

CALIFORNIA LEGISLATURE
2001-02 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, July 19, 2001

**ONE HUNDRED TENTH SESSION DAY
TWO HUNDRED TWENTY-EIGHTH 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
Thursday, July 19, 2001

The Assembly met at 9:40 a.m.

Hon. Christine Kehoe, Assistant 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 Chan moved a quorum call of the Assembly.

Motion carried. Time, 9:41 a.m.

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

Quorum Present

At 9:56 a.m., Assistant Speaker pro Tempore Kehoe declared a quorum of the Assembly present.

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

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

PRAYER

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

Joseph Addison believed that "The grand essentials to happiness in this life are something to do, something to love, and something to hope for."

His teaching reminds us that these three separate ideas are actually interacting. Energy spent without direction is meaningless. Love without commitment is transitory. And without hope both our efforts and passions seem hollow.

However when we care about what we do, when there is love that grounds us, and when we look forward to tomorrow, then happiness is within our grasp.

May we be so blessed as to always find happiness in our work, our loves and our dreams. May this be God's will.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Assistant Speaker pro Tempore Kehoe, Assembly Member Salinas then led the Assembly in the pledge of allegiance to the Flag.

MOTION TO DISPENSE WITH READING OF THE JOURNAL

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

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 19, 2001

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

Assembly Concurrent Resolution No. 79

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered to the Consent Calendar.

SPECIAL COMMITTEE MEETINGS

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

Aging and Long-Term Care, on August 9, 2001, at 2 p.m., in Campbell;

Revenue and Taxation, on August 20, 2001;

Business and Professions, on August 21, 2001;

Health, on August 21, 2001;

Higher Education, on August 21, 2001, during floor session;

Judiciary, on August 21, 2001, at 9 a.m., in Room 4202;

Human Services, with the Senate Committee on Health and Human Services, on August 22, 2001, in Room 4203;

Subcommittee on International Trade, on September 25, 2001, at 10 a.m., in Long Beach;

Select Committee on San Gabriel Valley Groundwater Contamination, on August 8, 2001, at 9 a.m., in South El Monte; and

Select Committee on Community Colleges School/Career, on August 15, 2001, in Los Angeles.

AUTHOR'S AMENDMENTS
Committee on Appropriations

July 19, 2001

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

Senate Bill No. 133

Senate Bill No. 649

Senate Bill No. 315

Senate Bill No. 1007

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

MIGDEN, Chairwoman

SENATE BILL NO. 133—An act to amend Sections 5000, 5015.6, 5020, 5081, 5082, 5082.1, 5082.3, 5082.4, 5087, 5088, and 5134 of, to amend and repeal Sections 5081.1, 5082.2, 5083, and 5084 of, and to add Sections 5076, 5082.5, 5090, 5091, 5092, 5093, 5094, and 5095 to, the Business and Professions Code, relating to accountants, 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.

SENATE BILL NO. 315—An act to add and repeal Chapter 5.2 (commencing with Section 13366) of Division 7 of the Water Code, relating to water quality, 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.

SENATE BILL NO. 649—An act to amend Section 71.4 of the Harbors and Navigation Code, to amend Sections 14581, 21090, 42806.5, 42808, 42885.5, 42889, 42889.3, 42950, 42951, 42954, and 42961.5 of, to amend, renumber and add Section 41820.5 of, and to repeal Section 42814 of, the Public Resources Code, and to amend Section 14125.1 of the Welfare and Institutions Code, relating to environmental quality, and declaring the urgency thereof, to take effect immediately.

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

SENATE BILL NO. 1007—An act to amend Sections 6162 and 6163 of the Government Code, relating to state government.

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

AUTHOR'S AMENDMENTS
Committee on Health

July 19, 2001

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

Senate Bill No. 842

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

THOMSON, Chairwoman

SENATE BILL NO. 842—An act to amend Section 130060 of the Health and Safety Code, relating to seismic safety.

Bill read second time; author's amendments, present 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 19, 2001

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

Senate Bill No. 1191

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

MIGDEN, Chairwoman

SENATE BILL NO. 1191—An act to amend Sections 4425, 6086.15, 6094.5, 7011.8, and 7017 of, and to repeal Sections 1616.1 and 12029 of, the Business and Professions Code, to amend Section 116.950 of the Code of Civil Procedure, to amend Sections 30.5, 8215, 8358, 8451, 32237, 32239.5, 35179.2, 44252.9, 44259.5, 44279.2, 44393, 44784, 49413, 52052, 52656, 54696, 56885, 58523, 60810, 66015, 66755, 67301, 67359.20, 71028, 87104, 89753, 89761, and 99306 of, and to repeal Sections 15750, 17001.5, 44329, 49590.5, 58922, 69733, 71020, 72681, 78217, and 99105 of, the Education Code, to amend Section 7571 of the Family Code, to repeal Section 32955 of the Financial Code, to amend Sections 1000.5, 1796, 2079, 2645, 3409, 3951, 4904, 6450, and 6599 of, and to repeal Sections 2099, 6459, 8610.10, and 16533 of, the Fish and Game Code, to amend Sections 13135 and 76906 of, and to repeal Section 4101.5 of, the Food and Agricultural Code, to amend Sections 3114, 7585, 8654.1, 8670.55, 8879.3, 10242.5, 10601, 11007, 14070.2, 14660.1, 14760, 15277, 15333.3, 15333.4, 15378, 15813.6, 17562, 19793, 19993.05, 21662, 27279.4, 30401, 51207, 54238.7, 68113, 68511.2, 68563, 68604, 77009, 77604, 77605, and 77654 of, and to repeal Sections 8855.5, 8855.7, 8855.8, 11815, 11818, 12095.60, 13332.06, 13336.5, 14035.6, 15301.5, 16582, 16649.91, 30606, 65302.6, 66661, 67523, 70219, 75560.3, 92204, and 96103 of, the Government Code, to amend Sections 1200 and 3927 of, and to repeal Sections 65.8 and 658.6 of, the Harbors and Navigation Code, to amend Sections 1342.1, 1422, 11759.4, 18400.1, 25200.11, 25200.14.1, 25200.17, 25299.97, 33760, 34312.3, 39153, 44003, 46077, 50408, 50834, 57007, 104145, 104370, 108875, 119308, 120475, 120480, 120805, and 123775 of, and to repeal Sections 13143.10, 25245.6, 25171, 25171.5, 25269.9, 40453, 50806, 52045, 52570, 100146, and 100340 of, the Health and Safety Code, to amend Sections 10089.40 and 12693.93 of, and to repeal Section 10890 of, the Insurance Code, to amend Section 3214 of the Labor Code, to amend Section 1335 of the Military and Veterans Code, to amend Sections 1001.65, 13602, and 13731 of, and to repeal Sections 9008, 13510.6, and 13892 of, the Penal Code, to repeal Sections, 10350 and 12104 of the Public Contract Code, to amend Sections 4785, 5094.2, 5096.244, 5631, 6211, 6230, 6231, 6477, 6916, 14314, 14537, 25403.5, 31108, 31163, 42005, 42871, and 71040 of, and to repeal Sections 674, 2203, 5017, 5780.17, 9756, 19524, 22052, and 25310.5 of, the Public Resources Code, to amend Sections 383, 398.5, 495.7, 739.3, 28767.3, 130292, and 132410 of the Public Utilities Code, to amend Section 7273 of the Revenue and Taxation Code, to amend Sections 100, 30796.9, 30950.3, and 30961 of, and to repeal Sections 1965 and 30895 of, the Streets and Highways Code, to amend Sections 5007, 9616, 9616.1, 10532, 15037, 15076.5, and 17002 of, and to repeal Sections 1088.7, 1274.05, 5202, 9614, 9616.5, and 10522 of, the Unemployment Insurance Code, to amend Sections 1810.7, 1821, 5023, 14602.1, and 35581 of, and to repeal Section 2936 of, the Vehicle Code, to repeal Sections 232, 12928.5, and 12929.47 of the Water Code, to amend Sections 4640.6, 4669.75, 5673, 10609.5, 10740, 10790, 11265.5, 11329, 11450.3, 11461.1, 11487.5, 14017.1, 14085.5, 14103.2, 14104.3, 14115.6, 14132, 14132.90, 14133.5, 14138.5, 14145.1, 14148, 14148.8, 14501, 16500.5, 18206, 18240, 18919, and 18920 of, and to repeal Sections 366.28, 5586, 10603.3, 14618, 15452, and 18214 of, the Welfare and Institutions Code, to amend Section 1 of Chapter 74 of the Statutes of 1978, to repeal Section 3 of Chapter 1523 of the Statutes of 1985, to amend Section 2 of Chapter 1495 of the Statutes of 1988, to amend Section 1 of Chapter 1350 of the Statutes of 1989, to repeal Section 1 of Chapter 674 of the Statutes of 1990, to amend Section 1 of Chapter 1621 of the Statutes of 1990, to repeal Section 2 of Chapter 1012 of the Statutes of 1993, and to amend Section 2 of Chapter 881 of the Statutes of 1997, relating to reports submitted to the Legislature, the Governor, and state entities, and declaring the urgency thereof, to take effect immediately.

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

REPORTS OF STANDING COMMITTEES
Committee on Rules

July 19, 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. 178, 233, 240, 246, 258, 286, 320, 374, 498, 1051, 844, 366, 415, 685, and 1185.

CARDOZA, Chairman

RECESS

By unanimous consent, at 9:59 a.m., Assistant Speaker pro Tempore Kehoe declared the Assembly recessed to permit the introduction of a special guest.

Assembly Member Zettel introduced Dane M. Wadle, who served as an intern in her office May–June 2001, whereupon she presented a resolution commending his outstanding record of service.

RECONVENED

At 10 a.m., the Assembly reconvened.

Hon. Christine Kehoe, Assistant Speaker pro Tempore of the Assembly, presiding.

REQUEST FOR PHOTOGRAPHER

Assembly Members Leslie and Rod Pacheco were granted unanimous consent that a photographer be permitted on the Floor of the Assembly.

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Shelley was granted unanimous consent that mockups prepared for consideration of trailer bills, be taken up on this day without reference to yesterday's date.

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 Bills Nos. 281 and 658, ordered to third reading.

(NOTE: Later this day Senate Bill No. 658 was re-referred to the Committee on Appropriations.)

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

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 282—An act to amend Section 12463.1 of the Government Code, relating to special districts.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 297—An act to amend Section 14250 of the Penal Code, relating to DNA.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 612—An act to amend Section 161 of the Military and Veterans Code, relating to the military.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 314—An act to amend Sections 13010.5 and 13012 of, and to add Section 13012.5 to, the Penal Code, relating to criminal statistics, and making an appropriation therefor.

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. 459—An act to amend Section 50052.5 of, to amend, repeal, and add Section 33334.2 of, and to add and repeal Section 33334.22 of, the Health and Safety Code, relating to housing.

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. 181—An act to amend Section 19849.22 of the Government Code, relating to state employees.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 95—An act to add Article 5.6 (commencing with Section 19527) to Chapter 4 of Division 8 of the Business and Professions Code, relating to horse racing.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 223—An act to add Division 10.9 (commencing with Section 11999.20) to the Health and Safety Code, and to amend Sections 1210, 1210.1, and 3063.1 of, and to add Sections 1210.5 and 3063.2 to, the Penal Code, relating to drug testing, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 338—An act to amend Section 1834.7 of the Civil Code, relating to animal research.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 465—An act to amend Section 67940 of, and to add Section 67941 to, the Government Code, relating to regional transportation.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 466—An act to add Chapter 2.5 (commencing with Section 54200) to Part 29 of the Education Code, relating to low-performing schools.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 478—An act to amend Section 1011 of the Military and Veterans Code, relating to veterans.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 481—An act to amend Section 11713.1 of, and to add Section 11709.3 to, the Vehicle Code, relating to vehicles.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 482—An act to amend Section 4601.1 of the Public Resources Code, relating to forestry.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 508—An act to amend Sections 42247, 42247.1, 42249, 44395, 44735, 51122, 52904, 69532, and 69613.5 of, to add Sections 17587.1, 51134, 51144, and 99227 to, to add Chapter 1.5 (commencing with Section 100) to Part 1 of, Chapter 2.5 (commencing with Section 54200) to Part 29 of, Article 7.6 (commencing with Section 44579) to Chapter 3 of Part 25 of, Article 10.2 (commencing with Section 44643.5) to Chapter 3 of Part 25 of, and Article 10 (commencing with Section 54770) to Chapter 9 of Part 29 of, to repeal Sections 42243.6, 42243.8, 42243.9, 42246, 42247.3, 42247.4, 42247.5, 42249.2, 42249.4, 42249.6, 42249.65, and 42249.8 of, and to repeal Article 2 (commencing with Section 54020) of Chapter 1 of Part 29 of, the Education Code, relating to education.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 521—An act to add Section 120354 to, to add Article 6 (commencing with Section 132320) to Chapter 2 of Division 12.7 of, and to repeal Section 120265 of, the Public Utilities Code, relating to transportation.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 527—An act to amend Sections 42400.4 and 43021 of, and to add Sections 42410 and 43023 to, the Health and Safety Code, relating to air pollution.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 614—An act to amend Sections 3543 and 3546 of the Government Code, relating to school employees.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 624—An act to amend Section 23115 of the Vehicle Code, relating to vehicles.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 781—An act to add Section 1012.6 to the Military and Veterans Code, relating to veterans.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 796—An act to amend Sections 185020 and 185022 of the Public Utilities Code, relating to transportation.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 813—An act to amend Section 1256 of the Health and Safety Code, and to amend 10727 of, and to add Section 10728 to, the Welfare and Institutions Code, relating to children's hospitals.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 828—An act to amend and renumber Sections 72000, 72001, 72001.5, 72002, 72003, and 72004 of, to add the heading of Part 3 (commencing with Section 71110) to Division 34 of, and to repeal the heading of Part 3 (commencing with Section 72000) of Division 34 of, the Public Resources Code, relating to the environment.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 852—An act to amend Sections 8008, 8024, 8024.2, 8025, and 8027 of, to amend, repeal, and add Section 8020 of, to add Section 8011 to, and to repeal Section 8006 of, the Business and Professions Code, relating to shorthand reporters.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 871—An act to add Section 3333.7 to the Civil Code, and to amend Sections 15242, 34520, and 34623, of the Vehicle Code, relating to commercial vehicles.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 952—An act to amend Sections 19805, 19823A, 19827, 19841A, 19853.5, 19910, and 19910.5A of, to add Sections 19818A and 19823.5 to, and to repeal Sections 19818, 19830 and 19834 of, the Business and Professions Code, relating to gambling.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 962—An act relating to child abuse, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1035—An act to amend Section 23401.2 of, and to repeal and add Section 23100 of, the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1065—An act to amend Section 5403 of the Business and Professions Code, and to amend Section 730.5 of the Streets and Highways Code, relating to highways.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1127—An act relating to recycling.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1192—An act to amend Section 290.95 of the Penal Code, relating to sex offenders.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1224—An act to amend Section 10252 of, and add Section 615 to, the Public Resources Code, relating to farmland conservancy.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 933—An act to amend Section 1012 of the Military and Veterans Code, relating to veterans.

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.

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

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

RE-REFERENCE OF BILLS PURSUANT TO THE RULES

On advice of the Legislative Counsel, and pursuant to the provisions of Joint Rule 10.5, the following bill was ordered re-referred to the Committee on Appropriations:

Senate Bill No. 658.

ACTION RESCINDED ON SENATE BILL NO. 364

Upon request of Assembly Member Shelley, Assembly Member Papan was granted unanimous consent to rescind the action whereby the Assembly, on June 29, 2001 (Assembly Journal, page 2592), passed Senate Bill No. 364, and whereby the bill was ordered transmitted to the Senate.

**Consideration of Senate Bill No. 364
by Unanimous Consent**

Assembly Member Papan was granted unanimous consent to take up Senate Bill No. 364 without reference to file, for purpose of amendment.

SENATE BILL NO. 364 (Alpert)—An act to amend Section 2948.5 of the Civil Code, relating to mortgages and deeds of trust.

Bill read third time.

Motion to Amend

Assembly Member Papan moved the adoption of amendments.

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

**ADJOURN IN MEMORY
Moment of Silence Observed**

Assembly Member Leslie was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Lawrence B. Nelson, II, of El Dorado Hills and that the Assembly observe a moment of silence in his honor.

(Assembly Rule 45.5 suspended.)

RECESS

By unanimous consent, at 10:09 a.m., Assistant Speaker pro Tempore Keeley, declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Leslie introduced Larry and Jenny Nelson and their son, David, and presented a resolution to them recognizing their efforts in promoting “Neuroblastoma Awareness Week”, July 15–21.

Assembly Member Leslie also introduced Esther Nelson, of Tarzana; Marc and Norma Abenoja, of Modesto; Pastor Debbie Stubbert, of Norco; and Ana Lopez.

RECONVENED

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

Hon. Christine Kehoe, Assistant Speaker pro Tempore of the Assembly, presiding.

RE-REFERENCE OF BILLS FROM FILE TO COMMITTEE

Assembly Member Shelley was granted unanimous consent that Assembly Concurrent Resolution No. 90 be referred from the third reading file to the Committee on Judiciary.

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. 298, on request of Assembly Member Mountjoy.

RESOLUTIONS

The following resolutions were offered:

Resolutions to Suspend Joint Rules

By Assembly Member Corbett:

Resolved, That Joint Rule 61(a)(9) be suspended to permit the Committee on Revenue and Taxation to meet, consider, and report Senate Bills Nos. 366, 415, 685, and 1185 for further action.

By Assembly Member Alquist:

Resolved, That Joint Rule 61(a)(9) be suspended to permit the Committee on Higher Education to meet, consider, and report Senate Bill No. 844 for further action.

By Assembly Member Strom-Martin:

Resolved, That Joint Rule 61(a)(9) be suspended to permit the Committee on Education to meet, consider, and report Senate Bills Nos. 178, 233, 240, 246, 258, 286, 320, 374, and 498 for further action.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 10:21 a.m.

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

RECESS

By unanimous consent, at 10:30 a.m., Assistant Speaker pro Tempore Kehoe, declared the Assembly recessed to permit the introduction of a special guest.

Assembly Member Robert Pacheco introduced Jennifer Franklin, a 2000–01 Jesse Marvin Unruh Assembly Fellow who served in his office, and presented a resolution commending her exemplary record of service.

RECONVENED

At 10:33 a.m., the Assembly reconvened.

Hon. Christine Kehoe, Assistant Speaker pro Tempore of the Assembly, presiding.

MEMBERS EXCUSED FOR COMMITTEE MEETING

At 10:36 a.m., by unanimous consent, the members of the Committee on Public Safety 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.

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

ASSEMBLY BILL NO. 374 (Matthews)—An act to repeal and add Section 84305.5 of, and to add Section 84305.9 to, the Government Code, relating to the Political Reform Act of 1974, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read.

Request for Use of Visual Aids

Assembly Member Matthews was granted unanimous consent to use visual aids on the Floor to assist in debate.

Request to Read Paper on Floor

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

The question being on the adoption of the urgency clause.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 10:52 a.m.

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

CAUCUS ANNOUNCEMENTS

At 10:52 a.m., Assembly Member Aroner was granted unanimous consent that the Democratic Caucus be permitted to meet in the Assembly Lounge.

RECESS

By unanimous consent, at 10:52 a.m., Assistant Speaker pro Tempore Kehoe declared the Assembly recessed.

REASSEMBLED

At 2:49 p.m., the Assembly reconvened.

Hon. Christine Kehoe, Assistant Speaker pro Tempore of the Assembly, presiding.

REPORTS OF STANDING COMMITTEES

Committee on Public Safety

Date of Hearing: July 19, 2001

Mr. Speaker: Your Committee on Public Safety reports:

Senate Bill No. 574

Senate Bill No. 757

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

WASHINGTON, Chairman

Above bills re-referred to the Committee on Appropriations.

Committee on Transportation

Date of Hearing: July 17, 2001

Mr. Speaker: Your Committee on Transportation reports:

Senate Bill No. 667

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

DUTRA, Chairman

Above bill ordered to second reading.

Committee on Appropriations

Date of Hearing: July 18, 2001

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 128

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

MIGDEN, Chairwoman

Above bill ordered to second reading.

MESSAGES FROM THE SENATE

Senate Chamber, July 19, 2001

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

Assembly Bill No. 423

And respectfully requests the Assembly to concur in said amendments.

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

Above bill ordered to unfinished business file.

Senate Chamber, July 19, 2001

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

Assembly Bill No. 1517

And respectfully requests the Assembly to concur in said amendments.

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

Above bill ordered to unfinished business file.

Senate Chamber, July 19, 2001

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

Assembly Bill No. 844

And respectfully requests the Assembly to concur in said amendments.

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

Above bill ordered to unfinished business file.

COMMITTEE MEETING CANCELED

Assistant Speaker pro Tempore Kehoe announced that the meeting of the Committee on Governmental Organization scheduled for today has been canceled.

Assembly Member Koretz announced that the meeting of the Select Committee on Gun Violence scheduled for today has been canceled.

PRIVILEGES OF THE FLOOR

Assembly Member Steinberg was granted unanimous consent that the privileges of the Floor be granted to Daniel Korth during today's Floor Session.

**CONSIDERATION OF SENATE AMENDMENTS
BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Upon request of Assembly Member Shelley, Assembly Member Aroner was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 96, without reference to file.

ASSEMBLY BILL NO. 96 (Aroner)—An act to add Section 35029.1 to the Education Code, relating to the Emery Unified School District, making an appropriation therefor, 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, and the Assembly concurred in Senate amendments by the following vote:

AYES—71

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

NOES—None

Above bill ordered enrolled.

**CONSIDERATION OF SENATE AMENDMENTS
BY UNANIMOUS CONSENT
AND ASSEMBLY RULE 77 SUSPENDED**

Upon request of Assembly Member Shelley, Assembly Member Wiggins was granted unanimous consent to suspend Assembly Rule 77 to permit consideration of Senate amendments to Assembly Bill No. 1394, without reference to file.

ASSEMBLY BILL NO. 1394 (Wiggins)—An act to amend Sections 221 and 277 of, and to add and repeal Article 8.5 (commencing with Section 6047.1) to Chapter 9 of Part 1 of Division 4 of, the Food and Agricultural Code, relating to pests, 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, and the Assembly concurred in Senate amendments by the following vote:

AYES—76

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

NOES—None

Above bill ordered enrolled.

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

SENATE BILL NO. 34 (Burton)—An act to amend Sections 84204, 84215, 84511, 85303, 85306, 85309, 85311, 85312, 85317, 85318, 85400, 85500, 85501, 85600, 85601, 85700, and 89510 of, and to add Section 85321 to, the Government Code, and to amend Section 83 of Proposition 34, as approved by the voters at the November 7, 2000, general election, relating to the Political Reform Act of 1974, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—74

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

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—74

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1211 (Romero)—An act to amend Section 13510 of the Penal Code, relating to peace officers.

Bill read third time.

Motion to Amend

Assembly Member Goldberg moved the adoption of amendments.

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

SENATE BILL NO. 345 (Perata)—An act to add Chapter 2 (commencing with Section 20050) to Division 10 of the Vehicle Code, relating to vehicles.

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

Bill passed by the following vote:

AYES—61

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

NOES—13

Aanestad	Campbell, Bill	Hollingsworth	Wyman
Ashburn	Campbell, John	La Suer	
Bogh	Daucher	Maddox	
Briggs	Dickerson	Mountjoy	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 346 (Perata)—An act to amend Sections 66540.20 and 66540.22 of the Government Code, relating to transportation.

Bill read third time.

Motion to Amend

Assembly Member Dutra moved the adoption of amendments.

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

SENATE BILL NO. 738 (Peace)—An act to make an appropriation in augmentation of Items 9840-001-0001, 9840-001-0494, and 9840-001-0988 of Section 2.00 of the Budget Act of 2000, relating to contingencies or emergencies, to take effect immediately as an appropriation for the usual current expenses of the state.

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

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 3:20 p.m.

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

SENATE BILL NO. 923 (McPherson)—An act to amend Sections 68, 86, and 93 of the Penal Code, relating to bribery.

Bill read third time.

Motion to Amend

Assembly Member Keeley moved the adoption of amendments.

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

**URGENCY CLAUSE TO SENATE BILL NO. 347 RECONSIDERED
BY UNANIMOUS CONSENT**

In compliance with a motion given, Assembly Member Simitian was granted unanimous consent that the vote be reconsidered whereby the urgency clause to Senate Bill No. 347 was refused adoption.

Further Consideration of Senate Bill No. 347

SENATE BILL NO. 347 (Johannessen)—An act to add Section 58750 to the Food and Agricultural Code, to amend Section 6353 of, to add Section 6358.5 to, and to add and repeal Sections 6356.5 and 6357.1 of, the Revenue and Taxation Code, relating to agricultural products, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

**Cardenas Amendments
as Presented by Assembly Member Simitian**

Assembly Member Simitian moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

Upon request of Assembly Member Shelley, Assembly Rule 69(d) Suspended

Assembly Member Simitian was granted unanimous consent that Assembly Rule 69(d) be suspended to permit consideration of Senate Bill No. 347, as amended, without reference to file.

SENATE BILL NO. 347 (O'Connell)—An act to amend Sections 10554, 41203.1, 45023.1, 52057, 60810, 87885, 92900, and 92901 of, to add Sections 42238.146, 56836.158, 56836.159, and 56836.095 to, to add Chapter 2.5 (commencing with Section 54200) to Part 29 of, to repeal Sections 42243.6, 42243.8, 42243.9, 42246, 42247, 42247.1, 42247.2, 42247.3, 42247.4, 42247.5, 42249, 42249.2, 42249.4, 42249.6, 42249.65, 42249.8, and 62002.5 of, and to repeal Article 2 (commencing with Section 54020) of Chapter 1 of Part 29 of, the Education Code, relating to education, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

At 3:25 p.m., Speaker pro Tempore Keeley, 27th District, presiding

Senate Bill No. 347 Passed Temporarily

By unanimous consent Senate Bill No. 347 was passed temporarily on file.

CAUCUS ANNOUNCEMENTS

At 3:28 p.m., Assembly Member Strickland was granted unanimous consent that the Republican Caucus be permitted to meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 3:28 p.m., Speaker pro Tempore Keeley declared the Assembly recessed.

RECONVENED

At 4:08 p.m., the Assembly reconvened.

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

ANNOUNCEMENT

Speaker pro Tempore Keeley announced that Marysol Florez, Assistant File Clerk, had recently accepted a CORO Foundation fellowship and extended best wishes.

FURTHER CONSIDERATION OF SENATE BILL NO. 347

SENATE BILL NO. 347 (O'Connell)—An act to amend Sections 10554, 41203.1, 45023.1, 52057, 60810, 87885, 92900, and 92901 of, to add Sections 42238.146, 56836.158, 56836.159, and 56836.095 to, to add Chapter 2.5 (commencing with Section 54200) to Part 29 of, to repeal Sections 42243.6, 42243.8, 42243.9, 42246, 42247, 42247.1, 42247.2, 42247.3, 42247.4, 42247.5, 42249, 42249.2, 42249.4, 42249.6, 42249.65, 42249.8, and 62002.5 of, and to repeal Article 2 (commencing with Section 54020) of Chapter 1 of Part 29 of, the Education Code, relating to education, and declaring the urgency thereof, to take effect immediately.

The question being on the adoption of the urgency clause.

Urgency clause adopted by the following vote:

AYES—78

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

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—78

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

NOES—None

Bill ordered transmitted to the Senate.

THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 982 (O'Connell)—An act to add Sections 56836.156 and 56836.157 to the Education Code, relating to special education, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—78

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

NOES—None

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

AYES—78

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 735 (Peace)—An act to amend Section 51452 and 51455 of the Health and Safety Code, relating to housing, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 4:25 p.m.

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

SENATE BILL NO. 742 (Escutia)—An act to add Section 25608.3 to the Corporations Code, to amend Sections 8277.5 and 8277.6 of the Education Code, to amend Sections 15399.21, 75003, 75102, 75103, 75502, 75600.5, 75601, and 75602 of, to add Sections 1156.1 and 68203.1 to, and to add and repeal Section 14612 of, the Government Code, to amend Section 17021 of the Health and Safety Code, to amend Section 1012.3 of the Military and Veterans Code, and to amend Sections 270, 274, 275, 276, 277, 278, 279, and 280 of the Public Utilities Code, relating to fiscal affairs, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

**Cardenas Amendments
as Presented by Assembly Member Migden**

Assembly Member Migden moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

Assembly Rule 69(d) Suspended

Assembly Member Migden was granted unanimous consent that Assembly Rule 69(d) be suspended to permit consideration of Senate Bill No. 742, as amended, without reference to file.

SENATE BILL NO. 742 (Escutia)—An act to add Section 25608.3 to the Corporations Code, to amend Sections 8277.5 and 8277.6 of the Education Code, to add Section 58750 to the Food and Agricultural Code, to amend Sections 15399.21, 75003, 75102, 75103, 75502, 75600.5, 75601, and 75602 of, to add Sections 1156.1 and 68203.1 to, and to add and repeal Section 14612 of, the Government Code, to amend Section 17021 of the Health and Safety Code, to amend Section 1012.3 of the Military and Veterans Code, and to amend Sections 270, 274, 275, 276, 277, 278, 279, and 280 of the Public Utilities Code, relating to fiscal affairs, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Assembly member Migden.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—77

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

NOES—None

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—77

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 767 (Karnette)—An act to amend Section 9250.15 of, and to add Sections 4004.7, 8058, 9259.3, and 9259.5 to, the Vehicle Code, relating to vehicles.

Bill read third time.

Motion to Amend

Assembly Member Cardenas moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

Assembly Rule 69(d) Suspended

Assembly Member Cardenas was granted unanimous consent that Assembly Rule 69(d) be suspended to permit consideration of Senate Bill No. 767, as amended, without reference to file.

SENATE BILL NO. 767 (Committee on Budget and Fiscal Review)—An act to amend Sections 14536, 14552.2, 14556.1, and 14556.6 of, and to add and repeal Sections 14556.7, 14556.8, and 14556.9 of, the Government Code, and to amend Sections 7102 and 7104 of the Revenue and Taxation Code, relating to transportation, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 4:48 p.m.

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

SENATE BILL NO. 294 (Sher)—An act to amend Sections 13100 and 13102 of the Government Code, relating to state projects.

Bill read third time.

**Cardenas Amendments
as Presented by Assembly Member Corbett**

Assembly Member Corbett moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

Upon request of Assembly Member Shelley, Assembly Rule 69(d) Suspended

Assembly Member Corbett was granted unanimous consent that Assembly Rule 69(d) be suspended to permit consideration of Senate Bill No. 294, as amended, without reference to file.

SENATE BILL NO. 294 (Scott)—An act to add Section 13974.6 to the Government Code, and to amend Section 12071 of the Penal Code, relating to crime.

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

Bill passed by the following vote:

AYES—54

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

NOES—14

Aanestad	Campbell, John	Matthews	Runner
Ashburn	Cogdill	Mountjoy	Wyman
Bogh	Hollingsworth	Pacheco, Robert	
Campbell, Bill	La Suer	Pescetti	

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 294: Assembly Member Matthews, from "Aye" to "No".

Bill ordered transmitted to the Senate.

Communications

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

Explanation of Vote—Senate Bill No. 294

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

Dear Dotson: When the roll call vote was taken on Senate Bill No. 294, I inadvertently voted “aye”. Although it was my intention to change my vote, my announcement was not made prior to adjournment of the session. I would therefore like the Journal record to clearly reflect my intention to have voted “no” on this measure.

Sincerely,

MIKE BRIGGS, Assembly Member
Twenty-ninth District

Bill ordered transmitted to the Senate.

SENATE BILL NO. 79 (Murray)—An act to add Section 44303 to the Education Code, relating to teacher credentialing, and making an appropriation therefor.

Bill read third time.

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

Assembly Member Aroner moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

Assembly Rule 69(d) Suspended

Upon request of Assembly Member Shelley, Assembly Member Aroner was granted unanimous consent that Assembly Rule 69(d) be suspended to permit consideration of Senate Bill No. 79, as amended, without reference to file.

SENATE BILL NO. 79 (Chesbro)—An act to amend Sections 5246, 17306, 17400, 17500, 17704, and 17706 of, to add Sections 17402.1 and 17702.5 to, and to repeal Section 17501 of, the Family Code, to add and repeal Section 12092 of the Government Code, to amend Sections 11756.7 and 127280 of, and to add Section 1776.3 to, the Health and Safety Code, to amend Sections 19271 and 19272 of the Revenue and Taxation Code, to amend Sections 976.6, 1611.5, 10205, 10206, 10212.2, and 10214.5 of, and to add Division 7 (commencing with Section 14000) to, the Unemployment Insurance Code, to amend Sections 366, 366.1, 11203, 11372, 12251, 12306.1, 12500, 12501, 12550, 13002, 13004, 13006, 15204.3, 15204.8, 15763, 16501.1, 18930, 18938, 18940, and 19806 of, to add Sections 10851.5, 12306.21, 12502, 12550.1, and 12552.1 to, and to repeal Section 18257 of, the Welfare and Institutions Code, to amend Provision 8 of Item 5180-101-0001 of Section 2.00 of Chapter 52 of the Statutes of 2000 (Budget Act of 2000), and to amend Section 5 of Chapter 7 of the Statutes of 2001 (First Extraordinary Session), relating to health and welfare, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 4:57 p.m.

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

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

Bill read third time.

**Cardenas Amendments
as Presented by Assembly Member Cedillo**

Assembly Member Cedillo moved the adoption of amendments.

Amendments read and adopted; bill ordered reprinted.

Assembly Rule 69(d) Suspended

Upon request of Assembly Member Shelley, Assembly Member Cedillo was granted unanimous consent that Assembly Rule 69(d) be suspended to permit consideration of Senate Bill No. 1041, as amended, without reference to file.

SENATE BILL NO. 1041 (Ortiz)—An act to amend Section 95004 of the Government Code, to amend Sections 1395, 1417.4, 1799.204, 102247, 103625, 103641, 116590, 124035, 124040, and 124710 of, to add Article 1.3 (commencing with Section 104150) to Chapter 2 of Part 1 of Division 103 of, to add Chapter 3.75 (commencing with Section 1797.198) to Division 2.5 of, to add Part 3.5 (commencing with Section 104896) to Division 103 of, to repeal Sections 102250, 103640, and 116600 of, and to repeal and add Article 1.5 (commencing with Section 104160) of Chapter 2 of Part 1 of, the Health and Safety Code, to amend Sections 12693.325, 12693.70, 12693.755, 12693.76, and 12693.98 of, and to add Sections 12693.981 and 12693.982 to, the Insurance Code, to amend Sections 4094.2, 4107, 4136, 4356, 4359, 4598.5, 4631, 4640.6, 4685.5, 4731, 5675, 5839, 6600.05, 14005.7, 14005.30, 14005.40, 14053.1, 14087.325, 14105.33, 14126.02, and 16809 of, to add Sections 4427.5, 4643.3, 14007.45, 14007.71, 14011.2, 14011.6, 14017.6, 14017.7, 14105.27, and 14110.65 to, to repeal Section 14105.8 of, and to repeal and add Section 14089.7 of, the Welfare and Institutions Code, and to repeal Section 147 of Chapter 722 of the Statutes of 1992, relating to health, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 5:25 p.m.

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

**CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY
CLAUSE TO ASSEMBLY BILL NO. 374**

At 5:26 p.m., on motion of Assembly Member Matthews, and in the absence of any objection, further proceedings under the call of the assembly were dispensed with.

The urgency clause to Assembly Bill No. 374 adopted by the following vote:

AYES—56

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

NOES—18

Ashburn	Cox	Leach	Strickland
Bates	Daucher	Leonard	Wyman
Bogh	Hollingsworth	Mountjoy	Zettel
Campbell, Bill	Kelley	Pacheco, Robert	
Campbell, John	La Suer	Runner	

The question being on the passage of the bill.

Bill passed by the following vote:

AYES—56

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

NOES—18

Ashburn	Cox	Leach	Strickland
Bates	Daucher	Leonard	Wyman
Bogh	Hollingsworth	Mountjoy	Zettel
Campbell, Bill	Kelley	Pacheco, Robert	
Campbell, John	La Suer	Runner	

Bill ordered transmitted to the Senate.

MOTION TO RESCIND ACTION

Assembly Member Robert Pacheco moved to rescind the action whereby earlier this day Assembly Concurrent Resolution No. 90 was re-referred from the third reading file to the Committee on Judiciary.

Motion Ruled Out of Order

Speaker pro Tempore Keeley ruled that it is not in order to rescind a procedural motion.

COMMITTEE MEETING CANCELED

Assembly Member Lowenthal announced that the meeting of the Committee on Housing and Community Development scheduled for today has been canceled.

**BILLS REMOVED FROM CONSENT CALENDAR
AND PLACED UPON 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. 297, on request of Assembly Member Correa.

SENATE BILL NO. 293 REMOVED FROM INACTIVE FILE AND TAKEN UP

Upon request of Assembly Member Shelley, Assembly Member Thomson was granted unanimous consent that Senate Bill No. 293 be withdrawn from the inactive file, and to take the bill up at this time, without reference to file, for purpose of amendment.

SENATE BILL NO. 293 (Torlakson)—An act to amend Section 49452.5 of the Education Code, relating to pupil health.

Bill read third time.

Motion to Amend

Assembly Member Thomson moved the adoption of amendments.

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

MEMBERS EXCUSED FOR COMMITTEE MEETING

At 5:33 p.m., by unanimous consent, the members of the Committee on Jobs, Economic Development and the Economy were excused for the purpose of attending a meeting of the committee at this time, in the Tom Bane Rules Committee Room.

Assembly Member Wayne announced that the Committee on Natural Resources would meet today in the Tom Bane Rules Committee Room, upon adjournment of the Committee on Jobs, Economic Development and the Economy.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 539, on request of Assembly Member Wiggins.

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

Pursuant to Assembly Rule 77.2, the Speaker pro Tempore re-referred Senate Bill No. 293 to the Committee on Health.

RECESS

By unanimous consent, at 5:37 p.m., Speaker pro Tempore Keeley declared the Assembly recessed.

RECONVENED

At 10:50 p.m., the Assembly reconvened.

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

REPORTS OF STANDING COMMITTEES

Committee on Natural Resources

Date of Hearing: July 19, 2001

Mr. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 528

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

WAYNE, Chairman

Above bill re-referred to the Committee on Appropriations.

MESSAGES FROM THE SENATE

Senate Chamber, July 19, 2001

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

Senate Bill No. 12
Senate Bill No. 448
Senate Bill No. 1049

Senate Bill No. 1129
Senate Bill No. 1221

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

Senate Chamber, July 19, 2001

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

Assembly Bill No. 38
Assembly Bill No. 145
Assembly Bill No. 179
Assembly Bill No. 188
Assembly Bill No. 194
Assembly Bill No. 210

Assembly Bill No. 362
Assembly Bill No. 391
Assembly Bill No. 732
Assembly Bill No. 824
Assembly Bill No. 1069
Assembly Bill No. 1465

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

Above bills ordered enrolled.

Senate Chamber, July 19, 2001

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

Assembly Bill No. 68
Assembly Bill No. 78
Assembly Bill No. 113
Assembly Bill No. 326
Assembly Bill No. 369
Assembly Bill No. 380
Assembly Bill No. 405
Assembly Bill No. 464
Assembly Bill No. 659
Assembly Bill No. 668
Assembly Bill No. 671
Assembly Bill No. 722
Assembly Bill No. 834

Assembly Bill No. 863
Assembly Bill No. 929
Assembly Bill No. 942
Assembly Bill No. 1074
Assembly Bill No. 1177
Assembly Bill No. 1179
Assembly Bill No. 1193
Assembly Bill No. 1194
Assembly Bill No. 1245
Assembly Bill No. 1278
Assembly Bill No. 1397
Assembly Bill No. 1499
Assembly Bill No. 1537

And respectfully requests the Assembly to concur in said amendments.

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

Above bill ordered to unfinished business file.

Senate Chamber, July 19, 2001

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

Senate Bill No. 940
Senate Bill No. 955

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

FIRST READING OF SENATE BILLS

The following bills were read the first time:

SENATE BILL NO. 940—An act to amend Section 40513 of the Vehicle Code, and to amend Sections 202, 241.1, 257, and 727.3 of, and to repeal and add Section 828 of, the Welfare and Institutions Code, relating to juveniles.

SENATE BILL NO. 955—An act to amend Sections 8483.7, 47612.5, 47634, 47635, 47663, 51224.5, and 69612 of, and to add Section 8238 to, the Education Code, and to amend Section 3 of Chapter 1024 of the Statutes of 2000, relating to education, and declaring the urgency thereof, to take effect immediately.

RECESS

By unanimous consent, at 10:50 p.m., Speaker pro Tempore Keeley declared the Assembly recessed.

RECONVENED

At 10:51 p.m., the Assembly reconvened.

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

CALL OF THE ASSEMBLY DISPENSED WITH ON RESOLUTIONS TO SUSPEND JOINT RULES

At 10:52 p.m., on motion of Assembly Member Leonard, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The roll was opened.

Call of the Assembly Continued

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

Motion carried. Time, 10:53 p.m.

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

**CALL OF THE ASSEMBLY DISPENSED WITH ON
SENATE BILL NO. 738**

At 10:52 p.m., on motion of Assembly Member Cardenas, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 738 refused passage by the following vote:

AYES—52

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

NOES—22

Aanestad	Cox	Leslie	Strickland
Ashburn	Daucher	Maddox	Wyland
Bates	Dickerson	Mountjoy	Wyman
Bogh	Harman	Pacheco, Robert	Zettel
Campbell, John	Hollingsworth	Pescetti	
Cogdill	La Suer	Runner	

**Motion to Reconsider Senate Bill No. 738
on Next Legislative Day**

Assembly Member Shelley moved to reconsider on the next legislative day the vote whereby Senate Bill No. 738 was this day refused passage.

Senate Bill No. 738 ordered to the unfinished business file.

**CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY
CLAUSE TO SENATE BILL NO. 735**

At 10:53 p.m., on motion of Assembly Member Cardenas, 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. 735 refused adoption by the following vote:

AYES—47

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

NOES—29

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

**Motion to Reconsider Urgency Clause to Senate Bill No. 735
on Next Legislative Day**

Assembly Member Shelley moved to reconsider on the next legislative day the vote whereby the urgency clause to Senate Bill No. 735 was this day refused adoption.

Senate Bill No. 735 ordered to the unfinished business file.

**CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY
CLAUSE TO SENATE BILL NO. 767**

At 10:54 p.m., on motion of Assembly Member Shelley, 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. 767 refused adoption by the following vote:

AYES—48

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	Wesson
Chu	Keeley	Papan	Wiggins
Cohn	Kehoe	Pavley	Wright
Corbett	Koretz	Reyes	Mr. Speaker

NOES—29

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

**Motion to Reconsider Urgency Clause to Senate Bill No. 767
on Next Legislative Day**

Assembly Member Shelley moved to reconsider on the next legislative day the vote whereby the urgency clause to Senate Bill No. 767 was this day refused adoption.

Senate Bill No. 767 ordered to the unfinished business file.

**CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY
CLAUSE TO SENATE BILL NO. 79**

At 10:55 p.m., on motion of Assembly Member Aroner, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The urgency clause to Senate Bill No. 79 refused adoption by the following vote:

AYES—48

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

NOES—29

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

**Motion to Reconsider Urgency Clause to Senate Bill No. 79
on Next Legislative Day**

Assembly Member Shelley moved to reconsider on the next legislative day the vote whereby the urgency clause to Senate Bill No. 79 was this day refused adoption.

Senate Bill No. 79 ordered to the unfinished business file.

**CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY
CLAUSE TO SENATE BILL NO. 1041**

At 10:55 p.m., on motion of Assembly Member Cedillo, 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. 1041 refused adoption by the following vote:

AYES—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	

NOES—28

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

**Motion to Reconsider Urgency Clause to Senate Bill No. 1041
on Next Legislative Day**

Assembly Member Shelley moved to reconsider on the next legislative day the vote whereby the urgency clause to Senate Bill No. 1041 was this day refused adoption.

Senate Bill No. 1041 ordered to the unfinished business file.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
RESOLUTIONS TO SUSPEND JOINT RULES**

At 10:56 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 resolutions to suspend Joint Rules as they relate to Senate Bills Nos. 366, 415, 685, 1185, 844, 178, 233, 240, 246, 258, 286, 320, 374, 498, and 1051 refused adoption by the following vote:

AYES—53

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

NOES—27

Aanestad	Cogdill	La Suer	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	Kelley	Pescetti	

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Cardoza announced that the Committee on Rules would meet today, upon adjournment of Floor session, in the Tom Bane Rules Committee Room.

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. 454 (Committee on Insurance)—An act to amend Sections 106, 9095, and 10198.6 of the Insurance Code, relating to insurance.

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. 720 (Margett)—An act to amend Sections 14087.961 and 14087.969 of the Welfare and Institutions Code, relating to health care.

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. 63 (Scott)—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 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. 122 (Dunn)—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 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. 140 (Bowen)—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 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. 148 (Oller)—An act to add Section 14672.98 to the Government Code, relating to state property.

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. 333 (Escutia)—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 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. 420 (Johnson)—An act to add Section 33042 to the Education Code, relating to the State Board of Education.

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

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

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

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. 563 (Morrow)—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 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. 578 (Figueroa)—An act to amend Section 12020 of the Penal Code, relating to weapons.

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. 215 (Burton)—An act to amend Section 18807 of the Revenue and Taxation Code, relating to taxpayer contributions, making an appropriation therefor, 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. 779 (Karnette)—An act to amend Section 22507 of the Vehicle Code, relating to vehicles.

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

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

Consent Calendar 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—76

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

NOES—1

Ashburn

MOTION TO TEMPORARILY SUSPEND THE RULES

Assembly Member Robert Pacheco moved that the Rules be temporarily suspended for the purpose of allowing Assembly Concurrent Resolution No. 90 to be withdrawn from the Committee on Judiciary without prior Rules Committee approval.

Assembly Member Wyland seconded the motion.

Motion for temporary suspension of the Rules lost by the following vote:

AYES—27

Aanestad	Cogdill	La Suer	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	Kelley	Pescetti	

NOES—27

Alquist	Diaz	Lowenthal	Strom-Martin
Aroner	Dutra	Matthews	Thomson
Cedillo	Goldberg	Negrete McLeod	Wesson
Chavez	Keeley	Oropeza	Wiggins
Chu	Kehoe	Reyes	Wright
Cohn	Koretz	Shelley	Mr. Speaker
Correa	Longville	Steinberg	

REQUEST TO GOVERNOR TO RETURN ASSEMBLY BILL NO. 486

Assembly Member Shelley was granted unanimous consent that the Chief Clerk be directed to request the Governor to return Assembly Bill No. 486; and that the bill be held at the Desk.

CAUCUS ANNOUNCEMENTS

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

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 and 75 were continued until the next legislative day.

ADJOURN IN MEMORY

Assembly Members Nation, Shelley, and Longville were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Mimi Farina, of Mill Valley.

Assembly Member Runner was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Diann Heath, of Valencia.

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

Assembly Member Simitian was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Jane A. Freiberg, of Palo Alto.

COMMUNICATIONS

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

July 19, 2001

*The Honorable Robert M. Hertzberg
Speaker, California State Assembly
State Capitol
Sacramento, CA*

Dear Speaker Hertzberg: The Honorable Bill Leonard will be absent from the Rules Committee hearing(s) to be held during the evening of July 19, 2001. As such, I respectfully request that I be appointed to serve as his replacement on the Rules Committee on this date.

Your assistance in this matter is appreciated. If I can be of assistance to you, please do not hesitate to call. I can be reached at the office at 319-2005.

Sincerely,

DAVE COX
Assembly Republican Leader

VOTE ADDS

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

Assembly Bill No. 96, Concurrence: Ashburn, John Campbell, Cedillo, Chavez, Havice, Hollingsworth, Kelley, Reyes, Richman, Strickland, Wiggins, Wright, Wyland, and Zettel—Aye.

Assembly Bill No. 1394, Concurrence: Ashburn, John Campbell, Richman, and Wyland—Aye.

Senate Bill No. 34 and Urgency: Aanestad, Ashburn, John Campbell, Cohn, Frommer, Nakano, and Simitian—Aye.

Senate Bill No. 345: Calderon, Firebaugh, Leach, Lowenthal, Richman, and Simitian—Aye; Ashburn, John Campbell, and Daucher—No.

Senate Bill No. 347 and Urgency: La Suer—Aye.

Senate Bill No. 982 and Urgency: Firebaugh—Aye.

Senate Bill No. 294: Thomson—Aye; Bogh—No.

Assembly Bill No. 374 and Urgency: Wyman—No.

Senate Bill No. 738: Wright—Aye.

Consent Calendar: Firebaugh—Aye.

MOTION TO ADJOURN

At 11:02 p.m., Assembly Member Nation moved that the Assembly do now adjourn.

Assembly Member Bogh seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 11:02 p.m., Speaker pro Tempore Keeley declared the quorum call of the Assembly dispensed with.

REFERENCE OF BILLS TO COMMITTEE

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

<i>Senate</i>	<i>Committee</i>
<i>Bill No.</i>	
734 -----	Rls.
741 -----	Rls.
743 -----	Rls.
751 -----	Rls.

AUTHOR'S AMENDMENTS
Committee on Rules

July 19, 2001

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

Senate Bill No. 734
Senate Bill No. 741

Senate Bill No. 743
Senate Bill No. 751

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

CARDOZA, Chairman

SENATE BILL NO. 734—An act relating to transportation, and declaring the urgency thereof, to take effect immediately.

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

SENATE BILL NO. 741—An act relating to the Department of Corrections, and declaring the urgency thereof, to take effect immediately.

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

SENATE BILL NO. 743—An act relating to the Department of the Youth Authority, and declaring the urgency thereof, to take effect immediately.

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

SENATE BILL NO. 751—An act relating to health, and declaring the urgency thereof, to take effect immediately.

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

ADJOURNMENT

At 11:03 p.m., pursuant to the motion by Assembly Member Nation the Assembly adjourned until 9:30 a.m., Friday, July 20, 2001, out of respect to the memory of Lawrence B. Nelson, II, on motion of Assembly Member Leslie; out of respect to the memory of Mimi Farina, on motion of Assembly Members Nation, Shelley, and Longville; out of respect to the memory of Diann Heath, on motion of Assembly Member Runner; out of respect to the memory of Bill McGovern, on motion of Assembly Member Shelley; and out of respect to the memory of Jane A. Freiberg, on motion of Assembly Member Simitian.

ROBERT M. HERTZBERG, Speaker

PAM CAVILEER, Minute Clerk

AMENDMENTS CONSIDERED BY THE ASSEMBLY ON JULY 19, 2001

—————

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

SB	RN	
16	0118601	
79	0118594	
133	0118604	
201	0118676	
293	0118089	
294	0118597	
314	0118060	
315	0118414	
346	0118472	
347	0118553	
364	0118202	
459	0118315	
649	0118530	
734	0118686	
741	0118698	
742	0118572	
743	0118721	
751	0118722	
767	0118610	
842	0118720	
923	0118451	
933	0118385	
1007	0118495	
1041	0118598	
1191	0118573	
1211	0118452	
Daily Total:		26
Cumulative Total:		2645