

CALIFORNIA LEGISLATURE  
1995-96 REGULAR SESSION

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# ASSEMBLY DAILY JOURNAL

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**Saturday, July 15, 1995**

**ONE HUNDRED ELEVENTH SESSION DAY**

**TWO HUNDRED TWENTY-THIRD CALENDAR DAY**

**AT SACRAMENTO, CALIFORNIA**



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

## PROCEEDINGS OF THE ASSEMBLY

### IN ASSEMBLY

Assembly Chamber, Sacramento  
Saturday, July 15, 1995

The Assembly met at 9 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 Kuykendall moved a quorum call of the Assembly.

Motion carried. Time, 9:01 a.m.

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

#### Quorum Present

At 9:22 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—74:

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

**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:

*Lord, As You hearkened to Hezekiah in his soul's distress and did not spurn his prayer, so hearken now to us Your servants, as we pray to You at this hour. Guide our deliberations this day, inspire us to excellence in all that we do. Give us strength to endure difficulty and watch over us in Your loving-kindness. As is Your majesty, Lord, so is Your mercy and to You we offer glory, now and always.—AMEN.*

**PLEDGE OF ALLEGIANCE TO THE FLAG**

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

**MOTION TO DISPENSE WITH READING OF THE JOURNAL**

Further reading of the Journal of the previous legislative day was dispensed with on motion of Assembly Member Kevin Murray, seconded by Assembly Member Hawkins.

**LEAVES OF ABSENCE FOR THE DAY**

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

*On legislative business: Assembly Members Burton and Hauser.*

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

*Because of illness in his family: Assembly Member Margett.*

*The following Assembly Member was excused for the day, and his per diem was waived: House.*

**EXPLANATIONS OF ABSENCE**

Pursuant to the Assembly Rules, the following explanations of absence were ordered printed in the Journal:

July 14, 1995

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

Dear Speaker Allen: Please excuse me from Session on Saturday, July 15, 1995. I have previously scheduled meetings with constituents in my District on a legislative matter that can't be rescheduled.

Thank you for your consideration of this matter.

Peace and friendship,

JOHN BURTON, Assembly Member  
Twelfth District

July 15, 1995

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

Dear Speaker Allen: Due to a previous commitment, I will be unable to attend Session today. I request that I be excused on legislative business.

Thank you for your consideration.

Sincerely,

DAN HAUSER, Assembly Member  
First District

#### COMMUNICATIONS

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

July 14, 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 Saturday, July 15, 1995 only.

Sincerely,

DORIS ALLEN  
Speaker of the Assembly

July 14, 1995

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

Dear Dotson: Please be advised that I have appointed Assemblymember Trice Harvey to the Assembly Public Safety Committee to fill an existing vacancy for the hearing on Saturday, July 15, 1995 only.

Sincerely,

DORIS ALLEN  
Speaker of the Assembly

#### REQUEST TO SUSPEND JOINT RULES

The following request was received, and read:

Assembly Chamber, July 15, 1995

Mme. Speaker: I request permission to suspend Joint Rule 61 as it relates to Senate Bills Nos. 575, 633, and 639.

BRIAN SETENCICH

Above request ordered transmitted to the Committee on Rules.

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

July 15, 1995

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

Senate Bill No. 60

Senate Bill No. 726

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

POOCHIGIAN, Chairman

**SENATE BILL NO. 60**—An act relating to the State Bar of California.

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

**SENATE BILL NO. 726**—An act to amend Section 29532.1 of, and to add Title 7.94 (commencing with Section 67940) to, the Government Code, to amend Section 98101 of the Public Utilities Code, to amend Section 255 of, and to add Sections 941.6 and 954.6 to, the Streets and Highways Code, to amend Sections 1808.5, 9901, 11406, 11713, 12505, 12509, 12527, 12804.9, 12804.13, 12804.14, 12814.5, 13353.8, 14601, 14601.1, 14601.2, 21053, 23116, 24607, 25950, 34500, and 35400 of, to add Sections 24611 and 40200.8 to, and to repeal Sections 2424.5 and 4602.1 of, the Vehicle Code, and to amend Section 10850 of the Welfare and Institutions Code, relating to transportation.

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

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

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 378

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

POOCHIGIAN, Chairman

Above bill ordered to second reading.

**Committee on Public Safety**

Date of Hearing: July 15, 1995

Mme. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 639

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

SETENCICH, Chairman

Above bill re-referred to the Committee on Appropriations.

**Committee on Rules**

July 15, 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. 575

Senate Bill No. 633

Senate Bill No. 639

AGUIAR, Alternate Chair

July 15, 1995

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

Senate Bill No. 960

AGUIAR, Alternate Chair

**RESOLUTIONS**

The following resolution was offered:

**Resolution to Suspend Joint Rules**

By Assembly Member Setencich:

*Resolved*, That Joint Rule 61 be suspended to permit the Committees on Public Safety and Appropriations to meet, consider, and report Senate Bills Nos. 575, 633, and 639 for further action.

Resolution read, and adopted by the following vote:

**AYES—73**

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

**NOES—None****SPECIAL COMMITTEE MEETINGS**

By unanimous consent the Committee on Public Safety was permitted to hold a special meeting today, and Joint Rule 62(a) was waived for the purpose of setting Senate Bills Nos. 575, 633, and 639 for hearing.

**CONSIDERATION OF DAILY FILE  
UNFINISHED BUSINESS****SENATE BILL NO. 1028 RECONSIDERED BY UNANIMOUS CONSENT**

In compliance with a motion given, Assembly Member Firestone was granted unanimous consent that the vote be reconsidered whereby Senate Bill No. 1028 was refused passage, and that the bill be placed upon the inactive file.

**CONSIDERATION OF SENATE AMENDMENTS**

**ASSEMBLY BILL NO. 806 (Ducheny)**—An act to amend Sections 2105 and 2106 of the Family Code, relating to family law.

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

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

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

**AYES—59**

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

**NOES—None**

Above bill ordered enrolled.

**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. 219**, on request of Assembly Member Valerie Brown.

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

**SENATE BILL NO. 526 (Costa)**—An act to amend Sections 14291 and 14292 of, and to add Section 14290.5 to, the Business and Professions Code, relating to trademarks.

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

Bill passed by the following vote:

**AYES—62**

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

**NOES—None**

Bill ordered transmitted to the Senate immediately.

**UNFINISHED BUSINESS (RESUMED)**

**SENATE BILL NO. 1070 RECONSIDERED BY UNANIMOUS CONSENT**

In compliance with a motion given, Assembly Member Bustamante was granted unanimous consent that the vote be reconsidered whereby Senate Bill No. 1070 was refused passage, and that the bill be placed upon the inactive file.

**SECOND READING OF ASSEMBLY BILLS**

**ASSEMBLY BILL NO. 126**—An act to amend Sections 17, 19.2, 2900.5, and 4019 of, and to add Sections 19.3, 2910.7, and 4000.2 to, the Penal Code, relating to sentencing, 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 Appropriations.

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

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

**Senate Bills Nos. 1276 and 1030**, ordered to third reading;

**Senate Bill No. 1296**, ordered to the Consent Calendar.

**SECOND READING OF SENATE BILLS**

**SENATE BILL NO. 58**—An act to amend Sections 10081 and 10086 of, and to amend, repeal, and add Section 10086.5 of, the Insurance Code, relating to earthquake insurance, and declaring the urgency thereof, to take effect immediately.

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



**SENATE BILL NO. 87**—An act to amend Section 11040 of the Government Code, and to amend Sections 1036 and 1064.2 of the Insurance Code, relating to the Attorney General.

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

**SENATE BILL NO. 266**—An act to amend Sections 10082 and 10084 of, and to add Sections 10086.6 and 10089.5 to, the Insurance Code, relating to earthquake insurance.

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

**SENATE BILL NO. 619**—An act to amend Section 51769 of the Education Code, and to amend Section 3201.5 of the Labor Code, relating to workers' compensation.

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

**SENATE BILL NO. 1091**—An act to add Chapter 1.5 (commencing with Section 1120) to Part 2 of Division 1 of the Insurance Code, relating to insurance, and making an appropriation therefor.

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

**SENATE BILL NO. 1327**—An act to add Section 10089.4 to the Insurance Code, relating to insurance, and declaring the urgency thereof, to take effect immediately.

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

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

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. 1161**—An act to add Section 368.5 to the Penal Code, relating to crimes against the elderly and dependent adults.

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. 1221**—An act to amend Section 2601 of the Penal Code, relating to prisoners.

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. 273**—An act to amend Section 2714 of the Public Resources Code, relating to mining.

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

**SENATE BILL NO. 764**—An act to amend Sections 17705.11, 17718.5, 17732, 17740.1, 17740.2, 17740.3, 17741.8, 17742, 17749, and 17788.7 of, and to repeal Sections 17705.5, 17705.6, 17705.7, and 17705.9 of, and to repeal Chapter 9 (commencing with Section 16400) of, Chapter 10 (commencing with Section 16500) of, Chapter 11 (commencing with Section 16600) of, Chapter 12 (commencing with Section 16700) of, Chapter 13 (commencing with Section 16800) of, Chapter 15 (commencing with Section 17000) of, Chapter 16 (commencing with Section 17100) of, Chapter 17 (commencing with Section 17200) of, Chapter 19 (commencing with Section 17400) of, Chapter 20 (commencing with Section 17500) of, Chapter 21.2 (commencing with Section 17640) of, Chapter 21.25 (commencing with Section 17645) of, Chapter 21.3 (commencing with Section 17650) of, Chapter 21.4 (commencing with Section 17660) of, Chapter 21.5 (commencing with Section 17680) of, Chapter 21.6 (commencing with Section 17695) of, Chapter 21.7 (commencing with Section 17696) of, Chapter 21.8 (commencing with Section 17697 of, and Chapter 21.9 (commencing with Section 17698) of, and to repeal and add Chapter 7 (commencing with Section 15900) of, Part 10 of the Education Code, relating to school facilities.

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

**SENATE BILL NO. 966**—An act to amend Sections 1981, 1983.5, 42238.18, 48900, 48900.6, 48915, 48915.2, 48915.5, 48916, 48918, and 49079 of, to add Sections 1982.1, 1982.3, and 48926 to, and to repeal Section 48915.7 of, the Education Code, relating to pupils.

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

**SENATE BILL NO. 901**—An act to add Section 21151.0 to the Public Resources Code, and to add Part 210 (commencing with Section 10010) to Division 6 of the Water Code, relating to water.

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

(NOTE: On July 24, 1995, the action was rescinded whereby Senate Bill No. 901 was read a second time, amendments to the bill read and adopted, and the bill re-referred to the Committee on Local Government. See page 2931 )

**SENATE BILL NO. 645**—An act to add Section 15037.1 to the Unemployment Insurance Code, relating to employment.

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

**SENATE BILL NO. 585**—An act to add Section 2705.6 to the Public Utilities Code, relating to water supplies.

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

**SENATE BILL NO. 25**—An act to add Section 701.2 to the Public Utilities Code, relating to public utilities.

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

**SENATE BILL NO. 1139**—An act relating to public utilities.

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

**SENATE BILL NO. 1141**—An act relating to public utilities.

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

**SENATE BILL NO. 621**—An act to add Section 7901.1 to the Public Utilities Code, relating to public utilities.

Bill read second time, and ordered to third reading.

**SENATE BILL NO. 791**—An act to add Section 22317.5 to, to repeal Sections 22325 and 22357 of, and to repeal and add Sections 22324 and 22358 of, the Education Code, and to amend Sections 9350.6, 20023, 75003, and 75502 of, and to add Sections 9359.05, 21752.3, 31671, 75075.02, and 75572 to, the Government Code, relating to public retirement systems.

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

**SENATE BILL NO. 452**—An act to amend Section 1021.5 of the Code of Civil Procedure, and to amend Sections 10248, 11343.4, and 11350 of the Government Code, relating to administrative regulations.

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

**SENATE BILL NO. 100**—An act to amend, repeal, and add Section 19809 of, to add and repeal Sections 19807.1 and 19809.5 of, and to repeal and add Section 19802 of, the Business and Professions Code, relating to gaming.

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

**SENATE BILL NO. 132**—An act to amend Sections 13519 and 13730 of the Penal Code, relating to domestic violence.

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

**SENATE BILL NO. 156**—An act to add Section 4730.9 to the Health and Safety Code, to amend Sections 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 12.5, 13, 14, 15, 16, 17, 18, 20, 21, 22, 24, 25, 27, 28, 30, 31, 33, and 37 of, and to add Sections 1.5, 13.5, and 36 to, the Napa County Flood Control and Water Conservation District Act (Chapter 1449 of the Statutes of 1951), and to amend Section 4 of, and to add Section 24.5 to, the lake County Flood Control and Water Conservation District Act (Chapter 1544 of the Statutes of 1951), relating to special districts.

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

**SENATE BILL NO. 169**—An act to amend Section 1203.097 of, and to repeal Chapter 2.6 (commencing with Section 1000.6) of Title 6 of Part 2 of, the Penal Code, relating to domestic violence.

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

**SENATE BILL NO. 428**—An act to amend Sections 19577, 19578, 19601, 19605.7, 19605.71, and 19610.2 of the Business and Professions Code, and to add Section 15320.13 to the Government Code, relating to bonds, and making an appropriation therefor.

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

**SENATE BILL NO. 750**—An act to amend Section 10605 of the Health and Safety Code, and to amend Section 18966 of the Welfare and Institutions Code, relating to children.

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

**SENATE BILL NO. 617**—An act to add Section 89036.1 to the Education Code, to add Section 14628 to the Government Code, and to amend Section 2807 of the Penal Code, relating to the Prison Industry Authority.

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. 833**—An act to amend Sections 14602.6, 14604, and 40000.11 of, to add Section 5002.9 to, to amend, repeal, and add Sections 210, 22451, and 40518 of, and to add and repeal Section 21455.5 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 re-referred to the Committee on Appropriations.

**SENATE BILL NO. 199**—An act to add Sections 40448.5.1 and 43022 to the Health and Safety Code, and to add Section 25225 to the Public Resources Code, relating to vehicles and fuels.

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

**SENATE BILL NO. 455**—An act to add Sections 156.5, 180.5, and 201.6 to the Corporations Code, relating to insurers.

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

**SENATE BILL NO. 322**—An act to amend Sections 1745.11, 10753, and 10755.3 of the Water Code, relating to water.

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

**SENATE BILL NO. 190**—An act to amend Sections 32504 and 32512 of, and to add Sections 32537 and 32538 to, the Public Resources Code, relating to the San Joaquin River Conservancy.

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. 1120**—An act to add Section 2081.6 to the Fish and Game Code, relating to endangered species, and making an appropriation therefor.

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. 346**—An act to add Section 5030 to the Penal Code, relating to prisoners.

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. 1245**—An act to amend Section 1305 of the Penal Code, relating to bail.

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. 239**—An act to amend Section 667.5 of the Penal Code, relating to sentencing.

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. 414**—An act to add and repeal Section 97 of the Streets and Highways Code, and to add and repeal Section 42010 of 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. 1096**—An act relating to prisons, and making an appropriation therefor.

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. 827**—An act to amend Section 9880.2 of the Business and Professions Code, relating to automotive repair.

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

**SENATE BILL NO. 327**—An act to amend Sections 75.11, 75.12, 75.15, 75.18, 75.21, 75.31, 75.41, 170, 194, 270, 271, 285, 467, 480.4, 482, 722.5, 1605, and 2192 of the Revenue and Taxation Code, relating to taxation.

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

**SENATE BILL NO. 534**—An act to amend Sections 214, 3691, and 3698.5 of the Revenue and Taxation Code, relating to taxation.

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

**SENATE BILL NO. 979**—An act to amend Sections 17072, 17076, 24306, and 24954 of, to amend and repeal Sections 18042 and 24611 of, and to add Sections 17082, 17134, and 17217 to, the Revenue and Taxation Code, and to amend Section 13009 of the Unemployment Insurance Code, relating to taxation, to take effect immediately, tax levy.

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. 1235**—An act to amend Section 51202 of, to add Sections 51207 and 51207.5 to, and to repeal Section 51221 of, the Education Code, relating to schools.

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

**SENATE BILL NO. 962**—An act to amend Sections 40510 and 40510.5 of the Health and Safety Code, relating to air pollution.

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

**SENATE BILL NO. 142**—An act to add Article 2.8 (commencing with Section 17552) to Chapter 1 of Part 3 of Division 7 of the Business and Professions Code, and to amend Section 3.5 of Chapter 1123 of the Statutes of 1994, relating to travel.

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

**SENATE BILL NO. 523**—An act to amend Sections 124, 4160, 10175.2, and 23083 of the Business and Professions Code, to amend Sections 232 and 94323 of, and to add Section 92001 to, the Education Code, to amend Section 755.5 of the Evidence Code, to amend Sections 3541.3, 3563, 8541, 11018, 11125.7, 11370, 11370.3, 11370.5, 11371, 11500, 11501, 11502, 11505, 11506, 11507.6, 11507.7, 11508, 11509, 11511, 11511.5, 11512, 11513, 11517, 11518, 11519, 11520, 11523, 11524, 11526, 11529, 12935, 19582.5, 37624.2, and 68560.5 of, to amend the heading of Chapter 5 (commencing with Section 11500) of Part 1 of Division 3 of Title 2 of, to add Sections 11340.4, 11507.3, 11511.7, 11518.5, and 17533 to, to add article headings immediately preceding Sections 11370 and 11371 of, to add Article 3 (commencing with Section 11380) to Chapter 4 of, and to add Chapter 4.5 (commencing with Section 11400) to, Part 1 of Division 3 of Title 2 of, and to repeal Sections 11501.5, 11502.1, 11510, 11513.5, 11525, and 11530 of, the Government Code, to amend Sections 443.37, 1551.5, 1568.065, 1569.515, 1596.8875, 11834.37, 18949.6, 25149, 25229, 25299.59, 25375.5, 32154, and 40843 of the Health and Safety Code, to amend Sections 146, 4600, 5278, 5710, 5811, and 6603 of, and to add Section 1144.5 to, the Labor Code, to add Section 105 to the Military and Veterans Code, to add Section 3066 to the Penal Code, to amend Sections 663.1 and 40412 of, and to add Sections 25513.3 and 30329 to, the Public Resources Code, to amend Section 1701 of the Public Utilities Code, to amend Sections 1636, 19044, and 19084 of the Revenue and Taxation Code, to amend Section 409 of the Unemployment Insurance Code, to amend Sections 3066, 11728, and 14112 of the Vehicle Code, and to amend Sections 4689.5 and 11350.6 of, and to add Sections 1778 and 3158 to, the Welfare and Institutions Code, relating to administrative procedure.

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

**SENATE BILL NO. 1077**—An act to repeal Chapter 20.6 (commencing with Section 9891) of Division 3 of the Business and Professions Code, and to add Title 2.93 (commencing with Section 1812.550) to Part 4 of Division 3 of the Civil Code, relating to tax preparers.

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

**SENATE BILL NO. 855**—An act to amend Sections 857, 1757, and 3359 of, to add Section 753 to, and to repeal Section 1935 of, the Financial Code, relating to financial institutions.

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

**SENATE BILL NO. 912**—An act to amend Sections 22104, 22159, 22250, 22305, 22337, 22453, and 22467 of the Financial Code, relating to financial institutions.

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

**SENATE BILL NO. 946**—An act to amend Sections 10145, 10232, and 17511.1 of the Business and Professions Code, to amend Section 2945.1 of, and to amend and repeal Section 2955 of, the Civil Code, to amend Sections 50005, 50120, 50122, 50130, 50201, 50203, 50204, 50205, 50320, and 50401, of, to add Section 50128 to, and to repeal and add Section 50504 of, the Financial Code, relating to lending.

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

**SENATE CONCURRENT RESOLUTION NO. 30**—Relative to Joint Rule 37.

Resolution read; amendments proposed by the Committee on Rules read and adopted, resolution ordered reprinted and to be placed upon the Consent Calendar.

**SENATE BILL NO. 909**—An act to add and repeal Section 71020.7 of the Education Code, relating to postsecondary education.

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. 541**—An act to repeal and add Part 3 (commencing with Section 20000) and Part 3.4 (commencing with Section 21750) of Division 5 of Title 2 of the Government Code, relating to the Public Employees' Retirement System.

Bill read second time, and ordered to third reading.

**MOTION BY ASSEMBLY MEMBER MILLER**

Assembly Member Miller moved that if a Member is later than 30 minutes past the scheduled start of session, that Member must explain his/her reasons for tardiness; and, if no viable explanation is offered that Member would forfeit per diem.

**Reply by Majority Speaker pro Tempore Setencich**

The Majority Speaker pro Tempore replied that a rule is in place whereby a Member must explain his/her reasons for being more than 30 minutes late, although no specific reference is made to per diem; and further, if a Member wishes to propose a change in the rules, the matter must be taken up by the Rules Committee. Majority Speaker pro Tempore Setencich then read the following rule:

If a member is not recorded on the attendance roll within one-half hour after the scheduled start of the Session, the member must stand up before the Assembly and explain the reason he or she is late before he or she is recorded on the roll call for any votes. If a member does not explain his or her reason for being late, any other member may raise a point of order and the tardy member's vote shall not be recorded until an explanation is made.

**Point of Order**

Assembly Member Morrissey arose to the following point of order:

That Members who are late have not been required to explain their tardiness.

**Ruling by Majority Speaker pro Tempore Setencich**

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

**At 9:37 a.m., Speaker Doris Allen, 67th District, presiding**

**At 9:40 a.m., Majority Speaker pro Tempore Brian Setencich,  
30th District, presiding**



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

**ASSEMBLY BILL NO. 236 (Granlund)**—An act to add Article 1.8 (commencing with Section 53227) to Chapter 2 of Part 1 of Division 2 of Title 5 of the Government Code, relating to public officers.

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

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

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

**AYES—60**

Aguiar	Conroy	Hoge	Murray, Willard
Alby	Cortese	Isenberg	Napolitano
Alpert	Cunneen	Katz	Olberg
Archie-Hudson	Davis	Knox	Poochigian
Baca	Ducheny	Kuehl	Rainey
Baldwin	Figuroa	Kuykendall	Rogan
Bates	Firestone	Lee	Setencich
Battin	Friedman	Machado	Sher
Bordonaro	Frusetta	Martinez	Speier
Bowen	Gallegos	Mazzoni	Takasugi
Bowler	Goldsmith	McDonald	Tucker
Brewer	Granlund	McPherson	Vasconcellos
Brulte	Hannigan	Miller	Villaraigosa
Bustamante	Harvey	Morrow	Weggeland
Cannella	Hawkins	Murray, Kevin	Mme. Speaker

**NOES—None**

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 402 (Hannigan)**—An act to amend Sections 1569.613 and 1569.616 of, and to repeal Section 1569.615 of, the Health and Safety Code, relating to residential care facilities for the elderly.

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—53**

Aguiar	Cannella	Katz	Rogan
Alby	Cortese	Knox	Setencich
Alpert	Cunneen	Kuehl	Sher
Archie-Hudson	Davis	Kuykendall	Speier
Baca	Ducheny	Lee	Sweeney
Bates	Figueroa	Machado	Takasugi
Boland	Firestone	Martinez	Tucker
Bowen	Friedman	Mazzoni	Vasconcellos
Bowler	Frusetta	McDonald	Villaraigosa
Brown, Valerie	Gallegos	McPherson	Woods
Brulte	Granlund	Murray, Kevin	Mme. Speaker
Bustamante	Hannigan	Murray, Willard	
Caldera	Harvey	Napolitano	
Campbell	Isenberg	Rainey	

**NOES—10**

Bordonaro	Miller	Olberg	Thompson
Brewer	Morrissey	Poochigian	
Hoge	Morrow	Pringle	

**Vote Changes**

By unanimous consent, the following vote changes were permitted on concurrence in Senate amendments to Assembly Bill No. 402: Assembly Member Harvey, from "No" to "Aye"; Assembly Member Battin, from "Aye" to "Not Voting".

Above bill ordered enrolled.

**ASSEMBLY BILL NO. 805 (Cortese)**—An act to add Section 25503.29 to the Business and Professions Code, relating to alcoholic beverages, 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.)*

**Urgency Clause**

Urgency clause read.

**Re-Reference of Bills to Committee Pursuant to Joint Rule 26.5**

Pursuant to Joint Rule 26.5, Majority Speaker pro Tempore Setencich re-referred Assembly Bill No. 805 (consideration of Senate amendments pending) to the Committee on Governmental Organization.

**REQUEST FOR SPECIAL COMMITTEE MEETING**

Assembly Member Tucker requested unanimous consent that the Committee on Governmental Organization be permitted to hold a special meeting at this time, and that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 805 for hearing.

Assembly Member Bustamante withheld unanimous consent.

**BILLS RETURNED TO CONSENT CALENDAR**

Pursuant to Assembly Rule 78, the following bill was withdrawn from the inactive file, and by unanimous consent was returned to the Consent Calendar:

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

**CONSIDERATION OF DAILY FILE (RESUMED)  
UNFINISHED BUSINESS (RESUMED)  
MOTION TO RECONSIDER**

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

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

**THIRD READING OF ASSEMBLY BILLS**

**ASSEMBLY BILL NO. 1277 (McDonald)**—An act to add Section 2192 to the Streets and Highways Code, relating to transportation.

Bill read third time.

**Motion to Amend by Assembly Member Bordonaro**

Assembly Member Bordonaro moved the adoption of amendments.

Amendments read.

**Point of Order**

Assembly Member McDonald arose to the following point of order:

That the amendments offered by Assembly Member Bordonaro to Assembly Bill No. 1277 are not germane to the bill.

**Ruling by Majority Speaker pro Tempore Setencich**

The Majority Speaker pro Tempore ruled that the amendments offered by Assembly Member Bordonaro to Assembly Bill No. 1277 are not germane to the bill.

**Appeal from Decision of the Chair**

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

Assembly Member Morrissey seconded the motion.

The question being: Shall the decision of the Chair that the amendments offered by Assembly Member Bordonaro to Assembly Bill No. 1277 are not germane, be overruled?

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

**AYES—32**

Aguiar	Brulte	Knight	Poohigian
Alby	Conroy	Knowles	Pringle
Baldwin	Cunneen	Kuykendall	Rainey
Battin	Firestone	McPherson	Rogan
Boland	Frusetta	Miller	Takasugi
Bordonaro	Goldsmith	Morrissey	Thompson
Bowler	Harvey	Morrow	Weggeland
Brewer	Hawkins	Olberg	Woods

**NOES—37**

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

**Motion to Amend by Assembly Member Frusetta**

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

**Point of Order**

Assembly Member McDonald arose to the following point of order:

That the amendments offered by Assembly Member Frusetta to Assembly Bill No. 1277 are not germane to the bill.

**Ruling by Majority Speaker pro Tempore Setencich**

The Majority Speaker pro Tempore ruled that the amendments offered by Assembly Member Frusetta to Assembly Bill No. 1277 are not germane to the bill.

**Appeal from Decision of the Chair**

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

Assembly Member Thompson seconded the motion.

The question being: Shall the decision of the Chair that the amendments offered by Assembly Member Frusetta to Assembly Bill No. 1277 are not germane, be overruled?

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

**AYES—33**

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

**NOES—36**

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

**Further Consideration of Assembly Bill No. 1277**

The question being on the passage of the bill.

Bill passed by the following vote:

**AYES—52**

Aguiar	Cunneen	Knowles	Rainey
Alpert	Davis	Knox	Rogan
Archie-Hudson	Ducheny	Kuehl	Setencich
Baca	Figuroa	Kuykendall	Sher
Bates	Firestone	Lee	Speier
Bowen	Friedman	Machado	Sweeney
Brown, Valerie	Frusetta	Martinez	Takasugi
Bustamante	Gallegos	Mazzoni	Tucker
Caldera	Hannigan	McDonald	Vasconcellos
Campbell	Harvey	McPherson	Villaraigosa
Cannella	Hawkins	Murray, Kevin	Weggeland
Conroy	Isenberg	Murray, Willard	Woods
Cortese	Katz	Napolitano	Mme. Speaker

**NOES—13**

Alby	Bowler	Knight	Thompson
Baldwin	Brewer	Miller	
Boland	Brulte	Morrissey	
Bordonaro	Hoge	Morrow	

Bill ordered transmitted to the Senate.

**OBJECTION WITHDRAWN**

Assembly Member Bustamante withdrew his objection to the request by Assembly Member Tucker for a special meeting of the Committee on Governmental Organization.

**SPECIAL COMMITTEE MEETINGS**

Assembly Member Tucker was granted unanimous consent that the Committee on Governmental Organization be permitted to hold a special meeting at this time, in the Speaker's Conference Room, and that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 805 for hearing.

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

**ASSEMBLY BILL NO. 364 (Cannella)**—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 third time, and passed by the following vote:

**AYES—57**

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

**NOES—6**

Bates	Caldera	Knowles
Bowen	Katz	Speier

Bill ordered transmitted to the Senate.

**RESOLUTIONS**

The following resolution was offered:

**Resolution to Suspend Joint Rules**

By Assembly Member Martinez:

*Resolved*, That Joint Rule 61 be suspended to permit the Committees on Utilities and Commerce and Appropriations to meet, consider, and report Senate Bill No. 960 for further action.

Resolution read, and adopted by the following vote:

**AYES—68**

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

**NOES—None**

**SPECIAL COMMITTEE MEETINGS**

Assembly Member Martinez was granted unanimous consent that the Committee on Utilities and Commerce be permitted to hold a special meeting on Monday, July 17, 1995, and that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 960 for hearing.

**REPORTS OF STANDING COMMITTEES**  
**Committee on Governmental Organization**

Date of Hearing: July 15, 1995

Mme. Speaker: Your Committee on Governmental Organization reports:

Assembly Bill No. 805

With the recommendation: That Senate amendments be concurred in.

TUCKER, Chairman

Above bill ordered to unfinished business.

**CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT**

Assembly Member Cortese was granted unanimous consent to take up Assembly Bill No. 805, without reference to file, for purpose of consideration of Senate amendments.

**ASSEMBLY BILL NO. 805 (Cortese)**—An act to add Section 25503.29 to the Business and Professions Code, relating to alcoholic beverages, 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.)*

**Urgency Clause**

Urgency clause read, and adopted by the following vote:

**AYES—61**

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

**NOES—2**

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

**AYES—61**

Aguiar	Campbell	Knox	Pringle
Alby	Cannella	Kuehl	Rainey
Alpert	Conroy	Kuykendall	Richter
Archie-Hudson	Cunneen	Lee	Rogan
Baca	Davis	Machado	Setencich
Baldwin	Ducheney	Martinez	Speier
Bates	Figueroa	Mazzoni	Takasugi
Battin	Firestone	McDonald	Tucker
Boland	Frusetta	McPherson	Vasconcellos
Bordonaro	Gallegos	Miller	Villaraigosa
Bowler	Goldsmith	Morrow	Weggeland
Brewer	Hannigan	Murray, Kevin	Woods
Brown, Valerie	Harvey	Murray, Willard	Mme. Speaker
Brulte	Hoge	Napolitano	
Bustamante	Knight	Olberg	
Caldera	Knowles	Poochigian	

**NOES—2**

Isenberg                      Thompson

Above bill ordered enrolled.

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

**ASSEMBLY BILL NO. 356** (Willard Murray)—An act to add Section 21102.1 to the Vehicle Code, relating to vehicles.

Bill presented by Assembly Member Kuykendall.

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

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

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

**AYES—68**

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

**NOES—None**

Above bill ordered enrolled.



**ANNOUNCEMENTS**

On behalf of Speaker Allen, Majority Speaker pro Tempore Setencich made the following announcement:

1. "To ensure the efficient running of this House, the policy of this House will be that all motions pertaining to a change in rules will be heard in the Committee on Rules prior to being heard on this Floor";
2. No travel will be paid and no session excuses will be granted until the budget is passed;
3. Session will be at 11 a.m. Monday.

**CAUCUS ANNOUNCEMENTS**

Assembly Member Brulte announced that the Republican Caucus would meet 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:

**Assembly Bill No. 806, Concurrence:** Alby, Bowler, Goldsmith, Lee, Martinez, McDonald, Poochigian, Rainey, Rogan, and Speier—Aye.

**Senate Bill No. 526:** Alby, Bowler, Goldsmith, Lee, Martinez, McDonald, Kevin Murray, Willard Murray, Rainey, Rogan, and Speier—Aye.

**Assembly Bill No. 236, Concurrence:** Alby, Bowen, Bowler, Kevin Murray, Willard Murray, Rainey, Rogan, and Speier—Aye.

**Assembly Bill No. 402, Concurrence:** Alby, Bowler, Cunneen, Kevin Murray, Willard Murray, Rainey, Rogan, and Speier—Aye.

**Assembly Bill No. 1277, Bordonaro Appeal from Decision of the Chair:** Harvey, Hawkins, Kuykendall, Rainey, and Woods—Aye.

**Assembly Bill No. 1277, Pringle Appeal from Decision of the Chair:** Boland, Cunneen, Harvey, Hawkins, Knowles, Kuykendall, McPherson, Rainey, and Woods—Aye.

**Assembly Bill No. 1277:** Conroy, Cunneen, Martinez, Willard Murray, Rainey, Rogan, and Woods—Aye; Bordonaro—No.

**Assembly Bill No. 364:** Bordonaro, Kevin Murray, Willard Murray, and Rainey—Aye.

**Resolution to Suspend the Rules:** Kevin Murray, Willard Murray, Rainey, and Villaraigosa—Aye.

**Assembly Bill No. 805, Urgency and Concurrence:** Bowler, Valerie Brown, Martinez, Kevin Murray, Willard Murray, and Rainey—Aye.

**Assembly Bill No. 356, Concurrence:** Lee, McDonald, Kevin Murray, Willard Murray, and Rainey—Aye.

**QUORUM CALL OF THE ASSEMBLY DISPENSED WITH**

At 10:20 a.m., Majority Speaker pro Tempore Setencich declared the quorum call of the Assembly dispensed with.

**ADJOURNMENT**

At 10:21 a.m, the Assembly adjourned until 11:00 a.m., Monday, July 17, 1995.

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DORIS ALLEN, Speaker

PAM CAVILEER, Minute Clerk

## AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JULY 15, 1995

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

<i>Assembly Bill</i>	645
126	726
	750
<i>Senate Bills</i>	764
25	791
58	827
60	833
87	855
100	<del>901</del> *
132	909
142	912
156	946
169	962
190	966
199	979
239	1077
245	1091
266	1096
273	1120
322	1139
327	1141
346	1161
414	1221
428	1235
452	1245
455	1327
523	
534	
585	
617	
619	
	<i>Senate Concurrent Resolution</i>
	30

\* Adoption of amendments rescinded.

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

*Assembly Bill*

1277 (Bordonaro amendments—Set 1)  
(Frusetta amendments—Set 2)