

CALIFORNIA LEGISLATURE
2003-04 REGULAR SESSION

ASSEMBLY DAILY JOURNAL

Monday, August 25, 2003

**ONE HUNDRED SIXTEENTH SESSION DAY
TWO HUNDRED SIXTY-SEVENTH 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 25, 2003

The Assembly met at 12 noon.
Hon. Christine Kehoe, Speaker pro Tempore of the Assembly,
presiding.
Chief Clerk E. Dotson Wilson at the Desk.
Assistant Clerk Sue Parker reading.

ROLL CALL

The roll was called.

Quorum Call of the Assembly

Assembly Member Chan moved a quorum call of the Assembly.
Motion carried. Time, 12:01 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 12:12 p.m., Speaker pro Tempore Kehoe declared a quorum of the
Assembly present.

The roll call was completed, and the following answered to their
names—78:

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

PRAYER

Upon invitation of Speaker pro Tempore Kehoe, the following prayer was offered by His Eminence Archbishop Hovnan Derderian of the Armenian Church of North America Western Diocese:

Almighty God, We thank You for Your abundant blessings bestowed upon us. Guide us and lead us with Your wisdom, so that we may all serve humanity prudently. Today, we pray especially for the representatives of the Assembly, so that they may execute their responsibilities with extreme seriousness and diligence for the benefit of the citizens of America. We pray for the peace of the world and for our troops in Iraq and other parts of the world.

As the newly elected spiritual leader of the oldest Christian Church in the Western Diocese of the America we extend to you all the love and gratitude of the faithful members of the Armenian Church, a martyred Church, whose members have chosen Christianity as the way of true life.

May the grace of Our Lord Jesus Christ and the love of God and the communion of the Holy Spirit be always with you.

Go in peace and serve one another and the people of America with the love of God.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

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

MOTION TO DISPENSE WITH READING OF THE JOURNAL

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

LEAVES OF ABSENCE FOR THE DAY

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

Because of illness: Assembly Members Firebaugh and Oropeza.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 25, 2003

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

Assembly Concurrent Resolution No. 117

Assembly Concurrent Resolution No. 130

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolutions ordered to the Consent Calendar.

Assembly Chamber, August 25, 2003

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

Assembly Joint Resolution No. 16

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above resolution re-referred to committee.

SENATE BILL NO. 926—An act to amend Sections 15325, 15329, 15346.4, 15346.8, and 65040.9 of, to amend the heading of Article 3.9 (commencing with Section 15348) of Chapter 1 of Part 6.7 of Division 3 of Title 2 of, and to amend and renumber Sections 15333.6, 15333.7, and 15333.8 of, the Government Code, relating to technology development, 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 Public Safety

August 25, 2003

Mr. Speaker: The Chair of your Committee on Public Safety reports:

Assembly Bill No. 1050

Assembly Bill No. 1667

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

LENO, Chair

ASSEMBLY BILL NO. 1050—An act to amend Section 2800.3 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.

ASSEMBLY BILL NO. 1667—An act relating to employment.

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 25, 2003

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

Senate Bill No. 857

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

STEINBERG, Chair

SENATE BILL NO. 857—An act to amend Sections 14043.1, 14043.15, 14043.65, 14043.75, 14123.25, and 14172.5 of, to amend the heading of Article 1.3 (commencing with Section 14043) of Chapter 7 of Part 3 of Division 9 of, and to add Sections 14043.26, 14043.27, 14043.28, 14043.29, 14043.341, 14043.47, 14105.05, and 14170.10 to, the Welfare and Institutions Code, relating to Medi-Cal.

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 25, 2003

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

Assembly Joint Resolution No. 16

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

NATION, Chair

ASSEMBLY JOINT RESOLUTION NO. 16—Relative to nonoxynol-9.

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

AUTHOR'S AMENDMENTS**Committee on Governmental Organization**

August 25, 2003

Mr. Speaker: The Chair of your Committee on Governmental Organization reports: Senate Bill No. 769

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

JEROME HORTON, Chair

SENATE BILL NO. 769—An act to repeal Sections 12012.25, 12012.75, and 12012.85 of, and to add Chapter 8 (commencing with Section 12720) to Part 2 of Division 3 of Title 2 of, the Government Code, relating to tribal gaming.

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

REPORTS OF STANDING COMMITTEES**Committee on Rules**

Date of Hearing: August 25, 2003

Mr. Speaker: Your Committee on Rules reports:

Assembly Concurrent Resolution No. 112
 Assembly Concurrent Resolution No. 127
 Assembly Concurrent Resolution No. 128
 Assembly Concurrent Resolution No. 129
 Assembly Joint Resolution No. 40

With the recommendation: Be adopted.

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

NATION, Chair

Above resolutions ordered to Consent Calendar.

Committee on Appropriations

Date of Hearing: August 20, 2003

Mr. Speaker: Your Committee on Appropriations reports:

Senate Bill No. 478

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

STEINBERG, Chair

Above bill ordered to second reading.

Committee on Public Employees, Retirement and Social Security

Date of Hearing: August 20, 2003

Mr. Speaker: Your Committee on Public Employees, Retirement and Social Security reports:

Senate Bill No. 439

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

NEGRETE McLEOD, Chair

Above bill ordered to second reading.

Committee on Appropriations

Date of Hearing: August 20, 2003

Mr. Speaker: Your Committee on Appropriations reports:
Senate Bill No. 338

With the recommendation: Do pass, as amended.

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

STEINBERG, Chair

Above bill ordered to second reading.

Date of Hearing: August 20, 2003

Mr. Speaker: Your Committee on Appropriations reports:
Senate Bill No. 545
Senate Bill No. 969

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

STEINBERG, Chair

Above bills ordered to second reading.

MESSAGES FROM THE SENATE

Senate Chamber, August 21, 2003

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

- | | |
|-----------------------|------------------------|
| Assembly Bill No. 104 | Assembly Bill No. 813 |
| Assembly Bill No. 218 | Assembly Bill No. 852 |
| Assembly Bill No. 245 | Assembly Bill No. 1034 |
| Assembly Bill No. 255 | Assembly Bill No. 1402 |
| Assembly Bill No. 305 | Assembly Bill No. 1544 |
| Assembly Bill No. 773 | Assembly Bill No. 1705 |

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 21, 2003

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

- | | |
|-----------------------|------------------------|
| Assembly Bill No. 195 | Assembly Bill No. 936 |
| Assembly Bill No. 479 | Assembly Bill No. 1045 |
| Assembly Bill No. 768 | Assembly Bill No. 1384 |
| Assembly Bill No. 820 | Assembly Bill No. 1537 |
| Assembly Bill No. 878 | Assembly Bill No. 1712 |

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.

REQUEST FOR PHOTOGRAPHER

Assembly Members Yee and Samuelian were granted unanimous consent that a photographer be permitted on the Floor of the Assembly.

BILLS PLACED ON INACTIVE FILE

The following bill was placed upon the inactive file:

Senate Bill No. 1064, on request of Assembly Member Chan.

NOTICE OF INTENTION TO REMOVE BILL FROM INACTIVE FILE

Pursuant to Assembly Rule 78, Assembly Member Chan announced her intention to request that Senate Bill No. 331 be removed from the inactive file.

JOINT RULE 62(a) WAIVED

Assembly Member Chan was granted unanimous consent that Joint Rule 62(a) be waived to permit the Joint Legislative Audit Committee to meet on Tuesday, August 26, 2003, at 8:30 a.m.

ACTION RESCINDED ON SENATE BILL NO. 187

Assembly Member Chan was granted unanimous consent to rescind the action whereby the Assembly, on June 19, 2003 (Assembly Journal, page 2462), passed Senate Bill No. 187, and whereby the bill was ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES
Committee on Natural Resources

Date of Hearing: August 20, 2003

Mr. Speaker: Your Committee on Natural Resources reports:

Senate Bill No. 18

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

JACKSON, Chair

Above bill ordered to second reading.

REQUEST TO TAKE UP COMMITTEE REPORT ON
SENATE BILL NO. 18

Assembly Member Chan requested unanimous consent to take up the Report of the Committee on Natural Resources, as it relates to Senate Bill No. 18, for purpose of second reading and adoption of committee amendments.

Assembly Member Cox withheld unanimous consent.

Motion by Assembly Member Chan

Assembly Member Chan moved that the Report of the Committee on Natural Resources be taken up for purpose of second reading and adoption of committee amendments.

Assembly Member Goldberg seconded the motion.

Motion carried by the following vote:

AYES—34

Berg	Dymally	Matthews	Salinas
Canciamilla	Goldberg	Montanez	Simitian
Chan	Hancock	Mullin	Steinberg
Chavez	Kehoe	Nakano	Vargas
Chu	Koretz	Nation	Wolk
Cohn	Laird	Negrete McLeod	Yee
Corbett	Leno	Nunez	Mr. Speaker
Correa	Levine	Pavley	
Dutra	Liu	Reyes	

NOES—26

Aghazarian	Garcia	Maddox	Plescia
Benoit	Harman	Maldonado	Richman
Bogh	Horton, Shirley	Maze	Runner
Campbell	Keene	McCarthy	Samuelian
Cogdill	La Malfa	Mountjoy	Strickland
Cox	La Suer	Nakanishi	
Dutton	Leslie	Pacheco	

SENATE BILL NO. 18 TAKEN UP FOR SECOND READING

SENATE BILL NO. 18—An act to amend Section 815.3 of the Civil Code, to amend Sections 65040.2, 65351, 65453, and 65560 of, and to add Sections 65351.1 and 65562.5 to, the Government Code, to amend Sections 7050.5 and 7054 of the Health and Safety Code, and to amend Sections 5097.9, 5097.91, 5097.92, 5097.94, 5097.96, 5097.97, 5097.98, 5097.99, and 5097.995 of, to add Sections 5097.10, 5097.96.1, 5097.96.2, 5097.96.3, 5097.96.4, 5097.96.5, 5097.993, 21084.3, and 21097 to, and to amend the heading of Chapter 1.75 (commencing with Section 5097.9) of Division 5 of, the Public Resources Code, relating to Traditional Tribal Cultural Sites, and declaring the urgency thereof, to take effect immediately.

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

RECESS

By unanimous consent, at 12:19 p.m., Speaker pro Tempore Kehoe declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Samuelian introduced His Eminence Archbishop Vatché Hovsepian and presented a resolution commending his 32 years of dedication and achievement in the Armenian Church of North America Western Diocese.

Assembly Member Samuelian then introduced His Eminence Archbishop Hovnan Derderian, who was recently elected as the eighth Primate of the Armenian Church of North America Western Diocese and presented a resolution commending his distinguished record of spiritual and community service.

RECONVENED

At 12:22 p.m., the Assembly reconvened.

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

CAUCUS ANNOUNCEMENTS

At 12:25 p.m., Assembly Member Strickland was granted unanimous consent that the Republican Caucus be permitted to meet in the Tom Bane Rules Committee Room.

RECESS

By unanimous consent, at 12:25 p.m., Speaker pro Tempore Kehoe declared the Assembly recessed.

RECONVENED

At 1 p.m., the Assembly reconvened.

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

RECESS

By unanimous consent, at 1 p.m., Speaker pro Tempore Kehoe declared the Assembly recessed to permit the introduction of special guests.

Assembly Member Yee recognized the following dignitaries whose countries were affected by Severe Acute Respiratory Syndrome (SARS), and expressed thanks for the heroic efforts of all professionals and volunteers who dedicated their time and supplies to assist in the effort to eliminate this international disease.

Resolutions were then presented to Hon. Wang Yunxiang, Consul General of the People's Republic of China, in San Francisco; Annie H. Y. Tang, JP, Director, Hong Kong Economic and Trade Office; Hon. Jai S Sohan, Consul General, Republic of Singapore, in San Francisco; Hon. Darcee Munroe, Consul and Trade Commissioner, Canadian Consulate Trade Office, San Francisco; Consul General Nguyen The Cuong, Consul, Consulate General of Vietnam, San Francisco; and Jason Chou, Special Assistant to the Director General, Consulate of Taiwan.

RECONVENED

At 1:03 p.m., the Assembly reconvened.

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

STEINBERG REQUEST TO RE-REFER SENATE BILL NO. 635

Assembly Member Steinberg requested unanimous consent that Senate Bill No. 635 be re-referred from the Committee on Appropriations to the Committee on Public Safety.

Assembly Member Cogdill withheld unanimous consent.

Motion to Re-refer

Assembly Member Chan moved that Senate Bill No. 635 be re-referred from the Committee on Appropriations to the Committee on Public Safety.

Assembly Member Steinberg seconded the motion.

Chan motion carried by the following vote:

AYES—45

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

NOES—29

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

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

ASSEMBLY JOINT RESOLUTION NO. 48—Relative to Women's Equality Day.

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. 112—An act to amend Section 7152.7 of the Health and Safety Code, and to amend Section 1672 of, and to amend and repeal Sections 12811 and 13005 of, the Vehicle Code, relating to organ and tissue donation.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 145—An act to amend Sections 56329, 56505, 56505.1, and 56506 of the Education Code, relating to special education.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 271—An act to amend Sections 20572, 20574, 20576, 20577, 20578, and 20581 of, and to add Section 20577.5 to, the Government Code, relating to public employees' retirement, and making an appropriation therefor.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 279—An act to amend Section 68120 of the Education Code, relating to public postsecondary education.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 285—An act to amend, repeal, and add Section 18533 of the Revenue and Taxation Code, relating to taxation.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 302—An act to amend Section 11135 of the Government Code, relating to discrimination.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 328—An act to amend Sections 15807, 15808.1, 15812, 15815, 15862, 70303, 70355, 70356, 70357, 70358, 70362, 70366, 70367, 70373, 70373.5, 70374, 70375, 70392, 70402, and 76000 of, to add Section 70379 to, and to repeal Section 70046.2 of, the Government Code, and to amend Section 42007 of the Vehicle Code, relating to court facilities, and making an appropriation therefor.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 530—An act to amend Section 86109.5 of the Government Code, relating to lobbying.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 552—An act to amend Section 14666.6 of the Government Code, relating to state property.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 591—An act to amend Sections 358, 358.1, 361.3, 16002, and 16501.1 of, and to add Sections 16010.4, 16010.5, 16010.6, and 16503.5 to, the Welfare and Institutions Code, relating to dependent children.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 604—An act to amend Sections 81008, 84101, 84103, 84108, 84203, 84204, and 84502 of, to repeal Section 84305.6 of, and to repeal and add Section 84305.5 of, the Government Code, relating to the Political Reform Act of 1974, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 607—An act to amend Section 14509.4 of the Public Resources Code, relating to beverage container recycling.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 620—An act to amend Sections 787, 1725.5, 10127.10, and 10509.8 of, and to add Sections 789.9, 789.10, 1724, and 1749.8 to, the Insurance Code, relating to insurance.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 624—An act to amend Section 19826 of, and to repeal Sections 19994.20 and 19996.40 of, the Government Code, relating to state personnel administration.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 626—An act to amend Sections 7005, 7008, 89529.03, and 89621 of the Education Code, to amend Sections 3517.6, 3517.61, 3572.5, 8544.2, 9322, 9359.83, 14876, 16391.1, 19849.15, 19871, 21450, 21506, 21551, 21635, 21635.5, 21661, 26296.22, 26299.036, 73642, 73952, 74342, 74742, and 75521 of, to add Part 5 (commencing with Section 22750) to Division 5 of Title 2 of, to repeal Sections 21690, 21691, 21692 of, to repeal Part 5 (commencing with Section 22751) of Division 5 of Title 2 of, and to repeal and add Part 6 (commencing with Section 22950) of Division 5 of Title 2 of, the Government Code, to amend Section 124964 of the Health and Safety Code, to amend Section 4856 of the Labor Code, to amend Section 13600 of the Probate Code, to amend Section 35137 of the Public Resources Code, and to amend Sections 130109, 131269, and 140109 of the Public Utilities Code, relating to public employee benefits.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 631—An act to amend Sections 1202.4, 1202.45, 1214, and 2085.5 of, and to add Section 1202.44 to, the Penal Code, relating to restitution, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 798—An act to amend Section 1351.2 of the Health and Safety Code, relating to health care service plans.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 906—An act to amend Section 60622 of, and to add Section 71611.5 to, the Water Code, relating to water.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 973—An act to amend Section 12102 of the Public Contract Code, relating to public contracts.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1032—An act to add Section 653z to the Penal Code, relating to crime.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1059—An act to amend Section 6105 of the Commercial Code, and to amend Sections 72, 220.5, 531.9, 533, and 1610.8 of, and to add Sections 256.6, 256.7, and 276.5 to, the Revenue and Taxation Code, relating to property taxation.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1061—An act to amend Sections 2205 and 5008.6 of the Corporations Code, to amend Section 7073.8 of the Government Code, and to amend Sections 23041 and 25111 of, and to add Sections 18405.1, 25113, and 25116 to, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1062—An act to amend Sections 51203 and 51283 of the Government Code, and to amend Sections 69.4, 75.11, 75.31, 155, 194, 213.7, 214, 214.01, 214.8, 218, 231, 254.5, 259.5, 259.7, 272, 423, 439.2, 532, 534, 1609.5, 1841, 6066.3, 6066.4, and 11006 of, to add Sections 74.7 and 254.6 to, and to repeal Sections 75.30, 401.9, 5098, and 5098.5 of, the Revenue and Taxation Code, relating to taxation.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1064—An act to amend Sections 17941, 23701h, and 23701x of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1072—An act to amend Sections 82027.5, 82036, and 84200.5 of the Government Code, relating to the Political Reform Act of 1974, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1075—An act to add Section 138.6 to the Health and Safety Code, relating to women's health.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1080—An act to amend Sections 1973, 2154.4, 5001, 5061, 5081, 5082, 5082.2, 5107, 5131, 7139.2, 7583.6, 7583.9, 10152, and 10153.3 of, to add Section 5115 to, to repeal Section 5091 of, and to repeal and add Section 5082.1 to, the Business and Professions Code, relating to professions and vocations, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 1081—An act to amend Sections 1603.1, 1603.2, 1603.3, 1603.4, 1621.5, and 120990 of the Health and Safety Code, relating to human blood.

Bill read second time, and ordered to Consent Calendar.

SENATE BILL NO. 54—An act to amend Sections 18300, 18610.5, 18865, and 18872.1 of, and to add Section 18407 to, the Health and Safety Code, relating to mobilehomes.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 67—An act to amend Section 399.14 of, and to add Section 399.16 to, the Public Utilities Code, relating to energy.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 78—An act to amend Sections 33350 and 60800 of the Education Code, relating to physical education.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 88—An act to add Section 23399.6 to the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 92—An act to add and repeal Article 13 (commencing with Section 18841) of Chapter 3 of Part 10.2 of Division 2 of the Revenue and Taxation Code, relating to taxation.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 103—An act to amend Section 6203 of the Revenue and Taxation Code, relating to taxation.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 157—An act to add Chapter 1.5 (commencing with Section 6025) to Part 1 of Division 2 of the Revenue and Taxation Code, relating to taxation.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 179—An act to add Section 2810 to the Labor Code, relating to contracts for labor or services.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 183—An act to amend Section 25401.6 of, and to add Chapter 8.6 (commencing with Section 25740) to Division 15 of, the Public Resources Code, and to amend Sections 383.6, 394.25, and 399.8 of, and to repeal Sections 383.5, 383.7, 399.6, 399.8, and 445 of, the Public Utilities Code, relating to energy.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 197—An act to add Section 559 to the Labor Code, relating to hours and wages.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 200—An act to add and repeal Section 10233.1 of the Insurance Code, relating to long-term care insurance.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 211—An act to add Article 9 (commencing with Section 1569.880) to Chapter 3.2 of Division 2 of the Health and Safety Code, relating to care facilities.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 238—An act to amend Sections 666.7, 11108.3, 12021, 12028, 12074, 12077, 12201, 12280, 12285, 12287, 12290, and 12301 of the Penal Code, relating to deadly weapons.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 292—An act to amend Section 4076 of the Business and Professions Code, relating to pharmacy.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 318—An act to amend Section 10631 of the Water Code, relating to water.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 356—An act to amend Sections 290 and 290.4 of the Penal Code, relating to sex offenders.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 359—An act to amend Section 810 of the Business and Professions Code, and to amend Section 94990 of, and to add Sections 94779.1, 94779.3, and 94779.4 to, the Education Code, relating to professions and vocations, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 361—An act to amend Sections 4001, 4002, 4003, 4008, 4062, 4200, 4202, 4312, 4400, and 4403 of, and to add Sections 4083, 4106, 4200.2, 4200.3, 4200.4, 4314, and 4315 to, the Business and Professions Code, relating to pharmacy.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 376—An act to amend Section 2401 of, and to add and repeal Section 2401.1 of, the Business and Professions Code, relating to healing arts.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 428—An act to amend Sections 1575.5 and 100445 of, and to repeal and add Section 1575.9 of, the Health and Safety Code, and to amend Sections 14526, 14552, 14573, 14574, and 14574.1 of, and to add Sections 14552.1, 14552.2, and 14572.1 to, the Welfare and Institutions Code, relating to adult day health care, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 434—An act to amend Sections 25533, 25533.5, and 29544 of the Corporations Code, to amend Sections 3309.5, 11180.5, 11181, 11183, 11184, 11185, 11186, 11187, and 11188 of, and to add Article 10 (commencing with Section 12657) to Chapter 6 of Part 2 of Division 3 of Title 2 of, the Government Code, and to add Section 131 to the Penal Code, relating to investigations.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 443—An act to amend Section 7028 of the Business and Professions Code relating to contractors.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 464—An act to add Section 56341.2 to the Education Code, relating to special education.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 469—An act to amend Section 60242 of the Education Code, relating to instructional materials.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 489—An act to amend Sections 12126, 12130, and 12132 of the Penal Code, relating to firearms.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 490—An act to amend Section 4052 of the Business and Professions Code, relating to pharmacy.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 577—An act to amend Section 1798.24b of the Civil Code, and to amend Sections 4514.3, 4900, 4901, 4902, 4903, 4905, and 5328.06 of, and to add Section 4906 to, the Welfare and Institutions Code, relating to public social services.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 708—An act to amend Section 44062.1 of the Health and Safety Code, to add Section 1463.15 to the Penal Code, and to amend Section 42001.2 of, and to add Section 2814.1 to, the Vehicle Code, relating to air pollution.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 712—An act to amend Sections 64201 and 64202 of the Education Code, relating to education.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 772—An act to amend Section 25322 of the Public Resources Code, relating to the State Energy Resources Conservation and Development Commission.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 774—An act to amend Sections 4140, 4142, 4145, and 4147 of, to add Sections 4142.2, 4142.4, 4142.6, and 4142.8 to, and to repeal Section 4146 of, the Business and Professions Code, and to amend Sections 11364 and 11364.5 of the Health and Safety Code, relating to hypodermic needles and syringes.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 796—An act to add Part 13 (commencing with Section 2698) to Division 2 of the Labor Code, relating to employment.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 801—An act to repeal and add Section 51220.3 to the Education Code, relating to instruction.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 814—An act to amend Sections 19801, 19876, 19962, and 19963 of the Business and Professions Code, relating to gambling.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 868—An act to amend Section 1776 of the Labor Code, relating to public works.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 916—An act to amend Section 14531 of the Government Code, to amend Sections 182.5, 188.3, 188.4, 30101, 30101.8, 30113, 30600, 30601, 30604, 30606, 30750, 30751, 30760, 30761, 30791, 30884, 30885, 30887, 30889.3, 30891, 30894, 30910, 30912, 30913, 30915, 30916, 30918, 30919, 30920, 30950, 30950.1, 30950.2, 30950.3, 30950.4, 30953, 30958, 30960, 30961, 31000, and 31010 of, to amend and renumber Section 188.10 of, to add Sections 30881, 30910.5, 30914.5, and 30922 to, and to repeal Sections 30603, 30605, 30608.2, 30752, 30753, 30754, 30755, 30756, 30757, 30762, 30762.5, 30763, 30764, 30764.5, 30765, 30766, 30767, 30791.7, 30792, 30792.2, 30793, 30794, 30795, 30886, 30888, 30889, 30896, and 30956 of, to repeal Article 5 (commencing with Section 30200) and Article 7 (commencing with Section 30350) of Chapter 1 of Division 17 of, to repeal and add Sections 30102.5, 30890, 30911, 30914, 30917, 30921, and 30951 of, the Streets and Highways Code, and to amend Section 5205.5 of the Vehicle Code, relating to transportation, and making an appropriation therefor.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 920—An act to amend Sections 352 and 372 of, to add Section 345.3 to, to repeal Section 350 of, to repeal Article 4 (commencing with Section 355) and Article 5 (commencing with Section 359) of, and to repeal and add Article 2 (commencing with Section 334) of Chapter 2.3 of Part 1 of, the Public Utilities Code, relating to public utilities.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1004—An act to amend Section 13271 of, and to add Chapter 8.5 (commencing with Section 13610) to Division 7 of, the Water Code, relating to perchlorate.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 1025—An act to amend Section 12955.1 of, and to add Section 12955.1.1 to, the Government Code, relating to fair housing.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 9—An act to add Chapter 8.2 (commencing with Section 11820) to Part 1 of Division 3 of Title 2 of the Government Code, relating to government reorganization, and making an appropriation therefor.

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

SENATE BILL NO. 186—An act to add Article 1.8 (commencing with Section 17529) to Chapter 1 of Part 3 of Division 7 of, and to repeal Sections 17538.4 and 17538.41 of, the Business and Professions Code, relating to privacy.

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. 189—An act to add Section 104324.25 to the Health and Safety Code, relating to environmental health.

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

SENATE BILL NO. 617—An act to amend Section 1639 of, and to add Sections 1639.35 and 7158.3 to, the Health and Safety Code, relating to anatomical gifts.

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. 619—An act to amend Sections 65008, 65589.5, and 65914 of, and to add Section 65589.4 to, the Government Code, to amend Sections 50650.4 and 50650.5 of the Health and Safety Code, and to amend Section 30604 of the Public Resources Code, relating to housing.

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

SENATE BILL NO. 727—An act to amend Sections 140.5, 1143, 2656, 2679, 2707.5, 2708, 2708.1, 2709, 2714, 3012, 3253, 3254, 3301, 3302, 3303, and 3305 of, and to add Sections 3302.1 and 3306 to, the Unemployment Insurance Code, relating to disability compensation.

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. 1065—An act to amend Sections 17024.5 and 23051.5 of the Revenue and Taxation Code, relating to taxation.

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. 763—An act to amend Section 17217 of the Education Code, relating to schoolsite acquisition.

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. 826—An act to add and repeal Section 42283.6 of the Education Code, relating to the Hot Springs Elementary School District.

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. 937—An act to amend Sections 1212, 1217, 1228, and 1231 of, and to add Sections 1218.1, 1218.2, 1226.1, 1226.2, 1226.3, and 1229.1 to, the Health and Safety Code, relating to clinics.

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. 1077—An act to amend Sections 27, 2027, 2060, 2135.5, 2190.5, 2285, 2386, 2415, 2441, 2442, 2570.4, 4980.43, 4980.44, 4980.57, 4982, 4982.2, 4984.8, 4996.18, 4996.21, 4996.22, and 4996.23 of, to amend and repeal Section 4997 of, to amend, repeal, and add Section 2439 of, and to repeal Section 2106 of, the Business and Professions Code, relating to healing arts.

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. 75—An act to amend Sections 1164, 1164.3, and 1164.12 of, and to repeal Section 1164.14 of, the Labor Code, relating to employment.

Bill read second time, and ordered to third reading.

SENATE BILL NO. 457—An act relating to workers' compensation.

Bill read second time, and ordered to Consent Calendar.

BILLS REMOVED FROM CONSENT CALENDAR

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

Senate Bills Nos. 328, 591, and 620, on request of Assembly Member Chan.

BILLS REMOVED FROM CONSENT CALENDAR AND PLACED UPON THE INACTIVE FILE

The following bill was removed from the Consent Calendar, pursuant to Joint Rule 22.2 and placed upon the inactive file pursuant to Assembly Rule 78:

Senate Bill No. 626, on request of Assembly Member Negrete McLeod.

CONSIDERATION OF DAILY FILE (RESUMED) UNFINISHED BUSINESS

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 1710 (Committee on Judiciary)—An act to amend Section 7121 of the Family Code, to amend Sections 68087 and 77209 of the Government Code, to amend Section 1465.7 of, and to add Section 11105.04 to, the Penal Code, and to amend Sections 213.5 and 355 of, and to add Section 213.6 to, the Welfare and Institutions Code, relating to courts.

Bill presented by Assembly Member Corbett.

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—77

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

NOES—None

Above bill ordered enrolled.

ASSEMBLY BILL NO. 1101 (Steinberg)—An act to amend Section 6068 of the Business and Professions Code, and to amend Section 956.5 of the Evidence Code, relating to attorneys.

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—75

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

NOES—1

La Malfa

Above bill ordered enrolled.

ASSEMBLY CONCURRENT RESOLUTION NO. 71 (Chu)—Relative to El Monte Police Officer Donald Ralph Johnston Memorial Highway.

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

(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—75

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

NOES—None

Above resolution ordered enrolled.

ASSEMBLY BILL NO. 1675 (Longville)—An act to amend, repeal, and add Section 1808.22 of the Vehicle Code, relating to the Department of Motor 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—77

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

NOES—None

Above bill ordered enrolled.

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. 93, on request of Assembly Member Chan;

Senate Bill No. 210, on request of Assembly Member Corbett;

Senate Bill No. 851, on request of Assembly Member Jackson.

CONSIDERATION OF DAILY FILE (RESUMED)**UNFINISHED BUSINESS (RESUMED)****MOTIONS TO RECONSIDER BILLS CONTINUED**

By unanimous consent, the motions to reconsider the votes on Assembly Bill No. 100, Senate Bills Nos. 1041, 1043, and 27 were continued until Thursday, August 28, 2003.

RESOLUTIONS

The following resolution was offered:

Resolution to Dispense With Constitutional Provision

By Assembly Member Vargas.

Resolved, That Senate Bill No. 457 presents a case of urgency, as that term is used in Article IV, Section 8 (b), of the Constitution, and the provision of that section requiring that the bill be read on three separate days in each house is hereby dispensed with, and it is ordered that the bill be placed upon its passage.

Resolution read, and refused adoption by the following vote:

AYES—48

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

NOES—25

Aghazarian	Harman	Maddox	Samuelian
Bates	Horton, Shirley	McCarthy	Spitzer
Campbell	Houston	Mountjoy	Strickland
Cox	Keene	Nakanishi	Wyland
Daucher	La Malfa	Pacheco	
Dutton	La Suer	Plescia	
Garcia	Leslie	Runner	

THIRD READING OF SENATE BILLS

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

At 1:20 p.m., Hon. Sarah Reyes, 31st District, presiding

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

Bill passed by the following vote:

AYES—44

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

NOES—31

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

Bill ordered transmitted to the Senate.

SENATE BILL NO. 129 (Escutia)—An act to amend Section 77202 of the Government Code, relating to trial courts.

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

Bill passed by the following vote:

AYES—46

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

NOES—29

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

Vote Changes

By unanimous consent, the following vote change was permitted on Senate Bill No. 129: Assembly Member Nakanishi, from “Aye” to “No”.

Bill ordered transmitted to the Senate.

SENATE BILL NO. 144 (Escutia)—An act to add Section 68511.6 to the Government Code, relating to courts.

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

Bill passed by the following vote:

AYES—55

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

NOES—22

Aghazarian	Cox	La Malfa	Richman
Bates	Dutton	La Suer	Runner
Benoit	Garcia	Leslie	Samuelian
Bogh	Harman	McCarthy	Strickland
Campbell	Houston	Mountjoy	
Cogdill	Keene	Pacheco	

Bill ordered transmitted to the Senate.

At 1:41 p.m., Speaker pro Tempore Christine Kehoe, 76th District, presiding

SENATE BILL NO. 589 (Committee on Rules)—An act to add Section 1774.6 to the Government Code, relating to public officers.

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

Bill passed by the following vote:

AYES—77

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 345 (Kuehl)—An act to amend Section 1954 of the Civil Code, to amend Section 1161.2 of, and to repeal and add Section 1166 of, the Code of Civil Procedure, and to amend Section 34332 of the Health and Safety Code, relating to tenancy.

Bill read third time.

Motion to Amend

Assembly Member Dutra moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—45

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

NOES—31

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

Bill ordered reprinted.

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

Pursuant to Assembly Rule 77.2, the Speaker pro Tempore re-referred Senate Bill No. 345 to the Committee on Appropriations.

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

SENATE BILL NO. 684 (Alpert)—An act to amend Section 530.8 of the Penal Code, relating to identity theft.

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

Bill passed by the following vote:

AYES—77

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

NOES—None

Bill ordered transmitted to the Senate.

SENATE BILL NO. 618 (Scott)—An act to amend Sections 782, 786, 789.3, and 10509.9 of, and to add Sections 1668.1 and 1738.5 to, the Insurance Code, relating to unfair acts.

Bill read third time, and presented by Assembly Member Ridley-Thomas.

Bill passed by the following vote:

AYES—77

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

NOES—None

Bill ordered transmitted to the Senate.

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

Bill read third time.

Motion to Amend

Assembly Member Jerome Horton moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—45

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

NOES—3

Cogdill	Cox	Maze
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Bill ordered reprinted.

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

Pursuant to Assembly Rule 77.2, the Speaker pro Tempore re-referred Senate Bill No. 930 to the Committee on Governmental Organization.

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

SENATE BILL NO. 907 (Burton)—An act to amend Sections 101, 144, 146, and 149 of, and to add and repeal Chapter 8.2 (commencing with Section 3610) of Division 2 of, the Business and Professions Code, and to amend Section 13401.5 of the Corporations Code, relating to the healing arts, and making an appropriation therefor.

Bill read third time.

Motion to Amend

Assembly Member Correa moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—50

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

NOES—7

Cogdill	Dutton	La Malfa	Strickland
Cox	Houston	Nakanishi	

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

SENATE BILL NO. 140 (Denham)—An act to amend, add, and repeal Section 48204 of, and to add Section 46601.5 to, the Education Code, relating to school attendance, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Nation moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—77

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

NOES—None

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

SENATE BILL NO. 85 (Torlakson)—An act to amend Section 31780.2 of the Government Code, relating to county employees’ retirement.

Bill read third time.

Motion to Amend

Assembly Member Levine moved the adoption of amendments.

Amendments read and adopted by the following vote:

AYES—45

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

NOES—25

Aghazarian	Dutton	Maddox	Samuelian
Bates	Garcia	Maze	Spitzer
Benoit	Harman	McCarthy	Strickland
Bogh	Houston	Mountjoy	Wyland
Campbell	Keene	Nakanishi	
Cogdill	La Malfa	Pacheco	
Cox	Leslie	Runner	

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

SENATE CONCURRENT RESOLUTION NO. 12 (Alarcon)—Relative to the Joint Committee to Develop a Master Plan to End Poverty in California.

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

AYES—52

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

NOES—21

Aghazarian	Harman	Mountjoy	Spitzer
Bogh	Houston	Pacheco	Strickland
Campbell	Keene	Plescia	Wyland
Cogdill	La Malfa	Richman	
Daucher	La Suer	Runner	
Dutton	McCarthy	Samuelian	

Resolution ordered transmitted to the Senate immediately.

RESOLUTIONS

The following resolution was offered:

Resolution to Dispense With Constitutional Provision

By Assembly Member Vargas.

Resolved, That Senate Bill No. 457 presents a case of urgency, as that term is used in Article IV, Section 8 (b), of the Constitution, and the provision of that section requiring that the bill be read on three separate days in each house is hereby dispensed with, and it is ordered that the bill be placed upon its passage.

Resolution read, and adopted by the following vote:

AYES—74

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

NOES—None

Article IV, Section 8(b) of the Constitution was declared dispensed with.

SENATE BILL NO. 457 REMOVED FROM CONSENT CALENDAR AND TAKEN UP

Assembly Member Vargas was granted unanimous consent that Senate Bill No. 457 be removed from the Consent Calendar, and to take the bill up at this time, without reference to file, for purpose of amendment.

SENATE BILL NO. 457 (McPherson)—An act relating to workers' compensation. Bill read third time.

Motion to Amend

Assembly Member Vargas moved the adoption of amendments. Amendments read and adopted; bill ordered reprinted.

Consideration of Senate Bill No. 457, As Amended, by Unanimous Consent

Assembly Member Vargas was granted unanimous consent to take up Senate Bill No. 457, as amended, without reference to file, for purpose of consideration.

SENATE BILL NO. 457 (McPherson)—An act relating to workers’ compensation.

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

Bill passed by the following vote:

AYES—76

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

NOES—1

Vargas

Bill ordered transmitted to the Senate.

CONSIDERATION OF SENATE BILL NO. 187 BY UNANIMOUS CONSENT

Assembly Member Goldberg was granted unanimous consent to take up Senate Bill No. 187 without reference to file, for purpose of consideration.

SENATE BILL NO. 187 (Karnette)—An act to amend Sections 44325, 44326, 44328, and 44830.3 of the Education Code, relating to district interns, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Assembly Member Goldberg moved the adoption of amendments.

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

CONSIDERATION OF DAILY FILE (RESUMED)

UNFINISHED BUSINESS (RESUMED)

CONSIDERATION OF SENATE AMENDMENTS

ASSEMBLY BILL NO. 419 (Committee on Public Employees, Retirement and Social Security)—An act to amend Sections 22200, 22224, and 22225 of, and to add Section 22227 to, the Education Code, and to amend Section 4 of Chapter 1049 of the Statutes of 2002, relating to the Teachers’ Retirement Board, and declaring the urgency thereof, to take effect immediately.

Bill presented by Assembly Member Negrete McLeod.

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

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

The roll was opened.

Call of the Assembly

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

Motion carried. Time, 2:33 p.m.

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

ACTION RESCINDED ON SENATE BILL NO. 155

Assembly Member Chan was granted unanimous consent to rescind the action whereby the Assembly, on June 27, 2003 (Assembly Journal, page 2548), passed Senate Bill No. 155, and whereby the bill was ordered transmitted to the Senate.

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

SENATE BILL NO. 445 (Kuehl)—An act to amend Section 30610.3, 31402.2 and 31402.3 of the Public Resources Code, and to repeal Section 6 of Chapter 518 of the Statutes of 2002, relating to coastal access.

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

Bill passed by the following vote:

AYES—54

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

NOES—20

Aghazarian	Garcia	Leslie	Pacheco
Benoit	Houston	Maze	Runner
Cogdill	Keene	McCarthy	Samuelian
Cox	La Malfa	Mountjoy	Spitzer
Dutton	La Suer	Nakanishi	Strickland

Bill ordered transmitted to the Senate.

SENATE BILL NO. 416 (Alpert)—An act to amend Section 13352.5 of the Vehicle Code, relating to vehicles.

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

Bill passed by the following vote:

AYES—47

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

NOES—24

Aghazarian	Garcia	Maddox	Plescia
Bogh	Harman	Maldonado	Richman
Campbell	Houston	Maze	Samuelian
Cogdill	Keene	McCarthy	Spitzer
Cox	La Malfa	Mountjoy	Strickland
Dutton	La Suer	Nakanishi	Wyland

Bill ordered transmitted to the Senate.

ANNOUNCEMENTS

Speaker pro Tempore Kehoe announced the following session schedule:

Tuesday, August 26, 2003 and Wednesday, August 27, 2003, Check-in Session, 7 a.m.–3 p.m.;

Thursday, August 28, 2003, Floor Session, 9 a.m.;

Friday, August 29, 2003, Check-in Session, 7 a.m.–3 p.m.

ADJOURN IN MEMORY

Assembly Member Leslie and Speaker Wesson were granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Patricia Ann Simpson, of Placerville.

(Assembly Rule 45.5 suspended.)

COMMITTEE MEETING ANNOUNCEMENTS

Assembly Member Dutra announced that the Committee on Transportation would meet today at 3 p.m., in Room 4202.

COMMITTEE MEETING CANCELED

Assembly Member Parra announced that the meeting of the Committee on Veterans Affairs scheduled for today has been canceled.

**CALL OF THE ASSEMBLY DISPENSED WITH
ON CONCURRENCE IN SENATE AMENDMENTS TO
ASSEMBLY BILL NO. 419**

At 2:43 p.m., on motion of Assembly Member Negrete McLeod, and in the absence of any objection, further proceedings under the call of the Assembly were dispensed with.

The Assembly refused to concur in Senate amendments to Assembly Bill No. 419 by the following vote:

AYES—48

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

NOES—None

**Motion to Reconsider Assembly Bill No. 419
on Next Legislative Day**

Assembly Member Negrete McLeod moved to reconsider on the next legislative day the vote whereby Senate amendments to Assembly Bill No. 419 were this day refused concurrence.

Assembly Bill No. 419 ordered to the unfinished business file.

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

Pursuant to Assembly Rule 78, Assembly Member Matthews announced her intention to request that Senate Bill No. 305 be removed from the inactive file.

Pursuant to Assembly Rule 78, Assembly Member Jackson announced her intention to request that Senate Bill No. 65 be removed from the inactive file.

ADJOURN IN MEMORY

Assembly Member Correa was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Evelyn Munoz, of Orange County.

Assembly Member Cox was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of William B. Ross, of Los Angeles.

Assembly Member Shirley Horton was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Jeremy Lindsay, of Bonita; David J. Moreno, of Spring Valley; and Antonio Pagayon, of Paradise Hills.

Assembly Member Lowenthal was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Roberta Kordich, of Palos Verdes Estates.

Assembly Member Mullin was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Dominic “Dick” DeGrande, of Lodi and Daly City.

Assembly Member Parra was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Kathryn Akers, of Alpaugh.

Assembly Member Runner was granted unanimous consent that when the Assembly adjourns on this day it do so out of respect to the memory of Loreena Osborn, of Quartz Hill and Raul Ramirez Jr., of Lancaster.

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. 18, Chan Motion to Suspend Rules: Canciamilla, Chavez, Correa, Koretz, and Simitian—Aye; Bogh, Maddox, and Maldonado—No.

Senate Bill No. 635, Steinberg Motion to Suspend Rules: Correa, Koretz, and Simitian—Aye; Garcia and Maldonado—No.

Assembly Bill No. 1710, Concurrence: Bermudez, Garcia, and Simitian—Aye.

Assembly Bill No. 1101, Concurrence: Garcia and Samuelian—Aye; La Malfa—No.

Assembly Bill No. 71, Concurrence: Benoit, Garcia, and Simitian—Aye.

Assembly Bill No. 1675, Concurrence: Garcia, Pacheco, and Simitian—Aye.

Senate Bill No. 457, Resolution to Invoke Constitution: Correa—Aye; Garcia—No.

Senate Bill No. 90: Canciamilla—Aye; Maddox and Strickland—No.

Senate Bill No. 129: Correa, Jerome Horton, Koretz, and Nakano—Aye; Maddox and Strickland—No.

Senate Bill No. 144: Plescia, Simitian, and Wyland—Aye; Dutton and Strickland—No.

Senate Bill No. 589: La Malfa, Reyes, Simitian, and Strickland—Aye.

Senate Bill No. 345, Dutra Amendments: Bermudez, Canciamilla, and Simitian—Aye; Daucher, Dutton, and Strickland—No.

Senate Bill No. 684: Koretz, Reyes, Simitian, Spitzer, and Strickland—Aye.

Senate Bill No. 618: Simitian and Strickland—Aye.

Senate Bill No. 930, Jerome Horton Amendments: Simitian—Aye.

Senate Bill No. 907, Correa Amendments: Chu, Nation, Reyes, Simitian, and Yee—Aye; Dutton, Houston, La Malfa, Nakanishi, and Strickland—No.

Senate Bill No. 140, Nation Amendments: La Suer, Lieber, Reyes, Simitian, and Strickland—Aye.

Senate Bill No. 85, Levine Amendments: Correa, Koretz, and Simitian—Aye; Bates, Spitzer, Strickland, and Wyland—No.

Senate Concurrent Resolution No. 12: Maddox—Aye; Aghazarian and Houston—No.

Senate Bill No. 457, Resolution to Invoke Constitution: Canciamilla and Houston—Aye.

Senate Bill No. 457: La Malfa—Aye.

Senate Bill No. 445: Cohn, Diaz, Jerome Horton, Maddox, Vargas, and Wyland—Aye; Mountjoy and Pacheco—No.

Senate Bill No. 416: Garcia, Maldonado, Mountjoy, and Wyland—No.

MOTION TO ADJOURN

At 2:45 p.m., Assembly Member Chan moved that the Assembly do now adjourn.

Assembly Member Cogdill seconded the motion.

Motion carried.

QUORUM CALL OF THE ASSEMBLY DISPENSED WITH

At 2:46 p.m., Speaker pro Tempore Kehoe declared the quorum call of the Assembly dispensed with.

RESOLUTIONS

The following resolution was offered:

ASSEMBLY JOINT RESOLUTION NO. 51—Leno (Coauthor: Lowenthal). Relative to federal budget deficits.

REQUEST TO SUSPEND JOINT RULES

The following request was received, and read:

Assembly Chamber, August 25, 2003

Mr. Speaker: I request permission to suspend Joint Rule 61(a)(9) as it relates to Senate Bill No. 543.

JOHN LAIRD

Above request ordered transmitted to the Committee on Rules.

AUTHOR'S AMENDMENTS

Committee on Environmental Safety and Toxic Materials

August 25, 2003

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

Senate Bill No. 543

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

LAIRD, Chair

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

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

REPORTS OF STANDING COMMITTEES
Committee on Transportation

Date of Hearing: August 25, 2003

Mr. Speaker: Your Committee on Transportation reports:

Assembly Concurrent Resolution No. 115

Assembly Concurrent Resolution No. 121

Assembly Concurrent Resolution No. 131

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

DUTRA, Chair

Above resolutions re-referred to the Committee on Appropriations.

Date of Hearing: August 25, 2003

Mr. Speaker: Your Committee on Transportation reports:

Assembly Concurrent Resolution No. 133

Assembly Concurrent Resolution No. 135

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

DUTRA, Chair

Above resolutions re-referred to the Committee on Appropriations.

Date of Hearing: August 25, 2003

Mr. Speaker: Your Committee on Transportation reports:

Assembly Joint Resolution No. 50

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

DUTRA, Chair

Above resolution re-referred to the Committee on Appropriations.

Date of Hearing: August 25, 2003

Mr. Speaker: Your Committee on Transportation reports:

Senate Concurrent Resolution No. 24

Senate Concurrent Resolution No. 43

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

DUTRA, Chair

Above resolutions re-referred to the Committee on Appropriations.

Committee on Health

Date of Hearing: April 29, 2003

Mr. Speaker: Your Committee on Health reports:

Assembly Bill No. 1363

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

FROMMER, Chair

Above bill ordered to second reading.

MESSAGES FROM THE SENATE

Senate Chamber, August 25, 2003

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

Senate Bill No. 62

Senate Bill No. 63

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

Senate Chamber, August 25, 2003

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

- Assembly Bill No. 16
- Assembly Bill No. 137
- Assembly Bill No. 317
- Assembly Bill No. 444
- Assembly Bill No. 654

- Assembly Bill No. 941
- Assembly Bill No. 1186
- Assembly Bill No. 1250
- Assembly Bill No. 1496
- Assembly Bill No. 1678

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

Above bills ordered enrolled.

Senate Chamber, August 25, 2003

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

- Assembly Concurrent Resolution No. 89

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

Above resolution ordered enrolled.

Senate Chamber, August 25, 2003

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

- Assembly Bill No. 171
- Assembly Bill No. 179
- Assembly Bill No. 186
- Assembly Bill No. 202
- Assembly Bill No. 310
- Assembly Bill No. 424
- Assembly Bill No. 529
- Assembly Bill No. 668
- Assembly Bill No. 935
- Assembly Bill No. 954
- Assembly Bill No. 1022

- Assembly Bill No. 1064
- Assembly Bill No. 1216
- Assembly Bill No. 1263
- Assembly Bill No. 1287
- Assembly Bill No. 1337
- Assembly Bill No. 1349
- Assembly Bill No. 1409
- Assembly Bill No. 1545
- Assembly Bill No. 1584
- Assembly Bill No. 1585
- Assembly Bill No. 1708

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 25, 2003

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

- Assembly Bill No. 13
- Assembly Bill No. 97
- Assembly Bill No. 172
- Assembly Bill No. 177
- Assembly Bill No. 188
- Assembly Bill No. 213
- Assembly Bill No. 236
- Assembly Bill No. 284
- Assembly Bill No. 313
- Assembly Bill No. 390
- Assembly Bill No. 506
- Assembly Bill No. 591
- Assembly Bill No. 652

- Assembly Bill No. 767
- Assembly Bill No. 928
- Assembly Bill No. 943
- Assembly Bill No. 1014
- Assembly Bill No. 1180
- Assembly Bill No. 1214
- Assembly Bill No. 1348
- Assembly Bill No. 1368
- Assembly Bill No. 1382
- Assembly Bill No. 1717
- Assembly Bill No. 1724
- Assembly Bill No. 1735
- Assembly Bill No. 1740

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 25, 2003

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

- Senate Concurrent Resolution No. 35
- Senate Concurrent Resolution No. 45
- Senate Concurrent Resolution No. 46
- Senate Concurrent Resolution No. 48
- Senate Joint Resolution No. 17

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

FIRST READING OF SENATE BILLS

The following resolutions were read:

SENATE CONCURRENT RESOLUTION NO. 35—Relative to United States Navy Lieutenant Commander Otis Vincent Tolbert Memorial Highway.

SENATE CONCURRENT RESOLUTION NO. 45—Relative to the Frank and Elly Hartmann Memorial Bridge.

SENATE CONCURRENT RESOLUTION NO. 46—Relative to Peace Officer Richard Perkins Memorial Highway.

SENATE CONCURRENT RESOLUTION NO. 48—Relative to Myositis Awareness Day.

SENATE JOINT RESOLUTION NO. 17—Relative to veterans.

BILLS PLACED ON SPECIAL CONSENT CALENDAR

The following bills will be placed on the Special Consent Calendar, subsequent to one calendar day on the Unfinished Business file:

Assembly Bills Nos. 218, 255, 195, 479, 768, 820, 878, 936, 1045, 1384, 1712, 13, 97, 172, 188, 213, 284, 313, 390, 506, 652, 767, 943, 1014, 1180, 1214, 1348, 1368, 1382, 1717, 1724, 1735, 424, 668, and 1545.

ENGROSSMENT AND ENROLLMENT REPORTS

Assembly Chamber, August 25, 2003

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

- Assembly Bill No. 55
- Assembly Bill No. 109
- Assembly Bill No. 134
- Assembly Bill No. 226
- Assembly Bill No. 276
- Assembly Bill No. 277
- Assembly Bill No. 301
- Assembly Bill No. 322
- Assembly Bill No. 355
- Assembly Bill No. 360
- Assembly Bill No. 378
- Assembly Bill No. 414
- Assembly Bill No. 447
- Assembly Bill No. 458
- Assembly Bill No. 524
- Assembly Bill No. 722
- Assembly Bill No. 738
- Assembly Bill No. 777
- Assembly Bill No. 790
- Assembly Bill No. 794

And reports the same correctly enrolled, and presented to the Governor on the 25th day of August, 2003, at 2:30 p.m.

E. DOTSON WILSON, Chief Clerk

ADJOURNMENT

At 3 p.m., pursuant to the motion by Assembly Member Chan, the Assembly adjourned until 7 a.m., Tuesday, August 26, 2003, out of respect to the memory of Patricia Ann Simpson, on motion of Assembly Member Leslie and Speaker Wesson; out of respect to the memory of Evelyn Munoz, on motion of Assembly Member Correa; out of respect to the memory of William B. Ross, on motion of Assembly Member Cox; out of respect to the memory of Jeremy Lindsay, David J. Moreno, and Antonio Pagayon, on motion of Assembly Member Shirley Horton; out of respect to the memory of Roberta Kordich, on motion of Assembly Member Lowenthal; out of respect to the memory of Dominic "Dick" DeGrande, on motion of Assembly Member Mullin; out of respect to the memory of Kathryn Akers, on motion of Assembly Member Parra; and out of respect to the memory of Loreena Osborn and Raul Ramirez Jr., on motion of Assembly Member Runner.

HERB J. WESSON, JR., Speaker

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE
ASSEMBLY ON AUGUST 25, 2003**

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

AB RN
1050 0317079
1667 0316840

AJR RN
16 0318119
48 0317927

SB RN
9 0317823
18 0317968
85 0317702
140 0317570
186 0318274
187 0317478
189 0317645
345 0317938
457 0318218
543 0317939
617 0317640
619 0317670
627 0317704
727 0317669
763 0317614
769 0317923
826 0317634
857 0317920
907 0317908
926 0317964
930 0317798
937 0317795
1065 0317748
1077 0317664

Daily Total: 28
Cumulative Total: 2618