

CALIFORNIA LEGISLATURE

1995-96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, May 1, 1995

SIXTY-FOURTH SESSION DAY

ONE HUNDRED FORTY-EIGHTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



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

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, May 1, 1995

The Assembly met at 11 a.m.

Hon. Joe Baca, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Walker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Brulte moved a quorum call of the Assembly.

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

Quorum Present

At 11:10 a.m., Speaker pro Tempore Baca declared a quorum of the Assembly present.

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

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

PRAYER

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

Lord, You are the help of the helpless, the hope of the hopeless, rescuer of the tempest-tossed and healer of the sick. Be all things to all people, for You know each of us and what we would ask, You know our homes and our needs. Defend our state, O Lord, and every state in this land against famine, earthquake and flood, foreign attack and civil strife.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Baca, Assembly Member Baldwin 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 Bustamante, seconded by Assembly Member Ducheny.

LEAVES OF ABSENCE FOR THE DAY

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

Because of illness: Assembly Member Escutia.

COMMUNICATIONS

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

May 1, 1995

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

Dear Dotson: Please be advised of the following appointments:

Select Committee on California-Mexico Affairs

Fred Aguiar	Brooks Firestone
Jim Battin	Jan Goldsmith
Valerie Brown	Phil Hawkins
Cruz Bustamante	Howard Kaloogian
Robert Campbell	Willard Murray
Martha Escutia	Nao Takasugi

Joint Committee on Arts

Kevin Murray
(one more vacancy remaining)

Sincerely,

WILLIE L. BROWN, JR.
Speaker of the Assembly

REPORTS

The following reports were presented by the Chief Clerk:

The 1994 California Energy Policy

Above transmitted report, together with letter of transmittal from Charles R. Imbrecht, Chairman, California Energy Commission, Sacramento, dated April 4, 1995, referred by the Speaker to the Committee on Natural Resources.

**State of the Jails in California
(Pursuant to Section 6031.2, Penal Code)**

Above transmitted report, together with letter of transmittal from Toni Hafey, Deputy Director, California Board of Corrections, Sacramento, dated April 18, 1995, referred by the Speaker to the Committee on Public Safety.

**1995 OAL Determination No. 2 (Docket No. 90-024)
(Pursuant to Section 11340.5(c), Government Code)**

Above transmitted report, together with letter of transmittal from John D. Smith, Director, Office of Administrative Law, Sacramento, dated April 21, 1995, referred by the Speaker to the Committee on Consumer Protection, Governmental Efficiency, and Economic Development.

Summary of 1994-96 Second Year Plan Modification

Above transmitted report, together with letter of transmittal from Jim Simpson, Business Support Manager, Private Industry Council, Redding, dated April 12, 1995, referred by the Speaker to the Committee on Labor and Employment.

Summary of Two-Year Job Training Plan

Above transmitted report, together with letter of transmittal from Gay Plair Cobb, Chief Executive Officer, Oakland Private Industry Council, Oakland, dated April 11, 1995, referred by the Speaker to the Committee on Labor and Employment.

**California Department of Forestry and Fire Protection
Reorganization Report
(Pursuant to Item 3540-001-001, Supplemental Report of the 1994 Budget Act)**

Above transmitted report, together with letter of transmittal from Richard A. Wilson, Director, Department of Forestry and Fire Protection, Sacramento, dated March 8, 1995, referred by the Speaker to the Committee on Budget.

**LEAD: A Boot Camp and Intensive Parole Program
(Pursuant to Chapter 10, Statutes of 1992)**

Above transmitted report, together with letter of transmittal from Francisco J. Alarcon, Chief Deputy Director, Department of the Youth Authority, Sacramento, dated April 18, 1995, referred by the Speaker to the Committee on Human Services.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, May 1, 1995

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

- | | |
|-----------------------|------------------------|
| Assembly Bill No. 6 | Assembly Bill No. 888 |
| Assembly Bill No. 151 | Assembly Bill No. 935 |
| Assembly Bill No. 162 | Assembly Bill No. 943 |
| Assembly Bill No. 181 | Assembly Bill No. 984 |
| Assembly Bill No. 265 | Assembly Bill No. 985 |
| Assembly Bill No. 320 | Assembly Bill No. 1095 |
| Assembly Bill No. 364 | Assembly Bill No. 1135 |
| Assembly Bill No. 454 | Assembly Bill No. 1150 |
| Assembly Bill No. 469 | Assembly Bill No. 1152 |
| Assembly Bill No. 506 | Assembly Bill No. 1215 |
| Assembly Bill No. 557 | Assembly Bill No. 1229 |
| Assembly Bill No. 644 | Assembly Bill No. 1280 |
| Assembly Bill No. 687 | Assembly Bill No. 1338 |
| Assembly Bill No. 702 | Assembly Bill No. 1344 |

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, May 1, 1995

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

- | | |
|------------------------|------------------------|
| Assembly Bill No. 95 | Assembly Bill No. 1528 |
| Assembly Bill No. 275 | Assembly Bill No. 1549 |
| Assembly Bill No. 536 | Assembly Bill No. 1608 |
| Assembly Bill No. 750 | Assembly Bill No. 1715 |
| Assembly Bill No. 1127 | Assembly Bill No. 1719 |
| Assembly Bill No. 1177 | Assembly Bill No. 1720 |
| Assembly Bill No. 1201 | Assembly Bill No. 1796 |
| Assembly Bill No. 1361 | Assembly Bill No. 1818 |
| Assembly Bill No. 1366 | Assembly Bill No. 1830 |
| Assembly Bill No. 1395 | Assembly Bill No. 1835 |
| Assembly Bill No. 1408 | Assembly Bill No. 1852 |
| Assembly Bill No. 1422 | Assembly Bill No. 1870 |
| Assembly Bill No. 1454 | Assembly Bill No. 1884 |
| Assembly Bill No. 1493 | Assembly Bill No. 1929 |

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, May 1, 1995

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

- Assembly Bill No. 354
- Assembly Bill No. 555
- Assembly Bill No. 969

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered returned to second reading file.

Assembly Chamber, May 1, 1995

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

- | | |
|------------------------|------------------------|
| Assembly Bill No. 319 | Assembly Bill No. 1302 |
| Assembly Bill No. 378 | Assembly Bill No. 1871 |
| Assembly Bill No. 1220 | Assembly Bill No. 1954 |

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, May 1, 1995

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

Assembly Bill No. 692

Assembly Bill No. 1440

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, May 1, 1995

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

Assembly Bill No. 108

Assembly Bill No. 150

Assembly Bill No. 318

Assembly Bill No. 643

Assembly Bill No. 803

Assembly Bill No. 915

Assembly Bill No. 1038

Assembly Bill No. 1073

Assembly Bill No. 1337

Assembly Bill No. 1436

Assembly Bill No. 1506

Assembly Bill No. 1621

Assembly Bill No. 1707

Assembly Bill No. 1654

Assembly Bill No. 1831

Assembly Bill No. 1913

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, May 1, 1995

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

Assembly Constitutional Amendment No. 3

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

Assembly Chamber, May 1, 1995

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

Assembly Concurrent Resolution No. 11

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

REQUEST TO SUSPEND JOINT RULES

The following requests were received, and read:

Assembly Chamber, May 1, 1995

Mr. Speaker: I request permission to suspend Joint Rule 61 as it relates to Assembly Bills Nos. 1396 and 1809.

PAULA L. BOLAND

Assembly Chamber, May 1, 1995

Mr. Speaker: I request permission to suspend Joint Rule 61 as it relates to Assembly Bills Nos. 177, 296, 539, 1318, and 850.

JUANITA McDONALD

Above requests ordered transmitted to the Committee on Rules.

AUTHOR'S AMENDMENTS

Committee on Rules

May 1, 1995

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

Assembly Bill No. 921

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

BURTON, Chairman

ASSEMBLY BILL NO. 921—An act relating to school administrators.

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

**AUTHOR’S AMENDMENTS
Committee on Education**

May 1, 1995

Mr. Speaker: The Chair of your Committee on Education reports:
Assembly Bill No. 352

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

ALPERT, Chairwoman

ASSEMBLY BILL NO. 352—An act relating to education.

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

**AUTHOR’S AMENDMENTS
Committee on Health**

May 1, 1995

Mr. Speaker: The Chair of your Committee on Health reports:
Assembly Bill No. 1841

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

ALLEN, Chairwoman

ASSEMBLY BILL NO. 1841—An act to amend Section 1363.1 of the Health and Safety Code, and to amend Sections 10123.19 and 11512.33 of the Insurance Code, relating to health coverage.

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

**AUTHOR’S AMENDMENTS
Committee on Transportation**

May 1, 1995

Mr. Speaker: The Chair of your Committee on Transportation reports:
Assembly Bill No. 356

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

KATZ, Chairman

ASSEMBLY BILL NO. 356—An act to add Section 21102.1 to the Vehicle Code, relating to vehicles.

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

AUTHOR'S AMENDMENTS**Committee on Housing and Community Development**

May 1, 1995

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

Assembly Bill No. 717

Assembly Bill No. 1625

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

HAUSER, Chairman

ASSEMBLY BILL NO. 717—An act to add Chapter 7 (commencing with Section 18965) to Part 2.5 of Division 13 of the Health and Safety Code, relating to construction inspectors.

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

ASSEMBLY BILL NO. 1625—An act to amend Sections 798.2, 798.3, 798.4, 798.6, 798.9, 798.10, 798.11, 798.12, 798.14, 798.15, 798.17, 798.19, 798.22, 798.23, 798.25.5, 798.26, 798.27, 798.28, 798.285, 798.29, 798.29.5, 798.31, 798.33, 798.34, 798.36, 798.37, 798.39, 798.50, 798.51, 798.55, 798.56, 798.56a, 798.58, 798.61, 798.70, 798.71, 798.72, 798.73, 798.74, 798.75, 798.78, 798.79, 798.80, 798.81, 798.87, 798.88, 799, 799.1, 799.2, 799.3, 799.4, 799.5, 799.7, and 799.8 of, to amend the heading of Article 7 (commencing with Section 798.70) of Chapter 2.5 of, and to amend the heading of Chapter 2.5 (commencing with Section 798) of, Title 2 of Part 2 of Division 2 of, the Civil Code, relating to mobilehomes.

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

AUTHOR'S AMENDMENTS**Committee on Local Government**

May 1, 1995

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

Assembly Bill No. 97

Assembly Bill No. 791

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

RAINEY, Chairman

ASSEMBLY BILL NO. 97—An act to add and repeal Section 31000.05 of the Government Code, relating to county contracts, and declaring the urgency thereof; to take effect immediately.

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

ASSEMBLY BILL NO. 791—An act to amend Section 4420 of the Government Code, relating to public works.

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

AUTHOR'S AMENDMENTS
Committee on Public Safety

May 1, 1995

Mr. Speaker: The Chair of your Committee on Public Safety reports:
Assembly Bill No. 1185

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

BOLAND, Chairman

ASSEMBLY BILL NO. 1185—An act to add Section 667.65 to the Penal Code, and to amend Section 781 of the Welfare and Institutions Code, relating to juveniles.

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

AUTHOR'S AMENDMENTS
Committee on Appropriations

May 1, 1995

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

Assembly Bill No. 8
Assembly Bill No. 73
Assembly Bill No. 133

Assembly Bill No. 686
Assembly Bill No. 1068
Assembly Bill No. 1424

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

PRINGLE, Chairman

ASSEMBLY BILL NO. 8—An act to amend Sections 1357 and 1357.03 of the Health and Safety Code, and to amend Sections 10700 and 10705 of the Insurance Code, relating to health insurance.

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

ASSEMBLY BILL NO. 73—An act to add Sections 1368.5 and 1385.5 to the Health and Safety Code, and to add Section 10145.5 to the Insurance Code, relating to health coverage.

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

ASSEMBLY BILL NO. 133—An act to amend Section 3003 of the Penal Code, relating to prisoners.

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

ASSEMBLY BILL NO. 686—An act to amend Section 22958 of, and to add Section 22960 to, the Business and Professions Code, relating to tobacco.

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

ASSEMBLY BILL NO. 1068—An act to amend Section 42238 and 42238.4 of the Education Code, relating to school finance.

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

ASSEMBLY BILL NO. 1424—An act to amend Section 33607.5 of the Health and Safety Code, relating to redevelopment.

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

AUTHOR'S AMENDMENTS

Committee on Elections, Reapportionment and Constitutional Amendments

May 1, 1995

Mr. Speaker: The Chair of your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Assembly Bill No. 1492

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

MCPHERSON, Chairman

ASSEMBLY BILL NO. 1492—An act to amend Section 12302 of the Elections Code, relating to elections.

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

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

Date of Hearing: April 19, 1995

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Joint Resolution No. 19

With amendments with the recommendation: Amend, and be adopted, as amended.

ISENBERG, Chairman

Above resolution ordered to second reading.

Committee on Transportation

Date of Hearing: April 24, 1995

Mr. Speaker: Your Committee on Transportation reports:

Assembly Bill No. 1777

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

KATZ, Chairman

Above bill ordered to second reading.

Committee on Judiciary

Date of Hearing: April 26, 1995

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 1785

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

ISENBERG, Chairman

Above bill ordered to second reading.

Committee on Education

Date of Hearing: April 26, 1995

Mr. Speaker: Your Committee on Education reports:

- Assembly Bill No. 170
- Assembly Bill No. 1767

With the recommendation: Do pass.

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

ALPERT, Chairwoman

Above bills ordered to second reading.

Date of Hearing: April 26, 1995

Mr. Speaker: Your Committee on Education reports:

- Assembly Bill No. 927
- Assembly Bill No. 1558

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

ALPERT, Chairwoman

Above bills ordered to second reading.

Committee on Transportation

Date of Hearing: April 24, 1995

Mr. Speaker: Your Committee on Transportation reports:

- Assembly Bill No. 671

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

KATZ, Chairman

Above bill ordered to second reading.

Committee on Rules

May 1, 1995

Mr. Speaker: Your Committee on Rules recommends that the requests to suspend Joint Rule 61, as it relates to the following bills be granted:

- Assembly Bills Nos. 177, 296, 539, 1318, and 1396.

BURTON, Chairman

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bills were referred to Committee:

Assembly

<i>Bill No.</i>	<i>Committee</i>
728 -----	Trans.
1622 -----	Rev. & Tax.
1624 -----	Rev. & Tax.
1626 -----	Rev. & Tax.
1627 -----	Rev. & Tax.

Assembly Constitutional

<i>Amendment No.</i>	<i>Committee</i>
30 -----	Jud.

Assembly Concurrent

<i>Resolution No.</i>	<i>Committee</i>
32 -----	Rls.
33 -----	L. & E.

Assembly Joint

<i>Resolution No.</i>	<i>Committee</i>
28 -----	U. & C.

<i>House</i>		
<i>Resolution No.</i>		<i>Committee</i>
14	-----	Rls.
15	-----	Rls.
16	-----	Rls.
17	-----	Rls.
<i>Senate</i>		
<i>Bill No.</i>		<i>Committee</i>
1146	-----	Health

RE-REFERENCE OF BILLS PURSUANT TO THE RULES

On advice of the Legislative Counsel, and pursuant to the provisions of the Rules, the following bill was ordered re-referred to the Committee on Appropriations:

Assembly Bill No. 456.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Tucker announced his intention to request that Assembly Bill No. 369 be removed from the inactive file.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Mazzoni was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Martha Lynn Bailey, of San Anselmo.

BILLS WITHDRAWN FROM COMMITTEE AND PLACED ON FILE

Assembly Member Pringle was granted unanimous consent that Assembly Bills Nos. 281, 314, 534, 568, 633, 767, and 975, be withdrawn from the Committee on Appropriations and placed on the second reading file.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Kuykendall was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Richard L. Knowles.

Assembly Member Hoge was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Lathrop "Lay" Leishman, of Pasadena.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 1133, on request of Assembly Member Hoge.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Boland was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Lieutenant Colonel Rhodes Earl Tardy, United States Army Reserve (Retired), of Alameda County.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Rogan was granted unanimous consent that a photographer be permitted on the Floor of the Assembly.

RECESS

By unanimous consent, at 11:20 a.m., Speaker pro Tempore Baca declared the Assembly recessed to permit the introduction of special guests.

Speaker pro Tempore Baca then appointed the Members representing the Los Angeles delegation as a Select Committee to Escort the guests of the Assembly to the Rostrum.

Assembly Member Rogan introduced the following members of the John Marshall High School Academic Decathlon Team: Paul Auerbach, James Evrard, Douglas Kleven, Elsie Lau, Sung Lee, Masaki Miyagawa, Steve Na, and Ann Rose Van, whereupon he presented a resolution and was joined by Speaker Brown in extending congratulations to the Team for winning the United States Academic Decathlon for the second time in 8 years. Special acknowledgment was given to Coach Phil Chase and Principal Steve Quon, and to the parents of each of the students.

REASSEMBLED

At 11:23 a.m., the Assembly reconvened.

Hon. Joe Baca, Speaker pro Tempore of the Assembly, presiding.

JOINT RULE 62(a) WAIVED

Assembly Member Isenberg was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 1353 for hearing in the Committee on Judiciary on Wednesday, May 3, 1995.

Assembly Member Allen was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 1146 for hearing in the Committee on Health on May 2, 1995.

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

Pursuant to the Assembly Rules, the following Assembly bills were this day on the second reading file:

Assembly Bills Nos. 555 and 969, ordered to third reading;

(NOTE: Later this day Assembly Bill No. 555 was re-referred to the Committee on Appropriations.)

Assembly Bill No. 354, ordered to the Consent Calendar.

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 1216—An act to amend Section 56168 of the Education Code, relating to special education.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 31—An act to amend Section 2564.5 of the Streets and Highways Code, relating to vehicles.

Bill read second time, and ordered to the Consent Calendar.

ASSEMBLY BILL NO. 56—An act to amend Sections 33050, and 44669 of, and to add Section 51513 to, the Education Code, relating to schools, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to the Consent Calendar.

ASSEMBLY BILL NO. 173—An act to amend Sections 290 and 290.4 of the Penal Code, relating to sex offenders.

Bill read second time, and ordered to the Consent Calendar.

ASSEMBLY BILL NO. 242—An act to amend Sections 40974, 41787.1, and 42512 of the Public Resources Code, relating to solid waste.

Bill read second time, and ordered to the Consent Calendar.

ASSEMBLY BILL NO. 245—An act to amend Section 5673 of the Welfare and Institutions Code, relating to community care, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to the Consent Calendar.

ASSEMBLY BILL NO. 327—An act to add Section 11465.5 to the Welfare and Institutions Code, relating to public social services.

Bill read second time, and ordered to the Consent Calendar.

ASSEMBLY BILL NO. 335—An act to amend Section 8215 of the Education Code, relating to child care, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to the Consent Calendar.

ASSEMBLY BILL NO. 457—An act to amend Section 17980.7 of the Health and Safety Code, relating to housing.

Bill read second time, and ordered to the Consent Calendar.

ASSEMBLY BILL NO. 610—An act to amend Section 4980.43 of, and to amend, repeal, and add Section 4980.44 of, the Business and Professions Code, relating to marriage, family, and child counselors.

Bill read second time, and ordered to the Consent Calendar.

ASSEMBLY BILL NO. 1124—An act to amend Section 44258.3 of the Education Code, relating to teaching credentials.

Bill read second time, and ordered to the Consent Calendar.

ASSEMBLY BILL NO. 1159—An act to amend Section 1201 of the Commercial Code, relating to vehicles.

Bill read second time, and ordered to the Consent Calendar.

ASSEMBLY BILL NO. 1481—An act to amend Section 487g of the Penal Code, relating to animals.

Bill read second time, and ordered to the Consent Calendar.

ASSEMBLY BILL NO. 1721—An act to amend Sections 49077, 49078, 76244, and 76245 of the Education Code, relating to education.

Bill read second time, and ordered to the Consent Calendar.

ASSEMBLY BILL NO. 421—An act to amend Section 41200 of, and to add Section 39606.1 to, the Health and Safety Code, relating to air pollution.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 488—An act to amend Section 13012 of, and to add Section 13010.5 to, the Penal Code, relating to crime, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 843—An act to add Section 40802.5 to the Vehicle Code, relating to vehicles.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1069—An act to amend Sections 11517, 11519, and 11523 of, and to repeal Section 11521 of, the Government Code, relating to administrative hearings.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 1451—An act to add Section 739.2 to the Public Utilities Code, relating to public utilities.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 489—An act to amend Section 13220 of the Health and Safety Code, relating to fire protection, and declaring the urgency thereof, to take effect immediately.

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

ASSEMBLY BILL NO. 710—An act to add Section 15337.5 to the Government Code, relating to trade and commerce, 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, and to be placed on the Consent Calendar.

ASSEMBLY BILL NO. 1725—An act to amend Sections 17207 and 17321 of the Financial Code, relating to escrow agents.

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

ASSEMBLY BILL NO. 311—An act to amend Section 7108.6 of the Business and Professions Code, relating to dump truck carriers.

Bill read second time; amendments proposed by the Committee on Consumer Protection, Governmental Efficiency and Economic Development read and adopted; bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 778—An act to amend Sections 5514, 5515, 6711, and 6712 of the Business and Professions Code, relating to professions and vocations.

Bill read second time; amendments proposed by the Committee on Consumer Protection, Governmental Efficiency and Economic Development read and adopted; bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 1949—An act to add Section 3260.2 to the Civil Code, relating to works of improvement.

Bill read second time; amendments proposed by the Committee on Consumer Protection, Governmental Efficiency and Economic Development read and adopted; bill ordered reprinted and to be returned to the second reading file.

ASSEMBLY BILL NO. 620—An act to amend Section 48917 of the Education Code, relating to pupil expulsion.

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

SECOND READING OF SENATE BILLS

SENATE BILL NO. 178—An act to amend Section 91521.3 of the Government Code, relating to economic development, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to the Consent Calendar.

SENATE BILL NO. 97—An act to amend Sections 4703 and 4703.2 of the Revenue and Taxation Code, relating to taxation, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to the Consent Calendar.

RE-REFERENCE OF BILLS PURSUANT TO THE RULES

On advice of the Legislative Counsel, and pursuant to the provisions of the Rules, the following bill was ordered re-referred to the Committee on Appropriations:

Assembly Bill No. 555.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, May 1, 1995

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

Assembly Bill No. 56

Assembly Bill No. 1124

Assembly Bill No. 173

Assembly Bill No. 1481

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to the Consent Calendar.

Assembly Chamber, May 1, 1995

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

Assembly Bill No. 843

Assembly Bill No. 1069

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading.

**CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS****ASSEMBLY BILL NO. 1355 RECONSIDERED BY UNANIMOUS CONSENT**

In compliance with a motion given, Assembly Member Knowles was granted unanimous consent that the vote whereby Assembly Bill No. 1355 was refused passage be reconsidered.

THIRD READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 1317 (Speier)—An act to amend Sections 1363 and 1365.5 of, and to add Sections 1365.8 and 1366.5 to, the Civil Code, relating to common interest developments.

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

AYES—72

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

NOES—1

Bowen

Bill ordered transmitted to the Senate.

At 11:30 a.m., Hon. Sheila James Kuehl, 41st District, presiding

ASSEMBLY BILL NO. 60 (Baca)—An act relating to small business, and making an appropriation therefor.

Bill read third time.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 11:31 a.m.

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

At 11:35 a.m., Speaker pro Tempore Joe Baca, 62nd District, presiding

ASSEMBLY BILL NO. 849 (Brulte)—An act to add Section 38 to the Revenue and Taxation Code, relating to taxation.

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

AYES—71

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

NOES—None

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 849: Assembly Member Archie-Hudson, from "Aye" to "Not Voting".

Bill ordered transmitted to the Senate immediately.

**ASSEMBLY JOINT RESOLUTION NO. 29 TAKEN UP
BY UNANIMOUS CONSENT**

Assembly Member Napolitano was granted unanimous consent to take up Assembly Joint Resolution No. 29, without reference to committee or file, and that the same be considered engrossed.

ASSEMBLY JOINT RESOLUTION NO. 29—Relative to the stealth bomber.

Resolution read.

Members Made Coauthors of Assembly Joint Resolution No. 29

Assembly Member Napolitano was granted unanimous consent that all Assembly Members voting "Aye" be placed upon Assembly Joint Resolution No. 29 as coauthors.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Aguiar, Baca, Baldwin, Brewer, Willie Brown, Brulte, Cannella, Conroy, Cortese, Firestone, Frusetta, Gallegos, Granlund, Hawkins, Hoge, Horcher, House, Knight, Kuykendall, Morrow, Kevin Murray, Poochigian, Pringle, Rainey, Rogan, Setencich, Takasugi, and Tucker.

Request for Unanimous Consent

Assembly Member Napolitano was granted unanimous consent to take up Assembly Joint Resolution No. 29, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Joint Resolution No. 29, as Amended

ASSEMBLY JOINT RESOLUTION NO. 29—Relative to the stealth bomber.

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

AYES—61

Aguiar	Caldera	Horcher	Poochigian
Alby	Cannella	House	Pringle
Allen	Conroy	Johnson	Rainey
Alpert	Cortese	Kaloogian	Richter
Baca	Cunneen	Katz	Rogan
Baldwin	Davis	Knight	Setencich
Battin	Ducheny	Knowles	Speier
Boland	Figuroa	Kuykendall	Takasugi
Bordonaro	Firestone	McDonald	Thompson
Bowen	Frusetta	McPherson	Tucker
Bowler	Gallegos	Morrissey	Weggeland
Brewer	Goldsmith	Morrow	Woods
Brown, Valerie	Granlund	Murray, Kevin	Mr. Speaker
Brulte	Harvey	Murray, Willard	
Burton	Hawkins	Napolitano	
Bustamante	Hoge	Olberg	

NOES—None

Resolution ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Horcher was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Mack Brand, of El Centro; and Inez Vidal, of Diamond Bar.

BILLS REMOVED FROM CONSENT CALENDAR

The following bill was removed from the Consent Calendar, and placed on the third reading file, pursuant to Joint Rule 22.2:

Assembly Bill No. 173, on request of Assembly Member Machado.

JOINT RULE 62(a) WAIVED

Assembly Member McDonald was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 1372 for hearing in the Committee on Revenue and Taxation.

**SENATE CONCURRENT RESOLUTION NO. 25 TAKEN UP
BY UNANIMOUS CONSENT**

Assembly Member Alpert was granted unanimous consent to take up Senate Concurrent Resolution No. 25, without reference to committee or file.

SENATE CONCURRENT RESOLUTION NO. 25—Relative to California Bike Commute Day.

Resolution read.

Motion to Amend

Assembly Member Alpert moved the adoption of amendments. Amendments read and adopted.

Request for Unanimous Consent

Assembly Member Alpert was granted unanimous consent to take up Senate Concurrent Resolution No. 25, as amended, without reference to print or file.

Consideration of Senate Concurrent Resolution No. 25, as Amended

SENATE CONCURRENT RESOLUTION NO. 25—Relative to California Bike Commute Day.

Resolution read, as amended, and adopted unanimously.

Resolution ordered printed, and transmitted to the Senate.

JOINT RULE 62(a) WAIVED

Assembly Member Cortese was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 1629 for hearing in the Committee on Water, Parks and Wildlife on May 2, 1995.

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 1355

ASSEMBLY BILL NO. 1355 (Knowles)—An act to add Section 820.21 to the Government Code, relating to liability.

Bill read third time.

Demand for Previous Question

Assembly Members Alby, Brulte, Goldsmith, Pringle, and Knight 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 Brulte moved a call of the Assembly.

Motion carried. Time, 12:04 p.m.

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

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

ASSEMBLY CONCURRENT RESOLUTION NO. 19 (Horcher)—Relative to the Armenian Genocide.

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

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

The Assembly concurred in Senate amendments unanimously.

Above resolution ordered enrolled.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 34—Kevin Murray (Principal coauthors: Friedman, Katz, Knox, Willard Murray, and Sher) (Principal Senate coauthors: Dills, Hughes, Rosenthal, and Watson) and Alpert. Relative to commemorating the 47th anniversary of the founding of Israel.

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

ASSEMBLY BILL NO. 191 (Cannella)—An act to amend Section 1808.4 of the Vehicle Code, relating to public records, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 12:09 p.m.

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

ASSEMBLY BILL NO. 1635 (Gallegos)—An act relating to contracts, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—76

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

NOES—None

The question being on the passage of the bill.
Bill passed by the following vote:

AYES—76

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

NOES—None

Bill ordered transmitted to the Senate.

**ASSEMBLY CONCURRENT RESOLUTION NO. 34 TAKEN UP
BY UNANIMOUS CONSENT**

Assembly Member Kevin Murray was granted unanimous consent to take up Assembly Concurrent Resolution No. 34, without reference to committee, print, or file, and that the same be considered engrossed.

ASSEMBLY CONCURRENT RESOLUTION NO. 34—Relative to commemorating the 47th anniversary of the founding of Israel.

Resolution read.

**Members Made Coauthors of
Assembly Concurrent Resolution No. 34**

Assembly Member Kevin Murray was granted unanimous consent that all Assembly Members voting “Aye” be placed upon Assembly Concurrent Resolution No. 34 as coauthors.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Aguiar, Alby, Allen, Archie-Hudson, Baca, Baldwin, Bates, Battin, Boland, Bowen, Bowler, Valerie Brown, Willie Brown, Brulte, Bustamante, Caldera, Cannella, Conroy, Cortese, Cunneen, Davis, Figueroa, Firestone, Frusetta, Gallegos, Goldsmith, Granlund, Hannigan, Harvey, Hauser, Hawkins, Hoge, Horcher, House, Isenberg, Kaloogian, Knight, Kuehl, Kuykendall, Lee, Martinez, Mazzone, McDonald, McPherson, Morrissey, Morrow, Napolitano, Olberg, Pringle, Rainey, Richter, Rogan, Setencich, Speier, Sweeney, Takasugi, Thompson, Tucker, Vasconcellos, Villaraigosa, and Woods.

Request for Unanimous Consent

Assembly Member Kevin Murray was granted unanimous consent to take up Assembly Concurrent Resolution No. 34, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Concurrent Resolution No. 34, as Amended

ASSEMBLY CONCURRENT RESOLUTION NO. 34—Relative to commemorating the 47th anniversary of the founding of Israel.

Resolution read, as amended, and adopted unanimously.

Resolution ordered printed, and transmitted to the Senate immediately.

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

ASSEMBLY BILL NO. 390 (House)—An act to amend Section 25124 of the Government Code, relating to county ordinances.

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

AYES—68

Aguiar	Conroy	Johnson	Napolitano
Alby	Cortese	Kaloogian	Olberg
Allen	Cunneen	Knight	Poochigian
Alpert	Davis	Knowles	Pringle
Archie-Hudson	Ducheny	Knox	Rainey
Baca	Frusetta	Kuehl	Richter
Baldwin	Gallegos	Kuykendall	Rogan
Bates	Goldsmith	Lee	Setencich
Battin	Granlund	Machado	Sher
Boland	Hannigan	Martinez	Sweeney
Bordonaro	Harvey	Mazzoni	Takasugi
Bowler	Hauser	McDonald	Thompson
Brewer	Hawkins	McPherson	Tucker
Brulte	Hoge	Morrissey	Vasconcellos
Burton	Horcher	Morrow	Weggeland
Bustamante	House	Murray, Kevin	Woods
Cannella	Isenberg	Murray, Willard	Mr. Speaker

NOES—3

Bowen	Brown, Valerie	Speier
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Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 390: Assembly Member Boland, from "No" to "Aye".

Bill ordered transmitted to the Senate.

At 12:13 p.m., Hon. Tom Hannigan, 8th District, presiding

ASSEMBLY BILL NO. 141 (Bowen)—An act to add Section 6270 to the Government Code, relating to public records.

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

AYES—56

Aguiar	Cortese	Knox	Poochigian
Alpert	Cunneen	Kuehl	Pringle
Archie-Hudson	Davis	Kuykendall	Rainey
Baca	Ducheny	Lee	Rogan
Bates	Figuroa	Machado	Setencich
Bordonaro	Firestone	Martinez	Sher
Bowen	Friedman	Mazzoni	Speier
Brewer	Gallegos	McDonald	Sweeney
Brown, Valerie	Hannigan	McPherson	Takasugi
Brulte	Harvey	Morrissey	Tucker
Burton	Hauser	Murray, Kevin	Vasconcellos
Bustamante	Isenberg	Murray, Willard	Villaraigosa
Caldera	Katz	Napolitano	Weggeland
Cannella	Knight	Olberg	Mr. Speaker

NOES—13

Alby	Conroy	Horcher	Thompson
Allen	Granlund	Johnson	
Boland	Hawkins	Kaloogian	
Bowler	Hoge	Morrow	

Bill ordered transmitted to the Senate.

RESOLUTIONS

The following resolutions were offered:

Resolutions to Suspend Joint Rules

By Assembly Member McDonald:

Resolved, That Joint Rule 61 be suspended to permit the Committees on Revenue and Taxation and Appropriations to meet, consider, and report Assembly Bills Nos. 177, 296, 539, and 1318 for further action.

By Assembly Member Boland:

Resolved, That Joint Rule 61 be suspended to permit the Committees on Public Safety and Appropriations to meet, consider, and report Assembly Bill No. 1396 for further action.

Resolutions read, and adopted by the following vote:

AYES—74

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

NOES—None

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 60**

At 12:15 p.m., on motion of Assembly Member Baca, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 60 refused passage by the following vote:

AYES—48

Aguiar	Campbell	Hauser	Murray, Kevin
Alpert	Cannella	Horcher	Murray, Willard
Archie-Hudson	Conroy	House	Napolitano
Baca	Cortese	Isenberg	Olberg
Baldwin	Davis	Katz	Sher
Bates	Ducheny	Kuehl	Speier
Bowen	Figueroa	Lee	Sweeney
Brown, Valerie	Firestone	Machado	Tucker
Brulte	Friedman	Martinez	Vasconcellos
Burton	Gallegos	Mazzoni	Villaraigosa
Bustamante	Granlund	McDonald	Weggeland
Caldera	Hannigan	Morrow	Mr. Speaker

NOES—24

Alby	Cunneen	Kaloogian	Rainey
Allen	Frusetta	Knight	Rogan
Battin	Harvey	Kuykendall	Setencich
Boland	Hawkins	McPherson	Takasugi
Bordonaro	Hoge	Poochigian	Thompson
Bowler	Johnson	Pringle	Woods

**Motion to Reconsider Assembly Bill No. 60
on Next Legislative Day**

Assembly Member Baca moved to reconsider on the next legislative day the vote whereby Assembly Bill No. 60 was this day refused passage.

Assembly Bill No. 60 ordered to the unfinished business file.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 1355**

At 12:16 p.m., on motion of Assembly Member Brulte, 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 Burton moved to continue the call of the Assembly.

Motion carried. Time, 12:16 p.m.

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

**CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY
CLAUSE TO ASSEMBLY BILL NO. 191**

At 12:17 p.m., on motion of Assembly Member Cannella, 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. 191 refused adoption by the following vote:

AYES—40

Aguiar	Cannella	Hauser	Murray, Kevin
Archie-Hudson	Cortese	Isenberg	Murray, Willard
Baca	Davis	Katz	Napolitano
Bates	Ducheny	Knox	Olberg
Bowen	Figueroa	Kuehl	Sher
Brown, Valerie	Firestone	Lee	Speier
Burton	Friedman	Machado	Sweeney
Bustamante	Gallegos	Martinez	Tucker
Caldera	Granlund	Mazzoni	Villaraigosa
Campbell	Hannigan	McDonald	Mr. Speaker

NOES—31

Alby	Brulte	House	Pringle
Allen	Conroy	Johnson	Rogan
Baldwin	Cunneen	Kaloogian	Setencich
Battin	Goldsmith	Knight	Takasugi
Boland	Harvey	McPherson	Thompson
Bordonaro	Hawkins	Morrissey	Weggeland
Bowler	Hoge	Morrow	Woods
Brewer	Horcher	Poochigian	

**Motion to Reconsider Urgency Clause to Assembly Bill No. 191
on Next Legislative Day**

Assembly Member Cannella moved to reconsider on the next legislative day the vote whereby the urgency clause to Assembly Bill No. 191 was this day refused adoption.

Assembly Bill No. 191 ordered to the unfinished business file.

At 12:19 p.m., Speaker pro Tempore Baca, 62nd District, presiding

SPECIAL COMMITTEE MEETINGS

Assembly Member McDonald was granted unanimous consent that the Committee on Revenue and Taxation be permitted to hold a special meeting on Thursday, May 4, 1995, and that Joint Rule 62(a) be waived for the purpose of setting the following bills for hearing:

Assembly Bills Nos. 177, 296, 539, and 1318.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Vasconcellos announced that the Committee on Budget would meet today, upon adjournment of Floor session, in Room 3162.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 1355**

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

Assembly Bill No. 1355 passed by the following vote:

AYES—41

Aguiar	Cunneen	Kaloogian	Richter
Alby	Firestone	Knight	Rogan
Baldwin	Frusetta	Knowles	Setencich
Battin	Goldsmith	Kuykendall	Speier
Boland	Granlund	McPherson	Takasugi
Bordonaro	Harvey	Morrissey	Thompson
Bowler	Hawkins	Morrow	Weggeland
Brewer	Hoge	Olberg	Woods
Brulte	House	Poochigian	
Conroy	Isenberg	Pringle	
Cortese	Johnson	Rainey	

NOES—34

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

Bill ordered transmitted to the Senate immediately.

BILLS CONSIDERED ENGROSSED

By unanimous consent, the following bills were considered engrossed:

Assembly Bills Nos. 59, 597, 850, 1082, 1247, 1371, and 1670.

VOTE ADDS

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

Assembly Bill No. 1317: Bates, Boland, and Mazzoni—Aye; Bowen—No.

Assembly Joint Resolution No. 29, Coauthors: Horcher—Aye.

Assembly Joint Resolution No. 29: Katz and Speier—Aye.

Assembly Bill No. 1635 and Urgency: Archie-Hudson, Kuehl, and Speier—Aye.

Assembly Concurrent Resolution No. 34, Coauthors: Kuehl, Willard Murray, and Setencich—Aye.

Assembly Bill No. 390: Horcher, Machado, Willard Murray, and Setencich—Aye.

Assembly Bill No. 141: Willard Murray—Aye.

Resolution to Suspend Rules: Katz—Aye.

Assembly Bill No. 60: Horcher—Aye.

Assembly Bill No. 191 and Urgency: Willard Murray—Aye;
Horcher—No.

MOTION TO ADJOURN

At 12:20 p.m., Assembly Member Brulte moved that the Assembly do now adjourn.

Assembly Member Hannigan seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 12:21 p.m., Speaker pro Tempore Baca declared the quorum call of the Assembly dispensed with.

AUTHOR'S AMENDMENTS

Committee on Appropriations

May 1, 1995

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

Assembly Bill No. 350

Assembly Bill No. 1569

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

PRINGLE, Chairman

ASSEMBLY BILL NO. 350—An act to amend Sections 2072.3, 2073.5, 2074.6, 2074.8, 2075.5, 2076, and 2081 of, to add Sections 2060.5, 2060.6, 2064.3, 2064.4, 2064.5, 2064.6, 2064.8, 2064.9, 2065.8, 2074.7, 2075.6, and 2086 to, and to repeal and add Section 2071.5 of, the Fish and Game Code, relating to endangered species, and making an appropriation therefor.

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

ASSEMBLY BILL NO. 1569—An act to amend Section 17721.3 of the Education Code, relating to school facilities.

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

AUTHOR'S AMENDMENTS

Committee on Public Safety

May 1, 1995

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

Assembly Bill No. 1404

Assembly Bill No. 1837

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

BOLAND, Chairwoman

ASSEMBLY BILL NO. 1404—An act to amend Section 12020.5 of the Penal Code, relating to weapons.

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

ASSEMBLY BILL NO. 1837—An act to amend Section 594.5 of the Penal Code, and to amend Section 656 of the Welfare and Institutions Code, relating to crimes.

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

AUTHOR'S AMENDMENTS
Committee on Public Safety

May 1, 1995

Mr. Speaker: The Chair of your Committee on Public Safety reports:
Assembly Bill No. 1571

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

BOLAND, Chairwoman

ASSEMBLY BILL NO. 1571—An act to amend Sections 4827 and 13200 of the Business and Professions Code, to repeal Title 4 (commencing with Section 607d) of Part 4 of Division 1 of the Civil Code, to amend Section 1208.5 of the Code of Civil Procedure, to amend Sections 2020 and 2189 of the Fish and Game Code, to amend Sections 31106, 31252, and 31609 of the Food and Agricultural Code, to amend Section 25988 of the Health and Safety Code, and to amend Sections 597, 597.1, 597d, 597f, 597u, 597v, 597w, 597z, 11165.16, 11166, 11166.5, 11172, 12031, and 12583 of the Penal Code, relating to humane officers.

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

AUTHOR'S AMENDMENTS
Committee on Utilities and Commerce

May 1, 1995

Mr. Speaker: The Chair of your Committee on Utilities and Commerce reports:
Assembly Bill No. 1472

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

CONROY, Chairman

ASSEMBLY BILL NO. 1472—An act to amend Section 217 of the Public Utilities Code, relating to public utilities.

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

AUTHOR'S AMENDMENTS
Committee on Banking and Finance

May 1, 1995

Mr. Speaker: The Chair of your Committee on Banking and Finance reports:
Assembly Bill No. 1196

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

WEGGELAND, Chairman

ASSEMBLY BILL NO. 1196—An act to amend Section 18266 of the Financial Code, relating to industrial loan companies.

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

AUTHOR'S AMENDMENTS
Committee on Local Government

May 1, 1995

Mr. Speaker: The Chair of your Committee on Local Government reports:
Assembly Bill No. 796

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

RAINEY, Chairman

ASSEMBLY BILL NO. 796—An act to add Section 25252.3 to the Government Code, relating to counties.

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

AUTHOR'S AMENDMENTS

Committee on Judiciary

May 1, 1995

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

Assembly Bill No. 16

Assembly Bill No. 274

Assembly Bill No. 180

Assembly Bill No. 800

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

ISENBERG, Chairman

ASSEMBLY BILL NO. 16—An act to amend Section 3294 of the Civil Code, and to amend Section 1101 of the Family Code, relating to civil actions.

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

ASSEMBLY BILL NO. 180—An act to amend Section 4055 of the Family Code, relating to family law.

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

ASSEMBLY BILL NO. 274—An act to amend Sections 4055 and 4057 of the Family Code, relating to family law.

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

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

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

AUTHOR'S AMENDMENTS

Committee on Natural Resources

May 1, 1995

Mr. Speaker: The Chair of your Committee on Natural Resources reports:

Assembly Bill No. 856

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

SHER, Chairman

ASSEMBLY BILL NO. 856—An act to add Article 12 (commencing with Section 1065) to Chapter 4 of Division 8 of the Evidence Code, relating to privilege.

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

AUTHOR'S AMENDMENTS
Committee on Governmental Organization

May 1, 1995

Mr. Speaker: The Chair of your Committee on Governmental Organization reports:
Assembly Bill No. 1879

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

HORCHER, Chairman

ASSEMBLY BILL NO. 1879—An act to amend Section 19549 of the Business and Professions Code, relating to horseracing.

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

AUTHOR'S AMENDMENTS
Committee on Governmental Organization

May 1, 1995

Mr. Speaker: The Chair of your Committee on Governmental Organization reports:
Assembly Bill No. 371

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

HORCHER, Chairman

ASSEMBLY BILL NO. 371—An act to add Section 19414.6 to the Business and Professions Code, relating to horseracing.

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

AUTHOR'S AMENDMENTS
Committee on Education

May 1, 1995

Mr. Speaker: The Chair of your Committee on Education reports:
Assembly Bill No. 963

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

ALPERT, Chairwoman

ASSEMBLY BILL NO. 963—An act to amend Section 33554 of the Education Code, relating to education.

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

REPORTS OF STANDING COMMITTEES
Committee on Consumer Protection, Governmental Efficiency
and Economic Development

Date of Hearing: April 25, 1995

Mr. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Assembly Bill No. 1577

Assembly Bill No. 1578

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

SPEIER, Chairwoman

Above bills ordered to second reading.

Committee on Education

Date of Hearing: April 26, 1995

Mr. Speaker: Your Committee on Education reports:
Assembly Bill No. 729

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

Above bill ordered to second reading.

Committee on Budget

Date of Hearing: May 1, 1995

Mr. Speaker: Your Committee on Budget reports:
Assembly Bill No. 996

With the recommendation: Do pass.
VASCONCELLOS, Chairman

Above bill ordered to second reading.

Committee on Public Safety

Date of Hearing: April 25, 1995

Mr. Speaker: Your Committee on Public Safety reports:
Assembly Bill No. 176
Assembly Bill No. 355

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: April 26, 1995

Mr. Speaker: Your Committee on Judiciary reports:
Assembly Bill No. 947

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

Above bill ordered to second reading.

Committee on Agriculture

Date of Hearing: May 1, 1995

Mr. Speaker: Your Committee on Agriculture reports:
Assembly Bill No. 1735

With the recommendation: Do pass, and be re-referred to the Committee on Environmental Safety and Toxic Materials.

HARVEY, Chairman

Above bill re-referred to the Committee on Environmental Safety and Toxic Materials.

Committee on Utilities and Commerce

Date of Hearing: April 26, 1995

Mr. Speaker: Your Committee on Utilities and Commerce reports:
Assembly Bill No. 1302

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

CONROY, Chairman

Above bill ordered to second reading.

Committee on Appropriations

Date of Hearing: April 26, 1995

Mr. Speaker: Your Committee on Appropriations reports:
Assembly Bill No. 313

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

Above bill ordered to second reading.

JOINT RULE 62(a) WAIVED

Unanimous consent was granted that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 650 for hearing in the Committee on Insurance on Tuesday, May 2, 1995.

SPECIAL COMMITTEE MEETINGS

By unanimous consent, the following committee was permitted to meet:

Select Committee on the Insolvency of Orange County, on May 9, 1995, at 10 a.m.

MESSAGES FROM THE SENATE

Senate Chamber, May 1, 1995

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

Assembly Concurrent Resolution No. 34

RICK ROLLENS, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above resolution ordered enrolled.

INTRODUCTION OF GUESTS

Assembly Members Vasconcellos, Machado, and Aguiar introduced the following delegation visiting from Portugal:

Mr. Jorge Manuel Themudo Valadão dos Santos (delegation leader), Mr. Artur Francisco de Sousa Martins, Mr. José Maria Bairos, Mr. José Humberto Medeiros Chaves, Mr. Rul Pedro Lopes Ávila, Mr. Alvarino Manuel Meneses Pinheiro, Mr. Paulo Antonio the Freitas Valadão, Mr. José Ramos Aguiar, and Mr. Duarte Manuel Bettencourt Mendes.

Speaker Brown introduced Pete Valdez, Paul Kloecker, Charlie Morales, and Connie Rogers.

Assembly Member Horcher, of the 60th Assembly District, introduced June Brand, Crista Lemon and Matt Lemon.

ADJOURNMENT

At 12:21 p.m., pursuant to the motion by Assembly Member Brulte, the Assembly adjourned until 7 a.m., Tuesday, May 2, 1995, out of respect to the memory of Martha Lynn Bailey, on motion of Assembly Member Mazzoni; out of respect to the memory of Richard L. Knowles, on motion of Assembly Member Kuykendall; out of respect to the memory of Lathrop "Lay" Leishman, on motion of Assembly Member Hoge; out of respect to the memory of Lieutenant Colonel Rhodes Earl Tardy, on motion of Assembly Member Boland; and out of respect to the memory of Mack Brand and Inez Vidal, on motion of Assembly Member Horcher.

WILLIE L. BROWN, JR., Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON MAY 1, 1995**

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

<i>Assembly Bills</i>	921
8	963
16	1068
73	1185
97	1196
133	1404
180	1424
274	1472
311	1492
350	1569
352	1571
356	1625
371	1725
489	1837
620	1841
686	1879
710	1949
717	
778	
791	
796	
800	<i>Senate</i>
856	<i>Concurrent</i>
	<i>Resolution</i>
	25