

CALIFORNIA LEGISLATURE
1995-96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, July 13, 1995

ONE HUNDRED NINTH SESSION DAY

TWO HUNDRED TWENTY-FIRST CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



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

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, July 13, 1995

The Assembly met at 9:30 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 Rainey moved a quorum call of the Assembly. Motion carried. Time, 9:31 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 9:48 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	Murray, Willard
Alby	Cannella	Isenberg	Napolitano
Alpert	Conroy	Kaloogian	Olberg
Archie-Hudson	Cortese	Katz	Poochigian
Baca	Cunneen	Knight	Pringle
Baldwin	Davis	Knowles	Rainey
Bates	Ducheny	Knox	Rogan
Battin	Figueroa	Kuehl	Setencich
Boland	Firestone	Kuykendall	Sher
Bordonaro	Friedman	Lee	Speier
Bowen	Frusetta	Machado	Sweeney
Bowler	Gallegos	Martinez	Takasugi
Brewer	Goldsmith	Mazzoni	Thompson
Brown, Valerie	Granlund	McDonald	Tucker
Brown, Willie	Hannigan	McPherson	Vasconcellos
Brulte	Harvey	Miller	Villaraigosa
Burton	Hauser	Morrissey	Weggeland
Bustamante	Hawkins	Morrow	Woods
Caldera	Hoge	Murray, Kevin	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:

Loving Master, We thank You this day, for Your strength and guidance in our work. Look down from Your holy sanctuary on high, and at this hour, draw us together under the sheltering grace of Your divine providence. Abide in us who draw near in faith. Accept us in Your compassion and preserve us all the days of our lives. For it is Yours to offer mercy and salvation, and to You we give glory, now and forevermore.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Majority Speaker pro Tempore Setencich, Assembly Member Granlund 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 Kuehl, seconded by Assembly Member Thompson.

LEAVES OF ABSENCE FOR THE DAY

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

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

Because of illness in his family: Assembly Member Margett.

COMMUNICATIONS

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

July 13, 1995

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

Dear Dotson: Please be advised that I have appointed Assemblymember Brian Setencich to the Assembly Public Safety Committee to serve as Chairman and fill an existing vacancy for the hearing on Friday, July 14, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 13, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Bill No. 326

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

Assembly Chamber, July 13, 1995

Mme. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Joint Resolution No. 22
And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk.

Above resolution ordered to third reading.

RESOLUTIONS

The following resolution was offered:

HOUSE RESOLUTION NO. 22—Bustamante. Relative to the Prison Industry Authority.

REFERENCE OF BILLS TO COMMITTEE

Pursuant to the Assembly Rules, the following bill was referred to Committee:

<i>Senate</i>	
<i>Bill No.</i>	<i>Committee</i>
17	----- Budget

REPORTS OF STANDING COMMITTEES

Committee on Rules

July 13, 1995

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

Senate Bill No. 127	Senate Bill No. 745
Senate Bill No. 704	Senate Bill No. 1299

AGUIAR, Alternate Chair

AUTHOR'S AMENDMENTS

Committee on Public Employees, Retirement and Social Security

July 13, 1995

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

Senate Bill No. 576

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

CANNELLA, Vice Chair

SENATE BILL NO. 576—An act to amend Sections 19230, 19231, 19232, and 19233 of the Government Code, relating to state 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 Appropriations

July 13, 1995

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

Assembly Bill No. 846

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

POOCHIGIAN, Chairman

ASSEMBLY BILL NO. 846—An act to add Section 8300.5 to, to add Article 6 (commencing with Section 8420) to Chapter 4 of Part 2 of Division 5 of, and to add Chapter 25 (commencing with Section 15000) to Division 7 of, the Water Code, relating to water and providing for the issuance and sale of bonds of the State of California, 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 Insurance

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Insurance reports:

Senate Bill No. 306

With the recommendation: Do pass.

KNOWLES, Chairman

Above bill ordered to second reading.

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Insurance reports:

Senate Bill No. 590

Senate Bill No. 781

Senate Bill No. 907

With the recommendation: Do pass.

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

KNOWLES, Chairman

Above bills ordered to second reading.

Committee on Rules

Date of Hearing: July 13, 1995

Mme. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 39

With the recommendation: Be adopted.

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

AGUIAR, Alternate Chair

Above resolution ordered on file.

Committee on Appropriations

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 705

With the recommendation: Do pass.

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

POOCHIGIAN, Chairman

Above bill ordered to second reading.

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Joint Resolution No. 10

With the recommendation: Be adopted.

POOCHIGIAN, Chairman

Above resolution ordered to third reading.

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Appropriations reports:
Senate Concurrent Resolution No. 16
With the recommendation: Be adopted.

POOCHIGIAN, Chairman

Above resolution ordered to third reading.

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Appropriations reports:
Senate Bill No. 4
Senate Bill No. 179
Senate Bill No. 219
Senate Bill No. 352
Senate Bill No. 406
Senate Bill No. 477
Senate Bill No. 549

Senate Bill No. 648
Senate Bill No. 685
Senate Bill No. 779
Senate Bill No. 1025
Senate Bill No. 1068
Senate Bill No. 1121
Senate Bill No. 1174

With the recommendation: Do pass.

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

POOCHIGIAN, Chairman

Above bills ordered to second reading.

Committee on Judiciary

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Judiciary reports:
Senate Bill No. 784

With the recommendation: Do pass.

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

ISENBERG, Chairman

Above bill ordered to second reading.

Committee on Insurance

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Insurance reports:
Senate Bill No. 354
Senate Bill No. 395
Senate Bill No. 658

Senate Bill No. 882
Senate Bill No. 1328

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

KNOWLES, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Insurance reports:
Senate Bill No. 1051

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

KNOWLES, Chairman

Above bill re-referred to the Committee on Appropriations.

Committee on Judiciary

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Judiciary reports:
Senate Bill No. 31
Senate Bill No. 994

With the recommendation: Do pass.

ISENBERG, Chairman

Above bills ordered to second reading.

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Judiciary reports:
Senate Bill No. 69
Senate Bill No. 1102

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

ISENBERG, Chairman

Above bills re-referred to the Committee on Appropriations.

Committee on Appropriations

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Appropriations reports:
Senate Bill No. 1276

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

POOCHIGIAN, Chairman

Above bill ordered to second reading.

Committee on Labor and Employment

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Labor and Employment reports:
Senate Bill No. 443
Senate Bill No. 488

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

KNOX, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Labor and Employment reports:
Senate Bill No. 644

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

KNOX, Chairman

Above bill ordered to second reading.

Committee on Local Government

Date of Hearing: July 5, 1995

Mme. Speaker: Your Committee on Local Government reports:
Senate Bill No. 830
Senate Bill No. 1232

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

RAINEY, Chairman

Above bills ordered to second reading.

Date of Hearing: July 5, 1995

Mme. Speaker: Your Committee on Local Government reports:
Senate Bill No. 1296

With the recommendation: Do pass, as amended.

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

RAINEY, Chairman

Above bill ordered to second reading.

Date of Hearing: July 5, 1995

Mme. Speaker: Your Committee on Local Government reports:

Senate Bill No. 1030

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

RAINEY, Chairman

Above bill ordered to second reading.

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Local Government reports:

Senate Bill No. 11

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

RAINEY, Chairman

Above bill re-referred to the Committee on Appropriations.

Committee on Health

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Health reports:

Senate Bill No. 1360

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

GRANLUND, Chairman

Above bill ordered to second reading.

Committee on Transportation

Date of Hearing: July 10, 1995

Mme. Speaker: Your Committee on Transportation reports:

Senate Bill No. 40

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

KATZ, Chairman

Above bill ordered to second reading.

Committee on Education

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Education reports:

Senate Bill No. 210

Senate Bill No. 729

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

ALPERT, Chairwoman

Above bills ordered to second reading.

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Education reports:

Senate Bill No. 277

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

ALPERT, Chairwoman

Above bill re-referred to the Committee on Higher Education.

Committee on Local Government

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Local Government reports:

Senate Bill No. 369

Senate Bill No. 1010

With the recommendation: Do pass.

RAINEY, Chairman

Above bills ordered to second reading.

Committee on Education

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Education reports:

Senate Bill No. 120

Senate Bill No. 972

Senate Bill No. 770

Senate Bill No. 1233

Senate Bill No. 793

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

ALPERT, Chairwoman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Education reports:

Assembly Bill No. 1977

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

ALPERT, Chairwoman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Education reports:

Senate Bill No. 181

With the recommendation: Do pass.

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

ALPERT, Chairwoman

Above bill ordered to second reading.

Committee on Higher Education

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Higher Education reports:

Senate Bill No. 980

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

ARCHIE-HUDSON, Chairwoman

Above bill ordered to second reading.

Committee on Human Services

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Human Services reports:

Senate Concurrent Resolution No. 27

With the recommendation: Be adopted and re-referred to the Committee on Appropriations with recommendation: To Consent Calendar.

BREWSTER, Chairwoman

Above resolution re-referred to the Committee on Appropriations.

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Human Services reports:
Assembly Bill No. 1976

With the recommendation: Do pass.

BREWER, Chairwoman

Above bill ordered to second reading.

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Human Services reports:
Senate Bill No. 410
Senate Bill No. 815

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

BREWER, Chairwoman

Above bills re-referred to the Committee on Appropriations.

Committee on Public Employees, Retirement and Social Security

Date of Hearing: July 12, 1995

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

Senate Bill No. 217
Senate Bill No. 935

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

CANNELLA, Vice Chair

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: July 12, 1995

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

Senate Bill No. 159
Senate Bill No. 226

Senate Bill No. 541
Senate Bill No. 860

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

CANNELLA, Vice Chair

Above bills re-referred to the Committee on Appropriations.

Committee on Public Safety

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 527

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

SETENCICH, Chairman

Above bill ordered to second reading.

Committee on Natural Resources

Date of Hearing: July 10, 1995

Mme. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 275

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

SHER, Chairman

Above bill ordered to second reading.

Committee on Public Safety

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 662

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

SETENCICH, Chairman

Above bill ordered to second reading.

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 82

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

SETENCICH, Chairman

Above bill ordered to second reading.

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 303

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

SETENCICH, Chairman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 508

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

SETENCICH, Chairman

Above bill ordered to second reading.

Committee on Natural Resources

Date of Hearing: July 10, 1995

Mme. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 1108

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

SHER, Chairman

Above bill ordered to second reading.

Date of Hearing: July 10, 1995

Mme. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 841

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

SHER, Chairman

Above bill ordered to second reading.

Date of Hearing: July 10, 1995

Mme. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 1283

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

SHER, Chairman

Above bill ordered to second reading.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 474, on request of Assembly Member Sweeney.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Kuehl was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Samuel Weissman, of Santa Monica.

Assembly Member Caldera was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Richard M. Neustadt, former aide to President Carter.

Assembly Members Olberg and Sweeney were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Paul Hastings, of Hayward.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 817, on request of Assembly Member Vasconcellos.

CONSIDERATION OF SENATE BILL NO. 149 BY UNANIMOUS CONSENT

Assembly Member Hannigan was granted unanimous consent to take up Senate Bill No. 149, out of order.

SENATE BILL NO. 149 (Johannessen)—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 third time.

Motion to Amend

Assembly Member Hannigan moved the adoption of amendments.

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

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Villaraigosa was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Susan Schoettler of Los Angeles.

HOUSE RESOLUTION NO. 19 TAKEN UP BY UNANIMOUS CONSENT

Assembly Member Woods was granted unanimous consent to take up House Resolution No. 19, without reference to committee or file.

HOUSE RESOLUTION NO. 19—Relative to Atomic Veterans Day.

Resolution read.

Members Made Coauthors of House Resolution No. 19

Assembly Member Woods was granted unanimous consent that all Assembly Members voting "Aye" be placed upon House Resolution No. 19 as coauthors.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Aguiar, Alby, Allen, Alpert, Baca, Baldwin, Battin, Boland, Bowler, Brulte, Cannella, Conroy, Cortese, Cunneen, Davis, Ducheny, Firestone, Frusetta, Gallegos, Goldsmith, Granlund, Harvey, Hauser, Hawkins, Hoge, House, Kaloogian, Knight, Kuykendall, Mazzoni, McPherson, Miller, Morrissey, Kevin Murray, Willard Murray, Olberg, Pochigian, Pringle, Rainey, Setencich, Takasugi, Thompson, Villaraigosa, and Weggeland.

Request for Unanimous Consent

Assembly Member Woods was granted unanimous consent to take up House Resolution No. 19, as amended, without reference to print or file.

Consideration of House Resolution No. 19, as Amended

HOUSE RESOLUTION NO. 19—Relative to Atomic Veterans Day.

Resolution read, as amended, and adopted unanimously.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

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

July 5, 1995

Hon. Dotson Wilson
Clerk of the State Assembly
State Capitol
Sacramento, California

Re: AB 175

Dear Dotson: A question has arisen as to the exact procedures that are to be used in transferring firearms, pursuant to the provisions of AB 175, from a law enforcement agency to the family of the deceased officer. While the legislation requires that any firearm that is transferred be rendered inoperable, the firearm still has a frame or receiver which would make the firearm subject to numerous sections of the Penal Code.

As you know, California Penal Code Section 12070 requires that any one who sells, loans, or transfers a firearm (including the frame or receiver of a firearm) needs a state firearm dealer's license.

At the same time, section 12070 contains numerous exemptions from the licensing requirement.

In addition, Penal Code section 12072(d) provides that the sale, loan, or transfer of a firearm (including the frame or receiver of a firearm) must be conducted through a state licensed firearm dealer or a local sheriff's department.

As with Penal Code section 12070, section 12078 also exempts numerous firearm transactions from dealer processing or local sheriff's department processing if various conditions are complied with.

Among the transactions exempted from dealer licensing, as well as the normal firearm processing requirements, are so-called "operation of law" transactions. (See Penal Code section 12070(b)(1) and (c)(2), and Penal Code section 12078(i) and (t)(2).)

Section 12078(i) exempts "operation of law transactions" from dealer/law enforcement processing if the person receiving the firearm is not prohibited by Section 12021 or 12021.1 of this code, or Section 8100 or 8103 of the Welfare and Institutions Code, from possessing firearms.

In addition, in the case of pistols, revolvers, or other firearms capable of being concealed on the person, the person receiving the firearm (within 30 days of taking possession) must forward (by prepaid mail or personal delivery) to the Department of Justice, a report containing information regarding the individual taking possession of the firearm, how title or possession was obtained and from whom, as well as a description of the firearm in question.

"Operation of law transactions" include, but are not limited to, dispositions of firearms where a person receives title of a firearm as part of an estate proceeding, or the firearm is received by the surviving spouse. However, the list is not exclusive.

It is my understanding, and intention, that the firearm transactions covered by AB 175 are "operation of law" transactions. As such, if the procedures set forth in Section 12070(b)(1) AND 12078(i) are complied with, then both the employing agency, and the family member of the deceased officer receiving the firearm, are in full compliance with Penal Code section 12070 and 12072(d).

In addition, AB 175 exempts these transactions from the basic firearm safety certificate requirement. Although certain "operation of law" transactions require the receiver to obtain this safety certificate, the exemption contained in AB 175 is designed to obviate the need for a certificate since the firearm has been rendered inoperable.

Please be assured, that should there be a need for further, clarifying legislation to make the foregoing clear, I will be happy to carry such legislation next year.

Sincerely,

LARRY BOWLER, Assembly Member
Tenth District

CONSIDERATION OF SENATE BILL NO. 1018 BY UNANIMOUS CONSENT

Assembly Member Isenberg was granted unanimous consent to take up Senate Bill No. 1018, out of order.

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

Bill read third time.

Motion to Amend

Assembly Member Isenberg moved the adoption of amendments.

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

CONSIDERATION OF SENATE BILL NO. 1247 BY UNANIMOUS CONSENT

Assembly Member Rainey was granted unanimous consent to take up Senate Bill No. 1247, out of order.

SENATE BILL NO. 1247 (Thompson)—An act to add Article 4.5 (commencing with Section 50090) to Chapter 1 of Part 1 of Division 1 of Title 5 of the Government Code, relating to police protection.

Bill read third time.

Motion to Amend

Assembly Member Rainey moved the adoption of amendments.

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

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Speier was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Robert Samuel Baughn of San Bruno, and George Michael Vargas of Daly City.

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

Pursuant to Assembly Rule 78, Assembly Member Figueroa announced her intention to request that Senate Bill No. 289 be removed from the inactive file.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Figueroa was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Sam Levine and Keith Konopasek, of Fremont.

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

ASSEMBLY BILL NO. 364—An act to add and repeal Sections 17053.12 and 23608 of the Revenue and Taxation Code, relating to agriculture, 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 bill was this day on the second reading file:

Senate Bill No. 863, ordered to third reading.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 844—An act to amend Section 11550 of the Government Code, and to amend Sections 62, 74, 79, and 86 of the Military and Veterans Code, relating to veterans.

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

SENATE BILL NO. 112—An act to amend Section 7124.6 of the Business and Professions Code, and to amend Section 6254 of the Government Code, relating to records.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 695—An act to amend Sections 94301, 94312, 94316.5, 94318.5, 94319.16, 94323, 94343, and 94346 of the Education Code, relating to postsecondary education, and making an appropriation therefor.

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

SENATE BILL NO. 2—An act to amend Sections 1006, 35107, and 72103 of the Education Code, and to amend Sections 25000 and 36502 of, and to add Section 53077 to, the Government Code, relating to governing bodies.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 198—An act to amend Sections 91007, 91008, and 91009 of, to add Section 91004.5 to, and to add Article 5 (commencing with Section 84501) to Chapter 4 of Title 9 of, the Government Code, relating to the Political Reform Act of 1974.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 203—An act to amend Section 97.38 of the Revenue and Taxation Code, relating to local government finance, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 221—An act to amend Section 679.02 of the Penal Code, relating to crime victims' rights.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 360—An act to amend Section 50786.5 of the Health and Safety Code, relating to mobilehome parks, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 400—An act to add Article 7 (commencing with Section 66080) to Chapter 2 of Part 40 of the Education Code, relating to postsecondary education.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 433—An act to amend Section 15379.21 of the Government Code, relating to economic development.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 539—An act to repeal and add Section 1810.11 of the Civil Code, relating to credit.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 656—An act to add Section 2827 to the Public Utilities Code, relating to public utilities.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 679—An act to add and repeal Chapter 3.3 (commencing with Section 8256) of Division 1 of Title 2 of the Government Code, relating to displaced homemakers, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 762—An act to amend Section 14089 of the Welfare and Institutions Code, relating to Medi-Cal.

Bill read second time, and ordered to third reading.

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

Bill read second time, and ordered to third reading.

SENATE BILL NO. 775—An act to add Section 2053.4 to, and to add and repeal Section 2053.2 of, the Penal Code, and to add Section 1120.1 to the Welfare and Institutions Code, relating to corrections.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 872—An act to amend Section 8670.7 of the Government Code, relating to oil spills.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1062—An act to add Section 92208 to the Education Code, relating to postsecondary education.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1153—An act to add and repeal Article 7.5 (commencing with Section 18781) of Chapter 3 of Part 10.2 of Division 2 of the Revenue and Taxation Code, relating to taxpayer contributions.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 28—An act to amend Sections 2786, 2787, 4800, and 4801 of the Fish and Game Code, and to amend Section 8 of the California Wildlife Protection Act of 1990, relating to wildlife.

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

SENATE BILL NO. 903—An act to amend Section 65850 of the Government Code, relating to adult entertainment.

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. 1243—An act to amend Sections 2705 and 2706 of the Public Utilities Code, relating to water.

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

SENATE BILL NO. 717—An act to add Chapters 2.92 (commencing with Section 7286.50) and 2.94 (commencing with Section 7286.55) to Part 1.7 of Division 2 of, the Revenue and Taxation Code, relating to taxation.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 821—An act to amend Section 51 of the Revenue and Taxation Code, relating to taxation.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 727—An act to add Sections 130051.20, 130051.21, and 13043 to the Public Utilities Code, relating to transportation.

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

SENATE BILL NO. 503—An act to amend Sections 1204.3, 1212, 1268, and 1596.95 of the Health and Safety Code, and to amend Sections 27360, 27362, 27363.5, and 27364 of, and to add Section 27366 to, the Vehicle Code, relating to vehicles.

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

SENATE BILL NO. 9—An act to amend Section 190.2 of the Penal Code, relating to murder.

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.

SENATE BILL NO. 478—An act to amend Sections 1367.3 and 1367.35 of the Health and Safety Code, and to amend Sections 10123.5, 10123.55, 11512.17, and 11512.173 of the Insurance Code, relating to health insurance.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 535—An act to amend Section 14132.47 of the Welfare and Institutions Code, relating to Medi-Cal.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 579—An act to amend Section 1371.4 of the Health and Safety Code, relating to health care service plans.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 713—An act to amend Section 441 of the Revenue and Taxation Code, relating to taxation.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 431—An act to amend Section 19807 of the Business and Professions Code, relating to gaming.

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

SENATE BILL NO. 612—An act to add Section 7275.5 to the Revenue and Taxation Code, relating to taxation.

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

SENATE BILL NO. 240—An act to amend Section 3068.1 of, and to repeal and add Section 3074 of, the Civil Code, and to amend Sections 14607.6, 22658, 22851, and 25253 of, and to repeal and add Section 22851.12 of, the Vehicle Code, relating to vehicles.

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

SENATE BILL NO. 1257—An act to amend and renumber Sections 1947.7, 1947.8, 1947.10, and 1947.11 of, and to add Chapter 2.7 (commencing with Section 1954.50) to Title 5 of Part 4 of Division 3 of, the Civil Code, relating to rent control.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 103—An act to amend Section 3003 of, and to add Section 2717.9 to, the Penal Code, relating to prisoners.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 182—An act relating to the Foreign Prosecution Program.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 734—An act to amend Section 801.5 of the Penal Code, relating to criminal procedure.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 824—An act to amend Section 904.6 of, and to repeal Section 904.4 of, the Penal Code, relating to grand juries.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 816—An act to amend Section 13964 of the Government Code, and to amend Sections 288.1, 1000.12, and 1203.066 of the Penal Code, relating to children.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1069—An act to add and repeal Section 8053 of the Penal Code, relating to corrections.

Bill read second time, and ordered to Consent Calendar.

(NOTE: Later this day Senate Bill No. 1069 was re-referred to the Committee on Appropriations.)

SENATE BILL NO. 1143—An act to amend Section 6250 of, and to add Article 4 (commencing with Section 6600) to Chapter 2 of Part 2 of Division 6 of, the Welfare and Institutions Code, relating to sexual predators.

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.

SENATE BILL NO. 1162—An act to amend Sections 23170 and 23175 to the Vehicle Code, relating to vehicles.

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.

SENATE BILL NO. 954—An act to amend Section 19605.51 of, and to add Section 19603.5 to, the Business and Professions Code, relating to horseracing, and making an appropriation therefor.

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

SENATE BILL NO. 760—An act to amend Section 17 of, to add Section 3057.3 to, and to add Article 2 (commencing with Section 1171) to Chapter 4.5 of Title 7 of Part 2 of, the Penal Code, to amend Section 7102 of the Revenue and Taxation Code, and to add Section 1736.5 to the Welfare and Institutions Code, relating to corrections, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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 Local Government.

SENATE BILL NO. 1059—An act to amend Section 6254 of the Government Code, relating to public records.

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.

SENATE BILL NO. 640—An act to add Chapter 5.45 (commencing with Section 2546) to Division 2 of the Business and Professions Code, relating to prescription lenses.

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

SENATE BILL NO. 817—An act to amend Sections 1337.6, 1337.7, 1596.871, and 1736.3 of, and to repeal and add Section 1736.2 of, the Health and Safety Code, relating to health and child day care services.

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

SENATE BILL NO. 296—An act to amend Section 1607 of the Health and Safety Code, relating to human blood.

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

SENATE BILL NO. 941—An act to add and repeal Article 3.55 (commencing with Section 330.10) to Chapter 2 of Part 1 of Division 1 of the Health and Safety Code, relating to child health, and making an appropriation therefor.

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

SENATE BILL NO. 547—An act to add Chapter 15 (commencing with Section 9800) to Part 1 of Division 8.5 of the Welfare and Institutions Code, relating to long-term care.

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

SENATE BILL NO. 127—An act to amend Sections 16809, 16809.3, and 16809.4 of the Welfare and Institutions Code, relating to health care.

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

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. 1069.

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

ASSEMBLY BILL NO. 1620 (McDonald)—An act to amend Sections 1637 and 4831 of, and to amend, repeal, and add Section 1621 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—71

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

NOES—None

Above bill ordered enrolled.

**MOTION TO RECONSIDER
ASSEMBLY BILL NO. 111—SET 94 AMENDMENTS CONTINUED**

Assembly Member Kaloogian was granted unanimous consent that the motion to reconsider the vote on Assembly Bill No. 111—Set 94 amendments be continued until the next legislative day.

MOTION TO RECONSIDER SENATE BILL NO. 51 WAIVED

Assembly Member Caldera waived his motion to reconsider the vote whereby Senate Bill No. 51 was passed.

Senate Bill No. 51 ordered transmitted to the Senate.

THIRD READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 1671 (Takasugi)—An act to add Section 6369.6 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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

AYES—73

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

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 397 (Bustamante)—An act to add Section 17008.7 to, and to add Chapter 14.5 (commencing with Section 50860) to Part 2 of Division 31 of, the Health and Safety Code, and to add and repeal Sections 17053.13, 17053.14, 23608.1, 23608.2, and 23608.3 of the Revenue and Taxation Code, relating to housing, and making an appropriation therefor, to take effect immediately, tax levy.

Bill read third time.

Point of Order

Assembly Member Bustamante arose to the following point of order:

That the amendments pending at the Desk by Assembly Members Brewer and Morrissey to Assembly Bill No. 397 are not germane to the bill.

Ruling by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore ruled that the amendments pending at the Desk by Assembly Members Brewer and Morrissey to Assembly Bill No. 397 are not germane to the bill.

Appeal from Decision of the Chair

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

The question being: Shall the decision of the Chair that amendments at the Desk offered by Assembly Members Brewer and Morrissey to Assembly Bill No. 397 are not germane, be overruled?

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

AYES—34

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

NOES—38

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

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—65

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

NOES—2

Hoge	Knowles
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Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 397: Assembly Member Rogan, from "No" to "Not Voting".

Bill ordered transmitted to the Senate immediately.

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

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

AYES—50

Aguiar	Cortese	Kaloogian	Pringle
Alby	Cunneen	Knight	Rainey
Baca	Ducheny	Knowles	Rogan
Baldwin	Firestone	Kuehl	Setencich
Battin	Frusetta	Kuykendall	Takasugi
Boland	Callegos	Mazzoni	Thompson
Bordonaro	Goldsmith	McPherson	Tucker
Bowler	Granlund	Miller	Villaraigosa
Brewer	Harvey	Morrissey	Weggeland
Brulte	Hawkins	Morrow	Woods
Campbell	Hoge	Murray, Kevin	Mme. Speaker
Cannella	House	Olberg	
Conroy	Isenberg	Poochigian	

NOES—20

Alpert	Caldera	Hauser	Martinez
Bates	Davis	Katz	Murray, Willard
Bowen	Figueroa	Knox	Sher
Burton	Friedman	Lee	Speier
Bustamante	Hannigan	Machado	Sweeney

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1694: Assembly Member Burton, from "Aye" to "No".

Bill ordered transmitted to the Senate.

ASSEMBLY JOINT RESOLUTION NO. 22 (Morrissey)—Relative to social security.

Resolution read.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 10:38 a.m.

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

THIRD READING OF SENATE BILLS

SENATE BILL NO. 119 (Costa)—An act relating to adult education.

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

Bill passed by the following vote:

AYES—52

Aguiar	Cortese	Katz	Olberg
Alpert	Cunneen	Knox	Poochigian
Archie-Hudson	Davis	Kuehl	Rainey
Baca	Ducheny	Kuykendall	Setencich
Bates	Figueroa	Lee	Sher
Bowen	Firestone	Machado	Speier
Brown, Valerie	Friedman	Martinez	Sweeney
Brulte	Frusetta	Mazzoni	Takasugi
Burton	Gallegos	McDonald	Tucker
Bustamante	Goldsmith	McPherson	Villaraigosa
Caldera	Hannigan	Morrissey	Weggeland
Campbell	Harvey	Murray, Kevin	Woods
Cannella	Hauser	Murray, Willard	Mme. Speaker

NOES—19

Alby	Bowler	House	Morrow
Baldwin	Brewer	Kaloogian	Pringle
Battin	Conroy	Knight	Rogan
Boland	Granlund	Knowles	Thompson
Bordonaro	Hoge	Miller	

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 119: Assembly Member Bordonaro, from "Aye" to "No".

Bill ordered transmitted to the Senate.

SENATE CONCURRENT RESOLUTION NO. 7 (Hayden)—Relative to violence and crime at family planning clinics.

Resolution read, and presented by Assembly Member Alpert.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 10:50 a.m.

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

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

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

Bill passed by the following vote:

AYES—63

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

NOES—4

Isenberg	Sher	Speier	Sweeney
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Bill ordered transmitted to the Senate.

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

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

Bill passed by the following vote:

AYES—66

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

NOES—1

Caldera

Bill ordered transmitted to the Senate.

SENATE BILL NO. 311 (O'Connell)—An act to add Section 6363.7 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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

Bill passed by the following vote:

AYES—72

Aguiar	Campbell	Hoge	Murray, Kevin
Alby	Cannella	House	Murray, Willard
Alpert	Conroy	Isenberg	Olberg
Archie-Hudson	Cortese	Kaloogian	Poochigian
Baca	Cunneen	Knight	Pringle
Baldwin	Davis	Knowles	Rainey
Bates	Ducheny	Knox	Rogan
Battin	Figueroa	Kuehl	Setencich
Boland	Firestone	Kuykendall	Sher
Bordonaro	Friedman	Lee	Speier
Bowen	Frusetta	Machado	Sweeney
Bowler	Gallegos	Martinez	Takasugi
Brewer	Goldsmith	Mazzoni	Tucker
Brown, Valerie	Granlund	McDonald	Vasconcellos
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. 432 (Hughes)—An act to amend Section 7159 of the Business and Professions Code, relating to contractors.

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

Bill passed by the following vote:

AYES—45

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

NOES—25

Aguiar	Conroy	Knight	Rainey
Baldwin	Granlund	Knowles	Rogan
Battin	Harvey	Miller	Takasugi
Boland	Hawkins	Morrissey	Woods
Bowler	Hoge	Morrow	
Brewer	House	Olberg	
Brulte	Kaloogian	Pringle	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1027 (Marks)—An act to amend Section 5810 of the Business and Professions Code, relating to interior designers.

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

Bill passed by the following vote:

AYES—58

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

NOES—10

Bowen	Caldera	Katz	Speier
Brewer	Hoge	Pringle	
Brulte	Isenberg	Sher	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1028 (Marks)—An act to amend Section 5800 of the Business and Professions Code, relating to interior designers.

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

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 11:05 a.m.

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

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, and presented by Assembly Member Baca.

Bill passed by the following vote:

AYES—73

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 320 (Petris)—An act to amend Sections 1761 and 1770 of the Civil Code, relating to unfair trade practices.

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

Bill passed by the following vote:

AYES—43

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

NOES—28

Aguiar	Brewer	Kaloogian	Poochigian
Alby	Brulte	Knight	Pringle
Baldwin	Conroy	Knowles	Rainey
Battin	Frusetta	Miller	Rogan
Boland	Granlund	Morrissey	Takasugi
Bordonaro	Harvey	Morrow	Thompson
Bowler	Hoge	Olberg	Woods

Bill ordered transmitted to the Senate.

BILLS REMOVED FROM CONSENT CALENDAR

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

Senate Bill No. 572, on request of Assembly Member Cortese.

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

Senate Bill No. 535, on request of Assembly Member Campbell.

JOINT RULE 62(a) WAIVED

Assembly Member Martinez was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting the following bills for hearing in the Committee on Utilities and Commerce today, upon adjournment of Floor session at 1:30 p.m.:

Senate Bills Nos. 25, 184, 207, 256, 448, 496, 585, 595, 621, 960, 1003, 1048, 1090, 1139, and 1141; and Assembly Bills Nos. 993, 1123, 1202, 1852, and 1890.

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

ASSEMBLY BILL NO. 818 (Vasconcellos)—An act to amend Section 17613 of the Government Code, to amend Sections 14205 and 14206 of the Penal Code, and to amend Section 1 of Chapter 241 of the Statutes of 1993, relating to local agencies, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—74

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

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—74

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

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 820 (Vasconcellos)—An act making an appropriation for the payment of claims against the State of California, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—73

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

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—73

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

NOES—None

Bill ordered transmitted to the Senate.

THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 310 (Craven)—An act to amend Section 11010.8 of, and to add Section 11010.9 to, the Business and Professions Code, to amend Section 7312 of the Corporations Code, and to amend Sections 66427.4 and 66427.5 of the Government Code, relating to mobilehome parks.

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

Bill passed by the following vote:

AYES—68

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

NOES—None

Bill ordered transmitted to the Senate.

CONSIDERATION OF SENATE BILL NO. 572 BY UNANIMOUS CONSENT

Assembly Member Cortese was granted unanimous consent to take up Senate Bill No. 572, without reference to file, for purpose of amendment.

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

Bill read third time.

Motion to Amend

Assembly Member Cortese moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be returned to the Consent Calendar, without objection.

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

SENATE BILL NO. 287 (Calderon)—An act to amend Section 2225 of the Civil Code, relating to profits of crime.

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

Bill passed by the following vote:

AYES—50

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

NOES—16

Baldwin	Campbell	Isenberg	Mazzoni
Bates	Figueroa	Kuehl	Sher
Burton	Hannigan	Lee	Tucker
Caldera	Hauser	Martinez	Villaraigosa

Bill ordered transmitted to the Senate.

SENATE BILL NO. 305 (Polanco)—An act to amend Section 17021.6 of the Health and Safety Code, relating to housing.

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

Bill passed by the following vote:

AYES—73

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 157 (Kelley)—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 third time, and presented by Assembly Member Battin.

Bill passed by the following vote:

AYES—61

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

NOES—9

Isenberg	Martinez	Speier
Katz	Mazzoni	Sweeney
Kuehl	Sher	Villaraigosa

Bill ordered transmitted to the Senate.

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

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

Bill passed by the following vote:

AYES—59

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

NOES—4

Knowles	Miller	Pringle	Thompson
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Bill ordered transmitted to the Senate.

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

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

Bill passed by the following vote:

AYES—69

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

NOES—None

Bill ordered transmitted to the Senate.

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

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

Bill passed by the following vote:

AYES—55

Aguiar	Caldera	Hawkins	Poochigian
Alby	Cannella	House	Pringle
Alpert	Conroy	Isenberg	Rainey
Baca	Cortese	Katz	Rogan
Baldwin	Cunneen	Knight	Setencich
Battin	Ducheny	Knowles	Speier
Boland	Figueroa	Kuykendall	Sweeney
Bordonaro	Firestone	Machado	Takasugi
Bowen	Frusetta	Martinez	Thompson
Bowler	Gallegos	McPherson	Villaraigosa
Brewer	Granlund	Miller	Weggeland
Brown, Valerie	Hannigan	Morrissey	Woods
Brown, Willie	Harvey	Morrow	Mme. Speaker
Bustamante	Hauser	Olberg	

NOES—6

Davis	Lee	Murray, Kevin
Knox	Mazzoni	Murray, Willard

Bill ordered transmitted to the Senate.

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

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

Bill passed by the following vote:

AYES—73

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

NOES—None

Bill ordered transmitted to the Senate.

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

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

Bill passed by the following vote:

AYES—69

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 810 (Monteith)—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 third time, and presented by Assembly Member House.

Bill passed by the following vote:

AYES—54

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

NOES—12

Bowen	Isenberg	Mazzoni	Sweeney
Burton	Kaloogian	Sher	Vasconcellos
Hauser	Katz	Speier	Villaraigosa

Bill ordered transmitted to the Senate.

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

Bill read third time, and presented by Assembly Member Harvey.
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, 11:59 a.m.

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

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

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

Bill passed by the following vote:

AYES—73

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

NOES—None

Bill ordered transmitted to the Senate.

CONSIDERATION OF SENATE BILL NO. 1264 BY UNANIMOUS CONSENT

Assembly Member Kuykendall was granted unanimous consent to take up Senate Bill No. 1264, out of order.

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

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—73

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

NOES—None

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

AYES—73

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

NOES—None

Bill ordered transmitted to the Senate immediately.

CONSIDERATION OF SENATE BILL NO. 1070 BY UNANIMOUS CONSENT

Assembly Member Bustamante was granted unanimous consent to take up Senate Bill No. 1070, out of order.

SENATE BILL NO. 1070 (Calderon)—An act to amend Section 1936 of the Civil Code, relating to rental vehicles.

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

Demand for Previous Question

Assembly Members Burton, Baca, Sweeney, Aguiar, and Archie-Hudson demanded the previous question. Demand sustained.

Point of Order

Assembly Member Pringle arose to the following point of order:

That a Member may ask a question of the author on his/her closing time, only if time remains, and that there was no time remaining on Assembly Member Bustamante's time to permit Assembly Member Caldera's question.

Ruling by Majority Speaker pro Tempore Setenchik

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

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 Bustamante moved a call of the Assembly.

Motion carried. Time, 12:28 p.m.

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

BILLS REMOVED FROM CONSENT CALENDAR

The following bill was removed from the Consent Calendar, and placed upon the inactive file, pursuant to Joint Rule 22.2:

Senate Bill No. 398, on request of Assembly Member Tucker.

CONSIDERATION OF CONSENT CALENDAR

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

Consent Calendar—Assembly Resolutions

ASSEMBLY JOINT RESOLUTION NO. 34 (Morrissey)—Relative to Americans captured or missing during the Korean War.

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

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

ASSEMBLY JOINT RESOLUTION NO. 35 (Morrissey)—Relative to dedication of a Pearl Harbor Memorial in Washington D.C.

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—Senate Bills

SENATE BILL NO. 1087 (Polanco)—An act to amend Sections 11664, 11751.35, and 11753.2 of the Insurance Code, relating to workers' compensation.

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

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

SENATE BILL NO. 615 (Maddy)—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 third time, passed, and ordered transmitted to the Senate.

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

SENATE BILL NO. 787 (Mello)—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 third time, urgency clause adopted, bill passed, and ordered transmitted to the Senate.

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

SENATE BILL NO. 1275 (Killea)—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 third time, urgency clause adopted, bill passed, and ordered transmitted to the Senate.

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

SENATE BILL NO. 479 (Calderon)—An act to amend and repeal Section 1280.1 of the Code of Civil Procedure, relating to arbitrators.

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

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

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

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

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

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

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. 5 (Kopp)—Relative to the federal Clean Air Act.

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, and any urgency clauses to the bills adopted, by the following vote:

AYES—75

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

NOES—None**RECESS**

By unanimous consent, at 12:30 p.m., Majority Speaker pro Tempore Setencich declared the Assembly recessed.

REASSEMBLED

At 12:31 p.m., the Assembly reconvened.

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

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 672, on request of Assembly Member Knowles.

REQUEST TO WAIVE JOINT RULE 62(a)

Assembly Member Poochigian requested unanimous consent that Joint Rule 62(a) be waived for the purpose of setting the following bills for hearing in the Committee on Appropriations today: Assembly Bills Nos. 208, 546, 556, 566, 604, 743, 744, 913, 1098, 1186, 1446, 1502, 1759, and 1905; and Senate Bills Nos. 38 and 657.

Assembly Member Caldera withheld unanimous consent.

Point of Information

Assembly Member Pringle arose to the following point of information:

That on a prior session day, Assembly Member Poochigian waived rules to set the aforementioned bills for hearing in the Committee on Appropriations.

Reply by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore replied that at the time prior requests were made to waive rules, the bills were not yet referred to the Committee on Appropriations, and that a motion to waive rules, pending referral, is not in order.

Motion to Waive Joint Rule 62(a) by Assembly Member Pringle

Assembly Member Pringle moved that Joint Rule 62(a) be waived to permit Assembly Bills Nos. 208, 546, 556, 566, 604, 743, 744, 913, 1098, 1186, 1446, 1502, 1759, and 1905; and Senate Bills Nos. 38 and 657 to be heard in the Committee on Appropriations today.

Assembly Member House seconded the motion.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 12:40 p.m.

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

JOINT RULE 62(a) WAIVED

Assembly Member Speier was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bills Nos. 620, 910, 1088, and 1286 for hearing in the Committee on Consumer Protection, Governmental Efficiency and Economic Development today, upon adjournment of Floor session.

Assembly Member Goldsmith was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bills Nos. 633 and 639 for hearing in the Committee on Public Safety.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY JOINT RESOLUTION NO. 22**

At 12:40 p.m., on motion of Assembly Member Morrissey, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Joint Resolution No. 22 adopted by the following vote:

AYES—43

Aguiar	Conroy	Knight	Poochigian
Alby	Cortese	Knowles	Pringle
Baca	Cunneen	Knox	Rainey
Baldwin	Firestone	Kuykendall	Rogan
Battin	Frusetta	Machado	Setencich
Boland	Goldsmith	Martinez	Takasugi
Bordonaro	Granlund	McPherson	Thompson
Bowler	Harvey	Miller	Weggeland
Brewer	Hawkins	Morrissey	Woods
Brulte	House	Morrow	Mme. Speaker
Cannella	Kaloogian	Olberg	

NOES—12

Bates	Hannigan	Lee	Murray, Willard
Caldera	Hauser	Mazzoni	Sher
Campbell	Isenberg	Murray, Kevin	Villaraigosa

Resolution ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE CONCURRENT RESOLUTION NO. 7**

At 12:40 p.m., on motion of Assembly Member Kaloogian, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Concurrent Resolution No. 7 adopted by the following vote:

AYES—48

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

NOES—1

Thompson

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Concurrent Resolution No. 7: Assembly Member Bowler, from "No" to "Not Voting".

Resolution ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 1028**

At 12:41 p.m., on motion of Assembly Member Firestone, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 1028 refused passage by the following vote:

AYES—24

Bates	Gallegos	McPherson	Takasugi
Boland	Harvey	Murray, Kevin	Thompson
Brown, Valerie	Knox	Murray, Willard	Villaraigosa
Burton	Kuehl	Rainey	Weggeland
Cunneen	Kuykendall	Rogan	Woods
Firestone	Lee	Setencich	Mme. Speaker

NOES—33

Aguiar	Brulte	Hawkins	Morrow
Alby	Caldera	House	Olberg
Alpert	Cannella	Isenberg	Poochigian
Baldwin	Conroy	Kaloogian	Pringle
Bordonaro	Figueroa	Katz	Sher
Bowen	Friedman	Knight	Speier
Bowler	Goldsmith	Knowles	
Brewer	Granlund	Martinez	
Brown, Willie	Hauser	Miller	

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 1028: Assembly Member Villaraigosa, from "No" to "Aye".

**Motion to Reconsider Senate Bill No. 1028
on Next Legislative Day**

Assembly Member Firestone moved to reconsider on the next legislative day the vote whereby Senate Bill No. 1028 was this day refused passage.

Senate Bill No. 1028 ordered to the unfinished business file.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 831**

At 12:41 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.

Senate Bill No. 831 passed by the following vote:

AYES—44

Alby	Cannella	Hawkins	Murray, Willard
Alpert	Cortese	House	Olberg
Battin	Cunneen	Knight	Poochigian
Boland	Ducheny	Knowles	Rainey
Bordonaro	Firestone	Kuehl	Setencich
Bowler	Frusetta	Kuykendall	Takasugi
Brewer	Gallegos	Lee	Thompson
Brown, Valerie	Granlund	Machado	Tucker
Brulte	Hannigan	McPherson	Villaraigosa
Bustamante	Harvey	Morrissey	Weggeland
Campbell	Hauser	Murray, Kevin	Woods

NOES—25

Aguiar	Conroy	Katz	Sher
Archie-Hudson	Davis	Martinez	Speier
Baca	Figueroa	Mazzoni	Sweeney
Baldwin	Goldsmith	McDonald	Vasconcellos
Bates	Hoge	Miller	
Bowen	Isenberg	Pringle	
Brown, Willie	Kaloogian	Rogan	

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 1070**

At 12:42 p.m., on motion of Assembly Member Bustamante, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 1070 refused passage by the following vote:

AYES—20

Alby	Gallegos	Kaloogian	Poochigian
Battin	Goldsmith	Knowles	Pringle
Brown, Willie	Granlund	Knox	Rainey
Brulte	Harvey	Morrow	Takasugi
Bustamante	Hauser	Olberg	Woods

NOES—35

Aguiar	Campbell	Katz	Murray, Willard
Alpert	Cannella	Knight	Rogan
Baca	Cunneen	Lee	Sher
Bates	Davis	Martinez	Speier
Bowen	Figueroa	Mazzoni	Sweeney
Brewer	Firestone	McDonald	Thompson
Brown, Valerie	Friedman	McPherson	Tucker
Burton	Hawkins	Miller	Weggeland
Caldera	Isenberg	Morrissey	

**Motion to Reconsider Senate Bill No. 1070
on Next Legislative Day**

Assembly Member Bustamante moved to reconsider on the next legislative day the vote whereby Senate Bill No. 1070 was this day refused passage.

Senate Bill No. 1070 ordered to the unfinished business file.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
MOTION TO WAIVE JOINT RULE 62(a)**

At 12:42 p.m., on motion of Assembly Member Pringle, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

Pending the announcement of the vote, Assembly Member Poochigian moved to continue the call of the Assembly.

Motion carried. Time, 12:42 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 House would convene in Floor session tomorrow, at 5 p.m.

MOTION BY ASSEMBLY MEMBER SPEIER

Assembly Member Speier moved that the Assembly convene on Friday, July 14, 1995, at 9 a.m.

Assembly Member Thompson seconded the motion.

Motion Passed Temporarily

Without objection, further consideration of the motion by Assembly Member Speier was passed temporarily.

RESOLUTIONS

The following resolutions were offered:

Resolutions to Suspend Joint Rules

By Assembly Member Rainey:

Resolved, That Joint Rule 61 be suspended to permit the Committees on Local Government and Appropriations to meet, consider, and report Senate Bills Nos. 127, 745, and 1299 for further action.

By Assembly Member McPherson:

Resolved, That Joint Rule 61 be suspended to permit the Committees on Elections, Reapportionment and Constitutional Amendments and Appropriations to meet, consider, and report Senate Bill No. 704 for further action.

Resolutions read, and adopted by the following vote:

AYES—75

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

NOES—None

MOTION WITHDRAWN

Assembly Member Speier, with the consent of the second to the motion, withdrew her motion that the Assembly convene on Friday, July 14, 1995, at 9 a.m.

Parliamentary Inquiry

Assembly Member Rogan arose to the following parliamentary inquiry:

If under Assembly Rule 2, the hour of session of the Assembly is 9 a.m., is it not a requirement that the Member requesting to change the hour of session obtain a majority vote of the Members present and voting?

Reply by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore replied that under Assembly Rule 2 a request to change the hour of session does require a majority of the Members present and voting; however, it is a long-standing custom of the House that the hour of Floor session is called by the Speaker.

MOTION BY ASSEMBLY MEMBER MORRISSEY

Assembly Member Morrissey moved that the Assembly reconvene in Floor session on Friday, July 14, 1995, at 9 a.m.

Assembly Member Thompson seconded the motion.

Parliamentary Inquiry

Assembly Member Bustamante arose to the following parliamentary inquiry:

Can a majority vote of the Members present and voting change the hour of session of the Assembly?

Reply by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore replied in the affirmative.

Parliamentary Inquiry

Assembly Member Caldera arose to the following parliamentary inquiry:

If the hour of session of the Assembly is called for 9 a.m., can the Body convene if a quorum is not present?

Reply by Majority Speaker pro Tempore Setencich

The Majority Speaker pro Tempore replied in the negative.

Motion Withdrawn

Assembly Member Morrissey, with the consent of the second to the motion, withdrew his motion that the Assembly convene in Floor session on Friday, July 14, 1995, at 9 a.m.

MOTION BY ASSEMBLY MEMBER KNOWLES

Assembly Member Knowles moved that the Assembly reconvene in Floor session on Saturday, July 15, 1995, at 9 a.m.

Assembly Member Thompson seconded the motion.

Motion lost by the following vote:

AYES—15

Baldwin
Frusetta
Harvey
Hawkins

Hoge
Knowles
Kuykendall
Miller

Morrissey
Olberg
Poochigian
Pringle

Rogan
Takasugi
Thompson

NOES—40

Alpert
Archie-Hudson
Baca
Bowen
Brown, Valerie
Brown, Willie
Burton
Bustamante
Caldera
Cannella

Cortese
Davis
Ducheny
Figueroa
Friedman
Gallegos
Goldsmith
Granlund
Hannigan
Hauser

Isenberg
Katz
Knox
Kuehl
Lee
Machado
Martinez
Mazzoni
McDonald
Morrow

Murray, Kevin
Murray, Willard
Setencich
Sher
Speier
Sweeney
Tucker
Vasconcellos
Villaraigosa
Mme. Speaker

**CALL OF THE ASSEMBLY DISPENSED WITH ON
MOTION TO WAIVE JOINT RULE 62(a)**

At 1 p.m., on motion of Assembly Member Poochigian, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The motion to waive Joint Rule 62(a) as it relates to the Committee on Appropriations lost by the following vote:

AYES—38

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

NOES—32

Archie-Hudson	Caldera	Isenberg	McDonald
Baca	Campbell	Katz	Murray, Kevin
Bates	Cortese	Knox	Murray, Willard
Bowen	Figueroa	Kuehl	Sher
Brown, Valerie	Friedman	Lee	Sweeney
Brown, Willie	Callegos	Machado	Tucker
Burton	Hannigan	Martinez	Vasconcellos
Bustamante	Hauser	Mazzoni	Villaraigosa

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Poochigian announced that the Committee on Appropriations would meet on Wednesday, July 19, 1995 at 9:30 a.m., in Room 4202, to hear Assembly Bills Nos. 208, 546, 556, 604, 743, 744, 913, 1098, 1186, 1446, 1502, 1759, and 1905; and Senate Bills Nos. 38 and 657.

**SENATE CONCURRENT RESOLUTION NO. 39
WITHDRAWN FROM COMMITTEE**

Assembly Member House was granted unanimous consent that Senate Concurrent Resolution No. 39 be withdrawn from the Committee on Rules.

SENATE CONCURRENT RESOLUTION NO. 39—Relative to Columbia State Historic Park.

Resolution read, and adopted by the following vote:

AYES—72

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

NOES—None

Resolution ordered transmitted to the Senate.

CAUCUS ANNOUNCEMENTS

Assembly Member Thompson announced that the Republican Caucus would meet today, upon adjournment of Floor session, in the Assembly Lounge.

VOTE ADDS

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

House Resolution No. 19, Coauthors: Boland, Cortese, Goldsmith, Hoge, Miller, Kevin Murray, Willard Murray, Poochigian, and Weggeland—Aye.

Assembly Bill No. 1620, Concurrence: Conroy, Cortese, Goldsmith, Hoge, Knowles, Mazzoni, and Speier—Aye.

Assembly Bill No. 1671: Cortese, Goldsmith, Hoge, Mazzoni, and Speier—Aye.

Assembly Bill No. 397, Appeal Decision of the Chair: Goldsmith, Granlund, Hoge, and Takasugi—Aye; Gallegos—No.

Assembly Bill No. 397: Miller—Aye; Hoge—No.

Assembly Bill No. 1694: Goldsmith, Hoge, Knowles, Kevin Murray, and Weggeland—Aye; Willard Murray—No.

Senate Bill No. 119: Granlund—No.

Senate Bill No. 733: Bowen—Aye; Sher and Speier—No.

Senate Bill No. 353: Bowen—Aye.

Senate Bill No. 311: Bowen and Lee—Aye.

Senate Bill No. 432: Poochigian—Aye; Battin and Conroy—No.

Senate Bill No. 1027: Boland, Valerie Brown, Conroy, and Poochigian—Aye.

Senate Bill No. 3: Valerie Brown, Goldsmith, and Weggeland—Aye.

Senate Bill No. 320: Goldsmith—Aye.

Assembly Bill No. 818 and Urgency: Goldsmith and Weggeland—Aye.

Assembly Bill No. 820 and Urgency: Goldsmith, Knowles, and Weggeland—Aye.

Senate Bill No. 310: Goldsmith, Knowles, and Weggeland—Aye.

Senate Bill No. 287: Cortese, Gallegos, and Weggeland—Aye.

Senate Bill No. 305: Weggeland—Aye.

Senate Bill No. 157: Weggeland—Aye.

Senate Bill No. 209: Boland, Speier, and Weggeland—Aye; Knowles—No.

Senate Bill No. 252: Burton and Weggeland—Aye.

Senate Bill No. 307: Machado and Poochigian—Aye; Lee—No.

Senate Bill No. 321: Burton—Aye.

Senate Bill No. 651: Burton and Machado—Aye.

Senate Bill No. 810: Boland, Goldsmith, Lee, and Machado—Aye; Burton and Speier—No.

Senate Bill No. 1045: Poochigian—Aye.

Senate Bill No. 1264 and Urgency: Bowen and Machado—Aye.

Assembly Joint Resolution No. 22: Lee—No.

Senate Bill No. 1028: Valerie Brown and Gallegos—Aye.

Senate Bill No. 831: Valerie Brown and Lee—Aye.

Senate Bill No. 1070: Woods—Aye.

MOTION TO ADJOURN

At 1:07 p.m., Assembly Member Willard Murray moved that the Assembly do now adjourn.

Assembly Member Cannella seconded the motion.

REMARKS ON CONDITION OF THE FILE

Assembly Members Brulte, Morrow, Kuehl, Rogan, Caldera, Takasugi, and Martinez arose to speak on the condition of the file.

FURTHER CONSIDERATION OF MOTION TO ADJOURN

The question being on the motion of Assembly Member Willard Murray that the Assembly adjourn.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 1:16 p.m., Majority Speaker pro Tempore Setencich declared the quorum call of the Assembly dispensed with.

REPORTS OF STANDING COMMITTEES**Committee on Human Services**

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Human Services reports:

Senate Bill No. 575

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

BREWER, Chairwoman

Above bill ordered to second reading.

**SENATE BILL NO. 575 TAKEN UP BY UNANIMOUS CONSENT
FOR SECOND READING**

Unanimous consent was granted to take up Senate Bill No. 575 without reference to file, for the purpose of reading the bill a second time and adopting the committee amendments at this time.

SENATE BILL NO. 575—An act to amend Section 1502 of, and to add Section 1530.1 to, the Health and Safety Code, relating to juveniles.

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 Public Safety.

SPECIAL COMMITTEE MEETINGS

Unanimous consent was granted that the Committee on Public Safety be permitted to hold a special meeting on July 14, 1995, and that Joint Rule 62(a) be waived for the purpose of setting Senate Bills Nos. 633, 639, and 575 for hearing.

MESSAGES FROM THE SENATE

Senate Chamber, July 13, 1995

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

Assembly Bill No. 99

And respectfully requests the Assembly to concur in said amendments.

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

Above bill ordered to unfinished business file.

Senate Chamber, July 13, 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. 61

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

Senate Chamber, July 13, 1995

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

Senate Bill No. 14

Senate Bill No. 76

Senate Bill No. 1181

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

Senate Chamber, July 13, 1995

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

Senate Concurrent Resolution No. 26
Senate Joint Resolution No. 15

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

FIRST READING OF SENATE BILLS

The following bills were read the first time:

SENATE BILL NO. 14—An act to amend Sections 17041, 17053.49, 17054, 17062, 17139, 17276, 18152.5, 23151, 23455, 23457, 23649, 24306, 24358, 24416, and 24954 of, to amend and repeal Sections 18042 and 24611 of, and to add Section 17254 to, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

SENATE BILL NO. 76—An act to add Sections 35816 and 51230 to the Education Code, relating to education.

SENATE BILL NO. 1181—An act to add Section 798.21 to the Civil Code, relating to mobilehomes.

The following resolutions were read the first time:

SENATE CONCURRENT RESOLUTION NO. 26—Relative to taxation.

SENATE JOINT RESOLUTION NO. 15—Relative to the Alaska-Russia boundary.

INTRODUCTION OF GUESTS

Majority Speaker pro Tempore Setencich introduced former Member of the Assembly Gloria Molina.

Assembly Member Bowen, of the 53rd Assembly District, introduced former Member of the Assembly Julie Bornstein.

Assembly Member Rogan, of the 43rd Assembly District, introduced his mother, Alice Rogan and his niece Tiffany Wood.

Assembly Member Napolitano, of the 58th Assembly District, introduced Jesús F. Silva-Herzog, Ambassador of Mexico.

Minority Speaker pro Tempore Baca introduced Stephanie Cofer, of Fontana and Ose Amafidon, of Colton.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Willard Murray, the Assembly adjourned until 5 p.m., Friday, July 14, 1995, out of respect to the memory of Samuel Weissman, on motion of Assembly Member Kuehl; out of respect to the memory of Richard M. Neustadt, on motion of Assembly Member Caldera; out of respect to the memory of Paul Hastings on motion of Assembly Members Olberg and Sweeney; out of respect to the memory of Susan Schoettler on motion of Assembly Member Villaraigosa; out of respect to the memory of Sam Levine and Keith Konopasek, on motion of Assembly Member Figueroa; and out of respect to the memory of Robert Samuel Baughn and George Michael Vargas, on motion of Assembly Member Speier.

DORIS ALLEN, Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON JULY 13, 1995**

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

Assembly Bill

846

Senate Bills

9
28
127
149
240
296
431
503
547
572
575
576
612
640
695
727
760
817
903
941
954
1018
1059
1143
1162
1243
1247