

CALIFORNIA LEGISLATURE
2001-02 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Thursday, August 8, 2002

**TWO HUNDRED FORTY-THIRD SESSION DAY
SIX HUNDRED THIRTEENTH 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, August 8, 2002

The Assembly met at 9 a.m.
Hon. Christine Kehoe, Assistant Speaker pro Tempore of the
Assembly, presiding.
Chief Clerk E. Dotson Wilson at the Desk.
Assistant Clerk Brian Ebbert reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Chan moved a quorum call of the Assembly.
Motion carried. Time, 9:01 a.m.
The Assistant Speaker pro Tempore directed the Sergeant at Arms to
close the doors, and to bring in the absent Members.

Quorum Present

At 9:13 a.m., Assistant Speaker pro Tempore Kehoe declared a
quorum of the Assembly present.

The roll call was completed, and the following answered to their
names—75:

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

PRAYER

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

O God Our Father, By Your mercy and might the world turns safely into darkness and returns again to light. We give into Your hands all our unfinished tasks, our unsolved problems, and our unfulfilled hopes, knowing that only that which You may bless will prosper. To Your great love and protection we commit each other and all those we love, knowing that You alone are our sure defender.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Upon request of Assistant Speaker pro Tempore Kehoe, Assembly Member Zettel 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 Firebaugh, 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 Hollingsworth.

Because of illness: Assembly Member Migden.

The following Assembly Members were excused for the day, and their per diem was waived: Briggs, Leonard, and Wyman.

EXPLANATIONS OF ABSENCE

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

July 30, 2002

*The Honorable Herb Wesson
Speaker of the Assembly
State Capitol, Room 219
Sacramento, California*

Dear Mr. Speaker: I respectfully request an excused absence from Assembly Floor Session for Thursday, August 8, 2002. I will be on legislative business.

Thank you for your consideration.

Sincerely,

DENNIS HOLLINGSWORTH, Assembly Member
Sixty-sixth District

COMMUNICATIONS

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

August 7, 2002

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

RE: Appointment of Ryan Rauzon
to Tahoe Regional Planning Agency

Dear Mr. Wilson: Please be advised I have appointed Mr. Ryan Rauzon to the Tahoe Regional Planning Agency. This is a pleasure appointment starting August 7, 2002. Mr. Rauzon will be replacing Ms. Catherine Derringer.

Sincerely,

HERB J. WESSON, JR.
Speaker of the California Assembly

August 7, 2002

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

RE: Appointment of Karen Earl
to Domestic Violence Program Advisory Council

Dear Mr. Wilson: Please be advised I have appointed Ms. Karen Earl to the Domestic Violence Program Advisory Council. This is a pleasure appointment starting August 7, 2002. Ms. Earl will be replacing Ms. Paula Petrotta.

Sincerely,

HERB J. WESSON, JR.
Speaker of the California Assembly

August 7, 2002

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

RE: Appointment of Karen Lynn-Chlup
to Protection and Advocacy, Inc., Board of Directors

Dear Mr. Wilson: Please be advised I have appointed Ms. Karen Lynn-Chlup to the Protection and Advocacy, Inc., Board of Directors. This is a term appointment starting August 7, 2002 and the expiration date is June 20, 2003. Ms. Lynn-Chlup will be replacing Mr. Dan Meadows.

Sincerely,

HERB J. WESSON, JR.
Speaker of the California Assembly

August 7, 2002

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

RE: Appointment of Jacquelyn Dupont-Walker
to California Housing Partnership Corporation Board
of Directors

Dear Mr. Wilson: Please be advised I have appointed Ms. Jacquelyn Dupont-Walker to the California Housing Partnership Corporation Board of Directors. This is a term appointment starting August 7, 2002 and the expiration date is January 1, 2005. Ms. Dupont-Walker will be replacing Ms. Janis Breidenbach.

Sincerely,

HERB J. WESSON, JR.
Speaker of the California Assembly

August 8, 2002

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

RE: Appointment of Emma M. Schafer
to Rural Development Council

Dear Mr. Wilson: Please be advised I have appointed Ms. Emma M. Schafer to the Rural Development Council as my transportation person. This is a term appointment starting August 8, 2002 and the expiration date is January 1, 2004.

Sincerely,

HERB J. WESSON, JR.
Speaker of the California Assembly

August 7, 2002

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

RE: Appointment of Mitchel Beauchamp
to Oil Spill Technical Advisory Committee

Dear Mr. Wilson: Please be advised I have appointed Councilmember Mitchel Beauchamp to the Oil Spill Technical Advisory Committee. This is a pleasure appointment starting August 7, 2002. Councilmember Beauchamp will be replacing Mr. Carnard Barnes.

Sincerely,

HERB J. WESSON, JR.
Speaker of the California Assembly

REPORTS

The following letters of transmittal were presented by the Speaker, and ordered printed in the Journal:

California State Auditor

2001-122
August 1, 2002

*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, the Bureau of State Audits presents its audit report concerning the California Department of Transportation (Caltrans) and the Metropolitan Transportation Commission (MTC) to examine the delays and higher cost estimates for the seismic upgrades of toll bridges in the Bay Area.

This report concludes that the seismic retrofit costs of state-owned toll bridges have significantly exceeded Caltrans' original estimates for many reasons; however, the largest contributor is the east span replacement of the San Francisco-Oakland Bay Bridge with an estimated cost increase of \$1.3 billion. Overall, the program was likely to experience such increases because statute allows the Bay Area to purchase a more expensive east span replacement than Caltrans originally envisioned and estimated for. This statute also requires that bridge users fully fund the cost increase with the seismic retrofit surcharge imposed for passage on all Bay Area toll bridges. Caltrans also recognizes that the lack of including escalation rates in most of its estimates played a role in the understatement of estimated costs in the initial legislation. Additionally, external parties delayed project progress and subsequently increased costs. Although Caltrans maintains that its current funding is sufficient to cover estimated program costs, recent information suggests that Caltrans may need additional funding.

Respectfully submitted,

ELAINE M. HOWLE
State Auditor

Above report referred to the Committee on Transportation.

California State Auditor

2002-101
July 30, 2002

*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, the Bureau of State Audits presents its audit report concerning the ongoing fiscal problems at the California Department of Corrections (department).

This report concludes that a shortage of correctional officers continues to result in high overtime costs, which exceeded \$110 million

in the first half of fiscal year 2001–02. We estimate it could take the department until the beginning of 2009 to resolve the shortage. In addition, certain provisions of the new labor agreement between the State and the California Correctional Peace Officers Association increase the department's fiscal burden and limit management's control. We estimate that the department's annual costs related primarily to correctional officers for five new and three continuing provisions of the labor agreement will amount to approximately \$518 million by the end of fiscal year 2006–07.

Respectfully submitted,

ELAINE M. HOWLE
State Auditor

Above report referred to the Committee on Public Safety.

The following reports were presented by the Chief Clerk:

**Department of Personnel Administration's Annual Report
Fiscal Year 2001/2002
(Pursuant to Government Code Sections 19816.20 and 20405.1)**

Above transmitted report, together with letter of transmittal from Marty Morgenstern, Director, Department of Personnel Administration, dated July 26, 2002, referred by the Speaker to the Committee on Labor and Employment.

**Public Utilities Commission's
Annual Report for Fiscal Year 2000–2001
(Pursuant to Public Utilities Code Section 316)**

Above transmitted report, together with letter of transmittal from Wesley M. Franklin, Executive Director, Public Utilities Commission, dated July 29, 2002, referred by the Speaker to the Committee on Utilities and Commerce.

**Public Utilities Commission's
Annual Review of the Electronic Formal Complaint Filing Procedures
(Pursuant to Senate Bill 531, Chapter 327, Section 2
Statutes of 1999)**

Above transmitted report, together with letter of transmittal from Lorretta M. Lynch, President, Public Utilities Commission, dated July 24, 2002, referred by the Speaker to the Committee on Utilities and Commerce.

**Low-Income Home Energy Assistance Program
Second Quarterly Report
(Pursuant to Senate Bill 5X, Chapter 7, Statutes of 2001–02
First Extraordinary Session)**

Above transmitted report, together with letter of transmittal from Department of Community Services and Development, dated March 13, 2002, referred by the Speaker to the Committee on Utilities and Commerce.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 8, 2002

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

Assembly Joint Resolution No. 45

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution ordered on file.

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>
231 -----	Jud.
236 -----	L. & E.
239 -----	L. & E.
240 -----	Rls.

Assembly Joint

<i>Resolution No.</i>	<i>Committee</i>
56 -----	Jud.
59 -----	Health

House

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

Senate

<i>Bill No.</i>	<i>Committee</i>
1972 -----	Ins.

SPECIAL COMMITTEE MEETINGS

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

Joint Committee to Develop a Master Plan for Education, on Tuesday, August 13, 2002, at 5 p.m.;

Higher Education, on Tuesday, August 13, 2002, at 1:30 p.m.

AUTHOR'S AMENDMENTS

Committee on Insurance

August 7, 2002

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

Senate Bill No. 1861

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

CALDERON, Chairman

SENATE BILL NO. 1861—An act to amend Section 923 of the Insurance Code, relating to insurance.

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

August 7, 2002

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

Senate Bill No. 1665

Senate Bill No. 1948

Senate Bill No. 1750

Senate Bill No. 1953

Senate Bill No. 1866

Senate Bill No. 1955

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

STEINBERG, Chairman

SENATE BILL NO. 1665—An act to amend Sections 52052, 52054, 60605, 60640, 60810, and 60811 of, to add Chapter 6 (commencing with Section 450) to Part 1 of, and to repeal and add Section 313 of, the Education Code, relating to pupils.

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. 1750—An act to add Article 4 (commencing with Section 110423) to Chapter 4 of Part 5 of Division 104 of the Health and Safety Code, relating to public health.

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. 1866—An act to amend Sections 11301, 11302, 11314, 11315, 11315.5, 11316, 11317, 11318, 11325, 11326, 11327, 11328, 11340, 11341, 11344, 11350, 11352, 11360, 11361, 11400, 11401, 11406, 11407, 11408, 11409, and 11422 of, to add Sections 11300.1, 11301.1, 11301.2, 11301.3, 11301.4, 11301.5, 11301.6, 11319.1, 11319.2, 11319.3, 11319.4, 11319.5, 11345, 11346, 11346.1, 11346.2, 11346.3, 11346.4, 11346.5, 11346.6, 11346.7, 11346.8, 11346.9, 11346.10, 11346.11, and 11405.1 to, and to add Chapter 10 (commencing with Section 11430) and Chapter 11 (commencing with Section 11500) to Part 3 of Division 4 of, to repeal and add Sections 11310, 11313, and 11410 of, and to amend the headings of Chapter 4 (commencing with Section 11340), Chapter 8 (commencing with Section 11410), and Chapter 9 (commencing with Section 11422) of Part 3 of Division 4 of, the Business and Professions Code, relating to professions and vocations.

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. 1948—An act to add Article 4 (commencing with Section 110422) to Chapter 4 of Part 5 of Division 104 of the Health and Safety Code, relating to food.

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. 1953—An act to amend Sections 144, 7000.5, 7011, 7069, 7092, 7137, 7138.1, and 7153.1 of, and to add Sections 7000.6 and 7017.3 to, the Business and Professions Code, and to amend Section 1095 of the Unemployment Insurance Code, relating to contractors, and making an appropriation therefor.

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

SENATE BILL NO. 1955—An act to amend Sections 800, 1648.20, 2460, 2486, 2496, 2499.5, 2602, 2607.5, 2620.7, 2660, 2684, 3010, 3013, 3014.5, 3710, 3716, 3717, 3718, 3735.3, 3740, 3750.5, 3753.1, 3758.6, 3761, 3770, 3774, 3777, 18602, and 18613 of, to add Sections 2660.2, 2661.6, 3010.1, 3014.6, 3025.6, 3751.1, 3766, 3767, 3768, and 22253.5 to, and to repeal Sections 3712.5, 3750.6, and 3775.1 of, the Business and Professions Code, and to amend Section 123105 of the Health and Safety Code, relating to healing arts, 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 Education

August 8, 2002

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

Senate Bill No. 382

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

STROM-MARTIN, Chairwoman

SENATE BILL NO. 382—An act to add Part 26.5 (commencing with Section 46700) to the Education Code, relating to education financing.

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

AUTHOR'S AMENDMENTS
Committee on Utilities and Commerce

August 8, 2002

Mr. Speaker: The Chair of your Committee on Utilities and Commerce reports:

Senate Bill No. 1524

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

WRIGHT, Chairman

SENATE BILL NO. 1524—An act to amend Sections 25620, 25620.1, 25620.2, 25620.3, 25620.5, 25620.7, 25648, 25648.4, and 25684 of, and to add and repeal Section 25620.9 of, the Public Resources Code, and to amend Sections 381, 383.5, 394.25, and 445 of the Public Utilities Code, relating to energy.

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 Health

August 8, 2002

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

Senate Bill No. 1950

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

THOMSON, Chairwoman

SENATE BILL NO. 1950—An act to amend Sections 800, 801, 801.1, 802, 803.1, 2001, 2008, 2013, 2020, 2027, 2052, 2227, 2234, 2313, 2350, 2435, 2507, and 3504 of, to add Sections 802.3, 2135.5, 2220.05, 2220.08, 2246, and 3519.5 to, to add Chapter 1.6 (commencing with Section 920) to Division 2 of, to add and repeal Section 2220.1 of, and to repeal Section 2026 of, the Business and Professions Code, and to amend Section 11371 of the Government Code, relating to healing arts, 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 Appropriations

August 8, 2002

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

Senate Bill No. 898

Senate Bill No. 1766

Senate Bill No. 1269

Senate Bill No. 1951

Senate Bill No. 1420

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

STEINBERG, Chairman

SENATE BILL NO. 898—An act to amend and repeal Section 1789.33 of, and to amend, repeal, and add Sections 1789.31 and 1789.35 of, the Civil Code, to amend Section 25604 of the Corporations Code, and to amend, repeal, and add Section 22050 of, and to add Division 10 (commencing with Section 23000) to, the Financial Code, relating to deferred deposit transactions, and declaring the urgency thereof, to take effect immediately.

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

SENATE BILL NO. 1269—An act to amend Section 25534 of the Public Resources Code, relating to energy resources.

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. 1420—An act to amend Section 44014 of the Health and Safety Code, and to amend Sections 27150.1, 27150.2, and 27150.7 of the Vehicle Code, relating to vehicles.

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

SENATE BILL NO. 1766—An act to add Division 8.6 (commencing with Section 22965) to the Business and Professions Code, and to add Section 1021.10 to the Code of Civil Procedure, relating to tobacco products.

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. 1951—An act to amend Sections 4928, 4929, 4933, and 4934 of, and to add Sections 4934.1 and 4934.2 to, the Business and Professions Code, relating to professional boards.

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.

MESSAGES FROM THE GOVERNOR

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

Governor's Office, Sacramento
August 8, 2002

To the Members of the Assembly:

AB 2559, in my opinion, constitutes an emergency bill within the meaning of that term as used in Section 12 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

I, therefore, recommend consideration of AB 2559 as an emergency measure.

Sincerely,

GRAY DAVIS

Governor's Office, Sacramento
August 8, 2002

To the Members of the Assembly:

AB 2953, in my opinion, constitutes an emergency bill within the meaning of that term as used in Section 12 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

I, therefore, recommend consideration of AB 2953 as an emergency measure.

Sincerely,

GRAY DAVIS

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 8, 2002

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

Assembly Bill No. 2559

Assembly Bill No. 2953

And reports the same correctly enrolled, and presented to the Governor on the 8th day of August, 2002, at 10:30 a.m.

E. DOTSON WILSON, Chief Clerk

REQUEST FOR PHOTOGRAPHER

Assembly Members Wesson, Chan, Ashburn, Horton, Zettel, and Cedillo were granted unanimous consent that a photographer be permitted on the Floor of the Assembly.

REQUEST FOR UNANIMOUS CONSENT TO PRINT IN JOURNAL

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

Legislative Intent—Assembly Bill No. 2158

August 8, 2002

*Speaker Herb Wesson
State Capitol, Room 219
Sacramento, California*

RE: AB 2158 (Lowenthal) Affordable Housing:
Prospective Nature of Bill

Dear Mr. Speaker: As principal author of AB 2158, I want to address an issue raised and assuage any concerns my colleagues may have.

AB 2158 directs the California Coastal Commission to take all appropriate legal steps to protect approximately 400 affordable housing units under its jurisdiction in Orange County that were created prior to 1981 when the Coastal Act contained affordable housing policies (formerly Section 30213 PRC). These units were created in conjunction with the issuance of coastal development permits for new subdivisions and included permit conditions establishing resale controls in order to protect continued affordability of the units. It appears that many of the subject units may have been rented or released from the program contrary to legal requirements in grant deeds secured and agreed to by the original qualified buyers. These units may soon be lost from the already inadequate pool of affordable housing in the region unless steps are quickly taken to address the violations. AB 2158 makes clear the Legislature expects the Commission to give priority to this program within its existing resources.

A concern has been raised about whether AB 2158 authorizes the Commission to prevent the market rate sale of units that have been continuously occupied by the holder of the grant deed for the requisite period of time and in conformity with the conditions of the attachment to grant deeds. Under such circumstances the Commission cannot lawfully prevent the resale because doing so would abrogate legal contracts. AB 2158 does not and cannot authorize actions contrary to constitutional protections of contract rights. Accordingly, nothing in AB 2158 would allow the Commission to take actions that prevent the resale at market rates of those units whose owners complied with all terms and conditions of the grant deeds and attachments.

I submit this letter to the Journal the same day the full Senate votes on the bill as an expression of Legislative intent with respect to AB 2158.

Sincerely,

ALAN LOWENTHAL, Assembly Member
Fifty-fourth District

**ACTION RESCINDED ON ASSEMBLY BILL NO. 651 AND
BILL RETURNED TO THE SENATE**

Upon the request of Assembly Member Firebaugh, Assembly Member Horton was granted unanimous consent to rescind the action whereby on June 30, 2002 (Assembly Journal, page 7098), Assembly Bill No. 651 was re-referred to the Committee on Governmental Organization pursuant to Assembly Rule 77.2, and that the bill be returned to the Senate for further action.

RECESS

By unanimous consent, at 9:20 a.m., Assistant Speaker pro Tempore Kehoe declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Ashburn introduced Bonnie Hernandez, of the Kern County Animal Control and Deputy James Stratton and Senior Deputy Lawrence "Larry" Thatcher, of the Kern County Sheriff's Department, whereupon he presented resolutions commending their acts of heroism in aiding and ending a recent massive statewide search for two abducted teenage girls.

Assembly Member Ashburn then introduced Kern County Sheriff/Coroner Carl Sparks and presented a resolution commending the exemplary leadership he provided during the search, rescue, and safe return of the girls.

Sheriff Carl Sparks then addressed the assemblage.

RECONVENED

At 9:36 a.m., the Assembly reconvened.

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

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

ASSEMBLY CONCURRENT RESOLUTION NO. 237 (Steinberg)—Relative to Childhood Cancer Month.

Resolution read.

**Members Made Coauthors of
Assembly Concurrent Resolution No. 237**

Assembly Member Steinberg was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Assembly Concurrent Resolution No. 237.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

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

Request for Unanimous Consent

Assembly Member Steinberg was granted unanimous consent to take up Assembly Concurrent Resolution No. 237, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Concurrent Resolution No. 237, as Amended

ASSEMBLY CONCURRENT RESOLUTION NO. 237—Relative to Childhood Cancer Month.

Resolution read, as amended, and adopted.

Resolution ordered printed, and transmitted to the Senate.

RECESS

By unanimous consent, at 9:40 a.m., Assistant Speaker pro Tempore Kehoe declared the Assembly recessed to permit the introduction of special guests.

In recognition of Childhood Cancer Month, Assembly Member Steinberg introduced Jan and Dave Tamayo, whose six-year-old son died recently after a 9 month battle with brain cancer, and commended their efforts and commitment in the fight against childhood cancer.

Dave Tamayo then addressed the assemblage.

RECONVENED

At 9:45 a.m., the Assembly reconvened.

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

**ASSEMBLY CONCURRENT RESOLUTION NO. 225
REMOVED FROM CONSENT CALENDAR AND TAKEN UP**

Upon request of Assembly Member Firebaugh, Assembly Member La Suer was granted unanimous consent that Assembly Concurrent Resolution No. 225 be removed from the Consent Calendar, and to take the resolution up at this time, without reference to file, for purpose of consideration.

ASSEMBLY CONCURRENT RESOLUTION NO. 225 (La Suer)—Relative to Off-Highway Motor Vehicle Recreation Program.

Resolution read.

**Members Made Coauthors of
Assembly Concurrent Resolution No. 225**

Assembly Member La Suer was granted unanimous consent to open the roll for the purpose of permitting Members to add as coauthors of Assembly Concurrent Resolution No. 225.

Roll Call

The following Assembly Members indicated a desire to become coauthors:

Aanestad, Alquist, Ashburn, Bates, Bogh, Calderon, Bill Campbell, John Campbell, Canciamilla, Cardenas, Cardoza, Cedillo, Chavez, Cogdill, Cohn, Correa, Cox, Daucher, Dutra, Firebaugh, Florez, Harman, Havice, Hertzberg, Horton, Keeley, Kehoe, Kelley, Koretz, Leach, Leslie, Lowenthal, Maddox, Maldonado, Mountjoy, Nakano, Nation, Negrete McLeod, Robert Pacheco, Rod Pacheco, Pescetti, Reyes, Richman, Runner, Salinas, Shelley, Strickland, Vargas, Washington, Wayne, Wesson, Wiggins, Wright, Wyland, and Zettel.

Request for Unanimous Consent

Assembly Member La Suer was granted unanimous consent to take up Assembly Concurrent Resolution No. 225, as amended, without reference to print or file, and that the same be considered engrossed.

Consideration of Assembly Concurrent Resolution No. 225, as Amended

ASSEMBLY CONCURRENT RESOLUTION NO. 225—Relative to Off-Highway Motor Vehicle Recreation Program.

Resolution read, as amended, and adopted.

Resolution ordered printed, and transmitted to the Senate.

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

SENATE CONCURRENT RESOLUTION NO. 91—Relative to “Partnerships for Preparedness” symposiums.

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

UNFINISHED BUSINESS**MOTIONS TO RECONSIDER BILLS CONTINUED**

By unanimous consent, the motions to reconsider the votes on Senate Bills Nos. 773 and 1830 and Assembly Bills Nos. 2079 and 425 were continued until the next legislative day.

THIRD READING OF SENATE BILLS

SENATE BILL NO. 1680 (Polanco)—An act to add Section 19.5 to the Penal Code, relating to political expression.

Bill read third time.

Motion to Amend

Assembly Member Washington moved the adoption of amendments.

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

SENATE BILL NO. 1458 (Romero)—An act to amend Sections 11710 and 11711 of, and to repeal and add Section 11722 of, the Vehicle Code, relating to vehicles.

Bill read third time.

Motion to Amend

Assembly Member Liu moved the adoption of amendments.

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

SENATE BILL NO. 1556 (Dunn)—An act to add Section 21107.9 to the Vehicle Code, relating to ordinances.

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

Bill passed by the following vote:

AYES—74

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1311 (Kuehl)—An act to add Section 2892.5 to the Public Utilities Code, relating to public utilities.

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

Bill passed by the following vote:

AYES—73

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

NOES—None

Bill ordered transmitted to the Senate.

At 9:58 a.m., Speaker Wesson, 47th District, presiding

SPECIAL CEREMONY HONORING RETIRING MEMBERS

At 9:58 a.m., a special ceremony was convened to honor Members retiring from the California State Assembly.

Without objection, family members and special guests of honorees were permitted on the Floor of the Assembly.

The following resolution was read:

House Resolution No. 61

By Assembly Member Wesson

Relative to commending the Honorable Charlene Zettel.

WHEREAS, The tenure of the Honorable Charlene Zettel with the California State Assembly is drawing to a close following four years of exemplary service, and it is appropriate at this time to highlight the many achievements of her illustrious tenure and to extend to her the highest commendations of the people of the state; and

WHEREAS, Assembly Member Charlene Gonzales Zettel was the first Republican Latina to be elected to the California State Assembly in 1998 to represent the 75th District, which is comprised of the northern and eastern portions of San Diego County and includes the cities of Poway, Santee, and parts of Escondido and San Diego, as well as the communities of Alpine, Borrego Springs, Lakeside, Ramona, Rancho San Diego, Winter Gardens, Casa de Oro, Jamul, Campo, Descanso, Boulevard, Pine Valley, and parts of Spring Valley; and

WHEREAS, She brought to the California State Legislature her background in health, education, and business, providing a unique perspective to statewide policy discussions, and this expertise led to her appointment as Chairwoman of the Republican Caucus during her first term in office, and to the receipt of numerous awards for her leadership, and included among her awards are San Diego BIOCUM's 2000 Legislator of the Year, the California School Boards' 1999 Outstanding Freshman Legislator, the CAUSE 1999 Legislative Champion, the Crime Victims United 2001 Legislator of the Year, and the ACA 2001 Legislator of the Year; and

WHEREAS, Assembly Member Zettel, despite being a member of the minority party in the Assembly, has been an effective legislator and leader for her district, and has been able to pass many important pieces of legislation on behalf of her constituents, and she is particularly vocal in the areas of public safety, children's safety, senior protection, health, education, and small business; and

WHEREAS, She includes among her legislative successes the enactment of a measure allowing police to seize computer equipment used in several crimes, including terrorism, stalking, and fraud; "Oliver's Law" designed to empower parents with critical information about licensed child day care providers; several milestone laws protecting elders from abuse; the "Six-to-Six" child care program for the City of San Diego that provides before- and after-school child care for latchkey children; legislation prohibiting the possession of Clonazepam and other similar drugs that are often misused by drug addicts and sexual predators who seek to incapacitate their victims; and a bill allowing San Diego County to establish a property tax rebate program for businesses participating in a telecommuting project; and

WHEREAS, Assembly Member Zettel has also secured millions of dollars for important infrastructure projects in the district; and

WHEREAS, Assembly Member Charlene Zettel has demonstrated leadership as Vice Chair of the Assembly Committee on Jobs, Economic Development and the Economy, and the Higher Education Committee, and as a member of Energy Costs and Availability, Appropriations, Education, Entertainment and the Arts, Health, Rules, and Transportation Committees; and

WHEREAS, Prior to being elected to the State Assembly, she was a dental hygienist for over 20 years, and has owned and managed over 300 rental units, and served two terms on the Poway Unified School District School Board, where she also served as President; and

WHEREAS, Charlene, who was born, raised, and attended school in Los Angeles, is a proud USC Trojan, having graduated from the University of Southern California with a Bachelor of Science degree in dental hygiene; and

WHEREAS, She and her husband, Dr. David Zettel, a successful Poway dentist, have lived in the Poway area for over 30 years, and they are the parents of two sons, Brent, a recent graduate of Harvard University, and Jeff, a senior at USC; and

WHEREAS, Through her public service activities she has made a significant impact on the people of the 75th Assembly District and throughout the state, and she will be greatly missed by those individuals with whom she has been associated; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members express their commendations and appreciation to their colleague, the Honorable Charlene Zettel, for her outstanding record of dedicated service to her constituents and to all of the people of California, and convey to her best wishes for every success in her future endeavors.

Consideration of House Resolution No. 61 by Unanimous Consent

Without objection, House Resolution No. 61 was taken up, without reference to committee or file.

HOUSE RESOLUTION NO. 61—Relative to commending the Honorable Charlene Zettel.

Resolution read and adopted unanimously.

Best Wishes Expressed

Farewell remarks and best wishes were offered by Assembly Members Maldonado, Daucher, Bates, and Rod Pacheco.

Select Committee on Escort Appointed

Speaker Wesson appointed Assembly Members Robert Pacheco, Hertzberg, Kelley, Runner, Harman, and Bates as a Select Committee on Escort to escort Assembly Member Charlene Zettel and her husband, David Zettel, to the Rostrum, whereupon a resolution and special plaque was presented by Speaker Wesson expressing the best wishes of all Members of the Assembly as she departs the California State Assembly.

Assembly Member Zettel then addressed the assemblage.

RECESS

By unanimous consent, at 10:32 a.m., Speaker Wesson declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Horton introduced Manny Espinoza, Director of the California Department of Alcoholic Beverage Control, and presented a resolution commending his 37 years of outstanding state service on the occasion of his retirement.

Manny Espinoza then addressed the assemblage.

* * *

Assembly Member Chan introduced David M. Lawrence, M.D., Chairman and Chief Executive Officer of Kaiser Foundation Health Plan, Inc., and Kaiser Foundation Hospitals, and presented a resolution commending his dedicated service to the people of California on the occasion of his retirement.

RECONVENED

At 10:40 a.m., the Assembly reconvened.

Hon. Herb Wesson, Speaker of the Assembly, presiding.

**SPECIAL CEREMONY HONORING RETIRING ASSEMBLY MEMBER
GILBERT CEDILLO**

At 10:40 a.m., a special ceremony was convened to honor retiring Assembly Member Gilbert Cedillo.

Without objection, family members and special guests were permitted on the Floor of the Assembly.

The following resolution was read:

House Resolution No. 85

By Assembly Member Wesson

Relative to commending the Honorable Gilbert Cedillo.

WHEREAS, The tenure of the Honorable Gilbert Cedillo with the California State Assembly is drawing to a close following four years of exemplary service, and it is appropriate at this time to highlight the many achievements of his illustrious tenure and to extend to him the highest commendations of the people of the state; and

WHEREAS, Gilbert Cedillo was elected to the California State Assembly to represent the residents of the 46th District in a Special Election in 1998, and for the 1999–2000 Legislative Session, he brought distinction to himself as Assistant Majority Leader, Chair of the Budget Subcommittee on Health and Human Services, and as a member of the Assembly Budget, Appropriations, Public Safety, and Elections and Reapportionment committees; and

WHEREAS, Since taking public office, Assembly Member Cedillo has been a tireless advocate for the people of California as illustrated by his authorship of Assembly Bill 60, legislation to protect public safety by allowing immigrants who have applied to the INS for legal residency in the United States to receive a California Drivers' License or an ID card; Assembly Bill 59, legislation to establish a statewide pilot program to expedite Medi-Cal enrollment for children who receive free lunches through the National School Lunch Program; and Assembly Bill 1889, legislation that prohibits public employers or state contractors from using state funds to discourage or encourage unionization; and

WHEREAS, Assembly Bill 2870, creating the Downtown Rebound Program and appropriating \$25 million for low interest loans for housing opportunities in downtown urban cores, and Assembly Bill 2875, creating the Cedillo-Alarcon Community Clinic Investment Act and establishing a one-time \$50 million grant program to fund one-time grants for capital improvement projects and infrastructure expansion, were both authored by Assembly Member Cedillo in 2000 and signed into law by Governor Gray Davis; and

WHEREAS, A lifelong resident of the 46th Assembly District, Gilbert Cedillo graduated from Roosevelt High School, where he was the Varsity Quarterback and a star student, whose academic achievements won him a full scholarship to the University of California, Los Angeles (UCLA); and

WHEREAS, After graduating from UCLA in 1979 with a Bachelor of Arts degree in sociology, he obtained his Juris Doctor degree in 1983 from the People's College of Law, and during that time he worked as a law clerk for the American Civil Liberties Union, as a substitute teacher, and as a counselor at Pasadena City College, and from 1982 to 1983 he was a field representative in the administration of Los Angeles Mayor Tom Bradley; and

WHEREAS, In 1985 Gilbert Cedillo began working for the Service Employees International Union, Local 660, which represents more than 42,000 Los Angeles County workers, ranging from librarians to health care workers to janitors; and

WHEREAS, From 1991 to 1996 he brought distinction to himself as General Manager of Local 660, the longest tenure of any general manager in 660 history, in which capacity he led efforts which increased union membership by more than 50 percent (from 19,000 to 29,000), increased union PAC funds from \$20,000 to \$600,000, re-instituted "agency shop," and protected health benefits; and

WHEREAS, Gilbert Cedillo is best known for his creative and aggressive leadership of the broad-based worker/community coalition which stopped massive cutbacks in county services, prevented the dismantling of the Los Angeles County public health system, protected libraries and youth programs, and saved more than 25,000 local jobs; and

WHEREAS, He was a delegate to the Democratic National Convention for Jesse Jackson in 1988 and for Bill Clinton in 1996, and has served on the California Rainbow Coalition Steering Committee and on the Board of the American Civil Liberties Union of Southern California; and

WHEREAS, He was the Director of the Campaign for Dignity and Civic Participation, which works throughout Southern California to encourage and assist eligible Latinos in becoming United States citizens, registering to vote, and fully participating in American civic life; and

WHEREAS, Gilbert Cedillo is the son of Gilbert and Mary Cedillo and a brother to Susan Ortega, Phillip Cedillo, Richard Cedillo, and Rose Ann Ramirez; and

WHEREAS, Assembly Member Cedillo was married to the late Ruby Oliva-Cedillo, and to this union was born Gilbert Cedillo Jr.; and

WHEREAS, Through his public service activities he has made a significant impact on the people of the 46th Assembly District and throughout the state, and he will be greatly missed by those individuals with whom he has been associated; now, therefore, be it

Resolved by the Assembly of the State of California, That the Members express their commendations and appreciation to their colleague, the Honorable Gilbert Cedillo, for his outstanding record of dedicated service to his constituents and to all of the people of California, and convey to him best wishes for every success in his future endeavors.

Consideration of House Resolution No. 85 by Unanimous Consent

With objection, House Resolution No. 85 was taken up, without reference to committee or file.

HOUSE RESOLUTION NO. 85—Relative to commending the Honorable Gilbert Cedillo.

Resolution read and adopted unanimously.

Best Wishes Expressed

Farewell remarks and best wishes were offered by Assembly Members Strickland, Hertzberg, and Reyes.

Select Committee on Escort Appointed

Speaker Wesson appointed Assembly Members Daucher, Rod Pacheco, Strickland, Wiggins, and Frommer as a Select Committee on Escort to escort Assembly Member Gilbert Cedillo to the Rostrum, whereupon a resolution and special plaque was presented by Speaker Wesson expressing the best wishes of all Members of the Assembly as he departs the California State Assembly.

Assembly Member Cedillo then addressed the assemblage.

* * *

**At 11:32 a.m., Assistant Speaker pro Tempore Kehoe,
76th District, presiding**

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

SENATE BILL NO. 1500 (Johnson)—An act to amend Section 1103.2 of the Civil Code, relating to seismic hazards disclosure.

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

Bill passed by the following vote:

AYES—64

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

NOES—2

Jackson Koretz

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1756 (Battin)—An act to add Sections 31017 and 35414 to the Water Code, relating to water.

Bill read third time, and presented by Assembly Member John Campbell.

Bill passed by the following vote:

AYES—70

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

NOES—None

Bill ordered transmitted to the Senate.

CAUCUS ANNOUNCEMENTS

At 11:45 a.m., Assembly Member Strickland was granted unanimous consent that the Republican Caucus be permitted to meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 11:45 a.m., Assistant Speaker pro Tempore Kehoe declared the Assembly recessed.

RECONVENED

At 12:21 p.m., the Assembly reconvened.

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

MEMBERS EXCUSED FOR COMMITTEE MEETING

At 12:22 p.m., by unanimous consent, the members of the Committee on Rules were excused for the purpose of attending a meeting of the committee at this time, in the Tom Bane Rules Committee Room, and without objection, the House was permitted to continue in Floor session.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

SENATE BILL NO. 1903 (O'Connell)—An act to add Section 2890.2 to the Public Utilities Code, relating to telecommunications.

Bill read third time.

Motion to Amend

Assembly Member Wright moved the adoption of amendments.

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

SENATE BILL NO. 1632 (Perata)—An act to amend Section 35183.5 of the Education Code, relating to pupil health.

Bill read third time, and presented by Assembly Member Strom-Martin.

Bill passed by the following vote:

AYES—66

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1863 (Bowen)—An act to amend Section 709 of, and to add Section 884 to, the Public Utilities Code, relating to public utilities.

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

Bill passed by the following vote:

AYES—56

Aroner	Dutra	Lowenthal	Salinas
Bogh	Firebaugh	Maddox	Shelley
Calderon	Frommer	Maldonado	Simitian
Canciamilla	Goldberg	Matthews	Steinberg
Cardenas	Harman	Nakano	Strickland
Cardoza	Havice	Nation	Strom-Martin
Cedillo	Horton	Negrete McLeod	Thomson
Chan	Jackson	Oropeza	Vargas
Chavez	Keeley	Pacheco, Rod	Washington
Chu	Kehoe	Papan	Wayne
Cohn	Koretz	Pavley	Wiggins
Correa	Leslie	Pescetti	Wright
Diaz	Liu	Reyes	Zettel
Dickerson	Longville	Richman	Mr. Speaker

NOES—7

Aanestad	Campbell, Bill	Leach	Wyland
Ashburn	Campbell, John	Mountjoy	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1415 (Perata)—An act to add and repeal Section 29031.1 of the Public Utilities Code, relating to the San Francisco Bay Area Rapid Transit District, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read.

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 12:31 p.m.

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

SENATE BILL NO. 1214 (Romero)—An act to amend Section 89903 of the Education Code, relating to the California State University.

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

Bill passed by the following vote:

AYES—68

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

NOES—2

Campbell, Bill Campbell, John

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1901 (Machado)—An act to add Section 6480.3 to the Revenue and Taxation Code, relating to taxation, and declaring the urgency thereof, to take effect immediately.

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

Urgency Clause

Urgency clause read.

Senate Bill No. 1901 Passed Temporarily

By unanimous consent Senate Bill No. 1901 was passed temporarily on file.

SENATE BILL NO. 2072 (Karnette)—An act to amend Section 35700.5 of the Vehicle Code, relating to vehicles.

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

Bill passed by the following vote:

AYES—67

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

NOES—None

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Rules

Date of Hearing: August 8, 2002

Mr. Speaker: Your Committee on Rules recommends that the request to suspend Joint Rule 61(b)(12) and (13), as it relates to the following bills, be granted:

Agriculture

Senate Bill No. 644.

Arts, Entertainment, Sports, Tourism, and Internet Media and Judiciary

Senate Bill No. 1246.

Business and Professions

Senate Bills Nos. 1904 and 1957.

Governmental Organization

Senate Bills Nos. 1314, 1577, and 1753.

Governmental Organization and Revenue and Taxation

Senate Bill No. 1700.

Health

Senate Bills Nos. 402, 461, 686, 1272, 1315, 1461, 1475, 1727, 1804, 1824, 1911, 1917, 1950, 2010, 2022, and 2027.

Health and Governmental Organization

Senate Bill No. 928.

Housing and Community Development

Senate Bills Nos. 622 and 910.

Human Services

Senate Bills Nos. 1063 and 1596.

Insurance

Senate Bills Nos. 1861 and 1972.

Judiciary

Senate Bills Nos. 97, 110, 174, 355, 476, 1343, 1383, 1452, 1479, 1504, 1614, 1651, 1684, 1698, 1879, 1887, 2009, and 2051.

Local Government

Senate Bills Nos. 1672, 1714, and 1942.

Local Government and Transportation

Senate Bill No. 1243.

Natural Resources

Senate Bill No. 1927.

Public Employees, Retirement and Social Security

Senate Bill No. 1892.

Utilities and Commerce

Senate Bill No. 530.

Utilities and Commerce and Natural Resources

Senate Bill No. 1524.

Water, Parks and Wildlife

Senate Bills Nos. 712, 1086, and 1653.

Water, Parks and Wildlife and Local Government

Senate Bill No. 621.

NATION, Chairman

Parliamentary Inquiry

Assembly Member Cogdill arose to the following parliamentary inquiry:

Is there a 2/3 vote requirement for adoption of Resolutions to Suspend Joint Rules?

Reply by Assistant Speaker pro Tempore Kehoe

The Assistant Speaker pro Tempore replied in the affirmative.

RESOLUTIONS

The following resolutions were offered:

Resolutions to Suspend Joint Rules

By Assembly Member Matthews:

Resolved, That Joint Rule 61(b)(12) and (b)(13) be suspended to permit the Committees on Agriculture and Appropriations to meet, consider, and report Senate Bill No. 644 for further action.

By Assembly Member Cohn:

Resolved, That Joint Rule 61(b)(12) and (b)(13) be suspended to permit the Committees on Arts, Entertainment, Sports, Tourism, and Internet Media, Judiciary, and Appropriations to meet, consider, and report Senate Bill No. 1246 for further action.

By Assembly Member Correa:

Resolved, That Joint Rule 61(b)(12) and (b)(13) be suspended to permit the Committees on Business and Professions and Appropriations to meet, consider, and report Senate Bills Nos. 1904 and 1957 for further action.

By Assembly Member Horton:

Resolved, That Joint Rule 61(b)(12) and (b)(13) be suspended to permit the Committees on Governmental Organization and Appropriations to meet, consider, and report Senate Bills Nos. 1314, 1577, and 1753 for further action.

By Assembly Member Horton:

Resolved, That Joint Rule 61(b)(12) and (b)(13) be suspended to permit the Committees on Governmental Organization, Revenue and Taxation, and Appropriations to meet, consider, and report Senate Bill No. 1700 for further action.

By Assembly Member Thomson:

Resolved, That Joint Rule 61(b)(12) and (b)(13) be suspended to permit the Committees on Health and Appropriations to meet, consider, and report Senate Bills Nos. 402, 461, 686, 1272, 1315, 1461, 1475, 1727, 1804, 1824, 1911, 1917, 1950, 2010, 2022, and 2027 for further action.

By Assembly Member Thomson:

Resolved, That Joint Rule 61(b)(12) and (b)(13) be suspended to permit the Committees on Health, Governmental Organization, and Appropriations to meet, consider, and report Senate Bill No. 928 for further action.

By Assembly Member Lowenthal:

Resolved, That Joint Rule 61(b)(12) and (b)(13) be suspended to permit the Committees on Housing and Community Development and Appropriations to meet, consider, and report Senate Bills Nos. 622 and 910 for further action.

By Assembly Member Aroner:

Resolved, That Joint Rule 61(b)(12) and (b)(13) be suspended to permit the Committees on Human Services and Appropriations to meet, consider, and report Senate Bills Nos. 1063 and 1596 for further action.

By Assembly Member Calderon:

Resolved, That Joint Rule 61(b)(12) and (b)(13) be suspended to permit the Committees on Insurance and Appropriations to meet, consider, and report Senate Bills Nos. 1861 and 1972 for further action.

By Assembly Member Corbett:

Resolved, That Joint Rule 61(b)(12) and (b)(13) be suspended to permit the Committees on Judiciary and Appropriations to meet, consider, and report Senate Bills Nos. 97, 110, 174, 355, 476, 1343, 1383, 1452, 1479, 1504, 1614, 1651, 1684, 1698, 1879, 1887, 2009, and 2051 for further action.

By Assembly Member Wiggins:

Resolved, That Joint Rule 61(b)(12) and (b)(13) be suspended to permit the Committees on Local Government, Transportation and Appropriations to meet, consider, and report Senate Bill No. 1243 for further action.

By Assembly Member Wiggins:

Resolved, That Joint Rule 61(b)(12) and (b)(13) be suspended to permit the Committees on Local Government and Appropriations to meet, consider, and report Senate Bills Nos. 1672, 1714, and 1942 for further action.

By Assembly Member Wayne:

Resolved, That Joint Rule 61(b)(12) and (b)(13) be suspended to permit the Committees on Natural Resources and Appropriations to meet, consider, and report Senate Bill No. 1927 for further action.

By Assembly Member Havice:

Resolved, That Joint Rule 61(b)(12) and (b)(13) be suspended to permit the Committees on Public Employees, Retirement and Social Security and Appropriations to meet, consider, and report Senate Bill No. 1892 for further action.

By Assembly Member Wright:

Resolved, That Joint Rule 61(b)(12) and (b)(13) be suspended to permit the Committees on Utilities and Commerce, Natural Resources and Appropriations to meet, consider, and report Senate Bill No. 1524 for further action.

By Assembly Member Wright:

Resolved, That Joint Rule 61(b)(12) and (b)(13) be suspended to permit the Committees on Utilities and Commerce and Appropriations to meet, consider, and report Senate Bill No. 530 for further action.

By Assembly Member Canciamilla:

Resolved, That Joint Rule 61(b)(12) and (b)(13) be suspended to permit the Committees on Water, Parks and Wildlife, Local Government and Appropriations to meet, consider, and report Senate Bill No. 621 for further action.

By Assembly Member Canciamilla:

Resolved, That Joint Rule 61(b)(12) and (b)(13) be suspended to permit the Committees on Water, Parks and Wildlife and Appropriations to meet, consider, and report Senate Bills Nos. 712, 1086, and 1653 for further action.

Resolutions read, and refused adoption by the following vote:

AYES—47

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

NOES—24

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

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

SENATE BILL NO. 2088 (Committee on Natural Resources and Wildlife)—An act to amend Section 71212 of, and to repeal Section 2141 of, the Public Resources Code, and to amend Section 13396.9 of the Water Code, relating to resources.

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

Bill passed by the following vote:

AYES—57

Aanestad	Dickerson	Leslie	Simitian
Aroner	Dutra	Liu	Steinberg
Calderon	Firebaugh	Longville	Strickland
Canciamilla	Florez	Lowenthal	Strom-Martin
Cardenas	Frommer	Maldonado	Thomson
Cardoza	Goldberg	Nakano	Vargas
Cedillo	Harman	Nation	Washington
Chan	Havice	Negrete McLeod	Wayne
Chavez	Hertzberg	Oropeza	Wiggins
Chu	Horton	Papan	Wright
Cohn	Jackson	Pavley	Wyland
Correa	Keeley	Reyes	Mr. Speaker
Cox	Kehoe	Richman	
Daucher	Koretz	Salinas	
Diaz	La Suer	Shelley	

NOES—7

Ashburn	Campbell, Bill	Maddox	Pescetti
Bogh	Campbell, John	Mountjoy	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1944 (O'Connell)—An act to add Section 44013 to the Education Code, relating to teacher credentialing.

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

Bill passed by the following vote:

AYES—53

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

NOES—15

Aanestad	Cox	Maddox	Richman
Ashburn	Harman	Mountjoy	Strickland
Campbell, John	Leach	Pacheco, Robert	Wyland
Cogdill	Leslie	Pescetti	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1636 (Figueroa)—An act to amend Sections 65088, 65088.1, and 65089 of, and to add Section 65088.4 to, the Government Code, relating to congestion management.

Bill read third time.

Motion to Amend

Assembly Member Longville moved the adoption of amendments.

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

SENATE BILL NO. 1421 (Romero)—An act to amend Sections 243.4, 261, 286, 288a, and 289 of the Penal Code, relating to crimes.

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

Bill passed by the following vote:

AYES—72

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1403 (Kuehl)—An act to amend Sections 1946.1, 1947.15, and 1954 of the Civil Code, to amend Section 1179 of the Code of Civil Procedure, and to amend Section 7060.2 of the Government Code, relating to landlord-tenant.

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

Bill passed by the following vote:

AYES—42

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

NOES—23

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

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 1403: Assembly Member Horton, from “Aye” to “Not Voting”.

Bill ordered transmitted to the Senate.

SENATE BILL NO. 701 (Torlakson)—An act to amend Sections 33333.4, 33333.6, 33333.8, 33333.10, 33333.11, 33334.2, 33334.3, 33334.4, 33334.14, 33334.22, 33411.3, 33413, 33487, 33490, 33492.13, 50052.5, 50053, 50079.5, and 50105 of, to amend and renumber Section 33413.5 of, to add and repeal Sections 33334.28 and 33413.8 of, and to repeal Sections 33333.13 and 33411.5 of, the Health and Safety Code, relating to redevelopment.

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

Bill passed by the following vote:

AYES—70

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1250 (Vincent)—An act to amend Section 44830 of the Education Code, relating to teachers.

At 12:53 p.m., Speaker pro Tempore Keeley, 27th District, presiding

Bill read third time, and presented by Assembly Member Strom-Martin.

Bill passed by the following vote:

AYES—58

Aanestad	Diaz	Leslie	Richman
Aroner	Dickerson	Liu	Salinas
Bates	Dutra	Longville	Shelley
Calderon	Firebaugh	Lowenthal	Simitian
Campbell, Bill	Florez	Maldonado	Steinberg
Canciamilla	Frommer	Matthews	Strom-Martin
Cardenas	Goldberg	Nakano	Thomson
Cardoza	Harman	Nation	Vargas
Cedillo	Havice	Negrete McLeod	Washington
Chan	Hertzberg	Oropeza	Wiggins
Chavez	Horton	Pacheco, Robert	Wright
Chu	Jackson	Papan	Wyland
Cohn	Keeley	Pavley	Mr. Speaker
Correa	Kehoe	Pescetti	
Daucher	Koretz	Reyes	

NOES—13

Ashburn	Cox	Mountjoy	Zettel
Bogh	La Suer	Pacheco, Rod	
Campbell, John	Leach	Strickland	
Cogdill	Maddox	Wayne	

Bill ordered transmitted to the Senate.

SENATE BILL NO. 1907 (Murray)—An act to amend Section 650.02 of the Business and Professions Code, and to amend Section 139.31 of the Labor Code, relating to healing arts.

Bill read third time.

Motion to Amend

Assembly Member Correa moved the adoption of amendments.

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

SENATE BILL NO. 1578 (Johannessen)—An act to amend Section 44017.4 of the Health and Safety Code, and to add Section 4750.1 to the Vehicle Code, relating to emission control.

Bill read third time.

Motion to Amend

Assembly Member Pescetti moved the adoption of amendments.

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

**CALL OF THE ASSEMBLY DISPENSED WITH ON URGENCY
CLAUSE TO SENATE BILL NO. 1415**

At 1:27 p.m., on motion of Assembly Member Aroner, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

Record Expunged and Action Rescinded on Senate Bill No. 1415

Assembly Member Firebaugh was granted unanimous consent that the record be expunged and the action rescinded whereby a roll call vote was taken on this day on Senate Bill No. 1415, and that the bill be passed on file, to retain its place on file.

ADJOURN IN MEMORY

Assembly Members Bill Campbell and Daucher were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Irvin “Ernie” Chapman, of Fullerton.

Assembly Member Leslie was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Thomas W. O’Neil Jr., of Sacramento.

Assembly Member Mountjoy was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Edgar E. Stueve, of Monrovia.

VOTE ADDS

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

Senate Bill No. 1556: Daucher, Dickerson, Florez, Leslie, Maddox, Nation, Simitian, and Wyland—Aye.

Senate Bill No. 1311: Correa, Daucher, Dickerson, Florez, Hertzberg, Koretz, Leslie, Maddox, Nation, Rod Pacheco, and Simitian—Aye.

Senate Bill No. 1500: Correa, Havice, Maddox, Nation, Steinberg, and Wyland—Aye.

Senate Bill No. 1756: Correa and Jackson—Aye.

Senate Bill No. 1632: Chu, Frommer, Havice, Horton, Liu, Nakano, Nation, Shelley, Simitian, Steinberg, Wayne, and Wyland—Aye.

Senate Bill No. 1863: Bogh, Havice, Horton, Nation, and Simitian—Aye; Wyland—No.

Senate Bill No. 1214: Cardoza, Havice, Leslie, Nation, Shelley, and Simitian—Aye.

Senate Bill No. 2072: Bates, Canciamilla, Havice, Simitian, Wiggins, and Wyland—Aye.

Senate Bill No. 2088: Havice and Wyland—Aye; Bogh and Maddox—No.

Senate Bill No. 1944: Daucher, Havice, and Simitian—Aye; John Campbell—No.

Senate Bill No. 1421: Havice and Simitian—Aye.

Senate Bill No. 1403: Havice and Simitian—Aye.

Senate Bill No. 701: Ashburn, Bogh, Havice, Mountjoy, and Simitian—Aye.

Senate Bill No. 1250: Bates, Shelley, and Wyland—Aye; Bogh—No.

MOTION TO ADJOURN

At 1:30 p.m., Assembly Member Vargas moved that the Assembly do now adjourn.

Assembly Member Cox seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 1:30 p.m., Speaker pro Tempore Keeley declared the quorum call of the Assembly dispensed with.

AUTHOR'S AMENDMENTS
Committee on Appropriations

August 8, 2002

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

Senate Bill No. 1828

Senate Bill No. 2023

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

STEINBERG, Chairman

SENATE BILL NO. 1828—An act to amend Section 21083 of, and to add Sections 21067.5 and 21097 to, the Public Resources Code, relating to historical resources.

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. 2023—An act to amend Sections 5000, 5003, 5015.6, 5020, 5063, 5072, and 5100 of, to add Sections 5000.5, 5061, 5063.1, 5063.2, 5103, 5108, 5109, and 5109.5 to, to repeal and amend Section 5076 of, to repeal and add Section 5061 of, and to repeal Section 5079 of, the Business and Professions Code, relating to accountancy, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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

AUTHOR'S AMENDMENTS
Committee on Appropriations

August 8, 2002

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

Senate Bill No. 1661

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

STEINBERG, Chairman

SENATE BILL NO. 1661—An act to amend Sections 984, 2116, 2601, 2613, 2708, and 3254 of, and to add Chapter 7 (commencing with Section 3300) to Part 2 of Division 1 of, the Unemployment Insurance Code, relating to disability compensation, 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.

REPORTS OF STANDING COMMITTEES
Committee on Appropriations

Date of Hearing: August 7, 2002

Mr. Speaker: Your Committee on Appropriations reports:

- | | |
|---------------------|----------------------|
| Senate Bill No. 59 | Senate Bill No. 843 |
| Senate Bill No. 284 | Senate Bill No. 1088 |
| Senate Bill No. 309 | Senate Bill No. 1162 |
| Senate Bill No. 423 | Senate Bill No. 1230 |
| Senate Bill No. 441 | Senate Bill No. 1241 |
| Senate Bill No. 496 | Senate Bill No. 1242 |
| Senate Bill No. 564 | Senate Bill No. 1301 |
| Senate Bill No. 812 | Senate Bill No. 1331 |

With the recommendation: Do pass.

STEINBERG, Chairman

Above bills ordered to second reading.

Date of Hearing: August 7, 2002

Mr. Speaker: Your Committee on Appropriations reports:

- | | |
|----------------------|----------------------|
| Senate Bill No. 1345 | Senate Bill No. 1489 |
| Senate Bill No. 1349 | Senate Bill No. 1490 |
| Senate Bill No. 1374 | Senate Bill No. 1495 |
| Senate Bill No. 1389 | Senate Bill No. 1531 |
| Senate Bill No. 1397 | Senate Bill No. 1538 |
| Senate Bill No. 1407 | Senate Bill No. 1591 |
| Senate Bill No. 1459 | Senate Bill No. 1645 |
| Senate Bill No. 1460 | Senate Bill No. 1667 |
| Senate Bill No. 1466 | |

With the recommendation: Do pass.

STEINBERG, Chairman

Above bills ordered to second reading.

Date of Hearing: August 7, 2002

Mr. Speaker: Your Committee on Appropriations reports:

- | | |
|----------------------|----------------------|
| Senate Bill No. 1697 | Senate Bill No. 1822 |
| Senate Bill No. 1726 | Senate Bill No. 1882 |
| Senate Bill No. 1743 | Senate Bill No. 1924 |
| Senate Bill No. 1774 | Senate Bill No. 2076 |
| Senate Bill No. 1807 | Senate Bill No. 2090 |
| Senate Bill No. 1809 | Senate Bill No. 2093 |
| Senate Bill No. 1813 | |

With the recommendation: Do pass.

STEINBERG, Chairman

Above bills ordered to second reading.

Date of Hearing: August 7, 2002

Mr. Speaker: Your Committee on Appropriations reports:

- | | |
|---------------------|----------------------|
| Senate Bill No. 68 | Senate Bill No. 1240 |
| Senate Bill No. 91 | Senate Bill No. 1251 |
| Senate Bill No. 170 | Senate Bill No. 1259 |
| Senate Bill No. 330 | Senate Bill No. 1265 |
| Senate Bill No. 648 | Senate Bill No. 1281 |
| Senate Bill No. 844 | Senate Bill No. 1316 |
| Senate Bill No. 900 | Senate Bill No. 1326 |
| Senate Bill No. 993 | |

With the recommendation: Do pass.

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

STEINBERG, Chairman

Above bills ordered to second reading.

Date of Hearing: August 7, 2002

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 1329	Senate Bill No. 1402
Senate Bill No. 1339	Senate Bill No. 1445
Senate Bill No. 1348	Senate Bill No. 1455
Senate Bill No. 1352	Senate Bill No. 1463
Senate Bill No. 1379	Senate Bill No. 1493
Senate Bill No. 1385	Senate Bill No. 1499
Senate Bill No. 1399	Senate Bill No. 1505

With the recommendation: Do pass.

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

STEINBERG, Chairman

Above bills ordered to second reading.

Date of Hearing: August 7, 2002

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 1553	Senate Bill No. 1735
Senate Bill No. 1572	Senate Bill No. 1749
Senate Bill No. 1588	Senate Bill No. 1769
Senate Bill No. 1599	Senate Bill No. 1791
Senate Bill No. 1628	Senate Bill No. 1808
Senate Bill No. 1633	Senate Bill No. 1852
Senate Bill No. 1685	Senate Bill No. 1867
Senate Bill No. 1687	

With the recommendation: Do pass.

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

STEINBERG, Chairman

Above bills ordered to second reading.

Date of Hearing: August 7, 2002

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 1872	Senate Bill No. 1922
Senate Bill No. 1875	Senate Bill No. 1956
Senate Bill No. 1880	Senate Bill No. 1974
Senate Bill No. 1895	Senate Bill No. 1976
Senate Bill No. 1898	Senate Bill No. 1989
Senate Bill No. 1900	Senate Bill No. 2047
Senate Bill No. 1913	Senate Bill No. 2057

With the recommendation: Do pass.

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

STEINBERG, Chairman

Above bills ordered to second reading.

Date of Hearing: August 7, 2002

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 2091
Senate Bill No. 2097

With the recommendation: Do pass.

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

STEINBERG, Chairman

Above bills ordered to second reading.

Date of Hearing: August 7, 2002

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 1210

Senate Bill No. 1470

Senate Bill No. 1353

Senate Bill No. 1821

Senate Bill No. 1448

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

STEINBERG, Chairman

Above bills ordered to second reading.

Date of Hearing: August 7, 2002

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 399

Senate Bill No. 879

Senate Bill No. 1699

With the recommendation: Do pass, as amended.

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

STEINBERG, Chairman

Above bills ordered to second reading.

Date of Hearing: August 7, 2002

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Bill No. 3059

With the recommendation: Do pass.

STEINBERG, Chairman

Above bill ordered to second reading.

Date of Hearing: August 7, 2002

Mr. Speaker: Your Committee on Appropriations reports:

Assembly Concurrent Resolution No. 226

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.

STEINBERG, Chairman

Above resolution ordered to the Consent Calendar.

Committee on Rules

Date of Hearing: August 8, 2002

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 240

With the recommendation: Be adopted.

NATION, Chairman

Above resolution ordered to third reading.

Date of Hearing: August 8, 2002

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 205

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, Chairman

Above resolution ordered to Consent Calendar.

Committee on Business and Professions

Date of Hearing: August 6, 2002

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

Senate Bill No. 1239

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

CORREA, Chairman

Above bill ordered to second reading.

MESSAGES FROM THE SENATE

August 8, 2002

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

Dear Dotson: By direction of the Senate I am returning Senate Bill No. 180 and Senate Bill No. 874 to the Assembly for further action.

Sincerely,

GREGORY SCHMIDT
 Secretary of the Senate

Above bills held at the Desk.

Senate Chamber, August 8, 2002

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

Assembly Bill No. 388
 Assembly Bill No. 890
 Assembly Bill No. 1146
 Assembly Bill No. 1296
 Assembly Bill No. 1860
 Assembly Bill No. 1890

Assembly Bill No. 2006
 Assembly Bill No. 2148
 Assembly Bill No. 2338
 Assembly Bill No. 2509
 Assembly Bill No. 2714

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, August 8, 2002

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

Assembly Concurrent Resolution No. 177

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, August 8, 2002

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

Assembly Bill No. 1803
 Assembly Bill No. 1913
 Assembly Bill No. 1950
 Assembly Bill No. 2133
 Assembly Bill No. 2200
 Assembly Bill No. 2203

Assembly Bill No. 2315
 Assembly Bill No. 2524
 Assembly Bill No. 2800
 Assembly Bill No. 2801
 Assembly Bill No. 2949
 Assembly Bill No. 2970

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

Above bills ordered enrolled.

Senate Chamber, August 8, 2002

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

Assembly Concurrent Resolution No. 169
 Assembly Concurrent Resolution No. 179
 Assembly Concurrent Resolution No. 220
 Assembly Concurrent Resolution No. 228
 Assembly Concurrent Resolution No. 230
 Assembly Concurrent Resolution No. 233
 Assembly Joint Resolution No. 47
 Assembly Joint Resolution No. 48

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

Above resolutions ordered enrolled.

Senate Chamber, August 8, 2002

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

Senate Bill No. 580
 Senate Bill No. 1019
 Senate Bill No. 1232
 Senate Bill No. 1233
 Senate Bill No. 1234
 Senate Bill No. 1254
 Senate Bill No. 1313
 Senate Bill No. 1324
 Senate Bill No. 1341
 Senate Bill No. 1436
 Senate Bill No. 1512
 Senate Bill No. 1518
 Senate Concurrent Resolution No. 45
 Senate Concurrent Resolution No. 52
 Senate Concurrent Resolution No. 82
 Senate Joint Resolution No. 42

Senate Bill No. 1529
 Senate Bill No. 1558
 Senate Bill No. 1620
 Senate Bill No. 1627
 Senate Bill No. 1655
 Senate Bill No. 1711
 Senate Bill No. 1736
 Senate Bill No. 1773
 Senate Bill No. 1800
 Senate Bill No. 2001
 Senate Bill No. 2035
 Senate Bill No. 2085

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

Senate Chamber, August 8, 2002

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

Senate Concurrent Resolution No. 100
 Senate Joint Resolution No. 39
 Senate Joint Resolution No. 50

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

Above resolutions ordered enrolled.

FIRST READING OF SENATE BILLS

The following resolutions were read:

SENATE CONCURRENT RESOLUTION NO. 100—Relative to Family History Month.

SENATE JOINT RESOLUTION NO. 39—Relative to trade with Cuba.

SENATE JOINT RESOLUTION NO. 50—Relative to the bicentennial anniversary of the United States Military Academy at West Point.

INTRODUCTION OF GUESTS

Assembly Member Washington, of the 52nd Assembly District, introduced the following representatives of the Ethiopian Democratic Party (EDP): Dr. Admasu Gebeyehu, Chairman; Mr. Lidetu Ayalew, Secretary General; and Mr. Isaac Kifle, Chairman of Foreign Relations Committee.

Assembly Member Reyes, of the 31st Assembly District, introduced Hon. Denise M. Ducheny former Member of the Assembly.

Assembly Member Cedillo, of the 46th Assembly District, introduced his parents Gilbert Cedillo, Sr. and Mary Cedillo; his son and daughter Gil Cedillo, Jr. and Angie Jimenez; Christopher Ortega; Rudy and Myra Oliva, and their children Maria and Michelle Oliva.

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Vargas, the Assembly adjourned until 2 p.m., Monday, August 12, 2002, or upon Call of the Speaker, out of respect to the memory of Irvin “Ernie” Chapman, on motion of Assembly Members Bill Campbell and Daucher; out of respect to the memory of Thomas W. O’Neil Jr., on motion of Assembly Member Leslie; and out of respect to the memory of Edgar E. Stueve, on motion of Assembly Member Mountjoy.

HERB J. WESSON, JR., Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON AUGUST 8, 2002**

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

SB	RN
382	0215348
898	0215648
1269	0215637
1420	0215718
1458	0215435
1524	0215620
1578	0214135
1636	0215319
1661	0215823
1665	0215378
1680	0215412
1750	0215510
1766	0215342
1828	0215730
1861	0215595
1866	0215445
1903	0215460
1907	0215180
1948	0215542
1950	0215609
1951	0214911
1953	0215668
1955	0215402
2023	0215778

SCR	RN
91	0215594

Daily Total:	25
Cumulative Total:	5969