

CALIFORNIA LEGISLATURE
2001-02 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Saturday, July 14, 2001

ONE HUNDRED SIXTH SESSION DAY

TWO HUNDRED TWENTY-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
Saturday, July 14, 2001

The Assembly met at 4 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 Strickland moved a quorum call of the Assembly. Motion carried. Time, 4:01 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 4:08 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—79:

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

PRAYER

Upon invitation of Speaker pro Tempore Keeley, the following prayer was offered by Assembly Member Bill Campbell, of the 71st Assembly District:

Eternal God, Let us enter this new day assured of Your steadfast love and dedicated to loyal service to the people of this state.

May we strive to have our words related to our deeds. Let our thinking be sharp, our lives seeking the goal of integrity and our actions decisive and courageous.

May we think deeply upon minute problems, but ever have our horizons expand.

In our Lord's name.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Keeley, Assembly Member Dutra then led the Assembly in the pledge of allegiance to the Flag.

MOTION TO DISPENSE WITH READING OF THE JOURNAL

Further reading of the Journal of the previous legislative day was dispensed with on motion of Assembly Member Shelley, seconded by Assembly Member Cox.

LEAVES OF ABSENCE FOR THE DAY

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

COMMUNICATIONS

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

July 12, 2001

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

RE: Appointment of Barbara Johnson
to Bipartisan California Commission on
Internet Political Practices

Dear Mr. Wilson: Please be advised I have appointed Ms. Barbara Y. Johnson to the Bipartisan California Commission on Internet Political Practices. This is a term appointment starting July 12, 2001 and the expiration date is January 1, 2002.

Very truly yours,

ROBERT M. HERTZBERG
Speaker of the Assembly

July 12, 2001

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

RE: Appointment of Larry Renner
to Respiratory Care Board of California

Dear Mr. Wilson: Please be advised I have appointed Mr. Larry L. Renner to the Respiratory Care Board of California. This is a term appointment starting July 12, 2001 and the expiration date is May 31, 2003.

Very truly yours,

ROBERT M. HERTZBERG
Speaker of the Assembly

SPECIAL COMMITTEE MEETINGS

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

Public Safety, on Thursday, July 19, 2001;
Natural Resources, on Thursday, July 19, 2001, upon adjournment of Floor Session;
Education on July 16, 2001;
Housing and Community Development, on July 19, 2001, upon adjournment of Floor Session, in Room 127;
Public Employees, Retirement and Social Security, on Wednesday, July 18, 2001.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 13, 2001

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

Assembly Bill No. 27
Assembly Bill No. 133
Assembly Bill No. 477
Assembly Bill No. 486

Assembly Bill No. 614
Assembly Bill No. 735
Assembly Bill No. 1180

And reports the same correctly enrolled, and presented to the Governor on the 13th day of July, 2001, at 2 p.m.

E. DOTSON WILSON, Chief Clerk

AUTHOR'S AMENDMENTS Committee on Appropriations

July 14, 2001

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

Senate Bill No. 568
Senate Bill No. 672

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

MIGDEN, Chairwoman

SENATE BILL NO. 568—An act to amend Section 38047.5 of the Education Code, and to amend Section 27316 of the Vehicle Code, relating to vehicles.

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

SENATE BILL NO. 672—An act to amend Section 10620 of, and to add Section 10013 to, the Water Code, relating to water.

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

AUTHOR'S AMENDMENTS
Committee on Utilities and Commerce

July 14, 2001

Mr. Speaker: The Chair of your Committee on Utilities and Commerce reports:
Senate Bill No. 201

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

WRIGHT, Chairman

SENATE BILL NO. 201—An act to amend and repeal Section 309.5 of the Public Utilities Code, relating to public utilities, and making an appropriation therefor.

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

AUTHOR'S AMENDMENTS
Committee on Banking and Finance

July 14, 2001

Mr. Speaker: The Chair of your Committee on Banking and Finance reports:
Senate Bill No. 773

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

PAPAN, Chairman

SENATE BILL NO. 773—An act to add Division 1.2 (commencing with Section 4050) to the Financial Code, relating to financial privacy.

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

AUTHOR'S AMENDMENTS
Committee on Appropriations

July 14, 2001

Mr. Speaker: The Chair of your Committee on Appropriations reports:
Senate Bill No. 508

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

MIGDEN, Chairwoman

SENATE BILL NO. 508—An act to amend Sections 44395, 44735, 51222, 52904, 69532, and 69613.5 of, to add Sections 172587.1, 51134, 51144, and 99227 to, to add Chapter 1.5 (commencing with Section 100) to Part 1 of, Article 7.6 (commencing with Section 44579.5) to Chapter 3 of Part 25 of, Article 8.5 (commencing with Section 44592) to Chapter 3 of Part 25 of, Article 10.2 (commencing with Section 44643.5) to Chapter 3 of Part 25 of, and to add Article 10 (commencing with Section 54770) to Chapter 9 of Part 29 of, the Education Code, relating to education.

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

REPORTS OF STANDING COMMITTEES**Committee on Appropriations**

Date of Hearing: July 11, 2001

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 20

Senate Bill No. 700

Senate Bill No. 37

Senate Bill No. 1026

Senate Bill No. 209

Senate Bill No. 1211

Senate Bill No. 234

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

MIGDEN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: July 11, 2001

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 215

With the recommendation: Do pass, as amended.

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

MIGDEN, Chairwoman

Above bill ordered to second reading.

Committee on Education

Date of Hearing: July 11, 2001

Mr. Speaker: Your Committee on Education reports:

Senate Bill No. 844

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

STROM-MARTIN, Chairwoman

Above bill ordered to second reading.

Date of Hearing: July 10, 2001

Mr. Speaker: Your Committee on Education reports:

Senate Bill No. 740

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

STROM-MARTIN, Chairwoman

Above bill ordered to second reading.

Committee on Insurance

Date of Hearing: July 11, 2001

Mr. Speaker: Your Committee on Insurance reports:

Senate Bill No. 523

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

CALDERON, Chairman

Above bill ordered to second reading.

Committee on Business and Professions

Date of Hearing: July 10, 2001

Mr. Speaker: Your Committee on Business and Professions reports:

Senate Bill No. 1085

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

CORREA, Chairman

Above bill ordered to second reading.

Committee on Revenue and Taxation

Date of Hearing: July 9, 2001

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

Senate Bill No. 445

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

CORBETT, Chairwoman

Above bill ordered to second reading.

Date of Hearing: July 9, 2001

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

Senate Bill No. 882

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

CORBETT, Chairwoman

Above bill ordered to second reading.

Committee on Agriculture

Date of Hearing: July 11, 2001

Mr. Speaker: Your Committee on Agriculture reports:

Senate Bill No. 870

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

MATTHEWS, Chairwoman

Above bill ordered to second reading.

Committee on Local Government

Date of Hearing: July 11, 2001

Mr. Speaker: Your Committee on Local Government reports:

Senate Bill No. 213

Senate Bill No. 520

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

WIGGINS, Chairwoman

Above bills ordered to second reading.

Date of Hearing: July 11, 2001

Mr. Speaker: Your Committee on Local Government reports:

Senate Bill No. 883

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

WIGGINS, Chairwoman

Above bill ordered to second reading.

Committee on Human Services

Date of Hearing: July 10, 2001

Mr. Speaker: Your Committee on Human Services reports:

Senate Bill No. 390

Senate Bill No. 432

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

ARONER, Chairwoman

Above bills ordered to second reading.

Committee on Local Government

Date of Hearing: July 11, 2001

Mr. Speaker: Your Committee on Local Government reports:

Senate Bill No. 197

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

WIGGINS, Chairwoman

Above bill ordered to second reading.

Committee on Transportation

Date of Hearing: July 9, 2001

Mr. Speaker: Your Committee on Transportation reports:

Senate Bill No. 237

Senate Bill No. 255

Senate Bill No. 964

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

DUTRA, Chairman

Above bills ordered to second reading.

Date of Hearing: July 9, 2001

Mr. Speaker: Your Committee on Transportation reports:

Senate Bill No. 290

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

DUTRA, Chairman

Above bill ordered to second reading.

Committee on Local Government

Date of Hearing: July 11, 2001

Mr. Speaker: Your Committee on Local Government reports:

Senate Bill No. 221

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

WIGGINS, Chairwoman

Above bill ordered to second reading.

Date of Hearing: July 11, 2001

Mr. Speaker: Your Committee on Local Government reports:

Senate Bill No. 655

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

WIGGINS, Chairwoman

Above bill ordered to second reading.

Committee on Transportation

Date of Hearing: July 9, 2001

Mr. Speaker: Your Committee on Transportation reports:

Senate Bill No. 779

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.

DUTRA, Chairman

Above bill ordered to second reading.

Committee on Business and Professions

Date of Hearing: July 10, 2001

Mr. Speaker: Your Committee on Business and Professions reports:

Senate Bill No. 722

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

CORREA, Chairman

Above bill ordered to second reading.

Committee on Rules

Date of Hearing: July 12, 2001

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 90

With the recommendation: Be adopted, as amended.

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

CARDOZA, Chairman

Above resolution ordered on file.

JOINT RULE 62(a) WAIVED

Assembly Member Shelley was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 201 for hearing in the Committee on Utilities and Commerce on Monday, July 16, 2001, at 1 p.m.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 361, on request of Assembly Member Shelley.**CAUCUS ANNOUNCEMENTS**

At 4:12 p.m., by unanimous consent, the Democratic Caucus was permitted to meet in the Assembly Lounge, and the Republican Caucus was permitted to meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 4:13 p.m., Speaker pro Tempore Keeley declared the Assembly recessed.

RECONVENED

At 6:20 p.m., the Assembly reconvened.

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

CONSIDERATION OF DAILY 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 Bill No. 1125, ordered to third reading.**SECOND READING OF SENATE BILLS**

SENATE BILL NO. 1041—An act to add Section 4716 to the Probate Code, relating to health facilities.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 454—An act to amend Sections 106, 9095, and 10198.6 of the Insurance Code, relating to insurance.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 455—An act to repeal and add Section 2417 of the Business and Professions Code, to amend Section 1383.15 of the Health and Safety Code, and to amend Section 10192.55 of, and to add Section 10232.65 to, the Insurance Code, relating to health care.

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. 231—An act to add Section 14115.8 to, and to add and repeal Sections 14115.9 and 14115.10 of, the Welfare and Institutions Code, relating to Medi-Cal.

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. 189—An act to amend, repeal, and add Section 1102.6 of, and to add and repeal Sections 1102.18 and 1940.7.5 of, the Civil Code, relating to controlled substance releases.

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. 195—An act to amend Sections 23010, 26529, 26802.5, and 60204 of the Government Code, relating to counties and districts.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 497—An act to amend Sections 65850.5, 66473.1, 66475.1, and 66475.2 of the Government Code, relating to energy conservation.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 539—An act to amend Section 53753 of the Government Code, and to amend Section 35469.6 of the Streets and Highways Code, relating to local agency assessments.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 720—An act to amend Sections 14087.961 and 14087.969 of the Welfare and Institutions Code, relating to health care.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 57—An act to amend Sections 44225.6, 44227, 44274.2, 44275.3, 44275.4, 44305, 44322, 44393, 44452, 44453, 44454, and 44456 of, to add Section 44399 and 44468 to, and to repeal Sections 44226, 44227.2, 44227.3, 44239.5, 44252.6, 44255.5, 44259.05, and 44285 of, the Education Code, relating to teacher credentialing.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 63—An act to amend Sections 1625, 1625.5, 1676, and 1749 of the Insurance Code, relating to insurance, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 122—An act to amend Sections 18151, 18152, 18153, and 18253.5 of the Health and Safety Code, relating to mobilehomes, and making an appropriation therefor.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 140—An act to amend Sections 2330 and 2620.2 of, to repeal Section 2629 of, and to add Sections 2320.1 and 2320.2 to, the Probate Code, relating to guardianship and conservatorship.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 148—An act to add Section 14672.98 to the Government Code, relating to state property.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 298—An act to amend Sections 2725.1, 2746.51, 4040, 4060, 4061, 4076, 4170, and 4175 of the Business and Professions Code, and to amend Sections 11026 and 11150 of the Health and Safety Code, relating to nurse-midwives.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 333—An act to add Article 2.7 (commencing with Section 11174.4) to Chapter 2 of Title 1 of Part 4 of the Penal Code, relating to seniors.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 420—An act to add Section 33042 to the Education Code, relating to the State Board of Education.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 477—An act to amend Sections 5091.10, 5091.15, and 5091.25 of the Public Resources Code, relating to parks and recreation.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 526—An act to amend Sections 25299.37.1, 25299.39.1, and 25299.77 of the Health and Safety Code, relating to underground storage tanks.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 563—An act to amend Section 5058 of, and to add Sections 5058.1, 5058.2, and 5058.3 to, the Penal Code, relating to the administration of prisons and parole.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 578—An act to amend Section 12020 of the Penal Code, relating to weapons.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 759—An act to amend Section 14556.26 of the Government Code, and to amend Sections 182.6, 182.7, and 182.8 of the Streets and Highways Code, relating to transportation.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1105—An act to add Section 56341.1 to, and to repeal and add Section 56341 of, the Education Code, relating to special education.

Bill read second time, and ordered to Consent Calendar.

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

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 Jobs, Economic Development and the Economy.

SENATE BILL NO. 594—An act to add Chapter 13 (commencing with Section 6292) to Part 1 of Division 4 of the Food and Agricultural Code, relating to pest control, and declaring the urgency thereof, to take effect immediately.

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

SENATE BILL NO. 214—An act to amend Sections 1090, 35120, and 72425 of the Education Code, relating to school boards.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1058—An act to amend and repeal Section 8922 of the Education Code, relating to teenage pregnancy prevention, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 392—An act to amend Section 12233 of, and to repeal Sections 12170 and 14760 of, the Government Code, and to amend Section 2807 of the Penal Code, relating to state agencies and officers.

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

SENATE BILL NO. 859—An act to add Section 14066.5 to, and to add Article 2.93 (commencing with Section 14091.25) to Chapter 7 of Part 3 of Division 9 of, the Welfare and Institutions Code, relating to disease management.

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. 1093—An act to add Chapter 2.5 (commencing with Section 2220) to Division 3 of the Fish and Game Code, relating to wild animals, and making an appropriation therefor.

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

SENATE BILL NO. 586—An act to add Section 5004.5 to the Public Resources Code, relating to parks and recreation.

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

SENATE BILL NO. 1177—An act to add Section 5006.42 to the Public Resources Code, relating to parks and recreation.

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

SENATE BILL NO. 788—An act to add Chapter 1.52 (commencing with Section 5094.70) to Division 5 of the Public Resources Code, relating to river parkways.

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

SENATE BILL NO. 287—An act to amend Section 8154 of the Education Code, relating to apprenticeship education.

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. 1158—An act to amend Section 25201.14 of, and to add Section 25201.16 to, the Health and Safety Code, relating to hazardous waste.

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

BILLS REMOVED FROM CONSENT CALENDAR

The following bill was removed from the Consent Calendar, and placed on the third reading file, pursuant to Joint Rule 22.2:

Senate Bill No. 57, on request of Assembly Member Shelley.

PRIVILEGES OF THE FLOOR

Assembly Member Briggs was granted unanimous consent that the privileges of the Floor be granted to his son, Cameron H. Briggs, during today's Floor Session.

Assembly Member Calderon was granted unanimous consent that the privileges of the Floor be granted to his daughter, Victoria Calderon, during today's Floor Session.

Assembly Member Diaz was granted unanimous consent that the privileges of the Floor be granted to his wife, Sandra Avila-Diaz, during today's Floor Session.

MEMBERS EXCUSED FOR COMMITTEE MEETING

At 6:29 p.m., by unanimous consent, the members of the Committee on Rules 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.

RECESS

By unanimous consent, at 6:33 p.m., Speaker pro Tempore Keeley declared the Assembly recessed.

RECONVENED

At 6:37 p.m., the Assembly reconvened.

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

REFERENCE OF BILLS TO COMMITTEE

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

Assembly Concurrent

<i>Resolution No.</i>	<i>Committee</i>
95 -----	Trans.

Assembly Joint

<i>Resolution No.</i>	<i>Committee</i>
20 -----	G.O.

Senate Joint

<i>Resolution No.</i>	<i>Committee</i>
20 -----	Nat. Res.

REPORTS OF STANDING COMMITTEES

Committee on Rules

July 14, 2001

Mr. Speaker: Your Committee on Rules recommends that the requests to suspend Joint Rule 61(a)(9), as it relates to the following bills be granted:

Senate Bills Nos. 27, 1054, and 1098.

CARDOZA, Chairman

July 14, 2001

Mr. Speaker: Your Committee on Rules recommends that the request to suspend Joint Rule 61(a)(9), as it relates to the following bill be granted:

Assembly Bill No. 895.

CARDOZA, Chairman

**REQUEST FOR UNANIMOUS CONSENT TO SUSPEND
ASSEMBLY RULE 78**

Assembly Member Cox requested unanimous consent to suspend Assembly Rule 78 for the purpose of permitting consideration of Senate Bills Nos. 733 and 736 prior to the one-day notice requirement to remove a bill from the inactive file.

Assembly Member Shelley withheld unanimous consent.

**MOTION TO SUSPEND ASSEMBLY RULE 78 AS IT RELATES TO
SENATE BILL NO. 733**

Assembly Member Cox moved to suspend Assembly Rule 78 to permit consideration of Senate Bill No. 733 prior to the one-day notice requirement to remove the bill from the inactive file.

Assembly Member Strickland seconded the motion.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 6:39 p.m.

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

**MOTION TO SUSPEND ASSEMBLY RULE 78 AS IT RELATES TO
SENATE BILL NO. 736**

Assembly Member Cox moved to suspend Assembly Rule 78 to permit consideration of Senate Bill No. 736 prior to the one-day notice requirement to remove the bill from the inactive file.

Assembly Member Strickland seconded the motion.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 6:41 p.m.

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

**CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS
CONSIDERATION OF SENATE AMENDMENTS**

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

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—52

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

NOES—15

Aanestad	Campbell, John	Hollingsworth	Runner
Ashburn	Cogdill	Kelley	Wyman
Bates	Daucher	Leslie	Zettel
Campbell, Bill	Harman	Mountjoy	

Above resolution ordered enrolled.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Assembly Bill No. 132, on request of Assembly Member Horton.

**CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
CONSIDERATION OF SENATE AMENDMENTS**

ASSEMBLY BILL NO. 230 (Goldberg)—An act to amend Sections 45113 and 88013 of the Education Code, relating to classified school employees.

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—53

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

NOES—23

Aanestad	Campbell, John	Kelley	Runner
Ashburn	Cogdill	La Suer	Strickland
Bates	Cox	Leach	Wyland
Bogh	Daucher	Maddox	Wyman
Briggs	Harman	Mountjoy	Zettel
Campbell, Bill	Hollingsworth	Pacheco, Rod	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1061 (Dickerson)—An act to amend Section 49423 of the Education Code, relating to pupil health.

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—77

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

NOES—None

Above bill ordered enrolled.

THIRD READING OF SENATE BILLS

SENATE BILL NO. 838 (Scott)—An act to amend Sections 87458 and 87470 of the Education Code, relating to community colleges.

Bill read third time.

Motion to Amend

Assembly Member Alquist moved the adoption of amendments.

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

SENATE BILL NO. 690 (Costa)—An act to amend Section 185032 of, and to add Section 185037 to, the Public Utilities Code, relating to the High-Speed Rail Authority.

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

Bill passed by the following vote:

AYES—63

Alquist	Diaz	Liu	Richman
Aroner	Dickerson	Longville	Salinas
Bates	Dutra	Lowenthal	Shelley
Calderon	Florez	Maddox	Simitian
Canciamilla	Frommer	Matthews	Steinberg
Cardoza	Goldberg	Migden	Strickland
Cedillo	Harman	Mountjoy	Strom-Martin
Chan	Havice	Nakano	Thomson
Chavez	Hollingsworth	Nation	Vargas
Chu	Horton	Negrete McLeod	Washington
Cogdill	Jackson	Oropeza	Wesson
Cohn	Keeley	Pacheco, Robert	Wiggins
Corbett	Kehoe	Papan	Wright
Correa	Kelley	Pavley	Zettel
Cox	Koretz	Pescetti	Mr. Speaker
Daucher	Leslie	Reyes	

NOES—10

Ashburn	Campbell, Bill	Maldonado	Wyman
Bogh	Campbell, John	Pacheco, Rod	
Briggs	La Suer	Wayne	

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 690: Assembly Member Maldonado, from “Aye” to “No”.

Bill ordered transmitted to the Senate.

SENATE BILL NO. 479 (Burton)—An act to amend Section 6140.9 of, and to add Article 15 (commencing with Section 6230) to Chapter 4 of Division 3 of, the Business and Professions Code, relating to attorneys.

Bill read third time.

**Hertzberg Amendments as Presented by
Assembly Member Aroner**

Assembly Member Aroner moved the adoption of amendments.

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

SENATE BILL NO. 123 (Escutia)—An act to amend Sections 140 and 141 of the Labor Code, relating to the Department of Industrial Relations.

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

Bill passed by the following vote:

AYES—49

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

NOES—27

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

Bill ordered transmitted to the Senate.

CONSIDERATION OF CONSENT CALENDAR

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

Consent Calendar—Senate Bills

SENATE BILL NO. 125 (Alpert)—An act to add Section 1748.95 to the Civil Code, to add Section 4002 to, and to add Article 6 (commencing with Section 22470) to Chapter 2 of Division 9 of the Financial Code, to amend Section 7480 of the Government Code, and to add Section 530.8 to the Penal Code, relating to identity theft.

Bill read third time.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 7:04 p.m.

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

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

SENATE BILL NO. 739 (Chesbro)—An act to add and repeal Section 14057 of the Government Code, relating to transportation, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Cardenas moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

CONSIDERATION OF SENATE BILL NO. 739 BY UNANIMOUS CONSENT

Assembly Member Cardenas was granted unanimous consent to take up Senate Bill No. 739 without reference to file, for purpose of consideration.

SENATE BILL NO. 739 (Chesbro)—An act making appropriations 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, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read.

Request for Use of Visual Aids

Assembly Member Reyes requested unanimous consent to use visual aids on the Floor to assist in debate.

Assembly Member Wyman withheld unanimous consent.

Request to Read Paper on Floor

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

Point of Order

Assembly Member Robert Pacheco arose to the following point of order:

Assembly Rule 66.7(b)(1) states that no Budget bill may be voted on the floor of the Assembly unless it balances expenditures with anticipated revenues and it is his opinion that the anticipated revenues in Senate Bill No. 739 do not equal the balances of expenditures.

Ruling by Speaker pro Tempore Keeley

The Speaker pro Tempore ruled that the Budget bill before the Body has a \$6.935 billion carryover from fiscal year 2000–01, and contemplates \$75.158 billion revenues, exclusive of the \$6.935 billion carryover. The total of those figures is a total revenue of \$82.091 billion and total expenditures of \$79.159 billion. Therefore, the budget before the Body is balanced, and in compliance with Assembly Rule 66.7(b)(1).

Point of Order

Assembly Member Robert Pacheco arose to the following point of order:

Assembly Rule 66.7(b)(2) states that no Budget bill may be voted upon on the floor of the Assembly unless it provides for a General Fund reserve of not less than 3 percent of the total of all General Fund appropriations made in the Budget bill for the fiscal year. The Budget bill before the Body has additional expenditures of \$76 million. The reserve of \$2.3 billion minus \$76 million in additional expenditures leaves a reserve of \$2.225 billion. That is a reserve of 2.8 percent and is therefore not in compliance with the 3 percent reserve requirement.

Ruling by Speaker pro Tempore Keeley

The Speaker pro Tempore ruled that the total General Fund appropriations contained in the Budget bill before the Body are \$57.057 billion. The remaining expenditures are ongoing statutory appropriations of \$18.9 billion and ongoing constitutional appropriations of \$2.7 billion, neither of which are subject to the Budget bill. A 3 percent reserve on this Budget bill is \$1.7 billion. This Budget bill contains \$.7 billion liquidated encumbrances, \$100 million litigation set-aside, and \$2.133 billion for economic uncertainties for a combined total of \$2.934 billion. This represents a 5.1 percent reserve when tested against the requirement in the Rules and therefore, Senate Bill No. 739 is in compliance with the requirements of Assembly Rule 66.7(b)(2).

Parliamentary Inquiry

Assembly Member John Campbell arose to the following parliamentary inquiry:

Did the Chair state that the reserve threshold is \$1.7 billion, and if so, \$1.7 billion is 3 percent of what figure?

Reply by Speaker pro Tempore Keeley

The Speaker pro Tempore replied that Assembly Rule 66.7(b)(2) requires that there be a 3 percent reserve of all General Fund appropriations made in the Budget bill for the fiscal year. The total general fund appropriations in the Budget bill total \$57 billion. The remaining expenditures are ongoing statutory and ongoing constitutional appropriations and are not included in the calculation of General Fund appropriations made in the Budget bill. Those expenditures are exclusive of the appropriations made in the Budget bill.

Point of Order

Assembly Member John Campbell arose to the following point of order:

The Chair has used a different calculation than the last time the point of order was raised.

Point of Order

Assembly Member Shelley arose to the following point of order:

The Chair has ruled on the points of order raised by Assembly Member Robert Pacheco and a motion to appeal from the Decision of the Chair has been made.

Ruling by Speaker pro Tempore Keeley

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

Motion to Appeal from the Decision of the Chair

Assembly Member Robert Pacheco moved to appeal from the decision of the Chair.

Assembly Member Strickland seconded the motion.

The question being: Shall the decision of the Chair that Senate Bill No. 739 is in compliance with Assembly Rule 66.7(b)(1) be overruled?

The roll was opened and the decision of the Chair sustained by the following vote:

AYES—29

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

NOES—50

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

Vote Changes

By unanimous consent, the following vote changes were permitted on the Robert Pacheco motion to appeal from the Decision of the Chair: Assembly Members Correa and Koretz, from "Aye" to "No".

Motion to Appeal from the Decision of the Chair

Assembly Member Robert Pacheco moved to appeal from the decision of the Chair.

Assembly Member Strickland seconded the motion.

The question being: Shall the decision of the Chair that Senate Bill No. 739 is in compliance with Assembly Rule 66.7(b)(2) be overruled?

The roll was opened and the decision of the Chair sustained by the following vote:

AYES—29

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

NOES—50

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

Further Consideration of Senate Bill No. 739

The question being on the adoption of the urgency clause.

Urgency clause refused adoption by the following vote:

AYES—52

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

NOES—27

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

**Motion to Reconsider Urgency Clause to Senate Bill No. 739
on Next Legislative Day**

Assembly Member Cardenas moved to reconsider on the next legislative day the vote whereby the urgency clause to Senate Bill No. 739 was this day refused adoption.

Senate Bill No. 739 ordered to the unfinished business file.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
COX MOTION TO SUSPEND ASSEMBLY RULE 78**

At 8:51 p.m., on motion of Assembly Member Wyman, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Cox motion to suspend Assembly Rule 78 as it relates to Senate Bill No. 733 lost by the following vote:

AYES—30

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

NOES—None

Objection to Vote Adds and Changes

Assembly Member Wyman withheld unanimous consent on any requests for vote adds or vote changes on the roll call vote taken on this day on the Cox motion to suspend Assembly Rule 78 as it relates to Senate Bill No. 733.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
COX MOTION TO SUSPEND ASSEMBLY RULE 78**

At 8:51 p.m., on motion of Assembly Member Wyman, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Cox motion to Suspend Assembly Rule 78 as it relates to Senate Bill No. 736 lost by the following vote:

AYES—27

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

NOES—1

Migden

Objection to Vote Adds and Changes

Assembly Member Wyman withheld unanimous consent on any requests for vote adds or vote changes on the roll call vote taken on this day on the Cox motion to suspend Assembly Rule 78 as it relates to Senate Bill No. 736.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
THE CONSENT CALENDAR**

At 8:52 p.m., on motion of Assembly Member Wayne, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with, and the following items on the Consent Calendar were read:

SENATE BILL NO. 125 (Alpert)—An act to add Section 1748.95 to the Civil Code, to add Section 4002 to, and to add Article 6 (commencing with Section 22470) to Chapter 2 of Division 9 of the Financial Code, to amend Section 7480 of the Government Code, and to add Section 530.8 to the Penal Code, relating to identity theft.

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. 205 (McPherson)—An act to amend Sections 1282.3 and 5536 of the Business and Professions Code, to amend Sections 670, 1036.2, and 1350 of the Evidence Code, to amend Section 11019.9 of the Government Code, to amend Sections 11362.9, 11372.7, 11550, 11573.5, 42400.1, 42400.2, 42400.3, 42402.1, 42402.2, 42402.3, and 109580 of the Health and Safety Code, to amend Sections 28, 182, 186.11, 186.22, 186.26, 243.1, 312.1, 320.5, 368, 466, 481.1, 530.7, 593d, 593e, 645, 646.93, 666.7, 667.7, 670, 778a, 933.06, 1170.11, 1174.4, 1203.044, 1203.097, 1280.1, 2677, 2717.4, 3000, 3000.1, 3058.9, 4011.1, 6008, 6126.5, 6236, 7012, 11180, 11418, 12022.53, 12094, 12288, and 13519.4 of, to amend and renumber Sections 113, 597.2, 1511, and 5058.5 of, and to amend and renumber the heading of Title 10.5 (commencing with Section 14150) of Part 4 of, the Penal Code, to amend Section 19705 of the Revenue and Taxation Code, to amend Sections 1808.21, 13202.4, and 22658.1 of the Vehicle Code, and to amend Sections 302, 319.1, 367, 602, 635.1, and 5270.55 of, to amend and renumber Sections 602.5 and 730.7 of, and to amend and renumber the heading of Article 18.5 (commencing with Section 743) of Chapter 2 of Part 1 of Division 2 of, the Welfare and Institutions Code, relating to crime.

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. 1183 (Committee on Revenue and Taxation)—An act to amend Sections 2189.5, 2189.6, 3101, 3102, 3692, 3793.1, 4911, and 4911.1 of, and to add Section 3698.8 to, the Revenue and Taxation Code, relating to taxation.

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. 1188 (Committee on Health and Human Services)—An act to add and repeal Section 24177.5 of the Health and Safety Code, relating to medical experiments, 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 JOINT RESOLUTION NO. 4 (Soto)—Relative to public employees' retirement.

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

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

SENATE CONCURRENT RESOLUTION NO. 17 (Costa)—Relative to the Department of Transportation.

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—79

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

NOES—None

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS (RESUMED)

MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Senate Bills Nos. 1187, 75, and 347, were continued until the next legislative day.

BILLS RETURNED TO THIRD READING FILE

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

Senate Bill No. 733, on request of Assembly Member Cox;

Senate Bill No. 736, on request of Assembly Member Cox.

CAUCUS ANNOUNCEMENTS

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

ADJOURN IN MEMORY

Assembly Member Bill Campbell was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Shawn Barrera, of Orange.

Assembly Member Corbett was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Ellen Geis, of San Leandro.

VOTE ADDS

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

Assembly Joint Resolution No. 1, Concurrence: Cedillo, Nation, and Simitian—Aye; Aanestad, Bates, Daucher, Kelley, Mountjoy, and Zettel—No.

Assembly Bill No. 230, Concurrence: Cedillo, Nation, and Simitian—Aye; Briggs, Daucher, Kelley, Mountjoy, Wyland, and Zettel—No.

Assembly Bill No. 1061, Concurrence: Cedillo, Mountjoy, Nation, Simitian, and Zettel—Aye.

Senate Bill No. 690: Cedillo and Nation—Aye; Briggs and Wayne—No.

Senate Bill No. 123: Cedillo, Nation, and Simitian—Aye; Briggs, Cox, Kelley, Maldonado, Wyland, and Zettel—No.

Senate Bill No. 739, Robert Pacheco Appeal from Decision of the Chair: Havice—No.

MOTION TO ADJOURN

At 8:54 p.m., Assembly Member Aroner moved that the Assembly do now adjourn.

Assembly Member Chan seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 8:55 p.m., Speaker pro Tempore Keeley declared the quorum call of the Assembly dispensed with.

ADJOURNMENT

At 8:56 p.m., pursuant to the motion by Assembly Member Aroner, the Assembly adjourned until 11 a.m., Monday, July 16, 2001, or upon Call of the Speaker, out of respect to the memory of Shawn Barrera, on motion of Assembly Member Bill Campbell; and out of respect to the memory of Ellen Geis, on motion of Assembly Member Corbett.

ROBERT M. HERTZBERG, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JULY 14, 2001

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

SB	RN	
189	0117990	
201	0118160	
231	0117538	
287	0117555	
392	0118149	
455	0117076	
479	0117656	
508	0118314	
568	0117852	
586	0117968	
594	0117942	
672	0117858	
739	0118357	
773	0118337	
788	0117943	
838	0116450	
859	0117648	
1044	0117508	
1093	0117975	
1158	0117449	
1177	0117944	
Daily Total:		21
Cumulative Total:		2523

O