

CALIFORNIA LEGISLATURE
1995-96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, January 29, 1996

ONE HUNDRED FIFTY-NINTH SESSION DAY

FOUR HUNDRED TWENTY-FIRST CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



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

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, January 29, 1996

The Assembly met at 11 a.m.
Hon. Fred Aguiar, Speaker pro Tempore of the Assembly,
presiding.

Chief Clerk E. Dotson Wilson at the Desk.
Assistant Clerk Sue Parker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Firestone moved a quorum call of the Assembly.

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

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

Quorum Present

At 11:18 a.m., Speaker pro Tempore Aguiar declared a quorum of the Assembly present.

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

Ackerman	Campbell	House	Murray, Willard
Aguiar	Cannella	Isenberg	Napolitano
Alby	Conroy	Kaloogian	Olberg
Alpert	Cortese	Katz	Poochigian
Archie-Hudson	Cunneen	Knight	Rainey
Baca	Davis	Knowles	Richter
Baldwin	Ducheny	Knox	Rogan
Bates	Escutia	Kuehl	Setencich
Battin	Figueroa	Kuykendall	Sher
Baugh	Firestone	Lee	Speier
Boland	Friedman	Machado	Sweeney
Bordonaro	Frusetta	Margett	Takasugi
Bowen	Gallegos	Martinez	Thompson
Bowler	Goldsmith	Mazzoni	Tucker
Brewer	Granlund	McDonald	Vasconcellos
Brown	Hannigan	McPherson	Villaraigosa
Brulte	Harvey	Miller	Weggeland
Burton	Hauser	Morrissey	Woods
Bustamante	Hawkins	Morrow	Mr. Speaker
Caldera	Hoge	Murray, Kevin	

PRAYER

Upon invitation of Speaker pro Tempore Aguiar, the following prayer was offered by Rev. Constantine C. Pappademos, Pastor of Saint Katherine Greek Orthodox Church:

O God, Our God, You have brought all spiritual and rational powers into being for the sake of obeying Your will. Reward us with the overflowing graces of Your bounty, for every creature in heaven and on earth bows down before You. Every creature sings Your glory, for You are the only true and all-merciful God.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Aguiar, Assembly Member Sweeney 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 Hoge, seconded by Assembly Member Mazzoni.

COMMUNICATIONS

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

Explanation of Vote—Senate Bill No. 681 Amendments

January 25, 1996

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

Dear Dotson: I respectfully request that a letter be printed in the Daily Journal which clarifies my intent regarding the amendments taken to SB 681 on January 25, 1996.

Although I voted "aye" as a courtesy to allow the bill to be amended, I would like to note for the record that I do not support the overly burdensome fees which have been proposed for CYA placements from counties. The Valley cannot afford additional burdens as they seek to address the issue of increasingly violent juvenile crime.

Thank you for your attention to this matter.

Sincerely,

TRICE HARVEY, Assembly Member
Thirty-second District

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 29, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 294

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

Assembly Chamber, January 29, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 612
And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered returned to second reading file.

Assembly Chamber, January 29, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 456
Assembly Bill No. 1971
Assembly Bill No. 1972
And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading.

Assembly Chamber, January 29, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Concurrent Resolution No. 32
And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered to third reading.

REQUEST TO SUSPEND JOINT RULES

The following request was received, and read:

Assembly Chamber, January 26, 1996

Mr. Speaker: I request permission to suspend Joint Rule 61 as it relates to Assembly Bill No. 1373.

KEITH OLBERG

Above request ordered transmitted to the Committee on Rules.

CAUCUS ANNOUNCEMENTS

At 11:21 a.m., Assembly Member Katz was granted unanimous consent that the Democratic Caucus be permitted to meet in the Tom Bane Rules Committee Room.

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. 612, ordered to third reading.

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 101—An act to repeal and add Article 5 (commencing with Section 49000) to Chapter 6 of Part 27 of the Education Code, relating to pupils.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 780—An act relating to school finance.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 781—An act to add Section 52161.1 to the Education Code, relating to schools.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 782—An act to add Section 51870.1 to the Education Code, relating to education technology.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 783—An act to add Section 52377 to the Education Code, relating to vocational education.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 784—An act relating to education.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1239—An act to add Article 8.8 (commencing with Section 1038) to Chapter 4 of Division 8 of the Evidence Code, relating to evidence.

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

ASSEMBLY BILL NO. 1982—An act to amend Section 308 of, and to add Section 308.5 to, the Family Code, relating to family law.

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

ASSEMBLY BILL NO. 372—An act to amend Section 2941 of the Civil Code, relating to mortgages.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 999—An act to amend Section 3040 of, and to add Section 3039 to, the Family Code, relating to family law.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1—An act to amend Sections 3208.3 and 3351 of, to repeal Section 3371 of, and to repeal and add Section 3370 of, the Labor Code, and to amend Sections 1208, 1208.3, 2601, 4024.2, and 5069 of, and to, add Sections 1208.6 and 6267 to the Penal Code, relating to workers' compensation.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 52—An act to add Chapter 32 (commencing with Section 7596) to Division 7 of Title 1 of the Government Code, relating to public entities.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 66—An act to add Section 47606.1 to the Education Code, relating to schools.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 81—An act to amend Section 51.7 of the Civil Code, and to add Section 181.5 to the Penal Code, relating to crimes.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 109—An act to amend Section 10980 of the Welfare and Institutions Code, relating to food stamps.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 139—An act to add Section 667.95 to the Penal Code, relating to firearms.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 169—An act to amend Sections 4585, 4587, and 4590 of the Public Resources Code, relating to forest practices.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 172—An act to add Sections 186.30, 186.31, 186.32, and 186.33 to the Penal Code, relating to criminal street gangs.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 177—An act to add Sections 39006 and 39007 to the Health and Safety Code, and to add and repeal Sections 17053.26 and 23626 of the Revenue and Taxation Code, relating to the environment.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 224—An act to amend Section 76000 of the Government Code, relating to courthouse construction, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 249—An act to amend Section 23151 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 269—An act to amend Section 6501.8 of the Labor Code, relating to employment.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 288—An act to amend Section 588 of the Public Utilities Code, relating to public utilities.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 289—An act to amend Sections 11353.1 and 11380.1 of, and to repeal and add Section 11353.6 of, the Health and Safety Code, relating to controlled substances.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 296—An act to amend Section 7073 of, and to add Section 7085.3 to, the Government Code, relating to economic development.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 297—An act to add Section 2156.5 to the Elections Code, and to amend Section 14007.1 of the Welfare and Institutions Code, relating to voter registration.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 299—An act to amend Section 23036 of, and to add Sections 17147 and 23812 to, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 300—An act to amend Section 1191.3 of, and to repeal and add Article 2.5 (commencing with Section 2930) of Chapter 7 of Title 1 of Part 3 of, the Penal Code, relating to sentencing.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 357—An act to add Section 146.5 to the Military and Veterans Code, relating to the National Guard.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 360—An act to add Part 10 (commencing with Section 12997) to Division 6 of the Water Code, relating to water.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 362—An act to amend Section 43021 of the Public Resources Code, and to amend Section 13172 of the Water Code, relating to solid waste.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 384—An act to repeal Chapter 6 (commencing with Section 16850) of Part 3 of Division 4 of Title 2 of the Government Code, to amend Sections 10115, 10115.1, 10115.2, 10115.4, 10115.5, 10115.10, 10115.12, 10115.13, and 10115.15 of, to amend the heading of Article 1.5 (commencing with Section 10115) of Chapter 1 of Part 2 of Division 2 of, and to repeal Chapter 2 (commencing with Section 2000) and Chapter 2.5 (commencing with Section 2050) of Part 1 of Division 2 of, the Public Contract Code, relating to public contracts.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 403—An act to repeal Section 53076 of the Government Code, and to amend Section 25296 of the Health and Safety Code, relating to underground storage tanks.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 411—An act to amend Section 2601 of the Penal Code, relating to prisoners.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 435—An act relating to state employees.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 474—An act to amend Section 8842 of, and to add Article 10.5 (commencing with Section 8845) to Chapter 3 of Part 3 of Division 6 of, the Fish and Game Code, relating to commercial fishing, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 588—An act to repeal and add Sections 241.3, 243.3, and 245.2 of the Penal Code, relating to crimes.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 614—An act to amend Section 3003 of the Penal Code, relating to prisoners.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 619—An act to add Article 8 (commencing with Section 347) to Chapter 2.5 of Division 1 of the Water Code, relating to water.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 621—An act to amend Section 11550 of, and to add Title 15 (commencing with Section 96000) to, the Government Code, relating to the Office of Child Development and Education.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 622—An act to amend Section 739.5 of, and to add Chapter 6.5 (commencing with Section 2791) to Part 2 of Division 1 of, the Public Utilities Code, relating to public utilities.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 638—An act to amend Sections 12050 and 12054 of the Penal Code, relating to concealable weapons licenses.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 649—An act to add and repeal Section 51219 to the Education Code, relating to pupil testing.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 656—An act to add Section 2750.7 to the Labor Code, relating to employment.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 677—An act to amend Sections 2150, 2157, 2201, and 2212 of the Elections Code, relating to elections.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 678—An act to add Article 21 (commencing with Section 8669) to Chapter 7 of Division 1 of Title 2 of the Government Code, relating to emergency repairs.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 698—An act to add Section 96.11 to the Revenue and Taxation Code, relating to local government finance.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 703—An act to amend Sections 17053.49 and 23649 of, and to add Sections 17052.8 and 23604 to, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 708—An act to add Chapter 8.5 (commencing with Section 10975) to Part 2 of Division 9 of the Welfare and Institutions Code, relating to public social services.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 711—An act to amend Sections 4551.9, 4593, 4593.3, 4593.7, 4593.8, 4593.9, 4593.11, 4594, 4594.2, 4594.4, 4594.6, and 4594.7 of, to amend and renumber Section 4593.2 of, and to add Section 4593.2 to, the Public Resources Code, and to amend Sections 13 and 14 of Chapter 1290 of the Statutes of 1989, relating to forest practices.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 748—An act to amend Sections 445, 446, and 449.5 of, to amend and renumber Sections 447 and 448 of, to add Sections 447, 447.5, and 449.1 to, and to repeal and add Section 445.5 of, the Harbors and Navigation Code, relating to vessels.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 749—An act to amend Section 655.6 of the Harbors and Navigation Code, relating to vessels.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 769—An act to add Section 12300.4 to the Welfare and Institutions Code, relating to public social services.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 801—An act to amend Section 3254 of, and to repeal and add Section 3257 of, the Unemployment Insurance Code, relating to employment.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 850—An act to add Section 17952.5 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 856—An act relating to environmental audits.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 879—An act to add Section 9025.5 to the Government Code, relating to the Legislature.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 880—An act to amend Sections 17 and 1385 of the Penal Code, relating to criminal procedure.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 893—An act to amend Section 1203 of the Penal Code, relating to probation.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 916—An act to amend Sections 24344, 24411, and 25110 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 924—An act to add Section 40930 to the Health and Safety Code, relating to air pollution.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 931—An act to add Section 4584.1 to the Public Resources Code, relating to forest practices.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 955—An act to repeal and add Article 3 (commencing with Section 52160) of Chapter 7 of Part 28 of the Education Code, relating to bilingual education.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 979—An act to amend Sections 44277, 44421, 44661, 44663, 44929.21, 44929.23, and 44948.3 of, to add Sections 44251.5 and 44666 to, and to repeal and add Section 44251 of, the Education Code, relating to certificated school employees.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1006—An act to amend Section 186.22 of, and to repeal Section 186.27 of, the Penal Code, relating to crimes.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1018—An act to amend Sections 667 and 1170.12 of the Penal Code, and to amend Section 2 of Proposition 184, relating to sentencing.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1019—An act to add Article 1.5 (commencing with Section 6530) to Chapter 5 of Division 7 of Title 1 of the Government Code, relating to transportation.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1031—An act to amend Section 51420 of, and to add Section 51420.5 to, the Education Code, relating to pupils.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1057—An act to repeal and amend Section 25135 of, and to repeal Sections 17091 and 24272.3 of, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1105—An act to amend Section 3208.1 of the Labor Code, relating to workers' compensation.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1137—An act to amend Section 193 of the Penal Code, relating to manslaughter.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1205—An act to add Section 532.1 to the Penal Code, relating to crimes.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1240—An act to add Section 39006 to the Health and Safety Code, relating to air pollution.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1288—An act to add Section 3208.35 to the Labor Code, and to add Section 2682 to the Unemployment Insurance Code, relating to disability.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1330—An act to add Section 21080.26 to the Public Resources Code, relating to environmental quality.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1350—An act to amend Section 361.3 of, and to add Section 301.5 to, the Welfare and Institutions Code, relating to juveniles.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1359—An act to add Section 10003.5 to the Public Utilities Code, relating to public utilities.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1365—An act to amend Section 3600 of the Labor Code, relating to workers' compensation.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1368—An act to add Section 926.19 to the Government Code, relating to claims against the state.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1385—An act to amend Sections 4582.75 and 21160 of the Public Resources Code, relating to forest practices.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1394—An act to amend Sections 5310 and 5311.5 of, to add Chapter 1.7 (commencing with Section 5350) to Part 4 of Division 4 of, and to repeal Section 123.6 of, the Labor Code, relating to workers' compensation.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1474—An act to amend Sections 4600, 4600.3, and 4601 of the Labor Code, relating to workers' compensation.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1490—An act to amend Section 261.5 of, and to add and repeal Section 261.4 of the Penal Code, relating to crimes.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1555—An act to amend Section 6366 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1565—An act relating to forest resources, and making an appropriation for the usual current expenses of the state, to take effect immediately.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1585—An act to add Section 402.6 to the Revenue and Taxation Code, relating to taxation.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1651—An act to add Article 4.5 (commencing with Section 25346) to Chapter 6.8 of Division 20 of the Health and Safety Code, relating to hazardous substances.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1670—An act to amend Sections 17052.13, 17053.8, 17053.11, 17053.45, 17053.46, 17276.2, 23612, 23622, 23623, 23645, 23646, and 24416.2 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1673—An act to add Sections 18032, 18152, 24916.5, and 24996 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1709—An act to amend, repeal, and add Section 13001 of the Elections Code, relating to elections.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1734—An act to amend Sections 311.2, 311.3, 311.4, 311.9, 311.10, 311.11, and 312.3 of the Penal Code, relating to obscene matter.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1741—An act to amend Section 190.2 of the Penal Code, relating to murder.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1745—An act to amend Section 18050.7 of, and to repeal Article 2.5 (commencing with Section 18056) of Chapter 7 of Part 2 of Division 13 of, the Health and Safety Code, relating to manufactured homes.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1749—An act to amend Sections 139.5, 4635, 4638, and 4644 of the Labor Code, relating to workers' compensation.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1754—An act to add Sections 10100.2 and 10100.3 to the Insurance Code, relating to insurance.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1766—An act to amend Sections 12221, 17052.13, 17053.8, 23612, and 23622 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1809—An act to amend Sections 2933 and 3057 of the Penal Code, relating to sentencing.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1815—An act to add Section 1240.2 to the Penal Code, relating to criminal appeals.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1847—An act to amend Section 6712 of the Labor Code, relating to employment.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1848—An act to add Section 34501.17 to the Vehicle Code, relating to vehicles.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1952—An act to amend Section 11357 of the Health and Safety Code, and to amend Section 256 of the Welfare and Institutions Code, relating to crimes.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1961—An act to amend Sections 1173, 1177, and 1184 of, and to repeal and add Section 1183 of, the Labor Code, relating to employment.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 124—An act to amend Section 12814 of the Food and Agricultural Code, relating to economic poisons.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 166—An act to amend Section 22009.03 of the Government Code, relating to public employees, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 363—An act to amend Section 1784 of the Fish and Game Code, relating to wetlands habitat.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 420—An act to amend Section 35789.5 of, and to add Section 35790.1 to, the Vehicle Code, relating to vehicles.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1275—An act to add Section 33320.5 to the Education Code, and to add Section 10619 to the Welfare and Institutions Code, relating to child care programs.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1285—An act relating to coastal resources.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1346—An act to amend Section 1214.1 of the Penal Code, relating to civil assessments, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1530—An act to amend Sections 25216 and 25218.8 of, and to add Article 10.9 (commencing with Section 25219) to Chapter 6.5 of Division 20 of, the Health and Safety Code, and to amend Section 15018 of the Public Resources Code, relating to hazardous waste.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1588—An act to amend Section 709 of the Public Utilities Code, relating to public utilities.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1724—An act to amend Section 53097 of the Government Code, relating to local government.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1924—An act to add Section 5001 to the Education Code, relating to elections.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 90—An act to add Section 17052.6 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 127—An act to add Division 8.5 (commencing with Section 7800) to Title 1 of the Government Code, relating to public moneys.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 298—An act to amend Section 21080 of the Public Resources Code, relating to environmental quality.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 380—An act to amend Section 1202.1 of, and to amend and renumber Section 12022.85 of, the Penal Code, relating to sexual offenses.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 607—An act to amend Section 116.880 of the Code of Civil Procedure, to amend Section 11622 of, to add and repeal Chapter 6 (commencing with Section 12000) of Part 3 of Division 2 of, and to repeal Sections 11580.1 and 11580.2 of, the Insurance Code, and to amend Sections 16053, 16054, 16056, 16250, 16430, 16431, 16433, 16436, 17151, and 17709 of, and to add Section 4000.37 to, the Vehicle Code, relating to insurance.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 707—An act to add Section 11268.5 to the Welfare and Institutions Code, relating to public social services.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 795—An act to amend Section 2825 of the Fish and Game Code, and to add Section 21104.2 to the Public Resources Code, relating to environmental quality.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 841—An act to add Chapter 3 (commencing with Section 90) to Division 1 of the Military and Veterans Code, relating to veterans.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 865—An act to amend Sections 1720.4, 1723, 1770, 1771, 1773, and 1775 of, and to add Section 1781 to, the Labor Code, relating to public works.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 892—An act to add Section 12022.53 to the Penal Code, relating to sentencing.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 926—An act to amend Sections 11553 and 11553.5 of the Government Code, relating to state government.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1058—An act to amend Sections 259 and 706.030 of, to add Chapter 9 (commencing with Section 689.010) to Division 1 of Title 9 of Part 2 of, and to repeal Sections 639.5 and 640.1 of, the Code of Civil Procedure, to add Section 5246 to, to add Article 3 (commencing with Section 3680) to Chapter 6 of Part 1 of Division 9 of, to add Article 4 (commencing with Section 4250) to Chapter 2 of Part 2 of Division 9 of, and to add Division 14 (commencing with Section 10000) to, the Family Code, to amend Section 70141 of the Government Code, to amend Sections 11350.1, 11475.1, and 15200.6 of, and to add Sections 11350.7, 11354, 11355, and 11356 to, the Welfare and Institutions Code, relating to family law.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1081—An act to amend Section 7073 of, and to add Section 7073.8 to, the Government Code, relating to economic development.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1106—An act to amend Sections 4600.3 and 4600.5 of the Labor Code, relating to workers' compensation.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1195—An act to amend and renumber Section 429.14 of the Health and Safety Code, relating to occupational health.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1352—An act relating to public social services.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1357—An act to amend Section 4584 of the Public Resources Code, relating to forest practices.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1387—An act to add Section 452.5 to the Evidence Code, and to add Sections 69844.5, and 71280.5 to the Government Code, relating to records.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1650—An act to add Section 4664 to the Labor Code, relating to workers' compensation.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1758—An act to add Sections 17141.5, 17267, 17267.5, and 24343.7 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1826—An act to amend Sections 11836, 11837, 11837.1, and 11837.4 of the Health and Safety Code, to amend Section 191.5 of, and to add Section 2933.3 to, the Penal Code, and to amend Sections 13352, 23170, 23171, 23175, 23192, 23199, and 23205 of, and to repeal Section 23176 of, the Vehicle Code, relating to vehicles.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1524—An act to amend Sections 366.21, 366.26, 16100, 16122, and 16501 of, and to amend, repeal, and add Section 361.5 of, the Welfare and Institutions Code, relating to children.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1607—An act to amend Section 1808 of the Vehicle Code, relating to vehicles.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1652—An act to amend Section 261.5 of the Penal Code, relating to statutory rape.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1832—An act to add Section 270i to the Penal Code, relating to support orders.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1980—An act to add Section 1596.859 to the Health and Safety Code, relating to child day care facilities.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 1752—An act to add and repeal Section 1714.05 of the Civil Code, relating to causes of action.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 7—An act to add and repeal Section 726.5 of the Welfare and Institutions Code, relating to juveniles.

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

ASSEMBLY BILL NO. 10—An act to add Sections 2137.3, 2137.5, 2137.7, and 14216.5 to the Elections Code, relating to elections.

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

ASSEMBLY BILL NO. 164—An act to amend Sections 48260.5, 48262, and 48264.5 of the Education Code, and to amend Sections 12507, 12514, and 13202.7 of the Vehicle Code, relating to vehicles.

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

ASSEMBLY BILL NO. 209—An act to amend Sections 11271, 11271.5, and 11273 of the Welfare and Institutions Code, relating to public social services.

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

ASSEMBLY BILL NO. 321—An act relating to a study of retirement options for correctional peace officers.

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

ASSEMBLY BILL NO. 572—An act to amend Section 142.3 of the Labor Code, relating to employment.

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

ASSEMBLY BILL NO. 669—An act to add Section 5076 to the Vehicle Code, relating to vehicles.

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

ASSEMBLY BILL NO. 779—An act to add and repeal Sections 17053.21, 17053.22, 23631, and 23632 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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

ASSEMBLY BILL NO. 1193—An act to amend Sections 6011 and 6012 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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

ASSEMBLY BILL NO. 1537—An act to amend Section 21635 of, to amend and renumber Section 21373 of, and to add Sections 21552 and 21553 to, the Government Code, and to add Section 4856 to the Labor Code, relating to public employees, and declaring the urgency thereof, to take effect immediately.

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

ASSEMBLY BILL NO. 1678—An act to amend Section 1203 of the Penal Code, and to amend Sections 781 and 826 of the Welfare and Institutions Code, relating to crime.

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

ASSEMBLY BILL NO. 198—An act to amend Sections 47602, 47605, and 47606 of, and to add Section 47613 to, the Education Code, relating to charter schools.

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

ASSEMBLY BILL NO. 252—An act to add and repeal Section 17053.28 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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

ASSEMBLY BILL NO. 344—An act to amend Section 2700 of the Penal Code, relating to prisons.

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

ASSEMBLY BILL NO. 1322—An act to add Section 11261 to the Welfare and Institutions Code, relating to public social services.

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

ASSEMBLY BILL NO. 1675—An act to add Section 43703 to the Health and Safety Code, relating to air pollution.

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

ASSEMBLY BILL NO. 1438—An act to amend Section 56366.7 of the Education Code, relating to special education.

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

ASSEMBLY BILL NO. 1401—An act to amend Sections 45060 and 45168 of the Education Code, relating to school employees.

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.

ASSEMBLY BILL NO. 98—An act to add Section 11450.02 to the Welfare and Institutions Code, relating to aid to families with dependent children.

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

ASSEMBLY BILL NO. 440—An act to add Section 51207 to the Education Code, relating to schools.

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

ASSEMBLY BILL NO. 978—An act to repeal Title 1 (commencing with Section 1) and Title 2 (commencing with Section 33000) of, and to add Title 1 (commencing with Section 8203.5) and Title 2 (commencing with Section 33126) to, the Education Code, relating to education.

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

ASSEMBLY BILL NO. 1026—An act to add Section 12172.6 to the Government Code, relating to the duties of the Secretary of State.

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

ASSEMBLY BILL NO. 1646—An act to amend Sections 17208, and 17405 of, and to amend, repeal, and add Section 17207 to, the Financial Code, relating to escrow, and making an appropriation therefor.

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

ASSEMBLY BILL NO. 881—An act to amend Sections 1170, 2930, and 2933 of, and to add Sections 1171, 2932.5, and 2936 to, the Penal Code, relating to prisoners.

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

ASSEMBLY BILL NO. 1353—An act to add Section 351 to the Welfare and Institutions Code, relating to juveniles, and making an appropriation therefor.

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

ASSEMBLY BILL NO. 195—An act to amend Section 190.8 and 190.9 of, and to add Section 190.10 to, the Penal Code, relating to criminal procedure.

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

ASSEMBLY BILL NO. 260—An act relating to electric vehicles.

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

ASSEMBLY BILL NO. 267—An act to add Section 1202.41 to the Penal Code, and to amend Sections 204.5 and 730.8 of the Welfare and Institutions Code, relating to crime.

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

ASSEMBLY BILL NO. 286—An act to amend Section 14216 of the Elections Code, relating to elections.

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

ASSEMBLY BILL NO. 528—An act to amend Section 12200 of, and to add Section 12200.03 to, the Welfare and Institutions Code, relating to state supplemental payments.

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

ASSEMBLY BILL NO. 587—An act to amend Sections 668, 969a, 1000, and 4019 of the Penal Code, and to amend Section 827 of the Welfare and Institutions Code, relating to crimes, and declaring the urgency thereof, to take effect immediately.

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

ASSEMBLY BILL NO. 735—An act to add Section 5073 to the Vehicle Code, relating to vehicles.

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

ASSEMBLY BILL NO. 746—An act to amend Section 12200 of, and to add Section 12200.03 to, the Welfare and Institutions Code, relating to state supplemental payments, and making an appropriation therefor.

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

ASSEMBLY BILL NO. 857—An act to add Chapter 3.5 (commencing with Section 100600) to Part 1 of Division 101 of the Health and Safety Code, and to add Section 12300.8 to the Welfare and Institutions Code, relating to public social services.

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

ASSEMBLY BILL NO. 1221—An act to amend Section 597f of the Penal Code, relating to animals.

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

ASSEMBLY BILL NO. 1403—An act to amend Sections 220, 264, 264.1, 286, 288a, 289, and 667.5 of the Penal Code, relating to sex offenders.

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

ASSEMBLY BILL NO. 1460—An act to amend Section 44011.6 of the Health and Safety Code, relating to air pollution.

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

ASSEMBLY BILL NO. 1495—An act to add Section 11251 to the Welfare and Institutions Code, relating to public assistance.

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

ASSEMBLY BILL NO. 1700—An act to amend Sections 200, 3203, 5001, 5006, 5100, 7575, 8022, 8550, 9002, 9092, 9118, 9401, 9402, 10706, 13107, 13300, and 13314 of, and to repeal Sections 9066, 9697, and 14299 of, the Elections Code, to amend Sections 6254.4, 20102, and 88006 of the Government Code, and to amend Section 35266 of the Water Code, relating to elections.

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.

(NOTE: Later this day, the action was rescinded whereby the above bill was read a second time; amendments to the bill were read and adopted and the bill ordered returned to second reading. See page 4559.)

ASSEMBLY BILL NO. 14—An act to add and repeal Section 11251 of the Welfare and Institutions Code, relating to public assistance.

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

ASSEMBLY BILL NO. 508—An act to add Section 51220.6 to the Education Code, relating to domestic violence prevention education.

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

ASSEMBLY BILL NO. 1376—An act to amend Section 51018 of the Government Code, and to add Section 3233 to the Public Resources Code, relating to oil and gas.

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

ASSEMBLY BILL NO. 1553—An act to add Section 19818.11 to the Government Code, relating to state civil service.

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

ASSEMBLY BILL NO. 1723—An act to add Section 1596.867 to the Health and Safety Code, relating to child day care facilities.

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

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 29, 1996

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

Assembly Bill No. 81	Assembly Bill No. 1137
Assembly Bill No. 224	Assembly Bill No. 1240
Assembly Bill No. 249	Assembly Bill No. 1330
Assembly Bill No. 300	Assembly Bill No. 1365
Assembly Bill No. 357	Assembly Bill No. 1385
Assembly Bill No. 360	Assembly Bill No. 1474
Assembly Bill No. 656	Assembly Bill No. 1555
Assembly Bill No. 678	Assembly Bill No. 1734
Assembly Bill No. 924	Assembly Bill No. 1749
Assembly Bill No. 999	Assembly Bill No. 1766
Assembly Bill No. 1057	Assembly Bill No. 1815
Assembly Bill No. 1105	Assembly Bill No. 1961

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading.

Assembly Chamber, January 29, 1996

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

Assembly Bill No. 166

Assembly Bill No. 1588

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to the Consent Calendar.

RECESS

By unanimous consent, at 11:25 a.m., Speaker pro Tempore Aguiar declared the Assembly recessed.

REASSEMBLED

At 1:42 p.m., the Assembly reconvened.

Hon. Fred Aguiar, Speaker pro Tempore of the Assembly, presiding.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Cortese was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Rudy W. Giannetto, of San Jose.

SPECIAL COMMITTEE MEETINGS

Assembly Member Bordonaro was granted unanimous consent that the Committee on Human Services be permitted to hold a special meeting today, 15 minutes after adjournment of Floor session, in the Tom Bane Rules Committee Room, and that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 1418 for hearing.

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

Elections, Reapportionment and Constitutional Amendments to convene jointly with Senate Committee on Elections, Reapportionment and Constitutional Amendments, on February 14, 1996, from 9:30 a.m. to 12 m., in Room 3191.

RECESS

By unanimous consent, at 1:45 p.m., Speaker pro Tempore Aguiar declared the Assembly recessed to permit the introduction of special guests.

Assembly Member McPherson introduced Ron Reeves, Kathy Kocina, and Alexis Sierra and presented a resolution commending the many achievements and outstanding contributions of the "Monterey Lighthouse Lions Club" in the Monterey community.

Ron Reeves then addressed the assemblage.

REASSEMBLED

At 1:48 p.m., the Assembly reconvened.

Hon. Fred Aguiar, Speaker pro Tempore of the Assembly, presiding.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Margett was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Elisabetta Matioli-Lewis, of South Pasadena and Victor E. Francy, of Glendale.

PARLIAMENTARY INQUIRY

Assembly Member Richter arose to the following parliamentary inquiries:

If the Chair of a committee refuses to set a bill for hearing as requested by an author, is the action consistent with the rules, practices, and procedures of the House; if it is in violation, what remedy does an author have to have the bill acted upon; and does this action not damage the House in the eyes of voters?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that the Chair of a committee has the authority to cancel a hearing at any time, as well as hold a hearing at scheduled times and dates; that the only remedy a Member would have to have a bill heard after the deadline, would be with unanimous consent of the House, a suspension of the Joint Rules by a vote of $\frac{2}{3}$ present and voting; or to re-introduce the legislation in the second year of the session subject to the Joint Rules.

BILLS RETURNED TO THIRD READING FILE

Pursuant to Assembly Rule 78, the following bill was withdrawn from the inactive file, and placed upon the third reading file.

Assembly Bill No. 53, on request of Assembly Member Willard Murray.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file.

Assembly Bill No. 612, on request of Assembly Member Weggeland.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Assembly Member Boland was granted unanimous consent that the following statement of legislative intent be printed in the Journal:

Legislative Intent—Assembly Bill No. 1732

January 29, 1996

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

Dear Mr. Wilson: AB 1732 was not intended to create any additional due process requirements or procedural safeguards to benefit a peace officer, but to discourage frivolous unfounded complaints.

Sincerely,

PAULA L. BOLAND, Assembly Member
Thirty-eighth District

BILLS PLACED ON INACTIVE FILE

The following bills were placed upon the inactive file:

Assembly Bills Nos. 1622, 1971, and 1972, on request of Assembly Member McDonald.

ANNOUNCEMENTS

Speaker pro Tempore Aguiar announced that today is the last day for an author to notice his or her intent to remove an Assembly bill introduced in 1995 from the inactive file for the purpose of returning it to the Third Reading File.

Speaker pro Tempore Aguiar also announced that all bills passed temporarily on file on this day would be recorded as a "Pass on File".

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

ASSEMBLY BILL NO. 1624 (McDonald)—An act to amend Section 18526 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read third time, and passed by the following vote:

AYES—71

Ackerman	Caldera	Hawkins	Murray, Kevin
Aguiar	Campbell	House	Napolitano
Alby	Cannella	Isenberg	Olberg
Alpert	Conroy	Kaloogian	Poochigian
Archie-Hudson	Cortese	Katz	Rainey
Baca	Cunneen	Knight	Richter
Baldwin	Davis	Knox	Rogan
Bates	Ducheny	Kuehl	Setencich
Battin	Escutia	Kuykendall	Sher
Baugh	Figuroa	Lee	Speier
Boland	Firestone	Machado	Sweeney
Bordonaro	Friedman	Margett	Takasugi
Bowen	Frusetta	Martinez	Thompson
Bowler	Gallegos	Mazzoni	Tucker
Brown	Goldsmith	McDonald	Villaraigosa
Brulte	Granlund	McPherson	Woods
Burton	Harvey	Miller	Mr. Speaker
Bustamante	Hauser	Morrissey	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 208 (Cannella)—An act to add Sections 17053.51 and 23651 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read third time.

Motion to Amend by Assembly Member Isenberg

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

**Motion to Table Isenberg Amendments
to Assembly Bill No. 208**

Assembly Member Thompson moved that the amendments offered by Assembly Member Isenberg to Assembly Bill No. 208 be laid upon the table.

Assembly Member Miller seconded the motion.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 2:09 p.m.

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

ASSEMBLY BILL NO. 1098 (Woods)—An act to amend Section 23153 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read third time.

Motion to Amend by Assembly Member Isenberg

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

**Motion to Table Isenberg Amendments
to Assembly Bill No. 1098**

Assembly Member Thompson moved that the amendments offered by Assembly Member Isenberg to Assembly Bill No. 1098 be laid upon the table.

Assembly Member Knight seconded the motion.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 2:12 p.m.

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

ASSEMBLY BILL NO. 37 (Pringle)—An act to amend Section 65050 of the Government Code, relating to economic development, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read.

Demand for Previous Question

Assembly Members Kevin Murray, Alpert, Cannella, Bustamante, and Katz demanded the previous question. Demand sustained.

The question being on the adoption of the urgency clause.

The roll was opened.

Call of the Assembly

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

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

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

ASSEMBLY BILL NO. 50 (Johnson)—An act to repeal Section 6357 of the Labor Code, relating to employment.

Bill read third time.

Demand for Previous Question

Assembly Members Burton, Tucker, Hauser, Rogan, and Alby demanded the previous question. Demand sustained.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—41

Ackerman	Conroy	Knight	Richter
Aguiar	Cunneen	Knowles	Rogan
Alby	Firestone	Kuykendall	Setencich
Baldwin	Frusetta	Margett	Takasugi
Battin	Goldsmith	McPherson	Thompson
Baugh	Granlund	Miller	Weggeland
Boland	Harvey	Morrissey	Woods
Bordonaro	Hawkins	Morrow	Mr. Speaker
Bowler	Hoge	Olberg	
Brewer	House	Poochigian	
Brulte	Kaloogian	Rainey	

NOES—38

Alpert	Cannella	Isenberg	Murray, Willard
Archie-Hudson	Cortese	Katz	Napolitano
Baca	Davis	Knox	Sher
Bates	Ducheny	Kuehl	Speier
Bowen	Escutia	Lee	Sweeney
Brown	Figueroa	Machado	Tucker
Burton	Friedman	Martinez	Vasconcellos
Bustamante	Gallegos	Mazzoni	Villaraigosa
Caldera	Hannigan	McDonald	
Campbell	Hauser	Murray, Kevin	

Bill ordered transmitted to the Senate.

PARLIAMENTARY INQUIRY

Assembly Member Knox arose to the following parliamentary inquiry:

Will Members be recognized to place a call of the Assembly?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that a Member will be recognized to move a call of the Assembly if the vote has not been previously announced.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 745, on request of Assembly Member Kuykendall.

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

ASSEMBLY BILL NO. 1432 (Firestone)—An act to amend Section 44830.3 of the Education Code, relating to schools.

Bill read third time, and passed by the following vote:

AYES—46

Ackerman	Brulte	House	Olberg
Aguiar	Caldera	Kaloogian	Poochigian
Alby	Conroy	Knight	Rainey
Alpert	Cortese	Knowles	Richter
Baldwin	Cunneen	Kuykendall	Rogan
Battin	Davis	Machado	Takasugi
Baugh	Firestone	Margett	Thompson
Boland	Frusetta	Mazzoni	Weggeland
Bordonaro	Goldsmith	McPherson	Woods
Bowen	Granlund	Miller	Mr. Speaker
Bowler	Harvey	Morrissey	
Brewer	Hoge	Morrow	

NOES—26

Archie-Hudson	Cannella	Katz	Napolitano
Baca	Ducheny	Knox	Sher
Bates	Escutia	Kuehl	Sweeney
Brown	Figueroa	Lee	Tucker
Burton	Gallegos	Martinez	Villaraigosa
Bustamante	Hannigan	McDonald	
Campbell	Hauser	Murray, Kevin	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1813 (Knight)—An act to add Section 44019 to, and to repeal Article 2.7 (commencing with Section 44929.20) of Chapter 4 of Part 25 of, the Education Code, relating to certificated employees.

Bill read third time.

Demand for Previous Question

Assembly Members Thompson, Burton, Ducheny, Margett, and Goldsmith demanded the previous question. Demand sustained.

The question being on the passage of the bill.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Knight 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.

ASSEMBLY BILL NO. 1179 (Bordonaro)—An act to amend Sections 11346.3, 11346.9, 11349.1, and 15363.6 of the Government Code, relating to economic development.

Bill read third time.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 2:50 p.m.

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

ASSEMBLY BILL NO. 1856 (McPherson)—An act to amend Section 12302 of the Elections Code, relating to elections.

Bill read third time.

Parliamentary Inquiry

Assembly Member Caldera arose to the following parliamentary inquiry:

On what basis is the Speaker limiting debate on items on today's file to two proponents and two opponents given that the Body has not agreed to limit debate?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that informal agreement was reached with leadership that debate on items on this day's file be limited.

Demand for Previous Question

Assembly Members Conroy, Thompson, Brewer, Miller, and McDonald demanded the previous question. Demand sustained.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—46

Alpert	Cunneen	Isenberg	Napolitano
Archie-Hudson	Davis	Katz	Rainey
Baca	Ducheny	Knox	Richter
Bates	Escutia	Kuehl	Setencich
Bowen	Figueroa	Kuykendall	Sher
Brown	Firestone	Lee	Speier
Burton	Friedman	Machado	Sweeney
Bustamante	Frusetta	Martinez	Tucker
Caldera	Gallegos	Mazzoni	Vasconcellos
Campbell	Hannigan	McDonald	Villaraigosa
Cannella	Harvey	McPherson	
Cortese	Hauser	Murray, Willard	

NOES—23

Ackerman	Boland	Granlund	Poochigian
Aguiar	Bordonaro	Hoge	Rogan
Alby	Bowler	Kaloogian	Thompson
Baldwin	Brewer	Knowles	Weggeland
Battin	Bulte	Miller	Mr. Speaker
Baugh	Goldsmith	Olberg	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1856: Assembly Member Poochigian, from "Aye" to "No".

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1719 (Isenberg)—An act to add Section 8901.7 to the Government Code, relating to public officers and employees.

Bill read third time.

The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Bustamante 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.

ASSEMBLY BILL NO. 1363 (Knowles)—An act to add Section 4191 to the Fish and Game Code, relating to mountain lions.

Bill read third time.

Point of Order

Assembly Member Speier arose to the following point of order:

That Assembly Bill No. 1363 appears to be a spot bill and should therefore be re-referred to the Committee on Rules.

Ruling by Speaker pro Tempore

The Speaker pro Tempore ruled the point of order not well-taken.

Demand for Previous Question

Assembly Members Thompson, Burton, Ackerman, Firestone, and House demanded the previous question. Demand sustained.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—45

Ackerman	Bustamante	Kaloogian	Rainey
Aguiar	Cannella	Knight	Richter
Alby	Conroy	Knowles	Rogan
Baca	Cortese	Kuykendall	Setencich
Baldwin	Firestone	Margett	Takasugi
Battin	Frusetta	McPherson	Thompson
Baugh	Gallegos	Miller	Weggeland
Boland	Granlund	Morrissey	Woods
Bordonaro	Harvey	Morrow	Mr. Speaker
Bowler	Hawkins	Murray, Willard	
Brewer	Hoge	Olberg	
Brulte	House	Poochigian	

NOES—28

Alpert	Campbell	Hauser	Napolitano
Archie-Hudson	Davis	Isenberg	Sher
Bates	Ducheny	Katz	Speier
Bowen	Escutia	Kuehl	Sweeney
Brown	Figuroa	Lee	Tucker
Burton	Friedman	Martinez	Vasconcellos
Caldera	Hannigan	McDonald	Villaraigosa

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 456 (Bustamante)—An act to add Section 7079 to the Government Code, relating to enterprise zones.

Bill read third time.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 3:16 p.m.

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

ASSEMBLY BILL NO. 409 (Battin)—An act to amend Section 14007.1 of the Welfare and Institutions Code, relating to Medi-Cal.

Bill read third time, and passed by the following vote:

AYES—44

Ackerman	Brulte	House	Poochigian
Aguiar	Conroy	Kaloogian	Rainey
Alby	Cunneen	Knight	Richter
Baldwin	Firestone	Knowles	Rogan
Battin	Frusetta	Kuykendall	Setencich
Baugh	Gallegos	Margett	Sweeney
Boland	Goldsmith	McPherson	Takasugi
Bordonaro	Granlund	Miller	Thompson
Bowen	Harvey	Morrissey	Weggeland
Bowler	Hawkins	Morrow	Woods
Brewer	Hoge	Olberg	Mr. Speaker

NOES—29

Archie-Hudson	Cannella	Katz	Napolitano
Baca	Davis	Knox	Sher
Bates	Ducheny	Kuehl	Speier
Brown	Escutia	Lee	Tucker
Burton	Figuroa	Machado	Villaraigosa
Bustamante	Friedman	Martinez	
Caldera	Hauser	Mazzoni	
Campbell	Isenberg	Murray, Kevin	

Bill ordered transmitted to the Senate.

MOTION TO PLACE CALL OF THE ASSEMBLY

Assembly Member Kevin Murray moved to place a call of the Assembly on Assembly Bill No. 409.

Motion Ruled Out of Order

Speaker pro Tempore Aguiar ruled the motion to place a call of the Assembly out of order as the vote on Assembly Bill No. 409 had previously been announced.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 797 (Archie-Hudson)—An act to add Part 66 (commencing with Section 100000) to the Education Code, relating to the financing of educational technology infrastructure, through the issuance and sale of bonds of the State of California and by providing for the handling and disposition of those funds, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Archie-Hudson moved the adoption of amendments.

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

ASSEMBLY BILL NO. 185 (Willard Murray)—An act to amend and repeal Section 25332 of the Government Code, relating to county services.

Bill read third time.

Demand for Previous Question

Assembly Members Thompson, Ackerman, Morrissey, Battin, and Olberg demanded the previous question.

Roll Call Demanded

Assembly Members Speier, Napolitano, and Martinez, demanded a roll call.

The roll was called, and the demand for the previous question sustained by the following vote:

AYES—38

Ackerman	Brulte	Kaloogian	Poochigian
Aguiar	Conroy	Knight	Rainey
Alby	Cunneen	Kuykendall	Richter
Baldwin	Firestone	Margett	Rogan
Battin	Frusetta	McPherson	Takasugi
Baugh	Goldsmith	Miller	Thompson
Boland	Granlund	Morrissey	Woods
Bordonaro	Hawkins	Murray, Kevin	Mr. Speaker
Bowler	Hoge	Murray, Willard	
Brewer	House	Olberg	

NOES—34

Alpert	Davis	Knowles	Sher
Archie-Hudson	Escutia	Knox	Speier
Baca	Figueroa	Kuehl	Sweeney
Bates	Friedman	Lee	Tucker
Bowen	Gallegos	Machado	Vasconcellos
Brown	Hannigan	Martinez	Villaraigosa
Bustamante	Harvey	Mazzoni	Weggeland
Caldera	Hauser	Morrow	
Cannella	Katz	Napolitano	

The question being on the passage of the bill.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 3:31 p.m.

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

ASSEMBLY BILL NO. 589 (Rainey)—An act to amend Sections 3001 and 3057 of the Penal Code, relating to parole.

Bill read third time, and passed by the following vote:

AYES—62

Ackerman	Conroy	Katz	Poochigian
Aguiar	Cortese	Knight	Rainey
Alby	Cunneen	Knowles	Richter
Alpert	Davis	Knox	Rogan
Baca	Firestone	Kuykendall	Setencich
Baldwin	Frusetta	Machado	Sher
Battin	Gallegos	Margett	Speier
Baugh	Goldsmith	Martinez	Sweeney
Boland	Granlund	Mazzoni	Takasugi
Bordonaro	Hannigan	McPherson	Thompson
Bowen	Harvey	Miller	Tucker
Bowler	Hauser	Morrissey	Weggeland
Brewer	Hawkins	Morrow	Woods
Brulte	Hoge	Murray, Willard	Mr. Speaker
Caldera	House	Napolitano	
Cannella	Kaloogian	Olberg	

NOES—9

Archie-Hudson	Ducheny	Lee
Brown	Escutia	Murray, Kevin
Campbell	Isenberg	Villaraigosa

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 15 (Pringle)—An act to amend Section 31000 of the Government Code, relating to county contracts.

Bill read third time.

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, 3:44 p.m.

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

ASSEMBLY BILL NO. 243 (Battin)—An act to amend Section 7073 of the Government Code, relating to enterprise zones.

Bill read third time.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 3:45 p.m.

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

ASSEMBLY BILL NO. 246 (Morrow)—An act to amend Sections 1981, 48900, 48915.2, and 48918 of, and to add Section 48915.2 to, the Education Code, and to add Section 827.1 to the Welfare and Institutions Code, relating to pupil expulsion.

Bill read third time.

Demand for Previous Question

Assembly Members Kevin Murray, Brulte, Ackerman, Baldwin, and Setencich demanded the previous question. Demand sustained.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—55

Ackerman	Bustamante	Hawkins	Morrow
Aguiar	Cannella	Hoge	Murray, Willard
Alby	Conroy	House	Olberg
Alpert	Cortese	Kaloogian	Poochigian
Baldwin	Cunneen	Knight	Rainey
Battin	Davis	Knowles	Richter
Baugh	Ducheny	Knox	Rogan
Boland	Figueroa	Kuykendall	Setencich
Bordonaro	Firestone	Machado	Sweeney
Bowen	Frusetta	Margett	Takasugi
Bowler	Gallegos	Martinez	Thompson
Brewer	Goldsmith	McPherson	Woods
Brown	Granlund	Miller	Mr. Speaker
Brulte	Harvey	Morrissey	

NOES—13

Archie-Hudson	Campbell	Lee	Villaraigosa
Baca	Friedman	McDonald	
Burton	Isenberg	Napolitano	
Caldera	Kuehl	Vasconcellos	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1207 (Mazzoni)—An act to add and repeal Sections 17052.19 and 23617.7 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read third time, and passed by the following vote:

AYES—70

Ackerman	Cannella	Kaloogian	Napolitano
Aguiar	Conroy	Katz	Olberg
Alby	Cortese	Knight	Poochigian
Alpert	Cunneen	Knowles	Rainey
Archie-Hudson	Davis	Knox	Richter
Baca	Ducheny	Kuehl	Rogan
Baldwin	Figueroa	Kuykendall	Setencich
Battin	Firestone	Lee	Sher
Baugh	Frusetta	Machado	Sweeney
Boland	Gallegos	Margett	Takasugi
Bordonaro	Goldsmith	Martinez	Thompson
Bowen	Granlund	Mazzoni	Tucker
Bowler	Harvey	McDonald	Villaraigosa
Brewer	Hauser	McPherson	Weggeland
Brown	Hawkins	Miller	Woods
Brulte	Hoge	Morrissey	Mr. Speaker
Bustamante	House	Morrow	
Campbell	Isenberg	Murray, Willard	

NOES—5

Burton	Escutia	Speier
Caldera	Hannigan	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 988 (Hawkins)—An act to amend Section 1324 of, and to repeal Section 1324.1 of, the Penal Code, relating to criminal procedure.

Bill read third time, and passed by the following vote:

AYES—53

Ackerman	Caldera	House	Olberg
Aguiar	Cannella	Kaloogian	Poochigian
Alby	Conroy	Katz	Rainey
Alpert	Cortese	Knight	Richter
Baca	Cunneen	Knowles	Rogan
Baldwin	Davis	Knox	Setencich
Battin	Firestone	Kuykendall	Takasugi
Baugh	Frusetta	Machado	Thompson
Boland	Goldsmith	Margett	Weggeland
Bordonaro	Granlund	McPherson	Woods
Bowen	Harvey	Miller	Mr. Speaker
Bowler	Hauser	Morrissey	
Brewer	Hawkins	Morrow	
Brulte	Hoge	Murray, Willard	

NOES—18

Archie-Hudson	Ducheny	Lee	Sher
Bates	Friedman	Martinez	Speier
Brown	Hannigan	Mazzoni	Villaraigosa
Burton	Isenberg	McDonald	
Campbell	Kuehl	Napolitano	

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—Assembly Bill No. 988

January 29, 1996

*The Honorable Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Dotson: I inadvertently voted no on AB 988. I would like the record to reflect that I intended to vote aye.

Thank you for your consideration in this matter.

All the best,

JACKIE SPEIER, Assembly Member
Nineteenth District

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

ASSEMBLY BILL NO. 410 (Battin)—An act to amend Section 1151 of the Evidence Code, relating to evidence.

Bill read third time, and passed by the following vote:

AYES—42

Ackerman	Conroy	Kaloogian	Rainey
Aguiar	Cortese	Knight	Richter
Alby	Cunneen	Knowles	Rogan
Baldwin	Firestone	Kuykendall	Setencich
Battin	Frusetta	Margett	Takasugi
Baugh	Goldsmith	McPherson	Thompson
Boland	Granlund	Miller	Weggeland
Bordonaro	Harvey	Morrissey	Woods
Bowler	Hawkins	Morrow	Mr. Speaker
Brewer	Hoge	Olberg	
Brulte	House	Poochigian	

NOES—32

Alpert	Campbell	Hauser	McDonald
Archie-Hudson	Davis	Isenberg	Murray, Kevin
Baca	Ducheny	Katz	Murray, Willard
Bates	Escutia	Knox	Napolitano
Bowen	Figueroa	Kuehl	Sher
Brown	Friedman	Lee	Speier
Burton	Gallegos	Martinez	Sweeney
Caldera	Hannigan	Mazzoni	Villaraigosa

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1249 (House)—An act to amend Section 340.2 of the Code of Civil Procedure, relating to the commencement of actions.

Bill read third time.

Demand for Previous Question

Assembly Members Rogan, Ackerman, Morrissey, Battin, and Kuykendall demanded the previous question. Demand sustained.

Point of Order

Assembly Member Martinez arose to the following point of order:

That Assembly Member Goldsmith spoke previously on the bill and is not in order to ask a question of the author on closing time for debate.

Ruling by Speaker pro Tempore

The Speaker pro Tempore ruled the point of order well-taken.
The question being on the passage of the bill.

Bill passed by the following vote:

AYES—42

Ackerman	Conroy	Kaloogian	Rainey
Aguiar	Cortese	Knight	Richter
Alby	Cunneen	Knowles	Rogan
Baldwin	Firestone	Kuykendall	Setencich
Battin	Frusetta	Margett	Takasugi
Baugh	Goldsmith	McPherson	Thompson
Boland	Granlund	Miller	Weggeland
Bordonaro	Harvey	Morrissey	Woods
Bowler	Hawkins	Morrow	Mr. Speaker
Brewer	Hoge	Olberg	
Brulte	House	Poochigian	

NOES—33

Alpert	Campbell	Isenberg	Sher
Archie-Hudson	Davis	Katz	Speier
Baca	Ducheny	Knox	Sweeney
Bates	Escutia	Kuehl	Tucker
Bowen	Figuroa	Lee	Vasconcellos
Brown	Friedman	Martinez	Villaraigosa
Burton	Gallegos	Mazzoni	
Bustamante	Hannigan	Murray, Kevin	
Caldera	Hauser	Napolitano	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1862 (Morrow)—An act to amend Section 3295 of, and to add Section 3294.5 to, the Civil Code, relating to exemplary damages.

Bill read third time.

Demand for Previous Question

Assembly Members Thompson, Mazzoni, Tucker, Kaloogian, and Baldwin demanded the previous question. Demand sustained.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—41

Ackerman	Conroy	Knight	Richter
Aguiar	Cunneen	Knowles	Rogan
Alby	Firestone	Kuykendall	Setencich
Baldwin	Frusetta	Margett	Takasugi
Battin	Goldsmith	McPherson	Thompson
Baugh	Granlund	Miller	Weggeland
Boland	Harvey	Morrissey	Woods
Bordonaro	Hawkins	Morrow	Mr. Speaker
Bowler	Hoge	Olberg	
Brewer	House	Poochigian	
Brulte	Kaloogian	Rainey	

NOES—34

Alpert	Cannella	Isenberg	Murray, Kevin
Archie-Hudson	Davis	Katz	Napolitano
Baca	Ducheny	Knox	Sher
Bates	Escutia	Kuehl	Speier
Bowen	Figuroa	Lee	Sweeney
Burton	Friedman	Machado	Tucker
Bustamante	Gallegos	Martinez	Villaraigosa
Caldera	Hannigan	Mazzoni	
Campbell	Hauser	McDonald	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 385 (Tucker)—An act to amend Section 25761 of the Business and Professions Code, relating to alcoholic beverages.

Bill read third time, and passed by the following vote:

AYES—73

Ackerman	Caldera	Hoge	Napolitano
Aguiar	Campbell	House	Olberg
Alby	Cannella	Kaloogian	Poochigian
Alpert	Conroy	Katz	Rainey
Archie-Hudson	Cortese	Knight	Richter
Baca	Cunneen	Knowles	Rogan
Baldwin	Davis	Knox	Setencich
Bates	Ducheny	Kuehl	Sher
Battin	Escutia	Kuykendall	Speier
Baugh	Figueroa	Lee	Sweeney
Boland	Firestone	Machado	Takasugi
Bordonaro	Friedman	Margett	Tucker
Bowen	Frusetta	Martinez	Villaraigosa
Bowler	Gallegos	Mazzoni	Weggeland
Brewer	Goldsmith	McDonald	Woods
Brown	Granlund	McPherson	Mr. Speaker
Brulte	Harvey	Miller	
Burton	Hauser	Morrissey	
Bustamante	Hawkins	Morrow	

NOES—1

Isenberg

Bill ordered transmitted to the Senate.

CAUCUS ANNOUNCEMENTS

At 4:31 p.m., unanimous consent was granted that the Republican Caucus be permitted to meet in the Assembly Lounge.

RECESS

By unanimous consent, at 4:32 p.m., Speaker pro Tempore Aguiar declared the Assembly recessed.

REASSEMBLED

At 5:23 p.m., the Assembly reconvened.

Hon. Curt Pringle, Speaker of the Assembly, presiding.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 525 (Aguiar)—An act to amend Section 3352 of the Labor Code, and to add Section 634 to the Unemployment Insurance Code, relating to employment.

Bill read third time.

Demand for Previous Question

Assembly Members Rogan, Thompson, Ducheny, Alpert, and Baldwin demanded the previous question. Demand sustained.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—41

Ackerman	Conroy	Kaloogian	Rainey
Aguiar	Cortese	Knight	Richter
Alby	Cunneen	Knowles	Rogan
Baldwin	Firestone	Kuykendall	Takasugi
Battin	Frusetta	Margett	Thompson
Baugh	Goldsmith	McPherson	Weggeland
Boland	Granlund	Miller	Woods
Bordonaro	Harvey	Morrissey	Mr. Speaker
Bowler	Hawkins	Morrow	
Brewer	Hoge	Olberg	
Brulte	House	Poochigian	

NOES—34

Alpert	Cannella	Katz	Napolitano
Archie-Hudson	Davis	Knox	Setencich
Baca	Ducheny	Kuehl	Sher
Bates	Figueroa	Lee	Speier
Brown	Friedman	Machado	Sweeney
Burton	Gallegos	Martinez	Tucker
Bustamante	Hannigan	Mazzoni	Villaraigosa
Caldera	Hauser	Murray, Kevin	
Campbell	Isenberg	Murray, Willard	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1042 (Alpert)—An act to add Section 24013.5 to the Business and Professions Code, relating to alcoholic beverages.

Bill read third time.

Amendments Withdrawn

Without objection, Assembly Member Morrow withdrew his amendments to Assembly Bill No. 1042.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 5:35 p.m.

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

BILLS PASSED ON FILE

Assembly Bill No. 121—Passed on file.

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

ASSEMBLY BILL NO. 398 (Aguiar)—An act to amend Section 1198 of the Labor Code, relating to employment.

Bill read third time.

Amendments Withdrawn

Without objection, Assembly Member Knox withdrew his amendments to Assembly Bill No. 398.

Demand for Previous Question

Assembly Members Burton, Thompson, Brulte, Kuykendall, and Hauser demanded the previous question.

Roll Call Demanded

Assembly Members Willard Murray, Knox, and McDonald, demanded a roll call.

The roll was called, and the demand for the previous question sustained by the following vote:

AYES—41

Ackerman	Conroy	Kaloogian	Rainey
Aguiar	Cunneen	Knight	Richter
Alby	Firestone	Knowles	Rogan
Baldwin	Frusetta	Kuykendall	Takasugi
Battin	Goldsmith	Margett	Thompson
Baugh	Granlund	McPherson	Weggeland
Boland	Harvey	Miller	Woods
Bordonaro	Hauser	Morrissey	Mr. Speaker
Bowler	Hawkins	Morrow	
Brewer	Hoge	Olberg	
Brulte	House	Poochigian	

NOES—30

Alpert	Cannella	Knox	Murray, Willard
Archie-Hudson	Davis	Kuehl	Napolitano
Baca	Figueroa	Lee	Sher
Bates	Friedman	Machado	Speier
Bowen	Gallegos	Martinez	Sweeney
Brown	Hannigan	Mazzoni	Villaraigosa
Bustamante	Isenberg	McDonald	
Caldera	Katz	Murray, Kevin	

The question being on the passage of the bill.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 5:50 p.m.

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

ASSEMBLY BILL NO. 1251 (House)—An act to amend Section 6304.5 of the Labor Code, relating to employment.

Bill read third time, and passed by the following vote:

AYES—41

Ackerman	Conroy	Knight	Richter
Aguiar	Cunneen	Knowles	Rogan
Alby	Firestone	Kuykendall	Setencich
Baldwin	Frusetta	Margett	Takasugi
Battin	Goldsmith	McPherson	Thompson
Baugh	Granlund	Miller	Weggeland
Boland	Harvey	Morrissey	Woods
Bordonaro	Hawkins	Morrow	Mr. Speaker
Bowler	Hoge	Olberg	
Brewer	House	Poochigian	
Brulte	Kaloogian	Rainey	

NOES—33

Alpert	Davis	Katz	Napolitano
Archie-Hudson	Ducheny	Knox	Sher
Baca	Escutia	Kuehl	Speier
Bates	Figueroa	Lee	Sweeney
Bowen	Friedman	Martinez	Tucker
Brown	Callegos	Mazzoni	Villaraigosa
Burton	Hannigan	McDonald	
Caldera	Hauser	Murray, Kevin	
Campbell	Isenberg	Murray, Willard	

Bill ordered transmitted to the Senate.

BILLS PASSED ON FILE

Assembly Bill No. 9—Passed on file.

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

ASSEMBLY BILL NO. 1202 (Woods)—An act to amend Section 701.3 of the Public Utilities Code, relating to public utilities.

Bill read third time.

Demand for Previous Question

Assembly Members Thompson, Hawkins, Miller, Bowler, and Rainey demanded the previous question. Demand sustained.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—48

Aguiar	Cannella	Hauser	Morrissey
Alpert	Cortese	Hawkins	Murray, Willard
Archie-Hudson	Cunneen	House	Napolitano
Baca	Davis	Isenberg	Poochigian
Bates	Ducheny	Kuehl	Rainey
Battin	Escutia	Kuykendall	Setencich
Bordonaro	Figueroa	Machado	Sher
Bowen	Firestone	Martinez	Speier
Brown	Frusetta	Mazzoni	Sweeney
Burton	Granlund	McDonald	Tucker
Caldera	Hannigan	McPherson	Villaraigosa
Campbell	Harvey	Miller	Woods

NOES—21

Ackerman	Brulte	Knowles	Thompson
Alby	Goldsmith	Knox	Weggeland
Baldwin	Hoge	Lee	Mr. Speaker
Baugh	Kaloogian	Morrow	
Bowler	Katz	Murray, Kevin	
Brewer	Knight	Olberg	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 5 (Boland)—An act to add Section 53087 to the Government Code, relating to local agencies.

Bill read third time.

Motion to Amend by Assembly Member Escutia—Set 1

Assembly Member Escutia moved the adoption of amendments.

Amendments read.

**Motion to Table Escutia Amendments
to Assembly Bill No. 5—Set 1**

Assembly Member Rogan moved that the amendments offered by Assembly Member Escutia to Assembly Bill No. 5 be laid upon the table.

Assembly Member Brewer seconded the motion.

Motion carried by the following vote:

AYES—39

Ackerman	Brulte	House	Poochigian
Aguiar	Conroy	Kaloogian	Rainey
Alby	Cunneen	Knowles	Richter
Baldwin	Firestone	Kuykendall	Rogan
Battin	Frusetta	Margett	Takasugi
Baugh	Goldsmith	McPherson	Thompson
Boland	Granlund	Miller	Weggeland
Bordonaro	Harvey	Morrissey	Woods
Bowler	Hawkins	Morrow	Mr. Speaker
Brewer	Hoge	Olberg	

NOES—36

Alpert	Campbell	Hauser	McDonald
Archie-Hudson	Cannella	Isenberg	Murray, Kevin
Baca	Davis	Katz	Murray, Willard
Bates	Ducheny	Knox	Napolitano
Bowen	Escutia	Kuehl	Sher
Brown	Figuroa	Lee	Speier
Burton	Friedman	Machado	Sweeney
Bustamante	Gallegos	Martinez	Tucker
Caldera	Hannigan	Mazzoni	Villaraigosa

Motion to Amend by Assembly Member Escutia—Set 2

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

**Motion to Table Escutia Amendments
to Assembly Bill No. 5—Set 2**

Assembly Member Thompson moved that the amendments offered by Assembly Member Escutia to Assembly Bill No. 5—Set 2 be laid upon the table.

Assembly Member Brewer seconded the motion.

Motion carried by the following vote:

AYES—40

Ackerman	Brulte	House	Olberg
Aguiar	Conroy	Kaloogian	Poochigian
Alby	Cunneen	Knight	Rainey
Baldwin	Firestone	Knowles	Richter
Battin	Frusetta	Kuykendall	Rogan
Baugh	Goldsmith	Margett	Takasugi
Boland	Granlund	McPherson	Thompson
Bordonaro	Harvey	Miller	Weggeland
Bowler	Hawkins	Morrissey	Woods
Brewer	Hoge	Morrow	Mr. Speaker

NOES—36

Alpert	Campbell	Hauser	McDonald
Archie-Hudson	Cannella	Isenberg	Murray, Kevin
Baca	Davis	Katz	Murray, Willard
Bates	Ducheny	Knox	Napolitano
Bowen	Escutia	Kuehl	Sher
Brown	Figuroa	Lee	Speier
Burton	Friedman	Machado	Sweeney
Bustamante	Gallegos	Martinez	Tucker
Caldera	Hannigan	Mazzoni	Villaraigosa

Demand for Previous Question

Assembly Members Morrissey, Kaloogian, Hawkins, Isenberg, and Ducheny demanded the previous question. Demand sustained.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—41

Ackerman	Conroy	Knight	Richter
Aguiar	Cunneen	Knowles	Rogan
Alby	Firestone	Kuykendall	Setencich
Baldwin	Frusetta	Margett	Takasugi
Battin	Goldsmith	McPherson	Thompson
Baugh	Granlund	Miller	Weggeland
Boland	Harvey	Morrissey	Woods
Bordonaro	Hawkins	Morrow	Mr. Speaker
Bowler	Hoge	Olberg	
Brewer	House	Poochigian	
Brulte	Kaloogian	Rainey	

NOES—36

Alpert	Campbell	Hannigan	Mazzoni
Archie-Hudson	Cannella	Hauser	McDonald
Baca	Cortese	Isenberg	Murray, Kevin
Bates	Davis	Katz	Murray, Willard
Bowen	Ducheny	Knox	Napolitano
Brown	Escutia	Kuehl	Sher
Burton	Figuroa	Lee	Sweeney
Bustamante	Friedman	Machado	Tucker
Caldera	Gallegos	Martinez	Villaraigosa

Bill ordered transmitted to the Senate.

CONSIDERATION OF SENATE BILL NO. 681 BY UNANIMOUS CONSENT

Assembly Member Aguiar was granted unanimous consent to take up Senate Bill No. 681, out of order.

SENATE BILL NO. 681 (Alquist)—An act to amend Section 4497.38 of the Penal Code, to amend Section 2105 of, and to repeal Section 2105.1 of, the Streets and Highways Code, to amend Sections 912, 16990, 17000.5, 17000.6, 17001.5, and 17608.05 of, and to add Sections 912.5 and 17001.51 to, the Welfare and Institutions Code, relating to local government assistance, and making an appropriation therefor.

Bill read third time.

Amendments Withdrawn

Without objection, Assembly Member Aguiar withdrew his amendments to Senate Bill No. 681.

Motion to Amend by Assembly Member Bustamante

Assembly Member Bustamante moved the adoption of amendments.

Amendments read.

**Motion to Table Bustamante Amendments
to Senate Bill No. 681**

Assembly Member Thompson moved that the amendments offered by Assembly Member Bustamante to Senate Bill No. 681 be laid upon the table.

Assembly Member Brewer seconded the motion.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 6:28 p.m.

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

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

ASSEMBLY BILL NO. 276 (Cannella)—An act to add Sections 31693 and 31694.5 to the Government Code, relating to county employees.

Bill read third time, and passed by the following vote:

AYES—78

Ackerman	Campbell	House	Murray, Willard
Aguiar	Cannella	Isenberg	Napolitano
Alby	Conroy	Kaloogian	Olberg
Alpert	Cortese	Katz	Poochigian
Archie-Hudson	Cunneen	Knight	Rainey
Baca	Davis	Knowles	Richter
Baldwin	Ducheny	Knox	Rogan
Bates	Escutia	Kuehl	Setencich
Battin	Figueroa	Kuykendall	Sher
Baugh	Firestone	Lee	Speier
Boland	Friedman	Machado	Sweeney
Bordonaro	Frusetta	Margett	Takasugi
Bowen	Gallegos	Martinez	Thompson
Bowler	Goldsmith	Mazzoni	Tucker
Brewer	Granlund	McDonald	Villaraigosa
Brown	Hannigan	McPherson	Weggeland
Brulte	Harvey	Miller	Woods
Burton	Hauser	Morrissey	Mr. Speaker
Bustamante	Hawkins	Morrow	
Caldera	Hoge	Murray, Kevin	

NOES—None

Bill ordered transmitted to the Senate.

PARLIAMENTARY INQUIRY

Assembly Member Rogan arose to the following parliamentary inquiry:

By what procedure can the bills reported from committees on Friday, January 26, 1996 be taken up in order to comport with the will of the Body, and the committee process?

Reply by Speaker

The Speaker replied that committees heard and reported the bills in compliance with House deadlines and were delayed due to the process of amending; therefore, those measures shall not be prejudiced.

Parliamentary Inquiry

Assembly Member Burton arose to the following parliamentary inquiry:

Is Assembly Member Rogan not inquiring as to the status of bills that were not reported in compliance with the deadline, and further, would a rule waiver not be necessary in order to have the bills taken up by the Body?

Reply by Speaker

The Speaker replied in the affirmative, that a rule waiver would be necessary to permit the bills to be taken up.

MOTION TO TAKE UP BILLS WITHOUT REFERENCE TO FILE

Assembly Member Rogan moved that all bills reported from committees today be taken up without reference to file for purpose of second reading; that bills reported with amendments be read a second time and amended; and that all bills be ordered returned to the second reading file for the next legislative day.

Assembly Member Kuykendall seconded the motion.

Point of Order

Assembly Member Burton arose to the following point of order:

That pursuant to Article IV, Section 8(b) a bill must be read in the Assembly on three separate days.

Ruling by Speaker

The Speaker ruled the point of order not well-taken; that a request has not been made to suspend Article IV, Section 8(b) of the Constitution.

Parliamentary Inquiry

Assembly Member Kevin Murray arose to the following parliamentary inquiry:

Does this motion not require prior action by the Rules Committee?

Reply by Speaker

The Speaker replied in the negative.

Parliamentary Inquiry

Assembly Member Battin arose to the following parliamentary inquiry:

What is the vote required for Assembly Member Rogan's motion to carry?

Reply by Speaker

The Speaker replied that 40 votes would be required for the Rogan motion to carry.

Parliamentary Inquiry

Assembly Member Katz arose to the following parliamentary inquiry:

Custom and precedence of the House has required $\frac{2}{3}$ of the Members present and voting for such a motion to carry. What is the basis for the ruling of 40 votes?

Reply by Speaker

The Speaker replied that the committees properly reported the bills in compliance with the deadlines and administrative delays prevented the bills from being properly before the House; therefore the bills would be properly before the House if a majority of the House consents.

Parliamentary Inquiry

Assembly Member Katz arose to the following parliamentary inquiry:

Based upon custom and precedence of the House, what is the vote required to suspend the rules?

Request to Withdraw Motion

Assembly Member Rogan requested unanimous consent to withdraw his motion to take up bills without reference to file for purpose of second reading and adoption of amendments.

Assembly Member Katz withheld unanimous consent.

Point of Order

Assembly Member Isenberg arose to the following point of order:

The bills in question were not reported to the Desk in compliance with the deadlines, therefore the bills may not be submitted and read three times unless rules are changed. On what authority are rules being changed to permit the bills to be properly before the Body?

Reply by Speaker

The Speaker replied that rules of the House are not being changed.

Parliamentary Inquiry

Assembly Member Isenberg arose to the following parliamentary inquiry:

Do the rules not require bills to be reported to the Desk prior to being placed upon the second reading file?

Reply by Speaker

The Speaker replied that some measures did not meet the deadline to be placed upon the second reading file.

Parliamentary Inquiry

Assembly Member Kevin Murray arose to the following parliamentary inquiry:

When were the measures in question reported to the Desk?

Reply by Speaker

The Speaker replied that the measures were reported to the Desk on Friday, January 26, 1996.

Further Consideration Passed Temporarily

Further consideration of the motion by Assembly Member Rogan was passed temporarily.

ACTION RESCINDED ON ASSEMBLY BILL NO. 1700

Assembly Member Poochigian was granted unanimous consent to rescind the action whereby earlier this day (Assembly Journal, page 4533), Assembly Bill No. 1700 was read a second time; committee amendments from the Committee on Appropriations were read and adopted and that the bill be ordered returned to second reading for January 30, 1996.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Woods was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Norm Sharpe, of Redding.

Assembly Member Sher was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of David Schultz, of Palo Alto.

Assembly Member Frusetta was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Verna Renz Tarkington, of Hollister.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
THOMPSON MOTION TO TABLE ISENBERG AMENDMENTS TO
ASSEMBLY BILL NO. 208**

At 7:05 p.m., on motion of Assembly Member Thompson, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Thompson motion to table Isenberg amendments to Assembly Bill No. 208 carried by the following vote:

AYES—39

Ackerman	Brulte	Kaloogian	Rainey
Aguiar	Conroy	Knight	Richter
Alby	Firestone	Knowles	Rogan
Baldwin	Frusetta	Kuykendall	Setencich
Battin	Goldsmith	Margett	Takasugi
Baugh	Granlund	Miller	Thompson
Boland	Harvey	Morrissey	Weggeland
Bordonaro	Hawkins	Morrow	Woods
Bowler	Hoge	Olberg	Mr. Speaker
Brewer	House	Poochigian	

NOES—38

Alpert	Cannella	Isenberg	Murray, Willard
Archie-Hudson	Cortese	Katz	Napolitano
Baca	Davis	Knox	Sher
Bates	Ducheny	Kuehl	Speier
Bowen	Escutia	Lee	Sweeney
Brown	Figueroa	Machado	Tucker
Burton	Friedman	Martinez	Vasconcellos
Bustamante	Gallegos	Mazzoni	Villaraigosa
Caldera	Hannigan	McDonald	
Campbell	Hauser	Murray, Kevin	

Vote Changes

By unanimous consent, the following vote change was permitted on the motion to table the amendments offered by Assembly Member Isenberg to Assembly Bill No. 208: Assembly Member McPherson, from "Aye" to "Not Voting".

Further Consideration of Assembly Bill No. 208

ASSEMBLY BILL NO. 208 (Cannella)—An act to add Sections 17053.51 and 23651 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—57

Ackerman	Cannella	Katz	Olberg
Aguiar	Conroy	Knight	Poochigian
Alby	Cortese	Knowles	Rainey
Baca	Cunneen	Knox	Richter
Baldwin	Ducheny	Kuykendall	Rogan
Battin	Firestone	Lee	Setencich
Baugh	Frusetta	Machado	Takasugi
Boland	Goldsmith	Margett	Thompson
Bordonaro	Granlund	Mazzoni	Tucker
Bowler	Harvey	McPherson	Weggeland
Brewer	Hauser	Miller	Woods
Brown	Hawkins	Morrissey	Mr. Speaker
Brulte	Hoge	Morrow	
Bustamante	House	Murray, Kevin	
Campbell	Kaloogian	Murray, Willard	

NOES—12

Bates	Caldera	Isenberg	Napolitano
Bowen	Figueroa	Kuehl	Sweeney
Burton	Friedman	McDonald	Villaraigosa

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
THOMPSON MOTION TO TABLE ISENBERG AMENDMENTS TO
ASSEMBLY BILL NO. 1098**

At 7:06 p.m., on motion of Assembly Member Isenberg, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Thompson motion to table Isenberg amendments to Assembly Bill No. 1098 carried by the following vote:

AYES—41

Ackerman	Conroy	Knight	Richter
Aguiar	Cunneen	Knowles	Rogan
Alby	Firestone	Kuykendall	Setencich
Baldwin	Frusetta	Margett	Takasugi
Battin	Goldsmith	McPherson	Thompson
Baugh	Granlund	Miller	Weggeland
Boland	Harvey	Morrissey	Woods
Bordonaro	Hawkins	Morrow	Mr. Speaker
Bowler	Hoge	Olberg	
Brewer	House	Poochigian	
Brulte	Kaloogian	Rainey	

NOES—38

Alpert	Cannella	Isenberg	Murray, Willard
Archie-Hudson	Cortese	Katz	Napolitano
Baca	Davis	Knox	Sher
Bates	Ducheny	Kuehl	Speier
Bowen	Escutia	Lee	Sweeney
Brown	Figueroa	Machado	Tucker
Burton	Friedman	Martinez	Vasconcellos
Bustamante	Gallegos	Mazzoni	Villaraigosa
Caldera	Hannigan	McDonald	
Campbell	Hauser	Murray, Kevin	

Further Consideration of Assembly Bill No. 1098

ASSEMBLY BILL NO. 1098 (Woods)—An act to amend Section 23153 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Demand for Previous Question

Assembly Members Morrissey, Burton, Escutia, Hawkins, and Burton demanded the previous question. Demand sustained.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—42

Ackerman	Brulte	Kaloogian	Rainey
Aguiar	Conroy	Knight	Richter
Alby	Cunneen	Knowles	Rogan
Baldwin	Firestone	Kuykendall	Setencich
Battin	Frusetta	Margett	Takasugi
Baugh	Goldsmith	McPherson	Thompson
Boland	Granlund	Miller	Weggeland
Bordonaro	Harvey	Morrissey	Woods
Bowen	Hawkins	Morrow	Mr. Speaker
Bowler	Hoge	Olberg	
Brewer	House	Poochigian	

NOES—24

Alpert	Campbell	Knox	Murray, Kevin
Archie-Hudson	Escutia	Kuehl	Murray, Willard
Bates	Friedman	Lee	Sher
Brown	Hauser	Martinez	Sweeney
Burton	Isenberg	Mazzoni	Tucker
Caldera	Katz	McDonald	Villaraigosa

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY
CLAUSE TO ASSEMBLY BILL NO. 37**

At 7:09 p.m., on motion of Assembly Member Pringle, 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 Battin moved to continue the call of the Assembly.

Motion carried. Time, 7:10 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. 1813**

At 7:10 p.m., on motion of Assembly Member Knight, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 1813 refused passage by the following vote:

AYES—29

Ackerman	Brulte	Margett	Rogan
Alby	Conroy	Miller	Thompson
Baldwin	Goldsmith	Morrissey	Weggeland
Battin	Harvey	Morrow	Woods
Baugh	Hoge	Olberg	Mr. Speaker
Boland	House	Poochigian	
Bowler	Knight	Rainey	
Brewer	Knowles	Richter	

NOES—44

Alpert	Cortese	Isenberg	Murray, Kevin
Archie-Hudson	Cunneen	Katz	Murray, Willard
Baca	Davis	Knox	Napolitano
Bates	Ducheny	Kuehl	Setencich
Bowen	Escutia	Kuykendall	Sher
Brown	Figueroa	Lee	Speier
Burton	Firestone	Machado	Sweeney
Bustamante	Friedman	Martinez	Takasugi
Caldera	Gallegos	Mazzoni	Tucker
Campbell	Hannigan	McDonald	Vasconcellos
Cannella	Hauser	McPherson	Villaraigosa

**Motion to Reconsider Assembly Bill No. 1813
on Next Legislative Day**

Assembly Member Knight moved to reconsider on the next legislative day the vote whereby Assembly Bill No. 1813 was this day refused passage.

Assembly Bill No. 1813 ordered to the unfinished business file.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 1179**

At 7:11 p.m., on motion of Assembly Member Bordonaro, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 1179 passed by the following vote:

AYES—42

Ackerman	Cannella	Kaloogian	Rainey
Aguiar	Conroy	Knight	Richter
Alby	Cunneen	Knowles	Rogan
Baldwin	Firestone	Kuykendall	Setencich
Battin	Frusetta	Margett	Takasugi
Baugh	Goldsmith	McPherson	Thompson
Boland	Granlund	Miller	Weggeland
Bordonaro	Harvey	Morrissey	Woods
Bowler	Hawkins	Morrow	Mr. Speaker
Brewer	Hoge	Olberg	
Brulte	House	Poochigian	

NOES—30

Archie-Hudson	Escutia	Knox	Sher
Bowen	Figueroa	Kuehl	Speier
Brown	Friedman	Lee	Sweeney
Burton	Gallegos	Martinez	Tucker
Bustamante	Hannigan	Mazzoni	Vasconcellos
Caldera	Hauser	Murray, Kevin	Villaraigosa
Campbell	Isenberg	Murray, Willard	
Ducheny	Katz	Napolitano	

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 1719**

At 7:12 p.m., on motion of Assembly Member Bustamante, 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 Bustamante 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
ASSEMBLY BILL NO. 456**

At 7:13 p.m., on motion of Assembly Member Bustamante, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 456 passed by the following vote:

AYES—49

Aguiar	Cortese	House	Murray, Willard
Alby	Cunneen	Isenberg	Napolitano
Baca	Davis	Katz	Poochigian
Bates	Ducheney	Knox	Speier
Baugh	Escutia	Kuehl	Sweeney
Boland	Figueroa	Lee	Tucker
Bowen	Gallegos	Machado	Vasconcellos
Bowler	Goldsmith	Margett	Villaraigosa
Brown	Granlund	Martinez	Woods
Burton	Hannigan	Mazzoni	Mr. Speaker
Bustamante	Harvey	McDonald	
Campbell	Hauser	McPherson	
Cannella	Hoge	Murray, Kevin	

NOES—13

Ackerman	Firestone	Morrow	Thompson
Bordonaro	Kaloogian	Olberg	
Brulte	Knight	Sher	
Caldera	Knowles	Takasugi	

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 185**

At 7:13 p.m., on motion of Assembly Member Knox, 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 Knox 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
ASSEMBLY BILL NO. 15**

At 7:14 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 roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Thompson 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
ASSEMBLY BILL NO. 243**

At 7:15 p.m., on motion of Assembly Member Bowen, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 243 passed by the following vote:

AYES—51

Ackerman	Conroy	Hoge	Morrow
Aguiar	Cortese	House	Olberg
Alby	Cunneen	Kaloogian	Poochigian
Baca	Davis	Knight	Rainey
Baldwin	Ducheny	Knowles	Richter
Battin	Firestone	Knox	Rogan
Baugh	Frusetta	Kuykendall	Setencich
Boland	Gallegos	Machado	Takasugi
Bordonaro	Goldsmith	Margett	Thompson
Bowler	Granlund	Martinez	Weggeland
Brewer	Hannigan	McPherson	Woods
Brulte	Harvey	Miller	Mr. Speaker
Cannella	Hawkins	Morrissey	

NOES—16

Archie-Hudson	Figueroa	Lee	Sher
Brown	Friedman	Murray, Kevin	Speier
Burton	Isenberg	Murray, Willard	Tucker
Caldera	Kuehl	Napolitano	Villaraigosa

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 1042**

At 7:15 p.m., on motion of Assembly Member Alpert, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 1042 passed by the following vote:

AYES—47

Aguiar	Caldera	Granlund	Mazzoni
Alby	Campbell	Hannigan	McDonald
Alpert	Cannella	Harvey	Murray, Kevin
Archie-Hudson	Cortese	Hauser	Murray, Willard
Baca	Davis	Hawkins	Napolitano
Baldwin	Ducheny	Isenberg	Sher
Bates	Escutia	Katz	Speier
Bowen	Figueroa	Knox	Sweeney
Bowler	Friedman	Kuehl	Thompson
Brown	Frusetta	Lee	Tucker
Burton	Gallegos	Machado	Villaraigosa
Bustamante	Goldsmith	Martinez	

NOES—30

Ackerman	Firestone	McPherson	Rogan
Baugh	Hoge	Miller	Setencich
Boland	House	Morrissey	Takasugi
Bordonaro	Kaloogian	Morrow	Weggeland
Brewer	Knight	Olberg	Woods
Brulte	Knowles	Poochigian	Mr. Speaker
Conroy	Kuykendall	Rainey	
Cunneen	Margett	Richter	

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 398**

At 7:15 p.m., on motion of Assembly Member Knox, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 398 passed by the following vote:

AYES—41

Ackerman	Conroy	Kaloogian	Rainey
Aguiar	Cortese	Knight	Richter
Alby	Cunneen	Knowles	Rogan
Baldwin	Firestone	Kuykendall	Takasugi
Battin	Frusetta	Margett	Thompson
Baugh	Goldsmith	McPherson	Weggeland
Boland	Granlund	Miller	Woods
Bordonaro	Harvey	Morrissey	Mr. Speaker
Bowler	Hawkins	Morrow	
Brewer	Hoge	Olberg	
Brulte	House	Poochigian	

NOES—34

Alpert	Cannella	Isenberg	Murray, Willard
Archie-Hudson	Davis	Katz	Napolitano
Baca	Ducheny	Knox	Setencich
Bates	Escutia	Kuehl	Sher
Brown	Figueroa	Lee	Speier
Burton	Friedman	Machado	Sweeney
Bustamante	Gallegos	Martinez	Villaraigosa
Caldera	Hannigan	McDonald	
Campbell	Hauser	Murray, Kevin	

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
THOMPSON MOTION TO TABLE BUSTAMANTE AMENDMENTS TO
SENATE BILL NO. 681**

At 7:16 p.m., on motion of Assembly Member Thompson, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Thompson motion to table Bustamante amendments to Senate Bill No. 681 carried by the following vote:

AYES—39

Ackerman	Brulte	Kaloogian	Olberg
Aguiar	Conroy	Knight	Rainey
Alby	Cunneen	Knowles	Richter
Baldwin	Firestone	Kuykendall	Rogan
Battin	Frusetta	Margett	Takasugi
Baugh	Gallegos	McPherson	Thompson
Boland	Goldsmith	Miller	Tucker
Bordonaro	Granlund	Morrissey	Weggeland
Bowler	Hawkins	Morrow	Mr. Speaker
Brewer	Hoge	Napolitano	

NOES—28

Alpert	Caldera	House	Murray, Willard
Baca	Cannella	Knox	Poochigian
Bates	Davis	Kuehl	Setencich
Bowen	Ducheny	Machado	Sher
Brown	Hannigan	Martinez	Speier
Burton	Harvey	McDonald	Villaraigosa
Bustamante	Hauser	Murray, Kevin	Woods

Further Consideration of Senate Bill No. 681

SENATE BILL NO. 681 (Alquist)—An act to amend Section 4497.38 of the Penal Code, to amend Section 2105 of, and to repeal Section 2105.1 of, the Streets and Highways Code, to amend Sections 912, 16990, 17000.5, 17000.6, 17001.5, and 17608.05 of, and to add Sections 912.5 and 17001.51 to, the Welfare and Institutions Code, relating to local government assistance, and making an appropriation therefor.

Bill read third time, and presented by Assembly Member Aguiar.
The roll was opened.

Call of the Assembly

Pending the announcement of the vote, Assembly Member Aguiar moved a 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.

BILL ORDERED TRANSMITTED IMMEDIATELY

Assembly Member Bustamante was granted unanimous consent that Assembly Bill No. 456 be transmitted to the Senate immediately.

CAUCUS ANNOUNCEMENTS

At 7:19 p.m., by unanimous consent, the Republican Caucus was permitted to meet in the Assembly Lounge, and the Democratic Caucus was permitted to meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 7:19 p.m., Speaker Pringle declared the Assembly recessed.

REASSEMBLED

At 8:20 p.m., the Assembly reconvened.

Hon. Curt Pringle, Speaker of the Assembly, presiding.

REPORTS OF STANDING COMMITTEES**Committee on Judiciary**

Date of Hearing: January 24, 1996

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 432

Assembly Bill No. 954

Assembly Bill No. 1348

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

MORROW, Chairman

Above bills ordered to second reading.

Date of Hearing: January 24, 1996

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 1730

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

MORROW, Chairman

Above bill ordered to second reading.

Date of Hearing: January 17, 1996

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 1389

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

KUEHL, Chairwoman

Above bill ordered to second reading.

Date of Hearing: January 24, 1996

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 1073

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

MORROW, Chairman

Above bill ordered to second reading.

Date of Hearing: January 24, 1996

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 565

Assembly Bill No. 800

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

MORROW, Chairman

Above bills ordered to second reading.

Committee on Public Safety

Date of Hearing: January 23, 1996

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 462

Assembly Bill No. 1084

Assembly Bill No. 890

Assembly Bill No. 1562

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

BOLAND, Chairwoman

Above bills ordered to second reading.

Committee on Judiciary

Date of Hearing: January 24, 1996

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 501

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

MORROW, Chairman

Above bill ordered to second reading.

RESOLUTIONS

The following resolution was taken up without reference to committee, by unanimous consent.

Resolution to Suspend Joint Rules

By Assembly Member Olberg:

Resolved, That Joint Rule 61 be suspended to permit the Committees on Natural Resources and Appropriations to meet, consider, and report Assembly Bill No. 1373 for further action.

Resolution read, and adopted by the following vote:

AYES—74

Ackerman	Campbell	House	Murray, Willard
Aguiar	Cannella	Isenberg	Napolitano
Alby	Conroy	Kaloogian	Olberg
Alpert	Cortese	Katz	Poochigian
Archie-Hudson	Cunneen	Knight	Rainey
Baca	Davis	Knox	Richter
Baldwin	Ducheny	Kuehl	Rogan
Battin	Escutia	Kuykendall	Setencich
Baugh	Figueroa	Lee	Sher
Boland	Firestone	Machado	Sweeney
Bordonaro	Friedman	Margett	Takasugi
Bowen	Frusetta	Martinez	Thompson
Bowler	Gallegos	Mazzoni	Tucker
Brewer	Goldsmith	McDonald	Villaraigosa
Brown	Granlund	McPherson	Weggeland
Brulte	Harvey	Miller	Woods
Burton	Hauser	Morrissey	Mr. Speaker
Bustamante	Hawkins	Morrow	
Caldera	Hoge	Murray, Kevin	

NOES—None

REPORTS OF STANDING COMMITTEES

Committee on Natural Resources

Date of Hearing: January 16, 1996

Mr. Speaker: Your Committee on Natural Resources reports:

Assembly Bill No. 1373

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

SHER, Chairman

Above bill re-referred to the Committee on Appropriations.

SPECIAL COMMITTEE MEETINGS

Unanimous consent was granted that the Committee on Appropriations be permitted to hold a special meeting and that Joint Rule 62(a) be waived for the purpose of setting Assembly Bills Nos. 1373 and 294 for hearing.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Rogan was granted unanimous consent that the following bills be taken up without reference to file for purpose of second reading and adoption of committee amendments, and that the bills be ordered returned to the second reading file for Tuesday, January 30, 1996, to be ordered to the third reading file for Wednesday, January 31, 1996:

Assembly Bills Nos. 432, 954, 1348, 1730, 1389, 1073, 565, 800, 462, 890, 1084, 1562, and 501; and that Assembly Bills Nos. 294 and 1373 be taken up, upon being reported from the Committee on Appropriations, read a second time, any amendments to the bills read and adopted, and that the bills be ordered to the third reading file for Wednesday, January 31, 1996.

SECOND READING OF ASSEMBLY BILLS BY UNANIMOUS CONSENT

ASSEMBLY BILL NO. 432—An act to add Section 3333.4 to the Civil Code, relating to liability.

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

ASSEMBLY BILL NO. 954—An act to add Sections 818.10 and 821.3 to the Government Code, relating to public liability.

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

ASSEMBLY BILL NO. 1348—An act to amend Sections 903, 903.1, 903.25, and 903.3 of the Welfare and Institutions Code, relating to juveniles.

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

ASSEMBLY BILL NO. 1730—An act to add Section 349.5 to the Code of Civil Procedure, relating to civil actions.

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

ASSEMBLY BILL NO. 1389—An act to add Chapter 11 (commencing with Section 21750) to Division 8 of the Business and Professions Code, relating to copyright.

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

ASSEMBLY BILL NO. 1073—An act to add Section 847.1 to the Civil Code, relating to liability.

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

ASSEMBLY BILL NO. 565—An act to add Sections 815.5 and 825.8 to the Government Code, relating to governmental tort liability.

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

ASSEMBLY BILL NO. 800—An act to add Section 3044 to the Family Code, relating to family law.

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

ASSEMBLY BILL NO. 462—An act to amend Section 1368.1 of, and to repeal and add Section 1538.5 to, the Penal Code, relating to criminal procedure.

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

ASSEMBLY BILL NO. 890—An act to amend Section 219 of the Code of Civil Procedure, and to amend Sections 12027, 12027.1, and 12031 of the Penal Code, relating to peace officers.

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

ASSEMBLY BILL NO. 1084—An act to amend Sections 3003 and 3058.6 of the Penal Code, relating to parole.

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

ASSEMBLY BILL NO. 1562—An act to amend Section 290 of the Penal Code, relating to sex offenders.

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

ASSEMBLY BILL NO. 501—An act to amend Section 1431 of, and to add Section 1431.01 to, the Civil Code, regarding obligations.

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

**CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY
CLAUSE TO ASSEMBLY BILL NO. 37**

At 8:29 p.m., on motion of Assembly Member Battin, 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. 37 refused adoption by the following vote:

AYES—50

Ackerman	Cortese	House	Rainey
Aguiar	Cunneen	Isenberg	Richter
Alby	Ducheny	Kaloogian	Rogan
Baldwin	Firestone	Knight	Setencich
Battin	Frusetta	Knowles	Sweeney
Baugh	Gallegos	Kuykendall	Takasugi
Boland	Goldsmith	Margett	Tucker
Bordonaro	Granlund	Martinez	Villaraigosa
Bowler	Hannigan	McPherson	Weggeland
Brown	Harvey	Miller	Woods
Brulte	Hauser	Murray, Willard	Mr. Speaker
Burton	Hawkins	Olberg	
Campbell	Hoge	Poochigian	

NOES—15

Alpert	Cannella	Knox	Napolitano
Baca	Conroy	Lee	Speier
Bates	Figueroa	Morrow	Thompson
Caldera	Katz	Murray, Kevin	

**Motion to Reconsider Urgency Clause to Assembly Bill No. 37
on Next Legislative Day**

Assembly Member Rogan moved to reconsider on the next legislative day the vote whereby the urgency clause to Assembly Bill No. 37 was this day refused adoption.

Assembly Bill No. 37 ordered to the unfinished business file.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 1719**

At 8:29 p.m., on motion of Assembly Member Bustamante, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 1719 refused passage by the following vote:

AYES—40

Alpert	Campbell	Frusetta	Mazzoni
Archie-Hudson	Cannella	Goldsmith	McPherson
Baca	Cortese	Hannigan	Murray, Kevin
Bates	Cunneen	Hauser	Napolitano
Bowen	Davis	Isenberg	Setencich
Brewer	Ducheny	Katz	Sher
Brown	Escutia	Knox	Speier
Burton	Figueroa	Kuykendall	Sweeney
Bustamante	Firestone	Machado	Tucker
Caldera	Friedman	Martinez	Vasconcellos

NOES—26

Ackerman	Granlund	Kuehl	Takasugi
Battin	Harvey	Lee	Thompson
Baugh	Hawkins	Margett	Villaraigosa
Boland	Hoge	McDonald	Woods
Bordonaro	Kaloogian	Morrow	Mr. Speaker
Brulte	Knight	Murray, Willard	
Gallegos	Knowles	Olberg	

Objection to Vote Adds

Assembly Member Isenberg announced that he would object to vote adds on the vote taken on Assembly Bill No. 1719.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 185**

At 8:31 p.m., on motion of Assembly Member Knox, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 185 refused passage by the following vote:

AYES—37

Ackerman	Cortese	House	Rainey
Aguiar	Figueroa	Isenberg	Richter
Alpert	Firestone	Knight	Rogan
Archie-Hudson	Friedman	Knox	Setencich
Baca	Gallegos	Lee	Takasugi
Baldwin	Goldsmith	Margett	Villaraigosa
Boland	Granlund	Mazzoni	Woods
Bustamante	Hannigan	Miller	
Campbell	Hauser	Murray, Kevin	
Cannella	Hawkins	Murray, Willard	

NOES—31

Alby	Brulte	Hoge	Poochigian
Bates	Burton	Kaloogian	Sher
Battin	Caldera	Knowles	Speier
Baugh	Cunneen	Kuykendall	Sweeney
Bordonaro	Davis	Martinez	Thompson
Bowen	Ducheny	McPherson	Weggeland
Bowler	Escutia	Napolitano	Mr. Speaker
Brewer	Harvey	Olberg	

**Motion to Reconsider Assembly Bill No. 185
on Next Legislative Day**

Assembly Member Willard Murray moved to reconsider on the next legislative day the vote whereby Assembly Bill No. 185 was this day refused passage.

Assembly Bill No. 185 ordered to the unfinished business file.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 15**

At 8:31 p.m., on motion of Assembly Member Thompson, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 15 refused passage by the following vote:

AYES—37

Ackerman	Brulte	Knight	Richter
Aguiar	Conroy	Knowles	Rogan
Alby	Firestone	Kuykendall	Takasugi
Baldwin	Goldsmith	Margett	Thompson
Battin	Granlund	Miller	Weggeland
Baugh	Harvey	Morrissey	Woods
Boland	Hawkins	Morrow	Mr. Speaker
Bordonaro	Hoge	Olberg	
Bowler	House	Poochigian	
Brewer	Kaloogian	Rainey	

NOES—38

Alpert	Cannella	Isenberg	Murray, Willard
Archie-Hudson	Cortese	Katz	Napolitano
Baca	Davis	Knox	Sher
Bates	Ducheny	Kuehl	Speier
Bowen	Escutia	Lee	Sweeney
Brown	Figuroa	Machado	Tucker
Burton	Friedman	Martinez	Vasconcellos
Bustamante	Gallegos	Mazzoni	Villaraigosa
Caldera	Hannigan	McDonald	
Campbell	Hauser	Murray, Kevin	

**Motion to Reconsider Assembly Bill No. 15
on Next Legislative Day**

Assembly Member Rogan moved to reconsider on the next legislative day the vote whereby Assembly Bill No. 15 was this day refused passage.

Assembly Bill No. 15 ordered to the unfinished business file.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 681**

At 8:31 p.m., on motion of Assembly Member Aguiar, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 681 passed by the following vote:

AYES—42

Ackerman	Brulte	Isenberg	Olberg
Aguiar	Campbell	Kaloogian	Rainey
Alby	Conroy	Knight	Richter
Baldwin	Cortese	Knowles	Rogan
Battin	Cunneen	Kuykendall	Takasugi
Baugh	Firestone	Margett	Thompson
Boland	Frusetta	McPherson	Tucker
Bordonaro	Goldsmith	Miller	Weggeland
Bowen	Granlund	Morrissey	Mr. Speaker
Bowler	Hawkins	Morrow	
Brewer	Hoge	Murray, Kevin	

NOES—27

Archie-Hudson	Cannella	House	McDonald
Baca	Ducheny	Katz	Murray, Willard
Bates	Escutia	Knox	Setencich
Brown	Figueroa	Kuehl	Sher
Burton	Friedman	Lee	Sweeney
Bustamante	Gallegos	Machado	Villaraigosa
Caldera	Harvey	Martinez	

Bill ordered transmitted to the Senate immediately.

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 2105—Baldwin. An act to amend Section 4 of Chapter 975 of the Statutes of 1995, relating to pupil assessments.

ASSEMBLY BILL NO. 2106—Baldwin. An act to amend Section 47602 of the Education Code, relating to charter schools.

ASSEMBLY BILL NO. 2107—Baldwin. An act to amend Section 47605 of the Education Code, relating to charter schools.

ASSEMBLY BILL NO. 2108—Mazzoni. An act to amend Section 42885 of the Public Resources Code, relating to solid waste.

ASSEMBLY BILL NO. 2109—Pringle and Baugh. An act relating to the Orange County Water and Sanitation District.

ASSEMBLY BILL NO. 2110—Tucker. An act to add Section 18953.6 to the Welfare and Institutions Code, relating to child abuse prevention.

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

Pursuant to Assembly Rule 78, Assembly Member McDonald announced her intention to request that Assembly Bills Nos. 1622, 1971, and 1972 be removed from the inactive file.

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

MOTION TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bills Nos. 458, 976, 1317, 574, and 378; and Senate Bills Nos. 1332 and 394 were continued until the next legislative day.

MOTION TO ADJOURN

At 8:32 p.m., Assembly Member Rogan moved that the Assembly do now adjourn.

Assembly Member Katz seconded the motion.

Motion carried.

BILLS PASSED ON FILE

Assembly Bills Nos. 1533, 205, 1220, 180, 1601, and 1729—Passed on file.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items:

Assembly Bill No. 1624: Alby, Bowler, Kaloogian, and Martinez—Aye.

Assembly Bill No. 50: Bowen, Brown, Bustamante, Cortese, Davis, Katz, Kuehl, Martinez, and Sher—No.

Assembly Bill No. 1432: Bowen—Aye; Bates, Brown, Bustamante, Cannella, Gallegos, Martinez, Sher, and Sweeney—No.

Assembly Bill No. 1856: Bowen and Knox—Aye; Bordonaro—No.

Assembly Bill No. 1363: Bustamante, Cortese, Gallegos, and McPherson—Aye; McDonald—No.

Assembly Bill No. 409: Gallegos, Hawkins, and Morrissey—Aye; Bates, Bustamante, and Katz—No.

Assembly Bill No. 589: Katz, Mazzoni, and Sher—Aye.

Assembly Bill No. 246: Alpert, Bustamante, and Machado—Aye.

Assembly Bill No. 1207: Bustamante and McDonald—Aye.

Assembly Bill No. 988: Baca and Knox—Aye; Bates, Ducheny, Kuehl, Mazzoni, and McDonald—No.

Assembly Bill No. 410: Mazzoni—No.

Assembly Bill No. 1249: Granlund—Aye; Bustamante and Katz—No.

Assembly Bill No. 385: Bates, Davis, Granlund, Knox, McDonald, and Woods—Aye.

Assembly Bill No. 1202: Bordonaro and Bowen—Aye; Baugh and Lee—No.

Assembly Bill No. 208: Lee—Aye.

Assembly Bill No. 1098: Bowen—Aye.

Senate Bill No. 681: Kevin Murray—Aye.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 8:33 p.m., Speaker Pringle declared the quorum call of the Assembly dispensed with.

INTRODUCTION OF GUESTS

Assembly Member Baca, of the 62nd Assembly District, introduced Tom Haldersen and his son Tommy Haldersen, of San Bernardino.

Assembly Member Brown, of the 7th Assembly District, introduced Gloria Colter and her son, Matthew Colter, of Sonoma.

Assembly Member Morrissey, of the 69th Assembly District, introduced his son Mike Morrissey and Sam Cohn, both pilots for Southwest Airlines.

ADJOURNMENT

At 8:34 p.m., the Assembly adjourned until 8:30 a.m., Tuesday, January 30, 1996, out of respect to the memory of Rudy W. Giannetto, on motion of Assembly Member Cortese; out of respect to the memory of Elisabetta Matioli-Lewis and Victor E. Francy, on motion of Assembly Member Margett; out of respect to the memory of Norm Sharpe, on motion of Assembly Member Woods; out of respect to the memory of David Schultz, on motion of Assembly Member Sher; and out of respect to the memory of Verna Renz Tarkington, on motion of Assembly Member Frusetta.

CURT PRINGLE, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JANUARY 29, 1996

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

AB	RN	AB	RN
7	9602564	881	9605423
10	9603478	890	9605149
14	9605436	954	9605403
98	9603868	978	9605443
164	9602349	1026	9605429
195	9605439	1073	9605386
198	9603688	1084	9605290
209	9602453	1193	9603310
252	9603794	1221	9605418
260	9605424	1239	9603305
267	9605425	1322	9604181
286	9605421	1348	9605404
321	9534079	1353	9605422
344	9605362	1376	9605442
432	9605447	1389	9604840
440	9605434	1401	9605265
462	9605250	1403	9605416
501	9605383	1438	9603894
508	9605428	1460	9605441
528	9605435	1495	9605419
565	9605390	1537	9603318
572	9603918	1553	9605433
587	9605426	1562	9604829
669	9603393	1646	9605431
735	9605438	1675	9603636
746	9605432	1678	9603122
779	9602957	1700	9605417 *
797	9605563	1723	9605430
800	9605401	1730	9605492
857	9605427	1982	9603051

* Adoption of amendments rescinded.

Amendments were considered by the Assembly, but not adopted, to the following measures:

Assembly Bills

- 5 (Escutia amendments—Set 1, RN 9605515, laid upon the table)
(Escutia amendments—Set 2, RN 9605521, laid upon the table)
- 208 (Isenberg amendments, RN 9605060, laid upon the table)
- 1098 (Isenberg amendments, RN 9605055, laid upon the table)

Senate Bill

- 681 (Bustamante amendments—Set 2, RN 9605560, laid upon the table)