

CALIFORNIA LEGISLATURE

1995-96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, August 27, 1996

TWO HUNDRED SIXTIETH SESSION DAY

SIX HUNDRED THIRTY-SECOND 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.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 445-6021)

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Tuesday, August 27, 1996

The Assembly met at 9:35 a.m.
Hon. Marilyn Brewer, Assembly Member, 70th District, 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 Bowler moved a quorum call of the Assembly.
Motion carried. Time, 9:36 a.m.

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

Quorum Present

At 9:47 a.m., Acting Speaker Brewer declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—66:

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

PRAYER

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

O God in Heaven, Help us to know one another better, and to live as brothers and sisters, children of the same Father. Reveal to us also Your beauty, holiness and purity. Awaken in our hearts love and gratitude for Your infinite goodness. Join us all together in Your love. And give us Your heavenly peace.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Acting Speaker Brewer, Assembly Member Conroy 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 Sweeney, seconded by Assembly Member Baugh.

LEAVES OF ABSENCE FOR THE DAY

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

On legislative business: Assembly Members Brown and Burton.

On personal business, and waiving per diem: Assembly Members Alpert, Archie-Hudson, Bustamante, Caldera, Firestone, Katz, Kuehl, Lee, Migden, and Villaraigosa.

EXPLANATIONS OF ABSENCE

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

August 26, 1996

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

Dear Curt: I am writing to respectfully request that I be excused from Session on Tuesday, August 27, for legislative business.

Should you have any questions concerning the above, please call my Chief of Staff, John Latimer, at 445-8492.

Sincerely,

VALERIE K. BROWN, Assembly Member
Seventh District

August 26, 1996

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

Dear Curt: Please excuse me from Session on Tuesday, August 27, 1996. I have meetings in the District with constituents and also a funeral that I am attending.

Thank you for your cooperation on this matter.

Peace and friendship,

JOHN BURTON, Assembly Member
Twelfth District

REQUEST TO SUSPEND JOINT RULES

The following request was received, and read:

Assembly Chamber, August 27, 1996

Mr. Speaker: I request permission to suspend Joint Rule 61 as it relates to Senate Bills Nos. 1077, 1490, 1812, 1869, 1983, 2012, 2107, and Senate Concurrent Resolution No. 66.

CHARLES POOCHIGIAN

Above request ordered transmitted to the Committee on Rules.

MESSAGES FROM THE SENATE

Senate Chamber, August 26, 1996

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

Senate Concurrent Resolution No. 70

JOHN W. ROVANE, Acting Secretary of the Senate

REQUEST FOR UNANIMOUS CONSENT

Assembly Members Vasconcellos and Figueroa were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Lillian Moore, of San Jose.

BEST WISHES EXTENDED

Assembly Member Bowler was joined by the Members of the Assembly in extending best wishes to Assembly Member Margett and his wife, Beverly, on the occasion of their 45th wedding anniversary.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 1698, on request of Assembly Member Baugh.

(NOTE: Later this day, the action was rescinded whereby Senate Bill No. 1698 was placed upon the inactive file. See page 8585.)

CONGRATULATIONS EXTENDED

Assembly Member Baca extended congratulations to the City of San Bernardino and the city officials on its grand opening of a new baseball stadium in the 62nd Assembly 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. 2041, on request of Assembly Member Woods.

**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. 1129, 1619, 1628, 1809, 1838, 1856, 1517, and 1864, ordered to third reading.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 500—An act to amend Sections 1182 and 1198 of, and to add Section 1189 to, the Labor Code, and to amend Sections 12202, 17041, 17062, 23151, and 23455 of the Revenue and Taxation Code, relating to the economy.

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

SENATE BILL NO. 1365—An act to add and repeal Sections 4094.8 and 11402.6 of the Welfare and Institutions Code, relating to mental health, and declaring the urgency thereof, to take effect immediately.

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

SENATE BILL NO. 1634—An act to add Section 109282 to, and to add Chapter 2.5 (commencing with Section 104150) to Part 1 of Division 103 of, the Health and Safety Code, relating to prostate cancer.

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

SENATE BILL NO. 1943—An act to add Sections 14087.327 and 14087.328 to the Welfare and Institutions Code, relating to Medi-Cal.

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

SENATE BILL NO. 2023—An act to repeal and add Chapter 12.8 (commencing with Section 7070) of, and to repeal Chapter 12.9 (commencing with Section 7080) of, Division 7 of Title 1 of the Government Code, and to amend Sections 17039, 17276.2, 23036, and 24416.2 of, to add Sections 17053.70, 17053.73, 17053.75, 17235, 17267, 17276.2, 23612.2, 23622.5, 24356.7, and 24384.5 to, and to repeal Sections 17052.13, 17053.8, 17053.9, 17053.11, 17231, 17252.5, 17265, 23612, 23622, 23623, 24356.2, 24356.3, and 24384 of, the Revenue and Taxation Code, relating to economic development.

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

SENATE BILL NO. 2028—An act to add Section 121461 to the Health and Safety Code, relating to public health, making an appropriation thereof, and declaring the urgency thereof, to take effect immediately.

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

SENATE BILL NO. 2164—An act to amend Section 11057 of the Health and Safety Code, relating to controlled substances.

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

SENATE BILL NO. 908—An act to amend Sections 15372.201, 15372.202, 15372.204, 15372.208, 15372.210, and 15372.217 of the Government Code, relating to tourism, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 282—An act to amend Sections 3304 and 3309.5 of, and to add Section 3306.5 to, the Government Code, relating to public safety officers.

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

SENATE BILL NO. 1077—An act to amend Sections 5004, 5020, 5023, 5024, 5029, 7313, 7353, 7396, 7810, 7817, 7823, 8025, 18641, 18814, 19004, 19006, 19051, 19052, 19053, 19054, 19055, 19056, 19059, 19060.6, 19071, 19072, 19072.5, 19080, 19124, 19161, and 19170 of, to amend and repeal Section 18602 of, to add Sections 19008.1, 19008.2, 19011.1, and 19053.1 to, to add and repeal Chapter 14 commencing with Section 22250) of Division 8 of, to repeal Sections 5005, 5020, 5023, 5025, 5029, 7814, 7824, 18612, 19057, 19058, and 19155 of, to repeal Chapter 20.6 (commencing with Section 9891) of Division 3 of, and to repeal Article 17 (commencing with Section 18890) of Chapter 2 of Division 8 of, the Business and professions Code, to amend Section 1940.5 of the Civil Code, and to amend Section 69944 of the Government Code, relating to boards and commissions.

Bill read second time; amendments proposed by the Committee on Consumer Protection, Governmental Efficiency, and Economic Development read and adopted, bill ordered reprinted and to be returned to the second reading file.

REQUEST FOR UNANIMOUS CONSENT

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

CONSIDERATION OF DAILY FILE UNFINISHED BUSINESS

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 2599 (Thompson)—An act to amend Section 8869.83 of the Government Code, relating to housing.

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—64

Ackerman	Cunneen	Isenberg	Napolitano
Aguiar	Davis	Kaloogian	Olberg
Alby	Ducheny	Knight	Poochigian
Baca	Escutia	Knowles	Rainey
Baldwin	Figueroa	Knox	Richter
Bates	Friedman	Kuykendall	Rogan
Battin	Frusetta	Machado	Setencich
Baugh	Callegos	Margett	Speier
Bordonaro	Goldsmith	Martinez	Sweeney
Bowen	Granlund	Mazzoni	Takasugi
Bowler	Hannigan	McPherson	Thompson
Brewer	Harvey	Miller	Tucker
Brulte	Hauser	Morrissey	Vasconcellos
Cannella	Hawkins	Morrow	Weggeland
Conroy	Hoge	Murray, Kevin	Woods
Cortese	House	Murray, Willard	Mr. Speaker

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 622 (Conroy)—An act to add Chapter 6.5 (commencing with Section 2791) to Part 2 of Division 1 of the Public Utilities Code, relating to public utilities.

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—62

Ackerman	Cortese	Kaloogian	Olberg
Aguiar	Cunneen	Knight	Poochigian
Alby	Davis	Knowles	Rainey
Baca	Ducheny	Knox	Richter
Baldwin	Escutia	Kuykendall	Rogan
Bates	Figueroa	Machado	Setencich
Battin	Frusetta	Margett	Speier
Baugh	Gallegos	Martinez	Sweeney
Boland	Goldsmith	Mazzoni	Takasugi
Bordonaro	Granlund	McPherson	Thompson
Bowen	Hannigan	Miller	Tucker
Bowler	Harvey	Morrissey	Weggeland
Brewer	Hauser	Morrow	Woods
Brulte	Hawkins	Murray, Kevin	Mr. Speaker
Cannella	Hoge	Murray, Willard	
Conroy	House	Napolitano	

NOES—1

Isenberg

Vote Changes

By unanimous consent, the following vote changes were permitted on concurrence in Senate amendments to Assembly Bill No. 622: Assembly Members Cunneen and McPherson, from “No” to “Aye”.

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2432 (Aguiar)—An act to add Article 13 (commencing with Section 44400) to Chapter 2 of Part 25 of the Education Code, relating to teacher credentialing.

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—63

Ackerman	Cortese	Isenberg	Napolitano
Aguiar	Cunneen	Kaloogian	Olberg
Alby	Davis	Knight	Poochigian
Baca	Escutia	Knowles	Rainey
Baldwin	Figueroa	Knox	Richter
Bates	Friedman	Kuykendall	Rogan
Battin	Frusetta	Machado	Setencich
Baugh	Gallegos	Margett	Speier
Boland	Goldsmith	Martinez	Sweeney
Bordonaro	Granlund	Mazzoni	Takasugi
Bowen	Hannigan	McPherson	Thompson
Bowler	Harvey	Miller	Tucker
Brewer	Hauser	Morrissey	Vasconcellos
Brulte	Hawkins	Morrow	Weggeland
Cannella	Hoge	Murray, Kevin	Woods
Conroy	House	Murray, Willard	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2564 (Goldsmith)—An act to add Section 729.12 to the Welfare and Institutions Code, relating to juveniles.

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—65

Ackerman	Cunneen	Kaloogian	Poochigian
Aguiar	Davis	Knight	Rainey
Alby	Ducheny	Knowles	Richter
Baca	Escutia	Knox	Rogan
Baldwin	Figueroa	Kuykendall	Setencich
Bates	Friedman	Machado	Speier
Battin	Frusetta	Margett	Sweeney
Baugh	Gallegos	Martinez	Takasugi
Boland	Goldsmith	Mazzoni	Thompson
Bordonaro	Granlund	McPherson	Tucker
Bowen	Hannigan	Miller	Vasconcellos
Bowler	Harvey	Morrissey	Weggeland
Brewer	Hauser	Morrow	Woods
Brulte	Hawkins	Murray, Kevin	Mr. Speaker
Cannella	Hoge	Murray, Willard	
Conroy	House	Napolitano	
Cortese	Isenberg	Olberg	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1077 (Hannigan)—An act to amend Section 2836.1 of the Business and Professions Code, relating to nursing, and making an appropriation therefor.

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—65

Ackerman	Cortese	Kaloogian	Poochigian
Aguiar	Cunneen	Knight	Rainey
Alby	Davis	Knowles	Richter
Baca	Escutia	Knox	Rogan
Baldwin	Figueroa	Kuykendall	Setencich
Bates	Friedman	Machado	Speier
Battin	Frusetta	Margett	Sweeney
Baugh	Gallegos	Martinez	Takasugi
Boland	Goldsmith	Mazzoni	Thompson
Bordonaro	Granlund	McPherson	Tucker
Bowen	Hannigan	Miller	Vasconcellos
Bowler	Harvey	Morrissey	Weggeland
Brewer	Hauser	Morrow	Woods
Brulte	Hawkins	Murray, Kevin	Mr. Speaker
Campbell	Hoge	Murray, Willard	
Cannella	House	Napolitano	
Conroy	Isenberg	Olberg	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2221 (Kevin Murray)—An act to amend Section 10177.2 of the Business and Professions Code, to amend Section 2079 of the Civil Code, and to amend Section 18025 of, and to add Sections 18046 and 18046.1 to, the Health and Safety Code, relating to mobilehomes and manufactured housing.

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—62

Ackerman	Cortese	House	Olberg
Aguiar	Cunneen	Isenberg	Poochigian
Alby	Davis	Kaloogian	Rainey
Baca	Ducheny	Knight	Richter
Baldwin	Escutia	Knowles	Rogan
Battin	Figueroa	Knox	Setencich
Baugh	Friedman	Kuykendall	Speier
Boland	Frusetta	Machado	Sweeney
Bordonaro	Gallegos	Margett	Takasugi
Bowen	Goldsmith	Martinez	Thompson
Bowler	Granlund	Mazzoni	Tucker
Brewer	Hannigan	McPherson	Vasconcellos
Brulte	Harvey	Miller	Woods
Campbell	Hauser	Morrissey	Mr. Speaker
Cannella	Hawkins	Murray, Willard	
Conroy	Hoge	Napolitano	

NOES—None

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 2221: Assembly Member Weggeland, from "Aye" to "Not Voting".

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2420 (Hannigan)—An act to add Part 6 (commencing with Section 60000) to Division 10 of the Public Utilities Code, relating to transportation.

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—64

Ackerman	Conroy	Hoge	Murray, Willard
Aguiar	Cortese	House	Napolitano
Alby	Cunneen	Isenberg	Olberg
Baca	Davis	Kaloojian	Poochigian
Baldwin	Ducheny	Knight	Rainey
Bates	Escutia	Knowles	Richter
Battin	Figueroa	Knox	Rogan
Baugh	Friedman	Kuykendall	Setencich
Boland	Frusetta	Machado	Speier
Bordonaro	Gallegos	Margett	Sweeney
Bowen	Goldsmith	Martinez	Takasugi
Bowler	Granlund	Mazzoni	Thompson
Brewer	Hannigan	McPherson	Tucker
Brulte	Harvey	Miller	Vasconcellos
Campbell	Hauser	Morrissey	Weggeland
Cannella	Hawkins	Morrow	Woods

NOES—None

Above bill ordered enrolled.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly member Boland announced that the Committee on Public Safety would meet in 5 minutes, in the Tom Bane Rules Committee Room, and without objection, the House was permitted to continue in Floor session.

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

Pursuant to Assembly Rule 78, Assembly Member Campbell announced his intention to request that Senate Bill No. 763 be removed from the inactive file.

At 10:15 a.m., Speaker pro Tempore Fred Aguiar, 61st District, presiding.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

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

Legislative Intent—Assembly Bill No. 3251

August 27, 1996

E. Dotson Wilson
Chief Clerk
California State Assembly

Dear Mr. Wilson: The purpose of this letter is to clarify the legislative intent of AB 3251 (Gallegos). Amendments adopted on May 24, 1996 clarified that the Department of Insurance would not be required to approve or disapprove the second opinion policies required to be submitted by health plans to the Department of Insurance by July 1, 1997. The amendments inadvertently were not made applicable to the second opinion policies required to be submitted to the Department of Corporations by July 1, 1997. It is not the intent of the May 24, 1996 amendments to imply that the Department of Corporations would be required to review and approve the second opinion policies.

It is my intent to introduce urgency legislation in 1997 to add identical language in the Health and Safety Code for the Department of Corporations (DOC) to clarify that DOC will not be required to approve or disapprove the second opinion policies submitted by the health plans.

Sincerely,

MARTIN GALLEGOS, Assembly Member
Fifty-seventh District

ACTION RESCINDED ON SENATE BILL NO. 1547

Assembly Member Gallegos was granted unanimous consent to rescind the action whereby the Assembly, on August 22, 1996 (Assembly Journal, page 8442), passed Senate Bill No. 1547, and whereby the bill was ordered transmitted to the Senate.

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

Pursuant to Assembly Rule 78, Assembly Member Granlund announced his intention to request that Senate Bill No. 560 be removed from the inactive file.

**RE-REFERENCE OF BILLS TO COMMITTEE PURSUANT TO
ASSEMBLY RULE 77.2**

Upon request of Assembly Member Morrissey, pursuant to Assembly Rule 77.2, the Speaker re-referred Assembly Bill No. 1455 to the Committee on Consumer Protection, Governmental Efficiency, and Economic Development.

SPECIAL COMMITTEE MEETINGS

Assembly Member Morrissey was granted unanimous consent that the Committee on Consumer Protection, Governmental Efficiency, and Economic Development be permitted to hold a special meeting on Wednesday, August 28, 1996, at 9 a.m., and that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 1455 for hearing.

ACTION RESCINDED ON SENATE BILL NO. 1162

Assembly Member Bowler was granted unanimous consent to rescind the action whereby the Assembly, on September 15, 1995 (Assembly Journal, page 3999), passed Senate Bill No. 1162, and whereby the bill was ordered transmitted to the Senate.

CONSIDERATION OF SENATE BILL NO. 1547 BY UNANIMOUS CONSENT

Assembly Member Gallegos was granted unanimous consent to take up Senate Bill No. 1547, without reference to file, for purpose of amendment.

SENATE BILL NO. 1547 (Peace)—An act to amend Sections 1363, 1363.5, and 1367.10 of the Health and Safety Code, and to amend Sections 10123.12 and 10604 of the Insurance Code, relating to health insurance.

Bill read third time:

Motion to Amend

Assembly Member Gallegos moved the adoption of amendments.

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

(NOTE: Later this day, the action was rescinded whereby Senate Bill No. 1547 was read a third time, amendments read and adopted, and the bill ordered reprinted and returned to the third reading file. See page 8586.)

CONSIDERATION OF SENATE BILL NO. 1162 BY UNANIMOUS CONSENT

Assembly Member Bowler was granted unanimous consent to take up Senate Bill No. 1162, without reference to file, for purpose of amendment.

SENATE BILL NO. 1162 (Leslie)—An act to amend Sections 23170, 23175, and 23190 of, and to add and repeal Sections 13202.3 and 14907 to, the Vehicle Code, relating to vehicles.

Bill read third time.

Motion to Amend

Assembly Member Bowler 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 (RESUMED)****CONSIDERATION OF SENATE AMENDMENTS**

ASSEMBLY BILL NO. 2588 (Morrow)—An act to amend Section 655.5 of the Business and Professions Code, relating to clinical laboratory services.

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—56

Ackerman	Conroy	Kaloogian	Murray, Willard
Aguiar	Cortese	Knight	Napolitano
Alby	Cunneen	Knowles	Olberg
Baca	Davis	Knox	Poochigian
Baldwin	Friedman	Kuykendall	Rainey
Battin	Frusetta	Machado	Richter
Baugh	Gallegos	Margett	Rogan
Boland	Goldsmith	Martinez	Setencich
Bordonaro	Granlund	Mazzoni	Takasugi
Bowen	Harvey	McPherson	Thompson
Bowler	Hauser	Miller	Vasconcellos
Brewer	Hawkins	Morrissey	Weggeland
Brulte	Hoge	Morrow	Woods
Cannella	House	Murray, Kevin	Mr. Speaker

NOES—3

Isenberg	Speier	Tucker
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Above bill ordered enrolled.

ASSEMBLY BILL NO. 3145 (Granlund)—An act to amend Section 27491.44 of the Government Code, and to add Section 7184.5 to the Health and Safety Code, relating to coroner's inquests.

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—64

Ackerman	Cunneen	Isenberg	Napolitano
Aguiar	Davis	Kaloogian	Olberg
Alby	Ducheny	Knight	Poochigian
Baca	Escutia	Knowles	Rainey
Baldwin	Figuroa	Knox	Richter
Bates	Friedman	Kuykendall	Rogan
Battin	Frusetta	Machado	Setencich
Baugh	Gallegos	Margett	Speier
Boland	Goldsmith	Martinez	Sweeney
Bordonaro	Granlund	Mazzoni	Takasugi
Bowen	Hannigan	McPherson	Thompson
Bowler	Harvey	Miller	Tucker
Brewer	Hauser	Morrissey	Vasconcellos
Brulte	Hawkins	Morrow	Weggeland
Conroy	Hoge	Murray, Kevin	Woods
Cortese	House	Murray, Willard	Mr. Speaker

NOES—None

Above bill ordered enrolled.

REQUEST FOR UNANIMOUS CONSENT

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

ASSEMBLY BILL NO. 3473 (Committee on Consumer Protection, Governmental Efficiency, and Economic Development)—An act to amend Sections 110, 2467, 2601, 2602, 2603, 2604, 2604.5, 2605, 2606, 2607, 2607.5, 2608.5, 2609, 2611, 2612, 2613, 2614, 2615, 2620.3, 2620.5, 2630, 2632, 2633, 2634, 2636, 2636.1, 2636.5, 2637, 2638, 2639, 2650, 2650.1, 2651, 2652, 2653, 2655, 2655.1, 2655.2, 3255.3, 2655.4, 2655.5, 2655.6, 2655.7, 2655.71, 2655.8, 2655.9, 2655.91, 2655.92, 2660, 2661, 2661.5, 2662, 2663, 2664, 2665, 2666, 2667, 2668, 2669, 2672, 2680, 2682, 2684, 2685, 2687, 2688, 2688.5, 2689, 2690, 2696, 2987.5, 3356, 3360, 3401, 3427.5, 3901, 3902, 3924, 3930.5, 4980.03, 4980.40, 4984.5, 4984.6, 4987.5, 4990.1, 4990.2, 4990.15, 4994, 4996.3, 4996.6, 4998, 6795.1, 8516, 8522, 8550, 8564.5, 8614, 8617, 8622, and 8675 of, to add Sections 8656 and 8666 to, and to repeal Sections 2490, 3924.5, 3930.1, 4940.1, 4940.2, 4940.3, and 4990.17 of, the Business and Professions Code, relating to businesses and professions.

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—65

Ackerman	Cunneen	Kaloogian	Poochigian
Aguiar	Davis	Knight	Rainey
Alby	Ducheny	Knowles	Richter
Baca	Escutia	Knox	Rogan
Baldwin	Figueroa	Kuykendall	Setencich
Bates	Friedman	Machado	Speier
Battin	Frusetta	Margett	Sweeney
Baugh	Callegos	Martinez	Takasugi
Boland	Goldsmith	Mazzoni	Thompson
Bowen	Granlund	McPherson	Tucker
Bowler	Hannigan	Miller	Vasconcellos
Brewer	Harvey	Morrissey	Weggeland
Brulte	Hauser	Morrow	Woods
Campbell	Hawkins	Murray, Kevin	Mr. Speaker
Cannella	Hoge	Murray, Willard	
Conroy	House	Napolitano	
Cortese	Isenberg	Olberg	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1751 (Knowles)—An act to amend Section 704.110 of the Code of Civil Procedure, and to amend Sections 4504 and 4852.1 of the Family Code, relating to support.

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—63

Ackerman	Conroy	Hoge	Napolitano
Aguiar	Cortese	House	Olberg
Alby	Cunneen	Kaloogian	Poochigian
Baca	Davis	Knight	Rainey
Baldwin	Ducheny	Knowles	Richter
Bates	Escutia	Knox	Rogan
Battin	Figueroa	Kuykendall	Setencich
Baugh	Friedman	Machado	Speier
Boland	Frusetta	Margett	Sweeney
Bordonaro	Gallegos	Mazzoni	Takasugi
Bowen	Goldsmith	McPherson	Thompson
Bowler	Granlund	Miller	Vasconcellos
Brewer	Hannigan	Morrissey	Weggeland
Brulte	Harvey	Morrow	Woods
Campbell	Hauser	Murray, Kevin	Mr. Speaker
Cannella	Hawkins	Murray, Willard	

NOES—1

Isenberg

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1999 (Knight)—An act to amend Sections 2800.2 and 2800.3 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—62

Ackerman	Cunneen	Kaloogian	Poochigian
Aguiar	Davis	Knight	Rainey
Alby	Ducheny	Knowles	Richter
Baca	Figueroa	Knox	Rogan
Baldwin	Friedman	Kuykendall	Setencich
Battin	Frusetta	Machado	Speier
Baugh	Gallegos	Margett	Sweeney
Boland	Goldsmith	Martinez	Takasugi
Bordonaro	Granlund	Mazzoni	Thompson
Bowen	Hannigan	McPherson	Tucker
Bowler	Harvey	Miller	Vasconcellos
Brewer	Hauser	Morrissey	Weggeland
Brulte	Hawkins	Morrow	Woods
Cannella	Hoge	Murray, Willard	Mr. Speaker
Conroy	House	Napolitano	
Cortese	Isenberg	Olberg	

NOES—1

Bates

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2135 (Mazzoni)—An act to add Section 47616.5 to the Education Code, relating to charter schools, and making an appropriation therefor.

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—63

Ackerman	Conroy	Isenberg	Napolitano
Aguiar	Cortese	Kaloogian	Olberg
Alby	Cunneen	Knight	Poochigian
Baca	Davis	Knowles	Rainey
Baldwin	Ducheny	Knox	Richter
Bates	Escutia	Kuykendall	Rogan
Battin	Figueroa	Machado	Setencich
Baugh	Frusetta	Margett	Speier
Boland	Gallegos	Martinez	Sweeney
Bordonaro	Goldsmith	Mazzoni	Takasugi
Bowen	Granlund	McPherson	Thompson
Bowler	Hannigan	Miller	Vasconcellos
Brewer	Harvey	Morrissey	Weggeland
Brulte	Hauser	Morrow	Woods
Campbell	Hawkins	Murray, Kevin	Mr. Speaker
Cannella	House	Murray, Willard	

NOES—1

Tucker

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2371 (Kevin Murray)—An act to add Article 9 (commencing with Section 39280) to Chapter 2 of Part 23 of the Education Code, relating to school facilities.

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—65

Ackerman	Cortese	Isenberg	Olberg
Aguiar	Cunneen	Kaloogian	Poochigian
Alby	Davis	Knight	Rainey
Baca	Ducheny	Knowles	Rogan
Baldwin	Escutia	Knox	Setencich
Bates	Figueroa	Kuykendall	Speier
Battin	Friedman	Machado	Sweeney
Baugh	Frusetta	Margett	Takasugi
Boland	Gallegos	Martinez	Thompson
Bordonaro	Goldsmith	Mazzoni	Tucker
Bowen	Granlund	McPherson	Vasconcellos
Bowler	Hannigan	Miller	Weggeland
Brewer	Harvey	Morrissey	Woods
Brulte	Hauser	Morrow	Mr. Speaker
Campbell	Hawkins	Murray, Kevin	
Cannella	Hoge	Murray, Willard	
Conroy	House	Napolitano	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2827 (Escutia)—An act to add Chapter 10.5 (commencing with Section 186.11) to Title 7 of Part 1 of, and to repeal Section 186.11 of, the Penal Code, relating to crime.

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—63

Ackerman	Cortese	House	Napolitano
Aguiar	Cunneen	Isenberg	Olberg
Alby	Davis	Kaloogian	Poochigian
Baca	Ducheny	Knight	Rainey
Baldwin	Escutia	Knowles	Rogan
Bates	Figueroa	Knox	Setencich
Battin	Friedman	Kuykendall	Speier
Baugh	Frusetta	Machado	Sweeney
Boland	Gallegos	Margett	Takasugi
Bordonaro	Goldsmith	Mazzoni	Thompson
Bowen	Granlund	McPherson	Tucker
Bowler	Hannigan	Miller	Vasconcellos
Brewer	Harvey	Morrissey	Weggeland
Brulte	Hauser	Morrow	Woods
Cannella	Hawkins	Murray, Kevin	Mr. Speaker
Conroy	Hoge	Murray, Willard	

NOES—1

Martinez

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2877 (Davis)—An act to amend Sections 7615, 7616, 7617, 7618, 7619, 7621, 7622, 7624, 7628, 7630, 7641, 7643, 7649, 7660, 7662, 7664, 7665, 7666, 7667, 7668, 7669, 7670, 7708, 7711, 7716, 7717, 7717.5, 7718, 7729, 7735, 7736, 7737, 7737.3, 7738, 7739, 7740.5, and 7745 of, to add Sections 7616.2, 7617.1, 7619.2, 7619.3, 7622.2, 7622.3, 7635, and 7651 to, and to repeal Section 7666.5 of, the Business and Professions Code, relating to funeral establishments, and making an appropriation therefor.

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—62

Aguiar	Cunneen	Knight	Poochigian
Alby	Davis	Knowles	Rainey
Baca	Ducheny	Knox	Richter
Baldwin	Escutia	Kuykendall	Rogan
Bates	Figueroa	Machado	Setencich
Battin	Friedman	Margett	Speier
Baugh	Frusetta	Martinez	Sweeney
Boland	Gallegos	Mazzoni	Takasugi
Bordonaro	Goldsmith	McPherson	Thompson
Bowen	Granlund	Miller	Tucker
Bowler	Harvey	Morrissey	Vasconcellos
Brewer	Hauser	Morrow	Weggeland
Brulte	Hoge	Murray, Kevin	Woods
Cannella	House	Murray, Willard	Mr. Speaker
Conroy	Isenberg	Napolitano	
Cortese	Kaloogian	Olberg	

NOES—1

Ackerman

Above bill ordered enrolled.

ASSEMBLY BILL NO. 3263 (Ackerman)—An act to repeal Section 113225 of the Health and Safety Code, and to add Chapter 5.6 (commencing with Section 42350) to Part 3 of Division 30 of the Public Resources Code, relating to plastic waste.

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—64

Ackerman	Cunneen	Isenberg	Napolitano
Aguiar	Davis	Kaloogian	Olberg
Alby	Ducheny	Knight	Poochigian
Baca	Escutia	Knowles	Rainey
Baldwin	Figueroa	Knox	Richter
Bates	Friedman	Kuykendall	Rogan
Battin	Frusetta	Machado	Setencich
Baugh	Gallegos	Margett	Speier
Boland	Goldsmith	Martinez	Sweeney
Bordonaro	Granlund	Mazzoni	Takasugi
Bowen	Hannigan	McPherson	Thompson
Bowler	Harvey	Miller	Tucker
Brewer	Hauser	Morrissey	Vasconcellos
Brulte	Hawkins	Morrow	Weggeland
Conroy	Hoge	Murray, Kevin	Woods
Cortese	House	Murray, Willard	Mr. Speaker

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 588 (Rainey)—An act to add Section 243.35 to, and to repeal and add Section 241.3 of, the Penal Code, relating to crimes.

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

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

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

AYES—63

Ackerman	Cunneen	Isenberg	Olberg
Aguiar	Davis	Kaloogian	Poochigian
Alby	Ducheny	Knight	Rainey
Baca	Escutia	Knowles	Richter
Baldwin	Figueroa	Knox	Rogan
Battin	Friedman	Kuykendall	Setencich
Baugh	Frusetta	Machado	Speier
Boland	Gallegos	Margett	Sweeney
Bordonaro	Goldsmith	Martinez	Takasugi
Bowen	Granlund	Mazzoni	Thompson
Bowler	Hannigan	McPherson	Tucker
Brewer	Harvey	Miller	Vasconcellos
Brulte	Hauser	Morrissey	Weggeland
Cannella	Hawkins	Morrow	Woods
Conroy	Hoge	Murray, Willard	Mr. Speaker
Cortese	House	Napolitano	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1137 (Baldwin)—An act to add Section 1170.16 to the Penal Code, relating to manslaughter.

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

Ackerman	Davis	Kaloogian	Olberg
Aguiar	Ducheny	Knight	Poochigian
Alby	Escutia	Knowles	Rainey
Baca	Figueroa	Knox	Richter
Baldwin	Frusetta	Kuykendall	Rogan
Battin	Callegos	Machado	Setencich
Baugh	Goldsmith	Margett	Speier
Boland	Granlund	Martinez	Sweeney
Bordonaro	Hannigan	Mazzoni	Takasugi
Bowen	Harvey	McPherson	Thompson
Bowler	Hauser	Miller	Tucker
Brulte	Hawkins	Morrissey	Vasconcellos
Conroy	Hoge	Morrow	Weggeland
Cortese	House	Murray, Willard	Woods
Cunneen	Isenberg	Napolitano	Mr. Speaker

NOES—None

Above bill ordered enrolled

ASSEMBLY BILL NO. 1941 (Bordonaro)—An act to amend Section 1808.6 of, and to add Section 1808.9 to, the Vehicle Code, relating to records.

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

Ackerman	Cortese	Kaloogian	Rainey
Aguiar	Cunneen	Knight	Richter
Alby	Davis	Knowles	Rogan
Baca	Ducheny	Knox	Setencich
Baldwin	Escutia	Kuykendall	Speier
Bates	Figueroa	Machado	Sweeney
Battin	Friedman	Margett	Takasugi
Baugh	Frusetta	Martinez	Thompson
Boland	Goldsmith	Mazzoni	Tucker
Bordonaro	Granlund	McPherson	Vasconcellos
Bowen	Hannigan	Miller	Weggeland
Bowler	Harvey	Morrissey	Woods
Brewer	Hauser	Morrow	Mr. Speaker
Brulte	Hawkins	Murray, Willard	
Campbell	House	Napolitano	
Conroy	Isenberg	Poochigian	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 573 (Goldsmith)—An act to amend Section 4600 of the Penal Code, relating to restitution.

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—63

Ackerman	Cunneen	Isenberg	Napolitano
Aguiar	Davis	Kaloogian	Olberg
Alby	Ducheny	Knight	Poochigian
Baca	Escutia	Knowles	Rainey
Baldwin	Figueroa	Knox	Richter
Bates	Friedman	Kuykendall	Rogan
Battin	Frusetta	Machado	Speier
Baugh	Gallegos	Margett	Sweeney
Boland	Goldsmith	Martinez	Takasugi
Bordonaro	Granlund	Mazzoni	Thompson
Bowen	Hannigan	McPherson	Tucker
Bowler	Harvey	Miller	Vasconcellos
Brewer	Hauser	Morrissey	Weggeland
Brulte	Hawkins	Morrow	Woods
Conroy	Hoge	Murray, Kevin	Mr. Speaker
Cortese	House	Murray, Willard	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 444 (Archie-Hudson)—An act to add Section 84752 to the Education Code, relating to postsecondary education, and declaring the urgency thereof, to take effect immediately.

Bill presented by Assembly Member Isenberg.

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

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—65

Ackerman	Cortese	Kaloogian	Poochigian
Aguiar	Cunneen	Knight	Rainey
Alby	Davis	Knowles	Richter
Baca	Escutia	Knox	Rogan
Baldwin	Figueroa	Kuykendall	Setencich
Bates	Friedman	Machado	Speier
Battin	Frusetta	Margett	Sweeney
Baugh	Gallegos	Martinez	Takasugi
Boland	Goldsmith	Mazzoni	Thompson
Bordonaro	Granlund	McPherson	Tucker
Bowen	Hannigan	Miller	Vasconcellos
Bowler	Harvey	Morrissey	Weggeland
Brewer	Hauser	Morrow	Woods
Brulte	Hawkins	Murray, Kevin	Mr. Speaker
Campbell	Hoge	Murray, Willard	
Cannella	House	Napolitano	
Conroy	Isenberg	Olberg	

NOES—1

Ducheny

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

AYES—65

Ackerman	Cortese	Kaloogian	Poochigian
Aguiar	Cunneen	Knight	Rainey
Alby	Davis	Knowles	Richter
Baca	Escutia	Knox	Rogan
Baldwin	Figueroa	Kuykendall	Setencich
Bates	Friedman	Machado	Speier
Battin	Frusetta	Margett	Sweeney
Baugh	Gallegos	Martinez	Takasugi
Boland	Goldsmith	Mazzoni	Thompson
Bordonaro	Granlund	McPherson	Tucker
Bowen	Hannigan	Miller	Vasconcellos
Bowler	Harvey	Morrissey	Weggeland
Brewer	Hauser	Morrow	Woods
Brulte	Hawkins	Murray, Kevin	Mr. Speaker
Campbell	Hoge	Murray, Willard	
Cannella	House	Napolitano	
Conroy	Isenberg	Olberg	

NOES—1

Ducheny

Above bill ordered enrolled.

ASSEMBLY BILL NO. 3106 (Hoge)—An act to add and repeal Section 19613.7 of, and to repeal, add, and repeal Section 19613 of, the Business and Professions Code, relating to horseracing.

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—62

Ackerman	Cortese	House	Poochigian
Aguiar	Cunneen	Kaloogian	Rainey
Alby	Davis	Knight	Richter
Baca	Ducheny	Knowles	Rogan
Bates	Escutia	Knox	Setencich
Battin	Figueroa	Kuykendall	Speier
Baugh	Friedman	Machado	Sweeney
Boland	Frusetta	Margett	Takasugi
Bordonaro	Gallegos	Martinez	Thompson
Bowen	Goldsmith	Mazzoni	Tucker
Bowler	Granlund	McPherson	Vasconcellos
Brewer	Hannigan	Miller	Weggeland
Brulte	Harvey	Morrissey	Woods
Campbell	Hauser	Murray, Willard	Mr. Speaker
Cannella	Hawkins	Napolitano	
Conroy	Hoge	Olberg	

NOES—None

Above bill ordered enrolled.

At 10:50 a.m., Speaker Curt Pringle, 68th District, presiding

RE-REFERENCE OF BILLS TO COMMITTEE PURSUANT TO ASSEMBLY RULE 77.2

Pursuant to Assembly Rule 77.2, the Speaker re-referred Assembly Bill No. 113 to the Committee on Public Safety.

SPECIAL CEREMONY HONORING RETIRING MEMBERS

At 10:51 a.m. a special ceremony was convened to honor Members retiring from the California State Assembly.

The following resolution was read:

House Resolution No. 81

By Assembly Member Pringle

Relative to commending the Honorable William J. "Pete" Knight.

WHEREAS, The Honorable William J. "Pete" Knight, the distinguished and able Assembly Member from the 36th Assembly District, is drawing to a close his tenure with the California State Assembly following four years of exemplary service, and it is appropriate at this time to highlight the many achievements of his illustrious tenure and to extend to him the highest commendations; and

WHEREAS, Pete Knight was first elected to the California Assembly in 1992; he is well known for his "open door" policy, making every effort to make himself available to his constituents and anyone else who would like to speak with him; he reads every letter that comes from his district and often calls letter writers on the telephone; and this strong sense of community service has made him one of the most popular figures in the Antelope Valley; and

WHEREAS, Assembly Member Knight has distinguished himself through his service on the Joint Rules Committee and on the following Assembly committees: Rules; Consumer Protection, Governmental Efficiency and Economic Development; Elections, Reapportionment and Constitutional Amendments; Governmental Organization; Health; Judiciary; Public Employees, Retirement and Social Security; and Transportation; and he also has been a member of the Select Committee on Defense Conversion and Vice Chair of the Subcommittee on Veterans' Affairs; and

WHEREAS, He previously was a member of the Palmdale City Council before becoming the city's first popularly elected mayor in 1988; and

WHEREAS, Before beginning his public service career, Assembly Member Knight served with distinction in the United States Air Force for 32 years; he earned the rank of Colonel, was the Vice-Commander of Edwards Air Force Base, and established a world record for speed in a fixed wing aircraft; the record speed of 4,520 mph still stands and is listed in the Guinness Book of World Records; his numerous decorations include the Distinguished Flying Cross and the Legion of Merit, both with two Oak Leaf Clusters, and the Air Medal with 10 Oak Leaf Clusters; and

WHEREAS, He served as Vice President in charge of Fighter Enhancement Programs for Eidetics International and as Chairman of the Air Force Flight Test Historical Foundation; he flew more than 100 different types of aircraft during his career as a test pilot, earned Astronaut wings for a flight of more than 50 miles above the surface of the Earth, received the Harmon International Aviator's Trophy from President Lyndon Johnson in 1968, and flew 253 combat

missions over Vietnam; and he was inducted into the National Aviation Hall of Fame in 1988; and

WHEREAS, Pete Knight was born in Noblesville, Indiana, attended Butler and Purdue Universities, and was commissioned through the Aviation Cadet Program in 1952; and

WHEREAS, Through his professional, public, and community activities, he has made a significant impact on the people of the 36th Assembly District and the State of California, and he will be sorely missed by those individuals with whom he has been associated; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members take great pride in honoring Assembly Member William J. "Pete" Knight for his outstanding service to the people of the 36th Assembly District and the people of California during his tenure as a Member of the Legislature, and extend to him heartiest best wishes for happiness and success in his future endeavors; and be it further

Resolved, That the Chief Clerk of the Assembly shall transmit copies of this resolution to the Honorable William J. "Pete" Knight.

House Resolution No. 81 Taken Up By Unanimous Consent

Assembly Member Knight was granted unanimous consent to take up House Resolution No. 81, without reference to committee or file.

HOUSE RESOLUTION NO. 81—Relative to commending the Honorable William J. "Pete" Knight.

Resolution read, and adopted unanimously.

Best Wishes Expressed

Speaker Pringle appointed Assembly Members Takasugi and Rogan to escort Assembly Member Knight to the Rostrum, whereupon a resolution was presented expressing the best wishes of all Members of the Assembly as he departs the California State Assembly.

Assembly Member William J. "Pete" Knight then addressed the assemblage.

* * *

House Resolution No. 80

By Assembly Member Pringle

Relative to commending the Honorable Robert J. Campbell.

WHEREAS, Assembly Member Robert J. Campbell is drawing to a close his tenure with the California State Assembly following 16 years of exemplary service, and it is appropriate at this time to highlight the many achievements of his illustrious tenure and to extend to him the highest commendations; and

WHEREAS, A native Californian, Robert Campbell was born in Los Angeles and moved to Richmond in 1949; and

WHEREAS, He attended Richmond public schools and Contra Costa Community College, earned Bachelor of Arts degrees in history in 1961 from San Francisco State University, and did graduate studies at that university in 1964; and

WHEREAS, He served his country with honor and distinction in the United States Army Reserve and the California National Guard from 1961 through 1972; and

WHEREAS, Prior to embarking on a public service career, he joined the insurance firm of M. A. Hays Company in 1965 and is currently an insurance broker; and

WHEREAS, He began his public service career following his election to the Richmond City Council in 1975 and served in that position until 1980; and

WHEREAS, Assembly Member Campbell was first elected to the California State Assembly in 1980 as the representative of the 11th Assembly District, which includes the cities of Antioch, Clayton, Concord, Hercules, Martinez, Pinole, Pittsburg, and Pleasant Hill, the unincorporated areas of Bay Point, Clyde, Crockett, Pacheco, Port Costa, Rodeo, Selby, Tara Hills, Tormey, and Vine Hill, and portions of El Sobrante and Richmond, all within Contra Costa County; and

WHEREAS, During his distinguished public service career, he has authored landmark legislation in the areas of primary and secondary education, the environment, transportation, public employees relations, and public safety training; and

WHEREAS, During his leadership as Chair of the former Assembly Ways and Means Subcommittee on School Finance, he managed state monies for elementary and secondary public schools, the California Community Colleges, the California State University System, the California Maritime Academy, the University of California, and the Hastings College of the Law; and

WHEREAS, Assembly Member Campbell developed a keen expertise in education finance and education-related issues and, because of his comprehensive grasp of the issues, he is highly regarded by the education community and his colleagues; and

WHEREAS, As Chair of the Joint Legislative Audit Committee since 1991, he has initiated audits that have saved tens of millions of taxpayer dollars; he has also served as a member of the Joint Legislative Budget Committee, the Joint Committee on the California Quincentennial of the Voyages of Christopher Columbus, and the Joint Committee on School Facilities; and

WHEREAS, During his years of dedicated service in the Assembly, he has been an industrious member of numerous legislative committees, and his current membership includes the Assembly Committees on Health; Public Employees, Retirement and Social Security; Transportation; and Water, Parks and Wildlife; and

WHEREAS, He served as Vice Chair of the Housing and Community Development Committee during the 1995-96 legislative session, and has been a member of the Select Committee on California-Mexico Affairs since 1990; and

WHEREAS, He has served as a member of the State Allocation Board since 1983; a member of the California Heritage Preservation Commission since 1981; a member of the Educational Management and Evaluation Commission in 1981-82; and a member of the Catalonia Sister State Legislative Task Force in 1991; and

WHEREAS, A public-spirited and civic-minded citizen, he has provided dynamic leadership as a member of the Boys Club of El Sobrante and Richmond, the West Contra Costa Girls Club, the

Contra Costa Japanese-American Citizens League, the Chambers of Commerce of Antioch, Concord, El Cerrito, El Sobrante, Martinez, Pittsburg, Richmond, and San Pablo, the Chinese American Political Association, the Hispanic Chamber of Commerce of Contra Costa County, the National Association for the Advancement of Colored People, and the Richmond Exchange Club; and

WHEREAS, Through his professional, public, and community activities, he has made a significant impact on the people of the 11th Assembly District and the State of California, and he will be sorely missed by those individuals with whom he has been associated; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members express their appreciation to their fellow public official and friend, Assembly Member Robert J. Campbell, for his many invaluable contributions to the people of the State of California throughout his distinguished tenure with the California State Assembly, and convey to him best wishes for continued success in the future; and be it further

Resolved, That the Chief Clerk of the Assembly transmit a suitable prepared copy of this resolution to the Honorable Robert J. Campbell.

House Resolution No. 80 Taken up by Unanimous Consent

Without objection, House Resolution No. 80 was taken up without reference to committee or file.

HOUSE RESOLUTION NO. 80—Relative to commending the Honorable Robert J. Campbell.

Resolution read, and adopted unanimously.

Farewell Remarks

Assembly Member Campbell introduced guests and staff in the Chamber and Gallery who had worked for him during his 16 years of service, his parents Robert and Adeline Campbell, and his daughter, Lisa Campbell.

He then addressed the Body expressing his honor and pleasure in having served in the California State Assembly.

Best Wishes Expressed

Assembly Member Rogan expressed best wishes of the Body to Assembly Member Campbell.

Speaker Pringle then invited all Democratic Assembly Members to escort Assembly Member Campbell to the Rostrum, whereupon a resolution was presented expressing the best wishes of all Members of the Assembly as he departs the California State Assembly.

At 11:17 a.m., Hon. Jim Battin, 80th District, presiding

House Resolution No. 61

By Assembly Member Pringle

Relative to commending the Honorable David Knowles.

WHEREAS, The Honorable David Knowles, the distinguished and able Assembly Member from the 4th Assembly District, is drawing to a close his tenure with the California State Assembly following six years of exemplary service, and it is appropriate at this time to

highlight the many achievements of his illustrious tenure and to extend to him the highest commendations; and

WHEREAS, David Knowles was first elected to the California State Assembly in 1990; during his first term he served as Minority Whip and, in his second term in the Assembly, he was appointed to serve as Assistant Republican Leader; in both of these leadership positions, he helped to coordinate the legislative agenda for Assembly Republicans; and

WHEREAS, Early in 1995, David Knowles was appointed as Chair of the powerful Assembly Committee on Insurance; his pioneering work in the area of earthquake insurance reform led to Governor Wilson's signing of Assembly Bill No. 1366, which was authored by Assembly Member Knowles and known as the "mini-policy" bill, and which is credited with averting insolvency for dozens of California property insurers and changing the way property insurance is written to protect California consumers; and

WHEREAS, Assembly Member Knowles has gained distinction throughout the state for his ability to articulate California's need to build a multipurpose dam at Auburn, and gained national media recognition for his ability to soundly put forth the case for repealing Proposition 117, commonly referred to as the "Mountain Lion Initiative"; and

WHEREAS, He has distinguished himself through his service as a member of the Education Committee, the Health Committee, the Human Services Committee, the Judiciary Committee, the Natural Resources Committee, the Public Employees, Retirement and Social Security Committee, the Revenue and Taxation Committee, the Water, Parks and Wildlife Committee, the Urban Education Quality Select Committee, the Joint Legislative Budget Committee, and the Joint Legislative Ethics Committee; and

WHEREAS, David Knowles entered public service from an established practice of real estate brokerage and mortgage banking; and

WHEREAS, A native of Cleveland, Ohio, David Knowles received a Bachelor of Arts degree in social work from Oral Roberts University; and

WHEREAS, Through his professional, public, and community activities, he has made a significant impact on the people of the 4th Assembly District and the State of California, and he will be sorely missed by those individuals with whom he has been associated; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members take great pride in honoring Assembly Member David Knowles for his outstanding service to the people of the 4th Assembly District and the people of California during his tenure as a Member of the Legislature, and extend to him heartiest best wishes for happiness and success in his future endeavors; and be it further

Resolved, That the Chief Clerk of the Assembly transmit a suitably prepared copy of this resolution to the Honorable David Knowles.

House Resolution No. 61 Taken up by Unanimous Consent

Speaker Pringle was granted unanimous consent to take up House Resolution No. 61, without reference to committee or file.

HOUSE RESOLUTION NO. 61—Relative to commending the Honorable David Knowles.

Resolution read, and adopted unanimously.

Best Wishes Expressed

Assembly Member Battin appointed Speaker Pringle and Assembly Member Rogan to escort Assembly Member Knowles to the Rostrum, whereupon a resolution was presented expressing the best wishes of all Members of the Assembly as he departs the California State Assembly.

Assembly Member David Knowles then addressed the assemblage.

At 11:30 a.m., Speaker Curt Pringle, 68th District, presiding

House Resolution No. 68

By Assembly Member Pringle

Relative to commending the Honorable Paula L. Boland.

WHEREAS, The Honorable Paula L. Boland, the distinguished and able Assembly Member from the 38th Assembly District, is drawing to a close her tenure with the California State Assembly following six years of exemplary service, and it is appropriate at this time to highlight her many achievements and to commend her for her illustrious record of service to the State of California; and

WHEREAS, Prior to her election to public office, Paula Boland distinguished herself in the business community as owner of her own real estate brokerage firm; as a business leader, she served as a member and President of the Board of Directors of the Granada Hills Chamber of Commerce, an organization in which she has been a member for over 20 years, and she helped found, and served as Vice President of, the United Chambers of Commerce of the San Fernando Valley; and

WHEREAS, Assembly Member Boland was first elected to the 38th Assembly District in 1990 and was reelected in 1992 and 1996; and

WHEREAS, Assembly Member Boland has earned the respect of law enforcement officials and victims groups throughout the state by her tireless work on their behalf in the Assembly Public Safety Committee, where she served as Chairperson; and for her tireless effort, the Federal Law Enforcement Officers Association presented her with the Legislative Award of the Year; and

WHEREAS, She also has served the Assembly admirably as a member of the Banking and Finance, Environmental Safety and Toxic, and Natural Resources Committees and the Public Safety Subcommittee on Juvenile Justice; and

WHEREAS, Notwithstanding all of her work in public safety, she is perhaps best known in Los Angeles for her landmark legislation that finally allows parents to dismantle the mammoth Los Angeles Unified School District; and

WHEREAS, While Assembly Member Boland has introduced, coauthored, and supported legislation on numerous issues of importance to her district, she is renowned for her authorship of legislation that removed the statute of limitations on child sexual abuse cases, gave rape victims the right to know if their convicted rapist is HIV-infected, protected the confidentiality of a juror's identity, and instituted expulsion for pupils who bring firearms onto school campuses; and

WHEREAS, Her commitment to improving the quality of life at the community level is evidenced by her appointment to the Mayor's Olympic Advisory Committee and Housing and Urban Development Committee, her assistance in forming the Granada Hills Hospital Foundation where she served four years as President, and her leadership as a Commissioner on the Local Agency Formation Commission and as Chairperson of the 118 Freeway Committee, which worked to secure funding and completion of the freeway; and

WHEREAS, Through her professional, public, and community activities, she has made a significant impact on the people of the 38th Assembly District and the State of California, and she will be sorely missed by those individuals with whom she has been associated; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members express their appreciation to their fellow public official and friend, the Honorable Paula L. Boland, for her many invaluable contributions to the people of the State of California, and convey to her best wishes for continued success in her future endeavors; and be it further

Resolved, That the Chief Clerk of the Assembly shall transmit a suitably prepared copy of this resolution to the Honorable Paula L. Boland.

House Resolution No. 68 taken up by Unanimous Consent

Assembly Member Rogan was granted unanimous consent to take up House Resolution No. 68, without reference to committee or file.

HOUSE RESOLUTION NO. 68—Relative to commending the Honorable Paula L. Boland.

Resolution read, and adopted unanimously.

Best Wishes Expressed

Speaker Pringle appointed Assembly Members Rogan and Battin to escort Assembly Member Boland to the Rostrum, whereupon a resolution was presented expressing the best wishes of all Members of the Assembly as she departs the California State Assembly.

Assembly Member Paula L. Boland then addressed the assemblage.

At 11:46 a.m., Hon. Jim Battin, 80th District, presiding

House Resolution No. 60

By Assembly Member Pringle

Relative to commending the Honorable James L. Brulte.

WHEREAS, The Honorable James L. Brulte, the distinguished and able Assembly Member from the 63rd Assembly District, is drawing

to a close his tenure with the California State Assembly following six years of exemplary service, and it is appropriate at this time to highlight the many achievements of his illustrious tenure and to extend to him the highest commendations; and

WHEREAS, A native of Glen Cove, New York, James Brulte moved with his family to Ontario in 1960 where he spent his childhood and most of his adult life; and

WHEREAS, He enlisted in the California Air National Guard in 1974, and the following year he was selected Outstanding Airman of the Year for the United States and its territories, and until recently he held the rank of Captain in the Inactive Reserve; and

WHEREAS, He graduated from California State Polytechnic University, Pomona, with a Bachelor of Arts degree; and

WHEREAS, He embarked on his public service career as a member of the staff of United States Senator S.I. Hayakawa and joined the staff of the Republican National Committee in 1981; and

WHEREAS, Following the reelection of President Reagan in 1984 he joined the Reagan/Bush Administration as an assistant to the Assistant Secretary of Defense for Reserve Affairs and, later, was a member of the White House Advance Staff for then-Vice President George Bush; and

WHEREAS, Assembly Member James Brulte was first elected to the California State Assembly in 1990 as a representative of the 63rd Assembly District, which encompasses all or portions of Rancho Cucamonga, Upland, San Bernardino, Redlands, Highland, Lake Arrowhead, Crestline, Devore, Mount Baldy, Wrightwood, Rialto, and Fontana; and

WHEREAS, He was elected Assembly Republican Leader in 1992 and served in that capacity until 1995; under his leadership, Republicans gained a majority of seats in the Assembly for the first time in 25 years; and

WHEREAS, During his tenure, he has distinguished himself by authoring major legislation to reform the California workers' compensation and welfare systems; he has been instrumental in efforts to revitalize California's economy and increase funding for public safety and education, and he played a pivotal role in ensuring equalization in school funding during negotiations on the state budget for the 1995-96 fiscal year; and

WHEREAS, He has served the Assembly admirably as a member of the Agriculture, Banking and Finance, Insurance, and Utilities and Commerce Committees, and he is a member of the State Allocation Board, which administers state funds for various school facilities programs; and

WHEREAS, Assembly Member Brulte has been the recipient of numerous awards, honors, and special recognitions, including 1993 Legislator of the Year by the San Bernardino County Board of Education, 1994 Legislator of the Year by the Baldy View Building Industry Association, 1995 Legislator of the Year by the California School Boards Association, and 1995 Distinguished Citizen by the Boy Scouts of America—Inland Empire Council; and

WHEREAS, Through his professional, public, and community activities, he has made a significant impact on the people of the 63rd Assembly District and the State of California, and he will be

sorely missed by those individuals with whom he has been associated; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members express their appreciation to their fellow public official and friend, Assembly Member James L. Brulte, for his many invaluable contributions to the people of the State of California throughout his distinguished tenure with the California State Assembly, and convey to him best wishes for continued success in the future; and be it further

Resolved, That the Chief Clerk of the Assembly transmit a suitably prepared copy of this resolution to the Honorable James L. Brulte.

House Resolution No. 60 Taken up by Unanimous Consent

Speaker Pringle was granted unanimous consent to take up House Resolution No. 60, without reference to committee or file.

HOUSE RESOLUTION NO. 60—Relative to commending the Honorable James L. Brulte.

Resolution read, and adopted unanimously.

Best Wishes Expressed

Assembly Member Battin appointed Speaker Pringle and Assembly Members Boland and Knowles, to escort Assembly Member Brulte to the Rostrum, whereupon a resolution was presented expressing the best wishes of all Members of the Assembly as he departs the California State Assembly.

Assembly Member James L. Brulte then addressed the assemblage.

At 12:01 p.m., Speaker Curt Pringle, 68th District, presiding

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 1485 (Lewis)—An act to amend Section 922.3 of, to add Section 922.9 to, to repeal Section 922.15 of, and to repeal and add Sections 922.1, 922.2, 922.4, 922.5, 922.6, 922.7, and 922.8 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.

BILLS REMOVED FROM SPECIAL CONSENT CALENDAR

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

Assembly Bills Nos. 1703 and 1714, on request of Assembly Member McPherson.

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

SENATE BILL NO. 1420 (Kopp)—An act to add Division 19.5 (commencing with Section 185000) to the Public Utilities Code, relating to transportation.

Bill read third time.

Motion to Amend

Assembly Member Cunneen moved the adoption of amendments.

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

REQUEST FOR UNANIMOUS CONSENT 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. 2776

August 26, 1996

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

Dear Speaker Pringle: As the author of Assembly Bill 2776, sponsored by the Department of Toxic Substances Control, I am writing to request that this letter be published in the Assembly Daily Journal.

The purpose of this letter is to clarify the intended meaning of subparagraph (c) of paragraph (1) of subdivision (a) of Health and Safety Code section 25143. This subparagraph was added to the bill in amendments taken in the Senate on August 5, 1996. Several words were erroneously omitted by Legislative Counsel in the printed version of the bill. This subparagraph as it currently reads is confusing and does not fully capture the intended meaning. This subparagraph is intended to be read as follows (the words omitted by Legislative Counsel are underlined):

(c) The department has issued, or is simultaneously issuing, a variance from the federal act for the hazardous waste or its management pursuant to subdivision (c).

The Department of Toxic Substances Control has indicated their intent to seek cleanup legislation in 1997 to correct this error. Thank you for your immediate attention to this matter.

Sincerely,

GARY G. MILLER, Assembly Member
Sixtieth District

MESSAGES FROM THE SENATE

August 27, 1996

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

Dear Dotson: By direction of the Senate I am returning Senate Bill No. 972 to the Assembly for further action.

Sincerely,

JOHN W. ROVANE
Acting Secretary of the Senate

Above bill held at the Desk.

ACTION RESCINDED ON SENATE BILL NO. 972

Assembly Member Willard Murray was granted unanimous consent to rescind the action whereby the Assembly, on August 22, 1996 (Assembly Journal, page 8420), passed Senate Bill No. 972, and whereby the bill was ordered transmitted to the Senate.

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

Pursuant to Assembly Rule 78, Assembly Member Poochigian announced his intention to request that Senate Bills No. 1646 and 1865 be removed from the inactive file.

RESOLUTIONS

The following resolutions were offered without reference to committee:

Resolution to Suspend Joint Rules

By Assembly Member Poochigian:

Resolved, That Joint Rule 61 be suspended to permit the Committee on Appropriations to meet, consider, and report Senate Bills Nos. 1490, 1812, 1983, 2012, and 2107 for further action.

Resolution read, and adopted by the following vote:

AYES—66

Ackerman	Cortese	Isenberg	Olberg
Aguiar	Cunneen	Kaloojian	Poochigian
Alby	Davis	Knight	Rainey
Baca	Ducheny	Knowles	Richter
Baldwin	Escutia	Knox	Rogan
Bates	Figueroa	Kuykendall	Setencich
Battin	Friedman	Machado	Speier
Baugh	Frusetta	Margett	Sweeney
Boland	Gallegos	Martinez	Takasugi
Bordonaro	Goldsmith	Mazzoni	Thompson
Bowen	Granlund	McPherson	Tucker
Bowler	Hannigan	Miller	Vasconcellos
Brewer	Harvey	Morrissey	Weggeland
Brulte	Hauser	Morrow	Woods
Campbell	Hawkins	Murray, Kevin	Mr. Speaker
Cannella	Hoge	Murray, Willard	
Conroy	House	Napolitano	

NOES—None

JOINT RULE 62(a) WAIVED

Assembly Member Poochigian was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bills Nos. 1490, 1812, 1983, 2012, and 2107 for hearing in the Committee on Appropriations on Wednesday, August 28, 1996.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

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

Legislative Intent—Assembly Bill No. 3013

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

RE: *Assembly Bill 3013—Clarification of Legislative Intent
Regarding Provisions Prohibiting Restrictions on
Communications Between Doctors and their Patients.*

August 20, 1996

Dear Speaker Pringle: I am requesting this letter be published in the Assembly Journal so as to resolve any possible questions as to the intent and effect of the provisions of my Assembly Bill 3013, should its Senate amendments of a technical nature be concurred with.

The intent of Assembly Bill 3013 is to ensure that the line of communication between a patient and their physician is in no way restricted or limited by *any entity*, such as a health organization or government agency, that is responsible for payment of health services.

Any discussions on treatment options, availability, and coverage shall not in any way be abridged or restricted. Unless there is an absolute level of trust between a patient and their physician, our citizens could suffer dire consequences.

As stated in the California Association of Ophthalmology's letter supporting the measure:

"When health plans control what can and cannot be spoken between a physician or staff and patients, the physician's ethical responsibility to act as an advocate and advisor is seriously impaired."

We cannot allow this to happen to anyone in California, be they the richest or poorest among us. To do so would be discriminatory. I want to be perfectly clear; Assembly Bill 3013 requires that no private or public agency shall impinge on the free and open communication between a patient and their physician.

Cordially,

BARBARA ALBY, Assembly Member
Fifth District

ACTION RESCINDED ON SENATE BILL NO. 1698

Assembly Member Baugh was granted unanimous consent to rescind the action whereby earlier this day (Assembly Journal, page 8536), he placed Senate Bill No. 1698 upon the inactive file.

BILLS REMOVED FROM SPECIAL CONSENT CALENDAR

The following bill was removed from the Special Consent Calendar.

Assembly Bill No. 2020, on request of Assembly Member Morrow.

RE-REFERENCE OF BILLS TO COMMITTEE PURSUANT TO ASSEMBLY RULE 77.2

Upon request of Assembly Member Morrow, pursuant to Assembly Rule 77.2, the Speaker re-referred Assembly Bill No. 2020 to the Committee on Judiciary.

SPECIAL COMMITTEE MEETINGS

Assembly Member Morrow was granted unanimous consent that the Committee on Judiciary be permitted to hold a special meeting on Wednesday, August 28, 1996, and that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 2020 for hearing.

JOINT RULE 62(a) WAIVED

Assembly Member Boland was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 113 for hearing in the Committee on Public Safety today, at 2 p.m., in Room 4202.

SENATE BILL NO. 858 RECONSIDERED BY UNANIMOUS CONSENT

In compliance with a motion given, Assembly Member Conroy was granted unanimous consent that the vote be reconsidered whereby Senate Bill No. 858 was refused passage; and that the bill be passed on file, to retain its place on file.

BILLS REMOVED FROM SPECIAL CONSENT CALENDAR

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

Assembly Bill No. 2787, on request of Assembly Member Morrissey.

ANNOUNCEMENT OF CONFERENCE COMMITTEE MEETING

Assembly Member Ducheny announced that the Conference Committee on Assembly Bill No. 861 would meet today, at 4 p.m., in Room 126.

SPECIAL COMMITTEE MEETINGS

Assembly Member Cortese was granted unanimous consent that the Committee on Water, Parks and Wildlife be permitted to hold a special meeting on Wednesday, August 28, 1996, and that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 360 for hearing.

ACTION RESCINDED ON SENATE BILL NO. 1547

Assembly Member Gallegos was granted unanimous consent to rescind the action whereby earlier this day (Assembly Journal, page 8564), Senate Bill No. 1547, was read a third time, amendments adopted, and the bill ordered reprinted and returned to the third reading file.

REQUEST FOR UNANIMOUS CONSENT TO TAKE UP SENATE BILL NO. 972

Assembly Member Willard Murray requested unanimous consent to take up Senate Bill No. 972, without reference to file for purpose of amendment.

Assembly Member Martinez withheld unanimous consent.

Motion to Take Up Senate Bill No. 972, Without Reference to File

Assembly Member Willard Murray moved to take up Senate Bill No. 972, without reference to file.

Assembly Member Brewer seconded the motion.

Motion Withdrawn

Assembly Member Willard Murray, with the consent of the second to the motion, withdrew his motion to take up Senate Bill No. 972, without reference to file.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Brewer announced that the Rules Subcommittee on Sexual Harassment would meet today, upon adjournment of Floor session, in the Tom Bane Rules Committee Room.

BILLS REMOVED FROM SPECIAL CONSENT CALENDAR

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

Assembly Bills Nos. 3365, 3101, and 1145, on request of Assembly Member Rogan.

UNANIMOUS CONSENT WITHHELD

Assembly Member Rogan announced that he would withhold unanimous consent on any request to continue the motion to reconsider the vote whereby Senate Bill No. 509 was passed.

**SENATE CONCURRENT RESOLUTION NO. 70 TAKEN UP
BY UNANIMOUS CONSENT**

Assembly Member Rogan was granted unanimous consent to take up Senate Concurrent Resolution No. 70, without reference to committee or file.

SENATE CONCURRENT RESOLUTION NO. 70—Relative to Joint Rule 61.

Resolution read, and adopted by the following vote:

AYES—57

Ackerman	Cunneen	Isenberg	Olberg
Aguiar	Davis	Kaloogian	Poochigian
Alby	Ducheny	Knowles	Rogan
Baca	Escutia	Knox	Speier
Bates	Figueroa	Kuykendall	Sweeney
Battin	Friedman	Machado	Takasugi
Bordonaro	Frusetta	Margett	Thompson
Bowen	Gallegos	Martinez	Tucker
Bowler	Granlund	Mazzoni	Vasconcellos
Brewer	Hannigan	McPherson	Weggeland
Brulte	Harvey	Morrissey	Woods
Campbell	Hauser	Morrow	Mr. Speaker
Cannella	Hawkins	Murray, Kevin	
Conroy	Hoge	Murray, Willard	
Cortese	House	Napolitano	

NOES—None

Resolution ordered transmitted to the Senate.

MOTION TO SUSPEND JOINT RULE 29.5

Assembly Member Conroy moved that Joint Rule 29.5 be suspended, to permit the Conference Committees on Senate Bill No. 1322, Assembly Bill No. 2444, and Senate Constitutional Amendment No. 21 to meet without publishing notice of the meeting one day prior to the meeting.

Motion carried by the following vote:

AYES—66

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

NOES—None

**REQUEST FOR UNANIMOUS CONSENT TO CONTINUE
MOTIONS TO RECONSIDER**

Speaker Pringle requested unanimous consent that the motions to reconsider bills on this day's unfinished business file be continued until the next legislative day.

Assembly Member Rogan withheld unanimous consent on the request to continue the motion to reconsider the vote whereby Senate Bill No. 509 was passed.

Point of Information

Assembly Member Speier arose to the following point of information:

That the motion to reconsider was made by Assembly Member Kuehl who is absent today, and further, that it was her understanding that Assembly Member Kuehl may wish to offer amendments to the measure.

Objection Withdrawn

Assembly Member Rogan withdrew his objection to continuing the motion to reconsider the vote whereby Senate Bill No. 509 was passed, to the next legislative day.

MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Senate Bills Nos. 1609, 1155, 183, 524, 649, 357, 509, 1750, 1626, and 1808; Assembly Joint Resolutions Nos. 52 and 72; Assembly Bill No. 2338; Assembly Constitutional Amendments Nos. 45, 42, and 30 were continued until the next legislative day.

BILLS RETURNED TO THIRD READING FILE

Pursuant to Assembly Rule 78, the following bills were withdrawn from the inactive file, and placed upon the third reading file:

Senate Bill No. 1502, on request of Assembly Member Takasugi;
Senate Bill No. 1584, on request of Assembly Member Takasugi;
Senate Bill No. 1693, on request of Assembly Member Rainey;
Senate Bill No. 1841, on request of Assembly Member Brewer;
Senate Bill No. 112, on request of Assembly Member Olberg;
Senate Bill No. 1898, on request of Assembly Member Cunneen;
Senate Bill No. 385, on request of Assembly Member Knox;
Senate Bill No. 879, on request of Assembly Member Knowles;
Senate Bill No. 1589, on request of Assembly Member Morrow;
Senate Bill No. 1583, on request of Assembly Member Morrow;
Senate Bill No. 661, on request of Assembly Member Granlund;
Senate Bill No. 1529, on request of Assembly Member Cunneen;
Senate Bill No. 2022, on request of Assembly Member Baldwin; and
Senate Bill No. 268, on request of Assembly Member Knowles.

**MOTIONS TO WITHDRAW BILLS
FROM COMMITTEE CONTINUED**

Unanimous consent was granted that the motions to withdraw House Resolution No. 38 and Assembly Concurrent Resolution No. 75 from the Committee on Rules be continued until the next legislative day.

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

SENATE BILL NO. 909 (Polanco)—An act to add Article 3 (commencing with Section 79140) to Chapter 9 of Part 48 of the Education Code, to amend Section 1777.5 of the Labor Code, and to amend Section 10214.5 of the Unemployment Insurance Code, relating to postsecondary education.

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

Bill passed by the following vote:

AYES—49

Aguiar	Ducheny	Isenberg	Olberg
Alby	Escutia	Knox	Poohigian
Baca	Figueroa	Kuykendall	Rogan
Baugh	Friedman	Machado	Speier
Boland	Frusetta	Margett	Sweeney
Bowen	Gallegos	Martinez	Takasugi
Bowler	Goldsmith	Mazzoni	Tucker
Brewer	Granlund	McPherson	Vasconcellos
Brulte	Hannigan	Morrissey	Woods
Campbell	Hauser	Morrow	Mr. Speaker
Conroy	Hawkins	Murray, Kevin	
Cunneen	Hoge	Murray, Willard	
Davis	House	Napolitano	

NOES—None

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Baca requested unanimous consent that Senate Bill No. 909 be transmitted to the Senate immediately.

Speaker Pringle withheld unanimous consent.

VOTE ADDS

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

Assembly Bill No. 2599, Concurrence: Alby, Cortese, Cunneen, Friedman, Granlund, Hoge, Kaloogian, Knox, Martinez, Willard Murray, Speier, and Vasconcellos—Aye.

Assembly Bill No. 622, Concurrence: Alby, Bowen, Bowler, Cortese, Goldsmith, Granlund, Hoge, Kaloogian, Knox, Martinez, Willard Murray, Speier, and Woods—Aye.

Assembly Bill No. 2432, Concurrence: Alby, Cortese, Friedman, Granlund, Isenberg, Kaloogian, Knox, Machado, Martinez, Willard Murray, Speier, and Vasconcellos—Aye.

Assembly Bill No. 2564, Concurrence: Alby, Cortese, Friedman, Granlund, Kaloogian, Knox, Machado, Martinez, Willard Murray, Speier, and Vasconcellos—Aye.

Assembly Bill No. 1077, Concurrence: Alby, Cortese, Friedman, Isenberg, Knox, Martinez, Willard Murray, Speier, Thompson, and Vasconcellos—Aye.

Assembly Bill No. 2221, Concurrence: Alby, Bowen, Cortese, Friedman, Knox, Martinez, McPherson, Willard Murray, Speier, and Vasconcellos—Aye.

Assembly Bill No. 2420, Concurrence: Aguiar, Alby, Cortese, Friedman, Knox, Martinez, Willard Murray, Speier, Sweeney, and Vasconcellos—Aye.

Assembly Bill No. 2588, Concurrence: Alby, Cortese, Davis, Friedman, Goldsmith, Knox, Martinez, Willard Murray, Napolitano, and Vasconcellos—Aye; Isenberg—No.

Assembly Bill No. 3145, Concurrence: Alby, Bowen, Bowler, Cortese, Goldsmith, Knox, Martinez, and Vasconcellos—Aye.

Assembly Bill No. 3473, Concurrence: Alby, Goldsmith, Granlund, Knox, Martinez, Speier, and Vasconcellos—Aye.

Assembly Bill No. 1751, Concurrence: Alby, Bowen, Goldsmith, Knox, Speier, and Vasconcellos—Aye.

Assembly Bill No. 1999, Concurrence: Alby, Bowen, Goldsmith, Knox, Martinez, Speier, and Vasconcellos—Aye.

Assembly Bill No. 2135, Concurrence: Alby, Bowen, Bowler, Brewer, Goldsmith, Knox, Martinez, Thompson, and Vasconcellos—Aye.

Assembly Bill No. 2371, Concurrence: Alby, Brewer, Goldsmith, Knox, Martinez, Thompson, and Vasconcellos—Aye.

Assembly Bill No. 2827, Concurrence: Alby, Goldsmith, Knox, Vasconcellos, and Weggeland—Aye; Martinez—No.

Assembly Bill No. 2877, Concurrence: Alby, Bates, Goldsmith, Knox, Martinez, and Vasconcellos—Aye.

Assembly Bill No. 3263, Concurrence: Alby, Goldsmith, Knox, Willard Murray, and Vasconcellos—Aye.

Assembly Bill No. 588, Concurrence: Bowler, Knox, and Vasconcellos—Aye.

Assembly Bill No. 1137, Concurrence: Cortese, Knox, Willard Murray, Thompson, and Vasconcellos—Aye.

Assembly Bill No. 1941, Concurrence: Bowen, Cortese, Granlund, Knox, Willard Murray, Napolitano, and Speier—Aye.

Assembly Bill No. 573, Concurrence: Cortese, Knox, and Willard Murray—Aye.

Assembly Bill No. 444, Urgency and Concurrence: Bowen, Knox, Willard Murray, and Woods—Aye.

Assembly Bill No. 3106, Concurrence: Goldsmith, Knox, and Willard Murray—Aye.

Senate Bill No. 909: Brewer, Brulte, Frusetta, Goldsmith, House, and Takasugi—Aye.

MOTION TO ADJOURN

At 12:36 p.m., Assembly Member Kevin Murray moved that the Assembly do now adjourn.

Assembly Member Rogan seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 12:37 p.m., Speaker Pringle declared the quorum call of the Assembly dispensed with.

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

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

Assembly Member Kevin Murray, in place of Assembly Member Katz.

**AUTHOR'S AMENDMENTS
Committee on Appropriations**

August 27, 1996

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

Senate Bill No. 2107

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

POOCHIGIAN, Chairman

SENATE BILL NO. 2107—An act relating to energy resources.

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

REPORTS OF STANDING COMMITTEES**Committee on Appropriations**

Date of Hearing: August 26, 1996

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 1659

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

POOCHIGIAN, Chairman

Above bill ordered to second reading.

Date of Hearing: August 26, 1996

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 322

Senate Bill No. 1988

With the recommendation: Do pass.

POOCHIGIAN, Chairman

Above bills ordered to second reading.

Date of Hearing: August 26, 1996

Mr. Speaker: Your Committee on Appropriations reports:

Senate Concurrent Resolution No. 63

With the recommendation: Be adopted.

POOCHIGIAN, Chairman

Above resolution ordered to third reading.

Committee on Public Safety

Date of Hearing: August 27, 1996

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Joint Resolution No. 66

With amendments with the recommendation: Amend, and be adopted, as amended.

BOLAND, Chairwoman

Above resolution ordered to second reading.

Date of Hearing: August 27, 1996

Mr. Speaker: Your Committee on Public Safety reports:

Assembly Bill No. 113

With the recommendation: That the Senate amendments be concurred in.

BOLAND, Chairwoman

Above bill ordered to unfinished business.

MESSAGES FROM THE SENATE

Senate Chamber, August 27, 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. 91
Senate Bill No. 126
Senate Bill No. 374
Senate Bill No. 511
Senate Bill No. 571
Senate Bill No. 686
Senate Bill No. 902
Senate Bill No. 1111

Senate Bill No. 1187
Senate Bill No. 1568
Senate Bill No. 1642
Senate Bill No. 1651
Senate Bill No. 1688
Senate Bill No. 1692
Senate Bill No. 1853
Senate Bill No. 1955

JOHN W. ROVANE, Acting Secretary of the Senate

August 27, 1996

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

Dear Dotson: By direction of the Senate I am returning Senate Bill No. 1205 to the Assembly for further action.

Sincerely,

JOHN W. ROVANE
Acting Secretary of the Senate

Above bill held at the Desk.

CONFERENCE COMMITTEE REPORTS RECEIVED

Assembly Chamber, Received at Desk: August 27, 1996

Mr. Speaker: The Committee on Conference has met concerning: **Assembly Bill No. 1562**, as amended in Senate June 18, 1996, and agreed to recommend that the amendments of the Senate be concurred in, and that the bill be further amended.

The undersigned Members consenting to the report:

DANIEL BOATWRIGHT
ROSS JOHNSON

BARBARA ALBY
MARTHA M. ESCUTIA
PAULA L. BOLAND

Senate Committee on Conference Assembly Committee on Conference

The undersigned Member dissenting to the report:

MILTON MARKS

Senate Committee on Conference

Above bill ordered reprinted, as proposed by the Conference Committee.

Assembly Chamber, Received at Desk: August 27, 1996

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

Assembly Bill No. 3153, as amended in Senate June 19, 1996, and agreed to recommend that the amendments of the Senate be concurred in, and that the bill be further amended.

The undersigned Members consenting to the report:

STEVE PEACE
BILL LEONARD
BYRON D. SHER

DIANE MARTINEZ
MICKEY CONROY
JAMES L. BRULTE

Senate Committee on Conference Assembly Committee on Conference
Above bill ordered reprinted, as proposed by the Conference Committee.

Assembly Chamber, Received at Desk: August 27, 1996

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

Assembly Bill No. 2867, as amended in Senate June 5, 1996, and agreed to recommend that the amendments of the Senate be concurred in, and that the bill be further amended.

The undersigned Members consenting to the report:

RUBEN S. AYALA
PATRICK JOHNSTON

FRED AGUIAR
JAMES L. BRULTE

Senate Committee on Conference Assembly Committee on Conference
Above bill ordered reprinted, as proposed by the Conference Committee.

INTRODUCTION OF GUESTS

Assembly Member Cannella, of the 26th Assembly District, introduced Jane and Gary Conover and their children, Michael, Mary, Mark, and Michelle, of Modesto.

Assembly Member Napolitano, of the 58th Assembly District, introduced Rick and Jeff Hale, of Whittier.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Kevin Murray, the Assembly adjourned until 11:30 a.m., Wednesday, August 28, 1996, out of respect to the memory of Lillian Moore, on motion of Assembly Members Vasconcellos and Figueroa.

CURT PRINGLE, Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON AUGUST 27, 1996**

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

AB	RN
1562	9628168 (Conf.)
2867	9628271 (Conf.)
3153	9628123 (Conf.)

SB	RN
282	9628027
500	9627535
1077	9627553
1162	9627967
1365	9627779
1420	9627555
1485	9627541
1547 *	
1634	9627548
1943	9627582
2023	9627768
2028	9627547
2107	9627960
2164	9627587

* Adoption of amendments rescinded.