

Mr. Speaker: The Chair of your Committee on Elections and Redistricting reports:
Senate Bill No. 472

With author's amendments with the recommendation: Amend, and re-refer to the committee.

UMBERG, Chair

SENATE BILL NO. 472—An act to amend Section 87207 of the Government Code, relating to the Political Reform Act of 1974.

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
ASSEMBLY BILLS RETURNED TO SECOND READING FILE
PURSUANT TO THE RULES

Pursuant to the Assembly Rules, the following Assembly bills were this day on the second reading file:

Assembly Bills Nos. 1381, 1363, 326, 814, and 583, ordered to third reading.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 9:30 a.m., Thursday, January 26, 2006.

FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON JANUARY 25, 2006**

The following measure was amended in the Assembly on this day:

SB RN

472 0522508

Daily Total: 1

Cumulative Total: 3058

CALIFORNIA LEGISLATURE

2005–06 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, January 26, 2006

ONE HUNDRED THIRTY-FIFTH SESSION DAY

FOUR HUNDRED SEVENTEENTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

(Please Direct Any Inquiries and Report Any Omissions or Errors to
Sue Parker, Minute Clerk: Phone 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, January 26, 2006

The Assembly met at 9:30 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 Mountjoy 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 9:41 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	Emmerson	Leno	Plescia
Arambula	Evans	Leslie	Richman
Baca	Frommer	Levine	Ridley-Thomas
Benoit	Garcia	Lieber	Runner
Berg	Goldberg	Lieu	Ruskin
Bermúdez	Hancock	Liu	Saldaña
Blakeslee	Harman	Matthews	Salinas
Bogh	Haynes	Maze	Spitzer
Calderon	Horton, Jerome	McCarthy	Strickland
Canciamilla	Horton, Shirley	Montañez	Torrico
Chan	Houston	Mountjoy	Tran
Chavez	Huff	Mullin	Umberg
Chu	Jones	Nakanishi	Vargas
Cogdill	Karnette	Nation	Villines
Cohn	Keene	Nava	Walters
Coto	Klehs	Negrete McLeod	Wolk
Daucher	Koretz	Niello	Wyland
De La Torre	La Malfa	Oropeza	Yee
DeVore	La Suer	Parra	Mr. Speaker
Dymally	Laird	Pavley	

CAUCUS ANNOUNCEMENTS

At 9:42 a.m., Assembly Member Bogh was granted unanimous consent that the Republican Caucus be permitted to meet in the Tom Bane Rules Committee Room.

Assembly Member Frommer announced that the Democratic Caucus would meet in the Assembly Lounge.

RECESS

By unanimous consent, at 9:42 a.m., Speaker pro Tempore Yee declared the Assembly recessed.

RECONVENED

At 10:51 a.m., the Assembly reconvened.

Hon. Leland Y. Yee, Speaker pro Tempore of the Assembly, presiding.

PRAYER

Upon invitation of Speaker pro Tempore Yee, the following prayer was offered by Assembly Member Ridley-Thomas:

Lord God, You have created us as visual beings and have given us an incredible imagination. Help us to paint a new picture on the canvas of our imagination, to live with faith, seeing with our spiritual eyes not just what exists today, but the life that is possible because of You.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Yee, Assembly Member Mountjoy 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 Vargas, seconded by Assembly Member Cogdill.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Member was granted leave of absence for the day:

On legislative business: Assembly Member Bass.

(NOTE: For letter explaining the absence of Assembly Member Bass on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for January 25, 2006.)

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committees were permitted to meet:

Health to convene jointly with Aging and Long-Term Care, Budget Subcommittee No. 1 on Health and Human Services, Senate Committee on Health, Senate Subcommittee on Aging and Long-Term Care, and Senate Budget Subcommittee No. 3 on Health and Human Services, on Tuesday, February 1, 2006, at 1:30 p.m., in Room 4202;

Utilities and Commerce, on Thursday, February 2, 2006, at 1:30 p.m., in Los Angeles;

Health, on Tuesday, February 14, 2006, at 1:30, in Room 4202;

Banking and Finance, on Monday, February 27, 2006, at 1:30 p.m.;

Jobs, Economic Development, and the Economy to convene jointly with the Committee on Revenue and Taxation, on Tuesday, February 28, 2006, at 9 a.m.;

Labor and Employment to convene jointly with the Senate Committee on Labor and Industrial Relations, on Friday, March 3, 2006, at 9 a.m., in Los Angeles.

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bills were referred to committee:

Assembly

<i>Bill No.</i>	<i>Committee</i>
1798 -----	Rev. & Tax. and L. Gov.
1834 -----	Agri.
1835 -----	L. & E.
1837 -----	Ed.
1840 -----	Health
1841 -----	Pub. S.
1842 -----	Health
1843 -----	V.A.
1844 -----	L. & E.
1845 -----	Ed.
1846 -----	Ed.
1847 -----	Rev. & Tax.
1848 -----	G.O.
1849 -----	Pub. S.
1851 -----	Health
1852 -----	B. & P.
1853 -----	Trans.
1855 -----	E. & R.
1856 -----	Trans.
1857 -----	Ed.
1859 -----	Hum. S.
1860 -----	B. & P.

Assembly Concurrent

<i>Resolution No.</i>	<i>Committee</i>
108 -----	Trans.

RECESS

By unanimous consent, at 10:55 a.m., Speaker pro Tempore Yee declared the Assembly recessed to permit the introduction of a special guest.

Speaker Núñez introduced and presented a resolution to Sandy DeLise, in recognition of her retirement from the Assembly after many years of service.

RECONVENED

At 10:58 a.m., the Assembly reconvened.

Hon. Leland Y. Yee, Speaker pro Tempore of the Assembly, presiding.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 1237, on request of Assembly Member Frommer.

BILLS WITHDRAWN FROM COMMITTEE AND PLACED ON FILE

Assembly Member Frommer was granted unanimous consent that Assembly Bill No. 450, be withdrawn from the Committee on Appropriations and placed on the second reading file.

**CONSIDERATION OF HOUSE RESOLUTION NO. 25
BY UNANIMOUS CONSENT**

Assembly Member Nakanishi was granted unanimous consent to take up House Resolution No. 25 out of order, for purpose of consideration.

HOUSE RESOLUTION NO. 25 (Nakanishi)—Relative to Lunar New Year Celebration.

Resolution read.

Members Made Coauthors of House Resolution No. 25

Assembly Member Nakanishi was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of House Resolution No. 25.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Aghazarian, Arambula, Baca, Benoit, Berg, Bermúdez, Blakeslee, Bogh, Calderon, Canciamilla, Chavez, Cogdill, Cohn, Coto, Daucher, De La Torre, DeVore, Dymally, Emmerson, Evans, Frommer, Garcia, Goldberg, Hancock, Harman, Jerome Horton, Houston, Huff, Jones, Karnette, Keene, Klehs, Koretz, La Malfa, La Suer, Laird, Leno, Leslie, Levine, Lieber, Matthews, Maze, McCarthy, Montañez, Mountjoy, Mullin, Nation, Nava, Negrete McLeod, Niello, Núñez, Oropeza, Parra, Pavley, Plescia, Richman, Ridley-Thomas, Runner, Ruskin, Saldaña, Salinas, Spitzer, Strickland, Umberg, Vargas, Villines, Walters, Wolk, and Wyland.

Request for Unanimous Consent

Assembly Member Nakanishi was granted unanimous consent to take up House Resolution No. 25, as amended, without reference to print or file.

Consideration of House Resolution No. 25, as Amended

HOUSE RESOLUTION NO. 25—Relative to Lunar New Year Celebration.

Resolution read, as amended, and adopted.

CONSIDERATION OF DAILY FILE (RESUMED)**UNFINISHED BUSINESS (RESUMED)****MOTION TO RECONSIDER BILLS CONTINUED**

By unanimous consent, the motion to reconsider the vote on Assembly Bills Nos. 6, 715, and 791, Senate Bills Nos. 51, 109, and 646, and Senate Joint Resolution No. 10 were continued until the next legislative day.

THIRD READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 1101 (Oropeza)—An act to amend Sections 44320, 44322, 44342, 44360, 44390, and 44391 of, and to add Sections 44303.5, 44323.5, 44395, and 44396 to, the Health and Safety Code, relating to air pollution.

Bill read third time.

Motion to Amend

Assembly Member Oropeza moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

ASSEMBLY BILL NO. 802 (Wolk)—An act to amend Section 65302 of the Government Code, relating to local planning.

Bill read third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Wolk moved a call of the Assembly.

Motion carried. Time, 11:24 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 768 (Nation)—An act to add Section 54.9 to the Civil Code, relating to touch-screen devices.

Bill read third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Nation moved a call of the Assembly.

Motion carried. Time, 11:29 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 1430 (Goldberg)—An act to amend Section 39607.5 of the Health and Safety Code, relating to air resources.

Bill read third time, and passed by the following vote:

AYES—45

Arambula	Evans	Lieber	Ruskin
Baca	Frommer	Lieu	Saldaña
Berg	Goldberg	Liu	Salinas
Bermúdez	Hancock	Matthews	Torrico
Calderon	Horton, Jerome	Montañez	Umberg
Chan	Jones	Mullin	Vargas
Chavez	Karnette	Nation	Wolk
Chu	Klehs	Nava	Yee
Cohn	Koretz	Negrete McLeod	Mr. Speaker
Coto	Laird	Oropeza	
De La Torre	Leno	Pavley	
Dymally	Levine	Ridley-Thomas	

NOES—33

Aghazarian	Harman	Maze	Spitzer
Benoit	Haynes	McCarthy	Strickland
Blakeslee	Horton, Shirley	Mountjoy	Tran
Bogh	Houston	Nakanishi	Villines
Cogdill	Huff	Niello	Walters
Daucher	Keene	Parra	Wyland
DeVore	La Malfa	Plescia	
Emmerson	La Suer	Richman	
Garcia	Leslie	Runner	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1160 (Lieber)—An act relating to crime.

Bill read third time, and passed by the following vote:

AYES—45

Baca	Frommer	Lieu	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
De La Torre	Leno	Parra	
Dymally	Levine	Pavley	
Evans	Lieber	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

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 768**

At 11:41 a.m., on motion of Assembly Member Nation, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 768 passed by the following vote:

AYES—44

Baca	Frommer	Lieber	Pavley
Berg	Goldberg	Lieu	Ridley-Thomas
Bermúdez	Hancock	Liu	Ruskin
Chan	Horton, Jerome	Matthews	Saldaña
Chavez	Jones	Montañez	Salinas
Chu	Karnette	Mullin	Torrico
Cohn	Klehs	Nation	Umberg
Coto	Koretz	Nava	Vargas
De La Torre	Laird	Negrete McLeod	Wolk
Dymally	Leno	Oropeza	Yee
Evans	Levine	Parra	Mr. Speaker

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 Assembly Bill No. 768: Assembly Member Yee from “No” to “Aye”.

Bill ordered transmitted to the Senate.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)**

ASSEMBLY BILL NO. 958 (De La Torre)—An act to add Article 9 (commencing with Section 89280) to Chapter 2 of Part 55 of the Education Code, relating to the California State University.

Bill read third time.

Motion to Amend

Assembly Member De La Torre moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

ASSEMBLY BILL NO. 479 (Parra)—An act to add Section 140 to the Water Code, relating to water.

Bill read third time, and passed by the following vote:

AYES—79

Aghazarian	Emmerson	Leno	Plescia
Arambula	Evans	Leslie	Richman
Baca	Frommer	Levine	Ridley-Thomas
Benoit	Garcia	Lieber	Runner
Berg	Goldberg	Lieu	Ruskin
Bermúdez	Hancock	Liu	Saldaña
Blakeslee	Harman	Matthews	Salinas
Bogh	Haynes	Maze	Spitzer
Calderon	Horton, Jerome	McCarthy	Strickland
Canciamilla	Horton, Shirley	Montañez	Torrico
Chan	Houston	Mountjoy	Tran
Chavez	Huff	Mullin	Umberg
Chu	Jones	Nakanishi	Vargas
Cogdill	Karnette	Nation	Villines
Cohn	Keene	Nava	Walters
Coto	Klehs	Negrete McLeod	Wolk
Daucher	Koretz	Niello	Wyland
De La Torre	La Malfa	Oropeza	Yee
DeVore	La Suer	Parra	Mr. Speaker
Dymally	Laird	Pavley	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1268 (Oropeza)—An act to amend Section 651 of the Business and Professions Code, relating to dentistry.

Bill read third time, and passed by the following vote:

AYES—79

Aghazarian	Emmerson	Leno	Plescia
Arambula	Evans	Leslie	Richman
Baca	Frommer	Levine	Ridley-Thomas
Benoit	Garcia	Lieber	Runner
Berg	Goldberg	Lieu	Ruskin
Bermúdez	Hancock	Liu	Saldaña
Blakeslee	Harman	Matthews	Salinas
Bogh	Haynes	Maze	Spitzer
Calderon	Horton, Jerome	McCarthy	Strickland
Canciamilla	Horton, Shirley	Montañez	Torrico
Chan	Houston	Mountjoy	Tran
Chavez	Huff	Mullin	Umberg
Chu	Jones	Nakanishi	Vargas
Cogdill	Karnette	Nation	Villines
Cohn	Keene	Nava	Walters
Coto	Klehs	Negrete McLeod	Wolk
Daucher	Koretz	Niello	Wyland
De La Torre	La Malfa	Oropeza	Yee
DeVore	La Suer	Parra	Mr. Speaker
Dymally	Laird	Pavley	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1319 (Liu)—An act to add Chapter 7.5 (commencing with Section 10700) to Part 7 of the Education Code, relating to adult education.

Bill read third time, and passed by the following vote:

AYES—79

Aghazarian	Emmerson	Leno	Plescia
Arambula	Evans	Leslie	Richman
Baca	Frommer	Levine	Ridley-Thomas
Benoit	Garcia	Lieber	Runner
Berg	Goldberg	Lieu	Ruskin
Bermúdez	Hancock	Liu	Saldaña
Blakeslee	Harman	Matthews	Salinas
Bogh	Haynes	Maze	Spitzer
Calderon	Horton, Jerome	McCarthy	Strickland
Canciamilla	Horton, Shirley	Montañez	Torrico
Chan	Houston	Mountjoy	Tran
Chavez	Huff	Mullin	Umberg
Chu	Jones	Nakanishi	Vargas
Cogdill	Karnette	Nation	Villines
Cohn	Keene	Nava	Walters
Coto	Klehs	Negrete McLeod	Wolk
Daucher	Koretz	Niello	Wyland
De La Torre	La Malfa	Oropeza	Yee
DeVore	La Suer	Parra	Mr. Speaker
Dymally	Laird	Pavley	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1591 (Chan)—An act to amend Section 14132.41 of the Welfare and Institutions Code, relating to Medi-Cal.

Bill read third time, and passed by the following vote:

AYES—79

Aghazarian	Emmerson	Leno	Plescia
Arambula	Evans	Leslie	Richman
Baca	Frommer	Levine	Ridley-Thomas
Benoit	Garcia	Lieber	Runner
Berg	Goldberg	Lieu	Ruskin
Bermúdez	Hancock	Liu	Saldaña
Blakeslee	Harman	Matthews	Salinas
Bogh	Haynes	Maze	Spitzer
Calderon	Horton, Jerome	McCarthy	Strickland
Canciamilla	Horton, Shirley	Montañez	Torrico
Chan	Houston	Mountjoy	Tran
Chavez	Huff	Mullin	Umberg
Chu	Jones	Nakanishi	Vargas
Cogdill	Karnette	Nation	Villines
Cohn	Keene	Nava	Walters
Coto	Klehs	Negrete McLeod	Wolk
Daucher	Koretz	Niello	Wyland
De La Torre	La Malfa	Oropeza	Yee
DeVore	La Suer	Parra	Mr. Speaker
Dymally	Laird	Pavley	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 928 (Jerome Horton)—An act to amend Section 1033.5 of the Code of Civil Procedure, relating to attorney's fees.

Bill read third time, and passed by the following vote:

AYES—77

Aghazarian	Evans	Leslie	Ridley-Thomas
Baca	Frommer	Levine	Runner
Benoit	Garcia	Lieber	Ruskin
Berg	Goldberg	Lieu	Saldaña
Bermúdez	Hancock	Liu	Salinas
Blakeslee	Harman	Matthews	Spitzer
Bogh	Haynes	Maze	Strickland
Calderon	Horton, Jerome	McCarthy	Torrice
Canciamilla	Horton, Shirley	Montañez	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	
Dymally	Laird	Plescia	
Emmerson	Leno	Richman	

NOES—1

Mountjoy

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 673 (Klehs)—An act to add and repeal Article 7.5 (commencing with Section 19188) of Chapter 4 of Part 10.2 of Division 2 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read third time.

Motion to Amend

Assembly Member Klehs moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

ASSEMBLY BILL NO. 1072 (Liu)—An act to add Article 3.5 (commencing with Section 66024.5) to Chapter 2 of Part 40 of, and to add an article heading immediately preceding Section 66025.6 of, the Education Code, relating to public postsecondary education.

Bill read third time, and passed by the following vote:

AYES—53

Aghazarian	Evans	La Malfa	Pavley
Arambula	Frommer	Leslie	Richman
Benoit	Garcia	Levine	Runner
Berg	Hancock	Lieber	Spitzer
Blakeslee	Harman	Lieu	Torrico
Bogh	Horton, Jerome	Liu	Tran
Calderon	Horton, Shirley	Matthews	Villines
Canciamilla	Houston	Maze	Wolk
Chavez	Huff	McCarthy	Wyland
Cogdill	Jones	Mountjoy	Yee
Daucher	Karnette	Mullin	Mr. Speaker
De La Torre	Keene	Nation	
Dymally	Klehs	Niello	
Emmerson	Koretz	Parra	

NOES—15

Baca	Haynes	Nakanishi	Strickland
Coto	Laird	Nava	Umberg
DeVore	Leno	Plescia	Walters
Goldberg	Montañez	Ruskin	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 966 (Saldana)—An act to add Article 14 (commencing with Section 25251) to Chapter 6.5 of Division 20 of the Health and Safety Code, relating to hazardous waste.

Bill read third time.

**At 11:54 a.m., Assistant Speaker pro Tempore Sally Lieber,
22nd District, presiding**

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.

ASSEMBLY BILL NO. 425 (Negrete McLeod)—An act to amend Section 22443 of the Business and Professions Code, relating to immigration consultants.

Bill read third time.

Motion to Amend

Assembly Member Negrete McLeod moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

ASSEMBLY BILL NO. 1418 (Jerome Horton)—An act to add Article 1.5 (commencing with Section 7063) to Chapter 8 of Part 1 of Division 2 of, and to add Article 9 (commencing with Section 19195) to Chapter 4 of Part 10.2 of Division 2 of, the Revenue and Taxation Code, relating to taxation.

Bill read third time, and passed by the following vote:

AYES—47

Arambula	Dymally	Levine	Pavley
Baca	Evans	Lieber	Ridley-Thomas
Berg	Frommer	Lieu	Ruskin
Bermúdez	Goldberg	Liu	Saldaña
Calderon	Hancock	Matthews	Salinas
Canciamilla	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
De La Torre	Leno	Parra	

NOES—29

Aghazarian	Garcia	McCarthy	Strickland
Benoit	Harman	Mountjoy	Tran
Blakeslee	Haynes	Nakanishi	Villines
Bogh	Horton, Shirley	Niello	Walters
Cogdill	Houston	Plescia	Wyland
Daucher	Huff	Richman	
DeVore	La Malfa	Runner	
Emmerson	La Suer	Spitzer	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1708 (DeVore)—An act to amend Section 19822 to the Government Code, relating to state employees.

Bill read third time, and passed by the following vote:

AYES—78

Aghazarian	Emmerson	Leno	Richman
Arambula	Evans	Leslie	Ridley-Thomas
Baca	Frommer	Levine	Runner
Benoit	Garcia	Lieber	Ruskin
Berg	Goldberg	Lieu	Saldaña
Bermúdez	Hancock	Liu	Salinas
Blakeslee	Harman	Matthews	Spitzer
Bogh	Haynes	Maze	Strickland
Calderon	Horton, Jerome	McCarthy	Torrico
Canciamilla	Horton, Shirley	Montañez	Tran
Chan	Houston	Mountjoy	Umberg
Chavez	Huff	Mullin	Vargas
Chu	Jones	Nakanishi	Villines
Cogdill	Karnette	Nation	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	
Dymally	Laird	Plescia	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1147 (Leno)—An act to amend Section 11018 of, and to add Section 11018.5 to, the Health and Safety Code, relating to industrial hemp.

Bill read third time.

At 12:02 p.m., Speaker pro Tempore Leland Y. Yee, 12th District, presiding

The roll was opened.

Bill passed by the following vote:

AYES—44

Baca	DeVore	Laird	Oropeza
Berg	Dymally	Leno	Pavley
Bermúdez	Evans	Levine	Ridley-Thomas
Calderon	Frommer	Lieber	Ruskin
Canciamilla	Goldberg	Lieu	Saldaña
Chan	Hancock	Liu	Salinas
Chavez	Horton, Jerome	Matthews	Torrico
Chu	Jones	Montañez	Vargas
Cohn	Karnette	Mullin	Wolk
Coto	Klehs	Nation	Yee
De La Torre	Koretz	Nava	Mr. Speaker

NOES—32

Aghazarian	Harman	Maze	Runner
Benoit	Horton, Shirley	McCarthy	Spitzer
Blakeslee	Houston	Mountjoy	Strickland
Bogh	Huff	Nakanishi	Tran
Cogdill	Keene	Niello	Umberg
Daucher	La Malfa	Parra	Villines
Emmerson	La Suer	Plescia	Walters
Garcia	Leslie	Richman	Wyland

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 802**

At 12:18 p.m., on motion of Assembly Member Wolk, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Wolk moved to continue the call of the Assembly.

Motion carried. Time, 12:19 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 1561 (Umberg)—An act to add Section 1770.5 to the Government Code, relating to state boards and commissions.

Bill read third time, and passed by the following vote:

AYES—74

Aghazarian	Emmerson	Levine	Ridley-Thomas
Arambula	Evans	Lieber	Runner
Baca	Frommer	Lieu	Ruskin
Benoit	Garcia	Liu	Saldaña
Berg	Goldberg	Matthews	Salinas
Bermúdez	Hancock	Maze	Spitzer
Blakeslee	Harman	McCarthy	Strickland
Bogh	Haynes	Montañez	Torrico
Calderon	Horton, Jerome	Mountjoy	Tran
Canciamilla	Horton, Shirley	Mullin	Umberg
Chan	Houston	Nakanishi	Vargas
Chavez	Huff	Nation	Villines
Chu	Jones	Nava	Walters
Cogdill	Keene	Niello	Wolk
Cohn	Klehs	Oropeza	Wyland
Daucher	Koretz	Parra	Yee
De La Torre	La Malfa	Pavley	Mr. Speaker
DeVore	Laird	Plescia	
Dymally	Leno	Richman	

NOES—1

La Suer

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 50 (Leno)—An act to amend Sections 209, 272, 288, 311.2, 311.4, 311.9, 311.11, 626.8, 667.61, 3000, 3001, and 3005 of, and to add Sections 626.75, 3006, 3010.05, 3072, and 13887.5 to, the Penal Code, relating to crimes and making an appropriation therefor.

Amendments Withdrawn

Assembly Members Daucher, Benoit, Spitzer, Garcia, and Bogh were granted unanimous consent that their sets of proposed amendments to Assembly Bill No. 50 be withdrawn.

Further Consideration of Assembly Bill No. 50

Bill read third time.

Motion to Amend by Assembly Member La Suer—Set 6

Assembly Member La Suer moved the adoption of amendments.

Amendments read.

**Motion to Table La Suer Amendments
to Assembly Bill No. 50—Set 6**

Assembly Member Frommer moved that the amendments offered by Assembly Member La Suer to Assembly Bill No. 50—Set 6 be laid upon the table.

Assembly Member Cohn seconded the motion.

Motion carried by the following vote:

AYES—42

Arambula	Evans	Levine	Pavley
Baca	Frommer	Lieber	Ridley-Thomas
Berg	Goldberg	Lieu	Ruskin
Canciamilla	Hancock	Liu	Saldaña
Chan	Horton, Jerome	Matthews	Salinas
Chavez	Jones	Montañez	Vargas
Chu	Karnette	Mullin	Wolk
Cohn	Kleh	Nation	Yee
Coto	Koretz	Nava	Mr. Speaker
De La Torre	Laird	Oropeza	
Dymally	Leno	Parra	

NOES—33

Aghazarian	Harman	Maze	Strickland
Benoit	Haynes	McCarthy	Torrico
Blakeslee	Horton, Shirley	Mountjoy	Tran
Bogh	Houston	Nakanishi	Villines
Cogdill	Huff	Niello	Walters
Daucher	Keene	Plescia	Wyland
DeVore	La Malfa	Richman	
Emmerson	La Suer	Runner	
Garcia	Leslie	Spitzer	

**At 12:35 p.m., Assistant Speaker pro Tempore Sally Lieber,
22nd District, presiding**

**Further Consideration of Assembly Bill No. 50
Point of Order**

Assembly Member Oropeza arose to the following point of order:

Assembly Member Mountjoy is not limiting debate to the bill before the House.

Ruling by Assistant Speaker pro Tempore Lieber

The Assistant Speaker pro Tempore ruled the point of order well-taken.

Motion to Appeal from the Decision of the Chair

Assembly Member Mountjoy moved to appeal from the decision of the Chair.

Assembly Member La Suer seconded the motion.

The question being: Shall the decision of the Chair be overruled?

The roll was opened and the decision of the Chair was sustained by the following vote:

AYES—30

Aghazarian	Garcia	Maze	Spitzer
Benoit	Harman	McCarthy	Strickland
Blakeslee	Haynes	Mountjoy	Tran
Bogh	Houston	Nakanishi	Villines
Cogdill	Keene	Niello	Walters
Daucher	La Malfa	Plescia	Wyland
DeVore	La Suer	Richman	
Emmerson	Leslie	Runner	

NOES—44

Arambula	Dymally	Leno	Pavley
Baca	Evans	Levine	Ridley-Thomas
Berg	Frommer	Lieber	Ruskin
Calderon	Goldberg	Lieu	Saldaña
Canciamilla	Hancock	Liu	Salinas
Chan	Horton, Jerome	Montañez	Torricon
Chavez	Jones	Mullin	Umberg
Chu	Karnette	Nation	Vargas
Cohn	Klehs	Nava	Wolk
Coto	Koretz	Oropeza	Yee
De La Torre	Laird	Parra	Mr. Speaker

Vote Changes

By unanimous consent, the following vote change was permitted on Mountjoy Motion to Appeal Decision of the Chair: Assembly Member Jones from “Aye” to “No”.

At 12:47 p.m., Speaker pro Tempore Leland Y. Yee, 12th District, presiding

Further Consideration of Assembly Bill No. 50

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Leno moved a call of the Assembly.

Motion carried. Time, 1:02 p.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
ASSEMBLY BILL NO. 802**

At 1:03 p.m., on motion of Assembly Member Wolk, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 802 passed by the following vote:

AYES—41

Arambula	Frommer	Lieber	Saldaña
Berg	Goldberg	Lieu	Salinas
Bermúdez	Hancock	Liu	Torrice
Chan	Horton, Jerome	Montañez	Umberg
Chavez	Jones	Mullin	Vargas
Chu	Karnette	Nation	Wolk
Cohn	Klehs	Nava	Yee
Coto	Koretz	Oropeza	Mr. Speaker
De La Torre	Laird	Pavley	
Dymally	Leno	Ridley-Thomas	
Evans	Levine	Ruskin	

NOES—34

Aghazarian	Harman	Matthews	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	Parra	Wyland
Emmerson	La Suer	Plescia	
Garcia	Leslie	Richman	

Bill ordered transmitted to the Senate.

CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 158 (Bermudez)—An act to add and repeal Section 7711.5 of the Public Utilities Code, relating to railroads, 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—78

Aghazarian	Emmerson	Leno	Richman
Arambula	Evans	Levine	Ridley-Thomas
Baca	Frommer	Lieber	Runner
Benoit	Garcia	Lieu	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	
Dymally	Laird	Plescia	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—78

Aghazarian	Emmerson	Leno	Richman
Arambula	Evans	Levine	Ridley-Thomas
Baca	Frommer	Lieber	Runner
Benoit	Garcia	Lieu	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	
Dymally	Laird	Plescia	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 525 (Chu)—An act to add Section 12698.02 to the Insurance Code, relating to health care.

Bill read third time, and passed by the following vote:

AYES—48

Arambula	Dymally	Levine	Pavley
Baca	Evans	Lieber	Richman
Berg	Frommer	Lieu	Ridley-Thomas
Bermúdez	Goldberg	Liu	Ruskin
Calderon	Hancock	Matthews	Saldaña
Canciamilla	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—27

Aghazarian	Harman	La Suer	Runner
Blakeslee	Haynes	Leslie	Spitzer
Bogh	Horton, Shirley	Maze	Strickland
Cogdill	Houston	McCarthy	Villines
Daucher	Huff	Mountjoy	Walters
DeVore	Keene	Niello	Wyland
Emmerson	La Malfa	Plescia	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 840 (Arambula)—An act to amend Sections 69433.9, 69436, and 69517.5 of the Education Code, relating to student financial aid, 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—78

Aghazarian	Emmerson	Leslie	Richman
Arambula	Evans	Levine	Ridley-Thomas
Baca	Frommer	Lieber	Runner
Benoit	Garcia	Lieu	Ruskin
Berg	Goldberg	Liu	Saldaña
Bermúdez	Hancock	Matthews	Salinas
Blakeslee	Harman	Maze	Spitzer
Bogh	Horton, Jerome	McCarthy	Strickland
Calderon	Horton, Shirley	Montañez	Torrico
Canciamilla	Houston	Mountjoy	Tran
Chan	Huff	Mullin	Umberg
Chavez	Jones	Nakanishi	Vargas
Chu	Karnette	Nation	Villines
Cogdill	Keene	Nava	Walters
Cohn	Klehs	Negrete McLeod	Wolk
Coto	Koretz	Niello	Wyland
Daucher	La Malfa	Oropeza	Yee
De La Torre	La Suer	Parra	Mr. Speaker
DeVore	Laird	Pavley	
Dymally	Leno	Plescia	

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—78

Aghazarian	Emmerson	Leslie	Richman
Arambula	Evans	Levine	Ridley-Thomas
Baca	Frommer	Lieber	Runner
Benoit	Garcia	Lieu	Ruskin
Berg	Goldberg	Liu	Saldaña
Bermúdez	Hancock	Matthews	Salinas
Blakeslee	Harman	Maze	Spitzer
Bogh	Horton, Jerome	McCarthy	Strickland
Calderon	Horton, Shirley	Montañez	Torrico
Canciamilla	Houston	Mountjoy	Tran
Chan	Huff	Mullin	Umberg
Chavez	Jones	Nakanishi	Vargas
Chu	Karnette	Nation	Villines
Cogdill	Keene	Nava	Walters
Cohn	Klehs	Negrete McLeod	Wolk
Coto	Koretz	Niello	Wyland
Daucher	La Malfa	Oropeza	Yee
De La Torre	La Suer	Parra	Mr. Speaker
DeVore	Laird	Pavley	
Dymally	Leno	Plescia	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 874 (Wolk)—An act to add Chapter 5 (commencing with Section 3860) to Part 2 of Division 4 of the Fish and Game Code, relating to wildlife.

Bill read third time, and passed by the following vote:

AYES—79

Aghazarian	Emmerson	Leno	Plescia
Arambula	Evans	Leslie	Richman
Baca	Frommer	Levine	Ridley-Thomas
Benoit	Garcia	Lieber	Runner
Berg	Goldberg	Lieu	Ruskin
Bermúdez	Hancock	Liu	Saldaña
Blakeslee	Harman	Matthews	Salinas
Bogh	Haynes	Maze	Spitzer
Calderon	Horton, Jerome	McCarthy	Strickland
Canciamilla	Horton, Shirley	Montañez	Torrico
Chan	Houston	Mountjoy	Tran
Chavez	Huff	Mullin	Umberg
Chu	Jones	Nakanishi	Vargas
Cogdill	Karnette	Nation	Villines
Cohn	Keene	Nava	Walters
Coto	Klehs	Negrete McLeod	Wolk
Daucher	Koretz	Niello	Wyland
De La Torre	La Malfa	Oropeza	Yee
DeVore	La Suer	Parra	Mr. Speaker
Dymally	Laird	Pavley	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 912 (Ridley-Thomas)—An act to add and repeal Section 17053.59 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read third time, and passed by the following vote:

AYES—79

Aghazarian	Emmerson	Leno	Plescia
Arambula	Evans	Leslie	Richman
Baca	Frommer	Levine	Ridley-Thomas
Benoit	Garcia	Lieber	Runner
Berg	Goldberg	Lieu	Ruskin
Bermúdez	Hancock	Liu	Saldaña
Blakeslee	Harman	Matthews	Salinas
Bogh	Haynes	Maze	Spitzer
Calderon	Horton, Jerome	McCarthy	Strickland
Canciamilla	Horton, Shirley	Montañez	Torrico
Chan	Houston	Mountjoy	Tran
Chavez	Huff	Mullin	Umberg
Chu	Jones	Nakanishi	Vargas
Cogdill	Karnette	Nation	Villines
Cohn	Keene	Nava	Walters
Coto	Klehs	Negrete McLeod	Wolk
Daucher	Koretz	Niello	Wyland
De La Torre	La Malfa	Oropeza	Yee
DeVore	La Suer	Parra	Mr. Speaker
Dymally	Laird	Pavley	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 926 (Chu)—An act relating to substance abuse.

Bill read third time, and passed by the following vote:

AYES—69

Aghazarian	Emmerson	Lieber	Runner
Arambula	Evans	Lieu	Ruskin
Baca	Frommer	Liu	Saldaña
Benoit	Garcia	Matthews	Salinas
Berg	Hancock	McCarthy	Spitzer
Bermúdez	Harman	Montañez	Strickland
Blakeslee	Horton, Jerome	Mullin	Torrico
Bogh	Horton, Shirley	Nakanishi	Tran
Calderon	Houston	Nation	Umberg
Canciamilla	Jones	Nava	Vargas
Chan	Karnette	Negrete McLeod	Villines
Chavez	Keene	Niello	Wolk
Chu	Klehs	Oropeza	Wyland
Cohn	Koretz	Parra	Yee
Coto	La Malfa	Pavley	Mr. Speaker
Daucher	Laird	Plescia	
De La Torre	Leno	Richman	
Dymally	Levine	Ridley-Thomas	

NOES—8

DeVore	Huff	Leslie	Mountjoy
Haynes	La Suer	Maze	Walters

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1020 (Hancock)—An act to add Chapter 2.68 (commencing with Section 65089.60) to Division 1 of Title 7 of the Government Code, relating to planning.

Bill read third time, and passed by the following vote:

AYES—48

Arambula	De La Torre	Leno	Parra
Baca	Dymally	Levine	Pavley
Berg	Evans	Lieber	Ridley-Thomas
Bermúdez	Frommer	Lieu	Ruskin
Blakeslee	Goldberg	Liu	Saldaña
Calderon	Hancock	Matthews	Salinas
Canciamilla	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

NOES—31

Aghazarian	Harman	Leslie	Runner
Benoit	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	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1231 (Jerome Horton)—An act to add Section 40866 to the Health and Safety Code, relating to air pollution.

Bill read third time, and passed by the following vote:

AYES—73

Aghazarian	Dymally	Levine	Runner
Arambula	Emmerson	Lieber	Ruskin
Baca	Evans	Lieu	Saldaña
Benoit	Frommer	Liu	Salinas
Berg	Garcia	Matthews	Spitzer
Bermúdez	Goldberg	McCarthy	Strickland
Blakeslee	Hancock	Montañez	Torrico
Bogh	Harman	Mullin	Tran
Calderon	Horton, Jerome	Nakanishi	Umberg
Canciamilla	Horton, Shirley	Nation	Vargas
Chan	Houston	Nava	Villines
Chavez	Jones	Negrete McLeod	Walters
Chu	Karnette	Niello	Wolk
Cogdill	Keene	Oropeza	Wyland
Cohn	Klehs	Parra	Yee
Coto	Koretz	Pavley	Mr. Speaker
Daucher	La Suer	Plescia	
De La Torre	Laird	Richman	
DeVore	Leno	Ridley-Thomas	

NOES—6

Haynes	La Malfa	Maze
Huff	Leslie	Mountjoy

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1282 (Mullin)—An act to amend Sections 17052.17, 17052.18, 23617, and 23617.5 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read third time, and passed by the following vote:

AYES—79

Aghazarian	Emmerson	Leno	Plescia
Arambula	Evans	Leslie	Richman
Baca	Frommer	Levine	Ridley-Thomas
Benoit	Garcia	Lieber	Runner
Berg	Goldberg	Lieu	Ruskin
Bermúdez	Hancock	Liu	Saldaña
Blakeslee	Harman	Matthews	Salinas
Bogh	Haynes	Maze	Spitzer
Calderon	Horton, Jerome	McCarthy	Strickland
Canciamilla	Horton, Shirley	Montañez	Torrico
Chan	Houston	Mountjoy	Tran
Chavez	Huff	Mullin	Umberg
Chu	Jones	Nakanishi	Vargas
Cogdill	Karnette	Nation	Villines
Cohn	Keene	Nava	Walters
Coto	Kleh	Negrete McLeod	Wolk
Daucher	Koretz	Niello	Wyland
De La Torre	La Malfa	Oropeza	Yee
DeVore	La Suer	Parra	Mr. Speaker
Dymally	Laird	Pavley	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1315 (Liu)—An act to amend Section 69435 of the Education Code, relating to student financial aid.

Bill read third time, and passed by the following vote:

AYES—73

Aghazarian	Evans	Levine	Richman
Arambula	Frommer	Lieber	Ridley-Thomas
Baca	Garcia	Lieu	Runner
Benoit	Goldberg	Liu	Ruskin
Berg	Hancock	Matthews	Saldaña
Bermúdez	Harman	Maze	Salinas
Blakeslee	Horton, Jerome	McCarthy	Spitzer
Bogh	Horton, Shirley	Montañez	Torrico
Calderon	Houston	Mountjoy	Tran
Canciamilla	Huff	Mullin	Umberg
Chan	Jones	Nakanishi	Vargas
Chavez	Karnette	Nation	Villines
Chu	Keene	Nava	Wolk
Cogdill	Kleh	Negrete McLeod	Wyland
Cohn	Koretz	Niello	Yee
Daucher	La Malfa	Oropeza	Mr. Speaker
De La Torre	Laird	Parra	
Dymally	Leno	Pavley	
Emmerson	Leslie	Plescia	

NOES—2

DeVore Haynes

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1476 (Nakanishi)—An act to amend Section 103885 of the Health and Safety Code, relating to cancer registry.

Bill read third time, and passed by the following vote:

AYES—79

Aghazariana	Emmerson	Leno	Plescia
Arambula	Evans	Leslie	Richman
Baca	Frommer	Levine	Ridley-Thomas
Benoit	Garcia	Lieber	Runner
Berg	Goldberg	Lieu	Ruskin
Bermúdez	Hancock	Liu	Saldaña
Blakeslee	Harman	Matthews	Salinas
Bogh	Haynes	Maze	Spitzer
Calderon	Horton, Jerome	McCarthy	Strickland
Canciamilla	Horton, Shirley	Montañez	Torrico
Chan	Houston	Mountjoy	Tran
Chavez	Huff	Mullin	Umberg
Chu	Jones	Nakanishi	Vargas
Cogdill	Karnette	Nation	Villines
Cohn	Keene	Nava	Walters
Coto	Klehs	Negrete McLeod	Wolk
Daucher	Koretz	Niello	Wyland
De La Torre	La Malfa	Oropeza	Yee
DeVore	La Suer	Parra	Mr. Speaker
Dymally	Laird	Pavley	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1029 (Jerome Horton)—An act to amend Sections 15604 and 15622 of, and to add Sections 15606.2 and 15622.5 to, the Government Code, relating to the State Board of Equalization.

Bill read third time.

Motion to Amend

Assembly Member Jerome Horton moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

ASSEMBLY BILL NO. 289 (Chan)—An act to add Section 57013 to the Health and Safety Code, relating to hazardous chemicals.

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

Arambula	Frommer	Lieber	Ruskin
Berg	Goldberg	Liu	Saldaña
Bermúdez	Hancock	Matthews	Salinas
Calderon	Horton, Jerome	Montañez	Torrico
Chan	Jones	Mullin	Vargas
Chavez	Karnette	Nation	Wolk
Chu	Klehs	Nava	Yee
Cohn	Koretz	Negrete McLeod	Mr. Speaker
Coto	Laird	Oropeza	
Dymally	Leno	Pavley	
Evans	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

Bill ordered reprinted, and ordered returned to the third reading file.

ASSEMBLY BILL NO. 1363 (Jones)—An act to add Chapter 6 (commencing with Section 6500) to Division 3 of the Business and Professions Code, to amend Sections 1822, 1826, 1829, 1850, 1851, 2250, 2253, 2321, 2340, 2342, 2343, 2620, 2620.2, 2623, 2640, 2641, 2850, 2851, 2852, 2853, 2854, 2855, and 2920 of, to add Sections 1456, 1457, 1458, 2250.1, 2250.2 and 2410 to, and to repeal Sections 2342.5, 2344, and 2640.1 of, the Probate Code, and to add Division 8.7 (commencing with Section 9800) to the Welfare and Institutions Code, relating to conservatorship and guardianship.

Bill read third time, and passed by the following vote:

AYES—55

Aghazarian	De La Torre	Laird	Pavley
Arambula	Dymally	Leno	Richman
Baca	Evans	Levine	Ridley-Thomas
Berg	Frommer	Lieber	Ruskin
Bermúdez	Goldberg	Lieu	Saldaña
Bogh	Hancock	Liu	Salinas
Calderon	Horton, Jerome	Matthews	Spitzer
Canciamilla	Horton, Shirley	Montañez	Torrico
Chan	Houston	Mullin	Umberg
Chavez	Jones	Nation	Vargas
Chu	Karnette	Nava	Wolk
Cohn	Keene	Negrete McLeod	Yee
Coto	Klehs	Oropeza	Mr. Speaker
Daucher	Koretz	Parra	

NOES—10

DeVore	La Malfa	Runner	Wyland
Haynes	Mountjoy	Strickland	
Huff	Nakanishi	Walters	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1363: Assembly Member Richman from “No” to “Aye”.

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 814 (Cogdill)—An act to amend Sections 12027, 12027.1, and 12031 of, and to add Section 12027.2 to, the Penal Code, relating to firearms.

Bill read third time, and passed by the following vote:

AYES—77

Aghazarian	Evans	Levine	Ridley-Thomas
Arambula	Frommer	Lieber	Runner
Baca	Garcia	Lieu	Ruskin
Benoit	Hancock	Liu	Saldaña
Berg	Harman	Matthews	Salinas
Bermúdez	Haynes	Maze	Spitzer
Blakeslee	Horton, Jerome	McCarthy	Strickland
Bogh	Horton, Shirley	Montañez	Torrico
Calderon	Houston	Mountjoy	Tran
Canciamilla	Huff	Mullin	Umberg
Chan	Jones	Nakanishi	Vargas
Chavez	Karnette	Nation	Villines
Chu	Keene	Nava	Walters
Cogdill	Klehs	Negrete McLeod	Wolk
Cohn	Koretz	Niello	Wyland
Coto	La Malfa	Oropeza	Yee
Daucher	La Suer	Parra	Mr. Speaker
De La Torre	Laird	Pavley	
DeVore	Leno	Plescia	
Emmerson	Leslie	Richman	

NOES—None

Bill ordered transmitted to the Senate.

THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 912 (Ducheny)—An act to amend Section 33000 of the Education Code, relating to the State Board of Education.

Bill read third time, and presented by Assembly Member De La Torre.

At 1:42 p.m., Assistant Speaker pro Tempore Sally Lieber, 22nd District, presiding

Motion to Amend

Assembly Member De La Torre moved the adoption of amendments. Amendments read and adopted; bill ordered reprinted.

Re-Reference of Bills

Assembly Member Frommer was granted unanimous consent that Senate Bill No. 912, as amended, be referred to the Committees on Health and Appropriations.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 1207 (Yee)—An act to amend Section 20440 of the Elections Code, relating to elections.

Bill read third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Yee moved a call of the Assembly.

Motion carried. Time, 1:46 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 1226 (Yee)—An act to amend Sections 104190, 104192, and 104193 of, and to repeal and add Section 104191 of, the Health and Safety Code, relating to Lyme disease.

Bill read third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Yee moved a call of the Assembly.

Motion carried. Time, 1:53 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 470 (Yee)—An act to add Section 14011.95 to the Welfare and Institutions Code, relating to Medi-Cal.

Bill read third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Yee moved a call of the Assembly.

Motion carried. Time, 1:55 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

At 1:56 p.m., Speaker pro Tempore Leland Y. Yee, 12th District, presiding

ASSEMBLY BILL NO. 606 (Levine)—An act to add Article 5.5 (commencing with Section 234) to Chapter 2 of Part 1 of, and to repeal Section 241 of, the Education Code, relating to discrimination.

Bill read third time, and passed by the following vote:

AYES—45

Baca	Frommer	Lieu	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	Negrete McLeod	Yee
Cohn	Laird	Oropeza	Mr. Speaker
Coto	Leno	Parra	
De La Torre	Levine	Pavley	
Evans	Lieber	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

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1478 (Frommer)—An act to add Section 4435 to the Welfare and Institutions Code, relating to developmental services.

Bill read third time, and passed by the following vote:

AYES—74

Aghazarian	Dymally	Laird	Plescia
Arambula	Emmerson	Leno	Richman
Baca	Evans	Levine	Ridley-Thomas
Benoit	Frommer	Lieber	Runner
Berg	Garcia	Lieu	Ruskin
Bermúdez	Goldberg	Liu	Saldaña
Blakeslee	Hancock	Matthews	Salinas
Bogh	Harman	Maze	Spitzer
Calderon	Horton, Jerome	McCarthy	Strickland
Canciamilla	Horton, Shirley	Montañez	Torrico
Chan	Houston	Mullin	Tran
Chavez	Huff	Nakanishi	Umberg
Chu	Jones	Nation	Vargas
Cogdill	Karnette	Nava	Villines
Cohn	Keene	Negrete McLeod	Walters
Coto	Kleh	Niello	Wyland
Daucher	Koretz	Oropeza	Yee
De La Torre	La Malfa	Parra	
DeVore	La Suer	Pavley	

NOES—1

Haynes

Bill ordered transmitted to the Senate.

CONSIDERATION OF CONSENT CALENDAR

The Speaker pro Tempore announced that the next roll call would be on the Consent Calendar.

Consent Calendar—Assembly Bills

ASSEMBLY BILL NO. 44 (Cohn)—An act to amend Section 591.5 of the Penal Code, relating to crime.

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.)*

ASSEMBLY BILL NO. 49 (Benoit)—An act to repeal Section 44625.7 of, and to repeal and add Sections 44265.8 and 44265.9 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.)*

ASSEMBLY BILL NO. 237 (Arambula)—An act to amend Section 63040 of the Government Code, relating to infrastructure finance, 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.)*

ASSEMBLY BILL NO. 389 (Arambula)—An act to amend Section 115929 of the Health and Safety Code, relating to swimming pool safety.

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.)*

ASSEMBLY BILL NO. 476 (Baca)—An act to amend Section 69612 of the Education Code, relating to student financial aid.

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.)*

ASSEMBLY BILL NO. 523 (Negrete McLeod)—An act to amend Sections 94854, 94920, and 94931 of, and to add Section 94742.2 to, the Education Code, relating to private postsecondary education.

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.)*

ASSEMBLY BILL NO. 773 (Mullin)—An act to amend Section 33378 of the Health and Safety Code, relating to redevelopment.

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.)*

ASSEMBLY BILL NO. 790 (Yee)—An act to amend Section 10177 of the Business and Professions Code, relating to real estate licensees.

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.)*

ASSEMBLY BILL NO. 886 (Committee on Business and Professions)—An act to amend Sections 313 and 313.5 of the Business and Professions Code, relating to construction.

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.)*

ASSEMBLY BILL NO. 959 (Frommer)—An act to amend Sections 14105.27 and 14105.96 of the Welfare and Institutions Code, relating to Medi-Cal.

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.)*

ASSEMBLY BILL NO. 1286 (Evans)—An act to amend and repeal Sections 81383 and 81384 of, and to add and repeal Section 81384.5 of, the Education Code, relating to community college district property.

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.)*

ASSEMBLY BILL NO. 1302 (Jerome Horton)—An act to amend Section 11340.5 of, and to add Section 11342.620 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.)*

ASSEMBLY BILL NO. 1387 (Jones)—An act to add Section 21081.2 to the Public Resources Code, relating to environmental quality.

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.)*

ASSEMBLY BILL NO. 1399 (Garcia)—An act to amend Section 69437 of the Education Code, relating to student financial aid.

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.)*

ASSEMBLY BILL NO. 1588 (Negrete McLeod)—An act to amend Section 473.3 of the Business and Professions Code, relating to licensing boards.

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.)*

ASSEMBLY BILL NO. 1679 (Mullin)—An act to add Section 118.8 to the Streets and Highways Code, relating to state highway property.

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.)*

ASSEMBLY BILL NO. 307 (Chavez)—An act to amend Section 51871.5 of the Education Code, relating to education technology.

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—Senate Resolutions

SENATE CONCURRENT RESOLUTION NO. 15 (Morrow)—Relative to the California Law Revision Commission.

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 CONCURRENT RESOLUTION NO. 20 (Soto)—Relative to the CHP Officer Thomas J. Steiner 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.)*

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—79

Aghazarian	Emmerson	Leno	Plescia
Arambula	Evans	Leslie	Richman
Baca	Frommer	Levine	Ridley-Thomas
Benoit	Garcia	Lieber	Runner
Berg	Goldberg	Lieu	Ruskin
Bermúdez	Hancock	Liu	Saldaña
Blakeslee	Harman	Matthews	Salinas
Bogh	Haynes	Maze	Spitzer
Calderon	Horton, Jerome	McCarthy	Strickland
Canciamilla	Horton, Shirley	Montañez	Torrico
Chan	Houston	Mountjoy	Tran
Chavez	Huff	Mullin	Umberg
Chu	Jones	Nakanishi	Vargas
Cogdill	Karnette	Nation	Villines
Cohn	Keene	Nava	Walters
Coto	Klehs	Negrete McLeod	Wolk
Daucher	Koretz	Niello	Wyland
De La Torre	La Malfa	Oropeza	Yee
DeVore	La Suer	Parra	Mr. Speaker
Dymally	Laird	Pavley	

NOES—None**ANNOUNCEMENTS**

Speaker pro Tempore Yee announced the following session schedule:
Monday, January 30, 2006, Floor Session, 10 a.m.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 50**

At 2:02 p.m., on motion of Assembly Member Leno, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 50 refused passage by the following vote:

AYES—47

Arambula	Evans	Levine	Pavley
Baca	Frommer	Lieber	Ridley-Thomas
Berg	Goldberg	Lieu	Ruskin
Calderon	Hancock	Liu	Saldaña
Canciamilla	Horton, Jerome	Matthews	Salinas
Chan	Jones	Montañez	Torrico
Chavez	Karnette	Mullin	Umberg
Chu	Klehs	Nation	Vargas
Cohn	Koretz	Nava	Wolk
Coto	Laird	Negrete McLeod	Yee
De La Torre	Leno	Oropeza	Mr. Speaker
Dymally	Leslie	Parra	

NOES—None

Motion to Amend Pursuant to Joint Rule 23.5

Assembly Member Leno moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—44

Arambula	Frommer	Lieber	Pavley
Berg	Goldberg	Lieu	Ridley-Thomas
Calderon	Hancock	Liu	Ruskin
Canciamilla	Horton, Jerome	Matthews	Saldana
Chan	Jones	Montañez	Salinas
Chu	Karnette	Mullin	Torrico
Cohn	Klehs	Nation	Umberg
Coto	Koretz	Nava	Vargas
De La Torre	Laird	Negrete McLeod	Wolk
Dymally	Leno	Oropeza	Yee
Evans	Levine	Parra	Mr. Speaker

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

Bill ordered reprinted, and ordered returned to the third reading file.

COMMUNICATIONS

The following communication was presented by the Chief Clerk, and ordered printed in the Journal:

Explanation of Vote—Assembly Bill No. 50

January 26, 2006

*E. Dotson Wilson, Chief Clerk
California State Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Mr. Wilson,

I write to explain my inadvertent “AYE” vote on AB50 (Leno) today.

I intended to support the “Jessica’s Law” amendments to AB 50 authored by Assemblyman La Suer, and abstain on AB 50 proper, as I support enacting “Jessica’s Law” in California and increasing penalties for crimes against children.

Sincerely,

TIM LESLIE, Assembly Member
Fourth District

ADJOURN IN MEMORY

Assembly Member Benoit was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of California Highway Patrol Assistant Chief Dennis Williams, of Gold River.

(Assembly Rule 45.5 suspended.)

**At 2:05 p.m., Assistant Speaker pro Tempore Sally Lieber,
22nd District, presiding**

ADJOURN IN MEMORY

Assembly Member Cohn was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Wilson Pickett, of Los Angeles.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Members Goldberg, Koretz, and Speaker Núñez were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Betty Berzon, of Los Angeles.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Frommer on behalf of Speaker Núñez was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Tom Ishida, of Sacramento.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Members La Malfa and Wolk were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Jan Lowrey, of Rumsey.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

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 John D. Chiappe, of Stockton.

Assembly Member Bogh was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Gerry La Vine and Bob McCluskey, of Banning.

Assembly Member Chan was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Mickey Phillips, of Oakland.

Assembly Member Chu was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Sister Mary Phyllis McCarthy, of Alhambra.

Assembly Member Frommer was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Bruce Bremberg, of Glendale; William Parent, of Canoga Park; Henry Kilinski, of Orange; Alfonso Caballero, of Winnetka; Thomas Ormiston, of Northridge; Leonard Romero, of Rancho Cucamonga; and Don Wiley, of Simi Valley.

Assembly Member Matthews was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of U.S. Marine Lance Cpl. Brandon Christopher Dewey, of Tracy.

Assembly Member Daucher was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Karlene “Mamie” Fielden, Joel Gonzalez Gutierrez, and Claire La Berge, of Anaheim; Edgar Henry “Bud” Leberman, John Messina, Gordon Nickel, Edmond Spring, and Domenick Zappulla, of Brea; Everett Barnett, Albert Dijerlando, and Marth Jane Price, of Fullerton; Tomas Julo and Craig Wason, of La Habra; John Hoogesteger and Dr. Richard Earl Zinkan, of Placentia; and Ellwyn Brickson and Darlene Johnson, of Yorba Linda.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Umberg announced that the Committee on Elections and Redistricting would meet today, upon adjournment of Floor session, in the Tom Bane Rules Committee Room.

SPECIAL RECOGNITION

The Members of the Assembly joined Assembly Member Bogh in extending best wishes to Assembly Republican Leader McCarthy on the occasion of his birthday.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1207

At 2:19 p.m., on motion of Assembly Member Yee, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 1207 passed by the following vote:

AYES—43

Arambula	Evans	Lieber	Ridley-Thomas
Baca	Frommer	Lieu	Ruskin
Bermúdez	Goldberg	Matthews	Saldaña
Calderon	Hancock	Montañez	Salinas
Canciamilla	Horton, Jerome	Mullin	Torrico
Chavez	Jones	Nation	Umberg
Chu	Karnette	Nava	Vargas
Cohn	Klehs	Negrete McLeod	Wolk
Coto	Koretz	Parra	Yee
Daucher	Laird	Pavley	Mr. Speaker
De La Torre	Leno	Richman	

NOES—29

Aghazarian	Harman	Maze	Strickland
Benoit	Haynes	McCarthy	Tran
Blakeslee	Houston	Mountjoy	Villines
Bogh	Huff	Nakanishi	Walters
Cogdill	Keene	Niello	Wyland
DeVore	La Malfa	Plescia	
Emmerson	La Suer	Runner	
Garcia	Leslie	Spitzer	

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 1226**

At 2:19 p.m., on motion of Assembly Member Yee, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 1226 refused passage by the following vote:

AYES—23

Bermúdez	Frommer	Leno	Ruskin
Calderon	Goldberg	Levine	Salinas
Chan	Hancock	Lieber	Vargas
Chavez	Karnette	Lieu	Yee
Cohn	Keene	Pavley	Mr. Speaker
Evans	Laird	Ridley-Thomas	

NOES—42

Aghazarian	Garcia	Matthews	Runner
Arambula	Harman	Maze	Spitzer
Baca	Haynes	McCarthy	Strickland
Benoit	Horton, Jerome	Montañez	Torrico
Blakeslee	Horton, Shirley	Mountjoy	Tran
Bogh	Houston	Nakanishi	Umberg
Cogdill	Huff	Negrete McLeod	Villines
Daucher	Klehns	Niello	Walters
DeVore	La Malfa	Parra	Wyland
Dymally	La Suer	Plescia	
Emmerson	Leslie	Richman	

Vote Changes

By unanimous consent, the following vote changes were permitted on Assembly Bill No. 1226: Assembly Members Jones and Koretz from “Aye” to “Not Voting”.

**Motion to Reconsider Assembly Bill No. 1226
on Next Legislative Day**

Assembly Member Yee moved to reconsider on the next legislative day the vote whereby Assembly Bill No. 1226 was this day refused passage.

Assembly Bill No. 1226 ordered to the unfinished business file.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 470**

At 2:20 p.m., on motion of Assembly Member Yee, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 470 refused passage by the following vote:

AYES—37

Arambula	Goldberg	Lieber	Ruskin
Baca	Hancock	Lieu	Saldana
Bermúdez	Horton, Jerome	Matthews	Salinas
Blakeslee	Jones	Montañez	Torrico
Calderon	Karnette	Mullin	Vargas
Chavez	Klehs	Nation	Yee
Cohn	Koretz	Nava	Mr. Speaker
Coto	Laird	Negrete McLeod	
De La Torre	Leno	Parra	
Frommer	Levine	Ridley-Thomas	

NOES—32

Aghazarian	Harman	Leslie	Runner
Benoit	Haynes	Maze	Spitzer
Bogh	Horton, Shirley	McCarthy	Strickland
Cogdill	Houston	Mountjoy	Tran
Daucher	Huff	Nakanishi	Umberg
DeVore	Keene	Niello	Villines
Emmerson	La Malfa	Plescia	Walters
Garcia	La Suer	Richman	Wyland

**Motion to Reconsider Assembly Bill No. 470
on Next Legislative Day**

Assembly Member Yee moved to reconsider on the next legislative day the vote whereby Assembly Bill No. 470 was this day refused passage.

Assembly Bill No. 470 ordered to the unfinished business file.

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. 1430: Laird and Ruskin—Aye; Plescia and Strickland—No.

Assembly Bill No. 1160: Bermúdez, Chavez, Matthews, and Wolk—Aye; Plescia and Strickland—No.

Assembly Bill No. 768: Bermúdez and Torrico—Aye; Strickland—No.

Assembly Bill No. 479: Canciamilla, La Malfa, Nakanishi, and Nava—Aye.

Assembly Bill No. 1268: Canciamilla, Nava, and Plescia—Aye.

Assembly Bill No. 1319: Bermúdez, Canciamilla, Evans, and Spitzer—Aye.

Assembly Bill No. 1591: Canciamilla, DeVore, and Strickland—Aye.

Assembly Bill No. 928: Canciamilla, Runner, Strickland, Tran, and Wyland—Aye; Mountjoy—No.

Assembly Bill No. 1072: Canciamilla, Daucher, Frommer, Hancock, Harman, Shirley Horton, Nation, Spitzer, Wolk, and Wyland—Aye; Baca, DeVore, Leno, Montañez, Plescia, Strickland, and Umberg—No.

Assembly Bill No. 1418: Baca, Bermúdez, Canciamilla, Klehs, and Nation—Aye; Blakeslee—No.

Assembly Bill No. 1708: Canciamilla, Cohn, Levine, Torrico, and Wolk—Aye.

Assembly Bill No. 1147: Baca, Canciamilla, and Montañez—Aye; Shirley Horton and Umberg—No.

Assembly Bill No. 1561: Bermúdez, Canciamilla, De La Torre, Jones, Koretz, La Malfa, Maze, Montañez, Mountjoy, and Strickland—Aye.

Assembly Bill No. 50, Frommer Motion to Table La Suer Amendments: Canciamilla—Aye.

Mountjoy Motion to Appeal Decision of the Chair: Canciamilla and Montañez—No.

Assembly Bill No. 158 and Urgency: Canciamilla, Ridley-Thomas, and Umberg—Aye.

Assembly Bill No. 525: Canciamilla, Cohn, and Umberg—Aye; Daucher, Shirley Horton, Houston, La Suer, Niello, and Plescia—No.

Assembly Bill No. 840 and Urgency: Bogh, Canciamilla, Cohn, Garcia, Lieber, Niello, Plescia, Spitzer, and Umberg—Aye.

Assembly Bill No. 874: Bogh, Canciamilla, Cohn, Garcia, Plescia, and Umberg—Aye.

Assembly Bill No. 912: Berg, Canciamilla, Mountjoy, Plescia, Strickland, and Umberg—Aye.

Assembly Bill No. 926: Aghazarian, Benoit, Bogh, Calderon, Canciamilla, Daucher, Garcia, Houston, La Malfa, McCarthy, Plescia, Strickland, Umberg, and Wyland—Aye; Mountjoy—No.

Assembly Bill No. 1020: Calderon, Canciamilla, Ridley-Thomas, and Umberg—Aye; Garcia, Mountjoy, and Richman—No.

Assembly Bill No. 1231: Bermúdez, Bogh, Canciamilla, Cohn, Garcia, Houston, Keene, McCarthy, Plescia, Richman, Runner, Spitzer, Strickland, Tran, and Umberg—Aye; Mountjoy—No.

Assembly Bill No. 1282: Bermúdez, Canciamilla, Mountjoy, Plescia, Spitzer, Strickland, and Umberg—Aye.

Assembly Bill No. 1315: Bermúdez, Blakeslee, Canciamilla, De La Torre, Huff, Mountjoy, Nakanishi, Niello, Plescia, Spitzer, Umberg, and Wyland—Aye; DeVore and Haynes—No.

Assembly Bill No. 1476: Bermúdez, Canciamilla, Spitzer, and Umberg—Aye.

Assembly Bill No. 289, Chan Amendments: Bermúdez, Lieber, and Nation—Aye; Spitzer—No.

Assembly Bill No. 1363: Aghazarian, Calderon, Canciamilla, Umberg, and Vargas—Aye; Mountjoy, Strickland, and Wyland—No.

Assembly Bill No. 814: Canciamilla, Hancock, Liu, McCarthy, Mountjoy, Runner, Saldaña, Strickland, and Vargas—Aye.

Assembly Bill No. 606: Canciamilla and Montañez—Aye; Mountjoy, Spitzer, and Tran—No.

Assembly Bill No. 1478: Canciamilla, Huff, La Malfa, Oropeza, Plescia, Spitzer, and Yee—Aye.

Consent Calendar: Mullin and Richman—Aye.

Assembly Bill No. 50: Canciamilla—Aye.

Assembly Bill No. 50, Leno Amendments: Nation—Aye.

Assembly Bill No. 1207: Chu—Aye.

Assembly Bill No. 1226: Arambula—No.

Assembly Bill No. 470: Umberg—No.

At 2:22 p.m., Speaker pro Tempore Leland Y. Yee, 12th District, presiding

MOTION TO ADJOURN

At 2:22 p.m., Assembly Member Bogh moved that the Assembly do now adjourn.

Assembly Member Frommer seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 2:23 p.m., Speaker pro Tempore Yee declared the quorum call of the Assembly dispensed with.

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 1907—Lieu. An act to amend Section 18951 of the Welfare and Institutions Code, relating to child abuse.

ASSEMBLY BILL NO. 1908—Karnette. An act to add Section 14105.16 to the Welfare and Institutions Code, relating to Medi-Cal.

ASSEMBLY BILL NO. 1909—Vargas. An act to amend Section 11580.9, of the Insurance Code, relating to motor vehicle insurance coverage.

ASSEMBLY BILL NO. 1910—Aghazarian. An act to amend Sections 5007 and 22511.55 of the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 1911—Garcia. An act relating to SAFE teams, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 1912—Maze and La Suer. An act to add Section 432.3 to the Labor Code, relating to storage of firearms by employees.

ASSEMBLY BILL NO. 1913—Garcia. An act to add Section 3004.5 to the Penal Code, relating to sex offenders.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 110—Mountjoy. Relative to President's Day.

AUTHOR'S AMENDMENTS

Committee on Housing and Community Development

January 26, 2006

Mr. Speaker: The Chair of your Committee on Housing and Community Development reports:

Assembly Constitutional Amendment No. 22

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MULLIN, Chair

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 22—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.

REPORTS OF STANDING COMMITTEES**Committee on Rules**

Date of Hearing: January 26, 2006

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 102

Assembly Concurrent Resolution No. 103

Assembly Concurrent Resolution No. 106

With the recommendation: Be adopted.

MONTAÑEZ, Chair

Above resolutions ordered to third reading.

Date of Hearing: January 26, 2006

Mr. Speaker: Your Committee on Rules reports:

Senate Concurrent Resolution No. 71

With the recommendation: Be adopted.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above resolution be placed on the Consent Calendar.

MONTAÑEZ, Chair

Above resolution ordered to the Consent Calendar.

Committee on Elections and Redistricting

Date of Hearing: January 26, 2006

Mr. Speaker: Your Committee on Elections and Redistricting reports:

Assembly Bill No. 1129

With the recommendation: That the Senate amendments be concurred in.

UMBERG, Chair

Above bill ordered to unfinished business.

MESSAGES FROM THE SENATE

January 26, 2006

*The Honorable E. Dotson Wilson**Chief Clerk of the Assembly**Assembly Chamber*

Dear Dotson: By direction of the Senate I am returning Senate Bill 234 to the Assembly for further action.

Sincerely,

GREGORY P. SCHMIDT
Secretary of the Senate

Above bill ordered held at Desk.

Senate Chamber, January 26, 2006

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 517

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

Senate Chamber, January 26, 2006

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 154

Senate Bill No. 221

Senate Bill No. 286

Senate Bill No. 504

Senate Bill No. 604

Senate Bill No. 933

Senate Bill No. 1072

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

Senate Chamber, January 26, 2006

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 55
Senate Bill No. 162
Senate Bill No. 262
Senate Bill No. 369
Senate Bill No. 403
Senate Bill No. 420
Senate Bill No. 427
Senate Bill No. 433
Senate Bill No. 497
Senate Bill No. 676
Senate Bill No. 696

Senate Bill No. 727
Senate Bill No. 729
Senate Bill No. 763
Senate Bill No. 767
Senate Bill No. 778
Senate Bill No. 850
Senate Bill No. 924
Senate Bill No. 951
Senate Bill No. 960
Senate Bill No. 1114

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

Senate Chamber, January 26, 2006

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 70
Senate Concurrent Resolution No. 74

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

FIRST READING OF SENATE BILLS

The following bills were read the first time:

SENATE BILL NO. 154—An act to amend Section 22857 of the Government Code, relating to public employees' health benefits.

SENATE BILL NO. 221—An act to amend Section 11093.5 of the Government Code, relating to data analysis.

SENATE BILL NO. 286—An act to amend Sections 65301, 65583, 65583.1 and 65588 of the Government Code, to amend Sections 17021.6, 18909, 33760, 34312, and 52080 of, and to amend and renumber Section 50558 of, the Health and Safety Code, relating to local planning.

SENATE BILL NO. 504—An act to amend Section 2985 of the Civil Code, relating to real property sales contracts, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 604—An act to amend Section 47652 of the Education Code, relating to school funding.

SENATE BILL NO. 933—An act to amend Sections 44325 and 44329 of the Education Code, relating to teacher credentialing.

SENATE BILL NO. 1072—An act to amend, repeal, and add Sections 406, 41531, 44305, 44308, 44503, 44507, 52272, 99220, 99221, 99222, 99223, 99224, 99225, and 99226 of, to amend, renumber, and repeal Section 44731 of, to add and repeal Section 44730 of, and to repeal Sections 44505, 44506, and 99227 of, the Education Code, relating to teacher development.

SENATE BILL NO. 55—An act to amend Section 72121.5 of the Education Code, relating to community colleges.

SENATE BILL NO. 162—An act to amend Section 12803 of the Government Code, to amend Sections 475, 109277, 109282, 109910, 116275, 121030, and 121090 of, to amend and renumber the heading of Part 1 (commencing with Section 102100) of Division 102 of, to amend and renumber the heading of Part 1 (commencing with Section 104100) of Division 103 of, to amend and renumber the heading of Part 1 (commencing with Section 106500) of Division 104 of, to amend and renumber the heading of Part 1 (commencing with Section 120100) of Division 105 of, and to amend and renumber the heading of Chapter 1 (commencing with Section 123100) of Part 1 of Division 106 of, to amend and renumber Section 100325 of, to add Sections 100325, 101001, and 113754 to, to add Chapter 1 (commencing with Section 123099) to Part 1 of Division 106 of, to add Part 1 (commencing with Section 102099) to Division 102 of, to add Part 1 (commencing with Section 104099) to Division 103 of, to add Part 1 (commencing with Section 106499) to Division 104 of, to add Part 1 (commencing with Section 120099) to Division 105 of, and to add Division 112 (commencing with Section 131000) to, to repeal Sections 100115, 100117, 100119, 100180, 100182, 100185,

100190, 100195, 100200, 100205, 100210, 100225, 100230, 100235, 100236, 100290, and 100295 of, to repeal Article 2 (commencing with Section 100250) of Chapter 2 of Part 1 of Division 101 of, to repeal Article 3 (commencing with Section 100400) of Chapter 3 of Part 1 of Division 101 of, to repeal Part 2 (commencing with Section 100925) of Division 101 of, and to repeal and add Sections 100170 and 100175 of, the Health and Safety Code, and to add Section 24000.5 to the Welfare and Institutions Code, relating to public health.

SENATE BILL NO. 262—An act to amend Section 6145 of the Business and Professions Code, relating to attorneys.

SENATE BILL NO. 369—An act to amend Sections 42872.5 and 42885.5 of the Public Resources Code, relating to solid waste.

SENATE BILL NO. 403—An act to add Article 3.5 (commencing with Section 8670.24.1) to Chapter 7.4 of Division 1 of Title 2 of the Government Code, relating to harbors and navigation.

SENATE BILL NO. 420—An act to amend Section 22154 of the Public Contract Code, and to amend Section 42701 of the Public Resources Code, relating to public contracts.

SENATE BILL NO. 427—An act to amend Sections 21083.9 and 21092.4 of the Public Resources Code, relating to environmental quality.

SENATE BILL NO. 433—An act to amend Section 1798.90.1 of the Civil Code, relating to personal information.

SENATE BILL NO. 497—An act to amend Sections 72421, 72423, and 72440 of the Public Resources Code, relating to vessels, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 676—An act to add Section 14105.16 to the Welfare and Institutions Code, relating to Medi-Cal.

SENATE BILL NO. 696—An act to amend Sections 60227 and 60242 of, and to add Section 60200.1 to, the Education Code, relating to instruction, and making an appropriation therefor.

SENATE BILL NO. 727—An act to add Section 7311.5 to the Labor Code, relating to safety in employment.

SENATE BILL NO. 729—An act to amend Sections 13168, 13170.1, 13171, 13220, 13223, 13225, 13267, 13268, 13323, 13440, and 13441 of, and to add Sections 183.5, and 13204.5 to, the Water Code, relating to water.

SENATE BILL NO. 763—An act to amend Sections 7076, 7086, 7097, and 7107 of, and to add Section 7114.2 to, the Government Code, and to amend Sections 17053.34, 17053.46, 17053.47, 23622.8, 23634, and 23646 of the Revenue and Taxation Code, relating to economic development.

SENATE BILL NO. 767—An act relating to school district governance.

SENATE BILL NO. 778—An act to add Article 1.5 (commencing with Section 865) to Chapter 7 of Division 1 of the Financial Code, relating to depository institutions.

SENATE BILL NO. 850—An act to add Section 12019.5 to the Government Code, and to amend Section 280.5 of, and to add Section 871.9 to, the Public Utilities Code, relating to telecommunications.

SENATE BILL NO. 924—An act to amend Sections 94832 and 94925 of the Education Code, relating to driving schools.

SENATE BILL NO. 951—An act to amend Section 1801 of the Public Utilities Code, relating to the Public Utilities Commission.

SENATE BILL NO. 960—An act to repeal and add Section 25131 of the Health and Safety Code, relating to hazardous waste.

SENATE BILL NO. 1114—An act to amend Section 19020 of the Welfare and Institutions Code, relating to blind individuals.

The following resolutions were read:

SENATE CONCURRENT RESOLUTION NO. 70—Relative to Lung Cancer Awareness Month.

SENATE CONCURRENT RESOLUTION NO. 74—Relative to the Lunar New Year Celebration.

ADJOURNMENT

At 3:30 p.m., pursuant to the motion by Assembly Member Bogh, the Assembly adjourned until 10 a.m., Monday, January 30, 2006, out of respect to the memory of California Highway Patrol Assistant Chief Dennis Williams, on motion of Assembly Member Benoit; out of respect to the memory of Wilson Pickett, on motion of Assembly Member Cohn; out of respect to the memory of Betty Berzon, on motion of Assembly Members Goldberg, Speaker Núñez, and Koretz; out of respect to the memory of Tom Ishida, on motion of Assembly Member Frommer on behalf of Speaker Núñez; out of respect to the memory of Jan Lowrey, on motion of Assembly Members La Malfa and Wolk; out of respect to the memory of John D. Chiappe, on motion of Assembly Member Aghazarian; out of respect to the memory of Gerry La Vine and Bob McCluskey, on motion of Assembly Member Bogh; out of respect to the memory of Mickey Phillips, on motion of Assembly Member Chan; out of respect to the memory of Sister Mary Phyllis McCarthy, on motion of Assembly Member Chu; out of respect to the memory of Bruce Bremberg, William Parent, Henry Kilinski, Alfonso Caballero, Thomas Ormiston, Leonard Romero, and Don Wiley, on motion of Assembly Member Frommer; out of respect to the memory of U.S. Marine Lance Cpl. Brandon Christopher Dewey, on motion of Assembly Member Matthews; and out of respect to the memory of Karlene "Mamie" Fielden, Joel Gonzalez Gutierrez, Claire La Berge, Edgar Henry "Bud" Leberman, John Messina, Gordon Nickel, Edmond Spring, Domenick Zappulla, Everett Barnett, Albert Dijerlando, Marth Jane Price, Tomas Julo, Craig Wason, John Hoogesteger, Dr. Richard Earl Zinkan, Ellwyn Brickson and Darlene Johnson, on motion of Assembly Member Daucher.

FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JANUARY 26, 2006

The following measures were amended in the Assembly on this day:

AB RN

50	0602743
289	0602603
425	0601353
673	0602050
958	0601980
966	0600943
1029	0602671
1101	0602206

ACA RN

22	0601036
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SB RN

912	0601953
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Daily Total:	10
Cumulative Total:	3066

Amendments were considered by the Assembly, but not adopted, to the following measure:

AB

50	(La Suer amendments—Set 6, 0601683, laid upon the table)
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CALIFORNIA LEGISLATURE

2005–06 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, January 30, 2006

ONE HUNDRED THIRTY-SIXTH SESSION DAY

FOUR HUNDRED TWENTY-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
Monday, January 30, 2006

The Assembly met at 10:06 a.m.

Hon. Leland Y. Yee, 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 Runner moved a quorum call of the Assembly.

Motion carried.

The Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

Quorum Present

At 10:19 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—80:

Aghazarian	Dymally	Laird	Pavley
Arambula	Emmerson	Leno	Plescia
Baca	Evans	Leslie	Richman
Bass	Frommer	Levine	Ridley-Thomas
Benoit	Garcia	Lieber	Runner
Berg	Goldberg	Lieu	Ruskin
Bermúdez	Hancock	Liu	Saldaña
Blakeslee	Harman	Matthews	Salinas
Bogh	Haynes	Maze	Spitzer
Calderon	Horton, Jerome	McCarthy	Strickland
Canciamilla	Horton, Shirley	Montañez	Torrico
Chan	Houston	Mountjoy	Tran
Chavez	Huff	Mullin	Umberg
Chu	Jones	Nakanishi	Vargas
Cogdill	Karnette	Nation	Villines
Cohn	Keene	Nava	Walters
Coto	Klehs	Negrete McLeod	Wolk
Daucher	Koretz	Niello	Wyland
De La Torre	La Malfa	Oropeza	Yee
DeVore	La Suer	Parra	Mr. Speaker

PRAYER

Upon invitation of Speaker pro Tempore Yee, the following prayer was offered by Guest Chaplain Rabbi Boruch S. Cunin:

Dear God, The forces of darkness threaten Your light. Dear God, the winds of evil threaten to sweep across the entire globe. Dear God, give all of Your children gathered here in this room the power, the strength, the conviction, the guts to do what's right, let us not let the forces of darkness extinguish, my dear God, Your wonderful light, and let us all say together.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Yee, Assembly Member Emmerson then led the Assembly in the pledge of allegiance to the Flag.

ASSEMBLY RULE 118 SUSPENDED—PRIVILEGES OF THE FLOOR

Assembly Member Koretz was granted unanimous consent that Assembly Rule 118 be suspended granting the privileges of the Floor and permitting guests in the Assembly Chamber.

RECESS

By unanimous consent, at 10:23 a.m., Speaker pro Tempore Yee declared the Assembly recessed to permit the introduction of a special guest.

Assembly Member Koretz introduced and presented a resolution to Rabbi Boruch S. Cunin in recognition of the day of Chabad.

RECONVENED

At 10:24 a.m., the Assembly reconvened.

Hon. Leland Y. Yee, Speaker pro Tempore of the Assembly, presiding.

CAUCUS ANNOUNCEMENTS

At 10:25 a.m., Assembly Member Ridley-Thomas was granted unanimous consent that the Democratic Caucus be permitted to meet in the Assembly Lounge.

Assembly Member Bogh was granted unanimous consent that the Republican Caucus be permitted to meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 10:25 a.m., Speaker pro Tempore Yee declared the Assembly recessed.

RECONVENED

At 11:12 a.m., the Assembly reconvened.

Hon. Leland Y. Yee, Speaker pro Tempore of the Assembly, presiding.

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.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 30, 2006

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 50
 Assembly Bill No. 289
 Assembly Bill No. 425
 Assembly Bill No. 673

Assembly Bill No. 958
 Assembly Bill No. 966
 Assembly Bill No. 1029
 Assembly Bill No. 1101

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading file.

Assembly Chamber, January 30, 2006

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 103
 Assembly Concurrent Resolution No. 106

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolutions ordered on file.

Assembly Chamber, January 30, 2006

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Constitutional Amendment No. 22

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bills were referred to committee:

*Assembly**Bill No.**Committee*

1801	-----	Budget
1802	-----	Budget
1803	-----	Budget
1804	-----	Budget
1805	-----	Budget
1806	-----	Budget
1807	-----	Budget
1808	-----	Budget
1809	-----	Budget
1810	-----	Budget
1811	-----	Budget
1812	-----	Budget
1813	-----	Budget
1814	-----	Budget
1815	-----	Budget
1816	-----	Budget
1817	-----	Budget
1818	-----	Budget
1819	-----	Budget
1820	-----	Budget
1821	-----	Budget
1822	-----	Budget
1823	-----	Budget
1824	-----	Budget
1825	-----	Budget

1826	-----	Budget
1827	-----	Budget
1828	-----	Budget
1829	-----	Budget
1830	-----	Budget
1832	-----	Pub. S. and Trans.
1850	-----	Trans. and Pub. S.
1854	-----	Trans.
1861	-----	Aging & L.T.C.
1862	-----	Ins.
1863	-----	Jud.
1865	-----	Pub. S.
1866	-----	Nat. Res.
1867	-----	Ed.
1868	-----	B. & P.
1869	-----	L. Gov.
1870	-----	Trans.
1873	-----	Pub. S. and Hum. S.
1874	-----	Ed.
1876	-----	Hum. S.
1877	-----	W.,P. & W.
1879	-----	Trans.
1880	-----	Pub. S.
1882	-----	Pub. S.
1883	-----	Ins.
1884	-----	Ins.
1889	-----	G.O.
1890	-----	Rev. & Tax.
1893	-----	H. & C.D.
1894	-----	Pub. S. and Jud.
1895	-----	Ed.

*Assembly Constitutional**Amendment No.**Committee*

23 ----- P.E.,R. & S.S. and Appr.

*Assembly Concurrent**Resolution No.**Committee*

109 ----- Rls.

*Assembly Joint**Resolution No.**Committee*

40 ----- Health

*House**Resolution No.**Committee*

26 ----- Rls.

*Senate Concurrent**Resolution No.**Committee*

70 ----- Rls.

74 ----- Rls.

BILLS PLACED ON INACTIVE FILE

The following bills were placed upon the inactive file:

Assembly Bills Nos. 1360 and 72, on request of Assembly Member Frommer.

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 Concurrent Resolution No. 71, on request of Assembly Member Frommer.

RE-REFERENCE OF BILLS

Assembly Member Frommer was granted unanimous consent that Senate Bill No. 472 be re-referred from the Committee on Elections and Redistricting to the Committee on Education.

CONSIDERATION OF DAILY FILE**UNFINISHED BUSINESS****BILLS RECONSIDERED BY UNANIMOUS CONSENT**

In compliance with a motion given, Assembly Member Frommer was granted unanimous consent that the vote be reconsidered whereby Assembly Bills Nos. 1226 and 470 were refused passage; and that the bills be placed upon the inactive file.

ANNOUNCEMENTS

Speaker pro Tempore Yee announced that pursuant to Assembly Rule 100(b)(2), a motion to reconsider the vote whereby an Assembly bill is passed to the Senate is not in order on the last two legislative days preceding the January 31 of the even-numbered year.

CONSIDERATION OF DAILY FILE**SECOND READING OF ASSEMBLY BILLS**

ASSEMBLY BILL NO. 450—An act to add Section 8608 to the Government Code, relating to disaster preparedness.

Bill read second time, and ordered to third reading.

UNFINISHED BUSINESS (RESUMED)**SENATE JOINT RESOLUTION NO. 10 RECONSIDERED
BY UNANIMOUS CONSENT**

In compliance with a motion given, Assembly Member Torrico was granted unanimous consent that the vote be reconsidered whereby Senate Joint Resolution No. 10 was refused adoption.

Further Consideration of Senate Joint Resolution No. 10

SENATE JOINT RESOLUTION NO. 10 (Figueroa)—Relative to the U.S.A. PATRIOT Act.

Resolution read, and presented by Assembly Member Torrico.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Torrico moved a call of the Assembly.

Motion carried. Time, 11:18 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

MOTION TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motion to reconsider the vote on Assembly Bills Nos. 6, 715, and 791, and Senate Bills Nos. 51, 109, and 646 were continued until the next legislative day.

THIRD READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 1334 (Salinas)—An act to amend Sections 1775 and 1777 of the Business and Professions Code, relating to dentistry.

Bill read third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Salinas moved a call of the Assembly.

Motion carried. Time, 11:22 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 630 (Chu)—An act to amend Section 22446.5 of, and to add Section 22443.4 to, the Business and Professions Code, relating to immigration consultants.

Bill read third time, and passed by the following vote:

AYES—48

Arambula	De La Torre	Leno	Parra
Baca	Dymally	Levine	Pavley
Bass	Evans	Lieber	Ridley-Thomas
Berg	Frommer	Lieu	Ruskin
Bermúdez	Goldberg	Liu	Saldaña
Calderon	Hancock	Matthews	Salinas
Canciamilla	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

NOES—31

Aghazarian	Garcia	Leslie	Runner
Benoit	Harman	Maze	Spitzer
Blakeslee	Haynes	McCarthy	Strickland
Bogh	Horton, Shirley	Mountjoy	Tran
Cogdill	Huff	Nakanishi	Villines
Daucher	Keene	Niello	Walters
DeVore	La Malfa	Plescia	Wyland
Emmerson	La Suer	Richman	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 699 (Chan)—An act to add Section 120155 to the Health and Safety Code, relating to vaccines.

Bill read third time, and passed by the following vote:

AYES—48

Arambula	De La Torre	Leno	Parra
Baca	Dymally	Levine	Pavley
Bass	Evans	Lieber	Ridley-Thomas
Berg	Frommer	Lieu	Ruskin
Bermúdez	Goldberg	Liu	Saldaña
Calderon	Hancock	Matthews	Salinas
Canciamilla	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

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

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 925 (Ridley-Thomas)—An act to add and repeal Article 10.1 (commencing with Section 926) to Chapter 1 of Part 2 of Division 1 of the Insurance Code, relating to insurer investments.

Bill read third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Ridley-Thomas moved a call of the Assembly.

Motion carried. Time, 11:39 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 958 (De La Torre)—An act to add Article 9 (commencing with Section 89280) to Chapter 2 of Part 55 of the Education Code, relating to the California State University.

Bill read third time, and passed by the following vote:

AYES—52

Arambula	De La Torre	Laird	Parra
Baca	Dymally	Leno	Pavley
Bass	Evans	Levine	Richman
Berg	Frommer	Lieber	Ridley-Thomas
Bermúdez	Garcia	Lieu	Ruskin
Blakeslee	Goldberg	Matthews	Saldaña
Calderon	Hancock	Montañez	Salinas
Canciamilla	Horton, Jerome	Mullin	Torrico
Chan	Horton, Shirley	Nakanishi	Umberg
Chavez	Jones	Nation	Vargas
Chu	Karnette	Nava	Wolk
Cohn	Klehns	Negrete McLeod	Yee
Coto	Koretz	Oropeza	Mr. Speaker

NOES—23

Aghazarian	Haynes	Leslie	Strickland
Bogh	Houston	Maze	Tran
Daucher	Huff	Mountjoy	Villines
DeVore	Keene	Niello	Walters
Emmerson	La Malfa	Plescia	Wyland
Harman	La Suer	Spitzer	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 958: Assembly Member Liu from “Aye” to “Not Voting”.

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1015 (Chu)—An act to add and repeal Chapter 3 (commencing with Section 9000) to Title 9 of Part 3 of the Penal Code, relating to sex offenders.

Bill read third time, and passed by the following vote:

AYES—78

Aghazarian	Dymally	Leslie	Richman
Arambula	Emmerson	Levine	Ridley-Thomas
Baca	Evans	Lieber	Runner
Bass	Frommer	Lieu	Ruskin
Benoit	Garcia	Liu	Saldaña
Berg	Goldberg	Matthews	Salinas
Bermúdez	Hancock	Maze	Spitzer
Blakeslee	Harman	McCarthy	Strickland
Bogh	Horton, Jerome	Montañez	Torrico
Calderon	Horton, Shirley	Mountjoy	Tran
Canciamilla	Houston	Mullin	Umberg
Chan	Huff	Nakanishi	Vargas
Chavez	Jones	Nation	Villines
Chu	Karnette	Nava	Walters
Cogdill	Keene	Negrete McLeod	Wolk
Cohn	Klehns	Niello	Wyland
Coto	Koretz	Oropeza	Yee
Daucher	La Malfa	Parra	Mr. Speaker
De La Torre	Laird	Pavley	
DeVore	Leno	Plescia	

NOES—1

Haynes

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1111 (Frommer)—An act to add Chapter 3 (commencing with Section 430) to Part 1 of Division 1 of the Health and Safety Code, relating to health care coverage.

Bill read third time, and passed by the following vote:

AYES—50

Arambula	Dymally	Leno	Pavley
Baca	Evans	Levine	Ridley-Thomas
Bass	Frommer	Lieber	Ruskin
Berg	Garcia	Lieu	Saldaña
Bermúdez	Goldberg	Liu	Salinas
Calderon	Hancock	Matthews	Torrico
Canciamilla	Horton, Jerome	Montañez	Umberg
Chan	Horton, Shirley	Mullin	Vargas
Chavez	Jones	Nation	Wolk
Chu	Karnette	Nava	Yee
Cohn	Klehns	Negrete McLeod	Mr. Speaker
Coto	Koretz	Oropeza	
De La Torre	Laird	Parra	

NOES—30

Aghazarian	Harman	Maze	Spitzer
Benoit	Haynes	McCarthy	Strickland
Blakeslee	Houston	Mountjoy	Tran
Bogh	Huff	Nakanishi	Villines
Cogdill	Keene	Niello	Walters
Daucher	La Malfa	Plescia	Wyland
DeVore	La Suer	Richman	
Emmerson	Leslie	Runner	

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 1334**

At 11:59 a.m., on motion of Assembly Member Salinas, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 1334 passed by the following vote:

AYES—44

Arambula	DeVore	Laird	Pavley
Baca	Dymally	Leno	Ridley-Thomas
Bass	Evans	Levine	Ruskin
Berg	Frommer	Lieber	Saldaña
Bermúdez	Goldberg	Liu	Salinas
Canciamilla	Hancock	Matthews	Torrico
Chan	Horton, Jerome	Mullin	Umberg
Chu	Jones	Nation	Vargas
Cohn	Karnette	Nava	Wolk
Coto	Klehns	Negrete McLeod	Yee
De La Torre	Koretz	Parra	Mr. Speaker

NOES—24

Blakeslee	Horton, Shirley	Leslie	Richman
Bogh	Houston	Maze	Spitzer
Chavez	Huff	Mountjoy	Strickland
Daucher	Keene	Nakanishi	Tran
Garcia	La Malfa	Niello	Walters
Harman	La Suer	Plescia	Wyland

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 925**

At 12 p.m., on motion of Assembly Member Ridley-Thomas, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 925 passed by the following vote:

AYES—45

Arambula	Dymally	Levine	Ruskin
Baca	Evans	Lieber	Saldaña
Bass	Frommer	Liu	Salinas
Berg	Goldberg	Montañez	Torrico
Bermúdez	Hancock	Mullin	Umberg
Calderon	Horton, Jerome	Nation	Vargas
Canciamilla	Jones	Nava	Wolk
Chan	Karnette	Negrete McLeod	Yee
Chu	Kleh	Oropeza	Mr. Speaker
Cohn	Koretz	Parra	
Coto	Laird	Pavley	
De La Torre	Leno	Ridley-Thomas	

NOES—34

Aghazarian	Garcia	Leslie	Runner
Benoit	Harman	Matthews	Spitzer
Blakeslee	Haynes	Maze	Strickland
Bogh	Horton, Shirley	McCarthy	Tran
Chavez	Houston	Mountjoy	Villines
Cogdill	Huff	Nakanishi	Walters
Daucher	Keene	Niello	Wyland
DeVore	La Malfa	Plescia	
Emmerson	La Suer	Richman	

Bill ordered transmitted to the Senate.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)**

ASSEMBLY BILL NO. 1532 (Bass)—An act to add Article 8 (commencing with Section 69441) to Chapter 1.7 of Part 42 of the Education Code, relating to postsecondary education.

Bill read third time, and passed by the following vote:

AYES—62

Arambula	Dymally	Lieber	Ridley-Thomas
Baca	Evans	Lieu	Runner
Bass	Frommer	Liu	Ruskin
Benoit	Garcia	Matthews	Saldaña
Berg	Goldberg	Maze	Salinas
Bermúdez	Hancock	McCarthy	Spitzer
Blakeslee	Horton, Jerome	Montañez	Torrico
Calderon	Horton, Shirley	Mullin	Umberg
Canciamilla	Jones	Nation	Vargas
Chan	Karnette	Nava	Villines
Chavez	Keene	Negrete McLeod	Wolk
Chu	Kleh	Niello	Wyland
Cohn	Koretz	Oropeza	Yee
Coto	Laird	Parra	Mr. Speaker
Daucher	Leno	Pavley	
De La Torre	Levine	Richman	

NOES—17

Aghazarian	Harman	Leslie	Tran
Bogh	Haynes	Mountjoy	Walters
Cogdill	Huff	Nakanishi	
DeVore	La Malfa	Plescia	
Emmerson	La Suer	Strickland	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 966 (Saldaña)—An act to add Article 14 (commencing with Section 25251) to Chapter 6.5 of Division 20 of the Health and Safety Code, relating to hazardous waste.

Bill read third time, and passed by the following vote:

AYES—79

Aghazarian	Dymally	Leno	Plescia
Arambula	Emmerson	Leslie	Richman
Baca	Evans	Levine	Ridley-Thomas
Bass	Frommer	Lieber	Runner
Benoit	Garcia	Lieu	Ruskin
Berg	Goldberg	Liu	Saldaña
Bermúdez	Hancock	Matthews	Salinas
Blakeslee	Harman	Maze	Spitzer
Bogh	Horton, Jerome	McCarthy	Strickland
Calderon	Horton, Shirley	Montañez	Torrico
Canciamilla	Houston	Mountjoy	Tran
Chan	Huff	Mullin	Umberg
Chavez	Jones	Nakanishi	Vargas
Chu	Karnette	Nation	Villines
Cogdill	Keene	Nava	Walters
Cohn	Kleh	Negrete McLeod	Wolk
Coto	Koretz	Niello	Wyland
Daucher	La Malfa	Oropeza	Yee
De La Torre	La Suer	Parra	Mr. Speaker
DeVore	Laird	Pavley	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 425 (Negrete McLeod)—An act to amend Section 22443 of the Business and Professions Code, relating to immigration consultants.

Bill read third time, and passed by the following vote:

AYES—79

Aghazarian	Dymally	Leno	Plescia
Arambula	Emmerson	Leslie	Richman
Baca	Evans	Levine	Ridley-Thomas
Bass	Frommer	Lieber	Runner
Benoit	Garcia	Lieu	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	Kleh	Niello	Wyland
Daucher	Koretz	Oropeza	Yee
De La Torre	La Malfa	Parra	Mr. Speaker
DeVore	Laird	Pavley	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 674 (Klehs)—An act to amend Sections 60036, 60037, 60501, 60502, 60503, 60503.1, 60503.2, and 60508.2 of the Revenue and Taxation Code, relating to taxation.

Bill read third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Klehs moved a call of the Assembly.

Motion carried. Time, 12:19 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 759 (Lieber)—An act to amend Sections 17204 and 17206 of the Business and Professions Code, relating to unfair competition.

Bill read third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Lieber moved a call of the Assembly.

Motion carried. Time, 12:21 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 770 (Mullin)—An act to amend Section 11504 of the Business and Professions Code, and to amend Sections 1369.510 and 1373 of, to add Section 1363.7 to, and to add Chapter 11 (commencing with Section 1380.010) to Title 6 of Part 4 of Division 2 of, the Civil Code, relating to common interest developments.

Bill read third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Mullin moved a call of the Assembly.

Motion carried. Time, 12:27 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 1056 (Chu)—An act to add and repeal Article 2.5 (commencing with Section 60620) to Chapter 5 of Part 33 of the Education Code, relating to public school curriculum.

Bill read third time, and passed by the following vote:

AYES—51

Arambula	Dymally	Leno	Pavley
Baca	Evans	Levine	Richman
Bass	Frommer	Lieber	Ridley-Thomas
Berg	Garcia	Lieu	Ruskin
Bermúdez	Goldberg	Liu	Saldaña
Calderon	Hancock	Matthews	Salinas
Canciamilla	Horton, Jerome	Montañez	Torrico
Chan	Horton, Shirley	Mullin	Umberg
Chavez	Jones	Nation	Vargas
Chu	Karnette	Nava	Wolk
Cohn	Klehs	Negrete McLeod	Yee
Coto	Koretz	Oropeza	Mr. Speaker
De La Torre	Laird	Parra	

NOES—28

Aghazarian	Emmerson	La Suer	Plescía
Benoit	Harman	Leslie	Runner
Blakeslee	Haynes	Maze	Spitzer
Bogh	Houston	McCarthy	Strickland
Cogdill	Huff	Mountjoy	Villines
Daucher	Keene	Nakanishi	Walters
DeVore	La Malfa	Niello	Wyland

Bill ordered transmitted to the Senate.

At 12:31 p.m., Assistant Speaker pro Tempore Sally Lieber, 22nd District, presiding

ASSEMBLY BILL NO. 839 (Torrico)—An act to add Article 17 (commencing with Section 19985) to Chapter 5 of Division 8 of the Business and Professions Code, relating to gambling.

Bill read third time, and passed by the following vote:

AYES—56

Aghazarian	Evans	Laird	Niello
Arambula	Frommer	Leno	Oropeza
Baca	Garcia	Leslie	Parra
Bass	Goldberg	Levine	Pavley
Berg	Hancock	Lieber	Plescía
Bermúdez	Horton, Jerome	Lieu	Ridley-Thomas
Calderon	Horton, Shirley	Liu	Ruskin
Chan	Houston	Matthews	Saldaña
Chavez	Huff	Montañez	Salinas
Chu	Jones	Mountjoy	Torrico
Cohn	Karnette	Mullin	Vargas
Coto	Keene	Nation	Wolk
De La Torre	Klehs	Nava	Yee
Dymally	Koretz	Negrete McLeod	Mr. Speaker

NOES—14

Blakeslee	Haynes	Strickland	Walters
Bogh	La Suer	Tran	Wyland
Daucher	Maze	Umberg	
DeVore	Spitzer	Villines	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1402 (Blakeslee)—An act to amend Section 84207 of, and to add Article 1.5 (commencing with Section 84730) to Chapter 5 of Part 50 of, the Education Code, relating to community colleges, and making an appropriation therefor.

Bill read third time, and passed by the following vote:

AYES—80

Aghazarian	Dymally	Laird	Pavley
Arambula	Emmerson	Leno	Plescia
Baca	Evans	Leslie	Richman
Bass	Frommer	Levine	Ridley-Thomas
Benoit	Garcia	Lieber	Runner
Berg	Goldberg	Lieu	Ruskin
Bermúdez	Hancock	Liu	Saldaña
Blakeslee	Harman	Matthews	Salinas
Bogh	Haynes	Maze	Spitzer
Calderon	Horton, Jerome	McCarthy	Strickland
Canciamilla	Horton, Shirley	Montañez	Torrico
Chan	Houston	Mountjoy	Tran
Chavez	Huff	Mullin	Umberg
Chu	Jones	Nakanishi	Vargas
Cogdill	Karnette	Nation	Villines
Cohn	Keene	Nava	Walters
Coto	Klehs	Negrete McLeod	Wolk
Daucher	Koretz	Niello	Wyland
De La Torre	La Malfa	Oropeza	Yee
DeVore	La Suer	Parra	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1029 (Jerome Horton)—An act to amend Section 15604 of the Government Code, relating to the State Board of Equalization.

Bill read third time, and passed by the following vote:

AYES—52

Arambula	DeVore	Laird	Oropeza
Baca	Dymally	Leno	Parra
Bass	Emmerson	Leslie	Pavley
Berg	Evans	Levine	Ridley-Thomas
Bermúdez	Frommer	Lieber	Ruskin
Calderon	Garcia	Lieu	Salinas
Canciamilla	Goldberg	Liu	Torrico
Chan	Hancock	Matthews	Umberg
Chavez	Horton, Jerome	Montañez	Vargas
Chu	Jones	Mullin	Wolk
Cohn	Karnette	Nava	Wyland
Coto	Klehs	Negrete McLeod	Yee
De La Torre	Koretz	Niello	Mr. Speaker

NOES—24

Aghazarian	Haynes	La Suer	Richman
Benoit	Horton, Shirley	Maze	Spitzer
Blakeslee	Houston	McCarthy	Strickland
Bogh	Huff	Mountjoy	Tran
Daucher	Keene	Nakanishi	Villines
Harman	La Malfa	Plescia	Walters

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 326 (Blakeslee)—An act to amend Sections 270 and 275 of the Public Utilities Code, relating to telecommunications.

Bill read third time, and passed by the following vote:

AYES—79

Aghazarian	Dymally	Leno	Plescia
Arambula	Emmerson	Leslie	Richman
Baca	Evans	Levine	Ridley-Thomas
Bass	Frommer	Lieber	Runner
Benoit	Garcia	Lieu	Ruskin
Berg	Goldberg	Liu	Saldaña
Bermúdez	Hancock	Matthews	Salinas
Blakeslee	Harman	Maze	Spitzer
Bogh	Horton, Jerome	McCarthy	Strickland
Calderon	Horton, Shirley	Montañez	Torrico
Canciamilla	Houston	Mountjoy	Tran
Chan	Huff	Mullin	Umberg
Chavez	Jones	Nakanishi	Vargas
Chu	Karnette	Nation	Villines
Cogdill	Keene	Nava	Walters
Cohn	Klehls	Negrete McLeod	Wolk
Coto	Koretz	Niello	Wyland
Daucher	La Malfa	Oropeza	Yee
De La Torre	La Suer	Parra	Mr. Speaker
DeVore	Laird	Pavley	

NOES—None

Bill ordered transmitted to the Senate.

At 12:44 p.m., Speaker pro Tempore Leland Y. Yee, 12th District, presiding

ASSEMBLY BILL NO. 583 (Hancock)—An act to amend, repeal, and add Section 8040 of the Elections Code, and to add Chapter 12 (commencing with Section 91015) to Title 9 of, and to repeal Section 85300 of, the Government Code, relating to the Political Reform Act of 1974.

Bill read third time, and passed by the following vote:

AYES—47

Arambula	De La Torre	Leno	Parra
Baca	Dymally	Levine	Pavley
Bass	Evans	Lieber	Ridley-Thomas
Berg	Frommer	Lieu	Ruskin
Bermúdez	Goldberg	Liu	Saldaña
Calderon	Hancock	Matthews	Salinas
Canciamilla	Horton, Jerome	Montañez	Torrico
Chan	Jones	Mullin	Vargas
Chavez	Karnette	Nation	Wolk
Chu	Klehls	Nava	Yee
Cohn	Koretz	Negrete McLeod	Mr. Speaker
Coto	Laird	Oropeza	

NOES—31

Aghazarian	Garcia	Leslie	Spitzer
Benoit	Harman	Maze	Strickland
Blakeslee	Haynes	McCarthy	Tran
Bogh	Houston	Mountjoy	Umberg
Cogdill	Huff	Nakanishi	Villines
Daucher	Keene	Niello	Walters
DeVore	La Malfa	Plescia	Wyland
Emmerson	La Suer	Runner	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1381 (Nunez)—An act to amend Sections 51795, 51796, 51797, and 51798 of, and to add Section 51796.5 to, the Education Code, and to amend Section 40507 of the Public Resources Code, relating to school gardens.

Bill read third time, and passed by the following vote:

AYES—74

Aghazarian	Dymally	Leno	Plescia
Arambula	Emmerson	Leslie	Richman
Baca	Evans	Levine	Ridley-Thomas
Bass	Frommer	Lieber	Runner
Benoit	Garcia	Lieu	Ruskin
Berg	Goldberg	Liu	Saldaña
Bermúdez	Hancock	Matthews	Salinas
Blakeslee	Harman	Maze	Spitzer
Bogh	Horton, Jerome	McCarthy	Torrico
Calderon	Horton, Shirley	Montañez	Tran
Canciamilla	Houston	Mountjoy	Umberg
Chan	Huff	Mullin	Vargas
Chavez	Jones	Nakanishi	Villines
Chu	Karnette	Nation	Wolk
Cogdill	Keene	Nava	Wyland
Cohn	Klehs	Negrete McLeod	Yee
Coto	Koretz	Oropeza	Mr. Speaker
Daucher	La Malfa	Parra	
De La Torre	Laird	Pavley	

NOES—5

DeVore	Niello	Walters
Haynes	Strickland	

Vote Changes

By unanimous consent, the following vote changes were permitted on Assembly Bill No. 1381: Assembly Members Benoit, Blakeslee, Bogh, Huff, Leslie, Maze, Richman, Runner, Tran, and Villines from “No” to “Aye”.

Bill ordered transmitted to the Senate.

At 1:06 p.m., Assistant Speaker pro Tempore Sally Lieber, 22nd District, presiding

ASSEMBLY CONCURRENT RESOLUTION NO. 103 (Nakanishi)—Relative to Korean–American Day.

Resolution read.

**Members Made Coauthors of
Assembly Concurrent Resolution No. 103**

Assembly Member Nakanishi was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Assembly Concurrent Resolution No. 103.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Aghazarian, Arambula, Baca, Bass, Benoit, Berg, Bermúdez, Blakeslee, Bogh, Calderon, Canciamilla, Chavez, Cogdill, Cohn, Coto, Daucher, De La Torre, DeVore, Emmerson, Evans, Frommer, Garcia, Goldberg, Hancock, Harman, Jerome Horton, Houston, Huff, Jones, Karnette, Keene, Klehs, Koretz, La Malfa, La Suer, Laird, Leno, Leslie, Levine, Lieber, Matthews, Maze, McCarthy, Montañez, Mountjoy, Mullin, Nation, Nava, Negrete McLeod, Niello, Núñez, Oropeza, Parra, Pavley, Plescia, Richman, Ridley-Thomas, Runner, Ruskin, Saldaña, Salinas, Spitzer, Strickland, Umberg, Vargas, Villines, Walters, Wolk, and Wyland.

Request for Unanimous Consent

Assembly Member Nakanishi was granted unanimous consent to take up Assembly Concurrent Resolution No. 103, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Concurrent Resolution No. 103, as Amended

ASSEMBLY CONCURRENT RESOLUTION NO. 103—Relative to Korean–American Day.

Resolution read, as amended, and adopted.

Resolution ordered printed, and transmitted to the Senate.

ASSEMBLY CONCURRENT RESOLUTION NO. 106 (Yee)—Relative to the White Ribbon Campaign.

Resolution read.

**Members Made Coauthors of
Assembly Concurrent Resolution No. 106**

Assembly Member Yee was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Assembly Concurrent Resolution No. 106.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Aghazarian, Arambula, Baca, Bass, Benoit, Bermúdez, Blakeslee, Bogh, Canciamilla, Chan, Chu, Cogdill, Cohn, Coto, Daucher, De La Torre, Evans, Frommer, Goldberg, Hancock, Harman, Jerome Horton, Shirley Horton, Houston, Keene, Klehs, Koretz, La Malfa, La Suer, Leslie, Levine, Lieber, Lieu, Liu, Matthews, McCarthy, Montañez, Mountjoy, Mullin, Nakanishi, Nation, Nava, Niello, Núñez, Oropeza, Parra, Pavley, Plescia, Richman, Ridley-Thomas, Runner, Saldaña, Salinas, Strickland, Torrico, Tran, Umberg, Vargas, Villines, Walters, Wolk, and Wyland.

Request for Unanimous Consent

Assembly Member Yee was granted unanimous consent to take up Assembly Concurrent Resolution No. 106, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Concurrent Resolution No. 106, as Amended

ASSEMBLY CONCURRENT RESOLUTION NO. 106—Relative to the White Ribbon Campaign.

Resolution read, as amended, and adopted.

Resolution ordered printed, and transmitted to the Senate.

At 1:17 p.m., Speaker pro Tempore Leland Y. Yee, 12th District, presiding

ASSEMBLY BILL NO. 1101 (Oropeza)—An act to amend Sections 44320, 44322, 44342, 44360, 44390, and 44391 of, and to add Sections 44303.5, 44323.5, 44395, and 44396 to, the Health and Safety Code, relating to air pollution.

Bill read third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Oropeza moved a call of the Assembly.

Motion carried. Time, 1:30 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 673 (Klehs)—An act to add and repeal Article 7.5 (commencing with Section 19188) of Chapter 4 of Part 10.2 of Division 2 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Klehs moved a call of the Assembly.

Motion carried. Time, 1:38 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 1469 (Negrete McLeod)—An act to add Article 1.5 (commencing with Section 18606.1) to Chapter 5 of Part 2.1 of Division 13 of the Health and Safety Code, relating to mobilehome parks.

Bill read third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Negrete McLeod moved a call of the Assembly.

Motion carried. Time, 1:43 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 289 (Chan)—An act to add Section 57013 to the Health and Safety Code, relating to hazardous chemicals.

Bill read third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Chan moved a call of the Assembly.

Motion carried. Time, 1:50 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY BILL NO. 977 (Nava)—An act to add Section 1375 to the Health and Safety Code, and to add Section 10191.5 to the Insurance Code, relating to health care coverage.

Bill read third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Nava moved a call of the Assembly.

Motion carried. Time, 1:54 p.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 SENATE JOINT RESOLUTION NO. 10

At 1:55 p.m., on motion of Assembly Member Torrico, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Joint Resolution No. 10 adopted by the following vote:

AYES—44

Baca	Dymally	Leno	Oropeza
Bass	Evans	Levine	Parra
Berg	Frommer	Lieber	Pavley
Bermúdez	Goldberg	Lieu	Ridley-Thomas
Calderon	Hancock	Liu	Ruskin
Chan	Horton, Jerome	Matthews	Saldaña
Chavez	Jones	Montañez	Salinas
Chu	Karnette	Mullin	Torrico
Cohn	Klehs	Nation	Vargas
Coto	Koretz	Nava	Yee
De La Torre	Laird	Negrete McLeod	Mr. Speaker

NOES—32

Aghazarian	Garcia	La Suer	Richman
Benoit	Harman	Leslie	Runner
Blakeslee	Haynes	Maze	Spitzer
Bogh	Horton, Shirley	McCarthy	Tran
Cogdill	Houston	Mountjoy	Umberg
Daucher	Huff	Nakanishi	Villines
DeVore	Keene	Niello	Walters
Emmerson	La Malfa	Plescia	Wyland

Resolution ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 674

At 1:55 p.m., on motion of Assembly Member Klehs, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Klehs moved to continue the call of the Assembly.

Motion carried. Time, 1:55 p.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
ASSEMBLY BILL NO. 759**

At 1:55 p.m., on motion of Assembly Member Lieber, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 759 passed by the following vote:

AYES—48

Arambula	De La Torre	Leno	Parra
Baca	Dymally	Levine	Pavley
Bass	Evans	Lieber	Ridley-Thomas
Berg	Frommer	Lieu	Ruskin
Bermúdez	Goldberg	Liu	Saldaña
Calderon	Hancock	Matthews	Salinas
Canciamilla	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

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

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 770**

At 1:56 p.m., on motion of Assembly Member Mullin, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 770 passed by the following vote:

AYES—44

Arambula	Coto	Koretz	Oropeza
Baca	De La Torre	Laird	Parra
Bass	Dymally	Leno	Pavley
Berg	Evans	Levine	Ridley-Thomas
Bermúdez	Frommer	Lieber	Ruskin
Calderon	Goldberg	Lieu	Saldaña
Canciamilla	Hancock	Liu	Salinas
Chan	Horton, Jerome	Montañez	Torrico
Chavez	Jones	Mullin	Vargas
Chu	Karnette	Nation	Wolk
Cohn	Klehs	Nava	Mr. Speaker

NOES—36

Aghazarian	Harman	Matthews	Runner
Benoit	Haynes	Maze	Spitzer
Blakeslee	Horton, Shirley	McCarthy	Strickland
Bogh	Houston	Mountjoy	Tran
Cogdill	Huff	Nakanishi	Umberg
Daucher	Keene	Negrete McLeod	Villines
DeVore	La Malfa	Niello	Walters
Emmerson	La Suer	Plescia	Wyland
Garcia	Leslie	Richman	Yee

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 1101**

At 1:56 p.m., on motion of Assembly Member Oropeza, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Oropeza moved to continue the call of the Assembly.

Motion carried. Time, 1:56 p.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
ASSEMBLY BILL NO. 673**

At 1:56 p.m., on motion of Assembly Member Klehs, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Klehs moved to continue the call of the Assembly.

Motion carried. Time, 1:56 p.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
ASSEMBLY BILL NO. 1469**

At 1:57 p.m., on motion of Assembly Member Negrete McLeod, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Negrete McLeod moved to continue the call of the Assembly.

Motion carried. Time, 1:57 p.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
ASSEMBLY BILL NO. 289**

At 1:57 p.m., on motion of Assembly Member Chan, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Chan moved to continue the call of the Assembly.

Motion carried. Time, 1:58 p.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
ASSEMBLY BILL NO. 977**

At 1:58 p.m., on motion of Assembly Member Nava, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Nava moved to continue the call of the Assembly.

Motion carried. Time, 1:58 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ANNOUNCEMENTS

Speaker pro Tempore Yee announced the following session schedule:
Tuesday, January 31, 2006, Floor Session, 9:30 a.m.

ADJOURN IN MEMORY

Assembly Member Dymally was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Lewis White, of Los Angeles and Elizabeth Thomas, of Lynwood.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Members Cogdill and Aghazarian were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Hashem Naraghi, of Modesto.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Nation was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of his father-in-law, John "Gian" Nicolay, of Novato.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Members Nation and Mullin were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Roger Grossman, of Mill Valley.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Saldaña was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Marsha C' de Baca Duran, of Escondido and Richard A. Pick, of La Jolla.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Laird was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Judge Arthur Danner, III, of Santa Cruz.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Chan was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Gracie Johnson, of Oakland.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Chu was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Cpl. Carlos Arellano, of Rosemead.

Assembly Member Daucher was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Walfrido Cortes, of Anaheim; Lela Plejdrup, of Fullerton; Mark Bogner, William Royal "Bill" Fowks, and Ruth Metzger, of Yorba Linda.

Assembly Member Frommer was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Amy Piston, of Glendale.

Assembly Member Houston was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Donald Harris, of San Ramon.

Assembly Member Wyland was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Barbara Markey, of Oceanside.

Assembly Member Evans was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Lorraine M. Clement, Doris B. Kline, Caroline Noonan, Dr. Frank W. Norman, Charles W. Prindle, Norman M. Sikes, and Wayne Avery Taylor, of Santa Rosa; Willie McKnight, and Gene Tomason, of Vallejo.

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 Monte L. Deakin and Helmi B. Kaemmerer, of Davis; John Wesley Teague, of Fairfield; Rosanna Elisa Jacobi, of Suisun City; Hazel L. Bauman, of Vacaville; Ruth Borchard, of Winters; John Ronald Barbano, Steven P. Eros, Elisa Galindo, Amelia Garcia, Norman R. Glover, and Marie Ann Kaelin, of Woodland.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 674**

At 2:12 p.m., on motion of Assembly Member Klehs, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 674 refused passage by the following vote:

AYES—30

Bass	Daucher	Koretz	Oropeza
Berg	Dymally	Laird	Pavley
Bermúdez	Goldberg	Leno	Ridley-Thomas
Canciamilla	Hancock	Levine	Saldaña
Chan	Haynes	Lieber	Walters
Chavez	Jones	Lieu	Mr. Speaker
Chu	Karnette	Mullin	
Coto	Klehs	Nation	

NOES—39

Aghazarian	Horton, Jerome	McCarthy	Runner
Arambula	Horton, Shirley	Montañez	Spitzer
Baca	Houston	Mountjoy	Strickland
Benoit	Huff	Nakanishi	Torrico
Blakeslee	Keene	Nava	Tran
Bogh	La Malfa	Negrete McLeod	Umberg
Cogdill	La Suer	Niello	Villines
Emmerson	Leslie	Parra	Wyland
Garcia	Matthews	Plescia	Yee
Harman	Maze	Richman	

**Motion to Reconsider Assembly Bill No. 674
on Next Legislative Day**

Assembly Member Klehs moved to reconsider on the next legislative day the vote whereby Assembly Bill No. 674 was this day refused passage.

Assembly Bill No. 674 ordered to the unfinished business file.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 1101**

At 2:12 p.m., on motion of Assembly Member Oropeza, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 1101 refused passage by the following vote:

AYES—33

Bass	Frommer	Leno	Pavley
Berg	Goldberg	Lieber	Ridley-Thomas
Bermúdez	Hancock	Liu	Ruskin
Chan	Horton, Jerome	Montañez	Salinas
Chavez	Jones	Mullin	Wolk
Chu	Karnette	Nation	Mr. Speaker
De La Torre	Klehs	Nava	
Dymally	Koretz	Negrete McLeod	
Evans	Laird	Oropeza	

NOES—36

Aghazarian	Harman	Matthews	Runner
Benoit	Haynes	Maze	Spitzer
Blakeslee	Horton, Shirley	McCarthy	Strickland
Bogh	Houston	Mountjoy	Torrico
Cogdill	Huff	Nakanishi	Tran
Daucher	Keene	Niello	Villines
DeVore	La Malfa	Parra	Walters
Emmerson	La Suer	Plescia	Wyland
Garcia	Leslie	Richman	Yee

**Motion to Reconsider Assembly Bill No. 1101
on Next Legislative Day**

Assembly Member Oropeza moved to reconsider on the next legislative day the vote whereby Assembly Bill No. 1101 was this day refused passage.

Assembly Bill No. 1101 ordered to the unfinished business file.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 673**

At 2:12 p.m., on motion of Assembly Member Klehs, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 673 refused passage by the following vote:

AYES—28

Bass	Goldberg	Levine	Ridley-Thomas
Berg	Hancock	Lieber	Ruskin
Chan	Jones	Mullin	Saldaña
Chu	Klehs	Nation	Salinas
Cohn	Koretz	Nava	Torrico
Dymally	Laird	Oropeza	Vargas
Evans	Leno	Pavley	Mr. Speaker

NOES—43

Aghazarian	Emmerson	Leslie	Richman
Arambula	Garcia	Matthews	Runner
Baca	Harman	Maze	Spitzer
Benoit	Haynes	McCarthy	Strickland
Blakeslee	Horton, Jerome	Montañez	Tran
Bogh	Horton, Shirley	Mountjoy	Umberg
Canciamilla	Houston	Nakanishi	Villines
Chavez	Huff	Negrete McLeod	Walters
Cogdill	Keene	Niello	Wyland
Daucher	La Malfa	Parra	Yee
DeVore	La Suer	Plescia	

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 1469**

At 2:13 p.m., on motion of Assembly Member Negrete McLeod, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 1469 passed by the following vote:

AYES—42

Arambula	Dymally	Leno	Ridley-Thomas
Baca	Evans	Levine	Ruskin
Bass	Frommer	Lieber	Saldaña
Berg	Goldberg	Lieu	Salinas
Bermúdez	Hancock	Mullin	Torrico
Chan	Horton, Jerome	Nation	Umberg
Chavez	Jones	Nava	Vargas
Chu	Karnette	Negrete McLeod	Wolk
Cohn	Klehs	Oropeza	Mr. Speaker
Coto	Koretz	Parra	
De La Torre	Laird	Pavley	

NOES—35

Aghazarian	Harman	Matthews	Runner
Benoit	Haynes	Maze	Spitzer
Blakeslee	Horton, Shirley	McCarthy	Strickland
Bogh	Houston	Montañez	Tran
Cogdill	Huff	Mountjoy	Villines
Daucher	Keene	Nakanishi	Walters
DeVore	La Malfa	Niello	Wyland
Emmerson	La Suer	Plescia	Yee
Garcia	Leslie	Richman	

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 289**

At 2:13 p.m., on motion of Assembly Member Chan, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 289 passed by the following vote:

AYES—41

Baca	Goldberg	Lieu	Saldaña
Bass	Hancock	Liu	Salinas
Berg	Horton, Jerome	Montañez	Torrico
Bermúdez	Jones	Mullin	Umberg
Chan	Karnette	Nation	Vargas
Chu	Klehs	Nava	Wolk
Coto	Koretz	Negrete McLeod	Yee
De La Torre	Laird	Oropeza	Mr. Speaker
Dymally	Leno	Pavley	
Evans	Levine	Ridley-Thomas	
Frommer	Lieber	Ruskin	

NOES—35

Aghazarian	Garcia	Leslie	Richman
Benoit	Harman	Matthews	Runner
Blakeslee	Haynes	Maze	Spitzer
Bogh	Horton, Shirley	McCarthy	Strickland
Chavez	Houston	Mountjoy	Tran
Cogdill	Huff	Nakanishi	Villines
Daucher	Keene	Niello	Walters
DeVore	La Malfa	Parra	Wyland
Emmerson	La Suer	Plescia	

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 977**

At 2:13 p.m., on motion of Assembly Member Nava, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 977 passed by the following vote:

AYES—42

Arambula	Dymally	Leno	Ridley-Thomas
Baca	Evans	Levine	Ruskin
Bass	Frommer	Lieber	Saldaña
Berg	Goldberg	Lieu	Salinas
Bermúdez	Hancock	Liu	Torrico
Calderon	Horton, Jerome	Montañez	Umberg
Chan	Jones	Mullin	Vargas
Chu	Karnette	Nava	Yee
Cohn	Klehs	Negrete McLeod	Mr. Speaker
Coto	Koretz	Oropeza	
De La Torre	Laird	Pavley	

NOES—36

Aghazarian	Harman	Matthews	Richman
Benoit	Haynes	Maze	Runner
Blakeslee	Horton, Shirley	McCarthy	Spitzer
Bogh	Houston	Mountjoy	Strickland
Cogdill	Huff	Nakanishi	Tran
Daucher	Keene	Nation	Villines
DeVore	La Malfa	Niello	Walters
Emmerson	La Suer	Parra	Wolk
Garcia	Leslie	Plescia	Wyland

Bill ordered transmitted to the Senate.

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. 630: Baca, Bermúdez, Canciamilla, Chavez, Liu, Oropeza, and Parra—Aye; La Malfa, Mountjoy, Plescia, Spitzer, Strickland, and Wyland—No.

Assembly Bill No. 699: Baca, Bermúdez, Canciamilla, Chavez, Liu, and Oropeza—Aye; Shirley Horton, La Malfa, Mountjoy, Plescia, Spitzer, Strickland, Villines, and Wyland—No.

Assembly Bill No. 958: Bass, Bermúdez, Canciamilla, Chavez, Cohn, Frommer, Garcia, Oropeza, Ridley-Thomas, and Salinas—Aye; Aghazarian, Mountjoy, Plescia, Strickland, Tran, and Wyland—No.

Assembly Bill No. 1015: Canciamilla, Chavez, La Malfa, Mountjoy, Mullin, Oropeza, and Strickland—Aye.

Assembly Bill No. 1111: Canciamilla, Chavez, Garcia, Shirley Horton, and Oropeza—Aye; Daucher, La Malfa, Mountjoy, and Strickland—No.

Assembly Bill No. 1334: Canciamilla and Frommer—Aye; Chavez, Keene, La Malfa, Mountjoy, Spitzer, Strickland, and Walters—No.

Assembly Bill No. 925: Canciamilla and Oropeza—Aye; Chavez, Mountjoy, Spitzer, and Strickland—No.

Assembly Bill No. 1532: Blakeslee, Canciamilla, Chavez, Frommer, Garcia, Keene, Levine, Maze, McCarthy, Montañez, Oropeza, Villines, and Wyland—Aye; Mountjoy, Plescia, and Strickland—No.

Assembly Bill No. 966: Arambula, Bermúdez, Canciamilla, Chavez, Frommer, Montañez, Mountjoy, Oropeza, and Strickland—Aye.

Assembly Bill No. 425: Canciamilla, Chavez, Frommer, Mountjoy, Oropeza, and Strickland—Aye.

Assembly Bill No. 1056: Bermúdez, Canciamilla, Chavez, Garcia, Montañez, Oropeza, and Salinas—Aye; Bogh, Daucher, Mountjoy, Spitzer, and Wyland—No.

Assembly Bill No. 839: Frommer, Garcia, Klehs, Mountjoy, Mullin, Oropeza, and Pavley—Aye; Blakeslee, Bogh, Daucher, Strickland, Umberg, and Wyland—No.

Assembly Bill No. 1402: Bogh, Canciamilla, Garcia, Mountjoy, Oropeza, and Wyland—Aye.

Assembly Bill No. 1029: Canciamilla, Garcia, Levine, Montañez, Oropeza, Ridley-Thomas, Wolk, and Wyland—Aye; Aghazarian, Blakeslee, Bogh, Daucher, Houston, Huff, Keene, McCarthy, and Mountjoy—No.

Assembly Bill No. 326: Bogh, Canciamilla, Frommer, Garcia, Keene, Levine, Mountjoy, Oropeza, Ridley-Thomas, Torrico, and Wyland—Aye.

Assembly Bill No. 583: Montañez—Aye; Daucher, La Malfa, Mountjoy, Plescia, Spitzer, Strickland, and Umberg—No.

Assembly Bill No. 1381: Canciamilla, Daucher, Emmerson, Garcia, Harman, Shirley Horton, Houston, Keene, La Malfa, Levine, McCarthy, Mountjoy, Nakanishi, Plescia, Spitzer, and Wyland—Aye; Walters—No.

Senate Joint Resolution No. 10: Bermúdez, Chavez, and Parra—Aye; Umberg—No.

Assembly Bill No. 759: Bermúdez and Oropeza—Aye; Mountjoy—No.

Assembly Bill No. 770: Calderon, Canciamilla, and Parra—Aye; Garcia, Negrete McLeod, and Umberg—No.

Assembly Bill No. 674: Mountjoy—No.

Assembly Bill No. 1101: Bermúdez—Aye.

Assembly Bill No. 1469: Bermúdez—Aye.

MOTION TO ADJOURN

At 2:14 p.m., Assembly Member Cohn moved that the Assembly do now adjourn.

Assembly Member Cogdill seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 2:15 p.m., Speaker pro Tempore Yee declared the quorum call of the Assembly dispensed with.

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 1914—DeVore. An act to add Section 19582.6 to the Revenue and Taxation Code, relating to taxation.

ASSEMBLY BILL NO. 1915—Villines. An act to amend Section 5004.1 of the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 1916—Garcia. An act to amend Section 49550 of, and to add Section 49550.2 to, the Education Code, relating to school meals.

ASSEMBLY BILL NO. 1917—DeVore. An act to add Section 35256.3 to the Education Code, relating to school personnel.

ASSEMBLY BILL NO. 1918—Wolk. An act to amend Section 37252.8 of the Education Code, relating to instructional programs.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 111—McCarthy. Relative to CHP Officer Erick S. Manny Memorial Highway.

AUTHOR'S AMENDMENTS

Committee on Public Employees, Retirement and Social Security

January 30, 2006

Mr. Speaker: The Chair of your Committee on Public Employees, Retirement and Social Security reports:

Assembly Constitutional Amendment No. 23

With author's amendments with the recommendation: Amend, and re-refer to the committee.

TORRICO, Chair

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 23—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 8 to Article XX thereof, relating to public employee benefits.

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.

REPORTS OF STANDING COMMITTEES

Committee on Appropriations

January 18, 2006

Mr. Speaker: Your Committee on Appropriations reports the following bill pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 206

CHU, Chair

Above bill ordered filed with the Chief Clerk.

Committee on Public Safety

January 11, 2006

Mr. Speaker: Your Committee on Public Safety reports the following bills pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 231

Assembly Bill No. 1063

Assembly Bill No. 438

Assembly Bill No. 1501

Assembly Bill No. 743

LENO, Chair

Above bills ordered filed with the Chief Clerk.

MESSAGES FROM THE SENATE

January 25, 2006

The Honorable Wesley Chesbro, Chair

Joint Legislative Budget Committee

State Capitol, Room 5035

Sacramento, California

Dear Senator Chesbro: The Senate Rules Committee has appointed Senator Murray as a member of the Joint Legislative Budget Committee to replace Senator Migden.

Sincerely,

GREGORY P. SCHMIDT
Secretary of the Senate

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Cohn, the Assembly adjourned until 9:30 a.m., Tuesday, January 31, 2006, out of respect to the memory of Lewis White and Elizabeth Thomas, on motion of Assembly Member Dymally; out of respect to the memory of Hashem Naraghi, on motion of Assembly Members Aghazarian and Cogdill; out of respect to the memory of John “Gian” Nicolay, on motion of Assembly Member Nation; out of respect to the memory of Roger Grossman, on motion of Assembly Members Nation and Mullin; out of respect to the memory of Marsha C’ de Baca Duran and Richard A. Pick, on motion of Assembly Member Saldaña; out of respect to the memory of Judge Arthur Danner, III, on motion of Assembly Member Laird; out of respect to the memory of Gracie Johnson, on motion of Assembly Member Chan; out of respect to the memory of Cpl. Carlos Arellano, on motion of Assembly Member Chu; out of respect to the memory of Walfrido Cortes, Lela Plejdrup, Mark Bogner, William Royal “Bill” Fowks, and Ruth Metzger, on motion of Assembly Member Daucher; out of respect to the memory of Amy Piston, on motion of Assembly Member Frommer; out of respect to the memory of Donald Harris, on motion of Assembly Member Houston; out of respect to the memory of Barbara Markey, on motion of Assembly Member Wyland; out of respect to the memory of Lorraine M. Clement, Doris B. Kline, Caroline Noonan, Dr. Frank W. Norman, Charles W. Prindle, Norman M. Sikes, Wayne Avery Taylor, Willie McKnight, and Gene Tomason, on motion of Assembly Member Evans; and out of respect to the memory of Monte L. Deakin, Helmi B. Kaemmerer, John Wesley Teague, Rosanna Elisa Jacobi, Hazel L. Bauman, Ruth Borchard, John Ronald Barbano, Steven P. Eros, Elisa Galindo, Amelia Garcia, Norman R. Glover, and Marie Ann Kaelin, on motion of Assembly Member Wolk.

FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON JANUARY 30, 2006**

The following measure was amended in the Assembly on this day:

ACA RN

23 0603123

Daily Total: 1

Cumulative Total: 3067

CALIFORNIA LEGISLATURE

2005–06 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, January 31, 2006

ONE HUNDRED THIRTY-SEVENTH SESSION DAY

FOUR HUNDRED TWENTY-SECOND 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, January 31, 2006

The Assembly met at 9:30 a.m.

Hon. Leland Y. Yee, 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 Mountjoy 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 9:44 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	Pavley
Arambula	Emmerson	Leno	Plescia
Baca	Evans	Leslie	Ridley-Thomas
Bass	Frommer	Levine	Runner
Benoit	Garcia	Lieber	Ruskin
Berg	Goldberg	Lieu	Saldaña
Bermúdez	Hancock	Liu	Salinas
Blakeslee	Harman	Matthews	Spitzer
Bogh	Haynes	Maze	Strickland
Calderon	Horton, Jerome	McCarthy	Torrico
Canciamilla	Horton, Shirley	Montañez	Tran
Chan	Houston	Mountjoy	Umberg
Chavez	Huff	Mullin	Vargas
Chu	Jones	Nakanishi	Villines
Cogdill	Karnette	Nation	Walters
Cohn	Keene	Nava	Wolk
Coto	Klehs	Negrete McLeod	Wyland
Daucher	Koretz	Niello	Yee
De La Torre	La Malfa	Oropeza	Mr. Speaker
DeVore	La Suer	Parra	

PRAYER

Upon invitation of Speaker pro Tempore Yee, the following prayer was offered by Assembly Chaplain Father Constantine C. Pappademos:

Lord, You look down from heaven at people to see if there are any who are wise, any who worship You. We pray that You send us victory and prosperity in life, Lord, for You are our helper and our defender. We gladly give You thanks for Your blessings in our life, because You are good and You rescue us from all our troubles.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Yee, Assembly Member Bass 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 Cogdill.

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Member was granted leave of absence for the day:

Because of illness in his family: Assembly Member Richman.

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

January 30, 2006

E. Dotson Wilson

*Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: Please be advised that I have appointed the following Assemblymembers to the Assembly Select Committee on Aerospace:

Assemblymember Sam Blakeslee
Assemblymember Betty Karnette
Assemblymember Lloyd Levine
Assemblymember Sally Lieber
Assemblymember Sharon Runner

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

MESSAGES FROM THE SENATE

Senate Chamber, January 30, 2006

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 160
Senate Bill No. 362
Senate Bill No. 371
Senate Bill No. 432
Senate Bill No. 452
Senate Bill No. 491
Senate Bill No. 532
Senate Bill No. 540
Senate Bill No. 551
Senate Bill No. 558

Senate Bill No. 560
Senate Bill No. 585
Senate Bill No. 678
Senate Bill No. 740
Senate Bill No. 812
Senate Bill No. 988
Senate Bill No. 1010
Senate Bill No. 1024
Senate Bill No. 1032

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

FIRST READING OF SENATE BILLS

The following bills were read the first time:

SENATE BILL NO. 160—An act to amend Section 76300 of, and to add Section 66021.6 to, the Education Code, relating to student financial aid.

SENATE BILL NO. 362—An act to amend Sections 51222 and 51241 of, and to add Article 9.5 (commencing with Section 44620) to Chapter 3 of Part 25 to, the Education Code, relating to physical education, and making an appropriation therefor.

SENATE BILL NO. 371—An act relating to public contracts.

SENATE BILL NO. 432—An act to amend Sections 26721.2 and 26750 of the Government Code, relating to county fees.

SENATE BILL NO. 452—An act to amend Section 14105.33 of the Welfare and Institutions Code, relating to Medi-Cal.

SENATE BILL NO. 491—An act to add Chapter 1 (commencing with Section 15465) to Part 7.2 of Division 3 of Title 2 of the Government Code, and to amend Section 130060 of the Health and Safety Code, relating to financing hospital seismic safety programs, by providing the funds necessary therefor through the issuance and sale of bonds of the State of California and by providing for the handling and disposition of those funds.

SENATE BILL NO. 532—An act to amend Section 246.3 of the Penal Code, relating to BB devices.

SENATE BILL NO. 540—An act to add Section 1940.3 to the Civil Code, relating to tenancy.

SENATE BILL NO. 551—An act to amend Section 1373 of, to add Section 1363.7 to, and to add Chapter 11 (commencing with Section 1380.010) to Title 6 of Part 4 of Division 2 of the Civil Code, relating to common interest developments.

SENATE BILL NO. 558—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.

SENATE BILL NO. 560—An act relating to career technical education.

SENATE BILL NO. 585—An act to amend Section 6389 of the Family Code, relating to protective orders.

SENATE BILL NO. 678—An act to amend Sections 3041, 7821, 7822, 8620, 8710, and 9210 of, to add Sections 7892.5, 7907.3, 8606.5, 8619.5, 9208, and 9209 to, to add Part 3 (commencing with Section 170) to Division 1 of, and to repeal Section 7810 of, the Family Code, to amend Sections 1510, 1511, 1513, 1516.5, and 1601 of, to add Sections 1449, 1456, 1457, 1460.2, 1474, and 1500.1 to, and to repeal Section 2112 of, the Probate Code, and to amend Sections 100, 290.1, 290.2, 291, 292, 293, 294, 295, 297, 305.5, 317, 361, 366, 366.26, 727.4, 10553.1, and 16507.4 of, to add Sections 110, 224, 224.1, 224.2, 224.3, 224.4, 224.5, 224.6, 361.31, and 361.7 to, and to repeal Section 360.6 of, the Welfare and Institutions Code, relating to Indian children, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 740—An act to amend Section 8314 of, and to add Section 8314.5 to, the Government Code, relating to public agencies.

SENATE BILL NO. 812—An act to add Section 33126.4 to the Education Code, relating to schools.

SENATE BILL NO. 988—An act to add Section 97 to, and to add and repeal Section 97.3 of, the Streets and Highways Code, and to add Section 42010 to the Vehicle Code, relating to streets and highways.

SENATE BILL NO. 1010—An act to add Sections 7665 and 10025 to the Public Utilities Code, relating to rail service.

SENATE BILL NO. 1024—An act to add Chapter 12.49 (commencing with Section 8879.20) to Division 1 of Title 2 of the Government Code, to add Chapter 3.6 (commencing with Section 50535) to Part 2 of Division 31 of the Health and Safety Code, and to add and repeal Section 2704.22 of, and to repeal Chapter 20 (commencing with Section 2704) of Division 3 of, the Streets and Highways Code, relating to public works and improvements by providing the funds necessary therefor through the issuance and sale of bonds of the State of California and by providing for the handling and disposition of those funds.

SENATE BILL NO. 1032—An act to amend Sections 331, and 332 of the Fish and Game Code, relating to hunting.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 31, 2006

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Constitutional Amendment No. 23

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committees were permitted to meet:

Health, on Tuesday, February 21, 2006 and on February 28, 2006, at 1:30 p.m., in Room 4202.

CAUCUS ANNOUNCEMENTS

At 9:49 a.m., Assembly Member Frommer was granted unanimous consent that the Democratic Caucus be permitted to meet in the Assembly Lounge.

Assembly Member Benoit was granted unanimous consent that the Republican Caucus be permitted to meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 9:49 a.m., Speaker pro Tempore Yee declared the Assembly recessed.

RECONVENED

At 10:45 a.m., the Assembly reconvened.

Hon. Leland Y. Yee, Speaker pro Tempore of the Assembly, presiding.

**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. 50 to the Committee on Appropriations.

Motion to Appeal from the Decision of the Chair

Assembly Member Cogdill moved to appeal from the decision of the Chair.

Ruling by Speaker pro Tempore Yee

The Speaker pro Tempore ruled the motion out of order. Pursuant to Assembly Rule 77.2 the presiding officer has the unilateral authority and discretion to refer an amended bill from the Floor to committee.

REQUEST TO SUSPEND RULES

Assembly Member Frommer requested unanimous consent that Joint Rule 62(a) be suspended to permit the Committee on Appropriations to meet off the Floor today, for purpose of hearing Assembly Bill No. 50.

Assembly Member Haynes withheld unanimous consent.

Motion to Suspend Joint Rule 62(a)

Assembly Member Frommer moved that Joint Rule 62(a) be suspended to permit the Committee on Appropriations to meet off the Floor today, for the purpose of hearing Assembly Bill No. 50.

Assembly Member Cohn seconded the motion.

Motion for suspension of the rules carried by the following vote:

AYES—43

Baca	Frommer	Lieu	Ridley-Thomas
Bass	Goldberg	Liu	Ruskin
Berg	Hancock	Matthews	Saldaña
Chan	Horton, Jerome	Montañez	Salinas
Chavez	Jones	Mullin	Torrico
Chu	Karnette	Nation	Umberg
Cohn	Klehs	Nava	Vargas
Coto	Laird	Negrete McLeod	Wolk
De La Torre	Leno	Oropeza	Yee
Dymally	Levine	Parra	Mr. Speaker
Evans	Lieber	Pavley	

NOES—30

Aghazarian	Garcia	Leslie	Spitzer
Benoit	Harman	Maze	Strickland
Blakeslee	Haynes	McCarthy	Tran
Bogh	Horton, Shirley	Mountjoy	Villines
Cogdill	Huff	Nakanishi	Walters
Daucher	Keene	Niello	Wyland
DeVore	La Malfa	Plescia	
Emmerson	La Suer	Runner	

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Frommer announced that the Committee on Appropriations would meet immediately in the Tom Bane Rules Committee Room.

MEMBERS EXCUSED FOR COMMITTEE MEETING

At 10:50 a.m., by unanimous consent, the members of the Committee on Appropriations were excused for the purpose of attending a meeting of the committee at this time, in the Tom Bane Rules Committee Room, and without objection, the House was permitted to continue in Floor session.

RECESS

By unanimous consent, at 10:53 a.m., Speaker pro Tempore Yee declared the Assembly recessed to permit the introduction of a special guest.

Assembly Member McCarthy introduced and presented a resolution to Roger Magyar in recognition of 16 years of service to the Assembly.

RECONVENED

At 10:56 a.m., the Assembly reconvened.

Hon. Leland Y. Yee, Speaker pro Tempore of the Assembly, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)**UNFINISHED BUSINESS (RESUMED)****CONSIDERATION OF SENATE AMENDMENTS**

ASSEMBLY BILL NO. 390 (Canciamilla)—An act to amend Section 51204.5 of, and to add Section 33041.5 to, the Education Code, relating to pupil instruction.

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—50

Aghazarian	Dymally	Levine	Ridley-Thomas
Arambula	Evans	Lieber	Ruskin
Baca	Frommer	Lieu	Saldaña
Bass	Goldberg	Matthews	Salinas
Berg	Hancock	Montañez	Spitzer
Bermúdez	Horton, Jerome	Mountjoy	Torrico
Calderon	Horton, Shirley	Nation	Umberg
Canciamilla	Jones	Nava	Vargas
Chan	Karnette	Negrete McLeod	Wolk
Chavez	Keene	Oropeza	Yee
Chu	Klehs	Parra	Mr. Speaker
Coto	Laird	Pavley	
De La Torre	Leno	Plescia	

NOES—16

Benoit	DeVore	Leslie	Runner
Bogh	Huff	Maze	Strickland
Cogdill	La Malfa	McCarthy	Villines
Daucher	La Suer	Niello	Wyland

Vote Changes

By unanimous consent, the following vote changes were permitted on Concurrence in Senate Amendments to Assembly Bill No. 390: Assembly Members Liu and Tran from “Aye” to “Not Voting”.

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1129 (Mountjoy)—An act to amend Section 13307 of the Elections Code, relating to elections, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Cohn moved a call of the Assembly.

Motion carried. Time, 11:04 a.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

REPORTS OF STANDING COMMITTEES

Committee on Appropriations

Date of Hearing: January 31, 2006

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 50

With amendments with the recommendation: Amend, and do pass, as amended.

CHU, Chair

**FROMMER REQUEST FOR UNANIMOUS CONSENT TO TAKE UP
ASSEMBLY BILL NO. 50**

Assembly Member Frommer requested unanimous consent to take up the committee report relative to Assembly Bill No. 50 and that the amendments proposed by the Committee on Appropriations be adopted.

Assembly Member Benoit withheld unanimous consent.

Frommer Motion

Assembly Member Frommer moved to take up the committee report relative to Assembly Bill No. 50 and that the amendments proposed by the Committee on Appropriations be adopted.

Assembly Member Chu seconded the motion.

Motion carried by the following vote:

AYES—46

Arambula	Dymally	Lieber	Ridley-Thomas
Baca	Evans	Lieu	Ruskin
Bass	Frommer	Liu	Saldaña
Berg	Goldberg	Matthews	Salinas
Calderon	Hancock	Montañez	Torrico
Canciamilla	Horton, Jerome	Mullin	Umberg
Chan	Jones	Nation	Vargas
Chavez	Karnette	Nava	Wolk
Chu	Klehs	Negrete McLeod	Yee
Cohn	Laird	Oropeza	Mr. Speaker
Coto	Leno	Parra	
De La Torre	Levine	Pavley	

NOES—28

Aghazarian	Emmerson	La Suer	Plescia
Benoit	Harman	Leslie	Runner
Blakeslee	Haynes	Maze	Spitzer
Bogh	Horton, Shirley	McCarthy	Strickland
Cogdill	Huff	Mountjoy	Tran
Daucher	Keene	Nakanishi	Walters
DeVore	La Malfa	Niello	Wyland

Second Reading of Assembly Bills

ASSEMBLY BILL NO. 50—An act to amend Sections 209, 272, 288, 311.2, 311.4, 311.9, 311.11, 626.8, 667.61, 3000, 3001, and 3005 of, and to add Sections 626.75, 3006, 3072 to, the Penal Code, relating to crimes.

Bill read second time; amendments proposed by the Committee on Appropriations read and adopted; bill ordered reprinted.

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND THE RULES

Assembly Member Frommer requested unanimous consent that the Rules be suspended for the purpose of permitting Assembly Member Leno to take up Assembly Bill No. 50 without reference to print or file for purpose of consideration.

Assembly Member Cogdill withheld unanimous consent.

Motion to Suspend the Rules

Assembly Member Frommer moved that the Rules be suspended for the purpose of permitting Assembly Member Leno to take up Assembly Bill No. 50 without reference to print or file for purpose of consideration.

Assembly Member Cohn seconded the motion.

Rules suspended by the following vote:

AYES—46

Arambula	Dymally	Lieber	Ridley-Thomas
Baca	Evans	Lieu	Ruskin
Bass	Frommer	Liu	Saldaña
Berg	Goldberg	Matthews	Salinas
Calderon	Hancock	Montañez	Torrico
Canciamilla	Horton, Jerome	Mullin	Umberg
Chan	Jones	Nation	Vargas
Chavez	Karnette	Nava	Wolk
Chu	Klehs	Negrete McLeod	Yee
Cohn	Laird	Oropeza	Mr. Speaker
Coto	Leno	Parra	
De La Torre	Levine	Pavley	

NOES—29

Aghazarian	Harman	Leslie	Spitzer
Benoit	Haynes	Maze	Strickland
Blakeslee	Horton, Shirley	McCarthy	Tran
Bogh	Houston	Mountjoy	Walters
Cogdill	Huff	Nakanishi	Wyland
Daucher	Keene	Niello	
DeVore	La Malfa	Plescia	
Emmerson	La Suer	Runner	

Consideration of Assembly Bill No. 50

ASSEMBLY BILL NO. 50 (Leno)—An act to amend Sections 209, 272, 288, 311.2, 311.4, 311.9, 311.11, 626.8, 667.61, 3000, 3001, and 3005 of, and to add Sections 626.75, 3006, and 3072 to, the Penal Code, relating to crimes.

Bill read third time.

Point of Clarification

Assembly Member Spitzer arose to the following point of clarification:

According to case law, the words item and image are not the same.

Ruling by Speaker pro Tempore Yee

The Speaker pro Tempore ruled that a point of order should be used for matters that relate to violations of the Assembly Rules.

At 11:20 a.m., Speaker Fabian Núñez, 46th District, presiding

Point of Order

Assembly Member Frommer arose to the following point of order:

Assembly Member Haynes should limit his remarks to the merits of the bill before the House.

Ruling by Speaker Núñez

The Speaker ruled the point of order well-taken.

Point of Order

Assembly Member Jerome Horton arose to the following point of order:

During debate on the Floor, it is not appropriate to display pictures of children who have been victimized.

Ruling by Speaker Núñez

The Speaker ruled the point of order well-taken.

Motion to Appeal from the Decision of the Chair

Assembly Member Bogh moved to appeal from the decision of the Chair.

Assembly Member Mountjoy seconded the motion.

Motion Withdrawn

Assembly Member Bogh, with consent of the second to the motion, withdrew his motion to appeal from the decision of the Chair.

Point of Order Withdrawn

Assembly Member Jerome Horton withdrew his point of order.

Further Consideration of Assembly Bill No. 50**Point of Order**

Assembly Member Frommer arose to the following point of order:

Debate should be limited to the merits of the bill and personal attacks and accusations should be avoided.

Ruling by Speaker Núñez

The Speaker ruled the point of order well-taken.

Point of Order

Assembly Member Cohn arose to the following point of order:

Assembly Member Mountjoy is not limiting debate to the merits of the bill.

Ruling by Speaker Núñez

The Speaker ruled the point of order well-taken.

Point of Order

Assembly Member Cohn arose to the following point of order:

The Chair has ruled that debate should be limited to the merits of the bill and personal attacks and accusations avoided, yet those comments continue to be used.

Ruling by Speaker Núñez

The Speaker ruled the point of order well-taken. Debate should be limited to the subject matter of the bill before the House.

Point of Order

Assembly Member Goldberg arose to the following point of order:
Debate should be limited to the bill before the Assembly.

Ruling by Speaker Núñez

The Speaker ruled the point of order well-taken. All members should limit debate to the merits of the bill before the House and refrain from comments pertaining to personalities.

Further Consideration of Assembly Bill No. 50**Rules Suspended**

Assembly Member Umberg was granted unanimous consent that Assembly Rules 69(a) and (e) be suspended to permit consideration of proposed hand written amendments to Assembly Bill No. 50 on the last two legislative days preceding the January 31 bill passage deadline; and that Assembly Rules 69(d) and 63 be suspended to permit consideration of Assembly Bill No. 50 as amended, without reference to file.

Motion to Amend

Assembly Member Umberg moved the adoption of amendments.
Amendments read and adopted.

Further Consideration of Assembly Bill No. 50, as Amended**Request for Unanimous Consent to Suspend the Rules**

Assembly Member Frommer requested unanimous consent that Assembly Rules 69(a) and (e) be suspended to permit consideration of proposed hand written amendments to Assembly Bill No. 50 on the last two legislative days preceding the January 31 bill passage deadline, and that Assembly Rules 69(d) and 63 be suspended to permit consideration of Assembly Bill No. 50 as amended, without reference to file.

Parliamentary Inquiry

Assembly Member Spitzer arose to the following parliamentary inquiry:

What is the exact language of the proposed amendment?

Reply by Speaker Núñez

The Speaker replied that Assembly Member Frommer would be asked to repeat his amendments.

Parliamentary Inquiry

Assembly Member Bogh arose to the following parliamentary inquiry:

Do the rules of the House require amendments to be placed across the Desk and approved to form by Legislative Counsel?

Reply by Speaker Núñez

The Speaker replied in the affirmative.

Assembly Member Frommer is requesting that that rule be suspended and that it requires a vote of $\frac{2}{3}$ of the Members present and voting.

CAUCUS ANNOUNCEMENTS

At 1:20 p.m., by unanimous consent, the Democratic Caucus was permitted to meet in the Assembly Lounge, and the Republican Caucus was permitted to meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 1:20 p.m., Speaker Núñez declared the Assembly recessed.

RECONVENED

At 2:48 p.m., the Assembly reconvened.

Hon. Fabian Núñez, Speaker of the Assembly, presiding.

FURTHER CONSIDERATION OF FROMMER REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULES

Assembly Member Frommer was granted unanimous consent that Assembly Rules 69(a) and (e) be suspended to permit consideration of proposed handwritten amendments to Assembly Bill No. 50 on the last two legislative days preceding the January 31 bill passage deadline; and Assembly Rules 69(d) and 63 be suspended to permit consideration of Assembly Bill No. 50 as amended, without reference to file.

Motion to Amend

Assembly Member Frommer moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

Motion to Suspend Rules

Assembly Member Parra moved that Assembly Rules 69(a) and (e) be suspended to permit adoption of proposed amendments to Assembly Bill No. 50.

Assembly Member Goldberg seconded the motion.

Motion lost by the following vote:

AYES—48

Arambula	De La Torre	Leno	Parra
Baca	Dymally	Levine	Pavley
Bass	Evans	Lieber	Ridley-Thomas
Berg	Frommer	Lieu	Ruskin
Bermúdez	Goldberg	Liu	Saldaña
Calderon	Hancock	Matthews	Salinas
Canciamilla	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

NOES—29

Aghazarian	Harman	Maze	Strickland
Benoit	Haynes	McCarthy	Tran
Blakeslee	Houston	Mountjoy	Villines
Bogh	Huff	Nakanishi	Walters
Cogdill	Keene	Niello	Wyland
Daucher	La Malfa	Plescia	
DeVore	La Suer	Runner	
Emmerson	Leslie	Spitzer	

Objection to Vote Adds and Changes

Assembly Member Frommer withheld unanimous consent on any requests for vote adds or vote changes on the roll call vote taken on this day on the Parra motion to suspend rules.

Further Consideration of Assembly Bill No. 50, as Amended

Assembly Rule 112 Suspended

Assembly Member Plescia was granted unanimous consent that Assembly Rule 112 be suspended to permit him to read a paper on the Floor of the Assembly.

Assembly Member McCarthy was granted unanimous consent that Assembly Rule 112 be suspended to permit him to read a paper on the Floor of the Assembly.

The roll was opened.

Bill passed by the following vote:

AYES—49

Arambula	Dymally	Levine	Ridley-Thomas
Baca	Evans	Lieber	Ruskin
Bass	Frommer	Lieu	Saldaña
Berg	Goldberg	Liu	Salinas
Bermúdez	Hancock	Matthews	Torrico
Calderon	Horton, Jerome	Montañez	Umberg
Canciamilla	Horton, Shirley	Mullin	Vargas
Chan	Jones	Nation	Wolk
Chavez	Karnette	Nava	Yee
Chu	Klehs	Negrete McLeod	Mr. Speaker
Cohn	Koretz	Oropeza	
Coto	Laird	Parra	
De La Torre	Leno	Pavley	

NOES—None

Bill ordered transmitted to the Senate.

Objection to Vote Adds and Changes

Assembly Member Frommer withheld unanimous consent on any requests for vote adds or vote changes on the roll call vote taken on this day on Assembly Bill No. 50.

At 3:29 p.m., Speaker pro Tempore Leland Y. Yee, 12th District, presiding

CONSIDERATION OF DAILY FILE

THIRD READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 1558 (Wolk)—An act to add Chapter 3.5 (commencing with Section 83500) to Title 9 of the Government Code, relating to the Fair Political Practices Commission, and making an appropriation therefor.

Bill read third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Wolk moved a call of the Assembly.

Motion carried. Time, 3:48 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ASSEMBLY CONCURRENT RESOLUTION NO. 102 (Oropeza)—Relative to California Girls and Women in Sports Day.

Resolution read.

**At 3:49 p.m., Assistant Speaker pro Tempore Sally Lieber,
22nd District, presiding**

**Members Made Coauthors of
Assembly Concurrent Resolution No. 102**

Assembly Member Oropeza was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Assembly Concurrent Resolution No. 102.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Aghazarian, Arambula, Baca, Bass, Benoit, Berg, Bermúdez, Blakeslee, Bogh, Calderon, Canciamilla, Chan, Chavez, Chu, Cogdill, Cohn, Coto, Daucher, De La Torre, DeVore, Dymally, Emmerson, Evans, Frommer, Garcia, Goldberg, Hancock, Harman, Jerome Horton, Shirley Horton, Houston, Huff, Jones, Keene, Klehs, Koretz, La Malfa, La Suer, Laird, Leno, Leslie, Levine, Lieu, Liu, Matthews, Maze, McCarthy, Montañez, Mountjoy, Mullin, Nakanishi, Nation, Nava, Negrete McLeod, Niello, Núñez, Parra, Plescia, Ridley-Thomas, Runner, Ruskin, Saldaña, Salinas, Spitzer, Strickland, Torrico, Tran, Umberg, Vargas, Villines, Walters, Wolk, Wyland, and Yee.

Request for Unanimous Consent

Assembly Member Oropeza was granted unanimous consent to take up Assembly Concurrent Resolution No. 102, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Concurrent Resolution No. 102, as Amended

ASSEMBLY CONCURRENT RESOLUTION NO. 102—Relative to California Girls and Women in Sports Day.

Resolution read, as amended, and adopted.

Resolution ordered printed, and transmitted to the Senate.

ASSEMBLY BILL NO. 450 (Yee)—An act to add Section 8608 to the Government Code, relating to disaster preparedness.

Bill read third time, and passed by the following vote:

AYES—76

Aghazarian	DeVore	Laird	Parra
Arambula	Dymally	Leno	Pavley
Baca	Emmerson	Leslie	Plescia
Bass	Evans	Levine	Ridley-Thomas
Benoit	Frommer	Lieber	Runner
Berg	Garcia	Lieu	Ruskin
Bermúdez	Goldberg	Liu	Saldaña
Blakeslee	Hancock	Matthews	Salinas
Bogh	Harman	Maze	Spitzer
Calderon	Horton, Jerome	McCarthy	Strickland
Canciamilla	Horton, Shirley	Montañez	Torrico
Chan	Houston	Mountjoy	Tran
Chavez	Huff	Mullin	Umberg
Chu	Jones	Nakanishi	Vargas
Cogdill	Karnette	Nation	Villines
Cohn	Keene	Nava	Wolk
Coto	Klehs	Negrete McLeod	Wyland
Daucher	Koretz	Niello	Yee
De La Torre	La Malfa	Oropeza	Mr. Speaker

NOES—1

Haynes

Bill ordered transmitted to the Senate.

At 3:56 p.m., Speaker pro Tempore Leland Y. Yee, 12th District, presiding

THIRD READING OF SENATE BILLS

SENATE CONCURRENT RESOLUTION NO. 71 (Romero)—Relative to American Heart Month.

Resolution read, and presented by Assembly Member Montañez.

Members Made Coauthors of Senate Concurrent Resolution No. 71

Assembly Member Montañez was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Senate Concurrent Resolution No. 71.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Aghazarian, Arambula, Baca, Bass, Benoit, Berg, Bermúdez, Blakeslee, Bogh, Calderon, Canciamilla, Chan, Chavez, Chu, Cogdill, Cohn, Coto, Daucher, De La Torre, DeVore, Dymally, Emmerson, Evans, Frommer, Garcia, Goldberg, Hancock, Harman, Jerome Horton, Shirley Horton, Houston, Huff, Jones, Karnette, Keene, Klehs, Koretz, La Malfa, La Suer, Laird, Leno, Leslie, Levine, Lieber, Lieu, Liu, Matthews, Maze, McCarthy, Montañez, Mountjoy, Mullin, Nakanishi, Nation, Nava, Negrete McLeod, Niello, Núñez, Oropeza, Parra, Pavley, Plescia, Ridley-Thomas, Runner, Ruskin, Saldaña, Salinas, Spitzer, Strickland, Torrico, Tran, Umberg, Vargas, Villines, Walters, Wolk, Wyland, and Yee.

Request for Unanimous Consent

Assembly Member Montañez was granted unanimous consent to take up Senate Concurrent Resolution No. 71, as amended, without reference to print or file.

Consideration of Senate Concurrent Resolution No. 71, as Amended

SENATE CONCURRENT RESOLUTION NO. 71—Relative to American Heart Month.

Resolution read, as amended, and adopted.

Resolution ordered printed, and transmitted to the Senate.

UNFINISHED BUSINESS**MOTION TO RECONSIDER BILLS CONTINUED**

By unanimous consent, the motions to reconsider the votes on Assembly Bills Nos. 715 and 791, and Senate Bills Nos. 51, 109, and 646 were continued until the next legislative day.

MOTION TO RECONSIDER BILL LAPSED

The motion to reconsider the vote on Assembly Bill No. 6 lapsed.

**ASSEMBLY BILL NO. 1101 RECONSIDERED
BY UNANIMOUS CONSENT**

In compliance with a motion given, Assembly Member Oropeza was granted unanimous consent that the vote be reconsidered whereby Assembly Bill No. 1101 was refused passage.

ASSEMBLY BILL NO. 1101 (Oropeza)—An act to amend Sections 44320, 44322, 44342, 44360, 44390, and 44391 of, and to add Sections 44303.5, 44323.5, 44395, and 44396 to, the Health and Safety Code, relating to air pollution.

Bill read third time, and passed by the following vote:

AYES—43

Arambula	Dymally	Leno	Pavley
Baca	Evans	Levine	Ridley-Thomas
Bass	Frommer	Lieber	Ruskin
Berg	Goldberg	Lieu	Saldaña
Bermúdez	Hancock	Liu	Salinas
Calderon	Horton, Jerome	Montañez	Torrico
Chan	Jones	Mullin	Umberg
Chavez	Karnette	Nation	Wolk
Chu	Klehls	Nava	Yee
Coto	Koretz	Negrete McLeod	Mr. Speaker
De La Torre	Laird	Oropeza	

NOES—32

Aghazarian	Harman	Leslie	Plescia
Benoit	Haynes	Matthews	Runner
Blakeslee	Horton, Shirley	Maze	Spitzer
Bogh	Houston	McCarthy	Strickland
Cogdill	Huff	Mountjoy	Tran
Daucher	Keene	Nakanishi	Villines
DeVore	La Malfa	Niello	Walters
Emmerson	La Suer	Parra	Wyland

Bill ordered transmitted to the Senate.

**ASSEMBLY BILL NO. 674 RECONSIDERED
BY UNANIMOUS CONSENT**

In compliance with a motion given, Assembly Member Klehs was granted unanimous consent that the vote be reconsidered whereby Assembly Bill No. 674 was refused passage.

ASSEMBLY BILL NO. 674 (Klehs)—An act to amend Sections 60036, 60037, 60501, 60502, 60503, 60503.1, 60503.2, and 60508.2 of the Revenue and Taxation Code, relating to taxation.

Bill read third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Klehs moved a call of the Assembly.

Motion carried. Time, 4:07 p.m.

The Sergeant at Arms was directed to close the doors, and to bring in the absent Members.

ANNOUNCEMENTS

Speaker pro Tempore Yee announced the following session schedule:
Wednesday, February 1, 2006, Check-in Session, 7 a.m.–3 p.m.;
Thursday, February 2, 2006, Check-in Session, 7 a.m.–3 p.m.;
Monday, February 6, 2006, Check-in Session, 7 a.m.–3 p.m.;
Tuesday, February 7, 2006, No Session;
Wednesday, February 8, 2006, No Session;
Thursday, February 9, 2006, Check-in Session and Floor Session upon Call of Speaker;
Friday, February 10, 2006, Floor Session, 9 a.m.;
Tuesday, February 14, 2006, Floor Session, 12 noon.

ADJOURN IN MEMORY

Assembly Members Dymally, Ridley-Thomas, Bass, Oropeza, and Jerome Horton were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Coretta Scott-King, of Atlanta, Georgia.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Nava was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Ze Fairchild, Dexter Shannon, Nicola Grant, Guadalupe Schwartz, and Maleka Higgins, of Ventura and Santa Barbara Counties.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Canciamilla was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of William (Bill) Leal, of Concord.

Assembly Member Niello was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of William T. May, of Citrus Heights.

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 Harvey R. Canafax, Richard A. Doolin, and Karla M. Grant, of Davis; Walter E. Scott, of Dixon; Rodney E. Demars and Antonio S. Gumataotao, of Fairfield; John F. Cummings, of Suisun City; Dee Wayne Jackson, Carolina Mateo Rose, and Ned F. Wilbur, of Vacaville; Charles C. Pearse, of Winters; and Joel Hernandez, of Woodland.

**CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY
CLAUSE TO ASSEMBLY BILL NO. 1129**

At 4:20 p.m., on motion of Assembly Member Cohn, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The urgency clause to Assembly Bill No. 1129 adopted by the following vote:

AYES—77

Aghazarian	Dymally	Leslie	Ridley-Thomas
Arambula	Emmerson	Levine	Runner
Baca	Evans	Lieber	Ruskin
Bass	Garcia	Lieu	Saldaña
Benoit	Goldberg	Liu	Salinas
Berg	Hancock	Matthews	Spitzer
Bermúdez	Harman	Maze	Strickland
Blakeslee	Horton, Jerome	McCarthy	Torrico
Bogh	Horton, Shirley	Montañez	Tran
Calderon	Houston	Mountjoy	Umberg
Canciamilla	Huff	Mullin	Vargas
Chan	Jones	Nakanishi	Villines
Chavez	Karnette	Nation	Walters
Chu	Keene	Nava	Wolk
Cogdill	Kleh	Negrete McLeod	Wyland
Cohn	Koretz	Niello	Yee
Coto	La Malfa	Oropeza	Mr. Speaker
Daucher	La Suer	Parra	
De La Torre	Laird	Pavley	
DeVore	Leno	Plescia	

NOES—None

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—77

Aghazarian	Dymally	Leslie	Ridley-Thomas
Arambula	Emmerson	Levine	Runner
Baca	Evans	Lieber	Ruskin
Bass	Garcia	Lieu	Saldaña
Benoit	Goldberg	Liu	Salinas
Berg	Hancock	Matthews	Spitzer
Bermúdez	Harman	Maze	Strickland
Blakeslee	Horton, Jerome	McCarthy	Torrice
Bogh	Horton, Shirley	Montañez	Tran
Calderon	Houston	Mountjoy	Umberg
Canciamilla	Huff	Mullin	Vargas
Chan	Jones	Nakanishi	Villines
Chavez	Karnette	Nation	Walters
Chu	Keene	Nava	Wolk
Cogdill	Klehs	Negrete McLeod	Wyland
Cohn	Koretz	Niello	Yee
Coto	La Malfa	Oropeza	Mr. Speaker
Daucher	La Suer	Parra	
De La Torre	Laird	Pavley	
DeVore	Leno	Plescia	

NOES—None

Above bill ordered enrolled immediately.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 1558**

At 4:21 p.m., on motion of Assembly Member Wolk, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Wolk moved to continue the call of the Assembly.

Motion carried. Time, 4:22 p.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
ASSEMBLY BILL NO. 674**

At 4:22 p.m., on motion of Assembly Member Klehs, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 674 refused passage by the following vote:

AYES—29

Bass	Goldberg	Leno	Ridley-Thomas
Berg	Hancock	Levine	Saldaña
Bermúdez	Haynes	Lieber	Spitzer
Chan	Jones	Mountjoy	Walters
Chavez	Karnette	Mullin	Mr. Speaker
Chu	Klehs	Nation	
Daucher	Koretz	Oropeza	
Dymally	Laird	Pavley	

NOES—37

Aghazarian	Garcia	Matthews	Strickland
Arambula	Harman	Maze	Torrico
Baca	Horton, Jerome	McCarthy	Tran
Benoit	Horton, Shirley	Montañez	Umberg
Blakeslee	Houston	Nakanishi	Villines
Bogh	Huff	Nava	Wyland
Calderon	Keene	Negrete McLeod	Yee
Cogdill	La Malfa	Parra	
Coto	La Suer	Plescia	
Emmerson	Leslie	Runner	

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 1558**

At 4:25 p.m., on motion of Assembly Member Wolk, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 1558 passed by the following vote:

AYES—57

Arambula	De La Torre	Laird	Ruskin
Baca	Dymally	Leno	Saldaña
Bass	Evans	Lieber	Salinas
Berg	Frommer	Lieu	Spitzer
Bermúdez	Garcia	Liu	Torrico
Blakeslee	Goldberg	Matthews	Tran
Bogh	Hancock	Montañez	Umberg
Calderon	Horton, Jerome	Mullin	Vargas
Canciamilla	Horton, Shirley	Nation	Wolk
Chan	Houston	Nava	Wyland
Chavez	Huff	Niello	Yee
Chu	Jones	Oropeza	Mr. Speaker
Cohn	Karnette	Pavley	
Coto	Klehs	Plescia	
Daucher	Koretz	Ridley-Thomas	

NOES—18

Aghazarian	Haynes	Levine	Parra
Benoit	Keene	Maze	Strickland
DeVore	La Malfa	Mountjoy	Walters
Emmerson	La Suer	Nakanishi	
Harman	Leslie	Negrete McLeod	

Bill ordered transmitted to the Senate.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items (shown in sequential order):

Frommer Motion to Suspend Joint Rule 62(a): Baca and Montañez—Aye; Keene and Leslie—No.

Assembly Bill No. 390, Concurrence: Aghazarian, Arambula, Bermúdez, De La Torre, Shirley Horton, Keene, Montañez, Spitzer, and Umberg—Aye; Bogh, Daucher, Huff, La Suer, Villines, and Wyland—No.

Frommer Motion to Suspend the Rules: Daucher and Shirley Horton—No.

Frommer Motion to Suspend the Rules: Montañez—Aye; Daucher and Shirley Horton—No.

Assembly Bill No. 450: Bogh, Houston, Spitzer, Strickland, and Wyland—Aye.

Assembly Bill No. 1101: Jerome Horton—Aye; Shirley Horton—No.

Assembly Bill No. 1129, Urgency and Concurrence: Montañez and Umberg—Aye.

Assembly Bill No. 674: Montañez and Wyland—No.

MOTION TO ADJOURN

At 4:26 p.m., Assembly Member Cohn moved that the Assembly do now adjourn.

Assembly Member Cogdill seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 4:26 p.m., Speaker pro Tempore Yee declared the quorum call of the Assembly dispensed with.

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 1919—Aghazarian. An act to amend Section 585 of the Code of Civil Procedure, and to amend Section 68608 of the Government Code, relating to civil actions.

ASSEMBLY BILL NO. 1920—Chan. An act relating to Medi-Cal.

ASSEMBLY BILL NO. 1921—Chu. An act relating to state claims.

ASSEMBLY BILL NO. 1922—Walters. An act to amend Sections 218 and 17053.5 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 1923—Nation. An act to add Section 906 to the Military and Veterans Code, relating to military benefits.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 112—Chan. Relative to hepatitis B.

INTRODUCTION OF GUESTS

Assembly Member Frommer, of the 43rd Assembly District, introduced the Honorable John Ocegüera, Assistant Majority Leader, Nevada State Assembly.

ADJOURNMENT

At 4:26 p.m., pursuant to the motion by Assembly Member Cohn, the Assembly adjourned until 7 a.m., Wednesday, February 1, 2006, out of respect to the memory of Coretta Scott-King, on motion of Assembly Members Dymally, Ridley-Thomas, Bass, Oropeza, and Jerome Horton; out of respect to the memory of Ze Fairchild, Dexter Shannon, Nicola Grant, Guadalupe Schwartz, and Maleka Higgins, on motion of Assembly Member Nava; out of respect to the memory of William (Bill) Leal, on motion of Assembly Member Canciamilla; out of respect to the memory of William T. May, on motion of Assembly Member Niello; and out of respect to the memory of Harvey R. Canafax, Richard A. Doolin, Karla M. Grant, Walter E. Scott, Rodney E. Demars, Antonio S. Gumataotao, John F. Cummings, Dee Wayne Jackson, Carolina Mateo Rose, Ned F. Wilbur, Charles C. Pearse, and Joel Hernandez, on motion of Assembly Member Wolk.

FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JANUARY 31, 2006

The following measure was amended in the Assembly on this day:

AB RN

50 Umberg*

50 Frommer*

50 0605451

Daily Total: 1

Cumulative Total: 3068

(NOTE: * Refers to amendments received in non-Legislative Counsel form.)

CALIFORNIA LEGISLATURE

2005–06 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, February 1, 2006

ONE HUNDRED THIRTY-EIGHTH SESSION DAY

FOUR HUNDRED TWENTY-THIRD 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, February 1, 2006

The Assembly met at 7 a.m.

Hon. Tom Harman, 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—69:

Aghazarian	Evans	Leno	Pavley
Arambula	Garcia	Leslie	Plescia
Bass	Goldberg	Levine	Ridley-Thomas
Benoit	Hancock	Lieber	Runner
Berg	Harman	Lieu	Ruskin
Blakeslee	Haynes	Liu	Saldaña
Bogh	Horton, Jerome	Matthews	Salinas
Canciamilla	Horton, Shirley	Maze	Spitzer
Chan	Houston	McCarthy	Torrico
Chavez	Huff	Montañez	Tran
Cogdill	Jones	Mountjoy	Vargas
Cohn	Karnette	Mullin	Villines
Coto	Keene	Nakanishi	Walters
Daucher	Kleh	Nava	Wolk
De La Torre	Koretz	Negrete McLeod	Mr. Speaker
DeVore	La Malfa	Niello	
Dymally	La Suer	Oropeza	
Emmerson	Laird	Parra	

Quorum present.

At 1:15 p.m., Hon. Patty Berg, 1st 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 Baca, Bermúdez, Calderon, Chu, Frommer, Nation, Strickland, Umberg, and Yee.

On personal business, and waiving per diem: Assembly Member Wyland.

Because of illness in his family: Assembly Member Richman.

(NOTE: This day's Journal record corrected to reflect Assembly Member Frommer's absence on legislative business, pursuant to further explanation of absence received on February 1, 2006. See Assembly Journal, page 4210.)

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

January 31, 2006

*The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Speaker Núñez: I am writing to respectfully request permission to be excused from Check In Session on Wednesday, February 1, 2006. I will be attending to legislative business in my district.

If you have any questions, please do not hesitate to contact Maria Lerma in my Capitol Office at (916) 319-2062. Your consideration of this request is greatly appreciated.

Sincerely,

JOE BACA, JR., Assembly Member
Sixty-second District

January 31, 2006

*The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mr. Speaker: This letter is to respectfully request your approval to be excused from Check-In Session on Wednesday, February 1, 2006, for legislative business in my district.

Your favorable consideration in this matter would be greatly appreciated. If you have any questions, please do not hesitate to contact me or my assistant, Beth Dacumos, at 319-2056.

Respectfully yours,

RUDY BERMÚDEZ, Assembly Member
Fifty-sixth District

January 31, 2006

*The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol
Sacramento, California*

Dear Mr. Speaker: I am writing today to request to be excused from Check-in Session on Wednesday, February 1, 2006, due to legislative business. If you have any questions please contact Cynthia Gonzalez at (916) 319-2058.

Sincerely,

RONALD S. CALDERON, Assembly Member
Fifty-eighth District

February 1, 2006

*The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Speaker Núñez: I, respectfully, request to be excused from Session on Wednesday, February 1, 2006, so that I may be in my district on legislative business.

Thank you for your consideration of this matter. Should you have any questions or concerns regarding this request, please feel free to contact me or my chief of staff, Bill Wong at 916/319-2049.

Kind regards,

JUDY M. CHU, PH.D., Assembly Member
Forty-ninth District

January 31, 2006

*The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mr. Speaker: I respectfully request to be excused from Session on Wednesday, February 1, 2006 due to legislative business in my district. Please contact Jim DeBoo, my Chief of Staff with any questions.

Thank you for your consideration of this request.

Sincerely,

JOE NATION, Assembly Member
Sixth District

January 31, 2006

*The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mr. Speaker: I respectfully request a legislative excuse for February 1–6, 2006. I have legislative business to attend to in my district office.

If you have any questions regarding this matter, please contact Jennifer Vitela at (916) 319-2037.

Sincerely,

AUDRA STRICKLAND, Assembly Member
Thirty-seventh District

January 31, 2006

The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Núñez,

I respectfully request permission to be excused from session on Wednesday, February 1, 2006.

If you have any questions or concerns about this request, please contact Diane Pugh of my staff at (916) 319-2069. Thank you in advance for your consideration of this request.

Sincerely,

TOM UMBERG, Assembly Member
Sixty-ninth District

January 31, 2006

The Honorable Fabian Núñez
California State Assembly
Room 219, State Capitol
Sacramento, California

Dear Speaker Núñez: I respectfully request that I be excused from the Assembly Check-In Session on Wednesday February 1 and Thursday February 2. I will be in my district during this time attending to legislative business.

Sincerely,

LELAND Y. YEE, PH.D.
Speaker pro Tempore

COMMUNICATIONS

The following communication was presented by the Chief Clerk, and ordered printed in the Journal:

Further Explanation of Absence—January 24 and January 25, 2006

January 31, 2006

The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol Building, Room 219
Sacramento, California

RE: January 24 and January 25, 2006
Check-In Session Excuse Request

Dear Mr. Speaker: I requested excuses for Assembly Check In Sessions on January 24 and January 25, 2006, and in error, I waived per diem. I respectfully request per diem for those dates as I was on legislative business.

Thank you for your attention to this request. If you have any questions, please telephone my Chief of Staff, Dan Reeves, at 319-2043.

Sincerely,

DARIO FROMMER, Assembly Member
Forty-third District

REPORTS

The following letter of transmittal was presented by the Chief Clerk and ordered printed in the Journal:

California State Auditor

2004-136
January 26, 2006

*The Honorable Speaker of the Assembly
The Honorable Members of the Assembly
of the Legislature of California
State Capitol, Room 3196
Sacramento, California*

Members of the Assembly: As requested by the Joint Legislative Audit Committee, the Bureau of State Audits presents its audit report concerning the City of Los Angeles (City) and the Office of the City Attorney (Attorney's Office) and the City's use of outside counsel including the costs associated with outside counsel, the manner in which the Attorney's Office fulfills its role in selecting outside counsel, and the oversight that office provides.

This report concludes that outside counsel costs for the City over the six-year period ending in fiscal year 2004–05 almost doubled, rising from \$17.5 million to \$31.9 million. Two of the City's proprietary departments—the Department of Water and Power and the Los Angeles World Airports—greatly contributed to these costs. Our review of the outside counsel costs the City reported in response to a special inquiry revealed several significant inaccuracies and inconsistencies by various city departments. The Attorney's Office will need to keep these in mind as it moves forward with its recently implemented procedure for periodically reporting outside counsel costs on a citywide basis. Moreover, the Attorney's Office could not provide documents to demonstrate that it had followed its policies for assessing the need for outside counsel and in performing its role in selecting outside counsel. In addition, although its policies for monitoring outside counsel's work provided sufficient direction for good case management, the Attorney's Office did not always follow them. Finally, the Attorney's Office eliminated numerous charges that conflicted with its comprehensive invoicing policies, but it could improve its review of invoices as it paid outside counsel for some costs that were not allowed by its policies.

Respectfully submitted,

ELAINE M. HOWLE
State Auditor

Above report referred to the Committee on Judiciary.

The following reports were presented by the Chief Clerk:

**2004 Annual Report on the Air Resources Board Expenditure of
Nonvehicular Source Fees for Fiscal Year 2003–2004
(Pursuant to Health and Safety Code Section 39612)**

Above transmitted report, together with letter of transmittal from Robert F. Sawyer, Ph.D., Chair, Air Resources Board, dated January 17, 2006, referred by the Speaker to the Committee on Natural Resources.

**SB 740 Charter School Facility Grant Program Report
(Pursuant to Senate Bill 740, Chapter 892, Statutes of 2001)**

Above transmitted report, together with letter of transmittal from Jack O'Connell, State Superintendent of Public Instruction, Department of Education, dated January 18, 2006, referred by the Speaker to the Committee on Education.

**Options for Energy Efficiency in Existing Buildings
(Pursuant to Assembly Bill 549, Chapter 905, Statutes of 2001)**

Above transmitted report, together with letter of transmittal from Jackalyn Pfannenstiel, Vice Chair, Presiding Member, Energy Efficiency Committee, California Energy Commission, dated January 23, 2006, referred by the Speaker to the Committee on Utilities and Commerce.

**Annual Report on
the Status of the California Low Cost Automobile Insurance Program
(Pursuant to Senate Bill 171, Chapter 794, and Senate Bill 527, Chapter 807,
Statutes of 1999)**

Above transmitted report, together with letter of transmittal from Richard J. Manning, CAARP Regional Director, California Automobile Assigned Risk Plan, dated January 23, 2006, referred by the Speaker to the Committee on Insurance.

**Small Business/Disabled Veteran Business Enterprise (DVBE)
Contracting Activity Reports
(Pursuant to Public Contract Code Section 10115.5 and
Military Code Section 999.7) from:**

California Lottery, Maria Aubin-Vanacore, Manager, Contract and Procurement Services Section, dated December 22, 2005;

Commission on State Mandates, Paula Higashi, Executive Director, dated December 23, 2005;

Military Department, Office of the Adjutant General, Allen McCord, Lead Purchasing Agent, dated January 11, 2005;

California Children and Families Commission, Bryan Hobson, SSM II; Resources Agency, Don Wallace, Asst. Sec. Admin/Fin.

Referred by the Speaker to the Committee on Jobs, Economic Development, and the Economy.

**Disabled Veterans Business Enterprise (DVBE)
Contracting Activity Reports
(Pursuant to Military and Veterans Code Section 999.7) from:**

Resources Agency, Department of Conservation, Thomas J. Gibbs, Deputy Director, dated December 15, 2005.

Referred by the Speaker to the Committee on Veterans Affairs.

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 1924—Koretz. An act to amend Section 3503 of, and to add Section 12008.7 to, the Fish and Game Code, relating to birds.

ASSEMBLY BILL NO. 1925—Blakeslee. An act to add and repeal Section 25216.7 of the Public Resources Code, relating to energy.

ASSEMBLY BILL NO. 1926—DeVore (Coauthor: Spitzer). An act to amend Section 7610 of the Family Code, relating to parent and child relationships.

ASSEMBLY BILL NO. 1927—DeVore. An act to amend Section 1776 of the Labor Code, relating to prevailing wages.

ASSEMBLY BILL NO. 1928—Berg. An act to add Section 9400.5 to the Welfare and Institutions Code, relating to aging, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 1929—Berg. An act to add Section 9103 to the Welfare and Institutions Code, relating to aging, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 1930—Berg. An act to amend Section 14133.23 of the Welfare and Institutions Code, relating to Medi-Cal.

ASSEMBLY BILL NO. 1931—Saldana. An act to amend Section 972.1 of the Military and Veterans Code, relating to veterans.

ASSEMBLY BILL NO. 1932—Benoit. An act to amend Sections 626, 1808.7, 11200, 11202, 11202.5, 11205.1, 11206, 11208, 42005.1, and 42007 of, to amend and repeal Section 11205 of, and to add Section 11205.3 to, the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 1933—Coto. An act to amend Section 13305 of, and to add Section 13305.5 to, the Government Code, relating to tax expenditures.

ASSEMBLY BILL NO. 1934—Hancock. An act to add Article 7.8 (commencing with Section 17074.60) to Chapter 12.5 of Part 10 of the Education Code, relating to school facilities.

ASSEMBLY BILL NO. 1935—Bermudez. An act to amend Sections 765.5 and 7711 of, and to add Sections 1202.7, 2115.1, 7662, and 7711.1 to, the Public Utilities Code, relating to railroads, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 1936—DeVore (Coauthors: Bogh, Cogdill, Daucher, Mountjoy, and Wyland) (Coauthor: Senator Dutton). An act to amend Section 10783 of the Revenue and Taxation Code, and to amend Section 9105 of, and to add Section 5101.10 to, the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 1937—DeVore (Coauthors: Benoit, Bogh, Cogdill, Daucher, Haynes, Leslie, Mountjoy, Spitzer, Tran, Walters, and Wyland) (Coauthor: Senator Cox). An act to amend Section 17139.6 of, and to add Section 24328 to, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 1938—Bogh (Principal coauthor: Senator Battin). An act to amend Section 379 of the Streets and Highways Code, relating to highways.

ASSEMBLY BILL NO. 1939—Bogh. An act to repeal Sections 1, 2, 3, and 4 of Chapter 697 of the Statutes of 2002, relating to transportation, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 1940—Koretz. An act to add Section 30237 to the Public Resources Code, relating to the environment.

ASSEMBLY BILL NO. 1941—Nava. An act to amend Section 2900 of the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 1942—Nava. An act to add Sections 833.2 and 13517.7 to the Penal Code, relating to arrests.

ASSEMBLY BILL NO. 1943—Nava. An act to amend Sections 70901 and 70902 of the Education Code, relating to community colleges.

ASSEMBLY BILL NO. 1944—Berg. An act to amend Section 42291 of the Education Code, relating to school transportation: schoolbuses.

ASSEMBLY BILL NO. 1945—Coto. An act to add Section 210.4 to the Welfare and Institutions Code, relating to juveniles.

ASSEMBLY BILL NO. 1946—Nava. An act to amend Sections 10102 and 10103 of the Insurance Code, relating to residential property insurance.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 113—Levine and Jones
(Principal coauthor: Senator Speier). Relative to Spay Day USA 2006.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 7 a.m., Thursday, February 2, 2006.

FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

CALIFORNIA LEGISLATURE

2005–06 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, February 2, 2006

ONE HUNDRED THIRTY-NINTH SESSION DAY

FOUR HUNDRED TWENTY-FOURTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

(Please Direct Any Inquiries and Report Any Omissions or Errors to
Sue Parker, Minute Clerk: Phone 319-2360)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, February 2, 2006

The Assembly met at 7 a.m.
Hon. Dennis Mountjoy, 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—62:

Aghazarian	Frommer	Leslie	Pavley
Arambula	Garcia	Levine	Plescia
Baca	Hancock	Lieber	Ridley-Thomas
Bass	Harman	Lieu	Runner
Benoit	Haynes	Liu	Ruskin
Berg	Horton, Shirley	Matthews	Saldaña
Bermúdez	Houston	Maze	Spitzer
Blakeslee	Huff	McCarthy	Torrico
Canciamilla	Jones	Mountjoy	Tran
Chavez	Karnette	Mullin	Umberg
Cogdill	Keene	Nakanishi	Vargas
Cohn	Koretz	Nation	Villines
De La Torre	La Malfa	Nava	Walters
DeVore	La Suer	Negrete McLeod	Wolk
Dymally	Laird	Niello	
Emmerson	Leno	Parra	

Quorum present.

At 10:18 a.m., Hon. Dave Jones, 9th 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 Bogh, Chan, Chu, Coto, Goldberg, Jerome E. Horton, Klehs, Montañez, Núñez, Oropeza, Salinas, Strickland, and Yee.

On personal business, and waiving per diem: Assembly Member Wyland.

To attend a funeral: Assembly Member Evans.

Because of illness: Assembly Members Calderon and Daucher.

Because of illness in his family: Assembly Member Richman.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

January 31, 2006

*The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Speaker Núñez,

This letter is a request to be excused from Check-In-Session Thursday, February 2, 2006 for Legislative business.

Thank you for your consideration of this matter.

Sincerely,

RUSS BOGH, Assembly Member
Sixty-fifth District

January 31, 2006

*The Honorable Fabian Núñez
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California*

Dear Speaker Núñez: I am requesting to be excused for Check-In Session on Thursday, February 2, 2006 due to legislative business taking place in my district.

Your attention to this matter is appreciated.

Sincerely,

WILMA CHAN, Assembly Member
Sixteenth District

January 31, 2006

*The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Speaker Núñez: I, respectfully, request to be excused from Session on Thursday, February 2, 2006, so that I may be in the district on legislative business.

Thank you for your consideration of this matter. Should you have any questions or concerns regarding this request, please feel free to contact me or my chief of staff, Bill Wong at 916/319-2049.

Kind regards,

JUDY CHU, PH.D., Assembly Member
Forty-ninth District

February 1, 2006

*The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Speaker Núñez: I respectfully request to be excused from Check-In session due to Legislative Business in Los Angeles on Thursday, February 2, 2006.

If you have any questions please contact Victor Christy at 916-319-2023.

Sincerely,

JOE COTO, Assembly Member
Twenty-third District

January 31, 2006

*Speaker Fabian Núñez
State Capitol
Sacramento, California*

Dear Mr. Speaker: This letter is to request permission to be excused from session on Thursday, February 2, 2006. I will be speaking at the CA Adult Education Administrators' Association.

Should you have any questions please do not hesitate to contact my Executive Assistant, Bertha Mardueño at ext. 2045.

Sincerely,

JACKIE GOLDBERG, Assembly Member
Forty-fifth District

January 31, 2006

*The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mr. Speaker: I am respectfully requesting permission to be excused from Assembly Check-in Session on Thursday, February 2, 2006, due to legislative business in my district. I will be returning to Sacramento on Monday, February 6, 2006, in time for Assembly Check-In Session.

I want to thank you in advance for your consideration of this request and if you have any questions, please contact me at (916) 319-2051 or (310) 413-0635.

Sincerely,

JEROME E. HORTON, Assembly Member
Fifty-first District

February 1, 2006

The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Núñez: I would like to request that I be excused from check-in session on Thursday, February 2, 2006. I have district business to attend to.

Thank you for your attention to this matter. If you have any questions or comments please feel free to contact me at (916) 319-2018.

Sincerely,

JOHAN KLEHS, Assembly Member
Eighteenth District

January 31, 2006

The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I respectfully request to be excused from check-in session on Thursday, February 2, 2006. I will be in my district on legislative business.

Thank you in advance for your consideration. If you have any questions or comments, I can be reached at (916) 319-2039.

Sincerely,

CINDY MONTAÑEZ, Assembly Member
Thirty-ninth District

February 2, 2006

E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California

Dear Dotson: This is to advise you that I will be in my district on Thursday, February 2 on legislative business.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

January 31, 2006

The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I respectfully request to be excused from Check-in Session, on Thursday, February 2, due to obligations in the district.

Thank you for consideration of this request. Please contact Dennis Hall, of my office, if you have any questions regarding this matter.

Sincerely,

JENNY OROPEZA, Assembly Member
Fifty-fifth District

January 31, 2006

The Honorable Fabian Núñez
Speaker, 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 on Thursday, February 2, 2006 due to a Monterey County "Farm Day Experience" tour in my District.

In addition, I would also like to respectfully request to be excused from Assembly Check-In on Monday, February 6, 2006.

If you have any questions regarding this request, please feel free to contact Jalene Romo in my Capitol Office at 319-2028.

Sincerely,

SIMÓN SALINAS, Assembly Member
Twenty-eighth District

(NOTE: For letters explaining the absences of Assembly Members Strickland and Yee on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for February 1, 2006.)

COMMUNICATIONS

The following communication was presented by the Chief Clerk, and ordered printed in the Journal:

Further Explanation of Absence—February 1, 2006

February 1, 2006

The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol Building, Room 219
Sacramento, California

Dear Mr. Speaker: I respectfully re-submit my request for an excuse for Assembly Check In Session on February 1, 2006, for legislative business in my District.

Thank you for your attention to this request. If you have any questions, please telephone my Chief of Staff, Dan Reeves, at 319-2043.

Sincerely,

DARIO FROMMER, Assembly Member
Forty-third District

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, February 2, 2006

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 390

Assembly Bill No. 1129

And reports the same correctly enrolled, and presented to the Governor on the 2nd day of February, 2006, at 12:30 p.m.

E. DOTSON WILSON, Chief Clerk

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 1947—Maze. An act to amend Sections 21626 and 21647 of the Business and Professions Code, relating to pawnbrokers and dealers.

ASSEMBLY BILL NO. 1948—Montanez. An act to add Section 12693.414 to the Insurance Code, and to add Sections 14011.85 and 14011.86 to the Welfare and Institutions Code, relating to child health.

ASSEMBLY BILL NO. 1949—Jerome Horton. An act to amend Section 11172 of the Penal Code, relating to child abuse.

ASSEMBLY BILL NO. 1950—Lieu. An act to add Section 51220.7 to the Education Code, relating to pupil instruction.

ASSEMBLY BILL NO. 1951—Montanez. An act to amend Section 3515 of the Government Code, relating to public employment.

ASSEMBLY BILL NO. 1952—Nation. An act to amend Section 130301 of the Health and Safety Code, relating to health care.

ASSEMBLY BILL NO. 1953—Chan. An act to amend Section 116875 of the Health and Safety Code, relating to lead plumbing.

ASSEMBLY BILL NO. 1954—Lieu. An act to amend Section 530.5 of the Penal Code, relating to identity theft.

ASSEMBLY BILL NO. 1955—Leslie. An act to add Chapter 2.8 (commencing with Section 16180) to Part 4 of Division 9 of the Welfare and Institutions Code, relating to foster care.

ASSEMBLY BILL NO. 1956—Shirley Horton. An act to add Chapter 3.7 (commencing with Section 120270) to Part 1 of Division 105 of the Health and Safety Code, relating to communicable diseases, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 1957—Maze. An act to add Section 640.9 to the Penal Code, relating to prohibited possession of paint.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY JOINT RESOLUTION NO. 41—Nation. Relative to immigrant children.

AUTHOR'S AMENDMENTS

Committee on Governmental Organization

February 2, 2006

Mr. Speaker: The Chair of your Committee on Governmental Organization reports:
Senate Bill No. 276

With author's amendments with the recommendation: Amend, and re-refer to the committee.

JEROME HORTON, Chair

SENATE BILL NO. 276—An act to add Section 23058 to the Business and Professions Code, relating to alcoholic beverages.

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 3 p.m., the Assembly adjourned until 7 a.m., Monday, February 6, 2006.

DARIO FROMMER, Majority Floor Leader

SUE PARKER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON FEBRUARY 2, 2006**

The following measure was amended in the Assembly on this day:

SB RN

276 0603135

Daily Total: 1

Cumulative Total: 3069

CALIFORNIA LEGISLATURE

2005–06 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, February 6, 2006

ONE HUNDRED FORTIETH SESSION DAY

FOUR HUNDRED TWENTY-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
Monday, February 6, 2006

The Assembly met at 5:45 a.m.

Hon. Karen Bass, Assembly Member, 47th 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—55:

Aghazarian	DeVore	La Malfa	Parra
Arambula	Emmerson	La Suer	Pavley
Baca	Garcia	Leno	Richman
Bass	Goldberg	Leslie	Ridley-Thomas
Berg	Harman	Levine	Saldaña
Bermúdez	Haynes	Matthews	Torrico
Calderon	Horton, Jerome	Maze	Tran
Canciamilla	Horton, Shirley	Montañez	Umberg
Chavez	Houston	Mullin	Vargas
Chu	Huff	Nakanishi	Villines
Cogdill	Jones	Nation	Walters
Cohn	Karnette	Nava	Wolk
Daucher	Klehs	Niello	Mr. Speaker
De La Torre	Koretz	Oropeza	

Quorum present.

At 12:51 p.m., Hon. Greg Aghazarian, 26th 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 Benoit, Blakeslee, Bogh, Coto, Dymally, Hancock, Keene, Laird, Lieber, McCarthy, Mountjoy, Negrete McLeod, Plescia, Runner, Ruskin, Salinas, Strickland, and Yee.

On personal business, and waiving per diem: Assembly Members Lieu, Liu, and Wyland.

Because of illness: Assembly Members Chan and Frommer.

Because of illness in their families: Assembly Members Evans and Spitzer.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

February 3, 2006

*Assembly Speaker Fabian Núñez
State Capitol, Room 219
Sacramento, California*

Dear Speaker Núñez,

Please excuse me from session check-in on Monday, February 6, 2006, to attend to legislative business.

Should you have any questions please contact me or my Capitol Director, David Duran, at (916) 319-2064.

Sincerely,

JOHN J. BENOIT, Assembly Member
Sixty-fourth District

February 3, 2006

*The Honorable Fabian Núñez
Speaker
California State Assembly
State Capitol, Room 219
Sacramento, California*

Dear Speaker Núñez: The purpose of this letter is to respectfully request to be excused from check-in on Monday, February 6, 2006 as I must be in my district on legislative business.

Thank you for your consideration. Please contact me at (916) 319-2033 with any questions.

Sincerely,

SAM BLAKESLEE, Assembly Member
Thirty-third District

January 31, 2006

*The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Assembly Speaker Núñez,

This letter is a request to be excused from Check-In-Session Monday, February 6, 2006 for Legislative business.

Thank you for your consideration of this matter.

Sincerely,

RUSS BOGH, Assembly Member
Sixty-fifth District

February 1, 2006

The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Núñez: I respectfully request to be excused from Check-In session on Monday, February 6, 2006. I will be in my district in San Jose.

If you have any questions please contact Victor Christy at 916-319-2023.

Sincerely,

JOE COTO, Assembly Member
Twenty-third District

January 31, 2006

The Honorable Fabian Núñez
Speaker of the Assembly
Dear Mr. Speaker,

Permission is sought to take a day leave on Legislative business on Monday, February 6, 2006.

Respectfully,

MERVYN M. DYMALLY, Assembly Member
Fifty-second District

January 17, 2006

The Honorable Fabian Núñez
Speaker of the Assembly
Room 219, State Capitol

Dear Mr. Speaker: I respectfully request to be excused from Session on Monday, February 6, 2006. I have legislative business in the district. Thank you for your consideration.

Thank you.

Sincerely,

LONI HANCOCK, Assembly Member
Fourteenth District

February 6, 2006

The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol, Room 219

Dear Mr. Speaker: I respectfully request to be excused from check-in session on Monday, February 6, 2006 due to legislative business.

Please contact Melanie Perron in my Capitol office with any questions or concerns. Thank you for your consideration of this request.

Sincerely,

RICK KEENE, Assembly Member
Third District

January 26, 2006

*The Honorable Fabian Núñez
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California*

Dear Speaker Núñez: This letter is to request permission to be excused from Floor Session on Monday, February 6, 2006, due to legislative business in my district.

Thank you for your consideration of this request. Should you have any questions, please feel free to contact me at 916/319-2027.

Sincerely,

JOHN LAIRD, Assembly Member
Twenty-seventh District

January 31, 2006

*The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol
Sacramento, California*

Dear Speaker Núñez: I would like to be excused from Session on February 6, 2006 due to legislative business.

If you have any questions, please contact my Chief of Staff, Cory Jasperson, at 319-2022.

Sincerely,

SALLY J. LIEBER, Assembly Member
Twenty-second District

February 2, 2006

*The Honorable Fabian Núñez
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mr. Speaker,

This letter is to respectfully request an excuse from check-in session on February 6, 2006. I will be in the district on legislative business.

If you have any questions, please call me at 319-2032.

Thank you for your prompt attention.

Sincerely,

KEVIN MCCARTHY, Assembly Member
Thirty-second District

February 1, 2006

*The Honorable Fabian Núñez
Speaker, California State Assembly
State Capitol
Sacramento, California*

Dear Speaker Núñez: This is to request that I be excused from check-in session for Monday, February 6, 2006 for legislative business.

Thank you in advance for your favorable consideration of this request.

Sincerely,

DENNIS MOUNTJOY, Assembly Member
Fifty-ninth District

February 1, 2006

The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I respectfully request permission to be excused from check-in session on Monday, February 6, 2006 on legislative business.

Thank you for your consideration of this request.

Respectfully,

GLORIA NEGRETE MCLEOD, Assembly Member
Sixty-first District

January 31, 2006

Hon. Fabian Núñez
Speaker of the Assembly
State Capitol
Sacramento, California

Dear Mr. Speaker: I respectfully request to be excused from session February 6, 2006. I have legislative business in my district.

If you have any questions regarding this request, please feel free to contact Beth Helmsin in my office at 319-2075.

Sincerely,

GEORGE A. PLESCIA, Assembly Member
Seventy-fifth District

January 31, 2006

The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Núñez: I am writing to request an excused absence for February 6, 2006, due to legislative business in my district.

Should you have any questions regarding this request, please contact David Lynch in my office at 319-2036.

Sincerely,

SHARON RUNNER, Assembly Member
Thirty-sixth District

January 31, 2006

The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol, Room 3016
Sacramento, California

Dear Mr. Speaker: I respectfully request to be excused from Check in Session on February 6, 2006 due to Legislative Business in my district.

If your staff should have any additional questions please feel free to contact Traci Holt at 916-319-2021.

Respectfully,

IRA RUSKIN, Assembly Member
Twenty-first District

January 31, 2006

*The Honorable Fabian Núñez
California State Assembly
Room 219, State Capitol
Sacramento, California*

Dear Speaker Núñez: I respectfully request that I be excused from the Assembly Check-In Session on Monday February 6, 2006. I will be attending to legislative business.

Sincerely,

LELAND Y. YEE, Ph.D.
Speaker pro Tempore

(NOTE: For letter explaining the absence of Assembly Member Salinas on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for February 2, 2006; for letter explaining the absence of Assembly Member Strickland on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for February 1, 2006.)

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

February 3, 2006

*Mr. E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

RE: Appointment of Diane Ujiiye and Nitasha Sawhney
to Commission on Asian and Pacific Islander American Affairs

Dear Mr. Wilson: Please be advised I have appointed Ms. Diane Ujiiye and Ms. Nitasha Sawhney to the Commission on Asian and Pacific Islander American Affairs. This is a term appointment starting February 3, 2006 and the expiration date is January 1, 2010.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

Proposed Initiatives

The following communication was presented by the Chief Clerk from:

Patricia Galvan, Initiative Coordinator, Department of Justice, Office of the Attorney General, Sacramento, dated January 27, 2006 transmitting copies of the title, summary, and text of the following proposed initiatives, pursuant to Section 9007, Elections Code.

**Water Quality, Safety and Supply. Flood Control.
Natural Resource Protection. Park Improvements. Bonds.
Initiative Statute. SA 2005RF0131**

Referred by the Speaker to the Committee on Water, Parks and Wildlife.

REPORTS

The following letter of transmittal was presented by the Chief Clerk and ordered printed in the Journal:

California State Auditor

2005-116
January 31, 2006

*The Honorable Speaker of the Assembly
The Honorable Members of the Assembly
of the Legislature of California
State Capitol, Room 3196
Sacramento, California*

Members of the Assembly: As requested by the Joint Legislative Audit Committee, the Bureau of State Audits presents its audit report concerning our review of the California K–12 High-Speed Network (High-Speed Network) and whether or not the State is efficiently using its resources by supporting it.

This report concludes that the State most likely spent less on the building and operation of the High-Speed Network by expanding the existing infrastructure used by the University of California (UC) and other higher education institutions than it would have spent for a separate network with comparable services. Furthermore, our technical consultant found no compelling technical or financial reason to abandon the existing High-Speed Network. However, although the Legislature shifted control of this project from UC to the California Department of Education, which selected the Imperial County Office of Education (ICOE) to act as lead agency, it still has not enacted legislation that clearly prescribes the goals to be accomplished with appropriations made to the project. Moreover, ICOE is still working to develop a process to measure the success of the network.

From fiscal year 2000–01 through 2003–04, the Legislature appropriated more than \$93 million to the High-Speed Network project. According to UC, it was directed by the former administration to use the Corporation for Education Network Initiatives in California (CENIC), a nonprofit, to implement the project. Under its agreement with CENIC, UC made advance payments because CENIC did not have the funds necessary to provide the services the former administration wanted. Although CENIC returned \$10.8 million in unexpended funds to UC, as of June 30, 2005, CENIC still held \$13.6 million in High-Speed Network funds. In fiscal year 2005–06, CENIC expects to receive an additional \$3.6 million related to telecommunication discounts. Because the project was not funded in fiscal year 2005–06, some of these funds are being used to keep the network operating. Finally, opportunities exist for ICOE to strengthen its agreement with CENIC to better protect the State's interest, such as including a provision to ensure the State's ownership of tangible, nonshared assets.

Respectfully submitted,

ELAINE M. HOWLE
State Auditor

Above report referred to the Committee on Education.

The following reports were presented by the Chief Clerk:

**2004 Status Report on the Pesticide Contamination Prevention Act
(Pursuant to Food and Agricultural Code Section 13144(b))**

Above transmitted report, together with letter of transmittal from Mary-Ann Warmerdam, Director, Department of Pesticide Regulation, dated March 15, 2005, referred by the Speaker to the Committee on Environmental Safety and Toxic Materials.

Office of Traffic Safety's Annual Performance Report

Above transmitted report, together with letter of transmittal from William H. Terrell, Assistant Director of Administration, Office of Traffic Safety, dated January 24, 2006, referred by the Speaker to the Committee on Transportation.

**California Public Employees' Retirement System's
Financial Statement for the Year Ended June 30, 2005
and Independent Auditors' Report
(Pursuant to Government Code Section 20228)**

Above transmitted report, together with letter of transmittal from Rob Feckner, President, Board of Administration, California Public Employees' Retirement System, dated January 26, 2006, referred by the Speaker to the Committee on Public Employees, Retirement and Social Security.

**Policy Framework for
Intellectual Property Derived from State-Funded Research
Final Report to the Legislature
(Pursuant to Assembly Concurrent Resolution 252, Chapter 190
Statutes of 2004 and
Assembly Concurrent Resolution 24, Chapter 111
Statutes of 2005)**

Above transmitted report, together with letter of transmittal from Alan Bennett, Co-Chair, Intellectual Property Study Group, California Council on Science and Technology, dated January 17, 2006, referred by the Speaker to the Committee on Judiciary.

**Annual Report to the Legislature on
the Statewide Automated Welfare System
(Pursuant to Welfare and Institutions Code Section 10823)**

Above transmitted report, together with letter of transmittal from Christine Dunham, Acting Director, Health and Human Services Agency, referred by the Speaker to the Committee on Human Services.

**Preservation Interim Loan Programs Report
(Pursuant to Senate Bill 372, Chapter 5, Statutes of 2001)**

Above transmitted report, together with letter of transmittal from Judy Nevis, Acting Director, Department of Housing and Community Development, dated January 26, 2006, referred by the Speaker to the Committee on Housing and Community Development.

**Third Quarter 2005 Non-Toll Seismic Retrofit Program Report
(Pursuant to Assembly Bill 144, Chapter 71, Statutes of 2005)**

Above transmitted report, together with letter of transmittal from Will Kempton, Director, Department of Transportation, dated January 30, 2006, referred by the Speaker to the Committee on Transportation.

**Report on Performance Standards for
Ballast Water Discharges in California Waters
(Pursuant to Public Resources Code Section 71204.9)**

Above transmitted report, together with letter of transmittal from Paul D. Thayer, Executive Officer, California State Lands Commission, dated January 30, 2006, referred by the Speaker to the Committee on Environmental Safety and Toxic Materials.

**Open Source Software in Voting Systems
(Pursuant to Assembly Concurrent Resolution 242, Chapter 171,
Statutes of 2004)**

Above transmitted report, together with letter of transmittal from Bruce McPherson, Secretary of State, dated January 31, 2006, referred by the Speaker to the Committee on Elections and Redistricting.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committees were permitted to meet:

Budget Subcommittee No. 1 on Health and Human Services to convene jointly with the Committee on Health, on Wednesday, February 22, 2006, at 2 p.m.

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 1958—Leslie. An act to amend Sections 22947.1 and 22947.2 of the Business and Professions Code, relating to computer spyware.

ASSEMBLY BILL NO. 1959—Tran. An act to amend Sections 114, 600, 603, 1301, 1501, 8321, 12591, 15634, 17106, 28501 of the Corporations Code, relating to corporations.

ASSEMBLY BILL NO. 1960—Leslie. An act relating to local government.

ASSEMBLY BILL NO. 1961—Richman. An act to add Section 20005 to the Government Code, relating to public employees' retirement.

ASSEMBLY BILL NO. 1962—Berg. An act to add Section 6529.5 to the Government Code, relating to joint powers agreements.

ASSEMBLY BILL NO. 1963—Leslie. An act to amend Section 10150.6 of the Business and Professions Code, relating to real estate brokers.

ASSEMBLY BILL NO. 1964—Nakanishi. An act relating to health care.

ASSEMBLY BILL NO. 1965—Lieu. An act to add Section 23038 to the Financial Code, and to add Section 823.5 to the Military and Veterans Code, relating to deferred deposit transactions.

**AUTHOR'S AMENDMENTS
Committee on Rules**

February 6, 2006

Mr. Speaker: The Chair of your Committee on Rules reports:

Assembly Concurrent Resolution No. 101

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MONTAÑEZ, Chair

ASSEMBLY CONCURRENT RESOLUTION NO. 101—Relative to a Day of Remembrance.

Resolution read; author's amendments, presented pursuant to Assembly Rules, read and adopted; resolution ordered reprinted, and to be re-referred to the committee.

**BILLS WHICH DIED ON FILE
PURSUANT TO THE CONSTITUTION—ART. IV, SEC. 10(c)**

The following bills died on the inactive file:

Assembly Bills Nos. 1314, 1240, 528, 654, 1084, 659, 1605, 1700, 858, 505, 125, 441, 1237, 1360, 72, 470, and 1226.

The following bill died on the third reading file:

Assembly Bill No. 1178.

The following bill died on the unfinished business file:

Assembly Bill No. 6.

BILLS WHICH DIED AT THE DESK WITHOUT FURTHER ACTION

The following Assembly bills died at the Desk without further action:

Assembly Bills Nos. 25, 28, 61, 81, 198, 209, 244, 251, 285, 320, 321, 325, 337, 342, 353, 374, 400, 422, 431, 442, 471, 501, 536, 559, 560, 579, 580, 600, 625, 644, 653, 660, 683, 703, 724, 731, 803, 860, 869, 890, 895, 905, 931, 932, 955, 960, 965, 968, 989, 1014, 1016, 1018, 1021, 1040, 1108, 1119, 1151, 1251, 1273, 1284, 1299, 1308, 1313, 1336, 1347, 1364, 1371, 1393, 1414, 1432, 1456, 1463, 1493, 1498, 1506, 1509, 1513, 1515, 1521, 1522, 1543, 1544, 1545, 1556, 1571, 1575, 1600, 1611, 1635, 1650, 1651, 1656, 1659, 1668, 1682, 1684, 1696, 1716, 1719, 1731, 1733, 1775, 1776, and 1777.

REPORTS OF STANDING COMMITTEES

Committee on Appropriations

Date of Hearing: February 1, 2006

Mr. Speaker: Your Committee on Appropriations reports the following bills pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 685

Assembly Bill No. 784

Assembly Bill No. 1592

CHU, Chair

Above bills ordered filed with the Chief Clerk.

Committee on Business and Professions

February 1, 2006

Mr. Speaker: Your Committee on Business and Professions reports the following bill pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 94

NEGRETE MCLEOD, Chair

Above bill ordered filed with the Chief Clerk.

Committee on Education

February 1, 2006

Mr. Speaker: Your Committee on Education reports the following bills pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 349

Assembly Bill No. 1154

GOLDBERG, Chair

Above bills ordered filed with the Chief Clerk.

Committee on Elections and Redistricting

February 1, 2006

Mr. Speaker: Your Committee on Elections and Redistricting reports the following bill pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 40

UMBERG, Chair

Above bill ordered filed with the Chief Clerk.

Committee on Health

February 1, 2006

Mr. Speaker: Your Committee on Health reports the following bills pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 126

Assembly Bill No. 291

Assembly Bill No. 1105

CHAN, Chair

Above bills ordered filed with the Chief Clerk.

Committee on Higher Education

January 31, 2006

Mr. Speaker: Your Committee on Higher Education reports the following bill pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 589

LIU, Chair

Above bill ordered filed with the Chief Clerk.

Committee on Housing and Community Development

February 1, 2006

Mr. Speaker: Your Committee on Housing and Community Development reports the following bill pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 197

MULLIN, Chair

Above bill ordered filed with the Chief Clerk.

Committee on Human Services

February 1, 2006

Mr. Speaker: Your Committee on Human Services reports the following bill pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 628

EVANS, Chair

Above bill ordered filed with the Chief Clerk.

Committee on Insurance

January 30, 2006

Mr. Speaker: Your Committee on Insurance reports the following bills pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 514

Assembly Bill No. 1345

VARGAS, Chair

Above bills ordered filed with the Chief Clerk.

Committee on Natural Resources

February 1, 2006

Mr. Speaker: Your Committee on Natural Resources reports the following bills pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 825

Assembly Bill No. 887

HANCOCK, Chair

Above bills ordered filed with the Chief Clerk.

Committee on Public Safety

February 1, 2006

Mr. Speaker: Your Committee on Public Safety reports the following bill pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 331

LENO, Chair

Above bill ordered filed with the Chief Clerk.

Committee on Revenue and Taxation

February 1, 2006

Mr. Speaker: Your Committee on Revenue and Taxation reports the following bills pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 62

Assembly Bill No. 398

Assembly Bill No. 80

Assembly Bill No. 548

KLEHS, Chair

Above bills ordered filed with the Chief Clerk.

Committee on Rules

February 1, 2006

Mr. Speaker: Your Committee on Rules reports the following bill pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 92

MONTAÑEZ, Chair

Above bill ordered filed with the Chief Clerk.

Committee on Agriculture

February 1, 2006

Mr. Speaker: Your Committee on Agriculture reports the following bill pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(c) of the Constitution:

Assembly Bill No. 1587

MATTHEWS, Chair

Above bill ordered filed with the Chief Clerk.

Committee on Arts, Entertainment, Sports, Tourism, and Internet Media

February 1, 2006

Mr. Speaker: Your Committee on Arts, Entertainment, Sports, Tourism, and Internet Media reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(c) of the Constitution:

Assembly Bill No. 419

Assembly Bill No. 655

Assembly Bill No. 487

Assembly Bill No. 1193

CHAVEZ, Chair

Above bills ordered filed with the Chief Clerk.

Committee on Appropriations

February 1, 2006

Mr. Speaker: Your Committee on Appropriations reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(c) of the Constitution:

Assembly Bill No. 1	Assembly Bill No. 66
Assembly Bill No. 4	Assembly Bill No. 95
Assembly Bill No. 24	Assembly Bill No. 98
Assembly Bill No. 26	Assembly Bill No. 101
Assembly Bill No. 30	Assembly Bill No. 106
Assembly Bill No. 34	Assembly Bill No. 122
Assembly Bill No. 58	Assembly Bill No. 123
Assembly Bill No. 59	Assembly Bill No. 161
Assembly Bill No. 60	

CHU, Chair

Above bills ordered filed with the Chief Clerk.

February 1, 2006

Mr. Speaker: Your Committee on Appropriations reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(c) of the Constitution:

Assembly Bill No. 171	Assembly Bill No. 250
Assembly Bill No. 183	Assembly Bill No. 255
Assembly Bill No. 184	Assembly Bill No. 260
Assembly Bill No. 189	Assembly Bill No. 262
Assembly Bill No. 191	Assembly Bill No. 274
Assembly Bill No. 199	Assembly Bill No. 290
Assembly Bill No. 213	Assembly Bill No. 294
Assembly Bill No. 230	Assembly Bill No. 317

CHU, Chair

Above bills ordered filed with the Chief Clerk.

February 1, 2006

Mr. Speaker: Your Committee on Appropriations reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(c) of the Constitution:

Assembly Bill No. 319	Assembly Bill No. 484
Assembly Bill No. 334	Assembly Bill No. 486
Assembly Bill No. 387	Assembly Bill No. 500
Assembly Bill No. 407	Assembly Bill No. 503
Assembly Bill No. 410	Assembly Bill No. 506
Assembly Bill No. 418	Assembly Bill No. 513
Assembly Bill No. 426	Assembly Bill No. 527
Assembly Bill No. 468	Assembly Bill No. 534
Assembly Bill No. 472	

CHU, Chair

Above bills ordered filed with the Chief Clerk.

February 1, 2006

Mr. Speaker: Your Committee on Appropriations reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(c) of the Constitution:

Assembly Bill No. 545	Assembly Bill No. 617
Assembly Bill No. 555	Assembly Bill No. 622
Assembly Bill No. 558	Assembly Bill No. 626
Assembly Bill No. 562	Assembly Bill No. 629
Assembly Bill No. 568	Assembly Bill No. 638
Assembly Bill No. 572	Assembly Bill No. 642
Assembly Bill No. 577	Assembly Bill No. 652
Assembly Bill No. 598	Assembly Bill No. 658

CHU, Chair

Above bills ordered filed with the Chief Clerk.

February 1, 2006

Mr. Speaker: Your Committee on Appropriations reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(c) of the Constitution:

Assembly Bill No. 666	Assembly Bill No. 737
Assembly Bill No. 670	Assembly Bill No. 742
Assembly Bill No. 678	Assembly Bill No. 757
Assembly Bill No. 681	Assembly Bill No. 786
Assembly Bill No. 697	Assembly Bill No. 788
Assembly Bill No. 700	Assembly Bill No. 809
Assembly Bill No. 705	Assembly Bill No. 811
Assembly Bill No. 722	Assembly Bill No. 829
Assembly Bill No. 725	

CHU, Chair

Above bills ordered filed with the Chief Clerk.

February 1, 2006

Mr. Speaker: Your Committee on Appropriations reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(c) of the Constitution:

Assembly Bill No. 838	Assembly Bill No. 894
Assembly Bill No. 844	Assembly Bill No. 902
Assembly Bill No. 848	Assembly Bill No. 919
Assembly Bill No. 850	Assembly Bill No. 922
Assembly Bill No. 851	Assembly Bill No. 930
Assembly Bill No. 864	Assembly Bill No. 935
Assembly Bill No. 867	Assembly Bill No. 990
Assembly Bill No. 870	Assembly Bill No. 1019

CHU, Chair

Above bills ordered filed with the Chief Clerk.

February 1, 2006

Mr. Speaker: Your Committee on Appropriations reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(c) of the Constitution:

Assembly Bill No. 1032	Assembly Bill No. 1089
Assembly Bill No. 1033	Assembly Bill No. 1091
Assembly Bill No. 1047	Assembly Bill No. 1100
Assembly Bill No. 1049	Assembly Bill No. 1106
Assembly Bill No. 1073	Assembly Bill No. 1121
Assembly Bill No. 1077	Assembly Bill No. 1145
Assembly Bill No. 1085	Assembly Bill No. 1152
Assembly Bill No. 1087	Assembly Bill No. 1159

CHU, Chair

Above bills ordered filed with the Chief Clerk.

February 1, 2006

Mr. Speaker: Your Committee on Appropriations reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(c) of the Constitution:

Assembly Bill No. 1171	Assembly Bill No. 1247
Assembly Bill No. 1173	Assembly Bill No. 1253
Assembly Bill No. 1191	Assembly Bill No. 1254
Assembly Bill No. 1212	Assembly Bill No. 1260
Assembly Bill No. 1213	Assembly Bill No. 1266
Assembly Bill No. 1214	Assembly Bill No. 1269
Assembly Bill No. 1219	Assembly Bill No. 1275
Assembly Bill No. 1239	Assembly Bill No. 1289

CHU, Chair

Above bills ordered filed with the Chief Clerk.

February 1, 2006

Mr. Speaker: Your Committee on Appropriations reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(c) of the Constitution:

Assembly Bill No. 1292	Assembly Bill No. 1379
Assembly Bill No. 1295	Assembly Bill No. 1396
Assembly Bill No. 1300	Assembly Bill No. 1408
Assembly Bill No. 1306	Assembly Bill No. 1409
Assembly Bill No. 1321	Assembly Bill No. 1410
Assembly Bill No. 1331	Assembly Bill No. 1420
Assembly Bill No. 1332	Assembly Bill No. 1422
Assembly Bill No. 1350	Assembly Bill No. 1425
Assembly Bill No. 1377	

CHU, Chair

Above bills ordered filed with the Chief Clerk.

February 1, 2006

Mr. Speaker: Your Committee on Appropriations reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(c) of the Constitution:

Assembly Bill No. 1436	Assembly Bill No. 1525
Assembly Bill No. 1440	Assembly Bill No. 1526
Assembly Bill No. 1445	Assembly Bill No. 1534
Assembly Bill No. 1477	Assembly Bill No. 1562
Assembly Bill No. 1485	Assembly Bill No. 1578
Assembly Bill No. 1503	Assembly Bill No. 1579
Assembly Bill No. 1504	Assembly Bill No. 1581
Assembly Bill No. 1510	Assembly Bill No. 1589

CHU, Chair

Above bills ordered filed with the Chief Clerk.

February 1, 2006

Mr. Speaker: Your Committee on Appropriations reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(c) of the Constitution:

Assembly Bill No. 1590	Assembly Bill No. 1627
Assembly Bill No. 1596	Assembly Bill No. 1638
Assembly Bill No. 1599	Assembly Bill No. 1654
Assembly Bill No. 1604	Assembly Bill No. 1657
Assembly Bill No. 1607	Assembly Bill No. 1671
Assembly Bill No. 1608	Assembly Bill No. 1672
Assembly Bill No. 1615	Assembly Bill No. 1689
Assembly Bill No. 1616	Assembly Bill No. 1691
Assembly Bill No. 1618	

CHU, Chair

Above bills ordered filed with the Chief Clerk.

February 1, 2006

Mr. Speaker: Your Committee on Appropriations reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(c) of the Constitution:

Assembly Bill No. 1695	Assembly Bill No. 1714
Assembly Bill No. 1697	Assembly Bill No. 1751
Assembly Bill No. 1701	Assembly Bill No. 1770
Assembly Bill No. 1702	Assembly Bill No. 1773
Assembly Bill No. 1704	

CHU, Chair

Above bills ordered filed with the Chief Clerk.

Committee on Banking and Finance

February 1, 2006

Mr. Speaker: Your Committee on Banking and Finance reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(c) of the Constitution:

Assembly Bill No. 207
Assembly Bill No. 408
Assembly Bill No. 730
Assembly Bill No. 1250

Assembly Bill No. 1560
Assembly Bill No. 1694
Assembly Bill No. 1726

CALDERON, Chair

Above bills ordered filed with the Chief Clerk.

Committee on Budget

February 1, 2006

Mr. Speaker: Your Committee on Budget reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(c) of the Constitution:

Assembly Bill No. 90
Assembly Bill No. 154

Assembly Bill No. 155
Assembly Bill No. 836

LAIRD, Chair

Above bills ordered filed with the Chief Clerk.

Committee on Business and Professions

February 1, 2006

Mr. Speaker: Your Committee on Business and Professions reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(c) of the Constitution:

Assembly Bill No. 38
Assembly Bill No. 79
Assembly Bill No. 235
Assembly Bill No. 345
Assembly Bill No. 366
Assembly Bill No. 413
Assembly Bill No. 516
Assembly Bill No. 552
Assembly Bill No. 701

Assembly Bill No. 704
Assembly Bill No. 714
Assembly Bill No. 762
Assembly Bill No. 859
Assembly Bill No. 896
Assembly Bill No. 945
Assembly Bill No. 1024
Assembly Bill No. 1094

NEGRETE MCLEOD, Chair

Above bills ordered filed with the Chief Clerk.

February 1, 2006

Mr. Speaker: Your Committee on Business and Professions reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(c) of the Constitution:

Assembly Bill No. 1163
Assembly Bill No. 1174
Assembly Bill No. 1370
Assembly Bill No. 1428
Assembly Bill No. 1465

Assembly Bill No. 1473
Assembly Bill No. 1520
Assembly Bill No. 1539
Assembly Bill No. 1549

NEGRETE MCLEOD, Chair

Above bills ordered filed with the Chief Clerk.

Committee on Education

February 1, 2006

Mr. Speaker: Your Committee on Education reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(c) of the Constitution:

Assembly Bill No. 39	Assembly Bill No. 951
Assembly Bill No. 93	Assembly Bill No. 973
Assembly Bill No. 309	Assembly Bill No. 1092
Assembly Bill No. 412	Assembly Bill No. 1181
Assembly Bill No. 563	Assembly Bill No. 1215
Assembly Bill No. 692	Assembly Bill No. 1216
Assembly Bill No. 832	Assembly Bill No. 1217
Assembly Bill No. 833	Assembly Bill No. 1218
Assembly Bill No. 872	Assembly Bill No. 1301
Assembly Bill No. 883	Assembly Bill No. 1394
Assembly Bill No. 949	

GOLDBERG, Chair

Above bills ordered filed with the Chief Clerk.

February 1, 2006

Mr. Speaker: Your Committee on Education reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(c) of the Constitution:

Assembly Bill No. 1404	Assembly Bill No. 1490
Assembly Bill No. 1417	Assembly Bill No. 1569
Assembly Bill No. 1468	Assembly Bill No. 1680

GOLDBERG, Chair

Above bills ordered filed with the Chief Clerk.

Committee on Elections and Redistricting

February 1, 2006

Mr. Speaker: Your Committee on Elections and Redistricting reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(c) of the Constitution:

Assembly Bill No. 2	Assembly Bill No. 876
Assembly Bill No. 5	Assembly Bill No. 891
Assembly Bill No. 16	Assembly Bill No. 934
Assembly Bill No. 45	Assembly Bill No. 1006
Assembly Bill No. 347	Assembly Bill No. 1013
Assembly Bill No. 369	Assembly Bill No. 1140
Assembly Bill No. 868	Assembly Bill No. 1530

UMBERG, Chair

Above bills ordered filed with the Chief Clerk.

Committee on Environmental Safety and Toxic Materials

February 1, 2006

Mr. Speaker: Your Committee on Environmental Safety and Toxic Materials reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(c) of the Constitution:

Assembly Bill No. 340	Assembly Bill No. 1343
Assembly Bill No. 567	Assembly Bill No. 1344
Assembly Bill No. 639	Assembly Bill No. 1354
Assembly Bill No. 1017	Assembly Bill No. 1546
Assembly Bill No. 1083	Assembly Bill No. 1727
Assembly Bill No. 1271	Assembly Bill No. 1730

RUSKIN, Chair

Above bills ordered filed with the Chief Clerk.

Committee on Governmental Organization

February 1, 2006

Mr. Speaker: Your Committee on Governmental Organization reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(c) of the Constitution:

Assembly Bill No. 531
Assembly Bill No. 611
Assembly Bill No. 614
Assembly Bill No. 744
Assembly Bill No. 923

Assembly Bill No. 1005
Assembly Bill No. 1401
Assembly Bill No. 1494
Assembly Bill No. 1537
Assembly Bill No. 1658

JEROME HORTON, Chair

Above bills ordered filed with the Chief Clerk.

Committee on Health

February 1, 2006

Mr. Speaker: Your Committee on Health reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(c) of the Constitution:

Assembly Bill No. 116
Assembly Bill No. 170
Assembly Bill No. 201
Assembly Bill No. 257
Assembly Bill No. 288
Assembly Bill No. 433
Assembly Bill No. 445
Assembly Bill No. 615
Assembly Bill No. 686

Assembly Bill No. 711
Assembly Bill No. 812
Assembly Bill No. 908
Assembly Bill No. 976
Assembly Bill No. 1050
Assembly Bill No. 1175
Assembly Bill No. 1185
Assembly Bill No. 1187

CHAN, Chair

Above bills ordered filed with the Chief Clerk.

February 1, 2006

Mr. Speaker: Your Committee on Health reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(c) of the Constitution:

Assembly Bill No. 1225
Assembly Bill No. 1258
Assembly Bill No. 1291
Assembly Bill No. 1481
Assembly Bill No. 1639

Assembly Bill No. 1670
Assembly Bill No. 1673
Assembly Bill No. 1675
Assembly Bill No. 1720

CHAN, Chair

Above bills ordered filed with the Chief Clerk.

Committee on Higher Education

February 1, 2006

Mr. Speaker: Your Committee on Higher Education reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(c) of the Constitution:

Assembly Bill No. 933
Assembly Bill No. 1320

LIU, Chair

Above bills ordered filed with the Chief Clerk.

Committee on Housing and Community Development

February 1, 2006

Mr. Speaker: Your Committee on Housing and Community Development reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(c) of the Constitution:

Assembly Bill No. 63
 Assembly Bill No. 292
 Assembly Bill No. 396
 Assembly Bill No. 517
 Assembly Bill No. 590
 Assembly Bill No. 781
 Assembly Bill No. 921
 Assembly Bill No. 939

Assembly Bill No. 954
 Assembly Bill No. 1167
 Assembly Bill No. 1264
 Assembly Bill No. 1265
 Assembly Bill No. 1372
 Assembly Bill No. 1450
 Assembly Bill No. 1472
 Assembly Bill No. 1479

MULLIN, Chair

Above bills ordered filed with the Chief Clerk.

February 1, 2006

Mr. Speaker: Your Committee on Housing and Community Development reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(c) of the Constitution:

Assembly Bill No. 1491
 Assembly Bill No. 1606

MULLIN, Chair

Above bills ordered filed with the Chief Clerk.

Committee on Human Services

February 1, 2006

Mr. Speaker: Your Committee on Human Services reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(c) of the Constitution:

Assembly Bill No. 233
 Assembly Bill No. 269
 Assembly Bill No. 842
 Assembly Bill No. 863
 Assembly Bill No. 943
 Assembly Bill No. 1074

Assembly Bill No. 1079
 Assembly Bill No. 1242
 Assembly Bill No. 1538
 Assembly Bill No. 1541
 Assembly Bill No. 1645
 Assembly Bill No. 1653

EVANS, Chair

Above bills ordered filed with the Chief Clerk.

Committee on Insurance

February 1, 2006

Mr. Speaker: Your Committee on Insurance reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(c) of the Constitution:

Assembly Bill No. 82
 Assembly Bill No. 227
 Assembly Bill No. 229
 Assembly Bill No. 526
 Assembly Bill No. 613
 Assembly Bill No. 793
 Assembly Bill No. 975

Assembly Bill No. 1055
 Assembly Bill No. 1429
 Assembly Bill No. 1454
 Assembly Bill No. 1486
 Assembly Bill No. 1554
 Assembly Bill No. 1572
 Assembly Bill No. 1619

VARGAS, Chair

Above bills ordered filed with the Chief Clerk.

Committee on Jobs, Economic Development, and the Economy

February 1, 2006

Mr. Speaker: Your Committee on Jobs, Economic Development, and the Economy reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(c) of the Constitution:

Assembly Bill No. 732
 Assembly Bill No. 854

Assembly Bill No. 957
 Assembly Bill No. 1004

ARAMBULA, Chair

Above bills ordered filed with the Chief Clerk.

Committee on Judiciary

February 1, 2006

Mr. Speaker: Your Committee on Judiciary reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(c) of the Constitution:

Assembly Bill No. 20	Assembly Bill No. 533
Assembly Bill No. 108	Assembly Bill No. 612
Assembly Bill No. 192	Assembly Bill No. 718
Assembly Bill No. 265	Assembly Bill No. 750
Assembly Bill No. 278	Assembly Bill No. 907
Assembly Bill No. 323	Assembly Bill No. 915
Assembly Bill No. 355	Assembly Bill No. 1042
Assembly Bill No. 447	Assembly Bill No. 1068
Assembly Bill No. 464	

JONES, Chair

Above bills ordered filed with the Chief Clerk.

February 1, 2006

Mr. Speaker: Your Committee on Judiciary reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(c) of the Constitution:

Assembly Bill No. 1176	Assembly Bill No. 1444
Assembly Bill No. 1198	Assembly Bill No. 1453
Assembly Bill No. 1287	Assembly Bill No. 1455
Assembly Bill No. 1397	Assembly Bill No. 1502

JONES, Chair

Above bills ordered filed with the Chief Clerk.

Committee on Labor and Employment

February 1, 2006

Mr. Speaker: Your Committee on Labor and Employment reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(c) of the Constitution:

Assembly Bill No. 234	Assembly Bill No. 1192
Assembly Bill No. 364	Assembly Bill No. 1255
Assembly Bill No. 474	Assembly Bill No. 1312
Assembly Bill No. 510	Assembly Bill No. 1441
Assembly Bill No. 822	Assembly Bill No. 1500
Assembly Bill No. 904	Assembly Bill No. 1514

KORETZ, Chair

Above bills ordered filed with the Chief Clerk.

Committee on Local Government

February 1, 2006

Mr. Speaker: Your Committee on Local Government reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(c) of the Constitution:

Assembly Bill No. 194	Assembly Bill No. 1135
Assembly Bill No. 504	Assembly Bill No. 1146
Assembly Bill No. 549	Assembly Bill No. 1205
Assembly Bill No. 623	Assembly Bill No. 1243
Assembly Bill No. 763	Assembly Bill No. 1248
Assembly Bill No. 792	Assembly Bill No. 1259
Assembly Bill No. 986	Assembly Bill No. 1330
Assembly Bill No. 997	Assembly Bill No. 1352
Assembly Bill No. 1134	Assembly Bill No. 1367

SALINAS, Chair

Above bills ordered filed with the Chief Clerk.

Committee on Natural Resources

February 1, 2006

Mr. Speaker: Your Committee on Natural Resources reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(c) of the Constitution:

Assembly Bill No. 177	Assembly Bill No. 1090
Assembly Bill No. 375	Assembly Bill No. 1103
Assembly Bill No. 645	Assembly Bill No. 1156
Assembly Bill No. 727	Assembly Bill No. 1557
Assembly Bill No. 936	Assembly Bill No. 1678
Assembly Bill No. 942	Assembly Bill No. 1722

HANCOCK, Chair

Above bills ordered filed with the Chief Clerk.

Committee on Public Employees, Retirement and Social Security

February 1, 2006

Mr. Speaker: Your Committee on Public Employees, Retirement and Social Security reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(c) of the Constitution:

Assembly Bill No. 511	Assembly Bill No. 1138
Assembly Bill No. 565	Assembly Bill No. 1398

TORRICO, Chair

Above bills ordered filed with the Chief Clerk.

Committee on Revenue and Taxation

February 1, 2006

Mr. Speaker: Your Committee on Revenue and Taxation reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(c) of the Constitution:

Assembly Bill No. 3	Assembly Bill No. 247
Assembly Bill No. 9	Assembly Bill No. 344
Assembly Bill No. 29	Assembly Bill No. 661
Assembly Bill No. 37	Assembly Bill No. 735
Assembly Bill No. 185	Assembly Bill No. 810
Assembly Bill No. 218	Assembly Bill No. 845
Assembly Bill No. 236	

KLEHS, Chair

Above bills ordered filed with the Chief Clerk.

February 1, 2006

Mr. Speaker: Your Committee on Revenue and Taxation reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(c) of the Constitution:

Assembly Bill No. 906	Assembly Bill No. 1488
Assembly Bill No. 995	Assembly Bill No. 1573
Assembly Bill No. 1026	Assembly Bill No. 1580
Assembly Bill No. 1028	Assembly Bill No. 1582
Assembly Bill No. 1164	Assembly Bill No. 1613
Assembly Bill No. 1224	Assembly Bill No. 1629
Assembly Bill No. 1262	Assembly Bill No. 1644
Assembly Bill No. 1375	Assembly Bill No. 1692
Assembly Bill No. 1403	

KLEHS, Chair

Above bills ordered filed with the Chief Clerk.

Committee on Rules

February 1, 2006

Mr. Speaker: Your Committee on Rules reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(c) of the Constitution:

Assembly Bill No. 166	Assembly Bill No. 636
Assembly Bill No. 181	Assembly Bill No. 1211
Assembly Bill No. 395	Assembly Bill No. 1583

MONTAÑEZ, Chair

Above bills ordered filed with the Chief Clerk.

Committee on Transportation

February 1, 2006

Mr. Speaker: Your Committee on Transportation reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(c) of the Constitution:

Assembly Bill No. 261	Assembly Bill No. 898
Assembly Bill No. 311	Assembly Bill No. 914
Assembly Bill No. 397	Assembly Bill No. 969
Assembly Bill No. 435	Assembly Bill No. 1025
Assembly Bill No. 498	Assembly Bill No. 1148
Assembly Bill No. 508	Assembly Bill No. 1197
Assembly Bill No. 509	Assembly Bill No. 1276
Assembly Bill No. 540	Assembly Bill No. 1277
Assembly Bill No. 753	Assembly Bill No. 1447

OROPEZA, Chair

Above bills ordered filed with the Chief Clerk.

February 1, 2006

Mr. Speaker: Your Committee on Transportation reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(c) of the Constitution:

Assembly Bill No. 1475	Assembly Bill No. 1649
Assembly Bill No. 1552	Assembly Bill No. 1703
Assembly Bill No. 1624	Assembly Bill No. 1706

OROPEZA, Chair

Above bills ordered filed with the Chief Clerk.

Committee on Public Safety

February 1, 2006

Mr. Speaker: Your Committee on Public Safety reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(c) of the Constitution:

Assembly Bill No. 41	Assembly Bill No. 1000
Assembly Bill No. 46	Assembly Bill No. 1023
Assembly Bill No. 157	Assembly Bill No. 1036
Assembly Bill No. 253	Assembly Bill No. 1080
Assembly Bill No. 335	Assembly Bill No. 1294
Assembly Bill No. 440	Assembly Bill No. 1389
Assembly Bill No. 448	Assembly Bill No. 1427
Assembly Bill No. 542	Assembly Bill No. 1449
Assembly Bill No. 789	

LENO, Chair

Above bills ordered filed with the Chief Clerk.

February 1, 2006

Mr. Speaker: Your Committee on Public Safety reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(c) of the Constitution:

Assembly Bill No. 1470	Assembly Bill No. 1686
Assembly Bill No. 1626	Assembly Bill No. 1710
Assembly Bill No. 1647	

LENO, Chair

Above bills ordered filed with the Chief Clerk.

Committee on Utilities and Commerce

February 1, 2006

Mr. Speaker: Your Committee on Utilities and Commerce reports the following bills pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 650	Assembly Bill No. 1274
Assembly Bill No. 745	Assembly Bill No. 1411
Assembly Bill No. 903	Assembly Bill No. 1555
Assembly Bill No. 1082	Assembly Bill No. 1621

LEVINE, Chair

Above bills ordered filed with the Chief Clerk.

Committee on Water, Parks and Wildlife

February 1, 2006

Mr. Speaker: Your Committee on Water, Parks and Wildlife reports the following bills pursuant to the provisions of Joint Rule 56 and Article IV, Sec. 10(c) of the Constitution:

Assembly Bill No. 328
Assembly Bill No. 329
Assembly Bill No. 668
Assembly Bill No. 676

Assembly Bill No. 1002
Assembly Bill No. 1713
Assembly Bill No. 1724

WOLK, Chair

Above bills ordered filed with the Chief Clerk.

MESSAGES FROM THE SENATE

Senate Chamber, February 6, 2006

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 64
Assembly Bill No. 424

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, February 6, 2006

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 1233

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

FIRST READING OF SENATE BILLS

The following bill was read the first time:

SENATE BILL NO. 1233—An act to amend Section 14133.23 of the Welfare and Institutions Code, and to amend Section 2 of Chapter 2 of the Statutes of 2006, relating to Medi-Cal, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 9:30 a.m., Thursday, February 9, 2006.

FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON FEBRUARY 6, 2006**

The following measure was amended in the Assembly on this day:

ACR RN

101 0605455

Daily Total: 1

Cumulative Total: 3070

CALIFORNIA LEGISLATURE

2005–06 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, February 9, 2006

ONE HUNDRED FORTY-FIRST SESSION DAY

FOUR HUNDRED THIRTY-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
Thursday, February 9, 2006

The Assembly met at 9:41 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 La Malfa 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 9:48 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—74:

Aghazarian	Emmerson	Laird	Richman
Arambula	Evans	Leno	Ridley-Thomas
Baca	Frommer	Leslie	Runner
Bass	Garcia	Levine	Ruskin
Benoit	Goldberg	Lieber	Saldaña
Berg	Hancock	Lieu	Salinas
Bermúdez	Harman	Matthews	Spitzer
Blakeslee	Haynes	Maze	Strickland
Bogh	Horton, Jerome	McCarthy	Tran
Calderon	Horton, Shirley	Montañez	Umberg
Canciamilla	Houston	Mountjoy	Vargas
Chan	Huff	Mullin	Villines
Chavez	Jones	Nakanishi	Walters
Chu	Karnette	Nava	Wolk
Cogdill	Keene	Negrete McLeod	Wyland
Coto	Kleh	Niello	Yee
Daucher	Koretz	Parra	Mr. Speaker
DeVore	La Malfa	Pavley	
Dymally	La Suer	Plescia	

PRAYER

Upon invitation of Speaker pro Tempore Yee, the following prayer was offered by Assembly Chaplain Father Constantine C. Pappademos:

Lord, You have given gifts to each of us from Your great variety of spiritual gifts. Help us manage them so that Your generosity can flow through us. If we are called to speak, let us speak as though You were speaking through us. If we are called to help others, let us do it with all the strength and energy that You supply. Then, indeed, You will be glorified.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Yee, Assembly Member Evans 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.

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 Oropeza.

On personal business, and waiving per diem: Assembly Members De La Torre, Liu, Nation, and Torrico.

Due to travel delays: Assembly Member Cohn.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanation of absence was ordered printed in the Journal:

February 1, 2006

*The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mr. Speaker: I respectfully request to be excused from Session, Thursday, February 9 and Friday, February 10, 2006, due to legislative business in my district. If approved, this will necessitate my flying back to the district upon completion of the retreat in Monterey on Wednesday evening.

Thank you for your consideration of this request. Please contact my Chief of Staff Sharon Weissman, in my district office, if you have any questions regarding this matter.

Sincerely,

JENNY OROPEZA, Assembly Member
Fifty-fifth District

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

February 7, 2006

*E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: Please be advised that I appointed the following members to the Assembly Select Committee on Title IX:

Assemblymember Bonnie Garcia
Assemblymember Dave Jones
Assemblymember Sally Lieber
Assemblymember Fran Pavley

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

REPORTS

The following letters of transmittal were presented by the Chief Clerk and ordered printed in the Journal:

California State Auditor

2005-104
February 7, 2006

*The Honorable Speaker of the Assembly
The Honorable Members of the Assembly
of the Legislature of California
State Capitol, Room 3196
Sacramento, California*

Members of the Assembly: As requested by the Joint Legislative Audit Committee, the Bureau of State Audits presents its audit report concerning the Department of Education's (department) management of the California American Indian Education Center program (program).

This report concludes that, despite established guidance, the department has not adequately administered the program and consequently cannot ensure that the program is successfully meeting the goals established in law or the needs of the communities it serves. For example, the department has not consistently collected all the data from the California Indian Education centers (centers) required by law to measure their performance and cannot fully justify either its basis for initially selecting centers to receive funding or for determining the annual amount of funding it grants each center. Further, the department has not always been prompt in disbursing funds to the centers; and it lacks a monitoring process to ensure that centers spend funds appropriately, pursue program goals, and report accurate data.

Respectfully submitted,

ELAINE M. HOWLE
State Auditor

Above report referred to the Committee on Education.

California State Auditor

2005-119

February 9, 2006

*The Honorable Speaker of the Assembly
The Honorable Members of the Assembly
of the Legislature of California
State Capitol, Room 3196
Sacramento, California*

Members of the Assembly: As requested by the Joint Legislative Audit Committee, the Bureau of State Audits presents its audit report concerning the need for better state oversight for the safety of workers on the new San Francisco-Oakland Bay Bridge (Bay Bridge) project.

This report concludes that the Division of Occupational Safety and Health (division) of the Department of Industrial Relations did not discover the potential underreporting of injuries on the Skyway project of the Bay Bridge East Span replacement because it lacks procedures to ensure the reasonable accuracy of employers' annual injury reports. Based on information we reviewed, there are indications of 15 alleged injuries and an alleged illness potentially meeting recording criteria that are not included in the annual injury reports of the Skyway's prime contractor. Because there were conflicting positions presented to us and because we are not the entity that makes the determination whether an injury or illness is recordable, we notified the division of our concerns and it informed us that it opened a formal investigation into the matter. In addition, the division did not adequately follow up on three of the six complaints of hazardous conditions at the Skyway project. For example, because it used a compliance assistance approach to investigate an April 2004 complaint, the division did not issue citations for the two alleged serious violations it found. Finally, the California Department of Transportation sufficiently carried out its limited safety oversight role for the Skyway, but it could better emphasize safety by making its project safety coordinator position independent of construction managers and improving attendance of staff and managers at safety training and meetings.

Respectfully submitted,

ELAINE M. HOWLE
State Auditor

Above report referred to the Committee on Labor and Employment.

The following reports were presented by the Chief Clerk:

**Small Business/Disabled Veteran Business Enterprise (DVBE)
Contracting Activity Reports
(Pursuant to Public Contract Code Section 10115.5 and
Military Code Section 999.7) from:**

Department of Industrial Relations, Ann Rose, Chief, Division of Administration, dated January 25, 2006;

California Tahoe Conservancy, Deborah Muncill, SSA, dated January 26, 2006;

California State Lands Commission, Annabell Abeleda, Contracts Officer, dated January 26, 2006;

Fair Employment and Housing Commission, Denise Choye, Administrative Services Manager, dated January 27, 2006;

Office of the State Public Defender, Mike Hersek, State Public Defender, dated January 31, 2006.

Referred by the Speaker to the Committee on Jobs, Economic Development, and the Economy.

**Disabled Veterans Business Enterprise (DVBE)
Contracting Activity Reports
(Pursuant to Military and Veterans Code Section 999.7) from:**

Department of Fair Employment and Housing, Juanita D. Harris, ABMA, Business Service Section, dated January 31, 2006.

Referred by the Speaker to the Committee on Veterans Affairs.

**Emergency Medical Services (EMS) Report
(Pursuant to Health and Safety Code Section 1797.98a) from:**

Ventura County, Judith C. Collinge, Accounting Officer, dated December 30, 2005;

Placer County, Theresa Wiech, Accountant Auditor, Financial Accounting Division, dated January 31, 2006;

Mariposa County, Charles B. Mosher, MD, MPH, Health Officer, dated February 6, 2006.

Referred by the Speaker to the Committee on Health.

**Annual DNA Identification Fund Report
(Pursuant to Government Code Section 761046) from:**

San Luis Obispo, Renae Rahe, Accounting Technician Confidential, dated January 17, 2006;

Lake County, B. Cleveland, Accountant 1, dated January 30, 2006.

Referred by the Speaker to the Committee on Public Safety.

**Notification of Proposition 98
for Fiscal Years 1995–96 through 2003–04
(Pursuant to Education Code Section 41207 (a))**

Above transmitted report, together with letter of transmittal from Jack O'Connell, State Superintendent of Public Instruction, Department of Education, dated January 18, 2006, referred by the Speaker to the Committee on Education.

**Progress Report on Securing Supplemental Sources of Water
to Augment Existing Supplies During Dry Years
(Pursuant to Assembly Bill 1823, Chapter 841, Statutes of 2002)**

Above transmitted report, together with letter of transmittal from Michael P. Carlin, Assistant General Manager, Water Enterprise, San Francisco Public Utilities Commission, dated January 30, 2006, referred by the Speaker to the Committee on Water, Parks and Wildlife.

**Annual Progress Report:
Achievements in Conservation, Recycling and Groundwater Recovery
(Pursuant to Senate Bill 60, Chapter 415, Statutes of 1999)**

Above transmitted report, together with letter of transmittal from Kathleen Cole, Legislative Representative, Metropolitan Water District of Southern California, dated January 31, 2006, referred by the Speaker to the Committee on Water, Parks and Wildlife.

**California Developmental Disabilities Information System (CADDIS) Project
Second Quarter Monthly Status and Oversight Reports
(Pursuant to Senate Bill 77, Chapter 38, Statutes of 2005
Item 4300-001-0001, Provision 5)**

Above transmitted report, together with letter of transmittal from Cliff Allenby, Director, Department of Developmental Services, dated January 27, 2006, referred by the Speaker to the Committee on Budget.

**Unpaid Holocaust-Era Insurance Claims Status Report
July 2005 through December 2005
(Pursuant to Insurance Code Section 12967 (e))**

Above transmitted report, together with letter of transmittal from John Garamendi, Insurance Commissioner, Department of Insurance, dated January 30, 2006, referred by the Speaker to the Committee on Insurance.

**Study for Assembly Bill 2909 (Salinas)
Services for Infants and Toddlers Who Are Deaf or Hard of Hearing
(Pursuant to Assembly Bill 2909, Chapter 456, Statutes of 2004)**

Above transmitted report, together with letter of transmittal from Jack O'Connell, State Superintendent of Public Instruction, Department of Education, dated February 1, 2006, referred by the Speaker to the Committee on Education.

**Metropolitan Water District of Southern California
Complaint and Communications from its Member Public Agencies
Annual Report
(Pursuant to Senate Bill 1310, Chapter 155, Statutes of 2004)**

Above transmitted report, together with letter of transmittal from Debra Man, Interim CEO/General Manager, Metropolitan Water District of Southern California, dated January 31, 2006, referred by the Speaker to the Committee on Local Government.

**2005 Integrated Energy Policy Report
(Pursuant to Senate Bill 1389, Chapter 568, Statutes of 2002)**

Above transmitted report, together with letter of transmittal from Joseph F. Desmond, Chairman, California Energy Commission, dated January 25, 2006, referred by the Speaker to the Committee on Utilities and Commerce.

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bills were referred to committee:

Assembly

<i>Bill No.</i>	<i>Committee</i>
1864 -----	L. Gov. and W.,P. & W.
1872 -----	Pub. S.
1875 -----	Trans.
1878 -----	Trans. and L. Gov.
1886 -----	Jud. and P.E.,R. & S.S.
1888 -----	Health and Higher Ed.
1891 -----	Pub. S.
1896 -----	Ed.
1897 -----	Jud.
1898 -----	Ins. and B. & F.
1900 -----	Pub. S.
1901 -----	Trans. and J., E.D. & E.
1902 -----	Jud.

1903	-----	Trans.
1904	-----	H. & C.D. and Jud.
1905	-----	J., E.D. & E. and V.A.
1907	-----	Hum. S.
1908	-----	Health
1909	-----	Ins.
1910	-----	Trans.
1911	-----	Pub. S.
1912	-----	L. & E.
1913	-----	Pub. S.
1914	-----	Rev. & Tax.
1915	-----	Trans.
1917	-----	Ed. and P.E.,R. & S.S.
1918	-----	Ed.
1919	-----	Jud.
1922	-----	Rev. & Tax.
1923	-----	V.A. and Higher Ed.

*Assembly Concurrent**Resolution No.**Committee*

110	-----	Rls.
111	-----	Trans.
112	-----	Health

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, February 9, 2006

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 101

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

**NOTICE OF INTENTION TO REMOVE BILL
FROM INACTIVE FILE**

Pursuant to Assembly Rule 78, Assembly Member Frommer announced his intention to request that Senate Bill No. 663 be removed from the inactive file.

SPECIAL RECOGNITION

The Members of the Assembly joined Speaker pro Tempore Yee in extending best wishes to Assembly Member Mountjoy on the occasion of his birthday.

**REQUEST TO CONSIDER AND ACT ON BILLS
WITHIN 30 CALENDAR DAYS**

The following request was submitted:

Assembly Chamber, February 6, 2006

Mr. Speaker: I request permission to introduce a resolution providing that Senate Bill No. 1233 may be considered and acted upon within 30 days after introduction and prior to being in print for 30 days.

WILMA CHAN

Recommendation of Rules Committee

February 9, 2006

Mr. Speaker: Your Committee on Rules recommends:

That the request by Assembly Member Chan for permission to introduce a resolution dispensing with the limitation contained in Article IV, Section 8(a), of the Constitution and suspending Joint Rule 55 as they pertain to Senate Bill No. 1233 be granted.

MONTAÑEZ, Chairman

**Resolution to Dispense with Article IV, Sec. 8(a) of the Constitution
and Suspend Joint Rule 55**

Resolved, That, pursuant to Article IV, Section 8(a) of the Constitution, Senate Bill No. 1233 may be heard in committee and acted upon by the Assembly before 30 calendar days have elapsed since introduction and that Joint Rule 55 be suspended to permit such hearing and action prior to being in print for 30 days.

Resolution read, and adopted by the following vote:

AYES—70

Aghazarian	Emmerson	Leno	Ridley-Thomas
Arambula	Evans	Leslie	Runner
Baca	Frommer	Levine	Ruskin
Bass	Garcia	Lieber	Saldaña
Benoit	Goldberg	Lieu	Salinas
Berg	Harman	Matthews	Spitzer
Bermúdez	Horton, Jerome	Maze	Strickland
Blakeslee	Horton, Shirley	McCarthy	Tran
Bogh	Houston	Montañez	Umberg
Calderon	Huff	Mountjoy	Vargas
Canciamilla	Jones	Mullin	Villines
Chan	Karnette	Nava	Walters
Chavez	Keene	Negrete McLeod	Wolk
Chu	Klehs	Niello	Wyland
Cogdill	Koretz	Parra	Yee
Coto	La Malfa	Pavley	Mr. Speaker
Daucher	La Suer	Plescía	
Dymally	Laird	Richman	

NOES—None

Article IV, Section 8(a) of the Constitution was declared dispensed with, and Joint Rule 55 suspended.

RESOLUTIONS

The following resolution was offered:

Resolution to Dispense With Constitutional Provision

By Assembly Member Chan.

Resolved, That Senate Bill No. 1233 presents a case of urgency, as that term is used in Article IV, Section 8(b), of the Constitution, and the provision of that section requiring that the bill be read on three separate days in each house is hereby dispensed with, and it is ordered that the bill be placed upon its passage.

Resolution read, and adopted by the following vote:

AYES—70

Aghazarian	Emmerson	Leno	Ridley-Thomas
Arambula	Evans	Leslie	Runner
Baca	Frommer	Levine	Ruskin
Bass	Garcia	Lieber	Saldaña
Benoit	Goldberg	Lieu	Salinas
Berg	Harman	Matthews	Spitzer
Bermúdez	Horton, Jerome	Maze	Strickland
Blakeslee	Horton, Shirley	McCarthy	Tran
Bogh	Houston	Montañez	Umberg
Calderon	Huff	Mountjoy	Vargas
Canciamilla	Jones	Mullin	Villines
Chan	Karnette	Nava	Walters
Chavez	Keene	Negrete McLeod	Wolk
Chu	Klehs	Niello	Wyland
Cogdill	Koretz	Parra	Yee
Coto	La Malfa	Pavley	Mr. Speaker
Daucher	La Suer	Plescia	
Dymally	Laird	Richman	

NOES—None

Article IV, Section 8(b) of the Constitution was declared dispensed with.

Second Reading of Senate Bill No. 1233

SENATE BILL NO. 1233—An act to amend Section 14133.23 of the Welfare and Institutions Code, and to amend Section 2 of Chapter 2 of the Statutes of 2006, relating to Medi-Cal, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Senate Bill No. 1233 by Unanimous Consent

Assembly Member Chan was granted unanimous consent to take up Senate Bill No. 1233 without reference to file, for purpose of consideration.

SENATE BILL NO. 1233 (Perata)—An act to amend Section 14133.23 of the Welfare and Institutions Code, and to amend Section 2 of Chapter 2 of the Statutes of 2006, relating to Medi-Cal, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Chan.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—71

Aghazarian	Emmerson	Laird	Richman
Arambula	Evans	Leno	Ridley-Thomas
Baca	Frommer	Leslie	Runner
Bass	Garcia	Levine	Ruskin
Benoit	Goldberg	Lieber	Saldaña
Berg	Hancock	Lieu	Salinas
Bermúdez	Harman	Matthews	Spitzer
Blakeslee	Horton, Jerome	Maze	Strickland
Bogh	Horton, Shirley	McCarthy	Tran
Calderon	Houston	Montañez	Umberg
Canciamilla	Huff	Mountjoy	Vargas
Chan	Jones	Mullin	Villines
Chavez	Karnette	Nava	Walters
Chu	Keene	Negrete McLeod	Wolk
Cogdill	Kleh	Niello	Wyland
Coto	Koretz	Parra	Yee
Daucher	La Malfa	Pavley	Mr. Speaker
Dymally	La Suer	Plescía	

NOES—2

DeVore Haynes

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—71

Aghazarian	Emmerson	Laird	Richman
Arambula	Evans	Leno	Ridley-Thomas
Baca	Frommer	Leslie	Runner
Bass	Garcia	Levine	Ruskin
Benoit	Goldberg	Lieber	Saldaña
Berg	Hancock	Lieu	Salinas
Bermúdez	Harman	Matthews	Spitzer
Blakeslee	Horton, Jerome	Maze	Strickland
Bogh	Horton, Shirley	McCarthy	Tran
Calderon	Houston	Montañez	Umberg
Canciamilla	Huff	Mountjoy	Vargas
Chan	Jones	Mullin	Villines
Chavez	Karnette	Nava	Walters
Chu	Keene	Negrete McLeod	Wolk
Cogdill	Kleh	Niello	Wyland
Coto	Koretz	Parra	Yee
Daucher	La Malfa	Pavley	Mr. Speaker
Dymally	La Suer	Plescía	

NOES—2

DeVore Haynes

Bill ordered transmitted to the Senate immediately.

**CONSIDERATION OF DAILY FILE
UNFINISHED BUSINESS
MOTION TO RECONSIDER BILLS CONTINUED**

By unanimous consent, the motions to reconsider the votes on Assembly Bills Nos. 715 and 791 and Senate Bills Nos. 51, 109, and 646 were continued until the next legislative day.

ANNOUNCEMENTS

Speaker pro Tempore Yee announced the following session schedule:
Friday, February 10, 2006, Check-in Session, 7 a.m.–3 p.m.;
Tuesday, February 14, 2006, Floor Session, 1:30 p.m.

ADJOURN IN MEMORY

Assembly Member Berg was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Betty Friedan, of Washington, D.C.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Koretz was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Francis Montgomery, of Beverly Hills.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Maze was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Gerry Sandidge, of Exeter and Truman “Kirk” Peek, of Lone Pine.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Arambula was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Donald Coleman, of Fresno.

Assembly Member Chan was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Mayor Chuck Corica, of Alameda and Samuel Golden, of Oakland.

Assembly Member Evans was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Pfc. Caesar S. Viglienzzone, of Santa Rosa.

Assembly Member Frommer was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Maria Adoracion Martinez de Velazquez, of Glendale.

Assembly Member Leno was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Dr. Drew Mattison, of San Diego.

Assembly Member Leslie was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Donna M. Sweeney, of Diamond Springs.

Assembly Member Nava was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Charlotte Ann Baggao Colton, of Goleta; Beverly Graham and Richard Reichel, of Santa Barbara.

Assembly Member Daucher was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Frank Lee and Gilbert Tovar, of Anaheim; Alex Reyes, of Brea; Laura Snow Auston Hume, Helmut Klopsch, and Ruth Peters, of Fullerton; Grover A. "Al" Caldwell, of La Habra; Catherine Baxter, Jack Gomez, and Dorothy Kambak, of Placentia; and Rudy Sanderfer, of Yorba Linda.

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 Morgan J. Richardson, Arline Smith, and Betty J. Wright, of Davis; Pavittar Kaur Aujla, Robert Dean Hockanson, and Lilia D. McCauley, of Fairfield; Agnes Bartley, John P. Bera, John C. Cochran, Jr., Hilda A. Cole, and Caroline A. Littman, of Vacaville; and James Sam Watterson, of Woodland.

REQUEST TO GOVERNOR TO RETURN ASSEMBLY BILL NO. 390

Assembly Member Frommer was granted unanimous consent that the Chief Clerk be directed to request the Governor to return Assembly Bill No. 390; and that the bill be held at the Desk.

LAST DAY TO CONSIDER GOVERNOR'S VETO

Pursuant to Joint Rule 58.5, Tuesday, February 7 was the last day to consider the Governor's veto of Assembly Bill No. 1003.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items (shown in sequential order):

Resolution to Invoke Constitution: Bermúdez, Canciamilla, Chu, Daucher, Shirley Horton, Houston, Huff, Keene, La Malfa, and Levine—Aye.

Senate Bill No. 1233 and Urgency: Hancock, Huff, Keene, and Levine—Aye.

MOTION TO ADJOURN

At 10:11 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 10:12 a.m., Speaker pro Tempore Yee declared the quorum call of the Assembly dispensed with.

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 1966—Garcia. An act to amend Section 51298 of the Government Code, relating to capital investment incentive programs.

ASSEMBLY BILL NO. 1967—Committee on Education (Goldberg (Chair), Arambula, Coto, Hancock, Huff, Liu, Mullin, Pavley, and Umberg). An act to amend Sections 42241.3 and 47660 of the Education Code, relating to school finance.

ASSEMBLY BILL NO. 1968—Leslie and Jones. An act to amend Section 76361 of the Education Code, relating to community colleges.

ASSEMBLY BILL NO. 1969—Chavez and Yee. An act to add Section 71038 to the Water Code, relating to municipal water districts.

ASSEMBLY BILL NO. 1970—Levine. An act to add Chapter 10.9 (commencing with Section 25945) to Division 15 of the Public Resources Code, relating to energy resources.

ASSEMBLY BILL NO. 1971—Chan. An act to amend Sections 1373.62 and 1373.622 of the Health and Safety Code, and to amend Sections 10127.15, 10127.16, and 12725 of the Insurance Code, relating to health care coverage, and making an appropriation therefor.

ASSEMBLY BILL NO. 1972—Daucher. An act to add Section 87605.5 to the Education Code, relating to community colleges.

ASSEMBLY BILL NO. 1973—Bermudez. An act to amend Section 337j of the Penal Code, relating to gaming.

ASSEMBLY BILL NO. 1974—Walters. An act to add Section 149.7 to the Streets and Highways Code, relating to highways.

ASSEMBLY BILL NO. 1975—Walters. An act to amend Section 50120 of the Financial Code, relating to residential mortgage lenders.

ASSEMBLY BILL NO. 1976—Nava and Chan. An act to amend Section 45452 of the Education Code, to amend Section 1463.21 of the Penal Code, and to amend Section 42011 of the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 1977—Harman. An act to amend Sections 1788.11, 1788.17, and 1788.32 of the Civil Code, relating to debt collection.

ASSEMBLY BILL NO. 1978—Walters. An act to amend Sections 129048 and 130060 of the Health and Safety Code, relating to health facilities.

ASSEMBLY BILL NO. 1979—Bass. An act to amend Section 1522.03 of the Health and Safety Code, relating to community care facilities.

ASSEMBLY BILL NO. 1980—Bass. An act to amend Section 830.7 of the Penal Code, relating to powers of arrest.

ASSEMBLY BILL NO. 1981—Bass. An act to add Chapter 4 (commencing with Section 4360) to Title 4 of Part 3 of the Penal Code, relating to recidivism.

ASSEMBLY BILL NO. 1982—Bass. An act to amend Section 11363 of the Welfare and Institutions Code, relating to public social services, and making an appropriation therefor.

ASSEMBLY BILL NO. 1983—Bass. An act to amend Section 11403 of the Welfare and Institutions Code, relating to foster children, and making an appropriation therefor.

ASSEMBLY BILL NO. 1984—Harman. An act to amend Section 31520.1 of the Government Code, relating to county employees' retirement systems.

ASSEMBLY BILL NO. 1985—Daucher. An act to amend Section 51705.3 of the Education Code, relating to online instruction.

ASSEMBLY BILL NO. 1986—De La Torre. An act to amend Section 10704 of the Public Contract Code, relating to contracts.

ASSEMBLY BILL NO. 1987—Nava. An act to add Section 4658.7 to the Labor Code, relating to workers' compensation.

ASSEMBLY BILL NO. 1988—Coto. An act to add Section 33328.5 to the Education Code, relating to English learners.

ASSEMBLY BILL NO. 1989—Garcia. An act to amend Sections 2895 and 2896 of the Public Utilities Code, relating to telecommunications.

ASSEMBLY BILL NO. 1990—Walters. An act to add Section 1240.060 to the Code of Civil Procedure, relating to eminent domain.

ASSEMBLY BILL NO. 1991—Saldana. An act to amend Section 5007 of the Vehicle Code, relating to vehicles.

ASSEMBLY BILL NO. 1992—Canciamilla. An act to amend Sections 117555 and 117560 of, and to repeal and add Section 117550 of, the Health and Safety Code, relating to solid waste.

ASSEMBLY BILL NO. 1993—Nakanishi. An act to add and repeal Section 204.5 to the Code of Civil Procedure, relating to jurors.

ASSEMBLY BILL NO. 1994—Leslie. An act to amend Section 123115 of the Health and Safety Code, relating to health records.

ASSEMBLY BILL NO. 1995—Koretz. An act to amend Section 71660 of the Government Code, relating to trial court employees.

ASSEMBLY BILL NO. 1996—Bogh. An act to amend Section 782 of the Evidence Code, relating to testimony.

ASSEMBLY BILL NO. 1997—Cogdill. An act to add and repeal Section 44099 to the Health and Safety Code, relating to air pollution.

ASSEMBLY BILL NO. 1998—Chan. An act to add Section 3055 to the Penal Code, relating to parole.

ASSEMBLY BILL NO. 1999—Torrico. An act to add Section 139 to the Health and Safety Code, and to add Sections 6051.8 and 6201.7 to the Revenue and Taxation Code, relating to taxation, and making an appropriation therefor, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 2000—La Malfa. An act to add Part 1.5 (commencing with Sec. 8250) to Division 5 of the Water Code, relating to levees.

ASSEMBLY BILL NO. 2001—Cogdill. An act to amend and repeal Sections 30142, 30168, and 30182 of the Revenue and Taxation Code, relating to taxation.

ASSEMBLY BILL NO. 2002—La Malfa. An act to add Section 1978 to the Streets and Highways Code, relating to highway signs.

ASSEMBLY BILL NO. 2003—Karnette (Coauthor: Yee). An act to add Chapter 6.4 (commencing with Section 52059.1) to Part 28 of the Education Code, and to add Chapter 3 (commencing with Section 5884.10) to Part 4 of Division 5 of the Welfare and Institutions Code, relating to pupils.

ASSEMBLY BILL NO. 2004—Karnette (Coauthor: Yee). An act to add Section 14011.95 to the Welfare and Institutions Code, relating to Medi-Cal.

ASSEMBLY BILL NO. 2005—Emmerson. An act to amend Section 6254.24 of the Government Code, and to amend Section 1808.4 of the Vehicle Code, relating to records.

ASSEMBLY BILL NO. 2006—La Malfa. An act to add Section 305.2 to the Welfare and Institutions Code, relating to dependent children.

ASSEMBLY BILL NO. 2007—Nava. An act relating to education finance, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 2008—Haynes. An act to amend Section 1167.4 of the Code of Civil Procedure, relating to evictions.

ASSEMBLY BILL NO. 2009—Wolk. An act to amend Sections 33054 and 47605 of the Education Code, relating to charter schools.

ASSEMBLY BILL NO. 2010—Plescia (Principal coauthor: Walters) (Coauthors: Aghazarian and Benoit). An act to amend Sections 17072, 17215, and 19184 of, and to add Sections 17138.5, 17138.6, and 17216 to, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 2011—Vargas. An act to add Section 53601.8 to the Government Code, relating to local agency investments.

ASSEMBLY BILL NO. 2012—Emmerson. An act to amend Section 1367.18 of the Health and Safety Code, and to amend Section 10123.7 of the Insurance Code, relating to health care coverage.

RESOLUTIONS

The following resolutions were offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 114—Coto, Chu, Baca, and Ridley-Thomas (Coauthors: Calderon, Chan, Chavez, De La Torre, Dymally, Jerome Horton, Lieu, Montanez, Nava, Oropeza, Pavley, Ruskin, Saldana, Salinas, Torrico, and Yee) (Coauthors: Senators Alarcon, Cedillo, Escutia, Migden, and Torlakson). Relative to a Legislative Task Force on Diabetes and Obesity.

ASSEMBLY CONCURRENT RESOLUTION NO. 115—Coto (Coauthor: Senator Escutia). Relative to Cesar Chavez Day.

ASSEMBLY CONCURRENT RESOLUTION NO. 116—Blakeslee. Relative to state employee merit awards.

AUTHOR'S AMENDMENTS**Committee on Health**

February 9, 2006

Mr. Speaker: The Chair of your Committee on Health reports:

Senate Bill No. 912

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CHAN, Chair

SENATE BILL NO. 912—An act to amend Section 14105.19 of the Welfare and Institutions Code, relating to Medi-Cal, 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 Health**

February 9, 2006

Mr. Speaker: The Chair of your Committee on Health reports:

Senate Bill No. 397

With author's amendments with the recommendation: Amend, and re-refer to the committee.

CHAN, Chair

SENATE BILL NO. 397—An act to add Section 11174.11 to the Penal Code, relating to elder death.

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**

February 9, 2006

Mr. Speaker: The Chair of your Committee on Transportation reports:

Assembly Concurrent Resolution No. 105

With author's amendments with the recommendation: Amend, and re-refer to the committee.

OROPEZA, Chair

ASSEMBLY CONCURRENT RESOLUTION NO. 105—Relative to State Highway Route 210.

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 Public Safety

February 9, 2006

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Assembly Joint Resolution No. 28

With author's amendments with the recommendation: Amend, and re-refer to the committee.

LENO, Chair

ASSEMBLY JOINT RESOLUTION NO. 28—Relative to Mexican extradition.

Resolution read; author's amendments, presented pursuant to Assembly Rules, read and adopted; resolution ordered reprinted, and to be re-referred to the committee.

REPORTS OF STANDING COMMITTEES
Committee on Rules

Date of Hearing: February 9, 2006

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 101

House Resolution No. 26

With the recommendation: Be adopted.

MONTAÑEZ, Chair

Above resolutions ordered to third reading.

Date of Hearing: February 9, 2006

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 109

With the recommendation: Be adopted.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above resolution be placed on the Consent Calendar.

MONTAÑEZ, Chair

Above resolution ordered to the Consent Calendar.

Date of Hearing: February 9, 2006

Mr. Speaker: Your Committee on Rules reports:

Senate Concurrent Resolution No. 64

With the recommendation: Be adopted.

MONTAÑEZ, Chair

Above resolution ordered to third reading.

Date of Hearing: February 9, 2006

Mr. Speaker: Your Committee on Rules reports:

Senate Concurrent Resolution No. 65

With the recommendation: Be adopted.

Pursuant to the provisions of Joint Rules Nos. 22.1, 22.2, and 22.3, the committee recommends that the above resolution be placed on the Consent Calendar.

MONTAÑEZ, Chair

Above resolution ordered to the Consent Calendar.

INTRODUCTION OF GUESTS

Assembly Members Dymally and Jerome Horton introduced Councilman Curren Price, of Inglewood.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Frommer, the Assembly adjourned until 7 a.m., Friday, February 10, 2006, out of respect to the memory of Betty Friedan, on motion of Assembly Member Berg; out of respect to the memory of Francis Montgomery, on motion of Assembly Member Koretz; out of respect to the memory of Gerry Sandidge and Truman “Kirk” Peek, on motion of Assembly Member Maze; out of respect to the memory of Donald Coleman, on motion of Assembly Member Arambula; out of respect to the memory of Mayor Chuck Corica and Samuel Golden, on motion of Assembly Member Chan; out of respect to the memory of Pfc. Caesar S. Viglienzzone, on motion of Assembly Member Evans; out of respect to the memory of Maria Adoracion Martinez de Velazquez, on motion of Assembly Member Frommer; out of respect to the memory of Dr. Drew Mattison, on motion of Assembly Member Leno; out of respect to the memory of Donna M. Sweeney, on motion of Assembly Member Leslie; out of respect to the memory of Charlotte Ann Baggao Colton, Beverly Graham, and Richard Reichel, on motion of Assembly Member Nava; out of respect to the memory of Frank Lee, Gilbert Tovar, Alex Reyes, Laura Snow Auston Hume, Helmut Klopsch, Ruth Peters, Grover A. “Al” Caldwell, Catherine Baxter, Jack Gomez, Dorothy Kambak, and Rudy Sanderfer, on motion of Assembly Member Daucher; and out of respect to the memory of Morgan J. Richardson, Arline Smith, Betty J. Wright, Pavittar Kaur Aujla, Robert Dean Hockanson, Lilia D. McCauley, Agnes Bartley, John P. Bera, John C. Cochran, Jr., Hilda A. Cole, Caroline A. Littman, and James Sam Watterson, on motion of Assembly Member Wolk.

FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON FEBRUARY 9, 2006**

The following measures were amended in the Assembly on this day:

ACR RN

105 0605519

AJR RN

28 0605512

SB RN

397 0605505

912 0605426

Daily Total: 4**Cumulative Total: 3074**

CALIFORNIA LEGISLATURE

2005–06 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Friday, February 10, 2006

ONE HUNDRED FORTY-SECOND SESSION DAY

FOUR HUNDRED THIRTY-SECOND 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, February 10, 2006

The Assembly met at 6 a.m.

Hon. Simón Salinas, Assembly Member, 28th District, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Brian Ebbert reading.

ROLL CALL

The following were placed upon the morning roll call—48:

Aghazarian	Goldberg	Lieu	Runner
Baca	Hancock	Matthews	Ruskin
Berg	Haynes	Maze	Saldaña
Bermúdez	Houston	Mullin	Salinas
Blakeslee	Huff	Nakanishi	Spitzer
Calderon	Jones	Nation	Strickland
Chan	Karnette	Nava	Tran
Chavez	Keene	Negrete McLeod	Vargas
Cohn	Klehs	Niello	Villines
De La Torre	La Suer	Pavley	Walters
Emmerson	Leno	Plescía	Yee
Garcia	Leslie	Richman	Mr. Speaker

Quorum present.

At 10:46 a.m., Hon. Mark Leno, 13th 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 Arambula, Bass, Benoit, Bogh, Chu, Cogdill, DeVore, Dymally, Frommer, Harman, Jerome E. Horton, Koretz, La Malfa, Laird, Levine, Lieber, McCarthy, Montañez, Oropeza, Parra, Ridley-Thomas, and Umberg.

On legislative business, per diem waived for the 2005–2006 Session (See Assembly Journal, page 63): Assembly Member Wolk.

On personal business, and waiving per diem: Assembly Members Shirley Horton, Liu, Torrico, and Wyland.

To attend a funeral in the District: Assembly Member Canciamilla.

Because of illness: Assembly Members Coto, Daucher, and Mountjoy.

Because of illness in her family: Assembly Member Evans.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

February 10, 2006

*The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Speaker Núñez: Although I was in my Capitol office for several meetings this morning, I inadvertently forgot to check in at the desk. I respectfully request to be excused from session due to legislative business.

Thank you for your consideration of this matter. Feel free to contact Mercedes Flores from my office at 319-2031.

Sincerely,

JUAN ARAMBULA, Assembly Member
Thirty-first District

January 4, 2006

*The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Speaker Núñez: Please grant me a waiver from session for February 10, 2006, to conduct legislative business.

If you have any question regarding this request, please contact my Chief of Staff, Nolice Edwards at 319-2047.

Sincerely,

KAREN BASS, Assembly Member
Forty-seventh District

February 7, 2006

*Assembly Speaker Fabian Núñez
State Capitol, Room 219
Sacramento, California*

Dear Speaker Núñez,

Please excuse me from check-in session on Friday, February 10, 2006 as I will be in my district attending to legislative business.

Should you have any questions please contact me or my Capitol Director, David Duran, at (916) 319-2064.

Sincerely,

JOHN J. BENOIT, Assembly Member
Sixty-fourth District

February 6, 2006

The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Assembly Speaker Núñez,

This letter serves to request to be excused from session on Friday February 10, 2006 for legislative business.

Thank you for your consideration of this matter.

Sincerely,

RUSS BOGH, Assembly Member
Sixty-fifth District

February 8, 2006

The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Núñez: I, respectfully, request to be excused from Session on Friday, February 10, 2006, so that I may be in my district on legislative business.

Thank you for your consideration of this matter. Should you have any questions or concerns regarding this request, please feel free to contact me or my chief of staff, Bill Wong at 916/319-2049.

Kind regards,

JUDY CHU, PH.D., Assembly Member
Forty-ninth District

January 31, 2006

The Honorable Fabian Núñez
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I respectfully request to be excused from check in session on Friday, February 10, 2006. I will be in my district on legislative business.

Thank you for your consideration of this request. If you have any questions, please contact me at 319-2025.

Sincerely,

DAVE COGDILL, Assembly Member
Twenty-fifth District

February 10, 2006

*The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mr. Speaker: While I was in the Capitol this morning I forgot to check-in and did not make the roll call. I respectfully request authorization to be excused from check-in session today, Friday, February 10, 2006 for legislative business.

Thank you for your consideration of my request.

Sincerely,

CHUCK DE VORE, Assembly Member
Seventieth District

February 9, 2006

*The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mr. Speaker,

I respectfully request authorization to be excused from checking in on Friday, February 10, 2006 for legislative business in my district.

Thank you for your consideration of this request.

Sincerely,

MERVYN M. DYMALLY, Assembly Member
Fifty-second District

February 7, 2006

*The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol Building, Room 219
Sacramento, California*

Dear Mr. Speaker: I respectfully request an excuse for Assembly Check In Session on February 10, 2006, for legislative business in my District.

Thank you for your attention to this request. If you have any questions, please telephone my Chief of Staff, Dan Reeves, at 319-2043.

Sincerely,

DARIO FROMMER, Assembly Member
Forty-third District

January 23, 2006

*The Hon. Fabian Núñez, Speaker
California State Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mr. Speaker: I respectfully request to be excused from Floor Session in Sacramento on Friday, February 10, 2006 due to legislative business in the district.

If you have any questions, please contact Braeden Huusfeldt at 916 319-2067.

Thank you for your consideration of this request.

Sincerely,

TOM HARMAN, Assembly Member
Sixty-seventh District

February 7, 2006

*The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mr. Speaker: I am respectfully requesting permission to be excused from Assembly Check-In Session on Friday, February 10, 2006, due to legislative business. I will be returning to Sacramento on Tuesday, February 14, 2006, in time for Assembly Floor Session.

I want to thank you in advance for your consideration of this request and if you have any questions, I can be reached at (916) 319-2051 or (310) 413-0635.

Sincerely,

JEROME E. HORTON, Assembly Member
Fifty-first District

February 7, 2006

*The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Speaker Núñez: I respectfully ask permission to be excused from Check-in Session, Friday, February 10, 2006 due to legislative business in my district. If you have any questions or concerns please contact Jeanette Garcia in my office at 319-2042.

Sincerely,

PAUL KORETZ, Assembly Member
Forty-second District

January 4, 2006

The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker,

I am respectfully requesting permission to be excused from check-in session on Friday, February 10, 2006. I will be in my district attending to legislative business.

Thank you for your consideration of this matter. If you have any questions or concerns, please contact me at 319-2002.

Sincerely,

DOUG LA MALFA, Assembly Member
Second District

February 7, 2006

The Honorable Fabian Núñez
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Núñez: This letter is to request permission to be excused from Check-In Session on Friday, February 10, 2006, due to legislative business in my district.

Thank you for your consideration of this request. Should you have any questions, please feel free to contact me at 916/319-2027.

Sincerely,

JOHN LAIRD, Assembly Member
Twenty-seventh District

February 10, 2006

The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I respectfully request that I be excused from check-in/session on Friday, February 10, 2006 as I have legislative business to attend to in my district.

Should you have any questions please contact my office.

Sincerely,

LLOYD LEVINE, Assembly Member
Fortieth District

February 8, 2006

*The Honorable Fabian Núñez
California State Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mr. Speaker: I would like to be excused from session on February 10, 2006 due to legislative business in the district.

If you have any questions, please contact my Chief of Staff, Cory Jaspersen at 319-2022.

Sincerely,

SALLY J. LIEBER, Assembly Member
Twenty-second District

February 2, 2006

*The Honorable Fabian Núñez
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mr. Speaker,

This letter is to respectfully request an excuse from check-in session on February 10, 2006. I will be in the district on legislative business.

If you have any questions, please call me at 319-2032.

Thank you for your prompt attention.

Sincerely,

KEVIN MCCARTHY, Assembly Member
Thirty-second District

February 7, 2006

*The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mr. Speaker: I respectfully request to be excused from check-in session on Friday, February 10, 2006. I will be in my district on legislative business.

Thank you in advance for your consideration. If you have any questions or comments, I can be reached at (916) 319-2039.

Sincerely,

CINDY MONTAÑEZ, Assembly Member
Thirty-ninth District

January 25, 2006

The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Núñez: Due to important legislative business in the district, I respectfully request permission to miss session on Friday, February 10, 2006.

Should you have any questions or need additional information please contact Cynthia Leon at 319-2030.

Sincerely,

NICOLE M. PARRA, Assembly Member
Thirtieth District

February 9, 2006

The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Mr. Speaker: I write to request permission to be excused from Check-in Session on Friday, February 10, 2006. I have an urgent legislative matter that I must attend to in my District.

Thank you for your assistance in this matter. If you have questions or need more information, please do not hesitate to contact me or to have your designated staff person contact Lourdes Machado at (916) 318-2048.

With hope,

MARK RIDLEY-THOMAS, Assembly Member
Forty-eighth District

February 6, 2006

The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California

Dear Speaker Núñez,

I respectfully request permission to be excused from session on Friday, February 10, 2006 for legislative business in my district.

If you have questions or concerns about this request, please contact me or Diane Pugh of my staff at (916) 319-2069.

Thank you in advance for your consideration of this request.

Sincerely,

TOM UMBERG, Assembly Member
Sixty-ninth District

February 10, 2006

*The Honorable Fabian Núñez
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California*

Dear Speaker Núñez: I respectfully request to be excused from check-in session today, February 10, 2006, due to legislative business in my district.

If you have any questions or concerns, please contact Jenn Short, my scheduler, at 319-2008.

Sincerely,

LOIS WOLK, Assembly Member
Eighth District

(NOTE: For letter explaining the absence of Assembly Member Oropeza on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for February 9, 2006.)

COMMUNICATIONS

The following communication was presented by the Chief Clerk from:

Cliff Allenby, Interim Director, Department of Social Services, dated February 1, 2006, relative to delays in submitting reports on the New Foster Care Group Home Requirements/Increases in Industry's Costs (pursuant to Senate Bill 370, Chapter 1294, Statutes of 1989) and the CalWORKs Sanction report (pursuant to Senate Bill 1104, Chapter 229, Statutes of 2004).

Referred by the Speaker to the Committee on Human Services.

REPORTS

The following reports were presented by the Chief Clerk:

**Department of Pesticide Regulation's Risk Assessment Report
(Pursuant to Supplemental Report to the 2005 Budget Act
Item 3930-001-0001)**

Above transmitted report, together with letter of transmittal from Mary-Ann Warmerdam, Director, Department of Pesticide Regulation, dated December 30, 2005, referred by the Speaker to the Committee on Environmental Safety and Toxic Materials.

**Efficiencies Achieved through Reorganization
Quarterly Report July 2005 through December 2005
(Pursuant to Budget Act 2005, Item 5225-001-0001, (2))**

Above transmitted report, together with letter of transmittal from Roderick Q. Hickman, Secretary, Department of Corrections and Rehabilitation, dated February 6, 2006, referred by the Speaker to the Committee on Public Safety.

**Workers' Compensation and Disability Retirement within the CHP
(Pursuant to Budget Act 2005, Item 2720-001-0044)**

Above transmitted report, together with letter of transmittal from M. L. Brown, Commissioner, Department of California Highway Patrol, dated February 6, 2006, referred by the Speaker to the Committee on Transportation.

**Effects of the Implementation of Proposition 227 on
the Education of English Learners, K-12
(Pursuant to Assembly Bill 56, Chapter 1009, Statutes of 1999 and
Assembly Bill 1116, Chapter 71, Statutes of 1999)**

Above transmitted report, together with letter of transmittal from Jack O'Connell, State Superintendent of Public Instruction, Department of Education, dated February 3, 2006, referred by the Speaker to the Committee on Education.

**Annual Report of
the California DUI Management Information System
(Pursuant to Assembly Bill 757, Chapter 450, Statutes of 1989)**

Above transmitted report, together with letter of transmittal from Ken Miyao, Chief Deputy Director, Department of Motor Vehicles, dated February 7, 2006, referred by the Speaker to the Committee on Transportation.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, February 10, 2006

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 109

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered to the Consent Calendar.

Assembly Chamber, February 10, 2006

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 105

Assembly Joint Resolution No. 28

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolutions re-referred to committee.

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 2013—Saldana (Principal coauthor: Senator Figueroa).

An act to add Section 25763 to the Business and Professions Code, and to amend Section 32230 of the Revenue and Taxation Code, relating to alcoholic beverages, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 2014—Berg and Daucher. An act to amend Sections 4362.5, 4364, 4364.5, 4367.5, 4368.5, 4521, 4521.5, 4521.6, 9000, 9002, 9011, 9012, 9100, 9115, 9116, 9118.5, 9591, 9660, 9665, 9710.5, 9757.5, 12303, 12303.7, 12304, 14552.2, 14554, 14573, 14574, 14574.1, 14575, 14585, 15301, 15325, 15610.50, 15630, 15653, 15658, 15763, 18326, 18327.3, 18330, 18331, 18332, 19800, 19801, 19805, 19806, and 22008 of, and to add Sections 12300.3, 15750.1 and 19802.5 to, the Welfare and Institutions Code, relating to programs for the seniors and independent adults.

ASSEMBLY BILL NO. 2015—Lieu (Coauthor: Koretz) (Coauthor: Senator Kuehl). An act to amend Section 40420 of the Health and Safety Code, relating to air pollution.

ASSEMBLY BILL NO. 2016—Haynes. An act to add Section 15627 to, and to repeal Part 10 (commencing with Section 15700) of Division 3 of Title 2 of, the Government Code, and to add Section 20.5 to the Revenue and Taxation Code, relating to governmental organization.

ASSEMBLY BILL NO. 2017—Dymally. An act to amend Sections 69432.7, 69515, and 69561 of the Education Code, relating to postsecondary education.

ASSEMBLY BILL NO. 2018—Saldana. An act relating to water districts.

AUTHOR'S AMENDMENTS
Committee on Governmental Organization

February 10, 2006

Mr. Speaker: The Chair of your Committee on Governmental Organization reports:
Senate Bill No. 506

With author's amendments with the recommendation: Amend, and re-refer to the committee.

JEROME HORTON, Chair

SENATE BILL NO. 506—An act to amend Section 2194 of, and to add Section 2166.7 to, the Elections Code, and to amend Section 6254.24 of, and to add and repeal Section 12016.1 of, the Government Code, and to add and repeal Section 11105.06 of the Penal Code, relating to public officials and Homeland Security.

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 Elections and Redistricting

February 10, 2006

Mr. Speaker: The Chair of your Committee on Elections and Redistricting reports:
Assembly Concurrent Resolution No. 72

With author's amendments with the recommendation: Amend, and re-refer to the committee.

UMBERG, Chair

ASSEMBLY CONCURRENT RESOLUTION NO. 72—Relative to Voter Awareness Week.

Resolution read; author's amendments, presented pursuant to Assembly Rules, read and adopted; resolution ordered reprinted, and to be re-referred to the committee.

BILLS RETURNED TO THIRD READING FILE

Pursuant to Assembly Rule 78, the following bill was withdrawn from the inactive file, and placed upon the third reading file:

Senate Bill No. 663, on request of Assembly Member Frommer.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 1:30 p.m., Tuesday, February 14, 2006.

FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON FEBRUARY 10, 2006**

The following measures were amended in the Assembly on this day:

ACR RN

72 0605486

SB RN

506 0605411

Daily Total: 2

Cumulative Total: 3076

CALIFORNIA LEGISLATURE

2005–06 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, February 14, 2006

ONE HUNDRED FORTY-THIRD SESSION DAY

FOUR HUNDRED THIRTY-SIXTH 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, February 14, 2006

The Assembly met at 1:41 p.m.

Hon. Leland Y. Yee, 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 Aghazarian 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 1:55 p.m., Speaker pro Tempore Yee declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—76:

Aghazarian	DeVore	La Suer	Pavley
Arambula	Dymally	Laird	Plescia
Baca	Emmerson	Leno	Richman
Bass	Evans	Levine	Ridley-Thomas
Benoit	Frommer	Lieber	Runner
Berg	Garcia	Lieu	Ruskin
Bermúdez	Goldberg	Liu	Saldaña
Blakeslee	Hancock	Matthews	Salinas
Bogh	Harman	McCarthy	Spitzer
Calderon	Horton, Jerome	Montañez	Strickland
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

PRAYER

Upon invitation of Speaker pro Tempore Yee, the following prayer was offered by Assembly Member Juan Vargas:

Almighty God, We thank You for another day to work for and with our fellow men and women. We pray that Almighty God may be with us today to defend us, within us that He may sustain us, before us that He may lead us, behind us that He may protect us, above us that He may bless us and everything that we do.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Yee, Assembly Member Pavley 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 Cohn, seconded by Assembly Member Cogdill.

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 Haynes and Maze.

On personal business, and waiving per diem: Assembly Member Torrico.

Because of illness: Assembly Member Leslie.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

February 9, 2006

*The Honorable Fabian Núñez
Speaker of the Assembly
Room 219, State Capitol
Sacramento, California*

Dear Mr. Speaker: Please excuse my absence from Assembly Session on Tuesday, February 14, 2006, due to legislative business in my district.

Sincerely,

RAY HAYNES, Assembly Member
Sixty-sixth District

January 31, 2006

*Speaker Fabian Núñez
State Capitol, Room 219
Sacramento, California*

Dear Speaker Núñez,

I respectfully request your permission to be excused from Regular Session on Tuesday, February 14, 2006 to remain in Tulare County on District business. I will be attending the Tulare County Farm Show and will return to the Capitol that same day.

As you know, the opening ceremony of the Tulare County Farm Show is a significant event at which my attendance is necessary.

Please contact my office with any questions. Thank you in advance for your consideration of my request.

Sincerely,

BILL MAZE, Assembly Member
Thirty-fourth District

COMMUNICATIONS

Proposed Initiatives

The following communications were presented by the Chief Clerk from:

Patricia Galvan, Initiative Coordinator, Department of Justice, Office of the Attorney General, Sacramento, dated February 7, 2006, transmitting copies of the title, summary, and text of the following proposed initiatives, pursuant to Section 9007, Elections Code:

Education Funding. Real Property Parcel Tax.

Initiative Constitutional Amendment and Statute. SA 2005RF0126

Referred by the Speaker to the Committees on Education and Revenue and Taxation.

Education Funding. Real Property Parcel Tax.

Initiative Constitutional Amendment and Statute. SA 2005RF0127

Referred by the Speaker to the Committees on Education and Revenue and Taxation.

Education Funding. Real Property Parcel Tax.

Initiative Constitutional Amendment and Statute. SA 2005RF0128

Referred by the Speaker to the Committees on Education and Revenue and Taxation.

Education Funding. Real Property Parcel Tax.

Initiative Constitutional Amendment and Statute. SA 2005RF0129

Referred by the Speaker to the Committees on Education and Revenue and Taxation.

Political Contributions and Expenditures.

Restrictions on Corporations and Unions.

Initiative Statute. SA 2005RF0140

Referred by the Speaker to the Committee on Elections and Redistricting.

**Restrictions on Use of Public Employee Union Dues
for Political Contributions.
Employee Consent Requirement.
Initiative Statute. SA 2005RF0141**

Referred by the Speaker to the Committees on Public Employees, Retirement and Social Security and Elections and Redistricting.

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bills were referred to committee:

Assembly

<i>Bill No.</i>	<i>Committee</i>
1924 -----	W., P. & W.
1925 -----	U. & C. and Nat. Res.
1926 -----	Jud.
1927 -----	L. & E.
1928 -----	Aging & L.T.C.
1929 -----	Aging & L.T.C.
1930 -----	Health
1932 -----	Trans.
1933 -----	Rev. & Tax.
1934 -----	Ed.
1935 -----	U. & C.
1936 -----	Trans.
1937 -----	Rev. & Tax.
1938 -----	Trans.
1941 -----	Trans.
1942 -----	Pub. S.
1943 -----	Higher Ed.
1944 -----	Ed.
1946 -----	Ins.
1948 -----	Health
1950 -----	Ed.
1955 -----	Hum. S.
1956 -----	Health
1957 -----	Pub. S.
1962 -----	L. Gov.
1963 -----	B. & P.

Assembly Concurrent

<i>Resolution No.</i>	<i>Committee</i>
113 -----	Rls.

Assembly Joint

<i>Resolution No.</i>	<i>Committee</i>
41 -----	Jud.

Senate

<i>Bill No.</i>	<i>Committee</i>
699 -----	Health

REQUEST FOR PHOTOGRAPHER

Assembly Member Vargas was granted unanimous consent that a photographer be permitted on the Floor of the Assembly.

ACTION RESCINDED ON SENATE BILL NO. 234

Assembly Member Cohn was granted unanimous consent to rescind the action whereby the Assembly, on August 25, 2005 (Assembly Journal, page 2894), passed Senate Bill No. 234, and whereby the bill was ordered transmitted to the Senate.

RE-REFERENCE OF BILLS

Assembly Member Cohn was granted unanimous consent that Senate Bill No. 234 and pending amendments be referred to the Committee on Rules.

ASSEMBLY RULE 118 SUSPENDED—PRIVILEGES OF THE FLOOR

Assembly Member Vargas was granted unanimous consent that Assembly Rule 118 be suspended granting the privileges of the Floor and permitting guests to sit at his desk in the Assembly Chamber, whereupon he introduced his wife Adrienne, his daughter Rosa, and Jennifer and Jasmine Anklesaria.

**CONSIDERATION OF DAILY FILE
UNFINISHED BUSINESS****CONSIDERATION OF SENATE AMENDMENTS**

ASSEMBLY BILL NO. 679 (Calderon)—An act to add Sections 39616.5 and 43700.1 to the Health and Safety Code, relating to emissions.

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—56

Aghazarian	DeVore	La Malfa	Richman
Arambula	Dymally	La Suer	Ridley-Thomas
Baca	Emmerson	Laird	Runner
Benoit	Frommer	Leno	Salinas
Berg	Garcia	Lieu	Spitzer
Blakeslee	Hancock	Liu	Strickland
Bogh	Harman	Matthews	Tran
Calderon	Horton, Jerome	McCarthy	Umberg
Canciamilla	Horton, Shirley	Montañez	Vargas
Chavez	Houston	Mountjoy	Villines
Cogdill	Huff	Nakanishi	Walters
Cohn	Karnette	Niello	Wolk
Coto	Keene	Parra	Wyland
Daucher	Klehs	Plescia	Mr. Speaker

NOES—8

Evans	Levine	Pavley	Saldaña
Koretz	Lieber	Ruskin	Yee

Above bill ordered enrolled.

ASSEMBLY BILL NO. 64 (Cohn)—An act to amend Section 653w of the Penal Code, relating to crime.

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—76

Aghazarian	DeVore	La Suer	Pavley
Arambula	Dymally	Laird	Plescia
Baca	Emmerson	Leno	Richman
Bass	Evans	Levine	Ridley-Thomas
Benoit	Frommer	Lieber	Runner
Berg	Garcia	Lieu	Ruskin
Bermúdez	Goldberg	Liu	Saldaña
Blakeslee	Hancock	Matthews	Salinas
Bogh	Harman	McCarthy	Spitzer
Calderon	Horton, Jerome	Montañez	Strickland
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	Kleh	Niello	Wyland
Daucher	Koretz	Oropeza	Yee
De La Torre	La Malfa	Parra	Mr. Speaker

NOES—None

Above bill ordered enrolled.

RECESS

By unanimous consent, at 2:11 p.m., Speaker pro Tempore Yee declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Pavley and Senators Kuehl and Margett introduced members of the French National Assembly delegation: The Honorable Jean-Yves Le Déaut, President, Member of the National Assembly; The Honorable Nathalie Kosciusko-Morizet, Rapporteur, Member of the National Assembly; The Honorable Jacques Bascou, Member of the National Assembly, The Honorable Alain Gest, Member of the National Assembly, The Honorable Francis Hillmeyer, Member of the National Assembly, The Honorable Serge Poignant, Member of the National Assembly, The Honorable Philippe Tourtelier, Member of the National Assembly, M. Thierry Fournier, French National Assembly Staffer, and Mme Pascale Ledeur-Kraus, Interpreter, whereupon the Honorable Nathalie Kosciusko-Morizet addressed the assemblage.

RECONVENED

At 2:13 p.m., the Assembly reconvened.

Hon. Leland Y. Yee, Speaker pro Tempore of the Assembly, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 424 (Calderon)—An act to amend Sections 530.5, 530.6, and 530.8 of the Penal Code, relating to crime, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Assembly concur in the Senate amendments to the above bill?

(NOTE: Text of Senate amendments on file with the Secretary of the Senate.)

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—72

Aghazarian	De La Torre	La Suer	Parra
Arambula	DeVore	Laird	Plescia
Baca	Dymally	Leno	Richman
Bass	Emmerson	Levine	Ridley-Thomas
Benoit	Evans	Lieber	Runner
Berg	Frommer	Lieu	Ruskin
Bermúdez	Garcia	Liu	Salinas
Blakeslee	Harman	Matthews	Spitzer
Bogh	Horton, Jerome	McCarthy	Strickland
Calderon	Horton, Shirley	Montañez	Tran
Canciamilla	Houston	Mountjoy	Umberg
Chan	Huff	Mullin	Vargas
Chavez	Jones	Nakanishi	Villines
Chu	Karnette	Nation	Walters
Cogdill	Keene	Nava	Wolk
Cohn	Klehs	Negrete McLeod	Wyland
Coto	Koretz	Niello	Yee
Daucher	La Malfa	Oropeza	Mr. Speaker

NOES—None

The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

AYES—72

Aghazarian	De La Torre	La Suer	Parra
Arambula	DeVore	Laird	Plescia
Baca	Dymally	Leno	Richman
Bass	Emmerson	Levine	Ridley-Thomas
Benoit	Evans	Lieber	Runner
Berg	Frommer	Lieu	Ruskin
Bermúdez	Garcia	Liu	Salinas
Blakeslee	Harman	Matthews	Spitzer
Bogh	Horton, Jerome	McCarthy	Strickland
Calderon	Horton, Shirley	Montañez	Tran
Canciamilla	Houston	Mountjoy	Umberg
Chan	Huff	Mullin	Vargas
Chavez	Jones	Nakanishi	Villines
Chu	Karnette	Nation	Walters
Cogdill	Keene	Nava	Wolk
Cohn	Klehs	Negrete McLeod	Wyland
Coto	Koretz	Niello	Yee
Daucher	La Malfa	Oropeza	Mr. Speaker

NOES—None

Above bill ordered enrolled.

JOINT RULE 62(a) WAIVED

Assembly Member Frommer was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 912 for hearing in the Committee on Health, today.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Chan announced that the Committee on Health would meet today to hear Senate Bill No. 912, in the Tom Bane Rules Committee Room.

MEMBERS EXCUSED FOR COMMITTEE MEETING

At 2:14 p.m., by unanimous consent, the members of the Committee on Health were excused for the purpose of attending a meeting of the committee at this time, in the Tom Bane Rules Committee Room, and without objection, the House was permitted to continue in Floor session.

**CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS****MOTION TO RECONSIDER BILLS CONTINUED**

By unanimous consent, the motion to reconsider the vote on Senate Bills Nos. 51, 109, and 646; and Assembly Bills Nos. 715 and 791 were continued until the next legislative day.

THIRD READING OF SENATE BILLS

SENATE CONCURRENT RESOLUTION NO. 64 (Scott)—Relative to Arts Education Month.

Resolution read, and presented by Assembly Member Karnette.

Members Made Coauthors of Senate Concurrent Resolution No. 64

Assembly Member Karnette was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Senate Concurrent Resolution No. 64.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Aghazarian, Arambula, Baca, Bass, Benoit, Berg, Bermúdez, Blakeslee, Bogh, Calderon, Canciamilla, Chan, Chavez, Chu, Cogdill, Cohn, Coto, Daucher, DeVore, Dymally, Emmerson, Evans, Frommer, Garcia, Goldberg, Hancock, Harman, Jerome Horton, Shirley Horton, Houston, Huff, Jones, Karnette, Keene, Klehs, Koretz, La Malfa, Laird, Leno, Levine, Lieber, Lieu, Liu, Matthews, McCarthy, Montañez, Mountjoy, Mullin, Nation, Nava, Negrete McLeod, Núñez, Oropeza, Parra, Pavley, Plescia, Richman, Ridley-Thomas, Runner, Ruskin, Saldaña, Salinas, Spitzer, Strickland, Tran, Umberg, Vargas, Villines, Walters, Wolk, Wyland, and Yee.

Request for Unanimous Consent

Assembly Member Karnette was granted unanimous consent to take up Senate Concurrent Resolution No. 64, as amended, without reference to print or file.

Consideration of Senate Concurrent Resolution No. 64, as Amended

SENATE CONCURRENT RESOLUTION NO. 64—Relative to Arts Education Month.

Resolution read, as amended, and adopted.

Resolution ordered printed, and transmitted to the Senate.

CONSIDERATION OF CONSENT CALENDAR

The Speaker pro Tempore announced that the next roll call would be on the Consent Calendar.

Consent Calendar—Assembly Resolution

ASSEMBLY CONCURRENT RESOLUTION NO. 109 (Montanez)—Relative to teen dating violence.

Resolution read, adopted, and ordered transmitted to the Senate.

*(For the vote on the above resolution, see this day's
Consent Calendar roll call.)*

Consent Calendar—Senate Resolution

SENATE CONCURRENT RESOLUTION NO. 65 (Hollingsworth)—Relative to Fragile X Awareness Day.

Resolution read, adopted, and ordered transmitted to the Senate.

*(For the vote on the above resolution, see this day's
Consent Calendar roll call.)*

Consent Calendar Roll Call

The roll was called, and the above resolutions on the Consent Calendar adopted by the following vote:

AYES—75

Aghazarian	Dymally	Laird	Plescia
Arambula	Emmerson	Leno	Richman
Baca	Evans	Levine	Ridley-Thomas
Bass	Frommer	Lieber	Runner
Benoit	Garcia	Lieu	Ruskin
Berg	Goldberg	Liu	Saldaña
Blakeslee	Hancock	Matthews	Salinas
Bogh	Harman	McCarthy	Spitzer
Calderon	Horton, Jerome	Montañez	Strickland
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	

NOES—None**REPORTS OF STANDING COMMITTEES****Committee on Health**

Date of Hearing: February 14, 2006

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 912

With the recommendation: Do pass.

CHAN, Chair

Above bill ordered to second reading.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 912—An act to amend Section 14105.19 of the Welfare and Institutions Code, relating to Medi-Cal, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

**CONSIDERATION OF SENATE BILL NO. 912
BY UNANIMOUS CONSENT**

Assembly Member De La Torre was granted unanimous consent to take up Senate Bill No. 912 without reference to file, for purpose of consideration.

SENATE BILL NO. 912 (Ducheny)—An act to amend Section 14105.19 of the Welfare and Institutions Code, relating to Medi-Cal, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member De La Torre.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—76

Aghazarian	DeVore	La Suer	Pavley
Arambula	Dymally	Laird	Plescia
Baca	Emmerson	Leno	Richman
Bass	Evans	Levine	Ridley-Thomas
Benoit	Frommer	Lieber	Runner
Berg	Garcia	Lieu	Ruskin
Bermúdez	Goldberg	Liu	Saldaña
Blakeslee	Hancock	Matthews	Salinas
Bogh	Harman	McCarthy	Spitzer
Calderon	Horton, Jerome	Montañez	Strickland
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	Klehms	Niello	Wyland
Daucher	Koretz	Oropeza	Yee
De La Torre	La Malfa	Parra	Mr. Speaker

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—76

Aghazarian	DeVore	La Suer	Pavley
Arambula	Dymally	Laird	Plescia
Baca	Emmerson	Leno	Richman
Bass	Evans	Levine	Ridley-Thomas
Benoit	Frommer	Lieber	Runner
Berg	Garcia	Lieu	Ruskin
Bermúdez	Goldberg	Liu	Saldaña
Blakeslee	Hancock	Matthews	Salinas
Bogh	Harman	McCarthy	Spitzer
Calderon	Horton, Jerome	Montañez	Strickland
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	Klehms	Niello	Wyland
Daucher	Koretz	Oropeza	Yee
De La Torre	La Malfa	Parra	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS**

HOUSE RESOLUTION NO. 26 (Strickland)—Relative to Ronald Reagan Day.
Resolution read.

Members Made Coauthors of House Resolution No. 26

Assembly Member Strickland was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of House Resolution No. 26.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Aghazarian, Arambula, Benoit, Blakeslee, Bogh, Canciamilla, Chavez, Cogdill, Coto, Daucher, DeVore, Emmerson, Frommer, Garcia, Harman, Shirley Horton, Houston, Huff, Keene, La Malfa, La Suer, Laird, Matthews, McCarthy, Mountjoy, Nakanishi, Niello, Núñez, Parra, Plescia, Richman, Runner, Salinas, Spitzer, Strickland, Tran, Villines, Walters, Wyland, and Yee.

Vote Changes

By unanimous consent, the following vote change was permitted on the motion to permit coauthors to House Resolution No. 26: Assembly Member Umberg from “Aye” to “Not Voting”.

Request for Unanimous Consent

Assembly Member Strickland was granted unanimous consent to take up House Resolution No. 26, as amended, without reference to print or file.

Consideration of House Resolution No. 26, as Amended

HOUSE RESOLUTION NO. 26—Relative to Ronald Reagan Day.
Resolution read, as amended, and adopted.

RECESS IN HONOR OF BLACK HISTORY MONTH

By unanimous consent, at 2:35 p.m., Speaker pro Tempore Yee declared the Assembly recessed in recognition of Black History Month and to permit the introduction of special guests.

In recognition of Black History Month, Assembly Member Dymally presented the educational accomplishments of African-Americans in the post slavery era. There are 105 Historical Black Universities and Colleges which include: 49 private schools, 15 two-year schools, 4 medical colleges, 2 dental colleges, and 1 veterinary college that serve over 450,000 students in 19 states, the Virgin Islands, and the District of Columbia.

Assembly Member Jerome Horton introduced and presented a resolution to Rick and Ronda Hyman, of Sherman Oaks, in recognition of their artwork and book detailing the migration of African-American families to a better life from 1912–1927.

Assembly Member Bass introduced representatives of the California African American Museum, Charmaine Jefferson, Executive Director, Carolyn Webb Macias, State Board President, Trudy Hatter, State Board member, and Caesar Churchwell, State Board member.

RECONVENED

At 2:45 p.m., the Assembly reconvened.

Hon. Leland Y. Yee, Speaker pro Tempore of the Assembly, presiding.

ANNOUNCEMENTS

Speaker pro Tempore Yee announced the following session schedule:

Wednesday, February 15, 2006, Check-in Session, 7 a.m.–3 p.m.;

Thursday, February 16, 2006, Floor Session, 9:30 a.m.;

Friday, February 17, 2006, Check-in Session, 7 a.m.–3 p.m.

ADJOURN IN MEMORY

Assembly Members Cogdill and Aghazarian were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Charles Billington and David Mesenhimer, of Modesto.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Liu was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Helen Mary Williams, of Pasadena.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Richman was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of John Albert “Jan” Yatsko, of Mission Hills.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

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 Dr. Harry Brandt, of Davis.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Arambula was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Richard G. Ramacher, of Fresno.

Assembly Member Bogh was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Robert Armstrong, of Hemet.

Assembly Member Daucher was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Wanda Johnson and Kenneth Lounsbury, of Anaheim; Leonard Lisowski, of La Habra; Bonnie Lee Malloy, of Placentia; and Raymond Wallingsford, of Yorba Linda.

Assembly Member Evans was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Alice Gray, of Santa Rosa.

Assembly Member Houston was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Robert Ballard, of Dublin; Eunice Hardee, of Vallejo; and Donald Turner and Janet Mary Wikkerink, of Livermore.

Assembly Members Lieber and Coto were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Carlos Salcido, of San Jose.

Assembly Members Spitzer and Umberg were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Steve Spernak, of Santa Ana.

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 LTG William J. McCaffrey, of Arlington, VA.

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 Sheila Y. Miller, of Benicia; Genevieve J. Tyler, of Fairfield; Michael Allen Due, Raymond George Sayler, and Paul Aaron Suchoski, of Vacaville; Carmen Rodarte, of Winters; and Ruth Leonard Schafer and James Everette Vernon, of Woodland.

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. 679, Concurrence: Calderon, Canciamilla, Frommer, and Leno—Aye.

Assembly Bill No. 64, Concurrence: Bermúdez, Blakeslee, Calderon, and Canciamilla—Aye.

Assembly Bill No. 424, Urgency and Concurrence: Bermúdez, Calderon, Canciamilla, Chu, Cohn, De La Torre, and Levine—Aye.

Consent Calendar: Canciamilla, De La Torre, Evans, and Richman—Aye.

Senate Bill No. 912: Bass, Canciamilla, Cohn, Negrete McLeod, and Parra—Aye.

MOTION TO ADJOURN

At 2:47 p.m., Assembly Member Bass moved that the Assembly do now adjourn.

Assembly Member Cogdill seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 2:48 p.m., Speaker pro Tempore Yee declared the quorum call of the Assembly dispensed with.

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 2019—Cogdill. An act to add Section 1773.8 to the Labor Code, relating to the prevailing wage.

ASSEMBLY BILL NO. 2020—Cogdill. An act to add Article 4.2 (commencing with Section 42289.7) to Chapter 7 of Part 24 of the Education Code, relating to education finance.

ASSEMBLY BILL NO. 2021—Levine. An act relating to energy efficiency.

ASSEMBLY BILL NO. 2022—Ruskin. An act to add Article 6 (commencing with Section 108670) to Chapter 5 of Part 3 of Division 104 of the Health and Safety Code, relating to product safety.

ASSEMBLY BILL NO. 2023—Leslie (Coauthor: Frommer). An act to add Sections 46015 and 48205.1 to the Education Code, relating to pupils.

ASSEMBLY BILL NO. 2024—Benoit (Coauthors: Aghazarian, Bogh, Cogdill, Daucher, DeVore, Emmerson, Harman, Haynes, Houston, Huff, Keene, La Malfa, La Suer, Leslie, Maze, McCarthy, Mountjoy, Nakanishi, Plescia, Richman, Sharon Runner, Spitzer, Strickland, Tran, Villines, Walters, and Wyland). An act to repeal Sections 45103.1 and 88003.1 of the Education Code, relating to personal services contracting.

ASSEMBLY BILL NO. 2025—Niello (Coauthors: Aghazarian, Benoit, Blakeslee, Bogh, Cogdill, Daucher, DeVore, Emmerson, Harman, Haynes, Houston, Huff, Keene, La Malfa, La Suer, Leslie, Maze, McCarthy, Mountjoy, Nakanishi, Plescia, Richman, Sharon Runner, Spitzer, Strickland, Tran, Villines, Walters, and Wyland). An act to add Article 8 (commencing with Section 228) to Chapter 1 of Division 1 of the Streets and Highways Code, relating to transportation.

ASSEMBLY BILL NO. 2026—Aghazarian (Coauthors: Benoit, Bogh, Cogdill, Daucher, DeVore, Emmerson, Harman, Haynes, Houston, Huff, Keene, La Malfa, La Suer, Leslie, Maze, McCarthy, Mountjoy, Nakanishi, Niello, Plescia, Sharon Runner, Spitzer, Strickland, Tran, Villines, Walters, and Wyland). An act to add Section 21080.37 to the Public Resources Code, and to amend Section 8608 of, and to add Section 8613 to, the Water Code, relating to flood control.

ASSEMBLY BILL NO. 2027—La Malfa (Coauthors: Aghazarian, Benoit, Bogh, Cogdill, Daucher, DeVore, Emmerson, Garcia, Harman, Haynes, Houston, Huff, Keene, La Suer, Leslie, Maze, McCarthy, Mountjoy, Nakanishi, Niello, Plescia, Sharon Runner, Strickland, Tran, Villines, Walters, and Wyland). An act to amend Sections 12314 and 12987 of the Water Code, relating to water.

ASSEMBLY BILL NO. 2028—Huff (Coauthors: Aghazarian, Benoit, Blakeslee, Bogh, Cogdill, Daucher, DeVore, Emmerson, Garcia, Harman, Haynes, Houston, Huff, Keene, La Malfa, La Suer, Leslie, Maze, McCarthy, Mountjoy, Nakanishi, Niello, Plescia, Sharon Runner, Spitzer, Strickland, Tran, Villines, Walters, and Wyland). An act relating to transportation funding.

ASSEMBLY BILL NO. 2029—Villines (Coauthors: Aghazarian, Benoit, Blakeslee, Bogh, Cogdill, Daucher, DeVore, Emmerson, Harman, Haynes, Houston, Huff, Keene, La Malfa, La Suer, Leslie, Maze, McCarthy, Mountjoy, Nakanishi, Niello, Plescia, Richman, Sharon Runner, Spitzer, Strickland, Tran, Walters, and Wyland). An act to add Section 8558.5 to the Government Code, relating to emergency services.

ASSEMBLY BILL NO. 2030—Haynes. An act to amend Section 47607 of the Education Code, relating to charter schools.

ASSEMBLY BILL NO. 2031—Cohn. An act to amend Section 16500.1 of the Welfare and Institutions Code, relating to dependent children.

ASSEMBLY BILL NO. 2032—Lieu. An act to amend Sections 17052.12 and 23609 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 2033—Lieu. An act to amend Sections 17053.36, 17053.37, 23636, and 23637 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 2034—Spitzer. An act to amend Section 21351 of the Probate Code, relating to donative transfers.

ASSEMBLY BILL NO. 2035—Cogdill. An act to add Section 6203.5 to the Penal Code, relating to conservation camps, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 2036—Nakanishi. An act relating to community colleges, and making an appropriation therefor.

ASSEMBLY BILL NO. 2037—Plescia. An act to add Section 17053.20 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 2038—Tran. An act to amend Sections 17310, 17314.1, 17331, and 17331.2 of the Financial Code, relating to escrow agents.

ASSEMBLY BILL NO. 2039—Tran. An act to amend Sections 12700, 12702, and 12721 of the Health and Safety Code, relating to fireworks.

ASSEMBLY BILL NO. 2040—Chu. An act to amend Section 60851 of the Education Code, relating to pupil assessment, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 2041—Nava and Jerome Horton (Coauthors: Cohn and Lieu). An act to amend Section 8592.1 of the Government Code, relating to public safety.

ASSEMBLY BILL NO. 2042—Spitzer. An act to amend Section 15642 of the Probate Code, relating to trustees.

RESOLUTIONS

The following resolutions were offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 117—Niello. Relative to music education.

ASSEMBLY CONCURRENT RESOLUTION NO. 118—Canciamilla (Principal coauthor: Liu). Relative to community college facilities.

ASSEMBLY CONCURRENT RESOLUTION NO. 119—Laird. Relative to the Year of the California Museum.

AUTHOR'S AMENDMENTS
Committee on Revenue and Taxation

February 14, 2006

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:
Assembly Bill No. 1798

With author's amendments with the recommendation: Amend, and re-refer to the committee.

KLEHS, Chair

ASSEMBLY BILL NO. 1798—An act to amend Section 8686 of the Government Code, and to amend Sections 218, 17207, and 24347.5 of, and to add Sections 195.101, 195.102, and 195.103 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; 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 Governmental Organization

February 14, 2006

Mr. Speaker: The Chair of your Committee on Governmental Organization reports:
Senate Bill No. 503

With author's amendments with the recommendation: Amend, and re-refer to the committee.

JEROME HORTON, Chair

SENATE BILL NO. 503—An act to amend Sections 6253.4 and 6253.9 of the Government Code, relating to public records.

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 Employees, Retirement and Social Security

February 14, 2006

Mr. Speaker: The Chair of your Committee on Public Employees, Retirement and Social Security reports:

Assembly Bill No. 1797

With author's amendments with the recommendation: Amend, and re-refer to the committee.

TORRICO, Chair

ASSEMBLY BILL NO. 1797—An act to amend Section 71601 of the Government Code, relating to trial courts.

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 Budget

February 14, 2006

Mr. Speaker: The Chair of your Committee on Budget reports:
Assembly Constitutional Amendment No. 19

With author's amendments with the recommendation: Amend, and re-refer to the committee.

LAIRD, Chair

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 19—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 9 of Article II thereof, by amending, repealing, and adding Sections 3, 8, 10, and 12 of Article IV thereof, by amending Section 10.5 of, adding Section 14 to, and amending, repealing, and adding Sections 1, 2, 3, and 8 of, Article XIII B thereof, and by amending, repealing, and adding Sections 8 and 8.5 of, and amending Section 20 of, Article XVI thereof, relating to legislative sessions.

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.

REPORTS OF STANDING COMMITTEES

Committee on Rules

Date of Hearing: February 14, 2006

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 110

With the recommendation: Be adopted.

MONTAÑEZ, Chair

Above resolution ordered to third reading.

INTRODUCTION OF GUESTS

Assembly Member Jerome E. Horton, of the 51st Assembly District, introduced Harper Lambert and William Lambert, of Tarzana, and Lois Bradford, of Los Angeles.

Speaker pro Tempore Yee, of the 12th Assembly District, introduced the Honorable Richard Mountjoy, former Assembly Member (1979–1995) and former Senator (1995–2000).

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Bass, the Assembly adjourned until 7 a.m., Wednesday, February 15, 2006, out of respect to the memory of Charles Billington and David Mesenhimer, on motion of Assembly Members Cogdill and Aghazarian; out of respect to the memory of Helen Mary Williams, on motion of Assembly Member Liu; out of respect to the memory of John Albert “Jan” Yatsko, on motion of Assembly Member Richman; out of respect to the memory of Dr. Harry Brandt, on motion of Assembly Member Wolk; out of respect to the memory of Richard G. Ramacher, on motion of Assembly Member Arambula; out of respect to the memory of Robert Armstrong, on motion of Assembly Member Bogh; out of respect to the memory of Wanda Johnson, Kenneth Lounsbury, Leonard Lisowski, Bonnie Lee Malloy, and Raymond Wallingsford, on motion of Assembly Member Daucher; out of respect to the memory of Alice Gray, on motion of Assembly Member Evans; out of respect to the memory of Robert Ballard, Eunice Hardee, Donald Turner, and Janet Mary Wikkerink, on motion of Assembly Member Houston; out of respect to the memory of Carlos Salcido, on motion of Assembly Members Lieber and Coto; out of respect to the memory of Steve Spernak, on motion of Assembly Members Spitzer and Umberg; out of respect to the memory of LTG William J. McCaffrey, on motion of Assembly Member Umberg; and out of respect to the memory of Sheila Y. Miller, Genevieve J. Tyler, Michael Allen Due, Raymond George Sayler, Paul Aaron Suchoski, Carmen Rodarte, Ruth Leonard Schafer, and James Everette Vernon, on motion of Assembly Member Wolk.

FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON FEBRUARY 14, 2006

The following measures were amended in the Assembly on this day:

AB RN

1797 0605671

1798 0605502

ACA RN

19 0518390

SB RN

503 0605584

Daily Total: 4

Cumulative Total: 3080

CALIFORNIA LEGISLATURE

2005–06 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Wednesday, February 15, 2006

ONE HUNDRED FORTY-FOURTH SESSION DAY

FOUR HUNDRED THIRTY-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
Wednesday, February 15, 2006

The Assembly met at 7 a.m.

Hon. Keith Richman, Assembly Member, 38th 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—74:

Aghazarian	Dymally	Leno	Pavley
Arambula	Emmerson	Leslie	Plescía
Baca	Evans	Levine	Richman
Bass	Frommer	Lieber	Ridley-Thomas
Benoit	Garcia	Lieu	Runner
Berg	Goldberg	Liu	Ruskin
Bermúdez	Hancock	Matthews	Saldaña
Blakeslee	Haynes	Maze	Salinas
Bogh	Horton, Jerome	McCarthy	Strickland
Canciamilla	Horton, Shirley	Montañez	Tran
Chan	Huff	Mountjoy	Umberg
Chavez	Jones	Mullin	Vargas
Chu	Karnette	Nakanishi	Villines
Cogdill	Keene	Nation	Walters
Cohn	Klehs	Nava	Wolk
Coto	Koretz	Negrete McLeod	Wyland
Daucher	La Malfa	Niello	Mr. Speaker
De La Torre	La Suer	Oropeza	
DeVore	Laird	Parra	

Quorum present.

At 1:11 p.m., Hon. Greg Aghazarian, 26th 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 Calderon, Harman, Houston, Spitzer, and Yee.

On personal business, and waiving per diem: Assembly Member Torrico.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

February 15, 2006

*The Honorable Fabian Núñez
Speaker of the Assembly
State Capitol
Sacramento, California*

Dear Mr. Speaker: I am writing today to request to be excused from Check-in Session on Wednesday, February 15, 2006 due to legislative business. If you have any questions please contact Cynthia Gonzalez at (916) 319-2058.

Sincerely,

RONALD S. CALDERON, Assembly Member
Fifty-eighth District

February 1, 2006

*Hon. Fabian Núñez, Speaker
California State Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mr. Speaker: I respectfully request to be excused from Floor Session in Sacramento on Wednesday, February 15 through Friday, February 17, due to legislative business in the district.

If you have any questions, please contact Braeden Huusfeldt at 916 319-2067.

Thank you for your consideration of this request.

Sincerely,

TOM HARMAN, Assembly Member
Sixty-seventh District

February 14, 2006

*The Honorable Fabian Núñez
Speaker, California State Assembly
State Capitol
Sacramento, California*

Dear Mr. Speaker: I respectfully request to be excused from Check-in Session on Wednesday, February 15, 2006 in order to conduct legislative business in my district.

If you have any questions, please contact Gerrit Buddingh in my office at 319-2015.

Thank you for your consideration of this request.

Sincerely,

GUY S. HOUSTON, Assembly Member
Fifteenth District

January 24, 2006

*The Honorable Fabian Núñez
Speaker of the Assembly
Room 219, State Capitol Building
Sacramento, California*

Dear Mr. Speaker: I would like to be excused from check-in session on Wednesday, February 15, 2006 for legislative business in my district.

Thank you for your consideration. If you have any questions please call my office at (916) 319-2071.

Sincerely,

TODD A. SPITZER, Assembly Member
Seventy-first District

January 14, 2006

*The Honorable Fabian Núñez
California State Assembly
Room 219, State Capitol
Sacramento, California*

Dear Speaker Núñez: I respectfully request that I be excused from the Assembly Check-In Session on Wednesday, February 15, 2006. I will be in my district during this time attending to legislative business.

Sincerely,

LELAND Y. YEE, PH.D.
Speaker pro Tempore

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

February 15, 2006

*Mr. E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

RE: Appointment of Kay Buck and Angelica Salas
to California Alliance to Combat Trafficking & Slavery Task Force

Dear Mr. Wilson: Please be advised I have appointed Ms. Kay Buck and Ms. Angelica Salas to the California Alliance to Combat Trafficking & Slavery Task Force. These are pleasure appointments starting February 15, 2006.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

Proposed Initiatives

The following communications were presented by the Chief Clerk from:

Patricia Galvan, Initiative Coordinator, Department of Justice, Office of the Attorney General, Sacramento, dated February 3, 2006, February 6, 2006, February 9, 2006, and February 10, 2006, transmitting copies of the title, summary, and text of the following proposed initiatives, pursuant to Section 9007, Elections Code:

**Waiting Period and Parental Notification
Before Termination of Minor's Pregnancy.**

Initiative Constitutional Amendment. SA 2005RF0132, Amdt. #1-S

Referred by the Speaker to the Committee on Judiciary.

**Government Acquisition, Regulation of Private Property.
Initiative Constitutional Amendment. SA 2005RF0133**

Referred by the Speaker to the Committee on Housing and Community Development.

**Waiting Period and Parental Notification
Before Termination of Minor's Pregnancy.**

Initiative Constitutional Amendment. SA 2005RF0136

Referred by the Speaker to the Committee on Judiciary.

**Alternative Energy. Research, Production, Incentives.
Tax on California Oil.**

**Initiative Constitutional Amendment and Statute.
SA 2005RF0137, Amdt. #2-S**

Referred by the Speaker to the Committees on Natural Resources, Utilities and Commerce, and Revenue and Taxation.

**Alternative Energy. Research, Production, Incentives.
Tax on California Oil.**

**Initiative Constitutional Amendment and Statute.
SA 2005RF0138, Amdt. #2-S**

Referred by the Speaker to the Committees on Natural Resources, Utilities and Commerce, and Revenue and Taxation.

**Tax on Cigarettes.
Initiative Constitutional Amendment and Statute.
SA 2005RF0139, Amdt. #1-NS**

Referred by the Speaker to the Committees on Governmental Organization, Health, and Revenue and Taxation.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, February 15, 2006

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Concurrent Resolution No. 110

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered on file.

Assembly Chamber, February 15, 2006

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1797

Assembly Bill No. 1798

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, February 15, 2006

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Constitutional Amendment No. 19

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

Assembly Chamber, February 15, 2006

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.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committees were permitted to meet:

Select Committee on Prison Construction and Operations, on Thursday, February 22, 2006, at 6 p.m., in the City of Norwalk;

Joint Legislative Committee on Emergency and Homeland Security, on Friday, March 17, 2006, at 9 a.m., in Room 4203;

Select Committee on Air and Water Quality, on Tuesday, March 21, 2006, at 9:30 a.m., in Room 127;

Budget Subcommittee No. 2 on Education, on March 7, 2006, at 2:45 p.m., in Room 447.

INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 2043—Committee on Banking and Finance (Calderon (Chair), Niello (Vice Chair), Chavez, Jerome Horton, La Malfa, Lieu, Parra, Ruskin, Tran, and Vargas). An act to amend Section 1788.2 of the Civil Code, relating to debt collection.

ASSEMBLY BILL NO. 2044—Cogdill. An act to add Chapter 9.5 (commencing with Section 121072) to Part 4 of Division 105 of the Health and Safety Code, relating to biological specimen testing.

ASSEMBLY BILL NO. 2045—Parra. An act to amend Sections 17070.15, 17070.63, and 17075.15 of, and to add Section 17070.64 to, the Education Code, relating to school facilities.

ASSEMBLY BILL NO. 2046—Coto. An act to amend Section 37202 of, to amend and repeal Sections 8973, 46111, 46117, 46118, and 46119 of, and to amend, repeal, and add Sections 46112 and 46114 of, the Education Code, relating to kindergarten.

ASSEMBLY BILL NO. 2047—Huff. An act to amend Section 47614.5 of the Education Code, relating to charter schools.

ASSEMBLY BILL NO. 2048—Oropeza. An act to add Section 53123 to the Government Code, relating to local emergency telephone systems.

ASSEMBLY BILL NO. 2049—Spitzer and Bogh (Coauthors: Daucher, Garcia, Haynes, Huff, La Suer, Nakanishi, Sharon Runner, Strickland, Tran, and Wyland) (Coauthors: Senators Battin, Cox, and Dutton). An act to amend Section 311.11 of the Penal Code, relating to obscene matter.

ASSEMBLY BILL NO. 2050—Canciamilla. An act to amend Section 48802 of the Education Code, relating to pupils.

ASSEMBLY BILL NO. 2051—Cohn. An act to amend Sections 298 and 298.5 of the Family Code, to amend Section 124250 of the Health and Safety Code, to amend Sections 13519, 13823.15, and 13823.16 of, and to add Section 13823.17 to, the Penal Code, relating to domestic violence, and making an appropriation therefor.

ASSEMBLY BILL NO. 2052—Haynes. An act relating to economic development.

ASSEMBLY BILL NO. 2053—Strickland. An act to add Section 66010.9 to the Education Code, relating to public postsecondary education.

ASSEMBLY BILL NO. 2054—Shirley Horton. An act to amend Section 44280 of, and to add Section 44280.5 to, the Education Code, relating to certified personnel.

ASSEMBLY BILL NO. 2055—Tran. An act to amend Section 84752 of the Education Code, relating to community colleges, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 2056—Aghazarian. An act to amend Section 120262 of the Health and Safety Code, relating to public health.

ASSEMBLY BILL NO. 2057—Cogdill. An act to add Section 11379.4 to the Health and Safety Code, relating to controlled substances.

ASSEMBLY BILL NO. 2058—Cohn. An act to amend Section 288 of the Penal Code, relating to sex offenses.

ASSEMBLY BILL NO. 2059—Berg. An act to amend Sections 16809 and 16809.4 of the Welfare and Institutions Code, relating to county health services.

ASSEMBLY BILL NO. 2060—De La Torre (Principal coauthor: Torrico). An act to add Sections 12089, 12089.1, 12089.2, 12089.3, 12089.4, 12089.5, 12089.6, and 12089.7 to the Government Code, relating to naturalization services.

ASSEMBLY BILL NO. 2061—Richman. An act to amend Sections 11751.1 and 11751.5 of, and to add Section 11752.75 to, the Insurance Code, and to amend Sections 62.5 and 90.3 of the Labor Code, relating to workers' compensation, and making an appropriation therefor.

ASSEMBLY BILL NO. 2062—Richman. An act to amend Sections 330 and 365 of, to add Section 330.1 to, and to add and repeal Section 366 of, the Public Utilities Code, relating to electricity.

ASSEMBLY BILL NO. 2063—Richman. An act to add Section 52455 to the Education Code, relating to career technical education.

ASSEMBLY BILL NO. 2064—Aghazarian. An act to amend Section 340.2 of the Code of Civil Procedure, relating to civil actions.

RESOLUTIONS

The following resolutions were offered:

ASSEMBLY JOINT RESOLUTION NO. 42—Aghazarian, Frommer, and Liu (Principal coauthors: Senators Poochigian, Scott, Simitian, and Speier). Relative to the Armenian Genocide.

ASSEMBLY JOINT RESOLUTION NO. 43—Leno. Relative to reauthorization of the federal Voting Rights Act of 1965.

REPORTS OF STANDING COMMITTEES**Committee on Budget**

Date of Hearing: February 15, 2006

Mr. Speaker: Your Committee on Budget reports:

Assembly Bill No. 1801	Assembly Bill No. 1810
Assembly Bill No. 1802	Assembly Bill No. 1811
Assembly Bill No. 1803	Assembly Bill No. 1812
Assembly Bill No. 1804	Assembly Bill No. 1813
Assembly Bill No. 1805	Assembly Bill No. 1814
Assembly Bill No. 1806	Assembly Bill No. 1815
Assembly Bill No. 1807	Assembly Bill No. 1816
Assembly Bill No. 1808	Assembly Bill No. 1817
Assembly Bill No. 1809	

With the recommendation: Do pass.

LAIRD, Chair

Above bills ordered to second reading.

Date of Hearing: February 15, 2006

Mr. Speaker: Your Committee on Budget reports:

Assembly Bill No. 1818	Assembly Bill No. 1825
Assembly Bill No. 1819	Assembly Bill No. 1826
Assembly Bill No. 1820	Assembly Bill No. 1827
Assembly Bill No. 1821	Assembly Bill No. 1828
Assembly Bill No. 1822	Assembly Bill No. 1829
Assembly Bill No. 1823	Assembly Bill No. 1830
Assembly Bill No. 1824	

With the recommendation: Do pass.

LAIRD, Chair

Above bills ordered to second reading.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 9:30 a.m., Thursday, February 16, 2006.

FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

CALIFORNIA LEGISLATURE

2005–06 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, February 16, 2006

ONE HUNDRED FORTY-FIFTH SESSION DAY

FOUR HUNDRED THIRTY-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
Thursday, February 16, 2006

The Assembly met at 9:32 a.m.

Hon. Leland Y. Yee, 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 Mullin 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 9:38 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—73:

Aghazarian	Dymally	Leslie	Richman
Arambula	Emmerson	Levine	Runner
Baca	Frommer	Lieber	Ruskin
Bass	Garcia	Lieu	Saldaña
Benoit	Goldberg	Liu	Salinas
Berg	Hancock	Matthews	Spitzer
Bermúdez	Haynes	Maze	Strickland
Bogh	Horton, Shirley	Montañez	Tran
Calderon	Houston	Mountjoy	Umberg
Canciamilla	Huff	Mullin	Vargas
Chan	Jones	Nakanishi	Villines
Chavez	Karnette	Nation	Walters
Chu	Keene	Nava	Wolk
Cogdill	Klehs	Negrete McLeod	Wyland
Cohn	Koretz	Niello	Yee
Coto	La Malfa	Oropeza	Mr. Speaker
Daucher	La Suer	Parra	
De La Torre	Laird	Pavley	
DeVore	Leno	Plescia	

PRAYER

Upon invitation of Speaker pro Tempore Yee, the following prayer was offered by Assembly Member Lori Saldaña:

As we begin our work today, Let us be *grateful* for the opportunity to serve the people of California, as we embark upon the sacred work of justice.

Let us be *respectful* of one another, as we deal with the challenges that face us in the Chamber today.

And let us be *mindful* that people, joined in collaboration with the gifts of grace, are responsible for the planet and its future.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Yee, Assembly Member Matthews 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.

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 Blakeslee, Evans, Harman, and McCarthy.

On personal business, and waiving per diem: Assembly Members Jerome E. Horton, Ridley-Thomas, and Torrico.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

February 3, 2006

*The Honorable Fabian Núñez
Speaker
California State Assembly
State Capitol, Room 219
Sacramento, California*

Dear Speaker Núñez: The purpose of this letter is to respectfully request to be excused from check-in and session on Thursday, February 16 and Friday, February 17, 2006 as I must be in my district on legislative business.

Thank you for your consideration. Please contact me at (916) 319-2033 with any questions.

Sincerely,

SAM BLAKESLEE, Assembly Member
Thirty-third District

January 18, 2006

*The Honorable Fabian Núñez
Speaker, California Assembly
Room 219, State Capitol*

Dear Speaker Núñez: I have been invited to participate in two events on Thursday, February 16, 2006. The first is a panel discussion at a forum hosted by the East Bay Business Times, discussing the development and economic challenges facing the city of Vallejo. The second is to be the luncheon speaker for Partnership HealthPlan at their annual retreat in Fairfield.

I would like to participate in both events and write to ask your approval to be excused from Session on this date. Your consideration and approval will be greatly appreciated.

Very truly yours,

NOREEN EVANS, Assembly Member
Seventh District

February 10, 2006

*The Honorable Fabian Núñez
Speaker, California State Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mr. Speaker,

This letter is to respectfully request an excuse from check-in session on February 16, 2006. I will be in the district on legislative business.

If you have any questions, please call me at 319-2032.

Thank you for your prompt attention.

Sincerely,

KEVIN MCCARTHY, Assembly Member
Thirty-second District

(NOTE: For letter explaining the absence of Assembly Member Harman on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for February 15, 2006.)

COMMUNICATIONS

The following communication was presented by the Speaker, and ordered printed in the Journal:

February 16, 2006

*Mr. E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

RE: Appointments to Medication Errors Panel

Dear Mr. Wilson: Please be advised I have appointed the following individuals to the Medication Errors Panel:

Mr. Brian Alldredge, Mr. Carlos Michelotti, Mr. Carey Cotterell, Mr. Merrill Jacobs, Mr. Ramon Castellblanch, Assemblymember Wilma Chan, and Assemblymember Greg Aghazarian.

These are pleasure appointments starting February 16, 2006.

Sincerely,

FABIAN NUÑEZ
Speaker of the Assembly

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bills were referred to committee:

Assembly

<i>Bill No.</i>	<i>Committee</i>
1899 -----	L. Gov. and Nat. Res.
1916 -----	Ed.
1949 -----	Pub. S. and Jud.
1966 -----	L. Gov.
1967 -----	Ed.
1968 -----	Higher Ed.
1971 -----	Health
1973 -----	G.O.
1974 -----	Trans.

Assembly Concurrent

<i>Resolution No.</i>	<i>Committee</i>
114 -----	Health
115 -----	Rls.
116 -----	P.E., R. & S.S.

Senate

<i>Bill No.</i>	<i>Committee</i>
42 -----	G.O.
154 -----	P.E., R. & S.S.
160 -----	Higher Ed.
162 -----	Health
221 -----	B. & P.
262 -----	Jud.
362 -----	Ed.
369 -----	Nat. Res.
420 -----	Nat. Res.
427 -----	Nat. Res.
433 -----	B. & P. and Jud.
497 -----	E.S. & T.M.

532	-----	Pub. S.
558	-----	Health
560	-----	Ed.
585	-----	Pub. S.
604	-----	Ed.
676	-----	Health
727	-----	L. & E.
778	-----	B. & F.
812	-----	Ed.
841	-----	Nat. Res.
933	-----	Ed.
960	-----	E.S. & T.M.
988	-----	Trans.
997	-----	V.A.
1011	-----	G.O.
1015	-----	Jud.
1032	-----	W.,P. & W.
1114	-----	Hum. S.

RE-REFERENCE OF BILLS

Assembly Member Frommer was granted unanimous consent that the following bills be re-referred as noted:

Senate Bill No. 397 from the Committee on Health to the Committee on Rules;

Senate Bill No. 503 from the Committee on Governmental Organization to the Committee on Rules.

CONSIDERATION OF DAILY FILE SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 1801—An act relating to the Budget Act of 2006.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1802—An act relating to the Budget Act of 2006.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1803—An act relating to the Budget Act of 2006.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1804—An act relating to the Budget Act of 2006.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1805—An act relating to the Budget Act of 2006.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1806—An act relating to the Budget Act of 2006.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1807—An act relating to the Budget Act of 2006.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1808—An act relating to the Budget Act of 2006.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1809—An act relating to the Budget Act of 2006.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1810—An act relating to the Budget Act of 2006.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1811—An act relating to the Budget Act of 2006.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1812—An act relating to the Budget Act of 2006.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1813—An act relating to the Budget Act of 2006.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1814—An act relating to the Budget Act of 2006.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1815—An act relating to the Budget Act of 2006.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1816—An act relating to the Budget Act of 2006.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1817—An act relating to the Budget Act of 2006.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1818—An act relating to the Budget Act of 2006.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1819—An act relating to the Budget Act of 2006.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1820—An act relating to the Budget Act of 2006.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1821—An act relating to the Budget Act of 2006.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1822—An act relating to the Budget Act of 2006.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1823—An act relating to the Budget Act of 2006.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1824—An act relating to the Budget Act of 2006.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1825—An act relating to the Budget Act of 2006.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1826—An act relating to the Budget Act of 2006.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1827—An act relating to the Budget Act of 2006.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1828—An act relating to the Budget Act of 2006.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1829—An act relating to the Budget Act of 2006.
Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1830—An act relating to the Budget Act of 2006.
Bill read second time, and ordered to third reading.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, February 16, 2006

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1801	Assembly Bill No. 1809
Assembly Bill No. 1802	Assembly Bill No. 1810
Assembly Bill No. 1803	Assembly Bill No. 1811
Assembly Bill No. 1804	Assembly Bill No. 1812
Assembly Bill No. 1805	Assembly Bill No. 1813
Assembly Bill No. 1806	Assembly Bill No. 1814
Assembly Bill No. 1807	Assembly Bill No. 1815
Assembly Bill No. 1808	Assembly Bill No. 1816

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading file.

Assembly Chamber, February 16, 2006

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1817	Assembly Bill No. 1824
Assembly Bill No. 1818	Assembly Bill No. 1825
Assembly Bill No. 1819	Assembly Bill No. 1826
Assembly Bill No. 1820	Assembly Bill No. 1827
Assembly Bill No. 1821	Assembly Bill No. 1828
Assembly Bill No. 1822	Assembly Bill No. 1829
Assembly Bill No. 1823	Assembly Bill No. 1830

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading file.

CONSIDERATION OF DAILY FILE (RESUMED)**UNFINISHED BUSINESS****MOTION TO RECONSIDER BILLS CONTINUED**

By unanimous consent, the motions to reconsider the votes on Senate Bills Nos. 51, 109, and 646; and Assembly Bills Nos. 715 and 791 were continued until the next legislative day.

THIRD READING OF ASSEMBLY BILLS

ASSEMBLY CONCURRENT RESOLUTION NO. 110 (Mountjoy)—Relative to President's Day.

Resolution read.

**Members Made Coauthors of
Assembly Concurrent Resolution No. 110**

Assembly Member Mountjoy was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Assembly Concurrent Resolution No. 110.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Aghazarian, Arambula, Baca, Bass, Benoit, Bermúdez, Bogh, Calderon, Canciamilla, Chan, Chavez, Chu, Cogdill, Coto, Daucher, De La Torre, DeVore, Emmerson, Frommer, Garcia, Hancock, Haynes, Shirley Horton, Houston, Huff, Karnette, Keene, Koretz, La Malfa, La Suer, Laird, Leslie, Levine, Lieu, Liu, Matthews, Maze, Montañez, Mullin, Nakanishi, Nation, Nava, Negrete McLeod, Niello, Núñez, Parra, Pavley, Plescia, Richman, Runner, Ruskin, Saldaña, Salinas, Spitzer, Strickland, Tran, Umberg, Vargas, Villines, Walters, Wolk, Wyland, and Yee.

Request for Unanimous Consent

Assembly Member Mountjoy was granted unanimous consent to take up Assembly Concurrent Resolution No. 110, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Concurrent Resolution No. 110, as Amended

ASSEMBLY CONCURRENT RESOLUTION NO. 110—Relative to President's Day.

Resolution read, as amended, and adopted.

Resolution ordered printed, and transmitted to the Senate.

THIRD READING OF SENATE BILLS

SENATE BILL NO. 663 (Migden)—An act to amend and add Section 25110 of the Revenue and Taxation Code, relating to taxation.

Bill read third time, and presented by Assembly Member Jones.

Motion to Amend

Assembly Member Jones 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 Yee announced the following session schedule:
Friday, February 17, 2006, Check-in Session, 7 a.m.–3 p.m.;
Tuesday, February 21, 2006, Floor Session, 1:30 p.m.

ADJOURN IN MEMORY

Assembly Member Benoit was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Joseph Robert Solomon, of Palm Desert.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member DeVore was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Lance Cpl. Michael S. Probst, of Irvine.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

Assembly Member Maze was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Roy Springmeyer, of Visalia.

(Assembly Rule 45.5 suspended.)

ADJOURN IN MEMORY

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 Sergeant 1st Class Chad Gonsalves, of Turlock.

Assembly Member Chu was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of David Perea, of Rosemead.

Assembly Member Runner was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Curtis Magnusson, of Lancaster.

Assembly Member Leslie was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Karen Newton, of Roseville.

Assembly Member Leno was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Peter Christian Knutzen, of Portland, Oregon.

ACTION RESCINDED ON SENATE BILL NO. 288

Assembly Member Frommer was granted unanimous consent to rescind the action whereby the Assembly, on September 8, 2005 (Assembly Journal, page 3640), passed Senate Bill No. 288, and whereby the bill was ordered transmitted to the Senate.

MOTION TO ADJOURN

At 9:52 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 9:53 a.m., Speaker pro Tempore Yee declared the quorum call of the Assembly dispensed with.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, February 16, 2006

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 64

Assembly Bill No. 424

Assembly Bill No. 679

And reports the same correctly enrolled, and presented to the Governor on the 16th day of February, 2006, at 2 p.m.

E. DOTSON WILSON, Chief Clerk

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 2065—Liu. An act to add Section 60605.7 to the Education Code, relating to public school libraries.

ASSEMBLY BILL NO. 2066—Lieber (Coauthors: Cohn, Dymally, Hancock, Karnette, Montanez, and Pavley). An act relating to corrections.

ASSEMBLY BILL NO. 2067—Oropeza. An act to amend Section 7596 of the Government Code, and to amend Section 6404.5 of the Labor Code, relating to smoking.

ASSEMBLY BILL NO. 2068—Nava. An act to amend Section 4600 of the Labor Code, relating to workers' compensation.

ASSEMBLY BILL NO. 2069—Maze (Principal coauthor: Liu) (Coauthors: Bass, Cogdill, Daucher, Goldberg, La Malfa, La Suer, Richman, Villines, and Yee). An act to add Article 5 (commencing with Section 1390) to Chapter 2 of Division 4 of Title 1 of the Government Code, relating to public employment.

ASSEMBLY BILL NO. 2070—Daucher and Lieber (Coauthors: Houston and Wolk). An act to amend Section 42238 of, and to add Section 42238.48 to, the Education Code, relating to school finance, and declaring the urgency thereof, to take effect immediately.

ASSEMBLY BILL NO. 2071—Richman (Principal coauthor: Senator Runner) (Coauthor: Huff). An act to add Article 1.5 (commencing with Section 35715) to Chapter 4 of Part 21 of the Education Code, relating to school district reorganization.

ASSEMBLY BILL NO. 2072—Montanez. An act to add Section 1700.42 to the Labor Code, relating to employment.

ASSEMBLY BILL NO. 2073—Matthews. An act to amend Section 7151 of the Business and Professions Code, relating to contractors.

ASSEMBLY BILL NO. 2074—Plescia. An act to amend Section 19605 of the Business and Professions Code relating to horse racing.

ASSEMBLY BILL NO. 2075—Cohn. An act to amend Section 954 of the Penal Code, relating to crime.

ASSEMBLY BILL NO. 2076—Laird (Coauthors: Berg, Goldberg, Hancock, Koretz, Leno, and Pavley) (Coauthors: Senators Kehoe, Kuehl, and Romero). An act to amend Section 121349.3 of, and to add Chapter 1.5 (commencing with Section 120780) to Part 4 of Division 105 of, the Health and Safety Code, relating to the use of state HIV prevention and education funds for distribution of needles and syringes.

ASSEMBLY BILL NO. 2077—Strickland. An act to add Section 17053.85 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 2078—Montanez. An act to add Section 12785 to the Food and Agriculture Code, relating to pesticide.

ASSEMBLY BILL NO. 2079—Spitzer (Coauthor: Senator Ackerman). An act to add Section 206.5 of the Code of Civil Procedure, and to add Section 116.6 of the Penal Code, relating to jurors.

ASSEMBLY BILL NO. 2080—Strickland. An act to add Section 13274.7 to the Water Code, relating to water.

ASSEMBLY BILL NO. 2081—Vargas. An act relating to state parks.

ASSEMBLY BILL NO. 2082—Vargas. An act to amend Section 2781 of the Penal Code, relating to inmate work camps.

ASSEMBLY BILL NO. 2083—Vargas (Principal coauthors: Shirley Horton, Pavley, and Saldana). An act to amend and repeal Section 1797.196 of the Health and Safety Code, relating to emergency medical services.

ASSEMBLY BILL NO. 2084—Karnette. An act to amend Sections 26840.7 and 26840.8 of the Government Code, and to repeal and add Chapter 5 (commencing with Section 18290) of Part 6 of Division 9 of the Welfare and Institutions Code, relating to domestic violence.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY JOINT RESOLUTION NO. 44—Plescia. Relative to private property.

AUTHOR'S AMENDMENTS Committee on Rules

February 16, 2006

Mr. Speaker: The Chair of your Committee on Rules reports:

Senate Bill No. 234

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MONTAÑEZ, Chair

SENATE BILL NO. 234—An act to amend Sections 6276.16 and 11126 of, and to add Section 15619.5 to, the Government Code, and to amend Section 19545 of the Revenue and Taxation Code, relating to taxpayer information.

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

February 16, 2006

Mr. Speaker: The Chair of your Committee on Judiciary reports:

Senate Bill No. 1015

With author's amendments with the recommendation: Amend, and re-refer to the committee.

JONES, Chair

SENATE BILL NO. 1015—An act to add and repeal Section 12016.1 of the Government Code, and to add and repeal Section 11105.06 of the Penal Code, relating to homeland security, 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 Education

February 16, 2006

Mr. Speaker: The Chair of your Committee on Education reports:

Senate Bill No. 813

Senate Bill No. 847

With author's amendments with the recommendation: Amend, and re-refer to the committee.

GOLDBERG, Chair

SENATE BILL NO. 813—An act to amend Sections 17071.33 and 17071.75 of, to amend and repeal Section 17017.7 of, and to repeal Sections 17071.35 and 17071.40 of, the Education Code, relating to school facilities.

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. 847—An act relating to teachers.

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 Rules

Date of Hearing: February 16, 2006

Mr. Speaker: Your Committee on Rules reports:

Senate Bill No. 169

With the recommendation: That the bill be re-referred to the Committee on Health.

MONTAÑEZ, Chair

Above bill re-referred to the Committee on Health.

Date of Hearing: February 16, 2006

Mr. Speaker: Your Committee on Rules reports:

Senate Bill No. 1008

With the recommendation: That the bill be re-referred to the Committees on Jobs, Economic Development, and the Economy and Revenue and Taxation.

MONTAÑEZ, Chair

Above bill re-referred to the Committee on Jobs, Economic Development, and the Economy.

Date of Hearing: February 16, 2006

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 113

With the recommendation: Be adopted.

MONTAÑEZ, Chair

Above resolution ordered to third reading.

MESSAGES FROM THE SENATE

Senate Chamber, February 16, 2006

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed as amended:

Assembly Bill No. 1758

And respectfully requests the Assembly to concur in said amendments.

GREGORY P. SCHMIDT, Secretary of the Senate

By David Valverde, Assistant Secretary

Above bill ordered to unfinished business file.

Senate Chamber, February 16, 2006

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Assembly Concurrent Resolution No. 103

GREGORY P. SCHMIDT, Secretary of the Senate

By David Valverde, Assistant Secretary

Above resolution ordered enrolled.

Senate Chamber, February 16, 2006

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 912

Senate Concurrent Resolution No. 71

Senate Concurrent Resolution No. 64

Senate Joint Resolution No. 10

GREGORY P. SCHMIDT, Secretary of the Senate
By David Valverde, Assistant Secretary

Senate Chamber, February 16, 2006

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 80

Senate Concurrent Resolution No. 84

Senate Concurrent Resolution No. 81

Senate Concurrent Resolution No. 85

Senate Concurrent Resolution No. 83

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. 80—Relative to Arthritis Awareness.

SENATE CONCURRENT RESOLUTION NO. 81—Relative to Asthma Awareness Month.

SENATE CONCURRENT RESOLUTION NO. 83—Relative to recognizing May 2006 as Asian and Pacific Islander American Heritage Month.

SENATE CONCURRENT RESOLUTION NO. 84—Relative to Older Americans Month.

SENATE CONCURRENT RESOLUTION NO. 85—Relative to American Stroke Month.

INTRODUCTION OF GUESTS

Assembly Member Canciamilla, of the 11th Assembly District, introduced June Catalano, City Manager, Lara DeLaney, Vice Mayor, and Janet Kennedy, Councilmember, of Martinez.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Frommer, the Assembly adjourned until 6 a.m., Friday, February 17, 2006, out of respect to the memory of Joseph Robert Solomon, on motion of Assembly Member Benoit; out of respect to the memory of Lance Cpl. Michael S. Probst, on motion of Assembly Member DeVore; out of respect to the memory of Roy Springmeyer, on motion of Assembly Member Maze; out of respect to the memory of Sergeant 1st Class Chad Gonsalves, on motion of Assembly Member Aghazarian; out of respect to the memory of David Perea, on motion of Assembly Member Chu; out of respect to the memory of Curtis Magnusson, on motion of Assembly Member Runner; out of respect to the memory of Karen Newton, on motion of Assembly Member Leslie; and out of respect to the memory of Peter Christian Knutzen, on motion of Assembly Member Leno.

FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON FEBRUARY 16, 2006**

The following measures were amended in the Assembly on this day:

SB	RN
234	0603263
663	0605685
813	0601605
847	0602419
1015	0605680

Daily Total:	5
Cumulative Total:	3085