

CALIFORNIA LEGISLATURE

1995-96 REGULAR SESSION

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# ASSEMBLY DAILY JOURNAL

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**Friday, July 7, 1995**

**ONE HUNDRED FIFTH SESSION DAY**

**TWO HUNDRED FIFTEENTH CALENDAR DAY**

**AT SACRAMENTO, CALIFORNIA**



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

## PROCEEDINGS OF THE ASSEMBLY

### IN ASSEMBLY

Assembly Chamber, Sacramento  
Friday, July 7, 1995

The Assembly met at 10 a.m.

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

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Walker reading.

#### ROLL CALL

The roll was called.

#### Quorum Call of the Assembly

Assembly Member Thompson moved a quorum call of the Assembly.

Motion carried. Time, 10:01 a.m.

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

#### Quorum Present

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

The roll call was completed, and the following answered to their names—76:

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

**PRAYER**

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

*O God, You are mighty and marvelous, steadfast in Your Covenant with those who love You. You give light to the blind and raise up the fallen; You love the righteous but pity the sinner. Out of darkness and death's shadow You have restored us to life. We pray this morning, O Lord, that You may impart Your grace to all us gathered here. And allow the light of Your knowledge to illumine our hearts.—AMEN.*

**PLEDGE OF ALLEGIANCE TO THE FLAG**

Upon request of Majority Speaker pro Tempore Setencich, Assembly Member Figueroa 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 Thompson, seconded by Assembly Member Frusetta.

**LEAVES OF ABSENCE FOR THE DAY**

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

*On legislative business, and waiving per diem: Assembly Member Kaloogian.*

*On personal business, and waiving per diem: Assembly Members Escutia and Isenberg.*

**EXPLANATIONS OF ABSENCE**

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

July 6, 1995

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

Dear Madame Speaker: Due to important legislative business in my district, I am unable to attend the Floor Session scheduled for Friday, July 7, 1995.

I request that my absence be noted in the Journal, and to waive per diem for the day. If necessary, I can be reached through my capitol staff at 445-2390.

Thank you for your consideration of this request.

Sincerely,

HOWARD KALOOGIAN, Assembly Member  
Seventy-fourth District

**COMMUNICATIONS**

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

July 7, 1995

*E. Dotson Wilson*

*Chief Clerk*

*State Capitol, Room 3196*

*Sacramento, California*

Dear Dotson: Please be advised that Assemblymember Brooks Firestone will no longer serve on the Assembly Transportation Committee and that I have appointed him to the Assembly Natural Resources Committee to fill an existing vacancy.

Sincerely,

DORIS ALLEN

Speaker of the Assembly

July 7, 1995

*E. Dotson Wilson*

*Chief Clerk*

*State Capitol, Room 3196*

*Sacramento, California*

Dear Dotson: Please be advised that I have appointed Assemblymember David Knowles to the Assembly Banking and Finance Committee for the hearing on Monday, July 10, 1995 only.

Sincerely,

DORIS ALLEN

Speaker of the Assembly

July 7, 1995

*E. Dotson Wilson*

*Chief Clerk*

*State Capitol, Room 3196*

*Sacramento, California*

Dear Dotson: Please be advised that I have appointed Assemblymember Tom Woods to the Assembly Elections, Reapportionment and Constitutional Amendments Committee for the hearing on Monday, July 10, 1995 only.

Sincerely,

DORIS ALLEN

Speaker of the Assembly

July 7, 1995

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

Dear Dotson: Please be advised that I have appointed Assemblymember Brett Granlund to the Assembly Governmental Organization Committee for the hearing on Monday, July 10, 1995 only.

Sincerely,

DORIS ALLEN  
Speaker of the Assembly

July 7, 1995

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

Dear Dotson: Please be advised that I have appointed Assemblymember Bob Margett to the Assembly Revenue and Taxation Committee for the hearing on Monday, July 10, 1995 only.

Sincerely,

DORIS ALLEN  
Speaker of the Assembly

July 7, 1995

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

Dear Dotson: Please be advised that I have appointed Assemblymember Peter Frusetta to the Assembly Transportation Committee to fill an existing vacancy for the hearing on Monday, July 10, 1995 only.

Sincerely,

DORIS ALLEN  
Speaker of the Assembly

July 7, 1995

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

Dear Dotson: Please be advised that I have appointed Assemblymember Trice Harvey to the Assembly Utilities and Commerce Committee for the hearing on Monday, July 10, 1995 only.

Sincerely,

DORIS ALLEN  
Speaker of the Assembly

July 7, 1995

July 7, 1995

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

Dear Dotson: Please be advised that I have appointed Assemblymember Bruce McPherson to the Assembly Transportation Committee for the hearing on Monday, July 10, 1995 only.

Sincerely,

DORIS ALLEN  
Speaker of the Assembly

July 7, 1995

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

Dear Dotson: Please be advised that I have appointed Assemblymember Peter Frusetta to the Assembly Appropriations Committee to fill an existing vacancy.

Sincerely,

DORIS ALLEN  
Speaker of the Assembly

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

July 6, 1995

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

Dear Dotson: Please be advised that Assemblymember Diane Martinez has been appointed to the Assembly Utilities and Commerce Committee to fill an existing vacancy.

Sincerely,

WILLIE L. BROWN, JR.  
Minority Floor Leader

#### ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 7, 1995

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

Assembly Bill No. 1202

Assembly Bill No. 1976

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading.

**AUTHOR'S AMENDMENTS**  
**Committee on Revenue and Taxation**

July 7, 1995

Mme. Speaker: The Chair of your Committee on Revenue and Taxation reports:  
Assembly Bill No. 1190

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

MCDONALD, Chairwoman

**ASSEMBLY BILL NO. 1190**—An act to amend Sections 6051 and 6201 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 Revenue and Taxation**

July 7, 1995

Mme. Speaker: The Chair of your Committee on Revenue and Taxation reports:  
Senate Bill No. 717

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

MCDONALD, Chairwoman

**SENATE BILL NO. 717**—An act to add Chapter 2.92 (commencing with Section 7286.50) to Part 1.7 of Division 2 of, 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.

**AUTHOR'S AMENDMENTS**  
**Committee on Environmental Safety and Toxic Materials**

July 7, 1995

Mme. Speaker: The Chair of your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 1291

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

RICHTER, Chairman

**SENATE BILL NO. 1291**—An act to amend Sections 25200.3, 25201, 25201.4, 25218.5, and 25250.1 of, and to add Sections 25200.16, 25200.17, 25201.16, and 25204.7 to, the Health and Safety Code, relating to hazardous waste, 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 Health**

July 7, 1995

The Committee on Health reports:

Senate Bill No. 609

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

ALLEN, Chairwoman

**SENATE BILL NO. 609**—An act to amend Sections 125.9, 803.2, 803.5, 804, 2225.5, 2305, 2317, and 2416 of, and to amend and repeal Section 803 of, to add Section 802.1 to, the Business and Professions Code, and to amend Section 43.96 of the Civil Code, relating to healing arts, 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.

**AUTHOR'S AMENDMENTS**

**Committee on Insurance**

July 7, 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 Insurance**

July 7, 1995

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

Senate Bill No. 245

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

KNOWLES, Chairman

**SENATE BILL NO. 245**—An act to amend Section 3700.5 of the Labor Code, relating to workers' compensation.

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

**AUTHOR'S AMENDMENTS**

**Committee on Public Employees, Retirement and Social Security**

July 7, 1995

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

Senate Bill No. 1209

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

CANNELLA, Vice Chair

**SENATE BILL NO. 1209**—An act to add Chapter 10 (commencing with Section 92800) to Part 57 of the Education Code, relating to the University of California.

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



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

July 7, 1995

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

Senate Bill No. 860

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

CANNELLA, Vice Chair

**SENATE BILL NO. 860**—An act to amend Section 47610 of, and to add Section 47611.5 to, the Education Code, to amend Sections 20950.1, 21101, 21251.13, 21251.147, 21296, 21364, 21373, 21382, 21382.2, 21382.4, 21382.5, and 21411 of, and to repeal Section 21385.7 of, the Government Code, relating to public employees.

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 Consumer Protection, Governmental Efficiency and Economic Development**

July 7, 1995

Mme. Speaker: The Chair of your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 325

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

SPEIER, Chairwoman

**SENATE BILL NO. 325**—An act to add Section 11713.15 to the Vehicle Code, relating to vehicles.

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

(NOTE: On July 11, 1995, the action was rescinded whereby the above Report of the Committee on Consumer Protection, Governmental Efficiency and Economic Development relative to Senate Bill No. 325 was received and read in the Assembly, and whereby the bill was read a second time, author's amendments to the bill read and adopted, and the bill ordered reprinted and re-referred to the committee. See page 2623.)

**AUTHOR'S AMENDMENTS****Committee on Judiciary**

July 7, 1995

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

Senate Bill No. 994

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

ISENBERG, Chairman

**SENATE BILL NO. 994**—An act to amend Section 3262 of the Civil Code, relating to construction contracts.

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 Labor and Employment**

July 7, 1995

Mme. Speaker: The Chair of your Committee on Labor and Employment reports:  
Senate Bill No. 443

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

KNOX, Chairman

**SENATE BILL NO. 443**—An act to amend Section 49116 of the Education Code, and to amend Sections 1286, 1288, 1294.1, 1294.3, 1294.4, 1305, 1308, 1308.3, 1309.6, 1391, and 1393 of the Labor Code, relating to employment.

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 Labor and Employment**

July 7, 1995

Mme. Speaker: The Chair of your Committee on Labor and Employment reports:  
Senate Bill No. 1112

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

KNOX, Chairman

**SENATE BILL NO. 1112**—An act to amend Section 2675 of, and to add Section 2675.2 to, the Labor Code, relating to the garment industry.

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**

July 7, 1995

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

Senate Bill No. 39

Senate Bill No. 322

Senate Bill No. 1176

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

CORTESE, Chairman

**SENATE BILL NO. 39**—An act to amend and renumber Section 9025 of, to add Sections 9025 and 9025.2 to, and to add and repeal Sections 9027 and 9029.5 of, the Fish and Game Code, relating to fish.

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. 322**—An act to amend Sections 1745.11 and 10753 of 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.

**SENATE BILL NO. 1176**—An act to amend Sections 8370 and 15907 of, to add Section 9025.2 to, and to add and repeal Section 9027 of, the Fish and Game Code, relating to fish, 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.

**AUTHOR'S AMENDMENTS****Committee on Elections, Reapportionment and Constitutional Amendments**

July 7, 1995

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

Senate Bill No. 755

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

MCPHERSON, Chairman

**SENATE BILL NO. 755**—An act to add and repeal Chapter 3.2 (commencing with Section 3250) of Division 1 of Title 2 of the Government Code, relating to elections.

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

**REPORTS OF STANDING COMMITTEES****Committee on Education**

Date of Hearing: June 28, 1995

Mme. Speaker: Your Committee on Education reports:

Senate Bill No. 429

With amendments with the recommendation: Amend, do pass, as amended, and be re-referred to the Committee on Local Government with the recommendation: To Consent Calendar.

ALPERT, Chairwoman

Above bill ordered to second reading.

**Committee on Housing and Community Development**

Date of Hearing: July 5, 1995

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

Senate Bill No. 1036

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

HAUSER, Chairman

Above bill ordered to second reading.

**REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL**

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

**Legislative Intent—Assembly Bill No. 1916**

July 5, 1995

*E. Dotson Wilson*

*Chief Clerk*

*California State Assembly*

*State Capitol*

*Sacramento, California*

Dear Dotson: This letter is to clarify the intent of my AB 1916 of this legislative session.

I introduced this measure on behalf of the Department of Fish and Game. When introduced, the bill made several technical changes affecting licensing and the Natural Diversity Data Base.

The bill was amended in the Senate at the Department's request to include the allowance of nonresident hunters to qualify for hunting licenses by providing a current hunting license from another state or province, or by proving completion of a hunter safety course in

another state or province. Hunter safety is required under current law for nonresidents to qualify for a nonresident hunting license.

Most states and provinces have hunter safety requirements. Therefore, this amendment is not expected to make hunting in California less safe. However, the Department of Fish and Game has asked me to express the intent of the amendments and to indicate that the Department will monitor the effects of this amendment on hunter safety over the next three years and will initiate its repeal if warranted.

Thank you for the opportunity to clarify the intent of these amendments to AB 1916.

Sincerely,

TRICE HARVEY, Assembly Member  
Thirty-second District

#### **SENATE BILL NO. 266 REFERRED TO COMMITTEE**

Assembly Member Aguiar was granted unanimous consent that Senate Bill No. 266 be referred to the Committee on Insurance.

#### **MOTION BY ASSEMBLY MEMBER HAWKINS**

Assembly Member Hawkins moved that Assembly Rule 10, as contained in the rules adopted by the Assembly by motion on June 5, 1995, be amended to read:

(e) No member may serve as chair or vice-chair of more than one standing committee, including the Committee on Rules.

#### **Hawkins Motion Passed Temporarily**

Without objection further consideration of the Hawkins motion was passed temporarily.

#### **REQUEST TO SUSPEND JOINT RULES**

The following request was received, and read:

Assembly Chamber, July 7, 1995

Mme. Speaker: I request permission to suspend Joint Rule 61 as it relates to Assembly Bill No. 1576.

JOE BACA

Above request ordered transmitted to the Committee on Rules.

#### **CONSIDERATION OF DAILY FILE**

#### **THIRD READING OF SENATE BILLS**

**SENATE BILL NO. 51 (Haynes)**—An act to amend Section 1036 of the Code of Civil Procedure, relating to inverse condemnation.

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

The roll was opened.

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

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

Motion carried. Time, 10:29 a.m.

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

**SENATE CONCURRENT RESOLUTION NO. 8 (Peace)**—Relative to the creation of the Joint Committee on Coordination of Public Policy Research.

Resolution read, and presented by Assembly Member Ducheny.  
The roll was opened.

**Call of the Assembly**

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

Motion carried. Time, 10:31 a.m.

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

**SENATE BILL NO. 1095 (Marks)**—An act to amend Section 11356.5 of the Health and Safety Code, and to amend Sections 186.22, 674, 1203.095, 1417.6, 2085.5, 4532, 12022, and 12022.5 of the Penal Code, relating to crimes.

Bill read third time.

**Motion to Amend**

Assembly Member Katz moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the Consent Calendar by unanimous consent.

**SENATE BILL NO. 105 (Kelley)**—An act to repeal and add Section 62708.5 of the Food and Agricultural Code, relating to agriculture.

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

Bill passed by the following vote:

**AYES—69**

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

**NOES—None**

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 688 (Committee on Agriculture and Water Resources)**—An act to amend Sections 26569.22 and 26569.30 of the Health and Safety Code, relating to agricultural commodities, and declaring the urgency thereof, to take effect immediately.

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

**Urgency Clause**

Urgency clause read.

The roll was opened.

**Call of the Assembly**

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

Motion carried. Time, 10:41 a.m.

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

**SENATE BILL NO. 820 (Russell)**—An act to amend Section 17213.5 of the Financial Code, relating to escrow agents.

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

Bill passed by the following vote:

**AYES—73**

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

**NOES—None**

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 923 (Mello)**—An act to amend Section 5108 of the Revenue and Taxation Code, relating to taxation.

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

Bill passed by the following vote:

**AYES—51**

Aguiar	Cannella	Harvey	Murray, Kevin
Alpert	Conroy	Hauser	Murray, Willard
Baca	Cortese	Hawkins	Napolitano
Baldwin	Cunneen	Knight	Poochigian
Battin	Davis	Knowles	Rainey
Boland	Ducheny	Kuykendall	Rogan
Bordonaro	Figueroa	Lee	Takasugi
Bowler	Firestone	Machado	Tucker
Brewer	Friedman	Margett	Vasconcellos
Brown, Valerie	Frusetta	Martinez	Villaraigosa
Brulte	Gallegos	McPherson	Weggeland
Burton	Goldsmith	Miller	Woods
Campbell	Granlund	Morrissey	

**NOES—10**

Bates	Hoge	Mazzoni	Sweeney
Bowen	Katz	Setencich	
Caldera	Kuehl	Speier	

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 83 (O'Connell)**—An act to add Section 39842 to the Education Code, relating to schoolbuses.

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

Bill passed by the following vote:

**AYES—71**

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

**NOES—None**

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 208 (Solis)**—An act to amend Sections 261.7 and 262 of the Penal Code, relating to spousal rape.

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

Bill passed by the following vote:

**AYES—69**

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

**NOES—None**

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 232 (Hughes)**—An act to amend Section 48902 of the Education Code, relating to pupils.

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

Bill passed by the following vote:

**AYES—63**

Aguiar	Bustamante	Hauser	Murray, Willard
Alby	Cannella	Hawkins	Napolitano
Alpert	Conroy	Knight	Olberg
Archie-Hudson	Cortese	Knox	Poochigian
Baca	Cunneen	Kuehl	Richter
Baldwin	Davis	Kuykendall	Rogan
Bates	Ducheny	Lee	Sher
Battin	Figueroa	Machado	Sweeney
Boland	Firestone	Margett	Takasugi
Bordonaro	Friedman	Martinez	Thompson
Bowler	Frusetta	Mazzoni	Tucker
Brewer	Gallegos	McDonald	Vasconcellos
Brown, Valerie	Goldsmith	McPherson	Villaraigosa
Brown, Willie	Granlund	Miller	Weggeland
Brulte	Hannigan	Morrow	Woods
Burton	Harvey	Murray, Kevin	

**NOES—4**

Caldera	Hoge	Knowles	Rainey
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**Vote Changes**

By unanimous consent, the following vote change was permitted on Senate Bill No. 232: Assembly Member Speier, from "Aye" to "Not Voting".

Bill ordered transmitted to the Senate.



**MEMBERS EXCUSED FOR COMMITTEE MEETING**

At 10:49 a.m., by unanimous consent, the members of the Committee on Rules were excused for the purpose of attending a meeting of the committee at this time, in the Tom Bane Rules Committee Room, and without objection, the House was permitted to continue in Floor session.

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

**SENATE BILL NO. 145 (Rosenthal)**—An act to amend Section 4850 of the Labor Code, relating to workers' compensation.

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

Bill passed by the following vote:

**AYES—45**

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

**NOES—27**

Aguiar	Brulte	Knight	Poochigian
Baldwin	Caldera	Knowles	Pringle
Battin	Goldsmith	Kuykendall	Rainey
Boland	Granlund	Margett	Rogan
Bordonaro	Harvey	Miller	Thompson
Bowler	Hawkins	Morrow	Weggeland
Brewer	Hoge	Olberg	

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 128 (Kelley)**—An act to amend Sections 13476, 13478, 13479, 13480, and 13482 of the Water Code, relating to water, and declaring the urgency thereof, to take effect immediately.

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

**Urgency Clause**

Urgency clause read, and adopted by the following vote:

**AYES—76**

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

**NOES—None**

The question being on the passage of the bill.

Bill passed by the following vote:

**AYES—76**

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

**NOES—None**

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 205 (Kelley)**—An act to add Section 13274 to the Water Code, relating to water.

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

Bill passed by the following vote:

**AYES—62**

Aguilar	Cortese	House	Napolitano
Alby	Gunneen	Knight	Olberg
Alpert	Davis	Knowles	Peechigian
Archie-Hudson	Ducheny	Kuchl	Pringle
Baca	Figueroa	Kuykendall	Rainey
Baldwin	Firestone	Lee	Rogan
Battin	Friedman	Machado	Setoncich
Boland	Frusetta	Margott	Takasugi
Bordonaro	Gallegos	Martinez	Thompson
Bowler	Goldsmith	McDonald	Tucker
Brulte	Grunlund	McPherson	Villaraigosa
Bustamante	Hannigan	Miller	Weggeland
Caldera	Harvey	Morrissey	Woods
Campbell	Hauser	Morrow	Mme. Speaker
Cannella	Hawkins	Murray, Kevin	
Conroy	Hoge	Murray, Willard	

**NOES—7**

Bowen	Burton	Sher	Sweeney
Brown, Valerie	Mazzoni	Speier	

Bill ordered transmitted to the Senate.

(NOTE: On August 24, 1995, the action was rescinded whereby Senate Bill No. 205 was passed, and whereby the bill was ordered transmitted to the Senate. See page 3256.)

**SENATE BILL NO. 733 (Lewis)**—An act to amend Section 1192.95 of the Insurance Code, relating to insurance.

Bill read third time.

**Motion to Amend**

Assembly Member Knowles moved the adoption of amendments.

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

**SENATE BILL NO. 961 (Watson)**—An act to add Section 2342.5 to the Probate Code, relating to conservatorships.

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

Bill passed by the following vote:

**AYES—68**

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

**NOES—4**

Battin	Boland	Knowles	Thompson
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Bill ordered transmitted to the Senate.

**SENATE BILL NO. 984 (Campbell)**—An act to amend Sections 8205 and 8211 of the Government Code, and to amend Sections 4054, 4150, 4151, 4152, 4153, 4155, 4307, 4402, 4409, 4703, 4753, 4806, and 5204 of the Probate Code, relating to powers of attorney, and declaring the urgency thereof, to take effect immediately.

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

**Urgency Clause**

Urgency clause read, and adopted by the following vote:

**AYES—72**

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

**NOES—None**

The question being on the passage of the bill.

Bill passed by the following vote:

**AYES—72**

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

**NOES—None**

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 1082 (Leslie)**—An act to add Section 96.25 to the Revenue and Taxation Code, relating to local government finance.

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

Bill passed by the following vote:

**AYES—69**

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

**NOES—1**

Bowen

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 634 (Kopp)**—An act to amend Section 17006.5 of, and to amend, repeal, and add Section 10850.3 of, the Welfare and Institutions Code, relating to public social services.

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

Bill passed by the following vote:

**AYES—61**

Aguilar	Conroy	House	Poochigian
Alby	Cortese	Katz	Pringle
Alpert	Cunneen	Knight	Rainey
Baca	Davis	Knowles	Rogan
Baldwin	Ducheny	Knox	Setencich
Battin	Firestone	Kuykendall	Speier
Boland	Friedman	Machado	Sweeney
Bordonaro	Frusetta	Margett	Takasugi
Bowen	Gallegos	Martinez	Thompson
Bowler	Goldsmith	McPherson	Tucker
Brewer	Granlund	Miller	Weggeland
Brown, Valerie	Hannigan	Morrissey	Woods
Brulte	Harvey	Morrow	Mme. Speaker
Bustamante	Hauser	Murray, Kevin	
Caldera	Hawkins	Murray, Willard	
Cannella	Hoge	Olberg	

**NOES—9**

Archie-Hudson	Campbell	Mazzoni
Bates	Kuehl	Sher
Burton	Lee	Villaraigosa

**Vote Changes**

By unanimous consent, the following vote change was permitted on Senate Bill No. 634: Assembly Member Ducheny, from “No” to “Aye”.

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 61 (Kopp)**—An act to amend Section 9255 of the Elections Code, relating to elections.

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

The roll was opened.

**Call of the Assembly**

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

Motion carried. Time, 11:14 a.m.

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

**SENATE BILL NO. 469 (Kelley)**—An act to amend Sections 1247, 1247.5, and 1247.6 of, and to repeal Section 1247.1 of, the Business and Professions Code, relating to clinical laboratory technology.

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

Bill passed by the following vote:

**AYES—72**

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

**NOES—None**

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 21 (Lewis)**—An act to amend Section 24425 of the Health and Safety Code, relating to industrial containers, and declaring the urgency thereof, to take effect immediately.

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

**Urgency Clause**

Urgency clause read, and adopted by the following vote:

**AYES—66**

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

**NOES—6**

Burton	Knight	Lee
Friedman	Kuehl	Mazzoni

The question being on the passage of the bill.

Bill passed by the following vote:

**AYES—66**

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

**NOES—6**

Burton	Knight	Lee
Friedman	Kuehl	Mazzoni

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 423 (Marks)**—An act to amend Section 1201.6 of the Harbors and Navigation Code, relating to pilotage, and making an appropriation therefor.

Bill read third time.

**Motion to Amend**

Assembly Member Conroy moved the adoption of amendments.

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

**SENATE BILL NO. 3 (Thompson)**—An act to add Section 6360.1 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read third time.

**Motion to Amend by Assembly Member Machado**

Assembly Member Machado moved the adoption of amendments.

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



**SENATE BILL NO. 186 (Maddy)**—An act to amend Sections 50003, 50314, and 50320 of, and to add Section 50129 to, the Financial Code, relating to lending.

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

Bill passed by the following vote:

**AYES—75**

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

**NOES—None**

Bill ordered transmitted to the Senate.

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

Bill read third time, and presented by Assembly Member Willie Brown.

Bill passed by the following vote:

**AYES—48**

Aguiar	Cortese	Knowles	Pringle
Alby	Cunneen	Kuykendall	Rainey
Baca	Davis	Machado	Richter
Baldwin	Ducheny	Margett	Rogan
Battin	Firestone	Martinez	Seteneich
Boland	Frusetta	McPherson	Takasugi
Bordonaro	Goldsmith	Miller	Thompson
Bowler	Granlund	Morrissey	Weggeland
Brewer	Harvey	Morrow	Woods
Brown, Willie	Hawkins	Murray, Kevin	Mme. Speaker
Brulte	Hoge	Murray, Willard	
Cannella	House	Olberg	
Conroy	Knight	Poochigian	

**NOES—18**

Alpert	Caldera	Lee	Speier
Archie-Hudson	Gallegos	Mazzoni	Sweeney
Bowen	Hauser	McDonald	Villaraigosa
Brown, Valerie	Katz	Napolitano	
Burton	Kuehl	Sher	

**Vote Changes**

By unanimous consent, the following vote change was permitted on Senate Bill No. 494: Assembly Member Valerie Brown, from "Aye" to "No".

**Bill ordered transmitted to the Senate:**

(NOTE: On June 27, 1996, the action was rescinded whereby Senate Bill No. 494 was passed, and whereby the bill was ordered transmitted to the Senate. See page 7624.)

**SENATE BILL NO. 422 (Thompson)**—An act to add Section 1797.195 to the Health and Safety Code, relating to emergency medical services.

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

Bill passed by the following vote:

**AYES—47**

Aguiar	Bustamante	Hawkins	Poochigian
Alby	Cannella	Hoge	Pringle
Alpert	Conroy	House	Rainey
Baca	Davis	Knight	Richter
Baldwin	Ducheney	Knowles	Rogan
Battin	Firestone	Kuykendall	Setencich
Boland	Frusetta	Machado	Takasugi
Bordonaro	Goldsmith	Margett	Thompson
Bowler	Granlund	Miller	Weggeland
Brewer	Hannigan	Morrissey	Woods
Brown, Valerie	Harvey	Morrow	Mme. Speaker
Brulte	Hauser	Olberg	

**NOES—22**

Archie-Hudson	Gallegos	Mazzoni	Speier
Bates	Katz	McDonald	Sweeney
Brown, Willie	Knox	Murray, Kevin	Tucker
Burton	Kuehl	Murray, Willard	Villaraigosa
Caldera	Lee	Napolitano	
Campbell	Martinez	Sher	

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 740 (Lewis)**—An act to amend Section 22314 of the Financial Code, relating to loans.

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

Bill passed by the following vote:

**AYES—61**

Aguiar	Conroy	Katz	Rainey
Alby	Cortese	Knight	Richter
Alpert	Cunneen	Knowles	Rogan
Baca	Davis	Kuehl	Setencich
Baldwin	Ducheney	Kuykendall	Speier
Battin	Figueroa	Machado	Sweeney
Boland	Firestone	Margett	Takasugi
Bordonaro	Frusetta	Mazzoni	Thompson
Bowen	Goldsmith	McPherson	Vasconcellos
Bowler	Granlund	Miller	Villaraigosa
Brewer	Hannigan	Morrissey	Weggeland
Brulte	Harvey	Morrow	Woods
Burton	Hauser	Napolitano	Mme. Speaker
Bustamante	Hawkins	Olberg	
Caldera	Hoge	Poochigian	
Cannella	House	Pringle	

**NOES—5**

Brown, Valerie	Martinez	Murray, Willard
Lee	Murray, Kevin	

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 1157 (Mountjoy)**—An act to amend Section 1032 of the Unemployment Insurance Code, relating to unemployment compensation.

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

Bill passed by the following vote:

**AYES—59**

Aguiar	Cannella	Hoge	Murray, Kevin
Alby	Conroy	House	Murray, Willard
Alpert	Cortese	Knight	Olberg
Baca	Cunneen	Knowles	Poochigian
Baldwin	Davis	Knox	Pringle
Battin	Ducheny	Kuehl	Rainey
Boland	Figueroa	Kuykendall	Rogan
Bordonaro	Firestone	Machado	Setencich
Bowen	Frusetta	Margett	Takasugi
Bowler	Gallegos	Martinez	Thompson
Brewer	Goldsmith	Mazzoni	Tucker
Brown, Valerie	Granlund	McPherson	Weggeland
Brulte	Harvey	Miller	Woods
Burton	Hauser	Morrissey	Mme. Speaker
Bustamante	Hawkins	Morrow	

**NOES—11**

Archie-Hudson	Friedman	McDonald	Speier
Bates	Katz	Napolitano	Sweeney
Caldera	Lee	Sher	

Bill ordered transmitted to the Senate.

**UNFINISHED BUSINESS**

**CONSIDERATION OF SENATE AMENDMENTS**

**ASSEMBLY BILL NO. 849 (Vasconcellos)**—An act to make an appropriation in augmentation of Items 9840-001-001, 9840-001-494, 9840-001-988, and 9840-011-001 of Section 2.00 of the Budget Act of 1994, relating to contingencies or emergencies, to take effect immediately as an appropriation for the usual current expenses of the state.

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

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

The roll was opened.

**Call of the Assembly**

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

Motion carried. Time, 11:43 a.m.

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

**ASSEMBLY BILL NO. 204 (Cannella)**—An act to amend Sections 8589.7 and 51018 of the Government Code, and to amend Sections 25270.8 and 25359.4 of the Health and Safety Code, relating to disasters.

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

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

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

**AYES—70**

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

**NOES—None**

Above bill ordered enrolled.

**BILLS PLACED ON INACTIVE FILE**

The following bill was placed upon the inactive file:

Assembly Bill No. 526, on request of Assembly Member Sher.

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

**ASSEMBLY BILL NO. 664 (Brulte)**—An act to add Section 830.61 to the Penal Code, relating to peace officers.

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

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

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

**AYES—71**

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

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 891 (Rogan)**—An act to add Sections 5006, 5413, and 5816 to the Labor Code, relating to workers' compensation.

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

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

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

**AYES—73**

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

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 946 (Caldera)**—An act to amend Sections 2194, 3691, 3694, 3729, 3731, and 4920 of, to add Sections 3776 and 5103 to, and to add Part 7.5 (commencing with Section 4501) to Division 1 of, the Revenue and Taxation Code, relating to taxation, and declaring the urgency thereof, to take effect immediately.

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

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

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

**AYES—75**

Aguiar	Campbell	House	Olberg
Alby	Cannella	Katz	Poochigian
Alpert	Conroy	Knowles	Pringle
Archie-Hudson	Cortese	Knox	Rainey
Baca	Cunneen	Kuehl	Richter
Baldwin	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	Vasconcellos
Brown, Willie	Hannigan	Morrissey	Villaraigosa
Brulte	Harvey	Morrow	Weggeland
Burton	Hauser	Murray, Kevin	Woods
Bustamante	Hawkins	Murray, Willard	Mme. Speaker
Caldera	Hoge	Napolitano	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 1111 (Rogan)**—An act to add Section 992 to the Penal Code, relating to criminal procedure.

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

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

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

**AYES—73**

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

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 1120 (Kuykendall)**—An act to add Section 1471 to the Civil Code, relating to real property.

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

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

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

**AYES—72**

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

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 1175 (Morrissey)**—An act to amend Sections 12009 and 12211 of the Business and Professions Code, relating to weights and measures.

The question being: Shall the Assembly concur in 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	Campbell	House	Olberg
Alby	Cannella	Katz	Poochigian
Alpert	Conroy	Knowles	Pringle
Archie-Hudson	Cortese	Knox	Rainey
Baca	Cunneen	Kuehl	Richter
Baldwin	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
Brown, Willie	Hannigan	Morrissey	Weggeland
Brulte	Harvey	Morrow	Woods
Burton	Hauser	Murray, Kevin	Mme. Speaker
Bustamante	Hawkins	Murray, Willard	
Caldera	Hoge	Napolitano	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 1344 (Sweeney)**—An act to amend Section 626.6 of, and to add Section 626.7 to, the Penal Code, relating to crimes.

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

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

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

**AYES—73**

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

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 1458 (Granlund)**—An act to amend Sections 12085, 12085.5, 12086, 12087, 12088, 12090, 12091, 12781, and 12803 of, to amend the heading of Article 8 (commencing with Section 12085) of Chapter 1 of Part 2 of Division 3 of Title 2 of, and to repeal Section 12089 of, the Government Code, relating to community services and development.

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

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

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

**AYES—52**

Aguiar	Cortese	Hoge	Olberg
Alby	Cunneen	House	Poochigian
Alpert	Davis	Knowles	Pringle
Baldwin	Ducheny	Knox	Rainey
Battin	Figueroa	Kuykendall	Richter
Boland	Firestone	Machado	Rogan
Bordonaro	Frusetta	Margett	Setencich
Bowler	Gallegos	McPherson	Takasugi
Brewer	Goldsmith	Miller	Thompson
Brown, Valerie	Granlund	Morrissey	Villaraigosa
Brulte	Harvey	Morrow	Weggeland
Bustamante	Hauser	Murray, Kevin	Woods
Cannella	Hawkins	Murray, Willard	Mme. Speaker

**NOES—14**

Archie-Hudson	Burton	Lee	Sher
Bates	Caldera	Martinez	Speier
Bowen	Friedman	Mazzoni	
Brown, Willie	Kuehl	McDonald	

**Vote Changes**

By unanimous consent, the following vote changes were permitted on concurrence in Senate amendments to Assembly Bill No. 1458: Assembly Members Archie-Hudson and McDonald, from "Aye" to "No"; Assembly Member Baca, from "Aye" to "Not Voting".

Above bill ordered enrolled.



**ASSEMBLY BILL NO. 1476 (Cannella)**—An act to amend Sections 33704, 36801, 36802, 36803, 36805, 36806, 36808, and 37401 of, to add Sections 33704.7 and 33704.8 to, and to repeal Article 4 (commencing with Section 36921) of Chapter 2 of Part 3 of Division 15 of, the Food and Agriculture Code, and to amend Section 49 of Chapter 95 of the Statutes of 1994, relating to milk products.

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

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

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

#### AYES—74

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

#### NOES—None

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 1635 (Gallegos)**—An act to amend Section 1803.2 of the Civil Code, relating to contracts, and declaring the urgency thereof, to take effect immediately.

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

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

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

**AYES—74**

Alby	Cannella	Katz	Poochigian
Alpert	Conroy	Knowles	Pringle
Archie-Hudson	Cortese	Knox	Rainey
Baca	Cunneen	Kuehl	Richter
Baldwin	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	Vasconcellos
Brown, Willie	Hannigan	Morrissey	Villaraigosa
Brulte	Harvey	Morrow	Weggeland
Burton	Hauser	Murray, Kevin	Woods
Bustamante	Hawkins	Murray, Willard	Mme. Speaker
Caldera	Hoge	Napolitano	
Campbell	House	Olberg	

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 1739 (Bordonaro)**—An act to amend Sections 5028, 5311, and 6301 of, and to add Section 6301.1 to, the Food and Agricultural Code, relating to agriculture.

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

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

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

**AYES—71**

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

**NOES—1**

Villaraigosa

**Vote Changes**

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 1739: Assembly Member Villaraigosa, from "Aye" to "No".

Above bill ordered enrolled.

**ASSEMBLY CONCURRENT RESOLUTION NO. 11** (Aguiar)—Relative to disabled access.

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

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

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

**AYES—75**

Aguiar	Campbell	House	Olberg
Alby	Cannella	Katz	Poochigian
Alpert	Conroy	Knowles	Pringle
Archie-Hudson	Cortese	Knox	Rainey
Baca	Cunneen	Kuehl	Richter
Baldwin	Davis	Kuykendall	Rogan
Bates	Ducheney	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	Vasconcellos
Brown, Willie	Hannigan	Morrissey	Villaraigosa
Brulte	Harvey	Morrow	Weggeland
Burton	Hauser	Murray, Kevin	Woods
Bustamante	Hawkins	Murray, Willard	Mme. Speaker
Caldera	Hoge	Napolitano	

**NOES—None**

**Vote Changes**

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Concurrent Resolution No. 11: Assembly Member Harvey, from "No" to "Aye".

Above resolution ordered enrolled.

**REQUEST FOR DEMOCRATIC CAUCUS**

At 11:53 a.m., Assembly Member Caldera requested unanimous consent that the Democratic Caucus be permitted to meet in the Tom Bane Rules Committee Room.

**Request Withdrawn**

Assembly Member Caldera withdrew his request for a Democratic Caucus.

**CONSIDERATION OF DAILY FILE (RESUMED)**

**UNFINISHED BUSINESS (RESUMED)**

**CONSIDERATION OF SENATE AMENDMENTS**

**ASSEMBLY JOINT RESOLUTION NO. 26 (Rainey)**—Relative to private activity bonds.

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

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

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

**AYES—65**

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

**NOES—2**

Sher                      Speier

Above resolution ordered enrolled.

**CONSIDERATION OF CONSENT CALENDAR**

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

**Consent Calendar—Senate Bills**

**SENATE BILL NO. 371 (Rosenthal)**—An act to amend Section 1357 of the Health and Safety Code, and to amend Section 10700 of the Insurance Code, relating to health 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.)~~

(NOTE: On July 1, 1996, the action was rescinded whereby Senate Bill No. 371 was passed, and whereby the bill was ordered transmitted to the Senate. See page 7677.)

**SENATE BILL NO. 416 (Lewis)**—An act to amend Sections 1067.02 and 1067.09 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.)

**SENATE JOINT RESOLUTION NO. 18 (Lewis)**—Relative to homebased business.

Resolution read, adopted, and ordered transmitted to the Senate.

(For the vote on the above resolution, 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**

Aguiar	Campbell	House	Olberg
Alby	Cannella	Katz	Poochigian
Alpert	Conroy	Knowles	Pringle
Archie-Hudson	Cortese	Knox	Rainey
Baca	Cunneen	Kuehl	Richter
Baldwin	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	Vasconcellos
Brown, Willie	Hannigan	Morrissey	Villaraigosa
Brulte	Harvey	Morrow	Weggeland
Burton	Hauser	Murray, Kevin	Woods
Bustamante	Hawkins	Murray, Willard	Mme. Speaker
Caldera	Hoge	Napolitano	

**NOES—None****CONSIDERATION OF DAILY FILE (RESUMED)****UNFINISHED BUSINESS (RESUMED)****CONSIDERATION OF SENATE AMENDMENTS**

**ASSEMBLY BILL NO. 1836 (Figueroa)**— An act to amend Section 11166 of the Penal Code, and to amend Section 15630 of the Welfare and Institutions Code, relating to abuse.

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

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

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

**AYES—70**

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

**NOES—None**

**Above bill ordered enrolled.**

*(NOTE: On July 28, 1995, the action was rescinded whereby the Assembly concurred in Senate amendments to Assembly Bill No. 1836 and whereby the bill was ordered enrolled. See page 3012.)*

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
SENATE BILL NO. 51**

At 12:01 p.m., on motion of Assembly Member Bordonaro, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 51 passed by the following vote:

**AYES—47**

Aguiar	Cannella	Hoge	Poochigian
Alby	Conroy	House	Pringle
Baca	Cortese	Knight	Rainey
Baldwin	Cunneen	Knowles	Richter
Battin	Ducheny	Kuykendall	Rogan
Boland	Firestone	Machado	Setencich
Bordonaro	Frusetta	Margett	Takasugi
Bowler	Goldsmith	McPherson	Thompson
Brewer	Granlund	Miller	Weggeland
Brown, Willie	Hannigan	Morrissey	Woods
Brulte	Harvey	Morrow	Mme. Speaker
Burton	Hawkins	Olberg	

**NOES—23**

Alpert	Campbell	Kuehl	Sher
Archie-Hudson	Davis	Lee	Speier
Bates	Figueroa	Martinez	Sweeney
Bowen	Hauser	Mazzoni	Vasconcellos
Brown, Valerie	Katz	McDonald	Villaraigosa
Caldera	Knox	Napolitano	

**Motion to Reconsider Senate Bill No. 51  
on Next Legislative Day**

Assembly Member Caldera moved to reconsider on the next legislative day the vote whereby Senate Bill No. 51 was this day passed.

Senate Bill No. 51 ordered to the unfinished business file.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
SENATE CONCURRENT RESOLUTION NO. 8**

At 12:02 p.m., on motion of Assembly Member Ducheny, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Concurrent Resolution No. 8 adopted by the following vote:

**AYES—50**

Alpert	Cortese	Knox	Rainey
Archie-Hudson	Cunneen	Kuehl	Richter
Baca	Davis	Kuykendall	Rogan
Baldwin	Ducheny	Lee	Setencich
Bates	Figueroa	Machado	Sher
Bowen	Friedman	Margett	Speier
Brown, Valerie	Frusetta	Martinez	Sweeney
Brown, Willie	Gallegos	Mazzoni	Tucker
Burton	Goldsmith	McDonald	Villaraigosa
Bustamante	Hannigan	McPherson	Woods
Caldera	Hauser	Murray, Kevin	Mme. Speaker
Campbell	Hawkins	Murray, Willard	
Cannella	Katz	Napolitano	

**NOES—22**

Aguiar	Brewer	House	Olberg
Alby	Brulte	Knight	Takasugi
Battin	Conroy	Knowles	Thompson
Boland	Granlund	Miller	Weggeland
Bordonaro	Harvey	Morrissey	
Bowler	Hoge	Morrow	

Resolution ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY  
CLAUSE TO SENATE BILL NO. 688**

At 12:02 p.m., on motion of Assembly Member Harvey, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The urgency clause to Senate Bill No. 688 adopted by the following vote:

**AYES—63**

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

**NOES—10**

Burton	Friedman	Napolitano	Villaraigosa
Caldera	Katz	Sher	
Figueroa	Mazzoni	Sweeney	

The question being on the passage of the bill.



Bill passed by the following vote:

**AYES—63**

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

**NOES—10**

Burton	Friedman	Napolitano	Villaraigosa
Caldera	Katz	Sher	
Figueroa	Mazzoni	Sweeney	

**Vote Changes**

By unanimous consent, the following vote change was permitted on the urgency clause to Senate Bill No. 688, and on passage of the bill: Assembly Member Bowen, from "No" to "Aye".

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
SENATE BILL NO. 61**

At 12:03 p.m., on motion of Assembly Member Speier, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 61 passed by the following vote:

**AYES—44**

Aguiar	Bustamante	Hannigan	McDonald
Alpert	Caldera	Harvey	McPherson
Archie-Hudson	Campbell	Hauser	Napolitano
Baca	Cannella	Hoge	Pringle
Bates	Cortese	Katz	Rainey
Battin	Cunneen	Knox	Setencich
Boland	Davis	Kuehl	Sher
Bowen	Figueroa	Kuykendall	Speier
Brown, Valerie	Firestone	Machado	Vasconcellos
Brown, Willie	Friedman	Margett	Woods
Burton	Granlund	Martinez	Mme. Speaker

**NOES—28**

Alby	Frusetta	Lee	Poochigian
Baldwin	Gallegos	Mazzoni	Rogan
Bordonaro	Goldsmith	Miller	Takasugi
Bowler	Hawkins	Morrissey	Thompson
Brewer	House	Morrow	Tucker
Brulte	Knight	Murray, Kevin	Villaraigosa
Conroy	Knowles	Murray, Willard	Weggeland

**Vote Changes**

By unanimous consent, the following vote changes were permitted on Senate Bill No. 61: Assembly Member Boland, from "No" to "Aye"; Assembly Member Ducheny, from "Aye" to "Not Voting".

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH  
ON CONCURRENCE IN SENATE AMENDMENTS TO  
ASSEMBLY BILL NO. 849**

At 12:03 p.m. on motion of Assembly Member Vasconcellos, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly concurred in Senate amendments to Assembly Bill No. 849 by the following vote:

**AYES—54**

Alpert	Conroy	Katz	Poochigian
Archie-Hudson	Cortese	Knox	Rainey
Baca	Cunneen	Kuehl	Richter
Bates	Davis	Kuykendall	Sher
Bowen	Ducheny	Lee	Speier
Brewer	Figueroa	Machado	Sweeney
Brown, Valerie	Firestone	Margett	Takasugi
Brown, Willie	Friedman	Martinez	Tucker
Brulte	Gallegos	Mazzoni	Vasconcellos
Burton	Goldsmith	McDonald	Villaraigosa
Bustamante	Hannigan	McPherson	Weggeland
Caldera	Harvey	Murray, Kevin	Mme. Speaker
Campbell	Hauser	Murray, Willard	
Cannella	Hawkins	Napolitano	

**NOES—21**

Aguiar	Bowler	Miller	Setencich
Alby	Frusetta	Morrissey	Thompson
Baldwin	Granlund	Morrow	Woods
Battin	Hoge	Olberg	
Boland	House	Pringle	
Bordonaro	Knowles	Rogan	

**Vote Changes**

By unanimous consent, the following vote changes were permitted on concurrence in Senate amendments to Assembly Bill No. 849: Assembly Member Setencich, from "Aye" to "No"; Assembly Member Conroy, from "No" to "Aye".

Above bill ordered enrolled.

**MOTION REFERRED TO COMMITTEE**

The Hawkins motion relative to Assembly Rule 10 was referred to the Committee on Rules.

**ASSEMBLY BILL NO. 1415 WITHDRAWN FROM ENROLLMENT**

Assembly Member Aguiar was granted unanimous consent that Assembly Bill No. 1415 be withdrawn from enrollment and that the bill be returned to the Senate for further action.

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

**ASSEMBLY BILL NO. 773 (Brulte)**—An act to amend Sections 17041, 17062, 23151, and 23455 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read third time.

**Motion to Amend by Assembly Member Katz—Set 2**

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

**Motion to Table Katz Amendments—Set 2**  
**to Assembly Bill No. 773**

Assembly Member Goldsmith moved that the amendments offered by Assembly Member Katz to Assembly Bill No. 773—Set 2 be laid upon the table.

Assembly Member Thompson seconded the motion.  
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, 12:10 p.m.

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

**Motion to Amend by Assembly Member Alpert—Set 1**

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

**Motion to Table Alpert Amendments—Set 1**  
**to Assembly Bill No. 773**

Assembly Member Goldsmith moved that the amendments offered by Assembly Member Alpert—Set 1 to Assembly Bill No. 773 be laid upon the table.

Assembly Member Thompson seconded the motion.  
The roll was opened.

**Call of the Assembly**

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

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

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

**Motion to Amend by Assembly Member Katz—Set 3**

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

**Motion to Table Katz Amendments—Set 3**  
**to Assembly Bill No. 773**

Assembly Member Goldsmith moved that the amendments offered by Assembly Member Katz—Set 3 to Assembly Bill No. 773 be laid upon the table.

Assembly Member Thompson seconded the motion.

**Point of Order**

Assembly Member Hannigan arose to the following point of order:

That Assembly Member Goldsmith spoke prior to making the motion to table 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.

**Motion to Table Katz Amendments—Set 3  
to Assembly Bill No. 773**

Assembly Member Brulte moved that the amendments offered by Assembly Member Katz—Set 3 to Assembly Bill No. 773 be laid upon the table.

Assembly Member Morrissey seconded the motion.

Motion carried by the following vote:

**AYES—37**

Aguilar	Figueroa	Knowles	Richter
Alby	Firestone	Kuykendall	Rogan
Baldwin	Friedman	Margett	Setencich
Battin	Frusetta	Miller	Takasugi
Boland	Goldsmith	Morrissey	Thompson
Bordonaro	Granlund	Morrow	Weggeland
Bowler	Harvey	Olberg	Woods
Brewer	Hawkins	Poochigian	
Brulte	Hoge	Pringle	
Conroy	House	Rainey	

**NOES—35**

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

**COMMUNICATIONS**

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

**Explanation of Vote—Assembly Bill No. 773  
Katz Amendments—Set 3**

July 7, 1995

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

Dear Mr. Wilson: When the roll call vote was taken on July 7, 1995, on the motion to table Katz's amendments, set #3, to Assembly Bill 773, I inadvertently voted "aye". Although it was my original intent to change my vote, my "no" vote could not be recorded as it would have changed the outcome of this measure. I would like to have the record clearly reflect my intention to be a "no" vote on this matter.

Respectfully,

LIZ FIGUEROA, Assembly Member  
Twentieth District

**Explanation of Vote—Assembly Bill No. 773  
Katz Amendments—Set 3**

July 7, 1995

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

Dear Mr. Wilson: When the roll call vote was taken on July 7, 1995, on the motion to table Assemblyman Katz's amendments, set #3, to Assembly Bill 773, I inadvertently voted "aye". Although it was my original intent to change my vote, my "no" vote could not be recorded as it would have changed the outcome of this measure. I would like to have the record clearly reflect my intention to be a "no" vote on this matter.

Respectfully,

BARBARA FRIEDMAN, Assembly Member  
Fortieth District

**Motion to Amend by Assembly Member Bustamante—Set 4**

Assembly Member Bustamante moved the adoption of amendments.

Amendments read.

**Motion to Table Bustamante Amendments—Set 4  
to Assembly Bill No. 773**

Assembly Member Goldsmith moved that the amendments offered by Assembly Member Bustamante—Set 4 to Assembly Bill No. 773 be laid upon the table.

Assembly Member Thompson seconded the motion.

The roll was opened.

**Call of the Assembly**

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

Motion carried. Time, 12:17 p.m.

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

**Motion to Amend by Assembly Member Archie-Hudson—Set 5**

Assembly Member Archie-Hudson moved the adoption of amendments.

Amendments read.

**Motion to Table Archie-Hudson Amendments—Set 5  
to Assembly Bill No. 773**

Assembly Member Goldsmith moved that the amendments offered by Assembly Member Archie-Hudson—Set 5 to Assembly Bill No. 773 be laid upon the table.

Assembly Member Pringle seconded the motion.

The roll was opened.

**Call of the Assembly**

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

Motion carried. Time, 12:20 p.m.

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

**Motion to Amend by Assembly Member Bowen—Set 6**

Assembly Member Bowen moved the adoption of amendments.

Amendments read.

**Motion to Table Bowen Amendments—Set 6  
to Assembly Bill No. 773**

Assembly Member Pringle moved that the amendments offered by Assembly Member Bowen—Set 6 to Assembly Bill No. 773 be laid upon the table.

Assembly Member Thompson seconded the motion.

The roll was opened.

**Call of the Assembly**

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

Motion carried. Time, 12:23 p.m.

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

**Motion to Amend by Assembly Member McDonald—Set 7**

Assembly Member McDonald moved the adoption of amendments.

Amendments read.

**Motion to Table McDonald Amendments—Set 7  
to Assembly Bill No. 773**

Assembly Member Goldsmith moved that the amendments offered by Assembly Member McDonald—Set 7 to Assembly Bill No. 773 be laid upon the table.

Assembly Member Thompson seconded the motion.

The roll was opened.

**Call of the Assembly**

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

Motion carried. Time, 12:25 p.m.

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

**Motion to Amend by Assembly Member McDonald—Set 8**

Assembly Member McDonald moved the adoption of amendments.

Amendments read.

**Motion to Table McDonald Amendments—Set 8  
to Assembly Bill No. 773**

Assembly Member Goldsmith moved that the amendments offered by Assembly Member McDonald—Set 8 to Assembly Bill No. 773 be laid upon the table.

Assembly Member Thompson seconded the motion.

The roll was opened.

**Call of the Assembly**

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

Motion carried. Time, 12:26 p.m.

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



**CALL OF THE ASSEMBLY DISPENSED WITH ON  
MOTION TO TABLE KATZ AMENDMENTS—SET 2 TO  
ASSEMBLY BILL NO. 773**

At 12:26 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 table Katz amendments—Set 2 to Assembly Bill No. 773 carried by the following vote:

**AYES—38**

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

**NOES—37**

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

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
MOTION TO TABLE ALPERT AMENDMENTS—SET 1 TO  
ASSEMBLY BILL NO. 773**

At 12:26 p.m., on motion of Assembly Member Goldsmith, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The motion to table Alpert amendments—Set 1 to Assembly Bill No. 773 carried by the following vote:

**AYES—38**

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

**NOES—37**

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

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
MOTION TO TABLE BUSTAMANTE AMENDMENTS—SET 4 TO  
ASSEMBLY BILL NO. 773**

At 12:27 p.m., on motion of Assembly Member Goldsmith, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The motion to table Bustamante amendments—Set 4 to Assembly Bill No. 773 carried by the following vote:

**AYES—38**

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

**NOES—37**

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

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
MOTION TO TABLE ARCHIE-HUDSON AMENDMENTS—SET 5 TO  
ASSEMBLY BILL NO. 773**

At 12:27 p.m., on motion of Assembly Member Goldsmith, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The motion to table Archie-Hudson amendments—Set 5 to Assembly Bill No. 773 carried by the following vote:

**AYES—38**

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

**NOES—37**

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

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
MOTION TO TABLE BOWEN AMENDMENTS—SET 6 TO  
ASSEMBLY BILL NO. 773**

At 12:27 p.m., on motion of Assembly Member Bowen, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The motion to table Bowen amendments—Set 6 to Assembly Bill No. 773 carried by the following vote:

**AYES—38**

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

**NOES—37**

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

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
MOTION TO TABLE McDONALD AMENDMENTS—SET 7 TO  
ASSEMBLY BILL NO. 773**

At 12:27 p.m., on motion of Assembly Member McDonald, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The motion to table McDonald amendments—Set 7 to Assembly Bill No. 773 carried by the following vote:

**AYES—38**

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

**NOES—37**

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

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
MOTION TO TABLE McDONALD AMENDMENTS—SET 8 TO  
ASSEMBLY BILL NO. 773**

At 12:27 p.m., on motion of Assembly Member McDonald, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The motion to table McDonald amendments—Set 8 to Assembly Bill No. 773 carried by the following vote:

**AYES—38**

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

**NOES—37**

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

**FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 773**

**ASSEMBLY BILL NO. 773 (Brulte)**—An act to amend Sections 17041, 17062, 23151, and 23455 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

**Demand for Previous Question**

Assembly Members Thompson, Bates, Knowles, Miller, and House demanded the previous question. Demand for previous question lost by the following vote:

**AYES—31**

Aguiar	Burton	House	Rainey
Alby	Conroy	Knight	Richter
Baldwin	Cunneen	Knowles	Rogan
Boland	Firestone	Margett	Takasugi
Bordonaro	Frusetta	McPherson	Thompson
Bowler	Goldsmith	Miller	Weggeland
Brewer	Granlund	Morrissey	Woods
Brulte	Hawkins	Poochigian	

**NOES—37**

Alpert	Cortese	Kuehl	Olberg
Archie-Hudson	Davis	Kuykendall	Sher
Baca	Figueroa	Lee	Speier
Bowen	Friedman	Machado	Sweeney
Brown, Valerie	Gallegos	Martinez	Tucker
Brown, Willie	Hannigan	Mazzoni	Vasconcellos
Bustamante	Harvey	McDonald	Villaraigosa
Caldera	Hauser	Murray, Kevin	
Campbell	Katz	Murray, Willard	
Cannella	Knox	Napolitano	

**Point of Order**

Assembly Member Burton arose to the following point of order:

That Assembly Member Bowler limit debate to the merits of Assembly Bill No. 773 and that his remarks be addressed to the Body.

**Ruling by Majority Speaker pro Tempore Setencich**

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

**Point of Order**

Assembly Member Goldsmith arose to the following point of order:

That Assembly Member Archie-Hudson limit debate to the merits of Assembly Bill No. 773.

**Ruling by Majority Speaker pro Tempore Setencich**

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

**Point of Order**

Assembly Member Brulte arose to the following point of order:

That Assembly Member Sher has inaccurately represented the Governor's position in his debate relative to Assembly Bill No. 773.

**Point of Order**

Assembly Member Willie Brown arose to the following point of order:

That Assembly Member Brulte's remarks are not a point of order.

**Ruling by Majority Speaker pro Tempore Setencich**

The Majority Speaker pro Tempore ruled the point of order by Assembly Member Willie Brown well-taken.

**Point of Order**

Assembly Member Goldsmith arose to the following point of order:

That pursuant to Mason's Manual of Legislative Procedure, Section 752, Assembly Member Sher's reference to the Governor is not in order.

**Ruling by Majority Speaker pro Tempore Setencich**

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

**Point of Order**

Assembly Member Aguiar arose to the following point of order:

That Assembly Member Caldera limit debate to the merits of Assembly Bill No. 773.

**Ruling by Majority Speaker pro Tempore Setencich**

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



**Point of Order**

Assembly Member Pringle arose to the following point of order:

That Assembly Member Burton observe rules of decorum in debate.

**Point of Order**

Assembly Member Goldsmith arose to the following point of order:

That Assembly Member Burton observe decorum in debate as it relates to Mason's Manual, Section 124.

**Ruling by Majority Speaker pro Tempore Setencich**

The Majority Speaker pro Tempore ruled the points of order well-taken, that Members should confine remarks to the question before the Body, and refrain from mentioning the names of Members during the course of debate.

**Demand for Previous Question**

Assembly Members Aguiar, Willie Brown, Knox, Davis, and Ducheny demanded the previous question. Demand sustained.

The question being on the passage of the bill.

The roll was opened.

**Call of the Assembly**

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

Motion carried. Time, 1:45 p.m.

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

**ANNOUNCEMENTS**

Majority Speaker pro Tempore Setencich announced that the Senate has requested that Assembly Members designate Senate Floor authors for Assembly bills on third reading in the Senate.

**REQUEST TO WITHDRAW AND RE-REFER BILL**

On behalf of Assembly Member Knowles, Assembly Member Rogan requested unanimous consent that Senate Bill No. 1020 be withdrawn from the Committee on Health and re-referred to the Committee on Insurance.

Assembly Member Caldera withheld unanimous consent.

**Request to Waive Joint Rule 62(a)**

On behalf of Assembly Member Knowles, Assembly Member Rogan requested unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bills Nos. 1020 and 266; and Assembly Bills Nos. 1106, 1394, and 1650 for hearing in the Committee on Insurance.

Assembly Member Caldera withheld unanimous consent.

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

**ASSEMBLY BILL NO. 1694**—An act to amend Section 6404 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time, and ordered to third reading.

**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 Bill No. 1244**, ordered to third reading;

(NOTE: Later this day Senate Bill No. 1244 was re-referred to the Committee on Appropriations.)

**Senate Bill No. 1087**, ordered to the Consent Calendar.

**SECOND READING OF SENATE BILLS**

**SENATE BILL NO. 157**—An act to add Article 4 (commencing with Section 6450) to Chapter 5 of Part 1 of Division 6 of the Fish and Game Code, relating to grass carp, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

**SENATE BILL NO. 209**—An act to amend Section 18804 of the Revenue and Taxation Code, relating to taxation.

Bill read second time, and ordered to third reading.

**SENATE BILL NO. 252**—An act to amend Section 99268.17 of the Public Utilities Code, relating to transportation.

Bill read second time, and ordered to third reading.

**SENATE BILL NO. 307**—An act to amend Section 14610.5 of the Vehicle Code, relating to vehicles.

Bill read second time, and ordered to third reading.

**SENATE BILL NO. 321**—An act to add Section 11404.2 to the Welfare and Institutions Code, relating to foster care, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

**SENATE BILL NO. 376**—An act to amend Section 12962 of, to add Section 12962.5 to, and to repeal Section 12960 of, the Insurance Code, relating to insurance.

Bill read second time, and ordered to third reading.

**SENATE BILL NO. 651**—An act to amend, repeal, and add Section 25198 of the Health and Safety Code, relating to hazardous waste.

Bill read second time, and ordered to third reading.

**SENATE BILL NO. 810**—An act to amend Sections 6027.5, 6029, 12848.6, 12848.7, 12848.8, and 13149 of the Food and Agricultural Code, relating to pest control, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

**SENATE BILL NO. 831**—An act to add Chapter 24 (commencing with Section 78601) to Division 22 of the Food and Agricultural Code, relating to agriculture.

Bill read second time, and ordered to third reading.

**SENATE BILL NO. 1045**—An act to amend Section 903.8 of the Welfare and Institutions Code, relating to public social services.

Bill read second time, and ordered to third reading.

**SENATE BILL NO. 1158**—An act to add and repeal Article 13 (commencing with Section 18841) to Chapter 3 of Part 10.2 of Division 2 of the Revenue and Taxation Code, relating to taxation.

Bill read second time, and ordered to third reading.

**SENATE BILL NO. 1319**—An act to amend Section 25395 of the Health and Safety Code, relating to hazardous substances, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

**SENATE BILL NO. 458**—An act to amend Sections 7704, 8576, and 8757 of the Fish and Game Code, relating to fish.

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

**SENATE BILL NO. 572**—An act to amend Section 13263 of the Water Code, relating to water.

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

**SENATE BILL NO. 615**—An act to amend Section 1596.792 of the Health and Safety Code, and to amend Sections 1174.2, 1174.4, 6225, and 6228 of, and to add Section 1174.9 to, the Penal Code, relating to sentencing.

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

**SENATE BILL NO. 787**—An act to amend Sections 30301 and 30514 of the Public Resources Code, relating to the California Coastal Commission, and declaring the urgency thereof, to take effect immediately.

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

**SENATE BILL NO. 732**—An act to amend and repeal Section 1569.697 of, and to add Article 6.6 (commencing with Section 1569.698) to Chapter 3.2 of Division 2 of, the Health and Safety Code, relating to residential care for the elderly.

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

**SENATE BILL NO. 501**—An act to amend Sections 44091, 44092, and 44094 of, to add Article 10 (commencing with Section 44100) to Chapter 5 of Part 5 of Division 26 of, and to repeal Section 44095 of, the Health and Safety Code, and to amend Section 4000.6 of the Vehicle Code, relating to air pollution.

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 Natural Resources.

**SENATE BILL NO. 149**—An act to amend Section 11005.3 of the Revenue and Taxation Code, and to amend Section 2107 of the Streets and Highways Code, relating to taxation, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

**SENATE BILL NO. 333**—An act to amend Section 65009 of the Government Code, relating to land use.

Bill read second time, and ordered to third reading.

**SENATE BILL NO. 1275**—An act to amend Sections 6588 and 6591 of, and to add Sections 6590.1, 6590.2, 6591.1, 6592.5, and 6599.1 to, the Government Code, relating to local governmental finance, and declaring the urgency thereof, to take effect immediately.

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

**SENATE BILL NO. 479**—An act to amend Section 1280.1 of the Code of Civil Procedure, relating to arbitrators.

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

**SENATE BILL NO. 934**—An act to amend Section 411.35 of the Code of Civil Procedure, relating to civil liability.

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

**SENATE BILL NO. 231**—An act to repeal and add Article 8 (commencing with Section 1263.710) of Chapter 9 of Title 7 of Part 3 of the Code of Civil Procedure, relating to eminent domain.

Bill read second time, and ordered to third reading.

**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, and ordered to third reading.

**SENATE BILL NO. 840**—An act to amend Sections 3041 and 3041.5 of, and to add and repeal Section 977.2 of, the Penal Code, relating to criminal procedure.

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

**SENATE BILL NO. 1264**—An act to relating to park and open-space lands, and declaring the urgency thereof, to take effect immediately.

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

**SENATE BILL NO. 558**—An act to add Section 3022.5 to the Family Code, relating to child abuse.

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

**SENATE BILL NO. 936**—An act to amend Sections 65582, 65583.1, and 65584.5 of, to add Section 65584.1 to, and to repeal and add Section 65584 of, the Government Code, relating to housing.

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 Housing and Community Development.

**SENATE BILL NO. 357**—An act to amend Sections 12071, 12072, 12080, and 12316 of, and to add Section 12004 to, the Penal Code, and to amend Section 8101 of the Welfare and Institutions Code, relating to firearms.

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

#### **RE-REFERENCE OF BILLS PURSUANT TO THE RULES**

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

**Senate Bill No. 1244.**

#### **JOINT RULE 62(a) WAIVED**

Assembly Member Baca was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bills Nos. 595 and 1142 for hearing in the Committee on Utilities and Commerce on July 10, 1995.

#### **MOTION TO RECONSIDER**

##### **ASSEMBLY BILL NO. 111—SET 94 AMENDMENTS CONTINUED**

By unanimous consent, the motion to reconsider the vote on Assembly Bill No. 111—Set 94 amendments was continued until the next legislative day.

**CALL OF THE ASSEMBLY DISPENSED WITH ON  
ASSEMBLY BILL NO. 773**

At 1:49 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.

Assembly Bill No. 773 refused passage by the following vote:

**AYES—37**

Aguilar	Cunneen	Kuykendall	Rainey
Alby	Firestone	Machado	Rogan
Baldwin	Frusetta	Margett	Setencich
Battin	Goldsmith	McPherson	Takasugi
Boland	Granlund	Miller	Weggeland
Bordonaro	Harvey	Morrissey	Woods
Bowler	Hawkins	Morrow	Mme. Speaker
Brewer	Hoge	Olberg	
Brulte	House	Poochigian	
Conroy	Knowles	Pringle	

**NOES—34**

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

**Unanimous Consent Withheld**

Assembly Member Kuykendall withheld unanimous consent on any requests for vote adds or changes to the roll call vote taken on Assembly Bill No. 773.

**Motion to Reconsider Assembly Bill No. 773  
on Next Legislative Day**

Assembly Member Brulte moved to reconsider on the next legislative day the vote whereby Assembly Bill No. 773 was this day refused passage.

Assembly Bill No. 773 ordered to the unfinished business file.

**VOTE ADDS**

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

**Senate Bill No. 105:** Cortese, Friedman, Goldsmith, Granlund, Hoge, Knowles, Martinez, McDonald, Kevin Murray, Poochigian, Speier, Tucker, and Weggeland—Aye.

**Senate Bill No. 820:** Cannella, Cortese, Friedman, Goldsmith, Granlund, Hoge, Knowles, McDonald, Poochigian, and Tucker—Aye.

**Senate Bill No. 923:** Valerie Brown, Friedman, Goldsmith, Granlund, Harvey, Napolitano, Poochigian, and Tucker—Aye; Hoge—No.

**Senate Bill No. 83:** Friedman, Goldsmith, Granlund, Hoge, McDonald, Poochigian, and Tucker—Aye.

**Senate Bill No. 208:** Friedman, Goldsmith, Granlund, Hoge, McDonald, Poochigian, and Tucker—Aye.

**Senate Bill No. 232:** Brulte, Friedman, Goldsmith, Granlund, McDonald, Morrow, and Poochigian—Aye; Hoge—No.

**Senate Bill No. 145:** Friedman, Frusetta, Setencich, and Takasugi—Aye; Boland, Granlund, Hoge, and Weggeland—No.

**Senate Bill No. 128 and Urgency:** Boland, Brulte, Friedman, Granlund, Hoge, Lee, Machado, McDonald, and Weggeland—Aye.

**Senate Bill No. 205:** Alby, Bordonaro, Brulte, Friedman, Granlund, Hoge, Lee, Machado, McDonald, Napolitano, Rainey, and Weggeland—Aye; Valerie Brown and Speier—No.

**Senate Bill No. 961:** Alby, Friedman, and Granlund—Aye.

**Senate Bill No. 984 and Urgency:** Friedman and Granlund—Aye.

**Senate Bill No. 1082:** Brulte, Friedman, Granlund, and Sher—Aye.

**Senate Bill No. 634:** Valerie Brown, Brulte, Friedman, Granlund, and Speier—Aye.

**Senate Bill No. 469:** Alby, Bowen, Valerie Brown, Brulte, Granlund, Martinez, and Sher—Aye.

**Senate Bill No. 21 and Urgency:** Alby, Brulte, Granlund, and Martinez—Aye; Friedman and Lee—No.

**Senate Bill No. 186:** Bowen, Granlund, and Martinez—Aye.

**Senate Bill No. 494:** Granlund—Aye; Lee—No.

**Senate Bill No. 422:** Valerie Brown, Goldsmith, and Weggeland—Aye; Sher—No.

**Senate Bill No. 740:** Bustamante, Davis, Ducheny, Mazzoni, and Speier—Aye; Valerie Brown and Lee—No.

**Senate Bill No. 1157:** Bowen, Valerie Brown, Ducheny, Figueroa, and Goldsmith—Aye.

**Assembly Bill No. 204, Concurrence:** Brulte and Goldsmith—Aye.

**Assembly Bill No. 664, Concurrence:** Bustamante and Goldsmith—Aye.

**Assembly Bill No. 891, Concurrence:** Aguiar and Weggeland—Aye.

**Assembly Bill No. 1458, Concurrence:** Valerie Brown—Aye; Mazzoni—No.

**Assembly Bill No. 1476, Concurrence:** McDonald—Aye.

**Assembly Bill No. 1635, Concurrence:** Brulte—Aye.

**Assembly Joint Resolution No. 26, Concurrence:** Valerie Brown and Lee—Aye.

**Consent Calendar:** Burton and Kuehl—Aye.

**Assembly Bill No. 1836, Concurrence:** Martinez—Aye.

**Senate Bill No. 51:** Valerie Brown and McDonald—No.

**Senate Concurrent Resolution No. 8:** McDonald—Aye; Weggeland—No.

**Senate Bill No. 688 and Urgency:** Valerie Brown—Aye.

**Senate Bill No. 61:** Kuykendall—Aye; Weggeland—No.

**Assembly Bill No. 849, Concurrence:** Frusetta—No.

**MOTION TO ADJOURN**

At 1:50 p.m., Speaker Emeritus Brown moved that the Assembly do now adjourn.

Assembly Member Tucker seconded the motion.

**REMARKS ON CONDITION OF THE FILE**

Assembly Members McDonald and Goldsmith arose to speak on the condition of the file.

**FURTHER CONSIDERATION OF MOTION TO ADJOURN**

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

Motion carried.

**QUORUM CALL OF THE ASSEMBLY DISPENSED WITH**

At 1:53 p.m., Majority Speaker pro Tempore Setencich declared the quorum call of the Assembly dispensed with.

**REQUEST TO SUSPEND JOINT RULES**

The following requests were received, and read:

Assembly Chamber, July 7, 1995

Mme. Speaker: I request permission to suspend Joint Rule 61 as it relates to Senate Bills Nos. 127, 564, 745, 861, 864, 866, and 1299.

RICHARD RAINEY

Assembly Chamber, July 7, 1995

Mme. Speaker: I request permission to suspend Joint Rule 61 as it relates to Senate Bill No. 206.

BERNIE RICHTER

Above requests ordered transmitted to the Committee on Rules.

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

July 7, 1995

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

Assembly Bill No. 705

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

POOCHIGIAN, Chairman

**ASSEMBLY BILL NO. 705**—An act to amend Section 4497.34 of the Penal Code, relating to juvenile facilities, 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 Education**

July 7, 1995

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

Assembly Bill No. 780

Assembly Bill No. 781

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

ALPERT, Chairwoman

**ASSEMBLY BILL NO. 780**—An act to add Chapter 17 (commencing with Section 43100) to Part 24 of the Education Code, relating to school finance, and declaring the urgency thereof, to take effect immediately.

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

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

July 7, 1995

Mme. Speaker: The Chair of your Committee on Utilities and Commerce reports:  
Assembly Bill No. 993

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

BACA, Chairman

**ASSEMBLY BILL NO. 993**—An act to add Section 452.6 to the Public Utilities Code, relating to public utilities, 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 Judiciary**

July 7, 1995

Mme. Speaker: The Chair of your Committee on Judiciary reports:  
Senate Bill No. 31  
Senate Bill No. 1034

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

ISENBERG, Chairman

**SENATE BILL NO. 31**—An act to amend Section 1714 of the Civil Code, relating to negligence.

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. 1034**—An act to amend Section 2031 of the Code of Civil Procedure, and to amend Section 250 of the Evidence Code, relating to evidence.

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**

July 7, 1995

Mme. Speaker: The Chair of your Committee on Utilities and Commerce reports:  
Senate Bill No. 621

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

BACA, Chairman



**SENATE BILL NO. 621**—An act to add Section 7901.1 to 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 Judiciary**

July 7, 1995

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

Senate Bill No. 1102

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

ISENBERG, Chairman

**SENATE BILL NO. 1102**—An act to amend Sections 73391.5, 73393, 73395, 73399.3, 74020, 74021, and 74641 of, to add Sections 74020.1, 74021.1, 74031, 74640.1, 74640.2, 74641.2, and 74641.3 to, and to repeal and add Section 74640 of, the Government Code, relating to courts.

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**

July 7, 1995

The Committee on Health reports:

Senate Bill No. 445

Senate Bill No. 689

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

ALLEN, Chairwoman

**SENATE BILL NO. 445**—An act to add Article 11 (commencing with Section 1399.70) to Chapter 2.2 of Division 2 of the Health and Safety Code, relating to health care service plans.

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. 689**—An act to amend Sections 1356, 1369, and 1380 of, and to add Sections 1368.01, 1368.02, and 1368.03 to, the Health and Safety Code, relating to health care service plans.

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**

July 7, 1995

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

Senate Bill No. 1163

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

SHER, Chairman

**SENATE BILL NO. 1163**—An act to amend Sections 40122, 40191, 40192, 42164, 43501, 43600, 43602, 43610, 44106, 45301, and 45302 of the Public Resources Code, relating to solid waste.

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**

July 7, 1995

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

Senate Bill No. 509

Senate Bill No. 1322

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

ISENBERG, Chairman

**SENATE BILL NO. 509**—An act to amend Sections 4320 and 4330 of, and to add Section 4304 to, the Family Code, relating to family law.

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

**SENATE BILL NO. 1322**—An act to amend Sections 1216, 1353, 1420, 1756, 1758, 1759, 1760, 1762, 1763, 1764, 1765, 1766, 2766, 3731, 3740, 5251, and 5257 of, to add Section 1756.2 to, and to repeal and add Sections 1757 and 1761 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 Appropriations**

July 7, 1995

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

Senate Bill No. 1121

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

POOCHIGIAN, Chairman

**SENATE BILL NO. 1121**—An act to amend Sections 8205, 8206, 8213, 8213.5, and 8214.1 of, and to add Section 8213.6 to, the Government Code, relating to notary public.

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 Insurance**

July 7, 1995

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

Senate Bill No. 590

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

KNOWLES, Chairman

**SENATE BILL NO. 590**—An act to amend Section 5406.5 of the Labor Code, relating to workers' compensation.

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 Insurance**

July 7, 1995

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

Senate Bill No. 882

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

KNOWLES, Chairman

**SENATE BILL NO. 882**—An act to add and repeal Chapter 8.9 (commencing with Section 10089.7) of Part 1 of Division 2 of the Insurance Code, relating to earthquake insurance, 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.

**REPORTS OF STANDING COMMITTEES**  
**Committee on Appropriations**

Date of Hearing: July 5, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 822

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

POOCHIGIAN, Chairman

Above bill ordered to second reading.

**Committee on Insurance**

Date of Hearing: June 28, 1995

Mme. Speaker: Your Committee on Insurance reports:

Senate Bill No. 424

With amendments with the recommendation: Amend, and re-refer to the Committee on Insurance.

KNOWLES, Chairman

Above bill ordered to second reading.

**MESSAGES FROM THE SENATE**

Senate Chamber, July 6, 1995

Mme. Speaker: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 191

Senate Bill No. 486

Senate Bill No. 391

Senate Bill No. 664

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

**MESSAGES FROM THE GOVERNOR**

The following message from the Governor was received and ordered printed in the Journal:

Governor's Office, Sacramento

July 7, 1995

*To the Members of the Assembly:*

Assembly Bill 849, in my opinion, constitutes an emergency bill within the meaning of that term as used in Section 12 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

I therefore, recommend consideration of Assembly Bill 849 as an emergency measure.

Cordially,

PETE WILSON

**ENGROSSMENT AND ENROLLMENT REPORTS**

Assembly Chamber, July 7, 1995

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

Assembly Bill No. 849

And reports the same correctly enrolled, and presented to the Governor at 5 p.m., July 7, 1995.

E. DOTSON WILSON, Chief Clerk

**ADJOURNMENT**

At 5 p.m., the Assembly adjourned until 11 a.m., Monday, July 10, 1995.

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DORIS ALLEN, Speaker

PAM CAVILEER, Minute Clerk

## AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JULY 7, 1995

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

### *Assembly Bills*

705  
780  
781  
993  
1190

### *Senate Bills*

3	558	994
31	590	1034
39	609	1095
245	621	1102
322	689	1112
<del>325</del> *	717	1121
351	732	1163
357	733	1176
423	755	1209
443	840	1264
445	860	1291
501	882	1322
509	936	

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\* Adoption of amendments rescinded.

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

### *Assembly Bill*

773 (Alpert amendments—Set 1, laid upon the table)  
(Katz amendments—Set 2, laid upon the table)  
(Katz amendments—Set 3, laid upon the table)  
(Bustamante amendments—Set 4, laid upon the table)  
(Archie-Hudson amendments—Set 5, laid upon the table)  
(Bowen amendments—Set 6, laid upon the table)  
(McDonald amendments—Set 7, laid upon the table)  
(McDonald amendments—Set 8, laid upon the table)