

CALIFORNIA LEGISLATURE
1995-96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, August 8, 1996

TWO HUNDRED FIFTY-SECOND SESSION DAY

SIX HUNDRED THIRTEENTH CALENDAR DAY

AT SACRAMENTO, CALIFORNIA



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

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Thursday, August 8, 1996

The Assembly met at 9 a.m.
Hon. Fred Aguiar, Speaker pro Tempore of the Assembly,
presiding.

Chief Clerk E. Dotson Wilson at the Desk.
Assistant Clerk Sue Parker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Conroy moved a quorum call of the Assembly.
Motion carried. Time, 9:01 a.m.
The Speaker pro Tempore directed the Sergeant at Arms to close
the doors, and to bring in the absent Members.

Quorum Present

At 9:31 a.m., Speaker pro Tempore Aguiar declared a quorum of
the Assembly present.

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

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

PRAYER

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

O Lord, Grant that Your Spirit may permeate every sphere of human thought and activity. Let those who believe in You, take with them into their daily work, the values of Your Kingdom, the insights of Your Word and the love of their neighbor. Hasten the time when justice and brotherhood shall be established and when all people shall be brought into unity through You.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Aguiar, Assembly Member Willard Murray 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 Firestone, seconded by Assembly Member Ducheny.

LEAVES OF ABSENCE FOR THE DAY

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

On legislative business: Assembly Member Cortese.

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

EXPLANATIONS OF ABSENCE

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

August 5, 1996

*Honorable Curt Pringle
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mr. Speaker: Please excuse me from Session Thursday, August 8, and Monday, August 12, for legislative business in Ashville, North Carolina. I will be meeting with Biltmore Estate Winery for the purpose of discussing wine trade regulations. Additionally, the California Wine Institute is arranging for me to meet with wine industry leaders and the regulatory representative in that area.

I will not be requesting reimbursement for travel or accommodations.

I would respectfully appreciate your consideration of this request.

Sincerely,

DOMINIC L. CORTESE, Assembly Member
Twenty-third District

COMMUNICATIONS

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

August 8, 1996

E. Dotson Wilson
Chief Clerk, State Assembly
State Capitol, Room 3196

Dear Mr. Wilson: Please be advised that Assembly Member Morrissey is temporarily appointed to the Public Safety Committee for today, replacing Assembly Member Alby who is removed.

Sincerely,

CURT PRINGLE
 Speaker of the Assembly

REPORTS OF STANDING COMMITTEES**Committee on Rules**

August 8, 1996

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

Senate Bills Nos. 1659, 1664, 1808, 1988, and 2165.

PRINGLE, Chairman

REFERENCE OF BILLS TO COMMITTEE

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

<i>House</i>		<i>Committee</i>
<i>Resolution No.</i>	-----	<i>Rls.</i>
85		

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Mazzoni was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Bret William Barrett, of Novato.

Assembly Member Bowen was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Jewel Drollinger, of Playa del Rey.

Assembly Member Speier was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Magda Raiser, of San Mateo.

CONGRATULATIONS EXTENDED

Assembly Member Boland was joined by the Members of the Assembly in extending congratulations to Olympic gold medal archer Justin Huish, of Simi Valley.

SPECIAL COMMITTEE MEETINGS

Assembly Member Conroy was granted unanimous consent that the Committee on Utilities and Commerce be permitted to hold a special meeting today, off the Floor, in the Tom Bane Rules Committee Room, and that Joint Rule 62(a) be waived for the purpose of setting Senate Bills Nos. 1035 and 1810 for hearing.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Isenberg was granted unanimous consent that a photographer be permitted on the Floor of the Assembly.

REQUEST FOR UNANIMOUS CONSENT

Assembly Members Caldera, Vasconcellos, and Takasugi were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Sadao "Bill" Kita, of Torrance, Executive Director of the Japan Business Association.

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. 1880, on request of Assembly Member Knight.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Kuehl was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Carl Arnold, of Santa Monica; and Connie Norman, of Los Angeles.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 385, on request of Assembly Member Mazzoni.

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

Pursuant to Assembly Rule 78, Assembly Member Hawkins announced his intention to request that Senate Bill No. 322 be removed from the inactive 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. 1866, on request of Assembly Member Gallegos.

WITHDRAWAL AND RE-REFERENCE OF BILLS

Assembly Member Rainey was granted unanimous consent that Assembly Bill No. 188 be withdrawn from the Committee on Local Government and returned to the Senate for further action.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

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

Legislative Intent—Assembly Bill No. 3483

August 8, 1996

*The Honorable Curt Pringle
Speaker of the State Assembly
State Capitol, Room 219
Sacramento, California*

RE: *AB 3483—Clarification of Legislative Intent
Regarding Provisions Eliminating Retroactive Rebate Demands
by Department of Health Services*

Dear Speaker Pringle: As Co-Chairman of the Joint Conference Committee on the Budget, I am writing to request that this letter be published in the Journal so as to resolve any possible questions as to the intent and effect of the provisions of AB 3483 relating to the

elimination of legal authority to demand rebates retroactive to any date prior to July 1, 1996, in the Medi-Cal Drug Discount Program.

From July 1, 1994, to June 30, 1996, Welfare and Institutions Code Section 14105.335 required a 10 percent supplemental rebate from pharmaceutical manufacturers that participated in the contract drug program for *all* drugs reimbursed by the Medi-Cal program, whether those drugs were readily available on the Medi-Cal “list of contract drugs,” or whether those drugs were subject to cumbersome “prior authorization” requirements. That statute *expired* pursuant to its own terms on June 30, 1996. That sunset date was neither deleted, nor extended—that statute *expired*.

As part of the bipartisan, negotiated resolution of the Budget Act of 1996, the Assembly and Senate conferees agreed, and the full Assembly and Senate ratified the decision, that a *new, but temporary* requirement for a 10 percent supplemental rebate be enacted, and that the administrative practice developed by the Department of Health Services of requiring rebates of contracting manufacturers retroactive to July 1, 1994, be terminated.

The Department of Health Services has elected to completely ignore the plain effect of the new statute, to disregard the announcements made by the Budget Conference Committee, and the comments made by Republican and Democrat legislators presenting the Budget trailer bill—AB 3483, and to ignore the analyses produced by both houses of the Legislature. In its letter dated July 25, 1996, the Department of Health Services advised pharmaceutical manufacturers that a non-negotiable, standard contract prepared “to implement this new law,” requires drug manufacturers to provide the ten percent supplemental rebate for the period beginning July 1, 1994! According to the Department’s letter, only by submitting to these non-negotiable terms, which abrogate, ignore and disregard the law the Legislature enacted, can pharmaceutical manufacturers enter into contracts with the Department of Health Services for the addition of drugs to the Medi-Cal list.

Let there be no question on any party’s part that the clear, unequivocal intent and effect of *new* Welfare and Institutions Code Section 14105.335, which became operative on July 1, 1996, succeeding the former statute of the same number which *expired* on its own terms, was to eliminate any perceived or actual legal authority for the Department of Health Services to demand rebates retroactive to any date prior to July 1, 1996, based on the provisions of the former Section 14105.335, and to extend the authority for the Department to compel payment of any supplemental rebate only to January 1, 1997.

My thanks to you and the Members of the Assembly for your consideration and cooperation in setting the record straight for any party who may not have understood the effect of the expiration of the old law, and the enactment of the new law.

Sincerely,

GARY G. MILLER, Assembly Member,
Sixtieth District

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. 1821, on request of Assembly Member Ducheny.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Cunneen was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Michael Garcia, of Saratoga.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Takasugi announced his intention to request that Senate Bill No. 1836 be removed from the inactive file.

BILLS REMOVED FROM CONSENT CALENDAR

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

Senate Bills Nos. 1587 and 1588, on request of Assembly Member Bowler.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Napolitano was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Marie Dvorak, of Norwalk.

Assembly Member Migden was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of T. J. Anthony, of San Francisco.

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

ASSEMBLY BILL NO. 3503—An act relating to planning, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 1851—An act to amend and renumber Section 4010.1 of, and to add Sections 113732, 113843, and 116283 to, the Health and Safety Code, relating to drinking water.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 392—An act to amend Section 377.60 of the Code of Civil Procedure, to amend Sections 6550 and 6910 of the Family Code, to repeal Section 6102 of the Government Code, to amend Section 1283 of the Health and Safety Code, and to amend Sections 1511, 1513, 1513.1, 1851.5, 1890, 2252, 2631, 2751, 3204, 3602, 3611, 6110, 7241, 8110, 8870, 9391, 10804, 12202, 13050, 13655, 17200, 21111, 21225, and 21350 of, to add Sections 1455, 2622.5, and 17211 to, to repeal and add Section 3206 of, to amend the heading of Part 7 (commencing with Section 10800) of, and to amend the heading of Article 2 (commencing with Section 10810 of Chapter 1 of Part 7 of, Division 7 of, the Probate Code, relating to probate law.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1646—An act to add Section 1714.75 to the Insurance Code, relating to insurance.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1904—An act to amend Section 25703 of the Government Code, to amend Section 408 of the Revenue and Taxation Code, to amend Sections 1055, 1226.1, 1226.2, 1226.3, 1226.4, 1425, 1435, 5104, 5107, 13176, and 31483 of, to add Section 35422.5 to, to add Chapter 2.1 (commencing with Section 35515) to Part 5 of Division 13 of, and to repeal Section 13302 of, the Water Code, and to repeal Section 141 of the Sacramento Area Flood Control Agency Act (Chapter 510 of the Statutes of 1990), relating to water, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

MESSAGES FROM THE SENATE

Senate Chamber, August 8, 1996

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

Assembly Bill No. 3151

And respectfully requests the Assembly to concur in said amendments.

JOHN W. ROVANE, Acting Secretary of the Senate

Above bill ordered to unfinished business file.

BILLS RETURNED TO UNFINISHED BUSINESS FILE

Assembly Member Richter was granted unanimous consent that Assembly Bill No. 644 be withdrawn from the inactive file and placed upon the unfinished business file.

SENATE BILL NO. 1906 REMOVED FROM CONSENT CALENDAR AND TAKEN UP

Assembly Member Knowles was granted unanimous consent that Senate Bill No. 1906 be removed from the Consent Calendar, and to take the bill up at this time, without reference to file, for purpose of amendment.

SENATE BILL NO. 1906 (Johnston)—An act to amend Section 1765.1 of the Insurance Code, relating to insurance.

Bill read third time.

Motion to Amend

Assembly Member Knowles moved the adoption of amendments.

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

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

ASSEMBLY BILL NO. 2265 (Villaraigosa)—An act to add and repeal Article 3 (commencing with Section 54035) of Chapter 1 of Part 29 of the Education Code, relating to summer school.

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

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

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

AYES—75

Ackerman	Campbell	House	Murray, Kevin
Aguiar	Cannella	Isenberg	Murray, Willard
Alpert	Conroy	Kaloogian	Napolitano
Archib-Hudson	Cunneen	Katz	Olberg
Baca	Davis	Knight	Poochigian
Baldwin	Ducheny	Knowles	Rainey
Bates	Escutia	Knox	Richter
Battin	Figueroa	Kuehl	Rogan
Baugh	Firestone	Kuykendall	Speier
Boland	Friedman	Lee	Sweeney
Bordonaro	Frusetta	Machado	Takasugi
Bowen	Gallegos	Margett	Thompson
Bowler	Goldsmith	Martinez	Tucker
Brewer	Granlund	Mazzone	Vasconcellos
Brown	Hannigan	McPherson	Villaraigosa
Brulte	Harvey	Migden	Weggeland
Burton	Hauser	Miller	Woods
Bustamante	Hawkins	Morrissey	Mr. Speaker
Caldera	Hege	Morrow	

NOES—None

Above bill ordered enrolled.

(NOTE: On August 19, 1996, the action was rescinded whereby the Assembly concurred in Senate amendments to Assembly Bill No. 2265 and whereby the bill was ordered enrolled. See page 8237.)

ASSEMBLY BILL NO. 8 (Friedman)—An act to amend Section 1357 of the Health and Safety Code, and to amend Section 10700 of the Insurance Code, relating to health insurance.

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

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

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

AYES—74

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 3372 (Ducheny)—An act to add Section 18934.8 to the Health and Safety Code, relating to building standards.

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

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

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

AYES—74

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

NOES—1

Hoge

Above bill ordered enrolled.

REPORTS OF STANDING COMMITTEES

Committee on Rules

Date of Hearing: August 8, 1996

Mr. Speaker: Your Committee on Rules reports:

House Resolution No. 85

With the recommendation: Be adopted.

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

PRINGLE, Chairman

Above resolution ordered to second reading.

HOUSE RESOLUTION NO. 85 TAKEN UP BY UNANIMOUS CONSENT

Assembly Member Goldsmith was granted unanimous consent to take up House Resolution No. 85, without reference to file.

HOUSE RESOLUTION NO. 85—Relative to the United States Border Patrol.

Resolution read, and adopted.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 2448 (Alpert)—An act to add Section 13731 to the Penal Code, relating to domestic violence.

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

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

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

AYES—73

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2237 (Willard Murray)—An act to add Section 8113.7 to the Health and Safety Code, relating to dead bodies.

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—61

Aguiar	Cunneen	Kaloogian	Napolitano
Alpert	Davis	Knowles	Olberg
Archie-Hudson	Ducheny	Knox	Poochigian
Baca	Escutia	Kuykendall	Richter
Bates	Figueroa	Lee	Rogan
Battin	Firestone	Machado	Setencich
Bowen	Friedman	Margett	Speier
Bowler	Frusetta	Martinez	Sweeney
Brewer	Gallegos	Mazzoni	Takasugi
Brown	Goldsmith	McPherson	Tucker
Burton	Hannigan	Migden	Villaraigosa
Bustamante	Harvey	Miller	Weggeland
Caldera	Hauser	Morrissey	Woods
Campbell	Hoge	Morrow	
Cannella	House	Murray, Kevin	
Conroy	Isenberg	Murray, Willard	

NOES—8

Ackerman	Baugh	Bordonaro	Rainey
Baldwin	Boland	Granlund	Thompson

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 2237: Assembly Member Harvey, from “No” to “Aye”.

Above bill ordered enrolled.

ASSEMBLY BILL NO. 161 (Napolitano)—An act to amend Section 1798.24 of the Civil Code, to amend Sections 10000, 10001.1, 10030, 10040, 10061, 10063, 10065, 10131, 10360, 10361, 10575.2, 10576, 10578, 10579, 10605.1, 10605.2, 10608, 10610.1, 10612, 10613, 10614, 10615, 10616, 10617, 10618, 10619, and 10676 of, to add Sections 10001.2, 10125.6, 10206, 10439.1, and 10605.3 to, to repeal Sections 10067, 10068, 10068.1, 10126, 10127, 10128, 10129, 10581, 10582, 10585, 10586, 10650, 10651, 10652, and 10653 of, and to repeal and add Sections 10066 and 10575 of, the Health and Safety Code, relating to vital statistics.

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 refused to concur in Senate amendments by the following vote:

AYES—2

Napolitano Tucker

NOES—70

Ackerman	Caldora	House	Murray, Willard
Aguiar	Campbell	Izenberg	Olberg
Alpert	Cannella	Kaloogian	Poochigian
Archib-Hudson	Conroy	Katz	Rainey
Baca	Cunneen	Knight	Richter
Baldwin	Davis	Knox	Rogan
Bates	Duchony	Kuehl	Setencich
Battin	Figueroa	Kuykendall	Speier
Baugh	Firestone	Lee	Sweeney
Boland	Friedman	Machado	Takasugi
Bordonaro	Frusetta	Margett	Thompson
Bowen	Gallegos	Martinez	Vaseoncellos
Bowler	Goldsmith	McPherson	Villaraigosa
Brewer	Cranlund	Migden	Weggeland
Brown	Hannigan	Miller	Woods
Bralte	Harvey	Morrissey	Mr. Speaker
Burton	Hauser	Morrow	
Bustamante	Hoge	Murray, Kevin	

(NOTE: On August 15, 1996, the action was rescinded whereby the Assembly refused to concur in Senate amendments to Assembly Bill No. 161. See page 8182.)

RE-REFERENCE OF BILLS FROM FILE TO COMMITTEE

Assembly Member Woods was granted unanimous consent that Assembly Bill No. 2344 be referred from the unfinished business file to the Committee on Consumer Protection, Governmental Efficiency, and Economic Development.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 1694 (Johnson)—An act to add Section 6202.7 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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	Cannella	House	Murray, Kevin
Alpert	Conroy	Kaloogian	Murray, Willard
Archie-Hudson	Cunneen	Knight	Poochigian
Baca	Ducheny	Knox	Rainey
Baldwin	Figueroa	Kuehl	Richter
Battin	Firestone	Kuykendall	Rogan
Baugh	Friedman	Machado	Setencich
Boland	Frusetta	Margett	Speier
Bordonaro	Gallegos	Martinez	Takasugi
Bowen	Goldsmith	Mazzoni	Tucker
Bowler	Granlund	McPherson	Vasconcellos
Brewer	Harvey	Migden	Villaraigosa
Brown	Hauser	Miller	Weggeland
Brulte	Hawkins	Morrissey	Woods
Burton	Hoge	Morrow	Mr. Speaker

NOES—4

Caldera	Davis	Escutia	Sweeney
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Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 1694: Assembly Member Caldera, from "Aye" to "No".

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2289 (Woods)—An act to amend Section 487 of the Penal Code, relating to grand theft.

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 refused to concur in Senate amendments by the following vote:

AYES—13

Archie-Hudson	Hannigan	Speier	Woods
Bates	Lee	Tucker	
Bowen	Martinez	Vasconcellos	
Figueroa	Napolitano	Weggeland	

NOES—55

Ackerman	Caldera	Hauser	McPherson
Aguiar	Cannella	Hawkins	Migden
Alpert	Conroy	Hoge	Miller
Baca	Cunneen	House	Morrissey
Baldwin	Davis	Isenberg	Murray, Kevin
Battin	Ducheny	Kaloogian	Poochigian
Baugh	Escutia	Knight	Rainey
Boland	Firestone	Knowles	Rogan
Bordonaro	Friedman	Knox	Setencich
Bowler	Frusetta	Kuehl	Takasugi
Brewer	Gallegos	Kuykendall	Thompson
Brown	Goldsmith	Machado	Villaraigosa
Brulte	Granlund	Margett	Mr. Speaker
Bustamante	Harvey	Mazzoni	

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 2289: Assembly Member Bates, from "No" to "Aye".

ASSEMBLY BILL NO. 1004 (Kuykendall)—An act to amend Section 53227 of the Government Code, relating to public employees.

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

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

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

AYES—71

Ackerman	Caldera	Hoge	Morrow
Aguiar	Campbell	House	Murray, Kevin
Alpert	Cannella	Isenberg	Murray, Willard
Archie-Hudson	Conroy	Kaloogian	Napolitano
Baca	Cunneen	Knight	Poochigian
Baldwin	Davis	Knowles	Rainey
Bates	Ducheny	Knox	Rogan
Battin	Escutia	Kuehl	Setenchich
Baugh	Figueroa	Kuykendall	Speier
Boland	Firestone	Lee	Takasugi
Bordonaro	Friedman	Machado	Thompson
Bowen	Frusetta	Margett	Tucker
Bowler	Gallegos	Martinez	Vasconcellos
Brewer	Goldsmith	Mazzoni	Villaraigosa
Brown	Granlund	McPherson	Weggeland
Brulte	Harvey	Migden	Woods
Burton	Hauser	Miller	Mr. Speaker
Bustamante	Hawkins	Morrissey	

NOES—None

Above bill ordered enrolled.

ACTION RESCINDED ON SENATE BILL NO. 1954

Assembly Member McPherson was granted unanimous consent to rescind the action whereby the Assembly, on July 10, 1996 (Assembly Journal, page 7909), passed Senate Bill No. 1954, and whereby the bill was ordered transmitted to the Senate.

Consideration of Senate Bill No. 1954 by Unanimous Consent

Assembly Member McPherson was granted unanimous consent to take up Senate Bill No. 1954, without reference to file, for purpose of amendment.

SENATE BILL NO. 1954 (Mello)—An act to amend Sections 6590, 53325.3, and 53356 of, and to add Section 53356.03 to, the Government Code, relating to local government finance.

Bill read third time.

Motion to Amend

Assembly Member McPherson moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

BILLS STRICKEN FROM FILE

Assembly Member Burton was granted unanimous consent that Assembly Bills Nos. 2582 and 2675 be stricken from file;

Assembly Member Davis was granted unanimous consent that Assembly Bill No. 3480 be stricken from file.

**CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
MOTIONS TO RECONSIDER BILLS CONTINUED**

By unanimous consent, the motions to reconsider the votes on Senate Bills Nos. 1609 and 1554; Assembly Joint Resolution No. 52; and Assembly Bill No. 2338 were continued until the next legislative day.

BILLS PLACED ON INACTIVE FILE

The following resolution was placed upon the inactive file:
House Resolution No. 48, on request of Assembly Member Richter.

**ASSEMBLY CONCURRENT RESOLUTION NO. 97 TAKEN UP
BY UNANIMOUS CONSENT**

Assembly Member Kaloogian was granted unanimous consent to take up Assembly Concurrent Resolution No. 97, without reference to committee, or file, and that the same be considered engrossed.

ASSEMBLY CONCURRENT RESOLUTION NO. 97—Relative to Workplace Fitness Month.

Resolution read.

**Members Made Coauthors of
Assembly Concurrent Resolution No. 97**

Assembly Member Kaloogian was granted unanimous consent that all Assembly Members voting "Aye" be placed upon Assembly Concurrent Resolution No. 97 as coauthors.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Ackerman, Aguiar, Alpert, Baca, Baldwin, Bates, Battin, Baugh, Boland, Bowen, Bowler, Brown, Bustamante, Caldera, Cannella, Cunneen, Davis, Ducheny, Figueroa, Firestone, Frusetta, Granlund, Harvey, Hauser, Hawkins, Hoge, House, Isenberg, Knight, Knowles, Knox, Kuehl, Kuykendall, Machado, Margett, Mazzoni, McPherson, Migden, Miller, Kevin Murray, Willard Murray, Napolitano, Olberg, Poochigian, Rainey, Richter, Rogan, Setencich, Speier, Sweeney, Takasugi, Thompson, Weggeland, and Woods.

Request for Unanimous Consent

Assembly Member Kaloogian was granted unanimous consent to take up Assembly Concurrent Resolution No. 97, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Concurrent Resolution No. 97, as Amended
ASSEMBLY CONCURRENT RESOLUTION NO. 97—Relative to Workplace Fitness Month.

Resolution read, as amended, and adopted.

Resolution ordered printed, and transmitted to the Senate.

RECESS

By unanimous consent, at 10:40 a.m., Speaker pro Tempore Aguiar declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Vasconcellos introduced Susan Rea, a student at Henry Gunn High School, in Palo Alto, and presented a resolution congratulating her upon being named the 1995-96 CIF ARCO Female Scholar—Athlete of the Year for the State of California.

* * *

Assembly Members Bustamante and Poochigian introduced Nathan “Than” Merrill, a student at Fresno High School, and presented a resolution congratulating him upon being named the 1995-96 CIF ARCO Male Scholar Athlete of the year for the State of California.

REASSEMBLED

At 10:45 a.m., the Assembly reconvened.

Hon. Fred Aguiar, Speaker pro Tempore of the Assembly, presiding.

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

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 25 (Goldsmith)—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending and repealing Section 12 of, and adding Section 12.1 to, Article IV thereof, and by amending and repealing Section 5.5 of Article XIII B thereof, relating to the state budget.

Resolution read third time.

Demand for Previous Question

Assembly Members Morrissey, Thompson, Olberg, Battin, and Brewer demanded the previous question. Demand sustained.

The question being on the adoption of the resolution.

The roll was opened.

Call of the Assembly

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

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

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

ACTION RESCINDED ON SENATE BILL NO. 610

Assembly Member Brulte was granted unanimous consent to rescinded the action whereby the Assembly, on July 9, 1996 (Assembly Journal, page 7871), passed Senate Bill No. 610, and whereby the bill was ordered transmitted to the Senate.

Consideration of Senate Bill No. 610 by Unanimous Consent

Assembly Member Brulte was granted unanimous consent to take up Senate Bill No. 610, without reference to file, for purpose of amendment.

SENATE BILL NO. 610 (Leonard)—An act to add Article 4.6 (commencing with Section 53088.5) to Chapter 1 of Part 1 of Division 2 of Title 5 of the Government Code, relating to consumer contracts.

Bill read third time.

Motion to Amend

Assembly Member Brulte moved the adoption of amendments.

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

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

SENATE BILL NO. 2032 (Mountjoy)—An act to add Section 11580.04 to the Insurance Code, relating to indemnity.

Bill read third time.

Motion to Amend

Assembly Member Miller moved the adoption of amendments.

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

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Olberg was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 3151, without reference to file.

ASSEMBLY BILL NO. 3151 (Olberg)—An act relating to endangered species.

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 refused to concur in Senate amendments by the following vote:

AYES—11

Archie-Hudson	Brown	Kuehl	Olberg
Bates	Escutia	Lee	Tucker
Bowen	Friedman	Migden	

NOES—60

Ackerman	Cannella	Hoge	Morrissey
Aguiar	Conroy	House	Murray, Kevin
Alpert	Cunneen	Isenberg	Napolitano
Baca	Davis	Kaloogian	Poochigian
Baldwin	Ducheny	Katz	Rainey
Battin	Figueroa	Knight	Richter
Baugh	Firestone	Knowles	Rogan
Boland	Frusetta	Knox	Setencich
Bordonaro	Callegos	Kuykendall	Speier
Bowler	Goldsmith	Machado	Sweeney
Brewer	Granlund	Margett	Takasugi
Brulte	Hannigan	Martinez	Thompson
Burton	Harvey	Mazzoni	Villaraigosa
Bustamante	Hauser	McPherson	Woods
Caldera	Hawkins	Miller	Mr. Speaker

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 3151: Assembly Member Migden, from "No" to "Aye".

SENATE BILL NO. 1862 REMOVED FROM CONSENT CALENDAR AND TAKEN UP

Assembly Member Brulte was granted unanimous consent that Senate Bill No. 1862 be removed from the Consent Calendar, and to take the bill up at this time, without reference to file, for purpose of amendment.

SENATE BILL NO. 1862 (Johnson)—An act to amend Sections 10718.6 and 12962 of, and to repeal Sections 10089.3, 10234.6, 12960 of, and to repeal Article 10 (commencing with Section 12600) of Chapter 2 of Part 6 of Division 2 of, the Insurance Code, relating to insurance, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Brulte moved the adoption of amendments.

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

WITHDRAWAL AND RE-REFERENCE OF BILLS

Assembly Member Bustamante was granted unanimous consent that Senate Bill No. 1521 be withdrawn from the Committee on Water, Parks and Wildlife and re-referred to the Committee on Local Government.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Bustamante announced his intention to request that Senate Bill No. 1070 be removed from the inactive file.

MOTION TO SUSPEND JOINT RULE 29.5

Assembly Member Olberg moved that Joint Rule 29.5 be suspended, to permit the Conference Committee on Assembly Bill No. 3151 to meet without publishing notice of the meeting one day prior to the meeting.

Motion carried by the following vote:

AYES—76

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

NOES—None

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

SENATE BILL NO. 1155 (Maddy)—An act to amend Section 42340 of, and to add Section 42310.3 to, the Public Resources Code, relating to solid waste.

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

Demand for Previous Question

Assembly Members Morrissey, Thompson, Setencich, Knight, and Boland demanded the previous question. Demand sustained.

The question being on the passage of the bill.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 11:10 a.m.

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

SENATE BILL NO. 1316 (Russell)—An act to amend Sections 10232.6, 11302, 11310, 11314, 11315, 11319, 11320, 11321, 11323, 11324, 11325, 11328, 11340, 11341, 11343, 11344, 11360, 11400, 11401, 11406, 11408, 11410, 11411, 11412, and 11422 of, and to repeal Sections 11311, 11312, 11342, 11402, 11403, and 11421 of, the Business and Professions Code, relating to real estate appraisers, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Boland moved the adoption of amendments.

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

SENATE BILL NO. 1630 (Polanco)—An act to amend Sections 980 and 1196 of the Penal Code, relating to criminal procedure.

Bill read third time.

Motion to Amend

Assembly Member Boland moved the adoption of amendments.

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

SENATE BILL NO. 1466 (Johannessen)—An act to amend Section 13651 of the Business and Professions Code, relating to service stations.

Bill read third time.

Motion to Amend

Assembly Member Woods moved the adoption of amendments.

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

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member McPherson announced that the Committee on Elections, Reapportionment and Constitutional Amendments would meet today, upon adjournment of Floor session, in Room 447.

FURTHER CONSIDERATION OF SENATE BILL NO. 1954, AS AMENDED, BY UNANIMOUS CONSENT

Assembly Member McPherson was granted unanimous consent to take up Senate Bill No. 1954, as amended, without reference to file.

SENATE BILL NO. 1954 (Mello)—An act to amend Sections 53325.3 and 53356 of, and to add Section 53356.03 to, the Government Code, relating to local government finance.

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

Bill passed by the following vote:

AYES—66

Ackerman	Cannella	House	Murray, Willard
Aguiar	Conroy	Isenberg	Napolitano
Alpert	Cunneen	Knight	Poochigian
Archie-Hudson	Davis	Knox	Rainey
Baca	Ducheny	Kuehl	Richter
Bates	Figueroa	Kuykendall	Rogan
Battin	Firestone	Lee	Setencich
Baugh	Friedman	Machado	Speier
Boland	Frusetta	Margett	Sweeney
Bordonaro	Gallegos	Martinez	Takasugi
Bowen	Goldsmith	Mazzoni	Thompson
Bowler	Granlund	McPherson	Tucker
Brewer	Hannigan	Migden	Vasconcellos
Brown	Harvey	Miller	Villaraigosa
Brulte	Hauser	Morrissey	Woods
Caldera	Hawkins	Morrow	
Campbell	Hoge	Murray, Kevin	

NOES—None

Bill ordered transmitted to the Senate.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Poochigian announced that the Committee on Appropriations would meet on Monday, August 12, 1996 at 9 a.m.

BILLS WITHDRAWN FROM COMMITTEE AND PLACED ON FILE

Assembly Member Poochigian was granted unanimous consent that Senate Bill No. 752, be withdrawn from the Committee on Appropriations and placed on the second reading file.

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

SENATE BILL NO. 1652 (Thompson)—An act to add Section 12978.5 to the Food and Agricultural Code, relating to economic poisons.

Bill read third time.

Motion to Amend

Assembly Member Brown moved the adoption of amendments.

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

SENATE BILL NO. 1322 (Calderon)—An act to amend Sections 1216, 1353, 1420, 1756, 1758, 1759, 1760, 1762, 1763, 1764, 1765, 1766, 2766, 3731, 3740, 5251, and 5257 of, to add Section 1756.2 to, and to repeal and add Sections 1757 and 1761 of, the Public Utilities Code, relating to public utilities.

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

Bill passed by the following vote:

AYES—67

Ackerman	Bustamante	Hoge	Murray, Willard
Aguiar	Caldera	House	Napolitano
Alpert	Campbell	Isenberg	Poochigian
Archie-Hudson	Cannella	Katz	Rainey
Baca	Conroy	Knowles	Richter
Baldwin	Cunneen	Kuehl	Rogan
Bates	Davis	Lee	Setencich
Battin	Ducheny	Machado	Speier
Baugh	Figuroa	Margett	Sweeney
Boland	Friedman	Martinez	Takasugi
Bordonaro	Gallegos	Mazzoni	Thompson
Bowen	Goldsmith	McPherson	Tucker
Bowler	Granlund	Migden	Vasconcellos
Brewer	Hannigan	Miller	Villaraigosa
Brown	Harvey	Morrissey	Woods
Brulte	Hauser	Morrow	Mr. Speaker
Burton	Hawkins	Murray, Kevin	

NOES—None

Bill ordered transmitted to the Senate.

BILLS REMOVED FROM CONSENT CALENDAR

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

Senate Bill No. 1706, on request of Assembly Member Richter.

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

SENATE BILL NO. 1397 (Maddy)—An act to amend Sections 19418, 19606.1, 19614, 19621, 19621.3, 19623, 19627.5, 19628, 19630, and 19630.5 of, to amend and renumber Sections 19620 and 19621.1 of, to add Sections 19620, 19621.1, 19622.1, 19622.2, 19622.3, 19622.4, 19622.5, and 19629 to, and to repeal Sections 19621.2, 19622, 19624, 19625, 19627, 19627.1, 19627.2, 19630.1, and 19630.3 of, the Business and Professions Code, to amend Section 3332 of, to add Section 3968 to, and to repeal Section 4401 of, the Food and Agricultural Code, to amend Sections 14852, 25905, and 25906 of the Government Code, and to amend Section 605 of the Unemployment Insurance Code, relating to fairs, and making an appropriation therefor.

Bill read third time.

Motion to Amend

Assembly Member Cannella moved the adoption of amendments.

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

SENATE BILL NO. 2076 (Haynes)—An act to amend Section 831.5 of the Penal Code, relating to custodial officers.

Bill read third time.

Motion to Amend

Assembly Member Harvey moved the adoption of amendments.

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

RESOLUTIONS

The following resolutions were offered:

Resolutions to Suspend Joint Rules

By Assembly Member Boland:

Resolved, That Joint Rule 61 be suspended to permit the Committee on Public Safety to meet, consider, and report Senate Bill No. 2165 for further action.

By Assembly Member Granlund:

Resolved, That Joint Rule 61 be suspended to permit the Committee on Health to meet, consider, and report Senate Bill No. 1808 for further action.

By Assembly Member House:

Resolved, That Joint Rule 61 be suspended to permit the Committee on Labor and Employment to meet, consider, and report Senate Bill No. 1988 for further action.

By Assembly Member Granlund:

Resolved, That Joint Rule 61 be suspended to permit the Committees on Health and Judiciary to meet, consider, and report Senate Bill No. 1659 for further action.

Resolutions read, and adopted by the following vote:

AYES—73

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

NOES—None

SPECIAL COMMITTEE MEETINGS

Assembly Member Boland was granted unanimous consent that the Committee on Public Safety be permitted to hold a special meeting today, upon adjournment of Floor session, and that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 2163 for hearing.

JOINT RULE 62(a) WAIVED

Assembly Member Granlund was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bills Nos. 1664 and 1808 for hearing in the Committee on Health, today, upon adjournment of Floor session in Room 4202.

WITHDRAWAL AND RE-REFERENCE OF BILLS

Assembly Member Granlund was granted unanimous consent that Senate Bill No. 1659 be withdrawn from the Committee on Health and re-referred to the Committee on Judiciary.

RECESS

By unanimous consent, at 11:19 a.m., Speaker pro Tempore Aguiar declared the Assembly recessed.

REASSEMBLED

At 11:26 a.m., the Assembly reconvened.
Hon. Fred Aguiar, Speaker pro Tempore of the Assembly, presiding.

CONSIDERATION OF CONSENT CALENDAR

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

Consent Calendar—Assembly Bill

ASSEMBLY CONCURRENT RESOLUTION NO. 48 (Baca)—Relative to the City of San Bernardino.

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

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

Consent Calendar—Senate Bills

SENATE BILL NO. 515 (Johnston)—An act to amend Sections 2900, 21202, 21208, 21212, 21750, 23110, and 39002 of, and to repeal Section 39012 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.)*

(NOTE: On August 21, 1996, the action was rescinded whereby Senate Bill No. 515 was passed, and whereby the bill was ordered transmitted to the Senate. See page 8409.)

SENATE BILL NO. 1643 (Solis)—An act to add Chapter 13 (commencing with Section 3200) to Part 2 of Division 8 of the Family Code, relating to family law.

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. 1663 (Monteith)—An act to amend Sections 1810 and 1810.7 of the Insurance Code, relating to bail.

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. 1673 (Johnston)—An act to amend Sections 29750, 29759, and 29776 of, and to repeal Section 29775 of, the Public Resources Code, relating to the Sacramento-San Joaquin Delta.

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. 1922 (Wright)—An act to amend Sections 129100 and 129173 of, and to add Sections 129174 and 129174.1 to, the Health and Safety Code, relating to health care facilities.

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. 2100 (Haynes)—An act to add Section 15363.7 to, and to repeal Article 4 (commencing with Section 15350) and Article 4.5 (commencing with Section 15355) of Chapter 1 of, and Chapter 2.1 (commencing with Section 15372.10) of, Part 6.7 of Division 3 of Title 2 of, the Government Code, relating to business.

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. 2144 (Mountjoy)—An act to amend Section 5752 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. 2177 (Kopp)—An act to amend Sections 3001 and 5077 of the Penal Code, relating to parole, 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 CONCURRENT RESOLUTION NO. 65 (Hughes)—Relative to school safety.

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

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

Consent Calendar Roll Call

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

AYES—73

Ackerman	Cannella	Isenberg	Napolitano
Aguiar	Conroy	Kaloogian	Olberg
Alpert	Cunneen	Katz	Poochigian
Archie-Hudson	Davis	Knight	Richter
Baca	Ducheny	Knowles	Rogan
Baldwin	Escutia	Knox	Setencich
Bates	Figueroa	Kuehl	Speier
Battin	Firestone	Kuykendall	Sweeney
Baugh	Friedman	Lee	Takasugi
Boland	Frusetta	Machado	Thompson
Bordonaro	Callegos	Margett	Tucker
Bowen	Goldsmith	Martinez	Vasconcellos
Brewer	Granlund	Mazzoni	Villaraigosa
Brown	Hannigan	McPherson	Weggeland
Bulte	Harvey	Migden	Woods
Burton	Hauser	Morrissey	Mr. Speaker
Bustamante	Hawkins	Morrow	
Caldera	Hoge	Murray, Kevin	
Campbell	House	Murray, Willard	

NOES—None

CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 25

At 11:26 a.m., on motion of Assembly Member Goldsmith, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

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

Motion carried. Time, 11:27 a.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. 1155**

At 11:27 a.m., on motion of Assembly Member Olberg, 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 Olberg moved to continue the call of the Assembly.

Motion carried. Time, 11:28 a.m.

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

BILL RETURNED TO SENATE

Without objection, Assembly Member Rogan returned Assembly Bill No. 583 to the Senate for further action.

CREATION OF SPECIAL CONSENT CALENDAR

Speaker pro Tempore Aguiar announced that commencing today a special consent calendar for Assembly bills amended in the Senate will be created. The criteria for a bill being placed on this special consent calendar will be: (1) No "NO" votes in any Senate or Assembly committee, and (2) No "NO" votes on either Assembly or Senate Floor. Bills will be placed on a First Day Special Consent Calendar and will be voted upon on the Second Day Special Consent Calendar. Any bill placed upon the Special Consent Calendar may be removed upon the objection of a Member.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 25**

At 11:29 a.m., on motion of Assembly Member Goldsmith, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Constitutional Amendment No. 25 refused adoption by the following vote:

AYES—49

Ackerman	Conroy	Kaloogian	Rainey
Aguiar	Cunneen	Knight	Richter
Baca	Davis	Knowles	Rogan
Baldwin	Figueroa	Knox	Setencich
Battin	Firestone	Kuykendall	Sweeney
Baugh	Frusetta	Machado	Takasugi
Boland	Goldsmith	Margett	Thompson
Bordonaro	Granlund	McPherson	Weggeland
Bowen	Harvey	Miller	Woods
Bowler	Hawkins	Morrissey	Mr. Speaker
Brewer	Hoge	Morrow	
Brulte	House	Olberg	
Cannella	Isenberg	Poochigian	

NOES—18

Archie-Hudson	Ducheny	Kuehl	Napolitano
Bates	Escutia	Lee	Tucker
Brown	Friedman	Martinez	Villaraigosa
Burton	Hannigan	Migden	
Campbell	Hauser	Murray, Willard	

**Motion to Reconsider Assembly Constitutional Amendment No. 25
on Next Legislative Day**

Assembly Member Goldsmith moved to reconsider on the next legislative day the vote whereby Assembly Constitutional Amendment No. 25 was this day refused adoption.

Assembly Constitutional Amendment No. 25 ordered to the unfinished business file.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 1155**

At 11:29 a.m., on motion of Assembly Member Olberg, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 1155 refused passage by the following vote:

AYES—38

Ackerman	Conroy	Knowles	Richter
Aguiar	Firestone	Kuykendall	Rogan
Baldwin	Goldsmith	Margett	Setencich
Battin	Granlund	McPherson	Takasugi
Baugh	Harvey	Miller	Thompson
Boland	Hawkins	Morrissey	Weggeland
Bordonaro	Hoge	Morrow	Woods
Bowler	House	Olberg	Mr. Speaker
Brewer	Kaloogian	Poochigian	
Brulte	Knight	Rainey	

NOES—30

Alpert	Ducheny	Katz	Napolitano
Archie-Hudson	Escutia	Knox	Speier
Bates	Figueroa	Kuehl	Sweeney
Bowen	Friedman	Lee	Tucker
Brown	Gallegos	Mazzoni	Vasconcellos
Burton	Hannigan	Migden	Villaraigosa
Campbell	Hauser	Murray, Kevin	
Davis	Isenberg	Murray, Willard	

**Motion to Reconsider Senate Bill No. 1155
on Next Legislative Day**

Assembly Member Olberg moved to reconsider on the next legislative day the vote whereby Senate Bill No. 1155 was this day refused passage.

Senate Bill No. 1155 ordered to the unfinished business file.

OBJECTION TO VOTE ADDS

Assembly Member Olberg withheld unanimous consent on any requests for vote adds or vote changes on the roll call vote taken on this day on Senate Bill No. 1155.

VOTE ADDS

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

Assembly Bill No. 2265, Concurrence: Battin, Bordonaro, Bowen, Brewer, Brulte, Bustamante, Ducheny, Hoge, Katz, Machado, Martinez, Morrow, Speier, Tucker, and Weggeland—Aye.

Assembly Bill No. 8, Concurrence: Bowen, Brewer, Brown, Brulte, Bustamante, Ducheny, Goldsmith, Hoge, Martinez, Morrow, Tucker, and Weggeland—Aye.

Assembly Bill No. 3372, Concurrence: Brewer, Brown, Brulte, Bustamante, Ducheny, Figueroa, Goldsmith, Martinez, Morrow, Speier, Tucker, and Weggeland—Aye; Hoge—No.

Assembly Bill No. 2448, Concurrence: Bowen, Brewer, Brulte, Bustamante, Ducheny, Hoge, Kaloogian, Martinez, Morrow, Speier, Tucker, and Weggeland—Aye.

Assembly Bill No. 2237, Concurrence: Bustamante, Goldsmith, Kaloogian, Martinez, Migden, Morrow, Olberg, and Poochigian—Aye.

Assembly Bill No. 161, Concurrence: Brulte, Bustamante, Harvey, Kaloogian, Martinez, Morrow, and Poochigian—No.

Assembly Bill No. 1694, Concurrence: Brown, Ducheny, Kaloogian, Machado, Martinez, Mazzoni, Morrow, Rainey, and Weggeland—Aye; Davis—No.

Assembly Bill No. 2289, Concurrence: Lee, Martinez, and Weggeland—Aye; Bustamante, Cannella, Goldsmith, and Migden—No.

Assembly Bill No. 1004, Concurrence: Bustamante, Caldera, Kuehl, Martinez and Morrow—Aye.

Assembly Concurrent Resolution No. 97, Coauthors: Bates, Bowen, Bustamante, and Migden—Aye.

Assembly Bill No. 3151, Concurrence: Bates—Aye; Mazzoni—No.

Senate Bill No. 1954: Bates and Migden—Aye.

Senate Bill No. 1322: Baldwin, Bates, Battin, Boland, Cunneen, Goldsmith, Kevin Murray, Rogan, and Speier—Aye.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 11:30 a.m., Speaker pro Tempore Aguiar declared the quorum call of the Assembly dispensed with.

APPOINTMENT OF COMMITTEE ON CONFERENCE

The Speaker appointed the following Assembly Members as Committees on Conference concerning:

Assembly Bill No. 3151: Olberg, House, and Bustamante.

Senate Bill No. 836: Baugh, Ackerman, and Napolitano.

CHANGES IN CONFEREES—CONFERENCE COMMITTEE ON SENATE BILL NO. 38

The Speaker made the following change in the Conference Committee on Senate Bill No. 38:

Assembly Member Katz, in place of Assembly Member Brulte.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 8, 1996

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

Assembly Bill No. 124

And reports the same correctly enrolled, and presented to the Governor at 11 a.m., August 8, 1996.

E. DOTSON WILSON, Chief Clerk

MESSAGES FROM THE SENATE

August 8, 1996

Hon. E. Dotson Wilson
Chief Clerk of the Assembly
Assembly Chamber

Dear Dotson: By direction of the Senate I am returning Senate Bill 2106 to the Assembly for further action.

Sincerely,

JOHN W. ROVANE
 Acting Secretary of the Senate

Above bill held at the Desk.

Senate Chamber, August 8, 1996

Mr. Speaker: I am directed to inform your honorable body that the Senate appointed Senators Sher, Hayden and Haynes as a Committee on Conference concerning:

Assembly Bill No. 3151.

JOHN W. ROVANE, Acting Secretary of the Senate

AUTHOR'S AMENDMENTS
Committee on Appropriations

August 8, 1996

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

Senate Bill No. 126

Senate Bill No. 1418

Senate Bill No. 652

Senate Bill No. 2003

Senate Bill No. 1179

Senate Bill No. 2143

Senate Bill No. 1414

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

POOCHIGIAN, Chairman

SENATE BILL NO. 126—An act to amend Section 14105.12 of, and to add Section 14132.10 to, the Welfare and Institutions Code, relating to Medi-Cal.

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. 652—An act relating to school finance.

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. 1179—An act to add Article 4.1 (commencing with Section 739) to Chapter 1 of Part 2 of Division 1 of, and to repeal Chapter 6.5 (commencing with Section 10550) of Part 2 of Division 2 of, the Insurance Code, relating to insurance.

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

SENATE BILL NO. 1414—An act to amend Sections 17742, 52123, and 46205 of the Education Code, relating to class size reduction in public elementary schools.

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. 1418—An act to add Section 14670.10 to the Government Code, relating to state property.

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. 2003—An act to add Section 1799.111 to the Health and Safety Code, to amend Section 5150 of, and to add Sections 5150.5 and 5150.6 to, the Welfare and Institutions Code, relating to health care.

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

SENATE BILL NO. 2143—An act to add Section 799 to the Public Utilities Code, relating to public utilities.

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

AUTHOR'S AMENDMENTS
Committee on Appropriations

August 8, 1996

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

Senate Bill No. 1096
Senate Bill No. 1559
Senate Bill No. 1613

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

POOCHIGIAN, Chairman

SENATE BILL NO. 1096—An act to add Section 3044 to the Penal Code, relating to parole.

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. 1559—An act to add Chapter 9 (commencing with Section 10800) to Part 2 of Division 2 of the Insurance Code, relating to health insurance.

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

SENATE BILL NO. 1613—An act to add Chapter 2 (commencing with Section 100200) to Part 66 of the Education Code, and to amend Sections 65995 and 65996 of the Government Code, relating to public education facilities construction, by providing the funds necessary therefor through the issuance and sale of bonds of the State of California and by providing for the handling and disposition of those funds.

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

August 8, 1996

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

Senate Bill No. 638
Senate Bill No. 1482

Senate Bill No. 1909
Senate Bill No. 2014

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

POOCHIGIAN, Chairman

SENATE BILL NO. 638—An act to add Section 1241.5 to the Business and Professions Code, relating to clinical laboratories.

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. 1482—An act to amend Sections 9751 and 9752 of, and to add Section 9757.5 to, the Welfare and Institutions Code, relating to public social services.

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

SENATE BILL NO. 1909—An act to amend Section 7056 of, to add Section 7051.3 to, and to add a chapter heading to, and to add Chapter 2 (commencing with Section 7221) to, Part 1.5 of Division 2 of, the Revenue and Taxation Code, relating to taxation.

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

SENATE BILL NO. 2014—An act to amend Sections 1810.3 and 2941.7 of the Civil Code, and to amend Sections 1513.5, 1520, 1530, 1531, 1532, 1532.1, 1563, and 1576 of the Code of Civil Procedure, relating to unclaimed property, and making an appropriation therefor.

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

AUTHOR'S AMENDMENTS
Committee on Appropriations

August 8, 1996

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

Senate Bill No. 1069

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

POOCHIGIAN, Chairman

SENATE BILL NO. 1069—An act to add and repeal Chapter 8.1 (commencing with Section 6110) of Title 7 of Part 3 of the Penal Code, relating to corrections.

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

August 8, 1996

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

Senate Bill No. 1551

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

POOCHIGIAN, Chairman

SENATE BILL NO. 1551—An act to add Section 11011.22 to the Government Code, and to amend Section 2 of Chapter 770 of the Statutes of 1988, relating to state property.

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 Consumer Protection, Governmental Efficiency and Economic Development

August 7, 1996

Mr. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports the following bill pursuant to the provisions of Joint Rule 62(a):

Assembly Bill No. 3164

MORRISSEY, Chairman

Above bill ordered filed with the Chief Clerk.

Date of Hearing: August 8, 1996

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

Senate Bill No. 1697

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

MCPHERSON, Chairman

Above bill re-referred to the Committee on Appropriations.

Committee on Utilities and Commerce

Date of Hearing: August 8, 1996

Mr. Speaker: Your Committee on Utilities and Commerce reports:

Senate Bill No. 1035

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

CONROY, Chairman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: August 8, 1996

Mr. Speaker: Your Committee on Utilities and Commerce reports:

Senate Bill No. 1801

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

CONROY, Chairman

Above bill ordered to second reading.

Committee on Appropriations

Date of Hearing: August 7, 1996

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 649

With the recommendation: Do pass.

POOCHIGIAN, Chairman

Above bill ordered to second reading.

Committee on Public Safety

Date of Hearing: August 8, 1996

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 2165

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

BOLAND, Chairwoman

Above bill re-referred to the Committee on Appropriations.

Committee on Judiciary

Date of Hearing: August 7, 1996

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 2091

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

MORROW, Chairman

Above bill ordered to second reading.

Committee on Health

Date of Hearing: August 8, 1996

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 1808

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

GRANLUND, Chairman

Above bill re-referred to the Committee on Public Safety.

Date of Hearing: August 8, 1996

Mr. Speaker: Your Committee on Health reports:

Senate Bill No. 1664

Senate Bill No. 2005

Senate Bill No. 2028

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

GRANLUND, Chairman

Above bills re-referred to the Committee on Appropriations.

Committee on Appropriations

Date of Hearing: August 7, 1996

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 175

Senate Bill No. 357

Senate Bill No. 489

Senate Bill No. 506

Senate Bill No. 562

Senate Bill No. 686

Senate Bill No. 858

Senate Bill No. 879

Senate Bill No. 987

Senate Bill No. 989

Senate Bill No. 1047

Senate Bill No. 1112

Senate Bill No. 1251

Senate Bill No. 1401

Senate Bill No. 1419

Senate Bill No. 1439

Senate Bill No. 1442

Senate Bill No. 1444

Senate Bill No. 1454

Senate Bill No. 1457

Senate Bill No. 1470

Senate Bill No. 1478

Senate Bill No. 1480

Senate Bill No. 1500

Senate Bill No. 1502

Senate Bill No. 1506

Senate Bill No. 1545

Senate Bill No. 1568

Senate Bill No. 1581

Senate Bill No. 1592

With the recommendation: Do pass.

POOCHIGIAN, Chairman

Above bills ordered to second reading.

Date of Hearing: August 7, 1996

Mr. Speaker: Your Committee on Appropriations reports:

- | | |
|----------------------|----------------------|
| Senate Bill No. 1666 | Senate Bill No. 1938 |
| Senate Bill No. 1669 | Senate Bill No. 1958 |
| Senate Bill No. 1676 | Senate Bill No. 1959 |
| Senate Bill No. 1687 | Senate Bill No. 1998 |
| Senate Bill No. 1690 | Senate Bill No. 2031 |
| Senate Bill No. 1692 | Senate Bill No. 2033 |
| Senate Bill No. 1732 | Senate Bill No. 2043 |
| Senate Bill No. 1803 | Senate Bill No. 2098 |
| Senate Bill No. 1811 | Senate Bill No. 2114 |
| Senate Bill No. 1849 | Senate Bill No. 2138 |
| Senate Bill No. 1872 | Senate Bill No. 2170 |
| Senate Bill No. 1935 | Senate Bill No. 2174 |
| Senate Bill No. 1936 | |

With the recommendation: Do pass.

POOCHIGIAN, Chairman

Above bills ordered to second reading.

Committee on Budget

Date of Hearing: August 7, 1996

Mr. Speaker: Your Committee on Budget reports:

- | | |
|---------------------|----------------------|
| Senate Bill No. 18 | Senate Bill No. 1753 |
| Senate Bill No. 229 | Senate Bill No. 2095 |

With the recommendation: Do pass.

MILLER, Chairman

Above bills ordered to second reading.

Committee on Appropriations

Date of Hearing: August 7, 1996

Mr. Speaker: Your Committee on Appropriations reports:

- | | |
|----------------------|----------------------|
| Senate Bill No. 468 | Senate Bill No. 1665 |
| Senate Bill No. 580 | Senate Bill No. 1685 |
| Senate Bill No. 1033 | Senate Bill No. 1740 |
| Senate Bill No. 1063 | Senate Bill No. 1757 |
| Senate Bill No. 1268 | Senate Bill No. 1827 |
| Senate Bill No. 1425 | Senate Bill No. 1875 |
| Senate Bill No. 1447 | Senate Bill No. 1877 |
| Senate Bill No. 1481 | Senate Bill No. 1928 |
| Senate Bill No. 1494 | Senate Bill No. 1945 |
| Senate Bill No. 1497 | Senate Bill No. 1985 |
| Senate Bill No. 1566 | Senate Bill No. 2007 |
| Senate Bill No. 1632 | Senate Bill No. 2009 |
| Senate Bill No. 1636 | Senate Bill No. 2073 |
| Senate Bill No. 1641 | Senate Bill No. 2118 |

With the recommendation: Do pass.

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

POOCHIGIAN, Chairman

Above bills ordered to second reading.

Date of Hearing: August 7, 1996

Mr. Speaker: Your Committee on Appropriations reports:

- | |
|-------------------------------------|
| Senate Concurrent Resolution No. 58 |
| Senate Joint Resolution No. 27 |

With the recommendation: Be adopted.

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

POOCHIGIAN, Chairman

Above resolutions ordered to Consent Calendar.

CONFERENCE COMMITTEE REPORTS RECEIVED

Assembly Chamber, August 8, 1996

Mr. Speaker: The Committee on Conference has met concerning:

Senate Bill No. 207, as amended in Assembly on March 12, 1996, and agreed to recommend that the amendments of the Assembly be concurred in, and that the bill be further amended.

The undersigned Members consenting to the report:

DAVID G. KELLEY

MICKEY CONROY

STEVE PEACE

TOM WOODS

RICHARD G. POLANCO

ANTONIO R. VILLARAIGOSA

Senate Committee on Conference

Assembly Committee on Conference

MESSAGES FROM THE SENATE

August 8, 1996

*Hon. E. Dotson Wilson
Chief Clerk of the Assembly
Assembly Chamber*

Dear Dotson: The Senate this day suspended Joint Rule 29.5(a) on Assembly Bill 3151.

Sincerely,

JOHN W. ROVANE
Acting Secretary of the Senate

Senate Chamber, August 8, 1996

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

Assembly Bill No. 932
Assembly Bill No. 1077
Assembly Bill No. 1724
Assembly Bill No. 2064
Assembly Bill No. 2090
Assembly Bill No. 2179
Assembly Bill No. 2279
Assembly Bill No. 2313
Assembly Bill No. 2334
Assembly Bill No. 2368
Assembly Bill No. 2528

Assembly Bill No. 2588
Assembly Bill No. 2593
Assembly Bill No. 2673
Assembly Bill No. 2692
Assembly Bill No. 2759
Assembly Bill No. 2902
Assembly Bill No. 2970
Assembly Bill No. 3046
Assembly Bill No. 3061
Assembly Bill No. 3064
Assembly Bill No. 3090

And respectfully requests the Assembly to concur in said amendments.

JOHN W. ROVANE, Acting Secretary of the Senate

Above bills ordered to unfinished business file.

Senate Chamber, August 8, 1996

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

- | | |
|------------------------|------------------------|
| Assembly Bill No. 9 | Assembly Bill No. 2229 |
| Assembly Bill No. 153 | Assembly Bill No. 2345 |
| Assembly Bill No. 365 | Assembly Bill No. 2396 |
| Assembly Bill No. 692 | Assembly Bill No. 2431 |
| Assembly Bill No. 744 | Assembly Bill No. 2444 |
| Assembly Bill No. 748 | Assembly Bill No. 2461 |
| Assembly Bill No. 753 | Assembly Bill No. 2483 |
| Assembly Bill No. 775 | Assembly Bill No. 2549 |
| Assembly Bill No. 850 | Assembly Bill No. 2596 |
| Assembly Bill No. 1041 | Assembly Bill No. 2599 |
| Assembly Bill No. 1042 | Assembly Bill No. 2635 |
| Assembly Bill No. 1088 | Assembly Bill No. 2655 |
| Assembly Bill No. 1121 | Assembly Bill No. 2681 |
| Assembly Bill No. 1325 | Assembly Bill No. 2738 |
| Assembly Bill No. 1387 | Assembly Bill No. 2739 |
| Assembly Bill No. 1561 | Assembly Bill No. 2741 |
| Assembly Bill No. 1562 | Assembly Bill No. 2767 |
| Assembly Bill No. 1626 | Assembly Bill No. 2775 |
| Assembly Bill No. 1751 | Assembly Bill No. 2776 |
| Assembly Bill No. 2027 | Assembly Bill No. 2848 |
| Assembly Bill No. 2155 | |

And respectfully requests the Assembly to concur in said amendments.

JOHN W. ROVANE, Acting Secretary of the Senate

Above bills ordered to unfinished business file.

Senate Chamber, August 8, 1996

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

- | | |
|------------------------|------------------------|
| Assembly Bill No. 2920 | Assembly Bill No. 3224 |
| Assembly Bill No. 3085 | Assembly Bill No. 3343 |

And respectfully requests the Assembly to concur in said amendments.

JOHN W. ROVANE, Acting Secretary of the Senate

Above bills ordered to unfinished business file.

Senate Chamber, August 8, 1996

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

- | | |
|------------------------|------------------------|
| Assembly Bill No. 749 | Assembly Bill No. 2472 |
| Assembly Bill No. 1373 | Assembly Bill No. 2560 |
| Assembly Bill No. 1943 | Assembly Bill No. 2743 |
| Assembly Bill No. 2187 | Assembly Bill No. 2760 |
| Assembly Bill No. 2195 | Assembly Bill No. 3072 |
| Assembly Bill No. 2233 | Assembly Bill No. 3167 |
| Assembly Bill No. 2299 | Assembly Bill No. 3171 |
| Assembly Bill No. 2300 | Assembly Bill No. 3221 |
| Assembly Bill No. 2307 | Assembly Bill No. 3453 |
| Assembly Bill No. 2428 | Assembly Bill No. 3458 |

JOHN W. ROVANE, Acting Secretary of the Senate

Above bills ordered enrolled.

Senate Chamber, August 8, 1996

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day respectfully refused to concur in Assembly amendments to:

Senate Bill No. 1923.

JOHN W. ROVANE, Acting Secretary of the Senate

Senate Chamber, August 8, 1996

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

Senate Bill No. 44	Senate Bill No. 1608
Senate Bill No. 371	Senate Bill No. 1645
Senate Bill No. 794	Senate Bill No. 1675
Senate Bill No. 925	Senate Bill No. 1739
Senate Bill No. 1181	Senate Bill No. 1798
Senate Bill No. 1373	Senate Bill No. 1863
Senate Bill No. 1382	Senate Bill No. 1879
Senate Bill No. 1450	Senate Bill No. 1891
Senate Bill No. 1493	Senate Bill No. 1901
Senate Bill No. 1525	Senate Bill No. 1907
Senate Bill No. 1530	Senate Bill No. 1980
Senate Bill No. 1542	Senate Bill No. 2011
Senate Bill No. 1546	Senate Bill No. 2018
Senate Bill No. 1565	Senate Bill No. 2175
Senate Bill No. 1582	Senate Concurrent Resolution No. 51
Senate Bill No. 1594	Senate Joint Resolution No. 45

JOHN W. ROVANE, Acting Secretary of the Senate

Senate Chamber, August 8, 1996

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

Senate Bill No. 1812

JOHN W. ROVANE, Acting Secretary of the Senate

Senate Chamber, August 8, 1996

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

Senate Concurrent Resolution No. 66

Senate Joint Resolution No. 54

JOHN W. ROVANE, Acting Secretary of the Senate

FIRST READING OF SENATE BILLS

The following bill was read the first time:

SENATE BILL NO. 1812—An act to amend Section 11170 of the Penal Code, and to add Chapter 4 (commencing with Section 16300) to Part 4 of Division 9 of, the Welfare and Institutions Code, relating to children.

The following resolutions were read:

SENATE CONCURRENT RESOLUTION NO. 66—Relative to postsecondary education.

SENATE JOINT RESOLUTION NO. 54—Relative to resolution of the conflict in Liberia.

BILLS PLACED ON SPECIAL CONSENT CALENDAR

The following bills were placed on the Special Consent Calendar:

Assembly Bills Nos. 932, 1077, 1724, 2064, 2090, 2179, 2279, 2313, 2334, 2368, 2528, 2593, 2692, 2759, 2902, 3046, 3061, 3064, 2229, 2431, 2596, and 2599.

INTRODUCTION OF GUESTS

Assembly Member Thompson, of the 66th Assembly District, introduced his daughter Cathy Thompson and her fiancé Bill Colman.

Assembly Member Conroy, of the 71st Assembly District, introduced Rowena Fong.

Assembly Member Speier, of the 19th Assembly District, introduced Matt Garcia, of Modesto; and Scott Chisholm of London, England.

Assembly Member Knowles, of the 4th Assembly District, introduced his daughter Margaret Ann Knowles.

ADJOURNMENT

At 5:10 p.m., the Assembly adjourned until 10:30 a.m., Monday, August 12, 1996, out of respect to the memory of Michael Garcia, on motion of Assembly Member Cunneen; out of respect to the memory of Bret William Barrett, on motion of Assembly Member Mazzoni; out of respect to the memory of Sadao "Bill" Kita, on motion of Assembly Members Caldera, Vasconcellos, and Takasugi; out of respect to the memory of Marie Dvorak, on motion of Assembly Member Napolitano; out of respect to the memory of T. J. Anthony, on motion of Assembly Member Migden; out of respect to the memory of Jewell Drollinger, on motion of Assembly Member Bowen; out of respect to the memory of Magda Raiser, on motion of Assembly Member Speier; and out of respect to the memory of Carl Arnold and Connie Norman, on motion of Assembly Member Kuehl.

CURT PRINGLE, Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON AUGUST 8, 1996**

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

SB	RN	SB	RN
126	9625535	1559	9625735
207	9624004 (Conf.)	1613	9625698
610	9625472	1630	9625642
638	9625083	1652	9625280
652	9625156	1862	9624688
1069	9625922	1904	9625470
1096	9625711	1906	9623985
1179	9625066	1909	Set1
1316	9624936	1909	9625630
1397	9624481	1954	9625395
1414	9625476	2003	9625717
1418	9625645	2014	9625689
1466	9624203	2032	9625614
1482	9625542	2076	9625583
1551	9625533	2143	9625485