

CALIFORNIA LEGISLATURE  
2001-02 REGULAR SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, April 4, 2002**

**ONE HUNDRED SEVENTY-THIRD SESSION DAY  
FOUR HUNDRED EIGHTY-SEVENTH CALENDAR DAY  
AT SACRAMENTO, CALIFORNIA**



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

## PROCEEDINGS OF THE ASSEMBLY

### IN ASSEMBLY

Assembly Chamber, Sacramento  
Thursday, April 4, 2002

The Assembly met at 8:30 a.m.  
Hon. Fred Keeley, 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, 8:31 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 8:46 a.m., Speaker pro Tempore Keeley declared a quorum of the  
Assembly present.

The roll call was completed, and the following answered to their  
names—80:

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

**PRAYER**

Upon invitation of Speaker pro Tempore Keeley, the following prayer was offered by Assembly Member Carl Washington, of the 52nd Assembly District:

*Lord, In people’s daily encounter with life’s challenges and situations, our frailties are as obvious as our virtues. Help us to realize that imperfection is part of human wholeness and that we must accept others as they are, and trust that they will do the same for us. In recognition of Holocaust Memorial Week, let us be reminded to be compassionate towards others. You also call us to be compassionate towards ourselves. Compassion is the harmony of interpersonal relationships and inward peace.—AMEN.*

**PLEDGE OF ALLEGIANCE TO THE FLAG**

Upon request of Speaker pro Tempore Keeley, Assembly Member Jackson 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 Firebaugh, seconded by Assembly Member Cogdill.

**ENGROSSMENT AND ENROLLMENT REPORTS**

Assembly Chamber, April 4, 2002

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

- |                        |                        |
|------------------------|------------------------|
| Assembly Bill No. 1751 | Assembly Bill No. 2381 |
| Assembly Bill No. 1764 | Assembly Bill No. 2413 |
| Assembly Bill No. 1914 | Assembly Bill No. 2434 |
| Assembly Bill No. 1936 | Assembly Bill No. 2648 |
| Assembly Bill No. 1953 | Assembly Bill No. 2650 |
| Assembly Bill No. 2009 | Assembly Bill No. 2652 |
| Assembly Bill No. 2067 | Assembly Bill No. 2769 |
| Assembly Bill No. 2199 | Assembly Bill No. 2824 |
| Assembly Bill No. 2235 | Assembly Bill No. 2959 |
| Assembly Bill No. 2266 | Assembly Bill No. 2963 |
| Assembly Bill No. 2279 |                        |

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, April 4, 2002

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

- |                        |                        |
|------------------------|------------------------|
| Assembly Bill No. 1869 | Assembly Bill No. 2713 |
| Assembly Bill No. 1871 | Assembly Bill No. 2806 |
| Assembly Bill No. 1946 | Assembly Bill No. 2823 |
| Assembly Bill No. 2005 | Assembly Bill No. 2871 |
| Assembly Bill No. 2020 | Assembly Bill No. 2924 |
| Assembly Bill No. 2141 | Assembly Bill No. 2971 |
| Assembly Bill No. 2225 | Assembly Bill No. 2974 |
| Assembly Bill No. 2364 | Assembly Bill No. 2975 |

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, April 4, 2002

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

Assembly Constitutional Amendment No. 15

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

Assembly Chamber, April 4, 2002

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

Assembly Concurrent Resolution No. 178

Assembly Joint Resolution No. 25

Assembly Joint Resolution No. 39

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolutions re-referred to committee.

Assembly Chamber, April 4, 2002

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

House Resolution No. 35

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

**REFERENCE OF BILLS TO COMMITTEE**

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

*Assembly*

<i>Bill No.</i>	<i>Committee</i>
<b>1904</b> -----	Higher Ed. and A.,E.,S.,T. & I.M.
<b>1956</b> -----	Jud. and A.,E.,S.,T. & I.M.
<b>2153</b> -----	Higher Ed.
<b>2176</b> -----	Ed. and V.A.
<b>2285</b> -----	H. & C.D.
<b>2371</b> -----	Pub. S.
<b>2410</b> -----	Ins. and A.,E.,S.,T. & I.M.
<b>2460</b> -----	Pub. S.
<b>2571</b> -----	Higher Ed.
<b>2617</b> -----	Rev. & Tax.
<b>2644</b> -----	L. Gov. and W.,P. & W.
<b>2647</b> -----	Trans.
<b>2658</b> -----	L. Gov. and Health
<b>2753</b> -----	Health
<b>2778</b> -----	Ins.
<b>2945</b> -----	U. & C.
<b>3053</b> -----	E.S. & T.M.

*Assembly Concurrent*

<i>Resolution No.</i>	<i>Committee</i>
<b>136</b> -----	Trans.
<b>179</b> -----	A.,E.,S.,T. & I.M.
<b>181</b> -----	Rls.
<b>183</b> -----	Ed.
<b>184</b> -----	Rls.
<b>185</b> -----	Rls.
<b>187</b> -----	Rls.

*House*

<i>Resolution No.</i>	<i>Committee</i>
<b>43</b> -----	Rls.
<b>44</b> -----	Rls.

*Senate*  
*Bill No.* **902** ----- *Committee* E.,R. & C.A. and Higher Ed.  
*Senate Concurrent*  
*Resolution No.* **62** ----- *Committee* V.A.

**REPORTS OF STANDING COMMITTEES**  
**Committee on Public Employees, Retirement and Social Security**

Date of Hearing: April 3, 2002

Mr. Speaker: Your Committee on Public Employees, Retirement and Social Security reports:

Assembly Bill No. 1802	Assembly Bill No. 2374
Assembly Bill No. 1825	Assembly Bill No. 2646
Assembly Bill No. 1975	Assembly Bill No. 2671

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

HAVICE, Chairwoman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: April 3, 2002

Mr. Speaker: Your Committee on Public Employees, Retirement and Social Security reports:

Assembly Bill No. 1847

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

HAVICE, Chairwoman

Above bill re-referred to the Committee on Insurance.

Date of Hearing: April 3, 2002

Mr. Speaker: Your Committee on Public Employees, Retirement and Social Security reports:

Assembly Bill No. 2609

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

HAVICE, Chairwoman

Above bill re-referred to the Committee on Health.

Date of Hearing: April 3, 2002

Mr. Speaker: Your Committee on Public Employees, Retirement and Social Security reports:

Assembly Bill No. 1890

With the recommendation: Do pass.

HAVICE, Chairwoman

Above bill ordered to second reading.

Date of Hearing: April 3, 2002

Mr. Speaker: Your Committee on Public Employees, Retirement and Social Security reports:

Assembly Bill No. 2477

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

HAVICE, Chairwoman

Above bill re-referred to the Committee on Rules.

Date of Hearing: April 3, 2002

Mr. Speaker: Your Committee on Public Employees, Retirement and Social Security reports:

Assembly Bill No. 1908

Assembly Bill No. 2983

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

HAVICE, Chairwoman

Above bills re-referred to the Committee on Appropriations.

## **REPORTS OF STANDING COMMITTEES**

### **Committee on Rules**

Date of Hearing: April 4, 2002

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 187

With the recommendation: Be adopted.

CARDOZA, Chairman

Above resolution ordered to third reading.

Date of Hearing: April 4, 2002

Mr. Speaker: Your Committee on Rules reports:

House Resolution No. 44

With the recommendation: Be adopted.

CARDOZA, Chairman

Above resolution ordered to third reading.

Date of Hearing: April 4, 2002

Mr. Speaker: Your Committee on Rules reports:

Senate Concurrent Resolution No. 54

Senate Concurrent Resolution No. 63

With the recommendation: Be adopted.

CARDOZA, Chairman

Above resolutions ordered to third reading.

Date of Hearing: April 4, 2002

Mr. Speaker: Your Committee on Rules reports:

Senate Concurrent Resolution No. 56

With the recommendation: Be adopted.

CARDOZA, Chairman

Above resolution ordered to third reading.

### **SPECIAL COMMITTEE MEETINGS**

By unanimous consent, the following committees were permitted to meet:

Labor and Employment, on April 24, 2002;

Select Committee on Domestic Violence, on April 26, 2002, at 10 a.m.;

Banking and Finance, on April 22, 2002, at 1:30 p.m., in Room 444.

**MESSAGES FROM THE SENATE**

Senate Chamber, April 4, 2002

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

Assembly Concurrent Resolution No. 141

And respectfully requests the Assembly to concur in said amendments.

GREGORY P. SCHMIDT, Secretary of the Senate

By John W. Rovane, Assistant Secretary

Above resolution ordered to unfinished business file.

**REQUEST FOR PHOTOGRAPHER**

Assembly Members Cox and Wayne were granted unanimous consent that a photographer be permitted on the Floor of the Assembly.

**RECESS**

By unanimous consent, at 8:50 a.m., Speaker pro Tempore Keeley declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Cox introduced Deputy Earl Helfrich of the Sacramento County Sheriff's Department and presented a resolution commending his courageous action during a recent incident at John Barrett Middle School, involving an armed student. Deputy Helfrich was accompanied by his wife Jenni Helfrich, and their 9-week-old daughter Rori, and numerous family members.

Assembly Member Cox acknowledged the presence of officials from the Sacramento County Sheriff's Department, City of Citrus Heights Police Department, and officials from the San Juan Unified School District. He then introduced Sacramento County Sheriff Lou Blanas, Citrus Heights Police Chief Henry Serrano, and San Juan Unified School District Superintendent General Davie, whereupon each addressed the assemblage.

**RECONVENED**

At 8:57 a.m., the Assembly reconvened.

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

**ADJOURN IN MEMORY**

Assembly Member Matthews was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Lonnie Beck, of Stockton.

(Assembly Rule 45.5 suspended.)

**PRIVILEGES OF THE FLOOR**

Assembly Member Koretz was granted unanimous consent that the privileges of the Floor be extended to his daughter, Rachel Koretz.

Assembly Member Nation was granted unanimous consent that the privileges of the Floor be extended to his daughter, Kristen Nation.

**RE-REFERENCE OF BILLS**

Assembly Member Steinberg was granted unanimous consent that the following bills be re-referred from the Committee on Appropriations as noted:

Assembly Bill No. 2631, to the Committee on Water, Parks and Wildlife;

Senate Bill No. 857, to the Committee on Transportation.

**BILLS WITHDRAWN FROM COMMITTEE AND PLACED ON FILE**

Assembly Member Steinberg was granted unanimous consent that Senate Joint Resolution No. 36, be withdrawn from the Committee on Appropriations and placed on the third reading file.

**REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL**

Upon request of Assembly Member Firebaugh, Assembly Member Aroner was granted unanimous consent that the following statement of legislative intent be printed in the Journal:

**Legislative Intent—Assembly Bill No. 1695**

April 3, 2002

*The Honorable Herb Wesson, Jr.*  
*Speaker of the Assembly*  
*State Capitol*  
*Sacramento, California*

Dear Speaker Wesson: This letter is being sent for publication in the journal.

Last year, the Legislature passed and the Governor signed AB 1695 (Chapter 653, Statutes of 2001) as an urgency measure. AB 1695 primarily related to the placement of children in foster care with relative caregivers. However, as part of that legislation, Welfare and Institutions Code (WIC) section 361.5(b)(10) was amended in response to the State Supreme Court's ruling in *Renee J. v. Superior Court* (2001) 26 Cal.4th 735. The Supreme Court's interpretation of this section in the *Renee J.* case did not reflect the Legislature's meaning in crafting the statute. Therefore, our purpose in rewriting WIC section 361.5(b)(10) was to make clear the Legislature's original intent in establishing this section of law, not to establish a new meaning.

Sincerely,

DION LOUISE ARONER, Assembly Member  
 Fourteenth Assembly District

**RE-REFERENCE OF BILLS**

Assembly Member Firebaugh was granted unanimous consent that the following bills be re-referred as noted:

Assembly Bill No. 1962 from the Committee on Governmental Organization to the Committee on Judiciary;

Assembly Bill No. 2175 from the Committee on Housing and Community Development to the Committee on Local Government;

Assembly Bill No. 2177 from the Committee on Governmental Organization to the Committee on Utilities and Commerce;

Assembly Bill No. 2189 from the Committee on Judiciary to the Committee on Labor and Employment and back to Judiciary;

Assembly Bill No. 2261 from the Committee on Education to the Committee on Environmental Safety and Toxic Materials and back to Education;

Assembly Bill No. 2626 from the Committee on Education to the Committee on Higher Education and back to Education.



**REQUEST TO CONSIDER AND ACT ON BILLS  
WITHIN 30 CALENDAR DAYS**

The following request was submitted:

Assembly Chamber, April 1, 2002

Mr. Speaker: I request permission to introduce a resolution providing that Assembly Bill No. 3051 may be considered and acted upon within 30 days after introduction and prior to being in print for 30 days.

LOU PAPAN

**Recommendation of Rules Committee**

April 4, 2002

Mr. Speaker: Your Committee on Rules recommends:

That the request by Assembly Member Papan for permission to introduce a resolution dispensing with the limitation contained in Article IV, Section 8(a), of the Constitution and suspending Joint Rule 55 as they pertain to Assembly Bill No. 3051 be granted.

CARDOZA, Chairman

**Resolution to Dispense with Article IV, Sec. 8(a) of the Constitution  
and Suspend Joint Rule 55**

*Resolved*, That, pursuant to Article IV, Section 8(a) of the Constitution, Assembly Bill No. 3051 may be heard in committee and acted upon by the Assembly before 30 calendar days have elapsed since introduction and that Joint Rule 55 be suspended to permit such hearing and action prior to being in print for 30 days.

Resolution read, and adopted by the following vote:

**AYES—73**

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

**NOES—None**

Article IV, Section 8(a) of the Constitution was declared dispensed with, and Joint Rule 55 suspended.

**CAUCUS ANNOUNCEMENTS**

At 9:08 a.m., Assembly Member Strickland was granted unanimous consent that the Republican Caucus be permitted to meet in the Tom Bane Rules Committee Room.

**RECESS**

By unanimous consent, at 9:08 a.m., Speaker pro Tempore Keeley declared the Assembly recessed.

**CAUCUS ANNOUNCEMENTS**

At 9:13 a.m., Assembly Member Firebaugh announced consent that the Democratic Caucus be permitted to meet in the Assembly Lounge.

**RECONVENED**

At 9:52 a.m., the Assembly reconvened.

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

**MESSAGES FROM THE SENATE**

Senate Chamber, April 4, 2002

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

Assembly Bill No. 227

And respectfully requests the Assembly to concur in said amendments.

GREGORY P. SCHMIDT, Secretary of the Senate

By John W. Rovane, Assistant Secretary

Above bill ordered to unfinished business file.

Senate Chamber, April 4, 2002

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. 16

GREGORY P. SCHMIDT, Secretary of the Senate

By John W. Rovane, Assistant Secretary

Above bill ordered enrolled.

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

Pursuant to Assembly Rule 77.2, the Speaker pro Tempore re-referred Assembly Bill No. 227 to the Committee on Judiciary.

**ADJOURN IN MEMORY**

Assembly Members Hollingsworth and Rod Pacheco were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of D. Gregg Brown, of Riverside.

(Assembly Rule 45.5 suspended.)

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 Regina Zamost, of Long Beach.

(Assembly Rule 45.5 suspended.)

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

**ASSEMBLY BILL NO. 3048**—An act to amend Sections 1345, 1356, 1367.22, 1368.02, 1371.2, 1373.6, and 1374.9 of the Health and Safety Code, relating to health care service plans.

Bill read second time, and ordered to third reading.

**ASSEMBLY BILL NO. 2398**—An act to amend Sections 81450.5 and 81452 of the Education Code, relating to community colleges.

Bill read second time, and ordered to Consent Calendar.

**ASSEMBLY BILL NO. 2657**—An act to amend Section 51220.3 of the Education Code, relating to instruction, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

**ASSEMBLY BILL NO. 1879**—An act to add Article 17 (commencing with Section 35450) of Chapter 2 of Part 22 to the Education Code, relating to the Inglewood Unified School District.

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

**ASSEMBLY BILL NO. 2995**—An act to amend Sections 35291, 35291.5, 48209.1, 48209.9, 48209.10, 48209.11, 48209.12, 48209.13, 48209.14, 48209.15, 48209.16, 48262, and 48940 of the Education Code, and to add Section 3024 to the Elections Code, relating to school finance, and declaring the urgency thereof, to take effect immediately.

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

**ASSEMBLY BILL NO. 2596**—An act to amend Sections 6768, 6786, 7200, and 7205 of the Elections Code, relating to elections.

Bill read second time, and ordered to Consent Calendar.

**ASSEMBLY BILL NO. 2597**—An act to amend Sections 9255 and 9265 of the Elections Code, relating to municipal elections.

Bill read second time, and ordered to Consent Calendar.

**ASSEMBLY CONCURRENT RESOLUTION NO. 135**—Relative to the Ventura County Vietnam Veterans Memorial Highway.

Resolution read; amendments proposed by the Committee on Transportation read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations.

**ENGROSSMENT AND ENROLLMENT REPORTS**

Assembly Chamber, April 4, 2002

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:  
Assembly Bill No. 3048

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered to third reading.

Assembly Chamber, April 4, 2002

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:  
Assembly Bill No. 2398  
Assembly Bill No. 2597

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to the Consent Calendar.

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

**ASSEMBLY BILL NO. 1814 (Reyes)**—An act to add Chapter 22 (commencing with Section 22520) to Division 8 of the Business and Professions Code, relating to Internet service providers.

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

**AYES—49**

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

**NOES—28**

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

Bill ordered transmitted to the Senate.

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

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

**AYES—79**

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

**NOES—None**

Bill ordered transmitted to the Senate.

**ASSEMBLY JOINT RESOLUTION NO. 35 (Kelley)**—Relative to the Mexicali/Calexico Border Crossing.

Resolution read, and adopted by the following vote:

**AYES—71**

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

**NOES—4**

Hollingsworth	La Suer	Mountjoy	Wyland
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**Vote Changes**

By unanimous consent, the following vote changes were permitted on Assembly Joint Resolution No. 35: Assembly Members Hollingsworth and La Suer, from “Aye” to “No”.

Resolution ordered transmitted to the Senate.

**ASSEMBLY BILL NO. 1937 (Dutra)**—An act to add Article 9 (commencing with Section 99420) to Chapter 4 of Part 11 of Division 10 of the Public Utilities Code, relating to transportation.

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

**AYES—51**

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

**NOES—26**

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

**Vote Changes**

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1937: Assembly Member Maldonado, from “No” to “Aye”.

Bill ordered transmitted to the Senate.

**ASSEMBLY BILL NO. 1770 (Papan)**—An act to amend Sections 1250.410 and 1255.060 of the Code of Civil Procedure, relating to eminent domain.

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

**AYES—74**

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

**NOES—None**

Bill ordered transmitted to the Senate.

**RECESS**

By unanimous consent, at 10:12 a.m., Speaker pro Tempore Keeley declared the Assembly recessed to permit the introduction of a special guest.

Assembly Member Shelley introduced Mr. Matthew Lee, Director General of the Taipei Economic and Cultural office in San Francisco.

**RECONVENED**

At 10:13 a.m., the Assembly reconvened.

Hon. Darrell Steinberg, Assembly Member, 9th District, presiding.

**CONSIDERATION OF SENATE AMENDMENTS TO  
ASSEMBLY CONCURRENT RESOLUTION NO. 141  
BY UNANIMOUS CONSENT**

Upon request of Assembly Member Firebaugh, Assembly Member Wayne was granted unanimous consent to take up consideration of Assembly Concurrent Resolution No. 141 without reference to file.

**ASSEMBLY CONCURRENT RESOLUTION NO. 141 (Wayne)**—Relative to California Holocaust Memorial Week.

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

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

The Assembly concurred in Senate amendments.

Above resolution ordered enrolled.

**RECESS**

By unanimous consent, at 10:34 a.m., Acting Speaker Steinberg declared the Assembly recessed to permit the introduction of a special guest.

Acting Speaker Steinberg then appointed Assembly Members Koretz, Hertzberg, Lowenthal, Migden, and Richman as a Select Committee on Escort to escort the guest of the Assembly to the Rostrum.

Acting Speaker Steinberg introduced Ms. Renee Firestone, the founding lecturer for the Simon Wiesenthal Center's Educational Outreach Program, who then addressed the assemblage in recognition of Holocaust Memorial Week.

Assembly Member Wayne then presented a resolution to Ms. Renee Firestone.

**RECONVENED**

At 10:48 a.m., the Assembly reconvened.

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

**ADJOURN IN MEMORY**

Assembly Member Shelley was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Peggy Wayburn, of San Francisco.

Assembly Member Wayne was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Meryl Freeman, of La Jolla.

**CAUCUS ANNOUNCEMENTS**

At 10:49 a.m., Assembly Member Strickland was granted unanimous consent that the Republican Caucus be permitted to meet in the Tom Bane Rules Committee Room.

**RECESS**

By unanimous consent, at 10:49 a.m., Speaker pro Tempore Keeley declared the Assembly recessed.

**RECONVENED**

At 10:57 a.m., the Assembly reconvened.

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

**MESSAGES FROM THE SENATE**

Senate Chamber, April 4, 2002

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

Assembly Joint Resolution No. 28

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

Above resolution ordered enrolled.

Senate Chamber, April 4, 2002

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

Assembly Bill No. 953

And respectfully requests the Assembly to concur in said amendments.

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

Above bill ordered to unfinished business file.

Senate Chamber, April 4, 2002

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

Assembly Joint Resolution No. 27

And respectfully requests the Assembly to concur in said amendments.

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

Above resolution ordered to unfinished business file.

Senate Chamber, April 4, 2002

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

Senate Bill No. 33

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

Senate Chamber, April 4, 2002

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

Senate Bill No. 1231  
Senate Bill No. 1232  
Senate Bill No. 1233  
Senate Bill No. 1250  
Senate Bill No. 1268

Senate Bill No. 1271  
Senate Bill No. 1322  
Senate Bill No. 1329  
Senate Bill No. 1371  
Senate Bill No. 1559

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



Senate Chamber, April 4, 2002

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

Senate Concurrent Resolution No. 73  
Senate Joint Resolution No. 35

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

**FIRST READING OF SENATE BILLS**

The following bills were read the first time:

**SENATE BILL NO. 1231**—An act to validate the organization, boundaries, acts, proceedings, and bonds of public bodies, and to provide limitations of time wherein actions may be commenced, and declaring the urgency thereof, to take effect immediately.

**SENATE BILL NO. 1232**—An act to validate the organization, boundaries, acts, proceedings, and bonds of public bodies, and to provide limitations of time wherein actions may be commenced, and declaring the urgency thereof, to take effect immediately.

**SENATE BILL NO. 1233**—An act to validate the organization, boundaries, acts, proceedings, and bonds of public bodies, and to provide limitations of time wherein actions may be commenced.

**SENATE BILL NO. 1250**—An act to amend Section 44830 of the Education Code, relating to teachers.

**SENATE BILL NO. 1268**—An act to amend Section 90 of, to repeal and add Section 91 of, and to repeal Sections 92, 93, 94, 95, 96, 97, 98, 99, 100, and 101 of, the Lake Cuyamaca Recreation and Park District Act (Chapter 1654 of the Statutes of 1961), relating to parks and recreation.

**SENATE BILL NO. 1271**—An act to amend Section 5501 of the Probate Code, relating to nonprobate transfers.

**SENATE BILL NO. 1322**—An act to amend Sections 512.060, 514.020, 515.010, 515.020, 703.580, and 703.610 of the Code of Civil Procedure, relating to debtor and creditor relations.

**SENATE BILL NO. 1329**—An act to amend Section 24011 of the Government Code, relating to county officers.

**SENATE BILL NO. 1371**—An act to amend Section 269 of, to add Section 271 to, and to repeal Section 274c of, the Code of Civil Procedure, to amend Section 69950 of, and to repeal Section 72197 of, the Government Code, and to amend Sections 190.9 and 1539 of the Penal Code, relating to court reporting.

**SENATE BILL NO. 1559**—An act to amend and repeal Section 1347 of the Penal Code, relating to child witnesses.

The following resolutions were read:

**SENATE CONCURRENT RESOLUTION NO. 73**—Relative to Sexual Assault Awareness Month.

**SENATE JOINT RESOLUTION NO. 35**—Relative to American Indian health services.

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

**SENATE BILL NO. 1227 (Burton)**—An act to amend Sections 50802.5, 51455, 51479, and 53130 of, to add Sections 50675.13, 50675.14, 51451.5, 51453, and 51505 to, and to add Part 11 (commencing with Section 53500) to Division 31 of, the Health and Safety Code, relating to financing housing programs 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.

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

**Urgency Clause**

Urgency clause read, and adopted by the following vote:

**AYES—54**

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

**NOES—21**

Ashburn	Hollingsworth	Pacheco, Robert	Wyland
Bates	La Suer	Pacheco, Rod	Wyman
Bogh	Leach	Pescetti	Zettel
Campbell, Bill	Leonard	Richman	
Campbell, John	Leslie	Runner	
Cox	Mountjoy	Strickland	

The question being on the passage of the bill.

Bill passed by the following vote:

**AYES—54**

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

**NOES—21**

Ashburn	Hollingsworth	Pacheco, Robert	Wyland
Bates	La Suer	Pacheco, Rod	Wyman
Bogh	Leach	Pescetti	Zettel
Campbell, Bill	Leonard	Richman	
Campbell, John	Leslie	Runner	
Cox	Mountjoy	Strickland	

**Vote Changes**

By unanimous consent, the following vote change was permitted on the urgency clause to Senate Bill No. 1227, and on passage of the bill: Assembly Member Wyman, from "Aye" to "No".

Bill ordered transmitted to the Senate immediately.

**Communications**

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

**Explanation of Vote—Senate Bill No. 1227**

April 4, 2002

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

Dear Dotson,

Today I cast an “aye” vote on File Item 21 / Senate Bill 1227 (Burton), commonly known as the housing bond bill. This vote merits explanation.

I’d like the record to reflect that I am personally opposed to this bill and under other, more normal circumstances would have cast a “no” vote on this measure as bad policy for California.

Today was not reflective of normal circumstances. One of our colleagues, Assembly Member Gil Cedillo, could not be with us. Had he been, he would have been the deciding vote in the passage of SB 1227 and I could have pressed the red button at my desk. However, Mr. Cedillo is dealing with devastating, tragic family issues and has properly chosen to remain at home today. Few of us can begin to understand the anguish he must be experiencing in helping his family and wife face her most grave illness.

Often Gil Cedillo and I disagree on policy matters as would have been the case today. Nonetheless, as a representative of his constituents, as a man, a father and loving husband, I hold him in the highest esteem for maintaining his life’s priorities to remain at her side.

As a consequence, I could not sit by and let the political calendar of our Legislature capitalize on the unthinkable misfortune that has befallen Assembly Member Cedillo and his wife. My vote today was a courtesy vote offered on his behalf. Should the Governor sign this measure, I trust the people of this State to decide its fate based upon its merits.

My thoughts and prayers are with the Cedillo family.

Sincerely,

TOM HARMAN, Assembly Member  
Sixty-seventh District

**CONSIDERATION OF CONSENT CALENDAR**

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

**ASSEMBLY CONCURRENT RESOLUTION NO. 151 (Leslie)**—Relative to California chaplains.

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

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

**ASSEMBLY BILL NO. 1760 (John Campbell)**—An act to amend Section 31.5 of the Orange County Water District Act (Chapter 924 of the Statutes of 1933), relating to water.

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

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

**ASSEMBLY BILL NO. 1785 (Reyes)**—An act to add Section 6523.4 to the Government Code, relating to health facilities.

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

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

**ASSEMBLY BILL NO. 1864 (Salinas)**—An act to amend Section 316 of the Pajaro Valley Water Management Agency Act (Chapter 257 of the Statutes of 1984), relating to water.

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

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

**HOUSE RESOLUTION NO. 42 (Wesson)**—Relative to Safety Seat Checkup Week.

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

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

**Consent Calendar Roll Call**

The roll was called, and the above bills on the Consent Calendar passed by the following vote:

**AYES—76**

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

**NOES—None**

**ADJOURN IN MEMORY**

Assembly Member Aroner was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of her nephew Jeffrey Benjamin, of Los Angeles.

Assembly Member Bates was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Diane Hall-Van Dorn, of Laguna Niguel.

Assembly Members Bill Campbell and Bates were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Marvin Al Parsons, of Laguna Woods.

Assembly Member Chan was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Edwin E. Huddleson, III, of Oakland.

Assembly Member Mountjoy was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Henry A. Braun, of Pasadena, and Walter Buerger, Jr., of Covina.

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 Mary Ruth Rivera Woodson, of Sacramento.

**VOTE ADDS**

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

**Resolution to Invoke Constitution:** Frommer, Havice, Maddox, and Wyland—Aye.

**Assembly Bill No. 1814:** Correa, Koretz, Maldonado, Nakano, Nation, and Shelley—Aye; Daucher, Maddox, and Wyland—No.

**Assembly Bill No. 1848:** Cardenas, Hollingsworth, Leslie, and Maddox—Aye.

**Assembly Joint Resolution No. 35:** Leslie—Aye; Wyland—No.

**Assembly Bill No. 1937:** Daucher—Aye; Leslie, Maddox, and Wyland—No.

**Assembly Bill No. 1770:** Leslie, Maddox, and Wyland—Aye.

**Senate Bill No. 1227 and Urgency:** Dickerson—Aye.

**Consent Calendar:** Shelley—Aye.

**CONSIDERATION OF DAILY FILE (RESUMED)****UNFINISHED BUSINESS****MOTION TO RECONSIDER SENATE BILL NO. 773 CONTINUED**

By unanimous consent, the motion to reconsider the vote on Senate Bill No. 773 was continued until the next legislative day.

**MOTION TO ADJOURN**

At 11:30 a.m., Assembly Member Washington moved that the Assembly do now adjourn.

Assembly Member Kelley seconded the motion.

Motion carried.

**QUORUM CALL OF THE ASSEMBLY DISPENSED WITH**

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

**AUTHORIZATION TO INTRODUCE BILLS PURSUANT TO  
JOINT RULE 54**

Pursuant to the provisions of Joint Rule 54, the following communication was presented permitting the introduction of an Assembly bill:

*Dear Mr. Clerk:* Pursuant to the provisions of Joint Rule 54, I hereby authorize Assembly Member Cogdill to introduce a bill relating to local government finance.

Request No. 02 3050.

HERB J. WESSON, JR.  
Speaker of the California Assembly

**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:

RN0203050.

DAVE COGDILL

**Permission of Rules Committee**

Assembly Chamber, April 4, 2002

The Committee on Rules grants permission to suspend Assembly Rule 49(c) with respect to the following bill: RN0203050.

DENNIS CARDOZA, Chairman

**INTRODUCTION AND FIRST READING OF  
ASSEMBLY BILLS**

The following bill was introduced and read the first time:

**ASSEMBLY BILL NO. 3056**—Cogdill (Coauthor: Senator Monteith). An act to add Sections 96.11, 96.12, and 96.13 to the Revenue and Taxation Code, relating to local government finance, and declaring the urgency thereof, to take effect immediately.

**AUTHOR'S AMENDMENTS**

**Committee on Elections, Reapportionment and Constitutional Amendments**

April 4, 2002

Mr. Speaker: The Chair of your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Senate Bill No. 902

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

LONGVILLE, Chairman

**SENATE BILL NO. 902**—An act to amend Sections 9094 and 10540 of the Elections Code, relating to elections officials.

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

**AUTHOR'S AMENDMENTS**

**Committee on Education**

April 4, 2002

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

Assembly Bill No. 2347

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

STROM-MARTIN, Chairwoman

**ASSEMBLY BILL NO. 2347**—An act to repeal and add Article 4 (commencing with Section 60640) of Chapter 5 of Part 30 of, the Education Code, relating to pupil testing.

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

**AUTHOR'S AMENDMENTS**  
**Committee on Rules**

April 4, 2002

Mr. Speaker: The Chair of your Committee on Rules reports:  
Assembly Concurrent Resolution No. 174

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

CARDOZA, Chairman

**ASSEMBLY CONCURRENT RESOLUTION NO. 174**—Relative to Women's Health Month.

Resolution read; author's amendments, presented pursuant to Assembly Rules, read and adopted; resolution ordered reprinted, and to be re-referred to the committee.

**AUTHOR'S AMENDMENTS**  
**Committee on Higher Education**

April 4, 2002

Mr. Speaker: The Chair of your Committee on Higher Education reports:  
Assembly Bill No. 2967

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

ALQUIST, Chairwoman

**ASSEMBLY BILL NO. 2967**—An act to add Section 94960.5 to the Education Code, relating to private postsecondary and vocational institutions.

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

**AUTHOR'S AMENDMENTS**  
**Committee on Natural Resources**

April 4, 2002

Mr. Speaker: The Chair of your Committee on Natural Resources reports:  
Assembly Bill No. 2993

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

WAYNE, Chairman

**ASSEMBLY BILL NO. 2993**—An act to add Section 4123 to the Public Resources Code, relating to wildfires.

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



**AUTHOR'S AMENDMENTS**  
**Committee on Local Government**

April 4, 2002

Mr. Speaker: The Chair of your Committee on Local Government reports:

Assembly Bill No. 1941

Assembly Bill No. 2658

Assembly Bill No. 2742

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

WIGGINS, Chairwoman

**ASSEMBLY BILL NO. 1941**—An act to add Section 53087.6 to the Government Code, relating to law enforcement.

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.

**ASSEMBLY BILL NO. 2658**—An act relating to health.

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.

**ASSEMBLY BILL NO. 2742**—An act to amend Section 30071 of the Government Code, relating to law enforcement.

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

**AUTHOR'S AMENDMENTS**  
**Committee on Utilities and Commerce**

April 4, 2002

Mr. Speaker: The Chair of your Committee on Utilities and Commerce reports:

Assembly Bill No. 2898

Assembly Bill No. 2945

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

WRIGHT, Chairman

**ASSEMBLY BILL NO. 2898**—An act to add and repeal Article 1.5 (commencing with Section 2880) of Part 2 of Division 1 of the Public Utilities Code, relating to telephone corporations.

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.

**ASSEMBLY BILL NO. 2945**—An act to add Section 41136.1 to the Revenue and Taxation Code, relating to emergency telephone surcharges.

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

**AUTHOR'S AMENDMENTS**  
**Committee on Housing and Community Development**

April 4, 2002

Mr. Speaker: The Chair of your Committee on Housing and Community Development reports:

Assembly Bill No. 2285

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

LOWENTHAL, Chairman

**ASSEMBLY BILL NO. 2285**—An act to amend Section 308 of the Penal Code, relating to cigarettes.

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

**AUTHOR'S AMENDMENTS**  
**Committee on Health**

April 4, 2002

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

Assembly Bill No. 2197

Assembly Bill No. 2753

Assembly Bill No. 2994

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

THOMSON, Chairwoman

**ASSEMBLY BILL NO. 2197**—An act to add Article 4.9 (commencing with Section 14149) to Chapter 7 of Part 3 of Division 9 of the Welfare and Institutions Code, relating to Medi-Cal.

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

**ASSEMBLY BILL NO. 2753**—An act to amend Section 1349 of the Health and Safety Code, relating to health care.

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

**ASSEMBLY BILL NO. 2994**—An act to add Chapter 15 (commencing with Section 121340) to Part 4 of Division 105 of the Health and Safety Code, relating to communicable diseases.

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

**AUTHOR'S AMENDMENTS**  
**Committee on Environmental Safety and Toxic Materials**

April 4, 2002

Mr. Speaker: The Chair of your Committee on Environmental Safety and Toxic Materials reports:

Assembly Bill No. 2877

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

JACKSON, Chairwoman

**ASSEMBLY BILL NO. 2877**—An act to amend and repeal Section 13263.6 of the Water Code, relating to water quality.

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

**AUTHOR'S AMENDMENTS  
Committee on Transportation**

April 4, 2002

Mr. Speaker: The Chair of your Committee on Transportation reports:  
Assembly Bill No. 2369

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

DUTRA, Chairman

**ASSEMBLY BILL NO. 2369**—An act to add Chapter 22 (commencing with Section 2706) to Division 3 of the Streets and Highways Code, relating to financing transportation improvements designed to improve access to transportation facilities by disabled persons by providing the funds necessary therefor through the issuance and sale of bonds of the State of California and by providing for the handling and disposition of those funds.

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

**AUTHOR'S AMENDMENTS  
Committee on Transportation**

April 4, 2002

Mr. Speaker: The Chair of your Committee on Transportation reports:  
Assembly Bill No. 2647

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

DUTRA, Chairman

**ASSEMBLY BILL NO. 2647**—An act relating to reports.

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

**AUTHOR'S AMENDMENTS  
Committee on Public Employees, Retirement and Social Security**

April 4, 2002

Mr. Speaker: The Chair of your Committee on Public Employees, Retirement and Social Security reports:  
Assembly Bill No. 2268

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

HAVICE, Chairwoman

**ASSEMBLY BILL NO. 2268**—An act to amend Sections 18934, 19574, and 19582 of, and to add Sections 18941 and 19574.3 to, the Government Code, relating to civil service.

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

**AUTHOR'S AMENDMENTS  
Committee on Insurance**

April 4, 2002

Mr. Speaker: The Chair of your Committee on Insurance reports:  
Assembly Bill No. 2410

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

CALDERON, Chairman

**ASSEMBLY BILL NO. 2410**—An act to amend Section 1770 of the Labor Code, relating to employment.

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

**AUTHOR'S AMENDMENTS**  
**Committee on Insurance**

April 4, 2002

Mr. Speaker: The Chair of your Committee on Insurance reports:  
Assembly Bill No. 2778

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

CALDERON, Chairman

**ASSEMBLY BILL NO. 2778**—An act to amend Section 10506 of the Insurance Code, relating to insurance.

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

**AUTHOR'S AMENDMENTS**  
**Committee on Education**

April 4, 2002

Mr. Speaker: The Chair of your Committee on Education reports:  
Assembly Bill No. 2217  
Assembly Bill No. 2359

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

STROM-MARTIN, Chairwoman

**ASSEMBLY BILL NO. 2217**—An act to add Part 37 (commencing with Section 64200) to the Education Code, relating to education.

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.

**ASSEMBLY BILL NO. 2359**—An act to amend Sections 45125, 45125.01, and 45125.1 of the Education Code, relating to school employees.

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

**AUTHOR'S AMENDMENTS**  
**Committee on Judiciary**

April 4, 2002

Mr. Speaker: The Chair of your Committee on Judiciary reports:  
Assembly Bill No. 1956

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

CORBETT, Chairwoman

**ASSEMBLY BILL NO. 1956**—An act relating to amusement machines.

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

**AUTHOR'S AMENDMENTS**  
**Committee on Higher Education**

April 4, 2002

Mr. Speaker: The Chair of your Committee on Higher Education reports:

Assembly Bill No. 1904

Assembly Bill No. 2153

Assembly Bill No. 2571

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

ALQUIST, Chairwoman

**ASSEMBLY BILL NO. 1904**—An act relating to the entertainment industry.

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.

**ASSEMBLY BILL NO. 2153**—An act to amend Section 66201 of the Education Code, relating to public postsecondary education.

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.

**ASSEMBLY BILL NO. 2571**—An act relating to public postsecondary education.

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

**AUTHOR'S AMENDMENTS**  
**Committee on Labor and Employment**

April 4, 2002

Mr. Speaker: The Chair of your Committee on Labor and Employment reports:

Assembly Bill No. 2118

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

KORETZ, Chairman

**ASSEMBLY BILL NO. 2118**—An act to amend Sections 6303 and 6304.1 of the Labor Code, relating to volunteer firefighting, and declaring the urgency thereof, to take effect immediately.

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

**AUTHOR'S AMENDMENTS**  
**Committee on Public Safety**

April 4, 2002

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Assembly Bill No. 2679

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

WASHINGTON, Chairman

**ASSEMBLY BILL NO. 2679**—An act to amend Section 15636 of the Welfare and Institutions Code, relating to elder and dependent adult abuse.

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

**AUTHOR'S AMENDMENTS****Committee on Elections, Reapportionment and Constitutional Amendments**

April 4, 2002

Mr. Speaker: The Chair of your Committee on Elections, Reapportionment and Constitutional Amendments reports:

Assembly Bill No. 3051

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

LONGVILLE, Chairman

**ASSEMBLY BILL NO. 3051**—An act to amend Section 84506 of, and to add Section 84506.3 to, the Government Code, relating to the Political Reform Act of 1974.

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

**AUTHOR'S AMENDMENTS****Committee on Judiciary**

April 4, 2002

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

Assembly Bill No. 1928

Assembly Bill No. 2033

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

CORBETT, Chairwoman

**ASSEMBLY BILL NO. 1928**—An act to add Section 52.4 to the Civil Code, relating to gender violence.

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.

**ASSEMBLY BILL NO. 2033**—An act to amend Section 1550 of the Evidence Code, relating to admissibility of evidence.

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

**AUTHOR'S AMENDMENTS****Committee on Agriculture**

April 4, 2002

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

Assembly Bill No. 2155

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

MATTHEWS, Chairwoman

**ASSEMBLY BILL NO. 2155**—An act to amend Sections 24000, 24001, 24002, 24011, 24012, 24013, and 24017 of, and to add Section 24011.5 to, the Food and Agricultural Code, relating to equine drugs.

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

**AUTHOR'S AMENDMENTS**  
**Committee on Banking and Finance**

April 4, 2002

Mr. Speaker: The Chair of your Committee on Banking and Finance reports:  
Assembly Bill No. 1775

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

PAPAN, Chairman

**ASSEMBLY BILL NO. 1775**—An act to add Division 1.4 (commencing with Section 4300) to the Financial Code, relating to financial privacy.

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 Natural Resources**

Date of Hearing: April 1, 2002

Mr. Speaker: Your Committee on Natural Resources reports:  
Assembly Bill No. 2156

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

WAYNE, Chairman

Above bill ordered to second reading.

**Committee on Public Employees, Retirement and Social Security**

Date of Hearing: April 3, 2002

Mr. Speaker: Your Committee on Public Employees, Retirement and Social Security reports:

Assembly Bill No. 2367

With amendments with the recommendation: Do pass, as amended, and be re-referred to the Committee on Appropriations with recommendation: To Consent Calendar.

HAVICE, Chairwoman

Above bill ordered to second reading.

Date of Hearing: April 3, 2002

Mr. Speaker: Your Committee on Public Employees, Retirement and Social Security reports:

Assembly Joint Resolution No. 30

With the recommendation: Be adopted, as amended.

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.

HAVICE, Chairwoman

Above resolution ordered to second reading.

Date of Hearing: April 3, 2002

Mr. Speaker: Your Committee on Public Employees, Retirement and Social Security reports:

Assembly Bill No. 1889

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

HAVICE, Chairwoman

Above bill ordered to second reading.

**Committee on Education**

Date of Hearing: April 3, 2002

Mr. Speaker: Your Committee on Education reports:

Assembly Bill No. 2093

Assembly Bill No. 2785

Assembly Bill No. 2264

Assembly Bill No. 2916

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

STROM-MARTIN, Chairwoman

Above bills re-referred to the Committee on Appropriations.

**Committee on Aging and Long-Term Care**

Date of Hearing: April 2, 2002

Mr. Speaker: Your Committee on Aging and Long-Term Care reports:

Assembly Bill No. 1961

Assembly Bill No. 2552

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

DAUCHER, Chairwoman

Above bills re-referred to the Committee on Appropriations.

**Committee on Transportation**

Date of Hearing: April 1, 2002

Mr. Speaker: Your Committee on Transportation reports:

Assembly Bill No. 2206

Assembly Bill No. 2360

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

DUTRA, Chairman

Above bills ordered to second reading.

**Committee on Education**

Date of Hearing: April 3, 2002

Mr. Speaker: Your Committee on Education reports:

Assembly Bill No. 1898

Assembly Bill No. 2236

Assembly Bill No. 2001

Assembly Bill No. 2857

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

STROM-MARTIN, Chairwoman

Above bills re-referred to the Committee on Appropriations.

**Committee on Agriculture**

Date of Hearing: March 20, 2002

Mr. Speaker: Your Committee on Agriculture reports:

Assembly Concurrent Resolution No. 126

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

MATTHEWS, Chairwoman

Above resolution ordered to second reading.



**MESSAGES FROM THE SENATE**

April 4, 2002

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

Dear Dotson: The Senate this day rescinded the action whereby it refused to concur in Assembly amendments to Senate Bill 844. The Senate then ordered the bill returned to the Assembly.

Sincerely,

GREGORY SCHMIDT  
Secretary of the Senate

Above bill held at the Desk.

**ADJOURNMENT**

At 3 p.m., pursuant to the motion by Assembly Member Washington, the Assembly adjourned until 11 a.m., Monday, April 8, 2002, out of respect to the memory of Lonnie Beck, on motion of Assembly Member Matthews; out of respect to the memory of Diane Hall-Van Dorn, on motion of Assembly Member Bates; out of respect to the memory of Marvin Al Parsons, on motion of Assembly Members Bill Campbell and Bates; out of respect to the memory of Edwin E. Huddleson, III, on motion of Assembly Member Chan; out of respect to the memory of Henry A. Braun and Walter Buerger, Jr., on motion of Assembly Member Mountjoy; out of respect to the memory of Mary Ruth Rivera Woodson, on motion of Assembly Member Pescetti; out of respect to the memory of Peggy Wayburn, on motion of Assembly Member Shelley; out of respect to the memory of Meryl Freeman, on motion of Assembly Member Wayne; out of respect to the memory of D. Gregg Brown, on motion of Assembly Members Hollingsworth and Rod Pacheco; out of respect to the memory of Regina Zamost, on motion of Assembly Member Lowenthal; and out of respect to the memory of Jeffrey Benjamin, on motion of Assembly Member Aroner.

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HERB J. WESSON, JR., Speaker

PAM CAVILEER, Minute Clerk

