

CALIFORNIA LEGISLATURE
2001-02 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, July 23, 2001

**ONE HUNDRED TWELFTH SESSION DAY
TWO HUNDRED THIRTY-SECOND 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
Monday, July 23, 2001

The Assembly met at 4 p.m.

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

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Parker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Pescetti moved a quorum call of the Assembly.

Motion carried. Time, 4:01 p.m.

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

**At 4:42 p.m., Assistant Speaker pro Tempore Christine Kehoe,
76th District, presiding**

Quorum Present

At 4:43 p.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—76:

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

PRAYER

Upon invitation of Assistant Speaker pro Tempore Kehoe, the following prayer was offered by Assembly Alternate Chaplain Rev. Constantine C. Pappademos:

Gracious God, You call us to delight in Your praises; for You made us for Yourself, and our heart is restless, until it reposes in You. Teach us to do Your will, Lord, and fill our hearts with peace and Your grace.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

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

MOTION TO DISPENSE WITH READING OF THE JOURNAL

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

LEAVES OF ABSENCE FOR THE DAY

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

On personal business, and waiving per diem: Assembly Members Leonard and Leslie.

Because of illness: Assembly Members La Suer and Maddox.

COMMUNICATIONS

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

July 19, 2001

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

RE: Appointment of Sandy Goldman
to California Film Commission

Dear Mr. Wilson: Please be advised I have appointed Ms. Sandy Goldman to the California Film Commission. This is a pleasure term appointment starting July 19, 2001 and the expiration date is July 19, 2003. Ms. Goldman will be replacing Mr. Jack Shea.

Very truly yours,

ROBERT M. HERTZBERG
Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 23, 2001

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Concurrent Resolution No. 88
And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered on file.

Assembly Chamber, July 23, 2001

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:
Assembly Joint Resolution No. 19

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

RESOLUTIONS

The following resolutions were offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 99—Thomson. Relative to Health Cares About Domestic Violence Day.

ASSEMBLY JOINT RESOLUTION NO. 22—Mountjoy (Principal coauthor: Senator McClintock) (Coauthors: Aanestad, Briggs, Cogdill, Cox, Daucher, Dickerson, Hollingsworth, Leslie, Robert Pacheco, Richman, Runner, Strickland, and Wyman) (Coauthors: Senators Haynes, Johannessen, Johnson, Knight, and Oller). Relative to the Yucca Mountain radioactive materials repository.

ASSEMBLY JOINT RESOLUTION NO. 23—Longville. Relative to commercial vehicle drivers.

AUTHOR'S AMENDMENTS Committee on Appropriations

July 23, 2001

Mr. Speaker: The Chair of your Committee on Appropriations reports:
Senate Bill No. 1194

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

MIGDEN, Chairwoman

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

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 23, 2001

Mr. Speaker: The Chair of your Committee on Appropriations reports:
Assembly Constitutional Amendment No. 9

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

MIGDEN, Chairwoman

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 9—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 3 to Article XIX A thereof, relating to transportation.

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

AUTHOR'S AMENDMENTS Committee on Natural Resources

July 23, 2001

Mr. Speaker: The Chair of your Committee on Natural Resources reports:
Senate Bill No. 532

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

WAYNE, Chairman

SENATE BILL NO. 532—An act to amend Sections 42801, 42821, 42822, 42823, 42840, and 42870 of the Health and Safety Code, relating to air pollution.

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 Environmental Safety and Toxic Materials

July 23, 2001

Mr. Speaker: The Chair of your Committee on Environmental Safety and Toxic Materials reports:

Senate Bill No. 32

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

JACKSON, Chairwoman

SENATE BILL NO. 32—An act to add Section 57008 to, and to add Chapter 6.10 (commencing with Section 25401) to Division 20 of, the Health and Safety Code, relating to hazardous materials.

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 18, 2001

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 1178

With the recommendation: Do pass, as amended.

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

MIGDEN, Chairwoman

Above bill ordered to second reading.

Date of Hearing: July 18, 2001

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 791

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

MIGDEN, Chairwoman

Above bill ordered to second reading.

REQUEST TO SUSPEND JOINT RULES

The following request was received, and read:

Assembly Chamber, July 23, 2001

Mr. Speaker: I request permission to suspend Joint Rule 61(a)(9) as it relates to Senate Bill No. 468.

HANNAH-BETH JACKSON

Above request ordered transmitted to the Committee on Rules.

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:

Assembly Bill No. 767

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

Above bill 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. 1681

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.

July 21, 2001

Hon. E. Dotson Wilson
Chief Clerk of the Assembly
Assembly Chamber

Dear Dotson: By direction of the Senate I am returning Senate Bill 333 to the Assembly for further action.

Sincerely,

GREGORY SCHMIDT
Secretary of the Senate

Above bill held at the Desk.

July 21, 2001

Hon. E. Dotson Wilson
Chief Clerk of the Assembly
Assembly Chamber

Dear Dotson: The Senate this day rescinded the action whereby it concurred in Assembly amendments to Senate Bill 1221. The Senate then ordered the bill returned to the Assembly.

Sincerely,

GREGORY SCHMIDT
Secretary of the Senate

Above bill held at the Desk.

Senate Chamber, July 21, 2001

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

Assembly Bill No. 435

Assembly Bill No. 445

And respectfully requests the Assembly to concur in said amendments.

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

Above bills ordered to unfinished business file.

Senate Chamber, July 21, 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. 37

Senate Bill No. 420

Senate Bill No. 63

Senate Bill No. 778

Senate Bill No. 345

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

Senate Chamber, July 21, 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. 210
Senate Bill No. 449
Senate Bill No. 662

Senate Bill No. 916
Senate Concurrent Resolution No. 12
Senate Joint Resolution No. 4

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

Senate Chamber, July 21, 2001

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

Assembly Bill No. 1738

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 21, 2001

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

Assembly Bill No. 395
Assembly Bill No. 480
Assembly Bill No. 1071

And respectfully requests the Assembly to concur in said amendments.

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

Above bills ordered to unfinished business file.

Senate Chamber, July 21, 2001

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

Assembly Bill No. 1463
Assembly Bill No. 1530
Assembly Bill No. 1665

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

Above bills ordered enrolled.

Senate Chamber, July 21, 2001

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

Assembly Concurrent Resolution No. 10
Assembly Concurrent Resolution No. 86
Assembly Concurrent Resolution No. 89
Assembly Joint Resolution No. 13

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

Above resolutions ordered enrolled.

Senate Chamber, July 21, 2001

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

Senate Bill No. 1055

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

Senate Chamber, July 21, 2001

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

Senate Joint Resolution No. 19

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

Senate Chamber, July 21, 2001

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

Senate Concurrent Resolution No. 34
Senate Concurrent Resolution No. 35

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

FIRST READING OF SENATE BILLS

The following bill was read the first time:

SENATE BILL NO. 1055—An act to amend Section 2772 of the Public Utilities Code, relating to public utilities, and declaring the urgency thereof, to take effect immediately.

The following resolutions were read:

SENATE JOINT RESOLUTION NO. 19—Relative to railroad grade crossings.

SENATE CONCURRENT RESOLUTION NO. 34—Relative to Muslim holidays.

SENATE CONCURRENT RESOLUTION NO. 35—Relative to Children's Health Insurance Month.

MESSAGES FROM THE SENATE

Senate Chamber, July 22, 2001

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

Assembly Bill No. 11
Assembly Bill No. 29
Assembly Bill No. 263
Assembly Bill No. 274
Assembly Bill No. 311
Assembly Bill No. 527
Assembly Bill No. 528
Assembly Bill No. 723
Assembly Bill No. 737
Assembly Bill No. 740
Assembly Bill No. 771
Assembly Bill No. 816
Assembly Bill No. 837
Assembly Bill No. 950

Assembly Bill No. 968
Assembly Bill No. 1003
Assembly Bill No. 1024
Assembly Bill No. 1116
Assembly Bill No. 1228
Assembly Bill No. 1451
Assembly Bill No. 1491
Assembly Bill No. 1533
Assembly Bill No. 1558
Assembly Bill No. 1583
Assembly Bill No. 1657
Assembly Bill No. 1689
Assembly Bill No. 1690

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

Above bills ordered enrolled.

Senate Chamber, July 22, 2001

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

Assembly Bill No. 187	Assembly Bill No. 1048
Assembly Bill No. 192	Assembly Bill No. 1049
Assembly Bill No. 349	Assembly Bill No. 1066
Assembly Bill No. 488	Assembly Bill No. 1083
Assembly Bill No. 532	Assembly Bill No. 1123
Assembly Bill No. 645	Assembly Bill No. 1144
Assembly Bill No. 656	Assembly Bill No. 1186
Assembly Bill No. 733	Assembly Bill No. 1217
Assembly Bill No. 810	Assembly Bill No. 1230
Assembly Bill No. 826	Assembly Bill No. 1253
Assembly Bill No. 832	Assembly Bill No. 1304
Assembly Bill No. 948	Assembly Bill No. 1335
Assembly Bill No. 952	Assembly Bill No. 1442
Assembly Bill No. 970	Assembly Bill No. 1567
Assembly Bill No. 973	Assembly Bill No. 1608
Assembly Bill No. 992	Assembly Bill No. 1709
Assembly Bill No. 1006	Assembly Bill No. 1719
Assembly Bill No. 1009	

And respectfully requests the Assembly to concur in said amendments.

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

Above bills ordered to unfinished business file.

Senate Chamber, July 22, 2001

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

Assembly Bill No. 426	Assembly Bill No. 437
Assembly Bill No. 427	Assembly Bill No. 438
Assembly Bill No. 429	Assembly Bill No. 440
Assembly Bill No. 430	Assembly Bill No. 441
Assembly Bill No. 434	Assembly Bill No. 443

And respectfully requests the Assembly to concur in said amendments.

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

Above bills ordered to unfinished business file.

Senate Chamber, July 22, 2001

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

Assembly Constitutional Amendment No. 4

And respectfully requests the Assembly to concur in said amendments.

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

Above resolution ordered to unfinished business file.

Senate Chamber, July 22, 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. 34	Senate Bill No. 739
Senate Bill No. 294	Senate Bill No. 742
Senate Bill No. 347	Senate Bill No. 982

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

ADJOURN IN MEMORY

Assembly Member Briggs was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Dalton Moore, of Fresno.

(Assembly Rule 45.5 suspended.)

CAUCUS ANNOUNCEMENTS

At 4:49 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 4:49 p.m., Assistant Speaker pro Tempore Kehoe declared the Assembly recessed.

RECONVENED

At 6:36 p.m., the Assembly reconvened.

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

ASSEMBLY RULE 77 SUSPENDED

Speaker pro Tempore Keeley was granted unanimous consent that Assembly Rule 77 be suspended to permit consideration of Senate amendments to Assembly Bills Nos. 427, 430, 429, 441, 443, 438, 445, 434, 426, 440, 435, and 437; and Assembly Constitutional Amendment No. 4, and that the bills be ordered to a Supplemental File for purpose of consideration on this day.

REQUEST TO GOVERNOR TO RETURN ASSEMBLY BILL NO. 1061

Assembly Member Dickerson was granted unanimous consent that the Chief Clerk be directed to request the Governor to return Assembly Bill No. 1061; and that the action be rescinded whereby the bill was reported correctly enrolled and presented to the Governor on July 17, 2001 (Assembly Journal, page 2853); and that the bill be held at the Desk.

CONSIDERATION OF DAILY FILE (RESUMED)**UNFINISHED BUSINESS****CONSIDERATION OF SENATE AMENDMENTS TO
ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 4**

ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 4 (Dutra)—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Article XIX B thereto, relating to transportation.

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

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

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 6:45 p.m.

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

SENATE BILL NO. 738 RECONSIDERED BY UNANIMOUS CONSENT

In compliance with a motion given, Assembly Member Shelley was granted unanimous consent that the vote be reconsidered whereby Senate Bill No. 738 was refused passage.

Further Consideration of Senate Bill No. 738

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 Strickland moved a call of the Assembly.

Motion carried. Time, 6:47 p.m.

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

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 427 (Hertzberg)—An act to amend Section 1559.110 of the Health and Safety Code, to amend Sections 11400, 16522, and 16522.1 of, to add Sections 11403.1, 11403.2, 11403.3, 11403.4, and 16011 to, to repeal Section 16522.3 of, and to repeal Article 6 (commencing with Section 11460.1) of Chapter 2 of Part 3 of Division 9 of, the Welfare and Institutions Code, relating to public social services, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill presented by Assembly Member Aroner.

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

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

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 6:49 p.m.

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

ASSEMBLY BILL NO. 430 (Cardenas)—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 presented by Assembly Member Cedillo.

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

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

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 7:03 p.m.

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

ASSEMBLY BILL NO. 429 (Aroner)—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.

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

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

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 7:06 p.m.

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

ASSEMBLY BILL NO. 441 (Simitian)—An act to add Section 42238.44 to the Education Code, relating to school finance, 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.)

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 7:13 p.m.

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

ASSEMBLY BILL NO. 443 (Aanestad)—An act to add Chapter 6.9 (commencing with Section 30070) to Division 3 of Title 3 of the Government Code, relating to law enforcement, 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.)

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 7:14 p.m.

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

ASSEMBLY BILL NO. 438 (Committee on Budget)—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 presented by Assembly Member Cardenas.

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

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

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 7:17 p.m.

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

At 7:17 p.m., Assistant Speaker pro Tempore Kehoe, 76th District, presiding

ASSEMBLY BILL NO. 445 (Cardenas)—An act to amend Sections 51452 and 51455 of the Health and Safety Code, relating to housing.

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

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

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 7:18 p.m.

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

ASSEMBLY BILL NO. 434 (Keeley)—An act to amend Section 253.2 of the Streets and Highways Code, relating to resources, and declaring the urgency thereof, to take effect immediately.

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

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

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, 7:21 p.m.

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

ASSEMBLY BILL NO. 426 (Cardoza)—An act to amend Sections 6353, 20543, and 20544 of, to add Sections 6051.45, 6201.45, 6356.5, 6356.6, and 6358.5 to, and to add and repeal Section 6357.1 of, the Revenue and Taxation Code, relating to taxation, and declaring the urgency thereof, to take effect immediately.

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

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

Urgency Clause

Urgency clause read.

At 7:21 p.m., Speaker pro Tempore Keeley, 27th District, presiding
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, 7:23 p.m.

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

ASSEMBLY BILL NO. 440 (Cardoza)—An act making an appropriation to amend and supplement the Budget Act of 2001 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.

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

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

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 7:29 p.m.

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

ASSEMBLY BILL NO. 435 (Committee on Budget)—An act to amend Sections 70, 714, 1050, 1051, 1055, 1055.5, 1056, 1057, 1058, 1059, 1060, 3055, 3682, 3684, 3700, 3701, 4336, 4654, 4657, 4753, 6596, 7149, 7149.1, 7149.4, 7180, 7181, 7182, 7183, 7184, 7186, 7700, and 13005 of, to add Sections 16, 1055.1, 1055.6, 1061, 3055.1, 3682.1, 3682.2, 3700.1, 3700.2, 6596.1, 7149.15, 7149.45, 7180.1, 7181.1, 7182.1, 7183.1, 7184.1, 7186.1, and 7360.1 to, to add, repeal, and add Section 7149.05 of, to repeal Sections 3034, 3701.5, and 7146 of, and to repeal and add Sections 1053, 7149.8, and 7360 of, the Fish and Game Code, and to amend Item 3790-001-0392 of Section 2.00 of the Budget Act of 2001, relating to resources, and making an appropriation therefor.

Bill presented by Assembly Member Cardenas.

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

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

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 7:30 p.m.

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

CAUCUS ANNOUNCEMENTS

At 7:31 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 7:31 p.m., Speaker pro Tempore Keeley declared the Assembly recessed.

RECONVENED

At 8:10 p.m., the Assembly reconvened.

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

CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY CLAUSE AND CONCURRENCE IN SENATE AMENDMENTS TO ASSEMBLY BILL NO. 430

At 8:10 p.m., on motion of Assembly Member Strickland, 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. 430 adopted by the following vote:

AYES—54

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

NOES—21

Ashburn	Cox	Mountjoy	Wyland
Bates	Daucher	Pacheco, Robert	Wyman
Bogh	Harman	Pacheco, Rob	Zettel
Campbell, Bill	Hollingsworth	Pescetti	
Campbell, John	Kelley	Runner	
Cogdill	Leach	Strickland	

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

AYES—54

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

NOES—21

Ashburn	Cox	Mountjoy	Wyland
Bates	Daucher	Pacheco, Robert	Wyman
Bogh	Harman	Pacheco, Rob	Zettel
Campbell, Bill	Hollingsworth	Pescetti	
Campbell, John	Kelley	Runner	
Cogdill	Leach	Strickland	

Vote Changes

By unanimous consent, the following vote change was permitted on the urgency clause and concurrence in Senate amendments to Assembly Bill No. 430: Assembly Member Maldonado, from “No” to “Not Voting”.

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON URGENCY CLAUSE AND CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 429**

At 8:10 p.m., on motion of Assembly Member Strickland, 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. 429 adopted by the following vote:

AYES—54

Alquist	Diaz	Liu	Shelley
Aroner	Dickerson	Longville	Simitian
Briggs	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	Pescetti	Mr. Speaker
Corbett	Kelley	Reyes	
Correa	Koretz	Salinas	

NOES—22

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

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

AYES—54

Alquist	Diaz	Liu	Shelley
Aroner	Dickerson	Longville	Simitian
Briggs	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	Pescetti	Mr. Speaker
Corbett	Kelley	Reyes	
Correa	Koretz	Salinas	

NOES—22

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

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON URGENCY CLAUSE AND CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 438**

At 8:12 p.m., on motion of Assembly Member Strickland, 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. 438 adopted by the following vote:

AYES—54

Alquist	Diaz	Liu	Shelley
Aroner	Dickerson	Longville	Simitian
Briggs	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	Pescetti	Mr. Speaker
Corbett	Kelley	Reyes	
Correa	Koretz	Salinas	

NOES—22

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

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

AYES—54

Alquist	Diaz	Liu	Shelley
Aroner	Dickerson	Longville	Simitian
Briggs	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	Pescetti	Mr. Speaker
Corbett	Kelley	Reyes	
Correa	Koretz	Salinas	

NOES—22

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

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 4**

At 8:12 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 Assembly concurred in Senate amendments to Assembly Constitutional Amendment No. 4 by the following vote:

AYES—68

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

NOES—2

Goldberg Nation

Above resolution ordered enrolled.

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

At 8:13 p.m., on motion of Assembly Member Strickland, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Senate Bill No. 738 passed by the following vote:

AYES—63

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

NOES—9

Ashburn	Campbell, John	Mountjoy
Bogh	Cogdill	Strickland
Campbell, Bill	Hollingsworth	Wyman

Bill ordered transmitted to the Senate.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON URGENCY CLAUSE AND CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 427**

At 8:14 p.m., on motion of Assembly Member Strickland, 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. 427 adopted by the following vote:

AYES—72

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

NOES—2

Mountjoy Pacheco, Rod

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

AYES—72

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

NOES—2

Mountjoy Pacheco, Rod

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON URGENCY CLAUSE AND CONCURRENCE IN SENATE AMENDMENTS
TO ASSEMBLY BILL NO. 441**

At 8:14 p.m., on motion of Assembly Member Aanestad, 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. 441 adopted by the following vote:

AYES—75

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

NOES—None

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

AYES—75

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

NOES—None

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON URGENCY CLAUSE AND CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 443**

At 8:14 p.m., on motion of Assembly Member Aanestad, 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. 443 adopted by the following vote:

AYES—74

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

NOES—None

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

AYES—74

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

NOES—None

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 445**

At 8:15 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 Assembly concurred in Senate amendments to Assembly Bill No. 445 by the following vote:

AYES—47

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

NOES—26

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

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 445: Assembly Member Briggs, from "Aye" to "No".

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON URGENCY CLAUSE AND CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 434**

At 8:15 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 Assembly Bill No. 434 adopted by the following vote:

AYES—60

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

NOES—12

Ashburn	Campbell, John	Leach	Pacheco, Rod
Bogh	Daucher	Mountjoy	Pescetti
Campbell, Bill	Hollingsworth	Pacheco, Robert	Wyman

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

AYES—60

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

NOES—12

Ashburn	Campbell, John	Leach	Pacheco, Rod
Bogh	Daucher	Mountjoy	Pescetti
Campbell, Bill	Hollingsworth	Pacheco, Robert	Wyman

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON URGENCY CLAUSE AND CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 426**

At 8:15 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 Assembly Bill No. 426 adopted by the following vote:

AYES—75

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

NOES—None

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

AYES—75

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

NOES—None

Above bill ordered enrolled.

COMMUNICATIONS

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

July 23, 2001

*The Honorable Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Third Floor
Sacramento, California*

RE: Explanation of Vote on Assembly Bill 426

The members of the Assembly Republican Caucus memorialized that, pursuant to enactment of AB 426—and with the creation of a 3% reserve in the 2001–02 state budget—the Governor possesses the authority to ensure the suspension of the ¼ cent sales tax increase scheduled for calendar year 2002.

Respectfully,

DAVE COX
BILL CAMPBELL
PATRICIA BATES
LYNNE C. LEACH
GEORGE RUNNER
DENNIS HOLLINGSWORTH
MIKE BRIGGS
MARK WYLAND
CHARLENE ZETTEL
DAVE KELLEY
DAVID COGDILL
RICHARD DICKERSON
SAM AANESTAD

ROY ASHBURN
ROD PACHECO
LYNN DAUCHER
ROBERT PACHECO
TOM HARMAN
ANTHONY PESCEtti
DENNIS MOUNTJOY
KEITH RICHMAN
ABEL MALDONADO
PHIL WYMAN
RUSS BOGH
JOHN CAMPBELL
TONY STRICKLAND

**CALL OF THE ASSEMBLY DISPENSED WITH
ON URGENCY CLAUSE AND CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 440**

At 8:15 p.m., on motion of Assembly Member Aanestad, 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. 440 adopted by the following vote:

AYES—76

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

NOES—None

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

AYES—76

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

NOES—None

Above bill ordered enrolled.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 435**

At 8:16 p.m., on motion of Assembly Member Aanestad, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly concurred in Senate amendments to Assembly Bill No. 435 by the following vote:

AYES—71

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

NOES—None

Above bill ordered enrolled.

RE-REFERENCE OF BILLS

Assembly Member Shelley was granted unanimous consent that Senate Bill No. 771 be re-referred from the Committee on Appropriations to the Committee on Business and Professions.

AUTHOR'S AMENDMENTS

Committee on Business and Professions

July 23, 2001

Mr. Speaker: The Chair of your Committee on Business and Professions reports:
Senate Bill No. 771

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

CORREA, Chairman

SENATE BILL NO. 771—An act to amend Sections 7006, 7026, 7027.3, 7028.7, 7028.13, 7059.1, 7071.11, 7074, 7091, 7112, 7153, 17910.5, 17913, 17917, 17923, 22355 and 22453.1 of, and to add Sections 5536.26, and 7112.1 to, the Business and Professions Code, relating to the regulation of businesses, 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.

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.

Resolutions read and adopted by the following vote:

AYES—75

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

NOES—None**MEMBERS EXCUSED FOR COMMITTEE MEETING**

At 8:19 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.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Upon request of Assembly Member Shelley, Assembly Members Cárdenas, Cardoza, and Runner were granted unanimous consent that the following statement of legislative intent be printed in the Journal:

Legislative Intent—Assembly Bill No. 426

July 23, 2001

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

Mr. Wilson: This letter is to clarify the intent of Assembly Bill 426, as passed by the Assembly on July 23, 2001. Amendments to Assembly Bill 426 adopted by the Senate on July 21, 2001, and included in the enrolled bill, added Sections 8 and 9, amending Sections 20543 and 20544 of the Revenue and Taxation Code. The intent of Sections 8 and 9 is to increase the benefits provided under the Gonsalves-Deukmejian-Petris Senior Citizens Property Tax Assistance Law by permanently increasing the computed amount of the benefit by 45 percent. Technical drafting errors in Sections 8 and 9, however, resulted in language that applies the 45 percent increase to the qualifying household income levels for the program, rather than to the amount of benefits. The Senate floor analysis of the bill explained the intended action correctly, as “a permanent increase in benefits of 45 percent over the current law level.” Likewise, the Assembly floor analysis noted that “the intent of the Senate amendments is to increase these payment amounts by 45 percent.” Assembly Bill 440, as enrolled, appropriates \$75 million from the General Fund for increased benefit costs in 2001–02, consistent with the intent of AB 426. The Legislature intends to achieve the original intent of Assembly Bill 426 by enacting corrective legislation as soon as possible.

Sincerely,

TONY CÁRDENAS, Chair
Assembly Budget CommitteeDENNIS CARDOZA, Chair
Assembly Rules CommitteeGEORGE RUNNER, Vice Chair
Assembly Budget Committee

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

Upon request of Assembly Member Shelley, Assembly Member Wiggins was granted unanimous consent that the following statement of legislative intent be printed in the Journal:

Legislative Intent—Assembly Bill No. 169

July 19, 2001

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

RE: Assembly Journal Entry
Legislative Intent—AB 169 (Wiggins)

Dear Speaker Hertzberg: AB 169 (2001) is intended to apply prospectively only. In particular, the language in subsection (c)(3) limiting reallocations or adjustments to a maximum of “1 percent of the total amount levied at a 1 percent rate of the current year’s original secured tax role” is not intended to apply to any reallocation or adjustment related to an issue discovered prior to July 1, 2001, or resulting from an audit which began prior to July 1, 2001, or to any allocation set by written agreement existing prior to July 1, 2001.

Respectfully,

PATRICIA WIGGINS, Assembly Member
Seventh District

REQUEST FOR UNANIMOUS CONSENT

Assembly Member Shelley was granted unanimous consent that all bills reported from policy committees today with a “Do Pass as Amended to Appropriations” recommendation, be taken up, without reference to file for purpose of second reading and adoption of committee amendments.

ADJOURN IN MEMORY

Assembly Members Rod Pacheco, Hollingsworth, and Bogh were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Jackie Cardelucci, of Riverside.

(Assembly Rule 45.5 suspended.)

Assembly Member Cedillo was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Robert “Bob” Wolf Gilbert, of Valencia.

(Assembly Rule 45.5 suspended.)

Assembly Members Wright and Goldberg were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of James H. Cleaver, of Los Angeles (former Editor of the *LA Sentinel*).

(Assembly Rule 45.5 suspended.)

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

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

Senate Bill No. 128, ordered to third reading.

SECOND READING OF SENATE BILLS

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

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

SENATE BILL NO. 1170—An act to amend Section 25000.5 of, and to add Chapter 8.3 (commencing with Section 25722) to Division 15 of, the Public Resources Code, relating to energy resources.

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

RECESS

By unanimous consent, at 8:27 p.m., Speaker pro Tempore Keeley declared the Assembly recessed.

RECONVENED

At 8:30 p.m., the Assembly reconvened.

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

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

On behalf of Assembly Member Correa, Assembly Member Shelley requested unanimous consent that a statement of legislative intent be printed in the Journal.

Assembly Member Strickland withheld unanimous consent.

Motion to Print in the Journal

Assembly Member Shelley moved that a statement of legislative intent relative to Assembly Bill No. 212 (Correa) be printed in the Journal.

Assembly Member Correa seconded the motion.

Motion carried by the following vote:

AYES—48

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

NOES—26

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

Legislative Intent—Assembly Bill No. 212

July 20, 2001

*The Honorable John Burton
President pro Tempore,
California Senate
State Capitol, Room 205
Sacramento, California*

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

RE: Letter to the Senate and Assembly Journals

Dear Senator Burton and Speaker Hertzberg: This letter memorializes our commitment to Governor Davis that, if Assembly Bill 212 (Correa) is enacted into law, we will seek the Legislature's support this year for urgency follow-up legislation to further clarify that a final agreement between the City of Tustin, the Santa Ana Unified School District and the Rancho Santiago Community College District nullifies the bill's requirement that the districts receive 100 acres at MCAS Tustin.

We are hopeful and supportive of efforts to resolve the dispute between the city and the districts locally. AB 212 is intended to promote a locally negotiated settlement. Via follow-up legislation, we are happy to eliminate any ambiguity in AB 212 that implies that the bill's requirements are not superceded by a final agreement between the parties. There should be no question that a successfully negotiated agreement has standing over the acreage transfer language in AB 212.

Very truly yours,

JOSEPH L. DUNN
Senator, 34th District

LOU CORREA
Assemblyman, 69th District

COMMUNICATIONS

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

July 23, 2001

*The Honorable Dotson Wilson
Chief Clerk of the Assembly
State Capitol, Third Floor
Sacramento, California*

RE: Explanation of Objection
to Assemblyman Lou Correa's AB 212 letter to the Journal

This letter memorializes my beliefs that withdrawing AB 212 from Governor Davis' desk would provide the greatest opportunity to facilitate an equitable settlement between all interested parties affected by the MCAS Tustin reuse plan, and, is the reason why I objected to the motion on Assemblyman Correa's AB 212 letter to the journal.

Respectfully,

JOHN CAMPBELL, Assembly Member
Seventieth District

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

ASSEMBLY CONCURRENT RESOLUTION NO. 90 (Robert Pacheco)—
Relative to Boy Scouts' 85th anniversary.

Resolution read.

Motion to Amend

Assembly Member Robert Pacheco moved the adoption of amendments.

Amendments read and adopted; resolution ordered reprinted.

At 8:53 p.m., Hon. Wilma Chan, 16th District, presiding

**Further Consideration of Assembly Concurrent Resolution No. 90,
as Amended, by Unanimous Consent**

Upon request of Assembly Member Shelley, Assembly Member Robert Pacheco was granted unanimous consent that Assembly Rule 69(c) be suspended to permit consideration of Assembly Concurrent Resolution No. 90, as amended, without reference to file, and that the same be considered engrossed.

ASSEMBLY CONCURRENT RESOLUTION NO. 90 (Robert Pacheco)—
Relative to Boys Scouts' 85th anniversary.

Resolution read.

**Members Made Coauthors of
Assembly Concurrent Resolution No. 90**

Assembly Member Robert Pacheco was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Assembly Concurrent Resolution No. 90.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Aanestad, Ashburn, Bates, Bogh, Briggs, Bill Campbell, John Campbell, Cogdill, Cox, Daucher, Dickerson, Harman, Havice, Hollingsworth, Kelley, Leach, Maldonado, Mountjoy, Rod Pacheco, Pescetti, Richman, Runner, Strickland, Wyland, Wyman, and Zettel.

Request for Unanimous Consent

Assembly Member Robert Pacheco was granted unanimous consent to take up Assembly Concurrent Resolution No. 90, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Concurrent Resolution No. 90, as Amended

ASSEMBLY CONCURRENT RESOLUTION NO. 90—Relative to Boy Scouts' 85th anniversary.

Resolution read, as amended.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 9:20 p.m.

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

At 9:21 p.m., Speaker pro Tempore Keeley, 27th District, presiding

CONSIDERATION OF CONSENT CALENDAR

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

Consent Calendar—Assembly Resolutions

ASSEMBLY CONCURRENT RESOLUTION NO. 92 (Firebaugh)—Relative to the California Arts Council.

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—Senate Bills

SENATE BILL NO. 164 (Johannessen)—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 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. 282 (Dunn)—An act to amend Section 12463.1 of the Government Code, relating to special districts.

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. 612 (Soto)—An act to amend Section 161 of the Military and Veterans Code, relating to the military.

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—75

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

NOES—None

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

MOTION TO RECONSIDER SENATE BILL NO. 111 WAIVED

Assembly Member Wyman waived his motion to reconsider the vote whereby Senate Bill No. 111 was passed.

Senate Bill No. 111 ordered transmitted to the Senate.

ANNOUNCEMENTS

Speaker pro Tempore Keeley announced the following session schedule:

July 24–27; July 30–August 3; August 6–10; and August 13–17, Floor session upon Call of the Speaker.

Monday, August 20, Floor session upon Call of the Speaker.

**CALL OF THE ASSEMBLY DISPENSED WITH ON
ASSEMBLY CONCURRENT RESOLUTION NO. 90**

At 9:37 p.m., on motion of Assembly Member Robert Pacheco, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Assembly Concurrent Resolution No. 90 refused adoption by the following vote:

AYES—37

Aanestad	Cogdill	Leach	Richman
Ashburn	Correa	Maldonado	Runner
Bates	Cox	Matthews	Strickland
Bogh	Daucher	Mountjoy	Thomson
Briggs	Dickerson	Nakano	Wyland
Campbell, Bill	Florez	Negrete McLeod	Wyman
Campbell, John	Harman	Pacheco, Robert	Zettel
Canciamilla	Havice	Pacheco, Rod	
Cardoza	Hollingsworth	Papan	
Chavez	Kelley	Pescetti	

NOES—17

Alquist	Diaz	Koretz	Steinberg
Aroner	Firebaugh	Longville	Wesson
Cedillo	Goldberg	Migden	
Chu	Keeley	Nation	
Cohn	Kehoe	Oropeza	

ADJOURN IN MEMORY

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 Calbert Roy “Cal” Florence Sr., of Sacramento.

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 Donald L. Fischer, of Lancaster.

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 Peter Goldman, of Greenbrae.

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 Mary Jane Johnson, of Napa.

VOTE ADDS

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

Assembly Bill No. 430, Urgency and Concurrence: Wyland and Zettel—No.

Assembly Bill No. 427, Urgency and Concurrence: Havice, Horton, and Wyland—Aye.

Assembly Bill No. 445, Concurrence: Maldonado—No.

Assembly Bill No. 440, Urgency and Concurrence: Firebaugh—Aye.

MOTION TO ADJOURN

At 9:38 p.m., Assembly Member Wayne moved that the Assembly do now adjourn.

Assembly Member Bogh seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 9:38 p.m., Speaker pro Tempore Keeley declared the quorum call of the Assembly dispensed with.

REPORTS OF STANDING COMMITTEES**Committee on Education**

Date of Hearing: July 11, 2001

Mr. Speaker: Your Committee on Education reports:

Senate Bill No. 178

Senate Bill No. 286

Senate Bill No. 233

Senate Bill No. 320

Senate Bill No. 258

Senate Bill No. 374

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

STROM-MARTIN, Chairwoman

Above bills ordered to second reading.

Date of Hearing: July 11, 2001

Mr. Speaker: Your Committee on Education reports:

Senate Bill No. 498

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

STROM-MARTIN, Chairwoman

Above bill ordered to second reading.

Date of Hearing: July 11, 2001

Mr. Speaker: Your Committee on Education reports:

Senate Bill No. 240

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

STROM-MARTIN, Chairwoman

Above bill ordered to second reading.

Committee on Jobs, Economic Development and the Economy

Date of Hearing: July 17, 2001

Mr. Speaker: Your Committee on Jobs, Economic Development and the Economy reports:

Senate Bill No. 442

Senate Bill No. 1044

Senate Bill No. 1111

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

REYES, Chairwoman

Above bills ordered to second reading.

SECOND READING OF BILLS BY UNANIMOUS CONSENT

Pursuant to unanimous consent the following bills were taken up without reference to file, for purpose of second reading and adoption of committee amendments.

SENATE BILL NO. 178—An act to amend Sections 46200, 46200.5, 46201, 46201.5, and 46202 of, and to repeal and add Section 46206 of, the Education Code, relating to educational instruction and services.

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. 233—An act to amend Sections 60601, 60605, 60607, 60641, 60642, 60642.5, 60643, 60643.5, 60650, 69995, 69997, and 69998 of, to add Sections 60605.6 and 60653 to, and to repeal Sections 60609 and 60640.1 of, the Education Code, relating to pupil testing.

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. 258—An act to add Section 42249.9 to the Education Code, relating to voluntary desegregation.

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. 286—An act relating to school safety.

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. 320—An act to add Sections 33126.3, 48913.5 and 48927 to the Education Code, relating to pupil discipline.

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. 374—An act to amend Sections 64000 and 64001 of the Education Code, relating to categorical programs.

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. 498—An act to amend Section 52053 of the Education Code, relating to schools.

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

SENATE BILL NO. 240—An act to add and repeal Chapter 3 (commencing with Section 63075) to Part 35 of the Education Code, relating to the Capistrano Unified School District.

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. 442—An act to add Section 12019 to the Government Code, and to amend Section 50451 of, and to add Section 50455.6 to, the Health and Safety Code, relating to housing, and making an appropriation therefor.

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

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

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

SENATE BILL NO. 1111—An act to add Chapter 10 (commencing with Section 11850) to Part 1 of Division 3 of Title 2 of the Government Code, relating to international trade.

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

INTRODUCTION OF GUESTS

Assembly Member Cardenas, of the 39th Assembly District, introduced Faith Florez, daughter of Assembly Member Florez.

Assembly Member Florez, of the 30th Assembly District, introduced Josephina Torres and Miguel Angel Torres, of Mexico.

ADJOURNMENT

At 9:38 p.m., pursuant to the motion by Assembly Member Wayne, the Assembly adjourned to reconvene upon Call of the Speaker, out of respect to the memory of Dalton Moore, on motion of Assembly Member Briggs; out of respect to the memory of Calbert Roy "Cal" Florence Sr., on motion of Assembly Member Leslie; out of respect to the memory of Donald L. Fischer, on motion of Assembly Member Runner; out of respect to the memory of James H. Cleaver, on motion of Assembly Members Wright and Goldberg; out of respect to the memory of Mary Jane Johnson, on motion of Assembly Member Simitian; out of respect to the memory of Jackie Cardelucci, on motion of Assembly Members Rod Pacheco, Hollingsworth, and Bogh; and out of respect to the memory of Robert "Bob" Wolf Gilbert, on motion of Assembly Member Cedillo.

ROBERT M. HERTZBERG, Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON JULY 23, 2001**

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

ACA RN

9 0116846

ACR RN

90 0118898

SB RN

32 0118962
178 0118295
233 0118299
240 0118303
258 0118300
286 0118306
320 0118297
374 0118304
394 0118700
442 0118899
498 0118503
532 0118895
771 0118749
1044 0118665
1111 0118900
1170 0118656
1194 0118382

Daily Total: 19
Cumulative Total: 2677