

CALIFORNIA LEGISLATURE
1997-98 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, August 3, 1998

**TWO HUNDRED FIFTIETH SESSION DAY
SIX HUNDRED TENTH 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, August 3, 1998

The Assembly met at 12:10 p.m.

Hon. Sheila James Kuehl, 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 Leach moved a quorum call of the Assembly.

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

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

Quorum Present

At 12:29 p.m., Speaker pro Tempore Kuehl declared a quorum of the Assembly present.

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

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

PRAYER

Upon invitation of Speaker pro Tempore Kuehl, the following prayer was offered by Rev. Constantine C. Pappademos, Pastor of Saint Katherine Greek Orthodox Church:

Lord God, The more we dedicate our worldly cares to You, the more You fill our desires. Yet when we try to supply all our own needs, You will allow us to continue, until we find that even our necessities are lacking. Lord, strengthen our faith in You and help us to see that we are made whole when we rely upon You.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Speaker pro Tempore Kuehl, Assembly Member Bowler 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 Baca, seconded by Assembly Member Cunneen.

LEAVES OF ABSENCE FOR THE DAY

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

Because of illness: Assembly Members Kuykendall and Takasugi.

The following Assembly Members were excused for the day, and their per diem was waived: Ashburn and Bustamante.

COMMUNICATIONS

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

July 31, 1998

*E. Dotson Wilson
Chief Clerk*

*State Capitol, Room 3196
Sacramento, California*

Dear Dotson: Please be advised that I have appointed Assemblymember Tom Bordonaro to the Human Services Committee in place of Assemblymember Roy Ashburn for the hearing on Monday, August 3, 1998, only.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

July 31, 1998

*E. Dotson Wilson
Chief Clerk*

*State Capitol, Room 3196
Sacramento, California*

Dear Dotson: Please be advised that I have appointed Assemblymember Marilyn C. Brewer to the Consumer Protection, Governmental Efficiency and Economic Development Committee in place of Assemblymember Nao Takasugi for the hearing on Tuesday, August 4, 1998, only.

Sincerely,

ANTONIO R. VILLARAIGOSA
Speaker of the Assembly

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 3, 1998

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

Assembly Concurrent Resolution No. 20

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered to third reading.

Assembly Chamber, August 3, 1998

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

Assembly Concurrent Resolution No. 184

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered to the Consent Calendar.

Assembly Chamber, August 3, 1998

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

Assembly Concurrent Resolution No. 165

Assembly Concurrent Resolution No. 177

And reports the same correctly enrolled, and presented to the Secretary of State on the 3rd day of August, 1998, at 11:15 a.m.

E. DOTSON WILSON, Chief Clerk

REQUEST TO SUSPEND JOINT RULES

The following request was received, and read:

Assembly Chamber, August 3, 1998

Mr. Speaker: I request permission to suspend Joint Rule 61(b)(12) as it relates to Senate Bill No. 1115.

DON PERATA

Above request ordered transmitted to the Committee on Rules.

AUTHOR'S AMENDMENTS Committee on Appropriations

August 3, 1998

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

Senate Bill No. 1827

Senate Bill No. 1901

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

MIGDEN, Chairwoman

SENATE BILL NO. 1827—An act to amend Sections 4501.1, 7516.5, and 7555 of the Penal Code, relating to prisoners.

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. 1901—An act to amend Sections 361.5, 366.21, 366.22, 366.3, and 15200 of, and to add Article 4.5 (commencing with Section 11360) to Chapter 2 of Part 3 of Division 9 of, the Welfare and Institutions Code, relating to guardianship, and making an appropriation therefor.

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

AUTHOR'S AMENDMENTS Committee on Water, Parks and Wildlife

August 3, 1998

Mr. Speaker: The Chair of your Committee on Water, Parks and Wildlife reports:

Senate Bill No. 312

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

MACHADO, Chairman

SENATE BILL NO. 312—An act to add Division 26 (commencing with Section 79000) to the Water Code, relating to financing a safe drinking water, flood protection, and water quality program, by providing the funds necessary therefor through the issuance and sale of bonds of the State of California and by providing for the handling and disposition of those funds.

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 Rules

August 3, 1998

Mr. Speaker: The Chair of your Committee on Rules reports:
Assembly Joint Resolution No. 59

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

HERTZBERG, Chairman

ASSEMBLY JOINT RESOLUTION NO. 59—Relative to Reflex Sympathetic Dystrophy Syndrome.

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

REPORTS OF STANDING COMMITTEES
Committee on Appropriations

Date of Hearing: July 29, 1998

Mr. Speaker: Your Committee on Appropriations reports:

- | | |
|----------------------|----------------------|
| Senate Bill No. 1659 | Senate Bill No. 2021 |
| Senate Bill No. 1760 | Senate Bill No. 2024 |
| Senate Bill No. 1875 | Senate Bill No. 2166 |
| Senate Bill No. 1968 | |

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

MIGDEN, Chairwoman

Above bills ordered to second reading.

Committee on Judiciary

Date of Hearing: July 28, 1998

Mr. Speaker: Your Committee on Judiciary reports:
Senate Bill No. 955

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

ESCUTIA, Chairwoman

Above bill ordered to second reading.

Committee on Rules

Date of Hearing: August 3, 1998

Mr. Speaker: Your Committee on Rules reports:
Assembly Joint Resolution No. 68

With the recommendation: That the resolution be re-referred to the Committee on Appropriations.

HERTZBERG, Chairman

Above resolution re-referred to the Committee on Appropriations.

Date of Hearing: August 3, 1998

Mr. Speaker: Your Committee on Rules reports:
Assembly Concurrent Resolution No. 185

With the recommendation: Be adopted, and be re-referred to the Committee on Appropriations.

HERTZBERG, Chairman

Above resolution re-referred to the Committee on Appropriations.

Date of Hearing: August 3, 1998

Mr. Speaker: Your Committee on Rules reports:
Assembly Concurrent Resolution No. 142

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.

HERTZBERG, Chairman

Above resolution ordered on file.

August 3, 1998

Mr. Speaker: Your Committee on Rules recommends that the request to suspend Joint Rule 61(b)(12), as it relates to the following bill be granted:

Senate Bill No. 2186

HERTZBERG, Chairman

REFERENCE OF BILLS TO COMMITTEE

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

<i>Senate</i>	<i>Committee</i>
<i>Bill No.</i>	
2242 -----	Appr.

APPOINTMENT OF COMMITTEE ON CONFERENCE

The Speaker appointed the following Assembly Members as a Committee on Conference concerning Senate Bill No. 379:

Figueroa, Machado, and Baugh.

SPECIAL COMMITTEE MEETINGS

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

- Elections, Reapportionment and Constitutional Amendments on Monday, August 10, 1998 at 4 p.m., in Room 447;
- Water, Parks and Wildlife on Monday, August 10, 1998.

REQUEST TO GOVERNOR TO RETURN ASSEMBLY BILL NO. 1995

Assembly Member Leach was granted unanimous consent that the Chief Clerk be directed to request the Governor to return Assembly Bill No. 1995 and that the bill be held at the Desk for further action.

RE-REFERENCE OF BILLS

Assembly Member Shelley was granted unanimous consent that Senate Bill No. 281 be re-referred from the Committee on Governmental Organization to the Committee on Local Government.

JOINT RULE 62(a) WAIVED

Assembly Member Shelley was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of permitting the Assembly Committee on Public Safety, the Senate Select Committee on Prison Management, the Joint Legislative Committee on Prison Construction and Operations and the Senate Public Safety Committee, to meet today.

ADJOURN IN MEMORY

Assembly Member Aguiar was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Norma Merry, businesswoman, community activist, and longtime resident of Chino.

Assembly Member Mazzone was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Hans Schiller, of Mill Valley.

Assembly Member Napolitano was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Sarah Jane Carr, of South El Monte.

Assembly Member Papan was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of U.S. Capitol Police Service Officer Jacob J. Chestnut and Detective John Gibson.

Assembly Member Wildman was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Helen M. Curnow, of Burbank.

REQUEST FOR PHOTOGRAPHER

Assembly Member Shelley was granted unanimous consent that a photographer be permitted on the Floor of the Assembly.

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

Pursuant to Assembly Rule 77.2, the Speaker pro Tempore re-referred the following bills to committee:

Assembly Bill No. 17, to the Committee on Education;

Assembly Bill No. 1233, to the Committee on Elections, Reapportionment and Constitutional Amendments;

Assembly Bill No. 1338, to the Committee on Health;

Assembly Bill No. 1096, to the Committee on Utilities and Commerce;

Assembly Bill No. 1161, to the Committee on Utilities and Commerce.

SPECIAL RECOGNITION

The Members of the Assembly joined in extending best wishes to Assembly Member Papan on the occasion of his birthday.

RECESS

By unanimous consent, at 12:37 p.m., Speaker pro Tempore Kuehl declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Cardoza introduced Alice J. Gonzales and presented a resolution honoring her outstanding record of leadership during her eight years as a member of the Board of Regents of the University of California.

Alice J. Gonzales then addressed the assemblage.

REASSEMBLED

At 12:41 p.m., the Assembly reconvened.

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

**REQUEST TO TAKE UP MOTION TO RECONSIDER
OUT OF ORDER**

Assembly Member Papan requested unanimous consent to take up the motion to reconsider as it relates to Senate Bill No. 1419, out of order.

Assembly Member Thompson withheld unanimous consent.

**NOTICE OF INTENTION TO REMOVE BILL
FROM INACTIVE FILE**

Pursuant to Assembly Rule 78, Assembly Member Gallegos announced his intention to request that Senate Bill No. 393 be removed from the inactive file.

ADJOURN IN MEMORY

Assembly Member Strom-Martin was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of El Molino High School students Megan White and Chrissy Hagle.

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 Julie Ann Barreda Heimdahl, of Bellflower.

BEST WISHES EXTENDED

Assembly Member Alquist was joined by the Members of the Assembly in extending best wishes to former State Senator Alfred E. Alquist on the occasion of his 90th birthday.

**CONSIDERATION OF DAILY FILE
SECOND READING OF ASSEMBLY BILLS**

ASSEMBLY BILL NO. 2472—An act to amend Section 22822 of to add Part 7 (commencing with Section 22960) to Division 5 of Title 2 of, and to repeal Article 2.1 (commencing with Section 21078) of Chapter 12 of Part 3 of Division 5 of Title 2 of, the Government Code, relating to state employees, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

ASSEMBLY CONCURRENT RESOLUTION NO. 183—Relative to Italian-American Wartime Internment Remembrance Week.

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

SECOND READING OF SENATE BILLS

SENATE BILL NO. 272—An act to amend Section 11200.1 of the Government Code, relating to insurance.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 143—An act to amend Section 6252 of, to amend and renumber Section 6253 of, to add Sections 6252.5 and 6253 to, to add a heading as Article 1 (commencing with Section 6250) to Chapter 3.5 of, to add Article 2 (commencing with Section 6275) to Chapter 3.5 of, Division 7 of Title 1 of, and to repeal Sections 6253.1, 6256, 6256.1, 6256.2, and 6257 of, the Government Code, relating to records.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 459—An act to add Division 14 (commencing with Section 141000) to the Public Utilities Code, relating to transportation.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 896—An act to amend Section 60800 of, and to add Article 5.5 (commencing with Section 55) to Chapter 1 of Part 1 of, the Education Code, relating to physical education.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 983—An act to add Sections 2914.2 and 2914.3 to the Business and Professions Code, relating to psychology.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1247—An act to amend Section 40451 of, and to add Sections 39047.2, 40451.5, and 40471 to, the Health and Safety Code, relating to air pollution.

Bill read second time, and ordered to third reading.

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

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1430—An act to amend Section 138.7 of the Labor Code, relating to workers' compensation.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1480—An act to add Section 1319.5 to the Penal Code, relating to criminal procedure.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1524—An act to amend Sections 1596.866, 1797.113, and 1797.191 of the Health and Safety Code, relating to child care, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1550—An act to add Section 12071.05 to the Penal Code, relating to firearms.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1559—An act to amend Section 15037.1 of the Unemployment Insurance Code, relating to job training, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1637—An act to amend Sections 5360.5, 5371.4, 21683.1, 185020, and 185032 of the Public Utilities Code, to amend Sections 136.5, 253.8, 256.1, and 599 of the Streets and Highways Code, to amend Sections 1807.5, 1808.5, 5901, 12804.9, 15250, 24604, 25104, 25258, 25803, 27454, and 40509.5 of, to add Sections 21455.6 and 40520 to, to repeal Sections 4608 and 35780.5 of, to repeal Article 5.5 (commencing with Section 4650) of Chapter 1 of Division 3 of, and to repeal Chapter 6 (commencing with Section 35900) of Division 15 of, the Vehicle Code, relating to transportation, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1644—An act to add Section 8670.32 to the Government Code, relating to oil spills.

Bill read second time and ordered to third reading.

SENATE BILL NO. 1648—An act to amend Sections 17600, 17606.05, and 17606.20 of the Welfare and Institutions Code, relating to human services, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

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

Bill read second time, and ordered to third reading.

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

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1759—An act to add Section 1785.135 to the Civil Code, to add Article 6 (commencing with Section 765.010) to Chapter 4 of Title 10 of Part 2 of the Code of Civil Procedure, and to amend Section 27201 of, and to add Chapter 3.4 (commencing with Section 6223) to Division 7 of Title 1 to, the Government Code, relating to liens and encumbrances.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1775—An act to amend Sections 7078, 91503, 91504, 91520, 91521.3, 91533, 91560, and 91574 of, to add Sections 91575, 91576, 91577, and 91578 to, to repeal Sections 91531, 91532, 91571, 91572, and 91573 of, to repeal Article 3 (commencing with Section 91550) of Chapter 1 of Title 10 of, and to repeal and add Section 91570 of, the Government Code, and to amend Section 44548 of, and to add Section 44559.8 to, the Health and Safety Code, relating to the California Industrial Development Financing Act.

Bill read second time and ordered to third reading.

SENATE BILL NO. 1785—An act to amend Sections 1815, 1816, 1834, 1840, 1845, 1846, 1847, and 2080 of, and to add Section 1834.4 to, the Civil Code, to amend Sections 31108, 31752, and 32001 of, and to add Sections 17005, 17006, 31752.5, 31753, 31754, 32002, and 32003 to, the Food and Agricultural Code, and to amend Sections 597.1 and 597t of, and to add Section 599d to, the Penal Code, relating to stray animals.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1908—An act relating to telecommunications.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1964—An act to amend Section 40000.15 of, and to add Article 17 (commencing with Section 28150) to Chapter 5 of Division 12 of, the Vehicle Code, relating to vehicles.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1979—An act to amend Section 101 of the Elections Code, relating to initiative petitions.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1980—An act to amend Sections 473, 2602, 2603, 2604, 2607.5, 3010, 3014.5, 3710, 3711, 3712, 3713, 3716, 3775, 3775.1, 3776, 4925, 4928, 4929, 4934, 4935, 4970, 8000, and 8005 of, to amend and repeal Section 2620.5 of, and to add Sections 104 3712.5, 3775.2, and 8006 to, the Business and Professions Code, relating to regulatory boards and committees, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1982—An act to amend Sections 101, 144, 149, 205, and 655.2 of, to add Article 8 (commencing with Section 2539.5) to Chapter 5.3 of, to add Chapter 7.3 (commencing with Section 3200) of, and to add Article 8 (commencing with Section 3460) to Chapter 7.5 of, Division 2 of, and to repeal Chapter 5.3 (commencing with Section 2530) and Chapter 7.5 (commencing with Section 3300) of Division 2 of, the Business and Professions Code, to amend Section 10176 of the Insurance Code, and to amend Section 14132.55 of the Welfare and Institutions Code, relating to regulatory boards and commissions.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1983—An act to amend Sections 2920, 2922, 2925, 2933, 2936, 2942, 2946, 4980.34, 4989, 4990.1, 4990.8, 4996.18, and 4996.20 of, and to add Sections 2964.3, 2966, and 4996.21 to, the Business and Professions Code, relating to healing arts.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1984—An act to amend Sections 7841 and 7887 of the Business and Professions Code, relating to regulated professions, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 2011—An act to amend Section 110525 of the Health and Safety Code, relating to food.

Bill read second time, and ordered to third reading.

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

Bill read second time, and ordered to third reading.

SENATE BILL NO. 2175—An act to amend Sections 17550.3, 17550.5, 17550.9, 17550.10, 17550.13, 17550.14, 17550.15, 17550.16, 17550.17, 17550.19, 17550.20, 17550.21, 17550.23, 17550.24, 17550.30, 17550.34, 17550.37, 17550.38, 17550.41, 17550.43, 17550.44, 17550.46, 17550.53, 17550.57, 17550.58, and 17550.59 of, to repeal Sections 17550.12, 17550.32, and 17550.33 of, and to repeal and add Section 17550.47 of, the Business and Professions Code, and to amend Section 3.5 of Chapter 1123 of the Statutes of 1994, relating to travel, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 149—An act to amend Section 7319 of the Business and Professions Code, relating to corrections.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 597—An act to amend Sections 7027.1, 17500, 17502, 17509, 17510.4, 17510.85, 17530, 17531, 17531.5, 17533, 17533.8, 17533.9, 17533.10, 17537.5, 17539.5, and 17539.55 of the Business and Professions Code, relating to electronic commerce.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 627—An act to amend Sections 2142, 14405, 15500, 15501, 15505, and 15642 of, to amend the heading of Division 15 (commencing with Section 15000) of, to amend and renumber Sections 14421 and 14423 of, to amend and renumber the headings of Chapter 8 (commencing with Section 15400), Chapter 9 (commencing with Section 15450), Chapter 10 (commencing with Section 15500), Chapter 11 (commencing with Section 15550), Chapter 12 (commencing with Section 15600), and Chapter 13 (commencing with Section 15650) of Division 15 of, to add Sections 335.5, 336.5, and 353.5 to, to add Article 3 (commencing with Section 14430) and Article 4 (commencing with Section 14440) to Chapter 4 of Division 14 of, to add Chapter 2 (commencing with Section 15100) and Chapter 4 (commencing with Section 15300) to Division 15 of, to repeal Sections 13245, 14406, 14420, 14422, 15552, and 17500 of, to repeal Article 6 (commencing with Section 14320) of Chapter 3 of Division 14 of, to repeal Article 5 (commencing with Section 15645) of Chapter 12 of Division 15 of, to repeal Chapter 2 (commencing with Section 15050), Chapter 4 (commencing with Section 15200), Chapter 5 (commencing with Section 15250), Chapter 6 (commencing with Section 15300), and Chapter 7 (commencing with Section 15350) of Division 15 of, to repeal and add Sections 301, 14403, and 14404 of, and to repeal and add Chapter 1 (commencing with Section 15000) and Chapter 3 (commencing with Section 15150) of Division 15 of, the Elections Code, relating to elections.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 831—An act to amend Section 4560 of the Government Code, relating to child care.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1439—An act to amend Sections 14102, 14155, 14157, 14250, 14254.5, 14256, 14400, 14407, 14408, 14409, 14410, 14456, 14553, 14601, 14602, 14651, 14652, 14653, 14700, 14703, 14766, 14800, 14803, 14805, 14806, 14851, 14858, 14860, 14862, 14901, 14950, 14951, 14952, 14959, 15001, 15050, 15100, 15201, 15202, 15203, 15250, and 15251 of, to add Sections 14202.5, 14353.5, and 14452.5 to, to repeal Sections 14254, 14406, 14859, 14903, 14904, 15000, and 15307 of, to repeal Chapter 11 (commencing with Section 16100) of Division 5 of, and to repeal and add Sections 14252, 14350, 14351, 14352, and 14353 of, the Financial Code, relating to credit unions.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1448—An act to amend Section 48209.16 of the Education Code, relating to school attendance.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1686—An act to amend Sections 2571, 17047, 33050, 33590, 33595, 33596, 41601, 46200.5, 46201.5, 56031, 56032, 56050, 56155.5, 56301, 56329, 56343, 56345, 56361, 56363.1, 56364, 56364.1, 56366.3, 56366.4, 56381, 56426, 56501, 56505, 56505.1, 56506, and 56507 of, to amend and renumber Section 56364.5, as added by Chapter 854 of the Statutes of 1997, of, to add Sections 56041.5, 56043, 56302.5, 56341.5, and 56342.5 to, to add Article 3.5 (commencing with Section 56145) and Article 5.6 (commencing with Section 56170) to Chapter 2 of, and to add Article 7 (commencing with Section 56837) to Chapter 7.2 of, Part 30 of, to repeal Sections 33594 and 56365.5 of, to repeal and amend Sections 56001 and 56026 of, and to repeal and add Sections 56205 and 56345.1 of, the Education Code, and to amend Section 7570 of the Government Code, relating to special education.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1753—An act to add Sections 22203.5, 22363, and 22364 to the Education Code, and to amend Section 20153 of, and to add Sections 20096.5, 20152.5, and 20191.5 to, the Government Code, relating to public retirement system governing boards.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1764—An act to add Section 9082.7 to the Elections Code, relating to ballot pamphlets.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1959—An act to amend Sections 7321.5, 7582.8, and 7583.1 of the Business and Professions Code, and to amend Section 44031.5 of the Health and Safety Code, relating to licensing.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 2044—An act to amend Sections 7583.9, 7583.10, and 7583.11 of, and to add Section 7583.43 to, the Business and Professions Code, relating to private patrol operators.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 2051—An act to amend Section 1153 of the Insurance Code, relating to insurance.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 2067—An act to amend Sections 1661, 9553, and 22651 of the Vehicle Code, relating to vehicles.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 2095—An act to amend Sections 798.55 and 798.56a of the Civil Code, and to amend Section 18035.2 of the Health and Safety Code, relating to mobilehome parks.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 2194—An act to amend Sections 1522, 1568.02, 1568.09, 1569.17, and 1569.725 of, and to add Section 1507.1 to, the Health and Safety Code, relating to community care.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1652—An act to amend Sections 312, 6715, 16728, 22391, and 22443.1 of the Business and Professions Code, to amend Sections 1789.24, 1812.54, 1812.66, 1812.105, 1812.129, 1812.503, 1812.510, 1812.515, 1812.525, and 1812.600 of the Civil Code, to amend Sections 995.710 and 1279 of the Code of Civil Procedure, to add Section 319 to, and to repeal Section 318 of, the Corporations Code, to amend Sections 12511, 18342, and 19420 of the Education Code, to amend Sections 113, 126, 12302, 12402, 23600, 23713, 25004, 34460, 61230, 65584.3, 68083, and 68116 of the Government Code, to amend Sections 2224, 2226, 4739.5, 6501, 13830, 13876, 25395, 32137, 33102, and 34116 of the Health and Safety Code, to amend Sections 9626, 29728, 29731, and 30150 of the Public Resources Code, to amend Sections 7578, 11895, 22258, and 30205 of, and to repeal Sections 7579, 29254, 30944, and 100464 of, the Public Utilities Code, to amend Section 27123 of the Streets and Highways Code, to amend Sections 30321.5, 30322, 30323, 31006, 34501, and 71598 of, and to repeal Section 34503 of, the Water Code, and to amend Sections 10 and 10.2 of Chapter 545 of the Statutes of 1943, relating to the Secretary of State, and making an appropriation therefor.

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

SENATE BILL NO. 1823—An act to add Section 11466.24 to the Welfare and Institutions Code, relating to foster care.

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. 2081—An act to add Section 223 to, the Welfare and Institutions Code, relating to youthful offenders.

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. 412—An act to amend Section 10430 of, and to add Sections 10413 and 12122 to, the Public Contract Code, relating to state contracts.

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. 2020—An act to add Section 1367.64 to the Health and Safety Code, and to add Section 10123.83 to the Insurance Code, relating to health care coverage.

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.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 3, 1998

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

- | | |
|------------------------|------------------------|
| Assembly Bill No. 228 | Assembly Bill No. 2197 |
| Assembly Bill No. 471 | Assembly Bill No. 2218 |
| Assembly Bill No. 1741 | Assembly Bill No. 2719 |
| Assembly Bill No. 2045 | Assembly Bill No. 2748 |
| Assembly Bill No. 2194 | |

And reports the same correctly enrolled, and presented to the Governor at 12:30 p.m., August 3, 1998.

E. DOTSON WILSON, Chief Clerk

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

ASSEMBLY BILL NO. 2637 (Mazzoni)—An act to amend Section 44579.3 of, and to add Section 44259.3 to, the Education Code, relating to teachers.

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—67

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

NOES—1

Thompson

Above bill ordered enrolled.

ASSEMBLY BILL NO. 183 (Richter)—An act to add Section 328 to the Business and Professions Code, relating to consumer affairs.

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

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

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

AYES—73

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

NOES—1

McClintock

Above bill ordered enrolled.

ASSEMBLY BILL NO. 726 (Baugh)—An act to amend Sections 318.5 and 318.6 of the Penal Code, relating to adult entertainment.

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—64

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

NOES—5

Bowen	Mazzoni	Murray
Kuehl	Migden	

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 726: Assembly Member Murray, from "Aye" to "No".

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1864 (Papan)—An act to amend Sections 84101, 84103, 84200.5, 84211, and 91007 of, and to repeal and add Section 83116.5 of, the Government Code, relating to the Political Reform Act of 1974.

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—4

McClintock	Pacheco	Shelley	Thompson
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NOES—68

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

Vote Changes

By unanimous consent, the following vote changes were permitted on concurrence in Senate amendments to Assembly Bill No. 1864: Assembly Member Poochigian, from “Aye” to “No”; Assembly Member Thompson, from “No” to “Aye”.

ASSEMBLY BILL NO. 901 (Napolitano)—An act to add Section 15364.10 to, and to repeal Section 15364.7 of, the Government Code, relating to international trade.

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—48

Alquist	Figueroa	Martinez	Scott
Aroner	Firestone	Mazzoni	Shelley
Baca	Floyd	Migden	Strom-Martin
Bowen	Gallegos	Morrissey	Sweeney
Brown	Havice	Murray	Thomson
Cardenas	Hertzberg	Napolitano	Torlakson
Cardoza	Honda	Oller	Vincent
Cedillo	Keeley	Ortiz	Washington
Cunneen	Knox	Papan	Wayne
Davis	Kuehl	Perata	Wildman
Ducheny	Lempert	Prenter	Wright
Escutia	Machado	Richter	Mr. Speaker

NOES—24

Ackerman	Bowler	Kaloogian	Olberg
Aguiar	Brewer	Leach	Pacheco
Alby	Campbell	Leonard	Poochigian
Baldwin	Goldsmith	McClintock	Runner
Baugh	Granlund	Miller	Thompson
Bordonaro	House	Morrow	Woods

Above bill ordered enrolled.

ASSEMBLY BILL NO. 921 (Wayne)—An act to add Section 116551 to the Health and Safety Code, relating to water, and declaring the urgency thereof, to take effect immediately.

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

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

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

AYES—68

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

NOES—3

Ackerman	Alby	Baugh
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Above bill ordered enrolled.

ASSEMBLY BILL NO. 1515 (Baugh)—An act relating to health care service plans.

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—4

Baugh	Bordonaro	Martinez	Runner
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NOES—69

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

ASSEMBLY BILL NO. 1644 (Figueroa)—An act relating to private information.

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—2

Figueroa Runner

NOES—72

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

At 1:12 p.m., Assistant Speaker pro Tempore Joe Baca, 62nd District, presiding

ASSEMBLY BILL NO. 1707 (Wildman)—An act to add Section 12370 to the Penal Code, relating to body armor.

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—68

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

NOES—5

Ackerman	Baugh	Morrow
Baldwin	Kaloogian	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1709 (Alquist)—An act to add Sections 7685.5, 9663, and 17530.7 to the Business and Professions Code, relating to cemetery and funeral fraud.

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—64

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

NOES—5

Ackerman	Baugh	McClintock
Baldwin	Kaloogian	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1984 (Miller)—An act to amend Sections 18015.5, 18020, 18020.5, 18025, 18025.5, 18026, 18027.3, 18029, 18029.5, 18030, and 18604 of the Health and Safety Code, relating to recreational vehicles.

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—74

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2001 (Kuehl)—An act to add Section 1812.5093 to the Civil Code, and to amend Section 1596.65 of the Health and Safety Code, relating to employment agencies.

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—63

Ackerman	Ducheny	Leonard	Perata
Aguiar	Escutia	Machado	Prenter
Alby	Figueroa	Margett	Runner
Alquist	Firestone	Martinez	Scott
Aroner	Floyd	Mazzoni	Shelley
Baca	Frusetta	Migden	Strom-Martin
Bordonaro	Gallegos	Miller	Sweeney
Bowen	Granlund	Morrissey	Thomson
Bowler	Havice	Morrow	Torlakson
Brewer	Hertzberg	Murray	Vincent
Brown	Honda	Napolitano	Washington
Campbell	Keeley	Olberg	Wayne
Cardenas	Knox	Oller	Wildman
Cedillo	Kuehl	Ortiz	Wright
Cunneen	Leach	Pacheco	Mr. Speaker
Davis	Lempert	Papan	

NOES—6

Baldwin	House	McClintock
Baugh	Kaloogian	Thompson

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2020 (Thomson)—An act to add Section 1360.5 to the Civil Code, relating to civil rights.

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

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

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

AYES—48

Alquist	Escutia	Machado	Prenter
Aroner	Figueroa	Martinez	Scott
Baca	Floyd	Mazzoni	Shelley
Bordonaro	Gallegos	McClintock	Strom-Martin
Bowen	Havice	Migden	Sweeney
Brown	Hertzberg	Miller	Thomson
Cardenas	Honda	Murray	Vincent
Cardoza	Keeley	Napolitano	Washington
Cedillo	Knox	Ortiz	Wayne
Cunneen	Kuehl	Pacheco	Wildman
Davis	Lempert	Papan	Woods
Ducheny	Leonard	Perata	Mr. Speaker

NOES—22

Ackerman	Campbell	Kaloogian	Oller
Alby	Firestone	Leach	Richter
Baldwin	Frusetta	Margett	Runner
Baugh	Goldsmith	Morrissey	Thompson
Bowler	Granlund	Morrow	
Brewer	House	Olberg	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2181 (Firestone)—An act to amend Sections 42825, 42835, and 42850 of, and to add Section 42850.1 to, the Public Resources Code, relating to waste tires.

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

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

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

AYES—69

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

NOES—5

Ackerman	Kaloogian	Thompson
Baugh	McClintock	

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2341 (Committee on Agriculture)—An act to amend Sections 52291, 52292, 52296, 52323, 52324, and 52325 of, to repeal Sections 52293 and 52294 of, and to repeal and add Chapter 3 (commencing with Section 52651) of Division 18 of, the Food and Agricultural Code, relating to agriculture, and making an appropriation therefor.

Bill presented by Assembly Member Cardoza.

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—67

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

NOES—5

Baldwin	Kaloogian	McClintock
Bowen	Martinez	

Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 2341: Assembly Member Oller, from “No” to “Aye”.

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2724 (Cardenas)—An act to amend Section 704.080 of the Code of Civil Procedure, relating to debtor-creditor relations.

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

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

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

AYES—69

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

NOES—4

Baldwin	House	Kaloogian	McClintock
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Vote Changes

By unanimous consent, the following vote change was permitted on concurrence in Senate amendments to Assembly Bill No. 2724: Assembly Member Kaloogian, from “Aye” to “No”.

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2734 (Pacheco)—An act to add Section 784.7 to the Penal Code, relating to criminal procedure.

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

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

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

AYES—73

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

NOES—1

Migden

Above bill ordered enrolled.

ASSEMBLY BILL NO. 2758 (Committee on Agriculture)—An act to amend Sections 41711, 41721, 41731, 41732, 41752, 41752.5, 41753, 41754, 41755, 41756, 41757, 41801, 41802, 41804, 41806, 41862, 41863, 41866, and 41867 of, to amend the heading of Article 4 (commencing with Section 41731) of Chapter 5 of Division 16 of, to add Section 41710 to, and to repeal Article 9 (commencing with Section 41871) of Chapter 5 of Division 16 of, the Food and Agricultural Code, relating to agricultural product standards, and making an appropriation therefor.

Bill presented by Assembly Member Cardoza.

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—66

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

NOES—7

Baldwin	Bowen	Martinez	Morrow
Baugh	Kaloogian	McClintock	

Above bill ordered enrolled.

NOTICE OF MOTION TO WITHDRAW ASSEMBLY BILL NO. 1735 FROM COMMITTEE CONTINUED

Assembly Member Pacheco was granted unanimous consent that the notice of motion to withdraw Assembly Bill No. 1735 from the Committee on Public Safety be continued until the next legislative day.

BILLS RETURNED TO THIRD READING FILE

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

Senate Bill No. 1361, on request of Assembly Member Davis;

Senate Bill No. 1196, on request of Assembly Member Oller;

Senate Bill No. 507, on request of Assembly Member Shelley.

MOTIONS TO RECONSIDER BILLS CONTINUED

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

CAUCUS ANNOUNCEMENTS

At 1:43 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 1:44 p.m., Speaker pro Tempore Kuehl declared the Assembly recessed.

REASSEMBLED

At 2:12 p.m., the Assembly reconvened.

Hon. Antonio R. Villaraigosa, Speaker of the Assembly, presiding.

RECESS

By unanimous consent, at 2:17 pm, Speaker Villaraigosa declared the Assembly recessed to permit the introduction of special guests.

Speaker Villaraigosa appointed Assembly Members Perata, Wright, Aroner, Murray, Leonard, and Aguiar as a Select Committee on Escort to escort the guests of the Assembly to the Rostrum.

Speaker Villaraigosa introduced His Excellency the Prime Minister of the Republic of Cape Verde, Dr. Carlos Alberto Wahnon de Carvalho Veiga, his wife Mrs. Epifania Almeida, Mrs. Marly Barbosa Vicente, Secretary of State of the Republic of Cape Verde, and Benjamin P. Monteiro, Consul General of the Boston Consulate, the Republic of Cape Verde, whereupon His Excellency Carlos Alberto Wahnon de Carvalho Veiga addressed the assemblage.

Assembly Member Perata then presented a resolution commending him on his illustrious record of personal and professional accomplishments and dedicated public service whereupon special presentations were exchanged by His Excellency Carlos Alberto Wahnon de Carvalho Veiga and Speaker Villaraigosa.

CAUCUS ANNOUNCEMENTS

At 2:31 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.

REASSEMBLED

At 4:10 p.m., the Assembly reconvened.

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

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 28, on request of Assembly Member Brown.

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Murray announced that the Committee on Transportation would meet today, 15 minutes after adjournment of Floor session.

Assembly Member Vincent announced that the Committee on Elections, Reapportionment and Constitutional Amendments would meet today upon adjournment of Floor session.

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

Pursuant to Assembly Rule 77.2, the Speaker pro Tempore re-referred Assembly Concurrent Resolution No. 20 to the Committee on Appropriations.

JOINT RULE 62(a) WAIVED

Assembly Member Shelley was granted unanimous consent that Joint Rule 62(a) be waived for the purpose of setting Senate Bill No. 1540 for hearing in the Committee on Human Services, on Tuesday, August 4, 1998, at 9:30 a.m.

**CONSIDERATION OF DAILY FILE (RESUMED)
UNFINISHED BUSINESS (RESUMED)
MOTION TO RECONSIDER SENATE BILL NO. 1419
Request for Reconsideration**

In compliance with a motion given on a previous day, Assembly Member Papan requested unanimous consent that the vote be reconsidered whereby Senate Bill No. 1419 was refused passage.

Assembly Member Morrissey withheld unanimous consent.

Motion

Assembly Member Papan moved that the vote be reconsidered whereby Senate Bill No. 1419 was refused passage.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 4:15 p.m.

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

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

SENATE BILL NO. 2028 (McPherson)—An act to amend Sections 6596, 7858, 8246.6, 8405.1, 8561.5, 8562, 8568, 8569, 9000, 9001.5, and 9001.6 of, and to repeal Section 8255 of, the Fish and Game Code, relating to fishing.

Bill read third time.

Motion to Amend

Assembly Member Bordonaro moved the adoption of amendments.

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

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 2161, on request of Assembly Member Bordonaro.

CALL OF THE ASSEMBLY DISPENSED WITH ON PAPAN MOTION TO RECONSIDER SENATE BILL NO. 1419

At 4:17 p.m., on motion of Assembly Member Pacheco, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Papan motion to reconsider the vote whereby Senate Bill No. 1419 was refused passage lost by the following vote:

AYES—6

Alquist	Martinez	Pacheco
Cardoza	Mazzoni	Vincent

NOES—16

Ackerman	Brewer	Leonard	Morrow
Battin	Campbell	Margett	Prenter
Baugh	Firestone	McClintock	Runner
Bowen	Leach	Miller	Woods

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

MOTION TO RECONSIDER SENATE BILL NO. 1427 CONTINUED

By unanimous consent, the motion to reconsider the vote on Senate Bill No. 1427 was continued until the next legislative day.

VOTE ADDS

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

Assembly Bill No. 2637, Concurrence: Bordonaro, Brown, Campbell, Davis, Goldsmith, Kaloogian, Martinez, Miller, Morrow, Poochigian, and Prenter—Aye.

Assembly Bill No. 183, Concurrence: Bordonaro, Brown, Campbell, Goldsmith, Kaloogian, Martinez, Morrow, and Prenter—Aye.

Assembly Bill No. 726, Concurrence: Battin, Bordonaro, Goldsmith, Kaloogian, Martinez, and Morrow—Aye.

Assembly Bill No. 1864, Concurrence: Pacheco—Aye; Bordonaro, Goldsmith, Kaloogian, Morrow, and Olberg—No.

Assembly Bill No. 901, Concurrence: Oller—Aye; Baugh, Bordonaro, Kaloogian, Miller, Morrow, and Poochigian—No.

Assembly Bill No. 921, Concurrence: Bordonaro, Cardoza, Goldsmith, Kaloogian, and Morrow—Aye; Baugh—No.

Assembly Bill No. 1515, Concurrence: Bordonaro—Aye; Kaloogian and Morrow—No.

Assembly Bill No. 1644, Concurrence: Bordonaro, Kaloogian, and Morrow—No.

Assembly Bill No. 1707, Concurrence: Alby, Bordonaro, and Oller—Aye; Baugh, Kaloogian, and Morrow—No.

Assembly Bill No. 1709, Concurrence: Bordonaro, Cardoza, Morrow, and Olberg—Aye; Baugh and Kaloogian—No.

Assembly Bill No. 1984, Concurrence: Bordonaro, Cardoza, Kaloogian, and Morrow—Aye.

Assembly Bill No. 2001, Concurrence: Bordonaro and Morrow—Aye; Kaloogian—No.

Assembly Bill No. 2020, Concurrence: Bordonaro—Aye; Baugh, Kaloogian, Morrow, and Olberg—No.

Assembly Bill No. 2181, Concurrence: Battin, Bordonaro, Morrow, and Poochigian—Aye; Baugh and Kaloogian—No.

Assembly Bill No. 2341, Concurrence: Bordonaro and Woods—Aye; Kaloogian—No.

Assembly Bill No. 2724, Concurrence: Bordonaro, Morrow, and Poochigian—Aye.

Assembly Bill No. 2734, Concurrence: Bordonaro, Kaloogian, and Morrow—Aye.

Assembly Bill No. 2758, Concurrence: Bordonaro and Woods—Aye; Kaloogian and Morrow—No.

MOTION TO ADJOURN

At 4:17 p.m., Assembly Member Aguiar moved that the Assembly do now adjourn.

Assembly Member Baca seconded the motion.

REMARKS ON CONDITION OF THE FILE

Assembly Member Papan arose to speak on the condition of the file.

FURTHER CONSIDERATION OF MOTION TO ADJOURN

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

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 4:18 p.m., Speaker pro Tempore Kuehl declared the quorum call of the Assembly dispensed with.

MESSAGES FROM THE SENATE

August 3, 1998

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

Dear Dotson: By direction of the Senate I am returning Senate Bill 1362 to the Assembly for further action.

Sincerely,

GREGORY SCHMIDT
Secretary of the Senate

Above bill held at the Desk.

August 3, 1998

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

Dear Dotson: The Senate this day rescinded the action whereby it refused to concur in Assembly amendments to Senate Bill 1110.

Sincerely,

GREGORY SCHMIDT
Secretary of the Senate

Senate Chamber, August 3, 1998

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. 1561.

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

Senate Chamber, August 3, 1998

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

Senate Bill No. 1849

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

Senate Chamber, August 3, 1998

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

Assembly Bill No. 1640
Assembly Bill No. 2193

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

Above bills ordered enrolled.

Senate Chamber, August 3, 1998

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

Assembly Concurrent Resolution No. 81

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

Above resolution ordered enrolled.

Senate Chamber, August 3, 1998

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

Assembly Bill No. 182
Assembly Bill No. 284
Assembly Bill No. 346
Assembly Bill No. 635
Assembly Bill No. 795
Assembly Bill No. 1121
Assembly Bill No. 1614

Assembly Bill No. 1731
Assembly Bill No. 1848
Assembly Bill No. 1977
Assembly Bill No. 1987
Assembly Bill No. 2573
Assembly Bill No. 2746
Assembly Bill No. 2761

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, August 3, 1998

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

Assembly Concurrent Resolution No. 175

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, August 3, 1998

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

Senate Concurrent Resolution No. 103

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

FIRST READING OF SENATE BILLS

The following resolution was read:

SENATE CONCURRENT RESOLUTION NO. 103—Relative to Clean Water Day.

ADJOURNMENT

At 4:20 p.m., pursuant to the motion by Assembly Member Aguiar, the Assembly adjourned until 8:30 a.m., Thursday, August 6, 1998, out of respect to the memory of Megan White and Chrissy Hagle, on motion of Assembly Member Strom-Martin; out of respect to the memory of Julie Ann Barreda Heimdahl, on motion of Assembly Member Cedillo; out of respect to the memory of Hans Schiller, on motion of Assembly Member Mazzoni; out of respect to the memory of Sarah Jane Carr, on motion of Assembly Member Napolitano; out of respect to the memory of Norma Merry, on motion of Assembly Member Aguiar; out of respect to the memory of Helen M. Curnow, on motion of Assembly Member Wildman; and out of respect to the memory of Officer Jacob J. Chestnut and Detective John Gibson, on motion of Assembly Member Papan.

ANTONIO R. VILLARAIGOSA, Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON AUGUST 3, 1998**

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

ACR	RN
183	9817168

AJR	RN
59	9816344

SB	RN
312	9817137
412	9816658
1652	9817200
1823	9816888
1827	9817343
1901	9817175
2020	9816784
2028	9816355
2081	9816871

Daily Total:	11
Cumulative Total:	7409

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