

CALIFORNIA LEGISLATURE  
2001-02 REGULAR SESSION

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# ASSEMBLY DAILY JOURNAL

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**Wednesday, May 30, 2001**

**SEVENTY-NINTH SESSION DAY**

**ONE HUNDRED SEVENTY-EIGHTH 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.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 319-2360)

## PROCEEDINGS OF THE ASSEMBLY

### IN ASSEMBLY

Assembly Chamber, Sacramento  
Wednesday, May 30, 2001

The Assembly met at 1:30 p.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 Cox moved a quorum call of the Assembly.  
Motion carried. Time, 1:31 p.m.  
The Speaker pro Tempore directed the Sergeant at Arms to close the  
doors, and to bring in the absent Members.

#### Quorum Present

At 1:56 p.m., Speaker pro Tempore Keeley declared a quorum of the  
Assembly present.

The roll call was completed, and the following answered to their  
names—75:

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

**PRAYER**

Upon invitation of Speaker pro Tempore Keeley, the following prayer was offered by Assembly Member Lynne Leach, of the 15th Assembly District:

*Eternal God,*

We pray for certain qualities of life which will not make us pious, but give us a foundation and adequate launching platform to go forth into the areas confronting us.

Prudence, that we can vote for that which is ultimately right, not momentarily attractive.

Fidelity, that we can trust each other in presenting issues at their depth.

Hope, that inevitable defeats will not lead to despair.

Courage, that we may strive for integrity rather than expediency.

In our Lord's name.—AMEN.

**PLEDGE OF ALLEGIANCE TO THE FLAG**

Upon request of Speaker pro Tempore Keeley, Assembly Member Harman 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 Chan, seconded by Assembly Member Dickerson.

**LEAVES OF ABSENCE FOR THE DAY**

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

*On legislative business: Assembly Members Briggs, Nakano, and Washington.*

*On personal business, and waiving per diem: Assembly Member Ashburn.*

*Because of illness: Assembly Member Cardoza.*

**EXPLANATIONS OF ABSENCE**

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

May 30, 2001

*The Honorable Robert Hertzberg, Speaker  
California State Assembly  
State Capitol, Room 219  
Sacramento, California*

Dear Speaker Hertzberg: I would like to request to be excused from Assembly Floor Session Wednesday May 30th, 2001. I will be in my district on legislative business.

Your consideration of this request is appreciated.

Sincerely,

CARL WASHINGTON, Assembly Member  
Fifty-second District

May 29, 2001

*The Honorable Robert M. Hertzberg  
Speaker, California State Assembly  
State Capitol—Room 219  
Sacramento, California*

Dear Speaker Hertzberg: I respectfully request permission to be excused from session on Wednesday, May 30, 2001. I will be on legislative business in my district.

Thank you for your consideration of this request. Should you have any questions please contact myself, or Mr. Lawrence Cooper of my staff at 319-2053.

Sincerely,

GEORGE NAKANO, Assembly Member  
Fifty-third District

(NOTE: For letter explaining the absence of Assembly Member Briggs on this day on legislative business pursuant to the Assembly Rules, see Assembly Daily Journal for May 29, 2001.)

#### COMMUNICATIONS

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

May 30, 2001

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

Re: Assembly Banking and Finance Committee

Dear Dotson: This is to advise you that I have appointed Assemblymember Dario Frommer to the Assembly Banking and Finance Committee, replacing Assemblymember Carl Washington for today's hearing only.

Sincerely,

ROBERT M. HERTZBERG  
Speaker of the Assembly

May 30, 2001

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

Dear Dotson: This is to advise you that I have appointed Assemblymember Dennis Hollingsworth to replace Assemblymember Roy Ashburn on the Assembly Appropriations Committee for today's hearing only.

Sincerely,

ROBERT M. HERTZBERG  
Speaker of the Assembly

**COMMUNICATIONS****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:

**Transportation Funding.****Use of Revenues from Sales and Use Taxes on Vehicle Fuel.  
Initiative Statute.**

Referred by the Speaker to the Committee on Transportation.

**Transportation. Traffic Congestion Relief Fund.  
Allocating Sales Tax Revenues  
from Motor Vehicle and Motor Vehicle Fuel Sales.  
Initiative Statute.**

Referred by the Speaker to the Committee on Transportation.

**Traffic Congestion Relief Trust Fund.  
Reallocation of Motor Vehicle Sales Tax Revenues.  
Initiative Statute.**

Referred by the Speaker to the Committee on Transportation.

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

California State Auditor

2000-134.2  
May 21, 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: As requested by the Joint Legislative Audit Committee, the Bureau of State Audits presents its audit report concerning the operations of the State Energy Resources Conservation and Development Commission (energy commission) and the California Public Utilities Commission (CPUC) and the role each plays in the State's deregulated energy market.

This report concludes that a growing demand for electricity, the failure of true competition to develop, and a lack of new power plant construction proposals have all contributed to California's current energy crisis. It is also likely that this summer's demand will outstrip supply, and California will have to endure some level of electricity shortage during the months ahead.

To cope with the energy supply gap, the Legislature passed AB 970, aimed at bringing new supplies of electricity on-line quickly and reducing energy demand, especially during peak hours. To comply with these mandates, the energy commission and CPUC have been creating new programs and revising existing ones. However, the estimates and timing for the additional supplies or reduced demand for electricity associated with several of these programs may not materialize in time to

safeguard the State from power outages this summer. Nevertheless, other efforts such as ensuring that renewable power plants stay in production and updating building and appliance efficiency standards are helping the State currently or will produce future electricity savings. Assembly Bill 970 also requires the energy commission and the CPUC to speed up power plant permitting and reduce limitations of the electrical transmission grid. However, the time it takes the energy commission to approve or reject applications to site power plants has often exceeded the 12-month limit contained in law, pushing back the dates that plants will come on-line. Further, the CPUC has not responded to the energy crisis with an expedited process to site urgently needed transmission lines and frequently takes longer than the law allows to complete environmental reviews of transmission sites.

Finally, the expectations that consumer choice would create retail competition and drive down the costs of electricity have not materialized. Energy service providers had little chance to compete in price with the investor-owned utilities because of their small customer base and inability to negotiate wholesale purchase prices that were low enough to be attractive. Now with the State acting as the main buyer of wholesale electricity and negotiating long-term contracts with energy generators, consumer choice may not have a future.

Respectfully submitted,

ELAINE M. HOWLE  
State Auditor

Above report referred to the Committee on Utilities and Commerce.

#### REPORTS

The following reports were presented by the Chief Clerk:

##### **A Review of Potential Health Care Benefit Programs (Pursuant to Chapter 874 of the Statutes of 2000)**

Above transmitted report, together with letter of transmittal from James D. Mosman, Chief Executive Officer, State Teachers' Retirement System, dated May 9, referred by the Speaker to the Committee on Health.

##### **Internal Affairs Investigator Workload (Pursuant to Item 5460-001-0001 of the Budget Act of 1999)**

Above transmitted report, together with letter of transmittal from Jerry L. Harper, Director, Department of the Youth Authority, dated May 10, 2001, referred by the Speaker to the Committee on Budget.

##### **Non-Motorized Transportation Facilities, 2000-2001 (Pursuant to Streets and Highways Code Section 9795)**

Above transmitted report, together with letter of transmittal from Janet S. Dawson, Acting Division Chief, Legislative and Local Government Affairs, Department of Transportation, dated May 18, 2001, referred by the Speaker to the Committee on Transportation.

##### **Crisis Intervention for Persons with Developmental Disabilities (Pursuant to Welfare and Institutions Code 4696.1(f))**

Above transmitted report, together with letter of transmittal from Cliff Allenby, Director, Department of Developmental Services, dated May 17, 2001, referred by the Speaker to the Committee on Human Services.

**Child Care Fiscal Policy Analysis  
(Pursuant to Item 0510-001-001 of the Budget Act of 2000)**

Above transmitted report, together with letter of transmittal from Aileen Adams, Secretary, State and Consumer Services Agency, dated May 23, 2001, referred by the Speaker to the Committee on Budget.

**2001 Surplus Proprietary Lands  
(Pursuant to Government Code Section 11011)**

Above transmitted report, together with letter of transmittal from Barry D. Keene, Director, Department of General Services, dated May 23, 2001, referred by the Speaker to the Committee on Business and Professions.

**Notice of Demonstration Project  
(Pursuant to Government Code Section 19600)**

Above transmitted report, together with letter of transmittal from Walter Vaughn, Executive Officer, State Personnel Board, dated May 11, 2001, referred by the Speaker to the Committee on Transportation.

**Restricted Access Fisheries  
(Pursuant to Fish and Game Code Section 7057)**

Above transmitted report, together with letter of transmittal from Robert C. Hight, Director, Department of Fish and Game, dated May 23, 2001, referred by the Speaker to the Committee on Natural Resources.

**Medi-Cal Screening Services for Children  
(Pursuant to Chapter 52 of the Statutes of 2000)**

Above transmitted report, together with letter of transmittal from Diana M. Bontá, R.N., Dr.P.H., Director, Department of Health Services, dated May 22, 2001, referred by the Speaker to the Committee on Budget.

**Closed-Circuit Testimony Under Penal Code Sections 1347 and 1347.5  
(Pursuant to Penal Code Sections 1347 and 1347.5)**

Above transmitted report, together with letter of transmittal from William C. Vickrey, Administrative Director of the Courts, Judicial Council of California, dated May 10, 2001, referred by the Speaker to the Committee on Public Safety.

**Proposed Grant Recipients to Be Made from the  
Off-Highway Vehicle Trust Fund  
(Pursuant to Chapter 52 of the Statutes of 2000)**

Above transmitted report, together with letter of transmittal from Rusty Areias, Director, Department of Parks and Recreation, dated May 9, 2001, referred by the Speaker to the Committee on Budget.

**The Disposition of Criminal Cases According to  
the Race and Ethnicity of the Defendant  
(Pursuant to Penal Code Section 1170.45)**

Above transmitted report, together with letter of transmittal from William C. Vickrey, Administrative Director of the Courts, Judicial Council of California, dated May 9, 2001, referred by the Speaker to the Committee on Public Safety.

**REQUEST TO SUSPEND JOINT RULES**

The following request was received, and read:

Assembly Chamber, May 30, 2001

Mr. Speaker: I request permission to suspend Joint Rule 61(a)(4) as it relates to Assembly Bill No. 1298.

HERB J. WESSON

Above request ordered transmitted to the Committee on Rules.

**ENGROSSMENT AND ENROLLMENT REPORTS**

Assembly Chamber, May 29, 2001

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

Assembly Concurrent Resolution No. 44

And reports the same correctly enrolled, and presented to the Secretary of State on the 29th day of May, 2001, at 3:15 p.m.

E. DOTSON WILSON, Chief Clerk

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

May 30, 2001

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

Assembly Bill No. 17

Assembly Bill No. 641

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

CORBETT, Chairwoman

**ASSEMBLY BILL NO. 17**—An act to amend Section 17041 of 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. 641**—An act to add Sections 7098 and 7099 to the Government Code, and to amend Sections 17053.33, 17053.34, 17267.6, 17276.6, 23633, 23634, 24356.6, and 24416.6 of 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.

**REPORTS OF STANDING COMMITTEES****Committee on Appropriations**

Date of Hearing: May 23, 2001

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 1438

Assembly Bill No. 1708

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

MIGDEN, Chairwoman

Above bills ordered to second reading.



**Committee on Utilities and Commerce**

Date of Hearing: May 29, 2001

Mr. Speaker: Your Committee on Utilities and Commerce reports:  
Assembly Bill No. 206  
Assembly Bill No. 578

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

WRIGHT, Chairman

Above bills ordered to second reading.

Date of Hearing: May 29, 2001

Mr. Speaker: Your Committee on Utilities and Commerce reports:  
Assembly Joint Resolution No. 11

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

WRIGHT, Chairman

Above resolution ordered to second reading.

**SPECIAL COMMITTEE MEETINGS**

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

Governmental Organization, On June 4, 2001, at 10 a.m., in Room 4202;

Revenue and Taxation, on June 4, 2001, upon call of the chair, in the Rules Committee Room;

Judiciary, on June 12 and June 26, 2001, at 9 a.m., in Room 4202;

Elections, Reapportionment and Constitutional Amendments, on June 6, 2001.

**MESSAGES FROM THE SENATE**

Senate Chamber, May 30, 2001

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

- Senate Bill No. 83
- Senate Bill No. 170
- Senate Bill No. 244
- Senate Bill No. 259
- Senate Bill No. 286
- Senate Bill No. 394
- Senate Bill No. 404
- Senate Bill No. 415
- Senate Bill No. 429
- Senate Bill No. 486
- Senate Bill No. 487
- Senate Bill No. 510
- Senate Bill No. 621
- Senate Bill No. 663

- Senate Bill No. 685
- Senate Bill No. 694
- Senate Bill No. 884
- Senate Bill No. 986
- Senate Bill No. 1023
- Senate Bill No. 1044
- Senate Bill No. 1048
- Senate Bill No. 1080
- Senate Bill No. 1112
- Senate Bill No. 1174
- Senate Bill No. 1194
- Senate Bill No. 1214
- Senate Bill No. 1218
- Senate Bill No. 1219

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. 83**—An act to amend Section 1405 of the Penal Code, relating to forensic testing.

**SENATE BILL NO. 170**—An act relating to advertising.

**SENATE BILL NO. 244**—An act to add Sections 21080.3.5 and 21091.5 to the Public Resources Code, and to amend Section 21661.6 of the Public Utilities Code, relating to environmental quality.

**SENATE BILL NO. 259**—An act to amend Sections 32553, 32555, 32556, 32565, 32565.5, 32567, 32568, 32569, and 32571 of, and to repeal and add Section 32574.5 of, the Public Resources Code, relating to the Baldwin Hills Conservancy.

**SENATE BILL NO. 286**—An act relating to school safety.

**SENATE BILL NO. 394**—An act to amend and repeal Section 65004 of the Revenue and Taxation Code, relating to taxation.

**SENATE BILL NO. 404**—An act to add Chapter 10.7 (commencing with Section 6500) to Title 7 of Part 3 of, and to repeal Section 2053.4 of, the Penal Code, relating to prisons.

**SENATE BILL NO. 415**—An act to amend Section 1799.1a of the Civil Code, and to add Section 18621.3 to the Revenue and Taxation Code, relating to taxation.

**SENATE BILL NO. 429**—An act to add and repeal Section 65863.13 of the Government Code, relating to housing.

**SENATE BILL NO. 486**—An act to add Part 11 (commencing with Section 9100) to Division 5 of the Labor Code, relating to public safety.

**SENATE BILL NO. 487**—An act to add Sections 1317.05 and 1317.07 to the Health and Safety Code, relating to health facilities.

**SENATE BILL NO. 510**—An act to add Article 4.7 (commencing with Section 12089) to Chapter 1 of Title 2 of Part 4 of the Penal Code, relating to firearms.

**SENATE BILL NO. 621**—An act to amend Sections 1810, 1811, 1812, 1813, and 1814 of the Water Code, relating to water.

**SENATE BILL NO. 663**—An act relating to corrections.

**SENATE BILL NO. 685**—An act to amend Sections 142001, 142050, 142052, 142200, 142201, 142250, 142251, 142254, 142257, 142258, and 142260 of, to repeal Section 142110 of, and to repeal and add Sections 142255, 142256, 142259, and 142263 of, the Public Utilities Code, and to add and repeal Section 7252.10 of the Revenue and Taxation Code, relating to transportation.

**SENATE BILL NO. 694**—An act to add Chapter 2.5 (commencing with Section 18900) to, and to repeal Chapter 2.5 (commencing with Section 18895) of, Division 8 of the Business and Professions Code, relating to athlete agents.

**SENATE BILL NO. 884**—An act to amend Section 361.4 of the Welfare and Institutions Code, relating to dependent children, and declaring the urgency thereof, to take effect immediately.

**SENATE BILL NO. 986**—An act to amend the heading of Chapter 2 (commencing with Section 7300) of Part 2 of Division 5 of, to amend Sections 7301, 7301.5, 7303, 7304, 7305, 7306, 7307, 7308, 7309, 7310, 7311, 7312, 7313, 7314, 7315, 7316, 7318, 7320, 7321, 7321.5, and 7322 of, to add Sections 7300.1, 7300.2, 7300.3, 7300.4, 7301.1, 7302.1, 7302.2, 7309.1, 7311.1, 7311.2, 7311.3, 7311.4, 7323, 7324, 7324.1, and 7324.2 to, to repeal Section 7317 of, and to repeal and add Sections 7300 and 7302 of, the Labor Code, relating to equipment safety.

**SENATE BILL NO. 1023**—An act to make an appropriation in augmentation of Items 9800-001-0001, 9800-001-0494, and 9800-001-0988 of Section 2.00 of the Budget Act of 2000, relating to state employees, to take effect immediately as an appropriation for the usual and current expenses of the state.

**SENATE BILL NO. 1044**—An act relating to labor.

**SENATE BILL NO. 1048**—An act to amend Sections 12804.9 and 34520 of, and to add Sections 34501.25 and 34521 to, the Vehicle Code, relating to vehicles.

**SENATE BILL NO. 1080**—An act to add Section 2249 to the Business and Professions Code, and to amend Section 109278 of the Health and Safety Code, relating to health care.

**SENATE BILL NO. 1112**—An act to amend Sections 68071 and 68072 of the Government Code, relating to court rules.

**SENATE BILL NO. 1174**—An act to amend Sections 1206.5 and 1241 of the Business and Professions Code, relating to clinical laboratory technology.

**SENATE BILL NO. 1194**—An act to amend Sections 22443.1 and 22447 of, and to add Sections 6126.5 and 22443.3 to, the Business and Professions Code, relating to legal services.

**SENATE BILL NO. 1214**—An act to amend Section 89903 of the Education Code, relating to the California State University.

**SENATE BILL NO. 1218**—An act to repeal Section 6034 of the Business and Professions Code, and to amend Section 384 of the Code of Civil Procedure, relating to class action lawsuits.

**SENATE BILL NO. 1219**—An act to amend Section 1367.66 of the Health and Safety Code, and to amend Section 10123.18 of the Insurance Code, relating to health care.

#### **REQUEST FOR PHOTOGRAPHER**

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

#### **RECESS**

By unanimous consent, at 1:58 p.m., Speaker pro Tempore Keeley declared the Assembly recessed to permit the introduction of a special guest.

Assembly Member Reyes introduced her intern Melissa Sanchez, whereupon she presented a resolution.

#### **RECONVENED**

At 2 p.m., the Assembly reconvened.

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

#### **SPECIAL RECOGNITION**

The Members of the Assembly joined in extending best wishes to Assembly Member Harman on the occasion of his birthday.

#### **REQUEST FOR UNANIMOUS CONSENT**

Assembly Member Shelley was granted unanimous consent that all bills reported from the Committee on Appropriations with the following committee recommendations be taken up without reference to file for purpose of second reading and adoption of any committee amendments, and ordered on file as noted:

##### *Bills Reported on Thursday, May 31st*

Bills with a “Do Pass” recommendation be ordered to the Third Reading File for Monday, June 4th;

Bills with a “Do Pass to Consent” recommendation be ordered to the First Day Consent Calendar for Monday, June 4th;

Bills with a “Do Pass as Amended” recommendation be ordered returned to the Second Reading File for Monday, June 4th;

##### *Bills Reported on Monday, June 4th*

Bills with a “Do Pass” recommendation be ordered to the Third Reading File for Tuesday, June 5th;

Bills with a “Do Pass to Consent” recommendation be ordered to the First Day Consent Calendar for Tuesday, June 5th;

Bills with a “Do Pass as Amended” recommendation be ordered returned to the Second Reading File for Tuesday, June 5th.

#### **BILL RETURNED TO SENATE**

Assembly Member Shelley was granted unanimous consent that Senate Bill No. 133 be returned to the Senate for further action.

#### **RECESS**

By unanimous consent, at 2:04 p.m., Speaker pro Tempore Keeley declared the Assembly recessed.

#### **RECONVENED**

At 2:06 p.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 bills were this day on the second reading file:

**Assembly Bills Nos. 524 and 1522**, ordered to third reading;

**Assembly Bills Nos. 690 and 1149**, ordered to the Consent Calendar.

**SECOND READING OF ASSEMBLY BILLS**

**ASSEMBLY BILL NO. 1131**—An act to amend Section 8152 of the Education Code, relating to apprenticeships.

Bill read second time, and ordered to third reading.

**ASSEMBLY BILL NO. 432**—An act to amend Sections 8222.5, 8483.7, 10554, 17071.40, 41203.1, 42238.23, 42239.1, 42260, 42263, 42265, 42267, 42268, 47612.5, 47634, 47635, 47663, 48005.10, 48005.13, 48005.15, 48005.20, 48005.45, 48005.50, 48005.55, 51224.5, 52057, 53027, 60810, 60851, 69440, 69612, 69995, 69997, 69998, and 87885 of, to amend and renumber Sections 45005.25 and 45005.30 of, to add Sections 8238, 42238.146, 42239.3, 44579.5, 48005.11, 51235, 56836.158, and 60605.6 to, to add Article 9 (commencing with Section 46210) to Chapter 2 of Part 26 of, Article 7 (commencing with Section 49085) to Chapter 6.5 of Part 27 of, and Article 3.5 (commencing with Section 51725) to Chapter 5 of Part 28 of, to repeal Sections 48005.40 and 60601 of, and to add and repeal Article 4.6 (commencing with Section 44510) of Chapter 3 of Part 25 of, Article 6 (commencing with Section 52770) of Chapter 11 of Part 28 of, and Article 3 (commencing with Section 99230) of Chapter 5 of Part 65 of, the Education Code, and to amend Section 3 of Chapter 1024 of the Statutes of 2000, relating to education, making an appropriation therefor, 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 Budget.

**UNFINISHED BUSINESS  
CONSIDERATION OF SENATE AMENDMENTS**

**ASSEMBLY BILL NO. 314 (Chan)**—An act to repeal and add Section 25372 of the Government Code, relating to surplus property.

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

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

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

**AYES—71**

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

**NOES—None**

Above bill ordered enrolled.

**BILLS RETURNED TO THIRD READING FILE**

Pursuant to Assembly Rule 78, the following bill was withdrawn from the inactive file, and placed upon the third reading file.

**Assembly Bill No. 81**, on request of Assembly Member Migden.

**MOTIONS TO RECONSIDER BILLS CONTINUED**

By unanimous consent, the motions to reconsider the votes on Senate Bill No. 86 and Assembly Bill No. 1328 were continued until the next legislative day.

**THIRD READING OF ASSEMBLY BILLS**

**ASSEMBLY BILL NO. 1485 (Jackson)**—An act to amend Section 124300 of the Health and Safety Code, relating to family planning.

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

**AYES—48**

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

**NOES—23**

Aanestad	Cox	Leach	Pacheco, Rod
Bates	Dickerson	Leonard	Pescetti
Bogh	Harman	Leslie	Runner
Campbell, Bill	Hollingsworth	Maddox	Strickland
Campbell, John	Kelley	Mountjoy	Wyman
Cogdill	La Suer	Pacheco, Robert	

Bill ordered transmitted to the Senate.

**ASSEMBLY BILL NO. 1014 (Papan)**—An act to amend Section 6253 of, and to add Section 6253.1 to, the Government Code, relating to public records.

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

**AYES—64**

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

**NOES—2**

Dickerson	La Suer
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**Vote Changes**

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1014: Assembly Member Strickland, from “No” to “Aye”.

Bill ordered transmitted to the Senate.

**ASSEMBLY BILL NO. 1296 (Papan)**—An act to amend Sections 8422 and 8423 of the Fish and Game Code, relating to market squid, and making an appropriation therefor.

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

**AYES—62**

Aanestad	Cox	Koretz	Salinas
Alquist	Daucher	Liu	Shelley
Aroner	Diaz	Longville	Simitian
Bates	Dickerson	Lowenthal	Steinberg
Calderon	Dutra	Maddox	Strom-Martin
Campbell, Bill	Firebaugh	Maldonado	Thomson
Canciamilla	Florez	Matthews	Vargas
Cardenas	Frommer	Migden	Wayne
Cedillo	Goldberg	Nation	Wesson
Chan	Harman	Negrete McLeod	Wiggins
Chavez	Hollingsworth	Oropeza	Wright
Chu	Horton	Papan	Wyman
Cogdill	Jackson	Pavley	Zettel
Cohn	Keeley	Reyes	Mr. Speaker
Corbett	Kehoe	Richman	
Correa	Kelley	Runner	

**NOES—9**

Bogh	Leach	Mountjoy
Campbell, John	Leonard	Pacheco, Rod
Havice	Leslie	Pescetti

Bill ordered transmitted to the Senate.

**COMMITTEE MEETING ANNOUNCEMENTS**

Assembly Member Papan announced that the Committee on Banking and Finance would meet today, upon adjournment of Floor session, in Room 4202.

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

**ASSEMBLY BILL NO. 606 (Negrete McLeod)**—An act relating to state employees, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

**Urgency Clause**

Urgency clause read, and adopted by the following vote:

**AYES—72**

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

**NOES—None**

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

**AYES—72**

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

**NOES—None**

Bill ordered transmitted to the Senate.

**CONSIDERATION OF ASSEMBLY BILL NO. 865 BY UNANIMOUS CONSENT**

Assembly Member Hertzberg was granted unanimous consent to take up Assembly Bill No. 865 out of order, for purpose of consideration.

**ASSEMBLY BILL NO. 865 (Hertzberg)**—An act to add Section 1748.13 to the Civil Code, relating to consumer credit.

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

**AYES—53**

Aanestad	Dutra	Liu	Shelley
Alquist	Firebaugh	Longville	Simitian
Aroner	Florez	Lowenthal	Steinberg
Calderon	Frommer	Maddox	Strom-Martin
Canciamilla	Goldberg	Maldonado	Thomson
Cardenas	Havice	Matthews	Vargas
Cedillo	Horton	Migden	Wayne
Chan	Jackson	Negrete McLeod	Wesson
Chavez	Keeley	Oropeza	Wiggins
Chu	Kehoe	Papan	Wright
Cohn	Kelley	Pavley	Mr. Speaker
Corbett	Koretz	Pescetti	
Correa	La Suer	Reyes	
Diaz	Leonard	Salinas	

**NOES—20**

Bates	Cox	Leach	Richman
Bogh	Daucher	Leslie	Runner
Campbell, Bill	Dickerson	Mountjoy	Strickland
Campbell, John	Harman	Pacheco, Robert	Wyman
Cogdill	Hollingsworth	Pacheco, Rod	Zettel

Bill ordered transmitted to the Senate.

**CONSIDERATION OF ASSEMBLY BILL NO. 489 BY UNANIMOUS CONSENT**

Assembly Member Migden was granted unanimous consent to take up Assembly Bill No. 489 out of order, for purpose of consideration.

**ASSEMBLY BILL NO. 489 (Migden)**—An act to add Section 10247.5 to the Business and Professions Code, to add Chapter 7.6 (commencing with Section 1922) to Title 4 of Part 4 of Division 3 of the Civil 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 third time.

**Request for Unanimous Consent**

Assembly Member Migden was granted unanimous consent to read a paper on the Floor.

**Assembly Rule 69(b) Suspended**

Upon request of Assembly Member Shelley, Assembly Member Migden was granted unanimous consent that Assembly Rule 69(b) be suspended to permit consideration of proposed amendments to Assembly Bill No. 489.

**Motion to Amend**

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

**Assembly Rule 69(d) Suspended**

Assembly Member Migden was granted unanimous consent that Assembly Rule 69(d) be suspended to permit consideration of Assembly Bill No. 489, as amended, without reference to file.



**ASSEMBLY BILL NO. 489 (Migden)**—An act to add Section 10247.5 to the Business and Professions Code, to add Chapter 7.6 (commencing with Section 1922) to Title 4 of Part 4 of Division 3 of the Civil Code, and to add Sections 3398, 7508, 22168, and 50511 to the Financial Code, relating to lending.

Bill read third time.

**Request for Unanimous Consent**

Assembly Member Bill Campbell was granted unanimous consent to read a paper on the Floor.

The question being on the passage of the bill.

Bill passed by the following vote:

**AYES—43**

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

**NOES—21**

Aanestad	Cox	Leach	Runner
Bates	Daucher	Leonard	Wyman
Bogh	Dickerson	Leslie	Zettel
Campbell, Bill	Harman	Maldonado	
Campbell, John	Hollingsworth	Pacheco, Robert	
Cogdill	La Suer	Richman	

Bill ordered transmitted to the Senate.

**CONSIDERATION OF DAILY FILE (RESUMED)**

**THIRD READING OF ASSEMBLY BILLS (RESUMED)**

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

Bill read third time and passed by the following vote:

**AYES—63**

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

**NOES—5**

Campbell, Bill	Cox	Mountjoy
Campbell, John	Havice	

Bill ordered transmitted to the Senate.

**ASSEMBLY BILL NO. 583 (Jackson)**—An act to amend Sections 2100, 2102, 2103, 2104, 2105, 2106, and 2107 of the Family Code, relating to dissolution of marriage.

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

**AYES—52**

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

**NOES—19**

Aanestad	Harman	Leslie	Runner
Bogh	Hollingsworth	Maddox	Strickland
Campbell, Bill	Kelley	Pacheco, Robert	Wyman
Campbell, John	La Suer	Pacheco, Rod	Zettel
Cox	Leonard	Pescetti	

**Vote Changes**

By unanimous consent, the following vote change was permitted on Assembly Bill No. 583: Assembly Member Correa, from “No” to “Aye”.

Bill ordered transmitted to the Senate.

**ASSEMBLY BILL NO. 1692 (Committee on Human Services)**—An act to amend Sections 11320.1, 11322.9, and 11454 of the Welfare and Institutions Code, relating to public social services.

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

The roll was opened.

**Call of the Assembly**

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

Motion carried. Time, 2:46 p.m.

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

**ASSEMBLY BILL NO. 344 (Migden)**—An act to amend Section 33050 of, and to add Section 60450.1 to, the Education Code, relating to instructional materials.

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

**AYES—69**

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

**NOES—1**

Leslie

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH ON ASSEMBLY BILL NO. 1692**

At 2:50 p.m., on motion of Assembly Member Aroner, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Bill No. 1692 passed by the following vote:

**AYES—45**

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

**NOES—28**

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

Bill ordered transmitted to the Senate.

**ASSEMBLY BILL NO. 706 (Firebaugh)**—An act to add Sections 402.5, 25004.5, 34501.5, and 68080.5 to the Government Code, relating to campaign literature.

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

**AYES—59**

Aanestad	Dutra	Liu	Reyes
Alquist	Firebaugh	Longville	Richman
Aroner	Florez	Lowenthal	Salinas
Campbell, Bill	Frommer	Maddox	Shelley
Canciamilla	Goldberg	Maldonado	Simitian
Cardenas	Havice	Matthews	Steinberg
Cedillo	Horton	Migden	Strom-Martin
Chan	Jackson	Nation	Thomson
Chavez	Keeley	Negrete McLeod	Vargas
Chu	Kehoe	Oropeza	Wayne
Cogdill	Kelley	Pacheco, Robert	Wesson
Cohn	Koretz	Pacheco, Rod	Wiggins
Corbett	Leach	Papan	Zettel
Correa	Leonard	Pavley	Mr. Speaker
Diaz	Leslie	Pescetti	

**NOES—5**

Bogh	Harman	Wyman
Dickerson	Hollingsworth	

Bill ordered transmitted to the Senate.

**ASSEMBLY BILL NO. 997 (Dickerson)**—An act to amend Section 1603 of the Fish and Game Code, relating to fish and wildlife.

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

**AYES—70**

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

**NOES—None**

Bill ordered transmitted to the Senate.

**At 3:02 p.m., Assistant Speaker pro Tempore Christine Kehoe, 76th District, presiding**

**ASSEMBLY BILL NO. 1376 (Wyman)**—An act to add Section 8587.5 to the Government Code, relating to emergency services.

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

**AYES—71**

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

**NOES—None**

Bill ordered transmitted to the Senate.

**ASSEMBLY BILL NO. 1029 (Oropeza)**—An act to amend Section 1808.4 of the Vehicle Code, relating to confidential records.

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

**AYES—73**

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

**NOES—None**

Bill ordered transmitted to the Senate.

**ASSEMBLY BILL NO. 1673 (Committee on Water, Parks and Wildlife)**—An act to amend Sections 7363, 7860, 8405.4, 8423, 8568, 9001.5, and 9001.6 of, and to add Section 9001.8 to, the Fish and Game Code, relating to fish, and making an appropriation therefor.

Bill read third time, presented by Assembly Member Florez, and passed by the following vote:

**AYES—70**

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

**NOES—1**

Bogh

**Vote Changes**

By unanimous consent, the following vote change was permitted on Assembly Bill No. 1673: Assembly Member Bogh, from “Aye” to “No”.

Bill ordered transmitted to the Senate.

**ASSEMBLY BILL NO. 621 (Corbett)**—An act to add Sections 349.5 and 743.3 to the Public Utilities Code, relating to public utilities.

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

**AYES—53**

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

**NOES—18**

Aanestad	Cox	Leonard	Strickland
Bates	Daucher	Leslie	Wyland
Bogh	Hollingsworth	Pacheco, Robert	Wyman
Campbell, Bill	La Suer	Richman	
Cogdill	Leach	Runner	

Bill ordered transmitted to the Senate.

**JOINT RULE 62(a) WAIVED**

Assembly Member Migden was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Assembly Bills Nos. 188, 663, 807, and 1643 for hearing in the Committee on Appropriations, tomorrow.

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

**ASSEMBLY BILL NO. 1527 (Frommer)**—An act relating to tobacco.

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

**AYES—62**

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

**NOES—7**

Bogh	Leonard	Pacheco, Rod	Strickland
Cox	Mountjoy	Pescetti	

Bill ordered transmitted to the Senate.

**SENATE BILL NO. 75 WITHDRAWN FROM COMMITTEE**

Upon request of Assembly Member Shelley, Assembly Member Cardenas was granted unanimous consent that Senate Bill No. 75 be withdrawn from the Committee on Budget for the purpose of consideration at this time, without reference to file.

**SENATE BILL NO. 75 (Peace)**—An act for the support of the government of the State of California and for several public purposes in accordance with the provisions of Section 12 of Article IV of the Constitution of the State of California.

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

Bill passed by the following vote:

**AYES—47**

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

**NOES—26**

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

Bill ordered transmitted to the Senate immediately.

**CONSIDERATION OF CONSENT CALENDAR**

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

**Consent Calendar—Assembly Bills**

**ASSEMBLY BILL NO. 24 (Maldonado)**—An act to amend Section 1276 of, and to add and repeal Sections 1251.1 and 129908 to, the Health and Safety Code, relating to health facilities, and declaring the urgency thereof, to take effect immediately.

Bill read third time, urgency clause adopted, bill passed, and ordered transmitted to the Senate.

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

**ASSEMBLY BILL NO. 69 (Wright)**—An act to amend Section 12078 of the Government Code, relating to environmental quality.

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. 211 (Chavez)**—An act relating to the California Military Museum, and making an appropriation therefor.

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. 357 (Correa)**—An act to amend Section 1812.86 of the Civil Code, relating to health studio contracts.

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. 453 (Correa)**—An act to amend Section 121065 of, and to add Section 121056 to, the Health and Safety Code, and to amend Sections 1405 and 1417.9 of the Penal Code, relating to biological specimen testing.

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. 548 (Runner)**—An act to add Part 4.65 (commencing with Section 16850) to Division 9 of the Welfare and Institutions Code, relating to health, and making an appropriation therefor.

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. 688 (John Campbell)**—An act to add Section 4513.4 to the Welfare and Institutions Code, relating to developmental disabilities.

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. 931 (Frommer)**—An act to add Section 12903.1 to the Insurance Code, relating to the Insurance Commissioner.

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. 1006 (Jackson)**—An act to amend Section 69995 of the Government Code, relating to court reporters.

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. 1031 (Canciamilla)**—An act to add Section 776 to the Public Utilities Code, relating to public utilities.

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. 1107 (Leach)**—An act to amend Sections 30.5, 8278.3, 49413, 51264, 52177, 52656, 54696, and 58523 of, and to repeal Sections 8280, 8359, 32237, 52136, and 99306 of, the Education Code, to amend Sections 11372.7 and 104450 of the Health and Safety Code, to add Section 11323.9 to the Welfare and Institutions Code, to amend Item 6110-001-890 of Section 2.00 of the Budget Act of 1991, and to amend Item 6110-001-890 of Section 2.00 of the Budget Act of 1992, relating to the State Department of Education.

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. 1187 (Simitian)**—An act to amend Sections 41820.5, 42845, 42961.5, and 48660 of the Public Resources Code, relating to solid waste.

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. 1286 (Rod Pacheco)**—An act to repeal Sections 765.5 and 6850.5 of the Financial Code, to amend Section 7480 of the Government Code, and to amend Sections 2321, 2327, and 2620 of, and to add Chapter 14 (commencing with Section 2890) to Part 4 of Division 4 of, the Probate Code, relating to conservatorships.

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. 1301 (Goldberg)**—An act relating to school 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. 1389 (Lowenthal)**—An act to add Section 8426.1 to the Fish and Game Code, relating to fish, and making an appropriation therefor.

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. 1465 (Nation)**—An act to amend Sections 25284.1, 25299.13, 25299.24, 25299.37, 25299.52, 25299.56, 25299.57, 25299.58, 25299.62, 25299.78, and 25299.81 of the Health and Safety Code, relating to underground storage tanks.

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. 1543 (Firebaugh)**—An act to add Article 3.2 (commencing with Section 20119.10) to Chapter 1 of Part 3 of Division 2 of the Public Contract Code, relating to school 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. 1637 (Dickerson)**—An act to add Section 823 to the Food and Agricultural Code, relating to farmland.

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. 1657 (Hertzberg)**—An act relating to health.

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. 1671 (Committee on Water, Parks and Wildlife)**—An act to amend Section 12002.5 of, and to repeal Section 221 of, the Fish and Game Code, relating to fish and game, and making an appropriation therefor.

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. 1711 (Committee on Elections, Reapportionment and Constitutional Amendments)**—An act to amend Section 2185 of the Elections Code, relating to elections.

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.)*

**Consent Calendar—Senate Bills**

**SENATE BILL NO. 250 (McPherson)**—An act to add Section 42282.2 to the Education Code, relating to the Pacific Unified School District, and declaring the urgency thereof, to take effect immediately.

Bill read third time, urgency clause adopted, bill passed, and ordered transmitted to the Senate.

*(For the vote on the above bill and urgency clause, 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, and any urgency clauses to the bills adopted, by the following vote:

**AYES—74**

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

**NOES—None**

**CONSIDERATION OF ASSEMBLY BILL NO. 81  
BY UNANIMOUS CONSENT**

Upon request of Assembly Member Shelley, Assembly Member Migden was granted unanimous consent to take up Assembly Bill No. 81 without reference to file, for purpose of amendment.

**ASSEMBLY BILL NO. 81 (Migden)**—An act to amend Section 6203 of the Revenue and Taxation Code, relating to taxation.

Bill read third time.

**Motion to Amend**

Assembly Member Migden moved the adoption of amendments.

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

**BILLS RETURNED TO THIRD READING FILE**

Assembly Member Nation was granted unanimous consent that Assembly Concurrent Resolution No. 5 be withdrawn from the inactive file and placed upon the third reading file.

**CAUCUS ANNOUNCEMENTS**

Assembly Member Aanestad announced that the Republican Caucus would meet today, upon adjournment of Floor session in Room 125.

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

**ASSEMBLY BILL NO. 551 (Wesson)**—An act to add Section 2124 to the Elections Code, relating to elections.

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

**AYES—44**

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

**NOES—23**

Aanestad	Cox	Leslie	Richman
Bates	Daucher	Maddox	Runner
Bogh	Harman	Maldonado	Strickland
Campbell, Bill	Hollingsworth	Mountjoy	Wyland
Campbell, John	Leach	Pacheco, Rod	Zettel
Cogdill	Leonard	Pescetti	

Bill ordered transmitted to the Senate.

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

Pursuant to Assembly Rule 77.2, the Assistant Speaker pro Tempore re-referred Assembly Bill No. 81 to the Committee on Revenue and Taxation.

**ADJOURN IN MEMORY**

Speaker Hertzberg was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Dora Prieto, official of the Agua Caliente Indian Tribe, of Palm Springs, and James Zien, of La Jolla.

**VOTE ADDS**

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

**Assembly Bill No. 314, Concurrence:** Aanestad, Bates, Canciamilla, Firebaugh, Florez, Havice, Maddox, Nation, Rod Pacheco, Wesson, Wyland, Wyman, and Zettel—Aye.

**Assembly Bill No. 1485:** Canciamilla, Firebaugh, Florez, Frommer, Havice, and Maldonado—Aye.

**Assembly Bill No. 1014:** Aanestad, Cedillo, Corbett, Cox, Diaz, Firebaugh, Florez, Leslie, Rod Pacheco, and Wyland—Aye.

**Assembly Bill No. 1296:** Canciamilla, Cedillo, Cox, and Florez—Aye; Havice and Leslie—No.

**Assembly Bill No. 606 and Urgency:** Canciamilla, Florez, Frommer, and Harman—Aye.

**Assembly Bill No. 865:** Canciamilla, Cardenas, Florez, Frommer, Liu, and Maddox—Aye.

**Assembly Bill No. 489:** Canciamilla—Aye; Bogh, Cox, and Maldonado—No.

**Assembly Bill No. 1229:** Strom-Martin and Wyland—Aye; Bill Campbell, Cox, and Havice—No.

**Assembly Bill No. 583:** Canciamilla, Chavez, Maldonado, Nation, and Reyes—Aye; Kelley, Leslie, and Zettel—No.

**Assembly Bill No. 344:** Leslie—No.

**Assembly Bill No. 1692:** Leslie—No.

**Assembly Bill No. 706:** Aanestad—Aye.

**Assembly Bill No. 997:** Florez, Reyes, and Strom-Martin—Aye.

**Assembly Bill No. 1376:** Reyes and Strom-Martin—Aye.

**Assembly Bill No. 1029:** Frommer and Wyland—Aye.

**Assembly Bill No. 1673:** Cox, Frommer, Harman, Leslie, and Wyland—Aye.

**Assembly Bill No. 621:** Firebaugh and Harman—Aye; Bates, Bogh, and Wyland—No.

**Assembly Bill No. 1527:** Pescetti—No.

**Senate Bill No. 75:** Chu—Aye.

**Consent Calendar:** Cardenas—Aye.

**Assembly Bill No. 551:** Aanestad, Cox, Maldonado, and Zettel—No.

#### **MOTION TO ADJOURN**

At 3:26 p.m., Assembly Member Alquist moved that the Assembly do now adjourn.

Assembly Member Chu seconded the motion.

Motion carried.

#### **QUORUM CALL OF THE ASSEMBLY DISPENSED WITH**

At 3:27 p.m., Assistant Speaker pro Tempore Kehoe declared the quorum call of the Assembly dispensed with.

#### **RESOLUTIONS**

The following resolutions were offered:

**ASSEMBLY CONCURRENT RESOLUTION NO. 81—Hollingsworth.** Relative to transportation.

**ASSEMBLY CONCURRENT RESOLUTION NO. 82—Negrete McLeod.** Relative to Youth Baseball Week.

**HOUSE RESOLUTION NO. 23—Hollingsworth.** Relative to Freedom Week.

#### **INTRODUCTION OF GUESTS**

Assembly Member Cedillo, of the 46th Assembly District, introduced former Assembly Member Gloria Molina.

#### **ADJOURNMENT**

At 3:30 p.m., the Assembly adjourned until 11 a.m., Thursday, May 31, 2001, out of respect to the memory of Dora Prieto and James Zien on motion of Speaker Hertzberg.

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ROBERT M. HERTZBERG, Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE  
ASSEMBLY ON MAY 30, 2001**

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

<b>AB</b>	<b>RN</b>	
17	0114386	
81	0114477	
432	0114626	
489	0114918	
641	0113893	
<b>Daily Total:</b>		<b>5</b>
<b>Cumulative Total:</b>		<b>1790</b>

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