CALIFORNIA LEGISLATURE 1997–98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Tuesday, July 7, 1998

TWO HUNDRED THIRTY-SIXTH SESSION DAY FIVE HUNDRED EIGHTY-THIRD CALENDAR DAY AT SACRAMENTO, CALIFORNIA



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

PROCEEDINGS OF THE ASSEMBLY

IN ASSEMBLY

Assembly Chamber, Sacramento Tuesday, July 7, 1998

The Assembly met at 10 a.m.

Hon. Sheila James Kuehl, Speaker pro Tempore of the Assembly, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Brian Ebbert reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Baca moved a quorum call of the Assembly. Motion carried. Time, 10:01 a.m.

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

Quorum Present

At 10:20 a.m., Speaker pro Tempore Kuehl declared a quorum of the Assembly present.

The roll call was completed, and the following answered to their names—76:

Ackerman Aguiar Alby Alquist Aroner Ashburn Baca Baldwin Battin Baugh Bordonaro Bowen Bowler Brewer Brown Bustamante Campbell Cardenas	Cedillo Cunneen Davis Ducheny Escutia Figueroa Firestone Floyd Frusetta Gallegos Goldsmith Havice Hertzberg Honda House Kaloogian Keeley Knox	Kuykendall Leach Lempert Leonard Machado Margett Martinez Mazzoni McClintock Migden Miller Morrissey Morrow Murray Napolitano Olberg Oller Ortiz	Papan Perata Poochigian Prenter Richter Richter Runner Scott Shelley Strom-Martin Sweeney Thompson Thomson Torlakson Vincent Washington Wayne Wildman Woods
Cardoza	Kuehl	Pacheco	Mr. Speaker

PRAYER

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

Father, Help us to welcome each day as if it were our first, so that we may have enthusiasm in our souls, excitement in our hearts, and warmth in our dispositions. Help us to welcome each day as if it were our last, so that we may have an urgency in our efforts, a deep concern for the world in our minds and the peace and love of God in our hearts.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Kuehl, Assembly Member Baca 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 Keeley, seconded by Assembly Member Kuykendall.

LEAVES OF ABSENCE FOR THE DAY

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

On personal business, and waiving per diem: Assembly Members Granlund and Pringle.

Because of illness: Assembly Members Takasugi and Wright.

COMMUNICATIONS

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

July 6, 1998

California Controller

Kathleen Connell

P.O. Box 942850

Sacramento, California

Dear Ms. Connell: Please begin withholding my per diem effective today, July 6, 1998 and ending the withholding when the state budget passes or July 31, which ever comes first.

Thank you for your cooperation to this request.

Sincerely,

DENNIS CARDOZA, Assembly Member Twenty-sixth District

July 6, 1998

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

Dear Mr. Wilson: Please be advised that I will be forfeiting my per diem upon adjournment of session July 3, 1998, through August 2, 1998. This period reflects the summer recess scheduled for the Legislature.

I do not believe I should benefit from the additional per diem I would receive simply because a state budget has not been passed.

Thank you for your attention to this matter.

Sincerely,

HOWARD WAYNE, Assembly Member Seventy-eighth District

AUTHOR'S AMENDMENTS

Committee on Elections, Reapportionment and Constitutional Amendments

July 7, 1998

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

Assembly Constitutional Amendment No. 32

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

VINCENT, Chairman

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 32—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 20 of Article II thereof, by amending Section 8 of Article III thereof, and by amending Sections 2, 3, 4, 8, and 10 of Article IV thereof, relating to public officials.

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

AUTHOR'S AMENDMENTS Committee on Governmental Organization

July 7, 1998

Mr. Speaker: The Chair of your Committee on Governmental Organization reports: Senate Bill No. 27

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

BROWN, Chairwoman

SENATE BILL NO. 27—An act to add Section 19616.52 to the Business and Professions Code, relating to horseracing.

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 Public Safety

Date of Hearing: June 30, 1998

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 1890 Senate Bill No. 1927

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

PERATA, Chairman

Above bills ordered to second reading.

Committee on Judiciary

Date of Hearing: June 30, 1998

Mr. Speaker: Your Committee on Judiciary reports:

Senate Bill No. 2098

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

ESCUTIA, Chairwoman

Above bill ordered to second reading.

Committee on Agriculture

Date of Hearing: July 1, 1998

Mr. Speaker: Your Committee on Agriculture reports:

Senate Bill No. 1704

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

CARDOZA, Chairman

Above bill ordered to second reading.

Committee on Insurance

Date of Hearing: July 1, 1998

Mr. Speaker: Your Committee on Insurance reports:

Senate Bill No. 1647

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

FIGUEROA, Chairwoman

Above bill ordered to second reading.

Date of Hearing: July 1, 1998

Mr. Speaker: Your Committee on Insurance reports:

Senate Bill No. 678

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

FIGUEROA, Chairwoman

Above bill ordered to second reading.

Date of Hearing: July 1, 1998

Mr. Speaker: Your Committee on Insurance reports:

Senate Bill No. 17 Senate Bill No. 1430 Senate Bill No. 213 Senate Bill No. 1530

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

FIGUEROA, Chairwoman

Above bills ordered to second reading.

Committee on Environmental Safety and Toxic Materials

Date of Hearing: June 30, 1998

Mr. Speaker: Your Committee on Environmental Safety and Toxic Materials reports: Senate Bill No. 1765

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

WAYNE, Chairman

Above bill ordered to second reading.

ADJOURN IN MEMORY

Assembly Member Havice was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Councilman Don Schultze, of Hawaiian Gardens.

Assembly Member Napolitano was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Anna Beatrice McNeal Kruse, of Whittier.

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

Pursuant to Assembly Rule 77.2, the Speaker pro Tempore re-referred Assembly Bill No. 786 to the Committee on Governmental Organization.

BILLS REMOVED FROM CONSENT CALENDAR AND TO INACTIVE FILE

The following bill was removed from the Consent Calendar, pursuant to Joint Rule 22.2, and placed upon the inactive file:

Senate Bill No. 663, on request of Assembly Member Brewer.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

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

Legislative Intent—Assembly Bill No. 974

July 6, 1998

The Honorable Antonio Villaraigosa Speaker of the Assembly State Capitol, Room 219 Sacramento, California

Dear Mr. Speaker: As the author of AB 974, it has come to my attention that some health care service plans provide prescription drugs to enrollees through a mail order program. It is recognized that plans may decide, based on bona fide business reasons, to discontinue drugs provided through a mail order program or to discontinue the mail order program altogether, so long as these plans continue to comply with the provisions of the Knox-Keene Health Care Service Plan Act of 1975. However, nothing in AB 974 should be interpreted, nor is it my intent, to allow plans to discontinue a mail order drug or mail order program for the purpose of circumventing the Knox-Keene Act.

Sincerely,

MARTIN GALLEGOS, Assembly Member Fifty-seventh District

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 379, on request of Assembly Member Gallegos.

JOINT RULE 62(a) WAIVED

Speaker pro Tempore Kuehl was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Assembly Constitutional Amendment No. 34 for hearing in the Committee on Appropriations.

CONSIDERATION OF DAILY FILE SECOND READING OF ASSEMBLY BILLS

ASSEMBLY CONCURRENT RESOLUTION NO. 20—Relative to the University of California.

Resolution read; amendments proposed by the Committee on Higher Education read and adopted, resolution ordered reprinted and to be placed upon the third reading file.

SENATE BILLS RETURNED TO SECOND READING FILE PURSUANT TO THE RULES

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

Senate Bills Nos. 1436, 661, 2054, 2058, 14, 1836, and 2217, ordered to third reading;

Senate Bills Nos. 1385 and 2082, ordered to the Consent Calendar.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 1757—An act relating to energy resources, and making an appropriation therefor.

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

SENATE BILL NO. 1752—An act to add Section 66206 to the Education Code, relating to postsecondary education.

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

SENATE BILL NO. 1896—An act to amend Section 66025 of the Education Code, relating to postsecondary education, and making an appropriation therefor.

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

SENATE BILL NO. 1923—An act to add Title 7.75 (commencing with Section 67470) to the Government Code, to add Chapter 4.6 (commencing with Section 33498) to Part 1 of Division 24 of the Health and Safety Code, and to add Sections 17049 and 23005 to the Revenue and Taxation Code, relating to state government, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Higher Education read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations. **SENATE BILL NO. 2068**—An act to add Article 7.5 (commencing with Section 66085) to Chapter 2 of Part 40 of the Education Code, relating to service learning.

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

SENATE BILL NO. 2005—An act to amend Sections 65940.5, 65950, 65951, and 65957 of the Government Code, relating to land use.

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

SENATE BILL NO. 1401—An act to add Chapter 2 (commencing with Section 1798.80) to Title 1.8 of Part 4 of the Civil Code, relating to personal information.

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 Appropriations.

SENATE BILL NO. 1418—An act to amend Section 6405 of, to amend the heading of Chapter 5.5 (commencing with Section 6400) of Division 3 of, to amend, repeal, and add Sections 6401, 6402, 6403, 6407, 6408, 6409, 6410, 6411, 6412, 6413, and 6415 of, to add and repeal Sections 6401.6, 6402.1, and 6412.1 of, and to repeal and add Section 6400 of, the Business and Professions Code, relating to legal document assistants.

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 Appropriations.

SENATE BILL NO. 1623—An act to add Sections 68705 and 68706 to the Government Code, relating to the Commission on Judicial Performance.

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 Appropriations.

SENATE BILL NO. 1427—An act to amend Section 48918 of the Education Code, relating to education.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1456—An act to add Article 6 (commencing with Section 60675) to Chapter 5 of Part 33 of the Education Code, relating to academic achievement, 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 returned to the second reading file.

SENATE BILL NO. 1561—An act relating to public school accountability.

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

SENATE BILL NO. 1963—An act to add Chapter 6.1 (commencing with Section 52050) to Part 28 of the Education Code, relating to schools.

Bill read second time; amendments proposed by the Committee on Education read and adopted, bill ordered reprinted and to be returned to the second reading file. **SENATE BILL NO. 2198**—An act to amend Sections 25299.99 and 40440.8 of, to add Section 43830.5 to, and to add Chapter 4.5 (commencing with Section 116765) to Part 12 of Division 104 of, the Health and Safety Code, relating to pollution, and making an appropriation therefor.

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

SENATE BILL NO. 1880—An act to amend Section 219 of the Code of Civil Procedure, to amend Section 1231.2 of the Evidence Code, to amend Section 3579 of the Government Code, to amend Section 1797.187 of the Health and Safety Code, to amend Section 6404.5 of the Labor Code, to amend Sections 11105, 11105.2, 12028.5, 13300, and 13519 of the Penal Code, and to amend Sections 1807.5 and 13351.5 of the Vehicle Code, relating to 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.

SENATE BILL NO. 1497—An act to add Section 2054.3 to the Penal Code, relating to corrections.

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.

SENATE BILL NO. 1691—An act to amend Section 11100 of the Health and Safety Code, relating to controlled substances.

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.

SENATE BILL NO. 1715—An act to amend Sections 237 and 368 of the Penal Code, to amend Section 2583 of, to amend the heading of Part 7 (commencing with Section 250) of Division 2 of, and to add Section 259 to, the Probate Code, relating to elder abuse.

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.

SENATE BILL NO. 1809—An act to amend Section 136.1 of the Penal Code, to amend Section 15636 of, and to add Section 9721.5 to, the Welfare and Institutions Code, relating to elderly persons.

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.

SENATE BILL NO. 2048—An act relating to sentencing.

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.

SENATE BILL NO. 2055—An act to amend Sections 912 and 912.5 of, and to add Sections 912.1 and 912.6 to, the Welfare and Institutions Code, relating to the Department of the Youth Authority, and making an appropriation therefor.

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. **SENATE BILL NO. 2215**—An act to amend Section 3304 of the Government Code, relating to public safety 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.

SENATE BILL NO. 1675—An act to add Division 20.6 (commencing with Section 30960) to the Public Resources Code, relating to Santa Monica Bay.

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

SENATE BILL NO. 1439—An act to amend Sections 14102, 14152, 14155, 14157, 14250, 14254.5, 14256, 14400, 14407, 14408, 14409, 14410, 14456, 14553, 14601, 14602, 14651, 14652, 14653, 14700, 14703, 14766, 14800, 14803, 14805, 14806, 14851, 14858, 14860, 14901, 14950, 14951, 14952, 14959, 15001, 15050, 15201, 15202, 15203, 15250, and 15251 of, to add Sections 14202.5, 14353.5, and 14452.5 to, to repeal Sections 14254, 14859, 14903, 14904, 15000, and 15307 of, to repeal Chapter 11 (commencing with Section 16100) of Division 5 of, and to repeal and add Sections 14252, 14350, 14351, 14352, 14353, and 14406 of, the Financial Code, relating to credit unions.

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

SENATE BILL NO. 237—An act to amend Sections 1760.5 and 1765.1 of the Insurance Code, relating to insurance.

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

SENATE BILL NO. 1851—An act to amend Section 130053 of, to add Section 130053.7 to, and to repeal and add Section 130053.5 of, the Public Utilities Code, relating to transportation.

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

SENATE BILL NO. 1800—An act to amend Sections 124975 and 124980 of, and to amend and renumber Section 125005 of, the Health and Safety Code, relating to hereditary disorders, and making an appropriation therefor.

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

SENATE BILL NO. 1642—An act to add Section 22790.6 to the Government Code, and to add Section 14016.8 to the Welfare and Institutions Code, relating to health.

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

SENATE BILL NO. 971—An act relating to human services, and declaring the urgency thereof, to take effect immediately.

Bill read second time; amendments proposed by the Committee on Health read and adopted, bill ordered reprinted and to be returned to the second reading file, and to be placed upon the Consent Calendar. **SENATE BILL NO. 1874**—An act to add Chapter 16 (commencing with Section 1898) to Part 6 of Division 9 of the Welfare and Institutions Code, relating to foster youth.

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

SENATE BILL NO. 1946—An act to add Chapter 4 (commencing with Section 11758.80) to Part 1 of Division 8.5 of the Health and Safety Code, relating to substance abuse.

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

SENATE BILL NO. 2196—An act to amend Sections 15365.53, 15365.55, and 15365.57 of the Government Code, relating to employment services.

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

SENATE BILL NO. 86—An act to amend Section 41851 of the Education Code, relating to education.

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

SENATE BILL NO. 1542—An act to amend Section 9543 of the Welfare and Institutions Code, relating to aging.

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

SENATE BILL NO. 1559—An act to amend Section 15037.1 of the Unemployment Insurance Code, relating to job training.

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

SENATE BILL NO. 1560—An act to amend Sections 10201, 10205, 10214.5, and 10214.7 of, and to add Section 10200.5 to, the Unemployment Insurance Code, relating to the Employment Training Panel.

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

SENATE BILL NO. 1968—An act to add Chapter 4 (commencing with Section 1400) to Part 4 of Division 2 of the Labor Code, relating to employment.

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

SENATE BILL NO. 2190—An act to add and repeal Chapter 2.5 (commencing with Section 9800) to Part 1 of Division 3 of the Unemployment Insurance Code, relating to job training, and making an appropriation therefor.

Bill read second time; amendments proposed by the Committee on Labor and Employment read and adopted, bill ordered reprinted and to be re-referred to the Committee on Appropriations. **SENATE BILL NO. 12**—An act to amend Sections 52084 and 52086 of, to add Section 45023.4 to, and to repeal Section 52090 of, the Education Code, relating to schools.

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

SENATE BILL NO. 1481—An act to amend Sections 44031 and 87031 of the Education Code, relating to school and community college employees.

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

SENATE BILL NO. 1912—An act to amend Sections 44579.1 and 44579.5 of, and to amend and repeal Sections 44670.6, 52022, 52854, and 56242 of, and to add Section 44579.2 to, the Education Code, relating to education finance, and declaring the urgency thereof, to take effect immediately.

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

SENATE BILL NO. 2042—An act to amend Sections 44259 and 44277 of, to add Section 44320.2 to, to repeal Section 44259.2 of, and to repeal and add Section 44259.1 of, the Education Code, relating to school employees.

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

SENATE BILL NO. 2045—An act to amend Section 17017.9 of the Education Code, relating to school facilities.

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

SENATE BILL NO. 2159—An act to amend Section 17051 of, to add Section 17052 to, and to add Article 4 (commencing with Section 81840) to Chapter 4 of Part 49 of, the Education Code, relating to school facilities.

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

SENATE BILL NO. 2200—An act to add and repeal Chapter 11 (commencing with Section 49610) of Part 27 of the Education Code, relating to student financial assistance.

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

SENATE BILL NO. 2132—An act to amend Section 35735.1 of the Education Code, relating to school finance.

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

UNFINISHED BUSINESS CONSIDERATION OF SENATE AMENDMENTS

 ${\bf ASSEMBLY~BILL~NO.~1689~(Keeley)} \color{red}{--} {\rm An~act~relating~to~forest~resources,~and~declaring~the~urgency~thereof,~to~take~effect~immediately.}$

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

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

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 10:32 a.m.

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

ASSEMBLY BILL NO. 1796 (Mazzoni)—An act to add Section 1463.17 to the Penal Code, relating to fines and forfeitures.

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

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

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

AYES-73

Ackerman	Cunneen	Lempert	Poochigian
Aguiar	Davis	Leonard	Prenter
Alby	Ducheny	Machado	Richter
Alquist	Escutia	Margett	Runner
Aroner	Figueroa	Martinez	Scott
Ashburn	Firestone	Mazzoni	Shelley
Baca	Floyd	McClintock	Strom-Martin
Baldwin	Frusetta	Migden	Sweeney
Battin	Gallegos	Miller	Thompson
Baugh	Goldsmith	Morrissey	Thomson
Bordonaro	Havice	Morrow	Torlakson
Bowen	Hertzberg	Murray	Vincent
Bowler	Honda	Napolitano	Washington
Brewer	House	Olberg	Wayne
Brown	Kaloogian	Oller	Woods
Bustamante	Keeley	Ortiz	Mr. Speaker
Campbell	Kuehl	Pacheco	1
Cardenas	Kuykendall	Papan	
Cardoza	Leach	Perata	

NOES-None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1852 (Pacheco)—An act to amend and renumber Sections 44205 and 44205.5 of the Education Code, relating to teacher credentialing.

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

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

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

AYES-73

Ackerman	Cunneen	Lempert	Poochigian
Aguiar	Davis	Leonard	Prenter
Alby	Ducheny	Machado	Richter
Alquist	Escutia	Margett	Runner
Aroner	Figueroa	Martinez	Scott
Ashburn	Firestone	Mazzoni	Shelley
Baca	Floyd	McClintock	Strom-Martin
Baldwin	Frusetta	Migden	Sweeney
Battin	Gallegos	Miller	Thompson
Baugh	Goldsmith	Morrissey	Thomson
Bordonaro	Havice	Morrow	Torlakson
Bowen	Hertzberg	Murray	Vincent
Bowler	Honda	Napolitano	Washington
Brewer	House	Olberg	Wayne
Brown	Kaloogian	Oller	Woods
Bustamante	Keeley	Ortiz	Mr. Speaker
Campbell	Kuehl	Pacheco	•
Cardenas	Kuykendall	Papan	
Cardoza	Leach	Perata	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1891 (Davis)—An act to amend Sections 14026 and 14037 of the Corporations Code, relating to small business financial development corporations.

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

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

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

AYES-73

Ackerman	Cedillo	Leach	Perata
Aguiar	Cunneen	Lempert	Poochigian
Alby	Davis	Leonard	Prenter
Alquist	Ducheny	Machado	Richter
Aroner	Escutia	Margett	Runner
Ashburn	Figueroa	Martinez	Scott
Baca	Firestone	Mazzoni	Shelley
Baldwin	Floyd	McClintock	Strom-Martin
Battin	Frusetta	Migden	Sweeney
Baugh	Gallegos	Miller	Thompson
Bordonaro	Goldsmith	Morrissey	Thomson
Bowen	Havice	Morrow	Torlakson
Bowler	Hertzberg	Murray	Vincent
Brewer	Honda	Napolitano	Washington
Brown	House	Olberg	Wayne
Bustamante	Kaloogian	Oller	Mr. Speaker
Campbell	Keeley	Ortiz	
Cardenas	Kuehl	Pacheco	
Cardoza	Kuykendall	Papan	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2418 (Olberg)—An act to add Article 4 (commencing with Section 3119.5) to Chapter 8.5 of Division 4 of Title 1 of the Government Code, relating to volunteers.

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

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

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

AYES-73

Ackerman	Cedillo	Leach	Poochigian
Aguiar	Cunneen	Lempert	Prenter
Alby	Davis	Leonard	Richter
Alquist	Ducheny	Machado	Runner
Aroner	Escutia	Margett	Scott
Ashburn	Figueroa	Martinez	Shelley
Baca	Firestone	Mazzoni	Strom-Martin
Baldwin	Floyd	McClintock	Sweeney
Battin	Frusetta	Migden	Thompson
Baugh	Gallegos	Miller	Thomson
Bordonaro	Goldsmith	Morrissey	Torlakson
Bowen	Havice	Morrow	Vincent
Bowler	Hertzberg	Murray	Washington
Brewer	Honda	Napolitano	Wayne
Brown	House	Olberg	Woods
Bustamante	Kaloogian	Oller	Mr. Speaker
Campbell	Keeley	Ortiz	•
Cardenas	Kuehl	Pacheco	
Cardoza	Kuykendall	Papan	

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2694 (Pacheco)—An act to amend Sections 50124, 50126, 50306, 50316, and 50700 of the Financial Code, relating to residential mortgage lending.

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

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

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

AYES—72

Cardoza	Kuykendall	Papan
Cedillo	Leach	Perata
Cunneen	Lempert	Poochigian
Davis	Leonard	Prenter
Ducheny	Machado	Richter
Figueroa	Margett	Runner
Firestone	Martinez	Scott
Floyd	Mazzoni	Shelley
Frusetta	Migden	Strom-Martin
Gallegos	Miller	Sweeney
Goldsmith	Morrissey	Thompson
Havice	Morrow	Thomson
Hertzberg	Murray	Torlakson
Honda	Napolitano	Vincent
House	Olberg	Washington
Kaloogian	Oller	Wayne
Keeley	Ortiz	Woods
Kuehl	Pacheco	Mr. Speaker
	Cedillo Cunneen Davis Ducheny Figueroa Firestone Floyd Frusetta Gallegos Goldsmith Havice Hertzberg Honda House Kaloogian Keeley	Cedillo Leach Cunneen Lempert Davis Leonard Ducheny Machado Figueroa Margett Firestone Martinez Floyd Mazzoni Frusetta Migden Gallegos Miller Goldsmith Morrissey Havice Morrow Hertzberg Murray Honda Napolitano House Olberg Kaloogian Oller Keeley Ortiz

NOES-1

McClintock

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2702 (Aroner)—An act to amend Sections 51, 51.5, 51.8, and 52 of, and to add Section 52.2 to, the Civil Code, relating to civil rights.

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

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

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

AYES-72

Ackerman	Cardoza	Kuehl	Pacheco
Aguiar	Cedillo	Kuykendall	Papan
Alby	Cunneen	Leach	Perata
Alquist	Davis	Lempert	Poochigian
Aroner	Ducheny	Leonard	Prenter
Ashburn	Escutia	Machado	Richter
Baca	Figueroa	Margett	Runner
Baldwin	Firestone	Martinez	Scott
Battin	Floyd	Mazzoni	Shelley
Baugh	Frusetta	Migden	Strom-Martin
Bordonaro	Gallegos	Miller	Sweeney
Bowen	Goldsmith	Morrissey	Thompson
Bowler	Havice	Morrow	Thomson
Brewer	Hertzberg	Murray	Torlakson
Brown	Honda	Napolitano	Vincent
Bustamante	House	Olberg	Washington
Campbell	Kaloogian	Oller	Wayne
Cardenas	Keeley	Ortiz	Mr. Speaker

NOES-1

McClintock

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2612 (Migden)—An act to amend Section 113996 of the Health and Safety Code, relating to retail food facilities, and declaring the urgency thereof, to take effect immediately.

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

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

Urgency Clause

Urgency clause read and adopted by the following vote:

AYES-72

Ackerman	Cardoza	Knox	Ortiz
Aguiar	Cedillo	Kuehl	Pacheco
Alby	Cunneen	Kuykendall	Perata
Alquist	Davis	Leach	Poochigian
Aroner	Ducheny	Lempert	Prenter
Ashburn	Escutia	Leonard	Richter
Baca	Figueroa	Machado	Runner
Baldwin	Firestone	Margett	Scott
Battin	Floyd	Martinez	Shelley
Baugh	Frusetta	Mazzoni	Strom-Martin
Bordonaro	Gallegos	Migden	Sweeney
Bowen	Goldsmith	Miller	Thompson
Bowler	Havice	Morrissey	Thomson
Brewer	Hertzberg	Morrow	Torlakson
Brown	Honda	Murray	Vincent
Bustamante	House	Napolitano	Washington
Campbell	Kaloogian	Olberg	Wayne
Cardenas	Keeley	Oller	Mr. Speaker

NOES—None

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

AYES-72

Cardoza	Knox	Ortiz
Cedillo	Kuehl	Pacheco
Cunneen	Kuykendall	Perata
Davis	Leach	Poochigian
Ducheny	Lempert	Prenter
Escutia	Leonard	Richter
Figueroa	Machado	Runner
Firestone	Margett	Scott
Floyd	Martinez	Shelley
Frusetta	Mazzoni	Strom-Martin
Gallegos	Migden	Sweeney
Goldsmith	Miller	Thompson
Havice	Morrissey	Thomson
Hertzberg	Morrow	Torlakson
Honda	Murray	Vincent
House	Napolitano	Washington
Kaloogian	Olberg	Wayne
Keeley	Oller	Mr. Speaker
	Cedillo Cunneen Davis Ducheny Escutia Figueroa Firestone Floyd Frusetta Gallegos Goldsmith Havice Hertzberg Honda House Kaloogian	Cedillo Kuehl Cunneen Kuykendall Davis Leach Ducheny Lempert Escutia Leonard Figueroa Machado Firestone Margett Floyd Martinez Frusetta Mazzoni Gallegos Migden Goldsmith Miller Havice Morrissey Hertzberg Morrow Honda Murray House Napolitano Kaloogian Olberg

NOES—None

Above bill ordered enrolled.

 $\textbf{ASSEMBLY BILL NO. 2120 (Cedillo)} \color{red} \textbf{—} An act to amend Section 13401.5 of the Corporations Code, relating to licensed acupuncturists.}$

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

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

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

AYES-75

Ackerman	Cedillo	Kuykendall	Papan
Aguiar	Cunneen	Leach	Perata
Alby	Davis	Lempert	Poochigian
Alquist	Ducheny	Leonard	Prenter
Aroner	Escutia	Machado	Richter
Ashburn	Figueroa	Margett	Runner
Baca	Firestone	Martinez	Scott
Baldwin	Floyd	Mazzoni	Shelley
Battin	Frusetta	McClintock	Strom-Martin
Baugh	Gallegos	Migden	Sweeney
Bordonaro	Goldsmith	Miller	Thompson
Bowen	Havice	Morrissey	Thomson
Bowler	Hertzberg	Morrow	Torlakson
Brewer	Honda	Murray	Vincent
Brown	House	Napolitano	Washington
Bustamante	Kaloogian	Olberg	Wayne
Campbell	Keeley	Oller	Woods
Cardenas	Knox	Ortiz	Mr. Speaker
Cardoza	Kuehl	Pacheco	•

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1775 (Runner)—An act to amend Section 11 of, and to add Sections 29.6 and 29.7 to, the Castaic Lake Water Agency Law (Chapter 28 of the Statutes of 1962, First Extraordinary Session), relating to the Castaic Lake Water Agency.

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:

AYI	ES—	74
-----	-----	----

NOES-1

Martinez

Above bill ordered enrolled.

ASSEMBLY JOINT RESOLUTION NO. 60 (Richter)—Relative to the 940th Air Refueling Wing, Beale Air Force Base, California.

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

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

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

AYES-71

Ackerman	Cardoza	Kuykendall	Papan
Aguiar	Cunneen	Leach	Perata
Alby	Davis	Lempert	Poochigian
Alquist	Ducheny	Leonard	Prenter
Aroner	Escutia	Machado	Runner
Ashburn	Figueroa	Margett	Scott
Baca	Firestone	Martinez	Shelley
Baldwin	Frusetta	Mazzoni	Strom-Martin
Battin	Gallegos	Migden	Sweeney
Baugh	Goldsmith	Miller	Thompson
Bordonaro	Havice	Morrissey	Thomson
Bowen	Hertzberg	Morrow	Torlakson
Bowler	Honda	Murray	Vincent
Brewer	House	Napolitano	Washington
Brown	Kaloogian	Olberg	Wayne
Bustamante	Keeley	Oller	Woods
Campbell	Knox	Ortiz	Mr. Speaker
Cardenas	Kuehl	Pacheco	•

NOES-None

Above resolution ordered enrolled.

ASSEMBLY BILL NO. 135 (Hertzberg)—An act to add Section 556.4 to the Penal Code, relating to trespass.

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

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

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 10:54 a.m.

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

MOTION TO WITHDRAW ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 45 FROM COMMITTEE

In compliance with a notice given on a previous day, Assembly Member McClintock moved that Assembly Constitutional Amendment No. 45 be withdrawn from the Committee on Revenue and Taxation.

Assembly Member Olberg seconded the motion.

Point of Order

Assembly Member Knox arose to the following point of order:

Assembly Member Cunneen is not limiting debate to the merits of the motion to withdraw Assembly Constitutional Amendment No. 45 from committee.

Ruling by Speaker pro Tempore Kuehl

The Speaker pro Tempore ruled the point of order well-taken.

Point of Order

Assembly Member Thompson arose to the following point of order: Assembly Member Floyd is not debating the merits of the motion to withdraw Assembly Constitutional Amendment No. 45 from committee.

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied that Assembly Member Floyd has concluded debate.

Point of Order

Assembly Member Shelley arose to the following point of order:

Assembly Member Olberg is not limiting debate to the merits of the motion to withdraw Assembly Constitutional Amendment No. 45 from committee.

Ruling by Speaker pro Tempore Kuehl

The Speaker pro Tempore ruled the point of order well-taken.

Point of Order

Assembly Member Papan arose to the following point of order:

Assembly Member Olberg is not limiting debate to the merits of the motion to withdraw Assembly Constitutional Amendment No. 45 from committee.

Ruling by Speaker pro Tempore Kuehl

The Speaker pro Tempore ruled the point of order well-taken.

Parliamentary Inquiry

Assembly Member Papan arose to the following parliamentary inquiry:

How many bills have been withdrawn from committee this session?

Reply by Speaker pro Tempore Kuehl

The Speaker pro Tempore replied that there were no successful motions to withdraw bills from committee this session.

Demand for Previous Question

Assembly Members Washington, Escutia, Baca, Alquist, and Papan demanded the previous question.

Roll Call Demanded

Assembly Members Thompson, Kuykendall, and Morrissey, demanded a roll call.

The roll was called, and the demand for the previous question was sustained by the following vote:

AYES-36

Alquist	Escutia	Lempert	Shelley
Aroner	Figueroa	Martinez	Strom-Martin
Baca	Floyd	Mazzoni	Sweeney
Bowen	Gallegos	Migden	Thomson
Bustamante	Havice	Napolitano	Torlakson
Cardenas	Hertzberg	Ortiz	Vincent
Cardoza	Keeley	Papan	Washington
Cedillo	Knox	Perata	Wayne
Ducheny	Kuehl	Scott	Mr. Speaker

NOES-32

Ackerman	Brewer	Leach	Oller
Aguiar	Cunneen	Leonard	Pacheco
Alby	Firestone	Margett	Poochigian
Ashburn	Frusetta	McClintock	Prenter
Baldwin	Goldsmith	Miller	Richter
Battin	House	Morrissey	Runner
Baugh	Kaloogian	Morrow	Thompson
Bowler	Kuykendall	Olberg	Woods

Objection to Vote Adds

Assembly Member Thompson withheld unanimous consent on any requests for vote adds or vote changes on the roll call vote taken on this day on the demand for the previous question as it relates to the McClintock motion to withdraw Assembly Constitutional Amendment No. 45 from committee.

The question being on the McClintock motion to withdraw Assembly Constitutional Amendment No. 45 from committee.

Motion to withdraw lost by the following vote:

AYES-33

		71.20 00	
Ackerman	Campbell	Leonard	Poochigian
Aguiar	Cunneen	Margett	Prenter
Alby	Firestone	McClintock	Richter
Ashburn	Frusetta	Miller	Runner
Baldwin	Goldsmith	Morrissey	Thompson
Battin	House	Morrow	Woods
Baugh	Kaloogian	Olberg	
Bowler	Kuykendall	Oller	
Brewer	Leach	Pacheco	
	ı	NOES—21	

NUES-Z

Alquist	Figueroa	Kuehl	Sweeney
Aroner	Floyd	Mazzoni	Torlakson
Bowen	Gallegos	Murray	Mr. Speaker
Cardenas	Honda	Papan	_
Cedillo	Keeley	Perata	
Escutia	Knox	Shelley	

Objection to Vote Adds

Assembly Member Thompson withheld unanimous consent on any requests for vote adds or vote changes on the roll call vote taken on this day on the McClintock motion to withdraw Assembly Constitutional Amendment No. 45 from committee.

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:

Senate Bill No. 776, on request of Assembly Member Campbell.

MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bill No. 23, Senate Constitutional Amendment No. 13, and Senate Bill No. 1419 were continued until the next legislative day.

CONSIDERATION OF SENATE AMENDMENTS TO ASSEMBLY BILL NO. 2704 BY UNANIMOUS CONSENT

Assembly Member Alquist was granted unanimous consent to take up Assembly Bill No. 2704, out of order, for purpose of consideration of Senate amendments.

ASSEMBLY BILL NO. 2704 (Alquist)—An act to amend Section 9855 of the Business and Professions Code, and to amend Section 1791 of the Civil Code, relating to service contracts.

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

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

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

AYES-69

Ackerman	Cardoza	Knox	Poochigian
Aguiar	Cedillo	Kuehl	Prenter
Alby	Cunneen	Kuykendall	Richter
Alquist	Davis	Leach	Scott
Aroner	Ducheny	Lempert	Shelley
Ashburn	Escutia	Macĥado	Strom-Martin
Baca	Figueroa	Margett	Sweeney
Baldwin	Firestone	Martinez	Thompson
Battin	Floyd	Mazzoni	Thomson
Baugh	Frusetta	Migden	Torlakson
Bordonaro	Gallegos	Miller	Vincent
Bowen	Goldsmith	Morrissey	Washington
Bowler	Havice	Morrow	Wayne
Brewer	Hertzberg	Napolitano	Woods
Brown	Honda	Olberg	Mr. Speaker
Bustamante	House	Oller	•
Campbell	Kaloogian	Papan	
Cardenas	Keeley	Perata	

NOES-1

McClintock

Above bill ordered enrolled.

THIRD READING OF ASSEMBLY BILLS (RESUMED)

ASSEMBLY BILL NO. 2816 (Baugh)—An act to add Section 701.5 to the Penal Code, relating to minors, 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-64

Ackerman	Cardenas	Knox	Ortiz
Aguiar	Cardoza	Kuehl	Papan
Alby	Cedillo	Kuykendall	Poochigian
Alquist	Cunneen	Leach	Prenter
Aroner	Ducheny	Machado	Richter
Ashburn	Escutia	Margett	Runner
Baca	Firestone	Martinez	Scott
Baldwin	Floyd	Mazzoni	Shelley
Battin	Frusetta	McClintock	Strom-Martin
Baugh	Gallegos	Migden	Sweeney
Bordonaro	Havice	Miller	Thompson
Bowen	Hertzberg	Morrissey	Thomson
Bowler	Honda	Morrow	Torlakson
Brewer	House	Murray	Washington
Bustamante	Kaloogian	Olberg	Woods
Campbell	Keeley	Oller	Mr. Speaker

NOES-1

Goldsmith

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

AYES-64

Ackerman	Cardenas	Knox	Ortiz
Aguiar	Cardoza	Kuehl	Papan
Alby	Cedillo	Kuykendall	Poochigian
Alquist	Cunneen	Leach	Prenter
Aroner	Ducheny	Machado	Richter
Ashburn	Escutia	Margett	Runner
Baca	Firestone	Martinez	Scott
Baldwin	Floyd	Mazzoni	Shelley
Battin	Frusetta	McClintock	Strom-Martin
Baugh	Gallegos	Migden	Sweeney
Bordonaro	Havice	Miller	Thompson
Bowen	Hertzberg	Morrissey	Thomson
Bowler	Honda	Morrow	Torlakson
Brewer	House	Murray	Washington
Bustamante	Kaloogian	Olberg	Woods
Campbell	Keeley	Oller	Mr. Speaker

NOES-1

Goldsmith

Vote Changes

By unanimous consent, the following vote changes were permitted on the urgency clause to Assembly Bill No. 2816, and on passage of the bill: Assembly Members Figueroa and Perata, from "Aye" to "Not Voting".

Bill ordered transmitted to the Senate.

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 6 (Cardoza)—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending subdivision (c) of Section 2 of Article XIII A thereof, relating to taxation.

Resolution read third time and adopted by the following vote:

AYES-71

Ackerman	Cunneen	Kuykendall	Perata
Aguiar	Davis	Leach	Poochigian
Alby	Ducheny	Lempert	Prenter
Alquist	Escutia	Macĥado	Richter
Aroner	Figueroa	Margett	Runner
Ashburn	Firestone	Martinez	Scott
Baca	Floyd	Mazzoni	Shelley
Baldwin	Frusetta	McClintock	Strom-Martin
Battin	Gallegos	Migden	Sweeney
Baugh	Goldsmith	Miller	Thompson
Bordonaro	Havice	Morrissey	Thomson
Brewer	Hertzberg	Morrow	Torlakson
Brown	Honda	Murray	Vincent
Bustamante	House	Napolitano	Washington
Campbell	Kaloogian	Olberg	Wayne
Cardenas	Keeley	Oller	Woods
Cardoza	Knox	Ortiz	Mr. Speaker
Cedillo	Kuehl	Papan	•

NOES-1

Bowen

Resolution ordered transmitted to the Senate.

ASSEMBLY CONCURRENT RESOLUTION NO. 98 (Baca)—Relative to Native Americans.

Resolution read, and adopted by the following vote:

AYES-71

Ackerman	Cedillo	Kuehl	Papan
Aguiar	Cunneen	Kuykendall	Perata
Alby	Davis	Leach	Poochigian
Alquist	Ducheny	Lempert	Prenter
Aroner	Escutia	Machado	Richter
Ashburn	Figueroa	Margett	Runner
Baca	Firestone	Martinez	Scott
Baldwin	Floyd	Mazzoni	Shelley
Battin	Frusetta	McClintock	Strom-Martin
Baugh	Gallegos	Migden	Sweeney
Bordonaro	Goldsmith	Miller	Thompson
Bowen	Havice	Morrissey	Thomson
Brewer	Hertzberg	Morrow	Torlakson
Brown	Honda	Murray	Vincent
Bustamante	House	Napolitano	Washington
Campbell	Kaloogian	Olberg	Wayne
Cardenas	Keeley	Oller	Mr. Speaker
Cardoza	Knox	Ortiz	=

NOES—None

Resolution ordered transmitted to the Senate.

MEMBERS EXCUSED FOR COMMITTEE MEETING

At 11:19 a.m., by unanimous consent, the members of the Committee on Appropriations were excused for the purpose of attending a meeting of the committee at this time, in the Tom Bane Rules Committee Room, and without objection, the House was permitted to continue in Floor session.

ANNOUNCEMENTS

Speaker pro Tempore Kuehl instructed the Chief Clerk to advise the Senate that Assembly Floor authors are to be designated on Senate bills on the third reading file in the Assembly.

At 11:20 a.m., Hon. Valerie Brown, 7th District, presiding

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

ASSEMBLY BILL NO. 2809 (Committee on Revenue and Taxation)—An act to amend Sections 17053.34, 17053.46, 17053.47, 17053.74, 17276, 17276.1, 17276.2, 23622.7, 23622.8, 23634, 23646, 24416, 24416.1, and 24416.2 of, and to add Sections 17276.4, 17276.5, 17276.6, 24416.4, 24416.5, and 24416.6 to, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

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

AYES-72

Ackerman	Cedillo	Kuehl	Donon
			Papan
Aguiar	Cunneen	Kuykendall	Perata
Alby	Davis	Leach	Poochigian
Alquist	Ducheny	Lempert	Prenter
Aroner	Escutia	Machado	Richter
Ashburn	Figueroa	Margett	Runner
Baca	Firestone	Martinez	Scott
Baldwin	Floyd	Mazzoni	Shelley
Battin	Frusetta	McClintock	Strom-Martin
Baugh	Gallegos	Migden	Sweeney
Bordonaro	Goldsmith	Miller	Thompson
Bowen	Havice	Morrissey	Thomson
Brewer	Hertzberg	Morrow	Torlakson
Brown	Honda	Murray	Vincent
Bustamante	House	Napolitano	Washington
Campbell	Kaloogian	Olberg	Wayne
Cardenas	Keeley	Oller	Woods
Cardoza	Knox	Ortiz	Mr. Speaker

NOFS-None

Bill ordered transmitted to the Senate.

THIRD READING OF SENATE BILLS

SENATE BILL NO. 1505 (Lewis)—An act to amend Sections 2151, 13203, 13206, 13300, 13301, and 13302 of the Elections Code, as amended by Proposition 198 of the March 26, 1996, primary election, relating to elections, and calling a special election to be consolidated with the general election of November 3, 1998, to take effect immediately, as an act calling an election.

Bill read third time.

Motion to Amend by Assembly Member Leonard As Presented by Assembly Member Battin

Assembly Member Battin moved the adoption of amendments.

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

SENATE BILL NO. 1936 (Johnston)—An act to amend Section 830.14 of the Penal Code, relating to law enforcement, 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-69

Ackerman	Cunneen	Kuykendall	Prenter
Aguiar	Davis	Leach	Richter
Alby	Ducheny	Lempert	Runner
Alquist	Escutia	Machado	Scott
Aroner	Figueroa	Margett	Shelley
Ashburn	Firestone	Martinez	Strom-Martin
Baca	Floyd	Mazzoni	Sweeney
Battin	Frusetta	Migden	Thompson
Baugh	Gallegos	Miller	Thomson
Bordonaro	Goldsmith	Morrissey	Torlakson
Bowen	Havice	Morrow	Vincent
Brewer	Hertzberg	Murray	Washington
Brown	Honda	Olberg	Wayne
Bustamante	House	Oller	Woods
Campbell	Kaloogian	Ortiz	Mr. Speaker
Cardenas	Keeley	Papan	
Cardoza	Knox	Perata	
Cedillo	Kuehl	Poochigian	

NOES-2

Baldwin

McClintock

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

AYES-69

Ackerman	Cunneen	Kuykendall	Prenter
Aguiar	Davis	Leach	Richter
Alby	Ducheny	Lempert	Runner
Alquist	Escutia	Machado	Scott
Aroner	Figueroa	Margett	Shelley
Ashburn	Firestone	Martinez	Strom-Martin
Baca	Floyd	Mazzoni	Sweeney
Battin	Frusetta	Migden	Thompson
Baugh	Gallegos	Miller	Thomson
Bordonaro	Goldsmith	Morrissey	Torlakson
Bowen	Havice	Morrow	Vincent
Brewer	Hertzberg	Murray	Washington
Brown	Honda	Olberg	Wayne
Bustamante	House	Oller	Woods
Campbell	Kaloogian	Ortiz	Mr. Speaker
Cardenas	Keeley	Papan	
Cardoza	Knox	Perata	
Cedillo	Kuehl	Poochigian	

NOES-2

Baldwin McClintock

Bill ordered transmitted to the Senate.

SENATE BILL NO. 2178 (Watson)—An act to amend Sections 45105, 45246, 45249, and 45286 of the Education Code, relating to school employees.

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

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 11:27 a.m.

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

SENATE BILL NO. 1556 (Kopp)—An act to amend Sections 581c and 1008 of the Code of Civil Procedure, relating to civil actions.

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

AYES-69

	ATES—09				
Ackerman	Cedillo	Leach	Prenter		
Aguiar	Cunneen	Lempert	Richter		
Alby	Davis	Macĥado	Runner		
Alquist	Ducheny	Margett	Scott		
Aroner	Escutia	Martinez	Shelley		
Ashburn	Figueroa	Mazzoni	Strom-Martin		
Baca	Firestone	Migden	Sweeney		
Baldwin	Floyd	Miller	Thompson		
Battin	Frusetta	Morrissey	Thomson		
Baugh	Gallegos	Morrow	Torlakson		
Bordonaro	Havice	Murray	Vincent		
Bowen	Hertzberg	Napolitano	Washington		
Brewer	Honda	Olberg	Wayne		
Brown	House	Oller	Woods		
Bustamante	Kaloogian	Ortiz	Mr. Speaker		
Campbell	Keeley	Papan	•		
Cardenas	Kuehl	Perata			
Cardoza	Kuykendall	Poochigian			

NOFS-2

Goldsmith McClintock

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1431 (Solis)—An act to add Section 1965 to the Labor Code, relating to employment.

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

Bill passed by the following vote:

AYES-71

Ackerman	Cedillo	Kuehl	Papan
Aguiar	Cunneen	Kuykendall	Perata
Alby	Davis	Leach	Poochigian
Alquist	Ducheny	Lempert	Prenter
Aroner	Escutia	Macĥado	Richter
Ashburn	Figueroa	Margett	Runner
Baca	Firestone	Martinez	Scott
Baldwin	Floyd	Mazzoni	Shelley
Battin	Frusetta	McClintock	Strom-Martin
Baugh	Gallegos	Migden	Sweeney
Bordonaro	Goldsmith	Miller	Thompson
Bowen	Havice	Morrissey	Thomson
Brewer	Hertzberg	Morrow	Torlakson
Brown	Honda	Murray	Vincent
Bustamante	House	Napolitano	Washington
Campbell	Kaloogian	Olberg	Wayne
Cardenas	Keeley	Oller	Mr. Speaker
Cardoza	Knox	Ortiz	=

NOES-None

Bill ordered transmitted to the Senate.

SENATE CONCURRENT RESOLUTION NO. 71 (Hughes)—Relative to postsecondary education.

Resolution read, presented by Assembly Member Keeley, and adopted by the following vote:

AYES-53

Ackerman	Davis	Machado	Scott
Aguiar	Ducheny	Margett	Shelley
Alquist	Escutia	Martinez	Strom-Martin
Aroner	Figueroa	Mazzoni	Sweeney
Baca	Floyd	Migden	Thompson
Bordonaro	Gallegos	Morrissey	Thomson
Bowen	Goldsmith	Morrow	Torlakson
Brewer	Havice	Murray	Vincent
Brown	Hertzberg	Napolitano	Washington
Bustamante	Honda	Ortiz	Wayne
Campbell	Keeley	Papan	Mr. Speaker
Cardoza	Kuehl	Perata	•
Cedillo	Leach	Prenter	
Cunneen	Lempert	Richter	

NOES-14

Alby	Firestone	Miller	Runner
Ashburn	Frusetta	Olberg	Woods
Baldwin	Kaloogian	Oller	
Baugh	McClintock	Poochigian	

Resolution ordered transmitted to the Senate.

SENATE BILL NO. 1738 (Keeley)—An act to amend Section 19227 of, and to amend and repeal Section 19315 of, the Food and Agricultural Code, and to amend Section 2810 of, and to add Article 5 (commencing with Section 2460) to Chapter 2 of Division 2 of, the Vehicle Code, relating to licensed renderers, and making an appropriation therefor.

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

AYES—68

Ackerman	Cedillo	Kuykendall	Perata
Aguiar	Cunneen	Leach	Poochigian
Alby	Davis	Lempert	Prenter
Alquist	Ducheny	Macĥado	Richter
Aroner	Escutia	Margett	Runner
Ashburn	Figueroa	Martinez	Scott
Baca	Firestone	Mazzoni	Shelley
Battin	Floyd	Migden	Strom-Martin
Baugh	Frusetta	Miller	Sweeney
Bordonaro	Goldsmith	Morrissey	Thompson
Bowen	Havice	Morrow	Thomson
Brewer	Hertzberg	Murray	Torlakson
Brown	Honda	Napolitano	Vincent
Bustamante	House	Olberg	Washington
Campbell	Kaloogian	Oller	Wayne
Cardenas	Keeley	Ortiz	Woods
Cardoza	Kuehl	Papan	Mr. Speaker

NOES-1

McClintock

Bill ordered transmitted to the Senate.

SENATE BILL NO. 2213 (Thompson)—An act to amend Section 8280.3 of the Fish and Game Code, relating to fisheries, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES-67

Ackerman	Cedillo	Kuykendall	Poochigian
Aguiar	Cunneen	Leach	Prenter
Alquist	Davis	Lempert	Richter
Aroner	Ducheny	Macĥado	Runner
Ashburn	Figueroa	Margett	Scott
Baca	Firestone	Martinez	Shelley
Baldwin	Floyd	Mazzoni	Strom-Martin
Battin	Frusetta	Migden	Sweeney
Baugh	Gallegos	Miller	Thompson
Bordonaro	Goldsmith	Morrissey	Thomson
Bowen	Havice	Morrow	Torlakson
Brewer	Hertzberg	Murray	Vincent
Brown	Honda	Napolitano	Washington
Bustamante	House	Olberg	Wayne
Campbell	Kaloogian	Ortiz	Woods
Cardenas	Keeley	Papan	Mr. Speaker
Cardoza	Kuehl	Perata	=

NOES-1

McClintock

The question being on the passage of the bill.

Bill passed by the following vote:

AYES-67

Ackerman	Cedillo	Kuykendall	Poochigian
Aguiar	Cunneen	Leach	Prenter
Alquist	Davis	Lempert	Richter
Aroner	Ducheny	Machado	Runner
Ashburn	Figueroa	Margett	Scott
Baca	Firestone	Martinez	Shelley
Baldwin	Floyd	Mazzoni	Strom-Martin
Battin	Frusetta	Migden	Sweeney
Baugh	Gallegos	Miller	Thompson
Bordonaro	Goldsmith	Morrissey	Thomson
Bowen	Havice	Morrow	Torlakson
Brewer	Hertzberg	Murray	Vincent
Brown	Honda	Napolitano	Washington
Bustamante	House	Olberg	Wayne
Campbell	Kaloogian	Ortiz	Woods
Cardenas	Keeley	Papan	Mr. Speaker
Cardoza	Kuehl	Perata	-

NOES-1

McClintock

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1866 (Hughes)—An act to amend Sections 41601.1 and 48200.7 of the Education Code, relating to the Compton Unified School District, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES-70

Ackerman	Cedillo	Kuykendall	Poochigian
Aguiar	Cunneen	Leach	Prenter
Alby	Davis	Lempert	Richter
Alquist	Ducheny	Machado	Runner
Aroner	Escutia	Margett	Scott
Ashburn	Figueroa	Martinez	Shelley
Baca	Firestone	Mazzoni	Strom-Martin
Baldwin	Frusetta	Migden	Sweeney
Battin	Gallegos	Miller	Thompson
Baugh	Goldsmith	Morrissey	Thomson
Bordonaro	Havice	Morrow	Torlakson
Bowen	Hertzberg	Murray	Vincent
Brewer	Honda	Napolitano	Washington
Brown	House	Olberg	Wayne
Bustamante	Kaloogian	Oller	Woods
Campbell	Keeley	Ortiz	Mr. Speaker
Cardenas	Knox	Papan	_
Cardoza	Kuehl	Perata	

NOES-1

McClintock

The question being on the passage of the bill.

Bill passed by the following vote:

AYES-70

Ackerman Cedillo Kuvkendall Poochigian Aguiar Cunneen Leach Prenter Alby Davis Lempert Richter Alquist Ducheny Machado Runner Aroner Scott Escutia Margett Figueroa Ashburn Martinez Shelley Baca Firestone Mazzoni Strom-Martin Baldwin Sweeney Frusetta Migden Gallegos Miller Thompson Rattin Morrissey Baugh Goldsmith Thomson Bordonaro Havice Morrow Torlakson Bowen Hertzberg Murray Vincent Napolitano Washington Brewer Honda Brown House Olberg Wayne Bustamante Kaloogian Oller Woods Campbell Keeley Ortiz Mr. Speaker Cardenas Knox Papan Cardoza Kuehl Perata

NOES-1

McClintock

Bill ordered transmitted to the Senate.

SENATE BILL NO. 121 (Alpert)—An act to amend Section 6924 of the Family Code, relating to minors.

Bill read third time.

Motion to Amend

Assembly Member Wayne moved the adoption of amendments.

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

SENATE BILL NO. 1884 (Johannessen)—An act to amend Sections 987.2 and 989.7 of the Military and Veterans Code, relating to veterans, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 11:42 a.m.

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

At 11:43 a.m., Assistant Speaker pro Tempore Joe Baca, 62nd District, presiding

SENATE BILL NO. 165 (Solis)—An act to amend Sections 1030, 1032, and 1256 of the Unemployment Insurance Code, relating to unemployment compensation.

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

Bill passed by the following vote:

AYES-46

Alby	Ducheny	Leach	Scott
Alquist	Escutia	Lempert	Shelley
Aroner	Figueroa	Macĥado	Strom-Martin
Baca	Floyd	Martinez	Sweeney
Bowen	Gallegos	Mazzoni	Thomson
Brown	Havice	Migden	Torlakson
Bustamante	Hertzberg	Morrissey	Vincent
Cardenas	Honda	Murray	Washington
Cardoza	Keeley	Napolitano	Wayne
Cedillo	Knox	Ortiz	Mr. Speaker
Cunneen	Kuehl	Papan	-
Davis	Kuykendall	Perata	

NOES-21

Ackerman	Bordonaro	Kaloogian	Poochigian
Aguiar	Brewer	Margett	Runner
Ashburn	Campbell	McClintock	Thompson
Baldwin	Frusetta	Morrow	•
Battin	Goldsmith	Olberg	
Baugh	House	Oller	

Bill ordered transmitted to the Senate.

BILLS REMOVED FROM CONSENT CALENDAR

The following bill was removed from the Consent Calendar, pursuant to Joint Rule 22.2, and placed upon the inactive file:

Senate Bill No. 1869, on request of Assembly Member Napolitano.

CONSIDERATION OF CONSENT CALENDAR

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

Consent Calendar—Senate Bills

SENATE BILL NO. 1452 (McPherson)—An act to amend Section 38630 of the Government Code, and to amend Section 830.1 of the Penal Code, relating to public safety.

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.)

SENATE BILL NO. 1850 (Schiff)—An act to amend Sections 1238 and 1466 of the Penal Code, relating to criminal procedure.

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

SENATE BILL NO. 175 (Kelley)—An act to amend Sections 33704, 38875, and 39762 of, and to amend the headings of Article 5.5 (commencing with Section 38251), Article 17 (commencing with Section 38522), Article 38 (commencing with Section 38881), and Article 39 (commencing with Section 38885) of Chapter 5 of, and Article 3 (commencing with Section 39721), Article 4 (commencing with Section 39731), and Article 7 (commencing with Section 39761) of Chapter 9 of, Part 3 of Division 15 of, the Food and Agricultural Code, relating to milk products, 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.)

SENATE BILL NO. 302 (Costa)—An act to amend Sections 50199.50, 50199.52, 50199.53, and 50199.55 of, and to repeal Section 17008.7 of, the Health and Safety Code, and to amend Sections 17053.14, 23608.2, and 23608.3 of the Revenue and Taxation Code, relating to farmworker housing.

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.)

SENATE BILL NO. 334 (Lewis)—An act to amend Sections 550 and 1170.11 of the Penal Code, relating to insurance fraud.

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.)

SENATE BILL NO. 1138 (Johannessen)—An act to amend Section 989.5 of the Military and Veterans Code, relating to veterans, 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.)

SENATE BILL NO. 1158 (Johannessen)—An act to amend Section 987.88 of the Military and Veterans Code, relating to veterans, 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.)

SENATE BILL NO. 1365 (Ayala)—An act to add Section 19775.17 to the Government Code, relating to state employees.

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.)

SENATE BILL NO. 1417 (Knight)—An act to amend Sections 417 and 832.6 of, and to repeal Section 417.1 of, the Penal Code, relating to peace officers.

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.)

SENATE BILL NO. 1422 (Alpert)—An act to amend Sections 886 and 886.5 of the Welfare and Institutions Code, relating to minors.

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

SENATE BILL NO. 1443 (Knight)—An act to amend Section 1368 of, and to amend, repeal, and add Section 1368.02 of, the Health and Safety Code, relating to health care service plans.

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.)

SENATE BILL NO. 1460 (Maddy)—An act to amend Sections 19620, 19620.1, and 19622.3 of the Business and Professions Code, relating to fairs.

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.)

SENATE BILL NO. 1475 (Thompson)—An act to amend Sections 8496 and 8837 of the Fish and Game Code, and to amend Section 6217.1 of the Public Resources Code, relating to fish.

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.)

SENATE BILL NO. 1532 (Kelley)—An act to amend Section 21687 of the Public Utilities Code, relating to airports.

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.)

SENATE BILL NO. 1533 (Committee on Elections and Reapportionment)—An act to amend Sections 9, 2154, 3010, 7244, 7570, 7608, 7612, 7620, 7671, 7694, 7770, 7840, 7884, 10229, 10411, 10512, 10706, 12302, 13201, 15310, 15501, 15628, and 15651 of, to add Sections 7236 and 15278 to, and to repeal Sections 347, 2207, 6181, 7000, 7552, 7553, 7554, 7558, 7560, 7601, 7602, 7606, 7607, 7621, 7625, 7626, 7627, 7784, 7785, 7801, 10414, 10415, 13003, and 15273 of, the Elections Code, and to amend Section 6254.4 of the Government 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.)

SENATE BILL NO. 1613 (Solis)—An act to amend Sections 45196 and 88196 of the Education Code, relating to public school employees.

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.)

SENATE BILL NO. 1640 (**Brulte**)—An act to amend Section 41862 of the Education Code, relating to school finance, 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.)

SENATE BILL NO. 1650 (Kelley)—An act to amend Sections 3068.1, 3071, 3072, 3073, and 3074 of the Civil Code, and to amend Sections 22670 and 22851.12 of the Vehicle Code, relating to vehicles.

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

SENATE BILL NO. 1661 (Haynes)—An act to add and repeal Section 1021.1 of the Code of Civil Procedure, relating to attorney's fees, 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.)

SENATE BILL NO. 1709 (Haynes)—An act to add Section 21635.5 to the Government Code, relating to public employees.

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.)

SENATE BILL NO. 1838 (Kopp)—An act to amend Section 701.8 of the Public Utilities Code, relating to electric restructuring.

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.)

SENATE BILL NO. 1844 (Thompson)—An act to add Section 13514.5 to the Penal Code, relating to crime prevention.

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.)

SENATE BILL NO. 1940 (Peace)—An act to amend Section 5307.1 of the Labor Code, relating to workers' compensation.

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.)

SENATE BILL NO. 2074 (Schiff)—An act to amend Sections 202 and 742 of the Welfare and Institutions Code, relating to juvenile court law.

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.)

SENATE BILL NO. 2163 (Hughes)—An act to amend Sections 75033.5, 75075, 75076, 75077, 75520, and 75522 of the Government Code, relating to judges.

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.)

SENATE BILL NO. 2202 (Haynes)—An act to amend Section 13961.1 of the Government Code, relating to victims of crime, 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.)

SENATE BILL NO. 2231 (Committee on Revenue and Taxation)—An act to amend Section 25174.6 of the Health and Safety Code, and to amend Sections 41052.1, 43452, 43522, 50157, 60501, and 60503 of the Revenue and Taxation Code, relating to taxation.

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

SENATE BILL NO. 1331 (Knight)—An act to amend Sections 1247.63, 1247.64, 1247.66, 1247.95, and 1300 of the Business and Professions Code, relating to hemodialysis.

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.)

SENATE CONCURRENT RESOLUTION NO. 68 (Ayala)—Relative to World War II.

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

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

Consent Calendar Roll Call

The roll was called, and the above bills on the Consent Calendar passed, and any urgency clauses to the bills adopted, by the following vote:

AYES-72

Davis Ducheny Escutia Figueroa Firestone Floyd Frusetta Gallegos Goldsmith Havice Hertzberg Honda House	Leach Lempert Machado Margett Martinez Mazzoni McClintock Migden Miller Morrissey Morrow Murray Napolitano	Perata Poochigian Prenter Richter Runner Scott Shelley Strom-Martin Sweeney Thompson Thompson Torlakson Vincent Washington
House Kaloogian Keeley	•	
	Davis Ducheny Secutia Figueroa Firestone Floyd Frusetta Gallegos Goldsmith Havice Hertzberg Honda House Kaloogian Keeley	Oucheny Ducheny Duchen

NOES—None

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 1689

At 12:01 p.m., on motion of Assembly Member Keeley, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly concurred in Senate amendments to Assembly Bill No. 1689 by the following vote:

AYES-68

Cardoza Ackerman Keelev Oller Aguiar Cedillo Knox Ortiz Alby Cunneen Kuehl Pacheco Kuykendall Alquist Davis Perata Ducheny Aroner Leach Prenter Baca Escutia Lempert Scott Baldwin Figueroa Shelley Leonard Battin Firestone Machado Strom-Martin Baugh Floyd Margett Sweeney Bordonaro Frusetta Mazzoni Thompson Bowen Gallegos Migden Thomson Bowler Goldsmith Miller Torlakson Brewer Havice Morrissey Vincent Brown Hertzberg Morrow Washington Wayne Bustamante Honda Murray Campbell Woods House Napolitano Cardenas Kaloogian Mr. Speaker Olberg

NOES-2

Ashburn McClintock

Above bill ordered enrolled.

Davis

CALL OF THE ASSEMBLY DISPENSED WITH ON CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 135

At 12:02 p.m., on motion of Assembly Member Hertzberg, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly concurred in Senate amendments to Assembly Bill No. 135 by the following vote:

AYES-41

Aguiar	Ducheny	Knox	Strom-Martin
Alquist	Escutia	Kuehl	Sweeney
Aroner	Figueroa	Lempert	Thomson
Baca	Floyd	Mazzoni	Torlakson
Bowen	Frusetta	Migden	Vincent
Brown	Gallegos	Murray	Washington
Bustamante	Havice	Napolitano	Wayne
Cardenas	Hertzberg	Papan	Mr. Speaker
Cardoza	Honda	Perata	•
Cedillo	House	Scott	

NOFS-29

Shellev

Ackerman	Campbell	McClintock	Prenter
Alby	Firestone	Miller	Richter
Ashburn	Goldsmith	Morrissey	Runner
Battin	Kaloogian	Morrow	Thompson
Baugh	Kuykendall	Olberg	Woods
Bordonaro	Leach	Oller	
Bowler	Leonard	Pacheco	
Brewer	Margett	Poochigian	

Above bill ordered enrolled.

Keelev

CALL OF THE ASSEMBLY DISPENSED WITH ON SENATE BILL NO. 2178

At 12:03 p.m., on motion of Assembly Member Knox, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 2178 passed by the following vote:

AYES-43

Alquist	Ducheny	Kuehl	Scott
Aroner	Escutia	Kuykendall	Shelley
Baca	Figueroa	Lempert	Strom-Martin
Bowen	Firestone	Martinez	Sweeney
Brown	Floyd	Mazzoni	Thomson
Bustamante	Gallegos	Migden	Torlakson
Campbell	Havice	Morrissey	Vincent
Cardenas	Hertzberg	Murray	Washington
Cedillo	Honda	Napolitano	Wayne
Cunneen	Keeley	Ortiz	Mr. Speaker
Davis	Knox	Perata	•

NOES-20

Ackerman	Baugh	Leach	Olberg
Aguiar	Bordonaro	Margett	Poochigian
Alby	Brewer	McClintock	Prenter
Ashburn	Frusetta	Miller	Runner
Baldwin	House	Morrow	Thompson

Bill ordered transmitted to the Senate.

CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY CLAUSE TO SENATE BILL NO. 1884

At 12:04 p.m., on motion of Assembly Member Margett, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The urgency clause to Senate Bill No. 1884 adopted by the following vote:

AYES-55

Ackerman	Cardoza	Kuykendall	Poochigian
Aguiar	Cedillo	Leach	Prenter
Alby	Cunneen	Lempert	Richter
Alquist	Davis	Macĥado	Runner
Asĥburn	Ducheny	Margett	Scott
Baca	Firestone	McClintock	Shelley
Baldwin	Frusetta	Miller	Strom-Martin
Battin	Gallegos	Morrissey	Thompson
Baugh	Goldsmith	Morrow	Thomson
Bordonaro	Havice	Napolitano	Torlakson
Brewer	House	Olberg	Vincent
Bustamante	Kaloogian	Oller	Wayne
Campbell	Keeley	Ortiz	Woods
Cardenas	Knox	Papan	

NOES-7

Bowen	Honda	Mazzoni	Sweeney
Brown	Martinez	Migden	

The question being on the passage of the bill:

AYES-55

Ackerman	Cardoza	Kuykendall	Poochigian
Aguiar	Cedillo	Leach	Prenter
Alby	Cunneen	Lempert	Richter
Alquist	Davis	Macĥado	Runner
Asĥburn	Ducheny	Margett	Scott
Baca	Firestone	McClintock	Shelley
Baldwin	Frusetta	Miller	Strom-Martin
Battin	Gallegos	Morrissey	Thompson
Baugh	Goldsmith	Morrow	Thomson
Bordonaro	Havice	Napolitano	Torlakson
Brewer	House	Olberg	Vincent
Bustamante	Kaloogian	Oller	Wayne
Campbell	Keeley	Ortiz	Woods
Cardenas	Knox	Papan	

NOES-7

Bowen	Honda	Mazzoni	Sweeney
Brown	Martinez	Migden	•

Bill ordered transmitted to the Senate.

CAUCUS ANNOUNCEMENTS

Assembly Member Keeley announced that the Democratic Caucus would meet today, upon adjournment of Floor session, in the Assembly Lounge.

VOTE ADDS

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

Assembly Bill No. 1796, Concurrence: Baldwin, Bordonaro, Brown, Bustamante, Cardenas, Figueroa, Goldsmith, Havice, Machado, Martinez, Morrow, and Perata—Aye.

Assembly Bill No. 1852, Concurrence: Baldwin, Bordonaro, Bowen, Brown, Bustamante, Cardenas, Figueroa, Goldsmith, Machado, Martinez, Morrow, and Perata—Aye.

Assembly Bill No. 1891, Concurrence: Baldwin, Bordonaro, Bustamante, Campbell, Cardenas, Figueroa, Goldsmith, Machado, Martinez, Morrow, and Perata—Aye.

Assembly Bill No. 2418, Concurrence: Aguiar, Baldwin, Bordonaro, Bustamante, Campbell, Cardenas, Figueroa, Goldsmith, Machado, Martinez, and Morrow—Aye.

Assembly Bill No. 2694, Concurrence: Aguiar, Baldwin, Bordonaro, Bustamante, Campbell, Cardenas, Goldsmith, Machado, Martinez, Morrow, and Perata—Aye.

Assembly Bill No. 2702, Concurrence: Aguiar, Baldwin, Bordonaro, Bustamante, Campbell, Cardenas, Goldsmith, Machado, Martinez, Morrow, and Perata—Aye.

Assembly Bill No. 2612, Urgency and Concurrence: Baldwin, Bordonaro, Bustamante, Campbell, Cardenas, Goldsmith, Machado, Martinez, Morrow, and Perata—Aye.

Assembly Bill No. 2120, Concurrence: Baldwin, Bordonaro, Bowen, Bustamante, Campbell, Cardenas, Goldsmith, Keeley, Machado, Martinez, Morrow, and Perata—Aye.

Assembly Bill No. 1775, Concurrence: Aguiar, Baldwin, Bordonaro, Bowen, Bustamante, Campbell, Goldsmith, Machado, Morrow, and Perata—Aye; Martinez—No.

Assembly Joint Resolution No. 60, Concurrence: Baldwin, Bordonaro, Bustamante, Goldsmith, Machado, Martinez, Morrow, and Perata—Aye.

Assembly Bill No. 2704, Concurrence: Bordonaro, Bustamante, Cunneen, and Poochigian—Aye.

Assembly Bill No. 2816 and Urgency: Alby, Bordonaro, Bustamante, and Sweeney—Aye.

Assembly Constitutional Amendment No. 6: Alby, Aroner, Bordonaro, and Bustamante—Aye.

Assembly Concurrent Resolution No. 98: Alby, Bordonaro, and Bustamante—Aye.

Assembly Bill No. 2809: Ackerman, Alby, Baldwin, Bordonaro, Bustamante, Campbell, Cardoza, Havice, Hertzberg, Poochigian, and Prenter—Aye.

Senate Bill No. 1936 and Urgency: Alby, Bordonaro, Morrissey, and Poochigian—Aye.

Senate Bill No. 1556: Alby, Bordonaro, Bustamante, Campbell, Cardoza, Hertzberg, and Poochigian—Aye.

Senate Bill No. 1431: Alby, Ashburn, Baldwin, Bordonaro, Campbell, and Poochigian—Aye.

Senate Concurrent Resolution No. 71: Bordonaro, Campbell, and Hertzberg—Aye; Alby, Ashburn, Olberg, and Poochigian—No.

Senate Bill No. 1738: Alby, Ashburn, Bordonaro, Campbell, Hertzberg, and Poochigian—Aye.

Senate Bill No. 2213 and Urgency: Ashburn, Bordonaro, Campbell, Hertzberg, and Poochigian—Aye.

Senate Bill No. 1866 and Urgency: Alby, Bordonaro, Campbell, Hertzberg, Machado, and Poochigian—Aye.

Senate Bill No. 165: Alby, Bustamante, Hertzberg, and Machado—Aye.

Consent Calendar: Alby and Machado—Aye.

Assembly Bill No. 1689, Concurrence: Baldwin and Machado—Aye.

Senate Bill No. 2178: Bustamante—Aye; Alby and Poochigian—No.

MOTION TO ADJOURN

At 12:05 p.m., Assembly Member Washington moved that the Assembly do now adjourn.

Assembly Member Papan seconded the motion.

REMARKS ON CONDITION OF THE FILE

Assembly Members House and Frusetta arose to speak on the condition of the file.

FURTHER CONSIDERATION OF MOTION TO ADJOURN

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

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

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

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 7, 1998

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

Assembly Bill No. 2675

And reports the same correctly enrolled, and presented to the Governor at 2 p.m., July 7, 1998.

E. DOTSON WILSON, Chief Clerk

MESSAGES FROM THE GOVERNOR

The following veto message from the Governor was received and ordered printed in the Journal and the bill ordered to the unfinished business file:

Veto Message—Assembly Bill No. 2675

Governor's Office, Sacramento July 7, 1998

To the Members of the California Assembly:

I am returning Assembly Bill No. 2675 without my signature.

This bill would reduce the State Sales Tax by one quarter of 1 percent for one year.

Californians deserve a permanent and meaningful tax cut.

Cordially,

PETE WILSON

RECEIPT

I acknowledge receipt this 7th day of July 1998, at 2:03 p.m., of Assembly Bill No. 2675, without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Karen Morgan.

RALPH ROMO Acting Chief Clerk of the Assembly

RESOLUTIONS

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 178—Pacheco (Senator Haynes, coauthor). Relative to the City of Riverside.

AUTHOR'S AMENDMENTS Committee on Appropriations

July 7, 1998

Mr. Speaker: The Chair of your Committee on Appropriations reports: Senate Bill No. 1222

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

MIGDEN, Chairwoman

SENATE BILL NO. 1222—An act to amend Section 14611 of, and to add Chapter 13.2 (commencing with Section 75200) to part 2 of Division 22 of, the Food and Agricultural Code, relating to the California Fertilizer Research and Education Commission, 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 AMENDMENTSCommittee on Higher Education

July 7, 1998

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

Senate Concurrent Resolution No. 92

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

LEMPERT, Chairman

SENATE CONCURRENT RESOLUTION NO. 92—Relative to the proposed City of Chula Vista site as a future University of California campus.

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

REPORTS OF STANDING COMMITTEES Committee on Utilities and Commerce

Date of Hearing: June 29, 1998

Mr. Speaker: Your Committee on Utilities and Commerce reports: Senate Bill No. 378

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

MARTINEZ, Chairwoman

Above bill ordered to second reading.

Date of Hearing: June 29, 1998

Mr. Speaker: Your Committee on Utilities and Commerce reports:

Senate Bill No. 405

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.

MARTINEZ, Chairwoman

Above bill ordered to second reading.

Date of Hearing: June 29, 1998

Mr. Speaker: Your Committee on Utilities and Commerce reports:

Senate Bill No. 2166

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

MARTINEZ, Chairwoman

Above bill ordered to second reading.

Committee on Consumer Protection, Governmental Efficiency and Economic Development

Date of Hearing: June 30, 1998

Mr. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 1466

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.

DAVIS, Chairwoman

Above bill ordered to second reading.

Date of Hearing: June 30, 1998

Mr. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 1373

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

DAVIS, Chairwoman

Above bill ordered to second reading.

Date of Hearing: June 30, 1998

Mr. Speaker: Your Committee on Consumer Protection, Governmental Efficiency and Economic Development reports:

Senate Bill No. 149
Senate Bill No. 648
Senate Bill No. 648
Senate Bill No. 1930
Senate Bill No. 1984
Senate Bill No. 1984

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

DAVIS, Chairwoman

Above bills ordered to second reading.

Committee on Health

Date of Hearing: June 30, 1998

Mr. Speaker: Your Committee on Health reports:

Assembly Concurrent Resolution No. 155

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

GALLEGOS, Chairman

Above resolution ordered to second reading.

INTRODUCTION OF GUESTS

Assembly Member Oller, of the 4th Assembly District, introduced Karina Cappidona, of Granite Bay.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Washington, the Assembly adjourned until 10 a.m., Wednesday, July 8, 1998, out of respect to the memory of Councilman Don Schultze, on motion of Assembly Member Havice; and out of respect to the memory of Anna Beatrice McNeal Kruse, on motion of Assembly Member Napolitano.

ANTONIO R. VILLARAIGOSA, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JULY 7, 1998

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

ACA	RN	SB	RN
32	9813061	1757	9815107
	D. 1.	1800	9815395
ACR	RN	1809	9815128
20	9815358	1851	9815159
SB	RN	1874	9815359
		1880	9815302
12	9815301	1896	9815354
27	9815420	1912	9815286
86	9815183	1923	9815193
121	9815160	1946	9815366
237	9815326	1963	9815288
971	9814397	1968	9815316
1222	9815296	2005	9815075
1401	9814982	2042	9815289
1418	9815203	2045	9815300
1439	9815071	2048	9815169
1456	9815290	2055	9815170
1481	9815282	2068	9815343
1497	9815241	2132	9815303
1505	9814926	2159	9815299
1542	9815163	2190	9815386
1559	9815074	2196	9815390
1560	9815067	2198	9815431
1561	9815298	2200	9815287
1623	9814983	2215	9815166
1642	9815187	a a=	
1675	9815304	SCR	RN
1691	9815240	92	9814934
1715	9815257		
1752	9815146		
	D 9 75 4 1	5 0	

Daily Total: 52 Cumulative Total: 7139