

CALIFORNIA LEGISLATURE

1995-96 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Saturday, August 31, 1996

TWO HUNDRED SIXTY-FOURTH SESSION DAY

SIX HUNDRED THIRTY-SIXTH 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
Saturday, August 31, 1996

The Assembly met at 10 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, 10:01 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 10:25 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
Alby	Conroy	Kaloogian	Napolitano
Alpert	Cortese	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	Thompson
Bowler	Goldsmith	Mazzoni	Tucker
Brewer	Granlund	McPherson	Vasconcellos
Brown	Harvey	Migden	Villaraigosa
Brulte	Hauser	Miller	Weggeland
Burton	Hawkins	Morrissey	Woods
Bustamante	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, We confess that true life, a life of faith in You begins at any age and on any day. You, O Lord, have the power to redeem the past, sanctify the present and brighten the future. Grant us all who are gathered here this morning, an understanding heart, that we may see into the hearts of Your people, and know their strengths and weaknesses, their need of love and their need to love. And finally we ask that the members of this Assembly and its staff, know in abundance all the good things on earth, and be found worthy to enjoy the promised blessings as well. For You O God, are the God of mercy and compassion and to You we send up all glory, to the Father and the Son and the Holy Spirit, now and always and to the ages.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Aguiar, Assembly Member Knowles 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 Frusetta, seconded by Assembly Member Woods.

LEAVES OF ABSENCE FOR THE DAY

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

On personal business, and waiving per diem: Assembly Members Caldera and Hannigan.

SPECIAL RECOGNITION

Assembly Member Frusetta gave special recognition to his daughter, Nancy Barbara Frusetta, on the occasion of her 28th birthday.

COMMITTEE MEETING CANCELED

Assembly Member Knowles announced that the meeting of the Committee on Insurance scheduled for Tuesday, September 3, 1996 has been canceled, and will be rescheduled to October 1, 1996.

CONGRATULATIONS EXTENDED

Assembly Member Migden introduced Elaine Mackis, wife of Assembly Sergeant George Mackis, and was joined by the Members of the Assembly in extending congratulations to them on the occasion of their 25th wedding anniversary on September 11, 1996.

**CONSIDERATION OF DAILY FILE
THIRD READING OF SENATE BILLS**

SENATE BILL NO. 858 (Mountjoy)—An act to amend Section 7102 of, and to add Section 7104 to, the Revenue and Taxation Code, relating to taxation, and making an appropriation therefor.

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

Call of the Assembly

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

Motion carried. Time, 10:40 a.m.

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

SENATE BILL NO. 752 (Kopp)—An act to add Section 2144 to the Elections Code, relating to elections.

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

Call of the Assembly

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

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

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

SENATE BILL NO. 1414 (Greene)—An act to amend Sections 17770, 17775, 17776, 46205, 52122, 52123, and 52124 of, to add Sections 37611.5, 52121.5, and 52122.5 to, and to add and repeal Section 17775.5 of, the Education Code, relating to class size reduction in public elementary schools, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—74

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

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—74

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1698 (Haynes)—An act to amend Section 451.5 of the Penal Code, relating to arson.

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

Bill passed by the following vote:

AYES—71

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

NOES—1

Bowen

Bill ordered transmitted to the Senate.

CONSIDERATION OF SENATE BILL NO. 1823 BY UNANIMOUS CONSENT

Assembly Member Burton was granted unanimous consent to take up Senate Bill No. 1823, out of order.

SENATE BILL NO. 1823 (Marks)—An act to amend Sections 2340, 2341, and 2342 of, and to add Section 1805 to, the Probate Code, relating to professional fiduciaries.

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

Bill passed by the following vote:

AYES—73

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

NOES—None

Bill ordered transmitted to the Senate.

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

SENATE BILL NO. 76 (Haynes)—An act to add and repeal Section 35179.5 of Education Code, relating to school districts.

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

Bill passed by the following vote:

AYES—73

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 2067 (Haynes)—An act to add Sections 8625 and 8721 to the Family Code, relating to children.

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

The roll was opened.

Call of the Assembly

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

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

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

REQUEST FOR UNANIMOUS CONSENT

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

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

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

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

Bill passed by the following vote:

AYES—76

Ackerman	Campbell	House	Murray, Kevin
Aguiar	Cannella	Isenberg	Murray, Willard
Alby	Conroy	Kaloogian	Napolitano
Alpert	Cortese	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	Thompson
Bowler	Goldsmith	Mazzoni	Tucker
Brewer	Granlund	McPherson	Vasconcellos
Brown	Harvey	Migden	Villaraigosa
Brulte	Hauser	Miller	Weggeland
Burton	Hawkins	Morrissey	Woods
Bustamante	Hoge	Morrow	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 217 (Beverly)—An act to amend Sections 18990 and 18992 of, and to repeal and add Section 18993 of, the Government Code, relating to state employees, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—76

Ackerman	Campbell	House	Murray, Kevin
Aguiar	Cannella	Isenberg	Murray, Willard
Alby	Conroy	Kaloogian	Napolitano
Alpert	Cortese	Katz	Olberg
Archie-Hudson	Cunneen	Knight	Poohigian
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	Thompson
Bowler	Goldsmith	Mazzoni	Tucker
Brewer	Granlund	McPherson	Vasconcellos
Brown	Harvey	Migden	Villaraigosa
Brulte	Hauser	Miller	Weggeland
Burton	Hawkins	Morrissey	Woods
Bustamante	Hoge	Morrow	Mr. Speaker

NOES—None

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

AYES—76

Ackerman	Campbell	House	Murray, Kevin
Aguiar	Cannella	Isenberg	Murray, Willard
Alby	Conroy	Kaloogian	Napolitano
Alpert	Cortese	Katz	Olberg
Archie-Hudson	Cunneen	Knight	Poohigian
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	Thompson
Bowler	Goldsmith	Mazzoni	Tucker
Brewer	Granlund	McPherson	Vasconcellos
Brown	Harvey	Migden	Villaraigosa
Brulte	Hauser	Miller	Weggeland
Burton	Hawkins	Morrissey	Woods
Bustamante	Hoge	Morrow	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1516 (Solis)—An act to amend Sections 300, 317, 361, 361.2, 366.21, 366.22, and 16500 of, and to add Section 300.2 to, the Welfare and Institutions Code, relating to dependent children.

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

Bill passed by the following vote:

AYES—61

Aguiar	Campbell	Katz	Napolitano
Alby	Cannella	Knowles	Olberg
Alpert	Conroy	Knox	Poochigian
Archie-Hudson	Cortese	Kuehl	Rainey
Baca	Cunneen	Kuykendall	Rogan
Bates	Davis	Lee	Setencich
Battin	Escutia	Machado	Sweeney
Boland	Firestone	Margett	Takasugi
Bordonaro	Friedman	Martinez	Tucker
Bowen	Frusetta	Mazzoni	Vasconcellos
Bowler	Gallegos	Migden	Villaraigosa
Brewer	Goldsmith	Miller	Woods
Brown	Granlund	Morrissey	Mr. Speaker
Brulte	Hawkins	Morrow	
Burton	Hoge	Murray, Kevin	
Bustamante	Kaloogian	Murray, Willard	

NOES—13

Ackerman	Harvey	McPherson	Weggeland
Baugh	Hauser	Richter	
Ducheny	House	Speier	
Figueroa	Isenberg	Thompson	

Bill ordered transmitted to the Senate.

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 Marie Whipp, of North Hollywood.

Assembly Member Baldwin was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Charles E. Cordell, of El Cajon.

BILLS PLACED ON INACTIVE FILE

The following bills were placed upon the inactive file:

Senate Bill No. 1076, by unanimous consent;

Senate Bill No. 1515, by unanimous consent.

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

SENATE BILL NO. 1378 (Peace)—An act to amend Section 290 of the Penal Code, relating to sex offenders.

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

Bill passed by the following vote:

AYES—75

Ackerman	Campbell	House	Murray, Willard
Aguiar	Cannella	Kaloogian	Napolitano
Alby	Conroy	Katz	Olberg
Alpert	Cortese	Knight	Poochigian
Archie-Hudson	Cunneen	Knowles	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	Harvey	Miller	Weggeland
Brulte	Hauser	Morrissey	Woods
Burton	Hawkins	Morrow	Mr. Speaker
Bustamante	Hoge	Murray, Kevin	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1864 (Alquist)—An act to repeal and add Chapter 12.3 (commencing with Section 8876.1) of Division 1 of Title 2 of the Government Code, relating to seismic safety, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—74

Ackerman	Campbell	Isenberg	Murray, Willard
Aguiar	Cannella	Kaloogian	Napolitano
Alby	Conroy	Katz	Olberg
Alpert	Cortese	Knight	Poochigian
Archie-Hudson	Cunneen	Knowles	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	Harvey	Miller	Weggeland
Brulte	Hauser	Morrissey	Woods
Burton	Hawkins	Morrow	
Bustamante	Hoge	Murray, Kevin	

NOES—1

House

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

AYES—74

Ackerman	Campbell	Isenberg	Murray, Willard
Aguiar	Cannella	Kaloogian	Napolitano
Alby	Conroy	Katz	Olberg
Alpert	Cortese	Knight	Poochigian
Archie-Hudson	Cunneen	Knowles	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	Harvey	Miller	Weggeland
Brulte	Hauser	Morrissey	Woods
Burton	Hawkins	Morrow	
Bustamante	Hoge	Murray, Kevin	

NOES—1

House

Bill ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Bustamante was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Dale Alderette, of Selma.

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

SENATE BILL NO. 1502 (Kopp)—An act to amend, repeal, and add Section 1001.65 of the Penal Code, and to amend Sections 19705, 19706, 19717, and 19721 of the Revenue and Taxation Code, relating to taxation.

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

Bill passed by the following vote:

AYES—74

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1841 (Mello)—An act to amend Section 84300 of the Government Code, relating to the Political Reform Act of 1974.

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

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 11:26 a.m.

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

SENATE BILL NO. 1529 (Kopp)—An act to amend Section 160006 of the Public Utilities Code, and add Section 30922 to the Streets and Highways Code, relating to transportation.

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

Bill passed by the following vote:

AYES—74

Ackerman	Cannella	Kaloogian	Napolitano
Aguiar	Conroy	Katz	Olberg
Alpert	Cortese	Knight	Poochigian
Archie-Hudson	Cunneen	Knowles	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	Harvey	Miller	Weggeland
Brulte	Hauser	Morrissey	Woods
Burton	Hawkins	Morrow	Mr. Speaker
Bustamante	House	Murray, Kevin	
Campbell	Isenberg	Murray, Willard	

NOES—1

Hoge

Bill ordered transmitted to the Senate.

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

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

Bill passed by the following vote:

AYES—75

Ackerman	Campbell	House	Murray, Kevin
Aguiar	Cannella	Isenberg	Murray, Willard
Alby	Conroy	Kaloogian	Napolitano
Alpert	Cortese	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	Thompson
Bowler	Goldsmith	Mazzoni	Tucker
Brewer	Granlund	McPherson	Villaraigosa
Brown	Harvey	Migden	Weggeland
Brulte	Hauser	Miller	Woods
Burton	Hawkins	Morrissey	Mr. Speaker
Bustamante	Hoge	Morrow	

NOES—None

Bill ordered transmitted to the Senate.

At 11:28 a.m., Hon. James E. Rogan, 43rd District, presiding

SENATE BILL NO. 1646 (Johnson)—An act to add Section 1714.35 to the Civil Code, relating to civil liability.

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

Call of the Assembly

Pending the announcement of the vote, Assembly Member Archie-Hudson moved a call of the Assembly.

Motion carried. Time, 11:37 a.m.

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

SENATE BILL NO. 1865 (Craven)—An act to amend Section 6591 of the Government Code, relating to bonds.

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

Bill passed by the following vote:

AYES—74

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1609 (Petris)—An act to amend Sections 30, 485, 486, 489, 7317, 7330, 7335, and 7417 of, to amend and renumber Section 7431.5 of, to add Section 7412.5 to, and to repeal Sections 7302, 7311, 7312, 7314, 7314.1, 7314.2, 7320, 7322, 7373, 7384, 7390, 7391, 7392, 7393, 7394, 7395, 7396, 7397, 7398, 7399, 7403, 7412, 7420, 7431, 7436, 7437, 7437.3, and 7444 of, the Business and Professions Code, relating to barbering and cosmetology.

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

Bill passed by the following vote:

AYES—55

Alby	Cannella	Kaloogian	Napolitano
Alpert	Conroy	Knight	Olberg
Archie Hudson	Cortese	Knowles	Poochigian
Baca	Gunneen	Kuehl	Rainey
Bates	Davis	Kuykendall	Rogan
Battin	Ducheny	Lee	Seteneich
Boland	Escutia	Machado	Takasugi
Bowen	Figueroa	Margett	Tucker
Bowler	Firestone	Mazzone	Vasconcellos
Brewer	Frusetta	McPherson	Villaraigosa
Brulte	Gallegos	Migden	Wegeland
Burton	Cranlund	Miller	Woods
Bustamante	Hoge	Morrissey	Mr. Speaker
Campbell	Isenberg	Murray, Kevin	

NOES—17

Ackerman	Goldsmith	Katz	Speier
Aguilar	Harvey	Knox	Thompson
Baldwin	Hauser	Martinez	
Baugh	Hawkins	Morrow	
Bordonaro	House	Murray, Willard	

Bill ordered transmitted to the Senate.

(NOTE: Later this day, the action was rescinded whereby Senate Bill No. 1609 was passed, and whereby the bill was ordered transmitted to the Senate. See page 9023.)

SENATE BILL NO. 569 (Leonard)—An act to amend Section 17717.7 of, to add Section 17727 to, and to add Part 68 (commencing with Section 100400) to, the Education Code, to amend Sections 53080, 53080.1, 65995, 65996, and 66007 of, and to add Section 65995.4 to, the Government Code, and to repeal Section 9 of Chapter 1354 of the Statutes of 1992 and Section 2 of Chapter 333 of the Statutes of 1996, relating to governmental functions, including providing the funds necessary for public education facilities construction through the issuance and sale of bonds of the State of California and by providing for the handling and disposition of those funds, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read.

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, 11:42 a.m.

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

SENATE BILL NO. 2139 (Haynes)—An act to amend Section 14089.05 of the Welfare and Institutions Code, relating to Medi-Cal.

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

Bill passed by the following vote:

AYES—74

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1205 (Hughes)—An act to amend Section 4108 of the Food and Agricultural Code, and to amend Section 830.7 of the Penal Code, relating to fairs and expositions.

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

Bill passed by the following vote:

AYES—71

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

NOES—3

Bowen	Cunneen	Thompson
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Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 1205: Assembly Member Bowen, from "Aye" to "No".

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1748 (Committee on Housing and Land Use)—An act to amend Section 42238 of the Education Code, to amend Sections 65009, 65040.3, 65352, 65920, and 66031 of, to amend and renumber Section 65302.9 of, to add Section 66000.5 to, and to repeal Sections 65035.1 and 65907 of, the Government Code, to amend Sections 18025.5, 18035.1, 18075.5, 18117, 18304, 19825, 33021, 33320.2, 33324, 33367, 33676, and 51622 of, to repeal Section 33030.5 of, and to repeal Article 4 (commencing with Section 33250) of Chapter 3 of Part 1 of Division 24 of, the Health and Safety Code, relating to the Housing and Land Use Omnibus Act of 1996.

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

Bill passed by the following vote:

AYES—75

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

NOES—None

Bill ordered transmitted to the Senate.

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

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

Bill passed by the following vote:

AYES—57

Ackerman	Cannella	Katz	Napolitano
Aguiar	Cortese	Knox	Rainey
Alpert	Cunneen	Kuehl	Rogan
Archie-Hudson	Davis	Kuykendall	Setencich
Baca	Ducheney	Lee	Speier
Bates	Escutia	Machado	Sweeney
Battin	Figuroa	Margett	Takasugi
Baugh	Firestone	Martinez	Tucker
Boland	Friedman	Mazzoni	Vasconcellos
Bordonaro	Frusetta	McPherson	Villaraigosa
Bowen	Gallegos	Migden	Woods
Brown	Granlund	Miller	Mr. Speaker
Burton	Hauser	Morrissey	
Bustamante	Hawkins	Murray, Kevin	
Campbell	Isenberg	Murray, Willard	

NOES—14

Bowler	Goldsmith	Kaloogian	Thompson
Brewer	Harvey	Knight	Weggeland
Brulte	Hoge	Knowles	
Conroy	House	Olberg	

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 1943: Assembly Member Brulte, from "Aye" to "No".

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1391 (Johnston)—An act to amend Sections 1370 and 1370.1 of the Penal Code, and to amend Sections 4800, 4801, 6500, 6504.5, 6506, 6509, and 6513 of the Welfare and Institutions Code, relating to criminal procedure.

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

Bill passed by the following vote:

AYES—73

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1504 (Calderon)—An act to amend Section 54952 of the Government Code, relating to open meetings.

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

Call of the Assembly

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

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

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

SENATE BILL NO. 661 (Maddy)—An act to amend Sections 12718 and 12737 of the Insurance Code, relating to health insurance.

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

Bill passed by the following vote:

AYES—72

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

NOES—None

Bill ordered transmitted to the Senate.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 908, on request of Assembly Member Escutia.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 2112 (Leonard)—An act to amend Sections 33200 and 34120 of the Health and Safety Code, relating to community development.

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

Call of the Assembly

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

Motion carried. Time, 12:02 p.m.

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

SENATE BILL NO. 282 (Johannessen)—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 third time, and presented by Assembly Member House.

Bill passed by the following vote:

AYES—66

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

NOES—4

Bates	Burton	Lee	Migden
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Vote Changes

By unanimous consent, the following vote changes were permitted on Senate Bill No. 282: Assembly Members Knox and Kevin Murray, from "No" to "Aye".

Bill ordered transmitted to the Senate.

SENATE BILL NO. 980 (Solis)—An act to amend Section 18 of Chapter 204 of the Statutes of 1996, relating to postsecondary education, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—72

Ackerman	Bustamante	House	Murray, Kevin
Aguiar	Campbell	Kaloogian	Murray, Willard
Alby	Cannella	Katz	Napolitano
Alpert	Conroy	Knight	Olberg
Archie-Hudson	Cortese	Knowles	Poochigian
Baca	Cunneen	Knox	Rainey
Baldwin	Davis	Kuehl	Rogan
Bates	Ducheny	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	Harvey	Miller	Weggeland
Brulte	Hauser	Morrissey	Woods
Burton	Hoge	Morrow	Mr. Speaker

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—72

Ackerman	Bustamante	House	Murray, Kevin
Aguiar	Campbell	Kaloogian	Murray, Willard
Alby	Cannella	Katz	Napolitano
Alpert	Conroy	Knight	Olberg
Archie-Hudson	Cortese	Knowles	Poochigian
Baca	Cunneen	Knox	Rainey
Baldwin	Davis	Kuehl	Rogan
Bates	Ducheny	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	Harvey	Miller	Weggeland
Brulte	Hauser	Morrissey	Woods
Burton	Hoge	Morrow	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1162 (Leslie)—An act to add and repeal Sections 13202.3 and 14907 of the Vehicle Code, relating to vehicles, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—70

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

NOES—2

Migden	Vasconcellos
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The question being on the passage of the bill.

Bill passed by the following vote:

AYES—70

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

NOES—2

Migden Vasconcellos

Bill ordered transmitted to the Senate.

SENATE BILL NO. 398 (Dills)—An act to amend Sections 19406 and 19414 of, and to amend, add, and repeal Section 19613 of, the business and Professions Code, relating to horseracing.

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

Bill passed by the following vote:

AYES—74

Ackerman	Campbell	Isenberg	Murray, Willard
Aguiar	Cannella	Kaloogian	Napolitano
Alby	Conroy	Katz	Olberg
Alpert	Cortese	Knight	Poochigian
Archie-Hudson	Cunneen	Knowles	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	Tucker
Bowen	Gallegos	Mazzoni	Vasconcellos
Bowler	Goldsmith	McPherson	Villaraigosa
Brewer	Granlund	Migden	Weggeland
Brown	Harvey	Miller	Woods
Brulte	Hauser	Morrissey	Mr. Speaker
Burton	Hawkins	Morrow	
Bustamante	Hoge	Murray, Kevin	

NOES—2

House Thompson

Bill ordered transmitted to the Senate.

BILL RETURNED TO SENATE

Without objection, Assembly Member Margett returned Assembly Bill No. 2377 to the Senate for further action.

At 12:10 p.m., Speaker Curt Pringle, 68th District, presiding

SPECIAL CEREMONY HONORING RETIRING MEMBERS

At 12:16 p.m. a special ceremony was convened to honor Members retiring from the California State Assembly.

The following resolution was read:

House Resolution No. 57

By Assembly Member Pringle

Relative to commending the Honorable Tom Bates.

WHEREAS, The Honorable Tom Bates, the distinguished and able Assembly Member from the 14th Assembly District, is drawing to a close his tenure with the California State Assembly following 20 years of exemplary service, and it is appropriate at this time to highlight his many achievements and to commend him for his illustrious record of service to the State of California; and

WHEREAS, A native Californian, Tom Bates was born in San Diego and raised in La Habra Heights and graduated from the University of California at Berkeley, where he was a letterman in both football and rugby and a starting member of the 1959 University of California Rose Bowl team; and

WHEREAS, Prior to his election to the California State Assembly, he served four years as an Alameda County supervisor; and

WHEREAS, Assembly Member Tom Bates was first elected to the California State Assembly in 1976 as the representative of the 14th Assembly District, which includes Albany, Berkeley, El Cerrito, El Sobrante, Emeryville, Kensington, Richmond, San Pablo, and parts of Oakland, and he was reelected to a 10th term in 1994; and

WHEREAS, He has served the Assembly admirably as a member of the Committees on Appropriations, Budget, Consumer Protection, Governmental Efficiency and Economic Development, Human Services, Insurance, Education, and Agriculture, as Vice Chair of the Committee on Human Services, and as a member of the Budget, Consumer Protection, Appropriations, and Natural Resources Committees and the Select Committees on California's Children and Defense Conversion, and he is the senior Democratic member on welfare reform issues; and

WHEREAS, He has served with distinction as Co-Chair of the Legislative Task Force on the Changing Family, the first legislative body of its kind in the nation to address family policy issues, and he was Co-Chair of the Welfare Reform Committee of the National Conference of State Legislatures; and

WHEREAS, During his distinguished tenure with the California State Assembly, he has carried important legislation in the areas of mental health, child care, senior health care, urban creek restoration, campaign financing, micro-breweries, fire prevention, parks development, San Francisco Bay and coastal protection, welfare reform, education, and housing, and he has personally authored 214 bills that have been signed into law, including the establishment of the Eastshore State Park, the Bay Area's premier urban shoreline park; and

WHEREAS, Assembly Member Bates is the Founding Chairperson of the East Bay Public Safety Corridor partnership, an innovative collaboration involving Alameda and Contra Costa Counties and

nearly three dozen cities and school districts working together to prevent crime and violence; and

WHEREAS, He is the father of two sons, Casey and Jon, and is married to Loni Hancock; and

WHEREAS, Through his professional, public, and community activities, he has made a significant impact on the people of the 14th 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 Tom Bates, 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 Tom Bates.

House Resolution No. 57 Taken Up by Unanimous Consent

Assembly Member Campbell was granted unanimous consent to take up House Resolution No. 57, without reference to committee or file.

HOUSE RESOLUTION NO. 57—Relative to commending the Honorable Tom Bates.

Resolution read, and adopted unanimously.

Best Wishes Expressed

Speaker Pringle appointed Assembly Member Campbell to escort Assembly Member Bates 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 Tom Bates then addressed the assemblage.

* * *

House Resolution No. 63

By Assembly Member Pringle

Relative to commending the Honorable Barbara Friedman.

WHEREAS, The Honorable Barbara Friedman, the distinguished and able Assembly Member from the 40th Assembly District, is drawing to a close her tenure with the California State Assembly following more than five years of exemplary service, and it is appropriate at this time to highlight the many achievements of her illustrious tenure and to extend to her the highest commendations; and

WHEREAS, Barbara Friedman was first elected to the California State Assembly in a special election on July 31, 1991, and has represented the 40th Assembly District, which includes Van Nuys and portions of Canoga Park, Encino, North Hollywood, Northridge, Panorama City, Reseda, Sherman Oaks, Studio City, and Sun Valley; and

WHEREAS, During her service in the California State Legislature she has achieved particular success as to issues concerning health,

women, and children, including passage of landmark breast cancer legislation that created a statewide research and early detection program and established the most far-reaching breast cancer program ever launched by a state, financed by the first cigarette tax to pass the Legislature in 27 years; and

WHEREAS, In the 1995–96 Regular Session of the Legislature, Assembly Member Friedman carried legislation seeking to establish a state committee to study the feasibility of publishing five-year survival rates for breast and prostate cancer patients under the care of a health maintenance organization (HMO), authored a bill prohibiting various bonus compensation payments to HMO utilization reviewers for denial of care, and introduced legislation to require HMOs to provide independent experts to review denials of care to terminally ill patients; and

WHEREAS, She authored the Battered Women Support Act of 1994, the most significant domestic violence measure in California's history and, in 1995, she succeeded in procuring the enactment of legislation to require alternative schooling for students expelled from school; and

WHEREAS, Assembly Member Friedman has distinguished herself through her legislative tenure, as Vice Chair of the Assembly Health Committee, as Chair of the Assembly Select Committee on California's Health Care Safety Net, as Chair of the former Ways and Means Subcommittee on Health and Human Services, and as a member of the Committees on Insurance, Banking and Finance, Appropriations, and Agriculture; and

WHEREAS, She has demonstrated a longtime commitment to the community and public service, in that, prior to her election to the California State Assembly, she served as Chief Deputy to Los Angeles City Controller Rick Tuttle and as Chief of Staff for Assembly Member Burt Margolin, and was a community organizer in Arkansas and Texas, assisting low- and moderate-income families to gain access to health care programs and government services; and

WHEREAS, Assembly Member Friedman was raised in Los Angeles and graduated from the University of California at Berkeley with a Bachelor of Arts degree in history; and

WHEREAS, Through her professional, public, and community activities, she has made a significant impact on the people of the 40th Assembly District and the State of California, and 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 take great pride in honoring Assembly Member Barbara Friedman for her outstanding service to the people of the 40th Assembly District and the people of California during her tenure as a Member of the Legislature, and extend to her heartiest best wishes for happiness and success in her 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 Barbara Friedman.

House Resolution No. 63 Taken Up by Unanimous Consent

Assembly Member Alpert was granted unanimous consent to take up House Resolution No. 63, without reference to committee or file.

HOUSE RESOLUTION NO. 63—Relative to commending the Honorable Barbara Friedman.

Resolution read, and adopted unanimously.

Best Wishes Expressed

Speaker Pringle appointed Assembly Member Alpert to escort Assembly Member Friedman 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 Barbara Friedman then addressed the assemblage.

* * *

House Resolution No. 79

By Assembly Member Pringle

Relative to commending the Honorable Dominic L. Cortese.

WHEREAS, Assembly Member Dominic L. Cortese 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, Dominic L. Cortese was born in San Jose and has been a resident of the Evergreen area for the past 20 years; and

WHEREAS, He graduated from Bellarmine College Preparatory in 1950 and received his Bachelor of Science degree in political science from the University of Santa Clara in 1954; and

WHEREAS, He served his country with distinction from 1954 to 1956 as a First Lieutenant in the United States Army; and

WHEREAS, Long active in the community affairs of his district, he was a member of the Santa Clara County Board of Supervisors for 12 years and served as the board's chairperson for 3 years; he also provided outstanding leadership as Chairperson of the Santa Clara County Transit District, the Regional Criminal Justice Planning Board, and the Santa Clara County Local Agency Formation Commission, and was Chairperson of the Executive Board of the California Association of LAFCO's from April 1972 until November 1973; and

WHEREAS, Assembly Member Dominic Cortese was first elected to the California State Assembly in 1980 to represent the 24th Assembly District; due to redistricting, he currently represents the new 23rd Assembly District which encompasses downtown San Jose, including the Guadalupe River Park, Lake Cunningham Park, the Civic Center, San Jose State University, and the Santa Clara County Fairgrounds; and

WHEREAS, He has served the Assembly admirably as Chair of the Water, Parks and Wildlife Committee and as a member of the Agriculture, Elections, Reapportionment and Constitutional Amendments, Governmental Organization, Public Employees, Retirement and Social Security, and Utilities and Commerce

Committees, and the Select Committee on California Wine Production and Economy; and

WHEREAS, While he has introduced, coauthored, and supported legislation on numerous issues of importance to his district, he is renowned for his authorship of legislation creating the Santa Clara County Transit District and the County Commissions on Drug Abuse, Alcoholism, Consumer Affairs, the Status of Women, and Human Relations, and the Mobilehome Owners Task Force; and

WHEREAS, Assembly Member Cortese has been the recipient of numerous awards, honors, and special recognitions, including the El Matador Fellowship Award, which is the highest award bestowed by the California Contract Cities Association, the First Legislative Merit Award from the Association of California Water Agencies, the Commitment to Children Award from the Association for the Education of Young Children, and the Legislator of the Year award from numerous organizations; in 1995 he received the Legislator of the Year Award from the California Park and Recreation Society, becoming the only legislator to have received this distinction twice, and he was also a 1995 Honorary Member of the California Aquaculture Association; and

WHEREAS, A public-spirited and civic-minded citizen, he has provided dynamic leadership as a member of the Civic Club of San Jose, the American Legion Post 250, the Benevolent and Protective Order of Elks Lodge 522, and the Italian American Heritage Foundation; and

WHEREAS, Through his professional, public, and community activities, he has made a significant impact on the people of the 23rd 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 Dominic L. Cortese, 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 Dominic L. Cortese.

House Resolution No. 79 Taken Up by Unanimous Consent

House Resolution No. 79 was taken up, without reference to committee or file.

HOUSE RESOLUTION NO. 79—Relative to commending the Honorable Dominic L. Cortese.

Resolution read, and adopted unanimously.

Farewell Remarks

Assembly Member Cortese was escorted to the Rostrum by Assembly Members Rogan and Cannella whereupon he addressed the assemblage expressing his gratitude to his constituents and colleagues and his pleasure in having served in the California State Assembly.

Best Wishes Expressed

Speaker Pringle presented a resolution to Assembly Member Cortese expressing the best wishes of all Members of the Assembly as he departs the California State Assembly.

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

SENATE BILL NO. 2091 (Beverly)—An act to amend Section 2938 of the Civil Code, to amend Section 2101 of the Code of Civil Procedure, to amend Sections 9104, 9105, 9402, 9403, and 9407 of, and to add Division 17 (commencing with Section 17101) to, the Commercial Code, and to amend Section 129052 of the Health and Safety Code, relating to commercial law.

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

Bill passed by the following vote:

AYES—73

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 2161 (Leslie)—An act to amend Section 290.5 of the Penal Code, and to add Section 6600.1 to the Welfare and Institutions Code, relating to sex offenders.

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

Bill passed by the following vote:

AYES—69

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

**NOES—None
Vote Changes**

By unanimous consent, the following vote change was permitted on Senate Bill No. 2161: Assembly Member Migden, from "Aye" to "Not Voting".

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1583 (Calderon)—An act to add Chapter 10 (commencing with Section 249) to Title 8 of Part 1 of the Penal Code, relating to defamation.

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

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 1:35 p.m.

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

REQUEST FOR UNANIMOUS CONSENT

Assembly Member House was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Frank A. Lopes, Jr., of Twain Harte.

ACTION RESCINDED ON SENATE BILL NO. 1609

Assembly Member Firestone was granted unanimous consent to rescind the action whereby the Assembly, earlier this day (Assembly Journal, page 9009), passed Senate Bill No. 1609, and whereby the bill was ordered transmitted to the Senate.

Consideration of Senate Bill No. 1609 by Unanimous Consent

Assembly Member Firestone was granted unanimous consent to take up Senate Bill No. 1609, without reference to file, for purpose of consideration.

SENATE BILL NO. 1609 (Petris)—An act to amend Sections 30, 485, 486, 489, 7317, 7330, 7335, and 7417 of, to amend and renumber Section 7431.5 of, to add Section 7412.5 to, and to repeal Sections 7302, 7311, 7312, 7314, 7314.1, 7314.2, 7320, 7322, 7373, 7384, 7390, 7391, 7392, 7393, 7394, 7395, 7396, 7397, 7398, 7399, 7403, 7412, 7420, 7431, 7436, 7437, 7437.3, and 7444 of, the Business and Professions Code, relating to barbering and cosmetology.

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

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 1:46 p.m.

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

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

Upon request of Assembly Member Baldwin, pursuant to Assembly Rule 77.2, the Speaker re-referred Assembly Bill No. 1513 to the Committee on Education.

SPECIAL COMMITTEE MEETINGS

Assembly Member Baldwin was granted unanimous consent that the Committee on Education be permitted to hold a special meeting today, at 2 p.m., in Room 4202, and that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 1513 for hearing.

MESSAGES FROM THE SENATE

Senate Chamber, August 30, 1996

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

Assembly Bill No. 1184

And respectfully requests the Assembly to concur in said amendments.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bill ordered to unfinished business file.

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

Upon request of Assembly Member Granlund, pursuant to Assembly Rule 77.2, the Speaker re-referred Assembly Bill No. 1184 to the Committee on Health.

SPECIAL COMMITTEE MEETINGS

Assembly Member Granlund was granted unanimous consent that the Committee on Health be permitted to hold a special meeting today, at 2:15 p.m., in Room 4202, and that Joint Rule 62(a) be waived for the purpose of setting Assembly Bills Nos. 161, 1841, 3109, and 1184 for hearing.

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

Upon request of Assembly Member Bowler, pursuant to Assembly Rule 77.2, the Speaker re-referred Assembly Bill No. 2852 to the Committee on Transportation.

SPECIAL COMMITTEE MEETINGS

Assembly Member Bowler was granted unanimous consent that the Committee on Transportation be permitted to hold a special meeting today, at 2 p.m., in the Tom Bane Rules Committee Room, and that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 2852 for hearing.

COMMITTEE MEETING ANNOUNCEMENTS

Speaker Pringle announced that the Committee on Local Government would meet at 2 p.m. today, upon recess of Floor session; and that the Committee on Education would meet today at 2 p.m., in Room 4202.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 858**

At 1:49 p.m., on motion of Assembly Member Margett, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

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

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

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

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 752**

At 1:50 p.m., on motion of Assembly Member Knight, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

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

Motion carried. Time, 1:50 p.m.

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

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 2067**

At 1:51 p.m., on motion of Assembly Member Brewer, 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 Kuehl moved to continue the call of the Assembly.

Motion carried. Time, 1:51 p.m.

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

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 1841**

At 1:51 p.m., on motion of Assembly Member Brewer, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 1841 passed by the following vote:

AYES—62

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

NOES—7

Ackerman	Baugh	Knight	Thompson
Baldwin	Boland	Morrow	

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 1646**

At 1:52 p.m., on motion of Assembly Member Archie-Hudson, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 1646 passed by the following vote:

AYES—44

Ackerman	Brulte	Hoge	Murray, Willard
Aguiar	Conroy	House	Olberg
Alby	Cortese	Kaloogian	Poochigian
Baldwin	Cunneen	Knight	Rainey
Battin	Firestone	Knowles	Richter
Baugh	Frusetta	Kuykendall	Rogan
Boland	Goldsmith	Margett	Takasugi
Bordonaro	Granlund	McPherson	Thompson
Bowen	Harvey	Miller	Weggeland
Bowler	Hauser	Morrissey	Woods
Brewer	Hawkins	Morrow	Mr. Speaker

NOES—30

Alpert	Cannella	Katz	Napolitano
Archie-Hudson	Davis	Knox	Speier
Baca	Ducheny	Kuehl	Sweeney
Bates	Escutia	Lee	Tucker
Brown	Figueroa	Martinez	Vasconcellos
Burton	Friedman	Mazzoni	Villaraigosa
Bustamante	Callegos	Migden	
Campbell	Isenberg	Murray, Kevin	

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY
CLAUSE TO SENATE BILL NO. 569**

At 1:52 p.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 Thompson moved to continue the call of the Assembly.

Motion carried. Time, 1:52 p.m.

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

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 1504**

At 1:53 p.m., on motion of Assembly Member Hawkins, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 1504 passed by the following vote:

AYES—51

Ackerman	Bustamante	Hoge	Murray, Willard
Aguiar	Conroy	House	Olberg
Alby	Cortese	Kaloogian	Poochigian
Alpert	Cunneen	Knight	Rainey
Baca	Davis	Knowles	Richter
Baldwin	Firestone	Kuykendall	Rogan
Battin	Frusetta	Margett	Setencich
Baugh	Callegos	Martinez	Takasugi
Boland	Goldsmith	Mazzoni	Thompson
Bordonaro	Granlund	McPherson	Weggeland
Bowler	Harvey	Miller	Woods
Brewer	Hauser	Morrissey	Mr. Speaker
Brulte	Hawkins	Morrow	

NOES—22

Archie-Hudson	Cannella	Katz	Speier
Bates	Ducheny	Knox	Sweeney
Bowen	Escutia	Kuehl	Vasconcellos
Brown	Figueroa	Lee	Villaraigosa
Burton	Friedman	Migden	
Campbell	Isenberg	Murray, Kevin	

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 1504: Assembly Member Mazzoni, from "No" to "Aye".

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 2112**

At 1:53 p.m., on motion of Assembly Member Brulte, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

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

Motion carried. Time, 1:53 p.m.

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

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 1583**

At 1:54 p.m., on motion of Assembly Member Morrow, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

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

Motion carried. Time, 1:54 p.m.

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

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 1609**

At 1:54 p.m., on motion of Assembly Member Firestone, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Record Expunged and Action Rescinded on Senate Bill No. 1609

Assembly Member Burton was granted unanimous consent that the record be expunged and the action rescinded whereby a roll call vote was taken on this day on Senate Bill No. 1609, and that the bill be placed upon the inactive file.

COMMUNICATIONS

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

August 31, 1996

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

Dear Mr. Wilson: Please be advised that Assembly Member Migden is temporarily appointed to the Health Committee, replacing Assembly Member Burton, for the purpose of today's hearing.

Sincerely,

CURT PRINGLE
Speaker of the Assembly

RECESS

By unanimous consent, at 1:55 p.m., Speaker Pringle declared the Assembly recessed.

REASSEMBLED

At 3:45 p.m., the Assembly reconvened.

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

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 31, 1996

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

- | | |
|------------------------|------------------------|
| Assembly Bill No. 444 | Assembly Bill No. 2221 |
| Assembly Bill No. 573 | Assembly Bill No. 2432 |
| Assembly Bill No. 588 | Assembly Bill No. 2564 |
| Assembly Bill No. 622 | Assembly Bill No. 2588 |
| Assembly Bill No. 1077 | Assembly Bill No. 2599 |
| Assembly Bill No. 1137 | Assembly Bill No. 2827 |
| Assembly Bill No. 1751 | Assembly Bill No. 3106 |
| Assembly Bill No. 1941 | Assembly Bill No. 3145 |
| Assembly Bill No. 1999 | Assembly Bill No. 3263 |
| Assembly Bill No. 2135 | |

And reports the same correctly enrolled, and presented to the Governor at 2 p.m., August 31, 1996.

E. DOTSON WILSON, Chief Clerk

REPORTS OF STANDING COMMITTEES

Committee on Transportation

Date of Hearing: August 31, 1996

Mr. Speaker: Your Committee on Transportation reports:

Assembly Bill No. 2852

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

BOWLER, Chairman

Above bill ordered to unfinished business.

Committee on Health

Date of Hearing: August 31, 1996

Mr. Speaker: Your Committee on Health reports:

Assembly Bill No. 1184

Assembly Bill No. 3109

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

GRANLUND, Chairman

Above bills ordered to unfinished business.

Date of Hearing: August 31, 1996

Mr. Speaker: Your Committee on Health reports:

Assembly Bill No. 161

With the recommendation: Be concurred in, and be re-referred to the Committee on Appropriations.

GRANLUND, Chairman

Above bill re-referred to the Committee on Appropriations.

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

ASSEMBLY BILL NO. 2294 (Sweeney)—An act to amend Section 3058.6 of the Penal Code, relating to parole.

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

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

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 3:46 p.m.

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

**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. 575 and 484, ordered to third reading.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 2294**

At 3:46 p.m., on motion of Assembly Member Sweeney, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly concurred in Senate amendments to Assembly Bill No. 2294 by the following vote:

AYES—65

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

NOES—None

Above bill ordered enrolled.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 644, on request of Assembly Member Richter.

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

ASSEMBLY BILL NO. 2848 (Speier)—An act to add and repeal Section 11160.1 of the Penal Code, relating to abuse reporting.

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

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

NOES—2

Ackerman Thompson

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2452 (Hauser)—An act to amend Sections 8276, 8279.1, and 8834.5 of, and to add Section 8279.2 to, the Fish and Game Code, relating to Dungeness crab.

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

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

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 3:51 p.m.

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

ASSEMBLY BILL NO. 2344 (Woods)—An act to amend Section 2985.71 of the Civil Code, relating to vehicle leases.

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
Alby	Conroy	Kaloogian	Napolitano
Alpert	Cortese	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	Takasugi
Boland	Friedman	Machado	Thompson
Bordonaro	Frusetta	Margett	Tucker
Bowen	Callegos	Martinez	Vasconcellos
Bowler	Goldsmith	Mazzoni	Villaraigosa
Brewer	Granlund	McPherson	Weggeland
Brown	Harvey	Migden	Woods
Brulte	Hauser	Miller	Mr. Speaker
Burton	Hawkins	Morrissey	
Bustamante	Hoge	Morrow	

NOES—1

Speier

Above bill ordered enrolled.

ASSEMBLY BILL NO. 857 (Woods)—An act to amend Section 15660 of the Welfare and Institutions Code, relating to public social 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—67

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

NOES—3

Bowen Bustamante Escutia

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2902 (Vasconcellos)—An act to add Section 48054 to the Education Code, relating to pupils.

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—72

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 616 (Morrow)—An act relating to fire safety, 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—70

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

NOES—1

Thompson

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1947 (Battin)—An act to add Chapter 6.12 (commencing with Section 25405) to Division 20 of the Health and Safety Code, relating to hazardous materials.

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	Campbell	House	Napolitano
Aguiar	Cannella	Kaloogian	Olberg
Alby	Conroy	Knight	Poochigian
Alpert	Cortese	Knowles	Rainey
Baca	Cunneen	Knox	Rogan
Baldwin	Davis	Kuehl	Setencich
Battin	Escutia	Kuykendall	Speier
Baugh	Figueroa	Lee	Sweeney
Boland	Firestone	Machado	Takasugi
Bordonaro	Friedman	Margett	Thompson
Bowler	Frusetta	McPherson	Vasconcellos
Brewer	Goldsmith	Migden	Weggeland
Brown	Granlund	Miller	Woods
Brulte	Harvey	Morrissey	Mr. Speaker
Burton	Hawkins	Morrow	
Bustamante	Hoge	Murray, Kevin	

NOES—6

Bowen	Martinez	Murray, Willard
Hauser	Mazzoni	Villaraigosa

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2367 (Morrow)—An act to amend Section 426, and to add Sections 11704.5 and 11704.7 to, 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—73

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

NOES—2

Martinez Thompson

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1987 (Miller)—An act to amend Section 6106.7 of, and to add Chapter 2.5 (commencing with Section 18895) to Division 8 of, the Business and Professions Code, and to amend Section 1519 of, to add Section 1550 to, to repeal Sections 1510, 1511, 1512, 1513, 1514, 1515, 1515.5, 1516, 1517, 1518, 1521, 1523, 1524, 1525, 1526, 1527, 1528, 1530, 1530.5, 1531, 1531.5, 1532, 1533, 1535, 1535.5, 1535.7, 1536, 1537, 1538, 1539, 1540, 1543, 1544, and 1546 of, and to repeal Chapter 1 (commencing with Section 1500) of Part 6 of Division 2 of, the Labor Code, relating to athlete agents.

Bill presented by Assembly Member Granlund.

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 Assembly amendments by the following vote:

AYES—68

Ackerman	Bustamante	Hawkins	Morrissey
Aguiar	Cannella	Hoge	Morrow
Alby	Conroy	House	Napolitano
Alpert	Cortese	Isenberg	Olberg
Archie-Hudson	Cunneen	Kalooogian	Poochigian
Baca	Davis	Knight	Rainey
Baldwin	Ducheny	Knowles	Richter
Battin	Escutia	Kuehl	Rogan
Baugh	Figueroa	Kuykendall	Setencich
Boland	Firestone	Lee	Speier
Bordonaro	Friedman	Machado	Sweeney
Bowen	Frusetta	Margett	Takasugi
Bowler	Callegos	Martinez	Tucker
Brewer	Goldsmith	Mazzoni	Villaraigosa
Brown	Granlund	McPherson	Weggeland
Brulte	Harvey	Migden	Woods
Burton	Hauser	Miller	Mr. Speaker

NOES—3

Knox	Murray, Kevin	Murray, Willard
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Above bill ordered enrolled.

ASSEMBLY BILL NO. 2338 (Rainey)—An act to amend Section 1250.8 of the Health and Safety Code, relating to health 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.

Call of the Assembly

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

Motion carried. Time, 4:03 p.m.

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

ASSEMBLY BILL NO. 924 (Rainey)—An act to add Section 40930 to the Health and Safety Code, relating to air pollution.

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

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

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 4:05 p.m.

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

ASSEMBLY BILL NO. 2577 (Bordonaro)—An act to amend Section 16946 of the Welfare and Institutions Code, relating to public social 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—70

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

NOES—1

Martinez

Above bill ordered enrolled.

ASSEMBLY BILL NO. 764 (Baca)—An act to add and repeal Chapter 2.6 (commencing with Section 1000.10) of Title 6 of Part 2 of the Penal Code, relating to controlled substances, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

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

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 4:11 p.m.

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

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

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

Legislative Intent—Assembly Bill No. 2263

August 31, 1996

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

RE: Legislative intent of AB 2263

Dear Speaker Pringle: This letter seeks to clarify the intent and effect of the provisions of Assembly Bill 2263. There is currently no law that regulates the collection of an application screening fee by landlords from prospective tenants who apply to rent residential property. With no regulation, it is a common practice within the rental housing industry for landlords to collect an application screening fee from prospective tenants, otherwise known as applicants, to cover the costs of assembling and evaluation credit information on those applicants.

While most rental property owners have legally and fairly requested an application screening fee from applicants, unfortunately there have been some isolated instances of abuses by unscrupulous rental owners who have collected from applicants unreasonably large fees just for the privilege of applying to rent a unit, sometimes when *no* rental unit is available.

Under current law, Civil Code Section 1950.5 regulates the collection of fees by a landlord from a "tenant". However, current law does not apply to the application process and it does not protect applicants who have yet to enter into a rental agreement with a landlord for the use of the residential rental property.

I introduced AB 2263 to assure that applicants will not be charged unreasonable fees. It clarifies and defines the amount that a rental property owner can ask an applicant to pay, and in some cases, it requires owners to return the fee to the applicant.

Respectfully submitted,

KEVIN G. MURRAY, Assembly Member
Forty-seventh District

At 4:10 p.m., Speaker Curt Pringle, 68th District, presiding**CONSIDERATION OF DAILY FILE (RESUMED)****UNFINISHED BUSINESS (RESUMED)****CONSIDERATION OF SENATE AMENDMENTS**

ASSEMBLY BILL NO. 2333 (Bates)—An act to add Section 15100.5 to the Education Code, relating to school bonds, and declaring the urgency thereof, to take effect immediately.

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

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—73

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

NOES—None

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

AYES—73

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

NOES—None

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 858**

At 4:13 p.m., on motion of Assembly Member Thompson, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 858 refused passage by the following vote:

AYES—42

Ackerman	Brewer	Hawkins	Olberg
Aguiar	Brulte	Hoge	Poochigian
Alby	Cannella	House	Rogan
Alpert	Conroy	Kaloogian	Setencich
Baca	Cortese	Knight	Takasugi
Baldwin	Firestone	Kuykendall	Thompson
Battin	Frusetta	Lee	Weggeland
Baugh	Goldsmith	Margett	Woods
Boland	Granlund	Miller	Mr. Speaker
Bordonaro	Harvey	Morrissey	
Bowler	Hauser	Morrow	

NOES—21

Archie-Hudson	Davis	Kuehl	Speier
Bates	Ducheny	Martinez	Tucker
Brown	Figueroa	Migden	Villaraigosa
Burton	Friedman	Murray, Kevin	
Bustamante	Isenberg	Murray, Willard	
Cunneen	Knox	Richter	

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 752**

At 4:15 p.m., on motion of Assembly Member Rogan, 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 Rogan moved to continue the call of the Assembly.

Motion carried. Time, 4:15 p.m.

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

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 2067**

At 4:15 p.m., on motion of Assembly Member Kuehl, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 2067 passed by the following vote:

AYES—43

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

NOES—30

Archie-Hudson	Davis	Knox	Setencich
Baca	Escutia	Kuehl	Speier
Bates	Figueroa	Lee	Sweeney
Brown	Friedman	Martinez	Tucker
Burton	Gallegos	Mazzoni	Vasconcellos
Bustamante	Hauser	Migden	Villaraigosa
Campbell	Isenberg	Murray, Kevin	
Cannella	Katz	Napolitano	

Vote Changes

By unanimous consent, the following vote changes were permitted on Senate Bill No. 2067: Assembly Member Alpert, from “No” to “Aye”; Assembly Member Ducheny, from “No” to “Not Voting”.

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY
CLAUSE TO SENATE BILL NO. 569**

At 4:16 p.m., on motion of Assembly Member Thompson, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

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

Motion carried. Time, 4:16 p.m.

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

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 2112**

At 4:16 p.m., on motion of Assembly Member Thompson, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

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

Motion carried. Time, 4:16 p.m.

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

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 1583**

At 4:16 p.m., on motion of Assembly Member Thompson, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 1583 refused passage by the following vote:

AYES—25

Ackerman	Cortese	House	Morrow
Battin	Firestone	Kaloogian	Napolitano
Baugh	Gallegos	Knight	Thompson
Bordonaro	Granlund	Margett	Mr. Speaker
Bowler	Harvey	Martinez	
Brewer	Hawkins	Miller	
Conroy	Hoge	Morrissey	

NOES—45

Aguiar	Campbell	Katz	Richter
Alby	Cannella	Knox	Setencich
Alpert	Cunneen	Kuehl	Speier
Archie-Hudson	Davis	Kuykendall	Sweeney
Baca	Ducheny	Lee	Takasugi
Baldwin	Escutia	Mazzoni	Vasconcellos
Bates	Figuroa	McPherson	Villaraigosa
Bowen	Friedman	Migden	Weggeland
Brown	Frusetta	Murray, Kevin	Woods
Brulte	Goldsmith	Murray, Willard	
Burton	Hauser	Olberg	
Bustamante	Isenberg	Poochigian	

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 1720 (Hannigan)—An act to amend Section 14070.6 of, to amend and renumber Section 14074.6 of, and to add a heading to Article 5.2 (commencing with Section 14072) of Chapter 1 of Part 5 of Division 3 of Title 2 of, the Government Code, relating to transportation and declaring the urgency thereof, to take effect immediately.

Bill presented by Assembly Member Sweeney.

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—73

Ackerman	Cannella	Isenberg	Napolitano
Aguiar	Conroy	Kaloogian	Olberg
Alby	Cortese	Katz	Poochigian
Alpert	Cunneen	Knowles	Rainey
Archie-Hudson	Davis	Knox	Richter
Baca	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	Harvey	Miller	Weggeland
Brulte	Hauser	Morrissey	Mr. Speaker
Burton	Hawkins	Morrow	
Bustamante	Hoge	Murray, Kevin	
Campbell	House	Murray, Willard	

NOES—None

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

AYES—73

Ackerman	Cannella	Isenberg	Napolitano
Aguiar	Conroy	Kaloogian	Olberg
Alby	Cortese	Katz	Poochigian
Alpert	Cunneen	Knowles	Rainey
Archie-Hudson	Davis	Knox	Richter
Baca	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	Harvey	Miller	Weggeland
Brulte	Hauser	Morrissey	Mr. Speaker
Burton	Hawkins	Morrow	
Bustamante	Hoge	Murray, Kevin	
Campbell	House	Murray, Willard	

NOES—None

Above bill ordered enrolled.

At 4:20 p.m., Speaker pro Tempore Fred Aguiar, 61st District, presiding

MOTION TO RESCIND ACTION

Assembly Member Katz moved that the action be rescinded whereby on August 30, 1996 (Assembly Journal, page 8804), Assembly Bill No. 1841 was re-referred to the Committee on Health.

Assembly Member Bustamante seconded the motion.

Motion lost by the following vote:

AYES—37

Alpert	Cortese	Katz	Napolitano
Archie-Hudson	Davis	Knox	Setencich
Baca	Ducheny	Kuehl	Speier
Bates	Escutia	Lee	Sweeney
Bowen	Figueroa	Machado	Tucker
Brown	Friedman	Martinez	Vasconcellos
Burton	Frusetta	Mazzoni	Villaraigosa
Bustamante	Gallegos	Migden	
Campbell	Hauser	Murray, Kevin	
Cannella	Isenberg	Murray, Willard	

NOES—1

Ackerman

Objection to Vote Adds

Assembly Member Katz withheld unanimous consent on any requests for vote adds or vote changes on the roll call vote taken on this day on the motion to rescind action as it relates to Assembly Bill No. 1841.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 2525 (Miller)—An act to amend Sections 40709.6, 40918, 40919, and 40925.5 of, and to add Section 42301.2 to, the health and Safety Code, relating to air resources.

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—52

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

NOES—21

Archie-Hudson	Davis	Lee	Sweeney
Bates	Ducheny	Martinez	Vasconcellos
Brown	Figueroa	Mazzoni	Villaraigosa
Burton	Friedman	Migden	
Bustamante	Gallegos	Napolitano	
Campbell	Kuehl	Speier	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 3136 (Miller)—An act to amend Section 12072 of the Penal Code, relating to firearms.

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

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

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

AYES—72

Ackerman	Bustamante	Hoge	Murray, Willard
Aguiar	Cannella	House	Napolitano
Alby	Conroy	Isenberg	Olberg
Alpert	Cortese	Kaloogian	Poochigian
Archie-Hudson	Cunneen	Katz	Rainey
Baca	Davis	Knowles	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	Miller	Villaraigosa
Brown	Harvey	Morrissey	Weggeland
Brulte	Hauser	Morrow	Woods
Burton	Hawkins	Murray, Kevin	Mr. Speaker

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 195 (Morrow)—An act to amend Sections 190.6, 190.7, 190.8, 190.9, and 1240.1 of the Penal Code, relating to criminal procedure.

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

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

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

AYES—67

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

NOES—7

Bates	Campbell	Lee	Villaraigosa
Burton	Friedman	Migden	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2738 (Kevin Murray)—An act to amend Sections 44010 and 44237 of, and to add Section 44020 to, the Education Code, relating to education.

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	Cortese	House	Murray, Willard
Alpert	Cunneen	Isenberg	Napolitano
Archie-Hudson	Davis	Kaloogian	Poochigian
Baca	Ducheny	Knox	Rainey
Baldwin	Figueroa	Kuehl	Richter
Battin	Firestone	Kuykendall	Rogan
Boland	Friedman	Lee	Setencich
Bordonaro	Frusetta	Machado	Speier
Bowen	Gallegos	Margett	Sweeney
Brewer	Goldsmith	Martinez	Takasugi
Brown	Granlund	McPherson	Tucker
Brulte	Harvey	Miller	Vasconcellos
Bustamante	Hauser	Morrissey	Villaraigosa
Cannella	Hawkins	Morrow	Weggeland
Conroy	Hoge	Murray, Kevin	Woods

NOES—7

Ackerman	Burton	Migden	Thompson
Baugh	Mazzoni	Olberg	

Vote Changes

By unanimous consent, the following vote changes were permitted on concurrence in Senate amendments to Assembly Bill No. 2738: Assembly Member Knowles and Mr. Speaker, from "Aye" to "Not Voting".

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1767 (Margett)—An act to amend Section 19116 of the Education Code, relating to libraries.

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	Kaloogian	Olberg
Aguiar	Cunneen	Knight	Poochigian
Alby	Davis	Knowles	Rainey
Alpert	Ducheny	Kuehl	Richter
Baldwin	Figueroa	Kuykendall	Rogan
Battin	Firestone	Lee	Setencich
Baugh	Frusetta	Margett	Speier
Boland	Gallegos	Mazzoni	Sweeney
Bordonaro	Goldsmith	McPherson	Takasugi
Bowen	Granlund	Migden	Thompson
Bowler	Harvey	Miller	Tucker
Brewer	Hauser	Morrissey	Vasconcellos
Brown	Hawkins	Morrow	Weggeland
Brulte	Hoge	Murray, Kevin	Woods
Cannella	House	Murray, Willard	Mr. Speaker
Conroy	Isenberg	Napolitano	

NOES—9

Archie-Hudson	Burton	Friedman
Baca	Bustamante	Martinez
Bates	Escutia	Villaraigosa

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2008 (Kevin Murray)—An act to amend Sections 15401, 15402, 15403, 15420, 15421, 15425, and 27707.1 of, to add Sections 15421.5 and 68804 to, and to repeal Section 15422 of, the Government Code, and to amend Sections 1026.5 and 1240 of the Penal Code, relating to the State Public Defender, 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	Conroy	Kaloogian	Poochigian
Aguiar	Cortese	Knowles	Rainey
Alby	Cunneen	Knox	Richter
Alpert	Davis	Kuehl	Rogan
Baca	Escutia	Kuykendall	Setencich
Baldwin	Figuroa	Machado	Speier
Battin	Firestone	Margett	Sweeney
Baugh	Frusetta	Martinez	Takasugi
Boland	Gallegos	Mazzoni	Thompson
Bordonaro	Goldsmith	McPherson	Tucker
Bowen	Granlund	Miller	Villaraigosa
Bowler	Harvey	Morrissey	Weggeland
Brewer	Hauser	Morrow	Woods
Brown	Hawkins	Murray, Kevin	Mr. Speaker
Brulte	Hoge	Murray, Willard	
Bustamante	House	Napolitano	
Cannella	Isenberg	Olberg	

NOES—3

Burton	Lee	Migden
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Above bill ordered enrolled.

At 4:42 p.m., Hon. James E. Rogan, 43rd District, presiding

ASSEMBLY BILL NO. 2286 (Boland)—An act to amend Sections 4456 and 4456.1 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—73

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

NOES—1

Martinez

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2288 (Aguiar)—An act to add Sections 22651.6 and 23109.2 to 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 Assembly amendments by the following vote:

AYES—63

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

NOES—6

Bates	Ducheny	Migden
Burton	Lee	Villaraigosa

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2710 (House)—An act to amend Sections 11350, 11377, and 11550 of the Health and Safety Code, to amend Section 1000 of, and to add Chapter 2.55 (commencing with Section 1000.6) to Title 6 of Part 2 of the Penal Code, relating to controlled substances.

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 Assembly amendments by the following vote:

AYES—71

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2894 (Aguiar)—An act to add Section 10727 to the Welfare and Institutions Code, relating to health.

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 3354 (Brown)—An act to amend Sections 11165.8, 11166, 11166.5, 11170, and 11172 of, and to add Section 11165.17 to, the Penal Code, relating to child abuse.

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

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

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

AYES—53

Aguiar	Cortese	Kuehl	Rainey
Alpert	Cunneen	Kuykendall	Rogan
Archie-Hudson	Davis	Lee	Setencich
Baca	Ducheny	Machado	Speier
Bates	Escutia	Margett	Sweeney
Battin	Figueroa	Martinez	Takasugi
Boland	Friedman	Mazzoni	Tucker
Bowen	Frusetta	McPherson	Vasconcellos
Brown	Gallegos	Migden	Villaraigosa
Brulte	Goldsmith	Miller	Weggeland
Burton	Hauser	Morrissey	Woods
Bustamante	Hawkins	Murray, Kevin	
Cannella	House	Murray, Willard	
Conroy	Isenberg	Napolitano	

NOES—13

Ackerman	Firestone	Kaloogian	Thompson
Baugh	Granlund	Knowles	
Bordonaro	Harvey	Morrow	
Brewer	Hoge	Olberg	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 3434 (House)—An act to amend Section 832.5 of the Penal Code, relating to peace officers.

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

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

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

AYES—64

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

NOES—7

Archie-Hudson	Burton	Mazzoni	Villaraigosa
Bates	Lee	Migden	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1714 (McPherson)—An act to amend Sections 2102, 2107, 2116, 2119, 2154, 2155, 2157, 2201, 2220, and 2221 of, and to repeal Sections 3401, 3406, and 3407 of, the Elections Code, and to amend Section 6254.4 of the Government Code, relating to voter registration.

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—52

Aguiar	Cortese	House	Morrow
Alpert	Cunneen	Isenberg	Murray, Kevin
Archie-Hudson	Davis	Knox	Murray, Willard
Baca	Ducheny	Kuehl	Napolitano
Bates	Escutia	Kuykendall	Rainey
Bowen	Figueroa	Lee	Setencich
Brewer	Firestone	Machado	Speier
Brown	Frusetta	Margett	Sweeney
Brulte	Gallegos	Martinez	Takasugi
Burton	Goldsmith	Mazzoni	Tucker
Bustamante	Granlund	McPherson	Vasconcellos
Campbell	Hauser	Migden	Villaraigosa
Cannella	Hoge	Miller	Weggeland

NOES—10

Ackerman	Bordonaro	Hawkins	Thompson
Baugh	Conroy	Morrissey	
Boland	Harvey	Olberg	

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 1714: Assembly Member Bordonaro, from "Aye" to "No".

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1910 (Campbell)—An act to add Section 21365.56 to 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—58

Aguiar	Conroy	Isenberg	Murray, Willard
Alpert	Cortese	Katz	Napolitano
Archie-Hudson	Cunneen	Knox	Rainey
Baca	Davis	Kuehl	Richter
Bates	Ducheny	Kuykendall	Setencich
Battin	Escutia	Lee	Speier
Boland	Figueroa	Machado	Sweeney
Bordonaro	Firestone	Margett	Takasugi
Bowen	Friedman	Martinez	Tucker
Bowler	Frusetta	Mazzoni	Vasconcellos
Brown	Gallegos	McPherson	Villaraigosa
Burton	Goldsmith	Migden	Weggeland
Bustamante	Harvey	Miller	Woods
Campbell	Hauser	Morrissey	
Cannella	Hawkins	Murray, Kevin	

NOES—14

Ackerman	Brewer	Kaloogian	Olberg
Alby	Brulte	Knight	Thompson
Baldwin	Granlund	Knowles	
Baugh	Hoge	Morrow	

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 1910: Assembly Member Boland, from “No” to “Aye”.

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2188 (Granlund)—An act to amend Section 22952 of the Business and Professions Code, and to amend Section 308 of the Penal Code, relating to tobacco.

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.)

Point of Personal Privilege

Assembly Member Knox arose to a point of personal privilege.

The question being on concurrence in Senate amendments.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 5:06 p.m.

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

ASSEMBLY BILL NO. 692 (Kuehl)—An act to amend Sections 48900, 48915, 48915.6, and 48918 of, and to add Section 48918.5 to, the Education Code, relating to pupils.

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

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

NOES—1

Ackerman

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 692: Assembly Member Ackerman, from “Aye” to “No”.

Above bill ordered enrolled.

ASSEMBLY BILL NO. 939 (Cortese)—An act to add Section 55601.1 to the Food and Agricultural Code, relating to agriculture.

Bill presented by Assembly Member Cannella.

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2904 (Hawkins)—An act to amend and repeal Sections 10209.5 and 10214.5 of the Business and Professions Code, relating to real property.

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—70

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1762 (Goldsmith)—An act to add Section 54981.7 to the Government Code, relating to public safety 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—74

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2352 (Speier)—An act to amend Sections 12517.4, 12520, 12527, 12804.6, 12814.5, 12816, 14900, 14900.1, 14901, 15250.5, 15250.6, 15255, and 15255.1 of, to add Sections 15250.7 and 15255.2 to, and to repeal Section 14901.1 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—71

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

NOES—1

Conroy

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2487 (Firestone)—An act to amend, repeal, and add Section 12804.9 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—60

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

NOES—13

Archie-Hudson	Davis	Lee	Vasconcellos
Bates	Escutia	Martinez	
Brown	Katz	Mazzoni	
Burton	Kuehl	Speier	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1626 (Alpert)—An act to add Section 17142.5 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—75

Ackerman	Campbell	Isenberg	Murray, Willard
Aguiar	Cannella	Kaloogian	Napolitano
Alby	Conroy	Katz	Olberg
Alpert	Cortese	Knight	Poochigian
Archie-Hudson	Cunneen	Knowles	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	Goldsmith	Mazzoni	Tucker
Bowler	Granlund	McPherson	Vasconcellos
Brewer	Harvey	Migden	Villaraigosa
Brown	Hauser	Miller	Weggeland
Brulte	Hawkins	Morrissey	Woods
Burton	Hoge	Morrow	Mr. Speaker
Bustamante	House	Murray, Kevin	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 649 (Davis)—An act to add Section 37254 to the Education Code, relating to education.

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1055 (Caldera)—An act to amend Section 95.3 of the Revenue and Taxation Code, relating to taxation, and declaring the urgency thereof, to take effect immediately.

Bill presented by Assembly Member Rainey.

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1068 (Mazzoni)—An act to amend Sections 44830 and 44830.3 of, and to add and repeal Section 24216.5 of, the Education Code, and to amend Item 6360-101-0001 of Section 2.00 of the Budget Act of 1996, relating to schools, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—71

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

NOES—1

Hoge

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

AYES—71

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

NOES—1

Hoge

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1335 (Sweeney)—An act to amend Item 6110-001-0231 and Item 6110-102-0231 of Section 2.00 of the Budget Act of 1996, relating to education, 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—51

Ackerman	Cannella	House	Morrissey
Aguiar	Cortese	Isenberg	Murray, Kevin
Alpert	Cunneen	Katz	Murray, Willard
Archie-Hudson	Davis	Knox	Napolitano
Baca	Ducheny	Kuehl	Rainey
Baldwin	Escutia	Kuykendall	Speier
Bates	Figueroa	Lee	Sweeney
Battin	Firestone	Margett	Takasugi
Bowen	Friedman	Martinez	Tucker
Brown	Frusetta	Mazzoni	Vasconcellos
Burton	Gallegos	McPherson	Villaraigosa
Bustamante	Goldsmith	Migden	Weggeland
Campbell	Hauser	Miller	

NOES—18

Alby	Brewer	Hoge	Rogan
Baugh	Brulte	Kaloogian	Thompson
Boland	Conroy	Morrow	Mr. Speaker
Bordonaro	Granlund	Olberg	
Bowler	Harvey	Poochigian	

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 1335: Assembly Member Cunneen, from "No" to "Aye".

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1357 (Knowles)—An act relating to the Tahoe Regional Planning Agency, and declaring the urgency thereof, to take effect immediately.

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

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—75

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

NOES—None

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2374 (Bates)—An act to add Chapter 5 (commencing with Section 101850) to Part 4 of Division 101 of the Health and Safety Code, and to add Section 14085.53 to the Welfare and Institutions Code, relating to public health.

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

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

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

AYES—53

Aguiar	Cortese	Katz	Napolitano
Alpert	Cunneen	Knox	Poochigian
Archie-Hudson	Davis	Kuehl	Rainey
Baca	Ducheny	Kuykendall	Rogan
Bates	Escutia	Lee	Speier
Battin	Figueroa	Machado	Sweeney
Boland	Firestone	Margett	Tucker
Bowen	Friedman	Martinez	Vasconcellos
Brown	Gallegos	Mazzoni	Villaraigosa
Brulte	Granlund	McPherson	Weggeland
Burton	Hauser	Migden	Woods
Bustamante	Hawkins	Miller	
Campbell	House	Murray, Kevin	
Cannella	Isenberg	Murray, Willard	

NOES—17

Ackerman	Bowler	Hoge	Takasugi
Alby	Brewer	Kaloogian	Thompson
Baldwin	Conroy	Knight	
Baugh	Goldsmith	Morrow	
Bordonaro	Harvey	Olberg	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2645 (Morrissey)—An act to amend Sections 7583.32, 7588, 7596.7, and 7599.70 of the Business and Professions Code, and to amend Section 12001 of the Penal Code, relating to security 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—61

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

NOES—7

Archie-Hudson	Burton	Mazzoni	Vasconcellos
Bates	Kuehl	Migden	

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 2645: Assembly Member Lee, from "No" to "Not Voting".

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2741 (Ackerman)—An act to amend Section 25536.1 of the Government Code, relating to county real property.

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2895 (Bordonaro)—An act relating to education, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—74

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

NOES—None

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

AYES—74

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2988 (Bowen)—An act to amend Sections 12100.5, 12101, and 12120 of the Public Contract Code, relating to information technology.

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—72

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 3392 (Weggeland)—An act to add Section 11379.7 to the Health and Safety Code, relating to controlled substances.

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—70

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

NOES—1

Villaraigosa

Above bill ordered enrolled.

ASSEMBLY BILL NO. 350 (Bustamante)—An act to add and repeal Article 7 (commencing with Section 2105) of Chapter 1.5 of Division 3 of the Fish and Game Code, relating to endangered and threatened 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 concurred in Senate amendments by the following vote:

AYES—75

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

NOES—None**Vote Changes**

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 350: Assembly Member Figueroa, from "No" to "Aye".

Above bill ordered enrolled.

ASSEMBLY BILL NO. 521 (Aguiar)—An act to amend Section 3212.6 of the Labor Code, relating to workers' compensation.

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, Willard
Aguiar	Cannella	Kaloogian	Napolitano
Alby	Conroy	Katz	Olberg
Alpert	Cortese	Knight	Poochigian
Archie-Hudson	Cunneen	Knowles	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	Harvey	Miller	Weggeland
Brulte	Hauser	Morrissey	Woods
Burton	Hawkins	Morrow	Mr. Speaker
Bustamante	Hoge	Murray, Kevin	

NOES—1

Isenberg

Above bill ordered enrolled.

ASSEMBLY BILL NO. 3099 (Campbell)—An act to add Article 9 (commencing with Section 87860) to Chapter 3 of Part 51 of the Education Code, relating to community colleges, 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—76

Ackerman	Campbell	House	Murray, Kevin
Aguiar	Cannella	Isenberg	Murray, Willard
Alby	Conroy	Kaloogian	Napolitano
Alpert	Cortese	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	Thompson
Bowler	Goldsmith	Mazzoni	Tucker
Brewer	Granlund	McPherson	Vasconcellos
Brown	Harvey	Migden	Villaraigosa
Brulte	Hauser	Miller	Weggeland
Burton	Hawkins	Morrissey	Woods
Bustamante	Hoge	Morrow	Mr. Speaker

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 3235 (Campbell)—An act to add Section 17717.2 to 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—75

Ackerman	Cannella	Isenberg	Murray, Willard
Aguiar	Conroy	Kaloogian	Napolitano
Alby	Cortese	Katz	Olberg
Alpert	Cunneen	Knight	Poochigian
Archie-Hudson	Davis	Knowles	Rainey
Baca	Ducheny	Knox	Richter
Baldwin	Escutia	Kuehl	Rogan
Bates	Figueroa	Kuykendall	Setencich
Battin	Firestone	Lee	Speier
Baugh	Friedman	Machado	Sweeney
Boland	Frusetta	Margett	Takasugi
Bordonaro	Gallegos	Martinez	Thompson
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
Bustamante	House	Murray, Kevin	

NOES—None

Above bill ordered enrolled.

CONFERENCE COMMITTEE REPORTS

ASSEMBLY BILL NO. 574 (As proposed by the Conference Committee)—An act to amend Sections 830.1, 832.3, 832.4, 13510, and 13526.1 of the Penal Code, relating to peace officers, and making an appropriation therefor.

Conference Committee Report presented by Assembly Member Villaraigosa.

Report adopted by the following vote:

AYES—69

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

NOES—5

Alby	Goldsmith	Thompson
Brewer	Granlund	

Above bill ordered enrolled.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

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

Legislative Intent—Assembly Bill No. 1910

August 16, 1996

*Hon. Curt Pringle
Speaker of the Assembly
State Capitol
Sacramento, California*

Dear Mr. Speaker: My Assembly Bill 1910 is pending on the Assembly Floor for concurrence in Senate amendments. The provisions of AB 1910 specify that upon the death of a local member who has 20 or more years of service and who is under retirement age the surviving spouse or eligible children may elect to receive a monthly allowance in lieu of a basic death benefit.

Under current law, the Public Employees Retirement System provides firefighters who are disabled as a result of a non-job related injury or illness a retirement benefit after five years of service. However, PERS provides no retirement benefit to spouse or children of a firefighter under age 50 if the firefighter suffers a non-job related death. The spouse or children would only be entitled to the return of the member's contributions plus interest. Consequently, a firefighter who is under 50 could give 25 or more years to the fire service with no

monthly retirement benefit to his or her family upon a non-job related death.

I wish to clarify my intent that this legislation not be construed as creating any new or further rights to healthcare benefits for survivors that may select this optional benefit. They would receive benefits similar to that which any firefighter would receive under current law had he or she been injured rather than deceased.

Sincerely,

ROBERT J. CAMPBELL, Assembly Member
Eleventh District

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 1088 (Morrow)—An act to amend Sections 41906, 41912, and 51852 of, and to add Section 41907.5 to, the Education Code, relating to schools, and declaring the urgency thereof, to take effect immediately.

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

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—75

Ackerman	Campbell	House	Murray, Willard
Aguiar	Cannella	Isenberg	Napolitano
Alby	Conroy	Kaloogian	Olberg
Alpert	Cortese	Katz	Poochigian
Archie-Hudson	Cunneen	Knowles	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	Harvey	Miller	Weggeland
Brulte	Hauser	Morrissey	Woods
Burton	Hawkins	Morrow	Mr. Speaker
Bustamante	Hoge	Murray, Kevin	

NOES—None

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

AYES—75

Ackerman	Campbell	House	Murray, Willard
Aguiar	Cannella	Isenberg	Napolitano
Alby	Conroy	Kaloogian	Olberg
Alpert	Cortese	Katz	Poochigian
Archie-Hudson	Cunneen	Knowles	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	Harvey	Miller	Weggeland
Brulte	Hauser	Morrissey	Woods
Burton	Hawkins	Morrow	Mr. Speaker
Bustamante	Hoge	Murray, Kevin	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2071 (Miller)—An act to add Sections 11758.41, 11758.42, 11758.44, 11758.46, and 11758.47 to the Health and Safety Code, relating to drug programs.

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

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

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

AYES—57

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

NOES—15

Archie-Hudson	Friedman	Mazzoni	Tucker
Bates	Hauser	Migden	Vasconcellos
Burton	Kuehl	Murray, Willard	Villaraigosa
Escutia	Lee	Speier	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2538 (Miller)—An act to amend Sections 827.3, 1192.95, 1215, 1215.4, 1215.5, and 1215.13 of the Insurance Code, relating to insurance.

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

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

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

AYES—58

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

NOES—12

Archie-Hudson	Isenberg	Martinez	Sweeney
Bates	Kuehl	Migden	Vasconcellos
Friedman	Lee	Speier	Villaraigosa

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 2538: Assembly Member Bowen, from "No" to "Aye".

Above bill ordered enrolled.

At 5:43 p.m., Speaker pro Tempore Fred Aguiar, 61st District, presiding

ASSEMBLY BILL NO. 3147 (Margett)—An act to amend Sections 19596.2 and 19605.71 of the Business and Professions Code, relating to horseracing, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

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

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 5:43 p.m.

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

ASSEMBLY BILL NO. 3122 (Ducheny)—An act relating to housing, 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.

Call of the Assembly

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

Motion carried. Time, 5:46 p.m.

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

ASSEMBLY BILL NO. 1991 (Granlund)—An act to add Section 107.8 to, and to repeal and add Section 206.1 of, 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—58

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

NOES—8

Bates	Katz	Murray, Willard	Sweeney
Bowen	Migden	Speier	Villaraigosa

Above bill ordered enrolled.

ASSEMBLY BILL NO. 938 (Machado)—An act to add and repeal Section 4114.1 of the Public Resources Code, relating to fire protection, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

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

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

AYES—72

Ackerman	Cannella	House	Murray, Kevin
Aguiar	Conroy	Isenberg	Murray, Willard
Alby	Cortese	Kaloogian	Napolitano
Alpert	Cunneen	Katz	Olberg
Archie-Hudson	Davis	Knight	Poochigian
Baca	Ducheny	Knowles	Rainey
Baldwin	Escutia	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	Vasconcellos
Brewer	Harvey	Migden	Villaraigosa
Brown	Hauser	Miller	Weggeland
Brulte	Hawkins	Morrissey	Woods
Burton	Hoge	Morrow	Mr. Speaker

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1012 (Machado)—An act to amend Section 626 of, and to add Section 1170.86 to, 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—72

Ackerman	Campbell	Hoge	Morrissey
Aguiar	Cannella	House	Murray, Kevin
Alby	Conroy	Isenberg	Murray, Willard
Alpert	Cortese	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	Vasconcellos
Brown	Harvey	McPherson	Villaraigosa
Brulte	Hauser	Migden	Weggeland
Burton	Hawkins	Miller	Woods

NOES—None

Above bill ordered enrolled.

At 5:55 p.m., Speaker Curt Pringle, 68th District, presiding

RULES TEMPORARILY SUSPENDED

Assembly Member Knight was granted unanimous consent that Assembly Rules 69(b) and 69(e) be suspended to permit consideration of amendments to Senate Bill No. 2023.

SENATE BILL NO. 2023 (Costa)—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, 17276.1, 17276.2, 23036, 24416.1, and 24416.2 of, to add Sections 17053.70, 17053.73, 17053.75, 17235, 17267, 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 third time.

Motion to Amend

Assembly Member Knight moved the adoption of amendments.
Amendments read and adopted; bill ordered reprinted.

Rules Temporarily Suspended

Assembly Member Knight was granted unanimous consent that Assembly Rule 69(d) be suspended to permit consideration of Senate Bill No. 2023, as amended, without reference to file.

SENATE BILL NO. 2023 (Costa)—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, 17276.1, 17276.2, 23036, 24416.1, and 24416.2 of, to add Sections 17053.70, 17053.74, 17053.75, 17235, 17267.2, 23612.2, 24356.7, and 24384.5 to, to repeal Sections 17052.13, 17053.9, 17053.11, 17231, 17252.5, 17265, 23612, 23623, 24356.2, 24356.3, and 24384 of, and to repeal and add Sections 17053.8 and 23622 of, the Revenue and Taxation Code, relating to economic development.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 6:07 p.m.

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

MESSAGES FROM THE SENATE

Senate Chamber, August 31, 1996

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

Assembly Bill No. 296

And respectfully requests the Assembly to concur in said amendments.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bill ordered to unfinished business file.

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

Upon request of Assembly Member Rainey, pursuant to Assembly Rule 77.2, the Speaker re-referred Assembly Bill No. 296 to the Committee on Local Government.

SPECIAL COMMITTEE MEETINGS

Assembly Member Rainey was granted unanimous consent that the Committee on Local Government be permitted to hold a special meeting at this time in the Tom Bane Rules Committee Room and that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 296 for hearing.

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

SENATE BILL NO. 1099 (Alquist)—An act to add Section 790.1 to the Public Utilities Code, relating to public utilities.

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

Bill passed by the following vote:

AYES—63

Ackerman	Cannella	House	Murray, Willard
Aguiar	Conroy	Kaloogian	Napolitano
Alby	Cortese	Katz	Olberg
Alpert	Cunneen	Knowles	Poochigian
Baca	Davis	Kuehl	Rainey
Bates	Ducheny	Kuykendall	Rogan
Battin	Figueroa	Machado	Speier
Baugh	Firestone	Margett	Sweeney
Boland	Frusetta	Martinez	Takasugi
Bordonaro	Gallegos	Mazzoni	Thompson
Bowen	Goldsmith	McPherson	Vasconcellos
Bowler	Granlund	Migden	Villaraigosa
Brewer	Harvey	Miller	Weggeland
Brown	Hauser	Morrissey	Woods
Brulte	Hawkins	Morrow	Mr. Speaker
Bustamante	Hoge	Murray, Kevin	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1185 (Leonard)—An act to amend Sections 17850, 17882, 17883, and 17899.3 of, and to add and repeal Section 17899.4 of, the Education Code, relating to school facilities, and making an appropriation therefor.

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

Bill passed by the following vote:

AYES—56

Ackerman	Cannella	Kaloogian	Olberg
Aguiar	Conroy	Knight	Poochigian
Alby	Cortese	Kuykendall	Rainey
Alpert	Cunneen	Lee	Richter
Archie-Hudson	Davis	Machado	Rogan
Baca	Figueroa	Margett	Speier
Baldwin	Firestone	Martinez	Sweeney
Battin	Frusetta	McPherson	Takasugi
Baugh	Goldsmith	Miller	Thompson
Boland	Granlund	Morrissey	Vasconcellos
Bordonaro	Harvey	Morrow	Villaraigosa
Bowler	Hauser	Murray, Kevin	Weggeland
Brewer	Hawkins	Murray, Willard	Woods
Brulte	House	Napolitano	Mr. Speaker

NOES—8

Bates	Brown	Hoge	Mazzoni
Bowen	Escutia	Kuehl	Migden

Bill ordered transmitted to the Senate.

**UNFINISHED BUSINESS (RESUMED)
CONFERENCE COMMITTEE REPORTS**

SENATE BILL NO. 207 (As proposed by the Conference Committee)—An act to amend and repeal Section 739.3 of the Public Utilities Code, relating to telephones, and declaring the urgency thereof, to take effect immediately.

Conference Committee Report presented by Assembly Member Conroy.

Report adopted by the following vote:

AYES—74

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

NOES—None

SENATE BILL NO. 1001 (As proposed by the Conference Committee)—An act to add Section 41204.1 to the Education Code, and to amend Sections 97.2 and 97.3 of the Revenue and Taxation Code, relating to local government finance.

Conference Committee Report presented by Assembly Member Aguiar.

Report adopted by the following vote:

AYES—74

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

NOES—None

ASSEMBLY BILL NO. 2797 (As proposed by the Conference Committee)—An act to add Section 41204.1 to the Education Code, and to amend Sections 97.2 and 97.3 of, and to add Section 97.52 to, the Revenue and Taxation Code, relating to local government finance.

Conference Committee Report presented by Assembly Member Aguiar.

Report adopted by the following vote:

AYES—73

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

NOES—None

Above bill ordered enrolled.

SENATE BILL NO. 1307 (As proposed by the Conference Committee)—An act to amend Sections 116300, 116355, and 116370 of, to repeal Section 116560 of, and to repeal and add Sections 116360, 116365, and 116470 of, the Health and Safety Code, relating to drinking water.

Conference Committee Report presented by Assembly Member Richter.

Report adopted by the following vote:

AYES—69

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

NOES—None

SENATE BILL NO. 1923 (As proposed by the Conference Committee)—An act to amend Sections 24045.6 and 25505 of, to amend and repeal Section 25615 of, to add Sections 25204 and 25503.30 to, and to add and repeal Section 23817.8 of, the Business and Professions Code, relating to alcoholic beverages.

Conference Committee Report presented by Assembly Member Cannella.

Report adopted by the following vote:

AYES—51

Ackerman	Campbell	Hoge	Olberg
Aguiar	Cannella	Knowles	Poochigian
Alby	Conroy	Knox	Rainey
Alpert	Cortese	Kuykendall	Richter
Baca	Cunneen	Machado	Rogan
Battin	Firestone	Margett	Setencich
Baugh	Frusetta	Martinez	Takasugi
Boland	Gallegos	Mazzoni	Vasconcellos
Bordonaro	Goldsmith	Miller	Villaraigosa
Bowler	Granlund	Morrissey	Weggeland
Brewer	Harvey	Morrow	Woods
Brown	Hauser	Murray, Kevin	Mr. Speaker
Brulte	Hawkins	Murray, Willard	

NOES—16

Archie-Hudson	Ducheny	Kaloogian	Migden
Bates	Escutia	Kuehl	Speier
Bowen	Figueroa	Lee	Sweeney
Davis	House	McPherson	Thompson

ASSEMBLY BILL NO. 2867 (As proposed by the Conference Committee)—an act relating to public utilities, and declaring the urgency thereof, to take effect immediately.

Conference Committee Report presented by Assembly Member Brulte.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—74

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

NOES—None

Report adopted by the following vote:

AYES—74

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

NOES—None

ASSEMBLY BILL NO. 1317 (As proposed by the Conference Committee)—An act to amend Sections 1354, 1363.05, and 1367 of, and to add Section 1366.3 to, the Civil Code, relating to common interest developments.

Conference Committee Report presented by Assembly Member Speier.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 6:42 p.m.

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

At 6:43 p.m., Hon. Jim Cunneen, 24th District, presiding

SENATE BILL NO. 836 (As proposed by the Conference Committee)—An act to add Sections 40458 and 44243.5 to the Health and Safety Code, relating to air pollution.

Conference Committee Report presented by Assembly Member Ackerman.

Report adopted by the following vote:

AYES—68

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

NOES—None

SENATE BILL NO. 38 (As proposed by the Conference Committee)—An act to add Section 17008.7 to, and to add Chapter 3.7 (commencing with Section 50199.50) to Part 1 of Division 31 of, the Health and Safety Code, to amend Sections 6358, 6366, 6377, 17052.12, 17053.8, 17053.49, 17062, 17072, 17076, 17144, 17250, 17271, 17276, 17507, 19144, 19147, 19148, 19191, 19192, 23221, 23609, 23622, 23649, 24307, 24344, 24358, 24411, 24416, 24424, and 24443 of, to amend, repeal, and add Sections 17151, 18042, and 24611 of, to add Sections 6244.5, 17052.8, 17053.12, 17053.14, 17053.42, 17053.73, 17077.5, 17084, 17134.5, 17138.5, 17141.5, 17150, 17201.5, 17210, 17213, 17218, 17255, 17267, 17279.5, 17330, 17570, 17859, 17860, 18044, 23604, 23608, 23608.2, 23608.3, 23622.5, 23642, 23701z, 24343.3, 24344.7, 24472, 24710, 24903, and 24905.5 to, and to add and repeal Sections 17052.10 and 23610 of, the Revenue and Taxation Code, and to amend Section 1088.5 of the Unemployment Insurance Code, relating to taxation, to take effect immediately, tax levy.

Conference Committee Report presented by Assembly Member Pringle.

Report adopted by the following vote:

AYES—63

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

NOES—1

Bates

Vote Changes

By unanimous consent, the following vote changes were permitted on the Conference Committee Report on Senate Bill No. 38: Assembly Members Boland and Frusetta, from "Aye" to "Not Voting".

At 6:57 p.m., Speaker pro Tempore Fred Aguiar, 61st District, presiding

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

SENATE BILL NO. 579 (Leonard)—An act to add Section 1367.62 to the Health and Safety Code, and to add Sections 10123.87 and 11512.152 to the Insurance Code, relating to health coverage.

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

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 7 p.m.

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

At 7:01 p.m., Speaker Curt Pringle, 68th District, presiding

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 752**

At 7:25 p.m., on motion of Assembly Member Thompson, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 752 refused passage by the following vote:

AYES—40

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

NOES—34

Alpert	Davis	Knox	Napolitano
Archie-Hudson	Ducheny	Kuehl	Setencich
Baca	Escutia	Lee	Speier
Bates	Figueroa	Machado	Sweeney
Brown	Friedman	Martinez	Tucker
Burton	Galgos	Mazzoni	Vasconcellos
Bustamante	Hauser	Migden	Villaraigosa
Campbell	Isenberg	Murray, Kevin	
Cannella	Katz	Murray, Willard	

**CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY
CLAUSE TO SENATE BILL NO. 569**

At 7:25 p.m., on motion of Assembly Member Bustamante, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The urgency clause to Senate Bill No. 569 refused adoption by the following vote:

AYES—36

Aguiar	Cunneen	Knight	Murray, Kevin
Baldwin	Figueroa	Knowles	Olberg
Battin	Firestone	Kuykendall	Poochigian
Boland	Goldsmith	Machado	Rainey
Bordonaro	Granlund	Martinez	Richter
Bowler	Harvey	McPherson	Rogan
Brewer	Hauser	Miller	Takasugi
Brulte	Hawkins	Morrissey	Weggeland
Conroy	House	Morrow	Mr. Speaker

NOES—17

Ackerman	Burton	Margett	Thompson
Alpert	Frusetta	Mazzoni	Tucker
Archie-Hudson	Hoge	Migden	
Bates	Katz	Murray, Willard	
Brown	Kuehl	Sweeney	

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 2112**

At 7:26 p.m., on motion of Assembly Member Rogan, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 2112 passed by the following vote:

AYES—41

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

NOES—31

Alpert	Davis	Knox	Murray, Willard
Archie-Hudson	Ducheny	Kuehl	Napolitano
Baca	Escutia	Lee	Setencich
Bates	Figueroa	Machado	Speier
Bowen	Friedman	Martinez	Sweeney
Brown	Gallegos	Mazzoni	Vasconcellos
Burton	Isenberg	Migden	Villaraigosa
Cannella	Katz	Murray, Kevin	

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 2452**

At 7:26 p.m., on motion of Assembly Member Hauser, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly refused to concur in Senate amendments to Assembly Bill No. 2452 by the following vote:

AYES—32

Archie-Hudson	Cannella	Isenberg	Migden
Baca	Davis	Knox	Murray, Kevin
Bates	Ducheny	Kuehl	Murray, Willard
Bowen	Escutia	Lee	Napolitano
Brown	Figueroa	Machado	Setencich
Brulte	Friedman	Margett	Speier
Burton	Gallegos	Martinez	Sweeney
Campbell	Hauser	Mazzoni	Tucker

NOES—35

Ackerman	Brewer	Kaloogian	Rainey
Aguiar	Conroy	Knight	Richter
Alby	Cunneen	Knowles	Rogan
Baldwin	Firestone	Kuykendall	Takasugi
Battin	Goldsmith	McPherson	Thompson
Baugh	Granlund	Miller	Villaraigosa
Boland	Harvey	Morrissey	Weggeland
Bordonaro	Hoge	Morrow	Woods
Bowler	House	Olberg	

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 2338**

At 7:26 p.m., on motion of Assembly Member Rainey, 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 Gallegos moved to continue the call of the Assembly.

Motion carried. Time, 7:26 p.m.

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

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 924**

At 7:26 p.m., on motion of Assembly Member Friedman, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly concurred in Senate amendments to Assembly Bill No. 924 by the following vote:

AYES—44

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

NOES—29

Archie-Hudson	Escutia	Kuehl	Speier
Baca	Firestone	Lee	Sweeney
Bates	Friedman	Martinez	Tucker
Brown	Gallegos	Mazzoni	Vasconcellos
Burton	Hauser	Migden	Villaraigosa
Bustamante	Isenberg	Murray, Kevin	
Cannella	Katz	Murray, Willard	
Davis	Knox	Napolitano	

Vote Changes

By unanimous consent, the following vote changes were permitted on concurrence in Senate amendments to Assembly Bill No. 924: Assembly Member Cannella, from "Aye" to "No"; Assembly Member Ducheny, from "No" to "Aye".

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
URGENCY CLAUSE AND CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 764**

At 7:27 p.m., on motion of Assembly Member Bordonaro, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The urgency clause to Assembly Bill No. 764 adopted by the following vote:

AYES—72

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

NOES—None

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

AYES—72

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

NOES—None

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 2188**

At 7:27 p.m., on motion of Assembly Member Granlund, 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 Rogan moved to continue the call of the Assembly.

Motion carried. Time, 7:27 p.m.

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

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 3147**

At 7:27 p.m., on motion of Assembly Member Margett, 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 Rogan moved to continue the call of the Assembly.

Motion carried. Time, 7:27 p.m.

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

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 3122**

At 7:28 p.m., on motion of Assembly Member Ducheny, 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 Katz moved to continue the call of the Assembly.

Motion carried. Time, 7:28 p.m.

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

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 2023**

At 7:28 p.m., on motion of Assembly Member Knight, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Request for Call of the Assembly

Assembly Member Archie-Hudson requested to continue the Call of the Assembly on Senate Bill No. 2023.

Call of Assembly Out of Order

Speaker Pringle replied that a Call of the Assembly is not in order as the vote on Senate Bill No. 2023 has been announced.

Call of the Assembly Placed by Unanimous Consent

At 7:30 p.m. Assembly Member Archie-Hudson was granted unanimous consent to continue the Call of the Assembly on Senate Bill No. 2023.

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

**CALL OF THE ASSEMBLY DISPENSED WITH ON
CONFERENCE COMMITTEE REPORT ON ASSEMBLY BILL NO. 1317**

At 7:31 p.m., on motion of Assembly Member Speier, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Conference Committee Report on Assembly Bill No. 1317 adopted by the following vote:

AYES—44

Aguiar	Conroy	Katz	Morrow
Alpert	Cortese	Knox	Murray, Kevin
Archie-Hudson	Cunneen	Kuehl	Murray, Willard
Baca	Davis	Lee	Napolitano
Bates	Escutia	Machado	Olberg
Battin	Figueroa	Margett	Setencich
Brown	Friedman	Martinez	Speier
Brulte	Gallegos	Mazzoni	Vasconcellos
Burton	Granlund	McPherson	Villaraigosa
Bustamante	Hawkins	Migden	Weggeland
Cannella	Isenberg	Morrissey	Woods

NOES—28

Ackerman	Bowler	Hauser	Miller
Alby	Brewer	Hoge	Poochigian
Baldwin	Ducheny	House	Rainey
Baugh	Firestone	Kaloogian	Richter
Boland	Frusetta	Knight	Sweeney
Bordonaro	Goldsmith	Knowles	Takasugi
Bowen	Harvey	Kuykendall	Thompson

MESSAGES FROM THE SENATE

Senate Chamber, August 31, 1996

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Conference concerning:

Assembly Bill No. 1317	Assembly Bill No. 2867
Assembly Bill No. 1562	Assembly Bill No. 3153
Assembly Bill No. 1890	

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered enrolled.

Senate Chamber, August 31, 1996

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day adopted the report of the Committee on Conference concerning:

Senate Bill No. 38	Senate Bill No. 960
Senate Bill No. 836	Senate Bill No. 1322

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, August 31, 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. 8	Senate Bill No. 652
Senate Bill No. 109	Senate Bill No. 1365
Senate Bill No. 369	Senate Bill No. 1589
Senate Bill No. 398	Senate Bill No. 1808
Senate Bill No. 623	Senate Bill No. 1951

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Senate Chamber, August 31, 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. 349
Senate Bill No. 354
Senate Bill No. 366
Senate Bill No. 1077
Senate Bill No. 1478

Senate Bill No. 1634
Senate Bill No. 1664
Senate Bill No. 2035
Senate Bill No. 2137

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

SPECIAL COMMITTEE MEETINGS

Assembly Member Poochigian was granted unanimous consent that the Committee on Appropriations be permitted to hold a special meeting at 8:30 p.m., in Room 4202, and that Joint Rule 62(a) be waived for the purpose of setting Assembly Bills Nos. 161, 1682, 2053, and 2800 for hearing.

CAUCUS ANNOUNCEMENTS

Speaker Pringle announced that the Republican Caucus would meet in the Assembly Lounge and the Democratic Caucus would meet in the Tom Bane Rules Committee Room, upon recess of Floor session.

CAUCUS ANNOUNCEMENTS

Assembly Member Figueroa announced that the Women's Democratic Caucus would meet during the recess of the House, at the rear of the Chamber.

RECESS

By unanimous consent, at 7:35 p.m., Speaker Pringle declared the Assembly recessed.

REASSEMBLED

At 9:30 p.m., the Assembly reconvened.

Hon. Curt Pringle, Speaker of the Assembly, presiding.

MESSAGES FROM THE SENATE

Senate Chamber, August 31, 1996

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

Assembly Bill No. 115
Assembly Bill No. 824
Assembly Bill No. 1533
Assembly Bill No. 1675
Assembly Bill No. 1703
Assembly Bill No. 1930

Assembly Bill No. 2104
Assembly Bill No. 2112
Assembly Bill No. 2647
Assembly Bill No. 2719
Assembly Bill No. 2985
Assembly Bill No. 3093

And respectfully requests the Assembly to concur in said amendments.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered to unfinished business file.

Senate Chamber, August 31, 1996

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

Assembly Bill No. 137
 Assembly Bill No. 2377
 Assembly Bill No. 2447

And respectfully requests the Assembly to concur in said amendments.

GREG P. SCHMIDT, Secretary of the Senate
 By John W. Rovane, Assistant Secretary

Above bills ordered to unfinished business file.

Senate Chamber, August 23, 1996

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

Assembly Bill No. 2563

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.

Senate Chamber, August 21, 1996

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

Assembly Bill No. 3048

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.

Senate Chamber, August 30, 1996

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

Assembly Bill No. 81	Assembly Bill No. 2862
Assembly Bill No. 1368	Assembly Bill No. 2964
Assembly Bill No. 2705	Assembly Bill No. 3026
Assembly Bill No. 2713	Assembly Bill No. 3157

And respectfully requests the Assembly to concur in said amendments.

GREG P. SCHMIDT, Secretary of the Senate
 By John W. Rovane, Assistant Secretary

Above bills ordered to unfinished business file.

Senate Chamber, August 30, 1996

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

Assembly Bill No. 1663

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.

REPORTS OF STANDING COMMITTEES

Committee on Local Government

Date of Hearing: August 31, 1996

Mr. Speaker: Your Committee on Local Government reports:

Assembly Bill No. 296

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

RAINEY, Chairman

Above bill ordered to unfinished business.

Committee on Appropriations

Date of Hearing: August 31, 1996

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 2053

Assembly Bill No. 2800

With the recommendation: That Senate amendments be concurred in.

POOCHIGIAN, Chairman

Above bills ordered on file.

MESSAGES FROM THE SENATE

Senate Chamber, August 29, 1996

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

Assembly Bill No. 66

Assembly Bill No. 2177

Assembly Bill No. 136

Assembly Bill No. 2312

Assembly Bill No. 302

Assembly Bill No. 2649

Assembly Bill No. 645

Assembly Bill No. 2937

Assembly Bill No. 1647

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.

CONSIDERATION OF SPECIAL CONSENT CALENDAR

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

Consideration of Senate Amendments to Assembly Bills

ASSEMBLY BILL NO. 2898 (Bowler)—An act to amend Section 704.090 of the Code of Civil Procedure, to amend Sections 13960, 13962, 13963, 13965, 13966.01, 13967.2, 13967.5, 13968, 13969.3, and 13969.4 of the Government Code, to amend Section 4903 of the Labor Code, to amend Sections 166, 243, 262, 273.5, 273.6, 484.1, 1203.044, 1203.097, 1203.1, 1205, 1205.3, 1214, 1463.18, 1464, and 2900.5 of, and to repeal Section 1205.5 of, the Penal Code, to amend Section 42003 of the Vehicle Code, and to amend Sections 653.5, 654.3, 656, 729.7, 730.6, 1752.82, and 1766.1 of the Welfare and Institutions Code, relating to victims of crime.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

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

ASSEMBLY BILL NO. 2618 (Committee on Banking and Finance)—An act to amend Sections 270, 271.5, 800, 1755, 1757, 1935, 3371, 3513, 3560, 3570, 3580, 3754, 3825, 3827, 3841, 4827, 4827.3, 4827.7, 4828, 4828.3, 4828.7, 4839, 4840, 4843, 4849, 4857, 4871.5, 4872, 4877.03, 4877.04, 4879.10, 4879.12, 4880, 4895.05, 4895.06, 4901.5, 4961.5, 18139, 18368, 18653, 18660, 18681, 18684, 18685, 18686, 18690, 18691, 18692, 18693, 18694, 18695, 18696, 18697, 18700, 18701, 18702, 18703, 18704, 18705, 18706, and 18707 of, to amend the heading of Article 1 (commencing with Section 800) of Chapter 6.5 of Division 1 of, to amend the heading of Article 3 (commencing with Section 4870) of Chapter 3 of Division 1.5 of, to add Section 4879.135, and Article 3.5 (commencing with Section 4876.01) and Article 4.5 (commencing with Section 4878.01) to Chapter 3, and Article 4 (commencing with Section 4908.01) to Chapter 4, of Division 1.5 of, and to repeal Sections 186, 1935, 4856, 4879.11, 4886, 4902.5, 4926, 4947, and 4962.5 of, the Financial Code, relating to financial institutions, and declaring the urgency thereof, to take effect immediately.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

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

ASSEMBLY BILL NO. 3138 (Aguiar)—An act to amend Section 14301 of the Welfare and Institutions Code, relating to public social services.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

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

ASSEMBLY BILL NO. 2759 (Burton)—An act to amend Sections 21627, 21638.5, 21641, 21642, and 21647 of, and to add Section 21628.1 to, the Business and Professions Code, to amend Sections 21000, 21301, and 21304 of, and to add Sections 21300.1, 21301.1, and 21307 to, the Financial Code, and to amend Section 484.1 of the Penal Code, relating to tangible personal property.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

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

ASSEMBLY BILL NO. 2508 (House)—An act to amend Section 42310 of the Public Resources Code, relating to solid waste.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

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

ASSEMBLY BILL NO. 3462 (Takasugi)—An act to amend Section 41138 of the Revenue and Taxation Code, relating to taxation.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

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

ASSEMBLY BILL NO. 1197 (Takasugi)—An act to amend Sections 6584.5, 6591, 8855, 8856, 8857, 16310, 16429.3, and 16774 of, to repeal Section 8858 of, and to repeal Article 6.5 (commencing with Section 16496) of Chapter 3 of Part 2 of Division 4 of Title 2 of, the Government Code, and to amend Sections 51350, 51471, 52062, and 55100 of, and to repeal Section 51360 of, the Health and Safety Code, relating to state finance.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

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

ASSEMBLY BILL NO. 1832 (Speier)—An act to amend Sections 3750, 3767, 5283, 7571, 7572, and 7644 of, to add Sections 3751.5, 7573, and 7577 to, and to repeal and add Section 7574, 7575, and 7576 of, the Family Code, to amend Section 22825.14 of the Government Code, to amend Sections 1357, 1357.50, 1374.3, and 102425 of, and to add Article 4 (commencing with Section 102766) to Chapter 5 of Part 1 of Division 102 of, the Health and Safety Code, to amend Sections 10119, 10121.6, 10198.6, 10702.1, 10711, 10719.1, 10731.2, and 11516.1 of the Insurance Code, to amend Section 2803.5 of the Labor Code, and to amend Sections 11350.3, 11350.4, 11476, 11478.8, 15200.1, 15200.2, 15200.3, 15200.7, 15200.8, 15200.85, 15200.9, and 15200.95 of, to add Sections 14124.94 and 15200.91 to, and to repeal Section 14124.93 of, the Welfare and Institutions Code, relating to family law, and making an appropriation therefor.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

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

ASSEMBLY BILL NO. 2125 (Figueroa)—An act to add Article 8 (commencing with Section 124170) to Chapter 3 of Part 2 of Division 106 of the Health and Safety Code, and to add Section 273.4 to the Penal Code, relating to female genital mutilation.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

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

ASSEMBLY BILL NO. 2153 (Kuehl)—An act to add Section 1417.8 to the Penal Code, relating to criminal procedure.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

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

ASSEMBLY BILL NO. 2154 (Kuehl)—An act to amend Sections 213.5, 304, 362.4, 366.25, 366.3, and 11404.1 of the Welfare and Institutions Code, relating to juveniles.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

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

ASSEMBLY BILL NO. 2291 (Knox)—An act to add Section 846.1 to the Civil Code, relating to real property.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

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

ASSEMBLY BILL NO. 2349 (Harvey)—An act to amend Sections 113750, 113780, 113785, 113815, 113905, and 114160 of, to amend and renumber Sections, 27531, 27601, 27623, 27625, 27677, and 27791 of, to add Sections 113844, 114021, 114022, 114057, 114366, 114367, and 114367.5 to, to repeal Section 27675 of, to repeal and add Sections 113900 and 114020 of, and to repeal and add Article 11 (commencing with Section 114250) of Chapter 4 of Part 7 of Division 104 of, the Health and Safety Code, relating to food facilities.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

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

ASSEMBLY BILL NO. 2458 (Figueroa)—An act to add Article 6 (commencing with Section 9795) to Chapter 7 of Part 1 of Division 2 of Title 2 of, and to repeal Section 11095 of, the Government Code, relating to state records.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

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

ASSEMBLY BILL NO. 2474 (Kuehl)—An act to amend Section 3011 of the Family Code, relating to family law.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

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

ASSEMBLY BILL NO. 2568 (Woods)—An act to amend Sections 14123 and 14124.2 of the Welfare and Institutions Code, relating to Medi-Cal.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

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

ASSEMBLY BILL NO. 2701 (Thompson)—An act to amend Sections 8001, 8018, 8020, 8024, 8024.2, 8025, and 8027 of the Business and Professions Code, relating to shorthand reporters.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

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

ASSEMBLY BILL NO. 2720 (Sweeney)—An act to amend Section 48915 of the Education Code, relating to expulsion.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

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

ASSEMBLY BILL NO. 2779 (Knox)—An act to amend Section 302 of the Streets and Highways Code, relating to highways.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

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

ASSEMBLY BILL NO. 3057 (Hauser)—An act to amend Section 40518 of, and to add Section 40520 to, the Vehicle Code, relating to vehicles.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

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

ASSEMBLY BILL NO. 3197 (Vasconcellos)—An act to add Section 19507 to the Welfare and Institutions Code, relating to rehabilitation.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

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

ASSEMBLY BILL NO. 3277 (Setencich)—An act to amend Item 5240-301-0659 of Section 2.00 of the Budget Act of 1996, relating to prisons, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

The Assembly adopted the urgency clause and concurred in the above Senate amendments; bill ordered enrolled.

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

ASSEMBLY BILL NO. 293 (Hoge)—An act to amend Sections 10113.6 and 10164.2 of the Insurance Code, relating to insurance.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

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

ASSEMBLY BILL NO. 1721 (Ducheny)—An act to amend Section 1985.3 of the Code of Civil Procedure and to amend Sections 49077, 49078, 76244, and 76245 of the Education Code, relating to records.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

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

ASSEMBLY BILL NO. 1820 (McPherson)—An act relating to redevelopment.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

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

ASSEMBLY BILL NO. 2017 (Escutia)—An act to amend Sections 290.4, 4852.01, 4852.03, 4852.05, 4852.06, and 4852.13 of the Penal Code, relating to criminal offenders.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

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

ASSEMBLY BILL NO. 2202 (Baca)—An act to amend Section 25218.1 of, and to add Section 25218.12 to, the Health and Safety Code, and to amend Section 47550 of, the Public Resources Code, relating to household hazardous waste.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

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

ASSEMBLY BILL NO. 2359 (Bustamante)—An act to amend Section 1279.5 of the Code of Civil Procedure, relating to names.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

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

ASSEMBLY BILL NO. 2417 (Bustamante)—An act to amend Sections 5014 and 36010 of the Vehicle Code, relating to vehicles.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

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

ASSEMBLY BILL NO. 2573 (Bowler)—An act to add Section 17210 to the Business and Professions Code, relating to motor vehicle fuel.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

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

ASSEMBLY BILL NO. 2589 (Battin)—An act relating to public utilities.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

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

ASSEMBLY BILL NO. 2936 (Cunneen)—An act to amend Sections 3411, 6240, 6250, 6251, 6252, and 6253 of, and to add Section 3134.5 to, the Family Code, and to amend Section 868.5 of, and to repeal and add Chapter 4 (commencing with Section 277) of Title 9 of Part 1 of, the Penal Code, relating to child abduction.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

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

ASSEMBLY BILL NO. 3095 (Villaraigosa)—An act to add Section 42008.5 to the Vehicle Code, relating to vehicles, and declaring the urgency thereof, to take effect immediately.

The Assembly adopted the urgency clause and concurred in the above Senate amendments; bill ordered enrolled.

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

ASSEMBLY BILL NO. 3098 (Campbell)—An act to amend Sections 1001.9, 1001.33, 1001.55, 1001.75, 13203, and 13300 of, and to amend and renumber Section 1000.5 of, the Penal Code, relating to diversion.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

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

ASSEMBLY BILL NO. 3220 (Archie-Hudson)—An act to amend Sections 19627 and 19636 of the Business and Professions Code, to amend Sections 3857, 4101, 4102, 4103, 4104, 4105, 4106, 4107, and 4108 of, and to amend the heading of Article 1 (commencing with Section 4101) of Chapter 6 of Part 3 of Division 3 of, the Food and Agricultural Code, to amend Sections 8300 and 12804 of the Government Code, to amend Sections 172c and 830.3 of the Penal Code, and to amend Section 6366.4 of the Revenue and Taxation Code, relating to agricultural districts.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

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

ASSEMBLY BILL NO. 3471 (Committee on Judiciary)—An act to amend Sections 116.340, 116.360, 116.370, 116.390, 116.570, 116.610, 116.610, 116.820, 116.910, 405.22, 488.395, and 700.070 of, and to add Section 1985.7 to, the Code of Civil Procedure, and to amend Sections 68150, 68151, 68152, and 68616 of the Government Code, relating to courts.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

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

ASSEMBLY CONCURRENT RESOLUTION NO. 68 (Brown)—Relative to the Parker B. Rice Memorial Bridge and the Richard "Fresh Air" Janson Bridge.

The Assembly concurred in the above Senate amendments; resolution ordered enrolled.

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

ASSEMBLY BILL NO. 682 (Tucker)—An act to add Section 25503.33 to the Business and Professions Code, relating to alcoholic beverages.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

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

ASSEMBLY BILL NO. 3133 (Firestone)—An act to amend Sections 69766 and 69768 of, and to add Article 2.5 (commencing with Section 69522) to Chapter 2 of Part 42 of, the Education Code, to amend Section 20057 of the Government Code, and to amend Section 10340 of the Public Contract Code, relating to postsecondary education, and making an appropriation therefor.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

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

ASSEMBLY BILL NO. 1058 (Speier)—An act to amend Section 259 of, to add Chapter 9 (commencing with Section 689.010) to Division 1 of Title 9 of Part 2 of, and to repeal Sections 639.5 and 640.1 of, the Code of Civil Procedure, to amend Section 4506.3 of, to add Section 5246 to, to add Article 3 (commencing with Section 3680) to Chapter 6 of Part 1 of Division 9 of, to add Article 4 (commencing with Section 4250) to Chapter 2 of Part 2 of Division 9 of, and to add Division 14 (commencing with Section 10000) to, the Family Code, to amend Section 70141 of the Government Code, to amend Sections 11350.1, 11475.1, and 11478.2 of, and to add Sections 11350.7, 11354, 11355, and 11356 to, the Welfare and Institutions Code, relating to family law.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

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

ASSEMBLY BILL NO. 1684 (Alby)—An act to amend the heading of Chapter 1 (commencing with Section 14000) of Part 5 of Division 3 of Title 1 of, and to amend Sections 14010, 14020, 14021, 14022, 14024, 14025, 14026, 14028, 14030, 14030.2, 14035, 14037, 14037.6, 14040, 14043, 14045, 14046, 14052, 14056, 14059, 14060, 14061, 14066, 14070, 14071, 14072, 14076, 14085, and 14086 of, to add Section 14060.5 to, and to repeal Section 14029 of, the Corporations Code, relating to financial development, and making an appropriation therefor.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

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

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 Assembly concurred in the above Senate amendments; bill ordered enrolled.

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

ASSEMBLY BILL NO. 2612 (Baugh)—An act to amend Sections 19356.6 and 19356.7 of the Welfare and Institutions Code, relating to habilitation services.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

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

ASSEMBLY BILL NO. 3296 (Brewer)—An act to amend Section 65804 of, and to add and repeal Section 27279.1 of, the Government Code, relating to local agency procedures.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

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

ASSEMBLY BILL NO. 2032 (Frusetta)—An act to amend Sections 78406, 78407, 78427, 78475, 78476, 78486, 78489, 78490, 78491, 78500, 78525, 78552, 78554, 78558, 78559, 78563, 78577, 78578, 78582, 78583, 78585, and 78588 of, to add Section 78552.5 to, to repeal Section 78562 of, and to repeal Article 2 (commencing with Section 5931) and Article 4 (commencing with Section 5981) of Chapter 9 of Part 1 of Division 4 of, the Food and Agricultural Code, relating to food and agriculture.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

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

ASSEMBLY BILL NO. 2726 (Woods)—An act to amend Sections 7576 and 7587 of, and to add Section 7586.6 to, the Government Code, relating to public social services.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

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

ASSEMBLY BILL NO. 3042 (Takasugi)—An act to amend Section 11161 of, and to add and repeal Section 11165 of, the Health and Safety Code, relating to controlled substances, and making an appropriation therefor.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

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

ASSEMBLY BILL NO. 3323 (Hannigan)—An act relating to highways, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

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

ASSEMBLY BILL NO. 1524 (Granlund)—An act to amend Sections 366.21, 366.26, 16100, 16122, and 16501 of, and to amend, repeal, and add Section 361.5 of, the Welfare and Institutions Code, relating to children.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

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

ASSEMBLY BILL NO. 2051 (Alpert)—An act to amend Section 647 of the Penal Code, relating to crimes.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

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

ASSEMBLY BILL NO. 2353 (Alpert)—An act to add Section 3053.2 to the Penal Code, relating to domestic violence.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

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

ASSEMBLY BILL NO. 2881 (Woods)—An act to add Chapter 12 (commencing with Section 15700) to Part 3 of Division 9 of the Welfare and Institutions Code, relating to public social services.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

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

ASSEMBLY BILL NO. 3223 (Brown)—An act to add Section 47613 to the Education Code, and to amend Sections 53313 and 53317 of the Government Code, relating to schools.

The Assembly concurred in the above Senate amendments; bill ordered enrolled.

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

Special Consent Calendar Roll Call

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

AYES—76

Ackerman	Campbell	House	Murray, Kevin
Aguiar	Cannella	Isenberg	Murray, Willard
Alby	Conroy	Kaloogian	Napolitano
Alpert	Cortese	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	Callegos	Martinez	Thompson
Bowler	Goldsmith	Mazzoni	Tucker
Brewer	Granlund	McPherson	Vasconcellos
Brown	Harvey	Migden	Villaraigosa
Brulte	Hauser	Miller	Weggeland
Burton	Hawkins	Morrissey	Woods
Bustamante	Hoge	Morrow	Mr. Speaker

NOES—None

**SENATE CONCURRENT RESOLUTION NO. 2
WITHDRAWN FROM COMMITTEE**

Assembly Member Rogan was granted unanimous consent that Senate Concurrent Resolution No. 2 be withdrawn from the Committee on Rules for the purpose of consideration at this time, without reference to file.

SENATE CONCURRENT RESOLUTION NO. 2 (Lockyer)—Relative to the selection of the Legislative Counsel of California.

Resolution read, and adopted by the following vote:

AYES—67

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

NOES—None

Resolution ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

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

Legislative Intent—Assembly Bill No. 2288

August 31, 1996

Honorable Curt Pringle

Speaker

California State Assembly

Dear Speaker Pringle: I am writing to help clarify the purpose for my introduction of AB 2288.

I introduced this bill to provide law enforcement with an additional tool to combat the criminal street racing that has plagued so many of Southern California's communities. Street racing has brought serious problems to the communities in which it has become a sport. These racers continually block off city streets and initiate drag races, endangering their lives as well as those of the hundreds of spectators who gather at these sites. In fact, numerous fatalities have resulted when the operator of an automobile or motorcycle has lost control of the vehicle while participating in a street race. Street racers often destroy public property, painting race markings on city streets and often vandalizing private property in the vicinity. And all too often, these races erupt into violence. In a period of 3 months, the City of Fontana experienced four murders resulting from street race

disputes. Clearly, law enforcement's efforts to ensure the safety of their communities must include an active effort against street racing.

Unfortunately, though the efforts of law enforcement to end street racing have been significant, they have, for the most part, been unsuccessful. Under current law, an officer may arrest an individual determined to be participating in a street race and impound the vehicle used in the race overnight. Upon conviction, the vehicle may be impounded for an additional 30 days. Individuals who participate in these races have taken advantage of the overnight impoundment, continually escaping law enforcement's best efforts by retrieving the vehicle the following morning and participating in further races that night. Thus, even with a concerted effort by law enforcement, these criminals may only be deterred from their races for one night.

AB 2288 would allow an officer to arrest an individual determined to be participating in a street race and immediately impound the vehicle used in the offense for up to 30 days. This change will give the law more weight, actually removing the perpetrator from the streets for as long as a month. In doing so, it will prevent these individuals from continuing the actions that endanger the communities in which they choose to race.

In the interest of justice, this law would allow the registered owner of the vehicle to appear in a hearing to challenge the validity of the impoundment. Additionally, the vehicle may not be impounded if it has been used without the knowledge or consent of the registered owner, or is a stolen vehicle. In these cases, the vehicle may be retrieved by the registered owner immediately. I have taken these steps to ensure that innocent victims are not unwittingly held responsible for the actions of the driver. Finally, neither the registered owner nor the defendant would be required to pay the fees associated with the impoundment if the charges are dismissed or the defendant is acquitted. I included this provision so that, should a peace officer misinterpret the law and impound a vehicle in error, the driver of the vehicle would not be held financially responsible.

I have taken every step to ensure that this bill would punish only those who are legitimately responsible for the commission of this crime. In its current form, I do not believe that this measure would unfairly impact motorcyclists. Though your concerns regarding the implementation of this bill are understandable, the situations that you have suggested would not merit the impoundment of the motorcycle. I have been assured by the Ontario Police Department and the California Highway Patrol that impounding a motorcycle in either case would constitute an abuse of the law. Such an abuse would result in a dismissal of the charges and the immediate release of the vehicle to the registered owner without charge. If you have further concerns in this regard, I hope that you will bring them to my attention so that I may look at the problems more closely. Should it be found that this law does unfairly impact motorcyclists who are not

violating any laws, I would be pleased to address those problems through the legislative process in the future.

Again, thank you for contacting me with your concerns. If I can be of further assistance in this or any other state matter, please do not hesitate to contact me.

Sincerely,

FRED AGUIAR, Assembly Member
Sixty-first District

Assembly Member Bordonaro was granted unanimous consent that the following communication be printed in the Journal:

August 31, 1996

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

Dear Mr. Speaker: Yesterday, the Assembly took advantage of the historic opportunity to change the electrical industry in California. Before us were the conference committee reports contained in AB 1890 (Brulte), which is the blueprint that will guide this state through the restructuring and deregulation of the electrical industry. I truly believe that free market competition is clearly in the best interests of California. Unfortunately, this measure does not address the impact of deregulation on San Luis Obispo County.

My purpose in writing this letter is not only to serve notice of my concern but also to relate my belief that it will be necessary to follow this landmark deregulation bill with further legislation designed to protect the taxpayers of San Luis Obispo County from the potential ill effects of the electric industry changes.

San Luis Obispo is the home of the Diablo Canyon Nuclear Power facility owned by the Pacific Gas and Electric Company. It is, by far, the largest single source of property tax revenue and private industry jobs in the county. Anything that threatens the operation of Diablo Canyon also threatens our tax and job base. Because of the enormous economic role played by the Diablo Canyon facility in our county and the potential negative impact deregulation will have on that facility's future, the economic vitality of San Luis Obispo County could also be negatively impacted. Without provisions in AB 1890 that provide the taxpayers of San Luis Obispo County protection from major tax revenue loss, San Luis Obispo County and many School Districts will suffer immensely.

However, I have secured commitments from the Conference Committee members who have expressed their willingness to address this legislatively in the 1997-1998 legislative session and will diligently work with them to deal with the concerns of the San Luis Obispo County taxpayers.

Sincerely,

TOM J. BORDONARO, JR., Assembly Member
Thirty-third District

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

Legislative Intent—Assembly Bill No. 2088

August 31, 1996

*The Honorable Dotson Wilson
Chief Clerk
California State Assembly
Sacramento, California*

Dear Mr. Wilson: I would request that this letter, which speaks to my intent with respect to the specified provisions of my AB 2088, be printed in the Assembly Daily Journal.

AB 2088 is intended to be declaratory of, and does not constitute a change in, existing law. Specifically, AB 2088 is intended to clarify that intermediate manufacturing process streams, as defined in the bill, that are used as ingredients in manufacturing processes to produce commercial products are not wastes. As defined in the bill, "intermediate manufacturing process stream" does not include materials or combinations of materials that are to be burned or incinerated for the purpose of abandonment or relinquishment.

Thank you for your assistance.

Sincerely,

DEDE ALPERT, Assembly Member
Seventy-eighth District

**SENATE CONCURRENT RESOLUTION NO. 69 TAKEN UP
BY UNANIMOUS CONSENT**

Assembly Member Cunneen was granted unanimous consent to take up Senate Concurrent Resolution No. 69, without reference to committee or file.

SENATE CONCURRENT RESOLUTION NO. 69—Relative to California Lung Health Day.

Resolution read, and adopted.

Resolution ordered transmitted to the Senate.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Assembly Member Speier was granted unanimous consent that the following Legislative Counsel Opinion be printed in the Journal:

Sacramento, California
August 30, 1996

*Honorable K. Jacqueline Speier
3151 State Capitol*

Common Interest Developments (A.B. 1317) #28694

Dear Ms. Speier:

QUESTION

Does the omission of the words "other than association assessments" from subdivision (c) of Section 1354 of the Civil Code, by Assembly Bill No. 1317, as it would be amended by the Proposed Conference Report No. 1, August 28, 1996, create a substantive change in the law?

OPINION

The omission of the words "other than association assessments" from subdivision (c) of Section 1354 of the Civil Code, by Assembly Bill No. 1317, as it would be amended by the Proposed Conference Report No. 1, August 28, 1996, does not create a substantive change in the law.

ANALYSIS

Section 1354 of the Civil Code generally provides that the covenants and restrictions in the declaration of a common interest development are enforceable as equitable servitudes, unless unreasonable. Subdivision (b) of that section currently provides, in relevant part, as follows:

"(b) Unless the applicable time limitation for commencing the action would run within 120 days, prior to the filing of a civil action by either an association or an owner or a member of a common interest development solely for declaratory relief or injunctive relief, or for declaratory relief or injunctive relief in conjunction with a claim for monetary damages, *other than association assessments*, not in excess of five thousand dollars (\$5,000), related to the enforcement of the governing documents, the parties shall endeavor, as provided in this subdivision, to submit their dispute to a form of alternative dispute resolution such as mediation or arbitration.

* * *" (Emphasis added.)

Thus, Section 1354 requires the parties to a civil action that has been brought solely for declaratory relief or injunctive relief in conjunction with a claim for monetary damages, other than association assessments, not in excess of \$5,000, and that is related to the enforcement of the governing documents, to endeavor to submit their dispute to a form of alternative dispute resolution prior to the filing of that civil action. Existing subdivision (c) provides, in relevant part, as follows:

"(c) At the time of filing a civil action by either an association or an owner or a member of a common interest development solely for declaratory relief or injunctive relief, or for declaratory relief or injunctive relief in conjunction with a claim for monetary damages, *other than association assessments*, not in excess of five thousand dollars (\$5,000), related to the enforcement of the governing documents, the party filing the action shall file with the complaint a certificate stating that alternative dispute resolution has been completed *in compliance with subdivision (b)*.

* * *" (Emphasis added.)

Thus, subdivision (c) of Section 1354 imposes a duty upon the party filing an action for declaratory or injunctive relief in conjunction with a claim for monetary damages, to file a specified certificate of compliance with the alternative dispute resolution requirements of subdivision (b). The failure to file that certificate is grounds for a

demurrer or a motion to strike, as specified. The subdivision currently expressly notes the exception to the alternative dispute resolution requirement for claims relating to association assessments.

Assembly Bill No. 1317 of the 1995–96 Regular Session, as amended in the Senate September 6, 1995, (its last amended form) deletes the words “other than association assessments” from subdivisions (b) and (c) of Section 1354. However, Proposed Conference Report No. 1 would restore that language to subdivision (b) of Section 1354. The report would not restore that language to subdivision (c). Thus, the language of proposed subdivision (c), as amended by Assembly Bill No. 1317, would require a party to file a certificate stating that alternative dispute resolution has been completed “in compliance with subdivision (b)” at the time of filing a civil action “for declaratory relief or relief in conjunction with a claim for monetary damages not in excess of \$5,000, related to the enforcement of the governing documents,” except under specified circumstances that are not relevant to this discussion.

Where the language of a statute is clear, a court interpreting it shall follow its plain meaning (*Great Lakes Properties, Inc. v. City of El Segundo*, 19 Cal. 3d 152, 155). Moreover, it is a fundamental rule of statutory construction that significance should be given to every word or clause of an act in pursuance of the legislative purpose of an act, and that those words are to be construed in context (*Moyer v. Workmen’s Comp. Appeals Bd.*, 10 Cal. 3d 222, 230). Subdivision (b), as proposed to be amended by the conference report, would continue the exception of existing law for claims for association assessments from the requirement that the parties to a civil action brought pursuant to Section 1354 submit their dispute to alternative dispute resolution. Pursuant to the proposed conference report, subdivision (c), while recasting the language of that subdivision would nonetheless continue the duty to complete the certificate “in compliance with subdivision (b).” The duty imposed by subdivision (c) is entirely dependent upon the requirements imposed in subdivision (b). Subdivision (b) excepts actions concerning association assessments from its requirements.

The alternative interpretation, that the Legislature seeks to impose a duty upon persons who are exempt from the provisions of subdivision (b) of that section to file a certificate indicating compliance with that section, would be an incongruous result (see *Woods v. Young*, 53 Cal. 3d 315, 321).

For this reason, we think that the omission of the words “other than association assessments” from subdivision (c) of Section 1354 of the Civil Code, by Assembly Bill No. 1317, as proposed to be amended by the Proposed Conference Report No. 1, August 28, 1996, does not create a substantive change in existing law.

Very truly yours,

BION M. GREGORY
Legislative Counsel

by

FELICIA A. LEE
Deputy Legislative Counsel

**REQUEST FOR UNANIMOUS CONSENT TO TAKE UP
SENATE BILL NO. 575**

Assembly Member Goldsmith requested unanimous consent to take up Senate Bill No. 575, without reference to file.

Assembly Member Burton withheld unanimous consent.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 2338**

At 9:48 p.m., on motion of Assembly Member Gallegos, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly concurred in Senate amendments to Assembly Bill No. 2338 by the following vote:

AYES—42

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

NOES—22

Archie-Hudson	Ducheny	Knox	Napolitano
Baca	Escutia	Kuehl	Setencich
Bates	Figuroa	Martinez	Vasconcellos
Bowen	Gallegos	Migden	Villaraigosa
Brown	Isenberg	Murray, Kevin	
Bustamante	Katz	Murray, Willard	

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 2188**

At 9:48 p.m., on motion of Assembly Rogan, 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 Baca moved to continue the call of the Assembly.

Motion carried. Time, 9:48 p.m.

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

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 3147**

At 9:49 p.m., on motion of Assembly Member Rogan, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly refused to concur in Senate amendments to Assembly Bill No. 3147 by the following vote:

AYES—3

Ackerman	Brewer	Margett
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NOES—65

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

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 3122**

At 9:50 p.m., on motion of Assembly Member Katz, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly refused to concur in Senate amendments to Assembly Bill No. 3122 by the following vote:

AYES—51

Alby	Cortese	House	Murray, Willard
Alpert	Cunneen	Isenberg	Napolitano
Archie-Hudson	Davis	Katz	Poochigian
Baca	Ducheny	Knox	Setencich
Bates	Escutia	Kuehl	Speier
Battin	Figueroa	Lee	Sweeney
Bordonaro	Firestone	Machado	Takasugi
Bowen	Friedman	Margett	Tucker
Brown	Frusetta	Martinez	Vasconcellos
Burton	Gallegos	Mazzoni	Villaraigosa
Bustamante	Goldsmith	McPherson	Weggeland
Campbell	Harvey	Migden	Woods
Cannella	Hauser	Murray, Kevin	

NOES—23

Ackerman	Brewer	Kaloogian	Rainey
Aguiar	Brulte	Knight	Richter
Baldwin	Conroy	Knowles	Rogan
Baugh	Granlund	Miller	Thompson
Boland	Hawkins	Morrow	Mr. Speaker
Bowler	Hoge	Olberg	

Communications

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

Explanation of Vote—Assembly Bill No. 3122

September 1, 1996

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

Dear Dotson: I would like the record to properly reflect that it was my full intent to vote Yes on AB 3122 (Ducheny) on August 31, 1996.

At the close of Saturday's Session, I publicly announced my vote change from the dais. However, when I made the notation on the Assembly's vote change form, I inadvertently omitted my signature. I am fully cognizant that a vote change is not entirely concluded unless both acts have been properly and wholly executed.

Therefore, please let the record indicate that I do, indeed, support AB 3122.

Sincerely,

BRETT J. GRANLUND, Assembly Member
Sixty-fifth District

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 579**

At 9:50 p.m., on motion of Assembly Member Granlund, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 579 refused passage by the following vote:

AYES—40

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

NOES—23

Alpert	Davis	Knox	Murray, Willard
Archie-Hudson	Ducheny	Kuehl	Napolitano
Baca	Escutia	Lee	Speier
Bowen	Figueroa	Martinez	Sweeney
Brown	Hauser	Migden	Vasconcellos
Bustamante	Katz	Murray, Kevin	

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 2023**

At 9:51 p.m. on motion of Assembly Member Archie-Hudson, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 2023 passed by the following vote:

AYES—46

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

NOES—23

Alpert	Cannella	Isenberg	Speier
Archie-Hudson	Ducheny	Knox	Sweeney
Baca	Escutia	Kuehl	Tucker
Brown	Figueroa	Migden	Vasconcellos
Burton	Gallegos	Murray, Kevin	Villaraigosa
Campbell	Hauser	Murray, Willard	

Bill ordered transmitted to the Senate.

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

ASSEMBLY BILL NO. 115 (Kevin Murray)—An act to amend Section 10089.7 of the Insurance Code, relating to earthquake 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—64

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

NOES—3

Baldwin	Poochigian	Weggeland
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Above bill ordered enrolled.

ASSEMBLY BILL NO. 824 (Ducheny)—An act to amend Sections 41976, 44865, 52523, and 84711 of, to add Section 76380.5 to, and to add Article 4 (commencing with Section 8540) to Chapter 3 of Part 6 of, the Education Code, relating to education financing.

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

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

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 9:58 p.m.

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

At 10:02 p.m., Hon. David Knowles, 78th District, presiding

ASSEMBLY BILL NO. 1533 (Cortese)—An act to add Chapter 1.692 (commencing with Section 5096.300) to Division 5 of the Public Resources Code, and to repeal Section 2 of Chapter 333 of the Statutes of 1996, relating to governmental functions, including financing a program for the acquisition, development, improvement, rehabilitation, restoration, enhancement, and protection of park, recreational, cultural, historical, fish and wildlife, lake, riparian, reservoir, delta, and coastal resources, 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, and declaring the urgency thereof, to take effect immediately.

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

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

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

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

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

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

ASSEMBLY BILL NO. 1675 (Goldsmith)—An act to amend Section 43701 of, and to add Sections 43701.1, 43703, and 43704 to, the Health and Safety Code, and to amend Section 34501.12 of the Vehicle Code, relating to air pollution.

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.)

Demand for Previous Question

Assembly Members Bustamante, Alpert, Villaraigosa, Baldwin, and Kalogian 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 Goldsmith moved a call of the Assembly.

Motion carried. Time, 10:22 p.m.

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

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

SENATE BILL NO. 2046 (Johnson)—An act to amend Section 1861.02 of the Insurance Code, relating to insurance, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read.

Demand for Previous Question

Assembly Members Morrissey, Kuykendall, Thompson, Richter, and Knight demanded the previous question. Demand sustained.

The question being on the adoption of the urgency clause.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 10:28 p.m.

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

At 10:30 p.m., Speaker pro Tempore Fred Aguiar, 61st District, presiding

SPECIAL COMMITTEE MEETINGS

Assembly Member Knowles was granted unanimous consent that the Committee on Insurance be permitted to hold a special meeting at this time, in the Tom Bane Rules Committee Room, and that Joint Rule 62(a) be waived for the purpose of setting Assembly No. 201 for hearing, and without objection, the House was permitted to continue in Floor session.

COMMUNICATIONS

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

August 31, 1996

E. Dotson Wilson

*Chief Clerk, State Assembly
State Capitol, Room 3196*

Dear Mr. Wilson: Please be advised that Assembly Members Cannella and K. Murray are temporarily appointed to the Insurance Committee, replacing Assembly Members Hannigan and Tucker, for the purpose of today's hearing.

Sincerely,

CURT PRINGLE
Speaker of the Assembly

At 10:31 p.m., Speaker Curt Pringle, 68th District, presiding

RULES TEMPORARILY SUSPENDED

Assembly Member Kevin Murray was granted unanimous consent that Assembly Rule 69(b) and 69(e) be suspended to permit consideration of amendments to Senate Bill No. 874.

SENATE BILL NO. 874 (Calderon)—An act to amend Sections 69102 and 69104 of the Government Code, relating to courts.

Bill read third time.

Motion to Amend

Assembly Member Kevin Murray moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

Rules Temporarily Suspended

Assembly Member Kevin Murray was granted unanimous consent that Assembly Rule 69(d) be suspended to permit consideration of Senate Bill No. 874, as amended, without reference to file.

SENATE BILL NO. 874 (Calderon)—An act to add Part 7.1 (commencing with Section 15427) to the Government Code, relating to the death penalty, and making an appropriation therefor.

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

Bill passed by the following vote:

AYES—62

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

NOES—6

Bates	Kuehl	Migden
Burton	Lee	Villaraigosa

Bill ordered transmitted to the Senate immediately.

MESSAGES FROM THE SENATE

Senate Chamber, August 31, 1996

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

Assembly Bill No. 2696

And respectfully requests the Assembly to concur in said amendments.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bill ordered to unfinished business file.

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

ASSEMBLY BILL NO. 1930 (Sweeney)—An act to amend Section 65950 of the Government Code, and to amend Sections 21100.2 and 21151.5 of the Public Resources Code, relating to environmental quality.

Bill presented by Assembly Member Sweeney.

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2104 (Machado)—An act to amend Sections 1370, 1370.1, and 11105 of the Penal Code, and to amend Sections 6509 and 7325 of the Welfare and Institutions Code, relating to mentally disordered persons.

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

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

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

AYES—67

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

NOES—None**Vote Changes**

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 2104: Assembly Member Sweeney, from “No” to “Aye”.

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2112 (Goldsmith)—An act to amend Section 6025 of the Penal Code, relating to corrections.

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—66

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2647 (Kuehl)—An act to amend Section 6380 of the Family Code, to add Section 273.65 to the Penal Code, and to amend Sections 213.5, 302, 304, 332, 361, 362, 362.1, 362.4, 16206, and 16208 of, and to add Section 218.5 to, the Welfare and Institutions 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—74

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2719 (Sweeney)—An act to amend Sections 15100 and 17721.3 of, and to add Section 17718.3 to, the Education Code, relating to school facilities.

Bill presented by Assembly Member Baldwin.

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2985 (Woods)—An act to add Section 11462.06 to the Welfare and Institutions Code, relating to public social 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—74

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 3093 (Villaraigosa)—An act to amend Sections 1170 and 3058.6 of the Penal Code, relating to prisoners.

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

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

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 10:37 p.m.

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

ASSEMBLY BILL NO. 137 (Olberg)—An act to add Sections 2099 and 2100 to the Fish and Game Code, relating to endangered and threatened species, 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.

Call of the Assembly

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

Motion carried. Time, 10:40 p.m.

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

ASSEMBLY BILL NO. 2377 (Margett)—An act to add and repeal Chapter 8 (commencing with Section 2100) to Part 2 of the Education Code, and to add and repeal Article 24.6 (commencing with Section 899) to Chapter 2 of Part 1 of Division 2 of the Welfare and Institutions Code, relating to juveniles, 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—71

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2447 (Kevin Murray)—An act to amend Sections 743, 745, 746, 747, and 748 of the Welfare and Institutions Code, relating to minors, 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—66

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2563 (Goldsmith)—An act to amend Section 68511.3 of the Government Code, and to amend Section 2601 of the Penal Code, relating to inmate litigants.

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

NOES—6

Burton	Kuehl	Migden
Campbell	Lee	Villaraigosa

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 2563: Assembly Member Kuehl, from "Aye" to "No".

Above bill ordered enrolled.

ASSEMBLY BILL NO. 3048 (Olberg)—An act to amend Sections 40716, 40717.5, 40914, 40916, 40918, 40919, 40920, 40920.5, 40924, 40925, 40925.5, and 44241 of, and to repeal Sections 40457, 40717.1, 40925, and 44246 of, the Health and Safety Code, relating to air pollution.

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

NOES—1

Villaraigosa

Above bill ordered enrolled.

ASSEMBLY BILL NO. 66 (Goldsmith)—An act to add Sections 47606.1 and 47610.5 to, the Education Code, relating to schools.

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	Cannella	Isenberg	Olberg
Aguiar	Conroy	Kaloogian	Poochigian
Alby	Cortese	Knight	Rainey
Alpert	Cunneen	Knowles	Richter
Baca	Davis	Kuehl	Rogan
Baldwin	Ducheny	Kuykendall	Setencich
Battin	Figueroa	Machado	Sweeney
Baugh	Firestone	Margett	Takasugi
Boland	Frusetta	Martinez	Thompson
Bordonaro	Goldsmith	McPherson	Vasconcellos
Bowen	Granlund	Miller	Villaraigosa
Bowler	Harvey	Morrissey	Weggeland
Brewer	Hauser	Morrow	Woods
Brown	Hawkins	Murray, Kevin	Mr. Speaker
Brulte	Hoge	Murray, Willard	
Bustamante	House	Napolitano	

NOES—5

Bates	Campbell	Migden
Burton	Lee	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 136 (Brewer)—An act to amend Section 46201 of the Education Code, relating to school finance.

Bill presented by Assembly Member Battin.

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—72

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 302 (Tucker)—An act to amend Sections 19411, 19533.5, 19546, and 19605.7 of the Business and Professions Code, relating to horseracing.

Bill presented by Assembly Member Hauser.

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

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

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

AYES—57

Ackerman	Campbell	Knowles	Olberg
Aguiar	Cannella	Knox	Poochigian
Alpert	Conroy	Kuehl	Rainey
Baca	Cortese	Kuykendall	Rogan
Bates	Ducheny	Lee	Setencich
Battin	Escutia	Machado	Speier
Baugh	Figueroa	Margett	Sweeney
Boland	Gallegos	Mazzoni	Takasugi
Bordonaro	Goldsmith	McPherson	Tucker
Bowen	Granlund	Migden	Vasconcellos
Brewer	Harvey	Miller	Villaraigosa
Brown	Hauser	Morrissey	Mr. Speaker
Brulte	Kaloogian	Murray, Kevin	
Burton	Katz	Murray, Willard	
Bustamante	Knight	Napolitano	

NOES—8

Alby	Bowler	Frusetta	Thompson
Baldwin	Cunneen	House	Woods

Vote Changes

By unanimous consent, the following vote changes were permitted on concurrence in Senate amendments to Assembly Bill No. 302: Assembly Member Frusetta, from “Aye” to “No”; Assembly Member Baugh, from “No” to “Aye”.

Above bill ordered enrolled.

ASSEMBLY BILL NO. 645 (Frusetta)—An act to amend Section 25202 of, and to add Section 25205.5.1 to, the Health and Safety Code, relating to hazardous 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—73

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1647 (Bustamante)—An act to amend Sections 41780 and 41780.1 of, and to add Sections 40124 and 41781.3 to, the Public Resources Code, relating to solid 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—51

Ackerman	Bustamante	Hoge	Murray, Willard
Aguiar	Cannella	House	Olberg
Alby	Conroy	Kaloogian	Poochigian
Alpert	Cortese	Knight	Rainey
Baca	Cunneen	Knowles	Richter
Baldwin	Ducheny	Kuykendall	Rogan
Battin	Firestone	Machado	Setencich
Baugh	Frusetta	Margett	Takasugi
Boland	Goldsmith	McPherson	Thompson
Bordonaro	Granlund	Miller	Weggeland
Bowler	Harvey	Morrissey	Woods
Brewer	Hauser	Morrow	Mr. Speaker
Brulte	Hawkins	Murray, Kevin	

NOES—14

Bates	Katz	Mazzoni	Vasconcellos
Bowen	Kuehl	Napolitano	Villaraigosa
Campbell	Lee	Speier	
Figueroa	Martinez	Sweeney	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2312 (Woods)—An act to amend Sections 912.5 and 1736 of 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—70

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2177 (Miller)—An act to amend Sections 17002 and 17052 of the Corporations Code, and to amend Sections 1628, 1647, and 1765.2 of, and to add Sections 1647.5 and 1656.2 to, the Insurance Code, relating to insurance.

Bill presented by Assembly Member Brulte.

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

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

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

AYES—68

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2649 (Thompson)—An act to add Section 511 to the Business and Professions Code, to amend Section 1367.10 of, and to add Section 1348.6 to, the Health and Safety Code, and to add Section 10175.5 to the Insurance Code, relating to health coverage.

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2937 (Brulte)—An act to amend Section 42400.2 of, and to add and repeal Chapter 3 (commencing with Section 39150) of Part 1 of Division 26 of, the Health and Safety Code, and to amend Sections 13268 and 13387 of, and to add and repeal Chapter 5.8 (commencing with Section 13399) of Division 7 of, the Water Code, relating to pollution enforcement.

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—70

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

NOES—1

Burton

Above bill ordered enrolled.

ASSEMBLY BILL NO. 81 (Napolitano)—An act to amend Section 52 of, and to add Section 51.15 to, the Civil Code, and to add Section 181.5 to 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.

Call of the Assembly

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

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

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

ASSEMBLY BILL NO. 1368 (Knowles)—An act to add Section 926.19 to the Government Code, relating to claims against the state.

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—66

Ackerman	Bustamante	House	Murray, Willard
Aguiar	Cannella	Kaloogian	Napolitano
Alby	Conroy	Katz	Olberg
Alpert	Cortese	Knight	Poochigian
Baca	Cunneen	Knowles	Rainey
Baldwin	Davis	Kuehl	Richter
Bates	Ducheny	Kuykendall	Rogan
Battin	Figuroa	Lee	Speier
Baugh	Firestone	Margett	Takasugi
Boland	Frusetta	Martinez	Thompson
Bordonaro	Gallegos	Mazzoni	Vasconcellos
Bowen	Goldsmith	McPherson	Villaraigosa
Bowler	Granlund	Migden	Weggeland
Brewer	Harvey	Miller	Woods
Brown	Hauser	Morrissey	Mr. Speaker
Brulte	Hawkins	Morrow	
Burton	Hoge	Murray, Kevin	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2705 (Morrissey)—An act to add Sections 20067.5 and 20398.5 to the Government Code, relating to the Public Employees' Retirement System.

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	Burton	Hauser	Murray, Kevin
Aguiar	Bustamante	Hawkins	Murray, Willard
Alby	Campbell	Hoge	Napolitano
Alpert	Cannella	House	Olberg
Archie-Hudson	Conroy	Isenberg	Poochigian
Baca	Cortese	Katz	Rainey
Baldwin	Cunneen	Kuehl	Rogan
Bates	Davis	Kuykendall	Speier
Battin	Ducheny	Lee	Sweeney
Baugh	Escutia	Machado	Takasugi
Boland	Figuroa	Margett	Thompson
Bordonaro	Firestone	Martinez	Vasconcellos
Bowen	Frusetta	Mazzoni	Villaraigosa
Bowler	Gallegos	McPherson	Mr. Speaker
Brewer	Goldsmith	Migden	
Brown	Granlund	Miller	
Brulte	Harvey	Morrow	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2713 (Conroy)—An act to amend Sections 830.7 and 830.11 of the Penal Code, and to add Sections 308.5 and 5322 to the Public Utilities Code, relating to public utilities.

Bill presented by Assembly Member Morrissey.

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2862 (Sweeney)—An act to add Section 14132.70 to the Welfare and Institutions Code, relating to public social services.

Bill presented by Assembly Member Bowen.

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	Isenberg	Murray, Willard
Aguiar	Cannella	Kaloogian	Napolitano
Alby	Conroy	Katz	Olberg
Alpert	Cortese	Knight	Poochigian
Archie-Hudson	Cunneen	Knowles	Rainey
Baca	Davis	Knox	Richter
Baldwin	Ducheny	Kuehl	Rogan
Bates	Escutia	Kuykendall	Setencich
Battin	Figueroa	Lee	Speier
Baugh	Firestone	Machado	Sweeney
Boland	Frusetta	Margett	Takasugi
Bordonaro	Gallegos	Martinez	Thompson
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
Bustamante	House	Murray, Kevin	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2964 (Firestone)—An act to amend Sections 1903, 2550.5, 33310, 33313, 39005, 39619, 41851.11, 41851.12, 42127.8, 42140, 42141, 44757, 48664, 52616.4, and 60352 of, to add Sections 53073, 53083, and 60650.5 to, and to repeal Sections 53073 and 53083 of, the Education Code, to amend Section 13 of Chapter 200 of the Statutes of 1996 and Section 25 of Chapter 204 of the Statutes of 1996, and to amend Item 6110-001-0001, Item 6110-231-0001, and Item 6110-233-0001 of Section 2.00 of the Budget Act of 1996, relating to schools, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—74

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

NOES—None

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

AYES—74

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 3026 (Bates)—An act to amend Section 1102.6 of, and to add Section 1102.16 to, the Civil Code, and to add Section 17958.4 to, the Health and Safety 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—60

Ackerman	Campbell	Isenberg	Morrissey
Aguiar	Cannella	Kaloogian	Murray, Kevin
Alpert	Cortese	Katz	Murray, Willard
Archie-Hudson	Cunneen	Knight	Napolitano
Baca	Davis	Knowles	Rainey
Bates	Ducheny	Knox	Richter
Battin	Escutia	Kuehl	Setencich
Baugh	Figueroa	Lee	Speier
Boland	Frusetta	Machado	Sweeney
Bowen	Gallegos	Margett	Takasugi
Bowler	Goldsmith	Martinez	Tucker
Brown	Granlund	Mazzoni	Vasconcellos
Brulte	Harvey	McPherson	Villaraigosa
Burton	Hauser	Migden	Weggeland
Bustamante	Hawkins	Miller	Woods

NOES—12

Alby	Brewer	Kuykendall	Rogan
Baldwin	Firestone	Olberg	Thompson
Bordonaro	House	Poochigian	Mr. Speaker

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1663 (Friedman)—An act to add Section 1370.4 to the Health and Safety Code, and to add Section 10145.3 to 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
Alby	Conroy	Kaloogian	Napolitano
Alpert	Cortese	Katz	Olberg
Archie-Hudson	Cunneen	Knight	Poochigian
Baca	Davis	Knowles	Rainey
Baldwin	Ducheny	Knox	Rogan
Bates	Escutia	Kuehl	Setencich
Battin	Figueroa	Kuykendall	Speier
Baugh	Firestone	Lee	Sweeney
Boland	Friedman	Machado	Takasugi
Bordonaro	Frusetta	Margett	Thompson
Bowen	Gallegos	Martinez	Tucker
Bowler	Goldsmith	Mazzoni	Vasconcellos
Brewer	Granlund	McPherson	Villaraigosa
Brown	Harvey	Migden	Woods
Brulte	Hauser	Miller	Mr. Speaker
Burton	Hawkins	Morrissey	
Bustamante	Hoge	Morrow	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2852 (Knox)—An act to amend, repeal, and add Sections 4462 and 40000.7 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—69

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

NOES—3

Campbell	Lee	Migden
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Above bill ordered enrolled.

ASSEMBLY BILL NO. 1184 (Friedman)—An act to amend Sections 14105.98 and 14163 of the Welfare and Institutions Code, relating to public social services, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

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

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

AYES—73

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

NOES—None

Above bill ordered enrolled.

SPECIAL COMMITTEE MEETINGS

Assembly Member Miller was granted unanimous consent that the Committee on Budget be permitted to hold a special meeting at this time, in the Tom Bane Rules Committee Room, and that Joint Rule 62(a) be waived for the purpose of setting Assembly Bill No. 445 for hearing.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 3109 (Margett)—An act to amend Sections 1206, 1206.5, and 1209 of the Business and Professions Code, relating to clinical laboratories.

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1703 (McPherson)—An act to amend Sections 12200, 12241, 12260, 12261, 12262, 12280, 12281, 12282, 12284, 12285, 12286, 12303, 12310, 12311, 12314, 12319, 12321, and 12327 of, to add Section 2118.5 to, to repeal Sections 12240, 12305, 12308, 12317, 12322, 12323, 12324, 12325, 12326, 12328, 12329, and 12330 of, to repeal Article 2 (commencing with Section 12350) of Chapter 4 of Division 12 of, to repeal and add Article 2 (commencing with Section 12220) of Chapter 3 of, and to repeal and add Chapter 2 (commencing with Section 12100) of, Division 12 of, the Elections Code, relating to elections.

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—66

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

NOES—1

Kuehl

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1490 (Caldera)—An act to amend Section 261.5 of the Penal Code, relating to crimes.

Bill presented by Assembly Member Machado.

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

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

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 11:03 p.m.

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

ASSEMBLY BILL NO. 2962 (Firestone)—An act to amend Section 11011.5 of, and to add Section 14669.35 to, the Government Code, relating to state property.

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—66

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

NOES—3

Battin	Setencich	Thompson
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Above bill ordered enrolled.

ASSEMBLY BILL NO. 2234 (Willard Murray)—An act to amend Sections 9765 and 9786 of, and to add and repeal Section 9701.5 of, the Business and Professions Code, relating to human remains.

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

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

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 11:13 p.m.

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

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 1675**

At 11:15 p.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.

Record Expunged and Action Rescinded on Assembly Bill No. 1675

Assembly Member Goldsmith was granted unanimous consent that the record be expunged and the action rescinded whereby a roll call vote was taken on this day on Assembly Bill No. 1675, and that the bill be placed upon the inactive file.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Assembly Member Goldsmith was granted unanimous consent that the following communication be printed in the Journal:

August 31, 1996

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

Dear Mr. Wilson: We write this letter to the Journal to state our intention to convene an interim hearing regarding the 1994 California State Implementation Plan (SIP) for ozone and the heavy-duty truck measures required to comply with Federal law. The interim hearing shall be held in San Diego because of the particular problem to the air quality in San Diego posed by Mexican heavy-duty trucks expected to be operating under the North American Free Trade Agreement.

As submitted to the Federal Environmental Protection Agency, the SIP requires a daily reduction of 82 tons of Nitrous Oxide emissions from the on-road heavy-duty diesel engine in the year 2010. The measures contained within the SIP to achieve these reductions will pose a tremendous burden on the 350,000–400,000 trucks

registered in California. More cost effective measures, such as those contained in AB 1675, exist and must be utilized first.

The problem is both national and international in scope. To adopt measures which place the burden solely on California vehicles is wrong. Such a policy will raise consumer prices as freight costs increase exponentially. It will add to the cost of California produced goods sold outside the state placing California industries at a competitive disadvantage. And it will not clean the air because it focuses the entire cure on only a small portion of the problem.

The California Retail Air Quality Coalition and the California Trucking Association have worked together to help solve this problem. AB 1675 is a product of two years of study with input from every industry impacted by the proposed changes including the environmental and regulatory communities.

The committee shall produce recommendations for legislation to be introduced next year to revamp the SIP with cost effective alternatives that will not place California industries at a disadvantage. The alternatives will be designed to reduce emissions from all trucks, whether registered in California, the remaining 49 states or abroad.

Thank you for your public notice of this commitment.

Sincerely,

JAN GOLDSMITH, Member
California State Assembly,
75th District

LARRY BOWLER, Chairman
Assembly Committee
on Transportation

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 3157 (Martinez)—An act to amend Sections 22507.5, 22651, 22651.7, 22850.5, 40202, 40207, and 40209 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—69

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

NOES—2

Baldwin Knowles

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 3157: Assembly Member Kaloogian, from "No" to "Aye".

Above bill ordered enrolled.

ASSEMBLY BILL NO. 378 (Willard Murray)—An act to add Section 14080 to the Welfare and Institutions Code, relating to Medi-Cal.

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

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

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 11:20 p.m.

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

ASSEMBLY BILL NO. 328 (Knowles)—An act to amend, repeal, and add Section 1620 of the Insurance Code, relating to insurance.

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

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

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

AYES—53

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

NOES—9

Bates	Katz	Murray, Willard
Cannella	Kuehl	Sweeney
Figueroa	Martinez	Villaraigosa

Above bill ordered enrolled.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

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

Legislative Intent—Assembly Bill No. 66

August 31, 1996

*E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol
Sacramento, California*

Dear Mr. Wilson: I am writing to clarify the intent of AB 66 (Goldsmith), a bill relating to Home Rule school districts.

AB 66, as it was passed by the Assembly (January 12, 1996 version), allowed 50 percent of parents or guardians of pupils currently enrolled in a school district to sign a petition as a condition of converting such district to a Home Rule school district. The Senate amendments were inadvertently drafted to allow an interpretation that one parent may represent 50 percent of all parents or guardians in a district in the petition process. That interpretation would be inaccurate. My intent was that 50 percent of all parents participate in the Home Rule school district petition process, as specified in AB 66, and I am committed to sponsor clean up legislation in the 1997–98 Legislative Session to convey the original intent.

I appreciate your public notice of my intent in the Assembly Daily Journal.

Sincerely,

JAN GOLDSMITH, Assembly Member
Seventy-fifth District

MESSAGES FROM THE SENATE

Senate Chamber, August 31, 1996

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

Assembly Bill No. 2553

And respectfully requests the Assembly to concur in said amendments.

GREG P. SCHMIDT, Secretary of the Senate

By John W. Rovane, Assistant Secretary

Above bill ordered to unfinished business 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. 3136

TO: ASSEMBLY JOURNAL
FROM: ASSEMBLYMAN MILLER
DATE: AUGUST 30, 1996
RE: AB 3136

This bill focuses on the responsibilities of licensed firearm dealers in California. Existing law sets clearly defined requirements for the sale and delivery of firearms. Licensed dealers are expected to understand and stay current with laws effecting their business. We understand that California's existing body of firearm laws is very confusing for those not directly involved in such issues. AB 3136 is directed at "out of control" licensed dealers who knowingly violate the law.

The enhanced penalty created by AB 3136, in the event that a weapon sold to a member of a prohibited class is used in the commission of a felony (paragraph 4 of subdivision (g)), is intended to apply to a licensed dealer and not to private parties who may inadvertently transfer a firearm in violation of the law.

GARY G. MILLER, Assembly Member
Sixtieth District

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

Legislative Intent—Assembly Bill No. 2705

August 30, 1996

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

Re: Letter for Assembly Journal

Dear Mr. Speaker: My intent in authoring AB 2705 is to provide equitable treatment to former members of the California Division of Forestry who were transferred to the Orange County Fire Department in 1981 and have not yet retired.

After these former state employees were transferred to Orange County Fire Department, state employees in the same position were changed from the State Safety retirement category to the Peace Officer/Firefighter category resulting in a change in their service retirement benefits. This bill would change the membership category to Peace Officer/Firefighter for those former state firefighters who are employed with the Orange County Fire Department and those who have left Orange County Fire Department Employment and who have not yet retired.

I would like to thank you in advance for your attention to this matter.

Sincerely,

JIM MORRISSEY, Assembly Member
Sixty-ninth District

MESSAGES FROM THE SENATE

Senate Chamber, August 31, 1996

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

Assembly Bill No. 641
Assembly Bill No. 3155
Assembly Bill No. 3222

And respectfully requests the Assembly to concur in said amendments.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered to unfinished business file.

Senate Chamber, August 31, 1996

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

Assembly Bill No. 2460

And respectfully requests the Assembly to concur in said amendments.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bill ordered to unfinished business file.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

On behalf of Speaker Pringle, Assembly Member Katz was granted unanimous consent that the following statement of legislative intent be printed in the Journal:

Legislative Intent—Assembly Bill No. 1475

August 31, 1996

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

Dear Mr. Wilson: This letter is to clarify the intent of the Legislature in approving AB 1475 (1995–1996 Legislative Session), which establishes a mechanism to ascertain the amount of revenue being collected by state regulatory bodies through regulatory and statutory authorizations.

The bill was introduced to provide an accessible and centralized information source, providing a means to calculate the amount of revenue generated by each authorization and to find out the number of regulatory bodies which collect revenue under any particular regulatory or statutory provision.

Paragraphs (1) and (2) of subsection (a) of Government Code Section 15399.58, created in AB 1475, which describes the information required to be placed in the inventory, reads as follows:

“(1) The total dollar amount of fees or charges assessed or collected by state boards, agencies, or departments, under each provision of law, which shall be listed separately. For each separate listing, the inventory shall identify the state board, agency or department that collected or assessed the fee or charge. If more than one state board, agency or department collected or assessed a fee or charge pursuant to the same statutory or regulatory provision, the inventory shall separately list the total dollar amount collected or assessed by each state board, agency, or department pursuant to that provision.

(2) The number of facilities from which the fee revenue in each separate category listed pursuant to paragraph (1) was collected.”

“Fees or charges assessed or collected” is intended to identify money which has actually been paid to a state entity. This reading of the provision is consistent with the general purpose of the bill which is to ascertain the dollar amount of fee revenue received by the state through these regulatory entities. Reporting fees that are merely assessed, but not collected, does nothing to further this purpose.

“The number of facilities” is intended to identify the number of individual assessments levied under an authorization by identifying the number of separate persons, businesses, or business sites which are subject to the identified fees or charges. This way, the total dollar amount provided can be divided by the number of individual assessments to ascertain the size of the average charge under an authorization.

It is my understanding that agencies may have existing information systems which identify fee information by the number of “persons” or “businesses” charged, rather than “facilities.” For example, the State Water Resources Control Board identifies entities

subject to their fee authority by “person,” because under their statutory authorization, the SWRCB issues permits to persons. In such circumstances, if an agency identifies the number of permits which it issued to “persons,” it would comply with the intent of the Section 15399.58 (a) (2) “facilities” requirement.

Sincerely,

CURT PRINGLE
Speaker of the Assembly

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

Legislative Intent—Senate Bill No. 1327

August 31, 1996

*Mr. E. Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Mr. Wilson: I am writing to clarify my intent, as Chairman of the Assembly Insurance Committee, in requesting an amendment to Senate Bill 1327 (Chapter 54 of the Statutes of 1996) when that measure was heard before my committee. The amendment added Section 2 to the bill, which states the intent of the Legislature that SB 1327 not be construed to “restrict the ability of any person to inspect or evaluate a condominium project in connection with an application for a waiver of earthquake insurance requirements pursuant to guidelines of the Federal Home Loan Mortgage Corporation.”

The purpose of this amendment was to ensure that condominium buyers would have the ability to obtain waivers from Freddie Mac’s earthquake insurance or fee requirements, even if the technology used to process waiver requests had yet to be approved by the Insurance Commissioner. Absent this amendment, SB 1327 would have prevented condominium owners in low and moderate earthquake risk regions of the state, such as my district, from obtaining waivers, thereby needlessly increasing housing costs in those areas. Any interpretation of SB 1327 that would prevent the use of an earthquake assessment system to grant waivers from Freddie Mac’s requirements is inconsistent with my intent in adding Section 2 to the bill.

I request that this letter be published in the Assembly Journal.

Sincerely,

DAVID KNOWLES, Assembly Member
Fourth District

RULES TEMPORARILY SUSPENDED

Assembly Member Goldsmith was granted unanimous consent that Assembly Rule 69(e) be suspended to permit consideration of amendments to Senate Bill No. 575, without reference to file.

SENATE BILL NO. 575 (Polanco)—an act to amend Section 1502 of, and to add Article 2.6 (commencing with Section 1528) to Chapter 3 of Division 2 of, the Health and Safety Code, and to amend Sections 361.2 and 11402.5 of, to amend, repeal, and add Section 207 of, to add Sections 725.6, 11402.7, and 11462.06 to, and to add and repeal Section 601.1 of, the Welfare and Institutions Code, relating to juveniles.

Bill read third time.

Motion to Amend

Assembly Member Goldsmith moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

Rules Temporarily Suspended

Assembly Member Goldsmith was granted unanimous consent that Assembly Rule 69(d) be suspended to permit consideration of Senate Bill No. 575, as amended, without reference to file.

SENATE BILL NO. 575 (Polanco)—An act to amend Section 1502 of, and to add Article 2.6 (commencing with Section 1528) to Chapter 3 of Division 2 of, the Health and Safety Code, and to amend Sections 361.2 and 11402.5 of, to add Sections 725.6, 11402.7, and 11462.06 to, and to add and repeal Section 601.5 of, the Welfare and Institutions Code, relating to juveniles.

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

Bill passed by the following vote:

AYES—71

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

NOES—1

Bates

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 575: Assembly Member Migden, from "No" to "Aye".

Bill ordered transmitted to the Senate.

**REQUEST FOR UNANIMOUS CONSENT TO TAKE UP
SENATE BILL NO. 484**

Assembly Member Knowles requested unanimous consent to take up Senate Bill No. 484, without reference to file.

Assembly Member Katz withheld unanimous consent.

MESSAGES FROM THE SENATE

Senate Chamber, August 31, 1996

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

Assembly Bill No. 3319

And respectfully requests the Assembly to concur in said amendments.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bill ordered to unfinished business file.

Senate Chamber, August 31, 1996

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

Assembly Bill No. 1755

And respectfully requests the Assembly to concur in said amendments.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bills ordered to unfinished business file.

MESSAGES FROM THE SENATE

August 31, 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. 1812 to the Assembly for further action.

Sincerely,

GREG P. SCHMIDT
Secretary of the Senate

August 31, 1996

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

Dear Dotson: The Senate on this day rescinded the action whereby on August 21, 1996, Assembly amendments to Senate Bill No. 2000 were refused concurrence.

Sincerely,

GREG P. SCHMIDT
Secretary of the Senate

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

ASSEMBLY BILL NO. 296 (Knight)—An act to repeal Chapter 12.9 (commencing with Section 7080) of, and to repeal and add Chapter 12.8 (commencing with Section 7070) of, Division 7 of Title 1 of the Government Code, and to amend Sections 17039, 17276.1, 17276.2, 23036, 24416.1, and 24416.2 of, to add Sections 17053.70, 17053.73, 17053.75, 17235, 17267, 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.

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	Cannella	Kaloogian	Napolitano
Aguiar	Conroy	Katz	Olberg
Alby	Cortese	Knight	Poochigian
Alpert	Cunneen	Knowles	Rainey
Baca	Davis	Knox	Richter
Baldwin	Ducheny	Kuykendall	Rogan
Battin	Figueroa	Machado	Setencich
Baugh	Firestone	Margett	Speier
Boland	Frusetta	Martinez	Takasugi
Bordonaro	Goldsmith	McPherson	Thompson
Bowen	Granlund	Migden	Villaraigosa
Bowler	Harvey	Miller	Weggeland
Brewer	Hauser	Morrissey	Woods
Brown	Hawkins	Morrow	Mr. Speaker
Brulte	Hoge	Murray, Kevin	
Bustamante	House	Murray, Willard	

NOES—7

Archie-Hudson	Campbell	Kuehl	Mazzoni
Bates	Friedman	Lee	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2053 (Kevin Murray)—An act to add Section 25533.5 to the Corporations Code, to amend Section 7471 of the Government Code, and to amend Sections 186.10 and 14167 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—74

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2800 (Granlund)—An act to repeal Sections 1568.10, 1568.11, 1568.12, 1568.13, 1568.14, 1568.18, 1568.20, 1568.21, 1568.23, 1568.24, and 1568.25 of, to repeal Article 6.5 (commencing with Section 1310) of Chapter 2 of Division 2 of, the Health and Safety Code, to repeal Section 9535.5 of, and to repeal and add Division 8.5 (commencing with Section 9000) of, the Welfare and Institutions Code, relating to aging.

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—70

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

NOES—1

Bowen

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2696 (Kuykendall)—An act to amend Sections 9650.4, 9765, and 9786 of, and to add and repeal Section 9701.5 of, the Business and Professions Code, relating to human remains.

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.)

Point of Order

Assembly Member Speier arose to the following point of order:

That the bill, as amended in the Senate, contains subject matter that has not been previously heard by the appropriate Assembly policy committee.

Ruling by Speaker

The Speaker ruled the point of order not well-taken; that the identical subject matter of a different bill was heard in the policy committee.

The roll was opened.

Call of the Assembly

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

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

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

(NOTE: Assembly Bill No. 2696 died under Call of the Assembly. See Assembly Journal, page 9154.)

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Martinez was granted unanimous consent to take up Assembly Bill No. 3155, without reference to file, for purpose of consideration of Senate amendments.

ASSEMBLY BILL NO. 3155 (Martinez)—An act to add Section 799 to 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—71

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

NOES—None

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 2188**

At 11:56 p.m., on motion of Assembly Member Baca, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly concurred in Senate amendments to Assembly Bill No. 2188 by the following vote:

AYES—41

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

NOES—29

Archie-Hudson	Cunneen	Katz	Napolitano
Baca	Davis	Knox	Speier
Bates	Escutia	Kuehl	Sweeney
Bowen	Figueroa	Lee	Vasconcellos
Brown	Friedman	Martinez	Villaraigosa
Campbell	Gallegos	Mazzoni	
Cannella	Hauser	McPherson	
Cortese	Hoge	Migden	

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 824**

At 11:56 p.m., on motion of Assembly Member Ducheny, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly concurred in Senate amendments to Assembly Bill No. 824 by the following vote:

AYES—44

Alpert	Cunneen	Katz	Murray, Willard
Archie-Hudson	Davis	Knox	Napolitano
Baca	Ducheny	Kuehl	Rainey
Bates	Escutia	Lee	Setencich
Bowen	Figueroa	Machado	Speier
Brown	Friedman	Margett	Sweeney
Burton	Frusetta	Martinez	Takasugi
Bustamante	Gallegos	Mazzoni	Tucker
Campbell	Granlund	McPherson	Vasconcellos
Cannella	Hauser	Migden	Villaraigosa
Cortese	Isenberg	Morrissey	Woods

NOES—25

Ackerman	Brewer	Kaloogian	Rogan
Aguiar	Brulte	Knowles	Thompson
Baldwin	Conroy	Miller	Weggeland
Baugh	Firestone	Morrow	Mr. Speaker
Boland	Harvey	Olberg	
Bordonaro	Hoge	Poochigian	
Bowler	House	Richter	

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
URGENCY CLAUSE AND CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 1533**

At 11:56 p.m., on motion of Assembly Member Cortese, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly refused to concur in Senate amendments which add an urgency clause to Assembly Bill No. 1533 by the following vote:

AYES—49

Alpert	Conroy	Hauser	Murray, Willard
Archie-Hudson	Cortese	Isenberg	Napolitano
Baca	Cunneen	Katz	Rainey
Baldwin	Davis	Knox	Setencich
Bates	Ducheny	Kuehl	Speier
Battin	Escutia	Lee	Sweeney
Bordonaro	Figueroa	Machado	Tucker
Bowen	Firestone	Martinez	Vasconcellos
Brown	Friedman	Mazzoni	Villaraigosa
Burton	Frusetta	McPherson	Weggeland
Bustamante	Gallegos	Migden	
Campbell	Goldsmith	Morrissey	
Cannella	Harvey	Murray, Kevin	

NOES—22

Ackerman	Brulte	Knowles	Rogan
Alby	Granlund	Margett	Thompson
Baugh	Hawkins	Morrow	Woods
Boland	Hoge	Olberg	Mr. Speaker
Bowler	House	Poochigian	
Brewer	Kaloogian	Richter	

**CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY
CLAUSE TO SENATE BILL NO. 2046**

At 11:57 p.m., on motion of Assembly Member Knowles, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The urgency clause to Senate Bill No. 2046 refused adoption by the following vote:

AYES—50

Ackerman	Campbell	House	Murray, Willard
Aguiar	Conroy	Kaloogian	Olberg
Alby	Cortese	Knight	Poochigian
Baldwin	Cunneen	Knowles	Rainey
Battin	Ducheny	Kuykendall	Richter
Baugh	Firestone	Machado	Rogan
Boland	Frusetta	Margett	Takasugi
Bordonaro	Goldsmith	Mazzoni	Thompson
Bowler	Granlund	McPherson	Weggeland
Brewer	Harvey	Miller	Woods
Brown	Hauser	Morrissey	Mr. Speaker
Brulte	Hawkins	Morrow	
Bustamante	Hoge	Murray, Kevin	

NOES—21

Alpert	Figueroa	Lee	Sweeney
Archie-Hudson	Friedman	Martinez	Vasconcellos
Bates	Gallegos	Migden	Villaraigosa
Burton	Katz	Napolitano	
Cannella	Knox	Setencich	
Davis	Kuehl	Speier	

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 3093**

At 11:57 p.m., on motion of Assembly Member Villaraigosa, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly concurred in Senate amendments to Assembly Bill No. 3093 by the following vote:

AYES—48

Alpert	Campbell	House	McPherson
Archie-Hudson	Cannella	Isenberg	Migden
Baca	Conroy	Kaloogian	Morrow
Baldwin	Cortese	Katz	Murray, Kevin
Bates	Davis	Knox	Murray, Willard
Baugh	Ducheny	Kuehl	Napolitano
Boland	Escutia	Kuykendall	Rainey
Bordonaro	Figueroa	Lee	Setencich
Bowler	Firestone	Machado	Speier
Brown	Friedman	Margett	Sweeney
Burton	Gallegos	Martinez	Vasconcellos
Bustamante	Hauser	Mazzoni	Villaraigosa

NOES—19

Ackerman	Brulte	Knight	Thompson
Aguiar	Frusetta	Olberg	Weggeland
Alby	Granlund	Poochigian	Woods
Battin	Harvey	Rogan	Mr. Speaker
Brewer	Hoge	Takasugi	

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 137**

At 11:57 p.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 Assembly concurred in Senate amendments to Assembly Bill No. 137 by the following vote:

AYES—43

Ackerman	Brewer	Hoge	Poochigian
Aguiar	Brulte	House	Rainey
Alby	Bustamante	Kaloogian	Richter
Alpert	Cannella	Knight	Rogan
Baca	Conroy	Kuykendall	Setencich
Baldwin	Cortese	Machado	Takasugi
Battin	Frusetta	Margett	Thompson
Baugh	Goldsmith	Miller	Weggeland
Boland	Granlund	Morrissey	Woods
Bordonaro	Harvey	Morrow	Mr. Speaker
Bowler	Hawkins	Olberg	

NOES—20

Bates	Gallegos	Martinez	Napolitano
Bowen	Isenberg	Mazzoni	Speier
Campbell	Knox	Migden	Sweeney
Ducheny	Kuehl	Murray, Kevin	Vasconcellos
Escutia	Lee	Murray, Willard	Villaraigosa

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 81**

At 11:57 p.m., on motion of Assembly Member Napolitano, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly concurred in Senate amendments to Assembly Bill No. 81 by the following vote:

AYES—48

Aguiar	Campbell	Gallegos	McPherson
Alpert	Cannella	Goldsmith	Migden
Archie-Hudson	Conroy	Hauser	Morrissey
Baca	Cortese	Isenberg	Murray, Kevin
Bates	Cunneen	Katz	Murray, Willard
Boland	Davis	Kuehl	Napolitano
Bordonaro	Ducheny	Kuykendall	Setencich
Bowen	Escutia	Lee	Speier
Bowler	Figueroa	Machado	Sweeney
Brown	Firestone	Margett	Takasugi
Burton	Friedman	Martinez	Vasconcellos
Bustamante	Frusetta	Mazzoni	Villaraigosa

NOES—16

Ackerman	Granlund	Miller	Richter
Baugh	Hoge	Morrow	Thompson
Brewer	House	Olberg	Woods
Brulte	Kaloogian	Poochigian	Mr. Speaker

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 1490**

At 11:57 p.m., on motion of Assembly Member Machado, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly concurred in Senate amendments to Assembly Bill No. 1490 by the following vote:

AYES—45

Aguiar	Cortese	Hauser	Murray, Kevin
Alpert	Cunneen	House	Murray, Willard
Archie-Hudson	Davis	Isenberg	Napolitano
Baca	Ducheny	Katz	Rainey
Baldwin	Escutia	Knox	Setencich
Bordonaro	Figueroa	Kuykendall	Speier
Bowen	Firestone	Lee	Sweeney
Bowler	Friedman	Machado	Tucker
Brewer	Frusetta	Martinez	Villaraigosa
Brown	Gallegos	Mazzoni	
Burton	Goldsmith	McPherson	
Cannella	Harvey	Migden	

NOES—8

Ackerman	Boland	Morrow	Thompson
Baugh	Conroy	Olberg	Woods

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 2234**

At 11:58 p.m., on motion of Assembly Member Willard Murray, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly concurred in Senate amendments to Assembly Bill No. 2234 by the following vote:

AYES—41

Ackerman	Conroy	Hawkins	Murray, Willard
Alby	Cortese	House	Poochigian
Alpert	Ducheny	Kaloogian	Takasugi
Archie-Hudson	Escutia	Knox	Thompson
Baca	Firestone	Kuehl	Tucker
Bordonaro	Friedman	Kuykendall	Villaraigosa
Bowler	Gallegos	Lee	Woods
Brewer	Goldsmith	Margett	Mr. Speaker
Bustamante	Granlund	Mazzoni	
Campbell	Harvey	Morrissey	
Cannella	Hauser	Murray, Kevin	

NOES—27

Aguiar	Cunneen	McPherson	Rogan
Baldwin	Davis	Migden	Setencich
Battin	Figueroa	Miller	Speier
Baugh	Frusetta	Morrow	Sweeney
Boland	Hoge	Olberg	Vasconcellos
Bowen	Knowles	Rainey	Weggeland
Brulte	Martinez	Richter	

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 378**

At 11:58 p.m., on motion of Assembly Member Willard Murray, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly refused to concur in Senate amendments to Assembly Bill No. 378 by the following vote:

AYES—25

Alpert	Cunneen	Kuehl	Rainey
Archie-Hudson	Figueroa	Lee	Setencich
Baca	Friedman	Mazzoni	Tucker
Bates	Gallegos	McPherson	Villaraigosa
Brewer	Granlund	Murray, Kevin	
Bustamante	Hauser	Murray, Willard	
Campbell	Knox	Napolitano	

NOES—37

Ackerman	Brown	Knight	Rogan
Aguiar	Brulte	Knowles	Speier
Alby	Cannella	Margett	Sweeney
Baldwin	Conroy	Martinez	Takasugi
Battin	Frusetta	Miller	Thompson
Baugh	Goldsmith	Morrissey	Weggeland
Boland	Harvey	Morrow	Mr. Speaker
Bordonaro	Hoge	Olberg	
Bowen	House	Poochigian	
Bowler	Kaloogian	Richter	

CONSIDERATION OF SENATE AMENDMENTS BY UNANIMOUS CONSENT

Assembly Member Ducheny was granted unanimous consent to take up Assembly Bill No. 3319, without reference to file, for purpose of consideration of Senate amendments.

ASSEMBLY BILL NO. 3319 (Ducheny)—An act to add Sections 40918.5, 40918.6, and 40918.7 to the Health and Safety Code, relating to air pollution.

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

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

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

AYES—53

Ackerman	Cannella	Hoge	Murray, Willard
Aguiar	Conroy	House	Napolitano
Alby	Cortese	Isenberg	Olberg
Alpert	Cunneen	Kaloogian	Poochigian
Archie-Hudson	Davis	Knight	Rainey
Baca	Ducheny	Knowles	Setencich
Baldwin	Figueroa	Lee	Speier
Baugh	Frusetta	Machado	Takasugi
Boland	Gallegos	Margett	Tucker
Bordonaro	Goldsmith	Martinez	Woods
Brewer	Granlund	McPherson	Mr. Speaker
Brown	Harvey	Miller	
Brulte	Hauser	Morrissey	
Bustamante	Hawkins	Murray, Kevin	

NOES—9

Bates	Kuehl	Sweeney
Bowen	Mazzoni	Vasconcellos
Bowler	Migden	Villaraigosa

Above bill ordered enrolled.

MESSAGES FROM THE SENATE

Senate Chamber, August 31, 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. 76	Senate Bill No. 1414
Senate Bill No. 217	Senate Bill No. 1502
Senate Bill No. 229	Senate Bill No. 1516
Senate Bill No. 282	Senate Bill No. 1529
Senate Bill No. 649	Senate Bill No. 1748
Senate Bill No. 661	Senate Bill No. 1823
Senate Bill No. 795	Senate Bill No. 1864
Senate Bill No. 828	Senate Bill No. 1865
Senate Bill No. 879	Senate Bill No. 1906
Senate Bill No. 980	Senate Bill No. 1943
Senate Bill No. 1099	Senate Bill No. 1989
Senate Bill No. 1155	Senate Bill No. 2000
Senate Bill No. 1185	Senate Bill No. 2023
Senate Bill No. 1205	Senate Bill No. 2091
Senate Bill No. 1378	Senate Bill No. 2139
Senate Bill No. 1391	Senate Bill No. 2161
Senate Bill No. 1401	Senate Bill No. 2164

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

**SIX HUNDRED THIRTY-SEVENTH CALENDAR DAY
AT SACRAMENTO, CALIFORNIA**

Assembly Chamber
Sunday, September 1, 1996

At 12 midnight.
Speaker Curt Pringle, presiding.

BILL DIED UNDER CALL OF THE ASSEMBLY

Assembly Bill No. 2696 (concurrence pending) died under Call of the Assembly.

MOTION TO WITHDRAW RESOLUTIONS FROM COMMITTEE LAPSED

The motions to withdraw House Resolution No. 38 and Assembly Concurrent Resolution No. 75 from the Committee on Rules lapsed.

PARLIAMENTARY INQUIRY

Assembly Member Burton arose to the following parliamentary inquiry:

What is the time?

Reply by Speaker

The Speaker replied that it was the hour of midnight and the Clerk advises that pursuant to the Constitution only urgency measures and tax levies are eligible for consideration.

MOTION TO RECONSIDER ASSEMBLY BILL NO. 1533

Assembly Member Bates moved to immediately reconsider the vote whereby the Senate amendments to Assembly Bill No. 1533 which contain an urgency clause, were this day refused concurrence.

Motion to reconsider lost by the following vote:

AYES—38

Alpert	Cortese	Isenberg	Murray, Kevin
Archie-Hudson	Cunneen	Katz	Murray, Willard
Baca	Davis	Knox	Napolitano
Bates	Ducheny	Kuehl	Setencich
Battin	Escutia	Lee	Speier
Bowen	Figueroa	Machado	Vasconcellos
Brown	Friedman	Martinez	Villaraigosa
Burton	Frusetta	Mazzoni	Weggeland
Campbell	Gallegos	McPherson	
Cannella	Harvey	Migden	

NOES—None

OBJECTION TO VOTE ADDS

Assembly Member Hoge 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. 2046.

Assembly Member Machado withheld unanimous consent on any further requests for vote adds or vote changes on the roll call vote taken on this day on Assembly Bill No. 1490.

Assembly Member Granlund withheld unanimous consent on any requests for vote adds or vote changes on the roll call vote taken on this day on Assembly Bill No. 2800.

SPECIAL CEREMONY HONORING RETIRING MEMBERS

At 12:15 a.m. a special ceremony was convened to honor Members retiring from the California State Assembly.

The following resolution was read:

House Resolution No. 55

By Assembly Member Pringle

Relative to commending the Honorable Sal Cannella.

WHEREAS, Assembly Member Sal Cannella 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 commendation; and

WHEREAS, Sal Cannella has always been active in the community and is renowned as a civic-minded community leader; as a high school senior, he carried the Olympic torch through his hometown of Ceres on its route to the 1960 Winter Olympics in Squaw Valley, and he served with honor and distinction in the California National Guard during the mid-1960's; and

WHEREAS, He has been a resident of Stanislaus County since 1953 and, as a tool-and-die maker by trade, he spent 30 years working in a Modesto factory; and

WHEREAS, He became active in politics at a grassroots level in the 1970's and soon began his steady rise through the ranks as an elected official, and his first involvement in public service began with his appointment as Planning Commissioner for the City of Ceres; and

WHEREAS, In 1976 he was elected to the Ceres City Council and in 1980 he was elected as Mayor of Ceres; two years later he was unopposed for his second term as mayor; and in 1984 he was appointed to the Stanislaus County Board of Supervisors, where he remained until being elected to the California State Assembly in a special election; and

WHEREAS, Assembly Member Sal Cannella was elected to the California State Assembly on January 30, 1990, to represent the 26th Assembly District, which includes all of Merced County, the western portion of Stanislaus County, and a small section of San Joaquin County near Tracy; and

WHEREAS, During his distinguished tenure with the California State Assembly, he has admirably served as Vice Chairperson of the Public Employees, Retirement and Social Security Committee, Chairperson of the Subcommittee on Fairs and Expositions, and as head of the Assembly Rural Caucus, a bipartisan group of Assembly Members who represent rural districts throughout the state; and

WHEREAS, He currently serves as a member of the Agriculture, Appropriations, Governmental Organization, and Natural Resources Committees; the Select Committees on California-Africa Affairs and California Wine Production and Economy; and he provides exemplary leadership as Vice Chair of the Joint Committee on Fairs Allocation and Classification; and

WHEREAS, Since assuming office, he has devoted his energies to such important Central Valley issues as growth and water

management, transportation, air pollution, preservation of agriculture, education, and child protection; and

WHEREAS, Assembly Member Cannella's responsiveness to his constituents is reflected in the type of legislation he has carried; in the past two years, 22 of 39 bills he introduced grew from ideas and concerns of the people living in his district; and

WHEREAS, Assembly Member Cannella has been the recipient of numerous awards, honors, and special recognitions, including being named 1990 Legislator of the Year by the California Association of the Physically Handicapped, 1993 Legislator of the Year by the Police Officers Research Association of California, and 1994 Legislator of the Year by the California Narcotics Officers Association; he received the Outstanding Volunteer Service Award from United Cerebral Palsy and Friends Outside, and was honored by the City of Ceres and the Boy Scouts of America for his active community involvement; and

WHEREAS, Through his professional, public, and community activities, he has made a significant impact on the people of the 26th 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 Sal Cannella, 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 Sal Cannella.

House Resolution No. 55 Taken up by Unanimous Consent

Assembly Member Cortese was granted unanimous consent to take up House Resolution No. 55, without reference to committee or file.

HOUSE RESOLUTION NO. 55—Relative to commending the Honorable Sal Cannella.

Resolution read, and adopted unanimously.

Best Wishes Expressed

Speaker Pringle appointed Assembly Member Cortese to escort Assembly Member Cannella 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 Sal Cannella then addressed the assemblage.

CAUCUS ANNOUNCEMENTS

At 12:20 a.m., Assembly Member Katz was granted unanimous consent that the Democratic Caucus be permitted to meet in the Tom Bane Rules Committee Room.

At 12:20 a.m., Speaker Pringle was granted unanimous consent that the Republican Caucus be permitted to meet in the Assembly Lounge.

RECESS

By unanimous consent, at 12:21 a.m., Speaker Pringle declared the Assembly recessed.

REASSEMBLED

At 12:50 a.m., the Assembly reconvened.

Hon. Curt Pringle, Speaker of the Assembly, presiding.

REQUEST TO RETURN BILL TO SENATE

Assembly Member Takasugi requested unanimous consent that Assembly Bill No. 2460 be returned to the Senate for further action.

Assembly Member Bowen withheld unanimous consent.

Objection Withdrawn

Assembly Member Bowen withdrew her objection to the request by Assembly Member Takasugi.

Bill Returned to Senate

Without objection, Assembly Member Takasugi returned Assembly Bill No. 2460 to the Senate for further action.

MESSAGES FROM THE SENATE

September 1, 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. 575 to the Assembly for further action.

Sincerely,

GREG P. SCHMIDT
Secretary of the Senate

Above bill held at the Desk.

RULES TEMPORARILY SUSPENDED

Assembly Member Goldsmith was granted unanimous consent that Assembly Rule 69(e) be suspended to permit consideration of amendments to add an urgency clause to Senate Bill No. 575, without reference to file.

SENATE BILL NO. 575 (Polanco)—An act to amend Section 1502 of, and to add Article 2.6 (commencing with Section 1528) to Chapter 3 of Division 2 of, the Health and Safety Code, and to amend Sections 361.2 and 11402.5 of, to amend, repeal, and add Section 207 of, to add Sections 725.6, 11402.7, and 11462.06 to, and to add and repeal Section 601.5 of, the Welfare and Institutions Code, relating to juveniles.

Bill read third time.

Motion to Amend

Assembly Member Goldsmith moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

**Further Consideration of Senate Bill No. 575, as Amended,
by Unanimous Consent**

Assembly Member Goldsmith was granted unanimous consent to take up Senate Bill No. 575, as amended, without reference to file.

SENATE BILL NO. 575 (Polanco)—An act to amend Section 1502 of, and to add Article 2.6 (commencing with Section 1528) to Chapter 3 of Division 2 of, the Health and Safety Code, and to amend Sections 361.2 and 11402.5 of, to amend, repeal, and add Section 207 of, to add Sections 725.6, 11402.7, and 11462.06 to, and to add and repeal Section 601.5 of, the Welfare and Institutions Code, relating to juveniles.

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—71

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

NOES—None

Bill passed by the following vote:

AYES—71

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

NOES—None

(NOTE: The above bill held at the Desk pursuant to the provisions of Article IV, Sec. 8(b) and 10(c) of the Constitution.)

**REQUEST FOR UNANIMOUS CONSENT TO TAKE UP
SENATE BILL NO. 1887**

Assembly Member Isenberg requested unanimous consent to take up Senate Bill No. 1887, out of order.

Assembly Member Burton withheld unanimous consent.

Motion to Temporarily Suspend the Rules

Assembly Member Isenberg moved that the Rules be temporarily suspended for the purpose of permitting consideration of Senate Bill No. 1887, out of order.

Assembly Member Rogan seconded the motion.

Rules temporarily suspended by the following vote:

AYES—63

Ackerman	Brulte	Hauser	Murray, Kevin
Aguiar	Bustamante	Hawkins	Murray, Willard
Alby	Campbell	Hoge	Napolitano
Alpert	Cannella	House	Olberg
Archie-Hudson	Conroy	Isenberg	Poochigian
Baca	Cortese	Katz	Rainey
Baldwin	Cunneen	Knight	Richter
Bates	Davis	Kuehl	Rogan
Battin	Escutia	Kuykendall	Setencich
Baugh	Firestone	Lee	Takasugi
Boland	Friedman	Machado	Thompson
Bordonaro	Frusetta	Margett	Vasconcellos
Bowen	Gallegos	McPherson	Weggeland
Bowler	Goldsmith	Miller	Woods
Brewer	Granlund	Morrissey	Mr. Speaker
Brown	Harvey	Morrow	

NOES—4

Ducheny	Martinez	Migden	Tucker
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Request for Unanimous Consent to Temporarily Suspend the Rules

Assembly Member Isenberg requested unanimous consent that Assembly Rule 69(e) be temporarily suspended for the purpose of taking up Senate Bill No. 1887 for purpose of amendment.

Assembly Member Burton withheld unanimous consent.

Motion to Temporarily Suspend the Rules

Assembly Member Isenberg moved that Assembly Rule 69(e) be temporarily suspended for the purpose of permitting consideration of proposed amendments to Senate Bill No. 1887.

Assembly Member Aguiar seconded the motion.

Rules temporarily suspended by the following vote:

AYES—66

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

NOES—6

Burton	Martinez	Tucker
Ducheny	Migden	Villaraigosa

Consideration of Senate Bill No. 1887

SENATE BILL NO. 1887 (Lockyer)—An act to add Section 19824 to, to repeal Sections 19445, 19809, 19816, 19822.1, 19823.1, and 19941 of, to repeal and add Sections 19810, 19811, 19812, 19813, 19814, 19815.5, 19815.8, 19817, 19820, 19821, 19822, 19823, 19841, 19842, 19846, 19847, 19848, 19850, 19851, 19852, 19853, 19854, 19856, 19857, 19858, 19858.7, 19860, 19862, 19863, 19864, 19871, 19872, 19882, 19883, 19910.5, 19911, 19912, 19913, 19915, 19918, 19920, 19921, 19933.5, 19942, 19959.5, 19960, and 19960.2 of, to repeal and add Article 3 (commencing with Section 19830) and Article 8 (commencing with Section 19900) of Chapter 5 of, and to repeal and add Chapter 5 (commencing with Section 19800) of, Division 8 of, the Business and Professions Code, to add Section 1822.60 to the Code of Civil Procedure, to amend Sections 12012 and 15001 of, and to add Sections 15001.1 and 15001.2 to, the Government Code, and to amend Sections 186.9 and 14161 of, to add Section 322.5 to, and to add and repeal Section 337j of, the Penal Code, relating to gambling, and making an appropriation therefor.

Bill read third time.

Motion to Amend

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

Roll Call Demanded

Assembly Members Burton, Napolitano, and Machado, demanded a roll call.

The roll was called, and the Isenberg motion to amend carried and amendments adopted by the following vote:

AYES—66

Ackerman	Campbell	House	Murray, Willard
Aguiar	Cannella	Isenberg	Napolitano
Alby	Conroy	Kaloogian	Olberg
Alpert	Cortese	Katz	Poohigian
Archie-Hudson	Cunneen	Knight	Rainey
Baca	Davis	Knowles	Richter
Baldwin	Escutia	Knox	Rogan
Battin	Firestone	Kuehl	Setenich
Baugh	Friedman	Kuykendall	Sweeney
Boland	Frusetta	Lee	Takasugi
Bordonaro	Gallegos	Machado	Thompson
Bowen	Goldsmith	Margett	Vasconcellos
Bowler	Granlund	McPherson	Weggeland
Brewer	Harvey	Miller	Woods
Brown	Hauser	Morrissey	Mr. Speaker
Brulte	Hawkins	Morrow	
Bustamante	Hoge	Murray, Kevin	

NOES—3

Burton	Ducheny	Migden
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Bill ordered reprinted.

**Further Consideration of Senate Bill No. 1887, as Amended,
by Unanimous Consent**

Assembly Member Isenberg was granted unanimous consent to take up Senate Bill No. 1887, as amended, without reference to file.

SENATE BILL NO. 1887 (Lockyer)—An act to add Section 19824 to, to repeal Sections 19445, 19809, 19816, 19822.1, 19823.1, and 19941 of, to repeal and add Sections 19810, 19811, 19812, 19813, 19814, 19815.5, 19815.8, 19817, 19820, 19821, 19822, 19823, 19841, 19842, 19846, 19847, 19848, 19850, 19851, 19852, 19853, 19854, 19856, 19857, 19858, 19858.7, 19860, 19862, 19863, 19864, 19871, 19872, 19882, 19883, 19910.5, 19911, 19912, 19913, 19915, 19918, 19920, 19921, 19933.5, 19942, 19959.5, 19960, and 19960.2 of, to repeal and add Article 3 (commencing with Section 19830) and Article 8 (commencing with Section 19900) of Chapter 5 of, and to repeal and add Chapter 5 (commencing with Section 19800) of, Division 8 of, the Business and Professions Code, to add Section 1822.60 to the Code of Civil Procedure, to amend Sections 12012 and 15001 of, and to add Sections 15001.1 and 15001.2 to, the Government Code, and to amend Sections 186.9 and 14161 of, and to add and repeal Section 337j of, the Penal Code, relating to gambling, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—69

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

NOES—4

Burton	Ducheny	Migden	Villaraigosa
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The question being on the passage of the bill.

Bill passed by the following vote:

AYES—69

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

NOES—4

Burton	Ducheny	Migden	Villaraigosa
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Bill ordered transmitted to the Senate immediately.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

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

Legislative Intent—Assembly Bill No. 1222

August 30, 1996

*E. DOTSON WILSON**Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Dear Mr. Wilson: This letter is meant to express my intent in authoring AB 1222 in 1995, as well as the intent of the sponsors of my legislation, the California District Attorneys Association.

Among other provisions, the statute prohibits any person from carrying, concealed upon his or her person, any dirk or dagger. Subdivision (c) (24) defines the term dirk or dagger. For several decades, the term "dirk or dagger" was not defined in statute.

Prior to 1993, the Penal Code did not specifically define dirk or dagger (case law did define a "stabbing" instrument). In 1993, the Legislature enacted AB 1266 (Martinez), which was effective on January 1, 1994, that defined dirk or dagger as "a knife or other instrument with or without a hand guard that is primarily designed, constructed, or altered to be a stabbing instrument designed to inflict great bodily injury or death." This "primarily designed" definition proved problematic for prosecutions and, as a result, the Legislature amended the statute again.

In 1995, the Legislature enacted AB 1222 (Martinez), which became effective on January 1, 1996. The law now defines dirk or dagger as "a knife or other instrument with or without a hand guard that is capable of ready use as a stabbing weapon that may inflict great bodily injury or death."

In sponsoring AB 1222, the California District Attorneys Association sought to eliminate the "primarily designed" language which had given rise to prosecutorial problems and to substitute language aimed at preventing surprise knife attacks by prohibiting the carrying of concealed knives that are particularly suited for stabbing and that are readily accessible to the user.

According to a police training video prepared by the Orange County District Attorney who drafted the "capable of ready use" language contained in the current statute, folding knives are not "dirk or daggers," unless they are carried in an open and locked position. This is due to the fact that, when folded, they are not "capable of ready use" without a number of intervening machinations that give the intended victim time to anticipate and/or prevent an attack.

Thus, the definition of "dirk or dagger" amended by my AB 1222 last year was not intended to prohibit folding knives. I believe this is consistent with the intent of the Legislature.

Warmest regards,

DIANE MARTINEZ, Assembly Member
Forty-ninth District

MESSAGES FROM THE SENATE

Senate Chamber, September 1, 1996

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

Assembly Bill No. 95

And respectfully requests the Assembly to concur in said amendments.

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

Above bill ordered to unfinished business file.

Senate Chamber, September 1, 1996

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day refused to adopt the report of the Committee on Conference concerning:

Assembly Constitutional Amendment No. 49

GREG P. SCHMIDT, Secretary of the Senate
By John W. Rovane, Assistant Secretary

**CONSIDERATION OF SENATE AMENDMENTS
BY UNANIMOUS CONSENT**

Assembly Member Bowler was granted unanimous consent to take up Assembly Bill No. 95, without reference to file, for purpose of consideration of Senate amendments.

ASSEMBLY BILL NO. 95 (Bowler)—An act to add and repeal Sections 13202.3 and 14907 of the Vehicle Code, relating to vehicles, and declaring the urgency thereof, to take effect immediately.

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

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—55

Ackerman	Brulte	Hawkins	Napolitano
Aguiar	Bustamante	Hoge	Olberg
Alby	Cannella	House	Poochigian
Alpert	Conroy	Kaloogian	Rainey
Baca	Cortese	Katz	Richter
Baldwin	Cunneen	Knight	Rogan
Battin	Davis	Knox	Setench
Baugh	Escutia	Kuykendall	Sweeney
Boland	Figueroa	Machado	Takasugi
Bordonaro	Firestone	Margett	Thompson
Bowen	Friedman	Miller	Weggeland
Bowler	Frusetta	Morrissey	Woods
Brewer	Granlund	Morrow	Mr. Speaker
Brown	Harvey	Murray, Kevin	

NOES—8

Archie-Hudson	Kuehl	Migden	Vasconcellos
Bates	Lee	Murray, Willard	Villaraigosa

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

AYES—55

Ackerman	Brulte	Hawkins	Napolitano
Aguiar	Bustamante	Hoge	Olberg
Alby	Cannella	House	Poochigian
Alpert	Conroy	Kaloogian	Rainey
Baca	Cortese	Katz	Richter
Baldwin	Cunneen	Knight	Rogan
Battin	Davis	Knox	Setencich
Baugh	Escutia	Kuykendall	Sweeney
Boland	Figueroa	Machado	Takasugi
Bordonaro	Firestone	Margett	Thompson
Bowen	Friedman	Miller	Weggeland
Bowler	Frusetta	Morrissey	Woods
Brewer	Granolund	Morrow	Mr. Speaker
Brown	Harvey	Murray, Kevin	

NOES—8

Archie-Hudson	Kuehl	Migden	Vasconcellos
Bates	Lee	Murray, Willard	Villaraigosa

Above bill ordered enrolled.

RECESS

By unanimous consent, at 1:12 a.m., Speaker Pringle declared the Assembly recessed.

REASSEMBLED

At 1:15 a.m., the Assembly reconvened.

Hon. Curt Pringle, Speaker of the Assembly, presiding.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

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

Legislative Intent—Assembly Bill No. 1647

August 31, 1996

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

Mr. Speaker and Members of the Assembly: I offer this letter to clarify the legislative intent of Assembly Bill (AB) 1647.

AB 1647 will legislatively authorize policy and regulations established by the California Integrated Waste Management Board (CIWMB) regarding the use of materials such as green waste biosolids as alternative daily cover (ADC) for solid waste landfills. CIWMB regulations require that landfills cover refuse at the end of each operating day. The CIWMB developed a policy and regulations authorizing use of materials such as green waste and biosolids to be beneficially re-used as cover material at landfills. The CIWMB policy and regulations, which authorize a “diversion” credit for use of ADC at landfills in lieu of virgin soil as cover, were challenged by the Natural Resource Defense Council (NRDC) in Sacramento Superior Court. The court ruled that the CIWMB regulations were not in

conformance with the Integrated Waste Management Act, since the trial court did not find that beneficial re-use of ADC materials such as contaminated soils was “recycling” within the meaning of the Act.

The trial court incorrectly interpreted the Act. The court decision found that statutory ambiguities failed to support CIWMB policies on the use of green material as an alternative to soil as landfill cover. This measure would reverse that Superior Court decision, and legislatively authorize the existing CIWMB policy and regulations concerning ADC.

The bill would also mandate the CIWMB’s consideration of performance criteria, if necessary, for the use of ADC materials in subsequent regulations to be adopted on or before December 31, 1997. We have made sure, however, that the existing CIWMB policies and regulations are enacted regarding use of ADC. The language of the bill was specifically drafted to ensure the continued viability of these valuable recycling programs pending any subsequent review or modification of the existing regulations.

There are important policies underlying the need for AB 1647’s legislative recognition that the CIWMB’s policy and regulations challenged in the NRDC case were in fact in conformance with the Act. This bill legislatively clarifies the CIWMB’s important policy and regulation authorizing the use of waste materials such as ash, non-hazardous contaminated soils and composted materials to be beneficially reused as daily cover material for landfills. In the absence of cover materials such as ash and contaminated soils, solid waste landfills must use excavated soils, often from more distant quarrying operations, to cover garbage placed in a landfill. The CIWMB’s ADC policy and regulations are environmentally protective because they promote the recycling and re-use of material which would otherwise be landfilled as waste, thus preventing native soils from having to be excavated and used for daily cover. As an example, there is no good policy reason to simply dispose of biosolids materials from public treatment works, or non-hazardous soils contaminated with low levels of hydrocarbons, when their use as ADC would prevent having to excavate virgin soils to accomplish the covering refuse disposed of in landfills on a daily basis. These materials are not solid waste—they are recyclable materials that have a viable, environmentally superior re-use, which the Legislature should continue to encourage.

Moreover, the Legislature has worked hard to develop and refine policies that encourage re-use and recycling, and I support those efforts. AB 1647 will prove to be a valuable policy in the State’s arsenal to prevent unnecessary excavation and transportation of soils for use in landfills. There is simply no compelling policy reason in favor of dumping these re-usable materials such as ash biosolids into landfills, when they can and should be re-used.

Respectfully submitted,

CRUZ M. BUSTAMANTE, Assembly Member
Thirty-first District

Clarification—Assembly Bill No. 350

August 31, 1996

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

Dear Mr. Speaker: I submit this letter to clarify a ministerial error which was not corrected by Legislative Counsel's office during clean up amendments to Assembly Bill (AB) 350. AB 350 requires the Department of Fish and Game to develop and implement a pilot recovery strategy program. Because certain provisions of AB 350 refer to provisions included in Senate Bill (SB) 1177, and because SB 1177 has failed to pass the Legislature, some clarification of AB 350 is in order. Specifically, my August 5 amendments removed the joining language to SB 1177, including alternative sections 2110 and 2112, but inadvertently failed to delete specific references in sections 2110 and 2112 of my bill to section 2081.4 as proposed by SB 1177, which failed.

Among other provisions, in its current form AB 350 would add to the Fish and Game Code sections 2110 and 2112 to authorize the Department to adopt specifications regarding allowable taking of candidate threatened and endangered species pursuant to sections 2081, and 2090 of the existing code and nonexistent section 2081.4. It is my intent that such specifications may include both permits and memoranda understanding under section 2081, and specifications for the permitting of take of listed species incidental to otherwise lawful activities under section 2081 and section 2090 consultations. Sections 2110 and 2112 would be of no practical value in recovery strategy planning and implementation if they did not include the Department's current authority and practice in allowing incidental take. I believe my bill reflects a continuing legislative acceptance of the Department's historic practice with respect to incidental take and makes provision for the Department to allow incidental take consistent with such practices.

I will author cleanup legislation next year to delete the incorrect references.

Respectfully Submitted,

CRUZ M. BUSTAMANTE, Assembly Member
Thirty-first District

ENGIROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, September 1, 1996

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

Assembly Bill No. 1068

And reports the same correctly enrolled, and presented to the Governor at 1:45 a.m., September 1, 1996.

E. DOTSON WILSON, Chief Clerk

VOTE ADDS

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

Senate Bill No. 1414, and Urgency: Bates, Bowen, Brulte, Bustamante, Cunneen, Davis, Goldsmith, Martinez, McPherson, Miller, Morrow, Kevin Murray, Willard Murray, Tucker, Vasconcellos, Villaraigosa, and Weggeland—Aye.

Senate Bill No. 1698: Bustamante, Cunneen, Goldsmith, Hoge, Martinez, Miller, Morrow, Willard Murray, Olberg, Sweeney, Tucker, Vasconcellos, Villaraigosa, and Weggeland—Aye; Bowen—No.

Senate Bill No. 1823: Bates, Bowen, Bowler, Brulte, Bustamante, Cunneen, Davis, Goldsmith, Hoge, Katz, Martinez, Miller, Morrow, Willard Murray, Olberg, Tucker, Vasconcellos, Villaraigosa, and Weggeland—Aye.

Senate Bill No. 76: Bowen, Burton, Bustamante, Cunneen, Davis, Goldsmith, Martinez, Migden, Miller, Morrow, Kevin Murray, Willard Murray, Olberg, Tucker, Vasconcellos, Villaraigosa, and Weggeland—Aye.

Senate Bill No. 1906: Baugh, Boland, Bustamante, Katz, Knox, Martinez, Miller, Morrow, Willard Murray, Tucker, Vasconcellos, Villaraigosa, and Weggeland—Aye.

Senate Bill No. 217 and Urgency: Bustamante, Katz, Knox, Martinez, Miller, Morrow, Willard Murray, Tucker, Vasconcellos, Villaraigosa, and Weggeland—Aye.

Senate Bill No. 1516: Alby, Boland, Bordonaro, Bowen, Brewer, Burton, Cunneen, Hoge, Martinez, Miller, Morrow, Kevin Murray, Willard Murray, and Vasconcellos—Aye; Baugh and Harvey—No.

Senate Bill No. 1378: Bates, Ducheny, Hoge, Martinez, Miller, Morrow, Willard Murray, and Vasconcellos—Aye.

Senate Bill No. 1864 and Urgency: Goldsmith, Martinez, Miller, Morrow, Willard Murray, Rainey, Vasconcellos, and Weggeland—Aye.

Senate Bill No. 1502: Bustamante, Goldsmith, Katz, Kuehl, Lee, Martinez, Miller, Morrow, Kevin Murray, Willard Murray, Rainey, and Vasconcellos—Aye.

Senate Bill No. 1529: Baugh, Goldsmith, Kuehl, Martinez, Miller, Morrow, Willard Murray, and Rainey—Aye.

Senate Bill No. 2164: Granlund, Martinez, Miller, Morrow, Willard Murray, Weggeland, and Woods—Aye.

Senate Bill No. 1865: Baugh, Davis, Gallegos, Goldsmith, Machado, Martinez, Miller, Morrow, Willard Murray, and Weggeland—Aye.

Senate Bill No. 1609: Boland, Davis, Miller, Olberg, and Woods—Aye; Baugh, Goldsmith, Martinez, Morrow, Willard Murray, and Speier—No.

Senate Bill No. 2139: Alby, Battin, Brown, Bustamante, Goldsmith, Katz, Machado, Martinez, Miller, Morrow, and Willard Murray—Aye.

Senate Bill No. 1205: Battin, Boland, Brown, Goldsmith, Katz, Machado, Martinez, Miller, Morrow, Willard Murray, Olberg, and Woods—Aye.

Senate Bill No. 1748: Battin, Brown, Goldsmith, Martinez, Miller, Morrow, and Willard Murray—Aye.

Senate Bill No. 1943: Granlund, Martinez, Miller, Morrissey, Willard Murray, and Woods—Aye; Goldsmith, Olberg, and Weggeland—No.

Senate Bill No. 1391: Bates, Brown, Ducheny, Goldsmith, Martinez, Miller, and Willard Murray—Aye.

Senate Bill No. 661: Alpert, Battin, Bustamante, Ducheny, Goldsmith, Kuehl, Machado, Martinez, Miller, Willard Murray, Villaraigosa, and Weggeland—Aye.

Senate Bill No. 282: Alpert, Baldwin, Bowen, Brown, Bustamante, Goldsmith, Kuehl, Martinez, Mazzoni, Miller, Willard Murray, Poochigian, and Speier—Aye; Burton—No.

Senate Bill No. 980 and Urgency: Alpert, Bowen, Brown, Burton, Bustamante, Ducheny, Goldsmith, Knox, Margett, Martinez, Mazzoni, Miller, Kevin Murray, Willard Murray, and Villaraigosa—Aye.

Senate Bill No. 1162 and Urgency: Brown, Bustamante, Goldsmith, Kuehl, Martinez, Miller, and Willard Murray—Aye.

Senate Bill No. 398: Bowen, Burton, Bustamante, Figueroa, Goldsmith, Martinez, Miller, Willard Murray, and Speier—Aye.

Senate Bill No. 2091: Bowen, Brown, Burton, Cunneen, Ducheny, Goldsmith, Granlund, Machado, Martinez, McPherson, Miller, Willard Murray, and Woods—Aye.

Senate Bill No. 2161: Alpert, Burton, Cunneen, Knox, Martinez, McPherson, Miller, and Kevin Murray—Aye.

Senate Bill No. 1841: Hoge, Miller, and Poochigian—Aye.

Senate Bill No. 1646: Battin, Hauser, and Miller—Aye; Alpert, Brown, Burton, Bustamante, and Davis—No.

Senate Bill No. 1504: Alpert, Baca, Bustamante, Davis, Miller, and Olberg—Aye.

Assembly Bill No. 2294, Concurrence: Alby, Alpert, Baldwin, Bates, Brulte, Burton, Cannella, Cortese, Cunneen, Ducheny, Granlund, Hauser, Hoge, House, Kaloogian, Lee, McPherson, Migden, Miller, Morrow, Olberg, and Weggeland—Aye.

Assembly Bill No. 2848, Concurrence: Alpert, Baldwin, Bates, Boland, Bordonaro, Brulte, Cannella, Cortese, Cunneen, Ducheny, Goldsmith, Granlund, Hauser, Hawkins, Hoge, McPherson, Miller, Morrow, Olberg, Villaraigosa, and Woods—Aye.

Assembly Bill No. 2344, Concurrence: Alpert, Bates, Brown, Brulte, Figueroa, Gallegos, Granlund, Knox, Margett, Martinez, Miller, Kevin Murray, Willard Murray, Napolitano, Olberg, Villaraigosa, and Weggeland—Aye; Speier—No.

Assembly Bill No. 857, Concurrence: Alpert, Brown, Brulte, Burton, Figueroa, Firestone, Gallegos, Hauser, Hawkins, Hoge, Knox, Kuehl, Kuykendall, Margett, Martinez, Mazzoni, Migden, Miller, Morrow, Kevin Murray, Willard Murray, Napolitano, Olberg, Speier, and Weggeland—Aye; Bustamante—No.

Assembly Bill No. 2902, Concurrence: Bates, Brown, Bustamante, Hauser, Hawkins, Hoge, Kaloogian, Margett, Martinez, Miller, Morrow, Kevin Murray, Willard Murray, Olberg, and Weggeland—Aye.

Assembly Bill No. 616, Concurrence: Bates, Bustamante, Gallegos, Goldsmith, Knox, Martinez, Miller, Kevin Murray, Willard Murray, Napolitano, Olberg, and Weggeland—Aye.

Assembly Bill No. 1947, Concurrence: Burton, Bustamante, Knox, Miller, Kevin Murray, Olberg, and Weggeland—Aye; Hauser, Martinez, Mazzoni, Willard Murray, and Villaraigosa—No.

Assembly Bill No. 2367, Concurrence: Aguiar, Bates, Bustamante, Knox, Miller, Kevin Murray, Willard Murray, and Olberg—Aye; Martinez—No.

Assembly Bill No. 1987, Concurrence: Bustamante, Martinez, Miller, and Olberg—Aye; Willard Murray—No.

Assembly Bill No. 2577, Concurrence: Bates, Bowen, Bustamante, Davis, Figueroa, Gallegos, Kaloogian, Knox, Kuehl, Miller, Kevin Murray, Willard Murray, Olberg, Speier, and Sweeney—Aye; Martinez—No.

Assembly Bill No. 2333, Concurrence: Bordonaro, Brown, Bustamante, Figueroa, Machado, Martinez, Olberg, and Weggeland—Aye.

Senate Bill No. 858: Bustamante, Cunneen, Davis, Ducheny, Martinez, and Villaraigosa—No.

Senate Bill No. 2067: Weggeland—Aye; Villaraigosa—No.

Senate Bill No. 1583: Miller—Aye.

Assembly Bill No. 1720, Urgency and Concurrence: Bustamante, Figueroa, Granlund, Kuehl, Olberg, and Speier—Aye.

Assembly Bill No. 2525, Concurrence: Bowen, Cunneen, Firestone, Hawkins, Margett, and McPherson—Aye; Bates, Brown, Burton, Bustamante, Davis, Ducheny, Figueroa, Martinez, Mazzoni, and Speier—No.

Assembly Bill No. 3136, Concurrence: Bates, Burton, Cunneen, Kuykendall, Lee, Martinez, McPherson, Miller, Kevin Murray, and Willard Murray—Aye.

Assembly Bill No. 195, Concurrence: Boland, Cunneen, Ducheny, Hauser, McPherson, and Kevin Murray—Aye; Bates and Burton—No.

Assembly Bill No. 2738, Concurrence: Baldwin, Bordonaro, Brown, Bustamante, Cunneen, Firestone, Harvey, Kuykendall, Martinez, McPherson, Miller, Poochigian, and Rogan—Aye; Baugh, Burton, Olberg, and Thompson—No.

Assembly Bill No. 1767, Concurrence: Battin, Baugh, Cunneen, Davis, Ducheny, Mazzoni, Migden, Kevin Murray, Willard Murray, Olberg, and Rogan—Aye; Bates, Burton, Martinez, and Villaraigosa—No.

Assembly Bill No. 2008, Concurrence: Baugh and Bustamante—Aye; Burton—No.

Assembly Bill No. 2286, Concurrence: Bates, Bustamante, and Ducheny—Aye; Martinez—No.

Assembly Bill No. 2288, Concurrence: Archie-Hudson, Bustamante, Martinez, and Kevin Murray—Aye; Bates, Burton, and Ducheny—No.

Assembly Bill No. 2710, Concurrence: Bates, Burton, Bustamante, Cunneen, Ducheny, Martinez, and Mazzoni—Aye.

Assembly Bill No. 2894, Concurrence: Bates and Burton—Aye.

Assembly Bill No. 3354, Concurrence: Burton, Bustamante, Kevin Murray, and Weggeland—Aye; Bordonaro and Brewer—No.

Assembly Bill No. 3434, Concurrence: Bustamante, Ducheny, Martinez, and Speier—Aye; Archie-Hudson, Bates, Burton, and Mazzoni—No.

Assembly Bill No. 1714, Concurrence: Granlund, Martinez, Migden, and Willard Murray—Aye; Olberg—No.

Assembly Bill No. 1910, Concurrence: Battin, Bordonaro, Martinez, Miller, and Willard Murray—Aye; Alby, Brulte, and Granlund—No.

Assembly Bill No. 692, Concurrence: Brown, Hauser, Katz, Machado, and Willard Murray—Aye.

Assembly Bill No. 939, Concurrence: Battin, Brown, Hauser, Katz, Kuykendall, Machado, and Poochigian—Aye.

Assembly Bill No. 2904, Concurrence: Granlund, Katz, Machado, Migden, Poochigian, and Rogan—Aye.

Assembly Bill No. 1762, Concurrence: Ducheny, Katz, Machado, Kevin Murray, and Willard Murray—Aye.

Assembly Bill No. 2352, Concurrence: Alby, Katz, Machado, Kevin Murray, Willard Murray, Poochigian, and Rogan—Aye.

Assembly Bill No. 2487, Concurrence: Baca, Battin, Bowen, Cunneen, Ducheny, Goldsmith, Machado, McPherson, Kevin Murray, Willard Murray, Sweeney, Villaragosa, and Weggeland—Aye; Burton, Katz, and Speier—No.

Assembly Bill No. 1626, Concurrence: Battin, Brown, Goldsmith, Granlund, Machado, Kevin Murray, Willard Murray and Napolitano—Aye.

Assembly Bill No. 649, Concurrence: Baldwin, Battin, Brown, Goldsmith, Katz, Machado, Kevin Murray, and Willard Murray—Aye.

Assembly Bill No. 1055, Concurrence: Brown, Machado, Kevin Murray and Willard Murray—Aye.

Assembly Bill No. 1068, Urgency and Concurrence: Battin, Brown, Gallegos, Katz, Machado, Margett, Morrow, Speier, and Takasugi—Aye.

Assembly Bill No. 1335, Concurrence: Battin, Brown, Goldsmith, Margett, and Weggeland—Aye; Bordonaro, Granlund, and Olberg—No.

Assembly Bill No. 1357, Urgency and Concurrence: Battin, Goldsmith, and Olberg—Aye.

Assembly Bill No. 2374, Concurrence: Firestone, Kuykendall, Miller, Poochigian, and Weggeland—Aye; Goldsmith, Hoge, Morrow, and Olberg—No.

Assembly Bill No. 2645, Concurrence: Kuykendall and Olberg—Aye; Burton and Mazzoni—No.

Assembly Bill No. 2741, Concurrence: Baca, Burton, Figueroa, Mazzoni, Migden, and Speier—Aye.

Assembly Bill No. 2895, Urgency and Concurrence: Katz—Aye.

Assembly Bill No. 2988, Concurrence: Granlund and Hauser—Aye.

Assembly Bill No. 3392, Concurrence: Takasugi—Aye.

Assembly Bill No. 350, Concurrence: Bates and Speier—Aye.

Assembly Bill No. 521, Concurrence: Battin, Brulte, Ducheny, Granlund, Margett, and Olberg—Aye.

Assembly Bill No. 3235, Concurrence: Hawkins and Margett—Aye.

Assembly Bill No. 574, Conference Report: Gallegos, Napolitano, and Olberg—Aye; Goldsmith—No.

Assembly Bill No. 1088, Urgency and Concurrence: Baldwin, Bates, Cunneen, McPherson, and Olberg—Aye.

Assembly Bill No. 2071, Concurrence: Bowen, Goldsmith, Olberg, and Sweeney—Aye; Willard Murray—No.

Assembly Bill No. 2538, Concurrence: Brulte, Gallegos, Hoge, Morrow, Willard Murray, and Weggeland—Aye; Sweeney—No.

Assembly Bill No. 1991, Concurrence: Alpert, Brulte, Gallegos, Goldsmith, Kuehl, Kevin Murray, Olberg, and Weggeland—Aye; Bates and Katz—No.

Assembly Bill No. 938, Concurrence: Hauser, Katz, Lee, and Kevin Murray—Aye.

Assembly Bill No. 1012, Concurrence: Bates, Hauser, Hawkins, Hoge, Katz, and Margett—Aye.

Senate Bill No. 1099: Baca, Bates, Bowen, Goldsmith, Hauser, Martinez, Mazzoni, Migden, Kevin Murray, Sweeney, and Vasconcellos—Aye.

Senate Bill No. 1185: Davis, Granlund, Hauser, Kuykendall, Martinez, Olberg, Sweeney, and Woods—Aye; Bowen—No.

Senate Bill No. 207, Conference Report: Bowen, Granlund, Hauser, Katz, Martinez, Sweeney, and Woods—Aye.

Senate Bill No. 1001, Conference Report: Hoge, Katz, Martinez, and Sweeney—Aye.

Assembly Bill No. 2797, Conference Report: Brulte, Hauser, and Sweeney—Aye.

Senate Bill No. 1307, Conference Report: Battin, Brewer, Davis, Hauser, Lee, Migden, Olberg, and Rogan—Aye.

Senate Bill No. 1923, Conference Report: Cunneen, Firestone, Hauser, Margett, Martinez, and Olberg—Aye; Bates, Ducheny, and Sweeney—No.

Assembly Bill No. 2867, Urgency and Conference Report: Bates, Hauser, Kaloogian, Willard Murray, and Sweeney—Aye.

Senate Bill No. 836, Conference Report: Bates, Bowen, Brulte, Figueroa, Frusetta, Martinez, Mazzoni, and Speier—Aye.

Senate Bill No. 38, Conference Report: Goldsmith, Kuehl, and Olberg—Aye.

Senate Bill No. 569 and Urgency: Figueroa, Machado, and Kevin Murray—Aye; Archie-Hudson and Brown—No.

Senate Bill No. 2112: Migden—No.

Assembly Bill No. 2452, Concurrence: Bates and Margett—Aye; Granlund and Olberg—No.

Assembly Bill No. 924, Concurrence: Olberg—Aye.

Assembly Bill No. 764, Urgency and Concurrence: Kaloogian and Martinez—Aye.

Assembly Bill No. 1317, Conference Report: Bates—Aye; Bowen—No.

Special Consent Calendar: Alby—Aye.

Senate Concurrent Resolution No. 2: Alby—Aye.

Assembly Bill No. 2338, Concurrence: Archie-Hudson, Kuehl, and Vasconcellos—No.

Assembly Bill No. 3147, Concurrence: Brewer—Aye; Vasconcellos—No.

Assembly Bill No. 3122, Concurrence: Margett and Speier—Aye.

Senate Bill No. 579: Bowen—No.

Senate Bill No. 2023: Bates and Bowen—Aye.

Assembly Bill No. 115, Concurrence: Archie-Hudson, Bowen, Brown, Firestone, Kuykendall, Martinez, Migden, Rogan, and Vasconcellos—Aye; Weggeland—No.

Senate Bill No. 874: Archie-Hudson, Battin, Ducheny, Granlund, Machado, Martinez, and Rogan—Aye.

Assembly Bill No. 1930, Concurrence: Alby, Archie-Hudson, Bates, Baugh, Boland, Cortese, Granlund, and Hawkins—Aye.

Assembly Bill No. 2104, Concurrence: Alby, Archie-Hudson, Baugh, Boland, Cortese, and Vasconcellos—Aye.

Assembly Bill No. 2112, Concurrence: Alby, Bates, Baugh, Cortese, Davis, Martinez, Mazzoni, and Migden—Aye.

Assembly Bill No. 2647, Concurrence: Alby, Archie-Hudson, and Cortese—Aye.

Assembly Bill No. 2719, Concurrence: Alby, Archie-Hudson, Baugh, and Kuehl—Aye.

Assembly Bill No. 2985, Concurrence: Alby, Archie-Hudson, Bates, and Kuehl—Aye.

Assembly Bill No. 2377, Concurrence: Alby, Archie-Hudson, Bates, Bustamante, Cunneen, Katz, and McPherson—Aye.

Assembly Bill No. 2447, Concurrence: Aguiar, Archie-Hudson, Bates, Baugh, Boland, Brulte, Cunneen, Hawkins, McPherson, Miller, and Rainey—Aye.

Assembly Bill No. 2563, Concurrence: Alby, Cunneen, Martinez, and McPherson—Aye; Villaraigosa—No.

Assembly Bill No. 3048, Concurrence: Alby, Cunneen, Ducheny, Kuehl, Lee, Mazzoni, McPherson, and Kevin Murray—Aye; Villaraigosa—No.

Assembly Bill No. 66, Concurrence: Alby, Cunneen, Granlund, Martinez, McPherson, and Sweeney—Aye; Bates—No.

Assembly Bill No. 136, Concurrence: Alby, Archie-Hudson, Bates, Cunneen, Granlund, Martinez, McPherson, and Sweeney—Aye.

Assembly Bill No. 302, Concurrence: Bates, Boland, Granlund, McPherson, Miller, Kevin Murray, Rainey, and Sweeney—Aye; Alby and Cunneen—No.

Assembly Bill No. 645, Concurrence: Alby, Archie-Hudson, Bates, Cunneen, Granlund, McPherson, and Poochigian—Aye.

Assembly Bill No. 1647, Concurrence: Alby, Baca, Cunneen, Granlund, McPherson, and Kevin Murray—Aye; Bates, Katz, Kuehl, Martinez, and Villaraigosa—No.

Assembly Bill No. 2312, Concurrence: Alby, Archie-Hudson, Bates, Cunneen, Kuehl, McPherson, and Sweeney—Aye.

Assembly Bill No. 2177, Concurrence: Alby, Archie-Hudson, Bates, Battin, Cunneen, Katz, Martinez, Mazzoni, McPherson, and Villaraigosa—Aye.

Assembly Bill No. 2649, Concurrence: Alby, Archie-Hudson, Bates, Brulte, Cunneen, and McPherson—Aye.

Assembly Bill No. 2937, Concurrence: Alby, Archie-Hudson, Cunneen, Goldsmith, McPherson, and Rainey—Aye.

Assembly Bill No. 1368, Concurrence: Alby, Bates, Baugh, Bowen, Cunneen, Davis, Ducheny, Figueroa, Granlund, Katz, Martinez, McPherson, and Kevin Murray—Aye.

Assembly Bill No. 2705, Concurrence: Alby, Archie-Hudson, Bates, Cunneen, Frusetta, Goldsmith, Granlund, Kuykendall, Martinez, McPherson, Kevin Murray, and Olberg—Aye.

Assembly Bill No. 2713, Concurrence: Alby, Archie-Hudson, Bates, Cunneen, Katz, McPherson, and Kevin Murray—Aye.

Assembly Bill No. 2862, Concurrence: Alby, Archie-Hudson, Bates, and Cunneen—Aye.

Assembly Bill No. 2964, Urgency and Concurrence: Alby, Archie-Hudson, and Bates—Aye.

Assembly Bill No. 3026, Concurrence: Archie-Hudson—Aye; Alby and Poochigian—No.

Assembly Bill No. 1663, Concurrence: Alby, Bates, Baugh, Bowen, and Brewer—Aye.

Assembly Bill No. 2852, Concurrence: Alby, Bowen, Goldsmith, Martinez, and Willard Murray—Aye.

Assembly Bill No. 1184, Concurrence: Alby, Bustamante, Goldsmith, Harvey, and Martinez—Aye.

Assembly Bill No. 3109, Concurrence: Alby, Bustamante, Figueroa, and Goldsmith—Aye.

Assembly Bill No. 1703, Concurrence: Alby, Bowen, Bustamante, Goldsmith, Granlund, Lee, Martinez, Migden, Kevin Murray, and Vasconcellos—Aye; Kuehl—No.

Assembly Bill No. 2962, Concurrence: Aguiar, Boland, Bordonaro, Hawkins, Kuehl, Migden, Olberg, Rogan, and Vasconcellos—Aye.

Assembly Bill No. 3157, Concurrence: Bustamante, Hawkins, and Willard Murray—Aye.

Assembly Bill No. 328, Concurrence: Aguiar, Brown, Bustamante, Cortese, Machado, Mazzoni, Kevin Murray, and Olberg—Aye; Bates, Willard Murray, and Villaraigosa—No.

Senate Bill No. 575: Boland—Aye.

Assembly Bill No. 296, Concurrence: Baca, Bowen, Bustamante, Cortese, Davis, Machado, Willard Murray, and Villaraigosa—Aye; Kuehl—No.

Assembly Bill No. 2053, Concurrence: Bustamante and Kuehl—Aye.

Assembly Bill No. 3155, Concurrence: Brewer, Kuehl, Kuykendall, and Willard Murray—Aye.

Assembly Bill No. 1533, Urgency and Concurrence: Granlund—No.

Assembly Bill No. 3093, Concurrence: Bates and Kuehl—Aye; Frusetta and Granlund—No.

Assembly Bill No. 137, Concurrence: Cortese—Aye; Bates—No.

Assembly Bill No. 81, Concurrence: Archie-Hudson, Bates, Boland, and Kevin Murray—Aye; Granlund—No.

Assembly Bill No. 2234, Concurrence: Davis and McPherson—No.

Assembly Bill No. 3319, Concurrence: Aguiar, Granlund, and Martinez—Aye; Villaraigosa—No.

Senate Bill No. 575 and Urgency: Bates—Aye.

Senate Bill No. 1887, Isenberg Amendments: Bustamante and Katz—Aye; Ducheny—No.

Senate Bill No. 1887 and Urgency: Mazzoni—Aye.

Assembly Bill No. 1490, Concurrence: Aguiar, Baldwin, and Katz—Aye.

MOTION TO ADJOURN

At 1:30 a.m., Assembly Member Rogan moved that pursuant to the provisions of Joint Rule 51, the Assembly do now adjourn for the Final Recess of the 1995–96 Regular Session until adjournment *sine die* on November 30.

REMARKS ON CONDITION OF THE FILE

Assembly Members Willard Murray, Kevin Murray, Boland, Napolitano, Weggeland, Bustamante, Rogan, Katz, and Speaker Pringle arose to speak on the condition of the file.

FURTHER CONSIDERATION OF MOTION TO ADJOURN

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

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 2:01 a.m., Speaker Pringle declared the quorum call of the Assembly dispensed with.

INTRODUCTION OF GUESTS

Assembly Member Bates, of the 14th Assembly District, introduced his grandson Tynan Hancock-Davis, of Oakland.

Assembly Member Bordonaro, of the 33rd Assembly District, introduced the following family members of Hugh Slayden, intern in the office of the Chief Clerk, at the Assembly Desk: his mother Jacque Slayden, and his sisters Jacque Slayden and Tary Rogers-Smith, of Atascadero.

Assembly Member Takasugi, of the 37th Assembly District, introduced his son Scott Takasugi, M.D., Susan Po and son Josh, daughter Lea Takasugi Dominguez, son-in-law Henry Dominguez, and granddaughter Raquel Dominguez, of Sacramento.

Assembly Member Firestone, of the 35th Assembly District, introduced Assembly Fellow, Michael R. Rockenstein.

Assembly Member Alpert, of the 78th Assembly District, introduced Assembly Fellow, Minerva Avila.

Assembly Member Alby, of the 5th Assembly District, introduced her daughter and son-in-law Ken and Renea Blodgett, and granddaughters Morgan and Courtney, of Folsom.

ADJOURNMENT

At 2:01 a.m., pursuant to the motion by Assembly Member Rogan and the provisions of Joint Rule 51, the Assembly adjourned for the Final Recess of the 1995-96 Regular Session, out of respect to the memory of Marie Whipp, on motion of Assembly Member Kuehl; out of respect to the memory of Charles E. Cordell, on motion of Assembly Member Baldwin; out of respect to the memory of Dale Alderette, on motion of Assembly Member Bustamante; and out of respect to the memory of Frank A. Lopes, Jr., on motion of Assembly Member House.

CURT PRINGLE, Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON AUGUST 31, 1996**

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

SB	RN
575	9628908
874	9628988
2023	9628865

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON SEPTEMBER 1, 1996**

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

SB	RN
575	9629030
1887	9629017