

CALIFORNIA LEGISLATURE

1997-98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, May 13, 1996

TWO HUNDRED TWELFTH SESSION DAY

FIVE HUNDRED TWENTY-SIXTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



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

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, May 13, 1996

The Assembly met at 10:05 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 Archie-Hudson moved a quorum call of the Assembly.

Motion carried. Time, 10:06 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 10:27 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—77:

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

PRAYER

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

O Lord Our God, Having just celebrated Mothers' Day yesterday, we pause for a moment this morning to offer our prayer to You for our mothers. We thank You for having blessed us and having placed us in the loving care of our mothers. We pray that You keep them safe and in good health for many years. And for those of us whose mothers have passed on to the other side of death, we pray that You grant rest to their souls where the righteous repose and help us to keep their memories alive forever. Your love O Lord, strengthens us and inspires us and we glorify You.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Aguiar, Assembly Member Harvey 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 Battin, seconded by Assembly Member Davis.

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 Bustamante.

COMMUNICATIONS

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

May 9, 1996

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

Dear Mr. Wilson: Please be advised that Assemblyman Jim Rogan is appointed to replace Assemblywoman Barbara Alby for the purposes of the Rules Committee hearing today.

Sincerely,

CURT PRINGLE
Speaker of the Assembly

May 13, 1996

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

Dear Mr. Wilson: Please be advised that Assemblyman Jim Rogan is appointed to replace Assemblyman Bruce Thompson for the purposes of the Rules Committee hearing today.

Sincerely,

CURT PRINGLE
Speaker of the Assembly

Congress of the United States
House of Representatives
Washington, DC

April 11, 1996

The Honorable Curt Pringle
Speaker, California State Assembly
State Capitol
Sacramento, California

Dear Mr. Speaker: As I conclude my legislative duties in Sacramento and depart for the nation's Capitol in Washington, D.C. to be sworn in as the first woman to represent the people of the 37th Congressional District, I leave with a sense of accomplishment and fond memories of my four years of service in the California State Legislature.

As the Assemblywoman representing the 55th Assembly District, my goals were to focus my attention on the need for jobs and economic opportunity, and to develop a legislative package designed to address the dire condition of our urban schools. My legislation on job creation through promotion of the Alameda Corridor and the retention of aircraft production in Southern California will ensure the return of over 700,000 jobs to a region that has been hardest hit by the loss of military contracts. My research on urban schools and the lack of quality education, coupled with multiple hearings across the state, led to the development of a package of urban education reform bills that was hailed by the *Sacramento Bee* "as the most intelligent and serious education reform proposal of the decade." My introduction of over 100 bills during my tenure with the State Legislature will benefit children and families for years to come.

My personal gratification during my years of service in the State Assembly was becoming a grandmother of two beautiful grandchildren: Ayanna Damaris Thomas, born to my daughter Angela and her husband Juan; and Myles Chandler McDonald, born to my son Keith and his wife Lori. My husband Jim and I will be joined by our five children: Valerie, Angela, Sherryll, Chris and Keith, son and daughter in-law, my adopted granddaughter, Diamond, and many family members, constituents and friends as we leave for Washington, D.C. next week for my swearing in to the 104th Congress. I would like to thank all of the legislative staff, the Chief Clerk's office, and the Assembly Sergeants for their unreserved support and dedication; and my colleagues for the opportunity to serve with you. I extend to those who continue to serve in this Legislature the very best as you face the challenging months ahead.

Warm personal regards,

JUANITA MILLENDER-McDONALD
Member of Congress

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, May 7, 1996

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
 Assembly Bill No. 2649

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

Assembly Chamber, May 13, 1996

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

Assembly Bill No. 2523
 Assembly Bill No. 2692
 Assembly Bill No. 2781

Assembly Bill No. 3015
 Assembly Bill No. 3143
 Assembly Bill No. 3450

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered returned to second reading file.

Assembly Chamber, May 13, 1996

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

Assembly Bill No. 2243
 Assembly Bill No. 2647
 Assembly Bill No. 2755

Assembly Bill No. 2889
 Assembly Bill No. 3014
 Assembly Bill No. 3476

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, May 13, 1996

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

Assembly Bill No. 2466

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered to third reading.

Assembly Chamber, May 13, 1996

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

Assembly Concurrent Resolution No. 85

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

Assembly Chamber, May 13, 1996

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

Assembly Concurrent Resolution No. 47
 Assembly Concurrent Resolution No. 63

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolutions ordered to the Consent Calendar.

Assembly Chamber, May 13, 1996

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

Assembly Bill No. 2021
 Assembly Bill No. 2529
 Assembly Bill No. 2930

Assembly Bill No. 2937
 Assembly Bill No. 2977
 Assembly Bill No. 3220

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

REFERENCE OF BILLS TO COMMITTEE

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

| <i>Assembly</i> | |
|--------------------------|-------------------------|
| <i>Bill No.</i> | <i>Committee</i> |
| 3503 ----- | L. Gov. |
| <i>Assembly Joint</i> | |
| <i>Resolution No.</i> | <i>Committee</i> |
| 67 ----- | Pub. S. |
| <i>Senate</i> | |
| <i>Bill No.</i> | <i>Committee</i> |
| 1418 ----- | C.P.,G.E. & E.D. |
| 1440 ----- | B. & F. |
| 1457 ----- | Pub. S. |
| 1471 ----- | L. Gov. |
| 1479 ----- | Health |
| 1495 ----- | B. & F. |
| 1502 ----- | Rev. & Tax. and Pub. S. |
| 1516 ----- | Jud. and Hum. S. |
| 1536 ----- | Health |
| 1539 ----- | B. & F. |
| 1546 ----- | C.P.,G.E. & E.D. |
| 1549 ----- | Nat. Res. |
| 1553 ----- | Health |
| 1556 ----- | Hum. S. |
| 1557 ----- | C.P.,G.E. & E.D. |
| 1607 ----- | C.P.,G.E. & E.D. |
| 1648 ----- | E.S. & T.M. |
| 1661 ----- | Ed. |
| 1675 ----- | Jud. |
| 1676 ----- | Nat. Res. |
| 1704 ----- | H. & C.D. |
| 1708 ----- | H. & C.D. and L. Gov. |
| 1736 ----- | W.,P. & W. |
| 1737 ----- | L. Gov. and Rev. & Tax. |
| 1741 ----- | U. & C. |
| 1797 ----- | Pub. S. |
| 1816 ----- | B. & F. |
| 1849 ----- | Pub. S. |
| 1934 ----- | Rev. & Tax. |
| 1940 ----- | L. Gov. and Rev. & Tax. |
| 1945 ----- | P.E.,R. & S.S. |
| 1980 ----- | W.,P. & W. |
| 2011 ----- | Health |
| 2022 ----- | H. & C.D. |
| 2060 ----- | E.,R. & C.A. |
| 2100 ----- | C.P.,G.E. & E.D. |
| 2102 ----- | Agri. |
| 2111 ----- | L. Gov. |
| <i>Senate Concurrent</i> | |
| <i>Resolution No.</i> | <i>Committee</i> |
| 49 ----- | E.S. & T.M. |

REQUEST TO SUSPEND JOINT RULES

The following requests were received, and read:

Assembly Chamber, May 13, 1996

Mr. Speaker: I request permission to suspend Joint Rule 61 as it relates to Senate Bill No. 900.

DOMINIC L. CORTESE

Assembly Chamber, May 13, 1996

Mr. Speaker: I request permission to suspend Joint Rule 61 as it relates to Assembly Bill No. 2396.

BILL MORROW

Above requests ordered transmitted to the Committee on Rules.

**RECEIPT FOR STANDING COMMITTEE REPORTS
PURSUANT TO JOINT RULE 61**

Pursuant to the provisions of Joint Rule 61(a)(3), the following committee reports were received by the Chief Clerk on May 10, 1996:

Committee on Judiciary

Date of Hearing: May 8, 1996

Mr. Speaker: Your Committee on Judiciary reports:

- | | |
|------------------------|------------------------|
| Assembly Bill No. 2129 | Assembly Bill No. 3071 |
| Assembly Bill No. 2357 | Assembly Bill No. 3216 |
| Assembly Bill No. 2552 | Assembly Bill No. 3227 |
| Assembly Bill No. 2608 | Assembly Bill No. 3259 |
| Assembly Bill No. 2883 | Assembly Bill No. 3289 |
| Assembly Bill No. 2909 | Assembly Bill No. 3364 |
| Assembly Bill No. 3055 | Assembly Bill No. 3412 |

With the recommendation: Do pass.

MORROW, Chairman

Above bills ordered to second reading.

Date of Hearing: May 8, 1996

Mr. Speaker: Your Committee on Judiciary reports:

- | | |
|------------------------|------------------------|
| Assembly Bill No. 2154 | Assembly Bill No. 2662 |
| Assembly Bill No. 2263 | Assembly Bill No. 3001 |
| Assembly Bill No. 2296 | Assembly Bill No. 3148 |
| Assembly Bill No. 2384 | Assembly Bill No. 3304 |
| Assembly Bill No. 2474 | |

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.

MORROW, Chairman

Above bills ordered to second reading.

Committee on Education

Date of Hearing: May 8, 1996

Mr. Speaker: Your Committee on Education reports:

- Assembly Bill No. 2317

With the recommendation: Do pass.

BALDWIN, Chairman

Above bill ordered to second reading.

Committee on Public Employees, Retirement and Social Security

Date of Hearing: May 8, 1996

Mr. Speaker: Your Committee on Public Employees, Retirement and Social Security reports:

Assembly Bill No. 2582

Assembly Bill No. 2748

With the recommendation: Do pass.

KALOOGIAN, Chairman

Above bills ordered to second reading.

REPORTS OF STANDING COMMITTEES**Committee on Rules**

May 13, 1996

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. 2396, 2859, and 2930.

PRINGLE, Chairman

AUTHOR'S AMENDMENTS**Committee on Public Employees, Retirement and Social Security**

May 13, 1996

Mr. Speaker: The Chair of your Committee on Public Employees, Retirement and Social Security reports:

Assembly Bill No. 2954

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

KALOOGIAN, Chairman

ASSEMBLY BILL NO. 2954—An act to add Section 18935.5 to the Government Code, relating to state civil service.

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

AUTHOR'S AMENDMENTS**Committee on Water, Parks and Wildlife**

May 13, 1996

Mr. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:

Assembly Bill No. 2867

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

CORTESE, Chairman

ASSEMBLY BILL NO. 2867—An act to add Division 26 (commencing with Section 79000) to the Water Code, relating to financing a flood control and prevention program, by providing the funds necessary therefor through the issuance and sale of bonds of the State of California and by providing for the handling and disposition of those funds, and declaring the urgency thereof, to take effect immediately.

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

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

May 13, 1996

Mr. Speaker: The Chair of your Committee on Local Government reports:
Senate Bill No. 1259

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

RAINEY, Chairman

SENATE BILL NO. 1259—An act to amend Sections 5, 18, 20, 21, 72.5, 75, 80, 82, and 84 of the San Diego Unified Port District Act (Chapter 67 of the Statutes of 1962, First Extraordinary Session), relating to the San Diego Unified Port District.

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

**AUTHOR'S AMENDMENTS
Committee on Appropriations**

May 13, 1996

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

| | |
|------------------------|------------------------|
| Assembly Bill No. 2019 | Assembly Bill No. 3002 |
| Assembly Bill No. 2168 | Assembly Bill No. 3245 |
| Assembly Bill No. 2232 | Assembly Bill No. 3392 |

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

POOCHIGIAN, Chairman

ASSEMBLY BILL NO. 2019—An act to add Section 14132.53 to the Welfare and Institutions Code, relating to Medi-Cal.

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

ASSEMBLY BILL NO. 2168—An act to amend Section 11462 of the Welfare and Institutions Code, relating to public social services.

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

ASSEMBLY BILL NO. 2232—An act to amend Section 15202 of the Government Code, relating to trial costs.

Bill read 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. 3002—An act to amend Sections 7110, 7113.5, and 7114 of the Government Code, and to amend Sections 17053.46 and 23646 of the Revenue and Taxation Code, relating to local government planning.

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

ASSEMBLY BILL NO. 3245—An act to amend Sections 355, 1052, 6596, 7120, 7652, 7852, 7881, 7921, 8046, 8100, 8231, 8233, 8235, 8246 8254, 8275, 8280.1, 8280.2, 8280.4, 8306.6, 8394, 8396, 8397, 8500, 8550, 8561, 8567, 8597, 8598, 8598.3, 8837, 8842, 9001, 9001.5, 9001.6, 9006, 9054, 14000, 14001, and 14100 of, to amend and renumber Section 8312 of, to amend, repeal, and add Section 3031 of, to amend and repeal Sections 331 and 8300.1 of, to add Sections 316.5, 7601, 7852.21, 7857, 7858, and 7892 to, and to repeal Sections 8256, 8598.5, and 8839 of, the Fish and Game Code, relating to fish and game, 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. 3392—An act to add Section 11379.7 to the Health and Safety Code, relating to controlled substances.

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

AUTHOR'S AMENDMENTS
Committee on Health

May 13, 1996

Mr. Speaker: The Chair of your Committee on Health reports:
Assembly Bill No. 2390

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

GRANLUND, Chairman

ASSEMBLY BILL NO. 2390—An act relating to insurance.

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

AUTHOR'S AMENDMENTS
Committee on Appropriations

May 13, 1996

Mr. Speaker: The Chair of your Committee on Appropriations reports:
Assembly Bill No. 2071
Assembly Bill No. 2310
Assembly Bill No. 3251

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

POOCHIGIAN, Chairman

ASSEMBLY BILL NO. 2071—An act to add Sections 11758.41, 11758.42, 11758.44, 11758.46, and 11758.47 to the Health and Safety Code, relating to drug programs.

Bill read 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. 2310—An act to amend Section 44253.1 of, to add Section 51207 to, to repeal and add Article 3 (commencing with Section 52160) of Chapter 7 of Part 28 of, and to repeal Article 4 (commencing with Section 52180) of Chapter 7 of Part 28 of, the Education Code, relating to bilingual education.

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

ASSEMBLY BILL NO. 3251—An act to add Section 1383.1 to the Health and Safety Code, and to add Sections 10123.67 and 11512.61 to the Insurance Code, relating to health care.

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

REPORTS OF STANDING COMMITTEES

Committee on Housing and Community Development

Date of Hearing: May 8, 1996

Mr. Speaker: Your Committee on Housing and Community Development reports: Assembly Bill No. 3125

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

HAWKINS, Chairman

Above bill ordered to second reading.

Committee on Appropriations

Date of Hearing: May 8, 1996

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 2080

Assembly Bill No. 2463

Assembly Bill No. 2183

Assembly Bill No. 2528

Assembly Bill No. 2309

Assembly Bill No. 3090

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

POOCHIGIAN, Chairman

Above bills ordered to second reading.

Committee on Health

Date of Hearing: May 7, 1996

Mr. Speaker: Your Committee on Health reports:

Assembly Bill No. 2649

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

GRANLUND, Chairman

Above bill ordered to second reading.

Committee on Public Safety

Date of Hearing: May 7, 1996

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 2448

With the recommendation: Do pass, as amended.

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

BOLAND, Chairwoman

Above bill ordered to second reading.

Committee on Education

Date of Hearing: May 8, 1996

Mr. Speaker: Your Committee on Education reports:

Assembly Bill No. 2114

Assembly Bill No. 2169

Assembly Bill No. 3039

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

BALDWIN, Chairman

Above bills ordered to second reading.

Committee on Public Safety

Date of Hearing: May 7, 1996

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 2057

Assembly Bill No. 2651

Assembly Bill No. 2176

Assembly Bill No. 2738

Assembly Bill No. 2510

Assembly Bill No. 2848

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

BOLAND, Chairwoman

Above bills ordered to second reading.

Committee on Natural Resources

Date of Hearing: May 6, 1996

Mr. Speaker: Your Committee on Natural Resources reports:

Assembly Bill No. 2757

With amendments with the recommendation: Do pass, as amended, and re-refer to the Committee on Appropriations with recommendation: To Consent Calendar.

OLBERG, Chairman

Above bill ordered to second reading.

Committee on Public Safety

Date of Hearing: May 7, 1996

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 3341

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

BOLAND, Chairwoman

Above bill ordered to second reading.

Committee on Public Employees, Retirement and Social Security

Date of Hearing: May 8, 1996

Mr. Speaker: Your Committee on Public Employees, Retirement and Social Security reports:

Assembly Bill No. 2633

Assembly Bill No. 2655

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

KALOOGIAN, Chairman

Above bills ordered to second reading.

Committee on Transportation

Date of Hearing: May 6, 1996

Mr. Speaker: Your Committee on Transportation reports:

Assembly Bill No. 2685

Assembly Bill No. 3202

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

BOWLER, Chairman

Above bills ordered to second reading.

Committee on Judiciary

Date of Hearing: May 8, 1996

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 2679

Assembly Bill No. 2935

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

MORROW, Chairman

Above bills ordered to second reading.

Date of Hearing: May 8, 1996

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 2247

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

MORROW, Chairman

Above bill ordered to second reading.

Date of Hearing: May 8, 1996

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 2561

With the recommendation: Do pass, as amended.

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

MORROW, Chairman

Above bill ordered to second reading.

Committee on Utilities and Commerce

Date of Hearing: May 6, 1996

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

Assembly Bill No. 2657

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: May 8, 1996

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 2020

Assembly Bill No. 2053

Assembly Bill No. 2099

Assembly Bill No. 2102

Assembly Bill No. 2108

Assembly Bill No. 2153

Assembly Bill No. 2165

Assembly Bill No. 2167

Assembly Bill No. 2177

Assembly Bill No. 2217

Assembly Bill No. 2224

Assembly Bill No. 2229

Assembly Bill No. 2260

Assembly Bill No. 2294

Assembly Bill No. 2302

Assembly Bill No. 2315

Assembly Bill No. 2335

Assembly Bill No. 2347

Assembly Bill No. 2399

Assembly Bill No. 2401

Assembly Bill No. 2412

Assembly Bill No. 2433

Assembly Bill No. 2452

Assembly Bill No. 2493

Assembly Bill No. 2498

Assembly Bill No. 2500

Assembly Bill No. 2503

Assembly Bill No. 2512

Assembly Bill No. 2516

Assembly Bill No. 2519

Assembly Bill No. 2562

Assembly Bill No. 2563

With the recommendation: Do pass.

POOCHIGIAN, Chairman

Above bills ordered to second reading.

Committee on Housing and Community Development

Date of Hearing: May 8, 1996

Mr. Speaker: Your Committee on Housing and Community Development reports:

Assembly Bill No. 3056

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

HAWKINS, Chairman

Above bill ordered to second reading.

SPECIAL COMMITTEE MEETINGS

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

Committee on Appropriations on Thursday, May 16, 1996.

BILLS WITHDRAWN FROM COMMITTEE AND PLACED ON FILE

Assembly Member Poochigian was granted unanimous consent that Assembly Bill No. 2265, be withdrawn from the Committee on Appropriations and placed on the second reading file.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Migden was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Richard Rouillard, of West Hollywood.

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 Janet Shaw, of Sacramento.

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 Joseph DiMaggio, of Hollister.

Assembly Members Margett, Aguiar, and Miller were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Officer Daniel Fraembs, of the Pomona Police Department.

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 Casimiro Hernandez, of Sacramento.

REQUEST FOR UNANIMOUS CONSENT

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

JOINT RULE 62(a) WAIVED

Assembly Member Kuykendall was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of convening Budget Subcommittee No. 4 at 2:30 p.m. instead of 4 p.m., on Tuesday, May 14, 1996, to hear Budget Items 0750, 0890, 0950, 2310, 1100, 1760, 4700, 5240, 5450, 8100, and 8975.

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 Bill No. 2523, ordered to third reading;

Assembly Bills Nos. 2781, 3015, 2692, 3143, and 3450, ordered to the Consent Calendar.

(NOTE: Later this day Assembly Bills Nos. 3143 and 3450 were re-referred to the Committee on Appropriations.)

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 2256—An act to amend Section 49141 of the Education Code, and to amend Section 1394 of the Labor Code, relating to minors.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 3037—An act to amend Section 6404.5 of the Labor Code, relating to employment.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2346—An act to amend Section 56387 of, and to add Section 56389 to, the Government Code, relating to local government organization.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2823—An act to amend Sections 16000 and 16100 of the Business and Professions Code, relating to business licenses.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 3070—An act to amend Section 25210.3 of the Government Code, relating to county service areas.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 3211—An act to add Section 29550.4 to the Government Code, relating to booking fees.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2089—An act to add Section 2611.7 to the Revenue and Taxation Code, relating to taxation.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2572—An act to amend Sections 50470 and 50474 of the Government Code, relating to airports.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2617—An act to amend Section 49076 of the Education Code, and to add Section 827.1 to the Welfare and Institutions Code, relating to juveniles.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2766—An act to amend Sections 26225 and 26290 of the Water Code, relating to water.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2333—An act to amend Sections 74151, 74281, and 74290 of, and to add Section 72023.1 to, the Education Code, relating to postsecondary education.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 3268—An act to amend Section 82048 of the Government Code, relating to the Political Reform Act of 1974.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2607—An act to add Chapter 7 (commencing with Section 44395) to Part 6 of, and to repeal Part 6 (commencing with Section 44300) of, Division 26 of, the Health and Safety Code, relating to air pollution.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2615—An act to amend Section 891 of the Military and Veterans Code, relating to veterans.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2632—An act to add Section 10958.2 to the Welfare and Institutions Code, relating to public social services.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2635—An act to amend Sections 41752 and 41754 of the Health and Safety Code, relating to air pollution.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2652—An act to add Section 12801.7 to the Vehicle Code, relating to vehicles.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2667—An act to amend Section 68511.3 of the Government Code, relating to courts.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2678—An act to amend Section 12654 of the Government Code, relating to state actions.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2747—An act to amend Sections 18903, 19141, 19142, 19702, 19781, 19786, 19798, 19816.2, 19841, 19994, 19994.1, 19994.2, 19997, 19997.3, 19997.4, 19997.5, 19997.6, 19997.7, 19997.8, 19997.11, and 19997.13 of the Government Code, relating to state civil service.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2760—An act to add and repeal Section 79.1 of the Military and Veterans Code, relating to veterans.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2787—An act to amend Sections 6007, 6044.5, 6090.5, 6101, 6102, 6140.7, and 6203 of, and to add Section 6085.5 to, the Business and Professions Code, to add Section 1160 to the Evidence Code, and to amend Section 1808.4 of the Vehicle Code, relating to attorneys.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2804—An act to amend Sections 14105.98, 14105.985 and 14163 of the Welfare and Institutions Code, relating to Medi-Cal.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2819—An act to add Section 68555 to the Government Code, relating to domestic violence.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2830—An act to amend Sections 55601.5, 55601.6, and 55613 of, and to repeal Section 55612 of, the Food and Agricultural Code, relating to agriculture.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2839—An act to amend Section 1812 of, and to add Section 1810.6 to, the Vehicle Code, relating to records.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2860—An act to amend Sections 5620, 7200, and 7215.6 of, and to add Section 7210.8 to, the Business and Professions Code, relating to consumer affairs.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2894—An act to amend Section 14105.98 of the Welfare and Institutions Code, relating to Medi-Cal.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2922—An act to repeal and add Section 237 of the Code of Civil Procedure, relating to juries.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2979—An act to add Section 1118 to the Unemployment Insurance Code, relating to unemployment compensation.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2984—An act to add Section 2253.5 to the Business and Professions Code, and to add Article 2.5 (commencing with Section 123455) to Chapter 2 of Part 2 of Division 106 of the Health and Safety Code, relating to abortion, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 3003—An act to amend Sections 11110, 12507.1, and 15250 of, and to add Section 12507.2 to, the Vehicle Code, relating to vehicles.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 3032—An act to amend Sections 22111, 22139, and 24600 of, to add Section 22119.2 to, and to repeal Sections 22114, 23807, and 24008 of, the Education Code, relating to school employees.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 3046—An act to amend Section 40714.5 of the Health and Safety Code, relating to air pollution.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 3082—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. 3122—An act to amend Section 50517.5 of the Health and Safety Code, relating to housing, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 3132—An act to add Section 66606.2 to the Education Code, to amend Section 11000 of the Government Code, and to amend Sections 10701, 10702, and 10705 of the Public Contract Code, relating to postsecondary education.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 3138—An act to amend Section 14301 of the Welfare and Institutions Code, relating to public social services.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 3263—An act to repeal Section 113225 of the Health and Safety Code, and to add Chapter 5.6 (commencing with Section 42350) to Part 3 of Division 30 of the Public Resources Code, relating to plastic waste.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 3372—An act to add Section 18934.8 to the Health and Safety Code, relating to building standards.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 3464—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. 3473—An act to amend Sections 110, 2467, 2601, 2602, 2603, 2604, 2604.5, 2605, 2606, 2607, 2607.5, 2608.5, 2609, 2611, 2612, 2613, 2614, 2615, 2620.3, 2620.5, 2630, 2632, 2633, 2634, 2636, 2636.1, 2636.5, 2637, 2638, 2639, 2650, 2650.1, 2651, 2652, 2653, 2655, 2655.1, 2655.2, 2655.3, 2655.4, 2655.5, 2655.6, 2655.7, 2655.71, 2655.8, 2655.9, 2655.91, 2655.92, 2660, 2661, 2661.5, 2662, 2663, 2664, 2665, 2666, 2667, 2668, 2669, 2672, 2680, 2682, 2684, 2685, 2687, 2688, 2688.5, 2689, 2690, 2696, 2987.5, 3356, 3360, 3401, 3427.5, 3901, 3902, 3924, 3930.5, 4980.03, 4980.40, 4984.5, 4984.6, 4987.5, 4990.1, 4990.2, 4990.15, 4994, 4996.3, 4996.6, 4998, 6795.1, 8516, 8522, 8550, 8564.5, 8614, 8617, 8622, and 8675 of, to add Sections 8656 and 8666 to, and to repeal Sections 2490, 3924.5, 3930.1, 4940.1, 4940.2, 4940.3, and 4990.17 of, the Business and Professions Code, relating to businesses and professions.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2494—An act to amend Section 7099.2 of, to add Sections 7030 and 7030.1 to, and to repeal Section 7030 of, the Business and Professions Code, relating to contractors.

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. 3320—An act to amend Section 17538 of the Business and Professions Code, relating to sales.

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. 2396—An act to amend Section 7159 of the Business and Professions Code, relating to contractors.

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 re-referred to the Committee on Judiciary.

ASSEMBLY BILL NO. 2374—An act to add Chapter 5 (commencing with Section 101850) to Part 4 of Division 101 of the Health and Safety Code, relating to public health.

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

ASSEMBLY BILL NO. 3109—An act to amend Section 1209 of the Business and Professions Code, relating to clinical laboratories.

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

ASSEMBLY BILL NO. 2006—An act to amend Section 527.6 of the Code of Civil Procedure, relating to restraining orders.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2214—An act to add Section 20527.11 to the Water Code, relating to water.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2246—An act to add Section 73.2 to the Streets and Highways Code, relating to highways.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2300—An act to amend Sections 6516 and 11007.7 of the Government Code, relating to joint exercise of powers.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2324—An act to repeal and add Sections 100505 and 100510 of, and to repeal Section 100515 of, the Health and Safety Code, relating to state property.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2369—An act to amend Section 42301.12 of the Health and Safety Code, relating to air pollution.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2411—An act to add Sections 32920 and 32920.5 to the Food and Agricultural Code, relating to dairy processing plants.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2414—An act relating to taxation.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2431—An act to add Section 17742.9 to the Education Code, relating to education.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2451—An act to amend Section 7863 of the Fish and Game Code, relating to commercial fishing, and making an appropriation therefor.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2484—An act to amend Section 14499.5 of the Welfare and Institutions Code, relating to Medi-Cal.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2559—An act to amend Sections 25250.1 and 25250.4 of the Health and Safety Code, relating to used oil.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2703—An act to amend Section 34501 of the Vehicle Code, relating to vehicles.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2720—An act to amend Sections 48915 and 48915.1 of the Education Code, relating to expulsion.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2824—An act to add Section 1531.1 to the Health and Safety Code, relating to community care facilities.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2919—An act to amend Sections 5008, 5008.6, 5132, 5150, 5210, 5214, 5220, 5221, 5227, 5341, 5511, 5512, 5520, 5521, 5522, 5523, 5524, 5525, 6338, 6810, 7132, 7150, 7210, 7214, 7220, 7221, 7341, 7511, 7512, 7520, 7521, 7522, 7523, 7524, 7525, 8338, 8810, 9132, 9210, 9214, 9221, 9411, 9412, 12330, 12350, 12354, 12360, 12431, 12461, 12470 and 12608 of, and to add Sections 5517, 6618, 7517, 8618, 9421, 12466 and 12637 to, the Corporations Code, relating to corporations.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2936—An act to amend Sections 3411, 6240, 6250, 6251, 6252, and 6253 of, and to add Section 3135 to, the Family Code, and to amend Section 868.5 of, and to repeal and add Chapter 4 (commencing with Section 277) of Title 9 of Part 1 of, the Penal Code, relating to child abduction.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 3036—An act to amend Sections 1394, 1845, 2819, 2820, 13323, 13330, 13331, and 13386 of, to add Chapter 4 (commencing with Section 1120) to Part 1 of Division 2 of, to add Section 13331.2 to, to repeal Sections 1055.1, 1411, 1412, 1413, 1414, 1415, 1676, 1677, 1705.5, 1730, 10507, 13324, and 13325 of, and to repeal Article 2.5 (commencing with Section 1357) of, and Article 3 (commencing with Section 1360) of, Chapter 5 of, and Article 4 (commencing with Section 1615) of Chapter 9 of, and Article 3 (commencing with Section 1840) of Chapter 12 of, Part 2 of Division 2 of, the Water Code, relating to water.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 3042—An act to amend Section 11161 of, and to add Section 11165 to, the Health and Safety Code, relating to controlled substances.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 3064—An act to add Section 13510.3 to the Penal Code, relating to peace officers.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 3095—An act to add Section 42008.5 to the Vehicle Code, relating to vehicles, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 3197—An act to add Section 19507 to the Welfare and Institutions Code, relating to rehabilitation, and making an appropriation therefor.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 3222—An act to amend Section 653g of the Penal Code, relating to loitering.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 3264—An act to amend Section 743.1 of the Public Utilities Code, relating to public utilities.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 3265—An act to amend Sections 2365 and 2369 of the Business and Professions Code, relating to medicine.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 3342—An act to add Sections 10238.8 and 10239.36 to, to repeal Sections 10238.3, 10238.4, 10238.45, and 10238.5 of, and to repeal Article 6 (commencing with Section 10237 and Article 6.5 (commencing with Section 10239) of Chapter 3 of Part 1 of Division 4 of, the Business and Professions Code, relating to real property securities dealers.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 3355—An act to amend Section 7125 of the Business and Professions Code, relating to contractors.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY BILL NO. 2419—An act to add Section 65088.3 to the Government Code, relating to transportation.

Bill read second time, and ordered to third reading.

ASSEMBLY BILL NO. 2770—An act to amend Section 326.5 of the Penal Code, relating to bingo.

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

SENATE BILLS RETURNED TO SECOND READING FILE PURSUANT TO THE RULES

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

Senate Bill No. 1585, ordered to third reading.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 577—An act to amend Sections 19181, 19182, 19183, 19200, 19201, 19202, 19203, 19204, and 19211 of, and to amend the heading of Article 7 (commencing with Section 19200) of Chapter 2 of Part 3 of Division 13 of, the Health and Safety Code, relating to seismic safety.

Bill read second time; amendments proposed by the Committee on Housing and Community Development read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 825—An act to amend Section 68083 of the Government Code, relating to courts.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 389—An act to add Section 2330.3 to, and to add Chapter 6 (commencing with Section 2450) to Part 3 of Division 6 of, the Family Code, relating to family law.

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.

(NOTE: The reading of this day's second reading file was deferred until later this day.)

RE-REFERENCE OF BILLS PURSUANT TO THE RULES

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

Assembly Bills Nos. 3143 and 3450.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, May 13, 1996

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

Assembly Bill No. 2256
Assembly Bill No. 2607
Assembly Bill No. 2615
Assembly Bill No. 2667
Assembly Bill No. 2804
Assembly Bill No. 2823

Assembly Bill No. 2839
Assembly Bill No. 3037
Assembly Bill No. 3046
Assembly Bill No. 3132
Assembly Bill No. 3211
Assembly Bill No. 3268

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading.

Assembly Chamber, May 13, 1996

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

Assembly Bill No. 2324
Assembly Bill No. 2369
Assembly Bill No. 2451
Assembly Bill No. 2559
Assembly Bill No. 2617
Assembly Bill No. 2720

Assembly Bill No. 2766
Assembly Bill No. 2919
Assembly Bill No. 3265
Assembly Bill No. 3342
Assembly Bill No. 3355

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to the Consent Calendar.

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

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

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

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

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

AYES—68

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

NOES—None

Above bill ordered enrolled.

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. 2773, on request of Assembly Member Battin.

MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bill No. 378 and Senate Joint Resolution No. 35 were continued until Wednesday, May 15, 1996.

MOTION TO RECONSIDER ASSEMBLY BILL NO. 2043

Request for Reconsideration

In compliance with a motion given on a previous day, Assembly Member Villaraigosa requested unanimous consent that the vote be reconsidered whereby Assembly Bill No. 2043 was passed.

Assembly Member Boland withheld unanimous consent.

Motion

Assembly Member Villaraigosa moved that the vote be reconsidered whereby Assembly Bill No. 2043 was passed.

Point of Order

Assembly Member Harvey arose to the following point of order:

That Assembly Member Friedman limit debate to the merits of the motion to reconsider Assembly Bill No. 2043.

Ruling by Speaker pro Tempore

The Speaker pro Tempore ruled the point of order not well-taken; that under the Rules the entire question is opened to debate.

Point of Personal Privilege

Assembly Member Boland arose to a point of personal privilege.

Point of Personal Privilege Ruled Out of Order

The Speaker pro Tempore replied that Assembly Member Boland's point of personal privilege was not in order but that she would be in order to raise a point of clarification.

Parliamentary Inquiry

Assembly Member Rogan arose to the following parliamentary inquiry:

Did the Chair state that debate on the motion to reconsider opens the entire question to debate?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied that pursuant to Mason's Manual, Section 471, when the question to be reconsidered is debatable, the entire question is opened to debate by the motion to reconsider.

Demand for Previous Question

Assembly Members Kaloogian, Rogan, Olberg, Thompson, and Miller demanded the previous question. Demand sustained.

The question being on the Villaraigosa motion to reconsider the vote whereby Assembly Bill No. 2043 was passed.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 10:54 a.m.

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

MOTION TO RECONSIDER ASSEMBLY BILL NO. 2083 CONTINUED

Assembly Member Miller was granted unanimous consent that the motion to reconsider the vote on Assembly Bill No. 2083 be continued until Wednesday, May 15, 1996.

MOTION TO RECONSIDER ASSEMBLY BILL NO. 2709**Request for Reconsideration**

In compliance with a motion given on a previous day, Assembly Member Brulte requested unanimous consent that the vote be reconsidered whereby Assembly Bill No. 2709 was refused passage.

Assembly Member Katz withheld unanimous consent.

Motion

Assembly Member Brulte moved that the vote be reconsidered whereby Assembly Bill No. 2709 was refused passage.

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, 10:59 a.m.

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

MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bills Nos. 3066 and 2203 were continued until Wednesday, May 15, 1996.

REQUEST TO PLACE BILL ON INACTIVE FILE

Assembly Member Speier requested unanimous consent to place Assembly Bill No. 3246 upon the inactive file.

Request Ruled Out of Order

Speaker pro Tempore Aguiar ruled the request out of order as no motion to reconsider may be placed upon the inactive file.

Motion to Reconsider Assembly Bill No. 3246 Continued

Assembly Member Battin was granted unanimous consent that the motion to reconsider the vote on Assembly Bill No. 3246 be continued until Wednesday, May 15, 1996.

BILLS PLACED ON INACTIVE FILE

The following bills were placed upon the inactive file:

Assembly Joint Resolution No. 38, on request of Assembly Member Conroy;

Assembly Bill No. 2841, on request of Assembly Member Hoge;

Assembly Bill No. 3178, on request of Assembly Member Brown.

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

ASSEMBLY BILL NO. 2171 (Davis)—An act to amend Section 5526 of the Business and Professions Code, relating to architects.

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

AYES—65

| | | | |
|---------------|-----------|------------|---------------|
| Ackerman | Cortese | House | Murray, Kevin |
| Aguiar | Cunneen | Kaloogian | Napolitano |
| Alby | Davis | Katz | Olberg |
| Alpert | Ducheny | Knight | Poochigian |
| Archie-Hudson | Escutia | Knowles | Rainey |
| Baca | Figueroa | Knox | Rogan |
| Baldwin | Firestone | Kuehl | Setencich |
| Bates | Friedman | Kuykendall | Speier |
| Battin | Frusetta | Lee | Sweeney |
| Boland | Gallegos | Machado | Takasugi |
| Bowler | Goldsmith | Margett | Thompson |
| Brewer | Granlund | Martinez | Vasconcellos |
| Brown | Hannigan | Mazzoni | Villaraigosa |
| Burton | Harvey | McPherson | Weggeland |
| Caldera | Hauser | Migden | |
| Campbell | Hawkins | Miller | |
| Cannella | Hoge | Morrissey | |

NOES—4

| | | | |
|-------|--------|----------|-------------|
| Bowen | Brulte | Isenberg | Mr. Speaker |
|-------|--------|----------|-------------|

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2307 (Firestone)—An act to amend Sections 69769 and 69769.3 of, and to add Section 69766.1 to, the Education Code, relating to postsecondary education, and making an appropriation therefor.

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

AYES—72

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

NOES—2

| | |
|----------|--------|
| Isenberg | Migden |
|----------|--------|

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 2832 (Bordonaro)—An act to amend Section 1141.20 of the Code of Civil Procedure, relating to actions and proceedings.

Bill read third time.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 11:15 a.m.

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

**BILLS PASSED ON FILE AND PLACED UPON
THE INACTIVE FILE**

Assembly Joint Resolution No. 64—Passed on file, and placed upon the inactive file pursuant to the Assembly Rules.

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

ASSEMBLY BILL NO. 2744 (Ackerman)—An act to amend Sections 42291 and 42294 of, and to amend and repeal Section 42298 of, the Public Resources Code, relating to solid waste.

Bill read third time.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 11:24 a.m.

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

At 11:25 a.m., Speaker Curt Pringle, 68th District, presiding

RECESS

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

IN JOINT CONVENTION

At 11:38 a.m., the Assembly and Senate met in Joint Convention in celebration of the 3000th Anniversary of Jerusalem.

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

APPOINTMENT OF JOINT COMMITTEE ON ESCORT

Speaker Pringle appointed Senators Leslie, Rosenthal, Kopp, and Johannessen and Assembly Members Brulte, Davis, Goldsmith, and Mazzoni as a Joint Committee on Escort to escort Governor Pete Wilson to the Rostrum.

Speaker Pringle then invited Assembly Member Richard Katz, Minority Floor Leader of the Assembly, and Senator Rob Hurtt, Minority Floor Leader of the Senate, to the Rostrum.

PRESENTATION OF PRESIDENT PRO TEMPORE OF THE SENATE

Speaker Pringle presented the Honorable Bill Lockyer, President pro Tempore of the Senate.

PRESENTATION OF GOVERNOR

President pro Tempore Lockyer presented the Honorable Pete Wilson, Governor of the State of California, to the Joint Convention.

INTRODUCTION OF SPECIAL GUESTS BY GOVERNOR WILSON

The special guests were escorted to the Rostrum by the Joint Committee on Escort.

Governor Pete Wilson introduced Yoram Ben-Ze'ev, Consul General of Israel in Los Angeles, and Nimrod Barkan, Consul General of Israel in San Francisco, to the Joint Convention, whereupon he presented a Proclamation in recognition of the 3000th Anniversary of Jerusalem to each of the special guests.

PRESENTATION OF RESOLUTION

Assembly Member Katz and Senator Hurtt then presented a resolution to Consul General Yoram Ben-Ze'ev and Consul General Nimrod Barkan.

ADDRESS BY CONSUL GENERAL BEN-ZE'EV

Consul General Yoram Ben-Ze'ev, Consul General of Israel in Los Angeles addressed the assemblage.

ADDRESS BY CONSUL GENERAL BARKAN

Consul General Nimrod Barkan, Consul General of Israel in San Francisco addressed the assemblage.

INTRODUCTION OF FLAUTIST

Consul General Barkan then introduced flautist Irad Carmi who performed "Dance for a Flute Solo" and "Jerusalem Gold" for the Joint Convention.

RECEPTION ANNOUNCED

Speaker Pringle expressed thanks to all in attendance at today's Joint Convention and invited Members and guests to view the Jerusalem photo exhibit outside the Governor's Office. He then announced that a reception would be held in honor of today's special guests in the Speaker's Conference Room, upon adjournment of Floor session.

ADJOURNMENT OF JOINT CONVENTION

At 12:01 p.m., there being no further business, Speaker Pringle declared the Joint Convention adjourned *sine die*.

IN ASSEMBLY

At 12:10 p.m., the Assembly reconvened.
Hon. Fred Aguiar, Speaker pro Tempore of the Assembly, presiding.

MESSAGES FROM THE SENATE

Senate Chamber, May 13, 1996

Mr. Speaker: I am directed to inform your honorable body that the Senate appointed Senators Lockyer, Boatwright and Hurtt as a Committee on Conference concerning:

Assembly Bill No. 126.

JOHN W. ROVANE, Acting Secretary of the Senate

Senate Chamber, May 13, 1996

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

Senate Bill No. 49.

JOHN W. ROVANE, Acting Secretary of the Senate

**CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
ASSEMBLY BILL NO. 2524 RECONSIDERED BY
UNANIMOUS CONSENT**

In compliance with a motion given on a previous day, unanimous consent was granted that the vote be reconsidered whereby Assembly Bill No. 2524 was passed.

Further Consideration of Assembly Bill No. 2524

ASSEMBLY BILL NO. 2524 (Miller)—An act to add Section 39832.5 to the Education Code, relating to school buses.

Bill read third time.

Motion to Amend

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

Parliamentary Inquiry

Assembly Member Kuehl arose to the following parliamentary inquiry:

Is Assembly Member Miller debating the merits of the proposed amendments?

Reply by Speaker pro Tempore

The Speaker pro Tempore replied in the affirmative.

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

THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 2472 (Hoge)—An act to add Section 18712 to the Business and Professions Code, relating to boxing.

Bill read third time.

Motion of Amend

Assembly Member Hoge moved the adoption of amendments.
Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

ASSEMBLY BILL NO. 2854 (Lee)—An act relating to bridges.

Bill read third time.

Motion to Amend

Assembly Member Lee moved the adoption of amendments.
Amendments read and adopted; bill ordered reprinted, and to be returned to the third reading file.

ASSEMBLY BILL NO. 3013 (Alby)—An act to add Section 2056.1 to the Business and Professions Code, relating to medicine.

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

AYES—72

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

NOES—None

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Bates was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Henry Pancoast, of Berkeley.

BILLS PLACED ON INACTIVE FILE

The following bills were placed on the inactive file:

- Assembly Bill No. 3053, on request of Assembly Member Brulte;
- Senate Bill No. 836, on request of Assembly Member Olberg.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Takasugi announced his intention to request that Senate Bill No. 527 be removed from the inactive file.

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

ASSEMBLY BILL NO. 2495 (Margett)—An act to amend Section 130051 of the Public Utilities Code, relating to transportation.

Rules Temporarily Suspended

Assembly Member Margett was granted unanimous consent that Assembly Rule 69(b) be suspended to permit consideration of Assembly Bill No. 2495.

Bill read third time.

Motion to Amend

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

Roll Call Demanded

Assembly Members Katz, Archie-Hudson, and Napolitano, demanded a roll call.

The roll was called, and the Margett motion to amend carried and amendments adopted by the following vote:

AYES—37

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

NOES—15

| | | | |
|---------------|----------|---------|---------------|
| Archie-Hudson | Figueroa | Kuehl | Murray, Kevin |
| Baca | Friedman | Lee | Speier |
| Campbell | Katz | Mazzoni | Villaraigosa |
| Escutia | Knox | Migden | |

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

RE-REFERENCE OF BILLS FROM FILE TO COMMITTEE

Assembly Member Brown was granted unanimous consent that Assembly Bills Nos. 2531 and 2534 be referred from the third reading file to the Committee on Appropriations.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Speier was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Richard Edward Gregory, of Cupertino; and Dr. Stanley Hanfling, of Hillsborough.

RESOLUTIONS

The following resolutions were offered:

Resolutions to Suspend Joint Rules

By Assembly Member Bowler:

Resolved, That Joint Rule 61 be suspended to permit the Committees on Transportation and Appropriations to meet, consider, and report Assembly Bill No. 2930 for further action.

By Assembly Member Morrow:

Resolved, That Joint Rule 61 be suspended to permit the Committees on Judiciary and Appropriations to meet, consider, and report Assembly Bill No. 2859 for further action.

By Assembly Member Morrow:

Resolved, That Joint Rule 61 be suspended to permit the Committees on Judiciary and Appropriations to meet, consider, and report Assembly Bill No. 2396 for further action.

Resolutions read, and adopted by the following vote:

AYES—69

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

NOES—None

JOINT RULE 62(a) WAIVED

Assembly Member Bowler was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 2930 for hearing in the Committee on Transportation today.

Assembly Member Morrow was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Assembly Bills Nos. 2396 and 2859 for hearing in the Committee on Judiciary, on Wednesday, May 15, 1996.

Assembly Member Cortese was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 900 for hearing in the Committee on Water, Parks and Wildlife, tomorrow.

BILLS REMOVED FROM CONSENT CALENDAR

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

Assembly Concurrent Resolution No. 67, on request of Assembly Member Bordonaro.

CONSIDERATION OF CONSENT CALENDAR

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

Consent Calendar—Assembly Bills

ASSEMBLY BILL NO. 2118 (Hauser)—An act to amend Section 25501 of the Business and Professions Code, relating to alcoholic beverages.

Bill read third time, passed, and ordered transmitted to the Senate.
*(For the vote on the above bill, see this day's
 Consent Calendar roll call.)*

ASSEMBLY BILL NO. 3035 (Thompson)—An act to amend Section 125105 of the Public Utilities Code, relating to transportation.

Bill read third time, passed, and ordered transmitted to the Senate.
*(For the vote on the above bill, see this day's
 Consent Calendar roll call.)*

ASSEMBLY BILL NO. 2242 (Burton)—An act to amend Section 114145 of the Health and Safety Code, relating to food facilities.

Bill read third time, passed, and ordered transmitted to the Senate.

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

ASSEMBLY BILL NO. 2478 (Kevin Murray)—An act to amend Section 51520 of the Education Code, relating to schools.

Bill read third time, passed, and ordered transmitted to the Senate.

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

ASSEMBLY BILL NO. 2958 (Harvey)—An act to amend Sections 7028 and 7028.9 of the Business and Professions Code, relating to contractors.

Bill read third time, passed, and ordered transmitted to the Senate.

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

Consent Calendar Roll Call

The roll was called, and the above bills on the Consent Calendar passed, by the following vote:

AYES—75

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

NOES—None

ANNOUNCEMENTS

Speaker pro Tempore Aguiar announced that the Assembly and Senate would meet in Joint Convention for the State of the Judiciary address by Chief Justice Ronald M. George, on Wednesday, May 15, 1996, at 2:45 p.m.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 2376 (Margett)—An act to amend Sections 1203 and 1203d of the Penal Code, relating to probation.

Bill read third time.

Motion to Amend

Assembly Member Margett moved the adoption of amendments.

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

**CALL OF THE ASSEMBLY DISPENSED WITH ON
MOTION TO RECONSIDER ASSEMBLY BILL NO. 2043**

At 12:38 p.m., on motion of Assembly Member Katz, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The motion to reconsider the vote whereby Assembly Bill No. 2043 was passed lost by the following vote:

AYES—35

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

NOES—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 |

Assembly Bill No. 2043 ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
MOTION TO RECONSIDER ASSEMBLY BILL NO. 2709**

At 12:38 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 motion to reconsider the vote whereby Assembly Bill No. 2709 refused passage carried 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—22

| | | | |
|---------------|----------|---------------|--------------|
| Archie-Hudson | Hauser | Mazzoni | Sweeney |
| Campbell | Katz | Migden | Tucker |
| Cannella | Knox | Murray, Kevin | Vasconcellos |
| Figueroa | Kuehl | Napolitano | Villaraigosa |
| Friedman | Lee | Setencich | |
| Gallegos | Martinez | Speier | |

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 2709, on request of Assembly Member Brulte.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 2832**

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

Assembly Bill No. 2832 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 | Speier |
| Baca | Escutia | Kuehl | Sweeney |
| Bates | Figueroa | Lee | Tucker |
| Bowen | Friedman | Machado | Vasconcellos |
| Brown | Gallegos | Martinez | Villaraigosa |
| Caldera | Hannigan | Mazzoni | |
| Campbell | Hauser | Migden | |
| Cannella | Isenberg | Murray, Kevin | |

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 2744**

At 12:39 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.

Assembly Bill No. 2744 passed by the following vote:

AYES—42

| | | | |
|-----------|-----------|------------|-------------|
| Ackerman | Brulte | House | Poohigian |
| Aguiar | Caldera | Kaloogian | Rainey |
| Alby | Cannella | Knight | Richter |
| Baca | Conroy | Knowles | Rogan |
| Baldwin | Cortese | Kuykendall | Setencich |
| Battin | Frusetta | Machado | Takasugi |
| Baugh | Goldsmith | Margett | Thompson |
| Boland | Granlund | Miller | Woods |
| Bordonaro | Harvey | Morrissey | Mr. Speaker |
| Bowler | Hawkins | Morrow | |
| Brewer | Hoge | Olberg | |

NOES—33

| | | | |
|---------------|-----------|---------------|--------------|
| Alpert | Ducheny | Katz | Napolitano |
| Archie-Hudson | Escutia | Knox | Speier |
| Bates | Figueroa | Kuehl | Sweeney |
| Bowen | Firestone | Lee | Tucker |
| Brown | Friedman | Martinez | Vasconcellos |
| Burton | Gallegos | Mazzoni | Villaraigosa |
| Campbell | Hannigan | McPherson | |
| Cunneen | Hauser | Migden | |
| Davis | Isenberg | Murray, Kevin | |

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 2744: Assembly Member Weggeland, from "Aye" to "Not Voting".

Bill ordered transmitted to the Senate.

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

MOTION TO RECONSIDER ASSEMBLY BILL NO. 385 CONTINUED

By unanimous consent, the motion to reconsider the vote on Assembly Bill No. 385 was continued until Wednesday, May 15, 1996.

VOTE ADDS

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

Assembly Bill No. 1565, Concurrence: Boland, Brown, Cunneen, McPherson, and Olberg—Aye.

Assembly Bill No. 2171: Boland, Katz, and Kuykendall—Aye.

Assembly Bill No. 2495, Margett Amendments: Knox—No.

Resolutions to Suspend the Rules: Battin, Bowen, and Katz—Aye.

Consent Calendar: Battin—Aye.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 12:40 p.m., Speaker pro Tempore Aguiar declared the quorum call of the Assembly dispensed with.

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following resolution was introduced and read the first time:

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 49—Isenberg. A resolution to propose to the people of the State of California an amendment or revision to the Constitution of the State, by amending subdivision (c) of Section 8, subdivision (a) of Section 9, subdivision (c) of Section 10, and subdivision (b) of Section 14 of, and by adding Section 8.5 to, Article II thereof, by amending subdivision (1) of Section 8 of Article III thereof, by amending Sections 3, 4.5, and 10 of, by amending and repealing Sections 2, 12, and 18 of, by amending, repealing, and adding Sections 8 and 9 of, and by adding Sections 2.1, 12.1, and 29 to, Article IV thereof, by amending Section 3, subdivision (b) of Section 5, Sections 10 and 11, and subdivision (f) of Section 14 of, and by adding Sections 3.5, 9.5, 10.5, and 12 to, Article V thereof, by amending Sections 2 and 3, subdivision (i) of Section 4, and subdivision (a) of Section 10, of Article VII thereof, by amending Sections 6, 8, and 9 of, by amending and renumbering Sections 14 and 16 of, by adding Sections 4, 5.5, 12, 13, and 14 to, and by repealing Sections 2, 2.1, 3, 3.1, 3.2, 3.3, and 7 of, Article IX thereof, by amending Sections 1, 3, 6, 7, 8, 13, and 15 of, adding Section 16 to, repealing Section 14 of, and repealing and adding Section 5 of, Article XI thereof, by adding Article XIA thereto, by amending subdivision (j) of Section 3, subdivision (g) of Section 11, and Sections 16, 18, and 19 of, by adding Section 18.5 to, and by repealing Section 17 and subdivision (h) of Section 28 of, Article XIII thereof, by amending Sections 1 and 4 of Article XIII A thereof, by amending Section 10.5 of, by amending, repealing, and adding Section 1, 2, 3, and 8 of, and by repealing Section 5.5 of, Article XIII B thereof, by amending Sections 8, 8.5, 10, and 18 of, and by adding Section 1.2 to, Article XVI thereof, by amending Section 1 of Article XVIII thereof, by amending Section 7 and the tenth paragraph of Section 22 of, and by adding Sections 7.5 and 8 to, Article XX thereof, and by amending the heading of, and amending Section 1 of, Article XXI thereof, relating to state and local government.

RESOLUTIONS

The following resolutions were offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 90—Napolitano, Ducheny, Gallegos, and Hannigan, (Senators Costa, O'Connell, Solis, Watson, and Wright, coauthors). Relative to Code Enforcement Week.

HOUSE RESOLUTION NO. 47—House and Frusetta. Relative to California Wetlands and North American Waterfowl Management Plan Week.

**AUTHOR'S AMENDMENTS
Committee on Appropriations**

May 13, 1996

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

Assembly Bill No. 2408

Assembly Bill No. 2985

Assembly Bill No. 3249

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

POOCHIGIAN, Chairman

ASSEMBLY BILL NO. 2408—An act to amend Section 2800.2 of the Vehicle Code, relating to vehicles.

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

ASSEMBLY BILL NO. 2985—An act to add Section 11462.06 to the Welfare and Institutions Code, relating to public social services.

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

ASSEMBLY BILL NO. 3249—An act to add Section 15399.70 to the Government Code, and to amend Sections 17052.12 and 23609 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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

AUTHOR'S AMENDMENTS

Committee on Utilities and Commerce

May 13, 1996

Mr. Speaker: The Chair of your Committee on Utilities and Commerce reports:
Assembly Bill No. 2597

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

CONROY, Chairman

ASSEMBLY BILL NO. 2597—An act to add Chapter 3 (commencing with Section 8350) to Division 4.1 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 Health

May 13, 1996

Mr. Speaker: The Chair of your Committee on Health reports:
Assembly Bill No. 2341

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

GRANLUND, Chairman

ASSEMBLY BILL NO. 2341—An act to add and repeal Article 6.3 (commencing with Section 1309) of Chapter 2 of Division 2 of the Health and Safety Code, relating to health care.

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

AUTHOR'S AMENDMENTS

Committee on Appropriations

May 13, 1996

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

Assembly Bill No. 2233

Assembly Bill No. 2573

Assembly Bill No. 2759

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

POOCHIGIAN, Chairman

ASSEMBLY BILL NO. 2233—An act to amend Section 8731 of the Health and Safety Code, relating to cemeteries.

Bill read 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. 2573—An act to add Section 43034 to the Health and Safety Code, relating to air pollution.

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

ASSEMBLY BILL NO. 2759—An act to amend Sections 21627, 21638.5, 21641, 21642, and 21647 of, and to add Section 21628.1 to, the Business and Professions Code, to amend Sections 21000, 21301, and 21304 of, and to add Sections 21300.1, 21301.1, and 21307 to, the Financial Code, and to amend Section 484.1 of the Penal Code, relating to tangible personal property.

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

AUTHOR'S AMENDMENTS
Committee on Appropriations

May 13, 1996

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

Assembly Bill No. 2130

Assembly Bill No. 3276

Assembly Bill No. 2445

Assembly Bill No. 3432

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

POOCHIGIAN, Chairman

ASSEMBLY BILL NO. 2130—An act to add Section 13177 to the Water Code, relating to the California Mussel Watch Program.

Bill read 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. 2445—An act to amend Section 30620 of, and to add Section 31400.1.5 to, the Public Resources Code, and to add Section 13177.1 to the Water Code, relating to coastal resources, 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. 3276—An act to add Section 17789.1 to the Education Code, relating to school facilities.

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

ASSEMBLY BILL NO. 3432—An act to add Section 11251 to the Welfare and Institutions Code, relating to public assistance.

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

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, May 13, 1996

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

Assembly Concurrent Resolution No. 86

And reports the same correctly enrolled, and presented to the Secretary of State on the 13th day of May, 1996, at 10:45 a.m.

E. DOTSON WILSON, Chief Clerk

JOINT RULE 62(a) WAIVED

Unanimous consent was granted that Joint Rule 62(a) be waived for the purpose of setting Assembly Bills Nos. 2179, 2351, 2821, and 2965; and Assembly Constitutional Amendments Nos. 4 and 25 for hearing in the Committee on Budget on Wednesday, May 15, 1996.

MESSAGES FROM THE SENATE

Senate Chamber, May 13, 1996

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

Senate Bill No. 1443
Senate Bill No. 1500
Senate Bill No. 1624
Senate Bill No. 1668

Senate Bill No. 1808
Senate Bill No. 1942
Senate Bill No. 2031
Senate Bill No. 2124

JOHN W. ROVANE, Acting Secretary of the Senate

Senate Chamber, May 13, 1996

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

Senate Concurrent Resolution No. 59

JOHN W. ROVANE, Acting Secretary of the Senate

FIRST READING OF SENATE BILLS

The following bills were read the first time:

SENATE BILL NO. 1443—An act to add Section 11376 to the Health and Safety Code, relating to controlled substances.

SENATE BILL NO. 1500—An act to amend Section 6 of Chapter 1309 of the Statutes of 1990, Section 4 of Chapter 620 of the Statutes of 1989, and Section 1 of Chapter 761 of the Statutes of 1976, relating to state real property.

SENATE BILL NO. 1624—An act to amend Section 798.34 of the Civil Code, relating to mobilehomes.

SENATE BILL NO. 1668—An act to amend Section 11041 of the Elections Code, relating to elections.

SENATE BILL NO. 1808—An act to add Section 18931.5 to the Government Code, relating to civil service.

SENATE BILL NO. 1942—An act to amend Section 21626.5 of the Business and Professions Code, relating to secondhand goods, and declaring the urgency thereof, to take effect immediately.

SENATE BILL NO. 2031—An act to amend Sections 5000, 5015.6, 7810, 7815.5, 8000, 8005, 18602, and 18613 of the Business and Professions Code, relating to boards and commissions.

SENATE BILL NO. 2124—An act to amend Section 836.5 of the Penal Code, relating to warrantless arrests.

The following resolution was read:

SENATE CONCURRENT RESOLUTION NO. 59—Relative to California Neighborhood Watch Month.

INTRODUCTION OF GUESTS

Assembly Member Alpert, of the 78th Assembly District, introduced Joe Timko, of Coronado.

Assembly Member Alby, of the 5th Assembly District, introduced her cousin Patricia Patterson, of Oultewah, Tennessee.

Assembly Member Boland, of the 38th Assembly District, introduced Rich Rojas, of Sacramento.

Assembly Member Machado, of the 17th Assembly District, introduced Tamas Harangozo, Hungarian Fruit Federation, Budapest, Hungary; and Allen Harthorn, California State University Chico, Center for International Studies.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 7 a.m., Tuesday, May 14, 1996, out of respect to the memory of Richard Rouillard, on motion of Assembly Member Migden; out of respect to the memory of Janet Shaw, on motion of Assembly Member Boland; out of respect to the memory of Joseph DiMaggio, on motion of Assembly Member Frusetta; out of respect to the memory of Officer Daniel Fraembs, on motion of Assembly Members Margett, Aguiar, and Miller; out of respect to the memory of Casimiro Hernandez, on motion of Assembly Member Cortese; out of respect to the memory of Richard Edward Gregory and Dr. Stanley Hanfling, on motion of Assembly Member Speier; and out of respect to the memory of Henry Pancoast, on motion of Assembly Member Bates.

CURT PRINGLE, Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON MAY 13, 1996**

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

| AB | RN | AB | RN |
|-----------|-----------|-----------|-----------|
| 2019 | 9617646 | 2770 | 9618215 |
| 2071 | 9618116 | 2854 | 9617793 |
| 2130 | 9618208 | 2867 | 9618370 |
| 2168 | 9617921 | 2954 | 9618266 |
| 2232 | 9617681 | 2985 | 9618383 |
| 2233 | 9617956 | 3002 | 9617800 |
| 2310 | 9618244 | 3109 | 9618199 |
| 2341 | 9616723 | 3245 | 9618161 |
| 2374 | 9618216 | 3249 | 9618388 |
| 2376 | 9618389 | 3251 | 9618228 |
| 2390 | 9618149 | 3276 | 9618064 |
| 2396 | 9618104 | 3320 | 9618094 |
| 2408 | 9617680 | 3392 | 9617430 |
| 2445 | 9618213 | 3432 | 9618142 |
| 2472 | 9617967 | | |
| 2494 | 9618103 | SB | RN |
| 2495 | 9616858 | 389 | 9617822 |
| 2524 | 9618338 | 577 | 9618075 |
| 2573 | 9618299 | 1259 | 9618271 |
| 2597 | 9618137 | | |
| 2759 | 9618045 | | |