

Volume 6

# Journal of the Assembly

Legislature of the State of California

2005–2006 Regular Session  
December 6, 2004 to November 30, 2006

2005–2006 First Extraordinary Session  
January 6, 2005 to November 30, 2006

2005–2006 Second Extraordinary Session  
June 27, 2005 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 6

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CALIFORNIA LEGISLATURE  
2005-06 REGULAR SESSION

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# ASSEMBLY DAILY JOURNAL

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**Tuesday, August 29, 2006**

**TWO HUNDRED TWENTY-NINTH SESSION DAY  
SIX HUNDRED THIRTY-SECOND CALENDAR DAY  
AT SACRAMENTO, CALIFORNIA**



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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 29, 2006

The Assembly met at 9:32 a.m.  
Hon. Sally Lieber, Assistant 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 Chan moved a quorum call of the Assembly.  
Motion carried.  
The Assistant Speaker pro Tempore directed the Sergeant at Arms to  
close the doors, and to bring in the absent Members.

#### Quorum Present

At 10:18 a.m., Assistant Speaker pro Tempore Lieber declared a  
quorum of the Assembly present.

The roll call was completed, and the following answered to their  
names—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, 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	La Malfa	Oropeza	Yee
Daucher	La Suer	Parra	Mr. Speaker
De La Torre	Laird	Pavley	
DeVore	Leno	Plescia	

**PRAYER**

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

*Lord, Before we ever become successful, we need to see ourselves being successful. Before our dreams come true, we've got to look through our eyes of faith and see our dreams coming to pass. When we live and believe in accordance with Your tremendous creative power, Lord, Your truth will inspire us to achieve the impossible. Help us to stay focused and meditate on Your promises, and to live a life that is pleasing to You.—AMEN.*

**PLEDGE OF ALLEGIANCE TO THE FLAG**

Upon request of Assistant Speaker pro Tempore Lieber, Assembly Member Saldaña 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: Assembly Member Koretz.*

**COMMUNICATIONS**

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

August 29, 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 Cindy Montañez to fill the Democratic vacancy on the Assembly Business and Professions Committee for today's hearing only.

Sincerely,

FABIAN NUÑEZ  
Speaker of the Assembly

August 22, 2006

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

RE: Appointment of Betty Karnette  
to Advisory Commission on Special Education

Dear Mr. Wilson: Please be advised I have appointed Assemblymember Betty Karnette to the Advisory Commission on Special Education. This is a pleasure appointment starting August 22, 2006.

Sincerely,

FABIAN NUÑEZ  
Speaker of the Assembly

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

August 11, 2006

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

Re: *Memorandum of Understanding (MOU), Bargaining Unit 5*

Dear Mr. Wilson: Recently, the Department of Personnel Administration reached agreement on a new four-year Memorandum of Understanding (MOU) with Bargaining Unit 5, the California Association of Highway Patrolmen (CAHP). The MOU is effective July 3, 2006–July 2, 2010.

The attached copy of the agreement is being delivered to you to be made available for review and to be noted as available for review in the Assembly Daily Journal.

The Administration intends to sponsor legislation to approve the terms of the MOU.

Respectfully,

DAVID A. GILB, Director

**REPORTS OF STANDING COMMITTEES**  
**Committee on Health**

Date of Hearing: August 28, 2006

Mr. Speaker: Your Committee on Health reports:

Assembly Bill No. 1745  
Assembly Bill No. 2280

With the recommendation: That the Senate amendments be concurred in.

CHAN, Chair

Above bills ordered to unfinished business.



**Committee on Higher Education**

Date of Hearing: August 28, 2006

Mr. Speaker: Your Committee on Higher Education reports:

Assembly Bill No. 751

Assembly Bill No. 993

With the recommendation: That the Senate amendments be concurred in.

LIU, Chair

Above bills ordered to unfinished business.

**Committee on Utilities and Commerce**

Date of Hearing: August 28, 2006

Mr. Speaker: Your Committee on Utilities and Commerce reports:

Assembly Bill No. 974

Assembly Bill No. 2960

With the recommendation: That the Senate amendments be concurred in.

LEVINE, Chair

Above bills ordered to unfinished business.

**ENGROSSMENT AND ENROLLMENT REPORTS**

Assembly Chamber, August 29, 2006

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

Assembly Concurrent Resolution No. 167

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered on file.

**REPORTS**

The following reports were presented by the Chief Clerk:

**Notification of Data Used in the Second Principal Apportionment  
Fiscal Year 2005–06**

**(Pursuant to Education Code Section 41339.1)**

Above transmitted report, together with letter of transmittal from Jack O’Connell, State Superintendent of Public Instruction, Department of Education, dated July 24, 2006, referred by the Speaker to the Committee on Education.

**2005 Annual Report of the Insurance Commissioner  
(Pursuant to Insurance Code Section 12922)**

Above transmitted report, together with letter of transmittal from John Garamendi, Insurance Commissioner, Department of Insurance, dated July 27, 2006, referred by the Speaker to the Committee on Insurance.

**2005 Report on Electronic Interceptions  
(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 August 2, 2006, referred by the Speaker to the Committee on Public Safety.

**Report on the Emergency Levee Erosion Repair Project  
(Pursuant to Executive Order S-01-06)**

Above transmitted report, together with letter of transmittal from Lester A. Snow, Director, Department of Water Resources, dated August 7, 2006, referred by the Speaker to the Committee on Budget.

**Child Care Facilities Revolving Fund 2005–06 Annual Report  
(Pursuant to Education Code Section 8278.3 (b))**

Above transmitted report, together with letter of transmittal from Jack O'Connell, State Superintendent of Public Instruction, Department of Education, dated August 7, 2006, referred by the Speaker to the Committee on Education.

**Whistleblower Retaliation Complaints, Complaints of Retaliation for  
the Disclosure of Information by Public Employees for Year 2005  
(Pursuant to Government Code Sections 19237, 19405, 19705,  
19792(b), and 19793)**

Above transmitted report, together with letter of transmittal from Floyd D. Shimomura, Executive Officer, State Personnel Board, dated August 10, 2006, referred by the Speaker to the Committee on Business and Professions.

**Business and Professions Code Section 23399.6 Report  
(Pursuant to Senate Bill 88, Chapter 588, Statutes of 2003)**

Above transmitted report, together with letter of transmittal from Jerry R. Jolly, Director, Department of Alcoholic Beverage Control, dated August 8, 2006, referred by the Speaker to the Committee on Governmental Organization.

**2006 Second Quarter Toll Bridge Seismic Retrofit Program  
Report through June 30, 2006  
(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 August 14, 2006, referred by the Speaker to the Committee on Transportation.

**JOINT RULE 62(a) WAIVED**

Assembly Member Bass 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. 120, 409, and 594 and Senate Bill No. 1476 today, off the Floor;

Committee on Judiciary to hear Senate Bills Nos. 10, 44, 56, 212, and 832 today, off the Floor;

Committee on Natural Resources to hear Senate Bill No. 109 today, off the Floor;

Committee on Water, Parks and Wildlife to hear Assembly Bill No. 2497 and Senate Bill No. 153 today, off the Floor.

**ANNOUNCEMENTS**

Assistant Speaker pro Tempore Lieber announced that the following Assembly Bills are on the Senate Daily File and need Senate Floor Managers:

Assembly Bill No. 1612 (Pavley), Assembly Bill No. 1391 (Leno), Assembly Bill No. 2505 (Núñez), Assembly Bill No. 2672 (Oropeza), Assembly Bill No. 1452 (Núñez), Assembly Bill No. 31 (Parra), Assembly Bill No. 2143 (Parra), Assembly Bill No. 523 (Umberg), Assembly Bill No. 2051 (Cohn), Assembly Bill No. 3048 (Dymally), Assembly Bill No. 2591 (Keene), Assembly Bill No. 2863 (Karnette), Assembly Bill No. 631 (Leno), Assembly Bill No. 1752 (Levine), Assembly Bill No. 2448 (Hancock), Assembly Bill No. 1368 (Karnette), Assembly Bill No. 2441 (Klehs), Assembly Bill No. 1457 (Baca), Assembly Bill No. 1965 (Lieu), Assembly Bill No. 1458 (De La Torre), Assembly Bill No. 2930 (Laird), Assembly Bill No. 2936 (Ridley-Thomas), and Assembly Bill No. 2364 (De La Torre).

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

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

**Senate Bill No. 225**, ordered to third reading.

**SECOND READING OF SENATE BILLS**

**SENATE BILL NO. 1696**—An act relating to the Los Angeles County Superior Court.

Bill read second time; amendments proposed by the Committee on Public Employees, Retirement and Social Security read and adopted, bill ordered reprinted and to be returned to the second reading file.

**SENATE BILL NO. 524**—An act to amend Section 31639.95 of, and to add and repeal Section 31484.9 of, the Government Code, relating to retirement.

Bill read second time, and ordered to third reading.

**SENATE BILL NO. 697**—An act to add Article 19.5 (commencing with Section 8430) to Chapter 2 of Part 6 of the Education Code, relating to child 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. 1719**—An act to add Section 201.9 to the Labor Code, relating to payment of wages.

Bill read second time, and ordered to third reading.

**SENATE BILL NO. 463**—An act to add Section 143.1 to the Streets and Highways Code, relating to transportation.

Bill read second time, and ordered to third reading.

**UNFINISHED BUSINESS****CONSIDERATION OF SENATE AMENDMENTS**

**ASSEMBLY BILL NO. 2804 (Salinas)**—An act to add Section 40982 to the Health and Safety Code, relating to air resources, 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.)*

**RECORD EXPUNGED AND ACTION RESCINDED ON  
ASSEMBLY BILL NO. 2804**

Assembly Member Salinas 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. 2804, and that the bill be passed on file, to retain its place on file.

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

**ASSEMBLY BILL NO. 2900 (Plescía)**—An act to add Chapter 12 (commencing with Section 5860) to Division 5 of the Public Resources Code, relating to natural 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—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, 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	La Malfa	Oropeza	Yee
Daucher	La Suer	Parra	Mr. Speaker
De La Torre	Laird	Pavley	
DeVore	Leno	Plescía	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2837 (Baca)**—An act to add Section 44265.3 to the Education Code, and to amend Section 14132.06 of the Welfare and Institutions Code, relating to speech-language pathologists, 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.

**Call of the Assembly**

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

Motion carried. Time, 10:36 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, Assistant Speaker pro Tempore Lieber re-referred the following Assembly bills to committees as noted:

Assembly Bill No. 1341, to the Committee on Environmental Safety and Toxic Materials;

~~Assembly Bill No. 1407, to the Committee on Transportation;~~

Assembly Bill No. 117, to the Committee on Local Government;

Assembly Bill No. 379, to the Committee on Health;

Assembly Bill No. 386, to the Committee on Public Employees, Retirement and Social Security;

Assembly Bill No. 1010, to the Committee on Utilities and Commerce;

Assembly Bill No. 2712, to the Committee on Judiciary;

Assembly Bill No. 2715, to the Committee on Local Government;

Assembly Bill No. 2945, to the Committee on Local Government;

Assembly Bill No. 1302, to the Committee on Business and Professions.

(NOTE: On August 31, 2006, the action was rescinded whereby Assembly Bill No. 1407 was re-referred to the Committee on Transportation pursuant to Assembly Rule 77.2. See page 7475.)

**BILLS PLACED ON INACTIVE FILE**

The following bills were placed upon the inactive file:

**Assembly Bill No. 1204**, on request of Assembly Member Bass;

**Assembly Constitutional Amendment No. 30**, on request of Assembly Member Bass.

**CONSIDERATION OF DAILY FILE (RESUMED)**

**UNFINISHED BUSINESS (RESUMED)**

**CONSIDERATION OF SENATE AMENDMENTS**

**ASSEMBLY BILL NO. 2415 (Nunez)**—An act to add Chapter 34 (commencing with Section 22948.5) to Division 8 of the Business and Professions Code, relating to network security.

Bill presented by Assembly Member Leno.

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

*(NOTE: Text of Senate amendments 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	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, 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	La Malfa	Oropeza	Yee
Daucher	La Suer	Parra	Mr. Speaker
De La Torre	Laird	Pavley	
DeVore	Leno	Plescia	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2804 (Salinas)**—An act to add Section 40982 to the Health and Safety Code, relating to air resources, 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.

**Call of the Assembly**

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

Motion carried. Time, 10:44 a.m.

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

**COMMITTEE MEETING ANNOUNCEMENTS**

Assembly Member Negrete McLeod announced that the Committee on Business and Professions would meet immediately, in the Tom Bane Rules Committee Room.

**MEMBERS EXCUSED FOR COMMITTEE MEETING**

At 10:47 a.m., by unanimous consent, the members of the Committee on Business and Professions 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.

**ASSEMBLY RULE 77 SUSPENDED**

Assembly Member Frommer was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to the following bills on today's Unfinished Business File: Assembly Bills Nos. 352, 888, 1056, 2115, 2132, 2205, 2276, 2384, 2404, 2436, 2444, 2578, 2752, 105, 874, 1632, 1693, 1799, 1858, 2054, 2211, 2291, 2416, 2750, 3020, 469, 630, 699, 770, 827, 1102, 1433, 1548, 1812, 1813, 1883, 1948, 1950, 1956, 2190, 2216, 2237, 2254, 2263, 2264, 2287, 2480, 2490, 2531, 2712, 2773, 2781, 2810, 2813, 2854, 2941, 530, 1798, 1864, 1881, 1925, 1929, 1935, 2005, 2038, 2069, 2156, 2189, 2373, 2413, 2587, 2770, 2914, 2954, 2977, 3014, 3023, 3029, 3059, and 3061.

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

**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.

The question being: Shall the Assembly concur in 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, 10:57 a.m.

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

**ASSEMBLY BILL NO. 2404 (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.

**Call of the Assembly**

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

Motion carried. Time, 11:01 a.m.

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

**ASSEMBLY BILL NO. 2436 (Ruskin)**—An act to add and repeal Section 3055 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—71**

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

**NOES—6**

Haynes	Mountjoy	Walters
Huff	Plescica	Wyland

**Vote Changes**

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 2436: Assembly Member Nakanishi from “No” to “Aye”.

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2444 (Klehs)**—An act to add Chapter 2.66 (commencing with Section 65089.20) and Chapter 2.67 (commencing with Section 65089.30) to Division 1 of Title 7 of the Government Code, and to add Sections 9250.3 and 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, 11:04 a.m.

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



**ASSEMBLY BILL NO. 2578 (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, 11:05 a.m.

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

**ASSEMBLY BILL NO. 2752 (Spitzer)**—An act to amend Section 42001 of, to add Sections 42001.25 and 42002.1 to, and to repeal Section 13390 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 Frommer moved a call of the Assembly.

Motion carried. Time, 11:07 a.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.

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

*(NOTE: Text of Senate amendments 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	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, 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	La Malfa	Oropeza	Yee
Daucher	La Suer	Parra	Mr. Speaker
De La Torre	Laird	Pavley	
DeVore	Leno	Plescia	

**NOES—None**

Above bill ordered enrolled.

**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, 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—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, 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	La Malfa	Oropeza	Yee
Daucher	La Suer	Parra	Mr. Speaker
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—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, 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	La Malfa	Oropeza	Yee
Daucher	La Suer	Parra	Mr. Speaker
De La Torre	Laird	Pavley	
DeVore	Leno	Plescia	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 1632 (Blakeslee)**—An act to amend Section 25303 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, and the Assembly concurred in Senate amendments by the following vote:

**AYES—77**

Aghazarian	Dymally	Levine	Ridley-Thomas
Arambula	Emmerson	Lieber	Runner
Baca	Evans	Lieu	Ruskin
Bass	Frommer	Liu	Saldaña
Benoit	Garcia	Matthews	Salinas
Berg	Goldberg	Maze	Spitzer
Bermúdez	Hancock	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	La Malfa	Oropeza	Yee
Coto	La Suer	Parra	Mr. Speaker
Daucher	Laird	Pavley	
De La Torre	Leno	Plescia	
DeVore	Leslie	Richman	

**NOES—1**

Haynes

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 1693 (Berg)**—An act to amend Section 77985 of the Food and Agriculture Code, relating to the Cut Flower Commission, 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	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, 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	La Malfa	Oropeza	Yee
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	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, 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	La Malfa	Oropeza	Yee
Daucher	La Suer	Parra	
De La Torre	Laird	Pavley	
DeVore	Leno	Plescia	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2211 (Karnette)**—An act to amend Sections 48020, 48021, and 48023 of the Public Resources Code, relating to solid waste, 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	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, 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	La Malfa	Oropeza	Yee
Daucher	La Suer	Parra	Mr. Speaker
De La Torre	Laird	Pavley	
DeVore	Leno	Plescia	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2291 (Evans)**—An act to amend Section 11713.3 of, and to add Section 11713.25 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	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, 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	La Malfa	Oropeza	Yee
Daucher	La Suer	Parra	Mr. Speaker
De La Torre	Laird	Pavley	
DeVore	Leno	Plescia	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2416 (Torrico)**—An act to add Section 22317.2 to the Financial 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—76**

Aghazarian	DeVore	Leslie	Plescia
Arambula	Dymally	Levine	Richman
Baca	Emmerson	Lieber	Ridley-Thomas
Bass	Evans	Lieu	Runner
Benoit	Frommer	Liu	Ruskin
Berg	Garcia	Matthews	Saldaña
Bermúdez	Haynes	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	La Malfa	Niello	Wolk
Coto	La Suer	Oropeza	Wyland
Daucher	Laird	Parra	Yee
De La Torre	Leno	Pavley	Mr. Speaker

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2750 (Nava)**—An act to add and repeal Section 703 of the Military and Veterans Code, relating to military 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—77**

Aghazarian	Emmerson	Levine	Ridley-Thomas
Arambula	Evans	Lieber	Runner
Baca	Frommer	Lieu	Ruskin
Bass	Garcia	Liu	Saldaña
Benoit	Goldberg	Matthews	Salinas
Berg	Hancock	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	Klehns	Niello	Wyland
Coto	La Malfa	Oropeza	Yee
Daucher	La Suer	Parra	Mr. Speaker
De La Torre	Laird	Pavley	
DeVore	Leno	Plescia	
Dymally	Leslie	Richman	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 3020 (Montanez)**—An act to amend Sections 11211.5, 11226, 11238, 11240, 11241, 11242, 11267, and 11275 of, and to add Sections 11226.1, 11242.1, and 11265.1 to, the Business and Professions Code, relating to time-share developments, 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	Emmerson	Leslie	Plescia
Arambula	Evans	Levine	Richman
Baca	Frommer	Lieber	Ridley-Thomas
Bass	Garcia	Lieu	Runner
Benoit	Goldberg	Liu	Ruskin
Berg	Hancock	Matthews	Saldaña
Bermúdez	Haynes	Maze	Salinas
Blakeslee	Horton, Jerome	McCarthy	Spitzer
Bogh	Horton, Shirley	Montañez	Strickland
Calderon	Houston	Mountjoy	Torrigo
Canciamilla	Huff	Mullin	Tran
Chan	Jones	Nakanishi	Umberg
Chavez	Karnette	Nation	Vargas
Chu	Keene	Nava	Villines
Coto	Klehs	Negrete McLeod	Walters
Daucher	La Malfa	Niello	Wolk
De La Torre	La Suer	Oropeza	Wyland
DeVore	Laird	Parra	Yee
Dymally	Leno	Pavley	Mr. Speaker

**NOES—None**

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

**AYES—76**

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

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY CONCURRENT RESOLUTION NO. 156 (Emmerson)**—Relative to the Martin A. Matich Highway.

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—75**

Aghazarian	DeVore	Leslie	Plescia
Arambula	Dymally	Levine	Richman
Baca	Emmerson	Lieber	Ridley-Thomas
Bass	Evans	Lieu	Runner
Benoit	Frommer	Liu	Ruskin
Berg	Garcia	Matthews	Salinas
Bermúdez	Haynes	Maze	Spitzer
Blakeslee	Horton, Jerome	McCarthy	Strickland
Bogh	Horton, Shirley	Montañez	Torrigo
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	La Malfa	Niello	Wyland
Coto	La Suer	Oropeza	Yee
Daucher	Laird	Parra	Mr. Speaker
De La Torre	Leno	Pavley	

**NOES—None**

Above resolution ordered enrolled.

**ASSEMBLY BILL NO. 2638 (Laird)**—An act to amend Section 50843 of, and to add Sections 50842.1, 50842.2, and 50843.5 to, the Health and Safety Code, and to amend Sections 12206, 17058, and 23610.5 of the Revenue and Taxation Code, relating to housing, 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	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, Jerome	Montañez	Torrigo
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	La Malfa	Oropeza	Yee
Daucher	La Suer	Parra	Mr. Speaker
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—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, 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	La Malfa	Oropeza	Yee
Daucher	La Suer	Parra	Mr. Speaker
De La Torre	Laird	Pavley	
DeVore	Leno	Plescia	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 50 (Leno)**—An act to add Chapter 6 (commencing with Section 13974.5) to Part 4 of Division 3 of Title 2 of the Government Code, relating to victims of crime, 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.

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, 11:23 a.m.

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

**ASSEMBLY BILL NO. 469 (Yee)**—An act to amend Section 49531.1 of 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—69**

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

**NOES—8**

DeVore	Huff	La Suer	Plescica
Haynes	La Malfa	Mountjoy	Strickland

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 630 (Chu)**—An act to amend Sections 22442, 22443.1, 22443.3, and 22445 of, and to add Sections 6126.4, 22441.1, 22442.4, and 22443.2 to, the Business and Professions Code, relating to immigration consultants.

The question being: Shall the Assembly concur in 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, 11:25 a.m.

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

**ASSEMBLY BILL NO. 1812 (Committee on Budget)**—An act to amend and supplement the Budget Act of 2006 by amending Items 0690-002-0001, 0690-102-0001, 1760-001-0002, 3540-001-0928, 3940-001-0001, 3940-001-3058, 5180-001-0001, and amending and renumbering Item 3940-115-0439, of Section 2.00 of the Budget Act of 2006, relating to the State Budget, 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, and adopted by the following vote:

**AYES—72**

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

**NOES—6**

DeVore	Huff	Mountjoy
Haynes	Maze	Richman

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

**AYES—72**

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

**NOES—6**

DeVore	Huff	Mountjoy
Haynes	Maze	Richman

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 1813 (Committee on Budget)**—An act relating to public resources, 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—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, Jerome	Montañez	Torrigo
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	La Malfa	Oropeza	Yee
Daucher	La Suer	Parra	Mr. Speaker
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—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, Jerome	Montañez	Torrigo
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	La Malfa	Oropeza	Yee
Daucher	La Suer	Parra	Mr. Speaker
De La Torre	Laird	Pavley	
DeVore	Leno	Plescia	

**NOES—None**

Above bill ordered enrolled.

**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.

The question being: Shall the Assembly concur in 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, 11:30 a.m.

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

#### **ENGROSSMENT AND ENROLLMENT REPORTS**

Assembly Chamber, August 29, 2006

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

Assembly Bill No. 1207	Assembly Bill No. 2676
Assembly Bill No. 2242	Assembly Bill No. 2777
Assembly Bill No. 2285	Assembly Bill No. 2864
Assembly Bill No. 2347	Assembly Bill No. 2867
Assembly Bill No. 2369	Assembly Bill No. 2890
Assembly Bill No. 2435	Assembly Bill No. 2939
Assembly Bill No. 2470	Assembly Bill No. 3058
Assembly Bill No. 2619	Assembly Bill No. 3062

And reports the same correctly enrolled, and presented to the Governor on the 29th day of August, 2006, at 11:30 a.m.

E. DOTSON WILSON, Chief Clerk

#### **CONSIDERATION OF DAILY FILE (RESUMED)**

#### **UNFINISHED BUSINESS (RESUMED)**

#### **CONSIDERATION OF SENATE AMENDMENTS**

**ASSEMBLY BILL NO. 1948 (Montanez)**—An act to add Section 14011.75 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—51**

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

**NOES—24**

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

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 1950 (Lieu)**—An act to add Section 51220.7 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—69**

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

**NOES—8**

Bogh	Haynes	Leslie	Richman
DeVore	La Suer	Maze	Villines

**Vote Changes**

By unanimous consent, the following vote changes were permitted on Concurrence in Senate Amendments to Assembly Bill No. 1950: Assembly Members Keene and McCarthy from “No” to “Aye”.

Above bill ordered enrolled.

**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.

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

*(NOTE: Text of Senate amendments 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	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, 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	La Malfa	Oropeza	Yee
Daucher	La Suer	Parra	Mr. Speaker
De La Torre	Laird	Pavley	
DeVore	Leno	Plescia	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2216 (Bass)**—An act to add Chapter 5.5 (commencing with Section 16540) to Part 4 of Division 9 of the Welfare and Institutions Code, relating to foster 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—54**

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

**NOES—23**

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

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2237 (Karnette)**—An act to amend Section 9147.5 of the Government Code, relating to harbors and ports.

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

*(NOTE: Text of Senate amendments 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	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, 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	La Malfa	Oropeza	Yee
Daucher	La Suer	Parra	Mr. Speaker
De La Torre	Laird	Pavley	
DeVore	Leno	Plescía	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2263 (Spitzer)**—An act to amend Section 290.95 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	DeVore	Leslie	Plescia
Arambula	Dymally	Levine	Richman
Baca	Emmerson	Lieber	Ridley-Thomas
Bass	Evans	Lieu	Runner
Benoit	Frommer	Liu	Ruskin
Berg	Garcia	Matthews	Saldaña
Bermúdez	Haynes	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	La Malfa	Niello	Wolk
Coto	La Suer	Oropeza	Wyland
Daucher	Laird	Parra	Yee
De La Torre	Leno	Pavley	Mr. Speaker

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2287 (Chu)**—An act to amend Section 4600 of the Labor Code, relating to workers' compensation.

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

*(NOTE: Text of Senate amendments 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	Ruskin
Baca	Dymally	Lieber	Saldaña
Bass	Evans	Lieu	Salinas
Berg	Frommer	Liu	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	Laird	Pavley	
Daucher	Leno	Ridley-Thomas	

**NOES—29**

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

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2480 (Evans)**—An act to amend Sections 317 and 395 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.

#### **Call of the Assembly**

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

Motion carried. Time, 11:41 a.m.

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

**ASSEMBLY BILL NO. 2490 (Ruskin)**—An act to add Article 4 (commencing with Section 25546) to Chapter 6.95 of Division 20 of the Health and Safety Code, relating to toxic chemicals.

The question being: Shall the Assembly concur in 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, 11:43 a.m.

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

**ASSEMBLY BILL NO. 2781 (Leno)**—An act to add Chapter 9 (commencing with Section 5610) to Part 5 of Division 9 of the Family Code, relating to child support.

The question being: Shall the Assembly concur in 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, 11:44 a.m.

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

**ASSEMBLY BILL NO. 2813 (De La Torre)**—An act to amend Section 69436 of 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—61**

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

**NOES—14**

Aghazarian	La Suer	Plescia	Walters
DeVore	Leslie	Runner	Wyland
Haynes	Maze	Spitzer	
Huff	Mountjoy	Villines	

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2854 (Dymally)**—An act to amend, repeal, and add Section 1305 to the Penal Code, relating to bail bonds.

The question being: Shall the Assembly concur in 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, 11:47 a.m.

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

**ASSEMBLY BILL NO. 530 (Plescia)**—An act to add Section 14123.05 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	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, 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	La Malfa	Oropeza	Yee
Daucher	La Suer	Parra	Mr. Speaker
De La Torre	Laird	Pavley	
DeVore	Leno	Plescía	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 1864 (Matthews)**—An act relating to park 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	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, 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	La Malfa	Oropeza	Yee
Daucher	La Suer	Parra	Mr. Speaker
De La Torre	Laird	Pavley	
DeVore	Leno	Plescía	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 1925 (Blakeslee)**—An act 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—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, Jerome	Montañez	Torrice
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	La Malfa	Oropeza	Yee
Daucher	La Suer	Parra	Mr. Speaker
De La Torre	Laird	Pavley	
DeVore	Leno	Plescia	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 1929 (Berg)**—An act to add Section 9103.2 to the Welfare and Institutions Code, relating to aging, 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	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, Jerome	Montañez	Torrice
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	La Malfa	Oropeza	Yee
Daucher	La Suer	Parra	Mr. Speaker
De La Torre	Laird	Pavley	
DeVore	Leno	Plescia	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 1935 (Bermudez)**—An act to amend Sections 765.5, 7604, and 7711 of, and to add Sections 1202.7, 7663, and 7711.1 to, the Public Utilities Code, relating to railroads, 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	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, 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	La Malfa	Oropeza	Yee
Daucher	La Suer	Parra	Mr. Speaker
De La Torre	Laird	Pavley	
DeVore	Leno	Plescia	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2005 (Emmerson)**—An act to amend Section 6254.24 of the Government Code, relating to 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	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, 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	La Malfa	Oropeza	Yee
Daucher	La Suer	Parra	Mr. Speaker
De La Torre	Laird	Pavley	
DeVore	Leno	Plescia	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2038 (Tran)**—An act to amend Sections 17310, 17314.1, 17331.2, and 17419 of the Financial Code, relating to escrow agents.

The question being: Shall the Assembly concur in 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, 11:57 a.m.

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

**ASSEMBLY BILL NO. 2069 (Maze)**—An act to add and repeal Article 5 (commencing with Section 1390) of Chapter 2 of Division 4 of Title 1 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—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, Jerome	Montañez	Torrice
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	La Malfa	Oropeza	Yee
Daucher	La Suer	Parra	Mr. Speaker
De La Torre	Laird	Pavley	
DeVore	Leno	Plescia	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2156 (Niello)**—An act to amend Section 1209.1 of, and to add Sections 1209.5 and 1269.3 to, the Business and Professions Code, relating to clinical 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—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, Jerome	Montañez	Torrice
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	La Malfa	Oropeza	Yee
Daucher	La Suer	Parra	Mr. Speaker
De La Torre	Laird	Pavley	
DeVore	Leno	Plescia	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2189 (Blakeslee)**—An act to add Section 399.12.5 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.

**Call of the Assembly**

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

Motion carried. Time, 12 p.m.

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

**ASSEMBLY BILL NO. 2373 (Aghazarian)**—An act to amend Section 1261.6 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	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, 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	La Malfa	Oropeza	Yee
Daucher	La Suer	Parra	Mr. Speaker
De La Torre	Laird	Pavley	
DeVore	Leno	Plescia	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2914 (Leno)**—An act to amend Sections 16101 and 16956 of the Corporations Code, and to amend Section 5 of Chapter 504 of the Statutes of 1998, relating to limited liability partnerships.

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

*(NOTE: Text of Senate amendments 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	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, 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	La Malfa	Oropeza	Yee
Daucher	La Suer	Parra	Mr. Speaker
De La Torre	Laird	Pavley	
DeVore	Leno	Plescia	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 3023 (Nunez)**—An act to add Section 6254.23 to the Government Code, and to add Section 7662 to, and to add Article 7.3 (commencing with Section 7665) to Chapter 1 of Division 1 of, the Public Utilities Code, relating to railroads.

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.

**Call of the Assembly**

Pending the announcement of the vote, Assembly Member Frommer 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.

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

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	Lieber	Runner
Baca	Evans	Lieu	Ruskin
Bass	Frommer	Liu	Saldaña
Benoit	Garcia	Matthews	Salinas
Berg	Goldberg	Maze	Spitzer
Bermúdez	Hancock	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	La Malfa	Parra	Mr. Speaker
Daucher	La Suer	Pavley	
De La Torre	Laird	Plescia	
DeVore	Leno	Richman	

**NOES—1**

Levine

Above resolution ordered enrolled.

**ASSEMBLY BILL NO. 1858 (McCarthy)**—An act to amend Sections 358, 478, and 504 of the Streets and Highways Code, relating to highways.

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

*(NOTE: Text of Senate amendments 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	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, 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	La Malfa	Oropeza	Yee
Daucher	La Suer	Parra	Mr. Speaker
De La Torre	Laird	Pavley	
DeVore	Leno	Plescia	

**NOES—None**

Above bill ordered enrolled.

**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.

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

*(NOTE: Text of Senate amendments 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	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, 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	La Malfa	Oropeza	Yee
Daucher	La Suer	Parra	Mr. Speaker
De La Torre	Laird	Pavley	
DeVore	Leno	Plescía	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2190 (Benoit)**—An act to add Sections 23105 and 23109.1 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—76**

Aghazarian	Dymally	Leslie	Plescia
Arambula	Emmerson	Levine	Richman
Baca	Evans	Lieber	Ridley-Thomas
Benoit	Frommer	Lieu	Runner
Berg	Garcia	Liu	Ruskin
Bermúdez	Hancock	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	La Malfa	Niello	Wolk
Daucher	La Suer	Oropeza	Wyland
De La Torre	Laird	Parra	Yee
DeVore	Leno	Pavley	Mr. Speaker

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2773 (Berg)**—An act to amend Sections 7380, 7381, and 7382 of, and to add Section 8280.9 to, the Fish and Game Code, relating to fishing, 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	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, 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	La Malfa	Oropeza	Yee
Daucher	La Suer	Parra	Mr. Speaker
De La Torre	Laird	Pavley	
DeVore	Leno	Plescia	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 1798 (Berg)**—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.

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

*(NOTE: Text of Senate amendments 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	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, Jerome	Montañez	Torrice
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	La Malfa	Oropeza	Yee
Daucher	La Suer	Parra	Mr. Speaker
De La Torre	Laird	Pavley	
DeVore	Leno	Plescía	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2413 (Spitzer)**—An act to amend Section 13957 of the Government Code, relating to crime victims, 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	Leslie	Plescia
Arambula	Dymally	Levine	Richman
Baca	Emmerson	Lieber	Ridley-Thomas
Bass	Evans	Lieu	Runner
Benoit	Frommer	Liu	Ruskin
Berg	Garcia	Matthews	Saldaña
Bermúdez	Haynes	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	La Malfa	Niello	Wolk
Coto	La Suer	Oropeza	Wyland
Daucher	Laird	Parra	Yee
De La Torre	Leno	Pavley	Mr. Speaker

**NOES—None**

Above bill ordered enrolled.

**THIRD READING OF SENATE BILLS**

**SENATE BILL NO. 1011 (Florez)**—An act to amend Sections 8880.4 and 8880.321 of the Government Code, relating to the California State Lottery, and declaring the urgency thereof, to take effect immediately.

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, 12:43 p.m.

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

**SENATE BILL NO. 1478 (Speier)**—An act to repeal Section 25507.3 of, and to add Article 4 (commencing with Section 25546) to Chapter 6.95 of Division 20 to, the Health and Safety Code, relating to toxic chemicals.

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

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, 12:48 p.m.

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

**CAUCUS ANNOUNCEMENTS**

At 12:51 p.m., Assistant Speaker pro Tempore Lieber was granted unanimous consent that the Democratic Caucus be permitted to meet in the Assembly Lounge.

Assembly Member Aghazarian was granted unanimous consent that the Republican Caucus be permitted to meet in the Tom Bane Rules Committee Room.

**MESSAGES FROM THE SENATE**

Senate Chamber, August 29, 2006

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

Assembly Bill No. 1535

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 29, 2006

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

Assembly Bill No. 2068

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.

**RECESS**

By unanimous consent, at 12:51 p.m., Assistant Speaker pro Tempore Lieber declared the Assembly recessed.

**RECONVENED**

At 2:07 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. 1550 (Figueroa)**—An act to add Chapter 6 (commencing with Section 6500) to Division 3 of the Business and Professions Code, and to add Section 60.1 to, to amend, repeal, and add Article 4 (commencing with Section 2340) to Chapter 4 of Part 4 of Division 4 of, and to amend and repeal Chapter 13 (commencing with Section 2850) of Part 4 of Division 4 of, the Probate Code, relating to professional fiduciaries.

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

Bill passed by the following vote:

**AYES—52**

Arambula	Daucher	Leno	Pavley
Baca	De La Torre	Levine	Richman
Bass	Dymally	Lieber	Ridley-Thomas
Berg	Evans	Lieu	Ruskin
Bermúdez	Frommer	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	Klehs	Oropeza	Yee
Coto	Laird	Parra	Mr. Speaker

**NOES—25**

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

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 160 (Cedillo)**—An act to amend Section 76300 of, and to add Section 66021.6 to, the Education Code, relating to student financial aid.

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

**ASSEMBLY RULE 112 SUSPENDED**

Assembly Member Vargas 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. 160**

Bill passed by the following vote:

**AYES—45**

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

**NOES—31**

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

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 1575 (Dunn)**—An act to amend Sections 51220 and 51226.3 of the Education Code, relating to curriculum.

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

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, 2:40 p.m.

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

**SENATE BILL NO. 1587 (Lowenthal)**—An act to amend Sections 65080 and 66513 of the Government Code, and to amend Section 182.7 of the Streets and Highways Code, relating to transportation.

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

Bill passed by the following vote:

**AYES—76**

Aghazarian	Dymally	Leslie	Plescia
Arambula	Emmerson	Levine	Richman
Baca	Evans	Lieber	Ridley-Thomas
Bass	Frommer	Lieu	Runner
Benoit	Goldberg	Liu	Ruskin
Berg	Hancock	Matthews	Saldaña
Bermúdez	Haynes	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
Coto	La Malfa	Niello	Wolk
Daucher	La Suer	Oropeza	Wyland
De La Torre	Laird	Parra	Yee
DeVore	Leno	Pavley	Mr. Speaker

**NOES—None**

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 1640 (Kuehl)**—An act to amend Sections 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, 10826.1, and 10826.2 to, to add Part 2.11 (commencing with Section 10920) to Division 6 of, to repeal Sections 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.

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, 2:46 p.m.

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

**SENATE BILL NO. 1687 (Murray)**—An act to amend Section 20221 of the Public Contract Code, and to amend Sections 130232 and 130243 of the Public Utilities Code, relating to transportation.

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

Bill passed by the following vote:

**AYES—71**

Aghazarian	DeVore	Levine	Richman
Arambula	Dymally	Lieber	Ridley-Thomas
Baca	Emmerson	Lieu	Runner
Bass	Evans	Liu	Ruskin
Benoit	Frommer	Matthews	Saldaña
Berg	Goldberg	Maze	Salinas
Bermúdez	Hancock	McCarthy	Spitzer
Blakeslee	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	Oropeza	Wyland
Coto	Laird	Parra	Yee
Daucher	Leno	Pavley	Mr. Speaker
De La Torre	Leslie	Plescia	

**NOES—7**

Bogh	Haynes	La Suer	Walters
Garcia	La Malfa	Niello	

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 452 (Alarcon)**—An act to amend Section 14105.33 of the Welfare and Institutions Code, relating to Medi-Cal.

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

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, 2:55 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 Bass was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 2712 for hearing in the Committee on Judiciary today, off the Floor.

**COMMITTEE MEETING ANNOUNCEMENTS**

Assembly Member Jones announced that the Committee on Judiciary would meet immediately, in the Tom Bane Rules Committee Room.

**MEMBERS EXCUSED FOR COMMITTEE MEETING**

At 2:57 p.m., by unanimous consent, the members of the Committee on Judiciary 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. 1317 (Torlakson)**—An act to amend Section 100 of, and to add Section 100.95 to, the Revenue and Taxation Code, relating to local government finance.

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, 3:06 p.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 would be limited to two minutes to open, two minutes for debate, and two minutes to close.

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

**SENATE BILL NO. 1520 (Ducheny)**—An act to amend Sections 14166.6, 14166.7, and 14166.75 of the Welfare and Institutions Code, relating to Medi-Cal, 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—77**

Aghazarian	Dymally	Levine	Ridley-Thomas
Arambula	Emmerson	Lieber	Runner
Baca	Evans	Lieu	Ruskin
Bass	Frommer	Liu	Saldaña
Benoit	Goldberg	Matthews	Salinas
Berg	Hancock	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	La Malfa	Oropeza	Yee
Coto	La Suer	Parra	Mr. Speaker
Daucher	Laird	Pavley	
De La Torre	Leno	Plescia	
DeVore	Leslie	Richman	

**NOES—None**

The question being on the passage of the bill.

Bill passed by the following vote:

**AYES—77**

Aghazarian	Dymally	Levine	Ridley-Thomas
Arambula	Emmerson	Lieber	Runner
Baca	Evans	Lieu	Ruskin
Bass	Frommer	Liu	Saldaña
Benoit	Goldberg	Matthews	Salinas
Berg	Hancock	Maze	Spitzer
Bermúdez	Haynes	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	Klehls	Niello	Wyland
Cohn	La Malfa	Oropeza	Yee
Coto	La Suer	Parra	Mr. Speaker
Daucher	Laird	Pavley	
De La Torre	Leno	Plescía	
DeVore	Leslie	Richman	

**NOES—None**

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 1541 (Ducheny)**—An act to amend Sections 1725, 1750.2, and 1752.5 of, and to add Section 1750.4 to, the Business and Professions Code, relating to dentistry, and making an appropriation therefor.

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

Bill passed by the following vote:

**AYES—71**

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

**NOES—None**

**Vote Changes**

By unanimous consent, the following vote change was permitted on Senate Bill No. 1541: Assembly Member Bass from “Aye” to “Not Voting”.

Bill ordered transmitted to the Senate.



**SENATE BILL NO. 1580 (Ducheny)**—An act to amend Section 60640 of the Education Code, relating to pupil assessment.

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

Bill passed by the following vote:

**AYES—45**

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

**NOES—31**

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

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 1613 (Simitian)**—An act to add Section 12810.3 to, and to add and repeal Section 23123 of, the Vehicle Code, relating to vehicles.

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

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, 3:26 p.m.

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

**SENATE BILL NO. 1136 (Committee on Budget and Fiscal Review)**—An act to amend Sections 5921, 5922, 5924, 12330, 16731, 16782, and 16784 of, and to add Section 5921.5 to, the Government Code, relating to state bonds, and declaring the urgency thereof, to take effect immediately.

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

**Urgency Clause**

Urgency clause read.

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, 3:28 p.m.

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

**At 3:28 p.m., Acting Speaker Lloyd Levine, 40th District, presiding**

**SENATE BILL NO. 1320 (Cedillo)**—An act relating to probation, and making an appropriation therefor.

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 Goldberg 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.

**SENATE BILL NO. 1674 (Murray)**—An act to amend Sections 41350, 49430.5, 49531, and 49536 of, and to add Section 49437 to, the Education Code, relating to school meals, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly Member Negrete McLeod.

**Urgency Clause**

Urgency clause read, and adopted by the following vote:

**AYES—74**

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

**NOES—4**

DeVore	Haynes	Huff	La Suer
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The question being on the passage of the bill.

Bill passed by the following vote:

**AYES—74**

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

**NOES—4**

DeVore	Haynes	Huff	La Suer
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Bill ordered transmitted to the Senate.

**At 3:34 p.m., Speaker pro Tempore Leland Y. Yee, 12th District, presiding**

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

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

**Request for Use of Visual Aids**

Assembly Member Matthews was granted unanimous consent to use visual aids on the Floor to assist in debate.

**Further Consideration of Senate Bill No. 999**

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, 3:43 p.m.

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

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

**ASSEMBLY BILL NO. 2917 (Liu)**—An act to add and repeal Chapter 5 (commencing with Section 3430) of Title 2 of Part 3 of 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 Liu moved a call of the Assembly.

Motion carried. Time, 3:46 p.m.

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

**ASSEMBLY BILL NO. 358 (Liu)**—An act to add Sections 69432.3 and 69433.1 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—57**

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

**NOES—21**

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

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2065 (Liu)**—An act to add Section 60605.7 to the Education Code, relating to public school libraries.

The question being: Shall the Assembly concur in 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 Liu 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 BILL NO. 2115 (Hancock)**—An act to add Article 9.75 (commencing with Section 52499.75) to Chapter 9 of Part 28 of the Education Code, relating to career technical 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—71**

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

**NOES—5**

Haynes	Leslie	Mountjoy
La Suer	Maze	

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2276 (Pavley)**—An act to add Article 8 (commencing with Section 41985) to Chapter 3 of Part 4 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.

### Call of the Assembly

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

Motion carried. Time, 3:54 p.m.

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

**ASSEMBLY BILL NO. 1799 (McCarthy)**—An act to amend Section 13001 of the Elections Code, relating to elections, and declaring the urgency thereof, to take effect immediately.

### Unanimous Consent

Assembly Member McCarthy was granted unanimous consent to permit Assembly Member Umberg to present this bill.

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

*(NOTE: Text of Senate amendments 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	Levine	Ridley-Thomas
Arambula	Emmerson	Lieber	Runner
Baca	Evans	Lieu	Ruskin
Bass	Frommer	Liu	Saldaña
Benoit	Goldberg	Matthews	Salinas
Berg	Hancock	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	La Malfa	Oropeza	Yee
Coto	La Suer	Parra	Mr. Speaker
Daucher	Laird	Pavley	
De La Torre	Leno	Plescía	
DeVore	Leslie	Richman	

### NOES—None

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 770 (Mullin)**—An act to amend Section 11504 of the Business and Professions Code, and 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.

The question being: Shall the Assembly concur in 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 Mullin moved a call of the Assembly.

Motion carried. Time, 3:57 p.m.

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

**ASSEMBLY BILL NO. 827 (Goldberg)**—An act to amend Sections 94831 and 94834 of the Education Code, relating to private 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—74**

Aghazarian	Dymally	Leslie	Plescia
Arambula	Emmerson	Levine	Richman
Baca	Evans	Lieber	Ridley-Thomas
Bass	Frommer	Lieu	Runner
Benoit	Garcia	Liu	Ruskin
Berg	Goldberg	Matthews	Saldaña
Bermúdez	Hancock	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	Wolk
Cogdill	Klehns	Negrete McLeod	Wyland
Cohn	La Malfa	Niello	Yee
Coto	La Suer	Oropeza	Mr. Speaker
Daucher	Laird	Parra	
De La Torre	Leno	Pavley	

**NOES—4**

DeVore	Haynes	Villines	Walters
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Above bill ordered enrolled.

**ASSEMBLY BILL NO. 1102 (Hancock)**—An act to amend Sections 300, 302, 303, 306, 307, 309, 351, 354, 355, 357, 358, 359, 360, 400, 420, 422, 425, 501, 502, 503, 505, 506, 508, 509, 510, 511, 530, 531, 532, 533, 534, 535, and 536 of, to amend the heading of Part 2 (commencing with Section 350) of Division 3 of, to add Sections 351.6, 426, and 500.5 to, and to repeal Sections 353 and 424 of, the Family Code, and to amend Sections 100430, 102130, 102140, 102310, 102325, 102355, 103125, 103175, 103180, 103200, 103235, 103780, and 103785 of, and to repeal Section 103595 of, the Health and Safety 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.)*

The roll was opened, and the Assembly concurred in Senate amendments 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	Matthews	Torrico
Calderon	Hancock	Montañez	Vargas
Canciamilla	Horton, Jerome	Mullin	Wolk
Chan	Jones	Nation	Yee
Chavez	Karnette	Nava	Mr. Speaker
Chu	Klehs	Oropeza	
Cohn	Laird	Parra	
Coto	Leno	Pavley	

**NOES—31**

Aghazarian	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	Plescia	Wyland
Emmerson	Leslie	Richman	

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 1433 (Emmerson)**—An act to add Section 49452.8 to the Education Code, relating to pupil 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—71**

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

**NOES—3**

Hancock	Haynes	Leslie
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Above bill ordered enrolled.



**ASSEMBLY BILL NO. 1548 (Pavley)**—An act to add and repeal Section 60051 of 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—64**

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

**NOES—12**

Cogdill	Haynes	La Suer	Mountjoy
DeVore	Houston	Leslie	Spitzer
Emmerson	La Malfa	Maze	Walters

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2254 (Goldberg)**—An act to amend Sections 24216, 52055.5, 52055.55, 52055.600, 52055.620, 52055.625, 52055.640, and 52055.661 of, and to repeal and add Sections 52055.605, 52055.610, and 52055.650 of, the Education Code, relating to educational 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—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, 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	La Malfa	Oropeza	Yee
Daucher	La Suer	Parra	Mr. Speaker
De La Torre	Laird	Pavley	
DeVore	Leno	Plescia	

**NOES—None**

Above bill ordered enrolled.

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

Assembly Member Frommer requested unanimous consent that Assembly Rules 63 and 77 be suspended to permit consideration of Senate amendments, to Assembly Bill No. 1381 without reference to file.

Assembly Member Cogdill withheld unanimous consent.

**MOTION TO SUSPEND THE RULES**

Assembly Member Frommer moved that Assembly Rules 63 and 77 be suspended to permit consideration of Senate amendments to Assembly Bill No. 1381 without reference to file.

Assembly Member Vargas seconded the motion.

Rules suspended by the following vote:

**AYES—47**

Arambula	De La Torre	Levine	Pavley
Baca	Dymally	Lieber	Ridley-Thomas
Bass	Evans	Lieu	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	Laird	Oropeza	Mr. Speaker
Coto	Leno	Parra	

**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	

**REPORTS OF STANDING COMMITTEES**

**Committee on Education**

Date of Hearing: August 29, 2006

Mr. Speaker: Your Committee on Education reports:

Assembly Bill No. 1381

With the recommendation: That Senate amendments be concurred in.

GOLDBERG, Chair

Above bill ordered to unfinished business file.

**CONSIDERATION OF DAILY FILE (RESUMED)**

**UNFINISHED BUSINESS (RESUMED)**

**CONSIDERATION OF SENATE AMENDMENTS**

**ASSEMBLY BILL NO. 2942 (Koretz)**—An act to amend Section 5318 of the Labor Code, relating to workers' compensation.

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—49**

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

**NOES—28**

Aghazarian	Haynes	Leslie	Richman
Benoit	Horton, Shirley	Maze	Runner
Blakeslee	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.

**ASSEMBLY BILL NO. 2264 (Pavley)**—An act to add Section 25722.7 to the Public Resources Code, relating to state purchases.

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

*(NOTE: Text of Senate amendments 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	Levine	Richman
Baca	Dymally	Lieber	Ridley-Thomas
Bass	Evans	Lieu	Ruskin
Berg	Frommer	Liu	Saldaña
Bermúdez	Goldberg	Matthews	Salinas
Calderon	Hancock	Montañez	Torrico
Canciamilla	Horton, Jerome	Mullin	Tran
Chan	Horton, Shirley	Nation	Umberg
Chavez	Jones	Nava	Vargas
Chu	Karnette	Negrete McLeod	Villines
Cohn	Klehs	Oropeza	Wolk
Coto	Laird	Parra	Yee
Daucher	Leno	Pavley	Mr. Speaker

**NOES—23**

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

Above bill ordered enrolled.

**COMMITTEE MEETING ANNOUNCEMENTS**

Assembly Member Montañez announced that the Committee on Rules would meet immediately, in the Tom Bane Rules Committee Room.

**MEMBERS EXCUSED FOR COMMITTEE MEETING**

At 4:20 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)**

**UNFINISHED BUSINESS (RESUMED)**

**CONSIDERATION OF SENATE AMENDMENTS**

**ASSEMBLY BILL NO. 2531 (Mullin)**—An act to amend Sections 42238, 42238.1, 42238.15, and 47632 of, to repeal Sections 42238.41, 42238.43, 42238.44, 42238.445, and 42238.46 of, to amend, repeal, and add Section 47633 of, and to repeal and add Section 42238.45 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—57**

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

**NOES—17**

Aghazarian	Haynes	Maze	Villines
Benoit	Keene	Mountjoy	Walters
Blakeslee	La Malfa	Nakanishi	
Bogh	La Suer	Plescia	
DeVore	Leslie	Strickland	

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2810 (Liu)**—An act to amend Section 94999 of, the Education Code, relating to private postsecondary 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—52**

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

**NOES—25**

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

**Vote Changes**

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 2810: Assembly Member Villines from “Aye” to “No”.

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2587 (Liu)**—An act to amend Sections 25400.11, 25400.18, 25400.19, 25400.20, 25400.22, 25400.25, 25400.26, 25400.27, 25400.28, 25400.30, 25400.36, 25400.37, 25400.45, and 25400.46 of, and to add Section 25400.47 to, 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—76**

Aghazarian	Dymally	Leslie	Plescia
Arambula	Emmerson	Levine	Richman
Baca	Evans	Lieber	Ridley-Thomas
Bass	Frommer	Lieu	Runner
Benoit	Goldberg	Liu	Ruskin
Berg	Hancock	Matthews	Saldaña
Bermúdez	Haynes	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
Cohn	Klehs	Negrete McLeod	Walters
Coto	La Malfa	Niello	Wolk
Daucher	La Suer	Oropeza	Wyland
De La Torre	Laird	Parra	Yee
DeVore	Leno	Pavley	Mr. Speaker

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2770 (Wyland)**—An act to add Section 15321 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—75**

Aghazarian	Emmerson	Levine	Richman
Arambula	Evans	Lieber	Ridley-Thomas
Baca	Frommer	Lieu	Runner
Benoit	Goldberg	Liu	Ruskin
Berg	Hancock	Matthews	Saldaña
Bermúdez	Haynes	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
Cohn	Klehs	Negrete McLeod	Walters
Coto	La Malfa	Niello	Wolk
Daucher	La Suer	Oropeza	Wyland
De La Torre	Laird	Parra	Yee
DeVore	Leno	Pavley	Mr. Speaker
Dymally	Leslie	Plescia	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2954 (Liu)**—An act to amend Sections 47605 and 47607 of 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.

#### Call of the Assembly

Pending the announcement of the vote, Assembly Member Liu 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.

**ASSEMBLY BILL NO. 2977 (Mullin)**—An act to amend Sections 115922, 115924, and 115928 of 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—64

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

#### NOES—12

Bogh	Houston	La Suer	Mountjoy
DeVore	Huff	Leslie	Strickland
Haynes	La Malfa	Maze	Walters

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 3059 (Committee on Elections and Redistricting)**—An act to amend Sections 1090, 5018, 5442, 15344, 17412, and 72024 of the Education Code, to amend Sections 12172.5, 24001, 29965, and 67659 of the Government Code, to amend Section 6939.6 of the Harbors and Navigation Code, to amend Sections 13845, 13846, 13848, and 13962 of the Health and Safety Code, to amend Sections 5532, 5785, 5785.3, and 5786.5 of the Public Resources Code, and to amend Sections 21555, 30731, and 50780.10 of the Water Code, relating to local elections.

Bill presented by Assembly Member Umberg.

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

(NOTE: Text of Senate amendments 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	Leslie	Plescia
Arambula	Emmerson	Levine	Richman
Baca	Evans	Lieber	Ridley-Thomas
Bass	Frommer	Lieu	Runner
Benoit	Goldberg	Liu	Ruskin
Berg	Hancock	Matthews	Saldaña
Bermúdez	Haynes	Maze	Salinas
Blakeslee	Horton, Jerome	McCarthy	Spitzer
Bogh	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	La Malfa	Niello	Wolk
Daucher	La Suer	Oropeza	Wyland
De La Torre	Laird	Parra	Yee
DeVore	Leno	Pavley	Mr. Speaker

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 3061 (Committee on Elections and Redistricting)**—An act to amend Section 2185 of the Elections Code, relating to elections.

Bill presented by Assembly Member Umberg.

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

*(NOTE: Text of Senate amendments 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	Leslie	Plescia
Arambula	Emmerson	Levine	Richman
Baca	Evans	Lieber	Ridley-Thomas
Bass	Frommer	Lieu	Runner
Benoit	Goldberg	Liu	Ruskin
Berg	Hancock	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
Coto	La Malfa	Niello	Wyland
Daucher	La Suer	Oropeza	Yee
De La Torre	Laird	Parra	Mr. Speaker
DeVore	Leno	Pavley	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2175 (Liu)**—An act to add Section 1675.7 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—73**

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

**NOES—4**

DeVore	Haynes	La Suer	Walters
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Above bill ordered enrolled.

**COMMITTEE MEETING ANNOUNCEMENTS**

Assembly Member Hancock announced that the Committee on Natural Resources would meet immediately, in the Tom Bane Rules Committee Room.

**MEMBERS EXCUSED FOR COMMITTEE MEETING**

At 4:35 p.m., by unanimous consent, the members of the Committee on Natural Resources 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 SENATE AMENDMENTS  
AND ASSEMBLY RULE 77 SUSPENDED**

Pursuant to a roll call vote, Assembly Member Núñez was granted consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1381, without reference to file.

**ASSEMBLY BILL NO. 1381 (Nunez)**—An act to amend Section 35400 of, and to add and repeal Chapter 5 (commencing with Section 35900) of Part 21 of, the Education Code, relating to school district governance.

The question being: Shall the Assembly concur in 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 Núñez moved a call of the Assembly.

Motion carried. Time, 5:10 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  
ASSEMBLY BILL NO. 2837**

At 5:15 p.m., on motion of Assembly Member Baca, 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. 2837 by the following vote:

**AYES—75**

Aghazarian	Dymally	Levine	Richman
Arambula	Emmerson	Lieber	Ridley-Thomas
Baca	Evans	Lieu	Runner
Bass	Frommer	Liu	Ruskin
Benoit	Goldberg	Matthews	Saldaña
Berg	Hancock	Maze	Salinas
Bermúdez	Haynes	McCarthy	Spitzer
Blakeslee	Horton, Jerome	Montañez	Strickland
Bogh	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
DeVore	Leno	Plescía	

**NOES—None**

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
ASSEMBLY BILL NO. 2804**

At 5:15 p.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.

The Assembly concurred in Senate amendments to Assembly Bill No. 2804 by the following vote:

**AYES—74**

Aghazarian	Dymally	Levine	Ridley-Thomas
Arambula	Emmerson	Lieber	Runner
Baca	Evans	Lieu	Ruskin
Bass	Frommer	Liu	Saldaña
Benoit	Goldberg	Matthews	Salinas
Berg	Hancock	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	Nava	Villines
Chavez	Karnette	Negrete McLeod	Walters
Chu	Keene	Niello	Wolk
Cogdill	Klehs	Oropeza	Wyland
Cohn	La Malfa	Parra	Yee
Coto	La Suer	Pavley	Mr. Speaker
De La Torre	Laird	Plescia	
DeVore	Leno	Richman	

**NOES—1**

Daucher

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
ASSEMBLY BILL NO. 1056**

At 5:16 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. 1056 by the following vote:

**AYES—47**

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

**NOES—27**

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

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
ASSEMBLY BILL NO. 2404**

At 5:16 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 Assembly concurred in Senate amendments to Assembly Bill No. 2404 by the following vote:

**AYES—47**

Arambula	De La Torre	Levine	Pavley
Baca	Dymally	Lieber	Ridley-Thomas
Bass	Evans	Lieu	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	Laird	Oropeza	Mr. Speaker
Coto	Leno	Parra	

**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.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
ASSEMBLY BILL NO. 2444**

At 5:16 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 Klehs moved to continue the call of the Assembly.

Motion carried. Time, 5:17 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. 2578**

At 5:17 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 Assembly concurred in Senate amendments to Assembly Bill No. 2578 by the following vote:

**AYES—47**

Arambula	De La Torre	Levine	Pavley
Baca	Dymally	Lieber	Ridley-Thomas
Bass	Evans	Lieu	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	Laird	Oropeza	Mr. Speaker
Coto	Leno	Parra	

**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.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
ASSEMBLY BILL NO. 2752**

At 5:17 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 Assembly concurred in Senate amendments to Assembly Bill No. 2752 by the following vote:

**AYES—75**

Aghazarian	Dymally	Levine	Richman
Arambula	Emmerson	Lieber	Ridley-Thomas
Baca	Evans	Lieu	Runner
Bass	Frommer	Liu	Ruskin
Benoit	Garcia	Matthews	Saldaña
Berg	Haynes	Maze	Salinas
Bermúdez	Horton, Jerome	McCarthy	Spitzer
Blakeslee	Horton, Shirley	Montañez	Strickland
Bogh	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	La Malfa	Niello	Wolk
Coto	La Suer	Oropeza	Wyland
Daucher	Laird	Parra	Yee
De La Torre	Leno	Pavley	Mr. Speaker
DeVore	Leslie	Plescia	

**NOES—None**

**Vote Changes**

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 2752: Assembly Member Tran from “No” to “Aye”.

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
ASSEMBLY BILL NO. 50**

At 5:18 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 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, 5:18 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. 630**

At 5:18 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. 630 by the following vote:

**AYES—48**

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

**NOES—29**

Aghazarian	Haynes	Maze	Strickland
Benoit	Horton, Shirley	McCarthy	Tran
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.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
ASSEMBLY BILL NO. 1883**

At 5:18 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. 1883 by the following vote:

**AYES—47**

Arambula	De La Torre	Levine	Pavley
Baca	Dymally	Lieber	Ridley-Thomas
Bass	Evans	Lieu	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	Laird	Oropeza	Mr. Speaker
Coto	Leno	Parra	

**NOES—30**

Aghazarian	Haynes	Maze	Spitzer
Benoit	Horton, Shirley	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	

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
ASSEMBLY BILL NO. 2480**

At 5:18 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. 2480 by the following vote:

**AYES—47**

Arambula	De La Torre	Levine	Pavley
Baca	Dymally	Lieber	Ridley-Thomas
Bass	Evans	Lieu	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	Laird	Oropeza	Mr. Speaker
Coto	Leno	Parra	

**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.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
ASSEMBLY BILL NO. 2490**

At 5:19 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.

The Assembly concurred in Senate amendments to Assembly Bill No. 2490 by the following vote:

**AYES—45**

Arambula	De La Torre	Levine	Ruskin
Baca	Dymally	Lieber	Saldaña
Bass	Evans	Lieu	Salinas
Berg	Frommer	Liu	Torrico
Bermúdez	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	Laird	Pavley	
Coto	Leno	Ridley-Thomas	

**NOES—32**

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

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
ASSEMBLY BILL NO. 2781**

At 5:19 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.

The Assembly concurred in Senate amendments to Assembly Bill No. 2781 by the following vote:

**AYES—47**

Arambula	De La Torre	Levine	Pavley
Baca	Dymally	Lieber	Ridley-Thomas
Bass	Evans	Lieu	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	Laird	Oropeza	Mr. Speaker
Coto	Leno	Parra	

**NOES—30**

Aghazarian	Haynes	Maze	Spitzer
Benoit	Horton, Shirley	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	

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
ASSEMBLY BILL NO. 2854**

At 5:19 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.

The Assembly concurred in Senate amendments to Assembly Bill No. 2854 by the following vote:

**AYES—47**

Arambula	De La Torre	Levine	Pavley
Baca	Dymally	Lieber	Ridley-Thomas
Bass	Evans	Lieu	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	Laird	Oropeza	Mr. Speaker
Coto	Leno	Parra	

**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.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
ASSEMBLY BILL NO. 2038**

At 5:19 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. 2038 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	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	La Malfa	Oropeza	Yee
Daucher	La Suer	Parra	Mr. Speaker
De La Torre	Laird	Pavley	
DeVore	Leno	Plescia	

**NOES—None**

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
ASSEMBLY BILL NO. 2189**

At 5:19 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. 2189 by the following vote:

**AYES—77**

Aghazarian	Dymally	Levine	Ridley-Thomas
Arambula	Emmerson	Lieber	Runner
Baca	Evans	Lieu	Ruskin
Bass	Frommer	Liu	Saldaña
Benoit	Goldberg	Matthews	Salinas
Berg	Hancock	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	La Malfa	Oropeza	Yee
Coto	La Suer	Parra	Mr. Speaker
Daucher	Laird	Pavley	
De La Torre	Leno	Plescia	
DeVore	Leslie	Richman	

**NOES—None**

**Vote Changes**

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 2189: Assembly Member Spitzer from “No” to “Aye”.

Above bill ordered enrolled.



**CALL OF THE ASSEMBLY DISPENSED WITH ON  
ASSEMBLY BILL NO. 3023**

At 5:20 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. 3023 by the following vote:

**AYES—47**

Arambula	De La Torre	Levine	Pavley
Baca	Dymally	Lieber	Ridley-Thomas
Bass	Evans	Lieu	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	Laird	Oropeza	Mr. Speaker
Coto	Leno	Parra	

**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.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
SENATE BILL NO. 1011**

At 5:20 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, 5:20 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  
SENATE BILL NO. 1478**

At 5:20 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, 5:20 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  
SENATE BILL NO. 1575**

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.

Senate Bill No. 1575 passed by the following vote:

**AYES—48**

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

**NOES—27**

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

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
SENATE BILL NO. 1640**

At 5:22 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 Frommer moved to continue the call of the Assembly.

Motion carried. Time, 5:22 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  
SENATE BILL NO. 452**

At 5:23 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 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, 5:23 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. 1317**

At 5:23 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.

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, 5:23 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. 1613**

At 5:23 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. 1613 passed by the following vote:

**AYES—50**

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

**NOES—28**

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

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
SENATE BILL NO. 1136**

At 5:24 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 urgency clause to Senate Bill No. 1136 adopted by the following vote:

**AYES—67**

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

**NOES—10**

DeVore	Leslie	Nakanishi	Wyland
Haynes	Maze	Villines	
La Suer	Mountjoy	Walters	

The question being on the passage of the bill.

Bill passed by the following vote:

**AYES—67**

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

**NOES—10**

DeVore	Leslie	Nakanishi	Wyland
Haynes	Maze	Villines	
La Suer	Mountjoy	Walters	

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
SENATE BILL NO. 1320**

At 5:24 p.m., on motion of Assembly Member Goldberg, 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, 5:24 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. 999**

At 5:24 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.

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, 5:24 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. 2917**

At 5:25 p.m., on motion of Assembly Member Liu, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

**AYES—47**

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	Matthews	Torrico
Canciamilla	Horton, Jerome	Montañez	Umberg
Chan	Horton, Shirley	Mullin	Vargas
Chavez	Jones	Nava	Wolk
Chu	Karnette	Negrete McLeod	Yee
Cohn	Klehns	Oropeza	Mr. Speaker
Coto	Laird	Parra	

**NOES—30**

Aghazarian	Garcia	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	

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
ASSEMBLY BILL NO. 2065**

At 5:25 p.m., on motion of Assembly Member Liu, 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. 2065 by the following vote:

**AYES—46**

Arambula	De La Torre	Lieber	Ridley-Thomas
Baca	Dymally	Lieu	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	Laird	Oropeza	Mr. Speaker
Cohn	Leno	Parra	
Coto	Levine	Pavley	

**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.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
ASSEMBLY BILL NO. 2276**

At 5:25 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. 2276 by the following vote:

**AYES—46**

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

**NOES—31**

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

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
ASSEMBLY BILL NO. 770**

At 5:25 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.

The Assembly concurred in Senate amendments to Assembly Bill No. 770 by the following vote:

**AYES—45**

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

**NOES—30**

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	Yee
DeVore	La Suer	Runner	
Emmerson	Leslie	Spitzer	

Above bill ordered enrolled.



**CALL OF THE ASSEMBLY DISPENSED WITH ON  
ASSEMBLY BILL NO. 2954**

At 5:26 p.m., on motion of Assembly Member Liu, 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. 2954 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	Matthews	Torrico
Calderon	Hancock	Montañez	Umberg
Canciamilla	Horton, Jerome	Mullin	Vargas
Chan	Jones	Nava	Wolk
Chavez	Karnette	Negrete McLeod	Yee
Chu	Klehs	Oropeza	
Cohn	Laird	Parra	
Coto	Leno	Pavley	

**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.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
ASSEMBLY BILL NO. 50**

At 5:27 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 Assembly Bill No. 50 adopted by the following vote:

**AYES—59**

Arambula	De La Torre	Laird	Ridley-Thomas
Baca	DeVore	Leno	Runner
Bass	Dymally	Levine	Ruskin
Benoit	Emmerson	Lieber	Saldaña
Berg	Evans	Lieu	Salinas
Bermúdez	Frommer	Liu	Spitzer
Bogh	Garcia	Matthews	Strickland
Calderon	Goldberg	Montañez	Torrico
Canciamilla	Hancock	Mullin	Tran
Chan	Horton, Jerome	Nation	Umberg
Chavez	Horton, Shirley	Nava	Vargas
Chu	Jones	Oropeza	Wolk
Cohn	Karnette	Parra	Yee
Coto	Klehns	Pavley	Mr. Speaker
Daucher	La Suer	Plescia	

**NOES—18**

Aghazarian	Huff	McCarthy	Villines
Blakeslee	Keene	Mountjoy	Walters
Cogdill	La Malfa	Nakanishi	Wyland
Haynes	Leslie	Niello	
Houston	Maze	Richman	

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

**AYES—59**

Arambula	De La Torre	Laird	Ridley-Thomas
Baca	DeVore	Leno	Runner
Bass	Dymally	Levine	Ruskin
Benoit	Emmerson	Lieber	Saldaña
Berg	Evans	Lieu	Salinas
Bermúdez	Frommer	Liu	Spitzer
Bogh	Garcia	Matthews	Strickland
Calderon	Goldberg	Montañez	Torrico
Canciamilla	Hancock	Mullin	Tran
Chan	Horton, Jerome	Nation	Umberg
Chavez	Horton, Shirley	Nava	Vargas
Chu	Jones	Oropeza	Wolk
Cohn	Karnette	Parra	Yee
Coto	Klehns	Pavley	Mr. Speaker
Daucher	La Suer	Plescia	

**NOES—18**

Aghazarian	Huff	McCarthy	Villines
Blakeslee	Keene	Mountjoy	Walters
Cogdill	La Malfa	Nakanishi	Wyland
Haynes	Leslie	Niello	
Houston	Maze	Richman	

**Vote Changes**

By unanimous consent, the following vote change was permitted on the urgency clause and on Concurrence in Senate Amendments to Assembly Bill No. 50: Assembly Member Emmerson from “No” to “Aye”.

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
SENATE BILL NO. 1317**

At 5:28 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. 1317 passed by the following vote:

**AYES—59**

Arambula	Dymally	Leno	Ridley-Thomas
Baca	Evans	Levine	Runner
Bass	Frommer	Lieber	Ruskin
Berg	Garcia	Lieu	Saldaña
Bermúdez	Goldberg	Liu	Salinas
Blakeslee	Hancock	Maze	Strickland
Canciamilla	Haynes	Montañez	Torrico
Chan	Horton, Jerome	Mountjoy	Umberg
Chavez	Horton, Shirley	Mullin	Vargas
Chu	Houston	Nation	Walters
Cohn	Jones	Nava	Wolk
Coto	Karnette	Negrete McLeod	Wyland
Daucher	Keene	Oropeza	Yee
De La Torre	Klehs	Pavley	Mr. Speaker
DeVore	Laird	Plescia	

**NOES—18**

Aghazarian	Huff	McCarthy	Spitzer
Benoit	La Malfa	Nakanishi	Tran
Bogh	La Suer	Niello	Villines
Calderon	Leslie	Parra	
Cogdill	Matthews	Richman	

Bill ordered transmitted to the Senate.

**ENGROSSMENT AND ENROLLMENT REPORTS**

Assembly Chamber, August 29, 2006

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

Assembly Bill No. 1591	Assembly Bill No. 2550
Assembly Bill No. 1602	Assembly Bill No. 2555
Assembly Bill No. 1959	Assembly Bill No. 2568
Assembly Bill No. 2085	Assembly Bill No. 2645
Assembly Bill No. 2105	Assembly Bill No. 2711
Assembly Bill No. 2147	Assembly Bill No. 2740
Assembly Bill No. 2177	Assembly Bill No. 2884
Assembly Bill No. 2179	Assembly Bill No. 2893

And reports the same correctly enrolled, and presented to the Governor on the 29th day of August, 2006, at 5:30 p.m.

E. DOTSON WILSON, Chief Clerk

**REPORTS OF STANDING COMMITTEES**

**Committee on Judiciary**

Date of Hearing: August 29, 2006

Mr. Speaker: Your Committee on Judiciary reports:

- Senate Bill No. 10
- Senate Bill No. 56

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.

**MESSAGES FROM THE SENATE**

Senate Chamber, August 29, 2006

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

Assembly Bill No. 2911

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.

**RECESS**

By unanimous consent, at 5:30 p.m., Speaker pro Tempore Yee declared the Assembly recessed.

**RECONVENED**

At 6:30 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. 1379 (Perata)**—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 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, 6:32 p.m.

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

**SENATE BILL NO. 1578 (Lowenthal)**—An act to add Chapter 8 (commencing with Section 122335) to Part 6 of Division 105 of the Health and Safety Code, relating to dogs.

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, 6:35 p.m.

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

**SENATE BILL NO. 1230 (Florez)**—An act to add and repeal Section 63040.5 of the Government Code, and to add and repeal Chapter 5.8 (commencing with Section 40610) of Part 3 of Division 26 of the Health and Safety Code, relating to air pollution.

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

Bill passed by the following vote:

**AYES—52**

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

**NOES—21**

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

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 1205 (Escutia)**—An act to amend Sections 39674, 42400, 42400.1, 42400.2, 42400.3, 42400.3.5, 42400.3.7, 42400.6, 42401, 42402, 42402.1, 42402.2, 42402.3, and 42402.4 of, and to add Sections 39604.3, 42400.9, 42402.4.5, and 42402.6 to, the Health and Safety Code, relating to air pollution.

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 Nation moved a call of the Assembly.

Motion carried. Time, 6:43 p.m.

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

**SENATE BILL NO. 1395 (Ducheny)**—An act to add Section 21099 to the Public Resources Code, relating to environmental quality.

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

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	Lieu	Saldaña
Bermúdez	Goldberg	Liu	Salinas
Chan	Hancock	Montañez	Torrico
Chavez	Horton, Jerome	Mullin	Umberg
Chu	Jones	Nation	Vargas
Cohn	Karnette	Nava	Wolk
Coto	Klehms	Negrete McLeod	Yee
Daucher	Laird	Oropeza	Mr. Speaker

**NOES—27**

Benoit	Houston	Maze	Richman
Blakeslee	Huff	McCarthy	Runner
Canciamilla	Keene	Mountjoy	Spitzer
Cogdill	La Malfa	Nakanishi	Tran
DeVore	La Suer	Niello	Villines
Haynes	Leslie	Parra	Walters
Horton, Shirley	Matthews	Plescia	

Bill ordered transmitted to the Senate.

**Communications**

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

**Explanation of Vote—Senate Bill No. 1395**

August 29, 2006

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

Re: SB 1395 (Ducheny)

Dear Mr. Wilson: Please be advised that on Tuesday, August 29, 2006, I inadvertently voted “Aye” on the final vote on SB 1395 (Ducheny). Please cause the record to reflect my intent to change my vote from “Aye” to “Not Voting” and register my intent in the Journal.

Thank you for your consideration of this request.

Sincerely,

FRAN PAVLEY, Assembly Member  
Forty-first District

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

**SENATE BILL NO. 412 (Figueroa)**—An act to add and repeal Chapter 10.5 (commencing with Section 4600) to Division 2 of the Business and Professions Code, relating to massage therapy.

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, 6:49 p.m.

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

**SENATE BILL NO. 924 (Speier)**—An act to amend Sections 94832 and 94925 of the Education Code, relating to driving schools.

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

Bill passed by the following vote:

**AYES—63**

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

**NOES—13**

Benoit	Houston	Runner	Walters
Cogdill	La Malfa	Strickland	
DeVore	Mountjoy	Tran	
Haynes	Plescia	Villines	

Bill ordered transmitted to the Senate.

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

**ASSEMBLY BILL NO. 2205 (Evans)**—An act to add Section 18901.55 to the Welfare and Institutions Code, relating to food stamps.

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

*(NOTE: Text of Senate amendments 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	Lieber	Ridley-Thomas
Baca	Evans	Lieu	Ruskin
Bass	Frommer	Liu	Saldaña
Berg	Goldberg	Matthews	Salinas
Bermúdez	Hancock	Montañez	Torrico
Bogh	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—30**

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

Above bill ordered enrolled.

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

**SENATE BILL NO. 1193 (Bowen)**—An act to amend Sections 48205 and 46300 of the Education Code, relating to pupils.

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

The roll was opened.

**Call of the Assembly**

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

Motion carried. Time, 7:09 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 BILL NO. 2444**

At 7:10 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. 2444 by the following vote:

**AYES—41**

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

**NOES—34**

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

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
SENATE BILL NO. 1011**

At 7:10 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 Ruskin moved to continue the call of the Assembly.

Motion carried. Time, 7:11 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. 1478**

At 7:12 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 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, 7:13 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. 1320**

At 7:13 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.

Senate Bill No. 1320 passed by the following vote:

**AYES—55**

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

**NOES—23**

Aghazarian	Horton, Shirley	Leslie	Plescia
Blakeslee	Houston	Maze	Strickland
Bogh	Huff	McCarthy	Villines
Daucher	Keene	Mountjoy	Walters
DeVore	La Malfa	Nakanishi	Wyland
Haynes	La Suer	Niello	

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
SENATE BILL NO. 1640**

At 7:14 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 Wolk moved to continue the call of the Assembly.

Motion carried. Time, 7:14 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. 1193**

At 7:14 p.m., on motion of Assembly Member Hancock, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 1193 passed by the following vote:

**AYES—47**

Arambula	De La Torre	Levine	Pavley
Baca	Dymally	Lieber	Ridley-Thomas
Bass	Evans	Lieu	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	Laird	Oropeza	Mr. Speaker
Coto	Leno	Parra	

**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	

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
SENATE BILL NO. 452**

At 7:15 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 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, 7:15 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. 999**

At 7:15 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 roll was opened.

**Call of the Assembly Continued**

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

Motion carried. Time, 7:15 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. 1379**

At 7:15 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. 1379 passed by the following vote:

**AYES—47**

Arambula	De La Torre	Levine	Pavley
Baca	Dymally	Lieber	Ridley-Thomas
Bass	Evans	Lieu	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	Laird	Oropeza	Mr. Speaker
Coto	Leno	Parra	

**NOES—30**

Aghazarian	Garcia	Leslie	Spitzer
Benoit	Haynes	Maze	Strickland
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	

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
SENATE BILL NO. 1578**

At 7:16 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 Levine moved to continue the call of the Assembly.

Motion carried. Time, 7:16 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. 1205**

At 7:16 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.

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, 7:16 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. 412**

At 7:17 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, 7:17 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. 1381**

At 7:20 p.m., on motion of Assembly Member Núñez, 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. 1381 by the following vote:

**AYES—43**

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

**NOES—24**

Benoit	DeVore	Keene	Richman
Blakeslee	Dymally	La Malfa	Runner
Bogh	Haynes	La Suer	Strickland
Canciamilla	Horton, Shirley	McCarthy	Villines
Cogdill	Houston	Oropeza	Walters
Daucher	Huff	Plescia	Wyland

**Vote Changes**

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 1381: Assembly Member Canciamilla from "Aye" to "No".

Above bill ordered enrolled immediately.

**Communications**

The following communication was presented by the Chief Clerk and ordered printed in the Journal:

**Explanation of Vote—Assembly Bill No. 1381**

August 29, 2006

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

Dear Mr. Wilson,

I am recusing myself from voting on Assembly Bill No. 1381 out of an abundance of caution, as I am a candidate for Los Angeles Unified School District Superintendent. I do not believe I have a legal conflict of interest. But I also believe that it would be unethical for me to vote aye or nay on this measure.

Sincerely,

JACKIE GOLDBERG, Assembly Member  
Forty-fifth District

**CAUCUS ANNOUNCEMENTS**

At 7:23 p.m., 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 7:23 p.m., Speaker pro Tempore Yee declared the Assembly recessed.

**RECONVENED**

At 7:33 p.m., the Assembly reconvened.  
Hon. Leland Y. Yee, Speaker pro Tempore of the Assembly, presiding.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
SENATE BILL NO. 1011**

At 7:34 p.m., on motion of Assembly Member Ruskin, 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. 1011 refused adoption by the following vote:

**AYES—43**

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

**NOES—32**

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

**Motion to Reconsider Senate Bill No. 1011  
on Next Legislative Day**

Assembly Member Ruskin moved to reconsider on the next legislative day the vote whereby Senate Bill No. 1011 was this day refused passage.

Senate Bill No. 1011 ordered to the unfinished business file.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
SENATE BILL NO. 1478**

At 7:34 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. 1478 refused passage by the following vote:

**AYES—29**

Bass	Goldberg	Lieber	Pavley
Berg	Hancock	Lieu	Ridley-Thomas
Bermúdez	Jones	Liu	Ruskin
Chan	Karnette	Montañez	Saldaña
Chu	Klehs	Mullin	Mr. Speaker
Coto	Laird	Nation	
Dymally	Leno	Nava	
Evans	Levine	Oropeza	

**NOES—41**

Aghazarian	DeVore	Matthews	Spitzer
Arambula	Emmerson	Maze	Strickland
Baca	Garcia	McCarthy	Torrico
Benoit	Haynes	Mountjoy	Tran
Blakeslee	Horton, Shirley	Nakanishi	Villines
Bogh	Houston	Negrete McLeod	Walters
Canciamilla	Huff	Niello	Wyland
Chavez	Keene	Parra	Yee
Cogdill	La Malfa	Plescia	
Daucher	La Suer	Richman	
De La Torre	Leslie	Runner	

**Motion to Reconsider Senate Bill No. 1478  
on Next Legislative Day**

Assembly Member Frommer moved to reconsider on the next legislative day the vote whereby Senate Bill No. 1478 was this day refused passage.

Senate Bill No. 1478 ordered to the unfinished business file.



**CALL OF THE ASSEMBLY DISPENSED WITH ON  
SENATE BILL NO. 1640**

At 7:35 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. 1640 refused passage by the following vote:

**AYES—35**

Bass	Evans	Levine	Ridley-Thomas
Berg	Frommer	Lieber	Ruskin
Bermúdez	Goldberg	Lieu	Saldaña
Chan	Hancock	Liu	Torrico
Chavez	Jones	Montañez	Vargas
Chu	Karnette	Mullin	Wolk
Coto	Klehs	Nation	Yee
De La Torre	Laird	Oropeza	Mr. Speaker
Dymally	Leno	Pavley	

**NOES—34**

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

**Motion to Reconsider Senate Bill No. 1640  
on Next Legislative Day**

Assembly Member Frommer moved to reconsider on the next legislative day the vote whereby Senate Bill No. 1640 was this day refused passage.

Senate Bill No. 1640 ordered to the unfinished business file.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
SENATE BILL NO. 452**

At 7:35 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. 452 refused passage by the following vote:

**AYES—35**

Arambula	De La Torre	Laird	Pavley
Baca	Dymally	Leno	Ridley-Thomas
Bass	Evans	Levine	Ruskin
Berg	Frommer	Lieber	Saldaña
Bermúdez	Goldberg	Liu	Salinas
Chan	Hancock	Montañez	Umberg
Chu	Jones	Nation	Vargas
Cohn	Karnette	Nava	Mr. Speaker
Coto	Klehs	Oropeza	

**NOES—38**

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

**Motion to Reconsider Senate Bill No. 452  
on Next Legislative Day**

Assembly Member Frommer moved to reconsider on the next legislative day the vote whereby Senate Bill No. 452 was this day refused passage.

Senate Bill No. 452 ordered to the unfinished business file.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
SENATE BILL NO. 999**

At 7:36 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. 999 refused passage by the following vote:

**AYES—35**

Arambula	Dymally	Levine	Pavley
Bass	Evans	Lieber	Ridley-Thomas
Berg	Goldberg	Lieu	Ruskin
Bermúdez	Hancock	Liu	Saldaña
Chan	Jones	Montañez	Salinas
Chu	Karnette	Mullin	Umberg
Cohn	Klehs	Nation	Vargas
Coto	Laird	Nava	Mr. Speaker
De La Torre	Leno	Oropeza	

**NOES—38**

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

**Motion to Reconsider Senate Bill No. 999  
on Next Legislative Day**

Assembly Member Frommer moved to reconsider on the next legislative day the vote whereby Senate Bill No. 999 was this day refused passage.

Senate Bill No. 999 ordered to the unfinished business file.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
SENATE BILL NO. 1578**

At 7:36 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.

Senate Bill No. 1578 refused passage by the following vote:

**AYES—40**

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

**NOES—33**

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

**Motion to Reconsider Senate Bill No. 1578  
on Next Legislative Day**

Assembly Member Frommer moved to reconsider on the next legislative day the vote whereby Senate Bill No. 1578 was this day refused passage.

Senate Bill No. 1578 ordered to the unfinished business file.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
SENATE BILL NO. 1205**

At 7:36 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. 1205 refused passage by the following vote:

**AYES—29**

Bass	Hancock	Montañez	Saldaña
Berg	Jones	Mullin	Torrico
Bermúdez	Laird	Nation	Wolk
Chan	Leno	Nava	Yee
Chu	Levine	Oropeza	Mr. Speaker
Dymally	Lieber	Pavley	
Evans	Lieu	Ridley-Thomas	
Goldberg	Liu	Ruskin	

**NOES—34**

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

**Motion to Reconsider Senate Bill No. 1205  
on Next Legislative Day**

Assembly Member Frommer moved to reconsider on the next legislative day the vote whereby Senate Bill No. 1205 was this day refused passage.

Senate Bill No. 1205 ordered to the unfinished business file.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
SENATE BILL NO. 412**

At 7:36 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. 412 refused passage by the following vote:

**AYES—28**

Bass	Goldberg	Liu	Richman
Berg	Houston	Mountjoy	Ruskin
Chan	Karnette	Mullin	Salinas
Chu	Klehs	Nation	Tran
Coto	La Suer	Negrete McLeod	Wolk
Dymally	Laird	Oropeza	Yee
Evans	Leno	Parra	Mr. Speaker

**NOES—25**

Aghazarian	DeVore	Lieu	Strickland
Blakeslee	Haynes	Matthews	Umberg
Bogh	Horton, Shirley	Maze	Walters
Canciamilla	Huff	Nakanishi	Wyland
Chavez	Keene	Niello	
Cohn	La Malfa	Plescia	
De La Torre	Leslie	Spitzer	

**Motion to Reconsider Senate Bill No. 412  
on Next Legislative Day**

Assembly Member Frommer moved to reconsider on the next legislative day the vote whereby Senate Bill No. 412 was this day refused passage.

Senate Bill No. 412 ordered to the unfinished business file.

**ANNOUNCEMENTS**

Speaker pro Tempore Yee announced the following session schedule:  
Wednesday, August 30, 2006, Floor Session, 10 a.m.

**REQUEST FOR UNANIMOUS CONSENT**

Assembly Member Frommer requested unanimous consent that all Senate bills reported today with a Do Pass as Amended recommendation, be taken up without reference to file, for purposes of adopting committee amendments, and that the bills be returned to the Third Reading file for Wednesday, August 30.

Assembly Member Cogdill withheld unanimous consent.

**Motion to Suspend Rules**

Assembly Member Frommer moved that the rules be suspended to permit all Senate bills reported today with a Do Pass as Amended recommendation be taken up without reference to file, for purpose of adopting committee amendments, and that the bills be returned to the Third Reading file for Wednesday, August 30.

Assembly Member Vargas seconded the motion.

Motion carried by the following vote:

**AYES—45**

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

**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	

**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 Health to hear Assembly Bill No. 379 today, upon adjournment of Floor session, in Room 437;

Committee on Local Government to hear Assembly Bills Nos. 117, 2715, and 2945 today, upon adjournment of Floor session, in Room 444.

**BILL RETURNED TO SENATE**

Assembly Member Frommer was granted unanimous consent that Senate Bill No. 486 be returned to the Senate.

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

**SENATE BILL NO. 148 (Scott)**—An act to amend Sections 23800 and 24200 of, and to add Section 24200.1 to, the Business and Professions Code, relating to alcoholic beverages.

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

Bill passed by the following vote:

**AYES—62**

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

**NOES—9**

Bogh	Keene	Leslie
DeVore	La Malfa	Maze
Haynes	La Suer	Villines

Bill ordered transmitted to the Senate.

**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 Victor P. Avila, of Lancaster.

(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 Timothy Medina, of Soquel.

**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. 143, 1469, and 2399, and Senate Bills Nos. 626, 1676, 1675, 1252, 419, 171, 1322, 655, and 1547 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):

**Assembly Bill No. 2900, Concurrence:** Arambula, Bermúdez, Bogh, Calderon, Chavez, De La Torre, Evans, Frommer, Garcia, Goldberg, Hancock, Jerome Horton, Houston, Huff, Keene, La Suer, Leslie, Levine, Lieu, Liu, Matthews, McCarthy, Montañez, Mullin, Nakanishi, Nation, Oropeza, Parra, Richman, Ridley-Thomas, Saldaña, Strickland, Umberg, Villines, and Wyland—Aye.

**Assembly Bill No. 2415, Concurrence:** Arambula, Bermúdez, Bogh, Calderon, Canciamilla, Coto, Evans, Garcia, Houston, Huff, Keene, Leslie, Levine, Liu, McCarthy, Montañez, Mullin, Nation, Oropeza, Parra, Richman, Ridley-Thomas, Strickland, Umberg, Villines, Wolk, and Wyland—Aye.

**Assembly Bill No. 2436, Concurrence:** Arambula, Bermúdez, Bogh, Calderon, Canciamilla, Frommer, Garcia, Houston, Keene, La Malfa, Levine, Liu, McCarthy, Mullin, Negrete McLeod, Oropeza, Parra, Richman, Strickland, Tran, Umberg, Vargas, and Villines—Aye; Haynes, Huff, Mountjoy, Plescia, Walters, and Wyland—No.

**Assembly Bill No. 105, Concurrence:** Arambula, Bermúdez, Bogh, Calderon, Goldberg, Hancock, Houston, Huff, Keene, Liu, McCarthy, Mountjoy, Mullin, Negrete McLeod, Oropeza, Richman, Strickland, Tran, Umberg, Villines, and Wyland—Aye.

**Assembly Bill No. 874, Urgency and Concurrence:** Arambula, Bermúdez, Bogh, Calderon, Frommer, Garcia, Goldberg, Hancock, Houston, Huff, Keene, Liu, McCarthy, Mountjoy, Mullin, Negrete McLeod, Oropeza, Pavley, Spitzer, Strickland, Tran, Umberg, Wolk, and Wyland—Aye.

**Assembly Bill No. 1632, Concurrence:** Arambula, Bermúdez, Bogh, Calderon, Daucher, Frommer, Goldberg, Hancock, Shirley Horton, Houston, Huff, Keene, Liu, McCarthy, Mountjoy, Mullin, Negrete McLeod, Oropeza, Ridley-Thomas, Saldaña, Spitzer, Strickland, Tran, Umberg, Vargas, and Wyland—Aye; Haynes—No.

**Assembly Bill No. 1693, Urgency and Concurrence:** Arambula, Bermúdez, Bogh, Calderon, Daucher, Goldberg, Hancock, Shirley Horton, Houston, Huff, Keene, Lieber, Liu, McCarthy, Mullin, Negrete McLeod, Oropeza, Parra, Spitzer, Strickland, Umberg, Wyland, and Yee—Aye.

**Assembly Bill No. 2211, Concurrence:** Arambula, Bermúdez, Bogh, Calderon, Frommer, Garcia, Goldberg, Hancock, Houston, Huff, Keene, Liu, McCarthy, Mullin, Oropeza, Ridley-Thomas, Spitzer, Strickland, Umberg, and Wyland—Aye.



**Assembly Bill No. 2291, Concurrence:** Arambula, Bermúdez, Bogh, Calderon, Frommer, Goldberg, Hancock, Houston, Huff, Keene, Liu, McCarthy, Mullin, Negrete McLeod, Oropeza, Ridley-Thomas, Spitzer, Strickland, Umberg, and Wyland—Aye.

**Assembly Bill No. 2416, Concurrence:** Arambula, Bermúdez, Bogh, Calderon, Canciamilla, Frommer, Houston, Huff, Keene, Liu, McCarthy, Mullin, Negrete McLeod, Ridley-Thomas, Spitzer, Strickland, Torrico, Umberg, and Wyland—Aye.

**Assembly Bill No. 2750, Concurrence:** Arambula, Bass, Bermúdez, Bogh, Calderon, Canciamilla, Frommer, Goldberg, Hancock, Houston, Huff, Jones, Liu, McCarthy, Mullin, Negrete McLeod, Ridley-Thomas, Spitzer, Strickland, Umberg, and Wyland—Aye.

**Assembly Bill No. 3020, Urgency and Concurrence:** Arambula, Bass, Bermúdez, Bogh, Calderon, Canciamilla, Frommer, Goldberg, Hancock, Houston, Huff, Jones, Keene, Liu, McCarthy, Mullin, Ridley-Thomas, Spitzer, Strickland, Umberg, and Wyland—Aye.

**Assembly Concurrent Resolution No. 156, Concurrence:** Arambula, Bermúdez, Bogh, Calderon, Canciamilla, Houston, Huff, Jones, Keene, Liu, McCarthy, Mullin, Oropeza, Pavley, Spitzer, Strickland, Umberg, and Wyland—Aye.

**Assembly Bill No. 2638, Urgency and Concurrence:** Arambula, Bermúdez, Bogh, Calderon, Canciamilla, Houston, Huff, Jones, Liu, Mullin, Nava, Spitzer, Strickland, Umberg, and Wyland—Aye.

**Assembly Bill No. 469, Concurrence:** Arambula, Benoit, Bermúdez, Bogh, Calderon, Garcia, Goldberg, Hancock, Houston, Jones, Keene, Liu, McCarthy, Mullin, Richman, Spitzer, Umberg, and Wyland—Aye; Huff, Plescia, and Strickland—No.

**Assembly Bill No. 1812, Urgency and Concurrence:** Arambula, Bermúdez, Bogh, Calderon, Canciamilla, Jones, La Malfa, La Suer, Liu, Mullin, Parra, Spitzer, Strickland, and Wyland—Aye; DeVore, Huff, and Richman—No.

**Assembly Bill No. 1813, Urgency and Concurrence:** Arambula, Bermúdez, Bogh, Calderon, Canciamilla, Garcia, Jones, Liu, Mullin, Oropeza, Parra, Richman, Spitzer, Strickland, and Wyland—Aye.

**Assembly Bill No. 1948, Concurrence:** Arambula, Bermúdez, Goldberg, Jones, Liu, Mullin, Parra, Richman, and Umberg—Aye; Blakeslee, Bogh, Strickland, and Wyland—No.

**Assembly Bill No. 1950, Concurrence:** Arambula, Frommer, Goldberg, Hancock, Jones, La Malfa, Liu, Mullin, Parra, Strickland, Umberg, and Wyland—Aye; Bogh, La Suer, and Richman—No.

**Assembly Bill No. 1956, Concurrence:** Arambula, Goldberg, Hancock, Jones, Liu, Mullin, Parra, Strickland, Umberg, Wolk, and Wyland—Aye.

**Assembly Bill No. 2216, Concurrence:** Arambula, Goldberg, Hancock, Jones, Liu, Mullin, Parra, and Umberg—Aye; Benoit, Emmerson, Huff, Keene, McCarthy, Plescia, Richman, Strickland, and Wyland—No.

**Assembly Bill No. 2237, Concurrence:** Arambula, Goldberg, Hancock, Huff, Jones, Liu, Mullin, Parra, Strickland, Umberg, and Wyland—Aye.

**Assembly Bill No. 2263, Concurrence:** Arambula, Houston, Huff, Jones, Leno, Liu, Mullin, Parra, Strickland, Umberg, and Wyland—Aye.

**Assembly Bill No. 2287, Concurrence:** Arambula, Jerome Horton, Jones, Liu, Mullin, Parra, and Umberg—Aye; Houston, Huff, Strickland, and Wyland—No.

**Assembly Bill No. 2813, Concurrence:** Arambula, Bogh, Emmerson, Frommer, Goldberg, Hancock, Jerome Horton, Jones, Keene, La Malfa, Liu, Matthews, Mullin, Nakanishi, Niello, Parra, Richman, Ridley-Thomas, Strickland, and Umberg—Aye; Huff, Villines, and Wyland—No.

**Assembly Bill No. 530, Concurrence:** Arambula, Bermúdez, Goldberg, Hancock, Jerome Horton, Jones, Lieu, Liu, Matthews, Mullin, Parra, Strickland, Umberg, and Wyland—Aye.

**Assembly Bill No. 1864, Concurrence:** Arambula, Coto, De La Torre, Evans, Frommer, Goldberg, Hancock, Jones, Liu, McCarthy, Mullin, Parra, Ridley-Thomas, Strickland, Umberg, and Wyland—Aye.

**Assembly Bill No. 1925, Concurrence:** Arambula, Canciamilla, Goldberg, Hancock, Jones, Liu, Mullin, Parra, Strickland, Umberg, and Wyland—Aye.

**Assembly Bill No. 1929, Concurrence:** Arambula, Blakeslee, Canciamilla, Goldberg, Hancock, Huff, Jones, Liu, Mullin, Parra, Strickland, Tran, Umberg, and Wyland—Aye.

**Assembly Bill No. 1935, Concurrence:** Arambula, Bogh, Canciamilla, Emmerson, Garcia, Goldberg, Hancock, Jones, La Suer, Liu, Mullin, Parra, Strickland, Umberg, and Wyland—Aye.

**Assembly Bill No. 2005, Concurrence:** Arambula, Goldberg, Hancock, Huff, Jones, Levine, Liu, Mullin, Nation, Parra, Strickland, Torrico, Umberg, and Wyland—Aye.

**Assembly Bill No. 2069, Concurrence:** Arambula, Bogh, De La Torre, Evans, Frommer, Garcia, Goldberg, Hancock, Jones, Liu, Mountjoy, Mullin, Parra, Ridley-Thomas, Strickland, Umberg, and Wyland—Aye.

**Assembly Bill No. 2156, Concurrence:** Arambula, Bogh, De La Torre, Evans, Frommer, Garcia, Goldberg, Hancock, Jones, Liu, Mullin, Oropeza, Parra, Ridley-Thomas, Strickland, Umberg, and Wyland—Aye.

**Assembly Bill No. 2373, Concurrence:** Arambula, Benoit, Bogh, De La Torre, Frommer, Garcia, Goldberg, Hancock, Jerome Horton, Liu, Matthews, Mullin, Parra, Ridley-Thomas, Strickland, Umberg, and Wyland—Aye.

**Assembly Bill No. 2914, Concurrence:** Arambula, Blakeslee, De La Torre, Frommer, Goldberg, Hancock, Jerome Horton, Jones, Liu, Mullin, Ridley-Thomas, Spitzer, Strickland, Umberg, and Wyland—Aye.

**Assembly Concurrent Resolution No. 73, Concurrence:** Arambula, Bass, Benoit, Chavez, De La Torre, Evans, Frommer, Goldberg, Hancock, Jerome Horton, Jones, Klehs, Liu, Mullin, Ridley-Thomas, Strickland, Umberg, and Wyland—Aye.

**Assembly Bill No. 1858, Concurrence:** Arambula, Blakeslee, Chavez, Coto, De La Torre, Evans, Goldberg, Hancock, Jerome Horton, Jones, Levine, Liu, Mullin, Pavley, Strickland, Umberg, and Wyland—Aye.

**Assembly Bill No. 2054, Concurrence:** Arambula, Bass, Blakeslee, Chavez, De La Torre, Emmerson, Evans, Frommer, Garcia, Goldberg, Hancock, Jerome Horton, Jones, Keene, Liu, McCarthy, Mullin, Pavley, Ridley-Thomas, Umberg, and Wyland—Aye.

**Assembly Bill No. 2190, Concurrence:** Arambula, Chavez, De La Torre, Evans, Frommer, Hancock, Jerome Horton, Jones, Keene, Liu, McCarthy, Mullin, Pavley, Ridley-Thomas, Spitzer, Umberg, and Wyland—Aye.

**Assembly Bill No. 2773, Concurrence:** Arambula, Bass, Chavez, De La Torre, Evans, Frommer, Goldberg, Hancock, Jerome Horton, Keene, Leno, Liu, McCarthy, Mullin, Nava, Pavley, Ridley-Thomas, Spitzer, Umberg, and Wyland—Aye.

**Assembly Bill No. 1798, Concurrence:** Arambula, Chavez, Evans, Goldberg, Hancock, Jerome Horton, Keene, Liu, McCarthy, Mullin, Nava, Pavley, Spitzer, Umberg, and Wyland—Aye.

**Assembly Bill No. 2413, Concurrence:** Arambula, Chavez, Jerome Horton, Keene, Liu, McCarthy, Mullin, Nava, Pavley, Richman, Umberg, and Wyland—Aye.

**Senate Bill No. 1550:** Blakeslee, Daucher, Evans, Frommer, Shirley Horton, Levine, Montañez, Parra, Spitzer, and Torrico—Aye; Bogh, Houston, Keene, McCarthy, Niello, Strickland, Villines, and Wyland—No.

**Senate Bill No. 160:** Karnette and Klehs—Aye; Bogh, Canciamilla, Daucher, and McCarthy—No.

**Senate Bill No. 1587:** Blakeslee, Bogh, Calderon, Canciamilla, Frommer, Haynes, Keene, McCarthy, Oropeza, Plescia, Ridley-Thomas, Runner, Strickland, Umberg, and Walters—Aye.

**Senate Bill No. 1687:** Calderon, Canciamilla, Frommer, Houston, Keene, Leslie, Levine, Lieber, Maze, McCarthy, Montañez, Nava, Plescia, Spitzer, Torrico, Umberg, and Wyland—Aye; Haynes, La Malfa, and Walters—No.

**Senate Bill No. 1520 and Urgency:** Baca, Calderon, Canciamilla, Coto, Evans, Haynes, Jones, Keene, La Malfa, McCarthy, Nation, Ridley-Thomas, Strickland, and Walters—Aye.

**Senate Bill No. 1541:** Bogh, Calderon, Canciamilla, Haynes, Huff, Jones, Keene, La Malfa, Leslie, Lieber, McCarthy, Nakanishi, Parra, Spitzer, Strickland, Umberg, Villines, and Walters—Aye.

**Senate Bill No. 1580:** Calderon, Evans, Jones, and Parra—Aye; Blakeslee, Canciamilla, Haynes, Shirley Horton, Keene, McCarthy, Strickland, and Walters—No.

**Senate Bill No. 1674 and Urgency:** Blakeslee, Bogh, Canciamilla, Chavez, De La Torre, Evans, Keene, La Malfa, Laird, Leslie, Maze, McCarthy, Montañez, Parra, Richman, Ruskin, and Strickland—Aye; Haynes—No.

**Assembly Bill No. 358, Concurrence:** Baca, Canciamilla, Daucher, Levine, Lieber, Liu, McCarthy, Montañez, Nation, Parra, Umberg, and Wyland—Aye; Houston, Keene, Plescia, Strickland, and Villines—No.

**Assembly Bill No. 2115, Concurrence:** Arambula, Bogh, Canciamilla, Frommer, Houston, Huff, Jones, Keene, La Malfa, Leno, Lieber, Parra, Plescia, Ridley-Thomas, Spitzer, Strickland, and Umberg—Aye; Haynes, Maze, and Mountjoy—No.

**Assembly Bill No. 1799, Concurrence:** Bogh, Canciamilla, De La Torre, Evans, Jones, Leno, Parra, and Strickland—Aye.

**Assembly Bill No. 827, Concurrence:** Blakeslee, Bogh, Canciamilla, De La Torre, Evans, Jerome Horton, Houston, Huff, Jones, Keene, Klehs, La Malfa, Leno, Liu, McCarthy, Parra, Plescia, Ridley-Thomas, Spitzer, Strickland, and Umberg—Aye; Haynes—No.

**Assembly Bill No. 1102, Concurrence:** De La Torre, Evans, Jones, and Leno—Aye; Daucher, DeVore, Shirley Horton, Houston, Keene, McCarthy, Spitzer, and Strickland—No.

**Assembly Bill No. 1433, Concurrence:** Dymally, Frommer, Jones, Keene, Maze, McCarthy, Richman, Ridley-Thomas, Ruskin, Spitzer, Strickland, and Wyland—Aye; Haynes and Leslie—No.

**Assembly Bill No. 1548, Concurrence:** Arambula, Blakeslee, Calderon, Daucher, Frommer, Hancock, Shirley Horton, Jones, Karnette, Keene, Klehs, McCarthy, Nakanishi, Niello, Plescia, Strickland, Villines, and Wyland—Aye; Emmerson, Houston, Mountjoy, and Spitzer—No.

**Assembly Bill No. 2254, Concurrence:** Arambula, Baca, Benoit, Daucher, De La Torre, Emmerson, Evans, Frommer, Haynes, Shirley Horton, Jones, Keene, McCarthy, Nation, Ridley-Thomas, Spitzer, Strickland, Walters, and Wyland—Aye.

**Frommer Motion to Suspend the Rules:** Jones—Aye; Huff, Keene, Spitzer, and Strickland—No.

**Assembly Bill No. 2942, Concurrence:** Arambula, Bogh, Jerome Horton, Matthews, and Spitzer—Aye; Aghazarian, Blakeslee, Emmerson, Haynes, Keene, McCarthy, Mountjoy, Nakanishi, Strickland, Walters, and Wyland—No.

**Assembly Bill No. 2264, Concurrence:** Arambula, Calderon, Daucher, Frommer, Goldberg, Hancock, Jones, and Ridley-Thomas—Aye; Aghazarian, Haynes, Keene, Plescia, Strickland, and Walters—No.

**Assembly Bill No. 2531, Concurrence:** Baca, Chu, Coto, Dymally, Frommer, Huff, Montañez, Nation, Ridley-Thomas, and Spitzer—Aye; Benoit, Haynes, Keene, La Suer, Mountjoy, Nakanishi, Plescia, Strickland, Villines, and Walters—No.

**Assembly Bill No. 2810, Concurrence:** Baca, Berg, Frommer, Shirley Horton, Huff, Nation, and Wyland—Aye; Bogh, Daucher, Emmerson, Haynes, Houston, Keene, Niello, Strickland, and Walters—No.

**Assembly Bill No. 2587, Concurrence:** Baca, Bogh, Coto, DeVore, Haynes, Houston, Huff, Keene, La Malfa, Montañez, Nation, Oropeza, Parra, Ridley-Thomas, Strickland, Walters, and Wolk—Aye.

**Assembly Bill No. 2770, Concurrence:** Baca, Benoit, Bogh, Coto, Emmerson, Haynes, Houston, Keene, Montañez, Nation, Parra, Plescia, Strickland, and Walters—Aye.

**Assembly Bill No. 2977, Concurrence:** Canciamilla, Keene, McCarthy, Parra, and Plescia—Aye; Bogh, Haynes, Houston, Strickland, and Walters—No.

**Assembly Bill No. 3059, Concurrence:** Bogh, Canciamilla, Haynes, Jones, Keene, McCarthy, Niello, Parra, Strickland, and Walters—Aye.

**Assembly Bill No. 3061, Concurrence:** Bogh, Haynes, Jones, Keene, Parra, Strickland, and Walters—Aye.

**Assembly Bill No. 2175, Concurrence:** Houston, Keene, La Malfa, McCarthy, Mountjoy, Parra, Pavley, Spitzer, and Strickland—Aye; Haynes and Walters—No.

**Assembly Bill No. 2837, Concurrence:** Bermúdez, Bogh, De La Torre, Frommer, Houston, Jones, Keene, Levine, Lieu, Matthews, McCarthy, Oropeza, and Parra—Aye.

**Assembly Bill No. 2804, Concurrence:** Bogh, Frommer, Houston, Keene, La Malfa, Levine, McCarthy, Oropeza, and Salinas—Aye.

**Assembly Bill No. 1056, Concurrence:** Coto and Levine—Aye; DeVore and Keene—No.

**Assembly Bill No. 2404, Concurrence:** Levine and Oropeza—Aye; Benoit and Spitzer—No.

**Assembly Bill No. 2578, Concurrence:** Matthews—Aye; Keene—No.

**Assembly Bill No. 2752, Concurrence:** Bermúdez and Oropeza—Aye.

**Assembly Bill No. 630, Concurrence:** Jones and Spitzer—Aye; Bogh and Houston—No.

**Assembly Bill No. 1883, Concurrence:** Jones—Aye.

**Assembly Bill No. 2480, Concurrence:** Jones—Aye.

**Assembly Bill No. 2781, Concurrence:** Jerome Horton and Matthews—Aye.

**Assembly Bill No. 2854, Concurrence:** Hancock and Jerome Horton—Aye; Keene and Spitzer—No.

**Assembly Bill No. 2038, Concurrence:** De La Torre—Aye.

**Assembly Bill No. 2189, Concurrence:** Frommer and Strickland—Aye.

**Assembly Bill No. 3023, Concurrence:** Chavez, De La Torre, and Hancock—Aye.

**Senate Bill No. 1575:** Daucher, Frommer, Oropeza, and Richman—Aye; Canciamilla, Houston, Keene, McCarthy, Spitzer, and Strickland—No.

**Senate Bill No. 1613:** Baca, De La Torre, Shirley Horton, Lieber, Nation, and Umberg—Aye; Keene, Spitzer, and Strickland—No.

**Senate Bill No. 1136 and Urgency:** Bermúdez, Blakeslee, De La Torre, Keene, La Malfa, Lieber, McCarthy, Montañez, Niello, and Strickland—Aye; Mountjoy, Walters, and Wyland—No.

**Assembly Bill No. 2917, Concurrence:** Baca, Coto, and Jones—Aye; Strickland—No.

**Assembly Bill No. 2065, Concurrence:** Frommer and Karnette—Aye; McCarthy and Strickland—No.

**Assembly Bill No. 2276, Concurrence:** De La Torre, Leno, and Matthews—Aye; Keene and Strickland—No.

**Assembly Bill No. 770, Concurrence:** Jones and Karnette—Aye; Strickland—No.

**Assembly Bill No. 2954, Concurrence:** Levine and Yee—Aye; Strickland—No.

**Assembly Bill No. 50, Urgency and Concurrence:** Bogh—Aye.

**Senate Bill No. 1317:** Keene, Montañez, Plescia, Torrico, and Wyland—Aye; Benoit, Bogh, and La Malfa—No.

**Senate Bill No. 1230:** Canciamilla, Daucher, De La Torre, Jerome Horton, Jones, Leno, Matthews, McCarthy, and Parra—Aye; Aghazarian, Bogh, Haynes, Huff, Spitzer, Strickland, Villines, and Walters—No.

**Senate Bill No. 1395:** Daucher, Jerome Horton, and Leno—Aye; Benoit, Blakeslee, Canciamilla, Haynes, Shirley Horton, Houston, Huff, La Malfa, Matthews, Mountjoy, Niello, Parra, Plescia, Spitzer, Tran, Villines, and Walters—No.

**Senate Bill No. 924:** Aghazarian, Bogh, Canciamilla, Frommer, Jerome Horton, Leno, Matthews, Parra, Ridley-Thomas, Spitzer, and Wyland—Aye; Haynes, Strickland, Villines, and Walters—No.

**Assembly Bill No. 2205, Concurrence:** Bogh, Jerome Horton, Leno, Matthews, and Nava—Aye; Canciamilla, Haynes, Houston, Huff, Spitzer, and Walters—No.

**Senate Bill No. 1320:** Blakeslee, Strickland, and Wyland—No.

**Senate Bill No. 1193:** Frommer, Jerome Horton, Leno, Matthews, and Nava—Aye; Bogh, Spitzer, and Wyland—No.

**Senate Bill No. 1379:** De La Torre, Jerome Horton, Leno, Matthews, and Montañez—Aye; Aghazarian, Blakeslee, Bogh, Haynes, Houston, Huff, Keene, Spitzer, Villines, and Wyland—No.

**Assembly Bill No. 1381, Concurrence:** Niello and Spitzer—Aye; Bogh, Keene, and Wyland—No.

**Senate Bill No. 1011 and Urgency:** Daucher—Aye; Blakeslee and Shirley Horton—No.

**Senate Bill No. 1640:** Bermúdez—Aye.

**Senate Bill No. 452:** Canciamilla—No.

**Senate Bill No. 999:** Jones, Montañez, and Oropeza—Aye.

**Senate Bill No. 1578:** De La Torre and Leno—Aye; Bogh, Canciamilla, Matthews, Spitzer, and Villines—No.

**Senate Bill No. 1205:** Leno and Nava—Aye; Bogh, Canciamilla, Matthews, Spitzer, and Villines—No.

**Senate Bill No. 412:** Leno—Aye; Aghazarian, Bogh, Canciamilla, Shirley Horton, Huff, Matthews, Plescia, Spitzer, and Wyland—No.

**Frommer Motion to Suspend the Rules:** Canciamilla, Chu, and Matthews—Aye; Spitzer—No.

**Senate Bill No. 148:** Frommer, Huff, Leno, Montañez, Oropeza, Pavley, Plescia, Spitzer, Walters, and Wyland—Aye; Keene and La Malfa—No.

**MOTION TO ADJOURN**

At 7:42 p.m., Assembly Member Frommer moved that the Assembly do now adjourn.

Assembly Member Cogdill seconded the motion.

Motion carried.

**REMARKS ON CONDITION OF THE FILE**

Assembly Member Cohn 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 7:45 p.m., Speaker pro Tempore Yee declared the quorum call of the Assembly dispensed with.

**REPORTS OF STANDING COMMITTEES**

**Committee on Business and Professions**

Date of Hearing: August 29, 2006

Mr. Speaker: Your Committee on Business and Professions reports:

Assembly Bill No. 120

Assembly Bill No. 409

Assembly Bill No. 594

With the recommendation: That the Senate amendments be concurred in.

NEGRETE McLEOD, Chair

Above bills ordered to unfinished business.

**Committee on Education**

Date of Hearing: August 29, 2006

Mr. Speaker: Your Committee on Education reports:

Assembly Concurrent Resolution No. 164

With the recommendation: Be adopted.

GOLDBERG, Chair

Above resolution ordered to third reading.

Date of Hearing: August 29, 2006

Mr. Speaker: Your Committee on Education reports:

Assembly Bill No. 162

Assembly Bill No. 368

With the recommendation: That the Senate amendments be concurred in.

GOLDBERG, Chair

Above bills ordered to unfinished business.

**Committee on Judiciary**

Date of Hearing: August 29, 2006

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 2712

With the recommendation: That the Senate amendments be concurred in.

JONES, Chair

Above bill ordered to unfinished business.

**Committee on Health**

Date of Hearing: August 28, 2006

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 1534

With the recommendation: Do pass.

CHAN, Chair

Above bill ordered to second reading.

**Committee on Judiciary**

Date of Hearing: August 29, 2006

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 212

Senate Bill No. 832

With the recommendation: Do pass.

JONES, Chair

Above bills ordered to second reading.

**Committee on Local Government**

Date of Hearing: August 29, 2006

Mr. Speaker: Your Committee on Local Government reports:

Assembly Bill No. 117

Assembly Bill No. 2715

Assembly Bill No. 2945

With the recommendation: That the Senate amendments be concurred in.

SALINAS, Chair

Above bills ordered to unfinished business.

**Committee on Judiciary**

Date of Hearing: August 29, 2006

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 44

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

JONES, Chair

Above bill ordered to second reading.

**Committee on Health**

Date of Hearing: August 28, 2006

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 1312

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

CHAN, Chair

Above bill ordered to second reading.

**Committee on Education**

Date of Hearing: August 29, 2006

Mr. Speaker: Your Committee on Education reports:

Senate Bill No. 1710

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

GOLDBERG, Chair

Above bill ordered to second reading.

Date of Hearing: August 29, 2006

Mr. Speaker: Your Committee on Education reports:

Senate Bill No. 1133

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

GOLDBERG, Chair

Above bill ordered to second reading.



**SECOND READING OF BILLS**

Pursuant to a roll call vote taken earlier today, consent was granted for the following bills to be taken up without reference to file for the purpose of adopting committee amendments and to have the bills returned to the third reading file for Wednesday, August 30:

**SENATE BILL NO. 44**—An act to amend 2985.8 of the Civil Code, and to amend Section 11713.1 of the Vehicle Code, relating to vehicles.

Bill read second time; amendments proposed by the Committee on Judiciary read and adopted, bill ordered reprinted and to be placed upon the third reading file.

**SENATE BILL NO. 1312**—An act to amend Sections 1266.9, 1279, and 1422 of, to amend and repeal Section 1280.1 of, and to add Section 1280.3 to, the Health and Safety Code, relating to health care facilities.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be placed upon the third reading file.

**SENATE BILL NO. 1710**—An act to amend Sections 33370, 33380, 33381, 33382, 33383, and 62000.14 of the Education Code, relating to education.

Bill read second time; amendments proposed by the Committee on Education read and adopted, bill ordered reprinted and to be placed upon the third reading file.

**SENATE BILL NO. 1133**—An act to amend Section 41206 of, to add Section 41207.1 to, and to add Article 3.7 (commencing with Section 52055.700) to Chapter 6.1 of Part 28 of, the Education Code, relating to public school finance, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Education read and adopted, bill ordered reprinted and to be placed upon the third reading file.

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

August 29, 2006

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

Senate Bill No. 56

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

CHU, Chair

**SENATE BILL NO. 56**—An act to add Section 6009.5 to the Business and Professions Code, and to add Sections 69614 and 77001.5 to the Government Code, relating to trial court judges and 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 Appropriations**

August 29, 2006

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

Senate Bill No. 107

Senate Bill No. 638

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

CHU, Chair

**SENATE BILL NO. 107**—An act to amend Sections 25740, 25741, and 25743 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, to add Article 9 (commencing with Section 635) to Chapter 3 of Part 1 of Division 1 of, and to repeal and add Section 399.16 of, the Public Utilities Code, relating to energy.

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. 638**—An act to amend Sections 8421, 8422, 8423, 8425, 8426, 8427, 8428, 8482.3, 8482.55, 8483, 8483.1, 8483.2, 8483.3, 8483.55, 8483.75, 8484, 8484.8, and 8484.9 of, to add Sections 8421.5 and 8482.4 to, and to repeal and amend Sections 8482.5 and 8483.7 of, the Education Code, relating to before and after school programs, 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.

### MESSAGES FROM THE SENATE

Senate Chamber, August 29, 2006

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

Assembly Bill No. 339  
 Assembly Bill No. 371  
 Assembly Bill No. 937  
 Assembly Bill No. 1228  
 Assembly Bill No. 1293  
 Assembly Bill No. 1774  
 Assembly Bill No. 1900  
 Assembly Bill No. 2169  
 Assembly Bill No. 2231

Assembly Bill No. 2341  
 Assembly Bill No. 2393  
 Assembly Bill No. 2735  
 Assembly Bill No. 2746  
 Assembly Bill No. 2769  
 Assembly Bill No. 2927  
 Assembly Bill No. 2962  
 Assembly Bill No. 3035

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, 2006

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

Assembly Bill No. 107	Assembly Bill No. 2098
Assembly Bill No. 172	Assembly Bill No. 2160
Assembly Bill No. 289	Assembly Bill No. 2210
Assembly Bill No. 457*	Assembly Bill No. 2282
Assembly Bill No. 473	Assembly Bill No. 2441
Assembly Bill No. 569	Assembly Bill No. 2449
Assembly Bill No. 607	Assembly Bill No. 2466
Assembly Bill No. 1012	Assembly Bill No. 2482
Assembly Bill No. 1160	Assembly Bill No. 2496
Assembly Bill No. 1337	Assembly Bill No. 2513
Assembly Bill No. 1388	Assembly Bill No. 2592
Assembly Bill No. 1601	Assembly Bill No. 2624
Assembly Bill No. 1681	Assembly Bill No. 2641
Assembly Bill No. 1862	Assembly Bill No. 2728
Assembly Bill No. 1870	Assembly Bill No. 2757
Assembly Bill No. 1953	Assembly Bill No. 2805
Assembly Bill No. 1998	Assembly Bill No. 2865
Assembly Bill No. 2051	Assembly Bill No. 2869
Assembly Bill No. 2084	

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.

\* (NOTE: On October 4, 2006, Assembly Bill No. 457 was returned to the Senate by unanimous consent and pursuant to a request by the Senate. See pages 7687 and 7781.)

Senate Chamber, August 29, 2006

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

Assembly Bill No. 2907	Assembly Bill No. 2947
Assembly Bill No. 2929	Assembly Bill No. 3048

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.

#### ADJOURNMENT

At 7:45 p.m., pursuant to the motion by Assembly Member Frommer, the Assembly adjourned until 10 a.m., Wednesday, August 30, 2006, out of respect to the memory of Victor P. Avila, on motion of Assembly Member Richman; and out of respect to the memory of Timothy Medina, on motion of Assembly Member Laird.

FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE  
ASSEMBLY ON AUGUST 29, 2006**

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

<b>SB</b>	<b>RN</b>	
44	0622009	
56	0622086	
107	0622088	
638	0622060	
697	0621703	
1133	0622068	
1312	0622004	
1696	0621667	
1710	0621940	
<b>Daily Total:</b>		<b>9</b>
<b>Cumulative Total:</b>		<b>5729</b>

CALIFORNIA LEGISLATURE  
2005-06 REGULAR SESSION

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# ASSEMBLY DAILY JOURNAL

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**Wednesday, August 30, 2006**

**TWO HUNDRED THIRTIETH SESSION DAY  
SIX HUNDRED THIRTY-THIRD CALENDAR DAY  
AT SACRAMENTO, CALIFORNIA**



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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 30, 2006

The Assembly met at 10:02 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 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 10:26 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	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	Haynes	Maze	Spitzer
Bogh	Horton, Jerome	McCarthy	Strickland
Calderon	Horton, Shirley	Montañez	Torricon
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	

**PRAYER**

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

*Lord, You have shown us that true happiness and fulfillment come when we give of our life in some way to others. You have promised to multiply back to us what we give. We know that Your plan for us involves reaching out and touching other people with Your love, mercy and compassion. Show us how we can personally share love with others by giving our time, our talent and our resources today.—AMEN.*

**PLEDGE OF ALLEGIANCE TO THE FLAG**

Upon request of Speaker pro Tempore Yee, Assembly Member Nation 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 Speaker, and ordered printed in the Journal:

August 30, 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 Fran Pavley to fill the Democratic vacancy on the Assembly Environmental Safety and Toxic Materials Committee for today's hearing only.

Sincerely,

FABIAN NUÑEZ  
Speaker of the Assembly

**ENGROSSMENT AND ENROLLMENT REPORTS**

Assembly Chamber, August 30, 2006

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

Assembly Concurrent Resolution No. 164

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered on file.

**MESSAGES FROM THE SENATE**

Senate Chamber, August 24, 2006

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

Assembly Bill No. 1848

Assembly Bill No. 1868

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 24, 2006

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

Assembly Concurrent Resolution No. 157

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

Above resolution ordered enrolled.

Senate Chamber, August 28, 2006

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

Assembly Bill No. 2745

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 29, 2006

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

Assembly Bill No. 2511

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.

#### MESSAGES FROM THE SENATE

Senate Chamber, August 28, 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. 1383  
Senate Bill No. 1384  
Senate Bill No. 1423  
Senate Bill No. 1427  
Senate Bill No. 1435  
Senate Bill No. 1437  
Senate Bill No. 1442  
Senate Bill No. 1451  
Senate Bill No. 1453  
Senate Bill No. 1465  
Senate Bill No. 1469  
Senate Bill No. 1474  
Senate Bill No. 1485  
Senate Bill No. 1488  
Senate Bill No. 1490  
Senate Bill No. 1505  
Senate Bill No. 1510  
Senate Bill No. 1519

Senate Bill No. 1528  
Senate Bill No. 1533  
Senate Bill No. 1535  
Senate Bill No. 1548  
Senate Bill No. 1552  
Senate Bill No. 1557  
Senate Bill No. 1598  
Senate Bill No. 1610  
Senate Bill No. 1638  
Senate Bill No. 1650  
Senate Bill No. 1704  
Senate Bill No. 1725  
Senate Bill No. 1726  
Senate Bill No. 1818  
Senate Bill No. 1827  
Senate Bill No. 1847  
Senate Bill No. 1849

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



Senate Chamber, August 29, 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. 53  | Senate Bill No. 676  |
| Senate Bill No. 59  | Senate Bill No. 683  |
| Senate Bill No. 156 | Senate Bill No. 729  |
| Senate Bill No. 187 | Senate Bill No. 849  |
| Senate Bill No. 204 | Senate Bill No. 983  |
| Senate Bill No. 246 | Senate Bill No. 988  |
| Senate Bill No. 258 | Senate Bill No. 1126 |
| Senate Bill No. 263 | Senate Bill No. 1134 |
| Senate Bill No. 276 | Senate Bill No. 1135 |
| Senate Bill No. 293 | Senate Bill No. 1206 |
| Senate Bill No. 357 | Senate Bill No. 1209 |
| Senate Bill No. 361 | Senate Bill No. 1212 |
| Senate Bill No. 368 | Senate Bill No. 1220 |
| Senate Bill No. 420 | Senate Bill No. 1223 |
| Senate Bill No. 470 | Senate Bill No. 1249 |
| Senate Bill No. 503 | Senate Bill No. 1278 |
| Senate Bill No. 560 | Senate Bill No. 1288 |
| Senate Bill No. 562 | Senate Bill No. 1311 |
| Senate Bill No. 611 | Senate Bill No. 1341 |
| Senate Bill No. 667 | Senate Bill No. 1359 |

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

Senate Chamber, August 29, 2006

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

Assembly Concurrent Resolution No. 114

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 29, 2006

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

- Assembly Concurrent Resolution No. 159
- Assembly Concurrent Resolution No. 163
- Assembly Concurrent Resolution No. 165
- Assembly Concurrent Resolution No. 168

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

Above resolutions ordered enrolled.

Senate Chamber, August 29, 2006

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

Senate Concurrent Resolution No. 135

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

Senate Chamber, August 29, 2006

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

Assembly Bill No. 2318

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.

**FIRST READING OF SENATE BILLS**

The following resolution was read:

**SENATE CONCURRENT RESOLUTION NO. 135**—Relative to the Leo J. Trombatore State Office Building.

**MESSAGES FROM THE SENATE**

August 29, 2006

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

Dear Dotson: By direction of the Senate I am returning Assembly Bill 2572 to the Assembly for further action.

Sincerely,

GREGORY P. SCHMIDT  
 Secretary of the Senate

Above bill ordered to the unfinished business file.

August 29, 2006

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

Dear Dotson: By direction of the Senate I am returning Assembly Bill 2819 to the Assembly for further action.

Sincerely,

GREGORY P. SCHMIDT  
 Secretary of the Senate

Above bill held at Desk.

August 29, 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 1303 to the Assembly for further action.

Sincerely,

GREGORY P. SCHMIDT  
 Secretary of the Senate

Above bill held at Desk.

**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. 1293, to the Committees on Judiciary and Appropriations;

Assembly Bill No. 107, to the Committee on Appropriations;

Assembly Bill No. 457, to the Committee on Judiciary\*;

Assembly Bill No. 607, to the Committee on Education;

Assembly Bill No. 2441, to the Committee on Governmental Organization;

Assembly Bill No. 2592, to the Committees on Arts, Entertainment, Sports, Tourism, and Internet Media and Appropriations;

Assembly Bill No. 2728, to the Committee on Public Safety;  
~~Assembly Bill No. 2805, to the Committee on Health.~~

\*(NOTE: On October 4, 2006, Assembly Bill No. 457 was returned to the Senate by unanimous consent and pursuant to a request by the Senate. See pages 7687 and 7781.)

(NOTE: Later this day, the actions were rescinded whereby, pursuant to Assembly Rule 77.2, Assembly Bill No. 1293 was re-referred to the Committees on Judiciary and Appropriations (page 7350), Assembly Bill No. 2805 was re-referred to the Committee on Health (page 7350), and Assembly Bill No. 2592 was re-referred to the Committee on Appropriations (page 7440).

#### **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 Appropriations to hear Senate Bills Nos. 56, 107, 813, 638, and 10, Senate Concurrent Resolutions Nos. 37, 114, and 120, and Assembly Concurrent Resolution No. 160 today, off the Floor;

Committee on Business and Professions to hear Assembly Bill No. 1302 and Senate Bill No. 1476 today, off the Floor;

Committee on Environmental Safety and Toxic Materials to hear Assembly Bills Nos. 966 and 1341 today, off the Floor;

Committee on Revenue and Taxation to hear Assembly Bill No. 1029 today, off the Floor;

Committee on Utilities and Commerce to hear Assembly Bills Nos. 1010 and 2275 and Senate Bill No. 426 today, off the Floor;

Committee on Water, Parks and Wildlife to hear Assembly Bill No. 2497 and Senate Bill No. 153 today, off the Floor.

#### **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. 1696 and 697**, ordered to third reading.

#### **SECOND READING OF SENATE BILLS**

**SENATE BILL NO. 1534**—An act to add Part 5.8 (commencing with Section 17850) to Division 9 of the Welfare and Institutions Code, relating to public benefits.

Bill read second time, and ordered to third reading.

**SENATE BILL NO. 212**—An act to amend and repeal Section 103900 of the Health and Safety Code, and to amend and repeal Section 12818 of, and to add Article 6 (commencing with Section 13010) to Chapter 1 of Division 6 of, the Vehicle Code, relating to public health.

Bill read second time, and ordered to third reading.

**SENATE BILL NO. 832**—An act to add Section 3294.5 to the Civil Code, relating to punitive damages, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

**THIRD READING OF SENATE BILLS**

**SENATE BILL NO. 1693 (Murray)**—An act to amend Sections 82013 and 84105 of the Government Code, relating to the Political Reform Act of 1974.

Bill read third time, and presented by Assembly Member Frommer.  
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, 10:39 a.m.

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

**SENATE BILL NO. 927 (Lowenthal)**—An act to add a chapter heading immediately preceding Section 1720 of Part 2 of, and to add Chapter 2 (commencing with Section 1745) to Part 2 of Division 6 of, the Harbors and Navigation Code, relating to ports.

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

**Request for Use of Visual Aids**

Assembly Member De La Torre was granted unanimous consent to use visual aids on the Floor to assist in debate.

**Further Consideration of Senate Bill No. 927**

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, 11:08 a.m.

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

**SENATE BILL NO. 842 (Torlakson)**—An act to amend Sections 44395, 44830, 69612, 69613, 70000, 70001, 70002, 70003, 70004, and 70005 of, to add Article 5.5 (commencing with Section 90545) to Chapter 11 of Part 55 of, and to add and repeal Article 5 (commencing with Section 90540) of Chapter 11 of Part 55 of, the Education Code, relating to teacher development, and making an appropriation therefor.

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

Bill 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	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—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
Emmerson	Leslie	Runner	

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 739 (Speier)**—An act to add Article 3.5 (commencing with Section 1288.5) to Chapter 2 of Division 2 of the Health and Safety Code, relating to health facilities.

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

Bill passed by the following vote:

**AYES—74**

Aghazarian	Dymally	Leno	Richman
Arambula	Emmerson	Leslie	Ridley-Thomas
Baca	Evans	Levine	Runner
Benoit	Frommer	Lieber	Ruskin
Berg	Garcia	Liu	Saldaña
Bermúdez	Goldberg	Matthews	Salinas
Blakeslee	Hancock	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	Klehns	Niello	Wyland
Coto	Koretz	Oropeza	Yee
Daucher	La Malfa	Parra	Mr. Speaker
De La Torre	La Suer	Pavley	
DeVore	Laird	Plescia	

**NOES—2**

Bass	Haynes
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Bill ordered transmitted to the Senate.

**SENATE BILL NO. 1680 (Perata)**—An act to amend, repeal, and add Section 42238.5 of, and to add Sections 42238.85 and 46305.2 to, the Education Code, relating to school finance.

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

Bill passed by the following vote:

**AYES—49**

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

**NOES—30**

Aghazarian	Garcia	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	

**Vote Changes**

By unanimous consent, the following vote change was permitted on Senate Bill No. 1680: Assembly Member Richman from “Aye” to “No”.

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 1698 (Ashburn)**—An act to amend Sections 13998.5 and 13998.10 of the Government Code, relating to economic development.

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

Bill passed by the following vote:

**AYES—77**

Aghazarian	Dymally	Leslie	Ridley-Thomas
Arambula	Emmerson	Levine	Runner
Baca	Evans	Lieber	Ruskin
Bass	Frommer	Lieu	Saldaña
Benoit	Garcia	Liu	Salinas
Berg	Goldberg	Matthews	Spitzer
Bermúdez	Hancock	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	Klehs	Negrete McLeod	Wyland
Cohn	Koretz	Niello	Yee
Coto	La Malfa	Parra	Mr. Speaker
Daucher	La Suer	Pavley	
De La Torre	Laird	Plescia	
DeVore	Leno	Richman	

**NOES—1**

Haynes

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 1796 (Florez)**—An act to amend Section 11564 of the Government Code, and to amend Sections 8521, 8550, 8551, 8552, 8554, 8575, and 8590 of, to amend the heading of Part 4 (commencing with Section 8520) of Division 5 of, to add Sections 8522.3, 8522.5, 8523, 8577, 8578, and 8610.5 to, to add Article 8 (commencing with Section 8725) to Chapter 3 of Part 4 of Division 5 of, and to repeal and add Article 2 (commencing with Section 8580) to Chapter 2 of Part 4 of Division 5 of, the Water Code, relating to water.

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

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	Lieu	Saldaña
Bermúdez	Goldberg	Liu	Salinas
Calderon	Hancock	Matthews	Torrico
Canciamilla	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	

**NOES—32**

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

Bill ordered transmitted to the Senate.



**SENATE BILL NO. 162 (Ortiz)**—An act to amend Sections 6253.4, 6254.18, 8169.5, and 12803 of, and to add Section 11554.5 to, the Government Code, and to amend Sections 20, 21, 135, 136, 137, 138, 138.4, 151, 152, 100100, 100105, 100170, 109277, and 109282 of, to amend and renumber Sections 100106, 100119, 100175, 100180, 100182, 100185, 100190, 100195, 100200, 100205, 100210, 100215, 100225, 100230, and 100235 of, to add Division 112 (commencing with Section 131000) to, to add and repeal Chapter 3 (commencing with Section 131230) of Division 112 of, and to repeal Section 100117 of, the Health and Safety Code, relating to health.

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

Bill 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	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	

**NOES—None**

Bill ordered transmitted to the Senate immediately.

**SENATE BILL NO. 1178 (Speier)**—An act to amend Sections 1202.8 and 3004 of, and to add Sections 290.04, 290.05, and 290.06 to, the Penal Code relating to sex offenders, and declaring the urgency thereof, to take effect immediately.

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

**Urgency Clause**

Urgency clause read, and adopted 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	Lieu	Ruskin
Bermúdez	Goldberg	Liu	Salinas
Blakeslee	Haynes	Matthews	Spitzer
Bogh	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	Walters
Cohn	Klehs	Nava	Wolk
Coto	Koretz	Niello	Wyland
Daucher	La Malfa	Oropeza	Yee
De La Torre	La Suer	Parra	Mr. Speaker

**NOES—None**

The question being on the passage of the bill.

Bill passed 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	Lieu	Ruskin
Bermúdez	Goldberg	Liu	Salinas
Blakeslee	Haynes	Matthews	Spitzer
Bogh	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	Walters
Cohn	Klehs	Nava	Wolk
Coto	Koretz	Niello	Wyland
Daucher	La Malfa	Oropeza	Yee
De La Torre	La Suer	Parra	Mr. Speaker

**NOES—None**

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 1301 (Alquist)**—An act to add Sections 1279.1, 1279.2, 1279.3, and 1280.4 to, the Health and Safety Code, relating to health facilities.

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

Bill 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	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	

**NOES—None**

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 1562 (Maldonado)**—An act to amend Section 4750 of, and to add Section 4758 to, the Penal Code, and to amend Section 4117 of the Welfare and Institutions Code, relating to prisoners.

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

Bill passed by the following vote:

**AYES—78**

Aghazarian	Emmerson	Leslie	Richman
Arambula	Evans	Levine	Ridley-Thomas
Baca	Frommer	Lieber	Runner
Bass	Garcia	Lieu	Ruskin
Benoit	Goldberg	Liu	Saldaña
Berg	Hancock	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
DeVore	Laird	Pavley	
Dymally	Leno	Plescia	

**NOES—None**

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 1661 (Cox)**—An act to amend Section 130060 of, and to add Section 130061 to, the Health and Safety Code, relating to health facilities.

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

Bill passed by the following vote:

**AYES—73**

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

**NOES—3**

Goldberg	Hancock	Saldaña
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**Vote Changes**

By unanimous consent, the following vote changes were permitted on Senate Bill No. 1661: Assembly Members Hancock and Saldaña from “Aye” to “No”.

Bill ordered transmitted to the Senate immediately.

**SENATE BILL NO. 1128 (Alquist)**—An act to amend Section 68152 of the Government Code, to amend Sections 209, 220, 269, 288.5, 290, 290.3, 290.46, 311.2, 311.4, 311.9, 311.11, 626.8, 647.6, 667.1, 667.5, 667.51, 667.6, 667.61, 667.71, 1170.125, 1192.7, 1203, 1203c, 1203.06, 1203.065, 1203.075, 3000, 3001, 3005, 12022.75, 13887, and 13887.1 of, to amend and renumber Section 653g of, to add Sections 288.3, 288.7, 290.03, 290.04, 290.05, 290.06, 290.07, 290.08, 626.81, 653c, 801.2, 1203e, 1203f, 3072, and 13887.5 to, and to add a heading to Chapter 5.5 (commencing with Section 290) to Title 9 of Part 2 of, the Penal Code, and to amend Sections 6600, 6601, 6604, 6604.1, and 6605 of the Welfare and Institutions Code, relating to sex offenders, 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—75**

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

**NOES—None**

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

**AYES—75**

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

**NOES—None**

Bill ordered transmitted to the Senate.

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

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

**Request for Use of Visual Aids**

Assembly Member Spitzer was granted unanimous consent to use visual aids on the Floor to assist in debate.

**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. 797**

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, 11:42 a.m.

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

**ASSEMBLY 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 Bill No. 143 was refused passage.

In compliance with a motion given, Assembly Member Frommer was granted unanimous consent that the vote be reconsidered whereby Assembly Bill No. 2399 was refused passage.

In compliance with a motion given, Assembly Member Frommer was granted unanimous consent that the vote be reconsidered whereby Senate Bill No. 412 was refused passage.

**CONSIDERATION OF DAILY FILE (RESUMED)**

**UNFINISHED BUSINESS (RESUMED)**

**MOTION TO RECONSIDER SENATE BILL NO. 1676**

**Request for Reconsideration**

In compliance with a motion given on a previous day, Assembly Member Frommer requested unanimous consent that the vote be reconsidered whereby Senate Bill No. 1676 was refused passage.

Assembly Member Cogdill withheld unanimous consent.

**Motion**

Assembly Member Frommer moved that the vote be reconsidered whereby Senate Bill No. 1676 was refused passage.

Senate Bill No. 1676 reconsidered by the following vote:

**AYES—46**

Arambula	De La Torre	Leno	Ridley-Thomas
Baca	Dymally	Levine	Ruskin
Bass	Evans	Lieber	Saldaña
Berg	Frommer	Lieu	Salinas
Bermúdez	Goldberg	Liu	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	Leslie	Richman
Benoit	Haynes	Mathews	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

**Vote Changes**

By unanimous consent, the following vote change was permitted on the Motion to Reconsider Senate Bill No. 1676: Assembly Member Negrete McLeod from “Aye” to “Not Voting”.

**MOTION TO RECONSIDER SENATE BILL NO. 1675**

**Request for Reconsideration**

In compliance with a motion given on a previous day, Assembly Member Frommer requested unanimous consent that the vote be reconsidered whereby Senate Bill No. 1675 was refused passage.

Assembly Member Cogdill withheld unanimous consent.

**Motion**

Assembly Member Frommer moved that the vote be reconsidered whereby Senate Bill No. 1675 was refused passage.

Senate Bill No. 1675 reconsidered by the following vote:

**AYES—46**

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

**NOES—32**

Aghazarian	Garcia	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
Emmerson	La Suer	Plescia	Wyland

**MOTION TO RECONSIDER ASSEMBLY BILL NO. 1469**

**Request for Reconsideration**

In compliance with a motion given on a previous day, Assembly Member Frommer requested unanimous consent that the vote be reconsidered whereby Senate amendments to Assembly Bill No. 1469 were refused concurrence.

Assembly Member Cogdill withheld unanimous consent.

**Motion**

Assembly Member Frommer moved that the vote to be reconsidered whereby Senate amendments to Assembly Bill No. 1469 were refused concurrence.

Assembly Bill No. 1469 reconsidered by the following vote:

**AYES—46**

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

**NOES—32**

Aghazarian	Garcia	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
Emmerson	La Suer	Plescia	Wyland



**MOTION TO RECONSIDER SENATE BILL NO. 1252****Request for Reconsideration**

In compliance with a motion given on a previous day, Assembly Member Frommer requested unanimous consent that the vote be reconsidered whereby Senate Bill No. 1252 was refused passage.

Assembly Member Cogdill withheld unanimous consent.

**Motion**

Assembly Member Frommer moved that the vote be reconsidered whereby Senate Bill No. 1252 was refused passage.

Senate Bill No. 1252 reconsidered by the following vote:

**AYES—46**

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

**NOES—32**

Aghazarian	Garcia	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
Emmerson	La Suer	Plescia	Wyland

**MOTION TO RECONSIDER SENATE BILL NO. 626****Request for Reconsideration**

In compliance with a motion given on a previous day, Assembly Member Frommer requested unanimous consent that the vote be reconsidered whereby Senate Bill No. 626 was refused passage.

Assembly Member Cogdill withheld unanimous consent.

**Motion**

Assembly Member Frommer moved that the vote to reconsider whereby Senate Bill No. 626 was refused passage.

Senate Bill No. 626 reconsidered by the following vote:

**AYES—46**

Arambula	De La Torre	Leno	Ridley-Thomas
Baca	Dymally	Levine	Ruskin
Bass	Evans	Lieber	Saldaña
Berg	Frommer	Lieu	Salinas
Bermúdez	Goldberg	Liu	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	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
Emmerson	La Suer	Plescia	Wyland

**MOTION TO RECONSIDER SENATE BILL NO. 419**

**Request for Reconsideration**

In compliance with a motion given on a previous day, Assembly Member Frommer requested unanimous consent that the vote be reconsidered whereby Senate Bill No. 419 was refused passage.

Assembly Member Cogdill withheld unanimous consent.

**Motion**

Assembly Member Frommer moved that the vote be reconsidered whereby Senate Bill No. 419 was refused passage.

Senate Bill No. 419 reconsidered by the following vote:

**AYES—46**

Arambula	De La Torre	Leno	Ridley-Thomas
Baca	Dymally	Levine	Ruskin
Bass	Evans	Lieber	Saldaña
Berg	Frommer	Lieu	Salinas
Bermúdez	Goldberg	Liu	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	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
Emmerson	La Suer	Plescia	Wyland

**MOTION TO RECONSIDER SENATE BILL NO. 171****Request for Reconsideration**

In compliance with a motion given on a previous day, Assembly Member Frommer requested unanimous consent that the vote be reconsidered whereby Senate Bill No. 171 was refused passage.

Assembly Member Cogdill withheld unanimous consent.

**Motion**

Assembly Member Frommer moved that the vote be reconsidered whereby Senate Bill No. 171 was refused passage.

Senate Bill No. 171 reconsidered by the following vote:

**AYES—46**

Arambula	De La Torre	Leno	Ridley-Thomas
Baca	Dymally	Levine	Ruskin
Bass	Evans	Lieber	Saldaña
Berg	Frommer	Lieu	Salinas
Bermúdez	Goldberg	Liu	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	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
Emmerson	La Suer	Plescia	Wyland

**MOTION TO RECONSIDER SENATE BILL NO. 1322****Request for Reconsideration**

In compliance with a motion given on a previous day, Assembly Member Frommer requested unanimous consent that the vote be reconsidered whereby Senate Bill No. 1322 was refused passage.

Assembly Member Cogdill withheld unanimous consent.

**Motion**

Assembly Member Frommer moved that the vote be reconsidered whereby Senate Bill No. 1322 was refused passage.

Senate Bill No. 1322 reconsidered by the following vote:

**AYES—46**

Arambula	De La Torre	Leno	Ridley-Thomas
Baca	Dymally	Levine	Ruskin
Bass	Evans	Lieber	Saldaña
Berg	Frommer	Lieu	Salinas
Bermúdez	Goldberg	Liu	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	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
Emmerson	La Suer	Plescia	Wyland

**MOTION TO RECONSIDER SENATE BILL NO. 655**

**Request for Reconsideration**

In compliance with a motion given on a previous day, Assembly Member Frommer requested unanimous consent that the vote be reconsidered whereby Senate Bill No. 655 was refused passage.

Assembly Member Cogdill withheld unanimous consent.

**Motion**

Assembly Member Frommer moved that the vote be reconsidered whereby Senate Bill No. 655 was refused passage.

Senate Bill No. 655 reconsidered by the following vote:

**AYES—46**

Arambula	De La Torre	Leno	Ridley-Thomas
Baca	Dymally	Levine	Ruskin
Bass	Evans	Lieber	Saldaña
Berg	Frommer	Lieu	Salinas
Bermúdez	Goldberg	Liu	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	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
Emmerson	La Suer	Plescia	Wyland

**MOTION TO RECONSIDER SENATE BILL NO. 1547****Request for Reconsideration**

In compliance with a motion given on a previous day, Assembly Member Frommer requested unanimous consent that the vote be reconsidered whereby Senate Bill No. 1547 was refused passage.

Assembly Member Cogdill withheld unanimous consent.

**Motion**

Assembly Member Frommer moved that the vote be reconsidered whereby Senate Bill No. 1547 was refused passage.

Senate Bill No. 1547 reconsidered by the following vote:

**AYES—46**

Arambula	De La Torre	Leno	Ridley-Thomas
Baca	Dymally	Levine	Ruskin
Bass	Evans	Lieber	Saldaña
Berg	Frommer	Lieu	Salinas
Bermúdez	Goldberg	Liu	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	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
Emmerson	La Suer	Plescia	Wyland

**MOTION TO RECONSIDER SENATE BILL NO. 1011****Request for Reconsideration**

In compliance with a motion given on a previous day, Assembly Member Frommer requested unanimous consent that the vote be reconsidered whereby Senate Bill No. 1011 was refused passage.

Assembly Member Cogdill withheld unanimous consent.

**Motion**

Assembly Member Frommer moved that the vote be reconsidered whereby Senate Bill No. 1011 was refused passage.

Senate Bill No. 1011 reconsidered by the following vote:

**AYES—46**

Arambula	De La Torre	Leno	Ridley-Thomas
Baca	Dymally	Levine	Ruskin
Bass	Evans	Lieber	Saldaña
Berg	Frommer	Lieu	Salinas
Bermúdez	Goldberg	Liu	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	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
Emmerson	La Suer	Plescia	Wyland

**MOTION TO RECONSIDER SENATE BILL NO. 1478**

**Request for Reconsideration**

In compliance with a motion given on a previous day, Assembly Member Frommer requested unanimous consent that the vote be reconsidered whereby Senate Bill No. 1478 was refused passage.

Assembly Member Cogdill withheld unanimous consent.

**Motion**

Assembly Member Frommer moved that the vote be reconsidered whereby Senate Bill No. 1478 was refused passage.

Senate Bill No. 1478 reconsidered by the following vote:

**AYES—46**

Arambula	De La Torre	Leno	Ridley-Thomas
Baca	Dymally	Levine	Ruskin
Bass	Evans	Lieber	Saldaña
Berg	Frommer	Lieu	Salinas
Bermúdez	Goldberg	Liu	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	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
Emmerson	La Suer	Plescia	Wyland

**MOTION TO RECONSIDER SENATE BILL NO. 1640**  
**Request for Reconsideration**

In compliance with a motion given on a previous day, Assembly Member Frommer requested unanimous consent that the vote be reconsidered whereby Senate Bill No. 1640 was refused passage.

Assembly Member Cogdill withheld unanimous consent.

**Motion**

Assembly Member Frommer moved that the vote be reconsidered whereby Senate Bill No. 1640 was refused passage.

Senate Bill No. 1640 reconsidered by the following vote:

**AYES—46**

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

**NOES—32**

Aghazarian	Garcia	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
Emmerson	La Suer	Plescia	Wyland

**MOTION TO RECONSIDER SENATE BILL NO. 452**  
**Request for Reconsideration**

In compliance with a motion given on a previous day, Assembly Member Frommer requested unanimous consent that the vote be reconsidered whereby Senate Bill No. 452 was refused passage.

Assembly Member Cogdill withheld unanimous consent.

**Motion**

Assembly Member Frommer moved that the vote be reconsidered whereby Senate Bill No. 452 was refused passage.

Senate Bill No. 452 reconsidered by the following vote:

**AYES—46**

Arambula	De La Torre	Leno	Ridley-Thomas
Baca	Dymally	Levine	Ruskin
Bass	Evans	Lieber	Saldaña
Berg	Frommer	Lieu	Salinas
Bermúdez	Goldberg	Liu	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	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
Emmerson	La Suer	Plescia	Wyland

**MOTION TO RECONSIDER SENATE BILL NO. 999**

**Request for Reconsideration**

In compliance with a motion given on a previous day, Assembly Member Frommer requested unanimous consent that the vote be reconsidered whereby Senate Bill No. 999 was refused passage.

Assembly Member Cogdill withheld unanimous consent.

**Motion**

Assembly Member Frommer moved that the vote be reconsidered whereby Senate Bill No. 999 was refused passage.

Senate Bill No. 999 reconsidered by the following vote:

**AYES—46**

Arambula	De La Torre	Leno	Ridley-Thomas
Baca	Dymally	Levine	Ruskin
Bass	Evans	Lieber	Saldaña
Berg	Frommer	Lieu	Salinas
Bermúdez	Goldberg	Liu	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	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
Emmerson	La Suer	Plescia	Wyland



**MOTION TO RECONSIDER SENATE BILL NO. 1578**  
**Request for Reconsideration**

In compliance with a motion given on a previous day, Assembly Member Frommer requested unanimous consent that the vote be reconsidered whereby Senate Bill No. 1578 was refused passage.

Assembly Member Cogdill withheld unanimous consent.

**Motion**

Assembly Member Frommer moved that the vote be reconsidered whereby Senate Bill No. 1578 was refused passage.

Senate Bill No. 1578 reconsidered by the following vote:

**AYES—46**

Arambula	De La Torre	Leno	Ridley-Thomas
Baca	Dymally	Levine	Ruskin
Bass	Evans	Lieber	Saldaña
Berg	Frommer	Lieu	Salinas
Bermúdez	Goldberg	Liu	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	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
Emmerson	La Suer	Plescia	Wyland

**MOTION TO RECONSIDER SENATE BILL NO. 1205**  
**Request for Reconsideration**

In compliance with a motion given on a previous day, Assembly Member Frommer requested unanimous consent that the vote be reconsidered whereby Senate Bill No. 1205 was refused passage.

Assembly Member Cogdill withheld unanimous consent.

**Motion**

Assembly Member Frommer moved that the vote be reconsidered whereby Senate Bill No. 1205 was refused passage.

Senate Bill No. 1205 reconsidered by the following vote:

**AYES—46**

Arambula	De La Torre	Leno	Ridley-Thomas
Baca	Dymally	Levine	Ruskin
Bass	Evans	Lieber	Saldaña
Berg	Frommer	Lieu	Salinas
Bermúdez	Goldberg	Liu	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	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
Emmerson	La Suer	Plescia	Wyland

**BILLS PLACED ON INACTIVE FILE**

The following bills were placed upon the inactive file:

**Senate Bills Nos. 1078, 433, 1015, and 646**, on request of Assembly Member Bass.

**CONSIDERATION OF DAILY FILE (RESUMED)**

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

**SENATE BILL NO. 1185 (Runner)**—An act to amend Section 44940.5 of the Education Code, relating to employee compensation.

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

The roll was opened.

**Call of the Assembly**

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

Motion carried. Time, 12 p.m.

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

**UNFINISHED BUSINESS**

**CONSIDERATION OF SENATE AMENDMENTS**

**ASSEMBLY BILL NO. 2948 (Umberg)**—An act to add Chapter 1.5 (commencing with Section 6920) to Part 2 of Division 6 of the Elections Code, relating to presidential 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—48**

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

**NOES—30**

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

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2171 (Berg)**—An act to amend Sections 2504, 2781, 2782, and 4675 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.

**Call of the Assembly**

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

Motion carried. Time, 12:32 p.m.

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

**ASSEMBLY BILL NO. 2862 (Ridley-Thomas)**—An act to add Chapter 8 (commencing with Section 122340) to Part 6 of Division 105 of the Health and Safety Code, relating to animal sales, 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 Ridley-Thomas 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.

**ASSEMBLY BILL NO. 2132 (Levine)**—An act to add Section 22838 to the Government Code, relating to public employee health 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—67**

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

**NOES—11**

Blakeslee	Huff	Maze	Villines
DeVore	La Malfa	Mountjoy	Walters
Haynes	Leslie	Richman	

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2384 (Leno)**—An act to add and repeal Article 1.5 (commencing with Section 104601) of Chapter 2 of Part 3 of Division 103 of the Health and Safety Code, relating to 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—53**

Arambula	Dymally	Leslie	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	Maze	Umberg
Chan	Horton, Shirley	Montañez	Vargas
Chavez	Jones	Mullin	Wolk
Chu	Karnette	Nation	Yee
Cohn	Klehs	Nava	Mr. Speaker
Coto	Koretz	Negrete McLeod	
Daucher	Laird	Oropeza	
De La Torre	Leno	Parra	

**NOES—26**

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

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 699 (Chan)**—An act to add Section 120155 to the Health and Safety Code, relating to vaccines.

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

*(NOTE: Text of Senate amendments 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
Berg	Evans	Lieu	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	Oropeza	
Coto	Laird	Parra	
Daucher	Leno	Pavley	

**NOES—30**

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

**Vote Changes**

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 699: Assembly Member Niello from “Aye” to “No”.

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 1881 (Laird)**—An act to add Section 1353.8 to the Civil Code, to repeal and add Article 10.8 (commencing with Section 65591) of Chapter 3 of Division 1 of Title 7 of the Government Code, to add Section 25401.9 to the Public Resources Code, and to add Article 4.5 (commencing with Section 535) to Chapter 8 of Division 1 of the Water Code, relating to water 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—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	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	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 1745 (Chan)**—An act to add Section 14132.74 to the Welfare and Institutions Code, relating to Medi-Cal, 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—77**

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	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	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.

**ASSEMBLY BILL NO. 2280 (Leno)**—An act to amend Section 120582 of 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—57**

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

**NOES—19**

Benoit	Haynes	Maze	Runner
Blakeslee	Horton, Shirley	McCarthy	Spitzer
Bogh	Huff	Mountjoy	Tran
Cogdill	La Suer	Plescia	Villines
Daucher	Leslie	Richman	

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 751 (Chu)**—An act to add Article 16 (commencing with Section 69850) to Chapter 2 of Part 42 of 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—47**

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

**NOES—32**

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

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 993 (Canciamilla)**—An act to add Section 88533 to the Education 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—47**

Arambula	De La Torre	Leno	Pavley
Baca	Dymally	Levine	Ridley-Thomas
Bass	Evans	Lieber	Ruskin
Berg	Frommer	Lieu	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	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.

**ASSEMBLY BILL NO. 974 (Nunez)**—An act to add Chapter 3 (commencing with Section 3260) to Part 4 of Division 1 of the Public Utilities Code, relating to electricity.

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—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	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	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2960 (Ridley-Thomas)**—An act to amend Section 454.5 of, and to add Section 9616 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—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	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.

**At 12:52 p.m., Assistant Speaker pro Tempore Sally Lieber,  
22nd District, presiding**

**ASSEMBLY BILL NO. 120 (Cohn)**—An act to amend Section 2684 of, and to add Article 6.5 (commencing with Section 2676) to Chapter 5.7 of Division 2 of, the Business and Professions Code, relating to physical therapy, 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—62**

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

**NOES—17**

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

**Vote Changes**

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 120: Assembly Member Nakanishi from “No” to “Aye”.

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 409 (Yee)**—An act to add Section 7403.2 to the Business and Professions Code, relating to barbering and cosmetology, 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 Frommer moved a call of the Assembly.

Motion carried. Time, 12:58 p.m.

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

**ASSEMBLY BILL NO. 594 (Karnette)**—An act to amend Sections 1812.622, 1812.623, 1812.624, 1812.632, and 1812.644 of the Civil Code, relating to personal 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	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	Horton, Jerome	McCarthy	Strickland
Bogh	Horton, Shirley	Montañez	Torrigo
Calderon	Houston	Mountjoy	Tran
Canciamilla	Huff	Mullin	Umberg
Chan	Jones	Nakanishi	Vargas
Chavez	Karnette	Nation	Villines
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—1**

Haynes

Above bill ordered enrolled.

**At 12:58 p.m., Speaker pro Tempore Leland Y. Yee, 12th District, presiding**

**ASSEMBLY BILL NO. 2068 (Nava)**—An act to amend Section 4600 of the Labor Code, relating to workers' compensation.

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

*(NOTE: Text of Senate amendments 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	Levine	Parra
Baca	Evans	Lieber	Pavley
Bass	Frommer	Lieu	Ridley-Thomas
Berg	Garcia	Liu	Ruskin
Bermúdez	Goldberg	Matthews	Saldaña
Calderon	Hancock	Montañez	Salinas
Canciamilla	Horton, Jerome	Mullin	Torrigo
Chan	Jones	Nakanishi	Umberg
Chavez	Karnette	Nation	Vargas
Chu	Klehs	Nava	Wolk
Cohn	Koretz	Negrete McLeod	Yee
Coto	Laird	Niello	Mr. Speaker
De La Torre	Leno	Oropeza	

**NOES—27**

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

Above bill ordered enrolled.

**MESSAGES FROM THE SENATE**

Senate Chamber, August 30, 2006

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

Assembly Bill No. 759  
 Assembly Bill No. 1334  
 Assembly Bill No. 1614  
 Assembly Bill No. 1796

Assembly Bill No. 1971  
 Assembly Bill No. 2573  
 Assembly Bill No. 2742

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, 2006

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

Assembly Bill No. 1363

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 30, 2006

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

Assembly Bill No. 402

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.

**ACTION RESCINDED ON ASSEMBLY BILL NO. 2805**

Assembly Member Frommer was granted unanimous consent to rescind the action whereby the Assembly, earlier today (Assembly Journal, page 7315), re-referred Assembly Bill No. 2805 to the Committee on Health pursuant to Assembly Rule 77.2.

**ACTION RESCINDED ON ASSEMBLY BILL NO. 1293**

Assembly Member Frommer was granted unanimous consent to rescind the action whereby the Assembly, earlier today (Assembly Journal, page 7314), re-referred Assembly Bill No. 1293 to the Committees on Judiciary and Appropriations pursuant to Assembly Rule 77.2.

**REQUEST TO RESCIND ACTION ON SENATE BILL NO. 153**

Assembly Member Frommer requested unanimous consent to rescind the action whereby the Assembly, on August 28, 2006 re-referred Senate Bill No. 153 to the Committee on Appropriations pursuant to Assembly Rule 77.2.

Assembly Member Cogdill withheld unanimous consent.

**Motion to Rescind the Action on Senate Bill No. 153**

Assembly Member Frommer moved that the action be rescinded whereby the Assembly, on August 28, 2006 re-referred Senate Bill No. 153 to the Committee on Appropriations pursuant to Assembly Rule 77.2 (Assembly Journal, page 7064).

Assembly Member Goldberg seconded the motion.

Motion carried 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
Canciamilla	Jones	Mullin	Vargas
Chan	Karnette	Nation	Wolk
Chavez	Kleh	Nava	Yee
Chu	Koretz	Negrete McLeod	Mr. Speaker
Coto	Laird	Oropeza	
De La Torre	Leno	Pavley	
Dymally	Levine	Ridley-Thomas	

**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	

**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. 1614 to the Committee on Revenue and Taxation.

**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. 1614 for hearing in the Committee on Revenue and Taxation today, off the Floor.

**CAUCUS ANNOUNCEMENTS**

At 1:05 p.m., Assembly Member Frommer was granted unanimous consent that the Democratic Caucus be permitted to meet in the Assembly Lounge.

Assembly Member Aghazarian was granted unanimous consent that the Republican Caucus be permitted to meet in the Tom Bane Rules Committee Room.

**RECESS**

By unanimous consent, at 1:05 p.m., Speaker pro Tempore Yee declared the Assembly recessed.

**RECONVENED**

At 3:47 p.m., the Assembly reconvened.  
 Hon. Dario Frommer, Assembly Member, 43rd District, presiding.

**At 3:50 p.m., Assistant Speaker pro Tempore Sally Lieber,  
22nd District, presiding**

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

**ASSEMBLY BILL NO. 368 (Evans)**—An act to add and repeal Article 10 (commencing with Section 52499.65) to Chapter 9 of Part 28 of the Education Code, relating to technical 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.

**Call of the Assembly**

Pending the announcement of the vote, Assembly Member Evans moved a 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.

**ASSEMBLY BILL NO. 1228 (Daucher)**—An act to add Chapter 19 (commencing with Section 11800) to Part 7 of the Education Code, relating to 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—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	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	

**NOES—None**

Above bill ordered enrolled.



**ASSEMBLY BILL NO. 1774 (Committee on Human Services)**—An act to amend Sections 309, 361.4, 366.21, 366.22, and 16504.5 of the Welfare and Institutions Code, relating to criminal record checks, and declaring the urgency thereof, to take effect immediately.

Bill presented by Assembly Member Evans.

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

*(NOTE: Text of Senate amendments 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	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	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	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**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 1900 (Lieu)**—An act to amend Section 290.95 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	Levine	Ridley-Thomas
Arambula	Emmerson	Lieber	Runner
Baca	Evans	Lieu	Ruskin
Bass	Frommer	Liu	Saldaña
Benoit	Garcia	Matthews	Salinas
Berg	Haynes	Maze	Spitzer
Bermúdez	Horton, Jerome	McCarthy	Strickland
Blakeslee	Horton, Shirley	Montañez	Torrico
Bogh	Houston	Mountjoy	Tran
Calderon	Huff	Mullin	Umberg
Canciamilla	Jones	Nakanishi	Vargas
Chan	Karnette	Nation	Villines
Chavez	Keene	Nava	Walters
Chu	Klehs	Negrete McLeod	Wolk
Cogdill	Koretz	Niello	Wyland
Cohn	La Malfa	Oropeza	Yee
Coto	La Suer	Parra	Mr. Speaker
Daucher	Laird	Pavley	
De La Torre	Leno	Plescia	
DeVore	Leslie	Richman	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2231 (Pavley)**—An act to add Section 8593.6 to the Government Code, relating to emergency services information, 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	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	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	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2393 (Levine)**—An act to add Sections 776, 2872.5, and 2892.1 to the Public Utilities Code, relating to telecommunications, 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	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	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	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2735 (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 195.104, 195.105, and 195.106 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	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	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	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2746 (Blakeslee)**—An act to add Chapter 4.6 (commencing with Section 65965) to Division 1 of Title 7 of the Government Code, relating to natural 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	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	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	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2769 (Benoit)**—An act to amend Section 15360 of 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—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	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	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2927 (Leno)**—An act to amend Sections 6258 and 6259 of, and to add Sections 6253.3, 6257, and 6259.1 to, the Government Code, relating to public 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	Emmerson	Leslie	Richman
Arambula	Evans	Levine	Ridley-Thomas
Baca	Frommer	Lieber	Runner
Bass	Garcia	Lieu	Ruskin
Benoit	Goldberg	Liu	Saldaña
Berg	Hancock	Matthews	Salinas
Bermúdez	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	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2962 (Benoit)**—An act to amend 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—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	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	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 3035 (Laird)**—An act to add Sections 1452, 1453, 1454, 1455, 1456, and 1457 to, and to repeal and add Sections 1450 and 1451 of, the Military and Veterans Code, relating to veterans' cemeteries.

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

*(NOTE: Text of Senate amendments 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	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	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	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 172 (Chan)**—An act to add Sections 8238, 8238.1, 8238.2, 8238.3, 8238.4, 8238.5, 8238.6, and 8239 to 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—56**

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

**NOES—23**

Aghazarian	Emmerson	Leslie	Richman
Benoit	Haynes	Maze	Runner
Blakeslee	Huff	McCarthy	Strickland
Bogh	Keene	Mountjoy	Villines
Cogdill	La Malfa	Nakanishi	Walters
DeVore	La Suer	Plescia	

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 289 (Chan)**—An act to add Sections 57018, 57019, and 57020 to the Health and Safety Code, relating to hazardous chemicals.

The question being: Shall the Assembly concur in 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 Chan moved a call of the Assembly.

Motion carried. Time, 4:11 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 Assistant Speaker pro Tempore re-referred Senate Bill No. 909 to the Committee on Utilities and Commerce.

Pursuant to Assembly Rule 77.2, the Assistant Speaker pro Tempore re-referred Assembly Bill No. 402 to the Committee on Judiciary.

**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. 909 for hearing in the Committee on Utilities and Commerce today, off the Floor.



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

**ASSEMBLY BILL NO. 473 (Liu)**—An act to amend Sections 76140, 76300, and 76370 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.

**Call of the Assembly**

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

Motion carried. Time, 4:16 p.m.

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

**ASSEMBLY BILL NO. 1012 (Nation)**—An act to add Article 7.1 (commencing with Section 43885) to Chapter 4 of Part 5 of Division 26 of the Health and Safety Code, relating to vehicular air pollution control.

The question being: Shall 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 4:24 p.m., Speaker pro Tempore Leland Y. Yee, 12th District, presiding**

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, 4:25 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, August 30, 2006

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

- |                        |                        |
|------------------------|------------------------|
| Assembly Bill No. 158  | Assembly Bill No. 2174 |
| Assembly Bill No. 1369 | Assembly Bill No. 2184 |
| Assembly Bill No. 1499 | Assembly Bill No. 2227 |
| Assembly Bill No. 1620 | Assembly Bill No. 2250 |
| Assembly Bill No. 1852 | Assembly Bill No. 2251 |
| Assembly Bill No. 2043 | Assembly Bill No. 2289 |
| Assembly Bill No. 2059 | Assembly Bill No. 2327 |
| Assembly Bill No. 2129 | Assembly Bill No. 2870 |

And reports the same correctly enrolled, and presented to the Governor on the 30th day of August, 2006, at 4:30 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, August 30, 2006

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

Assembly Bill No. 3063

And reports the same correctly enrolled, and presented to the Governor on the 30th day of August, 2006, at 4:30 p.m.

E. DOTSON WILSON, Chief Clerk

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

**ASSEMBLY BILL NO. 1160 (Lieber)**—An act to add Section 1127h to 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—47**

Arambula	De La Torre	Levine	Pavley
Baca	Dymally	Lieber	Ridley-Thomas
Bass	Evans	Lieu	Ruskin
Berg	Frommer	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	

**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.

**ASSEMBLY BILL NO. 569 (Garcia)**—An act to add Section 49550.2 to the Education Code, relating to school meals, 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—72**

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

**NOES—3**

Haynes	Maze	Niello
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Above bill ordered enrolled.

**ASSEMBLY BILL NO. 371 (Goldberg)**—An act to add Sections 13555.5 and 13557 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—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	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	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 162 (Leslie)**—An act to amend Sections 17303, 17305, 81133, 81134, and 81135 of, to add Sections 81133.1 and 81133.2 to, and to add Article 3.3 (commencing with Section 17319) to Chapter 3 of Part 10.5 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—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	Haynes	Maze	Spitzer
Bogh	Horton, Jerome	McCarthy	Strickland
Calderon	Horton, Shirley	Montañez	Torrigo
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	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 1535 (Nunez)**—An act to amend Sections 51795 and 51796 of, to add Sections 51796.2 and 51796.5 to, and to repeal Section 51798 of, the Education Code, relating to school gardens, and making an appropriation therefor.

Bill presented by Assembly Member Mullin.

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

*(NOTE: Text of Senate amendments 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	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	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	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2341 (Villines)**—An act to amend Sections 1103, 1107.5, 1108, 1110, 1113, 1155, 1808, 1809, 1900.5, 1905, 2010, 2011, 2112, 6014, 6018, 6019.1, 6020.5, 6518, 6519, 6615, 8014, 8018, 8019.1, 8020.5, 8518, 8519, 8615, 12535, 12539, 12540.1, 12550.5, 12628, 12629, 12635, 15678.4, 15678.10, 16915.5, 16954, 16960, 17350.5, 17355, 17356, 17552, and 17554.5 of, and to add Section 1905.1 to, the Corporations Code, to amend Sections 3126, 5758, and 5760 of the Financial Code, and to amend Sections 23153, 23332, 23335, and 23561 of, to add Sections 17937, 17947, and 17948.3 to, and to repeal Sections 17945, 17948.1, and 23334 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—78**

Aghazarian	Emmerson	Leslie	Richman
Arambula	Evans	Levine	Ridley-Thomas
Baca	Frommer	Lieber	Runner
Bass	Garcia	Lieu	Ruskin
Benoit	Goldberg	Liu	Saldaña
Berg	Hancock	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
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**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 1337 (Ruskin)**—An act to add Part 5 (commencing with Section 71400) to Division 34 of the Public Resources Code, relating to the environment.

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

*(NOTE: Text of Senate amendments 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	De La Torre	Leno	Richman
Baca	Dymally	Levine	Ridley-Thomas
Bass	Evans	Lieber	Ruskin
Berg	Frommer	Lieu	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	Wyland
Chu	Karnette	Negrete McLeod	Yee
Cohn	Klehs	Oropeza	Mr. Speaker
Coto	Koretz	Parra	
Daucher	Laird	Pavley	

**NOES—24**

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

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. 402 and 457 for hearing in the Committee on Judiciary today, off the Floor.

**COMMITTEE MEETING ANNOUNCEMENTS**

Assembly Member Jones announced that the Committee on Judiciary would meet immediately, in the Tom Bane Rules Committee Room.

**MEMBERS EXCUSED FOR COMMITTEE MEETING**

At 4:38 p.m., by unanimous consent, the members of the Committee on Judiciary 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. 1388 (Ridley-Thomas)**—An act to add and repeal Section 280.1 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—54**

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

**NOES—25**

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

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 1601 (Laird)**—An act to amend Sections 1596.66 and 1596.67 of, and to add Sections 1596.675 and 1596.8745 to, the Health and Safety Code, relating to child 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—53**

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

**NOES—23**

Aghazarian	Huff	McCarthy	Strickland
Blakeslee	Keene	Mountjoy	Tran
Bogh	La Malfa	Nakanishi	Villines
DeVore	La Suer	Niello	Walters
Haynes	Leslie	Plescia	Wyland
Houston	Maze	Richman	

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 1681 (Pavley)**—An act to add Article 10.1.1 (commencing with Section 25214.1) to Chapter 6.5 of Division 20 of the Health and Safety Code, relating to toxic 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—53**

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

**NOES—24**

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

Above bill ordered enrolled.



**ASSEMBLY BILL NO. 1862 (Vargas)**—An act to add Section 4608.1 to the Labor Code, relating to workers’ compensation.

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

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

**NOES—2**

Goldberg                      Haynes

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 1953 (Chan)**—An act to amend, repeal, and add Section 116875 of the Health and Safety Code, relating to lead plumbing.

The question being: Shall the Assembly concur in 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 Chan moved a call of the Assembly.

Motion carried. Time, 4:49 p.m.

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

**ASSEMBLY BILL NO. 1998 (Chan)**—An act to add and repeal Section 3055.5 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	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, Jerome	Montañez	Torrigo
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	La Malfa	Oropeza	Mr. Speaker
Daucher	La Suer	Parra	
De La Torre	Laird	Pavley	
DeVore	Leno	Plescia	

**NOES—1**

Walters

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2911 (Nunez)**—An act to add Division 112 (commencing with Section 130500) to the Health and Safety Code, relating to pharmacy assistance.

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

*(NOTE: Text of Senate amendments 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	Lieu	Saldaña
Bermúdez	Goldberg	Liu	Salinas
Calderon	Hancock	Matthews	Torrigo
Chan	Horton, Jerome	Montañez	Umberg
Chavez	Jones	Mullin	Vargas
Chu	Karnette	Nation	Wolk
Cohn	Klehs	Nava	Yee
Coto	Koretz	Oropeza	Mr. Speaker
Daucher	Laird	Parra	

**NOES—31**

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

Above bill ordered enrolled.

**COMMITTEE MEETING ANNOUNCEMENTS**

Assembly Member Ruskin announced that the Committee on Environmental Safety and Toxic Materials would meet immediately, in the Tom Bane Rules Committee Room.

**MEMBERS EXCUSED FOR COMMITTEE MEETING**

At 5:07 p.m., by unanimous consent, the members of the Committee on Environmental Safety and Toxic Materials 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. 2051 (Cohn)**—An act to amend Sections 298, 298.5, and 358 of the Family Code, to amend Section 124250 of the Health and Safety Code, and to amend Sections 13519, 13823.15, and 13823.16 of, and to add Section 13823.17 to, the Penal 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—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	Klehs	Nava	Yee
Cohn	Koretz	Negrete McLeod	Mr. Speaker
Coto	Laird	Oropeza	

**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.

**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.

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

*(NOTE: Text of Senate amendments 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	Dymally	Lieber	Runner
Bass	Emmerson	Lieu	Ruskin
Berg	Evans	Liu	Saldaña
Bermúdez	Frommer	Matthews	Salinas
Bogh	Garcia	Montañez	Spitzer
Calderon	Goldberg	Mullin	Torrco
Canciamilla	Horton, Jerome	Nation	Tran
Chan	Horton, Shirley	Nava	Umberg
Chavez	Jones	Negrete McLeod	Vargas
Chu	Karnette	Oropeza	Villines
Cogdill	Klehs	Parra	Wyland
Cohn	Koretz	Pavley	Yee
Coto	Laird	Plescia	Mr. Speaker
Daucher	Leno	Richman	
De La Torre	Levine	Ridley-Thomas	

**NOES—18**

Aghazarian	Houston	Leslie	Niello
Arambula	Huff	Maze	Strickland
Blakeslee	Keene	McCarthy	Walters
DeVore	La Malfa	Mountjoy	
Haynes	La Suer	Nakanishi	

Above bill ordered enrolled.

**At 5:13 p.m., Acting Speaker Lloyd Levine, 40th District, presiding**

**ASSEMBLY BILL NO. 2098 (Liu)**—An act to add Part 5.6 (commencing with Section 14995) to Division 3 of Title 2 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—71**

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

**NOES—8**

Bogh	La Suer	Mountjoy	Villines
Haynes	Maze	Spitzer	Walters

Above bill ordered enrolled.

**At 5:15 p.m., Speaker pro Tempore Leland Y. Yee, 12th District, presiding**

**ASSEMBLY BILL NO. 2160 (Lieu)**—An act to add Section 15814.40 to the Government Code, relating to state buildings.

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

*(NOTE: Text of Senate amendments 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	Parra
Baca	Dymally	Leno	Pavley
Bass	Emmerson	Levine	Ridley-Thomas
Berg	Evans	Lieber	Ruskin
Bermúdez	Frommer	Lieu	Saldaña
Blakeslee	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
Coto	Klehs	Negrete McLeod	Mr. Speaker
Daucher	Koretz	Oropeza	

**NOES—27**

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

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2210 (Goldberg)**—An act to amend Sections 21100, 22651.7, 22658, 22953, and 40000.15 of, and to repeal Section 22658.2 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	Leno	Plescía
Arambula	Emmerson	Leslie	Richman
Baca	Evans	Levine	Ridley-Thomas
Bass	Frommer	Lieber	Runner
Benoit	García	Lieu	Ruskin
Berg	Goldberg	Liu	Saldaña
Bermúdez	Hancock	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	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2449 (Levine)**—An act to add and repeal Chapter 5.1 (commencing with Section 42250) 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—73**

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

**NOES—4**

Bogh	DeVore	Haynes	Walters
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Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2466 (Daucher)**—An act to amend Section 11322.6 of, and to add Section 11155.6 to, the Welfare and Institutions Code, relating to CalWORKs, 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—77**

Aghazarian	Evans	Levine	Ridley-Thomas
Arambula	Frommer	Lieber	Runner
Baca	Garcia	Lieu	Ruskin
Bass	Goldberg	Liu	Saldaña
Berg	Hancock	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
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	Plescía	
Emmerson	Leslie	Richman	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2482 (Harman)**—An act to amend Section 1282.4 of the Code of Civil Procedure, relating to arbitration.

Bill presented by Assembly Member Blakeslee.

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

*(NOTE: Text of Senate amendments 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	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, 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	La Malfa	Oropeza	Yee
Daucher	La Suer	Parra	Mr. Speaker
De La Torre	Laird	Pavley	
DeVore	Leno	Plescia	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2496 (Laird)**—An act to add Section 17921.5 to, to add and repeal Section 17921.4 of, and to repeal and add Section 17921.3 of, the Health and Safety Code, relating to water conservation appliances.

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

*(NOTE: Text of Senate amendments 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	Emmerson	Levine	Ruskin
Bass	Evans	Lieber	Saldaña
Berg	Frommer	Lieu	Salinas
Bermúdez	Goldberg	Liu	Torrico
Blakeslee	Hancock	Matthews	Umberg
Calderon	Horton, Jerome	Montañez	Vargas
Chan	Horton, Shirley	Mullin	Wolk
Chavez	Jones	Nation	Yee
Chu	Karnette	Nava	Mr. Speaker
Cohn	Klehs	Oropeza	
Coto	Koretz	Parra	
De La Torre	Laird	Pavley	

**NOES—29**

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

Above bill ordered enrolled.



**ASSEMBLY BILL NO. 2513 (Pavley)**—An act to add Chapter 7.5 (commencing with Section 56846) to Part 30 of the Education Code, relating to pupils, 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—75**

Aghazarian	DeVore	Leno	Richman
Arambula	Dymally	Levine	Ridley-Thomas
Baca	Emmerson	Lieber	Runner
Bass	Evans	Lieu	Ruskin
Benoit	Frommer	Liu	Saldaña
Berg	Garcia	Matthews	Salinas
Bermúdez	Goldberg	McCarthy	Spitzer
Blakeslee	Hancock	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 Suer	Pavley	Mr. Speaker
De La Torre	Laird	Plescia	

**NOES—4**

Haynes	La Malfa	Leslie	Maze
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Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2641 (Coto)**—An act to amend Sections 5097.91 and 5097.98 of the Public Resources Code, relating to burial grounds.

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

*(NOTE: Text of Senate amendments 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	Richman
Arambula	Emmerson	Levine	Ridley-Thomas
Baca	Evans	Lieber	Runner
Bass	Frommer	Lieu	Ruskin
Benoit	Garcia	Liu	Saldaña
Berg	Hancock	Matthews	Salinas
Bermúdez	Haynes	Maze	Spitzer
Blakeslee	Horton, Jerome	McCarthy	Strickland
Bogh	Horton, Shirley	Montañez	Torrigo
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	Mr. Speaker
Daucher	La Suer	Parra	
De La Torre	Laird	Pavley	
DeVore	Leno	Plescia	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2624 (Houston)**—An act to amend Sections 882.020, 1367.1, 1367.4, 2924, and 2924a of the Civil Code, and to amend Section 729.040, 729.050, 729.070, and 729.080 of the Code of Civil Procedure, 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—72**

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

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2757 (Evans)**—An act to add Sections 1241.1 and 1265.1 to the Business and Professions Code, and to add Section 14115.41 to the Welfare and Institutions Code, relating to clinical 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—78**

Aghazarian	Emmerson	Leslie	Richman
Arambula	Evans	Levine	Ridley-Thomas
Baca	Frommer	Lieber	Runner
Bass	Garcia	Lieu	Ruskin
Benoit	Goldberg	Liu	Saldaña
Berg	Hancock	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	
Dymally	Leno	Plescia	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2805 (Blakeslee)**—An act to amend Section 4673 of the Probate Code, relating to advanced health care directives, 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	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	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	

**NOES—None**

The roll was opened, and the Assembly concurred in Senate amendments 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	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	

**NOES—None****Vote Changes**

By unanimous consent, the following vote change was permitted on the urgency clause and on Concurrence in Senate Amendments to Assembly Bill No. 2805: Assembly Member Umberg from “No” to “Aye”.

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2865 (Torricono)**—An act to amend Sections 17609, 17610, 17610.1, and 17612 of the Education Code, to amend Sections 13181, 13183, 13185, and 13186 of the Food and Agricultural Code, to amend Section 1596.845 of, and to add Section 1596.794 to the Health and Safety Code, relating to school 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—63**

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

**NOES—15**

Benoit	Huff	Leslie	Runner
DeVore	Keene	Maze	Spitzer
Emmerson	La Malfa	Mountjoy	Walters
Haynes	La Suer	Plescia	

**Vote Changes**

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 2865: Assembly Member Wyland from “No” to “Aye”.

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 Bills Nos. 759 and 1971 to the Committee on Health.

**COMMITTEE MEETING ANNOUNCEMENTS**

Assembly Member Negrete McLeod announced that the Committee on Business and Professions would meet immediately in the Tom Bane Rules Committee Room.

**MEMBERS EXCUSED FOR COMMITTEE MEETING**

At 5:31 p.m., by unanimous consent, the members of the Committee on Business and Professions 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. 2869 (Leno)**—An act to amend Sections 13952 and 13955 of the Government Code, relating to crime victims.

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

*(NOTE: Text of Senate amendments 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	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	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	

**NOES—None**

Above bill ordered enrolled.

**At 5:34 p.m., Assistant Speaker pro Tempore Sally Lieber,  
22nd District, presiding**

**ASSEMBLY BILL NO. 2907 (De La Torre)**—An act to amend Sections 1742, 3073.2, 3099, 3099.2, and 3099.4 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—73**

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

**NOES—5**

Haynes	Maze	Wyland
La Suer	Mountjoy	

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2929 (Laird)**—An act to amend Sections 3073.1 and 3075 of, and to add Sections 3075.5, 3075.6, and 3075.7 to, the Labor Code, relating to apprenticeships.

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

*(NOTE: Text of Senate amendments 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	Lieu	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—29**

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

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2947 (Goldberg)**—An act to amend Section 17071.75 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—77**

Aghazarian	Emmerson	Levine	Ridley-Thomas
Arambula	Evans	Lieber	Runner
Baca	Frommer	Lieu	Ruskin
Bass	Garcia	Liu	Saldaña
Benoit	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
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	
Dymally	Leslie	Richman	

**NOES—2**

Bogh Haynes

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 3048 (Dymally)**—An act to add Section 12300.15 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—54**

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

**NOES—25**

Aghazarian	Garcia	Maze	Strickland
Benoit	Haynes	McCarthy	Tran
Blakeslee	Houston	Mountjoy	Villines
Bogh	Huff	Niello	Walters
Cogdill	La Malfa	Plescia	
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. 3048: Assembly Member Wyland from “No” to “Aye”.

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 117 (Cohn)**—An act to amend Section 98 of, and to repeal Section 98.04 of, the Revenue and Taxation Code, relating to local government finance, 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	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	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	

**NOES—None**

The roll was opened, and the Assembly concurred in Senate amendments 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	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	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2715 (Runner)**—An act to amend Sections 7171 and 31000.6 of the Government Code, relating to government, 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	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	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	

**NOES—None**

The roll was opened, and the Assembly concurred in Senate amendments 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	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	

**NOES—None**

Above bill ordered enrolled.

**COMMITTEE MEETING ANNOUNCEMENTS**

Assembly Member Chu announced that the Committee on Appropriations would meet immediately, in the Tom Bane Rules Committee Room.

**MEMBERS EXCUSED FOR COMMITTEE MEETING**

At 5:43 p.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.

**ASSEMBLY BILL NO. 2945 (Spitzer)**—An act to amend Section 54957.8 of the Government Code, relating to open meetings, 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	Leslie	Richman
Arambula	Emmerson	Levine	Ridley-Thomas
Baca	Evans	Lieber	Runner
Bass	Frommer	Lieu	Ruskin
Benoit	Garcia	Liu	Saldaña
Berg	Hancock	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	

**NOES—None**

The roll was opened, and the Assembly concurred in Senate amendments 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	Hancock	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	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 352 (Koretz)**—An act to amend Sections 12126 and 12130 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.)*

**Point of Personal Privilege**

Assembly Member La Suer arose to a point of personal privilege.

**Point of Information**

Assembly Member Vargas arose to the following point of information:

When members address the body, it should be to address a particular issue, not an individual.

**Point of Personal Privilege**

Assembly Member La Suer arose to a point of personal privilege.

**Ruling by Assistant Speaker pro Tempore Sally Lieber**

The Assistant Speaker pro Tempore ruled the point of personal privilege was not well-taken. Assembly Member La Suer's character was not impugned.

**Motion to Appeal from the Decision of the Chair**

Assembly Member La Suer moved to appeal from the decision of the Chair.

Assembly Member Mountjoy seconded the motion.

The question being: Shall the decision of the Chair that the point of personal privilege was not well-taken be overruled?

**CAUCUS ANNOUNCEMENTS**

At 5:56 p.m., Assembly Member Frommer was granted unanimous consent that the Democratic Caucus be permitted to meet in the Assembly Lounge.

**RECESS**

By unanimous consent, at 5:56 p.m., Assistant Speaker pro Tempore Lieber declared the Assembly recessed.

**RECONVENED**

At 6:50 p.m., the Assembly reconvened.

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

**APOLOGY OFFERED**

Assembly Member Koretz offered an apology for remarks used in the debate on Assembly Bill No. 352.

**MOTION WITHDRAWN**

Assembly Member La Suer, with consent of the second to the motion, withdrew the motion to appeal the decision of the Chair.

**FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 352****Assembly Rule 112 Suspended**

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

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

Assembly Member Mountjoy requested unanimous consent that Assembly Rule 108 be suspended for the purpose of yielding his debate time to Assembly Member La Suer.

Assembly Member Frommer withheld unanimous consent.

**MOTION TO SUSPEND THE RULES**

Assembly Member Mountjoy moved that Assembly Rule 108 be suspended for the purpose of yielding his debate time to Assembly Member La Suer.

Assembly Member Bogh seconded the motion.

Motion for suspension of the Rules lost by the following vote:

**AYES—35**

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

**NOES—40**

Baca	De La Torre	Levine	Ridley-Thomas
Bass	Dymally	Lieber	Ruskin
Berg	Evans	Lieu	Saldaña
Bermúdez	Frommer	Liu	Salinas
Blakeslee	Goldberg	Matthews	Spitzer
Chan	Hancock	Montañez	Torrico
Chavez	Jones	Mullin	Umberg
Chu	Koretz	Nation	Wolk
Cohn	Laird	Oropeza	Yee
Coto	Leno	Pavley	Mr. Speaker

**FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 352**

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, 7:17 p.m.

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

**At 7:18 p.m., Speaker pro Tempore Leland Y. Yee, 12th District, presiding**

**MESSAGES FROM THE SENATE**

Senate Chamber, August 30, 2006

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

Assembly Bill No. 1458

Assembly Bill No. 2930

Assembly Bill No. 1835

Assembly Bill No. 2936

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.

**COMMITTEE MEETING ANNOUNCEMENTS**

Assembly Member Goldberg announced that the Committee on Education would meet immediately in the Tom Bane Rules Committee Room.

**MEMBERS EXCUSED FOR COMMITTEE MEETING**

At 7:18, by unanimous consent, the members of the Committee on 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.

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

**SENATE BILL NO. 524 (Torlakson)**—An act to amend Section 31639.95 of, and to add and repeal Section 31484.9 of, the Government Code, relating to retirement.

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

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, 7:19 p.m.

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

**SENATE BILL NO. 463 (Ducheny)**—An act to add Section 143.1 to the Streets and Highways Code, relating to transportation.

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

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, 7:21 p.m.

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

**SENATE BILL NO. 44 (Torlakson)**—An act to amend Section 11713.1 of the Vehicle Code, relating to vehicles.

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

**Point of Order**

Assembly Member Mountjoy arose to the following point of order:

The member is reading on the Floor.

**Ruling by Speaker pro Tempore Yee**

The Speaker pro Tempore ruled that the rules do not allow reading on the Floor, but a member may reference their notes.

**Further Consideration of Senate Bill No. 44**

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, 7:23 p.m.

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

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 1312 (Alquist)**—An act to amend Sections 1266.9, 1279, and 1422 of, to amend and repeal Section 1280.1 of, and to add Sections 1280.3 and 1280.6 to, the Health and Safety Code, relating to health care facilities.

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, 7:24 p.m.

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

**SENATE BILL NO. 1719 (Cedillo)**—An act to add Section 201.9 to the Labor Code, relating to payment of wages.

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

**Point of Order**

Assembly Member Mountjoy arose to the following point of order: Assembly Member Calderon is reading.

**Ruling by Speaker Yee**

The Speaker pro Tempore ruled that the Assembly Rules do allow members to reference their notes.

**Further Consideration of Senate Bill No. 1719**

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, 7:26 p.m.

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

**COMMITTEE MEETING ANNOUNCEMENTS**

Assembly Member Klehs announced that the Committee on Revenue and Taxation would meet immediately in the Tom Bane Rules Committee Room.

**MEMBERS EXCUSED FOR COMMITTEE MEETING**

At 7:26 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)****THIRD READING OF SENATE BILLS (RESUMED)**

**SENATE BILL NO. 1710 (Ackerman)**—An act to amend Section 33370, 33380, 33381, 33382, 33383, and 62000.14 of the Education Code, relating to education.

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 Frommer 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.

**SENATE BILL NO. 437 (Escutia)**—An act to amend Section 12693.70 of, to add Sections 12693.98a and 12694 to, and to amend and repeal Section 12693.98 of, the Insurance Code, and to amend Section 14011.65 of, to add Section 14012.5 to, and to add and repeal Section 14011.65a of, the Welfare and Institutions Code, relating to health care coverage.

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

**Assembly Rule 112 Suspended**

Assembly Member Chan 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. 437**

Bill passed by the following vote:

**AYES—56**

Aghazarian	Daucher	Laird	Oropeza
Arambula	De La Torre	Leno	Parra
Baca	Dymally	Leslie	Pavley
Bass	Evans	Levine	Richman
Berg	Frommer	Lieber	Ridley-Thomas
Bermúdez	Garcia	Lieu	Ruskin
Blakeslee	Goldberg	Liu	Saldaña
Calderon	Hancock	Matthews	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

**NOES—20**

Benoit	Huff	McCarthy	Spitzer
Bogh	Keene	Mountjoy	Strickland
DeVore	La Malfa	Niello	Villines
Haynes	La Suer	Plescia	Walters
Houston	Maze	Runner	Wyland

**Vote Changes**

By unanimous consent, the following vote change was permitted on Senate Bill No. 437: Assembly Member Blakeslee from “No” to “Aye”.

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 1133 (Torlakson)**—An act to add Section 41207.1 to, and to add Article 3.7 (commencing with Section 52055.700) to Chapter 6.1 of Part 28 of, the Education Code, relating to public school finance, and making an appropriation therefor.

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

Bill passed by the following vote:

**AYES—50**

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

**NOES—25**

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

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 1141 (Committee on Budget and Fiscal Review)**—An act to amend Section 63049.1 of, and to add Section 63049.55 to, the Government Code, relating to state funds.

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

Bill 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—30**

Aghazarian	Garcia	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	
Emmerson	La Suer	Richman	

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 1250 (Perata)**—An act to amend Sections 25620, 25620.1, 25620.2, 25620.5, 25620.8, 25620.11, 25742, 25744, 25746, 25747, 25748, and 25751 of, to add Sections 25620.15 and 25740.5 to, and to repeal Sections 25620.9, 25745, 25749, and 25750 of, the Public Resources Code, and to amend Sections 381, 399.8, and 895 of, to amend and repeal Sections 399 and 399.4 of, and to repeal Sections 383, 383.6, 384.1, 399.1, 399.2, 399.3, 399.6, 399.7, and 399.9 of, the Public Utilities Code, relating to energy, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

**Urgency Clause**

Urgency clause read, and adopted by the following vote:

**AYES—67**

Arambula	Dymally	Leno	Richman
Baca	Emmerson	Levine	Ridley-Thomas
Bass	Evans	Lieber	Runner
Berg	Frommer	Lieu	Ruskin
Bermúdez	Garcia	Liu	Saldaña
Blakeslee	Hancock	Matthews	Salinas
Bogh	Horton, Jerome	McCarthy	Strickland
Calderon	Horton, Shirley	Montañez	Torrico
Canciamilla	Houston	Mullin	Tran
Chan	Huff	Nation	Umberg
Chavez	Jones	Nava	Vargas
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—10**

Aghazarian	La Suer	Mountjoy	Villines
DeVore	Leslie	Nakanishi	
Haynes	Maze	Spitzer	

The question being on the passage of the bill.

Bill passed by the following vote:

**AYES—67**

Arambula	Dymally	Leno	Richman
Baca	Emmerson	Levine	Ridley-Thomas
Bass	Evans	Lieber	Runner
Berg	Frommer	Lieu	Ruskin
Bermúdez	Garcia	Liu	Saldaña
Blakeslee	Hancock	Matthews	Salinas
Bogh	Horton, Jerome	McCarthy	Strickland
Calderon	Horton, Shirley	Montañez	Torrico
Canciamilla	Houston	Mullin	Tran
Chan	Huff	Nation	Umberg
Chavez	Jones	Nava	Vargas
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—10**

Aghazarian	La Suer	Mountjoy	Villines
DeVore	Leslie	Nakanishi	
Haynes	Maze	Spitzer	

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 1414 (Migden)**—An act to add Part 8.6 (commencing with Section 2100) to Division 2 of the Labor Code, and to add Chapter 8.9 (commencing with Section 14800) to Part 3 of Division 9 of the Welfare and Institutions Code, relating to health care.

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

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, 7:59 p.m.

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

#### **ASSEMBLY RULE 118 SUSPENDED—PRIVILEGES OF THE FLOOR**

Assembly Member Bermúdez was granted unanimous consent that Assembly Rule 118 be suspended granting the privileges of the Floor to permit guests to sit at his desk in the Assembly Chamber, whereupon he introduced his wife, Nancy Bermúdez and sons, Rudy Matthew Bermúdez and Nicolas Bermúdez.

#### **REQUEST FOR PHOTOGRAPHER**

Assembly Member Bermúdez was granted unanimous consent that a photographer be permitted on the Floor of the Assembly.

#### **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.

#### **MEMBERS EXCUSED FOR COMMITTEE MEETING**

At 8 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.

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

Pursuant to Assembly Rule 77.2, Speaker pro Tempore Yee re-referred Assembly Bills Nos. 1458, 2930, and 2936 to the Committee on Public Employees, Retirement and Social Security.

#### **CONSIDERATION OF DAILY FILE (RESUMED)**

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

**SENATE BILL NO. 1753 (Dunn)**—An act relating to public utilities.

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, 8:04 p.m.

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

**SENATE BILL NO. 1472 (Figueroa)**—An act to amend Sections 101, 205, 1601.1, 1616.5, 1621, 1670.1, 1680, 1721, 1721.5, 1725, 1741, 1742, 1742.1, 1743, 1744, 1770, 1771, 4999.2, and 4999.7 of, to add Article 9 (commencing with Section 1900) to Chapter 4 of Division 2 of, and to repeal Sections 1760, 1760.5, 1761, 1762, 1763, 1764, 1765, 1766, 1768, 1769, 1772, 1774, and 1775 of, the Business and Professions Code, to amend Section 44876 of the Education Code, and to amend Sections 1348.8 and 128160 of the Health and Safety Code, relating to healing arts, and making an appropriation therefor.

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

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, 8:07 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 Senate Bill No. 1368 to the Committee on Utilities and Commerce.

(NOTE: Later this day, the action was rescinded whereby Senate Bill No. 1368 was re-referred to the Committee on Utilities and Commerce pursuant to Assembly Rule 77.2. See page 7399.)

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

**SENATE BILL NO. 459 (Romero)**—An act to add Article 4.5 (commencing with Section 40459.5) to Chapter 5.5 of Part 3 of Division 26 of the Health and Safety Code, relating to air pollution.

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

#### **Assembly Rule 112 Suspended**

Assembly Member Keene 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. 459**

The roll was opened.

#### **Call of the Assembly**

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

Motion carried. Time, 8:19 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 Bass was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Assembly Bills Nos. 386, 1458, 2930, and 2936 for hearing in the Committee on Public Employees, Retirement and Social Security today, off the Floor, during Floor session.

**ACTION RESCINDED ON SENATE BILL NO. 1368**

Speaker pro Tempore Yee was granted unanimous consent to rescind the action whereby the Assembly, earlier today (Assembly Journal, page 7398), re-referred Senate Bill No. 1368 to the Committee on Utilities and Commerce pursuant to Assembly Rule 77.2

**COMMITTEE MEETING ANNOUNCEMENTS**

Assembly Member Torrico announced that the Committee on Public Employees, Retirement and Social Security would meet immediately, in the Tom Bane Rules Committee Room.

**MEMBERS EXCUSED FOR COMMITTEE MEETING**

At 8:31 p.m., by unanimous consent, the members of the Committee on Public Employees, Retirement and Social Security 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. 1368 (Perata)**—An act to add Chapter 3 (commencing with Section 8340) to Division 4.1 of the Public Utilities Code, relating to electricity.

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

**RULES SUSPENDED**

Assembly Member Frommer was granted unanimous consent that Assembly Rule 69(d) and (e) be suspended to permit consideration of Senate Bill No. 1368, as amended, without reference to file.

**Motion to Amend by Assembly Member Frommer**

Assembly Member Frommer 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. 1702 to the Committee on Health.

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

**SENATE BILL NO. 472 (Alquist)**—An act to amend Sections 99231, 99233, 99234, 99235, 99237, 99240, and 99242 of, to add Section 99237.5 to, and to repeal Sections 99234.5, 99238, and 99241 of, the Education Code, relating to instructional programs, and making an appropriation therefor.

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, 8:39 p.m.

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

**SENATE BILL NO. 686 (Lowenthal)**—An act to amend Sections 7072, 7073, 7073.8, 7074, 7076.1, 7097, 7099, and 7116 of, and to add Sections 7073.1, 7074.2, 7082.2, and 7085.1 to, the Government Code, relating to economic development, 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—74**

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

**NOES—None**

The question being on the passage of the bill.

Bill passed by the following vote:

**AYES—74**

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

**NOES—None**

Bill ordered transmitted to the Senate.



**SENATE BILL NO. 815 (Ortiz)**—An act to amend Section 4658 of the Labor Code, relating to workers’ compensation.

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

Bill passed by the following vote:

**AYES—44**

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

**NOES—33**

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

Bill ordered transmitted to the Senate.

**CONSIDERATION OF SENATE BILL NO. 1534 BY UNANIMOUS CONSENT**

Assembly Member Chan was granted unanimous consent to take up Senate Bill No. 1534 without reference to file, for purpose of consideration.

**SENATE BILL NO. 1534 (Ortiz)**—An act to add Part 5.8 (commencing with Section 17850) to Division 9 of the Welfare and Institutions Code, relating to public benefits.

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 Mountjoy moved a call of the Assembly.

Motion carried. Time, 8:59 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. 1534**

At 9 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. 1534 passed by the following vote:

**AYES—45**

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

**NOES—30**

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

Bill ordered transmitted to the Senate immediately.

**CONSIDERATION OF SENATE BILL NO. 1368 BY UNANIMOUS CONSENT**

Assembly Member Levine was granted unanimous consent to take up Senate Bill No. 1368 without reference to file, for purpose of consideration.

**SENATE BILL NO. 1368 (Perata)**—An act to add Chapter 3 (commencing with Section 8340) to Division 4.1 of the Public Utilities Code, relating to electricity.

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 Mountjoy moved a call of the Assembly.

Motion carried. Time, 9:02 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  
SENATE BILL NO. 1368**

At 9:02 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. 1368 passed by the following vote:

**AYES—45**

Arambula	Evans	Lieber	Ruskin
Baca	Frommer	Lieu	Saldaña
Bass	Goldberg	Liu	Salinas
Berg	Hancock	Matthews	Torrico
Bermúdez	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—32**

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

Bill ordered transmitted to the Senate.

**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. 2592 for hearing in the Committee on Arts, Entertainment, Sports, Tourism, and Internet Media today, during Floor session.

**CONSIDERATION OF SENATE BILL NO. 697 BY UNANIMOUS CONSENT**

Assembly Member Goldberg was granted unanimous consent to take up Senate Bill No. 697 without reference to file, for purpose of consideration.

**SENATE BILL NO. 697 (Kuehl)**—An act to add Article 19.5 (commencing with Section 8430) to Chapter 2 of Part 6 of the Education Code, relating to child care.

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 Goldberg moved a call of the Assembly.

Motion carried. Time, 9:10 p.m.

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

**At 9:10 p.m., Assistant Speaker pro Tempore Sally Lieber,  
22nd District, presiding**

**CONSIDERATION OF SENATE BILL NO. 1696 BY UNANIMOUS CONSENT**

Assembly Member Bermúdez was granted unanimous consent to take up Senate Bill No. 1696 without reference to file, for purpose of consideration.

**SENATE BILL NO. 1696 (Dunn)**—An act relating to the Los Angeles County Superior Court.

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

**Call of the Assembly**

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

Motion carried. Time, 9:13 p.m.

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

**CONSIDERATION OF SENATE BILL NO. 212 BY UNANIMOUS CONSENT**

Assembly Member Jones was granted unanimous consent to take up Senate Bill No. 212 without reference to file, for purpose of consideration.

**SENATE BILL NO. 212 (Lowenthal)**—An act to amend and repeal Section 103900 of the Health and Safety Code, and to amend and repeal Section 12818 of, and to add Article 6 (commencing with Section 13010) to Chapter 1 of Division 6 of, the Vehicle Code, relating to public health.

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

Bill passed by the following vote:

**AYES—68**

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

**NOES—7**

Blakeslee	La Suer	Strickland	Walters
Haynes	Maze	Villines	

**Vote Changes**

By unanimous consent, the following vote change was permitted on Senate Bill No. 212: Assembly Member DeVore from “No” to “Aye”.

Bill ordered transmitted to the Senate.

**CONSIDERATION OF SENATE BILL NO. 832 BY UNANIMOUS CONSENT**

Assembly Member Evans was granted unanimous consent to take up Senate Bill No. 832 without reference to file, for purpose of consideration.

**SENATE BILL NO. 832 (Perata)**—An act to add Section 3294.5 to the Civil Code, relating to punitive damages, and making an appropriation therefor.

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, 9:18 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 for the purpose of setting Assembly Bills Nos. 3046 and 3065 and Senate Bill No. 51 for hearing in the Committee on Governmental Organization, today during session.

**COMMITTEE MEETING ANNOUNCEMENTS**

Assembly Member Jerome Horton announced that the Committee on Governmental Organization would meet immediately, in the Tom Bane Rules Committee Room.

**MEMBERS EXCUSED FOR COMMITTEE MEETING**

At 9:18 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 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. 931 (Florez)**—An act to add Section 44539.5 to the Health and Safety Code, relating to pollution control.

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

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, 9:23 p.m.

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

**SENATE BILL NO. 974 (Committee on Environmental Quality)**—An act to repeal Section 21080.08 of the Public Resources Code, relating to environmental quality.

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

Bill passed by the following vote:

**AYES—77**

Aghazarian	Emmerson	Levine	Ridley-Thomas
Arambula	Evans	Lieber	Runner
Baca	Frommer	Lieu	Ruskin
Bass	Garcia	Liu	Saldaña
Benoit	Goldberg	Matthews	Salinas
Berg	Hancock	Maze	Spitzer
Bermúdez	Horton, Jerome	McCarthy	Strickland
Blakeslee	Horton, Shirley	Montañez	Torrico
Bogh	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	Plescía	
Dymally	Leslie	Richman	

**NOES—None**

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 1724 (Runner)**—An act to amend Section 10295.1 of the Public Contract Code, relating to the California State University.

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	Lieu	Saldaña
Berg	Goldberg	Liu	Salinas
Bermúdez	Hancock	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	Nation	Walters
Cogdill	Keene	Nava	Wolk
Cohn	Klehs	Negrete McLeod	Wyland
Coto	Koretz	Niello	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. 1822 (Bowen)**—An act relating to organ, tissue, and bone marrow donors programs.

Bill read third time, and presented by Assembly Member Ridley-Thomas.

Bill passed by the following vote:

**AYES—63**

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

**NOES—15**

Blakeslee	Haynes	Leslie	Runner
Bogh	Houston	Mountjoy	Villines
Cogdill	Huff	Niello	Walters
DeVore	La Suer	Plescia	

**Vote Changes**

By unanimous consent, the following vote change was permitted on Senate Bill No. 1822: Assembly Member Wyland from “No” to “Aye”.

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 1208 (Ortiz)**—An act to add Section 22964 to, and to repeal and add Section 22963 of, the Business and Professions Code, to amend Section 308.1 of the Penal Code, and to repeal Section 30101.7 of the Revenue and Taxation Code, relating to tobacco products.

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

The roll was opened.

**Call of the Assembly**

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

Motion carried. Time, 9:44 p.m.

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

**REQUEST FOR UNANIMOUS CONSENT**

Assembly Member Bass requested unanimous consent to suspend the rules to adopt a committee report and to take up Senate Bill No. 638 without reference to file for purpose of consideration.

Assembly Member Cogdill withheld unanimous consent.

**Motion to Suspend Rules**

Assembly Member Bass moved that the rules be suspended to adopt a committee report and take up Senate Bill No. 638 without reference to file for purpose of consideration.

Assembly Member Vargas seconded the motion.

Motion carried by the following vote:

**AYES—44**

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

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

Date of Hearing: August 30, 2006

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 638

With the recommendation: Do pass.

CHU, Chair

Above bill ordered to second reading.

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

**SENATE BILL NO. 638**—An act to amend Sections 8421, 8422, 8423, 8425, 8426, 8427, 8428, 8482.3, 8482.55, 8483, 8483.1, 8483.2, 8483.3, 8483.55, 8483.75, 8484, 8484.8, and 8484.9 of, to add Sections 8421.5 and 8482.4 to, and to repeal and amend Sections 8482.5 and 8483.7 of, the Education Code, relating to before and after school programs, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time.



**CONSIDERATION OF SENATE BILL NO. 638**

Pursuant to a roll call vote, Assembly Member Chan was granted consent to take up Senate Bill No. 638 without reference to file, for purpose of consideration.

**SENATE BILL NO. 638 (Torlakson)**—An act to amend Sections 8421, 8422, 8423, 8425, 8426, 8427, 8428, 8482.3, 8482.55, 8483, 8483.1, 8483.2, 8483.3, 8483.55, 8483.75, 8484, 8484.8, and 8484.9 of, to add Sections 8421.5 and 8482.4 to, and to repeal and amend Sections 8482.5 and 8483.7 of, the Education Code, relating to before and after school programs, 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.  
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, 9:55 p.m.

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

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

**ASSEMBLY BILL NO. 3029 (Laird)**—An act to add Section 18927 to, to repeal Sections 11265.2 and 11265.3 of, and to repeal and add Section 11265.1 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—47**

Arambula	Dymally	Levine	Pavley
Baca	Evans	Lieber	Ridley-Thomas
Bass	Frommer	Lieu	Ruskin
Berg	Goldberg	Liu	Saldaña
Bermúdez	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**

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

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2941 (Koretz)**—An act to add Sections 7513.6 and 16642 to 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.)*

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

**AYES—64**

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

**NOES—13**

Benoit	Huff	Maze	Walters
Cogdill	La Malfa	Mountjoy	
DeVore	La Suer	Richman	
Haynes	Leslie	Villines	

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 3014 (Koretz)**—An act to amend Section 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—46**

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

**NOES—32**

Aghazarian	Garcia	Maze	Runner
Benoit	Haynes	McCarthy	Ruskin
Blakeslee	Houston	Mountjoy	Spitzer
Bogh	Huff	Nakanishi	Umberg
Cogdill	Keene	Nava	Villines
Cohn	La Malfa	Niello	Walters
DeVore	La Suer	Plescia	Wyland
Emmerson	Leslie	Richman	Yee

**Vote Changes**

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 3014: Assembly Member Spitzer from "Aye" to "No".

**CAUCUS ANNOUNCEMENTS**

At 10:04 p.m., Assembly Member Frommer was granted unanimous consent that the Democratic Caucus be permitted to meet in the Assembly Lounge.

**RECESS**

By unanimous consent, at 10:05 p.m., Assistant Speaker pro Tempore Lieber declared the Assembly recessed.

**RECONVENED**

At 11:23 p.m., the Assembly reconvened.

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

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
SENATE BILL NO. 1693**

At 11:23 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. 1693 passed by the following vote:

**AYES—73**

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

**NOES—1**

Niello

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
SENATE BILL NO. 927**

At 11:24 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. 927 passed by the following vote:

**AYES—42**

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

**NOES—35**

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

**Vote Changes**

By unanimous consent, the following vote change was permitted on Senate Bill No. 927: Assembly Member Jerome Horton from “No” to “Aye”.

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
SENATE BILL NO. 797**

At 11:25 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 Frommer moved to continue the call of the Assembly.

Motion carried. Time, 11:26 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. 1185**

At 11:27 p.m., on motion of Assembly Member Wyland, 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, 11:27 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. 2171**

At 11:27 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.

The roll was opened.

**Call of the Assembly Continued**

Pending the announcement of the vote, Assembly Member Cogdill moved to continue the call of the Assembly.

Motion carried. Time, 11:27 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. 2862**

At 11:28 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 urgency clause to Assembly Bill No. 2862 adopted by the following vote:

**AYES—64**

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

**NOES—15**

Benoit	Haynes	La Malfa	McCarthy
Bogh	Houston	La Suer	Villines
Cogdill	Huff	Leslie	Walters
DeVore	Keene	Maze	

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

**AYES—64**

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

**NOES—15**

Benoit	Haynes	La Malfa	McCarthy
Bogh	Houston	La Suer	Villines
Cogdill	Huff	Leslie	Walters
DeVore	Keene	Maze	

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
ASSEMBLY BILL NO. 409**

At 11:29 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 Assembly Bill No. 409 adopted by the following vote:

**AYES—56**

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

**NOES—20**

Aghazarian	Garcia	La Malfa	Spitzer
Benoit	Haynes	Maze	Strickland
Cogdill	Houston	Nakanishi	Tran
Daucher	Huff	Plescia	Villines
DeVore	Keene	Richman	Walters

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

**AYES—56**

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

**NOES—20**

Aghazarian	Garcia	La Malfa	Spitzer
Benoit	Haynes	Maze	Strickland
Cogdill	Houston	Nakanishi	Tran
Daucher	Huff	Plescia	Villines
DeVore	Keene	Richman	Walters

**Vote Changes**

By unanimous consent, the following vote change was permitted on the urgency clause and on Concurrence in Senate Amendments to Assembly Bill No. 409: Assembly Member Niello from “No” to “Aye”.

Above bill ordered enrolled.



**CALL OF THE ASSEMBLY DISPENSED WITH ON  
ASSEMBLY BILL NO. 368**

At 11:29 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 Assembly concurred in Senate amendments to Assembly Bill No. 368 by the following vote:

**AYES—60**

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

**NOES—18**

Benoit	Garcia	Leslie	Tran
Bogh	Haynes	Mountjoy	Villines
Cogdill	Houston	Nakanishi	Walters
DeVore	Huff	Plescia	
Emmerson	La Suer	Runner	

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
ASSEMBLY BILL NO. 289**

At 11:29 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 Assembly concurred in Senate amendments to Assembly Bill No. 289 by the following vote:

**AYES—42**

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

**NOES—36**

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

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
ASSEMBLY BILL NO. 473**

At 11:30 p.m., on motion of Assembly Member Liu, 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. 473 by the following vote:

**AYES—42**

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
Canciamilla	Karnette	Nation	Wolk
Chavez	Kleh	Oropeza	Yee
Cohn	Koretz	Parra	Mr. Speaker
Coto	Laird	Pavley	
De La Torre	Leno	Ridley-Thomas	

**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.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
ASSEMBLY BILL NO. 1012**

At 11:31 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.

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, 11:31 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. 1953**

At 11:31 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 Assembly concurred in Senate amendments to Assembly Bill No. 1953 by the following vote:

**AYES—42**

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

**NOES—36**

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

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
ASSEMBLY BILL NO. 352**

At 11:32 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.

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, 11:32 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. 524**

At 11:32 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. 524 passed by the following vote:

**AYES—78**

Aghazarian	Emmerson	Leslie	Richman
Arambula	Evans	Levine	Ridley-Thomas
Baca	Frommer	Lieber	Runner
Bass	Garcia	Lieu	Ruskin
Benoit	Goldberg	Liu	Saldaña
Berg	Hancock	Matthews	Salinas
Bermúdez	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	

**NOES—None**

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
SENATE BILL NO. 463**

At 11:33 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. 463 passed by the following vote:

**AYES—68**

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

**NOES—4**

Maze	Nava	Saldaña	Vargas
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Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
SENATE BILL NO. 44**

At 11:33 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 passed by the following vote:

**AYES—55**

Arambula	Dymally	Leslie	Pavley
Baca	Emmerson	Levine	Richman
Bass	Evans	Lieber	Ridley-Thomas
Berg	Frommer	Lieu	Runner
Bermúdez	Goldberg	Liu	Ruskin
Calderon	Horton, Jerome	Matthews	Saldaña
Canciamilla	Huff	McCarthy	Salinas
Chan	Jones	Montañez	Spitzer
Chavez	Karnette	Mullin	Torrice
Chu	Keene	Nakanishi	Vargas
Cohn	Klehs	Nation	Wolk
Coto	Koretz	Nava	Yee
Daucher	Laird	Oropeza	Mr. Speaker
De La Torre	Leno	Parra	

**NOES—20**

Aghazarian	DeVore	La Malfa	Strickland
Benoit	Garcia	La Suer	Tran
Blakeslee	Haynes	Maze	Villines
Bogh	Horton, Shirley	Mountjoy	Walters
Cogdill	Houston	Plescia	Wyland

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
SENATE BILL NO. 1312**

At 11:34 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.

Senate Bill No. 1312 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—30**

Aghazarian	Garcia	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	

**Vote Changes**

By unanimous consent, the following vote change was permitted on Senate Bill No. 1312: Assembly Member Blakeslee from "Aye" to "No".

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
SENATE BILL NO. 1710**

At 11:35 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. 1710 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	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	

**NOES—None**

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
SENATE BILL NO. 1719**

At 11:35 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. 1719 passed by the following vote:

**AYES—67**

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

**NOES—10**

Bogh	La Suer	Richman	Walters
Garcia	Maze	Tran	
Haynes	Plescia	Villines	

Bill ordered transmitted to the Senate.



**CALL OF THE ASSEMBLY DISPENSED WITH ON  
SENATE BILL NO. 1414**

At 11:36 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, 11:36 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  
SENATE BILL NO. 1753**

At 11:37 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.

Senate Bill No. 1753 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	Lieu	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
Emmerson	La Suer	Richman	
Garcia	Leslie	Runner	

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
SENATE BILL NO. 1472**

At 11:37 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. 1472 passed by the following vote:

**AYES—44**

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

**NOES—31**

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

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
SENATE BILL NO. 459**

At 11:38 p.m., on motion of Assembly Member Goldberg, 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 Goldberg moved to continue the call of the Assembly.

Motion carried. Time, 11:38 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. 459**

At 11:39 p.m., on motion of Assembly Member Goldberg, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 459 refused passage by the following vote:

**AYES—24**

Bass	Dymally	Koretz	Mullin
Berg	Evans	Laird	Nation
Bermúdez	Goldberg	Leno	Oropeza
Calderon	Hancock	Levine	Pavley
Chan	Jones	Lieber	Ruskin
Chu	Klehs	Montañez	Saldaña

**NOES—42**

Aghazarian	Emmerson	Matthews	Spitzer
Arambula	Garcia	Maze	Strickland
Benoit	Haynes	McCarthy	Tran
Blakeslee	Horton, Shirley	Mountjoy	Umberg
Bogh	Houston	Nakanishi	Villines
Canciamilla	Huff	Negrete McLeod	Walters
Chavez	Keene	Niello	Wolk
Cogdill	La Malfa	Parra	Wyland
Cohn	La Suer	Plescia	Yee
Daucher	Leslie	Richman	
DeVore	Lieu	Runner	

**Motion to Reconsider Senate Bill No. 459  
on Next Legislative Day**

Assembly Member Goldberg moved to reconsider on the next legislative day the vote whereby Senate Bill No. 459 was this day refused passage.

Senate Bill No. 459 ordered to the unfinished business file.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
SENATE BILL NO. 472**

At 11:40 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. 472 passed by the following vote:

**AYES—50**

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

**NOES—28**

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

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
SENATE BILL NO. 697**

At 11:40 p.m., on motion of Assembly Member Goldberg, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 697 passed by the following vote:

**AYES—45**

Arambula	Dymally	Levine	Ridley-Thomas
Baca	Evans	Lieber	Ruskin
Bass	Frommer	Lieu	Saldaña
Berg	Goldberg	Liu	Salinas
Bermúdez	Hancock	Montañez	Torrico
Calderon	Horton, Jerome	Mullin	Umberg
Chan	Jones	Nation	Vargas
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	Matthews	Spitzer
Benoit	Haynes	Maze	Strickland
Blakeslee	Horton, Shirley	McCarthy	Tran
Bogh	Houston	Mountjoy	Villines
Canciamilla	Huff	Nakanishi	Walters
Cogdill	Keene	Niello	Wolk
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  
SENATE BILL NO. 1696**

At 11:40 p.m., on motion of Assembly Member Bermúdez, 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, 11:40 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. 832**

At 11:41 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.

Senate Bill No. 832 refused passage by the following vote:

**AYES—36**

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

**NOES—35**

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

**Motion to Reconsider Senate Bill No. 832  
on Next Legislative Day**

Assembly Member Frommer moved to reconsider on the next legislative day the vote whereby Senate Bill No. 832 was this day refused passage.

Senate Bill No. 832 ordered to the unfinished business file.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
SENATE BILL NO. 931**

At 11:42 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. 931 refused passage by the following vote:

**AYES—27**

Bass	Evans	Leno	Pavley
Bermúdez	Frommer	Levine	Ridley-Thomas
Chan	Goldberg	Lieber	Ruskin
Chu	Hancock	Liu	Saldaña
Cohn	Jones	Mullin	Wolk
De La Torre	Koretz	Nation	Mr. Speaker
Dymally	Laird	Nava	

**NOES—42**

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

**Motion to Reconsider Senate Bill No. 931  
on Next Legislative Day**

Assembly Member Frommer moved to reconsider on the next legislative day the vote whereby Senate Bill No. 931 was this day refused passage.

Senate Bill No. 931 ordered to the unfinished business file.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
SENATE BILL NO. 1208**

At 11:42 p.m., on motion of Assembly Member Jerome Horton, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 1208 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	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 transmitted to the Senate.



**CALL OF THE ASSEMBLY DISPENSED WITH ON  
SENATE BILL NO. 638**

At 11:43 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 urgency clause to Senate Bill No. 638 adopted by the following vote:

**AYES—56**

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

**NOES—22**

Benoit	Houston	McCarthy	Tran
Blakeslee	Keene	Mountjoy	Villines
Bogh	La Malfa	Niello	Walters
Cogdill	La Suer	Plescia	Wyland
DeVore	Leslie	Runner	
Haynes	Maze	Strickland	

The question being on the passage of the bill.

Bill passed by the following vote:

**AYES—56**

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

**NOES—22**

Benoit	Houston	McCarthy	Tran
Blakeslee	Keene	Mountjoy	Villines
Bogh	La Malfa	Niello	Walters
Cogdill	La Suer	Plescia	Wyland
DeVore	Leslie	Runner	
Haynes	Maze	Strickland	

Bill ordered transmitted to the Senate.

**REQUEST TO SUSPEND RULES**

Assembly Member Frommer was granted unanimous consent to suspend Assembly Rule 96 to permit Senate Bill No. 145 to be withdrawn from the Committee on Appropriations, read a second time today, and ordered to the third reading file for Thursday, August 31.

**SECOND READING OF SENATE BILLS BY UNANIMOUS CONSENT**

**SENATE BILL NO. 145**—An act to amend Section 85316 of the Government Code, relating to the Political Reform Act of 1974, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
SENATE BILL NO. 797**

At 11:47 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. 797 refused passage by the following vote:

**AYES—31**

Bass	De La Torre	Leno	Ridley-Thomas
Berg	Dymally	Levine	Ruskin
Bermúdez	Evans	Lieber	Saldaña
Canciamilla	Goldberg	Liu	Torrico
Chan	Hancock	Mullin	Vargas
Chu	Klehs	Nation	Yee
Cohn	Koretz	Oropeza	Mr. Speaker
Coto	Laird	Pavley	

**NOES—40**

Aghazarian	DeVore	La Malfa	Plescia
Arambula	Emmerson	La Suer	Richman
Baca	Frommer	Matthews	Runner
Benoit	Garcia	Maze	Spitzer
Blakeslee	Haynes	McCarthy	Strickland
Bogh	Horton, Jerome	Montañez	Tran
Calderon	Horton, Shirley	Mountjoy	Villines
Chavez	Houston	Nakanishi	Walters
Cogdill	Huff	Niello	Wolk
Daucher	Keene	Parra	Wyland

**Motion to Reconsider Senate Bill No. 797  
on Next Legislative Day**

Assembly Member Frommer moved to reconsider on the next legislative day the vote whereby Senate Bill No. 797 was this day refused passage.

Senate Bill No. 797 ordered to the unfinished business file.

**REQUEST FOR UNANIMOUS CONSENT**

Assembly Member Frommer was granted unanimous consent that all bills reported from committees with a Do Pass As Amended recommendation be taken up without reference to file, for purposes of adopting committee amendments, and to have the bills returned to the third reading file for Thursday, August 31.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
SENATE BILL NO. 1185**

At 11:48 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. 1185 refused passage by the following vote:

**AYES—38**

Aghazarian	DeVore	Leslie	Runner
Arambula	Emmerson	Matthews	Spitzer
Benoit	Garcia	Maze	Strickland
Blakeslee	Haynes	McCarthy	Tran
Bogh	Horton, Shirley	Mountjoy	Umberg
Canciamilla	Houston	Mullin	Villines
Chavez	Huff	Nakanishi	Walters
Cogdill	Keene	Niello	Wyland
Daucher	La Malfa	Plescia	
De La Torre	La Suer	Richman	

**NOES—32**

Bass	Frommer	Leno	Pavley
Berg	Goldberg	Levine	Ridley-Thomas
Calderon	Hancock	Lieber	Ruskin
Chu	Horton, Jerome	Lieu	Saldaña
Cohn	Karnette	Liu	Torrico
Coto	Klehs	Negrete McLeod	Wolk
Dymally	Koretz	Oropeza	Yee
Evans	Laird	Parra	Mr. Speaker

**Motion to Reconsider Senate Bill No. 1185  
on Next Legislative Day**

Assembly Member Frommer moved to reconsider on the next legislative day the vote whereby Senate Bill No. 1185 was this day refused passage.

Senate Bill No. 1185 ordered to the unfinished business file.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
ASSEMBLY BILL NO. 2171**

At 11:49 p.m., on motion of Assembly Member Cogdill, 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. 2171 by the following vote:

**AYES—45**

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

**NOES—29**

Aghazarian	Haynes	Maze	Tran
Bogh	Horton, Jerome	McCarthy	Villines
Calderon	Horton, Shirley	Niello	Walters
Canciamilla	Houston	Parra	Wyland
Daucher	Huff	Plescia	Yee
DeVore	Keene	Richman	
Emmerson	La Suer	Runner	
Garcia	Leslie	Spitzer	

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
ASSEMBLY BILL NO. 1012**

At 11:50 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.

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, 11:50 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. 1414**

At 11:50 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.

Senate Bill No. 1414 passed by the following vote:

**AYES—41**

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

**NOES—37**

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

Bill ordered transmitted to the Senate.

**MESSAGES FROM THE SENATE**

Senate Chamber, August 30, 2006

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

Assembly Bill No. 2987

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 30, 2006

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

Assembly Bill No. 606	Assembly Bill No. 2600
Assembly Bill No. 926	Assembly Bill No. 2634
Assembly Bill No. 1210	Assembly Bill No. 2723
Assembly Bill No. 1368	Assembly Bill No. 2756
Assembly Bill No. 2182	Assembly Bill No. 2836
Assembly Bill No. 2510	Assembly Bill No. 2863
Assembly Bill No. 2521	Assembly Bill No. 2992
Assembly Bill No. 2591	Assembly Bill No. 3038
Assembly Bill No. 2593	

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.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
ASSEMBLY BILL NO. 352**

At 11:50 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 refused to concur in Senate amendments to Assembly Bill No. 352 by the following vote:

**AYES—40**

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

**NOES—37**

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

**Motion to Reconsider Assembly Bill No. 352  
on Next Legislative Day**

Assembly Member Frommer moved to reconsider on the next legislative day the vote whereby the Assembly refused to concur in Senate amendments to Assembly Bill No. 352.

Assembly Bill No. 352 ordered to the unfinished business file.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
SENATE BILL NO. 1696**

At 11:51 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. 1696 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	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 transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
ASSEMBLY BILL NO. 1012**

At 11:51 p.m., on motion of Assembly Member Nation, and in 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. 1012 by the following vote:

**AYES—38**

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

**NOES—36**

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

**Motion to Reconsider Assembly Bill No. 1012  
on Next Legislative Day**

Assembly Member Frommer moved to reconsider on the next legislative day the vote whereby the Assembly refused to concur in Senate amendments to Assembly Bill No. 1012.

Assembly Bill No. 1012 ordered to the unfinished business file.

**CONSIDERATION OF CONSENT CALENDAR**

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

**Consent Calendar—Senate Resolution**

**SENATE CONCURRENT RESOLUTION NO. 124 (Lowenthal)**—Relative to recognizing the 50th anniversary of the Interstate Highway System, especially in California.

Resolution read, and adopted by the following vote:

**AYES—78**

Aghazarian	Dymally	Leno	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, 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**

**ANNOUNCEMENTS**

Speaker pro Tempore Yee announced the following session schedule:  
Thursday, August 31, 2006, Floor Session, 10:30 a.m.

**BILLS PLACED ON INACTIVE FILE**

The following bill was placed upon the inactive file:

**Senate Bill No. 1666**, on request of Assembly Member Frommer.

**ACTION RESCINDED ON ASSEMBLY BILL NO. 2592**

Assembly Member Bass was granted unanimous consent to rescind the action whereby the Assembly, earlier today (Assembly Journal, page 7314), re-referred Assembly Bill No. 2592 to the Committee on Appropriations pursuant to Assembly Rule 77.2.



**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 Robert Glenn Ross, of La Quinta.

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 Jim Krahulec, of Boiling Springs, PA.

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 Jessie Lee Wilson Abrams, of Oakland.

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 Peter Hope, Jr., of Anaheim; Honesto Aragon and Constance Rohrig, of Brea; Renee Johnson, of Fullerton; Julia Aguirre and Edith Sjolín, of Placentia; and Maria Catalina Wood, of Yorba Linda.

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 Lela Patterson, mother of former Senator Teresa Hughes, of Los Angeles and George E. McClinton, Jr., JD, of Riverside.

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 Truman Brooks, of Chula Vista.

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 Patricia Eileen Carney, of Carmichael.

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 Richard Payne Fuchs, of El Macero.

Assembly Members Plescia, Torrico, and Yee were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Isam Gorgis Arabo, of San Diego.

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 Sgt. David J. Almazan, of Van Nuys.

**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. 2987, to the Committee on Utilities and Commerce;

Assembly Bill No. 2756, to the Committee on Utilities and Commerce;

Assembly Bill No. 2723, to the Committee on Utilities and Commerce;

Assembly Bill No. 926, to the Committee on Revenue and Taxation.

**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. 842:** Bermúdez, Blakeslee, Chu, Coto, Garcia, Shirley Horton, Jones, Koretz, Montañez, Negrete McLeod, and Oropeza—Aye; Bogh, Daucher, Emmerson, Houston, Keene, Maze, McCarthy, Niello, Plescica, Runner, Spitzer, Strickland, and Wyland—No.

**Senate Bill No. 739:** Aghazarian, Bermúdez, Bogh, Calderon, Canciamilla, Daucher, De La Torre, Emmerson, Frommer, Garcia, Shirley Horton, Houston, Keene, Koretz, Levine, Maze, McCarthy, Montañez, Negrete McLeod, Oropeza, Parra, Strickland, Torrico, and Wyland—Aye.

**Senate Bill No. 1680:** Bermúdez, Calderon, Canciamilla, Frommer, Koretz, Mullin, Nava, Negrete McLeod, and Oropeza—Aye; Aghazarian, Bogh, Daucher, Garcia, Shirley Horton, Houston, Keene, Maze, Strickland, and Wyland—No.

**Senate Bill No. 1698:** Baca, Bermúdez, Bogh, Calderon, Chan, Coto, Daucher, Evans, Frommer, Garcia, Shirley Horton, Houston, Huff, Jones, Keene, Koretz, Leno, Levine, Maze, Montañez, Nakanishi, Negrete McLeod, Parra, Strickland, and Wyland—Aye.

**Senate Bill No. 1796:** Bermúdez, Evans, Koretz, Lieber, Negrete McLeod, and Oropeza—Aye; Daucher, Garcia, Shirley Horton, Houston, Leslie, Maze, Spitzer, Strickland, and Wyland—No.

**Senate Bill No. 162:** Bermúdez, Calderon, Canciamilla, Evans, Frommer, Garcia, Houston, Keene, Koretz, Leslie, Levine, Lieber, Liu, Maze, Montañez, Negrete McLeod, Oropeza, Ridley-Thomas, Strickland, Torrico, Umberg, and Wyland—Aye.

**Senate Bill No. 1178 and Urgency:** Bermúdez, Canciamilla, Goldberg, Houston, Koretz, Maze, Montañez, Oropeza, and Strickland—Aye.

**Senate Bill No. 1301:** Bermúdez, Coto, Evans, Frommer, Houston, Koretz, Maze, Montañez, Negrete McLeod, Oropeza, and Strickland—Aye.

**Senate Bill No. 1562:** Bass, Bermúdez, Frommer, Houston, Koretz, Maze, Negrete McLeod, Oropeza, and Strickland—Aye.

**Senate Bill No. 1661:** Arambula, Bermúdez, Calderon, Canciamilla, De La Torre, Frommer, Houston, Jones, Koretz, Maze, Montañez, Oropeza, Ruskin, and Strickland—Aye.

**Senate Bill No. 1128 and Urgency:** Bermúdez, Calderon, Canciamilla, Houston, Jones, Koretz, Leslie, Maze, and Strickland—Aye.

**Senate Bill No. 1676, Frommer Motion to Reconsider:** Bermúdez, Jerome Horton, Koretz, Parra, and Salinas—Aye; Blakeslee, Bogh, Houston, Matthews, and Strickland—No.

**Assembly Bill No. 2948, Concurrence:** Bermúdez, Frommer, Jones, and Koretz—Aye; Bogh, Daucher, Spitzer, Strickland, and Wyland—No.

**Assembly Bill No. 2132, Concurrence:** Aghazarian, Benoit, Bermúdez, Chavez, Frommer, Garcia, Houston, Jones, Karnette, Keene, Klehs, Koretz, La Suer, McCarthy, Oropeza, Plescia, Salinas, Spitzer, Strickland, Umberg, and Wolk—Aye; Blakeslee and Mountjoy—No.

**Assembly Bill No. 2384, Concurrence:** Bermúdez, Chavez, Garcia, Jones, Koretz, Oropeza, and Wolk—Aye; Blakeslee, Plescia, and Strickland—No.

**Assembly Bill No. 699, Concurrence:** Bermúdez, Blakeslee, Chavez, Daucher, Jones, Koretz, Montañez, and Oropeza—Aye; Garcia, Houston, Keene, Mountjoy, Strickland, and Wyland—No.

**Assembly Bill No. 1881, Concurrence:** Bermúdez, Chavez, Jones, Koretz, Montañez, and Strickland—Aye.

**Assembly Bill No. 1745, Concurrence:** Bermúdez, Chavez, Garcia, Huff, Jones, La Malfa, Plescia, and Strickland—Aye.

**Assembly Bill No. 2280, Concurrence:** Aghazarian, Baca, Berg, Bermúdez, Chavez, Frommer, Garcia, Jones, Koretz, La Malfa, Leno, Montañez, Nation, Ridley-Thomas, and Strickland—Aye; Benoit, La Suer, McCarthy, and Runner—No.

**Assembly Bill No. 751, Concurrence:** Berg, Bermúdez, Daucher, and Montañez—Aye; Canciamilla, Chavez, Garcia, Richman, Spitzer, and Strickland—No.

**Assembly Bill No. 993, Concurrence:** Bermúdez, Chavez, Montañez, Parra, and Ridley-Thomas—Aye; Daucher, Garcia, Shirley Horton, Houston, Huff, Runner, Strickland, and Walters—No.

**Assembly Bill No. 974, Concurrence:** Aghazarian, Arambula, Bermúdez, Chan, Chavez, Emmerson, La Malfa, Leno, Montañez, Parra, Ridley-Thomas, Spitzer, and Strickland—Aye.

**Assembly Bill No. 2960, Concurrence:** Arambula, Bass, Bermúdez, Chavez, Jones, Koretz, and Parra—Aye; Aghazarian, Daucher, Emmerson, Shirley Horton, Houston, Huff, Spitzer, Strickland, and Wyland—No.

**Assembly Bill No. 120, Concurrence:** Bermúdez, Chavez, Parra, Runner, and Umberg—Aye; Houston, La Malfa, Niello, and Strickland—No.

**Assembly Bill No. 594, Concurrence:** Chavez, Emmerson, Houston, Huff, La Malfa, Levine, Parra, Plescia, Runner, Strickland, and Umberg—Aye; Haynes—No.

**Assembly Bill No. 2068, Concurrence:** Chavez, Garcia, Levine, Lieber, Niello, Parra, and Umberg—Aye; Houston, Huff, La Suer, McCarthy, Strickland, and Wyland—No.

**Senate Bill No. 153, Frommer Motion to Rescind:** Berg, Chavez, Lieber, and Umberg—Aye; Bogh, Garcia, Houston, Huff, and Strickland—No.

**Assembly Bill No. 1228, Concurrence:** Aghazarian, Baca, Bermúdez, Bogh, Calderon, Canciamilla, Chavez, Coto, DeVore, Garcia, Goldberg, Hancock, Haynes, Houston, Keene, La Malfa, La Suer, Leslie, Levine, Maze, McCarthy, Montañez, Nakanishi, Nation, Niello, Richman, Salinas, Strickland, Torrico, Umberg, Villines, and Wyland—Aye.

**Assembly Bill No. 1774, Concurrence:** Bermúdez, Bogh, Canciamilla, Chavez, Daucher, Garcia, Haynes, Shirley Horton, Keene, La Suer, Lieu, McCarthy, Nakanishi, Richman, Umberg, and Villines—Aye.

**Assembly Bill No. 1900, Concurrence:** Bogh, Canciamilla, Chavez, Coto, Daucher, Frommer, Garcia, Shirley Horton, Keene, McCarthy, Montañez, Richman, Ridley-Thomas, and Villines—Aye.

**Assembly Bill No. 2231, Concurrence:** Blakeslee, Bogh, Canciamilla, Chavez, Coto, Emmerson, Garcia, Houston, Keene, McCarthy, Montañez, Richman, and Villines—Aye.

**Assembly Bill No. 2393, Concurrence:** Arambula, Bogh, Canciamilla, Chavez, Frommer, Garcia, Keene, McCarthy, Parra, Richman, and Villines—Aye.

**Assembly Bill No. 2735, Concurrence:** Bass, Bermúdez, Bogh, Calderon, Canciamilla, Chavez, Frommer, Garcia, Keene, McCarthy, Montañez, Mountjoy, Richman, Salinas, and Villines—Aye.

**Assembly Bill No. 2746, Concurrence:** Bermúdez, Bogh, Canciamilla, Chavez, Coto, Garcia, Keene, McCarthy, Montañez, Richman, and Villines—Aye.

**Assembly Bill No. 2769, Concurrence:** Bogh, Canciamilla, Chavez, De La Torre, Evans, Frommer, Garcia, Hancock, Keene, McCarthy, Montañez, Richman, and Villines—Aye.

**Assembly Bill No. 2927, Concurrence:** Bermúdez, Bogh, Calderon, Canciamilla, Chavez, De La Torre, Evans, Frommer, Garcia, Haynes, Keene, La Malfa, McCarthy, Montañez, Mountjoy, and Villines—Aye.

**Assembly Bill No. 2962, Concurrence:** Bogh, Canciamilla, De La Torre, Evans, Frommer, Garcia, Keene, McCarthy, and Montañez—Aye.

**Assembly Bill No. 3035, Concurrence:** Bogh, Canciamilla, Coto, De La Torre, Frommer, Garcia, Keene, McCarthy, and Montañez—Aye.

**Assembly Bill No. 172, Concurrence:** Canciamilla, Frommer, Garcia, and Houston—Aye; Aghazarian, Benoit, Blakeslee, Bogh, Keene, McCarthy, Runner, Strickland, and Villines—No.

**Assembly Bill No. 1160, Concurrence:** Canciamilla, Parra, and Torrico—Aye; Bogh, Keene, and McCarthy—No.

**Assembly Bill No. 569, Concurrence:** Bass, Benoit, Bermúdez, Bogh, Frommer, Jerome Horton, Keene, Klehs, Matthews, McCarthy, Mountjoy, Plescia, Runner, and Wyland—Aye.

**Assembly Bill No. 371, Concurrence:** Bogh, Haynes, Jerome Horton, Keene, Matthews, McCarthy, Montañez, and Walters—Aye.

**Assembly Bill No. 162, Concurrence:** Bermúdez, Blakeslee, Bogh, Jerome Horton, Keene, Leno, Matthews, and McCarthy—Aye.

**Assembly Bill No. 1535, Concurrence:** Bermúdez, Blakeslee, Bogh, Garcia, Keene, and McCarthy—Aye.

**Assembly Bill No. 2341, Concurrence:** Berg, Bogh, Frommer, Garcia, Hancock, Keene, and McCarthy—Aye.

**Assembly Bill No. 1337, Concurrence:** Bermúdez, Daucher, Garcia, Shirley Horton, Montañez, and Wyland—Aye; Aghazarian, Bogh, Houston, Keene, McCarthy, and Strickland—No.

**Assembly Bill No. 1388, Concurrence:** Bermúdez, Chavez, Daucher, Frommer, Garcia, and Lieu—Aye; Bogh, Haynes, Keene, La Malfa, McCarthy, Richman, Runner, Walters, and Wyland—No.

**Assembly Bill No. 1601, Concurrence:** Bass, Bermúdez, Chavez, Frommer, Garcia, Shirley Horton, Jones, and Saldaña—Aye; Aghazarian, Blakeslee, Bogh, Haynes, Houston, Keene, La Malfa, McCarthy, Mountjoy, Niello, Plescia, Richman, Strickland, Walters, and Wyland—No.

**Assembly Bill No. 1681, Concurrence:** Chavez, Coto, Frommer, Garcia, Jones, Leno, Montañez, Nava, and Wyland—Aye; Aghazarian, Bogh, Emmerson, Haynes, Keene, McCarthy, Mountjoy, Plescia, Runner, and Walters—No.

**Assembly Bill No. 1862, Concurrence:** Arambula, Bogh, Frommer, Garcia, Huff, Keene, Lieu, McCarthy, Plescia, Runner, and Walters—Aye; Goldberg and Haynes—No.

**Assembly Bill No. 1998, Concurrence:** Benoit, Chan, De La Torre, Evans, Garcia, Haynes, Jones, Keene, Plescia, and Runner—Aye; Walters—No.

**Assembly Bill No. 2911, Concurrence:** Bass, Chavez, Daucher, Jerome Horton, and Parra—Aye; Canciamilla, Garcia, and Shirley Horton—No.

**Assembly Bill No. 2051, Concurrence:** Canciamilla, Frommer, and Lieber—Aye; Aghazarian, Blakeslee, Bogh, Daucher, Garcia, Shirley Horton, and Strickland—No.

**Assembly Bill No. 2084, Concurrence:** Canciamilla, Frommer, Goldberg, Lieber, Torrico, Tran, and Umberg—Aye; La Malfa—No.

**Assembly Bill No. 2098, Concurrence:** Canciamilla, Emmerson, Frommer, La Malfa, Lieber, McCarthy, and Umberg—Aye; Villines—No.

**Assembly Bill No. 2160, Concurrence:** Blakeslee, Canciamilla, Frommer, Lieber, and Umberg—Aye; Garcia, Houston, Keene, Leslie, McCarthy, and Strickland—No.

**Assembly Bill No. 2210, Concurrence:** Canciamilla, Keene, Lieber, McCarthy, and Umberg—Aye.

**Assembly Bill No. 2449, Concurrence:** Bass, Canciamilla, Frommer, Garcia, Keene, La Malfa, Lieber, Maze, McCarthy, Mountjoy, Spitzer, Tran, Umberg, and Villines—Aye; Bogh and Walters—No.

**Assembly Bill No. 2466, Concurrence:** Frommer, Keene, Lieber, McCarthy, Umberg, and Villines—Aye.

**Assembly Bill No. 2482, Concurrence:** Chan, Frommer, Keene, Lieber, Lieu, McCarthy, Strickland, and Umberg—Aye.

**Assembly Bill No. 2496, Concurrence:** Frommer, Jerome Horton, Lieber, Lieu, Matthews, and Umberg—Aye; Canciamilla, Daucher, Houston, Keene, McCarthy, and Strickland—No.

**Assembly Bill No. 2513, Concurrence:** Bogh, Frommer, Garcia, Jerome Horton, Keene, Lieber, Lieu, Liu, Matthews, McCarthy, and Umberg—Aye.

**Assembly Bill No. 2641, Concurrence:** Arambula, Frommer, Keene, La Suer, Lieu, McCarthy, Plescia, and Umberg—Aye.

**Assembly Bill No. 2624, Concurrence:** Arambula, Bermúdez, De La Torre, Frommer, Garcia, Keene, La Malfa, Lieu, McCarthy, Montañez, Oropeza, and Umberg—Aye.

**Assembly Bill No. 2757, Concurrence:** Arambula, Bogh, Coto, Frommer, Garcia, Haynes, Houston, Keene, Lieu, McCarthy, and Montañez—Aye.

**Assembly Bill No. 2805, Urgency and Concurrence:** Bogh, Frommer, Garcia, Karnette, and Lieu—Aye.

**Assembly Bill No. 2865, Concurrence:** Bass, Berg, Bogh, Daucher, Frommer, Garcia, Shirley Horton, McCarthy, Montañez, Nakanishi, Niello, Oropeza, Strickland, Tran, and Umberg—Aye; Keene, Leslie, Mountjoy, Plescia, and Runner—No.

**Assembly Bill No. 2869, Concurrence:** Baca, Bermúdez, Coto, Frommer, Garcia, Jones, Keene, McCarthy, Negrete McLeod, Niello, Oropeza, Richman, Strickland, Wolk, and Wyland—Aye.

**Assembly Bill No. 2907, Concurrence:** Frommer, Jones, Keene, McCarthy, Negrete McLeod, Oropeza, Tran, Umberg, and Walters—Aye; Mountjoy—No.

**Assembly Bill No. 2929, Concurrence:** Coto, Frommer, Montañez, Negrete McLeod, and Umberg—Aye; Daucher, McCarthy, and Mountjoy—No.

**Assembly Bill No. 2947, Concurrence:** Arambula, Frommer, Keene, McCarthy, Mountjoy, Negrete McLeod, Plescia, Runner, Tran, and Umberg—Aye.

**Assembly Bill No. 3048, Concurrence:** Arambula, Frommer, Keene, Negrete McLeod, Oropeza, Umberg, and Wolk—Aye; McCarthy and Mountjoy—No.

**Assembly Bill No. 117, Urgency and Concurrence:** Chan, Frommer, McCarthy, and Negrete McLeod—Aye.

**Assembly Bill No. 2715, Urgency and Concurrence:** Frommer—Aye.

**Assembly Bill No. 2945, Urgency and Concurrence:** Canciamilla, De La Torre, Evans, La Malfa, Plescia, Runner, and Umberg—Aye.

**Mountjoy Motion to Suspend the Rules:** Aghazarian, Calderon, Canciamilla, Jerome Horton, Klehs, Leslie, Nava, and Strickland—Aye; Bermúdez, Blakeslee, Chavez, Matthews, and Spitzer—No.

**Senate Bill No. 437:** Aghazarian, Calderon, Canciamilla, De La Torre, Garcia, Negrete McLeod, Parra, and Ridley-Thomas—Aye; Bogh, Keene, Maze, McCarthy, Mountjoy, Strickland, and Villines—No.

**Senate Bill No. 1133:** Canciamilla, Daucher, Frommer, and Klehs—Aye; Bogh, Emmerson, Shirley Horton, Keene, McCarthy, Mountjoy, Spitzer, and Strickland—No.

**Senate Bill No. 1141:** Frommer, Lieu, Montañez, and Negrete McLeod—Aye; Bogh, Daucher, Emmerson, Garcia, Shirley Horton, Plescia, Richman, Strickland, and Villines—No.

**Senate Bill No. 1250 and Urgency:** Bogh, De La Torre, Emmerson, Frommer, La Malfa, Lieber, Negrete McLeod, Parra, Plescia, and Umberg—Aye; Mountjoy and Spitzer—No.

**Senate Bill No. 686 and Urgency:** Calderon, Canciamilla, Frommer, Garcia, Karnette, Klehs, Levine, Mullin, Negrete McLeod, Parra, Ridley-Thomas, and Torrico—Aye.

**Senate Bill No. 815:** Calderon, Montañez, and Wolk—Aye; Canciamilla and Matthews—No.

**Senate Bill No. 1534:** Bermúdez, Negrete McLeod, and Parra—Aye; Canciamilla, Garcia, and La Suer—No.

**Senate Bill No. 1368:** Matthews and Negrete McLeod—Aye; Canciamilla and Garcia—No.

**Senate Bill No. 212:** Aghazarian, Arambula, Bogh, Canciamilla, Chavez, Garcia, Jerome Horton, Houston, La Malfa, Levine, Matthews, Mullin, Negrete McLeod, Parra, Torrico, and Umberg—Aye; Strickland—No.

**Senate Bill No. 974:** Aghazarian, Baca, Bass, Bermúdez, Canciamilla, Chavez, Frommer, Klehs, Lieu, Mullin, Nation, Negrete McLeod, Niello, Parra, Strickland, Walters, and Wyland—Aye.

**Senate Bill No. 1724:** Aghazarian, Canciamilla, Chavez, Evans, Frommer, Jerome Horton, Matthews, Mullin, Negrete McLeod, Parra, and Strickland—Aye.

**Senate Bill No. 1822:** Aghazarian, Canciamilla, Chavez, Frommer, Garcia, La Malfa, McCarthy, Mullin, Negrete McLeod, Parra, and Strickland—Aye; Blakeslee, Bogh, DeVore, and Niello—No.

**Bass Motion to Suspend the Rules:** Canciamilla and Jerome Horton—Aye.

**Assembly Bill No. 3029, Concurrence:** Canciamilla, De La Torre, and Parra—Aye; Spitzer—No.

**Assembly Bill No. 2941, Concurrence:** Canciamilla, Garcia, McCarthy, Niello, and Plescia—Aye.

**Assembly Bill No. 3014, Concurrence:** Canciamilla, Frommer, Jerome Horton, Matthews, and Oropeza—Aye; Richman—No.

**Senate Bill No. 1693:** Aghazarian, Blakeslee, DeVore, Shirley Horton, Huff, La Malfa, Nakanishi, Plescia, Strickland, and Wyland—Aye; Niello—No.

**Assembly Bill No. 2862, Urgency and Concurrence:** Garcia—Aye; Keene—No.

**Assembly Bill No. 409, Urgency and Concurrence:** Strickland—No.

**Assembly Bill No. 368, Concurrence:** La Malfa and Strickland—Aye.

**Assembly Bill No. 289, Concurrence:** Jerome Horton—Aye; Garcia—No.

**Assembly Bill No. 1953, Concurrence:** Jerome Horton—Aye; Garcia—No.

**Senate Bill No. 524:** Montañez—Aye.

**Senate Bill No. 463:** Benoit, Garcia, and La Malfa—Aye.

**Senate Bill No. 44:** Plescia—No.

**Senate Bill No. 1312:** Hancock—Aye; Daucher—No.

**Senate Bill No. 1710:** Frommer—Aye.

**Senate Bill No. 1719:** La Malfa—Aye; Plescia—No.

**Senate Bill No. 1472:** Lieber—Aye; Garcia—No.

**Senate Bill No. 472:** Frommer and Mullin—Aye.

**Senate Bill No. 697:** Canciamilla and Matthews—No.

**Senate Bill No. 832:** Bass—Aye; Canciamilla—No.

**Senate Bill No. 931:** Nation—Aye; Umberg—No.

**Senate Bill No. 1208:** Frommer—Aye.

**Senate Bill No. 638:** Emmerson and Garcia—Aye; Wyland—No.

**Senate Bill No. 797:** Bermúdez—Aye.

**Assembly Bill No. 2171, Concurrence:** Coto and Karnette—Aye; Aghazarian, Daucher, Spitzer, and Wyland—No.

**Assembly Bill No. 352, Concurrence:** Bermúdez—Aye.

**Senate Bill No. 1696:** Bass, Cohn, De La Torre, Frommer, and Oropeza—Aye.

**Assembly Bill No. 1012, Concurrence:** Bermúdez—Aye.

#### MOTION TO ADJOURN

At 11:56 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 11:57 p.m., Speaker pro Tempore Yee declared the quorum call of the Assembly dispensed with.

#### AUTHOR'S AMENDMENTS

##### Committee on Rules

August 30, 2005

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

Senate Bill No. 86

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

MONTAÑEZ, Chair

**SENATE BILL NO. 86**—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.

#### REPORTS OF STANDING COMMITTEES

##### Committee on Judiciary

Date of Hearing: August 30, 2006

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 402

Assembly Bill No. 457\*

With the recommendation: That the Senate amendments be concurred in.

JONES, Chair

Above bills ordered to unfinished business.

\*(NOTE: On October 4, 2006, Assembly Bill No. 457 was returned to the Senate by unanimous consent and pursuant to a request by the Senate. See pages 7687 and 7781.)



**Committee on Environmental Safety and Toxic Materials**

Date of Hearing: August 30, 2006

Mr. Speaker: Your Committee on Environmental Safety and Toxic Materials reports:

Assembly Bill No. 966

Assembly Bill No. 1341

With the recommendation: That the Senate amendments be concurred in.

RUSKIN, Chair

Above bills ordered to unfinished business.

**Committee on Business and Professions**

Date of Hearing: August 30, 2006

Mr. Speaker: Your Committee on Business and Professions reports:

Assembly Bill No. 1302

With the recommendation: That the Senate amendments be concurred in.

NEGRETE McLEOD, Chair

Above bill ordered to unfinished business.

**Committee on Education**

Date of Hearing: August 30, 2006

Mr. Speaker: Your Committee on Education reports:

Assembly Bill No. 607

With the recommendation: That Senate amendments be concurred in.

GOLDBERG, Chair

Above bill ordered to unfinished business file.

**Committee on Revenue and Taxation**

Date of Hearing: August 30, 2006

Mr. Speaker: Your Committee on Revenue and Taxation reports:

Assembly Bill No. 1029

Assembly Bill No. 1614

With the recommendation: That Senate amendments be concurred in.

KLEHS, Chair

Above bills ordered to unfinished business file.

**Committee on Water, Parks and Wildlife**

Date of Hearing: August 30, 2006

Mr. Speaker: Your Committee on Water, Parks and Wildlife reports:

Assembly Bill No. 2497

With the recommendation: That Senate amendments be concurred in.

WOLK, Chair

Above bill ordered to unfinished business file.

**Committee on Arts, Entertainment, Sports, Tourism, and Internet Media**

Date of Hearing: August 30, 2006

Mr. Speaker: Your Committee on Arts, Entertainment, Sports, Tourism, and Internet Media reports:

Assembly Bill No. 2592

With the recommendation: That Senate amendments be concurred in.

CHAVEZ, Chair

Above bill ordered to unfinished business file.

**Committee on Public Employees, Retirement and Social Security**

Date of Hearing: August 30, 2006

Mr. Speaker: Your Committee on Public Employees, Retirement and Social Security reports:

Assembly Bill No. 386

Assembly Bill No. 2930

Assembly Bill No. 1458

Assembly Bill No. 2936

With the recommendation: That the Senate amendments be concurred in.

TORRICO, Chair

Above bills ordered to unfinished business.

**Committee on Appropriations**

Date of Hearing: August 30, 2006

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Concurrent Resolution No. 160

With the recommendation: Be adopted.

CHU, Chair

Above resolution ordered to third reading.

Date of Hearing: August 30, 2006

Mr. Speaker: Your Committee on Appropriations reports:

Senate Concurrent Resolution No. 37

Senate Concurrent Resolution No. 114

Senate Concurrent Resolution No. 120

With the recommendation: Be adopted.

CHU, Chair

Above resolutions ordered to third reading.

Date of Hearing: August 30, 2006

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 56

Senate Bill No. 107

Senate Bill No. 813

With the recommendation: Do pass.

CHU, Chair

Above bills ordered to second reading.

**Committee on Governmental Organization**

Date of Hearing: August 30, 2006

Mr. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 51

With the recommendation: Do pass.

JEROME HORTON, Chair

Above bill ordered to second reading.

Date of Hearing: August 30, 2006

Mr. Speaker: Your Committee on Governmental Organization reports:

Assembly Bill No. 3046

Assembly Bill No. 3065

With the recommendation: That the Senate amendments be concurred in.

JEROME HORTON, Chair

Above bills ordered to unfinished business.

**Committee on Appropriations**

Date of Hearing: August 30, 2006

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 10

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

CHU, Chair

Above bill ordered to second reading.

**Committee on Business and Professions**

Date of Hearing: August 30, 2006

Mr. Speaker: Your Committee on Business and Professions reports:

Senate Bill No. 1476

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

NEGRETE McLEOD, Chair

Above bill ordered to second reading.

**SECOND READING OF SENATE BILLS BY UNANIMOUS CONSENT**

Pursuant to unanimous consent granted earlier today, the following bills were taken up, without reference to file, for purposes of adopting committee amendments, and returned to third reading for Thursday, August 31:

**SENATE BILL NO. 10**—An act to amend Section 70301 of, and to add Sections 70324 and 70351.5 to, the Government Code, relating to trial court facilities.

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

**SENATE BILL NO. 1476**—An act to amend Sections 30, 473.15, 1601.1, 1742, 2460, 2570.4, 2570.19, 2602, 2668, 2701, 2708, 2920, 2933, 3010.5, 3014.6, 3504, 3512, 3516.1, 3685, 3710, 3716, 3765, 4001, 4003, 4034, 4162, 4162.5, 4163.5, 4169, 4200.1, 4800, 4804.5, 4928, 4934, 5510, 5517, 5620, 5621, 5622, 5810, 5811, 6704, 6710, 6712, 6714, 6716, 6726.2, 6730, 6732.3, 6738, 6740, 6750, 6753, 6754, 6787, 7000.5, 7011, 7200, 7215.6, 7810, 7815.5, 8000, 8710, 8729, 8740, 8745, and 22251 of, to amend and repeal Section 4163 of, to add Sections 2660.5, 4163.1, 6732.5, and 6746.1 to, and to repeal Section 4163.6 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 Business and Professions read and adopted, bill ordered reprinted and to be placed upon the third reading file.

**MESSAGES FROM THE SENATE**

Senate Chamber, August 30, 2006

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

Assembly Bill No. 2148

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.

**ADJOURNMENT**

At 11:56 p.m., pursuant to the motion by Assembly Member Cohn, the Assembly adjourned until 10:30 a.m., Thursday, August 31, 2006, out of respect to the memory of Robert Glenn Ross, on motion of Assembly Member Benoit; out of respect to the memory of Jim Krahulec, on motion of Assembly Member Calderon; out of respect to the memory of Jessie Lee Wilson Abrams, on motion of Assembly Member Chan; out of respect to the memory of Peter Hope, Jr., Honesto Aragon, Constance Rohrig, Renee Johnson, Julia Aguirre, Edith Sjolin, and Maria Catalina Wood, on motion of Assembly Member Daucher; out of respect to the memory of Lela Patterson and George E. McClinton, Jr., JD, on motion of Assembly Member Dymally; out of respect to the memory of Truman Brooks, on motion of Assembly Member Shirley Horton; out of respect to the memory of Patricia Eileen Carney, on motion of Assembly Member Leslie; out of respect to the memory of Richard Payne Fuchs, on motion of Assembly Member Mullin; out of respect to the memory of Isam Gorgis Arabo, on motion of Assembly Members Plescia, Torrico, and Yee; and out of respect to the memory of Sgt. David J. Almazan, on motion of Assembly Member Levine.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE  
ASSEMBLY ON AUGUST 30, 2006**

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

<b>SB</b>	<b>RN</b>	
10	0622155	
86	0622173	
1368	0622038	
1476	0622097	
<b>Daily Total:</b>		<b>4</b>
<b>Cumulative Total:</b>		<b>5733</b>



CALIFORNIA LEGISLATURE  
2005-06 REGULAR SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, August 31, 2006**

**TWO HUNDRED THIRTY-FIRST SESSION DAY  
SIX HUNDRED THIRTY-FOURTH CALENDAR DAY  
AT SACRAMENTO, CALIFORNIA**



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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 31, 2006

The Assembly met at 10:31 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 Canciamilla 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 11:08 a.m., Acting Speaker Dennis Mountjoy declared a quorum  
of the Assembly present.

The roll call was completed, and the following answered to their  
names—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	Haynes	Maze	Spitzer
Bogh	Horton, Jerome	McCarthy	Strickland
Calderon	Horton, Shirley	Montañez	Torrigo
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	



**PRAYER**

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

*Lord, We can be reasonably happy here on earth, but that is not the goal of life. Our goal is to grow in character and in God likeness. You are more interested in our character than You are in our comfort. You are more interested in making our life holy than You are in making our life happy. You made us to last forever and it is Your desire to see us in Heaven. Help us, Lord, to practice on earth what we will do forever in eternity. Help us to remember that we were made by You and for You.—AMEN.*

**PLEDGE OF ALLEGIANCE TO THE FLAG**

Upon request of Acting Speaker Mountjoy, Assembly Member Tran 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.

**ENGROSSMENT AND ENROLLMENT REPORTS**

Assembly Chamber, August 31, 2006

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

Assembly Concurrent Resolution No. 160

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered on file.

**MESSAGES FROM THE SENATE**

Senate Chamber, August 24, 2006

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

Assembly Bill No. 2355

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 28, 2006

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

Assembly Bill No. 1699

Assembly Bill No. 2889

Assembly Bill No. 2913

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, 2006

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

Assembly Bill No. 2633  
 Assembly Bill No. 2906  
 Assembly Bill No. 2722

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.

### MESSAGES FROM THE SENATE

Senate Chamber, August 30, 2006

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

Assembly Bill No. 32	Assembly Bill No. 2302
Assembly Bill No. 87	Assembly Bill No. 2343
Assembly Bill No. 180	Assembly Bill No. 2448
Assembly Bill No. 523	Assembly Bill No. 2469
Assembly Bill No. 608	Assembly Bill No. 2586
Assembly Bill No. 756	Assembly Bill No. 2609
Assembly Bill No. 1015	Assembly Bill No. 2651
Assembly Bill No. 1478	Assembly Bill No. 2670
Assembly Bill No. 1550	Assembly Bill No. 2748
Assembly Bill No. 1559	Assembly Bill No. 2802
Assembly Bill No. 1598	Assembly Bill No. 2825
Assembly Bill No. 1634	Assembly Bill No. 2843
Assembly Bill No. 1759	Assembly Bill No. 2886
Assembly Bill No. 1797	Assembly Bill No. 2922
Assembly Bill No. 1849	Assembly Bill No. 2946
Assembly Bill No. 1973	Assembly Bill No. 2990
Assembly Bill No. 2125	Assembly Bill No. 2995
Assembly Bill No. 2192	Assembly Bill No. 3028
Assembly Bill No. 2220	Assembly Bill No. 3068
Assembly Bill No. 2256	

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, 2006

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

Assembly Bill No. 801	Assembly Bill No. 2076
Assembly Bill No. 1897	Assembly Bill No. 2671

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

Above bills ordered enrolled.

Senate Chamber, August 30, 2006

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

- |                      |                      |
|----------------------|----------------------|
| Senate Bill No. 257  | Senate Bill No. 1309 |
| Senate Bill No. 351  | Senate Bill No. 1339 |
| Senate Bill No. 354  | Senate Bill No. 1347 |
| Senate Bill No. 369  | Senate Bill No. 1349 |
| Senate Bill No. 403  | Senate Bill No. 1353 |
| Senate Bill No. 497  | Senate Bill No. 1373 |
| Senate Bill No. 603  | Senate Bill No. 1398 |
| Senate Bill No. 696  | Senate Bill No. 1454 |
| Senate Bill No. 757  | Senate Bill No. 1513 |
| Senate Bill No. 768  | Senate Bill No. 1538 |
| Senate Bill No. 814  | Senate Bill No. 1563 |
| Senate Bill No. 968  | Senate Bill No. 1569 |
| Senate Bill No. 1116 | Senate Bill No. 1574 |
| Senate Bill No. 1133 | Senate Bill No. 1614 |
| Senate Bill No. 1162 | Senate Bill No. 1641 |
| Senate Bill No. 1207 | Senate Bill No. 1660 |
| Senate Bill No. 1235 | Senate Bill No. 1737 |
| Senate Bill No. 1237 | Senate Bill No. 1755 |
| Senate Bill No. 1270 | Senate Bill No. 1845 |
| Senate Bill No. 1283 |                      |

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

Senate Chamber, August 30, 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. 678 | Senate Bill No. 1523 |
| Senate Bill No. 750 | Senate Bill No. 1542 |

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

Senate Chamber, August 31, 2006

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

- Senate Concurrent Resolution No. 112
- Senate Concurrent Resolution No. 129
- Senate Joint Resolution No. 34

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. 112**—Relative to the Wall Las Memorias Project AIDS monument.

**SENATE CONCURRENT RESOLUTION NO. 129**—Relative to Los Angeles Police Officer Steven Gajda Memorial Highway.

**SENATE JOINT RESOLUTION NO. 34**—Relative to school Medicaid services.

**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. 1010, 2960, 2723, 2756, and 2987 and Senate Bills Nos. 427 and 909 for hearing in the Committee on Utilities and Commerce today during session.

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

**SENATE BILL NO. 56**—An act to add Section 6009.5 to the Business and Professions Code, and to amend Section 12011.5 of, and to add Sections 69614 and 77001.5 to, the Government Code, relating to trial court judges and officers.

Bill read second time, and ordered to third reading.

**SENATE BILL NO. 107**—An act to amend Sections 25620.1, 25740, 25741, 25742, 25743, 25746, and 25751 of, to add Sections 25470.5 and 25744.5 to, 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, to add Article 9 (commencing with Section 635) to Chapter 3 of Part 1 of Division 1 of, to add and repeal Section 2854 of, and to repeal and add Section 399.16 of, the Public Utilities Code, relating to energy.

Bill read second time, and ordered to third reading.

**SENATE BILL NO. 813**—An act to amend Sections 17071.40 and 17071.75 of the Education Code, relating to school facilities.

Bill read second time, and ordered to third reading.

**SENATE BILL NO. 51**—An act to amend Section 19613.3 of the Business and Professions Code, relating to horse racing.

Bill read second time, and ordered to third reading.

**UNFINISHED BUSINESS  
CONSIDERATION OF SENATE AMENDMENTS**

**ASSEMBLY BILL NO. 2511 (Jones)**—An act to amend Sections 65008, 65400, 65589.5, 65852.1, 65863, and 65950 of, to add Section 65582.1 to, and to repeal Section 66037 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—64**

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

**NOES—11**

Blakeslee	Haynes	La Malfa	Parra
Bogh	Huff	La Suer	Villines
DeVore	Keene	Maze	

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2745 (Jones)**—An act to add Section 1262.4 to 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.

#### Call of the Assembly

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

Motion carried. Time, 11:20 a.m.

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

**ASSEMBLY BILL NO. 1363 (Jones)**—An act to amend Sections 1610, 1822, 1826, 1829, 1830, 1850, 1851, 2215, 2250, 2253, 2320, 2321, 2401, 2610, 2620, 2620.2, 2623, 2640, 2640.1, 2641, 2653, 2701, and 2920 of, to add Sections 1456, 1457, 1850.5, 2113, 2250.2, 2250.4, 2250.6, 2250.8, 2410, and 2923 to, and to add and repeal Section 1458 of, the Probate Code, relating to conservatorship and guardianship.

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

(NOTE: Text of Senate amendments 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

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

#### NOES—20

Aghazarian	Houston	Leslie	Runner
Benoit	Huff	Maze	Strickland
Blakeslee	Keene	McCarthy	Villines
Cogdill	La Malfa	Nakanishi	Walters
DeVore	La Suer	Plescia	Wyland

#### Vote Changes

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 1363: Assembly Member Haynes from “No” to “Aye”.

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 1334 (Salinas)**—An act to amend Sections 1775 and 1777 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	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, Jerome	Montañez	Torrco
Calderon	Horton, Shirley	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	

**NOES—1**

Houston

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2573 (Leno)**—An act to amend Section 2828 of 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—68**

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

**NOES—9**

DeVore	Huff	Mountjoy
Haynes	La Suer	Strickland
Houston	Maze	Walters

Above bill ordered enrolled.

**At 11:30 a.m., Speaker pro Tempore Leland Y. Yee, 12th District, presiding**

**ASSEMBLY BILL NO. 607 (Goldberg)**—An act to amend Sections 1240, 17002, 17076.10, 17592.72, 35186, and 60119 of, and to add Sections 1242 and 1242.5 to, 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—71**

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	McCarthy	Spitzer
Blakeslee	Horton, Jerome	Montañez	Strickland
Bogh	Horton, Shirley	Mullin	Torrico
Calderon	Houston	Nakanishi	Umberg
Canciamilla	Huff	Nation	Vargas
Chan	Jones	Nava	Villines
Chavez	Karnette	Negrete McLeod	Walters
Chu	Keene	Niello	Wolk
Cohn	Klehs	Oropeza	Wyland
Coto	Koretz	Parra	Yee
Daucher	Laird	Pavley	Mr. Speaker
De La Torre	Leno	Plescía	

**NOES—7**

DeVore	La Malfa	Maze	Tran
Haynes	La Suer	Mountjoy	

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2318 (Calderon)**—An act to amend Sections 7500.1, 7500.3, 7507.9, 7507.12, 7507.13, 7508.4 of the Business and Professions Code, and to amend Sections 14602.6 and 14602.7 of the Vehicle 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—55**

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

**NOES—19**

Aghazarian	Houston	Maze	Runner
Blakeslee	Huff	McCarthy	Strickland
Bogh	Keene	Mountjoy	Villines
DeVore	La Malfa	Nakanishi	Walters
Haynes	La Suer	Niello	

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2497 (Laird)**—An act to add and repeal Section 12805.3 of the Government Code, relating to public 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—71**

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

**NOES—8**

Blakeslee	DeVore	Huff	Maze
Bogh	Haynes	La Suer	Nakanishi

Above bill ordered enrolled.



**ASSEMBLY BILL NO. 2510 (Lieu)**—An act to amend Section 11605 of, and to add Section 11605.1 to, the Health and Safety 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.

#### **Call of the Assembly**

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

Motion carried. Time, 11:48 a.m.

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

#### **ENGROSSMENT AND ENROLLMENT REPORTS**

Assembly Chamber, August 31, 2006

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

Assembly Bill No.1381

And reports the same correctly enrolled, and presented to the Governor on the 31st day of August, 2006, at 11:50 a.m.

E. DOTSON WILSON, Chief Clerk

#### **MOTION TO RECONSIDER BILLS (CONTINUED)**

By unanimous consent, the motion to reconsider the vote on Senate Bill No. 1185 was continued until the next legislative day.

#### **CONSIDERATION OF DAILY FILE (RESUMED)**

#### **UNFINISHED BUSINESS (RESUMED)**

#### **CONSIDERATION OF SENATE AMENDMENTS**

**ASSEMBLY BILL NO. 2521 (Jones)**—An act to amend Sections 12071, 12072, 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.

#### **Call of the Assembly**

Pending the announcement of the vote, Assembly Member Jones 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.

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2600 (Lieu)**—An act to amend Sections 5205.5, 21655.9, and 40000.13 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—58**

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

**NOES—21**

Blakeslee	Keene	Niello	Villines
Bogh	La Malfa	Oropeza	Walters
DeVore	La Suer	Plescia	Wyland
Emmerson	Leslie	Spitzer	
Haynes	Maze	Strickland	
Huff	Mountjoy	Tran	

Above bill ordered enrolled.

**CAUCUS ANNOUNCEMENTS**

At 12:02 p.m., Assembly Member Aghazarian was granted unanimous consent that the Republican Caucus be permitted to meet in the Assembly Lounge.

**RECESS**

By unanimous consent, at 12:02 p.m., Speaker pro Tempore Yee declared the Assembly recessed.

**RECONVENED**

At 12:18 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. 225 (Soto)**—An act to amend Sections 44283, 44299.1, and 44299.2 of the Health and Safety Code, relating to air quality.

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, 12:20 p.m.

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

**SENATE BILL NO. 1676 (Ducheny)**—An act to amend Sections 66427.1 and 66459 of the Government Code, relating to subdivisions.

Bill read third time, and presented by Assembly Member Mullin.  
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, 12:24 p.m.

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

**PARLIAMENTARY INQUIRY**

Assembly Member Mountjoy arose to the following parliamentary inquiry:

Is it the normal procedure of the House to take up bills that have opposition while the Republican Caucus is meeting?

**Reply by Speaker pro Tempore Yee**

The Speaker pro Tempore replied that he consulted with the Republican leadership before proceeding with business on the Daily File.

**At 12:29 p.m., Speaker Fabian Núñez, 46th District, presiding**

**CONSIDERATION OF DAILY FILE (RESUMED)**

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

**SENATE BILL NO. 1675 (Kehoe)**—An act to add Section 13455 to the Business and Professions Code, and to add Section 43836 to the Health and Safety Code, relating to vehicular air pollution.

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 Wolk moved a call of the Assembly.

Motion carried. Time, 12:37 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, Speaker Núñez re-referred the following Assembly bills to committees as noted:

Assembly Bill No. 523, to the Committee on Higher Education;  
Assembly Bills Nos. 1973 and 3068, to the Committee on Governmental Organization;  
Assembly Bill No. 32, to the Committee on Natural Resources.

**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. 32 for hearing in the Committee on Natural Resources today, off the Floor.

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

**SENATE BILL NO. 1252 (Florez)**—An act to add Section 42403.3 to the Health and Safety Code, relating to air pollution.

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

**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. 1252**

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, 12:48 p.m.

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

**SENATE BILL NO. 171 (Alquist)**—An act to add Section 859.5 to the Penal Code, relating to criminal procedure.

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

**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.

**At 12:51 p.m., Speaker pro Tempore Leland Y. Yee, 12th District, presiding**

**Further Consideration of Senate Bill No. 171**

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, 12:56 p.m.

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

**SENATE BILL NO. 1322 (Cedillo)**—An act to amend Sections 65582, 65583, 65583.2, and 65589.5 of, and to add Section 65852.12 to, the Government Code, relating to housing.

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, 1 p.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 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, 1:03 p.m.

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

**SENATE BILL NO. 1011 (Florez)**—An act to amend Sections 8880.4 and 8880.321 of the Government Code, relating to the California State Lottery, and declaring the urgency thereof, to take effect immediately.

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

#### **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, 1:05 p.m.

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

**SENATE BILL NO. 452 (Alarcon)**—An act to amend Section 14105.33 of the Welfare and Institutions Code, relating to Medi-Cal.

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

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, 1:07 p.m.

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

**SENATE BILL NO. 1205 (Escutia)**—An act to amend Sections 39674, 42400, 42400.1, 42400.2, 42400.3, 42400.3.5, 42400.3.7, 42400.6, 42401, 42402, 42402.1, 42402.2, 42402.3, and 42402.4 of, and to add Sections 39604.3, 42400.9, 42402.4.5, and 42402.6 to, the Health and Safety Code, relating to air pollution.

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, 1:08 p.m.

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

**SENATE BILL NO. 1476 (Figueroa)**—An act to amend Sections 30, 101, 205, 473.15, 1601.1, 1616.5, 1742, 1770, 2460, 2570.4, 2570.19, 2602, 2668, 2701, 2708, 2920, 2933, 3010.5, 3014.6, 3504, 3512, 3516.1, 3685, 3710, 3716, 3765, 4001, 4003, 4034, 4162, 4162.5, 4163.5, 4169, 4200.1, 4800, 4804.5, 4928, 4934, 5510, 5517, 5620, 5621, 5622, 5810, 5811, 6704, 6710, 6712, 6714, 6716, 6726.2, 6730, 6732.3, 6738, 6740, 6750, 6753, 6754, 6787, 7000.5, 7011, 7200, 7215.6, 7810, 7815.5, 8000, 8710, 8729, 8740, 8745, and 22251 of, to amend and repeal Sections 1760, 1760.5, 1761, 1762, 1763, 1764, 1765, 1766, 1768, 1769, 1772, 1774, 1775, and 4163 of, to amend, repeal, and add Sections 1621, 1670.1, 1680, 1721, 1721.5, 1741, 1742.1, 1743, 1744, 1771, 4999.2, and 4999.7 of, to add Sections 1900.5, 2660.5, 4163.1, 6732.5, and 6746.1 to, and to repeal Section 4163.6 of, the Business and Professions Code, to amend, repeal, and add Section 44876 of the Education Code, and to amend, repeal, and add Sections 1348.8 and 128160 of the Health and Safety Code, relating to professions and vocations, and making an appropriation therefor.

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

Bill passed by the following vote:

**AYES—77**

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

**NOES—None**

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 10 (Dunn)**—An act to amend, repeal, and add Section 70301 of, to add Section 70351.5 to, and to add and repeal Section 70324 of, the Government Code, relating to trial court facilities.

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

Bill passed by the following vote:

**AYES—70**

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

**NOES—9**

Haynes	Leslie	Strickland
Keene	Maze	Villines
La Suer	Mountjoy	Walters

Bill ordered transmitted to the Senate immediately.

**BILLS PLACED ON INACTIVE FILE**

The following bill was placed upon the inactive file:

**Senate Bill No. 1547**, on request on Assembly Member Yee.

**CONSIDERATION OF DAILY FILE (RESUMED)**

**UNFINISHED BUSINESS (RESUMED)**

**CONSIDERATION OF SENATE AMENDMENTS**

**ASSEMBLY BILL NO. 888 (De La Torre)**—An act to amend Section 43018 of, and to add Article 9 (commencing with Section 40550) to Chapter 5.5 of Part 3 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.

**Call of the Assembly**

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

Motion carried. Time, 1:20 p.m.

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

**ASSEMBLY BILL NO. 2712 (Leno)**—An act to add Section 2079.10b to the Civil Code, and to amend Sections 290.4 and 290.46 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.

#### Call of the Assembly

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

Motion carried. Time, 1:48 p.m.

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

**ASSEMBLY BILL NO. 339 (Harman)**—An act to amend Sections 16601, 16602.5, and 17900 of the Business and Professions Code, to amend Sections 167.5, 171.05, 1107.5, 1113, 1152, 1157, 2113, 6019.1, 6020.5, 8019.1, 8020.5, 12540.1, 12550.5, 15800, 16101, 16901, 16903, 16908, 16911, 16915.5, 17001, 17540.3, 17540.8, 17554.5, 17555, and 25005.1 of, to add Chapter 5.5 (commencing with Section 15900) to Title 2 of, and to add and repeal Sections 15534 and 15724 of, the Corporations Code, to amend Section 12197 of, and to repeal and add Section 12188 of, the Government Code, and to amend Section 17935 of the Revenue and Taxation Code, relating to business entities.

Bill presented by Assembly Member Blakeslee.

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

(NOTE: Text of Senate amendments 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	Leslie	Richman
Arambula	Emmerson	Levine	Ridley-Thomas
Baca	Evans	Lieber	Runner
Bass	Frommer	Lieu	Ruskin
Benoit	Garcia	Liu	Saldaña
Berg	Hancock	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	Kleh	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	

#### NOES—None

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 937 (Wyland)**—An act to add Section 51210.3 to the Education Code, relating to 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—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	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	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 1293 (Oropeza)**—An act to amend Sections 8030.2, 8030.4, 8030.6, and 8030.8 of the Business and Professions Code, relating to shorthand reporters.

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

*(NOTE: Text of Senate amendments 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	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	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	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2169 (Montanez)**—An act to amend and repeal Sections 6211 and 6217 of the Government Code, relating to public 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—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	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	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 1870 (Lieber)**—An act to amend Sections 44017, 44021, 44062.1, and 44094 of, and to add Sections 44012.1 and 44062.3 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—63**

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

**NOES—16**

DeVore	La Malfa	McCarthy	Spitzer
Haynes	La Suer	Mountjoy	Strickland
Huff	Leslie	Plescia	Villines
Keene	Maze	Runner	Walters

Above bill ordered enrolled.

**REQUEST TO RESCIND ACTION ON ASSEMBLY BILL NO. 1407**

Assembly Member Frommer requested unanimous consent to rescind the action whereby the Speaker pro Tempore, on August 29, 2006, re-referred Assembly Bill No. 1407 to the Committee on Transportation pursuant to Assembly Rule 77.2.

Assembly Member Cogdill withheld unanimous consent.

**Motion to Rescind the Action on Assembly Bill No. 1407**

Assembly Member Frommer moved that the action be rescinded whereby the Speaker pro Tempore, on August 29, 2006, re-referred Assembly Bill No. 1407 to the Committee on Transportation pursuant to Assembly Rule 77.2 (Assembly Journal, page 7189).

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	Lieu	Saldaña
Bermúdez	Goldberg	Liu	Salinas
Calderon	Hancock	Matthews	Torrigo
Canciamilla	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	

**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	

**CONSIDERATION OF DAILY FILE (RESUMED)**

**UNFINISHED BUSINESS (RESUMED)**

**CONSIDERATION OF SENATE AMENDMENTS**

**ASSEMBLY BILL NO. 2282 (Oropeza)**—An act to amend Section 650 of the Business and Professions Code, and to amend Section 14107.2 of the Welfare and Institutions 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	Emmerson	Leslie	Richman
Arambula	Evans	Levine	Ridley-Thomas
Baca	Frommer	Lieber	Runner
Bass	Garcia	Lieu	Ruskin
Benoit	Goldberg	Liu	Saldaña
Berg	Hancock	Matthews	Salinas
Bermúdez	Haynes	Maze	Spitzer
Bogh	Horton, Jerome	McCarthy	Strickland
Calderon	Horton, Shirley	Montañez	Torrigo
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**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 1835 (Lieber)**—An act to add Sections 1182.12 and 1182.13 to 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—50**

Arambula	De La Torre	Leno	Pavley
Baca	Dymally	Levine	Ridley-Thomas
Bass	Evans	Lieber	Ruskin
Berg	Frommer	Lieu	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	Koretz	Oropeza	
Daucher	Laird	Parra	

**NOES—28**

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

Above bill ordered enrolled.

**BILLS PLACED ON INACTIVE FILE**

The following bills were placed upon the inactive file: **Senate Bills Nos. 92, 607, 521, 419, and 1478**, on request of Assembly Member Frommer.

**CONSIDERATION OF DAILY FILE (RESUMED)**

**UNFINISHED BUSINESS (RESUMED)**

**SENATE BILL NO. 797 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. 797 was refused passage; and that the bill be placed upon the inactive file.

**SENATE BILL NO. 459 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. 459 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 Assembly Bills Nos. 2723, 2756, and 2987 for hearing in the Committee on Utilities and Commerce today, off the floor.

**COMMITTEE MEETING ANNOUNCEMENTS**

Assembly Member Levine announced that the Committee on Utilities and Commerce would meet today in the Tom Bane Rules Committee Room.

**MEMBERS EXCUSED FOR COMMITTEE MEETING**

At 2:07 p.m., by unanimous consent, the members of the Committee on Utilities and Commerce 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 CONCURRENT RESOLUTION NO. 114 (Coto)**—Relative to a Legislative Task Force on Diabetes and Obesity.

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

*(NOTE: Text of Senate amendments 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	Ruskin
Bermúdez	Garcia	Lieu	Saldaña
Calderon	Goldberg	Liu	Salinas
Canciamilla	Hancock	Matthews	Torrico
Chan	Horton, Jerome	Montañez	Tran
Chavez	Horton, Shirley	Mullin	Umberg
Chu	Jones	Nation	Vargas
Cohn	Karnette	Nava	Wolk
Coto	Klehs	Negrete McLeod	Yee
Daucher	Koretz	Oropeza	Mr. Speaker

**NOES—27**

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

Above resolution ordered enrolled.

**ASSEMBLY BILL NO. 2572 (Emmerson)**—An act to amend Section 65584.04 of 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—77**

Aghazarian	Dymally	Leslie	Richman
Arambula	Emmerson	Levine	Ridley-Thomas
Baca	Evans	Lieber	Runner
Bass	Frommer	Lieu	Ruskin
Benoit	Garcia	Liu	Salinas
Berg	Goldberg	Matthews	Spitzer
Bermúdez	Haynes	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	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—1**

Hancock

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 1796 (Bermudez)**—An act to amend Sections 2082, 2083, 2177, 2221, and 2442 of, and to add Section 2015.5 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—70**

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

**NOES—8**

Benoit	DeVore	La Malfa	Strickland
Blakeslee	Haynes	Leslie	Walters

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 1848 (Bermudez)**—An act to amend Section 8592.6 of the Government Code, relating to homeland security.

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

*(NOTE: Text of Senate amendments 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	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	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	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2742 (Nava)**—An act to amend Sections 14132 and 14503 of, and to add Sections 14105.07, 14459.6, and 14501.2 to, the Welfare and Institutions Code, relating to family 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—51**

Arambula	De La Torre	Leno	Pavley
Baca	Dymally	Levine	Richman
Bass	Evans	Lieber	Ridley-Thomas
Berg	Frommer	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
Daucher	Laird	Parra	

**NOES—28**

Aghazarian	Garcia	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. 1868 (Bermudez)**—An act to amend Sections 5050 and 5134 of, to add Sections 5035.3, 5050.1, 5050.2, 5096.13, 5096.14, and 5096.15 to, and to add and repeal Section 5096.12 of, the Business and Professions Code, relating to accountancy, 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—71**

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

**NOES—7**

Blakeslee	Haynes	La Malfa	Walters
DeVore	Huff	Umberg	

**Vote Changes**

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 1868: Assembly Member Umberg from “Aye” to “No”.

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 402 (Dymally)**—An act to add Sections 2013 and 3022.3 to, the Family Code, relating to family law.

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

*(NOTE: Text of Senate amendments 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	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	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	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 966 (Saldana)**—An act to add Section 13274.3 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—51**

Arambula	Daucher	Leno	Pavley
Baca	De La Torre	Levine	Richman
Bass	Dymally	Lieber	Ridley-Thomas
Benoit	Evans	Lieu	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	Haynes	Leslie	Runner
Blakeslee	Horton, Shirley	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.

**ASSEMBLY BILL NO. 1341 (Committee on Environmental Safety and Toxic Materials)**—An act to amend Section 94212 of the Education Code, to amend Section 15455 of the Government Code, and to amend Sections 44526 and 44561 of, and to repeal and amend Section 44525.6 of, the Health and Safety Code, relating to community development, and declaring the urgency thereof, to take effect immediately.

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.)

**Urgency Clause**

Urgency clause read, and adopted 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	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	

**NOES—None**

The roll was opened, and the Assembly concurred in Senate amendments 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	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	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 1029 (Jerome Horton)**—An act to amend Sections 64, 480.2, 483, and 532 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	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	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	Plescía	

**NOES—1**

Haynes

The roll was opened, and the Assembly concurred in Senate amendments 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	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	Plescía	

**NOES—1**

Haynes

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 1614 (Ruskin)**—An act to amend Section 17942 of the Revenue and Taxation Code, relating to limited liability companies, 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.

#### Call of the Assembly

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

Motion carried. Time, 2:20 p.m.

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

**ASSEMBLY BILL NO. 2148 (McCarthy)**—An act to add Article 8.5 (commencing with Section 17075.50) to Chapter 12.5 of Part 10 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—77

Aghazarian	Dymally	Leslie	Richman
Arambula	Emmerson	Levine	Ridley-Thomas
Baca	Evans	Lieber	Runner
Bass	Frommer	Lieu	Ruskin
Benoit	Garcia	Liu	Salinas
Berg	Hancock	Matthews	Spitzer
Bermúdez	Haynes	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	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.

**CONSIDERATION OF SENATE BILL NO. 56 BY UNANIMOUS CONSENT**

Assembly Member Jones was granted unanimous consent to take up Senate Bill No. 56 without reference to file, for purpose of consideration.

**SENATE BILL NO. 56 (Dunn)**—An act to add Section 6009.5 to the Business and Professions Code, and to amend Section 12011.5 of, and to add Sections 69614 and 77001.5 to, the Government Code, relating to trial court judges and officers.

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

Bill passed by the following vote:

**AYES—78**

Aghazarian	Emmerson	Leslie	Richman
Arambula	Evans	Levine	Ridley-Thomas
Baca	Frommer	Lieber	Runner
Bass	Garcia	Lieu	Ruskin
Benoit	Goldberg	Liu	Saldaña
Berg	Hancock	Matthews	Salinas
Bermúdez	Haynes	Maze	Spitzer
Blakeslee	Horton, Jerome	McCarthy	Strickland
Bogh	Horton, Shirley	Montañez	Torrico
Calderon	Houston	Mountjoy	Tran
Canciamilla	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	Plescía	

**NOES—None**

Bill ordered transmitted to the Senate immediately.

**CONSIDERATION OF DAILY FILE (RESUMED)**

**UNFINISHED BUSINESS (RESUMED)**

**CONSIDERATION OF SENATE AMENDMENTS**

**ASSEMBLY BILL NO. 1368 (Karnette)**—An act to amend Section 4663 of the Labor Code, relating to workers’ compensation.

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

*(NOTE: Text of Senate amendments 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	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—28**

Aghazarian	Garcia	Leslie	Richman
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.

**ORDERS OF THE DAY DEMANDED**

Assembly Member Haynes demanded the Orders of the Day.

**DEMAND FOR THE ORDERS OF THE DAY WITHDRAWN**

Assembly Member Haynes withdrew his demand for the Orders of the Day.



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

**ASSEMBLY BILL NO. 2182 (Mullin)**—An act to add Section 401.20 to 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—78**

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	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	
DeVore	Laird	Pavley	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2591 (Keene)**—An act to add and repeal Section 13292.5 of the Government Code, relating to state 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—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	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	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2593 (Keene)**—An act to add Section 512.7 to the Labor Code, relating to compensation.

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

*(NOTE: Text of Senate amendments 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	Leslie	Plescia
Arambula	Emmerson	Levine	Richman
Baca	Evans	Lieber	Ridley-Thomas
Bass	Frommer	Lieu	Runner
Benoit	Garcia	Liu	Ruskin
Berg	Goldberg	Matthews	Saldaña
Bermúdez	Hancock	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 Suer	Oropeza	Wyland
Daucher	Laird	Parra	Yee
De La Torre	Leno	Pavley	Mr. Speaker

**NOES—2**

DeVore                      Haynes

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2634 (Lieber)**—An act to amend Section 65583 of the Government Code, relating to housing elements.

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

*(NOTE: Text of Senate amendments 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	Daucher	Laird	Ruskin
Baca	De La Torre	Leno	Saldaña
Bass	Dymally	Levine	Salinas
Berg	Evans	Lieber	Torrico
Bermúdez	Frommer	Liu	Umberg
Calderon	Goldberg	Montañez	Vargas
Canciamilla	Hancock	Mullin	Wolk
Chan	Horton, Jerome	Nation	Yee
Chavez	Jones	Negrete McLeod	Mr. Speaker
Chu	Karnette	Oropeza	
Cohn	Klehs	Pavley	
Coto	Koretz	Ridley-Thomas	

**NOES—32**

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

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2836 (Karnette)**—An act to add Section 13113.11 to 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—51**

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

**NOES—25**

Aghazarian	Keene	Mountjoy	Strickland
Benoit	La Malfa	Nakanishi	Tran
Daucher	La Suer	Niello	Walters
DeVore	Leslie	Plescia	Wyland
Haynes	Matthews	Richman	
Houston	Maze	Runner	
Huff	McCarthy	Spitzer	

Above bill ordered enrolled.

**Communications**

The following communication was presented by the Chief Clerk and ordered printed in the Journal.

**Explanation of Vote—Assembly Bill No. 2836**

September 1, 2006

*E. Dotson Wilson*

*Chief Clerk of the Assembly*

*California State Capitol, Room 3196*

Re: Vote Change AB 2836

Mr. Wilson,

It was my intention to record an “aye” vote on Assembly Bill 2836 Thursday, August 31.

I respectfully request that this letter be submitted to the Daily Journal and my intention to change my vote on AB 2836 from “no” to “aye” be properly recorded.

Sincerely,

LYNN DAUCHER, Assembly Member  
Seventy-second District

**COMMITTEE MEETING ANNOUNCEMENTS**

Assembly Member Levine announced that the Committee on Utilities and Commerce would meet immediately, in the Tom Bane Rules Committee Room.

**MEMBERS EXCUSED FOR COMMITTEE MEETING**

At 2:35 p.m., by unanimous consent, the members of the Committee on Utilities and Commerce 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. 2863 (Karnette)**—An act to amend Sections 21354.3, 31522.3, and 31672 of, to add Sections 31680.9 and 70046.2 to, and to repeal and add Article 8.6 (commencing with Section 31694) to Chapter 3 of Part 3 of Division 4 of Title 3 of, the Government Code, relating to public employees, 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.

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, 2:36 p.m.

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

**ASSEMBLY BILL NO. 2992 (Evans)**—An act to add Sections 10761.5 and 10761.7 to 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—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	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.

**ASSEMBLY BILL NO. 3038 (Ruskin)**—An act to amend Sections 14507.5 and 14581 of the Public Resources Code, relating to public 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	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	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	

**NOES—None**

Above bill ordered enrolled.

**REQUEST TO SUSPEND RULES**

Assembly Member Frommer was granted unanimous consent to suspend Assembly Rules 96 and 63 to withdraw Senate Joint Resolution No. 3 from the Committee on Rules and to permit the resolution to be taken up without reference to file for purpose of consideration.

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

**ASSEMBLY BILL NO. 2592 (Leno)**—An act to add Section 1936.01 to the Civil Code, to amend Sections 13995.40, 13995.49, 13995.65, and 13995.77 of, to amend, repeal, and add Sections 13995.20 and 13995.60 of, and to add Sections 13995.40.5, 13995.64.5, 13995.65.5, and 13995.92 to, the Government Code, and to add Item 0520-495 to Section 2 of the Budget Act of 2006 (Chapter 47 of the Statutes of 2006, as amended by Chapter 48 of the Statutes of 2006), relating to California tourism.

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

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

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

**AYES—68**

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

**NOES—8**

Blakeslee	Haynes	Leslie	Mountjoy
DeVore	La Suer	Maze	Villines

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 386 (Lieber)**—An act to amend Section 21132 of, and to add Section 20037.9 to, the Government Code, relating to state employees, 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.

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, 2:45 p.m.

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

### CONSIDERATION OF SENATE JOINT RESOLUTION NO. 3 BY UNANIMOUS CONSENT

Assembly Member Benoit was granted unanimous consent to take up Senate Joint Resolution No. 3 without reference to file, for purpose of consideration.

**SENATE JOINT RESOLUTION NO. 3 (Hollingsworth)**—Relative to the Ronald Reagan statue.

Resolution read, presented by Assembly Member Benoit, and adopted by the following vote:

### AYES—64

Aghazarian	Emmerson	Lieu	Runner
Arambula	Frommer	Matthews	Ruskin
Baca	Garcia	Maze	Saldaña
Bass	Hancock	McCarthy	Salinas
Benoit	Haynes	Montañez	Spitzer
Berg	Horton, Jerome	Mountjoy	Strickland
Blakeslee	Horton, Shirley	Mullin	Torrico
Bogh	Houston	Nakanishi	Tran
Calderon	Huff	Nava	Umberg
Canciamilla	Keene	Negrete McLeod	Vargas
Chavez	Koretz	Niello	Villines
Cogdill	La Malfa	Oropeza	Walters
Cohn	La Suer	Parra	Wolk
Coto	Laird	Pavley	Wyland
Daucher	Leslie	Plescia	Yee
DeVore	Levine	Richman	Mr. Speaker

### NOES—None

Resolution ordered transmitted to the Senate immediately.

### REPORTS OF STANDING COMMITTEES

#### Committee on Natural Resources

Date of Hearing: August 31, 2006

Mr. Speaker: Your Committee on Natural Resources reports:

Assembly Bill No. 32

With the recommendation: That the Senate amendments be concurred in.

HANCOCK, Chair

Above bill ordered to unfinished business.



**CONSIDERATION OF SENATE AMENDMENTS TO  
ASSEMBLY BILL NO. 32 BY UNANIMOUS CONSENT**

Assembly Member Pavley was granted unanimous consent to take up consideration of Senate amendments to Assembly Bill No. 32, without reference to file.

**ASSEMBLY BILL NO. 32 (Nunez)**—An act to add Division 25.5 (commencing with Section 38500) to the Health and Safety Code, relating to air pollution.

Bill presented by Assembly Member Pavley.

The question being: Shall 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 Benoit 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 Aghazarian was granted unanimous consent that Assembly Rule 112 be suspended to permit him to read a paper on the Floor of the Assembly.

**At 3:19 p.m., Acting Speaker Lloyd Levine, 40th District, presiding**

**Assembly Rule 112 Suspended**

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

Assembly Member Emmerson 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. 32**

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

**AYES—47**

Arambula	De La Torre	Laird	Pavley
Baca	Dymally	Leno	Ridley-Thomas
Bass	Evans	Levine	Ruskin
Berg	Frommer	Lieber	Saldaña
Bermúdez	Goldberg	Lieu	Salinas
Calderon	Hancock	Liu	Torrico
Canciamilla	Horton, Jerome	Montañez	Umberg
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	Matthews	Richman
Benoit	Haynes	Maze	Runner
Blakeslee	Houston	McCarthy	Spitzer
Bogh	Huff	Mountjoy	Strickland
Cogdill	Keene	Nakanishi	Tran
Daucher	La Malfa	Niello	Villines
DeVore	La Suer	Parra	Walters
Emmerson	Leslie	Plescia	Wyland

Above bill ordered enrolled.

**At 4:05 p.m., Speaker pro Tempore Leland Yee, 12th District, presiding**

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

**SENATE BILL NO. 1640 (Kuehl)**—An act to amend Sections 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, 10826.1, and 10826.2 to, to add Part 2.11 (commencing with Section 10920) to Division 6 of, to repeal Sections 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.

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, 4:09 p.m.

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

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

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, 4:10 p.m.

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

**SENATE BILL NO. 1578 (Lowenthal)**—An act to add Chapter 8 (commencing with Section 122335) to Part 6 of Division 105 of the Health and Safety Code, relating to dogs.

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

Bill passed by the following vote:

**AYES—46**

Arambula	Dymally	Levine	Ruskin
Baca	Evans	Lieber	Saldaña
Berg	Frommer	Lieu	Salinas
Bermúdez	Goldberg	Liu	Strickland
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	
De La Torre	Leno	Ridley-Thomas	

**NOES—32**

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

**Vote Changes**

By unanimous consent, the following vote change was permitted on Senate Bill No. 1578: Assembly Member Strickland from “No” to “Aye”.

Bill ordered transmitted to the Senate.

**UNFINISHED BUSINESS (RESUMED)  
MOTION TO RECONSIDER SENATE BILL NO. 832  
Request for Reconsideration**

In compliance with a motion given on a previous day, Assembly Member Frommer requested unanimous consent that the vote be reconsidered whereby Senate Bill No. 832 was refused passage.

Assembly Member Cogdill withheld unanimous consent.

**Motion**

Assembly Member Frommer moved that the vote be reconsidered whereby Senate Bill No. 832 was refused passage.

Senate Bill No. 832 reconsidered by the following vote:

**AYES—45**

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

**NOES—33**

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

**Vote Changes**

By unanimous consent, the following vote change was permitted on Motion to Reconsider Senate Bill No. 832: Assembly Member Cohn from “Aye” to “Not Voting”.

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

**SENATE BILL NO. 832 (Perata)**—An act to add Section 3294.5 to the Civil Code, relating to punitive damages, and making an appropriation therefor.

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 Frommer moved a call of the Assembly.

Motion carried. Time, 4:14 p.m.

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

**CAUCUS ANNOUNCEMENTS**

At 4:14 p.m., Assembly Member Frommer was granted unanimous consent that the Democratic Caucus be permitted to meet in the Assembly Lounge.

Assembly Member Aghazarian was granted unanimous consent that the Republican Caucus be permitted to meet in the Tom Bane Rules Committee Room.

**RECESS**

By unanimous consent, at 4:14 p.m., Speaker pro Tempore Yee declared the Assembly recessed.

**RECONVENED**

At 4:46 p.m., the Assembly reconvened.

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

**MESSAGES FROM THE SENATE**

Senate Chamber, August 31, 2006

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

Assembly Bill No. 1749

Assembly Bill No. 2161

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. 1634, to the Committee on Appropriations;

Assembly Bill No. 2161, to the Committee on Housing and Community Development;

Assembly Bill No. 1749, to the Committee on Revenue and Taxation.

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

**ASSEMBLY BILL NO. 2399 (Garcia)**—An act to add Section 12012.46 to the Government Code, relating to tribal gaming.

The question being: Shall the Assembly concur in 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 Mountjoy moved a call of the Assembly.

Motion carried. Time, 4:50 p.m.

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

**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 to permit a guest to sit at his desk in the Assembly Chamber, whereupon he introduced his wife, Becky.

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

**ASSEMBLY BILL NO. 1302 (Jerome Horton)**—An act to amend Sections 11340.85, 11346.1, 11349.6, and 11350 of, and to add Section 11342.545 to, the Government Code, and to amend Section 5058.3 of the Penal Code, relating to state 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—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	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	

**NOES—None**

Above bill ordered enrolled.

**DEBATE LIMITED**

Speaker pro Tempore Yee announced that by unanimous consent and leadership agreement, debate on measures on today's file that have support from both sides would require a brief statement from the author and then a vote will be taken; and that debate will be limited to two speakers in support and two speakers in opposition on measures that have opposition.

**REQUEST TO SUSPEND RULES**

Assembly Member Frommer was granted unanimous consent to suspend Assembly Rules 96 and 63 to withdraw Senate Bill No. 86 from the Committee on Rules and to permit the bill to be taken up without reference to file for purpose of consideration.

**SENATE BILL NO. 931 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. 931 was refused passage; and that the bill be placed upon the inactive file.

**BILLS PLACED ON INACTIVE FILE**

The following bills were placed upon the inactive file:

**Senate Bills Nos. 746 and 364**, on request of Assembly Member Frommer.

(NOTE: Later this day, the action was rescinded whereby Senate Bill No. 746 was placed upon the inactive file. See page 7566.)

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

**ASSEMBLY BILL NO. 606 (Levine)**—An act to amend Section 241 of, and to add Article 5.5 (commencing with Section 234) to Chapter 2 of Part 1 of, the Education Code, relating to 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.

**Call of the Assembly**

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

Motion carried. Time, 5 p.m.

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

**ASSEMBLY BILL NO. 1210 (Levine)**—An act to add Chapter 4.1 (commencing with Section 6310) to Division 7 of Title 1 of the Government Code, relating to an international genocide memorial.

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

*(NOTE: Text of Senate amendments 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	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	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	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 1458 (De La Torre)**—An act to amend Section 20047.5 of, and to add Sections 20037.11 and 20037.12 to, the Government Code, relating to state employees, 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.

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, 5:02 p.m.

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

**ASSEMBLY BILL NO. 2930 (Laird)**—An act to add Section 20037.10 to the Government Code, relating to state employees, 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, 5:03 p.m.

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

**ASSEMBLY BILL NO. 2936 (Ridley-Thomas)**—An act to amend Section 20035.1 of, and to add Sections 19825.5 and 21428.1 to, the Government Code, relating to state employees, 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.

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, 5:04 p.m.

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



**COMMITTEE MEETING ANNOUNCEMENTS**

Assembly Member Levine announced that the Committee on Utilities and Commerce would meet immediately in the Tom Bane Rules Committee Room.

**MEMBERS EXCUSED FOR COMMITTEE MEETING**

At 5:04 p.m., by unanimous consent, the members of the Committee on Utilities and Commerce 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.

**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.

The question being: Shall the Assembly concur in 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, 5:07 p.m.

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

**ASSEMBLY BILL NO. 3046 (Chavez)**—An act to amend Section 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—72**

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

**NOES—3**

Blakeslee	Goldberg	Hancock
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Above bill ordered enrolled.

**ASSEMBLY BILL NO. 3065 (Committee on Governmental Organization)**—An act to amend Sections 23387, 25509, and 25511 of, and to add Section 23001.5 to, the Business and Professions Code, relating to alcoholic beverages.

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—77**

Aghazarian	Dymally	Leslie	Richman
Arambula	Emmerson	Levine	Ridley-Thomas
Baca	Evans	Lieber	Runner
Bass	Frommer	Lieu	Ruskin
Benoit	Garcia	Liu	Salinas
Berg	Hancock	Matthews	Spitzer
Bermúdez	Haynes	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	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.

**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. 1702 and Assembly Bill No. 379 for hearing in the Committee on Health today, off the Floor.

**COMMITTEE MEETING ANNOUNCEMENTS**

Assembly Member Chan announced that the Committee on Health would meet immediately, in the Tom Bane Rules Committee Room.

**MEMBERS EXCUSED FOR COMMITTEE MEETING**

At 5:11 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.

**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. 909 without reference to file.

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. 909 without reference to file.

Assembly Member Vargas seconded the motion.

Rules suspended by the following vote:

**AYES—46**

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

**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	

**REPORTS OF STANDING COMMITTEES****Committee on Utilities and Commerce**

Date of Hearing: August 31, 2006

Mr. Speaker: Your Committee on Utilities and Commerce reports:

Senate Bill No. 909

With the recommendation: Do pass.

LEVINE, Chair

Above bill ordered to second reading.

**SECOND READING OF SENATE BILLS**

**SENATE BILL NO. 909**—An act to amend Section 884 of the Public Utilities Code, relating to broadband services, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

**ENGROSSMENT AND ENROLLMENT REPORTS**

Assembly Chamber, August 31, 2006

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

Assembly Bill No. 103

Assembly Bill No. 2137

Assembly Bill No. 768

Assembly Bill No. 2650

Assembly Bill No. 1169

Assembly Bill No. 2762

Assembly Bill No. 1835

Assembly Bill No. 2911

Assembly Bill No. 1880

Assembly Bill No. 3011

Assembly Bill No. 1920

And reports the same correctly enrolled, and presented to the Governor on the 31st day of August, 2006, at 5 p.m.

E. DOTSON WILSON, Chief Clerk

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
ASSEMBLY BILL NO. 2399**

At 5:13 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 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, 5:13 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  
ASSEMBLY BILL NO. 2399**

At 5:14 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. 2399 by the following vote:

**AYES—36**

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

**NOES—23**

Arambula	Evans	Laird	Nation
Bass	Hancock	Leno	Ruskin
Berg	Jones	Levine	Saldaña
Chan	Karnette	Liu	Wolk
Chu	Klehs	Matthews	Yee
Cohn	Koretz	Mullin	

**Objection to Vote Adds and Changes**

Assembly Member Garcia withheld unanimous consent on any requests for vote adds and vote changes on the roll call vote taken on this day on Assembly Bill No. 2399.

**MOTION TO SUSPEND THE RULES**

Assembly Member Frommer moved that the Rules be suspended for the purpose of permitting vote adds on the roll call vote taken today on Assembly Bill No. 2399.

Assembly Member Vargas seconded the motion.

Rules suspended by the following vote:

**AYES—45**

Arambula	De La Torre	Levine	Ruskin
Baca	Dymally	Lieber	Saldaña
Bass	Evans	Lieu	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	Oropeza	
Cohn	Laird	Pavley	
Coto	Leno	Ridley-Thomas	

**NOES—32**

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

**CONSIDERATION OF SENATE BILL NO. 107 BY UNANIMOUS CONSENT**

Assembly Member Levine was granted unanimous consent to take up Senate Bill No. 107 without reference to file, for purpose of consideration.

**SENATE BILL NO. 107 (Simitian)**—An act to amend Sections 25620.1, 25740, 25741, 25742, 25743, 25746, and 25751 of, to add Sections 25470.5 and 25744.5 to, 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, to add Article 9 (commencing with Section 635) to Chapter 3 of Part 1 of Division 1 of, to add and repeal Section 2854 of, and to repeal and add Section 399.16 of, the Public Utilities Code, relating to energy.

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

Bill passed by the following vote:

**AYES—51**

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

**NOES—28**

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

Bill ordered transmitted to the Senate.

**CONSIDERATION OF SENATE BILL NO. 51 BY UNANIMOUS CONSENT**

Assembly Member Jerome Horton was granted unanimous consent to take up Senate Bill No. 51 without reference to file, for purpose of consideration.

**SENATE BILL NO. 51 (Migden)**—An act to amend Section 19613.3 of the Business and Professions Code, relating to horse racing.

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

Bill passed by the following vote:

**AYES—76**

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

**NOES—None**

Bill ordered transmitted to the Senate.

**CONSIDERATION OF SENATE BILL NO. 813 BY UNANIMOUS CONSENT**

Assembly Member Wolk was granted unanimous consent to take up Senate Bill No. 813 without reference to file, for purpose of consideration.

**SENATE BILL NO. 813 (Denham)**—An act to amend Sections 17071.40 and 17071.75 of the Education Code, relating to school facilities.

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

Bill passed by the following vote:

**AYES—74**

Aghazarian	Emmerson	Levine	Richman
Arambula	Evans	Lieber	Ridley-Thomas
Baca	Frommer	Lieu	Runner
Bass	Garcia	Liu	Ruskin
Benoit	Goldberg	Matthews	Saldaña
Berg	Hancock	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
Chu	Klehs	Negrete McLeod	Wolk
Cohn	Koretz	Niello	Wyland
Coto	La Malfa	Oropeza	Yee
Daucher	Laird	Parra	Mr. Speaker
De La Torre	Leno	Pavley	
Dymally	Leslie	Plescia	

**NOES—2**

DeVore                      La Suer

Bill ordered transmitted to the Senate.

**CONSIDERATION OF SENATE BILL NO. 909**

Pursuant to a roll call vote, Assembly Member Ridley-Thomas was granted consent to take up Senate Bill No. 909 without reference to file, for purpose of consideration.

**SENATE BILL NO. 909 (Bowen)**—An act to amend Section 884 of the Public Utilities Code, relating to broadband services, and making an appropriation therefor.

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 Frommer moved a call of the Assembly.

Motion carried. Time, 5:30 p.m.

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

**SECOND READING OF SENATE BILLS BY UNANIMOUS CONSENT**

**SENATE BILL NO. 86**—An act to amend Section 17071.40 of the Education Code, relating to school facilities.

Bill read second time, and ordered to third reading.



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

**SENATE CONCURRENT RESOLUTION NO. 37 (Florez)**—Relative to the Donald E. DeMers Highway.

Resolution read, presented by Assembly Member Arambula, and adopted by the following vote:

**AYES—77**

Aghazarian	Dymally	Leslie	Richman
Arambula	Emmerson	Levine	Ridley-Thomas
Baca	Evans	Lieber	Runner
Bass	Frommer	Lieu	Ruskin
Benoit	Garcia	Liu	Salinas
Berg	Hancock	Matthews	Spitzer
Bermúdez	Haynes	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**

Resolution ordered transmitted to the Senate.

**SENATE BILL NO. 145 (Murray)**—An act to amend Section 85316 of the Government Code, relating to the Political Reform Act of 1974, and declaring the urgency thereof, to take effect immediately.

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

**Urgency Clause**

Urgency clause read, and adopted by the following vote:

**AYES—68**

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

**NOES—7**

Blakeslee	Keene	Lieu	Strickland
Bogh	La Suer	Nakanishi	

The question being on the passage of the bill.

Bill passed by the following vote:

**AYES—68**

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

**NOES—7**

Blakeslee	Keene	Lieu	Strickland
Bogh	La Suer	Nakanishi	

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 626 (Soto)**—An act to amend Section 14602.6 of, and to add Section 14602.4 to, the Vehicle Code, relating to vehicles.

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 Frommer moved a call of the Assembly.

Motion carried. Time, 5:38 p.m.

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

**SENATE BILL NO. 412 (Figueroa)**—An act to add and repeal Chapter 10.5 (commencing with Section 4600) to Division 2 of the Business and Professions Code, relating to massage therapy.

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 Frommer moved a call of the Assembly.

Motion carried. Time, 5:42 p.m.

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

**SENATE CONCURRENT RESOLUTION NO. 114 (Chesbro)**—Relative to the Mignon “Minnie” Stoddard Lilley Memorial Bridge.

Resolution read, presented by Assembly Member Berg, 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	Lieu	Saldaña
Berg	Goldberg	Liu	Salinas
Bermúdez	Hancock	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	Yee
Daucher	La Malfa	Parra	Mr. Speaker
De La Torre	La Suer	Pavley	
DeVore	Laird	Plescia	

**NOES—None**

Resolution ordered transmitted to the Senate.

**SENATE CONCURRENT RESOLUTION NO. 120 (Denham)**—Relative to Caltrans Highway Maintenance Lead Worker Michael (Flea) Feliciano Memorial Highway.

Resolution read, presented by Assembly Member Salinas, and adopted 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	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	

**NOES—None**

Resolution ordered transmitted to the Senate.

**CONSIDERATION OF SENATE BILL NO. 86 BY UNANIMOUS CONSENT**

Assembly Member Goldberg was granted unanimous consent to take up Senate Bill No. 86 without reference to file, for purpose of consideration.

**SENATE BILL NO. 86 (Romero)**—An act to amend Section 17071.40 of the Education Code, relating to school facilities.

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

Bill passed by the following vote:

**AYES—56**

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

**NOES—21**

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

Bill ordered transmitted to the Senate immediately.

**CONSIDERATION OF SUPPLEMENTAL FILE**

Speaker pro Tempore Yee was granted unanimous consent to take up the following bills on Supplemental File No. 1:

Assembly Bills Nos. 87, 608, 756, 1015, 1478, 1550, 1559, 1598, 1759, 1797, 1849, 2125, 2192, 2220, 2256, 2302, 2343, 2355, 2448, 2469, 2586, 2609, 2633, 2651, 2670, 2722, 2748, 2802, 2825, 2843, 2886, 2889, 2913, 2922, 2946, 2990, 2995, and 3028.

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

**ASSEMBLY BILL NO. 87 (Bermudez)**—An act to amend Section 4005 of the Fish and Game Code, relating to trapping 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—73**

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

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 608 (Calderon)**—An act to amend Section 10127.7 of, and to add Section 789.15 to the Insurance Code, relating to life 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—72**

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

**NOES—2**

Blakeslee	Goldberg
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**Vote Changes**

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 608: Assembly Member Goldberg from "Aye" to "No".

Above bill ordered enrolled.

**At 5:55 p.m., Acting Speaker Lloyd Levine, 40th District, presiding**

**Communications**

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

**Explanation of Vote—Assembly Bill No. 608**

August 31, 2006

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

Re: AB 608 (Calderon)

Dear Mr. Wilson: Please be advised that I inadvertently voted “Aye” on the final vote on AB 608 (Calderon). Please cause the record to reflect my intent to change my vote from “Aye” to “Not Voting” and register my intent in the Journal.

Sincerely,

FRAN PAVLEY, Assembly Member  
Forty-first District

**CONSIDERATION OF DAILY FILE (RESUMED)**

**UNFINISHED BUSINESS (RESUMED)**

**CONSIDERATION OF SENATE AMENDMENTS**

**ASSEMBLY BILL NO. 756 (Goldberg)**—An act to add and repeal Article 4.5 (commencing with Section 52062) of Chapter 6.1 of Part 28 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—54**

Arambula	De La Torre	Leno	Richman
Baca	Dymally	Levine	Ridley-Thomas
Bass	Emmerson	Lieber	Ruskin
Benoit	Evans	Lieu	Saldaña
Berg	Garcia	Liu	Salinas
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	Klehs	Oropeza	Mr. Speaker
Coto	Koretz	Parra	
Daucher	Laird	Pavley	

**NOES—24**

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

Above bill ordered enrolled.

**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, 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—75**

Aghazarian	DeVore	Leslie	Richman
Arambula	Dymally	Levine	Ridley-Thomas
Baca	Emmerson	Lieber	Runner
Bass	Evans	Lieu	Ruskin
Benoit	Frommer	Liu	Saldaña
Berg	Garcia	Matthews	Salinas
Bermúdez	Goldberg	Maze	Spitzer
Blakeslee	Hancock	McCarthy	Strickland
Bogh	Horton, Jerome	Montañez	Torrico
Calderon	Horton, Shirley	Mountjoy	Tran
Canciamilla	Houston	Mullin	Umberg
Chan	Jones	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	Laird	Pavley	Mr. Speaker
De La Torre	Leno	Plescia	

**NOES—4**

Haynes	Huff	La Suer	Nakanishi
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The roll was opened, and the Assembly concurred in Senate amendments by the following vote:

**AYES—75**

Aghazarian	DeVore	Leslie	Richman
Arambula	Dymally	Levine	Ridley-Thomas
Baca	Emmerson	Lieber	Runner
Bass	Evans	Lieu	Ruskin
Benoit	Frommer	Liu	Saldaña
Berg	Garcia	Matthews	Salinas
Bermúdez	Goldberg	Maze	Spitzer
Blakeslee	Hancock	McCarthy	Strickland
Bogh	Horton, Jerome	Montañez	Torrico
Calderon	Horton, Shirley	Mountjoy	Tran
Canciamilla	Houston	Mullin	Umberg
Chan	Jones	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	Laird	Pavley	Mr. Speaker
De La Torre	Leno	Plescia	

**NOES—4**

Haynes	Huff	La Suer	Nakanishi
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Above bill ordered enrolled.

**ASSEMBLY BILL NO. 1478 (Frommer)**—An act to add Section 4435 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—60**

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

**NOES—19**

Aghazarian	DeVore	La Suer	Plescia
Benoit	Haynes	Leslie	Spitzer
Blakeslee	Huff	Maze	Strickland
Bogh	Keene	McCarthy	Villines
Cogdill	La Malfa	Mountjoy	

**Vote Changes**

By unanimous consent, the following vote changes were permitted on Concurrence in Senate Amendments to Assembly Bill No. 1478: Assembly Members Nakanishi and Niello from “No” to “Aye”.

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 1550 (Arambula)**—An act to amend Sections 7072, 7073, 7073.8, 7074, 7076.1, 7097, 7099, and 7116 of, and to add Sections 7073.1, 7074.2, 7082.2, and 7085.1 to, the Government Code, relating to economic development, 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	Lieu	Saldaña
Berg	Goldberg	Liu	Salinas
Bermúdez	Hancock	Matthews	Spitzer
Blakeslee	Haynes	Maze	Strickland
Bogh	Horton, Jerome	McCarthy	Torrigo
Calderon	Horton, Shirley	Montañez	Tran
Canciamilla	Houston	Mountjoy	Umberg
Chan	Huff	Mullin	Vargas
Chavez	Jones	Nakanishi	Villines
Chu	Karnette	Nation	Walters
Cogdill	Keene	Negrete McLeod	Wolk
Cohn	Klehs	Niello	Wyland
Coto	Koretz	Oropeza	Yee
Daucher	La Malfa	Parra	
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—77**

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

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 1559 (Frommer)**—An act to amend Sections 5640, 5641, 5642, 5645, 5646, and 5647 of, and to amend the heading of Chapter 3.3 (commencing with Section 5640) of Division 5 of, the Public Resources Code, relating to parks and recreation.

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

*(NOTE: Text of Senate amendments 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	Ridley-Thomas
Baca	Evans	Lieu	Ruskin
Bass	Frommer	Liu	Saldaña
Berg	Goldberg	Matthews	Salinas
Bermúdez	Hancock	Montañez	Torrico
Calderon	Horton, Jerome	Mullin	Tran
Canciamilla	Jones	Nation	Umberg
Chan	Karnette	Nava	Vargas
Chavez	Klehs	Negrete McLeod	Wolk
Chu	Koretz	Oropeza	Yee
Cohn	Laird	Parra	
Coto	Leno	Pavley	
De La Torre	Levine	Richman	

**NOES—29**

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

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 1598 (Committee on Agriculture)**—An act to amend Sections 24012, 52254, 52260, 52351, 52354, 52361, 52391, 52451, 52453, 52455, 52481, 52482, 52483, 52484, 52487, 52511, 56382.8, 77063, 78623, 78640, 78700, and 79040 of, and to add Section 5312 to, the Food and Agricultural Code, relating to agriculture omnibus, and making an appropriation therefor.

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	Emmerson	Leslie	Richman
Arambula	Evans	Levine	Ridley-Thomas
Baca	Frommer	Lieber	Runner
Bass	Garcia	Lieu	Ruskin
Benoit	Goldberg	Liu	Saldaña
Berg	Hancock	Matthews	Salinas
Bermúdez	Haynes	Maze	Spitzer
Bogh	Horton, Jerome	McCarthy	Strickland
Calderon	Horton, Shirley	Montañez	Torrice
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**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 1759 (Umberg)**—An act to add Section 84204.5 to the Government Code, relating to the Political Reform Act of 1974.

(NOTE: Later today, the record was expunged and the action was rescinded whereby a roll call vote was taken on Assembly Bill No. 1759. See page 7528.)

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

**ASSEMBLY BILL NO. 1797 (Bermudez)**—An act to amend Section 71601 of the Government Code, relating to trial 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.

**Call of the Assembly**

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

Motion carried. Time, 6:05 p.m.

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

**ASSEMBLY BILL NO. 1849 (Leslie)**—An act to amend Sections 290.46, 1202.8, and 3004 of, and to repeal Sections 290.04, 290.05, and 290.06 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.)

**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	Haynes	Maze	Spitzer
Bogh	Horton, Jerome	McCarthy	Strickland
Calderon	Horton, Shirley	Montañez	Torrigo
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 roll was opened, and the Assembly concurred in Senate amendments 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	Haynes	Maze	Spitzer
Bogh	Horton, Jerome	McCarthy	Strickland
Calderon	Horton, Shirley	Montañez	Torrigo
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**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2125 (Vargas)**—An act to amend Sections 24, 673, 677, 700, 728, 738, 739.5, 739.6, 739.12, 1010, 1063.1, 1063.5, 1064.12, 1077.1, 1215.13, 1656, 1676, 1679, 1707, 1733, 1775.4, 1808, 11521.6., 11629.85, and 11778 of, and to add Sections 881.2, 1064.13, and 11549 to the Insurance Code, and to amend Section 12253 of the Revenue and Taxation 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—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	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	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2192 (Bass)**—An act to repeal and add Section 11251.3 of the Welfare and Institutions Code, relating to CalWORKs.

The question being: Shall the Assembly concur in 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, 6:10 p.m.

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

**ASSEMBLY BILL NO. 2220 (Vargas)**—An act to amend Sections 5133, 5134, 5142, 5258, and 5285 of, and to add Section 5192 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—68**

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

**NOES—11**

Benoit	Haynes	Leslie	Villines
DeVore	La Malfa	Maze	Walters
Emmerson	La Suer	Nakanishi	

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2256 (Committee on Business and Professions)**—An act to amend Sections 3077, 3166, and 5615 of, to add Sections 3111, 5588, 5678, 5678.1, 5678.2, 5678.3, and 5678.4 to, to repeal Sections 3161, 3162, 5678.5, and 5679.5 of, and to repeal and add Section 3160 of, the Business and Professions Code, to amend Section 13401 of the Corporations Code, and to add Section 15770.5 to the Government Code, relating to professions and vocations.

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.)*

The roll was opened, and the Assembly concurred in Senate amendments 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	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	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2302 (Committee on Judiciary)**—An act to amend, repeal, and add Section 755 of the Evidence Code, relating to evidence.

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—53**

Arambula	Dymally	Levine	Ridley-Thomas
Baca	Evans	Lieber	Ruskin
Bass	Frommer	Lieu	Saldaña
Berg	Garcia	Liu	Salinas
Bermúdez	Goldberg	Matthews	Torrico
Calderon	Hancock	Montañez	Tran
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	
De La Torre	Leno	Pavley	

**NOES—26**

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

Above bill ordered enrolled.

**RECORD EXPUNGED AND ACTION RESCINDED ON  
ASSEMBLY BILL NO. 1759**

Assembly Member Umberg 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. 1759, and that the bill be passed on file, to retain its place on file.

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

**ASSEMBLY BILL NO. 1759 (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.

**Call of the Assembly**

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

Motion carried. Time, 6:14 p.m.

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

**ASSEMBLY BILL NO. 2343 (Committee on Agriculture)**—An act to amend Sections 61384, 62095.1, 62521, 62560, 62561, 62563, 62564, 62574, and 62707 of, and to add Section 62580.5 to, the Food and Agricultural Code, relating to milk, and making an appropriation therefor.

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—77**

Aghazarian	Evans	Levine	Ridley-Thomas
Arambula	Frommer	Lieber	Runner
Baca	Garcia	Lieu	Ruskin
Bass	Goldberg	Liu	Saldaña
Benoit	Hancock	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
Chu	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	
Emmerson	Leslie	Richman	

**NOES—None**

Above bill ordered enrolled.



**ASSEMBLY BILL NO. 2448 (Hancock)**—An act to amend Sections 46160, 52301, 52302.3, 52302.5, 52303, 52314, 52314.5, 52315, and 52321 of, to amend and repeal Section 52302.7 of, to add Sections 52302.2, 52302.8, 52334.5, and 52335.12 to, to add Article 1.4 (commencing with Section 78018) to Chapter 1 of Part 48 of, to repeal Sections 52314.6, 52314.7, 52325, 52326, 52335.7, 52335.8, 52335.9, and 52335.10 of, and to repeal and add Section 52302 of, the Education Code, relating to regional occupational centers and 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—69**

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

**NOES—9**

Arambula	Daucher	La Suer
Baca	Haynes	Mountjoy
Blakeslee	Huff	Umberg

**Vote Changes**

By unanimous consent, the following vote changes were permitted on Concurrence in Senate Amendments to Assembly Bill No. 2448: Assembly Members Huff and Umberg from “Aye” to “No”.

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2469 (Evans)**—An act to add Sections 12300.3 and 12300.4 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.

**Call of the Assembly**

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

Motion carried. Time, 6:17 p.m.

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

**ASSEMBLY BILL NO. 2586 (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—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	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	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2609 (Evans)**—An act to add Section 1569.69 to the Health and Safety Code, relating to residential facilities for 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—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	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	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2651 (Jones)**—An act to amend Sections 124116.5, 124118, 124118.5, and 124119 of 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—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	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	

**NOES—None**

Above bill ordered enrolled.

**At 6:20 p.m., Speaker pro Tempore Leland Y. Yee, 12th District, presiding**

**ASSEMBLY BILL NO. 2670 (Aghazarian)**—An act to amend Sections 100, 755, and 756 of, to amend and repeal Section 100.1 of, and to add Section 100.11 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—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	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	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2748 (Jones)**—An act 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—53**

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

**NOES—26**

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

**Vote Changes**

By unanimous consent, the following vote changes were permitted on Concurrence in Senate Amendments to Assembly Bill No. 2748: Assembly Members Haynes and Walters from “Aye” to “No”; Assembly Member Wyland from “No” to “Aye”.

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2802 (Pavley)**—An act to add Section 44265.2 to the Education Code, relating to teacher credentialing.

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

*(NOTE: Text of Senate amendments 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	Lieu	Saldaña
Bass	Frommer	Liu	Salinas
Berg	Goldberg	Matthews	Torrico
Bermúdez	Hancock	Montañez	Umberg
Calderon	Horton, Jerome	Mullin	Vargas
Canciamilla	Jones	Nation	Wolk
Chan	Karnette	Nava	Wyland
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	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	
Emmerson	La Suer	Richman	

Above bill ordered enrolled.

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

Assembly Member Bass requested unanimous consent that the Rules be suspended for the purpose of taking up Senate Bill No. 1702 without reference to file for purpose of consideration.

Assembly Member Cogdill withheld unanimous consent.

**MOTION TO SUSPEND THE RULES**

Assembly Member Bass moved that the Rules be suspended for the purpose of taking up Senate Bill No. 1702 without reference to file for purpose of consideration.

Assembly Member Ridley-Thomas seconded the motion.

Rules suspended by the following vote:

**AYES—47**

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	Matthews	Torrico
Canciamilla	Horton, Jerome	Montañez	Umberg
Chan	Jones	Mullin	Vargas
Chavez	Karnette	Nation	Wolk
Chu	Klehs	Nava	Yee
Cohn	Koretz	Oropeza	Mr. Speaker
Coto	Laird	Parra	

**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	

**REPORTS OF STANDING COMMITTEES**

**Committee on Health**

Date of Hearing: August 31, 2006

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 1702

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

CHAN, Chair

Above bill ordered to second reading.

**SECOND READING OF SENATE BILLS**

**SENATE BILL NO. 1702**—An act to add Division 112 (commencing with Section 130500) to the Health and Safety Code, relating to pharmacy assistance.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be placed upon the third reading file.

**CONSIDERATION OF SENATE BILL NO. 1702**

**SENATE BILL NO. 1702 (Speier)**—An act to amend Section 1373.62 of the Health and Safety Code, to amend Sections 10127.15, 12712.5, and 12725 of the Insurance Code, and to amend and supplement the Budget Act of 2006 (Chapter 47 of the Statutes of 2006) by adding Item 4280-112-0236 to Section 2.00 of that act, relating to health care coverage, making an appropriation therefor.

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

Bill passed by the following vote:

**AYES—78**

Aghazarian	Dymally	Leslie	Richman
Arambula	Evans	Levine	Ridley-Thomas
Baca	Frommer	Lieber	Runner
Bass	Garcia	Lieu	Ruskin
Benoit	Goldberg	Liu	Saldaña
Berg	Hancock	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	

**NOES—None**

Bill ordered transmitted to the Senate.

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

**ASSEMBLY BILL NO. 2825 (Ruskin)**—An act to amend Section 17213 of the Education Code, and to amend Sections 21151.2, 21151.4, and 21151.8 of the Public Resources 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 Ruskin moved a call of the Assembly.

Motion carried. Time, 6:29 p.m.

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

**ASSEMBLY BILL NO. 2843 (Saldana)**—An act to amend Section 43023.5 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—50**

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	Matthews	Torrico
Canciamilla	Horton, Jerome	Montañez	Umberg
Chan	Horton, Shirley	Mullin	Vargas
Chavez	Jones	Nation	Wolk
Chu	Karnette	Nava	Yee
Cohn	Klehs	Negrete McLeod	Mr. Speaker
Coto	Koretz	Oropeza	
Daucher	Laird	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	
Garcia	Maze	Spitzer	

Above bill ordered enrolled.

**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. 523 for hearing in the Committee on Higher Education today, off the floor.

**COMMITTEE MEETING ANNOUNCEMENTS**

Assembly Member Liu announced that the Committee on Higher Education would meet immediately, in the Tom Bane Rules Committee Room.

**MEMBERS EXCUSED FOR COMMITTEE MEETING**

At 6:30 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.

**CONSIDERATION OF DAILY FILE (RESUMED)**

**UNFINISHED BUSINESS (RESUMED)**

**CONSIDERATION OF SENATE AMENDMENTS**

**ASSEMBLY BILL NO. 2886 (Frommer)**—An act to amend Section 530.5 of, and to add Section 530.55 to 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—74**

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

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2922 (Jones)**—An act to amend Sections 33334.3, 33413, and 33490 of the Health and Safety Code, relating to redevelopment.

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

*(NOTE: Text of Senate amendments 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	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	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.

**ASSEMBLY BILL NO. 2946 (Leno)**—An act to amend Section 9050 of, and to add Sections 102.5, 102.6, 9050.5, 13281.5, and 18606 to, the Elections Code, relating to initiatives.

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

*(NOTE: Text of Senate amendments 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	Lieu	Saldaña
Bermúdez	Goldberg	Liu	Salinas
Calderon	Hancock	Matthews	Torrico
Canciamilla	Horton, Jerome	Montañez	Umberg
Chan	Jones	Mullin	Vargas
Chavez	Karnette	Nation	Wolk
Chu	Klehns	Nava	Yee
Cohn	Koretz	Oropeza	Mr. Speaker
Coto	Laird	Parra	

**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
Emmerson	La Suer	Richman	
Garcia	Leslie	Runner	

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2995 (Nunez)**—An act to amend Sections 66907.4 and 66907.9 of the Government Code, relating to the California Tahoe Conservancy.

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—73**

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

**NOES—6**

Bogh	Haynes	La Malfa
DeVore	Keene	Leslie

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 3028 (Laird)**—An act to amend Sections 14012 and 65080 of the Government Code, and to amend Section 31408 of, and to add Section 31410 to, 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—50**

Arambula	De La Torre	Levine	Richman
Baca	Dymally	Lieber	Ridley-Thomas
Bass	Evans	Lieu	Ruskin
Berg	Frommer	Liu	Saldaña
Bermúdez	Goldberg	Matthews	Salinas
Blakeslee	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—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	

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2889 (Frommer)**—An act to add Section 1389.5 to the Health and Safety Code, and to add Section 10119.1 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—76**

Aghazarian	DeVore	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	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**

Haynes                      Matthews

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2913 (Frommer)**—An act to amend Section 44280 of the Education Code, relating to teacher credentialing.

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

*(NOTE: Text of Senate amendments 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	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	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	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2990 (Levine)**—An act to add Chapter 9.5 (commencing with Section 9625) to Division 8.5 of the Welfare and Institutions Code, relating to adult day 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—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	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	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2722 (Canciamilla)**—An act to amend Section 60200 of, and to add Section 60200.1 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—78**

Aghazarian	Emmerson	Leslie	Richman
Arambula	Evans	Levine	Ridley-Thomas
Baca	Frommer	Lieber	Runner
Bass	Garcia	Lieu	Ruskin
Benoit	Goldberg	Liu	Saldaña
Berg	Hancock	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	Plescía	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2355 (Negrete McLeod)**—An act to add Section 20900.5 to the Government Code, relating to public employees' 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—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	Kleh	Nava	Wolk
Cohn	Koretz	Negrete McLeod	Yee
Coto	Laird	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.

**ASSEMBLY BILL NO. 2633 (Negrete McLeod)**—An act to amend Section 45277.5 of, and to add Sections 45266.5 and 88086.25 to, the Education Code, relating to school district 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—49**

Arambula	Dymally	Lieber	Ruskin
Baca	Evans	Lieu	Saldaña
Bass	Frommer	Liu	Salinas
Berg	Goldberg	Matthews	Spitzer
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—30**

Aghazarian	Garcia	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	

Above bill ordered enrolled.



**MESSAGES FROM THE SENATE**

Senate Chamber, August 31, 2006

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

- Assembly Bill No. 252
- Assembly Bill No. 521
- Assembly Bill No. 774
- Assembly Bill No. 1778

- Assembly Bill No. 2408
- Assembly Bill No. 2823
- Assembly Bill No. 2920
- Assembly Bill No. 3064

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 Utilities and Commerce**

Date of Hearing: August 31, 2006

Mr. Speaker: Your Committee on Utilities and Commerce reports:

- Assembly Bill No. 1010

With the recommendation: That the Senate amendments be concurred in.

LEVINE, Chair

Above bill ordered to unfinished business.

Date of Hearing: August 31, 2006

Mr. Speaker: Your Committee on Utilities and Commerce reports:

- Assembly Bill No. 2723
- Assembly Bill No. 2756
- Assembly Bill No. 2987

With the recommendation: That the Senate amendments be concurred in.

LEVINE, Chair

Above bills ordered to unfinished business file.

Date of Hearing: August 31, 2006

Mr. Speaker: Your Committee on Utilities and Commerce reports:

- Assembly Bill No. 2275

With the recommendation: That the Senate amendments be concurred in.

LEVINE, Chair

Above bill ordered to unfinished business.

**CONSIDERATION OF SUPPLEMENTAL FILE**

Speaker pro Tempore Yee was granted unanimous consent to take up the following bills on Supplemental File No. 2: Assembly Bills Nos. 1699, 2906, 1407, 1010, 252, 521, 774, 1778, 2408, 2823, 2920, 3064, 2723, 2756, and 2987.

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

**ASSEMBLY BILL NO. 521 (Runner)**—An act to amend Section 143 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—72**

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

**NOES—1**

Koretz

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 774 (Chan)**—An act to add Article 3 (commencing with Section 127400) to Chapter 2 of Part 2 of Division 107 of the Health and Safety Code, relating to hospitals.

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

*(NOTE: Text of Senate amendments 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	Evans	Lieber	Ruskin
Bass	Frommer	Lieu	Saldaña
Berg	Goldberg	Liu	Salinas
Bermúdez	Hancock	Matthews	Torrigo
Calderon	Horton, Jerome	Montañez	Tran
Canciamilla	Horton, Shirley	Mullin	Umberg
Chan	Jones	Nation	Vargas
Chavez	Karnette	Nava	Wolk
Chu	Klehs	Negrete McLeod	Yee
Cohn	Koretz	Oropeza	Mr. Speaker
Coto	Laird	Parra	
Daucher	Leno	Pavley	

**NOES—28**

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

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2408 (Negrete McLeod)**—An act to amend Sections 4036, 4050, 4052, 4301, and 4306.5 of, to amend, renumber, and add Section 4052.1 of, to add Sections 4052.2 and 4052.3 to, and to repeal and add Section 4303 of, the Business and Professions Code, relating to pharmacies.

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

*(NOTE: Text of Senate amendments 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	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	Haynes	Maze	Spitzer
Bogh	Horton, Jerome	McCarthy	Strickland
Calderon	Horton, Shirley	Montañez	Torrigo
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	

**NOES—None**

Above bill ordered enrolled.

**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 Bills Nos. 1973, 2441, and 3068 for hearing in the Committee on Governmental Organization today, off the Floor.

**COMMITTEE MEETING ANNOUNCEMENTS**

Assembly Member Jerome Horton announced that the Committee on Governmental Organization would meet immediately, in the Tom Bane Rules Committee Room.

**MEMBERS EXCUSED FOR COMMITTEE MEETING**

At 6:50 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 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. 2920 (Leno)**—An act to add Sections 9103 and 9103.1 to the Welfare and Institutions Code, relating to seniors.

The question being: Shall the Assembly concur in 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 Leno moved a call of the Assembly.

Motion carried. Time, 6:51 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. 2906 to the Committee on Agriculture.

*(NOTE: Later this day, the action was rescinded whereby Assembly Bill No. 2906 was re-referred to the Committee on Agriculture pursuant to Assembly Rule 77.2. See page 7576.)*

**At 6:54 p.m., Acting Speaker Lloyd Levine, 40th District, presiding**

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

**ASSEMBLY BILL NO. 3064 (Committee on Public Safety)**—An act to add and repeal Section 5056.5 to the Penal Code, relating to corrections.

Bill presented by Assembly Member Leno.

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

*(NOTE: Text of Senate amendments 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**

Baca	De La Torre	Leno	Pavley
Bass	Dymally	Levine	Ridley-Thomas
Berg	Evans	Lieber	Ruskin
Bermúdez	Frommer	Lieu	Saldaña
Blakeslee	Goldberg	Liu	Salinas
Calderon	Hancock	Matthews	Spitzer
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
Daucher	Laird	Parra	

**NOES—27**

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

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2723 (Pavley)**—An act to add Section 2852 of 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—50**

Arambula	De La Torre	Leno	Pavley
Baca	Dymally	Levine	Ridley-Thomas
Bass	Evans	Lieber	Ruskin
Berg	Frommer	Lieu	Saldaña
Bermúdez	Goldberg	Liu	Salinas
Blakeslee	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	

**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	
Garcia	Maze	Spitzer	

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 1699 (Frommer)**—An act relating to railroads, 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	De La Torre	Levine	Ridley-Thomas
Baca	Dymally	Lieber	Ruskin
Bass	Evans	Lieu	Saldaña
Berg	Frommer	Liu	Salinas
Bermúdez	Goldberg	Matthews	Torrico
Blakeslee	Hancock	Montañez	Umberg
Calderon	Horton, Jerome	Mullin	Vargas
Canciamilla	Jones	Nation	Wolk
Chan	Karnette	Nava	Yee
Chavez	Klehs	Negrete McLeod	Mr. Speaker
Chu	Koretz	Parra	
Cohn	Laird	Pavley	
Coto	Leno	Richman	

**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	Runner	
Garcia	Leslie	Spitzer	

Above bill ordered enrolled.

**At 7:02 p.m., Speaker pro Tempore Leland Y. Yee, 12th District, presiding**

**ASSEMBLY BILL NO. 1010 (Ruskin)**—An act to add Article 6 (commencing with Section 2899) to Chapter 10 of Part 2 of Division 1 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.

**Call of the Assembly**

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

Motion carried. Time, 7:04 p.m.

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

**ASSEMBLY BILL NO. 252 (Dymally)**—An act to add and repeal Chapter 9.6 (commencing with Section 8770) of Division 1 of Title 2 of the Government Code, relating to 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—65**

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

**NOES—13**

Benoit	Huff	Mountjoy	Wyland
Blakeslee	La Suer	Niello	
DeVore	Leslie	Villines	
Haynes	Maze	Walters	

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2823 (Ruskin)**—An act to amend Section 42421 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—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	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.

**ASSEMBLY BILL NO. 2756 (Levine)**—An act to add Chapter 5.2.5 (commencing with Section 25423) to 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, and the Assembly concurred in Senate amendments by the following vote:

**AYES—50**

Arambula	De La Torre	Leno	Pavley
Baca	Dymally	Levine	Ridley-Thomas
Bass	Evans	Lieber	Ruskin
Berg	Frommer	Lieu	Saldaña
Bermúdez	Goldberg	Liu	Salinas
Blakeslee	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	

**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	
Garcia	Maze	Spitzer	

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2987 (Nunez)**—An act to amend Section 401 of, to add Article 4 (commencing with Section 440) to Chapter 2.5 of Part 1 of Division 1 of, and to add Division 2.5 (commencing with Section 5800) to, the Public Utilities Code, and to amend Section 107.7 of the Revenue and Taxation Code, relating to cable and video service.

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—68**

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

**NOES—7**

Berg	Hancock	Mullin	Ruskin
Canciamilla	Leslie	Parra	

Above bill ordered enrolled.

**At 7:27 p.m., Speaker Fabian Núñez, 46th District, presiding**

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
SENATE BILL NO. 225**

At 7:27 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. 225 passed by the following vote:

**AYES—53**

Arambula	De La Torre	Leslie	Richman
Baca	Dymally	Levine	Ridley-Thomas
Bass	Evans	Lieber	Ruskin
Berg	Frommer	Lieu	Saldaña
Bermúdez	Goldberg	Liu	Salinas
Blakeslee	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	
Daucher	Leno	Pavley	

**NOES—25**

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

**Vote Changes**

By unanimous consent, the following vote change was permitted on Senate Bill No. 225: Assembly Member Tran from "Aye" to "No".

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
SENATE BILL NO. 1676**

At 7:28 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.

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, 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  
SENATE BILL NO. 1675**

At 7:29 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 Frommer moved to continue the call of the Assembly.

Motion carried. Time, 7:30 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. 1252**

At 7:30 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 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, 7:30 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. 171**

At 7:31 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. 171 passed by the following vote:

**AYES—41**

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

**NOES—37**

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

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
SENATE BILL NO. 1322**

At 7:32 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 Ridley-Thomas moved to continue the call of the Assembly.

Motion carried. Time, 7:33 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. 655**

At 7:33 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, 7:33 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. 1011**

At 7:34 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 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, 7:34 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. 452**

At 7:35 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, 7:35 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. 1205**

At 7:35 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, 7:36 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  
SENATE BILL NO. 1640**

At 7:37 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.

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, 7:38 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. 999**

At 7:38 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.

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, 7:38 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. 832**

At 7:39 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, 7:39 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. 909**

At 7:40 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. 909 passed by the following vote:

**AYES—62**

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

**NOES—16**

Aghazarian	Huff	Maze	Strickland
Benoit	La Malfa	Mountjoy	Tran
DeVore	La Suer	Plescia	Villines
Haynes	Leslie	Spitzer	Walters

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
SENATE BILL NO. 626**

At 7:41 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, 7:41 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. 412**

At 7:42 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.

The roll was opened.

**Call of the Assembly Continued**

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

Motion carried. Time, 7:42 p.m.

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

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

**ASSEMBLY BILL NO. 1407 (Lieber)**—An act to amend Sections 30914 and 30914.5 of the Streets and Highways Code, and to amend Sections 5205.5 and 21655.9 of 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—49**

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

**NOES—29**

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

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 1778 (Lieber)**—An act to amend Section 49073.5 of the Education Code, relating to pupil 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—43**

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

**NOES—33**

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

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
SENATE BILL NO. 832**

At 7:55 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. 832 passed by the following vote:

**AYES—43**

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

**NOES—36**

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

Bill ordered transmitted to the Senate.



**CALL OF THE ASSEMBLY DISPENSED WITH ON  
ASSEMBLY BILL NO. 1759**

At 7:56 p.m., on motion of Assembly Member Umberg, 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. 1759 by the following vote:

**AYES—66**

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

**NOES—13**

Cogdill	La Malfa	Mountjoy	Walters
DeVore	La Suer	Plescia	
Emmerson	Leslie	Richman	
Haynes	Maze	Runner	

**Vote Changes**

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 1759: Assembly Member Nakanishi from “No” to “Aye”.

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
SENATE BILL NO. 1011**

At 7:58 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.

Urgency clause to Senate Bill No. 1011 refused adoption by the following vote:

**AYES—45**

Arambula	Daucher	Lieber	Ridley-Thomas
Baca	De La Torre	Lieu	Ruskin
Bass	Dymally	Liu	Salinas
Berg	Evans	Matthews	Torrico
Bermúdez	Frommer	Montañez	Umberg
Calderon	Horton, Jerome	Mullin	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—32**

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

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
SENATE BILL NO. 1675**

At 8 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. 1675 refused passage by the following vote:

**AYES—33**

Bass	Goldberg	Lieber	Ridley-Thomas
Berg	Hancock	Lieu	Ruskin
Bermúdez	Horton, Shirley	Liu	Saldaña
Chan	Jones	Montañez	Vargas
Chu	Klehs	Mullin	Wolk
Coto	Koretz	Nation	Mr. Speaker
Dymally	Laird	Nava	
Evans	Leno	Oropeza	
Frommer	Levine	Pavley	

**NOES—40**

Aghazarian	Cohn	La Malfa	Plescia
Arambula	Daucher	La Suer	Richman
Baca	DeVore	Leslie	Runner
Benoit	Emmerson	Matthews	Spitzer
Blakeslee	Garcia	Maze	Strickland
Bogh	Haynes	McCarthy	Tran
Calderon	Horton, Jerome	Mountjoy	Villines
Canciamilla	Houston	Nakanishi	Walters
Chavez	Huff	Niello	Wyland
Cogdill	Keene	Parra	Yee

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
SENATE BILL NO. 1640**

At 8:03 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. 1640 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	Lieu	Torrico
Canciamilla	Hancock	Liu	Umberg
Chan	Horton, Jerome	Montañez	Vargas
Chavez	Jones	Mullin	Wolk
Chu	Karnette	Nation	Yee
Cohn	Klehs	Negrete McLeod	Mr. Speaker
Coto	Koretz	Oropeza	

**NOES—34**

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

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
ASSEMBLY BILL NO. 2863**

At 8:04 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 Assembly Bill No. 2863 adopted by the following vote:

**AYES—67**

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

**NOES—10**

Blakeslee	Houston	Leslie	Walters
DeVore	La Malfa	Maze	
Haynes	La Suer	Richman	

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

**AYES—67**

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

**NOES—10**

Blakeslee	Houston	Leslie	Walters
DeVore	La Malfa	Maze	
Haynes	La Suer	Richman	

**Vote Changes**

By unanimous consent, the following vote changes were permitted on the urgency clause and on Concurrence in Senate Amendments to Assembly Bill No. 2863: Assembly Members Bogh, Niello, and Tran from "No" to "Aye".

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
ASSEMBLY BILL NO. 1797**

At 8:04 p.m., on motion of Assembly Member Bermúdez, 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. 1797 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	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.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
ASSEMBLY BILL NO. 2825**

At 8:05 p.m., on motion of Assembly Member Ruskin, 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. 2825 by the following vote:

**AYES—47**

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	Matthews	Torrico
Canciamilla	Horton, Jerome	Montañez	Umberg
Chan	Jones	Mullin	Vargas
Chavez	Karnette	Nation	Wolk
Chu	Klehs	Nava	Yee
Cohn	Koretz	Oropeza	Mr. Speaker
Coto	Laird	Parra	

**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.

**ACTION RESCINDED ON SENATE BILL NO. 746**

Assembly Member Frommer was granted unanimous consent to rescind the action whereby the Assembly, earlier today (Assembly Journal, page 7502), placed Senate Bill No. 746 on the Inactive File.

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

**SENATE BILL NO. 746 (Vincent)**—An act to amend Sections 19533 and 19601 of the Business and Professions Code, relating to horse racing.

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

Bill passed by the following vote:

**AYES—72**

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

**NOES—None**

Bill ordered transmitted to the Senate immediately.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
SENATE BILL NO. 1322**

At 8:09 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. 1322 passed by the following vote:

**AYES—41**

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

**NOES—34**

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

Bill ordered transmitted to the Senate immediately.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
ASSEMBLY BILL NO. 2930**

At 8:11 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 urgency clause to Assembly Bill No. 2930 adopted by the following vote:

**AYES—66**

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

**NOES—10**

DeVore	La Malfa	Mountjoy	Walters
Haynes	La Suer	Richman	
Keene	Leslie	Strickland	

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

**AYES—66**

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

**NOES—10**

DeVore	La Malfa	Mountjoy	Walters
Haynes	La Suer	Richman	
Keene	Leslie	Strickland	

**Vote Changes**

By unanimous consent, the following vote changes were permitted on the urgency clause and on Concurrence in Senate Amendments to Assembly Bill No. 2930: Assembly Member Wyland from "No" to "Aye"; Assembly Members Huff and Maze from "No" to "Not Voting".

Above bill ordered enrolled.



**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 Bills Nos. 926 and 1749 for hearing in the Committee on Revenue and Taxation today, off the Floor.

**COMMITTEE MEETING ANNOUNCEMENTS**

Assembly Member Klehs announced that the Committee on Revenue and Taxation would meet immediately, in the Tom Bane Rules Committee Room.

**MEMBERS EXCUSED FOR COMMITTEE MEETING**

At 8:13 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.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
ASSEMBLY BILL NO. 1614**

At 8:14 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. 1614 by the following vote:

**AYES—41**

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

**NOES—35**

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

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
ASSEMBLY BILL NO. 2712**

At 8:14 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, 8:15 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. 2521**

At 8:16 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. 2521 by the following vote:

**AYES—51**

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

**NOES—27**

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

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
ASSEMBLY BILL NO. 2745**

At 8:16 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. 2745 by the following vote:

**AYES—49**

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

**NOES—30**

Aghazarian	Garcia	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	

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
ASSEMBLY BILL NO. 2936**

At 8:17 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 urgency clause to Assembly Bill No. 2936 adopted by the following vote:

**AYES—68**

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

**NOES—9**

DeVore	La Suer	Mountjoy
Haynes	Leslie	Richman
La Malfa	Maze	Walters

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

**AYES—68**

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

**NOES—9**

DeVore	La Suer	Mountjoy
Haynes	Leslie	Richman
La Malfa	Maze	Walters

**Vote Changes**

By unanimous consent, the following vote change was permitted on the urgency clause and on Concurrence in Senate Amendments to Assembly Bill No. 2936: Assembly Member Huff from “No” to “Not Voting”.

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
ASSEMBLY BILL NO. 2192**

At 8:17 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. 2192 by the following vote:

**AYES—46**

Baca	Dymally	Levine	Ridley-Thomas
Bass	Evans	Lieber	Ruskin
Berg	Frommer	Lieu	Saldaña
Bermúdez	Goldberg	Liu	Salinas
Calderon	Hancock	Matthews	Torrico
Canciamilla	Horton, Jerome	Montañez	Umberg
Chan	Jones	Mullin	Vargas
Chavez	Karnette	Nation	Wolk
Chu	Klehs	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	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

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
ASSEMBLY BILL NO. 1010**

At 8:18 p.m., on motion of Assembly Member Ruskin, 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 Ruskin moved to continue the call of the Assembly.

Motion carried. Time, 8:19 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  
ASSEMBLY BILL NO. 2510**

At 8:19 p.m., on motion of Assembly Member Lieu, 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. 2510 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	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.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
ASSEMBLY BILL NO. 2712**

At 8:20 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. 2712 by the following vote:

**AYES—41**

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	Wolk
Chavez	Kleh	Nava	Mr. Speaker
Chu	Koretz	Negrete McLeod	
Coto	Laird	Oropeza	
De La Torre	Leno	Pavley	

**NOES—35**

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

**Vote Changes**

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 2712: Assembly Member Karnette from "Aye" to "Not Voting".

Above bill ordered enrolled.

**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. 2161 for hearing in the Committee on Housing and Community Development today, off the Floor.

**COMMITTEE MEETING ANNOUNCEMENTS**

Assembly Member Mullin announced that the Committee on Housing and Community Development would meet immediately, in the Tom Bane Rules Committee Room.

**MEMBERS EXCUSED FOR COMMITTEE MEETING**

At 8:23 p.m., by unanimous consent, the members of the Committee on Housing and Community Development 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.

**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. 2728 for hearing in the Committee on Public Safety today, off the Floor.

**COMMITTEE MEETING ANNOUNCEMENTS**

Assembly Member Leno announced that the Committee on Public Safety would meet immediately, in the Tom Bane Rules Committee Room.

**MEMBERS EXCUSED FOR COMMITTEE MEETING**

At 8:30 p.m., by unanimous consent, the members of the Committee on Public Safety 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.

**ACTION RESCINDED ON ASSEMBLY BILL NO. 2906**

Assembly Member Bass was granted unanimous consent to rescind the action whereby the Speaker pro Tempore, earlier today (Assembly Journal, page 7548), re-referred Assembly Bill No. 2906 to the Committee on Agriculture pursuant to Assembly Rule 77.2.

**CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 386**

At 8:30 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 Assembly Bill No. 386 adopted by the following vote:

**AYES—62**

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

**NOES—17**

Cogdill	La Malfa	Mountjoy	Walters
DeVore	La Suer	Richman	Wyland
Haynes	Leslie	Strickland	
Huff	Maze	Tran	
Keene	McCarthy	Villines	



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

**AYES—62**

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

**NOES—17**

Cogdill	La Malfa	Mountjoy	Walters
DeVore	La Suer	Richman	Wyland
Haynes	Leslie	Strickland	
Huff	Maze	Tran	
Keene	McCarthy	Villines	

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
ASSEMBLY BILL NO. 1469**

At 8:31 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. 1469 by the following vote:

**AYES—46**

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

**NOES—31**

Aghazarian	Garcia	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	Plescia	Wyland
Emmerson	Leslie	Richman	

Above bill ordered enrolled.

**Communications**

The following communication was presented by the Chief Clerk and ordered printed in the Journal:

**Explanation of Vote—Assembly Bill No. 1469**

September 1, 2006

*Mr. E. Dotson Wilson*  
*Chief Clerk*  
*State Capitol, Room 3196*  
*Sacramento, California*

Dear Mr. Wilson,

It was my intention to vote No on AB 1469. I would like the record to reflect my intention and to have it recorded in the Daily Journal.

Thank you for your attention to this matter.

Sincerely,

LELAND Y. YEE, PH.D.  
 Speaker pro Tempore

**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. 759 for hearing in the Committee on Health today, off the Floor.

**COMMITTEE MEETING ANNOUNCEMENTS**

Assembly Member Chan announced that the Committee on Health would meet immediately, in the Tom Bane Rules Committee Room.

**MEMBERS EXCUSED FOR COMMITTEE MEETING**

At 8:47 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.

**MESSAGES FROM THE SENATE**

Senate Chamber, August 31, 2006

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

Assembly Bill No. 798  
 Assembly Bill No. 1665  
 Assembly Bill No. 2303

And respectfully requests the Assembly to concur in said amendments.

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

**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. 1665 to the Committee on Water, Parks and Wildlife.

**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. 1665 for hearing in the Committee on Water, Parks and Wildlife today, off the Floor.

**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.

**MEMBERS EXCUSED FOR COMMITTEE MEETING**

At 9:18 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.

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

**ASSEMBLY BILL NO. 2906 (Committee on Agriculture)**—An act to amend Sections 16522.5, 33221, 33222, 33223, 33224, 33225, 33226, 33251, 33252, 33257, 33261, 33262, 33263, 33264, 33291, 33292, 33296, 33297, and 33298 of, and to add Sections 21751 and 33228 to, the Food and Agricultural Code, relating to agriculture, and making an appropriation therefor.

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—74**

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

**NOES—2**

DeVore                      Haynes

Above bill ordered enrolled.

**SPECIAL RECOGNITION**

Speaker Fabian Núñez was joined by all members of the Assembly in recognizing the following Assembly Members for their years of distinguished service in the California State Assembly: Assembly Members Leslie, Nation, Canciamilla, Yee, Chan, Matthews, Cohn, Cogdill, Salinas, McCarthy, Richman, Montañez, Pavley, Koretz, Frommer, Liu, Goldberg, Ridley-Thomas, Chu, Jerome Horton, Oropeza, Bermúdez, Chavez, Calderon, Mountjoy, Negrete McLeod, Baca, Bogh, Haynes, Umberg, Daucher, Wyland, La Suer, Vargas, and Klehs.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
ASSEMBLY BILL NO. 1458**

At 9:32 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.

The urgency clause to Assembly Bill No. 1458 adopted by the following vote:

**AYES—65**

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

**NOES—13**

DeVore	La Malfa	McCarthy	Wyland
Haynes	La Suer	Mountjoy	
Huff	Leslie	Richman	
Keene	Maze	Walters	

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

**AYES—65**

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

**NOES—13**

DeVore	La Malfa	McCarthy	Wyland
Haynes	La Suer	Mountjoy	
Huff	Leslie	Richman	
Keene	Maze	Walters	

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
SENATE BILL NO. 412**

At 9:34 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. 412 refused passage by the following vote:

**AYES—24**

Bass	Frommer	Mullin	Runner
Berg	Karnette	Nation	Ruskin
Chan	Klehs	Negrete McLeod	Saldaña
Chu	La Suer	Oropeza	Wolk
Dymally	Laird	Parra	Yee
Evans	Leno	Richman	Mr. Speaker

**NOES—38**

Aghazarian	Coto	Huff	Niello
Baca	Daucher	Keene	Plescia
Benoit	DeVore	La Malfa	Spitzer
Blakeslee	Emmerson	Leslie	Strickland
Bogh	Garcia	Lieu	Tran
Calderon	Hancock	Matthews	Umberg
Canciamilla	Haynes	Maze	Walters
Chavez	Horton, Jerome	McCarthy	Wyland
Cogdill	Horton, Shirley	Mountjoy	
Cohn	Houston	Nakanishi	

**Vote Changes**

By unanimous consent, the following vote change was permitted on Senate Bill No. 412: Assembly Member Lieu from "Aye" to "No".

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
SENATE BILL NO. 1676**

At 9:37 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. 1676 refused passage by the following vote:

**AYES—38**

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

**NOES—36**

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

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
SENATE BILL NO. 1252**

At 9:37 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. 1252 refused passage by the following vote:

**AYES—35**

Berg	Goldberg	Levine	Pavley
Bermúdez	Hancock	Lieber	Ruskin
Chan	Horton, Jerome	Lieu	Saldaña
Chu	Jones	Liu	Salinas
Cohn	Karnette	Montañez	Torrico
Coto	Klehns	Mullin	Wolk
De La Torre	Koretz	Nation	Yee
Dymally	Laird	Nava	Mr. Speaker
Evans	Leno	Oropeza	

**NOES—38**

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

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
SENATE BILL NO. 655**

At 9:38 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.

Senate Bill No. 655 refused passage by the following vote:

**AYES—36**

Bass	Goldberg	Levine	Pavley
Berg	Hancock	Lieber	Ridley-Thomas
Bermúdez	Horton, Jerome	Lieu	Ruskin
Chan	Jones	Liu	Saldaña
Chu	Karnette	Montañez	Salinas
Coto	Klehns	Mullin	Vargas
De La Torre	Koretz	Nation	Wolk
Dymally	Laird	Nava	Yee
Evans	Leno	Oropeza	Mr. Speaker

**NOES—38**

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

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
SENATE BILL NO. 452**

At 9:38 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.

Senate Bill No. 452 refused passage by the following vote:

**AYES—34**

Baca	Evans	Laird	Pavley
Bass	Frommer	Leno	Ridley-Thomas
Berg	Goldberg	Levine	Ruskin
Bermúdez	Hancock	Lieber	Saldaña
Chan	Horton, Jerome	Liu	Salinas
Chu	Jones	Montañez	Umberg
Coto	Karnette	Nation	Mr. Speaker
De La Torre	Klehs	Nava	
Dymally	Koretz	Oropeza	

**NOES—39**

Aghazarian	Emmerson	Lieu	Richman
Benoit	Garcia	Matthews	Runner
Blakeslee	Haynes	Maze	Spitzer
Bogh	Horton, Shirley	McCarthy	Strickland
Calderon	Houston	Mountjoy	Tran
Canciamilla	Huff	Nakanishi	Villines
Chavez	Keene	Negrete McLeod	Walters
Cogdill	La Malfa	Niello	Wyland
Daucher	La Suer	Parra	Yee
DeVore	Leslie	Plescia	

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
SENATE BILL NO. 1205**

At 9:40 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. 1205 refused passage by the following vote:

**AYES—36**

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

**NOES—36**

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

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
ASSEMBLY BILL NO. 888**

At 9:40 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.

The Assembly refused to concur in Senate amendments to Assembly Bill No. 888 by the following vote:

**AYES—34**

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

**NOES—40**

Aghazarian	DeVore	Leslie	Richman
Benoit	Emmerson	Lieu	Runner
Blakeslee	Garcia	Matthews	Spitzer
Bogh	Haynes	Maze	Strickland
Calderon	Horton, Shirley	McCarthy	Tran
Canciamilla	Houston	Mountjoy	Umberg
Chavez	Huff	Nakanishi	Villines
Cogdill	Keene	Niello	Walters
Cohn	La Malfa	Parra	Wyland
Daucher	La Suer	Plescia	Yee

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
SENATE BILL NO. 999**

At 9:40 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. 999 refused passage by the following vote:

**AYES—38**

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

**NOES—41**

Aghazarian	Emmerson	Maze	Strickland
Baca	Garcia	McCarthy	Torrigo
Benoit	Haynes	Mountjoy	Tran
Blakeslee	Horton, Shirley	Nakanishi	Villines
Bogh	Houston	Negrete McLeod	Walters
Calderon	Huff	Niello	Wolk
Canciamilla	Keene	Parra	Wyland
Chavez	La Malfa	Plescia	Yee
Cogdill	La Suer	Richman	
Daucher	Leslie	Runner	
DeVore	Matthews	Spitzer	



**CALL OF THE ASSEMBLY DISPENSED WITH ON  
ASSEMBLY BILL NO. 606**

At 9:41 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. 606 by the following vote:

**AYES—47**

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
De La Torre	Leno	Parra	

**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.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
SENATE BILL NO. 626**

At 9:41 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. 626 refused passage by the following vote:

**AYES—33**

Arambula	Goldberg	Montañez	Salinas
Baca	Hancock	Mullin	Torrico
Bass	Jones	Negrete McLeod	Vargas
Berg	Karnette	Oropeza	Wolk
Calderon	Klehs	Parra	Yee
Coto	Laird	Pavley	Mr. Speaker
De La Torre	Leno	Ridley-Thomas	
Dymally	Lieber	Ruskin	
Evans	Liu	Saldaña	

**NOES—39**

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

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
ASSEMBLY BILL NO. 2469**

At 9:42 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 Assembly concurred in Senate amendments to Assembly Bill No. 2469 by the following vote:

**AYES—46**

Baca	Dymally	Levine	Ridley-Thomas
Bass	Evans	Lieber	Ruskin
Berg	Frommer	Lieu	Saldaña
Bermúdez	Goldberg	Liu	Salinas
Calderon	Hancock	Matthews	Torrico
Canciamilla	Horton, Jerome	Montañez	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—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.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
ASSEMBLY BILL NO. 2920**

At 9:42 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 Assembly concurred in Senate amendments to Assembly Bill No. 2920 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	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.

**ASSEMBLY BILL NO. 352 RECONSIDERED  
BY UNANIMOUS CONSENT**

In compliance with a motion given, Assembly Member Koretz was granted unanimous consent that the vote be reconsidered whereby Assembly Bill No. 352 was refused passage.

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

**ASSEMBLY BILL NO. 352 (Koretz)**—An act to amend Sections 12126 and 12130 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.

**Call of the Assembly**

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

Motion carried. Time, 9:50 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 Higher Education**

Date of Hearing: August 31, 2006

Mr. Speaker: Your Committee on Higher Education reports:

Assembly Bill No. 523

With the recommendation: That the Senate amendments be concurred in.

LIU, Chair

Above bill ordered to unfinished business.

**Committee on Governmental Organization**

Date of Hearing: August 31, 2006

Mr. Speaker: Your Committee on Governmental Organization reports:

Assembly Bill No. 1973

Assembly Bill No. 2441

Assembly Bill No. 3068

With the recommendation: That the Senate amendments be concurred in.

JEROME HORTON, Chair

Above bills ordered to unfinished business.

**Committee on Revenue and Taxation**

Date of Hearing: August 31, 2006

Mr. Speaker: Your Committee on Revenue and Taxation reports:

Assembly Bill No. 926

Assembly Bill No. 1749

With the recommendation: That Senate amendments be concurred in.

KLEHS, Chair

Above bills ordered to unfinished business file.

**Committee on Public Safety**

Date of Hearing: August 31, 2006

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 2728

With the recommendation: That Senate amendments be concurred in.

LENO, Chair

Above bill ordered to unfinished business file.

**Committee on Housing and Community Development**

Date of Hearing: August 31, 2006

Mr. Speaker: Your Committee on Housing and Community Development reports:

Assembly Bill No. 2161

With the recommendation: That Senate amendments be concurred in.

MULLIN, Chair

Above bill ordered to unfinished business file.

**Committee on Health**

Date of Hearing: August 31, 2006

Mr. Speaker: Your Committee on Health reports:

Assembly Bill No. 759

With the recommendation: That Senate amendments be concurred in.

CHAN, Chair

Above bill ordered to unfinished business file.

Date of Hearing: August 31, 2006

Mr. Speaker: Your Committee on Health reports:

Assembly Bill No. 379

With the recommendation: That Senate amendments be concurred in.

CHAN, Chair

Above bill ordered to unfinished business file.

**MESSAGES FROM THE SENATE**

Senate Chamber, August 31, 2006

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

Assembly Bill No. 225  
 Assembly Bill No. 631  
 Assembly Bill No. 1062  
 Assembly Bill No. 1457  
 Assembly Bill No. 1516  
 Assembly Bill No. 1518  
 Assembly Bill No. 1752  
 Assembly Bill No. 1968  
 Assembly Bill No. 2021  
 Assembly Bill No. 2117  
 Assembly Bill No. 2308

Assembly Bill No. 2433  
 Assembly Bill No. 2564  
 Assembly Bill No. 2570  
 Assembly Bill No. 2667  
 Assembly Bill No. 2778  
 Assembly Bill No. 2877  
 Assembly Bill No. 2881  
 Assembly Bill No. 2915  
 Assembly Bill No. 2951  
 Assembly Bill No. 3056

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.

**At 9:54 p.m., Speaker pro Tempore Leland Y. Yee, 12th District, presiding**

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT**

Assembly Member Bermúdez was granted unanimous consent to permit consideration of Senate amendments to Assembly Bill No. 1973, without reference to file.

**ASSEMBLY BILL NO. 1973 (Bermudez)**—An act to amend Sections 19805, 19812, and 19963 of, and to add Sections 19954 and 19962 to, the Business and Professions Code, relating to gaming.

The question being: Shall the Assembly concur in 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 Bermúdez moved a call of the Assembly.

Motion carried. Time, 9:57 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**

Assembly Member Klehs was granted unanimous consent to permit consideration of Senate amendments to Assembly Bill No. 2441, without reference to file.

**ASSEMBLY BILL NO. 2441 (Klehs)**—An act to add Section 5442.15 to the Business and Professions Code, relating to outdoor advertising, 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—66**

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

**NOES—7**

Blakeslee	Huff	Maze	Villines
DeVore	Leslie	Spitzer	

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

**AYES—66**

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

**NOES—7**

Blakeslee	Huff	Maze	Villines
DeVore	Leslie	Spitzer	

**Vote Changes**

By unanimous consent, the following vote change was permitted on the urgency clause and on Concurrence in Senate Amendments to Assembly Bill No. 2441: Assembly Member Emmerson from “No” to “Aye”.

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT**

Assembly Member Jerome Horton was granted unanimous consent to permit consideration of Senate amendments to Assembly Bill No. 3068, without reference to file.

**ASSEMBLY BILL NO. 3068 (Jerome Horton)**—An act to amend Section 19852 of, and to add Section 19852.2 to, the Business and Professions Code, and to amend Section 12712 of the Government Code, relating to gaming.

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

*(NOTE: Text of Senate amendments 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	Dymally	Leno	Runner
Baca	Emmerson	Leslie	Salinas
Bass	Evans	Levine	Spitzer
Benoit	Frommer	Lieu	Strickland
Berg	Garcia	Liu	Torrico
Bermúdez	Haynes	Matthews	Tran
Bogh	Horton, Jerome	Maze	Umberg
Calderon	Horton, Shirley	McCarthy	Vargas
Canciamilla	Houston	Montañez	Villines
Chavez	Huff	Mountjoy	Wolk
Cogdill	Karnette	Nakanishi	Wyland
Cohn	Keene	Niello	Yee
Coto	Klehs	Parra	Mr. Speaker
Daucher	La Malfa	Pavley	
De La Torre	La Suer	Plescía	
DeVore	Laird	Richman	

**NOES—1**

Ruskin

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT**

Assembly Member Chu was granted unanimous consent to permit consideration of Senate amendments to Assembly Bill No. 926, without reference to file.

**ASSEMBLY BILL NO. 926 (Chu)**—An act to amend Sections 480, 480.4, and 482 of 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.

**Call of the Assembly**

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

Motion carried. Time, 10 p.m.

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



**At 10:01 p.m., Acting Speaker Dennis Mountjoy, 59th District, presiding**

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT**

Assembly Member Jerome Horton was granted unanimous consent to permit consideration of Senate amendments to Assembly Bill No. 1749, without reference to file.

**ASSEMBLY BILL NO. 1749 (Jerome Horton)**—An act to amend Sections 22962, 22971, and 22980.1 of, to add Sections 22979.21, 22979.22, 22979.23, and 22979.24 to, and to repeal Chapter 7 (commencing with Section 22995) of Division 8.6 of, the Business and Professions Code, to amend Section 308 of, to amend Section 14950 of the Health and Safety Code, to amend and repeal Section 830.11 of, the Penal Code, and to amend Sections 30019, 30142, 30168, 30435, 30473, 30474, 30474.1, and 30475 of, and to repeal Sections 30216 and 30359 of, the Revenue and Taxation Code, relating to cigarettes and tobacco products.

The question being: Shall the Assembly concur in 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 Jerome Horton moved a call of the Assembly.

Motion carried. Time, 10:02 p.m.

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

**ACTION RESCINDED ON SENATE BILL NO. 1303**

Assembly Member Frommer was granted unanimous consent to rescind the action whereby the Assembly, on August 24, 2006 (Assembly Journal, page 6916), passed Senate Bill No. 1303, and whereby the bill was ordered transmitted to the Senate.

**CONSIDERATION OF SENATE BILL NO. 1303 BY UNANIMOUS CONSENT**

Assembly Member Canciamilla was granted unanimous consent to take up Senate Bill No. 1303 without reference to file, for purpose of considering proposed amendments, and to take up the bill without reference to file, for purpose of consideration.

**SENATE BILL NO. 1303**—An act to amend Section 48800 of the Education Code, relating to pupils.

Bill read third time.

**Motion to Amend**

Assembly Member Canciamilla moved the adoption of amendments. Amendments read and adopted; bill ordered reprinted.

**Further Consideration of Senate Bill No. 1303**

**SENATE BILL NO. 1303 (Runner)**—An act to amend Section 48800 of the Education Code, relating to pupils.

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

Bill passed by the following vote:

**AYES—75**

Aghazarian	DeVore	Leno	Plescia
Arambula	Dymally	Leslie	Richman
Baca	Emmerson	Levine	Ridley-Thomas
Bass	Evans	Lieber	Runner
Benoit	Frommer	Lieu	Ruskin
Berg	Garcia	Liu	Saldaña
Bermúdez	Goldberg	Matthews	Salinas
Blakeslee	Hancock	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	Keene	Nava	Wolk
Cohn	Koretz	Niello	Wyland
Coto	La Malfa	Oropeza	Yee
Daucher	La Suer	Parra	Mr. Speaker
De La Torre	Laird	Pavley	

**NOES—None**

Bill ordered transmitted to the Senate immediately.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
ASSEMBLY BILL NO. 352**

At 10:06 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 Frommer moved to continue the call of the Assembly.

Motion carried. Time, 10:06 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**

Assembly Member Klehs was granted unanimous consent to permit consideration of Senate amendments to Assembly Bill No. 2728, without reference to file.

**ASSEMBLY BILL NO. 2728 (Klehs)**—An act to amend Section 12276.5 of, and to add Section 12282 to, 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.

**Call of the Assembly**

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

Motion carried. Time, 10:09 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**

Assembly Member Klehs was granted unanimous consent to permit consideration of Senate amendments to Assembly Bill No. 2161, without reference to file.

**ASSEMBLY BILL NO. 2161 (Klehs)**—An act to add and repeal Section 33413.1 of the Health and Safety Code, relating to redevelopment, 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—60**

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
Bermúdez	Hancock	Matthews	Salinas
Bogh	Horton, Jerome	Montañez	Spitzer
Canciamilla	Horton, Shirley	Mullin	Strickland
Chan	Houston	Nava	Torrico
Chavez	Jones	Negrete McLeod	Tran
Chu	Karnette	Niello	Umberg
Cohn	Keene	Oropeza	Vargas
Coto	Klehs	Parra	Wyland
De La Torre	Koretz	Pavley	Yee

**NOES—15**

Blakeslee	Haynes	Leslie	Nakanishi
Cogdill	Huff	Maze	Villines
Daucher	La Malfa	McCarthy	Walters
DeVore	La Suer	Mountjoy	

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

**AYES—60**

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
Bermúdez	Hancock	Matthews	Salinas
Bogh	Horton, Jerome	Montañez	Spitzer
Canciamilla	Horton, Shirley	Mullin	Strickland
Chan	Houston	Nava	Torrico
Chavez	Jones	Negrete McLeod	Tran
Chu	Karnette	Niello	Umberg
Cohn	Keene	Oropeza	Vargas
Coto	Klehs	Parra	Wyland
De La Torre	Koretz	Pavley	Yee

**NOES—15**

Blakeslee	Haynes	Leslie	Nakanishi
Cogdill	Huff	Maze	Villines
Daucher	La Malfa	McCarthy	Walters
DeVore	La Suer	Mountjoy	

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT**

Assembly Member Lieber was granted unanimous consent to permit consideration of Senate amendments to Assembly Bill No. 759, without reference to file.

**ASSEMBLY BILL NO. 759 (Lieber)**—An act relating to the health care 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—45**

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

**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	
Garcia	Leslie	Runner	

Above bill ordered enrolled.

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

**SENATE BILL NO. 185 (Battin)**—An act to amend Section 5071 of the Penal Code, relating to prison inmates.

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

Bill passed by the following vote:

**AYES—76**

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	Haynes	Matthews	Salinas
Bogh	Horton, Jerome	Maze	Spitzer
Canciamilla	Horton, Shirley	McCarthy	Strickland
Chan	Houston	Montañez	Torrico
Chavez	Huff	Mountjoy	Tran
Chu	Jones	Mullin	Umberg
Cogdill	Karnette	Nakanishi	Vargas
Cohn	Keene	Nava	Villines
Coto	Klehs	Negrete McLeod	Walters
Daucher	Koretz	Niello	Wolk
De La Torre	La Malfa	Oropeza	Wyland
DeVore	La Suer	Parra	Yee

**NOES—None**

Bill ordered transmitted to the Senate immediately.

**UNFINISHED BUSINESS (RESUMED)  
ASSEMBLY BILL NO. 1012 RECONSIDERED  
BY UNANIMOUS CONSENT**

In compliance with a motion given, Assembly Member Nation was granted unanimous consent that the vote be reconsidered whereby the Assembly refused to concur in Senate amendments to Assembly Bill No. 1012.

**At 10:15 p.m., Speaker pro Tempore Leland Y. Yee, 12th District, presiding**

**Further Consideration of Assembly Bill No. 1012  
Consideration of Senate Amendments**

**ASSEMBLY BILL NO. 1012 (Nation)**—An act to add Article 7.1 (commencing with Section 43885) to Chapter 4 of Part 5 of Division 26 of the Health and Safety Code, relating to vehicular air pollution control.

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

*(NOTE: Text of Senate amendments 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	Evans	Levine	Pavley
Bass	Frommer	Lieber	Ridley-Thomas
Berg	Goldberg	Lieu	Ruskin
Bermúdez	Hancock	Liu	Saldaña
Chan	Horton, Jerome	Matthews	Salinas
Chavez	Jones	Montañez	Umberg
Chu	Karnette	Mullin	Vargas
Cohn	Klehns	Nation	Wolk
Coto	Koretz	Nava	Yee
De La Torre	Laird	Negrete McLeod	Mr. Speaker
Dymally	Leno	Oropeza	

**NOES—36**

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

Above bill ordered enrolled.

**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. 1634 for hearing in the Committee on Appropriations today, off the Floor.

**COMMITTEE MEETING ANNOUNCEMENTS**

Assembly Member Chu announced that the Committee on Appropriations would meet immediately, in the Tom Bane Rules Committee Room.

**MEMBERS EXCUSED FOR COMMITTEE MEETING**

At 10:24 p.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.

**CONSIDERATION OF SUPPLEMENTAL FILE**

Speaker pro Tempore Yee announced that the following bills on Supplemental File No. 3 will be considered: Assembly Bills Nos. 798, 2303, 2275, 379, 523, 631, 1062, 1457, 1516, 1518, 1752, 1968, 2021, 2117, 2308, 2433, 2564, 2570, 2667, 2778, 2887, 2881, 2915, 2951, 3056, and 225.

**CONSIDERATION OF DAILY FILE (RESUMED)**

**UNFINISHED BUSINESS (RESUMED)**

**CONSIDERATION OF SENATE AMENDMENTS**

**ASSEMBLY BILL NO. 798 (Wolk)**—An act to amend Sections 12300, 12301, 12986, and 12987.5 of the Water Code, relating to water, and declaring the urgency thereof, to the 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	Evans	Levine	Ridley-Thomas
Arambula	Frommer	Lieber	Runner
Baca	Garcia	Lieu	Ruskin
Bass	Goldberg	Liu	Saldaña
Benoit	Hancock	Matthews	Salinas
Berg	Haynes	Maze	Spitzer
Bermúdez	Horton, Jerome	McCarthy	Strickland
Blakeslee	Horton, Shirley	Montañez	Torrico
Bogh	Houston	Mountjoy	Tran
Calderon	Huff	Mullin	Umberg
Canciamilla	Jones	Nakanishi	Vargas
Chan	Karnette	Nation	Villines
Chavez	Keene	Nava	Walters
Chu	Klehs	Negrete McLeod	Wolk
Cogdill	Koretz	Niello	Wyland
Coto	La Malfa	Oropeza	Yee
Daucher	La Suer	Parra	Mr. Speaker
De La Torre	Laird	Pavley	
DeVore	Leno	Plescia	
Dymally	Leslie	Richman	

**NOES—None**

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

**AYES—77**

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

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2303 (Committee on Judiciary)**—An act to amend Section 6450 of the Business and Professions Code, to amend Sections 896, 1798.24, 2982, and 2982.2 of the Civil Code, to amend Sections 170.3, 209, 416.10, 904.1, 904.2, 1276, 1277, 1278, 1278.5, and 1279.5 of the Code of Civil Procedure, to amend Section 9321 of the Commercial Code, to amend Section 5220 of the Corporations Code, to amend Sections 12585, 12599, 12599.1, and 12599.2 of, and to add Sections 68756 and 76225 to, the Government Code, to amend Section 959.1 of the Penal Code, to amend Sections 11709.2 and 11713.21 of the Vehicle Code, and to amend Sections 366.3 and 15657.03 of the Welfare and Institutions Code, relating to the judiciary.

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—73**

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

**NOES—3**

Leslie	Maze	Spitzer
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Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2275 (Umberg)**—An act to add Section 84310 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—73**

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

**NOES—4**

DeVore	Haynes	La Suer	Nakanishi
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Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
ASSEMBLY BILL NO. 2728**

At 10:27 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. 2728 by the following vote:

**AYES—49**

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

**NOES—29**

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

Above bill ordered enrolled.

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

**ASSEMBLY BILL NO. 379 (Koretz)**—An act to add Article 2.5 (commencing with Section 118947) to Chapter 4 of Part 15 of Division 104 of 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.

**Call of the Assembly**

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

Motion carried. Time, 10:35 p.m.

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

**At 10:36 p.m., Speaker Fabian Núñez, 46th District, presiding**

**ASSEMBLY BILL NO. 523 (Liu)**—An act to add Section 81450.1 to the Education Code, relating to community colleges.

Bill presented by Assembly Member Umberg.

The question being: Shall the Assembly concur in 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 Emmerson 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.

**ASSEMBLY BILL NO. 631 (Leno)**—An act to add and repeal Section 11839.65 of the Health and Safety Code, relating to narcotic treatment 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—76**

Aghazarian	Dymally	Leslie	Plescia
Baca	Evans	Levine	Richman
Bass	Frommer	Lieber	Ridley-Thomas
Benoit	Garcia	Lieu	Runner
Berg	Goldberg	Liu	Ruskin
Bermúdez	Hancock	Matthews	Saldaña
Blakeslee	Horton, Jerome	Maze	Salinas
Bogh	Horton, Shirley	McCarthy	Spitzer
Calderon	Houston	Montañez	Strickland
Canciamilla	Huff	Mountjoy	Torrico
Chan	Jones	Mullin	Tran
Chavez	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	Yee
DeVore	Leno	Pavley	Mr. Speaker

**NOES—1**

Haynes

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
ASSEMBLY BILL NO. 1749**

At 10:45 p.m., on motion of Assembly Member Jerome Horton, 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. 1749 by the following vote:

**AYES—57**

Aghazarian	Evans	Liu	Saldaña
Baca	Frommer	Matthews	Salinas
Bass	Goldberg	Montañez	Strickland
Benoit	Hancock	Mountjoy	Torrico
Bermúdez	Horton, Jerome	Nava	Tran
Calderon	Houston	Negrete McLeod	Umberg
Canciamilla	Jones	Niello	Vargas
Chan	Karnette	Oropeza	Villines
Chavez	Klehs	Parra	Wolk
Chu	Koretz	Pavley	Wyland
Cogdill	Laird	Plescia	Yee
Cohn	Leno	Richman	Mr. Speaker
Coto	Levine	Ridley-Thomas	
De La Torre	Lieber	Runner	
Dymally	Lieu	Ruskin	

**NOES—18**

Blakeslee	Garcia	La Malfa	Nakanishi
Bogh	Haynes	La Suer	Spitzer
Daucher	Horton, Shirley	Leslie	Walters
DeVore	Huff	Maze	
Emmerson	Keene	McCarthy	

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 1062 (Saldana)**—An act to amend Section 24173 of, and to add Section 24172.5 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—47**

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
De La Torre	Leno	Parra	

**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.

**ASSEMBLY BILL NO. 1457 (Baca)**—An act relating to state 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.)*

The roll was opened, and the Assembly concurred in Senate amendments 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	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	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 1516 (Arambula)**—An act to amend Section 15570 of the Government Code, relating to economic 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—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	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	

**NOES—None**

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
ASSEMBLY BILL NO. 1973**

At 10:47 p.m., on motion of Assembly Member Bermúdez, 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. 1973 by the following vote:

**AYES—53**

Aghazarian	Emmerson	Leno	Richman
Arambula	Evans	Levine	Ridley-Thomas
Baca	Frommer	Lieber	Saldaña
Bass	Hancock	Lieu	Salinas
Berg	Horton, Jerome	Liu	Spitzer
Bermúdez	Horton, Shirley	Matthews	Torrico
Blakeslee	Houston	Maze	Tran
Calderon	Huff	Montañez	Villines
Canciamilla	Jones	Mountjoy	Wolk
Chavez	Karnette	Nakanishi	Yee
Cohn	Kleh	Nava	Mr. Speaker
Coto	Koretz	Negrete McLeod	
De La Torre	La Suer	Parra	
Dymally	Laird	Pavley	

**NOES—18**

Benoit	Garcia	McCarthy	Strickland
Bogh	Haynes	Niello	Walters
Cogdill	Keene	Plescia	Wyland
Daucher	La Malfa	Runner	
DeVore	Leslie	Ruskin	

**Vote Changes**

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 1973: Assembly Member Emmerson from “No” to “Aye”.

Above bill ordered enrolled.

**BILLS PLACED ON INACTIVE FILE**

The following bill was placed upon the inactive file:

**Assembly Bill No. 1518**, on request of Assembly Member Jerome Horton.

**CONSIDERATION OF DAILY FILE (RESUMED)**

**UNFINISHED BUSINESS (RESUMED)**

**CONSIDERATION OF SENATE AMENDMENTS**

**ASSEMBLY BILL NO. 1752 (Levine)**—An act to add Sections 13385.2 and 13385.3 to the Water Code, relating to water, 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	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	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	

**NOES—None**

The roll was opened, and the Assembly concurred in Senate amendments 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	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	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 1968 (Leslie)**—An act to add Section 76361.1 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—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	Haynes	Maze	Spitzer
Bogh	Horton, Jerome	McCarthy	Strickland
Calderon	Horton, Shirley	Montañez	Torrice
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	Plescía	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2021 (Levine)**—An act to add Section 25310 to the Public Resources Code, and to amend Section 9615 of the Public Utilities Code, relating to energy efficiency.

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

*(NOTE: Text of Senate amendments 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	Leno	Richman
Baca	Dymally	Levine	Ridley-Thomas
Bass	Evans	Lieber	Ruskin
Berg	Frommer	Lieu	Saldaña
Bermúdez	Garcia	Liu	Salinas
Blakeslee	Goldberg	Matthews	Torrice
Bogh	Hancock	McCarthy	Tran
Calderon	Horton, Jerome	Montañez	Umberg
Canciamilla	Horton, Shirley	Mullin	Vargas
Chan	Jones	Nation	Wolk
Chavez	Karnette	Nava	Wyland
Chu	Keene	Oropeza	Yee
Cohn	Klehs	Parra	Mr. Speaker
Coto	Koretz	Pavley	
Daucher	Laird	Plescía	

**NOES—17**

Aghazarian	Houston	Mountjoy	Villines
Benoit	Huff	Nakanishi	Walters
Cogdill	La Malfa	Niello	
DeVore	La Suer	Spitzer	
Haynes	Maze	Strickland	

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2117 (Coto)**—An act to add Chapter 5 (commencing with Section 420) to Part 1 of the Education Code, relating to English language learners.

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

*(NOTE: Text of Senate amendments 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	Levine	Ridley-Thomas
Bass	Frommer	Lieber	Ruskin
Berg	Garcia	Lieu	Saldaña
Bermúdez	Goldberg	Liu	Salinas
Calderon	Hancock	Matthews	Torrico
Canciamilla	Horton, Jerome	Montañez	Tran
Chan	Horton, Shirley	Mullin	Umberg
Chavez	Houston	Nation	Vargas
Chu	Huff	Nava	Villines
Cohn	Jones	Negrete McLeod	Wolk
Coto	Karnette	Niello	Wyland
Daucher	Klehs	Oropeza	Yee
De La Torre	Koretz	Parra	Mr. Speaker
DeVore	Laird	Pavley	
Dymally	Leno	Richman	

**NOES—19**

Aghazarian	Emmerson	Maze	Runner
Benoit	Haynes	McCarthy	Spitzer
Blakeslee	Keene	Mountjoy	Strickland
Bogh	La Malfa	Nakanishi	Walters
Cogdill	La Suer	Plescia	

**Vote Changes**

By unanimous consent, the following vote changes were permitted on Concurrence in Senate Amendments to Assembly Bill No. 2117: Assembly Members Niello and Villines from “No” to “Aye”.

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2308 (Plescia)**—An act to amend Sections 2472 and 4190 of the Business and Professions Code, to amend Sections 1204, 1206, 1214.1, 1226, 1226.5, 1233, 1242, and 1248.1 of, and to add Section 1204.2 to, the Health and Safety Code, and to amend Section 139.3 of the Labor Code, relating to health clinics.

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

*(NOTE: Text of Senate amendments 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	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, Jerome	Montañez	Torrigo
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. 2433 (Negrete McLeod)**—An act relating to military and veterans, and 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—78**

Aghazarian	Dymally	Leno	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, Jerome	Montañez	Torrigo
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	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, 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. 2564 (Matthews)**—An act to amend Section 1265.5 of, and to add Section 1265.6 to, 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—76**

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
Bermúdez	Hancock	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	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. 2570 (Arambula)**—An act to add Sections 7504.5, 13984.3, and 13984.5 to the Government Code, relating to economic 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—68**

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

**NOES—5**

Blakeslee	Nakanishi	Spitzer
La Suer	Richman	

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2667 (Baca)**—An act to add Section 22854 to the Government Code, to amend Section 1351 of, and to add Section 1351.3 to, the Health and Safety Code, to add Section 717.2 to the Insurance Code, and to add Article 2.99 (commencing with Section 14095) to Chapter 7 of Part 3 of Division 9 of the Welfare and Institutions 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—75**

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

**NOES—1**

Haynes

Above bill ordered enrolled.

**At 11:03 p.m., Speaker pro Tempore Leland Y. Yee, 12th District, presiding**

**ASSEMBLY BILL NO. 2778 (Lieber)**—An act to amend Section 379.6 of 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—44**

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

**NOES—28**

Aghazarian	Garcia	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	Runner	Yee

**Vote Changes**

By unanimous consent, the following vote changes were permitted on Concurrence in Senate Amendments to Assembly Bill No. 2778: Assembly Member Keene from “No” to “Aye”; Assembly Member Wolk from “Aye” to “Not Voting”.

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2877 (Frommer)**—An act to amend Section 14982 of, and to repeal Section 14981 of, the Government Code, and to add Article 5 (commencing with Section 110242) to Chapter 2 of Part 5 of Division 104 of the Health and Safety Code, relating to prescription drugs.

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

*(NOTE: Text of Senate amendments 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	Daucher	Levine	Ridley-Thomas
Baca	De La Torre	Lieber	Ruskin
Bass	Dymally	Lieu	Saldaña
Berg	Evans	Liu	Salinas
Bermúdez	Frommer	Matthews	Torrico
Blakeslee	Goldberg	Maze	Umberg
Calderon	Hancock	Montañez	Vargas
Canciamilla	Horton, Jerome	Nation	Wolk
Chan	Horton, Shirley	Nava	Yee
Chavez	Jones	Negrete McLeod	Mr. Speaker
Chu	Karnette	Oropeza	
Cohn	Laird	Parra	
Coto	Leno	Pavley	

**NOES—26**

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

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2881 (Mullin)**—An act to amend Sections 8208, 8212, 8235, 8236, 8237, 8263, and 8278 of, to amend the heading of Article 7 (commencing with Section 8235) of Chapter 2 of Part 6 of, to add Section 8246.5 to, 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, 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—70**

Aghazarian	De La Torre	Leno	Richman
Arambula	Dymally	Levine	Ridley-Thomas
Baca	Emmerson	Lieber	Ruskin
Bass	Evans	Lieu	Saldaña
Benoit	Frommer	Liu	Salinas
Berg	Garcia	Matthews	Spitzer
Bermúdez	Goldberg	McCarthy	Strickland
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	Niello	Wyland
Cogdill	Klehs	Oropeza	Yee
Cohn	La Malfa	Parra	Mr. Speaker
Coto	La Suer	Pavley	
Daucher	Laird	Plescia	

**NOES—5**

DeVore	Huff	Mountjoy
Haynes	Maze	

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2915 (Saldana)**—An act to amend, repeal, and add Section 4830 of the Business and Professions Code, relating to veterinary 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—75**

Aghazarian	DeVore	Leno	Richman
Arambula	Dymally	Levine	Ridley-Thomas
Baca	Emmerson	Lieber	Runner
Bass	Evans	Lieu	Ruskin
Benoit	Frommer	Matthews	Saldaña
Berg	Garcia	Maze	Salinas
Bermúdez	Goldberg	McCarthy	Spitzer
Blakeslee	Hancock	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	La Malfa	Parra	Yee
Daucher	La Suer	Pavley	Mr. Speaker
De La Torre	Laird	Plescia	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 2951 (Goldberg)**—An act to amend Section 54999.1 of, to add Section 54999.7 to, and to add and repeal Section 54999.8 of, the Government Code, relating to local government.

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

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

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

**AYES—46**

Aghazarian	Evans	Matthews	Saldaña
Arambula	Goldberg	Montañez	Salinas
Bermúdez	Hancock	Mullin	Spitzer
Blakeslee	Horton, Jerome	Nakanishi	Strickland
Chan	Houston	Nation	Torrico
Chavez	Jones	Nava	Tran
Chu	Keene	Negrete McLeod	Vargas
Cogdill	Kleh	Niello	Villines
Coto	La Malfa	Parra	Wyland
De La Torre	Laird	Plescia	Mr. Speaker
DeVore	Leno	Richman	
Emmerson	Levine	Runner	

**NOES—18**

Baca	Daucher	La Suer	Walters
Benoit	Garcia	Liu	Wolk
Bogh	Haynes	Maze	Yee
Calderon	Horton, Shirley	McCarthy	
Canciamilla	Huff	Mountjoy	

**Vote Changes**

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 2951: Assembly Member Keene from “No” to “Aye”.

Above bill ordered enrolled.

**Communications**

The following communication was presented by the Chief Clerk and ordered printed in the Journal:

**Explanation of Vote—Assembly Bill No. 2951**

September 1, 2006

*Mr. E. Dotson Wilson*

*Chief Clerk*

*State Capitol, Room 3196*

*Sacramento, California*

Dear Mr. Wilson,

It was my intention to vote Aye on AB 2951. I would like the record to reflect my intention and to have it recorded in the Daily Journal.

Thank you for your attention to this matter.

Sincerely,

LELAND Y. YEE, PH.D.  
Speaker pro Tempore

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

**ASSEMBLY BILL NO. 3056 (Committee on Natural Resources)**—An act to amend Sections 14509.4, 14524, 14536, 14560, 14574, 14575, 14581, and 14585 of, to amend, repeal, and add Section 14549.1 of, to add and repeal Section 14549.2 of, and to add Sections 14549.7 and 14571.5 to, the Public Resources Code, relating to beverage containers, making an appropriation therefor, and declaring an 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.)*

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

**AYES—77**

Aghazarian	Dymally	Levine	Ridley-Thomas
Arambula	Emmerson	Lieber	Runner
Baca	Evans	Lieu	Ruskin
Bass	Frommer	Liu	Saldaña
Benoit	Garcia	Matthews	Salinas
Berg	Goldberg	Maze	Spitzer
Bermúdez	Hancock	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	La Malfa	Parra	Mr. Speaker
Daucher	La Suer	Pavley	
De La Torre	Laird	Plescía	
DeVore	Leno	Richman	

**NOES—None**

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
ASSEMBLY BILL NO. 523**

At 11:10 p.m., on motion of Assembly Member Emmerson, 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 Umberg moved to continue the call of the Assembly.

Motion carried. Time, 11:10 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  
ASSEMBLY BILL NO. 523**

At 11:10 p.m., on motion of Assembly Member Umberg, 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. 523 by the following vote:

**AYES—43**

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

**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	
Emmerson	La Suer	Richman	
Garcia	Leslie	Spitzer	

Above bill ordered enrolled.

**CONSIDERATION OF DAILY FILE (RESUMED)**

**UNFINISHED BUSINESS (RESUMED)**

**CONSIDERATION OF SENATE AMENDMENTS**

**ASSEMBLY BILL NO. 225 (Negrete McLeod)**—An act to amend Section 650 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—77**

Aghazarian	Dymally	Levine	Ridley-Thomas
Arambula	Emmerson	Lieber	Runner
Baca	Evans	Lieu	Ruskin
Bass	Frommer	Liu	Saldaña
Benoit	Garcia	Matthews	Salinas
Berg	Goldberg	Maze	Spitzer
Bermúdez	Hancock	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	La Malfa	Parra	Mr. Speaker
Daucher	La Suer	Pavley	
De La Torre	Laird	Plescia	
DeVore	Leno	Richman	

**NOES—None**

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
ASSEMBLY BILL NO. 926**

At 11:11 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. 926 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	Parra	
Cohn	Koretz	Pavley	
Coto	Laird	Ridley-Thomas	

**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.

**MESSAGES FROM THE SENATE**

Senate Chamber, August 31, 2006

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

Assembly Bill No. 2683

Assembly Bill No. 2714

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, 2006

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

Assembly Bill No. 1362

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 31, 2006

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

Assembly Concurrent Resolution No. 161

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

Above resolution ordered enrolled.

Senate Chamber, August 31, 2006

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

Assembly Concurrent Resolution No. 58

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

Above resolution ordered enrolled.

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

Assembly Member Frommer requested unanimous consent that Assembly Rule 63 be suspended for the purpose of considering Senate amendments to Assembly Bills Nos. 2714 and 2683 without reference to file.

Assembly Member Cogdill withheld unanimous consent.

**MOTION TO SUSPEND THE RULES**

Assembly Member Frommer moved that Assembly Rule 63 be suspended for the purpose of considering Senate amendments to Assembly Bills Nos. 2714 and 2683 without reference to file.

Assembly Member Vargas seconded the motion.

Rules suspended by the following vote:

**AYES—45**

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

**NOES—30**

Aghazarian	Garcia	Maze	Spitzer
Benoit	Haynes	McCarthy	Strickland
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	

**Motion to Re-refer Assembly Bill No. 2714 to Committee**

Assembly Member Haynes moved that Assembly Bill No. 2714 be re-referred to the Committee on Judiciary.

**Motion Withdrawn**

Assembly Member Haynes withdrew his motion to re-refer Assembly Bill No. 2714 to the Committee on Judiciary.

**CONSIDERATION OF SENATE AMENDMENTS**

Pursuant to a roll call vote, Assembly Member Torrico was granted consent to permit consideration of Senate amendments to Assembly Bill No. 2714, without reference to file.

**ASSEMBLY BILL NO. 2714 (Torrico)**—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—41**

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

**NOES—33**

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

**Vote Changes**

By unanimous consent, the following vote changes were permitted on Concurrence in Senate Amendments to Assembly Bill No. 2714: Assembly Member Arambula from “Aye” to “No”; Assembly Member Negrete McLeod from “Aye” to “Not Voting”.

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS**

Pursuant to a roll call vote, Assembly Member Negrete McLeod was granted consent to permit consideration of Senate amendments to Assembly Bill No. 2683, without reference to file.

**ASSEMBLY BILL NO. 2683 (Negrete McLeod)**—An act to amend Section 19827.3 of the Government Code, relating to state employees, 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	Dymally	Laird	Plescia
Arambula	Emmerson	Leno	Ridley-Thomas
Baca	Evans	Levine	Runner
Bass	Frommer	Lieber	Ruskin
Berg	Garcia	Lieu	Saldaña
Bermúdez	Goldberg	Liu	Salinas
Bogh	Hancock	Matthews	Strickland
Calderon	Horton, Jerome	Maze	Torrico
Canciamilla	Horton, Shirley	Montañez	Umberg
Chan	Jones	Mullin	Vargas
Chavez	Karnette	Nation	Wolk
Chu	Keene	Nava	Yee
Cohn	Klehs	Negrete McLeod	Mr. Speaker
Coto	Koretz	Oropeza	
Daucher	La Malfa	Parra	
De La Torre	La Suer	Pavley	

**NOES—12**

Blakeslee	Haynes	Niello	Tran
Cogdill	Huff	Richman	Villines
DeVore	Mountjoy	Spitzer	Walters

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

**AYES—61**

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

**NOES—12**

Blakeslee	Haynes	Niello	Tran
Cogdill	Huff	Richman	Villines
DeVore	Mountjoy	Spitzer	Walters

Above bill ordered enrolled.

**REQUEST FOR UNANIMOUS CONSENT**

Assembly Member Frommer was granted unanimous consent to withdraw Assembly Bills Nos. 2076 and 3029 from enrollment and order the bills held at Desk.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
ASSEMBLY BILL NO. 1010**

At 11:25 p.m., on motion of Assembly Member Ruskin, 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. 1010 by the following vote:

**AYES—36**

Baca	Evans	Levine	Parra
Bass	Goldberg	Lieber	Pavley
Berg	Hancock	Liu	Ridley-Thomas
Bermúdez	Jones	Montañez	Ruskin
Chan	Karnette	Mullin	Saldaña
Chu	Kleh	Nation	Salinas
Coto	Koretz	Nava	Umberg
De La Torre	Laird	Negrete McLeod	Vargas
Dymally	Leno	Oropeza	Mr. Speaker

**NOES—36**

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

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
ASSEMBLY BILL NO. 352**

At 11:26 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. 352 by the following vote:

**AYES—39**

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

**NOES—34**

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

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
ASSEMBLY BILL NO. 379**

At 11:26 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 Frommer moved to continue the call of the Assembly.

Motion carried. Time, 11:26 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**

**ASSEMBLY CONCURRENT RESOLUTION NO. 160 (Keene)**—Relative to the Lt. Leonard B. “Larry” Estes and Deputy William R. “Bill” Hunter Memorial Highway.

Resolution read, and adopted by the following vote:

**AYES—77**

Aghazarian	Dymally	Levine	Ridley-Thomas
Arambula	Emmerson	Lieber	Runner
Baca	Evans	Lieu	Ruskin
Bass	Frommer	Liu	Saldaña
Benoit	Garcia	Matthews	Salinas
Berg	Goldberg	Maze	Spitzer
Bermúdez	Hancock	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	La Malfa	Parra	Mr. Speaker
Daucher	La Suer	Pavley	
De La Torre	Laird	Plescia	
DeVore	Leno	Richman	

**NOES—None**

Resolution ordered transmitted to the Senate.

**At 11:51 p.m., Speaker Fabian Núñez, 46th District, presiding**

**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. 1362 to the Committee on Appropriations.

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

Assembly Member Frommer requested unanimous consent that Assembly Rule 63 be suspended for the purpose of considering Senate amendments to Assembly Bill No. 180 without reference to file.

Assembly Member Cogdill withheld unanimous consent.

**MOTION TO SUSPEND THE RULES**

Assembly Member Frommer moved that Assembly Rule 63 be suspended for the purpose of considering Senate amendments to Assembly Bill No. 180 without reference to file.

Assembly Member Bass seconded the motion.

Rules suspended by the following vote:

**AYES—43**

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

**NOES—30**

Aghazarian	Garcia	Maze	Spitzer
Benoit	Haynes	McCarthy	Strickland
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	

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

Date of Hearing: August 31, 2006

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 1634

With the recommendation: That Senate amendments be concurred in.

CHU, Chair

Above bill ordered to unfinished business file.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT**

Assembly Member McCarthy was granted unanimous consent to take up Senate amendments to Assembly Bill No. 1634, without reference to file.

**ASSEMBLY BILL NO. 1634 (McCarthy)**—An act relating to election expenses, 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—77**

Aghazarian	Emmerson	Levine	Ridley-Thomas
Arambula	Evans	Lieber	Runner
Baca	Frommer	Lieu	Ruskin
Bass	Garcia	Liu	Saldaña
Benoit	Goldberg	Matthews	Salinas
Berg	Hancock	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**

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

**AYES—77**

Aghazarian	Emmerson	Levine	Ridley-Thomas
Arambula	Evans	Lieber	Runner
Baca	Frommer	Lieu	Ruskin
Bass	Garcia	Liu	Saldaña
Benoit	Goldberg	Matthews	Salinas
Berg	Hancock	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.

**REQUEST FOR UNANIMOUS CONSENT**

Assembly Member Frommer requested unanimous consent to reconsider Assembly Bill No. 352.

Assembly Member Cogdill withheld unanimous consent.

**Ruling by Speaker Núñez**

The Speaker ruled the request to reconsider Assembly Bill No. 352 out of order. Pursuant to Assembly Rule 100, a second motion to reconsider the same question is not in order.

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

**ASSEMBLY CONCURRENT RESOLUTION NO. 164 (Goldberg)**—Relative to school mascots.

Resolution read, and adopted by the following vote:

**AYES—43**

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

**NOES—30**

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

Resolution ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
ASSEMBLY BILL NO. 379**

At 11:46 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 refused to concur in Senate amendments to Assembly Bill No. 379 by the following vote:

**AYES—37**

Baca	Evans	Levine	Ruskin
Bass	Frommer	Lieber	Saldaña
Blakeslee	Goldberg	Lieu	Torrico
Chan	Hancock	Montañez	Umberg
Chavez	Jones	Mullin	Vargas
Chu	Karnette	Nation	Yee
Cohn	Klehs	Nava	Mr. Speaker
Coto	Koretz	Oropeza	
De La Torre	Laird	Pavley	
Dymally	Leno	Ridley-Thomas	

**NOES—35**

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

**Vote Changes**

By unanimous consent, the following vote change was permitted on Concurrence in Senate Amendments to Assembly Bill No. 379: Assembly Member Bermúdez from “No” to “Not Voting”.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT**

Pursuant to a roll call vote taken earlier today, Assembly Member Leno was granted consent to permit consideration of Senate amendments to Assembly Bill No. 180, without reference to file.

**ASSEMBLY BILL NO. 180 (Leno)**—An act to add Chapter 1.5 (commencing with Section 950) to Part 3 of Division 2 of the Labor Code, relating to collective bargaining.

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

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

**Motion to Re-refer Assembly Bill No. 180 to Committee**

Assembly Member Cogdill moved to re-refer Assembly Bill No. 180, pursuant to Assembly Rule 77.2, to the Committee on Labor and Employment.

**Ruling by Speaker Núñez**

The Speaker ruled the motion out of order. The re-referral of bills pursuant to Assembly Rule 77.2 can only be done by the Speaker.

**Further Consideration of Assembly Bill No. 180  
Demand for Previous Question**

Assembly Members Jerome Horton, Frommer, Levine, Vargas, and Chan demanded the previous question.

**Parliamentary Inquiry**

Assembly Member Bogh arose to the following parliamentary inquiry:

What is the vote requirement to adopt the motion to Demand for the Previous Question?

**Reply by Speaker Núñez**

The Speaker replied that it requires an affirmative vote of a majority of the members present and voting.

**MOTION TO ADJOURN**

Assembly Member DeVore moved that the Assembly do now adjourn.

**Ruling by Speaker Núñez**

The Speaker ruled the motion to adjourn out of order.

**Assembly Bill No. 180 Passed and Retained**

By unanimous consent, Assembly Bill No. 180 was passed on file, to retain its place on file.

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**SIX HUNDRED THIRTY-FIFTH CALENDAR DAY  
AT SACRAMENTO, CALIFORNIA**

Assembly Chamber, September 1, 2006

At 12 midnight.

Speaker Fabian Núñez, presiding.

**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. 127**

August 28, 2006

*E. Dotson Wilson*

*Chief Clerk*

*State Capitol, Room 3196  
Sacramento, California*

Dear Mr. Wilson: I would like to have the following letter regarding Assembly Bill 127 (Nunez) printed in the Assembly Journal.

Assembly Bill 127, Kindergarten–University Public Education Facilities Bond Act of 2006, includes \$200 Million for the enhancing and expanding of medical school programs. In section 101041, sub section (c), AB127 states:

(c) Of the amount made available under subdivision (a), the amount of two hundred million dollars (\$200,000,000) shall be used for capital improvements that expand and enhance medical education programs with an emphasis on telemedicine aimed at developing high-tech approaches to health care.

University of California, Riverside (UCR) has an existing medical program, the UCR/UCLA Thomas Haider Biomed Program. The intent



of this letter is to express my desire that this existing medical program be eligible for the funding made available in AB 127.

*The UCR/UCLA Thomas Haider Program in Biomedical Sciences*

Working in conjunction with the David Geffen School of Medicine at UCLA, UCR provides a unique path of entrance to one of the country's leading medical schools. The UCR/UCLA Thomas Haider Program in Biomedical Sciences, Riverside County's only medical program, provides UCR students (including transfer students) exclusive access to 24 medical school seats each year.

Applications for these seats are accepted only from UCR students, from any major. Each medical school class size of 24 students allows for close faculty / student interaction and personalized attention.

Students accepted into this prestigious medical school program complete the first two years of their medical education at UCR in an intimate learning environment before moving on to UCLA for their remaining two years. They receive their M.D. degrees from UCLA.

The UCR/UCLA Thomas Haider Program in Biomedical Sciences involves clinical instructors from within the base of community physicians in the Riverside areas. The program is affiliated with several local hospitals and medical centers, but there is no ownership of any medical group or hospital. More than 80 physicians have joined UCR as clinical faculty.

UCR is in the process of submitting plans for their medical school, and their inclusion in the \$200 Million for the enhancing and expanding of medical school programs would be a much needed benefit to them as they continue in that endeavor.

Thank you for your attention to this important matter.

Sincerely,

RUSS BOGH, Assembly Member  
Sixty-fifth District

**Legislative Intent—Assembly Bill No. 172**

August 29, 2006

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

Mr. Speaker: I wish to clarify the intent of an act to add Sections 8238.3 to the Education Code, as added by Assembly Bill 172. The bill implements funding of \$50 million appropriated in the Budget Act of 2006 for preschool programs as administered through the existing state preschool system.

As a condition of receipt of funds pursuant to the legislation, a participating program is required to provide staff development for teachers in participating programs. This requirement is also intended to include "paraprofessionals", who are working as an integral part of the

preschool classroom setting, who, in many instances, are the link between the parent and the child, especially in areas where there may be more than one language spoken.

As an essential part of the working staff of a preschool setting, these paraprofessionals are intended to benefit from the staff development resources funded in this year's budget.

Sincerely,

WILMA CHAN, Assembly Member  
Sixteenth District

**Legislative Intent—Assembly Bill No. 573**

August 28, 2006

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

Dear Mr. Wilson,

This letter is to clarify the author's intent of AB 573 relating to design professionals' indemnity promises in contracts with local public agencies for design services.

It is my understanding that there are two issues that need clarification. The first issue questions the bill's impact on design-build contracts between local public agencies and design-build entities. AB 573 applies only to indemnity promises by design professionals to local public agencies. Therefore, if the design-build contract contains an indemnity promise by a building contractor running in favor of the local public agency, AB 573 would not apply to that indemnity promise.

The other issue that needs clarification relates to insurance coverage in effect prior to the enactment of the bill. AB 573 only applies to indemnity promises, not insurance coverage. Nothing in AB 573 interferes with or supersedes any existing insurance policy, even if the policy indemnifies design professionals for their services. The bill clearly states that it only applies to a contract for design professional services entered into on or after January 1, 2007. In other words, the bill only applies prospectively.

I trust that this clarifies the questions that have arisen.

Sincerely,

LOIS WOLK, Assembly Member  
Eighth District

**Legislative Intent—Assembly Bill No. 1302**

August 30, 2006

*Mr. Dotson Wilson*  
*Chief Clerk of the Assembly*  
*State Capitol*  
*Sacramento, California*

Dear Mr. Wilson,

Please print this letter in the Assembly Daily Journal. It clarifies the legislative intent regarding my Assembly Bill 1302, which amends the Administrative Procedure Act.

AB 1302 modifies language that determines when a state agency may adopt emergency regulations. Because emergency regulations restrict

public notice and participation, they should be permitted only in limited circumstances. Under current law emergency regulations are permitted when they are “necessary for the immediate preservation of the public peace, health and safety or general welfare.” AB 1302 would modify this to say that emergency regulations are permitted to respond to “a situation that calls for immediate action to avoid serious harm to the public peace, health, safety, or general welfare.” This standard clarifies and augments the demonstration that a state agency must make to justify the use of emergency regulations.

Although AB 1302 alters what an agency must demonstrate to justify the use of emergency regulations, I believe that it does not restrict the types of threats that may be addressed by emergency regulation. It should not restrict the government’s ability to use emergency regulations to address environmental, economic or any other particular category of threat requiring an immediate response. Under AB 1302, emergency regulations may be used by a state agency in response to any “situation that calls for immediate action to avoid serious harm to the public peace, health, safety, or general welfare”.

Finally, AB 1302 is not intended to modify how the term “public” should be interpreted in evaluating the phrase “public peace, health, safety, or general welfare”. Nor was it my intent to modify any judicial opinion which has previously evaluated issues regarding the adoption of emergency regulations.

Respectfully,

JEROME E. HORTON, Assembly Member  
Fifty-first District

**Legislative Intent—Assembly Bill No. 1319**

August 25, 2006

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

Dear Mr. Wilson: The purpose of this letter is to clarify the intent of AB 1319. This measure would require the Chancellor of the Community colleges and the Superintendent of Public Instruction to convene a working group to review existing adult education data systems and make recommendations on the feasibility, design and cost of a common data system for adult education.

I want to emphasize the importance of assuring that any common system for data collection and reporting requirements recommended by the working group not impede any district, college or program from receiving federal funds.

Currently, school districts that operate adult education programs are required to collect data in very specific ways as a part of Federal requirements under the Perkins Act. The Superintendent, the Chancellor and the working group should fully consider the impacts of federal data

collection requirements before making any recommendations to the Legislature. The recommendations should not risk the loss of federal funds nor should they suggest additional and duplicative data collection requirements.

Sincerely,

CAROL LIU, Assembly Member  
Forty-fourth District

**Legislative Intent—Assembly Bill No. 1559**

August 31, 2006

*Mr. E. Dotson Wilson*  
*Chief Clerk*  
*Californian State Assembly*  
*State Capitol*  
*Sacramento, California*

Dear Mr. Wilson,

This letter seeks to clarify a provision in Assembly Bill 1559 (Frommer) containing an outstanding date.

Section 7, paragraph (d) contains an obsolete provision requiring the Department of Parks and Recreation to implement a procedural guide for the Urban Park Act on or before April 1, 2002. This language is existing law and only remains in this bill due to an oversight.

It is my intent that this provision be deleted from current law in the next Legislative Session through clean-up legislation. I have recommended to the Committee on Water, Parks and Wildlife that this matter be addressed through a committee bill next year.

Thank you for your consideration of this matter.

Sincerely,

DARIO FROMMER, Assembly Member  
Forty-third District

**Legislative Intent—Assembly Bill No. 1835**

August 30, 2006

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

Dear Dotson: As author of Assembly Bill 1835, it is my intent that the actions required of the Department of Industrial Relations by this bill are purely ministerial and limited in nature. The provisions of this bill are not intended to diminish or eliminate any authority of the Industrial Welfare Commission or to confer new authority on the Department of Industrial Relations. Rather, they are necessary to implement the provisions of this bill in light of the defunding of the IWC in the 2006 state budget and the possible defunding in the state budget in the 2007.

Sincerely,

SALLY J. LIEBER, Assembly Member  
Twenty-second District

**Legislative Intent—Assembly Bill No. 1862**

August 31, 2006

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

Dear Dotson: AB 1862 is not intended to affect the well-established principle that the payment of compensation to the agent or assignee, referred to in Section 1 of this bill, is the sole obligation of the entity that contracts with the agent or assignee.

Sincerely,

JUAN VARGAS, Assembly Member  
Seventy-ninth District

**Legislative Intent—Assembly Bill No. 1881**

August 30, 2006

*E. Dotson Wilson  
Chief Clerk of the Assembly  
State Capitol, Room 219  
Sacramento, California*

Dear Mr. Wilson: I respectfully submit this letter in an effort to address the context of my Assembly Bill 1881.

AB 1881 makes numerous changes to existing law regarding landscape water conservation. One provision in the bill requires the Department of Water Resources to update the model local water efficient landscape ordinance, and requires local cities and counties to either adopt the updated model ordinance or an ordinance that is at least as effective in conserving water as the updated model ordinance.

AB 1881 primarily addresses city and county efforts to promote landscape water conservation. Concerns were raised regarding the potential conflict between city and county conservation programs and public water system conservation programs operating in the same jurisdiction. Specifically, a concern was raised that language in AB 1881 (Section 65595(e) of the Government Code) may be interpreted to require a city or county to adopt a provision of the model ordinance in conflict with a public water system program. Therefore, AB 1881 was amended to clarify that the bill does not require a city or county ordinance to be in conflict with a public water system conservation program.

It is my hope that cities and counties can coordinate with public water systems when potential conflicts arise, though it is important to understand that Section 65595(e) was not intended to preclude conflict.

I appreciate your time and consideration of this matter.

Respectfully submitted,

JOHN LAIRD, Assembly Member  
Twenty-seventh District

**Legislative Intent—Assembly Bill No. 2021**

August 31, 2006

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

Dear Dotson: Assembly Bill 2021 was enacted to encourage energy efficiency programs throughout the State of California.

This letter restates the intent of the legislation, as it relates to the use of public benefits funding for energy efficiency programs. Assembly Bill 1890, adopted by the legislature in 1996 established a program for all retail providers of electric service to assess a fee on their customers dedicated to the provision of public benefits programs. Those programs include: low-income assistance, renewable energy, research and development, and energy efficiency. AB 2021 is intended to allow municipal utilities to continue to use a portion of their public benefits dollars for energy efficiency programs, while recognizing that, since energy efficiency is first in the loading order, energy efficiency should be financed in the same manner in which a new power plant is financed.

Sincerely,

LLOYD LEVINE, Assembly Member  
Fortieth District

**Legislative Intent—Assembly Bill No. 2175**

August 30, 2006

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

Dear Mr. Wilson: The purpose of this letter is to clarify the intent of AB 2175, regarding a study of teen driver education and training. Section 1675.7(a) (1) and (b) provides for the creation of a Teen Driver Education and Training Advisory Committee and includes a list of organizations that the Director of the Department of Motor Vehicles should direct or request to sit on that Committee.

It is not the intent of the legislation to limit the Director's discretion to include individuals or organizations not listed in the bill. The Committee should be inclusive of experts and stakeholders in the field of teen driver education and training. Other organizations that should be considered for membership on the Committee include: The Association of California Insurance Companies, the American Insurance Association, and the Pacific Association of Domestic Insurance Companies; representatives of other organizations or agencies in other states; and representatives of academic or non-profit organizations with expertise in the field of teen driver education and training.

Sincerely,

CAROL LIU, Assembly Member  
Forty-fourth District

**Legislative Intent—Assembly Bill No. 2354**

August 28, 2006

*E. Dotson Wilson  
Assembly Chief Clerk  
State Capitol  
Sacramento, California*

Dear Mr. Wilson: I respectfully submit this letter in an effort to provide context for my Assembly Bill 2354.

As a matter of background, over the past 38 years, the Legislature has established a wide variety of agricultural commissions, which have various authorized activities including research and promotion of California commodities.

Under current law, an individual commission may request the Secretary of Agriculture to adopt and administer programs under the 1937 Marketing Act. Doing so would trigger a vote of the affected assessment payers in that industry. This bill would allow a commission to request the Secretary to administer programs that are both under the 1937 Act and the commission's statute, which the affected assessment payers of that commodity have already approved. The bill ensures that

there will be a hearing on any petition filed and that the default course of action is a vote of the affected assessment payers. The narrow exception to a vote exists when the Secretary concludes that there is no substantial question of opposition to the petition.

There has been some question about ambiguity in the phrase “no substantial question of opposition.” A definition was adopted to provide greater clarity as to this trigger for a vote of affected assessment payers. As the definition provides, the phrase is intended to mean that if the Secretary determines that there is opposition to the substance of the petition, he or she would send the issue to a referendum vote. The goal of this language was to provide the Secretary with the flexibility to ensure that the opposition is to the petition request, not the underlying commodity commission.

I believe that AB 2354 strikes the proper balance between protecting the interests of assessment payers and ensuring that commissions operate consistent with decisional law.

Respectfully submitted,

JOHN LAIRD, Assembly Member  
Twenty-seventh District

**Legislative Intent—Assembly Bill No. 2480**

August 29, 2006

*The Honorable Fabian Núñez*

*Speaker, California State Assembly  
State Capitol, Sacramento, California*

Dear Speaker Núñez: This letter is to confirm that, consistent with the language contained in the August 14, 2006 amended version of AB 2480, Judicial Council will report on the caseload standards for attorneys in dependency cases.

Judicial Council is already looking at the issue of caseload standards in dependency cases through their ongoing Dependency Representation Administration Funding and Training (DRAFT) pilot project, and plans to report their findings and recommendations to the Legislature on or before January 1, 2008 as was proposed in AB 2480.

Sincerely,

NOREEN EVANS, Assembly Member  
Seventh District

**Legislative Intent—Assembly Bill No. 2593**

August 30, 2006

*The Honorable Fabian Núñez*

*California State Assembly  
State Capitol  
Sacramento, California*

Mr. Speaker: The purpose of this letter is to clarify the intent of my AB 2593, which addresses a specific problem for drivers and employers of drivers in the transportation industry regarding when the meal period required by Section 512 of the Labor Code must commence. If enacted, this bill would allow certain collective bargaining agreements in the transportation industry to govern the commencement of the required meal period.



The bill is intended only to address this one narrow aspect of the law governing meal periods. The enactment of AB 2593 should not be used to interpret how the pre-existing law related to meal periods can be applied to other industries or situations, as clearly expressed in Section 2 of the bill:

SEC.2. Notwithstanding any other provision of law, Section 512.7 shall not be construed to affect the nature or scope of the law related to meal periods, including but not limited to the timing of commencement of the meal period, other than for employees or employers specifically covered by Section 512.7.”

The purpose of this statement in Section 2 is to clarify that the bill does not address the issue of what authority, if any, administrative agencies have with regard to the regulation of meal periods, and that no inference should be drawn from the bill’s passage with respect to such authority. Section 2 also clarifies that this bill will not effect, nor should any inference be drawn regarding, the application of the law governing meal periods to any group of employees other than commercial drivers in the transportation industry covered by a collective bargaining agreement.

Sincerely,

RICK KEENE, Assembly Member  
Third District

**Legislative Intent—Assembly Bill No. 2609**

August 30, 2006

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

Mr. Speaker: I wish to clarify the intent of subdivision (g) of Section 1569.69 of the Health and Safety Code, as added by Assembly Bill No. 2609. The bill increases training requirements in medication management for staff in residential care facilities for the elderly who assist residents with self-administration of medication.

Subdivision (g) requires that facilities providing care for 16 or more persons shall maintain documentation that demonstrates that a consultant pharmacist or nurse has reviewed the facility’s medication management program and procedures at least twice per year. This is designed to establish the means of verifying that the reviews have been conducted. While the bill contemplates that facilities will conduct such reviews and maintain accurate documentation of them, there is no expectation that the Community Care Licensing Division (CCLD) of the Department of Social Services (DSS) evaluate the contents or merits of reviews performed by pharmacists or nurses. The August 9 amendments to the bill added the phrase “shall maintain documentation that demonstrates” to subdivision (g). This language was added in response to concerns expressed by DSS that the prior version of the bill

imposed a duty upon CCLD when conducting a compliance review to examine the validity of the medication management review performed by a consultant pharmacist or nurse, a function that CCLD staff is not qualified to perform.

Sincerely,

NOREEN EVANS, Assembly Member  
Seventh District

**Legislative Intent—Assembly Bill No. 2886**

August 30, 2006

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

Dear Mr. Wilson: Assembly Bill 2886 creates multiple provisions dealing with identity theft, identity theft trafficking and mail theft. However, there were unintentional, technical errors in the drafting of the language which merit clarification.

The purpose of the amendments in the bill (as amended August 29, 2006) to subdivision (d) of Section 530.5 of the Penal Code is to define two new alternate-felony misdemeanors applicable to persons who sell, transfer or convey the personal identifying information of other persons. Paragraph (1) of subdivision (d) concerns a person who, with intent to defraud, sells, transfers, or conveys the personal identifying information of another person. Paragraph (2) concerns a person who, knowing that the personal identifying information of a specific person will be used to commit a violation of subdivision (a) of Section 530.5, sells, transfers or conveys the other person's personal identifying information.

Because of a drafting error in the last set of amendments (August 28, 2006), the description of the alternate felony-misdemeanor in paragraph (1) of subdivision (d) is different than the description in paragraph (2) of the subdivision. In particular, a specific reference to the alternative of a sentence to the county jail was inadvertently omitted in paragraph (2). The bill is not intended to create a substantive difference in the penalties applicable to a conviction for the crime defined in paragraph (1) of subdivision (d) as compared to the crime defined in paragraph (2).

Penal Code Section 18 states that where an offense is punishable by a fine or a sentence to prison, the crime "may be punishable by imprisonment in the county jail or by a fine, or by both." This is essentially the penalty prescribed in paragraph (2) of subdivision (d) of Section 530.5, as amended by AB 2886. By operation of law, and consistent with the intent and purpose of AB 2886, paragraph (2) of subdivision (d) of Penal Code Section 530.5, as amended by AB 2886, defines an alternate felony-misdemeanor.

Additionally, due to a drafting mistake, the erroneous United States Code (USC) Section number was referenced in subdivision (e) of Penal Code Section 530.5. As the bill stands, Section 1705 of Title 18 of the USC, a federal law pertaining to the “destruction of letter boxes or mail”, is cited. However, the language of subdivision (e) in AB 2886 is intended to focus on “every person who commits mail theft”, which does not coincide with the context of the section referenced in the bill. I want to be explicitly clear that Section 1708 of Title 18 of the United States Code, which deals with the “theft or receipt of stolen mail”, is the section originally meant to be cited in the bill. The provision dealing with mail theft in AB 2886 was written to apply to the theft of mail, not the damaging of mailboxes or mail receptacles.

This measure is meant to aid in the combating the rising epidemic of identity theft and mail theft.

Sincerely,

DARIO FROMMER  
Assembly Majority Leader  
Forty-third District

**Legislative Intent—Assembly Bill No. 2918**

August 25, 2006

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

Dear Mr. Wilson,

This letter is to clarify the author’s intent of AB 2918 as it relates to the potential financial liabilities imposed on state or local governments.

Welfare and Institutions Code 14087.54(D)(d), states: “Any obligation of a commission, statutory, contractual, or otherwise, shall be the obligation solely of the commission and shall not be the obligations of the county or the state.” AB 2918 is intended to be consistent with this statute and no way abrogates it.

AB 2918 is not intended to place any additional financial obligations on the state or on local governments other than obligations local agencies voluntarily impose on themselves, to finance private health plans as allowed under the new statutes created by AB 2918.

Sincerely,

LOIS WOLK, Assembly Member  
Eighth District

**Legislative Intent—Assembly Bill No. 2941**

August 30, 2006

*Mr. E. Dotson Wilson  
Assembly Chief Clerk  
State Capitol  
Sacramento, California*

Dear Mr. Wilson: It is the intent of AB 2941 to exempt any company operating anywhere in the world and whose primary operations in Sudan are to provide goods or services intended to relieve human suffering.

Sincerely,

PAUL KORETZ, Assembly Member  
Forty-second District

**Legislative Intent—Assembly Bill No. 3065**

August 30, 2006

*E. Dotson Wilson  
Chief Clerk  
California State Assembly*

Dear Dotson: I would like the following letter of legislative intent offered into the Assembly Daily Journal relating to AB 3065 (Assembly Committee on Governmental Organization).

Letter to the Journal:

By amending existing law, it is not the author's intent to undermine the general prohibition against tied interests under the State's Alcohol Beverage Control Act or to in any way expand any other provision of the Act that establishes an exception to such general prohibition. The author acknowledges that the legislative intent relating to Section 25509 of the Business and Professions Code shall be narrowly construed and limited to its express terms.

Thanks,

JEROME E. HORTON, Assembly Member  
Fifty-first District

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

Assembly Member Frommer requested unanimous consent that Assembly Rule 42(c) be suspended for the purpose of permitting the following letters of legislative intent regarding the following bills, to be printed in the Journal: Assembly Bill No. 32, Assembly Bill No. 2171, Assembly Bill No. 2496, and Assembly Bill No. 3014.

Assembly Member Cogdill withheld unanimous consent.

**MOTION TO SUSPEND THE RULES**

Assembly Member Frommer moved that Assembly Rule 42(c) be suspended for the purpose of permitting the following letters of legislative intent to be printed in the Journal: Assembly Bill No. 32, Assembly Bill No. 2171, Assembly Bill No. 2496, and Assembly Bill No. 3014.

Assembly Member Vargas seconded the motion.

Rules suspended by the following vote:

**AYES—45**

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

**NOES—29**

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

**LETTERS OF LEGISLATIVE INTENT**

Pursuant to a roll call vote, the following letters of legislative intent were ordered printed in the Journal.

**Legislative Intent—Assembly Bill No. 32**

August 31, 2006

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

Dear Mr. Wilson: I am submitting this letter to the Assembly Daily Journal regarding AB 32, the Global Warming Solutions Act of 2006.

AB 32 authorizes the California Air Resources Board to adopt a schedule of fees to pay for the direct costs of administering the reporting and emission reduction and compliance programs established pursuant to the bill's provisions.

It is my intent that any funds provided by Health and Safety Code Section 38597 are to be used solely for the direct costs incurred in administering this division. This intent is further demonstrated by the fact that Section 38597 is contained within Part 7 of the bill which relates to the California Air Resources Board's administrative functions.

Sincerely,

FABIAN NUÑEZ  
Speaker of the Assembly

**Legislative Intent—Assembly Bill No. 2171**

August 30, 2006

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

RE: AB 2171 (Berg)

Dear Mr. Wilson: This letter is to express my willingness to continue exploring the issue of excess proceeds recovery. This year, I authored AB 2171 which limits the finders' fee for the recovery of excess proceeds to ten percent. Within the last week, questions have been raised concerning the ten percent limit and the possibility that it may be too low for certain businesses to continue to operate. Although several other states have adopted the same limit and although California has applied the same limits to similar financial services, I am willing to work with interested parties over the coming months in order to resolve any outstanding issues that may exist.

Sincerely,

PATTY BERG, Assembly Member  
First District

**Legislative Intent—Assembly Bill No. 2496**

August 30, 2006

*E. Dotson Wilson*  
*Chief Clerk of the Assembly*  
*State Capitol, Room 219*  
*Sacramento, California*

Dear Mr. Wilson: I respectfully submit this letter in an effort to address the context of my AB 2496.

In working with the parties that assisted with this bill, I agreed that I would not extend the January 1, 2009 sunset of Health and Safety Code Section 17921.4 and that I would ask that the Legislature not extend this sunset for at least five years from January 1, 2009.

I also would like to note that the sunset provision contained in Section 17921.4 does not apply to Section 17921.5.

Thank you for your consideration.

Respectfully submitted,

JOHN LAIRD, Assembly Member  
Twenty-seventh District

**Legislative Intent—Assembly Bill No. 3014**

August 31, 2006

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

RE: AB 3014—Letter to the Assembly Journal

Dear Dotson: I am submitting this letter to the Assembly Journal to clarify my intent in introducing AB 3014.

AB 3014 defines the term “Asian Massage” as it appears in Section 4937 of the Business and Professions Code as “the use of pressure techniques, including myofascial release or manual therapy, as it relates to soft tissues, through massage and mobilization of skin and muscle for the therapeutic purpose of proper body function.”

It is not my intent that AB 3014 would open the door for just anyone to be authorized to practice some fashion of massage under the aegis of Acupuncture/Oriental or Asian Massage. Nor is it my intent that the provisions of this bill would apply to brothels which mislead the public by advertising their services as “Oriental or Asian massage.”

Rather, my intent is to address reimbursement of services to providers and consumers who can already provide services under current law. No language proposed by this bill changes or modifies the stringent requirements already in place regarding the scope of practice, licensing or education of acupuncturists in California.

Sincerely,

PAUL KORETZ, Assembly Member  
Forty-second District



**ADJOURN IN MEMORY**

Speaker Núñez was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Matt Perkut, of West Sacramento.

**Request for Unanimous Consent to Print in the Journal**

Speaker Núñez was granted unanimous consent that the following statement be printed in the Journal:

**Matt Perkut**

Matt Perkut is survived by his loving daughter Cynthia Perkut-Kelly and son-in-law Colin Kelly. He began his career in civil service in 1961 with the Department of General Services. Mr. Perkut was responsible for maintaining the Governor's Mansion, State Capitol, Annex, Library and Courts, and Office Building One. In 1979 he retired as Painter Supervisor after 18 years of service.

**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 William Bailey, of Laytonville.

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 Pearl Irene Washburn, of Chatsworth.

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 Ryan F. Stevens, of Benicia; James B. Nelson, of Davis; William Scannell, of Dixon; Mathias Thomas Reiter and Duane A. Sholly, of Fairfield; Randal M. Berry and Lonnie F. Brittenum, Jr., of Vacaville.

**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. 2511, Concurrence:** Aghazarian, Bermúdez, Calderon, Chavez, Chu, Cohn, Daucher, De La Torre, Garcia, Jerome Horton, Shirley Horton, Houston, Levine, Lieber, Liu, McCarthy, Montañez, Pavley, Ridley-Thomas, Strickland, Torrico, Umberg, and Wyland—Aye; Blakeslee, Bogh, DeVore, Keene La Malfa, La Suer, Maze, Parra, and Villines—No.

**Assembly Bill No. 1363, Concurrence:** Bermúdez, Bogh, Canciamilla, Chavez, De La Torre, Garcia, Jerome Horton, Shirley Horton, Lieber, Montañez, Nava, Oropeza, Parra, and Wolk—Aye; Aghazarian, Blakeslee, Houston, Keene, Maze, McCarthy, Nakanishi, Strickland, Villines, and Wyland—No.

**Assembly Bill No. 1334, Concurrence:** Bermúdez, Blakeslee, Bogh, De La Torre, Garcia, Jerome Horton, Shirley Horton, Keene, La Malfa, Lieber, Maze, Montañez, Nakanishi, Nava, Oropeza, Parra, Strickland, Umberg, Villines, and Wyland—Aye; Houston—No.

**Assembly Bill No. 2573, Concurrence:** Aghazarian, Bermúdez, Blakeslee, Bogh, De La Torre, Garcia, Jerome Horton, Shirley Horton, Keene, La Malfa, Lieber, McCarthy, Montañez, Nakanishi, Oropeza, Parra, Plescia, Runner, Umberg, Villines, Wyland, and Yee—Aye; DeVore, Houston, Maze, Mountjoy, Strickland, and Walters—No.

**Assembly Bill No. 607, Concurrence:** Aghazarian, Benoit, Bermúdez, Blakeslee, Bogh, Cohn, De La Torre, Frommer, Garcia, Jerome Horton, Shirley Horton, Houston, Keene, Levine, Lieber, Montañez, Nakanishi, Nava, Oropeza, Parra, Ridley-Thomas, Strickland, Torrico, Umberg, and Villines—Aye; La Suer, Maze, and Mountjoy—No.

**Assembly Bill No. 2318, Concurrence:** Bermúdez, Chu, Cohn, De La Torre, Frommer, Garcia, Jerome Horton, Shirley Horton, Lieber, Montañez, Nava, Parra, and Plescia—Aye; Aghazarian, Blakeslee, Bogh, Houston, Keene, La Suer, Maze, McCarthy, Nakanishi, Niello, Runner, Strickland, and Villines—No.

**Assembly Bill No. 2497, Concurrence:** Aghazarian, Bermúdez, Calderon, Cohn, Coto, De La Torre, Frommer, Garcia, Jerome Horton, Shirley Horton, Houston, Keene, La Malfa, Lieber, McCarthy, Montañez, Nava, Oropeza, Parra, Ridley-Thomas, Spitzer, Strickland, Umberg, Villines, and Wolk—Aye; Blakeslee, Bogh, La Suer, Maze, and Nakanishi—No.

**Assembly Bill No. 2600, Concurrence:** Bermúdez, Canciamilla, De La Torre, Garcia, Jerome Horton, Shirley Horton, Houston, Leno, Levine, Lieber, Montañez, Parra, Torrico, and Umberg—Aye; Blakeslee, Bogh, Keene, Maze, Oropeza, Plescia, Spitzer, and Strickland—No.

**Senate Bill No. 1476:** Bass, Bermúdez, Bogh, Calderon, Canciamilla, Cohn, Frommer, Garcia, Keene, La Suer, Levine, Lieu, Montañez, Mullin, Nakanishi, Nava, Negrete McLeod, Oropeza, Parra, Pavley, Spitzer, Torrico, Villines, Walters, and Wolk—Aye.

**Senate Bill No. 10:** Arambula, Bass, Bermúdez, Bogh, Calderon, Canciamilla, Cohn, DeVore, Frommer, Garcia, La Malfa, Levine, Lieu, McCarthy, Montañez, Nava, Negrete McLeod, Oropeza, Parra, Plescia, Ridley-Thomas, Torrico, and Wolk—Aye; Keene and Strickland—No.

**Assembly Bill No. 339, Concurrence:** Bass, Bermúdez, Calderon, Canciamilla, Chavez, De La Torre, Emmerson, Evans, Frommer, Hancock, Lieu, Nava, Oropeza, Parra, Plescia, Runner, Umberg, Villines, and Wolk—Aye.

**Assembly Bill No. 937, Concurrence:** Bass, Bermúdez, Chan, Chavez, Chu, Daucher, Emmerson, Frommer, Lieu, Mountjoy, Nava, Oropeza, Parra, Spitzer, and Umberg—Aye.

**Assembly Bill No. 1293, Concurrence:** Blakeslee, Bogh, Chan, Chavez, Chu, Frommer, Garcia, Lieu, Nava, Parra, and Spitzer—Aye.

**Assembly Bill No. 2169, Concurrence:** Berg, Blakeslee, Chavez, Frommer, Houston, Lieu, Nava, Parra, and Spitzer—Aye.

**Assembly Bill No. 1870, Concurrence:** Aghazarian, Berg, Chavez, Emmerson, Houston, Lieu, Liu, Nava, Oropeza, Parra, and Wyland—Aye; Villines—No.

**Assembly Bill No. 1407, Frommer Motion to Rescind:** Bermúdez, Chavez, Lieber, and Lieu—Aye.

**Assembly Bill No. 2282, Concurrence:** Bass, Chavez, Lieu, Parra, and Spitzer—Aye.

**Assembly Bill No. 1835, Concurrence:** Bermúdez, De La Torre, Evans, Garcia, Karnette, Parra, and Salinas—Aye.

**Assembly Concurrent Resolution No. 114, Concurrence:** Frommer, Garcia, Levine, Lieu, Mullin, Parra, Ridley-Thomas, Torrico and Vargas—Aye; Blakeslee—No.

**Assembly Bill No. 2572, Concurrence:** Coto, De La Torre, Goldberg, Leno, Lieu, Montañez, Mullin, Parra, Plescia, Ridley-Thomas, and Vargas—Aye.

**Assembly Bill No. 1796, Concurrence:** Baca, Goldberg, Keene, Lieu, Maze, Montañez, Mullin, Parra, Plescia, Spitzer, and Wyland—Aye; Benoit, Blakeslee, La Malfa, Leslie, and Walters—No.

**Assembly Bill No. 1848, Concurrence:** Baca, De La Torre, Evans, Lieu, Montañez, Mullin, Nava, Parra, and Spitzer—Aye.

**Assembly Bill No. 2742, Concurrence:** Baca, Daucher, De La Torre, Evans, Frommer, Lieu, Montañez, Mullin, Parra, and Ridley-Thomas—Aye; Spitzer—No.

**Assembly Bill No. 1868, Concurrence:** Coto, Lieu, McCarthy, Montañez, Mullin, Parra, Plescia, Spitzer, and Villines—Aye; La Malfa—No.

**Assembly Bill No. 402, Concurrence:** Bermúdez, Coto, Frommer, Jerome Horton, La Suer, Montañez, Nakanishi, Nava, Parra, Ridley-Thomas, and Wolk—Aye.

**Assembly Bill No. 966, Concurrence:** Chu, Coto, Daucher, Lieu, Montañez, Mullin, and Parra—Aye; Blakeslee, Emmerson, Plescia, and Runner—No.

**Assembly Bill No. 1341, Urgency and Concurrence:** Coto, Frommer, Haynes, Keene, Levine, Lieu, Montañez, Parra, Pavley, Ridley-Thomas, Torrico, and Walters—Aye.

**Assembly Bill No. 1029, Urgency and Concurrence:** Blakeslee, Cohn, Coto, Frommer, Goldberg, Levine, Lieu, Montañez, Parra, Ridley-Thomas, and Torrico—Aye; Haynes—No.

**Assembly Bill No. 2148, Concurrence:** Bermúdez, Blakeslee, Calderon, Canciamilla, Coto, Frommer, Hancock, Jerome Horton, Keene, Koretz, Levine, Lieber, Lieu, Liu, Matthews, Montañez, Parra, Plescia, Torrico, and Umberg—Aye.

**Senate Bill No. 56:** Bermúdez, Calderon, Canciamilla, Coto, Goldberg, Hancock, Levine, Montañez, Parra, Plescia, and Torrico—Aye.

**Assembly Bill No. 1368, Concurrence:** Coto, Jones, Levine, Lieu, Montañez, Oropeza, Parra, and Torrico—Aye; Bogh, Garcia, and Wyland—No.

**Assembly Bill No. 2182, Concurrence:** Bass, Cohn, Coto, Frommer, Garcia, Haynes, Keene, Levine, McCarthy, Montañez, Niello, Oropeza, Parra, Ridley-Thomas, Spitzer, Strickland, Torrico, Wyland, and Yee—Aye.

**Assembly Bill No. 2591, Concurrence:** Baca, Bass, Cohn, Coto, Frommer, Levine, Montañez, Nation, Oropeza, Parra, Ridley-Thomas, Saldaña, Spitzer, and Torrico—Aye.

**Assembly Bill No. 2593, Concurrence:** Blakeslee, Cohn, Coto, Daucher, Montañez, Mountjoy, Parra, and Spitzer—Aye; Haynes—No.

**Assembly Bill No. 2634, Concurrence:** Cohn, Coto, Daucher, and Montañez—Aye; Garcia, Keene, McCarthy, and Parra—No.

**Assembly Bill No. 2836, Concurrence:** Coto, Garcia, Levine, Lieu, Montañez, Oropeza, Parra, and Torrico—Aye; Keene, McCarthy, Runner, and Spitzer—No.

**Assembly Bill No. 2992, Concurrence:** Coto, Frommer, Levine, Montañez, Parra, and Torrico—Aye; Blakeslee, Haynes, Keene, McCarthy, Spitzer, Walters, and Wyland—No.

**Assembly Bill No. 3038, Concurrence:** Blakeslee, Cohn, Coto, Haynes, Keene, Levine, McCarthy, Montañez, Nava, Parra, Spitzer, Torrico, and Walters—Aye.

**Assembly Bill No. 2592, Concurrence:** Benoit, Coto, Hancock, Houston, Karnette, Levine, McCarthy, Montañez, Nakanishi, Nava, Parra, Plescia, Spitzer, Torrico, Walters, and Wyland—Aye; Blakeslee, Leslie, and Maze—No.

**Senate Joint Resolution No. 3:** Baca, Bass, Berg, Coto, Hancock, Koretz, Levine, Lieu, Montañez, Oropeza, Parra, Saldaña, and Torrico—Aye.

**Assembly Bill No. 32, Concurrence:** Bermúdez—Aye; Matthews—No.

**Senate Bill No. 1578:** Chavez, Jerome Horton, and Pavley—Aye; Emmerson, Houston, and Matthews—No.

**Senate Bill No. 832, Frommer Motion to Reconsider:** Baca, Canciamilla, Chavez, Chu, and Jerome Horton—Aye; Calderon, Emmerson, and Negrete McLeod—No.

**Assembly Bill No. 1302, Concurrence:** Bass, Bermúdez, Bogh, Cohn, Garcia, Goldberg, and Hancock—Aye.

**Assembly Bill No. 1210, Concurrence:** Aghazarian, Bogh, Chavez, Frommer, La Suer, Lieu, Mountjoy, Ridley-Thomas, and Strickland—Aye.

**Assembly Bill No. 3046, Concurrence:** Coto, Frommer, Levine, Lieu, Montañez, Parra, Ridley-Thomas, Torrico, Umberg, and Vargas—Aye; Blakeslee—No.

**Assembly Bill No. 3065, Concurrence:** Bogh, Emmerson, Garcia, Hancock, Keene, Laird, Levine, Lieber, Lieu, Montañez, Oropeza, Parra, Ruskin, Torrico, Umberg, and Vargas—Aye.

**Frommer Motion, Suspend the Rules:** Jerome Horton—Aye; Keene, McCarthy, and Spitzer—No.

**Assembly Bill No. 2399, Concurrence:** Frommer—Aye.

**Frommer Motion, Suspend the Rules:** Cohn, Jerome Horton, and Liu—Aye; Aghazarian, Blakeslee, Bogh, Garcia, Shirley Horton, and Strickland—No.

**Senate Bill No. 107:** Berg, Bermúdez, Cohn, Coto, Frommer, Montañez, Negrete McLeod, and Richman—Aye; Aghazarian, Daucher, DeVore, Emmerson, Garcia, Houston, La Malfa, McCarthy, Strickland, and Wyland—No.

**Senate Bill No. 51:** Aghazarian, Berg, Bermúdez, Canciamilla, Cohn, Jones, Levine, Lieber, Lieu, Montañez, Mullin, Negrete McLeod, Plescia, Strickland, Torrico, and Umberg—Aye.

**Senate Bill No. 813:** Aghazarian, Bermúdez, Blakeslee, Canciamilla, De La Torre, Houston, Huff, Lieu, Montañez, Mountjoy, Negrete McLeod, Plescia, Strickland, and Umberg—Aye.

**Senate Concurrent Resolution No. 37:** Bass, De La Torre, Frommer, Hancock, Leno, Lieu, Mullin, Negrete McLeod, Oropeza, Parra, Pavley, Ridley-Thomas, and Wolk—Aye.

**Senate Bill No. 145 and Urgency:** Cohn, De La Torre, Evans, Frommer, Garcia, Houston, Huff, Jones, Koretz, McCarthy, Negrete McLeod, Niello, Ridley-Thomas, and Wyland—Aye; Bogh, La Suer, and Strickland—No.

**Senate Concurrent Resolution No. 114:** Baca, Bogh, Cohn, Garcia, Houston, Jones, Karnette, La Suer, Lieu, Nakanishi, Niello, Torrico, Vargas, and Wyland—Aye.

**Senate Concurrent Resolution No. 120:** Cohn, Frommer, Jones, and Koretz—Aye.

**Senate Bill No. 86:** Bogh, De La Torre, Frommer, Garcia, Keene, Laird, Parra, and Ruskin—Aye; Houston, La Suer, Leslie, Maze, Mountjoy, Nakanishi, Strickland, Villines, and Wyland—No.

**Assembly Bill No. 87, Concurrence:** Aghazarian, Bass, Berg, Bogh, Frommer, Garcia, Houston, Keene, Koretz, Laird, Leslie, Lieu, Maze, Mullin, Oropeza, Parra, Strickland, Wolk, and Yee—Aye.

**Assembly Bill No. 608, Concurrence:** Aghazarian, Bass, Bermúdez, Bogh, Cohn, Daucher, Frommer, Garcia, Shirley Horton, Houston, Koretz, Parra, Saldaña, and Strickland—Aye.

**Assembly Bill No. 756, Concurrence:** Benoit, Daucher, Evans, Garcia, Shirley Horton, Lieber, Parra, Torrico, and Umberg—Aye; Aghazarian, Bogh, Houston, Huff, Keene, McCarthy, Mountjoy, Strickland, Villines, and Wyland—No.

**Assembly Bill No. 1015, Urgency and Concurrence:** Cohn, Daucher, Garcia, Shirley Horton, Houston, Keene, Levine, Lieber, McCarthy, Oropeza, Parra, Umberg, and Wyland—Aye; Huff—No.

**Assembly Bill No. 1478, Concurrence:** Cohn, Daucher, Garcia, Shirley Horton, Houston, Lieber, Parra, Umberg, and Wyland—Aye; Bogh, Huff, Keene, La Malfa, McCarthy, Mountjoy, Plescia, Strickland, and Villines—No.

**Assembly Bill No. 1550, Urgency and Concurrence:** Bass, Bogh, Cohn, Daucher, Garcia, Shirley Horton, Houston, Huff, Keene, Lieber, McCarthy, Parra, Umberg, and Yee—Aye.

**Assembly Bill No. 1559, Concurrence:** Lieber, Parra, Umberg, and Yee—Aye; Bogh, Garcia, Keene, McCarthy, Mountjoy, Niello, and Villines—No.

**Assembly Bill No. 1598, Urgency and Concurrence:** Bass, Bogh, Cohn, Garcia, Keene, Lieber, McCarthy, Parra, and Umberg—Aye.

**Assembly Bill No. 1849, Urgency and Concurrence:** Arambula, Bogh, Chavez, Cohn, Garcia, Keene, Lieu, McCarthy, Nava, Parra, and Spitzer—Aye.

**Assembly Bill No. 2125, Concurrence:** Arambula, Bogh, Chavez, Garcia, Goldberg, Keene, Lieu, McCarthy, Nakanishi, Nava, and Parra—Aye.

**Assembly Bill No. 2220, Concurrence:** Bass, Bogh, Chavez, Chu, Cohn, Daucher, Frommer, Garcia, Shirley Horton, Huff, Karnette, Keene, Lieu, McCarthy, Nava, Parra, Plescia, and Strickland—Aye; Benoit—No.

**Assembly Bill No. 2256, Concurrence:** Arambula, Bass, Bermúdez, Chavez, Cohn, Garcia, Keene, Lieu, McCarthy, Nava, Parra, and Salinas—Aye.

**Assembly Bill No. 2302, Concurrence:** Bass, Bermúdez, Chavez, Cohn, Garcia, Goldberg, Lieu, Nava, Negrete McLeod, Parra, and Salinas—Aye; Bogh, Keene, McCarthy, Spitzer, and Strickland—No.

**Assembly Bill No. 2343, Concurrence:** Benoit, Bermúdez, Bogh, Chavez, Cohn, Frommer, Garcia, Haynes, Lieu, Nava, Negrete McLeod, Parra, Ridley-Thomas, Salinas, Spitzer, and Torrico—Aye.

**Assembly Bill No. 2448, Concurrence:** Bermúdez, Bogh, Chavez, Cohn, Frommer, Garcia, Jerome Horton, Shirley Horton, Lieu, Matthews, Mullin, Negrete McLeod, Salinas, and Torrico—Aye; Arambula and Haynes—No.

**Assembly Bill No. 2586, Concurrence:** Bass, Bermúdez, Bogh, Chavez, Cohn, Garcia, Jerome Horton, Lieu, Matthews, Nava, Negrete McLeod, Ruskin, Salinas, and Torrico—Aye.

**Assembly Bill No. 2609, Concurrence:** Bermúdez, Bogh, Chavez, Cohn, Garcia, Jerome Horton, Lieu, Matthews, Mullin, Nava, Negrete McLeod, Salinas, and Torrico—Aye.

**Assembly Bill No. 2651, Concurrence:** Bermúdez, Bogh, Chavez, Cohn, Frommer, Garcia, Jerome Horton, Houston, Huff, Leno, Levine, Lieber, Lieu, Matthews, Mountjoy, Mullin, Nava, Negrete McLeod, Salinas, and Torrico—Aye.

**Assembly Bill No. 2670, Concurrence:** Bermúdez, Chavez, Cohn, Frommer, Garcia, Jerome Horton, Huff, Levine, Lieu, Matthews, Mullin, Nava, Negrete McLeod, Salinas, and Torrico—Aye.

**Assembly Bill No. 2748, Concurrence:** Bass, Bermúdez, Chavez, Cohn, Daucher, Garcia, Levine, Lieu, Mullin, Nava, Negrete McLeod, Salinas, and Torrico—Aye; Shirley Horton—No.

**Assembly Bill No. 2802, Concurrence:** Chavez, Cohn, Frommer, Lieu, Mullin, Nava, and Negrete McLeod—Aye; Garcia and Huff—No.

**Bass Motion to Suspend the Rules:** Chavez, Jerome Horton, Lieu, Matthews, and Torrico—Aye; Garcia—No.

**Senate Bill No. 1702:** Bass, Bogh, Chavez, De La Torre, Evans, Frommer, Garcia, Lieu, Maze, Mullin, Nation, Negrete McLeod, Richman, and Wolk—Aye.

**Assembly Bill No. 2843, Concurrence:** Chavez, Cohn, Daucher, Frommer, Shirley Horton, Lieu, Mullin, Negrete McLeod, and Vargas—Aye; Garcia—No.

**Assembly Bill No. 2886, Concurrence:** Bass, Chavez, Chu, Garcia, Leno, Levine, Lieu, Mullin, Nava, Walters, and Wolk—Aye.

**Assembly Bill No. 2922, Concurrence:** Chavez, Cohn, Lieu, Mullin, Nation, Nava, and Negrete McLeod—Aye; Garcia—No.

**Assembly Bill No. 2946, Concurrence:** Bermúdez, Chavez, Lieu, Mullin, Ridley-Thomas, and Umberg—Aye; Garcia—No.

**Assembly Bill No. 2995, Concurrence:** Chavez, Emmerson, Garcia, Lieu, Liu, Maze, McCarthy, Mullin, Nakanishi, Nava, Negrete McLeod, Parra, Torrico, and Umberg—Aye; Bogh, Keene, La Malfa, and Leslie—No.

**Assembly Bill No. 3028, Concurrence:** Berg, Chavez, Frommer, Lieu, Mullin, Nava, Negrete McLeod, and Ridley-Thomas—Aye; Bogh, Emmerson, Garcia, Plescia, Runner, and Villines—No.

**Assembly Bill No. 2889, Concurrence:** Berg, Bogh, Chavez, Garcia, Jerome Horton, Levine, Lieu, Liu, McCarthy, Mullin, Nava, Negrete McLeod, Torrico, and Walters—Aye.

**Assembly Bill No. 2913, Concurrence:** Bogh, Chavez, Emmerson, Garcia, Jerome Horton, Lieu, Matthews, Mullin, Nava, and Negrete McLeod—Aye.

**Assembly Bill No. 2990, Concurrence:** Blakeslee, Bogh, Chavez, Emmerson, Frommer, Garcia, Jerome Horton, Lieu, Matthews, Mullin, Nava, Negrete McLeod, and Wolk—Aye.

**Assembly Bill No. 2722, Concurrence:** Blakeslee, Chavez, Garcia, Jerome Horton, Lieu, Liu, Matthews, Mullin, Nava, Negrete McLeod, and Ridley-Thomas—Aye.

**Assembly Bill No. 2355, Concurrence:** Chavez, Jerome Horton, Lieu, Matthews, and Nava—Aye; Bogh and Garcia—No.

**Assembly Bill No. 2633, Concurrence:** Chavez, Jerome Horton, Matthews, Mullin, Nava, and Parra—Aye; Garcia—No.

**Assembly Bill No. 521, Concurrence:** Arambula, Bermúdez, Calderon, Canciamilla, Chavez, Cohn, Coto, Frommer, Goldberg, Jerome Horton, Jones, Keene, Lieber, Liu, Matthews, McCarthy, Montañez, Negrete McLeod, Parra, Ruskin, Saldaña, Umberg, Vargas, and Wolk—Aye.

**Assembly Bill No. 774, Concurrence:** Arambula, Bermúdez, Chavez, Cohn, Daucher, Frommer, Shirley Horton, Nava, and Negrete McLeod—Aye; Blakeslee, Garcia, and Richman—No.

**Assembly Bill No. 2408, Concurrence:** Aghazarian, Arambula, Calderon, Canciamilla, Chavez, Cohn, De La Torre, Evans, Frommer, Jerome Horton, Laird, Lieber, Matthews, Maze, Nava, Richman, Ruskin, Saldaña, Strickland, Umberg, Vargas, and Villines—Aye.

**Assembly Bill No. 3064, Concurrence:** Blakeslee, Chavez, Cohn, Frommer, Negrete McLeod, Oropeza, Parra, Ridley-Thomas, and Torrico—Aye; Bogh, Emmerson, and Garcia—No.

**Assembly Bill No. 2723, Concurrence:** Blakeslee, Calderon, Canciamilla, Chavez, Shirley Horton, Negrete McLeod, Parra, and Torrico—Aye; Bogh, Garcia, and Spitzer—No.

**Assembly Bill No. 1699, Concurrence:** Calderon, Canciamilla, Chavez, Jerome Horton, Negrete McLeod, Parra, and Wolk—Aye; Bogh, Garcia, and Spitzer—No.

**Assembly Bill No. 252, Concurrence:** Aghazarian, De La Torre, Evans, Frommer, Jerome Horton, Houston, Keene, Lieu, Matthews, McCarthy, Parra, Plescia, Richman, Ridley-Thomas, and Runner—Aye; Haynes and Walters—No.

**Assembly Bill No. 2823, Concurrence:** Frommer, Laird, Parra, and Ridley-Thomas—Aye; Haynes and Walters—No.

**Assembly Bill No. 2756, Concurrence:** Calderon, Canciamilla, De La Torre, Evans, Laird, and Mullin—Aye; Daucher, Emmerson, Haynes, McCarthy, Runner, Walters, and Wyland—No.

**Assembly Bill No. 2987, Concurrence:** Bermúdez, Oropeza, Spitzer, and Wolk—Aye; Parra and Ruskin—No.

**Senate Bill No. 225:** Bermúdez, Blakeslee, Oropeza, and Richman—Aye; Emmerson, Haynes, Keene, La Malfa, La Suer, Plescia, Walters, and Wyland—No.

**Senate Bill No. 171:** Jerome Horton—No.

**Senate Bill No. 909:** Bogh, Emmerson, and Garcia—Aye; Plescia—No.

**Assembly Bill No. 1407, Concurrence:** Bass, Blakeslee, Canciamilla, De La Torre, Evans, Jerome Horton, and Lieu—Aye; Bogh, Garcia, Haynes, Richman, Walters, and Wyland—No.

**Assembly Bill No. 1778, Concurrence:** Frommer and Oropeza—Aye; Bogh, Garcia, and Richman—No.

**Assembly Bill No. 1759, Concurrence:** Bass, Cohn, Shirley Horton, Keene, and McCarthy—Aye; La Malfa—No.

**Senate Bill No. 1675:** Bermúdez, Frommer, and Vargas—Aye; Jerome Horton—No.

**Senate Bill No. 1640:** Jerome Horton—Aye.

**Assembly Bill No. 2863, Urgency and Concurrence:** Coto, Frommer, Garcia, Keene, McCarthy, and Wyland—Aye; Blakeslee and Richman—No.

**Assembly Bill No. 1797, Concurrence:** Nava and Oropeza—Aye; Bogh, Garcia, Keene, and McCarthy—No.

**Assembly Bill No. 2825, Concurrence:** De La Torre, Evans, and Frommer—Aye; Garcia and Shirley Horton—No.

**Senate Bill No. 746:** Canciamilla, De La Torre, Emmerson, Evans, Garcia, Huff, Keene, and McCarthy—Aye.

**Senate Bill No. 1322:** Lieu—No.

**Assembly Bill No. 2930, Urgency and Concurrence:** Aghazarian, Bogh, De La Torre, Emmerson, Garcia, Houston, McCarthy, Niello, Tran, and Villines—Aye; Keene, La Suer, Mountjoy, and Strickland—No.

**Assembly Bill No. 2521, Concurrence:** Daucher, De La Torre, Jerome Horton, Shirley Horton, Parra, and Spitzer—Aye; Garcia, Keene, and Maze—No.

**Assembly Bill No. 2745, Concurrence:** Chu, De La Torre, Jerome Horton, Nava, Oropeza, Parra, and Pavley—Aye; Shirley Horton and Keene—No.

**Assembly Bill No. 2936, Urgency and Concurrence:** Emmerson, Shirley Horton, Keene, McCarthy, Niello, Parra, Plescia, Runner, Spitzer, Strickland, Villines, and Wyland—Aye; La Suer and Mountjoy—No.

**Assembly Bill No. 2192, Concurrence:** Frommer and Parra—Aye; Arambula, Keene, and McCarthy—No.



**Assembly Bill No. 2510, Concurrence:** Canciamilla, De La Torre, Lieber, and Oropeza—Aye; Keene and Maze—No.

**Assembly Bill No. 2712, Concurrence:** Arambula and Lieu—No.

**Assembly Bill No. 386, Urgency and Concurrence:** Houston, Levine, Montañez, and Runner—Aye; Wyland—No.

**Assembly Bill No. 1469, Concurrence:** Canciamilla, Cohn, and De La Torre—Aye; Keene, Matthews, and McCarthy—No.

**Assembly Bill No. 2906, Concurrence:** Berg, De La Torre, Evans, Houston, Spitzer, Strickland, and Yee—Aye.

**Assembly Bill No. 1458, Urgency and Concurrence:** Benoit, Emmerson, Garcia, Lieu, Strickland, Villines, and Wolk—Aye; Wyland—No.

**Senate Bill No. 412:** Coto, Daucher, Emmerson, and Garcia—No.

**Senate Bill No. 1676:** Jerome Horton—Aye; Mountjoy—No.

**Senate Bill No. 1252:** Bermúdez and Jerome Horton—Aye; Baca and Garcia—No.

**Senate Bill No. 655:** Bermúdez and Jerome Horton—Aye.

**Senate Bill No. 452:** Jerome Horton—Aye; Garcia and Lieu—No.

**Senate Bill No. 1205:** Bermúdez—Aye.

**Assembly Bill No. 888, Concurrence:** Bass, Jerome Horton, Jones, and Wolk—Aye.

**Senate Bill No. 999:** Jerome Horton, Jones, and Montañez—Aye; Baca—No.

**Assembly Bill No. 606, Concurrence:** Jones—Aye; Emmerson—No.

**Senate Bill No. 626:** Garcia—No.

**Assembly Bill No. 2469, Concurrence:** Bermúdez, Frommer, Lieu, and Matthews—Aye; Blakeslee—No.

**Assembly Bill No. 2920, Concurrence:** Bermúdez, Calderon, Cohn, Frommer, Jones, and Oropeza—Aye.

**Assembly Bill No. 2441, Urgency and Concurrence:** Bogh, Garcia, Laird, Lieu, Ruskin, Strickland, and Wolk—Aye.

**Assembly Bill No. 3068, Concurrence:** Bogh, Canciamilla, Emmerson, Frommer, Garcia, Laird, Leno, Niello, Strickland, Vargas, Wolk, and Wyland—Aye; Ruskin—No.

**Senate Bill No. 1303:** Bass, Bermúdez, Haynes, Keene, McCarthy, Oropeza, and Parra—Aye.

**Assembly Bill No. 2161, Urgency and Concurrence:** Bermúdez, Canciamilla, Keene, Oropeza, and Spitzer—Aye; Huff, McCarthy, and Mountjoy—No.

**Assembly Bill No. 759, Concurrence:** Bermúdez, Daucher, and Saldaña—Aye; Houston—No.

**Senate Bill No. 185:** Bermúdez, Blakeslee, Canciamilla, La Suer, Wolk, and Yee—Aye.

**Assembly Bill No. 1012, Concurrence:** Bermúdez and Jerome Horton—Aye; Baca—No.

**Assembly Bill No. 798, Urgency and Concurrence:** Bermúdez, Blakeslee, McCarthy, and Vargas—Aye.

**Assembly Bill No. 2303, Concurrence:** Bermúdez, Blakeslee, Bogh, Garcia, Karnette, La Malfa, McCarthy, Oropeza, and Walters—Aye.

**Assembly Bill No. 2275, Concurrence:** Oropeza—Aye.

**Assembly Bill No. 2728, Concurrence:** Bermúdez and Oropeza—Aye.

**Assembly Bill No. 1749, Concurrence:** Bass, Houston, Laird, Montañez, Oropeza, Ruskin, Vargas, and Wolk—Aye.

**Assembly Bill No. 1062, Concurrence:** Baca—Aye; Blakeslee, Daucher, and Huff—No.

**Assembly Bill No. 1457, Concurrence:** Laird, Leno, Ruskin, and Saldaña—Aye.

**Assembly Bill No. 1516, Concurrence:** Huff and Leno—Aye.

**Assembly Bill No. 1973, Concurrence:** Laird and Montañez—Aye; Strickland—No.

**Assembly Bill No. 1752, Urgency and Concurrence:** Bogh, Garcia, Leno, and Oropeza—Aye.

**Assembly Bill No. 1968, Concurrence:** Mountjoy and Umberg—Aye.

**Assembly Bill No. 2021, Concurrence:** Daucher and Garcia—Aye.

**Assembly Bill No. 2117, Concurrence:** Daucher—Aye; La Malfa—No.

**Assembly Bill No. 2433, Urgency and Concurrence:** Coto and Leno—Aye.

**Assembly Bill No. 2564, Concurrence:** Chu, Keene, Leno, and Parra—Aye.

**Assembly Bill No. 2570, Concurrence:** Chavez, Leno, and Villines—Aye.

**Assembly Bill No. 2667, Concurrence:** Chavez, Coto, Jones, and Leno—Aye.

**Assembly Bill No. 2778, Concurrence:** Chavez, Jones, and Salinas—Aye.

**Assembly Bill No. 2877, Concurrence:** Jones, Leno, and Umberg—Aye; Garcia—No.

**Assembly Bill No. 2881, Concurrence:** Bermúdez, Frommer, Jones, Nakanishi, Plescia, Spitzer, and Villines—Aye; Huff—No.

**Assembly Bill No. 2915, Concurrence:** Baca, Frommer, Goldberg, Jerome Horton, Jones, Matthews, Mountjoy, and Walters—Aye.

**Assembly Bill No. 2951, Concurrence:** Jones and Laird—Aye; Baca and Mountjoy—No.

**Assembly Bill No. 3056, Urgency and Concurrence:** Bogh, Garcia, Jones, and Mountjoy—Aye.

**Assembly Bill No. 523, Concurrence:** Parra—Aye.

**Assembly Bill No. 225, Concurrence:** Bogh, Garcia, and Jones—Aye.

**Assembly Bill No. 926, Concurrence:** Bermúdez, Jerome Horton, Matthews, and Parra—Aye.

**Assembly Bill No. 2714, Concurrence:** Laird and Umberg—Aye; Baca, Bogh, and Garcia—No.

**Assembly Bill No. 2683, Urgency and Concurrence:** Daucher, Shirley Horton, Keene, La Malfa, and Strickland—Aye; Mountjoy—No.

**Assembly Bill No. 352, Concurrence:** Yee—Aye.

**Assembly Concurrent Resolution No. 160:** Laird, Oropeza, Ruskin, and Wolk—Aye.

**Assembly Bill No. 1634, Urgency and Concurrence:** Huff—Aye.

**Assembly Concurrent Resolution No. 164:** Bogh, Garcia, and La Suer—No.

**Assembly Bill No. 379, Concurrence:** Garcia—No.

#### MOTION TO ADJOURN

At 12:13 a.m., Assembly Member Frommer moved that the Assembly adjourn for the Final Recess of the 2005–06 Regular Session, pursuant to the provisions of Joint Rule 51, until adjournment *sine die* on November 30, 2006.

Assembly Member Mountjoy seconded the motion.

Motion carried.

#### QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 12:13 a.m., Speaker Núñez declared the quorum call of the Assembly dispensed with.

#### MESSAGES FROM THE SENATE

Senate Chamber, August 31, 2006

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

Senate Bill No. 1633

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

Senate Chamber, August 31, 2006

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

Senate Constitutional Amendment No. 28

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. 1633**—An act to amend Sections 70 and 74.5 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

The following resolution was read the first time:

**SENATE CONSTITUTIONAL AMENDMENT NO. 28**—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 XIII A thereof, relating to taxation.

**MESSAGES FROM THE SENATE**

Senate Chamber, August 31, 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. 10  
Senate Bill No. 44  
Senate Bill No. 51  
Senate Bill No. 56  
Senate Bill No. 107  
Senate Bill No. 148  
Senate Bill No. 160  
Senate Bill No. 162  
Senate Bill No. 171  
Senate Bill No. 202  
Senate Bill No. 212  
Senate Bill No. 225  
Senate Bill No. 247  
Senate Bill No. 267  
Senate Bill No. 423  
Senate Bill No. 437  
Senate Bill No. 440  
Senate Bill No. 463  
Senate Bill No. 472  
Senate Bill No. 475

Senate Bill No. 486  
Senate Bill No. 490  
Senate Bill No. 506  
Senate Bill No. 524  
Senate Bill No. 559  
Senate Bill No. 638  
Senate Bill No. 652  
Senate Bill No. 682  
Senate Bill No. 697  
Senate Bill No. 739  
Senate Bill No. 746  
Senate Bill No. 795  
Senate Bill No. 815  
Senate Bill No. 832  
Senate Bill No. 834  
Senate Bill No. 840  
Senate Bill No. 842  
Senate Bill No. 909  
Senate Bill No. 924  
Senate Joint Resolution No. 3

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

Senate Chamber, August 31, 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. 927  
Senate Bill No. 982  
Senate Bill No. 989  
Senate Bill No. 1059  
Senate Bill No. 1062  
Senate Bill No. 1128  
Senate Bill No. 1136  
Senate Bill No. 1141  
Senate Bill No. 1142  
Senate Bill No. 1168  
Senate Bill No. 1178  
Senate Bill No. 1193  
Senate Bill No. 1200  
Senate Bill No. 1204  
Senate Bill No. 1208  
Senate Bill No. 1210  
Senate Bill No. 1224  
Senate Bill No. 1230  
Senate Bill No. 1231  
Senate Bill No. 1245

Senate Bill No. 1250  
Senate Bill No. 1260  
Senate Bill No. 1299  
Senate Bill No. 1301  
Senate Bill No. 1303  
Senate Bill No. 1312  
Senate Bill No. 1317  
Senate Bill No. 1320  
Senate Bill No. 1322  
Senate Bill No. 1368  
Senate Bill No. 1379  
Senate Bill No. 1393  
Senate Bill No. 1395  
Senate Bill No. 1396  
Senate Bill No. 1397  
Senate Bill No. 1414  
Senate Bill No. 1428  
Senate Bill No. 1430  
Senate Bill No. 1446

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

Senate Chamber, August 31, 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. 1466	Senate Bill No. 1580
Senate Bill No. 1471	Senate Bill No. 1587
Senate Bill No. 1472	Senate Bill No. 1589
Senate Bill No. 1475	Senate Bill No. 1596
Senate Bill No. 1476	Senate Bill No. 1613
Senate Bill No. 1483	Senate Bill No. 1616
Senate Bill No. 1489	Senate Bill No. 1640
Senate Bill No. 1500	Senate Bill No. 1661
Senate Bill No. 1520	Senate Bill No. 1670
Senate Bill No. 1524	Senate Bill No. 1674
Senate Bill No. 1534	Senate Bill No. 1687
Senate Bill No. 1541	Senate Bill No. 1690
Senate Bill No. 1543	Senate Bill No. 1693
Senate Bill No. 1544	Senate Bill No. 1696
Senate Bill No. 1550	Senate Bill No. 1697
Senate Bill No. 1555	Senate Bill No. 1698
Senate Bill No. 1556	Senate Bill No. 1701
Senate Bill No. 1562	Senate Bill No. 1702
Senate Bill No. 1568	Senate Bill No. 1703
Senate Bill No. 1578	Senate Bill No. 1710

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

Senate Chamber, August 31, 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. 1716	Senate Bill No. 1758
Senate Bill No. 1719	Senate Bill No. 1759
Senate Bill No. 1724	Senate Bill No. 1769
Senate Bill No. 1729	Senate Bill No. 1773
Senate Bill No. 1733	Senate Bill No. 1796
Senate Bill No. 1743	Senate Bill No. 1814
Senate Bill No. 1745	Senate Bill No. 1826
Senate Bill No. 1753	Senate Bill No. 1838

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

#### ADJOURNMENT

At 12:15 a.m., pursuant to the motion by Assembly Member Frommer, and pursuant to the provisions of Joint Rule 51, the Assembly adjourned for the Final Recess of the 2005–06 Regular Session, out of respect to the memory of Matt Perkut, on motion of Speaker Núñez; out of respect to the memory of William Bailey, on motion of Assembly Member Berg; out of respect to the memory of Pearl Irene Washburn, on motion of Assembly Member Richman; and out of respect to the memory of Ryan F. Stevens, James B. Nelson, William Scannell, Mathias Thomas Reiter, Duane A. Sholly, Randal M. Berry, and Lonnie F. Brittenum, Jr., on motion of Assembly Member Wolk.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

## AMENDMENTS CONSIDERED BY THE ASSEMBLY ON AUGUST 31, 2006

—————

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

<b>SB</b>	<b>RN</b>	
1303	0622111	
1702	0622326	
<b>Daily Total:</b>		<b>2</b>
<b>Cumulative Total:</b>		<b>5735</b>

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CALIFORNIA LEGISLATURE

2005–06 REGULAR SESSION

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# ASSEMBLY JOURNAL

RECESS JOURNAL NO. 9

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FINAL RECESS

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Assembly Chamber, Sacramento  
Monday, September 11, 2006

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 Final Recess.

**COMMUNICATIONS**

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

September 6, 2006

*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 27, 2006 only.

Sincerely,

FABIAN NUÑEZ  
Speaker of the Assembly

September 11, 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 made the following changes to the committee chairs, all effective immediately:

- Aging and Long-Term Care**—Assemblymember Patty Berg, Chair
- Agriculture**—Assemblymember Nicole Parra, Chair
- Appropriations**—Assemblymember Mark Leno, Chair
- Arts, Entertainment, Sports, Tourism and Internet Media**—Assemblymember Betty Karnette, Chair
- Banking and Finance**—Assemblymember Ted Lieu, Chair
- Budget**—Assemblymember John Laird, Chair
- Subcommittee No. 1 on Health and Human Services**—Assemblymember Patty Berg, Chair
- Subcommittee No. 3 on Resources**—Assemblymember Ira Ruskin, Chair
- Subcommittee No. 4 on State Administration**—Assemblymember Juan Arambula, Chair
- Education**—Assemblymember Gene Mullin, Chair
- Governmental Organization**—Assemblymember Alberto Torrico, Chair
- Health**—Assemblymember Mervyn Dymally, Chair
- Housing and Community Development**—Assemblymember Lori Saldaña, Chair
- Insurance**—Assemblymember Joe Coto, Chair
- Jobs, Economic Development and the Economy**—Assemblymember Juan Arambula, Chair
- Judiciary**—Assemblymember Dave Jones, Chair
- Natural Resources**—Assemblymember Loni Hancock, Chair
- Rules**—Assemblymember Hector De La Torre, Chair
- Transportation**—Assemblymember Pedro Nava, Chair
- Utilities and Commerce**—Assemblymember Lloyd Levine, Chair
- Water, Parks and Wildlife**—Assemblymember Lois Wolk, Chair

Additionally, I have made the following changes to the Democratic Leadership:

- Speaker pro Tem**—Assemblymember Sally Lieber
- Majority Floor Leader**—Assemblymember Karen Bass
- Democratic Caucus Chair**—Assemblymember Noreen Evans
- Director of Majority Affairs**—Assemblymember Alberto Torrico

Sincerely,

FABIAN NUÑEZ  
Speaker of the Assembly



**COMMUNICATIONS**  
**Qualified Initiative**

The following qualified initiative was received by the Chief Clerk from:

Bruce McPherson, Secretary of State, dated, August 23, 2006 transmitting copies of the following initiative, which was qualified for the next Statewide Election:

**Transportation Funding.**  
**Initiative Constitutional Amendment and Statute.**

Referred pursuant to the Elections Code, Section 9034 to the Committees on Budget and Transportation.

**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 August 25, 2006 transmitting copies of the title, summary, and text of the following proposed initiatives, pursuant to Section 9007, Elections Code:

**Community Colleges. Funding. Governance. Fees.**  
**Initiative Constitutional Amendment and Statute. SA 06-0030**

Referred by the Speaker to the Committees on Budget and Higher Education.

**ENGROSSMENT AND ENROLLMENT REPORTS**

Assembly Chamber, September 5, 2006

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

Assembly Bill No. 32	Assembly Bill No. 2140
Assembly Bill No. 172	Assembly Bill No. 2324
Assembly Bill No. 1147	Assembly Bill No. 2330
Assembly Bill No. 1423	Assembly Bill No. 2379
Assembly Bill No. 1857	Assembly Bill No. 2429
Assembly Bill No. 1895	Assembly Bill No. 2430
Assembly Bill No. 1963	Assembly Bill No. 2488
Assembly Bill No. 1969	Assembly Bill No. 2582

And reports the same correctly enrolled, and presented to the Governor on the 5th day of September, 2006, at 12:15 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 5, 2006

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

Assembly Bill No. 2861  
Assembly Bill No. 2918

And reports the same correctly enrolled, and presented to the Governor on the 5th day of September, 2006, at 12:15 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 6, 2006

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

Assembly Bill No. 84	Assembly Bill No. 1245
Assembly Bill No. 96	Assembly Bill No. 1873
Assembly Bill No. 264	Assembly Bill No. 2022
Assembly Bill No. 350	Assembly Bill No. 2030
Assembly Bill No. 525	Assembly Bill No. 2108
Assembly Bill No. 925	Assembly Bill No. 2153
Assembly Bill No. 984	Assembly Bill No. 2158
Assembly Bill No. 1020	Assembly Bill No. 2170

And reports the same correctly enrolled, and presented to the Governor on the 6th day of September, 2006, at 11:15 a.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 6, 2006

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

Assembly Bill No. 2226	Assembly Bill No. 2386
Assembly Bill No. 2234	Assembly Bill No. 2515
Assembly Bill No. 2253	Assembly Bill No. 2542
Assembly Bill No. 2265	Assembly Bill No. 2544
Assembly Bill No. 2268	Assembly Bill No. 2554
Assembly Bill No. 2272	Assembly Bill No. 2556
Assembly Bill No. 2295	Assembly Bill No. 2576
Assembly Bill No. 2357	Assembly Bill No. 2595

And reports the same correctly enrolled, and presented to the Governor on the 6th day of September, 2006, at 11:15 a.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 6, 2006

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

Assembly Bill No. 2695	Assembly Bill No. 2923
Assembly Bill No. 2717	Assembly Bill No. 2986
Assembly Bill No. 2771	Assembly Bill No. 2989
Assembly Bill No. 2800	Assembly Bill No. 3024

And reports the same correctly enrolled, and presented to the Governor on the 6th day of September, 2006, at 11:15 a.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 6, 2006

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

Assembly Bill No. 393	Assembly Bill No. 1643
Assembly Bill No. 839	Assembly Bill No. 1992
Assembly Bill No. 1189	Assembly Bill No. 2012
Assembly Bill No. 1387	Assembly Bill No. 2067
Assembly Bill No. 1418	Assembly Bill No. 2116
Assembly Bill No. 1535	Assembly Bill No. 2387

And reports the same correctly enrolled, and presented to the Governor on the 6th day of September, 2006, at 2:30 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 7, 2006

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

- Assembly Concurrent Resolution No. 73
- Assembly Concurrent Resolution No. 96
- Assembly Concurrent Resolution No. 99
- Assembly Concurrent Resolution No. 138
- Assembly Concurrent Resolution No. 142
- Assembly Concurrent Resolution No. 151
- Assembly Concurrent Resolution No. 158
- Assembly Joint Resolution No. 31
- Assembly Joint Resolution No. 49
- Assembly Joint Resolution No. 55

And reports the same correctly enrolled, and presented to the Secretary of State on the 7th day of September, 2006, at 1:40 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 8, 2006

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

- |                        |                        |
|------------------------|------------------------|
| Assembly Bill No. 343  | Assembly Bill No. 2206 |
| Assembly Bill No. 797  | Assembly Bill No. 2239 |
| Assembly Bill No. 970  | Assembly Bill No. 2274 |
| Assembly Bill No. 971  | Assembly Bill No. 2309 |
| Assembly Bill No. 1165 | Assembly Bill No. 2348 |
| Assembly Bill No. 1505 | Assembly Bill No. 2354 |
| Assembly Bill No. 1979 | Assembly Bill No. 2440 |
| Assembly Bill No. 1991 | Assembly Bill No. 2445 |

And reports the same correctly enrolled, and presented to the Governor on the 8th day of September, 2006, at 11 a.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 8, 2006

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

- |                        |                        |
|------------------------|------------------------|
| Assembly Bill No. 2520 | Assembly Bill No. 2701 |
| Assembly Bill No. 2538 | Assembly Bill No. 2968 |
| Assembly Bill No. 2541 | Assembly Bill No. 2985 |
| Assembly Bill No. 2557 | Assembly Bill No. 3051 |
| Assembly Bill No. 2630 | Assembly Bill No. 3070 |
| Assembly Bill No. 2681 | Assembly Bill No. 3076 |

And reports the same correctly enrolled, and presented to the Governor on the 8th day of September, 2006, at 11 a.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 8, 2006

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

- |                        |                        |
|------------------------|------------------------|
| Assembly Bill No. 450  | Assembly Bill No. 1677 |
| Assembly Bill No. 469  | Assembly Bill No. 1799 |
| Assembly Bill No. 586  | Assembly Bill No. 1889 |
| Assembly Bill No. 680  | Assembly Bill No. 1890 |
| Assembly Bill No. 861  | Assembly Bill No. 1967 |
| Assembly Bill No. 1282 | Assembly Bill No. 2004 |
| Assembly Bill No. 1316 | Assembly Bill No. 2023 |
| Assembly Bill No. 1433 | Assembly Bill No. 2144 |

And reports the same correctly enrolled, and presented to the Governor on the 8th day of September, 2006, at 3 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 8, 2006

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

Assembly Bill No. 2155	Assembly Bill No. 2374
Assembly Bill No. 2167	Assembly Bill No. 2401
Assembly Bill No. 2223	Assembly Bill No. 2419
Assembly Bill No. 2248	Assembly Bill No. 2485
Assembly Bill No. 2296	Assembly Bill No. 2486
Assembly Bill No. 2332	Assembly Bill No. 2494
Assembly Bill No. 2360	Assembly Bill No. 2499
Assembly Bill No. 2362	Assembly Bill No. 2631

And reports the same correctly enrolled, and presented to the Governor on the 8th day of September, 2006, at 3 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 8, 2006

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

Assembly Bill No. 2719	Assembly Bill No. 3013
Assembly Bill No. 2810	Assembly Bill No. 3020
Assembly Bill No. 2937	Assembly Bill No. 3033

And reports the same correctly enrolled, and presented to the Governor on the 8th day of September, 2006, at 3 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 11, 2006

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

Assembly Bill No. 105	Assembly Bill No. 1632
Assembly Bill No. 358	Assembly Bill No. 1693
Assembly Bill No. 799	Assembly Bill No. 1813
Assembly Bill No. 827	Assembly Bill No. 1864
Assembly Bill No. 874	Assembly Bill No. 1925
Assembly Bill No. 1102	Assembly Bill No. 2115
Assembly Bill No. 1286	Assembly Bill No. 2175
Assembly Bill No. 1548	Assembly Bill No. 2211

And reports the same correctly enrolled, and presented to the Governor on the 11th day of September, 2006, at 10 a.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 11, 2006

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

Assembly Bill No. 2263	Assembly Bill No. 2732
Assembly Bill No. 2264	Assembly Bill No. 2750
Assembly Bill No. 2287	Assembly Bill No. 2770
Assembly Bill No. 2291	Assembly Bill No. 2844
Assembly Bill No. 2415	Assembly Bill No. 2900
Assembly Bill No. 2416	Assembly Bill No. 2942
Assembly Bill No. 2436	Assembly Bill No. 3041
Assembly Bill No. 2675	Assembly Bill No. 3061

And reports the same correctly enrolled, and presented to the Governor on the 11th day of September, 2006, at 10 a.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

2005-131  
August 29, 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 California's current education requirements for judicial officers, a recent proposal on expanding these requirements, and how the Judicial Council of California (Judicial Council) and the Administrative Office of the Courts (AOC) allocate, monitor, and use the judicial branch's appropriation to provide training to judicial officers.

This report concludes that the AOC's Education Division, authorized by the Judicial Council to implement a comprehensive education program for the judicial branch, offers a broad variety of courses to judicial officers. However, much of the training is not required, and judicial officers take most courses at their discretion as current education requirements apply only to new judicial officers and those hearing certain types of cases. The governing committee that advises the Judicial Council on education has proposed education requirements that would generally require judicial officers to attain 30 hours of training over a three-year cycle. However, judicial officers have questioned the proposal, including the Judicial Council's constitutional authority to establish minimum education requirements. In mid-August 2006, after further review, the governing committee voted to move forward the proposal with slight modifications. The proposal is scheduled to be considered by the Judicial Council in October 2006. Additionally, the Legislature does not appropriate funding specifically for judicial education; rather, the Judicial Council and the AOC allocate funding to the Education Division, which collaborates with the federally funded Violence Against Women Education Project to provide judicial education. Finally, our review of selected expenditures for the period July 2004 through December 2005 found they were for appropriate and allowable purposes.

Respectfully submitted,

ELAINE M. HOWLE  
State Auditor

Above report referred to the Committee on Judiciary.

## California State Auditor

2005-108  
September 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 oversight of apprenticeship programs (programs) by the Department of Industrial Relations' Division of Apprenticeship Standards (division).

This report concludes that the division inadequately oversees programs. The division suspended program audits in 2004 and did not follow up on corrective action related to audits it started. Until the division resumes its audits and ensures that the apprenticeship committees correct any weaknesses in their programs, it will have difficulty measuring the success of the programs and the quality of the training apprentices receive. Additionally, the division has not resolved apprentice complaints in a timely manner, taking over four years in some cases to investigate the facts of complaints. The division has not adequately monitored the apprentice recruitment and selection process, making it nearly impossible to determine whether committees are adhering to equal opportunity requirements or to identify potential barriers to women and minorities. Finally, division field offices could improve their oversight of committees through improved attendance at committee meetings, a formal process for tracking the resolution of issues or questions, and maintaining an up-to-date list of programs. While the division's staffing levels have not increased in step with legal obligations, it has failed to document priorities for meeting these obligations for existing staff, which would help maximize the use of existing staff and identify additional staffing needs.

In addition to problems with oversight, the division does not adequately track and disseminate information to the Legislature, thus missing the opportunity to make it aware of programs and gain valuable feedback. Additionally, the department is slow to distribute apprenticeship training contribution funds. It has distributed as grants only \$1.1 million of the roughly \$15.1 million that had been deposited into the training fund by June 30, 2005. Finally, the division does not properly maintain its data on the status of apprentices. This data, if accurate, could be used to oversee programs.

Respectfully submitted,

ELAINE M. HOWLE  
State Auditor

Above report referred to the Committee on Labor and Employment.

**REPORTS**

The following reports were presented by the Chief Clerk:

**Non-PIA Purchases Report  
(Pursuant to Supplemental Report to the 2005 Budget Act,  
Item 1760-001-0666)**

Above transmitted report, together with letter of transmittal from Ron Joseph, Director, Department of General Services, dated July 17, 2006, referred by the Speaker to the Committee on Governmental Organization.

**Education and the Environment Initiative (on Compact Disc)  
(Pursuant to Supplemental Report to the 2005 Budget Act)**

Above transmitted report, together with letter of transmittal from Linda S. Adams, Secretary, California Environmental Protection Agency, dated July 24, 2006, referred by the Speaker to the Committee on Environmental Safety and Toxic Materials.

**Second Quarter 2006 Non-Toll Seismic Retrofit Program  
Quarterly Report  
(Pursuant to Assembly Bill 1444, Chapter 71, Statutes of 2005)**

Above transmitted report, together with letter of transmittal from Will Kempton, Director, Department of Transportation, dated August 1, 2006, referred by the Speaker to the Committee on Transportation.

**Quarterly Hazardous Waste Fee Revenue Report  
April 1, 2006 through June 30, 2006  
(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 9, 2006, referred by the Speaker to the Committee on Environmental Safety and Toxic Materials.

**Bureau of Medi-Cal Fraud and Elder Abuse  
Quarterly Statistical Report  
(Pursuant to Budget Act 2005, Item 0820-001-0001, Provision 1)**

Above transmitted report, together with letter of transmittal from Sue Johnsrud, Director, Administrative Services Division, Department of Justice, dated August 9, 2006, referred by the Speaker to the Committee on Public Safety.

**Treatment Authorization Request (TAR) Sampling Methodology  
(Pursuant to Welfare and Institutions Code, Section 14133.01 (a))**

Above transmitted report, together with letter of transmittal from Jennifer Kent, Deputy Director, Legislative and Governmental Affairs, Department of Health Services, dated August 11, 2006, referred by the Speaker to the Committee on Health.

**Healthy Families Program and Medi-Cal for Families Campaign  
Annual Outreach Plan  
(Pursuant to Welfare and Institutions Code, Section 14067 (b))**

Above transmitted report, together with letter of transmittal from Jennifer Kent, Deputy Director, Legislative and Governmental Affairs, Department of Health Services, dated August 18, 2006, referred by the Speaker to the Committee on Health.

**Independent Project Oversight Reports and  
Project Oversight Review Checklists  
April through June 2006 Quarter  
(Pursuant to Budget Act 2005, Item 5225-001-0001, Provision 19)**

Above transmitted report, together with letter of transmittal from James E. Tilton, Secretary (A), Department of Corrections and Rehabilitation, dated August 14, 2006, referred by the Speaker to the Committee on Budget.

**Asset Forfeiture Annual Report 2005  
(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 August 21, 2006, referred by the Speaker to the Committee on Public Safety.

**Intercity Passenger Rail  
Competitive Bidding and Service Options Study  
(Pursuant to Budget Act 2001, Item 2660-001-0046)**

Above transmitted report, together with letter of transmittal from Janet S. Dawson, Division Chief, Legislative Affairs, Department of Transportation, dated August 29, 2006, referred by the Speaker to the Committee on Transportation.

**Year 2005 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 30, 2006, referred by the Speaker to the Committee on Jobs, Economic Development, and the Economy.

**Student Academic Preparation and Educational Partnerships  
Expenditure Plan for 2006-07  
(Pursuant to Budget Act 2006, Item 6440-001-0001)**

Above transmitted report, together with letter of transmittal from Robert C. Dynes, President, University of California, dated August 25, 2006, referred by the Speaker to the Committee on Budget.

**Electronic Recording Equipment  
Purchased and Leased by the Superior Courts  
(Pursuant to Senate Bill 1102, Chapter 227, Statutes of 2004)**

Above transmitted report, together with letter of transmittal from William C. Vickrey, Administrative Director of the Courts, Judicial Council of California, dated August 25, 2006, referred by the Speaker to the Committee on Judiciary.

**Report on the Integration of Instruction in Business Ethics into  
Business Administration Curricula in  
the California State University and the California Community Colleges  
(Pursuant to Senate Bill 821, Chapter 599, Statutes of 2003)**

Above transmitted report, together with letter of transmittal from Charles B. Reed, Chancellor, California State University, dated August 18, 2006, referred by the Speaker to the Committee on Higher Education.



**Annual Report of the Agricultural Labor Relations Board  
(Pursuant to Agricultural Labor Relations Act of 1975  
Section 1143)**

Above transmitted report, together with letter of transmittal from J. Antonio Barbosa, Executive Secretary, Agricultural Labor Relations Board, dated August 31, 2006, referred by the Speaker to the Committee on Labor and Employment.

**2004–05 Report of  
the 250 California Special Districts with the Largest Revenues  
(Pursuant to Senate Bill 282, Chapter 288, Statutes of 2001)**

Above report referenced in communication from Michael Carter, Chief Operating Officer, State Controller's Office, dated July 5, 2006 stating availability of report at <http://lgrs.sco.ca.gov/sb282>.

Referred by the Speaker to the Committee on Local Government.

**2004–05 Disabled Veterans Business Enterprise (DVBE)  
Statewide Statistical Annual Report  
(Pursuant to Public Contract Code, Section 10115.5 and  
Military and Veterans Code Section 999.7)**

Above report referenced in communication from Ron Joseph, Director, General Services, dated July 20, 2006, stating availability of report at <http://www.legi.dgs.ca.gov/Publications/2005LegislativeReports.htm>.

Referred by the Speaker to the Committee on Veterans Affairs.

**California State Travel Portal Report  
(Pursuant to the 2005 Budget Act, Item 1760-001-0666  
Provision 11(b))**

Above report referenced in communication from Ron Joseph, Director, General Services, dated August 21, 2006, stating availability of report at <http://www.legi.dgs.ca.gov/Publications/2006LegislativeReports.htm>.

Referred by the Speaker to the Committee on Business and Professions.

**2004–05 Annual Report  
Detailing State Agencies Consulting Services Contracting Reports  
(Pursuant to Public Contract Code Section 10359)**

Above report referenced in communication from Ron Joseph, Director, General Services, dated August 24, 2006, stating availability of report at <http://www.legi.dgs.ca.gov/Publications/2005LegislativeReports.htm>.

Referred by the Speaker to the Committee on Business and Professions.

**Emergency Medical Services (EMS) Report  
(Pursuant to Health and Safety Code Section 1797.98a) from:**

Trinity County, Angela C. Bickle, Deputy Auditor, dated August 3, 2006.

Referred by the Speaker to the Committee on Health.

**Annual DNA Identification Fund Report  
(Pursuant to Government Code Section 76104.6) from:**

San Diego County, Ebony Shelton, CAO Staff Officer-Finance, dated August 4, 2006.

Referred by the Speaker to the Committee on Public Safety.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

CALIFORNIA LEGISLATURE

2005–06 REGULAR SESSION

ASSEMBLY JOURNAL

RECESS JOURNAL NO. 10

FINAL RECESS

Assembly Chamber, Sacramento  
Wednesday, September 13, 2006

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 Final Recess.

COMMUNICATIONS

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

September 11, 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 Patty Berg to replace Assemblymember Rudy Bermúdez on the Budget Committee.

Sincerely,

FABIAN NUÑEZ  
Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, September 11, 2006

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

- |                        |                        |
|------------------------|------------------------|
| Assembly Bill No. 530  | Assembly Bill No. 1938 |
| Assembly Bill No. 695  | Assembly Bill No. 1948 |
| Assembly Bill No. 1798 | Assembly Bill No. 1950 |
| Assembly Bill No. 1812 | Assembly Bill No. 1956 |
| Assembly Bill No. 1840 | Assembly Bill No. 2005 |
| Assembly Bill No. 1858 | Assembly Bill No. 2031 |
| Assembly Bill No. 1929 | Assembly Bill No. 2054 |
| Assembly Bill No. 1935 | Assembly Bill No. 2069 |

And reports the same correctly enrolled, and presented to the Governor on the 11th day of September, 2006, at 3:30 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 11, 2006

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

Assembly Bill No. 2092	Assembly Bill No. 2587
Assembly Bill No. 2156	Assembly Bill No. 2639
Assembly Bill No. 2190	Assembly Bill No. 2646
Assembly Bill No. 2216	Assembly Bill No. 2773
Assembly Bill No. 2237	Assembly Bill No. 2831
Assembly Bill No. 2531	Assembly Bill No. 3059
Assembly Bill No. 2560	

And reports the same correctly enrolled, and presented to the Governor on the 11th day of September, 2006, at 3:30 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 12, 2006

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

Assembly Concurrent Resolution No. 156  
 Assembly Concurrent Resolution No. 157  
 Assembly Concurrent Resolution No. 159  
 Assembly Concurrent Resolution No. 163  
 Assembly Concurrent Resolution No. 165  
 Assembly Concurrent Resolution No. 168

And reports the same correctly enrolled, and presented to the Secretary of State on the 12th day of September, 2006, at 11:15 a.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 12, 2006

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

Assembly Bill No. 120	Assembly Bill No. 2280
Assembly Bill No. 386	Assembly Bill No. 2373
Assembly Bill No. 594	Assembly Bill No. 2384
Assembly Bill No. 699	Assembly Bill No. 2400
Assembly Bill No. 993	Assembly Bill No. 2413
Assembly Bill No. 1745	Assembly Bill No. 2536
Assembly Bill No. 2068	Assembly Bill No. 2638
Assembly Bill No. 2132	Assembly Bill No. 2685

And reports the same correctly enrolled, and presented to the Governor on the 12th day of September, 2006, at 1:30 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 12, 2006

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

Assembly Bill No. 2733	Assembly Bill No. 2914
Assembly Bill No. 2813	Assembly Bill No. 2948
Assembly Bill No. 2819	Assembly Bill No. 3003
Assembly Bill No. 2838	Assembly Bill No. 3030
Assembly Bill No. 2871	

And reports the same correctly enrolled, and presented to the Governor on the 12th day of September, 2006, at 1:30 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 13, 2006

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

Assembly Bill No. 50	Assembly Bill No. 1881
Assembly Bill No. 630	Assembly Bill No. 2254
Assembly Bill No. 751	Assembly Bill No. 2462
Assembly Bill No. 770	Assembly Bill No. 2735
Assembly Bill No. 974	Assembly Bill No. 2746
Assembly Bill No. 1056	Assembly Bill No. 2752
Assembly Bill No. 1458	Assembly Bill No. 2769
Assembly Bill No. 1774	Assembly Bill No. 2804

And reports the same correctly enrolled, and presented to the Governor on the 13th day of September, 2006, at 10:45 a.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 13, 2006

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

Assembly Bill No. 2930  
 Assembly Bill No. 2936  
 Assembly Bill No. 2960

And reports the same correctly enrolled, and presented to the Governor on the 13th day of September, 2006, at 10:45 a.m.

E. DOTSON WILSON, Chief Clerk

### REPORTS

The following letter of transmittal was presented by the Chief Clerk and ordered printed in the Journal:

California State Auditor

2005-118  
 September 12, 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 California's administration of federal grants for homeland security and bioterrorism preparedness.

This report concludes that several concerns exist regarding the State's administration of these two types of federal grants. For instance, we question whether California's two statewide emergency exercises have sufficiently tested the ability of the State's medical and health systems to respond during emergencies. Therefore, California cannot be assured that these systems can respond adequately. Also, California has been slow in spending federal funds awarded to improve homeland security. As of June 30, 2006, the State had spent only 42 percent of the \$954 million in homeland security funds awarded to it from 2001 through 2005.

Another concern is that the Governor's Office of Emergency Services (Emergency Services) is behind schedule in its receipt and review of the emergency plans for 35 of California's 58 counties. Also, Emergency Services is unaware of how recently it reviewed emergency plans for 15 of the 19 state agencies it considers critical to emergency response. Therefore, California has less assurance that these plans will effectively guide these entities in their emergency responses. Further, as of

August 2006, the California Department of Health Services was continuing with its planning efforts for conducting on-site audits of subrecipient cost reports; state law requires these reviews to begin in January 2007.

Finally, we believe that the State's organizational structure for ensuring emergency preparedness is not streamlined or well defined. Continuing ambiguity surrounds the relationships between Emergency Services and the Governor's Office of Homeland Security and among the numerous committees that advise the State in its administration of federal grants for homeland security and bioterrorism preparedness. If this situation continues, this labyrinthine structure could adversely affect emergency response and reduce the State's efficiency and effectiveness in investing the federal grant funds.

Respectfully submitted,

ELAINE M. HOWLE  
State Auditor

Above report referred to the Committee on Governmental Organization.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

CALIFORNIA LEGISLATURE

2005–06 REGULAR SESSION

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# ASSEMBLY JOURNAL

RECESS JOURNAL NO. 11

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FINAL RECESS

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Assembly Chamber, Sacramento  
Monday, October 2, 2006

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 Final Recess.

**COMMUNICATIONS**

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

September 14, 2006

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

RE: Appointment of Bob Huff to State Allocation Board

Dear Mr. Wilson: Please be advised I have appointed Assemblymember Bob Huff to the State Allocation Board for September 27, 2006 only. He will be replacing Assemblymember Lynn Daucher.

Sincerely,

FABIAN NUÑEZ  
Speaker of the Assembly

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

**Explanation of Vote—Assembly Bill No. 2399**

September 20, 2006

*Mr. E. Dotson Wilson, Chief Clerk  
California State Assembly  
State Capitol  
Sacramento, California*

Dear Mr. Wilson,

During floor session on August 31st, I inadvertently voted “aye” on Assembly Bill 2399 (Garcia), which proposed to ratify an amendment to a tribal-state gaming compact. This error occurred when I unintentionally added on to the measure away from my desk.

I intended to abstain on this measure.

Sincerely,

DARIO FROMMER  
Majority Leader

September 29, 2005

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

Re: Per Diem Rate

Dear Mr. Wilson: I understand the State Board of Control has adopted a new standard per diem rate of \$162 effective October 1, 2006. I respectfully decline the new per diem rate. Instead, please set my per diem rate at \$153, the current standard Assembly per diem rate.

Should you have any questions, please feel free to contact me at 916-319-2027.

Sincerely,

JOHN LAIRD, Assembly Member  
Twenty-seventh District

**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 September 21, 2006 and September 22, 2006 transmitting copies of the title, summary, and text of the following proposed initiatives, pursuant to Section 9007, Elections Code:

**Personal Income Taxes. Collection. Procedures.  
Initiative Statute. SA 06-0031**

Referred by the Speaker to the Committee on Revenue and Taxation.

**Legislative Housing Allowance.  
Voter Approval of State Officer Compensation.  
Initiative Constitutional Amendment. SA 06-0033**

Referred by the Speaker to the Committees on Rules, Governmental Organization, and Elections and Redistricting.

**Illegal Immigrants. Driver's Licenses. College Expenses. Public Benefits.  
Initiative Constitutional Amendment. SA 06-0032**

Referred by the Speaker to the Committees on Higher Education, Transportation, and Human Services.



**ENGROSSMENT AND ENROLLMENT REPORTS**

Assembly Chamber, September 13, 2006

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

- |                        |                        |
|------------------------|------------------------|
| Assembly Bill No. 1883 | Assembly Bill No. 2393 |
| Assembly Bill No. 1900 | Assembly Bill No. 2578 |
| Assembly Bill No. 2038 | Assembly Bill No. 2837 |
| Assembly Bill No. 2065 | Assembly Bill No. 2854 |
| Assembly Bill No. 2189 | Assembly Bill No. 2917 |
| Assembly Bill No. 2205 | Assembly Bill No. 2927 |
| Assembly Bill No. 2231 | Assembly Bill No. 2954 |
| Assembly Bill No. 2276 | Assembly Bill No. 2962 |

And reports the same correctly enrolled, and presented to the Governor on the 13th day of September, 2006, at 3:30 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 13, 2006

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

- Assembly Bill No. 3023
- Assembly Bill No. 3035

And reports the same correctly enrolled, and presented to the Governor on the 13th day of September, 2006, at 3:30 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 14, 2006

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

- |                        |                        |
|------------------------|------------------------|
| Assembly Bill No. 162  | Assembly Bill No. 2482 |
| Assembly Bill No. 1601 | Assembly Bill No. 2490 |
| Assembly Bill No. 2171 | Assembly Bill No. 2624 |
| Assembly Bill No. 2210 | Assembly Bill No. 2757 |
| Assembly Bill No. 2341 | Assembly Bill No. 2805 |
| Assembly Bill No. 2404 | Assembly Bill No. 2945 |
| Assembly Bill No. 2466 | Assembly Bill No. 3014 |
| Assembly Bill No. 2480 | Assembly Bill No. 3048 |

And reports the same correctly enrolled, and presented to the Governor on the 14th day of September, 2006, at 12:20 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 15, 2006

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

- |                        |                        |
|------------------------|------------------------|
| Assembly Bill No. 117  | Assembly Bill No. 1228 |
| Assembly Bill No. 289  | Assembly Bill No. 1388 |
| Assembly Bill No. 368  | Assembly Bill No. 1681 |
| Assembly Bill No. 371  | Assembly Bill No. 1862 |
| Assembly Bill No. 409  | Assembly Bill No. 1998 |
| Assembly Bill No. 569  | Assembly Bill No. 2084 |
| Assembly Bill No. 801  | Assembly Bill No. 2098 |
| Assembly Bill No. 1160 |                        |

And reports the same correctly enrolled, and presented to the Governor on the 15th day of September, 2006, at 3 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 15, 2006

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

- Assembly Bill No. 2160
- Assembly Bill No. 2781

And reports the same correctly enrolled, and presented to the Governor on the 15th day of September, 2006, at 3 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 18, 2006

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

Assembly Bill No. 607	Assembly Bill No. 2513
Assembly Bill No. 1334	Assembly Bill No. 2641
Assembly Bill No. 1363	Assembly Bill No. 2671
Assembly Bill No. 1953	Assembly Bill No. 2715
Assembly Bill No. 2318	Assembly Bill No. 2862
Assembly Bill No. 2496	Assembly Bill No. 2865
Assembly Bill No. 2497	Assembly Bill No. 2869
Assembly Bill No. 2511	

And reports the same correctly enrolled, and presented to the Governor on the 18th day of September, 2006, at 9:30 a.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 18, 2006

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

Assembly Bill No. 2907	Assembly Bill No. 2941
Assembly Bill No. 2929	Assembly Bill No. 2947

And reports the same correctly enrolled, and presented to the Governor on the 18th day of September, 2006, at 9:30 a.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 18, 2006

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

Assembly Bill No. 87	Assembly Bill No. 608
Assembly Bill No. 225	Assembly Bill No. 756
Assembly Bill No. 252	Assembly Bill No. 759
Assembly Bill No. 402	Assembly Bill No. 774
Assembly Bill No. 473	Assembly Bill No. 798
Assembly Bill No. 521	Assembly Bill No. 926
Assembly Bill No. 523	Assembly Bill No. 937
Assembly Bill No. 606	Assembly Bill No. 966

And reports the same correctly enrolled, and presented to the Governor on the 18th day of September, 2006, at 12:15 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 18, 2006

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

Assembly Bill No. 1029	Assembly Bill No. 1796
Assembly Bill No. 1293	Assembly Bill No. 2125
Assembly Bill No. 1341	Assembly Bill No. 2651
Assembly Bill No. 1368	

And reports the same correctly enrolled, and presented to the Governor on the 18th day of September, 2006, at 12:15 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 18, 2006

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

Assembly Bill No. 1012	Assembly Bill No. 1337
Assembly Bill No. 1015	Assembly Bill No. 1407
Assembly Bill No. 1062	Assembly Bill No. 1848
Assembly Bill No. 1210	Assembly Bill No. 1868
Assembly Bill No. 1302	

And reports the same correctly enrolled, and presented to the Governor on the 18th day of September, 2006, at 4:15 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 19, 2006

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

- |                        |                        |
|------------------------|------------------------|
| Assembly Bill No. 1457 | Assembly Bill No. 1699 |
| Assembly Bill No. 1469 | Assembly Bill No. 1752 |
| Assembly Bill No. 1478 | Assembly Bill No. 1759 |
| Assembly Bill No. 1516 | Assembly Bill No. 1778 |
| Assembly Bill No. 1559 | Assembly Bill No. 1797 |
| Assembly Bill No. 1598 | Assembly Bill No. 1870 |
| Assembly Bill No. 1614 | Assembly Bill No. 1897 |
| Assembly Bill No. 1634 | Assembly Bill No. 1968 |

And reports the same correctly enrolled, and presented to the Governor on the 19th day of September, 2006, at 1:45 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 19, 2006

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

- |                        |                        |
|------------------------|------------------------|
| Assembly Bill No. 1973 | Assembly Bill No. 2449 |
| Assembly Bill No. 2021 | Assembly Bill No. 2469 |
| Assembly Bill No. 2051 | Assembly Bill No. 2564 |
| Assembly Bill No. 2148 | Assembly Bill No. 2572 |
| Assembly Bill No. 2169 | Assembly Bill No. 2573 |
| Assembly Bill No. 2182 | Assembly Bill No. 2591 |
| Assembly Bill No. 2441 | Assembly Bill No. 2592 |
| Assembly Bill No. 2448 |                        |

And reports the same correctly enrolled, and presented to the Governor on the 19th day of September, 2006, at 1:45 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 19, 2006

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

- |                        |                        |
|------------------------|------------------------|
| Assembly Bill No. 2593 | Assembly Bill No. 2836 |
| Assembly Bill No. 2600 | Assembly Bill No. 2992 |
| Assembly Bill No. 2634 | Assembly Bill No. 3038 |
| Assembly Bill No. 2670 |                        |

And reports the same correctly enrolled, and presented to the Governor on the 19th day of September, 2006, at 1:45 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 19, 2006

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

- |                        |                        |
|------------------------|------------------------|
| Assembly Bill No. 339  | Assembly Bill No. 2275 |
| Assembly Bill No. 631  | Assembly Bill No. 2302 |
| Assembly Bill No. 1550 | Assembly Bill No. 2308 |
| Assembly Bill No. 1749 | Assembly Bill No. 2343 |
| Assembly Bill No. 2117 | Assembly Bill No. 2355 |
| Assembly Bill No. 2161 | Assembly Bill No. 2408 |
| Assembly Bill No. 2220 | Assembly Bill No. 2433 |
| Assembly Bill No. 2256 | Assembly Bill No. 2444 |

And reports the same correctly enrolled, and presented to the Governor on the 19th day of September, 2006, at 4:45 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 19, 2006

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

Assembly Bill No. 2510	Assembly Bill No. 2712
Assembly Bill No. 2521	Assembly Bill No. 2714
Assembly Bill No. 2570	Assembly Bill No. 2722
Assembly Bill No. 2586	Assembly Bill No. 2723
Assembly Bill No. 2609	Assembly Bill No. 2728
Assembly Bill No. 2633	Assembly Bill No. 2742
Assembly Bill No. 2667	Assembly Bill No. 2745
Assembly Bill No. 2683	Assembly Bill No. 2748

And reports the same correctly enrolled, and presented to the Governor on the 19th day of September, 2006, at 4:45 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 19, 2006

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

Assembly Bill No. 2756	Assembly Bill No. 2915
Assembly Bill No. 2802	Assembly Bill No. 2920
Assembly Bill No. 2843	Assembly Bill No. 2922
Assembly Bill No. 2877	Assembly Bill No. 2946
Assembly Bill No. 2886	Assembly Bill No. 2951
Assembly Bill No. 2889	Assembly Bill No. 2987
Assembly Bill No. 2906	Assembly Bill No. 2990
Assembly Bill No. 2913	Assembly Bill No. 2995

And reports the same correctly enrolled, and presented to the Governor on the 19th day of September, 2006, at 4:45 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 19, 2006

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

Assembly Bill No. 3028	Assembly Bill No. 3065
Assembly Bill No. 3046	Assembly Bill No. 3068
Assembly Bill No. 3064	

And reports the same correctly enrolled, and presented to the Governor on the 19th day of September, 2006, at 4:45 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 19, 2006

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

Assembly Bill No. 2192

And reports the same correctly enrolled, and presented to the Governor on the 19th day of September, 2006, at 4:45 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 19, 2006

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

Assembly Bill No. 1849	Assembly Bill No. 2863
Assembly Bill No. 2303	Assembly Bill No. 2881
Assembly Bill No. 2778	Assembly Bill No. 2977
Assembly Bill No. 2823	Assembly Bill No. 3056
Assembly Bill No. 2825	

And reports the same correctly enrolled, and presented to the Governor on the 19th day of September, 2006, at 5:10 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 19, 2006

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

Assembly Bill No. 2282

And reports the same correctly enrolled, and presented to the Governor on the 19th day of September, 2006, at 5:10 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, September 21, 2006

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

Assembly Concurrent Resolution No. 58

Assembly Concurrent Resolution No. 114

Assembly Concurrent Resolution No. 161

And reports the same correctly enrolled, and presented to the Secretary of State on the 21st day of September, 2006, at 3:15 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

2005-132

September 14, 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 on the Los Angeles Unified School District's (LAUSD) reorganizations and its procedures for evaluating performance and setting salaries for managers. This report concludes that LAUSD did not consistently achieve reductions in support services positions proposed in its 2000 and 2004 reorganization plans.

Both reorganizations initially achieved staffing reductions, but by December 2005 support services staffing levels had increased above the levels before the 2000 reorganization, which LAUSD attributed to the need for additional employees to manage school construction and information services efforts. Further, only four of the eight local district Parent/Community Advisory Councils (advisory councils) created by the 2000 reorganization plan are still operating, and LAUSD has not attempted to measure parent satisfaction with the remaining advisory councils. Also, LAUSD has made only limited assessments, of any results of its 2000 reorganization.

Although LAUSD has established measurable benchmarks and goals for the superintendent, it has not replicated this practice with other managers responsible for improving student achievement. Additionally, LAUSD has addressed many of the concerns over salary-setting practices that we noted in a July 2001 audit, but its Personnel Commission still does not have written procedures for determining salaries or appropriate documentation to support salary-setting recommendations for classified managers and executives. Based on our survey of four of the nation's largest school districts, LAUSD's salaries are higher than those of comparable positions for more than half of the 27 high-level positions surveyed, but factors such as cost of living and enrollment could contribute to the differences.

Respectfully submitted,

ELAINE M. HOWLE  
State Auditor

Above report referred to the Committee on Education.

## California State Auditor

Investigative Report I2006-2  
September 21, 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: 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 2006 through June 2006.

Respectfully submitted,

ELAINE M. HOWLE  
State Auditor

Above report referred to the Committee on Business and Professions.

The following reports were presented by the Chief Clerk:

**MOU: Fiscal Analysis:  
Bargaining Unit 5 (California Highway Patrol)  
(Pursuant to Senate Bill 621, Chapter 499, Statutes of 2005)**

Above transmitted report, together with letter of transmittal from Elizabeth G. Hill, Legislative Analyst, Legislative Analyst's Office, dated August 18, 2006, referred by the Speaker to the Committee on Public Employees, Retirement and Social Security.

**MOU: Fiscal Analysis:  
Bargaining Unit 10 (Professional Scientific)  
(Pursuant to Senate Bill 621, Chapter 499, Statutes of 2005)**

Above transmitted report, together with letter of transmittal from Elizabeth G. Hill, Legislative Analyst, Legislative Analyst's Office, dated August 25, 2006, referred by the Speaker to the Committee on Public Employees, Retirement and Social Security.

**MOU: Fiscal Analysis:  
Bargaining Unit 18 (Psychiatric Technicians)  
(Pursuant to Senate Bill 621, Chapter 499, Statutes of 2005)**

Above transmitted report, together with letter of transmittal from Elizabeth G. Hill, Legislative Analyst, Legislative Analyst's Office, dated August 28, 2006, referred by the Speaker to the Committee on Public Employees, Retirement and Social Security.

**MOU: Fiscal Analysis:  
Bargaining Unit 7 (Protective Services and Public Safety)  
(Pursuant to Senate Bill 621, Chapter 499, Statutes of 2005)**

Above transmitted report, together with letter of transmittal from Elizabeth G. Hill, Legislative Analyst, Legislative Analyst's Office, dated August 25, 2006, referred by the Speaker to the Committee on Public Employees, Retirement and Social Security.

**California Department of Corrections and Rehabilitation  
Projects with Project Management Services  
(Pursuant to Budget Act 2006, Item 5225-301-0001)**

Above transmitted report, together with letter of transmittal from James E. Tilton, Secretary (A), Department of Corrections and Rehabilitation, dated September 1, 2006, referred by the Speaker to the Committee on Budget.

**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 Terri Delgadillo, Director, Department of Developmental Services, dated September 13, 2006, referred by the Speaker to the Committee on Human Services.

**Anadromous Fish  
Passage Assessment and Remediation Progress Report  
Fiscal Year 2005-06  
(Pursuant to Senate Bill 857, Chapter 589, Statutes of 2005)**

Above transmitted report, together with letter of transmittal from Janet S. Dawson, Chief, Division of Legislative Affairs, Department of Transportation, dated September 18, 2006, referred by the Speaker to the Committee on Transportation.

**Impact of Medical Staff Membership and Privileges for  
Clinical Psychologists on Quality of Care and on Cost-Effectiveness  
(Pursuant to Assembly Bill 947, Chapter 717, Statutes of 1998)**

Above transmitted report, together with letter of transmittal from Stephen W. Mayberg, Ph.D., Director, Department of Mental Health, dated September 18, 2006, referred by the Speaker to the Committee on Health.

**Actuarial Valuation Reports as of June 30, 2005 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 September 13, 2006, referred by the Speaker to the Committee on Public Employees, Retirement and Social Security.

**MESSAGES FROM THE SENATE**

September 28, 2006

Dear Dotson: I am writing to respectfully request the return of Assembly Bill 457. The bill was transmitted to the Assembly on August 29, 2006 in error.

Thank you for your attention to this matter.

GREGORY P. SCHMIDT  
Secretary of the Senate

**MESSAGES FROM THE GOVERNOR**

The following messages from the Governor were received and ordered printed in the Journal:

**Governor's Message—Assembly Bill No. 3035**

Governor's Office, Sacramento  
September 15, 2006

*To the Members of the California State Assembly:*

I am signing Assembly Bill 3035, which puts Monterey County on a path towards building a long awaited veterans' cemetery. The veterans of the Monterey area have been advocating for a veterans' cemetery on the former U.S. Army base at Fort Ord for over 10 years. Being unable to secure a federal cemetery due to the proximate location of San Joaquin Valley National Cemetery, local veterans, their legislators and congressional leaders have worked diligently to craft legislation that addresses my concerns about the long-term expenditures associated with operating a State Veterans' Cemetery on the site.

With well over two million veterans currently living in the Golden State, California is home to more veterans than anywhere in the United States. The men and women of our armed forces risk their lives to keep us safe and free and we owe them our deepest gratitude.

Sincerely,

ARNOLD SCHWARZENEGGER

**Governor's Message—Assembly Bill No. 2701**

Governor's Office, Sacramento  
September 20, 2006

*To the Members of the California State Assembly:*

I am signing AB 2701 because this bill will resolve a long-standing conflict and controversy by providing a means to transfer responsibility for constructing a wastewater collection and treatment system from the Los Osos Community Services District to San Luis Obispo County. The current septic tank discharges from Los Osos pose serious environmental and public health concerns and the Los Osos Community Services District has failed in its responsibility to construct a wastewater collection and treatment system to protect water quality and public health.

State and federal agencies have been working to address these water quality issues in Los Osos for over 30 years. The County has the resources and expertise necessary to construct the wastewater collection and treatment system and thereby address the water quality issues in Los Osos. The transfer of the responsibility for constructing the plant from the Los Osos Community Services District to the County is the only viable solution to addressing this problem.

It is important that the State Revolving Fund be repaid the \$6.5 million in loan funds that the District owes the State Revolving Fund. This is important, not only financial accountability, but because



failure to repay the loan adversely affects other local agencies seeking loans from the State Revolving Fund. Therefore, I am directing the State Water Resources Control Board to withhold any subsequent State Revolving Fund loan to San Luis Obispo County for this project unless the existing \$6.5 million loan has been repaid or the payment plan incorporates its full recovery.

Sincerely,

ARNOLD SCHWARZENEGGER

**Governor's Message—Assembly Bill No. 2778**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

I am signing Assembly Bill 2778.

This bill extends the sunset on the Self Generation Incentive Program to promote distributed generation throughout California. However, the legislation eliminated clean combustion technologies like microturbines from the program.

I look forward to working with the legislature to enact legislation that returns the most efficient and cost effective technologies to the program. If clean up legislation is not possible, the California Public Utilities Commission should develop a complimentary program for these technologies.

Sincerely,

ARNOLD SCHWARZENEGGER

**Governor's Message—Assembly Bill No. 450**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

I am signing Assembly Bill 450 which would ensure that California is prepared to respond effectively to the myriad of animal-related issues and needs resulting from a disaster. This is an important policy and critical part of emergency planning that should not be overlooked. However, clean-up language is necessary in order to make implementation of this bill easier for state and local agencies. I look forward to working with the Legislature to address these outstanding issues.

Sincerely,

ARNOLD SCHWARZENEGGER

**Governor's Message—Assembly Bill No. 2116**

Governor's Office, Sacramento  
September 30, 2006

*To the Members of the California State Assembly:*

Assembly Bill 2116 sets an important public policy goal for first responders in the State of California—to ensure that as future communications systems are purchased using state or federal money, that those systems support interoperability between first responder agencies. Public safety communications has historically been supported by proprietary, vendor-specific solutions, using different parts of the radio spectrum. This has resulted in agencies unable to communicate with each other. This bill sets forth the policy of the State of California to use future procurements to remedy that situation, by purchasing communications systems that will support interoperability of communications among first responders.

As existing and new technologies emerge, such as IP-based solutions, I would request the legislature to revisit this issue to ensure that first responders have the most current, efficient and interoperability public safety communications system.

First responders in California should have access to the best technology available for their communications. The bill's emphasis on interoperability is correct and I am pleased to sign it.

Sincerely,

ARNOLD SCHWARZENEGGER

**Governor's Message—Assembly Bill No. 3056**

Governor's Office, Sacramento  
September 30, 2006

*To the Members of the California State Assembly:*

I am signing Assembly Bill 3056 which addresses funding for a host of programs designed to increase recycling rates and reduce waste in California.

One of the provisions in this bill increases eligible funding and service opportunities for Community Conservation Corps to engage in operating recycling programs. However, this bill and Assembly Bill 3038 amend the same section of law. The Administration worked with the author of Assembly Bill 3038 to develop language to provide greater opportunities for more Community Conservation Corps to form.

I look forward to working with the Legislature next year to reconcile these two bills to increase the opportunities for additional Community Conservation Corps to form.

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. 675**

Governor's Office, Sacramento  
September 7, 2006

*To the Members of the California State Assembly:*

I am returning AB 675 without my signature.

This bill requires businesses with assets over \$10 million to file an "information return" in addition to their tax return with the Franchise Tax Board, to explain the difference between their book income and their taxable income.

The bill imposes significant penalties for any information return that is "incomplete".

While this bill purports to offer shareholders protection against corporations engaging in tax shelter schemes, it only creates a level of additional bureaucracy and unnecessary costs on top of many significant legal and oversight protections put in place after the Enron scandal.

In response to the public's outrage over the Enron scandal, significant new laws and regulations were enacted by Congress and the Securities and Exchange Commission (SEC) to protect shareholders and ensure accurate disclosure of earnings on financial statements.

The Sarbanes-Oxley Act of 2002, contains eleven titles and sections governing auditor independence, corporate governance and enhanced financial disclosure. It also requires the certification of financial reports by chief executives and financial officers with enhanced civil and criminal penalties for violations, including significantly longer jail sentences and fines for corporate executives who misstate financial statements.

In 2003, the SEC approved additional reforms for accountability, integrity and transparency for all publicly traded companies, including the use of any non-accepted accounting "tricks" to overstate the company's financial health.

California passed laws further enhancing this protection and required corporations report to the State Board of Accountancy whenever it restates its earnings.

Requiring yet and additional "information return" be filed with the state is unnecessary and will add costs and burdens to doing business in California without offering protection to shareholders they don't already have.

For these reasons, I am returning this bill without my signature.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 1884**

Governor's Office, Sacramento  
September 7, 2006

*To the Members of the California State Assembly:*

I am returning AB 1884 without my signature. This bill is identical to legislation I vetoed last year. A basic principle of unemployment insurance is that benefits are intended for workers who have lost their job through no fault of their own. Allowing workers who strike to receive unemployment benefits is inconsistent with that principle. Furthermore, the provisions of this bill essentially require the Unemployment Insurance Trust Fund to subsidize strike actions. I cannot support such a requirement.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2209**

Governor's Office, Sacramento  
September 7, 2006

*To the Members of the California State Assembly:*

I am returning AB 2209 without my signature.

This is a well-intentioned measure designed to punish employers who engage in fraud, misrepresentation, or misconduct during a lockout. However this measure is flawed.

First, the bill fails to define "fraud, misrepresentation or misconduct," leaving the statute open to abuse. Second, under this measure an employer could get penalties for acts completely unrelated to the trade dispute. Third, the penalty scheme allows for penalties that bear no relation to the type of misconduct by the employer.

I do not condone inappropriate actions by any party during a labor dispute. Employees have many remedies against employers engaging in fraud or misconduct during a labor dispute under state and federal law. California law imposes both criminal and civil penalties against employer misconduct for a variety of fraudulent acts including registering a fictitious employee, filing false reports, and preparing false documents.

Additionally, employees have a tort cause of action against their employer engaging in fraud during a labor dispute which allows them to recover the amount of salary and wages for the lost period of service. If the employer acted with oppression or malice then punitive damages may also be available.

For these reasons, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2359**

Governor's Office, Sacramento  
September 7, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2359 without my signature.

I support the bill's goal of improving access to information about radiation safety and helping patients make informed health care decisions. At my direction, the California Department of Health

Services has modified its website to include the information on radiation safety awareness envisioned in this bill, thus making the bill unnecessary. The website includes a link to a downloadable X-ray record card that patients can use to track when they have had an X-ray procedure performed. Patients and their health care providers can use this information when considering the use of radiation for diagnostic or treatment purposes. For patients that have multiple X-ray procedures over a prolonged period of time, a card will allow a radiologist or other health professional to review past procedures and better inform their professional judgment about the need for additional procedures.

Sincerely,

ARNOLD SCHWARZENEGGER

Receipt of Bills

I acknowledge receipt this 7th day of September at 2:10 p.m., of Assembly Bills Nos. 675, 1884, 2209, and 2359 without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Mikhael Skvarla.

E. DOTSON WILSON  
Chief Clerk of the Assembly

**Veto Message—Assembly Bill No. 2555**

Governor's Office, Sacramento  
September 7, 2006

*To the Members of the California State Assembly:*

I am returning AB 2555 without my signature.

This bill would significantly increase civil penalties for gender-based wage discrimination and is similar to legislation I have vetoed in each of the past two years. As I have noted before, the historical trend of women earning less than men for doing the same work must be stopped. Unfortunately, the provisions of this measure will not help achieve this goal.

Both state and federal law already provide criminal and civil penalties for an employer that pays discriminatory wage rates to employees on account of gender. In fact, penalties and available civil remedies under California law were increased significantly in 2003. Since then, there have been only 15 gender-based wage discrimination complaints filed with the Labor Commissioner. This suggests that increased civil penalties are not the best way to ensure wage equity. In fact, the provisions of this bill will do little more than increase frivolous litigation, a result that benefits no employer or worker, regardless of gender.

For these reasons, I am returning this bill without my signature.

Sincerely,

ARNOLD SCHWARZENEGGER

## Receipt of Bills

I acknowledge receipt this 7th day of September at 2:50 p.m., of Assembly Bill No. 2555 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. 2942**

Governor's Office, Sacramento  
September 19, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2942 without my signature.

Although I support ensuring that hospitals and doctors receive appropriate reimbursement for all workers' compensation services delivered, I cannot support this statutory exemption from the normal workers' compensation fee schedule.

Current law requires the Division of Workers' Compensation to periodically revise the official medical fee schedule. In fact, an extensive revision will commence early next year. Furthermore, specific federal guidelines related to the burn treatment reimbursements impacted by this bill are being developed presently.

I am also concerned with provisions of the bill that require the Division's review of reimbursements be conducted in consultation with one particular independent body. Consultation with a variety of groups is essential to the development of good policy, and one group's opinion should not be given a statutorily mandated preference over any other group.

Sincerely,

ARNOLD SCHWARZENEGGER

## Receipt of Bills

I acknowledge receipt this 19th day of September at 3:05 p.m., of Assembly Bill No. 2942 without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Jacque Roberts.

E. DOTSON WILSON  
Chief Clerk of the Assembly

**Veto Message—Assembly Bill No. 2937**

Governor's Office, Sacramento  
September 20, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2937 without my signature.

This bill would require the California Department of Education to conduct a study to determine which of the California Standards Tests (CSTs) are equivalent to the English language arts or math portions of the California High School Exit Exam (CAHSEE) and the performance levels that are equivalent to passing scores on its two corresponding parts.

The CAHSEE has withstood every kind of scrutiny possible. A long-running external evaluation of CAHSEE has determined that it tests what it was designed to test, that it is unbiased, and that it is

reliable. Given that the CAHSEE has only been a condition of high school graduation for one year, it is premature to even consider potential changes to existing state policy.

For these reasons, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2975**

Governor's Office, Sacramento

September 20, 2006

*To Members of the California State Assembly:*

I am returning Assembly Bill 2975 without my signature.

Redefining the level of academic achievement necessary to designate students as "proficient" does not make the students proficient.

For this reason, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

Receipt of Bills

I acknowledge receipt this 20th day of September at 4:24 p.m., of Assembly Bills Nos. 2937 and 2975 without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Mikhael Skvarla.

PAMELLA J. CAVILEER

Chief Assistant Clerk of the Assembly

**Veto Message—Assembly Bill No. 2112**

Governor's Office, Sacramento

September 21, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2112 without my signature.

Private enforcement is an important component of the Political Reform Act. In fact, one of the purposes of the Act expressly states that adequate enforcement mechanisms should be provided to both public officials and private citizens in order that the Act will be vigorously enforced. This bill would frustrate that purpose by limiting the number of requests for civil action that a private citizen may file with the Fair Political Practices Commission to no more than 20 in a 12-month period.

The proposed limit is arbitrary and overly restrictive. I would consider signing a measure that more equitably balances the need for private enforcement with the workload concerns of the Fair Political Practices Commission and the burdens on the civil justice system.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2771**

Governor's Office, Sacramento  
September 21, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2771 without my signature.

Online campaign reporting is one of the most significant advancements in the area of political reform since the original passage of the Political Reform Act in 1974. The inadequacy of the free online filing system is not sufficient grounds to suspend electronic disclosure requirements. Such action would make it significantly more difficult for interested parties to review campaign expenditures and receipts and would constitute a step backward in terms of the goal of full public disclosure.

While I am sympathetic to the smaller electronic filers who may be burdened by the delay in implementation of the free online filing system, I believe that online disclosure is far too important to postpone. The public should not be deprived of Internet access to critical campaign finance information. Furthermore, the Secretary of State has reported significant progress toward the development of the free online filing system and it is my understanding that it will be completed in the near future.

For these reasons I am returning this bill without my signature.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 3024**

Governor's Office, Sacramento  
September 21, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 3024 without my signature.

This bill would authorize Solano County to establish centralized vote centers in lieu of precinct polling places as a one-year pilot project during the 2009 local elections.

While the vote center system may offer some advantages over the current precinct-based voting system, the proposed pilot project would reduce the number of voting locations by 80 percent, and thereby significantly increase the distance that voters would have to travel in order to vote. This burden would fall disproportionately on those who are less mobile, frequently the poor, disabled, and elderly. I cannot, in good conscience, support a measure that could potentially make it more difficult for the most vulnerable members of society to exercise their right to vote.

Sincerely,

ARNOLD SCHWARZENEGGER

**Receipt of Bills**

I acknowledge receipt this 21st day of September at 10:10 a.m., of Assembly Bills Nos. 2112, 2771 and 3024 without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Mikhael Skvarla.

PAMELLA J. CAVILEER

Chief Assistant Clerk of the Assembly



**Veto Message—Assembly Bill No. 770**

Governor's Office, Sacramento  
September 22, 2006

*To Members of the California State Assembly:*

I am returning Assembly Bill 770 without my signature.

This bill is unnecessary at this time. Recent legislation has been enacted to address various problems cited by the author in proposing this bill, including directives to the Department of Consumer Affairs and the Department of Real Estate to develop an on-line education resource for common interest development board members, as well as a requirement that associations provide dispute resolution procedures. It is necessary to gauge the effectiveness of this recently enacted legislation before creating an entirely new state office.

Additionally, this bill provides no clarification on the type of dispute resolution services that will be provided by the proposed Ombudsperson, and does not specify the difference between informal dispute resolution required by this bill and formal mediation, which the Ombudsperson would not provide.

For these reasons, I am returning this bill without my signature.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 799**

Governor's Office, Sacramento  
September 22, 2006

*To the Members of the California State Assembly:*

I am returning AB 799 without my signature.

Within hours of taking office in 2003, I signed an Executive Order to reverse the car tax increase. That action returned \$4 billion to the people of California. Putting that money back into the hands of hard working Californians is one of the ways we have helped our economy grow over the last three years.

This measure would, in effect, reinstate the car tax for the people of San Francisco. In fact, if the vehicle license fee increase proposed by this bill were enacted, the people of San Francisco could pay more than twice the amount to register their vehicles than anyone else in the state.

As noted in my veto messages of prior years, I am not opposed to modest increases in fees if such increases are approved by the impacted voters and not addressed in a piecemeal fashion. Although this bill requires voter approval, it impacts only one county. In addition, the revenues generated by this bill would not be directed to projects related to vehicles but used to bolster the city's general fund. This is an unfair burden to place solely on the shoulders of motorists.

Throughout the year, my administration worked with members of the legislature on a proposal that would have given all counties the authority to adopt, with voter approval, modest license fee add-ons to fund environmental and traffic mitigation programs. Unfortunately, those efforts were ultimately rejected. I encourage the Legislature to reconsider this decision when they return next year.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2444**

Governor's Office, Sacramento  
September 22, 2006

*To the Members of the California State Assembly:*

I am returning AB 2444 without my signature.

This bill, which seeks to impose a new tax on all cars registered in specified Bay Area Counties, is nearly identical to legislation I vetoed last year. As I stated last year, as well as in other veto messages this year, I support the goal of increasing funds to mitigate traffic congestion, but cannot support the continued adding of fees such as this without the approval of the people upon whom the fees are imposed.

Throughout the year, my administration worked with members of the legislature on a proposal that would have given all counties the authority to adopt, with voter approval, modest license fee add-ons to fund environmental and traffic mitigation programs. Unfortunately, those efforts were ultimately rejected. I encourage the Legislature to reconsider this decision when they return next year.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2681**

Governor's Office, Sacramento  
September 22, 2006

*To the Members of the California State Assembly:*

I am returning AB 2681 without my signature.

Abandoned vehicles are a public nuisance and a safety hazard. I support the goal of this bill's proponents to get these vehicles off our streets. In fact, existing law already allows local governments to assess a fee on vehicle registrations to fund abandoned vehicle abatement programs.

Unfortunately, I cannot support the doubling of the vehicle registration fee proposed by this bill. In recent years, a number of measures have come across my desk that would allow local governments to add or increase fees on vehicle registrations. Many of these proposals have been well-intentioned, with proposed fees related to the impact motorists have on roads and the environment. However, I have consistently held that fees such as these should be approved by the voters.

Throughout the year, my administration worked with members of the legislature on a proposal that would have given all counties the authority to adopt, with voter approval, modest license fee add-ons to fund environmental and traffic mitigation programs. Unfortunately, those efforts were ultimately rejected. I encourage the Legislature to reconsider this decision when they return next year.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2838**

Governor's Office, Sacramento  
September 22, 2006

*To the Members of the California State Assembly:*

I am returning AB 2838 without my signature.

This bill, which seeks to impose a new tax on all cars registered in specified coastal counties, is nearly identical to legislation I vetoed last year. In that veto message, I stated that I support the goal of increasing funds to mitigate the effect of traffic congestion but that I cannot support the continued adding of new fees such as this without the approval of the people upon whom the fees are imposed. My position has not changed.

Throughout the year, my administration worked with members of the legislature on a proposal that would have given all counties the authority to adopt, with voter approval, modest license fee add-ons to fund environmental and traffic mitigation programs. Unfortunately, those efforts were ultimately rejected. I encourage the Legislature to reconsider this decision when they return next year.

Sincerely,

ARNOLD SCHWARZENEGGER

**Receipt of Bills**

I acknowledge receipt this 22nd day of September at 9:45 a.m., of Assembly Bills Nos. 770, 799, 2444, 2681 and 2838 without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Mikhael Skvarla.

LAWRENCE A. MURMAN  
Assistant Chief Clerk of the Assembly

**Veto Message—Assembly Bill No. 1076**

Governor's Office, Sacramento  
September 22, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 1076 without my signature.

I strongly support the author's intent to recognize the contributions of the Filipinos during World War II. Accordingly, I issued a proclamation on October 19, 2005 recognizing the contributions of Filipinos during World War II and proclaimed October 20 as Filipino-American Veterans Day. In addition, I sent a letter to the State Board of Education recommending that they encourage instruction on World War II to include a component which focuses on the courage and sacrifices of the Filipino people and their soldiers during World War II.

However, I have vetoed nearly identical bills in the last two year and I continue to believe that current law already provides the necessary flexibility for schools to incorporate this topic in their social science instruction and that the State should refrain from legislating the details of school curriculum. Because school districts may provide instruction on any topic not expressly prohibited by the Education Code, the authorization provided by this bill is unnecessary.

For these reasons, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

## Receipt of Bills

I acknowledge receipt this 22nd day of September at 1:10 p.m., of Assembly Bill No. 1076 without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Mikhael Skvarla.

LAWRENCE A. MURMAN

Assistant Chief Clerk of the Assembly

**Veto Message—Assembly Bill No. 96**

Governor's Office, Sacramento

September 28, 2006

*To the Members of the California Assembly:*

I am returning Assembly Bill 96 without my signature.

While I understand the author's interest in encouraging the Department of Corrections and Rehabilitation (CDCR) to develop plans that will improve the monitoring of sex offenders in the community, this bill does not go far enough and would only require the CDCR to produce a report on one specific area of monitoring. Instead I believe that the CDCR should be tasked with the development of a comprehensive report that deals with all aspects of the management of adult sex offenders released into the community including their treatment, housing, supervision, and transition from prison. This is why I support and signed Assembly Bill 1015, which would establish a Sex Offender Management Board (SOMB) that will report on the best policies and practices, including the use global positioning satellite (GPS) devices, to improve the overall community supervision of sex offenders and ensure that the citizens of California live in the safest possible environment.

For these reasons, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 264**

Governor's Office, Sacramento

September 28, 2006

*To the Members of the California State Assembly:*

I am returning AB 264 without my signature as the bill is unnecessary. Existing law and regulations already require health plans to provide coverage for the treatment of asthma as well as effective health education services which include information regarding personal health behavior and health care. Health plans are already providing health education services to members who have pediatric asthma enrollees so another health care mandate is not needed.

Preventing and treating asthma has been an important priority for my Administration. In 2004, I signed AB 2185 (Frommer) to increase the availability and accessibility of essential medical equipment for children with asthma. I provided state funding through my 2005–06 and 2006–07 budgets to launch an expanded state effort to increase and improve California's response to asthma through local projects that work to improve the quality of clinical care, reduce asthma morbidity, and reduce/eliminate asthma health disparities for California children aged 0–18 years with asthma. My Administration has also worked to prevent and treat asthma through legislative and budget efforts to reduce

air pollution, coordinating implementation of the state's strategic plan for asthma, and Medi-Cal requirements that health plans to provide organized programs, services, functions, and resources necessary to deliver asthma self-management education and training programs for enrollees.

I believe imposing a new mandate on health plans at this time will contribute to rising health care costs making health coverage more expensive and inaccessible to uninsured Californians. The cost of health care is rising at an alarming rate—not just in California but across the nation. I am concerned that without fundamental changes in the system, insurance coverage will become even less affordable for workers and employers. This is why I want to see a new health care paradigm that addresses affordability, shared responsibility and the promotion of healthy living. With my partners in the Legislature, I look forward in 2007 to working to develop a comprehensive and systemic approach to health care that supports cost containment, recognizes the shared responsibility of individuals, employers and government.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 695**

Governor's Office, Sacramento  
September 28, 2006

*To Members of the California State Assembly:*

I am returning Assembly Bill 695 to you without my signature.

This bill places various requirements on retailers regarding their return policies for merchandise. While I would consider signing a bill that prohibits retailers from sharing information about individual consumers and their legitimate desire to return merchandise, I believe this bill goes too far and could have an adverse impact on small retail businesses and California-based businesses.

Consumers have the right to choose where to shop and should patronize stores who offer excellent customer service and fair returns policies. Customer service does not need to be legislated and stores who treat their customers fairly will enjoy repeat business.

For these reasons, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 1499**

Governor's Office, Sacramento  
September 28, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 1499 without my signature.

This bill would weaken the landscaped freeway provisions in the California Outdoor Advertising Act by establishing a spot exemption for the placement of an advertising display on a portion of a landscaped freeway. California has invested substantial resources in landscaping certain freeway segments and the purpose of the law is to preserve that investment.

Since becoming governor, I have vetoed several bills that proposed to create various special exemptions. In doing so, I have repeatedly

expressed a concern that these measures create an unfair playing field for certain advertisers and property owners by allowing an exemption at one location while excluding all others.

While I am greatly concerned about keeping our landscaped freeways untarnished, I am also deeply worried about preserving our economic well being. California needs to continue to adapt to an ever changing economy by utilizing creative new thinking and practices. As such, I am directing the Department of Transportation to develop a comprehensive plan to provide limited relief from landscaping restrictions for economically depressed areas, while still maintaining the protections for our landscaped freeways and a level playing field for businesses.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 1516**

Governor's Office, Sacramento  
September 28, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 1516 without my signature.

I fully support the work of the Economic Strategy Panel to examine and report on California's diverse economic regions, industry clusters, and cross-regional economic issues. The current requirements for appointments to the Panel are reflective of California's population and provide for the possibility of many different perspectives on California's economy.

Unfortunately, this bill unnecessarily limits the diversity of the Panel by requiring appointments from a specific organization whose purpose is not necessarily reflective of the Panel's broader goals. In addition, I cannot support codifying a private organization's right to appoint individuals to a public board. Not only is this questionable public policy, but it opens the door for similar organizations to request this authority.

For these reasons, I am returning this bill without my signature.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 1950**

Governor's Office, Sacramento  
September 28, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 1950 without my signature.

I vetoed a substantially similar bill, AB 2435 (Wiggins, 2004). As I previously stated, the bill is unnecessary because school districts already have the authority to teach budgeting, savings, and credit, under current law. Thus, my veto message remains applicable.

For this reason, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2065**

Governor's Office, Sacramento  
September 28, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2065 without my signature.

This bill requires the Superintendent of Public Instruction to develop and the State Board of Education (SBE) to adopt, "library content standards." The content standards that the SBE has heretofore adopted define the academic content that a student at each grade level should know, for various subjects. The "library content standards" that this bill would require the SBE to adopt, however, do not meet the definition of our state's academic content standards.

For this reason, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2295**

Governor's Office, Sacramento  
September 28, 2006

*To the Members of the California State Assembly:*

I am returning AB 2295 without my signature.

Current California Transportation Commission (CTC) policy guidelines already provide that local road rehabilitation projects are eligible for State Transportation Improvement Projects (STIP) funding. As such, codifying this category of projects as eligible for STIP funding is both unnecessary and also reduces that CTC's ability to modify its guidelines to reflect future changes in available funding and transportation policy.

For these reasons, I am returning this bill without my signature.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2308**

Governor's Office, Sacramento  
September 28, 2006

*To the Members of the California State Assembly:*

While I recognize the need for the Department of Health Services to develop clear licensing standards for surgical clinics, I am unable to support Assembly Bill 2308 because it does not establish such standards, but rather statutorily mandates creation of another advisory committee and provides an unrealistic timeframe to operate within. I am directing the Department of Health Services to work with stakeholders to develop standards that will effectively promote quality care in these facilities and to pursue legislation, as needed, to provide licensing standards for surgical clinics in a timely manner.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2317**

Governor's Office, Sacramento  
September 28, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2317 without my signature. As crafted, the bill is technically flawed. It will not result in an effective community awareness campaign because it establishes program parameters and a time frame that are not workable and lacks proper funding.

I commend efforts of high profile spokespersons, professional organizations and others who have done important and productive work to bring attention to this significant condition that afflicts so many new mothers. To improve access to this information, I have directed the CDHS to provide a link on their website to credible national professional organizations and to distribute materials developed by these organizations in trainings and through specific county Maternal, Child and Adolescent Health programs.

Sincerely,

ARNOLD SCHWARZENEGGER

Receipt of Bills

I acknowledge receipt this 28th day of September at 3:47 p.m., of Assembly Bills Nos. 96, 264, 695, 1499, 1516, 1950, 2065, 2295, 2308, and 2317 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. 2386**

Governor's Office, Sacramento  
September 28, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2386 without my signature.

The Code of Fair Campaign Practices is a vague and unenforceable law. If candidates subscribe to it, their opponents can attack virtually anything they say as a violation of the Code. If candidates do not subscribe to it, they can be attacked for failing to adhere to vague standards.

The Code is a slight to the good judgment of all Californians. If a candidate runs a dirty or unfair campaign and fails to follow "the basic principles of decency, honesty, and fair play," the people are perfectly capable of making that determination themselves, without the aid of the Code. I trust the people's judgment.

Sincerely,

ARNOLD SCHWARZENEGGER



**Veto Message—Assembly Bill No. 2441**

Governor's Office, Sacramento  
September 28, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2441 without my signature.

This bill would weaken the landscaped freeway provisions in the California Outdoor Advertising Act by establishing a spot exemption for the placement of an advertising display on a portion of a landscaped freeway. California has invested substantial resources in landscaping certain freeway segments and the purpose of the law is to preserve that investment.

Since becoming governor, I have vetoed several bills that proposed to create various special exemptions. In doing so, I have repeatedly expressed a concern that these measures create an unfair playing field for certain advertisers and property owners by allowing an exemption at one location while excluding all others.

While I am greatly concerned about keeping our landscaped freeways untarnished, I am also deeply worried about preserving our economic well being. California needs to continue to adapt to an ever changing economy by utilizing creative new thinking and practices. As such, I am directing the Department of Transportation to develop a comprehensive plan to provide limited relief from landscaping restrictions for economically depressed areas, while still maintaining the protections for our landscaped freeways and a level playing field for businesses.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2445**

Governor's Office, Sacramento  
September 28, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2445 without my signature.

While I recognize the importance of learning a foreign language, this bill would create a "State" Seal of Biliteracy for which there would be no uniform, statewide standards to determine if a student had earned this recognition. Without uniform, consistent standards, employers and college admission counselors in search of qualified candidates would not be able to rely on the State Seal as a valid indicator of bilingual proficiency.

Instead, standards of achievement would be set locally and would vary from district to district. As a result, the "State" Seal would not signify anything substantial. Local districts that would like to offer their students a seal of recognition based on their own standards may do so under current law without this bill.

For these reasons, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2490**

Governor's Office, Sacramento  
September 28, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2490 without my signature.

This bill establishes a state level program mirroring the United States Environmental Protection Agency's (USEPA) existing Toxics Release Inventory program under specific conditions.

This bill is overly broad, premature and duplicative. This bill attempts to address a preliminary draft proposal by USEPA that has not been adopted. The bill would require California to develop a new multi million dollar state level reporting system for information that would be mostly duplicative of data that would continue to be collected at the federal level even if the federal government chooses to proceed with its proposed changes.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2496**

Governor's Office, Sacramento  
September 28, 2006

*To the Members of the California State Assembly:*

I am returning AB 2496 without my signature.

California has long been a leader in water conservation. The state's movement to low-flow toilets in the early 1990's paved the way for the federal government to adopt similar standards soon thereafter. We should continue to be leaders in this area.

However, before imposing new mandates on builders and homeowners, we must conduct a thorough study of the new technology to determine its readiness for widespread use. For instance, the movement to the current low-flow toilets, though ultimately successful, was accompanied at first by legitimate complaints from consumers of product failures. A number of questions have arisen regarding the toilets required by this bill, including whether sufficient laboratory testing has verified compatibility with existing plumbing infrastructure.

This issue is best left to the California Building Standards Commission, which is comprised of experts qualified to lead an investigation into how best Californians can integrate water-saving technology into our homes and commercial buildings. I encourage the proponents of this measure to work with the Commission to adopt these changes through the Commission process.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2499**

Governor's Office, Sacramento  
September 28, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2499 without my signature.

The Federal government is currently working with the Office of Emergency Services to develop a protocol that could be used by first response agencies when inventorying resources. This would allow incident managers and planners to effectively assess and report available resources in a standardized format. Developing an automated system and adding this information prior to completion and approval of these federal standards would be premature and could result in an incompatible or redundant system.

For this reason I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2531**

Governor's Office, Sacramento  
September 28, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2531 without my signature.

It is unclear that this bill is necessary as the current revenue limit formula already provides appropriate levels of funding for the different types of districts based on size (small, medium and large) and type (elementary, unified and high school). In addition, the current funding methodology used to calculate charter schools' general-purpose entitlement appears to be effective in targeting funding based on grade-level.

Further, the Governor's Advisory Committee on Education Excellence is currently examining matters of education funding, along with issues related to school governance structures, teacher recruitment and training, and the preparation and retention of school administrators. I am reluctant to enact any significant changes to the state's school funding model before we have the benefit of reviewing the Committee's work and involving stakeholders in a meaningful dialogue.

For these reasons, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2578**

Governor's Office, Sacramento  
September 28, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2578 without my signature.

In 2004, the voters approved Proposition 60A which provided that the revenue generated by the sale of surplus property is to be used to pay off the debt from the Economic Recovery Bonds. This bill attempts to redirect those funds to other purposes. As admirable as those purposes are, it remains that the intent of the electorate was to reduce the State's debt, and the Administration intends to abide by their will.

In addition, this bill would delegate important decisions regarding the allocation of State resources to a new entity, unaccountable to the people, and outside the annual budget process. In doing so, it would hamper the ability of the Legislature and the Governor to make such resource decisions that take into account all of the State's needs.

For these reasons, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2750**

Governor's Office, Sacramento  
September 28, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2750 without my signature.

I recently established the Governor's Advisory Council on Military Affairs, which will coordinate and communicate state and federal policy impacting California's relationship with the U.S. Military, including personnel and their families. I created the Advisor of Military Affairs within my office to coordinate the development of state policies that are crucial to the military and formed the State Military Financial Protection Task Force to develop proposals for legislation to protect military personnel from unlawful financial and investment schemes. In addition, there are currently several legislatively established venues that address issues of concern facing military personnel and their families, including the California Veterans Board, the Veterans Affairs committees of the Legislature and the California Department of Veterans Affairs. Establishing another commission will only result in duplication of the efforts of the existing entities.

I am also concerned with the ability of a newly appointed commission to completely evaluate and report back on all issues facing California's military personnel and their families within a short timeframe set forth in this bill. This is a complex area and the timeframe, when compared to the scope of the tasks set before the commission, seems inappropriate.

For these reasons I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2954**

Governor's Office, Sacramento  
September 28, 2006

*To the Members of the California Assembly:*

I am returning Assembly Bill 2954 without my signature.

While I understand the plight of school districts faced with fiscal challenges of declining enrollment and other management issues, I cannot condone allowing them to deny parents and students their rights to petition for the establishment of a charter school. In essence, this bill would grant school districts the authority to punish charter petitioners because of problems caused by their own fiscal management issues or their unwillingness to make tough decisions, or both.

In addition, allowing school districts to require, as a condition of approval, that the petition describe how the charter school will provide free and reduced-priced meals to eligible pupils would simply provide districts with another pretext on which to deny a charter. Charter schools are generally exempt from most laws and regulations governing school districts and they should continue to be exempt from this one.

In sum, this bill runs counter to the intent of charter schools, which is to provide parents and students with other options within the public school system and to stimulate competition that improves the quality not only of charter schools, but of non-charter schools as well.

For these reasons, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

Receipt of Bills

I acknowledge receipt this 28th day of September at 4:25 p.m., of Assembly Bills Nos. 2386, 2441, 2445, 2490, 2496, 2499, 2531, 2578, 2750, and 2954 without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Mikhael Skvarla.

PAMELLA J. CAVILEER

Chief Assistant Clerk of the Assembly

**Veto Message—Assembly Bill No. 606**

Governor's Office, Sacramento

September 28, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 606 without my signature.

This bill mandates that the State Department of Education develop a "model" antidiscrimination policy that prohibits discrimination based on specified characteristics already in law. It also mandates school districts adopt this model in their district.

I have spent most of my life committed to fighting discrimination and teaching our children tolerance for all persons, irrespective of race, gender, nationality, ethnicity, religious creed, disability or sexual orientation. However well intentioned, this bill creates a new state mandate on schools at a time when our state currently owes almost half a billion dollars in unpaid mandates. Adding another unfunded state mandate to our school districts when we have not paid for existing mandates is irresponsible. The mandates still unfunded include earthquake emergency procedures, immunization programs, AIDS prevention programs, criminal background checks on school employees, removal and disposal of chemicals, administering and reporting standardized tests, among others.

Additionally the California Student Safety and Violence Prevention Act of 2000 already prohibits discrimination and harassment in California Public Schools. A task force created by the Department of Education to recommend ways to implement this Act released its report to school districts in 2001. On April 30, 2004, the Department of Education's General Counsel issued a legal advisory to all county and district superintendents explaining the laws related to discrimination.

According to this document, every local educational agency is required to have a policy against discrimination and harassment that applies to all the protected categories of students and a complaint procedure that enforces that policy.

It is the responsibility and obligation of the Department of Education to ensure that school districts are complying with this important law and I strongly encourage a zero tolerance for any violation of these prohibitions against discrimination and harassment in our schools.

For these reasons, I am unable to sign this measure.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 1056**

Governor's Office, Sacramento

September 28, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 1056 without my signature.

I vetoed a similar bill, AB 723 (Chu, 2005) because it was 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 (Center) 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.

Furthermore, the Center is required to submit a report to the Administration and the Legislature no later than January 31, 2007 outlining the activities of the Center and reporting the progress made in achieving its goals. It would be prudent to review the progress being made before any additional actions are contemplated.

For these reasons, I am unable to sign this measure.

Sincerely,

ARNOLD SCHWARZENEGGER

Receipt of Bills

I acknowledge receipt this 28th day of September at 5:05 p.m., of Assembly Bill 606 and 1056 without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Mikhael Skvarla.

E. DOTSON WILSON

Chief Clerk of the Assembly

**Veto Message—Assembly Bill No. 252**

Governor's Office, Sacramento

September 29, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 252 without my signature.

This bill would create a Digital Arts Studio Partnership Program to be administered by the Lieutenant Governor's Office.

While I support the idea of public schools and community colleges training youth in digital technology skills or partnering with other entities to do so, I am concerned that this bill would create an unnecessary and burdensome administrative structure, including a

20 member advisory panel. Moreover, the Lieutenant Governor's Office would not be an appropriate agency to administer the program. In order to encourage a more effective and appropriate means to support and expand public and private partnerships in digital media arts for training youth in our state, I am directing my Administration to coordinate this effort in the coming year.

For these reasons, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 469**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 469 without my signature.

I vetoed a nearly identical bill (AB 444, Yee) last year based on supporting a more direct approach in impacting student health and nutrition in schools, such as my comprehensive nutrition package I signed last year. As I state in the last veto messages, 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. Since this bill is substantially similar, the veto message remains applicable.

I would welcome a bill next year that attempts to increase the quality of food served on California school campuses by eliminating meals with unhealthy trans fats and those foods fried in unhealthy oils, as much as practically possible.

For this reason, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 473**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 473 without my signature.

This year, because state general fund revenues increased as a result of a rebounding economy, I was very pleased to have approved the student fee decrease for community college students from \$26 per unit down to \$20 per unit. The fee reduction will be a great benefit for students and their families.

This bill contains five items related to student fees at the California Community Colleges (CCC). The most significant among them are provisions intended to set the stage for implementing a long-term student fee policy for the CCC. The development of a long-term student fee policy, if determined to be in the best interests of the state, should benefit from the input of all the segments of higher education, the

Legislature, the Administration, the state's agencies focused on higher education issues, the business community and other stakeholders. This bill focuses solely on the Board of Governors and the CCC Chancellor without taking into account a larger state interest.

For these reasons, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 608**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 608 without my signature:

Under existing law, before a person can meet with a senior in the senior's home for the purpose of selling life insurance or annuities, a written notice must be sent to the senior at least 24 hours in advance of the meeting. The intent of this law is to afford seniors the greatest protection in their homes from unwanted sales intrusions.

Current law provides an exception to this rule by allowing a same-day meeting in the senior's home when the senior has a pre-existing relationship with the agent and has requested the meeting. Carving out new exceptions to the rule, even for insurers who offer certain low-value life insurance policies under \$15,000, is unnecessary. The 24-hour notice requirement establishes a "bright line" that an insurance agent should know not to cross and a sound consumer business practice.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 756**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 756 without my signature.

This bill would establish the Flexible Funding for Pupil Achievement Program, a pilot program that seeks to enhance school-site budget and programmatic control for participating schools. I commend the effort to support local decision making authority and pupil achievement.

However, I believe that eligibility to participate in such a pilot should be limited to schools with a demonstrated capacity to advance the academic progress of their students under the state's academic accountability system. In addition, once in the program, schools should be required to continue demonstrating progress in student academic achievement in order to remain eligible for continued participation. Only in this way can we ensure that students' academic achievement is not being undermined by this experiment in school finance.

I am also concerned that this bill does not provide for adequate budget and programmatic transparency. For local control to function well, it is vital that the local community is fully informed and empowered to participate in the decision making.



Finally, my bi-partisan committee on education excellence is doing a thoughtful review of education funding issues. After those reports are completed, I look forward to working with education leaders on distilling the information and enacting changes that we believe will improve California's education system.

For these reasons, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 759**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 759 without my signature.

Although I appreciate the author's intent to mediate a dispute between the Service Employees International Union (SEIU) and the El Camino Hospital Corporation, this bill presents a clear violation of the separation of powers as established by the California Constitution. Because the SEIU and the hospital are currently involved in litigation, it is inappropriate for the Legislature specifically to attempt to decide the outcome of the case, rather than wait for the decision of the court. Such interference would supplant the role of the judiciary and deny the hospital the ability to present evidence supporting its view that it is not a public entity.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 801**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 801 without my signature.

This bill would weaken the landscaped freeway provisions in the California Outdoor Advertising Act by establishing a spot exemption for the placement of an advertising display on a portion of a landscaped freeway. California has invested substantial resources in landscaping certain freeway segments and the purpose of the law is to preserve that investment.

Since becoming governor, I have vetoed several bills that proposed to create various special exemptions. In doing so, I have repeatedly expressed a concern that these measures create an unfair playing field for certain advertisers and property owners by allowing an exemption at one location while excluding all others.

While I am greatly concerned about keeping our landscaped freeways untarnished, I am also deeply worried about preserving our economic well being. California needs to continue to adapt to an ever changing economy by utilizing creative new thinking and practices. As such, I am directing the Department of Transportation to develop a comprehensive plan to provide limited relief from landscaping restrictions for

economically depressed areas, while still maintaining the protections for our landscaped freeways and a level playing field for businesses.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 926**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 926 without my signature.

The proponents of this bill make a reasonable argument that an increase is needed to the penalty imposed on property owners that fail to respond to a request from the county assessor regarding a property transfer. This penalty has not changed in 25 years, despite tremendous increases in property values.

However, I am concerned that current procedures do not adequately ensure property owners actually receive requests from county assessors in a timely manner. It is inappropriate to raise penalties against property owners for not responding within a proscribed timeframe unless there is a reasonable assurance that the owners received the request in the first place.

I encourage the proponents of this bill and property owners to develop procedures to ensure requests are appropriately delivered and received before penalties for failure to respond are levied.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 966**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 966 without my signature.

This bill requires the State Water Resources Control Board and the California Environmental Protection Agency (Cal EPA) to work within existing state law to coordinate with state, federal, and international partners on California-Mexican border water quality issues. This bill is unnecessary because it gives no additional authority to any agency or board. However, by mandating specific activities and timeframes it will create additional requirements and costs to the state.

Mexico is an extremely important economic and cultural partner to California. Our proximity and shared history unite us. The annual Border Governors Conference provides a cooperative forum for discussing complex and important cross-border issues including water quality and the environment. Water quality continues to be an important topic in the work groups for the Border Governors.

Additionally, in order to increase coordination and elevate the importance of border environmental issues, this year's budget transferred the California-Mexico border program from the State Water Resources Control Board to Cal EPA. This will allow Cal EPA to take an

active leadership role managing environmental programs for the border region and coordinating individual boards and department's activities.

These ongoing administration activities embody our State's commitment to border environmental issues.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 974**

Governor's Office, Sacramento

September 29, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 974 without my signature.

This measure focuses on the California Public Utilities Commission internal siting process, much of which the commission could do administratively without legislation. However, this measure does nothing to eliminate duplication between agencies, streamline the process, provide consistency or increase certainty.

In my response to the 2003 Integrated Energy Policy Report (IEPR) I outlined a program to streamline the transmission permitting process. This proposal included consolidating transmission and generation siting in the same agency, develop a corridor planning process as proposed to be established in SB 1059 currently pending my approval, and increasing transmission investment from both the utility and merchant sector. California needs a one-stop permitting process for bulk transmission lines, which is integrated with energy planning. Agency functions would be consolidated, efficiency in state government promoted, public involvement in permitting decisions enhanced, and permitting decisions would be made in a timely manner.

This bill fails to resolve the current disconnect between transmission planning and permitting and it creates duplicative filing requirements between the investor-owned utilities and the California Independent System Operator.

Sincerely,

ARNOLD SCHWARZENEGGER

Receipt of Bills

I acknowledge receipt this 29th day of September at 12:10 p.m., of Assembly Bills Nos. 252, 469, 473, 608, 756, 759, 801, 926, 966, and 974 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 of the Assembly

**Veto Message—Assembly Bill No. 993**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 993 without my signature.

The intention of this bill may be worthy, but it is unnecessary to codify statutory language to simply encourage the Chancellor of the California Community Colleges to develop a course of training.

For this reason, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 1020**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California Legislature:*

I am returning Assembly Bill 1020 without my signature.

While well intentioned, this bill would impose costly and unnecessary requirements upon the California Transportation Commission (CTC), the Department of Transportation (Department) and regional transportation planning agencies (RTPAs).

My administration is already moving forward with a comprehensive approach to integrating land use and transportation planning through the Strategic Growth Plan that I proposed earlier this year. The Department has already begun implementation of a key element of this plan, the Regional Transportation Blueprint Program. This grant program is funding development of the very types of travel demand modeling and land-use forecasting that this bill envisions.

I am extremely concerned that the requirements in AB 1020 would drain critical resources from the important work that is already underway, and would result in substantial duplication of effort among state as well as regional agencies. For these reasons, I am returning this bill without my signature.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 1029**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 1029 without my signature.

Current law requires property to be reassessed at full market value when there is a change of ownership. When property is owned by a legal entity such as a corporation or partnership, a change of ownership occurs when one person or legal entity acquires more than 50 percent of the ownership interest.

This bill would allow a county assessor to increase property taxes on a piece of property if the assessor has information that a change in ownership has occurred but a change own ownership statement has not been filed. While I support allowing county assessors to collect the appropriate tax on property that has changed owners, it is important to ensure that requests are sent to and received by the appropriate parties

in order to establish a change of ownership has actually occurred before assessing additional taxes.

I encourage the proponents of this bill to work with property owners to revise notification procedures to ensure proper notification is delivered to all impacted parties before increasing taxes.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 1062**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 1062 without my signature.

I just signed Senate Bill 1379, creating the California Contaminant Biomonitoring Program. This comprehensive program addresses the issues surrounding consent and data collection in a comprehensive manner. Assembly Bill 1062 is unnecessary and includes provisions that may conflict with the statewide biomonitoring program.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 1337**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 1337 without my signature.

This bill requires the Integrated Waste Management Board to develop regulations for green building standards for the construction and renovation of state buildings. The bill also mandates that all state buildings be designed and operated in accordance with the regulations.

In California, building standards are developed by the California Building Standards Commission. They prescribe how State building standards are written and promulgated in a public and participatory manner. The California Integrated Waste Management Board expertise is in waste management and reduction and they have done excellent work in identifying new uses in building products for recycled material. However, the Board does not have the expertise in building standards, public safety, building design and construction, fire codes and public process to ensure the standards are developed in an appropriate manner.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 1388**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 1388 without my signature.

This bill adds two new eligible grant programs funded out of the California Teleconnect Fund. This fund is supported by an assessment on phone bills. The fund experienced a shortfall this past year and has an

outstanding loan to the General Fund. It would be imprudent to expand the eligible programs funded from this fund until its fiscal condition stabilizes.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 1469**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 1469 without my signature.

This bill, which would create a new continuing education requirement for mobilehome park managers, is unnecessary. There is no similar training requirement for onsite managers of traditional rental housing, and the proponents of this measure have not presented a compelling reason to subject managers of mobilehome parks to a higher standard. As several voluntary educational programs are already available, I see no reason to impose a costly statutory mandate on park owners at this time.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 1478**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

While I strongly support and have sponsored efforts to address the needs of our state's growing population of children with autism, this measure duplicates activities funded in the recent Budget Act and already underway in the Department of Developmental Services, and is therefore unnecessary. Specifically, my budget included \$2.7 million to expand the Autistic Spectrum Disorder Initiative to support development and implementation of best practice guidelines for treatment and intervention of autism, establish local resource centers to better support families, and to strengthen regional center capacity to coordinate application of guidelines and improve training and coordination of services at the local level.

For these reasons, I am returning Assembly Bill 1478 without my signature.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 1568**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 1568 without my signature.

I fully support prohibiting members of a county retirement board or investment board governed by the County Employees Retirement Law of 1937 from marketing investment products to any other '37 Act county retirement fund. In fact, I believe that all board members of all of our retirement systems should be held to the highest standards and I

support legislation such as this bill that removes potential conflicts of interest. In fact, the conflict of interest policy recently adopted by the State Teachers Retirement Board affecting campaign contributions and gifts limits for Board members should be a model endorsed by all county retirement boards. We need to ensure that no retirement board members have to choose between what is right for the system and what might personally or professionally benefit that board member.

This bill also requires ethics training for board members. I support ethics training for all government officials which is why I signed Assembly Bill 1234 (Chapter 700, Statutes of 2005.) Because of the provisions in that measure, I believe the training provisions in this bill are redundant and may create confusion. In addition, I am concerned that this bill may create a reimbursable state mandate. I am concerned that the Legislature was not fully informed about the fiscal impact of this bill because it was not properly vetted through the appropriate fiscal committees.

I urge the Legislature to send me a bill as soon as possible in the next session that takes into consideration my concerns.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2862**

Governor's Office, Sacramento  
September 29, 2006

*To Members of the California State Assembly:*

As an animal lover I have supported strong animal welfare laws and provided funding to ensure the humane treatment of animals.

Assembly Bill 2862 requires the Department of Consumer Affairs to develop statewide regulations for the housing of animals in pet stores and retail outlets. The bill mandates the creation of a state program without providing the authority or funding source to develop or enforce the new laws. The Department is funded by the licensing fees of the professionals it regulates, such as doctors, dentists and accountants. It is not legal for the Department to use these license fees to implement or enforce this bill.

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 3:10 p.m., of Assembly Bills Nos. 993, 1020, 1029, 1062, 1337, 1388, 1469, 1478, 1568, and 2862 without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Jacque Roberts.

E. DOTSON WILSON  
Chief Clerk of the Assembly

**Veto Message—Assembly Bill No. 1601**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

Protecting the health and safety of our children is a top priority for me. Children in subsidized child care whose child care provider is a relative, a neighbor or an unlicensed person deserve the same protections as children in licensed child care. Earlier this year I directed the California Department of Social Services to develop regulations to better protect children's safety by requiring criminal background clearance of TrustLine providers before the providers are eligible for payment.

The proposed regulations, which I am directing the Department of Social Services to file immediately, assure criminal background checks are completed before child care providers are paid, just like providers in licensed child care facilities must be cleared prior to work. The regulations put child safety first and ensure parents transitioning from welfare-to-work continue to have immediate access to numerous subsidized child care options, including child care centers, licensed care, and care provided by grandparents, aunts and uncles.

Since AB 1601 would not require TrustLine providers to complete a criminal background check before they are paid in the timeline our children deserve, I am returning it without my signature.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 1677**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 1677 without my signature.

The provisions of this bill would conflict with Penal Code Section 286(e) and 288(e).

For this reason I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 1699**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 1699 without my signature.

This bill would require Caltrans to contract out a study of the safety of push-pull rail operations. Recently, the Federal Railroad Administration completed a comprehensive study of this very subject, making this bill largely unnecessary. The federal study analyzed data from over 500 passenger rail collisions over a ten-year period. The study included computer simulations of several accidents, including the tragic accident in Glendale last year that resulted in this bill. The federal study concluded that, while some measures can and should be taken to minimize danger to rail passengers, including technological improvements to avoid accidents and better emergency response, the



elimination of push-pull operation is neither necessary nor warranted.

Given the comprehensive nature of the federal report, we should use our state resources to build upon, not duplicate, that study. To that end, I am signing legislation this year, AB 158, which creates a new task force that will, among other tasks, identify deficiencies for responding to railroad emergencies.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 1795**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 1795 without my signature.

While I have supported, and continue to support state and local collaboration in siting and licensing residential care facilities, I am concerned this bill may have unintended consequences. AB 1795 may create additional obstacles to providing community housing to elderly Californians and persons with disabilities. This bill may delay licensure of much needed facilities by imposing additional requirements for notices to planning agencies, including the use of certified mail and other actions to follow up with the local agencies if the Department of Social Services does not receive the return receipt for its notice within 10 days.

California law already has protections in place to assure cities and counties are informed when a residential care facility may be licensed within a jurisdiction. Specifically, it requires that a city or county planning agency be noticed at least 45 days prior to a new community care residential facility being licensed. It also provides opportunities for local government to provide comments or raise concerns with the location of a facility.

As I share the author's interest in supporting state and local collaboration in licensing, I am directing the Department of Social Services to consider and implement additional strategies to ensure cities, counties and communities are aware of the potential licensure of residential care facilities within a jurisdiction.

I remain committed to the principles of the U.S. Supreme Court's Olmstead decision—supporting the rights of all individuals to live as independently as possible in the community and minimize the need for institutionalization. Creating longer delays in the licensure of residential care facilities could counter our Olmstead efforts.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 1797**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 1797 without my signature.

I vetoed a substantially similar measure last year. Like the previous measure, this bill would undermine the local collective-bargaining process and establish a precedent for other bargaining units or employers to come to the Legislature to settle their differences instead

of following the process set forth in law requiring negotiations between parties.

In addition, mandating that the court convert limited-term employees to regular employees would create an unfunded liability for the Los Angeles County Superior Court which could be detrimental to the operations of the court in other areas.

For these reasons, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 1832**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

I am returning AB 1832 without my signature.

Driving under the influence (DUI) is a serious crime that results in the deaths of thousands of Californians each year. I firmly believe that we need to identify and provide the courts with the ability to employ effective new solutions that will help put an end to this continuing problem which has devastated the lives of many families in this state. However, this bill lacks any procedural provisions that would further the state's ability to control or deter criminal behavior and instead provides legislative findings and declarations relating to options that are already available to judges under current law.

I am confident that the judges who review DUI cases on a daily basis and personally witness the horrible impact of this crime on victims and their families are already aware of the need to use every method available to them, including a wide range of monitoring systems, in order to put an end to this chronic problem.

For these reasons, I am returning this bill without my signature.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 1857**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California Assembly:*

I am returning Assembly Bill 1857 without my signature.

My administration is committed to ensuring that a fully qualified and effective teacher is teaching in every classroom. In addition to the traditional teacher preparation programs, I support alternative credentialing routes, such as the district internship program, which are vital to ensuring the supply of teachers is sufficient to meet the state's demand.

While I applaud the bill's goal of removing barriers to individuals pursuing credentials through the district intern Early Completion option, this bill would make this option more cumbersome on those seeking credentials in English and mathematics. This is counter to my efforts to streamline the credentialing process.

Furthermore, this bill is premature. The 2006 Budget Act provides \$1.0 million for a comprehensive examination of the state's intern and

induction programs. Until this evaluation is complete and the recommendations have been reviewed, it is premature to make changes to the existing intern program.

For these reasons, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 1862**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 1862 without my signature.

Last minute amendments were taken to this bill in an attempt to clarify the ability of pharmacies and others to contract out certain practices related to the payment of services. While such a clarification may be justifiable and necessary, concerns have been raised that the amendments may have unintended consequences. For instance, we must ensure that third-party billing does not interfere with the medical utilization controls enacted through recent reforms. I am also concerned that the provisions of this bill could undermine existing law that ensures that only medical professionals prepare non-clerical portions of mandated reports.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 1897**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 1897 without my signature.

This measure is nearly identical to a bill I vetoed last year. As I noted then, the majority of state employees are represented by their unions or excluded employee organizations in a pending matter before the State Personnel Board.

Not providing attorney's fees does not appear to be a detriment to filing discrimination complaints. If it were, employees have the option of pursuing claims under federal law and state law, under FEHA, which already allow for the awarding of attorney's fees and costs in discrimination actions.

Sincerely,

ARNOLD SCHWARZENEGGER

**Receipt of Bills**

I acknowledge receipt this 29th day of September at 3:10 p.m., of Assembly Bills Nos. 1601, 1677, 1699, 1795, 1797, 1832, 1857, 1862, and 1897, without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Jacque Roberts.

E. DOTSON WILSON  
Chief Clerk of the Assembly

**Veto Message—Assembly Bill No. 2469**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

Ensuring low-income seniors and persons with disabilities have access to necessary services that help them remain safely at home has been a top priority for my Administration. To that end, my Administration secured an unprecedented waiver that provided California more \$1.7 billion in new federal funds to support the In-Home Supportive Services program, generating approximately \$100 million in local savings annually. Further, California's minimum wage increase, which I signed into law, will strengthen the In Home Supportive Services (IHSS) program and lead to a raise for more than 10,000 IHSS providers.

While I strongly support making prompt and stable payments to local government and championed a constitutional amendment to protect local government revenues, I am unable to support Assembly Bill 2469. This bill would make one program—IHSS—a higher priority for county funding than other critical programs and services funded by realignment revenues including child welfare services, adult protective services, mental health care, and health care services for children with disabilities and chronic illnesses.

I am concerned that AB 2469 shifts costs from counties to the state and puts at risk services for children, seniors and persons with disabilities. Accordingly, I am returning AB 2469 without my signature.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2494**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

Although I support the goal of increased training for IHSS providers, the purpose and focus of the program is to provide services that enable seniors and persons with disabilities to remain safely in their homes and communities. To this end, I negotiated an unprecedented federal waiver to secure \$1.7 billion in new federal funding to support the IHSS program. As I stated in my veto message for AB 899 (Ridley-Thomas), reimbursing IHSS providers for hours spent in training, not delivering services to consumers, would be a departure from the focus of the IHSS program and increase costs for activities other than direct services to consumers.

For these reasons, I am returning AB 2494 without my signature

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 3048**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

The In-Home Supportive Services (IHSS) program provides services specifically targeted at assisting seniors and persons with disabilities remain safely in their homes and communities. IHSS providers are already reimbursed to transport consumers to and from the doctor so consumers can access necessary services. Assembly Bill 3048 would constitute a departure from the focus of the IHSS program and increase costs for activities other than in-home services for consumers.

Additionally, AB 3048 expands IHSS services regardless of the availability of federal funding to cover program costs. It creates a program funded solely by the state and counties, contrary to the unprecedented federal waiver negotiated by my Administration which secured \$1.7 billion in new federal funding and made IHSS a program funded jointly by the federal, state and county governments.

For these reasons, I am returning AB 3048 without my signature.

Sincerely,

ARNOLD SCHWARZENEGGER

**Receipt of Bills**

I acknowledge receipt this 29th day of September at 3:10 p.m., of Assembly Bills Nos. 2469, 2494, and 3048 without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Jacque Roberts.

E. DOTSON WILSON  
Chief Clerk of the Assembly

**Veto Message—Assembly Bill No. 1929**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 1929 without my signature as the goals it is trying to achieve—timely payment to Area Agencies on Aging and reductions in lost checks—have been largely accomplished and additional improvements can be achieved administratively.

Today, Area Agencies on Aging are paid by the state in a timely manner consistent with the requirements of the prompt payment statute. Additionally, the number of lost payments has been reduced significantly with only five to ten warrants out of 2,400, or less than half a percent of all payments being returned to the state annually.

For these reasons, I am returning AB 1929 without my signature and directing the Department to Aging to explore and implement strategies to accelerate payments to the agencies.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 1963**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 1963 without my signature.

Existing law allows a real estate broker applicant to qualify for a license either with two years experience as a salesperson or with a four year college degree. AB 1963 would repeal the ability of a person to qualify for a real estate broker license with a college degree, removing a provision of law that has been in existence for over thirty years.

Although the Department of Real Estate has seen a significant increase in the real estate licensee population, it does not appear that newly licensed "degree" brokers pose any more of a risk to the public compared to those brokers who qualified for licensure based on experience. Given this fact, it appears placing further impediments on those seeking to start a business and work independently is not warranted.

For these reasons, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 1991**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 1991 without my signature.

I am very supportive of providing necessary accommodations to California residents who suffer from disabilities. If the provisions in this legislation were creating a new benefit, I would not hesitate to sign it. However, disabled individuals can already apply for and receive personalized license plates. Disabled persons wishing to have personalized license plates simply use disabled person parking placards in lieu of license plates. As such, this legislation is not necessary.

In addition, enactment of this measure would nullify two bills signed into law earlier this year. In addition to having concerns that the provisions of this bill are not necessary, I cannot support chaptering out the changes made by those earlier bills.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2023**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2023 without my signature.

While I recognize that there are many civic and other educational opportunities outside of the classroom, I am concerned that this bill would excuse student absences without the approval of the school principal. I believe local school districts should continue to be allowed the discretion to establish their own policies and criteria for determining

when a student's absence to participate in such activities is appropriate before the absence is considered a legitimate excused absence.

For these reasons, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2031**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2031, which is similar to a measure I vetoed last year (AB 880, Cohn), without my signature, as current law already requires counties to identify and locate family members when making foster care placements.

Working together, my Administration and the Legislature have taken action to improve the safety, permanency and well-being of children in California through the fundamental restructuring of Child Welfare Services. We secured a first of its kind federal waiver to provide counties flexibility to use federal funds on preventive services for families in crisis to keep children in safe and stable homes, and to reduce the need for foster care placement. With broad bipartisan support, we made a historic investment of \$255 million in the budget to promote successful transitions of former foster youth to adulthood, increase adoptions, and support the restructuring of the child welfare system and the provision of services to children and families that is linked to outcome improvements. Because supporting connections between children and youth in foster care and their relatives is an important goal, I signed legislation to expand the Kin-GAP program to enhance the ability of relatives to care for foster children, and supported requirements to promote and maintain supportive relationships between youth and their mentors, relatives and extended family members.

Counties have made significant progress in more effectively identifying and locating relatives of children and youth in foster care. The recent expansion of the KinGAP program and focus on improved outcomes will support continued improvements. These efforts will be monitored and supported by the California Child Welfare Council established by AB 2216 which I have signed into law. Given efforts to date, the soon to be created Child Welfare Council, California's national leadership in identifying relatives of children in foster care, and existing authority for the Department of Social Services to develop guidelines administratively, this bill is unnecessary.

For these reasons, I cannot support this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2054**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2054 without my signature.

This bill is unnecessary since the language in this bill regarding development of a language examination template is virtually identical to the language in the 2006 Budget Act that appropriates \$75,000 for this purpose.

For this reason, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2069**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill No. 2069 without my signature.

No one wants to compete for a job that requires a college degree with someone who got their degree from a diploma mill. It is already the policy of the state to require that the degree be from an accredited institution, and to require verification of the degree prior to the appointment. It should be up to each local jurisdiction to set standards for degree verification similar to those found in the state policy and I assume they would do so to maintain the highest quality workforce.

It is not the job of the state to set personnel policies at this level for local governments and school districts. In addition, the recordkeeping and verification procedures in the measure may be reimbursable mandates, which would increase costs to the state.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2092**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2092 without my signature.

Brownfield sites can pose a threat to the public health and environment. I have strongly supported prior Brownfield legislation and initiated administrative efforts to expand and improve Brownfield site cleanups including AB 389 in 2004. Under my Administration, the California Environmental Protection Agency, State Water Resources Control Board, Regional Water Quality Control Boards and Department of Toxic Substances Control have signed a Memorandum of Agreement to improve coordination of regulatory activities at these sites.

This bill is unnecessary and may inadvertently stigmatize a site, delaying clean up and reuse. This bill assumes that vapor intrusion is a major undetected and unaddressed problem. Although vapor intrusion has been a problem at some specific sites, there are already effective measures to address this issue. The current site characterization and cleanup processes address all possible exposure pathways, including human health risk from vapor intrusion.



Additionally, this bill does not provide for the removal of sites from the summary list once it has been cleaned up or determined not to pose a public health risk. As a result, this bill is likely to result in unnecessary public concern and could result in sites not being cleaned up in a timely manner.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2108**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2108 without my signature.

As the father of four, I am very supportive of laws designed to protect children. Unfortunately, simply increasing the maximum age requirement for children to be restrained by vehicle booster seats, as proposed by AB 2108, will do little to actually better protect our children.

Parental responsibility is the key to protecting our children. Studies from the National Highway Traffic Safety Administration (NHTSA) show overwhelmingly that driver restraint use is the strongest predictor of child restraint use. It is most often the case that those that use seatbelts themselves also properly restrain their young passengers. Conversely, those who disregard seatbelt laws also fail to properly secure their children. If all adults responsible for young children were to comply with current laws related to child restraint systems, many tragic injuries and deaths could be avoided. As such, the way to better protect our children is through education of and compliance with existing laws, not the addition of new ones.

Sincerely,

ARNOLD SCHWARZENEGGER

Receipt of Bills

I acknowledge receipt this 29th day of September at 4:40 p.m., of Assembly Bills Nos. 1929, 1963, 1991, 2023, 2031, 2054, 2069, 2092, and 2108 without the Governor's signature, together with a statement of his of his objections thereto, signed by the Governor, delivered to me personally by Jacque Roberts.

JACQUELYN KIRWAN  
Assistant Clerk of the Assembly

**Veto Message—Assembly Bill No. 2825**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2825 without my signature.

This bill would require a school district, in preparing an environmental impact report for a proposed school site, to identify any proposed facilities that, if built, could emit hazardous air emissions or handles specified hazardous substances within one-fourth of a mile of the proposed site.

I am concerned that this bill would impose unnecessary additional costs on school districts requiring them to identify and review potential

impacts of proposed facilities that may never be built. Current law provides assurances that schools will not be built near sites containing actual air emissions which could be harmful to school children.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2823**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2823 without my signature.

I have strongly supported efforts to make enforcement information transparent and to improve enforcement accountability. Through the Enforcement Initiative, the California Environmental Protection Agency is collecting and posting enforcement data for all environmental violations across government, not just air quality. The requirements in the bill on local air districts can be accomplished administratively and should be pursued locally by communities that desire this information.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2819**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2819 without my signature.

By providing conduct credits to individuals on voluntary work release this bill would allow convicted individuals the option of reducing their sentence without actually serving time in confinement. I understand and sympathize with the growing concern about jail overcrowding in California and proposed solutions in my Strategic Growth Plan earlier this year; however reducing the time served for a voluntary work release program is an inappropriate solution to solve overcrowding. The mere option of completing ones sentence outside of jail should be enough incentive for individuals to enter a voluntary program.

For this reason, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2756**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2756 without my signature.

This bill would transfer \$22,235,000 from the Ratepayer Relief Fund established through a court settlement with Williams Companies to a special fund to be used for energy efficiency programs, research and curriculum in schools. While the intent of this bill may be meritorious, establishing a new undefined program in the school system to provide grants is not prudent. The funding should be transferred to one of the

numerous energy efficiency programs already in existence so it can be productively invested as soon as possible to maximize benefits to ratepayers.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2742**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

Assembly Bill 2742 is premature and could negatively impact negotiations with the Federal Government to extend the Family Planning, Access, Care, and Treatment Program (Family PACT) waiver. Through the Family PACT waiver, California receives more than \$300 million in federal funds annually to support comprehensive family planning services to low-income women and men to promote optimal reproductive health and reduce unplanned pregnancies.

California's efforts must be targeted at successful waiver negotiations with the Federal Government. AB 2742 would require state funding to maintain existing services if federal funding is discontinued. Our priority must be to preserve federal funding for our successful Family PACT program.

For these reasons I am returning AB 2742 without my signature.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2732**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2732 without my signature as the Medi-Cal program already allows electronic billing in the vast majority of cases, except special circumstances designed to prevent fraud and abuse.

The overwhelming majority of the 230 million provider claims submitted to the Medi-Cal program each year are submitted electronically. For the remaining claims, the Department of Health Services requires additional back up materials to assure program integrity. For example, the department had to suspend electronic billing for some medical supplies and require additional documentation from providers when services not covered by the Medi-Cal program were being billed under generic codes. Similarly, the department instituted additional documentation requirements to corroborate the need for fillings and other procedures when it detected inappropriate billing for dental services.

I am concerned that this bill is too broad and that by requiring each California Department of Health Services contract for Medi-Cal Fiscal Intermediary services to allow every provider that meets specific requirements to submit claims electronically may have unintended consequences.

As there is always potential for improvement and advantages of new technology, the Department of Health Services is looking at ways to make it easier for health care providers, including dentists and

distributors of medical supplies, to bill electronically and benefit from web-based technology, while providing appropriative safeguards to protect from fraudulent activity.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2714**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2714 without my signature.

It is important to ensure that minors do not use mail-order or internet sales to obtain access to items prohibited under current law that could be dangerous if used improperly. However, current law already requires sellers to verify the age of a purchaser who wishes to buy ammunition at the time of sale. By adding a new requirement that retailers ensure third party verification of the identity of the purchaser at time of delivery, this bill could inadvertently subject legitimate retailers to criminal penalties for actions that they have no control over. As a result, this bill could be counter productive by providing a negligible benefit to public safety while concurrently discouraging legitimate business.

In addition, this bill would allow local governments to enact their own measures governing the sale of ammunition if they are stricter than state law. Statewide uniformity of the laws regulating firearms is critical to public safety. By allowing local governments to proliferate local measures regarding the sale of ammunition that significantly differ from state law, this bill could result in inconsistent regulation, interpretation, and enforcement of firearms laws by businesses, law enforcement, and the public.

For these reasons, I am returning this bill without my signature.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2712**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2712 without my signature.

I sympathize with property owners who are faced with the problems presented by registered sex offenders. However, this bill would prioritize property-owner liability protection before tenant safety. I cannot support legislation that may compromise the safety of families and children. Protection of our children from sexual predators should be the top priority and I encourage the Legislature to revisit this dilemma in more depth next session to develop a solution that protects both families and property owners.

For these reasons, I cannot support this measure.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2694**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2694 without my signature.

Rather than eliminating the requirement that local law enforcement, custodial facilities and courts forward registration information to the Department of Justice, the department should create and maintain a database to hold this information as originally envisioned. The database could then be used by local law enforcement to provide comprehensive drug-offender information, which is a valuable law enforcement tool.

For these reasons, I cannot support this measure.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2645**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

I am returning AB 2645 without my signature.

This bill is unnecessary since local districts already have the power and responsibility to protect their students from sunstroke and heatstroke. Education Code section 35183.5 already explicitly requires school sites to allow the outdoor use of articles of sun-protective clothing, including hats, and allows school sites to set policies regarding the type of sun-protective clothing permitted. Current law also already requires school sites to allow the use of sunscreen without a physician's note or prescription. I trust that school districts will adopt and enforce local policies to protect their students under the provisions of current law.

Finally, this bill allows school districts to adopt a policy related to "what is considered outdoors" for purposes of this bill. Since nothing in the Education Code currently prohibits this, school districts already have the authority to adopt policies regarding what is considered "outdoors". Nonetheless, as a practical matter I doubt that many districts will need to adopt a clarifying policy on the difference between indoors and outdoors.

For this reason, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2639**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

Adult day health care services and adult day services are critical in assisting seniors, persons with disabilities and medically fragile patients to remain independent and enjoy life in the least restrictive environment as possible. It concerns me that there appears to be some misconception regarding the ability of Medi-Cal beneficiaries to privately purchase these services, as current law already allows that services not authorized by the Medi-Cal program be provided in conjunction with authorized,

medically necessary services. Accordingly, I am directing the Department of Health Services to work with Medi-Cal providers to ensure beneficiaries are aware of the current policy and understand their right to purchase these services.

Because current law already allows Medi-Cal beneficiaries to privately purchase supplemental Adult day health services, I am returning Assembly Bill 2639 without my signature.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2633**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2633 without my signature.

I am concerned that this bill, by establishing new requirements regarding the compensation, evaluation, and supervision of personnel directors, would result in significant reimbursable state mandated costs. Further, these provisions do not need to be codified since nothing in current law prevents a school district or community college district personnel commission from performing the specified activities.

However, I am supportive of the provision in the bill that address the need for large school districts to have additional flexibility from merit hiring rules in order to hire staff that possess special qualifications necessary for certain positions. Therefore, I am willing to consider a bill in the next session that would extend the sunset date of the flexibility provisions included in this measure, but that does not create unnecessary costs.

For these reasons, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2595**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2595 without my signature.

This legislation is based on recommendations from a recent report about changes in the employment needs of California's manufacturing industry. My Administration, through the California Workforce Investment Board, has already taken steps to implement these recommendations. As such, this legislation is unnecessary.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2593**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2593 without my signature.

This bill seeks to provide relief for unionized employers and employees in the transportation industry from California's confusing meal period laws and regulations. This confusion has resulted in costly litigation against employers and even termination of employees that do not comply with the law's burdensome requirements. While well-intentioned, I cannot support this bill because it singles out a specific group of employers and employees for relief from a problem that plagues almost every industry in this state.

In addition, this legislation could inadvertently impact pending litigation as well as potential rulemaking. A number of recent court cases have significantly impacted meal period law. One recent appellate decision could effectively invalidate large portions of the Industrial Welfare Commission's Wage Orders. Such an action would have a significant effect on employers and employees throughout California. While I appreciate that the sponsors and supporters of the bill need the relief sought, I cannot support legislation that addresses this issues in such a narrow manner.

The Labor and Workforce Development Agency is closely monitoring these cases to determine what actions it can take to provide better guidance to employer and employees on how to comply with the law. It is premature to take any legislative action until these pending court cases and regulatory matters have been resolved.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2584**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2584 without my signature.

I support efforts to ensure that California is better prepared for public health emergencies. However, the after-action reports mandated by this bill are already required by both the State's Standardized Emergency Management System and the federal government as a condition of the receipt of federal funds. As a result, this measure simply duplicates existing statutes and regulations and would not increase public safety or improve preparedness and therefore is unnecessary.

For these reasons, I cannot support this measure.

Sincerely,

ARNOLD SCHWARZENEGGER

Receipt of Bills

I acknowledge receipt this 29th day of September at 4:40 p.m., of Assembly Bills Nos. 2825, 2823, 2819, 2756, 2742, 2732, 2714, 2712, 2694, 2645, 2639, 2633, 2595, 2593, and 2584 without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Jacque Roberts.

JACQUELYN KIRWAN  
Assistant Clerk of the Assembly

**Veto Message—Assembly Bill No. 2881**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2881 without my signature.

As is evidenced by my targeted preschool initiative that was enacted through AB 172 this year, I am an advocate for providing working families the opportunity for a preschool program that takes into account the need for full day accommodation. However, last year I vetoed a nearly identical bill as this one, AB 927 (Mullin). Changing the name of the preschool program and codifying existing practice already outlined in contractual agreements with the California Department of Education is not the most effective way to accomplish the goals of this bill. My Administration is committed to working with early childhood development, pre-K professionals, and other stakeholders to continue to advance the goals of this bill.

For this reason, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2913**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2913 without my signature.

There is no need for the Commission on Teacher Credentialing (CTC) to develop an expenditure plan for the development of an Armenian foreign language subject matter exam, since the *2006 Budget Act* provides specific funds for the development of an examination template and prioritizes the languages for test development. Nothing precludes the CTC from developing assessments simultaneously, but this bill circumvents the currently established prioritization.

For this reason, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER



**Veto Message—Assembly Bill No. 2917**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2917 without my signature.

I appreciate the author's interest in the correctional system and the challenges faced by females incarcerated in prison. However, this bill would duplicate the efforts of an existing commission. The Gender Responsive Strategies Commission (GRSC), which was established by my Administration, has been in existence since 2004. The GRSC has already developed and implemented a number of excellent recommendations and currently has a variety of stakeholders attending the regularly scheduled meetings, including academics, women's advocates, community groups and a bipartisan representation of legislative leaders.

Female inmates present a unique opportunity for our State to successfully rehabilitate individuals, reunite them with their families, and transition them back into our communities as productive law-abiding citizens. Creating a duplicative commission that is more narrow in membership and scope than the existing commission would hinder the current efforts in addressing the necessary reforms for women inmates.

For these reasons I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2946**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2946 without my signature.

The California Constitution provides the People the right to directly enact laws, approve amendments to the Constitution, to reject laws passed by the legislature and signed by the Governor, and to remove those elected from office. As envisioned by Hiram Johnson, this important democratic process gives the people direct control over their government and is one of our most important means to prevent out of control special interests.

This measure is a direct assault on the People's right to initiative, referendum and recall. By requiring signatures to be held invalid if a petition has any sort of defect, this bill would allow legal technicalities to thwart the will of hundreds of thousands of Californians who choose to sign initiative petitions. This runs counter to the long-standing judicial policy of applying a liberal construction to the people's power of the initiative.

The prohibitions on per-signature payments will make it more difficult for grass-roots organizations to get the necessary signatures in the time allotted. As I have said before making the process more difficult

may be fine for those opposed to the initiative process or those who profit from it, but it is not for everyday Californians with an idea for reform.

For these reasons, I am returning this bill without my signature.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2960**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2960 without my signature.

This bill is unnecessary and duplicative of existing statute and regulations. The California Public Utilities Commission has already adopted aggressive risk management policies to address volatility of natural gas prices to ensure just and reasonable rates. Additionally, this bill requires each utility to include natural gas price and supply forecast which is already developed biannually as part of the California Energy Resources Conservation and Development Commission's Integrated Energy Policy Report.

The bill contains language that attempts to promote renewable energy use. However, I have signed Senate Bill 107 which accelerates the renewable energy portfolio compliance date for utilities from 2017 to 2010. That bill will more effectively address the goal to increase renewable energy consumed by Californians.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2992**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2992 without my signature.

This bill would require the California State University (CSU) to prequalify all mechanical subcontractors for each public works project that exceeds \$1,000,000 in cost.

The need for this bill is unclear as neither the sponsor nor the author were able to identify specific examples of the failure of current law related to subcontractors' qualifications or evidence that using non-prequalified subcontractors has resulted in substandard work at CSU. Current law and practice help to ensure proper oversight of subcontractors. Specifically, if a subcontractor is performing below standards on a CSU project, the general contractor is asked to replace that subcontractor. If such action fails to remedy the problem, current law allows CSU to remove a non-performing subcontractor itself.

Furthermore, I am concerned that this bill's subcontractor prequalification requirements could result in CSU receiving less subcontractor participation in their bids resulting in higher costs and additional delays on their public work projects.

For these reasons, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2109**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2109 without my signature.

Investing in the professional development of our teachers and school principals is very important to the academic success of our students. Using data to evaluate how to most effectively use these resources is valuable and best done at the school district level by teachers and principals. What is effective for one school or district may not be for another.

It is unclear how this bill will impact existing practice or provide an incentive for districts to improve their current practices. Effective school districts already analyze test results using the data as a tool to better target efforts and resources to improve academic performance, particularly those resources that directly impact student achievement and instructional delivery. Furthermore, it is questionable if the data analysis required in the bill is an appropriate method of determining professional development for teachers. Districts may also wish to consider other factors such as teacher credential and experience information in determining the appropriate level, amount, and type of professional development for its teachers.

Considering the bill does not require districts to implement model strategies to better analyze disaggregated data or impose consequences for those not targeting funds to achieve significant improvement, this directive will not achieve its intended goal.

For these reasons, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2115**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2115 without my signature.

While I support the author's well-placed intentions to coordinate career technical education (CTE) efforts and funding streams in order to enhance the effectiveness of these vital programs, this bill creates another bureaucratic council that will not directly advance career tech programs for our students.

Last year, I signed a package of bills that expanded and improved CTE curriculum in our public schools, aligned curriculum for seamless advanced work in our community colleges, and improved the quality and availability of information for students and parents to make informed choices for their future. This year, the *2006 Budget Act* provides an additional \$100 million for CTE program expansions in the schools and community colleges and one-time funds to purchase state-of-the-art equipment. Further, my infrastructure bond proposal, before the voters in November, includes \$500 million for CTE facilities modernization.

The creation of another advisory council is unnecessary for continuing this historic reinvigoration of career technical education in the schools.

For these reasons, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2148**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2148 without my signature.

While I believe that this bill attempts to address a real need on the part of small school districts, I am concerned that it would create approximately \$50 million in additional school facility bond costs. As these costs were not factored into the Kindergarten–University Public Education Facilities Bond Act of 2006 that will go before the voters in November, this bill would result in fewer school construction and modernization projects being completed with bond act funding.

For these reasons, I am unable to sign this bill. However, I believe the issue of small district project management should be considered in the context of the next school bond proposal.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2153**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2153 without my signature.

While distance learning programs have demonstrated their ability to deliver instruction to students unable to attend traditional classroom-based programs, ongoing issues of fiscal and programmatic accountability argue for a cautious, case-by-case review, rather than the blanket exemption that this bill would provide.

The appropriate venue for requesting an increase in the five percent cap is the State Board of Education, which has the authority to raise the cap to whatever level it deems appropriate. Moreover, as the state's education policymaking body, it has the expertise to evaluate each school district's individual request on its merits.

For these reasons, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2170**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2170 without my signature because it does not acknowledge the impact of federal pre-emption in the regulation of benefits and other aspects of Medicare drug plans and would erroneously create the impression that California oversees

benefits and can assess the relative value of the products offered. The federal government is the regulator of Medicare Part D plans, and maintains all the data regarding these plans. The state has jurisdiction only over aspects of the financial solvency for these federal plans.

California has taken numerous steps to mitigate implementation challenges of the federal Medicare Prescription Drug program and maintain access to lifesaving medications for seniors and persons with disabilities, in a manner that is consistent with the state's role, responsibilities and legal authority. With my partners in the Legislature, I took immediate action to provide emergency drug coverage to Californians dually eligible for Medi-Cal and Medicare who could not access vital medications through the federal Medicare Prescription Drug Program. Building on the state's role and legal authority, I have signed AB 2667 (Baca) to ensure state departments and the CalPERS Board consider a plan's performance under the Medicare Part D program and in other states when conducting state licensing or contracting for state funded services.

For these reasons I am returning AB 2170 without my signature.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2171**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2171 without my signature.

According to the author, this measure is intended to protect the elderly from being victimized when they inadvertently overpay their taxes. While I strongly support efforts to protect the elderly from financial abuse, this measure is overly broad and does not address the primary issues the author is trying to fix.

In attempting to protect the elderly who have overpaid their property taxes, this bill would create a blanket restriction on all contracts with companies who help lien holders collect excess proceeds from the sale of tax-defaulted property. As existing provisions in law already provide the elderly with additional protections from financial abuse and fraud, we must be careful not to place unnecessary restrictions on the rights of individuals and companies to freely enter into contracts for service.

I am also concerned that this bill does not amend the appropriate provisions of law to achieve the author's stated goal of helping the elderly when they inadvertently overpay property taxes. The changes that this bill proposes are related to recovering excess proceeds from tax-defaulted property, not overpayment or replicated payment of property taxes. I recommend the author consider legislation next year to amend the sections of law that directly pertain to issues of overpayment.

For these reasons, I am returning this bill without my signature.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2192**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2192 without my signature.

I strongly support efforts to help people recover from drug addiction and recently invested \$670 million in statewide drug treatment programs, an increase of \$53 million over the previous year. However, I cannot support this bill as it would provide cash assistance to drug offenders 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. I am disappointed the Legislature failed to incorporate all of the reasonable public safety provisions I recommended when vetoing similar legislation (AB 855) last year. By not including a strong drug testing requirement or the use of voucher payments in lieu of cash for all drug offenders, this measure does not provide adequate assurances that these individuals are abstaining from drug use.

For these reasons, I am returning AB 2192 without my signature.

Sincerely,

ARNOLD SCHWARZENEGGER

**Receipt of Bills**

I acknowledge receipt this 29th day of September at 4:40 p.m., of Assembly Bills Nos. 2881, 2913, 2917, 2946, 2960, 2992, 2109, 2115, 2148, 2153, 2170, 2171, and 2192 without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Jacque Roberts.

JACQUELYN KIRWAN

Assistant Clerk of the Assembly

**Veto Message—Assembly Bill No. 2206**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2206 without my signature:

While I support efforts to reduce the amount of solid waste going to our landfills, the mandates in this measure are overly prescriptive and create significant state, local and private compliance costs. While I cannot sign this bill, I encourage the Integrated Waste Management Board to continue in its efforts to provide adequate tools and resources to local jurisdictions in order to make available increased recycling opportunities for multifamily dwelling residents.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2234**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

I am returning AB 2234 without my signature.

While I recognize the valuable contribution that the World War II Aviation Museum plays in preserving a significant part of aviation history, I am unable to grant the museum a special exemption from long-standing criteria for highway signage.

The California Department of Transportation has established criteria for highway signage for the purpose of determining when destination signage should be used to direct motorists to points of interest. Because the primary purpose of destination signage is traffic management, signs are typically provided only for points of interest that are determined to be significant traffic generators. In the case of museums within urbanized areas, this is determined by a minimum annual attendance of 500,000 persons. Unfortunately, the World War II Aviation Museum's annual attendance does not fulfill this criterion.

While I strongly support this worthy organization, granting a special exemption in this case would unfairly disadvantage the many other equally worthy organizations that would not get their own signage. Therefore, I regretfully return this bill without my signature.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2248**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2248 without my signature.

While I strongly support the Reading First program, this bill does not adequately address the concerns that I stated in my veto message included in item 6110-126-0890 of the Budget Act of 2006. In my veto message I stated that I would support legislation that extended the availability of funding for the existing cohorts for the 5th and 6th years. This bill limits the availability of funding for the existing cohorts to 2007–08, which only ensures funding for the sixth year to cohort one and would result in cohort four only being eligible to receive three years of funding. My Administration has continuously advocated that to the extent the federal funds remain available, school districts that are successfully implementing the Reading First program should be able to participate in the program for six years in order to make the school-wide permanent cultural changes to reading instruction.

Further, this bill attempts to create an accountability system for the Reading First program. However, because this bill is technically flawed, it is likely that this bill would only cause confusion at the local level and

not result in any further accountability. Moreover, the federal government has already set accountability requirements for this program so it is redundant and unnecessary to have an accountability process at the state level as well.

Therefore, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2327**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2327 without my signature.

I am supportive of all practical efforts to protect our most vulnerable workers, such as farm workers, from employers and contractors that violate labor and workplace safety laws. In fact, I have increased funding in each of the last two budgets for labor law enforcement and in 2005 created the Economic and Employment Enforcement Coalition to focus specifically on businesses operating in the underground economy.

However, I am concerned that AB 2327 would have little practical effect in helping farm workers secure unpaid wages. Too often, the wages owed farm workers are owed by unlicensed farm labor contractors. As these individuals have not bothered to register with the state, it is highly unlikely they would bother to place additional information on pay stubs, assuming they issue pay stubs to employees in the first place. As such, I am concerned that the only practical effect of AB 2327 will be to place an unnecessary and burdensome requirement on law-abiding contractors and subject growers to additional liabilities through no fault of their own.

California has numerous laws on the books intended to protect workers from unscrupulous employers. We do not need more laws, but greater enforcement of existing laws, and more cooperation between government, worker advocates, and legitimate employers to ensure those laws are being used to their fullest extent.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2355**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill No. 2355 without my signature.

The sabbatical leave system encourages faculty of the California State University to continually strive for professional growth and academic excellence. Whether, when and what type of employer-paid benefits an employee should receive during a sabbatical is subject to collective bargaining under the Higher Education Employer Relations Act.

Sincerely,

ARNOLD SCHWARZENEGGER



**Veto Message—Assembly Bill No. 2374**Governor's Office, Sacramento  
September 29, 2006*To the Members of the California State Assembly:*

I am returning AB 2374 without my signature.

This bill would prohibit mobile home park owners from increasing an existing fee or charge unless specified notice has been given to tenants. Though well-intentioned, I believe this bill is unnecessary.

Existing law already prohibits the management of mobile home parks from imposing fees on homeowner tenants for services not listed in the rental agreement unless 60 days prior written notice is provided. In addition, park owners are required to post current residential utilities rate schedules in a conspicuous place in the park.

I do not disagree that all reasonable efforts should be made to give residents in mobile home parks appropriate notice when a fee is increased. However, the proponents of this bill have not demonstrated a need to impose a new statutory requirement and penalty on park owners.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2404**Governor's Office, Sacramento  
September 29, 2006*To the Members of the California State Assembly:*

I am returning Assembly Bill 2404 without my signature.

Although I agree that the Legislature should base their decisions on sound information that is true, accurate and complete, I believe that this bill is the wrong approach. By requiring that only mandatory reports submitted to the Legislature and State Controller contain signed statements attesting to their accuracy, this bill would create and inconsistent system in which some of the information considered in the legislative process is subject to declarations of truth, while the majority of the written material used in the legislative process is accepted as truth without such verification.

The Legislature already has the authority to question the accuracy of a report by requiring those responsible for submitting the report to attest to the accuracy of the report under oath. Given this legislative oversight and the fact that state law already makes it a misdemeanor for a state or local official to submit a written report containing false information to the State Controller, this measure is unnecessary.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2486**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the State Assembly:*

While I strongly support efforts to protect IHSS consumers from criminal predators, this measure does not improve consumers' safety. Current law authorizes the Public Authorities to conduct background investigations. This measure merely shifts costs for the criminal background check to the State.

For this reason, I am returning AB 2486 without my signature.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2510**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2510 without my signature.

No child should ever be subject to harassment or discrimination of any kind. That is why current law prohibits such behavior and requires school districts to protect children from such actions in order to maintain a safe learning environment. The California Code of Regulations establishes the Uniform Complaint Procedures, which requires local education agencies to investigate any complaints alleging failure to comply with state and federal law, including any unlawful discrimination against any protected group as those identified in this bill.

This bill adds little to the prevention of bad behavior, but merely focuses on collecting information that is generally already known by principals, teachers, parents, and law enforcement.

For these reasons, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2570**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2570 without my signature. I strongly support investing in California. It strengthens our economy and provides jobs for California's hardworking people. However, this bill would impose new administrative costs on city and county pension systems at a time when those systems are fighting to contain administrative costs and obtain a reasonable rate of return for their pensioners.

Sincerely,

ARNOLD SCHWARZENEGGER

### Receipt of Bills

I acknowledge receipt this 29th day of September at 4:40 p.m., of Assembly Bills Nos. 2206, 2234, 2248, 2327, 2355, 2374, 2404, 2486, 2510, and 2570 without the Governor's signature, together with a statement of his of his objections thereto, signed by the Governor, delivered to me personally by Jacque Roberts.

JACQUELYN KIRWAN

Assistant Clerk of the Assembly

### **Veto Message—Assembly Bill No. 2929**

Governor's Office, Sacramento

September 30, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2929 without my signature.

As a result of an historic investment in transportation and infrastructure funding, California will need thousands of new apprentices in the building and constructions trades in the coming years. This bill would change the procedures by which apprenticeship programs are approved and then subsequently audited by the Division of Apprenticeship Standards. Unfortunately, the provisions of this bill could hinder, not help, California's ability to meet its pending need for apprentices.

Specifically, this bill attempts to streamline the audit process of apprenticeship programs to ensure the most efficient use of limited auditing resources. Unfortunately, this bill focuses too heavily on audits of new programs and does not provide for sufficient audits of exiting programs. A recent audit of the California Division of Apprenticeship Standards emphasized the importance of a comprehensive audit program, including auditing existing programs.

This bill also fails to address the impact of a 1999 law that prevents a new apprenticeship program from being approved if a similar program already exists in the same geographic area. Not only does this law prevent fair competition, but it will impede the development of the new apprentices our state will need in the coming years.

For these reasons, I am returning AB 2929 without my signature.

Sincerely,

ARNOLD SCHWARZENEGGER

### **Veto Message—Assembly Bill No. 2004**

Governor's Office, Sacramento

September 30, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2004 without my signature.

While I share the author's goal of ensuring that youth receive health services when they are released from custody, I am unable to support AB 2004 as it does not effectively address the key challenge—the need for better coordination between county welfare, county probation and juvenile detention facilities. In addition, I am concerned that suspension of Medi-Cal eligibility will require costly automation changes, be administratively complex and may lead to increased fraud or abuse.

A more effective way of ensuring youth continue to receive health services when they are released is through coordination of discharge planning at the local level. This is why I signed SB 1469, which would

create a collaborative effort between state and local agencies to ensure that a minor receives appropriate services when being released. I am also directing the Department of Health Services and the Department of Corrections and Rehabilitation to develop and implement a memorandum of understanding that will establish a process for achieving this coordination at the state level.

For these reasons, I cannot support this measure.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2810**

Governor's Office, Sacramento  
September 30, 2006

*To the Members of the California State Assembly,*

I am returning Assembly Bill 2810 without my signature. I support meaningful protections for students of California's private postsecondary and vocational institutions which is why my Administration and the Legislature worked together to craft a meaningful reform package this year. Unfortunately, the reform measure, SB 1473 did not pass out the Legislature this year.

The fundamental problems with the Private Postsecondary and Vocational Education program have been studied extensively and well documented over the years. In 2004, I signed SB 1544 which appropriated \$150,000 to study this program and make recommendations on how to fix it. The Bureau's Operations and Administrative Monitor, issued an exhaustive report in September 2005, stating that the statutes were fundamentally flawed and without complete statutory reform the program would be destined for failure. AB 2810 does nothing to address the numerous deficiencies and merely calls for yet another study. How many studies will it take and how many tax dollars must be spent to recognize that this program is not working because of the fundamental flaws in the statutes that govern the program?

Simply extending the existing governing statute until July 1, 2008, as AB 2810 proposes, does nothing to enhance protections for students, allows problems that have been well documented to continue to exist and merely allows mediocrity for California's students. I would like to see a proposal with the necessary reforms, and I will be releasing a preprint version of legislation shortly that provides for comprehensive reform. I want to work with the Legislature to pass legislation early next year so that our students will have the protections they deserve.

For these reasons, I am unable to sign this measure.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2836**

Governor's Office, Sacramento  
September 30, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2836 without my signature.

This bill would require residential care facilities for the elderly that house four or more clients or residents to install automatic sprinkler systems approved by the State Fire Marshal.

While I appreciate the author's intent to mitigate injuries and fatal fires in small residential care facilities, this bill could place a significant economic impact on residential care providers and the health care industry at large. Inadequate housing for elderly persons, many who have disabilities, is already a significant problem. This bill may result in fewer facilities being available to serve the elderly.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2854**

Governor's Office, Sacramento  
September 30, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2854 without my signature.

While I understand that bail agents face great difficulties in attempting to apprehend fugitives, I am concerned by the provisions of this bill. It requires state judges to make decisions based upon the "reasonable probability" of an extradition. This term is vague and unclear, particularly given that state judges do not control the extradition process. I believe that it is important to ensure that fugitives are apprehended and brought to justice and I would encourage the Legislature to work with the courts, prosecutors and public defenders in order to craft legislation that would assist bail agents in this process.

For these reasons, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2922**

Governor's Office, Sacramento  
September 30, 2006

*To the Members of the California State Assembly:*

I am returning AB 2922 without my signature.

I am concerned about housing affordability in this state and the need to meet the housing demands of all Californians. This bill attempts to ensure that low-income housing built with tax dollars complies with appropriate covenants and restrictions so that the housing is used by those for whom it was built.

While I support the intent of the author, I am concerned that this bill would allow individuals without a direct interest in a housing project to bring suit against the property owner for failure to comply with the covenants and restrictions attached to that property. I cannot support increasing the legal standing of persons who have no direct involvement in a matter.

I encourage the author to work with local agencies to ensure they are forcefully enforcing the law so that low-income housing built with taxpayer dollars is being used for its intended purpose.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2927**

Governor's Office, Sacramento  
September 30, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2927 without my signature.

An open and accessible government is critical to instill confidence in the governed. Indeed the people recently voted overwhelmingly to amend California's Constitution to make access to public records a fundamental right. That is why I issued Executive Order S-03-06 which directs all state departments to post PRA request guidelines in a conspicuous public place at all office locations and to identify and designate staff to handle the requests and ensure appropriate training in PRA compliance for designated staff members. As a result of the order, all executive branch agencies have reviewed their public records procedures.

They have been revamped to improve performance and compliance and extensive training has been provided to state agency staff. These efforts address the problem this bill is attempting to fix.

In addition the provision allowing the Attorney General to review denials of public records requests is unduly burdensome. The Attorney General is the attorney for most State agencies and advises agencies on responding to such requests and thus this bill creates an inherent conflict of interest.

I will continue to require the highest standards of compliance with the Public Records Act throughout the executive branch.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2948**

Governor's Office, Sacramento  
September 30, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2948 without my signature.

I believe strongly in democracy and in honoring the will of the people. While this bill honors the will of the majority of people voting for the office of President of the United States across the country, it disregards the will of a majority of Californians.

I appreciate the intent of this measure to make California more relevant in the presidential campaign, but I cannot support doing it by giving all our electoral votes to the candidate that a majority of Californians did not support.

This is counter to the tradition of our great nation which honor states rights and the unique pride and identity of each state.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 3014**

Governor's Office, Sacramento  
September 30, 2006

*To the Members of the California State Assembly:*

I am unable to support this bill because it fails to establish a clear statutory definition of Asian massage, lacks protections to ensure practitioners are appropriately trained, and may increase the potential for insurance fraud. For these reasons, I am returning Assembly Bill 3014 without my signature.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 3028**

Governor's Office, Sacramento  
September 30, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 3028 without my signature.

While I strongly support the California Coastal Trail, I am concerned that this bill would give permitting agencies excessive authority over conditions on projects by requiring incompatible uses in an effort to accommodate the trail. In most cases, land held by public agencies is held in trust for specific purposes and decisions regarding use of those properties should not be left solely to state permitting agencies.

I do support the development of the trail and the planning aspects of the bill. I encourage the author to work with the Resources and the Business, Transportation, and Housing Agencies to develop legislation that addresses the planning and development of the trail at the regional and state level. Once a comprehensive plan is in place, lawmakers can address methods for acquiring property and providing access to the trail.

For these reasons, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 1873**

Governor's Office, Sacramento  
September 30, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 1873 without my signature.

California's Safe Surrender Law provides an emergency alternative for a woman in crisis who, statistics show, may otherwise abandon, abuse, or kill her baby. The current 72-hour period contained in California statutes allows for a "no questions asked" safe surrender of a newborn and is supported by research and statistics that indicate that most neonaticide occurs within the first day. Some experts have raised concerns about this bill, which I share, that instead of improving child safety, increasing the time that a baby may be surrendered from 72-hours to 30-days, will have the opposite effect, putting newborns in greater risk by keeping them in an unsafe environment without proper care and supervision.

For these reasons, I am returning this bill without my signature.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2556**

Governor's Office, Sacramento  
September 30, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2556 without my signature because it does not provide solutions to end child poverty, but rather is a policy statement more appropriately made in a resolution and considered through annual budget hearings.

As Governor, I have taken concrete steps to reduce childhood poverty including expanding health coverage for children and families through Medi-Cal and the Healthy Families program, investing in quality education, increasing the minimum wage, providing new funding to help families transition from welfare to work and expanding support for foster children and former foster youth.

My administration will continue to work diligently with stakeholders and the Legislature to reduce childhood poverty by connecting Californians to the services for which they are eligible and providing a healthy environment for economic growth. We must all think of new and creative ways to help empower California's children and families to improve their financial well-being.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2554**

Governor's Office, Sacramento  
September 30, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2554 without my signature as it would risk public safety by limiting the authority of the Local Emergency Medical Services Agency (LEMSA) to take disciplinary action against emergency medical technicians (EMT's).

By law, the LEMSAs are responsible for ensuring the delivery of quality emergency medical care and must be allowed to suspend or revoke a certificate if the EMT's actions endanger patients, co-workers or the public. This measure is in direct conflict with California's health care licensure system that requires independent medical oversight of licensed and certified professionals, including doctors, nurses and laboratory technicians. To ensure patient safety and promote quality health care, disciplinary action cannot be limited to that taken by an employer.

While I am unable to support this bill, I believe improvements in the oversight of EMTs are needed. For these reasons, I am returning this bill without my signature and encourage stakeholders to work with the Legislature and the Health and Human Services Agency to craft legislation that will protect public safety, reduce duplicative enforcement, and support more consistent oversight of EMTs.

Sincerely,

ARNOLD SCHWARZENEGGER



**Veto Message—Assembly Bill No. 1956**

Governor's Office, Sacramento  
September 30, 2006

*To the Members of the California State Assembly:*

While I support the intent of this bill, I am concerned that Assembly Bill 1956 may detract attention from critical emergency preparedness activities. AB 1956 is premature since syndromic surveillance systems have yet to be proven effective in the early detection of bioterrorism events or public health emergencies. National, state and local public health experts are currently evaluating these systems to determine if they will be a useful tool in our fight against terrorism. The evaluation under way is part of California's numerous actions, which include development of an effective electronic disease reporting system and expansion of state disease surveillance activities, to strengthen California's emergency preparedness. I am concerned that AB 1956 may detract attention from critical emergency preparedness activities.

I cannot support the redirection of limited Federal bioterrorism funding from effective disease surveillance activities, outbreak investigation and response, laboratory services and other important priorities to implement new, costly, experimental systems.

For these reasons, I am returning AB 1956 without my signature.

Sincerely,

ARNOLD SCHWARZENEGGER

**Receipt of Bills**

I acknowledge receipt this 30th day of September at 3:10 p.m., of Assembly Bills Nos. 2929, 2004, 2810, 2836, 2854, 2922, 2927, 2948, 3014, 3028, 1873, 2556, 2554, and 1956 without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Jacque Roberts.

JACQUELYN KIRWAN

Assistant Clerk of the Assembly

**Veto Message—Assembly Bill No. 1012**

Governor's Office, Sacramento  
September 30, 2006

*To the Members of the California State Assembly:*

Assembly Bill 1012 mandates that 50% of all cars and trucks sold in California to be powered by alternative fuels. I strongly support the goal to increase California's use of alternative transportation fuels, however this bill is counterproductive to several major initiatives already underway and will cost California more than \$1.2 billion in transportation funding.

Last year I signed Assembly Bill 1007, which requires development of a comprehensive plan with specific benchmarks on how to achieve the goal of increasing the use of alternative fuels in California. This process is underway and this bill ignores this planning and prejudices the outcome.

Just this week I signed into law the world's most sweeping legislation to control global greenhouse gas emissions, Assembly Bill 32. This groundbreaking legislation establishes a process for reducing greenhouse gas emissions in the most cost-effective, balanced and

expeditious manner, including encouraging the use of alternative fuels. This bill, again, prejudices the outcome of this historic effort.

Most importantly, Department of Finance estimates that this bill will cost the state at least \$1.2 billion per year in critical transportation funds. Gasoline taxes fund our states highways, local streets and roads and our transit system. Alternative transportation fuels are taxed at one half the rate of gasoline and diesel. As we incorporate more of these fuels into our transportation system we need to plan for and mitigate the impact on funding to support our transportation system.

Finally, the bill restricts the California Air Resources Board (CARB) ability to develop and implement the most effective reduction measures.

California has become a national and world leader on alternative fuels, greenhouse gas reductions and renewable energy. We must not second guess the processes, we must let them work.

For these reasons I am returning this bill without my signature.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2175**

Governor's Office, Sacramento

September 30, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2175 without my signature.

This bill would require the Department of Motor Vehicles to establish a Teenage Drivers Education and Training Advisory Committee and to enter into contracts for the design and evaluation of a model driver education and training program.

Though I support the intent of this bill, it is unnecessary. DMV is already working with Caltrans in the development of a Strategic Highway Safety Plan pursuant to recent federal law. These changes establish a new program structured and funded to make significant progress in reducing highway fatalities. States must have their plan in place by October of next year in order to receive their full share of federal transportation funds. A key component of the plan will be strategies for reducing accidents, injuries and fatalities, including those involving young drivers.

Given the efforts in conjunction with federal law, it is unnecessary to expend additional dollars on a separate study of the same issue.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2536**

Governor's Office, Sacramento

September 30, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2536 without my signature.

This bill would require overtime pay for personal attendants who are nannies. The existing overtime exemption was intended to keep these jobs above ground and to allow those in need of such services to find assistance at a price they can afford. Removing this exemption would dramatically increase the costs of these attendants and potentially drive employment underground.

I am also concerned that this bill creates new liquidated damage penalties against employers of all household workers, not merely

nannies. In short, this bill subjects seniors and the severely disabled who hire household workers to a new cause for civil litigation. Given the increase in frivolous labor law litigation in recent years, I cannot support subjecting seniors and the disabled to additional liability.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 1840**

Governor's Office, Sacramento  
September 30, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 1840 without my signature. As I stated last year in my veto of AB 89 (Horton), compiling a report of California employers with more than 25 employees whose employees or their dependents are enrolled in public health insurance programs, would provide little value and fail to account for the complex and multifaceted decision-making process that employees and employers consider when choosing health insurance. As crafted AB 1840 would yield incomplete information, based on data that most likely can not be verified, and include only a subset of employers, employees and their families.

Rather than imposing new reporting mandates that offer limited value, I have directed the Department of Health Services to review the Medi-Cal caseload to better understand the employment status of beneficiaries to help inform California's health care reform efforts. With my partners in the Legislature, I look forward in 2007 to working to develop a comprehensive and systemic framework that advances the principle of shared responsibility among individuals, employers and government to promote an affordable, accessible and quality health care system.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 358**

Governor's Office, Sacramento  
September 30, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 358 without my signature.

This bill limits budgetary flexibility by statutorily specifying the maximum amount of the Cal Grant award for those recipients attending private postsecondary institutions as well as a formula for computing subsequent increases. It would simply lead to more "autopilot" spending. Current law allows the Governor and Legislature to adjust the award amount in the annual Budget Act. Legislation is not necessary either to set the maximum award amount or to adjust it in future years.

For these reasons, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 1778**

Governor's Office, Sacramento  
September 30, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 1778 without my signature.

State and federal law already require school districts to notify parents of the types of student information that they release to the public. The notice must include an explanation of a parent's right to request that the information not be disclosed without prior written consent and the method and timeline for making such a request. Ultimately, I believe that schools should maintain the flexibility to develop their own procedures to ensure compliance with state and federal laws without the state dictating how procedures are implemented.

For these reasons, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2205**

Governor's Office, Sacramento  
September 30, 2006

*To the Members of the California State Assembly:*

While I support efforts to increase participation in the Food Stamps program through improved outreach efforts and more streamlined administrative requirements, I am unable to support Assembly Bill 2205 as it would expand eligibility for food stamps increasing state costs by tens of millions of dollars. Our state continues to face a significant structural deficit. Accordingly, the outreach and eligibility expansions proposed by AB 2205 are more appropriately addressed in the budget.

For this reason, I am returning AB 2205 without my signature.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2227**

Governor's Office, Sacramento  
September 30, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2227 without my signature.

While I support the Legislature's desire to increase and improve interpreter services, this bill would only duplicate an existing commission currently authorized by the Judicial Council. Rather than establishing a new Blue Ribbon Panel on Language Access in the courts, the Legislature should simply request that the Judicial Council use the existing Court Interpreter Advisory Panel to bring forth new recommendations that would improve overall services. If there are concerns over the composition of the existing advisory panel, the Judicial Council is currently authorized to make changes to membership. As a result this bill is unnecessary.

For these reasons I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2360**

Governor’s Office, Sacramento  
September 30, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2360 without my signature because current law already provides who can and who cannot purchase and operate ultrasound diagnostic imaging machines. AB 2360 adds the restriction in another code section, thus causing unneeded confusion and expense to state agencies responsible for enforcement. This bill does not make consumers any safer than they are today.

Minimizing unnecessary exposure to ultrasound and reducing the improper use of ultrasound machines are important goals. For that reason, I signed AB 2049 (Nakanishi, Chapter 78, Statutes of 2004) which requires facilities that offer fetal ultrasounds, for keepsake or entertainment purposes, to disclose to clients that the U.S. Food and Drug Administration recommends against the use of ultrasounds for non-medical purposes.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2646**

Governor’s Office, Sacramento  
September 30, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2646 without my signature.

I am sympathetic to the experiences of those individuals who have lost a loved one. However, there is no quantifiable data to demonstrate the existence of inappropriate handling of hospice-related death investigations conducted by coroners. In addition, the Commission on Peace Officer Standards and Training indicates that coroners already have 80 hours of training on various topics including response to natural deaths. As a result, this bill is unnecessary.

For these reasons, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2748**

Governor’s Office, Sacramento  
September 30, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2748 without my signature.

This bill would request the University of California (UC) and require the California State University (CSU) to each prepare reports containing specified data on student housing.

While this bill requires a great deal of data to be collected from UC and CSU, it is unclear how this data would be used to expand the availability of housing on university campuses. Without a clearer plan of how data would be used and how it will help address the intended problem, I am hesitant to impose substantial new reporting requirements on UC and CSU. In addition, this bill would require that

data be submitted to the Legislature by March 31, 2007. This deadline seems to be an unrealistic deadline, providing the segments with very little time to collect, analyze, and prepare the data.

For these reasons, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2287**

Governor's Office, Sacramento

September 30, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2287 without my signature.

I believe that acupuncture, when used in accordance with medical guidelines, should be an available treatment to injured workers. Unfortunately, changes made to workers' compensation law in before I became Governor have led to the inadvertent deletion of acupuncture as a generally accepted treatment for workers' compensation injuries. Although acupuncture treatment is still available, some have complained of difficulties in securing the necessary authorization in the absence of treatment guidelines.

Although I support the intention of this bill, I cannot support codifying treatment guidelines for specific types of treatment. This undermines current law, which allows the Division of Workers' Compensation to review scientifically-based, peer reviewed evidence for adopting treatment guidelines.

Because of the importance of acupuncture treatment, I am directing the Division of Workers' Compensation to take whatever steps necessary to expedite the development of medical treatment guidelines and ensure that acupuncture regains its rightful place as a readily-available treatment for injured workers.

Sincerely,

ARNOLD SCHWARZENEGGER

Receipt of Bills

I acknowledge receipt this 30th day of September at 3:10 p.m., of Assembly Bills Nos. 1012, 2175, 2536, 1840, 358, 1778, 2205, 2227, 2360, 2646, 2748, and 2287 without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Jacque Roberts.

JACQUELYN KIRWAN

Assistant Clerk of the Assembly

**Veto Message—Assembly Bill No. 523**

Governor's Office, Sacramento  
September 30, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 523 without my signature.

I am concerned that the provisions of this bill sidestep the protections afforded under current law to ensure that the public's interests are served in the sale of public property. In addition, the terms of sale that would be addressed by this legislation are currently facing legal challenges. Given the ongoing legal disputes, it would be inappropriate to enact this legislation.

For these reasons, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 751**

Governor's Office, Sacramento  
September 30, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 751 without my signature.

I do not condone the unscrupulous behavior of those private purveyors of college student financial aid services that provide fraudulent or useless scholarship and financial aid information. Many of them are not based in California and come here specifically to take advantage of parents and students struggling to navigate the process of obtaining financial aid.

However, this bill does not provide the appropriate mechanism to address this issue. This bill charges the California Student Aid Commission (CSAC) with the responsibility of regulating these purveyors of services, registering them, collecting fees and levying fines, and enforcing compliance with all applicable state and federal laws. The CSAC's expertise lies in financial aid administration and it is not equipped to perform these duties. It is not a regulatory or enforcement body.

For these reasons, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 1614**

Governor's Office, Sacramento  
September 30, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 1614 without my signature.

This bill would impact how fees are collected from businesses choosing to operate as limited liability companies. As litigation is currently pending regarding this matter, it is premature to take legislative action at this time. For this reason, I am returning the bill without my signature.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 1962**

Governor's Office, Sacramento  
September 30, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 1962 without my signature.

The Yurok Tribe is a leader among California's tribes. Their willingness to partner with the state and local governments to solve problems and protect the Klamath River Basin is commendable and encouraging. While I am supportive of the idea of authorizing the Yurok Tribe to enter into a joint powers agreement to facilitate improvements to the Klamath River Basin, I am concerned by this measure's use of ambiguous language and lack of specificity regarding the scope of the Yurok Tribe's participation in a joint powers authority.

Specifically, this bill is vague regarding the functions that the proposed JPA would perform and does not explicitly limit the Yurok Tribe's participation to a single JPA. Additionally, this bill is not clear regarding the responsibilities and obligations that would accompany the tribe's participation in a proposed JPA.

Although I cannot support this bill, I am directing my Office of Planning and Research to work with the author and the Yurok Tribe to draft legislation that would clearly define the role and responsibilities that would accompany the Yurok Tribe's participation in a JPA. Further, this legislation should specify the projects and activities that the proposed JPA would carry out, and limit the JPA's authority to that which is necessary to perform the specified functions.

For these reasons, I am returning this bill without my signature.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2075**

Governor's Office, Sacramento  
September 30, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2075 without my signature.

Current law already allows domestic violence and child abuse cases to be joined under certain circumstances. This bill would list a number of crimes, such as battery and child endangerment, and explicitly state that they can be joined. While this bill is well intended, the language is flawed and actually narrows the ability of prosecutors to join other domestic violence and child abuse cases that are not specifically listed. Enactment of this measure could, in turn, reduce the ability of our justice system to appropriately charge individuals that have committed multiple crimes against their spouse and children. Instead of limiting discretion of local prosecutors we should instead seek to expand their ability to charge criminals in a manner that best protects our families and children.

For these reasons, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER



**Veto Message—Assembly Bill No. 2132**

Governor's Office, Sacramento  
September 30, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2132 without my signature. This bill would allow an annuitant subject to the Public Health and Hospital Care Act, who reinstates to active status to receive the retiree health benefit provided by the initial employer. Under existing statute, when an annuitant reinstates from retirement as an active employee for a CalPERS contracting agency, the new employer is responsible for paying the employer contribution for the annuitant's health coverage when that annuitant retires for the second time.

This bill is intended to eliminate disincentives for retirees to return to work. It would encourage experienced public employees to return to public service upon deciding that they no longer wish to be retired, and remove a significant incentive to forgo public service for work in the private sector.

However, because of changes in the Governmental Accounting Standard Board rules, both state and local governments will be undertaking an actuarial assessment of their unfunded retiree health benefits. With that information in hand, we can consider the impact the changes made in this bill will have our retirement systems. Until then, this bill is premature.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2158**

Governor's Office, Sacramento  
September 30, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2158 without my signature.

This bill requires new criteria be added to the factors considered by councils of governments (COGs) when developing regional housing needs. As COGs can already include these criteria in their needs assessments, this bill is unnecessary.

Furthermore, significant changes to the development of housing needs assessments were made in 2004. We should judge the effectiveness of these changes before adding significant new mandates on local governments.

For these reasons I am returning Assembly Bill 2158 without my signature.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 1147**

Governor's Office, Sacramento  
September 30, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 1147 without my signature.

I appreciate and applaud the Legislature's interest in actually expanding California's economy; however, I am concerned about the impact of the particular type of expansion that is being proposed. I

recognize and am proud of that fact that California is a national and world leader in the production of high-quality agricultural commodities. Our state has a rich agricultural environment and we must strive to protect and promote farming, ranching and agri-business in California, while preserving natural resources and protecting consumers.

Given these facts, I would like to support the expansion of a new agricultural commodity in this State. Unfortunately, I am very concerned that this bill would give legitimate growers a false sense of security and a belief that production of “industrial hemp” is somehow a legal activity under federal law.

Under current federal statutes there is no definition of “industrial hemp” nor is there a distinction between cannabis plants based on Tetrahydrocannabinols (THC) content as delineated in AB 1147. In fact, under federal law, all cannabis plants, regardless of variety or THC content, are simply considered to be “marihuana”, which is a federally regulated schedule I controlled substance. Any person in the United States that wishes to grow cannabis plants for any purpose, including industrial purposes, must first obtain permission and register with the U.S. Drug Enforcement Administration (DEA). Failure to do so would be a violation of federal law and could subject an individual to criminal penalties.

I understand there are several court decisions that may cloud this issue such as *Hemp Industries Association v. DEA*, 357 F.3d 1012, 1018 (9th Cir.2004) and *United States v. White Plume*, 447 F.3d 1067 (8th Cir. 2006). Yet, no court has specifically ruled that a live cannabis plant is a non-controlled substance or that farming these plants is not a regulated activity. As a result, it would be improper to approve a measure that directly conflicts with current federal statutes and court decisions. This only serves to cause confusion and reduce public confidence in our government system.

Finally, California law enforcement has expressed concerns that implementation of this measure could place a drain on their resources and cause significant problems with drug enforcement activities. This is troubling given the needs in this state for the eradication and prevention of drug production.

In the future, I would encourage the Legislature to work with state and federal law enforcement agencies to craft a measure that would reduce the burden on law enforcement agencies and would comply with federal law in order to avoid the unnecessary prosecution of unwitting individuals in this state.

For these reasons, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2302**

Governor’s Office, Sacramento  
September 30, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2302 without my signature.

The state has made significant progress towards eliminating the structural deficit. However, the state must continue to exercise fiscal discipline and limit the growth of state government in order to eliminate the projected deficit in 2007–08 and the future. While it is essential to

provide non-English speaking litigants with interpreters in order to provide meaningful access to our justice system, this bill would impair our ability to eliminate the structural deficit. There are many worthwhile programs that compete for General Fund dollars. However, now is not the time to expand programs that significantly increase the expenditure of General Fund dollars at a time the State is moving to eliminate its structural deficit.

For these reasons I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 1883**

Governor's Office, Sacramento  
September 30, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 1883 without my signature.

This measure would require a workers' compensation insurance proof-of-coverage website be established by an independent rating organization. Though I do not question the importance of ensuring public access to information on workers' compensation coverage, I am concerned that this bill, as written, will have little positive effect on the fight against workers' compensation fraud and could actually generate more confusion than good.

The parties most likely to use this new website already have sufficient access to information on workers' compensation coverage. For instance, enforcement agencies already have direct access to the rating organization's records and individuals have the ability to check for workers' compensation insurance through the rating organization or the Department of Insurance.

Unfortunately, this bill has too many gaps to merit signing. For instance, the website would not address the numerous employers that are self-insured or covered through a joint powers authority. In addition, many employers, such as some family businesses, are legally exempt from the requirement to obtain coverage. This bill would give the public the misperception that these employers are violating the law. Furthermore, due to the inherent delays in processing payments for compensation insurance and recording the data, the online website could fail to provide the most accurate indicator of whether an employer has purchased compensation.

California employers already pay assessments of over \$30 million annually to fight workers' compensation fraud. This bill would increase those costs for a program that, as proposed, would do little to deter fraud. I will work with the Legislature to look at how the recent reforms have impacted non-compliance, determine how best to target those employers committing fraud, and then develop programs that do not force additional costs on law-abiding employers.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2683**

Governor's Office, Sacramento  
September 30, 2006

*To the Members of the California Assembly:*

I am returning Assembly Bill 2683 without my signature.

I am extremely proud of our men and women in the Department of Forestry and Fire Protection. However, by mandating that compensation of CDF firefighters be based upon prevailing rates in other jurisdictions and establishing a formula-driven compensation program that results in automatic salary increases will remove the fiscal control of State employee salaries from the Legislature and the Governor.

The bill is contrary to the provisions of the Ralph C. Dills Act, which explicitly states that wages, hours, and other terms and conditions of employment fall within the scope of negotiations for rank and file state employees. In fact, we recently reached an agreement with this bargaining unit through the collective bargaining process and the Legislature ratified the MOU in August. If the State is to have good faith collective bargaining, then employee compensation and benefits must not be legislated.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2762**

Governor's Office, Sacramento  
September 30, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2762 without my signature.

Our tribal government partners are extremely important to California. I am encouraged by their continued willingness to work with the state and local governments on so many important issues. I applaud the recent agreement between the Southern California Association of Governments (SCAG) and southern California tribal governments to facilitate tribal participation in regional planning decisions.

While I support the participation of tribal governments as members of the SCAG General Assembly, this bill contains language that presents certain policy concerns. Specifically, this bill contains vague and ambiguous language regarding the rights of tribes as sovereign governments. Further, this measure does not adequately address the responsibilities and obligations of those tribes that choose to join SCAG. Given the unique nature of this legislation, this measure's lack of specificity may result in unforeseen legal and policy consequences.

Although I cannot support this bill, I am directing my Office of Planning and Research to work with SCAG and its tribal partners to draft legislation that would authorize tribal participation in SCAG in a manner that clearly defines the role and responsibilities of the tribes that participate in SCAG.

For these reasons I am returning this bill without my signature.

Sincerely,

ARNOLD SCHWARZENEGGER

**Veto Message—Assembly Bill No. 2802**

Governor's Office, Sacramento  
September 30, 2006

*To the Members of the California State Assembly:*

I am returning Assembly Bill 2802 without my signature.

The bill establishes an optional early childhood education (ECE) credential for grades K–2 to be incorporated into the multiple subjects teaching credential. Such a credential would merely show that the multiple subjects credential holder has completed a program emphasis on ECE. This information can be shared in the application and interview process. Adding another credential only complicates a credentialing process already in need of streamlining.

For this reason, I am unable to sign this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

Receipt of Bills

I acknowledge receipt this 30th day of September at 3:10 p.m., of Assembly Bills Nos. 523, 751, 1614, 1962, 2075, 2132, 2158, 1147, 2302, 1883, 2683, 2762, and 2802 without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Mikhael Skvarla.

JACQUELYN KIRWAN  
Assistant Clerk of the Assembly

The following item veto message from the Governor was received and ordered printed in the Journal and the bill ordered to the unfinished business file:

**Item Veto Message—Assembly Bill No. 1812**

Governor's Office, Sacramento  
September 29, 2006

*To the Members of the California State Assembly:*

I am signing Assembly Bill 1812. However, I am vetoing \$450,000 in Section 2 by reducing Item 0690-102-0001 from \$62,399,000 to \$61,949,000, by reducing Schedule (2.5) from \$58,653,000 to \$58,203,000, and deleting Provision 8. This is a technical veto to correct a drafting error in which the final appropriation level and provisional language for the Office of Emergency Services, as approved in Chapter 48, Statutes of 2006 (AB 1811, Laird) were not reflected correctly in this bill.

Sincerely,

ARNOLD SCHWARZENEGGER

Receipt of Bills

I acknowledge receipt this 29th day of September at 4:40 p.m., of the Governor's statement of the line item veto and items reduced or deleted from Assembly Bill No. 1812 delivered to me personally by Jacque Roberts.

JACQUELYN KIRWAN  
Assistant Clerk of the Assembly

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk



CALIFORNIA LEGISLATURE

2005–06 REGULAR SESSION

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# ASSEMBLY JOURNAL

RECESS JOURNAL NO. 12

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FINAL RECESS

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Assembly Chamber, Sacramento  
Thursday, November 30, 2006

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 Final Recess.

**COMMUNICATIONS**

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

October 23, 2006

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

RE: Appointment of Gene Mullin to the State Allocation Board

Dear Mr. Wilson: Please be advised I have appointed Assemblymember Gene Mullin to the State Allocation Board for October 25, 2006 only.

Sincerely,

FABIAN NUÑEZ  
Speaker of the Assembly

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

Department of Personnel Administration  
October 18, 2006

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

Re: *Memoranda of Understanding (MOUs),*  
*Bargaining Units 10 and 18*

Dear Mr. Wilson: Per your request of October 4, 2006, the Department of Personnel Administration is resubmitting the Bargaining Unit 10 and 18 MOU packages. The new packages contain the original MOU materials along with a copy of the original cover letter.

Recently, the Department of Personnel Administration reached agreement on new two-year Memoranda of Understanding (MOUs) with the union representing Bargaining Unit 10, the California Association of Professional Scientists (CAPS), and Bargaining Unit 18, the California Association of Psychiatric Technicians (CAPT). Both MOUs are effective July 1, 2006–June 30, 2008.

The attached copy of the agreements are being delivered to you to be made available for review and to be noted as available for review in the Assembly Daily Journal. These agreements were originally delivered to you August 21, 2006; however, the cover letter inaccurately identified the affected bargaining units. The Legislative vehicle used to approve the terms of the MOUs was, AB 1458 (De La Torre). This bill was chaptered and signed by the Governor September 13, 2006.

Pamela Schneider, our Legislative Coordinator is available to respond to any questions that you or your staff may have and she can be reached at (916) 327-2358.

Sincerely,

DAVID A. GILB  
Director

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#### 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 October 18, 2006, transmitting copies of the title, summary, and text of the following proposed initiative, pursuant to Section 9007, Elections Code:

**Single-House Legislature. Term of Office. Salary and Travel Costs. Procedures.**

**Initiative Constitutional Amendment. SA 06-0034**

Referred by the Speaker to the Committees on Elections and Redistricting and Rules.

**REPORTS**

The following letters of transmittal were presented by the Chief Clerk and ordered printed in the Journal:

California State Auditor

2005-115.1  
October 19, 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 (audit committee), the Bureau of State Audits presents its audit report concerning the Department of Insurance's (department) management of the Executive Life Insurance Company (ELIC) estate.

The report concludes that the insurance commissioner (commissioner) has received over \$1.1 billion in litigation proceeds from two significant legal matters on behalf of the ELIC estate since 1991. To recover these proceeds, the estate has expanded over \$165 million in litigation costs. The department's Conservation and Liquidation Office (CLO) has designated and distributed part of roughly \$988 million in proceeds to policyholders and guaranty associations. The commissioner anticipates receiving more litigation proceeds, which the CLO will distribute in the future.

As of May 2006 the CLO was holding \$18.4 million from the ELIC estate because it lacked the information that it needs to distribute the funds, such as policyholder addresses. If the CLO still lacks the information that it needs to distribute the funds at the time it closes the ELIC estate, it will transfer the funds to the State Controller's Office as unclaimed property and the funds will ultimately again be transferred to the department for safekeeping until the rightful owners claim them. As of September 2006 the CLO estimates that it will close the ELIC estate in late 2008.

The commissioner hired outside counsel with the knowledge of the Office of the Attorney General to handle the conservation and liquidation of ELIC as well as recent civil fraud litigation. In addition, based on our review of a sample of the CLO's contracts with both outside counsel and others, the terms of the agreements were reasonable and the fees were generally comparable to fees paid by other public entities or were reasonable for the types of services rendered.

The audit committee also asked us to determine how much money policyholders have received and are yet to receive, the percentage of policyholders who have recovered their entire investment, and the percentage of the loss to ELIC policyholders that will be recovered. The data needed to complete these and other tasks reside with Aurora National Life Assurance Company (Aurora), ELIC's successor. We are

in the process of obtaining this data from Aurora and will issue an additional report addressing these and other topics once Aurora makes the data available to us.

Respectfully submitted,

ELAINE M. HOWLE  
State Auditor

Above report referred to the Committee on Insurance.

California State Auditor

2005-137  
October 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 California Department of Education's (department) and California public schools' compliance with California Education Code, Section 48985 (state translation requirements), which requires that when 15 percent or more of enrolled students speak a primary language other than English, all materials sent to the parent by the school or school district must be provided in that language as well as in English.

This report concludes that compliance with the state translation requirements is high for Spanish, but significantly lower for some other languages, for a variety of reasons. For example, some schools are unaware of this state law or may use incorrect methods to identify languages that require translations. In addition, some school districts do not comply with state translation requirements because they believe there is little demand for translated notices. Although state law has not historically required the department to inform schools of the state translation requirements or to monitor their compliance with these requirements, the department has a process that may assist schools in meeting these requirements. Moreover, recently enacted legislation revises state law to require the department to take a larger role in ensuring that public schools comply with the state translation requirements. Finally, pursuant to state law, the department created an Internet-based electronic clearinghouse for multilingual documents on which school districts and the department can post links to translated parental notices. However, despite the department's efforts to promote the clearinghouse, it has not achieved much participation from school districts.

Respectfully submitted,

ELAINE M. HOWLE  
State Auditor

Above report referred to the Committee on Education.

## California State Auditor

2006-114  
October 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 the California Children and Families Commission's (state commission) spending practices and contracting procedures. Our review found that the state commission allowed one of its media contractors to circumvent the payment provisions of a contract by paying invoices totaling \$673,000 between February 2002 and December 2003 for fees and expenses of some of the contractor's employees that were prohibited under the contract, effectively preventing that money from furthering the allowable contract activities.

This report also concludes that the state commission did not fully use the tools available to it to ensure its contractors provided appropriate services. Further, it could not always demonstrate it had reviewed and approved final written subcontracts and subcontractors' conflict-of-interest certificates. Additionally, the state commission did not always follow state policy when it used a competitive process to award three contracts valued at more than \$47.7 million and failed to provide sufficient justification for awarding one \$3 million contract and six amendments totaling \$27.6 million using the noncompetitive process. Moreover, it did not always ensure that its interagency agreements met the state requirement for using subcontractors, and it failed to follow state policy concerning these agreements that limits administrative overhead when it agreed to pay \$1.2 million more than it should have. The state commission also intentionally used some memorandums of understanding with counties to avoid having to comply with state contracting requirements.

Finally, we found the state commission had clear authority to conduct its advertising campaigns relating to preschool, these advertisements and their timing were consistent with legal restrictions on the use of public funds, and did not contribute any of its public funds to campaign accounts used to support the various ballot measures. However, the state commission could not demonstrate that payments it made for a period of almost four months in 2004 to three individuals who worked for both a media contractor and campaign committees were appropriate.

Respectfully submitted,

ELAINE M. HOWLE  
State Auditor

Above report referred to the Committee on Human Services.

**REPORTS**

The following reports were presented by the Chief Clerk:

**California Obesity Prevention Plan  
(Pursuant to Budget Act 2005, Item 4260-001-0001, Provision 7)**

Above transmitted report, together with letter of transmittal from Jennifer Kent, Deputy Director, Legislative and Governmental Affairs, Department of Health Services, dated September 14, 2006, referred by the Speaker to the Committee on Health.

**School Safety and Violence Prevention Act of 1999—Annual Report  
(Pursuant to Education Code Section 32228.5(a))**

Above transmittal report, together with letter of transmittal from Jack O'Connell, State Superintendent of Public Instruction, Department of Education, dated September 19, 2006, referred by the Speaker to the Committee on Education.

**Indian Gaming Special Distribution Fund Report  
(Pursuant to Senate Bill 621, Chapter 858, Statutes of 2003) from:**

Tuolumne County, Steve Boynack, Senior Administrative Analyst, September 19, 2006;

Placer County, Michael E. Paddock, Senior Management Analyst, dated September 27, 2006;

Santa Barbara County, Sharon Friedrichsen, Office of the County Administrator, dated October 5, 2006.

Referred by the Speaker to the Committee on Governmental Organization.

**Tobacco-Related Disease Research Program Report  
(Pursuant to Health and Safety Code Section 424.10)**

Above transmitted report, together with letter of transmittal from Robert C. Dynes, President, University of California, dated September 21, 2006, referred by the Speaker to the Committee on Budget.

**California Lottery Purchase Orders through  
the Department of General Services and  
Contracts Awarded more than \$100,000 for the 2005–2006 Fiscal Year  
(Pursuant to Government Code Section 8880.56 (b) (6))**

Above transmitted report, together with letter of transmittal from Marie Aubin-Vanacore, Manager, Contracts and Procurement Section, California Lottery Commission, dated October 2, 2006, referred by the Speaker to the Committee on Governmental Organization.

**Quarterly Protective Vest Expenditure Report  
(Pursuant to Budget Act 2006, Item 5225-001-0001)**

Above transmitted report, together with letter of transmittal from James E. Tilton, Secretary, Department of Corrections and Rehabilitation, dated September 29, 2006, referred by the Speaker to the Committee on Public Safety.



**2005–2006 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 October 2, 2006, referred by the Speaker to the Committee on Transportation.

**2005–06 Transfer of Funds Report  
(Pursuant to Budget Act of 2005, Item 7100-311-0690  
Chapter 38, Provision 1)**

Above transmitted report, together with letter of transmittal from Patrick W. Henning, Director, Employment Development Department, dated September 14, 2006, referred by the Speaker to the Committee on Budget.

**Report on UC Riverside and UC Los Angeles  
Biomedical Sciences Program  
(Pursuant to Supplemental Language of the Budget Act 2003  
Item 6440-001-0001)**

Above transmitted report, together with letter of transmittal from Robert C. Dynes, President, University of California, dated September 21, 2006, referred by the Speaker to the Committee on Higher Education.

**Joint Report on Medicaid Drug Pricing and Rebates  
(Pursuant to Senate Bill 77, Chapter 38  
Item 4300-003-0001, Provision 6)**

Above transmitted report, together with letter of transmittal from Terri Deldadillo, Director, Department of Developmental Services and Stephen W. Mayberg, PH.D., Director, Department of Mental Health, dated September 26, 2006, referred by the Speaker to the Committee on Health.

**Transmittal of Public Utilities Commission Report on  
the Renewables Portfolio Standard  
(Pursuant to Budget Act of 2006, Item 8660-001-0462)**

Above transmitted report, together with letter of transmittal from Steve Larson, Executive Director, Public Utilities Commission, dated October 5, 2006, referred by the Speaker to the Committee on Utilities and Commerce.

**Annual Railroad Local Safety Hazard Report  
(Pursuant to Public Utilities Code Section 7711)**

Above transmitted report, together with letter of transmittal from Steve Larson, Executive Director, Public Utilities Commission, dated October 3, 2006, referred by the Speaker to the Committee on Transportation.

**Electronic Recording Equipment Purchased and Leased by  
the Superior Courts  
(Pursuant to Senate Bill 1102, Chapter 227, Statutes of 2004)**

Above transmitted report, together with letter of transmittal from William C. Vickrey, Administrative Director of the Courts, Judicial Council of California, dated September 29, 2006, referred by the Speaker to the Committee on Judiciary.

**2005–06 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 George A. Sifuentes, Deputy Director, Office of Facilities Management, Department of Corrections and Rehabilitation, dated September 29, 2006, referred by the Speaker to the Committee on Public Safety.

**2006 Office of Administrative Law Determination No. 1:  
Department of Forestry and Fire Protection  
Buffer Zone for Osprey Nests CTU-06-0417-01  
(Pursuant to Government Code Section 11340.5)**

Above transmitted report, together with letter of transmittal from William L. Gausewitz, Director, Office of Administrative Law, dated October 17, 2006, referred by the Speaker to the Committee on Business and Professions.

**Litigation Deposit Fund-Quarterly Report Ending  
September 30, 2006  
(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 October 17, 2006, referred by the Speaker to the Committee on Budget.

**2005–06 Project Development 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 Will Kempton, Director, Department of Transportation, dated September 19, 2006, referred by the Speaker to the Committee on Transportation.

**Evaluation Study of  
California's High Priority Schools Grant Program  
(Pursuant to Assembly Bill 961, Chapter 749, Statutes of 2001)**

Above transmitted report, together with letter of transmittal from Jack O'Connell, State Superintendent of Public Instruction, Department of Education, dated October 19, 2006, referred by the Speaker to the Committee on Education.

**Deer Management Program and Deer Herd Management Plan  
Implementation Program for Fiscal Years 2003–04 and 2004–05 Activities  
and 2005–06 Approved Activities  
(Pursuant to Fish and Game Code Section 1851)**

Above transmitted report, together with letter of transmittal from L. Ryan Broddrick, Director, Department of Fish and Game, dated October 20, 2006, referred by the Speaker to the Committee on Water, Parks and Wildlife.

**California Wetland Mitigation Banking Report  
(Pursuant to Fish and Game Code Section 1851)**

Above transmitted report, together with letter of transmittal from L. Ryan Broddrick, Director, Department of Fish and Game, dated October 20, 2006, referred by the Speaker to the Committee on Natural Resources.

**Annual DNA Identification Fund Report  
(Pursuant to Government Code Section 76104.6) from:**

Ventura County, Raul R. Villa, Accounting Officer, dated October 18, 2006.

Referred by the Speaker to the Committee on Public Safety.

**2005–06 Public Employment Relations Board’s Annual Report  
(Pursuant to Government Code Section 3541.3, subdivision (f))**

Above transmitted report, together with letter of transmittal from John C. Duncan, Chairman, Public Employment Relations Board, dated October 12, 2006, referred by the Speaker to the Committee on Business and Professions.

**California State Lottery Financial Statements for  
the Year Ended June 30, 2006 and Independent Auditor’s Report  
(Pursuant to Government Code Section 8880.43)**

Above transmitted report, together with letter of transmittal from Patricia Eberhart, Director, Finance and Administration Division, California Lottery Commission, dated October 31, 2006, referred by the Speaker to the Committee on Governmental Organization.

**ScholarShare Administrative Fund and  
the Governor’s Scholarship Programs  
General Fund Financial Statements with Independent Auditors Report for  
Year Ended June 30, 2006  
(Pursuant to Education Code Sections 69989, 69999.6, and 70011.7)**

Above transmitted report, together with letter of transmittal from Carrie Douglas Fong, Executive Director, ScholarShare Investment Board, dated October 27, 2006, referred by the Speaker to the Committee on Higher Education.

**Organized Crime in California  
(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 30, 2006, referred by the Speaker to the Committee on Public Safety.

**California Housing Finance Agency’s 2004–2005 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, 2006, referred by the Speaker to the Committee on Housing and Community Development.

**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 November 6, 2006, referred by the Speaker to the Committee on Natural Resources.

**California Student Athlete Fair Opportunity Act of 2005 Report  
(Pursuant to Education Code Section 89241)**

Above transmitted report, together with letter of transmittal from Richard P. West, Executive Vice Chancellor and Chief Financial Officer, California State University, dated November 1, 2006, referred by the Speaker to the Committee on Higher Education.

**October 2006 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 November 6, 2006, referred by the Speaker to the Committee on Insurance.

**October 2006 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 November 6, 2006, referred by the Speaker to the Committee on Insurance.

**Administrative Errors in Alternative Payment and  
CalWORKs Child Care Programs for Fiscal Year 2005–06  
(Pursuant to Budget Act 2006, Item 6110-001-0890, Provision 7)**

Above transmitted report, together with letter of transmittal from Jack O'Connell, State Superintendent of Public Instruction, Department of Education, dated October 25, 2006, referred by the Speaker to the Committee on Human Services.

**Faculty Compensation Budgeted Report 2003–04 through 2006–07**

Above transmitted report, together with letter of transmittal from Richard P. West, Executive Vice Chancellor and Chief Financial Officer, California State University, dated November 1, 2006, referred by the Speaker to the Committee on Budget.

**Third Quarter 2006 Non-Toll Seismic Retrofit Program  
Quarterly 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 November 1, 2006, referred by the Speaker to the Committee on Transportation.

**OATH**

The following Oath of Office was administered by E. Dotson Wilson, Chief Clerk, and printed in the Journal:

**OATH**

*for the Office of Speaker pro Tempore*

I, Sally Lieber, 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.

SALLY LIEBER

Subscribed and sworn to before me,  
this 25th day of September  
A.D. 2006

E. DOTSON WILSON  
Chief Clerk, California State Assembly

**BILL RETURNED TO THE SENATE**

By unanimous consent and pursuant to a request by the Senate, Assembly Bill No. 457 was returned to the Senate on October 4, 2006. (See Assembly Journal page 7687.)

**ASSEMBLY COMMITTEE INTERIM HEARINGS  
FINAL RECESS**

Tuesday, September 12, 2006

Elections and Redistricting, at 10 a.m., in Room 444;

Health to convene jointly with the Senate Committee on Health, at 10 a.m., in San Francisco.

Friday, September 29, 2006

Education, at 1 p.m., in Room 4202.

Tuesday, October 3, 2006

Revenue and Taxation to convene jointly with the Committees on Governmental Organization and Health and the Senate Committees on Revenue and Taxation and Health, at 10 a.m., in Room 4202;

Public Safety to convene jointly with the Senate Committee on Public Safety, at 10 a.m., in Room 4202;

Select Committee on Bioethics, Medicine and Technology, at the University of California, San Diego.

Wednesday, October 4, 2006

Judiciary to convene jointly with the Committees on Local Government and Housing and Community Development, at 10 a.m.

Tuesday, October 10, 2006

Water, Parks and Wildlife, to hold an informational hearing.

Wednesday, October 11, 2006

Select Committee on Biotechnology, at 10 a.m., in San Diego.

Monday, October 30, 2006

Elections and Redistricting, in Orange County.

**REPORTS OF STANDING COMMITTEES**  
**Committee on Agriculture**

May 18, 2006

Mr. Speaker: Your Committee on Agriculture reports the following bill pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 2443

MATTHEWS, Chair

Above bill ordered filed with the Chief Clerk.

**Committee on Appropriations**

August 25, 2006

Mr. Speaker: Your Committee on Appropriations reports the following bill pursuant to the provisions of Joint Rule 62(a):

Senate Bill No. 709

CHU, Chair

Above bill ordered transmitted to the Senate.

September 1, 2006

Mr. Speaker: Your Committee on Appropriations reports the following bill pursuant to the provisions of Joint Rule 62(a):

Senate Bill No. 736

CHU, Chair

Above bill ordered transmitted to the Senate.

**Committee on Banking and Finance**

July 18, 2006

Mr. Speaker: Your Committee on Banking and Finance reports the following bills pursuant to the provisions of Joint Rule 62(a):

Senate Bill No. 778

Senate Bill No. 1188

Senate Bill No. 1354

CALDERON, Chair

Above bills ordered transmitted to the Senate.

**Committee on Business and Professions**

October 31, 2006

Mr. Speaker: Your Committee on Business and Professions reports the following bills pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 1947

Assembly Bill No. 2152

NEGRETE McLEOD, Chair

Above bills ordered filed with the Chief Clerk.

October 31, 2006

Mr. Speaker: Your Committee on Business and Professions reports the following bills pursuant to the provisions of Joint Rule 62(a):

Senate Bill No. 551

Senate Bill No. 1255

NEGRETE McLEOD, Chair

Above bills ordered transmitted to the Senate.

**Committee on Education**

May 24, 2006

Mr. Speaker: Your Committee on Education reports the following bills pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 1837

Assembly Bill No. 1917

Assembly Bill No. 1874

Assembly Bill No. 2566

Without action.

GOLDBERG, Chair

Above bills ordered filed with the Chief Clerk.

July 21, 2005

Mr. Speaker: Your Committee on Education reports the following bill pursuant to the provisions of Joint Rule 62(a):

Senate Bill No. 462

Without action.

GOLDBERG, Chair

Above bill ordered transmitted to the Senate.

**Committee on Environmental Safety and Toxic Materials**

May 17, 2006

Mr. Speaker: Your Committee on Environmental Safety and Toxic Materials reports the following bill pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 2516

RUSKIN, Chair

Above bill ordered filed with the Chief Clerk.

**Committee on Health**

October 25, 2006

Mr. Speaker: Your Committee on Health reports the following bills pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 2316

Assembly Bill No. 2450

Assembly Bill No. 2730

DYMALLY, Chair

Above bills ordered filed with the Chief Clerk.

October 25, 2006

Mr. Speaker: Your Committee on Health reports the following bill pursuant to the provisions of Joint Rule 62(a):

Senate Bill No. 103

DYMALLY, Chair

Above bill ordered transmitted to the Senate.

**Committee on Housing and Community Development**

August 17, 2006

Mr. Speaker: Your Committee on Housing and Community Development reports the following bill pursuant to the provisions of Joint Rule 62(a):

Senate Bill No. 1177

MULLIN, Chair

Above bill ordered transmitted to the Senate.

**Committee on Natural Resources**

May 22, 2006

Mr. Speaker: Your Committee on Natural Resources reports the following bills pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 2026  
 Assembly Bill No. 2151  
 Assembly Bill No. 2518

Without action.

HANCOCK, Chair

Above bills ordered filed with the Chief Clerk.

September 1, 2005

Mr. Speaker: Your Committee on Natural Resources reports the following bill pursuant to the provisions of Joint Rule 62(a):

Senate Bill No. 691

Without action.

HANCOCK, Chair

Above bill ordered transmitted to the Senate.

**Committee on Public Employees, Retirement and Social Security**

May 17, 2006

Mr. Speaker: Your Committee on Public Employees, Retirement and Social Security reports the following bill pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 1961

TORRICO, Chair

Above bill ordered filed with the Chief Clerk.

**Committee on Public Safety**

May 25, 2006

Mr. Speaker: Your Committee on Public Safety reports the following bills pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 2079  
 Assembly Bill No. 2232  
 Assembly Bill No. 2599

Assembly Bill No. 2707  
 Assembly Bill No. 2955

LENO, Chair

Above bills ordered filed with the Chief Clerk.

April 25, 2006

Mr. Speaker: Your Committee on Public Safety reports the following bills pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 1894  
 Assembly Bill No. 2300

LENO, Chair

Above bills ordered filed with the Chief Clerk.

**Committee on Transportation**

August 30, 2006

Mr. Speaker: Your Committee on Transportation reports the following bills pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 2427  
 Assembly Bill No. 2492  
 Assembly Bill No. 2604

Assembly Bill No. 2822  
 Assembly Bill No. 3010

OROPEZA, Chair

Above bills ordered filed with the Chief Clerk.



August 30, 2006

Mr. Speaker: Your Committee on Transportation reports the following bill pursuant to the provisions of Joint Rule 62(a):  
Senate Bill No. 762

OROPEZA, Chair

Above bill ordered transmitted to the Senate.

**Committee on Utilities and Commerce**

May 11, 2006

Mr. Speaker: Your Committee on Utilities and Commerce reports the following bill pursuant to the provisions of Joint Rule 62(a):  
Assembly Bill No. 2062

LEVINE, Chair

Above bill ordered filed with the Chief Clerk.

August 21, 2006

Mr. Speaker: Your Committee on Utilities and Commerce reports the following bill pursuant to the provisions of Joint Rule 62(a):  
Senate Bill No. 1068

LEVINE, Chair

Above bill ordered transmitted to the Senate.

**Committee on Veterans Affairs**

October 30, 2006

Mr. Speaker: Your Committee on Veterans Affairs reports the following bill pursuant to the provisions of Joint Rule 62(a):  
Assembly Bill No. 1905

NATION, Chair

Above bill ordered filed with the Chief Clerk.

**Committee on Appropriations**

November 30, 2006

Mr. Speaker: Your Committee on Appropriations reports the following bills:  
Assembly Bill No. 107  
Assembly Bill No. 1120  
Assembly Bill No. 1362  
Died in Committee—Concurrence pending.

LENO, Chair

Above bills ordered filed with the Chief Clerk.

**Committee on Business and Professions**

November 30, 2006

Mr. Speaker: Your Committee on Business and Professions reports:  
Assembly Bill No. 1641  
Died in Committee—Concurrence pending.

NEGRETE McLEOD, Chair

Above bill ordered filed with the Chief Clerk.

**Committee on Health**

November 30, 2006

Mr. Speaker: Your Committee on Health reports the following bill:  
Assembly Bill No. 1971  
Died in Committee—Concurrence pending.

DYMALLY, Chair

Above bill ordered filed with the Chief Clerk.

**Committee on Rules**

November 30, 2006

Mr. Speaker: Your Committee on Rules reports the following bill:

Assembly Bill No. 135

Died in Committee—Concurrence pending.

DE LA TORRE, Chair

Above bill ordered filed with the Chief Clerk.

**Committee on Water, Parks and Wildlife**

November 30, 2006

Mr. Speaker: Your Committee on Water, Parks and Wildlife reports the following bill:

Assembly Bill No. 1665

Died in Committee—Concurrence pending.

WOLK, Chair

Above bill ordered filed with the Chief Clerk.

**Committee on Aging and Long-Term Care**

November 30, 2006

Mr. Speaker: Your Committee on Aging and Long-Term Care reports:

Assembly Bill No. 2749

Without action.

BERG, Chair

Above bill ordered filed with the Chief Clerk.

**Committee on Agriculture**

November 30, 2006

Mr. Speaker: Your Committee on Agriculture reports:

Assembly Bill No. 1790

Without action.

PARRA, Chair

Above bill ordered filed with the Chief Clerk.

November 30, 2006

Mr. Speaker: Your Committee on Agriculture reports:

House Resolution No. 33

Without action.

PARRA, Chair

Above resolution ordered filed with the Chief Clerk.

November 30, 2006

Mr. Speaker: Your Committee on Agriculture reports:

Senate Bill No. 284

Senate Bill No. 859

Without action.

PARRA, Chair

Above bills ordered transmitted to the Senate.

**Committee on Appropriations**

November 30, 2006

Mr. Speaker: Your Committee on Appropriations reports:

- |                        |                        |
|------------------------|------------------------|
| Assembly Bill No. 1779 | Assembly Bill No. 1844 |
| Assembly Bill No. 1780 | Assembly Bill No. 1846 |
| Assembly Bill No. 1786 | Assembly Bill No. 1847 |
| Assembly Bill No. 1788 | Assembly Bill No. 1861 |
| Assembly Bill No. 1789 | Assembly Bill No. 1866 |
| Assembly Bill No. 1792 | Assembly Bill No. 1867 |
| Assembly Bill No. 1836 | Assembly Bill No. 1876 |
| Assembly Bill No. 1843 |                        |

Without action.

LENO, Chair

Above bills ordered filed with the Chief Clerk.

November 30, 2006

Mr. Speaker: Your Committee on Appropriations reports:

- |                        |                        |
|------------------------|------------------------|
| Assembly Bill No. 1877 | Assembly Bill No. 1918 |
| Assembly Bill No. 1888 | Assembly Bill No. 1928 |
| Assembly Bill No. 1896 | Assembly Bill No. 1930 |
| Assembly Bill No. 1901 | Assembly Bill No. 1931 |
| Assembly Bill No. 1903 | Assembly Bill No. 1932 |
| Assembly Bill No. 1904 | Assembly Bill No. 1934 |
| Assembly Bill No. 1911 | Assembly Bill No. 1952 |
| Assembly Bill No. 1915 | Assembly Bill No. 1954 |
| Assembly Bill No. 1916 |                        |

Without action.

LENO, Chair

Above bills ordered filed with the Chief Clerk.

November 30, 2006

Mr. Speaker: Your Committee on Appropriations reports:

- |                        |                        |
|------------------------|------------------------|
| Assembly Bill No. 1957 | Assembly Bill No. 2035 |
| Assembly Bill No. 1960 | Assembly Bill No. 2046 |
| Assembly Bill No. 1972 | Assembly Bill No. 2047 |
| Assembly Bill No. 1981 | Assembly Bill No. 2057 |
| Assembly Bill No. 1983 | Assembly Bill No. 2063 |
| Assembly Bill No. 1988 | Assembly Bill No. 2070 |
| Assembly Bill No. 2003 | Assembly Bill No. 2082 |
| Assembly Bill No. 2016 | Assembly Bill No. 2096 |
| Assembly Bill No. 2020 | Assembly Bill No. 2097 |

Without action.

LENO, Chair

Above bills ordered filed with the Chief Clerk.

November 30, 2006

Mr. Speaker: Your Committee on Appropriations reports:

- |                        |                        |
|------------------------|------------------------|
| Assembly Bill No. 2101 | Assembly Bill No. 2215 |
| Assembly Bill No. 2107 | Assembly Bill No. 2218 |
| Assembly Bill No. 2110 | Assembly Bill No. 2219 |
| Assembly Bill No. 2121 | Assembly Bill No. 2224 |
| Assembly Bill No. 2127 | Assembly Bill No. 2238 |
| Assembly Bill No. 2141 | Assembly Bill No. 2255 |
| Assembly Bill No. 2149 | Assembly Bill No. 2261 |
| Assembly Bill No. 2180 | Assembly Bill No. 2266 |
| Assembly Bill No. 2183 |                        |

Without action.

LENO, Chair

Above bills ordered filed with the Chief Clerk.

November 30, 2006

Mr. Speaker: Your Committee on Appropriations reports:

- |                        |                        |
|------------------------|------------------------|
| Assembly Bill No. 2270 | Assembly Bill No. 2337 |
| Assembly Bill No. 2271 | Assembly Bill No. 2350 |
| Assembly Bill No. 2297 | Assembly Bill No. 2361 |
| Assembly Bill No. 2298 | Assembly Bill No. 2376 |
| Assembly Bill No. 2299 | Assembly Bill No. 2383 |
| Assembly Bill No. 2307 | Assembly Bill No. 2385 |
| Assembly Bill No. 2323 | Assembly Bill No. 2394 |
| Assembly Bill No. 2326 | Assembly Bill No. 2402 |
| Assembly Bill No. 2336 | Assembly Bill No. 2405 |

Without action.

LENO, Chair

Above bills ordered filed with the Chief Clerk.

November 30, 2006

Mr. Speaker: Your Committee on Appropriations reports:

- |                        |                        |
|------------------------|------------------------|
| Assembly Bill No. 2412 | Assembly Bill No. 2487 |
| Assembly Bill No. 2417 | Assembly Bill No. 2503 |
| Assembly Bill No. 2418 | Assembly Bill No. 2504 |
| Assembly Bill No. 2431 | Assembly Bill No. 2524 |
| Assembly Bill No. 2446 | Assembly Bill No. 2529 |
| Assembly Bill No. 2451 | Assembly Bill No. 2540 |
| Assembly Bill No. 2465 | Assembly Bill No. 2547 |
| Assembly Bill No. 2472 | Assembly Bill No. 2552 |
| Assembly Bill No. 2481 |                        |

Without action.

LENO, Chair

Above bills ordered filed with the Chief Clerk.

November 30, 2006

Mr. Speaker: Your Committee on Appropriations reports:

- |                        |                        |
|------------------------|------------------------|
| Assembly Bill No. 2565 | Assembly Bill No. 2636 |
| Assembly Bill No. 2567 | Assembly Bill No. 2649 |
| Assembly Bill No. 2577 | Assembly Bill No. 2656 |
| Assembly Bill No. 2596 | Assembly Bill No. 2657 |
| Assembly Bill No. 2606 | Assembly Bill No. 2662 |
| Assembly Bill No. 2608 | Assembly Bill No. 2680 |
| Assembly Bill No. 2614 | Assembly Bill No. 2682 |
| Assembly Bill No. 2623 | Assembly Bill No. 2704 |
| Assembly Bill No. 2627 | Assembly Bill No. 2710 |

Without action.

LENO, Chair

Above bills ordered filed with the Chief Clerk.

November 30, 2006

Mr. Speaker: Your Committee on Appropriations reports:

- |                        |                        |
|------------------------|------------------------|
| Assembly Bill No. 2763 | Assembly Bill No. 2835 |
| Assembly Bill No. 2775 | Assembly Bill No. 2840 |
| Assembly Bill No. 2780 | Assembly Bill No. 2846 |
| Assembly Bill No. 2784 | Assembly Bill No. 2852 |
| Assembly Bill No. 2785 | Assembly Bill No. 2857 |
| Assembly Bill No. 2787 | Assembly Bill No. 2859 |
| Assembly Bill No. 2795 | Assembly Bill No. 2887 |
| Assembly Bill No. 2798 | Assembly Bill No. 2898 |
| Assembly Bill No. 2812 |                        |

Without action.

LENO, Chair

Above bills ordered filed with the Chief Clerk.

November 30, 2006

Mr. Speaker: Your Committee on Appropriations reports:

- |                        |                        |
|------------------------|------------------------|
| Assembly Bill No. 2901 | Assembly Bill No. 3001 |
| Assembly Bill No. 2909 | Assembly Bill No. 3005 |
| Assembly Bill No. 2919 | Assembly Bill No. 3007 |
| Assembly Bill No. 2921 | Assembly Bill No. 3015 |
| Assembly Bill No. 2924 | Assembly Bill No. 3027 |
| Assembly Bill No. 2949 | Assembly Bill No. 3031 |
| Assembly Bill No. 2953 | Assembly Bill No. 3036 |
| Assembly Bill No. 2970 | Assembly Bill No. 3039 |
| Assembly Bill No. 2982 | Assembly Bill No. 3052 |
| Assembly Bill No. 2994 |                        |

Without action.

LENO, Chair

Above bills ordered filed with the Chief Clerk.

November 30, 2006

Mr. Speaker: Your Committee on Appropriations reports:

- Assembly Constitutional Amendment No. 4
- Assembly Constitutional Amendment No. 7
- Assembly Constitutional Amendment No. 9
- Assembly Constitutional Amendment No. 11
- Assembly Constitutional Amendment No. 14
- Assembly Concurrent Resolution No. 79

Without action.

LENO, Chair

Above resolutions ordered filed with the Chief Clerk.

November 30, 2006

Mr. Speaker: Your Committee on Appropriations reports:

- |                     |                     |
|---------------------|---------------------|
| Senate Bill No. 93  | Senate Bill No. 250 |
| Senate Bill No. 114 | Senate Bill No. 292 |
| Senate Bill No. 117 | Senate Bill No. 300 |
| Senate Bill No. 154 | Senate Bill No. 328 |
| Senate Bill No. 175 | Senate Bill No. 362 |
| Senate Bill No. 176 | Senate Bill No. 388 |
| Senate Bill No. 191 | Senate Bill No. 395 |
| Senate Bill No. 208 | Senate Bill No. 401 |
| Senate Bill No. 223 | Senate Bill No. 406 |

Without action.

LENO, Chair

Above bills ordered transmitted to the Senate.

November 30, 2006

Mr. Speaker: Your Committee on Appropriations reports:

- |                     |                     |
|---------------------|---------------------|
| Senate Bill No. 428 | Senate Bill No. 609 |
| Senate Bill No. 479 | Senate Bill No. 612 |
| Senate Bill No. 492 | Senate Bill No. 651 |
| Senate Bill No. 493 | Senate Bill No. 703 |
| Senate Bill No. 496 | Senate Bill No. 733 |
| Senate Bill No. 501 | Senate Bill No. 760 |
| Senate Bill No. 538 | Senate Bill No. 764 |
| Senate Bill No. 598 | Senate Bill No. 767 |
| Senate Bill No. 599 |                     |

Without action.

LENO, Chair

Above bills ordered transmitted to the Senate.

November 30, 2006

Mr. Speaker: Your Committee on Appropriations reports:

- |                     |                      |
|---------------------|----------------------|
| Senate Bill No. 769 | Senate Bill No. 902  |
| Senate Bill No. 770 | Senate Bill No. 925  |
| Senate Bill No. 794 | Senate Bill No. 958  |
| Senate Bill No. 799 | Senate Bill No. 997  |
| Senate Bill No. 801 | Senate Bill No. 1003 |
| Senate Bill No. 806 | Senate Bill No. 1041 |
| Senate Bill No. 825 | Senate Bill No. 1073 |
| Senate Bill No. 846 | Senate Bill No. 1095 |
| Senate Bill No. 858 | Senate Bill No. 1119 |

Without action.

LENO, Chair

Above bills ordered transmitted to the Senate.

November 30, 2006

Mr. Speaker: Your Committee on Appropriations reports:

- |                      |                      |
|----------------------|----------------------|
| Senate Bill No. 1124 | Senate Bill No. 1267 |
| Senate Bill No. 1125 | Senate Bill No. 1272 |
| Senate Bill No. 1160 | Senate Bill No. 1284 |
| Senate Bill No. 1161 | Senate Bill No. 1287 |
| Senate Bill No. 1180 | Senate Bill No. 1293 |
| Senate Bill No. 1181 | Senate Bill No. 1329 |
| Senate Bill No. 1187 | Senate Bill No. 1335 |
| Senate Bill No. 1190 | Senate Bill No. 1338 |
| Senate Bill No. 1264 |                      |

Without action.

LENO, Chair

Above bills ordered transmitted to the Senate.

November 30, 2006

Mr. Speaker: Your Committee on Appropriations reports:

- |                      |                      |
|----------------------|----------------------|
| Senate Bill No. 1342 | Senate Bill No. 1553 |
| Senate Bill No. 1346 | Senate Bill No. 1576 |
| Senate Bill No. 1350 | Senate Bill No. 1611 |
| Senate Bill No. 1387 | Senate Bill No. 1622 |
| Senate Bill No. 1388 | Senate Bill No. 1678 |
| Senate Bill No. 1424 | Senate Bill No. 1688 |
| Senate Bill No. 1433 | Senate Bill No. 1711 |
| Senate Bill No. 1526 | Senate Bill No. 1712 |
| Senate Bill No. 1537 | Senate Bill No. 1731 |

Without action.

LENO, Chair

Above bills ordered transmitted to the Senate.

November 30, 2006

Mr. Speaker: Your Committee on Appropriations reports:

- |                      |                      |
|----------------------|----------------------|
| Senate Bill No. 1748 | Senate Bill No. 1819 |
| Senate Bill No. 1750 | Senate Bill No. 1824 |
| Senate Bill No. 1764 | Senate Bill No. 1829 |
| Senate Bill No. 1766 | Senate Bill No. 1841 |
| Senate Bill No. 1777 |                      |

Without action.

LENO, Chair

Above bills ordered transmitted to the Senate.

**Committee on Arts, Entertainment, Sports, Tourism, and Internet Media**

November 30, 2006

Mr. Speaker: Your Committee on Arts, Entertainment, Sports, Tourism, and Internet Media reports:

Assembly Concurrent Resolution No. 78

Without action.

KARNETTE, Chair

Above resolution ordered filed with the Chief Clerk.

**Committee on Banking and Finance**

November 30, 2006

Mr. Speaker: Your Committee on Banking and Finance reports:

Assembly Bill No. 1898

Assembly Bill No. 2706

Assembly Bill No. 1977

Assembly Bill No. 2792

Assembly Bill No. 2426

Without action.

LIEU, Chair

Above bills ordered filed with the Chief Clerk.

November 30, 2006

Mr. Speaker: Your Committee on Banking and Finance reports:

Senate Bill No. 860

Senate Bill No. 1340

Senate Bill No. 1744

Without action.

LIEU, Chair

Above bills ordered transmitted to the Senate.

**Committee on Budget**

November 30, 2006

Mr. Speaker: Your Committee on Budget reports:

Assembly Bill No. 1800

Without action.

LAIRD, Chair

Above bill ordered filed with the Chief Clerk.

November 30, 2006

Mr. Speaker: Your Committee on Budget reports:

Assembly Constitutional Amendment No. 1

Assembly Constitutional Amendment No. 12

Assembly Constitutional Amendment No. 19

Without action.

LAIRD, Chair

Above resolutions ordered filed with the Chief Clerk.

**Committee on Business and Professions**

November 30, 2006

Mr. Speaker: Your Committee on Business and Professions reports:

Assembly Bill No. 2273

Assembly Bill No. 2743

Assembly Bill No. 2328

Assembly Bill No. 2760

Assembly Bill No. 2329

Assembly Bill No. 2832

Assembly Bill No. 2452

Assembly Bill No. 2833

Assembly Bill No. 2454

Assembly Bill No. 2878

Assembly Bill No. 2471

Assembly Bill No. 2984

Without action.

NEGRETE McLEOD, Chair

Above bills ordered filed with the Chief Clerk.

November 30, 2006

Mr. Speaker: Your Committee on Business and Professions reports:

- Senate Bill No. 254
- Senate Bill No. 625
- Senate Bill No. 752

- Senate Bill No. 852
- Senate Bill No. 1061

Without action.

NEGRETE McLEOD, Chair

Above bills ordered transmitted to the Senate.

**Committee on Education**

November 30, 2006

Mr. Speaker: Your Committee on Education reports:

- Assembly Bill No. 1845
- Assembly Bill No. 2009
- Assembly Bill No. 2071
- Assembly Bill No. 2094
- Assembly Bill No. 2150
- Assembly Bill No. 2204
- Assembly Bill No. 2222
- Assembly Bill No. 2370
- Assembly Bill No. 2421

- Assembly Bill No. 2514
- Assembly Bill No. 2575
- Assembly Bill No. 2653
- Assembly Bill No. 2797
- Assembly Bill No. 2809
- Assembly Bill No. 2826
- Assembly Bill No. 2940
- Assembly Bill No. 2966
- Assembly Bill No. 3044

Without action.

MULLIN, Chair

Above bills ordered filed with the Chief Clerk.

November 30, 2006

Mr. Speaker: Your Committee on Education reports:

- Assembly Constitutional Amendment No. 21

Without action.

MULLIN, Chair

Above resolution ordered filed with the Chief Clerk.

November 30, 2006

Mr. Speaker: Your Committee on Education reports:

- Senate Bill No. 136
- Senate Bill No. 260
- Senate Bill No. 711
- Senate Bill No. 1072

- Senate Bill No. 1077
- Senate Bill No. 1186
- Senate Bill No. 1358

Without action.

MULLIN, Chair

Above bills ordered transmitted to the Senate.

**Committee on Elections and Redistricting**

November 30, 2006

Mr. Speaker: Your Committee on Elections and Redistricting reports:

- Assembly Bill No. 2200
- Assembly Bill No. 2269
- Assembly Bill No. 2432
- Assembly Bill No. 2669
- Assembly Bill No. 2686

- Assembly Bill No. 2772
- Assembly Bill No. 2866
- Assembly Bill No. 2879
- Assembly Bill No. 2964

Without action.

UMBERG, Chair

Above bills ordered filed with the Chief Clerk.



November 30, 2006

Mr. Speaker: Your Committee on Elections and Redistricting reports:

Senate Bill No. 11  
Senate Bill No. 272

Senate Bill No. 787  
Senate Bill No. 1047

Without action.

UMBERG, Chair

Above bills ordered transmitted to the Senate.

**Committee on Environmental Safety and Toxic Materials**

November 30, 2006

Mr. Speaker: Your Committee on Environmental Safety and Toxic Materials reports:

Assembly Bill No. 2080  
Assembly Bill No. 2598  
Assembly Bill No. 2700

Assembly Bill No. 2779  
Assembly Bill No. 2996

Without action.

RUSKIN, Chair

Above bills ordered filed with the Chief Clerk.

November 30, 2006

Mr. Speaker: Your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 1772

Without action.

RUSKIN, Chair

Above bill ordered transmitted to the Senate.

**Committee on Governmental Organization**

November 30, 2006

Mr. Speaker: Your Committee on Governmental Organization reports:

Assembly Bill No. 2013  
Assembly Bill No. 2039  
Assembly Bill No. 2048  
Assembly Bill No. 2338

Assembly Bill No. 2678  
Assembly Bill No. 2687  
Assembly Bill No. 2841  
Assembly Bill No. 2888

Without action.

TORRICO, Chair

Above bills ordered filed with the Chief Clerk.

November 30, 2006

Mr. Speaker: Your Committee on Governmental Organization reports:

Assembly Constitutional Amendment No. 2  
Assembly Constitutional Amendment No. 15  
Assembly Constitutional Amendment No. 35

Without action.

TORRICO, Chair

Above resolutions ordered filed with the Chief Clerk.

November 30, 2006

Mr. Speaker: Your Committee on Governmental Organization reports:

Senate Bill No. 42  
Senate Bill No. 168  
Senate Bill No. 935  
Senate Bill No. 1362  
Senate Bill No. 1363

Senate Bill No. 1464  
Senate Bill No. 1582  
Senate Bill No. 1692  
Senate Bill No. 1695

Without action.

TORRICO, Chair

Above bills ordered transmitted to the Senate.

**Committee on Health**

November 30, 2006

Mr. Speaker: Your Committee on Health reports:

- |                        |                        |
|------------------------|------------------------|
| Assembly Bill No. 1842 | Assembly Bill No. 2703 |
| Assembly Bill No. 1908 | Assembly Bill No. 2759 |
| Assembly Bill No. 1945 | Assembly Bill No. 2818 |
| Assembly Bill No. 1964 | Assembly Bill No. 2855 |
| Assembly Bill No. 1978 | Assembly Bill No. 2856 |
| Assembly Bill No. 2203 | Assembly Bill No. 2904 |
| Assembly Bill No. 2512 | Assembly Bill No. 3006 |

Without action.

DYMALLY, Chair

Above bills ordered filed with the Chief Clerk.

November 30, 2006

Mr. Speaker: Your Committee on Health reports:

- |                     |                      |
|---------------------|----------------------|
| Senate Bill No. 167 | Senate Bill No. 1369 |
| Senate Bill No. 417 | Senate Bill No. 1394 |
| Senate Bill No. 558 | Senate Bill No. 1508 |
| Senate Bill No. 583 | Senate Bill No. 1591 |
| Senate Bill No. 592 | Senate Bill No. 1804 |
| Senate Bill No. 905 |                      |

Without action.

DYMALLY, Chair

Above bills ordered transmitted to the Senate.

November 30, 2006

Mr. Speaker: Your Committee on Health reports:

- Senate Joint Resolution No. 25

Without action.

DYMALLY, Chair

Above resolution ordered transmitted to the Senate.

**Committee on Higher Education**

November 30, 2006

Mr. Speaker: Your Committee on Higher Education reports:

- |                        |                        |
|------------------------|------------------------|
| Assembly Bill No. 1869 | Assembly Bill No. 2055 |
| Assembly Bill No. 2017 | Assembly Bill No. 2422 |
| Assembly Bill No. 2053 | Assembly Bill No. 2434 |

Without action.

LIU, Chair

Above bills ordered filed with the Chief Clerk.

November 30, 2006

Mr. Speaker: Your Committee on Higher Education reports:

- Senate Bill No. 847

Without action.

LIU, Chair

Above bill ordered transmitted to the Senate.

**Committee on Housing and Community Development**

November 30, 2006

Mr. Speaker: Your Committee on Housing and Community Development reports:

- Assembly Bill No. 2157
- Assembly Bill No. 2484
- Assembly Bill No. 2912

Without action.

SALDAÑA, Chair

Above bills ordered filed with the Chief Clerk.

November 30, 2006

Mr. Speaker: Your Committee on Housing and Community Development reports:  
Senate Bill No. 1330  
Without action.

SALDAÑA, Chair

Above bill ordered transmitted to the Senate.

**Committee on Human Services**

November 30, 2006

Mr. Speaker: Your Committee on Human Services reports:  
Assembly Bill No. 2130                      Assembly Bill No. 2611  
Assembly Bill No. 2278                      Assembly Bill No. 3040  
Without action.

EVANS, Chair

Above bills ordered filed with the Chief Clerk.

November 30, 2006

Mr. Speaker: Your Committee on Human Services reports:  
Senate Bill No. 481  
Senate Bill No. 539  
Senate Bill No. 1337  
Without action.

EVANS, Chair

Above bills ordered transmitted to the Senate.

**Committee on Insurance**

November 30, 2006

Mr. Speaker: Your Committee on Insurance reports:  
Assembly Bill No. 1987                      Assembly Bill No. 2590  
Assembly Bill No. 2061                      Assembly Bill No. 2894  
Assembly Bill No. 2585  
Without action.

COTO, Chair

Above bills ordered filed with the Chief Clerk.

November 30, 2006

Mr. Speaker: Your Committee on Insurance reports:  
House Resolution No. 14  
Without action.

COTO, Chair

Above resolution ordered filed with the Chief Clerk.

November 30, 2006

Mr. Speaker: Your Committee on Insurance reports:  
Senate Bill No. 98  
Senate Bill No. 192  
Without action.

COTO, Chair

Above bills ordered transmitted to the Senate.

**Committee on Jobs, Economic Development, and the Economy**

November 30, 2006

Mr. Speaker: Your Committee on Jobs, Economic Development, and the Economy reports:

Assembly Bill No. 2052  
 Assembly Bill No. 2233  
 Assembly Bill No. 2546

Assembly Bill No. 2931  
 Assembly Bill No. 2978

Without action.

ARAMBULA, Chair

Above bills ordered filed with the Chief Clerk.

November 30, 2006

Mr. Speaker: Your Committee on Jobs, Economic Development, and the Economy reports:

Assembly Joint Resolution No. 59

Without action.

ARAMBULA, Chair

Above resolution ordered filed with the Chief Clerk.

November 30, 2006

Mr. Speaker: Your Committee on Jobs, Economic Development, and the Economy reports:

Senate Bill No. 4  
 Senate Bill No. 1008  
 Senate Bill No. 1525

Senate Bill No. 1529  
 Senate Bill No. 1762

Without action.

ARAMBULA, Chair

Above bills ordered transmitted to the Senate.

**Committee on Judiciary**

November 30, 2006

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 1886  
 Assembly Bill No. 1902  
 Assembly Bill No. 1926  
 Assembly Bill No. 1993  
 Assembly Bill No. 2008  
 Assembly Bill No. 2145  
 Assembly Bill No. 2305

Assembly Bill No. 2458  
 Assembly Bill No. 2655  
 Assembly Bill No. 2679  
 Assembly Bill No. 2767  
 Assembly Bill No. 2803  
 Assembly Bill No. 2997  
 Assembly Bill No. 3043

Without action.

JONES, Chair

Above bills ordered filed with the Chief Clerk.

November 30, 2006

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Concurrent Resolution No. 38  
 Assembly Concurrent Resolution No. 152  
 Assembly Concurrent Resolution No. 155  
 Assembly Joint Resolution No. 44

Without action.

JONES, Chair

Above resolutions ordered filed with the Chief Clerk.

November 30, 2006

Mr. Speaker: Your Committee on Judiciary reports:

- Senate Bill No. 126
- Senate Bill No. 627
- Senate Bill No. 1075

Without action.

JONES, Chair

Above bills ordered transmitted to the Senate.

November 30, 2006

Mr. Speaker: Your Committee on Judiciary reports:

- Senate Concurrent Resolution No. 113

Without action.

JONES, Chair

Above resolution ordered transmitted to the Senate.

**Committee on Labor and Employment**

November 30, 2006

Mr. Speaker: Your Committee on Labor and Employment reports:

- |                        |                        |
|------------------------|------------------------|
| Assembly Bill No. 1912 | Assembly Bill No. 2331 |
| Assembly Bill No. 2186 | Assembly Bill No. 2498 |
| Assembly Bill No. 2217 | Assembly Bill No. 2716 |
| Assembly Bill No. 2277 |                        |

Without action.

KORETZ, Chair

Above bills ordered filed with the Chief Clerk.

**Committee on Local Government**

November 30, 2006

Mr. Speaker: Your Committee on Local Government reports:

- |                        |                        |
|------------------------|------------------------|
| Assembly Bill No. 2018 | Assembly Bill No. 2252 |
| Assembly Bill No. 2114 | Assembly Bill No. 2464 |
| Assembly Bill No. 2197 | Assembly Bill No. 2943 |
| Assembly Bill No. 2230 |                        |

Without action.

SALINAS, Chair

Above bills ordered filed with the Chief Clerk.

November 30, 2006

Mr. Speaker: Your Committee on Local Government reports:

- Assembly Constitutional Amendment No. 13

Without action.

SALINAS, Chair

Above resolution ordered filed with the Chief Clerk.

November 30, 2006

Mr. Speaker: Your Committee on Local Government reports:

- Senate Bill No. 1060

Without action.

SALINAS, Chair

Above bill ordered transmitted to the Senate.

**Committee on Natural Resources**

November 30, 2006

Mr. Speaker: Your Committee on Natural Resources reports:

Assembly Bill No. 2029

Assembly Bill No. 2845

Assembly Bill No. 2134

Assembly Bill No. 2965

Assembly Bill No. 2744

Without action.

HANCOCK, Chair

Above bills ordered filed with the Chief Clerk.

November 30, 2006

Mr. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 109

Senate Bill No. 427

Senate Bill No. 1310

Without action.

HANCOCK, Chair

Above bills ordered transmitted to the Senate.

**Committee on Public Employees, Retirement and Social Security**

November 30, 2006

Mr. Speaker: Your Committee on Public Employees, Retirement and Social Security reports:

Assembly Bill No. 1984

Assembly Bill No. 2626

Assembly Bill No. 2024

Assembly Bill No. 2765

Assembly Bill No. 2246

Assembly Bill No. 2934

Assembly Bill No. 2411

Without action.

TORRICO, Chair

Above bills ordered filed with the Chief Clerk.

November 30, 2006

Mr. Speaker: Your Committee on Public Employees, Retirement and Social Security reports:

Assembly Constitutional Amendment No. 5

Assembly Constitutional Amendment No. 23

Assembly Joint Resolution No. 11

Without action.

TORRICO, Chair

Above resolutions ordered filed with the Chief Clerk.

**Committee on Public Safety**

November 30, 2006

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 1841

Assembly Bill No. 2380

Assembly Bill No. 2006

Assembly Bill No. 2389

Assembly Bill No. 2044

Assembly Bill No. 2635

Assembly Bill No. 2093

Assembly Bill No. 2673

Assembly Bill No. 2099

Assembly Bill No. 2729

Assembly Bill No. 2131

Assembly Bill No. 2741

Assembly Bill No. 2133

Assembly Bill No. 2910

Assembly Bill No. 2199

Assembly Bill No. 2938

Assembly Bill No. 2345

Without action.

LENO, Chair

Above bills ordered filed with the Chief Clerk.

November 30, 2006

Mr. Speaker: Your Committee on Public Safety reports:  
Assembly Constitutional Amendment No. 37  
Without action.

LENO, Chair

Above resolution ordered filed with the Chief Clerk.

November 30, 2006

Mr. Speaker: Your Committee on Public Safety reports:  
Assembly Joint Resolution No. 28  
Assembly Joint Resolution No. 34  
Assembly Joint Resolution No. 50  
Without action.

LENO, Chair

Above resolutions ordered filed with the Chief Clerk.

November 30, 2006

Mr. Speaker: Your Committee on Public Safety reports:  
Senate Bill No. 803  
Senate Bill No. 1635  
Without action.

LENO, Chair

Above bills ordered transmitted to the Senate.

**Committee on Revenue and Taxation**

November 30, 2006

Mr. Speaker: Your Committee on Revenue and Taxation reports:  
Assembly Bill No. 1887  
Assembly Bill No. 1922  
Assembly Bill No. 1937  
Assembly Bill No. 1999  
Assembly Bill No. 2010  
Assembly Bill No. 2032  
Assembly Bill No. 2033  
Assembly Bill No. 2037  
Without action.

Assembly Bill No. 2077  
Assembly Bill No. 2089  
Assembly Bill No. 2245  
Assembly Bill No. 2319  
Assembly Bill No. 2320  
Assembly Bill No. 2352  
Assembly Bill No. 2375  
Assembly Bill No. 2395

KLEHS, Chair

Above bills ordered filed with the Chief Clerk.

November 30, 2006

Mr. Speaker: Your Committee on Revenue and Taxation reports:  
Assembly Bill No. 2502  
Assembly Bill No. 2530  
Assembly Bill No. 2589  
Assembly Bill No. 2616  
Assembly Bill No. 2621  
Assembly Bill No. 2640  
Assembly Bill No. 2668  
Without action.

Assembly Bill No. 2698  
Assembly Bill No. 2737  
Assembly Bill No. 2738  
Assembly Bill No. 2799  
Assembly Bill No. 2849  
Assembly Bill No. 2981  
Assembly Bill No. 2998

KLEHS, Chair

Above bills ordered filed with the Chief Clerk.

November 30, 2006

Mr. Speaker: Your Committee on Revenue and Taxation reports:  
Assembly Joint Resolution No. 4  
Without action.

KLEHS, Chair

Above resolution ordered filed with the Chief Clerk.

November 30, 2006

Mr. Speaker: Your Committee on Revenue and Taxation reports:  
Senate Bill No. 397  
Senate Bill No. 747

Without action.

KLEHS, Chair

Above bills ordered transmitted to the Senate.

**Committee on Rules**

November 30, 2006

Mr. Speaker: Your Committee on Rules reports:  
Assembly Bill No. 2603

Without action.

DE LA TORRE, Chair

Above bill ordered filed with the Chief Clerk.

November 30, 2006

Mr. Speaker: Your Committee on Rules reports:  
Assembly Concurrent Resolution No. 26  
Assembly Concurrent Resolution No. 28  
Assembly Concurrent Resolution No. 82  
Assembly Concurrent Resolution No. 148  
Assembly Joint Resolution No. 39

Without action.

DE LA TORRE, Chair

Above resolutions ordered filed with the Chief Clerk.

November 30, 2006

Mr. Speaker: Your Committee on Rules reports:

Senate Bill No. 79	Senate Bill No. 1127
Senate Bill No. 87	Senate Bill No. 1138
Senate Bill No. 151	Senate Bill No. 1139
Senate Bill No. 380	Senate Bill No. 1143
Senate Bill No. 441	Senate Bill No. 1144
Senate Bill No. 550	Senate Bill No. 1145
Senate Bill No. 845	Senate Bill No. 1146
Senate Bill No. 879	Senate Bill No. 1147
Senate Bill No. 926	Senate Bill No. 1148

Without action.

DE LA TORRE, Chair

Above bills ordered transmitted to the Senate.

November 30, 2006

Mr. Speaker: Your Committee on Rules reports:

Senate Bill No. 1149	Senate Bill No. 1152
Senate Bill No. 1150	Senate Bill No. 1153
Senate Bill No. 1151	Senate Bill No. 1848

Without action.

DE LA TORRE, Chair

Above bills ordered transmitted to the Senate.



November 30, 2006

Mr. Speaker: Your Committee on Rules reports:

- |                                     |                                      |
|-------------------------------------|--------------------------------------|
| Senate Concurrent Resolution No. 1  | Senate Concurrent Resolution No. 106 |
| Senate Concurrent Resolution No. 74 | Senate Concurrent Resolution No. 109 |
| Senate Concurrent Resolution No. 82 | Senate Joint Resolution No. 4        |

Without action.

DE LA TORRE, Chair

Above resolutions ordered transmitted to the Senate.

**Committee on Transportation**

November 30, 2006

Mr. Speaker: Your Committee on Transportation reports:

- |                        |                        |
|------------------------|------------------------|
| Assembly Bill No. 1853 | Assembly Bill No. 2325 |
| Assembly Bill No. 1875 | Assembly Bill No. 2453 |
| Assembly Bill No. 1878 | Assembly Bill No. 2527 |
| Assembly Bill No. 1941 | Assembly Bill No. 2643 |
| Assembly Bill No. 1974 | Assembly Bill No. 2661 |
| Assembly Bill No. 2025 | Assembly Bill No. 2718 |
| Assembly Bill No. 2201 | Assembly Bill No. 2820 |
| Assembly Bill No. 2249 |                        |

Without action.

NAVA, Chair

Above bills ordered filed with the Chief Clerk.

November 30, 2006

Mr. Speaker: Your Committee on Transportation reports:

- Assembly Concurrent Resolution No. 105
- Assembly Concurrent Resolution No. 111
- Assembly Concurrent Resolution No. 134
- Assembly Concurrent Resolution No. 162
- Assembly Joint Resolution No. 9

Without action.

NAVA, Chair

Above resolutions ordered filed with the Chief Clerk.

November 30, 2006

Mr. Speaker: Your Committee on Transportation reports:

- Senate Bill No. 172
- Senate Bill No. 1593
- Senate Bill No. 1628

Without action.

NAVA, Chair

Above bills ordered transmitted to the Senate.

November 30, 2006

Mr. Speaker: Your Committee on Transportation reports:

- Senate Concurrent Resolution No. 19
- Senate Concurrent Resolution No. 28

Without action.

NAVA, Chair

Above resolutions ordered transmitted to the Senate.

**Committee on Utilities and Commerce**

November 30, 2006

Mr. Speaker: Your Committee on Utilities and Commerce reports:

- Assembly Bill No. 1989
- Assembly Bill No. 2207
- Assembly Bill No. 2315
- Assembly Bill No. 2617
- Assembly Bill No. 2622
- Assembly Bill No. 2959
- Assembly Bill No. 3016

Without action.

LEVINE, Chair

Above bills ordered filed with the Chief Clerk.

November 30, 2006

Mr. Speaker: Your Committee on Utilities and Commerce reports:

- Senate Bill No. 426
- Senate Bill No. 850
- Senate Bill No. 1496
- Senate Bill No. 1554
- Senate Bill No. 1669
- Senate Bill No. 1794

Without action.

LEVINE, Chair

Above bills ordered transmitted to the Senate.

**Committee on Veterans Affairs**

November 30, 2006

Mr. Speaker: Your Committee on Veterans Affairs reports:

- Assembly Bill No. 2474

Without action.

NATION, Chair

Above bill ordered filed with the Chief Clerk.

November 30, 2006

Mr. Speaker: Your Committee on Veterans Affairs reports:

- Assembly Joint Resolution No. 33
- Assembly Joint Resolution No. 36

Without action.

NATION, Chair

Above resolutions ordered filed with the Chief Clerk.

November 30, 2006

Mr. Speaker: Your Committee on Veterans Affairs reports:

- Senate Bill No. 234
- Senate Bill No. 320

Without action.

NATION, Chair

Above bills ordered transmitted to the Senate.

**Committee on Water, Parks and Wildlife**

November 30, 2006

Mr. Speaker: Your Committee on Water, Parks and Wildlife reports:

- Assembly Bill No. 1924
- Assembly Bill No. 2123
- Assembly Bill No. 2166
- Assembly Bill No. 2172
- Assembly Bill No. 2467
- Assembly Bill No. 2659
- Assembly Bill No. 2774

Without action.

WOLK, Chair

Above bills ordered filed with the Chief Clerk.

November 30, 2006

Mr. Speaker: Your Committee on Water, Parks and Wildlife reports:

Assembly Concurrent Resolution No. 84

Without action.

WOLK, Chair

Above resolution ordered filed with the Chief Clerk.

November 30, 2006

Mr. Speaker: Your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 113

Senate Bill No. 1506

Senate Bill No. 153

Senate Bill No. 1623

Senate Bill No. 350

Senate Bill No. 1673

Senate Bill No. 1103

Without action.

WOLK, Chair

Above bills ordered transmitted to the Senate.

**MEASURES WHICH DIED AT DESK**

Assembly Bills Nos. 390\*, 1783, 1831, 1833, 1838, 1839, 1885, 1892, 1939, 1975, 2028, 2064, 2074, 2076\*, 2103, 2113, 2138, 2173, 2178, 2185, 2188, 2279, 2288, 2306, 2382, 2396, 2414, 2424, 2428, 2447, 2473, 2475, 2476, 2477, 2478, 2491, 2506, 2507, 2523, 2528, 2535, 2539, 2548, 2563, 2569, 2628, 2637, 2642, 2674, 2677, 2688, 2689, 2690, 2691, 2692, 2693, 2708, 2713, 2724, 2725, 2726, 2727, 2747, 2758, 2761, 2807, 2816, 2817, 2827, 2828, 2842, 2847, 2848, 2874, 2876, 2883, 2892, 2895, 2908, 2925, 2926, 2933, 2935, 2944, 2957, 2963, 2971, 2973, 2983, 2993, 3002, 3008, 3009, 3012, 3029\*, 3032, 3034, 3037, 3053, and 3055; Assembly Constitutional Amendments Nos. 8, 10, 24, 25, 26, 27, 28, 29, 31, 32, 33, 34, 36, 38, and 39; Assembly Concurrent Resolutions Nos. 45, 80, 81, 91, 94, 95, 107, and 169; Assembly Joint Resolutions Nos. 29, 35, 38, 54, 57, 58, and 60; and House Resolutions Nos. 6, 23, 27, 35, and 36.

Senate Bills Nos. 38, 55, 371, 491, 635, 923, 951, 1002\*\*, 1024, 1048, 1079, 1539, 1633, and 1795; Senate Constitutional Amendments Nos. 3 and 28; Senate Concurrent Resolutions Nos. 17, 31, 78, 107, 112, 117, 123, 129, 130, 134, and 135; Senate Joint Resolutions Nos. 20, 28, 33, and 34.

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\* NOTE: Bills withdrawn from enrollment and held at desk.

\*\* NOTE: Bill returned from the Senate and held at desk.

**MEASURES WHICH DIED ON THE INACTIVE FILE**

Assembly Bills Nos. 1826, 1827, 1828, 1829, 1830, 2468, 2699, 2789, 2905, and 3050; Assembly Constitutional Amendments Nos. 16, 17, 18, and 30; Assembly Joint Resolution No. 20; and House Resolutions Nos. 13 and 16.

Senate Bills Nos. 92, 105, 364, 419, 433, 459, 521, 607, 646, 660, 677, 784, 797, 831, 931, 1015, 1078, 1114, 1377, 1478, 1547, 1666, 1717, and 1798.

The following bills died on the inactive file—concurrence pending:  
Assembly Bills Nos. 130, 456, 715, 910, 956, 1204, and 1518.

**MEASURES WHICH DIED ON UNFINISHED BUSINESS—  
CONCURRENCE PENDING**

Assembly Bills Nos. 143 and 180; Assembly Joint Resolution No. 51.

**RECONSIDERATION PENDING**

Senate Bill No. 1185.

**MEASURES WHICH DIED ON THIRD READING**

Assembly Bills Nos. 2243, 2442, 2829, and 2830; Assembly Concurrent Resolution No. 167; Assembly Joint Resolution No. 56.

Senate Bills Nos. 1226, 1511.

**MEASURES WHICH DIED IN CONFERENCE**

Assembly Bills Nos. 147, 148, 149, 150, 152, 352, 379, 888, 1010, and 2399.

**MESSAGES FROM THE SENATE**

Senate Chamber, November 30, 2006

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day returned without further action:

Assembly Bill No. 53  
Assembly Bill No. 129  
Assembly Bill No. 136  
Assembly Bill No. 556  
Assembly Bill No. 1279  
Assembly Bill No. 1326  
Assembly Bill No. 1365  
Assembly Bill No. 1391  
Assembly Bill No. 1452

Assembly Bill No. 1612  
Assembly Bill No. 1804  
Assembly Bill No. 1815  
Assembly Bill No. 2193  
Assembly Bill No. 2346  
Assembly Bill No. 2505  
Assembly Bill No. 2574  
Assembly Bill No. 2672

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

Senate Chamber, November 30, 2006

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day returned without further action:

Assembly Bill No. 31  
Assembly Bill No. 595  
Assembly Bill No. 1766  
Assembly Bill No. 1879

Assembly Bill No. 2247  
Assembly Bill No. 2333  
Assembly Bill No. 2364  
Assembly Bill No. 2999

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

Senate Chamber, November 30, 2006

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day returned without further action:

Assembly Bill No. 543  
Assembly Bill No. 3071

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

Senate Chamber, November 30, 2006

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day returned without further action:

Assembly Bill No. 71  
Assembly Bill No. 134  
Assembly Bill No. 141  
Assembly Bill No. 457  
Assembly Bill No. 761  
Assembly Bill No. 1101

Assembly Bill No. 1231  
Assembly Bill No. 1965  
Assembly Bill No. 2143  
Assembly Bill No. 2212  
Assembly Bill No. 2310  
Assembly Bill No. 2754

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

Senate Chamber, November 30, 2006

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day returned without further action:

Assembly Bill No. 376  
Assembly Bill No. 597  
Assembly Bill No. 710  
Assembly Bill No. 717  
Assembly Bill No. 734  
Assembly Bill No. 877

Assembly Bill No. 992  
Assembly Bill No. 1034  
Assembly Bill No. 1127  
Assembly Bill No. 1617  
Assembly Bill No. 1715  
Assembly Bill No. 2461

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

Senate Chamber, November 30, 2006

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day returned without further action:

Assembly Concurrent Resolution No. 160  
Assembly Concurrent Resolution No. 164

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

Senate Chamber, November 30, 2006

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day returned without further action:

Assembly Bill No. 10	Assembly Bill No. 237
Assembly Bill No. 17	Assembly Bill No. 242
Assembly Bill No. 21	Assembly Bill No. 243
Assembly Bill No. 36	Assembly Bill No. 246
Assembly Bill No. 43	Assembly Bill No. 263
Assembly Bill No. 69	Assembly Bill No. 267
Assembly Bill No. 74	Assembly Bill No. 271
Assembly Bill No. 75	Assembly Bill No. 281
Assembly Bill No. 104	Assembly Bill No. 283
Assembly Bill No. 119	Assembly Bill No. 284
Assembly Bill No. 151	Assembly Bill No. 286
Assembly Bill No. 160	Assembly Bill No. 293
Assembly Bill No. 167	Assembly Bill No. 295
Assembly Bill No. 175	Assembly Bill No. 298
Assembly Bill No. 196	Assembly Bill No. 301
Assembly Bill No. 210	Assembly Bill No. 303
Assembly Bill No. 211	Assembly Bill No. 308
Assembly Bill No. 219	Assembly Bill No. 312
Assembly Bill No. 226	Assembly Bill No. 314
Assembly Bill No. 232	Assembly Bill No. 315

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

Senate Chamber, November 30, 2006

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day returned without further action:

Assembly Bill No. 336	Assembly Bill No. 479
Assembly Bill No. 359	Assembly Bill No. 485
Assembly Bill No. 362	Assembly Bill No. 492
Assembly Bill No. 373	Assembly Bill No. 494
Assembly Bill No. 377	Assembly Bill No. 507
Assembly Bill No. 389	Assembly Bill No. 539
Assembly Bill No. 392	Assembly Bill No. 570
Assembly Bill No. 401	Assembly Bill No. 578
Assembly Bill No. 406	Assembly Bill No. 581
Assembly Bill No. 411	Assembly Bill No. 583
Assembly Bill No. 416	Assembly Bill No. 591
Assembly Bill No. 421	Assembly Bill No. 596
Assembly Bill No. 425	Assembly Bill No. 602
Assembly Bill No. 427	Assembly Bill No. 604
Assembly Bill No. 432	Assembly Bill No. 616
Assembly Bill No. 436	Assembly Bill No. 619
Assembly Bill No. 454	Assembly Bill No. 634
Assembly Bill No. 458	Assembly Bill No. 647
Assembly Bill No. 475	Assembly Bill No. 651
Assembly Bill No. 476	Assembly Bill No. 657

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

Senate Chamber, November 30, 2006

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day returned without further action:

Assembly Bill No. 667	Assembly Bill No. 878
Assembly Bill No. 669	Assembly Bill No. 884
Assembly Bill No. 677	Assembly Bill No. 909
Assembly Bill No. 687	Assembly Bill No. 912
Assembly Bill No. 707	Assembly Bill No. 916
Assembly Bill No. 709	Assembly Bill No. 918
Assembly Bill No. 741	Assembly Bill No. 928
Assembly Bill No. 766	Assembly Bill No. 944
Assembly Bill No. 775	Assembly Bill No. 948
Assembly Bill No. 777	Assembly Bill No. 950
Assembly Bill No. 791	Assembly Bill No. 958
Assembly Bill No. 802	Assembly Bill No. 963
Assembly Bill No. 804	Assembly Bill No. 977
Assembly Bill No. 805	Assembly Bill No. 1022
Assembly Bill No. 806	Assembly Bill No. 1030
Assembly Bill No. 814	Assembly Bill No. 1035
Assembly Bill No. 815	Assembly Bill No. 1037
Assembly Bill No. 821	Assembly Bill No. 1038
Assembly Bill No. 828	Assembly Bill No. 1041
Assembly Bill No. 871	Assembly Bill No. 1046

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

Senate Chamber, November 30, 2006

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day returned without further action:

Assembly Bill No. 1053	Assembly Bill No. 1209
Assembly Bill No. 1059	Assembly Bill No. 1220
Assembly Bill No. 1072	Assembly Bill No. 1232
Assembly Bill No. 1095	Assembly Bill No. 1244
Assembly Bill No. 1111	Assembly Bill No. 1246
Assembly Bill No. 1112	Assembly Bill No. 1252
Assembly Bill No. 1118	Assembly Bill No. 1256
Assembly Bill No. 1126	Assembly Bill No. 1257
Assembly Bill No. 1128	Assembly Bill No. 1267
Assembly Bill No. 1133	Assembly Bill No. 1268
Assembly Bill No. 1137	Assembly Bill No. 1281
Assembly Bill No. 1149	Assembly Bill No. 1298
Assembly Bill No. 1153	Assembly Bill No. 1315
Assembly Bill No. 1157	Assembly Bill No. 1324
Assembly Bill No. 1161	Assembly Bill No. 1327
Assembly Bill No. 1162	Assembly Bill No. 1335
Assembly Bill No. 1177	Assembly Bill No. 1340
Assembly Bill No. 1186	Assembly Bill No. 1355
Assembly Bill No. 1196	Assembly Bill No. 1361
Assembly Bill No. 1206	Assembly Bill No. 1399

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

Senate Chamber, November 30, 2006

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day returned without further action:

Assembly Bill No. 1402	Assembly Bill No. 1564
Assembly Bill No. 1405	Assembly Bill No. 1570
Assembly Bill No. 1413	Assembly Bill No. 1574
Assembly Bill No. 1416	Assembly Bill No. 1584
Assembly Bill No. 1421	Assembly Bill No. 1588
Assembly Bill No. 1443	Assembly Bill No. 1631
Assembly Bill No. 1446	Assembly Bill No. 1664
Assembly Bill No. 1451	Assembly Bill No. 1679
Assembly Bill No. 1464	Assembly Bill No. 1687
Assembly Bill No. 1476	Assembly Bill No. 1705
Assembly Bill No. 1483	Assembly Bill No. 1717
Assembly Bill No. 1487	Assembly Bill No. 1728
Assembly Bill No. 1508	Assembly Bill No. 1740
Assembly Bill No. 1519	Assembly Bill No. 1762
Assembly Bill No. 1528	Assembly Bill No. 1771
Assembly Bill No. 1532	Assembly Bill No. 1782
Assembly Bill No. 1547	Assembly Bill No. 1785
Assembly Bill No. 1551	Assembly Bill No. 1791
Assembly Bill No. 1558	Assembly Bill No. 1814
Assembly Bill No. 1561	Assembly Bill No. 1816

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

Senate Chamber, November 30, 2006

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day returned without further action:

Assembly Bill No. 1817	Assembly Bill No. 1933
Assembly Bill No. 1818	Assembly Bill No. 1936
Assembly Bill No. 1819	Assembly Bill No. 1940
Assembly Bill No. 1820	Assembly Bill No. 1944
Assembly Bill No. 1821	Assembly Bill No. 1949
Assembly Bill No. 1822	Assembly Bill No. 1951
Assembly Bill No. 1823	Assembly Bill No. 1958
Assembly Bill No. 1824	Assembly Bill No. 1966
Assembly Bill No. 1825	Assembly Bill No. 1970
Assembly Bill No. 1854	Assembly Bill No. 1976
Assembly Bill No. 1860	Assembly Bill No. 1982
Assembly Bill No. 1871	Assembly Bill No. 1985
Assembly Bill No. 1872	Assembly Bill No. 1997
Assembly Bill No. 1882	Assembly Bill No. 2000
Assembly Bill No. 1891	Assembly Bill No. 2014
Assembly Bill No. 1899	Assembly Bill No. 2015
Assembly Bill No. 1906	Assembly Bill No. 2036
Assembly Bill No. 1914	Assembly Bill No. 2040
Assembly Bill No. 1919	Assembly Bill No. 2045
Assembly Bill No. 1923	Assembly Bill No. 2050

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



Senate Chamber, November 30, 2006

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day returned without further action:

Assembly Bill No. 2058  
 Assembly Bill No. 2066  
 Assembly Bill No. 2072  
 Assembly Bill No. 2078  
 Assembly Bill No. 2081  
 Assembly Bill No. 2086  
 Assembly Bill No. 2088  
 Assembly Bill No. 2090  
 Assembly Bill No. 2118  
 Assembly Bill No. 2122  
 Assembly Bill No. 2124  
 Assembly Bill No. 2146  
 Assembly Bill No. 2159  
 Assembly Bill No. 2163  
 Assembly Bill No. 2168  
 Assembly Bill No. 2176  
 Assembly Bill No. 2187  
 Assembly Bill No. 2191  
 Assembly Bill No. 2194  
 Assembly Bill No. 2202

Assembly Bill No. 2208  
 Assembly Bill No. 2213  
 Assembly Bill No. 2221  
 Assembly Bill No. 2228  
 Assembly Bill No. 2229  
 Assembly Bill No. 2235  
 Assembly Bill No. 2262  
 Assembly Bill No. 2284  
 Assembly Bill No. 2286  
 Assembly Bill No. 2294  
 Assembly Bill No. 2304  
 Assembly Bill No. 2313  
 Assembly Bill No. 2314  
 Assembly Bill No. 2321  
 Assembly Bill No. 2322  
 Assembly Bill No. 2334  
 Assembly Bill No. 2339  
 Assembly Bill No. 2340  
 Assembly Bill No. 2344  
 Assembly Bill No. 2356

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

Senate Chamber, November 30, 2006

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day returned without further action:

Assembly Bill No. 2363  
 Assembly Bill No. 2365  
 Assembly Bill No. 2377  
 Assembly Bill No. 2378  
 Assembly Bill No. 2381  
 Assembly Bill No. 2388  
 Assembly Bill No. 2391  
 Assembly Bill No. 2392  
 Assembly Bill No. 2397  
 Assembly Bill No. 2398  
 Assembly Bill No. 2406  
 Assembly Bill No. 2409  
 Assembly Bill No. 2410  
 Assembly Bill No. 2420  
 Assembly Bill No. 2425  
 Assembly Bill No. 2459  
 Assembly Bill No. 2460  
 Assembly Bill No. 2483  
 Assembly Bill No. 2489  
 Assembly Bill No. 2493

Assembly Bill No. 2495  
 Assembly Bill No. 2500  
 Assembly Bill No. 2501  
 Assembly Bill No. 2509  
 Assembly Bill No. 2519  
 Assembly Bill No. 2522  
 Assembly Bill No. 2525  
 Assembly Bill No. 2532  
 Assembly Bill No. 2537  
 Assembly Bill No. 2549  
 Assembly Bill No. 2551  
 Assembly Bill No. 2553  
 Assembly Bill No. 2561  
 Assembly Bill No. 2571  
 Assembly Bill No. 2594  
 Assembly Bill No. 2597  
 Assembly Bill No. 2601  
 Assembly Bill No. 2607  
 Assembly Bill No. 2610  
 Assembly Bill No. 2620

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

Senate Chamber, November 30, 2006

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day returned without further action:

Assembly Bill No. 2625	Assembly Bill No. 2786
Assembly Bill No. 2629	Assembly Bill No. 2788
Assembly Bill No. 2632	Assembly Bill No. 2790
Assembly Bill No. 2644	Assembly Bill No. 2791
Assembly Bill No. 2647	Assembly Bill No. 2794
Assembly Bill No. 2654	Assembly Bill No. 2801
Assembly Bill No. 2663	Assembly Bill No. 2806
Assembly Bill No. 2665	Assembly Bill No. 2814
Assembly Bill No. 2666	Assembly Bill No. 2821
Assembly Bill No. 2697	Assembly Bill No. 2824
Assembly Bill No. 2702	Assembly Bill No. 2834
Assembly Bill No. 2709	Assembly Bill No. 2851
Assembly Bill No. 2721	Assembly Bill No. 2860
Assembly Bill No. 2731	Assembly Bill No. 2873
Assembly Bill No. 2734	Assembly Bill No. 2880
Assembly Bill No. 2739	Assembly Bill No. 2896
Assembly Bill No. 2766	Assembly Bill No. 2899
Assembly Bill No. 2768	Assembly Bill No. 2902
Assembly Bill No. 2782	Assembly Bill No. 2916
Assembly Bill No. 2783	Assembly Bill No. 2928

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

Senate Chamber, November 30, 2006

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day returned without further action:

Assembly Bill No. 2952	Assembly Bill No. 3022
Assembly Bill No. 2956	Assembly Bill No. 3026
Assembly Bill No. 2961	Assembly Bill No. 3042
Assembly Bill No. 2967	Assembly Bill No. 3047
Assembly Bill No. 2969	Assembly Bill No. 3049
Assembly Bill No. 2974	Assembly Bill No. 3054
Assembly Bill No. 2979	Assembly Bill No. 3057
Assembly Bill No. 2980	Assembly Bill No. 3060
Assembly Bill No. 2988	Assembly Bill No. 3066
Assembly Bill No. 2991	Assembly Bill No. 3067
Assembly Bill No. 3000	Assembly Bill No. 3069
Assembly Bill No. 3019	Assembly Bill No. 3075

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

Senate Chamber, November 30, 2006

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day returned without further action:

Assembly Concurrent Resolution No. 39  
Assembly Concurrent Resolution No. 52  
Assembly Concurrent Resolution No. 64  
Assembly Concurrent Resolution No. 118  
Assembly Concurrent Resolution No. 131  
Assembly Concurrent Resolution No. 149  
Assembly Concurrent Resolution No. 166  
Assembly Joint Resolution No. 43  
Assembly Joint Resolution No. 53

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

**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, 2005. 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 2005–November 2006 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 Assembly 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, 2005 and November 30, 2006.

Sincerely,

HECTOR DE LA TORRE  
Chair of the Assembly Committee on Rules

TABLE I  
 CALIFORNIA STATE ASSEMBLY  
 SUMMARY OF EXPENDITURES  
 12/1/2004–11/30/2005

	<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 .....	\$14,356,468.97	\$19,130,977.04	\$5,303,289.56	\$25,678,699.50	\$2,550,177.55	\$67,019,612.62
Employee Benefits .....	—	—	—	—	28,504,758.55	28,504,758.55
Travel & Per Diem (In-State) .....	435,036.99	—	—	—	—	435,036.99
Travel & Per Diem (Out-of-State) .....	9,275.15	—	—	—	—	9,275.15
Staff Travel .....	379,022.16	87,553.41	39,124.97	131,528.06	—	637,228.60
Car Lease .....	270,288.29	—	—	—	—	270,288.29
Car Maintenance .....	108,279.57	—	—	—	—	108,279.57
Gas & Oil .....	207,786.24	—	—	—	—	207,786.24
Car Rental—Staff & Member .....	23,954.91	8,220.82	2,077.95	163,186.36	—	197,440.04
Building, Rent, Maint., & Util. ....	2,982,699.37	—	—	—	91,088.96	3,073,788.33
Office Alterations .....	—	—	—	—	—	0.00
Telephone .....	503,349.35	89,675.43	26,402.31	177,211.25	285,430.61	1,082,068.95
Telegraph .....	—	—	—	—	—	0.00
Postage .....	226,134.95	2,948.09	1,554.33	14,942.57	—	245,579.94
Communications .....	2,918,911.35	—	—	—	—	2,918,911.35
Furniture & Equipment .....	58,350.09	—	—	371,545.22	1,160,006.81	1,589,902.12
Office Supplies .....	370,290.65	39,281.32	19,764.89	403,256.16	2,251.57	834,844.59
Subscriptions, Publ., & Codes .....	118,864.71	52,695.23	12,822.35	77,870.82	1,008.05	263,261.16
Meeting Expenses .....	—	—	—	—	—	0.00
Meeting Expenses (Meals) .....	—	—	—	—	14,656.73	14,656.73
Freight, Moving, & Delivery .....	69,952.89	603.68	109.10	11,214.64	208,133.39	290,013.70
Miscellaneous Services .....	315,865.13	34,766.05	70,732.25	1,881,257.21	994,447.77	3,297,068.41
Study Contracts .....	—	—	—	—	—	0.00
TOTALS, OPERATING FUND .....	\$23,354,530.77	\$19,446,721.07	\$5,475,877.71	\$28,910,711.79	\$33,811,959.99	\$110,999,801.33
Member Per Diem (General Fund) .....	2,157,569.00	—	—	—	—	2,157,569.00
TOTALS, ALL FUNDS .....	\$25,512,099.77	\$19,446,721.07	\$5,475,877.71	\$28,910,711.79	\$33,811,959.99	\$113,157,370.33

TABLE II A  
Member Expenditures  
12/1/2004–11/30/2005

<i>Member</i>	<i>Staff Salary</i>	<i>Travel &amp; Per Diem (In-State)*</i>	<i>Travel &amp; Per Diem (Out-of-State)*</i>	<i>Staff Travel</i>	<i>Car Lease</i>	<i>Car Maintenance</i>	<i>Gas &amp; Oil</i>
Aghazarian.....	\$175,182.84	—	—	\$2,581.28	—	\$21.99	\$928.60
Arambula.....	176,209.30	\$1,138.90	—	5,181.74	—	87.00	1,280.16
Baca Jr.....	192,822.86	7,707.34	—	1,806.08	\$3,525.94	198.72	2,354.26
Bass.....	216,979.78	9,106.00	\$552.00	4,540.37	3,564.00	125.24	1,019.44
Benoit.....	178,747.49	10,749.04	—	7,807.45	4,200.00	3,110.19	4,579.15
Berg.....	140,618.96	12,384.90	—	6,746.80	4,017.72	481.04	749.70
Bermúdez.....	137,570.42	12,113.30	162.40	8,894.18	4,700.00	2,068.06	7,001.50
Blakeslee.....	189,455.09	979.20	—	7,562.38	—	72.00	2,116.55
Bogh.....	186,750.00	8,689.75	—	12,696.53	4,200.00	3,835.88	3,817.20
Calderon.....	186,430.78	12,226.50	—	1,434.86	4,200.00	1,779.18	2,502.86
Canciamilla.....	203,940.39	2,637.20	—	38.84	4,550.00	1,921.50	2,359.15
Chan.....	206,302.78	1,512.70	—	184.47	4,650.00	6,200.13	4,527.69
Chavez.....	95,786.00	11,471.50	—	3,760.30	4,750.00	1,372.10	4,517.74
Chu.....	177,829.18	8,794.00	—	8,327.06	2,040.60	626.62	971.09
Cogdill.....	209,038.31	319.54	—	6,958.59	4,750.00	838.44	6,030.10
Cohn.....	115,308.64	1,280.40	—	3,845.70	4,200.00	2,721.35	4,660.72
Coto.....	243,048.92	1,107.60	—	612.20	3,239.40	240.48	1,663.70
Daucher.....	164,169.31	7,430.60	—	5,172.96	4,750.00	422.91	1,481.71
De La Torre.....	196,928.64	6,615.50	—	4,069.22	3,237.80	99.98	637.66
DeVore.....	182,119.64	5,743.50	—	2,839.76	—	34.98	1,890.72
Dymally.....	221,158.73	7,062.50	—	2,253.51	4,200.00	946.28	2,733.84
Emmerson.....	167,173.64	6,004.40	—	7,910.44	3,442.12	277.24	916.78
Evans.....	219,746.34	1,245.90	—	4,795.54	—	103.99	1,333.02
Frommer.....	213,780.43	5,980.90	—	1,396.35	4,011.25	1,832.42	1,193.15
Garcia.....	196,704.30	7,604.00	—	11,486.29	4,200.00	1,097.19	6,521.22
Goldberg.....	221,951.45	7,672.88	1,071.70	2,460.54	2,249.40	130.15	485.41
Gordon (Deceased 6/25/2005).....	165,293.01	2,135.40	—	6,239.60	2,041.48	8.00	40.67
Hancock.....	123,594.69	1,563.50	—	1,196.33	3,759.00	943.01	1,416.27
Harman.....	158,889.50	6,645.38	1,284.31	3,122.46	4,650.00	420.13	1,715.29
Haynes.....	195,120.53	8,229.75	—	9,034.39	4,200.00	434.74	3,803.76
Horton, Jerome.....	194,608.15	8,145.60	—	2,891.44	4,200.00	2,552.61	1,530.45
Horton, Shirley.....	122,525.91	7,905.50	—	5,494.19	3,925.20	192.65	1,845.07
Houston.....	80,179.80	497.74	—	5,439.90	4,200.00	2,068.61	7,116.28
Huff.....	164,936.26	6,274.40	—	7,331.27	2,976.88	65.20	1,645.79
Jones.....	223,174.95	977.45	—	419.67	4,295.72	1,156.55	316.48
Karnette.....	207,335.02	4,974.80	4,330.94	3,370.79	3,213.96	—	584.22
Keene.....	133,158.29	1,515.00	—	2,792.53	4,200.00	5,240.75	3,520.73
Klehs.....	194,407.94	1,477.10	—	2,086.29	3,690.36	1,460.78	2,289.62



Koretz .....	134,138.36	8,593.70	—	1,769.07	3,381.58	500.23	1,254.77
La Malfa .....	210,345.00	391.80	—	10,221.00	3,752.88	7,636.54	4,947.40
La Suer .....	212,875.67	4,464.30	—	915.03	3,791.19	3,431.57	3,292.41
Laird .....	216,361.02	2,731.20	—	11,194.48	4,800.00	4,332.92	2,757.66
Leno .....	205,092.19	2,984.90	—	457.50	278.67	254.48	2,218.76
Leslie .....	226,705.66	—	1,502.13	2,335.23	4,800.00	575.60	1,837.61
Levine .....	158,035.60	7,237.10	—	4,600.16	11,031.60	283.57	2,673.79
Lieber .....	190,398.56	1,287.90	—	839.35	4,104.72	1,894.25	3,286.56
Lieu (Effective 9/21/2005) .....	29,715.25	1,291.73	—	205.40	595.72	18.99	38.67
Liu .....	218,121.75	5,743.80	—	6,565.43	—	—	856.68
Matthews .....	206,822.83	525.90	—	494.15	3,759.96	150.61	2,562.88
Maze .....	185,391.05	1,017.07	—	4,190.22	4,004.40	2,211.49	5,679.29
McCarthy .....	166,343.60	7,187.82	—	7,911.95	4,200.00	814.11	2,581.86
Montañez .....	125,704.78	11,716.50	—	3,914.22	3,395.04	513.02	1,501.69
Mountjoy .....	192,597.59	5,257.40	—	1,148.55	2,700.15	578.34	1,828.69
Mullin .....	213,920.32	1,100.30	—	3,550.41	2,813.40	1,834.75	3,179.18
Nakanishi .....	152,710.50	198.20	—	2,928.80	4,200.00	3,170.63	3,608.21
Nation .....	191,895.87	2,776.92	371.67	249.66	4,400.00	4,945.83	5,627.38
Nava .....	139,741.39	10,223.20	—	1,966.47	1,252.20	232.38	1,657.75
Negrete McLeod .....	89,552.25	10,170.45	—	8,789.03	3,561.60	636.63	986.16
Niello .....	173,493.25	195.90	—	1,130.26	—	—	59.70
Núñez .....	140,761.52	18,951.39	—	1,472.24	4,200.00	905.42	356.51
Oropeza .....	210,770.07	5,269.60	—	2,031.42	3,850.56	183.72	1,259.98
Parra .....	112,972.32	1,185.30	—	17,299.17	4,043.42	4,143.42	3,854.00
Pavley .....	160,391.19	9,936.40	—	1,881.25	3,347.40	1,079.68	785.96
Plescia .....	110,621.00	6,834.90	—	2,662.69	4,200.00	701.59	2,496.51
Richman .....	204,621.14	8,501.80	—	3,876.27	2,097.68	(470.01)	1,960.86
Ridley-Thomas .....	201,118.43	10,586.20	—	18,480.31	2,511.96	498.81	1,375.27
Runner .....	148,700.41	8,503.30	—	6,186.22	4,200.00	194.06	2,084.89
Ruskin .....	219,623.97	1,352.81	—	2,464.53	2,713.10	461.95	854.94
Saldaña .....	174,770.48	7,358.90	—	5,147.19	3,904.76	10.00	806.70
Salinas .....	226,064.16	353.75	—	6,075.06	3,634.20	2,615.65	3,610.94
Spitzer .....	132,371.73	9,090.70	—	3,024.85	4,200.00	378.42	3,694.60
Strickland .....	212,198.83	5,523.90	—	4,511.35	3,776.72	8.00	3,049.88
Torrico .....	216,648.54	2,887.00	—	1,093.91	2,888.55	425.22	2,756.16
Tran .....	147,083.39	6,948.90	—	4,857.76	3,532.87	9.99	1,763.63
Umberg .....	192,460.00	9,440.60	—	2,684.43	3,132.00	25.94	1,174.56
Vargas .....	195,242.84	7,669.10	—	558.60	3,559.40	473.25	5,155.42
Villines .....	158,786.72	1,122.23	—	7,166.91	3,550.80	850.96	3,531.88
Walters .....	186,041.70	5,942.90	—	7,578.03	1,871.21	102.70	752.20
Wolk .....	209,345.32	942.60	—	1,911.23	2,333.16	577.85	1,115.70
Wyland .....	185,087.77	6,943.40	—	14,423.22	—	8.00	173.15
Yee .....	191,846.68	1,816.10	—	6,640.13	3,886.56	5,770.44	4,883.99
Retired .....	—	4,859.45	—	6,836.72	—	10,120.48	13,753.66
<b>TOTALS .....</b>	<b>\$14,356,468.97</b>	<b>\$435,036.99</b>	<b>\$9,275.15</b>	<b>\$379,022.16</b>	<b>\$270,288.29</b>	<b>\$108,279.57</b>	<b>\$207,786.24</b>

NOTE: Asterisk (\*) indicates that expenditure includes committee- or leadership-incurred expenses as well as Member-related expenditures.

TABLE II B  
Member Expenditures  
12/1/2004–11/30/2005

<i>Member</i>	<i>Car Rental Staff &amp; Member</i>	<i>Dist. Office Rent, Mnt., Ut.</i>	<i>Telephone</i>	<i>Telegraph</i>	<i>Freight</i>	<i>Postage</i>	<i>Communications</i>
Aghazarian.....	–	\$37,136.69	\$5,527.32	–	\$126.95	\$1,202.17	\$70,028.33
Arambula.....	\$1,024.86	985.75	3,632.80	–	697.47	3,943.89	40,690.36
Baca Jr.....	–	22,681.26	4,588.58	–	1,505.86	3,363.10	27,150.52
Bass.....	–	86,892.52	8,645.44	–	–	400.00	–
Benoit.....	76.44	55,313.34	6,017.94	–	500.11	4,271.47	39,136.98
Berg.....	111.97	22,831.22	9,749.75	–	1,095.36	4,518.13	67,741.27
Bermúdez.....	333.00	40,136.46	12,953.20	–	5,143.70	3,755.08	63,190.71
Blakeslee.....	435.47	60,941.20	3,834.47	–	204.12	1,643.25	41,241.59
Bogh.....	318.38	32,119.90	7,046.18	–	819.19	2,881.13	32,887.87
Calderon.....	–	52,241.38	6,520.82	–	1,687.94	1,086.48	52,775.64
Canciamilla.....	64.40	47,182.07	6,707.86	–	84.09	2,651.53	30,138.04
Chan.....	343.54	1,859.95	7,416.59	–	584.80	5,103.40	8,925.38
Chavez.....	66.65	63,693.73	7,486.84	–	852.45	5,031.05	97,437.58
Chu.....	–	54,794.47	3,781.09	–	668.88	2,990.77	7,218.27
Cogdill.....	56.30	36,128.29	4,458.69	–	563.52	7,666.32	17,003.06
Cohn.....	257.09	6,900.88	8,650.81	–	467.59	3,878.74	98,757.19
Coto.....	13.20	779.55	7,379.13	–	316.22	1,091.44	–
Daucher.....	275.83	41,299.70	2,458.40	–	464.05	2,363.42	23,469.99
De La Torre.....	602.88	72,707.72	9,849.74	–	806.05	1,291.42	24,686.94
DeVore.....	129.84	52,352.10	5,146.30	–	940.40	2,341.68	55,969.28
Dymally.....	–	35,465.44	7,643.77	–	3,041.92	1,687.92	–
Emmerson.....	–	38,700.67	4,683.74	–	720.85	3,463.21	–
Evans.....	259.57	16,657.17	3,838.25	–	262.65	3,381.90	6,304.49
Frommer.....	210.08	50,988.86	7,409.06	–	1,589.69	3,320.26	15,218.97
Garcia.....	391.70	51,075.37	6,215.91	–	2,361.35	245.36	15,168.65
Goldberg.....	341.62	40,038.89	4,317.78	–	1,474.60	1,681.23	9,625.42
Gordon (Deceased 6/25/2005).....	186.32	33,798.24	2,507.99	–	932.03	1,642.29	63,138.36
Hancock.....	107.40	40,511.63	5,025.76	–	356.18	1,316.77	56,201.21
Harman.....	351.77	40,142.76	5,239.39	–	423.84	2,853.79	44,905.72
Haynes.....	712.92	36,239.23	5,004.92	–	519.07	3,615.39	20,143.14
Horton, Jerome.....	246.73	23,705.23	7,467.09	–	1,392.89	3,178.56	19,755.09
Horton, Shirley.....	163.24	29,281.04	2,899.61	–	544.72	7,357.85	106,586.44
Houston.....	–	34,589.20	8,917.82	–	854.65	2,588.43	153,460.87
Huff.....	1,021.15	55,482.25	4,560.20	–	627.58	2,094.08	55,310.05
Jones.....	22.10	51,557.40	2,779.89	–	81.08	1,635.87	18,144.49
Karnette.....	1,131.87	46,240.30	6,312.67	–	554.65	2,414.73	15,948.14
Keene.....	64.00	35,189.80	3,025.70	–	132.62	711.56	31,851.56
Klehs.....	–	51,667.59	3,446.21	–	429.07	2,327.07	42,709.28
Koretz.....	89.29	55,042.83	5,306.49	–	1,245.70	3,757.00	71,843.22

La Malfa .....	20.30	26,363.53	8,024.01	—	82.67	3,238.97	279.68
La Suer.....	—	33,730.30	3,673.28	—	396.02	3,927.51	—
Laird.....	124.52	25,805.64	8,407.12	—	295.21	1,975.04	—
Leno.....	64.83	965.51	5,782.52	—	364.67	2,029.40	5,961.73
Leslie.....	23.40	30,201.63	4,902.49	—	153.12	1,820.05	2,471.86
Levine.....	414.15	974.17	4,921.16	—	635.38	2,783.06	64,625.49
Lieber.....	498.00	60,728.31	9,954.14	—	1,446.47	3,623.54	16,912.80
Lieu (Effective 9/21/2005).....	—	7,044.70	115.86	—	74.52	—	—
Liu.....	362.75	55,300.89	5,103.04	—	891.88	1,479.50	—
Matthews.....	111.91	15,949.00	4,057.80	—	517.35	2,548.95	842.12
Maze.....	53.30	2,617.70	5,951.04	—	689.59	3,015.89	18,165.36
McCarthy.....	534.73	34,170.61	3,517.40	—	2,930.58	2,741.08	40,234.54
Montañez.....	290.12	65,352.31	18,411.78	—	3,122.28	2,986.19	69,586.11
Mountjoy.....	193.13	39,313.50	6,890.24	—	440.12	3,650.03	—
Mullin.....	58.30	48,043.84	1,748.32	—	342.61	4,184.48	—
Nakanishi.....	139.90	18,414.57	1,929.05	—	7.05	704.81	90,986.52
Nation.....	485.45	36,687.13	7,606.58	—	129.00	2,311.53	40,067.33
Nava.....	1,408.86	55,352.31	6,097.31	—	1,353.76	2,722.92	72,566.26
Negrete McLeod.....	697.11	37,984.22	6,336.79	—	1,522.96	7,202.40	99,448.77
Niello.....	—	38,523.04	1,337.29	—	77.10	2,218.95	47,784.64
Núñez.....	—	605.44	5,964.05	—	1,534.16	1,878.95	56,503.28
Oropeza.....	—	47,558.52	9,285.96	—	1,035.94	2,643.68	21,592.90
Parra.....	110.16	52,720.59	12,625.78	—	2,479.21	1,986.65	55,031.58
Pavley.....	223.15	33,140.79	7,634.48	—	620.29	5,321.19	45,882.03
Plescía.....	—	40,307.89	3,991.68	—	581.16	1,781.40	120,726.85
Richman.....	61.70	32,367.60	6,359.77	—	231.53	—	—
Ridley-Thomas.....	1,925.25	7,069.51	9,700.30	—	771.17	1,279.81	4,495.59
Runner.....	917.56	34,739.94	9,210.01	—	789.48	2,470.03	65,082.53
Ruskin.....	405.95	72,666.83	3,805.48	—	148.46	3,338.74	13,650.40
Saldaña.....	148.42	54,665.39	5,143.31	—	540.96	3,063.29	58,399.86
Salinas.....	1,670.74	18,694.54	4,080.66	—	480.46	1,683.23	13,267.58
Spitzer.....	—	28,426.87	9,120.74	—	2,835.37	4,724.02	70,871.09
Strickland.....	—	38,533.44	5,365.02	—	890.58	2,976.96	22,041.27
Torrico.....	43.10	33,474.25	3,317.45	—	287.46	1,528.32	9,872.96
Tran.....	576.40	36,110.03	2,555.87	—	1,379.34	5,628.10	67,606.10
Umberg.....	19.95	57,200.69	7,651.36	—	534.14	4,630.40	16,087.15
Vargas.....	42.70	42,768.43	4,682.19	—	1,815.73	856.33	37,697.02
Villines.....	265.50	44,045.40	2,433.55	—	228.51	1,920.05	43,841.55
Walters.....	—	30,253.87	2,185.59	—	660.59	3,299.48	32,796.85
Wolk.....	77.60	37,683.74	7,364.45	—	677.75	4,058.93	—
Wyland.....	—	40,732.24	3,735.79	—	597.33	2,940.87	31,009.88
Yee.....	163.30	679.90	7,863.13	—	158.99	5,429.48	17,757.57
Retired.....	2,413.06	9,378.48	26,051.31	—	128.05	(3,217.00)	—
TOTALS.....	\$23,954.91	\$2,982,699.37	\$503,349.35	\$0.00	\$69,952.89	\$226,134.95	\$2,918,911.35

TABLE II C  
Member Expenditures  
12/1/2004–11/30/2005

<i>Member</i>	<i>Furniture &amp; Equipment*</i>	<i>Office Supplies</i>	<i>Subscr. &amp; Publications</i>	<i>Misc. Services</i>	<i>TOTAL</i>	<i>Member Per Diem (Gen. Fund)</i>	<i>TOTAL EXP. (ALL FUNDS)</i>
Aghazarian.....	\$116.75	\$1,884.27	\$1,152.83	\$2,068.98	\$297,959.00	\$28,566.00	\$326,525.00
Arambula.....	411.59	13,667.38	3,142.06	4,719.15	256,812.41	28,384.00	285,196.41
Baca Jr.....	1,592.21	5,351.93	2,510.04	11,987.53	289,146.23	28,566.00	317,712.23
Bass.....	595.39	5,518.22	1,052.45	4,417.65	343,408.50	27,970.00	371,378.50
Benoit.....	1,784.45	2,297.17	986.38	3,126.16	322,703.76	28,014.00	350,717.76
Berg.....	378.44	5,372.44	1,821.66	1,938.48	280,557.84	28,246.00	308,803.84
Bermúdez.....	2,037.40	7,455.54	1,956.13	8,192.87	317,663.95	28,384.00	346,047.95
Blakeslee.....	584.10	5,543.44	708.12	1,930.71	317,251.69	28,566.00	345,817.69
Bogh.....	345.25	3,321.55	1,306.70	3,928.10	304,963.61	28,566.00	333,529.61
Calderon.....	223.46	3,908.59	188.80	2,836.38	330,043.67	28,384.00	358,427.67
Canciamilla.....	–	3,437.59	2,665.04	1,392.08	309,769.78	27,694.00	337,463.78
Chan.....	303.56	3,671.48	2,673.43	3,226.07	257,485.97	28,384.00	285,869.97
Chavez.....	–	2,177.63	750.58	2,712.44	301,866.59	28,384.00	330,250.59
Chu.....	144.74	4,002.23	1,655.07	4,848.03	278,692.10	28,108.00	306,800.10
Cogdill.....	235.00	5,309.47	1,001.33	1,677.60	302,034.56	28,152.00	330,186.56
Cohn.....	726.81	9,855.04	2,381.77	13,425.06	277,317.79	28,566.00	305,883.79
Coto.....	656.39	2,591.60	756.82	2,107.91	265,604.56	28,384.00	293,988.56
Daucher.....	511.40	3,416.23	749.38	832.18	259,268.07	28,290.00	287,558.07
De La Torre.....	575.51	4,964.55	968.92	5,883.63	333,926.16	27,647.00	361,573.16
DeVore.....	228.30	1,799.16	1,521.54	2,129.62	315,186.82	28,566.00	343,752.82
Dymally.....	338.56	6,946.58	9,197.30	5,349.68	308,026.03	28,384.00	336,410.03
Emmerson.....	–	3,577.24	500.51	2,883.17	240,254.01	28,014.00	268,268.01
Evans.....	1,121.13	5,236.58	548.90	2,992.39	267,827.82	28,384.00	296,211.82
Frommer.....	245.55	9,026.66	1,483.31	3,539.86	321,226.80	28,108.00	349,334.80
Garcia.....	788.87	4,206.74	1,623.21	6,644.82	316,334.98	28,014.00	344,348.98
Goldberg.....	244.94	3,257.57	1,176.19	2,436.67	300,616.44	28,384.00	329,000.44
Gordon (Deceased 6/25/2005).....	93.47	2,536.75	820.09	915.69	282,329.39	22,036.00	304,365.39
Hancock.....	415.94	3,860.93	2,864.05	1,853.55	244,986.22	27,970.00	272,956.22
Harman.....	45.00	2,002.49	605.18	1,382.32	274,679.33	27,600.00	302,279.33
Haynes.....	90.00	1,918.68	1,135.96	844.54	291,047.02	28,566.00	319,613.02
Horton, Jerome.....	386.35	3,471.11	3,357.99	8,310.80	285,200.09	27,600.00	312,800.09
Horton, Shirley.....	213.75	2,342.98	735.52	1,639.32	293,652.99	28,290.00	321,942.99
Houston.....	–	1,519.29	647.18	3,824.42	305,904.19	28,014.00	333,918.19
Huff.....	676.90	3,948.30	311.54	5,147.86	312,409.71	28,014.00	340,423.71
Jones.....	308.17	6,280.63	1,101.63	2,426.73	314,678.81	–	314,678.81
Karnette.....	3,508.62	4,738.13	3,755.82	2,947.04	311,361.70	28,384.00	339,745.70
Keene.....	49.35	1,574.29	2,318.62	689.32	226,034.12	27,876.00	253,910.12
Klehs.....	1,921.10	4,932.96	1,438.90	2,903.80	317,188.07	28,384.00	345,572.07
Koretz.....	1,293.00	5,263.63	3,076.51	7,117.81	303,673.19	28,384.00	332,057.19

La Malfa.....	-	1,977.15	1,349.01	2,419.66	281,049.60	28,566.00	309,615.60
La Suer.....	429.30	2,929.79	658.80	2,850.50	277,365.67	27,600.00	304,965.67
Laird.....	851.91	3,064.11	906.03	2,055.04	285,661.90	25,717.00	311,378.90
Leno.....	615.08	6,578.39	2,512.32	3,799.48	239,960.43	28,246.00	268,206.43
Leslie.....	-	2,529.17	1,326.80	1,405.86	282,590.61	28,566.00	311,156.61
Levine.....	148.15	7,459.69	3,420.30	2,243.23	271,486.60	27,832.00	299,318.60
Lieber.....	2,118.48	11,734.32	-	5,045.80	313,873.20	28,246.00	342,119.20
Lieu (Effective 9/21/2005).....	-	128.07	-	332.44	39,561.35	-	39,561.35
Liu.....	-	2,772.03	1,139.70	4,179.91	302,517.36	25,254.00	327,771.36
Matthews.....	646.80	3,133.11	2,931.59	5,064.08	250,119.04	28,384.00	278,503.04
Maze.....	1,686.37	2,049.90	450.66	1,919.99	239,093.32	27,600.00	266,693.32
McCarthy.....	287.10	8,814.00	1,336.20	10,952.16	294,557.74	26,910.00	321,467.74
Montañez.....	3,023.93	11,021.02	1,416.20	12,326.77	334,281.96	28,246.00	362,527.96
Mountjoy.....	139.98	1,432.26	598.70	1,346.92	258,115.60	28,290.00	286,405.60
Mullin.....	594.49	2,951.60	715.62	2,509.53	287,547.15	28,384.00	315,931.15
Nakanishi.....	250.00	2,593.71	1,043.05	1,574.73	284,459.73	28,014.00	312,473.73
Nation.....	-	2,261.76	977.44	261.94	301,055.49	28,246.00	329,301.49
Nava.....	-	5,112.91	139.44	3,328.88	303,156.04	27,970.00	331,126.04
Negrete McLeod.....	923.65	11,170.54	1,698.49	10,621.53	291,302.58	28,566.00	319,868.58
Niello.....	-	2,413.92	1,807.41	3,754.04	272,795.50	-	272,795.50
Núñez.....	252.75	8,693.55	284.00	94.79	242,458.05	27,970.00	270,428.05
Oropeza.....	37.40	5,897.92	1,419.41	3,219.11	316,056.19	28,337.00	344,393.19
Parra.....	172.34	6,060.42	2,689.76	6,379.04	283,753.16	28,384.00	312,137.16
Pavley.....	249.00	4,898.05	2,244.98	1,642.43	279,278.27	28,246.00	307,524.27
Plescía.....	125.00	3,002.96	996.28	2,429.72	301,459.63	28,014.00	329,473.63
Richman.....	427.50	1,017.81	258.80	1,395.86	262,708.31	28,566.00	291,274.31
Ridley-Thomas.....	454.00	6,357.99	2,286.43	4,345.66	273,256.69	27,004.00	300,260.69
Runner.....	114.72	1,396.81	7.66	2,504.14	287,101.76	27,462.00	314,563.76
Ruskin.....	1,845.48	4,345.74	999.90	2,657.69	331,335.97	28,384.00	359,719.97
Saldaña.....	507.87	4,816.55	491.63	3,253.43	323,028.74	28,384.00	351,412.74
Salinas.....	13.17	3,020.97	866.52	2,505.04	288,636.67	28,384.00	317,020.67
Spitzer.....	568.05	1,951.43	1,071.11	4,561.64	276,890.62	28,290.00	305,180.62
Strickland.....	93.47	2,215.00	829.95	4,545.32	306,559.69	28,014.00	334,573.69
Torrico.....	180.81	4,832.33	957.15	1,177.40	282,370.61	28,384.00	310,754.61
Tran.....	1,156.98	3,078.92	1,108.78	13,097.02	296,494.08	28,428.00	324,922.08
Umberg.....	9,828.61	6,423.40	616.56	8,448.53	320,358.32	28,566.00	348,924.32
Vargas.....	211.40	2,961.33	1,931.79	2,412.78	308,038.31	28,290.00	336,328.31
Villines.....	106.67	2,437.04	609.93	2,298.60	273,196.30	28,566.00	301,762.30
Walters.....	483.30	1,963.28	1,040.91	1,594.82	276,567.43	26,910.00	303,477.43
Wolk.....	450.15	5,758.70	1,579.85	5,861.10	279,738.13	-	279,738.13
Wyland.....	652.66	2,831.58	1,850.75	4,457.64	295,444.28	27,738.00	323,182.28
Yee.....	4,174.51	14,223.17	1,452.03	5,566.40	272,312.38	28,384.00	300,696.38
Retired.....	1,337.56	7,791.20	2,195.31	6,194.06	87,842.34	-	87,842.34
TOTALS.....	\$58,350.09	\$370,290.65	\$118,864.71	\$315,865.13	\$23,354,530.77	\$2,157,569.00	\$25,512,099.77

NOTE: Asterisk (\*) indicates that expenditure includes committee- or leadership-incurred expenses as well as Member-related expenditures.

TABLE III  
Committee Expenditures  
12/1/2004–11/30/2005

<i>Committee</i>	<i>Staff Salary</i>	<i>Staff Travel</i>	<i>Car Rental</i>	<i>Postage</i>	<i>Freight</i>	<i>Telephone</i>	<i>Telegraph</i>	<i>Subscr. &amp; Publications</i>	<i>Office Supplies</i>	<i>Misc. Services</i>	<i>TOTAL EXP.</i>
Aging & Long-Term Care .....	\$412,081.63	\$3,496.96	–	\$71.53	\$18.90	\$993.18	–	\$163.80	\$823.61	\$136.12	\$417,785.73
Agriculture .....	422,322.75	–	–	13.50	–	1,444.36	–	1,574.94	748.74	430.45	426,534.74
Appropriations .....	1,241,280.68	3,006.93	\$399.93	9.64	295.54	3,674.66	–	1,733.24	3,889.30	76.71	1,254,366.63
Arts, Entertainment, Sports, Tourism, & Internet Media ..	389,077.46	2,694.00	397.50	–	5.00	3,733.77	–	1,627.34	384.82	162.79	398,082.68
Banking & Finance .....	503,965.17	3,707.19	81.80	14.47	85.01	3,858.71	–	1,976.02	1,845.91	292.88	515,827.16
Budget .....	1,309,886.36	9,001.16	1,173.44	1.40	–	9,538.60	–	144.81	1,761.44	943.46	1,332,450.67
* No. 1-Health & Human Services .....	157,284.55	849.57	508.13	–	–	512.98	–	–	–	280.00	159,435.23
* No. 2-Education Finance .....	518,653.05	445.20	–	–	26.20	1,033.42	–	–	–	–	520,157.87
* No. 3-Resources .....	375,247.00	1,204.05	53.02	–	–	2,303.17	–	–	–	–	378,807.24
* No. 4-State Administration ..	369,224.56	1,235.29	127.86	–	–	3,367.63	–	–	–	–	373,955.34
* No. 5-Information Technology/Transportation...	229,492.26	667.60	–	–	–	894.91	–	–	–	–	231,054.77
Business & Professions.....	723,149.00	2,247.30	295.93	3.87	–	5,210.03	–	381.12	2,067.16	552.45	733,906.86
Education.....	691,256.32	2,208.67	161.27	48.71	16.17	4,553.25	–	44.85	549.05	303.28	699,141.57
Elections & Redistricting.....	236,438.88	1,552.16	–	24.19	22.34	1,168.67	–	339.66	803.08	1,069.37	241,418.35
Environmental Safety & Toxic Materials.....	372,443.57	484.73	180.08	9.72	6.71	3,113.36	–	1,810.30	947.57	470.19	379,466.23
Governmental Organization .....	528,970.91	2,753.02	474.35	275.20	–	2,691.58	–	1,051.63	1,709.67	215.74	538,142.10
Health .....	900,277.36	1,143.25	59.26	30.16	–	2,856.43	–	2,575.81	3,711.54	554.93	911,208.74
Higher Education .....	438,823.71	4,848.24	747.25	1,223.56	14.62	1,228.10	–	577.31	887.68	223.86	448,574.33
Housing & Community Development .....	504,936.23	1,747.95	–	82.56	17.47	1,344.36	–	1,942.50	618.56	221.44	510,911.07
Human Services .....	479,665.88	654.76	126.08	12.87	–	997.22	–	125.87	723.95	942.82	483,249.45
Insurance .....	628,507.00	3,563.52	372.66	4.96	–	886.40	–	255.34	332.94	51.72	633,974.54
Jobs, Economic Development, & the Economy .....	314,346.32	2,023.96	199.38	9.72	–	1,150.03	–	790.79	899.36	513.23	319,932.79
Judiciary .....	567,924.84	265.20	–	104.46	17.85	5,062.91	–	11,291.47	2,634.68	1,706.68	589,008.09
Labor & Employment .....	566,246.68	1,687.89	47.45	219.47	–	1,909.91	–	738.00	469.66	331.12	571,650.18
Local Government.....	458,299.43	263.50	223.97	177.39	–	4,033.59	–	6,048.60	1,048.24	92.73	470,187.45
Natural Resources .....	497,071.10	1,269.63	226.01	92.18	17.05	1,239.31	–	2,000.84	1,256.19	828.28	504,000.59
Public Employees, Retirement & Social Security .....	435,835.21	1,244.62	99.74	20.18	–	971.80	–	2,183.86	694.01	219.94	441,269.36
Public Safety .....	831,733.87	946.70	–	108.29	13.74	1,259.34	–	2,613.29	2,335.15	3,337.32	842,347.70
Revenue & Taxation .....	446,016.78	4,221.12	95.26	136.90	–	2,062.22	–	771.67	1,515.66	343.32	455,162.93
Transportation .....	645,323.22	5,431.08	1,047.40	128.36	16.72	4,996.05	–	2,936.22	3,470.47	302.41	663,651.93

Utilities & Commerce.....	601,162.18	11,178.66	684.88	5.10	7.52	2,752.73	—	3,351.36	14.95	421.17	619,578.55
Veterans Affairs.....	321,936.38	1,854.69	47.63	—	—	741.87	—	594.91	706.44	244.16	326,126.08
* Base Closure & Redevelop- ment.....	7,666.00	—	—	—	—	6.69	—	—	—	—	7,672.69
Water, Parks & Wildlife.....	576,141.69	551.65	—	38.28	—	2,171.03	—	113.03	896.54	305.94	580,218.16
<i>Special &amp; Select Committees</i>											
<i>California Latin American</i>											
Affairs.....	81,101.00	—	—	—	—	827.68	—	—	—	—	81,928.68
California Ports.....	69,835.00	—	51.35	—	—	—	—	—	—	—	69,886.35
California Wine.....	15,643.05	—	—	—	—	—	—	—	—	—	15,643.05
Critical Issues.....	56,305.28	—	—	—	—	110.40	—	—	—	—	56,415.68
Growth & Infrastructure.....	266,691.23	903.60	—	—	—	219.69	—	—	—	19.22	267,833.74
<i>Joint Committee to Develop a Master Plan to End Poverty in California.....</i>											
	81,077.77	234.80	—	—	—	—	—	—	—	—	81,312.57
<i>Joint Committee on Fisheries &amp; Aquaculture.....</i>											
	74,947.59	450.00	—	—	—	374.86	—	—	56.14	58.00	75,886.59
<i>Joint Legislative Audit Commit- tee.....</i>											
	385,858.20	3,726.20	211.88	81.07	22.84	2,142.97	—	623.09	1,478.81	18,434.32	412,579.38
Legislative Ethics.....	128,676.73	1,482.00	127.31	0.35	—	895.17	—	2,313.56	—	380.00	133,875.12
Los Angeles Health Care Crisis..	120,666.00	1,009.60	—	—	—	77.87	—	—	—	300.00	122,053.47
<i>Water, Infrastructure &amp; the Economy.....</i>											
	147,487.16	1,296.96	—	—	—	1,264.52	—	—	—	—	150,048.64
<b>TOTALS.....</b>	<b>\$19,130,977.04</b>	<b>\$87,553.41</b>	<b>\$8,220.82</b>	<b>\$2,948.09</b>	<b>\$603.68</b>	<b>\$89,675.43</b>	<b>\$0.00</b>	<b>\$52,695.23</b>	<b>\$39,281.32</b>	<b>\$34,766.05</b>	<b>\$19,446,721.07</b>

\* Subcommittee of Standing Committee.

TABLE IV  
Leadership Expenditures  
12/1/2004–11/30/2005

<i>Leadership</i>	<i>Staff Salary</i>	<i>Staff Travel</i>	<i>Car Rental</i>	<i>Postage</i>	<i>Freight</i>	<i>Telephone</i>	<i>Telegraph</i>	<i>Subscr. &amp; Publications</i>	<i>Office Supplies</i>	<i>Misc. Services</i>	<i>TOTAL EXP.</i>
Speaker.....	\$359,401.30	\$9,355.60	\$294.05	\$1,228.23	\$81.80	\$14,947.11	—	\$12,081.83	\$17,624.95	\$68,659.02	\$483,673.89
Speaker pro Tempore.....	605,134.52	2,752.06	94.61	—	—	505.00	—	—	148.64	343.16	608,977.99
Asst. Speaker pro Tempore.....	439,657.45	418.20	—	—	—	660.38	—	—	—	—	440,736.03
Chair, Rules Committee.....	760,157.83	7,110.75	704.87	—	—	1,969.18	—	—	484.19	51.72	770,478.54
Member of Rules—Baca Jr.....	167,088.77	2,902.84	40.39	—	—	640.05	—	—	—	—	170,672.05
Member of Rules—Coto.....	199,454.08	418.04	—	—	—	285.14	—	—	—	—	200,157.26
Member of Rules—Dymally.....	163,054.05	2,702.80	—	—	—	234.62	—	—	—	—	165,991.47
Member of Rules—Karnette.....	198,207.00	474.89	38.97	—	—	442.68	—	—	—	—	199,163.54
Member of Rules—Mullin.....	15,664.00	—	—	—	—	—	—	—	—	—	15,664.00
Democratic Caucus Chair.....	459,471.67	3,701.90	491.58	—	—	364.55	—	—	—	—	464,029.70
Democratic Whip—Bass.....	122,331.30	2,279.84	—	—	—	1,320.30	—	—	—	51.72	125,983.16
Democratic Whip—Levine.....	11,703.00	198.20	—	—	—	—	—	—	—	—	11,901.20
Democratic Whip—Núñez.....	94,562.45	592.70	—	—	—	277.13	—	—	—	—	95,432.28
Asst. Democratic Whip.....	156,961.01	198.40	—	—	—	375.44	—	—	—	103.44	157,638.29
Majority Floor Leader.....	825,956.00	2,479.03	273.80	—	—	1,977.74	—	—	—	163.72	830,850.29
Asst. Majority Leader.....	507,001.88	2,849.44	—	—	—	1,815.56	—	—	—	—	511,666.88
Asian Pacific Islander Caucus....	83,690.75	158.60	57.41	326.10	27.30	555.04	—	740.52	1,507.11	1,359.47	88,422.30
Black Caucus.....	42,000.00	—	—	—	—	—	—	—	—	—	42,000.00
Latino Legislative Caucus.....	41,788.50	—	—	—	—	—	—	—	—	—	41,788.50
Women's Legislative Caucus.....	50,004.00	531.68	82.27	—	—	32.39	—	—	—	—	50,650.34
TOTALS.....	\$5,303,289.56	\$39,124.97	\$2,077.95	\$1,554.33	\$109.10	\$26,402.31	\$0.00	\$12,822.35	\$19,764.89	\$70,732.25	\$5,475,877.71



TABLE V  
Support Services Expenditures  
12/1/2004–11/30/2005

	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 .....	\$4,090,661.08	\$38,176.62	\$31,950.05	\$26,293.88	–	\$10,247.89	\$9,131.97	\$185,208.93	\$63,953.72	\$8,384.36	\$274,883.06	\$4,738,891.56
Democratic Caucus.....	9,722,009.38	60,091.09	11,237.54	91,463.70	–	1,584.79	1,045.40	39,402.48	152,771.09	17,462.49	90,011.70	10,187,079.66
Republican Caucus.....	6,811,016.02	20,978.93	3,377.95	25,855.81	–	422.53	200.53	27,863.31	87,375.31	47,126.59	44,587.23	7,068,804.21
Reproduction Center...	903,726.09	–	1,976.83	2,411.70	–	29.95	318.74	117,326.72	48,718.58	–	1,451,504.15	2,526,012.76
Chief Clerk.....	1,439,638.67	1,287.80	348.74	3,354.96	–	2,414.69	327.84	166.09	17,501.22	2,339.77	16,714.38	1,484,094.16
Sergeant at Arms .....	2,078,489.02	8,326.26	114,295.25	26,083.25	–	242.72	190.16	1,471.02	32,840.64	2,557.61	3,531.97	2,268,027.90
Computer Services .....	245,309.99	–	–	896.37	–	–	–	–	–	–	–	246,206.36
Office of Planning, Policy & Research.	387,849.25	2,667.36	–	851.58	–	–	–	106.67	95.60	–	24.72	391,595.18
TOTALS .....	\$25,678,699.50	\$131,528.06	\$163,186.36	\$177,211.25	\$0.00	\$14,942.57	\$11,214.64	\$371,545.22	\$403,256.16	\$77,870.82	\$1,881,257.21	\$28,910,711.79

TABLE VI  
General Overhead Expenditures  
12/1/2004–11/30/2005

Miscellaneous Salaries .....	\$2,550,177.55
Employee Benefits .....	28,504,758.55
Building, Rent, Maintenance, & Utilities.....	91,088.96
Office Alterations .....	0.00
Telephone .....	285,430.61
Furniture & Equipment .....	1,160,006.81
Office Supplies.....	2,251.57
Subscriptions, Publications, & Codes.....	1,008.05
Meeting Expenses .....	0.00
Meeting Expenses (Meals).....	14,656.73
Freight, Moving, & Delivery .....	208,133.39
Other Miscellaneous Services.....	994,447.77
Study Contracts .....	0.00
TOTALS .....	\$33,811,959.99

TABLE VII  
Assembly Operating Fund Transfers  
12/1/2004–11/30/2005

California Highway Patrol .....	\$8,905.84
California State University.....	86,200.00
Department of Parks & Recreation.....	1,610,403.78
Joint Legislative Budget Committee.....	3,138,583.00
TOTALS .....	\$4,844,092.62

**ADJOURNMENT**

At 12 p.m., November 30, 2006, pursuant to the provisions of Article IV, Section 3(a) of the Constitution and Joint Rule 51, the 2005–2006 Regular Session of the Legislature adjourned *sine die*.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

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**APPENDICES TO ASSEMBLY JOURNALS**

2005–2006 REGULAR SESSION

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# California State Assembly

## Appendix No. 1 to Assembly Journal



Standing Rules of the Assembly  
2005-06 Regular Session

Standing Rules of the Senate  
2005-06 Regular Session

Temporary Joint Rules of the Senate and Assembly  
1997-98

(Usage and Custom)

Constitution of California, Article IV

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Assembly Chamber  
May, 2006

(Please direct inquiries or requests for additional copies to the Office of the Chief Clerk at 319-2856.)



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\* SCR No. 1 (Battin), (2005–06 Regular Session) adopted by the Senate, April 7, 2005, Senate Journal, p. 478; pending adoption by the Assembly.





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# STANDING RULES OF THE ASSEMBLY

2005–06 Regular Session

House Resolution No. 1 (Montañez)  
(Adopted December 6, 2004, Assembly Journal, p. 56)

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**STANDING RULES OF THE ASSEMBLY**  
**2005–06 REGULAR SESSION**

**I. LEGISLATIVE ORGANIZATION**

**Assembly General Officers**

1. (a) The general officers of the Assembly are the following:

- (1) Speaker
- (2) Speaker pro Tempore  
Assistant Speaker pro Tempore  
Majority Floor Leader  
Minority Floor Leader
- (3) Chief Clerk  
Sergeant at Arms  
Chaplain

(b) Except for the officers listed in paragraph (2) of subdivision (a), each officer listed in subdivision (a) shall be elected by a majority vote of the duly elected and qualified Members.

(c) The Chief Clerk, subject to the approval of the Committee on Rules, shall determine the names and titles that shall appear on the front page of all publications.

**Hours of Meeting**

2. The Speaker, or, in his or her absence, the Speaker pro Tempore, shall determine the time for convening the session, unless otherwise ordered by a majority vote of the Members present and voting.

**Speaker to Call Assembly to Order**

3. The Speaker, or, in his or her absence, the Speaker pro Tempore, shall, at the hour appointed for meeting, call the Assembly to order.

**Roll Call and Quorum**

4. Before proceeding with the business of the Assembly, both of the following shall be completed:

(1) The roll of the Members shall be called, and the names of those present shall be entered in the Journal. Forty-one Members constitute a quorum.

(2) The presiding officer shall announce the names of all Members who will be absent from that day's session and the reason for their absence.

**Organization of Assembly**

5. For the purposes of the organization of any regular session of the Assembly pursuant to Section 9023 of the Government Code, the person who was the Speaker when the previous regular session adjourned *sine die*, if he or she is reelected to the Assembly, shall be deemed to be the senior member elect.

**II. RULES**

**Adoption of Standing Rules**

6. The adoption of the Standing Rules requires an affirmative recorded vote of a majority of the duly elected and qualified Members. When once adopted, the Standing Rules shall remain in effect unless suspended or amended as provided in these rules.

**Suspension of Rules**

7. Unless specified otherwise in these rules, any Standing Rule of the Assembly not requiring more than a majority vote, except Rule 8, may be suspended temporarily by a vote of a majority of the Members of the Assembly. A rule requiring a two-thirds vote may be temporarily suspended by a two-thirds vote of the Members of the Assembly. A temporary suspension applies only to the matter under immediate consideration, and in no case may it extend beyond an adjournment.

**Amending Standing Rules**

8. A standing rule of the Assembly may not be amended except by a resolution adopted by an affirmative recorded vote of a majority of the duly elected and qualified Members.

**Mason's Manual**

10. In all cases not provided for by the California Constitution, by the Assembly Rules, by the Joint Rules of the Senate and Assembly, or by statute, the authority is the latest edition of Mason's Manual.

**III. ORGANIZATION OF COMMITTEES****Standing Committees**

11. Twenty-nine standing committees of the Assembly are hereby created, upon the several subjects, and titled respectively, as follows:

- Aging and Long-Term Care
- Agriculture
- Appropriations
- Arts, Entertainment, Sports, Tourism, and Internet Media
- Banking and Finance
- Budget
- Business and Professions
- Education
- Elections and Redistricting
- Environmental Safety and Toxic Materials
- Governmental Organization
- Health
- Higher Education
- Housing and Community Development
- Human Services
- Insurance
- Jobs, Economic Development, and the Economy
- Judiciary
- Labor and Employment
- Local Government
- Natural Resources
- Public Employees, Retirement and Social Security
- Public Safety
- Revenue and Taxation
- Rules
- Transportation
- Utilities and Commerce
- Veterans Affairs
- Water, Parks and Wildlife

**Open Meetings**

11.3. (a) Except as otherwise provided in this rule, all meetings of the Assembly or a committee thereof shall be open and public, and all persons shall be permitted to attend the meetings. As used in this rule, “meeting” means a gathering of a quorum of the Members of the Assembly or a committee in one place for the purpose of discussing legislative or other official matters within the jurisdiction of the Assembly or committee. As used in this rule, “committee” includes a standing committee, joint committee, conference committee, subcommittee, select committee, special committee, research committee, or any similar body.

(b) Any meeting that is required to be open and public pursuant to this rule, including any closed session held pursuant to subdivision (c), may be held only after full and timely notice to the public as provided by the Joint Rules of the Assembly and Senate.

(c) The Assembly or a committee thereof may hold a closed session solely for any of the following purposes:

(1) To consider the appointment, employment, evaluation of performance, or dismissal of a public officer or employee, to consider or hear complaints or charges brought against a Member of the Legislature or other public officer or employee, or to establish the classification or compensation of an employee of the Assembly.

(2) To consider matters affecting the safety and security of Members of the Legislature or its employees, or the safety and security of any buildings and grounds used by the Legislature.

(3) To confer with, or receive advice from, its legal counsel regarding pending or reasonably anticipated litigation, or whether to initiate litigation, when discussion in open session would not protect the interests of the Assembly or committee regarding the litigation.

(d) A caucus of the Members of the Assembly that is composed of members of the same political party may meet in closed session.

(e) A closed session may be held pursuant to paragraph (3) of subdivision (c) under any of the following circumstances:

(1) An adjudicatory proceeding before a court, administrative body exercising its adjudicatory authority, hearing officer, or arbitrator, to which the Assembly or a committee, Member, or employee thereof is a party, has been initiated formally.

(2) Based on existing facts and circumstances, a point has been reached where, in the opinion of the Assembly or a committee thereof, on the advice of its legal counsel, litigation against the Assembly or a committee, Member, or employee thereof is reasonably anticipated.

(3) Based on existing facts and circumstances, the Assembly or a committee thereof has decided to initiate, or is deciding whether to initiate, litigation.

(4) To confer with, or receive advice from, its legal counsel and negotiator prior to the purchase, sale, exchange, or lease of real property by or for the Assembly or a committee thereof regarding the price and terms of payment for the purchase, sale, exchange, or lease.

(f) Prior to holding a closed session pursuant to paragraph (3) of subdivision (c), the presiding officer of the Assembly or the chair of the committee, as appropriate, shall state publicly which paragraph of subdivision (e) is applicable. If the closed session is held pursuant to paragraph (1) of subdivision (e), the presiding officer or chair shall state the title of or otherwise specifically identify the litigation to be

discussed, unless the presiding officer or chair states that to do so would jeopardize the ability to effectuate service of process upon one or more unserved parties, or that to do so would jeopardize the ability of the Assembly or the committee to conclude existing settlement negotiations to its advantage. If the closed session is held pursuant to paragraph (4) of subdivision (e), the notice of the closed session shall identify the real property that the negotiations may concern and the person with whom the negotiations may take place.

(g) The legal counsel for the Assembly or the committee shall prepare and submit to the Assembly or the committee a memorandum stating the specific reasons and legal authority for the closed session. If the closed session is held pursuant to paragraph (1) of subdivision (e), the memorandum shall include the title of or other identification of the litigation. If the closed session is held pursuant to paragraph (2), (3), or (4) of subdivision (e), the memorandum shall set forth the existing facts and circumstances on which the closed session is based. The legal counsel shall submit the memorandum to the Assembly or the committee prior to the closed session, if feasible, or, in any case, not later than one week after the closed session. The memorandum is exempt from disclosure under the Legislative Open Records Act contained in Article 3.5 (commencing with Section 9070) of Chapter 1.5 of Part 1 of Division 2 of Title 2 of the Government Code.

(h) For purposes of paragraph (3) of subdivision (c), “litigation” includes any adjudicatory proceeding, including eminent domain, before a court, administrative body exercising its adjudicatory authority, hearing officer, or arbitrator.

(i) For purposes of this rule, all expressions of the lawyer-client privilege other than those provided in this rule are hereby abrogated. This rule is the exclusive expression of the lawyer-client privilege for the purposes of conducting closed-session meetings pursuant to this rule.

(j) Disclosure of a memorandum required under this rule shall not be deemed a waiver of the lawyer-client privilege provided for under Article 3 (commencing with Section 950) of Chapter 4 of Division 8 of the Evidence Code.

#### **Conference Committee Meetings**

11.4. A Member may not participate in a meeting of a conference committee considering any bill that is not open to the public.

#### **Assembly Investigating Committees**

11.5. (a) The standing committees of the Assembly created pursuant to Rule 11, with the exception of the Committee on Rules, are hereby constituted Assembly investigating committees and are authorized and directed to ascertain, study, and analyze all facts relating to any subjects or matters which the Committee on Rules shall assign to them upon request of the Assembly or upon its own initiative.

(b) Each of the Assembly investigating committees consists of the members of the standing committee on the same subject as most recently constituted. The chairperson and vice chairperson is the chairperson and vice chairperson of the standing committee. Vacancies occurring in the membership of the committee shall be filled by the appointing authority.

(c) Each committee and any subcommittee, and its members, have and may exercise all the rights, duties, and powers conferred upon

investigating committees and their members by law and by the Joint Rules of the Senate and Assembly and the Standing Rules of the Assembly as they are adopted and amended from time to time, which rules are incorporated herein and made applicable to the committee or subcommittee and their members.

(d) In order to prevent duplication and overlapping of studies between the various investigating committees herein created, a committee may not commence the study of any subject or matter not specifically authorized herein or assigned to it unless and until prior written approval thereof has been obtained from the Committee on Rules.

(e) The Committee on Rules shall provide for the expenses of the above committees and their members and for any charges, expenses, or claims they may incur under this rule, to be paid from the Assembly Operating Fund and disbursed, after certification by the Chairperson of the Committee on Rules or his or her authorized representative, upon warrants drawn by the Controller upon the State Treasury.

#### **Membership of Standing Committees**

12. The Speaker shall determine the size, and appoint the membership and the chairperson and vice chairperson, of all standing committees and subcommittees. In appointing Members to serve on committees, the Speaker shall consider the preferences of the Members.

#### **Committee on Rules**

13. There is a Committee on Rules, which acts as the executive committee of the Assembly. No regular member of the Committee on Rules may simultaneously serve as a chairperson of any standing committee. All meetings of the Committee on Rules that are required to be open and public shall be held in a room of appropriate size, and audio or video transmission of those meetings shall be provided.

#### **Organization of Party Caucuses**

13.1. Within two days after the general election held in November of each even-numbered year, the caucus of the political party having the greatest number of Members in the Assembly, and the caucus of the political party having the second greatest number of Members, each shall meet for the purpose of selecting their officers for the next regular session. The rules and procedures of each caucus shall be determined by that caucus, but may not be inconsistent with these rules.

#### **Powers of the Committee on Rules**

14. (a) The Committee on Rules has the following powers:

(1) To refer each bill and house resolution to a committee, as provided by these rules.

(2) To appoint all employees of the Assembly not otherwise provided for by statute. It has authority to terminate, to discipline, to establish, and to modify the terms and conditions of employment of, or to suspend, with or without pay, any employee of the Assembly.

(3) To make studies and recommendations designed to promote, improve, and expedite the business and procedure of the Assembly and of the committees thereof, and to propose any amendments to the Rules deemed necessary to accomplish these purposes.

(4) To adopt additional policies or requirements regarding the use of cameras and other recording equipment at committee hearings or Assembly floor sessions.

(5) To contract with other agencies, public or private, as it deems necessary for the rendition and affording of those services, facilities, studies, and reports to the committee that will best assist it to carry out the purposes for which it is created.

(6) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of these rules and to direct the sheriff of any county to serve subpoenas, orders, and other process issued by the committee.

(7) To report its findings and recommendations to the Legislature and to the people from time to time and at any time.

(8) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of these rules.

(9) To make available to the Assembly, or to any Assembly or joint committee, or to any Member of the Assembly assistance in connection with the duties of the committee or other legislative matters as the personnel under direction of the committee or its other facilities permit.

(10) To make available to and furnish to the Assembly, and to Assembly investigating committees created at this session and to each of the members thereof, clerical, secretarial, and stenographic help as may be reasonably necessary for the Assembly to carry out its work, and for the committees and each of the members thereof, to make and carry on the studies and investigations required by or of them by the resolutions creating the committees, and for these purposes to employ additional stenographic and secretarial assistants as may be necessary, assign, reassign, and discharge these assistants and prescribe amounts, times, and methods of payment of their compensation. The committee shall allocate annually an amount for the operation of each investigating committee, which shall constitute the annual budget of the committee.

(b) During the times as the Assembly is not in session, the committee is authorized and directed to incur and pay expenses of the Assembly not otherwise provided for that the committee determines are reasonably necessary, including the repair, alteration, improvement, and equipping of the Assembly Chamber and the offices provided for the Assembly in the State Capitol and the Capitol Annex.

(c) The committee shall allocate sufficient moneys from the Assembly Operating Fund to support the Assembly's share of joint operations.

(d) The chairperson of the Committee on Rules shall appoint a Chief Administrative Officer of the Assembly, subject to the ratification of the Committee on Rules, who has duties relating to the administrative, fiscal, and business affairs of the Assembly that the committee shall prescribe. The Chairperson of the Committee on Rules or a majority of the membership of the Committee on Rules may terminate the services of the Chief Administrative Officer at any time. Notwithstanding the foregoing, the Speaker may appoint a temporary chief administrative officer for up to 90 days following the beginning of the session.

(e) The Committee on Rules shall provide for the publication of a compilation of the photographs of accredited press representatives.



(f) The Committee on Rules may delegate powers to the Speaker by a majority vote of the membership of the committee.

**Subcommittee on Sexual Harassment Prevention and Response**

14.5. (a) The Subcommittee on Sexual Harassment Prevention and Response is created as a subcommittee of the Committee on Rules. The subcommittee is composed of a total of six members, with the following four members appointed by the Chairperson of the Committee on Rules: two members of the Committee on Rules from the political party having the greatest number of Members in the Assembly and two members of the Committee on Rules from the political party having the second greatest number of Members. The two members from the political party having the second greatest number of Members shall be appointed from a list of nominees that the vice chairperson of the committee provides to the chairperson. The co-chairs of the Assembly Legislative Ethics Committee also shall be members of the subcommittee. The Chairperson of the Committee on Rules shall designate one of the members of the subcommittee to serve as chair of the subcommittee.

(b) The subcommittee shall formulate and recommend to the Committee on Rules procedures for the handling of any complaint of sexual harassment lodged against a Member of the Assembly or an Assembly employee. Those recommendations shall be submitted to the Committee on Rules no later than 30 days following the appointment of the membership of this subcommittee.

(c) Following the submission of the recommendations pursuant to subdivision (b), the chair of the subcommittee may cause the subcommittee to convene to review and recommend further changes in procedures as subsequent events may require.

**Committee on Rules**

15. The Committee on Rules shall continue in existence during any recess of the Legislature and after final adjournment and until the convening of the next regular session, and shall have the same powers and duties as while the Assembly is in session. In dealing with any matter within its jurisdiction, the committee and its members have and may exercise all of the rights, duties, and powers conferred upon investigating committees and their members by the Joint Rules of the Senate and Assembly as they are adopted and amended from time to time, which rules are incorporated herein and made applicable to the Committee on Rules and its members.

**Operating Fund Report**

15.5. The Committee on Rules shall annually prepare a report to the public of expenditures as required by Section 9131 of the Government Code.

**Independent Audit of Operating Funds**

15.6. The Committee on Rules shall annually contract for an independent audit of the revenues and expenditures, for each fiscal year, from the Assembly Operating Fund. The organization performing the audit shall be selected by a majority of the membership of the Committee on Rules. The contract for the audit shall be awarded through a competitive bidding procedure. The audit shall be prepared in

a manner and form to be determined by the organization performing the audit, and shall be consistent with generally accepted accounting principles.

The audit shall be completed and made available to the public within 180 calendar days following the completion of the fiscal year for which the audit is performed.

#### **Performance Audit**

15.7. In addition to the annual financial audit required by Rule 15.6, the Committee on Rules shall contract for an audit of the administrative operations of the Assembly each session. The administrative departments to be audited shall be determined by the Committee on Rules. An organization performing an audit pursuant to this rule shall be selected by a majority of the membership of the Committee on Rules. A contract for an audit shall be awarded through a competitive bidding procedure. Audits shall be prepared in a manner and form to be determined by the organization performing the audit, and shall be consistent with generally accepted accounting principles.

All findings and recommendations reported by an auditing firm shall be made available to Members and to the public.

#### **Rules Committee Resolutions**

16. The Committee on Rules, acting unanimously by appropriate resolution, on behalf of and in the name of the Assembly, may extend congratulations, commendations, sympathy, or regret to any person, group, or organization, and may authorize the presentation of suitably prepared copies of these resolutions to the persons concerned and to their relatives.

#### **Assembly Operating Fund**

17. The Committee on Rules is the committee identified in Section 9127 of the Government Code. The balance of all money in the Assembly Operating Fund, including money now or hereafter appropriated, except the sums that are made available specifically for the expense of designated committees or for other purposes, is hereby made available to the Committee on Rules for any charges or claims it may incur in carrying out the duties imposed upon it by these rules or by Assembly or concurrent resolution. The money made available by this rule includes the unencumbered balances of all sums heretofore made available to any Assembly or joint committee by the Assembly, upon the expiration of that committee, and shall be expended as provided in these rules.

#### **Expenditures**

18. A Member or committee may not incur any expense except as authorized pursuant to these rules or the Joint Rules of the Senate and Assembly, or as authorized by the Assembly or the Committee on Rules.

The Committee on Rules shall provide, by rules and regulations, for the manner of authorizing expenditures by Members, committees, officers, and employees of the Assembly that are not otherwise authorized by law, these rules, or the Joint Rules of the Senate and Assembly. These rules and regulations shall incorporate a provision whereby construction, alteration, improvement, repair, or maintenance of real or personal property, and the purchase of supplies and equipment, shall be governed by competitive bidding. Further, the rules

and regulations shall provide for the payment of expenditures, as authorized by these rules and regulations, from the Assembly Operating Fund upon certification of claims therefor to the Controller by the Committee on Rules or its authorized representative.

A Member may not be reimbursed for travel outside the State of California without prior approval of the Speaker or the Committee on Rules.

#### **Rules and Regulations Governing Committees**

20. All claims for expenses incurred by investigating committees of the Assembly shall be approved by the Committee on Rules, or its authorized representative, before the claims are presented to the Controller.

All proposed expenditures, other than expenditures of the funds of an investigating committee, shall be approved by the Committee on Rules or its authorized representative before the expenses are incurred, unless the expenditure is specifically exempted from this requirement by the resolution authorizing it.

No warrant may be drawn in payment of any claim for expenses until the approval of the Committee on Rules, or its authorized representative, has been obtained in accordance with this rule.

The Committee on Rules shall adopt rules and regulations governing the awarding of any contract by an investigating committee, and rules and regulations limiting the amount, time, and place of expenses and allowances to be paid to employees of Assembly investigating committees or other Assembly committees.

These rules may provide for allowances to committee employees in lieu of actual expenses.

Mileage is an allowance to a committee employee in lieu of actual expenses of travel. When travel is by private conveyance, mileage may be allowed only to the operator of, and not to passengers in, a private vehicle. Claims for mileage by private conveyance must be accompanied by the license number of the vehicle and the names of state officers and employees riding as passengers.

Copies of all rules and regulations adopted pursuant to this rule shall be distributed to the chairperson of every investigating committee and of any other Assembly committee that has employees.

#### **Fees for Witnesses**

21. Each witness summoned to appear before the Assembly or any of its committees shall be reimbursed at a rate set by the Committee on Rules.

#### **Assembly General Research Committee**

22. (a) The Assembly General Research Committee is hereby continued as a permanent fact-finding committee pursuant to Section 11 of Article IV of the California Constitution. The committee is allocated all subjects within the scope of legislative regulation and control, but may not undertake any investigation that another committee has been specifically requested or directed to undertake. The Assembly General Research Committee may act through subcommittees appointed by the Speaker in consultation with the Committee on Rules, and each of these subcommittees may act only on the particular study or investigation assigned by the Speaker in consultation with the Committee on Rules to that subcommittee. Each subcommittee shall be known and designated

as a select committee. The Speaker is the Chairperson of the Assembly General Research Committee and may be a voting member of any subcommittee. Each member of the Assembly General Research Committee is authorized and directed to receive and investigate requests for legislative action made by individuals or groups, and to report thereon to the full committee. The Committee on Rules is authorized to allocate to any subcommittee from the Assembly Operating Fund those sums that the Committee on Rules deems necessary to complete the investigation or study conferred upon that subcommittee. The Committee on Rules shall further allocate, from time to time, to the Assembly General Research Committee from the Assembly Operating Fund those sums that are necessary to permit the Assembly General Research Committee and the members thereof to carry out the duties imposed on them. The committee has continuous existence until the time that its existence is terminated by a resolution adopted by the Assembly, and the committee is authorized to act both during and between sessions of the Legislature, including any recess.

(b) The committee and its members shall have and exercise all the rights, duties, and powers conferred upon investigating committees and their members by the Joint Rules of the Senate and Assembly and the Standing Rules of the Assembly as they are adopted and amended from time to time at this session, which provisions are incorporated herein and made applicable to the committee and its members.

(c) The committee has the following additional powers and duties:

(1) To contract with other agencies, public or private, for the rendition and affording of services, facilities, studies, and reports to the committee as the committee deems necessary to assist it to carry out the purposes for which it is created.

(2) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this rule and to direct the sheriff of any county to serve subpoenas, orders, and other process issued by the committee.

(3) To report its findings and recommendations to the Legislature and the people from time to time.

(4) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this rule.

#### **Assembly Legislative Ethics Committee**

22.5. (a) The Assembly Legislative Ethics Committee is hereby created. The committee shall consist of six Members of the Assembly, appointed by the Speaker. Notwithstanding any other rule of the Assembly, three members of the committee shall be from the political party having the greatest number of Members in the Assembly and three members shall be from the political party having the second greatest number of Members. Any temporary or permanent vacancy on the committee shall be filled within 10 days by a member from the same political party. All appointments, including appointments to fill permanent or temporary vacancies, of members from the political party having the second greatest number of Members in the Assembly shall be made from a list of nominees that the Minority Floor Leader provides to the Speaker. The Speaker shall designate one member of the committee from the political party having the greatest number of Members in the

Assembly and one member of the committee from the political party having the second greatest number of Members to serve as co-chairs of the committee. The Speaker shall designate one of the co-chairs to serve as the presiding officer at any meeting or hearing conducted by the committee.

If a verified complaint is filed against a member of the committee, the Speaker shall temporarily replace the member with a Member from the same political party, who shall serve until the complaint is dismissed or the Assembly takes final action on the complaint, whichever occurs first.

(b) The provisions of this rule, and of Rule 11.5 related to investigating committees, apply to the committee and govern its proceedings.

Prior to the issuance of any subpoena by the committee with respect to any matter before the committee, it shall, by a resolution adopted by the committee pursuant to a vote in accordance with subdivision (n), define the nature and scope of its investigation in the matter before it.

(c) Funds for the support of the committee shall be provided from the Assembly Operating Fund in the same manner that those funds are made available to other committees of the Assembly.

(d) (1) The committee has the power, pursuant to this rule and Article 3 (commencing with Section 8940) of Chapter 1 of Part 1 of Division 2 of Title 2 of the Government Code, to investigate and make findings and recommendations concerning violations by Members of the Assembly of any provision of Article 2 (commencing with Section 8920) of Chapter 1 of Part 1 of Division 2 of Title 2 of the Government Code or of any other provision of law or legislative rule that governs the conduct of Members of the Assembly, hereafter collectively referred to as “standards of conduct.”

(2) The committee may, on its own action pursuant to a vote in accordance with subdivision (n), initiate an investigation of a Member of the Assembly.

(e) Any person may file with the committee a verified complaint in writing, which shall state the name of the Member of the Assembly alleged to have violated any standard of conduct, and which shall set forth the particulars thereof with sufficient clarity and detail to enable the committee to make a determination. The person filing the complaint thereafter shall be designated the complainant.

If a verified complaint is filed with the committee, the committee promptly shall send a copy of the complaint to the Member of the Assembly alleged to have committed the violation complained of, who thereafter shall be designated the respondent.

A complaint may not be filed with the committee after the expiration of 12 months from the date the alleged violation is discovered or three years from the date of the alleged violation, whichever occurs first.

(f) (1) If the committee determines that the verified complaint does not allege facts, directly or upon information and belief, sufficient to constitute a violation of any standard of conduct, it shall dismiss the complaint and so notify the complainant and respondent.

(2) (i) If the committee determines that the verified complaint does allege facts, directly or upon information and belief, sufficient to constitute a violation of any standard of conduct, the committee promptly shall investigate the alleged violation and if, after this preliminary investigation, the committee finds that reasonable cause

exists for believing the allegations of the complaint, it shall fix a time for a hearing in the matter, which shall be not more than 30 days after that finding. The committee may, however, seek an extension of this period, not to exceed an additional 30 days, which may be granted by a majority vote of the Committee on Rules.

(ii) If, after preliminary investigation, the committee does not find that reasonable cause exists for believing the allegations of the complaint, the committee shall dismiss the complaint. In either event, the committee shall notify the complainant and the respondent of its determination.

(3) The committee shall make its determination under paragraph (1) or (2) of this subdivision, pursuant to a vote in accordance with subdivision (n), not later than 90 days after first receiving a complaint that satisfies subdivision (e). The committee may, however, seek an extension, not to exceed 30 days, which may be granted by a majority vote of the membership of the Committee on Rules. If the committee has requested a law enforcement agency to investigate the complaint or if the committee knows the complaint is being investigated by a law enforcement agency, the time limits set forth in this subdivision shall be tolled until the investigation is completed.

(4) The committee's determination under paragraph (1) or (2) of this subdivision shall be stated in writing, with reasons given therefor, and shall be provided to the Assembly, and, in any case concerning an alleged violation of Article 2 (commencing with Section 8920) of Chapter 1 of Part 1 of Division 2 of Title 2 of the Government Code, shall be provided to the appropriate law enforcement agency. This written determination is a public record and is open to public inspection.

(5) Any deliberations of the committee from the time of receipt of a complaint until it decides to dismiss the complaint or to set a hearing shall not be open to the public unless the respondent requests a public meeting.

(g) After the complaint has been filed, the respondent shall be entitled to examine and make copies of all evidence in the possession of the committee relating to the complaint.

(h) If a hearing is held pursuant to subdivision (f), the committee, before the hearing has commenced, shall issue subpoenas and subpoenas duces tecum at the request of any party in accordance with Chapter 4 (commencing with Section 9400) of Part 1 of Division 2 of Title 2 of the Government Code. All of the provisions of that chapter, except Section 9410 of the Government Code, shall apply to the committee and the witnesses before it.

(i) At any hearing held by the committee:

(1) Oral evidence shall be taken on oath or affirmation.

(2) Each party shall have these rights: to be represented by legal counsel; to call and examine witnesses; to introduce exhibits; and to cross-examine opposing witnesses.

(3) The hearing shall be open to the public.

(j) Any official or other person whose name is mentioned at any investigation or hearing of the committee, and who believes that testimony has been given that adversely affects him or her, shall have the right to testify or, at the discretion of the committee, to testify under oath relating solely to the material relevant to the testimony regarding which he or she complains.

(k) The committee shall have 15 days following the hearing within which to deliberate and reach its final determination on the matter as follows:

(1) If the committee finds that the respondent has not violated any standard of conduct, it shall order the action dismissed, shall notify the respondent and complainant thereof, and, in cases concerning an alleged violation of Article 2 (commencing with Section 8920) of Chapter 1 of Part 1 of Division 2 of Title 2 of the Government Code, shall transmit a copy of the complaint and the fact of dismissal to the appropriate law enforcement agency. The complaint and the fact of dismissal transmitted pursuant to this paragraph are public records and open to public inspection.

(2) If the committee finds that the respondent has violated any standard of conduct, it shall state its findings of fact and submit a report thereon to the Assembly. This report shall be accompanied by a House Resolution, authored by the committee, which shall be introduced at the Chief Clerk's desk and then referred by the Committee on Rules to the Ethics Committee. The House Resolution shall include a statement of the committee's findings and the committee's recommendation for disciplinary action. Within seven days, the committee shall adopt the final form of the House Resolution and report it to the Assembly for placement on the Daily File. The committee also shall send a copy of those findings and report to the complainant and respondent, and, in cases concerning an alleged violation of Article 2 (commencing with Section 8920) of Chapter 1 of Part 1 of Division 2 of Title 2 of the Government Code, shall report thereon to the appropriate law enforcement agency. The report submitted pursuant to this paragraph is a public record and open to public inspection.

After the receipt of a copy of the committee's final report and House Resolution, the Assembly expeditiously shall take appropriate action with respect to the respondent.

(l) The filing of a complaint with the committee pursuant to this rule suspends the running of the statute of limitations applicable to any violation of any standard of conduct alleged in the substance of that complaint while the complaint is pending.

(m) The committee shall maintain a record of its investigations, inquiries, and proceedings. All records, complaints, documents, and reports filed with or submitted to or made by the committee, and all records and transcripts of any investigations, inquiries, or hearings of the committee under this rule shall be deemed confidential and shall not be open to inspection, without the express permission of the committee, by any person other than a member of the committee, or an employee of the committee or other state employee designated to assist the committee, except as otherwise specifically provided in this rule. The committee may, by adoption of a resolution, authorize the release to the Attorney General or a district attorney of the appropriate county of any information, records, complaints, documents, reports, and transcripts in its possession that are material to any matter pending before the Attorney General or that district attorney. All matters presented at a public hearing of the committee and all reports of the committee stating a final finding of fact pursuant to subdivision (k) shall be public records and open to public inspection. Any employee of the committee who divulges any matter that is deemed to be confidential by this subdivision shall be subject to discipline by the Committee on Rules.

(n) The committee may take any action authorized by this rule only upon the vote of not less than two members from the registered political party having the greatest number of Members in the Assembly and two members from the registered political party having the second greatest number of Members. Any vacancy on the committee does not reduce the votes required to take action.

(o) The committee may render advisory opinions to Members of the Assembly with respect to the standards of conduct and their application and construction. The committee may secure an opinion from the Legislative Counsel for this purpose or issue its own opinion. Any committee advisory opinion shall be prepared by committee members or staff and shall be adopted by the committee pursuant to subdivision (n).

(p) The committee shall conduct, at least semiannually, an orientation course on the relevant statutes and regulations governing official conduct. The curriculum and presentation of the course shall be established by the Committee on Rules.

Pursuant to Section 8956 of the Government Code, the committee shall conduct, at least annually, an orientation course on the relevant ethical issues and laws relating to lobbying. The committee shall impose fees on lobbyists for attending this course at an amount that will permit the participation of lobbyists to the fullest extent possible.

At least once each biennial session, each Member of the Assembly and each designated employee of the Assembly shall attend one of these courses.

#### **Printing of Committee Reports**

23. All requests for the printing of reports of Assembly committees shall be referred to the Committee on Rules. The Committee on Rules shall determine the number of copies needed and whether the report shall be printed in the Journal. In no event may more than 1,000 copies of any committee report be authorized by the Committee on Rules on the first printing, exclusive of the Journal copies if the report is to be printed therein, unless the Committee on Rules finds and determines that there is a special need for that report in greater numbers.

Upon determination by the Committee on Rules that additional copies of an Assembly committee report are required at any time following the first printing of the authorized number of copies, the Committee on Rules may authorize one or more additional printings in the numbers found by it to be necessary and may make funds available therefor.

An Assembly committee report may not contain more than 100 pages, including the front and back cover thereof and any appendix, unless a greater number of pages has been approved and authorized by the Committee on Rules.

#### **Assembly Employees**

24. Every employee who works for a committee of the Assembly or a subcommittee of a committee, for a Member of the Assembly, for the Chief Clerk's office, or for the Sergeant at Arms, is an employee of the Assembly. All employees of the Assembly serve at the pleasure of



the Assembly and the terms and conditions of their employment may be modified, or their employment may be terminated at will, at any time and without notice, by the Committee on Rules.

Every applicant for employment by the Assembly shall prepare a formal application for employment on forms prescribed by the Committee on Rules. The application shall include a statement of his or her present employment, his or her employment during the preceding two years, and other pertinent information that the Committee on Rules may require. The application shall be certified under penalty of perjury, and any willful false statement or omission of a material fact shall be punishable as perjury. If the application discloses any fact that indicates that the applicant has a personal interest that would conflict with the faithful performance of his or her duties, the applicant shall not be employed. All applications shall be retained in the records of the committee.

Every employee shall complete the Assembly ethics course in the first six months of his or her employment. Thereafter, every employee shall take the course in the first six months of every legislative session.

Every employee shall, within the first six months of every legislative session, take a course on sexual harassment prevention. The content of the course shall be determined by the Committee on Rules and shall include the Assembly's policy on sexual harassment prevention and response.

An employee may not engage in any outside business activity or outside employment that is inconsistent, incompatible, or in conflict with his or her functions or responsibilities as an employee of the Assembly. Any employee who engages in any outside business activity or employment that is in any way related to his or her functions or responsibilities as an employee shall promptly notify the Committee on Rules of that business activity or employment.

#### **Assembly Proceedings**

25. Accredited press representatives may not be excluded from any public legislative meeting or hearing and may not be prohibited from taking photographs of, televising, or recording the committee or house hearings, subject to the following conditions:

- (1) This rule shall extend to all public legislative meetings.
- (2) Lights shall be used only when cameras are filming, and, when possible, proceedings in hearing rooms and the Chamber shall be filmed without lights.
- (3) Every effort should be made to set up filming equipment before hearings or sessions begin.
- (4) The committee chairperson or the Speaker shall be notified, as far in advance of the proceedings as possible, that recordings and television cameras will be present and filming.
- (5) To the extent practical, flash cameras shall not be used.
- (6) Photographs shall be taken in an orderly and expeditious manner so as to cause the least possible inconvenience to the committee or to the Members in the Chamber.

**IV. ASSEMBLY FUNCTIONS****A. Duties of Assembly Officers****Duties of the Speaker**

26. (a) The Speaker possesses the powers and shall perform the duties prescribed as follows:

(1) To preserve order and decorum; he or she may speak to points of order in preference to the other Members, rising from his or her chair for that purpose.

(2) To decide all questions of order subject to appeal to the Assembly by any Member. On every appeal, the Speaker shall have the right to assign the reason for his or her decision.

(3) To name any Member to perform the duties of the Speaker, except that any substitution may not extend beyond adjournment.

(4) To have general direction over the Assembly chamber and rooms set aside for the use of the Assembly, including the rooms for use by Members as private offices.

(5) To allocate funds, staffing, and other resources for the effective operation of the Assembly.

(6) To appoint the membership of all standing and special committees, including the Committee on Rules, and their respective chairpersons and vice-chairpersons. The Speaker has approval power over the appointment of subcommittees of standing and special committees, except as otherwise provided in Rule 14.5. The Committee on Rules consists of the Chairperson, Vice Chairperson and six other Members who shall be appointed by the Speaker in accordance with the process for appointing the membership of standing committees pursuant to this rule. Two alternate members of the Committee on Rules shall be appointed in accordance with the process for appointing members to the Committee on Rules. Members and alternates so appointed shall remain in office until their successors are selected as provided for in these rules. The Speaker may designate any member in lieu of or in addition to the alternate member to fill a temporary vacancy. An alternate member may serve when a committee member is absent.

(7) To establish a schedule of meetings of standing committees or subcommittees and to approve special meetings at a time different from the scheduled time.

(8) To have general control and direction over the Journals, papers, and bills of the Assembly and to establish a procedure in accordance with Assembly Rule 118 for admitting employees of the Legislature to the Assembly Chambers, including the lobby in the rear of the chambers and any hallway or area of the floor that is adjacent to the desks occupied by the assistants to the Chief Clerk.

(9) To act as Chairperson of the Committee of the Whole.

(10) To order the Lobby and Gallery cleared whenever he or she deems it necessary.

(11) To authenticate by his or her signature, when necessary or required by law, all bills, memorials, resolutions, orders, proceedings, writs, warrants, and subpoenas issued by order of the Assembly.

(b) The Speaker is an ex officio member of all Assembly and joint committees with all of the rights and privileges of that membership, except the right to vote. In counting a quorum of any of those committees, the Speaker shall not be counted as a member.

(c) The Speaker shall, at each regular session, appoint a Member of the Assembly to serve on the Judicial Council pursuant to Section 6 of Article VI of the California Constitution.

**Funerals and Other Ceremonies and Events**

27. The Speaker may designate any one or more of the Members of the Assembly as the representatives of the Assembly to attend funerals and other ceremonies and events in appropriate circumstances. The Members so designated shall receive their expenses as provided in Joint Rule 35.

**Selection of Officers**

28. (a) The Speaker shall appoint all nonelected officers of the Assembly except the Minority Floor Leader.

(b) The Minority Floor Leader shall be selected by the caucus of the political party having the second greatest number of Members in the Assembly.

**Duties of the Speaker pro Tempore**

29. The Speaker pro Tempore shall perform those duties assigned by the Speaker, including the responsibility of presiding over sessions of the Assembly and advising the Members on parliamentary procedures of the house.

**Majority Floor Leader**

30. It is the duty of the Majority Floor Leader to make those appropriate motions, points of order, or other arrangements that may be necessary to expedite the proceedings of the Assembly, and he or she is responsible for the presentation of all matters that relate to the order of business, and to the promotion of harmony among the membership.

**Caucus Chairpersons**

31. The chairperson of the caucus of the political party having the greatest number of Members in the Assembly, and the chairperson of the caucus of the political party having the second greatest number of Members in the Assembly, shall perform those duties that are prescribed by their respective party caucuses.

**Chief Clerk**

32. The Chief Clerk of the Assembly has the following duties, powers, and responsibilities:

(a) To keep the bills, papers, and records of the proceedings and actions of the Assembly and to have charge of the publication and distribution of those publications related thereto.

(b) To supervise Assembly employees who are engaged in duties related to subdivision (a).

(c) To act as Parliamentarian of the Assembly and to advise the officers of the Assembly and the Committee on Rules on parliamentary procedure and the Rules of the Assembly when called upon to do so.

(d) To prepare all bills, resolutions, histories, journals, and related publications for printing.

(e) To refuse to permit any bills, papers, or records to be removed from his or her office or out of his or her custody, except upon duly signed receipts from persons authorized.

(f) To mail, before the commencement of each regular session of the Legislature, to each Member a blank form on which the Member may

indicate his or her committee preferences. Accompanying the blank form shall be mailed a stamped envelope addressed to the Chief Clerk of the Assembly for returning the form. After their receipt, all those communications shall be held by the Chief Clerk of the Assembly and the information contained in the forms shall be forwarded to the Speaker.

(g) To perform other duties that are prescribed by law or the Committee on Rules.

(h) To make technical changes in measures and amendments pending before the Assembly. The Chief Clerk shall notify the Speaker and the author of the measure of any such change.

(i) To compare all bills, ordered or considered engrossed by the Assembly, with the engrossed copies thereof; before they pass out of the possession of the Assembly, to see that each engrossed bill is a true copy of the original, with those amendments that may have been made thereto; and to see that all engrossed bills are reported back in the order in which they were ordered engrossed.

(j) To assist the Committee on Rules, upon its request, in recommending the reference of bills to the appropriate standing committee.

The Assistant Chief Clerk shall have the powers and perform the duties of the Chief Clerk during his or her absence.

#### **Sergeant at Arms**

33. The Sergeant at Arms has the following duties, powers, and responsibilities:

(a) To attend the Assembly during its session, preserve order, announce all official messengers, and serve all process issued by authority of the Assembly and directed by the Speaker; the Sergeant at Arms shall receive actual expenses for himself or herself, or for an assistant, incurred in executing any process.

(b) To see that no person is admitted to the Assembly Chamber except in accordance with these rules.

(c) To have general supervision over the Assistant Sergeants at Arms and be responsible for their official acts and their performance of and regular attendance upon their duties.

(d) To execute all commands of the Speaker.

(e) To perform all other duties pertaining to his or her office as prescribed by law or Assembly rule.

The Chief Assistant Sergeant at Arms shall have the powers and perform the duties of the Sergeant at Arms during his or her absence.

#### **Filling Interim Vacancies—Assembly Elected Officers**

34. In the event a vacancy in any office, except Speaker, elected by the membership of the Assembly occurs during joint recesses, the Committee on Rules shall fill the office until the session reconvenes. If a vacancy occurs in the office of the Speaker during a joint recess, the Committee on Rules shall notify the membership within 15 days from the time the vacancy occurs and shall call a caucus of the membership of the Assembly for the purpose of filling the vacancy. This caucus shall be held at the State Capitol within 30 days from the time the vacancy occurs. Notice of the caucus shall be in writing and shall be mailed not

less than 10 days prior to the meeting of the caucus. If the Committee on Rules fails to act within 15 days from the time the vacancy in the office of Speaker occurs, the Chief Clerk of the Assembly shall act in its place, following the procedure set forth in this rule. Any person selected to fill any vacancy pursuant to this rule holds the office until the session reconvenes.

An affirmative recorded vote of a majority of the duly elected and qualified Members is required for the selection by the Assembly caucus of a person to fill a vacancy pursuant to this rule. The procedure for selecting the Speaker at the caucus is the same as the procedure required for the election of the Speaker at a session.

## **B. Printing**

### **Authority for Printing**

35. The State Printer may not charge any printing or other work to the Assembly other than as provided by law or Assembly rule, except upon a written order signed by the Chief Clerk of the Assembly or the Chief Administrative Officer of the Assembly. All invoices for printing furnished to the Assembly shall be itemized and rendered by the State Printer within 30 days after completion of the printing. When necessary, the Chief Clerk of the Assembly or the Chief Administrative Officer of the Assembly may order certain printed matter completed in advance of its regular order by the issuance of a rush order.

### **Ordering of Printing**

36. The Chief Clerk is authorized to, and is responsible for, ordering, the printing of bills, resolutions, journals, daily files, histories, and related documents.

The Chief Clerk of the Assembly, or the Chief Administrative Officer of the Assembly, shall order other printing as directed or authorized by the Committee on Rules, and the written order for that printing shall be countersigned by the Speaker or a person designated by the Speaker. The Chief Clerk of the Assembly or the Chief Administrative Officer of the Assembly shall also order other printing as directed or authorized by resolution or motion of the Assembly.

### **Printing Assembly History and Legislative Handbook**

37. During the session, the Chief Clerk shall cause to be printed and placed upon each Member's desk, prior to convening on Monday of each week, a complete history showing all actions taken upon each measure up to and including the legislative day preceding its issuance. For each legislative day intervening between the issuance of each Weekly History, there shall be printed a Daily Supplemental History showing only actions taken upon any measure since the issuance of the preceding Weekly History.

The Chief Clerk of the Assembly shall, as soon as practicable, in each even-numbered year, commence to compile a legislative manual or handbook, pursuant to Section 9740 of the Government Code.

## **V. LEGISLATIVE PROCEDURE**

### **Order of Business**

40. (a) The order of business of the Assembly shall be as follows:
1. Roll Call
  2. Prayer by the Chaplain

3. Reading of the Previous Day's Journal
4. Presentation of Petitions
5. Introduction and Reference of Bills
6. Reports of Committees
7. Messages From the Governor
8. Messages From the Senate
9. Motions and Resolutions
10. Business on the Daily File
11. Announcements
12. Adjournment

(b) With the exception of Special Orders of Business, the Speaker may determine that a different order of business will result in a more expeditious processing of the business of the Assembly by ordering resolutions honoring an individual or an organization, introductions, and adjournments in memory of individuals to be taken up in a different order than that listed in subdivision (a).

#### **Pledging of Allegiance to the Flag**

41. At each session, following the prayer by the Chaplain, the Members of the Assembly and its officers and employees present in the Assembly Chamber shall pledge their allegiance to the Flag of the United States of America. The Speaker shall invite guests present in the Assembly Chamber to join in the pledge of allegiance to the Flag of the United States of America.

#### **Reading and Correcting Journals**

42. (a) The reading of the Journal of the previous day may be dispensed with, on motion, by a majority vote of the Members present and voting.

(b) All journals of the Assembly shall be corrected by the Minute Clerk and delivered to the Chief Clerk.

(c) A motion to correct any day's Journal or to print a letter in the Journal shall always be in order and shall require a majority vote of the Members present and voting.

#### **Presentation of Petitions**

43. Whenever petitions, memorials, or other papers are presented by a Member, a brief statement of the contents thereof may be made verbally by the introducer. Petitions are not debatable and shall be filed, or referred to a committee as the Speaker shall determine. Receipt of that presentation and its disposition shall be noted in the Journal.

Upon receipt of a petition for the impeachment of any person subject to impeachment by the Legislature, the Speaker shall, without comment or debate, forthwith refer the petition to committee.

#### **Messages From the Governor**

44. Messages from the Governor shall be delivered to the Chief Clerk or an assistant, and shall be read and ordered printed in the Journal unless otherwise ordered by an affirmative recorded vote of 54 or more Members.

**Messages From the Senate**

45. Messages from the Senate shall be delivered to the Chief Clerk or an assistant, and shall be read and ordered printed in the Journal. The Committee on Rules shall refer each bill to a committee, unless upon a motion the Assembly, by an affirmative recorded vote of 41 or more Members, refers it to some other committee. The action to refer a bill is not debatable. The reference shall be entered in the Journal. Assembly bills that have been passed without amendment by the Senate shall be ordered to enrollment.

An Assembly bill amended by the Senate shall be placed upon the unfinished business file but shall not be eligible to be acted upon until it is on the unfinished business file for one legislative day, except that when the Assembly bill is placed upon the unfinished business file during the last two legislative days preceding (1) the January 31 bill passage deadline specified by Section 10 of Article IV of the California Constitution, (2) the scheduled commencement of the interim study recess, or (3) the scheduled commencement of the final recess as specified by the Joint Rules of the Senate and Assembly, it may be acted upon immediately.

**Presentation of Guests or Memorials in the Assembly**

44.5. These rules do not prohibit the Speaker or Speaker pro Tempore from permitting the introduction of a special guest or guests. A request that a session of the Assembly adjourn in memory of a person shall be made in writing. The request shall be read by the presiding officer immediately prior to adjournment.

**A. Bills and Resolutions****Bills Defined**

46. (a) The word “bill,” as used in these rules, includes a constitutional amendment, a concurrent resolution, and a joint resolution, except as otherwise specifically provided.

(b) A concurrent resolution and a joint resolution, other than a resolution ratifying proposed amendments to the United States Constitution and a resolution calling for a constitutional convention, shall be treated in all respects as a bill except as follows:

- (1) It shall be given only one formal reading.
- (2) It shall not be deemed a bill within the meaning of subdivision (a) of Section 8 of Article IV of the California Constitution.

**Introduction and Reference of Bills**

47. (a) Each bill shall be signed by each Member who is an author or coauthor of the bill before it is introduced. If any bill is introduced that does not contain the signature of its author or coauthor, the bill, on motion of the Member whose name appears thereon without that signature, shall be stricken from the file by an affirmative recorded vote of 41 or more Members. In each legislative session, on the first day when bills are introduced under “Introduction and Reference of Bills,” the roll shall be called from A to Z and, as each Member’s name is called, the Member may introduce one bill, constitutional amendment, or concurrent or joint resolution. After this roll call, the preprint bills shall be introduced in numerical order.

(b) After the introduction of preprinted bills, and subject to the provisions of the Joint Rules of the Senate and Assembly, any Member desiring to introduce a bill, constitutional amendment, or concurrent or

joint resolution may at any time during a session send the same to the Chief Clerk's desk.

(c) When received at the Chief Clerk's desk each bill shall, under the proper order of business, be numbered, read the first time, printed, and referred to a standing committee, and a copy thereof shall be placed upon the desk of each Member before final passage.

All bills, constitutional amendments, and concurrent or joint resolutions introduced before the standing committees of the Assembly are appointed shall be referred to committee, the references to take effect when the committees are appointed.

(d) The Committee on Budget may introduce a bill germane to any subject within the jurisdiction of the committee in the same manner as any member. Any other standing committee may introduce a total of five bills in each year of a biennial session that are germane to any subject within the proper consideration of the committee.

(e) No committee, except the Committee on Budget, may introduce or author a House Resolution, Concurrent Resolution, or Joint Resolution.

(f) A committee bill may not be introduced unless it contains the signatures of a majority of all of the members, including the chairperson, of the committee. If all of the members of a committee sign the bill, at the option of the committee chairperson the committee members' names need not appear as authors in the heading of the printed bill.

(g) Subdivision (d) or (e) of this rule may be suspended with respect to a particular bill or resolution by approval of the Committee on Rules.

#### **Bills Authored by a Former Member**

47.1. Whenever the author of a bill in the Assembly is no longer a Member of the Legislature, upon a request of a committee or current Member of the house in which the bill was introduced, the Assembly Committee on Rules may authorize that committee or Member to be the author of that bill. Absent that authorization, an action may not be taken by a committee or the Assembly with respect to a bill authored by a former Member.

#### **Limitation on the Introduction of Bills**

49. (a) A Member may introduce not more than 40 bills in the regular session. As used in this rule, "bills" includes constitutional amendments.

(b) Notwithstanding subdivision (a) of this rule, a Member may introduce not more than five resolutions in the regular session. As used in this rule, "resolutions" include House, Concurrent and Joint Resolutions, but do not include resolutions introduced by a Member for the specific purpose of organizing a session that is convened pursuant to Article IV, Section 3 (a) of the State Constitution or resolutions introduced by the Speaker as part of a session honoring a retiring Assembly Member.

(c) This rule may be suspended with respect to a particular bill or resolution by approval of the Committee on Rules.

#### **Reference of Bills to Committee**

51. Except as otherwise provided in this rule, the Committee on Rules shall refer each bill to a committee by a majority vote of the membership of the committee, unless upon a motion the Assembly, by



an affirmative recorded vote of 41 or more Members, refer it to some other committee. A motion to refer a bill is not debatable, except as to the propriety of the motion, and it may not open the main question to debate.

The Committee on Rules may require that, if a bill is reported out of the committee to which it has been referred, it shall be re-referred to another committee that shares jurisdiction of the subject matter of the bill.

#### **Spot Bills**

51.5. A bill that upon introduction makes no substantive change in or addition to existing law, and would not otherwise affect the ongoing operations of state or local government, except a bill stating legislative intent to make necessary statutory changes to implement the Budget Bill, may not be referred to a committee by the Committee on Rules. If the author subsequently proposes to the Committee on Rules to make substantive changes in the bill as introduced, the Committee on Rules may refer the bill to a committee, together with the proposed changes for consideration as author's amendments. A vote on passage of the bill may not be taken, however, until the bill with its amendments, if adopted, has been in print for at least 15 days.

#### **Delivery of Bills to State Printer**

52. After introduction and first reading, all bills shall be delivered to the State Printer.

#### **Introduction of House Resolutions**

53. All house resolutions shall be numbered and shall be referred to the appropriate committee by the Committee on Rules.

Each house resolution shall be signed by each Member who is an author or coauthor of the house resolution before it is introduced.

#### **Resolutions by Member**

54. A concurrent resolution or a house resolution may be introduced relating to a present or former state or federal elected official or a member of his or her immediate family. Other resolutions for the purpose of commendation or congratulation of any person, group, or organization, or for the purpose of expressing sympathy, regret, or sorrow on the death of any person, shall be prepared as a Rules Committee Resolution and presented to the committee for appropriate action.

The Committee on Rules may approve exceptions to this rule for house resolutions. The Chief Clerk may not accept for introduction any house resolution that is contrary to this rule unless it is accompanied by the approval of the Committee on Rules.

### **B. Standing Committee Functions**

#### **Standing Committee Rules**

55. Subject to the Joint Rules of the Senate and Assembly, the Rules of the Assembly shall govern the conduct of all committee and subcommittee meetings.

**Meetings of Standing Committees and Subcommittees**

56. All standing committees and subcommittees shall meet at the hour and place provided by the schedule established by the Speaker, unless permission for a different hearing time is granted by the Speaker. A committee or subcommittee may not meet during any session of the Assembly, nor may any Member of the Assembly attend a conference committee meeting on any bill during any session of the Assembly without first obtaining permission from the Assembly.

When an unscheduled meeting of a standing committee or subcommittee has been so ordered, the meeting shall convene in an area that is readily accessible to the public and the Assembly shall take care that every effort is made to inform the public that a meeting has been called. An unscheduled meeting of a committee or subcommittee may not be held in the Assembly Chamber.

No bill may be set for hearing, nor may any notice thereof be published by any Assembly committee or subcommittee, until the bill has been referred to the committee or subcommittee. Nothing in this paragraph shall prevent a committee or subcommittee from acting with regard to a bill referred to it where the only action taken is to cause the bill to be reported to the Assembly with the recommendation that amendments be adopted and the bill be reprinted as amended and re-referred to the committee or subcommittee.

The several standing committees and subcommittees and their chairpersons may adopt a procedure under which bills are scheduled for hearing on the basis of like subject matter groupings.

**Setting and Hearing Bills in Committee**

56.1. All bills referred to a standing committee pursuant to Assembly Rule 51 shall be set and heard, if requested by the author, as specified by the Joint Rules. If the analysis of an author's amendment that is subsequently adopted pursuant to Assembly Rule 68 discloses that the amendment makes a substantial substantive change to the original bill as referred by the Rules Committee, the bill as amended shall either be set and heard by the committee having jurisdiction of the bill as amended or re-referred to the Committee on Rules pursuant to the Assembly Rules.

**Committee Analyses**

56.5. Except as otherwise provided in this rule, each standing committee and subcommittee shall prepare an analysis of every bill it has set for hearing, which shall be available to the public in the office of the committee or subcommittee one working day prior to the date on which the hearing is to be held. In the case of a special meeting, or a meeting of the Committee on Appropriations or the Committee on Budget, or their subcommittees, the analysis shall be available to the public at the beginning of the hearing. No question concerning a committee's compliance with this rule with regard to any bill shall be in order following a vote on passage of the bill in that committee. As used in this rule, a "working day" is any day on which a house file is published.

A copy of each committee analysis shall be transmitted by the committee secretary to the Assembly Floor Analysis Unit at the same time it is made available to the public.

**Committee Consultants: Floor Analyses**

56.6. Except as otherwise provided in this rule, the consultants of a standing committee or subcommittee are responsible for monitoring bills assigned to their respective committee or subcommittee throughout the entire legislative process. Except for resolutions and bills on the Consent Calendar, a consultant of the appropriate standing committee shall prepare, in a timely fashion, an analysis of every bill on third reading or the unfinished business file, and of any amendment to a bill that is on the Assembly floor, as directed by the Assembly Floor Analysis Unit.

The committee consultant who prepares the analysis shall transmit a copy of the completed analysis to the Assembly Floor Analysis Unit. The Assembly Floor Analysis Unit is responsible for final editing for grammar and format of all floor analyses.

**Consent Calendar**

56.7. If the chairperson of a committee or subcommittee, in advance of a hearing, proposes to recommend any bills for consideration on the Consent Calendar without hearing testimony on those bills in committee, a list of those bills shall be made available to the public at the same time as the committee analysis required under Rule 56.5.

**Committee Quorum**

57. Except as otherwise provided in this rule, a majority of the membership of any standing committee constitutes a quorum for the transaction of its business, including the decision to recommend the adoption of any amendments to any bill. A majority of the membership of the committee, or a subcommittee thereof, is required to report a bill out of the committee or subcommittee, respectively. Any vacancy on a standing committee shall not reduce the votes required to take action on a bill in that committee.

Whenever a member is disqualified pursuant to Joint Rule 44 or the Political Reform Act of 1974 (Title 9 (commencing with Section 81000) of the Government Code) from voting or taking any other action related to the passage, defeat, or amendment of a bill in committee, that disqualification shall be treated the same as a vacancy. The member shall advise the chairperson of a disqualification, and the chairperson shall announce which members are so disqualified at the commencement of the hearing on the bill.

**Reconsideration**

57.1. After a committee has voted on a bill, reconsideration may be granted only one time. Pursuant to subdivision (a) of Joint Rule 62, reconsideration may be granted within 15 legislative days or prior to the interim study joint recess, whichever occurs first. A vote on reconsideration may not be taken without the same notice required to set a bill for hearing unless that vote is taken at the same meeting at which the vote to be reconsidered was taken and the author is present. An action taken by a committee may not be reconsidered except by a majority vote of the membership of the committee.

**Bills Reported Back to Assembly**

58. All committees shall act upon bills referred to them as soon as practicable, and when acted upon each bill shall be reported back to the Assembly forthwith; the chairperson of each committee is charged with the observance of this rule. The chairperson of each committee shall, insofar as practicable, report back bills in the same order as they were acted upon by the committee.

**Appropriations Suspense File**

58.2. The Committee on Appropriations may maintain a suspense file, to which bills may be referred by vote of a majority of the members of the committee present and voting, pending further consideration by the committee. A bill may be taken off the suspense file and heard, upon two days' notice published in the file, by a vote of a majority of the members of the committee present and voting. A bill removed from the suspense file for the purpose of amendment only, pursuant to Rule 68, shall be re-referred to the committee and shall be placed on the suspense file pending further consideration by the committee.

**Voting in Committee**

58.5. When a standing committee or subcommittee takes action on a bill, including reconsideration, the vote may be by roll call vote only. All roll call votes taken in a standing committee or subcommittee shall be recorded by the committee secretary on forms provided by the Chief Clerk of the Assembly. The record of a roll call vote shall show, for each proposal voted upon: all votes for and against, all members absent, and all members not voting. The chairperson of each standing committee or subcommittee shall promptly transmit a copy of the record of the roll call votes to the Chief Clerk of the Assembly, who shall cause the votes to be published in an appendix to the Journal on a monthly basis.

The committee secretary of each standing committee or subcommittee shall promptly transmit a copy of the record of the roll call votes to the Assembly Floor Analysis Unit.

A member may submit a written explanation of his or her vote, absence, or failure to vote on any bill or resolution, and that explanation shall be printed in the appendix to the Journal in the appropriate place, provided that no explanation may exceed 50 words in length.

At the request of the author or any member of the committee, the committee shall hold the roll open on any Assembly bill until the adjournment of the committee meeting. At no time may a bill be passed out by a committee without a quorum being present.

This rule does not apply to any of the following:

- (a) Adoption of author's amendments to a bill.
- (b) Withdrawal of a bill from a committee calendar at the request of an author.
- (c) Return of bills to the house where the bills have not been voted on by the committee.
- (d) Votes of subcommittees of the Committee on Budget when considering the Budget Bill.
- (e) Votes of the Committee on Rules when referring bills to committees.

**Subject Matter of Bill Recommended for Interim Study**

59. Whenever it is the decision of a standing committee that a bill referred to that committee shall not be given a do-pass recommendation, but that the subject matter of the bill should be referred for study, that standing committee shall retain the bill in its possession and report its recommendation to the Assembly that the subject matter of the bill be referred to the Committee on Rules for that committee's assignment of the subject matter to an appropriate committee.

Nothing in this rule shall be construed to prohibit a committee from subsequently reporting the bill to the Assembly with a do-pass or do-pass as amended recommendation or from reporting it out of committee without further action on the final day of the session.

**Committee Chairperson as Author**

60. A chairperson of a standing committee may not preside at a committee hearing to consider a bill of which he or she is the sole author or the lead author, except that the Chairperson of the Committee on Budget may preside at the hearing of the Budget Bill by the Committee on Budget.

**Reports of Committees**

61. Specially prepared reports of standing and special committees shall be delivered to the Chief Clerk or an assistant, and shall be read and ordered printed in the Journal unless otherwise ordered by the Speaker or a majority vote of the Members present and voting.

When a report of a joint legislative committee is delivered to the Assembly Desk, the Speaker shall refer it to a standing committee for review and appropriate action.

**Constitutional Amendments**

62.5. All constitutional amendments shall be referred to the policy standing committee having jurisdiction of that subject matter and, upon being reported out of that committee, shall be re-referred to the committee having constitutional amendments within its jurisdiction.

**C. Passage of Bills**

**Daily File**

63. There shall be printed an Assembly Daily File for each legislative day. The following listing shall constitute the order of business on the Daily File:

1. Special Orders of the Day
2. Second Reading, Assembly Bills
3. Second Reading, Senate Bills
4. Unfinished Business
5. Third Reading, Assembly Bills
6. Third Reading, Senate Bills

All bills on the Daily File shall be called for consideration, provided that Rule 58 has been complied with in the order of their listing. All scheduled committee hearings, together with the list of bills to be heard, shall be published in the Daily File.

**Copies of Bills for Action on Floor**

64. A bill may not be considered or acted upon on the floor of the Assembly unless and until a copy of the bill as introduced, and a copy of each amended form of the bill, has been distributed to the desk of each Member in hard copy or in portable document format (PDF) via computer.

**Second Reading of Bills**

66. All bills shall be read by title the second time in the order of their appearance upon the second reading file. Upon second reading, Assembly bills reported without amendments shall be ordered engrossed, and Senate bills reported without amendments shall be ordered to third reading. All bills reported out of committee shall be placed on the second reading file for the next legislative day, and may not be read a second time until the next legislative day under that order of business. As used in this rule, "bill" does not include a joint or concurrent resolution, but does include a constitutional amendment.

**Bills Requiring General Fund Appropriation**

66.6. Until the Budget Bill has been enacted, the Assembly may not send to the Governor for consideration any bill appropriating funds for expenditure during the fiscal year for which the Budget Bill is to be enacted, except emergency bills recommended by the Governor or appropriations for the salaries and expenses of the Legislature.

**Passage of Budget Bill**

66.7. The Budget Bill may not be voted upon for final passage on the floor of the Assembly unless it complies with subdivision (f) of Section 12 of Article IV and Sections 1.3 and 20 of Article XVI of the California Constitution.

**Committee Amendments**

67. Committee amendments reported with bills shall be considered upon their second reading, and the amendments may be adopted by majority vote of the Members present and voting. Assembly and Senate bills amended on second reading by committee amendment shall be ordered reprinted and returned to the second reading file. Assembly bills so amended shall be engrossed after printing.

Committee amendments reported with bills shall be prepared, or approved as to form, by the Legislative Counsel. Five copies of the committee amendments to Assembly bills and five copies of the committee amendments to Senate bills shall be delivered to the Chief Clerk's desk.

The Chief Clerk shall cause to be transmitted to the Assembly Floor Analysis Unit a copy of each committee report and committee amendment, unless the committee report or committee amendment is relative to a joint, concurrent, or house resolution.

Adoption of amendments to any bill in the Assembly prior to third reading, other than by a roll call, shall not preclude subsequent consideration in committee, or on the third reading by the Assembly, of the bill, those amendments, or any part thereof.

**Author's Amendments**

68. Upon request of the author of a bill, the chairperson of the committee to which the bill has been referred may, by his or her individual action taken independently of any committee meeting, cause

the bill to be reported to the Assembly with the recommendation that amendments submitted by the author be adopted and the bill be reprinted as amended and re-referred to the committee.

Notwithstanding any other rule, a bill to be amended pursuant to this rule may not be placed on the second reading file for the adoption of those amendments.

#### **Vote on Passage of Bill as Amended**

68.5. Except as otherwise provided in this rule, a vote on passage of any bill in a standing committee or subcommittee shall be taken only when the bill is in print, including any previously adopted amendments to the bill. A vote on passage of an amended bill, when the amended form of the bill is not in print, may be taken only if the sole effect of the amendment is to add coauthors to the bill or if the committee determines that the effect of the amendment upon the bill can be readily understood by all of the members and audience present at the hearing. In that circumstance, any member may require that the amendments be in writing at the time of their adoption.

#### **Bill Analysis Prior to Third Reading**

68.6. A bill, concurrent resolution, or joint resolution may not be considered on third reading unless and until an analysis of the measure has been distributed by the Assembly Floor Analysis Unit and placed upon the desks of the Members, unless otherwise ordered by the Speaker.

#### **Analysis of Conference Committee Amendments**

68.7. A report of a conference committee on any bill, other than the Budget Bill, that recommends the substantive amendment of a bill may not be considered unless and until an analysis of the proposed amendment has been distributed by the Assembly Floor Analysis Unit and placed upon the desks of the Members, unless otherwise ordered by the Speaker.

#### **Printing of Conference Committee Reports**

68.8. A conference report may not be heard by the Assembly until it has been in print for two days prior to being taken up by the house.

#### **Conference Committee: Substantial Policy Change**

68.9. (a) A conference committee on any bill, other than the Budget Bill or a bill that is making statutory changes to implement the Budget Bill, may not approve any substantial policy change in any bill if that substantial policy change has been defeated in a policy committee of the Assembly within the current legislative session. For purposes of this rule, the most recent action of a policy committee with regard to a substantial policy change is deemed the only action taken when the policy committee has taken inconsistent actions with respect to a substantial policy change.

(b) For purposes of subdivision (d) of Joint Rule 29.5, the term “heard” means that a printed bill with substantially similar language was before the appropriate committee and taken up at a regular or special hearing of the committee during the current legislative session; or that an amendment, which was drafted and given a request number or approved as to form by the Legislative Counsel, was before the committee and taken up at a regular or special hearing of the committee.

**Amendments From the Floor**

69. (a) Any Member may move to amend a bill during its second or third reading, and that motion to amend may be adopted by a majority vote of the Members present and voting.

Amendments to a bill offered from the floor, except committee amendments reported with bills, amendments offered with a motion to amend and re-refer a bill to committee, amendments deleting any number of words, or amendments previously printed in the Journal, are not in order unless and until a copy of the proposed amendments has been placed upon the desks of the Members. A copy of a bill that has been amended only to add coauthors to the bill is not required to be placed upon the desks of the Members if both the Speaker and Minority Leader grant an exemption.

Amendments offered from the floor during a bill's second or third reading shall be prepared, or approved as to form, by the Legislative Counsel.

Before debate five copies of the proposed amendment to Assembly bills, and five copies of the proposed amendments to Senate bills, shall be delivered to the Chief Clerk's desk. One copy of the proposed amendment shall be transmitted by the Chief Clerk to the Assembly Floor Analysis Unit. Bills so amended upon second or third reading shall be reprinted and re-engrossed. The Chief Clerk shall order printed as many copies of all amended bills as he or she may determine to be necessary.

(b) (1) Amendments from the floor during a bill's second or third reading that would make a substantive change in the bill shall be submitted to the Chief Clerk's desk by 5:00 p.m. or the time of adjournment, whichever is later, the business day before the start of session on the legislative day at which they are to be considered.

(2) Upon receipt of the proposed amendments by the Chief Clerk, an analysis shall be prepared by the committee of origin in conjunction with the Assembly Floor Analysis Unit, and a copy of that analysis shall be distributed to each Member's desk prior to the beginning of debate on adoption of the proposed amendments, unless otherwise ordered by the Speaker.

(3) As used in this subdivision, "bill" does not include a joint or concurrent resolution, but does include a constitutional amendment.

(c) Paragraph (1) of subdivision (b) does not apply to (1) amendments to a bill taken up without reference to file, (2) amendments to a bill to add or delete an urgency clause, (3) amendments to a bill that are identical to other amendments submitted to the Chief Clerk's desk in accordance with the requirements of this rule, (4) amendments to the Budget Bill or to a bill that is making statutory changes necessary to implement the Budget Bill, or (5) amendments to a bill to make the bill contingent upon the enactment of another bill, or to incorporate one or more statutory amendments proposed in another bill to avoid superseding those amendments.

(d) Any bill amended on the second or third reading file shall be ordered reprinted and returned to the third reading file, and may not be acted on by the Assembly until the bill, as amended, has been on the Daily File for one calendar day. This subdivision does not apply to a bill that is amended to add or delete an urgency clause or to a bill that is amended to make statutory changes to implement the Budget Bill.



(e) A motion to amend a bill on the second or third reading file, other than committee amendments reported pursuant to Rule 57, is not in order on (1) the last two legislative days preceding the January 31 bill passage deadline specified by Section 10 of Article IV of the California Constitution or (2) the last seven days preceding the scheduled commencement of the interim study recess or the scheduled commencement of the final recess as specified by the Joint Rules of the Senate and Assembly. Paragraph (1) or (2) may be suspended temporarily by two-thirds vote of the Members present and voting. This subdivision does not apply to amendments to a bill to add or delete an urgency clause, or to incorporate one or more statutory amendments proposed in another bill to avoid superseding those amendments.

#### **Consideration of Political Reform Act Bills**

69.1. Pursuant to Section 81012 of the Government Code, any bill that would amend the Political Reform Act of 1974 (Title 9 (commencing with Section 81000) of the Government Code) may not be passed until, 12 days prior to being considered for passage, the bill in its final form has been delivered by the Chief Clerk to the Fair Political Practices Commission for distribution to the news media and to every person who has requested the commission to send a copy of any such bill to him or her.

#### **Electronic Distribution of Bills, Conference Reports, Amendments, and Analyses**

69.5. Any requirement that bills, conference reports, amendments, or an analysis be placed on the desks of the Members is satisfied by electronic distribution of the same information in portable document format (PDF) via computer to the desk of the Members through the Assembly Floor System, unless otherwise ordered by the Speaker.

#### **Consideration of Bills Re-referred to Committee**

70. Whenever a bill that has been amended and re-referred to committee is reported out by that committee, it shall be placed on the second reading file and may not be transferred therefrom to the third reading file until the following day.

#### **Uncontested Bills**

71. A bill may not be placed on the Assembly Consent Calendar unless it has met the requirements of Joint Rule 22.1 with respect to each Assembly standing committee to which the bill has been referred.

#### **Consideration of Concurrent and Joint Resolutions**

73. A concurrent or joint resolution may be amended by a majority vote of the Members present and voting. The ayes and noes may not be called upon the adoption of concurrent resolutions, except those authorizing expenditures of money, unless regularly demanded, or required by statute or the California Constitution.

#### **Adoption of Resolutions**

74. Any resolution upon which a roll call vote is demanded requires an affirmative recorded vote of 41 or more Members for adoption.

The adoption of any resolution authorizing the expenditure of money requires an affirmative recorded vote of 41 or more Members.

**Printing of Resolutions**

75. When any previously printed house resolution is before the Assembly for adoption, it may be printed in the Journal only if amendments to it have been adopted, in which case it shall be printed as amended. In the absence of those amendments, house resolutions before the Assembly for adoption shall be referred to by day and page of the Journal as printed upon introduction. For the purposes of this rule, the adding of a coauthor shall not be deemed an amendment.

**Concurrence in Senate Amendments**

77. Concurrence in any Senate Amendment to an Assembly bill requires the same affirmative recorded vote as the vote required by the California Constitution for the passage of the bill. A vote on concurrence may not be taken until the bill has been on the unfinished business file for one calendar day, except that when the bill is placed upon the unfinished business file during the last two legislative days preceding (1) the January 31 bill passage deadline specified by Section 10 of Article IV of the California Constitution, (2) the scheduled commencement of the interim study recess, or (3) the scheduled commencement of the final recess as specified by the Joint Rules of the Senate and Assembly, it may be acted upon immediately. The vote on concurrence shall be deemed the vote upon final passage of the bill.

Senate amendments to Assembly bills may not be concurred in unless and until an analysis of the measure has been distributed by the Assembly Floor Analysis Unit and a copy placed upon the desks of the Members, unless otherwise ordered by the Speaker. As used in this rule, “bill” does not include a joint or concurrent resolution, but does include a constitutional amendment.

**Digest of Bills Amended in Senate**

77.1. Whenever the Senate amends and passes an Assembly bill, the Legislative Counsel shall, within one day after the bill is passed by the Senate, prepare and transmit to the Chief Clerk and the Speaker a brief digest summarizing the effect of the Senate amendment. Upon receipt from the Legislative Counsel, the Chief Clerk shall cause the digest to be printed in the Daily File immediately following any reference in the file to the bill covered by the digest.

**Substantially Amended Bills**

77.2. If the analysis of an amendment adopted on the floor discloses that the amendment makes a substantial substantive change to a bill as passed by the last committee of reference, the bill, as amended, may be referred by the Speaker to the appropriate committee.

A bill that was previously reported from a policy or fiscal committee of reference in compliance with Joint Rule 61 is not subject to the deadlines in Joint Rule 61 if the bill is subsequently referred to a policy or fiscal committee pursuant to this rule.

If the digest to an Assembly Bill that has been returned to the Assembly by the Senate for concurrence in Senate amendments discloses that the Senate has made a substantial substantive change in the bill as first passed by the Assembly, the bill may be referred by the Speaker to the appropriate committee.

**Inactive File**

78. Whenever a bill has been passed twice on the third reading file on two successive legislative days, it shall be placed forthwith upon a special file to be known as the inactive file. A bill also may be placed on the inactive file at the request of the author. When a bill has been placed on the inactive file, it may be returned to the third reading file by request of the author. Notice of the request to return the bill to the third reading file shall be published one day in advance in the Assembly File. The bill, when returned to the third reading file, shall then be placed at the foot of the third reading file.

When a bill, placed on the inactive file from the second reading file or the unfinished business file, is removed from the inactive file, it shall be returned to the foot of the second reading file or the unfinished business file, respectively, in the next published Daily File.

**Engrossing and Enrolling Bills**

79. The Engrossing and Enrolling Clerk shall engross and enroll all bills that come to his or her hands for that purpose, in compliance with the provisions of Section 9503 of the Government Code, and in the order of time in which the same shall be acted upon by the Assembly.

After final passage by both houses, any Assembly bill not amended by the Senate shall be ordered by the Speaker forthwith to be enrolled, as provided in Sections 9508 and 9509 of the Government Code. The Chief Clerk shall report both the day and hour each enrolled bill is presented to the Governor, which report shall be entered in the Journal.

**VI. PARLIAMENTARY PROCEDURE****A. Motions and Questions****Precedence of Motions During Debate**

80. When a question is under debate or before the Assembly, no motions shall be received but the following, which shall take precedence in the order named:

- First—To adjourn;
- Second—To recess to a time certain;
- Third—To lay on the table;
- Fourth—For the previous question;
- Fifth—To set as a special order;
- Sixth—To postpone indefinitely;
- Seventh—To refer to or to re-refer;
- Eighth—To amend.

**Questions of Order Decided Without Debate**

81. All incidental questions of order, arising after a motion is made for any of the questions named in Rule 80 and pending that motion, shall be decided by the Speaker without debate, whether on appeal or otherwise.

**Appeal From Decision of the Speaker**

82. Any Member may appeal from a decision of the Speaker without waiting for recognition by the Speaker, even though another Member has the floor. An appeal is not in order when another is pending, or when other business has been transacted by the Assembly prior to the appeal being taken. Upon the appeal being seconded, the Speaker may give his or her reasons for the decision, and the Member making the appeal may give his or her reasons for the appeal, and the Speaker forthwith shall put one of the following questions to the Assembly:

- (1) "Shall the decision of the Speaker be sustained?"
- (2) "Shall the decision of the Speaker be overruled?"

An appeal may not be amended and yields only to a motion to recess or adjourn, or to lay on the table, or a question of personal privilege. If an appeal is laid on the table, that action shall have no effect on the pending question.

An appeal may not be debated when relating to indecorum, the transgression of rules, or the priority of business. A majority vote of the Members present and voting decides any appeal. In the event of a tie vote, the appeal is lost.

**Speaker Explains Order of Business**

83. The Speaker may, on his or her own motion or the motion of any Member, explain the order of business when the motion pending before the Assembly is not debatable. That explanation may not consume more than two minutes.

**To Adjourn**

84. A motion to adjourn is not debatable and may not be amended, and is always in order, except: (a) when another Member has the floor; (b) when the Assembly is voting; or (c) during a call of the Assembly. The name of any Member moving an adjournment, and the hour at which the motion was made and adjournment taken, shall be entered in the Journal. A motion to adjourn shall be adopted by a majority vote of the Members present and voting.

When a motion to adjourn is made and seconded, it shall be in order for the Speaker, before putting the question, to permit any Member to state to the Assembly any fact relating to the condition of the business of the Assembly which would seem to render it improper or inadvisable to adjourn. That statement may not occupy more than two minutes and is not debatable.

An affirmative recorded vote of a majority of the duly elected and qualified Members is required to adjourn any session of the Assembly *sine die*.

**To Recess to a Time Certain**

85. A motion to recess to a time certain is treated the same as a motion to adjourn, except that the motion is debatable when no business is before the Assembly, and can be amended as to the time and duration of the recess. It yields only to a motion to adjourn.

**To Lay on the Table**

86. A motion to lay on the table is not debatable and may not be amended.

A motion to table a bill, constitutional amendment, or concurrent or joint resolution is adopted by an affirmative recorded vote of 41 or more Members.

Any motion to lay on the table, if carried by 41 or more votes, carries with it the main question and everything that adheres to it, except that a motion to lay an amendment on the table, if adopted, does not carry with it a bill, constitutional amendment, or concurrent, joint, or house resolution.

A motion to lay an amendment on the table is adopted by a majority vote of the Members present and voting.

A motion to lay on the table may not be applied with respect to reconsideration.

**The Previous Question**

87. The previous question shall be put only when demanded by five Members, and its effect, when sustained by a majority vote of the Members present and voting, shall be to put an end to all debate and bring the Assembly to a vote only on the question then pending, except that the proponent of the matter pending shall be allowed not more than five minutes to close the debate.

**Motion to Set Special Order**

88. A motion to set any matter before the Assembly as a special order of business is adopted by an affirmative recorded vote of 54 or more members. The motion is debatable only as to the propriety of setting the main question as a special order of business, and may be amended only as to the time.

**Motion to Postpone to a Time Certain**

89. A motion to postpone to a time certain is deemed and treated as a motion to set as a special order.

**Motion to Postpone Indefinitely**

90. The making of a motion to postpone indefinitely any bill, motion, or amendment opens the main question to debate. If the motion to postpone indefinitely prevails by an affirmative recorded vote of 41 or more Members, the main question may not be acted upon again during the session.

**Motion to Amend**

91. A motion to amend may itself be amended, but an “amendment to an amendment” may not be amended. A motion to substitute is deemed to be a motion to amend and is considered the same as an amendment.

Only one substitute is in order when an amendment is pending. A motion to amend or to substitute is debatable, except where the main question to be amended is not debatable. Any motion to amend may be adopted by a majority vote of the Members present and voting.

A motion to amend that is decided in the negative is not again in order on the same day, or at the same stage of proceeding. The fact that a motion to amend by striking out certain words is decided in the negative

does not preclude a motion to amend by adding words, or a motion to amend by striking out and inserting words, except that in no case may a further amendment be substantially the same as the one rejected.

Subject to the above provisions of this rule and Rule 69, a motion to amend is in order during the second or third reading of any bill.

#### **Amendment To Be Germane**

92. An amendment to any bill, other than a bill stating legislative intent to make necessary statutory changes to implement the Budget Bill, whether reported by a committee or offered by a Member, is not in order when the amendment relates to a different subject than, is intended to accomplish a different purpose than, or requires a title essentially different than, the original bill.

A motion or proposition on a subject different from that under consideration may not be admitted as an amendment.

An amendment is not in order that changes the original number of any bill.

A Member may not be added or deleted as an author or coauthor of a bill or resolution without his or her consent.

#### **Consideration of Motions**

93. A motion, whether oral or written, may not be adopted until it is seconded and distinctly stated to the Assembly by the Speaker.

#### **Motions in Writing**

94. Upon request of the Speaker, all motions shall be reduced to writing and shall be read to the Assembly by the Speaker before being acted upon.

#### **Withdrawal of Motions**

95. After a motion is stated by the Speaker, or a bill, resolution, or petition is read by the Chief Clerk, it is in the possession of the Assembly.

#### **Motion to Withdraw or Re-refer Bills**

96. (a) A motion to withdraw a bill or resolution from committee, or to re-refer a bill or resolution from one committee to another committee, may be made during the regular order of business. A motion to re-refer may be debated only as to the propriety of the reference, and shall require an affirmative recorded vote of 41 or more Members.

(b) A bill or resolution may not be withdrawn from committee and placed upon the file, unless a motion to withdraw has been heard by, and has been approved by a majority vote of, the Committee on Rules. This subdivision does not apply to a bill in a fiscal committee that has been amended so as not to require its reference to a fiscal committee, as indicated by the Legislative Counsel's Digest.

(c) A motion to continue a motion to withdraw a bill or resolution from committee requires a majority of those members present and voting. A motion to withdraw a motion to withdraw is not in order.

#### **Re-reference of Measures on File**

97. A motion to re-refer a bill or resolution that is on the Assembly Daily File to committee may be made during the regular order of business. The motion is debatable only as to the propriety of that reference and shall require an affirmative recorded vote of 41 or more Members.

**Bills Stricken From File**

98. A motion to strike from the file any bill or resolution requires an affirmative recorded vote of 41 or more Members. That bill or resolution may not be acted upon again during the session.

**Motion to Rescind Action or Expunge Record**

99. Previous to the approval of the Journal by the Assembly, any action may be rescinded and its record ordered expunged by the affirmative recorded vote sufficient to take that action originally, except that an action may not be rescinded and the record expunged by a vote less than an affirmative recorded vote of 41 or more Members. A motion to rescind the action and expunge the record may not be made twice on the same proposition.

A motion to rescind is not in order on any matter upon which a vote to reconsider has previously been taken in the Assembly.

Whenever any action of the Assembly is rescinded and its record ordered expunged, the record of the action expunged may not appear in any form whatsoever, except that the record of the proceedings on the motion to rescind and expunge shall appear in the Journal as and when printed.

**Reconsideration of Vote**

100. (a) A motion to reconsider a vote on the next legislative day shall be made on the same day the vote to be reconsidered was taken. A motion to reconsider may not be adopted unless it receives an affirmative recorded vote of 41 or more Members. A motion to reconsider may be voted on without a second.

A motion to reconsider a vote shall be made by a Member voting on the question, and takes precedence over all motions, except a motion to adjourn. Upon that motion being made, the matter to be reconsidered forthwith shall be placed upon the unfinished business file, and further action may not be taken prior to the next legislative day. When a motion to reconsider has once been made, the motion is the property of the Assembly. When reconsideration is granted, the matter to be reconsidered shall be before the Assembly in the same status it had prior to the vote being reconsidered.

(b) (1) Interim Study Recess:

No motion to reconsider the vote whereby amendments are concurred in on Assembly bills, the vote whereby a Senate bill is passed and returned to the Senate, or the vote whereby a conference committee report is adopted is in order on the last two legislative days preceding the interim study recess.

A motion to reconsider the vote whereby amendments are refused concurrence on Assembly bills, the vote whereby Senate bills are refused passage, or the vote whereby a conference committee report is refused adoption is in order on the last legislative day preceding the interim study recess. The motion may be taken up before the end of that legislative day.

As used in this paragraph, "bill" does not include a joint or concurrent resolution.

(2) January 31—Even-numbered Year:

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 January 31 of the even-numbered year.

A motion to reconsider the vote whereby an Assembly bill is refused passage on its third reading is in order on the last legislative day preceding January 31 of the even-numbered year. The motion must be taken up before the end of that legislative day.

As used in this paragraph, “bill” does not include a Senate bill, a constitutional amendment, or a joint or concurrent resolution.

(3) Spring or Summer Recess:

A motion to reconsider the vote whereby a bill is passed is not in order on the last two legislative days preceding the Spring or Summer Recess as established by the Joint Rules of the Senate and Assembly.

(4) Deadline for Passage by House:

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 last day for the Assembly to pass a bill introduced in the Assembly, as set forth in the Joint Rules of the Senate and the Assembly.

As used in this paragraph, “bill” does not include a Senate bill, a constitutional amendment, or a joint or concurrent resolution.

(5) Final Recess:

A motion to reconsider the vote whereby a bill is passed is not in order on the last two legislative days preceding the final recess.

A motion to reconsider the vote whereby a bill is defeated is in order on the day of the final recess. The motion must be taken up before the end of that legislative day.

(c) Any Member voting on any matter may move to take up on the same day the motion, previously made by another Member, to reconsider the vote on that matter. A motion to take up on the same day a motion to reconsider the vote on a bill requires an affirmative recorded vote of at least 41 Members. A motion to take up on the same day a motion to reconsider the vote on any motion, amendment, Assembly resolution, or proposition other than a bill requires an affirmative vote of a majority vote of the Members present and voting. The motion to take up the reconsideration on the same day takes precedence over the motion to reconsider and, upon demand of any Member, the motion to take up the reconsideration on the same day shall be put to an immediate vote. If the motion to take up the reconsideration on the same day is adopted, the motion to reconsider is the next order of business before the Assembly.

(d) A second motion to reconsider the same question is not in order, nor is a motion to reconsider reconsideration in order.

(e) A motion to continue a motion to reconsider requires a majority vote of those Members present and voting.

#### **Call of Assembly**

101. After the roll has been called, and prior to the announcement of the vote, any Member may move a call of the Assembly. The Members present may order a call of the Assembly by a majority vote of the Members present and voting, and the Speaker shall immediately order the Sergeant at Arms to lock all doors and direct the Chief Clerk to prepare a list of absentees as disclosed by the last roll call. The list of absentees shall be furnished to the Sergeant at Arms, whereupon no Members shall be permitted to leave the Assembly Chamber except by written permission of the Speaker, and a person may not be permitted to enter except Members, Senators, or officers, or employees of the Legislature in the official performance of their duties.



Each Member who is found to be absent, and for whom a leave of absence has not been granted, shall be forthwith taken into custody wherever found by the Sergeant at Arms, his or her assistants, or any person designated by the Sergeant at Arms, including members of the California Highway Patrol, and sheriffs or their deputies, and brought to the Assembly Chamber.

A recess or adjournment may not be taken during a call of the Assembly. Additional business may be conducted and calls placed regardless of the number of calls in effect. A call of the Assembly may be dispensed with at any time upon a majority vote of the Members present, that action to become effective upon the completion of the roll call and the announcement of the vote upon the matter for which the call was ordered, unless, prior to the announcement of the vote, the call is continued by a majority vote of the Members present.

#### **Division of Question**

102. Any Member may call for a division of the question, and the Speaker shall order the question divided if it comprehends propositions in substance so distinct that, one being taken away, a substantive proposition would remain for the decision of the Assembly. This rule does not apply to an individual bill or resolution.

### **B. Voting**

#### **Members Voting**

104. Every Member in the Assembly Chamber when a roll call is required shall record his or her vote openly and without debate, unless the Assembly excuses that member by a majority vote of the Members present and voting.

A Member may not operate the voting switch of any other Member, except that a Member presiding at the time of a roll call, who is not the Speaker or the Speaker pro Tempore, may direct another Member on the floor to operate the voting switch of the presiding Member, and any Member so presiding, including the Speaker and the Speaker pro Tempore, may also operate the voting switches at the rostrum of the Speaker and the Speaker pro Tempore, at their direction.

The name of any Member who refuses to vote as required by this rule, after being requested by the Speaker to do so, shall be entered in the Journal, together with a statement that he or she was present and did so refuse to vote. Any Member who refuses so to vote may, if he or she so desires, and immediately after the announcement of the vote, submit a written explanation of the failure to vote and that explanation shall be printed in the Journal, provided that no explanation may exceed 50 words in length.

In addition to the entry of his or her name in the Journal, any Member who refuses so to vote when required, and who has not been excused from doing so, may, immediately after the announcement of the vote, at the discretion of the Speaker or upon demand of any Member, be summoned to appear before the bar of the Assembly for public censure by the Speaker or by any Member designated by the Speaker. Censure of a Member as provided by this rule does not constitute a bar to proceedings for his or her expulsion from the Assembly pursuant to Section 5 of Article IV of the California Constitution.

A Member may submit a written explanation of his or her vote on any bill or house resolution, and that explanation shall be printed in the Journal immediately following the vote, provided that no explanation may exceed 50 words in length.

A Member, prior to adjournment on the same legislative day, in the absence of any objection, may instruct the Chief Clerk to add his or her vote to any previously announced vote that had been taken during his or her absence, so long as the outcome of the vote is not thereby changed. The Chief Clerk shall record any vote additions or vote changes in the order signed by the Members at the Clerk's desk.

#### **Ayes and Noes**

105. The ayes and noes shall be recorded by the electrical voting system on the final passage of all bills, when an affirmative recorded vote of 41 Members or any vote above that number is required, when demanded by three Members, or when ordered by the Speaker. The names of the Members so voting shall be entered in the Journal.

#### **Voting and Vote Changes**

106. When once begun, voting may not be interrupted, except that, before the vote is announced, any Member may have the total pending vote flashed on the visible vote recorder. Prior to the announcement of the vote, the presiding officer shall instruct the Chief Clerk to record verbal votes from Members not at their desks. Any Member may move a call of the Assembly after the completion of the roll. A Member, prior to adjournment on the same legislative day, and in the absence of any objection, may instruct the Chief Clerk to change his or her recorded vote after the vote is announced, so long as the outcome of the vote is not thereby changed. The Chief Clerk may record any vote change only after the Member making the change has announced it to the Assembly.

#### **Tie Vote**

107. In case of an equal division, or tie vote, the question shall be lost.

### **VII. MEMBERS' DECORUM AND PRIVILEGES**

#### **Order in Speaking to Questions**

108. When a Member desires to address the Assembly, the Member shall rise from his or her seat and respectfully address himself or herself to "Mr. Speaker" or "Madame Speaker." Upon being recognized, the Member may speak, confining himself or herself to the question under consideration. When two or more Members rise at the same time, the Speaker shall designate the Member who is entitled to the floor.

A Member may not speak more than once during the consideration of any one question on the same day and at the same stage of proceeding, except that the author of a bill or resolution or the mover of a question has the right to open and close the debate thereon. A Member may not be allowed to speak more than five minutes to open and five minutes to close the debate on any question, including amendments, and no Member other than the author or the mover of the question may be allowed to speak more than five minutes thereon. A Member may not yield to any other Member the time for which he or she is entitled to speak on any matter.

**Rules of Decorum**

108.1. (a) In accordance with Rule 10, Members of the Assembly shall conduct themselves in accordance with the rules of decorum specified in Sections 120 to 126, inclusive, of Mason's Manual of Legislative Procedure.

(b) Notwithstanding subdivision (a), the Committee on Rules may adopt additional rules of decorum by majority vote of the membership of the committee.

**Motions**

109. When a Member desires to make a motion, the Member shall obtain recognition as provided in Rule 108. Upon being recognized, the Member shall open by stating his or her motion, except in the case of a nomination, and in any other case may not speak to the merits of the motion at that time, but shall confine his or her remarks to those necessary to explain the motion. If the motion is in order and is seconded, it shall be stated to the Assembly by the Speaker. If the motion is debated, the Member who made it shall then be entitled to recognition to open the debate on the motion.

When a Member obtains the floor during debate upon any question that is pending before the Assembly and addresses the Assembly regarding the merits of the pending question, the Member may not be permitted to conclude his or her debate by making any motion or by demanding the previous question.

**Leave of Absence**

110. A Member may not absent himself or herself from attendance at any session of the Assembly without leave of the Assembly. A Member may not obtain that leave of absence or be excused for nonattendance except by a vote of 54 or more Members or by unanimous consent. A Member who obtains a leave of absence for personal business, or is excused for nonattendance for personal business, thereby waives his or her per diem allowance for attendance upon any session of the Legislature for which he or she secures that leave of absence or excuse. A Member may not obtain a leave of absence for legislative business or be excused for nonattendance for legislative business unless the Member has filed with the Speaker a statement of the legislative business for which he or she seeks that leave of absence or excuse. That statement shall be printed in the Journal.

If a Member is not recorded on the attendance roll within 30 minutes after the scheduled start of the session, the Member shall stand up before the Assembly and explain the reason he or she is late before he or she is recorded on the roll call for any vote. If a Member does not explain his or her reason for being late, any other Member may raise a point of order under this rule, whereupon the tardy Member's vote may not be recorded until an explanation is made.

**Personal Privilege**

111. Any Member may rise to explain a matter of personal privilege. A matter of personal privilege is a matter involving the Member's integrity, dignity, or honor. Upon rising to explain such a matter, the Member forthwith shall be recognized by the Speaker, but may not discuss a question in that explanation. Matters of personal privilege yield only to a motion to recess or adjourn.

**Objection to Reading of Any Paper**

112. Any Member, upon recognition by the Speaker, may object to the reading of any paper before the Assembly. When that objection is made, the question of reading shall be determined without debate by a majority vote of the Members present and voting, upon a brief statement by the Speaker of the substance of the objection.

**Members at Chief Clerk's Desk**

113. A Member or other person may not be allowed at the Chief Clerk's desk while the ayes and noes are being recorded or the votes counted.

**Members Called to Order for Transgressing Rules**

114. If any Member transgresses the Rules of the Assembly, the Speaker shall, or any Member may, call the offending Member to order. The Member so called to order immediately shall take his or her seat, until the Speaker, without debate, has determined whether the Member is in order. That decision by the Speaker shall be subject to an appeal to the Assembly.

If any Member is called to order for offensive words spoken in debate, the person calling him or her to order shall state to the Assembly the words to which exception is taken. No Member may be held to answer, or be subject to censure by the Assembly, for language used in debate if other business has been transacted by the Assembly prior to exception being taken to the words spoken.

**VIII. MISCELLANEOUS****Committee of the Whole**

115. The Assembly may resolve itself into a Committee of the Whole at any time by a majority vote of the Members present and voting. While sitting as that committee, persons other than Members may address the committee. The Speaker of the Assembly, or any Member named by the Speaker, shall preside as Chairperson of the Committee of the Whole.

A motion that the Committee of the Whole "do now rise and report back to the Assembly," shall always be in order and shall be decided without debate. All actions of the Committee of the Whole shall be reported to the Assembly by the chairperson, but may not be entered in the Journal except upon motion and a majority vote of the Members present and voting.

**Use of Assembly Chamber**

116. The Assembly Chamber may not be used for any public or private business, other than legislative matters, except upon approval of the Speaker or the Chair of the Committee on Rules.

**Use of Assembly Facilities: Smoking**

117. The smoking of tobacco products is prohibited within any building, or portion of a building, occupied or used by Assembly Members or employees if the building or portion of the building is under the jurisdiction or control of the Assembly. This smoking prohibition shall apply to any outdoor area within five feet of an entrance or exit to any building or portion of a building subject to this rule. This smoking prohibition shall apply to the Assembly Chamber, Assembly hearing rooms, and Assembly offices, and to hallways, stairways, and bathrooms within any building or portion of a building subject to this rule.

**Floor of the Assembly: Telephones**

117.5. A cellular telephone may not be used on the floor of the Assembly during any session of the Assembly.

**Meeting of the Assembly: Firearms**

117.7. A person, except a peace officer acting within the scope of his or her employment, may not carry or possess a firearm on the floor of the Assembly during any session of the Assembly or in a committee hearing room during any meeting of a committee or subcommittee.

**Persons Admitted to Floor of the Assembly**

118. A person other than Members of the Legislature, officers, employees of the Legislature, accredited members of the press, and guests may not be admitted to the floor of the Assembly during any session of the Assembly. A guest of any Member may be admitted only upon presentation of a guest card of the Member countersigned by the Speaker. A guest card is valid only on the legislative day for which it is issued. A lobbyist, as defined by Section 82039 of the Government Code, may not, under any circumstances, be admitted to the Assembly Chamber while the Assembly is in session.

Persons admitted to the Assembly Chamber, other than Members, may not be permitted to stand in the lobby in the rear of the Assembly Chamber while the Assembly is in session, but shall be required to occupy the seats provided for them.

Guests may be seated only in the chairs in the back of the rail in the rear of the Assembly Chamber, and may not be permitted to sit at the desks of the Members. No person other than an accredited newspaper representative may be permitted to sit at the press desks. A special section in the balcony may be reserved for those holding guest cards. Neither any person mentioned in this rule nor any other person, except a Member of the Legislature, may engage in influencing the passage or defeat of legislation in the Assembly Chamber.

A person other than a Member of the Legislature, the Sergeant at Arms or his or her assistants, the Chief Clerk or his or her assistants, or the Legislative Counsel or his or her representatives, may not be permitted in the area of the floor of the chamber which is occupied by the desks of the Members.

**Business Attire**

118.1. Notwithstanding any other provision of these Rules, a Member of the Legislature, officer or employee of the Legislature, accredited member of the press, or any other person may be admitted to the floor of the Assembly during any session only if dressed in appropriate business attire.

**Qualifications and Elections of Members**

119. An affirmative vote of 41 or more Members shall be required to determine the qualifications and election of any Member pursuant to Section 5 of Article IV of the California Constitution. A motion to disqualify a Member is not in order at the convening of a legislative session until a Speaker has been elected in accordance with Section 9023 of the Government Code.

**Compensation and Expenses of Member Convicted of Felony**

120. If a Member of the Assembly is convicted of a felony by a superior court, his or her right to further compensation or expenses is thereupon suspended, and his or her membership on any committee is thereupon suspended. If the conviction becomes final, the right of the Member to further compensation or expenses shall terminate and any compensation or expenses withheld shall be forfeited to the state. If the conviction is reversed by an appellate court or a motion for a new trial is granted, and the Member is thereafter found not guilty or the charges against him or her are dismissed, the amounts of the withheld compensation or expenses shall be paid to the Member and the suspension of his or her committee membership shall terminate.

Whenever a Member is convicted of a felony in the superior court, the Committee on Rules shall give written notice thereof to the Controller, directing him or her to discontinue any further payments to the Member unless and until the Committee on Rules notifies the Controller that the Member has been found not guilty or that the charges against him or her are dismissed. The Controller may not draw any warrant payable to that Member except as provided in this rule.

**The Seal of the Assembly**

121. The Seal of the Assembly may be used only by or on behalf of a Member of the Assembly, or when specifically authorized by the Committee on Rules.

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# STANDING RULES OF THE SENATE

2005–06 Regular Session

Senate Resolution No. 4 (Ashburn)

(Adopted December 6, 2004, Senate Journal, p. 8;  
as amended by Senate Resolution No. 10 (Perata),  
adopted March 17, 2005; Senate Journal, p. 323)

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**STANDING RULES OF THE SENATE**  
**CONVENING AND SESSIONS**

**Hours of Meeting**

1. The Senate shall meet at 9:00 a.m. daily, except Saturdays and Sundays, unless otherwise ordered by the Senate.

**Calling to Order**

2. The President pro Tempore, Assistant President pro Tempore, Vice Chair of the Committee on Rules, or senior member present shall call the Senate to order at the hour stated and, if a quorum is present, shall proceed with the order of business.

**Attendance of Senators**

3. No Senator may absent himself or herself from attendance upon the Senate without first obtaining leave. A lesser number than a quorum of the Senate is authorized to send the Sergeant at Arms for any and all absent Senators at the expense of the absent Senators, unless an excuse for nonattendance made to the Senate when a quorum is present shall be judged sufficient, and in that case the expense shall be paid out of the Senate Operating Fund. The President pro Tempore or Assistant President pro Tempore, or less than a quorum present, shall have the power to issue process directly to the Sergeant at Arms to compel the attendance of Senators absent without leave. Any Senator who refuses to obey that process, unless sick or unable to attend, shall be deemed guilty of contempt of the Senate, and the Sergeant at Arms shall have power to use force as may be necessary to compel the attendance of the absent Senator, and for this purpose he or she may command the force of the county, or of any county in the state.

**Order of Business**

4. The order of business shall be as follows:
- (1) Rollcall.
  - (2) Prayer by the Chaplain.
  - (3) Pledge of Allegiance.
  - (4) Privileges of the Floor.
  - (5) Communications and Petitions.
  - (6) Messages from the Governor.
  - (7) Messages from the Assembly.
  - (8) Reports of Committees.
  - (9) Motions, Resolutions and Notices.
  - (10) Introduction and First Reading of Bills.
  - (11) Consideration of Daily File:
    - (a) Second Reading.
    - (b) Special Orders.
    - (c) Unfinished Business.
    - (d) Third Reading.
  - (12) Announcement of Committee Meetings.
  - (13) Leaves of Absence.
  - (14) Adjournment.

**Executive Sessions**

5. When a motion is adopted to close the doors of the Senate, on the discussion of any business that may require an executive session, he or she who is presiding shall require all persons, except the Senators, Secretary, Minute Clerk, and Sergeant at Arms, to withdraw, and during the discussion of that business the doors shall remain closed. Every Senator and officer present shall keep secret all matters and proceedings concerning which secrecy shall be enjoined by order of the Senate.

**OFFICERS OF THE SENATE****The President**

6. The President may preside upon invitation of the Senate.

**The President pro Tempore**

7. The President pro Tempore shall take the Chair and call the Senate to order at the hour of the meetings of the Senate. The President pro Tempore is the Presiding Officer of the Senate.

It shall be the particular responsibility of the President pro Tempore to secure the prompt and businesslike disposition of bills and other business before the Senate. He or she shall maintain order in the Senate Chamber and, in case of a disturbance or disorderly conduct outside the bar or in the gallery, he or she shall have the power to order the same cleared.

The President pro Tempore shall serve *ex officio* as a member of all Senate and joint committees of which he or she is not a regular member, with all of the rights and privileges of that membership except the right to vote. In counting a quorum of any of these committees, the President pro Tempore may not be counted as a member.

The Assistant President pro Tempore or the Vice Chair of the Committee on Rules shall, in the absence of the President pro Tempore, perform the duties, and have all powers and authority, of the President pro Tempore.

**The Assistant President pro Tempore**

8. The President pro Tempore of the Senate may name a Senator to perform the duties of the Chair in his or her absence. The Senator so named shall be vested, during that time on the floor, with all the powers of the President pro Tempore, and the Senator who performs these duties shall be known as the Assistant President pro Tempore.

In the absence of the President pro Tempore, the Assistant President pro Tempore, or the Vice Chair of the Committee on Rules, any Senator may perform the duties of the Chair.

**Secretary of the Senate**

9. It shall be the duty of the Secretary of the Senate to attend every session, call the roll, and read all bills, amendments, and resolutions, and all papers ordered read by the Senate or the Presiding Officer.

The Secretary of the Senate shall superintend all printing to be done for the Senate.

The Secretary of the Senate shall certify to, and transmit to, the Assembly all bills, joint and concurrent resolutions, constitutional amendments, and papers requiring the concurrence of the Assembly, immediately after their passage or adoption by the Senate.

The Secretary of the Senate shall also keep a correct Journal of the proceedings of the Senate, and shall notify the Assembly of the action by the Senate on all matters originating in the Assembly and requiring action on the part of the Senate.

The Secretary of the Senate shall have custody of all bills, documents, papers, and records of the Senate and may not permit any of the bills, documents, records, or papers to be taken from the Desk or out of his or her custody by any person, except in the regular course of the business of the Senate.

The Secretary of the Senate is the Executive Officer of the Committee on Rules and shall act as its authorized representative in all matters delegated to him or her by the committee.

Initiative measures received by the Secretary of the Senate in accordance with Section 9034 of the Elections Code shall be transmitted to the Committee on Rules and referred by the Committee on Rules to the appropriate committee.

#### **Sergeant at Arms of the Senate**

10. The Sergeant at Arms shall attend the Senate during all of its sittings, and shall execute the commands of the Senate from time to time, together with all process issued by its authority, as shall be directed to him or her by the President. The Sergeant at Arms is authorized to arrest for contempt all persons outside the bar, or in the gallery, found in loud conversation or otherwise making a noise to the disturbance of the Senate. The actual expenses for the Sergeant at Arms for every arrest and for each day's custody and release, and his or her traveling expenses, shall be paid out of the Senate Operating Fund.

The Sergeant at Arms shall place copies of all bills, joint and concurrent resolutions, constitutional amendments, Journals, Histories, and Files, when printed, on the desks of Senators, at least one hour previous to the opening of the session.

#### **Elected and Appointed Officers**

10.5. On the first day of each session, the President pro Tempore, members of the Committee on Rules, Secretary of the Senate, and Sergeant at Arms shall be elected by a majority vote of the duly elected and qualified Members of the Senate and shall serve until their successors are elected and qualify. The Committee on Rules shall appoint an Assistant Secretary, a Minute Clerk, a Chaplain, and other employees with such duties as the committee requires.

#### **Officers and Employees Compensation: Approval**

10.6. The Controller is hereby authorized and directed to draw his or her warrants in favor of officers and employees who render services to the Senate, as certified by the Committee on Rules or by its authorized representative, from the fund set aside for the pay of officers and employees of the Senate at the rate of compensation certified by the committee or its representative, and the Treasurer is hereby directed to pay the same.

### **COMMITTEES OF THE SENATE**

#### **Appointment of Committees**

11. The Committee on Rules shall consist of the President pro Tempore of the Senate, who shall be the chair of the committee, and four other Members of the Senate to be elected by the Senate. There is a

vacancy on the committee in the event a member ceases to be a Member of the Senate or resigns from the Committee on Rules. Any vacancy occurring during a summer, interim study, or final recess, except in the case of the President pro Tempore, shall be filled by the remaining members of the Committee on Rules. A vacancy occurring at any other time shall be filled by election by the Senate.

The Committee on Rules shall appoint all other committees of the Senate and shall designate a chair and vice chair of each committee.

In making committee appointments, the Committee on Rules shall give consideration to seniority, preference, and experience. However, in making committee appointments, the Committee on Rules shall, as far as practicable, give equal representation to all parts of the state.

### **Standing Committees**

12. The standing committees of the Senate and subjects to be referred to each are set out below. The provisions set forth below as to the assignment of bills are intended as a guide to the Committee on Rules, but are not binding upon the committee.

(1) Agriculture, 9 members. Bills relating to agriculture.

(2) Appropriations, 13 members. Bills that are subject to Joint Rule 10.5 and are not referred to the Budget and Fiscal Review Committee. Bills that constitute a state-mandated local program.

(3) Banking, Finance and Insurance, 11 members. Bills relating to financial institutions, corporations, and retail credit interest rates. Bills relating to insurance, managed care, indemnity, surety, and warranty agreements.

(4) Budget and Fiscal Review, 17 members. The Budget Bill and bills implementing the Budget. Bills that directly affect the State Budget, including deficiencies and reappropriations.

(5) Business, Professions and Economic Development, 7 members. Bills relating to business and professional practices, licensing, and regulations other than bills relating to horse racing, alcoholic beverages, oil, mining, geothermal, and forestry industries. Bills relating to economic development, commerce and international trade.

(6) Education, 12 members. Bills relating to education, higher education, and certificated educational personnel.

(7) Elections, Reapportionment, and Constitutional Amendments, 6 members. Bills relating to elections and reapportionment. Bills relating to constitutional amendments, when favorably reported out of the standing committee having jurisdiction of the subject matter.

(8) Energy, Utilities, and Communications, 11 members. Bills relating to public utilities and carriers, energy companies, alternative energy development and conservation, and communications development and technology.

(9) Environmental Quality, 9 members. Bills relating to environmental quality, air quality, water quality, integrated waste management, recycling, toxics, and hazardous waste.

(10) Government Modernization, Efficiency and Accountability, 10 members. Bills relating to state government organization and the efficient delivery of state government services. Bills that have been considered by other committees having jurisdiction of the appropriate subject, for consideration of any question relating to state government.

(11) Governmental Organization, 11 members. Bills relating to horse racing, public gaming, and alcoholic beverages, bills related to the

management of public safety emergencies and disaster response, and bills regarding the use of state-controlled lands and buildings, state publishing, seals, bonds, and interstate compacts.

(12) Health, 11 members. Bills relating to public health, alcohol and drug abuse, mental health, managed care, and related institutions.

(13) Human Services, 7 members. Bills relating to welfare, social programs and services, and related institutions.

(14) Judiciary, 7 members. Bills amending the following:

(a) Civil Code, except measures related to retail credit interest rates.

(b) Code of Civil Procedure.

(c) Evidence Code, except matters relating to criminal procedure.

(d) Family Code.

(e) Probate Code.

(f) Bills relating to municipal and state court judgeships, court attachés, and personnel. Bills relating to liens, claims, and unclaimed property, collections, and franchises.

(15) Labor and Industrial Relations, 8 members. Bills relating to labor, industrial safety, unemployment, workers' compensation and insurance, and noncertificated public school employees.

(16) Local Government, 7 members. Bills relating to local governmental procedure and organization. Bills relating to land use. Bills that have been considered by other committees having jurisdiction of the appropriate subject, for consideration of any questions relating to local government administration.

(17) Natural Resources and Water, 11 members. Bills relating to conservation and the management of public resources, fish and wildlife, regulation of oil, mining, geothermal development, acid deposition, wetlands and lakes, global atmospheric effects, ocean and bay pollution, coastal resources, forestry practices, recreation, parks, and historical resources. Bills relating to water supply management.

(18) Public Employment and Retirement, 5 members. Bills relating to state and local nonschool public employees and public employee retirement.

(19) Public Safety, 7 members. Bills amending the following:

(a) Evidence Code, relating to criminal procedure.

(b) Penal Code.

(c) Statutes of a penal nature not related closely to a subject included in another subdivision of this rule.

(d) Bills relating to the Youth and Adult Corrections Agency.

(20) Revenue and Taxation, 8 members. Bills relating to state and local revenues and taxation, except bills described in subdivision (a) of Rule 28.9.

(21) Rules, 5 members. Proposed amendments to the rules and other matters relating to the business of the Legislature.

(22) Transportation and Housing, 14 members. Bills relating to the operation, safety, equipment, transfer of ownership, licensing, and registration of vehicles, aircraft, and vessels. Bills relating to the Department of Transportation and the Department of Motor Vehicles. Bills relating to waterways, harbors, highways, public transportation systems, and airports. Bills relating to housing and community redevelopment.

(23) Veterans Affairs, 5 members. Bills relating to veterans, military affairs, and armories. Bills amending the Military and Veterans Code.

The standing committees of any regular session shall be the standing committees of concurrent special or extraordinary sessions unless otherwise ordered by the Senate.

**Committee on Legislative Ethics**

12.3. (a) (1) The Committee on Legislative Ethics is hereby created. The committee shall be appointed by the Committee on Rules and shall consist of six Senators, at least two of whom are members of the political party having the greatest number of members in the Senate and at least two of whom are members of the political party having the second greatest number of members in the Senate. The members of the committee shall serve two-year terms. The President pro Tempore and the Minority Floor Leader shall serve as ex officio, nonvoting members of the committee.

(2) The Committee on Rules shall select a Chair and a Vice Chair, who may not be members of the same political party. The Chair may not serve more than two consecutive two-year terms, and the Committee on Rules shall select a successor who is not a member of the same political party as the immediately previous Chair.

(3) Vacancies in the committee shall be filled within 30 days by the Committee on Rules for the remainder of a term.

(4) If a complaint is filed against a member of the committee, the Committee on Rules shall temporarily replace the member with a Senator of the same political party, who shall serve until the complaint is dismissed by the committee or the Senate takes action as it deems appropriate, whichever occurs earlier.

(5) The Committee on Rules, upon the recommendation of the Committee on Legislative Ethics, shall appoint a Chief Counsel to assist the committee in carrying out its functions. The staff of the committee shall be considered permanent and professional, and shall perform their duties in a nonpartisan manner. No staff of the committee may engage in partisan activities regarding a Senate election campaign. The committee may retain independent counsel when necessary for specific investigations.

(b) The committee shall do all of the following:

(1) The committee shall formulate and recommend, for adoption by the Senate, standards of conduct for Senators and officers and employees of the Senate in the performance of their legislative responsibilities. The Ethics Manual for Members, Officers, and Employees of the United States House of Representatives, as prepared by the Staff of the Committee on Standards of Official Conduct, 102nd Congress Second Session (United States Government Printing Office, Washington, 1992), the Code of Ethics (Article 2 (commencing with Section 8920) of Chapter 1 of Part 1 of Division 2 of Title 2 of the Government Code), and Joint Rule 44 shall serve as guides in the formulation of the standards of conduct.

(2) At the request of any Senator or officer or employee of the Senate, the committee shall provide an advisory opinion with respect to the standards of conduct of the Senate on the general propriety of past, current, or anticipated conduct of that Senator, officer, or employee. The opinion shall be rendered within 21 days unless the Chair and Vice Chair agree otherwise. The committee may, with appropriate deletions

to ensure the privacy of the individuals concerned, publish the advisory opinions for the guidance of other Senators, officers, or employees.

(3) The committee shall develop, issue, and annually update a clear, informative, and usable manual for the Senate based on the standards of conduct adopted by the Senate, including any advisory opinions published pursuant to paragraph (2).

(4) The committee shall conduct periodic workshops, at least once each calendar year, for Senators and officers and employees of the Senate, including workshops specifically designed for newly elected Senators and newly appointed officers and employees. At least once in each biennial session, each Senator, and each officer or employee of the Senate who is a designated employee under the Senate Conflict of Interest Code, shall attend one of these workshops. The workshops shall include, but not be limited to, a comprehensive review of all applicable statutes and Senate rules.

(5) After adoption by the Senate of the standards of conduct, the committee shall receive and review complaints alleging violations of the standards of conduct by Senators, or officers or employees of the Senate, in accordance with the procedures specified in subdivisions (c) to (s), inclusive.

(6) The committee shall maintain a record of its investigations, hearings, and other proceedings. All records, complaints, documents, and reports filed with, submitted to, or made by the committee, and all records and transcripts of any investigations or hearings of the committee shall be confidential and may not be open to inspection by any person other than a member of the committee or the staff of the committee, except as otherwise specifically provided for in this rule. Any member of the committee or any person on the staff of the committee who discloses any record, complaint, document, report, or transcript that is confidential shall be subject to discipline. The committee may, by a majority vote of the membership of the committee, authorize the release of any records, complaints, documents, reports, and transcripts in its possession to the appropriate enforcement agency if the committee determines that there is probable cause to believe that the violation or violations alleged in the complaint would constitute a felony or if the committee determines that the information is material to any matter pending before the enforcement agency.

(c) (1) Any person may file a complaint with the committee that alleges a violation of the standards of conduct.

(2) Except as provided in paragraphs (3) and (4), a complaint may not be filed more than 18 months after the date that the alleged violation occurred.

(3) If the committee determines that the person filing the complaint did not know, or through the exercise of reasonable diligence could not have known, of the alleged violation within 18 months after the date that the alleged violation occurred, the complaint may be filed within three years after the date that the alleged violation occurred.

(4) If a complaint is filed within 60 days prior to an election at which a Senator or officer or employee is a candidate for elective office, the complaint shall be returned to the person filing the complaint, and the person shall be informed that the complaint may be filed with an appropriate enforcement agency and may be refiled with the committee after the election. The period of time for filing the complaint shall be extended for 60 days.

(5) A complaint may not be filed if it alleges a violation that occurred prior to the adoption of the standards of conduct.

(d) A complaint shall satisfy all of the following requirements:

(1) It shall be in writing.

(2) It shall state the name of the person filing the complaint.

(3) It shall state the name of Senator, or the name and position or title of the officer or employee of the Senate, who is alleged to have committed a violation of the standards of conduct.

(4) It shall set forth allegations that, if true, would constitute a violation of the standards of conduct. The allegations shall be stated with sufficient clarity and detail to enable the committee to make a finding pursuant to subdivision (h).

(5) It shall state the date of the alleged violation.

(6) It shall include a statement that the allegations are true of the person's own knowledge or that the person believes them to be true, and shall be signed by the person under penalty of perjury.

(e) The committee, on its own motion, two-thirds of the membership concurring, may initiate a proceeding by filing a complaint that complies with paragraphs (1) to (5), inclusive, of subdivision (d).

(f) The committee shall promptly send a copy of a complaint to the Senator, or officer or employee of the Senate, alleged to have committed the violation, who shall thereafter be designated as the respondent.

(g) If a complaint is filed by a person other than the committee, the Chair and Vice Chair of the committee shall examine the complaint to determine whether it was filed in accordance with this rule and any rules of the committee. Within 15 days after the complaint is filed, the Chair and Vice Chair shall provide to the committee a copy of the complaint and their opinion as to whether the allegations in the complaint, if true, would constitute a violation of the standards of conduct. If the committee, by a two-thirds vote of its membership, finds that the allegations, if true, would constitute a violation of the standards of conduct, the committee shall hold a hearing within 30 days to conduct a preliminary inquiry. If two-thirds of the membership of the committee fails to find that the allegations, if true, would constitute a violation of the standards of conduct, it shall dismiss the complaint and so notify the person who filed the complaint and the respondent, and the complaint shall not be made public.

(h) At the preliminary inquiry, the respondent may respond to the allegations in the complaint by written statement or oral testimony. If two-thirds of the membership of the committee finds that probable cause exists for believing that the respondent committed a violation of the standards of conduct, the committee shall issue a count-by-count statement of alleged violations. If two-thirds of the membership of the committee fails to find that probable cause exists, the committee shall dismiss the complaint. In either event, the committee shall immediately notify the respondent and the person who filed the complaint of its action. If the committee finds that probable cause exists, the statement of alleged violations shall be made public within seven days.

(i) Within 21 days after the issuance of the statement of alleged violations, the respondent may file an answer that admits or denies each count. Upon request of the respondent, the committee may grant the respondent an additional 21 days to respond.

(j) Within 60 days after the issuance of the statement of alleged violations, the committee shall hold a disciplinary hearing. If a majority



of the membership of each party on the committee fails to find that the respondent committed a violation of the standards of conduct, the committee shall dismiss the complaint. If a majority of the membership of each party on the committee finds by clear and convincing evidence that the respondent committed a violation of the standards of conduct, the committee shall take the following action:

(1) If the respondent is a Senator, it shall hold a hearing to determine an appropriate sanction.

(2) If the respondent is an officer or employee, it shall transmit its findings to the Committee on Rules for appropriate action.

(k) (1) At the hearing to determine an appropriate sanction, two-thirds of the membership of the committee shall determine whether the violation is serious or minor.

(2) If the committee determines that a violation is minor or fails to determine that a violation is serious, two-thirds of the membership of the committee (A) shall, if it determines that the violation bears upon the exercise of a right or privilege, recommend that the Committee on Rules deny or limit that right or privilege and shall transmit its findings and recommendation to the Committee on Rules, or (B) shall impose any lesser sanction. Within 15 days after the imposition of a lesser sanction, the respondent may appeal the sanction imposed to the Committee on Rules.

(3) If the committee determines that a violation is serious, two-thirds of the membership of the committee shall recommend that the Senate take one or more of the following actions and shall transmit its findings and recommendation to the Senate:

(A) The denial or limitation of any right or privilege, if the violation bears upon the exercise of that right or privilege.

(B) A reprimand for a serious violation.

(C) A censure for a more serious violation.

(D) An expulsion for a most serious violation.

(l) The Senate shall, within 15 legislative days after receiving the findings and recommendation, vote on the recommendation of the committee. The Senate, by 21 votes, may deny or limit any right or privilege of, reprimand, or censure the Senator or, by 27 votes, may expel the Senator.

(m) The committee or Senate may defer any action required by this rule if other proceedings have been commenced on the same matter.

(n) (1) At all hearings, the Chief Counsel of the committee shall present the case. All relevant and probative evidence is admissible unless it is privileged. Witnesses may be called and cross-examined by the committee and the respondent, and exhibits and other documents may be entered into the record. The respondent has the right to be represented by legal counsel or any other person of his or her choosing.

(2) If the committee receives, at any time, any exculpatory information relating to the alleged violation, the committee shall make the information available to the respondent.

(o) If the committee determines that the complaint was filed with malicious intent, it may request that the Committee on Rules reimburse the expenses incurred by the respondent.

(p) At any time during the proceedings, the respondent may admit that he or she committed a violation of the standards of conduct. If the respondent admits some but not all of the violations alleged in the complaint or the counts set forth in the statement of alleged violations,

the committee shall find that the admitted violations constituted a violation of the standards of conduct and may continue the proceedings to determine whether the other alleged violations constituted violations of the standards of conduct. If the respondent admits to all alleged violations, the committee shall find that the admitted violations constituted a violation of the standards of conduct, terminate the preliminary inquiry or disciplinary hearing, and take the action required by paragraph (1) or (2) of subdivision (j).

(q) Meetings of the committee may not be open to the public until the committee finds that probable cause exists for believing that the respondent committed a violation of the standards of conduct. Subsequent meetings of the committee or Senate shall be public, and notice of any meeting shall be published in the Senate File for four calendar days prior to the meeting.

(r) If the committee finds that probable cause exists for believing that the respondent committed a violation of the standards of conduct, the transcript of any testimony given, or any documents admitted into evidence, at a public hearing and any report prepared by the committee subsequent to that finding that states a final finding or recommendation shall be open to public inspection.

(s) Upon request of the respondent, the committee may permit the respondent to inspect, copy, or photograph books, papers, documents, photographs, or other tangible objects that relate to the allegations in the complaint. If the committee finds that probable cause exists for believing that the respondent committed a violation of the standards of conduct, the committee shall permit the respondent to inspect, copy, or photograph books, papers, documents, photographs, or other tangible objects that relate to the statement of alleged violations.

(t) (1) A Senator or officer or employee of the Senate may not directly or indirectly use or attempt to use his or her official authority or influence to intimidate, threaten, coerce, command, or attempt to intimidate, threaten, coerce, or command any person for the purpose of interfering with the right of that person to file a complaint with the committee, testify before, or in any way cooperate with, the committee or any panel.

(2) For the purpose of paragraph (1), “use of official authority or influence” includes promising to confer, or conferring, any benefit; effecting, or threatening to effect, any reprisal; or taking, or directing others to take, or recommending, processing, or approving, any personnel action, including, but not limited to, appointment, promotion, transfer, assignment, performance evaluation, suspension, or other disciplinary action.

(3) Nothing in this subdivision may be construed to authorize any person to disclose information the disclosure of which is otherwise prohibited by law.

(u) The committee may adopt rules governing its proceedings not inconsistent with this rule. The provisions of Joint Rule 36 relating to investigating committees apply to the committee to the extent those provisions are consistent with this rule.

(v) The powers and procedures set forth in subdivisions (b) to (u), inclusive, confer independent authority and may not be limited or altered by Joint Rule 45.

**General Research Committee**

12.5. The General Research Committee is hereby created pursuant to Section 11 of Article IV of the California Constitution, which relates to legislative committees. The committee consists of the 40 Senators, and the President pro Tempore is its chair. The committee is allocated all subjects within the scope of legislative regulation and control, but may not undertake any investigation that another committee has been specifically requested or directed to undertake. The General Research Committee may act through subcommittees appointed by the Senate Committee on Rules, and each of the subcommittees may act only on the particular study or investigation assigned by the Committee on Rules to that subcommittee. Each member of the General Research Committee is authorized and directed to receive and investigate requests for legislative action made by individuals or groups and to report thereon to the full committee.

The committee and its members shall have and exercise all of the rights, duties, and powers conferred upon investigating committees and their members by the Senate Rules and the Joint Rules of the Senate and Assembly. However, neither the committee nor its members may issue a subpoena without the prior approval of the Committee on Rules. The committee has the following additional powers and duties:

(a) To contract with other agencies, public or private, for the rendition and affording of services, facilities, studies, and reports to the committee as the committee deems necessary to assist it to carry out the purposes for which it is created.

(b) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope established by this rule, and to direct the sheriff of any county to serve subpoenas, orders, and other process issued by the committee.

(c) To meet and act at any place within the State of California and, when authorized in writing by the Committee on Rules to do so, to meet and act outside the state to carry out its duties.

(d) To report its findings and recommendations to the Legislature and the people from time to time.

(e) To act during sessions of the Legislature, including any recess.

(f) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this rule.

The Committee on Rules may allocate, from time to time, to the General Research Committee from the Senate Operating Fund those sums that are necessary to permit the General Research Committee and the members thereof to carry out the duties imposed on them. In addition, the Committee on Rules may allocate to any subcommittee from the Senate Operating Fund those sums that the Committee on Rules deems necessary to complete the investigation or study conferred upon that subcommittee.

**Additional Committee on Rules Powers**

12.7. In addition to other rights, duties and powers vested in the Committee on Rules, the committee and the members thereof shall have and exercise all of the rights, duties, and powers of the General Research

Committee and the members thereof, as provided in Rule 12.5, with authority to act on any subject allocated by Rule 12.5 to the General Research Committee.

#### **Committee on Rules**

13. (a) The Committee on Rules is charged with the general responsibility for the administrative functioning of the Senate. The committee has general charge of the books, documents, and other papers and property of the Senate and shall see that the same are properly kept, cared for, filed, or otherwise disposed of in accordance with applicable law and rules. The committee also has the duties of making studies and recommendations designed to promote, improve, and expedite the business and procedure of the Senate and its committees, including investigating committees consisting wholly or in part of Members of the Senate, and of proposing any amendments to the rules deemed necessary to accomplish those purposes.

(b) The Committee on Rules shall continue in existence during any recess of the Legislature until the convening of the next regular session, and shall have the same powers and duties as while the Senate is in session. The committee has the authority to fill vacancies in any Senate committee or in the Senate membership of any joint committee.

(c) The committee and its members shall have and exercise all of the rights, duties, and powers conferred upon investigating committees and their members by the Joint Rules of the Senate and Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to the Committee on Rules and its members.

(d) The committee may make available to any Senate or joint committee, or any Member of the Senate, assistance in connection with the duties of the committee or other legislative matters as the personnel resources under the direction of the committee or its other facilities permit.

(e) All employees on the payroll of the Senate are employees of the Senate and not of individual members, and they are under the direct control of the Committee on Rules. The Committee on Rules has general supervision over all employees of the Senate and the powers and duties to suspend, discipline, or discharge any employees when necessary. Any insubordination or inefficiency on the part of any employee shall be reported to the Committee on Rules.

(f) The committee shall make available and furnish to the Members of the Senate, and the Senate committees, personnel resources as may be reasonably necessary for the Members and the committees to carry out their duties.

(g) The Committee on Rules constitutes the Committee on Introduction of Bills and has charge of the engrossment and enrollment of bills, the contingent expenses of the Senate, and legislative printing, except insofar as these functions are delegated to the Secretary of the Senate.

(h) The rooms, passages, and buildings set apart for the use of the Senate are under the direction of the Committee on Rules, and the committee may assign the press desks in the Senate Chamber to accredited newspaper representatives.

(i) Executive communication of nominations sent by the Governor to the Senate for confirmation shall be referred to the Committee on Rules, unless otherwise ordered by the Senate, without debate.

(j) The Committee on Rules shall, at each regular session, appoint a Member of the Senate to serve on the Judicial Council and has the authority during any joint recess to fill any vacancy in that position that occurs during the recess.

(k) When a report of a joint legislative committee is delivered to the Senate Desk, the Committee on Rules shall refer it to a standing committee for review and appropriate action.

#### **Expenses of Senate Committees**

13.1. All claims for expenses incurred by investigating committees of the Senate, the Secretary of the Senate, and the Sergeant at Arms shall be approved by the Committee on Rules or its authorized representative before the claims are presented to the Controller.

All proposed expenditures, including furniture, equipment, and other property, but not including stationery supplies, shall be approved by the Committee on Rules or its authorized representatives before the expenses are incurred, unless the expenditure is specifically exempted from the provisions of this rule by the resolution authorizing it.

A warrant may not be drawn in payment of any claim for expenses until the approval of the Committee on Rules, or its authorized representative, has been obtained in accordance with this rule.

The Committee on Rules may adopt rules and regulations limiting the amount, time, and place of expenses and allowances to be paid to employees of Senate investigating committees and regulating the terms and conditions of employment of their employees. Copies of all rules and regulations adopted pursuant to this rule shall be distributed to the chair of every investigating committee.

#### **Alteration, Repair, Improvement to Senate**

13.2. The Committee on Rules is authorized and directed to incur and pay expenses of the Senate not otherwise provided for as the committee determines are reasonably necessary, including the repair, alteration, improvement, and equipping of the Senate Chamber and the offices provided for the Senate in the State Capitol.

In order to avoid unanticipated reversions of appropriations for contingent expenses, the Committee on Rules may designate the appropriation from which payment shall be made pursuant to allocations to committees or for other purposes. If insufficient money is available in any appropriation to pay all claims pursuant to allocations charged against it, the committee shall designate another appropriation from which the allocations shall be paid.

#### **Rooms and Property of Senate**

13.3. The Committee on Rules is responsible for the safekeeping of Senate property. The Director of General Services is directed to maintain the Senate Chamber and all the committee rooms and other rooms used by the Senators and officers of the Senate in a condition that they will be available for the use of the Senate at any time. It is further directed that no persons other than the Members, officers, and employees of the Senate may occupy or use the offices, committee rooms, or other rooms now occupied by the Senate without permission as hereinafter provided, that the desks, furniture, and other equipment of

the Senate shall be at the disposal of the Committee on Rules, and that no person except Members of the Senate may occupy any of the Senate's offices or make use of Senate equipment without permission of the committee or its authorized representative.

#### **Inventory of Senate Property**

13.4. The Committee on Rules is authorized and directed, through its authorized representative, to make and maintain a complete inventory of all property of the Senate, including all property in the possession or control of any Senate committee. The Committee on Rules has custody and control of all property of the Senate and shall adopt rules or orders as it may determine are necessary relating to the purchase, care, custody, and use or disposal thereof.

#### **Status of Standing Rules for Regular Session**

13.5. The adoption of the Standing Rules for any special session are not to be construed as modifying or rescinding the Standing Rules of the Senate for a regular session.

#### **Operating Expense Fund**

13.6. The Committee on Rules is the committee identified in Section 9126 of the Government Code. The balance of all money in the Senate Operating Fund, including money now or hereafter appropriated by the Legislature, except sums that are made available specifically for purposes other than the expenses of designated committees, is hereby made available to the Committee on Rules for any charges or claims it may incur in carrying out the duties imposed upon it by these rules or by Senate or concurrent resolution.

#### **Rules Committee Appointees**

13.8. The Committee on Rules shall review its nonlegislator appointees every two years. That review shall be completed not later than the 120th calendar day of the regular session in which the review is undertaken.

#### **Schedule of Committee Meetings**

14. The Committee on Rules shall propose to the Senate such schedules for regular meetings of the standing committees as will permit all members of each committee to attend without a conflict of committee engagements.

The committee may also propose such special committee meetings or special schedules of committee meetings as will facilitate the business of the Senate. Those schedules may provide a special schedule of committee meetings upon certain days of the week or to meet any special condition that may arise.

#### **Powers of Standing Committees**

16. Each standing committee of the Senate to which a proposed law or bill is assigned has full power and authority during the session of the Legislature, or any recess thereof, to make an investigation and study concerning any proposed law or bill as the committee shall determine necessary to enable it to properly act thereon.

In the exercise of the power granted by this rule, each committee may appoint a secretary and employ clerical, legal, and technical assistants as may appear necessary when money has been made available therefor by the Senate.

Each standing committee is authorized and empowered to summon and subpoena witnesses, to require the production of papers, books, accounts, reports, documents, records, and papers of every kind and description, to issue subpoenas, and to take all necessary means to compel the attendance of witnesses and to procure testimony, oral and documentary. However, no committee may issue a subpoena, nor may a committee require testimony under oath, without the prior approval of the Committee on Rules.

The Sergeant at Arms, or other person designated by the Sergeant at Arms or by the committee, shall serve any and all subpoenas, orders, and other process that may be issued by the committee, when directed to do so upon a vote of the majority of the membership of the committee.

Each of the members of the standing committees is authorized and empowered to administer oaths, and all of the provisions of Chapter 4 (commencing with Section 9400) of Part 1 of Division 2 of Title 2 of the Government Code, relating to the attendance and examination of witnesses before the Legislature and the committees thereof, apply to the committees.

All officers of this state, including the head of each department, agency, and subdivision thereof, all employees of the departments, agencies, and subdivisions of the state, the Legislative Counsel, and all other persons, whether connected with the state government or not, shall give and furnish to these committees upon request such information, records, and documents as the committees deem necessary or proper for the achievement of the purposes for which each standing committee was created.

Each standing committee may meet at the State Capitol and do any and all things necessary or convenient to enable it to exercise the powers and perform the duties herein granted to it, and may expend such money as may be made available by the Senate for that purpose, except that no committee may incur any indebtedness unless money has been first made available therefor.

#### **Funerals**

17.5. The Chair or Vice Chair of the Committee on Rules may designate any one or more of the Members of the Senate as a Senate committee to attend funerals in appropriate circumstances. The Members so designated may receive expenses as provided in Joint Rule 35.

The Chair or Vice Chair of the Committee on Rules, or any Member of the Senate designated by either of these officers, may incur such expense as may be necessary for the purchase on behalf of the Senate of suitable floral pieces for the funeral.

All expenses incurred pursuant to this rule shall be paid out of the money allocated from the Senate Operating Fund to the Committee on Rules and disbursed, after certification by the Chair or Vice Chair of the committee or by the committee's disbursing officer appointed and designated therefor by the committee, upon warrants drawn by the Controller upon the Treasury.

**Expenditures**

18. A member of a committee may not incur any expense chargeable to the Senate unless authorized by resolution of the Senate.

The Committee on Rules shall provide, by rules and regulations, for the manner of authorizing expenditures by Members, committees, and officers and employees of the Senate that are not otherwise authorized by law, these rules, or the Joint Rules of the Senate and Assembly, and for the payment of the expenditures from the Senate Operating Fund upon certification of claims therefor to the Controller by the Committee on Rules or its authorized representative.

**Printing of Reports**

18.5. All requests for the printing of reports of Senate committees shall be made to the Committee on Rules.

The Committee on Rules shall determine if the report is to be printed, the number of copies needed, and whether or not the report shall be printed in the Journal.

If the report is to be printed by the Office of State Publishing, it shall hold the type for each Senate committee report for a period of 90 days from the date of the first printing or for such other time as the Committee on Rules deems necessary.

**PROCEDURES AND RULES****Joint and Concurrent Resolutions and Constitutional Amendments**

19. Joint and concurrent resolutions and constitutional amendments shall be treated the same as bills under these rules, except that they shall have only one official reading, which reading shall occur after they have been reported by committee.

**Parliamentary Rules**

20. In all cases not provided for by the Constitution, these rules, the Joint Rules of the Senate and Assembly, or statute, the authority shall be the latest edition of Mason's Manual or the custom and usage of the Senate.

**Suspension of Rules or Amending of Rules**

21. A standing rule of the Senate may not be adopted, amended, or repealed except upon an affirmative vote of a majority of the membership of the Senate, one day's notice being given, except that any rule not requiring more than a majority vote may be temporarily suspended without that notice by a vote of a majority of the membership of the Senate. A rule requiring a two-thirds vote on any question may be amended only by a two-thirds vote on one day's notice, except that a rule requiring a two-thirds vote may be temporarily suspended without that notice by a two-thirds vote.

All proposed amendments to these rules shall, upon presentation, be referred to the Committee on Rules without debate.

**Suspension of the Joint Rules**

21.1. Pursuant to Joint Rule 33, a joint rule may not be suspended by the Senate except with the concurrence of 27 Members unless a lower vote is prescribed by these rules or the Joint Rules of the Senate and the Assembly.



**Permission of Committee on Rules**

21.2. Notwithstanding Rule 21 or 21.1, a Senate or Joint Rule may not be suspended unless the Committee on Rules determines that an extraordinary circumstance exists that justifies the suspension.

**Rules Governing Standing Committees**

21.5. Except as otherwise provided in these rules, standing committees of the Senate shall be governed as follows:

(a) The officers of each Senate committee shall be a chair, vice chair, and secretary.

(b) The chair shall preside at meetings when present except when the committee is considering a bill of which he or she is the sole author or the lead author. Whenever the chair is not presiding, the vice chair shall assume the duties of the chair. In the absence of both, a member designated by the chair shall preside.

(c) The secretary shall keep a complete record of the meetings and actions taken by the committee. Bills and other measures favorably acted upon shall be reported to the Senate as expeditiously as the reports can be prepared.

(d) The committee shall meet in regular session on the day and hour designated by the Committee on Rules. Adjourned meetings or special meetings shall be held at the time fixed in the adjourning motion, or, for a special meeting, on the call of the chair.

(e) A special meeting may be called by the chair, with the approval of the Committee on Rules, by giving reasonable notice to all members of the committee, either in writing or by telephone, specifying the purpose of the meeting, the time and place thereof, and the matters to be considered at the meeting. Notice of hearing of bills as required by subdivision (a) of Joint Rule 62 may also be given in the Daily File. A matter may not be considered at the special meeting unless specified in the notice.

A special meeting shall be scheduled so as to permit all members of the committee to attend without conflict with other scheduled committee meetings.

(f) A majority of the membership of the committee shall constitute a quorum. A vote of a majority of the membership of the committee shall be required to table a bill, remove it from the table, or reconsider a vote on a bill.

(g) Action may not be taken on any measure outside of a duly constituted committee meeting.

(h) The chair shall set the hearings of bills and arrange the calendar for committee hearings. Notice of hearing of any bill shall be given to the author and other persons requiring notice. A bill may not be considered in the absence of the author without his or her consent, except that a bill may be presented by the author's representative who is authorized in writing.

(i) A committee or a subcommittee thereof, by a majority vote of the membership of the committee, may meet in executive session for any purpose authorized by Section 9029 of the Government Code. Otherwise, all meetings shall be open and public.

(j) The chair shall direct the order of presentation of the arguments for and against matters for consideration by the committee, and shall permit questions to be asked by members of the committee in an orderly fashion and in keeping with proper decorum.

(k) Further consideration of a bill that has been voted out of a committee or defeated shall be by reconsideration only, as follows:

(1) A motion to reconsider a vote by which a bill is voted out shall be in order, and shall be voted upon at the same meeting. If the motion is carried by a vote of a majority of the membership of the committee, the bill may be considered at that meeting, provided the author is present, or at a subsequent meeting.

(2) The procedure for reconsideration of a bill that has been defeated shall conform to the requirements of subdivision (a) of Joint Rule 62. Any bill as to which reconsideration has been granted pursuant to this paragraph may not be heard again until a subsequent meeting of the committee, after being calendared in the Daily File.

(l) Any bill that has been laid on the table and is removed from the table at a later meeting may not be heard again until a subsequent meeting of the committee, after being calendared in the Daily File and after notice.

(m) When a committee adopts proposed amendments to a bill, the bill may be taken up for vote at that meeting or, if the committee or author requests, sent out to print before final action. If the amendments are not in proper form, they shall be prepared and submitted to the chair for approval before being reported to the Desk. Amendments submitted by the author that, in the opinion of the committee chair, are major or substantial shall be submitted to the committee at least two legislative days before the bill is scheduled for hearing.

(n) A bill may not be set for hearing, nor may any notice thereof be published, by a Senate committee until the bill has been referred to the committee by the Committee on Rules.

(o) The chair may appoint, with the permission of the Committee on Rules, subcommittees of one or more members to consider and recommend to the full committee action on matters as may be assigned to the subcommittee for consideration from time to time by the chair. The chair may assign and reassign members of, and matters to, the various subcommittees. The recommendation of a subcommittee may be accepted by a vote of a majority of the members of the committee.

(p) In all cases not provided for by this rule, the Senate Rules, the Joint Rules of the Senate and Assembly, or statute, the authority shall be the latest edition of Mason's Manual.

#### **Additional Rules**

21.6. Committees may adopt additional rules that are not in conflict with Rule 21.5 or other rules.

#### **Reporting Measures Out of Committee**

21.7. The vote of a majority of the membership of a standing committee shall be required to report a bill, constitutional amendment, concurrent resolution, or joint resolution out of committee.

A vote of a majority of all members of a standing committee who are present and voting shall be required to report a Senate resolution out of committee.

#### **Press Participation**

21.8. Accredited press representatives may not be excluded from any public legislative meeting or hearing, and may not be prohibited from taking photographs of, televising, or recording the committee or house hearings, subject to the following conditions:

- (1) This rule extends to all public legislative meetings.
- (2) Lights may be used only when cameras are filming and, when possible, proceedings in hearing rooms and the chamber shall be filmed without lights.
- (3) Every effort should be made to set up filming equipment before hearings or sessions begin.
- (4) The committee chair or the Committee on Rules shall be notified, as far in advance of the proceedings as possible, that recordings and television cameras will be present and filming.
- (5) To the extent practical, flash cameras shall not be used.
- (6) Photographs shall be taken in an orderly and expeditious manner so as to cause the least possible inconvenience to the committee or to the Members in the chamber.

However, the chair of a committee may request any person to relocate or remove any object, or discontinue the use of any equipment, that is situated or used in a manner so as to disrupt the proceedings or to create a potential danger to, or substantially obstruct the view of, members of the committee or the public.

In case any person fails to respond to a request of the chair to relocate, remove, or discontinue the use of the objects or equipment, the committee may, by majority vote, require it.

## **INTRODUCTION AND REFERENCE OF MEASURES**

### **Introduction, First Reading, and Reference of Measures**

22. Any Senator desiring to introduce a bill, constitutional amendment, concurrent resolution, joint resolution, or Senate resolution shall send it to the Senate Desk.

When received at the Secretary's desk, a bill shall, under the proper order of business, be numbered, read, printed, and referred by the Committee on Rules to a standing committee. The Committee on Rules shall check all Assembly measures before reference to committee and shall designate the committee to which they shall be referred.

All joint resolutions, concurrent resolutions, and Senate resolutions shall be automatically referred to the Committee on Rules upon introduction, and may be rereferred to any other standing committee upon the vote of a majority of the membership of the Committee on Rules.

Unless otherwise ordered by the Senate without debate, the assignment of the measure shall then be complete and, after printing, the Secretary shall deliver the measure to the committee designated by the Committee on Rules.

Under the order of Messages from the Assembly, the Secretary shall read each Assembly bill the first time and shall read the name of the committee to which the bill has been assigned by the Committee on Rules. Unless otherwise ordered by the Senate without debate the assignment of the bill shall then be complete, and the Secretary shall deliver the bill to the committee so designated.

### **Bill Introduction Limitation**

22.5. (a) A Member of the Senate may introduce or subsequently author not more than 50 bills in the regular session.

(b) This rule may be suspended with respect to a particular bill by approval of the Committee on Rules.

(c) This rule does not apply to a constitutional amendment, any type of resolution, or a bill introduced by a committee.

#### **Short Title**

22.6. A bill may not add a short title that names a current or former Member of the Legislature.

#### **Introduction of Bills by a Committee**

23. (a) A standing committee may introduce a bill germane to any subject within the proper consideration of the committee in the same manner as any Member. A committee bill shall contain the signatures of all of the members of the committee.

(b) A committee may amend into a bill related provisions germane to the subject and embraced within the title and, with the consent of the author, may constitute that bill a committee bill.

#### **Bill Introduction Deadline**

23.5. The Senate Desk shall remain open for the introduction of bills from 9:00 a.m. to 5:00 p.m. on the days designated in subdivision (a) of Joint Rule 54 as the deadlines for the introduction of bills in the first and second years of the regular session.

#### **Introduction of Bills and Resolutions at Special Sessions**

24. Whenever, at any special session, a bill or resolution is received at the Desk, under the order of Introduction of Bills, it shall be referred to the Committee on Rules, which shall decide whether or not the bill or resolution can properly be considered at the session. If, in the judgment of the Committee on Rules, the bill or resolution can be considered, the committee shall report the bill or resolution back and designate the committee to which it shall be assigned. Thereafter the bill or resolution shall be assigned a number by the Secretary, read the first time, and referred to the committee recommended by the Committee on Rules unless otherwise referred on motion without debate.

#### **Resolutions**

24.5. A Senate concurrent resolution or Senate resolution may be introduced relating to a present or former state or federal elected official or a member of his or her immediate family. Other resolutions for the purpose of commendation or congratulation of any person, group, or organization, or for the purpose of expressing sympathy, regret, or sorrow on the death of any person, shall be prepared as Rules Committee resolutions and presented to the Committee on Rules for appropriate action.

The Committee on Rules may approve exceptions to this rule for Senate resolutions. The Secretary may not accept for introduction any Senate resolution that is contrary to this rule unless it is accompanied by the approval of the Committee on Rules.

#### **Senate Resolutions**

25. All Senate resolutions eligible to be introduced under the rules, upon being presented, shall be given a number by the Secretary. A Senate resolution shall be printed, and indexed in the History and Journal.

#### **Bills Authored by a Former Member**

26. Whenever a bill in the Senate is authored by an individual who is no longer a Member of the Legislature, upon a request of a committee

or current Member of the house in which the bill was introduced, the Senate Committee on Rules may authorize that committee or Member to be the author of that bill. Absent that authorization, action may not be taken by a committee or the Senate with respect to a bill authored by a former Member.

#### **BILLS IN COMMITTEE**

##### **Author's Amendments**

27. Upon request of the author of a bill, the chair of the committee to which the bill has been referred may, by his or her individual action taken independently of any committee meeting, cause the bill to be reported to the Senate with the recommendation that amendments submitted by the author be adopted and the bill be reprinted as amended and rereferred to the committee.

##### **Withdrawing a Bill From Committee**

28. A bill or resolution may not be withdrawn from committee except upon written notice being first given to the Committee on Rules and by 21 votes of the Senate.

##### **Consent Calendar**

28.3. (a) If a Senate bill or Assembly bill is amended in the Senate to create a new bill or to rewrite the bill, a standing committee may not place the bill on its consent calendar, and may not report the bill out of committee with the recommendation that it be placed on the consent calendar on the floor.

(b) For purposes of this rule, an amendment creates a new bill or rewrites the bill if the amendment (1) changes the subject of the bill to a new or different subject, or (2) adds a new subject to the bill that is different from, and not related to, the contents of the bill.

##### **Referral of Bills**

28.4. (a) If a Senate bill or Assembly bill is amended in the Committee on Appropriations to create a new bill or to rewrite the bill and the chair of the committee determines pursuant to Senate Rule 28.8 that (1) any additional state costs are not significant and do not and will not require the appropriation of additional state funds, and (2) the bill will cause no significant reduction in revenues, the bill shall be reported to the Senate with the recommendation that it be placed on second reading, except that the bill first shall be referred to the Committee on Rules. Upon receipt of the bill, the Committee on Rules shall either refer the bill to an appropriate policy committee or order that the bill be placed on second reading.

(b) For purposes of this rule, an amendment creates a new bill or rewrites the bill if the amendment (1) changes the subject of the bill to a new or different subject, or (2) adds a new subject to the bill that is different from, and not related to, the contents of the bill.

##### **Measures to be Authored**

28.5. Each bill, constitutional amendment, or resolution shall be authored by a Member or committee of the Legislature before it is considered or voted on by a committee or the Senate. Each amendment to a bill, constitutional amendment, or resolution shall be signed by a Member or committee of the Legislature prior to adoption by the Senate. A bill may be authored only by a Member or committee of the

house of origin. A Member other than a Member of the house of origin may be a “principal coauthor” or “coauthor.”

**Vote in Committee**

28.7. Voting on the disposition of bills, constitutional amendments, concurrent resolutions, and joint resolutions by committees shall be by rollcall vote only. A rollcall vote shall be taken on a motion to amend only if requested by any member of the committee or the author of the measure. All rollcall votes taken in committees shall be promptly transmitted by their respective chairs to the Secretary of the Senate, who shall cause a record of the rollcall votes to be printed in the Journal, together with the text of amendments voted upon where the rollcall has been recorded and the amendments adopted.

This rule does not apply to:

- (a) Procedural motions that do not have the effect of disposing of a bill.
- (b) Withdrawal of a bill from a committee calendar at the request of an author.
- (c) A committee’s return of a bill to the Senate, if the bill has not been voted on by the committee.
- (d) The assignment of bills to committee.

On a legislative day when the President pro Tempore or Minority Floor Leader is in attendance, he or she, in the absence of any objection, may instruct the committee secretary of a committee of which he or she is a member to add his or her vote to any previously announced vote that was taken while he or she was performing the responsibilities of the office of President pro Tempore or Minority Floor Leader, provided the outcome of the vote is not thereby changed. This provision does not apply to any rollcall after adjournment of the legislative day during which the rollcall in question was taken. The intent of this paragraph is to allow the President pro Tempore and the Minority Floor Leader to carry out the unique and special duties of their offices without losing the opportunity to vote on matters before the committees of which they are members.

**Appropriations Committee**

28.8. Any bill referred to the Committee on Appropriations pursuant to Joint Rule 10.5 that does not appropriate money may not be set for hearing and shall, along with any nonsubstantive amendments, promptly be reported to the Senate with the recommendation it be placed on second reading if the chair of the committee determines that (a) any additional state costs are not significant and do not and will not require the appropriation of additional state funds, and (b) the bill will cause no significant reduction in revenues.

**State-Mandated Local Program Bills**

28.9. (a) Any bill having a digest that, pursuant to Section 17575 of the Government Code, indicates that the bill requires state reimbursement to local agencies or school districts for costs mandated by the state shall be rereferred to the Committee on Appropriations. The bill may not be rereferred to the Committee on Revenue and Taxation.

(b) Any bill rereferred to the Committee on Appropriations pursuant to this rule that does not appropriate money and does not contain a complete disclaimer of all of the provisions of Section 905.2 of, and Part 7 (commencing with Section 17500) of Division 4 of Title 2 of, the

Government Code, need not be set for hearing and may, along with any nonsubstantive amendments, be reported to the Senate with the recommendation that it be placed on second reading if the chair of the committee determines, after consideration of the analyses of local costs prepared by the Legislative Analyst and the Department of Finance, that (1) any additional local costs are not significant and (2) the bill will cause no significant reduction in local revenues.

For the purposes of this rule, “complete disclaimer” means a provision in a bill that prohibits local agencies and school districts from filing claims with the State Board of Control for reimbursement for the costs of unfunded mandated programs or services.

(c) Whenever the Assembly amends and passes a Senate bill and the Senate must concur in the amendments, upon the request of any Senator the bill shall be rereferred to the Committee on Appropriations if, based upon the Legislative Counsel’s Digest of the Assembly amendments, the bill (1) imposes state-mandated local costs without providing adequate reimbursement, or (2) contains a complete disclaimer. The Committee on Appropriations shall make a recommendation to the Senate regarding whether the Senate should concur in the Assembly amendments.

(d) Any bill referred to the Committee on Appropriations solely pursuant to this rule, and that otherwise would not be rereferred to the committee pursuant to Joint Rule 10.5, is not subject to subparagraph (a)(1), (a)(6), (b)(3), or (b)(8) of Joint Rule 61.

## **CONSIDERATION OF BILLS**

### **Order of Making Files**

29. When bills are reported from committee they shall be placed upon the Daily File, to be kept by the Secretary as follows: All bills when reported to the Senate by the committee shall be placed at the foot of the Second Reading Senate or Assembly File, in the order in which the reports are made and, after the second reading, shall be placed at the foot of the Senate or Assembly Third Reading File, in the order of reading. Unless otherwise ordered by the Senate the File shall be taken up in the following order: Senate Second Reading File, Assembly Second Reading File, Special Orders, Unfinished Business, Senate Third Reading File, Assembly Third Reading File. The bills upon the third reading shall be considered in the order in which they appear upon the File, unless otherwise ordered by the Senate.

A Senate bill returned from the Assembly for concurrence in Assembly amendments may not be considered until it appears under Unfinished Business on the Daily File pursuant to Joint Rule 26.5 and an analysis is provided to each Senator pursuant to Senate Rule 29.8.

An inactive file shall be kept, to which bills and resolutions may be transferred at the request of the author, or on motion. Bills shall be so transferred when they have been passed on third reading file without action three successive times. Bills and resolutions may be transferred from the inactive file to the second reading file on motion and, after being read the second time, the bills shall take their place regularly on third reading file and be available for consideration and passage.

Bills, resolutions, and other questions may be transferred from the unfinished business file to the inactive file upon request or motion and

may be returned to the unfinished business file by request or on motion.

Placement of any question on the inactive file shall not prejudice the question.

#### **Strike From File**

29.2. A motion to strike any bill, resolution, or other question from the File shall require 21 votes. That bill, resolution, or other question may not be acted upon again during the session.

#### **Measures Amended From the Floor**

29.3. The consideration of a bill, constitutional amendment, concurrent resolution, joint resolution, or Senate resolution that has been amended by amendments offered from the floor, except committee amendments reported with measures or amendments offered with a motion to amend and rerefer to committee, is not in order until the amended measure has been in print for not less than one legislative day. Any measure so amended shall be placed on the second reading file.

#### **Bills Approving Memoranda of Understanding**

29.4. The Senate may not pass a bill that approves a memorandum of understanding, for purposes of Section 3517.5 and following of the Government Code, until the final version of the subject memorandum of understanding is received by the Secretary of the Senate and made available for review for seven legislative days and its availability for review noted in the Senate Daily Journal for that period.

#### **Amended Forms of Measures**

29.5. No bill, constitutional amendment, concurrent resolution, joint resolution, or Senate resolution may be considered for passage unless and until a copy of the measure as last amended is on the desk of each Member in printed or electronic form.

#### **Conference Reports**

29.6. (a) No conference committee on any bill, other than the Budget Bill and the budget implementation bills, may approve any substantial policy change in any bill if that substantial policy change has been defeated in a policy committee of the Senate during the current legislative session.

(b) For purposes of subdivision (d) of Joint Rule 29.5, the term “heard” means that a printed bill with substantially similar language was before the appropriate committee and taken up at a regular or special hearing of the committee during the current legislative session, or that an amendment, which was drafted and given a request number or approved as to form by Legislative Counsel, was before the committee and taken up at a regular or special hearing of the committee.

#### **Conference Committee Meetings**

29.7. Before the adoption of a conference report by the Senate, any Senator may raise a point of order and put the following question to the chair of the committee on conference from the Senate: “Did the Committee on Conference meet at a public meeting attended by at least two of the Assembly Members and two of the Senate Members of the Committee on Conference and adopt the conference report by an affirmative rollcall vote of not less than two of the Assembly Members and two of the Senate Members constituting the Committee on Conference?” If the chair answers this question in the negative, the



conference report shall be returned to the Committee on Conference and may not be further considered by the Senate until the committee has met at a public meeting attended by at least two of the Assembly Members and two of the Senate Members of the committee, and has adopted the conference report by an affirmative rollcall vote of not less than two of the Assembly Members and two of the Senate Members constituting the committee.

#### **Analysis of Measures, Conference Reports, and Floor Amendments**

29.8. (a) With the exception of the Budget Bill and budget implementation bills, no bill, constitutional amendment, concurrent resolution, joint resolution, Senate resolution, unfinished business item, or report of a conference committee may be considered unless and until an analysis thereof has been prepared by the Office of Senate Floor Analyses and placed upon the desks of the Senators, unless otherwise ordered by the President pro Tempore.

(b) An amendment from the floor is not in order unless and until the amendment has been reviewed by the Office of Senate Floor Analyses. Upon a request by the Chair or Vice Chair of the Committee on Rules, or by the lead author of the measure to which a substantive amendment is proposed from the floor, an analysis thereof shall be prepared by the Office of Senate Floor Analyses and placed upon the desks of the Senators.

#### **Consideration of Conference Reports**

29.9. No conference report may be adopted by the Senate until it has been in print for two days prior to being taken up by the Senate.

#### **Referral of Bills**

29.10. (a) If the analysis, prepared in accordance with subdivision (b) of Rule 29.8, of proposed floor amendments to a bill, other than the Budget Bill, discloses that the amendments create a new bill or rewrite the current form of the bill, the amendments shall, prior to consideration of the amendments by the Senate, be referred to the Committee on Rules. If the amendments to the bill are proposed by any Senator other than the author of the bill or the Senator presenting the Assembly bill on the floor, action on the bill shall be deferred until after the Committee on Rules acts upon the amendments. Upon receipt of the amendments, the Committee on Rules by a vote of a majority of its membership may either (1) refer the amendments to an appropriate standing committee, or (2) return the amendments to the Senate floor for consideration.

If the amendments are referred to a standing committee, the committee shall meet and act upon the amendments no later than the next scheduled hearing of the committee. If the amendments are referred to a standing committee during a time when standing committees are not meeting, the standing committee shall meet and act upon the amendments as directed by the Committee on Rules and, in any event, within two legislative days of receipt of the amendments. Upon receipt of the amendments, the committee by a vote of a majority of the membership may do any of the following: (1) hold the amendments, (2) return the amendments to the Senate floor for consideration, or (3) return amendments as approved by the committee to the Senate floor.

If the amendments are referred to a standing committee during the time when no committee may meet, the Committee on Rules shall grant

permission to suspend the joint rule to allow the committee to meet as directed by the Committee on Rules.

If the amendments are referred to the Committee on Rules on the last legislative day preceding a joint recess, the Committee on Rules and, if the amendments are referred to a standing committee, the standing committee, shall meet and act upon the amendments before adjourning for the recess. If the amendments are referred to the Committee on Rules on any of the three legislative days preceding February 1 or September 1 of an even-numbered year, the Committee on Rules and, if the amendments are referred to a standing committee, the standing committee, shall meet and act upon the amendments on the same legislative day.

(b) If the analysis, prepared in accordance with subdivision (a) of Rule 29.8, of a bill, other than the Budget Bill, that is returned to the Senate for a vote on concurrence discloses that the Assembly amendments create a new bill or rewrite the bill as passed by the Senate, action on the bill shall be deferred until the Committee on Rules acts upon the bill. The Committee on Rules by a vote of a majority of its membership may either (1) refer the bill to an appropriate standing committee, or (2) recommend that the bill be taken up for consideration of the Assembly amendments.

If the bill is referred to a standing committee, the committee shall meet and act upon the bill no later than the next scheduled hearing of the committee. If the bill is referred to a standing committee during a time when standing committees are not meeting, the standing committee shall meet and act upon the bill as directed by the Committee on Rules and, in any event, within two legislative days of receipt of the bill. Upon receipt of the bill, the committee by a majority vote of the membership may either (1) hold the bill, or (2) return the bill to the Senate floor for consideration of the Assembly amendments.

If the bill is referred to a standing committee during the time when no committee may meet, the Committee on Rules shall grant permission to suspend the joint rule to allow the committee to meet as directed by the Committee on Rules.

If the bill is referred to the Committee on Rules on the last legislative day preceding a joint recess, the Committee on Rules and, if the bill is referred to a standing committee, the standing committee, shall meet and act upon the bill before adjourning for the recess. If the bill is referred to the Committee on Rules on any of the three legislative days preceding February 1 or September 1 of an even-numbered year, the Committee on Rules and, if the bill is referred to a standing committee, the standing committee, shall meet and act upon the bill on the same legislative day.

(c) An amendment creates a new bill or rewrites the bill if the amendment (1) changes the subject of the bill to a new or different subject, or (2) adds a new subject to the bill that is different from, and not related to, the contents of the bill.

#### **Special Order**

30. Any measure or subject may, by vote of a majority of those voting, be made a special order and, when the time fixed for its consideration arrives, he or she who is presiding shall lay it before the Senate.

**Messages From the Governor or Assembly**

31. Messages from the Governor or from the Assembly may be introduced at any stage of business except while a question is being put, while the ayes and noes are being called, or while a Senator is addressing the Senate.

Messages from the Governor or from the Assembly may be considered when indicated in the order of business or at any other time by unanimous consent or upon motion.

**Engrossing Measures**

32. All Senate bills, constitutional amendments, and joint and concurrent resolutions shall be engrossed after each amendment and before final action is taken on them in the Senate. Engrossment shall consist of comparing the printed engrossed measure with the original measure introduced and any amendments adopted to ascertain that it is correct. When a measure is reported correctly engrossed it shall be substituted for the original measure.

**Enrolling Measures**

33. All Senate measures shall be enrolled immediately following their final passage and receipt from the Assembly. An enrolled copy of every bill, constitutional amendment, or resolution shall be printed and examined to ascertain that it is a true and accurate copy of the measure as it was passed. It shall then be authenticated by the signature of the Secretary of the Senate or his or her designee, and the Chief Clerk of the Assembly or his or her designee, and transmitted to the Governor or Secretary of State, as the case may be.

**DEBATE**

**Statement of Motion**

34. A motion may not be debated until it is distinctly announced by he or she who is presiding, and it shall be reduced to writing if desired by any Senator, and read by the Secretary, before it is debated.

**Regulations as to Speaking**

35. (a) When a Senator desires to address the Senate, he or she shall rise in his or her place, address he or she who is presiding, and, when recognized, proceed to speak through the public address system.

(b) A Senator may not speak more than twice in any one debate on the same day, and at the same stage of the bill, without leave; Senators who have once spoken are not again entitled to the floor (except for explanation) so long as any Senator who has not spoken desires to speak.

(c) When two or more Senators arise at the same time to address the Senate, he or she who is presiding shall designate the Senator who is entitled to the floor.

(d) A Senator may not be interrupted when speaking, and no question may be asked of him or her except through he or she who is presiding.

(e) The author of a bill, motion, or resolution shall have the privilege of closing the debate.

**Order in Debate**

36. When a Senator is called to order he or she shall sit down until he or she who is presiding has determined whether or not he or she is in order. Every question of order shall be decided by he or she who is presiding, subject to an appeal to the Senate by any Senator. If a Senator is called to order for words spoken, the objectionable language shall immediately be taken down in writing by the Secretary of the Senate.

**Right to Address the Senate**

37. A person other than a Member of the Senate, may not address the Senate while it is in session, except that the Senate may resolve itself into a Committee of the Whole and, while sitting as a Committee of the Whole, may be addressed by persons other than Members.

**QUESTIONS AND MOTIONS****Amendments to Measures**

38. When amendments to a measure are reported by a committee or offered from the floor, the amendments shall be submitted in writing.

Adoption of amendments to any measure in the Senate prior to third reading, other than by rollcall, shall not preclude subsequent consideration, in committee or on the third reading of the measure, of the amendments or any part thereof by the Senate.

**Amendments to Be Germane**

38.5. Every amendment proposed must be germane. In order to be germane, an amendment must relate to the same subject as the original bill, resolution, or other question under consideration.

A point of order may be raised that the proposed amendment or an amendment now in the bill, resolution, or other question under consideration is not germane, so long as the question is within control of the body. In that case the President pro Tempore shall decide whether the point of order is well taken. In the absence of the President pro Tempore, the Vice Chair of the Committee on Rules shall decide whether the point of order is well taken. If, in the opinion of the President pro Tempore or the Vice Chair of the Committee on Rules, the point of order is well taken, the question of germaneness shall on his or her motion be referred to the Committee on Rules for determination. The Committee on Rules shall make its determination by the following legislative day. If the point of order is raised and referral is made on the last legislative day preceding a joint recess, the Committee on Rules shall make its determination before adjourning for the recess.

The proposition shall remain on file until the determination is made. If, upon consideration of the matter, the Committee on Rules determines that the amendment is not germane, the bill, resolution, or other question shall be stricken from the file and may not be acted upon during the remainder of the session, provided that the author of a bill, resolution, or other question shall be given the opportunity to amend the bill, resolution, or other question to delete the portions that are not germane, in which case the bill, resolution, or other question may continue to be acted upon. If the Committee on Rules determines that the amendment is germane, the bill, resolution, or other question may thereafter be acted upon by the house.

Notwithstanding Rule 21, this rule may not be suspended unless the Committee on Rules determines that an extraordinary circumstance and overwhelming public interest exist that justify the suspension.

**Amendments From the Floor**

38.6. Amendments to a bill, constitutional amendment, concurrent resolution, joint resolution, or Senate resolution offered from the floor, except committee amendments reported with measures or amendments offered with a motion to amend and rerefer to committee, are not in order unless and until a copy of the proposed amendments provided by the author has been placed upon the desks of the Members.

**Motion to Lay on the Table**

39. When an amendment proposed to any pending measure is laid on the table, it may not carry with it or prejudice the measure.

**Division of a Question**

40. If a question in debate contains more than one distinct proposition, any Senator may have the same divided.

**The Previous Question**

41. The previous question shall be put in the following form: "Shall the question be now put?" It shall require a majority vote of the Senators present, and its effect shall be to put an end to all the debate except that the author of the bill or the amendment shall have the right to close, and the question under discussion shall thereupon be immediately put to a vote.

**Call of the Senate**

42. Upon a motion being carried for a call of the Senate, he or she who is presiding shall immediately order the doors to be closed, and shall direct the Secretary to call the names of the absentees as disclosed by the last previous rollcall. Thereupon, a Member may not be permitted to leave the Senate Chamber except by written permission of the President pro Tempore or, in his or her absence, of the Assistant President pro Tempore or of the Vice Chair of the Committee on Rules, or, in their absence of another member of the Committee on Rules designated for that purpose by the President pro Tempore or the Vice Chair of the Committee on Rules. Those Members who are found to be absent and for whom no excuse or insufficient excuses are made may, by order of those present, be taken into custody, as they appear, or may be sent for and then taken into custody by the Sergeant at Arms whenever found, or by special messenger to be appointed for that purpose. In the absence of a quorum, a majority of the Members present may order a rollcall of the Senate and compel the attendance of absentees in the manner above provided.

A call of the Senate may be ordered after the roll has been called and prior to the announcement of the vote. A call of the Senate may be dispensed with at any time upon a majority vote of the Senators present, that action to become effective upon completion of the rollcall and the announcement of the vote upon the matter for which the call was ordered.

A recess may not be taken during a call of the Senate. During any call, the call may be made to apply also to other items of business by a motion made and adopted by a majority vote of the Members present. Under those circumstances, when the call of the Senate is dispensed with as to any item of business, the call is deemed to be continued in effect until other items of business that have been made subject to the call by a majority of the Members present have been acted upon. When a call of

the Senate is ordered, pending the announcement of the vote upon the completion of a rollcall, the pending rollcall shall become unfinished business, the consideration of which shall be continued until further proceedings under the call of the Senate are dispensed with, when it will forthwith become the order of business before the Senate.

A motion to adjourn is not in order during a call of the Senate.

#### **Reconsideration**

43. On the day on which a vote has been taken on any question, a motion to reconsider the vote may be made by any Member. Reconsideration may be granted only once.

The motion may be considered on the day made or on the succeeding legislative day, but may not be further postponed without the concurrence of 30 Members.

A vote by which a bill was passed may not be reconsidered on the last legislative day preceding the interim study joint recess or the final recess, and a vote by which the bill was passed may not be reconsidered on a Senate bill introduced during the first year of the biennium of the legislative session on January 31, or on the last legislative day immediately preceding January 31, of an even-numbered year.

When reconsideration of the vote by which any bill has passed has been demanded, the Secretary may not transmit it to the Assembly until the demand has been disposed of or the time for reconsideration has expired, but if the bill has already been transmitted to the Assembly the demand for reconsideration shall be preceded by a motion to request the Assembly to return the bill. The motion shall be put to a vote immediately without debate and, if not adopted, shall preclude a demand for reconsideration.

A demand to reconsider the vote on any debatable question opens the main question to debate, and the vote on the reconsideration shall be on the merits of the main question.

### **VOTING BY SENATE**

#### **Rescinding**

43.5. An action whereby a bill has been passed or defeated may not be rescinded without the concurrence of 27 Members.

#### **Voting on Rollcall**

44. Whenever a rollcall is required by the Constitution or rules, or is ordered by the Senate or demanded by three Members, every Member within the Senate shall without debate answer "Aye" or "No" when his or her name is called.

The names of Members shall be called alphabetically.

A Senator may not vote or change his or her vote after the announcement of the vote by the presiding officer.

On a legislative day when the President pro Tempore or Minority Floor Leader is in attendance throughout a session, he or she, in the absence of any objection, may instruct the Secretary of the Senate to add his or her vote to any previously announced vote that was taken while he or she was performing the responsibilities of the office of President pro Tempore or Minority Floor Leader, provided the outcome of the vote is not thereby changed. This provision does not apply to any rollcall after adjournment of the legislative day during which the rollcall in question was taken. The intent of this paragraph is to allow the President pro

Tempore and the Minority Floor Leader to carry out the unique and special duties of their offices without losing the opportunity to vote on matters before the Senate.

**Excused From Voting**

45. When a Senator declines or fails to vote on call of his or her name, he or she may, after completion of the rollcall and before the announcement of the vote, be required to assign his or her reasons therefor and, the Senator having assigned them, the presiding officer shall submit the question to the Senate: "Shall the Senator, for the reasons assigned by him or her, be excused from voting?" which question shall be decided without debate. Unless the Senator is excused from voting he or she shall be required to vote.

**Voting by Presiding Senator**

46. When any Member is presiding over the Senate, he or she shall vote on rollcall the same as though he or she were not presiding.

**Vote Required**

47. Unless otherwise required by the Constitution, the Joint Rules of the Senate and Assembly, or these rules, any action that can be taken by the Senate requires only a majority vote of the Senate, a quorum being present.

The following actions require 32 votes:

(1) To pass a bill amending specified provisions of the Tobacco Tax and Health Protection Act of 1988 (Prop. 99, Nov. 8, 1988; Sec. 30130, R.& T.C.).

(2) To pass a bill amending the Clean Air and Transportation Improvement Act of 1990 (Prop. 116, June 5, 1990; Sec. 99605, P.U.C.).

(3) To pass a bill amending the California Wildlife Protection Act of 1990 (Sec. 8, Prop. 117, June 5, 1990).

The following actions require 30 votes:

(4) To dispense with the constitutional provision requiring a 30-calendar-day delay after introduction before a bill may be heard by any committee or acted upon by either house (Constitution, Art. IV, Sec. 8(a)).

(5) To postpone the reconsideration of a vote beyond the first legislative day succeeding the day the motion was made.

The following actions require 27 votes:

(6) To pass an urgency clause and urgency statute (Constitution, Art. IV, Sec. 8(d)).

(7) To dispense with the constitutional provision requiring the reading of bills on three several days (Constitution, Art. IV, Sec. 8(b)).

(8) To pass a bill over the Governor's veto (Constitution, Art. IV, Sec. 10).

(9) To prescribe compensation and reimbursement for travel and living expenses of the Members of the Legislature (Constitution, Art. IV, Sec. 4).

(10) To propose an amendment to or revision of the Constitution (Constitution, Art. XVIII, Secs. 1, 2).

(11) To amend or withdraw a proposed legislative constitutional amendment or revision (Constitution, Art. XVIII, Sec. 1).

(12) To classify or exempt personal property for property taxation purpose (Constitution, Art. XIII, Sec. 2).

(13) To permit an exemption of real property from taxation (Constitution, Art. XIII, Sec. 7).

(14) To remove a member of the Public Utilities Commission (Constitution, Art. XII, Sec. 1).

(15) To reconsider the vote by which a concurrent resolution proposing a constitutional amendment is defeated.

(16) To rescind the action whereby a bill has been passed or defeated.

(17) To suspend the rule against lobbying in the Senate Chamber.

(18) To concur in Assembly amendments to, or adopt a report of a committee on conference concerning, a constitutional amendment or bill that requires 27 votes for passage.

(19) To concur in Assembly amendments to, or adopt a report of a committee on conference concerning, a Senate bill that contains an item or items of appropriation subject to Section 12(d) of Article IV of the Constitution.

(20) To amend an initiative statute that permits that action and requires 27 votes for passage.

The following actions require 21 votes:

(21) To adopt, amend, or suspend the rules, except as provided in Rule 21.

(22) To pass a bill, unless under other rules a greater vote is required (Constitution, Art. IV, Sec. 8(b)).

(23) To adopt a joint or concurrent resolution.

(24) To reconsider a bill, or a joint or concurrent resolution.

(25) To confirm an appointment by the Governor, unless a greater vote is required by statute, or to reconsider the same.

(26) To recall a bill from committee.

(27) To concur in Assembly amendments to, or adopt a report of a committee on conference concerning, a joint or concurrent resolution or bill that requires 21 votes for passage.

(28) To change a rate of bank and corporation taxation, or tax on insurers, for state purposes (Constitution, Art. XIII, Secs. 27, 28).

(29) To strike from file.

(30) To adopt a resolution that does not favor a Governor's Reorganization Plan (Sec. 12080.5, Gov. Code).

Actions requiring 14 votes:

(31) To reconsider a vote by which a concurrent resolution proposing a constitutional amendment was adopted.

#### **Vote Required for Amendments**

48. A constitutional amendment or bill requiring a vote of two-thirds of the Members elected to the Senate for final adoption or passage may be amended by a majority of those voting.

### **CONTENTS OF SENATE JOURNAL**

#### **Proceedings to Be Printed**

49. The proceedings of the Senate, when not acting as a Committee of the Whole, shall be entered in the Journal as concisely as possible, care being taken to record a true and accurate account of the proceedings.

The Journal shall state the name of the Senator presenting each Assembly bill, concurrent or joint resolution, or constitutional amendment to the Senate for final action.

Every vote of the Senate shall be recorded in the Journal.



**Titles of Measures to Be Printed**

50. The titles of all bills, joint and concurrent resolutions, and constitutional amendments when introduced and when acted upon by the Senate, and a brief statement of the contents of each petition, memorial, or paper presented to the Senate, shall be printed in the Journal.

**Other Matters to Be Printed**

51. Messages from the Governor (other than annual messages and inaugural addresses) shall be printed in the Journal, unless otherwise ordered by the Senate.

Letters of transmittal presenting reports of committees and reports of state departments and agencies as shall be made to the Senate pursuant to law or resolution adopted by the Senate shall be printed in the Journal, but the reports shall be printed in the Appendix to the Journal unless otherwise directed by the Senate.

**Duty of Secretary to Order Printing**

52. It shall be the duty of the Secretary of the Senate, and he or she is hereby directed, to order for the Senate the necessary printing, including stationery for the Members, and to audit and approve all bills for printing to be charged to the Senate. The Secretary of the Senate shall order from the Office of State Publishing the number of copies of bills, Journals, Histories, Files, forms, and other printing as shall be necessary.

It shall further be the duty of the Secretary of the Senate to order bills and other legislative publications for which there is a demand, to be printed before the supply of same shall become exhausted.

**Printing Only on Written Orders; Rush Orders**

53. The Office of State Publishing may not charge any printing or other work to the Senate except as required by law unless he or she has a written order from the Secretary of the Senate prior to beginning the printing or other work. All printing orders by the Secretary of the Senate shall be delivered as directed by him or her. The Secretary of the Senate may, when necessity requires it, order from the Office of State Publishing the printing that he or she deems necessary to be printed in advance of the regular order of business, under a specially prepared written order to be known as a "Rush Order."

**THE SENATE CHAMBER**

**Admission to the Senate Chamber**

55. (a) Persons who are not Members, officers, or employees of the Senate may be admitted to the Senate Chamber only as follows:

1. The Members, officers, and assistant clerks of the Assembly.
2. The Legislative Counsel or his or her representatives.
3. The accredited press, radio, and television representatives.
4. Former State Senators and Assembly Members.
5. Visitors in the chairs reserved for that purpose, on invitation of the President or a Senator or on presentation of a pass.

(b) While the Senate is in session a person, except Members of the Legislature, may not engage in influencing the passage or defeat of legislation in any way in the Senate Chamber.

(c) A person meeting the definition of a lobbyist in Section 82039 of the Government Code may not be admitted to the Senate Chamber while the Senate is in session.

(d) Only Members and officers of the Senate and Assembly, former Members of the Senate, assistant clerks of the Senate and the Assembly, the Legislative Counsel or his or her representatives, Senate employees for the purpose of delivering messages and when so directed by a Member of the Senate, and members of the press who have seats assigned to them may be permitted on the Floor of the Senate.

(e) The Senate Chamber is the Senate Chamber proper, the adjoining hallway, Rooms 3030, 3046, 3191, 3195, and 3196 of the Capitol Annex, and Room 215 of the Capitol.

(f) The Floor of the Senate is all of the Senate Chamber except the adjoining hallway and the rooms listed in subdivision (e), the visitors seating area, and the western portion of Room 3191.

(g) Notwithstanding any other provision of this rule, any person may be admitted to Room 3191 and Room 215 to attend a meeting of a Senate, Assembly, joint, or conference committee.

(h) Notwithstanding any other provision of this rule, a person may not be permitted on the Floor of the Senate while it is in session unless the person is wearing appropriate attire. Appropriate attire includes coats and ties for men. Accredited camerapersons, sound technicians, and photographers are excepted from this requirement. Floor of the Senate, for this purpose, has the same meaning set forth in subdivision (f).

(i) This rule may be suspended by a vote of two-thirds of the Members of the Senate.

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**STANDARDS OF CONDUCT  
OF THE SENATE**

(adopted by the Senate May 4, 1992)

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**Standards of Conduct  
of the Senate  
(adopted by the Senate May 4, 1992)**

The Standards of Conduct of the Senate are as follows:

First—That each Senator and each officer and employee of the Senate has an obligation to exercise his or her independent judgment on behalf of the people of California, rather than for any personal gain or private benefit.

(a) No Senator or officer or employee of the Senate should accept anything from anyone that would interfere with the exercise of his or her independent judgment.

(b) No Senator or officer or employee of the Senate should accept outside employment that is inconsistent with the conscientious performance of his or her duties.

(c) No Senator should use the prestige of his or her office, and no Senate officer or employee of the Senate should use the status of his or her position for material or financial gain or private benefit.

Second—That each Senator has an obligation to provide energetic and diligent representation, and each officer and employee of the Senate has an obligation to provide energetic and diligent service on behalf of the Senate, with due consideration for the interests of all of the people of California.

(a) Each Senator and each officer and employee of the Senate has an obligation to be informed and prepared, recognizing all sides of an issue.

(b) Each Senator and each officer and employee of the Senate, when intervening on behalf of a constituent with any governmental agency should make every effort to ensure that decisions affecting any constituent are made on their merits and in a fair and equitable manner.

(c) Each Senator should be accessible to all constituents, making a special effort to attend to the concerns of those who might not otherwise be heard.

(d) Each Senator should fairly characterize the issues confronting the Legislature and accurately inform the public regarding the conduct of his or her office.

Third—That each Senator and each officer and employee of the Senate has an obligation to the public and to his or her colleagues to be informed about, and abide by, the rules that govern the proceedings of the Senate and the Legislature.

(a) Each Senator should perform his or her duties with courtesy and respect for both colleagues and those who may appear before them.

(b) In exercising the power of confirmation, each Senator should act with due regard for the general welfare of the people of California.

(c) Each Senator and each officer and employee of the Senate, when exercising oversight functions with respect to any governmental agency, should act in an informed fashion, with attention to the underlying policies being implemented and with due respect for the independence of the agency.

Fourth—Each Senator, when acting in a position of leadership, should exercise his or her power and carry out his or her responsibility so as to enhance reasoned and visible decisionmaking by the Senate.

Fifth—Each Senator has an obligation to treat every officer and employee of the Senate with fairness and without discrimination, and to ensure that each officer and employee performs only those tasks for which there is a legislative or governmental purpose.

Sixth—Each officer and employee of the Senate has an obligation to perform his or her properly assigned duties using his or her best judgment with diligence and a duty of loyalty to the Senate as an institution.

Seventh—Each Senator and each officer and employee of the Senate has an obligation to make proper use of public funds.

(a) No Senator and no officer or employee of the Senate may use state resources for personal or campaign purposes.

(b) Each officer and employee of the Senate is free to volunteer for, and participate in, campaign activities on his or her own time, but no officer or employee of the Senate may be intimidated, coerced, or compelled, as a condition of continued appointment or employment, to either volunteer time or contribute money to a candidate or campaign.

Eighth—Each Senator and each officer and employee of the Senate shall uphold the Constitution of California and the Constitution of the United States, and shall adhere to the spirit and the letter of the laws, rules, and regulations governing officeholder conduct.

Ninth—Each Senator and each officer and employee of the Senate shall conduct himself or herself in the performance of his or her duties in a manner that each does not discredit the Senate.

Tenth—Each Senator and each officer and employee of the Senate, is encouraged to report to the proper authority any apparent and substantial violation of these standards, or related statutes, regulations, and rules, and to consult with the Senate Committee on Legislative Ethics, or any other appropriate governmental agency, regarding the propriety of any conduct.



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TEMPORARY JOINT RULES  
OF THE  
SENATE AND ASSEMBLY  
1997–1998 REGULAR SESSION

(SCR No. 1 (Burton), Resolution Chapter 41, Statutes of 1997,  
1997–98 Regular Session, Assembly Journal, p. 1417)

NOTE: The amendments made by Resolution Chapter 89, Statutes of 1997  
(SCR 56, 1997–98 Regular Session) are incorporated in these rules.

(Usage and Custom)

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## **TEMPORARY JOINT RULES OF THE SENATE AND ASSEMBLY**

### **Standing Committees**

1. Each house shall appoint standing committees as the business of the house may require, the committees, the number of members, and the manner of selection to be determined by the rules of each house.

### **Joint Meeting of Committees**

3. Whenever any bill has been referred by the Senate to one of its committees, and the same or a like bill has been referred by the Assembly to one of its committees, the chairmen or chairwomen of the respective committees, when in their judgment the interests of legislation or the expedition of business will be better served thereby, shall arrange for a joint meeting of their committees for the consideration of the bill.

### **Effect of Adoption of Joint Rules**

3.5. The adoption of the Joint Rules for any extraordinary session shall not be construed as modifying or rescinding the Joint Rules of the Senate and Assembly for any previous session, nor as affecting in any way the status or powers of the committees created by those rules.

### **Definition of Word "Bill"**

4. Whenever the word "bill" is used in these rules, it shall include any constitutional amendment, any resolution ratifying a proposed amendment to the United States Constitution, and any resolution calling for a constitutional convention.

### **Concurrent and Joint Resolutions**

5. Concurrent resolutions relate to matters to be treated by both houses of the Legislature.

Joint resolutions relate to matters connected with the federal government.

### **Resolutions Treated as Bills**

6. Concurrent and joint resolutions, other than resolutions ratifying proposed amendments to the United States Constitution and resolutions calling for constitutional conventions, shall be treated in all respects as bills except as follows:

- (a) They shall be given only one formal reading in each house.
- (b) They shall not be deemed bills within the meaning of subdivision (a) of Section 8 of Article IV of the California Constitution.
- (c) They shall not be deemed bills for the purposes of Rules 10.8, 53, 55, 56, and 61, and subdivisions (a) and (c) of Rule 54 and subdivisions (a) and (b) of Rule 62.
- (d) They shall not, except for those relating to voting procedures on the floor or in committee, be deemed bills for the purposes of subdivision (c) of Rule 62.

## **PREPARATION AND INTRODUCTION OF BILLS**

### **Title of Bill**

7. The title of every bill introduced shall convey an accurate idea of the contents of the bill and shall indicate the scope of the act and the object to be accomplished. In amending a code section, the mere reference to the section by number shall not be deemed sufficient.

**Division of Bill Into Sections**

8. A bill amending more than one section of an existing law shall contain a separate section for each section amended.

Bills that are not amendatory of existing laws shall be divided into short sections, where this can be done without destroying the sense of any particular section, to the end that future amendments may be made without the necessity of setting forth and repeating sections of unnecessary length.

**Digest of Bills Introduced**

8.5. No bill may be introduced unless it is contained in a cover attached by the Legislative Counsel and it is accompanied by a digest, prepared and attached to the bill by the Legislative Counsel, showing the changes in the existing law which are proposed by the bill. No bill shall be printed where the body of the bill or the Legislative Counsel's Digest has been altered, unless the alteration has been approved by the Legislative Counsel. If any bill is presented to the Secretary of the Senate or Chief Clerk of the Assembly for introduction, which does not comply with the foregoing requirements of this rule, the Secretary or Chief Clerk shall return it to the member who presented it. The digest shall be printed on the bill as introduced, commencing on the first page thereof.

**Digest of Bills Amended**

8.6. Whenever a bill is amended in either house, the Secretary of the Senate or the Chief Clerk of the Assembly, as the case may be, shall request the Legislative Counsel to prepare an amended digest and cause it to be printed on the first page of the bill as amended. The digest shall be amended to show changes in the existing law which are proposed by the bill as amended, with any material changes in the digest indicated by the use of appropriate type.

**Errors in Digest**

8.7. If a material error in a printed digest referred to in Rule 8.5 or 8.6 is brought to the attention of the Legislative Counsel, he or she shall prepare a corrected digest which shall show the changes made in the digest as provided in Rule 10 for amendments to bills. He or she shall deliver the corrected digest to the Secretary of the Senate or the Chief Clerk of the Assembly, as the case may be. If the correction so warrants in the opinion of the President pro Tempore of the Senate or the Speaker of the Assembly, a corrected print of the bill as introduced shall be ordered with the corrected digest printed thereon.

**Bills Amending Title 9 of the Government Code**

8.8. A member who is the first-named author of a bill that would amend, add, or repeal any provision of Title 9 (commencing with Section 81000) of the Government Code, upon introduction or amendment of the bill in either house shall notify the Chief Clerk of the Assembly or the Secretary of the Senate, as the case may be, of the nature of the bill. Thereafter, the Chief Clerk of the Assembly or the Secretary of the Senate shall deliver a copy of the bill as introduced or amended to the Fair Political Practices Commission pursuant to Section 81012 of the Government Code.

**Restrictions as to Amendments**

9. A substitute or amendment must relate to the same subject as the original bill, constitutional amendment, or resolution under consideration. No amendment shall be in order when all that would be done to the bill is the addition of a coauthor or coauthors, unless the Committee on Rules of the house in which the amendment is to be offered grants prior approval.

**Changes in Existing Law to Be Marked by Author**

10. In a bill amending or repealing a code section or a general law, any new matter shall be underlined, and any matter to be omitted shall be in type bearing a horizontal line through the center and commonly known as “strikeout” type. When printed the new matter shall be printed in italics, and the matter to be omitted shall be printed in “strikeout” type.

In any amendment to a bill which sets out for the first time a section being amended or repealed, any new matter to be added and any matter to be omitted shall be indicated by the author and shall be printed in the same manner as though the section as amended or repealed were a part of the original bill and was being printed for the first time.

When an entire code is repealed as part of a codification or recodification, or when an entire title, part, division, chapter, or article of a code is repealed, the sections comprising the code, title, part, division, chapter, or article shall not be set forth in the bill or amendment in strikeout type.

**Rereferral to Fiscal and Rules Committees**

10.5. A bill shall be rereferred to the fiscal committee of each house when it would do any of the following:

- (1) Appropriate money.
- (2) Result in substantial expenditure of state money by:  
(a) imposing new responsibilities on the state, (b) imposing new or additional duties on a state agency, or (c) liberalizing any state program, function, or responsibility.
- (3) Result in a substantial loss of revenue to the state.
- (4) Result in substantial reduction of expenditures of state money by reducing, transferring, or eliminating any existing responsibilities of any state agency, program, or function.

Concurrent and joint resolutions shall be rereferred to the fiscal committee of each house when they contemplate any action that would involve any of the following:

- (1) Any substantial expenditure of state money.
- (2) Any substantial loss of revenue to the state.

The above requirements do not apply to bills or concurrent resolutions that contemplate the expenditure or allocation of operating funds.

A bill that assigns a study to the Joint Legislative Budget Committee or to the Legislative Analyst shall be rereferred to the respective rules committees. Before the committee may act upon the bill, it shall obtain from the Joint Legislative Budget Committee an estimate of the amount required to be expended to make the study.

This rule may be suspended in either house as to any particular bill by approval of the Committee on Rules of the house and two-thirds vote of the membership of the house.

**Heading of Bills**

10.7. No bill may indicate in its heading or elsewhere that it was introduced at the request of a state agency or officer or any other person. No bill may contain the words “By request” or words of similar import.

**Consideration of Bills**

10.8. The limitation contained in subdivision (a) of Section 8 of Article IV of the Constitution may be dispensed with as follows:

(a) A written request for dispensation entitled “Request to Consider and Act on Bill Within 30 Calendar Days” shall be filed with the Chief Clerk of the Assembly or the Secretary of the Senate, as the case may be, and transmitted to the Committee on Rules of the appropriate house.

(b) The Committee on Rules of the Assembly or Senate, as the case may be, shall determine whether there exists an urgent need for dispensing with the 30-calendar-day waiting period following the bill’s introduction.

(c) If the Committee on Rules recommends that the waiting period be dispensed with, the member may offer a resolution, without further reference thereof to committee, authorizing hearing and action upon the bill before the 30 calendar days have elapsed. The adoption of the resolution shall require an affirmative recorded vote of three-fourths of the elected members of the house in which the resolution is presented.

**Printing of Amendments**

11. (a) Any bill amended by either house shall be immediately reprinted. Except as otherwise provided in subdivision (b), if new matter is added by the amendment, the new matter shall be printed in italics in the printed bill; if matter is omitted, the matter to be omitted shall be printed in ~~strikeout~~ type. When a bill is amended in either house, the first or previous markings shall be omitted.

(b) If amendments to a bill, including the report of a committee on conference, are adopted that omit the entire contents of the bill, the matter omitted need not be reprinted in the amended version of the bill. Instead, the Secretary of the Senate or the Chief Clerk of the Assembly, as the case may be, may select the amended bill and cause to be printed a brief statement to appear after the last line of the amended bill identifying which previously printed version of the bill contains the complete text of the omitted matter.

**Manner of Printing Bills**

12. The State Printer shall observe the directions of the Joint Rules Committee in printing all bills, constitutional amendments, and concurrent and joint resolutions.

**Distribution of Legislative Publications**

13. The Secretary of the Senate and the Chief Clerk of the Assembly shall order a sufficient number of bills and legislative publications as may be necessary for legislative requirements.

No complete list of bills may be delivered except upon payment therefor of the amount fixed by the Joint Rules Committee for any regular or extraordinary session. No more than one copy of any bill or other legislative publication, nor more than a total of 100 bills or other legislative publications during a session, may be distributed free to any person, office, or organization. The limitations imposed by this paragraph do not apply to Members of the Legislature, the President of

the Senate, the Secretary of the Senate, or the Chief Clerk of the Assembly for the proper functioning of their respective houses; the Legislative Counsel Bureau; the Attorney General's office; the Secretary of State's office; the Controller's office; the Governor's office; the Clerk of the Supreme Court; the clerk of the court of appeal for each district; the Judicial Council; the California Law Revision Commission; the State Library; the Library of Congress; the libraries of the University of California at Berkeley and at Los Angeles; or accredited members of the press. The State Printer shall fix the cost of the bills and publications, including postage, and moneys as may be received by him or her shall, after deducting the cost of handling and mailing, be remitted on the first day of each month, one-half each to the Secretary of the Senate and the Chief Clerk of the Assembly for credit to legislative printing. Legislative publications heretofore distributed through the Bureau of Documents shall be distributed through the Bill Room. Unless otherwise provided for, the total number of each bill to be printed shall not be more than 2,500.

#### **Legislative Index**

13.1. The Legislative Counsel shall provide for the periodic publication of a cumulative Legislative Index, which shall include tables of sections affected by pending legislation. The State Printer shall print the Legislative Index in the quantities, and at the times, determined by the Secretary of the Senate and the Chief Clerk of the Assembly. The costs of that printing shall be paid from the legislative printing appropriation.

#### **Summary Digest**

13.3. The Legislative Counsel shall compile and prepare for publication a summary digest of legislation passed at each regular and extraordinary session, which digest shall be prepared in a form suitable for inclusion in the publication of statutes. The digest shall be printed as a separate legislative publication on the order of the Joint Rules Committee, and may be made available to the public in the quantities, and at the prices, determined by the Joint Rules Committee.

#### **Statutory Record**

13.5. The Legislative Counsel shall prepare for publication from time to time a cumulative statutory record. The statutory record shall be printed as a legislative publication on the order of the Secretary of the Senate or the Chief Clerk of the Assembly.

### **OTHER LEGISLATIVE PRINTING**

#### **Printing of the Daily Journal**

14. The State Printer shall print, in the quantities directed by the Secretary of the Senate and the Chief Clerk of the Assembly, copies of the journal of each day's proceedings of each house. At the end of the session he or she shall also print, as directed by the Secretary of the Senate and the Chief Clerk of the Assembly, a sufficient number of copies properly paged after being corrected and indexed by the Secretary of the Senate and the Chief Clerk of the Assembly, to bind in book form as the journal of the respective houses of the Legislature.

**What Shall Be Printed in the Journal**

15. The following shall be printed in the journal of each house:

(a) Messages from the Governor and messages from the other house, and the titles of all bills, joint and concurrent resolutions, and constitutional amendments when introduced in, offered to, or acted upon by the house.

(b) Every vote taken in the house, and a statement of the contents of each petition, memorial, or paper presented to the house.

(c) A true and accurate account of the proceedings of the house, when not acting as a Committee of the Whole.

**Printing of the Daily File**

16. A daily file of bills ready for consideration shall be printed each day for each house when the Legislature is not in joint recess, except days when a house does not meet.

**Printing of History**

17. Each house shall cause to be printed, once each week, a complete history of all bills, constitutional amendments, and concurrent, joint, and house resolutions originating in, considered, or acted upon by the respective houses and committees thereof. A regular form shall be prescribed by the Secretary of the Senate and the Chief Clerk of the Assembly. The history shall show the action taken upon each measure up to and including the legislative day preceding its issuance. Except for periods when the houses are in joint recess, for each day intervening there shall be printed a daily history showing the consideration given to or action taken upon any measure since the issuance of the complete history.

**Authority for Printing Orders**

18. The State Printer may not print for use of either house, nor charge to legislative printing, any matter other than provided by law or by the rules, except upon a written order signed by the Secretary of the Senate, on behalf of the Senate, or the Chief Clerk of the Assembly or other person authorized by the Assembly, on behalf of the Assembly. Persons authorized to order printing under this rule may, when necessity requires it, order certain matter printed in advance of the regular order, by the issuance of a rush order.

The Secretary of the Senate, on behalf of the Senate, and the Chief Clerk of the Assembly or other person authorized by the Assembly, on behalf of the Assembly, are hereby authorized and directed to order and distribute for the members stationery and legislative publications for which there is a demand, and, subject to the rules of their respective houses, to approve the bills covering those orders. All bills for printing must be presented by the State Printer within 30 days after the completion of the printing.

**RECORD OF BILLS****Secretary and Chief Clerk to Keep Records**

19. The Secretary of the Senate and the Chief Clerk of the Assembly shall keep a complete and accurate record of every action taken by the Senate and Assembly on every bill.



**Secretary and Chief Clerk Shall Endorse Bills**

20. The Secretary of the Senate and the Chief Clerk of the Assembly shall endorse on every original or engrossed bill a statement of any action taken by the Senate or Assembly concerning the bill.

**ACTION IN ONE HOUSE ON BILL TRANSMITTED FROM THE OTHER**

**After a Bill Has Been Passed by the Senate or Assembly**

21. When a bill has been passed by either house it shall be transmitted promptly to the other, unless a motion to reconsider or a notice of motion to reconsider has been made or it is held pursuant to some rule or order of the house.

The procedure of referring bills to committees shall be determined by the respective houses.

**Messages to Be in Writing Under Proper Signatures**

22. Notice of the action of either house to the other shall be in writing and under the signature of the Secretary of the Senate or the Chief Clerk of the Assembly, as the case may be. A receipt shall be taken from the officer to whom the message is delivered.

**Uncontested Bills**

22.1. Each standing committee may report an uncontested bill out of committee with the recommendation that it be placed on the consent calendar. The Secretary of the Senate and the Chief Clerk of the Assembly shall provide to each committee chairman or chairwoman appropriate forms for that report. As used in this rule, "uncontested bill" means a bill, except a revenue measure or a measure as to which the 30-day limitation prescribed by subdivision (a) of Section 8 of Article IV of the California Constitution has been dispensed with, which (a) receives a do-pass or do-pass-as-amended recommendation from the committee to which it is referred, by unanimous vote of the members present provided a quorum is present, (b) has no opposition expressed by any person present at the committee meeting with respect to the final version of the bill as approved by the committee, and (c) prior to final action by the committee, has been requested by the author to be placed on the consent calendar.

**Consent Calendar**

22.2. Following its second reading and the adoption of any committee amendments thereto, any bill certified by the committee chairman or chairwoman as an uncontested bill shall be placed by the Secretary of the Senate or the Chief Clerk of the Assembly on the consent calendar, and shall be known as a "consent calendar bill." Any consent calendar bill that is amended from the floor shall cease to be a consent calendar bill and shall be replaced on the third reading file. Upon objection of any member to the placement or retention of any bill on the consent calendar, the bill shall cease to be a consent calendar bill and shall be replaced on the third reading file. No consent calendar bill shall be considered for adoption until the second legislative day following the day of its placement on the consent calendar.

**Consideration of Bills on Consent Calendar**

22.3. A bill on the consent calendar is not debatable, except that the President of the Senate or the Speaker of the Assembly shall allow a reasonable time for questions from the floor and shall permit a proponent of the bill to answer the questions. Immediately prior to voting on the first bill on the consent calendar, the President of the Senate or the Speaker of the Assembly shall call to the attention of the members the fact that the next roll call will be the roll call on the first bill on the consent calendar.

The consent calendar shall be considered as the last order of business on the daily file.

**PASSAGE AND ENROLLING OF BILLS****Procedure on Defeat of More Than Majority Bill**

23.5. Whenever a bill containing a section or sections requiring for passage an affirmative recorded vote of more than 21 votes in the Senate and more than 41 votes in the Assembly is being considered for passage, and the urgency clause, if the bill is an urgency bill, or the bill, in any case, fails to receive the necessary votes to make all sections effective, no further action may be taken on the bill, except that an amendment to remove all sections requiring the higher vote for passage from the bill shall be in order prior to consideration of further business. If the amendment is adopted, the bill shall be reprinted to reflect the amendment. When the bill is reprinted, it shall be returned to the same place on the file that it occupied when it failed to receive the necessary votes.

**Enrollment of Bill After Passage**

24. After a bill has passed both houses it shall be printed in enrolled form, omitting symbols indicating amendments, and shall be compared by the Engrossing and Enrolling Clerk and the proper committee of the house where it originated to determine that it is in the form approved by the houses. The enrolled bill shall thereupon be signed by the Secretary of the Senate and Chief Clerk of the Assembly and, except as otherwise provided by these rules, presented without delay to the Governor. The committee shall report the time of presentation of the bill to the Governor to the house and the record shall be entered in the journal. After enrollment and signature by the officers of the Legislature, constitutional amendments, and concurrent and joint resolutions, shall be filed without delay in the office of the Secretary of State and the time of filing shall be reported to the house and the record entered in the journal.

**AMENDMENTS AND CONFERENCES****Amendments to Amended Bills Must Be Attached**

25. Whenever a bill or resolution that has been passed in one house is amended in the other, it shall immediately be reprinted as amended by the house making the amendment or amendments. One copy of the amendment or amendments shall be attached to the bill or resolution so amended, and endorsed "adopted"; the amendment or amendments, if concurred in by the house in which the bill or resolution originated, shall be endorsed "concurred in"; and the endorsement shall be signed by the Secretary or Assistant Secretary of the Senate, or the Chief Clerk or Assistant Clerk of the Assembly, as the case may be. However, an

amendment to the title of a bill adopted after the passage of the bill shall not necessitate reprinting, but the amendment must be concurred in by the house in which the bill originated.

#### **Amendments to Concurrent and Joint Resolutions**

25.5. When a concurrent or joint resolution is amended, and the only effect of the amendments is to add coauthors, the joint or concurrent resolution shall not be reprinted unless specifically requested by one of the added coauthors, but a list of the coauthors shall appear in the journal and history.

#### **To Concur or Refuse to Concur in Amendments**

26. If the Senate amends and passes an Assembly bill, or the Assembly amends and passes a Senate bill, the Senate (if it is a Senate bill) or the Assembly (if it is an Assembly bill) must either “concur” or “refuse to concur” in the amendments. If the Senate concurs (if it is a Senate bill), or the Assembly concurs (if it is an Assembly bill), the Secretary of the Senate or Chief Clerk of the Assembly shall so notify the house making the amendments, and the bill shall be ordered to enrollment.

#### **Reference to Committee**

26.5. Pursuant to Rule 26, whenever a bill is returned to its house of origin for a vote on concurrence in an amendment made in the other house, the Legislative Counsel shall promptly prepare and transmit to the Chief Clerk of the Assembly and the Speaker of the Assembly in the case of an Assembly bill, or to the Secretary of the Senate and Chair of the Senate Committee on Rules in the case of a Senate bill, a brief digest summarizing the effect of the amendment made in the other house. The Secretary or Chief Clerk shall, upon receipt from the Legislative Counsel, cause the digest to be printed in the Daily File immediately following any reference to the bill covered by the digest. A motion to concur or refuse to concur in the amendment shall not be in order until the Legislative Counsel’s Digest has appeared in the file or an analysis of the bill has been prepared and distributed pursuant to Senate Rule 29.8 or Assembly Rule 77.

If the digest discloses that the amendment of the other house has made a substantial substantive change in the bill as first passed by the house of origin, the bill shall, on motion of the Chair of the Senate Committee on Rules, if it be a Senate bill, be referred to the Senate Committee on Rules for reference to an appropriate standing committee. If the bill is an Assembly bill it shall be referred by the Speaker to the appropriate committee.

Upon receipt of the bill, the committee may vote to recommend concurrence or nonconcurrence in the amendment or the committee may hold the bill. The committee shall be subject to all the requirements for procedure provided under Rule 62 for committees, other than committees of first referral, and shall be subject to other requirements for normal committee procedure as the Assembly or Senate may separately provide in the standing rules of their respective houses.

Any of the provisions of this rule may be dispensed with regard to a particular bill in its house of origin upon an affirmative vote of a majority of the members of that house.

**Concurring in Amendments Adding Urgency Section**

27. When a bill that has been passed in one house is amended in the other by the addition of a section providing that the act shall take effect immediately as an urgency statute, and is returned to the house in which it originated for concurrence in the amendment or amendments thereto, the procedure and vote thereon shall be as follows:

The presiding officer shall first direct that the urgency section be read and put to a vote. If two-thirds of the membership of the house vote in the affirmative, the presiding officer shall then direct that the question of whether the house shall concur in the amendment or amendments shall be put to a vote. If two-thirds of the membership of the house vote in the affirmative, concurrence in the amendments shall be effective.

If the affirmative vote on either of the questions is less than two-thirds of the membership of the house, the effect is a refusal to concur in the amendment or amendments, and the procedure thereupon shall be as provided in Rule 28.

**When Senate or Assembly Refuses to Concur**

28. If the Senate (if it is a Senate bill) or the Assembly (if it is an Assembly bill) refuses to concur in amendments to the bill made by the other house, and the other house has been notified of the refusal to concur, a conference committee shall be appointed for each house in the manner prescribed by these rules. The Senate Committee on Rules, on behalf of the Senate, and the Speaker of the Assembly, on behalf of the Assembly, shall each appoint a committee of three on conference, and the Secretary of the Senate or the Chief Clerk of the Assembly shall immediately notify the other house of the action taken.

**Committee on Conference**

28.1. (a) The Senate Committee on Rules and the Speaker of the Assembly, in appointing a committee on conference, shall each select two members from those voting with the majority on the point about which the difference has arisen, and the other member from the minority, in the event there is a minority vote.

Whether a member has voted with the majority or minority on the point about which the difference has arisen is determined by his or her vote on the appropriate roll call, as follows:

(1) In the Assembly—

(A) The roll call on the question of final passage of a Senate bill amended in the Assembly when the Senate has refused to concur with the Assembly amendments.

(B) The roll call on the question of concurrence with Senate amendments to an Assembly bill.

(2) In the Senate—

(A) The roll call on the question of final passage of an Assembly bill amended in the Senate when the Assembly has refused to concur with the Senate amendments.

(B) The roll call on the question of concurrence with Assembly amendments to a Senate bill.

(b) Either house may suspend this rule by a two-thirds vote of the membership of the house.

**Meetings and Reports of Committees on Conference**

29. The first Senator named on the conference committee shall act as chairman or chairwoman of the committee from the Senate, and the first Member of the Assembly named on the committee shall act as chairman or chairwoman of the committee from the Assembly. The chairman or chairwoman of the committee on conference for the house of origin of the bill shall arrange the time and place of meeting of the conference committee, and shall prepare or direct the preparation of reports. It shall require an affirmative vote of not less than two of the Assembly Members and two of the Senate Members constituting the committee on conference to agree upon a report, and the report shall be submitted to both the Senate and the Assembly. The committee on conference shall report to both the Senate and the Assembly. The report is not subject to amendment. If either house refuses to adopt the report, the conferees shall be discharged and other conferees appointed, except that no more than three different conference committees shall be appointed on any one bill. No member who has served on a committee on conference may be appointed a member of another committee on conference on the same bill. It shall require the same affirmative recorded vote to adopt any conference report as required by the California Constitution upon the final passage of the bill affected by the report. It shall require an affirmative recorded vote of two-thirds of the entire elected membership of each house to adopt any conference report affecting any bill that contains an item or items of appropriation that are subject to subdivision (d) of Section 12 of Article IV of the California Constitution. The report of a conference committee shall be in writing, and shall have affixed thereto the signatures of each Senator and each Member of the Assembly consenting to the report. Space shall also be provided where a member of a conference committee may indicate his or her dissent in the committee's findings. Any dissenting member may have attached to a conference committee report a dissenting report which shall not exceed, in length, the majority committee report. A copy of any amendments proposed in the majority report shall be placed on the desk of each member of the house before it is acted upon by the house.

The vote on concurrence or upon the adoption of the conference report shall be deemed the vote upon final passage of the bill.

**Conference Committees**

29.5. (a) All meetings of any conference committee on the Budget Bill shall be open and readily accessible to the public.

No conference committee on any bill may meet, consider, or act on the subject matter of the bill except in a meeting that is open and readily accessible to the public, unless the action is on a report determined by the Legislative Counsel to be nonsubstantive. The Legislative Counsel shall examine each proposed report and shall note upon the face of the report that the amendments proposed are "substantive" or "nonsubstantive" as the case may be.

The chairman or chairwoman of the conference committee of each house shall give notice to the file clerk of their respective houses of the time and place of the meeting. Notice of each public meeting shall be published in the file of each house one calendar day prior to the meeting, except that the notice shall not be required for a meeting of a conference committee on the Budget Bill. When this subdivision is waived with

respect to a meeting of any public conference committee, or when there is a meeting of a conference committee on the Budget Bill, every effort shall be made to inform the public that a meeting has been called. When this subdivision has been waived with respect to the meeting of any public conference committee, the chairman or chairwoman of the conference committee of each house shall immediately notify the chairman or chairwoman of the policy committee of their respective houses that considered the bill in question of the waiver, and of the time and place of the meeting.

(b) The first committee on conference of the Budget Bill, if a committee is appointed, shall submit its report to each house no later than 15 days after the Budget Bill has been passed by both houses. If the report is not submitted by that date, the conference committee shall be deemed to have reached no agreement and shall so inform each house pursuant to Rule 30.7.

(c) A committee on conference of the Budget Bill may consider only differences between the Assembly version of the Budget Bill as passed by the Assembly and the Senate version of the Budget Bill as passed by the Senate, and may not approve any item of expenditure or control that exceeds that contained in one of the two versions before the conference committee.

(d) No conference committee on any bill, other than the Budget Bill, may approve any substantial financial provision in any bill if the financial provision has not been heard by the fiscal committee of each house, nor may any conference committee approve substantial policy changes that have not been heard by the policy committee of each house.

(e) No waiver of the one-calendar-day file notice requirement of subdivision (a) shall be effective for longer than three calendar days.

#### **Conference Committee Reports**

30. Upon submission of any report of a committee on conference recommending that the bill be further amended, the bill shall be reprinted incorporating the amendments recommended by the conference committee. The consideration of the report of a committee on conference shall not be in order until the bill, in the form recommended by the report of the committee on conference, has both been in print and been noticed in the Daily File for not less than one legislative day.

If the conference committee's report recommends only that the amendments of the Senate or the Assembly "be concurred in," consideration of the report shall be in order at any time, and reprinting of the bill shall not be required, but notice shall appear in the Daily File for not less than one legislative day.

No conference committee report is in order unless it has been received by the Secretary of the Senate and the Chief Clerk of the Assembly at least three calendar days preceding the scheduled commencement of the summer, interim, or final recesses of the Legislature.

This rule may be suspended as to any particular conference committee report by a two-thirds vote of the membership of either house.

This rule does not apply to a report of a committee on conference on the Budget Bill.

**Conference Committee Reports on Urgency Statutes**

30.5. When the report of a committee on conference recommends the amendment of a bill by the addition of a section providing that the act shall take effect immediately as an urgency statute, the procedure and the vote thereon shall be as follows:

The presiding officer shall first direct that the urgency section be read and put to a vote. If two-thirds of the members elected to the house vote in the affirmative, the presiding officer shall then direct that the question of whether the house shall adopt the report of the committee on conference shall be put to a vote. If two-thirds of the members elected to the house vote in the affirmative, the adoption of the report and the amendments proposed thereby shall be effective.

If the affirmative vote on either of the questions is less than two-thirds of the members elected to the house, the effect is a refusal to adopt the report of the committee on conference.

**Failure to Agree on Report**

30.7. A conference committee may find and determine that it is unable to submit a report to the respective houses, upon the affirmative vote to that effect of not less than two of the Assembly Members and not less than two of the Senate Members constituting the committee. That finding may be submitted to the Chief Clerk of the Assembly and the Secretary of the Senate in the form of a letter from the chairman or chairwoman of the committee on conference for the house of origin of the bill, containing the signatures of the members of the committee consenting to the finding and determination that the committee is unable to submit a report. The Chief Clerk of the Assembly and the Secretary of the Senate, upon being notified that a conference committee is unable to submit a report, shall so inform each house, whereupon the conferees shall be discharged and other conferees appointed, in accordance with the provisions of Rule 29.

**MISCELLANEOUS PROVISIONS****Authority When Rules Do Not Govern**

31. All relations between the houses that are not covered by these rules shall be governed by Mason's Manual.

**Press Rules**

32. (a) Any person desiring privileges of an accredited press representative shall make application to the Joint Rules Committee. The application shall constitute compliance with any provisions of the rules of the Assembly or the Senate with respect to registration of news correspondents. The application shall state in writing the name of any daily newspaper, periodic publication, news association, or radio or television station that employs the press representative, and any other occupations or employment he or she may have. The press representative shall further declare in the application that he or she is not employed, directly or indirectly, to assist in the prosecution of the legislative business of any person, corporation, or association, and will not become so employed while retaining the privilege of an accredited press representative.

(b) The application required by subdivision (a) of this rule shall be authenticated in a manner that shall be satisfactory to the Standing Committee of the Capitol Correspondents Association, which shall see that occupation of seats and desks in the Senate and the Assembly

Chambers is confined to bona fide correspondents of reputable standing in their business, who represent daily newspapers requiring a daily file of legislative news, qualified periodic publications, or news associations requiring daily telegraphic or radio or television service on legislative news. It shall be the duty of the standing committee, at its discretion, to report any violation of accredited press privileges to the Speaker of the Assembly or the Senate Committee on Rules and, pending action thereon, the offending correspondent may be suspended by the standing committee.

(c) Except as otherwise provided in this subdivision, persons engaged in other occupations whose chief attention is not given to newspaper correspondence or to news associations requiring telegraphic or radio or television service are not entitled to the privileges accorded accredited press representatives. The press list in the Handbook of the California Legislature and the Senate and Assembly Histories shall be a list of only those persons authenticated by the Standing Committee of the Capitol Correspondents Association. Accreditation may be granted to any bona fide correspondent of reputable standing employed by a periodic publication of general circulation if the applicant is employed on a full-time basis in the capitol area preparing articles dealing with state government and politics and the publication is not an organ or organization involved in legislative advocacy.

(d) The press seats and desks in the Senate and Assembly Chambers shall be under the control of the standing committee of correspondents, subject to the approval and supervision of the Speaker of the Assembly and the Senate Committee on Rules. Press cards shall be issued by the President of the Senate and the Speaker of the Assembly only to correspondents properly accredited in accordance with the provisions of this rule.

(e) One or more rooms shall be assigned for the exclusive use of correspondents during the legislative session, which rooms shall be known as the Press Room. The Press Room shall be under the control of the Chief of the Office of Buildings and Grounds, provided that all rules and regulations must be approved by the Senate Committee on Rules and the Speaker of the Assembly.

(f) No accredited member of the Capitol Correspondents Association shall, for compensation, perform any service for state constitutional officers or members of their staffs, for state agencies, for the Legislature, for candidates for state office, for a state officeholder, or for any person registered or performing as a legislative advocate.

(g) An accredited member of the association who violates subdivision (a) or (f) of this rule shall be subject to the following penalties:

(1) For the first offense, the Standing Committee of the Capitol Correspondents Association shall send a letter of admonition to the offending member, his or her employer, and the Joint Rules Committee. The letter shall state the nature of the member's rule violation and shall warn of an additional penalty for a second offense.

(2) For a second offense, the Standing Committee of the Capitol Correspondents Association shall recommend to the Joint Rules Committee that the member's accreditation be suspended or revoked and that he or she lose all rights and privileges attached thereto. The



Standing Committee of the Capitol Correspondents Association shall also dismiss the member from the association.

Any member of the Standing Committee of the Capitol Correspondents Association may propose that the committee make an inquiry to determine if an association member has violated subdivision (a) or (f) of this rule. Upon a majority vote of the Standing Committee of the Capitol Correspondents Association, an inquiry shall be made.

Upon receipt of a signed, written notice from any association member of his or her belief that another association member may have violated subdivision (a) or (f) of this rule, the Standing Committee of the Capitol Correspondents Association shall commence an inquiry into the possible violation.

If the Standing Committee of the Capitol Correspondents Association determines by majority vote that an association member has violated an association rule, it shall inform the member of its finding. Within two weeks of notification, the member may request a meeting of the membership. If the member makes a request, the Standing Committee of the Capitol Correspondents Association shall promptly schedule a meeting at the earliest possible time. After hearing the member and the committee review the circumstances of the alleged violation, the membership may, by majority vote, nullify the finding of the Standing Committee of the Capitol Correspondents Association. If nullification does not occur, the Standing Committee of the Capitol Correspondents Association shall impose immediately the appropriate penalty.

#### **Dispensing With Joint Rules**

33. No joint rule may be dispensed with except by a vote of two-thirds of each house or as otherwise provided in these rules. If either house violates a joint rule, a question of order may be raised in the other house and decided in the same manner as in the case of the violation of the rules of the house. If it is decided that the joint rules have been violated, the bill involving the violation shall be returned to the house in which it originated, and the disputed matter shall be considered in like manner as in conference committee.

#### **Dispensing with Joint Rules: Unanimous Consent**

33.1. Notwithstanding any other rule, a joint rule that may be dispensed with by one house may be done so by unanimous consent if the rules committee of that house has approved.

#### **Opinions of Legislative Counsel**

34. Whenever the Legislative Counsel issues an opinion to any person other than the first-named author analyzing the constitutionality, operation, or effect of a bill or other legislative measure that is then pending before the Legislature or of any amendment made or proposed to be made to the bill or measure, he or she is authorized and instructed to deliver two copies of the opinion to the first-named author as promptly as feasible after the delivery of the original opinion and also to deliver a copy to any other author of the bill or measure who so requests. A copy of any letter prepared by the Legislative Counsel for the sole purpose of advising a member of a conflict between two or more bills as to the sections of law being amended, repealed, or added shall be submitted to the chairman or chairwoman of the committee to which each bill has been referred.

**Resolutions Prepared by Legislative Counsel**

34.1. Whenever the Legislative Counsel has been requested to draft a resolution commemorating or taking note of any event, or a resolution congratulating or expressing sympathy toward any person, and subsequently receives a similar request from another Member of the Legislature, he or she shall inform that requester and each subsequent requester that a resolution is being, or has been, prepared, and he or she shall inform them of the name of the Member for whom the resolution was, or is being, prepared.

**Resolutions**

34.2. A concurrent resolution, Senate resolution, or House resolution may be introduced to memorialize the death of a present or former state or federal elected official or a member of his or her immediate family. In all other instances, a resolution other than a concurrent resolution, as specified by the Committee on Rules of each house, or as provided by the Joint Rules Committee in those cases requiring that the resolution should emanate from both houses, shall be used for the purpose of commendation, congratulation, sympathy, or regret with respect to any person, group, or organization.

No concurrent resolution requesting the Governor to issue a proclamation shall be introduced without the prior approval of the Committee on Rules of the house in which the resolution is to be introduced.

**Identical Drafting Requests**

34.5. Whenever it comes to the attention of the Legislative Counsel that a member has requested the drafting of a bill that will be substantially identical to one already introduced, the Legislative Counsel shall inform the member of that fact.

**Expense of Members**

35. As provided in Section 8902 of the Government Code, each Member of the Legislature is entitled to reimbursement for living expenses while required to be in Sacramento to attend a session of the Legislature, while traveling to and from or in attendance at a committee meeting, or while attending to any legislative function or responsibility as authorized or directed by legislative rules or the Committee on Rules of the house of which he or she is a member, at the same rate as may be established by the State Board of Control for other elected state officers. Each member shall be reimbursed for travel expenses incurred in traveling to and from a session of the Legislature, when traveling to and from a meeting of a committee of which he or she is a member, or when traveling pursuant to any other legislative function or responsibility as authorized or directed by legislative rules or the Committee on Rules of the house of which he or she is a member, at the rate prescribed by Section 8903 of the Government Code.

Expense allowances for Members of the Senate and Assembly shall be approved and certified to the Controller by the Secretary of the Senate, on behalf of the Senate, and the Chief Clerk of the Assembly or other person authorized by the Assembly Committee on Rules, on behalf of the Assembly, weekly or as otherwise directed by either house, and upon certification the Controller shall draw his or her warrants in payment of the allowances to the respective members.

**Investigating Committees**

36. In order to expedite the work of the Legislature either house, or both houses jointly, may by resolution or statute provide for the appointment of committees to ascertain facts and to make recommendations as to any subject within the scope of legislative regulation or control.

The resolution providing for the appointment of a committee pursuant to this rule shall state the purpose of the committee and the scope of the subject concerning which it is to act, and may authorize it to act either during sessions of the Legislature or, when authorization may lawfully be made, after final adjournment.

In the exercise of the power granted by this rule, each committee may employ clerical, legal, and technical assistants as may be authorized by: (a) the Joint Committee on Rules in the case of a joint committee, (b) the Senate Committee on Rules in the case of a Senate committee, or (c) the Assembly Committee on Rules in the case of an Assembly committee.

Except as otherwise provided herein for joint committees or by the rules of the Senate or the Assembly for single house committees, each committee may adopt and amend rules governing its procedure as may appear necessary and proper to carry out the powers granted and duties imposed under this rule. The rules may include provisions fixing the quorum of the committee and the number of votes necessary to take action on any matter. With respect to all joint committees, a majority of the membership from each house constitutes a quorum, and an affirmative vote of a majority of the membership from each house is necessary for the committee to take action.

Each committee is authorized and empowered to summon and subpoena witnesses, to require the production of papers, books, accounts, reports, documents, records, and papers of every kind and description, to issue subpoenas, and to take all necessary means to compel the attendance of witnesses and to procure testimony, oral and documentary.

Each member of the committees is authorized and empowered to administer oaths, and all of the provisions of Chapter 4 (commencing with Section 9400) of Part 1 of Division 2 of Title 2 of the Government Code, relating to the attendance and examination of witnesses before the Legislature and the committees thereof, shall apply to the committees.

The Sergeant at Arms of the Senate or Assembly, or other person as may be designated by the chairman or chairwoman of the committee, shall serve any and all subpoenas, orders, and other process that may be issued by the committee, when directed to do so by the chairman or chairwoman, or by a majority of the membership of the committee.

Every department, commission, board, agency, officer, and employee of the state government, including the Legislative Counsel and the Attorney General and their subordinates, and of every political subdivision, county, city, or public district of or in this state, shall give and furnish to these committees and to their subcommittees upon request information, records, and documents as the committees deem necessary or proper for the achievement of the purposes for which each committee was created.

Each committee or subcommittee of either house, in accordance with the rules of that respective house, and each joint committee or subcommittee thereof, may meet at any time during the period in which it is authorized to act, either at the State Capitol or at any other place in

the State of California, in public or executive session, and do any and all things necessary or convenient to enable it to exercise the powers and perform the duties herein granted to it or accomplish the objects and purposes of the resolution creating it, subject to the following exceptions:

(a) When the Legislature is in session:

(1) No committee or subcommittee of either house may meet outside the State Capitol without the prior approval of the Senate Committee on Rules with respect to Senate committees and subcommittees, or the Speaker of the Assembly with respect to Assembly committees and subcommittees.

(2) No committee or subcommittee of either house, other than a standing committee or subcommittee thereof, may meet unless notice of the meeting has been printed in the daily file for four days prior thereto. This requirement may be waived by a majority vote of either house with respect to a particular bill.

(3) No joint committee or subcommittee thereof, other than the Joint Committees on Legislative Audit, Legislative Budget, and Rules, may meet outside the State Capitol without the prior approval of the Joint Rules Committee.

(4) No joint committee or subcommittee thereof, other than the Joint Committees on Legislative Audit, Legislative Budget, and Rules, may meet unless notice of the meeting has been printed in the daily file for four days prior thereto.

(b) When the Legislature is in joint recess, each joint committee or subcommittee, other than the Joint Committees on Legislative Audit, Legislative Budget, and Rules, shall notify the Joint Rules Committee at least two weeks prior to a meeting.

(c) The requirements placed upon joint committees by subdivisions (a) and (b) of this rule may be waived as deemed necessary by the Joint Rules Committee.

Each committee may expend such money as may be made available to it for its purpose, but no committee shall incur any indebtedness unless money has been first made available therefor.

No living expenses may be allowed in connection with legislative business for a day on which the member receives reimbursement for expenses while required to be in Sacramento to attend a session of the Legislature. The chairman or chairwoman of each committee shall audit and approve the expense claims of the members of the committee, including claims for mileage in connection with attendance on committee business, or in connection with specific assignments by the committee chairman or chairwoman, but excluding other types of mileage, and shall certify the amount approved to the Controller. The Controller shall draw his or her warrants upon the certification of the chairman or chairwoman.

Subject to the rules of each house for the respective committees of each house, and subject to the joint rules for any joint committee, the chairman or chairwoman of any committee may appoint subcommittees and chairmen or chairwomen thereof for the purpose of more expeditiously handling and considering matters referred to it, and the subcommittees and the chairmen or chairwomen thereof shall have all the powers and authority herein conferred upon the committee and its chairman or chairwoman. The chairman or chairwoman of the subcommittee shall audit the expense claims of the members of the

subcommittees, and other claims and the expenses incurred by it, and shall certify the amount thereof to the chairman or chairwoman of the committee, who shall, if he or she approves the same, certify the amount thereof to the Controller; the Controller shall draw his or her warrant therefor upon that certification, and the Treasurer shall pay the same. Any committee or subcommittee thereof that is authorized to leave the State of California in the performance of its duties shall, while out of the state, have the same authority as if it were acting and functioning within the state, and the members thereof shall be reimbursed for expenses.

Notwithstanding any other provision of this rule, if the standing rules of either house require that expense claims of committees for goods or services, pursuant to contracts, or for expenses of employees or members of committees be audited or approved, after approval of the committee chairman or chairwoman, by another agency of either house, the Controller shall draw his or her warrants only upon the certification of the other agency. All expense claims approved by the chairman or chairwoman of any joint committee, other than the Joint Legislative Budget Committee and the Joint Legislative Audit Committee, shall be approved by the Joint Rules Committee, and the Controller shall draw his or her warrants only upon the certification of the Joint Rules Committee.

Except salary claims of employees clearly subject to federal withholding taxes and the requirement as to loyalty oaths, claims presented for services or pursuant to contract shall refer to the agreement, the terms of which shall be made available to the Controller.

#### **Expenses of Committee Employees**

36.1. Unless otherwise provided by respective house or committee rule or resolution, employees of legislative committees shall, when entitled to traveling expenses, be entitled to allowances in lieu of actual expenses for hotel accommodations, breakfast, lunch, and dinner, at the rates fixed by the State Board of Control from time to time in limitation of reimbursement of expenses of state employees generally. However, if an allowance for hotel accommodations, breakfast, lunch, and dinner is made by a committee at a rate in excess of the rate fixed by the State Board of Control, the chairman or chairwoman of the committee shall notify the Controller of that fact in writing.

#### **Appointment of Committees**

36.5. This rule applies whenever a joint committee is created by a statute or resolution which either provides that appointments be made and vacancies be filled in the manner provided for in the Joint Rules, or makes no provision for the appointment of members or the filling of vacancies.

The Senate members of the committee shall be appointed by the Senate Committee on Rules; the Assembly members of the committee shall be appointed by the Speaker of the Assembly; and vacancies occurring in the membership of the committee shall be filled by the respective appointing powers. The members appointed shall hold over until their successors are regularly selected.

**Appointment of Joint Committee Chairmen or Chairwomen**

36.7. The chairman or chairwoman of each joint committee heretofore or hereafter created, except the Joint Legislative Budget Committee and the Joint Legislative Audit Committee, shall be appointed by the Joint Rules Committee from a member or members recommended by the Senate Committee on Rules and the Speaker of the Assembly.

**Joint Committee Funds**

36.8. Each joint committee heretofore or hereafter created, except the Joint Legislative Budget Committee and the Joint Legislative Audit Committee, shall expend the funds heretofore or hereafter made available to it in compliance with the policies set forth by the Joint Rules Committee with respect to personnel, salaries, purchasing, office space assignment, contractual services, rental or lease agreements, travel, and any and all other matters relating to the management and administration of committee affairs.

**Joint Legislative Budget Committee**

37. In addition to any other committee provided for by these rules, there shall be a joint committee to be known as the Joint Legislative Budget Committee, which is hereby declared to be a continuing body.

It shall be the duty of the committee to ascertain facts and make recommendations to the Legislature and to the houses thereof concerning the State Budget, the revenues and expenditures of the state, and the organization and functions of the state and its departments, subdivisions, and agencies, with a view to reducing the cost of the state government and securing greater efficiency and economy.

The committee shall consist of eight Members of the Senate and eight Members of the Assembly. The Senate members of the committee shall be appointed by the Senate Committee on Rules. The Assembly members of the committee shall be appointed by the Speaker of the Assembly. The committee shall select its own chairman or chairwoman.

Any vacancy occurring at any time in the Senate membership of the Joint Legislative Budget Committee shall be filled by the Senate Committee on Rules, and the Senators appointed shall hold over until their successors are regularly selected. For the purposes of this rule, a vacancy shall be deemed to exist as to a Senator whose term is expiring whenever he or she is not reelected at the general election.

Any vacancy occurring at any time in the Assembly membership of the Joint Legislative Budget Committee shall be filled by appointment by the Speaker of the Assembly, and the Members of the Assembly appointed shall hold over between regular sessions until their successors are regularly selected. For the purposes of this rule, a vacancy shall be deemed to exist as to a Member of the Assembly whose term is expiring whenever he or she is not reelected at the general election.

The committee shall have the authority to make rules to govern its own proceedings and its employees. It may also create subcommittees from its membership, assigning to its subcommittees any study, inquiry, investigation, or hearing that the committee itself has authority to undertake or hold. A subcommittee for the purpose of this assignment shall have and may exercise all the powers conferred upon the committee, limited only by the express terms of any rule or resolution of

the committee defining the powers and duties of the subcommittee. Those powers may be withdrawn or terminated at any time by the committee.

The Joint Legislative Budget Committee may render services to any investigating committee of the Legislature pursuant to contract between the Joint Legislative Budget Committee and the committee for which the services are to be performed. The contract may provide for payment to the Joint Legislative Budget Committee of the cost of the services from the funds appropriated to the contracting investigating committee. All legislative investigating committees are authorized to enter into those contracts with the Joint Legislative Budget Committee. Money received by the Joint Legislative Budget Committee pursuant to any agreement shall be in augmentation of the current appropriation for the support of the Joint Legislative Budget Committee.

The provisions of Rule 36 shall apply to the Joint Legislative Budget Committee, which has all the authority provided in that rule or pursuant to Section 11 of Article IV of the Constitution.

The committee shall have authority to appoint a Legislative Analyst, to fix his or her compensation, to prescribe his or her duties, and to appoint any other clerical and technical employees as may appear necessary. The duties of the Legislative Analyst shall be as follows:

(1) To ascertain the facts and make recommendations to the Joint Legislative Budget Committee and, under its direction, to the committees of the Legislature concerning:

- (a) The State Budget.
- (b) The revenues and expenditures of the state.
- (c) The organization and functions of the state and its departments, subdivisions, and agencies.

(2) To assist the Senate Budget and Fiscal Review Committee and the Assembly Committees on Appropriations and Budget in consideration of the Budget, all bills carrying express or implied appropriations, and all legislation affecting state departments and their efficiency; to appear before any other legislative committee; and to assist any other legislative committee upon instruction by the Joint Legislative Budget Committee.

(3) To provide all legislative committees and Members of the Legislature with information obtained under the direction of the Joint Legislative Budget Committee.

(4) To maintain a record of all work performed by the Legislative Analyst under the direction of the Joint Legislative Budget Committee, and to keep and make available all documents, data, and reports submitted to him or her by any Senate, Assembly, or joint committee. The committee may meet either during sessions of the Legislature, any recess thereof, or after final adjournment, and may meet or conduct business at any place within the State of California.

The chairman or chairwoman of the committee or, in the event of that person's inability to act, the vice chairman or vice chairwoman, shall audit and approve the expenses of members of the committee or salaries of the employees, and all other expenses incurred in connection with the performance of its duties by the committee. The chairman or chairwoman shall certify to the Controller the expense amount approved, the Controller shall draw his or her warrants upon the certification of the chairman or chairwoman, and the Treasurer shall pay

the same to the chairman or chairwoman of the committee, to be disbursed by the chairman or chairwoman.

On and after the commencement of a succeeding regular session, those members of the committee who continue to be Members of the Senate and Assembly, respectively, continue as members of the committee until their successors are appointed, and the committee continues with all its powers, duties, authority, records, papers, personnel, and staff, and all funds theretofore made available for its use.

Upon the conclusion of its work, any Assembly, Senate, or joint committee (other than a standing committee) shall deliver to the Legislative Analyst for use and custody all documents, data, reports, and other materials that have come into the possession of the committee and that are not included within the final report of the committee to the Assembly, Senate, or the Legislature, as the case may be. The documents, data, reports, and other materials shall be available, upon request, to Members of the Legislature, the Senate Office of Research, and the Assembly Office of Research.

The Legislative Analyst, with the consent of the committee, shall make available to any Member or committee of the Legislature any other reports, records, documents, or other data under his or her control, except that reports prepared by the Legislative Analyst in response to a request from a Member or committee of the Legislature shall be made available only with the written permission of the member or committee who made the request.

The Legislative Analyst, upon the receipt of a request from any committee or Member of the Legislature to conduct a study or provide information that falls within the scope of his or her responsibilities and that concerns the administration of the government of the State of California, shall at once advise the Joint Legislative Budget Committee of the nature of the request without disclosing the name of the Member or committee making the request.

The Legislative Analyst shall immediately undertake to provide the requesting committee or legislator with the service or information requested, and shall inform the committee or legislator of the approximate date when this information will be available. Should there be any material delay, he or she shall subsequently communicate this fact to the requester.

Neither the Committee on Rules of either house nor the Joint Rules Committee may assign any matter for study to the Joint Legislative Budget Committee or the Legislative Analyst without first obtaining from the Joint Legislative Budget Committee an estimate of the amount required to be expended by it to make the study.

Any concurrent, joint, Senate, or House resolution assigning a study to the Joint Legislative Budget Committee or to the Legislative Analyst shall be referred to the respective rules committees. Before the committees may act upon or assign the resolution, they shall obtain an estimate from the Joint Legislative Budget Committee of the amount required to be expended to make the study.

#### **Citizen Cost Impact Report**

37.1. Any Member or committee of the Legislature may recommend that the Legislative Analyst prepare a citizen cost impact analysis on proposed legislation. However, the recommendation shall first be reviewed by the Committee on Rules of the house where the



recommendation originated, and this committee shall make the final determination as to which bills shall be assigned for preparation of an impact analysis.

In selecting specific bills for assignment to the Legislative Analyst for preparation of citizen cost impact analyses, the Committee on Rules shall request the Legislative Analyst to present an estimate of his or her time and prospective costs for preparing the analyses. Only those bills that have a potential significant cost impact shall be assigned. Where necessary, the Committee on Rules shall provide funds to offset added costs incurred by the Legislative Analyst.

The citizen cost impact analyses shall include those economic effects that the Legislative Analyst deems significant and that he or she believes will result directly from the proposed legislation. Insofar as feasible, the economic effects considered by the Legislative Analyst shall include, but are not limited to, the following:

- (a) The economic effect on the public generally.
- (b) Any specific economic effect on persons or businesses in the case of legislation that is regulatory.

The Legislative Analyst shall submit the citizen cost impact analyses to the committee or committees when completed, and at the time or times designated by the Committee on Rules.

The Legislative Analyst shall submit from time to time, but at least once a year, a report to the Legislature on the trends and directions of the state's economy, and shall list the alternatives and make recommendations as to legislative actions that, in his or her judgment, will insure a sound and stable state economy.

#### **Joint Legislative Audit Committee**

37.3. The Joint Legislative Audit Committee is created pursuant to the Legislature's rulemaking authority under the California Constitution, and pursuant to Chapter 4 (commencing with Section 10500) of Part 2 of Division 2 of Title 2 of the Government Code. The committee shall consist of seven Members of the Senate and seven Members of the Assembly, who shall be selected in the manner provided for in these rules. Notwithstanding any other provision of these rules, four members from each house constitute a quorum of the Joint Legislative Audit Committee and the number of votes necessary to take action on any matter. The Chairman or Chairwoman of the Joint Legislative Audit Committee, upon receiving a request by any Member of the Legislature or committee thereof for a copy of a report prepared or being prepared by the Bureau of State Audits, shall provide the member or committee with a copy of the report when it is, or has been, submitted by the Bureau of State Audits to the Joint Legislative Audit Committee.

#### **Study or Audits**

37.4. (a) Notwithstanding any other provision of law, the Joint Legislative Audit Committee shall establish priorities and assign all work to be done by the Bureau of State Audits.

(b) Any bill requiring action by the Bureau of State Audits shall contain an appropriation for the cost of any study or audit.

(c) Any bill or concurrent, joint, Senate, or House resolution assigning a study to the Joint Legislative Audit Committee or to the Bureau of State Audits shall be referred to the respective rules committees. Before the committees may act upon or assign the bill or

resolution, they shall obtain an estimate from the Joint Legislative Audit Committee of the amount required to be expended to make the study.

#### **Waiver**

37.5. Subdivision (b) of Rule 37.4 may be waived by the Joint Legislative Audit Committee. The chairman or chairwoman of the committee shall notify the Secretary of the Senate, the Chief Clerk of the Assembly, and the Legislative Counsel in writing when subdivision (b) of Rule 37.4 has been waived. If the cost of a study or audit is less than one hundred thousand dollars (\$100,000), the chairman or chairwoman of the committee may exercise the committee's authority to waive subdivision (b) of Rule 37.4.

#### **Administrative Regulations**

37.7. (a) Any Member of the Senate may request the Senate Committee on Rules, and any Member of the Assembly may request the Speaker of the Assembly, to direct a standing committee or the Office of Research of his or her respective house to study any proposed or existing regulation or group of related regulations. Upon receipt of a request, the Senate Committee on Rules or the Speaker of the Assembly shall, after review, determine whether a study shall be made. In reviewing the request, the Senate Committee on Rules or the Speaker of the Assembly shall determine:

- (1) The cost of making the study.
- (2) The potential public benefit to be derived from the study.
- (3) The scope of the study.
- (b) The study may consider, among other relevant issues, whether the proposed or existing regulation:
  - (1) Exceeds the agency's statutory authority.
  - (2) Fails to conform to the legislative intent of the enabling statute.
  - (3) Contradicts or duplicates other regulations adopted by federal, state, or local agencies.
  - (4) Involves an excessive delegation of regulatory authority to a particular state agency.
  - (5) Unfairly burdens particular elements of the public.
  - (6) Imposes social or economic costs that outweigh its intended benefits to the public.
  - (7) Imposes unreasonable penalties for violation.

The respective reviewing unit shall, in a timely manner, transmit its concerns, if any, to the Senate Committee on Rules or the Speaker of the Assembly, and the promulgating agency.

In the event that a state agency takes a regulatory action that the reviewing unit finds to be unacceptable, the unit shall file a report for publication in the daily journal of its respective house indicating the specific reasons why the regulatory action should not have been taken. The report may include a recommendation that the Legislature adopt a concurrent resolution requesting the state agency to reconsider its action or that the Legislature enact a statute to restrict the regulatory powers of the state agency taking the action.

#### **Joint Rules Committee**

40. The Joint Rules Committee is hereby created. The committee has a continuing existence and may meet, act, and conduct its business during sessions of the Legislature or any recess thereof.

The committee shall consist of the members of the Assembly Committee on Rules, the Assembly Majority Floor Leader, the Assembly Minority Floor Leader, the Speaker of the Assembly, four members of the Senate Committee on Rules, and as many Members of the Senate as may be required to maintain equality in the number of Assembly Members and Senators on the committee, to be appointed by the Senate Committee on Rules. Vacancies occurring in the membership shall be filled by the appointing power.

The committee and its members shall have and exercise all of the rights, duties, and powers conferred upon investigating committees and their members by the Joint Rules of the Senate and Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this committee and its members.

The committee shall ascertain facts and make recommendations to the Legislature and to the houses thereof concerning:

(a) The relationship between the two houses and procedures calculated to expedite the affairs of the Legislature by improving that relationship.

(b) The legislative branch of the state government and any defects or deficiencies in the law governing that branch.

(c) Methods whereby legislation is proposed, considered, and acted upon.

(d) The operation of the Legislature and the committees thereof, and the means of coordinating the work thereof and avoiding duplication of effort.

(e) Aids to the Legislature.

(f) Information and statistics for the use of the Legislature, the respective houses thereof, and the members.

Any matter of business of either house, the transaction of which would affect the interests of the other house, may be referred to the committee for action if the Legislature is not in recess, and shall be referred to the committee for action if the Legislature is in recess.

The committee has the following additional powers and duties:

(a) To select a chairman or chairwoman from its membership. The vice chairman or vice chairwoman of the committee shall be one of the Senate members of the committee, to be selected by the Senate Committee on Rules.

(b) To allocate space in the State Capitol Building and all annexes and additions thereto as provided by law.

(c) To approve, as provided by law, the appearance of the Legislative Counsel in litigation.

(d) To contract with other agencies, public or private, for the rendition and affording of services, facilities, studies, and reports to the committee as the committee deems necessary to assist it to carry out the purposes for which it is created.

(e) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this rule, and to direct the sheriff of any county to serve subpoenas, orders, and other process issued by the committee.

(f) To report its findings and recommendations, including recommendations for the needed revision of any and all laws and constitutional provisions relating to the Legislature, to the Legislature and to the people from time to time.

(g) The committee, and any subcommittee when so authorized by the committee, may meet and act without as well as within the State of California, and is authorized to leave the state in the performance of its duties.

(h) To expend funds as may be made available to it to carry out the functions and activities related to the legislative affairs of the Senate and Assembly.

(i) To appoint a chief administrative officer of the committee, who shall have duties relating to the administrative, fiscal, and business affairs of the committee as the committee shall prescribe. The committee may terminate the services of the chief administrative officer at any time.

(j) To employ persons as may be necessary to assist all other joint committees, except the Joint Legislative Budget Committee and the Joint Legislative Audit Committee, in the exercise of their powers and performance of their duties. In accordance with Rule 36.8, the committee shall govern and administer the expenditure of funds by other joint committees, requiring that the claims of joint committees be approved by the Joint Rules Committee or its designee. All expenses of the committee and of all other joint committees may be paid from the Operating Funds of the Assembly and Senate.

(k) To appoint the chairmen or chairwomen of joint committees, as authorized by Rule 36.7.

(l) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this rule.

The members of the Joint Rules Committee from the Senate may meet separately as a unit, and the members of the Joint Rules Committee from the Assembly may meet separately as a unit, and consider any action that is required to be taken by the Joint Rules Committee. If the majority of members of the Joint Rules Committee of each house at the separate meetings vote in favor of that action, the action shall be deemed to be action taken by the Joint Rules Committee.

The Joint Rules Committee shall meet not less than biweekly during a session of the Legislature, other than during a joint recess, at a regularly scheduled time and place. If the full committee fails to so meet, the members of the committee from the Senate shall meet separately as a unit and the members of the committee from the Assembly shall meet separately as a unit within five days of the regularly scheduled meeting date.

The committee shall succeed to, and is vested with, all of the powers and duties of the Joint Committee on Legislative Organization, the State Capitol Committee, the Joint Committee on Interhouse Cooperation, the Joint Legislative Committee for School Visitations, and the Joint Standing Committee on the Joint Rules of the Senate and the Assembly.

**Review of Administrative Regulations**

40.1. The Joint Rules Committee, with regard to joint committees, and the respective rules committee of each house, with regard to standing and select committees of the house, shall approve any request for a priority review made by a committee pursuant to Section 11349.7 of the Government Code and shall submit approved requests to the Office of Administrative Law. The Joint Rules Committee or the respective rules committee, and the committee initiating the request, shall each receive a copy of the priority review.

**Subcommittee on Legislative Space and Facilities**

40.3. (a) A subcommittee of the Joint Rules Committee is hereby created, to be known as the Subcommittee on Legislative Space and Facilities. The subcommittee shall consist of three Members of the Senate and three Members of the Assembly, appointed by the Chairman or Chairwoman of the Joint Rules Committee, and the chairman or chairwoman of the fiscal committee of each house who shall have full voting rights on the subcommittee. The chairman or chairwoman of the subcommittee shall be appointed by the members thereof. For purposes of this subcommittee, the chairmen or chairwomen of the fiscal committees shall be ex officio members of the Joint Rules Committee, but shall not have voting rights on that committee, nor shall they be counted in determining a quorum. The subcommittee shall consider the housing of the Legislature and legislative facilities.

(b) The subcommittee and its members shall have and exercise all of the rights, duties, and powers conferred upon investigating committees and their members by the Joint Rules of the Senate and Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to this subcommittee and its members.

(c) The subcommittee has the following additional powers and duties:

(1) To contract with other agencies, public or private, for the rendition and affording of services, facilities, studies, and reports to the subcommittee as the committee deems necessary to assist it to carry out the purposes for which it is created.

(2) To cooperate with and secure the cooperation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this rule, and to direct the sheriff of any county to serve subpoenas, orders, and other process issued by the subcommittee.

(3) To report its findings and recommendations to the Legislature and to the people from time to time.

(4) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this rule.

(d) The subcommittee is authorized to leave the State of California in the performance of its duties.

**Claims for Workers' Compensation**

41. The Chairman or Chairwoman of the Committee on Rules of each house, or a designated representative, shall sign any required worker's compensation report regarding injuries or death arising out of and within the course of employment suffered by any member, officer, or employee of the house, or any employee of a standing or

investigating committee thereof. In the case of a joint committee, the Chairman or Chairwoman of the Committee on Rules of either house, or a designated representative, may sign any report with respect to a member or employee of a joint committee.

#### **Information Concerning Committees**

42. The Committee on Rules of each house shall provide for a continuous cumulation of information concerning the membership, organization, meetings, and studies of legislative investigating committees. Each Committee on Rules shall be responsible for information concerning the investigating committees of its own house, and concerning joint investigating committees under a chairman or chairwoman who is a member of that house. To the extent possible, each Committee on Rules shall seek to insure that the investigating committees for which it has responsibility under this rule have organized, including the organization of any subcommittees, and have had all topics for study assigned to them within a reasonable period of time.

The information thus cumulated shall be made available to the public by the Committee on Rules of each house and shall be published periodically under their joint direction.

#### **Joint Committees**

43. Any concurrent resolution creating a joint committee of the Legislature and any concurrent resolution allocating moneys from the Operating Funds of the Assembly and Senate to the committee shall be referred to the Committee on Rules of the respective houses.

#### **Conflict of Interest**

44. (a) No Member of the Legislature may, while serving, have any interest, financial or otherwise, direct or indirect, engage in any business or transaction or professional activity, or incur any obligation of any nature, that is in substantial conflict with the proper discharge of his or her duties in the public interest and of his or her responsibilities as prescribed by the laws of this state.

(b) No Member of the Legislature may, during the term for which he or she was elected:

(1) Accept other employment that he or she has reason to believe will either impair his or her independence of judgment as to his or her official duties, or require him or her, or induce him or her, to disclose confidential information acquired by him or her in the course of and by reason of his or her official duties.

(2) Willfully and knowingly disclose, for pecuniary gain, to any other person, confidential information acquired by him or her in the course of and by reason of his or her official duties, or use the information for the purpose of pecuniary gain.

(3) Accept or agree to accept, or be in partnership with any person who accepts or agrees to accept, any employment, fee, or other thing of value, or portion thereof, in consideration of his or her appearance, agreeing to appear, or taking of any other action on behalf of another person regarding a licensing or regulatory matter, before any state board or agency that is established by law for the primary purpose of licensing or regulating the professional activity of persons licensed, pursuant to state law.

This rule may not be construed to prohibit a member who is an attorney at law from practicing in that capacity before the Workers' Compensation Appeals Board or the Commissioner of Corporations, and receiving compensation therefor, or from practicing for compensation before any state board or agency in connection with, or in any matter related to, any case, action, or proceeding filed and pending in any state or federal court. This rule does not prohibit a member from making inquiry for information on behalf of a constituent before a state board or agency, if no fee or reward is given or promised in consequence thereof. The prohibition contained in this rule does not apply to a partnership in which a Member of the Legislature is a member if the Member of the Legislature does not share directly or indirectly in the fee resulting from the transaction, nor does it apply in connection with any matter pending before any state board or agency on the operative date of this rule if the affected Member of the Legislature is attorney of record or representative in the matter prior to the operative date.

(4) Receive or agree to receive, directly or indirectly, any compensation, reward, or gift from any source except the State of California for any service, advice, assistance, or other matter related to the legislative process, except fees for speeches or published works on legislative subjects and except, in connection therewith, the reimbursement of expenses for actual expenditures for travel and reasonable subsistence for which no payment or reimbursement is made by the State of California.

(5) Participate, by voting or any other action, on the floor of either house, or in committee or elsewhere, in the enactment or defeat of legislation in which he or she has a personal interest, except as follows:

(i) If, on the vote for final passage, by the house of which he or she is a member, of the legislation in which he or she has a personal interest, he or she first files a statement (which shall be entered verbatim in the journal) stating in substance that he or she has a personal interest in the legislation to be voted on and that, notwithstanding that interest, he or she is able to cast a fair and objective vote on the legislation, he or she may cast his or her vote without violating any provision of this rule.

(ii) If the member believes that, because of his or her personal interest, he or she should abstain from participating in the vote on the legislation, he or she shall so advise the presiding officer prior to the commencement of the vote and shall be excused from voting on the legislation without any entry in the journal of the fact of his or her personal interest. In the event that a rule of the house requiring that each member who is present vote aye or nay is invoked, the presiding officer shall order the member excused from compliance and shall order entered in the journal a simple statement that the member was excused from voting on the legislation pursuant to law.

(c) A person subject to this rule has an interest that is in substantial conflict with the proper discharge of his or her duties in the public interest and of his or her responsibilities as prescribed by the laws of this state, or a personal interest, arising from any situation, within the scope of this rule, if he or she has reason to believe or expect that he or she will derive a direct monetary gain or suffer a direct monetary loss, as the case may be, by reason of his or her official activity. He or she does not have an interest that is in substantial conflict with the proper discharge of his or her duties in the public interest and of his or her responsibilities as prescribed by the laws of this state, or a personal interest, arising from

any situation, within the scope of this rule, if any benefit or detriment accrues to him or her as a member of a business, profession, occupation, or group to no greater extent than any other member of the business, profession, occupation, or group.

(d) A person who is subject to this rule shall not be deemed to be engaged in any activity that is in substantial conflict with the proper discharge of his or her duties in the public interest and of his or her responsibilities as prescribed by the laws of this state, or to have a personal interest, arising from any situation, within the scope of this rule, solely by reason of any of the following:

(1) His or her relationship to any potential beneficiary of any situation is one that is defined as a remote interest by Section 1091 of the Government Code or is otherwise not deemed to be a prohibited interest under Section 1091.1 or 1091.5 of the Government Code.

(2) Receipt of a campaign contribution that is regulated, received, reported, and accounted for pursuant to Chapter 4 (commencing with Section 84100) of Title 9 of the Government Code, so long as the contribution is not made on the understanding or agreement, in violation of law, that the person's vote, opinion, judgment, or action will be influenced thereby.

(e) The enumeration in this rule of specific situations or conditions that are deemed not to result in substantial conflict with the proper discharge of the duties and responsibilities of a legislator or legislative employee, or in a personal interest, shall not be construed as exclusive.

The Legislature, in adopting this rule, recognizes that Members of the Legislature and legislative employees may need to engage in employment, professional, or business activities other than legislative activities in order to maintain a continuity of professional or business activity, or may need to maintain investments, which activities or investments do not conflict with specific provisions of this rule. However, in construing and administering this rule, weight should be given to any coincidence of income, employment, investment, or other profit from sources that may be identified with the interests represented by those sources that are seeking action of any character on matters then pending before the Legislature.

(f) No employee of either house of the Legislature may, during the time he or she is so employed, commit any act or engage in any activity prohibited by any part of this rule.

(g) No person may induce or seek to induce any Member of the Legislature to violate any part of this rule.

(h) Violations of any part of this rule are punishable as provided in Section 8926 of the Government Code.

#### **Ethics Committees**

45. The Senate Committee on Legislative Ethics and the Assembly Legislative Ethics Committee, respectively, shall receive complaints concerning Members of their respective houses, and shall have the power to investigate and make findings and recommendations concerning violations by Members of their respective houses of Article 2 (commencing with Section 8920) of Chapter 1 of Part 1 of Division 2 of Title 2 of the Government Code. Each house shall adopt rules governing the establishment and procedures of the committee of that house.



**Designating Legislative Sessions**

50. Regular sessions shall be identified with the odd-numbered year subsequent to each general election, followed by a hyphen, and then the last two digits of the following even-numbered year. For example: 1973–74 Regular Session.

**Designating Extraordinary Sessions**

50.3. All extraordinary sessions shall be designated in numerical order by the session in which convened.

**Days and Dates**

50.5. (a) As used in these rules, “day” means a calendar day, unless otherwise specified.

(b) When the date of a deadline, recess requirement, or circumstance falls on a Saturday, Sunday, or Monday that is a holiday, the date shall be deemed to refer to the preceding Friday. When the date falls on a holiday on a weekday other than a Monday, the date shall be deemed to refer to the preceding day.

**Legislative Calendar**

51. (a) The Legislature shall observe the following calendar during the first year of the regular session:

(1) Organizational Recess—The Legislature shall meet on the first Monday in December following the general election to organize. Thereafter, each house shall be in recess from the time it determines until the first Monday in January, except when the first Monday is January 1 or January 1 is a Sunday, in which case, the following Wednesday.

(2) Spring Recess—The Legislature shall be in recess from the 10th day prior to Easter until the Monday after Easter.

(3) Summer Recess—The Legislature shall be in recess from July 15 until August 15. This recess shall not commence until the Budget Bill is enacted.

(4) Interim Study Recess—The Legislature shall be in recess from September 9 until the first Monday in January, except when the first Monday is January 1 or January 1 is a Sunday, in which case, the following Wednesday.

(b) The Legislature shall observe the following calendar for the remainder of the legislative session:

(1) Spring Recess—The Legislature shall be in recess from the 10th day prior to Easter until the Monday after Easter.

(2) Summer Recess—The Legislature shall be in recess from July 7 until August 7. This recess shall not commence until the Budget Bill is enacted.

(3) Final Recess—The Legislature shall be in recess on September 1 until adjournment sine die on November 30.

(c) Recesses shall be from the hour of adjournment on the day specified, to reconvene at the time designated by the respective houses.

(d) The recesses specified by this rule shall be designated as joint recesses.

**Recall From Recess**

52. Notwithstanding the power of the Governor to call a special session, the Legislature may be recalled from joint recess and reconvene in regular session by any of the following means:

(a) It may be recalled by joint proclamation, which shall be entered in the journal, of the Senate Committee on Rules and the Speaker of the Assembly or, in his or her absence from the state, the Assembly Committee on Rules.

(b) Ten or more Members of the Legislature may present a request for recall from joint recess to the Chief Clerk of the Assembly and the Secretary of the Senate. The request shall immediately be printed in the journal. Within 10 days thereafter, the Speaker of the Assembly or, if the Speaker is absent from the state, the Assembly Committee on Rules, and the Senate Committee on Rules shall act upon the request. If they concur in desiring to recall the Legislature from joint recess, they shall issue their joint proclamation to that effect entered in the journal no later than 20 days after publication of the request in the journal.

(c) If either or both of the parties specified in subdivision (b) does not concur, 10 or more Members of the Legislature may request the Chief Clerk of the Assembly or the Secretary of the Senate to petition the membership of the respective house. The petition shall be entered in the journal and shall contain a specified reconvening date commencing not later than 20 days after the date of the petition. If two-thirds of the members of the house or each of the two houses concur, the Legislature shall reconvene on the date specified. The necessary concurrences must be received at least 10 days prior to the date specified for reconvening.

**Procedure on Suspending Rules by Single House**

53. Whenever these rules authorize suspension of the Joint Rules as to a particular bill by action of a single house after approval by the Committee on Rules of that house, the following procedure shall be followed:

(a) A written request to suspend the joint rule shall be filed with the Chief Clerk of the Assembly or the Secretary of the Senate, as the case may be, and shall be transmitted to the Committee on Rules of the appropriate house.

(b) The Assembly Committee on Rules or the Senate Committee on Rules, as the case may be, shall determine whether there exists an urgent need for the suspension of the joint rule with regard to the bill.

(c) If the appropriate rules committee recommends that the suspension be permitted, the member may offer a resolution, without further reference thereof to committee, granting permission to suspend the joint rule. The adoption of the resolution granting permission shall require an affirmative recorded vote of the elected members of the house in which the request is made.

**Introduction of Bills**

54. (a) No bill may be introduced in the first year of the regular session after February 18 and no bill may be introduced in the second year of the regular session after February 24. These deadlines do not apply to constitutional amendments, committee bills introduced pursuant to Assembly Rule 47 or Senate Rule 23, bills introduced in the Assembly with the permission of the Speaker of the Assembly, or bills introduced in the Senate with the permission of the Senate Committee on Rules. Subject to these deadlines, a bill may be introduced at any

time except when the houses are in joint summer, interim, or final recess. Each house may provide for introduction of bills during a recess other than a joint recess. Bills shall be numbered consecutively during the regular session.

(b) The Desks of the Senate and Assembly shall remain open during a joint recess, other than a joint spring, summer, interim, or final recess, for the introduction of bills during business hours on Monday through Friday, inclusive, except holidays. Bills received at the Senate Desk during these periods shall be numbered and printed. After printing, the bills shall be delivered to the Secretary of the Senate and referred by the Senate Committee on Rules to a standing committee. Bills received at the Assembly Desk during these periods shall be numbered, printed, and referred to a committee by the Assembly Committee on Rules. After printing, the bills shall be delivered to the Chief Clerk of the Assembly. On the reconvening of each house, the bills shall be read the first time, and shall be delivered to the committee to which they were referred.

(c) A member may not author a bill during a session that would have substantially the same effect as a bill he or she previously introduced during that session. This restriction does not apply in cases where the previously introduced bill was vetoed by the Governor or its provisions were “chaptered out” by a later chaptered bill pursuant to Section 9605 of the Government Code. An objection based on this restriction may be raised only while the bill is being considered by the house in which it is introduced. The objection shall be referred to the Committee on Rules of the house for a determination. The bill shall remain on file or with a committee, as the case may be, until a determination is made. If, upon consideration of the objection, the Committee on Rules determines that the bill objected to would have substantially the same effect as another bill previously introduced during the session by the author, the bill objected to shall be stricken from the file or returned to the desk by the committee, as the case may be, and may not be acted upon during the remainder of the session. If the Committee on Rules determines that the bill objected to would not have substantially the same effect as a bill previously introduced during the session by the author, the bill may thereafter be acted upon by the committee or the house, as the case may be. The Committee on Rules may obtain assistance as it may desire from the Legislative Counsel as to the similarity of a bill or amendments to a prior bill.

This joint rule may be suspended by approval of the Committee on Rules and three-fourths vote of the membership of the house.

(d) During a joint recess, the Chief Clerk of the Assembly or Secretary of the Senate shall order the preparation of preprint bills when so ordered by any of the following:

- (1) The Speaker of the Assembly.
- (2) The Committee on Rules of the respective house.
- (3) A committee, with respect to bills within the subject matter jurisdiction of the committee.

Preprint bills shall be designated and shall be printed in the order received and numbered in the order printed. To facilitate subsequent amendment, a preprint bill shall be so prepared that, when introduced as a bill, the page and the line numbers will not change. The Chief Clerk of the Assembly and Secretary of the Senate shall publish a list periodically of preprint bills showing the preprint bill number, the title,

and the Legislative Counsel's Digest. The Speaker of the Assembly and Senate Committee on Rules may refer any preprint bill to committee for study.

#### **30-Day Waiting Period**

55. No bill other than the Budget Bill may be heard or acted upon by committee or either house until the bill has been in print for 30 days. The date a bill is returned from the printer shall be entered in the history. This rule may be suspended concurrently with the suspension of the requirement of Section 8 of Article IV of the Constitution or, if that period has expired, this rule may be suspended by approval of the Committee on Rules and two-thirds vote of the house in which the bill is being considered.

#### **Return of Bills**

56. Bills introduced in the first year of the regular session and passed by the house of origin on or before the January 31st constitutional deadline are "carryover bills." Immediately after January 31, bills introduced in the first year of the regular session that do not become "carryover bills" shall be returned to the Chief Clerk of the Assembly or Secretary of the Senate, respectively. Notwithstanding Rule 4, as used in this rule, "bills" does not include constitutional amendments.

#### **Appropriation Bills**

57. Appropriation bills that may not be sent to the Governor shall be held, after enrollment, by the Chief Clerk of the Assembly or Secretary of the Senate, respectively. The bills shall be sent to the Governor immediately after the Budget Bill has been enacted.

#### **Urgency Clauses**

58. An amendment to add a section to a bill to provide that the act shall take effect immediately as an urgency statute may not be adopted unless the author of the amendment has first secured the approval of the Committee on Rules of the house in which the amendments are offered.

#### **Veto**

58.5. The Legislature may consider a Governor's veto for only 60 days, not counting days when the Legislature is in joint recess.

#### **Publications**

59. During periods of joint recess, weekly, if necessary, the following documents shall be published: files, histories, and journals.

#### **Committee Hearings**

60. (a) No standing committee or subcommittee thereof may take action on a bill at any hearing held outside of Sacramento.

(b) A committee may hear the subject matter of a bill or convene for an informational hearing during a period of recess. Four days' notice in the daily file is required prior to the hearing.

(c) No bill may be acted upon by a committee during a joint recess.

**\* Deadlines**

61. The deadlines set forth in this rule shall be observed by the Senate and Assembly. After each deadline, the Secretary of the Senate and the Chief Clerk of the Assembly may not accept committee reports from their respective committees except as otherwise provided in this rule:

(a) Odd-numbered year:

(1) Feb. †18—Last day for bills to be introduced.

(2) April 29—Last day for policy committees to hear and report to fiscal committees fiscal bills introduced in their house.

(3) May 6—Last day for policy committees to hear and report to the floor nonfiscal bills introduced in their house.

(4) May 20—Last day for policy committees to meet prior to June 6.

(5) May 27—Last day for fiscal committees to hear and report to the floor bills introduced in their house.

(6) May 27—Last day for fiscal committees to meet prior to June 6.

(7) May 31–June 3—Floor session only. No committee may meet for any purpose.

(8) June 3—Last day for each house to pass bills introduced in that house.

(9) June 6—Committee meetings may resume.

(10) July 8—Last day for policy committees to meet and report bills.

(11) The Legislature shall be in summer recess from July 15 until August 15. This recess shall not commence until the Budget Bill is passed.

(12) Aug. 26—Last day for fiscal committees to meet and report bills.

(13) Aug. 29 through Sept. 9—Floor session only. No committee may meet for any purpose.

(14) Sept. 2—Last day to amend on the floor.

(15) Sept. 9—Last day for each house to pass bills.

(b) Even-numbered year:

(1) Jan. 13—Last day for policy committees to hear and report to fiscal committees fiscal bills introduced in their house in the odd-numbered year.

(2) Jan. 20—Last day for any committee to hear and report to the floor bills introduced in that house in the odd-numbered year.

(3) Jan. 31—Last day for each house to pass bills introduced in that house in the odd-numbered year.

(4) Feb. 24—Last day for bills to be introduced.

(5) April 28—Last day for policy committees to hear and report to fiscal committees fiscal bills introduced in their house.

(6) May 12—Last day for policy committees to hear and report to the floor nonfiscal bills introduced in their house.

(7) May 19—Last day for policy committees to meet prior to June 5.

(8) May 26—Last day for fiscal committees to hear and report to the floor bills introduced in their house.

(9) May 26—Last day for fiscal committees to meet prior to June 5.

(10) May 30–June 2—Floor session only. No committee may meet for any purpose.

(11) June 2—Last day for each house to pass bills introduced in that house.

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\* Note: Dates are based on 2005–06 Legislative calendar, usage and custom.

† Bill introduction deadline changed from Feb. 18 to Feb. 22. See *Assembly Journal*, Feb. 16, 2005, p. 348.

- (12) June 5—Committee meetings may resume.
- (13) July 7—Last day for policy committees to meet and report bills.
- (14) Aug. 18—Last day for fiscal committees to meet and report bills.
- (15) Aug. 21 through Aug. 31—Floor session only. No committee may meet for any purpose.
- (16) Aug. 25—Last day to amend on floor.
- (17) Aug. 31—Last day for each house to pass bills.
- (c) If a bill is acted upon in committee before the relevant deadline, and the committee votes to report the bill out with amendments that have not at the time of the vote been prepared by the Legislative Counsel, the Secretary of the Senate and the Chief Clerk of the Assembly may subsequently receive a report recommending the bill for passage or for rereferral together with the amendments at any time within two legislative days after the deadline or, if the Legislature has recessed for the Summer Recess, within seven calendar days after the deadline.
- (d) Notwithstanding subdivisions (a) and (b), a policy committee may report a bill to a fiscal committee on or before the relevant deadline for reporting nonfiscal bills to the floor if, after the policy committee deadline for reporting the bill to fiscal committee, the Legislative Counsel's Digest is changed to indicate reference to fiscal committee.
- (e) Any bill in the house of origin that is not acted upon during the odd-numbered year as a result of the deadlines imposed in subdivision (a) may be acted upon when the Legislature reconvenes after the interim study joint recess, or at any time the Legislature is recalled from the interim study joint recess.
- (f) The deadlines imposed by this rule do not apply to the rules committees of the respective houses.
- (g) The deadlines imposed by this rule do not apply in instances where a bill is referred to committee under Rule 26.5.
- (h) The deadlines imposed by this rule do not apply in instances where a bill is referred to a committee under Assembly Rule 77.2.
- (i) (1) Notwithstanding subdivisions (a) and (b), a policy committee or fiscal committee may meet for the purpose of hearing and reporting a constitutional amendment, or a bill that would go into immediate effect pursuant to subdivision (c) of Section 8 of Article IV of the California Constitution, at any time other than those periods when no committee may meet for any purpose.
- (2) Notwithstanding subdivisions (a) and (b), either house may meet for the purpose of considering and passing a constitutional amendment, or a bill that would go into immediate effect pursuant to subdivision (c) of Section 8 of Article IV of the California Constitution, at any time during the session.
- (j) This rule may be suspended as to any particular bill by approval of the Committee on Rules and two-thirds vote of the membership of the house.

#### **Committee Procedure**

62. (a) Notice of a hearing on a bill by the committee of first reference in each house, or notice of an informational hearing, shall be published in the file at least four days prior to the hearing. Otherwise, notice shall be published in the file two days prior to the hearing. That notice requirement may be waived by a majority vote of the house in which the bill is being considered. A bill may be set for hearing in a

committee only three times. A bill is “set,” for purposes of this subdivision, whenever notice of the hearing has been published in the file for one or more days. If a bill is set for hearing, and the committee, on its own initiation and not the author’s, postpones the hearing on the bill or adjourns the hearing while testimony is being taken, that hearing shall not be counted as one of the three times a bill may be set. After hearing the bill, the committee may vote on the bill. If the hearing notice in the file specifically indicates that “testimony only” will be taken, that hearing shall not be counted as one of the three times a bill may be set. A committee may not vote on a bill so noticed until it has been heard in accordance with this rule. After a committee has voted on a bill, reconsideration may be granted only one time. Reconsideration may be granted within 15 legislative days or prior to the interim study joint recess, whichever first occurs. A vote on reconsideration may not be taken without the same notice required to set a bill unless that vote is taken at the same meeting at which the vote to be reconsidered was taken, and the author is present. When a bill fails to get the necessary votes to pass it out of committee, or upon failure to receive reconsideration, it shall be returned to the Chief Clerk of the Assembly or Secretary of the Senate of the house of the committee and may not be considered further during the session.

This subdivision may be suspended with respect to a particular bill by approval of the Committee on Rules and two-thirds vote of the members of the house.

(b) If the committee adopts amendments other than those offered by the author and orders the bill reprinted prior to its further consideration, the hearing shall not be the final time a bill may be set under subdivision (a) of this rule.

(c) When a standing committee takes action on a bill, the vote shall be by roll call vote only. All roll call votes taken by a standing committee shall be recorded by the committee secretary on forms provided by the Chief Clerk of the Assembly and the Secretary of the Senate. The chairman or chairwoman of each standing committee shall promptly transmit a copy of the record of the roll call votes to the Chief Clerk of the Assembly or the Secretary of the Senate, respectively, who shall cause the votes to be published as prescribed by each house.

This subdivision also applies to action of a committee on a subcommittee report. The rules of each house shall prescribe the procedure as to roll call votes on amendments.

Any committee may, with the unanimous consent of the members present, substitute a roll call from a prior bill, provided that the members whose votes are substituted are present at the time of the substitution.

At no time shall a bill be passed out by a committee without a quorum being present.

This subdivision does not apply to:

(1) Procedural motions that do not have the effect of disposing of a bill.

(2) Withdrawal of a bill from a committee calendar at the request of an author.

(3) Return of a bill to the house where the bill has not been voted on by the committee.

(4) The assignment of a bill to committee.

(d) The chairman or chairwoman of the committee hearing a bill may, at any time, order a call of the committee. Upon a request by any

member of a committee or the author in person, the chairman or chairwoman shall order the call.

In the absence of a quorum, a majority of the members present may order a quorum call of the committee and compel the attendance of absentees. The chairman or chairwoman shall send the Sergeant at Arms for those members who are absent and not excused by their respective house.

When a call of a committee is ordered by the chairman or chairwoman with respect to a particular bill, he or she shall send the Sergeant at Arms, or any other person to be appointed for that purpose, for those members who have not voted on that particular bill and are not excused.

A quorum call or a call of the committee with respect to a particular bill may be dispensed with by the chairman or chairwoman without objection by any member of the committee, or by a majority of the members present.

If a motion is adopted to adjourn the committee while the committee is operating under a call, the call shall be dispensed with and any pending vote announced.

The committee secretary shall record the votes of members answering a call. The rules of each house may prescribe additional procedures for a call of a committee.

#### **Redistricting Bills**

62.5. This rule applies only to bills affecting the boundaries of legislative, congressional, or State Board of Equalization districts.

(a) Except as specifically provided in this rule, Rules 28, 28.1, 29, 29.5, 30, 30.5, 30.7, 61 (except for paragraph (12) of subdivision (a) and paragraph (15) of subdivision (b) of Rule 61), and 62 shall not apply to bills affecting the boundaries of legislative, congressional, or State Board of Equalization districts.

(b) If the Senate (in the case of a Senate bill) or the Assembly (in the case of an Assembly bill) refuses to concur in amendments to a bill made by the other house, a committee on conference shall be appointed. The Speaker of the Assembly and the Senate Committee on Rules shall each appoint a committee on conference of three members, consisting of two members of the majority party and one member not of the majority party. The Secretary of the Senate and the Chief Clerk of the Assembly shall immediately notify the other house of the action taken.

(c) When a bill affecting the boundaries of legislative, congressional, or State Board of Equalization districts has been referred to a committee on conference, the chairman or chairwoman of the committee on conference shall immediately request the Senate Committee on Elections and Reapportionment and the Assembly Committee on Elections, Reapportionment, and Constitutional Amendments to hold a public hearing on the bill. The committee on conference shall also hold a public hearing on the bill. The hearings of the policy committees and the committee on conference may be noticed and held concurrently.

(d) If either or both of the policy committees hold a public hearing on a bill pursuant to the request of the chairman or chairwoman of the committee on conference, the policy committees may consider amendments to the bill, and may make recommendations on amendments to the committee on conference. A policy committee



recommendation for an amendment may be adopted only by a roll call vote of the members of the policy committee.

(e) All proposed reports of a committee on conference, all proposed amendments to a proposed report of a committee on conference, and all proposed amendments presented to a policy committee shall be accompanied by appropriate maps. No committee vote may be taken on any proposed report of a committee on conference, any proposed amendment to a proposed report of a committee on conference, or any proposed amendment presented to a policy committee unless the proposed report or proposed amendment, with accompanying maps, has been available to the public for at least 24 hours. District boundaries contained in any proposed report or any proposed amendment may not be required to be prepared or approved as to form by Legislative Counsel if the accompanying maps adequately reflect the district boundaries.

(f) All hearings of the policy committees and the committee on conference shall be open and readily accessible to the public, and shall be noticed in the Daily File for not less than two calendar days.

(g) The provisions of subdivision (e) prohibiting a committee vote on any proposed report of a committee on conference, any proposed amendment to a proposed report of a committee on conference, or any proposed amendment presented to a policy committee unless the amendment, accompanied by appropriate maps, has been available to the public for at least 24 hours shall not apply in any of the following situations:

(1) The amendment proposed to a policy committee or the committee on conference does not change any district boundaries.

(2) The amendment proposed to a policy committee or the committee on conference is required to correct a technical error in the bill, and the proposed amendment would shift no more than one percent of the population of any district to any other district or districts.

(3) The amendment is a policy committee or committee on conference amendment that is proposed in response to amendments that have been proposed to the committee.

(h) Except as provided in subdivision (i), no vote may be taken in either house on any bill or any report of the committee on conference on that bill unless the bill or the report has been in print in Legislative Counsel form and available to the public, accompanied by appropriate maps, for at least 24 hours.

(i) If either house refuses to adopt the report of the committee on conference, the bill may be returned to the committee on conference for further consideration. If the bill is returned to the committee on conference for an amendment described in paragraph (1) or (2) of subdivision (g), the notice requirements of subdivisions (e) and (h) shall not apply.

(j) Notwithstanding any other rule, this rule may be suspended upon a majority vote of the membership of each house.

#### **Uniform Rules**

63. No standing committee of either house may adopt or apply any rule or procedure governing the voting upon bills which is not equally applicable to the bills of both houses.

**Votes on Bills**

64. Every meeting of each house and standing committee or subcommittee thereof where a vote is to be taken on a bill, or amendments to a bill, shall be public.

**Conflicting Rules**

65. The provisions of Rule 50 and following of these rules prevail over any conflicting joint rule with a lesser number.

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CONSTITUTION OF THE STATE OF CALIFORNIA  
ARTICLE IV  
LEGISLATURE

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**CONSTITUTION  
OF THE  
STATE OF CALIFORNIA  
ARTICLE IV  
LEGISLATIVE**

[ *Heading as amended November 8, 1966.* ]

[ *Legislative Power* ]

SEC. 1. The legislative power of this State is vested in the California Legislature which consists of the Senate and Assembly, but the people reserve to themselves the powers of initiative and referendum.

[ *New section adopted November 8, 1966.* ]

[ *Legislators—Limitation on Incumbency—  
Restriction of Retirement Benefits—  
Limitation of Staff and Support Services—  
Number of Terms* ]

SEC. 1.5. The people find and declare that the Founding Fathers established a system of representative government based upon free, fair, and competitive elections. The increased concentration of political power in the hands of incumbent representatives has made our electoral system less free, less competitive, and less representative.

The ability of legislators to serve unlimited number of terms, to establish their own retirement system, and to pay for staff and support services at state expense contribute heavily to the extremely high number of incumbents who are reelected. These unfair incumbent advantages discourage qualified candidates from seeking public office and create a class of career politicians, instead of the citizen representatives envisioned by the Founding Fathers. These career politicians become representatives of the bureaucracy, rather than of the people whom they are elected to represent.

To restore a free and democratic system of fair elections, and to encourage qualified candidates to seek public office, the people find and declare that the powers of incumbency must be limited. Retirement benefits must be restricted, state-financed incumbent staff and support services limited, and limitations placed upon the number of terms which may be served.

[ *New section adopted November 6, 1990. Initiative measure.* ]

[ *Senate and Assembly—Membership—  
Elections—Number of Terms—  
Qualifications—Vacancies* ]

SEC. 2. (a) The Senate has a membership of 40 Senators elected for 4-year terms, 20 to begin every 2 years. No Senator may serve more than 2 terms.

The Assembly has a membership of 80 members elected for 2-year terms. No member of the Assembly may serve more than 3 terms.

Their terms shall commence on the first Monday in December next following their election.

(b) Election of members of the Assembly shall be on the first Tuesday after the first Monday in November of even-numbered years unless otherwise prescribed by the Legislature. Senators shall be elected at the same time and places as members of the Assembly.

(c) A person is ineligible to be a member of the Legislature unless the person is an elector and has been a resident of the legislative district for one year, and a citizen of the United States and a resident of California for 3 years, immediately preceding the election.

(d) When a vacancy occurs in the Legislature the Governor immediately shall call an election to fill the vacancy.

[ *As amended November 6, 1990. Initiative measure.* ]

[ *Legislative Sessions—Regular and Special Sessions* ]

SEC. 3. (a) The Legislature shall convene in regular session at noon on the first Monday in December of each even-numbered year and each house shall immediately organize. Each session of the Legislature shall adjourn sine die by operation of the Constitution at midnight on November 30 of the following even-numbered year.

(b) On extraordinary occasions the Governor by proclamation may cause the Legislature to assemble in special session. When so assembled it has power to legislate only on subjects specified in the proclamation but may provide for expenses and other matters incidental to the session.

[ *As amended June 8, 1976.* ]

[ *Legislators—Conflict of Interest—Prohibited Compensation—Earned Income* ]

SEC. 4. (a) To eliminate any appearance of a conflict with the proper discharge of his or her duties and responsibilities, no Member of the Legislature may knowingly receive any salary, wages, commissions, or other similar earned income from a lobbyist or lobbying firm, as defined by the Political Reform Act of 1974, or from a person who, during the previous 12 months, has been under a contract with the Legislature. The Legislature shall enact laws that define earned income. However, earned income does not include any community property interest in the income of a spouse. Any Member who knowingly receives any salary, wages, commissions, or other similar earned income from a lobbyist employer, as defined by the Political Reform Act of 1974, may not, for a period of one year following its receipt, vote upon or make, participate in making, or in any way attempt to use his or her official position to influence an action or decision before the Legislature, other than an action or decision involving a bill described in subdivision (c) of Section 12 of this article, which he or she knows, or has reason to know, would have a direct and significant financial impact on the lobbyist employer and would not impact the public generally or

a significant segment of the public in a similar manner. As used in this subdivision, "public generally" includes an industry, trade, or profession.

[ *Legislators—Travel and Living Expenses* ]

(b) Travel and living expenses for Members of the Legislature in connection with their official duties shall be prescribed by statute passed by rollcall vote entered in the journal, two-thirds of the membership of each house concurring. A Member may not receive travel and living expenses during the times that the Legislature is in recess for more than three calendar days, unless the Member is traveling to or from, or is in attendance at, any meeting of a committee of which he or she is a member, or a meeting, conference, or other legislative function or responsibility as authorized by the rules of the house of which he or she is a member, which is held at a location at least 20 miles from his or her place of residence.

[ *Legislators—Retirement* ]

(c) The Legislature may not provide retirement benefits based on any portion of a monthly salary in excess of five hundred dollars (\$500) paid to any Member of the Legislature unless the Member receives the greater amount while serving as a Member in the Legislature. The Legislature may, prior to their retirement, limit the retirement benefits payable to Members of the Legislature who serve during or after the term commencing in 1967.

When computing the retirement allowance of a Member who serves in the Legislature during the term commencing in 1967 or later, allowance may be made for increases in cost of living if so provided by statute, but only with respect to increases in the cost of living occurring after retirement of the Member. However, the Legislature may provide that no Member shall be deprived of a cost of living adjustment based on a monthly salary of five hundred dollars (\$500) which has accrued prior to the commencement of the 1967 Regular Session of the Legislature.

[ *As amended June 5, 1990.* ]

[ *Legislators—Retirement* ]

SEC. 4.5. Notwithstanding any other provision of this Constitution or existing law, a person elected to or serving in the Legislature on or after November 1, 1990, shall participate in the Federal Social Security (Retirement, Disability, Health Insurance) Program and the State shall pay only the employer's share of the contribution necessary to such participation. No other pension or retirement benefit shall accrue as a result of service in the Legislature, such service not being intended as a career occupation. This Section shall not be construed to abrogate or diminish any vested pension or retirement benefit which may have accrued under an existing law to a person holding or having held office in the Legislature, but upon adoption of this Act no further entitlement to nor vesting in any existing program shall accrue to any such person, other than Social Security to the extent herein provided.

[ *New section adopted November 6, 1990. Initiative measure.* ]

[ *Legislators—Qualifications—Expulsion* ]

SEC. 5. (a) Each house shall judge the qualifications and elections of its Members and, by rollcall vote entered in the journal, two thirds of the membership concurring, may expel a Member.

[ *Legislators—Honoraria* ]

(b) No Member of the Legislature may accept any honorarium. The Legislature shall enact laws that implement this subdivision.

[ *Legislators—Gifts—Conflict of Interest* ]

(c) The Legislature shall enact laws that ban or strictly limit the acceptance of a gift by a Member of the Legislature from any source if the acceptance of the gift might create a conflict of interest.

[ *Legislators—Prohibited Compensation or Activity* ]

(d) No Member of the Legislature may knowingly accept any compensation for appearing, agreeing to appear, or taking any other action on behalf of another person before any state government board or agency. If a Member knowingly accepts any compensation for appearing, agreeing to appear, or taking any other action on behalf of another person before any local government board or agency, the Member may not, for a period of one year following the acceptance of the compensation, vote upon or make, participate in making, or in any way attempt to use his or her official position to influence an action or decision before the Legislature, other than an action or decision involving a bill described in subdivision (c) of Section 12 of this article, which he or she knows, or has reason to know, would have a direct and significant financial impact on that person and would not impact the public generally or a significant segment of the public in a similar manner. As used in this subdivision, “public generally” includes an industry, trade, or profession. However, a Member may engage in activities involving a board or agency which are strictly on his or her own behalf, appear in the capacity of an attorney before any court or the Workers’ Compensation Appeals Board, or act as an advocate without compensation or make an inquiry for information on behalf of a person before a board or agency. This subdivision does not prohibit any action of a partnership or firm of which the Member is a member if the Member does not share directly or indirectly in the fee, less any expenses attributable to that fee, resulting from that action.

[ *Legislators—Lobbying* ]

(e) The Legislature shall enact laws that prohibit a Member of the Legislature whose term of office commences on or after December 3, 1990, from lobbying, for compensation, as governed by the Political Reform Act of 1974, before the Legislature for 12 months after leaving office.

[ *Legislators—Conflict of Interest* ]

(f) The Legislature shall enact new laws, and strengthen the enforcement of existing laws, prohibiting Members of the Legislature



from engaging in activities or having interests which conflict with the proper discharge of their duties and responsibilities. However, the people reserve to themselves the power to implement this requirement pursuant to Article II.

[ *As amended June 5, 1990. Subdivision (b) operative December 3, 1990.* ]

[ *Senatorial and Assembly Districts* ]

SEC. 6. For the purpose of choosing members of the Legislature, the State shall be divided into 40 Senatorial and 80 Assembly districts to be called Senatorial and Assembly Districts. Each Senatorial district shall choose one Senator and each Assembly district shall choose one member of the Assembly.

[ *New section adopted June 3, 1980.* ]

[ *House Rules—Officers—Quorum* ]

SEC. 7. (a) Each house shall choose its officers and adopt rules for its proceedings. A majority of the membership constitutes a quorum, but a smaller number may recess from day to day and compel the attendance of absent members.

[ *Journals* ]

(b) Each house shall keep and publish a journal of its proceedings. The rollcall vote of the members on a question shall be taken and entered in the journal at the request of 3 members present.

[ *Public Proceedings—Closed Sessions* ]

(c) (1) The proceedings of each house and the committees thereof shall be open and public. However, closed sessions may be held solely for any of the following purposes:

(A) To consider the appointment, employment, evaluation of performance, or dismissal of a public officer or employee, to consider or hear complaints or charges brought against a Member of the Legislature or other public officer or employee, or to establish the classification or compensation of an employee of the Legislature.

(B) To consider matters affecting the safety and security of Members of the Legislature or its employees or the safety and security of any buildings and grounds used by the Legislature.

(C) To confer with, or receive advice from, its legal counsel regarding pending or reasonably anticipated, or whether to initiate, litigation when discussion in open session would not protect the interests of the house or committee regarding the litigation.

(2) A caucus of the Members of the Senate, the Members of the Assembly, or the Members of both houses, which is composed of the members of the same political party, may meet in closed session.

(3) The Legislature shall implement this subdivision by concurrent resolution adopted by rollcall vote entered in the journal, two-thirds of the membership of each house concurring, or by statute, and shall prescribe that, when a closed session is held pursuant to paragraph (1), reasonable notice of the closed session and the purpose of the closed

session shall be provided to the public. If there is a conflict between a concurrent resolution and statute, the last adopted or enacted shall prevail.

[ *Recess* ]

(d) Neither house without the consent of the other may recess for more than 10 days or to any other place.

[*As amended June 5, 1990. Subdivision (c) operative December 3, 1990.*]

[ *Legislature—Total Aggregate Expenditures* ]

SEC. 7.5. In the fiscal year immediately following the adoption of this Act, the total aggregate expenditures of the Legislature for the compensation of members and employees of, and the operating expenses and equipment for, the Legislature may not exceed an amount equal to nine hundred fifty thousand dollars (\$950,000) per member for that fiscal year or 80 percent of the amount of money expended for those purposes in the preceding fiscal year, whichever is less. For each fiscal year thereafter, the total aggregate expenditures may not exceed an amount equal to that expended for those purposes in the preceding fiscal year, adjusted and compounded by an amount equal to the percentage increase in the appropriations limit for the State established pursuant to Article XIII B.

[ *New section adopted November 6, 1990. Initiative measure.* ]

[ *Bills and Statutes—30-day Waiting Period* ]

SEC. 8. (a) At regular sessions no bill other than the budget bill may be heard or acted on by committee or either house until the 31st day after the bill is introduced unless the house dispenses with this requirement by rollcall vote entered in the journal, three fourths of the membership concurring.

[ *Bills and Statutes—3 Readings* ]

(b) The Legislature may make no law except by statute and may enact no statute except by bill. No bill may be passed unless it is read by title on 3 days in each house except that the house may dispense with this requirement by rollcall vote entered in the journal, two thirds of the membership concurring. No bill may be passed until the bill with amendments has been printed and distributed to the members. No bill may be passed unless, by rollcall vote entered in the journal, a majority of the membership of each house concurs.

[ *Bills and Statutes—Effective Date* ]

(c) (1) Except as provided in paragraphs (2) and (3) of this subdivision, a statute enacted at a regular session shall go into effect on January 1 next following a 90-day period from the date of enactment of the statute and a statute enacted at a special session shall go into effect on the 91st day after adjournment of the special session at which the bill was passed.

(2) A statute, other than a statute establishing or changing boundaries of any legislative, congressional, or other election district, enacted by a bill passed by the Legislature on or before the date the Legislature

adjourns for a joint recess to reconvene in the second calendar year of the biennium of the legislative session, and in the possession of the Governor after that date, shall go into effect on January 1 next following the enactment date of the statute unless, before January 1, a copy of a referendum petition affecting the statute is submitted to the Attorney General pursuant to subdivision (d) of Section 10 of Article II, in which event the statute shall go into effect on the 91st day after the enactment date unless the petition has been presented to the Secretary of State pursuant to subdivision (b) of Section 9 of Article II.

(3) Statutes calling elections, statutes providing for tax levies or appropriations for the usual current expenses of the State, and urgency statutes shall go into effect immediately upon their enactment.

[ *Bills and Statutes—Urgency Statutes* ]

(d) Urgency statutes are those necessary for immediate preservation of the public peace, health, or safety. A statement of facts constituting the necessity shall be set forth in one section of the bill. In each house the section and the bill shall be passed separately, each by rollcall vote entered in the journal, two thirds of the membership concurring. An urgency statute may not create or abolish any office or change the salary, term, or duties of any office, or grant any franchise or special privilege, or create any vested right or interest.

[*As amended June 5, 1990.*]

[ *Ballot Measures—Application* ]

SEC. 8.5. An act amending an initiative statute, an act providing for the issuance of bonds, or a constitutional amendment proposed by the Legislature and submitted to the voters for approval may not do either of the following:

(a) Include or exclude any political subdivision of the State from the application or effect of its provisions based upon approval or disapproval of the measure, or based upon the casting of a specified percentage of votes in favor of the measure, by the electors of that political subdivision.

(b) Contain alternative or cumulative provisions wherein one or more of those provisions would become law depending upon the casting of a specified percentage of votes for or against the measure.

[ *New section adopted June 2, 1998.* ]

[ *Statutes—Title—Section* ]

SEC. 9. A statute shall embrace but one subject, which shall be expressed in its title. If a statute embraces a subject not expressed in its title, only the part not expressed is void. A statute may not be amended by reference to its title. A section of a statute may not be amended unless the section is re-enacted as amended.

[*New section adopted November 8, 1966.*]

[ *Governor's Veto—Bill Introduction in Biennial Session* ]

SEC. 10. (a) Each bill passed by the Legislature shall be presented to the Governor. It becomes a statute if it is signed by the Governor. The Governor may veto it by returning it with any objections to the house of

origin, which shall enter the objections in the journal and proceed to reconsider it. If each house then passes the bill by rollcall vote entered in the journal, two thirds of the membership concurring, it becomes a statute.

(b) (1) Any bill, other than a bill which would establish or change boundaries of any legislative, congressional, or other election district, passed by the Legislature on or before the date the Legislature adjourns for a joint recess to reconvene in the second calendar year of the biennium of the legislative session, and in the possession of the Governor after that date, that is not returned within 30 days after that date becomes a statute.

(2) Any bill passed by the Legislature before September 1 of the second calendar year of the biennium of the legislative session and in the possession of the Governor on or after September 1 that is not returned on or before September 30 of that year becomes a statute.

(3) Any other bill presented to the Governor that is not returned within 12 days becomes a statute.

(4) If the Legislature by adjournment of a special session prevents the return of a bill with the veto message, the bill becomes a statute unless the Governor vetoes the bill within 12 days after it is presented by depositing it and the veto message in the office of the Secretary of State.

(5) If the 12th day of the period within which the Governor is required to perform an act pursuant to paragraph (3) or (4) of this subdivision is a Saturday, Sunday, or holiday, the period is extended to the next day that is not a Saturday, Sunday, or holiday.

(c) Any bill introduced during the first year of the biennium of the legislative session that has not been passed by the house of origin by January 31 of the second calendar year of the biennium may no longer be acted on by the house. No bill may be passed by either house on or after September 1 of an even-numbered year except statutes calling elections, statutes providing for tax levies or appropriations for the usual current expenses of the State, and urgency statutes, and bills passed after being vetoed by the Governor.

(d) The Legislature may not present any bill to the Governor after November 15 of the second calendar year of the biennium of the legislative session.

(e) The Governor may reduce or eliminate one or more items of appropriation while approving other portions of a bill. The Governor shall append to the bill a statement of the items reduced or eliminated with the reasons for the action. The Governor shall transmit to the house originating the bill a copy of the statement and reasons. Items reduced or eliminated shall be separately reconsidered and may be passed over the Governor's veto in the same manner as bills.

[ *As amended June 5, 1990.* ]

[ *Committees* ]

SEC. 11. The Legislature or either house may by resolution provide for the selection of committees necessary for the conduct of its business, including committees to ascertain facts and make recommendations to the Legislature on a subject within the scope of legislative control.

[ *As amended November 7, 1972.* ]

[ *Governor's Budget—Budget Bill—Other Appropriations* ]

SEC. 12. (a) Within the first 10 days of each calendar year, the Governor shall submit to the Legislature, with an explanatory message, a budget for the ensuing fiscal year containing itemized statements for recommended state expenditures and estimated state revenues. If recommended expenditures exceed estimated revenues, the Governor shall recommend the sources from which the additional revenues should be provided.

(b) The Governor and the Governor-elect may require a state agency, officer or employee to furnish whatever information is deemed necessary to prepare the budget.

(c) The budget shall be accompanied by a budget bill itemizing recommended expenditures. The bill shall be introduced immediately in each house by the persons chairing the committees that consider appropriations. The Legislature shall pass the budget bill by midnight on June 15 of each year. Until the budget bill has been enacted, the Legislature shall not send to the Governor for consideration any bill appropriating funds for expenditure during the fiscal year for which the budget bill is to be enacted, except emergency bills recommended by the Governor or appropriations for the salaries and expenses of the Legislature.

(d) No bill except the budget bill may contain more than one item of appropriation, and that for one certain, expressed purpose. Appropriations from the General Fund of the State, except appropriations for the public schools, are void unless passed in each house by rollcall vote entered in the journal, two thirds of the membership concurring.

(e) The Legislature may control the submission, approval, and enforcement of budgets and the filing of claims for all state agencies.

[ *As amended June 4, 1974, and November 5, 1974.* ]

[ *Legislators—Ineligible for Certain Offices* ]

SEC. 13. A member of the Legislature may not, during the term for which the member is elected, hold any office or employment under the State other than an elective office.

[ *As amended November 5, 1974.* ]

[ *Members—Not Subject to Civil Process* ]

SEC. 14. A member of the Legislature is not subject to civil process during a session of the Legislature or for 5 days before and after a session.

[ *New section adopted November 8, 1966.* ]

[ *Influencing Action or Vote of a Member—Felony* ]

SEC. 15. A person who seeks to influence the vote or action of a member of the Legislature in the member's legislative capacity by bribery, promise of reward, intimidation, or other dishonest means, or a member of the Legislature so influenced, is guilty of a felony.

[ *As amended November 5, 1974.* ]

[ *Uniform Operation of General Laws—Special Statute—Invalid* ]

SEC. 16. (a) All laws of a general nature have uniform operation.

(b) A local or special statute is invalid in any case if a general statute can be made applicable.

[ *As amended November 5, 1974.* ]

[ *Grant of Extra Compensation or Allowance Prohibited* ]

SEC. 17. The Legislature has no power to grant, or to authorize a city, county, or other public body to grant, extra compensation or extra allowance to a public officer, public employee, or contractor after service has been rendered or a contract has been entered into and performed in whole or in part, or to authorize the payment of a claim against the State or a city, county, or other public body under an agreement made without authority of law.

[ *New section adopted November 8, 1966.* ]

[ *Impeachment* ]

SEC. 18. (a) The Assembly has the sole power of impeachment. Impeachments shall be tried by the Senate. A person may not be convicted unless, by rollcall vote entered in the journal, two thirds of the membership of the Senate concurs.

(b) State officers elected on a statewide basis, members of the State Board of Equalization, and judges of state courts are subject to impeachment for misconduct in office. Judgment may extend only to removal from office and disqualification to hold any office under the State, but the person convicted or acquitted remains subject to criminal punishment according to law.

[ *New section adopted November 8, 1966.* ]

[ *Lotteries—Horse Races Regulated—  
Bingo Games and Raffles for Charitable Purposes—  
Gaming on Tribal Lands* ]

SEC. 19. (a) The Legislature has no power to authorize lotteries and shall prohibit the sale of lottery tickets in the State.

(b) The Legislature may provide for the regulation of horse races and horse race meetings and wagering on the results.

(c) Notwithstanding subdivision (a), the Legislature by statute may authorize cities and counties to provide for bingo games, but only for charitable purposes.

(d) Notwithstanding subdivision (a), there is authorized the establishment of a California State Lottery.

(e) The Legislature has no power to authorize, and shall prohibit casinos of the type currently operating in Nevada and New Jersey.

(f)<sup>1</sup> Notwithstanding subdivisions (a) and (e), and any other provision of state law, the Governor is authorized to negotiate and conclude compacts, subject to ratification by the Legislature, for the operation of slot machines and for the conduct of lottery games and banking and percentage card games by federally recognized Indian

<sup>1</sup> Ballot Proposition 1A (SCA 11) March 7, 2000.

tribes on Indian lands in California in accordance with federal law. Accordingly, slot machines, lottery games, and banking and percentage card games are hereby permitted to be conducted and operated on tribal lands subject to those compacts.

(f)<sup>2</sup> Notwithstanding subdivision (a), the Legislature may authorize private, nonprofit, eligible organizations, as defined by the Legislature, to conduct raffles as a funding mechanism to provide support for their own or another private, nonprofit, eligible organization's beneficial and charitable works, provided that (1) at least 90 percent of the gross receipts from the raffle go directly to beneficial or charitable purposes in California, and (2) any person who receives compensation in connection with the operation of a raffle is an employee of the private nonprofit organization that is conducting the raffle. The Legislature, two-thirds of the membership of each house concurring, may amend the percentage of gross receipts required by this subdivision to be dedicated to beneficial or charitable purposes by means of a statute that is signed by the Governor.

[ *As amended March 7, 2000.* ]

[ *Fish and Game—Districts and Commission* ]

SEC. 20. (a) The Legislature may provide for division of the State into fish and game districts and may protect fish and game in districts or parts of districts.

(b) There is a Fish and Game Commission of 5 members appointed by the Governor and approved by the Senate, a majority of the membership concurring, for 6-year terms and until their successors are appointed and qualified. Appointment to fill a vacancy is for the unexpired portion of the term. The Legislature may delegate to the commission such powers relating to the protection and propagation of fish and game as the Legislature sees fit. A member of the commission may be removed by concurrent resolution adopted by each house, a majority of the membership concurring.

[ *New section adopted November 8, 1966.* ]

[ *War- or Enemy-Caused Disaster* ]

SEC. 21. To meet the needs resulting from war-caused or enemy-caused disaster in California, the Legislature may provide for:

(a) Filling the offices of members of the Legislature should at least one fifth of the membership of either house be killed, missing, or disabled, until they are able to perform their duties or successors are elected.

(b) Filling the office of Governor should the Governor be killed, missing, or disabled, until the Governor or the successor designated in this Constitution is able to perform the duties of the office of Governor or a successor is elected.

(c) Convening the Legislature.

(d) Holding elections to fill offices that are elective under this Constitution and that are either vacant or occupied by persons not elected thereto.

<sup>2</sup> Ballot Proposition 17 (SCA 4) March 7, 2000.

(e) Selecting a temporary seat of state or county government.

[ *As amended November 5, 1974.* ]

[ *Accountability—Session Goals and Objectives* ]

SEC. 22. It is the right of the people to hold their legislators accountable. To assist the people in exercising this right, at the convening of each regular session of the Legislature, the President pro Tempore of the Senate, the Speaker of the Assembly, and the minority leader of each house shall report to their house the goals and objectives of that house during that session and, at the close of each regular session, the progress made toward meeting those goals and objectives.

[ *New section adopted June 5, 1990.* ]

[ *State Capitol Maintenance—Appropriations* ]

SEC. 28. (a) Notwithstanding any other provision of this Constitution, no bill shall take effect as an urgency statute if it authorizes or contains an appropriation for either (1) the alteration or modification of the color, detail, design, structure or fixtures of the historically restored areas of the first, second, and third floors and the exterior of the west wing of the State Capitol from that existing upon the completion of the project of restoration or rehabilitation of the building conducted pursuant to Section 9124 of the Government Code as such section read upon the effective date of this section, or (2) the purchase of furniture of different design to replace that restored, replicated, or designed to conform to the historic period of the historically restored areas specified above, including the legislators' chairs and desks in the Senate and Assembly Chambers.

(b) No expenditures shall be made in payment for any of the purposes described in subdivision (a) of this section unless funds are appropriated expressly for such purposes.

(c) This section shall not apply to appropriations or expenditures for ordinary repair and maintenance of the State Capitol building, fixtures and furniture.

[ *New Section adopted June 3, 1980.* ]



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# California State Assembly



Proceedings  
in  
Joint Convention

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## STATE OF THE JUDICIARY

Address by

The Honorable Ronald M. George  
Chief Justice of California

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Assembly Chamber  
March 15, 2005

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STATE OF THE JUDICIARY ADDRESS  
TO A JOINT SESSION OF THE CALIFORNIA LEGISLATURE  
CHIEF JUSTICE RONALD M. GEORGE

Sacramento, California

March 15, 2005

Good afternoon. I want to thank Senator Don Perata, President pro Tem of the Senate, and Speaker of the Assembly Fabian Núñez for inviting me to address you this afternoon. This is the 10th occasion I have had the privilege of addressing a joint session of the Legislature, and I have been increasingly gratified by the support for the judicial branch that you and the executive branch have demonstrated over the recent years. You have played a major role in ensuring that our court system remains strong and independent—and thus able to effectively fulfill its constitutional role in administering justice for the people of our state.

I am pleased that we have with us today most of my colleagues on the Supreme Court; Justice Janice Brown is out of the country and sends her regrets. Also in attendance are members of the Judicial Council, the constitutionally created body charged with setting statewide policy for the courts, chairs of several of the Council's advisory committees, our very able Administrative Director of the Courts, Bill Vickrey, members of his executive staff, and participants in the bench-bar coalition, including State Bar President John Van de Kamp and other leadership of state, local, and specialty bar associations.

The past decade has seen tremendous structural changes in our court system. The transition from county to state funding for the trial courts enacted by the Legislature in 1997 has had the promised effect of providing more stable and secure resources for the courts statewide. That was followed in 1998 by the voters' approval of a constitutional amendment that led to the unification of 220 municipal and superior courts into 58 trial courts, one in each county. This consolidation has proved to be instrumental in providing local courts with the flexibility to use all resources, judicial and administrative, in the most effective and efficient manner.

It has been a difficult year for the judicial branch—as it has been for every part of government—due to the budget crisis affecting our state. But unlike the situation in many past years, it is a pleasure to be here today not in a crisis mode, not having to describe a branch in dire fiscal straits, urgently in need of your help just to keep courts open. The tools that you have provided us, the new funding system and other operational and administrative improvements, have enabled our judicial branch to focus on statewide solutions, equal access, long-term needs and planning, and accountability and responsible administration. As a result, we shall be better able to weather the state's fiscal storms than would have been possible under the previous system. Under

consideration this year is the next generation of changes—changes I shall describe to you later in these remarks—that we believe will help us continue to provide essential services and equal access to the public.

Last summer, I concluded my term as President of the Conference of Chief Justices of the 50 states and territories. In that role, and in my continuing participation in the Conference's activities, I have heard first-hand from my peers in other states about the fiscal and political pressures on the judiciary found in many jurisdictions and the threats posed to the independence of the courts and to their ability to serve the fundamental role of objective arbiters of justice as envisioned in the constitution of every state.

Earlier this year, I was invited to deliver the Brennan Lecture at New York University's School of Law, a forum that each year provides a different perspective on the independence of the judiciary. In my address, I described the progress made in California and the key role that this body, the Legislature, has played in supporting our branch and the rule of law. Time and again, the Legislature has demonstrated a deep commitment to supporting the judicial branch's role as a cornerstone of the critical balance of power so cherished by the Founders of our nation and our state. I can say, without hesitation, that the response of many of my fellow Chief Justices, as well as others in attendance, was that Californians are most fortunate in receiving the principled and farsighted assistance that the three branches of our state government provide to the administration of justice.

Several individual legislators have been essential partners in these efforts over the years. On numerous occasions, Senator Joe Dunn, Chair of Senate Judiciary, and Senator Dick Ackerman, Senate Republican leader, have cooperated to find effective solutions for the courts' problems—problems that are, by definition, the public's problems. Senator Martha Escutia, the author of several important bills that have enhanced our ability to provide fair and accessible justice in recent years, also has been instrumental in those efforts. The united commitment of these and other individuals, including the leadership of both houses, demonstrates that ensuring a strong nonpartisan judicial branch is a goal that transcends party politics. In fact, it is and must be a core value for anyone dedicated to preserving our democratic system of government and the rule of law. The truth of this observation has been reinforced once again by recent events in other parts of the world, particularly in Eastern Europe.

Last month, at the urging of Senators Ackerman and Dunn, I convened a meeting to discuss potential changes to Article VI, the judicial article of our state Constitution. The aim of these modifications is to provide greater stability, accountability, and protection of access to justice for all Californians. Under the senators' guidance, we developed a draft that was presented for discussion purposes at this meeting attended by judicial and bar leaders, legislators—including Senators Dunn and Ackerman, as well as Assembly Member Dave Jones, Chair of the Assembly Judiciary Committee—legislative staff, and Peter Siggins, the Governor's Legal Affairs Secretary.

Article VI has been the subject of frequent study and debate during the last half century, sometimes resulting in change, sometimes not—but each time reflecting the sense that improvements to the Article

would enable our branch to better perform its responsibilities and provide additional accountability to our sister branches of government and to the public.

The changes undergone by our branch over the past decade have allowed us to manage the cyclical uncertainty of budget fluctuations with greater assurance. However, we never have lost sight of the circumstance that our branch's ability to operate remains fragile—and that we must avail ourselves of every opportunity to provide more stable protection for the public's access to its courts.

Thus, we are exploring the possibility of a constitutional amendment to preserve the beneficial changes that already have been made and to incorporate others. Working together, we hope to create a proposal that will further the mutual goal—shared by all three branches—of ensuring fair and accessible justice for future generations of Californians.

The draft amendment presented at the recent meeting included a wide range of ideas gathered from several sources—Senators Dunn and Ackerman, previous studies of the judicial Article, the Judicial Council and its committees—especially the Presiding Judges Committee—the State Bar, and various practices followed in other states. Let me describe some of the key features of this draft.

Under legislation enacted last year, the State Appropriations Limit (or SAL), employed in determining increases in the Legislature's own budget, is now used to calculate increases in the trial court base budget. By placing in the Constitution this methodology of calculating base budget increases year-to-year, the stability of the judicial branch's funding—and its accountability—would be more firmly established. Additional budget increases would have to be justified by the judicial branch before consideration and action by the Legislature and the Governor.

The need for new judgeships would be evaluated under a standardized procedure, with necessary funding for new positions added to the branch's base budget. This provision would allow for the orderly addition of judgeships as required to meet current documented needs. I shall speak later about those needs.

We also are exploring the possibility of having judicial salaries set by a Judicial Salary Commission modeled on the constitutional provision governing the neutral commission that now sets the salaries of California's constitutional officers other than judges. Seven members of the proposed new commission would be appointed by the Governor and the Legislature, and two state bar members by the Chief Justice.

The terms for trial judges would be set at 10 years, increased from the present 6-year terms, and judicial elections would be timed to provide voters with a sufficient record of service upon which to evaluate trial and appellate judges. Our aim in this regard is to keep judicial elections from becoming the focus of partisan attacks that can—and in some other states do—undermine the court system, while preserving accountability to the public.

The authority of the Judicial Council to set policy in administrative matters of statewide concern would be clarified under these proposals, and its membership would be expanded. The Council's goal of having its membership reflect the diversity of our state—a goal presently achieved through rules adopted by the Council—would be set forth in the constitutional provision. Senators Dunn and Ackerman also have suggested that the two legislative members of the Council be made

non-voting participants—balancing the constitutionally required separation of powers among the three branches with the value of legislative contributions to the work of the Judicial Council.

The current Judicial Council selection process emphasizes the importance of having Council membership include individuals from varied backgrounds who bring to the Council their experience in court administration and policy development. California's courts serve huge urban areas and tiny rural counties, and places with large minority populations. In some courts, complex business and other litigation is a daily affair. In many smaller courts, judges sit on a wide range of cases; in larger courts, judges handle calendars dedicated exclusively to family law matters, criminal law, civil trials, probate, or other specialized areas of the law.

The latest proposals would provide for nominations by trial court presiding judges for some of the positions on the Judicial Council. The balance of appointments to the Council would be made from nominations generated statewide.

When new members of the Council are appointed, it is stressed that they are to bring their diverse experience and expertise to bear on the broad problems of improving the administration of justice statewide, and that their role on that body is not to represent a particular court or region or subset of the branch, but to further the interest of the judicial branch as a whole in providing fair and accessible justice. The only constituency of Council members is the public at large, whose views are regularly solicited by the Council and its advisory committees and task forces, made up of hundreds of judges and court commissioners and staff, as well as representatives from the bar and other interested groups. The community outreach engaged in by the courts—including not only the trial courts, but the California Supreme Court and the Courts of Appeal—on both a state and local level, offers a further opportunity for public input into the courts' planning process and operations.

The meeting on Article VI held last month provided invaluable suggestions and information, and we anticipate that, working with Senators Dunn and Ackerman, the leadership of the Senate and the Assembly, and the Governor's Office, we shall continue to refine the drafts to determine which of the proposals to advance in arriving at a proposed constitutional amendment for your consideration. This is still a work in progress. I already have had the opportunity to speak personally with many of you about our efforts. Your ideas, comments, and responses will be very valuable to us as we pursue this unique opportunity to ensure a stable and accessible justice system for future generations of Californians.

In addition to the possible amendment of the judicial Article of the Constitution that I have discussed, there are four statutory measures I hope you will support.

First, the historic Trial Court Facilities Act of 2002, authored by Senator Escutia, put in place a multi-year process for transferring the ownership of California's 451 courthouse facilities from the counties to the state under judicial branch management, financed by filing fees and court-generated revenue. I attended an event in Riverside County last October marking the first transfer of a courthouse to the state under this legislation, and by July 1 of this year we hope that several dozen facilities will have been transferred. As anticipated, a bond to finance the remainder of the process will be necessary. Senator Escutia has

introduced Senate Bill 395 for this purpose. In another bill, some modification of the original legislation also will be sought, to deal with seismic safety issues.

California's courthouses are in a state of serious disrepair and, in some instances, dysfunctionality. More than 80% were constructed prior to the enactment of the 1988 seismic codes. But as recent events have made all too clear, earthquakes are not the only hazard facing the millions of Californians who each year use or work in our courthouse facilities: judges and staff, jurors, lawyers, witnesses, parties having their legal disputes resolved, persons seeking documents or information, or children occupying waiting rooms while parents tend to courthouse business.

Two-thirds of our courthouses lack adequate security. The recent incidents that we all have read about in Illinois and Georgia are far from unthinkable in California's courts. Similar violent and tragic events, involving judges, court employees, lawyers, witnesses and litigants, have occurred in all too many of our state's courthouses in recent years, including courts in San Diego, Los Angeles, San Luis Obispo, Marin, Placer, and Siskiyou Counties. As recently as yesterday, a gang member on trial before a jury for two homicides slashed his attorney with a concealed razor blade in a San Fernando courtroom.

In many of our courthouses, there is no way to separate victims, defendants, witnesses, and spectators, including gang members, who must share space in hallways. In several courthouses, there are no separate facilities for jurors, who must wait in the hall or stairwell, with parties, witnesses, and spectators close at hand.

Many courthouses, built before security was a consideration, have multiple entrances and insufficient resources to screen individuals entering them. Other facilities have no ability to separate in-custody defendants, who must be brought to court through the clerk's office, down a public hallway, or through a corridor outside the judges' chambers.

Such an environment of insecurity and intimidation is unacceptable. Courthouses must be a safe harbor to which members of the public come to resolve disputes that often are volatile. Once courthouses themselves are perceived as dangerous, the integrity and efficacy of the entire judicial process is in jeopardy.

We have been working in strong partnership with the Sheriffs' Offices, which provide court security. But more security alone cannot answer the problem of facilities ill-designed to meet today's needs. Beyond the problems I already have described, there are many others. Some facilities suffer from toxic mold, causing injury to those who work in them or rendering the structure unusable without a sizable investment of funds. Three-fourths of California's court facilities do not comply with the Americans With Disabilities Act. Several courts remain housed in trailers.

The front page news of the past few days is shocking for many reasons. Part of its impact, I suggest, is that it highlights the physical vulnerability of our courts and shatters the public's expectation that black-robed judges occupying a high bench can dispense justice unthreatened by the dangers of everyday life.

Some of you may have heard me speak of the judge I encountered during one of my continuing visits to California's courts, who had stacked up law books in front of his bench as a make-shift defense

against bullets, after his rural court facility had experienced an attempted hostage-taking. We need to make sure that courthouses are safe so that the law books can remain on the shelves where they belong—and not substitute for a bullet-proof shield.

Second, the creation of additional judicial positions is desperately needed. As you are well aware, courts do not control the number of filed cases they must decide—they are expected to handle whatever workload is delivered to them. In the last 20 years, California has experienced a 50% increase in population; yet only 41 new judgeships have been created, bringing us to a total of approximately 1600 judicial positions. In particular, Central Valley and Inland Empire areas have experienced a population growth of 150% or more in a period in which their judicial positions have increased by only 2 or 3%.

Senators Dunn and Ackerman have introduced Senate Bill 56 as a spot bill to address the existing shortage of judicial positions—and I understand they will seek a bipartisan group of co-authors to join them in this endeavor. Although studies show that the addition of more than 350 judicial positions would be justified, we are focusing on the 150 most needed positions, hoping to add 50 positions in each of three consecutive years.

Also included would be a provision to convert a limited number of our subordinate judicial officer positions to judgeships under specified conditions—an inexpensive way to invest one of our most valuable resources more wisely. A study by the National Center for State Courts showed that because of the lag in creating needed judicial positions, increasing numbers of subordinate judicial officer positions were created in California. Between 1989 and 1999, those positions increased by 60%, from 250 to 401. During that same period, judgeships increased a mere 1%, with only 19 new positions added.

Overall, almost one-fourth of superior court judicial positions are occupied by subordinate judicial officers, who are selected by the courts themselves and never stand for election. These individuals are authorized by law to perform judicial duties only upon the stipulation of the parties, but, significantly, in some counties—instead of being used to perform the truly subordinate duties envisioned for these positions—court commissioners are acting as full-service judges because of the insufficient number of regular judicial positions. The vast majority of these individuals perform at the highest levels and are truly dedicated to serving the public, but they should not become substitutes for judges, who can more flexibly be assigned to hear cases and who are subject to appropriate public accountability.

Third, the proliferation of different fees for court users has bred confusion and inequities across the state. At your urging, I appointed a broad-based Court Fees Working Group to study this issue. Upon their unanimous recommendation, we have been working closely with the counties, county law libraries, bar associations, and other groups to develop a method to implement a uniform fee structure statewide. We anticipate that the results of these efforts will be placed in a budget trailer bill.

And fourth, Senate Bill 538, co-authored by Senators Ackerman and Dunn, was introduced last month to address inequities in the Judicial Retirement System. We have been greatly concerned that changes to

the retirement system creating JRS II more than a decade ago have contributed to the loss of experienced judges from the bench by making it more difficult to attract and retain well-qualified candidates.

Having discussed these four areas where we propose statutory changes for your consideration, I would like to conclude by briefly noting some of the recent accomplishments of the judicial branch achieved with the resources you have furnished us.

The primary goal of the Judicial Council has been to improve access to the fair administration of justice for all. By access, we mean far more than simply keeping the courthouse doors physically open. We have focused on providing meaningful access for all those who must turn to the courts to settle disputes, vindicate their rights, and pursue their interests.

During the past decade, the number of individuals appearing without counsel has increased tremendously, particularly in the area of family law. These litigants often are completely unfamiliar with the intricacies of court procedures. We have instituted a wide range of projects to assist them, and the Legislature has been instrumental in ensuring the success of these efforts.

For example, a \$10 million general fund appropriation has been used to create the Equal Access Fund. Ninety percent of this amount, which is distributed through a joint program of the courts and the Foundation of the State Bar, is allocated based on a formula that takes into account county poverty rates statewide, and the remaining 10 percent is allocated based on broader criteria. This program has been supplemented by thousands of hours of pro bono work contributed by individual lawyers, bar associations, and legal services groups.

Other funding provided by the Legislature has led to the creation of child support facilitators in each county to provide assistance at the courthouse. One mechanism that has proved very valuable are the self-help centers that truly make a difference for thousands of Californians. Recently, a report on the Model Self-Help Pilot Programs—for which the Legislature provided funding—was presented to you by a statewide panel that I appointed to study the problem of providing help to self-represented litigants.

Pilot self-help projects have been created in five locations around the state: Fresno, San Francisco, Los Angeles, Contra Costa, and a cross-county model serving Butte, Glenn, and Tehama Counties. These projects demonstrate that the provision of self-help services facilitates the ability of litigants to participate effectively in the legal process, promotes public trust and confidence in the courts, and helps meet the needs of many non-English-speaking litigants, while also improving court efficiency.

In Fresno, the court established a self-help site focused specifically on the needs of Spanish-speaking litigants, and in San Francisco the program attempts to serve a multi-lingual population. The lessons learned from these projects already are being exported to counties across the state to help expand court services to the public. This program is managed by the award-winning Center for Families, Children, and the Courts, a division of the Judicial Council's staff arm, the Administrative Office of the Courts.

Our nationally recognized self-help website continues to receive more than one million hits each month. And technological innovations have made court and case-specific information increasingly available to the public on-line.

We continue to improve the collection of court-ordered fees and fines. The Judicial Council's Court-County Collaborative Working Group on Enhanced Collections has made great progress toward ensuring that every court and county has a collections program and that court orders are enforced. We shall be submitting a report to you later this year that provides comprehensive information on the status of outstanding unpaid court-owed debts and what courts and counties are doing to collect on unpaid accounts. We are making great strides in reducing the delinquency rate and expanding collection. As we attempt to ensure that those able to pay do so, the Judicial Council's Fee Waiver Task Force is considering the best way to see to it that those truly unable to pay will receive fee waivers to ensure their access to the courts.

Another group of vulnerable individuals intersecting with the court system are children in foster care. At the direction of the Judicial Council, the AOC's Center for Families, Children, and the Courts is working to support and implement the recommendations of the national Pew Commission on Children in Foster Care designed to overhaul foster care.

Finally, I want to mention that a few months ago the California Supreme Court held another of its special sessions away from its three traditional sites, as we have done in each of the last few years, this time in San Diego. Once again, the response was phenomenal. The program was broadcast on cable television, with thousands of high school students either attending in person or observing the telecast, studying briefs and other materials, and participating immediately after the broadcast in classroom discussions with the assistance of judges or lawyers serving as classroom mentor. Some students were selected to ask the court questions in the courtroom as we began our morning session. We hope to hold our next special session in Shasta County this October.

These are just a few of the many recent innovations and improvements implemented by the judicial branch. Your assistance has been instrumental in the success of most of these efforts. I invite you to take a look at our website to get a sense of the enormous range of activities actively being pursued under the auspices of the judicial branch.

Courts require the trust and confidence of those they serve in order to be effective. As one of the three fundamental components of state government, the judicial branch has demonstrated its willingness to perform its constitutional responsibilities while standing accountable for the resources you allocate to us for the purpose of enhancing the administration of justice in our state.

It is fundamental that if we are to provide justice for all, we must have courts that are able to make decisions on the matters before them independently and effectively, free from improper pressures from any quarter. Once we remove—with your help—the uncertainty that arises from the prospect (if not the reality) of inadequate and uncertain resources for the future, courts will be better able to efficiently resolve cases, enhance access to justice, and promote the rule of law.



Together, we have taken great steps toward realizing these defining goals for our judicial branch. Together, there is more to be done. With your assistance and collaboration, I look forward to continuing our work to ensure that the courts in every part of our state provide fair and accessible justice for all Californians.

Thank you once again for inviting me to address you. I hope you will join me and other leaders of the judicial branch and the bar at a reception that will begin shortly in the Capitol Rotunda.

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# California State Assembly



Proceedings  
in  
Joint Convention

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## STATE OF THE JUDICIARY

Address by

The Honorable Ronald M. George  
Chief Justice of California

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Assembly Chamber  
February 28, 2006

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## STATE OF THE JUDICIARY ADDRESS

DELIVERED TO A JOINT SESSION OF THE CALIFORNIA LEGISLATURE

BY

CHIEF JUSTICE RONALD M. GEORGE

Sacramento, California

February 28, 2006

Good afternoon. I would like to thank President pro Tem Don Perata and Speaker Fabian Núñez for inviting me to speak with you today, and to express my great appreciation to the members of both houses of the Legislature for the resolution of commendation that you just presented to me as I approach the tenth anniversary of my appointment as Chief Justice of California. With us are the Associate Justices of the California Supreme Court—with the exception of Justice Ming Chin, who is recuperating from a recent medical procedure, members of the Judicial Council of California—the constitutional body responsible for the statewide administration of justice, and Chairs of the Council’s advisory committees and task forces, and participants in the Bench Bar Coalition. Also here are William Vickrey, the Administrative Director of the Courts, Ron Overholt, his Chief Deputy, and other Judicial Branch leaders from our courts and the Administrative Office of the Courts—the staff arm of the Judicial Council. Their presence here and in meetings held throughout the day in the Capitol reflects the Judicial Branch’s commitment to coordinating with its sister branches in efforts to better serve the people of California.

Nearly 10 years ago, after 24 years’ service on the Municipal Court, the Superior Court, the Court of Appeal, and as an Associate Justice on the California Supreme Court, I took office as the 27th Chief Justice of the State of California. Just two weeks later, as one of my first official acts in that position, I delivered my first State of the Judiciary Address to the Legislature in what has since become an annual event. I have very much appreciated this opportunity over the years to share with you the Judicial Branch’s achievements and plans for the future, and to speak about what we can accomplish for the public through our continuing collaborative efforts to improve the administration of justice in California.

In that first State of the Judiciary Address, I made a commitment to visit the courts in each of our state’s 58 counties. After completing that journey, some 12,000 miles and 12 months later, it was apparent to me that three fundamental structural changes were needed if the judiciary was to be able to continue to dispense fair and accessible justice across the state, and to do so in a consistent manner, as opposed to the piecemeal system of justice that had evolved county-by-county over decades.

In partnership with scores of legislators and three Governors, we have accomplished each of those three major reforms. First, the switch from county funding to state funding of our trial courts, along with subsequent improvements in our budget process, has helped provide us with stable and predictable resources that can be more equally distributed to the courts as we struggle to overcome years of chronic underfunding by the counties. Second, the unification of 220 municipal and superior courts into 58 superior courts, one in each county, has brought about great efficiencies in our operations, while at the same time improving and expanding the services provided by the courts to their local communities. Third, passage of legislation transferring over the next several years the ownership and management responsibility for California's courthouse facilities—there presently are more than 450—is furthering our court system's ability to comprehensively deliver justice to all Californians. It is now truly functioning as a separate and coequal—and accountable—third branch of government.

Dramatic changes in the operations of California's court system have occurred during the last decade. Accompanying these fundamental structural changes—and to a large degree made possible by them—are many innovations at both the statewide and the local level that have enabled us to better perform our mission of providing fair and accessible justice to the people of California. A partial list of programs conceived and implemented by judges and court staff includes jury reform and specialized courts focused on societal problems such as drug abuse, domestic violence, mental health problems, and complex litigation. Courts have created self-help centers, and a much-used Judicial Branch Web site assists the growing segment of our population that cannot afford to hire an attorney to handle matters such as family law and landlord-tenant disputes. Programs deal with the special problems of juveniles and children caught up in the court system. To assist in these endeavors, we have expanded judicial and staff education, uniform rules and procedures, the use of technology, and enhanced interpreter services—a necessity, given the more than 100 languages being spoken in California's courts.

In light of the substantial improvements to our court system that have occurred since my initial round of court visits 10 years ago—visits that I still continue—it would be tempting for our branch to rest on its laurels and be content with this verbal victory lap around the set of accomplishments just recited.

But unfortunately, that cannot be. Some of the problems that 10 years ago were hampering the ability of judges to provide the public with access to justice still plague our judicial system and have become even worse with the passage of time. I shall devote most of my time with you this afternoon discussing what our three branches of government, working together, can do to remove two of the remaining major obstacles to the ability of our courts to provide fair, efficient, and accessible justice to all Californians.

As most of you recognize, our state's vast growth in population and the problems that accompany it are outstripping the ability of the courts to dispense justice. First, we cannot keep up without a long overdue increase in the number of judicial positions. Second, we cannot provide necessary service to the public if our state's courthouse facilities are not included in your plans to revitalize California's aging and unsafe infrastructure.

As we attempt to meet these two urgent needs, I want to stress that I am not asking for something designed to benefit our judges or the courts where they sit. I am requesting your help in providing the public with adequate forums for the fair and efficient resolution of their rights. Without these changes, intolerable delays and unsafe surroundings—despite our best efforts—all too frequently will make it difficult or impossible for the public to obtain justice in a meaningful way.

The breadth of the problem affects the lives of the estimated 15 million of California's 36 million residents who come into contact with the courts during the year. More than 12 million persons are parties in some 8 million case filings annually. Each year, 4½ million individuals report for jury service, and 300,000 children come before the courts as a consequence of abuse, neglect, delinquency, or child custody disputes.

The consequences of a failure by our judicial system to meet the needs of the public extend far beyond the disappointment and disillusionment of the parties who seek to come before the court. As Alexander Hamilton observed [in number 17 of the *Federalist Papers*], “the ordinary administration of criminal and civil justice . . . contributes *more than any other circumstance*, to impressing upon the minds of the people, affection, esteem, and reverence toward[] the government.” What Hamilton recognized in 1787—that the ordinary administration of criminal and civil justice is vitally important to how people regard their government—is even more apparent today.

Since 1988, our state's population has increased by 30%. During that period, however, only 41 new judgeships have been added in the trial courts, an increase of less than 3%. In the fastest growing areas of our state, the Central Valley and the Inland Empire, the need for additional judicial positions is critical. In Riverside County, population is up 150% since 1980. San Bernardino County has seen 100% growth in the same period. Yet these areas have one-fourth the number of judges per 100,000 population compared to adjacent coastal areas.

For the second year in a row, because of insufficient judicial resources, the courts in Riverside County recently were forced to suspend all civil trials in order to handle their growing criminal case backlog. Under the law, criminal cases would have had to be dismissed if not brought to trial within a specified time. Delays such as this adversely affect individuals, businesses, and other institutions. The Administrative Office of the Courts recently heard from a man in his 80's complaining that for the past two years, his civil lawsuit has been taken off the court's calendar. He wonders whether it will be brought to trial in his lifetime. In many parts of the state, the great progress made by the courts during the last decade in reducing the time for processing cases has been severely undercut by the lack of a sufficient number of judges to handle the cases that are filed.

Courts cannot simply hang a sign announcing: “Full. No more filings accepted.” We cannot tell prosecutors not to file criminal charges, or inform injured parties that there is no forum in which they can vindicate their rights. And society cannot function as it should if families are left in suspense about their future, businesses remain uncertain about their obligations and their rights, and the courts are not available to help people resolve their disputes in a peaceful manner.

Having enough judges to hear matters in a timely fashion is a fundamental precept of access. The right to a fair hearing is an empty promise if there is no one to preside over the courtroom.

A study recently completed by the National Center for State Courts concluded that the caseload of California's courts warrants the addition of 355 new judicial positions. We have focused on the most desperately needed 150 positions, urging that 50 new judgeships be created in each of the next three fiscal years. The Governor has endorsed this proposal, including in his proposed budget funding sufficient for the creation of the first 50 judgeships for the last month of the 2006–2007 budget cycle, effective June 1, 2007.

In addition to adding new judicial positions, this proposal would permit the conversion of 161 court commissioner positions—created for the most part in an era when the counties were attempting to fill the gap in the creation of much needed judgeships—into full fledged judicial positions when these commissioner positions become vacant. This transition probably would take 10 years to complete, but it would help deal with the anomaly that in counties with far too few judges, subordinate judicial officers handle cases that should be heard by judges, including even multimillion-dollar civil litigation and serious criminal cases such as death penalty matters.

Those court commissioners who are qualified to handle such significant proceedings should be appointed as judges, be able to preside without requiring the stipulation of the parties, and have to stand before the voters every six years like their judicial colleagues. Such a shift costs very little. Staffing and other overhead costs for commissioners and judges are basically the same, and the salary differential is minimal—court commissioners generally are compensated at the rate of 80 to 90% of the salary of a judge.

I am pleased to say that there has been bipartisan support for SB 56, a bill that would create the new judgeships and permit conversion of commissioner positions. We hope to work with you to see this measure adopted into law this session to prevent further delay and frustration for litigants and more erosion in the administration of justice.

The second of the two impediments to accessible justice, as I mentioned earlier, is literally a structural deficiency—the unsafe and insecure condition of the majority of California's courthouse facilities.

The great British Prime Minister Winston Churchill observed that “We shape our buildings, thereafter they shape us.” I would add, so it is with California's courthouses. When the Placer County Courthouse was dedicated on Independence Day in 1898, the judge presiding observed that the local courthouse embodies the ideals of our democratic society. He proclaimed in true 19th century prose: “It is our temple of justice . . . the repository of our titles, the fortress of our personal and property rights, the fountainhead of our school system, the registry of our births, marriages, and deaths, and its [occupants] stand guard by day and night over the peace and good order of our communities.”

Unfortunately, few visitors to a California courthouse in the 21st century would describe it as a temple of justice, and as fortresses most court facilities are woefully lacking in protection for their inhabitants. During my visits around the state, I have observed jury assembly rooms with leaky ceilings and insufficient furniture to seat the waiting jurors. Some courthouses have no jury assembly room at all—forcing jurors awaiting a summons to a courtroom to be seated on the



concrete steps of a stairwell, at times having to move aside while shackled prisoners are brought down the stairs. Gang member defendants, their victims, and victims' family members frequently share close quarters with each other and with waiting jurors in crowded courthouse hallways.

Security often is abysmal—outdated designs and insufficient resources render many courthouses severely deficient in screening equipment or security personnel or both. Incidents of courthouse violence are not confined to recently publicized events in other states; they have been all too common in California and sometimes are fatal. During a visit to a small rural courthouse that had been the scene of an attempted hostage-taking, I expressed my admiration for the apparent scholarship of the judge who had case books piled around the bench, only to learn that the purpose of this endeavor was to have these tomes substitute for the metal shield that the county could not afford. It was only mildly comforting to me to learn that the casebooks were federal court reports and not those of the California courts.

More troubling was my visit a few years ago to the main courthouse in downtown Los Angeles, where I observed the facility staff mopping up the blood outside the door to a family law courtroom after a physician fatally shot his wife over a marital dispute. Several years earlier, several blocks away at another courthouse, during a short recess in a criminal jury trial over which I was then presiding as a trial judge, an elderly juror in the case was shanked to death standing at a urinal in the public restroom across the hall from the courtroom. Many judges could recount similar incidents in their courthouses. The Los Angeles County Sheriff recently presented a display at a meeting of the Judicial Council showing hundreds of weapons of many varieties collected from local courthouse visitors.

It is a basic fact of life that emotions often run high in court proceedings. As a society, however, we cannot afford to see courthouses become another venue for violent encounters between victims and perpetrators, rival gang members, or enraged parties in domestic relations matters. A courthouse must be a place of safety and reason.

Providing safe and secure facilities in which judicial proceedings take place is a matter of great urgency for all of us. Courthouses serve as cornerstones of our society and are where individuals have the most direct contact with government. Your constituents are entitled to a safe haven in which to have their most important and contentious problems resolved. The existence of a secure, accessible facility in which the rule of law guides the resolution of disputes is not a luxury. Yet, even beyond the problems caused by insufficient security measures, current conditions in more than 90% of our court facilities jeopardize public and staff safety every day.

Two-thirds of present courthouse space is seismically deficient. I am informed that some facilities, like the main courthouse in San Bernardino, could pancake in a moderate earthquake. Other courthouses are believed to contain toxic mold. I realize that this is an issue for many other types of state buildings. But the problem is compounded by the circumstance that 68% of our courthouses do not meet basic fire and life-safety standards. In 75% of our facilities, we

cannot provide adequate access for persons with physical disabilities. Most courts do not offer safe children's waiting areas.

The addition of new judgeships should not compound the current problem of inadequate court facilities. As they have done to date, courts will work creatively to provide space. Frankly, this is one problem that we would love to have. The immediate solution may, where necessary, involve temporarily adding to the 23 courtrooms already housed in trailers which, I can attest from my early career as a Municipal Court Judge—from trailer court to Supreme Court—can be superior to the worst of our regular courtrooms. Or it may mean following the lead of the Los Angeles Superior Court Commissioner, now Judge, Gilbert Lopez, whom I encountered some years ago. Space for his courtroom was squeezed out of a jury assembly room and a restroom. A skilled carpenter, he built his own judge's bench, jury box, and other courtroom furniture at his own expense in his home workshop.

We cannot, however, make carpentry skills a prerequisite for appointment to the bench. The enormous creativity and devotion of members of the bench and court staff already make up for many deficiencies. Nevertheless, there is a limit to our ability to rely on those attributes. We are at a crossroads. Taking action to ensure safe and accessible courthouses for the public simply cannot and should not be further delayed. Putting off the inevitable serves only to escalate the financial costs to the state and to leave in jeopardy the 21,000 court officers and employees and the millions of court visitors who enter these unsafe structures.

Our goal is to correct the deficiencies in court facilities by 2017. We know what needs to be done. We have master plans for all 58 counties, 183 projects planned as part of our five-year capital outlay project. The first courthouse transfers from county to state ownership have been made. Currently, we are working with 30 counties on negotiations to transfer additional court facilities to the state, as provided for in the Trial Court Facilities Act you enacted in 2002. The process of transferring courthouses from county to state ownership is accelerating and is poised to expand further.

As we approach the 100th anniversary of the great San Francisco earthquake of 1906, we are reminded that democracy flourishes where the foundation for the exercise of democratic principles is strong. Strengthening the physical foundation of our judicial system is more than metaphor. Courthouses are as vital a part of California's infrastructure as bridges and highways. It is time to adequately fund this fundamental component of government infrastructure. Public safety and the interests of 36 million Californians require it. We are committed to working with the Legislature and the Governor to ensure that our courthouses, which are vital to the rights of all Californians, are incorporated into the infrastructure bond package to be presented to the voters.

I am hopeful that when the public's need for additional judicial positions and safe and secure courthouses is assessed, political and institutional differences will be put aside and the three branches of government will agree on the importance of removing these existing obstacles to adequate, accessible, and secure justice.

I have focused this afternoon on highlighting these two systemic necessities—providing for additional judicial positions and safe and secure courthouse facilities. As many of you know from discussions

with me and with other Judicial Branch leaders, there are many other parts of our legislative program aimed at ensuring access to justice. I am personally committed to working with the Legislature to obtain the resources required to enable our courts to increase funding for legal services for low-income Californians, to meet the critical need to expand self-help services for those persons unable to afford counsel, and to provide language interpreter services in various civil proceedings.

In response to widespread concern about the handling of conservatorships and foster care in our state, and in furtherance of long-standing goals of the Judicial Council, I have appointed broadly representative task forces to solicit input and develop recommendations in those areas for possible changes in statutory law, court rules and practices, funding, education, and training. We must work together to protect the most vulnerable persons in our communities.

I must mention that the creation of new judgeships will be less than fully successful in meeting the public's needs if we cannot attract the best in the legal profession to apply for judicial positions and retain these individuals for a lengthy career on the bench. Some of you have pointed out—even before I could bring up the subject in our conversations—that this is a growing problem in your districts. With this situation in mind, we are strongly urging that changes be made to the judicial retirement system and to the level of judicial compensation.

This year, the Judicial Branch also is exploring a possible revision of the judicial article of the state constitution, Article VI. We are in the process of refining this proposal, which thus far has received widespread support. This constitutional revision does not make major changes in the status quo. Its overall purpose is to protect the right of future generations of Californians to enjoy access to fair and effective courts in good times as well as bad.

My message is straightforward. Courts provide some of society's most vital services. Every day, the media features stories from countries in which justice is denied and the courts cannot or will not provide remedies or relief. We need to look no further than the evening news to see what happens when individuals feel they have nowhere to go to air their grievances or to have them fairly heard. We have seen the impact on other societies when their judicial systems are marginalized and people lose faith in the courts' ability to protect individuals and institutions.

Ours is a system evolved out of—and nurtured by—devotion to the rule of law. To maintain the strength of our state and our nation, we must ensure that we have a court system with integrity—one that is fair and objective, that hears and resolves disputes in a timely fashion, that is open and truly accessible to all, and finally that is worthy of the respect and confidence of the public we strive to serve.

I know that as legislators, you have many needs and demands to balance. I know too that the courts may not always spring to the forefront in the minds of individuals worried about taxes, education, or homeland security. We look to you as leaders in government for assistance in protecting these fundamental rights of all Californians. The people of our state indeed have been fortunate during the past decade to have strong support from our sister branches of government for our efforts to improve our judicial system. Working together, we can further strengthen the administration of justice for all Californians.

I now invite you to join me, other justices of the California Supreme Court, members and staff of the Judicial Council and the Administrative Office of the Courts, and other leaders of the Judicial Branch and the Bar at a reception to be held in the Capitol Rotunda. I hope to see you there, and to have further opportunities to speak with you in the months and years ahead. Thank you for your invitation to address you today.

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# California State Assembly



In Memoriam

The Honorable Marco Antonio Firebaugh

October 13, 1966–March 21, 2006

Assembly Chamber

April 5, 2006

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**MEMORIAL CEREMONY  
CONSIDERATION OF SPECIAL ORDER  
IN MEMORIAM  
THE HONORABLE MARCO ANTONIO FIREBAUGH**

The hour having arrived, the memorial ceremony in memory of the Honorable Marco Antonio Firebaugh commenced.

(NOTE: Special Order set for 4 p.m.)

**APPOINTMENT OF SPECIAL COMMITTEE ON ESCORT**

Speaker Núñez appointed Assembly Members Oropeza, Frommer, Negrete McLeod, Goldberg, Montañez, Pavley, Salinas, and Vargas and Senators Ortiz and Soto as a Special Committee on Escort to escort the Firebaugh family to the Floor.

**INTRODUCTION OF FAMILY OF MARCO ANTONIO FIREBAUGH**

Speaker Núñez then introduced the family of Marco Antonio Firebaugh: his mother, Carmen Ramos Garcia; his children, Tlalli and Nicholas Ornelas, and their mother, Armida Ornelas; his aunts, Elvera Garcia and Sylvia Ramos; his brothers, Carlos Diaz and Jesse Garcia; his sisters, Esmerelda Garcia and her children, Zacarias and Thaiz Gonzalez; his cousin, Marcela Saldana; and Gladys Gomez.

**INTRODUCTION OF CONSTITUTIONAL OFFICERS**

Speaker Núñez then introduced the following Constitutional Officers of the State of California: Hon. Arnold Schwarzenegger, Governor, and Hon. Bruce McPherson, Secretary of State.

**INTRODUCTION OF FORMER MEMBERS OF THE ASSEMBLY AND  
DISTINGUISHED GUESTS**

Speaker Núñez then introduced the following distinguished guests and former Members of the Assembly:

Hon. Don Perata, President pro Tempore of the Senate; Carlos Gonzalez, Executive Director of the Institute of Mexicans Abroad; Hon. Herb J. Wesson, Los Angeles City Council member and the 65th Speaker of the California State Assembly; Hon. Richard Polanco, former Senator and former Assembly Member; Hon. Martha Escutia, Senator and former Assembly Member.

**VIDEO PRESENTATION**

Speaker Núñez announced the video presentation.

**PRESENTATION OF PRESIDENT PRO TEMPORE OF THE SENATE**

Speaker Núñez then presented the Honorable Don Perata, President pro Tempore of the Senate, to the assemblage, whereupon he spoke in memory of the Honorable Marco Antonio Firebaugh.

**PRESENTATION OF GOVERNOR**

President pro Tempore Perata then presented the Honorable Arnold Schwarzenegger, Governor of the State of California, to the assemblage, whereupon he spoke in memory of the Honorable Marco Antonio Firebaugh.

**Acting Speaker Cindy Montañez, 39th District, presiding**

**PRESENTATION OF CARLOS GONZALEZ GUTIERREZ**

Acting Speaker Montañez then presented Carlos Gonzalez Gutierrez, Executive Director of the Instituto de los Mexicanos el Exterior, to the assemblage, whereupon he spoke in memory of the Honorable Marco Antonio Firebaugh and read the following statement:

Tlatelolco, Mexico City, April 5, 2006

Dear Carmen, Ariana and Nicolás,

The Mexican government, through its Ministry of Foreign Affairs, joins the Mexican-Californian community today in paying well-deserved homage to the memory of an exceptional Californian, Marco Antonio Firebaugh, whose productive work as a legislator and personal warmth assure him a place of honor in his young generation.

Marco Antonio Firebaugh will be remembered as a good man who used his talent and dedicated his indefatigable energies to promoting the welfare of the community, while emphasizing the betterment of the least fortunate. Above all, he was a visionary who, through his personal experience, saw education and access to health care as two pillars on which to build the future of a balanced society. In California's ethnic diversity, he saw enormous potential that needs more opportunities for the new generations in order to become a reality. In the dynamism of a population consisting mostly of young people, he saw a guarantee for a prosperous future based on providing those who fight to get ahead with the tools to do so.

Marco Antonio Firebaugh's life illustrates the nature of public service. His enthusiastic commitment to the best causes, while applying broad and proactive criteria, made it possible for him to promote legislature to provide broader access to college education for California students, to the benefit of that important state.

Mexicans today remember a friend, a fighter without borders, who received the Ohtli Award—the highest honor given by the Institute for Mexicans Abroad—at a very young age. I am sure that his shining example will endure as a tribute to his distinguished career.

Respectfully yours,

Luis Ernesto Derbez



**PRESENTATION OF THE HONORABLE HERB J. WESSON, JR.**

Acting Speaker Montañez then presented the Honorable Herb J. Wesson, Jr., Los Angeles City Council member and former Speaker of the Assembly, to the assemblage, whereupon he spoke in memory of the Honorable Marco Antonio Firebaugh.

**PRESENTATION OF THE HONORABLE RICHARD POLANCO**

Acting Speaker Montañez then presented the Honorable Richard Polanco, former Senator and former Assembly Member, to the assemblage, whereupon he spoke in memory of the Honorable Marco Antonio Firebaugh and gave the following statement:

Governor, Mr. Speaker, Members, relatives and friends, it is indeed most fitting that we pay tribute this evening to an extraordinary individual whom we came to know and love, Marco Antonio Firebaugh.

I want to begin my comments this evening by reading a poem written by George Bernard Shaw, because I believe it epitomizes our friend Marco Firebaugh.

“This is the true joy in life, the being used for a purpose recognized by yourself as a mighty one; the being a force of nature, instead of a feverish, selfish little clod of ailments and grievances complaining that the world will not devote itself to making you happy.

I am of the opinion that my life belongs to the whole community and as long as I live it is my privilege to do for it whatever I can.

I want to be thoroughly used up when I die, for the harder I work the more I live. I rejoice in life for its own sake.

Life is no “brief candle” to me. It is a sort of splendid torch, which I have got hold of for the moment, and I want to make it burn as brightly as possible before handing it on to future generations.”

Our friend Marco leaves us a powerful legacy. A legacy based on his core values of inclusion, of tolerance, of equal access and opportunity, and the core value of justice for all.

As you know, Marco was a very determined individual. He was extremely passionate, very caring and very giving to others.

Marco exemplified the hopes, the dreams and aspirations of millions of people who dare to dream, who dare to make a better life for themselves and their family and who dare to make that journey to this great country of ours, the United States of America. Marco had the burning desire to tear down the walls that stood between immigrants and their dreams.

At the age of one, Marco’s family moved from Tijuana Mexico, to San Diego. Marco became a naturalized citizen with the determination of getting the best education that California offered. And he did.

Marco saw a future in California where every child had a right to an education.

To Marco, children were non-negotiable.

He believed children deserved to be educated; he believed children deserved health care; and he believed children should be protected from second hand smoke while in the car.

Marco believed that through the education of its people, California could become more accepting, more tolerant and respectful of the different cultures and the contributions that made California the greatest state in the nation and the sixth largest economy in the world.

The torch has been passed on to generations to come. And despite our loss and our grief, Marco's hunger for justice lives on as evidence by the largest march in the history of Los Angeles supporting immigrant rights, their dreams and supporting justice for all.

Marco made a difference in the lives of people and because of that, his spirit, his love, his smile, his sense of loyalty and the core values he carried, will be our inspiration in keeping his legacy alive.

May God bless you.

**PRESENTATION OF THE HONORABLE MARTHA ESCUTIA**

Acting Speaker Montañez then presented the Honorable Martha Escutia, Senator and Chair of the California Latino Legislative Caucus, and former Assembly Member, to the assemblage, whereupon she spoke in memory of the Honorable Marco Antonio Firebaugh and shared the following letter written by Mr. Firebaugh to his mother:

**“A Message With Love”**

3-26-90

Dear Mom,

On this anniversary of your birth I send you this message of tenderness and respect for you, whom I truly love.

You, like no one else, knows what it is to struggle to survive. It has brought you much suffering, but that same struggle has brought you a sweet appreciation for what it means to live—truly live.

We have been poor. I accept that: it is our reality. It is not that I relish this fact nor do I find it just. It is simply that money does not motivate me—I don't live to be rich.

I do remember the house I promised you oh so many years ago and I hope you are not disappointed because you are the spring of all my hopes, “my rock of Aztlan.” In you and my siblings I find the strength to fight on, the love of life and the importance of my task ahead.

May you be truly happy on this day. You and the others remain the most important part of my life.

Your son,

MARCO

**PRESENTATION OF RICARDO LARA**

Acting Speaker Montañez then presented Ricardo Lara to the assemblage, whereupon he spoke in memory of the Honorable Marco Antonio Firebaugh, and addressed the following statement to the assemblage:

As staff, we were exposed not only to the internal operations of the Legislature, but we got a first hand glimpse of the true Marco. Not the public speaker or the hand shaker, but the intellectual, the kind-hearted man who in a heart beat would drop everything to help a friend in need.

We got to know Marco at his core. We understood what motivated him, what kept his passion so alive. He never wavered from his beliefs and values. He was a man on a mission: A mission to change the world, as he so often would tell us during staff meetings.

It is my privilege to represent the many staff that had the honor to work for Mr. Firebaugh or as we like to call ourselves: Team Firebaugh.

We spent many hours strategizing, planning events, coordinating with other offices and yes, staffing legislation. Legislation that sometimes was easy, but often times very difficult. Such as the infamous smoking bill that had more than nine lives; the immigrant student bill that took a decade to be signed into law.

We had a saying in our office—that not until midnight on the last day of session was a Firebaugh bill ever dead. Some were resurrected by him during the last days or hours of session, and others he quietly handed to other Members.

Whether it was fighting for civil rights, educational equity, farm workers, or for environmental justice, Marco's compass was guided not by political expedience but more by his unyielding passion to help our most vulnerable Californians, our children, seniors, immigrants and working families.

What can I tell you about Team Firebaugh?

We are a rambunctious group, who will forever be indebted to Marco Firebaugh and the people of the 50th Assembly District: home to hard working immigrant families. These are the people that Marco proudly represented and that we were accountable to. He would never let us forget who put us in office.

We stood 100% with Marco, because like him, many of us experienced his same plight and faced the same obstacles that he did. We understood first hand the importance of our work and the responsibility we had to those back home.

There is no question that Marco changed our lives. His ability to capture and inspire staff was natural and unique to him. He treated us as colleagues and actively sought and respected our opinions. He valued our individual talents, special skills and unique traits. He knew how to find the ounce of goodness in people and always gave them the benefit of the doubt.

Our office was often called the Chicano Resource Center of the Capitol. Other staffers and employees were drawn to Marco's energy and would often consult him on a wide array of issues, yet another testament of Marco's embrace and passion for helping others.

We will always remember his love for his work and his dedication and belief in this institution. He cherished his tenure in the Legislature and fought valiantly to return.

We will always remember his "ahuya" when we achieved the impossible or the "bad form" when we faltered, or the "coolio" or "cool modee" when things fell into place and who can forget his "I'm Hungry!" Yes, Marco had passion even for lunchtime.

\* \* \*

Senora Carmen y familia,

Gracias por compartir a Marco con nosotros. Con el sincero y mas profundo respecto le agradecemos su bondad. Marco fue mas que nuestro patron. Fue nuestro colega, nuestro amigo y nuestro apoyo.

El fue nuestro maestro y guia para muchos que comenzamos como profesionistas con el. Siempre le admiraremos y lo veremos como nuestra fundacion.

Fue un real orgullo ser parte del la trayectoria y el legado que Marco a dejado para el futuro. Nosotros nos comprometemos a continuar el trabajo de Marco.

Mil gracias.

\* \* \*

Marco has now transcended the state Capitol. He has become an even greater inspiration and leader in a new movement of self empowerment and determination.

BOSS, on behalf of the women and men who so proudly stood beside you during your tenure in the Assembly, we recommit ourselves to continue your work and to fight for those low-income families who struggle each day to make ends meet, to fight for that high school student who has lost hope in pursuing a college education because of their immigration status, we promise to fight for those children who are forced to play on the street because there is no park for them.

We stand with you now and take the tools and confidence you have instilled in us to valiantly face the struggles yet to come.

Thank you.

#### **PRESENTATION OF CARLOS DIAZ**

Acting Speaker Montañez then presented Carlos Diaz to the assemblage, whereupon he spoke in memory of his brother, the Honorable Marco Antonio Firebaugh, and addressed the following statement to the assemblage:

Good afternoon. My name is Carlos Diaz, brother of Marco Firebaugh.

On behalf of my family, I would like to thank Speaker Fabian Núñez, Senator Don Perata and the California Legislature for paying tribute to my brother, Marco Firebaugh.

Marco was in many ways the head of our family, the one who always inspired us to better ourselves and to lend a helping hand to those who were struggling to reach their goal.

Marco always encouraged us to educate ourselves in order to better our lives and the ones around us. Education was very important to my brother.

He believed that everyone should have the opportunity to reach their educational goal. He has passed along that very passion to my younger sister who is pursuing her master's degree in Social Work.

Over the past year and a half I had the opportunity to work with Marco for his consulting firm. While working at MAF I saw another side of my brother that most of our family never had the privilege to experience.

I was able to sit in board meetings with him. I would see first hand my brother at work. I was always amazed how he worked the crowd. He had this way of making people feel very comfortable.

I worked very close with him and our clients strategizing our next move. I also walked precincts with him during the special election. I could feel how strong he felt about politics and I could finally relate to his passion for positive social change.

I never realized how important my brother was until I had the opportunity to work with him. I saw the way people followed and respected him. To me he was always my older brother. He never demanded special treatment from us or acted like he was more important.

He was the Marco who loved Mariachi, enjoyed a good tequila and always asked Mom for frijoles when he would come from Sacramento.

A humble man, with a heart of gold and the intellect of a giant, my brother raised the bar for all of us. Today, I accept his challenge and commit myself to carrying on his legacy.

#### **CONDOLENCES OFFERED**

Acting Speaker Montañez then presented to the family, the following written condolences from the Honorable Alejandra Bologna, Consul General of Mexico, who was unable to attend today's ceremony.

Sacramento, California, March 23rd, 2006

*Mr. Fabian Núñez*

*Speaker of the Assembly*

*California Estate Assembly*

On behalf of the government of Mexico, the Mexican-American community in California and my own, I would like to express to you and the Honorable Estate Legislature a sincere message of solidarity and condolences for the passing of former assembly member Marco Antonio Firebaugh.

Throughout his life, Marco Antonio Firebaugh proudly performed his noble vocation to work towards the well-being of the community, particularly of its most vulnerable members. As a symbol of sympathy and appreciation, the government of Mexico granted him the "*Ohtli*"

Award of the Institute of Mexicans Living Abroad to acknowledge the greatness of his personal and professional commitment to social causes, his most important legacy.

With great sadness, I reiterate to you our heartfelt solidarity, and I kindly request your intervention to share this message to Marco Antonio Firebaugh's relatives and friends, the other members of the Estate Legislature and all the people of California.

Sincerely,

ALEJANDRA BOLOGNA  
Consul General of Mexico

**CONSIDERATION OF HOUSE RESOLUTION NO. 30  
BY UNANIMOUS CONSENT**

Assembly Member De La Torre was granted unanimous consent to take up House Resolution No. 30 without reference to file, for purpose of consideration.

**HOUSE RESOLUTION NO. 30 (Núñez)**—Relative to Marco Antonio Firebaugh.  
Resolution read.

**Members Made Coauthors of House Resolution No. 30**

Assembly Member De La Torre was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of House Resolution No. 30.

**Roll Call**

The following Assembly Members indicated a desire to become coauthors:

Arambula, Baca, Bass, Benoit, Berg, Bermúdez, Blakeslee, Bogh, Calderon, Canciamilla, Chavez, Cohn, Coto, Daucher, De La Torre, DeVore, Dymally, Emmerson, Evans, Frommer, Garcia, Goldberg, Hancock, Shirley Horton, Houston, Huff, Jones, Karnette, Keene, Koretz, La Malfa, Laird, Leno, Levine, Lieber, Lieu, Matthews, McCarthy, Montañez, Mountjoy, Mullin, Nakanishi, Nation, Nava, Negrete McLeod, 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 De La Torre was granted unanimous consent to take up House Resolution No. 30, as amended, without reference to print or file.

**Consideration of House Resolution No. 30, as Amended**

**HOUSE RESOLUTION NO. 30**—Relative to Marco Antonio Firebaugh.  
Resolution read, as amended, and adopted.

**SPECIAL PRESENTATION TO THE FAMILY**

Senator Escutia, Chair, and Assembly Member Coto, Vice Chair, of the California Latino Legislative Caucus were joined by members of the California Latino Legislative Caucus and made a special presentation of a gift to Carmen Ramos Garcia in recognition of the Honorable Marco Antonio Firebaugh's service as Chair of the Latino Legislative Caucus.

**MEMORIAL SERVICE MUSIC**

Acting Speaker Montañez introduced The Mariachi Los Gallos, which performed the Memorial Service musical selections.

**MOMENT OF SILENCE OBSERVED**

At the request of Acting Speaker Montañez, the assemblage observed a moment of silence in memory of the Honorable Marco Antonio Firebaugh.

**RECEPTION ANNOUNCEMENT**

Acting Speaker Montañez announced that following the adjournment of Session, a reception for the Firebaugh family would be held on the first floor, in the Capitol Rotunda, and invited Members of the Legislature and special guests to attend.





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# California State Assembly



Proceedings  
in  
Joint Convention

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ADDRESS

BY

HIS EXCELLENCY VICENTE FOX QUESADA  
PRESIDENT OF THE UNITED STATES OF MEXICO

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Assembly Chamber  
May 25, 2006

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## IN JOINT CONVENTION

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At 5 p.m., the Assembly and Senate met in Joint Convention.  
Hon. Leland Y. Yee, Speaker pro Tempore of the Assembly, presiding.

### **INTRODUCTION OF SECRETARY OF STATE**

Speaker pro Tempore Yee introduced Hon. Bruce McPherson, Secretary of State.

### **PRESENTATION OF THE SPEAKER**

Speaker pro Tempore Yee presented the Honorable Fabian Núñez, Speaker of the Assembly, to the assemblage.

### **APPOINTMENT OF SELECT COMMITTEE ON ESCORT**

Speaker Núñez appointed Assembly Members Saldaña, Coto, and Garcia and Senators Ackerman, Escutia, and Ducheny as a Select Committee on Escort to escort His Excellency Vicente Fox Quesada, President of the United States of Mexico to the Rostrum.

### **INTRODUCTION OF DISTINGUISHED GUESTS**

Speaker Núñez introduced Ms. Marta Sahagún de Fox, wife of His Excellency Vicente Fox Quesada; Ms. Maria Shriver, wife of Governor Arnold Schwarzenegger; Mrs. Linda Ackerman, wife of Senate Republican Leader Dick Ackerman; Ms. Maria Robles, wife of Speaker Núñez; and Mrs. Linda Plescía, wife of Assembly Republican Leader George Plescía.

Speaker Núñez also welcomed all members of His Excellency's delegation.

### **INTRODUCTION OF SENATE PRESIDENT PRO TEMPORE**

Speaker Núñez introduced the Honorable Don Perata, President pro Tempore of the Senate, whereupon he addressed the assemblage.

### **REMARKS BY THE SPEAKER**

Speaker Núñez returned to the Rostrum, whereupon he addressed the assemblage, and made the following statement.

Welcome, President and Mrs. Marta Sahagún de Fox.

This is an historic day for California, and for Mexico.

We know that you are not new to these Chambers.

The frequency of your visits, Mr. President, speaks volumes about your commitment to fostering the relationship between our state and your nation.

You know, as we do, that California and Mexico share so much more than a border and the language that many of us speak . . .

We share a common culture, a common history, and a common heritage.

Our relationship is built on mutual respect.

It is also a relationship of commerce.

Mexico has replaced Japan as California's number one export market.

That is why we have an obligation not to allow immigration to be an issue that polarizes our state, our nation, and our relationship with our most important trading partner. I remain optimistic that the Congress will pass comprehensive, compassionate immigration reform.

And I am confident Mexico, too, will do its fair share to find a common-sense, long-term solution to the immigration issues that face our two nations.

President Fox—You are a champion of human rights, governmental reform, and economic progress.

Continuing that economic progress is far more important than a wall or a fence in providing a real solution to the immigration concerns that we face.

President Fox—Liberty, equality, and justice have been the hallmarks of your tenure—values that we hold dear in the State of California. You have fortified a political system that works, but moreover, that people trust.

I am proud to present to you, His Excellency Vicente Fox Quesada, President of the United Mexican States.

**ADDRESS****DELIVERED BY****HIS EXCELLENCY VICENTE FOX QUESADA  
PRESIDENT OF THE UNITED STATES OF MEXICO****TO A JOINT SESSION OF THE CALIFORNIA LEGISLATURE****Sacramento, California****May 25, 2006**

*Senator Don Perata, President pro Tempore of the Senate  
Representative Fabian Núñez, Speaker of the Assembly  
Distinguished legislative leaders  
Members of this Honorable Legislature  
Members of the Mexican Delegation*

*Ladies and Gentlemen:*

On behalf of the people and the Government of Mexico, a nation which is a partner and a friend of the United States of America, I express my most sincere appreciation for the opportunity to address this joint session of the Legislature of California.

In addition to being neighbors, Mexico and California share longstanding and close ties of friendship, cooperation and good will.

Let this historic occasion mark my country's pledge to a stronger relationship between Mexico and California.

Let this historic occasion mark our joint commitment to making this relationship one in which we seek understanding while respecting our differences . . . and working together to achieve the prosperity and security of our peoples, as we face the global challenges of the 21st Century.

Mexico has long strived to build democracy and economic stability. The road has certainly not been an easy one, but every single step has been worth it. And today, our 100 million people live next door to you in peace and freedom.

Consider just how far we have come in six short years. Today your neighbor is a Mexico with free and fair elections; a Mexico with clear separation of power among the branches of government; a Mexico with the utmost respect for the rule of law, freedom of religion and freedom of speech; with government accountability and transparency as the rule and not the exception.

Today we live in a completely different Mexico than we did just six years ago . . . a Mexico where every citizen has a say in government . . . a Mexico where those voters require that government serves the people.

Nothing less than a fully democratic Mexico is demanded by its citizens; nothing less than a fully democratic Mexico has been the guiding principle of our administration.

Over the past five years, the promotion of human rights has been a centerpiece of government policy. This policy upholds a human rights culture in Mexico's society and aims at prosecuting all cases of human rights abuse by government authorities.

Moreover, we have opened ourselves to international scrutiny. During my administration, for the first time, Mexico called for the establishment of an office of the United Nations High Commissioner on Human Rights.

In recognition, last week Mexico was elected to preside over the new United Nations Human Rights Council . . . underscoring our commitment to human rights for all.

But no democracy can flourish fully unless it provides economic freedom; unless it frees the energy and hard work of its people . . . unless it unleashes a true entrepreneurial spirit.

Until recently, Mexico was trapped in a vicious cycle of economic crisis. But we have set out to change that . . . and today, Mexico has the soundest, safest, most stable economy of our lifetimes.

Thanks to a responsible management of public finances, we have achieved an inflation rate of 3.3%, the lowest in thirty seven years. We have single digit interest rates . . . and our economy is growing at a healthy 5.3%.

Mexicans want a government that wastes less, operates cleaner and works better. Our administration's average public deficit will be the lowest in thirty years, yet we will have spent more on improving the lives of our people than any other administration in Mexico's history.

Through "*Oportunidades*", our federal government's main social program, over five million Mexican families in poverty—some twenty five million poor people—now receive health, education and nutritional support.

Over the last six years, spending on education has increased over 70%. At the end of my administration, Mexico will be allocating at least 7.5% of its Gross Domestic Product to education.

We have also made progress regarding housing.

In less than six years, more than three million families have gained access to a decent home.

But I have learned that the best social program in the world is a good job at decent wages.

That's a big part of our mission here today . . . to promote investment, business and trade that create jobs both in Mexico and right here in California.

Free trade and investment agreements with over forty countries make Mexico one of the world's most open economies, one which trades over 435 billion dollars a year.

Mexico is the second largest trading partner of the U.S., buying more products from this country than Germany, Italy, France and the United Kingdom all combined.

Mexico is California's largest trading partner.

Dear friends:

Mexico and the United States have a strong, dynamic—and yes—complex relationship.

Over the years we have moved away from a notion of distant neighbors to one of strategic partners.

In the beginning of the 21st Century, the need for improving our regional competitiveness and the threat from terrorism and criminal organizations, call upon us to regard regional prosperity and security as two key elements in our shared agenda.

The Security and Prosperity Partnership for North America, created last year by Canada, Mexico and the United States, seeks to reduce the cost of doing business between our countries, breaking the bottlenecks at the border with more efficient and secure trade corridors . . . eliminating “the tyranny of small differences” between our regulations.

Over the past five years our government has promoted the establishment of a new system that regulates the movement of people across our border in a manner which is legal, safe, and orderly.

We have pursued this course with the firm conviction that a legal, safe, orderly migration policy will benefit the security and prosperity of both of our nations.

This belief is guided by a principle of shared responsibility, which acknowledges that both countries must do our share in the bilateral management of migration.

Today the United States Senate has taken an historic step by voting in favor of a comprehensive immigration reform.

It is a moment that millions of families have been hoping for; this is the moment that millions of people have been working for.

Today’s historic vote is a monumental step forward but we recognize that there is more debate ahead, so I want to reiterate the commitment of my government:

1. To respect the sovereign right of the United States to enforce its laws and protect its border and its citizens.
2. To continue to expand jobs, economic growth and social opportunities so migration is no longer a necessity.
3. To develop and enforce migration laws and policy with full respect for human rights and the safety of citizens on both sides of the border and to fighting all forms of human smuggling and trafficking.
4. To adjust Mexico’s migration policy to safeguard our borders under the principle of shared responsibility.

Mexico believes that it will take more than just enforcement to truly solve the challenges posed by the migration phenomenon, and that a comprehensive reform is in the interest of both nations.

Ladies and gentlemen,

As never before, our societies call upon their governments to achieve a better management of migration and our border.

Mexico wants to be part of the solution, not part of the problem.

Comprehensive reform will help both countries to concentrate our efforts and resources on addressing our shared security and prosperity concerns. We are your partners in security against terrorism. We are your allies in the war on drugs and crime. We are your partners in the drive for economic prosperity. Let us work together, as neighbors and friends.

The United States rightly prides itself as a country whose strength and character comes from its diversity. Mexico is proud of its people here, whose working spirit and moral values contribute every day to the economy and society of this great nation.

I stand here before you, above all, firmly convinced that as in other crucial moments of our history, our shared vision, commitment and courage can help us take yet another step forward to the benefit of our two great nations.

Thank you very much.

#### **ADJOURNMENT OF JOINT CONVENTION**

At 5:35 p.m., Speaker Núñez declared the Joint Convention adjourned *sine die*.



Volume 6

# Journal of the Assembly

Legislature of the State of California  
2005–06 First Extraordinary Session

January 6, 2005 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



CALIFORNIA LEGISLATURE  
2005–06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, January 6, 2005**

**FIRST SESSION DAY**

**FIRST CALENDAR DAY**

**AT SACRAMENTO, CALIFORNIA**



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**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 Minute Clerk: Phone 319-2360)

## PROCEEDINGS OF THE ASSEMBLY

### IN ASSEMBLY

Assembly Chamber, Sacramento  
Thursday, January 6, 2005

At 10:07 a.m., the Assembly met pursuant to the provisions of the Proclamation of the Honorable Arnold Schwarzenegger, Governor of the State of California, dated January 5, 2005, convening the Legislature of the State of California on this day in extraordinary session.

In conformity with Government Code Section 9150, the following officers for the 2005–06 Regular Session were present and performing their respective duties: E. Dotson Wilson, Chief Clerk, Sue Parker, Minute Clerk, and Ronald E. Pane, Chief Sergeant-at-Arms.

Leland Yee, Speaker pro Tempore of the Assembly for the 2005–06 Regular Session, presiding.

Assistant Clerk Brian Ebbert, reading.

#### ROLL CALL

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

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	Gordon	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	Vargas
Chu	Huff	Nakanishi	Villines
Cogdill	Jones	Nation	Walters
Cohn	Karnette	Nava	Wolk
Coto	Keene	Negrete McLeod	Wyland
Daucher	Klehs	Niello	Yee
De La Torre	Koretz	Oropeza	Mr. Speaker
DeVore	La Malfa	Parra	

Quorum present.

**PRAYER**

Upon invitation of Speaker pro Tempore Yee, the following prayer was offered by Assembly Alternate Chaplain Pastor Ivan L. Williams, Sr., for the 2005–06 Regular Session:

*O Gracious God,* It is with seeking hearts that we call upon Your name this morning.

We seek Your will and Your way. We seek Your wisdom and pray that You will give us discernment in a world of unprecedented choices and voices. We seek for more compassion in this world rocked by the Tsunami disaster, poverty, ethnic fighting, and war.

And yes, O God, we seek Your guidance on this day of session in these legislative halls. So please guide us as You can.

In Thy powerful, compassionate, and merciful name I pray.—AMEN.

**PLEDGE OF ALLEGIANCE TO THE FLAG**

Upon request of Speaker pro Tempore Yee, Assembly Member Vargas then led the Assembly in the pledge of allegiance to the Flag.

**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 Umberg.*

(NOTE: For explanation of absence of Assembly Member Umberg on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for this day.)

**COMMUNICATIONS**

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

December 6, 2004

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

Dear Mr. Wilson: This letter is to state for the record that I choose to waive my in session per diem for the 2005–06 legislative session.

Thank you for your assistance.

Sincerely,

DAVE JONES, Assembly Member  
Ninth District

December 2, 2004

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

Dear Mr. Wilson: This is to notify you that I do not wish to receive any per diem payments.

Thank you for your assistance in this matter.

Sincerely,

ROGER NIELLO, Assembly Member-elect  
Fifth District

December 6, 2004

*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 2005–06 legislative session.

Thank you for your attention to this matter.

Sincerely,

LOIS WOLK, Assembly Member  
Eighth District

**PROCLAMATION OF THE GOVERNOR**

Speaker pro Tempore Yee directed the Clerk to read the following Proclamation of the Governor convening the Legislature in extraordinary session:

**A PROCLAMATION  
BY THE GOVERNOR OF THE STATE OF CALIFORNIA**

WHEREAS, an extraordinary occasion has arisen and now exists requiring that the Legislature of the State of California be convened in extraordinary session; now therefore,

I, ARNOLD SCHWARZENEGGER, Governor of the State of California, by virtue of the power and authority vested in me by Section 3(b) Article IV of the Constitution of the State of California, do hereby convene the Legislature of the State of California to meet in extraordinary session at Sacramento, California on the 6th day of January, 2005, at a time to be determined, for the following purpose and to legislate upon the following subjects:

1. To consider and act upon a Constitutional amendment to be placed before the voters and related legislation to reform the State's budget process so that government will be better able to keep spending within the amount of available revenues and thereby avoid budget deficits, and to require reductions in state expenditures when they exceed State revenues; and
2. To consider and act upon a Constitutional amendment to be placed before the voters and related legislation to reform the pension systems for future government employees from one that provides retirees a defined retirement benefit, to one that requires the state to pay a defined or fixed contribution each year into employee pension accounts; and
3. To consider and act upon a Constitutional amendment to be placed before the voters and related legislation to reform

- education by basing employment decisions concerning school teachers and administrators, including their compensation, on their successful performance not their longevity of service and to require more fiscal transparency and accountability on the part of local school districts; and
4. To consider and act upon a Constitutional amendment to be placed before the voters and related legislation that will reform the process of drawing California's legislative, congressional and Board of Equalization districts in order to ensure that the process of apportioning legislative, congressional and Board of Equalization districts is fair and equitable and free of undue political or partisan influences.

IN WITNESS WHEREOF I have hereunto set my hand  
and caused the Great Seal of the State of California  
to be affixed this 5th day  
of January, 2005.

ARNOLD SCHWARZENEGGER  
Governor of California



#### **ELECTION OF SPEAKER**

Assembly Member Frommer was granted unanimous consent that the election of Speaker Fabian Núñez on December 6, 2004, to the Office of Speaker of the Assembly for the 2005–06 Regular Session, and the Oath of Office administered (Assembly Journal, page 7), be substituted in the 2005–06 First Extraordinary Session.

#### **OATH OF OFFICE OF SPEAKER OF THE ASSEMBLY**

The following oath of office was administered to Speaker-elect Fabian Núñez, on Monday, December 6, 2004 by the Honorable Teresa Sanchez-Gordon, Judge of the Superior Court, County of Los Angeles:

#### **OATH**

*for the Office of Speaker of the Assembly*

I 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.

### ADOPTION OF STANDING RULES

Assembly Member Frommer was granted unanimous consent that the permanent Standing Rules of the Assembly for the 2005–06 Regular Session be adopted as the Rules for the 2005–06 First Extraordinary Session and that the roll call vote taken December 6, 2004 be substituted:

#### AYES—45

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

\*(NOTE: Assembly Members Berg and Oropeza were granted unanimous consent to add on to the December 6, 2004 roll call. Assembly Member Berg took and subscribed to the Oath of Office on Monday, January 3, 2005. Assembly Member Oropeza took and subscribed to the Oath of Office on December 20, 2004. Assembly Member Umberg was present when the above vote was taken on December 6, 2004, but was excused on this day.)

(NOTE: For the text of Assembly Standing Rules, see Assembly Journal for December 6, 2004 for the Regular Session, page 11; for roll call vote 44–33, see page 56.)

### FROMMER MOTION RELATIVE TO ORGANIZATION OF THE ASSEMBLY

Assembly Member Frommer was granted unanimous consent that House Resolution No. 3 in the 2005–06 Regular Session, relative to payment of Members, officers, and attaches of the Assembly; and distribution of Assembly Weekly Histories be substituted in the 2005–06 First Extraordinary Session.

(NOTE: For text and roll call of House Resolution No. 3, see Assembly Journal for December 6, 2004 for the Regular Session, page 58.)



**ELECTION OF OFFICERS OF THE ASSEMBLY**

Assembly Member Frommer was granted unanimous consent that the non-member Officers in the 2005–06 Regular Session be deemed the non-member Officers in the 2005–06 First Extraordinary Session and that their Oaths of Office in the Regular Session be substituted: E. Dotson Wilson, Chief Clerk; Ronald E. Pane, Chief Sergeant at Arms; Father Constantine C. Pappademos, Chaplain; Rev. Ivan L. Williams, Sr., Alternate Chaplain.

(NOTE: For the roll call election of non-member officers for the 2005–06 Regular Session, see Journal for December 6, 2004, page 57.)

**OATH OF OFFICE**

The following oath of office was administered to Chief Clerk-elect E. Dotson Wilson, Chief Sergeant-at-Arms-elect Ronald E. Pane, Chaplain-elect Rev. Constantine C. Pappademos, and Alternate Chaplain-elect Rev. Ivan L. Williams, Sr. on Monday, December 6, 2004, by the Honorable Teresa Sanchez-Gordon, Judge of the Superior Court, County of Los Angeles.

**OATH**

I 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.

**MOTION TO ADJOURN**

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

Assembly Member Cogdill seconded the motion.

Motion carried.

**INTRODUCTION AND FIRST READING OF  
ASSEMBLY BILLS**

The following bills were introduced and read the first time:

**ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 1—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 pension or retirement benefits.

**ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 2—Daucher.** A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 8.5 of Article XVI thereof, relating to education finance.

**MESSAGES FROM THE SENATE**

Senate Chamber, January 6, 2005

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

Senate Concurrent Resolution No. 1

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

**FIRST READING OF SENATE BILLS**

The following resolution was read:

**SENATE CONCURRENT RESOLUTION NO. 1**—Relative to the Joint Rules for the 2005–06 First Extraordinary Session.

**ADJOURNMENT**

At 3 p.m., the Assembly adjourned upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The Governor's proclamation convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)

CALIFORNIA LEGISLATURE  
2005–06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, January 13, 2005**  
**SECOND SESSION DAY**  
**EIGHTH CALENDAR DAY**  
**AT SACRAMENTO, CALIFORNIA**



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**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 Minute Clerk: Phone 319-2360)

## PROCEEDINGS OF THE ASSEMBLY

### IN ASSEMBLY

Assembly Chamber, Sacramento  
Thursday, January 13, 2005

The Assembly met at 7 a.m.

Hon. Lynn Daucher, Assembly Member, 72nd 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—65:

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

Quorum present.

**At 1:05 p.m., Hon. Paul Koretz, 42nd 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, Chan, Chu, Cogdill, Frommer, Gordon, Harman, Ridley-Thomas, Torrico, Vargas, Wyland, and Yee.*

*On personal business, and waiving per diem: Assembly Members Lieber and Strickland.*

*Because of a death in his family: Assembly Member Tran.*

(NOTE: For explanations of absences of Assembly Members Calderon, Chan, Chu, Cogdill, Frommer, Gordon, Harman, Ridley-Thomas, Torrico, Wyland, and Yee on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for this day; for explanation of absence of Assembly Member Vargas on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for January 12, 2005.)

**COMMUNICATIONS**

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

January 10, 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 Democratic Leadership for the 2005–06 First Extraordinary Session, consistent with the Regular Session:

Speaker pro Tempore	Hon. Leland Yee
Assistant Speaker pro Tempore	Hon. Sally Lieber
Majority Floor Leader	Hon. Dario Frommer
Assistant Majority Floor Leader	Hon. Rebecca Cohn
Majority Whip	Hon. Karen Bass
Assistant Whip	Hon. Lori Saldaña
Democratic Caucus Chair	Hon. Mark Ridley-Thomas
Rules Committee Chair	Hon. Cindy Montañez

Sincerely,

FABIAN NUÑEZ  
Speaker of the Assembly

January 10, 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 Assembly Rules Committee for the 2005–06 First Extraordinary Session, consistent with the Regular Session:

Assemblymember Cindy Montañez, Chair  
Assemblymember Dave Cogdill, Vice Chair  
Assemblymember Joe Baca Jr.  
Assemblymember John Benoit  
Assemblymember Joe Coto  
Assemblymember Mervyn Dymally  
Assemblymember Betty Karnette  
Assemblymember Michael Villines

Sincerely,

FABIAN NUÑEZ  
Speaker of the Assembly

**INTRODUCTION AND FIRST READING OF  
ASSEMBLY BILLS**

The following resolution was introduced and read the first time:

**ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 3—McCarthy and Runner (Principal coauthors: Bogh and La Malfa) (Coauthors: Aghazarian, Benoit, Blakeslee, Cogdill, Daucher, DeVore, Harman, Haynes, Houston, Huff, Leslie, Maze, Plescia, Spitzer, Villines, and Wyland) (Coauthors: Senators Margett, Poochigian, and Runner).** A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 1 of, and adding Sections 2, 3, and 4 to, Article XXI thereof, relating to elections.

**ADJOURNMENT**

At 4 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)

CALIFORNIA LEGISLATURE  
2005–06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, January 20, 2005**

**THIRD SESSION DAY**

**FIFTEENTH CALENDAR DAY**

**AT SACRAMENTO, CALIFORNIA**



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**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 Minute Clerk: Phone 319-2360)

## PROCEEDINGS OF THE ASSEMBLY

### IN ASSEMBLY

Assembly Chamber, Sacramento  
Thursday, January 20, 2005

The Assembly met at 6 a.m.

Hon. Tom Harman, Assembly Member, 67th 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—62:

Aghazarian	De La Torre	Leslie	Ruskin
Arambula	DeVore	Levine	Saldaña
Baca	Dymally	Liu	Salinas
Bass	Emmerson	Matthews	Spitzer
Berg	Evans	Montañez	Strickland
Bermúdez	Frommer	Mountjoy	Torrico
Blakeslee	Goldberg	Mullin	Tran
Bogh	Gordon	Nakanishi	Umberg
Calderon	Hancock	Nation	Vargas
Chan	Harman	Nava	Villines
Chavez	Haynes	Negrete McLeod	Wolk
Chu	Jones	Oropeza	Wyland
Cogdill	Karnette	Parra	Yee
Cohn	Keene	Plescia	Mr. Speaker
Coto	Laird	Richman	
Daucher	Leno	Ridley-Thomas	

Quorum present.

**At 10:34 a.m., Hon. Dennis Mountjoy, 59th 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 Canciamilla, Shirley Horton, Klehs, Koretz, La Malfa, Lieber, and Pavley.*

*On personal business, and waiving per diem: Assembly Members Benoit, Garcia, Houston, Huff, La Suer, Maze, McCarthy, Niello, Runner, and Walters.*

*Because of illness: Assembly Member Jerome E. Horton.*

(NOTE: For explanations of absences of Assembly Members Canciamilla, Klehs, Koretz, La Malfa, Lieber, and Pavley on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for this day; for explanation of absence of Assembly Member Shirley Horton on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for January 19, 2005.)



**COMMUNICATIONS**

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

January 18, 2005

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

Dear Dotson: This is to advise you that I appointed Assemblymember Lloyd Levine to replace Assemblymember Joe Coto on the Assembly Rules Committee for today's hearing only.

Sincerely,

FABIAN NUÑEZ  
Speaker of the Assembly

**INTRODUCTION AND FIRST READING OF  
ASSEMBLY BILLS**

The following resolution was introduced and read the first time:

**ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 4—Keene.** A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Sections 10 and 12 of Article IV thereof, by amending Section 6 of Article XIII B thereof, by amending Section 8 of Article XVI thereof, by amending Section 6 of Article XIX thereof, by repealing Section 1 of Article XIX A thereof, and by amending Section 1 of Article XIX B thereof, relating to state finance.

**ADJOURNMENT**

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)



CALIFORNIA LEGISLATURE  
2005–06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, January 27, 2005**  
**FOURTH SESSION DAY**  
**TWENTY-SECOND CALENDAR DAY**  
**AT SACRAMENTO, CALIFORNIA**



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**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 Minute Clerk: Phone 319-2360)

## PROCEEDINGS OF THE ASSEMBLY

### IN ASSEMBLY

Assembly Chamber, Sacramento  
Thursday, January 27, 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 following were placed upon the morning roll call—74:

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

Quorum present.

#### 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 and La Suer.*

*On personal business, and waiving per diem: Assembly Member Walters.*

*Because of illness: Assembly Members Cohn and Oropeza.*

*Because of illness in her family: Assembly Member Montañez.*

(NOTE: For explanations of absences of Assembly Members Chan and La Suer on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for this day.)

**COMMUNICATIONS**

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

January 24, 2005

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

Dear Dotson: This is to advise you that I appointed Assemblymember Lloyd Levine to replace Assemblymember Cindy Montañez on the Assembly Rules Committee for today's hearing only.

Sincerely,

FABIAN NUÑEZ  
Speaker of the Assembly

**ADJOURNMENT**

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)



CALIFORNIA LEGISLATURE  
2005–06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, February 3, 2005**  
**FIFTH SESSION DAY**  
**TWENTY-NINTH CALENDAR DAY**  
**AT SACRAMENTO, CALIFORNIA**



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**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 Minute Clerk: Phone 319-2360)

## PROCEEDINGS OF THE ASSEMBLY

### IN ASSEMBLY

Assembly Chamber, Sacramento  
Thursday, February 3, 2005

The Assembly met at 9:34 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 following were placed upon the morning roll call—69:

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

Quorum present.

#### 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 Leslie, Ridley-Thomas, and Saldaña.*

*On personal business, and waiving per diem: Assembly Members Keene and Liu.*

*Because of illness: Assembly Members Bermúdez, Evans, Nation, Negrete McLeod, Oropeza, and Wyland.*

(NOTE: For explanations of absences of Assembly Members Leslie, Ridley-Thomas, and Saldaña on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for this day.)



**COMMUNICATIONS**

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

January 31, 2005

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

Dear Dotson: This is to advise you that I appointed Assemblymember Lloyd Levine to replace Assemblymember Cindy Montañez on the Assembly Rules Committee for today's hearing only.

Sincerely,

FABIAN NUÑEZ  
Speaker of the Assembly

**ADJOURNMENT**

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)



CALIFORNIA LEGISLATURE  
2005–06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Monday, February 7, 2005**

**SIXTH SESSION DAY**

**THIRTY-THIRD CALENDAR DAY**

**AT SACRAMENTO, CALIFORNIA**



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**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 Minute Clerk: Phone 319-2360)

## PROCEEDINGS OF THE ASSEMBLY

### IN ASSEMBLY

Assembly Chamber, Sacramento  
Monday, February 7, 2005

The Assembly met at 12:04 p.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 following were placed upon the morning roll call—77:

Aghazarian	Dymally	Laird	Ridley-Thomas
Arambula	Emmerson	Leno	Runner
Baca	Evans	Leslie	Ruskin
Bass	Frommer	Levine	Saldaña
Benoit	Garcia	Lieber	Salinas
Berg	Goldberg	Liu	Spitzer
Bermúdez	Gordon	Matthews	Strickland
Blakeslee	Hancock	Maze	Torrico
Bogh	Harman	McCarthy	Tran
Calderon	Haynes	Montañez	Umberg
Canciamilla	Horton, Shirley	Mountjoy	Vargas
Chan	Houston	Mullin	Villines
Chavez	Huff	Nakanishi	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	

Quorum present.

#### 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 Nation and Richman.*

*Because of illness: Assembly Member Jerome E. Horton.*

(NOTE: For explanations of absences of Assembly Members Nation and Richman on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for this day.)

**COMMUNICATIONS**

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

February 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 created the following committees, in addition to the Rules Committee which was created previously, for the 1st Extraordinary Session for 2005–06:

**Budget Process**

Assemblymember John Laird, Chair

Assemblymember Patty Berg

Assemblymember Joe Coto

Assemblymember Noreen Evans

Assemblymember Johan Klehs

Assemblymember Jenny Oropeza

**Education Finance and the Teaching Profession**

Assemblymember Jackie Goldberg, Chair

Assemblymember Juan Arambula

Assemblymember Loni Hancock

Assemblymember Carol Liu

Assemblymember Gene Mullin

**Public Sector**

Assemblymember Alberto Torrico, Chair

Assemblymember Rebecca Cohn

Assemblymember Mike Gordon

Assemblymember Paul Koretz

Assemblymember Cindy Montañez

**District Representation**

Assemblymember Tom Umberg, Chair

Assemblymember Karen Bass

Assemblymember Wilma Chan

Assemblymember Mark Leno

Assemblymember Gloria Negrete McLeod

**Ways and Means**

Assemblymember Judy Chu, Chair  
 Assemblymember Ron Calderon  
 Assemblymember Dave Jones  
 Assemblymember Betty Karnette  
 Assemblymember Lori Saldaña  
 Assemblymember Lois Wolk  
 Assemblymember Leland Yee

**Constitutional Amendments**

Assemblymember Dario Frommer, Chair  
 Assemblymember Sally Lieber  
 Assemblymember Joe Nation  
 Assemblymember Mark Ridley-Thomas  
 Assemblymember Juan Vargas

The Republican membership to these committees to follow.

Sincerely,

FABIAN NUÑEZ  
 Speaker of the Assembly

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

February 3, 2005

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

Dear Mr. Wilson: This letter is to officially announce that as of Thursday, January 6, 2005, the new Assembly Republican Leadership team for the First Extraordinary Session is as follows:

Kevin McCarthy—Assembly Republican Leader  
 Russ Bogn—2nd Ranking Republican Leader/Caucus Chair  
 Assistant Leader—Rick Keene  
 Assistant Leader—Sharon Runner  
 Assistant Leader—Ray Haynes  
 Assistant Leader—Greg Aghazarian  
 Assistant Leader—George Plescia  
 Rules Vice Chair—Dave Cogdill  
 Whips: Mike Villines  
           John Benoit  
           Doug La Malfa  
           Todd Spitzer  
           Mimi Walters  
           Mark Wyland

If you have any questions regarding this letter, please contact Julie Sauls at 319-2032.

It is an honor working with you in the California State Assembly.

Sincerely,

KEVIN MCCARTHY  
 Assembly Republican Leader

**RESOLUTIONS**

The following resolution was offered:

**ASSEMBLY CONCURRENT RESOLUTION NO. 1—Dymally.** Relative to the Public Employees' Retirement System.

**ADJOURNMENT**

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)





CALIFORNIA LEGISLATURE  
2005–06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Tuesday, February 8, 2005**  
**SEVENTH SESSION DAY**  
**THIRTY-FOURTH CALENDAR DAY**  
**AT SACRAMENTO, CALIFORNIA**



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**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 Minute Clerk: Phone 319-2360)

## PROCEEDINGS OF THE ASSEMBLY

### IN ASSEMBLY

Assembly Chamber, Sacramento  
Tuesday, February 8, 2005

The Assembly met at 7 a.m.

Hon. Barbara Matthews, Assembly Member, 17th District,  
presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Neva Parker reading.

#### ROLL CALL

The following were placed upon the morning roll call—76:

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

Quorum present.

**At 1:10 p.m., Hon. Rudy Bermúdez, 56th 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 Maze and Richman.*

*On personal business, and waiving per diem: Assembly Member Nation.*

*Because of illness: Assembly Member Jerome E. Horton.*

(NOTE: For explanations of absences of Assembly Members Maze and Richman on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for this day.)

**COMMUNICATIONS**

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

February 8, 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 committees for the 1st Extraordinary Session for 2005–06:

**Budget Process**

Assemblymember Rick Keene, Vice Chair  
Assemblymember Sam Blakeslee  
Assemblymember Guy Houston

**Education Finance and the Teaching Profession**

Assemblymember Lynn Daucher, Vice Chair  
Assemblymember Shirley Horton

**Public Sector**

Assemblymember Tom Harman, Vice Chair  
Assemblymember Dennis Mountjoy

**District Representation**

Assemblymember Mike Villines, Vice Chair  
Assemblymember Alan Nakanishi

**Ways and Means**

Assemblymember Sharon Runner, Vice Chair  
Assemblymember Bill Emmerson  
Assemblymember George Plescia

**Constitutional Amendments**

Assemblymember Greg Aghazarian, Vice Chair  
Assemblymember Doug La Malfa

Sincerely,

FABIAN NUÑEZ  
Speaker of the Assembly

**ADJOURNMENT**

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)



CALIFORNIA LEGISLATURE  
2005–06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Friday, February 11, 2005**  
**EIGHTH SESSION DAY**  
**THIRTY-SEVENTH CALENDAR DAY**  
**AT SACRAMENTO, CALIFORNIA**



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**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 Minute Clerk: Phone 319-2360)

## PROCEEDINGS OF THE ASSEMBLY

### IN ASSEMBLY

Assembly Chamber, Sacramento  
Friday, February 11, 2005

The Assembly met at 6:30 a.m.

Hon. Betty Karnette, Assembly Member, 54th 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—58:

Aghazarian	Daucher	Klehs	Negrete McLeod
Arambula	DeVore	Koretz	Niello
Baca	Dymally	La Suer	Plescia
Bass	Evans	Laird	Richman
Benoit	Frommer	Leno	Runner
Berg	Garcia	Leslie	Saldaña
Bermúdez	Goldberg	Lieber	Salinas
Blakeslee	Harman	Liu	Strickland
Bogh	Haynes	Matthews	Tran
Calderon	Horton, Shirley	Maze	Vargas
Canciamilla	Houston	McCarthy	Walters
Chavez	Huff	Montañez	Wolk
Chu	Jones	Mountjoy	Wyland
Cohn	Karnette	Mullin	
Coto	Keene	Nakanishi	

Quorum present.

#### 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, Cogdill, Emmerson, Jerome E. Horton, La Malfa, Nation, Oropeza, Parra, Pavley, Ridley-Thomas, Ruskin, Spitzer, Torrico, Umberg, Villines, and Yee.*

*On legislative business, and waiving per diem: Assembly Member Hancock.*

*On personal business, and waiving per diem: Assembly Members De La Torre, Gordon, Levine, Nava, and Núñez.*

(NOTE: For explanations of absences of Assembly Members Chan, Cogdill, Emmerson, Jerome E. Horton, La Malfa, Nation, Oropeza, Parra, Pavley, Ridley-Thomas, Ruskin, Spitzer, Torrico, Umberg, Villines, and Yee on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for this day; for explanation of absence of Assembly Member Hancock on this day, on legislative business, waiving per diem, pursuant to the Assembly Rules, see the Assembly Daily Journal for February 9, 2005.)

**COMMUNICATIONS**

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

February 10, 2005

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

Dear Dotson: This is to advise you that I appointed Assemblymember Gene Mullin to replace Assemblymember Joe Coto on the Assembly Rules Committee for the Friday, February 11 hearing only.

Sincerely,

FABIAN NUÑEZ  
Speaker of the Assembly

**INTRODUCTION AND FIRST READING OF  
ASSEMBLY BILLS**

The following bills were introduced and read the first time:

**ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 5—Canciamilla and Richman.** A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by repealing and adding Section 1 of Article XXI thereof, relating to redistricting.

**ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 6—Canciamilla and Richman.** 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 IV thereof, and amending Section 7 of Article XX thereof, relating to term limits.

**ADJOURNMENT**

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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SALLY LIEBER, Assistant Speaker pro Tempore

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)





CALIFORNIA LEGISLATURE  
2005–06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Tuesday, February 15, 2005**  
**NINTH SESSION DAY**  
**FORTY-FIRST CALENDAR DAY**  
**AT SACRAMENTO, CALIFORNIA**



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**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 Minute Clerk: Phone 319-2360)

## PROCEEDINGS OF THE ASSEMBLY

### IN ASSEMBLY

Assembly Chamber, Sacramento  
Tuesday, February 15, 2005

The Assembly met at 12:04 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 following were placed upon the morning roll call—68:

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

Quorum present.

#### 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 Aghazarian, Bogh, Emmerson, Haynes, Keene, Mountjoy, Plescia, and Tran.*

*On legislative business, and waiving per diem: Assembly Member Cogdill.*

*On personal business, and waiving per diem: Assembly Member McCarthy.*

*Because of illness: Assembly Members Shirley Horton and Oropeza.*

(NOTE: For explanations of absences of Assembly Members Aghazarian, Bogh, Emmerson, Haynes, Keene, Mountjoy, Plescia, and Tran on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for this day; for explanation of absence of Assembly Member Cogdill on this day, on legislative business, and waiving per diem, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for this day.)

**REFERENCE OF BILLS TO COMMITTEE**

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

*Assembly Constitutional*

*Amendment No.*

*Committee*

- 1 ----- Pub. Sector, C.A., and W. & M.
- 2 ----- E.F. & T.P., C.A., and W. & M.
- 3 ----- Dist. Rep., C.A., and W. & M.
- 4 ----- Budget Pro., C.A., and W. & M.

**ADJOURNMENT**

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)



CALIFORNIA LEGISLATURE  
2005–06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Friday, February 18, 2005**  
**TENTH SESSION DAY**  
**FORTY-FOURTH CALENDAR DAY**  
**AT SACRAMENTO, CALIFORNIA**



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**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 Minute Clerk: Phone 319-2360)

## PROCEEDINGS OF THE ASSEMBLY

### IN ASSEMBLY

Assembly Chamber, Sacramento  
Friday, February 18, 2005

The Assembly met at 6:30 a.m.

Hon. Dennis Mountjoy, Assembly Member, 59th 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—55:

Aghazarian	De La Torre	Jones	Negrete McLeod
Arambula	DeVore	Keene	Niello
Baca	Dymally	Koretz	Parra
Benoit	Evans	Laird	Pavley
Berg	Frommer	Leno	Plescia
Bermúdez	Garcia	Leslie	Runner
Bogh	Goldberg	Levine	Ruskin
Canciamilla	Gordon	Matthews	Saldaña
Chan	Hancock	Montañez	Spitzer
Chavez	Harman	Mountjoy	Strickland
Chu	Haynes	Mullin	Torrico
Cohn	Horton, Shirley	Nakanishi	Umberg
Coto	Houston	Nation	Villines
Daucher	Huff	Nava	

Quorum present.

#### 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, Blakeslee, Calderon, Cogdill, Jerome E. Horton, Karnette, Klehs, La Malfa, La Suer, Lieber, Liu, Maze, McCarthy, Núñez, Richman, Ridley-Thomas, Salinas, Tran, Vargas, Wyland, and Yee.*

*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 Emmerson and Walters.*

*Because of illness: Assembly Member Oropeza.*

(NOTE: For explanations of absences of Assembly Members Bass, Blakeslee, Cogdill, Jerome E. Horton, Karnette, Klehs, La Malfa, Lieber, Liu, Maze, McCarthy, Richman, Ridley-Thomas, Salinas, Vargas, Wyland, and Yee on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for this day; for explanation of absence of Assembly Member Wolk on this day, on legislative business, pursuant to the Assembly Rules, and waiving per diem, see the Assembly Daily Journal for the Regular Session for this day; for explanations of absences of Assembly Members Calderon, La Suer, and Núñez on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for February 17, 2005; for explanation of absence of Assembly Member Tran on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for February 15, 2005.)

**INTRODUCTION AND FIRST READING OF  
ASSEMBLY BILLS**

The following resolution was introduced and read the first time:

**ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 7—Daucher.** A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Sections 10 and 11 to Article IX thereof, relating to education.

**ADJOURNMENT**

At 4 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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DARIO FROMMER, Majority Floor Leader

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)





CALIFORNIA LEGISLATURE  
2005–06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Tuesday, February 22, 2005**  
**ELEVENTH SESSION DAY**  
**FORTY-EIGHTH CALENDAR DAY**  
**AT SACRAMENTO, CALIFORNIA**



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**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 Minute Clerk: Phone 319-2360)

## PROCEEDINGS OF THE ASSEMBLY

### IN ASSEMBLY

Assembly Chamber, Sacramento  
Tuesday, February 22, 2005

The Assembly met at 12:06 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 following were placed upon the morning roll call—74:

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
Calderon	Haynes	McCarthy	Torrigo
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	Kleh	Negrete McLeod	Yee
Daucher	Koretz	Niello	Mr. Speaker
De La Torre	La Malfa	Parra	
DeVore	La Suer	Pavley	

Quorum present.

#### 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 Oropeza.*

*On personal business, and waiving per diem: Assembly Member Plescia.*

*Because of illness: Assembly Members Gordon and Jerome E. Horton.*

*Because of a death in his family: Assembly Member Bogh.*

*Due to travel delays: Assembly Member Walters.*

(NOTE: For explanation of absence of Assembly Member Oropeza on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for this day.)

**INTRODUCTION AND FIRST READING OF  
ASSEMBLY BILLS**

The following bill was introduced and read the first time:

**ASSEMBLY BILL NO. 1—McCarthy and Benoit.** An act to amend Sections 45103.1 and 88003.1 of the Education Code, relating to school employees.

**ADJOURNMENT**

At 6:45 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)



CALIFORNIA LEGISLATURE  
2005–06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, February 24, 2005**  
**TWELFTH SESSION DAY**  
**FIFTIETH CALENDAR DAY**  
**AT SACRAMENTO, CALIFORNIA**



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**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 Minute Clerk: Phone 319-2360)

## PROCEEDINGS OF THE ASSEMBLY

### IN ASSEMBLY

Assembly Chamber, Sacramento  
Thursday, February 24, 2005

The Assembly met at 9:34 a.m.

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

Assistant Chief Clerk Lawrence A. Murman at the Desk.

Assistant Clerk Neva Parker reading.

#### ROLL CALL

The following were placed upon the morning roll call—75:

Aghazarian	DeVore	La Suer	Plescia
Arambula	Dymally	Leno	Richman
Baca	Emmerson	Leslie	Ridley-Thomas
Bass	Evans	Levine	Runner
Benoit	Frommer	Lieber	Saldaña
Berg	Garcia	Liu	Salinas
Bermúdez	Goldberg	Matthews	Spitzer
Blakeslee	Hancock	Maze	Strickland
Bogh	Harman	McCarthy	Torrigo
Calderon	Haynes	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	

Quorum present.

#### 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 Jerome E. Horton, Laird, and Ruskin.*

*Because of illness: Assembly Members Gordon and Oropeza.*

(NOTE: For explanations of absences of Assembly Members Jerome E. Horton, Laird, and Ruskin on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for this day.)

**AUTHOR'S AMENDMENTS**  
**Committee on Budget Process**

February 24, 2005

Mr. Speaker: The Chair of your Committee on Budget Process reports:

Assembly Constitutional Amendment No. 4

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

LAIRD, Chair

**ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 4**—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Sections 10 and 12 of Article IV thereof, by amending Section 6 of Article XIII B thereof, by amending Section 8 of Article XVI thereof, by amending Section 6 of Article XIX thereof, by repealing Section 1 of Article XIX A thereof, and by amending Section 1 of Article XIX B thereof, relating to state finance.

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.

**ADJOURNMENT**

At 3:50 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)

**AMENDMENTS CONSIDERED BY THE  
ASSEMBLY ON FEBRUARY 24, 2005**

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The following measure was amended in the Assembly on this day:

ACA RN

4 0508906

**Daily Total: 1**

**Cumulative Total: 1**



CALIFORNIA LEGISLATURE  
2005–06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Tuesday, March 1, 2005**  
**THIRTEENTH SESSION DAY**  
**FIFTY-FIFTH CALENDAR DAY**  
**AT SACRAMENTO, CALIFORNIA**



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**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 Minute Clerk: Phone 319-2360)

## PROCEEDINGS OF THE ASSEMBLY

### IN ASSEMBLY

Assembly Chamber, Sacramento  
Tuesday, March 1, 2005

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 Brian Ebbert 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	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	Wolk
Cogdill	Karnette	Negrete McLeod	Wyland
Cohn	Keene	Niello	Yee
Coto	Klehs	Oropeza	Mr. Speaker
Daucher	La Malfa	Parra	
De La Torre	La Suer	Pavley	
DeVore	Laird	Plescia	

Quorum present.

**At 12:09 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 Koretz and Walters.*

*Because of illness: Assembly Member Gordon.*

(NOTE: For explanations of absences of Assembly Members Koretz and Walters on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for this day.)

**ENGROSSMENT AND ENROLLMENT REPORTS**

Assembly Chamber, February 28, 2005

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

Assembly Constitutional Amendment No. 4

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

**ADJOURNMENT**

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)



CALIFORNIA LEGISLATURE  
2005–06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Wednesday, March 2, 2005**  
**FOURTEENTH SESSION DAY**  
**FIFTY-SIXTH CALENDAR DAY**  
**AT SACRAMENTO, CALIFORNIA**



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**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 Minute Clerk: Phone 319-2360)

## PROCEEDINGS OF THE ASSEMBLY

### IN ASSEMBLY

Assembly Chamber, Sacramento  
Wednesday, March 2, 2005

The Assembly met at 7 a.m.

Hon. Bill Maze, Assembly Member, 34th 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—75:

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

Quorum present.

**At 1:05 p.m., Hon. Ira Ruskin, 21st 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 Chavez, Daucher, Lieber, and Spitzer.*

*Because of illness: Assembly Member Gordon.*

(NOTE: For explanations of absences of Assembly Members Chavez, Daucher, Lieber, and Spitzer on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for this day.)

**AUTHOR'S AMENDMENTS**  
**Committee on District Representation**

March 2, 2005

Mr. Speaker: The Chair of your Committee on District Representation reports:  
Assembly Constitutional Amendment No. 3

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

UMBERG, Chair

**ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 3**—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 1 of, and adding Sections 2, 3, and 4 to, Article XXI thereof, relating to elections.

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.

**ADJOURNMENT**

At 3:45 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)

**AMENDMENTS CONSIDERED BY THE  
ASSEMBLY ON MARCH 2, 2005**

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The following measure was amended in the Assembly on this day:

ACA RN

3 0509076

**Daily Total: 1**

**Cumulative Total: 2**



CALIFORNIA LEGISLATURE  
2005–06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Monday, March 7, 2005**  
**FIFTEENTH SESSION DAY**  
**SIXTY-FIRST CALENDAR DAY**  
**AT SACRAMENTO, CALIFORNIA**



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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 Minute Clerk: Phone 319-2360)

## PROCEEDINGS OF THE ASSEMBLY

### IN ASSEMBLY

Assembly Chamber, Sacramento  
Monday, March 7, 2005

The Assembly met at 12:04 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 following were placed upon the morning roll call—74:

Aghazarian	Dymally	Laird	Ridley-Thomas
Arambula	Emmerson	Leno	Runner
Baca	Evans	Leslie	Ruskin
Bass	Frommer	Levine	Saldaña
Benoit	Garcia	Lieber	Salinas
Berg	Goldberg	Liu	Spitzer
Bermúdez	Hancock	Matthews	Strickland
Blakeslee	Harman	Maze	Torrico
Bogh	Haynes	McCarthy	Tran
Calderon	Horton, Shirley	Montañez	Umberg
Canciamilla	Houston	Mullin	Vargas
Chan	Huff	Nakanishi	Villines
Chu	Jones	Nava	Walters
Cogdill	Karnette	Negrete McLeod	Wolk
Cohn	Keene	Niello	Wyland
Coto	Kleh	Parra	Yee
Daucher	Koretz	Pavley	Mr. Speaker
De La Torre	La Malfa	Plescia	
DeVore	La Suer	Richman	

Quorum present.

#### 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 Nation.*

*On personal business, and waiving per diem: Assembly Member Mountjoy.*

*Because of illness: Assembly Members Gordon, Jerome E. Horton, and Oropeza.*

*Due to travel delays: Assembly Member Chavez.*

(NOTE: For explanation of absence of Assembly Member Nation on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for this day.)

**ENGROSSMENT AND ENROLLMENT REPORTS**

Assembly Chamber, March 7, 2005

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:  
Assembly Constitutional Amendment No. 3  
And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

**ADJOURNMENT**

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)



CALIFORNIA LEGISLATURE  
2005–06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, March 17, 2005**  
**SIXTEENTH SESSION DAY**  
**SEVENTY-FIRST CALENDAR DAY**  
**AT SACRAMENTO, CALIFORNIA**



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**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 Minute Clerk: Phone 319-2360)

## PROCEEDINGS OF THE ASSEMBLY

### IN ASSEMBLY

Assembly Chamber, Sacramento  
Thursday, March 17, 2005

The Assembly met at 9:34 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 following were placed upon the morning roll call—69:

Aghazarian	De La Torre	Laird	Ridley-Thomas
Arambula	DeVore	Leno	Ruskin
Baca	Dymally	Leslie	Salinas
Bass	Evans	Levine	Spitzer
Benoit	Frommer	Lieber	Strickland
Berg	Garcia	Liu	Torrico
Bermúdez	Goldberg	Matthews	Tran
Blakeslee	Haynes	Maze	Umberg
Bogh	Horton, Jerome	McCarthy	Vargas
Calderon	Horton, Shirley	Montañez	Villines
Canciamilla	Houston	Mullin	Walters
Chan	Huff	Nation	Wolk
Chavez	Jones	Nava	Wyland
Chu	Karnette	Negrete McLeod	Yee
Cogdill	Keene	Niello	Mr. Speaker
Cohn	Kleh	Parra	
Coto	Koretz	Plescia	
Daucher	La Malfa	Richman	

Quorum present.

#### 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 Emmerson, Hancock, Harman, La Suer, Mountjoy, Runner, and Saldaña.*

*On personal business, and waiving per diem: Assembly Members Nakanishi and Pavley.*

*Because of illness: Assembly Members Gordon and Oropeza.*

(NOTE: For explanations of absences of Assembly Members Emmerson, Hancock, Harman, La Suer, Mountjoy, Runner, and Saldaña on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for this day.)

**SPECIAL COMMITTEE MEETINGS**

By unanimous consent, the following committee was permitted to meet:

Public Sector Committee, to hold an Informational Hearing, on Friday, April 14, 2005, in Los Angeles.

**ADJOURNMENT**

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)





CALIFORNIA LEGISLATURE  
2005–06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, March 31, 2005**  
**SEVENTEENTH SESSION DAY**  
**EIGHTY-FIFTH CALENDAR DAY**  
**AT SACRAMENTO, CALIFORNIA**



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**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 Minute Clerk: Phone 319-2360)

## PROCEEDINGS OF THE ASSEMBLY

### IN ASSEMBLY

Assembly Chamber, Sacramento  
Thursday, March 31, 2005

The Assembly met at 9:05 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 following were placed upon the morning roll call—74:

Aghazarian	Dymally	Laird	Plescia
Arambula	Emmerson	Leno	Richman
Baca	Evans	Leslie	Runner
Bass	Frommer	Levine	Ruskin
Benoit	Garcia	Lieber	Saldaña
Berg	Goldberg	Liu	Salinas
Bermúdez	Hancock	Matthews	Spitzer
Blakeslee	Harman	Maze	Torrico
Bogh	Horton, Jerome	McCarthy	Tran
Calderon	Horton, Shirley	Montañez	Umberg
Chan	Houston	Mountjoy	Vargas
Chavez	Huff	Mullin	Villines
Chu	Jones	Nakanishi	Walters
Cogdill	Karnette	Nation	Wolk
Cohn	Keene	Nava	Wyland
Coto	Klehs	Negrete McLeod	Yee
Daucher	Koretz	Oropeza	Mr. Speaker
De La Torre	La Malfa	Parra	
DeVore	La Suer	Pavley	

Quorum present.

#### 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 Haynes, Ridley-Thomas, and Strickland.*

*On legislative business, per diem waived for the 2005–2006 Session (See Assembly Journal, page 63): Assembly Member Niello.*

*On personal business, and waiving per diem: Assembly Member Canciamilla.*

*Because of illness: Assembly Member Gordon.*

(NOTE: For explanations of absences of Assembly Members Haynes, Niello, Ridley-Thomas, and Strickland on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for this day.)

**ADJOURNMENT**

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)



CALIFORNIA LEGISLATURE  
2005–06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, April 7, 2005**  
**EIGHTEENTH SESSION DAY**  
**NINETY-SECOND CALENDAR DAY**  
**AT SACRAMENTO, CALIFORNIA**



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**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 Minute Clerk: Phone 319-2360)

## PROCEEDINGS OF THE ASSEMBLY

### IN ASSEMBLY

Assembly Chamber, Sacramento  
Thursday, April 7, 2005

The Assembly met at 9:34 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 following were placed upon the morning roll call—75:

Aghazarian	DeVore	La Malfa	Pavley
Arambula	Dymally	La Suer	Plescia
Baca	Emmerson	Laird	Richman
Bass	Evans	Leno	Runner
Benoit	Frommer	Leslie	Ruskin
Berg	Garcia	Levine	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	Vargas
Chavez	Houston	Mullin	Villines
Chu	Huff	Nakanishi	Walters
Cogdill	Jones	Nava	Wolk
Cohn	Karnette	Negrete McLeod	Wyland
Coto	Keene	Niello	Yee
Daucher	Klehs	Oropeza	Mr. Speaker
De La Torre	Koretz	Parra	

Quorum present.

#### 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 Lieber, Nation, and Ridley-Thomas.*

*Because of illness: Assembly Member Gordon.*

*Due to travel delays: Assembly Member Umberg.*

(NOTE: For explanations of absences of Assembly Members Lieber and Nation on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for this day; for explanation of absence of Assembly Member Ridley-Thomas on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session on April 6, 2005.)

**ADJOURNMENT**

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)





CALIFORNIA LEGISLATURE  
2005–06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Monday, April 11, 2005**  
**NINETEENTH SESSION DAY**  
**NINETY-SIXTH CALENDAR DAY**  
**AT SACRAMENTO, CALIFORNIA**



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**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 Minute Clerk: Phone 319-2360)

## PROCEEDINGS OF THE ASSEMBLY

### IN ASSEMBLY

Assembly Chamber, Sacramento  
Monday, April 11, 2005

The Assembly met at 12:05 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 following were placed upon the morning roll call—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	Torrco
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	

Quorum present.

#### 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:

*Because of illness: Assembly Members Gordon and Jerome E. Horton.*

#### REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following resolution was referred to committee:

*Assembly Constitutional*

*Amendment No.*

*Committee*

7 ----- E.F. & T.P., C.A., and W. & M.

**AUTHOR'S AMENDMENTS**  
**Committee on Budget**

April 11, 2005

Mr. Speaker: The Chair of your Committee on Budget reports:

Assembly Constitutional Amendment No. 4

With author's amendments with the recommendation: Amend, and re-refer to the committee.

LAIRD, Chair

**ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 4**—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Sections 10 and 12 of Article IV thereof, by amending Section 6 of Article XIII B thereof, by amending Section 8 of Article XVI thereof, by amending Section 6 of Article XIX thereof, by repealing Section 1 of Article XIX A thereof, and by amending Section 1 of Article XIX B thereof, relating to state finance.

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.

**ADJOURNMENT**

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)

**AMENDMENTS CONSIDERED BY THE  
ASSEMBLY ON APRIL 11, 2005**

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The following measure was amended in the Assembly on this day:

ACA RN

4 0510196

**Daily Total: 1**

**Cumulative Total: 3**

CALIFORNIA LEGISLATURE  
2005–06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Tuesday, April 12, 2005**  
**TWENTIETH SESSION DAY**  
**NINETY-SEVENTH CALENDAR DAY**  
**AT SACRAMENTO, CALIFORNIA**



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**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 Minute Clerk: Phone 319-2360)

## PROCEEDINGS OF THE ASSEMBLY

### IN ASSEMBLY

Assembly Chamber, Sacramento  
Tuesday, April 12, 2005

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 Brian Ebbert reading.

#### ROLL CALL

The following were placed upon the morning roll call—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	

Quorum present.

**At 1:49 p.m., Hon. Nicole Parra, 30th 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 Member was granted leave of absence for the day:

*Because of illness: Assembly Member Gordon.*

#### ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, April 12, 2005

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Constitutional Amendment No. 4

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 bill was introduced and read the first time:

**ASSEMBLY BILL NO. 2—Daucher.** An act relating to education finance.

**ADJOURNMENT**

At 3:45 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)





CALIFORNIA LEGISLATURE  
2005–06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, April 14, 2005**  
**TWENTY-FIRST SESSION DAY**  
**NINETY-NINTH CALENDAR DAY**  
**AT SACRAMENTO, CALIFORNIA**



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**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 Minute Clerk: Phone 319-2360)

## PROCEEDINGS OF THE ASSEMBLY

### IN ASSEMBLY

Assembly Chamber, Sacramento  
Thursday, April 14, 2005

The Assembly met at 9:35 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 following were placed upon the morning roll call—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	Haynes	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	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

Quorum present.

#### 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 Harman, Karnette, and Torrico.*

*Because of illness: Assembly Member Gordon.*

(NOTE: For explanations of absences of Assembly Members Harman and Torrico on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for this day; for explanation of absence of Assembly Member Karnette on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for April 13, 2005.)

**INTRODUCTION AND FIRST READING OF  
ASSEMBLY BILLS**

The following bills were introduced and read the first time:

**ASSEMBLY BILL NO. 3—Richman.** An act to add Section 24201.5 to, and to add Part 15 (commencing with Section 29000) to Division 1 of Title 1 of, the Education Code, and to amend Sections 20133, 20814, 20816, 31453, 31453.5, 31592.2, 31720, 31723, 31724, 31727.4, 31729, 31730, and 31731 of, to add Sections 20695, 21150.5, 21352.5, 21403, 31481, and 31624 to, to add Part 3.6 (commencing with Section 21800) to Division 5 of Title 2 of, to add Part 9 (commencing with Section 22980) to Division 5 of Title 2 of, and to repeal Sections 20820 and 31592.4 of, the Government Code, and to add Section 4666 to the Labor Code, relating to retirement, and making an appropriation therefor.

**ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 8—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 pension or retirement benefits.

**ADJOURNMENT**

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)



CALIFORNIA LEGISLATURE  
2005–06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, April 21, 2005**

**TWENTY-SECOND SESSION DAY  
ONE HUNDRED SIXTH CALENDAR DAY  
AT SACRAMENTO, CALIFORNIA**



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**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 Minute Clerk: Phone 319-2360)

## PROCEEDINGS OF THE ASSEMBLY

### IN ASSEMBLY

Assembly Chamber, Sacramento  
Thursday, April 21, 2005

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 Neva Parker reading.

#### ROLL CALL

The following were placed upon the morning roll call—75:

Aghazarian	Dymally	La Suer	Richman
Arambula	Emmerson	Laird	Ridley-Thomas
Baca	Evans	Leno	Runner
Benoit	Frommer	Leslie	Ruskin
Berg	Garcia	Levine	Saldaña
Bermúdez	Goldberg	Lieber	Salinas
Blakeslee	Hancock	Liu	Spitzer
Bogh	Harman	Matthews	Strickland
Calderon	Haynes	Maze	Torrigo
Canciamilla	Horton, Jerome	McCarthy	Tran
Chan	Horton, Shirley	Montañez	Umberg
Chavez	Houston	Mountjoy	Vargas
Chu	Huff	Mullin	Villines
Cogdill	Jones	Nakanishi	Walters
Cohn	Karnette	Nava	Wolk
Coto	Keene	Negrete McLeod	Wyland
Daucher	Klehs	Niello	Yee
De La Torre	Koretz	Parra	Mr. Speaker
DeVore	La Malfa	Plescia	

Quorum present.

#### 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 Nation and Pavley.*

*On personal business, and waiving per diem: Assembly Member Bass.*

*Because of illness: Assembly Members Gordon and Oropeza.*

(NOTE: For explanation of absence of Assembly Member Pavley on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for April 19, 2005; for explanation of absence of Assembly Member Nation on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for April 20, 2005.)

**ADJOURNMENT**

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)





CALIFORNIA LEGISLATURE  
2005–06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, April 28, 2005**

**TWENTY-THIRD SESSION DAY**

**ONE HUNDRED THIRTEENTH CALENDAR DAY**

**AT SACRAMENTO, CALIFORNIA**



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**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 Minute Clerk: Phone 319-2360)

## PROCEEDINGS OF THE ASSEMBLY

### IN ASSEMBLY

Assembly Chamber, Sacramento  
Thursday, April 28, 2005

The Assembly met at 9:51 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 following were placed upon the morning roll call—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	Torrigo
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	

Quorum present.

#### 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 La Suer.*

*Because of illness: Assembly Member Gordon.*

(NOTE: For explanation of absence of Assembly Member La Suer on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for April 25, 2005.)

**ADJOURNMENT**

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)



CALIFORNIA LEGISLATURE  
2005–06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Wednesday, May 4, 2005**  
**TWENTY-FOURTH SESSION DAY**  
**ONE HUNDRED NINETEENTH CALENDAR DAY**  
**AT SACRAMENTO, CALIFORNIA**



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**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, May 4, 2005

The Assembly met at 11:14 a.m.

Hon. Leland Y. Yee, Speaker pro Tempore of the Assembly,  
presiding.

Assistant Chief Clerk Lawrence A. Murman at the Desk.

Assistant Clerk Neva Parker reading.

#### ROLL CALL

The following were placed upon the morning roll call—76:

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
Blakeslee	Hancock	Matthews	Salinas
Bogh	Harman	Maze	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	Klehs	Oropeza	Yee
De La Torre	Koretz	Parra	Mr. Speaker

Quorum present.

#### 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 Leslie, McCarthy and Spitzer.*

*Because of illness: Assembly Member Gordon.*

(NOTE: For explanations of absences of Assembly Members McCarthy and Spitzer on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for this day; for explanation of absence of Assembly Member Leslie on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for May 2, 2005.)

**INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS**

The following bills were introduced and read the first time:

**ASSEMBLY BILL NO. 4—Torrico.** An act to amend Sections 20814 and 20816 of, and to add Sections 20814.5 and 31453.7 to, the Government Code, relating to public employees' retirement.

**ASSEMBLY BILL NO. 5—Torrico.** An act to add Article 3 (commencing with Section 20085) to Chapter 1 of Part 3 of Division 5 of Title 2 of the Government Code, relating to public employees' retirement.

**ASSEMBLY BILL NO. 6—Evans and Torrico.** An act relating to public employees' retirement.

**ADJOURNMENT**

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)





CALIFORNIA LEGISLATURE  
2005–06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, May 12, 2005**

**TWENTY-FIFTH SESSION DAY**

**ONE HUNDRED TWENTY-SEVENTH CALENDAR DAY**

**AT SACRAMENTO, CALIFORNIA**



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**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, May 12, 2005

The Assembly met at 6 a.m.

Hon. Lynn Daucher, Assembly Member, 72nd District, presiding.

Assistant Chief Clerk Lawrence A. Murman at the Desk.

Assistant Clerk Brian Ebbert reading.

#### ROLL CALL

The following were placed upon the morning roll call—53:

Aghazarian	DeVore	Leno	Plescia
Arambula	Dymally	Leslie	Richman
Baca	Emmerson	Levine	Ridley-Thomas
Bass	Evans	Lieber	Runner
Benoit	Harman	Matthews	Ruskin
Berg	Haynes	Maze	Salinas
Bermúdez	Horton, Shirley	McCarthy	Torrico
Blakeslee	Houston	Mountjoy	Tran
Calderon	Huff	Mullin	Vargas
Canciamilla	Jones	Nakanishi	Walters
Chan	Karnette	Nation	Wolk
Chavez	Keene	Nava	
Coto	La Suer	Parra	
Daucher	Laird	Pavley	

Quorum present.

**At 10:26 a.m., Hon. Bill Emmerson, 63rd 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, Chu, Cogdill, Cohn, Frommer, Garcia, Jerome E. Horton, La Malfa, Montañez, Núñez, Oropeza, Saldaña, Spitzer, Strickland, Umberg, Villines, Wyland, and Yee.*

*On legislative business, per diem waived for the 2005–2006 Session (See Assembly Journal, page 63): Assembly Member Niello.*

*On personal business, and waiving per diem: Assembly Members De La Torre and Liu.*

*To attend a funeral: Assembly Members Goldberg, Klehs, and Negrete McLeod.*

*Because of illness: Assembly Members Gordon, Hancock, and Koretz.*

(NOTE: For explanations of absences of Assembly Members Bogh, Chu, Cogdill, Cohn, Frommer, Garcia, Jerome E. Horton, La Malfa, Montañez, Niello, Núñez, Oropeza, Saldaña, Strickland, Umberg, Villines, Wyland, and Yee on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for this day; for explanation of absence of Assembly Member Spitzer on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for May 11, 2005.)

**ADJOURNMENT**

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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SALLY LIEBER, Assistant Speaker pro Tempore

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)



CALIFORNIA LEGISLATURE  
2005–06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, May 19, 2005**

**TWENTY-SIXTH SESSION DAY**

**ONE HUNDRED THIRTY-FOURTH CALENDAR DAY**

**AT SACRAMENTO, CALIFORNIA**



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**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, May 19, 2005

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 Neva Parker reading.

#### ROLL CALL

The following were placed upon the morning roll call—76:

Aghazarian	Dymally	Laird	Plescia
Arambula	Emmerson	Leno	Richman
Baca	Evans	Leslie	Ridley-Thomas
Bass	Frommer	Levine	Runner
Berg	Goldberg	Lieber	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	Walters
Coto	Klehs	Niello	Wolk
Daucher	Koretz	Oropeza	Wyland
De La Torre	La Malfa	Parra	Yee
DeVore	La Suer	Pavley	Mr. Speaker

Quorum present.

#### 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 personal business, and waiving per diem: Assembly Member Liu.  
To attend a funeral in the district: Assembly Members Benoit  
and Garcia.*

*Because of illness: Assembly Member Gordon.*

#### SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committee was permitted to meet:

Public Sector, on Wednesday, May 25, 2005, at 1:30 p.m., in Room 4202.

**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>
<b>3</b> -----	Pub. Sector and W. & M.
<b>4</b> -----	Pub. Sector and W. & M.
<b>5</b> -----	Pub. Sector and W. & M.
<b>6</b> -----	Pub. Sector and W. & M.

*Assembly Constitutional*

<i>Amendment No.</i>	<i>Committee</i>
<b>8</b> -----	Pub. Sector, C.A., and W. & M.

**AUTHOR'S AMENDMENTS  
Committee on Public Sector**

May 19, 2005

Mr. Speaker: The Chair of your Committee on Public Sector reports:

Assembly Bill No. 5

Assembly Bill No. 6

With author's amendments with the recommendation: Amend, and re-refer to the committee.

TORRICO, Chair

**ASSEMBLY BILL NO. 5**—An act to add Article 3 (commencing with Section 20085) to Chapter 1 of Part 3 of Division 5 of Title 2 of the Government Code, relating to public employees' retirement.

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. 6**—An act relating to public employees' retirement.

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 to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)

**AMENDMENTS CONSIDERED BY THE  
ASSEMBLY ON MAY 19, 2005**

The following measures were amended in the Assembly on this day:

**AB RN**

5 0513471

6 0513755

**Daily Total: 2**

**Cumulative Total: 5**



CALIFORNIA LEGISLATURE  
2005–06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Monday, May 23, 2005**

**TWENTY-SEVENTH SESSION DAY**

**ONE HUNDRED THIRTY-EIGHTH CALENDAR DAY**

**AT SACRAMENTO, CALIFORNIA**



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**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, May 23, 2005

The Assembly met at 11:13 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 following were placed upon the morning roll call—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	

Quorum present.

#### 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 Member was granted leave of absence for the day:

*Because of illness: Assembly Member Gordon.*

#### ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, May 23, 2005

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 5

Assembly Bill No. 6

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

**ADJOURNMENT**

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)



CALIFORNIA LEGISLATURE  
2005–06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, May 26, 2005**  
**TWENTY-EIGHTH SESSION DAY**  
**ONE HUNDRED FORTY-FIRST CALENDAR DAY**  
**AT SACRAMENTO, CALIFORNIA**



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**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, May 26, 2005

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 Neva Parker reading.

#### ROLL CALL

The following were placed upon the morning roll call—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	Torrigo
Calderon	Horton, Jerome	Montañez	Tran
Canciamilla	Horton, Shirley	Mountjoy	Umberg
Chan	Houston	Mullin	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	

Quorum present.

#### 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 Nakanishi.*

*Because of illness: Assembly Member Gordon.*

(NOTE: For explanation of absence of Assembly Member Nakanishi on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for this day.)

**COMMUNICATIONS**

The following communication was presented by the Speaker, and ordered printed in the Journal:

May 24, 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 Noreen Evans to replace Assemblymember Mike Gordon on the Assembly 1st Extraordinary Session Public Sector Committee for the Wednesday, May 25 hearing only.

Sincerely,

FABIAN NUÑEZ  
Speaker of the Assembly

**REPORTS OF STANDING COMMITTEES**

**Committee on Public Sector**

Date of Hearing: May 25, 2005

Mr. Speaker: Your Committee on Public Sector reports:

Assembly Bill No. 4

With the recommendation: Do pass, and be re-referred to the Committee on Ways and Means.

TORRICO, Chair

Above bill re-referred to the Committee on Ways and Means.

Date of Hearing: May 25, 2005

Mr. Speaker: Your Committee on Public Sector reports:

Assembly Bill No. 5

With the recommendation: Do pass, and be re-referred to the Committee on Ways and Means with recommendation: To Consent Calendar.

TORRICO, Chair

Above bill re-referred to the Committee on Ways and Means.

**ADJOURNMENT**

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)





CALIFORNIA LEGISLATURE  
2005–06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Wednesday, June 1, 2005**  
**TWENTY-NINTH SESSION DAY**  
**ONE HUNDRED FORTY-SEVENTH CALENDAR DAY**  
**AT SACRAMENTO, CALIFORNIA**



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**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, June 1, 2005

The Assembly met at 9:55 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 following were placed upon the morning roll call—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	

Quorum present.

#### 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 Member was granted leave of absence for the day:

*Because of illness: Assembly Member Gordon.*

#### REPORTS OF STANDING COMMITTEES

##### Committee on Public Sector

Date of Hearing: May 25, 2005

Mr. Speaker: Your Committee on Public Sector reports:

Assembly Bill No. 6

With amendments with the recommendation: Amend, do pass, as amended and be re-referred to the Committee on Ways and Means.

TORRICO, Chair

Above bill ordered to second reading.

**ADJOURNMENT**

At 12:13 a.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)



CALIFORNIA LEGISLATURE  
2005–06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, June 2, 2005**

**THIRTIETH SESSION DAY**

**ONE HUNDRED FORTY-EIGHTH CALENDAR DAY**

**AT SACRAMENTO, CALIFORNIA**



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**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, June 2, 2005

The Assembly met at 9:56 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 following were placed upon the morning roll call—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	

Quorum present.

#### 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 Member was granted leave of absence for the day:

*Because of illness: Assembly Member Gordon.*

**CONSIDERATION OF DAILY FILE  
SECOND READING OF ASSEMBLY BILLS**

**ASSEMBLY BILL NO. 6**—An act to add Sections 20636.2, 20695, 21204, 21391, 21431, 31460.2, 31461.7, 31461.8, 31461.9, 31569, 31571, 31631, 31684, and 31756 to, to repeal and add Sections 31460, 31461, and 31539 of, and to add Article 3 (commencing with Section 45350) to Chapter 2 of Division 5 of Title 4 of, and Article 1.55 (commencing with Section 53224.1) to Chapter 2 of Part 1 of Division 2 of Title 5 of, the Government Code, relating to public employees' retirement.

Bill read second time; amendments proposed by the Committee on Public Sector read and adopted; bill ordered reprinted and to be re-referred to the Committee on Ways and Means.

**ADJOURNMENT**

At 7:36 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)

**AMENDMENTS CONSIDERED BY THE  
ASSEMBLY ON JUNE 2, 2005**

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The following measure was amended in the Assembly on this day:

**AB RN**

6 0514740

**Daily Total: 1**

**Cumulative Total: 6**



CALIFORNIA LEGISLATURE  
2005–06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Wednesday, June 8, 2005**

**THIRTY-FIRST SESSION DAY**

**ONE HUNDRED FIFTY-FOURTH CALENDAR DAY**

**AT SACRAMENTO, CALIFORNIA**



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**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, June 8, 2005

The Assembly met at 7 a.m.

Hon. Keith Richman, Assembly Member, 38th District, presiding.

Assistant Chief Clerk Lawrence A. Murman at the Desk.

Assistant Clerk Brian Ebbert reading.

#### ROLL CALL

The following were placed upon the morning roll call—74:

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	Strickland
Blakeslee	Harman	Maze	Torrice
Bogh	Haynes	McCarthy	Tran
Calderon	Horton, Jerome	Mountjoy	Umberg
Canciamilla	Horton, Shirley	Mullin	Vargas
Chavez	Houston	Nakanishi	Villines
Chu	Huff	Nation	Walters
Cogdill	Jones	Nava	Wolk
Cohn	Karnette	Negrete McLeod	Wyland
Coto	Keene	Niello	Yee
Daucher	Klehs	Oropeza	Mr. Speaker
De La Torre	La Malfa	Parra	
DeVore	La Suer	Plescia	

Quorum present.

**At 1:31 p.m., Hon. Bill Emmerson, 63rd 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, Koretz, Montañez, Pavley, and Spitzer.*

*Because of illness: Assembly Member Gordon.*

(NOTE: For explanations of absences of Assembly Members Chan, Koretz, Montañez, Pavley, and Spitzer on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for this day.)

**ENGROSSMENT AND ENROLLMENT REPORTS**

Assembly Chamber, June 8, 2005

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:  
Assembly Bill No. 6

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 bill was introduced and read the first time:

**ASSEMBLY BILL NO. 7—Umberg.** An act to add Section 21003 to the Elections Code, relating to redistricting.

**ADJOURNMENT**

At 4 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)



CALIFORNIA LEGISLATURE  
2005–06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Monday, June 13, 2005**  
**THIRTY-SECOND SESSION DAY**  
**ONE HUNDRED FIFTY-NINTH CALENDAR DAY**  
**AT SACRAMENTO, CALIFORNIA**



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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, June 13, 2005

The Assembly met at 12:05 p.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 following were placed upon the morning roll call—77:

Aghazarian	Dymally	Leslie	Ridley-Thomas
Arambula	Emmerson	Levine	Runner
Baca	Evans	Lieber	Ruskin
Bass	Garcia	Liu	Saldaña
Benoit	Goldberg	Matthews	Salinas
Berg	Hancock	Maze	Spitzer
Bermúdez	Harman	McCarthy	Strickland
Blakeslee	Haynes	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	

Quorum present.

#### 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:

*Because of illness: Assembly Members Frommer and Gordon.*

*Because of illness in his family: Assembly Member Jerome E. Horton.*

**REFERENCE OF BILLS TO COMMITTEE**

Pursuant to the Assembly Rules, the following bills were referred to committee:

*Assembly*

*Bill No.*

*Committee*

2 ----- E.F. & T.P. and W. & M.

**ADJOURNMENT**

At 3:10 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)





CALIFORNIA LEGISLATURE  
2005–06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, June 16, 2005**

**THIRTY-THIRD SESSION DAY**

**ONE HUNDRED SIXTY-SECOND CALENDAR DAY**

**AT SACRAMENTO, CALIFORNIA**



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**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, June 16, 2005

The Assembly met at 6 a.m.  
Hon. Dennis Mountjoy, Assembly Member, 59th 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—64:

Aghazarian	Dymally	Leno	Plescia
Arambula	Emmerson	Leslie	Richman
Bass	Evans	Levine	Ridley-Thomas
Benoit	Garcia	Lieber	Runner
Berg	Goldberg	Liu	Ruskin
Bermúdez	Harman	Matthews	Saldaña
Blakeslee	Haynes	Maze	Salinas
Calderon	Houston	McCarthy	Torrico
Canciamilla	Huff	Montañez	Tran
Chavez	Jones	Mountjoy	Umberg
Chu	Karnette	Mullin	Vargas
Cohn	Klehs	Nakanishi	Villines
Coto	Koretz	Nava	Walters
Daucher	La Malfa	Negrete McLeod	Wolk
De La Torre	La Suer	Niello	Wyland
DeVore	Laird	Parra	Mr. Speaker

Quorum present.

**At 10:20 a.m., Hon. Roger Niello, 5th 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, Bogh, Chan, Cogdill, Hancock, Jerome E. Horton, Shirley Horton, Keene, Nation, Pavley, Spitzer, Strickland, and Yee.*

*Because of illness: Assembly Members Gordon and Oropeza.*

*Because of illness in his family: Assembly Member Frommer.*

(NOTE: For explanations of absences of Assembly Members Baca, Bogh, Chan, Cogdill, Hancock, Jerome E. Horton, Shirley Horton, Keene, Nation, Pavley, Spitzer, Strickland, and Yee on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for this day.)

**AUTHOR'S AMENDMENTS**

**Committee on Education Finance and the Teaching Profession**

June 16, 2005

Mr. Speaker: The Chair of your Committee on Education Finance and the Teaching Profession reports:

Assembly Bill No. 2

With author's amendments with the recommendation: Amend, and re-refer to the committee.

GOLDBERG, Chair

**ASSEMBLY BILL NO. 2**—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.

**ADJOURNMENT**

At 3:35 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)

**AMENDMENTS CONSIDERED BY THE  
ASSEMBLY ON JUNE 16, 2005**

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The following measures were amended in the Assembly on this day:

**AB RN**

2 0513451

**Daily Total: 1**

**Cumulative Total: 7**

CALIFORNIA LEGISLATURE  
2005–06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Monday, June 20, 2005**  
**THIRTY-FOURTH SESSION DAY**  
**ONE HUNDRED SIXTY-SIXTH CALENDAR DAY**  
**AT SACRAMENTO, CALIFORNIA**



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**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, June 20, 2005

The Assembly met at 12:09 p.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 following were placed upon the morning roll call—76:

Aghazarian	Dymally	Leno	Plescia
Arambula	Emmerson	Leslie	Richman
Baca	Evans	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
Coto	Koretz	Niello	Wolk
Daucher	La Malfa	Oropeza	Wyland
De La Torre	La Suer	Parra	Yee
DeVore	Laird	Pavley	Mr. Speaker

Quorum present.

#### 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 Haynes.*

*Because of illness: Assembly Members Cohn and Gordon.*

*Because of illness in his family: Assembly Member Frommer.*

(NOTE: For explanation of absence of Assembly Member Haynes on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for this day.)

**COMMUNICATIONS**

The following qualified initiative was received by the Chief Clerk from:

Bruce McPherson, Secretary of State, dated June 10, 2005, transmitting a copy of the following qualified initiative:

**School Funding. State Spending.**

Referred pursuant to Elections Code, Section 9034, to the Committee on Budget Process.

**ENGROSSMENT AND ENROLLMENT REPORTS**

Assembly Chamber, June 20, 2005

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 2

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

**ADJOURNMENT**

At 3:35 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)





CALIFORNIA LEGISLATURE  
2005–06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, June 30, 2005**

**THIRTY-FIFTH SESSION DAY**

**ONE HUNDRED SEVENTY-SIXTH CALENDAR DAY**

**AT SACRAMENTO, CALIFORNIA**



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(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, June 30, 2005

The Assembly met at 10:04 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 following were placed upon the morning roll call—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
Coto	Klehs	Niello	Yee
Daucher	Koretz	Parra	Mr. Speaker
De La Torre	La Malfa	Pavley	
DeVore	La Suer	Plescia	
Dymally	Laird	Richman	

Quorum present.

#### 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:

*Because of illness: Assembly Member Cohn.*

*Because of illness in her family: Assembly Member Oropeza.*

**ADJOURNMENT**

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)



CALIFORNIA LEGISLATURE  
2005–06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, July 7, 2005**

**THIRTY-SIXTH SESSION DAY**

**ONE HUNDRED EIGHTY-THIRD CALENDAR DAY**

**AT SACRAMENTO, CALIFORNIA**



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**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, July 7, 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 Brian Ebbert reading.

#### ROLL CALL

The following were placed upon the morning roll call—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	Torrigo
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
Coto	Klehs	Niello	Wyland
Daucher	Koretz	Oropeza	Yee
De La Torre	La Malfa	Parra	Mr. Speaker
DeVore	La Suer	Pavley	
Dymally	Laird	Plescia	

Quorum present.

#### 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 Member was granted leave of absence for the day:

*Because of illness: Assembly Member Cohn.*

**ADJOURNMENT**

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)





CALIFORNIA LEGISLATURE  
2005–06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Tuesday, July 12, 2005**

**THIRTY-SEVENTH SESSION DAY**

**ONE HUNDRED EIGHTY-EIGHTH CALENDAR DAY**

**AT SACRAMENTO, CALIFORNIA**



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**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, July 12, 2005

The Assembly met at 7 a.m.

Hon. John Benoit, Assembly Member, 64th 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—72:

Aghazarian	Dymally	Leno	Pavley
Arambula	Emmerson	Leslie	Plescia
Baca	Evans	Levine	Richman
Bass	Garcia	Lieber	Ridley-Thomas
Benoit	Goldberg	Liu	Runner
Berg	Harman	Matthews	Saldaña
Bermúdez	Haynes	Maze	Salinas
Blakeslee	Horton, Jerome	McCarthy	Strickland
Bogh	Horton, Shirley	Montañez	Torrico
Calderon	Huff	Mountjoy	Tran
Canciamilla	Jones	Mullin	Umberg
Chan	Karnette	Nakanishi	Vargas
Chavez	Keene	Nation	Villines
Chu	Kleh	Nava	Walters
Coto	Koretz	Negrete McLeod	Wolk
Daucher	La Malfa	Niello	Wyland
De La Torre	La Suer	Oropeza	Yee
DeVore	Laird	Parra	Mr. Speaker

Quorum present.

**At 1:17 p.m., Assistant Speaker pro Tempore Sally Lieber,  
22nd 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 Cogdill, Hancock, Houston, Ruskin, and Spitzer.*

*Because of illness: Assembly Member Cohn.*

*Because of illness in his family: Assembly Member Frommer.*

(NOTE: For explanations of absences of Assembly Members Cogdill, Houston, Ruskin, and Spitzer on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for this day; for explanation of absence of Assembly Member Hancock on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for July 11, 2005.)

**INTRODUCTION AND FIRST READING OF  
ASSEMBLY BILLS**

The following bill was introduced and read the first time:

**ASSEMBLY BILL NO. 8—Umberg.** An act to add Section 9088.5 to the Elections Code, and to add Section 88002.7 to the Government Code, relating to initiatives.

**ADJOURNMENT**

At 6:05 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)



CALIFORNIA LEGISLATURE  
2005–06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, August 18, 2005**

**THIRTY-EIGHTH SESSION DAY**

**TWO HUNDRED TWENTY-FIFTH CALENDAR DAY**

**AT SACRAMENTO, CALIFORNIA**



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**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 18, 2005

The Assembly met at 9:42 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 following were placed upon the morning roll call—73:

Aghazarian	DeVore	Leslie	Richman
Arambula	Dymally	Levine	Ruskin
Baca	Emmerson	Lieber	Saldaña
Bass	Frommer	Liu	Salinas
Benoit	Garcia	Matthews	Spitzer
Berg	Goldberg	Maze	Strickland
Bermúdez	Hancock	McCarthy	Torrico
Blakeslee	Haynes	Montañez	Tran
Bogh	Horton, Jerome	Mountjoy	Umberg
Calderon	Houston	Mullin	Vargas
Canciamilla	Huff	Nakanishi	Villines
Chan	Jones	Nation	Walters
Chavez	Karnette	Nava	Wolk
Chu	Keene	Negrete McLeod	Wyland
Cogdill	Klehs	Niello	Yee
Cohn	Koretz	Oropeza	Mr. Speaker
Coto	La Malfa	Parra	
Daucher	Laird	Pavley	
De La Torre	Leno	Plescia	

Quorum present.

#### 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 Shirley Horton, La Suer, and Runner.*

*On personal business, and waiving per diem: Assembly Members Harman and Ridley-Thomas.*

*Because of illness: Assembly Member Evans.*

(NOTE: For explanations of absences of Assembly Members Shirley Horton, La Suer, and Runner on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for this day.)

**COMMUNICATIONS**

The following communication was presented by the Speaker, and ordered printed in the Journal:

August 15, 2005

*E. Dotson Wilson  
Chief Clerk of the Assembly  
State Capitol, Room 3196  
Sacramento, California*

Dear Dotson: This is to advise you that I appointed Assemblymember Loni Hancock to fill the Democratic alternate vacancy on the Assembly Rules Committee for the 2005–06 First Extraordinary Session.

Sincerely,

FABIAN NUÑEZ  
Speaker of the Assembly

**ADJOURNMENT**

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)





CALIFORNIA LEGISLATURE  
2005–06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, August 25, 2005**

**THIRTY-NINTH SESSION DAY**

**TWO HUNDRED THIRTY-SECOND CALENDAR DAY**

**AT SACRAMENTO, CALIFORNIA**



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**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 9:51 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 following were placed upon the morning roll call—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	

Quorum present.

#### 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 Núñez.*

*Because of illness in her family: Assembly Member Negrete McLeod.*

(NOTE: For explanation of absence of Assembly Member Núñez on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for this day.)

**ADJOURNMENT**

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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LELAND Y. YEE, Speaker pro Tempore

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)



CALIFORNIA LEGISLATURE  
2005–06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, September 1, 2005**

**FORTIETH SESSION DAY**

**TWO HUNDRED THIRTY-NINTH CALENDAR DAY**

**AT SACRAMENTO, CALIFORNIA**



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**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

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### IN ASSEMBLY

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Assembly Chamber, Sacramento  
Thursday, September 1, 2005

The Assembly met at 9:59 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, 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	

Quorum present.

#### REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

#### ADJOURNMENT

At 5:10 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)

CALIFORNIA LEGISLATURE  
2005–06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, September 8, 2005**  
**FORTY-FIRST SESSION DAY**  
**TWO HUNDRED FORTY-SIXTH CALENDAR DAY**  
**AT SACRAMENTO, CALIFORNIA**



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**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 10:39 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, 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	

Quorum present.

#### REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

#### ADJOURNMENT

At 11:56 p.m., the Assembly adjourned until noon, Wednesday, January 4, 2006.

FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)



CALIFORNIA LEGISLATURE

2005–06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY JOURNAL

**RECESS JOURNAL NO. 1**

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**INTERIM STUDY RECESS**

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Assembly Chamber, Sacramento  
Tuesday, October 11, 2005

Pursuant to the provisions of Joint Rule 59, the following Assembly Journal for the 2005–06 First Extraordinary Session was printed while the Assembly was in Interim Study Recess.

**SPECIAL COMMITTEE MEETINGS**

By unanimous consent, the following committee was permitted to meet:

Budget Process Committee to convene jointly with the Senate Budget Committee, on Thursday, October 6, 2005, at 3 p.m.

**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**

	<b>Greg Hill</b>	<b>Ted W. Lieu</b>	<b>James R. Smith</b>	<b>Mary Jo Ford</b>
Registered Voters	Rep <b>2,109</b>	Dem <b>25,285</b>	PF <b>843</b>	Rep <b>8,108</b>
Los Angeles %	5.00%	59.94%	2.00%	19.22%

	<b>Paul Nowatka</b>	<b>Paul Whitehead</b>		
Registered Voters	Rep <b>4,928</b>	Rep <b>912</b>		
Los Angeles %	11.68%	2.16%		

<b>Ballots Cast</b>	<b>42,401</b>		<b>110</b>	
Los Angeles %	17.69%		<b>110</b>	
			Precincts Reported	100.00%

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\* 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**

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)



CALIFORNIA LEGISLATURE  
2005–06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, January 5, 2006**

**FORTY-SECOND SESSION DAY**

**THREE HUNDRED SIXTY-FIFTH CALENDAR DAY**

**AT SACRAMENTO, CALIFORNIA**



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**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 4:45 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 following were placed upon the morning roll call—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	

Quorum present.

#### 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 Member was granted leave of absence for the day:

*On personal business, and waiving per diem: Assembly Member De La Torre.*

**ADJOURNMENT**

At 5:32 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)





CALIFORNIA LEGISLATURE  
2005-06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, January 12, 2006**

**FORTY-THIRD SESSION DAY**

**THREE HUNDRED SEVENTY-SECOND CALENDAR DAY**

**AT SACRAMENTO, CALIFORNIA**



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**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 9:16 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 following were placed upon the morning roll call—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	

Quorum present.

#### 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, Ridley-Thomas, and Walters.*

*To attend a funeral in the district: Assembly Member Ruskin.*

*Because of illness: Assembly Members Frommer and Harman.*

(NOTE: For explanations of absences of Assembly Members Bogh, Ridley-Thomas, and Walters on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for this day.)

**ADJOURNMENT**

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)



CALIFORNIA LEGISLATURE  
2005–06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, January 19, 2006**

**FORTY-FOURTH SESSION DAY**

**THREE HUNDRED SEVENTY-NINTH CALENDAR DAY**

**AT SACRAMENTO, CALIFORNIA**



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**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 9:46 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 following were placed upon the morning roll call—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	Torrigo
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	

Quorum present.

#### 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 Lieber and Ridley-Thomas.*

(NOTE: For explanations of absences of Assembly Members Lieber and Ridley-Thomas on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for this day.)

**ADJOURNMENT**

At 4:50 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)





CALIFORNIA LEGISLATURE  
2005–06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, January 26, 2006**

**FORTY-FIFTH SESSION DAY**

**THREE HUNDRED EIGHTY-SIXTH CALENDAR DAY**

**AT SACRAMENTO, CALIFORNIA**



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**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 9:41 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 following were placed upon the morning roll call—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	

Quorum present.

#### 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 Member was granted leave of absence for the day:

*On legislative business: Assembly Member Bass.*

(NOTE: For explanation of absence of Assembly Member Bass on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for January 25, 2006.)

**ADJOURNMENT**

At 3:30 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)



CALIFORNIA LEGISLATURE  
2005–06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, February 2, 2006**

**FORTY-SIXTH SESSION DAY**

**THREE HUNDRED NINETY-THIRD CALENDAR DAY**

**AT SACRAMENTO, CALIFORNIA**



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**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 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	Torrice
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.*

(NOTE: For explanations of absences of Assembly Members Bogh, Chan, Chu, Coto, Goldberg, Jerome E. Horton, Klehs, Montañez, Núñez, Oropeza, and Salinas on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for this day; for explanations of absences of Assembly Members Strickland and Yee on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Journal for February 1, 2006.)

**ADJOURNMENT**

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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DARIO FROMMER, Majority Floor Leader

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)





CALIFORNIA LEGISLATURE  
2005–06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, February 9, 2006**  
**FORTY-SEVENTH SESSION DAY**  
**FOUR HUNDREDTH CALENDAR DAY**  
**AT SACRAMENTO, CALIFORNIA**



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**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 9:48 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, 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	

Quorum present.

#### 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 Oropeza.*

*On personal business, and waiving per diem: Assembly Members De La Torre, Liu, Nation, and Torrico.*

*Due to travel delays: Assembly Member Cohn.*

(NOTE: For explanation of absence of Assembly Member Oropeza on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for this day.)

**ADJOURNMENT**

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)



CALIFORNIA LEGISLATURE  
2005–06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, February 16, 2006**  
**FORTY-EIGHTH SESSION DAY**  
**FOUR HUNDRED SEVENTH CALENDAR DAY**  
**AT SACRAMENTO, CALIFORNIA**



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**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 9:38 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, 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	Klehns	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	

Quorum present.

#### 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 Blakeslee, Evans, Harman, and McCarthy.*

*On personal business, and waiving per diem: Assembly Members Jerome E. Horton, Ridley-Thomas, and Torrico.*

(NOTE: For explanations of absences of Assembly Members Blakeslee, Evans, and McCarthy on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for this day; for explanation of absence of Assembly Member Harman on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for February 15, 2006.)

**ADJOURNMENT**

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)





CALIFORNIA LEGISLATURE  
2005–06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, February 23, 2006**

**FORTY-NINTH SESSION DAY**

**FOUR HUNDRED FOURTEENTH CALENDAR DAY**

**AT SACRAMENTO, CALIFORNIA**



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**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 23, 2006

The Assembly met at 9:42 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, and the following answered to their names—77:

Aghazarian	Dymally	Levine	Ridley-Thomas
Arambula	Emmerson	Lieber	Runner
Baca	Evans	Lieu	Ruskin
Bass	Garcia	Liu	Saldaña
Benoit	Goldberg	Matthews	Salinas
Berg	Hancock	Maze	Spitzer
Bermúdez	Harman	McCarthy	Strickland
Blakeslee	Haynes	Montañez	Torrico
Bogh	Horton, Shirley	Mountjoy	Tran
Calderon	Houston	Mullin	Umberg
Canciamilla	Huff	Nakanishi	Vargas
Chan	Karnette	Nation	Villines
Chavez	Keene	Nava	Walters
Chu	Klehs	Negrete McLeod	Wolk
Cogdill	Koretz	Niello	Wyland
Cohn	La Malfa	Oropeza	Yee
Coto	La Suer	Parra	Mr. Speaker
Daucher	Laird	Pavley	
De La Torre	Leno	Plescia	
DeVore	Leslie	Richman	

Quorum present.

#### 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.*

*To attend a funeral in the district: Assembly Member Jones.*

*Because of illness: Assembly Member Frommer.*

(NOTE: For explanation of absence of Assembly Member Jerome E. Horton on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for this day.)

**ADJOURNMENT**

At 4:15 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)



CALIFORNIA LEGISLATURE  
2005–06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, March 2, 2006**

**FIFTIETH SESSION DAY**

**FOUR HUNDRED TWENTY-FIRST CALENDAR DAY**

**AT SACRAMENTO, CALIFORNIA**



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**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, March 2, 2006

The Assembly met at 9:40 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, 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
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	

Quorum present.

#### 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 Member was granted leave of absence for the day:

*On legislative business: Assembly Member Calderon.*

(NOTE: For explanation of absence of Assembly Member Calderon on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for this day.)

**ADJOURNMENT**

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)





CALIFORNIA LEGISLATURE  
2005–06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, March 9, 2006**  
**FIFTY-FIRST SESSION DAY**  
**FOUR HUNDRED TWENTY-EIGHTH CALENDAR DAY**  
**AT SACRAMENTO, CALIFORNIA**



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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, March 9, 2006

The Assembly met at 6:22 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 following were placed upon the day's roll call—76:

Aghazarian	Dymally	La Suer	Pavley
Arambula	Emmerson	Laird	Plescia
Baca	Evans	Leno	Richman
Bass	Frommer	Leslie	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
Chavez	Houston	Mountjoy	Umberg
Chu	Huff	Mullin	Vargas
Cogdill	Jones	Nakanishi	Villines
Cohn	Karnette	Nation	Walters
Coto	Keene	Nava	Wolk
Daucher	Klehs	Niello	Wyland
De La Torre	Koretz	Oropeza	Yee
DeVore	La Malfa	Parra	Mr. Speaker

Quorum present.

#### 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 Levine and Ridley-Thomas.*

*On personal business, and waiving per diem: Assembly Member Chan.*

*Because of illness in her family: Assembly Member Negrete McLeod.*

(NOTE: For explanations of absences of Assembly Members Levine and Ridley-Thomas on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for this day.)

**ADJOURNMENT**

At 6:35 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)



CALIFORNIA LEGISLATURE  
2005–06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, March 16, 2006**

**FIFTY-SECOND SESSION DAY**

**FOUR HUNDRED THIRTY-FIFTH CALENDAR DAY**

**AT SACRAMENTO, CALIFORNIA**



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**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, March 16, 2006

The Assembly met at 6:30 a.m.

Hon. Todd Spitzer, Assembly Member, 71st 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	Dymally	La Suer	Pavley
Arambula	Emmerson	Laird	Plescia
Baca	Evans	Leno	Richman
Bass	Frommer	Leslie	Ridley-Thomas
Berg	Garcia	Levine	Runner
Bermúdez	Goldberg	Lieber	Ruskin
Blakeslee	Hancock	Liu	Saldaña
Bogh	Haynes	Matthews	Salinas
Calderon	Horton, Jerome	Maze	Spitzer
Canciamilla	Horton, Shirley	McCarthy	Strickland
Chan	Houston	Mountjoy	Tran
Chavez	Huff	Mullin	Umberg
Chu	Jones	Nakanishi	Vargas
Cohn	Karnette	Nava	Villines
Coto	Keene	Negrete McLeod	Walters
Daucher	Klehs	Niello	Wolk
De La Torre	Koretz	Oropeza	Wyland
DeVore	La Malfa	Parra	Mr. Speaker

Quorum present.

**At 10:12 a.m., Hon. Rick Keene, 3rd 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, Cogdill, Harman, Lieu, Montañez, Nation, and Yee.*

*On personal business, and waiving per diem: Assembly Member Torrico.*

(NOTE: For explanations of absences of Assembly Members Benoit, Cogdill, Harman, Lieu, Montañez, Nation, and Yee on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for this day.)

**ADJOURNMENT**

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)





CALIFORNIA LEGISLATURE  
2005–06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, March 23, 2006**

**FIFTY-THIRD SESSION DAY**

**FOUR HUNDRED FORTY-SECOND CALENDAR DAY**

**AT SACRAMENTO, CALIFORNIA**



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**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, March 23, 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 Elizabeth Potter reading.

#### ROLL CALL

The following were placed upon the morning roll call—72:

Aghazarian	DeVore	Leno	Richman
Arambula	Dymally	Leslie	Ridley-Thomas
Baca	Emmerson	Lieber	Runner
Benoit	Evans	Lieu	Ruskin
Berg	Frommer	Matthews	Saldaña
Bermúdez	Garcia	McCarthy	Salinas
Blakeslee	Goldberg	Montañez	Spitzer
Bogh	Haynes	Mountjoy	Strickland
Calderon	Horton, Jerome	Mullin	Torrigo
Canciamilla	Horton, Shirley	Nakanishi	Tran
Chan	Houston	Nation	Umberg
Chavez	Huff	Nava	Vargas
Chu	Karnette	Negrete McLeod	Villines
Cogdill	Keene	Niello	Walters
Cohn	Klehs	Oropeza	Wolk
Coto	La Malfa	Parra	Wyland
Daucher	La Suer	Pavley	Yee
De La Torre	Laird	Plescia	Mr. Speaker

Quorum present.

#### 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, Hancock, Harman, Koretz, Levine, and Maze.*

*On legislative business, per diem waived for the 2005–2006 Session (See Assembly Journal, page 62): Assembly Member Jones.*

*On personal business, and waiving per diem: Assembly Member Liu.*

(NOTE: For explanations of absences of Assembly Members Bass, Hancock, Harman, Koretz, Levine and Maze on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for this day; for explanation of absence of Assembly Member Jones on this day, on legislative business, per diem waived, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for this day.)

**ADJOURNMENT**

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)



CALIFORNIA LEGISLATURE  
2005–06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, March 30, 2006**

**FIFTY-FOURTH SESSION DAY**

**FOUR HUNDRED FORTY-NINTH CALENDAR DAY**

**AT SACRAMENTO, CALIFORNIA**



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**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, March 30, 2006

The Assembly met at 9:39 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 following were placed upon the morning roll call—71:

Arambula	Frommer	Leslie	Richman
Baca	Garcia	Levine	Runner
Benoit	Goldberg	Lieu	Ruskin
Berg	Hancock	Matthews	Saldaña
Bermúdez	Haynes	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
Coto	Koretz	Niello	Wolk
Daucher	La Malfa	Oropeza	Wyland
De La Torre	La Suer	Parra	Yee
DeVore	Laird	Pavley	Mr. Speaker
Evans	Leno	Plescia	

Quorum present.

#### 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, Cohn, Dymally, Emmerson, Harman, Lieber, and Ridley-Thomas.*

*On personal business, and waiving per diem: Assembly Member Liu.*

*Because of illness in his family: Assembly Member Aghazarian.*

(NOTE: For explanations of absences of Assembly Members Bass, Cohn, Dymally, Emmerson, Harman, Lieber, and Ridley-Thomas on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for this day.)

**ADJOURNMENT**

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)





CALIFORNIA LEGISLATURE  
2005–06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, April 6, 2006**  
**FIFTY-FIFTH SESSION DAY**  
**FOUR HUNDRED FIFTY-SIXTH CALENDAR DAY**  
**AT SACRAMENTO, CALIFORNIA**



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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, April 6, 2006

The Assembly met at 9:20 a.m.

Hon. Sally Lieber, Assistant Speaker pro Tempore of the Assembly, 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—75:

Arambula	Dymally	Laird	Plescia
Baca	Emmerson	Leno	Richman
Bass	Evans	Leslie	Ridley-Thomas
Benoit	Frommer	Levine	Runner
Berg	Garcia	Lieber	Ruskin
Bermúdez	Goldberg	Lieu	Salinas
Blakeslee	Hancock	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	

Quorum present.

#### 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 Harman and Saldaña.*

*On personal business, and waiving per diem: Assembly Members Liu and Nava.*

*Because of illness in his family: Assembly Member Aghazarian.*

(NOTE: For explanations of absences of Assembly Members Harman and Saldaña on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for this day.)

**ADJOURNMENT**

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)



CALIFORNIA LEGISLATURE  
2005–06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, April 20, 2006**  
**FIFTY-SIXTH SESSION DAY**  
**FOUR HUNDRED SEVENTIETH CALENDAR DAY**  
**AT SACRAMENTO, CALIFORNIA**



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**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, April 20, 2006

The Assembly met at 9:38 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 following were placed upon the morning roll call—75:

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	Spitzer
Bogh	Horton, Jerome	McCarthy	Strickland
Canciamilla	Horton, Shirley	Montañez	Torrco
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	

Quorum present.

#### 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, Calderon, and Haynes.*

*To attend a funeral in the district: Assembly Member Maze.*

*Due to a death in his family: Assembly Member Salinas.*

(NOTE: For explanations of absences of Assembly Members Bass, Calderon, and Haynes on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for this day.)

**COMMUNICATIONS**

The following communications were presented by the Chief Clerk, and ordered printed in the Journal:

April 5, 2006

*E. Dotson Wilson  
Chief Clerk, California State Assembly  
State Capitol, Room 3196  
Sacramento, California*

Dear Mr. Wilson,

I am writing to inform you that I have been elected Assembly Republican Leader and will assume the position on April 17, 2006.

If you should have any questions, please do not hesitate to contact my office.

Sincerely,

GEORGE A. PLESCIA, Assembly Member  
Seventy-fifth District

April 12, 2006

*E. Dotson Wilson, Chief Clerk  
California State Assembly  
State Capitol, Room 3196  
Sacramento, California*

Dear Mr. Wilson: This letter is to officially announce that as of Monday, April 17, 2006, the new 2nd Ranking Republican Leader/Caucus Chair is Assemblyman Greg Aghazarian.

If you have any questions regarding this letter, please contact Shaun Flanigan at 319-2075.

It is an honor working with you in the California State Assembly.

Sincerely,

GEORGE PLESCIA  
Assembly Republican Leader

**ADJOURNMENT**

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)





CALIFORNIA LEGISLATURE  
2005–06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, April 27, 2006**

**FIFTY-SEVENTH SESSION DAY**

**FOUR HUNDRED SEVENTY-SEVENTH CALENDAR DAY**

**AT SACRAMENTO, CALIFORNIA**



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**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, April 27, 2006

The Assembly met at 9:26 a.m.

Hon. Sally J. Lieber, Assistant Speaker pro Tempore of the Assembly, 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—73:

Aghazarian	Dymally	Laird	Richman
Arambula	Emmerson	Leno	Ridley-Thomas
Baca	Evans	Levine	Ruskin
Bass	Frommer	Lieber	Saldaña
Benoit	Garcia	Lieu	Salinas
Berg	Goldberg	Liu	Strickland
Bermúdez	Hancock	Matthews	Torrico
Blakeslee	Harman	Maze	Tran
Bogh	Haynes	Montañez	Umberg
Calderon	Horton, Jerome	Mountjoy	Vargas
Canciamilla	Horton, Shirley	Mullin	Villines
Chan	Houston	Nakanishi	Walters
Chavez	Huff	Nation	Wolk
Chu	Karnette	Nava	Wyland
Cogdill	Keene	Negrete McLeod	Yee
Coto	Kleh	Niello	Mr. Speaker
Daucher	Koretz	Parra	
De La Torre	La Malfa	Pavley	
DeVore	La Suer	Plescia	

Quorum present.

#### 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 Leslie, McCarthy, Oropeza, and Runner.*

*On legislative business, per diem waived for the 2005–2006 Session (See Assembly Journal, page 4089): Assembly Member Jones.*

*On personal business, and waiving per diem: Assembly Member Cohn.*

*On paternity leave: Assembly Member Spitzer.*

(NOTE: For explanations of absences of Assembly Members Jones, McCarthy, Oropeza, and Runner on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for this day; for explanation of absence of Assembly Member Leslie, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for April 24, 2006.)

**COMMUNICATIONS**

The following communication was presented by the Chief Clerk, and ordered printed in the Journal:

April 26, 2006

*E. Dotson Wilson, Chief Clerk  
California State Assembly  
State Capitol, Room 3196  
Sacramento, California*

Dear Mr. Wilson: This letter is to officially announce that as of Monday, April 24, 2006, the new Assembly Republican Leadership Team consists of the following members:

- |                             |  |
|-----------------------------|--|
| Assemblyman Greg Aghazarian | 2nd Ranking Republican Leader/Caucus Chair                                   |
| Assemblyman Rick Keene      | Assembly Budget Committee Vice-Chair and Assistant Republican Leader         |
| Assemblywoman Sharon Runner | Assembly Appropriations Committee Vice-Chair and Assistant Republican Leader |
| Assemblywoman Mimi Walters  | Assistant Republican Leader  |
| Assemblyman Mike Villines   | Assistant Republican Leader  |
| Assemblyman Van Tran        | Assistant Republican Leader  |
| Assemblyman Bill Emmerson   | Chief Republican Whip  |
| Assemblyman Doug La Malfa   | Chief Republican Whip  |
| Assemblyman John J. Benoit  | Republican Whip  |
| Assemblyman Bob Huff        | Republican Whip  |
| Assemblyman Roger Niello    | Republican Whip  |
| Assemblyman Todd Spitzer    | Republican Whip  |

If you have any questions regarding this letter, please contact Shaun Flanigan at 319-2075.

It is an honor working with you in the California State Assembly.  
Sincerely,

**GEORGE A. PLESCIA**  
Assembly Republican Leader

**ADJOURNMENT**

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)



CALIFORNIA LEGISLATURE  
2005–06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, May 4, 2006**

**FIFTY-EIGHTH SESSION DAY**

**FOUR HUNDRED EIGHTY-FOURTH CALENDAR DAY**

**AT SACRAMENTO, CALIFORNIA**



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**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, May 4, 2006

The Assembly met at 9:44 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, and the following answered to their names—76:

Aghazarian	Dymally	Leno	Pavley
Arambula	Emmerson	Leslie	Plescia
Baca	Evans	Levine	Richman
Bass	Frommer	Lieber	Ridley-Thomas
Benoit	Goldberg	Lieu	Runner
Berg	Hancock	Liu	Ruskin
Bermúdez	Harman	Matthews	Saldaña
Blakeslee	Horton, Jerome	Maze	Salinas
Bogh	Horton, Shirley	McCarthy	Strickland
Calderon	Houston	Montañez	Torrico
Canciamilla	Huff	Mountjoy	Tran
Chavez	Jones	Mullin	Umberg
Chu	Karnette	Nakanishi	Vargas
Cogdill	Keene	Nation	Villines
Cohn	Klehs	Nava	Walters
Coto	Koretz	Negrete McLeod	Wolk
Daucher	La Malfa	Niello	Wyland
De La Torre	La Suer	Oropeza	Yee
DeVore	Laird	Parra	Mr. Speaker

Quorum present.

#### 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 Haynes.*

*On personal business, and waiving per diem: Assembly Members Chan and Garcia.*

*On paternity leave: Assembly Member Spitzer.*

(NOTE: For explanation of absence of Assembly Member Haynes on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for this day.)

**MESSAGES FROM THE GOVERNOR**

The following message from the Governor was received and ordered printed in the Journal:

Governor's Office, Sacramento  
April 26, 2006

*The Honorable Fabian Núñez  
Speaker of the Assembly  
State Capitol, Room 219  
Sacramento, California*

Dear Speaker Núñez: I hereby designate Richard Costigan, Cynthia Bryant and Jacque Roberts as members of my staff who may sign for enrolled bills pursuant to Section 9509 of the Government Code. This letter updates the letter of November 18, 2003.

Thank you for your attention to this matter.

Sincerely,

ARNOLD SCHWARZENEGGER

**ADJOURNMENT**

At 3:41 a.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)





CALIFORNIA LEGISLATURE  
2005–06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, May 11, 2006**  
**FIFTY-NINTH SESSION DAY**  
**FOUR HUNDRED NINETY-FIRST CALENDAR DAY**  
**AT SACRAMENTO, CALIFORNIA**



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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, May 11, 2006

The Assembly met at 9:43 a.m.

Hon. Leland Y. Yee, Speaker pro Tempore of the Assembly,  
presiding.

Assistant Chief Clerk Lawrence A. Murman at the Desk.

Assistant Clerk Elizabeth Potter reading.

#### ROLL CALL

The roll was called, and the following answered to their names—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	Klehs	Niello	Wyland
Daucher	La Malfa	Oropeza	Yee
De La Torre	La Suer	Parra	Mr. Speaker
DeVore	Laird	Pavley	

Quorum present.

#### 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 Member was granted leave of absence for the day:

*On legislative business: Assembly Member Koretz.*

(NOTE: For explanation of absence of Assembly Member Koretz on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for this day.)

**ADJOURNMENT**

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)



CALIFORNIA LEGISLATURE  
2005–06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, May 18, 2006**

**SIXTIETH SESSION DAY**

**FOUR HUNDRED NINETY-EIGHTH CALENDAR DAY**

**AT SACRAMENTO, CALIFORNIA**



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**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, May 18, 2006

The Assembly met at 9:43 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 following were placed upon the morning roll call—73:

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	Torrco
Canciamilla	Houston	Mountjoy	Umberg
Chan	Huff	Mullin	Vargas
Chavez	Jones	Nakanishi	Villines
Chu	Karnette	Nation	Walters
Cogdill	Keene	Nava	Wolk
Coto	Klehs	Negrete McLeod	Wyland
Daucher	Koretz	Niello	Yee
De La Torre	La Malfa	Oropeza	
DeVore	La Suer	Parra	
Dymally	Laird	Pavley	

Quorum present.

#### 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, Shirley Horton, Núñez, Plescia, and Tran.*

*On personal business, and waiving per diem: Assembly Member Lieu.  
Because of illness: Assembly Member Cohn.*

(NOTE: For explanations of absences of Assembly Members Calderon, Shirley Horton, Núñez, Plescia, and Tran on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for this day.)

**ADJOURNMENT**

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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LELAND Y. YEE, Speaker pro Tempore

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)





CALIFORNIA LEGISLATURE  
2005–06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, May 25, 2006**  
**SIXTY-FIRST SESSION DAY**  
**FIVE HUNDRED FIFTH CALENDAR DAY**  
**AT SACRAMENTO, CALIFORNIA**



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**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, May 25, 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 Elizabeth Potter reading.

#### ROLL CALL

The following were placed upon the morning roll call—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

Quorum present.

#### REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

#### ADJOURNMENT

At 5:38 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)

CALIFORNIA LEGISLATURE  
2005–06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, June 1, 2006**  
**SIXTY-SECOND SESSION DAY**  
**FIVE HUNDRED TWELFTH CALENDAR DAY**  
**AT SACRAMENTO, CALIFORNIA**



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**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, June 1, 2006

The Assembly met at 6 a.m.

Hon. Sam Blakeslee, Assembly Member, 33rd 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	DeVore	La Malfa	Niello
Arambula	Dymally	La Suer	Parra
Baca	Emmerson	Laird	Pavley
Bass	Evans	Leno	Plescia
Benoit	Frommer	Leslie	Richman
Berg	Garcia	Levine	Ridley-Thomas
Bermúdez	Goldberg	Lieber	Ruskin
Blakeslee	Hancock	Lieu	Saldaña
Bogh	Harman	Liu	Salinas
Calderon	Haynes	Matthews	Spitzer
Canciamilla	Horton, Jerome	Maze	Strickland
Chan	Horton, Shirley	McCarthy	Torrico
Chavez	Houston	Montañez	Tran
Chu	Huff	Mountjoy	Umberg
Cohn	Jones	Mullin	Vargas
Coto	Karnette	Nakanishi	Walters
Daucher	Keene	Nava	Wyland
De La Torre	Klehns	Negrete McLeod	Mr. Speaker

Quorum present.

**At 10:28 a.m., Hon. Ira Ruskin, 21st 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 Cogdill, Koretz, Nation, Runner, Villines, and Yee.*

*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 Member Oropeza.*

(NOTE: For explanations of absences of Assembly Members Cogdill, Koretz, Nation, Runner, Villines, Wolk, and Yee on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for this day.)

**ADJOURNMENT**

At 4:35 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)



CALIFORNIA LEGISLATURE  
2005–06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, June 8, 2006**  
**SIXTY-THIRD SESSION DAY**  
**FIVE HUNDRED NINETEENTH CALENDAR DAY**  
**AT SACRAMENTO, CALIFORNIA**



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**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, June 8, 2006

The Assembly met at 9:54 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, and the following answered to their names—68:

Aghazarian	Emmerson	Laird	Plescia
Arambula	Evans	Leno	Runner
Baca	Frommer	Leslie	Ruskin
Benoit	Garcia	Levine	Saldaña
Berg	Goldberg	Lieber	Salinas
Bermúdez	Harman	Liu	Spitzer
Blakeslee	Horton, Jerome	Matthews	Strickland
Bogh	Horton, Shirley	Maze	Torrico
Canciamilla	Houston	McCarthy	Tran
Chan	Huff	Montañez	Umberg
Chavez	Jones	Mountjoy	Vargas
Chu	Karnette	Mullin	Villines
Cogdill	Keene	Nakanishi	Walters
Cohn	Klehs	Nation	Wolk
Daucher	Koretz	Nava	Wyland
DeVore	La Malfa	Negrete McLeod	Yee
Dymally	La Suer	Niello	Mr. Speaker

Quorum present.

#### 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, De La Torre, Hancock, Oropeza, Parra, Pavley, Richman, and Ridley-Thomas.*

*On personal business, and waiving per diem: Assembly Members Calderon, Coto, and Lieu.*

*Because of illness: Assembly Member Haynes.*

(NOTE: For explanations of absences of Assembly Members Bass, De La Torre, Hancock, Oropeza, Parra, Pavley, Richman, and Ridley-Thomas on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for this day.)



**ADJOURNMENT**

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)



CALIFORNIA LEGISLATURE  
2005–06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, June 15, 2006**

**SIXTY-FOURTH SESSION DAY**

**FIVE HUNDRED TWENTY-SIXTH CALENDAR DAY**

**AT SACRAMENTO, CALIFORNIA**



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**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, June 15, 2006

The Assembly met at 9:39 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 following were placed upon the morning roll call—78:

Aghazarian	Emmerson	Leslie	Richman
Arambula	Evans	Levine	Ridley-Thomas
Baca	Frommer	Lieber	Runner
Bass	Garcia	Lieu	Ruskin
Benoit	Goldberg	Liu	Saldaña
Berg	Hancock	Matthews	Salinas
Bermúdez	Haynes	Maze	Spitzer
Blakeslee	Horton, Jerome	McCarthy	Strickland
Bogh	Horton, Shirley	Montañez	Torrco
Calderon	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.

#### 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 Member was granted leave of absence for the day:

*On legislative business: Assembly Member Canciamilla.*

(NOTE: For explanation of absence of Assembly Member Canciamilla on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for this day.)

**COMMUNICATIONS**

The following communication was presented by the Speaker, and ordered printed in the Journal:

June 7, 2006

*The Honorable Fabian Núñez, Speaker  
California State Assembly  
State Capitol, Room 219  
Sacramento, California*

Dear Mr. Speaker: As a result of my election to the unexpired term of office for the 35<sup>th</sup> Senatorial District, I hereby respectfully submit my resignation as State Assemblymember of the 67<sup>th</sup> Assembly District. My resignation is effective upon taking the oath of office for the 35<sup>th</sup> Senate District on June 12, 2006.

Respectfully,

TOM HARMAN, Assembly Member  
Sixty-seventh District

**ADJOURNMENT**

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)



CALIFORNIA LEGISLATURE  
2005–06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, June 22, 2006**

**SIXTY-FIFTH SESSION DAY**

**FIVE HUNDRED THIRTY-THIRD CALENDAR DAY**

**AT SACRAMENTO, CALIFORNIA**



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**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, June 22, 2006

The Assembly met at 6 a.m.

Hon. Chuck DeVore, Assembly Member, 70th 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	Hancock	Liu	Runner
Baca	Haynes	Matthews	Saldaña
Bass	Horton, Jerome	Maze	Salinas
Berg	Horton, Shirley	McCarthy	Spitzer
Blakeslee	Houston	Montañez	Strickland
Calderon	Huff	Mountjoy	Torrico
Canciamilla	Karnette	Mullin	Tran
Chavez	Keene	Nakanishi	Umberg
Chu	Klehs	Nation	Vargas
Cohn	Koretz	Nava	Villines
Coto	La Malfa	Negrete McLeod	Walters
Daucher	La Suer	Niello	Wolk
De La Torre	Laird	Oropeza	Wyland
DeVore	Leno	Parra	Yee
Dymally	Leslie	Pavley	Mr. Speaker
Emmerson	Levine	Plescia	
Garcia	Lieber	Richman	
Goldberg	Lieu	Ridley-Thomas	

Quorum present.

**At 9:42 a.m., Hon. Bill Emmerson, 63rd 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, Benoit, Bermúdez, Bogh, Chan, Cogdill, Frommer, and Ruskin.*

*On legislative business, per diem waived for the 2005–2006 Session (See Assembly Journal, page 4089): Assembly Member Jones.*

*Because of illness: Assembly Member Evans.*

(NOTE: For explanations of absences of Assembly Members Arambula, Benoit, Bermúdez, Bogh, Chan, Cogdill, Frommer, Jones and Ruskin on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for this day.)



**ADJOURNMENT**

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)



CALIFORNIA LEGISLATURE  
2005–06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, June 29, 2006**  
**SIXTY-SIXTH SESSION DAY**  
**FIVE HUNDRED FORTIETH CALENDAR DAY**  
**AT SACRAMENTO, CALIFORNIA**



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**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, June 29, 2006

The Assembly met at 9:48 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 following were placed upon the morning roll call—77:

Aghazarian	Dymally	Leslie	Ridley-Thomas
Arambula	Emmerson	Levine	Runner
Baca	Frommer	Lieber	Ruskin
Bass	Garcia	Lieu	Saldaña
Benoit	Goldberg	Liu	Salinas
Berg	Hancock	Matthews	Spitzer
Bermúdez	Haynes	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	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	

Quorum present.

#### 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:

*Because of illness: Assembly Member Evans.*

*Because of a death in his family: Assembly Member Nation.*

**ADJOURNMENT**

At 3 p.m., by unanimous consent and in accordance with Article IV, Section 7(d) of the State Constitution, the Assembly adjourned the 2005–06 First Extraordinary Session for the Summer Recess until Monday, August 7, 2006, and consent for the Senate to do the same.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)



CALIFORNIA LEGISLATURE  
2005-06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, August 10, 2006**

**SIXTY-SEVENTH SESSION DAY**

**FIVE HUNDRED EIGHTY-SECOND CALENDAR DAY**

**AT SACRAMENTO, CALIFORNIA**



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**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 10, 2006

The Assembly met at 9:20 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 following were placed upon the morning roll call—77:

Aghazarian	Dymally	Leno	Ridley-Thomas
Arambula	Emmerson	Levine	Runner
Baca	Evans	Lieber	Ruskin
Bass	Frommer	Lieu	Saldaña
Benoit	Garcia	Liu	Salinas
Berg	Goldberg	Matthews	Spitzer
Bermúdez	Hancock	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	Kleh	Oropeza	Yee
Coto	Koretz	Parra	Mr. Speaker
Daucher	La Malfa	Pavley	
De La Torre	La Suer	Plescia	
DeVore	Laird	Richman	

Quorum present.

#### 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 Leslie.*

*On personal business, and waiving per diem: Assembly Member Maze.*

(NOTE: For explanation of absence of Assembly Member Leslie on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for this day.)



**ADJOURNMENT**

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)



CALIFORNIA LEGISLATURE  
2005–06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, August 17, 2006**

**SIXTY-EIGHTH SESSION DAY**

**FIVE HUNDRED EIGHTY-NINTH CALENDAR DAY**

**AT SACRAMENTO, CALIFORNIA**



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**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 17, 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 following were placed upon the morning roll call—78:

Aghazarian	Dymally	Leno	Richman
Arambula	Emmerson	Leslie	Ridley-Thomas
Baca	Evans	Levine	Runner
Bass	Frommer	Lieber	Ruskin
Benoit	Garcia	Lieu	Saldaña
Berg	Goldberg	Liu	Salinas
Bermúdez	Hancock	Matthews	Spitzer
Blakeslee	Haynes	Maze	Strickland
Bogh	Horton, Jerome	McCarthy	Torrigo
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	Parra	Mr. Speaker
De La Torre	La Suer	Pavley	
DeVore	Laird	Plescia	

Quorum present.

#### 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 Member was granted leave of absence for the day:

*Because of illness: Assembly Member Oropeza.*

**ADJOURNMENT**

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)



CALIFORNIA LEGISLATURE  
2005–06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, August 24, 2006**

**SIXTY-NINTH SESSION DAY**

**FIVE HUNDRED NINETY-SIXTH CALENDAR DAY**

**AT SACRAMENTO, CALIFORNIA**



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**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 24, 2006

The Assembly met at 9:56 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 following were placed upon the morning roll call—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	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	

Quorum present.

#### REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

#### ADJOURNMENT

At 6:45 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)



CALIFORNIA LEGISLATURE  
2005–06 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, August 31, 2006**  
**SEVENTIETH SESSION DAY**  
**SIX HUNDRED THIRD CALENDAR DAY**  
**AT SACRAMENTO, CALIFORNIA**



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**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 31, 2006

The Assembly met at 11:08 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 following were placed upon the morning roll call—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	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	

Quorum present.

#### REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

#### SIX HUNDRED FOURTH CALENDAR DAY AT SACRAMENTO, CALIFORNIA

Assembly Chamber, September 1, 2006

At 12 midnight.  
Speaker Fabian Núñez, presiding.

**ADJOURNMENT**

At 12:15 a.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)



CALIFORNIA LEGISLATURE

2005–06 FIRST EXTRAORDINARY SESSION

ASSEMBLY JOURNAL

RECESS JOURNAL NO. 2

FINAL RECESS

Assembly Chamber, Sacramento  
Thursday, November 30, 2006

Pursuant to the provisions of Joint Rule 59, the following Assembly Journal for the 2005–06 First Extraordinary Session was printed while the Assembly was in Final Recess:

REPORTS OF STANDING COMMITTEES

Committee on Public Sector

June 22, 2005

Mr. Speaker: Your Committee on Public Sector reports the following bill pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 3

TORRICO, Chair

Above bill ordered filed with the Chief Clerk.

Committee on Budget Process

November 30, 2006

Mr. Speaker: Your Committee on Budget Process reports:

Assembly Constitutional Amendment No. 4

Without action.

LAIRD, Chair

Above resolution ordered filed with the Chief Clerk.

Committee on Education Finance and the Teaching Profession

November 30, 2006

Mr. Speaker: Your Committee on Education Finance and the Teaching Profession reports:

Assembly Bill No. 2

Without action.

MULLIN, Chair

Above bill ordered filed with the Chief Clerk.

**Committee on Education Finance and the Teaching Profession**

November 30, 2006

Mr. Speaker: Your Committee on Education Finance and the Teaching Profession reports:

Assembly Constitutional Amendment No. 2

Assembly Constitutional Amendment No. 7

Without action.

MULLIN, Chair

Above resolutions ordered filed with the Chief Clerk.

**Committee on Public Sector**

November 30, 2006

Mr. Speaker: Your Committee on Public Sector reports:

Assembly Constitutional Amendment No. 1

Assembly Constitutional Amendment No. 8

Without action.

TORRICO, Chair

Above resolutions ordered filed with the Chief Clerk.

**Committee on Ways and Means**

November 30, 2006

Mr. Speaker: Your Committee on Ways and Means reports:

Assembly Bill No. 4

Assembly Bill No. 5

Assembly Bill No. 6

Without action.

CHU, Chair

Above bills ordered filed with the Chief Clerk.

**Committee on District Representation**

November 30, 2006

Mr. Speaker: Your Committee on District Representation reports:

Assembly Constitutional Amendment No. 3

Without action.

UMBERG, Chair

Above resolution ordered filed with the Chief Clerk.

**MEASURES WHICH DIED AT DESK**

Assembly Bills Nos. 1, 7, and 8; Assembly Constitutional Amendments Nos. 5 and 6; Assembly Concurrent Resolution No. 1; and Senate Concurrent Resolution No. 1.

**ADJOURNMENT**

At 12 p.m., November 30, 2006, pursuant to the provisions of Article IV, Section 3(a) of the Constitution and Joint Rule 51, the 2005–2006 First Extraordinary Session of the Legislature adjourned *sine die*.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Thursday, January 6, 2005. See Assembly Journal, page 4.)

Volume 6

# Journal of the Assembly

Legislature of the State of California  
2005–06 Second Extraordinary Session

June 27, 2006 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





CALIFORNIA LEGISLATURE  
2005–06 SECOND EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Tuesday, June 27, 2006**  
**FIRST SESSION DAY**  
**FIRST CALENDAR DAY**  
**AT SACRAMENTO, CALIFORNIA**



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**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, June 27, 2006

At 9:59 p.m., the Assembly met pursuant to the provisions of the Proclamation of the Honorable Arnold Schwarzenegger, Governor of the State of California convening the Legislature of the State of California on this day in extraordinary session.

In conformity with Government Code Section 9150, the following officers for the 2005–06 Regular Session were present and performing their respective duties: E. Dotson Wilson, Chief Clerk, Sue Parker, Minute Clerk, and Ronald E. Pane, Chief Sergeant-at-Arms.

Leland Y. Yee, Speaker pro Tempore of the Assembly for the 2005–06 Regular Session, presiding.

Assistant Clerk Elizabeth Potter reading.

#### ROLL CALL

The roll was called and the following answered to their names—77:

Aghazarian	Dymally	Leslie	Ridley-Thomas
Arambula	Emmerson	Levine	Runner
Baca	Frommer	Lieber	Ruskin
Bass	Garcia	Lieu	Saldaña
Benoit	Goldberg	Liu	Salinas
Berg	Hancock	Matthews	Spitzer
Bermúdez	Haynes	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	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	

**PRAYER**

Upon invitation of Speaker pro Tempore Yee, the following prayer was offered by Assembly Member Mark Leno:

Baruch a'tah adonoi, eloheynu melech ha'olam,  
Blessed are you, Creator of the Universe,

Help us to recognize that the respect, dignity and validation of all human life is worthy of your blessing and protection.

Help us to transcend blind prejudices with moderated grace.

Your limitless majesty challenges our human frailties.

Help us to see that which our limited vision keeps us from loving and honoring in your creation.

Let us remember the words of the prophet Micah, "to act justly, to love mercy and to walk humbly with your God".

Baruch a'tah adonoi, eloheynu melech ha'olam, sh'asani kir'tso'no.

Blessed are you, Creator of the Universe, who has made me according to thy will and desire.

Baruch a'tah adonoi, eloheynu melech ha'olam, she'he'che'yanu, v'ke'yimanu, v'higi'yanu, laz'man ha'ze.

Blessed are you, Creator of the Universe, who has given us life, sustained us and brought us to this time and place.

**PLEDGE OF ALLEGIANCE TO THE FLAG**

Upon request of Speaker pro Tempore Yee, Assembly Member Baca then led the Assembly in the pledge of allegiance to the Flag.

**LEAVES OF ABSENCE FOR THE DAY**

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

*Because of illness: Assembly Member Evans.*

*Because of a death in his family: Assembly Member Nation.*

**PROCLAMATION OF THE GOVERNOR**

Speaker pro Tempore Yee directed the Clerk to read the following Proclamation of the Governor convening the Legislature in extraordinary session:

**A PROCLAMATION**

by

The Governor of the State of California

WHEREAS, an extraordinary occasion has arisen and now exists requiring that the Legislature of the State of California be convened in extraordinary session; now therefore,

I, ARNOLD SCHWARZENEGGER, Governor of the State of California, by virtue of the power and authority vested in me by Section 3(b) Article IV of the Constitution of the State of California, do hereby convene the Legislature of the State of California to meet in extraordinary session at Sacramento, California on the 27th day of June 2006, at a time to be determined, for the following purpose and to legislate upon the following subjects:

1. To consider and act upon legislation to transfer low-risk women inmates out of state prison and into community correctional facilities.
2. To consider and act upon legislation to appropriate funds, including appropriations for lease-revenue bonds, to build additional prisons.
3. To consider and act upon legislation to establish and fund secure re-entry facilities.
4. To consider and act upon legislation to expedite and streamline the state contracting process for implementing programs and construction of additional prisons and secure re-entry facilities.

IN WITNESS WHEREOF I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this 26th day of June, 2006.

ARNOLD SCHWARZENEGGER  
Governor of California

ATTEST:

BRUCE MCPHERSON  
Secretary of State



**ELECTION OF SPEAKER**

Assembly Member Frommer was granted unanimous consent that the election of Speaker Fabian Núñez on December 6, 2004, to the Office of Speaker of the Assembly for the 2005–06 Regular Session, and the Oath of Office administered (Assembly Journal, page 7), be substituted in the 2005–06 Second Extraordinary Session.

**OATH OF OFFICE FOR SPEAKER OF THE ASSEMBLY**

The following oath of office was administered to Speaker-elect Fabian Núñez, on Monday, December 6, 2004 by the Honorable Teresa Sanchez-Gordon, Judge of the Superior Court, County of Los Angeles:

**OATH**

*for the Office of Speaker of the Assembly*

I 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 the state 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.

**ANNOUNCEMENT**

Speaker pro Tempore Yee announced that Senator Harman, a Member of the Assembly in December 2004 will not be recorded on any substitute roll calls. In addition, Assembly Member Ted Lieu, who took Oath of Office on September 21, 2005, will be added to all substitute resolutions and motions for today's session.

**ADOPTION OF STANDING RULES**

Assembly Member Frommer requested unanimous consent that the permanent Standing Rules of the Assembly for the 2005–06 Regular Session be adopted as the Rules for 2005–06 Second Extraordinary Session and that the roll call vote taken December 6, 2004 be substituted.

Assembly Member Cogdill withheld unanimous consent.

**RESOLUTIONS**

The following resolution was offered:

**HOUSE RESOLUTION NO. 1**

By Assembly Member Frommer.

Relative to the Standing Rules of the Assembly for the 2005–06 Second Extraordinary Session.

*Resolved by the Assembly of the State of California,* That the Standing Rules of the Assembly for the 2005–06 Regular Session are hereby adopted as the Standing Rules of the Assembly for the 2005–06 Second Extraordinary Session.

**HOUSE RESOLUTION NO. 1 TAKEN UP**

On motion of Assembly Member Frommer, House Resolution No. 1 was taken up.

**HOUSE RESOLUTION NO. 1 (Frommer)**—Relative to the Standing Rules of the Assembly for the 2005–06 Second Extraordinary Session.

Resolution read, and adopted by the following vote:

**AYES—45**

Arambula	Dymally	Lieber	Ruskin
Baca	Frommer	Lieu	Saldaña
Bass	Goldberg	Liu	Salinas
Berg	Hancock	Matthews	Torrico
Bermúdez	Horton, Jerome	Montañez	Umberg
Calderon	Jones	Mullin	Vargas
Canciamilla	Karnette	Nava	Wolk
Chan	Kleh	Negrete McLeod	Yee
Chavez	Koretz	Oropeza	Mr. Speaker
Chu	Laird	Parra	
Cohn	Leno	Pavley	
Coto	Levine	Ridley-Thomas	

**NOES—28**

Aghazarian	Garcia	La Suer	Runner
Benoit	Haynes	McCarthy	Spitzer
Bogh	Horton, Shirley	Mountjoy	Strickland
Cogdill	Houston	Nakanishi	Tran
Daucher	Huff	Niello	Villines
DeVore	Keene	Plescia	Walters
Emmerson	La Malfa	Richman	Wyland

**MOTION RELATIVE TO  
ORGANIZATION OF THE ASSEMBLY**

Assembly Member Frommer was granted unanimous consent that House Resolution No. 3 in the 2005–06 Regular Session, relative to payment of Members, officers, and attaches of the Assembly, distribution of Assembly Weekly Histories be substituted in the 2005–06 Second Extraordinary Session, and that the roll call vote taken on December 6, 2004 be substituted:

**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	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	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**

\*(NOTE: Assembly Members Berg, Lieu, and Oropeza were granted unanimous consent to add on to the December 6, 2004 roll call. Assembly Member Berg took and subscribed to the Oath of Office on Monday, January 3, 2005. Assembly Member Lieu took and subscribed to the Oath of Office on September 21, 2005. Assembly Member Oropeza took and subscribed to the Oath of Office on December 20, 2004. Assembly Member Umberg was present when the above vote was taken on December 6, 2004, but was excused on this day. Senator Tom Harman, a member of the Assembly in December of 2004, will not be recorded on the substitute roll call. Senator Harman resigned from the Assembly on June 12, 2006, see Assembly Journal for June 12, 2006 for the Regular Session, page 6034.)

(NOTE: For the text of House Resolution No. 3, see Assembly Journal for December 6, 2004 for the Regular Session, page 58; for roll call vote 78–0, see page 58.)

#### **ELECTION OF OFFICERS OF THE ASSEMBLY**

Assembly Member Frommer was granted unanimous consent that the non-member Officers in the 2005–06 Regular Session be deemed the non-member Officers in the 2005–06 Second Extraordinary Session and that their Oaths of Office in the Regular Session be substituted: E. Dotson Wilson, Chief Clerk; Ronald E. Pane, Chief Sergeant-at-Arms; Father Constantine C. Pappademos, Chaplain; Rev. Ivan L. Williams, Sr., Alternate Chaplain.

(NOTE: For the roll call election of non-member officers for the 2005–06 Regular Session, see Journal for December 6, 2004, page 57.)

#### **OATH OF OFFICE**

The following oath of office was administered to Chief Clerk-elect E. Dotson Wilson, Chief Sergeant-at-Arms-elect Ronald E. Pane, Chaplain-elect Rev. Constantine C. Pappademos, and Alternate Chaplain-elect Rev. Ivan L. Williams, Sr. on Monday, December 6, 2004, by the Honorable Teresa Sanchez-Gordon, Judge of the Superior Court, County of Los Angeles.

#### **OATH**

I 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 the state 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.

**COMMUNICATIONS**

The following communication was presented by the Speaker, and ordered printed in the Journal:

June 27, 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 the following members to the Democratic Leadership for the 2005–06 Second Extraordinary Session, consistent with the First Extraordinary Session:

Speaker pro Tempore	Hon. Leland Yee
Assistant Speaker pro Tempore	Hon. Sally Lieber
Majority Floor Leader	Hon. Dario Frommer
Assistant Majority Floor Leader	Hon. Rebecca Cohn
Majority Whip	Hon. Karen Bass
Assistant Whip	Hon. Lori Saldaña
Democratic Caucus Chair	Hon. Mark Ridley-Thomas
Rules Committee Chair	Hon. Cindy Montañez

Sincerely,

FABIAN NUÑEZ  
 Speaker of the Assembly

The following communication was presented by the Chief Clerk, and ordered printed in the Journal:

June 27, 2006

*E. Dotson Wilson, Chief Clerk*  
*California State Assembly*  
*State Capitol, Room 3196*  
*Sacramento, California*

Dear Mr. Wilson: This is to advise you that I've appointed the following members to the Republican Leadership Team for the 2005/2006 2nd Extraordinary Session consistent with the Regular Session:

Assemblyman Greg Aghazarian	2nd Ranking Republican Leader/Caucus Chair
Assemblyman Rick Keene	Assembly Budget Committee Vice Chair and Assistant Republican Leader
Assemblywoman Sharon Runner	Assembly Appropriations Committee Vice Chair and Assistant Republican Leader
Assemblywoman Mimi Walters	Assistant Republican Leader
Assemblyman Mike Villines	Assistant Republican Leader
Assemblyman Van Tran	Assistant Republican Leader
Assemblyman Bill Emmerson	Chief Republican Whip
Assemblyman Doug La Malfa	Chief Republican Whip
Assemblyman John J. Benoit	Republican Whip
Assemblyman Bob Huff	Republican Whip
Assemblyman Roger Niello	Republican Whip
Assemblyman Todd Spitzer	Republican Whip



If you have any questions regarding this letter, please contact Shaun Flanigan at 319-2075.

It is an honor working with you in the California State Assembly.

Sincerely,

GEORGE A. PLESCIA  
Assembly Republican Leader

**INTRODUCTION AND FIRST READING OF  
ASSEMBLY BILLS**

The following bill was introduced and read the first time:

**ASSEMBLY BILL NO. 1—Lieber and Goldberg.** An act to add Section 3409.25 of the Penal Code, relating to corrections.

**MESSAGES FROM THE SENATE**

Senate Chamber, June 27, 2006

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 1

GREGORY P. SCHMIDT, Secretary of the Senate  
By David Valverde, Assistant Secretary

**FIRST READING OF SENATE BILLS**

The following resolution was read:

**SENATE CONCURRENT RESOLUTION NO. 1—**Relative to the Joint Rules for the 2005–06 Second Extraordinary Session.

**ADJOURNMENT**

At 10:05 p.m., pursuant to the motion by Assembly Member Frommer and in accordance with Article IV, Section 7(d) of the State Constitution, the Assembly adjourned the Second Extraordinary Session for the Summer Recess until Monday, August 7, 2006 and consent for the Senate to do the same.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk



CALIFORNIA LEGISLATURE  
2005–06 SECOND EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Monday, August 7, 2006**  
**SECOND SESSION DAY**  
**FORTY-SECOND CALENDAR DAY**  
**AT SACRAMENTO, CALIFORNIA**



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**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 7, 2006

The Assembly met at 1:16 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 following were placed upon the morning roll call—76:

Aghazarian	DeVore	Laird	Plescia
Arambula	Dymally	Leno	Richman
Baca	Emmerson	Leslie	Ridley-Thomas
Bass	Evans	Levine	Runner
Benoit	Frommer	Lieber	Ruskin
Berg	Garcia	Lieu	Saldaña
Bermúdez	Goldberg	Liu	Salinas
Blakeslee	Hancock	Matthews	Spitzer
Bogh	Haynes	McCarthy	Strickland
Calderon	Horton, Jerome	Montañez	Torrico
Canciamilla	Horton, Shirley	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	Parra	Yee
De La Torre	La Suer	Pavley	Mr. Speaker

Quorum present.

#### 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 personal business, and waiving per diem: Assembly Member Maze.*

*Due to travel delays: Assembly Members Houston and Oropeza.*

**COMMUNICATIONS**

The following communication was presented by the Speaker, and ordered printed in the Journal:

August 7, 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 created the Correctional Policy and Fiscal Issues Committee for the 2005–06 Second Extraordinary Session and have appointed the following members to serve on the committee:

Assemblymember Mark Leno, Chair  
Assemblymember Sharon Runner, Vice Chair  
Assemblymember Karen Bass  
Assemblymember Rudy Bermúdez  
Assemblymember Judy Chu  
Assemblymember John Laird  
Assemblymember Sally Lieber  
Assemblymember Todd Spitzer  
Assemblymember Mike Villines

Sincerely,

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. 2—Spitzer and Bermudez.** An act to add Chapter 3.21 (commencing with Section 15819.35) and Chapter 3.22 (commencing with Section 15819.39) to Part 10b of Division 3 of Title 2 of the Government Code, to repeal Section 2.5 of Chapter 1416 of the Statutes of 1987, and to amend Item 5225-001-0001 of Chapter 47 of the Statutes of 2006, relating to prisons, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

**ADJOURNMENT**

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Tuesday, June 27, 2006. See Assembly Journal, page 4.)



CALIFORNIA LEGISLATURE  
2005–06 SECOND EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Tuesday, August 8, 2006**

**THIRD SESSION DAY**

**FORTY-THIRD CALENDAR DAY**

**AT SACRAMENTO, CALIFORNIA**



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**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 8, 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—74:

Aghazarian	DeVore	Laird	Pavley
Arambula	Dymally	Leno	Plescia
Baca	Emmerson	Leslie	Richman
Bass	Evans	Levine	Ridley-Thomas
Benoit	Garcia	Lieber	Runner
Berg	Goldberg	Lieu	Ruskin
Bermúdez	Hancock	Liu	Saldaña
Blakeslee	Haynes	Matthews	Salinas
Bogh	Horton, Jerome	McCarthy	Spitzer
Calderon	Horton, Shirley	Montañez	Strickland
Canciamilla	Houston	Mountjoy	Umberg
Chan	Huff	Mullin	Vargas
Chavez	Jones	Nakanishi	Villines
Chu	Karnette	Nation	Walters
Cogdill	Keene	Nava	Wolk
Cohn	Klehs	Negrete McLeod	Yee
Coto	Koretz	Niello	Mr. Speaker
Daucher	La Malfa	Oropeza	
De La Torre	La Suer	Parra	

Quorum present.

**At 2:19 p.m., Hon. Ronald Calderon, 58th 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 and Torrico.*

*On personal business, and waiving per diem: Assembly Members Maze and Wyland.*

*Because of illness: Assembly Member Tran.*

(NOTE: For explanations of absences of Assembly Members Frommer and Torrico on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for this day.)



**INTRODUCTION AND FIRST READING OF  
ASSEMBLY BILLS**

The following bills were introduced and read the first time:

**ASSEMBLY BILL NO. 3—Benoit (Coauthors: Cogdill and Sharon Runner) (Coauthor: Senator Harman).** An act to add Section 5028.5 to the Penal Code, relating to undocumented criminal aliens.

**ASSEMBLY BILL NO. 4—Parra, Bermudez, and Spitzer.** An act to add Chapter 3.22 (commencing with Section 15819.39), and Chapter 3.23 (commencing with Section 15819.43) to Part 10b of Division 3 of Title 2 of, the Government Code, and to add Chapter 9.8 (commencing with Section 6270) to Title 7 of Part 3 of the Penal Code, relating to prisons, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

**ASSEMBLY BILL NO. 5—Bermudez, Sharon Runner, and Spitzer.** An act to add Chapter 3.26 (commencing with Section 15819.55) to Part 10b of Division 3 of Title 2 of the Government Code, relating to corrections, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

**ADJOURNMENT**

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Tuesday, June 27, 2006. See Assembly Journal, page 4.)



CALIFORNIA LEGISLATURE  
2005–06 SECOND EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Wednesday, August 9, 2006**  
**FOURTH SESSION DAY**  
**FORTY-FOURTH CALENDAR DAY**  
**AT SACRAMENTO, CALIFORNIA**



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**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 9, 2006

The Assembly met at 6 a.m.

Hon. John J. Benoit, Assembly Member, 64th 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—73:

Aghazarian	Evans	Levine	Ridley-Thomas
Arambula	Frommer	Lieber	Runner
Baca	Garcia	Lieu	Ruskin
Bass	Goldberg	Liu	Saldaña
Benoit	Hancock	Matthews	Salinas
Berg	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	Kleh	Niello	Wyland
Coto	La Malfa	Oropeza	Yee
De La Torre	La Suer	Parra	Mr. Speaker
DeVore	Laird	Pavley	
Dymally	Leno	Plescia	
Emmerson	Leslie	Richman	

Quorum present.

**At 11:30 a.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 Bermúdez, Chan, Daucher, Koretz, and Spitzer.*

*On personal business, and waiving per diem: Assembly Member Maze.*

(NOTE: For explanations of absences of Assembly Members Bermúdez, Chan, Daucher, Koretz, and Spitzer on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for this day.)

**INTRODUCTION AND FIRST READING OF  
ASSEMBLY BILLS**

The following bills were introduced and read the first time:

**ASSEMBLY BILL NO. 6—Benoit.** An act to add Sections 7020, 7021, and 7022 to the Penal Code, relating to prison construction, and declaring the urgency thereof, to take effect immediately.

**ASSEMBLY BILL NO. 7—Dymally.** An act to amend Sections 11351, 11353.6, 11369, 11370, 11370.2, 11370.4, 11372, 11372.5, 11470, 11470.4, 11488, 11571.1, 11590, and 11703 of, and to repeal Section 11351.5 of, the Health and Safety Code, and to amend Sections 629.52, 999e, 1174.4, 1203.07, 1203.073, 6243, and 12022 of the Penal Code, relating to controlled substances.

**ADJOURNMENT**

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Tuesday, June 27, 2006. See Assembly Journal, page 4.)



CALIFORNIA LEGISLATURE  
2005–06 SECOND EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, August 10, 2006**  
**FIFTH SESSION DAY**  
**FORTY-FIFTH CALENDAR DAY**  
**AT SACRAMENTO, CALIFORNIA**



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**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 10, 2006

The Assembly met at 9:20 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 following were placed upon the morning roll call—77:

Aghazarian	Dymally	Leno	Ridley-Thomas
Arambula	Emmerson	Levine	Runner
Baca	Evans	Lieber	Ruskin
Bass	Frommer	Lieu	Saldaña
Benoit	Garcia	Liu	Salinas
Berg	Goldberg	Matthews	Spitzer
Bermúdez	Hancock	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	Kleh	Oropeza	Yee
Coto	Koretz	Parra	Mr. Speaker
Daucher	La Malfa	Pavley	
De La Torre	La Suer	Plescia	
DeVore	Laird	Richman	

Quorum present.

#### 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 Leslie.*

*On personal business, and waiving per diem: Assembly Member Maze.*

(NOTE: For explanation of absence of Assembly Member Leslie on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for this day.)



**COMMUNICATIONS**

The following communication was presented by the Speaker, and ordered printed in the Journal:

August 10, 2006

*E. Dotson Wilson  
Chief Clerk of the Assembly  
State Capitol, Room 3196  
Sacramento, California*

Dear Dotson: This is to advise you that in addition to Assemblymember Cindy Montañez as the chair, I have appointed the following members to the Assembly Rules Committee for the 2005–06 Second Extraordinary Session:

Assemblymember Dave Cogdill, Vice Chair  
Assemblymember Joe Baca, Jr.  
Assemblymember John Benoit  
Assemblymember Joe Coto  
Assemblymember Mervyn Dymally  
Assemblymember Betty Karnette  
Assemblymember Michael Villines  
Assemblymember Loni Hancock, Democratic Alternate

Sincerely,

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. 8—Lieber.** An act to relating to prisons, and making an appropriation therefor.

**ADJOURNMENT**

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Tuesday, June 27, 2006. See Assembly Journal, page 4.)



CALIFORNIA LEGISLATURE  
2005–06 SECOND EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Monday, August 14, 2006**  
**SIXTH SESSION DAY**  
**FORTY-NINTH CALENDAR DAY**  
**AT SACRAMENTO, CALIFORNIA**



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**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 14, 2006

The Assembly met at 1:15 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 following were placed upon the morning roll call—75:

Aghazarian	DeVore	Laird	Plescia
Arambula	Dymally	Leno	Richman
Baca	Emmerson	Leslie	Ridley-Thomas
Bass	Evans	Levine	Runner
Benoit	Frommer	Lieber	Ruskin
Berg	Garcia	Lieu	Saldaña
Bermúdez	Goldberg	Matthews	Salinas
Blakeslee	Hancock	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	Keene	Nava	Walters
Cohn	Klehs	Negrete McLeod	Wyland
Coto	Koretz	Niello	Yee
Daucher	La Malfa	Parra	Mr. Speaker
De La Torre	La Suer	Pavley	

Quorum present.

#### 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 Karnette and Liu.*

*On legislative business, per diem waived for the 2005–2006 Session (See Assembly Journal, page 63): Assembly Member Wolk.*

*Because of illness: Assembly Member Oropeza.*

(NOTE: For explanations of absences of Assembly Members Karnette, Liu, and Wolk on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for this day.)

**INTRODUCTION AND FIRST READING OF  
ASSEMBLY BILLS**

The following bills were introduced and read the first time:

**ASSEMBLY BILL NO. 9—Lieber.** An act to add Section 5035 to the Penal Code, and to amend Section 3300 of the Welfare and Institutions Code, relating to corrections, and declaring the urgency thereof, to take effect immediately.

**ASSEMBLY BILL NO. 10—Lieber.** An act relating to prisons.

**ADJOURNMENT**

At 4:39 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Tuesday, June 27, 2006. See Assembly Journal, page 4.)



CALIFORNIA LEGISLATURE  
2005–06 SECOND EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Wednesday, August 16, 2006**  
**SEVENTH SESSION DAY**  
**FIFTY-FIRST CALENDAR DAY**  
**AT SACRAMENTO, CALIFORNIA**



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**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 16, 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—76:

Aghazarian	DeVore	Laird	Pavley
Arambula	Dymally	Leno	Plescia
Baca	Emmerson	Leslie	Richman
Bass	Evans	Levine	Ridley-Thomas
Benoit	Frommer	Lieber	Runner
Berg	Garcia	Lieu	Ruskin
Bermúdez	Goldberg	Liu	Saldaña
Blakeslee	Hancock	Matthews	Salinas
Bogh	Haynes	Maze	Strickland
Calderon	Horton, Jerome	Montañez	Torrico
Canciamilla	Horton, Shirley	Mountjoy	Tran
Chan	Houston	Mullin	Umberg
Chavez	Huff	Nakanishi	Vargas
Chu	Jones	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

Quorum present.

**At 1:30 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 Karnette, McCarthy, and Spitzer.*

(NOTE: For explanations of absences of Assembly Members McCarthy and Spitzer on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for this day; for explanation of absence of Assembly Member Karnette on this day, on legislative business, pursuant to the Assembly Rules, see the Assembly Daily Journal for the Regular Session for August 14, 2006.)



**INTRODUCTION AND FIRST READING OF  
ASSEMBLY BILLS**

The following bill was introduced and read the first time:

**ASSEMBLY BILL NO. 11—Sharon Runner.** An act to add Part 6 (commencing with Section 16000) to the Penal Code, relating to financing local detention facilities, 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.

**ADJOURNMENT**

At 5 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Tuesday, June 27, 2006. See Assembly Journal, page 4.)



CALIFORNIA LEGISLATURE  
2005–06 SECOND EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Monday, August 21, 2006**  
**EIGHTH SESSION DAY**  
**FIFTY-SIXTH CALENDAR DAY**  
**AT SACRAMENTO, CALIFORNIA**



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**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 21, 2006

The Assembly met at 12:21 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 following were placed upon the morning roll call—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	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	

Quorum present.

**REGULAR BUSINESS DISPENSED WITH**

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

**REFERENCE OF BILLS TO COMMITTEE**

Pursuant to the Assembly Rules, the following bills were referred to committee:

<i>Assembly</i>		<i>Committee</i>
<i>Bill No.</i>		
<b>1</b>	-----	C. P. & F. I.
<b>2</b>	-----	C. P. & F. I.
<b>4</b>	-----	C. P. & F. I.
<b>6</b>	-----	C. P. & F. I.

**INTRODUCTION AND FIRST READING OF  
ASSEMBLY BILLS**

The following bills were introduced and read the first time:

**ASSEMBLY BILL NO. 12—Leslie.** An act to add Sections 2194 and 2915 to the Penal Code, relating to corrections, and declaring the urgency thereof, to take effect immediately.

**ASSEMBLY BILL NO. 13—Lieber and Bass.** An act to add Sections 5053 and 6032 to the Penal Code, relating to corrections, and making an appropriation therefor.

**AUTHOR'S AMENDMENTS**

**Committee on Correctional Policy and Fiscal Issues**

August 21, 2006

Mr. Speaker: The Chair of your Committee on Correctional Policy and Fiscal Issues reports:

Assembly Bill No. 1

With author's amendments with the recommendation: Amend, and re-refer to the committee.

LENO, Chair

**ASSEMBLY BILL NO. 1**—An act to add Section 3409.25 of the Penal Code, relating to corrections.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

**ADJOURNMENT**

At 4:07 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Tuesday, June 27, 2006. See Assembly Journal, page 4.)

**AMENDMENTS CONSIDERED BY THE  
ASSEMBLY ON AUGUST 21, 2006**

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The following measure was amended in the Assembly on this day:

**AB RN**

1 0620764

**Daily Total: 1**

**Cumulative Total: 1**

CALIFORNIA LEGISLATURE  
2005–06 SECOND EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Tuesday, August 22, 2006**  
**NINTH SESSION DAY**  
**FIFTY-SEVENTH CALENDAR DAY**  
**AT SACRAMENTO, CALIFORNIA**



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**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 22, 2006

The Assembly met at 9:52 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 following were placed upon the morning roll call—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	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	

Quorum present.

#### REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

#### ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 22, 2006

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 1

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.



**ADJOURNMENT**

At 3 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Tuesday, June 27, 2006. See Assembly Journal, page 4.)



CALIFORNIA LEGISLATURE  
2005–06 SECOND EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, August 24, 2006**  
**TENTH SESSION DAY**  
**FIFTY-NINTH CALENDAR DAY**  
**AT SACRAMENTO, CALIFORNIA**



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**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 24, 2006

The Assembly met at 9:56 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 following were placed upon the morning roll call—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	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	

Quorum present.

**REGULAR BUSINESS DISPENSED WITH**

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

**REFERENCE OF BILLS TO COMMITTEE**

Pursuant to the Assembly Rules, the following bill was referred to committee:

<i>Assembly</i>		<i>Committee</i>
<i>Bill No.</i>		
5	-----	Rls.

**INTRODUCTION AND FIRST READING OF ASSEMBLY BILLS**

The following bill was introduced and read the first time:

**ASSEMBLY BILL NO. 14—Lieber.** An act to add Article 2 (commencing with Section 1171) to Chapter 4.5 of Title 7 of Part 2 of the Penal Code, relating to sentencing.

**AUTHOR'S AMENDMENTS**  
**Committee on Rules**

August 24, 2006

Mr. Speaker: The Chair of your Committee on Rules reports:  
Assembly Bill No. 5

With author's amendments with the recommendation: Amend, and re-refer to the committee.

MONTAÑEZ, Chair

**ASSEMBLY BILL NO. 5**—An act to add Chapter 3.26 (commencing with Section 15819.55) to Part 10b of Division 3 of Title 2 of the Government Code, relating to corrections, 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.

**ADJOURNMENT**

At 6:45 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Tuesday, June 27, 2006. See Assembly Journal, page 4.)

**AMENDMENTS CONSIDERED BY THE  
ASSEMBLY ON AUGUST 24, 2006**

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The following measure was amended in the Assembly on this day:

<b>AB</b>	<b>RN</b>	
5	0621263	
<b>Daily Total:</b>		<b>1</b>
<b>Cumulative Total:</b>		<b>2</b>

CALIFORNIA LEGISLATURE  
2005–06 SECOND EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Monday, August 28, 2006**  
**ELEVENTH SESSION DAY**  
**SIXTY-THIRD CALENDAR DAY**  
**AT SACRAMENTO, CALIFORNIA**



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**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 28, 2006

The Assembly met at 11:27 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 following were placed upon the morning roll call—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	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	

Quorum present.

#### REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

#### ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 28, 2006

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 5

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. 15—Nakanishi.** An act relating to sex offenders.

**ASSEMBLY BILL NO. 16—Lieber (Coauthor: Senator Speier).** An act to add Section 6259.1 to the Penal Code, relating to corrections.

**ASSEMBLY BILL NO. 17—Committee on Correctional Policy and Fiscal Issues (Leno (Chair), Bass, Chu, Laird, and Lieber).** An act to add Chapter 3.21 (commencing with Section 15819.34) and Chapter 3.22 (commencing with Section 15819.38) to Part 10b of Division 3 of Title 2 of the Government Code, to amend Sections 7003, 7003.5, and 13602 of, to add Sections 7021 and 7004.5 to, and to add Chapter 9.8 (commencing with Section 6270) to Title 7 of Part 3 of, the Penal Code, and to repeal Section 2.5 of Chapter 1416 of the Statutes of 1987, relating to prisons, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

**ASSEMBLY BILL NO. 18—Committee on Correctional Policy and Fiscal Issues (Leno (Chair), Bass, Chu, Laird, and Lieber).** An act to amend Section 2911 of the Penal Code, relating to inmate transfers.

**ADJOURNMENT**

At 8:41 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Tuesday, June 27, 2006. See Assembly Journal, page 4.)



CALIFORNIA LEGISLATURE  
2005–06 SECOND EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Tuesday, August 29, 2006**  
**TWELFTH SESSION DAY**  
**SIXTY-FOURTH CALENDAR DAY**  
**AT SACRAMENTO, CALIFORNIA**



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**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 29, 2006

The Assembly met at 10:19 a.m.

Hon. Sally J. Lieber, Assistant Speaker pro Tempore of the Assembly, 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, Jerome	Montañez	Torrigo
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	La Malfa	Oropeza	Yee
Daucher	La Suer	Parra	Mr. Speaker
De La Torre	Laird	Pavley	
DeVore	Leno	Plescia	

Quorum present.

#### 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 Member was granted leave of absence for the day:

*Because of illness: Assembly Member Koretz.*

**REFERENCE OF BILLS TO COMMITTEE**

Pursuant to the Assembly Rules, the following bills were referred to committee:

<i>Assembly Bill No.</i>	<i>Committee</i>
<b>16</b> -----	C. P. & F. I.
<b>17</b> -----	C. P. & F. I.
<b>18</b> -----	C. P. & F. I.

**COMMITTEE MEETING ANNOUNCEMENT**

Speaker pro Tempore Yee announced a joint hearing of the Assembly Committee on Correctional Policy and Fiscal Issues and the Senate Committee on Budget and Fiscal Review, at 6 p.m. today, in Room 4202.

**REPORTS OF STANDING COMMITTEES**

**Committee on Correctional Policy and Fiscal Issues**

Date of Hearing: August 29, 2006

Mr. Speaker: Your Committee on Correctional Policy and Fiscal Issues reports:

Assembly Bill No. 16

Assembly Bill No. 18

With the recommendation: Do pass.

LENO, Chair

Above bills ordered to second reading.

Date of Hearing: August 29, 2006

Mr. Speaker: Your Committee on Correctional Policy and Fiscal Issues reports:

Assembly Bill No. 17

With amendments with the recommendation: Amend, and do pass, as amended.

LENO, Chair

Above bill ordered to second reading.

**ADJOURNMENT**

At 7:45 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Tuesday, June 27, 2006. See Assembly Journal, page 4.)



CALIFORNIA LEGISLATURE  
2005–06 SECOND EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Wednesday, August 30, 2006**  
**THIRTEENTH SESSION DAY**  
**SIXTY-FIFTH CALENDAR DAY**  
**AT SACRAMENTO, CALIFORNIA**



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**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 30, 2006

The Assembly met at 10:27 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 following were placed upon the morning roll call—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	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	

Quorum present.

#### REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

#### CONSIDERATION OF DAILY FILE

##### SECOND READING OF ASSEMBLY BILLS

**ASSEMBLY BILL NO. 16**—An act to add Section 6259.1 to the Penal Code, relating to corrections.

Bill read second time, and ordered to third reading.

**ASSEMBLY BILL NO. 18**—An act to amend Section 2911 of the Penal Code, relating to inmate transfers.

Bill read second time, and ordered to third reading.



**ASSEMBLY BILL NO. 17**—An act to add Chapter 3.21 (commencing with Section 15819.34) and Chapter 3.22 (commencing with Section 15819.38) to Part 10b of Division 3 of Title 2 of the Government Code, to amend Sections 7003, 7003.5, and 13602 of, to add Sections 7021 and 7004.5 to, and to add Chapter 9.8 (commencing with Section 6270) to Title 7 of Part 3 of, the Penal Code, and to repeal Section 2.5 of Chapter 1416 of the Statutes of 1987, relating to prisons, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Correctional Policy and Fiscal Issues read and adopted; bill ordered reprinted and to be returned to the second reading file.

**ENGROSSMENT AND ENROLLMENT REPORTS**

Assembly Chamber, August 30, 2006

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 16

Assembly Bill No. 18

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading file.

**MESSAGES FROM THE SENATE**

Senate Chamber, August 30, 2006

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 8

Senate Bill No. 11

Senate Bill No. 9

Senate Bill No. 12

Senate Bill No. 10

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. 8**—An act to add Section 5073 to the Penal Code, relating to the Department of Corrections and Rehabilitation.

**SENATE BILL NO. 9**—An act to add Section 6259.1 to the Penal Code, relating to corrections.

**SENATE BILL NO. 10**—An act to add Chapter 3.21 (commencing with Section 15819.34) and Chapter 3.22 (commencing with Section 15819.38) to Part 10b of Division 3 of Title 2 of the Government Code, to amend Sections 7003, 7003.5, and 13602 of, to add Sections 7021 and 7004.5 to, and to add Chapter 9.8 (commencing with Section 6270) to Title 7 of Part 3 of, the Penal Code, and to repeal Section 2.5 of Chapter 1416 of the Statutes of 1987, relating to prisons, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

**SENATE BILL NO. 11**—An act to add and repeal Section 3069 of the Penal Code, relating to parolees, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

**SENATE BILL NO. 12**—An act to amend Section 2911 of the Penal Code, relating to inmate transfers.

**ADJOURNMENT**

At 11:56 p.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Tuesday, June 27, 2006. See Assembly Journal, page 4.)

**AMENDMENTS CONSIDERED BY THE  
ASSEMBLY ON AUGUST 30, 2006**

The following measure was amended in the Assembly on this day:

**AB RN**

17 0622013

**Daily Total: 1**

**Cumulative Total: 3**



CALIFORNIA LEGISLATURE  
2005-06 SECOND EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, August 31, 2006**  
**FOURTEENTH SESSION DAY**  
**SIXTY-SIXTH CALENDAR DAY**  
**AT SACRAMENTO, CALIFORNIA**



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**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 31, 2006

The Assembly met at 11:08 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 following were placed upon the morning roll call—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	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	

Quorum present.

#### REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly  
was dispensed with for this legislative day.

#### ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 31, 2006

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 17

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered to third reading file.

**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. 17**, ordered to third reading.

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**SIXTY-SEVENTH CALENDAR DAY  
AT SACRAMENTO, CALIFORNIA**

Assembly Chamber, September 1, 2006

At 12 midnight.

Speaker Fabian Núñez, presiding.

**ADJOURNMENT**

At 12:15 a.m., the Assembly adjourned to reconvene upon Call of the Speaker.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Tuesday, June 27, 2006. See Assembly Journal, page 4.)





CALIFORNIA LEGISLATURE

2005–06 SECOND EXTRAORDINARY SESSION

ASSEMBLY JOURNAL

RECESS JOURNAL NO. 1

FINAL RECESS

Assembly Chamber, Sacramento  
Thursday, November 30, 2006

Pursuant to the provisions of Joint Rule 59, the following Assembly Journal for the 2005–06 Second Extraordinary Session was printed while the Assembly was in Final Recess:

REPORTS OF STANDING COMMITTEES

Committee on Correctional Policy and Fiscal Issues

November 30, 2006

Mr. Speaker: Your Committee on Correctional Policy and Fiscal Issues reports:

Assembly Bill No. 1

Assembly Bill No. 4

Assembly Bill No. 2

Assembly Bill No. 6

Without action.

LENO, Chair

Above bills ordered filed with the Chief Clerk.

Committee on Rules

November 30, 2006

Mr. Speaker: Your Committee on Rules reports:

Assembly Bill No. 5

Without action.

DE LA TORRE, Chair

Above bill ordered filed with the Chief Clerk.

MEASURES WHICH DIED AT DESK

Assembly Bills Nos. 3, 7, 8, 9, 10, 11, 12, 13, 14, and 15;  
Senate Bills Nos. 8, 9, 10, 11, and 12; and Senate Concurrent Resolution No. 1.

MEASURES WHICH DIED ON THIRD READING

Assembly Bills Nos. 16, 17, and 18.

**ADJOURNMENT**

At 12 p.m., November 30, 2006, pursuant to the provisions of Article IV, Section 3(a) of the Constitution and Joint Rule 51, the 2005–2006 Second Extraordinary Session of the Legislature adjourned *sine die*.

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FABIAN NUÑEZ, Speaker

SUE PARKER, Minute Clerk

(NOTE: The proclamation by the Governor convening the Legislature in extraordinary session was printed Tuesday, June 27, 2006. See Assembly Journal, page 4.)