

CALIFORNIA LEGISLATURE
2001-02 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, January 28, 2002

**ONE HUNDRED FORTY-FIRST SESSION DAY
FOUR HUNDRED TWENTY-FIRST CALENDAR DAY
AT SACRAMENTO, CALIFORNIA**



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

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento
Monday, January 28, 2002

The Assembly met at 11 a.m.
Hon. Christine Kehoe, Assistant 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 Pescetti moved a quorum call of the Assembly.
Motion carried. Time, 11:01 a.m.
The Assistant Speaker pro Tempore directed the Sergeant at Arms to close the doors, and to bring in the absent Members.

Quorum Present

At 11:07 a.m., Assistant Speaker pro Tempore Kehoe declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—78:

Aanestad	Cox	Leonard	Runner
Alquist	Daucher	Leslie	Salinas
Aroner	Diaz	Longville	Shelley
Ashburn	Dickerson	Lowenthal	Simitian
Bates	Dutra	Maddox	Steinberg
Bogh	Firebaugh	Maldonado	Strickland
Briggs	Florez	Matthews	Strom-Martin
Calderon	Frommer	Migden	Thomson
Campbell, Bill	Goldberg	Mountjoy	Vargas
Campbell, John	Harman	Nakano	Washington
Canciamilla	Havice	Nation	Wayne
Cardenas	Hollingsworth	Negrete McLeod	Wesson
Cardoza	Horton	Oropeza	Wiggins
Cedillo	Jackson	Pacheco, Robert	Wright
Chan	Keeley	Pacheco, Rod	Wyland
Chavez	Kehoe	Papan	Wyman
Chu	Kelley	Pavley	Zettel
Cogdill	Koretz	Pescetti	Mr. Speaker
Cohn	La Suer	Reyes	
Correa	Leach	Richman	

PRAYER

Upon invitation of Assistant Speaker pro Tempore Kehoe, the following prayer was offered by Assembly Chaplain Rabbi Mona Alfi:

There is a Persian proverb that teaches that we come into the world crying while everyone around us is smiling. And we are advised that we should live so that we go out of this world smiling while everybody around us is weeping.

Last week, Hallie Mays, a member of this community passed away. And in her passing, many tears have been shed, tears that remind us of a friendship treasured, and a life that touched those around her.

While life *is* fragile, and too often fleeting, it is at moments like this that we are reminded that every life has the ability to make a difference in this world, to affect others, and to make the world better by our having been here.

We give thanks to our Creator for the blessings of friendship, the blessing of love, the blessing of life.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Assistant Speaker pro Tempore Kehoe, Assembly Member Wayne 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 Shelley, seconded by Assembly Member Cox.

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 Member Corbett.

Because of illness in her family: Assembly Member Liu.

COMMUNICATIONS

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

January 28, 2002

E. Dotson Wilson

*Chief Clerk of the Assembly
State Capitol, Room 3196
Sacramento, California*

Re: Select Committee on School Safety

Dear Dotson: This is to advise you that I have removed Assemblymember Tom Harman from the Select Committee on School Safety.

Sincerely,

ROBERT M. HERTZBERG
Speaker of the Assembly

The following communications were presented by the Chief Clerk from:

Janet S. Dawson, Assistant Deputy Director, Legislative Affairs, Department of Transportation, Sacramento, dated January 3, 2002 relative to completion of Project No. EA 4281U4, (construction of 4-lane State Route 86 Expressway,) pursuant to Education Code, Sec. 42285.2.

Referred by the Speaker to the Committee on Transportation.

Curtis L. Child, Director, Department of Child Support Services, Rancho Cordova, relative to late submission of report entitled "Child Support Program Performance and Statistics for Federal FY 2001" as mandated by Chapter 480, Statutes of 1999.

Referred by the Speaker to the Committee on Human Services.

REPORTS

The following reports were presented by the Chief Clerk:

Parole Hearings December 2001 Report (Pursuant to Penal Code Section 3041(d))

Above transmitted report, together with letter of transmittal from Marvin E. Speed, Executive Director, Board of Prison Terms, dated January 3, 2002, referred by the Speaker to the Committee on Public Safety.

Progress Report on the Phase-Down and the 1998–2000 Pause in the Phase-Down of Rice Straw Burning in the Sacramento Valley Air Basin (Pursuant to Health and Safety Code Sections 41865(n) and 41865(o))

Above transmitted report, together with letter of transmittal from Alan C. Lloyd, Ph.D., Chairman, Air Resources Board, dated January 7, 2002, referred by the Speaker to the Committee on Environmental Safety and Toxic Materials.

Summary of Federal Income Tax Changes—2001 (Pursuant to Revenue and Taxation Code Section 19522)

Above transmitted report, together with letter of transmittal from Gerald H. Goldberg, Executive Officer, Franchise Tax Board, dated January 10, 2002, referred by the Speaker to the Committee on Revenue and Taxation.

Air Resources Board's Fine Particulate Matter Program Second Quarter Report (Pursuant to Supplemental Language of the Budget Act of 1999–2000)

Above transmitted report, together with letter of transmittal from Alan C. Lloyd, Ph.D., Chairman, Air Resources Board, dated January 14, 2002, referred by the Speaker to the Committee on Budget.

California School Paraprofessional Teacher Training Program Progress Report (Pursuant to Education Code Section 44393(g))

Above transmitted report, together with letter of transmittal from Dr. Sam W. Swofford, Executive Director, Commission on Teacher Credentialing, dated January 15, 2002, referred by the Speaker to the Committee on Education.

**California Low Cost Automobile Insurance Program
Annual Report
(Pursuant to Senate Bills 171 and 527 of 1999)**

Above transmitted report, together with letter of transmittal from Richard J. Manning, CAARP Regional Director, California Automobile Assigned Risk Plan, dated January 16, 2002, referred by the Speaker to the Committee on Insurance.

**Annual Status Report to the Legislature on
Assembly Bills 405 and 2607 Design Sequencing
(Pursuant to Chapter 378, Statutes of 1999,
and Chapter 340, Statutes of 2000)**

Above transmitted report, together with letter of transmittal from Janet S. Dawson, Assistant Deputy Director, Division of Legislative and Local Government Affairs, Department of Transportation, dated January 16, 2002, referred by the Speaker to the Committee on Transportation.

**Special Education Program Monitoring Reviews—Biannual Progress Report
(Pursuant to the Supplemental Report of the 2001–2002 Budget Act)**

Above transmitted report, together with letter of transmittal from B. Teri Burns, Deputy Superintendent, Government Affairs Branch, Department of Education, dated January 16, 2002, referred by the Speaker to the Committee on Budget.

**Agricultural Electricity Usage in California Report
(Pursuant to Chapter 322, Statutes of 1999)**

Above transmitted report, together with letter of transmittal from William J. Keese, Chairman, and Micheal C. Moore, Presiding Member, Electricity and Natural Gas Committee, California Energy Commission, dated January 16, 2002, referred by the Speaker to the Committee on Utilities and Commerce.

**Plant Health and Pest Prevention Services
2001 Evaluation Report
(Pursuant to 2001–2002 Budget Act)**

Above transmitted report, together with letter of transmittal from John Moffatt, Legislative Analyst, Department of Food and Agriculture, dated January 18, 2002, referred by the Speaker to the Committee on Budget.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, January 28, 2002

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

Assembly Bill No. 52	Assembly Bill No. 777
Assembly Bill No. 275	Assembly Bill No. 1059
Assembly Bill No. 310	Assembly Bill No. 1190
Assembly Bill No. 410	Assembly Bill No. 1358
Assembly Bill No. 498	Assembly Bill No. 323
Assembly Bill No. 500	Assembly Bill No. 887
Assembly Bill No. 502	Assembly Bill No. 1140
Assembly Bill No. 516	Assembly Bill No. 1282
Assembly Bill No. 630	Assembly Bill No. 520
Assembly Bill No. 670	Assembly Bill No. 662
Assembly Bill No. 716	

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered returned to second reading file.

Assembly Chamber, January 28, 2002

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

- Assembly Bill No. 640
- Assembly Bill No. 776
- Assembly Bill No. 1145

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading.

Assembly Chamber, January 28, 2002

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

- Assembly Bill No. 356
- Assembly Bill No. 1448

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to the Consent Calendar.

Assembly Chamber, January 28, 2002

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

- Assembly Bill No. 1357

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered to third reading.

Assembly Chamber, January 28, 2002

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

- Assembly Bill No. 1652

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill re-referred to committee.

Assembly Chamber, January 28, 2002

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

- Assembly Concurrent Resolution No. 130

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered on file.

Assembly Chamber, January 28, 2002

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

- Assembly Concurrent Resolution No. 128
- Assembly Concurrent Resolution No. 134

And reports the same correctly enrolled, and presented to the Secretary of State on the 28th day of January, 2002, at 10 a.m.

E. DOTSON WILSON, Chief Clerk

REFERENCE OF BILLS TO COMMITTEE

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

<i>Assembly</i>	<i>Committee</i>
<i>Bill No.</i>	
1778 -----	E.S. & T.M.
1816 -----	Health
1818 -----	Ed.
1819 -----	Jud.
1820 -----	Ins.
1821 -----	Jud.

1822 ----- J., E.D. & E.
 1824 ----- Trans.
 1825 ----- P.E.,R. & S.S.
 1827 ----- Pub. S.
 1828 ----- Pub. S.
 1831 ----- Jud.

Assembly Concurrent

Resolution No. *Committee*
 135 ----- Trans.

ADJOURN IN MEMORY

Assembly Member Cox was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Mrs. Bennie Nails, of La Mesa and San Diego.

(Assembly Rule 45.5 suspended.)

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Calderon announced his intention to request that Senate Bill No. 695 be removed from the inactive file.

REQUEST FOR PHOTOGRAPHER

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

MOTION TO SUSPEND JOINT RULE 29.5(a)

Assembly Member Shelley moved that Joint Rule 29.5(a) be suspended, to permit the Conference Committee on Assembly Bills Nos. 12, 14, 16, 1072, 1430, and 1580; and Senate Bill No. 844 to meet without publishing notice of the meeting one day prior to the meeting.

Motion carried by the following vote:

AYES—71

Aanestad	Cohn	Leslie	Runner
Alquist	Cox	Longville	Salinas
Aroner	Daucher	Lowenthal	Shelley
Ashburn	Dutra	Maddox	Simitian
Bates	Firebaugh	Maldonado	Steinberg
Bogh	Florez	Matthews	Strickland
Briggs	Frommer	Migden	Strom-Martin
Calderon	Goldberg	Mountjoy	Thomson
Campbell, Bill	Harman	Nakano	Vargas
Campbell, John	Havice	Nation	Washington
Canciamilla	Hollingsworth	Negrete McLeod	Wayne
Cardenas	Horton	Oropeza	Wiggins
Cardoza	Jackson	Pacheco, Robert	Wright
Cedillo	Keeley	Pacheco, Rod	Wyland
Chan	Kehoe	Papan	Wyman
Chavez	Kelley	Pavley	Zettel
Chu	Leach	Pescetti	Mr. Speaker
Cogdill	Leonard	Reyes	

NOES—None

**CONSIDERATION OF DAILY FILE
ASSEMBLY BILLS RETURNED TO SECOND READING FILE
PURSUANT TO THE RULES**

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

Assembly Bills Nos. 520, 662, 52, 275, 310, 410, 498, 500, 502, 516, 630, 670, 716, 777, 1059, 1190, 1358, and 323, ordered to third reading;

Assembly Bills Nos. 887, 1140, and 1282, ordered to the Consent Calendar.

SECOND READING OF ASSEMBLY BILLS

ASSEMBLY BILL NO. 421—An act to amend Section 2025 of the Code of Civil Procedure, relating to discovery.

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

ASSEMBLY BILL NO. 1146—An act to amend Section 12965 of the Government Code, relating to employment.

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

ASSEMBLY BILL NO. 886—An act to add Section 2662 to the Probate Code, and to amend Sections 361 and 726 of the Welfare and Institutions Code, relating to minors.

Bill read second time; amendments proposed by the Committee on Judiciary read and adopted, bill ordered reprinted and to be returned to the second reading file, and to be placed upon the Consent Calendar.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 33—An act to amend Sections 51121 and 51122 of, and to add Section 51124 to, the Education Code, relating to parental involvement.

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

SENATE BILL NO. 492—An act to add Article 5 (commencing with Section 128050) to Chapter 2 of Part 3 of Division 107 of the Health and Safety Code, relating to physicians.

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

SENATE BILL NO. 585—An act to amend, repeal, and add Section 13102 of the Elections Code, relating to elections, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 711—An act to amend Section 19775.17 of, and to add Section 19775.18 to, the Government Code, relating to state employees, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 728—An act to amend Section 22901.1 of, to add Section 22901.3 to, and to add and repeal Section 22901.2 of, the Education Code, and to amend Sections 20677, 20683, and 20687 of, to add Section 20677.4 to, and to add and repeal Section 20683.3 of, the Government Code, relating to state employees, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

RECESS

By unanimous consent, at 11:26 a.m., Assistant Speaker pro Tempore Kehoe declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Cox and Speaker Hertzberg introduced Richard S. Costigan, III, who has been Chief of Staff of the Assembly Republican leadership on policy and strategy issues since November 2000, and presented a resolution commending his record of professional achievement and extending the best wishes of the Assembly in his future endeavors.

Assembly Member Cox also introduced Richard's wife, Gloria, their children Eric and Emma, and Richard's parents Dick Costigan, Jr. and Linda Costigan.

Richard Costigan then addressed the assemblage.

RECONVENED

At 11:41 a.m., the Assembly reconvened.

Hon. Christine Kehoe, Assistant Speaker pro Tempore of the Assembly, presiding.

SPECIAL COMMITTEE MEETINGS

Assistant Speaker pro Tempore Kehoe was granted unanimous consent that the Committee on Budget be permitted to hold a meeting at this time, in Room 4202.

**CONSIDERATION OF ASSEMBLY BILL NO. 979
BY UNANIMOUS CONSENT**

Assembly Member Cedillo was granted unanimous consent to take up Assembly Bill No. 979 out of order, for purpose of amendment.

ASSEMBLY BILL NO. 979 (Cedillo)—An act to add Sections 45164 and 88035.5 to the Education Code, relating to school employees.

Bill read third time.

Motion to Amend

Assembly Member Cedillo moved the adoption of amendments.

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

BILLS RETURNED TO THIRD READING FILE

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

Assembly Bill No. 1058, on request of Assembly Member Pavley;

Assembly Bill No. 1590, on request of Assembly Member Simitian.

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

ASSEMBLY BILL NO. 776 (Thomson)—An act relating to water.

Bill read third time, and passed by the following vote:

AYES—76

Aanestad	Correa	La Suer	Reyes
Alquist	Cox	Leach	Richman
Aroner	Daucher	Leonard	Runner
Ashburn	Diaz	Leslie	Salinas
Bates	Dickerson	Longville	Shelley
Bogh	Dutra	Lowenthal	Simitian
Briggs	Firebaugh	Maddox	Steinberg
Calderon	Florez	Maldonado	Strickland
Campbell, Bill	Frommer	Matthews	Strom-Martin
Campbell, John	Goldberg	Migden	Thomson
Canciamilla	Harman	Nakano	Vargas
Cardenas	Havice	Nation	Washington
Cardoza	Hollingsworth	Negrete McLeod	Wayne
Cedillo	Horton	Oropeza	Wiggins
Chan	Jackson	Pacheco, Robert	Wright
Chavez	Keeley	Pacheco, Rod	Wyland
Chu	Kehoe	Papan	Wyman
Cogdill	Kelley	Pavley	Zettel
Cohn	Koretz	Pescetti	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1699 (Steinberg)—An act to add Section 1282.3 to the Code of Civil Procedure, relating to arbitration.

Bill read third time, and passed by the following vote:

AYES—46

Alquist	Diaz	Matthews	Steinberg
Aroner	Dutra	Migden	Strom-Martin
Calderon	Frommer	Nakano	Thomson
Canciamilla	Goldberg	Nation	Vargas
Cardenas	Havice	Negrete McLeod	Washington
Cardoza	Horton	Oropeza	Wayne
Cedillo	Jackson	Papan	Wesson
Chan	Keeley	Pavley	Wiggins
Chavez	Kehoe	Reyes	Wright
Chu	Koretz	Salinas	Mr. Speaker
Cohn	Longville	Shelley	
Correa	Lowenthal	Simitian	

NOES—29

Aanestad	Cox	Leonard	Runner
Ashburn	Daucher	Leslie	Strickland
Bates	Dickerson	Maddox	Wyland
Bogh	Harman	Maldonado	Wyman
Briggs	Hollingsworth	Mountjoy	Zettel
Campbell, Bill	Kelley	Pacheco, Robert	
Campbell, John	La Suer	Pescetti	
Cogdill	Leach	Richman	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1701 (Steinberg)—An act to amend Section 1375 of the Civil Code, relating to common interest developments.

Bill read third time, and passed by the following vote:

AYES—46

Alquist	Dutra	Matthews	Steinberg
Aroner	Florez	Migden	Strom-Martin
Calderon	Frommer	Nakano	Thomson
Canciamilla	Goldberg	Nation	Vargas
Cardenas	Havice	Negrete McLeod	Washington
Cardoza	Horton	Oropeza	Wayne
Cedillo	Jackson	Papan	Wesson
Chan	Keeley	Pavley	Wiggins
Chavez	Kehoe	Reyes	Wright
Chu	Koretz	Salinas	Mr. Speaker
Correa	Longville	Shelley	
Diaz	Lowenthal	Simitian	

NOES—29

Aanestad	Cohn	Leach	Runner
Ashburn	Cox	Leonard	Strickland
Bates	Daucher	Leslie	Wyland
Bogh	Dickerson	Maddox	Wyman
Briggs	Harman	Maldonado	Zettel
Campbell, Bill	Hollingsworth	Mountjoy	
Campbell, John	Kelley	Pescetti	
Cogdill	La Suer	Richman	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1703 (Steinberg)—An act to amend Section 6072 of the Business and Professions Code, relating to attorneys.

Bill read third time, and passed by the following vote:

AYES—53

Alquist	Dutra	Maldonado	Shelley
Aroner	Firebaugh	Matthews	Steinberg
Bogh	Florez	Migden	Strom-Martin
Calderon	Frommer	Nakano	Thomson
Canciamilla	Goldberg	Nation	Vargas
Cardenas	Harman	Negrete McLeod	Washington
Cardoza	Havice	Oropeza	Wayne
Cedillo	Horton	Pacheco, Rod	Wesson
Chan	Jackson	Papan	Wiggins
Chavez	Keeley	Pavley	Wright
Chu	Kehoe	Pescetti	Mr. Speaker
Cohn	Koretz	Reyes	
Correa	Longville	Richman	
Diaz	Lowenthal	Salinas	

NOES—22

Aanestad	Cogdill	Leach	Strickland
Ashburn	Cox	Leonard	Wyland
Bates	Daucher	Leslie	Wyman
Briggs	Hollingsworth	Maddox	Zettel
Campbell, Bill	Kelley	Mountjoy	
Campbell, John	La Suer	Runner	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1703: Assembly Member Richman, from “No” to “Aye”.

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 248 (Correa)—An act to amend Section 7582.2 of the Business and Professions Code, relating to private security services, and making an appropriation therefor.

Bill read third time, and passed by the following vote:

AYES—59

Alquist	Daucher	Leslie	Richman
Aroner	Diaz	Longville	Runner
Bates	Dutra	Lowenthal	Salinas
Bogh	Firebaugh	Maddox	Shelley
Briggs	Florez	Maldonado	Simitian
Calderon	Goldberg	Matthews	Steinberg
Campbell, John	Harman	Nakano	Strom-Martin
Cardenas	Havice	Nation	Vargas
Cardoza	Horton	Negrete McLeod	Wayne
Cedillo	Jackson	Oropeza	Wesson
Chan	Keeley	Pacheco, Robert	Wiggins
Chavez	Kehoe	Pacheco, Rod	Wyland
Chu	Kelley	Pavley	Zettel
Cohn	Koretz	Pescetti	Mr. Speaker
Correa	La Suer	Reyes	

NOES—10

Ashburn	Cox	Migden	Wyman
Campbell, Bill	Dickerson	Mountjoy	
Cogdill	Leonard	Strickland	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 248: Assembly Member Leslie, from “No” to “Aye”.

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 117 (Migden)—An act to amend Sections 331 and 366 of, and to add Section 381.1 to, the Public Utilities Code, relating to public utilities.

Bill read third time, and passed by the following vote:

AYES—73

Aanestad	Cox	Leslie	Shelley
Alquist	Daucher	Longville	Simitian
Aroner	Diaz	Lowenthal	Steinberg
Ashburn	Dickerson	Maldonado	Strickland
Bates	Dutra	Matthews	Strom-Martin
Bogh	Firebaugh	Migden	Thomson
Briggs	Florez	Mountjoy	Vargas
Calderon	Frommer	Nakano	Washington
Campbell, John	Goldberg	Nation	Wayne
Canciamilla	Harman	Negrete McLeod	Wesson
Cardenas	Havice	Oropeza	Wiggins
Cardoza	Hollingsworth	Pacheco, Robert	Wright
Cedillo	Horton	Pacheco, Rod	Wyland
Chan	Jackson	Papan	Wyman
Chavez	Keeley	Pavley	Zettel
Chu	Kehoe	Pescetti	Mr. Speaker
Cogdill	Kelley	Reyes	
Cohn	Koretz	Richman	
Correa	Leonard	Runner	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 499 (Cogdill)—An act to amend Section 65891.1 of, and to add Sections 7073.2 and 7098 to, the Government Code, relating to balancing jobs with housing.

Bill read third time, and passed by the following vote:

AYES—78

Aanestad	Cox	Leonard	Runner
Alquist	Daucher	Leslie	Salinas
Aroner	Diaz	Longville	Shelley
Ashburn	Dickerson	Lowenthal	Simitian
Bates	Dutra	Maddox	Steinberg
Bogh	Firebaugh	Maldonado	Strickland
Briggs	Florez	Matthews	Strom-Martin
Calderon	Frommer	Migden	Thomson
Campbell, Bill	Goldberg	Mountjoy	Vargas
Campbell, John	Harman	Nakano	Washington
Canciamilla	Havice	Nation	Wayne
Cardenas	Hollingsworth	Negrete McLeod	Wesson
Cardoza	Horton	Oropeza	Wiggins
Cedillo	Jackson	Pacheco, Robert	Wright
Chan	Keeley	Pacheco, Rod	Wyland
Chavez	Kehoe	Papan	Wyman
Chu	Kelley	Pavley	Zettel
Cogdill	Koretz	Pescetti	Mr. Speaker
Cohn	La Suer	Reyes	
Correa	Leach	Richman	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1344 (Cox)—An act to amend Section 594.1 of the Penal Code, relating to etching cream.

Bill read third time.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 12:09 p.m.

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

ASSEMBLY BILL NO. 1348 (Robert Pacheco)—An act relating to public postsecondary education.

Bill read third time, and passed by the following vote:

AYES—77

Aanestad	Cox	Leonard	Runner
Alquist	Daucher	Leslie	Salinas
Aroner	Diaz	Longville	Shelley
Ashburn	Dickerson	Lowenthal	Steinberg
Bates	Dutra	Maddox	Strickland
Bogh	Firebaugh	Maldonado	Strom-Martin
Briggs	Florez	Matthews	Thomson
Calderon	Frommer	Migden	Vargas
Campbell, Bill	Goldberg	Mountjoy	Washington
Campbell, John	Harman	Nakano	Wayne
Canciamilla	Havice	Nation	Wesson
Cardenas	Hollingsworth	Negrete McLeod	Wiggins
Cardoza	Horton	Oropeza	Wright
Cedillo	Jackson	Pacheco, Robert	Wyland
Chan	Keeley	Pacheco, Rod	Wyman
Chavez	Kehoe	Papan	Zettel
Chu	Kelley	Pavley	Mr. Speaker
Cogdill	Koretz	Pescetti	
Cohn	La Suer	Reyes	
Correa	Leach	Richman	

NOES—None

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1362 (Wiggins)—An act to add and repeal Part 2.8 (commencing with Section 18970) of Division 13 of the Health and Safety Code, relating to buildings.

Bill read third time, and passed by the following vote:

AYES—67

Alquist	Diaz	Maddox	Shelley
Aroner	Dutra	Maldonado	Simitian
Bates	Firebaugh	Matthews	Steinberg
Bogh	Florez	Migden	Strickland
Briggs	Frommer	Nakano	Strom-Martin
Calderon	Goldberg	Nation	Thomson
Campbell, John	Harman	Negrete McLeod	Vargas
Canciamilla	Havice	Oropeza	Washington
Cardenas	Hollingsworth	Pacheco, Robert	Wayne
Cardoza	Horton	Pacheco, Rod	Wesson
Cedillo	Jackson	Papan	Wiggins
Chan	Keeley	Pavley	Wright
Chavez	Kehoe	Pescetti	Wyland
Chu	Kelley	Reyes	Wyman
Cohn	Koretz	Richman	Zettel
Correa	Longville	Runner	Mr. Speaker
Daucher	Lowenthal	Salinas	

NOES—8

Ashburn	Cogdill	Dickerson	Leonard
Campbell, Bill	Cox	Leach	Mountjoy

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1599 (Negrete McLeod)—An act to amend Section 12940 of, to amend and renumber Section 12941.1 of, and to repeal Section 12941 of, the Government Code, relating to employment.

Bill read third time, and passed by the following vote:

AYES—49

Alquist	Dutra	Maddox	Steinberg
Aroner	Firebaugh	Matthews	Strom-Martin
Calderon	Florez	Migden	Thomson
Canciamilla	Frommer	Nakano	Vargas
Cardenas	Goldberg	Nation	Washington
Cardoza	Havice	Negrete McLeod	Wayne
Cedillo	Horton	Oropeza	Wesson
Chan	Jackson	Papan	Wiggins
Chavez	Keeley	Pavley	Wright
Chu	Kehoe	Reyes	Mr. Speaker
Cohn	Koretz	Salinas	
Correa	Longville	Shelley	
Diaz	Lowenthal	Simitian	

NOES—27

Aanestad	Cogdill	Leach	Richman
Ashburn	Cox	Leslie	Runner
Bates	Daucher	Maldonado	Strickland
Bogh	Dickerson	Mountjoy	Wyland
Briggs	Harman	Pacheco, Robert	Wyman
Campbell, Bill	Hollingsworth	Pacheco, Rod	Zettel
Campbell, John	Kelley	Pescetti	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1713 (Longville)—An act to add Section 19105 to the Elections Code, relating to elections.

Bill read third time, and passed by the following vote:

AYES—47

Alquist	Diaz	Lowenthal	Simitian
Aroner	Dutra	Matthews	Steinberg
Calderon	Firebaugh	Migden	Strom-Martin
Canciamilla	Frommer	Nakano	Thomson
Cardenas	Goldberg	Nation	Vargas
Cardoza	Havice	Negrete McLeod	Washington
Cedillo	Horton	Oropeza	Wayne
Chan	Jackson	Papan	Wesson
Chavez	Keeley	Pavley	Wiggins
Chu	Kehoe	Reyes	Wright
Cohn	Koretz	Salinas	Mr. Speaker
Correa	Longville	Shelley	

NOES—30

Aanestad	Cox	Leonard	Richman
Ashburn	Daucher	Leslie	Runner
Bates	Dickerson	Maddox	Strickland
Bogh	Harman	Maldonado	Wyland
Briggs	Hollingsworth	Mountjoy	Wyman
Campbell, Bill	Kelley	Pacheco, Robert	Zettel
Campbell, John	La Suer	Pacheco, Rod	
Cogdill	Leach	Pescetti	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 1759 (Wesson)—An act to add Article 22 (commencing with Section 70050) to Chapter 2 of Part 42 of Division 1 of the Education Code, and to add Section 5066 to the Vehicle Code, relating to license plates, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Request for Use of Visual Aids

Assembly Member Wesson was granted unanimous consent to use visual aids on the Floor to assist in debate.

Motion to Amend

Assembly Member Wesson moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

(NOTE: Assembly Rule 69(a) was invoked for the purpose of adding coauthor amendments to Assembly Bill No. 1759.)

Further Consideration of Assembly Bill No. 1759

The question being on the adoption of the urgency clause.

Urgency clause adopted by the following vote:

AYES—76

Aanestad	Correa	Leonard	Richman
Alquist	Daucher	Leslie	Runner
Aroner	Diaz	Longville	Salinas
Ashburn	Dutra	Lowenthal	Shelley
Bates	Firebaugh	Maddox	Simitian
Bogh	Florez	Maldonado	Steinberg
Briggs	Frommer	Matthews	Strickland
Calderon	Goldberg	Migden	Strom-Martin
Campbell, Bill	Harman	Mountjoy	Thomson
Campbell, John	Havice	Nakano	Vargas
Canciamilla	Hollingsworth	Nation	Washington
Cardenas	Horton	Negrete McLeod	Wayne
Cardoza	Jackson	Oropeza	Wesson
Cedillo	Keeley	Pacheco, Robert	Wiggins
Chan	Kehoe	Pacheco, Rod	Wright
Chavez	Kelley	Papan	Wyland
Chu	Koretz	Pavley	Wyman
Cogdill	La Suer	Pescetti	Zettel
Cohn	Leach	Reyes	Mr. Speaker

NOES—1

Dickerson

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—76

Aanestad	Correa	Leonard	Richman
Alquist	Daucher	Leslie	Runner
Aroner	Diaz	Longville	Salinas
Ashburn	Dutra	Lowenthal	Shelley
Bates	Firebaugh	Maddox	Simitian
Bogh	Florez	Maldonado	Steinberg
Briggs	Frommer	Matthews	Strickland
Calderon	Goldberg	Migden	Strom-Martin
Campbell, Bill	Harman	Mountjoy	Thomson
Campbell, John	Havice	Nakano	Vargas
Canciamilla	Hollingsworth	Nation	Washington
Cardenas	Horton	Negrete McLeod	Wayne
Cardoza	Jackson	Oropeza	Wesson
Cedillo	Keeley	Pacheco, Robert	Wiggins
Chan	Kehoe	Pacheco, Rod	Wright
Chavez	Kelley	Papan	Wyland
Chu	Koretz	Pavley	Wyman
Cogdill	La Suer	Pescetti	Zettel
Cohn	Leach	Reyes	Mr. Speaker

NOES—1

Dickerson

Bill ordered transmitted to the Senate.

**CONSIDERATION OF ASSEMBLY BILL NO. 693
BY UNANIMOUS CONSENT**

Assembly Member Longville was granted unanimous consent to take up Assembly Bill No. 693 out of order, for purpose of consideration.

ASSEMBLY BILL NO. 693 (Longville)—An act to amend Section 15340 of, and to add Sections 15101 and 15341 to, the Education Code, relating to school facilities improvement districts.

Bill read third time, and passed by the following vote:

AYES—77

Aanestad	Cox	Leslie	Salinas
Alquist	Daucher	Longville	Shelley
Aroner	Diaz	Lowenthal	Simitian
Ashburn	Dutra	Maddox	Steinberg
Bates	Firebaugh	Maldonado	Strickland
Bogh	Florez	Matthews	Strom-Martin
Briggs	Frommer	Migden	Thomson
Calderon	Goldberg	Mountjoy	Vargas
Campbell, Bill	Harman	Nakano	Washington
Campbell, John	Havice	Nation	Wayne
Canciamilla	Hollingsworth	Negrete McLeod	Wesson
Cardenas	Horton	Oropeza	Wiggins
Cardoza	Jackson	Pacheco, Robert	Wright
Cedillo	Keeley	Pacheco, Rod	Wyland
Chan	Kehoe	Papan	Wyman
Chavez	Kelley	Pavley	Zettel
Chu	Koretz	Pescetti	Mr. Speaker
Cogdill	La Suer	Reyes	
Cohn	Leach	Richman	
Correa	Leonard	Runner	

NOES—1

Dickerson

Bill ordered transmitted to the Senate.

CONSIDERATION OF CONSENT CALENDAR

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

Consent Calendar—Assembly Bill

ASSEMBLY BILL NO. 1106 (Pescetti)—An act to add Section 1060 to the Civil Code, relating to notaries public.

Bill read third time, and passed by the following vote:

AYES—78

Aanestad	Cox	Leonard	Runner
Alquist	Daucher	Leslie	Salinas
Aroner	Diaz	Longville	Shelley
Ashburn	Dickerson	Lowenthal	Simitian
Bates	Dutra	Maddox	Steinberg
Bogh	Firebaugh	Maldonado	Strickland
Briggs	Florez	Matthews	Strom-Martin
Calderon	Frommer	Migden	Thomson
Campbell, Bill	Goldberg	Mountjoy	Vargas
Campbell, John	Harman	Nakano	Washington
Canciamilla	Havice	Nation	Wayne
Cardenas	Hollingsworth	Negrete McLeod	Wesson
Cardoza	Horton	Oropeza	Wiggins
Cedillo	Jackson	Pacheco, Robert	Wright
Chan	Keeley	Pacheco, Rod	Wyland
Chavez	Kehoe	Papan	Wyman
Chu	Kelley	Pavley	Zettel
Cogdill	Koretz	Pescetti	Mr. Speaker
Cohn	La Suer	Reyes	
Correa	Leach	Richman	

NOES—None

Bill ordered transmitted to the Senate.

GOVERNOR'S VETO STRICKEN FROM FILE

Assembly Member Rod Pacheco was granted unanimous consent that the Governor's vetoes of Assembly Bills Nos. 1030, 1091, and 1502 be stricken from file.

CONSIDERATION OF SENATE BILL NO. 728 BY UNANIMOUS CONSENT

Assembly Member Oropeza was granted unanimous consent to take up Senate Bill No. 728 without reference to file, for purpose of consideration.

SENATE BILL NO. 728 (Machado)—An act to amend Section 22901.1 of, to add Section 22901.3 to, and to add and repeal Section 22901.2 of, the Education Code, and to amend Sections 20677, 20683, and 20687 of, to add Section 20677.4 to, and to add and repeal Section 20683.3 of, the Government Code, relating to state employees, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—76

Aanestad	Cox	Leach	Richman
Alquist	Daucher	Leonard	Runner
Aroner	Diaz	Leslie	Salinas
Ashburn	Dickerson	Longville	Shelley
Bates	Dutra	Lowenthal	Simitian
Briggs	Firebaugh	Maddox	Steinberg
Calderon	Florez	Maldonado	Strickland
Campbell, Bill	Frommer	Matthews	Strom-Martin
Campbell, John	Goldberg	Migden	Thomson
Canciamilla	Harman	Mountjoy	Vargas
Cardenas	Havice	Nakano	Washington
Cardoza	Hollingsworth	Nation	Wayne
Cedillo	Horton	Negrete McLeod	Wesson
Chan	Jackson	Oropeza	Wiggins
Chavez	Keeley	Pacheco, Robert	Wright
Chu	Kehoe	Papan	Wyland
Cogdill	Kelley	Pavley	Wyman
Cohn	Koretz	Pescetti	Zettel
Correa	La Suer	Reyes	Mr. Speaker

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—76

Aanestad	Cox	Leach	Richman
Alquist	Daucher	Leonard	Runner
Aroner	Diaz	Leslie	Salinas
Ashburn	Dickerson	Longville	Shelley
Bates	Dutra	Lowenthal	Simitian
Briggs	Firebaugh	Maddox	Steinberg
Calderon	Florez	Maldonado	Strickland
Campbell, Bill	Frommer	Matthews	Strom-Martin
Campbell, John	Goldberg	Migden	Thomson
Canciamilla	Harman	Mountjoy	Vargas
Cardenas	Havice	Nakano	Washington
Cardoza	Hollingsworth	Nation	Wayne
Cedillo	Horton	Negrete McLeod	Wesson
Chan	Jackson	Oropeza	Wiggins
Chavez	Keeley	Pacheco, Robert	Wright
Chu	Kehoe	Papan	Wyland
Cogdill	Kelley	Pavley	Wyman
Cohn	Koretz	Pescetti	Zettel
Correa	La Suer	Reyes	Mr. Speaker

NOES—None

Bill ordered transmitted to the Senate immediately.

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

ASSEMBLY BILL NO. 1108 (Pavley)—An act to amend Section 21083.9 of the Public Resources Code, relating to environmental protection.

Bill read third time, and passed by the following vote:

AYES—64

Alquist	Daucher	Leonard	Richman
Aroner	Diaz	Leslie	Runner
Bates	Dutra	Longville	Salinas
Calderon	Firebaugh	Lowenthal	Shelley
Campbell, Bill	Florez	Maddox	Simitian
Campbell, John	Frommer	Maldonado	Steinberg
Canciamilla	Goldberg	Matthews	Strom-Martin
Cardenas	Harman	Migden	Thomson
Cardoza	Havice	Nakano	Vargas
Cedillo	Horton	Nation	Washington
Chan	Jackson	Negrete McLeod	Wayne
Chavez	Keeley	Oropeza	Wesson
Chu	Kehoe	Pacheco, Robert	Wiggins
Cogdill	Kelley	Papan	Wright
Correa	Koretz	Pavley	Zettel
Cox	Leach	Reyes	Mr. Speaker

NOES—9

Aanestad	Dickerson	Pescetti
Ashburn	Hollingsworth	Strickland
Briggs	Mountjoy	Wyman

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 875 (Horton)—An act to add Chapter 3.7 (commencing with Section 5700) to Division 3 of the Business and Professions Code, and to repeal Title 3.95 (commencing with Section 1812.600) of Part 4 of Division 3 of the Civil Code, relating to auctioneers, and making an appropriation therefor.

Bill read third time, and passed by the following vote:

AYES—56

Alquist	Daucher	La Suer	Salinas
Aroner	Diaz	Leach	Shelley
Ashburn	Dutra	Longville	Simitian
Calderon	Firebaugh	Lowenthal	Steinberg
Campbell, John	Florez	Maldonado	Strom-Martin
Canciamilla	Goldberg	Matthews	Thomson
Cardenas	Harman	Migden	Vargas
Cardoza	Havice	Nakano	Washington
Cedillo	Horton	Nation	Wayne
Chan	Jackson	Oropeza	Wesson
Chavez	Keeley	Papan	Wiggins
Chu	Kehoe	Pavley	Wright
Cohn	Kelley	Reyes	Wyland
Correa	Koretz	Richman	Mr. Speaker

NOES—20

Aanestad	Cox	Leslie	Pescetti
Bates	Dickerson	Maddox	Runner
Bogh	Frommer	Mountjoy	Strickland
Briggs	Hollingsworth	Pacheco, Robert	Wyman
Campbell, Bill	Leonard	Pacheco, Rod	Zettel

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY BILL NO. 1344**

At 12:50 p.m., on motion of Assembly Member Cox, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 1344 passed by the following vote:

AYES—58

Aanestad	Dickerson	Lowenthal	Salinas
Alquist	Dutra	Maddox	Simitian
Ashburn	Firebaugh	Maldonado	Steinberg
Bates	Florez	Mountjoy	Strickland
Bogh	Frommer	Nakano	Thomson
Briggs	Harman	Negrete McLeod	Vargas
Campbell, Bill	Havice	Oropeza	Washington
Campbell, John	Hollingsworth	Pacheco, Robert	Wayne
Canciamilla	Keeley	Pacheco, Rod	Wesson
Cardoza	Kehoe	Papan	Wyland
Cogdill	Kelley	Pavley	Wyman
Cohn	La Suer	Pescetti	Zettel
Correa	Leach	Reyes	Mr. Speaker
Cox	Leonard	Richman	
Daucher	Leslie	Runner	

NOES—5

Calderon	Koretz	Migden
Goldberg	Matthews	

Vote Changes

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1344: Assembly Member Strom-Martin, from "Aye" to "Not Voting".

Bill ordered transmitted to the Senate.

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

ASSEMBLY BILL NO. 953 (Simitian)—An act to amend Sections 5540.5, 5540.6, and 5549 of the Public Resources Code, relating to park and open-space districts.

Bill read third time, and passed by the following vote:

AYES—69

Alquist	Daucher	Leslie	Runner
Aroner	Diaz	Longville	Salinas
Ashburn	Dickerson	Lowenthal	Shelley
Bates	Dutra	Maddox	Simitian
Bogh	Firebaugh	Maldonado	Steinberg
Calderon	Florez	Matthews	Strom-Martin
Campbell, Bill	Frommer	Migden	Thomson
Campbell, John	Goldberg	Mountjoy	Vargas
Canciamilla	Harman	Nakano	Washington
Cardenas	Havice	Nation	Wayne
Cardoza	Hollingsworth	Negrete McLeod	Wesson
Cedillo	Horton	Oropeza	Wiggins
Chan	Jackson	Pacheco, Robert	Wright
Chavez	Keeley	Papan	Wyland
Chu	Kehoe	Pavley	Mr. Speaker
Cogdill	Kelley	Pescetti	
Cohn	Koretz	Reyes	
Correa	Leach	Richman	

NOES—5

Briggs	Pacheco, Rod	Zettel
Leonard	Wyman	

Bill ordered transmitted to the Senate.

ASSEMBLY BILL NO. 400 (Simitian)—An act to add Section 13107.5 to the Elections Code, relating to ballots.

Bill read third time.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 1:06 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
ASSEMBLY BILL NO. 400**

At 1:09 p.m., on motion of Assembly Member Simitian, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 400 passed by the following vote:

AYES—42

Alquist	Diaz	Maldonado	Steinberg
Aroner	Dutra	Matthews	Strom-Martin
Bates	Goldberg	Migden	Thomson
Calderon	Havice	Nation	Vargas
Cardoza	Jackson	Negrete McLeod	Washington
Cedillo	Keeley	Oropeza	Wayne
Chan	Kehoe	Pavley	Wesson
Chavez	Koretz	Richman	Wiggins
Chu	Leonard	Salinas	Mr. Speaker
Correa	Longville	Shelley	
Daucher	Lowenthal	Simitian	

NOES—30

Aanestad	Cox	Leach	Runner
Ashburn	Dickerson	Leslie	Strickland
Bogh	Florez	Maddox	Wright
Briggs	Harman	Mountjoy	Wyland
Campbell, Bill	Hollingsworth	Pacheco, Robert	Wyman
Campbell, John	Horton	Pacheco, Rod	Zettel
Canciamilla	Kelley	Papan	
Cogdill	La Suer	Pescetti	

Bill ordered transmitted to the Senate.

ADJOURN IN MEMORY

Assembly Member Leonard was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Thomas Rutherford, of Fontana.

Assembly Member Lowenthal was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Beryl Brooks, of Long Beach and Virginia Levi, of Long Beach.

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

Assembly Member Pescetti was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Geri Micallef, of Sacramento.

Assembly Member Reyes was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Dana Baugh, of Fresno.

Assembly Member Runner was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Bob Lathrop, of Newhall.

Assembly Member Simitian was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Betty Jane Roggaway, of Palo Alto.

Assembly Member Wesson was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Bradley Thomas Garrett, Jr., of Los Angeles.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items (shown in sequential order):

Motion to Suspend Joint Rule 29.5(a): Aanestad, Bogh, Briggs, John Campbell, Cox, Daucher, Havice, Longville, Mountjoy, Rod Pacheco, Runner, Wright, Wyland, and Wyman—Aye.

Assembly Bill No. 776: Aanestad, Aroner, Briggs, John Campbell, Cardenas, Daucher, Firebaugh, Florez, Horton, Kelley, Maldonado, Rod Pacheco, Runner, Simitian, Wiggins, Wyland, and Zettel—Aye.

Assembly Bill No. 1699: Aroner, Cardenas, Horton, and Simitian—Aye; Briggs, John Campbell, Daucher, Dickerson, Kelley, Maldonado, Runner, and Wyland—No.

Assembly Bill No. 1701: Cardenas, Havice, and Simitian—Aye; Aanestad, Briggs, John Campbell, Daucher, Dickerson, Kelley, Maddox, Maldonado, Mountjoy, Runner, and Wyland—No.

Assembly Bill No. 1703: Cardenas, Firebaugh, and Maldonado—Aye; Aanestad, Briggs, John Campbell, Daucher, Kelley, Maddox, Runner, Wyland, and Zettel—No.

Assembly Bill No. 248: Briggs, John Campbell, Cardenas, Daucher, Firebaugh, Florez, Harman, Horton, Kelley, Maddox, Maldonado, Richman, Runner, Salinas, Simitian, Wyland, and Zettel—Aye; Dickerson and Wyman—No.

Assembly Bill No. 117: Aanestad, Aroner, Bogh, Briggs, John Campbell, Correa, Daucher, Dickerson, Havice, Kelley, Maldonado, Runner, Shelley, Simitian, Wyland, and Zettel—Aye.

Assembly Bill No. 499: Aanestad, Briggs, John Campbell, Cardenas, Daucher, Dickerson, Firebaugh, Jackson, Kelley, Maldonado, Runner, Simitian, and Wyland—Aye.

Assembly Bill No. 1348: Aroner, Briggs, John Campbell, Cardenas, Daucher, Dickerson, Firebaugh, Frommer, Kelley, Maldonado, Nakano, Runner, and Wyland—Aye.

Assembly Bill No. 1362: Aroner, Briggs, John Campbell, Cardenas, Daucher, Frommer, Kelley, Maldonado, Nakano, Richman, Runner, Simitian, Wyland, and Zettel—Aye; Dickerson and Mountjoy—No.

Assembly Bill No. 1599: Cardenas and Simitian—Aye; John Campbell, Daucher, Dickerson, Kelley, Maldonado, Mountjoy, Runner, and Wyland—No.

Assembly Bill No. 1713: Aroner, Cardenas, and Simitian—Aye; Bogh, John Campbell, Daucher, Dickerson, Kelley, Maldonado, Runner, and Wyland—No.

Assembly Bill No. 1759 and Urgency: Aroner, John Campbell, Cardenas, Daucher, Kelley, Maldonado, Runner, and Simitian—Aye; Dickerson—No.

Assembly Bill No. 693: John Campbell, Cardenas, Daucher, Kelley, Maldonado, Pescetti, Runner, and Simitian—Aye; Dickerson—No.

Consent Calendar: Daucher, Dickerson, and Simitian—Aye.

Assembly Bill No. 728 and Urgency: Havice and Simitian—Aye.

Assembly Bill No. 1108: Dutra, Havice, and Simitian—Aye; Wyman—No.

Assembly Bill No. 875: Cardenas and Maldonado—Aye; Briggs, Frommer, and Mountjoy—No.

Assembly Bill No. 1344: Alquist, Briggs, Correa, and Kelley—Aye.

Assembly Bill No. 953: Cardenas and Havice—Aye; Briggs—No.

Assembly Bill No. 400: Havice—Aye.

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

By unanimous consent, the motions to reconsider the votes on Senate Bills Nos. 1211, 773, and 510 were continued until the next legislative day.

ANNOUNCEMENTS

Assistant Speaker pro Tempore Kehoe announced that tomorrow is the last day to notice intention to remove bills from the inactive file and the last day to amend bills in the third reading file, prior to the January 31st deadline.

MOTION TO ADJOURN

At 1:10 p.m., Assembly Member La Suer moved that the Assembly do now adjourn.

Assembly Member Vargas seconded the motion.

REMARKS ON CONDITION OF THE FILE

Assembly Member Leach arose to speak on the condition of the file.

FURTHER CONSIDERATION OF MOTION TO ADJOURN

The question being on the motion of Assembly Member La Suer that the Assembly adjourn.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 1:12 p.m., Assistant Speaker pro Tempore Kehoe declared the quorum call of the Assembly dispensed with.

REQUEST TO SUSPEND THE LIMIT ON THE INTRODUCTION OF BILLS

To the Committee on Rules:

Pursuant to Assembly Rule 49, I request permission to suspend the bill introduction limitation with respect to the following bill:

RN 0124949.

LOU CORREA

Permission of Rules Committee

Assembly Chamber, January 28, 2002

The Committee on Rules grants permission to suspend Assembly Rule 49(c) with respect to the following bill: RN 0124949.

DENNIS CARDOZA, Chairman

REQUEST TO SUSPEND THE LIMIT ON THE INTRODUCTION OF BILLS

To the Committee on Rules:

Pursuant to Assembly Rule 49, I request permission to suspend the bill introduction limitation with respect to the following bill:

RN 0200606.

LOU CORREA

Permission of Rules Committee

Assembly Chamber, January 28, 2002

The Committee on Rules grants permission to suspend Assembly Rule 49(c) with respect to the following bill: RN 0200606.

DENNIS CARDOZA, Chairman

REQUEST TO SUSPEND THE LIMIT ON THE INTRODUCTION OF BILLS

To the Committee on Rules:

Pursuant to Assembly Rule 49, I request permission to suspend the bill introduction limitation with respect to the following bill:

RN 0123702.

LOU CORREA

Permission of Rules Committee

Assembly Chamber, January 28, 2002

The Committee on Rules grants permission to suspend Assembly Rule 49(c) with respect to the following bill: RN 0123702.

DENNIS CARDOZA, Chairman

**INTRODUCTION AND FIRST READING OF
ASSEMBLY BILLS**

The following bills were introduced and read the first time:

ASSEMBLY BILL NO. 1839—Bill Campbell (Coauthor: Nation). An act to add Section 2782.8 to the Civil Code, relating to indemnity.

ASSEMBLY BILL NO. 1840—Diaz. An act to amend Section 7582.2 of the Business and Professions Code, relating to private security services.

ASSEMBLY BILL NO. 1841—Hollingsworth. An act to amend Section 68075 of the Education Code, relating to public postsecondary education.

ASSEMBLY BILL NO. 1842—Bill Campbell. An act to add Sections 18154 and 24996 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 1843—Robert Pacheco and Koretz (Coauthor: Pescetti). An act to add and repeal Article 4 (commencing with Section 104240) of Chapter 2 of Part 1 of Division 103 of the Health and Safety Code, relating to pancreatic cancer, and making an appropriation therefor.

ASSEMBLY BILL NO. 1844—Mountjoy and Strickland (Coauthors: Aanestad, Ashburn, Bates, Bogh, Bill Campbell, Cogdill, Cox, Daucher, Dickerson, Harman, Hollingsworth, Kelley, La Suer, Leach, Leonard, Maddox, Maldonado, Robert Pacheco, Rod Pacheco, Runner, Wyland, Wyman, and Zettel) (Coauthors: Senators Battin, Haynes, Knight, Margett, Monteith, and Morrow). An act to amend Sections 218 and 275 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

ASSEMBLY BILL NO. 1845—Correa. An act to amend Section 7170.5 of the Government Code, relating to state liens.

ASSEMBLY BILL NO. 1846—Correa and Florez (Principal coauthor: Runner) (Coauthors: Cardoza, Dickerson, Lowenthal, Matthews, Pescetti, and Salinas) (Coauthors: Senators Battin and Monteith). An act to amend Section 7073 of the Government Code, relating to enterprise zones.

ASSEMBLY BILL NO. 1847—Correa (Coauthors: Florez, Matthews, and Nakano). An act to add Sections 21154.5 and 31720.9 to the Government Code, and to add Section 3212.85 to the Labor Code, relating to peace officers.

ASSEMBLY BILL NO. 1848—Diaz. An act to add Section 54204 to the Education Code, relating to school desegregation.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 140—Robert Pacheco. Relative to Boy Scouts of America.

**AUTHOR’S AMENDMENTS
Committee on Appropriations**

January 28, 2002

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

Senate Bill No. 801

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

MIGDEN, Chairwoman

SENATE BILL NO. 801—An act to add Section 1367.001 to the Health and Safety Code, and to add Section 10178.4 to the Insurance Code, relating to health care coverage.

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

**REPORTS OF STANDING COMMITTEES
Committee on Appropriations**

Date of Hearing: January 24, 2002

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 108

Assembly Bill No. 1454

Assembly Bill No. 615

Assembly Bill No. 1462

Assembly Bill No. 680

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

MIGDEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: January 24, 2002

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 168

Assembly Bill No. 890

With the recommendation: Do pass, as amended.

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

MIGDEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: January 24, 2002

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Concurrent Resolution No. 111

With the recommendation: Be adopted.

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

MIGDEN, Chairwoman

Above resolution ordered to second reading.

Committee on Human Services

Date of Hearing: January 28, 2002

Mr. Speaker: Your Committee on Human Services reports:

Assembly Bill No. 1652

With the recommendation: Do pass.

ARONER, Chairwoman

Above bill ordered to second reading.

MESSAGES FROM THE SENATE

January 28, 2002

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

Dear Dotson: The Senate this day by a two-thirds vote suspended Joint Rule 29.5(a) so the Conference Committees on Senate Bill No. 844; and Assembly Bills Nos. 12, 14, 16, 1072, 1430, and 1580 may meet without one day's notice in the File and respectfully requests the Assembly to do the same.

Sincerely,

GREGORY SCHMIDT
Secretary of the Senate

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member La Suer, the Assembly adjourned until 8:30 a.m., Tuesday, January 29, 2002, out of respect to the memory of Mrs. Bennie Nails, on motion of Assembly Member Cox; out of respect to the memory of Thomas Rutherford, on motion of Assembly Member Leonard; out of respect to the memory of Beryl Brooks and Virginia Levi, on motion of Assembly Member Lowenthal; out of respect to the memory of Geri Micallef, on motion of Assembly Member Pescetti; out of respect to the memory of Dana Baugh, on motion of Assembly Member Reyes; out of respect to the memory of Bob Lathrop, on motion of Assembly Member Runner; out of respect to the memory of Betty Jane Roggaway, on motion of Assembly Member Simitian; out of respect to the memory of Mary Louise Stong on motion of Assembly Member Migden; and out of respect to the memory of Bradley Thomas Garrett, Jr., on motion of Assembly Member Wesson.

ROBERT M. HERTZBERG, Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON JANUARY 28, 2002**

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

AB	RN
421	0201858
886	0201856
979	0201721
1146	0201949

SB	RN
33	0123796
492	0201599
801	0201180

Assembly Rule 69(a) invoked (coauthor amendments)

AB
1759

Daily Total:	7
Cumulative Total:	3406

O