

CALIFORNIA LEGISLATURE
2003-04 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, July 24, 2003

**ONE HUNDRED TENTH SESSION DAY
TWO HUNDRED THIRTY-FIFTH 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 24, 2003

The Assembly met at 10 a.m.
Hon. Christine Kehoe, 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 Nunez moved a quorum call of the Assembly.
Motion carried. Time, 10:01 a.m.
The Speaker pro Tempore directed the Sergeant at Arms to close the
doors, and to bring in the absent Members.

Quorum Present

At 10:09 a.m., Speaker pro Tempore Kehoe declared a quorum of the
Assembly present.

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

Aghazarian	Dymally	Levine	Pacheco
Bates	Frommer	Lieber	Parra
Benoit	Garcia	Liu	Pavley
Berg	Goldberg	Longville	Plescia
Bermudez	Hancock	Lowenthal	Reyes
Bogh	Harman	Maddox	Richman
Calderon	Haynes	Maldonado	Ridley-Thomas
Campbell	Horton, Jerome	Matthews	Runner
Canciamilla	Horton, Shirley	Maze	Salinas
Chan	Houston	McCarthy	Samuelian
Chavez	Jackson	Montanez	Spitzer
Chu	Keene	Mountjoy	Steinberg
Cogdill	Kehoe	Mullin	Strickland
Cohn	Koretz	Nakanishi	Vargas
Corbett	La Malfa	Nakano	Wiggins
Correa	La Suer	Nation	Wolk
Cox	Laird	Negrete McLeod	Wyland
Diaz	Leno	Nunez	Yee
Dutra	Leslie	Oropeza	Mr. Speaker

PRAYER

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

O Lord our God, Your grace has shone forth and given light to our souls. Help us to cast off the works of darkness and put on the armor of light. Gather together the scattered thoughts of our minds and purify our hearts, for You always grant forgiveness to those who ask. And so we pray to You, have mercy on us Lord, and save us.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Kehoe, Assembly Member Maze 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 Cogdill.

LEAVES OF ABSENCE FOR THE DAY

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

On legislative business: Assembly Member Simitian.

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

Because of illness: Assembly Member Firebaugh.

Because of illness, and waiving per diem: Assembly Member Dutton.

EXPLANATIONS OF ABSENCE

Pursuant to the Assembly Rules, the following explanation of absence was ordered printed in the Journal:

July 17, 2003

The Honorable Herb J. Wesson, Jr.

Speaker of the Assembly

State Capitol, Room 219

Sacramento, California

Dear Speaker Wesson,

This is a request to be excused from Session on Thursday, July 24, 2003. I have legislative business in the district.

If you should have any questions, please call Priscilla Ouchida in my office.

Thank you for your consideration of this request.

Sincerely,

S. JOSEPH SIMITIAN, Assembly Member
Twenty-first District

PROPOSED INITIATIVES

The following communications were presented by the Chief Clerk from:

Tricia Knight, Initiative Coordinator, Department of Justice, Office of the Attorney General, Sacramento, transmitting copies of the title, summary, and text of the following proposed initiatives, pursuant to Section 9007, Elections Code:

**Confinement and Feeding of Veal Calves.
Confinement of Pregnant Farm Pigs.
Initiative Statute. SA 2003RF0022**

Referred by the Speaker to the Committee on Agriculture.

**Confinement of Pregnant Farm Pigs.
Initiative Statute. SA 2003RF0023**

Referred by the Speaker to the Committee on Agriculture.

**Confinement of Veal Calves and Pregnant Farm Pigs.
Initiative Statute. SA 2003RF0024**

Referred by the Speaker to the Committee on Agriculture.

REPORTS

The following reports were presented by the Chief Clerk:

**North Coast Watershed Assessment Program Reports
Mattole River Watershed Assessment Report,
Gualala River Watershed Assessment Report,
and Gualala River Watershed Assessment Appendices for March 2003
(Pursuant to Government Code Section 9795)**

Above transmitted report, together with letter of transmittal from Mary D. Nichols, Secretary, Resources Agency, dated July 3, 2003, referred by the Speaker to the Committee on Water, Parks and Wildlife.

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

California State Auditor

2002-121
July 22, 2003

*The Honorable Speaker of the Assembly
The Honorable Members of the Assembly
of the Legislature of California
State Capitol, Room 3196
Sacramento, California*

Members of the Assembly: As requested by the Joint Legislative Audit Committee (audit committee), the Bureau of State Audits presents its audit report concerning the California Environmental Protection Agency (Cal/EPA) and its entities involved in the cleanup of properties contaminated by hazardous materials and waste, the Department of Toxic Substances Control (Toxics) and the State Water Resources Control Board (State Water Board). The audit committee requested that we provide information on how many orphan sites and sites with orphan shares exist in the State, as well as how much funding is needed and how much is directly available to clean up those sites.

This report concludes that insufficient data exists to determine the number of orphan sites and sites with orphan shares, and that liability concerns and funding constraints can impede their cleanup and

redevelopment. Specifically, state law does not require Toxics and the State Water Board to maintain a database to capture this information. However, Toxics' database that tracks contaminated properties currently reports 46 orphan sites and, as of January 1, 2003, its program that addresses properties with orphan shares has three sites eligible to receive orphan share compensation. Due to insufficient data in the State Water Board's database that tracks contaminated sites, we were unable to identify the number of orphan sites under its jurisdiction. However, the State Water Board's unaudited data indicate that it has only seven orphan sites to which it has committed a total of \$1.4 million in state resources. Further, the State Water Board does not have orphan shares because even though some share of the cleanup costs is not attributable to a responsible party, each party must assume full responsibility for those costs.

Although Toxics' primary funding source for cleanup, an environmental fee levied on corporations, has remained relatively stable, the State has recently reduced the amount of General Fund appropriations made available to cover cleanup costs. For example, the Cleanup Loans and Environmental Assistance to Neighborhoods Account received \$85 million in General Fund appropriations during fiscal year 2000-01, but \$77 million was transferred back to the General Fund in the subsequent fiscal year. However, Toxics anticipates that it needs between \$124 million and \$146 million for the long-term remediation of existing orphan sites and \$2.4 million in orphan share compensation during fiscal year 2003-04.

Respectfully submitted,

ELAINE M. HOWLE
State Auditor

Above report referred to the Committee on Environmental Safety and Toxic Materials.

SPECIAL COMMITTEE MEETINGS

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

Select Committee on Prison Construction and Operations, on July 30, 2003, in Sacramento;

Labor and Employment, on Wednesday, July 30, 2003, at 1:30 p.m., in Room 447;

Subcommittee on Mental Health to convene jointly with the Select Committee on Children's Physical and Mental Well Being in Diverse California Communities, on August 13, 2003;

Select Committee on the I-5/7-10 Expansion, on August 13, 2003, at 10 a.m.;

Select Committee on Water Management, Storage, Conservation and Supply, on Thursday, August 21, 2003, at 1 p.m., or upon adjournment of Floor Session.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 23, 2003

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

- | | |
|------------------------|------------------------|
| Assembly Bill No. 144 | Assembly Bill No. 1399 |
| Assembly Bill No. 373 | Assembly Bill No. 1423 |
| Assembly Bill No. 518 | Assembly Bill No. 1745 |
| Assembly Bill No. 1104 | |

And reports the same correctly enrolled, and presented to the Governor on the 23rd day of July, 2003, at 1:30 p.m.

E. DOTSON WILSON, Chief Clerk

Assembly Chamber, July 24, 2003

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

- Assembly Concurrent Resolution No. 114

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY CONCURRENT RESOLUTION NO. 128—Corbett. Relative to juvenile courts.

REFERENCE OF BILLS TO COMMITTEE

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

Assembly Concurrent

<i>Resolution No.</i>	<i>Committee</i>
121 -----	Trans.
122 -----	V.A.
123 -----	G.O.
124 -----	Higher Ed.
125 -----	Rls.

Assembly Joint

<i>Resolution No.</i>	<i>Committee</i>
46 -----	A.,E.,S.,T. & I.M.

Senate Concurrent

<i>Resolution No.</i>	<i>Committee</i>
44 -----	Rls.

**AUTHOR'S AMENDMENTS
Committee on Appropriations**

July 24, 2003

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

- Senate Bill No. 380
Senate Bill No. 969

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

STEINBERG, Chair

SENATE BILL NO. 380—An act to add Section 21655.10 to the Vehicle Code, relating to highways.

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. 969—An act to amend Sections 4999.2 and 4999.7 of the Business and Professions Code, and to amend Section 1348.8 of the Health and Safety Code, relating to health care service plans.

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 24, 2003

Mr. Speaker: The Chair of your Committee on Appropriations reports:
Senate Bill No. 627

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

STEINBERG, Chair

SENATE BILL NO. 627—An act to amend Sections 22203.5, 22213, 22503, 22663, 22713, 22714, 22801, 22801.5, 22820, 22823, 22826, 22905, 23203, 23300, 24002, 24012, 24111, 24214, 24216.6, 24300, 24606, 24615, 24975, 25000.9, 25018.5, 25101, and 25940 of the Education Code, relating to state teachers' retirement.

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 24, 2003

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

Senate Bill No. 543

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

LAIRD, Chair

SENATE BILL NO. 543—An act to add Chapter 1.5 (commencing with Section 1249) to Part 2 of Division 2 of the Water Code, relating to water.

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

AUTHOR'S AMENDMENTS
Committee on Appropriations

July 24, 2003

Mr. Speaker: The Chair of your Committee on Appropriations reports:
Senate Bill No. 15

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

STEINBERG, Chair

SENATE BILL NO. 15—An act to amend Sections 17073.15, 17073.20, 17074.10, 17077.42, 17078.52, 17078.58, 17078.53, 17078.54, 17078.57, and 17078.62 of, and to repeal Section 17078.50 of, the Education Code, and to amend Section 65352.2 of the Government Code, relating to education facilities.

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 24, 2003

Mr. Speaker: The Chair of your Committee on Appropriations reports:
Senate Bill No. 261

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

STEINBERG, Chair

SENATE BILL NO. 261—An act to amend Section 1375.4 of, and to add Sections 1375.9, 1375.10, 1375.11, and 1375.12 to, the Health and Safety Code, relating to health care service plans.

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

Date of Hearing: July 24, 2003

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 6
Assembly Concurrent Resolution No. 11
Assembly Concurrent Resolution No. 107

With the recommendation: Be adopted.

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

NATION, Chair

Above resolutions ordered to the Consent Calendar.

Date of Hearing: July 24, 2003

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 38

With the recommendation: Be adopted.

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

NATION, Chair

Above resolution ordered to the Consent Calendar.

MESSAGES FROM THE GOVERNOR

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

Veto Message—Assembly Bill No. 80

Governor's Office, Sacramento
July 21, 2003

To Members of the California State Assembly:

I am returning Assembly Bill 80 without my signature.

This bill would result in an unfunded liability for some of California's largest counties such as Alameda, Los Angeles, and San Diego, because the employee's contribution would not be adequate to fund this benefit under this bill. Furthermore, the Department of Finance believes this measure inadvertently would allow a retiree to double dip, i.e. collect a

pension for his out of state employment at the same time California taxpayers are paying for that very same employment service.

While I fully believe in supporting our public safety employees, the current fiscal difficulties facing California preclude me from increasing employee benefit packages, that are not cost neutral, upon counties when their ability to provide vital services and current staffing levels are in jeopardy.

Sincerely,

GRAY DAVIS

RECEIPT

I acknowledge receipt this 21st day of July 2003 at 10:48 p.m., of Assembly Bill No. 80, without the Governor's signature, together with a statement of his objections thereto, signed by the Governor, delivered to me personally by Pamela Oto.

HUGH R. SLAYDEN

Acting Chief Clerk of the Assembly

The following messages from the Governor were received and ordered printed in the Journal:

Governor's Office, Sacramento
July 22, 2003

To the Members of the California Legislature:

I am signing Assembly Bill 142, which requires any property acquired by the San Diego River Conservancy to be acquired through the Public Works Board pursuant to the Property Acquisition Law.

As this bill was moving through the Legislature, concern was expressed that the statutes setting forth the powers and duties of the conservancy do not expressly prohibit the conservancy from acquiring property through the use of eminent domain. However, unless specifically authorized, the conservancy would not have eminent domain powers. Furthermore, acquisitions made by the conservancy would be from recent voter-approved bonds which specifically state that the bond funds can be used to acquire land from willing sellers only.

With this clarification of the Conservancy's powers, I am signing AB 142.

Sincerely,

GRAY DAVIS

Governor's Office, Sacramento
July 22, 2003

To the Members of the California Legislature:

I am signing Assembly Bill 223 because it returns California law to the point at which it has been for the last twenty years preceding the decision in *Smith v. Rae-Venter* (2002). This bill codifies a body of case law holding that an employee is successful on appeal even if the court awards an amount that is the same or lesser than previously awarded by the Labor Commissioner.

The hearings held by the Labor Commissioner are intended to provide a prompt, low cost resolution for employer-employee wage disputes. Furthermore, Labor Code Section 98.4 mandates that the Division of Labor Standards Enforcement provide legal representation

to claimants in employer-filed de novo appeals when the employee is unable to afford counsel. The Division now represents over 800 claimants per year in these de novo proceedings. California taxpayers who pay for attorney representation in these appeals cases should be entitled to have the attorney's fees and costs reimbursed if the employee prevails. Ninety percent of all de novo appeals are filed by employers. Moreover, in the six months since the *Smith* decision, the division's workload has tripled in this area, indicating that the decision may have given incentive to parties to file costly court appeals, rather than to resolve the matters at the less costly administrative level.

Finally, I would note that not only does AB 223 return California law to the holdings in the twenty years of cases before *Smith*, it is also consistent with laws in other large states, such as New York and Texas.

Sincerely,

GRAY DAVIS

Governor's Office, Sacramento

July 22, 2003

To the Members of the California Legislature:

I am pleased to sign Assembly Bill 812, which will assist in the development of a state-of-the-art regional transportation hub serving the San Francisco Bay area community and its millions of visitors by providing the necessary approval from the Legislature for the demolition of the Transbay Terminal Building located in San Francisco.

Concurrent with my action today in signing this measure, the California Department of Transportation has executed a cooperative agreement with the City and County of San Francisco and the Peninsula Corridor Joint Powers Board, that transfers the property of the existing Transbay Terminal Building and surrounding properties currently owned by the Department of Transportation. This agreement ensures that the state's financial interests will be protected, as well as the completion of the west approach of the San Francisco-Oakland Bay Bridge seismic retrofit and replacement project, which is a vital public safety project.

I am pleased to take these actions today to sign this measure and execute a transfer agreement that protects the State's interests and allows this important Bay Area transportation improvement project to proceed. The attached letter from Director Jeff Morales outlines the details of the agreement.

Sincerely,

GRAY DAVIS

Governor's Message, Assembly Bill No. 812—Attachment

Department of Transportation
Office of the Director
Sacramento, California

July 22, 2003

*Governor Gray Davis
State of California
Sacramento, California*

Dear Governor Davis: In 2001, you vetoed AB 1419 (Aroner), legislation that would have transferred the Transbay Transit Terminal and certain nearby undeveloped parcels from the State to San Francisco for construction of a new regional transit facility, with no consideration provided to the State. The bill failed to protect the State's interests, as discussed in detail below. In vetoing the bill, you directed the Department to pursue administrative means of transferring the properties in order to allow the important transportation improvement to proceed, and at the same time addressing the State's interests. Today, we have executed this transfer. In accordance with this agreement, and pending certain conditions, the properties will be transferred to the Transbay Joint Powers Authority (Authority) and the City and County of San Francisco.

The administrative transfer is a significant improvement over the transfer approved by the Legislature, as noted below. First, AB 1419 created conflicts with timely delivery of the seismic retrofit of the West Approach to the San Francisco-Oakland Bay Bridge. We now have protections to insure that this vital safety project will not be delayed as a result of the transfer. AB 1419 would have required the State to perform the environmental cleanup of the property. Under our agreement, that responsibility is the Authority's, saving the State at least \$20 million. Under AB 1419, the State would have lost all lease revenue currently generated from the properties immediately. With our agreement, the State will continue to receive lease revenues even after the transfer is complete. By transferring the property, the State avoids costs of at least \$300 million that would be needed to bring the existing property up to code, seismic safety, and other requirements. Further, our agreement includes a reversionary clause that returns the property, or the cash equivalent, to the State in the event that the Authority is unable to meet its obligations. Funds from the sale of any excess property will go into an interest-bearing account, and can be used only for construction of a new terminal. All funds, including interest, will be returned to the State if the new terminal is not constructed. Successful completion of the project will represent a major improvement in regional and interregional transportation without any additional State investment required. The combination of these savings and benefits clearly exceed the revenues the state could theoretically gain through the sale of non-operating right-of-way property surrounding the terminal.

AB 812, which has been approved by the Legislature, is consistent with the agreement to transfer the Transbay Transit Terminal, and will allow the project to proceed.

In vetoing AB 1419, you expressed appropriate concerns for protecting the interests of California taxpayers. I am pleased that we

have been able to address those concerns, and have executed a transfer that protects the State's interests, and allows this key transportation improvement to proceed.

Sincerely,

JEFF MORALES
Director

MESSAGES FROM THE LIEUTENANT GOVERNOR

The following message from the Lieutenant Governor was received and ordered printed in the Journal:

Special Election Proclamation

I, CRUZ M. BUSTAMANTE, Lieutenant Governor of the State of California, by the power and authority vested in me by Sections 15 and 17, Article II of the Constitution of the State of California, do hereby proclaim and order that a special statewide election shall be held on the 7th day of October, 2003, to determine whether Gray Davis, Governor of the State of California, shall be recalled, and if the majority vote on the question is to recall, to elect a successor.

IN WITNESS WHEREOF, I hereunto set my hand
and have caused the Great Seal of the State of
California to be affixed on this 24th day of July, of
the Year Two Thousand and Three.



CRUZ M. BUSTAMANTE
Lieutenant Governor of California

ATTEST:

KEVIN SHELLEY
Secretary of State

MESSAGES FROM THE SENATE

July 21, 2003

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

Dear Dotson: By direction of the Senate I am returning Senate Bill 109 and Senate Bill 644 to the Assembly for further action.

Sincerely,

GREGORY P. SCHMIDT
Secretary of the Senate

Above bills held at the Desk.

Senate Chamber, July 21, 2003

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

Assembly Bill No. 149
 Assembly Bill No. 227
 Assembly Bill No. 968
 Assembly Bill No. 1099
 Assembly Bill No. 1215

Assembly Bill No. 1262
 Assembly Bill No. 1324
 Assembly Bill No. 1483
 Assembly Bill No. 1578
 Assembly Bill No. 1579

And respectfully requests the Assembly to concur in said amendments.

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

Above bills ordered to unfinished business file.

Senate Chamber, July 21, 2003

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

Assembly Bill No. 44
 Assembly Bill No. 134
 Assembly Bill No. 188
 Assembly Bill No. 323
 Assembly Bill No. 355
 Assembly Bill No. 360
 Assembly Bill No. 447
 Assembly Bill No. 524
 Assembly Bill No. 540
 Assembly Bill No. 542
 Assembly Bill No. 722
 Assembly Bill No. 763
 Assembly Bill No. 777
 Assembly Bill No. 790
 Assembly Bill No. 794
 Assembly Bill No. 953
 Assembly Bill No. 962

Assembly Bill No. 967
 Assembly Bill No. 976
 Assembly Bill No. 1069
 Assembly Bill No. 1080
 Assembly Bill No. 1098
 Assembly Bill No. 1102
 Assembly Bill No. 1153
 Assembly Bill No. 1166
 Assembly Bill No. 1247
 Assembly Bill No. 1294
 Assembly Bill No. 1413
 Assembly Bill No. 1420
 Assembly Bill No. 1505
 Assembly Bill No. 1584
 Assembly Bill No. 1606
 Assembly Bill No. 1710

And respectfully requests the Assembly to concur in said amendments.

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

Above bills ordered to unfinished business file.

Senate Chamber, July 21, 2003

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

Assembly Bill No. 301

And respectfully requests the Assembly to concur in said amendments.

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

Above bill ordered to unfinished business file.

Senate Chamber, July 21, 2003

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

Assembly Joint Resolution No. 32

And respectfully requests the Assembly to concur in said amendments.

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

Above resolution ordered to unfinished business file.

Senate Chamber, July 21, 2003

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

Assembly Bill No. 132
 Assembly Bill No. 187
 Assembly Bill No. 388
 Assembly Bill No. 535
 Assembly Bill No. 709
 Assembly Bill No. 716
 Assembly Bill No. 718
 Assembly Bill No. 836
 Assembly Bill No. 902
 Assembly Bill No. 908

Assembly Bill No. 922
 Assembly Bill No. 1048
 Assembly Bill No. 1304
 Assembly Bill No. 1430
 Assembly Bill No. 1509
 Assembly Bill No. 1600
 Assembly Bill No. 1727
 Assembly Bill No. 1743
 Assembly Bill No. 1778

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

Above bills ordered enrolled.

Senate Chamber, July 21, 2003

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

Senate Bill No. 79
 Senate Bill No. 139
 Senate Bill No. 181
 Senate Bill No. 378
 Senate Bill No. 392

Senate Bill No. 660
 Senate Bill No. 736
 Senate Bill No. 812
 Senate Bill No. 965
 Senate Bill No. 1063

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

Senate Chamber, July 21, 2003

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

Senate Bill No. 223
Senate Bill No. 899
Senate Bill No. 1007
Senate Bill No. 1071

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

Senate Chamber, July 21, 2003

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

Senate Bill No. 269

GREGORY 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. 269—An act to add Section 22212.5 to the Education Code, and to amend Section 20098 of the Government Code, relating to public employees' retirement, and declaring the urgency thereof, to take effect immediately.

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

Speaker pro Tempore Kehoe was granted unanimous consent that upon receipt from the Senate Assembly Bill No. 323 is to be re-referred to the Committee on Veterans Affairs, pursuant to Assembly Rule 77.2.

BILLS REMOVED FROM CONSENT CALENDAR

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

Senate Bills Nos. 226, 642, 967, 993, 1074, and 1078, on request of Assembly Member Chan.

BILLS REMOVED FROM CONSENT CALENDAR

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

Senate Bill No. 362, on request of Assembly Member Chan.

**ACTION RESCINDED ON SENATE BILL NO. 644
AND BILL PLACED UPON INACTIVE FILE**

Assembly Member Chan was granted unanimous consent to rescind the action whereby the Assembly, on July 17, 2003 (Assembly Journal, page 2823), passed Senate Bill No. 644, and whereby the bill was ordered transmitted to the Senate, and that the bill be placed upon the inactive file.

SPECIAL COMMITTEE MEETINGS

Assembly Member Parra was granted unanimous consent that the Committee on Veterans Affairs be permitted to hold a special meeting at this time, and that Joint Rule 62(a) be waived for the purpose of hearing Assembly Concurrent Resolution No. 122.

BILLS RETURNED TO UNFINISHED BUSINESS FILE

Pursuant to Assembly Rule 78, the following bill was withdrawn from the inactive file, and placed upon the unfinished business file:

Assembly Bill No. 1436, on request of Assembly Member Runner.

**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. 278, 294, 445, 705, 739, 752, 824, 930, and 875 ordered to third reading;

Senate Bill No. 851, ordered to the Consent Calendar.

SECOND READING OF SENATE BILLS

SENATE BILL NO. 551—An act to add Section 758.5 to the Insurance Code, relating to auto insurance.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 256—An act to amend Section 76100 of, and to add Section 70404 to, the Government Code, relating to court facilities.

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. 363—An act to amend Sections 144, 473, 2307, 3740, 4980.34, 4980.40, 4980.41, 4980.50, 4980.54, 4980.80, 4984.4, 4996.1, 4996.6, 4996.17, 5801, 5810, 7607, 7631, 7632, 7649, 7706, 7725, 7887, 9653, 9719, 9768, and 9788 of, to add Sections 2029 and 9781.5 to, and to repeal and add Section 5811 of, the Business and Professions Code, and to amend Section 8277 of the Health and Safety Code, relating to professions and vocations, 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.

SENATE BILL NO. 795—An act to amend Sections 2557 and 2558 of, and to add Section 2551.6 to, the Streets and Highways Code, and to amend Sections 2421.5, 2430.1, 2430.2, 2435, and 2436 of, and to repeal Sections 2437, 2438, 2439, and 2440 of, the Vehicle Code, relating to streets and highways.

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. 907—An act to amend Sections 101, 144, 146, and 149 of, and to add and repeal Chapter 8.2 (commencing with Section 3610) of Division 2 of, the Business and Professions Code, and to amend Section 13401.5 of the Corporations Code, relating to the healing arts, 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.

SENATE BILL NO. 476—An act to amend Sections 1797.98a, 1797.98b, 1797.98c, and 1797.98e of the Health and Safety Code, relating to health.

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. 99—An act to add Section 10205.1 to the Government Code, relating to state civil service.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 430—An act to amend, repeal, and add Sections 316, 1000, 1001, 1201, and 1202 of the Elections Code, relating to statewide primary elections.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1002—An act to amend Sections 25281 and 25297.1, of and to add Section 25296.09 to, the Health and Safety Code, relating to hazardous substances, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 476 ORDERED TO THIRD READING

Assembly Member Chan was granted unanimous consent that Senate Bill No. 476 be ordered from second reading to the third reading file.

BILLS WITHDRAWN FROM COMMITTEE AND PLACED ON FILE

Assembly Member Steinberg was granted unanimous consent that Senate Bill No. 140, be withdrawn from the Committee on Appropriations and placed on the second reading file.

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 302 (Chan)—An act to add Chapter 10 (commencing with Section 108920) to Part 3 of Division 104 of the Health and Safety Code, relating to toxic substances.

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.)

Request for Use of Visual Aids

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

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

AYES—47

Berg	Dymally	Liu	Parra
Bermudez	Frommer	Longville	Pavley
Calderon	Goldberg	Lowenthal	Reyes
Canciamilla	Hancock	Maldonado	Ridley-Thomas
Chan	Horton, Jerome	Matthews	Salinas
Chavez	Jackson	Montanez	Steinberg
Chu	Kehoe	Mullin	Vargas
Cohn	Koretz	Nakano	Wiggins
Corbett	Laird	Nation	Wolk
Correa	Leno	Negrete McLeod	Yee
Diaz	Levine	Nunez	Mr. Speaker
Dutra	Lieber	Oropeza	

NOES—28

Aghazarian	Garcia	La Suer	Pacheco
Bates	Harman	Leslie	Plescia
Benoit	Haynes	Maddox	Richman
Bogh	Horton, Shirley	Maze	Runner
Campbell	Houston	McCarthy	Samuelian
Cogdill	Keene	Mountjoy	Spitzer
Cox	La Malfa	Nakanishi	Wyland

Above bill ordered enrolled.

ASSEMBLY BILL NO. 703 (Dymally)—An act to add Section 8315 to the Government Code, relating to racial discrimination.

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—46

Berg	Dymally	Liu	Pavley
Bermudez	Frommer	Longville	Reyes
Calderon	Goldberg	Lowenthal	Ridley-Thomas
Canciamilla	Hancock	Matthews	Salinas
Chan	Horton, Jerome	Montanez	Steinberg
Chavez	Jackson	Mullin	Vargas
Chu	Kehoe	Nakano	Wiggins
Cohn	Koretz	Nation	Wolk
Corbett	Laird	Negrete McLeod	Yee
Correa	Leno	Nunez	Mr. Speaker
Diaz	Levine	Oropeza	
Dutra	Lieber	Parra	

NOES—26

Aghazarian	Harman	Maddox	Plescia
Bates	Haynes	Maldonado	Richman
Benoit	Houston	Maze	Runner
Bogh	Keene	McCarthy	Samuelian
Campbell	La Malfa	Mountjoy	Wyland
Cogdill	La Suer	Nakanishi	
Cox	Leslie	Pacheco	

Above bill ordered enrolled.

MOTIONS TO RECONSIDER BILLS CONTINUED

By unanimous consent, the motions to reconsider the votes on Assembly Bill No. 100; and Senate Bills Nos. 1041 and 1043 were continued until the next legislative day.

MOTION TO RECONSIDER SENATE JOINT RESOLUTION NO. 3

In compliance with a motion given on a previous day, Assembly Member Wolk moved that the vote be reconsidered whereby Senate Joint Resolution No. 3 was refused adoption.

Senate Joint Resolution No. 3 reconsidered by the following vote:

AYES—46

Berg	Dymally	Liu	Pavley
Bermudez	Frommer	Longville	Reyes
Calderon	Goldberg	Lowenthal	Ridley-Thomas
Canciamilla	Hancock	Matthews	Salinas
Chan	Horton, Jerome	Montanez	Steinberg
Chavez	Jackson	Mullin	Vargas
Chu	Kehoe	Nakano	Wiggins
Cohn	Koretz	Nation	Wolk
Corbett	Laird	Negrete McLeod	Yee
Correa	Leno	Nunez	Mr. Speaker
Diaz	Levine	Oropeza	
Dutra	Lieber	Parra	

NOES—29

Aghazarian	Harman	Maddox	Richman
Bates	Haynes	Maldonado	Runner
Benoit	Horton, Shirley	Maze	Samuelian
Bogh	Houston	McCarthy	Spitzer
Campbell	Keene	Mountjoy	Wyland
Cogdill	La Malfa	Nakanishi	
Cox	La Suer	Pacheco	
Garcia	Leslie	Plescia	

Further Consideration of Senate Joint Resolution No. 3

SENATE JOINT RESOLUTION NO. 3 (Alarcon)—Relative to the Temporary Assistance for Needy Families (TANF) program.

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

AYES—45

Berg	Frommer	Longville	Reyes
Bermudez	Goldberg	Lowenthal	Ridley-Thomas
Calderon	Hancock	Matthews	Salinas
Canciamilla	Horton, Jerome	Montanez	Steinberg
Chan	Jackson	Mullin	Vargas
Chavez	Kehoe	Nakano	Wiggins
Chu	Koretz	Nation	Wolk
Cohn	Laird	Negrete McLeod	Yee
Corbett	Leno	Nunez	Mr. Speaker
Diaz	Levine	Oropeza	
Dutra	Lieber	Parra	
Dymally	Liu	Pavley	

NOES—28

Aghazarian	Garcia	La Suer	Pacheco
Bates	Harman	Leslie	Plescia
Benoit	Haynes	Maldonado	Richman
Bogh	Horton, Shirley	Maze	Runner
Campbell	Houston	McCarthy	Samuelian
Cogdill	Keene	Mountjoy	Spitzer
Cox	La Malfa	Nakanishi	Wyland

Resolution ordered transmitted to the Senate.

THIRD READING OF SENATE BILLS

SENATE BILL NO. 1022 (Perata)—An act to add Title 2.97 (commencing with Section 1812.700) to Part 4 of Division 3 of the Civil Code, relating to debt collection.

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

Bill passed by the following vote:

AYES—53

Bates	Dymally	Longville	Reyes
Berg	Frommer	Lowenthal	Richman
Bermudez	Goldberg	Maldonado	Ridley-Thomas
Bogh	Hancock	Matthews	Salinas
Calderon	Horton, Jerome	Montanez	Steinberg
Canciamilla	Horton, Shirley	Mullin	Vargas
Chan	Jackson	Nakano	Wiggins
Chavez	Kehoe	Nation	Wolk
Chu	Koretz	Negrete McLeod	Wyland
Cohn	Laird	Nunez	Yee
Corbett	Leno	Oropeza	Mr. Speaker
Correa	Levine	Parra	
Diaz	Lieber	Pavley	
Dutra	Liu	Plescia	

NOES—20

Aghazarian	Garcia	La Malfa	Nakanishi
Benoit	Harman	La Suer	Pacheco
Campbell	Haynes	Maze	Runner
Cogdill	Houston	McCarthy	Samuelian
Cox	Keene	Mountjoy	Spitzer

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 1022: Assembly Member Bates, from “No” to “Aye”.

Bill ordered transmitted to the Senate.

SENATE CONCURRENT RESOLUTION NO. 11 (Soto)—Relative to HIV and AIDS drug treatment.

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

AYES—47

Berg	Dymally	Lieber	Parra
Bermudez	Frommer	Liu	Pavley
Calderon	Garcia	Longville	Reyes
Canciamilla	Goldberg	Lowenthal	Ridley-Thomas
Chan	Hancock	Matthews	Salinas
Chavez	Horton, Jerome	Montanez	Steinberg
Chu	Jackson	Mullin	Vargas
Cohn	Kehoe	Nakano	Wiggins
Corbett	Koretz	Nation	Wolk
Correa	Laird	Negrete McLeod	Yee
Diaz	Leno	Nunez	Mr. Speaker
Dutra	Levine	Oropeza	

NOES—26

Aghazarian	Harman	Leslie	Plescia
Bates	Haynes	Maldonado	Richman
Benoit	Horton, Shirley	Maze	Runner
Bogh	Houston	McCarthy	Samuelian
Campbell	Keene	Mountjoy	Wyland
Cogdill	La Malfa	Nakanishi	
Cox	La Suer	Pacheco	

Resolution ordered transmitted to the Senate.

**BILLS REMOVED FROM CONSENT CALENDAR
AND PLACED UPON THE 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. 871, on request of Assembly Member Chan.

REQUEST FOR PHOTOGRAPHER

Assembly Member Chan was granted unanimous consent that a film crew be permitted in the Assembly Gallery.

BILL RETURNED TO SENATE

Assembly Member Chan was granted unanimous consent that Assembly Bill No. 1584 be returned to the Senate for further action.

REPORTS OF STANDING COMMITTEES

Committee on Veterans Affairs

Date of Hearing: July 24, 2003

Mr. Speaker: Your Committee on Veterans Affairs reports:

Assembly Concurrent Resolution No. 122

With the recommendation: Be adopted.

PARRA, Chair

Above resolution ordered to third reading.

**ASSEMBLY CONCURRENT RESOLUTION NO. 122 TAKEN UP
BY UNANIMOUS CONSENT**

Assembly Member Mountjoy was granted unanimous consent to take up Assembly Concurrent Resolution No. 122, without reference to file, and that the same be considered engrossed.

ASSEMBLY CONCURRENT RESOLUTION NO. 122—Relative to the Korean War Veterans Armistice Day.

Resolution read.

**Members Made Coauthors of
Assembly Concurrent Resolution No. 122**

Assembly Member Mountjoy was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Assembly Concurrent Resolution No. 122.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Aghazarian, Bates, Benoit, Berg, Bermudez, Bogh, Calderon, Campbell, Canciamilla, Chan, Chavez, Chu, Cogdill, Cohn, Corbett, Correa, Cox, Diaz, Dutra, Dymally, Frommer, Garcia, Goldberg, Hancock, Harman, Haynes, Jerome Horton, Shirley Horton, Houston, Jackson, Keene, Kehoe, Koretz, La Malfa, La Suer, Laird, Leno, Leslie, Levine, Lieber, Liu, Longville, Lowenthal, Maddox, Maldonado, Matthews, Maze, McCarthy, Montanez, Mountjoy, Mullin, Nakanishi, Nakano, Nation, Negrete McLeod, Nunez, Oropeza, Pacheco, Parra, Pavley, Plescia, Reyes, Richman, Ridley-Thomas, Runner, Salinas, Samuelian, Spitzer, Steinberg, Vargas, Wesson, Wiggins, Wolk, Wyland, and Yee.

Request for Unanimous Consent

Assembly Member Mountjoy was granted unanimous consent to take up Assembly Concurrent Resolution No. 122, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Concurrent Resolution No. 122, as Amended
ASSEMBLY CONCURRENT RESOLUTION NO. 122—Relative to the Korean War Veterans Armistice Day.

Resolution read, as amended, and adopted.

Resolution ordered printed, and transmitted to the Senate immediately.

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

SENATE BILL NO. 175 (Kuehl)—An act to amend Sections 4022, 4067, 4170, 4171, and 4175 of the Business and Professions, relating to veterinary drugs.

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

Bill passed by the following vote:

AYES—71

Aghazarian	Dutra	Lieber	Pacheco
Bates	Dymally	Liu	Pavley
Benoit	Frommer	Longville	Plescia
Berg	Garcia	Lowenthal	Reyes
Bermudez	Goldberg	Maddox	Richman
Bogh	Hancock	Maldonado	Ridley-Thomas
Calderon	Harman	Matthews	Runner
Campbell	Horton, Jerome	Maze	Salinas
Canciamilla	Horton, Shirley	McCarthy	Samuelian
Chan	Houston	Montanez	Spitzer
Chavez	Jackson	Mountjoy	Steinberg
Chu	Kehoe	Mullin	Vargas
Cogdill	Koretz	Nakanishi	Wiggins
Cohn	La Malfa	Nakano	Wolk
Corbett	La Suer	Nation	Wyland
Correa	Laird	Negrete McLeod	Yee
Cox	Leno	Nunez	Mr. Speaker
Diaz	Levine	Oropeza	

NOES—2

Haynes Leslie

Bill ordered transmitted to the Senate.

SENATE BILL NO. 180 (Burton)—An act to amend Section 18803 of the Revenue and Taxation Code, relating to taxation.

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

Bill passed by the following vote:

AYES—74

Aghazarian	Frommer	Lieber	Parra
Bates	Garcia	Liu	Pavley
Benoit	Goldberg	Longville	Plescia
Berg	Hancock	Lowenthal	Reyes
Bermudez	Harman	Maddox	Richman
Bogh	Haynes	Maldonado	Ridley-Thomas
Calderon	Horton, Jerome	Matthews	Runner
Campbell	Horton, Shirley	Maze	Salinas
Canciamilla	Houston	McCarthy	Samuelian
Chan	Jackson	Montanez	Spitzer
Chavez	Keene	Mountjoy	Steinberg
Chu	Kehoe	Mullin	Vargas
Cogdill	Koretz	Nakanishi	Wiggins
Cohn	La Malfa	Nakano	Wolk
Corbett	La Suer	Nation	Wyland
Correa	Laird	Negrete McLeod	Yee
Cox	Leno	Nunez	Mr. Speaker
Diaz	Leslie	Oropeza	
Dutra	Levine	Pacheco	

NOES—None

Bill ordered transmitted to the Senate.

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. 599, on request of Assembly Member Leno.

ASSEMBLY RULE 77 SUSPENDED

Assembly Member Chan was granted unanimous consent that Assembly Rule 77 be suspended to permit consideration of Senate amendments to Assembly Bills Nos. 227, 149, 968, 1099, 1215, 1262, 1324, 1483, 1578, and 1579, without reference to file.

CONSIDERATION OF SENATE AMENDMENTS WITHOUT REFERENCE TO FILE

ASSEMBLY BILL NO. 227 (Vargas)—An act relating to workers' compensation.

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 refused to concur in Senate amendments by the following vote:

AYES—1

Vargas

NOES—73

Aghazarian	Dymally	Lieber	Parra
Bates	Frommer	Liu	Pavley
Benoit	Garcia	Longville	Plescia
Berg	Goldberg	Lowenthal	Reyes
Bermudez	Hancock	Maddox	Richman
Bogh	Harman	Maldonado	Ridley-Thomas
Calderon	Haynes	Matthews	Runner
Campbell	Horton, Jerome	Maze	Salinas
Canciamilla	Horton, Shirley	McCarthy	Samuelian
Chan	Houston	Montanez	Spitzer
Chavez	Keene	Mountjoy	Steinberg
Chu	Kehoe	Mullin	Wiggins
Cogdill	Koretz	Nakanishi	Wolk
Cohn	La Malfa	Nakano	Wyland
Corbett	La Suer	Nation	Yee
Correa	Laird	Negrete McLeod	Mr. Speaker
Cox	Leno	Nunez	
Diaz	Leslie	Oropeza	
Dutra	Levine	Pacheco	

ASSEMBLY BILL NO. 149 (Cohn)—An act relating to workers' compensation.

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 refused to concur in Senate amendments by the following vote:

AYES—1

Vargas

NOES—73

Aghazarian	Dymally	Lieber	Parra
Bates	Frommer	Liu	Pavley
Benoit	Garcia	Longville	Plescia
Berg	Goldberg	Lowenthal	Reyes
Bermudez	Hancock	Maddox	Richman
Bogh	Harman	Maldonado	Ridley-Thomas
Calderon	Haynes	Matthews	Runner
Campbell	Horton, Jerome	Maze	Salinas
Canciamilla	Horton, Shirley	McCarthy	Samuelian
Chan	Houston	Montanez	Spitzer
Chavez	Keene	Mountjoy	Steinberg
Chu	Kehoe	Mullin	Wiggins
Cogdill	Koretz	Nakanishi	Wolk
Cohn	La Malfa	Nakano	Wyland
Corbett	La Suer	Nation	Yee
Correa	Laird	Negrete McLeod	Mr. Speaker
Cox	Leno	Nunez	
Diaz	Leslie	Oropeza	
Dutra	Levine	Pacheco	

ASSEMBLY BILL NO. 968 (Correa)—An act relating to workers' compensation.

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 refused to concur in Senate amendments by the following vote:

AYES—1

Vargas

NOES—73

Aghazarian	Dymally	Lieber	Parra
Bates	Frommer	Liu	Pavley
Benoit	Garcia	Longville	Plescia
Berg	Goldberg	Lowenthal	Reyes
Bermudez	Hancock	Maddox	Richman
Bogh	Harman	Maldonado	Ridley-Thomas
Calderon	Haynes	Matthews	Runner
Campbell	Horton, Jerome	Maze	Salinas
Canciamilla	Horton, Shirley	McCarthy	Samuelian
Chan	Houston	Montanez	Spitzer
Chavez	Keene	Mountjoy	Steinberg
Chu	Kehoe	Mullin	Wiggins
Cogdill	Koretz	Nakanishi	Wolk
Cohn	La Malfa	Nakano	Wyland
Corbett	La Suer	Nation	Yee
Correa	Laird	Negrete McLeod	Mr. Speaker
Cox	Leno	Nunez	
Diaz	Leslie	Oropeza	
Dutra	Levine	Pacheco	

ASSEMBLY BILL NO. 1099 (Negrete McLeod)—An act relating to workers' compensation.

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 refused to concur in Senate amendments by the following vote:

AYES—1

Vargas

NOES—73

Aghazarian	Dymally	Lieber	Parra
Bates	Frommer	Liu	Pavley
Benoit	Garcia	Longville	Plescia
Berg	Goldberg	Lowenthal	Reyes
Bermudez	Hancock	Maddox	Richman
Bogh	Harman	Maldonado	Ridley-Thomas
Calderon	Haynes	Matthews	Runner
Campbell	Horton, Jerome	Maze	Salinas
Canciamilla	Horton, Shirley	McCarthy	Samuelian
Chan	Houston	Montanez	Spitzer
Chavez	Keene	Mountjoy	Steinberg
Chu	Kehoe	Mullin	Wiggins
Cogdill	Koretz	Nakanishi	Wolk
Cohn	La Malfa	Nakano	Wyland
Corbett	La Suer	Nation	Yee
Correa	Laird	Negrete McLeod	Mr. Speaker
Cox	Leno	Nunez	
Diaz	Leslie	Oropeza	
Dutra	Levine	Pacheco	

ASSEMBLY BILL NO. 1215 (Vargas)—An act relating to workers' compensation.

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 refused to concur in Senate amendments by the following vote:

AYES—1

Vargas

NOES—73

Aghazarian	Dymally	Lieber	Parra
Bates	Frommer	Liu	Pavley
Benoit	Garcia	Longville	Plescia
Berg	Goldberg	Lowenthal	Reyes
Bermudez	Hancock	Maddox	Richman
Bogh	Harman	Maldonado	Ridley-Thomas
Calderon	Haynes	Matthews	Runner
Campbell	Horton, Jerome	Maze	Salinas
Canciamilla	Horton, Shirley	McCarthy	Samuelian
Chan	Houston	Montanez	Spitzer
Chavez	Keene	Mountjoy	Steinberg
Chu	Kehoe	Mullin	Wiggins
Cogdill	Koretz	Nakanishi	Wolk
Cohn	La Malfa	Nakano	Wyland
Corbett	La Suer	Nation	Yee
Correa	Laird	Negrete McLeod	Mr. Speaker
Cox	Leno	Nunez	
Diaz	Leslie	Oropeza	
Dutra	Levine	Pacheco	

ASSEMBLY BILL NO. 1262 (Matthews)—An act relating to workers' compensation.

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 refused to concur in Senate amendments by the following vote:

AYES—1

Vargas

NOES—73

Aghazarian	Dymally	Lieber	Parra
Bates	Frommer	Liu	Pavley
Benoit	Garcia	Longville	Plescia
Berg	Goldberg	Lowenthal	Reyes
Bermudez	Hancock	Maddox	Richman
Bogh	Harman	Maldonado	Ridley-Thomas
Calderon	Haynes	Matthews	Runner
Campbell	Horton, Jerome	Maze	Salinas
Canciamilla	Horton, Shirley	McCarthy	Samuelian
Chan	Houston	Montanez	Spitzer
Chavez	Keene	Mountjoy	Steinberg
Chu	Kehoe	Mullin	Wiggins
Cogdill	Koretz	Nakanishi	Wolk
Cohn	La Malfa	Nakano	Wyland
Corbett	La Suer	Nation	Yee
Correa	Laird	Negrete McLeod	Mr. Speaker
Cox	Leno	Nunez	
Diaz	Leslie	Oropeza	
Dutra	Levine	Pacheco	

ASSEMBLY BILL NO. 1324 (Steinberg)—An act relating to workers' compensation.

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 refused to concur in Senate amendments by the following vote:

AYES—1

Vargas

NOES—73

Aghazarian	Dymally	Lieber	Parra
Bates	Frommer	Liu	Pavley
Benoit	Garcia	Longville	Plescia
Berg	Goldberg	Lowenthal	Reyes
Bermudez	Hancock	Maddox	Richman
Bogh	Harman	Maldonado	Ridley-Thomas
Calderon	Haynes	Matthews	Runner
Campbell	Horton, Jerome	Maze	Salinas
Canciamilla	Horton, Shirley	McCarthy	Samuelian
Chan	Houston	Montanez	Spitzer
Chavez	Keene	Mountjoy	Steinberg
Chu	Kehoe	Mullin	Wiggins
Cogdill	Koretz	Nakanishi	Wolk
Cohn	La Malfa	Nakano	Wyland
Corbett	La Suer	Nation	Yee
Correa	Laird	Negrete McLeod	Mr. Speaker
Cox	Leno	Nunez	
Diaz	Leslie	Oropeza	
Dutra	Levine	Pacheco	

ASSEMBLY BILL NO. 1438 (Richman)—An act relating to workers' compensation.

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 refused to concur in Senate amendments by the following vote:

AYES—1

Vargas

NOES—73

Aghazarian	Dymally	Lieber	Parra
Bates	Frommer	Liu	Pavley
Benoit	Garcia	Longville	Plescia
Berg	Goldberg	Lowenthal	Reyes
Bermudez	Hancock	Maddox	Richman
Bogh	Harman	Maldonado	Ridley-Thomas
Calderon	Haynes	Matthews	Runner
Campbell	Horton, Jerome	Maze	Salinas
Canciamilla	Horton, Shirley	McCarthy	Samuelian
Chan	Houston	Montanez	Spitzer
Chavez	Keene	Mountjoy	Steinberg
Chu	Kehoe	Mullin	Wiggins
Cogdill	Koretz	Nakanishi	Wolk
Cohn	La Malfa	Nakano	Wyland
Corbett	La Suer	Nation	Yee
Correa	Laird	Negrete McLeod	Mr. Speaker
Cox	Leno	Nunez	
Diaz	Leslie	Oropeza	
Dutra	Levine	Pacheco	

ASSEMBLY BILL NO. 1578 (Vargas)—An act relating to workers' compensation.

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 refused to concur in Senate amendments by the following vote:

AYES—1

Vargas

NOES—73

Aghazarian	Dymally	Lieber	Parra
Bates	Frommer	Liu	Pavley
Benoit	Garcia	Longville	Plescia
Berg	Goldberg	Lowenthal	Reyes
Bermudez	Hancock	Maddox	Richman
Bogh	Harman	Maldonado	Ridley-Thomas
Calderon	Haynes	Matthews	Runner
Campbell	Horton, Jerome	Maze	Salinas
Canciamilla	Horton, Shirley	McCarthy	Samuelian
Chan	Houston	Montanez	Spitzer
Chavez	Keene	Mountjoy	Steinberg
Chu	Kehoe	Mullin	Wiggins
Cogdill	Koretz	Nakanishi	Wolk
Cohn	La Malfa	Nakano	Wyland
Corbett	La Suer	Nation	Yee
Correa	Laird	Negrete McLeod	Mr. Speaker
Cox	Leno	Nunez	
Diaz	Leslie	Oropeza	
Dutra	Levine	Pacheco	

ASSEMBLY BILL NO. 1579 (Cogdill)—An act relating to workers' compensation.

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 refused to concur in Senate amendments by the following vote:

AYES—1

Vargas

NOES—73

Aghazarian	Dymally	Lieber	Parra
Bates	Frommer	Liu	Pavley
Benoit	Garcia	Longville	Plescia
Berg	Goldberg	Lowenthal	Reyes
Bermudez	Hancock	Maddox	Richman
Bogh	Harman	Maldonado	Ridley-Thomas
Calderon	Haynes	Matthews	Runner
Campbell	Horton, Jerome	Maze	Salinas
Canciamilla	Horton, Shirley	McCarthy	Samuelian
Chan	Houston	Montanez	Spitzer
Chavez	Keene	Mountjoy	Steinberg
Chu	Kehoe	Mullin	Wiggins
Cogdill	Koretz	Nakanishi	Wolk
Cohn	La Malfa	Nakano	Wyland
Corbett	La Suer	Nation	Yee
Correa	Laird	Negrete McLeod	Mr. Speaker
Cox	Leno	Nunez	
Diaz	Leslie	Oropeza	
Dutra	Levine	Pacheco	

BILLS REMOVED FROM CONSENT CALENDAR AND TAKEN UP

Assembly Member Chan was granted unanimous consent that Senate Bills Nos. 191, 228, 229, 354, and 757 be removed from the Consent Calendar, for purpose of consideration at this time, without reference to file.

SENATE BILL NO. 191 (Alarcon)—An act relating to workers’ compensation.

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

Bill passed by the following vote:

AYES—74

Aghazarian	Dymally	Levine	Pacheco
Bates	Frommer	Lieber	Parra
Benoit	Garcia	Liu	Pavley
Berg	Goldberg	Longville	Plescia
Bermudez	Hancock	Lowenthal	Reyes
Bogh	Harman	Maddox	Richman
Calderon	Haynes	Maldonado	Ridley-Thomas
Campbell	Horton, Jerome	Matthews	Runner
Canciamilla	Horton, Shirley	Maze	Salinas
Chan	Houston	McCarthy	Samuelian
Chavez	Jackson	Montanez	Spitzer
Chu	Keene	Mountjoy	Steinberg
Cogdill	Kehoe	Mullin	Wiggins
Cohn	Koretz	Nakanishi	Wolk
Corbett	La Malfa	Nakano	Wyland
Correa	La Suer	Nation	Yee
Cox	Laird	Negrete McLeod	Mr. Speaker
Diaz	Leno	Nunez	
Dutra	Leslie	Oropeza	

NOES—1

Vargas

Bill ordered transmitted to the Senate immediately.

SENATE BILL NO. 228 (Alarcon)—An act relating to workers’ compensation.

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

AYES—74

Aghazarian	Dymally	Levine	Pacheco
Bates	Frommer	Lieber	Parra
Benoit	Garcia	Liu	Pavley
Berg	Goldberg	Longville	Plescia
Bermudez	Hancock	Lowenthal	Reyes
Bogh	Harman	Maddox	Richman
Calderon	Haynes	Maldonado	Ridley-Thomas
Campbell	Horton, Jerome	Matthews	Runner
Canciamilla	Horton, Shirley	Maze	Salinas
Chan	Houston	McCarthy	Samuelian
Chavez	Jackson	Montanez	Spitzer
Chu	Keene	Mountjoy	Steinberg
Cogdill	Kehoe	Mullin	Wiggins
Cohn	Koretz	Nakanishi	Wolk
Corbett	La Malfa	Nakano	Wyland
Correa	La Suer	Nation	Yee
Cox	Laird	Negrete McLeod	Mr. Speaker
Diaz	Leno	Nunez	
Dutra	Leslie	Oropeza	

NOES—1

Vargas

Bill ordered transmitted to the Senate immediately.

SENATE BILL NO. 229 (Burton)—An act relating to workers' compensation.
Bill read third time, and passed by the following vote:

AYES—74

Aghazarian	Dymally	Levine	Pacheco
Bates	Frommer	Lieber	Parra
Benoit	Garcia	Liu	Pavley
Berg	Goldberg	Longville	Plescia
Bermudez	Hancock	Lowenthal	Reyes
Bogh	Harman	Maddox	Richman
Calderon	Haynes	Maldonado	Ridley-Thomas
Campbell	Horton, Jerome	Matthews	Runner
Canciamilla	Horton, Shirley	Maze	Salinas
Chan	Houston	McCarthy	Samuelian
Chavez	Jackson	Montanez	Spitzer
Chu	Keene	Mountjoy	Steinberg
Cogdill	Kehoe	Mullin	Wiggins
Cohn	Koretz	Nakanishi	Wolk
Corbett	La Malfa	Nakano	Wyland
Correa	La Suer	Nation	Yee
Cox	Laird	Negrete McLeod	Mr. Speaker
Diaz	Leno	Nunez	
Dutra	Leslie	Oropeza	

NOES—1

Vargas

Bill ordered transmitted to the Senate immediately.

SENATE BILL NO. 354 (Speier)—An act relating to workers' compensation.
Bill read third time, and passed by the following vote:

AYES—74

Aghazarian	Dymally	Levine	Pacheco
Bates	Frommer	Lieber	Parra
Benoit	Garcia	Liu	Pavley
Berg	Goldberg	Longville	Plescia
Bermudez	Hancock	Lowenthal	Reyes
Bogh	Harman	Maddox	Richman
Calderon	Haynes	Maldonado	Ridley-Thomas
Campbell	Horton, Jerome	Matthews	Runner
Canciamilla	Horton, Shirley	Maze	Salinas
Chan	Houston	McCarthy	Samuelian
Chavez	Jackson	Montanez	Spitzer
Chu	Keene	Mountjoy	Steinberg
Cogdill	Kehoe	Mullin	Wiggins
Cohn	Koretz	Nakanishi	Wolk
Corbett	La Malfa	Nakano	Wyland
Correa	La Suer	Nation	Yee
Cox	Laird	Negrete McLeod	Mr. Speaker
Diaz	Leno	Nunez	
Dutra	Leslie	Oropeza	

NOES—1

Vargas

Bill ordered transmitted to the Senate immediately.

SENATE BILL NO. 757 (Poochigian)—An act relating to workers' compensation.
Bill read third time, and passed by the following vote:

AYES—74

Aghazarian	Dymally	Levine	Pacheco
Bates	Frommer	Lieber	Parra
Benoit	Garcia	Liu	Pavley
Berg	Goldberg	Longville	Plescia
Bermudez	Hancock	Lowenthal	Reyes
Bogh	Harman	Maddox	Richman
Calderon	Haynes	Maldonado	Ridley-Thomas
Campbell	Horton, Jerome	Matthews	Runner
Canciamilla	Horton, Shirley	Maze	Salinas
Chan	Houston	McCarthy	Samuelian
Chavez	Jackson	Montanez	Spitzer
Chu	Keene	Mountjoy	Steinberg
Cogdill	Kehoe	Mullin	Wiggins
Cohn	Koretz	Nakanishi	Wolk
Corbett	La Malfa	Nakano	Wyland
Correa	La Suer	Nation	Yee
Cox	Laird	Negrete McLeod	Mr. Speaker
Diaz	Leno	Nunez	
Dutra	Leslie	Oropeza	

NOES—1

Vargas

Bill ordered transmitted to the Senate immediately.

THIRD READING OF SENATE BILLS

SENATE BILL NO. 196 (Kuehl)—An act to amend Section 13201 of the Water Code, relating to California regional water quality control boards.

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

Bill passed by the following vote:

AYES—73

Aghazarian	Frommer	Liu	Pavley
Bates	Garcia	Longville	Plescia
Benoit	Goldberg	Lowenthal	Reyes
Berg	Hancock	Maddox	Richman
Bermudez	Harman	Maldonado	Ridley-Thomas
Bogh	Horton, Jerome	Matthews	Runner
Calderon	Horton, Shirley	Maze	Salinas
Campbell	Houston	McCarthy	Samuelian
Chan	Jackson	Montanez	Spitzer
Chavez	Keene	Mountjoy	Steinberg
Chu	Kehoe	Mullin	Vargas
Cogdill	Koretz	Nakanishi	Wiggins
Cohn	La Malfa	Nakano	Wolk
Corbett	La Suer	Nation	Wyland
Correa	Laird	Negrete McLeod	Yee
Cox	Leno	Nunez	Mr. Speaker
Diaz	Leslie	Oropeza	
Dutra	Levine	Pacheco	
Dymally	Lieber	Parra	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 334 (Romero)—An act to amend Sections 605, 705, and 706 of the San Gabriel Basin Water Quality Authority Act (Chapter 776 of the Statutes of 1992), relating to water.

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

Bill passed by the following vote:

AYES—69

Aghazarian	Frommer	Liu	Pavley
Bates	Garcia	Longville	Plescia
Benoit	Goldberg	Lowenthal	Reyes
Berg	Hancock	Maddox	Richman
Bermudez	Harman	Maldonado	Ridley-Thomas
Bogh	Horton, Jerome	Matthews	Runner
Calderon	Horton, Shirley	Maze	Salinas
Canciamilla	Houston	McCarthy	Spitzer
Chan	Jackson	Montanez	Steinberg
Chavez	Keene	Mountjoy	Vargas
Chu	Kehoe	Mullin	Wiggins
Cohn	Koretz	Nakano	Wolk
Corbett	La Malfa	Nation	Wyland
Correa	Laird	Negrete McLeod	Yee
Cox	Leno	Nunez	Mr. Speaker
Diaz	Leslie	Oropeza	
Dutra	Levine	Pacheco	
Dymally	Lieber	Parra	

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 337 (Romero)—An act to amend Section 803 of the Penal Code, relating to limitations of time.

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

Bill passed by the following vote:

AYES—71

Aghazarian	Dutra	Leslie	Parra
Bates	Dymally	Levine	Pavley
Benoit	Frommer	Lieber	Plescia
Berg	Garcia	Liu	Reyes
Bermudez	Goldberg	Longville	Richman
Bogh	Hancock	Lowenthal	Ridley-Thomas
Calderon	Harman	Maldonado	Runner
Campbell	Horton, Jerome	Matthews	Salinas
Canciamilla	Horton, Shirley	Maze	Samuelian
Chan	Houston	McCarthy	Spitzer
Chavez	Jackson	Montanez	Steinberg
Chu	Keene	Mullin	Vargas
Cogdill	Kehoe	Nakanishi	Wiggins
Cohn	Koretz	Nakano	Wolk
Corbett	La Malfa	Negrete McLeod	Wyland
Correa	La Suer	Nunez	Yee
Cox	Laird	Oropeza	Mr. Speaker
Diaz	Leno	Pacheco	

NOES—1

Haynes

Bill ordered transmitted to the Senate.

**At 11:03 a.m., Assistant Speaker pro Tempore Leland Yee,
12th District, presiding**

SENATE BILL NO. 732 (Soto)—An act to amend Sections 597b, 597c, 597i, and 597j of the Penal Code, relating to animals.

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

Bill passed by the following vote:

AYES—74

Aghazarian	Dymally	Levine	Pacheco
Bates	Frommer	Lieber	Parra
Benoit	Garcia	Liu	Pavley
Berg	Goldberg	Longville	Plescia
Bermudez	Hancock	Lowenthal	Reyes
Bogh	Harman	Maddox	Richman
Calderon	Haynes	Maldonado	Ridley-Thomas
Campbell	Horton, Jerome	Matthews	Runner
Canciamilla	Horton, Shirley	Maze	Salinas
Chan	Houston	McCarthy	Samuelian
Chavez	Jackson	Montanez	Steinberg
Chu	Keene	Mountjoy	Vargas
Cogdill	Kehoe	Mullin	Wiggins
Cohn	Koretz	Nakanishi	Wolk
Corbett	La Malfa	Nakano	Wyland
Correa	La Suer	Nation	Yee
Cox	Laird	Negrete McLeod	Mr. Speaker
Diaz	Leno	Nunez	
Dutra	Leslie	Oropeza	

NOES—None

Bill ordered transmitted to the Senate.

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

ASSEMBLY BILL NO. 314 (Kehoe)—An act to amend Section 12947 of the Water Code, relating to water.

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—61

Aghazarian	Dymally	Liu	Pavley
Bates	Frommer	Longville	Plescia
Benoit	Garcia	Lowenthal	Reyes
Berg	Goldberg	Maddox	Richman
Bermudez	Hancock	Maldonado	Ridley-Thomas
Calderon	Harman	Matthews	Salinas
Campbell	Horton, Jerome	McCarthy	Steinberg
Canciamilla	Horton, Shirley	Montanez	Vargas
Chan	Houston	Mullin	Wiggins
Chavez	Kehoe	Nakanishi	Wolk
Chu	Koretz	Nakano	Wyland
Cohn	La Suer	Nation	Yee
Corbett	Laird	Negrete McLeod	Mr. Speaker
Correa	Leno	Nunez	
Diaz	Levine	Oropeza	
Dutra	Lieber	Parra	

NOES—11

Bogh	Haynes	Leslie	Samuelian
Cogdill	Keene	Mountjoy	Spitzer
Cox	La Malfa	Pacheco	

Above bill ordered enrolled.

THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 353 (Ducheny)—An act to amend Section 51335 of, and to add Section 51065.5 to, the Health and Safety Code, relating to housing.

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

Bill passed by the following vote:

AYES—64

Aghazarian	Dymally	Liu	Parra
Bates	Frommer	Longville	Pavley
Benoit	Garcia	Lowenthal	Plescia
Berg	Goldberg	Maddox	Reyes
Bermudez	Hancock	Maldonado	Richman
Bogh	Harman	Matthews	Ridley-Thomas
Calderon	Horton, Jerome	Maze	Salinas
Chan	Horton, Shirley	McCarthy	Samuelian
Chavez	Houston	Montanez	Spitzer
Chu	Jackson	Mullin	Steinberg
Cogdill	Kehoe	Nakano	Vargas
Cohn	Koretz	Nation	Wiggins
Corbett	Laird	Negrete McLeod	Wolk
Correa	Leno	Nunez	Wyland
Diaz	Levine	Oropeza	Yee
Dutra	Lieber	Pacheco	Mr. Speaker

NOES—6

Campbell	Haynes	La Malfa
Cox	Keene	Leslie

Bill ordered transmitted to the Senate.

SENATE BILL NO. 728 (Scott)—An act to amend Section 69432.7 of the Education Code, relating to student financial aid.

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

Bill passed by the following vote:

AYES—73

Aghazarian	Dymally	Liu	Pavley
Bates	Frommer	Longville	Plescia
Benoit	Garcia	Lowenthal	Reyes
Berg	Goldberg	Maddox	Richman
Bermudez	Hancock	Maldonado	Ridley-Thomas
Bogh	Harman	Matthews	Runner
Calderon	Horton, Shirley	Maze	Salinas
Campbell	Houston	McCarthy	Samuelian
Canciamilla	Jackson	Montanez	Spitzer
Chan	Keene	Mountjoy	Steinberg
Chavez	Kehoe	Mullin	Vargas
Chu	Koretz	Nakanishi	Wiggins
Cogdill	La Malfa	Nakano	Wolk
Cohn	La Suer	Nation	Wyland
Corbett	Laird	Negrete McLeod	Yee
Correa	Leno	Nunez	Mr. Speaker
Cox	Leslie	Oropeza	
Diaz	Levine	Pacheco	
Dutra	Lieber	Parra	

NOES—1

Haynes

Bill ordered transmitted to the Senate.

At 11:10 a.m., Speaker pro Tempore Christine Kehoe, 76th District, presiding

ACTION RESCINDED ON SENATE BILL NO. 109

Assembly Member Lowenthal was granted unanimous consent to rescind the action whereby the Assembly, on July 10, 2003 (Assembly Journal, page 2741), passed Senate Bill No. 109, and whereby the bill was ordered transmitted to the Senate.

CONSIDERATION OF SENATE BILL NO. 109 BY UNANIMOUS CONSENT

Assembly Member Lowenthal was granted unanimous consent to take up Senate Bill No. 109 without reference to file, for purpose of amendment.

SENATE BILL NO. 109 (Torlakson)—An act to amend Section 33080.8 of, and to add Section 33080.10 to, the Health and Safety Code, relating to redevelopment.

Bill read third time.

Motion to Amend

Assembly Member Lowenthal moved the adoption of amendments.

Amendments read.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 11:12 a.m.

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

ADJOURN IN MEMORY

Assembly Member Goldberg was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Glenn Hallock, of Wasco.

(Assembly Rule 45.5 suspended.)

**CALL OF THE ASSEMBLY DISPENSED WITH ON
LOWENTHAL AMENDMENTS TO SENATE BILL NO. 109**

At 11:14 a.m., on motion of Assembly Member Bogh, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Lowenthal amendments to Senate Bill No. 109 adopted by the following vote:

AYES—73

Aghazarian	Frommer	Liu	Pavley
Bates	Garcia	Longville	Plescia
Benoit	Goldberg	Lowenthal	Reyes
Berg	Hancock	Maddox	Richman
Bermudez	Harman	Maldonado	Ridley-Thomas
Bogh	Horton, Jerome	Matthews	Runner
Calderon	Horton, Shirley	Maze	Salinas
Campbell	Houston	McCarthy	Samuelian
Canciamilla	Jackson	Montanez	Spitzer
Chan	Keene	Mountjoy	Steinberg
Chavez	Kehoe	Mullin	Vargas
Chu	Koretz	Nakanishi	Wiggins
Cogdill	La Malfa	Nakano	Wolk
Cohn	La Suer	Nation	Wyland
Corbett	Laird	Negrete McLeod	Yee
Correa	Leno	Nunez	Mr. Speaker
Cox	Leslie	Oropeza	
Dutra	Levine	Pacheco	
Dymally	Lieber	Parra	

NOES—None

Bill ordered reprinted, and to be returned to the third reading file.

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

SENATE BILL NO. 90 (Torlakson)—An act to amend Section 1950.5 of the Civil Code, relating to tenancy.

Bill read third time.

Motion to Amend

Assembly Member Steinberg moved the adoption of amendments.

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

REQUEST FOR UNANIMOUS CONSENT TO SUSPEND RULES

Assembly Member Chan requested unanimous consent to suspend the Rules to permit consideration of Senate Bill No. 930 without reference to file, for purpose of amendment.

Assembly Member Cogdill withheld unanimous consent.

Motion to Suspend Rules

Assembly Member Chan moved to suspend the Rules to permit consideration of Senate Bill No. 930 without reference to file, for purpose of amendment.

Assembly Member Nunez seconded the motion.

Motion for suspension of the Rules carried by the following vote:

AYES—44

Berg	Dutra	Levine	Nunez
Bermudez	Dymally	Lieber	Oropeza
Calderon	Frommer	Liu	Parra
Canciamilla	Goldberg	Longville	Pavley
Chan	Hancock	Lowenthal	Reyes
Chavez	Horton, Jerome	Matthews	Salinas
Chu	Jackson	Montanez	Steinberg
Cohn	Kehoe	Mullin	Vargas
Corbett	Koretz	Nakano	Wolk
Correa	Laird	Nation	Yee
Diaz	Leno	Negrete McLeod	Mr. Speaker

NOES—27

Aghazarian	Harman	Leslie	Plescia
Bates	Haynes	Maddox	Richman
Bogh	Horton, Shirley	Maldonado	Runner
Campbell	Houston	Maze	Samuelian
Cogdill	Keene	McCarthy	Spitzer
Cox	La Malfa	Nakanishi	Wyland
Garcia	La Suer	Pacheco	

Further Consideration of Senate Bill No. 930

SENATE BILL NO. 930 (Burton)—An act to amend Section 12012.85 of, and to add Section 12012.90 to, the Government Code, and to amend Sections 4369, 4369.1, 4369.2, 4369.3, and 4369.4 of, and to repeal Section 4369.5 of, the Welfare and Institutions Code, relating to gambling, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Jerome Horton moved the adoption of amendments.

Amendments read.

Roll Call Demanded

Assembly Members Cox, Cogdill, and Benoit, demanded a roll call.

The roll was called, and the amendments adopted by the following vote:

AYES—43

Berg	Frommer	Lowenthal	Reyes
Bermudez	Goldberg	Matthews	Richman
Calderon	Hancock	Montanez	Ridley-Thomas
Chan	Horton, Jerome	Mullin	Salinas
Chavez	Kehoe	Nakano	Steinberg
Chu	Laird	Nation	Vargas
Cohn	Leno	Negrete McLeod	Wiggins
Corbett	Levine	Nunez	Wolk
Diaz	Lieber	Oropeza	Yee
Dutra	Liu	Parra	Mr. Speaker
Dymally	Longville	Pavley	

NOES—23

Aghazarian	Cox	Keene	Nakanishi
Bates	Garcia	La Malfa	Plescia
Benoit	Harman	La Suer	Runner
Bogh	Haynes	Maddox	Samuelian
Campbell	Horton, Shirley	Maze	Wyland
Cogdill	Houston	McCarthy	

Bill ordered reprinted, and to be returned to the third reading file.

ANNOUNCEMENTS

Speaker pro Tempore Kehoe announced the following session schedule:

Friday, July 25th–Sunday, July 27th, Floor Session, upon Call of the Speaker;

Monday, July 28th, Floor Session, 12 noon.

ADJOURN IN MEMORY

Assembly Member Berg was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Renee Lee, of Santa Rosa and Samuel Harper Swanlund, of Eureka.

Assembly Member Cox was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Carroll G. Canfield, of Sacramento and Alan W. Engelhart, of Folsom.

Assembly Member La Malfa was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Frank Phillips, of Cottonwood.

Assembly Member Matthews was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Charles R. Herder, of Stockton.

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 Alice Anna Ritz, of Lancaster.

VOTE ADDS

The following Assembly Members were granted unanimous consent to record their votes on the following items (shown in sequential order):

Assembly Bill No. 302, Concurrence: Correa, Frommer, Koretz, Maldonado, and Vargas—Aye; Garcia, Haynes, Shirley Horton, Houston, Maddox, Nakanishi, and Pacheco—No.

Assembly Bill No. 703, Concurrence: Correa, Koretz, and Vargas—Aye; Aghazarian, Bates, Haynes, Houston, Maddox, Maldonado, Mountjoy, Pacheco, and Richman—No.

Senate Joint Resolution No. 3, Motion to Reconsider: Correa and Koretz—Aye; Garcia, Haynes, Shirley Horton, Houston, and Mountjoy—No.

Senate Joint Resolution No. 3: Jerome Horton and Koretz—Aye; Garcia, Haynes, Shirley Horton, and Houston—No.

Senate Bill No. 1022: Shirley Horton, Plescia, and Wyland—Aye; Haynes and Nakanishi—No.

Senate Concurrent Resolution No. 11: Correa and Jerome Horton—Aye; Haynes and Shirley Horton—No.

Senate Bill No. 175: Haynes—No.

Senate Bill No. 180: Haynes and Maddox—Aye.

Assembly Bill No. 227, Concurrence: Garcia and Maddox—No.

Senate Bill No. 191: Garcia, Maddox, and Richman—Aye.

Senate Bill No. 196: Berg, Garcia, Hancock, and Maddox—Aye.

Senate Bill No. 334: Benoit and Plescia—Aye.

Senate Bill No. 337: Haynes—No.

Senate Bill No. 732: Aghazarian, Correa, Garcia, Haynes, Maddox, and Montanez—Aye.

Assembly Bill No. 314, Concurrence: Aghazarian, Benoit, Garcia, Koretz, and McCarthy—Aye; Haynes, Mountjoy, and Samuelian—No.

Senate Bill No. 353: Benoit, Garcia, Maddox, McCarthy, Plescia, Samuelian, and Wyland—Aye; Haynes and Keene—No.

Senate Bill No. 728: Benoit, Correa, Garcia, and Koretz—Aye; Haynes—No.

Senate Bill No. 109: Benoit and Campbell—Aye.

Senate Bill No. 930, Chan Motion to Suspend Rules: Maddox—No.

Senate Bill No. 930, Jerome Horton Amendments: Maddox—No.

MOTION TO ADJOURN

At 11:22 a.m., Assembly Member Cohn moved that the Assembly do now adjourn.

Assembly Member Harman seconded the motion.

REMARKS ON CONDITION OF THE FILE

Assembly Members Leslie, Haynes, Goldberg, and Reyes arose to speak on the condition of the file.

FURTHER CONSIDERATION OF MOTION TO ADJOURN

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

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 11:31 a.m., Speaker pro Tempore Kehoe declared the quorum call of the Assembly dispensed with.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, July 24, 2003

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

- Assembly Concurrent Resolution No. 10
- Assembly Concurrent Resolution No. 40

And reports the same correctly enrolled, and presented to the Secretary of State on the 24th day of July, 2003, at 12:15 p.m.

E. DOTSON WILSON, Chief Clerk
Assembly Chamber, July 24, 2003

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

- | | |
|-----------------------|------------------------|
| Assembly Bill No. 132 | Assembly Bill No. 922 |
| Assembly Bill No. 187 | Assembly Bill No. 1048 |
| Assembly Bill No. 388 | Assembly Bill No. 1304 |
| Assembly Bill No. 535 | Assembly Bill No. 1430 |
| Assembly Bill No. 709 | Assembly Bill No. 1509 |
| Assembly Bill No. 716 | Assembly Bill No. 1600 |
| Assembly Bill No. 718 | Assembly Bill No. 1727 |
| Assembly Bill No. 836 | Assembly Bill No. 1743 |
| Assembly Bill No. 902 | Assembly Bill No. 1778 |

And reports the same correctly enrolled, and presented to the Governor on the 24th day of July, 2003, at 3 p.m.

E. DOTSON WILSON, Chief Clerk

MESSAGES FROM THE SENATE

Senate Chamber, July 24, 2003

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

Assembly Bill No. 632

Assembly Bill No. 1230

And respectfully requests the Assembly to concur in said amendments.

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

Above bills ordered to unfinished business file.

MESSAGES FROM THE SENATE

Senate Chamber, July 24, 2003

Mr. Speaker: I am directed to inform your honorable body that the Senate appointed Senators Burton, Alarcon and Poochigian as a Committee on Conference concerning:

Assembly Bill No. 149
Assembly Bill No. 227
Assembly Bill No. 968
Assembly Bill No. 1099
Assembly Bill No. 1215
Assembly Bill No. 1262
Assembly Bill No. 1324
Assembly Bill No. 1483
Assembly Bill No. 1578
Assembly Bill No. 1579

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

Senate Chamber, July 24, 2003

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

Senate Bill No. 191
Senate Bill No. 228
Senate Bill No. 229
Senate Bill No. 354
Senate Bill No. 757

And appointed Senators Burton, Alarcon and Poochigian, as a Committee on Conference to meet like committee from the Assembly.

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

Senate Chamber, July 23, 2003

Mr. Speaker: I am directed to inform your honorable body that the Senate on this day appointed Senators Burton, Alarcon and Poochigian as a Committee on Conference concerning:

Senate Bill No. 223
Senate Bill No. 899
Senate Bill No. 1007
Senate Bill No. 1071

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

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Cohn, the Assembly adjourned until 12 noon, Monday, July 28, 2003, or upon Call of the Speaker, out of respect to the memory of Glenn Hallock, on motion of Assembly Member Goldberg; out of respect to the memory of Renee Lee and Samuel Harper Swanlund, on motion of Assembly Member Berg; out of respect to the memory of Carroll G. Canfield and Alan W. Engelhart, on motion of Assembly Member Cox; out of respect to the memory of Frank Phillips, on motion of Assembly Member La Malfa; out of respect to the memory of Charles R. Herder, on motion of Assembly Member Matthews; and out of respect to the memory of Alice Anna Ritz, on motion of Assembly Member Runner.

HERB J. WESSON, JR., Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON JULY 24, 2003**

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

SB	RN
15	0316914
90	0316640
109	0316713
256	0316432
261	0316728
363	0316454
380	0316698
476	0316430
543	0316736
647	0315031
795	0316588
907	0316409
930	0316926
969	0316777

Daily Total:	14
Cumulative Total:	2494

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