

CALIFORNIA LEGISLATURE
1995-96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, July 17, 1995

**ONE HUNDRED TWELFTH SESSION DAY
TWO HUNDRED TWENTY-FIFTH CALENDAR DAY
AT SACRAMENTO, CALIFORNIA**



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

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, July 17, 1995

The Assembly met at 11 a.m.

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

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Akiba H. Howard 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, 11:01 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 11:23 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	Isenberg	Murray, Willard
Alby	Cannella	Kaloogian	Napolitano
Alpert	Conroy	Katz	Poochigian
Archie-Hudson	Cortese	Knight	Pringle
Baca	Cunneen	Knowles	Rainey
Baldwin	Davis	Knox	Richter
Bates	Ducheny	Kuehl	Rogan
Battin	Figuroa	Kuykendall	Setencich
Boland	Firestone	Lee	Sher
Bordonaro	Friedman	Machado	Speier
Bowen	Frusetta	Margett	Sweeney
Bowler	Gallegos	Martinez	Takasugi
Brewer	Goldsmith	Mazzoni	Thompson
Brown, Valerie	Granlund	McDonald	Tucker
Brown, Willie	Hannigan	McPherson	Vasconcellos
Brulte	Harvey	Miller	Villaraigosa
Burton	Hawkins	Morrissey	Weggeland
Bustamante	Hoge	Morrow	Woods
Caldera	House	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:

Lord our God, You desire that all should be saved and come to the knowledge of the truth. We pray and beseech You at this hour: Hear our prayer, accept it as sweet incense offered up to You, and visit us. We trust in You above all others, Lord. And we know that You did not create us to be lost, but to keep Your commandments and to inherit eternal life.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Majority Speaker pro Tempore Setencich, Assembly Member Margett 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 Martinez, seconded by Assembly Member Alpert.

LEAVES OF ABSENCE FOR THE DAY

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

On legislative business, and per diem was waived: Assembly Member Hauser.

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

EXPLANATIONS OF ABSENCE

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

July 17, 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 communication was presented by the Speaker, and ordered printed in the Journal:

July 17, 1995

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

Dear Dotson: Please be advised that I have appointed Assemblymember Tom Woods to the Assembly Utilities and Commerce Committee to fill an existing vacancy for the hearing on Monday, July 17, 1995 only.

Sincerely,

DORIS ALLEN
Speaker of the Assembly

The following explanation of vote was presented by the Chief Clerk, and ordered printed in the Journal:

Explanation of Vote—Assembly Bill No. 805

July 17, 1995

Dotson Wilson
Chief Clerk
California State Assembly
State Capitol
Sacramento, California

Dear Dotson: On Saturday, July 15, 1995, I presented my AB 805 for a vote on concurrence in Senate amendments. At the time of the vote I pressed my button to vote Aye. Upon checking the vote this morning, I found that I am listed as not voting.

Due to this malfunction with my voting button my Aye vote was not recorded.

Thank you for your attention to this matter.

Sincerely,

DOMINIC L. CORTESE, Assembly Member
Twenty-third District

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

July 17, 1995

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

Dear Dotson: Please be advised that I have appointed Assemblymember Kevin Murray to the Joint Rules Subcommittee on the Capitol Restoration Project to fill an existing vacancy.

Sincerely,

WILLIE L. BROWN, JR.
Minority Floor Leader

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 17, 1995

Mme. Speaker: Pursuant to you instructions, the Chief Clerk has examined:
Assembly Bill No. 126

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

REFERENCE OF BILLS TO COMMITTEE

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

<i>Senate</i> <i>Bill No.</i>	<i>Committee</i>
14 -----	Rev. & Tax.
76 -----	Ed. and E.,R. & C.A.
236 -----	Ed. and Rls.
623 -----	Pub. S. and U. & C.
1181 -----	H. & C.D.
1361 -----	E.,R. & C.A.

<i>Senate Concurrent</i> <i>Resolution No.</i>	<i>Committee</i>
26 -----	Rls.

<i>Senate Joint</i> <i>Resolution No.</i>	<i>Committee</i>
15 -----	Rls.

AUTHOR'S AMENDMENTS
Committee on Judiciary

July 17, 1995

Mme. Speaker: The Chair of your Committee on Judiciary reports:
Senate Constitutional Amendment No. 4

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

ISENBERG, Chairman

SENATE CONSTITUTIONAL AMENDMENT NO. 4—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by amending Section 16 of Article I thereof, and by amending Sections 1, 4, 6, 8, 10, 11, 15, and 16 of, adding and repealing Section 23 of, and repealing Section 5 of, Article VI thereof, relating to courts.

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

AUTHOR'S AMENDMENTS
Committee on Appropriations

July 17, 1995

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

Senate Bill No. 28
Senate Bill No. 660
Senate Bill No. 718

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

POOCHIGIAN, Chairman

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; 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. 660—An act to amend Sections 51231, 51287, 65040, 65040.2, 65861, 66016, 66031, and 66499.35 of, and to repeal Sections 65036.5 and 65040.7 of, the Government Code, and to amend Sections 33216 and 50459 of the Health and Safety Code, relating to the Housing and Land Use Omnibus Act of 1995, 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.

SENATE BILL NO. 718—An act to amend Section 7480 of the Government Code, to amend Section 42882 of the Public Resources Code, to amend Sections 99500 and 99505 of, and to add Section 99510 to, the Public Utilities Code, and to amend Sections 6203, 6283, 6480.1, 6830, 8150, 8151, 8269, 8608, 8651.7, 8701, 8708, 8751, 8752, 8755, 8777, 8782, 8803, 8876, 9152, 9155, 9174, 9269, 9354.5, 9401, 9501, 9506, 30437, 30458.9, 30480, 32251.5, 32401, 32469, 40111, 40187, 40209, 41096, 41143.4, 41169, 43520, 45651, 45865, 46501, 46551, 50139, 50151, 50156.9, 55221, 55281, 60027, 60058, 60100, 60104, 60111, 60112, 60114, 60115, 60121, 60122, 60181, 60202, 60360, 60441, 60501, 60502, 60521, 60524, 60604, 60606, and 60703 of, to amend the heading of Chapter 4 (commencing with Section 60110) of Part 31 of, to amend the heading of Article 3 (commencing with Section 60120) of Chapter 4 of Part 31 of, and to amend the heading of Article 2 (commencing with Section 60521) of Chapter 8 of Part 31 of, Division 2 of, to add Sections 6076, 8619, 8620, 8621, and 30103.5 to, the Revenue and Taxation Code, relating to taxation.

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

REPORTS OF STANDING COMMITTEES
Committee on Revenue and Taxation

July 13, 1995

Mme. Speaker: Your Committee on Revenue and Taxation reports the following bill pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 217

MCDONALD, Chairwoman

Above bill ordered filed with the Chief Clerk.

Committee on Elections, Reapportionment and Constitutional Amendments

July 11, 1995

Mme. Speaker: Your Committee on Elections, Reapportionment and Constitutional Amendments reports the following resolution pursuant to the provisions of Joint Rule 62(a):

Assembly Constitutional Amendment No. 3

McPHERSON, Chairman

Above resolution ordered filed with the Chief Clerk.

Committee on Public Safety

July 17, 1995

Mme. Speaker: Your Committee on Public Safety reports the following bills pursuant to the provisions of Joint Rule 62(a):

Senate Bill No. 139

Senate Bill No. 933

VILLARAIGOSA, Vice Chair

Above bills ordered filed with the Chief Clerk.

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 33

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. 856

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 Human Services

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Human Services reports:

Senate Bill No. 1110

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

BREWER, Chairwoman

Above bill ordered to second reading.

Committee on Judiciary

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 730

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

ISENBERG, Chairman

Above bill ordered to second reading.

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 982

Senate Bill No. 1322

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

ISENBERG, Chairman

Above bills ordered to second reading.

Committee on Rules

Date of Hearing: July 17, 1995

Mme. Speaker: Your Committee on Rules reports:

Assembly Joint Resolution No. 39

With the recommendation: Be adopted.

AGUIAR, Alternate Chair

Above resolution ordered on file.

July 17, 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. 49

Senate Bill No. 424

Senate Bill No. 277

Senate Bill No. 1066

Senate Bill No. 288

AGUIAR, Alternate Chair

MESSAGES FROM THE SENATE

Senate Chamber, July 15, 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. 119

Senate Bill No. 591

Senate Bill No. 147

Senate Bill No. 725

Senate Bill No. 157

Senate Bill No. 733

Senate Bill No. 287

Senate Bill No. 740

Senate Bill No. 300

Senate Bill No. 810

Senate Bill No. 310

Senate Bill No. 832

Senate Bill No. 320

Senate Bill No. 981

Senate Bill No. 401

Senate Bill No. 1080

Senate Bill No. 493

Senate Bill No. 1083

Senate Bill No. 525

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

Senate Chamber, July 15, 1995

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

Assembly Bill No. 149

Assembly Bill No. 1273

Assembly Bill No. 316

Assembly Bill No. 1358

Assembly Bill No. 323

Assembly Bill No. 1604

Assembly Bill No. 611

Assembly Bill No. 1839

Assembly Bill No. 774

Assembly Bill No. 1845

Assembly Bill No. 1110

Assembly Bill No. 1968

And respectfully requests the Assembly to concur in said amendments.

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

Above bills ordered to unfinished business file.

Senate Chamber, July 15, 1995

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

Assembly Bill No. 245
 Assembly Bill No. 613
 Assembly Bill No. 836
 Assembly Bill No. 901
 Assembly Bill No. 1011

Assembly Bill No. 1166
 Assembly Bill No. 1370
 Assembly Bill No. 1426
 Assembly Bill No. 1917

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

Above bills ordered enrolled.

Senate Chamber, July 15, 1995

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

Assembly Concurrent Resolution No. 38

And respectfully requests the Assembly to concur in said amendments.

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

Above resolution ordered to unfinished business file.

Senate Chamber, July 15, 1995

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

Assembly Concurrent Resolution No. 6
 Assembly Concurrent Resolution No. 22
 Assembly Joint Resolution No. 33

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

Above resolutions ordered enrolled.

RECESS

By unanimous consent, at 11:25 a.m., Majority Speaker pro Tempore Setencich declared the Assembly recessed to permit the introduction of special guests.

Majority Speaker pro Tempore Setencich introduced the following members of the Select Committee on Procedure of the Western Australian Legislative Assembly: Mr. George Strickland, Deputy Speaker, Member of the Liberal Party from Scarborough, Mr. Eric Ripper, Member of the Labor Party from Belmont, Mr. Larry Graham, Member of the Labor Party from Pilbara, Mr. Maxwell Trenorden, Member of the National Party from Avon, Mr. Robert Johnson, Member of the Liberal Party from Whitford, and Mr. Peter McHugh, Clerk of the Legislative Assembly of the Western Australian Legislative Assembly.

Assembly Member Thompson then presented a resolution whereupon Mr. George Strickland addressed the assemblage.

REASSEMBLED

At 11:27 a.m., the Assembly reconvened.

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

COMMITTEE MEETING CANCELED

Assembly Member Martinez announced that the meeting of the Committee on Utilities and Commerce scheduled for today has been canceled.

WITHDRAWAL AND RE-REFERENCE OF BILLS

Assembly Member Villaraigosa was granted unanimous consent that Senate Bill No. 431 be withdrawn from the Committee on Public Safety and re-referred to the Committee on Appropriations.

Assembly Member Rainey was granted unanimous consent that Senate Bill No. 226 be withdrawn from the Committee on Local Government and re-referred to the Committee on Appropriations.

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. 549, on request of Assembly Member Takasugi.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Margett was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of David Hannah, former Mayor of Arcadia.

Assembly Member Frusetta was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Mr. and Mrs. Mit Nakashima, of Aromas.

CONSIDERATION OF DAILY FILE**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. 100, 132, 156, 169, 428, 750, 455, 322, 1245, and 962, ordered to third reading.

(NOTE: Later this day Senate Bill No. 455 was re-referred to the Committee on Appropriations.)

SECOND READING OF SENATE BILLS

SENATE BILL NO. 378—An act to amend Sections 8505.5 and 8698.6 of the Business and Professions Code, relating to pests.

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.

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. 455.

At 11:34 a.m., Minority Speaker pro Tempore Joe Baca, 62nd District, presiding

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

ASSEMBLY BILL NO. 598 (Setencich)—An act to amend and renumber Section 42814 of, and to add Section 42814 to, the Food and Agricultural Code, relating to agriculture.

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

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

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

AYES—57

Aguiar	Cunneen	Kuehl	Rainey
Alpert	Davis	Kuykendall	Rogan
Baca	Ducheny	Lee	Setencich
Battin	Figueroa	Machado	Speier
Boland	Friedman	Margett	Sweeney
Bordonaro	Frusetta	Martinez	Takasugi
Bowler	Gallegos	Mazzoni	Thompson
Brewer	Goldsmith	McDonald	Tucker
Brown, Valerie	Hannigan	McPherson	Vasconcellos
Burton	Harvey	Miller	Villaraigosa
Bustamante	Hawkins	Morrow	Weggeland
Caldera	House	Murray, Kevin	Woods
Cannella	Katz	Murray, Willard	
Conroy	Knight	Napolitano	
Cortese	Knox	Poochigian	

NOES—4

Bowen	Granlund	Hoge	Kaloogian
-------	----------	------	-----------

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 598: Assembly Member Kaloogian, from "Aye" to "No".

Above bill ordered enrolled.

ASSEMBLY BILL NO. 99 (Burton)—An act to amend Sections 12020.5, 12021.5, and 12323 of the Penal Code, relating to firearms.

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—57

Aguiar	Conroy	Knox	Rainey
Alby	Cortese	Kuehl	Rogan
Alpert	Cunneen	Kuykendall	Sher
Baldwin	Davis	Lee	Speier
Bates	Ducheny	Machado	Sweeney
Battin	Firestone	Martinez	Takasugi
Boland	Frusetta	Mazzoni	Thompson
Bowen	Gallegos	McDonald	Tucker
Bowler	Goldsmith	McPherson	Vasconcellos
Brewer	Hannigan	Morrissey	Villaraigosa
Brown, Valerie	Harvey	Morrow	Weggeland
Brulte	Hawkins	Murray, Kevin	Mme. Speaker
Burton	House	Murray, Willard	
Bustamante	Isenberg	Napolitano	
Cannella	Katz	Poochigian	

NOES—5

Hoge	Knowles	Miller
Kaloogian	Margett	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 702 (Cunneen)—An act to add Section 1725.5 to the Insurance Code, relating to insurance.

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—55

Alby	Cannella	Hawkins	Murray, Kevin
Alpert	Conroy	Isenberg	Murray, Willard
Archie-Hudson	Cortese	Katz	Napolitano
Baca	Cunneen	Knox	Rainey
Baldwin	Davis	Kuehl	Sher
Bates	Ducheny	Kuykendall	Speier
Battin	Figueroa	Lee	Sweeney
Bordonaro	Firestone	Machado	Takasugi
Bowen	Friedman	Margett	Tucker
Brewer	Frusetta	Martinez	Vasconcellos
Brown, Valerie	Gallegos	Mazzoni	Villaraigosa
Burton	Goldsmith	McDonald	Weggeland
Bustamante	Hannigan	McPherson	Woods
Caldera	Harvey	Morrissey	

NOES—11

Boland	Granlund	Knowles	Pringle
Bowler	Hoge	Miller	Thompson
Brulte	Kaloogian	Morrow	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 843 (Goldsmith)—An act to add and repeal Section 40802.5 of the Vehicle Code, relating to vehicles.

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

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

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

AYES—49

Aguiar	Cunneen	Kuykendall	Setencich
Alpert	Davis	Lee	Sher
Archie-Hudson	Ducheny	Margett	Speier
Baca	Friedman	Martinez	Sweeney
Baldwin	Frusetta	Mazzoni	Takasugi
Bates	Gallegos	McDonald	Tucker
Bowler	Goldsmith	McPherson	Vasconcellos
Brown, Valerie	Hannigan	Murray, Kevin	Villaraigosa
Burton	Harvey	Murray, Willard	Weggeland
Bustamante	Isenberg	Napolitano	Mme. Speaker
Cannella	Katz	Poochigian	
Conroy	Knox	Rainey	
Cortese	Kuehl	Rogan	

NOES—14

Alby	Brulte	Knowles	Pringle
Boland	Granlund	Miller	Thompson
Bordonaro	Hoge	Morrissey	
Bowen	Kaloogian	Morrow	

Above bill ordered enrolled.

**At 11:50 a.m., Majority Speaker pro Tempore Brian Setencich,
30th District, presiding**

CAUCUS ANNOUNCEMENTS

Assembly Member Bustamante announced that the Democratic Caucus would meet today, at 4 p.m. in the Tom Bane Rules Committee Room.

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

ASSEMBLY BILL NO. 1174 (Cunneen)—An act to amend Section 338 of the Code of Civil Procedure, relating to civil actions.

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—49

Alpert	Davis	Katz	Murray, Willard
Archie-Hudson	Ducheny	Knox	Napolitano
Baca	Figueroa	Kuehl	Rainey
Bates	Firestone	Kuykendall	Rogan
Bowen	Friedman	Lee	Sher
Brown, Valerie	Frusetta	Machado	Speier
Burton	Gallegos	Martinez	Sweeney
Bustamante	Hannigan	Mazzoni	Tucker
Caldera	Harvey	McDonald	Villaraigosa
Cannella	Hawkins	McPherson	Mme. Speaker
Conroy	House	Morrissey	
Cortese	Isenberg	Morrow	
Cunneen	Kaloogian	Murray, Kevin	

NOES—19

Alby	Bowler	Knight	Pringle
Baldwin	Brulte	Knowles	Setencich
Battin	Goldsmith	Margett	Thompson
Boland	Granlund	Miller	Woods
Bordonaro	Hoge	Poochigian	

Vote Changes

By unanimous consent, the following vote changes were permitted on concurrence in Senate amendments to Assembly Bill No. 1174: Assembly Members Boland and Woods, from "Aye" to "No".

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1208 (Hawkins)—An act to amend Sections 22750, 22751, 22752, and 22753 of, to amend the heading of Chapter 24 (commencing with Section 22750) of Division 8 of, to add Section 22754 to, and to repeal Chapter 22 (commencing with Section 22520) of, the Business and Professions Code, relating to business practices.

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—67

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

NOES—2

Bowen Sher

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1338 (Sweeney)—An act to amend Section 65460.4 of, and to add Section 65083.2 to, the Government Code, relating to land use planning.

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—49

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

NOES—17

Aguiar	Granlund	Knight	Pringle
Alby	Harvey	Knowles	Thompson
Bordonaro	Hoge	Margett	
Bowler	House	Miller	
Brulte	Kaloogian	Morrow	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1574 (Kevin Murray)—An act to add Section 60319 to the Water Code, relating to water.

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

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

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 11:52 a.m.

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

MOTION TO RECONSIDER ASSEMBLY BILL NO. 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.

REQUEST FOR UNANIMOUS CONSENT TO LIMIT DEBATE

Majority Speaker pro Tempore Setencich was granted unanimous consent that debate on bills on this day's File be limited to two proponents and two opponents.

THIRD READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 1976 (Burton)—An act to amend Section 1568.03 of the Health and Safety Code, relating to residential care facilities, 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—71

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

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—71

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

NOES—None

Bill ordered transmitted to the Senate.

SPECIAL COMMITTEE MEETINGS

Assembly Member Martinez was granted unanimous consent that the Committee on Utilities and Commerce be permitted to hold a special meeting today, at 1:30 p.m., in Room 437, and that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 960 for informational hearing.

THIRD READING OF SENATE BILLS

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

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

Bill passed by the following vote:

AYES—56

Aguiar	Cortese	House	Murray, Willard
Alby	Cunneen	Isenberg	Napolitano
Alpert	Davis	Kaloogian	Poochigian
Archie-Hudson	Ducheny	Katz	Pringle
Baca	Figueroa	Knight	Rainey
Baldwin	Firestone	Knowles	Setencich
Battin	Frusetta	Knox	Takasugi
Boland	Gallegos	Kuykendall	Thompson
Bordonaro	Goldsmith	McDonald	Tucker
Bowler	Granlund	McPherson	Vasconcellos
Brewer	Hannigan	Miller	Villaraigosa
Brulte	Harvey	Morrissey	Weggeland
Cannella	Hawkins	Morrow	Woods
Conroy	Hoge	Murray, Kevin	Mme. Speaker

NOES—8

Bates	Bustamante	Friedman	Machado
Burton	Caldera	Kuehl	Mazzoni

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 1018: Assembly Member Lee, from "No" to "Not Voting".

Bill ordered transmitted to the Senate.

SENATE BILL NO. 467 (Leonard)—An act to add Sections 2079.12, 2079.13, 2079.14, 2079.15, 2079.16, 2079.17, 2079.18, 2079.19, 2079.20, 2079.21, 2079.22, 2079.23, and 2079.24 to, and to repeal Article 2.5 (commencing with Section 2373) of Chapter 2 of Title 9, of Part 4 of Division 3 of, the Civil Code, relating to agency.

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

Bill passed by the following vote:

AYES—73

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

NOES—None

Bill ordered transmitted to the Senate.

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

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

Bill passed by the following vote:

AYES—73

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

NOES—None

Bill ordered transmitted to the Senate.

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

Bill read third time, and presented by Assembly Member Kevin Murray.

Bill passed by the following vote:

AYES—55

Aguiar	Conroy	Knox	Napolitano
Alby	Cortese	Kuehl	Poochigian
Alpert	Cunneen	Kuykendall	Rainey
Archie-Hudson	Davis	Lee	Rogan
Baca	Ducheny	Machado	Sher
Bates	Figueroa	Margett	Speier
Boland	Friedman	Martinez	Sweeney
Bowen	Frusetta	Mazzoni	Takasugi
Bowler	Gallegos	McDonald	Tucker
Brown, Valerie	Goldsmith	McPherson	Vasconcellos
Brulte	Hannigan	Miller	Villaraigosa
Burton	Isenberg	Morrissey	Woods
Bustamante	Katz	Murray, Kevin	Mme. Speaker
Cannella	Knowles	Murray, Willard	

NOES—9

Battin	Harvey	Morrow
Bordonaro	Hoge	Setencich
Granlund	Kaloogian	Thompson

Vote Changes

By unanimous consent, the following vote changes were permitted on Senate Bill No. 231: Assembly Members Morrow and Setencich, from "Aye" to "No".

Bill ordered transmitted to the Senate.

SENATE BILL NO. 840 (Beverly)—An act to add and repeal Section 977.2 of the Penal Code, relating to criminal procedure.

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

Bill passed by the following vote:

AYES—65

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

NOES—4

Bates	Lee	Murray, Kevin	Villaraigosa
-------	-----	---------------	--------------

Bill ordered transmitted to the Senate.

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

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

Bill passed by the following vote:

AYES—72

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 822 (Dills)—An act to amend Sections 628.1, 628.2, 628.4, 628.5, and 628.6 of the Penal Code, relating to school crimes, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—73

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

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—73

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 408 (Thompson)—An act to add Section 25503.20 to, and to add and repeal Section 23817.7 of, the Business and Professions Code, relating to alcoholic beverages.

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

Senate Bill No. 408 Passed Temporarily

By unanimous consent Senate Bill No. 408 was passed temporarily on file.

SENATE JOINT RESOLUTION NO. 2 (Russell)—Relative to air pollution.
Resolution read.

Motion to Amend

Assembly Member Katz moved the adoption of amendments.

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

SENATE BILL NO. 382 (Lewis)—An act to add Section 40717.6 to the Health and Safety Code, relating to air pollution.

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

Senate Bill No. 382 Passed Temporarily

By unanimous consent Senate Bill No. 382 was passed on file to retain its place on file.

CAUCUS ANNOUNCEMENTS

At 12:23 p.m., by unanimous consent, the Republican Caucus was permitted to meet in the Assembly Lounge, and the Democratic Caucus was permitted to meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 12:24 p.m., Majority Speaker pro Tempore Setencich declared the Assembly recessed.

REASSEMBLED

At 1:39 p.m., the Assembly reconvened.

Hon. Joe Baca, Minority Speaker pro Tempore of the Assembly, presiding.

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

SENATE BILL NO. 574 (Peace)—An act to amend, repeal, and add Section 40802 of the Vehicle Code, relating to vehicles.

Bill read third time, and presented by Assembly Member Baldwin.
The roll was opened.

Call of the Assembly

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

Motion carried. Time, 1:43 p.m.

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

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

Bill read third time, and presented by Assembly Member Kuehl.
Bill passed by the following vote:

AYES—60

Aguiar	Caldera	Harvey	Morrow
Alby	Cannella	Hawkins	Murray, Kevin
Alpert	Conroy	House	Murray, Willard
Baca	Cortese	Kaloogian	Napolitano
Baldwin	Cunneen	Knight	Poochigian
Battin	Davis	Knowles	Pringle
Boland	Ducheny	Knox	Rainey
Bordonaro	Figueroa	Kuehl	Rogan
Bowen	Firestone	Kuykendall	Setencich
Bowler	Friedman	Lee	Speier
Brewer	Frusetta	Machado	Takasugi
Brown, Valerie	Gallegos	Mazzoni	Thompson
Bulte	Goldsmith	McPherson	Villaraigosa
Burton	Granlund	Miller	Weggeland
Bustamante	Hannigan	Morrissey	Woods

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 360 (Craven)—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 third time, and presented by Assembly Member Kaloogian.

Urgency Clause

Urgency clause read.
The roll was opened.

Call of the Assembly

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

Motion carried. Time, 1:49 p.m.

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

SENATE BILL NO. 400 (Haynes)—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 third time, and presented by Assembly Member Bordonaro.

Point of Order

Assembly Member Burton arose to the following point of order:

That it is not in order for a Member to ask a question of the author of a bill until the author is on closing time for debate, unless unanimous consent is granted.

Ruling by Minority Speaker pro Tempore

The Minority Speaker pro Tempore ruled the point of order well-taken; that no Member may yield time to another Member, in the absence of unanimous consent.

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 Bordonaro moved a call of the Assembly.

Motion carried. Time, 1:55 p.m.

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

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

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

Bill passed by the following vote:

AYES—57

Aguiar	Caldera	Hoge	Murray, Willard
Alby	Cannella	House	Napolitano
Alpert	Conroy	Isenberg	Poochigian
Baca	Cortese	Kaloogian	Rogan
Baldwin	Cunneen	Knight	Setencich
Bates	Davis	Knox	Sher
Battin	Ducheny	Kuehl	Speier
Boland	Figueroa	Kuykendall	Takasugi
Bordonaro	Firestone	Lee	Tucker
Bowen	Friedman	Machado	Vasconcellos
Bowler	Frusetta	Margett	Villaraigosa
Brown, Valerie	Gallegos	Mazzoni	Weggeland
Brulte	Goldsmith	McPherson	
Burton	Granlund	Miller	
Bustamante	Hannigan	Murray, Kevin	

NOES—4

Harvey	Morrissey	Rainey	Thompson
--------	-----------	--------	----------

Bill ordered transmitted to the Senate.

SENATE BILL NO. 768 (O'Connell)—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 third time, and presented by Assembly Member Firestone.

Bill passed by the following vote:

AYES—61

Aguiar	Caldera	Isenberg	Murray, Willard
Alby	Cannella	Kaloogian	Napolitano
Alpert	Conroy	Katz	Poochigian
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	Margett	Takasugi
Bowler	Frusetta	Mazzoni	Thompson
Brewer	Gallegos	McDonald	Villaraigosa
Brown, Valerie	Goldsmith	McPherson	Weggeland
Brulte	Hannigan	Miller	
Burton	Harvey	Morrow	
Bustamante	Hawkins	Murray, Kevin	

NOES—1

Granlund

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 768: Assembly Member Granlund, from "Aye" to "No".

Bill ordered transmitted to the Senate.

SENATE BILL NO. 775 (Costa)—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 third time, and presented by Assembly Member Willard Murray.

Bill passed by the following vote:

AYES—61

Aguiar	Cunneen	Katz	Pringle
Alby	Davis	Knight	Rainey
Baca	Ducheny	Knox	Rogan
Bates	Figueroa	Kuehl	Setencich
Battin	Firestone	Kuykendall	Sher
Boland	Friedman	Lee	Speier
Bordonaro	Frusetta	Machado	Sweeney
Bowen	Gallegos	Margett	Takasugi
Bowler	Goldsmith	Mazzoni	Tucker
Brewer	Granlund	McPherson	Vasconcellos
Brown, Valerie	Hannigan	Morrissey	Villaraigosa
Brulte	Harvey	Morrow	Weggeland
Burton	Hawkins	Murray, Kevin	Woods
Bustamante	Hoge	Murray, Willard	
Caldera	Isenberg	Napolitano	
Cortese	Kaloogian	Poochigian	

NOES—3

House	Miller	Thompson
-------	--------	----------

Bill ordered transmitted to the Senate.

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

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

Motion to Amend by Assembly Member Bordonaro

Assembly Member Bordonaro moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted, and to be re-referred to the Committee on Appropriations.

SENATE BILL NO. 1010 (Costa)—An act to add Section 53087.5 to the Government Code, to amend Section 55002 of the Health and Safety Code, and to amend Section 10100.2 of the Streets and Highways Code, relating to seismic safety.

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

Bill passed by the following vote:

AYES—61

Aguiar	Conroy	House	Napolitano
Alby	Cortese	Isenberg	Rainey
Alpert	Cunneen	Kaloogian	Rogan
Baca	Davis	Knight	Setencich
Baldwin	Ducheny	Knox	Sher
Bates	Figueroa	Kuehl	Sweeney
Battin	Firestone	Kuykendall	Takasugi
Boland	Friedman	Lee	Thompson
Bordonaro	Frusetta	Machado	Tucker
Bowen	Gallegos	Margett	Vasconcellos
Bowler	Goldsmith	McPherson	Villaraigosa
Brown, Valerie	Granolund	Miller	Weggeland
Brulte	Hannigan	Morrissey	Woods
Burton	Harvey	Morrow	
Bustamante	Hawkins	Murray, Kevin	
Cannella	Hoge	Murray, Willard	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 289 (Wright)—An act to amend Sections 25200.2, 25250.1, and 25250.16 of the Health and Safety Code, relating to hazardous waste.

Bill read third time.

Motion to Amend

Assembly Member Figueroa moved the adoption of amendments.

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

**FURTHER CONSIDERATION OF SENATE BILL NO. 408
BY UNANIMOUS CONSENT**

SENATE BILL NO. 408 (Thompson)—An act to add Section 25503.20 to, and to add and repeal Section 23817.7 of, the Business and Professions Code, relating to alcoholic beverages.

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, 2:16 p.m.

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

**At 2:19 p.m., Majority Speaker pro Tempore Brian Setencich,
30th District, presiding**

SENATE BILL NO. 541 (Hughes)—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 third time, and presented by Assembly Member Kaloogian.

Bill passed by the following vote:

AYES—68

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

NOES—None

Bill ordered transmitted to the Senate.

**FURTHER CONSIDERATION OF SENATE BILL NO. 382
BY UNANIMOUS CONSENT**

SENATE BILL NO. 382 (Lewis)—An act to add Section 40717.6 to the Health and Safety Code, relating to air pollution.

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—45

Aguiar	Cortese	Knowles	Rainey
Alby	Cunneen	Kuykendall	Rogan
Baca	Frusetta	Machado	Setencich
Baldwin	Gallegos	Margett	Takasugi
Battin	Goldsmith	McPherson	Thompson
Boland	Granlund	Miller	Tucker
Bordonaro	Harvey	Morrissey	Weggeland
Bowen	Hawkins	Morrow	Woods
Bowler	Hoge	Murray, Kevin	Mme. Speaker
Brewer	House	Murray, Willard	
Brulte	Kaloogian	Poochigian	
Conroy	Knight	Pringle	

NOES—21

Alpert	Davis	Katz	Sher
Archie-Hudson	Ducheny	Kuehl	Sweeney
Bates	Firestone	Lee	Villaraigosa
Brown, Valerie	Friedman	Mazzoni	
Burton	Hannigan	McDonald	
Caldera	Isenberg	Napolitano	

Bill ordered transmitted to the Senate.

CONSIDERATION OF SENATE BILL NO. 772 BY UNANIMOUS CONSENT

Assembly Member Miller was granted unanimous consent to take up Senate Bill No. 772, out of order.

SENATE BILL NO. 772 (Hurtt)—An act to amend Section 40454 of the Health and Safety code, relating to air pollution.

Bill read third time, and presented by Assembly Member Miller.
The roll was opened.

Call of the Assembly

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

Motion carried. Time, 2:32 p.m.

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

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

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

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

(NOTE: Later this day, the action was rescinded and the record expunged whereby a roll call vote was taken on Senate Bill No. 579.)

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. 288 and 1066 for further action.

By Assembly Member Knowles:

Resolved, That Joint Rule 61 be suspended to permit the Committees on Insurance and Appropriations to meet, consider, and report Senate Bills Nos. 49 and 424 for further action.

By Senator Polanco:

Resolved, That Joint Rule 61 be suspended to permit the Committees on Higher Education and Appropriations to meet, consider, and report Senate Bill No. 277 for further action.

Resolutions read, and adopted by the following vote:

AYES—69

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

NOES—None

JOINT RULE 62(a) WAIVED

Assembly Member Knowles was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bills Nos. 49 and 424 for hearing in the Committee on Insurance on Tuesday, July 18, 1995, at 9 a.m., in Room 4202.

RECORD EXPUNGED AND ACTION RESCINDED ON SENATE BILL NO. 579

Assembly Member Brulte was granted unanimous consent that the record be expunged and the action rescinded whereby a roll call vote was taken on this day on Senate Bill No. 579, and that the bill be passed on file, to retain its place on file.

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. 478, on request of Assembly Member Speier.

CONSIDERATION OF CONSENT CALENDAR

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

Consent Calendar—Assembly Bills

ASSEMBLY CONCURRENT RESOLUTION NO. 39 (Kaloogian)—Relative to Workplace Fitness Month.

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 BILL NO. 705 (Brulte)—An act to amend Section 4497.34 of the Penal Code, relating to juvenile facilities, and declaring the urgency thereof, to take effect immediately.

Bill read 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.)*

Consent Calendar—Senate Bills

SENATE BILL NO. 1148 (Watson)—An act to amend Sections 4652, 4701, and 4702 of the Probate Code, relating to durable powers of attorney for health care.

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. 572 (Kelley)—An act to amend Section 13263 of the Water Code, relating to water.

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

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

SENATE BILL NO. 844 (Rogers)—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 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. 1243 (Kelley)**—An act to amend Sections 2705 and 2706 of the Public Utilities Code, relating to water.~~

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

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

(NOTE: On July 24, 1995, the action was rescinded whereby Senate Bill No. 1243 was passed, and whereby the bill was ordered transmitted to the Senate. See page 2951.)

SENATE BILL NO. 240 (Ayala)—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 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. 781 (Lewis)—An act to amend Section 1241 of, and to add Section 1241.1 to, the Insurance Code, relating to insurance.

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

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

SENATE BILL NO. 907 (Polanco)—An act to add Sections 12342 and 12389.5 to the Insurance Code, relating to insurance.

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

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

SENATE BILL NO. 4 (Russell)—An act to amend Section 76063 of the Education Code, relating to community colleges.

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. 179 (Kelley)—An act relating to water.

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

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

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

Bill read 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. 406 (Haynes)—An act to add and repeal Chapter 1.7 (commencing with Section 71265) of Part 3 of Division 20 of the Water Code, relating to water.

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

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

SENATE BILL NO. 477 (Maddy)—An act to amend Sections 8543.2, 8544, 8544.2, 8544.5, 8544.6, 8545.2, 8545.4, 8546, 8546.1, 8546.3, and 8546.5 of the Government Code, relating to governmental review, 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. 648 (Killea)—An act to add Section 12173 to, and to repeal Section 12216 of, the Government Code, relating to the California Archives Foundation, 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. 685 (Watson)—An act to amend Section 729 of the Business and Professions Code, relating to healing arts.

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. 779 (Lewis)—An act to amend Section 2350 of the Business and Professions Code, relating to medicine.

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. 1025 (Peace)—An act to add Article 3.5 (commencing with Section 789) to Chapter 4 of Part 1 of Division 1 of the Public Utilities Code, relating to public utilities.

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

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

SENATE BILL NO. 1068 (Kopp)—An act to amend Section 14502 of the Government Code, relating to transportation.

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

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

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

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

(NOTE: On September 11, 1995, the action was rescinded whereby Senate Bill No. 1121 was passed, and whereby the bill was ordered transmitted to the Senate. See page 3693.)

SENATE BILL NO. 1174 (Killea)—An act to amend Sections 12153, 12157, 12200, 12205, 12301, 12305, and 12320 of the Public Contract Code, relating to public contracts.

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. 784 (Calderon)—An act to amend Section 2941.7 of the Civil Code, relating to deeds of trust.

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. 181 (Ayala)—An act to amend Sections 56026.5 and 56350 of the Education Code, relating to special education.

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. 364 (Wright)—An act to amend Sections 25218.4 and 25218.5 of the Health and Safety Code, relating to hazardous waste.

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

Consent Calendar Roll Call

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

AYES—71

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

NOES—None

MOTION TO RESCIND ACTION

Assembly Member Sher moved that the action be rescinded whereby on July 14, 1995 (Assembly Journal, page 2715), the Report of the Committee on Natural Resources relative to Senate Bill No. 901 was received and read in the Assembly and whereby on July 15, 1995 the bill was read a second time, amendments to the bill read and adopted and the bill ordered reprinted and re-referred to the Committee on Local Government.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 2:42 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 Archie-Hudson was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 277 for hearing in the Committee on Higher Education on July 18, 1995.

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

Pursuant to Assembly Rule 78, Assembly Member Rainey announced his intention to request that Senate Bill No. 1247 be removed from the inactive file.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 1574**

At 2:42 p.m., on motion of Assembly Member Kevin Murray, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

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

Motion carried. Time, 2:42 p.m.

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

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 574**

At 2:43 p.m., on motion of Assembly Member Baldwin, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 574 passed by the following vote:

AYES—48

Aguiar	Cannella	Hawkins	Rainey
Alby	Cortese	Kaloogian	Richter
Alpert	Cunneen	Katz	Rogan
Archie-Hudson	Davis	Knox	Setencich
Baca	Ducheny	Kuehl	Sher
Baldwin	Figueroa	Lee	Speier
Bates	Firestone	Margett	Sweeney
Battin	Frusetta	Mazzoni	Takasugi
Boland	Gallegos	McDonald	Tucker
Bowler	Goldsmith	McPherson	Villaraigosa
Brown, Valerie	Hannigan	Napolitano	Weggeland
Bustamante	Harvey	Poochigian	Woods

NOES—12

Bordonaro	Brulte	Hoge	Miller
Bowen	Conroy	Knowles	Morrissey
Brewer	Granlund	Kuykendall	Pringle

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY
CLAUSE TO SENATE BILL NO. 360**

At 2:43 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.

The urgency clause to Senate Bill No. 360 adopted by the following vote:

AYES—65

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

NOES—4

Bowen	Granlund	Hawkins	Hoge
-------	----------	---------	------

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—65

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

NOES—4

Bowen	Granlund	Hawkins	Hoge
-------	----------	---------	------

Vote Changes

By unanimous consent, the following vote change was permitted on the urgency clause to Senate Bill No. 360, and on passage of the bill: Assembly Member Granlund, from "Aye" to "No".

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 400**

At 2:44 p.m., on motion of Assembly Member Bordonaro, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

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

Motion carried. Time, 2:44 p.m.

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

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 408**

At 2:44 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. 408 passed by the following vote:

AYES—42

Aguiar	Cannella	Knight	Pringle
Alby	Conroy	Knowles	Rainey
Baca	Cunneen	Kuykendall	Richter
Battin	Firestone	Machado	Rogan
Boland	Frusetta	Margett	Setencich
Bordonaro	Goldsmith	Mazzoni	Takasugi
Bowen	Granlund	Miller	Weggeland
Brewer	Hannigan	Morrissey	Woods
Brown, Valerie	Harvey	Morrow	Mme. Speaker
Brulte	Hoge	Murray, Willard	
Bustamante	Kaloogian	Poochigian	

NOES—23

Alpert	Figueroa	Knox	Sher
Archie-Hudson	Friedman	Kuehl	Sweeney
Bates	Gallegos	Lee	Thompson
Caldera	House	McDonald	Tucker
Davis	Isenberg	Murray, Kevin	Villaraigosa
Ducheny	Katz	Napolitano	

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 772**

At 2:44 p.m., on motion of Assembly Member Miller, 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 Miller moved to continue the call of the Assembly.

Motion carried. Time, 2:45 p.m.

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

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SHER MOTION TO RESCIND ACTION ON SENATE BILL NO. 901**

At 2:46 p.m., on motion of Assembly Member Sher, 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 Sher moved to continue the call of the Assembly.

Motion carried. Time, 2:47 p.m.

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

WITHDRAWAL AND RE-REFERENCE OF BILLS

Assembly Member Isenberg was granted unanimous consent that Senate Bill No. 882 be withdrawn from the Committee on Judiciary and re-referred to the Committee on Appropriations.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 1574**

At 2:47 p.m., on motion of Assembly Member Villaraigosa, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly refused to concur in Senate amendments to Assembly Bill No. 1574 by the following vote:

AYES—37

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

NOES—31

Aguiar	Conroy	Knight	Poochigian
Alby	Firestone	Knowles	Pringle
Baldwin	Frusetta	Kuykendall	Rogan
Battin	Harvey	Margett	Setencich
Bordonaro	Hawkins	McPherson	Thompson
Bowler	Hoge	Miller	Weggeland
Brewer	House	Morrissey	Woods
Brulte	Kaloogian	Morrow	

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 1574: Assembly Member Takasugi, from "No" to "Aye".

**Motion to Reconsider Assembly Bill No. 1574
on Next Legislative Day**

Assembly Member Kevin Murray moved to reconsider on the next legislative day the vote whereby the Assembly refused to concur in Senate amendments to Assembly Bill No. 1574.

Assembly Bill No. 1574 ordered to the unfinished business file.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 400**

At 2:48 p.m., on motion of Assembly Member Thompson, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 400 passed by the following vote:

AYES—42

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

NOES—23

Archie-Hudson	Figueroa	Kuehl	Murray, Willard
Baca	Friedman	Lee	Napolitano
Bates	Gallegos	Martinez	Sher
Brown, Valerie	Hannigan	Mazzoni	Sweeney
Caldera	Isenberg	McDonald	Villaraigosa
Cannella	Katz	Murray, Kevin	

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 772**

At 2:48 p.m., on motion of Assembly Member Miller, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 772 refused passage by the following vote:

AYES—40

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

NOES—24

Alpert	Friedman	Kuehl	Napolitano
Archie-Hudson	Gallegos	Lee	Sher
Bates	Hannigan	Mazzoni	Speier
Brown, Valerie	Isenberg	McDonald	Sweeney
Caldera	Katz	Murray, Kevin	Tucker
Ducheny	Knox	Murray, Willard	Villaraigosa

**Motion to Reconsider Senate Bill No. 772
on Next Legislative Day**

Assembly Member Miller moved to reconsider on the next legislative day the vote whereby Senate Bill No. 772 was this day refused passage.

Senate Bill No. 772 ordered to the unfinished business file.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SHER MOTION TO RESCIND ACTION ON SENATE BILL NO. 901**

At 2:48 p.m., on motion of Assembly Member Sher, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Sher motion to rescind action as it relates to Senate Bill No. 901 lost by the following vote:

AYES—40

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

NOES—34

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

**Motion to Reconsider Sher Motion to Rescind
on Next Legislative Day**

Assembly Member Burton moved to reconsider on the next legislative day the vote whereby the Sher motion to rescind action as it relates to Senate Bill No. 901 lost.

Sher motion ordered to the unfinished business file.

VOTE ADDS

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

Assembly Bill No. 598, Concurrence: Ducheny, Frusetta, Katz, Lee, Morrow, Speier, and Weggeland—Aye; Bowen, Granlund, and Hoge—No.

Assembly Bill No. 99, Concurrence: Alby, Bates, Boland, Bowen, Hawkins, Speier, and Weggeland—Aye; Hoge and Kaloogian—No.

Assembly Bill No. 702, Concurrence: Alby, Battin, Bowen, Burton, Harvey, Kuykendall, Speier, and Weggeland—Aye; Boland, Granlund, Hoge, and Pringle—No.

Assembly Bill No. 843, Concurrence: Conroy, Rogan, Speier, Villaraigosa, and Weggeland—Aye; Alby, Boland, Bowen, Granlund, Hoge, Kaloogian, and Pringle—No.

Assembly Bill No. 1174, Concurrence: Archie-Hudson, Bowen, Harvey, Lee, McDonald, and Speier—Aye; Alby, Battin, Hoge, and Pringle—No.

Assembly Bill No. 1208, Concurrence: Alby, Valerie Brown, Frusetta, Hoge, Knox, Pringle, Speier, and Weggeland—Aye; Bowen—No.

Assembly Bill No. 1338, Concurrence: Battin, Bowen, Frusetta, Goldsmith, Katz, and Speier—Aye; Alby, Hoge, and Pringle—No.

Assembly Bill No. 1976 and Urgency: Alby, Bowen, Goldsmith, Hawkins, Hoge, Katz, Pringle, Speier, and Weggeland—Aye.

Senate Bill No. 1018: Aguiar, Alby, Ducheny, Goldsmith, Hawkins, Hoge, Katz, and Morrow—Aye; Burton—No.

Senate Bill No. 467: Alby, Bowen, Hoge, Lee, Speier, and Takasugi—Aye.

Senate Bill No. 333: Alby, Bowen, Burton, Goldsmith, Hoge, Katz, Lee, Speier, and Weggeland—Aye.

Senate Bill No. 231: Alby, Bowen, Ducheny, Katz, Speier, and Villaraigosa—Aye; Hoge—No.

Senate Bill No. 840: Alby, Bowen, Burton, Granlund, Hoge, and Speier—Aye; Lee—No.

Senate Bill No. 558: Alby, Bowen, Hoge, Katz, and Speier—Aye.

Senate Bill No. 822 and Urgency: Alby, Bowen, Hoge, Katz, and Speier—Aye.

Senate Bill No. 221: Bowen, Valerie Brown, Ducheny, Gallegos, Goldsmith, Knowles, Knox, Pringle, Speier, Thompson, and Villaraigosa—Aye.

Senate Bill No. 656: Bowen, Goldsmith, Granlund, Poochigian, and Speier—Aye; Thompson—No.

Senate Bill No. 768: Ducheny, Goldsmith, Katz, Knowles, Poochigian, Speier, Sweeney, Thompson, and Villaraigosa—Aye.

Senate Bill No. 775: Bordonaro, Bowen, Burton, Davis, Goldsmith, Poochigian, Speier, and Sweeney—Aye; Thompson—No.

Senate Bill No. 1010: Boland, Bowen, Valerie Brown, Goldsmith, Knox, and Sweeney—Aye.

Senate Bill No. 541: Bowen, Burton, Knox, Lee, Machado, and Poochigian—Aye.

Senate Bill No. 382: Bowen, Knowles, and Machado—Aye; Burton—No.

Resolutions to Suspend the Rules: Bowen—Aye.

Consent Calendar: Bowen—Aye.

Senate Bill No. 574: Bowen—No.

Senate Bill No. 360 and Urgency: Bowen—No.

Senate Bill No. 408: Bowen—Aye; Ducheny—No.

Senate Bill No. 400: Bowen—Aye.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 2:50 p.m., Majority Speaker pro Tempore Setencich declared the quorum call of the Assembly dispensed with.

REPORTS OF STANDING COMMITTEES
Committee on Transportation

Date of Hearing: July 10, 1995

Mme. Speaker: Your Committee on Transportation reports:
Senate Bill No. 457

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

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. 944
Senate Bill No. 958
Senate Bill No. 1170

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.

Committee on Judiciary

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Judiciary reports:
Senate Bill No. 924

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

ISENBERG, Chairman

Above bill ordered to second reading.

Committee on Consumer Protection, Governmental Efficiency and Economic Development

Date of Hearing: July 13, 1995

Mme. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:
Senate Bill No. 1286

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

SPEIER, Chairwoman

Above bill ordered to second reading.

Date of Hearing: July 13, 1995

Mme. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:
Senate Bill No. 910
Senate Bill No. 1088

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

SPEIER, Chairwoman

Above bills ordered to second reading.

Date of Hearing: July 11, 1995

Mme. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:
Senate Bill No. 1

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

SPEIER, Chairwoman

Above bill ordered to second reading.

Committee on Local Government

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Local Government reports:

Senate Bill No. 756

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 12, 1995

Mme. Speaker: Your Committee on Local Government reports:

Assembly Bill No. 125

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. 429

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.

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. 647

Senate Bill No. 1308

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

RAINEY, Chairman

Above bills ordered to second reading.

Date of Hearing: July 12, 1995

Mme. Speaker: Your Committee on Local Government reports:

Senate Bill No. 36

Senate Bill No. 342

Senate Bill No. 763

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.

INTRODUCTION OF GUESTS

Assembly Member Vasconcellos, of the 22nd Assembly District, introduced Ryozo Kato, former Consul General of Japan.

Assembly Member Mazzoni, of the 6th Assembly District, introduced the following dignitaries from Pakistan:

His Royal Highness Nawab of Junagadh, Mohammed Jehangir Khanji, Umra Mohammed, Tahira Mohammed, Mr. Arshad Umrani, and Mohammed Tariq Alikhan.

ADJOURNMENT

At 3 p.m., the Assembly adjourned until 9 a.m., Tuesday, July 18, 1995 out of respect to the memory of Mr. and Mrs. Mit Nakashima, on motion of Assembly Member Frusetta; and out of respect to the memory of David Hannah, on motion of Assembly Member Margett.

DORIS ALLEN, Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON JULY 17, 1995**

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

Senate Bills

28
182
289
378
660
718

*Senate
Constitutional
Amendment*

4

*Senate
Joint
Resolution*

2