

CALIFORNIA LEGISLATURE  
2001-02 REGULAR SESSION

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# ASSEMBLY DAILY JOURNAL

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**Thursday, April 5, 2001**

**FIFTY-SECOND SESSION DAY**

**ONE HUNDRED TWENTY-THIRD 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 5, 2001

The Assembly met at 8:30 a.m.

Hon. Robert M. Hertzberg, Speaker 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 Wayne moved a quorum call of the Assembly.

Motion carried. Time, 8:31 a.m.

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

**At 8:43 a.m., Speaker pro Tempore Fred Keeley, 27th District, presiding**

#### Quorum Present

At 8:43 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—76:

Aanestad	Daucher	Leonard	Richman
Alquist	Diaz	Leslie	Runner
Aroner	Dickerson	Liu	Salinas
Ashburn	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	Hollingsworth	Nakano	Washington
Cardoza	Horton	Negrete McLeod	Wayne
Cedillo	Jackson	Oropeza	Wesson
Chan	Keeley	Pacheco, Robert	Wiggins
Chavez	Kehoe	Pacheco, Rod	Wright
Cohn	Kelley	Papan	Wyland
Corbett	Koretz	Pavley	Wyman
Correa	La Suer	Pescetti	Zettel
Cox	Leach	Reyes	Mr. Speaker

(\*NOTE: Assembly Member Bogh took and subscribed to the Oath of Office at 8:53 a.m.)

**PRAYER**

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

Germaine de Stael, a French-Swiss intellectual who lived during the French Revolution commented that “The pursuit of politics is religion, morality, and poetry all in one.”

Politics is more than the prosaic business of legislating people’s lives in issues such as commerce and crime; it is about creating the essence of society, of what binds us together as a community. The practitioners of this craft must be able to embrace both the artistry and ethics that their roles require.

By recognizing the poetry, morality and religion at play within politics, and within our diverse political beliefs, even the most cynical amongst us can re-ignite the idealism that led us to pursue politics in the first place and allows us to anchor our visions of the ideal society which we wish to create.

May the Holy One of Blessing nurture our hopes and values, and help us find a way to live by our ideals. May this be God’s will.—AMEN.

**PLEDGE OF ALLEGIANCE TO THE FLAG**

Upon request of Speaker pro Tempore Keeley, Assembly Member Strickland 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:

*Because of illness in his family: Assembly Member Nation.*

*Because of death in her family: Assembly Member Bates.*

*The following Assembly Member was excused for the day, and his per diem was waived: Cogdill.*

**COMMUNICATIONS**

The following communications were presented by the Speaker, and ordered printed in the Journal:

April 4, 2001

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

Re: Elections, Reapportionment and Constitutional  
Amendments Committee

Dear Dotson: This is to advise you that I have appointed Assemblymember Bill Campbell to replace Assemblymember Dennis Mountjoy on the Elections, Reapportionment and Constitutional Amendments Committee for the 2001–02 Regular Session.

Sincerely,

ROBERT M. HERTZBERG  
Speaker of the Assembly

April 5, 2001

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

Re: Assembly Utilities and Commerce Committee

Dear Dotson: This is to advise you that I have appointed Assemblymember Bill Campbell to the Assembly Utilities and Commerce Committee for the 2001–02 Regular Session, expanding the committee from 17 to 18 members.

Sincerely,

ROBERT M. HERTZBERG  
Speaker of the Assembly

April 5, 2001

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

Re: Assembly Select Committee on  
Entertainment and the Arts

Dear Dotson: This is to advise you that I have appointed Assemblymember George Nakano to the Assembly Select Committee on Entertainment and the Arts.

Sincerely,

ROBERT M. HERTZBERG  
Speaker of the Assembly

April 2, 2001

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

Re: Select Committee on Rural Economic Development

Dear Dotson: This is to advise you that I have appointed Assemblymember Helen Thomson to the Select Committee on Rural Economic Development. I have also appointed Assemblymember Abel Maldonado to replace Assemblymember Sam Aanestad on the Committee.

Sincerely,

ROBERT M. HERTZBERG  
Speaker of the Assembly

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**PROPOSED INITIATIVES**

The following communications were presented by the Chief Clerk from:

Tricia Knight, Initiative Coordinator, Department of Justice, Office of the Attorney General, Sacramento, transmitting copies of the title, summary, and text of the following proposed initiatives, pursuant to Section 9007, Elections Code:

**Legalized Casino Gambling. Pilot Program.  
Initiative Constitutional Amendment.**

Referred by the Speaker to the Committee on Governmental Organization.

**Juvenile Court. Dependency Hearings.  
Initiative Statute.**

Referred by the Speaker to the Committee on Public Safety.

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The following letter of transmittal was presented by the Chief Clerk, and ordered printed in the Journal:

California State Auditor

Investigative Report I2001-1

April 3, 2001

*The Honorable Speaker of the Assembly  
The Honorable Members of the Assembly  
of the Legislature of California  
State Capitol, Room 3196  
Sacramento, California*

Members of the Assembly: Pursuant to the California Whistleblower Protection Act, the Bureau of State Audits presents its investigative report summarizing investigations of improper governmental activity completed from July 2000 through January 2001.

Respectfully submitted,

ELAINE M. HOWLE  
State Auditor

Above report referred to the Committee on Business and Professions.

**SPECIAL COMMITTEE MEETINGS**

By unanimous consent, the following committees were permitted to meet: Select Committee on the Los Angeles Metropolitan Transportation Authority, on April 20, 2001 in Los Angeles.

**ENGROSSMENT AND ENROLLMENT REPORTS**

Assembly Chamber, April 5, 2001

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

Assembly Bill No. 21

Assembly Bill No. 1180

Assembly Bill No. 192

Assembly Bill No. 1218

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, April 5, 2001

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

Assembly Bill No. 735

Assembly Bill No. 1204

Assembly Bill No. 1395

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, April 5, 2001

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

Assembly Bill No. 6

Assembly Bill No. 949

Assembly Bill No. 9

Assembly Bill No. 1072

Assembly Bill No. 75

Assembly Bill No. 1112

Assembly Bill No. 224

Assembly Bill No. 1135

Assembly Bill No. 253

Assembly Bill No. 1152

Assembly Bill No. 381

Assembly Bill No. 1163

Assembly Bill No. 410

Assembly Bill No. 1174

Assembly Bill No. 412

Assembly Bill No. 1223

Assembly Bill No. 467

Assembly Bill No. 1243

Assembly Bill No. 501

Assembly Bill No. 1317

Assembly Bill No. 556

Assembly Bill No. 1400

Assembly Bill No. 699

Assembly Bill No. 1424

Assembly Bill No. 725

Assembly Bill No. 1442

Assembly Bill No. 805

Assembly Bill No. 1561

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

Assembly Chamber, April 5, 2001

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

Assembly Bill No. 1122

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bill ordered returned to second reading file.

Assembly Chamber, April 5, 2001

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

Assembly Concurrent Resolution No. 45

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered to the Consent Calendar.

Assembly Chamber, April 5, 2001

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:  
 Assembly Concurrent Resolution No. 49  
 And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered on file.

Assembly Chamber, April 5, 2001

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:  
 Assembly Joint Resolution No. 1  
 And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered on file.

Assembly Chamber, April 5, 2001

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:  
 Assembly Bill No. 1592  
 Assembly Bill No. 1654  
 Assembly Bill No. 1655  
 And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

### RESOLUTIONS

The following resolutions were offered:

**ASSEMBLY CONCURRENT RESOLUTION NO. 53—Leach.** Relative to business community involvement with public education.

**ASSEMBLY CONCURRENT RESOLUTION NO. 54—Richman.** Relative to diabetes.

### REFERENCE OF BILLS TO COMMITTEE

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

<i>Assembly Bill No.</i>	<i>Committee</i>
<b>298</b> -----	Ed.
<b>495</b> -----	Health
<b>543</b> -----	Jud.
<b>618</b> -----	H. & C.D.
<b>639</b> -----	E.S. & T.M.
<b>664</b> -----	B. & F.
<b>716</b> -----	L. Gov.
<b>772</b> -----	Rls.
<b>872</b> -----	Rev. & Tax. and U. & C.
<b>952</b> -----	W.,P. & W.
<b>957</b> -----	Jud.
<b>1104</b> -----	L. Gov.
<b>1109</b> -----	Ins.
<b>1136</b> -----	Agri.
<b>1149</b> -----	Pub. S.
<b>1231</b> -----	W.,P. & W. and Nat. Res.
<b>1330</b> -----	Hum. S.
<b>1419</b> -----	Trans. and B. & P.
<b>1421</b> -----	Health and Jud.
<b>1457</b> -----	Rev. & Tax.
<b>1467</b> -----	H. & C.D.

<b>1492</b>	-----	U. & C. and Nat. Res.
<b>1689</b>	-----	J., E.D. & E. and Higher Ed.
<b>1730</b>	-----	Ins. and Jud.
<b>1737</b>	-----	Budget

*Assembly Constitutional*

<i>Amendment No.</i>	<i>Committee</i>
<b>10</b>	----- L. Gov.

*Assembly Concurrent*

<i>Resolution No.</i>	<i>Committee</i>
<b>43</b>	----- Rls.
<b>44</b>	----- Rls.
<b>46</b>	----- Trans.
<b>47</b>	----- Trans.
<b>48</b>	----- Rls.
<b>50</b>	----- Rev. & Tax.

**REQUEST FOR PHOTOGRAPHER**

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

**RE-REFERENCE OF BILLS**

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

Assembly Bill No. 735 from the Committee on Elections, Reapportionment and Constitutional Amendments, to the Committee on Local Government;

Assembly Bill No. 955 from the Committee on Governmental Organization, to the Committee on Agriculture;

Assembly Bill No. 1204 from the Committee on Environmental Safety and Toxic Materials, to the Committee on Natural Resources;

Assembly Bill No. 1395 from the Committee on Judiciary, to the Committee on Human Services.

**REQUEST FOR PHOTOGRAPHER**

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

**COMMUNICATIONS**

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



**ADVANCE UNOFFICIAL ELECTION RETURNS  
65TH ASSEMBLY DISTRICT**

**GENERAL SPECIAL ELECTION  
APRIL 3, 2001**

**The unofficial returns reported herein are those from the office of the Honorable Bill Jones,  
Secretary of State.**

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**DISTRIBUTED TO OFFICES OF THE CALIFORNIA ASSEMBLY  
AND SENATE BY THE OFFICE OF THE CHIEF CLERK**

**Special Election Results**  
**State Assembly, District 65**  
**Special General Election, April 3, 2001**  
**SEMI OFFICIAL CANVASS**

<b>County Name</b>		<b>Ray R.</b>	<b>Russ</b>
<b>Riverside</b>		<b>Quinto</b>	<b>Bogh*</b>
Registered Voters	120,200	<b>Dem</b>	<b>Rep</b>
Riverside Votes Cast	20,210	9,898	10,312
	%	48.98%	51.02%
<b>San Bernardino</b>			
Registered Voters	69,961		
San Bernardino Votes Cast	13,155	5,991	7,164
	%	45.54%	54.46%
<b>District Total</b>			
Registered Voters	190,161		
Total Votes Cast	33,365	15,889	17,476
	%	47.62%	52.38%

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<b>Total Ballots Cast</b>		<b>Total Registration</b>	
Riverside	20,516	Riverside	120,200
San Bernardino	13,199	San Bernardino	69,961
<b>Total</b>	<b>33,715</b>	<b>Total</b>	<b>190,161</b>
<b>Percent Turnout</b>		<b>Number of Precincts</b>	
Riverside	17.07%	Riverside	111 of 111
San Bernardino	18.87%	San Bernardino	66 of 66
<b>Total</b>	<b>17.73%</b>	<b>Total</b>	<b>177 of 177</b>

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\*Elected

**At 8:49 a.m., Speaker Robert M. Hertzberg, 40th District, presiding**

**APPOINTMENT OF SELECT COMMITTEE ON ESCORT FOR  
ASSEMBLY MEMBER-ELECT RUSS BOGH**

Speaker Hertzberg appointed Assembly Members Cox, Leach, Vargas, Maddox, Oropeza, and Rod Pacheco as a Select Committee on Escort to escort Assembly Member-elect Russ Bogh to the Rostrum.

**CERTIFICATE OF ELECTION**

The following Certificate of Election was presented, read by the Clerk, and ordered printed in the Journal:

**Certificate of Election**

I, BILL JONES, Secretary of State of the State of California, hereby certify:

That according to the semi-final official returns of the Special General Election held on the 3rd day of April, 2001, and the statement of the result thereof on file in my office,

**RUSS BOGH**

was elected by the majority of the voters of the  
65th State Assembly District to serve as

California State Assembly, District 65  
for the term prescribed by law.

IN WITNESS WHEREOF,

I hereunto set my hand and affix  
the Great Seal of the State of California,  
at Sacramento, this 4th day of April, 2001



**BILL JONES**  
Secretary of State

**INTRODUCTION OF SPECIAL GUESTS**

Speaker Hertzberg introduced and welcomed Assembly Member-elect Bogh's father and stepmother, Allen and Julie Bogh, and his mother, Lynn Baldi.

**OATH OF OFFICE**

The following Oath of Office was administered by Speaker Robert M. Hertzberg:

**OATH**

*for the Office of Member of the Assembly  
65th Assembly District*

I, Russ Bogh, do solemnly swear (or affirm) that I will support and defend the Constitution of the United States and the Constitution of the State of California against all enemies, foreign and domestic; that I will bear true faith and allegiance to the Constitution of the United States and the Constitution of California; that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties upon which I am about to enter.

**RUSS BOGH**

Subscribed and sworn to before me,  
this 5th day of April  
A.D. 2001

**ROBERT M. HERTZBERG**  
Speaker of the Assembly

**PRESENTATION OF ASSEMBLY MEMBER RUSS BOGH**

Speaker Hertzberg presented Hon. Russ Bogh, Assembly Member for the 65th Assembly District to the assemblage.

Assembly Member Bogh introduced his wife, Sheri Bogh, and their children Madison and Charlie; his mother Lynn Baldi; his father and stepmother Allen and Julie Bogh; his uncle Miles Bogh; and mother-in-law Diane McKeever; and thanked his many friends and supporters who accompanied him today. Assembly Member Bogh then addressed the assemblage.

**ASSEMBLY MEMBER BOGH ESCORTED TO DESK**

The Select Committee on Escort then escorted newly-elected Assembly Member Russ Bogh to his desk in the Assembly Chamber.

**At 8:58 a.m., Speaker pro Tempore Fred Keeley, 27th District, presiding**

**ADJOURN IN MEMORY****Moment of Silence**

Assembly Member Ashburn was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of former state Senator Howard Way, and that the following resolution be printed in the Journal:

(Assembly Rule 45.5 suspended)

**Memorial in honor of former state Senator Howard Way**

WHEREAS, Howard Way has served the residents of the State of California particularly the people of Tulare County in an official capacity, and as a humanitarian with absolute integrity and dedication; and

WHEREAS, his death on March 25, 2001 leaves our community with a deep feeling of sorrow for the loss of such an honored and respected citizen; and

WHEREAS, Way served three terms in the California State Senate from 1962–1976 and was named the legislative body’s President Pro Tempore from 1969 to 1970. As a man and as an official, he leaves behind him a memorial of good citizenship. During his tenure in the Legislature, he served as the Chairman of the Agriculture and Water Resources Committee, the Vice-chairman of the Joint Committee on Post secondary Education and was a member of the Finance, Revenue and Taxation Committee and the Joint Legislative Budget Committee; and

WHEREAS, Way was appointed in 1980 by former Governor Jerry Brown to head the California State Prison’s Community Release Board; and

WHEREAS, Way came to Exeter, California from the State of Washington in 1925 and farmed continuously in the community from 1936 to 1963 on the family ranch, except for a three-year period when he served in the United States Navy during World War II. Way was active in numerous civic organizations including Kiwanis International and the Elks Club and served in numerous community leadership posts including the High School Board of Education and the Tulare County Fair Board; and

WHEREAS, Way married Barbara Chandler in 1940 and together the couple raised their two children Susan and Stephen; and

WHEREAS, Way was educated in Exeter schools and received his Bachelor’s of Science degree in Agriculture Economics from the University of California at Berkeley in 1935; and

WHEREAS, Way retired from public service in 1982 and spent his later years in Washington to be closer to his children;

*NOW, THEREFORE, BE IT RESOLVED* that Assemblyman Roy Ashburn, speaking of all citizens, hereby extends to the members of his family this expression of sincere regret for his loss, and the hope that they will be consoled by the memories of Howard Way’s fine life and achievements.

**RECESS**

By unanimous consent, at 9:15 a.m., Speaker pro Tempore Keeley declared the Assembly recessed.

**RECONVENED**

At 9:28 a.m., the Assembly reconvened.

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

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

Pursuant to the Assembly Rules, the following Assembly bill was this day on the second reading file:

**Assembly Bill No. 1122**, ordered to the Consent Calendar.

**SECOND READING OF ASSEMBLY BILLS**

**ASSEMBLY BILL NO. 54**—An act to amend Section 19805 of the Business and Professions Code, and to amend Section 330.11 of the Penal Code, relating to gambling clubs.

Bill read second time, and ordered to third reading.

**ASSEMBLY BILL NO. 68**—An act to amend Section 100445 of, and to add Chapter 8.3 (commencing with Section 1743) to Division 2 of, the Health and Safety Code, and to amend Section 9016 of, and to add Section 14105.13 to, the Welfare and Institutions Code, relating to health care.

Bill read second time, and ordered to third reading.

**ASSEMBLY BILL NO. 155**—An act to amend Section 13500 of the Penal Code, relating to the Commission on Peace Officer Standards and Training.

Bill read second time, and ordered to third reading.

**ASSEMBLY BILL NO. 219**—An act to amend Sections 2881 and 2881.2 of, and to repeal Section 2881.01 of, the Public Utilities Code, relating to public utilities, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

**ASSEMBLY BILL NO. 99**—An act to amend Section 52262 of the Education Code, relating to education technology.

Bill read second time, and ordered to Consent Calendar.

**ASSEMBLY BILL NO. 1664**—An act to amend Sections 13261, 13262, 13267, 13327, 13350, 13351, 13385, 13387, 13443, and 13627.1 of the Water Code, relating to water.

Bill read second time; amendments proposed by the Committee on Environmental Safety and Toxic Materials read and adopted, bill ordered reprinted and to be re-referred to the Committee on Judiciary.

**ASSEMBLY BILL NO. 1258**—An act to amend Section 401 of the Unemployment Insurance Code, relating to unemployment insurance.

Bill read second time, and ordered to third reading.

**ASSEMBLY BILL NO. 1488**—An act to amend Section 491 of the Insurance Code, relating to insurance premiums.

Bill read second time, and ordered to third reading.

**ASSEMBLY BILL NO. 677**—An act to amend Section 11135 of the Government Code, and to amend Section 22511.55 of the Vehicle Code, relating to persons with disabilities.

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

**ASSEMBLY BILL NO. 362**—An act to add Section 6210 to the Family Code, relating to domestic violence.

Bill read second time, and ordered to Consent Calendar.

**ASSEMBLY BILL NO. 260**—An act to amend Section 16760 of the Business and Professions Code, and to amend Sections 11181 and 11187 of the Government Code, relating to state government.

Bill read second time, and ordered to third reading.

**ASSEMBLY BILL NO. 533**—An act to add Section 1950.8 to the Civil Code, relating to landlord-tenant.

Bill read second time, and ordered to third reading.

**ASSEMBLY BILL NO. 587**—An act to amend Sections 52 and 52.1 of the Civil Code, relating to civil rights.

Bill read second time, and ordered to third reading.

**ASSEMBLY BILL NO. 289**—An act to amend Section 2401 of the Business and Professions Code, relating to healing arts.

Bill read second time, and ordered to third reading.

**ASSEMBLY BILL NO. 632**—An act to amend Sections 331, 2105, and 3500 of the Elections Code, relating to elections.

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

**ASSEMBLY BILL NO. 669**—An act to amend Section 12072.5 of the Penal Code, relating to firearms.

Bill read second time, and ordered to Consent Calendar.

**ASSEMBLY BILL NO. 1471**—An act to amend Sections 14037.5 and 14068 of the Corporations Code, and to amend Section 15399.21 of the Government Code, relating to small business programs.

Bill read second time; amendments proposed by the Committee on Jobs, Economic Development, and the Economy read and adopted, bill ordered reprinted and to be re-referred to the Committee on Environmental Safety and Toxic Materials.

**ASSEMBLY BILL NO. 376**—An act to add Section 3308.5 to the Government Code, relating to public safety employees.

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

**ASSEMBLY BILL NO. 821**—An act to amend Section 13848.4 of the Penal Code, relating to the high technology crimes.

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

**ASSEMBLY BILL NO. 879**—An act to add and repeal Title 11.6 (commencing with Section 14180) to Part 4 of the Penal Code, relating to crime prevention.

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

**ASSEMBLY BILL NO. 882**—An act to amend Sections 13503, 13506, and 13510.1 of the Penal Code, relating to peace officers.

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

**ASSEMBLY BILL NO. 217**—An act to amend Section 417.2 of the Penal Code, relating to imitation firearms.

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

### **SECOND READING OF SENATE BILLS**

**SENATE BILL NO. 176**—An act to amend Sections 69434, 69435.3, 69436, and 69437.6 of the Education Code, relating to student financial aid, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

### **ENGROSSMENT AND ENROLLMENT REPORTS**

Assembly Chamber, April 5, 2001

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

Assembly Bill No. 155

Assembly Bill No. 1488

Assembly Bill No. 219

Assembly Bill No. 260

Assembly Bill No. 1258

Assembly Bill No. 289

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills ordered to third reading.

Assembly Chamber, April 5, 2001

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

Assembly Bill No. 362

Assembly Bill No. 669

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. 161 (Maddox)**—An act to amend Sections 122045 and 122065 of, and to add Section 122065.5 to, the Health and Safety Code, relating to pets. Bill read third time, and passed by the following vote:

**AYES—47**

Aanestad	Goldberg	Maddox	Simitian
Alquist	Harman	Maldonado	Steinberg
Aroner	Havice	Migden	Strickland
Calderon	Horton	Mountjoy	Strom-Martin
Cardenas	Jackson	Nakano	Thomson
Cedillo	Keeley	Negrete McLeod	Vargas
Chan	Kehoe	Oropeza	Washington
Chavez	Koretz	Pacheco, Robert	Wayne
Corbett	Leach	Pavley	Wesson
Cox	Liu	Richman	Wiggins
Diaz	Longville	Salinas	Zettel
Dutra	Lowenthal	Shelley	

**NOES—17**

Ashburn	Cohn	Kelley	Reyes
Briggs	Correa	Leonard	Runner
Campbell, Bill	Florez	Leslie	
Campbell, John	Frommer	Matthews	
Cardoza	Hollingsworth	Pacheco, Rod	

Bill ordered transmitted to the Senate.

**ASSEMBLY JOINT RESOLUTION NO. 1 (Havice)**—Relative to the Americans with Disabilities Act.

Resolution read.

**Members Made Coauthors of  
Assembly Joint Resolution No. 1**

Assembly Member Havice was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Assembly Joint Resolution No. 1.

**Roll Call**

The following Assembly Members indicated a desire to become coauthors:

Alquist, Aroner, Calderon, Cardenas, Chan, Chavez, Cohn, Corbett, Correa, Dutra, Firebaugh, Florez, Goldberg, Hertzberg, Horton, Jackson, Keeley, Kehoe, Koretz, Liu, Longville, Lowenthal, Maldonado, Migden, Negrete McLeod, Oropeza, Rod Pacheco, Papan, Pescetti, Reyes, Salinas, Shelley, Simitian, Steinberg, Strom-Martin, Thomson, Vargas, Washington, Wayne, Wesson, and Wiggins.

**Request for Unanimous Consent**

Assembly Member Havice was granted unanimous consent to take up Assembly Joint Resolution No. 1, as amended, without reference to print or file, and that the same be considered engrossed.

**Consideration of Assembly Joint Resolution No. 1, as Amended**

**ASSEMBLY JOINT RESOLUTION NO. 1**—Relative to the Americans with Disabilities Act.

Resolution read, as amended, and adopted by the following vote:

**AYES—55**

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

**NOES—8**

Aanestad	Campbell, Bill	Leslie	Runner
Ashburn	Leonard	Mountjoy	Wyman

Resolution ordered transmitted to the Senate.

**ASSEMBLY CONCURRENT RESOLUTION NO. 49 (Liu)**—Relative to the Equal Pay Act.

Resolution read, and adopted by the following vote:

**AYES—75**

Alquist	Diaz	Leslie	Runner
Aroner	Dickerson	Liu	Salinas
Ashburn	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	Hollingsworth	Nakano	Washington
Cardoza	Horton	Negrete McLeod	Wayne
Cedillo	Jackson	Oropeza	Wesson
Chan	Keeley	Pacheco, Robert	Wiggins
Chavez	Kehoe	Pacheco, Rod	Wright
Cohn	Kelley	Papan	Wyland
Corbett	Koretz	Pavley	Wyman
Correa	La Suer	Pescetti	Zettel
Cox	Leach	Reyes	Mr. Speaker
Daucher	Leonard	Richman	

**NOES—None**

Resolution ordered transmitted to the Senate.

**BEST WISHES EXTENDED**

Assembly Members Thomson, Corbett, and Lowenthal announced that three crew members of the U.S. surveillance plane being detained following the recent incident in China, are from their districts, whereupon the best wishes of the Assembly were extended to all of the crew members and their families.

**RECESS**

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

**RECONVENED**

At 10 a.m., the Assembly reconvened.

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

**CAUCUS ANNOUNCEMENTS**

Assembly Member Aroner announced that the Democratic Caucus would meet upon recess of Floor session, in the Assembly Lounge; Assembly Member Strickland announced that the Republican Caucus would meet upon recess, in the Tom Bane Rules Committee Room.

**RECESS**

By unanimous consent, at 10:02 a.m., Speaker pro Tempore Keeley declared the Assembly recessed.

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

April 5, 2001

Mr. Speaker: The Chair of your Committee on Natural Resources reports:

Assembly Bill No. 1201

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

WAYNE, Chairman

**ASSEMBLY BILL NO. 1201**—An act to amend Section 48653 of the Public Resources Code, relating to urban forestry, and making an appropriation therefor.

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

**AUTHOR'S AMENDMENTS****Committee on Business and Professions**

April 5, 2001

Mr. Speaker: The Chair of your Committee on Business and Professions reports:

Assembly Bill No. 555

Assembly Bill No. 1687

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

CORREA, Chairman

**ASSEMBLY BILL NO. 555**—An act to add Part 4 (commencing with Section 11500) to Division 4 of the Business and Professions Code, relating to common interest development managers.

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. 1687**—An act to amend Section 22780 of the Business and Professions Code, relating to commercial mail receiving agencies.

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 5, 2001

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

Assembly Bill No. 710

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

DUTRA, Chairman

**ASSEMBLY BILL NO. 710**—An act to repeal Section 155.8 of the Streets and Highways Code, relating to highways.

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 5, 2001

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

Assembly Bill No. 542

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

STROM-MARTIN, Chairwoman

**ASSEMBLY BILL NO. 542**—An act to add Section 17071.41 to the Education Code, relating to school facilities.

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 5, 2001

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

Assembly Bill No. 1325

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

LONGVILLE, Chairman

**ASSEMBLY BILL NO. 1325**—An act to amend Sections 82039 and 82045 of 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 Public Safety**

April 5, 2001

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

Assembly Bill No. 455

Assembly Bill No. 1219

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

WASHINGTON, Chairman

**ASSEMBLY BILL NO. 455**—An act to amend Section 667.5 of the Penal Code, relating to sentencing.

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. 1219**—An act to add Section 12130.5 to the Penal Code, relating to firearms.

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 5, 2001

Mr. Speaker: The Chair of your Committee on Banking and Finance reports:

Assembly Bill No. 119

Assembly Bill No. 288

Assembly Bill No. 1297

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

PAPAN, Chairman

**ASSEMBLY BILL NO. 119**—An act to add Section 25221 to the Corporations Code, relating to securities.

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. 288**—An act to amend Section 10145 of the Business and Professions Code, relating to real estate brokers.

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. 1297**—An act to amend Sections 21200.1, 21200.6, and 21201.2 of the Financial Code, relating to pawnbrokers.

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 5, 2001

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

Assembly Bill No. 955

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

MATTHEWS, Chairwoman

**ASSEMBLY BILL NO. 955**—An act to amend Section 8558 of, and to add Chapter 7.5.5 (commencing with Section 8693) to Division 1 of Title 2 of, the Government Code, relating to agricultural disasters, making an appropriation therefor, 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 Higher Education**

April 5, 2001

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

Assembly Bill No. 1241

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

ALQUIST, Chairwoman

**ASSEMBLY BILL NO. 1241**—An act to add Article 4.5 (commencing with Section 78275) to Chapter 2 of Part 48 of the Education Code, relating to community colleges.

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 5, 2001

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

Assembly Bill No. 245

Assembly Bill No. 659

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

WASHINGTON, Chairman

**ASSEMBLY BILL NO. 245**—An act to amend Section 530.5 of the Penal Code, relating to identity theft.

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. 659**—An act to amend Sections 1610 and 4002 of the Penal Code, relating to inmates.

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 Business and Professions**

April 5, 2001

Mr. Speaker: The Chair of your Committee on Business and Professions reports:

Assembly Bill No. 269

Assembly Bill No. 270

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

CORREA, Chairman

**ASSEMBLY BILL NO. 269**—An act to amend Section 107 of the Business and Professions Code, relating to professional and vocational licensing boards.

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. 270**—An act to amend Sections 1601, 1603, 1610, and 5000 of the Business and Professions Code, relating to professions.

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 5, 2001

Mr. Speaker: The Chair of your Committee on Natural Resources reports:  
Assembly Bill No. 162

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

WAYNE, Chairman

**ASSEMBLY BILL NO. 162**—An act to add Section 41514.9 to the Health and Safety Code, relating to energy.

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 5, 2001

Mr. Speaker: The Chair of your Committee on Health reports:  
Assembly Bill No. 156  
Assembly Bill No. 951  
Assembly Bill No. 1205

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

THOMSON, Chairwoman

**ASSEMBLY BILL NO. 156**—An act to amend Section 1626 of the Business and Professions Code, relating to dentistry.

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. 951**—An act to add Section 1221 to the Health and Safety Code, relating to clinics.

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. 1205**—An act to amend Section 120480 of the Health and Safety Code, relating to disease prevention, and making an appropriation therefor.

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

**AUTHOR'S AMENDMENTS**  
**Committee on Transportation**

April 5, 2001

Mr. Speaker: The Chair of your Committee on Transportation reports:  
Assembly Bill No. 1280

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

DUTRA, Chairman

**ASSEMBLY BILL NO. 1280**—An act to amend Sections 15210, 15240, 15300, 15302, 22452, 22526, 34510, and 40001 of, to add Section 15312 to, and to repeal Section 35559 of, the Vehicle Code, relating to vehicles.

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 5, 2001

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

Assembly Bill No. 549

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

WRIGHT, Chairman

**ASSEMBLY BILL NO. 549**—An act to add Section 25402.6 to the Public Resources Code, and to amend Section 399.15 of the Public Utilities Code, relating to energy resources.

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

**AUTHOR'S AMENDMENTS****Committee on Business and Professions**

April 5, 2001

Mr. Speaker: The Chair of your Committee on Business and Professions reports:

Assembly Bill No. 264

Assembly Bill No. 839

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

CORREA, Chairman

**ASSEMBLY BILL NO. 264**—An act to amend Section 9801 of the Business and Professions Code, relating to electronic and appliance repair.

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. 839**—An act to add Section 17538.43 to the Business and Professions Code, relating to advertising.

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 5, 2001

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

Assembly Bill No. 1603

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

ALQUIST, Chairwoman

**ASSEMBLY BILL NO. 1603**—An act to amend Section 81529 of the Education Code, relating to community colleges.

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 5, 2001

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

Assembly Bill No. 463

Assembly Bill No. 724

Assembly Bill No. 1407

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

STROM-MARTIN, Chairwoman

**ASSEMBLY BILL NO. 463**—An act to add Article 23.5 (commencing with Section 8490) to Chapter 2 of Part 6 of the Education Code, relating to child development.

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. 724**—An act to amend Section 35295 of, and to add Section 35298 to, the Education Code, relating to school safety.

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. 1407**—An act to add Section 51235 to the Education Code, relating to pupil instruction.

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 Governmental Organization**

April 5, 2001

Mr. Speaker: The Chair of your Committee on Governmental Organization reports:

Assembly Bill No. 1229

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

WESSON, Chairman

**ASSEMBLY BILL NO. 1229**—An act to add Section 330d to the Penal Code, relating to gambling.

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 5, 2001

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

Assembly Bill No. 1425

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

THOMSON, Chairwoman

**ASSEMBLY BILL NO. 1425**—An act to amend Section 1568.03 of the Health and Safety Code, and to add Section 5677 to the Welfare and Institutions Code, relating to mental 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.

**AUTHOR'S AMENDMENTS**  
**Committee on Revenue and Taxation**

April 5, 2001

Mr. Speaker: The Chair of your Committee on Revenue and Taxation reports:

Assembly Bill No. 238

Assembly Bill No. 523

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

CORBETT, Chairwoman

**ASSEMBLY BILL NO. 238**—An act to amend Sections 17276, 17276.1, 24416, and 24416.1 of, and to add Sections 17276.7 and 24416.7, to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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. 523**—An act to add Section 6369.6 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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

**AUTHOR'S AMENDMENTS**  
**Committee on Appropriations**

April 5, 2001

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

Assembly Bill No. 113

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

MIGDEN, Chairwoman

**ASSEMBLY BILL NO. 113**—An act to add Chapter 9.5 (commencing with Section 8760) to Division 1 of Title 2 of the Government Code, relating to the California Poet Laureate.

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 Jobs, Economic Development, and the Economy**

April 5, 2001

Mr. Speaker: The Chair of your Committee on Jobs, Economic Development, and the Economy reports:

Assembly Bill No. 1391

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

REYES, Chairwoman

**ASSEMBLY BILL NO. 1391**—An act to add Section 63051 to, and to add and repeal Article 4 (commencing with Section 15350) of Chapter 1 of Part 6.7 of Division 3 of Title 2 of, the Government Code, relating to telecommunications, and making an appropriation therefor.

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

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

April 5, 2001

Mr. Speaker: The Chair of your Committee on Judiciary reports:  
Assembly Bill No. 1278

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

STEINBERG, Chairman

**ASSEMBLY BILL NO. 1278**—An act to amend Section 7100 of the Health and Safety Code, to amend Sections 4123, 4609, 4659, 4711, 4766, and 4769 of, and to amend the heading of Chapter 3 (commencing with Section 4765) of Part 3 of Division 4.7 of, the Probate Code, relating to health care decisions.

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 5, 2001

Mr. Speaker: The Chair of your Committee on Banking and Finance reports:  
Assembly Bill No. 489

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

PAPAN, Chairman

**ASSEMBLY BILL NO. 489**—An act to add Section 10248 to the Business and Professions Code, to add Sections 3398, 7508, 22168, and 50511 to the Financial Code, and to add Section 13984 to the Government Code, relating to residential mortgage lending.

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 5, 2001

Mr. Speaker: The Chair of your Committee on Utilities and Commerce reports:  
Assembly Bill No. 621

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

WRIGHT, Chairman

**ASSEMBLY BILL NO. 621**—An act to amend Section 743 of, and to add Section 349.5 to, the Public Utilities Code, relating to public utilities.

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

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

April 5, 2001

Mr. Speaker: The Chair of your Committee on Local Government reports:  
Assembly Bill No. 1011  
Assembly Bill No. 1103

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

WIGGINS, Chairwoman

**ASSEMBLY BILL NO. 1011**—An act to add Section 27424 to the Government Code, relating to county assessors.

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. 1103**—An act to amend Sections 6301 and 6301.5 of the Business and Professions Code, relating to law library boards of trustees.

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 5, 2001

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

Assembly Bill No. 1512

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

WASHINGTON, Chairman

**ASSEMBLY BILL NO. 1512**—An act to add Section 190.55 to the Penal Code, relating to the death penalty.

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 5, 2001

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

Assembly Bill No. 25

Assembly Bill No. 276

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

KORETZ, Chairman

**ASSEMBLY BILL NO. 25**—An act to add Section 1714.01 to the Civil Code, to amend Section 377.60 of the Code of Civil Procedure, to amend Sections 297 and 299.5 of the Family Code, to add Sections 1261.1 and 1374.58 to the Health and Safety Code, to add Section 10121.7 to the Insurance Code, to amend Section 233 of the Labor Code, to amend Sections 1460, 1811, 1812, 1820, 1821, 1822, 1829, 1861, 1863, 1871, 1873, 1874, 1891, 1895, 2212, 2213, 2357, 2423, 2430, 2504, 2572, 2580, 2614.5, 2622, 2651, 2653, 2681, 2682, 2687, 2700, 2803, 2805, 6240, 6401, 6402, 8461, 8462, 8463, and 8465 of, and to add Section 37 to, the Probate Code, to add Section 17021.7 to the Revenue and Taxation Code, and to amend Sections 1030, 1032, 1256, and 2705.1 of the Unemployment Insurance Code, relating to domestic partnerships.

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. 276**—An act to amend Section 12965 of the Government Code, relating to employment discrimination.

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 5, 2001

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

Assembly Bill No. 495

Assembly Bill No. 1292

Assembly Bill No. 1421

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

THOMSON, Chairwoman

**ASSEMBLY BILL NO. 495**—An act 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.

**ASSEMBLY BILL NO. 1292**—An act to repeal Section 4140 of the Business and Professions Code, relating to hypodermic needles.

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. 1421**—An act to amend Section 5152 of the Welfare and Institutions Code, relating to mental 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.

**AUTHOR'S AMENDMENTS**  
**Committee on Transportation**

April 5, 2001

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

Assembly Bill No. 1419

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

DUTRA, Chairman

**ASSEMBLY BILL NO. 1419**—An act to amend Sections 71 and 30880 of the Streets and Highway Code, relating to highways.

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 5, 2001

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

Assembly Bill No. 1538

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

DUTRA, Chairman

**ASSEMBLY BILL NO. 1538**—An act to amend Section 12950 of, and to add Section 12950.5 to, the Vehicle Code, relating to vehicles.

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: April 4, 2001

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 11

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 bill be placed on the Consent Calendar.

MIGDEN, Chairwoman

Above bill ordered to second reading.

Date of Hearing: April 4, 2001

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 66

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

MIGDEN, Chairwoman

Above bill ordered to second reading.

**Committee on Judiciary**

Date of Hearing: April 3, 2001

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 1323

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 bill be placed on the Consent Calendar.

STEINBERG, Chairman

Above bill ordered to second reading.

**Committee on Health**

Date of Hearing: April 3, 2001

Mr. Speaker: Your Committee on Health reports:

Assembly Bill No. 187

Assembly Bill No. 487

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

THOMSON, Chairwoman

Above bills ordered to second reading.

**Committee on Judiciary**

Date of Hearing: April 3, 2001

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 222

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

STEINBERG, Chairman

Above bill ordered to second reading.

Date of Hearing: April 3, 2001

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 223

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

STEINBERG, Chairman

Above bill ordered to second reading.

**Committee on Water, Parks and Wildlife**

Date of Hearing: April 3, 2001

Mr. Speaker: Your Committee on Water, Parks and Wildlife reports:

Assembly Bill No. 450

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

FLOREZ, Chairman

Above bill ordered to second reading.

**Committee on Transportation**

Date of Hearing: April 2, 2001

Mr. Speaker: Your Committee on Transportation reports:

Assembly Bill No. 852

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

DUTRA, Chairman

Above bill ordered to second reading.

Date of Hearing: April 2, 2001

Mr. Speaker: Your Committee on Transportation reports:

Assembly Bill No. 220

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

DUTRA, Chairman

Above bill ordered to second reading.

**Committee on Water, Parks and Wildlife**

Date of Hearing: April 3, 2001

Mr. Speaker: Your Committee on Water, Parks and Wildlife reports:

Assembly Bill No. 946

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

FLOREZ, Chairman

Above bill ordered to second reading.

Date of Hearing: April 3, 2001

Mr. Speaker: Your Committee on Water, Parks and Wildlife reports:

Assembly Bill No. 1481

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

FLOREZ, Chairman

Above bill ordered to second reading.

**Committee on Transportation**

Date of Hearing: April 2, 2001

Mr. Speaker: Your Committee on Transportation reports:

Assembly Bill No. 398

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

DUTRA, Chairman

Above bill ordered to second reading.

Date of Hearing: April 4, 2001

Mr. Speaker: Your Committee on Agriculture reports:

Assembly Bill No. 1637

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

MATTHEWS, Chairwoman

Above bill re-referred to the Committee on Natural Resources.

Date of Hearing: April 4, 2001

Mr. Speaker: Your Committee on Agriculture reports:

Assembly Bill No. 573

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

MATTHEWS, Chairwoman

Above bill re-referred to the Committee on Environmental Safety and Toxic Materials.

Date of Hearing: April 4, 2001

Mr. Speaker: Your Committee on Agriculture reports:

Assembly Bill No. 274

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

MATTHEWS, Chairwoman

Above bill re-referred to the Committee on Appropriations.

**Committee on Housing and Community Development**

Date of Hearing: April 4, 2001

Mr. Speaker: Your Committee on Housing and Community Development reports:

Assembly Bill No. 628

With the recommendation: Do pass, and be re-referred to the Committee on Aging and Long-Term Care.

LOWENTHAL, Chairman

Above bill re-referred to the Committee on Aging and Long-Term Care.

Date of Hearing: April 4, 2001

Mr. Speaker: Your Committee on Housing and Community Development reports:

Assembly Bill No. 326

Assembly Bill No. 1160

Assembly Bill No. 807

Assembly Bill No. 1318

Assembly Bill No. 905

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

LOWENTHAL, Chairman

Above bills re-referred to the Committee on Appropriations.

Date of Hearing: April 4, 2001

Mr. Speaker: Your Committee on Housing and Community Development reports:

Assembly Bill No. 72

Assembly Bill No. 970

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

LOWENTHAL, Chairman

Above bills re-referred to the Committee on Appropriations.



Date of Hearing: April 4, 2001

Mr. Speaker: Your Committee on Housing and Community Development reports:  
Assembly Bill No. 1008

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

LOWENTHAL, Chairman

Above bill ordered to second reading.

Date of Hearing: April 4, 2001

Mr. Speaker: Your Committee on Housing and Community Development reports:  
Assembly Bill No. 1284

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

LOWENTHAL, Chairman

Above bill re-referred to the Committee on Local Government.

Date of Hearing: April 4, 2001

Mr. Speaker: Your Committee on Housing and Community Development reports:  
Senate Bill No. 53

With the recommendation: Do pass.

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

LOWENTHAL, Chairman

Above bill ordered to second reading.

#### **Committee on Local Government**

Date of Hearing: April 4, 2001

Mr. Speaker: Your Committee on Local Government reports:  
Assembly Bill No. 152

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

WIGGINS, Chairwoman

Above bill ordered to second reading.

Date of Hearing: April 4, 2001

Mr. Speaker: Your Committee on Local Government reports:  
Assembly Bill No. 205

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

WIGGINS, Chairwoman

Above bill ordered to second reading.

Date of Hearing: April 4, 2001

Mr. Speaker: Your Committee on Local Government reports:  
Assembly Bill No. 1367

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

WIGGINS, Chairwoman

Above bill re-referred to the Committee on Appropriations.

Date of Hearing: April 4, 2001

Mr. Speaker: Your Committee on Local Government reports:

Assembly Bill No. 314

Assembly Bill No. 318

Assembly Bill No. 959

With the recommendation: Do pass.

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

WIGGINS, Chairwoman

Above bills ordered to second reading.

Date of Hearing: April 4, 2001

Mr. Speaker: Your Committee on Local Government reports:

Assembly Bill No. 1381

With the recommendation: Do pass, and be re-referred to the Committee on Natural Resources with recommendation: To Consent Calendar.

WIGGINS, Chairwoman

Above bill re-referred to the Committee on Natural Resources.

Date of Hearing: April 4, 2001

Mr. Speaker: Your Committee on Local Government reports:

Assembly Bill No. 771

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

WIGGINS, Chairwoman

Above bill re-referred to the Committee on Natural Resources.

Date of Hearing: April 4, 2001

Mr. Speaker: Your Committee on Local Government reports:

Assembly Bill No. 185

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

WIGGINS, Chairwoman

Above bill re-referred to the Committee on Business and Professions.

#### **Committee on Natural Resources**

Date of Hearing: April 2, 2001

Mr. Speaker: Your Committee on Natural Resources reports:

Assembly Bill No. 104

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

WAYNE, Chairman

Above bill ordered to second reading.

#### **Committee on Human Services**

Date of Hearing: April 3, 2001

Mr. Speaker: Your Committee on Human Services reports:

Assembly Bill No. 989

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

ARONER, Chairwoman

Above bill ordered to second reading.

**Committee on Local Government**

Date of Hearing: April 4, 2001

Mr. Speaker: Your Committee on Local Government reports:

Assembly Bill No. 151

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

WIGGINS, Chairwoman

Above bill ordered to second reading.

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

Date of Hearing: April 4, 2001

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

Assembly Bill No. 1097

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.

**Committee on Local Government**

Date of Hearing: April 4, 2001

Mr. Speaker: Your Committee on Local Government reports:

Senate Bill No. 161

Senate Bill No. 162

Senate Bill No. 163

With the recommendation: Do pass.

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

WIGGINS, Chairwoman

Above bills ordered to second reading.

**Committee on Transportation**

Date of Hearing: April 2, 2001

Mr. Speaker: Your Committee on Transportation reports:

Assembly Bill No. 468

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

DUTRA, Chairman

Above bill ordered to second reading.

**Committee on Judiciary**

Date of Hearing: April 3, 2001

Mr. Speaker: Your Committee on Judiciary reports:

Assembly Bill No. 815

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

STEINBERG, Chairman

Above bill ordered to second reading.

**Committee on Agriculture**

Date of Hearing: April 4, 2001

Mr. Speaker: Your Committee on Agriculture reports:

Assembly Bill No. 1394

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

MATTHEWS, Chairwoman

Above bill ordered to second reading.

**Committee on Insurance**

Date of Hearing: April 4, 2001

Mr. Speaker: Your Committee on Insurance reports:

Assembly Bill No. 1181

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

CALDERON, Chairman

Above bill ordered to second reading.

**Committee on Health**

Date of Hearing: April 3, 2001

Mr. Speaker: Your Committee on Health reports:

Assembly Bill No. 1424

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

THOMSON, Chairwoman

Above bill ordered to second reading.

**Committee on Rules**

Date of Hearing: April 5, 2001

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 7

Assembly Concurrent Resolution No. 9

With the recommendation: Be adopted.

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

CARDOZA, Chairman

Above resolutions ordered on file.

Date of Hearing: April 5, 2001

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 41

Assembly Concurrent Resolution No. 48

With the recommendation: Be adopted.

CARDOZA, Chairman

Above resolutions ordered on file.

**Committee on Revenue and Taxation**

Date of Hearing: April 2, 2001

Mr. Speaker: Your Committee on Revenue and Taxation reports:

Senate Bill No. 22

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

CORBETT, Chairwoman

Above bill ordered to second reading.

**MESSAGES FROM THE SENATE**

Senate Chamber, April 5, 2001

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

Assembly Concurrent Resolution No. 8

Assembly Concurrent Resolution No. 34

Assembly Concurrent Resolution No. 39

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

Above resolutions ordered enrolled.

Senate Chamber, April 5, 2001

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

Assembly Concurrent Resolution No. 31

And respectfully requests the Assembly to concur in said amendments.

GREG P. SCHMIDT, Secretary of the Senate

By John W. Rovane, Assistant Secretary

Above resolution ordered to unfinished business file.

Senate Chamber, April 5, 2001

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

Senate Bill No. 39

GREG P. SCHMIDT, Secretary of the Senate

By John W. Rovane, Assistant Secretary

### FIRST READING OF SENATE BILLS

The following bill was read the first time:

**SENATE BILL NO. 39**—An act to amend Sections 216, 362, and 431 of, and to add Section 761.3 to, the Public Utilities Code, relating to public utilities.

### RECONVENED

At 2:24 p.m., the Assembly reconvened.

Hon. Robert M. Hertzberg, Speaker of the Assembly, presiding.

### COMMUNICATIONS

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

#### Leave of Absence—Balance of the Day

April 5, 2001

*The Honorable Robert M. Hertzberg*

*State Capitol, Room 219*

*Sacramento, California*

Dear Mr. Speaker: I am writing to respectfully request that I be excused for the remainder of today's session, waiving per diem, as of 1:30 p.m. due to personal business.

Please do not hesitate to contact my office should you have any questions regarding this matter.

Sincerely,

CAROL LIU, Assembly Member

Forty-fourth District

### CAUCUS ANNOUNCEMENTS

At 2:25 p.m., by unanimous consent, the Democratic Caucus was permitted to meet in the Assembly Lounge, and the Republican Caucus was permitted to meet in the Tom Bane Rules Committee Room.

### RECESS

By unanimous consent, at 2:25 p.m., Speaker Hertzberg declared the Assembly recessed.

### RECONVENED

At 3:56 p.m., the Assembly reconvened.

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

**ENGROSSMENT AND ENROLLMENT REPORTS**

Assembly Chamber, April 5, 2001

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

Assembly Concurrent Resolution No. 19

And reports the same correctly enrolled, and presented to the Secretary of State on the 5th day of April, 2001, at 3 p.m.

E. DOTSON WILSON, Chief Clerk

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

Assembly Member Migden was granted unanimous consent that Assembly Bill No. 973, be withdrawn from the Committee on Appropriations and placed on the second reading file.

**RECESS**

By unanimous consent, at 3:57 p.m., Speaker pro Tempore Keeley declared the Assembly recessed.

**RECONVENED**

At 4:16 p.m., the Assembly reconvened.

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

**ANNOUNCEMENT**

Speaker pro Tempore Keeley announced that the 2001 Spring Recess is cancelled and Members are to be available to reconvene in Floor session, upon Call of the Speaker.

**MESSAGES FROM THE SENATE**

Senate Chamber, April 5, 2001

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

Senate Bill No. 58

Senate Bill No. 99

Senate Bill No. 164

Senate Bill No. 245

Senate Bill No. 250

Senate Bill No. 304

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

Senate Chamber, April 5, 2001

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

Senate Bill No. 100

Senate Bill No. 260

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

Senate Chamber, April 5, 2001

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

Senate Concurrent Resolution No. 12

Senate Concurrent Resolution No. 14

Senate Concurrent Resolution No. 27

GREG 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. 58**—An act to repeal Section 6600 of the Fish and Game Code, relating to ocean fishery research.

**SENATE BILL NO. 99**—An act to amend Section 12519 of the Government Code, relating to the Attorney General. **SENATE BILL NO. 164**—An act to amend Sections 69.5 and 71 of, and to add Section 69.7 to, the Military and Veterans Code, relating to the California Veterans Board, and declaring the urgency thereof, to take effect immediately.

**SENATE BILL NO. 164**—An act to amend Sections 69.5 and 71 of, and to add Section 69.7 to, the Military and Veterans Code, relating to the California Veterans Board, and declaring the urgency thereof, to take effect immediately.

**SENATE BILL NO. 245**—An act to amend Sections 60604, 60640, 60641, and 60643 of the Education Code, relating to pupil testing, and declaring the urgency thereof, to take effect immediately.

**SENATE BILL NO. 250**—An act to add Section 42282.2 to the Education Code, relating to the Pacific Valley Unified School District.

**SENATE BILL NO. 304**—An act to add Section 31663.1 to the Government Code, relating to the county sheriffs' retirement, and declaring the urgency thereof, to take effect immediately.

**SENATE BILL NO. 100**—An act to add Section 44017.4 to the Health and Safety Code, relating to emission control.

**SENATE BILL NO. 260**—An act to amend Section 10084.1 of the Business and Professions Code, to amend Sections 32064, 32065, and 32066 of the Education Code, to amend Section 217.6 of the Fish and Game Code, to amend Sections 1322, 6103.10, 11270, 11550, 11552, 12805, 12855, 26509, 65963.1, 66799, and 66799.3 of, and to add Sections 12812 and 12812.1 to, the Government Code, to amend Sections 11642, 25411, 25503.2, 39511, 39668, 42315, 44343, 44360, 44361, 101030, 101080, 101085, 101470, and 108865 of, and to add Division 38 (commencing with Section 58000) and Division 39 (commencing with Section 59001) to, the Health and Safety Code, to amend Sections 50.8 and 9009 of the Labor Code, to amend Section 10405 of the Public Contract Code, to amend Sections 25912, 36300, 36301, 40400, 42820, and 42830 of the Public Resources Code, to amend Sections 31303, 31307, and 34501.10 of the Vehicle Code, and to amend Sections 175, 13100, 13260, 13392, 13392.5, 13393.5, 13395.5, and 13801 of the Water Code, relating to environmental protection.

The following resolutions were read:

**SENATE CONCURRENT RESOLUTION NO. 12**—Relative to the Dave Ghilarducci Memorial Highway.

**SENATE CONCURRENT RESOLUTION NO. 14**—Relative to the National Purple Heart Trail.

**SENATE CONCURRENT RESOLUTION NO. 27**—Relative to California Nonprofits and Philanthropy Week.

#### ADJOURN IN MEMORY

Assembly Member Briggs was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Nicole Andrea Young, of Clovis.

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 Diane Sommerfield, of Los Angeles.

#### VOTE ADDS

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

**Assembly Bill No. 161:** Maldonado—Aye; Briggs—No.

**Assembly Joint Resolution No. 1:** La Suer—Aye.

**Assembly Concurrent Resolution No. 49:** Briggs—Aye.

#### MOTION TO ADJOURN

At 4:16 p.m., Assembly Member Shelley moved that the Assembly do now adjourn.

Assembly Member Cox seconded the motion.

Motion carried.

**QUORUM CALL OF THE ASSEMBLY DISPENSED WITH**

At 4:16 p.m., Speaker pro Tempore Keeley declared the quorum call of the Assembly dispensed with.

**INTRODUCTION OF GUESTS**

Assembly Member Oropeza, of the 55th Assembly District, introduced Mr. Andreas Julin, Principal Administrator, Unit for Investment, Standards and Certification, Director General for Trade, European Commission.

**ADJOURNMENT**

At 4:16 p.m., pursuant to the motion by Assembly Member Shelley, the Assembly adjourned until Monday, April 16, 2001, or upon Call of the Speaker, out of respect to the memory of former Senator Howard Way, on motion of Assembly Member Ashburn; out of respect to the memory of Nicole Andrea Young, on motion of Assembly Member Briggs; and out of respect to the memory of Diane Sommerfield, on motion of Assembly Member Wesson.

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ROBERT M. HERTZBERG, Speaker

PAM CAVILEER, Minute Clerk



## AMENDMENTS CONSIDERED BY THE ASSEMBLY ON APRIL 5, 2001

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

AB	RN	AB	RN
25	0109989	839	0110649
113	0110400	879	0110288
119	0110776	882	0110204
156	0110249	951	0109813
162	0110707	955	0110543
217	0108816	1011	0109492
238	0110461	1103	0110443
245	0109261	1201	0108568
264	0110691	1205	0110123
269	0110784	1219	0109836
270	0110392	1229	0110788
276	0108733	1241	0110620
288	0110284	1278	0110319
376	0110155	1280	0110521
455	0110276	1292	0110395
463	0108809	1297	0110445
489	0110605	1325	0110330
495	0110247	1391	0110271
523	0110500	1407	0108901
542	0109323	1419	0110059
549	0109964	1421	0110671
555	0110415	1425	0110435
621	0110778	1471	0109429
632	0110498	1512	0110478
659	0110137	1538	0110703
677	0110281	1603	0110472
710	0109639	1664	0110299
724	0110320	1687	0110652
821	0109597		

<b>Daily Total:</b>	<b>57</b>
<b>Cumulative Total:</b>	<b>434</b>