

CALIFORNIA LEGISLATURE

1995-96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, June 27, 1995

NINETY-EIGHTH SESSION DAY

TWO HUNDRED FIFTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



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

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, June 27, 1995

The Assembly met at 9:07 a.m.

Hon. Brian Setencich, Majority Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Akiba Howard reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Richter moved a quorum call of the Assembly. Motion carried. Time, 9:08 a.m.

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

PRAYER

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

Heavenly King, In the morning fill us with love, that we may rejoice and be glad in all our days. Lord, as You taught Your beloved disciples to contemplate ultimate things, You told them not to emulate those who lord it over the weakest. Help us to remember Lord, that it is through giving that we receive, through pardoning that we are pardoned, and that it is through Your death that we find life.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Majority Speaker pro Tempore Setencich, Assembly Member Martinez then led the Assembly in the pledge of allegiance to the Flag.

QUORUM PRESENT

At 10:02 a.m., Majority Speaker pro Tempore Setencich declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—77:

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

LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

On legislative business: Assembly Member Vasconcellos.

On personal business, and waiving per diem: Assembly Member Escutia.

EXPLANATIONS OF ABSENCE

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

June 26, 1995

*Honorable Doris Allen
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Doris - Please excuse me from Assembly Floor Session on Tuesday, June 27, 1995, for Legislative Business.

I have been invited by David Barram, Deputy Secretary of Commerce, to participate in a Bay Area Satellite Economic Conference in my District. The Conference is being held in conjunction with President Clinton's Regional Economic Summit in Portland.

I wish you well.

JOHN VASCONCELLOS, Assembly Member
Twenty-second District

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 Rainey, seconded by Assembly Member Valerie Brown.

COMMUNICATIONS

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

June 27, 1995

E. Dotson Wilson

Chief Clerk

State Capitol, Room 3196

Sacramento, California

Dear Dotson: Please be advised that Assemblymember Trice Harvey has been appointed to the Assembly Higher Education Committee in place of Assemblymember Mickey Conroy for the hearing today only, June 27, 1995.

Sincerely,

DORIS ALLEN

Speaker of the Assembly

June 27, 1995

E. Dotson Wilson

Chief Clerk

State Capitol, Room 3196

Sacramento, California

Dear Dotson: Please be advised that Assemblymember Trice Harvey has been appointed to the Assembly Insurance Committee for the hearing on Wednesday, June 28, 1995 only.

Sincerely,

DORIS ALLEN

Speaker of the Assembly

June 27, 1995

E. Dotson Wilson

Chief Clerk

State Capitol, Room 3196

Sacramento, California

Dear Dotson: Please be advised of the following appointments:

Assemblymember Jan Goldsmith has been appointed to the Assembly Consumer Protection, Governmental Efficiency and Economic Development Committee for the hearing today only, June 27, 1995.

Assemblymember Bernie Richter has been appointed to the Assembly Health Committee for the hearing today only, June 27, 1995.

Assemblymember Nao Takasugi has been appointed to the Assembly Higher Education Committee for the hearing today only, June 27, 1995.

Sincerely,

DORIS ALLEN

Speaker of the Assembly

June 27, 1995

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

Dear Dotson: Please be advised that Assemblymember Paula Boland has been appointed to the Assembly Public Safety Committee for today's hearing only, to fill an existing vacancy. She will serve as Chairwoman of this Committee for the hearing today. I have also appointed Assemblymember Brian Setencich to this committee to fill an existing vacancy, for today's hearing only, June 27, 1995.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

June 27, 1995

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

Dear Dotson: Please be advised that Assemblymember Charles Poochigian has been appointed to the Assembly Budget Committee.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

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

June 27, 1995

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

Dear Dotson: Please be advised that Assemblymember Diane Martinez will no longer serve on the Assembly Appropriations Committee and that I have appointed Assemblymember Michael Sweeney to this committee.

Sincerely,

WILLIE L. BROWN, JR.
Minority Floor Leader

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, June 27, 1995

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

Assembly Bill No. 341

Assembly Bill No. 1683

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, June 27, 1995

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

Assembly Bill No. 364

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

REFERENCE OF BILLS TO COMMITTEE

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

Assembly Concurrent

| <i>Resolution No.</i> | <i>Committee</i> |
|-----------------------|------------------|
|-----------------------|------------------|

| | |
|----|------------|
| 37 | ----- Rls. |
|----|------------|

Senate

| <i>Bill No.</i> | <i>Committee</i> |
|-----------------|------------------|
|-----------------|------------------|

| | |
|-----|--------------|
| 296 | ----- Health |
|-----|--------------|

| | |
|-----|-------------|
| 428 | ----- Appr. |
|-----|-------------|

| | |
|-----|---------------|
| 903 | ----- Pub. S. |
|-----|---------------|

| | |
|------|---------------|
| 1066 | ----- L. Gov. |
|------|---------------|

AUTHOR'S AMENDMENTS

Committee on Insurance

June 27, 1995

Mme. Speaker: The Chair of your Committee on Insurance reports:

Senate Bill No. 351

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

KNOWLES, Chairman

SENATE BILL NO. 351—An act to amend Section 769 of the Insurance Code, 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 Local Government

June 27, 1995

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

Senate Bill No. 1296

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

RAINEY, Chairman

SENATE BILL NO. 1296—An act to repeal Section 25339 of the Government Code, relating to county services.

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

AUTHOR'S AMENDMENTS
Committee on Natural Resources

June 27, 1995

Mme. Speaker: The Chair of your Committee on Natural Resources reports:
Senate Bill No. 456

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

SHER, Chairman

SENATE BILL NO. 456—An act to add Sections 40440.10 and 40440.11 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.

AUTHOR'S AMENDMENTS
Committee on Water, Parks and Wildlife

June 27, 1995

Mme. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:
Senate Bill No. 129

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

CORTESE, Chairman

SENATE BILL NO. 129—An act to amend Sections 13575 and 13576 of, and to add Sections 13576.1 and 13576.2 to, the Water Code, relating to water.

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

AUTHOR'S AMENDMENTS
Committee on Transportation

June 27, 1995

Mme. Speaker: The Chair of your Committee on Transportation reports:
Senate Bill No. 274

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

KATZ, Chairman

SENATE BILL NO. 274—An act to amend Sections 120051 and 120102.5 of the Public Utilities Code, relating to transportation.

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

AUTHOR'S AMENDMENTS
Committee on Judiciary

June 27, 1995

Mme. Speaker: The Chair of your Committee on Judiciary reports:
Senate Bill No. 1055
Senate Bill No. 1148

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

ISENBERG, Chairman

SENATE BILL NO. 1055—An act to add Article 1.9 (commencing with Section 26639.5) to Chapter 2 of Part 3 of Division 2 of Title 3 of the Government Code, relating to county 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.

SENATE BILL NO. 1148—An act to amend Sections 4652 and 4701 of the Probate Code, relating to durable powers of attorney for 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 Human Services

June 27, 1995

Mme. Speaker: The Chair of your Committee on Human Services reports:

Senate Bill No. 815

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

BATES, Vice Chair

SENATE BILL NO. 815—An act to amend Sections 1524.5, 1562.3, and 1569.617 of the Health and Safety Code, relating to care facilities.

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

AUTHOR'S AMENDMENTS
Committee on Revenue and Taxation

June 27, 1995

Mme. Speaker: The Chair of your Committee on Revenue and Taxation reports:

Senate Bill No. 531

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

MCDONALD, Chairwoman

SENATE BILL NO. 531—An act to add Section 6075 to the Revenue and Taxation Code, relating to taxation.

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

REPORTS OF STANDING COMMITTEES
Committee on Local Government

Date of Hearing: June 21, 1995

Mme. Speaker: Your Committee on Local Government reports:

Senate Bill No. 156

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

RAINEY, Chairman

Above bill ordered to second reading.

Committee on Elections, Reapportionment and Constitutional Amendments

Date of Hearing: June 26, 1995

Mme. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 61

Senate Bill No. 701

With the recommendation: Do pass.

McPHERSON, Chairman

Above bills ordered to second reading.

Committee on Transportation

Date of Hearing: June 26, 1995

Mme. Speaker: Your Committee on Transportation reports:

Senate Bill No. 549

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

KATZ, Chairman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: June 26, 1995

Mme. Speaker: Your Committee on Transportation reports:

Senate Joint Resolution No. 2

With the recommendation: Be adopted, and be re-referred to the Committee on Natural Resources.

KATZ, Chairman

Above resolution re-referred to the Committee on Natural Resources.

Date of Hearing: June 26, 1995

Mme. Speaker: Your Committee on Transportation reports:

Senate Joint Resolution No. 9

Senate Joint Resolution No. 10

With the recommendation: Be adopted.

KATZ, Chairman

Above resolutions ordered to third reading.

Date of Hearing: June 26, 1995

Mme. Speaker: Your Committee on Transportation reports:

Senate Bill No. 446

Senate Bill No. 1068

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

KATZ, Chairman

Above bills re-referred to the Committee on Appropriations.

Committee on Elections, Reapportionment and Constitutional Amendments

Date of Hearing: June 26, 1995

Mme. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 2

Senate Bill No. 1076

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

McPHERSON, Chairman

Above bills re-referred to the Committee on Appropriations.

Committee on Judiciary

Date of Hearing: June 7, 1995

Mme. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 465

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 Elections, Reapportionment and Constitutional Amendments

Date of Hearing: June 26, 1995

Mme. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 198

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

McPHERSON, Chairman

Above bill re-referred to the Committee on Appropriations.

Committee on Health

Date of Hearing: June 20, 1995

The Committee on Health reports:

Senate Bill No. 372

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

ALLEN, Chairwoman

Above bill ordered to second reading.

MOTION BY ASSEMBLY MEMBER BURTON

Assembly Member Burton moved that the Assembly urge Governor Wilson to immediately convene a leadership conference on the budget, with the hope that an agreement can be reached before the end of the fiscal year.

Motion Withdrawn

Without objection, Assembly Member Burton withdrew his motion.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Martinez was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Hjordis A. Baker, of Riverside.

Assembly Member Isenberg was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Helen Rose Brown Lial, of Sacramento.

JOINT RULE 62(a) WAIVED

Assembly Member Harvey was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bills Nos. 800 and 808 for hearing in the Committee on Agriculture on Wednesday, June 28, 1995, at 1:30 p.m.

**BILLS SET FOR SPECIAL ORDER
IN SECOND EXTRAORDINARY SESSION BY UNANIMOUS CONSENT**

Speaker Allen was granted unanimous consent that the following bills be made special orders of business in the Second Extraordinary Session for Wednesday, June 28, 1995, at 9:30 a.m.:

Assembly Bills Nos. 1, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 28, and 31; Assembly Joint Resolution No. 1; and Senate Bills Nos. 2, 4, 6, 11, and 12.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY JOINT RESOLUTION NO. 40—Alby. Relative to military base closures.

**ASSEMBLY JOINT RESOLUTION NO. 40 TAKEN UP
BY UNANIMOUS CONSENT**

Assembly Member Alby was granted unanimous consent to take up Assembly Joint Resolution No. 40, without reference to committee, print, or file, and that the same be considered engrossed.

ASSEMBLY JOINT RESOLUTION NO. 40—Relative to military base closures.

Resolution read.

Members Made Coauthors of Assembly Joint Resolution No. 40

Assembly Member Alby was granted unanimous consent that all Assembly Members voting “Aye” be placed upon Assembly Joint Resolution No. 40 as coauthors.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Aguiar, Allen, Alpert, Baca, Baldwin, Battin, Boland, Bordonaro, Bowler, Brewer, Brulte, Conroy, Cortese, Cunneen, Firestone, Frusetta, Gallegos, Goldsmith, Granlund, Hannigan, Harvey, Hawkins, Isenberg, Knight, Knowles, Knox, Kuykendall, Margett, Martinez, McPherson, Miller, Morrissey, Morrow, Kevin Murray, Willard Murray, Pringle, Rainey, Rogan, Setencich, Sweeney, Takasugi, and Woods.

Request for Unanimous Consent

Assembly Member Alby was granted unanimous consent to take up Assembly Joint Resolution No. 40, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Joint Resolution No. 40, as Amended

ASSEMBLY JOINT RESOLUTION NO. 40—Relative to military base closures.

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

AYES—61

| | | | |
|----------------|-----------|-----------------|--------------|
| Aguiar | Conroy | Katz | Napolitano |
| Alby | Cortese | Knight | Olberg |
| Alpert | Cunneen | Knowles | Poochigian |
| Archie-Hudson | Firestone | Knox | Pringle |
| Baca | Friedman | Kuykendall | Rainey |
| Baldwin | Frusetta | Lee | Rogan |
| Bates | Gallegos | Machado | Setencich |
| Battin | Goldsmith | Margett | Speier |
| Boland | Granlund | Martinez | Sweeney |
| Bordonaro | Hannigan | McDonald | Takasugi |
| Bowen | Harvey | McPherson | Thompson |
| Bowler | Hawkins | Miller | Woods |
| Brewer | Hoge | Morrissey | Mme. Speaker |
| Brown, Valerie | House | Morrow | |
| Brulte | Isenberg | Murray, Kevin | |
| Bustamante | Kaloogian | Murray, Willard | |

NOES—1

Villaraigosa

Resolution ordered transmitted to the Senate immediately.

CONSIDERATION OF ASSEMBLY BILL NO. 365 BY UNANIMOUS CONSENT

Assembly Member Hannigan was granted unanimous consent to take up Assembly Bill No. 365, out of order.

ASSEMBLY BILL NO. 365 (Hannigan)—An act to amend Section 23609 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read third time.

Motion to Amend

Assembly Member Hannigan moved the adoption of amendments.

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

CONSIDERATION OF ASSEMBLY BILL NO. 917 BY UNANIMOUS CONSENT

Assembly Member Cunneen was granted unanimous consent to take up Assembly Bill No. 917, out of order.

ASSEMBLY BILL NO. 917 (Cunneen)—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 third time.

Motion to Amend

Assembly Member Cunneen moved the adoption of amendments.

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

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 423, on request of Assembly Member Bustamante.

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

Pursuant to Assembly Rule 78, Assembly Member Bustamante announced his intention to request that Assembly Bill No. 397 be removed from the inactive file.

POINT OF ORDER

Assembly Member Morrissey arose to the following point of order:

That the Committee on Rules was meeting at the hour the Assembly was convened in Floor session.

Point of Order

Assembly Member Burton arose to the following point of order:

That the Committee on Rules had adjourned and Members were present on the Floor prior to a quorum of the House being established and therefore, did not delay the proceedings of the House.

Reply by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore replied that the House would convene in Floor session promptly at 9:30 a.m. on the next legislative day.

REQUEST FOR UNANIMOUS CONSENT

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 Tony Franich, of Watsonville.

Assembly Member Bordonaro was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Gary Cockrell, of Paso Robles.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 364, on request of Assembly Member Takasugi.

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

ASSEMBLY BILL NO. 531—An act to add Article 1.5 (commencing with Section 41750) to Chapter 3 of Part 4 of Division 26 of the Health and Safety Code, relating to air pollution.

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

**SENATE BILLS RETURNED TO SECOND READING FILE
PURSUANT TO THE RULES**

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

Senate Bills Nos. 469, 493, and 634, ordered to third reading.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 312—An act to add Section 855.9 to the Government Code, relating to liability.

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

SENATE BILL NO. 353—An act to amend Section 170.9 of the Civil Procedure, relating to judges.

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

SENATE BILL NO. 1018—An act to add Section 3556.5 to the Family Code, relating to family law.

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

SENATE BILL NO. 832—An act to amend Sections 703.140, 704.010, 704.030, 704.040, 704.060, 704.080, 704.100, 704.780, and 1174.3 of, and to add Section 1167.25 to, the Code of Civil Procedure, relating to debtor-creditor relations.

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

SENATE BILL NO. 851—An act to amend Sections 17008, 17031.8, 17050, 17052, and 17056 of the Health and Safety Code, relating to housing.

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. 1080—An act to add Section 16476.1 to the Public Utilities Code, relating to public utilities.

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

SENATE BILL NO. 768—An act to amend Sections 229.19, 229.281, and 229.29 of, and to add Section 229.282 to, the Streets and Highways Code, relating to highways.

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

SENATE BILL NO. 494—An act to amend Section 107 of the Revenue and Taxation Code, relating to taxation.

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

SENATE BILL NO. 525—An act to amend Sections 19641 and 19668 of the Business and Professions Code, relating to horseracing.

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, and to be placed upon the Consent Calendar.

SENATE BILL NO. 352—An act to add Section 25201.1 to the Health and Safety Code, and to add Article 3 (commencing with Section 41515) to Chapter 3.5 of Part 2 of Division 30 of the Public Resources Code, relating to hazardous waste.

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

SENATE BILL NO. 406—An act to add Chapter 1.7 (commencing with Section 71265) of Part 3 of Division 20 of the Water Code, relating to water.

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

UNFINISHED BUSINESS

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 1522 (Brewer)—An act to amend Section 40420 of the Health and Safety Code, relating to air resources.

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

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

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

AYES—72

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 219 (Baca)—An act to amend Sections 853.5 and 853.6 of the Penal Code, and to amend Sections 40500 and 40504 of the Vehicle Code, relating to arrests.

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

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

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

AYES—75

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 232 (Kevin Murray)—An act to amend Section 41403 of the Vehicle Code, relating to vehicles.

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

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

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

AYES—75

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 355 (Rogan)—An act to amend Section 767 of, to add Section 1253 to, and to add Article 16 (commencing with Section 1360) to Chapter 2 of Division 10 of, the Evidence Code, relating to evidence.

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

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

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

AYES—74

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

NOES—None

Above bill ordered enrolled.

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

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

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

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

AYES—59

| | | | |
|----------------|-----------|------------|-----------------|
| Aguiar | Cannella | House | Murray, Kevin |
| Alby | Conroy | Isenberg | Murray, Willard |
| Archie-Hudson | Cortese | Kaloogian | Napolitano |
| Baca | Cunneen | Katz | Rainey |
| Baldwin | Davis | Knight | Rogan |
| Bates | Ducheny | Knox | Setencich |
| Battin | Figueroa | Kuehl | Sher |
| Boland | Firestone | Kuykendall | Speier |
| Bordonaro | Friedman | Lee | Sweeney |
| Bowen | Frusetta | Machado | Takasugi |
| Bowler | Gallegos | Martinez | Tucker |
| Brown, Valerie | Goldsmith | Mazzoni | Villaraigosa |
| Burton | Granlund | McDonald | Weggeland |
| Bustamante | Hannigan | McPherson | Mme. Speaker |
| Caldera | Hauser | Morrow | |

NOES—5

| | | |
|--------|---------|----------|
| Harvey | Miller | Thompson |
| Hoge | Pringle | |

Above bill ordered enrolled.

ASSEMBLY BILL NO. 790 (Canella)—An act amend Section 35160.5 of the Education Code, relating to school districts.

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

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

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

AYES—75

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

NOES—None

Above bill ordered enrolled.

MOTION TO WITHDRAW BILLS FROM COMMITTEE LAPSED

The motion to withdraw Assembly Bill No. 109 from the Committee on Public Safety lapsed.

The motion to withdraw Assembly Bill No. 184 from the Committee on Local Government lapsed.

The motion to withdraw Assembly Bill No. 1862 from the committee on Judiciary lapsed.

The motion to withdraw Assembly Bill No. 1601 from the Committee on Judiciary lapsed.

The motion to withdraw Assembly Bill No. 1179 from the Committee on Appropriations lapsed.

REQUESTS FOR UNANIMOUS CONSENT TO LIMIT DEBATE

Majority Speaker pro Tempore Setencich was granted unanimous consent that debate on proposed amendments to Assembly Bill No. 111 be limited to two proponents and two opponents.

**KALOOGIAN AMENDMENTS—SET 27 TO
ASSEMBLY BILL NO. 111 RECONSIDERED BY UNANIMOUS CONSENT**

In compliance with a motion given, Assembly Member Brulte was granted unanimous consent that the vote be reconsidered whereby Kaloogian amendments—Set 27 were adopted.

Further Consideration of Assembly Bill No. 111

ASSEMBLY BILL NO. 111 (Vasconcellos)—An act making appropriations for the support of the government of the State of California and for several public purposes in accordance with the provisions of Section 12 of Article IV of the Constitution of the State of California, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend by Assembly Member Kaloogian—Set 27

Assembly Member Kaloogian moved the adoption of amendments.

Amendments read and refused adoption by the following vote:

AYES—3

| | | |
|------|----------|-----------|
| Hoge | Isenberg | Kaloogian |
|------|----------|-----------|

NOES—69

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

Motion to Amend by Assembly Member Kaloogian—Set 32

Assembly Member Kaloogian moved the adoption of amendments.

Amendments read.

Amendments Withdrawn

Without objection Assembly Member Kaloogian withdrew amendments to Assembly Bill No. 111—Set 32.

Motion to Amend by Assembly Member Kuykendall—Set 32.1

Assembly Member Kuykendall moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—42

| | | | |
|-----------|-----------|------------|--------------|
| Baldwin | Frusetta | Knowles | Richter |
| Battin | Gallegos | Kuykendall | Rogan |
| Bordonaro | Granlund | Margett | Setencich |
| Bowler | Hannigan | Martinez | Speier |
| Burton | Harvey | Mazzoni | Thompson |
| Conroy | Hauser | McPherson | Tucker |
| Cunneen | Hawkins | Miller | Villaraigosa |
| Davis | Hoge | Morrissey | Weggeland |
| Ducheny | House | Morrow | Woods |
| Figueroa | Isenberg | Poochigian | |
| Firestone | Kaloogian | Rainey | |

NOES—24

| | | | |
|---------------|----------------|----------|-----------------|
| Aguiar | Bowen | Cannella | Machado |
| Alby | Brown, Valerie | Katz | Murray, Willard |
| Archie-Hudson | Brulte | Knight | Sher |
| Baca | Bustamante | Knox | Sweeney |
| Bates | Caldera | Kuehl | Takasugi |
| Boland | Campbell | Lee | Mme. Speaker |

Motion to Amend by Assembly Member Kaloogian—Set 33

Assembly Member Kaloogian moved the adoption of amendments.

Amendments read.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 10:43 a.m.

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

Motion to Amend by Assembly Member Kaloogian—Set 34

Assembly Member Kaloogian moved the adoption of amendments.

Amendments read.

The roll was opened.

Call of the Assembly

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

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

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

Motion to Amend by Assembly Member Kaloogian—Set 35

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

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 11:02 a.m.

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

Motion to Amend by Assembly Member Kaloogian—Set 36

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

Point of Personal Privilege

Assembly Member Kuehl arose to a point of personal privilege.

The question being on the Kaloogian motion to amend Assembly Bill No. 111—Set 36.

The roll was opened.

Call of the Assembly

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

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

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

Motion to Amend by Assembly Member Kaloogian—Set 37

Assembly Member Kaloogian moved the adoption of amendments.
Amendments read and refused adoption by the following vote:

AYES—1

Kaloogian

NOES—59

| | | | |
|----------------|-----------|------------|-----------------|
| Aguilar | Campbell | Hauser | Morrissey |
| Alpert | Cannella | Hawkins | Murray, Kevin |
| Archie-Hudson | Conroy | Isenberg | Murray, Willard |
| Baca | Cortese | Knight | Napolitano |
| Bates | Cunneen | Knox | Rainey |
| Battin | Davis | Kuehl | Rogan |
| Boland | Ducheny | Kuykendall | Setencich |
| Bordonaro | Figueroa | Lee | Speier |
| Bowler | Friedman | Machado | Sweeney |
| Brewer | Frusetta | Margett | Takasugi |
| Brown, Valerie | Callegos | Martinez | Tucker |
| Brulte | Goldsmith | Mazzoni | Villaraigosa |
| Burton | Granlund | McDonald | Woods |
| Bustamante | Hannigan | McPherson | Mme. Speaker |
| Caldera | Harvey | Miller | |

Objection to Vote Changes

Assembly Member Brulte withheld unanimous consent on any requests for vote changes on the roll call vote taken on this day on Kaloogian amendments—Set 37.

Motion to Amend by Assembly Member Kaloogian—Set 38

Assembly Member Kaloogian moved the adoption of amendments.
Amendments read and refused adoption by the following vote:

AYES—20

| | | | |
|-----------|----------|-----------|-----------|
| Baldwin | Granlund | Kaloogian | Rogan |
| Bordonaro | Harvey | Knowles | Sher |
| Bowler | Hoge | Miller | Thompson |
| Brewer | House | Morrow | Weggeland |
| Conroy | Isenberg | Richter | Woods |

NOES—42

| | | | |
|----------------|----------|---------------|-----------------|
| Aguiar | Campbell | Katz | Murray, Willard |
| Alpert | Cannella | Knight | Napolitano |
| Archie-Hudson | Cortese | Knox | Setencich |
| Baca | Cunneen | Kuehl | Speier |
| Bates | Davis | Kuykendall | Sweeney |
| Bowen | Ducheny | Lee | Takasugi |
| Brown, Valerie | Figueroa | Machado | Tucker |
| Brulte | Friedman | Martinez | Villaraigosa |
| Burton | Gallegos | Mazzoni | Mme. Speaker |
| Bustamante | Hannigan | McPherson | |
| Caldera | Hauser | Murray, Kevin | |

Vote Changes

By unanimous consent, the following vote change was permitted on the amendments offered by Assembly Member Kaloogian—Set 38 to Assembly Bill No. 111: Assembly Member Sher, from “No” to “Aye”.

Motion to Amend by Assembly Member Kaloogian—Set 39

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

Motion to Offer Substitute Motion

Assembly Member Burton moved to offer a substitute motion to amend the Kaloogian amendments—Set 39.

Motion Withdrawn

Assembly Member Burton withdrew his motion to offer a substitute motion to amend the Kaloogian amendments—Set 39.

**Further Consideration of
Kaloogian Motion to Amend Assembly Bill No. 111—Set 39**

The question being on the Kaloogian motion to amend Assembly Bill No. 111—Set 39.

Motion lost by the following vote:

AYES—19

| | | | |
|-----------|-----------|---------|----------|
| Baldwin | Harvey | Knowles | Pringle |
| Boland | Hawkins | Margett | Rogan |
| Bordonaro | Hoge | Miller | Sher |
| Goldsmith | Isenberg | Morrow | Thompson |
| Granlund | Kaloogian | Olberg | |

NOES—43

| | | | |
|----------------|----------|---------------|-----------------|
| Aguiar | Campbell | Knight | Murray, Willard |
| Alpert | Cannella | Knox | Napolitano |
| Archie-Hudson | Cortese | Kuehl | Rainey |
| Baca | Cunneen | Kuykendall | Setencich |
| Bates | Davis | Lee | Speier |
| Bowen | Ducheny | Machado | Sweeney |
| Brown, Valerie | Figueroa | Martinez | Tucker |
| Brown, Willie | Friedman | Mazzoni | Villaraigosa |
| Burton | Gallegos | McDonald | Weggeland |
| Bustamante | Hannigan | McPherson | Mme. Speaker |
| Caldera | Hauser | Murray, Kevin | |

Amendments Withdrawn

Without objection Assembly Member Kaloogian withdrew amendments to Assembly Bill No. 111—Set 40.

Motion to Amend by Assembly Member Kaloogian—Set 41

Assembly Member Kaloogian moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—38

| | | | |
|-----------|----------|------------|--------------|
| Aguiar | Conroy | Kaloogian | Pringle |
| Baca | Cortese | Katz | Rainey |
| Baldwin | Ducheny | Knight | Rogan |
| Boland | Frusetta | Knowles | Setencich |
| Bordonaro | Gallegos | Kuykendall | Takasugi |
| Bowen | Granlund | Miller | Thompson |
| Bowler | Harvey | Morrissey | Weggeland |
| Brewer | Hoge | Morrow | Mme. Speaker |
| Brulte | House | Olberg | |
| Cannella | Isenberg | Poochigian | |

NOES—27

| | | | |
|----------------|----------|-----------------|--------------|
| Archie-Hudson | Friedman | Martinez | Sher |
| Bates | Hannigan | Mazzoni | Speier |
| Brown, Valerie | Hauser | McDonald | Sweeney |
| Campbell | Knox | McPherson | Tucker |
| Cunneen | Kuehl | Murray, Kevin | Villaraigosa |
| Davis | Lee | Murray, Willard | Woods |
| Figueroa | Machado | Napolitano | |

CONSIDERATION OF SENATE BILL NO. 332 BY UNANIMOUS CONSENT

Assembly Member Cunneen was granted unanimous consent to take up Senate Bill No. 332, out of order.

SENATE BILL NO. 332 (Campbell)—An act to amend Section 51.3 of the Civil Code, relating to housing.

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

Bill passed by the following vote:

AYES—57

| | | | |
|----------------|-----------|-----------------|--------------|
| Aguilar | Conroy | Knight | Rainey |
| Alby | Cortese | Knowles | Rogan |
| Alpert | Cunneen | Knox | Setencich |
| Archie-Hudson | Figueroa | Kuykendall | Sher |
| Baca | Firestone | Machado | Sweeney |
| Baldwin | Frusetta | Margett | Takasugi |
| Battin | Goldsmith | McDonald | Thompson |
| Boland | Granlund | McPherson | Tucker |
| Bordonaro | Hannigan | Miller | Villaraigosa |
| Bowen | Harvey | Morrissey | Weggeland |
| Bowler | Hawkins | Morrow | Woods |
| Brewer | Hoge | Murray, Kevin | Mme. Speaker |
| Brown, Valerie | House | Murray, Willard | |
| Brulte | Kaloogian | Olberg | |
| Cannella | Katz | Pringle | |

NOES—8

| | | | |
|--------|----------|--------|----------|
| Bates | Campbell | Hauser | Martinez |
| Burton | Davis | Lee | Mazzoni |

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 332: Assembly Member Speier, from "Aye" to "Not Voting".

Bill ordered transmitted to the Senate.

CONSIDERATION OF CONSENT CALENDAR

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

Consent Calendar—Assembly Bill

ASSEMBLY BILL NO. 1855 (Sher)—An act to amend Section 39616 of, and to add Section 42300.3 to, the Health and Safety Code, relating to air pollution.

Assembly Bill No. 1855 Passed and Retained

By unanimous consent Assembly Bill No. 1855 was passed on file, to retain its place on file.

Consent Calendar—Senate Bills

SENATE BILL NO. 436 (Rosenthal)—An act to amend Section 23104.2 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.)*

SENATE BILL NO. 1171 (Thompson)—An act to amend Section 25503.22 of the Business and Professions Code, relating to alcoholic beverages, and declaring the urgency thereof, to take effect immediately.

Bill read third time, urgency clause adopted, bill passed, and ordered transmitted to the Senate.

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

SENATE BILL NO. 1196 (Thompson)—An act to amend Sections 19535 and 19605.7 of the Business and Professions Code, relating to horseracing.

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

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

SENATE BILL NO. 896 (Leslie)—An act to amend Section 66909.5 of the Government Code, relating to the California Tahoe Conservancy.

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

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

SENATE BILL NO. 869 (Mello)—An act to amend Section 29532.1 of, and to add Title 7.94 (commencing with Section 67940) to, the Government Code, and to amend Sections 98100, 98101, and 98103 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.)

SENATE BILL NO. 1057 (Johannessen)—An act to amend Sections 93104 and 93108 of the Government Code, relating to transportation.

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

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

SENATE CONCURRENT RESOLUTION NO. 11 (Johnston)—Relative to the Altai Republic of the Russian Federation and the State of California.

Resolution read, adopted and ordered transmitted to the Senate.

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

SENATE BILL NO. 248 (Hayden)—An act to amend Section 739 of the Public Utilities Code, relating to public utilities.

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

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

SENATE BILL NO. 391 (Thompson)—An act to amend Section 12927 of the Government Code, relating to housing.

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

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

SENATE BILL NO. 664 (Russell)—An act to amend Sections 2884.2 and 2884.6 of, and to add Section 2889.2 to, the Public Utilities Code, relating to telephones, and declaring the urgency thereof, to take effect immediately.

Bill read third time, urgency clause adopted, bill passed, and ordered transmitted to the Senate.

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

SENATE BILL NO. 665 (Russell)—An act to add Section 1013 to the Public Utilities Code, relating to public utilities.

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

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

SENATE BILL NO. 904 (Leslie)—An act to add Section 84203.3 to the Government Code, relating to the Political Reform Act of 1974.

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

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

SENATE BILL NO. 486 (Solis)—An act to amend Section 2585 of the Business and Professions Code, relating to dietitians.

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

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

SENATE BILL NO. 172 (Beverly)—An act to add Section 13553.1 to the Water Code, relating to water.

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

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

SENATE BILL NO. 304 (Rosenthal)—An act to amend Section 19211 of the Health and Safety Code, relating to water heaters.

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

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

SENATE BILL NO. 191 (Russell)—An act to amend Sections 10970, 10991, 11010, 11026, 11041, 11043, 11044, 11064, 11066, 11122, and 11137 of, to add Section 11122.1 to, and to repeal and add Section 11016 of, the Insurance Code, relating to fraternal benefit societies.

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

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

SENATE BILL NO. 915 (Committee on Insurance)—An act to amend Sections 10270.95 and 10291.5 of the Insurance Code, relating to insurance.

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

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

Consent Calendar Roll Call

The roll was called, and the above bills on the Consent Calendar passed, and any urgency clauses to the bills adopted, by the following vote:

AYES—75

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

NOES—None**CONSIDERATION OF DAILY FILE (RESUMED)****UNFINISHED BUSINESS (RESUMED)****MOTION TO RECONSIDER URGENCY CLAUSE TO
SENATE BILL NO. 119 WAIVED**

Assembly Member Bustamante waived his motion to reconsider the vote whereby the urgency clause to Senate Bill No. 119 was refused adoption.

Further Consideration of Senate Bill No. 119 by Unanimous Consent

SENATE BILL NO. 119 (Costa)—An act relating to adult education, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend Pursuant to Joint Rule 23.5

Assembly Member Bustamante moved the adoption of amendments.

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

REQUEST TO RETURN TO MOTIONS AND RESOLUTIONS

Assembly Member Pringle requested unanimous consent to return to Motions and Resolutions.

Assembly Member Katz withheld unanimous consent.

Parliamentary Inquiry

Assembly Member Burton arose to the following parliamentary inquiry:

As he was recognized under Motions and Resolutions earlier this day, and subsequently withdrew his motion, would he not be recognized at this time if the House returned to Motions and Resolutions?

Objection Withdrawn

Assembly Member Katz withdrew his objection to Assembly Member Pringle's request to return to Motions and Resolutions.

MOTION BY ASSEMBLY MEMBER BURTON

Assembly Member Burton moved that the Assembly urge Governor Wilson to immediately convene a leadership conference on the budget, with the hope that an agreement can be reached before the end of the fiscal year.

Assembly Member Kuehl seconded the motion.

Motion carried by the following vote:

AYES—38

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

NOES—None**Request to Chief Clerk**

The Chief Clerk was requested to transmit a message relative to the above motion to the Governor.

MOTION BY ASSEMBLY MEMBER PRINGLE

Assembly Member Pringle moved that two Republican Members be added to the Select Committee on the Insolvency of Orange County, which is constituted in the Regular Session, one to fill the existing vacancy and one to be added to the committee, and that Assembly Member Marilyn Brewer be designated as the Chair of that committee.

Assembly Member Thompson seconded the motion.

Parliamentary Inquiry

Assembly Member Burton arose to the following parliamentary inquiry:

Does the Assembly have the authority to supersede the authority of the Speaker under the rules to appoint chairs of committees?

Reply by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore replied that chairs of committees are named by the Speaker.

Point of Order

Assembly Member Burton arose to the following point of order:
That the motion by Assembly Member Pringle is out of order.

Ruling by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore ruled the point of order well-taken and referred the motion by Assembly Member Pringle to the Committee on Rules.

Request by Assembly Member Pringle

Assembly Member Pringle requested debate on the question of referral of his motion to the Committee on Rules.

Point of Order

Assembly Member Martinez arose to the following point of order:
That debate is out of order as the motion by Assembly Member Pringle has been referred to the Committee on Rules.

Ruling by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore ruled that the motion has been referred to the Committee on Rules.

Point of Order

Assembly Member Pringle arose to the following point of order:
That it is not in order for the Chair to refer a motion to committee.

Ruling by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore ruled that the Speaker has the authority under the Rules to appoint chairs of committees and that subsequent to an opinion obtained relative to motions considered on the Floor the previous week, the motion by Assembly Member Pringle is appropriately referred to the Committee on Rules.

Point of Order

Assembly Member Archie-Hudson arose to the following point of order:

That Assembly Member Pringle does not have the authority by motion to designate the chair of a committee and is therefore, out of order.

Ruling by Majority Speaker pro Tempore Setencich

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

Parliamentary Inquiry

Assembly Member Pringle arose to the following parliamentary inquiry:

At what time will his motion be taken up for consideration by the Committee on Rules?

Reply by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore replied that Assembly Member Pringle's motion would be taken up for consideration in the Committee on Rules tomorrow, prior to the 9:30 a.m. Floor session.

MOTION BY ASSEMBLY MEMBER MORROW

Assembly Member Morrow moved that the matter which was the subject of an article in the *Orange County Register* be referred to the Joint Legislative Committee on Ethics.

POINT OF ORDER

Assembly Member Burton arose to the following point of order:

That Assembly Member Morrow is not in order to address the Body under Motions and Resolutions until a motion is made to the Body.

Parliamentary Inquiry

Assembly Member Hannigan arose to the following parliamentary inquiry:

Is it not appropriate that a Member having a complaint of such nature, address the complaint to the chair of the appropriate committee?

Reply by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore replied in the affirmative.

Point of Order

Assembly Member Sher arose to the following point of order:

That the subject matter of Assembly Member Morrow's motion relating to the *Orange County Register* is not appropriate for consideration on the Floor, and is out of order.

Ruling by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore ruled the point of order well-taken, that the motion by Assembly Member Morrow is out of order.

Motion to Appeal from the Decision of the Chair

Assembly Member Morrow moved to appeal from the decision of the Chair.

Assembly Member Battin seconded the motion.

The question being: Shall the decision of the Chair that the motion by Assembly Member Morrow is out of order be overruled?

The roll was opened and the decision of the Chair sustained by the following vote:

AYES—35

| | | | |
|-----------|-----------|------------|------------|
| Aguiar | Conroy | Knight | Poochigian |
| Alby | Cunneen | Knowles | Pringle |
| Baldwin | Firestone | Kuykendall | Rainey |
| Battin | Goldsmith | Margett | Rogan |
| Boland | Harvey | McPherson | Takasugi |
| Bordonaro | Hawkins | Miller | Thompson |
| Bowler | Hoge | Morrissey | Weggeland |
| Brewer | House | Morrow | Woods |
| Brulte | Kaloogian | Olberg | |

NOES—40

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

Vote Changes

By unanimous consent, the following vote change was permitted on the Morrow motion to appeal from the decision of the Chair. Assembly Member Frusetta, from "Aye" to "No".

MOTION TO DISPENSE WITH CALLS OF THE ASSEMBLY

Assembly Member Martinez moved that the Calls of the Assembly be dispensed with.

Assembly Member Friedman seconded the motion.

Motion carried.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
KALOOGIAN MOTION TO AMEND ASSEMBLY BILL NO. 111—SET 33**

At 11:56 a.m., on motion of Assembly Member Kaloogian, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Kaloogian motion to amend Assembly Bill No. 111—Set 33 carried by the following vote:

AYES—38

| | | | |
|-----------|-----------|------------|--------------|
| Aguiar | Brulte | Kaloogian | Rainey |
| Alby | Conroy | Knight | Richter |
| Baca | Davis | Knowles | Rogan |
| Baldwin | Firestone | Margett | Setencich |
| Battin | Granlund | Miller | Thompson |
| Boland | Harvey | Morrissey | Weggeland |
| Bordonaro | Hawkins | Morrow | Woods |
| Bowen | Hoge | Olberg | Mme. Speaker |
| Bowler | House | Poochigian | |
| Brewer | Isenberg | Pringle | |

NOES—36

| | | | |
|----------------|----------|-----------|-----------------|
| Alpert | Cannella | Katz | Murray, Kevin |
| Archie-Hudson | Cortese | Knox | Murray, Willard |
| Bates | Cunneen | Kuehl | Napolitano |
| Brown, Valerie | Ducheny | Lee | Sher |
| Brown, Willie | Figueroa | Machado | Speier |
| Burton | Friedman | Martinez | Sweeney |
| Bustamante | Gallegos | Mazzoni | Takasugi |
| Caldera | Hannigan | McDonald | Tucker |
| Campbell | Hauser | McPherson | Villaraigosa |

**CALL OF THE ASSEMBLY DISPENSED WITH ON
KALOOGIAN MOTION TO AMEND ASSEMBLY BILL NO. 111—SET 34**

At 11:57 a.m., on motion of Assembly Member Kaloogian, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Kaloogian motion to amend Assembly Bill No. 111—Set 34 lost by the following vote:

AYES—24

| | | | |
|-----------|-----------|-----------|----------|
| Baldwin | Harvey | Knowles | Olberg |
| Bordonaro | Hawkins | Margett | Pringle |
| Brewer | Hoge | McPherson | Rainey |
| Cunneen | House | Miller | Richter |
| Firestone | Isenberg | Morrissey | Thompson |
| Frusetta | Kaloogian | Morrow | Woods |

NOES—48

| | | | |
|----------------|------------|------------|-----------------|
| Aguiar | Bustamante | Hannigan | Murray, Kevin |
| Alpert | Caldera | Hauser | Murray, Willard |
| Archie-Hudson | Campbell | Katz | Napolitano |
| Baca | Cannella | Knight | Rogan |
| Bates | Cortese | Knox | Setencich |
| Boland | Davis | Kuehl | Sher |
| Bowen | Ducheny | Kuykendall | Speier |
| Bowler | Figueroa | Lee | Sweeney |
| Brown, Valerie | Friedman | Machado | Takasugi |
| Brown, Willie | Gallegos | Martinez | Tucker |
| Brulte | Goldsmith | Mazzoni | Villaraigosa |
| Burton | Granlund | McDonald | Weggeland |

**CALL OF THE ASSEMBLY DISPENSED WITH ON
KALOOGIAN MOTION TO AMEND ASSEMBLY BILL NO. 111—SET 35**

At 11:57 a.m., on motion of Assembly Member Kaloogian, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Kaloogian motion to amend Assembly Bill No. 111—Set 35 lost by the following vote:

AYES—30

| | | | |
|-----------|-----------|------------|--------------|
| Baldwin | Frusetta | Knowles | Rogan |
| Battin | Goldsmith | Kuykendall | Setencich |
| Bordonaro | Granlund | Miller | Speier |
| Bowen | Harvey | Morrissey | Takasugi |
| Bowler | House | Morrow | Woods |
| Brewer | Isenberg | Olberg | Mme. Speaker |
| Brulte | Kaloogian | Pringle | |
| Conroy | Knight | Rainey | |

NOES—37

| | | | |
|----------------|----------|-----------|-----------------|
| Aguiar | Caldera | Hannigan | Murray, Kevin |
| Alby | Campbell | Hauser | Murray, Willard |
| Alpert | Cannella | Knox | Napolitano |
| Archie-Hudson | Cortese | Kuehl | Sher |
| Baca | Cunneen | Lee | Sweeney |
| Bates | Davis | Machado | Tucker |
| Brown, Valerie | Ducheney | Martinez | Villaraigosa |
| Brown, Willie | Figueroa | Mazzoni | |
| Burton | Friedman | McDonald | |
| Bustamante | Gallegos | McPherson | |

**CALL OF THE ASSEMBLY DISPENSED WITH ON
KALOOGIAN MOTION TO AMEND ASSEMBLY BILL NO. 111—SET 36**

At 11:58 a.m., on motion of Assembly Member Kaloogian, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Kaloogian motion to amend Assembly Bill No. 111—Set 36 lost by the following vote:

AYES—30

| | | | |
|-----------|-----------|------------|----------|
| Alby | Goldsmith | Knowles | Pringle |
| Baldwin | Granlund | Kuykendall | Rainey |
| Battin | Harvey | Margett | Richter |
| Boland | Hawkins | Miller | Rogan |
| Bordonaro | Hoge | Morrissey | Thompson |
| Bowler | House | Morrow | Woods |
| Brulte | Kaloogian | Olberg | |
| Conroy | Knight | Poochigian | |

NOES—39

| | | | |
|----------------|-----------|----------|-----------------|
| Alpert | Campbell | Hannigan | McDonald |
| Archie-Hudson | Cannella | Hauser | McPherson |
| Baca | Cortese | Isenberg | Murray, Kevin |
| Bates | Cunneen | Katz | Murray, Willard |
| Bowen | Davis | Knox | Napolitano |
| Brown, Valerie | Ducheney | Kuehl | Sher |
| Brown, Willie | Figueroa | Lee | Speier |
| Burton | Firestone | Machado | Sweeney |
| Bustamante | Friedman | Martinez | Villaraigosa |
| Caldera | Gallegos | Mazzoni | |

ASSEMBLY BILL NO. 111 HELD AT DESK

Assembly Bill No. 111 was held at the Desk pending consideration of further amendments prior to the reprinting of the bill, pursuant to unanimous consent granted on June 19, 1995.

MOTION BY ASSEMBLY MEMBER THOMPSON

Assembly Member Thompson moved that Rule 7, as contained in the Rules adopted by the Assembly by motion on June 5, 1995, be amended to read:

7. The Committee on Rules shall consist of the following 11 members:

(a) The Chair, appointed by the Speaker, who shall be of the same party as the Speaker.

(b) Five members who shall be elected by the caucus of the same party as the Speaker.

(c) Five members who shall be elected by the caucus of the party other than that of the Speaker, one of whom will be designated by that caucus as the Vice-Chair of that committee.

Motion Referred to Committee

Majority Speaker pro Tempore Setencich referred the motion to the Committee on Rules.

Parliamentary Inquiry

Assembly Member Rogan arose to the following parliamentary inquiry:

On what basis does the Chair take the position that motions on the Floor concerning rules changes will be automatically referred to the Committee on Rules?

Reply by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore replied that consistent with recent precedent the motions are appropriately referred to the Committee on Rules.

Parliamentary Inquiry

Assembly Member Rogan arose to the following parliamentary inquiry:

What is the precedent that the Chair relies upon as the basis for the ruling?

Point of Order

Assembly Member Burton arose to the following point of order:

That proposed rules changes are to be introduced in resolution form, referred to the Committee on Rules, reported to the Floor and acted upon by the Body by a $\frac{2}{3}$ vote; and further that precedent was established when motions were referred to the Committee on Rules.

Ruling by Majority Speaker pro Tempore Setencich

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

Motion to Appeal from the Decision of the Chair

Assembly Member Thompson moved to appeal from the decision of the Chair.

Assembly Member Morrissey seconded the motion.

The question being: Shall the decision of the Chair that the motion by Assembly Member Thompson be referred to the Committee on Rules be overruled?

The roll was opened and the decision of the Chair sustained by the following vote:

AYES—35

| | | | |
|-----------|-----------|------------|------------|
| Aguiar | Conroy | Knight | Poochigian |
| Alby | Cunneen | Knowles | Pringle |
| Baldwin | Firestone | Kuykendall | Rainey |
| Battin | Goldsmith | Margett | Rogan |
| Boland | Harvey | McPherson | Takasugi |
| Bordonaro | Hawkins | Miller | Thompson |
| Bowler | Hoge | Morrissey | Weggeland |
| Brewer | House | Morrow | Woods |
| Brulte | Kaloogian | Olberg | |

NOES—39

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

MOTION TO ADJOURN

At 12:07 p.m., Speaker Emeritus Brown moved that the Assembly do now adjourn, until 9:30 a.m., Wednesday, June 28, 1995.

Assembly Member Napolitano seconded the motion.

SPECIAL COMMITTEE MEETINGS

Assembly Member Knowles was granted unanimous consent that the Committee on Insurance be permitted to hold a special meeting on Wednesday, June 28, 1995, at 5:30 p.m., in Room 437, and that Joint Rule 62(a) be waived for the purpose of setting the following bills for hearing:

Assembly Bill No. 341; Senate Bills Nos. 188, 193, 245, 267, 354, 395, 416, 424, 425, 464, 542, 590, 728, 879, 882, 1053, 1087, 1091, 1157, 1179, 1228, and 1324.

JOINT RULE 62(a) WAIVED

Assembly Member Poochigian was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 531 for hearing in the Committee on Appropriations tomorrow.

POINT OF ORDER

Assembly Member Burton arose to the following point of order:

That pursuant to Assembly Rule 8 no resolution proposing to amend a rule shall be considered until it has been referred to the Committee on Rules, unless by unanimous consent or $\frac{2}{3}$ of the Members present and voting the House suspends Assembly Rule 8.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Speier announced that the Committee on Consumer Protection, Governmental Efficiency and Economic Development would meet today at 1:15 p.m. in Room 447.

Assembly Member Villaraigosa announced that the Committee on Public Safety would meet today at 1:15 p.m. in Room 126.

REMARKS ON CONDITION OF THE FILE

Assembly Members Kuykendall, Morrissey, Pringle, and Isenberg arose to speak on the condition of the file.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Woods was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Arlene Brooks, of Mt. Shasta and Carl Anthony Peal, of Redding.

VOTE ADDS

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

Assembly Joint Resolution No. 40, Coauthors: Alpert, Boland, Cortese, Cunneen, Firestone, Goldsmith, and McPherson—Aye; Villaraigosa—No.

Assembly Joint Resolution No. 40: Alpert, Valerie Brown, Bustamante, Cortese, Firestone, Goldsmith, Hoge, Poochigian, and Speier—Aye; Villaraigosa—No.

Assembly Bill No. 1522, Concurrence: Alpert, Bustamante, Cortese, Davis, Goldsmith, and Speier—Aye.

Assembly Bill No. 219, Concurrence: Alpert, Valerie Brown, Bustamante, Cortese, Goldsmith, Hoge, Sher, and Speier—Aye.

Assembly Bill No. 232, Concurrence: Alpert, Bustamante, Cortese, Goldsmith, and Speier—Aye.

Assembly Bill No. 355, Concurrence: Alpert, Bustamante, Cortese, Goldsmith, and Speier—Aye.

Assembly Bill No. 620, Concurrence: Cortese, Goldsmith, and Speier—Aye; Hoge—No.

Assembly Bill No. 790, Concurrence: Alpert, Cortese, Goldsmith, and Speier—Aye.

Assembly Bill No. 111, Kaloogian Amendments—Set 27: Hoge—Aye; Alpert, Cortese, Goldsmith, and Speier—No.

Assembly Bill No. 111, Kuykendall Amendments—Set 32.1: Hoge—Aye; Bustamante and Katz—No.

Assembly Bill No. 111, Kaloogian Amendments—Set 38: Bowler, Hoge, and Knowles—Aye; Bowen, Cunneen, and Katz—No.

Assembly Bill No. 111, Kaloogian Amendments—Set 39: Hoge, Knowles, and Sher—Aye; Bowen and Weggeland—No.

Assembly Bill No. 111, Kaloogian Amendments—Set 41: Bowen, Katz, and Poochigian—Aye; Speier—No.

Senate Bill No. 332: Alby and Machado—Aye.

Senate Bill No. 436, Consent Calendar: Poochigian—Aye.

Motion by Assembly Member Burton: Goldsmith—Aye.

Morrow Motion to Appeal the Decision of the Chair: Poochigian—Aye.

Assembly Bill No. 111, Kaloogian Amendments—Set 35: Cortese and Machado—No.

Assembly Bill No. 111, Kaloogian Amendments—Set 36: Firestone—No.

Thompson Motion to Appeal the Decision of the Chair: Goldsmith—Aye.

Motion to Adjourn: Goldsmith—No.

FURTHER CONSIDERATION OF MOTION TO ADJOURN

The question being on the motion of Speaker Emeritus Brown that the Assembly adjourn.

Motion carried by the following vote:

AYES—37

| | | | |
|----------------|----------|-----------------|--------------|
| Alpert | Cannella | Knox | Setencich |
| Archie-Hudson | Cortese | Kuehl | Sher |
| Bates | Davis | Lee | Speier |
| Bowen | Ducheny | Machado | Sweeney |
| Brown, Valerie | Figueroa | Martinez | Tucker |
| Brown, Willie | Friedman | Mazzoni | Villaraigosa |
| Burton | Gallegos | McDonald | Mme. Speaker |
| Bustamante | Hannigan | Murray, Kevin | |
| Caldera | Hauser | Murray, Willard | |
| Campbell | Katz | Napolitano | |

NOES—36

| | | | |
|-----------|-----------|------------|------------|
| Aguiar | Conroy | Kaloogian | Olberg |
| Alby | Cunneen | Knight | Poochigian |
| Baldwin | Firestone | Knowles | Pringle |
| Battin | Frusetta | Kuykendall | Rainey |
| Boland | Goldsmith | Margett | Rogan |
| Bordonaro | Harvey | McPherson | Takasugi |
| Bowler | Hawkins | Miller | Thompson |
| Brewer | Hoge | Morrissey | Weggeland |
| Brulte | House | Morrow | Woods |

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 12:15 p.m., Majority Speaker pro Tempore Setencich declared the quorum call of the Assembly dispensed with.

INTRODUCTION OF GUESTS

Assembly Member Gallegos, of the 57th Assembly District, introduced Carmine Lanza, Chief of Police, City of Baldwin Park.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 9:30 a.m., Wednesday, June 28, 1995, out of respect to the memory of Tony Franich, on motion of Assembly Member Frusetta; out of respect to the memory of Hjordis A. Baker, on motion of Assembly Member Martinez; out of respect to the memory of Gary Cockrell, on motion of Assembly Member Bordonaro; out of respect to the memory of Arlene Brooks and Carl Anthony Peal, on motion of Assembly Member Woods; and out of respect to the memory of Helen Rose Brown Lial, on motion of Assembly Member Isenberg.

DORIS ALLEN, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JUNE 27, 1995

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

Assembly Bills

111 (Kuykendall amendments—Set 32.1)
(Kaloogian amendments—Set 33)
(Kaloogian amendments—Set 41)
365
531
917

Senate Bills

| | |
|-----|------|
| | 525 |
| 119 | 531 |
| 129 | 768 |
| 274 | 815 |
| 312 | 832 |
| 351 | 851 |
| 352 | 1018 |
| 353 | 1055 |
| 406 | 1080 |
| 456 | 1148 |
| 494 | 1296 |

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

Assembly Bill

111 (Kaloogian amendments—Set 27)
(Kaloogian amendments—Set 34)
(Kaloogian amendments—Set 35)
(Kaloogian amendments—Set 36)
(Kaloogian amendments—Set 37)
(Kaloogian amendments—Set 38)
(Kaloogian amendments—Set 39)